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Dav. Co. Chancery Court

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE
TWENTIETH JUDICIAL DISTRICT

Davidson County ORDER
Recvd: 03/17/05 15:53 2 pg
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20050317-0029705

F04,A

LAWRENCE J. SACKS, EXECUTOR OF THE ESTATE OF JAMES W. PICKLE,	)	
Plaintiff,	)	
v.	)	**Docket No. 04-2927-I**
TIMBERLINE PROPERTIES,	)	
Defendant.	)	

FILED
2005 FEB -4 AM 9:52
DAVIDSON CO. CHANCERY CT.
DC&M

ORDER OF JUDGMENT BY DEFAULT

This cause came before the Court on December 17, 2004 pursuant to Plaintiff's Motion for Judgment by Default.

The basis for Plaintiff's Motion was the Defendant's failure to file an Answer to Plaintiff's Complaint, which asked the Court to quiet the title to the property once believed to be owned without encumbrance by the Plaintiff and located at 319 McMillan Street, Nashville, Tennessee 37203 and more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot Number 44 on the plan of Governor McMillan's Subdivision of the Old State Prison Lands, of record in Plat Book 161, Page 119, Register's Office for Davidson County, Tennessee.

The Defendant also failed to file a response to the Plaintiff's Motion for Judgment by Default, which also gives reason for it to be granted.

It is therefore, ORDERED, ADJUDGED and DECREED that the claim of Lawrence J. Sacks, Executor of the Estate of James W. Pickle against the Defendant, Timberline Properties, is hereby granted with prejudice to the Defendant. It is also ordered that the Plaintiff is the sole, lawful owner of the subject property and is vested with an absolute and unencumbered title in fee simple to the property with the sole and complete right of possession to it. It is further ordered

that the Defendant and any other person claiming under them are forever barred from all claims to an estate interest in the subject property. Court costs in this cause are to be taxed to the plaintiff for which execution may issue if necessary.

ENTERED this 26 day of January, 2005.

CHANCELLOR

APPROVED FOR ENTRY:

William T. Chapman, IV (#020444)
Fotsythe, Kimbrough, Rosenthal & Chapman
2525 West End Avenue, Suite 350
Nashville, Tennessee 37203
(615) 329-1415
Attorney for Plaintiff

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 15 DAY OF [illegible] 2005
CRISTI SCOTT, CLERK & MASTER
BY [illegible] DEPUTY

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing Order could not be provided to the Defendant or counsel for the Defendant, as the Defendant was served through an Order of Publication and its whereabouts remain unknown, this 26th day of January, 2005.

William T. Chapman, IV