TMB 103, Pg. 261

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Dav. Co. Chancery Court

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, IN ITS OWN BEHALF AND FOR THE USE OF AND BENEFIT OF THE STATE OF TENNESSEE

Plaintiff,

DELINQUENT TAXPAYERS AS SHOWN ON THE 2001 REAL PROPERTY TAX RECORDS OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE,

BETTIE M. HATHAWAY

Tax Civil Action No. 03-729-II

Davidson County ORDER
Recvd: 08/08/05 09:08 2 pgs
Fees:12.00 Taxes:0.00
20050808-0092938

I hereby certify that this is a true copy of original instrument filed in my office
This 28th day of July 2005
CRISTI SCOTT, Clerk & Master
By Judy Carnegie Deputy

2005 JUL 15 PM 3:02
FILED

Field Book No. 27W 02860
Control No. 1997-2300

Defendant(s).

ORDER SETTING ASIDE SALE

This cause came to be heard on June 24, 2005 upon the plaintiff's motion to set aside the sale of the following real property:

907 N 12th St.
.20 Acres
Field Book No. 27W 02860
Map & Parcel No. 083-05-0 242.00

The Court finds that the defendant filed for bankruptcy protection on August 31, 2000 before the sale took place.

It is, accordingly, ORDERED, ADJUDGED and DECREED that the January 7, 2004 sale of said property be set aside.

It is further ORDERED that the Clerk & Master refund to the purchaser, **Christopher Walker**, the excess funds from the sale in the amount of **$626.25.**

It is further ORDERED that the Metropolitan Government refund to **Christopher Walker** the amount of taxes paid as part of the sale, **$1,328.84** for the 2001 taxes and **$1,049.80** for the 2002 taxes.

It is further ORDERED that the Metropolitan Government Trustee return the 2001 and 2002 taxes back to the tax rolls of the Metropolitan Government.

It is further ORDERED that the Metropolitan Government shall pay to **Christopher Walker** the interest accrued on the bid amount to the date this Order is signed in the amount of **$530.48.**

It is further ORDERED that the Metropolitan Government shall pay **$1,009.25** to **Christopher Walker** for the 2003 taxes and **$901.12** for the 2004 taxes that he paid after the tax sale took place.

It is further ORDERED that the Metropolitan Government Trustee return the 2003 and 2004 taxes back to the tax rolls of the Metropolitan Government.

It is further ORDERED that the Metropolitan Government shall pay to **Christopher Walker** the expenses paid as part of the tax sale for the certified copy of the Final Decree Confirming Sale and it's recording with the Register of Deeds.

It is further ORDERED that the property be vested back in the name of **Bettie M. Hathaway.**

CHANCELLOR

APPROVED FOR ENTRY:

Margaret O. Darby #20701
Metropolitan Attorney
204 Metropolitan Courthouse
Nashville, TN 37201
615/862-6341

CERTIFICATION OF SERVICE

I hereby certify that a true and exact copy of the foregoing *Order Setting Aside Sale* has been forwarded to the following this 27th day of July 2005.

Bettie M. Hathaway
907 N 12th St.
Nashville, TN 37206

Christopher Walker
2813 Walnut Lane
Murfreesboro, TN 37129

Wm. Barry Wood
Attorney for Debtors
222 2nd Ave. N
326 Washington Square
Nashville, TN 37201

Margaret O. Darby

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mailed signed copy to Metro Legal + Trustee's office 7-18-05 LD