266

581529

PICK-UP ✓

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

RECEIVED
NOV 2 8 2006
Dav. Co. Chancery Court

A. Brown	)	
	)	
Plaintiff,	)	
	)	
vs.	)	**Case No:06-1983-II**
	)	
LEON SUMMERS, MARY L. SUMMERS, STAN ROBERTS, AND DICK WALKER AND HER THEIR, HEIRS, SUCCESSORS, PERSONAL REPRESENTATIVES AND ASSIGNS.	)	
	)	
Defendants.	)	

F-4

11

FILED
2006 DEC -4 PM 1:58
CLERK & MASTER
DAVIDSON COUNTY

Davidson County ORDER
Recvd: 12/15/06 11:59 3 pgs
Fees:17.00 Taxes:0.00
20061215-0154771

DEFAULT JUDGEMENT

The Motion of the Plaintiff, A. Brown, for a Default Judgment as to Defendants, Leon Summers, Mary L. Summers, Stan Roberts and Dick Walker was filed on October 11, 2006 in this cause was made pursuant to TRCP 55 and was scheduled to be heard on Friday, December 15, 2006. It appears to the Court that the Complaint was filed with this court on August 10, 2006 and that title to the real property described as 1629 25th Avenue North, Nashville, Davidson County, TN, was vested in Plaintiff pursuant to Final Decree Confirming Sale of record in Book 9277, page 777, Register's Office for Davidson County, Tennessee . It also appears to this Court that notice of this action were published pursuant to T.C.A. 29-29-102 in the Nashville Record on August 17, 24 31 and September 7, 2006. It also appears to this Court that no answer or other defense has been filed by the Defendants, Leon Summers, Mary L. Summers, Stan Roberts and Dick Walker and no response has been timely filed or served on counsel for the Plaintiff. It is hereby

ORDERED, ADJUDGED, AND DECREED that the Plaintiff in this action are entitled to a Default Judgment against Leon Summers, Mary L. Summers, Stan Roberts and Dick Walker; and

IF IS FURTHER ORDERED, ADJUDGED AND DECREED that any persons claiming title to the real property known as, 1629 25th Avenue North, Nashville, Davidson County, Tennessee (the Property) under the Defendants, Leon Summers, Mary L. Summers, Stan Roberts and Dick Walker, except as is set forth hereinbelow, are barred from claiming title to the Property; and

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff, A. Brown is the true and lawful owner in fee simple absolute of the Property which is described as follows:

> Land in Davidson County, Tennessee, being part of Lot No. 20 on the Map of Georgia Industrial Realty Company's Subdivision, of record in Book 421, page 188, Register's Office for said county, described as follows:
>
> BEGINNING at a point in the westerly margin of 25th Avenue North, as now extended, in the line between Lots Nos. 20 and 21, thence with the line between said lots, westerly 150 feet, more or less, to a point; thence southerly 50 feet to a point; thence easterly 150 feet to the westerly margin of 25th Avenue, North; thence with the margin of said Avenue, northerly 50 feet to the beginning.
>
> Being the same property conveyed to A. Brown by Final Decree Confirming Sale of record in Book 9277, Page 777, Register's Office for Davidson County, Tennessee.
>
> This is unimproved Property located on 1629 25th Avenue North, Nashville, Davidson County, Tennessee

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff is awarded sole possession of the Property; and

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the costs of this cause shall be taxed to the Plaintiff, for which execution may issue if necessary.

ENTERED this ____ day of _____, 2006.

Carol L. McCoy

CAROL L. MCCOY
CHANCELLOR

SEAL

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL DOCUMENT FILED IN MY OFFICE.
THIS ... DAY OF ... September 20 06
... & MASTER
BY ... DEPUTY

NASHVILLE TENNESSEE

Approved for Entry:

Robert J. Notestine, III #12195
Attorney for Plaintiff
4515 Harding Pike
Suite 315
Nashville, Tennessee 37205
(615)297-1568, Ext. 11

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing order has not been sent by first class U.S. Mail postage prepaid to Leon Summers, Mary L. Summers, Stan Roberts and Dick Walker as they are believed to be deceased or their whereabouts are otherwise unknown and service was obtained by Order of Publication.

Robert J. Notestine, III, Attorney