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MAY 17 2013
Dav. Co. Chancery Court

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE

BANK OF AMERICA, N.A.,
SUCCESSOR BY MERGER TO
BAC HOME LOANS SERVICING, L.P.
F/K/A COUNTRYWIDE HOME LOANS
SERVICING, L.P.,

Plaintiff,

v.

THE UNKNOWN HEIRS OF
ELLA NORA MARTIN, IF ANY,

Defendants.

FILED
2013 MAY 23 AM 9:32
DAVIDSON CO. CHANCERY CT.
DC&M

FOH, TT

Case No. 12-1467-IV

BILL GARRETT, Davidson County
Trans:T20130052543 ORDER
Recvd: 06/21/13 09:03 3 pgs
Fees:17.00 Taxes:0.00
20130621-0063643

**ORDER FOR DEFAULT JUDGMENT**

This cause of action having been submitted to the Court upon the motion for default judgment on behalf of the plaintiff, Bank of America, N.A., Successor by Merger to BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, L.P., against the defendants, the unknown heirs of Ella Nora Martin, if any, and the return of service showing proper service for the time and in the manner required by law, this Court finds that:

1. Personal service of process was attempted unsuccessfully for defendants, the unknown heirs of Ella Nora Martin, if any, as reflected by the affidavit filed herein with this Court.

2. After diligent search and inquiry, the whereabouts of said defendants were unable to be determined.

3. An Order of Publication was granted on behalf of plaintiff allowing for service on defendants, the unknown heirs of Ella Nora Martin, if any, by publication. A notice was

published in *Nashville City Paper*, a newspaper of general circulation in DavidsonDavidson County, Tennessee, for four (4) consecutive weeks.

4. The date of the fourth publication was January 11, 2013.

5. The defendants have failed to plead or otherwise respond as required by the Tennessee Rules of Civil Procedure.

6. The defendants have failed to appear and defend, and the plaintiff's motion for default judgment is well taken and proper.

7. Defendants, the unknown heirs of Ella Nora Martin, if any, are not incompetents or minors.

**IT IS, THEREFORE, ORDERED AND ADJUDGED:**

A. Plaintiff's motion for default judgment is hereby granted;

B. That the deed of trust attached to the complaint as Exhibit "C" and the trustee's deed attached to the complaint as Exhibit "D" to contain the legal description recited in paragraph 10 of the complaint;

C. That the deed of trust and trustee's deed, as reformed, are fully enforceable between the parties as if they had been originally recorded with the correct legal description recited therein; and

D. That the deed of trust and trustee's deed is declared superior and paramount to the interests of the defendants in the subject property.

**ENTERED** this _____ day of _____, 2013.

**IT IS SO ORDERED, COSTS ARE TAXED TO THE PLAINTIFF(S)**

Russell T. Perkins
CHANCELLOR

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 13th DAY OF June 2013
CRISTI SCOTT, CLERK & MASTER
BY _____ DEPUTY

APPROVED FOR ENTRY:

WILSON & ASSOCIATES, P.L.L.C.
1521 Merrill Drive, Suite D-220
Little Rock, Arkansas 72211
(501) 219-9388
(501) 734-4554 (facsimile)

By: Maria N. Yoder
Maria Neumann Yoder (30713)
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this 16 day of May, 2013, a true and copy of the foregoing was sent via U.S. Mail postage prepaid to the Unknown Heirs of Ella Nora Martin, 115 West Cedar Street, Goodlettsville, TN 37072.

Maria N. Yoder
Maria Neumann Yoder