9

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

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

Plaintiff,

v.

DELINQUENT TAXPAYERS AS SHOWN ON THE **2019** REAL PROPERTY TAX RECORDS OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE

ESTATE & HEIRS OF TONEY, LINDA GAIL

Bill No: 108344
Map & Parcel No: 09108009500

RECEIVED
AUG - 3 2022
Dav. Co. Chancery Court

REAL PROPERTY

Tax Civil Action
No. **21-0289-II**

Karen Johnson Davidson County
Batch# 973282 ROS
02/22/2023 01:44:30 PM 4 pgs
Fees: $23.00 Taxes: $632.70
20230222-0012566

FILED
2022 AUG -9 PM 2:51
CLERK & MASTER
DAVIDSON CO. CHANCERY CT
D.C. & M

FINAL DECREE CONFIRMING SALE

This cause came to be heard on **July 29, 2022,** upon motion of Plaintiff to confirm the Report of Sale of the Clerk and Master. It appearing to the Court that this Report has been on file more than five (5) days and is without exception.

It is, therefore, ORDERED by the Court that the Motion to Confirm be, and the same hereby is, granted. All rights, title and interest of the Defendant(s) **ESTATE & HEIRS OF TONEY, LINDA GAIL**, and any and all unknown heirs-at-law or devisees, and of all other interested parties to this suit and to said parcel of land be divested out of them and be vested into the purchaser(s), **BRIAN GAINOUS**, subject to the equity of redemption.

Upon request, the Clerk and Master will provide a certified copy of this Final Decree available to the purchaser for recording with the Register of Deeds. This Final Decree shall convey good title to the tax sale purchaser(s) against any conveyance of the property while it was under the jurisdiction and control of the Chancery Court, after the Decree for Sale was entered, but prior to this Final Decree being signed and available for recording by the tax sale purchaser. Tenn. Code. Ann. § 66-3-101.

The costs of the certified Final Decree will be paid by said purchaser(s), and on application, a writ of possession will issue to put the purchaser(s) in possession of said parcel of land at purchaser's(s') cost.

Out of the proceeds of said sale, the Clerk and Master will make disbursements in the following order:

1. The costs of this cause.

2. All real property taxes, penalty, interest, statutory attorney fees, and costs due and payable to the Metropolitan Government on the date of the sale.

3. Any parks or other liens held by the Metropolitan Government which are of record in the Register's Office for Davidson County, Tennessee.

600

The Clerk and Master will retain, subject to rightful claims, whatever balance may remain after the above payments. The purchaser(s) shall be liable for the taxes assessed against the property beginning with the year **2019** and continuing so long as he shall own the property.

All other matters are reserved.

The Report of Sale of the Clerk and Master follows and is incorporated herein.

CHANCELLOR

Approved for Entry:

THE DEPARTMENT OF LAW OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
WALLACE W. DIETZ, #9949, DIRECTOR OF LAW

/s/ Lexie A. Ward
Joshua Thomas, #30494
Lexie A. Ward, #37652
Assistant Metropolitan Attorneys
Metropolitan Courthouse, Suite 108
P. O. Box 196300
Nashville, TN 37219
(615) 862-6343
lexie.ward@nashville.gov

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 22nd DAY OF February 2023
MARIA M. SALAS, CLERK & MASTER
BY _____ DEPUTY

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded by U.S. Mail to the following, this 3rd day of August 2022.

Estate & Heirs of Linda Gail Toney
1025 42nd Ave N
Nashville, TN 37209

Cornelius M. Yarber
1025 42nd Ave N
Nashville, TN 37209

Ashley J. Toney
1025 42nd Ave N
Nashville, TN 37209

Brian Gainous
301 Northcreek Blvd #208
Goodlettsville, TN 37072

ELECTRONIC MAIL
Metropolitan Trustee
Metropolitan Assessor

/s/ Lexie A. Ward
Lexie A. Ward

METROPOLITAN GOVERNMENT ETC. **FILE NO.** 21-0289-II

VS. **BILL NO.** 108344

DELINQUENT TAXPAYERS ETC. **MAP & PARCEL No:** 09108009500
(ESTATE & HEIRS OF TONEY, LINDA GAIL)

REPORT OF SALE

To the Chancellor:

An order was entered in this case on 4TH day of **APRIL** on page **387** of Tax Minute Book **147** directing the Clerk and Master to sell the following described property:

Land in Davidson County, Tennessee

1025 42ND AVE. N.
0.17 Acres
Map and Parcel Number: 09108009500
Deed Book, Page: 00006452, 0000643

2022 JUN 22 AM 11:07
DAVIDSON CO. CHANCERY COURT

TERMS OF SALE: Cash. To the highest and best bidder. Subject to the right of equity of redemption. The purchaser(s) shall be liable for payment of taxes assessed against the property beginning with the year 2020 and continuing so long as purchaser(s) shall own the property. If there are any excess funds remaining from the proceeds of said sale after distribution of all taxes and costs as specified above, a reference will be made to pay any full year's taxes, interest and penalty due and payable to the Metropolitan Government on the date of sale. Judgment in this cause is in the amount of **$10,566.99** plus interest, penalty, statutory attorney's fees and costs as provided by law.

I respectfully report that I advertised for the required time in *The Ledger*, a newspaper published in Nashville, stating that in the Jury Assembly Room, Ground Floor of the Metropolitan Courthouse, One Public Square, Nashville TN 37201, at 12:00 o'clock noon, on Wednesday, **JUNE 15, 2022,** I would sell the above described property upon the stated terms. I held the sale as ordered and the property was fairly struck off and sold to **BRIAN GAINOUS** for **$171,000.00**. The purchaser(s) complied by paying **$171,000.00**.

STATE OF TENNESSEE
COUNTY OF DAVIDSON
The actual consideration or true value, whichever is greater for this transfer is
$ 171,000.00
_____, **Affiant**
Subscribed and sworn before me this the
22 **Day of** February, 2023.
Brad Wells, **Deputy Register**

Respectfully Submitted,

MARIA M. SALAS

Clerk and Master

By _____

Deputy Clerk and Master

Purchaser: and mail Tax bills to

BRIAN GAINOUS
301 NORTHCREEK BLVD. #208
GOODLETTSVILLE, TN 37072

IN THE CHANCERY COURT, PART II, DAVIDSON COUNTY, TENNESSEE

FILED
2022 JUN 29 PM 2:08
CLERK & MASTER
DAVIDSON CO. CHANCERY CT

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

PLAINTIFFS

vs.

File No. 21-289-II

Control No. 108344

Map & Parcel No. 09108009500

DELINQUENT TAXPAYERS AS SHOWN ON CONSOLIDATED 2019 PROPERTY TAX RECORDS OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

ESTATE & HEIRS OF LINDA GAIL TONEY

DEFENDANTS

REPORT OF THE CLERK AND MASTER

TO THE CHANCELLOR:

Pursuant to the Order of Reference entered in Tax Minute Book 147 Page 387 on April 4, 2022, I find as follows:

1. *The total amount of taxes, interest, penalty, statutory attorney's fee, clerk's filing fee and initial certified mail fee due and payable to the Metropolitan Government on the date of sale, June 15, 2022.*

2017	*$3073.66*
2018	*$2784.35*
2019	*$2494.97*
2020	*$2936.01*
2021	*$2376.97*
	$13665.96

2. *Court costs due and payable to the Clerk and Master on the date of sale, June 15, 2022.*

$410.82

Respectfully submitted,
MARIA M. SALAS
Clerk and Master

By: _____
Deputy Clerk and Master