Towns County Herald

Legal Notices for December 18, 2019

NOTICE TO CREDITORS AND DEBTORS
All creditors of the Estate of Barbara Hatcher
Hunter, deceased, of Towns County, Georgia
are hereby notified to render in their demands
to the undersigned according to law; and all
persons indebted to said estate are required to
make immediate payment to the undersigned.
This 19th day of November 2019.
William H. (Bill) Hunter, Executor
Estate Barbara Hatcher Hunter
4291 Heart Pine Circle
Pensacola, FL 32504
850-723-6332
(100z7,Dec4,11,18)

STATE OF GEORGIA
COUNTY OF TOWNS
NOTICE TO DEBTORS AND CREDITORS
RE: RUBY BELTON TUTTLE, a/k/a Ruby Mae

RE: RUBY BELIUN TOTILE, area and a many martinute All debtors and creditors of the estate of RUBY BELTON TUTTLE, alk/a Ruby Mae Tuttle, deceased, late of Towns County, Georgia, are hereby notified to render their demands and payments to the Executor of said Estate, according to law, and all persons indebted to said estate are required to make immediate payment to the Executor.

This 19th day of November, 2019.

said estate are required to make in payment to the Executor. This 19th day of November, 2019. Lavonne Tuttle Truett (f/k/a Lavonne Tuttle Kerr) Executor Address: 7258 Rocky Mountain Lane Hiawassee, GA 30546

T(Mov27,Dec4,11,18)

NOTICE TO DEBTORS AND CREDITORS
STATE OF GEORGIA
COUNTY OF TOWNS
RE: ESTATE OF Mabel Gresham Craft
All creditors of the Estate of Mabel Gresham
Craft, deceased, late of Towns County, Georgia,
are hereby notified to render their demands
to the undersigned according to law, and all
persons indebted to said estate are required to
make immediate payment to the undersigned.
This the 21st day of November, 2019.
Gloria Craft Duvall
1615 Creek Pointe Circle
Lawrenceville, GA 30043
770-861-1547
Sherry Craft Siple
4625 Villager Trail
Flowery Branch, GA 30542
404-993-2113
T(Dec4,11,18,25)

STATE OF GEORGIA

STATE OF GEORGIA

STATE OF GEORGIA
COUNTY OF TOWNS
NOTICE TO DEBTORS AND CREDITORS
RE: Glyn D. Pollard, Sr.
All debtors and creditors of the estate of Glyn
D. Pollard, Sr., deceased, late of Towns County,
Georgia, are hereby notified to render their
demands to the undersigned according to law,
and all persons indebted to said estate are required to make immediate payment.
This 11th day of December, 2019.
Peggy A. Kibbey
7870 Hiawassee Wilderness Trail
Hiawassee, GA 30546
912-381-1556
T(Dec18,25,Jan1,8)

STATE OF GEORGIA

STATE OF GEORGIA
COUNTY OF TOWNS
MOTICE TO DEBTORS AND CREDITORS
RE: ROBERT C. SHATTLES
All debtors and creditors of the estate of Robert C. Shattles, deceased, late of Towns County,
Georgia, are hereby notified to render their
demands and payments to the Executor of
said Estate, according to law, and all persons
indebted to said estate are required to make
immediate payment to the Executor.
This 10th day of December, 2019.
Margaret H. Shattles, Executor
Address: 568 Kanuga Street
Hilawassee, GA 30546
T(Dec18,25,Jan.1,8)

IN THE PROBATE COURT OF TOWNS COUNTY STATE OF GEORGIA IN RE: ESTATE OF BARBARA A. LYLE, DECEASED ESTATE NO. 2019-P-097 PETITION FOR LETTERS OF ADMINISTRATION NOTICE

concern:
Barbara Lynne Shirley has petitioned to be appointed Administrator of the estate of Barbara A. Lyle deceased, of said County. The Petitioner has also applied for waiver of bond and/or grant of

TO: All Interested parties and to whom it may

has also applied for waiver of bond and/or grant of certain powers contained in O.C.G.A. § 53-12-261. All interested parties are hereby notified to show cause why said Petition should not be granted. All objections to the Petition must be in writing, setting forth the grounds of any such objections, and must be filed with the Court on or before January 6, 2020.

BE NOTIFIED FURTHER: All objections to the Petition must be in writing, setting forth the grounds of any such objections. All objections should be sworn to before a notary public or before a Probate Court Clerk, and filing fees must be tendered with your objections, unless you qualify to file as an indigent party. Contact Probate Court personnel for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the Petition may be granted without a hearing.

David Rogers

Judge of the Probate Court

By: Kerry L. Berrong

Clerk of the Probate Court

48 River St. Suite C

Hiawassee, GA 30546

Address
706-896-3467

Address 706-896-3467 T(Dec11,18,25,Jan1)

NOTICE OF INCORPORATION

NOTICE OF INCORPORATION

Notice is given that articles of incorporation for WHITE OAK RETREAT HOMEOWNERS ASSOCIATION, INC., have been filed with the Secretary of State in accordance with the Georgia Nonprofit Corporation Code. The initial registered office of the corporation is located at 1702 White Oak Court, Hiawassee, Georgia 30546 and its initial registered agent at such address is Samuel M. Bennett.

IN THE PROBATE COURT OF TOWNS COUNTY STATE OF GEORGIA

IN RE: CAROLYN ORA GIBSON, DECEASED ESTATE NO. 2019-P-100 NOTICE OF PETITION TO FILE FOR YEAR'S SUP-PORT

ESTAIR NO. 2019-P-100
NOTICE OF PETITION TO FILE FOR YEAR'S SUPPORT
The Petition of Billy Gene Gibson, for a year's support from the estate of Carolyn Ora Gibson, Deceased, for Decedent's Surviving Spouse, having been duly filed, all interested persons are hereby notified to show cause, if any they have, on or before January 6, 2020, why said Petition should not be granted.
All objections to the Petition must be in writing, setting forth the grounds of any such objections, and must be filed on or before the time stated in the preceding sentence. All objections should be sworn to before a notary public or before a Probate Court Clerk, and filing fees must be tendered with your objections, unless you qualify to file as an indigent party. Contact Probate Court personnel for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed the Petition may be granted without a hearing.
David Rogers
Judge of the Probate Court By: Kerry L. Berrong Clerk of the Probate Court 48 River St., Suite C
Hiawassee, GA 30546
Address
706-896-3467

IN THE SUPERIOR COURT OF TOWNS COUNTY STATE OF GEORGIA Enotah Judicial Circuit STATE OF GEORGIA,

ex rel
JEFFREY LANGLEY
DISTRICT ATTORNEY,
ENOTAH JUDICIAL CIRCUIT,
Plaintiff,

vs 2006 Ford Mustang GT, VIN# VFT82H565108108, GA TAG RLG6670, SILVER IN COLOR and \$346.00 in United States Currency, Defendants in rem, RE PROPERTY OF

RE PROPERTY OF
ROBERT BYRD,
Purported Owner(s)/Interest Holders
CIVIL ACTION NO. 2019-CV-160
COMPLAINT FOR FORFEITURE
COMES NOW THE STATE OF GEORGIA, by and
through Jeffrey Langley, District Attorney for
the Enotah Judicial Circuit and files this complaint for forfeiture pursuant to the Official
Code of Georgia Annotated §§16-13-49(b) and
9-16-12 and shows the Court the following:
1.

The property sought to be forfeited is de-scribed in the above-styled caption and is in-corporated herein by reference thereto (here-inafter "the defendant property").

2.
The defendant property is presently in the custody of the Towns County Sheriffs Department and is located within the county and will be located in Towns County during the pendency of this forfeiture action, and is within the venue and subject to the jurisdiction of this Court.
3.

On November 2, 2019, the defendant vehicle driven by Robert Byrd was stopped by the Towns County Sheriff's Department on High-

The stop resulted in the arrest of Robert Byrd for Possession of Methamphetamine (Towns County Warrant# 19-547FW) and Possession of Methamphetamine with Intent to Distribute (Towns County Warrant # 19-550FW).

A search of the defendant vehicle, which is titled in the name of Robert Byrd, resulted in the discovery of multiple bags of Methamphet-amine, a set of scales and a pipe with meth-ambhetamine residue.

6. As a result of the discovery of the metham-phetamine, the defendant vehicle was seized for forfeiture. Located within the vehicle and/ or on Robert Byrd's person was \$346.00 in United States Currency which was seized for forfeiture was the defendant.

The defendant property is contraband and subject to forfeiture to the State of Georgia pursuant to the provisions of O.C.G.A. § 16-13-49(b), in that the defendant property was directly or indirectly used or intended for use to facilitate the possession and/or distribution of methamphetamine in violation of. O.C.G.A. § 16-13-30 and/or is proceeds derived or realized therefrom and/or was found in close proximity to methamphetamine and/or other property which is subject to forfeiture pursuant to the provisions of O.C.G.A. § 16-13-49(b).

That prior to December 2, 2019 and within 6d days of the seizure of the property sought to be forfeited, the State of Georgia filed a quasi-judicial forfeiture pursuant to 0.C.G.A. Section 9-16-11. Said quasi-judicial for

9.
On December 5, 2019 the District Attorney received the attached document from Robert Byrd. The State maintains that said answer is insufficient under 0.C.G.A. Section 9-16-11(c) (2). However pursuant to 0.C.G.A 9-16-11(c) (3) the State hereby files a judicial forfeiture pursuant to 9-16-12.

10.

The names and addresses of all known persons who may be owners and/or interest holders of the defendant property, or any part thereof, are as follows: Robert Byrd 76 Spiva Point

Robert Byrd
76 Spiva Point
Blairsville, Ga 30512
WHEREFORE THE STATE OF GEORGIA PRAYS:
1) That all purported owners and/or interest
holders listed herein be personally served with
a copy of the complaint and summons;
2) That all purported owners and interest
holders who are unknown, who reside out of
state, who depart the state, who cannot after
due diligence be found within the state, or who
conceal themselves so as to avoid service, be
served by publication by publishing a notice of
proceedings once per week for two consecutive weeks in the legal organ of the county in
which this complaint is pending as provided
by O.C.G.A. § 9-16-12(b)(3);
3.) That the Court hold a hearing within sixty
(60) days of the service of this complaint as
provided by O.C.G.A. § 9-16-12(f);
4.) That the Court enter judgment in favor of
the State of Georgia declaring the defendant
property or any part thereof forfeited to the
State of Georgia pursuant to the provisions of
O.C.G.A. § 16-13-49;
5.) That the Court retain jurisdiction to direct
the proper disposition and distribution of the
forfeited property as provided by O.C.G.A. §
9-16-19; and
6.) That the State of Georgia be afforded such
other relief and remedies as are available

6.) That the State of Georgia be afforded such other relief and remedies as are available under law and for due process to enforce the forfeiture. RESPECTFULLY SUBMITTED,

RESPECTFULLY SUBMITTED, Jeffrey Langley DISTRICT ATTORNEY Enotah Judicial Circuit State Bar No. 436610 BY Sidney (Buster) Landreau Assistant District Attorney State Bar No.970247 slandreau@pacga.org 48 River Street Suite A

Hiawassee, Ga 30546 706-896-6489

706-896-6489
Fax Number
NOTICE OF SUMMONS
The above Petition for Forfeiture was filed in the above styled action on December 11, 2019, seeking forfeiture of the above property on account of a Violation of the Georgia Controlled Substances Act pursuant to O.C.G.A. Section 16-13-19.

Any owner or interest holder is hereby notified to file a verified answer under penalty of perjury with the undersigned within thirty (30) days from the date of last publication herein with. Cecil Dye
Clerk Superior Court of Towns County 48 River Street Ste E
Hiawassee Ga, Ga 30546
A copy of any answer should also be mailed or

Hiawassee Ga, Ga 30546
A copy of any answer should also be mailed or served upon the following
Buster Landreau
Assistant District Attorney
48 River Street Ste A
Hiawassee, Ga 30546
TUDes 18 75

NOTICE OF SALE UNDER POWER,
TOWNS COUNTY
Pursuant to the Power of Sale contained in a
Security Deed given by Sarah Haywood to EverBank Reverse Mortgage LLC dated 7/14/2008
and recorded in Deed Book 437 Page 664 Towns
County, Georgia records; as last transferred to
or acquired by Nationstar Mortgage LLC d/b/a
Champion Mortgage Company, conveying the
after-described property to secure a Note in
the original principal amount of \$300,240.00,
with interest at the rate specified therein,
there will be sold by the undersigned at public
outcry to the highest bidder for cash before
the Courthouse door of Towns County, Georgia
(or such other area as designated by Order of
the Superior Court of said county), within the
legal hours of sale on January 7, 2020 (being
the first Tuesday of said month unless said
date falls on a Federal Holiday, in which case
being the first Wednesday of said month), the
following described property:
ALL THAT TRACT OR PARCEL OF LAND LYING
AND BEING IN LAND LOT 4, 18TH DISTRICT,
1ST SECTION, TOWNS COUINTY, GEORGIA, CONTAINING 0.775 ACRES AS SHOWN ON A PLAT OF
SURVEY PREPARED BY LANDTECH SERVICES,
INC., JAMES L. ALEXANDER, R.L.S. #2653
DATED OCTOBER 28, 2005 RECORDED IN PLAT

SURVEY PREPARED BY LANDIECH SERVICES, INC., JAMES L. ALEXANDER, R.L.S. #2653 DATED OCTOBER 28, 2005 RECORDED IN PLAT BOOK 35, PAGE 201 TOWNS COUNTY RECORDS WHICH DESCRIPTION ON SAID PLAT IS INCORPORATED HEREIN BY REFERENCE AND MADE APART LIBERGEN

PORATED HEREIN BY REFERENCE AND MADE A PART THEREOF.

TAX ID#: 0041A-034

BEING ALL AND THE SAME LANDS AND PREMISES CONVEYED TO MICHAEL JAMES HAYWOOD BY SARAH MONICA ROSE N/K/A SARAH MONICA FANCHER IN A QUIT CLAIM DEED EXECUTED 12/7/2005 AND RECORDED 1/17/2006 IN BOOK 359, PAGE 308 OF THE TOWNS COUNTY, GEORGIA LAND RECORDS.

12/7/2005 AND RECORDED 1/17/2006 IN BOOK 359, PAGE 308 OF THE TOWNS COIUNTY, GEOR-GIA LAND RECORDS.
The debt secured by said Security Deed has been and is hereby declared due because of, among other possible events of default, failure to pay the indebtedness as and when due and in the manner provided in the Note and Security Deed. The debt remaining in default, this sale will be made for the purpose of paying the same and all expenses of this sale, as provided in the Security Deed and by law, including attorney's fees (notice of intent to collect attorney's fees (notice of intent to collect attorney's fees having been given).
Said property is commonly known as 2548 Highway 75, Hiawassee, GA 30546 together with all fixtures and personal property attached to and constituting a part of said property, if any. To the best knowledge and belief of the undersigned, the party (or parties) in possession of the subject property is (are): Sarah Jordan Haywood or tenant or tenants.
Champion Mortgage LLC is the entity or individual designated who shall have full authority to negotiate, amend and modify all terms of the mortgage.
Champion Mortgage LLC Loss Mitigation
PO Box 91322
Seattle, WA 98111-9422
Phone 855-683-3095
Fax 866-621-1036
Note, however, that such entity or individual is not required by law to negotiate, amend or modify the terms of the loan.
Said property will be sold subject to: (a) any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable on the mortgage will appeal to the reporty whether due and payable or not yet due and payable and which may not be of record, (c) the right of redemption of any taxing authority, (d) any matters which might be disclosed by an accurate survey and inspection of the property, and (e) any assessments, liens, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above.

The sale will be conducted subject to (1) confirmation that the sale is not prohibited under The sale will be conducted subject to (1) con

The sale will be conducted subject to (1) confirmation that the sale is not prohibited under the U.S. Bankruptcy Code; and (2) final confirmation and audit of the status of the loan with the holder of the Security Deed. Pursuant to O.C.G.A. Section 9-13-172.1, which allows for certain procedures regarding the rescission of judicial and non-judicial sales in the State of Georgia, the Deed Under Power and other fore-closure documents may not be provided until final confirmation and audit of the status of the loan as provided immediately above.

Nationstar Mortgage LLC d/b/a Champion Mortgage Company as agent and Attorney in Fact for Sarah Haywood

Aldridge Pite, LLP, 15 Piedmont Center, 3575 Piedmont Road, N.E., Suite 500, Atlanta, Georgia 30305, (404) 994-7637.

913 30305, (409) 5994-7057.

1341-385A

THIS LAW FIRM MAY BE ACTING AS A DEBT.
COLLECTOR ATTEMPTING TO COLLECT A DEBT.
ANY INFORMATION OBTAINED WILL BE USED
FOR THAT PURPOSE. 1341-385A