

Towns County Herald

Legal Notices for May 28, 2014

STATE OF GEORGIA COUNTY OF TOWNS NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF JOSEPH A. LAYFIELD
All debtors and creditors of the estate of Joseph A. Layfield, 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 undersigned.
This 28th day of April, 2014.

Melanie Brown
9710 Cottonwood Road, AL 36320
334-797-9008

T(May7,14,21,28)B

STATE OF GEORGIA COUNTY OF TOWNS NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF DAVID JAMES GRIFFITH
All debtors and creditors of the estate of David James Griffith, 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 Undersigned.
This 2nd day of May, 2014.

Beverly Sue R. Griffith
4888 Swallows Creek Road
Hiawassee, GA 30546
706-994-4844

T(May7,14,21,28)B

STATE OF GEORGIA COUNTY OF TOWNS NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF VIRGINIA J. RIVERS
All debtors and creditors of the estate of Virginia J. Rivers, 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 1st day of May, 2014.

Virginia Gail Parris, Executor
Address: 620 Jefferson Avenue
Fayetteville, GA 30214

T(May7,14,21,28)B

STATE OF GEORGIA COUNTY OF TOWNS NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF Robert Hadley Graham
All debtors and creditors of the estate of Robert Hadley Graham, deceased, late of Towns County, Georgia, are hereby notified to render their demands and payments to the undersigned of said Estate, according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned.
This the 9th day of May, 2014

Carolyn Joan Graham
Personal Representative
2354 Hidden Valley Road
Hiawassee, GA 30546
706-896-8545

T(May14,21,28,Jun4)B

NOTICE OF INCORPORATION

Notice is given that Articles of Incorporation which incorporate BLC Exports, Inc. have been delivered to the Secretary of State for filing in accordance with the Georgia Business Corporation Code. The initial registered office of the corporation is located at 800 West Clay Street, Thomasville, Towns County, Georgia 31799 and its initial registered agent at such address is Bryant V. Beadles.

T(May21,28)P

NOTICE OF INTENT TO INCORPORATE

Notice is given that Articles of Incorporation which will incorporate Blue Mountain Enterprises, LLC have been delivered to the Secretary of State for filing in accordance with the Georgia Corporation Code. The initial registered office of the corporation will be located at 505 Lower Bell Creek Road, Hiawassee, Georgia, 30546, and its initial registered agent at such address is Paula Staley.

Paula Staley
505 Lower Bell Creek Road
Hiawassee, GA 30546

T(May21,28)P

IN THE PROBATE COURT COUNTY OF TOWNS STATE OF GEORGIA

IN RE: ESTATE OF

Thomas Ray Chastain, DECEASED

ESTATE NO. 2014-26

PETITION FOR LETTERS

OF ADMINISTRATION

NOTICE

TO: All interested parties

Glenda Kuykendall has petitioned to be appointed Administrator of the estate of Thomas Ray Chastain deceased, of said County. The Petitioner has also applied for waiver of bond and 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 June 23, 2014. All pleadings/objections must be signed under oath before a notary public or before a probate court clerk, and filing fees must be tendered with your pleadings/objections, unless you qualify to file as an indigent party. Contact probate court personnel at the following address/telephone number 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/Deputy Clerk of the Probate Court
48 River St., Suite C
Hiawassee, GA 30546
Address
706-896-3467
Telephone Number

T(May28,Jun4,11,18)B

APPLICATION TO REGISTER A BUSINESS TO BE CONDUCTED UNDER A TRADE NAME

The undersigned hereby certifies that it is conducting a business in the City of Adairsville, County of Towns, State of Georgia under the name of: WFJ Armament and that the nature of the business is Gun Smithing and that said business is composed of the following LLC: PFJ Media LLC, 322 Shaw Rd., Adairsville, Georgia 30103.

T(May21,28,Jun4,11,18)B

IN THE JUVENILE COURT OF TOWNS COUNTY STATE OF GEORGIA

IN THE INTEREST OF:

K.U.

DOB: 10-23-2006

SEX: FEMALE

case no. 139-14j-9a

C.U.

DOB: 08-01-2005

SEX: FEMALE

case no. 139-14j-8a

J.U.

DOB: 10-27-2008

SEX: FEMALE

case no. 139-14j-7a

CHILDREN UNDER THE AGE OF EIGHTEEN

NOTICE OF DEPENDENCY HEARING

TO: CORY UPCHURCH, BIOLOGICAL FATHER OF THE ABOVE-NAMED CHILDREN OR ANY OTHER POSSIBLE BIOLOGICAL FATHER OF THE ABOVE-NAMED CHILDREN
By Order for Service by Publication dated the 6th day of May, 2014, you are hereby notified that on the 18th day of March, 2014, the Towns County Department of Family and Children Services, Georgia Department of Human Services, filed a Petition for Protective Order (Dependency) against you as to the above-named children alleging the children are dependent. You are required to file with the Clerk of Juvenile Court, and to serve upon Special Assistant Attorney General Stephany L. Zaic, an answer in writing within sixty (60) days of the date of the Order for Service by Publication.

This Court will conduct a final hearing upon the allegations of the Petition and enter an order of disposition on the 17th day of June, 2014, at 9:30 a.m., at the Towns County Courthouse, Hiawassee, Georgia.

The children and other parties involved may be represented by a lawyer at all stages of these proceedings. If you want a lawyer, you may choose and hire your own lawyer. If you want to hire a lawyer, please contact your lawyer immediately. If you want a lawyer but are not able to hire a lawyer without undue financial hardship, you may ask for a lawyer to be appointed to represent you. The Court would inquire into your financial circumstances and if the Court finds you to be financially unable to hire a lawyer, then a lawyer will be appointed to represent you. If you want a lawyer appointed to represent you, you must let the Court or the officer of this Court handling this case know that you want a lawyer immediately.

WITNESS, the Honorable Gerald Bruce, Judge of said Court, this the 6th day of May, 2014.
Honorable Gerald Bruce
Judge, Juvenile Court
Towns County, Georgia
Enotah Judicial Circuit
T(May21,28,Jun4,11)B

IN THE PROBATE COURT COUNTY OF TOWNS STATE OF GEORGIA

IN RE: ESTATE OF

Dock Bailey McGaha, DECEASED

ESTATE NO. 2014-25

NOTICE OF PETITION TO FILE FOR YEAR'S

SUPPORT

The petition of Nettie I. McGaha, for a year's support from the estate of Dock Bailey McGaha, 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 June 16, 2014, 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 pleadings/objections must be signed before a notary public or before a probate court clerk, and filing fees must be tendered with your pleadings/objections, unless you qualify to file as an indigent party. Contact probate court personnel at the following address/telephone number 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.

48 River St., Suite C
Hiawassee, GA 30546
Address
706-896-3467
Telephone Number
David Rogers
Judge of the Probate Court

By: Kerry L. Berrong
Clerk/Deputy Clerk of the Probate Court

T(May21,28,Jun4,11)B

STATE OF GEORGIA COUNTY OF TOWNS NOTICE OF SALE UNDER POWER

Under and by virtue of the power of sale contained in a Security Deed from LINDA HARDY UNDERWOOD and JANETTE HARDY WILLIAMS to UNITED COMMUNITY BANK, dated September 13, 2004, recorded September 22, 2004, in Deed Book 314, Page 621, Towns County, Georgia records, as last modified by Modification of Security Deed dated December 17, 2010, recorded in Deed Book 488, Page 84, Towns County, Georgia records; also that certain Assignment of Rents dated December 17, 2010, recorded in Deed Book 491, Page 566, Towns County, Georgia records, said Security Deed being given to secure a Note from LINDA HARDY UNDERWOOD dated December 17, 2010, in the original principal amount of One Hundred Twelve Thousand Seven Hundred Fifty Four and 40/100 (\$112,754.40) Dollars, with interest from date at a rate per cent per annum on the unpaid balance until paid; there will be sold by the undersigned at public outcry to the highest bidder for cash before the Courthouse door at Towns County, Georgia, within the legal hours of sale on the first Tuesday in June, 2014, the following described property:

All that tract or parcel of land lying and being in the 17th District, 1st Section, Land Lot 50 and being bounded as follows:

Beginning on an iron peg 50 feet from center of Highway 76, approximately 5 miles from Hiawassee, GA; then running N 0 10W 237.7 feet to a rock; thence S 89 52E 141.9 feet to an iron pipe; thence N 18 44E 446.93 feet to an iron peg; at a fence; thence N 89 51 W 408 feet to an iron peg on county road; thence with said road, S 15 W 171.5 feet to an iron peg; thence S 7 30 W 140 feet to an iron peg; thence S 18 15 E 147 feet to an iron peg; thence S 1 30 E 201 feet; thence S 77 25 E 139 feet to the point of beginning, containing 4.4 acres, more or less.

This being all the property conveyed to Linda Hardy Underwood and Janette Hardy Williams at Deed Book U-1, Page 22, Towns County, Georgia records.

LESS AND EXCEPT: All that tract or parcel of land lying and being in Land Lot 50, 17th District, 1st Section, Towns County, Georgia, and being designated tract One (1) consisting of 1.22 acres, more or less, as more fully shown on plat of survey for Stephen Patton and Jason Ledford, prepared by Landtech Services, Inc., Registered Surveyor, dated January 30, 2007 and recorded in Plat Book 36, Page 262 of the Towns County, Georgia records which survey is incorporated herein by reference for a complete description of said property.

Also conveyed herein is all of Grantor's right, title and interest in that land lying between the above described tract and the centerline of County Road Number 124 subject to the right of way of said road.

Also conveyed herein is all of Grantor's right, title and interest in that land lying between the above described tract and the centerline of U.S. Highway Number 76 subject to the right of way of said road.

The above property is conveyed subject to all utilities, rights of way, setbacks, buffers, and easements per the above referenced survey.

The above property is conveyed subject to the Georgia Department of Transportation Construction and Maintenance Easement as recorded in Deed Book 190, Page 731-734 of the Towns County, Georgia 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 having been given).

Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, easements, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above.

To the best knowledge and belief of the undersigned, the party in possession of the property is LINDA HARDY UNDERWOOD and JANETTE HARDY WILLIAMS or a tenant or tenants.

UNITED COMMUNITY BANK,
as attorney in Fact for LINDA HARDY UNDERWOOD and JANETTE HARDY WILLIAMS
L. Lou Allen
Stites & Harbison, PLLC
520 West Main Street
Blue Ridge, Georgia 30513
(706) 632-7923
File No. 7484A-03647
T(May7,14,21,28)B

NOTICE OF SALE UNDER POWER

GEORGIA, TOWNS COUNTY

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

Under and by virtue of the Power of Sale contained in a Security Deed given by Gregory A Bishop to Mortgage Electronic Registration Systems, Inc. as nominee for Branch Banking and Trust Company, it's successor's and assigns, dated April 15, 2011, recorded in Deed Book 493, Page 280, Towns County, Georgia Records, as last transferred to Branch Banking and Trust Company by assignment recorded in Deed Book 535, Page 148, Towns County, Georgia Records, conveying the after-described property to secure a Note in the original principal amount of ONE HUNDRED FIFTY-EIGHT THOUSAND EIGHT HUNDRED SIXTY-SEVEN AND 0/100 DOLLARS (\$158,867.00), with interest thereon as set forth therein, there will be sold at public outcry to the highest bidder for cash before the courthouse door of Towns County, Georgia, or at such place as may be lawfully designated as an alternative, within the legal hours of sale on the first Tuesday in June, 2014, the following described property: SEE EXHIBIT

“A” ATTACHED HERETO AND MADE A PART HEREOF 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 Security Deed and by law, including attorney's fees (notice of intent to collect attorney's fees having been given). Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above. Branch Banking and Trust Company is the holder of the Security Deed to the property in accordance with OCGA § 44-14-162.2. The entity that has full authority to negotiate, amend, and modify all terms of the mortgage with the debtor is: Branch Banking & Trust Company, 301 College Street, PVN #101729, Greenville, SC 29601, 800-827-3722. To the best knowledge and belief of the undersigned, the party in possession of the property is Gregory A Bishop or a tenant or tenants and said property is more commonly known as 824 Bent Tree Ln, Young Harris, Georgia 30582. The sale will be conducted subject (1) to confirmation that the sale is not prohibited under the U.S. Bankruptcy Code and (2) to final confirmation and audit of the status of the loan with the holder of the security deed. Branch Banking and Trust Company as Attorney in Fact for Gregory A Bishop McCalla Raymer, LLC 1544 Old Alabama Road Roswell, Georgia 30076 www.foreclosurehotline.net MR/krc1 6/3/14 Our file no. 5205213-FT1 EXHIBIT “A” All that tract or parcel of land lying and being in Land Lots 63, 17th District, 1st Section, Towns County, Georgia, containing 0.79 acres, and being shown as Lot Seventy-Nine (79) of Pine Crest Subdivision, Phase II, on a plat of survey by Tamrok Engineering, Inc., dated June 4, 1988, recorded in Plat Book 11, Page 138, Towns County records, which description of said plat is incorporated herein and made a part hereof. The property is conveyed subject to the restrictions of record pertaining to Pine Crest Development, Phase II as recorded in Deed Book 94, Pages 179-180, as amended in Deed Book 436, Pages 133-170, Towns County, Georgia records. The property is conveyed subject to the road rights of way as shown on said plat. MR/krc1 6/3/14 Our file no. 5205213 - FT1

T(May7,14,21,28)B