

# Towns County Herald

## Legal Notices for August 21, 2019

**IN THE PROBATE COURT OF TOWNS COUNTY  
STATE OF GEORGIA**  
IN RE: ESTATE OF  
GAIL BRIDGES MURRAY, DECEASED  
ESTATE NO. 2019-66  
PETITION FOR LETTERS OF ADMINISTRATION  
NOTICE

TO: All Interested parties and to whom it may concern:

Anthony Dale Murray has petitioned to be appointed Administrator of the estate of Gail Bridges Murray deceased, of said County. The Petitioner 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 September 3, 2019.

**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  
Telephone Number  
T(Aug7,14,21,28)

### **NOTICE TO CREDITORS AND DEBTORS**

All creditors of the Estate of ROGER NEAL ANDERSON deceased of Towns County, Hiawassee, 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 Executor of the Estate of ROGER NEAL ANDERSON.

This 8th day of August, 2019.  
Frances C. Norton, Executor  
Estate Roger Neal Anderson  
2299 Duncan Road  
Young Harris, Georgia 30582  
Submitted by:

Pamela Kendall Floyd, PC  
Attorney for Estate  
P.O. Box 1114  
Hiawassee, GA 30546  
T(Aug14,21,28,Sept4)

### **NOTICE TO CREDITORS AND DEBTORS**

All creditors of the Estate of THOMAS WILLIAM ARBAUGH deceased of Towns County, Hiawassee, 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 Executor of the Estate of THOMAS WILLIAM ARBAUGH.

This 29th day of July, 2019.  
John Van Nus, III, Executor  
Estate Thomas William Arbaugh  
551 Travaden Trail  
Hiawassee, Georgia 30546  
T(Aug17,14,21,28)

### **STATE OF GEORGIA COUNTY OF TOWNS**

#### **NOTICE TO DEBTORS AND CREDITORS**

RE: William Paul Shook

All debtors and creditors of the estate of William Paul Shook, 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 14th day of August, 2019.  
Timothy Paul Shook, Executor  
Address: 5720 Swanson Road  
Young Harris, GA 30582  
T(Aug21,28,Sept4,12)

### **IN THE PROBATE COURT OF TOWNS COUNTY STATE OF GEORGIA**

IN RE: ESTATE OF  
DOROTHY L. MOODY A.K.A.  
DOROTHY LINDSEY MOODY, DECEASED  
ESTATE NO. 2019-52  
NOTICE

IN RE: The Petition to Probate Will in Solemn Form in the above-referenced estate having been duly filed,

TO: Tracy White & Alicia Lively

[List here all heirs having unknown addresses to be served by publication]

This is to notify you to file objection, if there is any, to the Petition to Probate Will in Solemn Form, in this Court on or before September 16, 2019.

**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  
Telephone Number  
T(Aug21,28,Sept4,11)

### **NOTICE TO CREDITORS**

All creditors of the Estate of Colleen H. Hoodenpyle, deceased, late of Towns County, are hereby notified to render their demands to the undersigned according to law, and all person indebted to said estate are required to make immediate payment to me.

This the 14th day of August, 2019

David E. Barrett

As Attorney for Estate of  
Colleen H. Hoodenpyle  
David E. Barrett  
108 Blue Ridge Hwy., Suite 6  
Blairsville, GA 30512  
706-745-0250 (phone)  
706-745-0234 (fax)  
david@davidbarrettllaw.com (email)  
T(Aug21,28,Sept4,11)

### **NOTICE OF INTENT TO INCORPORATE**

Notice is given that the Articles of Incorporation which will incorporate CHATUGE HOME SERVICES, LLC., a domestic profit limited liability company with a mailing address of 707 Bell Creek Road, Hiawassee, Georgia 30546, has been delivered to the Secretary of State for filing in accordance with the applicable provisions of the Georgia Business Corporation Code. The initial registered office of the corporation will be located at 707 Bell Creek Road, Hiawassee, Georgia 30546, and its initial registered agent at such address is PRISCILLA D. STILWELL.

PAMELA KENDALL FLOYD, P.C.

Attorney at Law  
P.O. Box 1114  
Hiawassee, Georgia 30546  
T(Aug21,28)

### **NOTICE OF SALE UNDER POWER GEORGIA, TOWNS COUNTY**

THIS IS AN ATTEMPT 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 Jerry Bradford McFalls to Mortgage Electronic Registration Systems, Inc., as grantee, as nominee for Acopia, LLC, its successors and assigns, dated August 17, 2012, recorded in Deed Book 518, Page 706, Towns County, Georgia Records, as last transferred to MIDFIRST BANK by assignment recorded in Deed Book 626, Page 36, Towns County, Georgia Records, conveying the after-described property to secure a Note in the original principal amount of ONE HUNDRED SIXTY-TWO THOUSAND SIX HUNDRED TEN AND 0/100 DOLLARS (\$162,610.00), 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 September, 2019, 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 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, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above. MIDFIRST BANK 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: Midland Mortgage, a division of MidFirst Bank, 999 N.W. Grand Boulevard Suite 100, Oklahoma City, OK 73118-6116, 800-654-4566. To the best knowledge and belief of the undersigned, the party in possession of the property is Jerry Bradford McFalls or a tenant or tenants and said property is more commonly known as 2304 Rainbow Ridge Rd, Hiawassee, Georgia 30546. 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. MIDFIRST BANK as Attorney in Fact for Jerry Bradford McFalls McCalla Raymer Leibert Pierce, LLC 1544 Old Alabama Road Roswell, Georgia 30076 www foreclosurehotline.net EXHIBIT "A" ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN THE 18TH DISTRICT, 1ST SECTION, LAND LOT 145, TOWNS COUNTY, GEORGIA, CONTAINING 2.165 ACRES, AND BEING MORE PARTICULARLY DESCRIBED AS LOT 6, CONTAINING 0.993 ACRES, AND LOT 9, CONTAINING 1.172 ACRES OF RAINBOW RIDGE ACRES SUBDIVISION, AND SHOWN ON A PLAT OF SURVEY BY TAMROCK ASSOCIATES, INC., JON G. STUBBLEFIELD, RLS, DATED 11/05/1997 AND RECORDED IN PLAT BOOK 23, PAGE 55, TOWNS COUNTY, GEORGIA RECORDS, SAID PLAT BEING INCORPORATED HEREIN BY REFERENCE, TOGETHER WITH ALL GRANTOR'S RIGHT, TITLE AND INTEREST TO THAT LAND LYING BETWEEN THE AFOREDESCRIBED LOTS AND THE CENTERLINE OF RAINBOW RIDGE ROAD, NO. 2, SUBJECT TO THE RIGHT OF WAY FOR SAID ROAD SUBJECT TO EASEMENT AND OTHER MATERS OF SURVEY AS SHOWN ON THE ABOVE REFERENCED PLAT. A.P.N. #: 0057A075 MR/ca 9/3/19 Our file no. 5560219 - FT17  
T(Jul31,Aug7,14,21,28)

### **STATE OF GEORGIA COUNTY OF TOWNS NOTICE OF SALE UNDER POWER**

By virtue of the power of sale contained in that certain Deed to Secure Debt from LINDA J. RADER and EDWARD RADER to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR GMAC MORTGAGE, LLC DBA DITECH.COM dated May 19, 2007, filed for record June 12, 2007, and recorded in Deed Book 407, Page 683, TOWNS County, Georgia Records, as last transferred to LOANCARE, LLC by assignment to be recorded. Said Deed to Secure Debt having been given to secure a Note dated May 19, 2007 in the original principal sum of ONE HUNDRED FORTY ONE THOUSAND AND 0/100 DOLLARS (\$141,000.00), with interest from date at the rate stated in said Note 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, or at such place as has or may be lawfully designated as an alternative location, within the legal hours of sale on the first Tuesday in September, 2019, the following described property:

**ALL THAT PARCEL OF LAND IN TOWNS COUNTY, STATE OF GEORGIA, AS MORE FULLY DESCRIBED IN DEED BOOK 121, PAGE 251, ID#00100-099-000, BEING KNOWN AND DESIGNATED AS LAND LOT 115, 17TH DISTRICT, 1ST SECTION, TOWNS COUNTY, GEORGIA, BEING 2.01 ACRES, MORE OR LESS, PLAT DATED 4/15/1993, RECORDED IN PLAT BOOK 16, PAGE 275, TOWNS COUNTY, GEORGIA RECORDS.**

**BY FEE SIMPLE DEED FROM RAYMOND D. PUETT AS SET FORTH IN DEED BOOK 121, PAGE 251 DATED 08/13/1993 AND RECORDED 08/13/1993, TOWNS COUNTY RECORDS, STATE OF GEORGIA.**

To the best of the knowledge and belief of the undersigned, the party in possession of the property is LINDA J. RADER and EDWARD RADER or a tenant or tenants. Said property may more commonly be known as: 7061 CLARENCE NICHOLS RD, YOUNG HARRIS, GA 30582-2421. The debt secured by said Deed to Secure Debt has been and is hereby declared due because of, among other possible events of default, non-payment of the monthly installments on said loan. The debt remaining in default, this sale will be made for the purpose of paying the same and all expenses of this sale, including attorney's fees (notice of intent to collect attorney's fees having been given).

The individual or entity that has full authority to negotiate, amend, and modify all terms of the loan is LOANCARE LLC, 3637 SENTARA WAY, VIRGINIA BEACH, VA 23452; (800) 274-6600.

Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, whether or not now due and payable), the right of redemption of any taxing authority, 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.

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. Pursuant to O.C.G.A. Section 9-13-172.1, which allows for certain procedures regarding the rescission of judicial and nonjudicial sales in the State of Georgia, the Deed Under Power and other foreclosure documents may not be provided until final confirmation and audit of the status of the loan as provided in the preceding paragraph.

LOANCARE, LLC

As Attorney-in-Fact for

LINDA J. RADER

EDWARD RADER

Phelan Hallinan Diamond & Jones, PLLC

11675 Great Oaks Way, Suite 320

Alpharetta, GA 30022

Telephone: 770-393-4300

Fax: 770-393-4310

PH # 42360

This law firm is acting as a debt collector. Any information obtained will be used for that purpose.

T(Aug7,14,21,28)