

Towns County Herald

Legal Notices for September 30, 2020

NOTICE TO DEBTORS AND CREDITORS

**STATE OF GEORGIA
COUNTY OF TOWNS**
RE: ESTATE OF
All creditors of the estate of Lula Mae Hunter, 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 1st day of September, 2020.
Alden Claud Hunter
Personal Representative
35 Hall Creek Road Hiawassee GA 30546
Address
706-896-3968
Phone
T(Sept19,16,23,30)

IN THE PROBATE COURT OF TOWNS COUNTY

STATE OF GEORGIA
IN RE: ESTATE OF
RONALD EVERETT CAMPBELL, DECEASED
ESTATE NO. 2019-55
NOTICE

[For Discharge from Office and all Liability]
IN RE: Petition for Discharge of Personal Representative

TO: All Interested Parties, all and singular the heirs of said Decedent, the beneficiaries under the will, and to whom it may concern:
This is to notify you to file objection, if there is any, to the above-referenced Petition, in this Court on or before October 12, 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
Telephone Number
T(Sept30)

**STATE OF GEORGIA
COUNTY OF TOWNS**
NOTICE TO DEBTORS AND CREDITORS
RE: LUCILLE NIXON BURGESS
All debtors and creditors of the estate of Lucille Nixon Burgess, 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 25th day of September, 2020.
Laura Susan Miles, Executor
26763 Whispering Leaves Dr. Unit B
Newhall, CA 91321
Lawrence S. Sorgen
Attorney at Law
P. O. Box 67
Hiawassee, GA 30546
T(Sept30,Oct17,14,21)

**STATE OF GEORGIA
COUNTY OF TOWNS**
NOTICE TO DEBTORS AND CREDITORS
RE: NANCY W. HINSON
All debtors and creditors of the estate of Nancy W. Hinson, 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 17th day of September, 2020.
Gary H. Hinson, Executor
Address: 1408 Enchantment Way
Hiawassee, GA 30546
T(Sept23,30,Oct7,14)

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
2007 Harley Davidson Streetglide,
VIN #1HD1KB4167Y649440, GA TAG # TGJ 404
Defendant in rem
RE PROPERTY OF
WILLIAM CRAIG HENDERSON, AND PEACH STATE CREDIT UNION,
Purported Owner(s)/Interest Holders
CIVIL ACTION NO. 2020-CV-000122
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 described in the above-styled caption and is incorporated herein by reference thereto (hereinafter "the defendant property").
2. The defendant property is presently in the custody of the Towns County Sheriff Department and is located within the county and is within the venue and subject to the jurisdiction of this Court.
3. On August 22, 2020, the defendant vehicle was stopped by the Towns County Sheriff Department on Highway 76 West at Fox Run Road, Young Harris, Georgia.

4. The stop resulted in the arrest of William Craig Henderson for Possession of Methamphetamine, Possession of Drug Related Objects, D.U.I., Failure to Maintain Lane and Driving without a Valid License.

5. A search of the defendant and his vehicle resulted in the discovery of Methamphetamine in excess of a gram.
6. As a result of the discovery of the Methamphetamine, the defendant vehicle was seized for forfeiture.

7. 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 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).

9. 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:
William Craig Henderson
46 Crane Creek Road
Young Harris, Ga 30582
Peach State Credit Union – Lienholder
5734 Robinson Road
Young Harris, Ga 30582
Amount of Lien: \$480.81
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 under law and for due process to enforce the forfeiture.

RESPECTFULLY SUBMITTED,

/s/ Sidney Landreau
Sidney (Buster) Landreau
Assistant District Attorney
State Bar No. 970247
slandreau@pacga.org
48 River Street Ste A
Hiawassee, Ga 30546
706-896-6489

NOTICE OF SUMMONS
The above Petition for Forfeiture was filed in the above styled act on September 23, 2020, 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 served upon the following
Buster Landreau
Assistant District Attorney
48 River Street Ste A
Hiawassee, Ga 30546
T(Sept30,Oct17)

NOTICE OF SALE UNDER POWER

GEORGIA, TOWNS COUNTY
By virtue of a Power of Sale contained in that certain Security Deed from MARK T. MOTE to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. SOLELY AS GRANTEE, AS NOMINEE FOR OCEANSIDE MORTGAGE COMPANY, dated February 23, 2016, recorded March 18, 2016, in Deed Book 578, Page 365 , Towns County, Georgia Records, said Security Deed having been given to secure a Note of even date in the original principal amount of One Hundred Sixteen Thousand Two Hundred Fifteen and 00/100 dollars (\$116,215.00), with interest thereon as provided for therein, said Security Deed having been last sold, assigned and transferred to OCEANSIDE MORTGAGE COMPANY, there will be sold at public outcry to the highest bidder for cash at the Towns County Courthouse, within the legal hours of sale on the first Tuesday in October, 2020, all property described in said Security Deed including but not limited to the following described property:
ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 151, 18TH DISTRICT, 1ST SECTION, TOWNS COUNTY, GEORGIA, CONTAINING 0.69 ACRE, MORE OR LESS, AS SHOWN ON A PLAT OF SURVEY BY EDDIE HOOD & ASSOCIATES, RA. HATHAWAY, RS. NO 1550, DATED 5/21/93, RECORDED IN PLAT BOOK 18, PAGE 7, TOWNS COUNTY RECORDS WHICH DESCRIPTION ON SAID PLAT IN INCORPORATED HEREIN BY REFERENCE.

Said legal description being controlling, however the property is more commonly known as 1128 SUTTON RD, HIAWASSEE, GA 30546.

The indebtedness secured by said Security Deed has been and is hereby declared due because of default under the terms of said Security Deed. The indebtedness remaining in default, this sale will be made for the purpose of paying the same, all expenses of the sale, including attorneys' fees (notice to collect same having been given) and all other payments provided for under the terms of the Security Deed.

Said property will be sold on an "as-is" basis without any representation, warranty or recourse against the above-named or the undersigned. The sale will also be subject to the following items which may affect the title: 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; matters which would be disclosed by an accurate survey or by an inspection of the property; all zoning ordinances; assessments; liens; encumbrances; restrictions; covenants, and any other matters of record superior to said Security Deed.

To the best of the knowledge and belief of the undersigned, the owner and party in possession of the property is MARK T. MOTE, ESTATE AND/OR HEIRS-AT-LAW OF MARK MOTE , or tenants(s).

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. Please note that, pursuant to O.C.G.A. § 44-14-162.2, you are not entitled by law to an amendment or modification of the terms of your loan. The entity having full authority to negotiate, amend or modify all terms of the loan (although not required by law to do so) is: Oceanside, Loss Mitigation Dept., 135 Maxess Rd., Melville, NY 11747, Telephone Number: 866-867-0330.

OCEANSIDE MORTGAGE COMPANY
as Attorney in Fact for
MARK T. MOTE

THE BELOW LAW FIRM MAY BE HELD TO BE ACTING AS A DEBT COLLECTOR, UNDER FEDERAL LAW. IF SO, ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

Attorney Contact: Rubin Lublin, LLC, 3145 Avalon Ridge Place, Suite 100, Peachtree Corners, GA 30071

Telephone Number: (877) 813-0992 Case No. TMS-20-03041-1

Ad Run Dates 09/09/2020, 09/16/2020, 09/23/2020, 09/30/2020
rlselaw.com/property-listing

T(Sept19,16,23,30)