

IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY

HDP1, LLC,)
)
Petitioner,)
)
v.)
)
All Interested Persons Having any Right or)
Easement or Other Interest, Right In, or)
Incident or Appurtenant to Certain Graves)
Located on Property Owned by the Petitioner)
by Deed of Record as Instrument No.)
20190405-0031241, Register's Office of)
Davidson County, Tennessee,)
)
Respondents.)

No. 20-0641-I

FILED
2020 AUG 14 PM 2:20
CLERK & MASTER
DAVIDSON COUNTY CHANCERY CT
D.C. 2M

ORDER FOR SERVICE BY PUBLICATION

This matter came before the Court on August 7, 2020 on Petitioner's Motion to Allow Notice by Publication in lieu of personal service to all interested but unknown persons, as defined by Tenn. Code Ann. § 46-4-102, regarding burial grounds located on real property that is the subject of this action, generally known as 7512 Maggie Drive, Antioch, Tennessee 37013 and described in Instrument No. 20190405-0031241, Register's Office of Davidson County, Tennessee. No response to the Motion was filed by any interested persons, and no one appeared at the hearing on behalf of any interested or unknown parties.

The Petition filed in this matter seeks to terminate the use of the burial grounds located on the subject real property, to remove any graves located thereon, and to rebury the remains in a more suitable location, pursuant to Tenn. Code Ann. § 46-4-101, *et seq.* Based on the Motion to Allow Notice by Publication and the entire file in this cause, the Court finds that Petitioner has demonstrated that the burial grounds located on the subject real property have not been maintained, Petitioner does not have information regarding the identity of any decedents buried on the property, and service by publication is appropriate under Tenn. Code Ann. § 21-1-204.


It is, accordingly, ORDERED that Plaintiff's Motion to Allow Notice by publication in lieu of personal service with respect to all interested but unknown persons having any rights or interest in the subject real property and all unknown heirs of any of the decedents buried on the subject real property, generally known as 7512 Maggie Drive, Antioch, Tennessee 37013 and described in Instrument No. 20190405-0031241, Register's Office of Davidson County, Tennessee, is hereby GRANTED under Tenn. Code Ann. § 46-4-103(b) and § 21-1-204.

It is FURTHER ORDERED that:

A. The Clerk & Master of this Court shall cause a copy of this Order to be published for four (4) consecutive weeks in *The Tennessean*, which is a newspaper of general circulation in Davidson County, Tennessee, regarding the real property that is the subject of this petition, generally known as **7512 Maggie Drive, Antioch, Tennessee 37013** and described in Instrument No. 20190405-0031241, Register's Office of Davidson County, Tennessee (the "Property").

B. The copy of this Order to be published shall include the names of the parties and the name of the Court as Davidson County Chancery Court, Part I, Metropolitan Courthouse, One Public Square, Suite 402, 4th Floor, Nashville, TN 37201.

C. The copy of this Order to be published shall further notify All Interested but Unknown Persons in the Property, and all Unknown Heirs of decedents buried on the Property, that they must answer or otherwise respond to the Petition filed in this case within thirty (30) days following the date of the last publication of this Order. If All Interested but Unknown Persons and all Unknown Heirs do not answer or otherwise respond by making an appropriate filing in the Clerk & Master's Office, Metropolitan Courthouse, One Public Square, Suite 308, Nashville, TN 37201 and serving a copy on Petitioner's attorney listed below, a default judgment may be entered against them.



PATRICIA HEAD MOSKAL
CHANCELLOR, PART I

cc: Mark A. Polk, Attorney at Law
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Hon. Maria Salas, Clerk and Master
Metropolitan Historic Courthouse
One Public Square, Suite 308
Nashville, Tennessee 37201
(615) 862-5711


MAILED
8/14/20 SB