

SIMPSON CIRCUIT COURT  
DIVISION I

CIVIL ACTION NO. 20-CI-00233

ELIZABETH ANNE FULCHER

PLAINTIFF/COUNTER-DEFENDANT

vs.

**NOTICE OF SALE**  
**Electronically Filed**

MARY THORNTON, Executrix of  
the WILLIAM MILLER ESTATE

DEFENDANT/COUNTER-PLAINTIFF

DANNY RAY HOLLARS

ANITA FAY HOLLARS

ELSIE MYLEA HOLLARS

MILES WESLEY HOLLARS

KATHY LOREEN SPIVEY

UNKNOWN SPOUSE OF DANNY RAY HOLLARS

UNKNOWN SPOUSE OF ANITA FAY HOLLARS

UNKNOWN SPOUSE OF ELSIE MYLEA HOLLARS

UNKNOWN SPOUSE OF MILES WESLEY HOLLARS

UNKNOWN SPOUSE OF KATHY LOREEN SPIVEY

and UNKNOWN SPOUSE OF ELIZABETH FULCHER

COUNTER-DEFENDANTS

Pursuant to a Judgment and Order of Sale in Simpson Circuit Court entered on March 23, 2023, in Civil Action No. 20-CI-00233, Elizabeth Anne Fulcher, Plaintiff/Counter-Defendant, versus, Mary Thornton, Executrix of the William Miller Estate, Defendant/Counter-Plaintiff, Danny Ray Hollars, Anita Fay Hollars, Elsie Mylea Hollars, Miles Wesley Hollars, Kathy Loreen Spivey, Unknown Spouse of Danny Ray Hollars, Unknown Spouse of Anita Fay Hollars, Unknown Spouse of Elsie Mylea Hollars, Unknown Spouse of Miles Wesley Hollars, Unknown Spouse of Kathy Loreen Spivey, and Unknown Spouse of Elizabeth Fulcher, Counter-Defendants, I shall sell to the highest bidder at public auction on Friday, April 21, 2023, at the hour of 2:00 p.m., at the Simpson County Justice Center, 101 Court Street, Franklin, Kentucky, the following-described property having as its mailing address 319 Sunset Circle, Franklin, Kentucky 42134, to-wit:

Described according to survey made by John Kohl, dated March 18, 1972, as being Lot 319 Sunset Circle, Franklin, Simpson County, Kentucky, as BEGINNING at a stake or stone which is approximately 40 feet in an easterly direction from the line of Minnicks, the northwest corner of the lot herein conveyed, corner of Elliott (shown on survey as unnamed road) and in the southern right of way line of Sunset Circle; thence with the line of Elliott or unnamed road, South 11 degrees West 150 feet to a stake or stone, corner to Elliott or unnamed road; thence with line of Elliott South 73 degrees East 100 feet to a

stake or stone, corner to Thomas Norwood; thence with the line of Norwood North 11 degrees East 150 feet to a stake or stone in the southern right of way line of Sunset Circle; thence with the southern right of way of Sunset Circle North 73 degrees West 100. feet to the point of Beginning.

Being the same property conveyed to Elsie C. Hollars by deed dated December 7, 1972, and recorded in Deed Book 110, Page 172 in the Office of the County Court Clerk of Simpson County, Kentucky. The said Elsie C. Hollars died intestate in 2000 and left surviving her as her only heirs-at-law her husband, William Perry Miller, and her children, Danny Ray Hollars, Elizabeth Anne Fulcher, Anita Fay Hollars, Elsie Mylrea Hollars, Miles Wesley Hollars, and Kathy Loreen Spivey. (See Affidavit of Descent of record in Deed Book 349, Page 101, in the Office aforesaid). William Perry Miller died on December 14, 2019, and under the terms of his will, probated on February 18, 2020, of record in Will Book 29, page 52, in the Office aforesaid, devised his entire estate to Mary Thornton. The said Mary Thornton was appointed Executrix of the William Perry Miller Estate by Order of the Simpson District Court dated February 18, 2020, of record in Case No. 20-P-00011.

The property valuation administrator's map number for the subject property is as follows: 009-00-08-016.00.

NOTE: Sold free and clear of any and all judgment liens of the parties listed herein.

NOTE FURTHER: The property is sold subject to the following:

1. Easements, restrictions, and covenants of record;
2. Any state of facts that constitute an objection to title that might be disclosed by an accurate survey;
3. Lien of 2023 City and State and County taxes, not yet due and payable.

**THIS IS NOT A FORECLOSURE SALE. Said property is being sold in connection with a partition action. There is no mortgage debt on the subject properties.**

**TERMS OF SALE:**

1. The purchaser will be required to pay ten percent (10%) down on date of sale, with the balance to be secured by a bond with good surety, which bond will bear interest from the date of sale at the rate of 12% per annum. Any surety must be approved by the Master Commissioner. ALL PROSPECTIVE PURCHASERS SHOULD PLAN ON HAVING THE PERSON OR ENTITY WHO WILL ACT AS SURETY TO BE IN ATTENDANCE AT THE SALE. The balance of the sale price will be due within thirty (30) days from the date of sale.
2. Risk of loss shall pass to the purchaser at the close of the auction.
3. Possession of the subject property shall be given on delivery of the deed. The 2023 property taxes shall be paid by the purchaser.

4. This sale is subject to confirmation by the Simpson Circuit Court.
5. All announcements made on day of sale will take precedence over previous advertising.

This March 27, 2023.

**BY: /s/ ROBERT YOUNG LINK**  
Master Commissioner  
Simpson Circuit Court

### **CERTIFICATE OF SERVICE**

**A true copy of the foregoing was on this date delivered by electronic service to the following:**

J. Andrew White, Esq.  
734 South First Street  
Louisville, KY 40202

Kenneth A. Meredith, II, Esq.  
P. O. Box 194  
Bowling Green, KY 42102-0194

**A true copy of the foregoing was on this date mailed to the following:**

Mary Thornton, Executrix of the William Miller Estate  
6703 Old New Cut Road  
Fairdale, KY 40118

Elizabeth Fulcher  
101 Longview, Ridgecrest Apts. No. 147  
Russellville, KY 42276

Danny Ray Hollars  
307 Hummingbird Court  
Franklin, KY 42134

Anita Fay Hollars  
1029 Sitting Bull Road  
Crossville, TN 38752

Elsie Mylea Hollars  
9279 Russellville Road No. 3A  
Bowling Green, KY 42101

Miles Wesley Hollars  
608 Brevard Street  
Franklin, KY 42134

Kathy Loreen Spivey  
1815 Macedonia Road  
Franklin, KY 42134

Unknown Spouse of Danny Ray Hollars  
307 Hummingbird Court  
Franklin, KY 42134

Unknown Spouse of Anita Fay Hollars  
110 Swann Street  
McMinnville, TN 37110

Unknown Spouse of Elsie Mylea Hollars  
9279 Russellville Road No. 3A  
Bowling Green, KY 42101

Unknown Spouse of Miles Wesley Hollars  
608 Brevard Street  
Franklin, KY 42134

Unknown Spouse of Kathy Loreen Spivey  
1815 Macedonia Road  
Franklin, KY 42134

Unknown Spouse of Elizabeth Fulcher  
101 Longview, Ridgecrest Apts. No. 147  
Russellville, KY 42276

This March 27, 2023.

**BY: /s/ ROBERT YOUNG LINK**

Master Commissioner  
Simpson Circuit Court