

**From:** Bruce Folsy  
**To:** Michelle Cortes  
**Date:** 7/11/2008 8:42 am  
**Subject:** Re: Garvin Gann

He is informed. His cell is 912-429-2010

>>> Michelle Cortes 7/9/2008 1:36:51 pm >>>  
Call Garvin and let him know to meet me and Brian Wright and me on site at 1:30 on Tuesday the 15th. Send me Garvin's phone # too.

**From:** Michelle Cortes  
**To:** cburns@effinghamcounty.org; mwirth@EffinghamCo...  
**Date:** 5/21/2008 2:55 pm  
**Subject:** Garvin Gann property in Effingham

Connie and Mike,

My supervisor, Bruce Foisy, talked with Garvin Gann and it seems that the judge has made a decision and awarded the property to him. He is ready to meet on site and discuss with us what all needs to be done.

I told Foisy that the county and EPD were going to work together and you could push for the property line violations and solid waste violations and we could take the contaminated soil and tire violations.

We have a meeting set up with him on the property for June 9th at 10:30 AM. We would like for you to join us and if possible meet with us before hand to discuss it to make sure we are all on the same page and address all of the issues at one time with him.

Can you be at the 10:30 meeting? Can you meet the same day at either 9:00 or 9:30 to discuss it? Do you know of a place nearby his site that we could meet?

Thanks guys.

MURRAY & HARVEY, LLC  
10164 Ford Avenue, Suite A  
Post Office Box 1569  
Richmond Hill, GA 31324

Telephone: (912) 756-4775  
Facsimile: (912) 756-6310

**FACSIMILE TRANSMITTAL**

TO: Michelle Cortes  
FAX NO: 912-353-3234  
FROM: John Harvey  
TRANSMITTED BY: Alesha Jewett  
DATE: ~~3/27/08~~ 4/2/08  
RE: Interlocutory Order  
PAGES: 4, including this cover sheet

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NOTES:

**CONFIDENTIALITY NOTE**

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IN THE SUPERIOR COURT OF BRYAN COUNTY  
STATE OF GEORGIA

Filed in Clerk's Office  
TIME 11:20 AM

MAR 27 2008

Rebecca G. Crowe  
Clerk of Superior Court  
Bryan County Georgia

GARVIN GANN, conservator/guardian  
of DELORES D. GANN,  
  
PLAINTIFF,

vs.

MARIA DEROSIA,  
TERRI DEE GRANT,  
JOSEPH D. WATERS,  
JAMES M. ROGERS and  
ALPHA MOTOR SALES, INC.,  
  
DEFENDANTS.

Civil Action No. 2008-V-112

INTERLOCUTORY ORDER

1.

Plaintiff is the conservator of Delores D. Gann who is legally incompetent. Plaintiff filed a Complaint for Injunctive and Equitable Relief seeking the return of several items of property that were sold without approval of the Probate Court as required by law.

2.

Plaintiff was appointed as the conservator for Delores D. Gann on February 1, 2008. Defendant Maria DeRosia was removed as the conservator of Delores D. Gann on the same date. The Probate Court's Order also provided that any property sold, exchanged or disposed of without court order is null and void and passes no title to said property.

3.

Defendant Maria DeRosia transferred the following items of property without court order:

- (a) Defendant Maria DeRosia transferred to Terri Dee Grant 8.72 acres, in

Effingham County, Georgia, office equipment at Effingham property location, 1985 Ford F9000 Roll-off truck, 2 thirty yard roll off containers, Keibelco track mounted hydraulic loader and all scrap metal at Effingham County property location.

(b) Defendant Maria DeRosia transferred to Joseph D. Waters a 2001 Ford Super Duty truck, vehicle identification number 1FTNW21F51EB04328.

(c) Defendant Maria DeRosia transferred to James M. Rogers a 1991 Ford Super Duty rollback truck, 1988 trim trailer, 1995 FONT EDFT 5 804 trailer, portable pressure washer, Mobile Intl red shearer, 1998 Mack mobile crusher, 1995 Fleetwood mobile home MFG# GAFLR34A19980SH located on Pembroke property and a 1999 Kenworth W900L, vehicle identification number 1XKWDB9X9XJ823970.

(d) Defendant Maria DeRosia transferred to Alpha Motor Sales, Inc. a 2003 Chevrolet Avalanche, vehicle identification number 3GNEC13T8JG167867.

4.

O.C.G.A. §29-5-35 requires a court order to transfer property from the ward unless the property is perishable. See also Wells v. Chaffin 60 Ga. 677 (1878). Defendants' contention that some of the above listed items are perishable is without merit.

5.

Therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the items of property listed in paragraph 3 of this Order are to be immediately returned to Plaintiff. Plaintiff shall have exclusive possession and control of said items of property. Defendant James Rogers and Defendant Terri Grant are ORDERED to immediately vacate the Effingham County property more particularly described as follows:

All that certain lot, tract or parcel of land situate, lying and being in the 11<sup>th</sup>

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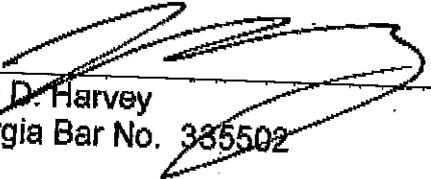
G.M. District, Effingham County, Georgia, containing 8.72 acres, more or less, and being bound on the Northeast by County Public Road # 82, known as Reedsville Road; on the Southeast by lands of Marietta Chisolm; on the Southwest by lands of Marietta Chisolm and by lands of R.J. Metzger Estate, and on the Northeast by CSX Transportation railroad right of way.

Express reference is hereby made to a plat of said lands made by Paul D. Wilder, R.L.S. #1559, dated November 20, 1989, and recorded in the Office of the Clerk of Superior Court of Effingham County, Georgia, in Plat Record Book 24, page 165, for better determining the metes and bounds of said lands herein conveyed.

So ORDERED this 20<sup>th</sup> day of March, 2008.

  
Judge Charles P. Rose  
Superior Court of Bryan County  
Atlantic Judicial Circuit

PREPARED AND SUBMITTED BY:  
MURRAY & HARVEY, LLC  
Attorneys for Plaintiff

By:   
John D. Harvey  
Georgia Bar No. 385502

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Richmond Hill, Georgia 31324  
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## Owner and Parcel Information

<b>Owner Name</b>	CHISOLM MARIETTA	<b>Today's Date</b>	April 03, 2008
<b>Mailing Address</b>	17 W 131ST ST	<b>Parcel Number</b>	04200-022-000 (Account# 103560)
	NEW YORK, NY 10037	<b>Tax District</b>	County (District 01)
<b>Location Address</b>	REEDSVILLE RD	<b>2007 Millage Rate</b>	29.911
<b>Legal Description</b>	10.636 AC	<b>Acres</b>	10.63
<b>Class Code</b>	R4	<b>Special</b>	
<b>Subdivision</b>		<b>Homestead Exemption</b>	No (00)
<b>Landlot/District</b>	/11 GMD	<b>Parcel Map</b>	<a href="#">Show Parcel Map</a>
<b>Topography</b>		<b>Utilities</b>	
<b>Street Type</b>		<b>Road Class</b>	

## 2007 Tax Year Value Information

<b>Land Value</b>	<b>Improvement Value</b>	<b>Total Value</b>
\$65,906	\$0	\$65,906

## Land Information

<b>Type</b>	<b>Area</b>
R4	10.63 acres

## Improvement Information

No improvement information associated with this parcel.

## Accessory Information

<b>Description</b>	<b>Dimensions</b>
--------------------	-------------------

No accessory information associated with this parcel.

## Sale Information

<b>Sale Date</b>	<b>Deed Book</b>	<b>Plat Page</b>	<b>Price</b>	<b>Qualification</b>	<b>Grantor</b>	<b>Grantee</b>
09-05-1984	UNLO	F 533	\$0	Unqualified		CHISOLM MARIETTA

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The Effingham County Tax Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. Website Updated: February 25, 2008



**PARCEL INFORMATION TABLE**

**Selected Parcel**

**Class Code (NOTE: Not Zoning Info)**

**04200-022-000**

**Taxing District**

R4

**Acres**

County

**Name**

10.63

**OWNERSHIP INFORMATION**

**Mailing Address**

CHISOLM MARIETTA

**Situs/Physical Address**

17 W 131ST ST  
NEW YORK, NY 10037

REEDSVILLE RD

**VALUES**

**Land Value**

**Improvement Value**

**Accessory Value**

**Total Value**

\$65,906.00

\$0.00

\$0.00

**LAST 2 SALES**

\$65,906.00

**Date**  
**09-1984**

**Price**  
**\$0**

**Reason**

**Qual**  
**U**