

LEGAL MATTERS

NOTICE OF FORECLOSURE SALE OF LAND STATE OF NORTH CAROLINA, County of Cherokee. In The Superior Court THE FEDERAL LAND BANK OF COLUMBIA;

Plaintiff; vs. DAVID (DAVE) BRYSON and wife, EMMA (EMER) BRYSON; J. T. DOCKERY; and wife, LILLIE DOCKERY; L. E. BAYLESS, Trustee; W. C. HAMPTON; POLE BRYSON; GURNEY P. HOOD, Commissioner of Banks, Ex. Rel. Merchants & Manufacturers Bank, of Andrews, N. C., and B. B. MORROW; Defendants

Pursuant to a judgment entered in the above entitled civil action on the 25th day of February, 1935, in the Superior Court of said County, I will on the 1st day of April, 1935, at 12:00 o'clock M., at the County Courthouse door in said County sell at public auction to the highest bidder therefor the following described lands, situated in said county and state in Beaverdam Township, comprising 79 acres, more or less, and bounded as follows:

All that certain lot, tract or parcel of land containing 79 acres, more or less, located, lying and being in Beaverdam Township, County of Cherokee, State of North Carolina, being bounded on the North by the lands of L. F. Brannon and W. M. Garrett, East by lands of K. Radford and A. J. Radford and J. W. Bryson and Beaverdam Creek; and West by lands of J. T. Dockery and L. F. Brannon, and having such shapes, metes, courses and distances as will more fully appear by reference to a plat there of made by W. A. Adams,

Surveyor, November 7, 1923, which plat is on file with the Federal Land Bank of Columbia.

The terms of sale are as follows: One-half (1/2) of the accepted bid to be paid into Court in cash, and the balance on credit, payable in two (2) equal annual installments, with interest thereon from date of sale at the rate of six (6%) per centum per annum.

All bids will be received subject to rejection or confirmation by the Clerk of said Superior Court and no bid will be accepted or reported unless its maker shall deposit with said Clerk at the close of the bidding the sum of \$250.00, as a forfeit and guaranty of compliance with his bid, the same to be credited on his bid when accepted.

Notice is now given that said lands will be resold at the same place and upon the same terms at 2:00 o'clock P. M. of the same day unless said deposit is sooner made.

Every deposit not forfeited or accepted will be promptly returned to the maker.

This the 25th day of February, 1935.

J. B. GRAY, Commissioner. (32-4t-g&c)

STATE OF NORTH CAROLINA, County of Cherokee

In The Superior Court NELLIE BRADY vs. ARTHUR BRADY NOTICE

The defendant, Arthur Brady, will take notice that an action entitled as above has been commenced against him in the Superior Court of Cherokee County, North Carolina, and the purpose of said action is to obtain an absolute divorce from the bonds of matrimony on the grounds of two years separation.

The defendant will further take notice that he is hereby required to personally appear on or before the 25 day of March, 1935, and answer or demur to the Complaint now on file in my office, a copy of which

is here for him, or the Court will grant the relief demanded in the Complaint.

This the 25th day of February, 1935.

J. W. DONLEY, Clerk of the Superior Court. (31-4t-hpc)

NOTICE OF FORECLOSURE SALE OF LAND STATE OF NORTH CAROLINA, County of Cherokee

THE FEDERAL LAND BANK OF COLUMBIA, Plaintiff,

vs. HENRY J. BROOKS and wife, MOLLIE BROOKS, Defendants.

Pursuant to a judgment entered in above entitled civil action on the 4th day of February, 1935, in the Superior Court of said County by the Clerk, I will on the 11th day of March, 1935, at 12:00 o'clock noon, at the County Courthouse door in said County sell at public auction to the highest bidder therefor the following described lands, situated in said County and State in Murphy Township, comprising 116 acres, more or less, and bounded and described as follows:

All that certain piece, parcel or tract of land containing 11 acres, more or less, situate, lying and being on the Peachtree Tomotla Road, about 2 miles from the village of Peachtree in Murphy Township, County of Cherokee, State of North Carolina, having such shapes, metes, courses and distances as will more fully appear by reference to a plat thereof, in black made by Geo. F. Hendrix, Surveyor, on the 6th day of June, 1924, on file with the Federal Land Bank of Columbia, the same being bounded on the North by the lands of Mrs. Rogers, on the East by the lands of N. L. Crisp, on the South by the lands of James Messer, and on the West by the Indian Government lands, being the same lands conveyed to the said Brooks Thomas Barnes and wife, dated May 7, 1914, and recorded in Deed Book 28 (63) page 301, and the lands of D. A. Harper and wife to said Brooks by deed dated January 16, 1911, and recorded in Deed Book No. 24 (56) page 173, and the lands conveyed by J. K. Clark and Emy Clark by deed dated Dec. 31, 1910, and recorded in Deed Book 24 (56) page 176.

The terms of sale are as follows: One-half (1/2) of the accepted bid to be paid into Court in cash, and the balance on credit, payable in two (2) equal annual installments, with interest thereon from date of sale at the rate of six (6%) per centum per annum.

All bids will be received subject to rejection or confirmation by the Clerk of said Superior Court and no bid will be accepted or reported unless its maker shall deposit with said Clerk at the close of the bidding the sum of TWO HUNDRED FIFTY & 00-000 (\$250.00) DOLLARS, as a forfeit and guaranty of compliance with his bid, the same to be credited on his bid when accepted.

Notice is now given that said lands will be resold at the same place and upon the same terms at 2:00 o'clock P. M. of the same day unless said deposit is sooner made.

Every deposit not forfeited or accepted will be promptly returned to the maker.

This the 4th day of February, 1935.

J. B. GRAY, Commissioner. (29-4t-g&c)

STATE OF NORTH CAROLINA, COUNTY OF CHEROKEE.

IN THE SUPERIOR COURT NOTICE OF FORECLOSURE SALE OF LAND

The Federal Land Bank of Columbia; Plaintiff,

vs. Jeff D. Dysart and wife Margaret Dysart; Lee Watkins and G. B. Hobbittell, Trading as Lee Watkins and Co.; J. F. Bristol, Surviving Member of the Firm of Porter & Bristol, and T. W. Porter Administrator of J. W. Porter, Deceased Member of the Firm of Porter & Bristol; Gurney P. Hood, Commissioner of Banks of the State of North Carolina, on Relation of Merchants and Manufacturers Bank of Andrews, N. C.; S. G. Owens Assistant Liquidating Agent of said Bank; and Merchants & Manufacturers Bank, of Andrews, N. C., a North Carolina Corporation; Defendants.

Pursuant to a judgment entered in above entitled action on the 11th day of February, 1935, in the Superior Court of said County, I will on the 18th day of March, 1935, at 12 o'clock M., at the County Courthouse door in said County sell at public auction to the highest bidder therefor the following described lands, situated in said County and State in Valleytown Township, comprising 69.9 acres, more or less and bounded and

described as follows:

All that certain lot, tract or parcel of land containing 69.9 acres, more or less, located, lying and being in Valleytown Township, County of Cherokee, State of North Carolina, being bounded on the North by the lands of L. H. Nichols and Olmsted & Morrow Realty Company; East by lands of T. J. Bristol; South by lands of T. J. Bristol and John Bryson; and West by lands of John Bryson, John Rogers and L. B. Nichols; and having such shapes, metes, courses and distances as will more fully appear by reference to a plat thereof made by James H. Crisp, Surveyor, on December the 28th, 1923, which plat is on file with the Federal Land Bank of Columbia.

The terms of the sale are as follows: One-third (1-3) of the accepted bid to be paid into Court in cash, and the balance on credit, payable in Three (3) equal annual installments, with interest thereon from date of sale at the rate of six (6%) per cent per annum.

All bids will be received subject to rejection or confirmation by the Clerk of said Superior Court and no bid will be accepted or reported unless its maker shall deposit with said Clerk at the close of the bidding the sum of \$300.00, as a forfeit and guaranty of compliance with his bid, the same to be credited on his bid when accepted.

Notice is now given that said land will be resold at the same place and upon the same terms at 2 o'clock P. M., of the same day unless said deposit is sooner made. Every deposit not forfeited or accepted will be promptly returned to the maker.

This the 11th day of February, 1935.

J. B. GRAY, Commissioner. (30-4t-g&c)

NORTH CAROLINA, Cherokee County.

In The Superior Court.

GURNEY P. HOOD, Commissioner of Banks of the State of North Carolina, on Relation of the Bank of Murphy, of Murphy, N. C., In behalf of himself and all other creditors of A. A. Fain, Deceased;

Plaintiff;

vs.

B. B. MERONEY, Administrator of the Estate of A. A. Fain, Deceased; FANNIE BUTT and husband, WILLIAM BUTT; H. A. FAIN and wife, JESSIE FAIN; JOHN M. FAIN (Unmarried); F. A. FAIN and wife, EVELYN FAIN; MAURINE FAIN BRYANT and husband, BRYANT; ELOUISE FAIN (Unmarried); R. M. FAIN; A. McD. HARSHAW and L. E. BAYLESS, Trustee;

Defendants.

To the defendants, B. B. Meroney, Administrator of the Estate of A. A. Fain, Deceased; Fannie Butt and husband, William Butt; H. A. Fain and wife, Jessie Fain; John M. Fain (Unmarried); F. A. Fain and wife, Evelyn Fain; Maurine Fain Bryant and husband, BRYANT; Eloise Fain (Unmarried); R. M. Fain; A. McD. Harshaw and L. E. Bayless, Trustee:

You, and each of you, will take notice that for the causes and upon the grounds set out in the annexed

complaint in this cause, which by this reference is made a part of this notice, the plaintiff herein will on Tuesday, the 12th day of March, 1935, at 1:30 P. M., or at such other hour as suits the convenience of the Court, move before His Honor, J. A. ROUSSEAU, Judge Presiding and Holding the Courts of the Twentieth District, at the Courthouse in Bryson City, North Carolina, for the appointment of a Receiver in this cause to take possession and charge of the real property described as the Fain Mountain Orchard Property, fully described in the complaint herein, and to manage same subject to the orders of the Court pending the final determination of this cause.

This the 26th day of February, 1935.

GURNEY P. HOOD, Commissioner of Banks of the State of North Carolina, on relation of the Bank of Murphy.

By GRAY & CHRISTOPHER, (31-2t-sgo) Attorneys.

NORTH CAROLINA, Cherokee County.

In The Superior Court.

GURNEY P. HOOD, Commissioner of Banks of the State of North Carolina, On Relation of the Bank of Murphy, of Murphy, N. C., In Behalf of Himself and all other creditors of A. A. Fain, Deceased;

Plaintiff; vs. B. B. MERONEY, Administrator of the estate of A. A. Fain, Deceased; FANNIE BUTT and husband, WILLIAM BUTT; H. A. FAIN and wife, JESSIE FAIN; JOHN M. FAIN (Unmarried); F. A. FAIN and wife, EVELYN FAIN; MAURINE FAIN BRYANT, and husband BRYANT; ELOUISE FAIN (Unmarried); R. M. FAIN; A. McD. HARSHAW and L. E. BAYLESS, Trustee;

Defendants.

NOTICE OF SUMMONS The defendants, Fannie Butt and husband, William Butt; H. A. Fain and wife, Jessie Fain; John M. Fain; Maurine Fain Bryant and husband, BRYANT, and Eloise Fain, will take notice that an action entitled as above has been commenced in the Superior Court of Cherokee County, North Carolina, for the purpose of obtaining a settlement and accounting of the estate of A. A. Fain, deceased, and for the purpose of foreclosing a deed of trust on the lands of A. A. Fain and in which said named defendants are interested as heirs at law of the said A. A. Fain.

And the said defendants will further take notice that they are required to appear at the Office of the Clerk of the Superior Court of said County in the Courthouse in Murphy, N. C., on the 22nd day of April, 1935, and answer or demur to the complaint in said action, which is now on file, or the plaintiff will apply to the Court for the relief demanded in said complaint.

This the 27th day of February, 1935.

J. W. DONLEY, Clerk Superior Court, Cherokee County, N. C.

(31-4t-sgo).



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