

POSTELL NEWS

Rev. Fred Stiles filled his regular appointment at Shoal Creek Sunday and preached an interesting sermon. His subject was taken from Luke 9:30.

Mr. Joe Barnes of Ducktown, attended preaching services at Shoal Creek Sunday.

Quite a few people from Postell attended the Fair.

Mr. Ellihue Powell, of near Weatly, was laid to rest in the Liberty cemetery Sunday evening.

Mrs. Rockie Swanson, of Oak Park, visited her son, Dee, over the week-end.

Mr. and Mrs. Charlie Wood and little son, Jimmie visited the latter's parents, Mr. and Mrs. J. A. Allen, Sunday.

Mr. Clate Stiles was visiting Mr. Gay Suit one day last week.

Mr. Riley Kilpatrick is doing some repair work on Rev. S. A. Stiles' dwelling house.

SUNNY POINT

Mr. Ralph Johnson left Sunday afternoon for his home in Gastonia after spending a month with his father, Mr. C. M. Johnson.

Miss Julia Rife from Franklin, is visiting friends, and relatives here at this writing.

Mrs. Laura Johnson and children, Artie, Clarence and Lorene, spent Sunday with Mrs. Mattie Whitener.

Mr. W. J. Lorence, from Asheville is visiting his nephew, Mr. Logan Lorence.

Mrs. Evelyn Hall, and little son, Eugene are visiting Mrs. Hall's parents, Mr. and Mrs. J. B. Harris.

Mr. Cleedy Mason spent one day of last week with his cousin, Mr. Everett Rice.

Mr. and Mrs. Cleo Brown and baby and Misses Artie Johnson, and Lola Brown, spent Thursday night with Mr. and Mrs. Fred Whitener.

Mr. Howard Mason from Gastonia, and two of his friends, Mr. Robert Conners and sister, Miss Julia Conners, spent the week-end with his parents, Mr. and Mrs. John Mason.

Mrs. Lelia Gillard spent Sunday with her sister, Mrs. Ida Harris.

Mrs. Eller Brown was the Sunday afternoon guest of Mrs. Stelmer Johnson.

PERSIMMON CREEK

Mr. and Mrs. Virgil Self, of Weatly, were the week-end guests of Mr. and Mrs. Jewel Self.

Mrs. Lella Johnson spent last Wednesday night with her sister, Mrs. Hattie Stiles of this place.

Misses Iona and Hettie Kate Stiles spent last Thursday night with their aunt, Mrs. Beatrice Stiles.

Miss Carzell Williamson visited Miss Eva Nell Stiles last Thursday evening.

Mr. and Mrs. John Burgess spent last Wednesday night with Mr. and Mrs. Gaynor.

Misses Artie and Hester Stiles and Messrs. Ray Rich and Luster Chastain attended the Fair at Murphy Wednesday.

Mr. and Mrs. John Burgess visited Mr. and Mrs. Jim Barton Saturday.

Mr. Pearl Stiles visited C. D. Rogers Saturday.

Mrs. Bertha Rich visited Mr. and Mrs. John Cearley Sunday.

Mr. Willard Hedrick attended Sunday School at Persimmon Creek, Sunday.

LEGAL MATTERS

APPLICATION FOR PAROLE OF WILLARD MURPHY

Application will be made to the Commissioner of Paroles and the Governor of North Carolina for the parole of Willard Murphy convicted at the April 1935 term of the Superior Court of Cherokee County for the crime of larceny of automobile and sentenced to the State Prison at Raleigh for a term of not less than three years and not more than four years.

All persons who oppose the granting of said parole are invited to forward their protests to the Commissioner of paroles without delay.

This the 21st day of September, 1936.

(Signed): Manco Murphy.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION UNITED STATES OF AMERICA

upon the relation and for the use of the TENNESSEE VALLEY AUTHORITY,

Petitioner

v.

C. F. DENTON

LEONARD WALDO

ADA P. WALDO, his wife SADIE J. WALDO, a widow MAY WALDO HIPKISS

FREDERIC J. WALDO GEORGE T. MILLSAPS UNKNOWN HEIRS AND/OR DE- VISEES of Leonard Waldo, Ada P. Waldo, and Sadie J. Waldo, a widow UNKNOWN CLAIMANTS

Respondents

NO. ORDER OF PUBLICATION

In the above styled cause, it appeared by affidavit that: Leonard Waldo, Ada P. Waldo, his wife, Sadie J. Waldo, a widow, and May Waldo Hipkiss, are nonresidents of the State of North Carolina, their residence now being Belmont, Massachusetts.

Frederic J. Waldo is a nonresident of the State of North Carolina, his last known residence being Buffalo, New York.

The unknown heirs and/or devisees of Leonard Waldo, Ada P. Waldo, his wife, and Sadie J. Waldo, a widow, whose names, ages, and addresses are unascertained after due search and inquiry are sought to be made parties to this proceeding.

The unknown claimants, whose names, ages, and addresses are unascertained after due search and inquiry are sought to be made parties to this proceeding.

It is, therefore, ORDERED, ADJUDGED, AND DECREED that the respondents Leonard Waldo, Ada P. Waldo, his wife, Sadie J. Waldo, a widow, May Waldo Hipkiss, Frederic J. Waldo, the unknown heirs and/or devisees of Leonard Waldo, Ada P. Waldo, his wife, and Sadie J. Waldo, a widow, and the unknown claimants appear on or before the 23 day of Nov., 1936, in the District Court of the United States for the Western District of North Carolina, Asheville Division, sitting at Asheville, North Carolina, and there make answer to the petition filed in the above styled cause by the United States of America, upon the relation and for the use of the Tennessee Valley Authority, and then and there assert whatever claim, right, title, or interest they may have in said land sought to be condemned in said styled cause, or be forever barred.

The easement and right of way sought to be condemned is on, over, and across the following land: TRACT SFB-43

A strip of land for a right of way 150 feet wide, lying 75 feet on each side of the center line of the Santeetlah-Fowler Bend transmission line location, as shown on a map filed in the Recorder's office of Graham County, North Carolina, through the land of C. F. Denton, the center line of the location through the land of C. F. Denton being more particularly described as follows:

BEGINNING at a point where the center line crosses the North line of C. F. Denton's land at survey station 738/62.0 on the center line of the transmission line location, said point being N. 86° 54' W., 755 feet from a corner of the lands of C. F. Denton, and the Nantabala National Forest; thence S. 61° 00' W., 4970.1 feet to survey station 788/32.1; thence S. 40° 30' W., 736.9 feet to a point where the center line crosses the Southeast line of C. F. Denton's land at survey station 795/69.0, said point being S. 55° 28' W., 247 feet from a corner of the lands of C. F. Denton, and the J. L. Denton Heirs.

The above described strip of land is a continuous right of way 150 feet wide through the said property between the above named North and Southeast property lines and has a net length of 5707 feet along the center line.

It is further ordered that this notice be published once a week for 4 consecutive weeks in the Cherokee Scout, a weekly newspaper published in Murphy, North Carolina.

Done this 23 day of Sept., 1936. E. Y. WEBB, Judge United States District Court Western District of North Carolina Asheville Division.

A True Copy—Test
J. Y. JORDAN, Clerk
By O. L. McLURD,
(9-4t-tva) Chief Deputy Clerk.

DR. E. L. HOLT
Dentist - X-ray Specialist
Hill-Parker Bldg.
Murphy, N. C.

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NOTICE: SALE OF VALUABLE REAL ESTATE

Notice is hereby given that Town of Andrews will offer for sale to the highest bidder at public outcry on the 26th day of October, 1936, at ten o'clock, A. M. in front of the Carnegie Library on Main Street in the Town of Andrews the following described real estate:

Being what is known as the Old Power Plant Property containing about ¼ acres together with all buildings located on the same.

And being the same property bought by Town of Andrews from W. B. Fisher and wife, by deed dated September, 22nd., 1917 and recorded in book No. 69 page 264—Register of Deeds Office of Cherokee County, N. C.

Said property being offered for sale for cash and then for sale for one third cash and remainder secured by trust due in 1 and 2 years—deferred payments to bear interest at 6% per annum.

The right is reserved to accept or reject any and/or all bids.

Done by order and authority of the Board of Aldermen of Town of Andrews.

P. M. REAGAN,
Mayor of Town of Andrews.
C. F. WOODARD,
Town Clerk of Town of Andrews.

NORTH CAROLINA, CHEROKEE COUNTY.
C. E. HYDE, Adm. C. T. A. of the estate of Robert F. Piercy.

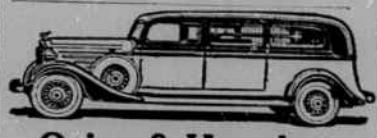
Jack Piercy, and wife Mrs. Jack Piercy, Mrs. Julia Bowman, Mrs. Pitt Rogers and husband, John Rogers, Fox Piercy, Sattie Westbrook and husband, Westbrock, Mrs. Mattie Bell Piercy, heirs at law and devisees.

NOTICE OF SERVICE

The above named defendants, except those personally served in this action, will take notice that on the 7th day of September, 1936, an action entitled as above was commenced in the Superior Court of Cherokee County for the purpose of subjecting a portion of real property belonging to the estate of Robert F. Piercy to sale to satisfy certain debts of the estate.

It is ordered that said defendants are required to be and appear before the Clerk of the Superior Court for the County of Cherokee at his office in Murphy, N. C. not later than ten days after the 22nd day of October.

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1936, and answer the complaint of petition a copy of which has been filed in the said office of the Clerk of the Superior Court of said county. And let them take notice, that if they fail to answer said petition or complaint within the time above specified the plaintiff will apply to the court for the relief demanded in the complaint or petition.

This the 23rd day of September, 1936.

J. W. DONLEY,
(8-4t-ceh) Clerk Superior Court

APPLICATION FOR PAROLE OF FRANK BRENDLE

Application will be made to the Commissioner of Paroles and the Governor of North Carolina for the parole of Frank Brendle convicted at the April 1935 term of the Superior Court of Cherokee County for the crime of larceny of automobile and sentenced to State Prison at Raleigh for a term of not less than three years and not more than four years.

All persons who oppose the granting of said parole are invited to forward their protests to the Commissioner of Paroles without delay.

This the 21st day of September 1936.

(Signed): J. S. Brendle.

NORTH CAROLINA, CHEROKEE COUNTY.
NOTICE OF SALE OF REAL ESTATE

Whereas, on June 1st, 1934, W. M. Fain and wife, Zelma Fain and Porter Fain, executed to the undersigned Trustee a Deed of Trust on lands therein described, and which is herein described, to secure certain indebtedness to various parties named in said deed of trust, which said deed of trust is registered in office of Register of Deeds, for Cherokee County, in deed book No. 112, page 344, to which said record reference is hereby made; and whereas the said W. M. Fain, Zelma Fain and Porter Fain have failed to pay off and discharge all of the indebtedness secured by said deed of trust; and whereas application has been made by those beneficiaries set forth in said deed of trust who have not been paid that the undersigned trustee do execute the trust imposed upon him to the extent that said lands set forth and described in said deed of trust be sold: Now therefore by virtue of the power and authority given me by said deed of trust, as trustee, I will on Monday the 26th day of October, 1936, at 10 o'clock A. M. Central Time, offer for sale at the Courthouse door in Murphy, and sell all the right, title and interest of the said W. M. Fain, Zelma Fain and Porter Fain in and to the following pieces, and parcels of land situate in the Town of Murphy, Murphy Township, Cherokee County, North Carolina, to-wit:

FIRST PIECE: All their right, title, and interest in and to that piece of land known as the home of the late E. Fain, and Tommie Fain in East Murphy, described as follows:

BEGINNING on a locust stake on the line of late P. M. G. Ray (Now Mrs. Ella Brittain) lot and the N. E. corner of the Bascomb Pass (now Mack Carringer Estate) lot and runs North 23, West 385 feet to a stake; then South 52 West 132 feet to a post oak; then North 23 West 25 feet to a stake (formerly a post oak); then South 52 West 221 feet to a stake; then South 38 East 396 feet to a stake; then North 52 East 281 feet to BEGINNING. It being same piece of land described in decree of Superior Court for Cherokee County and recorded in office of Register of Deeds for Cherokee County in Deed Book No. 26, on page 589.

The conveyance of above piece of land as to interest of W. M. Fain, is subject to a deed of trust given by W. M. Fain and wife, to Charles W. Carringer, Trustee on May 8th, 1931, and recorded in Deed Book 94, Page 511, May 8, 1931.

SECOND PIECE: Lot No. 6., old survey of Town of Murphy, and formerly owned by the late Mercer Fain, and conveyed by heirs of Mercer Fain to John E. Fain, by deed dated July 18, 1908, and registered in deed book No. 50, Page 481, December 30th, 1908.

THIRD PIECE: All the right title and interest of parties of first part, in, and to that piece of land conveyed by P. A. Mauney, Commissioner to W. M. Fain, and Porter Fain by deed dated June 9th, 1926, and registered in Deed Book No. 96, page 347, in office of Register of Deeds for Cherokee County and described as follows:

BEGINNING on a stone the North East corner of Ben Grant's (Now T. S. Evans) lot, and running with Valley River Avenue North 56 East 10 poles and 4 links to the street leading from Valley River Avenue to Hattie D. Akin's lot; then said street North 35 West 12 poles and 17 links to the street that runs in front of J. E. Fain dwelling and Hattie D. Akin's dwelling; then South 56 West 7 poles to the line of Ben Grant (Now T. S. Evans) lot; then with said line South 20 East 12 poles and 21 links to the beginning.

Excepting from the above described THIRD PIECE, that part of same conveyed by W. M. Fain and wife and Porter Fain, to C. E. and C. H. Holder, by deed dated June 9, 1926, which is registered in Deed Book No. 89 page..... June 10th, 1926.

The sale of the foregoing described pieces of land is made subject to all taxes assessed against same and as against W. M. Fain, Zelma Fain and Porter Fain, and remaining unpaid at time of sale that may be due the Town of Murphy and Cherokee County, and subject to all judgments that may be of record in office of Clerk Superior Court for Cherokee County against W. M. Fain, Zelma Fain and Porter Fain, and all deeds of trust or other liens on same against said W. M. Fain, Zelma Fain and Porter Fain, prior to the deed of trust executed to the undersigned trustee.

Terms of sale Cash. Right reserved to reject any and all bids.

This September 22nd, 1936.
EBMUND B. NORVELL,
(8-4t-abn) Trustee.

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