

**IN THE SUPERIOR COURT**  
**SUMMONS DOCKET NO. 4161**  
**NORTH CAROLINA**  
**CHEROKEE COUNTY**  
**CHEROKEE COUNTY, Plaintiff,**

**W. D. TOWNSON, SR., AND**  
**WIFE, WINNIE TOWNSON, AND**  
**COLLECTOR OF INTERNAL**  
**REVENUE, UNITED STATES OF**  
**AMERICA, Defendants.**

By virtue of authority vested in me by a Judgment of the Cherokee Superior Court dated June 27, 1952, in the above entitled action, I will, on Thursday, the 19th day of February, 1953, at 12:00 o'clock Noon at the Courthouse Door in Murphy, North Carolina, offer for sale to the highest bidder for cash the following described lands in Cherokee County, N. C.:

**TRACT 1:**  
 In Murphy Township, adjoining L. M. Shields, W. D. Townson, and others: BEGINNING on a stake in the west or north west margin of U. S. Highway No. 64, and in the west boundary of S. S. No. 5 and runs with said line N 3-30 E 230 feet to a point in the center of the L&N Railroad Co. tract; thence with the center of said railroad tract N 57 E 500 feet to a point in the center of said tract; thence continuing with the center of said tracks about N 81 E 100 feet more or less to a point on said railway in the north boundary line of S. S. No. 5; then leaving said railway running S 87 to a point in the right of way of U. S. No. 64; then with said right of way a south west direction 783 feet more or less to the beginning, containing 2.13 acres, more or less.

These lands are conveyed subject to the right of way of the L & N RRY Co. Being the same lands described in a deed from R. R. Beal, Unmarried, to W. D. Townson, dated August 4, 1942, and recorded in Book 146 at page 108, Records of Cherokee County.

**TRACT 2:**  
 In the Town of Murphy, adjoining Ivie Furniture Co. and the Savage Hotel, and being commonly referred to as the Lay & Company 5c & 10c Store building, Being Lot No. 3 in the Town of Murphy, fronting 30 feet on Main or Peachtree Street and running back 93 feet to a 16 1/2 foot alley as shown on the Map of the Duke Land and Improvement Company on file in the Office of the Register of Deeds for Cherokee County in Plat Book 1 at page 6.

Being the same lands described in a deed from W. R. Anderson and wife, BANILLA Anderson, to W. D. Townson, and wife, Winnie S. Townson, dated May 16, 1944 and recorded in the Records of Cherokee County in Book 151, page 167.

**TRACT 3:**  
 In Murphy Township, adjoining the lands of R. F. Roberts, P. Crisp, the Mack Carringer Heirs, and others and bounded as follows:

BEGINNING on an Ironwood on the North Bank of Hiwassee River and runs up the river a north-east course 73 poles to a small locust; thence N 54 W 110 poles to a small Black Oak in the line of R. F. Roberts and Mack Carringer Heirs; thence a South course with said line to Posey Crisp line; thence with said Crisp line to the beginning. Said Crisp line and said Carringer line being designated by iron poles.

Being the same lands described in a deed from R. F. Roberts, and wife, Fannie Roberts, to W. D. Townson, dated July 9, 1945, and recorded in Book 165 at page 79, Records of Cherokee County.

**TRACT 4:**  
 In Murphy Township, adjoining J. H. Hampton, L. & N Railroad, and others and bounded as follows:

BEGINNING at a stake about 20 feet east of the East rail of the L & N Railroad, and runs S 48-30 E passing through the center of a light pole crossing Highway 553 feet to an 8" Spanish Oak about 25 feet West of the top of the ridge; then N 60 E 54.5 feet to a 10 inch Black Oak in the line of R. R. Beal; thence with R. R. Beal's line to the L & N RRY right of way; then with said railway a south west direction 709 feet to the beginning, containing 4.94 acres and 403.60 square feet, more or less.

Excepting and reserving for the use and benefit of the J. H. Hamptons, their heirs and assigns, and the right to use the waters of the Beal Branch running through the aforesaid described tract for the purpose of washing iron ore, and other mining purposes necessary or proper in the mining and preparation for shipment of iron ore situated on the Hitchcock lands, lying North and north west of the lands hereinbefore described, and the right to conduct such waters for such mining purposes over through the lands herein. But such waters are to be taken from Beal Branch at some point not more than 100 feet above R. R. Beal's line.

**TRACT 5:**  
 In Murphy Township, District No. 1, lying and being on the right bank of Hiwassee River, and containing 126.15 acres and being the lands described in a deed from W. V. N. Powelson, Unmarried to W. D. Townson, dated May 11, 1945 and recorded in Book 158 at page 300, Records of Cherokee County, reference to

which deed is hereby expressly made for the complete meter and bounds description. Also see Book 158 at page 503 for same lands.

**TRACT 6:**  
 A 3/8 interest in a tract of land in Township.

BEGINNING on a Sycamore on the North bank of Hiwassee River, a corner common on W. D. Townson and Floyd Clayton, and runs along a fence with W. D. Townson's line N 11-30 W 1280 feet to a stake in a branch; then with the meanders of the branch downstream the course between terminals being S 75 W 210 feet to a stake in a bunch of willows; then with a severance line S 11-30 E 1260 feet to a locust on the North bank of Hiwassee River; then with the meanders of said river upstream an easterly direction 210 feet more or less to the beginning, containing six (6) acres, more or less.

Being the same lands described in a deed from Floyd Clayton, Guardian of Edna Clayton, Eugene Clayton and Joe Clayton, minors, dated September 24, 1945 and recorded in the office of the Register of Deeds for Cherokee County, North Carolina in Deed Book 158 at page 499.

**TRACT 7:**  
 The following described lot or parcel of land situated in the Town of Murphy, Cherokee County, North Carolina, and more particularly described as follows:

BEGINNING on the corner of a fifteen foot alley at a spanish oak tree on Terrace Avenue, and running with said Terrace Avenue in an easterly direction 251 feet to an iron peg on the margin of said Avenue; thence N. 31 E 140 feet to a drain next to Elbert Zimmerman's house; thence with the meanders of said drain and down the same 126 feet to a spring branch; thence with the meanders of the spring branch to the edge of Blumenthal Avenue; thence with Blumenthal Avenue 220 feet to a fifteen foot Alley between Lot No. 13 and the Leatherwood property, or Gurley Lot; thence with the margin of said alley S. 7 30' W. 118 feet to a Spanish Oak tree on the margin of Terrace Avenue; the beginning.

**Second Parcel:**  
 BEGINNING on an iron spike in the line of Terrace Avenue and runs S. 25 W. 154 feet to an iron spike in the bank of Peachtree Road; thence with the meanders of said road 384 feet to an iron spike at the intersection of said road with Terrace Avenue; thence with Terrace Avenue 290 feet to the beginning.

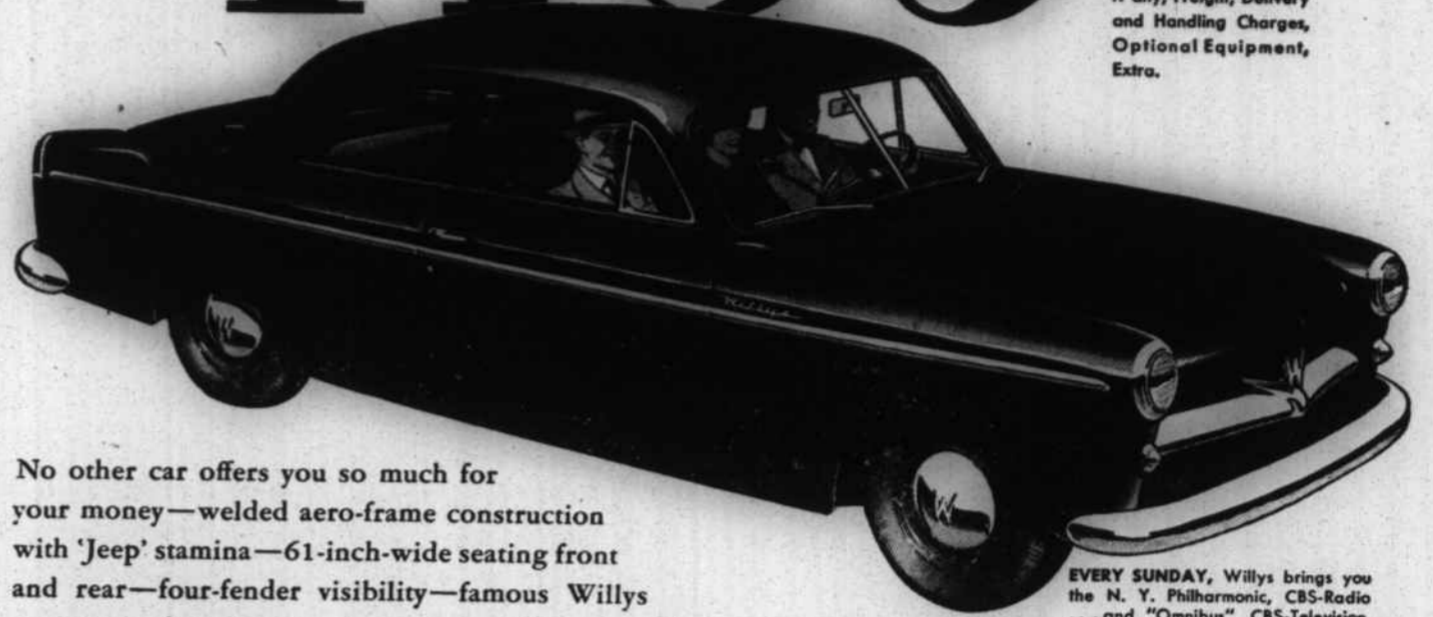
The above parcels of land having been conveyed to W. D. Townson by Ruth Garrison and husband (Continued on Page 10)

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 List Price F.O.B. Toledo,  
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 President



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**HENN THEATRE**

MURPHY, N. C.

Fri.-Sat., Jan. 23-24

Cornel Wilde-Teresa Wright

—In—  
**“California Conquest”**

LATE SHOW

Montez-Preston Foster

—In—  
**“Tangier”**

Sun.-Mon., Jan. 25-26

Jennifer Jones-Charlton Heston

—In—  
**“Ruby Gentry”**

Tuesday, Jan. 27

Ann Carro

—In—  
**“Sarong Girl”**

Wed.-Thurs., Jan. 28-29

Anthony Dexter

—In—  
**“The Brigand”**

**DICKEY THEATRE**

MURPHY, N. C.

Thurs.-Fri., Jan. 22-23

John Payne-Coleen Gray

—In—  
**“Kansas City Confidential”**

Saturday, Jan. 24

Johnny Carpenter-Tray

Tarrell  
 —In—  
**“Badman's Gold”**

Sun.-Mon., Jan. 25-26

Claudette Colbert-Jack

Hawkins

—In—  
**“Outpost In Malaya”**

Tues.-Wed., Jan. 27-28

Duke Mitchell-Sammy Petrillo

—In—  
**“Bela Lugosi Meets Brooklyn Gorilla”**

**HENN THEATRE**

ANDREWS, N. C.

Fri.-Sat., Jan. 23-24

Rod Cameron

—In—

**“Wagons West”**

LATE SHOW

Cecilia Parker-Henry B.

Walthall

—In—

**“The Mine With The Iron Door”**

Sun.-Mon., Jan. 25-26

Bob Hope-Jane Russell

—In—

**“Son Of Paleface”**

Tuesday, Jan. 27

Johnny Weissmuller

—In—

**“The Forbidden Land”**

Wed.-Thurs., Jan. 28-29

Jennifer Jones-Charlton Heston

—In—  
**“Ruby Gentry”**