

3600 N. Duke Mall Lakewood Shopping Center Croasdaile Shopping Center Shannon Plaza

**Avondale Drive** 810 Liberty St

## Legal Notice

NORTH CAROLINA DURHAM COUNTY FILE NO. 82 SP 778

UNDER AND BY VIRTUE of the power of sale contained in a cer-Deed of Trust executed by lain Deed of Trust executed by Tom Davis and wife. Marjory H. Davis, dated June 26, 1979, and recorded in Mortgage Book 1005, at page 282, in the office of the Aegister of Deeds of Durham County, North Carolina, and because of the default having-been made in the payment of the inmade in the payment of the inaid Deed of Trust being by the erms thereof subject to foreclosure, and by Order of the Clerk of Superior Court of Durham County in 82 SP 778, the undersigned will offer for sale at public auction to the highest bidder, for cash, at the door of the Durham Judicial Building County Judicial Building in Durham, North Carolina, at 12:00 o'clock, NOON, on the 20th day of October: 1982, the property conveyed in said Deed of Trust, the same lying and being in the County of Durham. State of North Carolina, in City Township, and more particularly described as

TRACT 1: BEGINNING at a stake on the west side of Alston Avenue 56.5 feet south from the south side of Dupree Street, at the southeast corner of Lot No. 1, and running thence along and with the south line of said lot in a westerly direction 145 feet to a stake in the east line of Lot No.2: thence along and with the east line of said lot in a southerly direction 56.04 feet to a stake, northwest corner of Lot No. 27; thence along and with the north line of said lot in an easterly direction 145.1 feet to a stake on the west side of Alston Avenue; thence along and with the west side of said Alston Avenue, North 21 degs. 18' East 56 feet to a stake, the point of BEGINNING, and being Lot No. 28 of the J.A. Warren Property as per plat and survey thereof now on file in the Office of the Register of Deeds of Durham County in Plat Book 3, at page 130, to which reference is hereby made for a more particular description of same. See deed dated May 6, 1925 from M.F. Scott and wife. Minnie L. Scott and C.B. Roberts (unmarried) to W.R. Stansbury and wife. Lula Ruth Stansbury, recorded in the office of the Register of Deeds of Durham County, Plat Book 74, at page 341.

Tract II: BEGINNING at stake on the west side of Alston Avenue 112.5 feet in a southerly direction from the south side of Dupree Street, and running thence North 62 degs. 30' West 145.1 feet to a stake; thence in a southerly direction 56 feet to a stake. thence South 62 degs. 30° East 145.2 feet to a stake on the side of Alston Avenue: thence along and with the west side of said Alston Avenue in a northerly direction 56 feet to astake, the point of BEGINN-ING. and being Lots No. 4 and 5 of the Alston Avenue Shipp Property as per plat and survey thereof now on file int Deeds of Durham County Plat Book 3, at page 135. to which reference is hereby made for a more particular description of same. See Deed from E.J. Utley and wife, Viola Utley to Alice M. Pirie, dated July 14. 1926 and recorded in the said office of the Register of Deeds of Durham County in Deed Book 82, at page 352. Also see deed from C.F. Phillips and wife. Frances H. Phillips to W.R. Stansbury and wife. Lula High Stansbury. dated November 19, 1945 and recorded in the office of the Register of Deeds of Durham County, Plat Book 162, at page

SAVING AND EXCEPTING from this conveyance is that property conveyed for street widening purposes as shown on Plat recorded in Plat Book 18, at page 141, and Plat Book 77. at page 36. Office of the **Durham County Registry.** 

The record owners of the above described real property as reflected on the records of the **Durham County Register of Deeds** not more than ten (10) days prior to the posting of this Notice are Tom Davis and wife. Marjory H.

Pursuant to North Carolina General Statue 45-21.10(b), and the Deed of Trust, any successful bidder may be required to deposit with the Trustee immediately upon conclusion of the sale of a cash deposit of ten percent (10%) of the bid up to and including \$1,000.00 plus five percent (5%) of any excess over \$1,000.00. Any successful bidder shall be required to tender the full balance purchase price so bid in cash or certified check at the time the Trustee tenders to him a deed for the property or attempts to tender such deed, and should said suc-cessful bidder fail to pay the full balance purchase price so bid at the time, he shall remain liable on his bid as provided for in North General 45-21.30(d) and (e). THIS PROPERTY will be sold

subject to all prior encumbrances and taxes and all 1983 ad valorem taxes and assessments. This sale will remain open to ten (10) days to receive increased

bids, as required by law.
Dated this 28th day September, 1982. W. J. Walker, Jr. Trustee William A. Marsh, Jr Attorney PUBLICATION DATES THE CAROLINA TIMES October 9 and 16, 1982.

## We Welcome Your News

News about events in your community should be in our office not later than Monday at 5 p.m. of the week of publication

We WILL NOT guarantee the return of unsolicited