

NOTICE OF SALE OF REAL ESTATE

Under and by virtue of an order of the Superior Court of Franklin County, North Carolina, made in the action entitled Atlantic Joint Stock Land Bank of Raleigh against Katie L. Yarboro, E. H. Malone, Trustee; T. W. Wheelless; Annie Wheelless; Cale K. Burgess, Trustee; North Carolina Agricultural Credit Corporation; J. A. Wheelless; the National Bank of Petersburg, Virginia; Franklin Insurance and Realty Company; Carolina Phosphate and Fertilizer Works; N. B. Josey Company; American Fertilizing Company; and F. M. Fuller, the undersigned Commissioner, will on March 19th, 1928, at twelve (12) o'clock noon, at the court house door in Louisburg, North Carolina, offer for sale and sell to the highest bidder for cash the following described tracts or parcels of land in Franklin County State of North Carolina:

All those three certain pieces, parcels or tracts of land containing in the aggregate fourteen hundred sixty-eight and seventy five one hundredths acres, more or less, being situated in Cedar Rock and Cypress Creek Townships, County of Franklin, State of North Carolina, about seven miles East from the Town of Louisburg, N. C., and being more particularly described as follows: according to plats thereof made by J. T. Inascoe, Surveyor, July 1st, 1924, copies of which plats are attached to the abstract now on file with the Atlantic Joint Stock Land Bank of Raleigh, N. C.

TRACT A: Containing six hundred ninety-two acres, more or less, situate on the Louisburg Seven Paths Road and bounded on the North by the lands of W. W. Strange, C. P. Harris, J. O. Wilson and T. P. Dean; on the East by the lands of T. P. Dean and Cypress Creek; on the South by the lands of C. M. Vaughan, S. S. Meadows and C. P. Harris and on the West by the lands of C. P. Harris and W. E. Strange and beginning at a point on the old Raleigh Road, thence along said old Road North 38 degrees East 13 1/2 poles, North 50 1/2 degrees East 30 poles 10 links, North 61 degrees East 64 poles 17 links, North 41 1/2 degrees East 52 poles, North 27 1/2 degrees East 21 poles 19 links, North 58 3/4 degrees East 31 1/4 poles, North 76 1/4 degrees East 19 poles 18 links, North 75 degrees East 25 poles 5 links, North 73 degrees East 24 poles 9 links, North 79 1/2 degrees East 28 1/2 poles 7 links, North 69 degrees East 10 poles 7 links, North 81 1/2 degrees East 30 poles 5 links, North 61 degrees East 39 poles 5 links to T. P. Dean's line; thence East 118 poles 5 links; thence South 6 1/2 degrees West 30 poles; thence South 5 degrees West 66 poles 11 links; thence South 6 degrees West 46 poles; thence South 6 1/4 degrees West 120 poles; thence North 87 1/2 degrees West 95 poles 10 links, North 88 1/2 degrees West 143 poles 5 links to Cypress Creek; thence down said Creek as it meanders 178 poles to S. S. Meadows' line; thence West 160 poles; thence North 18 1/2 degrees East 160 poles 6 links; thence North 51 1/2 degrees West 106 poles to the point of the beginning, and comprising those lands conveyed to the said Katie L. Yarboro as follows: by Partition deed of J. J. Barrow et al., dated July 17, 1902, recorded in Book 137, page 270, Registry of Franklin County, N. C.; by S. S. Meadows, Commissioner, by Commissioner's deed dated June 22, 1903, recorded in Book 139, page 375, said Registry and by deed of J. J. Lancaster and wife, dated December 2nd, 1901, recorded in Book 124, page 319, said Registry.

TRACT B: Containing two hundred fifteen and fifty one hundredths acres, more or less, situate on the Louisburg Seven Paths Road and bounded on the North by the lands of C. P. Harris, and Holden and Leonard, on the East by the Old Raleigh Road, the lands of C. P. Harris, Holden and Leonard and Mrs. J. O. Green, on the South by the lands of C. P. Harris and Mrs. J. O. Green and on the West by the lands of Mrs. J. O. Green, Tar River, and the lands of C. P. Harris, and beginning at a stake on Tar River, corner for Mrs. J. O. Green; thence South 88 degrees East 188 poles; thence South 2 degrees West 33 poles 5 links; thence South 88 degrees East 82 poles; thence North 2 degrees East 73 poles 5 links; thence North 88 degrees West 68 poles; thence North 2 degrees East 75 1/2 poles; thence South 88 degrees East 277 1/2 poles to the old Raleigh Road; thence North easterly along said Road to C. P. Harris' line; thence North 89 degrees West 347 1/2 poles to Pine Point; thence South 37 degrees West 88 poles 7 links to large Maple on Tar River; thence along said river to point of the beginning and comprising those lands conveyed to the said Katie L. Yarboro as follows: by deed of C. P. Harris and wife, dated February 12, 1908, recorded in Book 124, page 588, said Registry; by Commissioner's deed of T. W. Bickett and Thos B. Wilder, Commissioners, dated May 21, 1903, recorded in Book 137, page 465, said Registry and by deed of W. H. Allen and wife, dated February 20, 1903, recorded in Book 124, page 545, said Registry.

TRACT C: Containing 561 1/4 acres, more or less, situate on the Louisburg, Justice Road and bounded on the North by the lands of C. P. Harris, Amos Wheelless and J. H. Wheelless, on the Northeast by Dean Brothers, on the East by Amos Wheelless, Whit Hayes the Wheelless Estate and Dennis Creek, on the South by the lands of T. P. Dean and J. O. Wilson and on the West by the lands of J. O. Wilson, Amos Wheelless and Cypress Creek and beginning at a point on Cypress Creek, marked by a Pine and Poplar; thence North 88 1/2 degrees East 280 poles; thence South 18 1/4 degrees East 82 poles 9 links; thence South 17 1/2 degrees West 20 poles; thence South 13 degrees West 63 poles 11 links; South 30 1/2 degrees West 14 poles 10 links; South 1 1/2 degrees West 10 poles; South 15 degrees East 15 poles; South 9 degrees West 37 poles 11 links; South 6 1/2 degrees West 30 poles; South 3 degrees West 13 poles 16 links; South 67 1/2 degrees East 13 poles 11 links; South 69 3/4 degrees

West 61 1/2 poles; South 79 3/4 degrees East 14 poles; North 82 degrees East 7 poles 14 links; South 84 1/2 degrees East 40 1/2 poles; South 50 degrees East 9 poles 11 links; South 76 1/2 degrees East 5 poles 15 links to point on Dennis Creek; thence up said Creek as it meanders, 106 poles; thence North 47 1/2 degrees East 6 poles; thence North 6 1/2 degrees West 21 poles 5 links; thence North 88 1/2 degrees West 11 poles; thence North 3 degrees West 23 poles; thence East 17 poles 10 links to point on said Dennis Creek; thence up said Creek as it meanders 121 poles 9 links; thence North 64 degrees West 94 poles 8 links; thence North 18 degrees East 72 poles 19 links; thence North 43 3/4 degrees East 24 poles 22 links; thence North 43 degrees East 36 poles; thence North 58 degrees East 10 poles 24 links; thence North 43 degrees West 32 poles; thence North 45 degrees West 46 poles 20 links thence South 88 degrees West 75 poles; thence South 6 degrees West 140 poles 22 links; thence North 66 degrees West 46 poles; thence North 82 degrees West 8 poles 15 links; thence North 64 1/2 degrees West 45 1/2 poles thence N 39 3/4 degrees West 62 poles 3 links; thence South 89 1/2 degrees West 53 1/2 poles; North 88 1/2 degrees West 34 poles; South 85 degrees East 49 poles to Cypress Creek; thence down said creek 204 poles to the point of beginning and comprising the lands conveyed to Katie L. Yarboro as follows: by Partition Deed of J. H. Upperman, et al., dated October 15, 1895, recorded in Book 100, page 442, said Registry; by deed of Arch Bowden and wife, dated December 25, 1898, recorded in Book 101, page 424 said Registry; by Partition deed of J. J. Barrow, et al., dated July 17, 1902, recorded in Book 137, page 270 said Registry and deed from C. C. Hayes and wife dated March 9, 1921, recorded in Book 229, page 157, said Registry, reference being here made to all the above mentioned deeds, plats and records for further description of the lands hereby conveyed.

This February 13th, 1928.

BANKS ARENDELL, Commissioner.

NOTICE Having qualified as administrator of the estate of James Hodge, deceased late of Franklin County, N. C., notice is hereby given all parties holding claims against said estate to present them to the undersigned on or before the 17th day of February, 1928, or this notice will be plead in bar of their recovery. All persons indebted to said estate will please come forward and make immediate settlement.

This February 16th, 1928.

OSCAR HODGE, Administrator.

NOTICE OF SALE OF REAL ESTATE By virtue of authority contained in that certain deed of trust executed on the 18th day of November, 1919, by Haywood Cheek & wife to G. M. Beam, trustee, and recorded in book 232, page 10, office of the Register of Deeds of Franklin County, default having been made in the conditions of said deed of trust, the said G. M. Beam, trustee, will on the 13th day of February, 1928, at 12 o'clock noon, at the courthouse door in Louisburg, offer for sale at public auction to the highest bidder for cash the following described lands: All the right, title and interest of Haywood Cheek in and to a certain tract of land lying and being in Franklin County and more particularly described and defined as follows, to-wit: Bounded on the North by the lands of W. H. Faulkner; on the East by the lands of T. D. Farrer; on the South by the lands of Saunders and on the West by the lands of Saunders containing 37 3/4 acres, more or less, and being the tract of land owned by Tobitha Cheek (mother of said Haywood Cheek) at her death the same being the tract of land devised to Tobitha Cheek by will of Edward Cheek, which will is recorded in Book of Willis S, page 330 in the Clerk of Superior Courts office of Franklin County, the undivided interest herein conveyed being an undivided one-seventh.

This January 11, 1928.

G. M. BEAM, Trustee.

TRUSTEES SALE OF RESIDENCE IN LOUISBURG, N. C. Pursuant to the power of sale conferred upon the undersigned trustee in that certain deed of trust recorded in Book 272, at page 154, Franklin County Registry, default having been made in the payment of the bond thereby secured, and demand for foreclosure having been made upon me by the holder of said indebtedness, I will on Monday, January 23rd, 1928, at or about the hour of noon, at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, that certain residence and lot situate in the town of Louisburg, N. C., on the corner of Cedar Street, described as follows: One house and lot in the town of Louisburg, N. C., situate on corner of Cedar Street, and known as lot No. 27, in the division of the estate of the late G. W. Ford, which lot was apportioned to S. C. Ford in the division of the property by the commissioners duly appointed by the court to make division of same.

Time of sale: 12 o'clock M., January 23, 1928. Place of sale: Courthouse door, Louisburg, N. C. Terms: Cash. This December 17th, 1927.

SALE OF VALUABLE REAL ESTATE

Under and by virtue of the power of sale contained in that certain deed of trust of J. O. May and wife to E. H. Malone, Trustee, dated December 21, 1925, recorded in Book 250, page 171, Registry of Franklin County, N. C., default having been made in the payment of the indebtedness thereby secured and demand for foreclosure having been made upon the undersigned trustee by the holder of the bonds representing the said indebtedness, the undersigned trustee will on Monday, the 27th day of February, 1928, at or about the hour of noon, at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, the following described real estate:

Those two tracts or parcels of land in Cedar Rock Township, Franklin County, State of North Carolina, and described as follows: FIRST TRACT: Being that part of the Mary Bartholomew land assigned to Sarah Stallings in the division made of the land bounded as follows: Beginning at a rock, Ella Sturdivant's corner in Bettie May's line; thence S 87 E 94 poles to a rock in Parrish's line; thence N 2 1/2 E 13 1/2 poles to a rock in Parrish's line; thence N 87 W (passing between the Jno. Bartholomew's house and tree) 94 poles to a rock, R. B. Gilliams corner in Bettie May's line; thence S 2 1/2 W 13 1/2 poles to the beginning, containing 7 5/6 acres, more or less, the same having been conveyed to Lena C. Gilliam, now Lena C. May, by deed of Sarah Stallings, dated May 19, 1908.

SECOND TRACT: Beginning in the center of the Louisburg Nashville road in N. C. Rowland's line; thence N 2 E 40 links to a stake in line with the front of the front porch of the store house and 20 feet East from the same; thence continuing N 2 E 85 links to a stake, 20 feet East of the back corner of the store; thence S 88 W 26 links to a stake 4 links East from the North east corner of the store; thence N 1 E 3 3/8 chains to a stake 4 links East from the Northeast corner of the log house; thence N 88 W 98 links to a stake; thence 24 W 4 2/5 chains to a stake near the fence post from which an elm 13 links distant, bears S 62 E 2; thence continuing S 2 W 40 links to the center of the road, Rowland's line; thence along the center of the road S 88 E 1 1/2 chains to the beginning, containing 1 1/2 acre, more or less, being the lot heretofore known as the Stallings Store Lot, the same having been conveyed to Lena C. May by deed of Joseph T. Inascoe, mortgagee, recorded in Book 179, page 142, Registry of Franklin County, N. C., the description here given being taken from said deed and reference being here made thereto.

This January 27th, 1928.

E. H. MALONE, Trustee.

NOTICE OF SALE OF AUTOMOBILE UNDER MECHANICS LIEN Willis Allen will take notice that under and by virtue of section 2017 of the Revised of 1915 of North Carolina and the lien thereby given to mechanics for repairs on personal property the undersigned will on Monday, March 5th, 1928, at the court house square in Louisburg, N. C., at about the hour of one o'clock p. m. offer for sale to the highest bidder for cash that Ford touring car, motor new factory built, 1926 model, placed by him for repair and storage with the undersigned and that sale will be made to pay the repairs thereon made and storage.

This February 2, 1928.

LEONARD & MEDLIN.

NOTICE Having qualified as administrator of the estate of Mrs. B. H. Winston, deceased, late of Franklin County, North Carolina, notice is hereby given all persons holding claims against said estate to present them to the undersigned on or before the 13th day of January, 1928, or this notice will be plead in bar of their recovery. All persons indebted to said estate will please come forward and make immediate settlement. This January 12th, 1928.

C. C. WINSTON, Administrator.

SALE OF VALUABLE REAL ESTATE Under and by virtue of the power of sale contained in that certain deed of trust of P. D. Speed and wife to E. H. Malone, Trustee, dated December 10, 1926, recorded in Book 250, page 236, Registry of Franklin County, State of North Carolina, default having been made in the payment of the indebtedness thereby secured and demand for foreclosure having been made upon the undersigned trustee by the holder of the bonds representing said indebtedness, the undersigned trustee will on Monday the 27th day of February, 1928, at or about the hour of noon at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, the following described real estate.

NOTICE OF SALE UNDER EXECUTION

G. M. Beam Vs Mrs. Lillian Hawks In the Superior Court By virtue of an execution directed to the undersigned by the Clerk of the Superior Court of Franklin County, I will offer for sale for cash to satisfy said execution, at about the hour of noon on Monday, March 5th, 1928, at the court house door in the Town of Louisburg, N. C., all the right, title and interest which the said Mrs. Lillian Hawks owns or owned at the time of docketing of judgment upon which this execution was issued, in and to that certain house and lot situate on the west side of Kenmore Avenue in the Town of Louisburg, N. C., adjoining R. W. Hudson on the South and Mrs. J. W. King on the North.

This February 3rd, 1928.

F. W. JUSTICE, Sheriff Franklin County.

NOTICE Having qualified as administratrix of the estate of Jno. W. King, deceased, late of Franklin County, N. C., notice is hereby given all parties holding claims against said estate to present them to the undersigned on or before the 27th day of January, 1928, or this notice will be plead in bar of their recovery. All persons indebted to said estate will please come forward and make immediate settlement.

This January 26th, 1928.

MARY G. KING, Admrx.

NOTICE Default having been made in the payment of that bond secured by that deed of trust dated the 9th day of March, 1926, duly recorded in Franklin County in Book 274, page 293, executed by J. A. Smith and Wilmer C. Smith, his wife, the undersigned trustee will offer for sale, and sell to the highest bidder for cash, at the courthouse door in Louisburg, N. C., at 12 o'clock noon, Saturday, February 25, 1928, the following described land:

That 60 acres, more or less, in Sandy Creek township, Franklin County, being lot No. 6, in Tract A in the division of the J. C. Tharrington land, made under Special Proceedings, entitled "Paralee Tharrington vs Jesse Merritt, et al.", recorded in Book 10, page 170, et seq., of Orders and Decrees of Franklin County, N. C.

This January 25, 1928.

J. P. ZOLLICOFFER, Trustee.

RESALE OF VALUABLE REAL ESTATE Under and pursuant to an order of resale entered by the Clerk of the Superior Court of Franklin County, North Carolina, on the 8th day of February, 1928, in the proceeding entitled "M. E. Underwood, Admrx. of R. C. Underwood, et al., Ex Parte," the undersigned commissioner will on Monday the 27th day of February, 1928, at or about the hour of noon, at the court house door of Franklin County, North Carolina, offer for sale at public auction to the highest bidder for cash, all of the described real estate:

SALE OF VALUABLE LAND

Under and by virtue of the power of sale contained in that certain mortgage deed executed by Cullen Satterwhite and wife to N. B. Finch and Co., dated March 5th, 1924, recorded in book 257, page 237 Registry of Franklin County, N. C., and in accordance with the terms of that judgment of the Superior Court of Franklin County, rendered at August term, 1927, in that action entitled "Cullen Satterwhite vs N. B. Finch, trading as N. B. Finch and Co.," the undersigned will on Monday the 20th day of February, 1928, at or about the hour of noon at the court house door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, all that tract or parcel of land, described as follows:

One tract of land in Dunns Township, Franklin County, N. C., adjoining the lands of F. M. Wiggs on the East, Milton Mullen and Culpepper land on the North, Sid Alford heirs on the West and Mose Rogers on the South, containing eighty-six acres, more or less.

This January 18th, 1928.

N. B. FINCH & CO., Mortgagees. White and Malone, Atty's. 1-20-54

SALE OF VALUABLE REAL ESTATE Under and by virtue of the power of sale contained in that certain deed of trust of W. H. Allen to E. H. Malone, Trustee, dated December 20, 1920, recorded in Book 250, page 274, Registry of Franklin County, N. C., default having been made in the payment of the indebtedness thereby secured and demand having been made for foreclosure upon the undersigned trustee by the holder of the bonds representing said indebtedness, the undersigned trustee will on Monday the 27th day of February, 1928, at or about the hour of noon, at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, the following described real estate:

A one-third undivided interest in those tracts, lots or parcels of land situate in Louisburg Township, Franklin County, State of North Carolina, and described as follows: FIRST LOT: That lot situate on the South side of Nash Street in the Town of Louisburg, N. C., upon which stands the building, formerly known as the Farmers Warehouse, and being the lot described and conveyed in that deed of J. M. Allen et al. to J. N. Harris et al., recorded in Book 162, at page 54, Registry of Franklin County, N. C.

SECOND LOT: That lot situate on the East side of Church Street in said Town of Louisburg, N. C., adjoining the property formerly owned by O. L. Ellis and being the second lot described and conveyed in that deed of J. M. Allen et al. to J. N. Harris et al., recorded in Book 162, at page 154, Registry of Franklin County, N. C.

Also a perpetual right of way over the alleys or alleyways described in said deed of J. M. Allen et al. to J. N. Harris et al., as aforesaid. The interest hereby conveyed being the interest in the property above described conveyed by deed of T. W. Bickett, Executor and Guardian, to W. H. Allen.

This January 27th, 1928.

E. H. MALONE, Trustee.

NOTICE OF EXECUTION SALE North Carolina, Franklin County In the Superior Court Nancy Alston Vs Fed Alston By virtue of an execution directed to the undersigned from the Superior Court of Franklin County in the above entitled action, I will on Monday the 5th day of March, 1928, at or about 12 o'clock noon, at the court house door of said County, sell to the highest bidder for cash to satisfy said execution, all the right, title and interest which the said Fed Alston, the defendant has in the following described real estate, to-wit:

SALE OF VALUABLE FARM PROPERTY

Under and by virtue of authority conferred upon me in a deed of trust executed by T. C. Weathersby and wife Ida Weathersby, on the 25th day of March, A. D., 1926, recorded in the Register of Deeds office of Franklin County, North Carolina, in book 274 at page 347-48. I will on Friday the 2nd day of March A. D. 1928, at 12:00 noon, at the court house door in Louisburg, N. C., sell at public auction for cash to the highest bidder the following described land, to-wit:

All of that certain piece, parcel or tract of land situate in Dunns township, Franklin County, North Carolina, containing 150 3/4 acres on the Hillsboro Road, about three miles South from the town of Bunn, N. C., and being bounded by the lands of Dal' J. W. Wright, Tom Mullen and more particularly described as follows: Beginning at a stone on the Hillsboro Road, J. W. Wright's corner; thence 2d 30 minutes East 1662 feet to a stake; thence North 89d 30 minutes West 580 feet to a stake in Tom Mullen's line; thence North 2d 30 minutes East 972 feet to a stake in Moses Rogers line; thence South 89 degrees 30 minutes East 1320 feet to a stake in Moses Rogers line, Dal' High's corner; thence South 4d West 274 feet to a poplar on Rocky Spring Branch; thence down Rocky Spring Branch to a stake in Bob Pace's corner; thence S 1d West 450 feet to Pace's corner on Tarboro Road; thence South 85d West 484 feet with Tarboro Road to intersection with Hillsboro Road; thence with Hillsboro Road North 76d West 2121 feet to the point of beginning, containing 150 3/4 acres and being the same land conveyed to John R. Weathersby by Robert E. Copeland, recorded in book 146, page 281 Registry of Franklin County, also same land to said Weathersby by John N. Bergeron, recorded in book 184, page 458 Registry of Franklin County.

This sale is made by reason of the failure of T. C. Weathersby and wife Ida Weathersby to pay off or discharge the indebtedness secured in said deed of trust, and will be sold subject to a former deed of trust to the First National Trust Co., of Durham, N. C., and dated the 8th day of May, 1925, recorded in book of mortgages 245 at page 502.

This January 31, 1928.

LEROY L. MASSEY, Trustee. Zebulon, N. C.

SALE OF VALUABLE LAND Under and by virtue of the power of sale contained in that certain deed of trust of Geo. M. Raynor to T. W. Ruffin, Executor of Wm. H. Ruffin, deceased, Trustee, dated October 5th, 1917 recorded in book 210 page 291, Registry of Franklin County, State of North Carolina, default having been made in the payment of the indebtedness thereby secured and demand for foreclosure having been made upon the undersigned Executor by the holder of the bonds representing said indebtedness, the undersigned Executor will on Monday the 5th day of March, 1928, at or about the hour of noon, at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash the following described tract of land:

That certain tract or parcel of land situate in Franklin County, Gold Mine Township, State of North Carolina, and described as follows: Bounded on the North by the corporate limits of the town of Wood, on the East by the Collins Mill Road, on the South by the lands of J. P. Wester and on the West by the lands of Oran Coley, containing 41 acres, more or less. It being the land conveyed by W. C. Gupton and wife to R. L. Hayes and by R. L. Hayes and wife to G. M. Ranof, all of which deeds are recorded in the Registry of Franklin County, and reference is made to same. This deed of trust and bonds thereby secured being given for the balance of the purchase money on said lands.

This February 1, 1928.

T. W. RUFFIN, Executor of WM. H. RUFFIN, Deceased, Trustee. 2-3-5t

SALE OF REAL ESTATE Under and by virtue of the power of sale contained in that certain deed of trust of Ben Thomas and wife to E. H. Malone, trustee, dated January 3rd, 1925, recorded in book 251, page 189, Registry of Franklin County, State of North Carolina, default having been made in the payment of the indebtedness thereby secured and demand for foreclosure having been made upon the undersigned trustee by the holder of the bonds representing said indebtedness, the undersigned trustee will on Monday, the 5th day of March, 1928, at or about the hour of noon, at the courthouse door in Louisburg, N. C., offer for sale at public auction to the highest bidder for cash, the following described real estate:

A tract or parcel of land, situate in Franklin County, Louisburg Township, State of North Carolina, and described as follows: Beginning at the Eastern corner of Julius Hayes on Hart Street; thence along said Street in an Easterly direction 50 feet to an iron stake; thence at right angles to said Street in a Southeasterly direction along a line parallel with Hayes Eastern line to a stake in Annie Green's line; thence Westwardly along a line parallel with Hart's Street 50 feet to a stake in Hayes' line; thence along Hayes' line to the beginning, being a part of the Hart property, containing a dwelling.