

Legal Notices

NOTICE OF TRUSTEE'S SALE

By virtue of authority and power of sale vested in me by the terms of that certain deed in trust made by Loy F. Thompson and wife, Bleaka Thompson, for T. A. English, to secure the indebtedness therein described, and added in trust being duly recorded in the office of the Register of Deeds for Transylvania county in Book 21 at page 36, default having been made in the payments secured by said deed in trust, and said default not having been made good after more than five days' notice, and the holder of said notes having declared his intention to declare all notes due and payable, and having requested me to foreclose said security for the purpose of paying said indebtedness, I will on July 30th, 1928 at 12 o'clock M., at the court house door in the town of Brevard, N. C., sell to the highest bidder, for cash, the following described property:

The following described tract or parcel of land, situate, lying and being in the township of Brevard, in the county of Transylvania, and state of North Carolina, adjoining the lands of Lake Sega Subdivision, and more particularly described as follows, to-wit:

Being all of lot 26, Block 2 of the R. E. Lawrence property of the Lake Sega Subdivision, as mapped and surveyed by D. R. S. Frazier, C. E., in Sept. 1925, and which map is recorded in Book 33 at page 118 of the records in and for Transylvania county, N. C., to which map record reference is hereby made for a full and complete description.

Said sale made to satisfy said indebtedness, taxes and costs.
This the 26th day of June 1928.
PAT KIMZEY, Trustee.
5t \$7.50 Jne -28 jly5-12-19-26

STATE OF NORTH CAROLINA COUNTY OF TRANSYLVANIA. IN RE: RESTORATION OF CITIZENSHIP OF E. J. KITCHEN. TO ALL WHOM IT MAY CONCERN:

This is to give notice that E. J. Kitchen has filed a petition before the Clerk of the Superior Court of Transylvania County, N. C., for restoration of his rights as a citizen of Transylvania County, N. C. The said E. J. Kitchen having been convicted at the fall term of the Superior Court in Transylvania in 1921, and having been pardoned by the Governor in January 1922. You will further take notice that this petition will be heard at August term of 1928 Superior Court.
Roland Owen, C. S. C. thru Aug-2

NOTICE OF FORECLOSURE SALE

Under and by virtue of the Power of Sale contained in a certain Mortgage Deed from Ora Galloway, to D. H. Winchester, said instrument bearing date of June 18th, 1925 and which instrument is registered in Book No. 8 at Page 39 of the Record of Mortgage Deeds for Transylvania County, N. C., said Mortgage deed securing certain indebtedness therein named, and default having been made in the payment of said indebtedness whereby the power of sale therein contained has become operative and all notice of said default that are required having been given and said default has not been made good;

Now therefore, the undersigned Mortgagee, will, on Saturday, July 28th, 1928, at 12 o'clock M. at the Court House Door in Brevard, N. C. offer for sale and sell to the highest bidder for cash the following described real property, to-wit:

All those two tracts of land mentioned and referred to in Mortgage Deed aforesaid, reference being made to said instrument for a description of said two tracts of land.
Said sale or the proceeds thereof to be applied upon said indebtedness, cost of sale, commissions, etc.
This the 27th day of June, 1928.
D. H. Winchester, Mortgagee.
By D. L. English, Atty.
July 5, 12, 19, 26;

NOTICE OF LAND SALE BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by Eugene H. Duckworth, to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated the 3rd day of August, 1925, and registered in Book No. 18, at page 541, of the Deed in Trust Records of Transylvania county, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust having been given to the makers of said notes and deed of trust to make good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the Court House door in the town of Brevard, N. C., on Monday, August 6th, 1928, at 12 o'clock M. all the following described land:

FIRST TRACT: On the north side of French Broad river. Beginning on a Spanish oak on a ridge near two black oak saplings called for in the old State Grant, and running south 39 deg. east 46 poles to a Spanish oak 3X; thence south 65 deg. east 38 poles to a black oak; thence south 50 deg. east 20 poles to a Spanish oak; thence South 49 deg. east to a stake in Oliver's line; thence with Oliver's line east to a stake in the Duckworth line, known as the old Carson line; thence with that line north to the Jordan and Shuford corner, to wit, a black oak near the east side of the Jordan road; thence with the Jordan road Shuford line to a stake in and north line known as the M. Duckworth line west with the Jordan line; Mull line to a stake at Mull's corner; thence south with Mull's corner and Jordan line to the Duckworth line, containing 135 acres, more or less. Being the same tract of land

conveyed to Joseph E. Duckworth by Thomas E. Jordan and wife by deed dated June 21, 1885, and which deed is recorded in the office of the Register of Deeds for Transylvania County, N. C. in Deed Book No. 5, at page 357 et seq. and to which deed and record reference is hereby made.

SECOND TRACT: Beginning on a Spanish oak on a ridge at or near two oak saplings called for in the old State Grant known as Alexander Jordan's and F. E. Jordan's beginning corner, and runs with said parties conditional line south 39 deg. east 46 poles to a Spanish oak; thence south 65 deg. 38 poles to a black oak; thence south 60 deg. east 20 poles to a Spanish oak; thence 49 deg. east to a stake in the Oliver line; thence with Oliver line west to the conditional line between J. E. Duckworth's and Alexander Jordan's; thence with that line south to the river; thence up the river with its meanders to Deaver's heirs line; thence east with Deaver's heir line to a stake in his north line; thence with said north line 148 poles to a stake in the same line; thence south 88 deg. east 32 poles to a Spanish oak and black oak; thence south to the beginning. Being the same land conveyed to J. E. Duckworth by Alexander Jordan and wife by deed dated Dec. 29th, 1869, and which deed is recorded in the office of the Register of Deeds of Transylvania county, N. C., in deed book No. 1 at page 626 et seq.

THIRD TRACT: Lying on the north side of French Broad river. Beginning on a persimmon tree on the north side of the French Broad river, and runs 110 poles to a stake; thence west 127 poles to a stake; thence south 100 poles to the river; thence with the meanders of the river to the beginning, containing 92 acres, more or less. Being the same tract of land conveyed to Jos. E. Duckworth by Leander Nicholson by deed dated Jan. 3rd, 1859, and which deed is recorded in the office of the Register of Deeds of Henderson County, N. C., in deed Book No. 7 at page 888, and to which deed and record reference is hereby made.

Sale made to satisfy said indebtedness, costs of sale, commissions, etc.
This 10 day of July, 1928.
J. E. Frazier, Trustee. p12-19-26Aug2

NOTICE OF SALE OF LAND BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by W. S. Allison to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated 12th day of June, 1926, and registered in book 20, at page 189, of the deed in trust record of Transylvania County, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust to make good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the costs of sale, I will sell to the highest bidder for cash at the court house door in the town of Brevard, N. C., on Saturday, Aug. 18, 1928, at 12 o'clock M., all the following described land:
Being all of lots Nos. 5 and 6, of the Section B. of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926, for the Geo. M. Burns Land Auction Co. of Asheville, N. C., and which map is recorded in book 1, at page 15, of the Deed Records in and for Transylvania county, to which record reference is hereby made for a full and complete description.
This 16th day of July, 1928.
J. H. TINSLEY, Trustee.
PJULY19-26A2-9

NOTICE OF SALE OF LAND BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by W. H. Patton to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated 12th day of June, 1926, and registered in book 20, at page 215, of the deed in trust record of Transylvania County, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust to make good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the Court House door in the town of Brevard, N. C., on Saturday, August 18, 1928, at 12 o'clock M., all the following described land:
Being all of lots Nos. 15 and 16, of Section A of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926, for the Geo. M. Burns Land Auction Co. of Asheville, N. C., and which map is recorded in book 1, at page 15, of the deed records in and for Transylvania County, N. C., to which record reference is hereby made for a full and complete description.
This 16th day of July, 1928.
J. H. TINSLEY, Trustee.
PJ19-26-A2-9

NOTICE OF SALE OF LAND BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by A. J. Johnson to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated 12th day of June, 1925, and registered in book 20, at page 182 of the deed in trust record of Transylvania County, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust to make good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the Court House door in the town of Brevard, N. C., on Saturday, August 18, 1928, at 12 o'clock M., all the following described land:
Being all of lots Nos. 57, 58, 59 and 65 of Section B. of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926 for the Geo. M. Burns Land Auction Co., of Asheville, N. C., and which map is recorded in book 1 at page 15 of the deed records in and for Transylvania county, N. C., to which record reference is hereby made for a full and complete description.
This 16 day of July 1928.
J. T. Tinsley, Trustee. 19-26 A2-9p

good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the court house door in the town of Brevard, N. C., on Saturday August 18, 1928, at 12 o'clock M. all the following described land:
Being all of lots Nos. 57, 58, 59 and 65 of Section B. of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926 for the Geo. M. Burns Land Auction Co., of Asheville, N. C., and which map is recorded in book 1 at page 15 of the deed records in and for Transylvania county, N. C., to which record reference is hereby made for a full and complete description.
This 16 day of July 1928.
J. T. Tinsley, Trustee. 19-26 A2-9p

NOTICE OF SALE OF LAND BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by Jack Page to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated 12th day of June, 1926 and registered in book 20, at page 193 of the deed in trust records of Transylvania county, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust to make good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the court house door in the town of Brevard, N. C., on Saturday, August 18, 1928, at 12 o'clock M. all the following described land:
Being all of lots Nos. 61, 62, 63, and 64, of Section R. of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926 for the Geo. M. Burns Land Auction Co., of Asheville, N. C., and which map is recorded in book 1, at page 15, of the Deed Records in and for Transylvania county, N. C., to which record reference is hereby made for a full and complete description.
This 16 day of July 1928.
J. H. Tinsley, Trustee. 19-26A2-9p

NOTICE OF SALE OF LAND BY TRUSTEE

By virtue of the power given in a certain deed of trust executed by Jack Page to the undersigned trustee to secure certain indebtedness mentioned therein, which deed of trust is dated 12th day of June, 1926 and registered in book 20, at page 212, of the deed in trust records of Transylvania county, N. C., and said indebtedness mentioned having become due and default having been made in the payment and the notice as required in said deed of trust to make good the payment and default not having been made good, and the holder of said notes having demanded that the lands described in said deed of trust be sold to satisfy the said indebtedness and the cost of sale, I will sell to the highest bidder for cash at the court house door in the town of Brevard, N. C., on Saturday, August 18, 1928 at 12 o'clock M. all the following described land:
Being all of lots Nos. 66, 67, 53, 64, 55, and 56, of Section B. of the Jordan Terrace as mapped and surveyed by J. J. Miller, C. E., April 26, 1926, for the Geo. M. Burns Land Auction Co. of Asheville, N. C., and which map is recorded in book 1, at page 15 of the deed records in and for Transylvania county, N. C., to which record reference is hereby made for a full and complete description.
This 16 day of July 1928.
J. H. Tinsley, Trustee. 19-26A2-9p

ADMINISTRATOR'S NOTICE

Having qualified as administrator of the estate of Cyrus Chapman, deceased, late of Transylvania county, North Carolina, this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned at Quebec, N. C. on or before the 12th day of July 1928 or notice will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment.
This the 9th day of July 1928.
M. O. McCALL, Administrator of
Cyrus Chapman Est Jy Aug2-9-16

AUCTION SALE OF LAND

We will sell to the highest bidder on the first Monday in August, the William McCall Mill Shoal Tract, 16105 acres, with on same, Land lying along north western township, Broad River in Glouster above Gloucester Bridge, at end of new Gloucester Highway. Reas. Balsam Grove, N. C. 3t 12-19.

NOTICE - TRUSTEE'S SALE

By virtue of the power of sale contained in a certain deed in trust executed by R. B. Lyon and wife, Anna M. Lyon, to the undersigned trustee, dated 25th day of August 1924, registered in Book 18 at page 235 of Mortgage Records of Transylvania county, N. C., to secure certain indebtedness therein mentioned; and the notes secured by said deed in trust having matured and have not been paid; and the holder of said notes having demanded that the lands described in said deed in trust be sold to satisfy said notes, interest, cost and expenses of sale; and notice having been given as required in said deed in trust to the maker of said notes, and default not having been made good, the undersigned trustee will sell to the highest bidder for cash at the court house door in the town of Brevard, N. C., on Saturday, August 18th, 1928, at 12 o'clock M. all the following described lot of land and the buildings thereon, situated in the town of Brevard, N. C., on the south side of Jordan street, adjoining lands of A. B. Galloway, and others, and bound-

OAKLAND NEWS

The farmers of our section are getting along fine with their work. I note that the weeds and grass are growing as well as the corn.

The Lucky Lunch stand is progressing nicely, as there are a great many tourists on the highway now.

The Lucky Plan lunch stand near Oakland also reports that business is real good.

Dancing is the order of the day in our section. Miss Lula Reid and Mrs. Grace Bennett gave a most delightful dance on Saturday night.

Mrs. Grace Bennett and Mr. Clarence Norton and wife went on a sightseeing trip to Whitesides mountain last Saturday night. They reported a most wonderful time as the scenery from Whitesides was great.

Mr. Howard Alexander is home on a vacation on account of ill health.

We are having a real good prayer meeting every Wednesday night at the new Prospect Baptist church under the able leadership of Rev. Roland Robertson.

We are real glad that the commissioners have decided to work out our roads with the convicts, as they have been neglected for several years and are almost impassable for a good part of the year.

We are having a fine Sunday school at our church this summer. W. M. Jarrett and family were Rosman visitors one day last week.

Mrs. Ann Reid was a visitor at Cold Spring on Thursday of last week.

Come on, East Fork, we hope you are through setting out your tobacco plants by now.

Beginning on a stake on the south margin of Jordan street, at Avery B. Galloway's corner, and runs with Galloway's west line South 6 deg. west, 170 feet to a stake at Galloway's corner; then still with his line, north 84 deg. west 145 feet to a stake in a ditch; then up and with said ditch, north 6 deg. 45 west 75 feet to a stake; then north 11 deg. 30 min. west 100 feet to a stake on south margin of Jordan street; then with same south 84 deg. east, 194 feet to the beginning.

Sale made to satisfy the principal and interest due on said notes together with the cost and expenses of sale.
This July 17th, 1928.
WELCH GALLOWAY, Trustee.
5tc \$7.50 19-26Aug2-9-16

NOTICE OF SUMMONS AND STATE OF NORTH CAROLINA, County of Transylvania.

IN THE SUPERIOR COURT
Chas. H. Warren, Plaintiff
VS.
C. T. Bland, Defendant.

The defendant above named will take notice that a summons in the above entitled action has been issued in the Superior Court of Transylvania county, North Carolina, for the sum of \$2300.00 and interest thereon from the 10th day of October, 1927 until paid, due to the plaintiff by reason of one negotiable promissory note in the above amount of which the plaintiff is the holder for value, which summons is returnable before the Clerk of said Court in his office in said county. The defendant will also take notice that a warrant of attachment was issued by the said Clerk against the property of the said defendant, which warrant is returnable the 18th of August, 1928, at which time and place the defendant is required to appear and answer or demur to the complaint in the said action or the relief demanded therein will be granted.

This 17th day of July, 1928.
ROLAND OWEN, Clerk, Superior Court, Transylvania County.
J. V. Bowers, Atty for Plaintiff.
4tsnd bl 19-26 Aug 2-9-16

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