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LEGALS

NOTICE OF FIRST RESALE FORECLOSURE UNDER DEED OF TRUST IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 85 SP 52 NORTH CAROLINA HOKE COUNTY

IN RE: FORECLOSURE OF DEED OF TRUST FROM M.K. SESSOMS, Jr. & wife, JOANN L. SESSOMS to DUNCAN B. MCFADYEN III, Trustee dated June 10, 1983, and recorded in Book 229, Page 078, Hoke County Registry

Under and by virtue of an order of the Clerk of Superior Court of Hoke County, North Carolina, entered in the above-entitled action authorizing the undersigned to proceed with the foreclosure of the above-referenced deed of trust and under and by virtue of the power of sale contained in the above-referenced deed of trust, and under an order of first re-sale entered in this matter on August 26, 1985, the undersigned trustee will offer for sale at public auction to the highest bidder for cash at 12:00 o'clock noon on September 11, 1985, at the courthouse door in Raeford, North Carolina, the following described property:

TRACT I

LYING AND BEING in Raeford Township, Hoke County, North Carolina. Situate lying and being about 1/4 mile north of the Town of Raeford, and on the north side of Cumberland Avenue and the west side of the northern extension of Stewart Street, adjoining the lots of Burnette and lands of Harvey Young and the home lot of said M.K. Sessoms, and BEGINNING at a stake in the Burnette line, which is the northeast corner of Harvey Young's lot, and runs with the line of it and beyond along the line of Sessoms Home lot, S 1-45 W 185 feet to the edge of Cumberland Avenue; thence with and along said Avenue, S 88-15 E 202 feet to a stake in edge of Stewart Street at the intersection with said Avenue; thence along the edge of Stewart Street N 1-45 E 185 feet to a stake, the Burnette corner; thence with that line N 88-15 W 202 feet to the BEGINNING corner, the same being all of Lot No. 6 and greater part of Lot 7, as shown on Map of Subdivision which is recorded in Map Book 1, Page 158 of the Hoke County Registry, and is the same property conveyed to M.K. Sessoms and wife, Lucille T. Sessoms, by H.A. Boyles and wife by deed which is recorded in Book 103, Page 504 of Hoke County Registry. Reference to which map and deed is hereby made for further identification and description of said premises. See that deed recorded in Book 210, Page 754, Hoke County Registry, for title information.

TRACT II

That certain parcel or tract of land lying and being about three (3) miles northeast of the City of Raeford; about two (2) miles southwest of Wayside. Bounded on the south and east by Ballard Farms, Inc., (A.A. Harris Farm); on the west by William C. Brown; on the southwest by Tract No. 3, as described in Deed Book 177, at Page 499 of the Hoke County Public Registry; on the north by other lands of Ozella Bridges and more particularly described as follows, to/wit:

BEGINNING at an existing iron axle with old pine pointer, a corner of the tract of which this is a part and Ballard Farms, Inc., (A.A. Harris Farm) and running thence as a line of the original tract and the northwest line of said Harris Farm, S 32-17 W 1997 feet to an existing iron pipe and iron stake, hickory and oak pointers; thence N 82-50 W 171.02 feet to an existing concrete monument with two sweet gum pointers, the easternmost corner of Tract No. 3 as described in Deed Book 177, at Page 499 of the Hoke County Public Registry; thence as the Northeast line of said tract, N 34-09 W 381.77 feet to an existing bed rail, the south corner of William C. Brown land; thence as Brown's line, the west line of the tract of which this is a part, N-1-03 E 1233.63 feet to an iron rod, thence N 88-38 E 1373.8 feet to the BEGINNING, containing 31 acres, more or less, and being a part of those tracts of land in Deed Book 90, Page 467, Hoke County Registry. FOR PURPOSES OF INGRESS AND EGRESS, the below described easement is hereby granted:

BEGINNING at a 5/8 inch iron rod in the north line of the above described 31 acre tract (said rod

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being located N 88-38 E 200.18 feet from the northwest corner of the above described 31 acre tract) and running thence N 1-03 1033 feet to a 5/8 inch rod, the point of curvature of a curve to the left having a delta angle of 62 degrees 52 minutes, a radius of 224.31 feet, chord of 233.96 feet, a tangent of 137.10 feet, a length of 246.12 feet to the point of tangency; thence N 61-49 W 4.10 feet to the 5/8 inch iron rod in the east right-of-way (30 feet from center) of State Road No. 1302; thence as the right-of-way, N 28-11 E 60 feet to a 5/8 inch iron rod; thence S 61-49 E 4.10 feet to the point of curvature of a curve to the right having a delta angle of 62 degrees 52 minutes, a radius of 284.31 feet, a chord of 296.54 feet, a tangent of 173.77 feet; a length of 311.95 feet to the point of tangency; thence as the tangent, S 1-03 W 1030.42 feet to a point in the north line of the above described 31 acre tract; thence as the north line of said 31 acre tract S 88-38 W 60.05 feet to the BEGINNING, containing 1.8 acres more or less.

TRACT III

That certain parcel or tract of land lying and being about 3 miles northeast of the City of Raeford; about 2 miles southwest of Wayside. Bounded on the south by Sessoms (212-558), on the west by Brown (187-73); on the north by Bridges (90-467) and on the east by a 60 foot wide easement (212-558) and more particularly described as follows to/wit:

BEGINNING at an existing iron pipe (said pipe being the northwest corner of that tract described in Deed Book 212, Page 558) in the western line of the original tract of which this is a part and running thence as the northern line of that tract described in Deed Book 212, Page 558, N 88-38 E 200.18 feet to an existing 5/8 inch iron rod in the western right of way (30 feet from center) of a 60 foot wide easement; thence as said right-of-way N 1-03 E 500.0 feet to a new 5/8 inch iron rod; thence S 88-38 W 200.18 feet to a new 5/8 inch iron rod in the western line of the original tract of which this is a part; thence as said line, S 1-03 W 500.0 feet to the BEGINNING 2.30 acres more or less and being a portion of those tracts of land described in Deed Book 90, Page 467, Hoke County Registry.

TRACT IV

That certain parcel or tract of land lying and being about 3 miles northeast of the City of Raeford; about 2 miles southwest of Wayside. Bounded on the south by Sessoms (212-558); on the east by Graham (96-301); on the north by Bridges (90-467) and on the west by a 60 foot wide easement (212-558) and more particularly described as follows to/wit:

BEGINNING at an existing iron axle with two pine pointers (said axle being the easternmost corner of the original tract of which this is a part) and running thence as the eastern line of the original tract, N 2-39 W 499.68 feet to a new 5/8 inch iron rod; thence S 88-38 W 1090.15 feet to a new 5/8 inch iron rod in the eastern right-of-way (30 feet from center) of a 60 foot wide easement (212-558); thence as the eastern right of way, S 1-03 W 500.0 feet to an existing 5/8 inch iron rod in the northern line of that tract described in Deed Book 212, Page 558; thence as said line, N 88-38 E 1113.57 feet to the BEGINNING containing 14.88 acres more or less and being a portion of those tracts described in Deed Book 90, Page 467 Hoke County Registry.

TRACT V

LYING AND BEING in Raeford Township, Hoke County, North Carolina, and consisting of all Lots 12 (41.2 acres, more or less), 17 (0.95 acre, more or less), 18 (0.92 acre, more or less) 19 (1.0 acre more or less), 20 (0.69 acre, more or less), and 21 (0.9 acre, more or less) as shown by metes and bounds on that map entitled "Map for Sam R. Nobles et al" recorded in Map Book 7, Page 72, Hoke County Registry.

There is excepted from Tracts II, III, IV and V as set out above, the following exceptions:

- (1) That 0.55 acre tract of land conveyed to Rex Merritt and wife, by that deed recorded in Book 226, Page 702, Hoke County Registry.
- (2) That 0.49 acre tract of land conveyed to Joe D. Soles by that deed recorded in Book 224, Page 482, Hoke County Registry.
- (3) Those tracts of land consisting of 0.52 and 0.64 acre conveyed to John Rockholt and wife by that deed recorded in Book 224,

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Page 480, Hoke County Registry.

The above described property will be sold subject to unpaid county and city ad valorem taxes, including those for the year 1985, and also city assessment, if any, and to the right of redemption of the Internal Revenue Service.

The highest bidder at the sale will be required to make a cash deposit of ten percent (10%) at the first \$1,000 and five percent (5%) of the balance of the bid when knocked down to him and the balance upon confirmation of the sale. The beginning bid will be \$1,100.00.

The sale will be reported to the court and will remain open for advance or upset bids for a period of ten (10) days. If no advance or upset bids are filed with the Clerk of Superior Court, the sale will be confirmed.

This the 26th day of August, 1985.

Duncan B. McFadyen, III, Trustee
WILLCOX & MCFADYEN
P.O. Box 126
Raeford, N.C. 28376
Telephone: (919) 875-4065

19-20C

PUBLIC NOTICE

City of Raeford
Hoke County
North Carolina
IN THE MATTER OF PLANNING
Mr. Robert M. Cox, Jr.
412 W. Donaldson Avenue
Raeford, N.C. 28376

You are hereby notified that an application is now pending before the Raeford Planning Board and City Council whereby the above, Mr. Robert M. Cox, Jr. is asking permission to place a storage building on the back side of his lot at 412 West Donaldson Avenue.

A public meeting will be held by the Raeford Planning Board at 6:00 p.m. on September 17, 1985 in the Council Chambers of City Hall. A public meeting will be held by the City Council at 7:00 p.m. on October 7, 1985 in the Council Chambers of City Hall at their regular Council meeting. All interested citizens are hereby requested to attend this public meeting and express your views and opinions for the benefit of the said Boards.

This public notice to be published on August 29, 1985 and September 5, 1985.

Raeford Planning Board
Ken McNeill, Chairman
Mayor John K. McNeill, Jr.
on behalf of the
Raeford City Council
19-20c

NOTICE OF SALE

North Carolina
County of Hoke

Under and by virtue of the power of sale contained in a certain Deed of Trust executed by M.K. Sessoms, Jr., and wife, JoAnn L. Sessoms to Bobby Burns McNeill, Trustee, dated the 29th day of December, 1983, and recorded in Book 231, Page 545 in the Office of the Register of Deeds of Hoke County, North Carolina, and default having been made in the payment of the indebtedness thereby secured and said Deed of Trust being by the terms thereof subject to foreclosure, the undersigned Trustee will offer for sale at public auction to the highest bidder for cash at the courthouse door in Raeford, North Carolina, at 12:00 o'clock Noon on the 10th day of September 1985, property conveyed by said Deed of Trust, the same lying and being in the County of Hoke, State of North Carolina, Raeford Township, and more particularly described as follows:

Lying and being in Raeford Township, Hoke County, North Carolina, and BEGINNING at the northeast corner of that 1.1 acre tract described in Deed Book 120, at Page 449, Hoke County Registry; thence N 87-30 W 220 feet; thence N 2-15 E 48 feet; thence N 09-30 E 100 feet; thence N 23-30 E 83 feet; the southwest corner of Graham Monroe's four acres; thence S 59-00 E 290 feet; thence in a southerly direction 120 feet to the point of BEGINNING.

This sale will be made subject to all outstanding taxes, if any, and prior liens of record, if any.

This sale is also made subject to the right of Internal Revenue Service to redeem the property within 120 days after the date of the sale.

CASH DEPOSITS: Ten per cent (10%) on the first \$1,000.00 and five per cent (5%) on any additional amount bid will be required at the date of the sale.

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Done, this the 20 day of August, 1985.

Bobby Burns McNeill, Trustee
P.O. Box 277
Raeford, N.C. 28376

19-20c

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain Deed of Trust made by Billy R. Comer and wife, Helen L. Comer (PRESENT RECORD OWNERS: Richard A. Wolf and wife, Mary L. Wolf) to Archie C. Walker, Trustee(s), dated the 26th day of April, 1975, and recorded in Book 186, Page 343, Hoke County Registry, North Carolina, Default having been made in the payment of the note thereby secured by the said Deed of Trust and the undersigned, H. Terry Hutchens, having been substituted as Trustee in said deed of trust by an instrument duly recorded in the Office of the Register of Deeds of Hoke County, North Carolina and the holder of the note evidencing said indebtedness having directed that the Deed of Trust be foreclosed, the undersigned Substitute Trustee will offer for sale at the Courthouse Door, in the City of Raeford, Hoke County, North Carolina at Three forty-five (3:45) o'clock p.m., on Thursday, the 19th day of September, 1985 and will sell to the highest bidder for cash the following real estate situate in the Township of Raeford, Hoke County, North Carolina and being more particularly described as follows:

That certain parcel or tract of land lying and being about two (2) miles Northwest of the Town of Raeford; about 1 1/2 miles Southeast of Timberland. Bound on the South and East by J.C. Wright; on all other sides by other lands of J.H. Wright; and more particularly described as follows, to wit: BEGINNING at an iron stake, the Southeast corner of the original tract of which this is a part and running thence as the south line of the tract of which this is a part S 73 degrees 40 minutes W 590.78 feet to an iron pipe; thence N 8 degrees 10 minutes E 349.25 feet to an iron pipe, the point of curvature of a convex curve to the right having a delta angle of 90 degrees 25 minutes, a radius of 50 degrees, and "s" distance of 78.90 feet in a northeasterly direction to an iron pipe; thence S 81 degrees 25 minutes E 244.64 feet to an iron pipe; the point of curvature of a concave curve to the left having a delta angle of 34 degrees, 20 minutes, a radius of 307.74 feet, an "s" distance of 184.41 feet in an easterly direction to an iron pipe, a corner of the original tract of which this is a part; thence S 10 degrees 22 minutes E 214.93 feet to the BEGINNING, containing 3.36 acres, more or less, and being a portion of that 11.92 acre tract of land conveyed from J.C. Wright and wife, Ida Tapp Wright, to J.H. Wright and wife, Aline McPhaul Wright described in Deed Book 183, Page 108 Hoke County Registry. Including the single family dwelling located thereon; said property being located Route 3, Box 36 C, Raeford, North Carolina. For purposes of ingress and egress, the grantors hereby grant to the said parties, a perpetual easement over and below described property: BEGINNING at the Northeast corner of the 3.36 acre tract described above and running thence N 64 degrees 15 minutes E 150 feet to an iron pipe located at the point of curvature of a curve to the right, said curve having a delta angle of 50 degrees 19 minutes, a radius of 83 degrees 12 minutes, an "S" distance of 73 feet in an easterly direction to an iron pipe located at the point of reversed curvature; thence as a curve to the left having a delta angle of 62 degrees 30 minutes, a radius of 164.79 feet, an "s" distance of 179.76 feet in an easterly direction to an iron pipe located at the point of tangency; thence as the tangent N 52 degrees 04 minutes E 75 feet to an iron pipe in the southwest right-of-way line (50 feet from center) of N.C. Highway No. 211; thence as the right-of-way of Highway No. 211, N 47 degrees 50 minutes W. 60.9 feet to an iron pipe; thence S 52 degrees 04 minutes W 64.63 feet to an iron stake, the point of curvature of a curve to the right having a delta angle of 62 degrees 30 minutes, a radius of 104.79 feet, an "s" distance of 114.31 feet in a westerly direction to an iron stake, the point of reversed curvature; thence as a curve to the left having a delta

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angle of 50 degrees 19 minutes, a radius of 143.12 feet, an "s" distance of 125 feet in a westerly direction to the point of tangency; thence as the tangent S 64 degrees 15 minutes W 150 feet to the point of curvature of a curve to the right having a delta angle of 34 degrees 20 minutes, a radius of 244.74 feet, an "s" distance of 146.65 feet in a westerly direction to the point of tangency; thence N 81 degrees 25 minutes W 95 feet; thence S 8 degrees 10 minutes W 60 feet to an iron stake; thence S 81 degrees 25 minutes E 95 feet to an iron stake, the point of curvature of a curve to the left having a delta angle of 34 degrees 20 minutes, a radius of 307.74 feet, an "s" distance of 184.41 feet in an easterly direction, to the BEGINNING. And being a 60 foot wide easement for the purpose of ingress and egress. The above described easement is a portion of that 11.92 acre tract of land conveyed from J.C. Wright and wife, Ida Tapp Wright, to J.H. Wright and wife, Aline McPhaul Wright. The 11.92 acre tract was a portion of Tract No. 4 as described in Deed Book 111, Page 455, Hoke County Registry.

This sale is made subject to all taxes and prior liens or encumbrances of record against the said property and any recorded releases.

A cash deposit of ten percent (10%) of the purchase price will be required at the time of sale.

This the 29th day of August, 1985.

H. Terry Hutchens,
Substitute Trustee
HUTCHENS & WAPLE
Attorneys at Law
McPherson Square, Suite 223
201 S. McPherson Church Road
P.O. Box 650
Fayetteville, North Carolina 28302
20-21c

NOTICE OF SALE OF LAND UNDER DEED OF TRUST

Under and by virtue of the power of sale contained in that certain deed of trust executed on the 26th day of April, 1983, by John T. Davis and wife, Barbara T. Davis and recorded in Book 227 at Page 643 of the office of the Register of Deeds for Hoke County, North Carolina, default having been made in the payment of the indebtedness secured thereby, Duncan B. McFadyen, III, Trustee, will at 12:00 o'clock noon on September 17, 1985, offer for sale to the highest bidder at public auction at the Courthouse door in Hoke County, North Carolina, the following described tract or parcel of land in Raeford Township, Hoke County, North Carolina:

Situate, lying and being in the Town of Raeford, and on the southside of Fifth (5th) Avenue, and being all of Lots Nos. 9, 10, 11, 12, 13 and 14, as shown on Map made by J.H. Blue, Surveyor, and recorded in Map Book 3, Page 29 of the Hoke County Registry, described by courses and distances as follows:

BEGINNING at an iron stake in the south edge of 5th Avenue, Gatlin's corner, which said stake is N 88-45 W 200 ft. from the southwest corner of the intersection of 5th Avenue with Fulton Street and runs thence with the south edge of 5th Avenue North 88 degrees and 45 minutes West 150 ft. to a stake, McDonald's corner; thence as and with that line South 1 degree and 55 minutes West 200 ft. to a stake; McNeill's corner; thence South 88 degrees and 45 minutes East 150 ft. with the McNeill line to a stake; thence North 1 degree and 55 minutes East 200 ft. to the BEGINNING, the same being the same land conveyed to the above grantors by Joseph C. Merrill, a widower, by deed which is recorded in Book 99, Page 486 in the office of the Register of Deeds for Hoke County, North Carolina. Reference to the aforesaid Map and deed is hereby made for further identification of said premises.

This property is being sold subject to outstanding taxes, if any, and all prior liens of record as they may appear.

The highest bidder will be required to deposit in cash at the sale an amount equal to ten (10%) percent of the amount of his bid up to One Thousand (\$1,000.00) Dollars plus five (5%) percent of the excess of said bid over \$1,000.00.

This the 21st day of August, 1985.

Duncan B. McFadyen III, Trustee
Willcox & McFadyen
Attorneys at Law
Raeford, N.C. 20-21c

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