

# Classified Ads

## LEGALS

### CREDITOR'S NOTICE

Having qualified as Executrix of the estate of Murriel Matheson, deceased, late of Hoke County, this is to notify all persons having claims against said estate to present them to the undersigned on or before April 4, 1986 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This the 3rd day of Oct., 1985.  
Alice M. Stanback  
Executrix  
Hostetler and McNeill  
Raeford, NC 28376  
24-27C

### IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 85-E-65

### STATE OF NORTH CAROLINA HOKE COUNTY CREDITOR'S NOTICE

Having qualified as Executor of the estate of Agnes A. Motley of Hoke County, North Carolina, this is to notify all persons having claims against said estate to present them to the undersigned on or before March 31, 1986 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This the 27th day of September, 1985.  
Sam R. Motley  
610 W. 6th Ave.  
Raeford, N.C. 28376  
24-27C

### 1985-8 RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF ANNEXATION PURSUANT TO G.S. 160A-31, AS AMENDED

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency thereof; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Raeford, North Carolina;

Section 1. That a public hearing on the question of annexation of the area described herein will be held at City Hall at 7:00 o'clock, p.m. on the 7th day of October, 1985.

Section 2. The area proposed for annexation is described as follows: Raeford Township, Hoke County, North Carolina

That certain parcel or tract of land lying and being about .75 mile South of the center of the City of Raeford. Bounded on the West by N.C. Hwy. 211; on the South by other lands of Robert L. Carter (D.B. 169 pg. 433); on the Southeast by McLeod; on the North by the present Southern line of the City of Raeford and more particularly described as follows to-wit:

Beginning at a point in the center of N.C. Hwy 211 (said point being where the South line of the City of Raeford intersects the center line of N.C. Hwy. 211) and running thence as the South line of the City of Raeford, N89-40-06E 1282.73 ft. to its point of intersection with the Southeastern line of property owned by the City of Raeford and described in D. B. 159 pg. 322; thence as said line, S30-16-03W 250.76 ft. to a point; thence S72-13-54W 272.97 ft. to a point; thence N51-48-54W 80.89 ft. to the Easternmost corner of W.E. Willis (D.B. 232 pg. 288); thence as Willis' line, S75-34-36W 267.54 ft. to Willis' corner; thence as another line of Willis, S14-25-24E 58.00 ft. to Willis' corner; thence as another line of Willis, S75-34-36W 230.00 ft. to a point; thence S14-25-24E to and with the Eastern line of David L. Draughon and Jerry M. Jackson 230.00 ft. to Jackson's Southeast corner; thence as Jackson's line, S75-34-36W 251.05 ft. to a point in the center of N.C. Hwy. 211; thence as the center of said highway, N13-49-18W 100 ft.; thence as said center line, N14-25-24W 330.23 ft.; thence as said center line, N14-09-24W

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300.00 ft. to the beginning containing 10.39 acres more or less.

Section 3. Notice of said public hearing shall be published in the News-Journal, a newspaper having general circulation in the City of Raeford, at least ten (10) days prior to the date of said public hearing.

John K. McNeill, Jr., Mayor  
Betty Smith, City Clerk  
24C

### IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 85-E-62

### STATE OF NORTH CAROLINA HOKE COUNTY

**CREDITOR'S NOTICE**  
Having qualified as Administratrix of the estate of Fletcher Radford Collins of Hoke County, North Carolina, this is to notify all persons having claims against said estate to present them to the undersigned on or before March 20, 1986 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This the 18th day of September, 1985.  
Ruth W. Collins  
P.O. Box 4  
McCain, N.C. 28361  
23-26C

### IN THE GENERAL COURT OF JUSTICE BEFORE THE CLERK FILE NO. 85 SP 78

### NORTH CAROLINA HOKE COUNTY

### NOTICE OF SUBSTITUTE TRUSTEE'S FORECLOSURE SALE OF REAL PROPERTY

**IN THE MATTER OF THE FORECLOSURE OF A Deed of Trust Executed by JOE C. HOLT and wife, SUSIE R. HOLT** dated October 1, 1982, Recorded in Book 225, Page 177, in the Hoke County Registry by E.R. Zumwalt, III, Substitute Trustee.

Under and by virtue of the power and authority contained in that certain Deed of Trust executed and delivered by Joe C. Holt and wife, Susie R. Holt, dated October 1, 1982, and recorded in the Office of the Register of Deeds for Hoke County, North Carolina, in Book 225, Page 177, and because of default having been made in the payment of the indebtedness secured by said Deed of Trust and failure to do and perform the stipulations and agreements therein contained and pursuant to demand of the Owner and Holder of the indebtedness secured by said Deed of Trust, the undersigned E.R. Zumwalt, III, Substitute Trustee, will expose for sale at public auction to the highest bidder for cash the property therein described, to-wit:

**BEGINNING** at a stake in the eastern edge of College Drive, said stake being located N 10-00 W 100 feet from where the eastern edge of College Drive intersects with the northern edge of Bethune Avenue Extension; thence continuing with the eastern edge of College Drive N 10-00 W 100 feet; thence N 85-00 E 202 feet; thence S 10-00 W 10 feet; thence S 10-00 E 90 feet; thence S 85-00 W 199 feet to the point of **BEGINNING**, and being a portion of Lot No. 1 of the Woodview Subdivision, as shown in Map Book 4, Page 82 of Hoke County Registry, plus an additional strip on the northern side of Lot No. 1 of said subdivision.

Address of Property: 506 College Drive, Raeford, North Carolina. Present Record Owner: Joe C. Holt and wife, Susie R. Holt.

The terms of sale are that the real property hereinbefore described will be sold for cash to the highest bidder and that the undersigned may require the successful bidder at the sale to immediately deposit cash or a certified check in the amount of 10% of the high bid.

The real property hereinabove described will be sold subject to any and all superior liens, including taxes and special assessments.

The sale will be held open for 10 days for upset bids as by law required.

Date and Hour for Sale: October 11, 1985, at 12:00 Noon  
Place of Sale: Hoke County

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Courthouse  
Date of this Notice: September 11, 1985.

E.R. ZUMWALT, III  
Substitute Trustee  
23-24C

### IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK FILE NO. 85 SP 72

### NORTH CAROLINA HOKE COUNTY

### NOTICE OF FORECLOSURE SALE

**IN THE MATTER OF THE FORECLOSURE OF THE DEED OF TRUST** executed by VERNELLA READDY TO LLOYD K. SWARINGEN, Trustee as recorded in Book 227, Page 427, Hoke County, North Carolina, Registry, by C. DOUGLAS MAXWELL, JR., Substitute Trustee, the record owner of the property now being VERNELLA READDY.

### DEED OF TRUST BEING FORECLOSED.

Pursuant to the terms of the Deed of Trust executed by Vernella Readdy, dated March 22, 1985, and recorded in the office of the Register of Deeds of Hoke County, North Carolina in Book 227, Page 427, and pursuant to the Order of the Clerk of Superior Court of Hoke County, North Carolina, entered in this foreclosure proceeding, the undersigned, C. Douglas Maxwell, Jr., Substitute Trustee, will offer for sale at public auction the property described below:

**PROPERTY TO BE SOLD.**  
The property to be sold is the building and lot located at 2618 Gatlin Farm Road, Raeford Township, Hoke County, North Carolina, and is described in the Deed of Trust as follows:

**BEING** Lot Number 3, GATLIN FARM, SECTION ONE, a subdivision for Upchurch Milling and Storage Company, Inc., lying and being in Raeford Township, Hoke County, North Carolina, as shown on a plat made under the supervision of W.R. McDuffie, a registered surveyor, survey made by John T. Fumage, and recorded in Book 6, at page 90, Hoke County Registry, and being a portion of that tract of land described in Book 128, Page 309, Hoke County Registry.

**TIME AND PLACE OF SALE.**  
The sale will be held on Tuesday, October 15, 1985, at 12:00 o'clock Noon at the door of the Hoke County Courthouse, Raeford, North Carolina.

**RECORD OWNER OF THE REAL PROPERTY.**  
The record owner of the above-described real property as reflected on the records of the Hoke County Register of Deeds not more than ten days prior to the posting of this Notice is Vernella Readdy.

**TERMS OF SALE**  
The successful bidder at the sale will be required to deposit with the Trustee immediately upon conclusion of the sale 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. The successful bidder is required to pay the full balance of the purchase price in cash or certified check when the Trustee tenders to him a Deed for the property. Should the successful bidder fail to pay the full amount of the purchase price so bid at that time, he shall remain liable on his bid as

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provided for in the North Carolina General Statutes. The sale will be help open for ten days for upset bids as required by law.

The sale will be made subject to all prior liens, unpaid taxes, assessments, restrictions and easements of record, if any.

This the 17th day of September, 1985.  
C. DOUGLAS MAXWELL JR.  
Substitute Trustee  
219 Dick Street,  
Heritage Square  
Post Office Box 55  
Fayetteville, N.C. 28302  
Telephone: (919) 483-1319  
23-24C

### IN THE GENERAL COURT OF JUSTICE DISTRICT COURT DIVISION 85-CVD-181 NOTICE OF SERVICE OF PROCESS BY PUBLICATION State of North Carolina County of Hoke Marilyn M. Easley, Plaintiff

vs.  
James Easley, Defendant

TO: James Easley, the above named defendant:  
**TAKE NOTICE** that a pleading seeking relief against you has been filed in the above entitled action, wherein the plaintiff is seeking an absolute divorce.

You are required to make defense to such pleading not later than the 30th day of October, 1985, said date being forty days from the first publication of this Notice, at the Office of the Clerk of Court of Hoke County, North Carolina, in the Courthouse in Raeford, and upon your failure to do so, the party seeking service and relief against you will apply to the Court for the relief sought.

This the 13th day of September, 1985.  
Diehl & Gibson  
Philip A. Diehl  
Attorney for the Plaintiff  
127 W. Edinborough Avenue  
P.O. Drawer 688  
Raeford, North Carolina 28376  
Telephone: (919) 875-3379  
22-24c

### IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK NOTICE OF SERVICE OF PROCESS BY PUBLICATION State of North Carolina County of Hoke John Will Burns and Wife, Ora Bell Rudolph Burns for the adoption of Jonathan Tierrell Burns Petitioners

vs.  
James Oscar Norris Respondent

To: James Oscar Norris, the above named respondent:  
**TAKE NOTICE THAT A PLEADING** seeking relief against you has been filed in the above entitled special proceeding. The nature of the relief being sought is as follows: Declaration of abandonment and whether or not your consent is necessary in the adoption of Jonathan Tierrell Norris.

You are required to make defense to such pleading not later than the 30th day of October, 1985, said date being forty (40) days from the first publication of this notice, or from the date complaint is required to be filed, whichever is later; and upon your failure to do so, the party seeking service against you will apply to the Court for the relief sought.

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This, the 19th day of Sept., 1985.  
Charles A. Hostetler  
Attorney for the Petitioners  
Post Office Box 277  
Raeford, North Carolina 28376  
Telephone Number: 919-875-2142  
22-24C

### IN THE GENERAL COURT OF JUSTICE DISTRICT COURT DIVISION FILE No. 84-CVD-203 NOTICE OF SALE State of North Carolina County of Hoke Howard Palmer & wife, Celia Palmer Plaintiffs

vs.  
James W. Brewer & wife, Mary C. Brewer, their heirs and assigns, Philip A. Diehl, Trustee of that deed of trust recorded in Book 172, Page 319, Hoke County Registry, Lienholders, and Wayne J. Lahr & wife, Heide E. Lahr, Lienholders, their heirs and assigns

Pursuant to the provisions of that Order of Sale entered in the action entitled above by the Honorable Warren L. Pate, Judge of the District Court, and dated the 13th day of September, 1985, the undersigned Commissioner will on the 14th day of October, 1985, at 12:00 o'clock noon at the door of the Hoke County Courthouse offer for public sale to the highest bidder the real property described as follows:

**LYING AND BEING** in McLaughlin Township, Hoke County, North Carolina, and **BEGINNING** at the southeast corner of the tract of land described in the Deed dated May 16, 1972 from Ernest H. Wood and wife, Myra L. Wood, to James W. Brewer and wife, Mary C. Brewer, of record in the office of the Register of Deeds for Hoke County, North Carolina, said **BEGINNING** corner being located S 16-30 E 1,134.5 ft. from the southern margin of the right-of-way of United States Hwy. No. 401, and running thence with the fence S 57-00 E 150.00 ft. to a point; thence a new line N 16-30 W 75.00 ft. to a point; thence another new line N 57-00 E 150.00 ft. to a point in the line of the Wrightsboro Subdivision; thence with the line of the Wrightsboro Subdivision S 16-30 E 75.00 ft. to the **BEGINNING**.

The highest bidder shall be required to deposit ten percent (10%) of the purchase price with the Commissioner.

This the 19th day of September, 1985.  
Duncan B. McFadyen, III, Commissioner  
Wilcox & McFadyen  
Attorneys at Law  
Raeford, N.C.  
22-25c

### NORTH CAROLINA, HOKE COUNTY

### NOTICE OF SALE

Under and by virtue of the power of sale contained in a certain Deeds of trust executed by William W. McBryde and wife, Linda L. McBryde, to William L. Moses, Trustee, dated November 9, 1979, and July 14, 1981, and recorded in Book 211, Page 728 and Book 219, Page 524, respectively, in the Office of the Register of Deeds for Hoke County, North Carolina, default having been made in the payment of the indebtedness thereby secured and the said Deeds of trust being by the terms thereof subject to foreclosure, and the holder of the indebtedness thereby secured and having demanded a foreclosure thereof for the purpose of satisfy-

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ing said indebtedness, and the Clerk of Court granting permission for the 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 11:00 a.m. on the 8th day of October, 1985, the land, as improved, conveyed in said Deed of trust, the same lying and being in Blue Springs Township, Hoke County, North Carolina, and being more particularly described as follows:

That certain parcel or tract of land lying and being about 3 1/2 miles southwest of the City of Raeford; about 0.6 miles northwest of Bethel Church. Bounded on the south by State Road No. 1207 leading from U.S. Highway 401 to State Road No. 1142; on the east by J.A. Williams; on the north by McNeill; on the west by Walters and J.A. Williams, and more particularly described as follows, to-wit:

**Beginning** at an existing concrete monument, the northeast corner of the original tract, and running thence as the line of J.A. Williams' Second Tract described in Deed Book 103, Page 104, Hoke County Registry, S 7-03 W 831.03 feet to a P.K. nail in the center line of State Road No. 1207; thence as the center line of State Road No. 1207, the following calls: N 40-30 W 130.23 feet to a P.K. nail; thence N 44-44 W 100 feet to a P.K. nail; thence N 53-19 W 100 feet to a P.K. nail; thence N 58-03 W 266.19 feet to a P.K. nail; thence as the line of J.A. Williams' First Tract (Deed Book 103, Page 104), N 7-14 E 525.1 feet to an existing iron pipe; thence N 33-22 E 198 feet to an iron rod with two pine pointers; thence S 59-06 E 452.1 feet to the beginning, containing 8.57 acres, more or less, and being a portion of those lands described in Deed Book 206, Page 720, Hoke County Registry.

Five percent (5%) of the amount of the highest bid must be deposited with the Trustee pending confirmation of the sale.

Dated this 3rd day of September, 1985.  
WILLIAM L. MOSES,  
Trustee  
P.O. Drawer 688,  
127 W. Edinborough Ave.  
Raeford, NC 28376  
(Tel.: 919-875-2137)  
21-24C

### NOTICE OF SERVICE OF PROCESS BY PUBLICATION State of North Carolina Hoke County

### IN THE GENERAL COURT OF JUSTICE DISTRICT COURT DIVISION 85-J-37

**IN RE: SMITH, a minor child**  
TO: Cathy Osborne, the mother of a male child, who was born on or about February 14, 1972, Respondent.

**TAKE NOTICE** that a petition seeking to determine the custody of the said minor child has been filed in the action entitled above. The respondent is required to answer the petition in the action entitled above on or before November 6, 1985. Upon failure to answer the petition within the time prescribed, the Court will enter such orders in this action as the Court deems appropriate.

This the 26th day of September, 1985.  
Duncan B. McFadyen, III  
Attorney for the Petitioner  
112 East Edinborough Avenue  
Raeford, N.C. 28376  
23-25c

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**ESTATE AUCTION**  
The remainder of the Estate of Mrs. Christina Howell will be sold at public auction to the highest bidder.  
**SAT., OCTOBER 5, 1985 - 10 A.M.**  
212 E. Central Ave., Raeford, N.C. 28376  
- PARTIAL LIST OF ITEMS TO BE SOLD -

|                          |                          |                          |
|--------------------------|--------------------------|--------------------------|
| End Tables               | 2 - Electric Heaters     | 3 Pc. Bedroom Suite      |
| Studio Couch             | Dresser                  | Desk                     |
| Overstuffed Chairs       | Clothes Drying Rack      | Apt. size Electric Range |
| 4 - Padded Rockers       | 2 - Bookcases            | 4 - Gas Heaters          |
| Curtains & Rods          | Telephone Table          | Bed w/old springs        |
| Refrigerator             | Shower & Accessory Hutch | Shower                   |
| Full size Electric Range | 3 - Wood Rocking Chairs  | 2 - Chest of Drawers     |
| 2 - Wardrobes            | Lamps                    | 2 - Bed w/4 Chairs       |
| Old Cabinet              | Couch                    | Electric Fan             |

- and much, much more -

Commitments will be accepted for this sale. If you have anything to sell, contact The Auction Company.  
**TERMS OF SALE: CASH** Some items subject to be added or deleted.

- SALE CONDUCTED BY -  
**SIMMONS AUCTION & REALTY**  
112 N. Main St., Raeford, N.C. 28376  
Auctioneer: Alan Simmons (NCAL 2889)