

LEGAL NOTICES
(Continued from page two)

in the margin of Chestnut Street; thence with the South margin of Chestnut Street N. 70 W. 100 feet to the point of BEGINNING.

And being all of those certain lots conveyed to W. B. Fisher and wife, Lella Fisher, by deed from A. B. Andrews, et al. dated the 19th day of January, 1899, and recorded in Book 31, page 81 of the Records of Deeds for Cherokee County, N. C., and in deed from A. B. Andrews, et al., S. Porter and wife, W. C. Wilkes and wife, recorded in Books 56, page 565, Book 37, page 366, Book 58, page 249 of the records of deeds for Cherokee County.

This sale is made on account of default in payment of the indebtedness secured by said Deed of Trust, and is subject to all taxes and assessments against said property whether now due or to become due.

A five percent (5%) cash deposit will be required of the highest bidder at the sale.

This the 10th day of December, 1935.

V. S. BRYANT, Substituted Trustee.
(884-4t-20-g&c)

NOTICE OF EXECUTION SALE
North Carolina—Cherokee County.
—In The Superior Court.
CHEROKEE MANUFACTURING COMPANY, INC.
Vs.
J. M. KILPATRICK.

By virtue of an execution directed to the undersigned from the Superior Court of Cherokee County in the above entitled action, I will, on Monday, the 20th day of January, 1936, at 1:00 o'clock P. M., at the Courthouse door of said County, sell to the highest bidder for cash to satisfy said execution, all the right, title and interest which the said J. M. Kilpatrick, the defendant, has or had in the following described real estate, to-wit:

A certain tract or parcel of land in Valleytown Township, Cherokee County, State of N. C., described as follows: Lying in District No. 6, part of Tract No. 47, Grant No. 2519. BEGINNING on the N. W. corner of Tract No. 52, and runs North 140 poles to a Black Jack on a ridge; then West with the top of said ridge 120 poles to a Black Jack on a high ridge; then with the meanders of said ridge a Southwest course 146 poles to a Black Jack on top of said ridge; then South 30 East 71 poles to a Black Jack; then a Southeast direction with the meanders of said ridge 172 poles to four (4) Poplar Saplings; then N. 43 E. 22 poles to the Beginning.

Also all that certain tract or parcel of land situate in Valleytown Township, Cherokee County, N. C., and being described as follows: Adjoining the lands of J. W. Dockery, McHan and others, and known as the Olmstead land and the J. L. Robinson land, and containing about 150 acres, more or less, and being all of the Olmstead and Robinson lands now owned by J. M. Kilpatrick, and being part of the same land bought from the Olmstead Estate and about 40 acres bought from J. L. Robinson, and containing in all about 150 acres.

EXCEPT that part of the above described allotted to J. M. Kilpatrick December 16, 1935, as his home-stead.

Also a certain lot in the town of Marble, Cherokee County, N. C., and being part of the tract or lot that C. M. Trull lived on on the 4th day of April, 1918. BEGINNING on the N. W. corner of said lot near the mouth of the culvert at the road running a South direction 40 feet to a stake; then an East direction 60 feet to a stake; then a North direction 40 feet to a stake; then a West direction 60 feet to the beginning, being the premises or lot whereon the Marble Cheese Factory was built.

Also, all the minerals of Whatever name, kind or description that may be in, under, upon or over that part of tract No. 40, District No. 6, that lay or lies on the Northwest side of the right of way of the Southern Railway, being the mineral interest in the same lands described in a deed from J. M. Kilpatrick and wife to R. T. Heaton and wife, Etta M. Heaton, dated May 14, 1918, and recorded in the office of the Register of Deeds for Cherokee County, N. C., in book No. 69, page 533, to which reference is hereby made for a more complete description.

This the 18th day of December, 1935.

Z. C. RAMSEY,
Sheriff of Cherokee County
(21.4-t-cmfjco)

HATTIE PALMER
Notary Public
Scout Office

(Continued from page two)

98. S. C. Mount	59.00	15.19	74.19
99. S. C. Mount	271.00	71.35	342.35
100. J. B. Mulkey, W. S. Dickey	103.50	33.49	136.99
101. R. Roberson	172.67	55.14	227.81
102. C. W. Savage, Secured by deed of trust on real estate	1,416.95	240.47	1,657.42
103. C. W. Savage, Secured by deed of trust on real estate	350.00	89.93	439.93
104. W. A. Savage, Secured by deed of trust on real estate	939.78	159.57	1,099.35
105. S. D. Stiles, W. R. Stiles	51.90	13.34	64.34
106. J. B. Storey, E. C. Mallonee	222.61	58.15	280.76
107. Jake Taylor, S. F. Taylor	27.00	7.20	34.20
108. Jake Taylor, S. F. Taylor	43.00	11.45	54.45
109. J. L. Taylor, S. F. Taylor	21.00	5.72	26.72
110. W. T. Truett	350.00	302.28	652.28

Total \$12,988.80 \$3,905.79 \$16,894.59

MISCELLANEOUS ASSETS

Item No.	Maker, endorers and Collateral	Date Due	Principal	Int. to 1-1-36	Total
111. Note Arcade Pressing Club, E. C. Mallonee, J. W. Davidson	1-17-31	612.40	183.57	795.97	
112. Note Ed Barnett	3- 8-30	88.60	13.80	102.40	
113. Note Candler's Dept. Store Storey & Carringer, G. W. Candler	5-22-31	10.42	10.70	21.12	
114. Note Gandler's Department Store, G. W. Candler. Note attached G. D. Riche payable to Candler's Department Store dated July 16, 1927, due Feb. 8, 1928 for \$1,207.81	11- 7-31	650.00	161.74	811.74	
115. Judgment Jas. W. Clayton		21.00	7.13	28.13	
116. Judgment Harry P. Cooper, J. W. Davidson (No judgment as to J. W. Davidson)		1,818.54	459.79	2,278.33	
117. Judgment Rosalina K. Cooper, Harry P. Cooper, J. W. Davidson (No judgment as to J. W. Davidson)		2,515.73	640.32	3,156.05	
118. Note Damalsto Chemical Co.		44.09	13.51	57.60	
119. Note Damalsto Chemical Co.		234.05	70.37	304.42	
120. Note Jesse Davis, J. W. Davidson, Harry P. Cooper		166.60	44.85	211.45	
121. Judgment T. W. Dockery		45.47	12.19	57.66	
123. Note Jessie Grady	9-27-30	110.00	29.30	139.30	
124. J. G. Green, note attached signed Green Grocery Co., Endorsed W. M. Fain, J. G. Green, dated Jan. 23, 1928, due April 23, 1928, for \$500.00	1-23-31	556.26	178.54	772.80	
125. Note Griffiths, Inc., Lyda E. Mallonee, Judgment as to Lyda E. Mallonee	8- 8-31	700.00	184.57	884.57	
126. Note Griffiths, Inc., Lyda E. Mallonee, Judgment as to Lyda E. Mallonee	8- 7-31	800.00	211.07	1,011.07	
127. Note Griffiths, Inc., Lyda E. Mallonee, Judgment as to Lyda E. Mallonee	9-30-31	1,250.00	393.75	1,643.75	
128. Note Griffiths, Inc., Lyda E. Mallonee, Judgment as to Lyda E. Mallonee	8-13-31	450.00	131.77	581.77	
129. Note Griffiths, Inc., Lyda E. Mallonee, Judgment as to Lyda E. Mallonee	8-17-31	773.80	202.92	976.72	
130. Real Estate: Formerly owned by G. V. Hartness: Beginning on the beginning corner of No. 32, then running West to the North corner of No. 40 on a stake; thence South with the line of No. 40 to the wagon road on top of the ridge; thence with the said road to the creek at the head of a mill pond; thence with D. S. Hartness fence to the Buzzard Roost Hollow on the top of the first ridge; thence North-east with the ridge to a Spanish Oak on the line of No. 92; thence North to the beginning. Containing 65 acres more or less. Excepting 10 acres of the above described land sold to Ben Chastain		255.00	83.96	338.96	
131. Judgment Dale Lee, Mrs. Dale Lee, G. W. Candler (no judgment as to G. W. Candler)	8- 1-31	599.71	158.98	758.69	
132. Judgment E. C. Mallonee, J. W. Davidson (No judgment as to J. W. Davidson)	7- 7-31	686.00	184.95	870.95	
133. Judgment E. C. Mallonee, J. W. Davidson (No judgment as to J. W. Davidson)	7-19-31	622.30	166.37	788.67	
134. Judgment E. C. Mallonee, J. W. Davidson (No judgment as to J. W. Davidson)	7-19-31	294.00	78.62	372.62	
135. Judgment E. C. Mallonee, J. W. Davidson (No judgment as to J. W. Davidson)	7-19-31	490.00	131.05	621.05	
136. Judgment E. C. Mallonee, J. W. Davidson, T. J. Mauney (No judgment as to J. W. Davidson and T. J. Mauney)	8- 3-31	58.80	13.49	72.29	
137. Note A. J. Martin	8-25-30	556.61	188.65	745.26	
138. Note Morrilstown Buick Co., Floyd I. Harper, Milton E. Butler. Note attached signed Floyd I. Harper, R. F. Crooks, Milton E. Butler, payable to J. W. Davidson and Mack Carringer, dated March 23, 1929, due August 23, 1929 for \$2500.00	3- 1-29	762.43	326.74	1,089.17	
139. Note Murphy Baseball Club, E. C. Mallonee, C. L. Dobbs, J. V. Brittain, L. M. Ellis, T. J. Mauney, J. W. Davidson, Note attached dated 3-5-26 due 6-14-26, for \$240.00 signed Murphy Baseball Club, E. C. Mallonee, G. W. Ellis, and endorsed J. W. Davidson, Tom Combs, Luke Ellis, C. L. Dobbs, Brittain, T. J. Mauney	3-13-31	113.04	32.34	145.38	
140. Note Hardy Phillips	7-15-29	99.25	42.14	141.39	
141. Note Standard Service Station, J. W. Davidson	8-11-30	245.00	79.65	324.65	
142. Note Annie W. Storey, J. B. Storey	8-28-31	225.81	68.70	294.51	



Only a night from old to new;
Only a leap from night to morn: The new is but the old come true; Each sunrise sees a new year born.—Helen Hunt Jackson.
And may each sunrise in 1936 bring with it new vigor, new hopes and happiness.

J. L. HALL
Pure Oil Products

MURPHY NORTH CAROLINA

143. Note C. T. Storey, Jr., J. B. Storey	11- 1-31	350.00	87.50	437.50
144. Note E. E. Teague, J. F. Teague	3-11-30	25.00	8.98	33.98
145. Note J. E. Toney	1-24-31	3,725.23	1,101.68	4,826.91

Total \$19,935.14 \$5,701.69 \$25,636.83

STOCK ASSESSMENTS JUDGMENTS

Item No.	Maker, endorers and Collateral	Date Due	Principal	Int. to 1-1-36	Total
146. S. D. Aiken			500.00	136.00	636.00
147. G. W. Candler			500.00	129.00	629.00
148. J. W. Davidson			1,029.00	270.07	1,299.07
150. Porter Fain			250.00	67.00	317.00
151. Welling M. Lodge			500.00	136.00	636.00
152. Mrs. T. J. Mauney			350.00	95.20	445.20
153. J. B. Storey			3,600.00	979.20	4,579.20

Total \$6,729.00 \$1,812.47 \$8,541.47

CASH ITEMS

Item No.	Description	Total
154. Check dated Sept. 7, 1931, drawn on the City National Bank, Knoxville, Tenn., signed Ruth E. Carringer, payable to Leolah Frye, original amount \$7.50, balance due		\$ 3.00
155. Check dated Oct., 1931, wrdn on Bank of Maryville, Maryville, Tenn., Signed Tenn., Signed T. C. Carringer by Leolah Frye for \$15.00, with protest fees of \$2.50		17.50
156. Check dated 10-16-30 drawn on The Cherokee Bank, Murphy, N. C., signed Davidson and Mallonee, payable to Dr. E. E. Adams, Agent, endorsed Adams Building Account		25.00
157. Memorandum of check F. C. Duckworth at Clermont Banking Co. for collection drawn by W. F. Emmett		14.41
158. Memorandum of check F. C. Duckworth at Clermont Banking Co. for collection drawn by W. F. Emmett		5.23
159. Check No. 2144 dated 7-7-31 drawn on Cherokee Bank, Murphy, N. C., by W. M. Fain (Poultry Account) payable to the Cherokee Bank for \$58.00. Balance due		49.50
160. Check No. 2143 dated 7-7-31 drawn on the Cherokee Bank by W. M. Fain (Poultry Account) payable to the Cherokee Bank		39.00
161. Check dated Oct. 16, 1930, signed W. B. Fisher payable to Cherokee Bank, drawn on Citizens Bank & Trust Co., Andrews, N. C.		18.67
162. Check dated April 1, 1931, signed P. R. Griffith payable to and endorsed Walter West drawn on Graham County Bank, Robbinsville, N. C.		60.30
163. Check dated April 22, 1931, drawn on Unaka — City National Bank, Johnson City, Tenn., signed O. K. Kirby payable to and endorsed Mrs. O. K. Kirby		16.00
164. Bill for court costs Mrs. J. R. McClelland		4.25
165. Check dated 3-27-31 drawn on Cherokee Bank, signed E. C. Mallonee payable to and endorsed Nathan O'Berry, State Treas.		26.16
166. Check dated 2-26-31 drawn on Cherokee Bank signed E. C. Mallonee payable to and endorsed Nathan O'Berry, State Treas.		26.23
167. Check dated July 9, 1931, drawn on Citizens Bank & Trust Co., Andrews, N. C., signed Wm. O. Soderquist payable to and endorsed J. I. Davis		2.36
168. Check dated July 13, 1931, drawn on Citizens Bank & Trust Co., Andrews, N. C., signed Wm. O. Soderquist payable to and endorsed J. I. Davis		2.73
169. Check dated Dec. 15, 1930, drawn on Citizens Bank of Cleveland, Cleveland, N. C., signed Cleveland Veneer Co., payable to an endorsed Union Log Co., original amount \$250.00, balance		248.55

TOTAL \$552.59

OVERDRAFTS

Item No.	Name	Total
170. Ernest Adams		4.09
171. Floyd Braswell		.61
172. Hoyt Bullock		26.99
173. Christopher & Waldroup		3.36
174. J. C. Collins		11.00
175. H. P. Cooper		.71
176. B. B. Cornwell		35.16
177. L. D. Crow		2.91
178. Davidson & Mallonee		109.32
179. Mrs. E. E. Davis		5.26
180. Dickey Chevrolet Co.		46.86
181. Griffiths, Inc.		36.94
182. J. E. Hall		12.87
183. Norma Lee Hogan		.33
184. V. B. Lovingood		.31
185. R. M. Moore		1.12
186. Nu-Fashion Hosiery Mill		14.67
187. T. R. Rogers		6.31
188. S. D. Stiles		.64
189. J. B. Storey, Gdn. Wm. & Alice Stewart		14.15
190. J. B. Storey, Agent		30.72
191. Emily Sword		.75
192. Fred Tatham		1.03

TOTAL \$366.02

MISCELLANEOUS ITEMS

Item No.	Description	Total
193. Claim against closed American National Bank, Asheville, N. C., Certificate No. 416 original amount \$7729.00, balance due		\$4,560.11
194. Account for legal services against D. H. Tillitt, Receiver of J. W. Walker		350.00

This the 11th day of December, 1935.
GURNEY P. HOOD, Commissioner of Banks of the State of North Carolina.
S. G. OWENS, Ass't Liquidating Agent
CHEROKEE BANK, Murphy, N. C.
Gray & Christopher, Attorneys,
Murphy, N. C.
Dec. 12.19-26 and Jan. 2 and 9.