LEGAL NOTICES

NOTICE OF SALE NORTH CASOLIN

CHEROKEE COUNTY

Under and by victue of that certain Deed of Trust executed by T. W Dockery to D. H. Tillitt, Trustee, on the 5th day of June, 1931, and recorded in the Office of the Register of Deeds for Cherokee County, North Carolina, in Book of Deeds of Trust No. 103, page 232, default having been made in the payment of the indebtedness secured thereby, and demand for foreclosure having been made upon the undersigned by the holders of said indebtedness, the undersigned Executrix of the Last Will and Testament of D. H. Tillitt. Trustee, deceased, will on Monday the 7th day of October, 1940, at 11:00 A. M., C. S. T., offer for sale to the highest bidder, for each, the following described property

Lying and being in Cherokee County, North Carolina, and bounded and described as follows

Being a portion of the Fain Donation and bounded and more particularly described as follows: BEGINN-ING on a Pine corner of C S. Rose' land and runs thence N. 61 W 114 poles to a Hickory, thence N 150 W 77 poles to a Chestnut and stake: thence N. 61 W. 100 poles to a Hickory and stake passing a large White Oak on the ridge at 72 poles; thence S. 28) W. 100 poles, more or less, to a rock on a branch: thence S. with the meanders of the branch to the Henson Donation line: thence E 150 with Donation line to the BEGINNING.

Containing 149 access more or less. For futher description see deed from W. F. Roberts, et ux to Thos. W. Dockery, dated 8-5-1901, and recorded in Pook No. 33, page 488, records of Cherokee County, N. C.

ment of D. H. Tillitt, Trustee, deceased. (8-4t)

PUBLISHER'S SWORN STATEMENT NORTH CAROLINA.

CHEROKEE COUNTY the matter of the qualification of The Cherokee Scout (Newspaper)

under chapter 170, public laws of North Carolina 1939. To the Clerk of the Superior Court:

In conformation with the provision of chapter one hundred seventy (170) of the Public Laws of North Carolina. 1939 (1939 code, section 2586 (a) et seq). The Cherokee Scout (newspaper), published at Murphy, N. C. (post office address) by Victor C. Olmsted (publisher) hereby files the following sworn statement:

Victor C. Olmsted, being first duly sworn, states that he is the Publisher of the Cherokee Scout and is duly authorized to make this sworn statement; that the said newspaper is a newspaper with a general circulation to actual paid subscribers: that said newspaper has been and is admitted to the United States mails as second class matter at Murphy in the County of Cherokee: that the said newspaper has been regularly and continuously issued in the said county at least one day in each calendar week for at least twentyfive of the twenty six weeks immediately preceding the date of this sworn statement: that the said newspaper is a newspaper meeting the qualifications prescribed by chap-

hereinafter described to satisthe demands of plaintiff, I. E. B. 'orvell, Commissioner, will on Monav the 21st day of October 1940, at 0 o'clock A. M. Central Standard Time, offer for sale and sell at pubic outcry, at the courthouse door in Murphy, the following piece and par-Valleytown cel of land lying in Township, Cherokee County, containing one acre, it being the same piece and parcel of land conveyed to R. H. Flowers by Linda Holland, as set forth in a deed registered in office of Register of Deeds for Cherokee County, in Deed Book No. 87, page 408, being part of tracts Nos. 98 and 19. beginning on a stake on the Fast line of Holland Creek, and runs Tast 102 feet to a stake on the West ide of the road that leads-

THE CHEROKEE SCOUT, MURPHY, N. C.

that the undersigned Mary Jane Sneed: Sneed,

Treaseman House: thence Northestardly with said road to the line f W. M. Newman: thence South with -to the creek: tunnes down the creek to the beginnno, containing one acre more or less. Terms of sale cash. Sale subject to be confirmed by the court.

"his Sept. 18th 1940. E. B. Norvell, Commissioner, (9-4t-ebn)

In the District Court of the United States of America for the Western and to the premises described in the District of North Carolina, Asheville petition filed in this cause and de-Division, Civil No. 192, United States. forth Cacolina, O. C. Daris, J. Frank and addresses are unknown. coper, et al. Notice of Action by all and singular their heirs, hus-Publication of Summons: To: Na. bands, wives, devisees, executors, adhan N.E. Dockery: T. W. Dock- ministrators, representatives, alinees Harshaw: Allen Hembree and John- every of them; and all unknown ownnie Hembree: Manie E. Owenby and Ers. leinors, or claimants, having, or George O. Owenby: Bryant, Maureen claiming to have, any right, title and husband. Herman Bryant, pos- estate, equity, interest or lein; and albie adverse claimants, Petersburg, all occupants, lessees, users, holders This 7th day of September, 1940. Indiana: Fannie Butt and husband and owners of and claimants to any Rosa Judson Rodgers Tillitt, Exe- William Butt, possible adverse claimcutrix of the Last Will and Testa- ants, Blue Ridge, Georgia: Cooper, in, over, across, or through said J. Frank and wife, Estelle Cooper. roponents, 224016 Whitaker St., Savanah, Georgia: Croswell Helen Frances Fain (widow) possible ad- ed in the District Court of the United erse claimant, Atlanta, Georgia; Dunlap, Carolina Fain (widow) possible adverse claimant, Atlanta, Georna; Fain. Carolina, single, possible odverse claimant, Atlanta, Georgia; therein asking for the condemnation Fain. Dorothy Elizabeth, single, possible adverse claimant, Atlanta, Ga; | petition and hereinafter described Fain, Eloise, single, possible adverse laimant, Greenville, S. C: Fain, Florence L., single, possible adverse claimant, Atlanta, Georgia: Fain, Harry A. and wife, Jessie Fain, possible adverse claimants, Chattancoga. Tennessee: Fain, Henry Gower. single, possible adverse claimant, Atlanta, Ga: Fain, John M., possible adverse claimant, Greenville, S. C: Fain, Mary Lucy, single, possible adverse claimant, Atlanta, Georgia: Fain. Robert Parks, single, possible adverse claimant, Atlanta, Georgia; Fain, Sara Frances, single, possible adverse claimant, Atlanta, Georgia: Fain, Mrs. William Alva (widow) possible adverse claimants, Gordon St., Atlanta, Georgia: Grady, Louise Fain and husband --Grady possible advo se claimants, Philadel-phia, Pennsylvania; Hembree, Pinkey and wife, Mrs. Pinkey Hembree possible adverse claimants and adjoining owners, Knoxville, Tennessee McTaggart, Incz and husband, Z. R. McTaggart, possible adverse claimants and adjoining owners, 714 Union Avenue, Knoxville, Tenn; Sneed, R. L. (widower) possible adverse claim-

forms Sheed; Sneed, J. Monroe and of Mollie Sneed: Sneed, Myrtle: Sneed, Stella; Sneed, Wilburn M. and wife, Pheoebe James Sneed; Taylor, Campbell, Sr; and wife, Eliz- | that if you fail to appear and answer abeth Taylor: Taylor Campbell, Jr: Taylor Elizabeth: Taylor J. R. Tay-Woodbury. U James R: lor. and wife, Pauline Wood-A. -James: Carroll bury: Alexander. America: Carroll, Coon: Dockery Ella: Fain, M: Hembree, Mollie Sneed: Lovingood, Callie: Ramsour (A. A: Sneed, Ben M: Sneed, Harve: Sneed, I.F. (Isaac F.); Sneed, Jane Sneed, M. P: Sneed. Marion J: Taylor, Campbell: Anderson, Mary and husband, John A. Anderson: Appalahian Land and Lumber Company. North Carolina Corporation: Chero-Cherokee kee Land Company; Lumber Company, a Land and North Carolina corporation: Dacus Marr (M E.) and husband, Pat Dacus: Hammond, Mary C: Hammond, W. C: Hammond, W. J: Jones O. F: and wife, Fanny W. Jones Ramsour, Anna and husband, Danie A. Ramsour: Hammond. Wm. H and all persons whomsoever who have, or claim to own any estates of interests in the fee or otherwise in scribed in this notice, and any and America v. 128.3 acres, more or all beirs and devisees of the several of land in Cherokee County | parties above named, whose name 13 13 w; Jasper L. Fain; Florence Fain successors and assigns, of each and rights of easement or prescription lands, or any part thereof: you will please take notice that an action entitled as above has been commenc-States for the Western District of North Carolina, at Asheville, N. C. that summons has been duly issued out of said Court, and petition filed of the lands described in the said that you, and each of you, are necessary and proper parties to the just and final disposition of this action: that said action has been instituted by the United States Attorney for the Western District of North Carolina for the purpose of the appropriation and condemnation by judicial process, for the public use and benefit of the United States of America. of the lands described in said petition and herein below described under and by virtue of the provisions of the Weeks Lay. Act of Congross of March 1, 1911, Chap, 186 (36 Stat. 961) Title 16, Sections 513. 521, 553, and 563 of U. S. C. A., and according to the methods and procedure prescribed in the Act of Congress of August 1, 1888 (25 Statutes 357 (30 U. S. C. A., Sections 257, 258 and 258-a); that the lands proposed to be condemned and appropriated by the plaintiff United States are described substantially as follows: Tract No. 789. apparent and presumptive owner being O. C. Davis & Carolina, in Book No. 89, at page J. Frank Cooper, containing accord- 415, said tract of land containing

THURSDAY, SEPTEMBER 26, 1949

Ella: () 10, days from and after the sees or successors in fitle of J. W. A. Norvell, Commissioner, sell the sneed, George W, and wife, Synthia completion of service of this summeed: Sneed Jonas and wife, mons by publication for four (4) successive weeks, and answer or demur to the petition or complaint herein filed by the above named peminner in the office of the said and you are further notified or demur to the said petition or complaint within the time specified the petitioner will apply to the Court for the relief demanded in said petition: witness the Honorable E. Y. Webb Judge of the District Court for the Western District of North Carolina this the 19th day of September, 1940 J. Y. Jordan, Clerk, By: W. A. Lytle: (16-4t) Deputy Clerk.

NOTICE OF COMMISSIONER'S SALE OF LAND UNDER ORDER OF THE COURT

NORTH CAROLINA CHEROKEE COUNTY.

Notice is hereby given that the undersigned commissioner of the Court, pursuant to an order and judgment of the Superior Court of Cherokee County, North Carolina entered at the June term, 1940 of the j Superior Court of said County, in a case entitled Hattie L. Waldroup vs Harlan Enloe and wife, Louise Enloe and George Porter, will offer for sale and will sell to the highest bidder for cash at the Court house door in Murphy, North Carolina at 12 o'clock noon on Monday the 28th day of October, 1940, the following decribed land and real estate, to-wit A tract of land in the town of Andrews, North Carolina, containing about five acres, known as the homplace of the late J. W. Porter being the land described in a deed dated the 11th day of January, 1933, made by J. W. Porter and wife, Flora Porter to R. M. Waldroup and wife, Hattie L. Waldroup; said deed being recorded in the office of the Register of Deeds of Cherokee County, N. C. in Deed Book No. 107, at page 3.

This sale is made pursuant to an order of the Superior Court of Cherokee County above referred to and for the purpose of satisfying an indebtedness due Hattie L. Waldroup the sum of \$2,770.93 with interest at 6 % from June 20, 1940.

This the 21st day of September 1940.

C. E. HYDE, Commissioner of the Court. (10-4t-chg.ceh)

NOTICE OF SUMMONS NORTH CAROLINA.

CHEROKEE COUNTY IN THE SUPERIOR COURT.

Cherokee County VS.

E. McS. Hyde and wife, Mrs. E. McS. Hyde.

The above named defendants, E McS. Hyde and wife, Mrs. McS. Hyde. and their successors in title, if any will take notice that an action entitled as above has been instituted by the plaintiff for the purpose of foreclosing tax leins for the years 1932 to 1939, inclusive, which said taxes are a lein upon those certain lands in Shoal Creek Township. Cherokee County, North Carolina, and described as follows:

Being that certain tract of land conveyed to E. McS. Hyde by E. H Berong and wife, Lizzie Berong, by deed dated October 23, 1926, recorded in the office of the Register of Deeds for Cherokee County, North ing to survey 113.9 acres, situated in | Eighty (80) acres, more or less, and

The above named defendants its Unknown Widow, if any, Heirs Devisces, Executors, Administration, Assignees, and Successors in Title of J. W. Alvarez, will take notice that an action entitled as above has been instituted by the plaintiff for the purpose of foreclosing tax leins for the years of 1933 to 1939, inclusive, which said taxes are a lein upon those certain lands in Murphy Township, Cherokee County, North Carolina, and described as follows:

Those certain lands conveyed to J. W. Alvarez by M. B. Dockery and wife, by deed dated March 1, 1929. recorded in Book 97, page 219,

Also, an undivided one-half (12) interest in and to those certain lands conveyed to J. W. Alvarez and D. E. Tucker by J. W. Woody and wife, by deed dated September 27, 1929, recorded in Book 98, page 324, reference to which records in the Office of the Register of Deeds for Cherokee County, North Carolina, is made for fuller particulars and descrip. tion.

And said defendants will take notice that they are required to appear before the Clerk of Superior Court of Cherokee County, North Carolina, at his office in Murphy. North Carolina, on the 21st day of October 1940, or within twenty (20) day, thereafter and arswer or demur to the complaint, or the plaintiff will apply to the court for the relief demanded in the complaint.

This the 20th day of September, 1840.

J. W. DONLEY, Clerk Superior Ccurt. (10-4t-cha)

AAA Farm Program Follows Defense Idea

With national defense the paramount issue in the country today. the 1941 AAA farm program has been designed to tie in closely with defense aims, says E. Y. Floyd, AAA executive officer of State College.

The new program, which has just been announced, will emphasize conservation of the soil and the maintenance of abundant supplies through an ever-normal granary plan.

Based on recommendations of famer-committeemen who met in Washington earlier in the summer, the 1941 program will follow the same general lines of the 1939 and 1940 programs.

Small farmers' needs have been given further consideration in the new program, Floyd said. For instance, the provision under which at least \$20 may be carned on any farm through -conservation measures will be continued in 1941. If as much as \$15 is earned by planting forest trees, any farm may receive as much as \$35 under the program.

The program also provides that on small farms where the maximum payment is not more than \$20, any part of the soil-building allowance may be earned by carrying out locally adapted conservation practices not included in the National program.

This provision will be applicable in designated areas where needed, and the practices for which payment will be made in this special group will be recommended by local com-

ter 170. Public Laws of North Caro- lina, 1939. This the 13 day of September, 1940 Sworn to and subscribed before me this 13 day of September, 1940 Duly filed with the clerk of Superior Court of Cherokee County, North Carolina, this 13 day of Sep- tember, 1940. JOHN DONLEY, Clerk of Superior Court.	Sakersheid, Cahlornia; Stringer, Su- san Kathleen and husband, Stringer, possible adverse claimants. Greenville, S. C: Sword, T. J. and wife, Nannie A. Sword, adjoining	Cherokee County, N. C., on the wat- ers of Grape Creek, a tributary of Hiawassee River, more particularly described by metes and bounds in Exhibit "A", and upon map or plat Exhibit "B", attached to the petition is this proceeding filed with the Clerk of the United States District Court at Asheville, N. C: Tracts No. 1008-I. 1008-II, apparent and presumptive owner being Mamie E. Owenby, con- taining according to survey 14.4	trict No. 8. adjoining the lands of Roscoe Danner, John Pickleseimer, Renzy Coleman, and others. And said defendants will take no- tice that they are required to appear before the Clerk of the Superior Court of Cherokee County. North North Carolina, at his office in Mur- phy. North Carolina, on the 21st day of October, 1940, or within twenty	mitteemen. Likewise, Floyd said, in areas where feed crops are not generally pro- duced for market, any farmer may grow as much as 30 acres of soil- depleting crops without incuring a deduction for exceeding the total soil-depleting acreage allotment. Farm Questions
NOTICE OF SALE OF LAND NORTH CAROLINA. CHEROKEE COUNTY. IN THE SUPERIOR COURT, NO. 1497. Cherokee County. Plaintiff. VS R. H. Flowers, and wife. Mrs. R. H. Flowers, and all persons claiming any interest in the lands involved in this action. Defendants. By virtue of an order and decree entered in the above entitled cause of action by the Clerk of the Superior Court for Cherokee County. on September 16 1940. ordering	 ty. Tennessee: Wooten, Virginia Fain and husband, James Clements Woo- ten, possible adverse claimants, At- lanta, Georgia: Brown, Mary H., single, proponent, Maddisonville, Tennessee: Carter, G. B: Cooper, G. P: Cornwell, James: Cornwell, Wil- liam: Deweese, Jake: Trustee for J. R. Taylor: Fain, William Mercer: Humphryes, (Humphris) Umphres, James: Hyatt, R. H. and wife Ida M. Hyatt: James Hattie Sneed and husband, Efton James: Johnson, V. Q: McDonald, J. L., and wife, Gem- iness, Lames, L., and wife, Gem- 	acres, situated in Cherokee County, N. C., on the waters of Shuler Creek, more particularly described in metes and bounds in Exhibit "A-1" and upon map or plat Exhibit "B-1", at- tached to the petition in this pro- ceeding filed with the Clerk of the United States District Court at Ashe- ville, N. C: you and each of you are hereby notified to be and appear at the office of the Clerk of the United States District Court for the Western D.strict of North Caro- lina, in the United States	This the 20th day of September. 1940. J. W. DONLEY. Clerk Superior Court. (10-4t-chg) NOTICE OF SUMMONS NORTH CAROLINA, CHEROKEE COUNTY, IN THE SUPERIOR COURT.	school lunch? ANSWER: An ideal school hunch according to the State College Home Demonstration Department, consists of one nourishing main dish, a glass or two of milk, a cooked or raw vege- table or fruit, bread and butter or a sandwich, and a simple desert. These lunches must provide the building materials for the soft tis- sues of the body. for sound teeth and bones, and for good red blood. At the same time, the foods must supply a source of energy for growing. Se-