

LEGAL NOTICES

NOTICE OF SALE UNDER A DEED OF TRUST

Whereas, on the 18th day of December, 1935, W. M. Hatchett and wife, Maude Hatchett, made, executed and delivered a certain deed of trust to the undersigned, as trustee, which deed of trust is recorded in the office of the Register of Deeds for Cherokee County, in Book 112, at page 570, by which the following described lands were conveyed, and

Whereas, default was made in the payment of the indebtedness secured by the deed of trust due W. B. Raper, amounting to the principal sum of \$400.00 (the indebtedness due P. A. Mauney having been paid):

Now, therefore, in order to satisfy said indebtedness, and pursuant to the terms of said deed of trust, the undersigned will on Monday, July 14th, 1941, offer for sale the following described lands at the Court House door in Murphy, N. C., at 11:00 a. m. Central Standard Time (to-wit):

First Tract: Adjoining lands of A. M. Hatchett, J. W. King, R. B. Hood, and others, bounded as follows: In Notia Township, District No. 3, it being a part of No. 80 in said district, bounded as follows: BEGINNING on a Persimmon on the South side of the Public Road near a branch, runs South to a small Chestnut in the Georgia State line; thence East with said line about fifty rods to a small Sassafras; thence North about fifty rods to the top of the ridge; the Southwest corner of A. M. Hatchett's land; thence North with the line of A. M. Hatchett to a Post Oak on the line of No. 83; thence West about fifty rods to a double Spanish Oak; thence South to the BEGINNING, containing FORTY acres, more or less.

Second Tract: Also another piece or parcel of land, part of Tract No. 80, in District No. 3, Cherokee County, and bounded as follows, BEGINNING at a Black Oak on the South line of the W. M. Hatchett land and runs an Easterly course with the top of the ridge and A. M. Hatchett's line about twenty poles to the Northwest corner of the Cordell land; thence South about four poles with the Cordell line to a stake on the Georgia State line; thence West with the line of said tract twenty poles to a Sassafras; thence North forty poles to the BEGINNING, containing about FIVE acres more or less.

Third Tract: Being part of Tract No. 80, in Notia Township, District No. 3, in the County of Cherokee, founded as follows: BEGINNING in the road near a Hickory on a stake, Peter Hatchett's line, and runs East with said line about forty poles to a stake; and Northwest corner of John W. Loudermilk's land; thence South with the line of John W. Loudermilk's land; 150 poles to a stake in the Georgia State Line thence West two poles to a stake in a trail; thence a North direction with said trail to a mill road; thence a North direction with said Mill Road to a bridge across the mill race; thence up the mill

race on the South side, about forty rods to a rock on the South side of race; thence North about two rods to the mouth of a branch on the opposite side of the Creek; thence in a Western direction about twenty rods to a bunch of Maples on the south side of the old creek run; thence North about three rods to a stake on the south side of the public road; thence a Southwestern direction with the public road to J. W. King's mill gate on the mill road; thence a Northwesterly direction with the public road to a branch; thence a northerly direction with mill road and a divide of a ridge to the BEGINNING, containing THIRTY acres, more or less.

Being the lands conveyed by J. J. Hood, to W. M. Hatchett, by deed dated April 15, 1921, recorded in the office of the Register of Deeds for Cherokee County, in Book No. 77, page 343, reference to which is hereby made.

Fourth Tract: BEGINNING on a Black Oak in the East and west line of T. S. Evans land, on the dividing ridge, and runs South to a locust in the edge of the old field, marked and agreed upon as a corner; thence running a South course with a conditional line to a Chestnut Oak on the Hood heirs line, marked as a corner and agreed upon; thence East with the Hood Heirs line to the Roberson corner, formerly a Black Oak, now down; thence North with the Roberson line to the John Anderson line; thence West back to the BEGINNING corner.

This the 9th day of June, 1941.
Terms of sale cash.
D. Witherspoon, Trustee.
(41-46-chg. W. B. Raper)

NOTICE TO CREDITORS

Having qualified as Administrator of the Estate of J. W. LOVINGOOD, Deceased, late of Cherokee County, North Carolina, this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned at his place of business, Murphy Supply Company, Murphy, N. C., on or before the 7th day of June, 1942, or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment.

This the 4th day of June, 1941.
Noah W. Lovingood, Administrator of J. W. Lovingood, Deceased.
(45-6t-NL)

In the District Court of the United States of America for the Western District of North Carolina, Asheville Division, Civil No. 251, United States of America vs. 86.36 acres, more or less, of land in Cherokee County, North Carolina, G. G. Stiles, C. M. Wofford Company Inc., et al. Notice of Action by Publication of Summons. To: Thad Eure (Secretary of State); W. D. Gibby; Susa Gibby; Lauretia P. Kimsey; Clem O. Stiles; Mrs. Clem O. Stiles; G. W. Stiles; Oliver B. Stiles; Bettie Stiles; Genevieve K. Boyd; Emma Burnell; Harrison Burnell; Mary A. Cole; S. M. Kimsey; Mrs. Joseph Kimsey; Shut In Iron Mines, Inc. Cole Rebekah F. K. Ebenezer A.

Kinsey; Joseph Kinsey; Julius W. Stiles; and all persons whosoever who have, or claim to own any estates or interests in the fee or otherwise in and to the premises described in the petition filed in this cause and described in this notice, and any and all heirs and devisees of the several parties above named, whose names and addresses are unknown, and all and singular their heirs, husbands, wives, devisees, executors, administrators, representatives, alienees, successors and assigns, of each and every of them; and all unknown owners, lienors, or claimants, having, or claiming to have, any right, title, estate, equity, interest or lien; and all occupants, lessees, users, holders and owners of and claimants to any rights of easement or prescription in, over, across, or through said lands, or any part thereof; you will please take notice that an action entitled as above has been commenced in the District Court of the United 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 therein asking for the condemnation of the lands described in the said petition, and hereinafter described 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 Law, Act of Congress 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 method 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. 296, Apparent and presumptive owner being G. G. Stiles and C. M. Wofford Company, Inc., containing according to survey 86.36 acres, situated in Cherokee County, N. C., on the waters of Morgan Creek, a tributary of Valley River more particularly described by metes and bounds in Exhibit "A", and upon map or plat Exhibit "B", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, 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 District of North Carolina, in the United States Courthouse Building at Asheville, Buncombe County, N. C., not later than ten (10) days from and after the completion of service of this summons by publication for four (4) successive weeks, and answer or demur to the petition or complaint herein filed by the above named petitioner in the office of the said Clerk, and you are further notified that if you fail to appear and answer 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 18 day of June, 1941. J. Y. Jordan, Clerk.

By: W. A. Lytle, Deputy Clerk.
48-4t-c)

NORTH CAROLINA, CHEROKEE COUNTY.

By virtue of a writ of Venditioni Exponas issued by J. W. Donley Clerk of Superior Court for Cherokee county in matters of E. B. Norvell against Wood Hyatt commanding me to sell lot of land No. 9 in Norvell addition to Texana, which is shown on Plot Book No. 1, page 26, in office of Register of Deeds for Cherokee County, to satisfy judgment in favor of E. B. Norvell, I will, on Monday the 28th day of July, 1941, at 10 o'clock A. M. Central Time, offer for sale and sell at the courthouse door in Murphy to the highest bidder for cash, all the right, title and interest of Wood Hyatt in and to said lot No. 9 above referred to.

Purchaser buys subject to taxes

that may be due on said lot No. 9. This 20th day of June, 1941.
J. C. TOWNSON,
Sheriff of Cherokee County, N. C.
By M. P. Coleman, Deputy Sheriff.
(48-4t-chg)

NOTICE OF SUMMONS IN THE SUPERIOR COURT, NORTH CAROLINA, CHEROKEE COUNTY, CHEROKEE COUNTY: PLAIN-TIFF.

VS.
MARGARET ALLEN, widow of T. R. ALLEN; CORBETT ALLEN and wife, ALLEN; G. W. McAFEE; FRED McAFEE and wife, MADELINE McAFEE; DILLARD McAFEE and wife, BEULAH McAFEE; ED McAFEE and wife, ELZA McAFEE; TESSIE GARLAND and husband, FRED GARLAND; MYRTLE DEAN and husband, JONAH DEAN; BESSIE CHAPMAN and husband, JACK CHAPMAN; ANNIE FRY and husband, NATHAN FRY; ALICE PRATER and husband, HENRY PRATER; and ALL UNKNOWN HEIRS AT LAW OF MARTHA ALLEN, DECEASED, DEFENDANTS.

The defendants Margaret Allen, widow of T. R. Allen, Corbett Allen and wife, Allen, Fred McAfee and wife, Madeline McAfee, Bessie Chapman and husband, Jack Chapman, Annie Fry and husband, Nathan Fry, Alice Prater and husband, Henry Prater, and unknown heirs at law of Martha Allen, deceased, will take notice that an action entitled as above has been commenced in the Superior Court of Cherokee County, North Carolina, for the purpose of foreclosing the lien of taxes held by plaintiff, Cherokee County against the defendants for the year 1931 and subsequent years on their lands in Shoal Creek Township, Cherokee County, North Carolina, more fully described in a deed from L. M. Anderson and wife to H. H. Allen and wife, Martha Allen, dated October 28th, 1925, and registered in Cherokee County in Deed Book 89 at Page 206; and

The said defendants will further take notice that they are required to be and appear at the office of the Clerk of the Superior Court of said County in the Courthouse in Murphy, N. C., within twenty (20) days from and after the 4th day of July, 1941, the same being twenty days after the expiration of the four weeks notice prescribed by the order of publication, and answer or demur to the complaint in said action or the plaintiff will apply to the Court for the relief demanded in the complaint.

WITNESS my hand, this the 16th day of June, 1941.

J. W. DONLEY, Clerk of the Superior Court of Cherokee County, North Carolina.
(41-4t-chg. G and C.)

ADMINISTRATOR'S NOTICE

HAVING QUALIFIED as administrator of the estates of Roxie Garland, deceased, and Harret McAllister, deceased, late of the County of Cherokee North Carolina, this is to notify all persons having claims against the estate of Roxie Garland, deceased, and all parties having claims against the estate of Harret McAllister, deceased, to exhibit them to the undersigned at Culberson, N. C., on or before the 21 day of June, 1942, or this notice will be pleaded in bar of their recovery. All persons indebted to either of said estates will please make immediate payment. This the 21 day of June, 1941.
W. S. Garland,
Administrator of the estate of Roxie Garland, deceased, and Administrator of the estate of Harret McAllister, deceased.
(48-6t-pd.)

Rome dispatches announce that 14 Italians were recently sentenced to prison terms ranging from three months to nine years, for listening to a radio broadcasts from London. In Germany, even harsher punishment is said to be inflicted for this "crime."

Judge J. J. Anderson of Urbana, Ill., recently ruled out a lawyer's plea to introduce a skeleton into the courtroom as evidence in an accident case.

CHURCH NOTICES

Catholic Services

Waynesville, every Sunday, 11:00 A. M., E. S. T.
Cherokee, every 3rd Sunday, 8:00 A. M., E. S. T.
Bryson City, every Sunday, 8:00 A. M., E. S. T.
Franklin, every 2nd and 4th Sunday, 8:00 A. M., E. S. T.
Highlands, every Sunday 11:00 A. M., E. S. T.
Andrews, every 1st Sunday, 8:00 A. M., E. S. T.
Murphy, every 5th Sunday, 7:00 A. M., C. S. T.
Rev. A. F. Rohrbacher

BAPTIST

Rev. J. C. Ammons, Pastor
Services 11 A. M. and 7 P. M.

CALVARY BAPTIST

Rev. Clarence A. Voyles, Pastor
Preaching each Second and Fourth Sunday at 11 a. m.

METHODIST

Rev. C. B. Newton, Pastor
Services each Sunday at 11 A. M. and 7 P. M. Epworth League 6:45 p. m. Prayer Meeting Wednesday nights at 7:00 p. m.

PRESBYTERIAN

Henry L. Paistey, D. D., Pastor.
Services every Sunday at 11 a. m. and 7 p. m. except on the first Sunday mornings and the third Sunday evening.

Tomotla Baptist

Rev. Harve Stansberry, pastor.
Church Services every Sunday at 11 A. M. and 7 P. M. EST.

Mt. Carmel Baptist

Rev. E. A. Beaver, Pastor
Rev. Graham, Asst. Pastor
Church services at 11 a. m. and 7 p. m. Prayer services 7 p. m. Wednesdays.

Friendship Baptist

Pastor: the Rev. Edgar Willix
Church services 11 a. m. Prayer meeting 7 p. m. Wednesdays BTU Sunday evening at 7 p. m.

Ranger Baptist

Rev. W. T. Truett, pastor
Church services 11 a. m. 6:30 p. m.—BTU.

Swanson Baptist Church

Rev. Bill Johnson pastor
Services Saturday night at 7 p. m.; on first Sunday at 11.

Wolf Creek Churches BAPTIST

Rev. W. A. Hedden, Pastor
Services second and fourth Saturdays 7 p. m. Second and fourth Sundays 11 a. m. BYPU Sunday 5:45 p. m.

SEVENTH DAY ADVENTIST

L. C. Owen, local Elder
Service each Saturday 10:30 a. m.

SNOW HILL CHURCH

Rev. W. C. Pipes, Pastor
Sunday School each Sunday at 9 A. M.
Church services each second and fourth Sundays at 11 A. M.

SHADY GROVE BAPTIST CHURCH

Pastor, W. T. Truett
Services held every third Sunday.

OAK GROVE BAPTIST CHURCH

The Rev. E. A. Beavers, Pastor
J. C. Clonts, Sunday School Superintendent.
Preaching every first and fourth Sunday. Singing every Sunday at 1:00 o'clock.

HAYESVILLE METHODIST Circuit

Rev. J. A. Clemmer Jr., Pastor
1st. Sunday—Oak Forest, 11 A. M.; Hickory Stand 2 P. M.; Ogden 3:30 P. M.
2nd. Sunday—Hayesville 11 A. M.; Sweetwater 2 P. M.; Peachtree 3:30 P. M.; Hayesville 7:30 P. M.
3rd. Sunday—Hickory Stand 11 A. M.; Ogden 300 P. M.; Oak Forest 7:30 P. M.
4th. Sunday—Hayesville 11 A. M.; Sweetwater 2 P. M.; Peachtree 3:30 P. M.; Hayesville 7:30 P. M.

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Murphy, N. C.