

Norfolk & Southern Railway Company.

NOTICE OF SALE!

Notice is hereby given that, pursuant to and in execution of the certain decrees of foreclosure and sale, made and entered the 14th day of October, 1909, by the Circuit Court of the United States for the Eastern District of Virginia in the consolidated cause of The Trust Company of America, Complainant, against Norfolk & Southern Railway Company, Defendant, and pursuant to a certain decree ancillary thereto, entered in the consolidated cause between said parties in the Circuit Court of the United States for the Eastern District of North Carolina, on the 18th day of October, 1909, the undersigned Harry K. Wolcott, Edward R. Field, Jr., Thomas J. Jarvis and Frederick Hoff, as Special Masters appointed by said decrees will on the 7th DAY OF DECEMBER, 1909, at O'CLOCK NOON, offer for sale at public auction upon the premises of the Norfolk & Southern Railway Company at DEPOT OF SAID COMPANY, PARK AND CLAIBORNE AVENUES, BRAMBLETON WARD, IN THE CITY OF NORFOLK, STATE OF VIRGINIA, the following property, premises, rights, privileges and franchises in and by said decrees of foreclosure and sale directed to be sold, and therein fully and completely described, subject to the reservations and exceptions contained in said singular the property, assets, rights, franchises, privileges, choses in action and effects of the Norfolk & Southern Railway Company, including such as are expressly hereinafter excepted including:

All the property, real, personal or mixed, franchises, licenses, grants of the Norfolk & Southern Railway Company, and its constituent lines, and especially its lines of railroad, rights of way, equipment, and other things used in connection therewith, together with all the rights, privileges and franchises of the Norfolk & Southern Railway Company and its constituent companies, and all property, franchises, rights and benefits owned, acquired, leased or held by or under any contract, agreement, lease, deed, franchise, writing, or other paper, or by any person whatsoever.

Said properties are more definitely described as follows:

Lines formerly of Norfolk & Southern Railroad Company	241.61
Miles	
A main line of railroad extending from Berkeley, Virginia, to Edenton, North Carolina	73.51
A main line of railroad extending from Clapham Junction, Virginia, to Mundem Point, Virginia	22.14
A main line of railroad extending from Mackey's Ferry, North Carolina, to Washington, North Carolina	42.57
A main line of railroad extending from Mackey's Ferry, North Carolina, to Belmont, North Carolina	29.27
A main line of railroad extending from Park Avenue, North Carolina, to Virginia Beach, Virginia	18.97
A main line of railroad extending from Virginia Beach, Virginia, to Norfolk, Virginia	23.55
A main line of railroad extending from Edenton, North Carolina, to Pinetown, North Carolina	10.96
A main line of railroad including the Southern Railway Company, North Carolina, to Mackey's Ferry, North Carolina	9.00
The following branches of railroad:	
Clapham Junction, Virginia, to Edenton, North Carolina	7.00
Cummers' Branch, extending from Clapham Junction, Virginia, to Berkeley, Virginia	4.50
Division, extending from Clapham Junction, Virginia, to South Junction, Virginia	1.50
Division, extending from Clapham Junction, Virginia, to Works Branch	7.60
Lines formerly of Raleigh & Pamlico Sound Railroad	146.75
Miles	
A main line of railroad extending from Raleigh, North Carolina, to Chocowiny, North Carolina	100.40
A main line of railroad extending from Farmville, North Carolina, to Snow Hill, North Carolina	10.25
A main line of railroad extending from Washington, North Carolina, to Greensboro, North Carolina	35.10
Lines formerly of Suffolk & Carolina Railway	73.98
Miles	
A main line of railroad extending from Suffolk, Virginia, to Edenton, North Carolina	49.47
Cottonmill Branch, extending from Edenton, North Carolina, to crossing of line of railroad, formerly of the Norfolk & Southern Railway Company	1.50
Beckford Junction, North Carolina, to Elizabeth City, North Carolina	22.96
Lines formerly of Pamlico, Oriental & Western Railroad	25.57
Miles	
A main line of railroad extending from New Bern, North Carolina, to Beaufort, North Carolina	16.57
A main line of railroad extending from Beaufort, North Carolina, to Oriental, North Carolina	10.00
Lines formerly of Virginia & Carolina Coast Railroad	21.80
Miles	
A main line of railroad extending from Norfolk, Virginia, to Columbia, North Carolina	21.80
Lines formerly of Atlantic & North Carolina Railway	1.61
Miles	
Morehead City to Beaufort, North Carolina	1.61
The following described lands and trackage and rights of the defendant Railway Company:	
A lease dated September 1st, 1904, from the Atlantic & North Carolina Railroad Company to the Atlantic & North Carolina Railway Company, granting the right to use for a term of ninety-one years and four months, from the first day of September, 1904, the line of railroad, property and franchises from Goldsboro, North Carolina, to Morehead City, North Carolina	36.00
Miles	
All other rights, estate, property, franchises and franchises acquired or held by the Norfolk & Southern Railway Company under any contract, agreement, lease, deed, franchise, writing, or other paper, or by any person whatsoever.	
Also all lines of railroad, terminals, extensions and branches, including the franchises and rights pertaining thereto, and all lands acquired for the purpose of constructing and operating its lines of railroad, and all terminals, extensions, additions and branches, and all buildings, turn-outs, bridges, viaducts, culverts, ways and ways, and lands and premises whatsoever, with the improvements thereon or belonging or appertaining to or used or intended to be used for the purpose of connection with its lines of railroad, their extensions, additions and branches, and any and all property, whether real or personal, of any name or description, constructed, purchased or otherwise, acquired by said Norfolk & Southern Railway Company, and all depots, stations and depot	

grounds belonging and appertaining to said railroad, and all lands and real estate acquired, or to be acquired, or designed to be used, for depots, stations and depot grounds, and all buildings, repair shops, car houses, engine houses, freight houses, and all buildings and structures whatsoever, belonging or appertaining to or used, or designed to be used for, or in connection with the road, branches and extensions, and all gravel beds and quarries, used or designed to be used, for or in connection with said railroad, or the extension, operation, maintenance or operation thereof, and also all the rolling stock of said railroad, including steam locomotives, passenger, freight, and mail cars, and all other rolling stock, and all engines, and all other machinery, and all other things of whatever kind, whether used for or in connection with the road itself or for the rolling stock or equipment, and all other things of whatever kind, or repairs of any kind, or used, or designed for the purposes of said railroad, and all other things of whatever kind, or operation thereof; and also all lands and real estate of any kind and every description, with the buildings thereon, in either Virginia or North Carolina, or in any other State, and also all and sundry franchises, privileges, licenses, immunities, incomes, tolls, profits, benefits and advantages belonging to or appertaining to or arising out of, or in connection with, the operation and maintenance of said railroad, together with all and sundry franchises, privileges, licenses, and appurtenances to said railroad, or premises, or any part thereof belonging or in any wise appertaining, and the right of way, franchises, rights, and appurtenances, rents, issues and profits thereof, and also all letters patent, grants of land and land under water and water rights, and all leases, leases, terms and parts of terms, rights under lease or contract, covenants or agreements, rights of way, franchises, rights, dock and ferry rights, privileges and franchises, licenses, permits and privileges from the States of Virginia or North Carolina, or any other governmental or municipal authority, and also all and sundry franchises, privileges, possession, claim and demand whatsoever as well as all as in equity of the said Norfolk & Southern Railway Company, in and to the property and parcel thereof, with the appurtenances, and also all the books of account and vouchers kept by the said Norfolk & Southern Railway Company, and the road and the business thereof."

INCLUDING THE FOLLOWING DESCRIBED SECURITIES:

"Nine thousand and ninety-three shares of the par value of \$100, of the John L. Roper Lumber Company, as shown on the old town site plat of the Norfolk & Southern Railway Company, being all of the shares of the stock of said corporation issued and outstanding, and the following securities:

Ten thousand of the first mortgage sinking fund gold bonds, each of the par value of \$100, issued by the Roper Lumber Company, constituting the entire issue of said bonds, secured by mortgage to the Manhattan Trust Company of New York City, dated May 1, 1906.

\$2,040,000 par value of the first general mortgage five per cent. fifty-year bonds, each of the par value of \$100, issued by the Roper Lumber Company, maturing July 1st, 1954, secured by mortgage to Guaranty Trust Company of New York, dated July 1st, 1906, and the following securities:

\$50,000 par value of the Suffolk & Carolina Railway Company first mortgage bonds, each of the par value of \$100, secured by a mortgage to International Trust Company of Maryland, dated July 1, 1902.

\$100,000 par value of the Bonds of Raleigh & Pamlico Sound Railroad Company, secured by mortgage to the Wachovia Loan and Trust Company, dated July 1, 1904.

\$1,000 par value First Mortgage Bond of the Norfolk & Southern Railway Company, secured by mortgage or deed of trust dated June 2, 1891, to Atlantic Trust Company, Trustee.

Shares of the capital stock of the State of North Carolina, aggregating the principal sum of \$26,000, and Bonds of the State of North Carolina, aggregating the principal sum of \$60,000, subject to the deposit thereof with the Wachovia Loan and Trust Company, in and to the performance of the lease from the Atlantic & North Carolina Railway Company to the Norfolk & Southern Railway Company, dated July 1, 1904.

Bonds of the Kinross Lumber Company, first mortgage, aggregating the principal sum of \$40,000.

Shares of the capital stock of the Norfolk & Portsmouth Bell Line Railroad Company, of the par value of \$1,200.

Shares of the capital stock of the Jamestown Exposition Company, of the par value of \$6,000.

Forty-eight shares of the capital stock of the Staunton Land and Improvement Company. Also the following shares of stock of the constituent and merged companies of said Norfolk & Southern Railway Company:

(3) Twenty-three alternating and odd numbered lots, situate in Green County, as shown on the town site plat of Walston, conveyed to the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 55, page 498.

(4) One hundred and twenty-eight lots, situate in Nash County, as shown on the town site plat of Bailey, and which were conveyed to C. D. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 158, page 389.

(5) Five lots situate in Staunton, Virginia, in the County of Wilson, numbered one, three and five in block number five; one and three in block number six; and one and three in block number seven, situate in Staunton, Virginia, and which were conveyed to C. D. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 76, page 389.

(6) Fifty-five alternating and odd numbered lots, situate in Staunton, Virginia, in the County of Wilson, as shown on the town site plat of Staunton, Virginia, and which were conveyed to C. D. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 76, page 389.

(7) Ninety-one lots in Staunton, Virginia, in the County of Wilson, as shown on the town site plat of Staunton, Virginia, and which were conveyed to Charles O. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, dated November 15th, 1907.

(8) Seventeen lots situate in Craven County, as shown on the town site plat of Craven County, and which were conveyed to Charles O. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 161, page 571.

(9) Seventy-one lots in the second township of Craven County, as shown on the town site plat of Askew, and which were conveyed to Charles O. Haines, Trustee, for the use of the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 161, page 571.

(10) A tract of land situate at Beaufort in Carteret County, being lot number 257, and the western half of lot No. 8, as shown on the old town site plat of Beaufort, and which were formerly owned by W. F. Dill, Naomi Fulford, and other, conveyed to the Norfolk & Southern Railway Company, by deed of Joseph D. Farmer and his wife, recorded in Deed Book 3, page 424.

(11) A parcel of land situate at Beaufort, in Carteret County, it being the western half of lot 258, as shown on the old town site plat of Beaufort, and which was formerly owned by C. P. Day and others, conveyed to the Norfolk & Southern Railway Company by deed of M. A. Hill and wife, recorded in Deed Book 3, page 422.

LANDS IN NORTH CAROLINA TITLE TO WHICH ARE IN THE DEFENDANT RAILWAY COMPANY.

(12) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(13) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(14) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(15) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(16) A tract of land containing about ninety-nine one hundredths of an acre situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(17) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(18) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(19) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(20) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(21) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(22) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(23) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(24) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(25) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(26) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(27) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(28) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(29) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(30) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(31) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(32) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(33) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(34) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(35) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

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(37) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

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(39) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(40) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(41) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

(42) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(43) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(44) A tract of land containing about thirty-four acres, on the Pasquotank River, near Elizabeth City in Pasquotank County, conveyed to the Norfolk & Southern Railway Company by deed of W. O. Temple and wife, recorded in Deed Book 47, page 239.

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(48) A tract of land containing about one acre, situate at Camden Station, Camden County, conveyed to the Norfolk & Southern Railway Company by deed of William L. Morrisette and his wife, recorded in Deed Book Q. Q. page 110.

(49) A tract of land containing about one acre, situate at Belcross in Camden County, conveyed to the Norfolk & Southern Railway Company by deed of W. G. Ferabee and his wife, recorded in Deed Book O. O. page 244.

(50) Three lots of land situate at Washington, in Beaufort County, conveyed to the Norfolk & Southern Railway Company, by deed of W. B. Walling and others, recorded in Deed Book 127, page 551.

(51) Lot fronting on the west side of McNear Street about one hundred and twenty-eight (128) feet and extending back between parallel lines about one hundred and five (105) feet, it being the whole of lot number 30.

(52) Lot fronting on the east side of McNear Street and being a part of lot number 30, conveyed to W. B. Walling by the deed of W. B. Walling, recorded in Deed Book 127, page 551.

(53) A lot of land situate at Edenton, in Chowan County, fronting on King Street, conveyed to the Norfolk & Southern Railway Company, by deed of W. B. Walling and others, recorded in Deed Book 127, page 551.

(54) A lot of land situate at Edenton, in Chowan County, fronting on the south side of Water Street, thirty-two (32) feet, conveyed to the Norfolk & Southern Railway Company by the deed of W. B. Walling and others, recorded in Deed Book 127, page 551.

(55) A lot of land situate at Edenton, in Chowan County, fronting on the south side of Water Street, and extending back to the Water Street line of Edenton Bay, conveyed to the Norfolk & Southern Railway Company, by deed of W. B. Walling and others, recorded in Deed Book 127, page 551.

(56) A lot of land situate at Edenton, in Chowan County, fronting on the south side of Queen Anne Creek, conveyed to the Norfolk & Southern Railway Company by the deed of A. L. Baumgardner and others, recorded in Deed Book 127, page 551.

(57) A tract of land containing about twenty-five (25) acres at Chocowiny, in Beaufort County, adjoining the lands of John F. Bright and others, conveyed to the Norfolk & Pamlico Sound Railroad Company by the deed of J. L. Butt and his wife, recorded in Deed Book 140, page 312.

(58) A tract of land containing about twelve (12) acres at Chocowiny, in Beaufort County, adjoining the lands now or formerly owned by J. W. Haynes, John F. Bright and others, conveyed to the Norfolk & Pamlico Sound Railroad Company by the deed of W. M. Moore and his wife, recorded in Deed Book 142, page 312.

(59) A tract of land containing about twenty-five (25) acres at Chocowiny, in Beaufort County, adjoining the lands of N. C. Hester and others, and others, conveyed to the Norfolk & Pamlico Sound Railroad Company by the deed of J. L. Butt and his wife, recorded in Deed Book 140, page 312.

(60) A tract of land containing about 41.69 acres situate in Columbia Township of Tyrrell County, being a part of the land of the late Wm. Hassell Farm, conveyed to the Virginia & Carolina Coast Railroad Company by the deed of W. Jones and others, recorded in Deed Book 54, page 20.

"Hollies" in Princess Anne County, designed to be a triangular shape, at the intersection of the line of the Norfolk & Carolina Railway Company, by the deed of George J. Costen and others, recorded in Deed Book 36, page 673.

(61) A tract of land containing about one (1) acre, of a triangular shape, at the intersection of the line of the Norfolk & Carolina Railway Company, by the deed of George J. Costen and others, recorded in Deed Book 36, page 673.

(62) Two tracts of land, one containing about three and five-tenths (3.5) acres, and the other containing about one and one-tenth (1.1) acres, situate at Beckford Junction, in Gates County, conveyed to the Norfolk & Carolina Railway Company by the deed of W. B. Walling and his wife, recorded in Deed Book 52, page 307.

(63) A tract of land containing about four (4) acres, situate at Beckford Junction, in Gates County, conveyed to the Norfolk & Carolina Railway Company by the deed of M. A. Hill and wife, recorded in Deed Book 3, page 422.

(64) A tract of land containing about ten and nine-tenths (10.9) acres, situate at Beckford Junction, in Gates County, conveyed to the Norfolk & Carolina Railway Company by the deed of M. A. Hill and wife, recorded in Deed Book 3, page 422.