

CITY and COUNTY NEWS BRIEFS

J. FRANK PHIFER

The funeral of J. Frank Phifer, 73 year old farmer, was held at Third Creek Presbyterian Church September 27th, services being conducted by the pastor, Rev. E. D. Brown. A large crowd was present.

Mr. Phifer was a life long member of Third Creek Church and also a member of the Grange. He was one of Scotch Irish Township's best known and most substantial citizens, having lived his entire life on the farm he died on.

He leaves one brother, R. W. Phifer; two sisters, Mrs. J. A. Gaither and Mrs. Tom Hall; and four children, J. W. and D. B. Phifer, Mrs. H. O. Steele, and Mrs. Allan Hall, all of Scotch Irish Township.

SALISBURY BATTERY CO. IS AUNTOINED RUSCO PRODUCTS DEALER

The Salisbury Ignition and Battery company, located at 122 West Fisher Street, owned and operated by E. B. Bankett, has been appointed the authorized dealer for the Rusco Brake lining company and new and improved brake lining equipment has been installed. The Rusco company specializes in improved brake appointment of the Salisbury Ignition and Battery company as dealer marks the entrance of this company's products in Salisbury.

RETURNS TO CITY

H. T. Klutz, for the past 8 months manager of a market in Charlotte has returned to Salisbury and will have charge of the U Save It market on South Main St. Mr. Klutz is an experienced meat cutter and before accepting the position with the Charlotte firm was manager of the U Save It store and market.

CHALMERS WISE

The funeral of Chalmers Wise was conducted October 4th from the home in Steelworth. Interment was at Chestnut Hill. Mr. Wise who was 47 years old, died at the Rowan General hospital after a lingering illness.

The widow, two sons and two daughters survive. Also his mother, Mrs. Louise Wise, and two brothers, Rev. J. N. Wise of New London and J. T. Wise of Salisbury. Mr. Wise had been employed at the Spencer shops of the Southern for a number of years.

MRS. PETER BRYCE BEARD

An overdose of poisonous liquid, taken to relieve intense physical pain, proved fatal Monday to Mrs. Peter Bryce Beard at her home on West Bank Street.

Mrs. Beard was the wife of P. B. Beard, who for many years was a well known traveling man and in recent years in business here, and the mother of Bryce P. Beard, the new state commander of the American Legion. She had been in ill health for a number of years. At the time of her death her husband was en route home from a fishing trip to Beaufort.

The funeral was held Tuesday afternoon at St. Luke's Episcopal church.

Mrs. Beard was a native of Salisbury, being a daughter of the late Alexander Parker.

PLAY IN RALEIGH

The football team of the Salisbury high school will meet the Raleigh high in that city this afternoon in the first away-from-home game of the season.

PICK JURORS

The following jurors were drawn by the county commissioners at their meeting Monday for the November term of court:

First week—L. L. Beck, Nocke Shuping, W. J. Ritchie, Geo. W. Davis, Julius A. Eller, A. H. Peeler, J. W. Williams, J. L. Nix, O. O. Harrison, J. L. Smith, R. L. Starnes, R. L. Linker, D. Calvin Holshouser, U. S. Jordan, G. C.

SICK HEADACHE

Many cases of SICK HEADACHE are due to constipation. If you have headache that is due to constipation, take Theford's BLACK-DRAUGHT for refreshing relief. "I have taken BLACK-DRAUGHT, when needed, for about 15 years," writes Mr. J. W. Cooper, of Longview, Texas. "I first began to use it for sick headache that seemed to come from constipation."

"I would suffer about twenty-four hours with these headaches. I found out that BLACK-DRAUGHT would help me, so that is what I took. I am glad to recommend it to others, for this trouble, for it will give relief."

Theford's BLACK-DRAUGHT is a purely vegetable laxative, preferred by thousands of men and women because it is so effective and economical. For CHILDREN, get the new, pleasant-tasting SYRUP of Theford's Black-Draught, in 25¢ & 50¢ bottles.

ROWAN COUNTY PUBLIC MARKET

Butter, 30c lb.; buttermilk, 20c gallon; cottage cheese, 10c pint; cream, 25c pint; eggs, 30c dozen; fryers, alive, 15c up; hens, alive, 15c lb.; hens dressed, 18c lb.; cured ham 25c lb.; side meat, 15c lb.; shoulder, 15 lb.; molasses, 50c gallon; walnuts, 5c lb.; corn meal, 2c lb.; dry beans, 10c and 15c quart; butter beans, 15c quart; cabbage, 3c lb.; carrots, 10c bunch; collards, 10c bunch; mustard greens, 5c lb.; dry onions, 5c lb.; Irish potatoes, 3 1/2c lb.; sweet potatoes 2 1/2c lb.; spinach, 10c, lb.; turnips, 5c bunch; turnip greens, 5c lb.; snap beans, 7 1/2c lb.; beets, 10c bunch; tomatoes, 5c lb.; apples, 25c and 35c peck; peaches, 25c and 35c peck; pears, 25c peck; corn, 15c dozen; okra, 5c lb.; squash, 5c lb.; peanuts, 5c quart; vinegar, 30c gallon; field peas, 10c quart.

Great Smoky Mountains park gained 33,000 acres at Asheville, Friday in agreement of the park commission to pay \$600,000 for the holdings of the Suncrest Lumber company in Haywood and Swain counties.

NOTICE

Notice is hereby given that a petition has been filed with the Governor of North Carolina requesting the parole or pardon of Will Taylor who was convicted of forcible trespass in the Rowan County Court on May 27, 1932.

A. M. STIREWALT
Sept. 30—Oct. 7.

SALE OF PERSONAL PROPERTY
Having qualified as Administrators of W. F. Cauble, deceased, the undersigned will offer at public sale for cash on the 25th day of October, 1932, at the W. F. Cauble Homeplace, located in Cleveland, North Carolina, Rowan County, the following items of personal property, to-wit:

Household and kitchen furniture of the said W. F. Cauble, bee and bee stands, tools, cooking utensils, dishes, etc.
The above articles will be offered for sale at 10:00 A. M. Tuesday, October 25th, 1932.
Dated this 3rd day of October, 1932.

B. F. CAUBLE,
W. A. CAUBLE,
Administrators of estate of W. F. Cauble, deceased.
J. Allan Dunn, Attorney.
Oct. 7—Oct. 21.

NORTH CAROLINA
ROWAN COUNTY,
IN THE SUPERIOR COURT
Margaret B. White
Vs.
Bernie E. White

PUBLICATION OF SUMMONS ETC.
The defendant, Bernie E. White will take notice that plaintiff has commenced a civil action against him in the Superior Court of Rowan County for the purpose of obtaining an absolute divorce from him on the grounds of adultery and upon the affidavit of the plaintiff he is a non-resident of the state of North Carolina, and that summons has been ordered to be served upon him by publication; and that said defendant will further take notice that he is required to appear before the Clerk of the Superior Court of Rowan County on the 3rd day of November, 1932 or within thirty days thereafter and answer or demur to the complaint of the plaintiff, or the plaintiff will apply to the court in term time for the relief demanded in the complaint.
This 3rd day of October, 1932.
B. D. MCCUBBINS,
Clerk of the Superior Court, Rowan County.
Oct. 7—Oct. 28.

SALE OF VALUABLE REAL PROPERTY
Pursuant to the provisions contained in a certain deed of trust, dated May 1st, 1928, executed by C. O. Floyd and wife Pearl R. Floyd, to John D. Brown, of the city of Richmond, State of Virginia, and E. W. G. Huffman, county of Rowan, State of North Carolina, trustees, which deed of trust is duly recorded in the office of the Register of Deeds for Rowan County, in book of mortgages No. 106, page 486, default having been made in the payment of the amount secured thereby and as therein provided, and under and by virtue of the authority and power of sale conferred by said deed of trust and by law provided, and the said John D. Brown, co-

trustee, having declined and failed to execute said trust, the undersigned, E. W. G. Huffman, acting trustee, at the request of the holder of the note or notes secured by the said deed of trust, will offer for sale at the courthouse door in Salisbury, N. C., at public auction to the highest bidder or bidders, for CASH, on Saturday, October 15, 1932, at 12 o'clock, noon, the following described real estate, to-wit:

Beginning at a stake on the south east side of North Main Street 160 feet North 47 deg. 30 min. East of the east intersection of North Main and East Steele Streets, L. Holshouser's corner in the center of a concrete driveway; thence with L. Holshouser's line South 42 deg. 30 min. East 175 feet to a stake L. Holshouser's corner in the White-McCubbins Company's line; thence with its line North 47 deg. 30 min. East 50 feet to a stake in said line; thence North 42 deg. 30 min. East 175 feet to a stake on the west edge of North Main Street; thence with the edge of North Main Street, South 47 deg. 30 min. West 50 feet to the beginning, and being further known as 907 North Main Street, Salisbury, N. C.

For back title see deeds: 148-317; 182-297.
Dated this 9th day of September, 1932.
E. W. G. HUFFMAN,
Acting Trustee.
Sept. 16—Oct. 7.

SALE OF VALUABLE REAL ESTATE
Pursuant to the provisions of a certain Deed in Trust, executed by J. M. Waggoner and wife, Julia May Waggoner, to the undersigned Trustee, on Nov. 1, 1928, and recorded in the office of the Register of Deeds for Rowan County in book of mortgages 109, page 357, default having been made in the payment of the indebtedness therein secured, and at the request of the holder of the notes therein

secured, and by virtue of an order of resale made by B. D. McCubbins, Clerk on September 21, 1932 the undersigned David B. Harris, Trustee, will expose for resale at public auction, for CASH, at the courthouse door in Salisbury, N. C., on Saturday, October 8, 1932, at the hour of 12M. the following described valuable city real estate:
All that certain lot or parcel of real estate, with the improvements thereon, situate, lying and being in Salisbury Township, City of Salisbury, Rowan County, North Carolina, described as follows:
Beginning at a stake on the Northwestern side of South Jackson Street at a point 50 feet North 47 deg. 30 min. East from the Northeast intersection of McCubbins and Jackson streets, J. B. Griffin's corner, and runs thence with Griffin's line North 38 deg. West 185 feet to a stake; thence North 47 deg. 30 min. East 50 feet to a stake, Brown Insurance & Realty Company's line; thence with said line South 38 deg. East 185 feet to stake in the Northwestern edge of Jackson Street; thence with edge of Jackson Street South 47 deg. 30 min. West 50 feet to the beginning, being the same real estate conveyed by Maggie Ritchie, widow, and others, to J. M. Waggoner and wife, Julia May Waggoner.
Bidding will begin at \$1155.00.
DAVID B. HARRIS, Trustee.
Rendleman & Rendleman, Attys.
Sept. 30—Oct. 7.

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Bidding will begin at \$1155.00.
DAVID B. HARRIS, Trustee.
Rendleman & Rendleman, Attys.
Sept. 30—Oct. 7.

SALE OF VALUABLE FARM LANDS
Under and by virtue of an order of the Superior Court of Rowan County made in the special proceeding entitled "Julius V. Fesperman, Admr. of W. L. Fesperman, vs. Julius V. Fesperman," dated September 19, 1932, the undersigned Commissioner will, on Saturday, October 8, 1932, at 12 M., at the courthouse door in Salisbury, N. C., offer for sale to the highest bidder for CASH, that certain tract of land situated about four miles from Salisbury, N. C., on the new Concord road, and described as follows:
Beginning at a stake on the W. side of the Concord road, Glover's corner and runs thence N. 34 deg. W. 3.16 chains to a stone; thence S. 30 deg. E. 4 chains to a stone; thence S. 54 deg. E. 3.16 chains to a stake; Glover's corner; thence with road N. 30 deg. East 50 links to a stake, Julian's corner; thence S. 54 deg. E. 1.82 chains to a stake; thence N. 30 deg. E. 1 chain to a stake; thence N. 54 deg. W. 1.82 chains to a stake in road; thence N. 30 deg. E. 2.50 chains to the beginning, containing 1 and 1-2 acres, be the same more or less and known as the Fesperman lot. Upon the lot is located a small dwelling house.
Bidding will begin at \$198.00.
This September 19, 1932.
JOHN L. RENDLEMAN, SR.,
Commissioner.
Rendleman & Rendleman, Attys.
Sept. 30—Oct. 7.

NOTICE OF DISSOLUTION OF PARTNERSHIP
Notice is hereby given that the undersigned, heretofore doing business in Salisbury, North Carolina, as "Kenerly-Parker Company," have this day dissolved said partnership and Mr. Charles Parker has become the owner of all assets of the partnership and is entitled to the payment to him of all monies due said firm. Payment of the obligations of the firm has been assumed by Mr. Parker, to whom such accounts should be presented for payment.
This September 17th, 1932.
CHARLES PARKER
T. HERMAN KENERLY, L.
Sept. 25—Oct. 14.

NORTH CAROLINA
ROWAN COUNTY,
IN THE SUPERIOR COURT
Louise J. Glenn, Plaintiff,
Vs.
Mrs. R. D. Yowell and husband,
R. D. Yowell, Defendants.

NOTICE OF SERVICE BY PUBLICATION
The defendants, above named, will take notice that a summons in the above entitled action was issued against said defendants on the 13th day of September, 1932 by the Clerk Superior Court of Rowan County, North Carolina, for the sum of \$2,000.00 for the first cause of action due said plaintiffs for damages and injuries by reason of the automobile collision as set out in the complaint, and the sum of \$495.00 for the second cause of action due said plaintiff for actual damages resulting from said automobile collision as set out in complaint, which summons is returnable before the Clerk Superior Court of Rowan County, North Carolina, on the 14th day of October, 1932, at 9 o'clock, A. M.

The defendants will also take notice that a warrant of attachment was issued by said Clerk Superior Court of Rowan County, North Carolina, against the prop-

erty of the said defendants which warrant is returnable before the said Clerk at the time and place above named for the return of the summons, when and where the defendants are required to appear and answer or demur to the complaint or the relief demanded will be granted.
Dated this 13th day of September, 1932.
B. D. MCCUBBINS,
Clerk Superior Court.
Sept. 23—Oct. 14.

NOTICE OF RESALE OF THE L. R. PUTMAN PROPERTY ON "CONFEDERATE PARK."
Under and by virtue of an order of the Superior Court of Rowan County, N. C., made in the special proceeding entitled "J. F. Miller, Admr. C. T. A. of Mrs. L. R. (Cora B.) Putman vs. William Junkin and wife Margaret Junkin, Mildred Putman, Earle B. Putman and Billie Jutman," the same being No. 855 upon the Special Proceeding Docket of said court, the undersigned commissioner will, on the 15th day of October, 1932, at 12:00 o'clock M. at the courthouse door in Salisbury, N. C., offer for sale to the highest bidder, for cash, that certain tract of land or house and lot, lying and being in the North Ward of the City of Salisbury, on West Henderson Street and more particularly described as follows, to-wit:

One house and lot in the North Ward of Salisbury, N. C., situated on the southwest side of West Henderson Street; beginning at a stake in the southwest margin of Henderson Street, corner of lot No. 17 and runs thence with line of lot No. 17 in a southerly direction 153 feet to a stake; thence in a westerly direction 28 feet to the rear corner of lot No. 19, 159 feet to Henderson Street; thence in a southerly direction 75 feet to the beginning corner, comprising lot No. 18 on map No. 1 of the property of the Henderson heirs, called "Confederate Park." Said map duly recorded in office of the Register of Deeds in Book of maps page 20.
For back title see deed book No. 178 page 334 in the office of the Register of Deeds for Rowan County.
Bidding will commence at \$3-150.00.
This September 26th, 1932.
J. F. MILLER, commissioner.
Sept. 30—Oct. 14.

NOTICE TO CREDITORS
Having qualified as Administrator of the estate of James M. Earnhardt, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 15th day of September, 1933 or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.
This September 12th, 1932.
J. E. CORRELL, Admr. estate of James M. Earnhardt.
Rendleman & Rendleman, Attys.
Sept. 16—Oct. 21.

NORTH CAROLINA
ROWAN COUNTY,
NOTICE OF SALE UNDER MORTGAGE FORECLOSURE OF VALUABLE REAL ESTATE
Pursuant to the term and conditions of that certain mortgage, from John L. Rendleman, Jr., and wife, Marie A. Rendleman, to L. H. Clement, Trustee, dated the 8th day of December, 1925, and registered in Book of Mortgages No. 93, page 97, of Registry's Office, Rowan County, N. C., default having been made in the indebtedness for which said mortgage was given to secure, and for the protection of the holder of said indebtedness, the undersigned, will sell at Public Auction, for CASH, (or for terms duly announced at said sale), at the Courthouse door in Salisbury, N. C., on Monday, the 31st day of October, 1932, at 12:00 o'clock noon, after due advertisement as provided by said instrument or by law, the following property, to-wit:

Beginning at a stake on Marsh Street 150 feet from the N. corner of the intersection of Marsh and Church Streets; thence with line of Marsh Street N. 43 3-4 deg. W. 50 feet to a stake, J. D. Heilig's corner; thence with line of J. D. Heilig N. 46 1-4 deg. E. 66-2-3 feet to corner of J. D. Heilig and Marion Heilig Deas lots; thence parallel with the line of Marsh Street S. 43 3-4 deg. E. 50 feet to Marion Heilig Deas corner; thence parallel with Church Street Southwest 66-2-3 feet to the beginning corner on Marsh Street. The same being balance and westerly corner of the lot No. 13, as shown on the plot of lands of the late P. N. Heilig. See Special Proceeding book No. 4, page 149, in the Office of the Clerk of the Superior Court for Rowan County. Also see mortgage Trust Deed registered in book

No. 80, page 61, of the Register's Office of Rowan County. The foregoing lot being that portion of the lot 50 x 200 owned by P. A. Heilig.
For the above description see deed from W. E. McWhirter, Trustee, to John L. Rendleman, Jr., registered in deed book 180, page 216, Register's Office, Rowan County, N. C. Also deed of trust from John L. Rendleman, Jr., and wife, Marie A. Rendleman, to L. H. Clement, Trustee, recorded in book No. 93, page 97.
This sale will be left open for advance bid required by law.
Dated this 27th day of September, 1932.
L. H. CLEMENT, JR., Trustee
Sept. 30—Oct. 21.

MORTGAGE SALE OF REAL ESTATE
Pursuant to authority given in a certain mortgage deed of trust executed by Harvey Davis and wife, Odessa Davis, to T. G. Furr, dated January 16, 1924, and registered in the Register's office of Rowan county, in book of mortgages No. 89, page 26, default having been made in the payment of the note secured thereby, and request of foreclosure having been made by the holder of said note, the undersigned trustee will sell at public auction, to the highest bidder, for cash, at the courthouse door in Salisbury, N. C., on Monday, October 31, 1932, at 12 o'clock, noon, the following described real estate, to-wit:

Beginning at a stake on the S. side of Link Ave., corner to lot No. 67, 250 ft. from the West corner of the intersection of Link Ave. and Torrence street, and runs thence with Link Ave. S. 84 3-4 degs. W. 50 ft. to a stake, corner to lot No. 65; thence with the line of lot No. 65 S. 4 degs. W. 200 ft. to a stake; thence N. 87 3-4 degs. E. 50 ft. to a stake, corner to lot No. 67; thence with line of lot No. 67 N. 4 degs. E. 200 ft. to the beginning, being lot No. 66, Lord's Plot of the Merooney land, suburbs of West Salisbury, N. C.; for back title see deed recorded in book No. 133, page 396, Register's Office of Rowan County.
This Sept. 29, 1932.
T. G. FURR, trustee
P. S. Carlton, Attorney.
Sept. 30—Oct. 28.

MORTGAGE SALE OF REAL ESTATE IN SALISBURY TOWNSHIP
Pursuant to the terms and conditions of a certain mortgage deed of trust executed by John L. Rendleman, Jr., and wife, Marie A. Rendleman, to James H. Ramsey, trustee, dated July 7th, 1926, and registered in the Register's Office of Rowan county, in book of mortgages 93, page 158, default having been made in the payment of the note secured thereby, and request of foreclosure having been made by the holder thereof, the undersigned trustee, having been duly substituted trustee for the said James H. Ramsey, deceased, will sell at public auction, to the highest bidder, for CASH, at the courthouse door in Salisbury, N. C., on Monday October 31, 1932 at 12 o'clock, noon, the following described real estate, to-wit:

In the Great North Ward of the City of Salisbury, N. C., on the East side of Mocksville Avenue; beginning at a stake on the East side of said Avenue fifty-seven and one-half feet South of the East corner of the intersection of said Avenue with Grove Street; thence with Mocksville Avenue, in a Southerly direction, fifty-seven and one-half feet to a stake, corner of lot No. 3; thence with the line of lot No. 3, in an Easterly direction, one hundred and fifty feet to a stake on a 10 foot alley; thence in a Northerly direction with the line of said alley forty-one and one-half feet to a stake, corner of Arey lot; thence with Arey lot, in a Westerly direction, to the beginning, and being the property described in deed book 173, page 319, with the exception of lot conveyed by John L. Rendleman, Jr., and wife, Marie A. Rendleman to Arey Brick and Lumber Company.
E. H. HARRISON,
Substituted Trustee,
Walter Murphy and W. C. Coughenour, Attorneys.
Sept. 30—Oct. 28.

NOTICE TO CREDITORS
Having qualified as administrator of the estate of M. A. Powlas, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 2nd day of October, 1933, or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.
This September 29th, 1932.
A. E. MILLER,
Admr. of estate of M. A. Powlas.
L. A. Swicegood, Atty.
Sept. 30—Nov. 4.

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Having qualified as administrator of the estate of M. A. Powlas, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 2nd day of October, 1933, or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.
This September 29th, 1932.
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Admr. of estate of M. A. Powlas.
L. A. Swicegood, Atty.
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