

LEGAL NOTICES

NOTICE OF SALE OF REAL ESTATE

NORTH CAROLINA: ROWAN COUNTY:

Under and by virtue of the power and authority contained in that certain deed of trust executed by Ralph Ray Alexander, to the undersigned trustee, which said deed of trust is dated the seventh day of November, 1934, and recorded in book 123, at page 184, of the Rowan County Registry, default having been made in the payment of the indebtedness thereby secured and in the conditions therein secured, the undersigned trustee, will on Thursday, April 9, 1936, at or about twelve o'clock Noon, at the courthouse door at Salisbury, North Carolina, offer for sale and sell to the highest bidder for cash the following described property:

All that certain piece, parcel or tract of land containing one hundred and thirty six (136) acres, to be the same more or less, situate, lying and being on the road running by Centenary Church, about two miles South of Mt. Ulla, N. C., in Mt. Ulla Township, Rowan County, state of North Carolina, having such shapes, metes, courses and distances as will more fully appear by reference to a plat thereof made by J. F. Gamble, Surveyor, on November 16, 1926, and attached to the abstract now on file with the Atlantic Joint Stock Land Bank of Raleigh, the same being bounded on the North by the lands of A. E. Sherrill, deceased, estate; on the East by the lands of S. M. Hart (the James West place); on the South by the lands of D. I. Coble; and on the West by the lands of D. I. Coble and the A. E. Sherrill, deceased, estate, and being the identical tract of land conveyed by P. M. Barger and wife and others to John A. Gilbert on July 15, 1919, said deed being duly recorded in Book 154, page 79, in the office of the Register of Deeds of Rowan County, North Carolina, and also the tract of land conveyed by John A. Gilbert and wife, Maggie Gilbert to A. L. Starr, Trustee-P. M. Barger, on October 27, 1923, and registered in book 68, page 544, in the office of the Register of Deeds of Rowan County, North Carolina, to which reference is made for more complete description of the same.

Terms of sale cash and trustee will require deposit of 10% of the amount of the bid as his evidence of good faith.

This the seventh day of March, 1936.

JOSEPH L. COCKERHAM,
Trustee.

Robert Weinstein, Attorney,
Raleigh, N. C.
M-13-A3

STATE OF NORTH CAROLINA COUNTY OF ROWAN. IN THE SUPERIOR COURT

J. E. Correll, Administrator of C. D. Bostian

Viola Cade and husband, H. L. Cade, et al

NOTICE

The defendants, Viola Cade and husband, H. L. Cade and Costella Bostian will take notice that a civil proceeding entitled as above has been commenced in the Superior Court of Rowan County for the purpose of selling lands to make assets, in which proceeding the said defendants are necessary and proper parties, and the said defendants will further take notice that they are required to appear at the office of the Clerk of Superior Court of said county in the Court House in Salisbury, N. C., on Saturday, April 11th, 1936, and not later than ten days thereafter and answer or demur to the verified petition, or the plaintiff will apply to the court for the relief demanded in said petition.

This March 10th, 1936.

B. D. McCUBBINS,
Clerk Superior Court Rowan County.

Rendleman & Rendleman, Attys.
M-20-A10

MORTGAGE SALE OF REAL ESTATE

Pursuant to the provisions of a certain mortgage deed of trust executed by C. H. Shepherd and wife, Elizabeth C. Shepherd to Charlie L. Hodge, Trustee and Mortgagee, dated June 17th, 1925, and recorded in the office of Register of Deeds of Rowan county in book of mortgages No. 94, page 39, default having been made in the payment of the indebtedness therein secured, the undersigned, Trustee and Mortgagee, will expose for sale, at public auction for cash, at the courthouse door in Salisbury, N. C., on Saturday, April 11th, 1936, at the

hour of 12 M., the following property, lying in Morgan Township, and described as follows:

"Beginning at a stone at a hickory on old line; thence North 21.06 chains to a post oak; thence West crossing the road 26 chains to a white oak on Jessie Hodge's line; thence South 21.06 chains to a pile of stones on old line; thence a new line South 87.5 deg. East 25.55 chains to the beginning, containing 54.75 acres by old survey, be the same more or less. For back title see deed from Joseph A. Trexler and wife, to Chas. H. Shepherd, registered in book No. 118, page 452.

There is 45,000 or 50,000 feet of oak and pine timber located on said lands.

This March 10th, 1936.
CHARLES L. HODGE,
Trustee and Mortgagee.
Rendleman & Rendleman, Attys.
M-20-A-10.

NOTICE OF SALE

By virtue of authority vested in me, in a certain deed of trust executed by John S. Ketchie and wife, Ruth Ketchie, dated the 25th day of April 1930, and recorded in the Register of Deeds office for Rowan County, in record of mortgages Book No. 116, page 272, the condition of which have not been complied with, I will sell, at public auction, at the Court House door in Salisbury, N. C., to the highest bidder for cash, on Monday, April 20th, 1936, at 12:00 Noon, the following described property:

Lying and being in Providence Township, Rowan County and about one mile from Marvin Church, bounded as follows: BEGINNING, at a stake in the public road in Mrs. Lillie Lyster's line and runs with the center of the road N. 6 E. 84.7 feet to a stake in branch, center of the road; thence with center of branch S. 40 W. 60 feet; thence N. 45 W. 418 feet to a stake in branch, center of ditch; thence with road S. 4 W. 685 feet to a stake in branch; thence up the branch S. 50 W. 392 feet to a stake in Mahaffey's line; thence S. 83 E. 625 feet to the BEGINNING, containing 8 1-2 acres more or less.

This March 17th, 1936.
B. L. PHILLIPS, Trustee.
W. S. Bogle, Atty., Concord, N. C.
M-27-A-17

NOTICE OF SALE

Under and by virtue of the terms of an order of the Superior Court of Guilford County, North Carolina, in an action pending therein entitled "In the Matter of Liquidation of the North Carolina Bank and Trust Company", the undersigned Gurney P. Hood, Commissioner of Banks of the State of North Carolina, ex rel North Carolina Bank and Trust Company, will on the 15th day of April, 1936, at twelve o'clock noon, offer for sale at the East door of the Court House in the City of Greensboro, Guilford County, North Carolina, at public auction for cash the following described property, to-wit:

All of the outstanding common stock of the Southeastern Realty Company, a corporation organized and existing under the laws of the State of North Carolina, the same being 2146 shares, represented by certificates numbered 28, 29, 30, 33, 38, 39, 40, 41 and 42.

This sale will be made subject to confirmation, or rejection by the Superior Court of Guilford County, North Carolina, and subject to the following terms and conditions, to-wit:

- (a) That any and all outstanding liens, including taxes and assessments, against the eleven bank and office buildings of the Southeastern Realty Company, located as follows, to-wit: 3 in Greensboro, 2 in Monroe, 2 in Tarboro, 1 in Burlington, 1 in Raleigh, 1 in Wilmington and 1 in Spencer, will be satisfied and cancelled of record.
- (b) That the Southeastern Realty Company shall be at that time the owner in fee simple of a good and marketable title to each of the eleven bank and office buildings above referred to, subject only to such encumbrances as are to be paid out of the proceeds of the sale as above provided for.
- (c) That an audit of the affairs and condition of the Southeastern Realty Company as of the date of the confirmation of the sale will not reflect any decrease of assets since the audit prepared by A. M. Pullen and Company, Certified Public Accountants, as of December 31, 1935.
- (d) That no bid will be received or acknowledged unless accompanied by a certified or cashier's check in a sum not less than

\$150,000.00, as evidence of the bidder's good faith and financial responsibility.

This the 18th day of March, 1936.

GURNEY P. HOOD,
Commissioner of Banks of the State of North Carolina, Ex Rel North Carolina Bank and Trust Company.
Brooks, McLendon & Holderness, Attorneys, Greensboro, N. C.
A-3-10.

SALE OF VALUABLE FARMING LANDS

Pursuant to the provisions of a certain Mortgage Deed of Trust executed by J. W. Connell and wife, Fannie Connell to Paul F. Stirewalt, Trustee and Mortgagee, dated March 19th, 1921 and recorded in Book of Mortgages No. 76, page 20, Register's office of Rowan County, default having been made in the payment of the indebtedness therein secured, the undersigned, Trustee and Mortgagee, will expose for sale at the court house door in Salisbury, N. C., on Saturday, April 25th, 1936, at the hour of 12 M., the following tract of land situate in Litaker Township, Rowan County, and described as follows:

Beginning at a stake and runs thence South 3 deg. West 7.75 chains to a stake, corner of lot No. 3; thence East 16.10 chains to a stake, corner of lot No. 3; thence North 7.75 chains to a stake; thence North 88 deg. West 16.10 chains to the beginning, containing 12 1/2 acres, more or less. For back title, see deed from H. T. Graeber and others to Daniel T. Roseman, Book No. 106, page 374 in the office of the Register of Deeds for Rowan County.

This March 19th, 1936.
PAUL F. STIREWALT,
Trustee and Mortgagee
Rendleman & Rendleman, Attys.
A-3-24.

NOTICE OF SALE OF REAL ESTATE

NORTH CAROLINA: ROWAN COUNTY:

Under and by virtue of the power and authority contained in that certain deed of trust executed by Jane Lyster Corl and husband, J. R. Corl, to the Atlantic Bank and Trust Company, trustee, which said deed of trust is dated the twenty-first day of April 1928, and recorded in Book 106, Page 537, of the Rowan County Registry, default having been made in the payment of the indebtedness thereby secured and in the conditions therein secured, the undersigned substituted trustee by instrument recorded in Book 229, Page 85, Rowan County Registry, will on Tuesday, April 28, 1936, at or about twelve o'clock Noon, at the courthouse door at Salisbury, North Carolina, offer for sale and sell to the highest bidder for cash the following described property:

All that certain piece, parcel or tract of land situate, lying and being in Providence Township, Rowan County, North Carolina, one mile East from Rockwell, and described as follows:

Beginning at a stone in the road, C. A. Lyster's corner on the line of the property of the D. M. Lysterly estate; and runs thence with C. A. Lyster's line North 85 degrees West 15 chains to a stone, James Holshouser's corner; thence with Holshouser's line North 5 1-2 degrees East 21.35 chains to a stone, Jasper Weaver's corner; thence with Weaver's line South 85 1-2 degrees East 10.44 chains to a black oak stump; thence North 5 1-2 degrees East 18.82 chains to a stone, Trexler's corner; thence with Trexler's line South 85 1-2 degrees East 4.70 chains to a hickory, corner to the property of the D. M. Lysterly estate; thence with the line of said property South 5 1-2 degrees West 40.62 chains to the beginning, containing forty (40) acres, more or less, and being the same property as conveyed to Jane Lyster Corl by C. A. Lyster et al by deed dated January 23, 1928, and recorded in Book 201, Page 74, office of Register of Deeds of Rowan County.

Terms of sale cash and trustee will require deposit of 10% of the amount of the bid as evidence of good faith.

This the twenty-eighth day of March, 1936.

H. E. STACY,
Substituted Trustee.

NOTICE OF SALE OF REAL ESTATE

NORTH CAROLINA: ROWAN COUNTY:

Under and by virtue of the power and authority contained in that certain deed of trust executed by John Mitchell and wife, Roxie Mitchell, to the Atlantic Bank and Trust Company, trustee, which said deed of trust is dated the twenty-third day of March, 1928, and recorded in Book

106, Page 411, of the Rowan County Registry, default having been made in the payment of the indebtedness thereby secured and in the conditions therein secured, the undersigned substituted trustee by instrument recorded in Book 229, Page 86, Rowan County Registry, will on Tuesday, April 28, 1936, at or about twelve o'clock noon, at the courthouse door at Salisbury, North Carolina, offer for sale and sell to the highest bidder for cash the following described property:

All that certain piece, parcel or tract of land located in Steele Township, Rowan County, North Carolina, adjoining the lands of Amanda File Trexler, Mrs. Hill, Withrow's Creek, Harrison Walker, H. L. Hoffner, and described and bounded as follows:

Beginning at an iron wood on the bank of Withrow's Creek; and runs thence North 21.85 chains to a stake with Hiram Walker's line; thence West 15.40 chains to a stake, M. L. Hoffner's line; thence with M. L. Hoffner's line North 3 degrees West 10.52 chains to a stake, M. L. Hoffner and Amanda Trexler's corner; thence with Amanda Trexler's line South 89 1-2 degrees East 52.10 chains to a dogwood, Mrs. Hill's and Amanda Trexler's corner; thence with Mrs. Hill's line South 10 deg. East 13.80 chains to a stake on the bank of Withrow's creek; thence with the meanderings of the said Withrow's Creek to the beginning, containing ninety four (94) acres, more or less, and being Lots Nos. four and five in the division of the lands of Miles A. File and described in deed from Geo. Fink and wife to John Mitchell, dated July 13, 1916, and registered in Book of Deeds for Rowan County, North Carolina, No. 142, Page 222.

Terms of sale cash and trustee will require deposit of 10 per cent of the amount of the bid as evidence of good faith.

This the 28th day of March, 1936.

H. E. STACY,
Substituted Trustee.

NOTICE OF SALE OF REAL ESTATE

NORTH CAROLINA: ROWAN COUNTY:

Under and by virtue of the power and authority contained in that certain deed of trust executed by K. W. Umberger, unmarried, and S. E. Umberger, widow, to the Atlantic Bank and Trust Company, trustee, which said deed of trust is dated the thirteenth day of April, 1927, and recorded in Book 102, Page 371, of the Rowan County Registry, default having been made in the payment of the indebtedness thereby secured and in the conditions therein secured, the undersigned substituted trustee by instrument recorded in Book 229, Page 89, Rowan County Registry, will on Tuesday, April 28, 1936, at or about twelve o'clock Noon, at the courthouse door at Salisbury, North Carolina, offer for sale and sell to the highest bidder for cash the following described property:

All those two certain pieces, parcels or tracts of land situate, lying and being in Rowan County, State of North Carolina, and more particularly described as follows:

FIRST TRACT: Located in Mt. Ulla Township; Beginning at a stone, Hart and B. B. Miller's corner, and runs thence with B. B. Miller's line North 19 degrees East 1191 feet to a stake; thence a new line South 88 degrees West 1246 feet with the line of Mt. Ulla High School property, and the property of Umberger to a stake; thence North 2 deg. West 390 feet to a stake, thence North 42 deg. East 227 feet to a stake; thence North 5 deg. West 210 feet to a stake in the center of the Sherrill's Ford Road; thence with the center of the said road East 680 feet to a stake; thence South 5 degrees East 780 feet to a stake; thence North 88 degrees East 376 feet to a stake on B. B. Miller's line; thence with said B. B. Miller's line North 19 deg. East 162 feet to a stone; thence North 33 deg. East crossing the Sherrill's Ford Road 930 feet to a stake; thence North 60 deg. East 363 feet to a stake; thence North 32 deg. East 125 feet to a stake on the railroad; thence with the railroad North 39 deg. East 89 feet to a stake; thence North 53 deg. East 297 feet to a stake; W. E. Graham's corner; thence with W. E. Graham's line South 89 deg. West 1402 feet to a water oak; J. K. Goodman's corner; thence with J. K. Goodman's line South 6 deg. West 668 feet to a stake; thence South 89 deg. West 246 feet to a pine stump; thence South 65 1-2 deg. West 858 feet, crossing the railroad and the Sherrill's Ford Road to a stake; thence South 3 deg. West 1699 feet to a stake on Hart's line; thence with Hart's line South 88 1-2 degrees East 660 feet to a stone; thence

North 82 3-4 deg. East 897 feet to the beginning, containing ninety (90) acres, and being a part of the property conveyed to C. W. Umberger and wife, S. E. Umberger by J. L. Cowan and wife by deed dated November 1, 1899, and recorded in Book 85, Page 596, office of Register of Deeds for Rowan County, North Carolina: From the above description there is excepted their right-of-way of the Southern Railway Company over and upon the same.

SECOND TRACT: Located in Steele Township; Beginning at a post oak, M. L. Hoffner and M. C. Redman's corner, and runs thence with M. C. Redman's and R. C. Stewart's line; crossing the County Road S. 88 1-2 deg. East 49.50 chs. to a stone; thence S. 9 deg. E. 16 chs. to a stone, Jno. Mitchell's corner; thence with Jno. Mitchell's line N. 87 1-2 deg. W. 51.10 chs. crossing the County Road to a stone; John Mitchell's corner on M. L. Hoffner's line; thence with M. L. Hoffner's line N. 2 1-2 deg. W. 15.13 chs. to the beginning containing 77 acres more or less, and being the second and third tracts as conveyed by G. A. File and wife and A. J. Trexler, to K. W. Umberger by deed dated February 25, 1925.

Terms of sale cash and trustee will require deposit of 10 per cent of the amount of the bid as evidence of good faith.

This the twenty-eighth day of March, 1936.

H. E. TRACY,
Substituted Trustee.

MORTGAGE SALE OF REAL ESTATE

By virtue of authority contained in a certain mortgage deed of trust, dated June 18, 1930, and registered in the Register's Office of Rowan County in Book of Mortgages No. 116, page 82, from Zeb V. Fisher and wife, Mary M. Fisher, to Walter H. Woodson, Sr., Trustee, 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, APRIL 27, 1936, at 12 o'clock, Noon, the following described real estate, to-wit:

On and near the State and National Highway about five miles South of Salisbury and near Sumner Siding, and being lots Nos. 1, 2,—lying on the East side of the State Highway and between the State Highway and the double tracks of the North Carolina Railway Company;

Also lots Nos. 17 and 20, facing said State Highway and being on the West side of said State and National Highway.

Also lots Nos. 34, 39, 40, 41, 43 and 44 facing Crosby Street and on the Western side of the State and National Highway and one block below said highway on Crosby Street.

All of said lots appear upon the Map of the property of Zeb V. Fisher, Sumner, Rowan County, North Carolina, survey by N. A. Trexler, C. E., Salisbury, N. C., July 28, 1923, the property laid off and shown upon said Map being known as Sumner Heights. For back title see Deed from Mrs. Lettie S. Owens to Zeb V. Fisher and J. F. Fisher, Deed Book No. 165, page 79; also deed from J. F. Fisher to Zeb V. Fisher for the undivided one-half interest of the J. F. Fisher's in and to said property; see Deed Book No. 172, page 202.

The above property will be sold subject to any mortgages or liens against said property except taxes.

This 25th day of March, 1936.
WALTER H. WOODSON, SR.,
Trustee.

T. K. Carlton, Attorney.
A-3-24

STOP WORK ON CANAL

Philadelphia—More than 2,100 men employed on the Chesapeake and Delaware canal improvement and Delaware canal improvement relief funds for the project are exhausted, the U. S. district engineers' office said. There will be no interference with the dredging work, which is being done by contractors and financed by a separate appropriation.

Buy In "Greater Salisbury".

Bank Awarded \$30,000 From Two N. Y. Estates

Raleigh—Gurney Hood, State bank commissioner, got two checks from New York totalling \$30,000 in payment of stock assessments due the defunct Page Trust company by the estate of the late President Theodore Roosevelt and Robert T. McCoon, an employee of Roosevelt and Son.

The bank commissioner won litigation in New York state in which the Roosevelt interests fought the assessments.

"We are making every effort to pay another dividend to the depositors of the Page Trust company, and the collection of these funds will be of great assistance," Hood said.

Cannon Mills Company Reports Large Profit

Concord—Cannon Mills company, composed of plants in Concord, Salisbury, Kannapolis, China Grove, Rockwell and York, S. C., showed a net operating profit of \$4,539,517.73 for 1935, according to the annual report to stockholders, made public.

The gross profit from operations was \$7,563,719.97 and the net income for the year was \$3,271,587.61, the report shows.

The company's earned surplus at the close of the year was shown to be \$11,556,303.70. At the beginning of the year this surplus was \$10,326,410.79. Dividends paid to stockholders during the year totaled \$1,975,556,577.

Current assets of the company are listed at \$41,240,556.97, including a plant property valuation of \$24,883,803.97. Liabilities, including the earned surplus are also listed at \$24,240,056.97.

The annual meeting of the stockholders of the company will be held in the main offices at Kannapolis on Tuesday, April 14, at 2 o'clock.

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