

Notice of Sale

By virtue of the powers of sale contained in a mortgage deed executed by Broad River Lumber Company (a corporation) to J. Middleby, Jr., on the 17th day of December, 1906, and recorded in the Register's office for Rutherford county, in Book N. of Real Estate Mortgages, at page 578, the undersigned Middleby, of Malden, Mass., assignee and devisee of J. Middleby, Jr. deceased, and J. P. McCarthy, of Boston, Mass., and Milton A. Gherst, of Reading, Pa., executors of the late Joseph Middleby, Jr., deceased, will, on

MONDAY, OCTOBER 14TH, 1912, sell at public auction, for cash, at the court house, in Rutherfordton, N. C., all the following described tracts of land, lying in the counties of Rutherford, Cleveland, Burke and McDowell, in the State of North Carolina.

The First Tract—Situate on the waters of Second Broad river and Conway's creek, Big Camp creek, Little Camp creek and Cane creek, beginning on a sourwood, Nancy McDaniel's corner, and runs with her line north 63° west 47 poles to a sourwood; then south 60 1/2 degrees west 44 poles to a hickory; then south 32 1/2 west 45 1/2 poles to a B. O.; then south 16 1/2 east 60 poles to a pine, Beatty's line; then with his line north 58 west 57 poles to a chestnut oak; then south 32 1/2 west 156 poles to a stone and pointers, Beatty's and Watson's corner; then south 57 1/2 east 58 poles to a stake and pointers; then south 57 west 84 poles to a stone and pointers in the old Goforth line; then with Goforth's line north 33 west 12 poles to a stake; then with his line north 15 1/2 west 60 poles to a stake, his corner; then south 59 1/2 west 80 poles to a stake, Morehead's corner; then south 22 1/2 east 32 poles to a stone in Clement's line; then south 53 1/2 west 152 poles to a stake in the patent line; then with said line north 13 east 90 poles to a black gum, the patent corner; then north 88 1/2 west 193 1/2 poles to a stake, the patent corner; then south 12 west 269 poles to a chestnut oak, Johnson's corner; then with his line north 29 1/2 west 18 poles to a hickory; then north 14 west 92 poles to a stone; then north 88 1/2 west 18 poles to a stake; then north 5 1/2 west 72 poles to a black oak; then north 36 east 49 1/2 poles to a stake; then north 1 west 40 poles to a stake; then north 89 1/2 west 9 1/2 poles to a stake; then north 56 1/2 west 135 1/2 poles to a stake; then south 33 1/2 west 37 1/2 poles to a stake; then south 56 1/2 west 33 1/2 poles to a hickory; then north 23 1/2 west 10 poles to a chestnut oak; then south 56 1/2 west 52 poles to a maple; then south 13 1/2 east 20 poles to a stone; then south 8 1/2 west 67 poles to a poplar; then south 3 east 158 poles to a sourwood in Biggerstaff's line; then south 50 1/2 west 64 poles to a pine; then north 44 1/2 west 42 1/2 poles to a white oak stump; then south 35 west 22 poles to a heap of stones; then south 11 1/2 east 78 poles to a stake and pointers; then south 53 east 63 1/2 poles to a chestnut stump, Biggerstaff's corner; then south 22 1/2 west 43 poles to a pine, his corner; then 48 1/2 west 21 1/2 poles to a stake, Watson's corner; then north 73 west 128 poles to a chestnut oak; then south 25 west 76 poles to a chestnut oak in Forney's line; then north 59 1/2 west 104 1/2 poles to a chestnut oak, Logan's corner; then with his line north 15 1/2 west 125 poles to a chestnut, Largent's corner; then with said line north 2 east 97 1/2 poles to a stake; then north 87 1/2 west 97 1/2 poles to a black oak, Reid's and Deck's corner; then with their line north 12 east 52 poles to a black oak; then north 21 1/2 west 66 poles to a pine, under a cliff; then north 75 1/2 east 10 poles to a stake; then north 14 1/2 east 146 poles to a red oak; then south 52 1/2 east 20 poles to a white oak, their corner; then south 42 1/2 east 180 poles to a heap of stones; then north 47 1/2 east 100 poles to a stake; then north 61 1/2 west 168 poles to a stake; then north 22 1/2 east 167 poles to a stake; then north 57 1/2 west 100 poles to a heap of stones; then south 10 west 54 poles to a stake; then north 49 1/2 west 18 1/2 poles to a stake; then south 32 1/2 west 136 poles to a stake; then north 87 1/2 west 20 poles to a stake; then south 2 1/2 west 65 poles to a stake; then south 12 1/2 west 144 poles to a stake; then south 77 1/2 east 33 poles to a black gum; then south 3 west 60 poles to a post oak in Barnes' line; then with it north 65 1/2 west 118 1/2 poles to a dogwood in Weaver's line; then with it north 2 east 77 poles to a hickory near a cliff; then north 84 west 217 poles to a stake in Nanny's line; then with it north 12 1/2 east 35 poles to a white oak and dogwood; then north 81 west 7 poles to a P. O.; then north 17 1/2 east 143 poles to a stone, Nanny's corner; then north 16 1/2 east 53 poles to a stake, J. Largent's line; then with it north 64 east 42 poles to an oak stump, his corner; then north 31 1/2 east 213 poles to a stake in the old Burke and Rutherford county lines; then with it south 87 1/2 east 408 poles to a stone, corner of sale to Early; then with line of same south 1 west 148 poles to a heap of stones on top of the mountain; then south 76 east 200 poles to a stake in Smalley's line; then with it south 2 1/2 west 17 poles to a stake; then south 87 1/2 east 80 poles to a stake; then north 2 1/2 east 100 poles to a stake; then south 87 1/2 east 100 poles to a stake; then south 2 1/2 west 100 poles to a stake; then south 87 1/2 east 40 poles to a stake; then north 2 1/2 east 160 poles to a stake; then north 87 1/2 east 80 poles to a stake; then north 2 1/2 east 60 poles to a stake in the old county line; then with it south 87 1/2 east 504 poles to a heap of stones in McDaniel's line; then with it to the beginning, containing three thousand, five hundred and eight and one-half acres, more or less, except-

ing from the above boundaries 52 acres conveyed by grant to Thomas Reid, December 7th, 1832, and also that part of the Lookadoo land that is within the above boundary.

Second Tract—Lying on Listenberry Mountain in Rutherford county, beginning on a chestnut on the east side of the mountain, Crow's and Gamble's corner; and runs with Crow's line south 87 1/2 east 100 poles to a pine stump in Water's line; then with Water's line and Mooney's line south 57 poles to a stake in Proctor's line; then with it west 70 poles to B. O. Proctor's corner; then with his line south 24 west 70 poles to a sourwood and pointers; then with his line south 88 east 116 poles to Water's corner; then with his line south 63 3/4 east 115 poles to a chestnut oak on the south side of Ridge road; then with his line north 58 1/2 east 49 poles to a Locust, Moss's corner; then with his line south 60 east 76 poles to a chestnut oak; then north 60 east 24 1/2 poles to a maple, Bass's corner; then with his line south 35 1/2 east 43 poles to a Spanish oak, Morrison's corner; then with his line north 80 west 111 poles to a stake and pointers; then south 24 west 56 poles to a stake and pointers in his field; then south 72 1/4 east 107 1/2 poles to a B. O., in Jackson's line; then with it south 47 1/2 west 26 poles to a B. O.; then south 30 west 48 poles to a stake, corner of sale to Tessener; then with line of same south 18 east 200 poles to a stake; then south 33 1/4 west 20 poles to a heap of stones; then south 2 1/2 west 34 poles to a hickory; then south 57 1/2 east 76 poles to a stake in patent line; then south 64 west 71 poles with the patent line to a dead pine, patent corner; then with the patent line north 26 1/2 west 83 1/2 poles to a stake; then south 82 1/2 west 123 poles to a stake, Swezy's corner; then north 36 west 43 poles to a gum, patent corner; then north 21 1/2 west 84 poles to a W. O., Price and Towery's corner; then with Towery's line south 88 east 67 1/2 poles to a maple; then north 2 east 155 1/2 poles to a B. O., his corner; then north 2 east 16 2/3 poles to a stone, his corner; then north 88 west 64 poles to a stake and pointers; then south 4 poles to a chestnut; then north 87 west 44 1/2 poles to a black gum, Crow's corner; then north 19 3/4 west 63 poles with Crow's line to a chestnut oak; then north 72 west 60 poles to a black oak; then south 64 west 39 poles to a black gum and W. O.; then south 89 west 18 poles to a W. O. and 3 pines, Walker's corner; then north 1 1/2 east 67 poles to a pine knot, his corner; then north 87 1/2 west 160 poles with Walker's and Lee's line to a W. O., in Getty's line; then north 2 1/2 east 6 poles to a chestnut oak, his corner; then with his line north 57 west 98 poles to a Spanish oak, his corner; then with his line south 3 west 70 poles to a stake in patent line; then with it south 83 3/4 west 122 poles to a Spanish oak stump, near Fortnane's P. O. corner; then with patent line south 87 east 85 poles to a stake and pointers, Mooney's corner; then with his line north 81 west 39 poles to a stone, his corner; then south 17 1/4 west 48 poles to a sourwood; then south 36 east 90 poles to a pine, Mooney's corner, in the patent line; then with the patent line north 42 west 162 poles to a Spanish oak; then north 28 east with the patent line 80 poles to a chestnut by a large gum; then north 33 3/4 east 124 poles to a pine; then south 56 east 128 poles to a stake; then south 6 east 10 poles to a stake in Melton's line; then with it north 83 1/3 east 45 1/2 poles to a stone in the gap of the mountain; then north 5 east 86 1/2 poles to a small chestnut on the west side of a hollow; then north 56 east 48 poles to a chestnut; then north 15 east 29 poles to a W. O. Gamble's corner; then with his line south 12 west 80 poles to a stake by a maple; then north 70 east 140 poles to a stake and pointers on the south side of Listenberry Knob; then north 2 east 40 poles to a flint rock and pointers; then south 59 east 32 poles to a B. O. and chestnut oak; then north 30 1/2 east 36 poles to pointers in Gamble's line; then with it south 9 east 10 poles to a dogwood, his corner; then south 87 1/2 east 120 poles to the beginning, excepting 60 1/2 acres from the above boundary surveyed to B. E. Rollins and now occupied by William Melton.

Third Tract—Lying on the waters of First Broad river, and being a part of patent 1027, in Rutherford and Burke counties, beginning on a W. O., the beginning corner of Terry's, formerly Vincent's land, and runs with said line north 51 east 175 poles to a broken post W. O.; then south 40 east with Terry's line, 88 poles to a B. O.; then south 50 west 44 poles to a hickory; then south 49 1/2 east 73 poles to a chestnut and pointers; then south 1 east 51 poles to pointers on the east side of the creek; near the foot of the shoals, G. Garley's corner; then with his line south 20 1/4 east 128 poles to a pine; then south 88 east 133 poles to a stake; then south 71 east 72 poles to a stone in the patent line; then with it north 63 east 116 poles to a hickory, patent and Joseph Whistant's corner; then with Whistant's line south 26 1/2 east 129 poles to a stone pile and pointers; then south 78 1/2 east 35 1/2 poles to a W. O., Grayson's corner; then north 63 east 65 poles to a gum, his corner; then with his line south 65 1/2 east 117 poles to a stone pile on the spur of Oakly Knob; then south 56 1/2 west 69 poles to an ash, Grayson's corner on the northwest bank of small branch; then south 31 west 72 poles to 2 W. O.s; then south 4 west 68 poles to a W. O. stump and pointers on top of a steep bank; then east 73 poles to a Spanish oak at the patent corner in McGrayson's line; then north 36 1/2 east 11 poles to a chestnut oak McGrayson's corner; then with his line north 2 1/2 east 50 poles to a stone and pointers; then north 26 1/2 east 20 poles to a stone pile and pointers in head of a hol-

low; then north 43 1/2 east 60 poles to a stake; then south 87 1/2 east 100 poles to a stake; then south 2 1/2 west 65 poles to a stake and pointers on north side of Wolfpen mountain; then north 87 1/2 west 40 poles to a stone and pointers; then south 2 1/2 west 50 poles to a stake; then south 49 1/2 east 52 poles to a sourwood; James Simm's corner; then with his line south 79 1/2 east 4 poles to 2 chestnut stumps, patent corner; then with Simm's and patent line north 64 1/2 east 77 poles to a Spanish oak, patent corner, and also Black's and Simm's corner; then with the patent line north 70 west 39 poles to a B. O., Black's corner; then north 2 1/2 east 144 poles to a black oak; then south 84 1/2 east 139 poles to a W. O. Rachael Black's corner; then with her line south 17 east 34 poles to a pine, Terry's corner; then with his line east 128 poles to a small red oak; then south 5 1/2 east 45 1/2 poles to pointers on top of ridge; then south 25 west 25 poles to a stone pile and pointers; then south 73 1/2 west 103 poles to a white pine in R. Black's line; then with her line south 15 east 21 poles to a stone in her line; then north 88 east 5 poles to a pine at W. O., corner of patent; then with patent line south 35 1/2 east 110 poles to a black oak; then with the patent line south 71 1/2 east 141 poles to a stake and pointers in John Melton's line; then with Melton's line north 22 east 116 poles to a stone pile, his corner; then south 87 1/2 east 139 poles to a stake and pointers; then with Melton's line south 2 1/2 west 119 poles to a black gum, his corner; then south 41 east 121 poles to a black gum, J. H. Jones' corner; then with Jones' line south 45 east 128 poles to a dogwood and pointers; then with Jones' line north 70 east 54 poles to a Spanish oak stump, Crow's corner in Jones' line; then with Jones' line north 3 east 87 poles to a rock pile on point of ridge; then with Jones' line south 57 1/2 east 47 poles to a stake, D. Tessiner's corner; then with his line north 90 poles to a stake, his corner; then with his line east 80 poles to a black gum; then with Tessiner's line south 106 poles to a stake, Crow's corner; then with Crow's line south 56 1/2 east 10 poles to a sourwood stump, patent corner; then with Crow's line south 18 1/2 east 60 poles to a pine, Crow's corner; then south 69 east 42 poles to a hickory; then south 31 east 19 1/2 poles to a stone pile, A. M. Buff's corner; then with his line south 32 east 120 poles to a sweet gum, on south bank of a branch; then with line of sale to A. Brackett, north 67 1/2 east 86 1/2 poles to a W. O.; then with Melton's line north 57 1/2 west 38 poles to a stone pile; then north 12 1/2 west 24 1/2 poles to a pine on the mountain; then north 63 1/2 east 15 1/2 poles to a black oak on top of the mountain; then north 43 1/2 east 78 1/2 poles to a hickory; then north 57 1/2 west 10 poles to a W. O., Queen's corner; then with his line north 52 1/2 west 178 poles to 2 maples, Queen's corner; then north 41 west 22 poles to a pine knot; then north 58 east 72 poles to a stake and pointers; then south 44 1/2 east 74 1/2 poles to a stake; then north 63 east 63 poles to a chestnut oak on a ridge; then south 70 1/2 east 32 1/2 poles to a B. O.; then north 84 east 95 poles to a hickory; then north 12 east 81 poles to a poplar stump, a Gerald's corner; then with his line north 86 west 57 poles to a stone, his corner; then with his line north 3 east 47 poles to a stake, his corner; then with his line north 89 west 98 poles to a chestnut, his corner; then with his line north 1 1/2 east 88 1/2 poles to a chestnut oak, his corner; then with his line north 81 east 104 poles to a B. O., his beginning corner; then north 33 west 300 poles to a small chestnut north 7 west from pts. in Briar creek; then south 77 1/2 west 300 poles to a stake and pointers in M. S. Towery's line; then with his line south 38 east 11 poles to a B. O. stump and pointers; then with his line north 22 1/2 east 46 poles to a pine near his house; then south 81 west 21 poles to a sourwood on the north west bank of branch; then south 36 west 87 poles to a stone in Gerald's line; then south 54 east 6 poles to a stone, his corner; then with his line south 33 east 34 poles to a stone, corner of sale to Nolin; then south 20 1/2 east 132 poles to a stone and pointers; then south 69 1/2 west 78 1/2 poles to a large poplar on the south bank of the large chestnut; then north 57 west 58 poles to a small chestnut; then north 9 east 41 1/2 poles to a W. O., Jones' corner; then with his line north 41 1/2 west 94 poles to a stone pile; then north 52 east 22 1/2 poles to a Spanish oak; then north 54 west 81 poles to a stake and pointers on the south side of the mountain; then north 33 east 95 poles to a stone pile, Gerald's beginning corner; then north 61 1/2 east 10 poles to a chestnut, Murray's corner; then with his line north 49 west 161 poles to a stone on the southeast side of the mountain; then with Murray's line north 43 1/2 east 48 poles to a small locust; then north 39 west 117 poles, Smart's corner; then with his line south 56 west 117 poles to a stake and pointers, his corner; then north 67 west 2 poles to a Lynn, Hunt's corner; then south 3 1/2 west 170 poles to a stone pile near some large rocks; then north 87 1/2 west 35 poles to a stake and pointers; then south 2 1/2 west 132 1/2 poles to a stake and pointers; then west 84 poles to a W. O., Black's corner; then north 8 west 131 poles to a dogwood, Hunt's corner; then south 51 west 10 1/2 poles to a Spanish oak; then north 43 west 38 poles to a stake and pointers; then north 81 1/2 west 96 poles to a heap of stones and pointers; then north 2 1/2 east 80 poles to a chestnut; then north 83 1/2 west 100 poles to a B. O.; then north 14 1/2 west 76 poles to pointers; then north 87 1/2 west 15 poles to a dogwood; then north 1 1/2 east 42 poles to a large black gum, James Hunt's corner; then south 87 1/2 west 59 poles to a chestnut (down); then north 11 1/2

west 72 poles to a chestnut; then north 70 west 40 poles to a stake and pointers; then north 12 west 40 poles to a locust; then with Hunt's line north 89 east 128 poles to a chestnut; then with his line north 30 poles to a W. O.; then with his line east 44 poles to a stake; then north 1 west 476 poles to a stake in the Deep Gap, the corner of Burke and Rutherford counties; then with the county line south 62 west 58 poles to a hickory and a black oak; then south 13 west 26 poles to a chestnut oak; then south 45 west 28 poles to 3 chestnuts; then south 82 west 84 poles to a chestnut oak; then north 65 west 108 poles to 3 chestnuts; then south 78 west 116 poles to a B. O.; then south 30 west 48 poles to a chestnut, then south 5 west 60 poles to a hickory on Little Silver Creek Knob, then south 130 poles to a stake on top of Big Silver Creek Knob, then with the various courses of the county line to a stake standing north 80 west 10 poles from the beginning corner, then south 89 east 10 poles to the beginning, containing six thousand four hundred and twenty-six acres, more or less, exclusive of the 674 acres contained in the following described 6 tracts, which are not included and not intended to be sold under this mortgage, the same having been bought by other parties before the Broad River Lumber Company bought said land, and described by metes and bounds in said mortgage deed.

Fourth Tract—A tract and parcel of land lying in Rutherford county, North Carolina, on the waters of First Broad river, containing 220 acres, more or less, and more fully and particularly described in a deed from David Gallert et al. to the Golden Valley Hydraulic Mining Company, dated July 5th, 1889, and recorded in Book 62 of Deeds, at number 287, at page 408, in the office of Register of Deeds of Rutherford county, to which registration reference is hereby made for a fuller and more complete description.

Fifth Tract—A tract or parcel of land lying in Rutherford county, North Carolina, on the waters of First Broad river, containing 345 acres, more or less, and more fully and particularly described in a deed from Myer Gallert to the Golden Valley Hydraulic Mining Company, dated June 25th, 1891, and recorded in Book 64 of Deeds, at page 393, in the office of Register of Deeds for Rutherford county, to which registration reference is made for a fuller and more complete description. The five tracts or parcels of land above described are the tracts of land mentioned and described in a deed from Solomon Gallert, commissioner, to Charles W. Tilden, James F. Connor, and Mark Gallert, trustees, dated October 30th, 1897, and registered in Book 70 of Deeds at number 330, in the office of Register of Deeds of Rutherford county.

Sixth Tract—Part of patent 1029 on Fork Mountain, on the waters of Cane creek and Camp creek, beginning on a stone in the Morehead line, and runs with it north 63 1/2 west 20 1/2 poles to a Spanish oak; then south 34 west 44 poles to a Spanish oak; then south 61 1/4 west 31 poles to a gum, Morehead's corner; then north 55 poles to a hickory near some rocks in a gully; then north 69 west 73 1/2 poles to a ridge; then north 87 1/2 poles to a stake in the old county line, and line of the patent; then with the patent line south 87 1/2 west 152 poles to a W. O., the beginning corner of the patent; then with the line of same south 8 west 373 poles to a stake; then to the beginning, containing 307 acres, more or less, and not to include that part of the T. McDaniel grant and the patent grants that may be inside of the above boundary.

Seventh Tract—About 378 acres part of patent 1029, on the waters of Camp creek, beginning at a Spanish oak on top of a ridge, and runs south 87 west 200 poles to a pine; then north 48 west 14 poles to a poplar, Watson's corner; then north 4 1/2 west 27 poles to a poplar on a ridge; then north 8 west 28 poles to a stake and pointers in a hollow; then north 31 3/4 east 64 poles to a B. O., Beatty's corner; then north 60 west 32 1/2 poles to a P. O., McDaniel's corner; then north 103 4 east 27 poles to a P. O., corner of Clement's grant; then north 39 east 202 poles to a stone pile in the old county line; then with it and the patent line north 87 1/2 east 110 poles to a stake in said line, corner of a tract of land contracted by William Redmond, Jr., and Francis M. Scott, trustees, and O. B. Justice, their agent, to Mark Gallert, J. F. Connor and C. W. Tilden, trustees, on the 1st day of May, 1900; then to the beginning.

Eighth Tract—Beginning on a stake in Deep Gap in the old Burke and Rutherford county line, and is also the corner of the third tract above described, and runs with said line of the third above described tract south 1 east 476 poles to a stake in James Hunt's line; then with Hunt's line east 84 poles to a W. O., James Propp's corner; then with his line north 12 east 40 poles to a W. O.; then north 30 west 40 poles to a hickory; then north 60 east 160 poles to a chestnut; then south 155 poles to a stake; then south 80 west 105 poles to a stake in line of Jones' two hundred acre tract; then south 140 poles to a stake; then east 15 poles to a stake; then south 84 poles to a stake; then east 40 poles to a lynn on the bank of the east prong of North Fork creek; then north 67 east 20 poles to a stone, corner of old Queen land; then with line of same north 20 west 105 poles to a hickory; then north 50 east 162 poles to a B. O.; then north 20 west 4 poles to a stone; then north 67 east 90 poles to a dogwood; then south 20 east 88 poles to a chestnut; then south 67 west 90 poles to a stake; then south 20 east 16 poles to a stake; then south 50 west 41 poles to a stone pile, near W. Barnes' house; then south 45 east 15 poles to a stone pile; then south 39 east 117 poles to a locust in J. Murray's line; then with it

north 41 east 160 poles to a heap of stones; then south 49 east 166 poles to a black gum; then south 41 west 206 poles to a chestnut in gap of the mountain; then south 61 1/2 west 10 poles to a stone pile, M. S. Towery's corner; then with his line north 36 east 87 poles to a sourwood; then north 80 east 21 poles to a pine; then north 25 east 46 poles to a B. O.; then north 89 west 11 poles to a stake; then north 77 1/2 east 300 poles to a chestnut, near stake, near the pots in Briar creek; then south 35 east 300 poles to a B. O., Jarrell's corner; then with his line north 33 poles to a stone pile; then east 187 poles to a black gum, Mt. Pleasant church lot corner; then north 58 1/2 west 52 poles to a chestnut oak; then north 89 east 54 poles to a W. O., Farwood's corner; then north 69 west 100 poles to a Spanish oak; then north 26 west 48 poles to a stone; then north 35 east 86 poles to a stake; then south 78 east 6 poles to a stake; then south 80 poles to a stake; then east 36 poles to a B. O.; then south 86 poles to a B. O., Johnson's corner; then north 40 east 61 poles to a chestnut oak; then north 69 east 58 poles to a B. O.; then south 3 east 110 poles to a stake; then south 58 1/2 west 10 poles to a chestnut; then south 38 1/2 west 15 poles to a white pine; then south 62 poles to a spruce pine stump; then south 38 1/2 west 101 poles to a W. O.; then south 64 west 60 poles to a maple; then south 13 west 152 poles to a stake on the east side of the branch; then east 86 poles to a stake on top of a ridge above the old Tom Hunt house; then south 54 east 117 poles to a black gum on top of the mountain; then south 10 east 60 poles to a stake in the patent line; then with the patent line east 68 poles to a poplar on Tar Hill branch, then south 35 poles to a stake; then south 73 east 13 poles to a stake, Margaret Deviny's corner; then with her line north 73 east 48 poles to a pine; then east 92 poles to a stake in Elizabeth Deviny's line; then with it north 30 west 128 poles to a chestnut; then north 53 east 38 poles to a black gum, William Brackett's corner; then with his line north 66 west 48 poles to a B. O.; then north 10 east 82 poles to a stake in Towery's line; then with it north 58 west 14 poles to a chestnut oak, or stone; then north 31 west 45 poles to a chestnut; then north 60 east 43 poles to a chestnut; then east 82 poles to a stone in Walker's field; then south 60 east 34 poles to a chestnut oak by the road, west of the gap of the mountain; then south 80 east 37 poles to a stake in Brackett's old line; then with it north 28 east 70 poles to a pine on top of the ridge; then south 80 east 50 poles to a chestnut oak on the east side of the creek, near the cliff; then south 28 west 40 poles down the creek to a B. O. (now down); then south 15 west 118 poles to a pine stump, Richard's corner; then north 73 east 65 poles to a chestnut; then south 75 east 44 poles to a black gum; then south 58 east 29 poles to a pine (now down); then south 25 east 13 poles to a heap of stones in Brindle line; then with it north 35 east 35 poles to a B. O. (now down); then south 67 1/2 east 60 poles to a heap of stones; then south 30 east 38 poles to a stake in the creek; then down the creek south 40 west 50 poles to a stake in the creek; then south 33 1/2 west 119 poles to a chestnut oak; then north 37 west 19 poles to a heap of stones in the edge of bottom; then south 53 west 160 poles to a stake in the bank of the creek below George Towery's shop; then south 94 poles to a chestnut (now down); then west 84 poles to a stone; then south 28 poles to a P. O. near Deviny; then with his line east 114 poles to a stone pile; then same course 95 poles to a W. O., Towery's corner; then with his line north 6 west 70 poles to a black oak; then north 18 1/2 east 24 poles to a B. O.; then north 50 east 27 poles to a chestnut oak; then north 60 east 54 poles to a forked pine; then north 34 east 78 poles to a heap of stones, Hunt's corner; then with his line south 85 east 27 poles to a stone; then south 10 1/2 east 82 poles to a stone pile, James Willis' corner; then with his line north 60 east 93 poles to a black oak stump; then north 87 east 12 poles to a stake, Marshes' corner; then with his line north 37 west 107 poles to a heap of stones; then north 57 east 118 poles to a stone pile in McGlammary's line; then with it north 64 west 148 poles to a W. O., Marsh's corner; then with his line north 23 west 24 poles to a dogwood; then west 74 poles to a stone; then north 5 east 20 poles to a W. O., George White's corner; then with his line north 82 west 74 poles to a stake; then north 8 east 94 poles to a black gum; then north 25 west 90 poles to a stake in the branch, W. M. Linsay's corner; then with his line north 24 west 34 poles to a stone; then north 40 east 108 poles to a chestnut; then south 4 east 40 poles to a chestnut oak; then south 2 west 116 poles to a stake in White's line; then with his line south 82 east 34 poles to a stake in Cox's creek; then down the creek south 25 east 70 poles to a hickory and maple on the east side of the creek; then south 85 east 17 poles to a stake; then north 24 east 100 poles to a stake on the south side of Painter's Knob; then north 45 east 120 poles to poplar stump near the Raven rock; then south 45 east 88 poles to a locust near a spring, J. S. McNally's corner; then with his line north 83 east 25 poles to a W. O.; then south 20 east 50 poles to a red oak; then north 72 east 45 poles to a W. O., Gallert's corner; then with his line north 10 west 370 poles to a stake in the old Burke and Rutherford county line; then with the various courses of said line to the beginning, containing eight thousand four hundred and fifty-six and one-half acres, more or less.

ty line, corner of land sold P. L. Buff and runs with his line south 1 1/2 west 42 poles to a pipe; then south 24 west 45 poles to a heap of stones; then south 40 1/2 east 22 poles to a B. O., William Buff's corner; then north 60 1/2 east 58 poles to a black oak; then south 83 east 38 poles to a small sourwood; then north 45 east 20 poles to a heap of stones; then south 13 east 20 1/2 poles to a Spanish oak; then south 6 east 40 poles to 3 sourwoods; then south 38 west 92 poles to a B. O.; then south 68 west 18 poles to a stake in Hoyle's corner; then with his line south 69 east 66 poles to a pine; then south 21 1/2 east 28 poles to a Spanish oak; then south 11 1/2 east 15 poles to a heap of stones, Crow's corner; then north 79 east 39 poles to a stone, Buff's corner; then north 27 west 78 poles to a sourwood; then north 47 1/2 east 49 1/2 poles to a sourwood, Hoyle's corner; then north 3 west 68 poles to a pipe; then north 70 east 85 poles to a stake; then north 18 west 9 poles to a perummon; then north 57 east 30 poles to a small P. O., Buff's corner; then with his line north 42 1/2 west 80 poles to a pipe; then north 52 1/2 east 10 poles to a pipe, Willis' corner in the county line; then with its various calls to the beginning, containing one hundred and fifty-two acres, more or less.

Tenth Tract—Beginning on a pine N. Prewitt's and D. Buff's corner, and runs with Prewitt's line south 31 east 72 poles to a stone pile, D. Cook's corner; then with his line north 75 west 40 poles to a pipe; then north 13 west 46 poles to a red oak, Buff's corner; then north 25 1/2 east 14 poles to a W. O., Buff's corner; then south 63 east 16 poles to a Spanish oak; then north 80 east 40 poles to the beginning, containing twenty three acres, more or less.

Eleventh Tract—Beginning at a black gum on the bank of the road in the county line, 20 poles north of Ward's Gap; and runs south 35 east 92 poles to a stake; then south 55 west 200 poles to a W. O.; then south 74 west 76 poles to a B. O., Talent's corner; then south 60 west 26 poles to a birch; then south 19 east 70 poles to a pine, Hull's corner; then with his line south 45 east 85 poles to a stake, Cook's corner; then with his line north 60 east 160 poles to a stake in Workman's line; then with it north 10 west 52 poles to a pine stump and pointers; then north 60 east 293 poles to a poplar; then south 8 1/2 east 92 poles to a stake; then south 55 west 30 poles to a black gum; then south 10 west 84 poles to a small black gum Johnson's old W. O. corner; then with his line east 40 poles to a stone; then south 40 poles to a stake, James Cook's corner; then with his line and Speak's line north 71 east 34 poles to a stake; then north 53 1/2 east 20 poles to a heap of stones; then north 49 east 88 poles to a stake in the old line of Burke and Rutherford counties, then with the various courses of said line to the beginning, excepting and reserving from the said boundary 2 1/2 acres of land deeded to Sarah and Sidney Workman on Dec. 23d, 1901. This tract after deducting the reservation mentioned, contained 457 1/2 acres, more or less.

Twelfth Tract—Beginning at a sourwood, W. Chapman's corner, standing in the old county line, and runs south 63 east 62 poles to a rock; then south 78 west 1 pole to a rock; then north 55 east 80 poles to a stone, then north 35 west 13 poles to a stake and pointers; then north 55 east 120 poles to a black gum in the old county line; then with it to the beginning, containing one hundred and thirty-seven and one-half acres, more or less.

Thirteenth Tract—Beginning at a stake in the old Burke and Rutherford county lines, at the west end of Thomas Chapman's mountain field, and runs south 78 poles to a stake in Buff's corner; then north 75 west 128 poles to a hickory (not found) placed stone; then south 60 west 59 poles to a hickory; then south 40 east 23 poles to a chestnut oak; then south 41 west 20 poles to a B. O.; then south 14 west 64 poles to a chestnut; then south 25 east 50 poles to a chestnut oak; then south 53 1/2 west 36 poles to a black gum in gap of the mountain, Richard's corner; then south 46 west 34 poles to a stone pile, top of ridge; then south 45 west 32 poles to a sourwood; then south 64 west 46 poles to a chestnut oak; then south 28 east 59 poles to a black gum on bank of branch; then east 37 1/2 poles to a chestnut oak; then north 81 east 18 poles to a stone pile on bank of branch; then north 88 east 26 poles to a stone pile, McNeely's corner; then south 20 east 65 poles to a Spanish oak (not found); then south 77 west 10 poles to a pine stump; then north 40 west 24 poles to a large pine, now down; then west 96 poles to a stake; then north 77 poles to a chestnut; then west 82 poles to a poplar on east side of creek; then up the creek as it meanders north 41 poles to a W. O. on bank of the creek, James McNeely's corner, also division corner between Solomon Gallert, Myer Gallert and others; then north 10 west 870 poles to a stake in the old Burke and Rutherford county lines; then with its various courses to the beginning, containing 467 1/2 acres more or less.

Fourteenth Tract—Lying in McDowell county on the waters of Cane creek, beginning on a dogwood on the south side of the road, and running east 6 poles to Noah Brindle's B. O. corner; then north 180 poles to a stake, Kelly's line; then east 60 poles to Kelly's corner; then north 60 poles to a stake; then east 60 poles to a stake on the summit of the mountain; then south 10 west along said mountain top 270 poles to a stake in the road that leads from Cane creek to Whitesides; then south 83 west 75 poles to a stake in Street's line; then north 40 poles to the beginning, containing 135 acres,

(Cont. used on Seventh page.)