

LEGAL ADVERTISING

NOTICE OF SALE

State of North Carolina, County of Macon.

WHEREAS, power of sale was vested in the undersigned Trustee by virtue of a Deed of Trust made, executed and delivered by J. Grady Owens, to the undersigned Trustee on the 20th day of July, 1933, said Deed of Trust being registered in the Office of Register of Deeds for Macon County in Book No. 33, page 315, to secure the payment of certain indebtedness in said Deed of Trust set forth; and whereas, default has been made in the payment of said indebtedness, and the owner of the same has made demand upon the undersigned Trustee to exercise the power in him vested by said Deed of Trust;

I will, therefore, by virtue of the power of sale by said Deed of Trust in me vested, on Monday, the 12th day of October, 1936, at 12 o'clock, Noon, at the Courthouse door in Franklin, Macon County, sell at public auction to the highest bidder for cash the following described property:

BEGINNING at a Maple runs south 77 degrees and 15 minutes east 12 poles to a stake and pointers; then north 80 degrees and 45 minutes east 12 poles to a stake and pointers; then north 59 degrees east 12 1/4 poles to a Black Oak; then north 87 degrees east 4 poles to a stake and pointer; then north 24 degrees and 30 minutes east 10 poles to a Spanish Oak; then north 30 degrees and 45 minutes east 12 1/2 poles to a stake and pointers; then north 82 degrees west 55 3/4 poles to a stake and pointers; then south 45 degrees and 45 minutes west 36 3/4 poles to a stake in the eastern margin on the public road leading from Rickman's store to Highway No. 286; then south 7 degrees and 30 minutes east with the road 2 poles to a stake in the road; then north 45 degrees and 45 minutes east 3 1/2 poles to a stake in the center of the branch; then with the meanders of the branch south 43 degrees east 8 poles to a stake; then south 39 degrees and 45 minutes east 7 1/2 poles to a stake in the branch; then leaving the branch north 79 degrees east 20 1/2 poles to the BEGINNING, and containing twelve acres, more or less.

This, the 10th day of September, 1936.

R. S. JONES, Trustee.

S17-J&J-08

NOTICE OF SALE

State of North Carolina, County of Macon.

WHEREAS, power of sale was vested in the undersigned Trustee by virtue of a Deed of Trust made, executed and delivered by W. T. Potts, to the undersigned Trustee on the 8th day of August, 1931, said Deed of Trust being registered in the Office of Register of Deeds for Macon County in Book No. 32, page 279, to secure the payment of certain indebtedness in said Deed of Trust set forth; and whereas, default has been made in the payment of said indebtedness, and the owner of the same has made demand upon the undersigned Trustee to exercise the power in him vested by said Deed of Trust;

I will, therefore, by virtue of the power of sale by said Deed of Trust in me vested, on Friday, the 16th day of October, 1936, at 12 o'clock, Noon, at the Courthouse door in Franklin, Macon County, sell at public auction to the highest bidder for cash the following described property:

All the lands described in a deed from Guy Paul and wife to W. T. Potts, dated Jan. 15, 1926, and registered in the Office of the Register of Deeds for Macon County in Book M-4, page 212.

All the lands described in a deed from W. W. Smith, Thomas Hawkins, and Wendall McKinney, Trustees of the Methodist Episcopal Church of Highlands, to W. T. Potts, described as follows:

Adjoining the lands of W. T. Potts, H. M. Bascom and others known as lots No. 313, and 315 on Spruce St., in the Town of Highlands bounded as follows: BEGINNING at a stake South 67 1/2 degrees E 66 feet from the North-east corner of Spruce St. and the first alley East of Fourth Street, and North of Spruce St., and runs from thence N 17 degrees E 161 feet to a stake, the S. W. corner of lot No. 318 on Laurel St.; thence S 73 degrees E 132 feet to a stake the S E corner of lot No. 320 on Laurel St.; thence S 17 degrees

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W 175 feet to a stake in the North line of Spruce St., thence with the North line of Spruce Street North 67 1/2 degrees West 132 feet to the BEGINNING.

This, the 15th day of September, 1936.

G. A. JONES, Trustee.

S24-4tc-J&J-015

NOTICE OF SUMMONS IN THE SUPERIOR COURT

North Carolina, Macon County, North Carolina vs.

Montarey McConnell, H. K. Russell and wife, Russell, K. W. Russell and wife, Edna Russell, Fred Russell, Lina Russell, Margie Russell Dills and husband, Arthur Dills, Thaddie Russell and wife, Edith Russell.

The defendants: H. K. Russell and wife, Russell, K. W. Russell and wife, Edna Russell, Fred Russell, Lina Russell, Margie Russell Dills and husband, Arthur Dills, Thaddie Russell and wife, Edith Russell, will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, North Carolina, for the purpose of foreclosing on tax liens on land in Macon County, North Carolina, and in which the defendants have an interest and are proper parties thereto.

The defendants will further take notice that they are required to appear at the office of the Clerk of the Superior Court of Macon County, North Carolina, in Franklin, on the 16th day of Nov., 1936, and answer or demur to the complaint of the plaintiff or the relief demanded in said complaint will be granted.

This the 16th day of November, 1936.

HARLEY R. CABE, Clerk Superior Court.

S17-4tc-08

NOTICE

North Carolina, Macon County, IN SUPERIOR COURT

Edith Mozeiey Foster vs.

A. Byron Foster. The non-resident defendant, A. Byron Foster, will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, North Carolina; that the purpose of said action is to have the bonds of matrimony now existing between the plaintiff and the defendant dissolved on the ground of two years separation, and for the custody of the minor children born to the marriage between the plaintiff and the defendant; that the summons in said action is returnable on the 10th day of October, 1936, and said defendant will further take notice that he is required to appear on said date before the undersigned Clerk Superior Court and answer or demur to the complaint filed in this action, or the relief demanded in said complaint will be granted.

This September 8th, 1936.

HARLEY R. CABE, Clerk Superior Court.

S17-4tp-08

NOTICE

North Carolina, Macon County, IN THE SUPERIOR COURT

Minnie Clyde Slaye vs.

Claude Slaye. The non-resident defendant, Claude Slaye, will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, North Carolina; that the purpose of said action is to have the bonds of matrimony now existing between plaintiff and defendant dissolved, on the grounds of adultery on the part of the defendant; that the summons in said action is returnable on the 15th day of October, 1936, and said defendant will further take notice that he is required to appear on said date before the undersigned Clerk Superior Court and answer or demur to the complaint filed in this action, or the relief demanded in said complaint will be granted.

This 14th day of September, 1936.

HARLEY R. CABE, Clerk Superior Court, Macon County, North Carolina.

S17-GBP-08

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NOTICE IN SUPERIOR COURT

North Carolina, Macon County, Roy Ammons vs.

Lillie Ammons. The non-resident defendant, Lillie Ammons, will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, North Carolina; that the purpose of said action is to have the bonds of matrimony existing between plaintiff and defendant dissolved on the grounds of more than two years separation; that summons is returnable on the 22nd day of October, 1936, and said defendant is required to appear on said date before the undersigned Clerk Superior Court and answer or demur to the complaint filed herein, or the relief demanded will be granted.

This 21st day of September, 1936.

HARLEY R. CABE, Clerk Superior Court, Macon County, North Carolina.

S24-4tp-015

NOTICE OF SUMMONS IN THE SUPERIOR COURT

North Carolina, Macon County, North Carolina vs.

Eugene D. Brooks, Frank Grant, and Walter C. Cogswell, and heirs of Eugene D. Brooks, Frank Grant and Walter C. Cogswell, and all other persons, Firms or Corporations claiming any interest in the subject matter of this action:

The defendants above named will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, North Carolina, for the purpose of foreclosing a tax lien on real estate in Macon County, North Carolina, in which the above named defendants have an interest and are proper parties thereto.

The defendants will further take notice that they are required to appear at the office of the Clerk of the Superior Court of Macon County, North Carolina, in Franklin, on the 14th day of November, 1936, and answer or demur to the complaint of the plaintiff, or the plaintiff will apply to the court for relief demanded therein.

This the 15th day of September, 1936.

HARLEY R. CABE, Clerk Superior Court, Macon County, North Carolina.

S17-4tc-08

ADMINISTRATOR'S NOTICE

Having qualified as administrator of Ellis Anderson, deceased, late of Macon county, N. C., this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned on or before the 16th day of September, 1937, or this notice will be plead in bar of their recovery. All persons indebted to said estate will please make immediate settlement.

This 16th day of September, 1936.

CHARLES R. ANDERSON, Administrator.

S17-6tp-022

In The District Court of the United States of America for the Western District of North Carolina, Asheville Division. At Law No. 360. United States of America v. 1,057.80 acres of land in Macon, Swain and Jackson Counties, North Carolina, J. M. Dalton Heirs, et al. Notice of Action by Publication of Summons: To: Mrs. Delia Berry; Nancy Dalton and husband; Franklin Furniture Co.; Jim Gray; High Point Overall Co.; Mary Hurst and husband; Weaver A. Jenkins and wife; W. A. Justice; Maggie Moore and husband; Emily Sheffield and husband; Virginia B. Swepson and husband; Yalaka Mountain Estates; Lillie Horn, Trustee; Lula Smith; Ada Trollinger & Husband; Will Woodward & wife; Eva Bryson; G. W. Cope and wife; Grace Munday; Ethel Munday Ray; Blowing Rock Light & Power Co.; Husband of Dora Elmore; Sam E. Grant and wife; A. S. Gregory; husband of Lillian Hurst; Benna Jenkins; E. B. Justice; Geo. P. Miller and wife; Burdell Ray and wife; Clarissa Steart and husband; Walter H. Windley and wife; W. H. Cabe, Admr.; Mrs. W. P. Leopard; Wayne W. Stewart, Gdn.; Mrs. M. A. Woodward & husband; Bonnie Munday Brown; Louise Munday Carter; Margaret Dean & Husband; wife of H. E. Munday; W. E. Shepherd & wife; Kate Simpkins & husband; Husband of Nannie Allen; Robert Gibson & wife; Daughter of Minnie Jones; W. T. Conley; John Griffey & wife; wife

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of J. L. Gibson; Lynwood Ingram Dixon & husband; Federal Land Bank of Columbia; William F. Hol-lauer; John Perry Ingram and wife; Margaret Ingram Tomlin and husband; Cooper Corporation (Judg. Cr.); George T. Bryson and wife; Fred Gibson and wife; M. C. Caldwell; Frank B. Clark, Trustee; A. C. Cline; Dalton, wife of A. C. W.; J. M. Dalton, Creditors of Estate of; Detroit Mica Mining Co., Inc.; Farrington, wife of Robert J.; Maggie Hendren; Higdon, wife of W. H.; Franklin, Holbrooks; James R. Holbrooks; S. L. Holbrooks; W. J. Jenkins, unknown creditors of; Alfred Cline; J. M. Dalton; C. L. Ingram; K. M. West, creditors estate of; James W. Grant; Harrison Manley; Jane Beasley; R. A. Beasley; Susan Bryson; H. H. Dalrymple; Larkin Lindsey; E. Mar- tin; L. C. Mason; S. L. Shepherd; E. C. Stewman; J. B. Wickle; Rebecca Wild; Robert Caler; Margare-t Ammons; C. L. Ingram, credit-ors of Estate of; Michigan Mica Co.; B. G. Raby; C. A. Raby; J. B. Raby; J. H. Raby; Rochester Mica Co., Inc.; A. P. Tallent; Uni-versal Liquidating Co.; A. C. Ward; Mag. J. Wiggins; J. M. Lyle; Dempsey Raby; Ida Trantham; J. W. West; Thomas B. Grant; J. C. Woodward; C. M. Beasley; A. J. Bryson; H. P. Caler; K. & S. Sales Co.; S. E. Lindsey; Noah Wilson & wife; Sarah Ammons & hus-band; Lyle Jones & wife; Palestine Leatherman; E. N. Dalrymple & wife; J. H. Martin & wife; Walter Gibson, Trustee; Elring Realty Co.; Clara Ingram Fuller & husband; Charles Ingram; J. M. Pitcher and wife; A. K. Wislon and wife; E. B. Sutton and wife; R. L. Bryson and wife; F. W. Reuss and wife; Citizens Bank; A. B. Cline; J. W. R. Cline; George M. Dalton; L. J. Dalton, Trustee and judgment cred-itors; A. L. Dills; S. A. Harris; Fannie Henry; Wm. H. Higdon & Co.; F. A. Holbrooks; Larken Holbrooks; W. A. Holbrooks; J. T. Berry; J. L. Dalton; Elizabeth Holbrooks; Grant, wife of Jas M.; E. M. Bradley; J. C. Jones; S. E. Woodward; J. M. Beasley; A. T. Bryson; Martha Caler; W. T. Hurst; R. A. Lind-sey; I. N. Mason; Henry Ramsey; A. Shields; T. J. Trammel; W. H. Wickle; W. J. Beasley; L. Lindsey; Roy R. Bryson; Harriette Ingram; W. R. Ingram; Perry Jones Chev-rolet Co. (judgment creditors); James Raby; J. E. Raby; S. J. Raby; S. Sternberg; N. C. Tal- lent; U. S. Ruby Mining Co., Inc.; F. H. Wiggins; W. J. Jenkins; A. L. Raby; Elijah Raby; Elizabeth Lakey; James M. Grant; J. B. Lakey; W. B. Woodward; Joseph Beasley; Emeline Bryson; Nancy Hurst; Rachel Lindsey; J. J. Mar- tin; J. M. Mason; Lucinda Ram-sey; M. J. Shields; A. J. Wickle; Jud. Wild; James Bryson; S. A. Munday; James T. Gibson; Mattie Beasley; Adam Leatherman; W. P. Kaler; Northwest Carolina Utilities, Inc.; Ella Leatherman; Z. M. Leath-erman; Samuel Bryson; Isaac Leath-erman; Joseph Shepherd; David Jankower; W. R. Trammel; Pearl V. Bryson; Sam Leatherman; N. T. Mason; T. C. Shepherd; R. Trammel; Mary E. Wickle; Reuben Beasley; James Cansler; Mary Bry-son; Narcissus T. Gibson; G. H. Gibson; Joseph J. Shepherd; B. J. Hurst; T. J. Trammel; Beulah B. Bryson; Uriah Leatherman; Abey Rickman; Minnie Jones; Z. M. Leatherman; A. B. Dalton, wife of; R. T. Trammel; W. Mashburn; Loranzo Leatherman; G. H. Gib-son; and all persons whomsoever who have, or claim to own, any estates or interests in the fee or otherwise in and to the premises described in the petition filed in this cause and described in this notice, and any and all heirs and devisees of the several parties above named, whose names and ad-dresses are unknown, and all and singular their heirs, husbands, wives, devisees, executors, administrators, representatives, alienees, successors and assigns, of each and every of them; and all unknown owners, lienors, or claimants, having or claiming to have, any right, title, estate, equity, interest or lien; and all occupants, lessees, users, hold-ers and owners of and claimants to any rights or easement or prescrip-tion in, over, across, or through said lands, or any part thereof; you will please take notice; that an action entitled as above has been commenced in the District Court of the United States for the Western District of North Carolina, at Asheville, N. C., that summons has been duly issued out of said Court, and petition filed therein asking for the condemnation of certain lands described in the said petition and hereinafter described; that you, and each of you, are nec-essary and proper parties to the just and final disposition of this action; that said action has been instituted by the United States At-torney for the Western District of North Carolina, on behalf of the United States, for the condemna-tion of said lands described in the

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petition in said proceeding and by virtue of the Act of Congress of March 1, 1911, Chap. 961) Title 16, Sections 258-a. That the lands to be condemned and the plaintiff United States District Court at Asheville, North Carolina. Tract No. 244, appraised and owned by the sumptive owners be- ing Heirs, containing a survey 552.00 acres, Macon County, North Carolina, on the waters of Dalton Branch of Cowee Creek, more described by metes and Exhibit "A" and attached to the petition proceeding filed with the United States District Court at Asheville, North Carolina. No. 506-a, apparent and tive owners being Alex Horn Estate, containing to survey 227.00 acres, Macon County and North Carolina, on the Lakey, Brushy and tributaries of the Ten- more particularly de- metes and bounds in Exhibit "B-1", attached petition in this proceed- with the Clerk of the District Court at Asheville, North Carolina. Tract No. 970, and presumptive owners A. W. Reid and G. W. taining according to s- acres, situated in Macon son Counties, North Ca- the waters of Caler Cree- tary of Cowee Creek, m- ularly described by m- bounds in Exhibit "A-2", hibit "B-2", attached tion in this proceeding the Clerk of the United District Court at Asheville, Carolina. Tract No. 970, and presumptive owner mon C. Leatherman, con- cording to survey 70.30 ated in Macon and S- ties, North Carolina, on of Huckleberry Creek, a of Cowee Creek, more described by metes and Exhibit "A-3", and map Exhibit "B-3" attached petition in this proceeding the Clerk of the United District Court at Asheville, olina. Tract No. 995, app- presumptive owner being R. D. Sisk, containing accord- vey 37.30 acres, situated County, North Carolina, waters of Caler Brand- tary of Cowee Creek, m- ularly described by m- bounds in Exhibit "A-4", map or plat Exhibit "B-4" ed to the petition in this ing filed with the Clerk United States District Asheville, North Carolina, 995, apparent and presu- er being R. D. Sisk, con- cording to survey 16.00 ated in Macon County, lina, on the Waters of a tributary of Cowee C- particularly described by bounds in Exhibit "A-5", map or plat Exhibit "B-5" to the petition in this filed with the Clerk of States District Court at North Carolina. Tract No. parent and presumptive ing I. D. Leatherman, according to survey 74.00 uated in Macon and S- ties, North Carolina, on waters of Huckleberry tributary of Cowee C- particularly described by bounds in Exhibit "A-6", map or plat Exhibit "B-6" ed to the petition in this ing filed with the Clerk United States District Asheville, North Carolina, each of you are hereby be and appear at the Clerk of the United States Court for the Western North Carolina, in the Courthouse Building, Buncombe County, not later than ten and after the completion of this summons by the four (4) successive week- ver or demur to the complaint herein filed named petitioner in the said Clerk, and you notified that if you do not answer or demur to the petition or complaint within the time specified, the Court will apply to the Court for the condemnation of the said lands described in the Honorable E. Y. of the District Court for the Western District of North Carolina, on the 14th day of Sep- the 161st. J. Y. Jordan, W. A. Lytle, Deputy Clerk, J. Y. Jordan, Clerk, Lytle, Deputy Clerk.

DESCRIPTION OF LANDS TO BE CONDEMNATED

Tract No. 244, appraised and owned by the sumptive owners being Heirs, containing a survey 552.00 acres, Macon County, North Carolina, on the waters of Dalton Branch of Cowee Creek, more described by metes and Exhibit "A" and attached to the petition proceeding filed with the United States District Court at Asheville, North Carolina. No. 506-a, apparent and tive owners being Alex Horn Estate, containing to survey 227.00 acres, Macon County and North Carolina, on the Lakey, Brushy and tributaries of the Ten- more particularly de- metes and bounds in Exhibit "B-1", attached petition in this proceed- with the Clerk of the District Court at Asheville, North Carolina. Tract No. 970, and presumptive owners A. W. Reid and G. W. taining according to s- acres, situated in Macon son Counties, North Ca- the waters of Caler Cree- tary of Cowee Creek, m- ularly described by m- bounds in Exhibit "A-2", hibit "B-2", attached tion in this proceeding the Clerk of the United District Court at Asheville, Carolina. Tract No. 970, and presumptive owner mon C. Leatherman, con- cording to survey 70.30 ated in Macon and S- ties, North Carolina, on of Huckleberry Creek, a of Cowee Creek, more described by metes and Exhibit "A-3", and map Exhibit "B-3" attached petition in this proceeding the Clerk of the United District Court at Asheville, olina. Tract No. 995, app- presumptive owner being R. D. Sisk, containing accord- vey 37.30 acres, situated County, North Carolina, waters of Caler Brand- tary of Cowee Creek, m- ularly described by m- bounds in Exhibit "A-4", map or plat Exhibit "B-4" ed to the petition in this ing filed with the Clerk United States District Asheville, North Carolina, 995, apparent and presu- er being R. D. Sisk, con- cording to survey 16.00 ated in Macon County, lina, on the Waters of a tributary of Cowee C- particularly described by bounds in Exhibit "A-5", map or plat Exhibit "B-5" to the petition in this filed with the Clerk of States District Court at North Carolina. Tract No. parent and presumptive ing I. D. Leatherman, according to survey 74.00 uated in Macon and S- ties, North Carolina, on waters of Huckleberry tributary of Cowee C- particularly described by bounds in Exhibit "A-6", map or plat Exhibit "B-6" ed to the petition in this ing filed with the Clerk United States District Asheville, North Carolina, each of you are hereby be and appear at the Clerk of the United States Court for the Western North Carolina, in the Courthouse Building, Buncombe County, not later than ten and after the completion of this summons by the four (4) successive week- ver or demur to the complaint herein filed named petitioner in the said Clerk, and you notified that if you do not answer or demur to the petition or complaint within the time specified, the Court will apply to the Court for the condemnation of the said lands described in the Honorable E. Y. of the District Court for the Western District of North Carolina, on the 14th day of Sep- the 161st. J. Y. Jordan, W. A. Lytle, Deputy Clerk, J. Y. Jordan, Clerk, Lytle, Deputy Clerk.

S17-4tc-08