

LEGAL ADVERTISING

IN THE SUPERIOR COURT

North Carolina
Macon CountyNotice of Summons
Macon County, North Carolina
vs.

Eugene D. Brooks, Frank Grant and Walter C. Cogswell, and the 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, — Brooks, wife of Eugene D. Brooks; — Grant, wife of Frank Grant; — Cogswell, wife of Walter C. Cogswell; Robert Grant and wife, — Grant and all unknown heirs of Eugene D. Brooks, Frank Grant and Walter C. Cogswell will take notice that an action entitled as above has been commenced in the Superior Court of Macon County, N. C., 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.

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 or before the 5th day of May, 1937, and answer or demur to the complaint of the plaintiff, or the plaintiff will apply to the court for the relief demanded therein.

This the 15th day March, 1937.
HARLEY R. CABE,
Clerk of the Superior Court
M18-4tc-A8

IN THE SUPERIOR COURT

State of North Carolina

County of Macon

Notice of Execution Sale
Franklin Hardware Company
vs.

The Vercalite Corporation

By virtue of an execution directed to the undersigned from the Superior Court of Macon County in the above entitled action, I will, on Monday, the 5th day of April, 1937, the same being the first Monday in the month of April, 1937, at the hours and places hereinafter designated, sell to the highest bidder for cash to satisfy said execution, the following described personal and real property:

Approximately 800 tons crude vermiculite, about 35 to 40 tons processed vermiculite; 4 elevators; 2 kilns; 10 electric motors; 1 spike roll crusher; 1 pit crusher; 1 electric furnace; laboratory equipment; stock room supplies; bags; ropes, etc.; 3 ratchet jacks; office furniture; 7 tram cars; wheelbarrows; picks; shovels and other tools, all of which is located in and around what is known as the H. Arthur Osborne buildings and warehouses near the Franklin Depot, also all other personal property belonging to the defendant in and around said buildings and warehouses, and also one Kelvinator electric refrigerator; one living room lounge; two cots and mattresses; one electric broiler; one electric heater, sheets and other items of personal property now located in the Mrs. R. M. Hudson residence and belonging to the defendant; also one Ford V-8 Delivery or station wagon, 1932 model, serial number ———, motor number 18-115167.

The above described property will be sold at 12 o'clock noon at what is known as the H. Arthur Osborne buildings and warehouses near the Franklin Depot in Macon County, North Carolina.

All the property and rights described in a deed from Ellis C. Soper to the Vercalite Corporation, dated July 7th, 1936, and recorded in Deed Book Z-4, page 65, records of Macon County, North Carolina;

All the property and rights described in a deed or indenture from Ellis C. Soper to the Vercalite Corporation, dated March 31, 1936, and recorded in Deed Book A-5, page 86, records of Macon County, North Carolina;

All the property and rights described in an indenture from Mrs. J. E. Daley, et al. to the Vercalite Corporation, dated 21 July, 1936, and recorded in Deed Book A-5, page 205, records of Macon County, North Carolina;

All the property and rights described in an indenture from Lewis Moses and wife, to the Vercalite Corporation, dated 17 July, 1936, and recorded in Deed Book A-5, page 226, records of Macon County, North Carolina;

All the property and rights de-

Uncle Jim Says



Lime and legumes build up the land, boost crop yields, and cut production costs. Are you building up your farm?

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scribed in an indenture from B. M. Angel, et al, to H. K. Lee, agent for the Vercalite Corporation, dated 24 September, 1936, and recorded in Deed Book A-5, page 271, records of Macon County, North Carolina;

All the property and rights described in an indenture from James N. Rogers to H. Kenneth Lee, agent for the Vercalite Corporation, dated 6 October, 1936, and recorded in Deed Book A-5, page 273, records of Macon County, North Carolina; and

All the property and rights described in an indenture from Dewey Gregory to H. K. Lee, agent for the Vercalite Corporation, dated 9 October, 1936, and recorded in Deed Book A-5, page 275, records of Macon County, North Carolina.

The above described property will be sold at 12 o'clock noon at the court house door in the town of Franklin, Macon County, North Carolina.

This the 4th day of March, 1937.
A. B. SLAGLE,
Sheriff, Macon County, N. C.
M11-4tc-A1

IN THE SUPERIOR COURT

North Carolina,

Macon County.

Notice of Publication

Lucille Siler, Administratrix of the Estate of Annie Ledford, deceased
vs.

Ida H. Pattillo, et al

The defendants, John P. Ingram and wife, Edith Ingram, Clara Fuller and husband, William Fuller, William Ingram and wife, Harriet Ingram, Margaret Tomlin and husband, Garland Tomlin, Lenwood Dickson and husband, Sanford Dickson and all the unknown heirs of Annie Ledford, deceased, will take notice that an action as above entitled has been commenced in the Superior Court of Macon County to the end that the plaintiff may sell the land of Annie Ledford, deceased, to make assets to pay debts, and the above named defendants will further take notice that they are required to appear within thirty days in the office of Clerk of the Superior Court of Macon County, N. C. and answer or demur to the complaint in said action or the plaintiff will apply to the Court for the relief demanded in said complaint.

This the 8th day of March, 1937.
HARLEY R. CABE,
Clerk of the Superior Court.
M11-4tc-J&J-A1

NOTICE OF SALE OF LAND

WHEREAS, on the 16th day of March, 1934, E. M. Dills and Clyda Dills executed and delivered unto W. O. McGibony, Trustee for Land Bank Commissioner, a certain deed of trust which is recorded in the office of the Register of Deeds for Macon County, North Carolina, in Book 32 at Page 557; and

WHEREAS, default has been made in the payment of the indebtedness thereby secured as therein provided, and the trustee has been requested by the owner and holder thereof to exercise the power of sale therein contained:

NOW, THEREFORE, under and by virtue of the authority conferred by the said deed of trust the undersigned Trustee will on the 22nd day of March, 1937, at the court house door of Macon County, North Carolina, at twelve o'clock noon offer for sale to the highest bidder for cash, the following real estate:

All that certain tract of land containing Forty-five (45) acres, more or less, known as the I. A. Keener Place in Sugarfork Town-

LEGAL ADVERTISING

ship, Macon County, North Carolina, located on the Peek's Creek road about 10 miles East from Franklin on the waters of Peek's Creek, and now in the possession of E. M. Dills; bounded on the North by the lands of Fred Dills and Gum Dills; on the East by the lands of Gum Holland and James Holland; on the South by the U. S. Government land, and on the West by the U. S. Government land. Said tract of land is particularly described according to a plat prepared by John H. Dalton, Surveyor, on the 16 day of February, 1934, as follows, to-wit:

BEGINNING at a post designated as Government post S-D-17, Government corner, runs South 52 degrees .05 minutes East 50 poles to a mountain oak; then South 30 degrees 46 minutes West 14 1/4 poles to a chestnut; then South 15 degrees 38 minutes West 11 1/2 poles to a chestnut; then South 34 degrees 27 minutes West 30 1/2 poles to a post; then South 20 degrees East 82 poles to a black oak; then North 22 degrees East 10 poles to a black oak; then North 10 degrees West 42 poles to a hickory; then North 13 degrees East 18 poles to a stake at a spring; then North 46 degrees East 53 poles to a chestnut stump; then North 29 degrees West 10 poles to a stake on ridge; then North 29 degrees East 27 poles to a stake; then North 66 degrees West 7 poles to a chestnut; then North 34 degrees East 6 poles to a point in the branch; then North 8 degrees 15 minutes East 14 poles to a point in branch; then North 4 degrees 30 minutes East 6 poles to a point in branch; then South 77 degrees 30 minutes East 1 1/4 poles to a stone, replacing a hickory; then North 11 degrees 30 minutes East 21 poles to a stone; then North 47 degrees 15 minutes East 20 1/4 poles to a point in the ford of Peek's Creek; then South 53 degrees West 9 3/4 poles; then North 42 degrees 30 minutes West 4 poles to a dogwood; then South 40 degrees West 27 poles to a hemlock at Creek; then South 84 degrees West 12 poles to a point in Creek; then South 42 degrees West 8 poles to a point at Creek; then South 70 degrees West 8 1/4 poles to a point at Creek; then South 76 degrees 30 minutes West 31 poles to the beginning.

Copy of said plat is now on file with the Agent of the Land Bank Commissioner, Columbia, S. C.

This the 20th day of February, 1937.

W. O. MCGIBONY, Trustee
JONES & JONES,
Agent and Attorney for Trustee.
F25-4tc-J&J-M18

ADMINISTRATOR'S NOTICE

Having qualified as administrator of Fred West (colored), 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 18th day of February, 1938, or this notice will be plead in bar of their recovery. All persons indebted to said estate will please make immediate settlement.

This 12th day of February, 1937.
J. C. SORRELS,
Administrator
F18-6tp-M25

National Forest Timber
for Sale

Scaled bids will be received by the Forest Supervisor, Franklin, N. C., up to and including April 5, 1937, for all the live hemlock timber marked or designated for cutting, and all merchantable dead hemlock timber located on an area embracing about 200 acres within South Branch Compartment of Whiteoak Creek watershed, Macon County, Nantahala National Forest, North Carolina, estimated to be 2,000 cords (160 cu. ft.) of hemlock pulpwood and 400 tons (2240 lbs.) of hemlock bark, more or less. No bid of less than \$1.00 per cord for hemlock pulpwood and \$1.40 per ton for hemlock bark will be considered. \$1000 must be deposited with each bid, to be applied on the purchase price, refunded, or retained as liquidated damages, according to conditions of the sale. The right to reject any and all bids reserved. Before bids are submitted, full information concerning the timber, the conditions of the sale, and the submission of bids should be obtained

LEGAL ADVERTISING

from the Forest Supervisor, Franklin, N. C.
2tc-M4-M18

In the District Court of the United States of America for the Western District of North Carolina, Asheville Division. At Law No. 392 United States of America v. 633.20 acres of land in Clay and Macon Counties, North Carolina, N. N. Rogers, et al. Notice of Action by Publication of Summons. To: M. H. Alexander and wife; N. A. Fessenden and wife; Sallie Penland and husband; John Spivey and wife; Mary J. Melton; Richard Rowland and wife; L. C. Cabe; Rachel Cabe and husband; Mrs. W. L. McClure; Vinson Abernethy and wife; Eddie Carpenter and wife; N. W. Bell and wife; B. A. McGlamery and wife; M. H. Rogers and wife; W. C. Wakefield; Rufus Rowland and wife; J. L. Cabe; Julia Cabe; M. V. Abernethy and wife; Blackwell Bushnell Co; Carl Childers; R. J. Crawford and wife; O. E. Moses and wife; Callie Stewart; Von Toxie and wife; Commissioner of Banks for the State of North Carolina; Liquidating Agent for the Central Bank & Trust Co; Henry S. Grantz; Z. P. Cabe and wife; E. F. Wilkinson and wife; John Carpenter and wife; Henry J. Parker; Virginia Henry and husband; Octa Miller and husband; Leta Papadoulas and husband; F. W. Reuss and wife; May T. Byers and husband; Henry Camman and wife; Eleanor Louise Cozad; Jesse Kirby and wife; Amanda Patterson and husband; T. Spivey and wife; unknown creditors of the Estate of Henry Camman; Eliza Arrowood; Narcissus Lloyd; A. W. Spivey; B. S. Matlock and wife; J. C. Moore and wife; Hiram Rose and wife; Mrs. Henry Turnbull and husband; James D. Franks; Cagle Mining Co; Frank Dills; Bill Henry, his unknown creditors; Mrs. John H. Ledford and husband; Lavidia Stewart, unknown creditors; Jane Moss; Denny Brown; Clancey Caler Browning and husband; Claude Caler; Paul Caler and wife; Vance Caler; Maggie Caler Cathey and husband; Ida Patton Dowdle and husband; Prudence Caler Hall and husband; Maude Caler King and husband; E. Caler Martin and husband; C. L. Patton and wife; Harve Patton and wife; J. T. Patton and wife; Lou Patton, widow of Burgess Patton, deceased; Texie Caler Ramsey and husband; M. J. Shields and husband; R. Caler Trammel and husband; Pinky Caler Wilson and husband; C. L. Ingram; Beulah Stewart; Charlie Tallent and wife; Bank of Andrews; Liquidating Agent of the Merchants & Manufacturers Bank; M. L. Rickman; J. F. Smith; Alburger Reid; Mrs. E. B. Cabe and husband; E. Wilton Wilkerson and wife; Mrs. Rose Cochran and husband; R. A. Henry and wife; Zeb V. Henry and wife; Emma Moses and husband; Federal Land Bank of Columbia; W. B. Anderson and wife; F. P. Calhoun and wife; Corundum Mining and Mfg. Co; Wiley Hogsed and wife; Nancy C. McClure and husband; Mark Rogers and wife; Wm. L. Spivey and wife; unknown creditors of the Estate of Jesse Kirby; Samuel Hogsed and wife; Polly Sherman; Walton Spivey; N. W. Moore and wife; Andrew Barnard; Turkey Knob Corundum Company; Garrett Franks and wife; Bertha Abernathy; Martha Cagill; Bryon E. Hamlin and wife; C. C. Henry, his unknown creditors; R. F. Henry, Sr., his unknown creditors; Nellie Hamey; Will Moses; Beulah Stewart Watson; Danie Brown and husband; Robert Brown; Clarence Caler, single; Gladys Caler; R. Caler; Willie Caler; H. H. Dalrymple and husband; Tillie Caler Erwin and husband; Osie Patton Penland and husband; Neta Patton McLean; Martha Rickman Murray and husband; Flora Patton; Holt Patton and wife; Lillian Patton; Nancy Patton; Mamie Patton; Alice Rickman and husband; Hope Caler Spivey and husband; Flora Patton Vanhook and husband; Lucinda Addington; 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 addresses 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, holders and owners of and claimants to any right or easement or prescription in, over, across, or through said lands, or any part thereof; you will please take notice that an action

LEGAL ADVERTISING

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 the lands described in the said petition and herein-after described that you, and each of you, are necessary and proper parties to the just and final disposition of this action; that said action has been instituted by the United States Attorney for the purpose of the appropriation and condemnation by judicial process, for the public use and benefit of the United States of America, for the lands described in said petition, and herein below described, under and by virtue of the provisions of the Weeks Law, Act of Congress of March 1, 1911 (Chap. 186 (36 Stat. 961) Title 16, Sections 513, 521, 553, and 563 of U. S. C. A., and according to the method and procedure prescribed in the Act of Congress of August 1, 1888 (25 Statutes 357, (40 U. S. C. A., Sections 257, 258 and 258-a); that the lands proposed to be condemned and appropriated by the plaintiff United States are described substantially as follows: Tract No. 171b, apparent and presumptive owner being N. N. Rogers, containing according to survey 389.00 acres, situated in Clay County, N. C., on the waters of Fall, Higsed Cove, and Sassafras Branches, tributaries of Tallulah River, more particularly described by metes and bounds in Exhibit "A" and upon map or plat Exhibit "B" attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C.; Tract No. 1290, apparent and presumptive owner being T. C. Moore, containing according to survey 71.10 acres, situated in Clay County, N. C., on the waters of Cold and Stamey Branches, tributaries of Tusquitee Creek, more particularly described by metes and bounds in Exhibits "A-1", and upon map or plat Exhibit "B-1", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C.; Tract No. 1129, apparent and presumptive owner being E. M. Fox, containing according to survey 58.20 acres, situated in Macon County, N. C., on the waters of Ellijay Creek, a tributary of the Cullasaja River, more particularly described by metes and bounds in Exhibit "A-2", and upon map or plat Exhibit "B-2", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C.; Tract No. 1182, apparent and presumptive owner being E. W. Wilkinson, containing according to survey 45.50 acres, situated in Macon County, N. C., on the waters of Middle Creek, a tributary of Tennessee River, more particularly described by metes and bounds in Exhibit "A-3", and upon map or plat Exhibit "B-3", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C.; Tract No. 1036a, apparent and presumptive owner being C. N. Jones, containing according to survey 38.90 acres, situated in Macon County, N. C., on the waters of Walnut Creek, a tributary of Cullasaja River, more particularly described by metes and bounds in Exhibit "A-4", and upon map or plat Exhibit "B-4", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C.; Tract No. 240a, apparent and presumptive owner being C. F. Moody, containing according to survey 30.50 acres, situated in Macon County, N. C., on the waters of Cowee Creek, a tributary of the Little Tennessee River, more particularly described by metes and bounds in Exhibit "A-5", and upon map or plat Exhibit "B-5", attached to the petition in this proceeding filed with the Clerk of the United States District Court at Asheville, N. C., you and each of you are hereby notified to be and appear at the office of the Clerk of the United States District Court for the Western District of North Carolina, in the United States Courthouse Building at Asheville, Bluncombe County, N. C., not later than ten (10) days from and after the completion of service of this summons by publication for four (4) successive weeks, and answer or demur to the petition or complaint herein filed by the above named petitioner in the office of the said Clerk, and you are further notified that if you fail to appear and answer or demur to the said petition or complaint within the time specified the petitioner will apply to the Court for the relief demanded in said petition. Witness the Honorable E. Y. Webb, Judge of the District Court for the Western District of North Carolina, this 23rd day of February, 1937, and the year of our Independence the 161st. J. Y. Jordan, Clerk; By N. A. Lytle, Deputy Clerk.
4tc-M4-M25