

LEGAL ADVERTISING

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
W. H. Nicholson and wife, ———
Nicholson, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
All that lot or parcel of land situate, lying and being in the Town of Highlands, County of Macon, State of North Carolina, described as follows: COMMENCING at a stake and pointers, the NE corner of Lot No. 4, runs N 50 East with the West side of White Oak Way, 8 poles to a stake and pointers, then N 50 W 13 poles 3 links to a stake on the East side of Cullasaja Drive; then S 55 with the same side of said Drive 10 poles to a stake; the NW corner of Lot No. 4, then S 57 deg. 30 min. E 13 poles, 20 links to the beginning, and known as lot No. 5 of the Highlands Development, also, lot commencing at a stake and pointers the NE corner of Lot No. 5, runs N 60 E with the West side of White Oak Way, 8 poles to a stake and pointers; then N 30 W 12 poles, 21 links to a stake, on the East side of Cullasaja Drive; then S 48 deg. 30 min. W with the same side of said Drive, 10 poles to a stake the NW corner of Lot No. 5; then S 30 deg. 13 poles, 3 links to the beginning and known as Lot No. 6 of the Highlands Development.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
E. S. Mansfield and wife, ———
Mansfield, J. E. Perry, E. B. Sutton, and Highlands Land Company, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
Commencing at a stake on the South side of Cullasaja Drive, the NE corner of H. P. Dye's lot No. 90, runs with the same side of said Cullasaja Drive, as follows: S 79 E 100 feet; N 82 deg. 15 min. E 32 feet; then S 20 E 264 feet to a stake, (witnessed by a 12-inch leaning white oak S 70 deg. 30 min. W 17 feet, also 5-in. white pine N 33 W 23 feet); then W 210 feet to a stake in said H. P. Dye's East boundary line (witnessed by a 5-in. white oak N 68 deg. 30 min. W. 16.5 feet, also 3-in. oak N 41 E 13 feet); then N with said 262 feet to the beginning.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
C. C. Fuller and wife, ———
Fuller, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
A certain tract or parcel of land in Macon county, State of North Carolina, adjoining the lands of James Patterson, Tom Miller lot No. 16, Raoul Road and others, and bounded as follows: viz: All that certain lot or parcel of land situate, lying and being in the Town of Highlands, County of Macon, State of North Carolina, known as lot No. 11, Mirror Lake

LEGAL ADVERTISING

Subdivision of the G. Allen Banks property, and more fully shown by plat made by S. B. Rambo, C. E. July 18th, 1925, and described as follows: BEGINNING at corner of Lots 11 and 12 on Raoul Road S 19 deg. 55 min. E 105 feet; thence N 60 E 200 feet to a corner; thence N 17 deg. 55 min. W 105 feet; thence N 60 E 200 feet to the beginning point.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
Robert I. Beal and wife, Ruth Beal, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
FIRST TRACT: All the lands described in a deed from J. E. Hicks and wife, Mollie Hicks to Robert Beal and wife, Ruth Beal, dated November 18, 1929, and recorded in Deed Book Q-4, page 273, in the office of the Register of Deeds for Macon County, North Carolina.
SECOND TRACT: All the lands described in a deed from R. A. Connard and wife to Robert I. Beal, dated March 1, 1932, and recorded in Deed Book U-4, page 245, in the office of the Register of Deeds for Macon County, North Carolina.
THIRD TRACT: All the lands described in a deed from R. S. Jones and wife, Lois Jones, to Robert I. Beal, dated March 24, 1932, and recorded in Deed Book U-4, page 246, in the office of the Register of Deeds for Macon County, North Carolina.
FOURTH TRACT: All the lands described in a deed from R. E. Norton and wife, Agnes Norton, to Robert I. Beal, dated March 22, 1933, and recorded in Deed Book U-4, page 456, in the office of the Register of Deeds for Macon County, North Carolina.
EXCEPT from the above the land described in a deed from Robert I. Beal and wife, Ruth Beal, to Floyd Rogers and wife, Della Rogers, dated January 25, 1933, and recorded in Deed Book U-4, page 552, in the office of the Register of Deeds for Macon County, North Carolina.
FIFTH TRACT: All the lands described in a deed from R. E. Norton and wife, Agnes Norton, to Robert I. Beal and wife, Ruth Beal, dated August 23, 1934, and recorded in Deed Book X-4, page 158, in the office of the Register of Deeds for Macon County, North Carolina.
EXCEPT from the land described above all the land described in a deed from Robert I. Beal and wife, Ruth Beal, to L. F. Speed and wife, Helen Speed.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
J. I. Findley and wife ———
Findley, and G. Allen Banks and wife, Lula W. Banks, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
All and singular that certain parcel of land situate, lying and being in Highlands Township, County of Macon, State of North Carolina, having the following metes and bounds: BEGINNING at a point on the Highlands-Franklin Public Highway between lots 33 and 32 and running NE 14 deg. distance of 230 feet to a branch; thence along said branch to a contributory to said branch; thence along said contributory branch to a corner; thence NE

LEGAL ADVERTISING

13.5 deg., a distance of 130 feet to the Highlands-Franklin Road; thence along said road NW 78 deg. 40 min. 158 feet to the above starting point. This lot is known as lot 32 of the Mirror Lake Subdivision of the G. Allen Banks property and more fully described by plat made by S. B. Rambo, C. E., on July 18, 1932.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
Mrs. J. Z. Gottwals, et al, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
Situated in the Town of Highlands, Macon County, North Carolina. Beginning at a stake in the West line of Fourth Street, N 3 E 32 poles from the North line of Chestnut Street; then running thence with the West line of Fourth Street N 3 E 16 poles to a stake; thence N 87 W 30 poles to a stake; thence S 3 W 16 poles to a stake; thence S 87 E 30 poles to the beginning. Containing 3 acres, more or less.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

NOTICE OF SALE

State of North Carolina, County of Macon.
Macon County, Plaintiff.
vs.
T. F. Arnold and wife, ———
Arnold, R. M. Fuller, G. Allen Banks, and Lula W. Banks, Defendants.
Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 3rd day of January, 1938, the undersigned Commissioner will on the 7th day of February, 1938, at 12 o'clock, noon, at the Courthouse door in Macon County, North Carolina, sell to the highest bidder for cash the following described real estate:
All that lot or parcel of land situate, lying and being in the Town of Highlands, County of Macon, and State of North Carolina, described as follows:
Commencing at a stake and pointers, the same beginning corner as Lot No. 3, runs N 50 E with the West side of White Oak Way, 8 poles to a stake and pointers; then N 57 deg. 30 min. W 13 poles, 20 links to a stake on the East side of Cullasaja Drive; then S 37 W with the same side of said Drive, 9 poles to a stake, the NW corner of Lot No. 3; then S 65 E 12 poles, 5 links to the Beginning, being Lot No. 4 of the Highlands Development.
And in addition to the lands herein conveyed, the said party of the first part hereby conveys to the party of the second part, his heirs and assigns, the privilege to participate in all fishing, boating, and bathing rights in Mirror Lake, connected with this property.
This, the 3rd day of January, 1938.
R. S. JONES, Commissioner.
J13-4tc-F3

In the District Court of the United States of America for the Western District of North Carolina, Asheville Division. At Law No. 470. United States of America v. 261.4 acres of land in Macon County, North Carolina. A. M. Frye Estate, et al. Notice of Action by publication of Summons. To: A. B. Lakey and wife, Callie; U. S. Collector of Internal Revenue; Lee Allman and wife, Mamie; W. L. Easley and wife, Rosa; Noah McHan and wife; C. S. Battles and wife, Docia; Louella Roans and husband, R. J.; T. M. Tessier; North Carolina Collector of Internal Revenue; John Allman and wife, Bell; Department of Conservation & Development; Della Winkle and husband, R. B. (Jake); Carolyn Sloan Easton and husband, Ervin; Enla Bryson and husband, Terrill Bryson; Mary Hurst and husband, John Hurst; W. A. Jenkins and wife, ——— Jenkins; J. R. (Robert) Lakey and wife, Florence E. Lakey; Manchester National Bank of Manchester, Va. (Merchants National Bank of Man-

LEGAL ADVERTISING

chester, Va., or Manchester National Bank of Richmond, Va., or Merchants National Bank of Richmond, Va.) or its successors or assigns; Merchants National Bank of Manchester, Va., or its successors or assigns; Lois Frye Randolph, Executrix of the Estate of A. M. Frye, deceased; Lois Frye Randolph and husband, John F. Randolph; Jennie Woodward (single) over 21 years of age; N. A. Allman, widower; Elsie Angel and husband; Robert Angel and wife, ——— Angel; Mary Swan Daniels, widow; Rosa Easley and husband, W. L. Easley; Kate Robinson Hobart and husband, W. D. Hobart; Abbie Jacobs and husband, Dan Jacobs; Mary Simpson, widow; Buck Slagle and wife, ——— Slagle; Dallas Slagle, single; John Slagle, widower; Mrs. S. C. Slagle, widow; Mrs. Jane Williams, widow; ——— Eberhart, wife of W. M. Eberhart; C. Renckley and wife; ——— Schuyler, wife of F. A. Schuyler; Federal Land Bank of Columbia; Florida Young Hawkins and husband, Jake Hawkins; Lydia Young Hawkins and husband, Grover Hawkins; Annie Berry Moore and husband, J. L. Moore; Ethel Crips Moore and husband, Sam Moore; Mary Robinson Daniels and husband, C. C. Daniels; Mrs. Tim Kilgo and husband, ——— Kilgo; Betty Sloan McAllister and husband, James McAllister; Mrs. Hattie Moore, widow; J. W. S. Moore and wife, ——— Moore; Marion Moore and wife, ——— Moore; Miller Moore and wife; W. I. Moore and wife, ——— Moore; Ramsey, wife of W. I. Ramsey; Rev. E. L. Siler and wife, ——— Siler; J. G. Siler and wife, ——— Siler; C. S. Sloan and wife, Eula Sloan; Eleanor Sloan, single; J. R. Sloan and wife, Lois Sloan; Timoxena Sloan, single; W. N. Sloan and wife, Beulah Sloan; Mrs. Susie Casper Stonie, nee Susie Casper; Virginia Sloan Swain and husband, Hall Swain; George H. Wakefield and wife, Gladys Scott Wakefield; Allman, wife of N. G. Allman; Sallie H. Busbee and husband, if any; ——— Busbee, wife of Phillip H. Busbee; ——— Cox, wife of Franklin Cox; Dallas DeHart and wife, S. G. DeHart; J. W. DeHart and wife, ——— DeHart; ——— Eberhart, wife of W. M. Eberhart; Mary E. Everett and husband, if any; J. H. Everett and wife, Jennie Everett; Andrew Gibby and wife ——— Gibby; Elisha Gibby and wife, Mary Gibby; Sherman R. Naples and wife, ——— Naples; A. L. McHan and wife, E. L. McHan; E. J. Oates, Trustee; ——— Pool, wife of Theodore W. Pool, deceased; J. M. Rickman; James P. Sadler, Trustee; ——— Schuyler, wife of F. A. Schuyler; Margaret B. Shipp and husband, if any; A. B. Veeder and wife; L. W. Wells and wife. ——— Wells; Mrs. Westley West and husband, ——— Westley; James W. Wilson and wife, ——— Wilson; A. B. Andrews, deceased; F. H. Busbee, deceased; Franklin Cox, deceased; W. F. Cross, deceased; E. Everett, deceased; A. M. Frye, deceased; Theodore W. Pool, deceased; Merritt Rickman, deceased; J. C. Bird and wife, ——— Bird; Bird, wife of B. A. Bird; Louisa D. Burnett and husband, Henry Burnett; ——— Burnett, wife of W. A. Burnett; Mrs. C. E. Clements and husband; Posey Humphrey, U. S. Commissioner; ——— Raby, wife of Josiah H. Raby; R. M. Sanders, U. S. Commissioner; M. C. Thomas, Trustee in bankruptcy; Clark Bird, deceased; J. L. Moore, deceased; C. T. Roane, deceased; Skeekin (Skeekin) Indian, deceased; J. M. Burchfield; ——— Busbee, wife of P. H. Busbee; Sallie H. Busbee and husband (if any); ——— Cox, wife of Franklin Cox; Mary E. Everett and husband (if any); J. H. Everett and wife, Jennie Everett; H. Hardwicke and wife; Lon Hoffman; Johnstone Jones and wife, ——— Jones; Macon Lumber Company; Sherman R. Maples and wife; E. J. Oates, Trustee; Theodore W. Pool; ——— Pool, wife of Theodore W. Pool, deceased; James P. Sadler, Trustee; Margaret B. Shipp and husband, if any; A. B. Veeder and wife; L. W. Wells and wife; James W. Wilson and wife; A. B. Andrews, deceased; F. H. Busbee, deceased; Franklin Cox, deceased; E. Everett, deceased; Andrew B. Strain and wife; John H. Strain and wife; Thomas L. Strain and wife; John Strain, deceased; J. L. Strain, deceased; W. P. Allison and wife, S. A. Allison; Mrs. Ida Angel and husband; L. H. Enloe and wife, Mary Enloe; Mrs. Ellen Green and husband; J. L. Guffee and wife, M. A. Guffee; Frank Hastings and wife; C. W. Siler and wife; Francis Hastings, deceased; Thomas J. Roan, deceased; Jesse R. Siler, deceased; L. P. Siler, deceased; 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

LEGAL ADVERTISING

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 rights of easement or prescription 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 the lands described in the said petition and hereinafter 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 Western District of North Carolina for the purpose of the appropriation and condemnation by judicial process, for the public use and benefit of the United States of America, of 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 (30 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: Tracts 56h, 56h-1, and 56-j. A. M. Frye Estate, containing according to survey 137.9 acres in Macon County, N. C., on the waters of Wesser Creek, a tributary of Nantahala 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 1345, A. J. DeHart, containing according to survey 61.9 acres in Macon County, N. C., on the waters of Lowdermilk Creek, a tributary of the Little Tennessee River, more particularly described by metes and bounds in Exhibit "A-1," 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 1296, R. D. Sisk, J. Alex Berry, Mrs. F. B. Young, and others, containing according to survey 10.2 acres, in Macon County, N. C., on the waters of Rabbit Creek, a tributary of the Little Tennessee River, more particularly described by metes and bounds in Exhibit "A-3," 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. Tract 1312c, George H. Wakefield, containing according to survey 32.5 acres, in Macon County, N. C., on the waters of the Thompson Fork of Jones Creek, a tributary of Cartoogechaye Creek, more particularly described by metes and bounds in Exhibit "A-4," and upon map or plat Exhibit "B-6," 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, Buncombe 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 17th day of December, 1937, and the year of our Independence the 162nd. J. Y. Jordan, Clerk. By: W. A. Lytle, Deputy Clerk.
D23-J13-4tc