

LEGAL ADVERTISING

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$8,000.00 WATER WORKS BONDS OF THE TOWN OF HIGHLANDS, IN THE COUNTY OF MACON, NORTH CAROLINA.

WHEREAS, the needs of the Town of Highlands requires that there be installed an extension to and enlargement of the Water Mains; and whereas, there is need for increased storage facilities; and whereas, the Board of Commissioners of said Town of Highlands have determined the cost of said proposed enlargements and extensions of said mains and storage facilities will cost the said Town the sum of EIGHT THOUSAND DOLLARS (\$8,000.00).

AND WHEREAS, a statement of the debts and assessments of the taxable property of the said Town has this day been presented to the Board of Commissioners and filed with the Town Clerk and is open for inspection; and whereas, the assessed value of the property within the corporate limits of the Town of Highlands as last fixed for municipal taxation is \$408,627.00; and whereas, the net outstanding debt of the Town of Highlands is \$125,000.00; and whereas, the percentage that the net debt bears to the net assessed valuation is 33 per cent.

NOW, THEREFORE, be it ordained by the Board of Commissioners of the Town of Highlands in regular assembled meeting:

SECTION 1. That there be issued by the Town of Highlands not more than EIGHT THOUSAND DOLLARS Water Improvement Bonds, bearing interest at the rate of six per cent per annum for the purpose of paying for said extensions and enlargements of said Water Mains and increasing the size of said storage facilities, said bonds to be issued at such time as the Board of Commissioners of said Town may direct by Resolution, within three years after Ordinance takes effect. The time and place of the payments and other details in connection with said issuance not inconsistent with this Ordinance shall be provided by the Board of Commissioners by Resolution adopted prior to the issuance of said bonds, provided said Bonds shall mature and be made payable, the first not more than three years from the date of the first Bonds issued, and the last of which shall mature and be made payable not more than sixteen years from the date of the first issued Bonds and no installment or series shall be more than two and one-half times of the smallest installment or series.

SECTION 2. That the maximum aggregate principal of said Bonds, as hereinbefore stated, shall be EIGHT THOUSAND DOLLARS.

SECTION 3. That a tax sufficient to pay the principal and interest of said Bonds shall be annually levied and collected.

SECTION 4. That a statement of the debts of said Town shall be filed with the Clerk of said Town at his office and open for public inspection.

SECTION 5. That this Ordinance shall take effect when approved by the voters of the Municipality at an election as provided by law.

SECTION 6. That this Ordinance shall be published once in each two successive weeks, after its final passage, in the Franklin Press, a weekly newspaper published in the Town of Franklin, Macon County, North Carolina, and notice shall be published with said Ordinance in the manner prescribed by Section 2944 of the Consolidated Statutes, with the printed signature of the Clerk of the Town of Highlands affixed thereto, stating the date of the Ordinance passed, and date same was first published, and further stating that any action or proceeding questioning the validity of said Ordinance must be commenced within thirty days after it is first published.

This is to certify that the foregoing Ordinance was passed on March 7, 1939, and was first posted on March 21, 1939 and is first published August 1, 1940. Any action or proceeding questioning the validity of said Ordinance must be commenced within thirty days after the date of said publication.

This August 1, 1940.

W. P. CLEVELAND,
Clerk for Town of Highlands, N. C.
A1-2tc-A8

NOTICE OF RESALE

North Carolina
Macon County

In The Superior Court
The Bank of Franklin

vs.
J. A. Berry, W. J. Berry and
J. A. Berry

Pursuant to and by virtue of an order of resale made and entered in the Superior Court of Macon County in the above entitled action, and directed to me, I will, on Monday, the 12th day of August, 1940, at 12 o'clock, noon, at the Court House door in Franklin, Macon County, North Carolina, offer for sale and sell to the highest bidder for cash, all the right, title and interest which the said J. A. Berry had, at the time of docketing the judgment on which the execution was issued in this

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cause, in the following described tracts of land in Macon County, North Carolina:

One-half of all minerals and all mining privileges including use of all timber and water and water rights in and to those lands described in deed from W. H. Berry and M. A. Berry, his wife, to Logan Berry, which said deed was recorded in the Office of the Register of Deeds of Macon County, North Carolina, in Book FF on page 421, containing 225 acres, more or less.

Also the full minerals and mining privileges in and to the lands described in a deed from A. J. Moore and wife, to W. H. Berry which said deed was recorded in the office of the Register of Deeds of Macon County, North Carolina, in Book JJ at page 473, except so much thereof as was deeded by J. A. Berry and Minnie Berry to J. B. Ammons by deed recorded in the Office of the Register of Deeds of Macon County in Book I, at page 240, and so much as was deeded by the same parties to the same party and recorded in Book Q-4 at page 297, the remaining lands consisting of 4 acres more or less.

Also all other minerals and mining privileges owned by J. A. Berry, Minnie Berry and Clyde Berry in Ellijay Township, Macon County, North Carolina, except only the home place of Minnie Berry, consisting of 75 acres.

This 25th day of July, 1940.
A. B. SLAGLE,
Sheriff, Macon County, N. C.
A1-2tc-A8

NOTICE OF PUBLICATION

North Carolina,
Macon County.

In The Superior Court
Macon County

vs.
Annie Lee Orr and husband,
Ray Orr, et als.

The defendants, Annie Lee Orr, Ray Orr and Sue McCall, 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 foreclose a tax lien covering lands in which the above named defendants have an interest, and the above named defendants will further take notice that they are required to appear within thirty days in the office of the 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.

HARLEY R. CABE,
Clerk of the Superior Court
A2-4tc-A23

NOTICE OF SALE

State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.

N. G. Williams et als., defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 22nd day of July, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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:

BEGINNING at an old black oak stump in the forks of the road near the Tom Gribble old house, runs with the road S. 23 W. 27 poles to a stake at the forks of the road; then with the east prong of the road S. 15 E. 20 poles to a stake, W. N. Allman's corner; then with his line N. 75 E. 21 poles to a stake in old road; then S. 30 E. 8 poles to a W. oak on east side of the road; then S. 17 E. 15½ poles to a stake, Allman's corner; then with his line S. 88 E. 59 poles to a locust stake; then N. 3 E. 55 poles to a stake, L. H. Allman's S. E. corner; then with Allman's line S. 80½ W. 79 poles to a stake on the east bank of old road; then N. 12 W. 20 poles to the BEGINNING, containing 24 acres and 20 rods more or less.

EXCEPTING from the land described in a deed from R. V. Williams, widower, to Mrs. Lavada Penland Compton and Mrs. Ida Penland McConnell, said deed bearing date of April 25, 1924 and recorded in Book of Deeds K-4, page 141, office of the Register of Deeds for Macon County, N. C.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

NOTICE OF SALE

State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.

Harry G. Brown and wife, Marinda Brown, defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 22nd day of July, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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:

Lots 6, 7, and 8 of Sycamore Landing as surveyed and platted by J. W. Smith October 24, 1925, said plat being recorded in Plat Book No. 1, page 28.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

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NOTICE OF SALE
State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.
L. W. Ashe and wife,
Ashe, defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 22nd day of July, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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 of the right, title and interest of L. W. Ashe in the lands described in a deed from Henry Guyer and wife, to Lucinda Poindester, recorded in Book U, page 152, also in a deed from G. H. Guyer and Sophia Guyer to Lucinda Poindester recorded in Book U, page 154.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

NOTICE OF SALE

State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.

John M. Sutton and wife, et als,
defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 22nd day of July, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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:

An undivided one-half interest in the mineral interest and mining privileges except timber in the following described tract or parcel of land BEGINNING on the east bank of the Little Tennessee River at an ironwood at the mouth of a branch east side of C. A. Cabe's house (now John Burleson's tenant house) and runs in a N. E. course and with the branch 107 poles and 12 links to a spring at the head of the branch; then N. 78 E. 38 poles to an old fallen black oak, corner of old No. 17; and corner of J. P. Angel's (now Molly Angel) and G. T. Stiles' land; then N. 5 W. 16 poles to a stake and pointers, J. P. Angel (now Molly Angel's corner) thence N. 62 W. 30 poles to an old stump near a trail, J. P. Angel's corner; then N. 57 W. 108 poles to an old stump, J. P. Angel's corner; then N. 47 W. 56 poles to an ironwood on the bank of the Little Tennessee River and on the north side of the branch; then up the river 197 poles to the BEGINNING, containing 74 acres, more or less.

Also the present timber for mining purposes on that tract of land BEGINNING at a red oak 14 poles S. 50 E. from C. A. Cabe's corner on an old stump near a trail; then S. 50 W. 28½ poles to a stake; then N. 40 W. 28½ poles to a stake; then N. 40 W. 28½ poles to a stake; then N. 50 E. 28½ poles to J. P. Angel's line; thence S. 40 E. 28½ poles to the BEGINNING, containing 5 acres.

Also the present timber for mining purposes on a tract of land BEGINNING on the bank of the Little Tennessee River just above the mouth of a small branch and runs S. 60 E. 28½ poles to a stake; then N. 30 E. 28½ poles to a white oak; then N. 60 W. 28½ poles to a chinquapin; then S. 30 W. 28½ poles to the BEGINNING, containing 5 acres.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

NOTICE OF SALE

State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.

Victor Shidles and wife, Lois Shidles, et als, defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above entitled action on the 22nd day of July, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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:

Adjoining the lands of Cora McLeod and others, bounded as follows, viz: BEGINNING on a stake an old corner of the McLeod land; then runs South with the McLeod line to a stake near a black gum; then runs N. W. with Rebecca Miller's line to a white oak; then runs N. E. with Miller and Johnson's lines to a red oak; then East to the BEGINNING, containing 2 acres, more or less.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

NOTICE OF SALE

State of North Carolina,
County of Macon.

Macon County, Plaintiff
vs.

Grover Lewis and wife, Goldie Lewis; R. S. Jones, Admr., et al,
defendants.

Under and by virtue of a decree of the Superior Court of Macon County entered in the above en-

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titled action on the 3rd day of June, 1940, the undersigned Commissioner will on the 26th day of August, 1940, 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:

Adjoining the lands of the heirs of J. S. Waldroop and others, bounded as follows, viz: Being all the lot of land mentioned and described in a deed from J. S. Waldroop to Mary C. Ray bearing date the 5th day of April, 1910, recorded in Book G-3 of Deeds at pages 378-379, in the office of the register of deeds for Macon County, N. C., to which deed reference is hereby made.

This, the 22nd day of July, 1940.
R. S. JONES, Commissioner
A1-4tc-A22

NOTICE OF SALE OF REAL ESTATE UNDER EXECUTION

North Carolina
Macon County

In The Superior Court
O. E. Lawrence

vs.
Francis C. Cary

Under and by virtue of an execution directed to the undersigned Sheriff of Macon County, North Carolina, from the Superior Court

of Macon County, North Carolina, in the above entitled action, I will, on Monday, the 19th day of August, 1940, at 12 o'clock, noon, at the front door of the Courthouse in Franklin, Macon County, North Carolina, offer for sale and will sell to the highest bidder for cash, to satisfy said execution, the lands, privileges and rights, herein-after described:

All the property and rights described in a deed from Mary Ann Haskett, to Francis C. Cary, dated 13th day of June, 1938, recorded in Deed Book B-5, at page 356, Office of Register of Deeds for Macon County, North Carolina.

Also all the property and rights described in a deed from Margaret Ann Ammons and Alex Ammons to Francis C. Cary, dated 12th day of December, 1938, and recorded in Deed Book B-5, at page 540, Office of the Register of Deeds for Macon County, North Carolina.

To which deeds and records thereof reference is hereby made and had for a more complete description.

This the 19th day of July, 1940.
A. B. SLAGLE,
Sheriff, Macon County,
North Carolina
By John Dills, D. S.
Jly25-4tc-A15

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of Macon County, North Carolina, in the above entitled action, I will, on Monday, the 19th day of August, 1940, at 12 o'clock, noon, at the front door of the Courthouse in Franklin, Macon County, North Carolina, offer for sale and will sell to the highest bidder for cash, to satisfy said execution, the lands, privileges and rights, herein-after described:

All the property and rights described in a deed from Mary Ann Haskett, to Francis C. Cary, dated 13th day of June, 1938, recorded in Deed Book B-5, at page 356, Office of Register of Deeds for Macon County, North Carolina.

Also all the property and rights described in a deed from Margaret Ann Ammons and Alex Ammons to Francis C. Cary, dated 12th day of December, 1938, and recorded in Deed Book B-5, at page 540, Office of the Register of Deeds for Macon County, North Carolina.

To which deeds and records thereof reference is hereby made and had for a more complete description.

This the 19th day of July, 1940.
A. B. SLAGLE,
Sheriff, Macon County,
North Carolina
By John Dills, D. S.
Jly25-4tc-A15

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