

Legal Notices

STATE OF NORTH CAROLINA COUNTY OF TRANSYLVANIA. IN RE: RESTORATION OF CITIZENSHIP OF R. J. KITCHEN. TO ALL WHOM IT MAY CONCERN:

This is to give notice that R. J. Kitchen has filed a petition before the Clerk of the Superior Court of Transylvania County, N. C., for restoration of his rights as a citizen of Transylvania County, N. C. The said R. J. Kitchen having been convicted at the fall term of the Superior Court in Transylvania in 1921, and having been pardoned by the Governor in January 1928. You will further take notice that this petition will be heard at August term of 1928 Superior Court.
Roland Owen, C. S. C. thru Aug-2

NOTICE AND SUMMONS State of North Carolina County of Transylvania IN THE SUPERIOR COURT Carrie Holcomb Aiken Vs. Will Aiken.

The defendant above named will take notice that an action entitled as above has been commenced in the Superior Court of Transylvania county to obtain an absolute divorce by said plaintiff from said defendant; the said defendant will further take notice that she is required to appear at the term of the Superior Court of said county to be held in the court house in Brevard on the 13th Monday after the first Monday in September, it being the 3rd day of December 1928, and answer or demur to the complaint of this plaintiff or the plaintiff will apply to the court for the relief demanded in said complaint.
ROLAND OWEN, Clerk of Superior Court.
4tp jne21-28jly5-12
Ralph Fisher, Atty.

NOTICE State of North Carolina Transylvania County

By virtue of a deed in trust with power of sale, executed by R. C. Ledford and husband Levi Ledford, to F. E. Shuford, Trustee, securing two certain notes therein mentioned said deed in trust being recorded in book 86 at page 270 of the Records of Deeds in Trust for Henderson County, N. C., and default having been made in payment of a part of the indebtedness, secured by said deed in trust, whereby the entire indebtedness has become due and payable and the holder of the said notes secured by said deed in trust, having called upon the undersigned trustee to advertise and to sell the land herein described for the purpose of paying said indebtedness.
I will on Monday, July 23, 1928, at 12 o'clock noon at the Court House door in Brevard, N. C., offer for sale at public auction and sell to the highest bidder for cash, the land described in the said deed in trust, to-wit:

Lying and being in the township of Mills River, in the county of Henderson and State of North Carolina, adjoining the lands of McKinea and public school and others and more particularly described as follows: to-wit:

Beginning at a stone on the west side of the Brevard - Hendersonville Highway, in J. P. McKinea's line and runs north eighty seven degrees west thirty three poles to the public road; thence south twenty four degrees west twelve and one-half poles to a stake; thence south eighty seven degrees east thirty nine poles to a stake in the west margin of the Brevard - Hendersonville; thence in an easterly direction with the Brevard-Hendersonville Highway to the beginning, containing two and one-fourth acres more or less.

Said sale to satisfy costs of sale and indebtedness.
This the 20 day of June, 1928.
F. E. Shuford, trustee, 28 Jly5-12-17
Ralph Fisher, Atty for Mortgagee.

TRUSTEE'S SALE OF LAND

Whereas, on the 19th day of April 1928, W. F. Bell executed deed in trust, covering the land hereinafter described, to the undersigned trustee, to secure the payment of certain notes therein mentioned and described, which deed in trust is recorded in Book No. 20 at page 172, and.

Whereas there has been default in the payment of said notes, and the holders of said notes have directed the undersigned trustee to advertise said land and sell same, under the power of sale contained in said deed in trust, and all necessary notices have been given.

On Saturday, the 28th day of July 1928, at 12 o'clock noon, at public auction, for cash, I will sell to the highest bidder, the following described lot or parcel of land, situate, lying and being in the county of Transylvania, and state of North Carolina, in the town of Brevard, on the west side of Caldwell street, and on the north side of Depot street, and more particularly, described as follows, to-wit:

Beginning at a stake at the northwest corner of the intersection of Depot Street and Caldwell street, and runs with the west margin of Caldwell street north 37 east 208 1-2 feet to a stake; then, north, 50 west 208 1-2 feet to a stake; then, south 37 west 208 1-2 feet to a stake, in the north margin of Depot street; then, with the north margin of Depot street, south 50 east 208 1-2 feet to the beginning.

Sale made to satisfy said notes, interest and costs.
This June 26th, 1928.
R. L. Gash, trustee 28 jly5-12-19

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain deed in trust, bearing date of August 22, 1927 from Ralph Fisher and wife, Thelma Fisher to the undersigned trustee, securing certain indebtedness therein named, said deed in trust being of records in book No.

21 at page 158 of the record of deeds in trust for Transylvania county, N. C., and default having been made in the payment of said indebtedness whereby the power of sale contained in said Deed in Trust has become operative, and the undersigned has been requested to foreclose said deed in trust and all notices required as to said default having been given and said default has not been made good;

Now therefore the undersigned will on Monday, July 23rd, 1928, at 12 o'clock M. at the court house door in Brevard, N. C., offer for sale and sell to the highest bidder for cash the following described lots of land to-wit:

Lying and being in the Town of Brevard, on Broad street and Probert street, and fully described in the deed in trust hereinbefore mentioned, reference being hereby made to said deed in trust and the record thereof for a description of said lots by metes and bounds.

The proceeds of said sale to be applied upon the cost of sale, commissions, said indebtedness, etc.

This the 23rd day of June 1928.
R. B. Lyon, trustee. 28 jly 5-12-19
By D. L. ENGLISH, Atty.

NOTICE OF TRUSTEE'S SALE

By virtue of authority and power of sale vested in me by the terms of that certain deed in trust made by Loy F. Thompson and wife, Bleaka Thompson, for T. A. English, to secure the indebtedness therein described, said deed in trust being duly recorded in the office of the Register of Deeds for Transylvania county in Book 21 at page 36, default having been made in the payments secured by said deed in trust, and said default not having been made good after more than five days' notice, and the holder of said notes having declared his intention to declare all notes due and payable, and having requested me to foreclose said security for the purpose of paying said indebtedness, I will on July 30th, 1928 at 12 o'clock M., at the court house door in the Town of Brevard, N. C., sell to the highest bidder, for cash, the following described property:

The following described tract or parcel of land, situate, lying and being in the township of Brevard, in the county of Transylvania, and state of North Carolina, adjoining the lands of Lake Sega Subdivision, and more particularly described as follows, to-wit:

Being all of lot 26, Block 2 of the R. E. Lawrence property of the Lake Sega Subdivision, as mapped and surveyed by D. R. S. Frazier, C. E., in Sept. 1925, and which map is recorded in Book 33 at page 118 of the records in and for Transylvania county, N. C., to which map record reference is hereby made for a full and complete description.

Said sale made to satisfy said indebtedness, taxes and costs.

This the 26th day of June 1928.
PAT KIMZEY, Trustee.
5t \$7.50 Jne -28 jly5-12-19-26

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain deed in trust bearing date of September 22, 1925 from W. Y. Thomason and wife to the undersigned trustee, securing certain indebtedness therein name dwhich deed in trust is registered in Book No. 19 at page 155 of the records of deeds in trust for Transylvania county, N. C.

And whereas default has been made in the payment of said indebtedness whereby the power of sale contained in said deed in trust has become operative and all notices as to said default has been given and said default has not been made good and the undersigned has been requested to foreclose said deed in trust.

Now therefore the undersigned will on Saturday July 21, 1928, at 12 o'clock M. at the Court House door in the Town of Brevard, N. C., offer for sale and sell to the highest bidder for cash the following property, to-wit:

All those three certain tracts of land described in a deed from James Dean and wife Cora Dean to W. Y. Thomason and his wife Hattie Thomason by deed bearing date of October 13, 1915 and registered in Book No. 42 at page 400 of the deed records of Transylvania county, N. C., and also that tract of land containing two acres more or less described in a deed from D. P. Bishop and wife Mary Bishop to W. Y. Thomas and his wife Hattie Thomason by deed bearing date of July 13, 1913 and which deed is registered in Book No. 32 at page 336 of the Deed records of Transylvania county, N. C., to which deeds and records reference is hereby made for a description of said tracts of land by metes and bounds, and which deeds and records are hereby referred to and made a part hereof for the purposes of a description of the four tracts of land herein conveyed.

The proceeds of said sale to be applied upon said indebtedness, cost of sale, etc.
This the 19th day of June 1928.
D. L. English, trustee. 28Jly5-12-19

TRUSTEE'S SALE

Under and by virtue of the power of sale contained in that certain deed in trust, executed by Arthur Williams and wife Ola Williams to the undersigned trustee for the benefit of T. H. Shipman, said deed in trust bearing date of June 15th 1927 and being recorded in book 16 at page 636 of the Transylvania county records of Deeds in Trust, and default having been made in the payment of the indebtedness therein mentioned, and all notices required by law having been given, and said default not having been made good and the undersigned trustee having been requested to foreclose same:

I will, on Friday July the 20th, at 12 o'clock noon, at the court house door in the town of Brevard,

N. C., sell to the highest bidder for cash, all the following property: "Adjoining the lands of Poe Killian, Frank Jenkins and others, beginning on a stake on the south margin of an alley which leads east from Cashiers Valley street, and in front of Poe Killian's house, and to the J. C. Bagwell house, the Jenkins corner and runs from said stake south 40 west 4 poles to a stake; then north 63 west 1 pole 10 links to a stake; then south 40 west 5 poles 12 links to a stake; then north 63 west 4 poles 23 links to a stake in Poe Killian's line; then with Poe Killian's line north 40 east 9 poles 12 links to a stake in the south margin of the alley above mentioned; then with the south margin of said alley south 63 east 6 poles and 8 links to the beginning, containing one-third of an acre more or less by estimation.
Said sale made to satisfy said indebtedness, interest and costs.
This 19th day of June 1928.
WELCH GALLOWAY, Trustee.
Galloway & Martin, Attys.
Jne 28 July 5-12-19. p

NOTICE OF FORECLOSURE SALE

Under and by virtue of the Power of Sale contained in a certain Mortgage Deed from Ora Galloway, to D. H. Winchester, said instrument bearing date of June 18th, 1925 and which instrument is registered in Book No. 8 at Page 39 of the Record of Mortgage Deeds for Transylvania County, N. C., said Mortgage deed securing certain indebtedness therein named, and default having been made in the payment of said indebtedness whereby the power of sale therein contained has become operative and all notice of said default that are required having been given and said default has not been made good;

Now therefore, the undersigned Mortgagee, will, on Saturday, July 28th, 1928, at 12 o'clock M. at the Court House Door in Brevard, N. C. offer for sale and sell to the highest bidder for cash the following described real property, to-wit:

All those two tracts of land mentioned and referred to in Mortgage Deed aforesaid, reference being made to said instrument for a description of said two tracts of land.
Said sale or the proceeds thereof to be applied upon said indebtedness, cost of sale, commissions, etc.
This the 27th day of June, 1928.
D. H. Winchester, Mortgagee
By D. L. English, Atty.
July 5, 12, 19, 26.

NOTICE OF SALE OF LAND

ON SATURDAY, the 14th day of July, 1928 at 4 o'clock in the afternoon, at the door of Transylvania County Court House, in the City of Brevard, North Carolina, we will offer for sale at public auction to the last and highest bidder for cash, a three-eighths undivided interest in the following described tract or parcel of land:—

BEGINNING at a stake in the center of the Rosman-Toxaway Highway where the Transylvania Railroad crosses the same and at the North end of Horseshoe Trestle and runs with the said railroad North 48 poles to a stake in the line of Champion Fibre Company line; thence with their line North 82 West 24 poles to a stake; thence South 34 West 20 poles to a black oak stump; thence West 80 poles to a stake; thence South 65 West 60 poles to a locust in a hollow; thence South 1 West 40 poles to a stake; thence South 70 East 6 poles to a small locust; thence South 67 East 24 poles to a black gum; thence South 44 East 64 poles to pipe; thence South 65 East 50 poles to rock on bank of Highway; thence with the highway North 28 East 26 poles to an apple tree on the East side of the highway; thence with a marked line South 50 East 72 poles to a black oak on top of the mountain; thence along with the top of the mountain the following courses and distances: North 64 East 18 poles; thence North 35 East 16 poles; North 58 East 60 poles to a stake; thence leaving the top of the mountain North 85 West 60 poles to a water oak stump near the railroad; thence North 5 West 46 poles to the river and up the river 46 poles to the bridge on the river at the highway; thence along the highway South 62 West 38 poles; thence along the highway South 77 West 8 poles to the beginning, and containing 114 acres, more or less, lying on the West Fork of French Broad River and Abram's Creek.

For back title see Deed of Hugh Pinnix and wife and J. W. Summey and wife to Carolina Mountains Realty Corporation, recorded in book 57 at page 93 in the office of the Register of Deeds for Transylvania County.

This June 16th, 1928.
CAROLINA MOUNTAINS REALTY CORPORATION
July 5-12-

SOUTHERN RAILWAY SYSTEM

TRAIN SCHEDULE

No. 6 Departs 9:42 A. M.
No. 5 Arrives 1:00 P. M.

No. 6 makes connection at Hendersonville for New York, Washington, Richmond and other points North and East, and for Savannah, Jacksonville, Atlanta and points South, also for Cincinnati, Chicago, St. Louis, Memphis and points West. Tickets sold to all points.

Pullman Reservations Made
Special 2 day Fare Round Trip at one and one-third regular one-way fare.
Special 5 day Fare Round Trip at one and one-half fare.

These special rates apply to points between where one way does not exceed \$5.40. Minimum charge 50 cents.

For further information apply to
T. G. MILLER, Agent, Brevard
J. H. WOOD
Div. Pas. Agt. Asheville, N. C.

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EPWORTH LEAGUE SETTING THE PACE

Unusual interest is being taken in the contest for new members being waged by the Epworth League of the Brevard Methodist church, and as a result of the intense activity of the members, the local league is considered one of the very best and most effective Epworth Leagues in the state, Leon English, home for the holidays, is being given much credit for the growth of the league, and his earnest work in behalf of the organization is praised by many members of the church.

Two teams are busily at work in a friendly rivalry for new members. Jack Trantham and Sara Barrett are at the head of the Busy Bees, while Harry Sellers and Harriet Morris are leaders of the Snappy Workers. At the last counting, the latter side was in the lead by two members; the record standing 20 to 18. The contest will expire at the end of two more weeks, at which time the losing team will entertain the winners.

A cordial invitation is extended to all young people to attend the league meetings, held every Sunday evening at 7:15 o'clock, at the Methodist church.

GRAHAM SPENDING THE SUMMER HERE

Mr. Frank Graham, of Fernandina, Florida, is spending the summer in Brevard, living at the Waltermire hotel. Mr. Graham's son, Thomas, is a student at the Brevard Institute. Young Graham first came here to one of the camps, and was so delighted with this section that he entered the Institute. The elder Mr. Graham is a man of large business interests in the Florida town where he lives and expressed himself as being highly pleased with this section. He is of the opinion, however, that we should do more advertising of this great section, declaring there are thousands of people who would spend their summers here if they but knew of the beauty of the section, the fine, cool climate, good water and reasonable rates charged the tourists.

AUCTION SALE OF LAND

We will sell to the highest bidder on the first Monday in August, the William McCall Mill Shoal Tract, 16105 acres, with all the great water power rights on same. Land lying along north fork French Broad River in Gloucester township, about a mile and a half above Gloucester Bridge, at end of new Gloucester Highway. Reasonable terms.
JESSE M. McCALL, Balsam Grove, N. C. 3t 12-19-26 \$1 p \$1du

THE PRAYER CORNER

RECREATION

"We are accustomed," says Sir W. R. Gowers, M. D., in The Quarterly Review, "to talk of Recreation without discerning how much the word implies. It means making again that which work has undone, or rather facilitating the marvelous recuperative powers of life."

Rest and recreation are the antidotes of fatigue; but recreation should be such as to deserve the name. It does not replace rest, but properly employed, aids its influence. Its value is great in proportion as it involves a thorough change in the character of nerve activity.

But it should always be remembered that no recreation is possible if that which is thus designated simply replaces one form of fatigue by another form. Many a holiday is rendered useless by such disregard of the dictates of that rare practical wisdom to which, as if in irony, we apply the designation "common sense."

This is the decisive test of recreation—does it re-create, does one come from it with rested nerves, fresh enthusiasm for work, new joy in life, restored fellowship with men, and a spirit washed clean for converse with God? All this—in different measure—TRUE RECREATION WILL EFFECT. The precise opposite of all this—a false recreation will bring about.

A PRAYER FOR RECREATION

O Lord, our God, who delightest in the innocent joy of Thy children, teach us how much the word Recreation implies, that it means making

again, that which work has undone, or rather facilitating the marvelous power of life.

We know that rest and recreation are the antidotes of fatigue. So let our recreation be such as to deserve the name. It does not replace rest, but properly employed, aids its influence. Help us to see that its value is great in proportion as it involves a thorough change in the character of our nerve activity.

May we always remember that no recreation is possible if it simply replaces one form of fatigue by another form. Bring home to our hearts the fact that many a holiday is rendered useless by the disregard of the dictates of that rare practical wisdom to which we apply the designation of "Common Sense."

Let us never forget that the decisive test of recreation is recreation. If we come from it with rested nerves, fresh enthusiasm for work, new joy in life, restored fellowship with men and a spirit washed clean for converse with God, we shall know that we have enjoyed true recreation, and Thy blessing, O Lord, our God, it maketh rich and Thou addest no sorrow with it shall rest upon us, and go with us to our homes and unto Thee shall be the praise now and ever, Amen.

—C. D. C

SAM B. CRAIG
Attorney-at-Law

MASONIC TEMPLE
PICKENS, S. C.

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TO THE CITIZENS AND TAXPAYERS OF TRANSYLVANIA COUNTY:

Realizing that the time has come in Transylvania County when the citizens and taxpayers are more vitally interested than ever before in the question of taxation and the administration of the affairs of the county and town, and further realizing the absolute necessity of immediate action on the part of the citizens and taxpayers of the county if we would save ourselves from individual and collective bankruptcy, we most respectfully urge and request that every citizen and taxpayer of the county and town meet with us at the Court House in Brevard, on Saturday, July 14th, 1928, at 2 o'clock, P. M., at which time and place we will hear discussed the advisability of forming a "Citizens' and Taxpayers' League" for Brevard and Transylvania County, the primary purpose of which shall be to secure to the citizens of the town and county the most economical and efficient administration of their public affairs possible to the end that the staggering burden of taxation under which we are now being crushed may be lessened and at the same time the efficiency of the administration of the affairs of both town and county remain unimpaired.

The "budget estimates" of the amounts necessary to be raised by taxation in both city and county will be made out and filed for public inspection within the next two or three weeks, and the 1928 levy will be made in the near future. We should familiarize ourselves with these matters in order that we may be able to advise intelligently with the county and city officials. As stated above, immediate action is necessary.

Respectfully,

Brevard, N. C.
July 3, 1928

J. H. TINSLEY,
M. W. GALLOWAY,
FRANK JENKINS,
W. H. GROGAN, Sr.,
J. L. WILSON,
E. CARL ALLISON.
Committee.