

Legal Notices

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NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain deed in trust from W. O. Tinsley and his wife to the undersigned trustee for the Brevard Building and Loan Association, which deed in trust is registered in Book No. 17 at page 285 of the Record of Deeds in Trust for Transylvania county, N. C. said deed in trust securing certain indebtedness therein named, and default having been made in the payment of said indebtedness and all notice required having been given and said default has not been made good;

Now therefore the undersigned trustee will on Saturday, February 16th, 1929, 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 described real property, to wit:

Lots Nos. 21, 22 and 23 of what is known as Cagle View Terrace as set out and described in the deed in trust aforesaid to which deed in trust and record thereof reference is hereby made for a further description of said land.

The proceeds of said sale to be applied upon said indebtedness, costs of sale, etc.

This the 15 day of January, 1929.
D. L. English, Trustee 17-24F7-14c

State of North Carolina,
County of Transylvania.

By virtue of deed in trust with power of sale, executed by J. H. Pieper to Ralph Fisher, Trustee, securing one certain note therein mentioned made payable to J. H. Tinsley, said deed in trust being recorded in Book No. 16 at page 209 of the records of deeds in trust for Transylvania county, N. C., and default having been made in the 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 note 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, Feb. 25, 1929 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 Brevard, in the County of Transylvania, and state of North Carolina, adjoining the lands of Cagle View Terrace Subdivision and more particularly described as follows, to wit:

Being all of lots 32 and 33 as laid down on a map made by Geo. W. Justus's office at Hendersonville, N. C., in a subdivision of Cagle View Terrace and which map was made for C. J. Jeffress Realty Co., of Asheville, N. C., on the 27th day of August 1925, which map is recorded in Book 33 at page 110 of the deed records in and for Transylvania county, N. C., in the office of the Register of Deeds in and for said county and state.

This the 22 day of Jan. 1929.
Ralph Fisher Trustee. 24-31F7-14c

NOTICE OF SALE OF LAND

By virtue of the power in me vested by a deed in trust made and executed to me by James S. Norton and Ralph R. Fisher on the 20th day of March, 1926, on the land therein and hereinafter described to secure the payment of the indebtedness therein named to-wit: Two notes made and executed by the said James S. Norton and Ralph R. Fisher to the Champion Fibre Company for the sum of Fourteen Thousand Seven Hundred Fifty-one and 50/100 (\$14,751.50) Dollars each, bearing even date with said deed in trust one of said notes due and payable on or before November 20, 1926 and the other due and payable on or before November 20, 1927, both of said notes bearing interest at the rate of 6% per annum from November 20, 1925, interest payable semi-annually on the 20th days of May and November thereafter, and which said notes were given as a part of the purchase money for the land described in said deed in trust and hereinafter described, which said deed in trust was duly recorded in Book 16, page 159, Record of Deeds in Trust for Transylvania County, N. C., on the 21 day of April, 1926, reference being had to said deed in trust and record of the same for a description of said lands and said indebtedness secured there by and for the terms and conditions thereof and for full particulars. And default having been made by the said James S. Norton and Ralph R. Fisher in the payment of both principal and interest of said notes and said deed in trust having become operative and at the request of the holder of said notes, I will offer for sale at the Court House Door in the Town of Brevard, Transylvania County, N. C., at 12 o'clock noon on Monday, March 4, 1929, at public outcry to the highest bidder for cash the following described parcels or tracts of land, situate, lying and being on the west fork of French Broad River in Transylvania County, N. C., bounded and more particularly described as follows: to-wit:

First Tract: Being the tract of land embraced in a deed of conveyance made by John D. Galloway and wife at the terminus of the Clayton and Owen flume line calling to contain forty acres more or less, which

deed bears date April 9, 1917, and recorded in Book 39, pages 390, etc. Record of Deeds of Transylvania County, N. C., on April 10, 1917.

Second Tract: Being so much of what is known as the J. W. Owen lands as lies west of the Meigs and Freeman line, which are embraced in the deed of conveyance made and executed by J. W. Owen and wife, C. I. Owen to the Toxaway Lumber Company containing 424 4-8 acres more or less, which deed was acknowledged on August 30, 1917, and recorded in Book 40, pages 101, etc., Record of Deeds of Transylvania County, N. C., on Sept 18, 1917.

The remainder of the J. W. Owen land which lies east of the Meigs and Freeman line was released by the Champion Fibre Company to Geo. H. Smathers.

Third Tract: Being land embraced in deed of conveyance made by T. B. Galloway, Commissioner to the Toxaway Lumber Company, calling to contain 184 acres more or less, subject to an exception of 42 acres belonging to W. G. McCall, bearing date May 29, 1917, and recorded in Book 39, page 495, Record of Deeds of Transylvania County, N. C., on June 7, 1917.

Fourth Tract: Being land acquired by the compromise judgment entered in suit pending in the Superior Court of Transylvania County, N. C., entitled Brevard Land & Timber Company vs. Sherman Owen et al.

Fifth Tract: Being land embraced in Deed of Conveyance made by Marion Owen and wife, Nellie Owen and others to O. W. Clayton containing 89.5 acres more or less, bearing date April 9, 1917, and recorded in Book 33, page 43, Records of Deeds of Transylvania County, on April 11, 1917.

Sixth Tract: Being the land embraced in a deed from Sylvanus McCall and wife, Dillie McCall, to the Toxaway Lumber Company dated July 28, 1917, containing 50 acres more or less, and which deed was duly recorded in Book 39, page 593, Records of Deeds of Transylvania County, N. C., on July 1, 1918.

Seventh Tract: Being land acquired by purchase of the Champion Fibre Company from the heirs at law of Mrs. J. R. Zachary adjoining the T. P. Owen lands embraced in a deed made to the Champion Fibre Company, containing 81 acres more or less, and which deed was duly recorded in book 47, page 343, Record of Deeds of Transylvania County, N. C. on the 13th day of August, 1923.

Eighth Tract: Being lands embraced in a deed made by S. R. Owen and wife and others to the Champion Fibre Company containing 791.6 acres more or less, dated July 31, 1920, and which deed was duly recorded in book 43, page 268, Record of Deeds of Transylvania County, N. C. on Sept. 10th, 1920.

The above S. R. Owen tract is subject to the life estate of the mother of S. R. Owen in about 30 acres of said land where she now lives.

Ninth Tract: Being the undivided half interest in the land embraced in a deed made by T. P. Owen and others to the Champion Fibre Company dated the 10th day of April, 1925, which in acres more or less, bearing date April 20th, 1925, which deed is recorded in Book 49, page 393, Record of Deeds of Transylvania County, N. C. on the 20th day of April, 1925.

The undivided half interest of W. J. Owen and W. V. Owen in the T. P. Owen lands above described embraced in the deed made and executed by W. J. Owen and wife, Ethel Owen to the Champion Fibre Company bearing date April 10, 1925, and recorded in Book 49, page 403, Record of Deeds of Transylvania County, N. C. on the 20th day of April, 1925.

Tenth Tract: Being the land embraced in the deed made and executed by E. D. Owen to the Champion Fibre Company, bearing date April 10, 1925, containing 322.6 acres more or less which deed was duly recorded in book 49, page 393, Record of Deeds of Transylvania County, N. C., on the 20th day of April, 1925.

Reference being had to the foregoing deeds and records of the same for a fuller and more perfect description of said lands.

The following is a summary of acres of land more or less embraced in the foregoing deeds:

1st. Deed calls to contain 40 acres more or less.

2nd. Deed calls to contain 424 5-8 acres more or less.

3rd. Deed calls to contain 175 acres more or less.

4th. Deed calls to contain 84 3-10 acres more or less.

5th. Deed calls to contain 89 5-10 acres more or less.

6th. Deed calls to contain 50 acres more or less.

7th. Deed calls to contain 81 acres more or less.

8th. Deed calls to contain 791 6-10 acres more or less.

9th. Deed calls to contain 662 acres more or less.

10th. Deed calls to contain 332 acres more or less.

TOTAL 2730 acres more or less.

Said lands being sold to satisfy the amount of the principal and interest due on the two notes aforesaid and costs and expenses of said sale.

This January 28th, 1929.
GEO. H. SMATHERS, Trustee.
5tp J31 F7-14-21-28

NOTICE OF SALE OF LAND

By virtue of the power in me vested by deed in trust made and executed to me by Ralph R. Fisher on December 1, 1925, on the land hereinafter described to secure the payment of the indebtedness therein named, and default having been made in the payment of three of the notes therein named to-wit:

2 notes bearing even date with said deed in trust for the sum of \$8,062.50 each, one of which fell due Dec. 1, 1927 and the other Dec. 1, 1928, with interest due thereon from June 1, 1926, and one other note for \$2,500.00 bearing even date with said deed in trust with interest thereon from Dec. 1, 1925. All of said notes bearing interest at the rate of 6% per annum, payable semi-annually.

And which said notes were given as a part of the purchase money for the land described in said deed in trust and hereinafter described. Which said deed in trust was duly recorded in Book 53, page 3, Record of Deeds of Trust of Transylvania County, N. C., on the 20th day of January, 1926, reference being had to said deed in trust and record of the same for a description of said lands and the indebtedness secured thereby and for the terms and conditions thereof and for full particulars and default having been made by the said Ralph R. Fisher in the payment of the principal and interest of the above three notes as aforesaid and said deed in trust having become operative; and at the request of the holder of said notes I will offer for sale at the Court House Door in the Town of Brevard, Transylvania County, N. C., at 12:00 o'clock Noon on Monday, March 4, 1929, at public outcry to the highest bidder for cash the following tract or boundary of land, situate, lying and being on the west fork of French Broad River on the south side of the French Broad River that lies inside of Grant 230 to Geo. Latimer in Transylvania County, N. C., formerly known as the Brevard Land & Timber Company lands, more fully bounded and described as follows, to-wit:

BEGINNING at a stake on the north bank of the west fork of French Broad River in the Meigs and Freeman line, and runs with that line a northwesterly course to the Vanderbilt line; then with the Vanderbilt line to the ridge that divides the waters of Diamond Creek from the waters of the west fork of French Broad River; thence following that ridge, a southerly course to the line of the Lee R. Fisher home tract; thence running with the line of that tract to the John D. Galloway tract, crossing the west fork of the French Broad River; thence running with the line of the Chapman tract, and such course from there, to the Meigs and Freeman line, as will include all the lands owned by the Brevard Land & Timber Co. on the waters of the west fork of French Broad River; thence running with the Meigs and Freeman line a northwesterly course to the BEGINNING, also any other lands that were conveyed by the said Geo. H. Smathers and wife, Daisy R. Smathers, to the said Ralph R. Fisher by deed bearing even date herewith, on the south side of the main prong of French Broad River and its tributaries that lies inside of grant 230 to Geo. Latimer, formerly known as the Brevard Land & Timber lands.

It being the same land sold and conveyed by Brevard Land & Timber Co., a corporation, to said Geo. H. Smathers by deed bearing date May 1, 1918, and which deed was duly recorded in book 42, page 344, etc. Record of Deeds of Transylvania County, N. C., on 29th of November 1919, reference being had to said deed and record of same for a further description of said lands.

Said lands being sold to satisfy the amount of the principal and interest due on the notes aforesaid, costs and expenses of said sale.

This January 28th, 1929.
WILLIAM M. SMATHERS,
Trustee. pd tms
5tp J31 F7-14-21-28

State of North Carolina,
County of Transylvania.

By virtue of a deed in trust with power of sale, executed by J. H. Pieper to Ralph Fisher, Trustee, securing one note therein mentioned made payable to J. H. Tinsley, said deed in trust being recorded in book No. 16, at page 216, of the records of deeds in Trust for Transylvania 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 note 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, Feb. 25, 1929, 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 Brevard, in the county of Transylvania and State of North Carolina, adjoining the lands of Cagle View Terrace Subdivision, and more particularly described as follows, to wit:

Being all of lots No. nineteen and twenty as laid down on a map made by Geo. W. Justus's office at Hendersonville, N. C., in a subdivision of Cagle View Terrace and which map was made for C. J. Jeffress Realty Co. of Asheville, N. C., on the 27th day of August 1925 which map is recorded in Book 33 page 110 of the deed records in and for Transylvania county, N. C., in the office of the register of deeds in and for said county and state.

This the 22nd day of Jan. 1929.
Ralph Fisher Trustee. 24-31F7-14c

NOTICE OF SALE OF LAND

By virtue of the power in me vested by deed in trust made and executed to me by Ralph R. Fisher and wife, Thelma R. Fisher on the first day of September 1927, on the land therein and hereinafter described to secure the payment of a note therein named executed by Ralph R. Fisher to George H. Smathers, bearing even date with said deed in trust for the sum of Thirteen Thousand Five Hundred Seventy-one and 20/100 (\$13,571.20) Dollars, due and payable on or before September 1, 1928, bearing interest from date of execution at the rate of 6% per annum, interest payable semi-annually, which deed in trust was duly recorded in Book 22, page 241 record of deeds of trust of Transylvania County, N. C., on the 14th day of September 1927, reference being had to said deed in trust and record of the same for a description of the property therein conveyed and for the terms and conditions thereof and for full particulars. And default having been made by the said Ralph R. Fisher in the payment of both principal and interest on said note and said deed in trust having become operative and at the request of the holder of said note, I will offer for sale at the Court House door in the Town of Brevard, Transylvania County, N. C., at 12 o'clock Noon

on Monday, March 4, 1929, at public outcry to the highest bidder for cash the following described pieces parcels or tracts of land in Transylvania County, N. C.

Being the undivided one half interest of said Ralph R. Fisher in the following described two tracts of land, situate, lying and being in the Town of Brevard, Transylvania County, N. C., and described and more particularly bounded as follows, to wit:

First Tract: Beginning on a stone, Mary Aiken Parton's corner and runs south 44 deg. west 264 feet to a stone on the north margin of said border alley; thence with the line of said alley north 61 deg. west 126 feet to a stone, the McMinn heirs corner; thence with the line of said McMinn heirs, north 44 deg. east 319 1-2 feet to a stone, Mary Aiken Parton's corner; thence with her line south 40 deg. east 132 feet to the beginning.

Second Tract: Lying between Poor Alley and Apple Tree Street and on the east side of a 10 foot alley that runs from one of said streets to the other;

Beginning on a stone on the north margin of Poor St. where the east margin of said 10 foot alley intersects the same, and runs with the east margin of said alley north 37 deg. 40 min. east 183 feet to a stake; thence south 74 deg. east 193 feet to a stake in the S. A. England line; thence a S. E. course 137 feet more or less to a stake in the north margin of Poor street; thence with the north margin of Poor St. N. 62 deg. west 214 feet to the beginning, being lot No. 13 and 14 of the N. McMinn subdivision.

Excepting from the above two tracts of land, 60 feet heretofore conveyed to Duncan McDougald by Ralph Fisher and wife and B. J. Sifton and wife, said deed being of record in the office of the Register of Deeds of Transylvania County, N. C., in book 55, at page 67, of said Records, said deed bearing date of March 10, 1926.

Also an undivided one twelfth interest in a lot in the Town of Brevard, upon which is situate, the McMinn Building, bounded as follows:

Beginning on a stake where the north margin of Main Street intersects the west margin of Broad Street and runs with the margin of Broad Street northwardly 120 feet thence parallel with Main Street westwardly 75 feet; thence parallel with Broad Street southwardly 120 feet; unto the margin of Main Street; thence along and with the margin of Main St. 75 feet to the beginning.

Also any and all other real estate or interest in real estate owned by said Ralph R. Fisher in Transylvania County, N. C. on the date of the execution of said deed in trust, as per terms thereof, including all the right title, estate and interest of the said Ralph R. Fisher in the following described tracts or lots of land in Transylvania County, N. C.

1st. The interest of Ralph R. Fisher in lands that he inherited from his father, W. C. Fisher, and from his grandfather, John Fisher and from his great-grandfather, James Fisher, known as the lands of the Fisher Heirs, lying on the waters of Horse-Pasture, French Broad, and Toxaway Rivers in the southwest end of Transylvania County, N. C., acreage unknown.

2nd. The interest of Ralph R. Fisher in 2914 acres of land, more or less on the waters of Toxaway River in Transylvania County, N. C. conveyed in a deed made by W. A. Fisher to Ralph R. Fisher, bearing date July 6, 1915, and which deed

is of record in book 38, page 93, etc. Record of Deeds of Transylvania County, N. C. reference being had to said deed and record of the same for a further description of said tract of land. This being the land now in litigation with the Montvale Lumber Company.

3rd. The interest of Ralph R. Fisher in 27 acres of land, more or less situate, lying and being on the waters of Brushy Creek in Transylvania County, N. C., described in a deed made and executed by F. W. Holden and wife, Annie Holden to the said Ralph R. Fisher, bearing date August 19, 1925, Recorded in Book 151, page 186, Record of Deeds of Transylvania County, N. C. reference being had to said deed and record of the same for a further description of said tract of land. This land is under mortgage to H. L. Wilson for \$750.00, which is unpaid.

4th. The interest of Ralph R. Fisher in 40 acres of land, more or less, lying on the waters of Williamson's Creek in Transylvania County, N. C. described in a deed made and executed by Flora Hart, et al, to Ralph R. Fisher, bearing date October 2, 1925, recorded in book 252, page 296, Record of Deeds of Transylvania County, N. C., reference being had to said deed and record of the same for a further description of said tract of land.

5th. The interest of Ralph R. Fisher in four tracts of land containing 60 acres, more or less on the waters of Little River in Transylvania County, N. C., described in a deed of conveyance from D. C. Landreth and wife, Addie Landreth, bearing date Sept. 30, 1925, Recorded in Book 52, page 178, Record of Deeds of Transylvania County, N. C. reference being had to said deed and record of the same for a further description of said tract of land. This tract of land is claimed by the Hemphill heirs.

6th. The interest of Ralph R. Fisher in a tract of land containing 20 acres deeded on the 30th day of September, 1925, by H. C. Landreth et ux. which deed is recorded in Book 52, page 293 of Deed of Records for Transylvania County, N. C.

7th. The interest of Ralph Fisher (one-third) in 72 acres of land lying on the waters of Little River, and being described in a deed dated December 22, 1925, executed by W. R. Matthews to said Fisher et al, which deed is recorded in Book 54 at page 72 of the Deed Records in and for Transylvania County, N. C. There is a mortgage on this land to a Bank in Greensboro for \$900.00.

8th. The interest of Ralph Fisher in one lot of land lying on Long Branch, in Brevard township and which is described in a deed from W. E. Brees, Trustee to said Fisher, which deed bears date of July 6, 1925, and is recorded in Book 56 at page 476 of the Deed Records in and for Transylvania County, N. C. J. H. Pickelsimer holds a mortgage on this land.

9th. All the interest of Ralph Fisher in a tract of land described in a deed from Jerry Jerome to Ralph Fisher by deed dated February 27, 1926, which deed is recorded in Book 55 at page 45, of the Deeds Records in and for Transylvania County, N. C. A part of this land was sold unto Tom Wood, and part to J. F. Hackler. There is a mortgage on this land for \$200.00.

Said lands being sold to satisfy the amount of the principal and interest due on said note and costs and expenses of said sale.

This January 31st, 1929.
CHARLES E. JONES, Trustee.
Fb 7-14. 21-28

power of sale, executed by Mrs. G. Davy and Mrs. Mable Gaillard to Ralph Fisher, Trustee, securing two certain notes therein mentioned made payable to J. H. Tinsley, said deed in trust being recorded in book 20 at page 129 of the records of deeds in trust for Transylvania 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, Feb. 25, 1929 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 Brevard, in the county of Transylvania, and State of North Carolina, adjoining the lands of Cagle View Terrace Subdivision and more particularly described as follows, to wit:

Being all of lots Nos. 69, 70, 71 and 72 as laid down on a map made by Geo. W. Justus's office at Hendersonville, N. C., in a subdivision of Cagle View Terrace and which map was made for C. J. Jeffress Realty Company of Asheville, N. C., on the 27th day of August 1925 which map is recorded in book 33 page 110 of the deed records in and for Transylvania County, N. C., in the office of the Register of Deeds in and for the said County and State.

This the 22nd day of Jan. 1929.
Ralph Fisher Trustee. 24-31F7-14c

NOTICE

Under and by virtue of authority given by Section 2435 of the Consolidated Statutes of North Carolina relating to the sale of personal property to secure payment for labor done and material furnished on said property and more than ninety days having passed since the completion of said work, and furnishing of material, we will offer for sale and sell at the Court House door in the Town of Brevard, N. C., on Saturday Feb. 16, 1929, at 12:00 o'clock M. at PUBLIC SALE FOR CASH to the highest bidder, the following property to-wit: 1 Overland Whipper automobile Touring Car style 4 cylinder, supposed to be 1926 model Motor No. 9634291 and being the property of Jack Hampton or Zeb Ledford. The total amount due being \$146.61.

K & M Auto Repair. 3c 31-7-14

NOTICE

Land Sale By Trustee

By virtue of the power of sale contained in a certain deed in trust given by Rhea B. Lyon and wife, Anna M. Lyon to the undersigned trustees to secure the payment of certain notes mentioned in said deed in trust which is dated Jan. 15th, 1927, and duly registered in the office of Register of Deeds for Transylvania county, N. C., said notes being given to Union Bank & Federal Trust Co.; and said makers having defaulted in the payment of said notes as they matured, thereby making all of said notes due and payable; and the holder of said notes having demanded that said land be sold for the payment of said notes, and notice of such action having been given to the makers of said notes and deed in trust, and the default not having been made good, the undersigned trustees will sell to the highest bidder for cash at the Court House Door in the town of Brevard, in Transylvania county, N. C., on MONDAY, March 4, 1929 at 12 o'clock, M. all the following described real estate, situate in the town of Brevard, N. C. on the south west side of Probart Avenue, and bounded as follows:

BEGINNING at a stake at the intersection of Probart Avenue with James street, at the southeast corner of said intersection, and runs with James street South 58 deg. 6 min. west, 125 feet to a stake in margin of James street; then at right angles to James Street, south 31 deg. 54 min. east, 100 feet to a stake; then parallel with James street, north 58 deg. 6 min. east, 125 feet to a stake in the margin of Probart Avenue; then with the margin of Probart Avenue, north 31 deg. 54 min. west, 100 feet to the beginning. Being lots 11-12-13-14 of Allen Terrace as per plat registered in book 33 at page 102 of Deed Records of Transylvania county.

Sale made to satisfy said notes, interest, cost and expenses of sale.
Welch Galloway, Trustee
L. E. Johnson, Trustee 7-14-21
Jan. 29th, 1929.

TRUSTEE'S

NOTICE OF SALE OF LAND

By virtue of the power in me vested by deed in trust made and executed to me by Ralph R. Fisher and wife, Thelma R. Fisher on the first day of September 1927, on the land therein and hereinafter described to secure the payment of a note therein named executed by Ralph R. Fisher to George H. Smathers, bearing even date with said deed in trust for the sum of Thirteen Thousand Five Hundred Seventy-one and 20/100 (\$13,571.20) Dollars, due and payable on or before September 1, 1928, bearing interest from date of execution at the rate of 6% per annum, interest payable semi-annually, which deed in trust was duly recorded in Book 22, page 241 record of deeds of trust of Transylvania County, N. C., on the 14th day of September 1927, reference being had to said deed in trust and record of the same for a description of the property therein conveyed and for the terms and conditions thereof and for full particulars. And default having been made by the said Ralph R. Fisher in the payment of both principal and interest on said note and said deed in trust having become operative and at the request of the holder of said note, I will offer for sale at the Court House door in the Town of Brevard, Transylvania County, N. C., at 12 o'clock Noon

on Monday, March 4, 1929, at public outcry to the highest bidder for cash the following described pieces parcels or tracts of land in Transylvania County, N. C.

Being the undivided one half interest of said Ralph R. Fisher in the following described two tracts of land, situate, lying and being in the Town of Brevard, Transylvania County, N. C., and described and more particularly bounded as follows, to wit:

First Tract: Beginning on a stone, Mary Aiken Parton's corner and runs south 44 deg. west 264 feet to a stone on the north margin of said border alley; thence with the line of said alley north 61 deg. west 126 feet to a stone, the McMinn heirs corner; thence with the line of said McMinn heirs, north 44 deg. east 319 1-2 feet to a stone, Mary Aiken Parton's corner; thence with her line south 40 deg. east 132 feet to the beginning.

Second Tract: Lying between Poor Alley and Apple Tree Street and on the east side of a 10 foot alley that runs from one of said streets to the other;

Beginning on a stone on the north margin of Poor St. where the east margin of said 10 foot alley intersects the same, and runs with the east margin of said alley north 37 deg. 40 min. east 183 feet to a stake; thence south 74 deg. east 193 feet to a stake in the S. A. England line; thence a S. E. course 137 feet more or less to a stake in the north margin of Poor street; thence with the north margin of Poor St. N. 62 deg. west 214 feet to the beginning, being lot No. 13 and 14 of the N. McMinn subdivision.

Excepting from the above two tracts of land, 60 feet heretofore conveyed to Duncan McDougald by Ralph Fisher and wife and B. J. Sifton and wife, said deed being of record in the office of the Register of Deeds of Transylvania County, N. C., in book 55, at page 67, of said Records, said deed bearing date of March 10, 1926.

Also an undivided one twelfth interest in a lot in the Town of Brevard, upon which is situate, the McMinn Building, bounded as follows:

Beginning on a stake where the north margin of Main Street intersects the west margin of Broad Street and runs with the margin of Broad Street northwardly 120 feet thence parallel with Main Street westwardly 75 feet; thence parallel with Broad Street southwardly 120 feet; unto the margin of Main Street; thence along and with the margin of Main St. 75 feet to the beginning.

Also any and all other real estate or interest in real estate owned by said Ralph R. Fisher in