### THE NEWS-JOURNAL RAEFORD', NORTH CAROLINA THURSDAY, APRIL 8, 1971

# Verdict Reversed As Victim Pays Costs For Defendant

Johnny Lee Scott of Shannon was tried for assault with a deadly weapon, found guilty of the lesser charge of assault and then was brought back before the court Friday the charges dismissed.

Scott was accused by Don Holland of attacking him as Holland sat in his car and of cutting him behind the ear. Holland testified that it was 'just a scratch." He said he did not see what was in Scott's

not see what was in Scott's hand but that it was "something sharp."

Scott told the court that he and Holland had fought and that he had hit Holland "about two times." Scott said he did not have anything in his hands. District Court Judge Joseph

Dupree, on hearing the evidence, found Scott not guilty of assault with a deadly weapon but guilty of the lesser included offense of simple assault. Scott was sentenced to 30 days suspended and fined \$50 and costs.

Dupree granted his request to pay the costs that day and to pay the fine within 30 days of the trial. As Scott left the court room, to pay his fine, Judge Dupree announced a brief recess and, with obvious disgust, said: "I've seen everything in this court now. The prosecuting witness just gave the defendant the money to pay his court costs. I've a good mind to bring Scott back here and fine him not guilty. "Sheriff, bring Johnny Scott back here."

When Scott was returned to the courtroom, Judge Dupree directed this verdict.

back here.

'As the prosecuting witness walked by the defendant to leave court, the prosecuting witness gave to the defendant the sum of \$20 with which to pay cost of court in this action. The court, feeling that the prosecuting witness and one Johnny Lee Scott, the defendant, are in fact guilty of engaging in an affray in which the court has no way of knowing who struck the first blow, feels that perhaps the court erred in the above verdict. Therefore, the court reverses itself and directs a verdict of not guilty."

"And, as far as I'm concerned," he told Scott, "I don't care if you ever give that money back to the prosecuting

Kenny Chavis of Rt. 1, Red Springs, was found not guilty of assault with a deadly weapon after the prosecuting witness asked not to testify Mrs. Maryvell Chavis, his wife, said she did not want to prosecute her husband "because of our children and the farm." The couple have been married 34 years, she said, and this was the first time she had charged him with assault. Judge Dupree ordered her jailed for frivolous and malicious prosecution until the costs of court were paid. Chavis paid the costs for his wife immediately.

Ernest Lewis Bratcher of

Raeford pleaded guilty to speeding 55 in a 45 mph zone and failing to comply with restrictions on his license. He was sentenced to 30 days suspended and fined \$20 and

Prayer for judgment was continued upon payment of costs by Larry Washington of Red Springs who pleaded guilty to speeding 35 in a 20 mph zone,

Billy Taylor of Aberdeen pleaded guilty to breaking and entering and was sentenced to 18 months suspended for 314 years with 312 years probation. He was ordered to pay court costs. No probable cause was found on a second charge of breaking and entering after the state presented no evidence. He was sentenced to six months suspended for 3½ years with years probation for malicious damage to personal property and was ordered to pay \$113.34 for restitution to Richard Holland and court

Rufus Strickland of Antioch was found not guilty of assault with a deadly weapon. Henry Woods, the prosecuting witness, was ordered jailed witness, was ordered jailed until court costs were paid for frivolous and malicious

James Edward Smith of Raeford pleaded guilty of driving without a license. He was sentenced to 30 days suspended and fined \$10 and

Margaret Shaw of Raeford pleaded guilty to trespass. She was sentenced to 60 days suspended on the condition that she not enter any school bus belonging to Hoke County. She was fined \$25 and costs.

Mrs. Douglas M. Oxendine, Raeford, pleaded guilty to issuing a worthless check for \$65.31 to Graham Monroe.

She was sentenced to 60 days suspended and ordered to pay the check and costs.

Glen McInnis of Shannon pleaded guilty to unsafe movement and driving under the influence. He was sentenced to six months with capias and or commitment to issue at anytime during the next two years if he is convicted of a traffic violation. He was ordered not to drive for the next 12 months and was fined \$175 and costs. The breathalyzer reading was .17 per cent.

Roger Massey of West Hoke pleaded guilty of refusing to pay a taxi fare and was sentenced to 30 days suspended. He was ordered to \$24 restitution to James walter McRae and to pay court

Randolph McIntyre of Raeford pleaded guilty to issuing a worthless check for \$19.87 to Randall Ashburn. He was sentenced to 30 suspended and ordered to pay the check and costs for issu worthless check for \$20.50 Walter Parks Walter Parks.

John L. McLean of Raeford

pleaded guilty to public drunkenness. He was sentenced to five days suspended and fined \$5 and costs.

Prayer for judgment was continued for Willie Lee Murchison of Hoke County who pleaded guilty to assault. The court reserved the right to pass final judgment anytime during the next two years. He

was charged court costs.
Robert Lee McAllister of Erwin pleaded guilty of non support and was sentenced to six months suspended for five years. He was ordered to pay \$50 a month child support. Costs were remitted.

Moldon Harris, Jr. of

Raeford pleaded guilty to improper registration and no liability insurance. He was sentenced to 90 days suspended for two years and fined \$50 and costs.

Ruth Shaw McLean of Raeford pleaded not guilty but was found guilty of allowing an unlicensed driver to operate a vehicle. She was sentenced to 30 days suspended and fined \$25 and costs.

Linda Fay McLean of Raeford was charged court costs for driving without a Roger Fraze of Raeford was

not guilty of trespass. E5 Donald Bruce Garden of Ft. Bragg was fined \$10 and costs for driving without a

Robert M. Graham of

Raeford pleaded guilty to issuing a worthless check for S9 to R.L. Long. He was sentenced to 30 days suspended and ordered to pay the check and costs.

Josephine Buie Campbell of

Red Springs was fined \$10 and costs for failing to comply with restrictions on license.
Garley Carpenter of Raeford

was sentenced to 30 days suspended and fined \$20 and costs for speeding 57 in a 35 mph zone, Charles Percy Davis, Jr. of

Ramseur received prayer for payment of court costs for speeding 70 in a 60 mph zone.

Grace Holder Andrews of Rt. 1, Red Springs received prayer for judgment continued upon payment of court costs for speeding 65 in a 55 mph for speeding 65 in a 55 mph

Mrs. Bonnie Baker of Raeford pleaded guilty to trespass and was sentenced to suspended. She ordered not to enter a school bus belonging to Hoke County and was fined \$25 and costs.

The state took a nol pros in following cases: Cook, Raeford, malicious damage to property; Richard

E. Smith, Arabia, non support, The state took a nol pros with leave for Johnnie Lester Leach, Raeford, charged with trespass and Charles Henry Smith of Raeford, charged with larceny.

#### MAGISTRATES COURT

The following cases were heard in Magistrates Court:
Ozzie Dudley Adams, Raeford, tires without 2/32 inch of tread, costs.

Edna Bvie Bratcher, Rt. 3

Edna Bvie Bratcher, Rt. 3
Red Springs, speeding 45 in 35
mph zone, \$5 fine, costs.
Phyllis Chunn Duncan,
Raeford, speeding 47 in a 35
mph zone, \$10 fine, costs.
Shirley Simpson Ezell,
Raeford, speeding 45 in a 35
mph zone, \$5 fine, costs.
E5 Wilbert Rarner Parich

E5 Wilbert Bernard Parrish, Jr., Fayetteville, exceeding safe speed, costs.

Speed, costs.

George Edward Lewis, Jr.,
Raleigh, speeding 55 in a 45
mph zone, \$5 fine, costs.

SP5 Bruce Wendell Johnson.

Ft. Bragg, speeding 73 in a 60 mph zone, \$10 fine, costs.

Louise Prevatte Eckersley Southern Pines, speeding 46 in a 35 mph zone, \$10 fine, costs. Henry Lee Davis, Lumberton, improper passing,

\$10 fine, costs. Cecelia Cummings McLemore, Pembroke, speeding 60 in a 45 mph zone, \$10 fine, costs.

James Otis Dunn. Greensboro, speeding 60 in a 50 mph zone, \$5 fine, costs.

Lillian Henderson Jacobs. Raeford, failed to yield right of way, costs.

Martin Luther Jacobs,

Shannon, inspection violation, costs. Steven Jennings Lane, Cameron, stop sign violation,

costs. William Earl Razier, Rt. 4, Red Springs, speeding 45 in a 35 mph zone, \$5 fine, costs.

Juanita Leslie Melton,

Juanita Leslie Melton, Aberdeen, public drunkenness, two days in jail retroactive to date of arrest.
George V. Beatty, Raeford,
worthless check for \$10 to
Laverne Mayes, pay check and

Fred Thomas Hinson, Lumberton, worthless check for \$25 to Mae Bell Morrison, pay check and costs Raymond McNair, Raeford, worthless check for \$5.12 to J.E. Hasty, pay check and

Jack Pate, Raeford, worthless check for \$48.99 to Ora Rae Tucker, pay check and

Eddie Jackson McGregor, McCain, worthless check for \$17.32 to Graham Monroe, pay check and costs.

Eddie Jackson McGregor, McCain, worthless check for \$40.51 to Graham Monroe, pay check and costs. Joan Baldwin, Arabia, worthless check for \$31.50 to

Walter Parks, pay check and costs. Joan Baldwin, Arabia, worthless check for \$42.83 to Hoke County tax collector, Joan Baldwin, pay check and costs.

Seymoure Otis Davis, Brooklyn, N.Y., expired license and improper passing, \$25 fine,

Richard Merrick, Middlebury, Pa., speeding 60 in a 50 mph zone, \$5 fine, costs.

Wilbur Mark Pepple, Aultman, Pa., speeding 60 in a 45 mph zone, \$10 fine, costs.

WITH OUR

## College Students

Linda Hawkins, daughter of Mr. and Mrs. R.E. Hawkins of oute 1, captured third place in the scrapbook competition at the annual State Leadership Conference of Phi Beta Lambda held at the Sir Walter Hotel in Raleigh, March 19-20.

Key speaker for the conference was Mr. Jim Gardner, President, Carolando Corporation, Rocky Mount. During the conference a program of speeches, competitive events, group meetings, and social activities centered around the 1971 theme - PBL, Where Progress Never Stops.

Three local students have been named to the Dean's List at the University of North Carolina at Chapel Hill for the fall semester. They are William Leon

Boyd Bennett Gasque, Senter. Jr. and David Roy Lent. Senter is a student in the School of Business. Gasque and

Lent are both students in the General College.

To be on the dean's list at

the University, a student must be taking a full academic load of at least 15 hours, and make no grade below a C. The grades in all courses must average a

3.0 quality point average, or B. Schools and Colleges in which students can qualify for the dean's list are the College of Arts and Sciences, the General College, the School of Business Administration, the May 27.

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School of Education, the School of Journalism, and, in Health Affairs, Dental Hygiene, Physical Therapy, Nursing and Pharmacy.

Boyd B. Gasque, Jr. of Raeford has pledged a social fraternity at the University of North Carolina at Chapel Hill during the recent spring rushing period. Gasque is a pledge of Lambda Chi Alpha. In order to pledge fraternities here, undergraduate men must be at least second

semester freshmen with a 2.0

or C quality point average.

Appalachian State University senior Mrs. Marie McLauchlin Raynor, daughter of Mrs. Thomas N. McLauchlin of Raeford, is now completing her requirements for graduation through a three month student teaching assignment.

She is teaching the third grade at Elizabeth Cashwell Elementary School in Hope Mills

All Appalachian students in the program live in communities near their schools, and their professional training includes participating in civic as well as in school activities.

By the end of the current spring quarter, each will have assumed a full teaching load.
Marie, a 1967 graduate of

Hoke County High, will have completed her assignment on



This week was exceptionally hope they return Sunday short as schools were dismissed triumphant! students at H.H.S. have nearly a week to do what pleases them the most. The Student Council sponsored a dance Wednesday during sixth period. All proceeds from the dance go to Leonard Training

On behalf of the Student Body, I would like to congratulate Beth Jordan on being chosen a representative to Governor's School this summer. Beth will participate

in the field of science.

I would like to remind all the students at H.H.S. of the devotion program held every Wednesday morning by members of the Fellowship of Christian Athletes These devotions are held at eight o'clock in the Hoke High cafeteria.

Tuesday night, the Hoke High Chorale under the direction of Mrs. Mary Archie McNeill presented a spring concert for the Women's Club. The concert was a mixture of modern and classic music Members of the National

Honor Society will leave Friday to attend the State Convention in Durham. The new state officers will be elected and we have as our representative Anderson Hostetler, who is seeking the office of vice - president. Let's

The All State Choral Festival will be held in Greensboro
April fifteenth and sixteenth.
The Chorale and Chorus
members are busy learning their music so they will be able

to go! On behalf of the students at Hoke High I would like to wish everyone a very Happy Easter and we hope that the true meaning of Easter will not be

## DA Form Needed For Special Pass

WASHINGTON (ANF) -Although you no longer need to sign out on a regular pass during off-duty hours, if you're going on a special pass during duty hours you need to fill out and have signed a DA Form 31 (Request and Authority for Leave).

Limitations passes require that they will not exceed 72 hours from the hour of departure from your post or station to the hour your return. That also means you can't

combine special passes with a public holiday or with an off-duty weekend-

#### This Is The Law

LIENS This is the first of a spring series of articles which will appear weekly during the next three months. They have been written for the non - lawyer as a public service of the North Carolina Bar Arceliston Carolina Bar Association.

Smith takes his watch to a jeweler for repair. Nothing is said at the time about the payment. When Smith returns for the repaired watch, the jeweler informs him that the cost is fifteen dollars. If Smith refuses to pay, may the jeweler continue to keep the watch?

Yes. If a person requests another to perform services for contract to pay a reasonable price for the services rendered. If there is a dispute as to the reasonableness of the price, the dispute may be litigated in the

If a worker or artisan has in his possession the personal property of another on which he has performed requested he has performed requested services, he has a right to retain the property as security for the payment of his services. Lawyers call this right a possessory lien."

This particular lien may be created without an agreement of the parties. It arises by operation of law out of a custom which arose many vears ago and has been made part of our common law. This explains why many repairmen do not require compensation in advance for services rendered or materials added to personal property in accordance with the owner's request.

How does a repairman enforce his lien on personal property which he has made or altered at the request of another?

The statutes of North Carolina permit the repairman to sell by his own act at public auction, without intervention of a judicial proceeding, the property for the purpose of enforcing the lien. There are certain details to be followed in the publishing and giving of notice of sale. An attorney should be consulted for advice.

Does a warehouseman have a lien for storage charges? There is a statute in

North Carolina which gives to a warehouseman a lien on goods in storage.

The Supreme Court of North Carolina has held that the Statute applies only to persons or firms who operate warehouses as a business for compensation, and not to isolated instances in which goods are stored in a store or building of the claimant. The warehouseman must be one who holds himself out to the public as being in the warehouse business.

#### **Sutton Attends** ESEA Seminar

Ernest R. Sutton, county school supervisor attended a special seminar last week for ESEA directors and personnel sponsored by the East Carolina University School of Education and the ECU Division of Continuing Education.

About 50 ESEA workers from 32 North Carolina counties were in Greenville for

Directed by Dr. Ralph Brimley of the ECU education faculty, the seminar featured two panel discussions.

"How We Can Improve Our to a stake; thence S 85-40 E Programs" included W.M. 147.5 feet to a stake located in Daniels, Washington Schools; Elizabeth Washington City Edenton - Chowan Schools: Ken Royal, Columbus County Schools; Charles Avent,
Cumberland County Schools;
L. Vance Reece, Granville
County Schools and Robert Clary, Roanoke Rapids Schools.

Those who discussed "The Voucher Plan and Contract Performance" included Harold Webb and Dr. W.H. Hennis of the N.C. Department of Public Instruction; Dr. Milam Johnson, director of ECU Computer Center and Dr. Brimley.

# Legals

CREDITOR'S NOTICE Having qualified as Administratrix of the estate of O.F. O'Briant, deceased, late of Hoke County, this is to notify all persons having claims against said estate to present them to the undersigned on or before October 8, 1971 or this notice will be pleaded in bar of their recovery. their recovery. All persons indebted to said estate will please make immediate

payment of the undersigned.

This the 8 day of April,

LEGALS

Mrs. Ollie K. O'Briant, Administratrix Rt. 3 Raeford, N.C.

48-51C

CREDITOR'S NOTICE Having qualified as Administrator of the estate of Ronnie Locklear, deceased, late of Hoke County, this is to notify all persons having claims against said estate to present them to the undersigned on or before October 8, 1971 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will

please make immediate payment to the undersigned. This the 8 day of April, 1971. Alton Locklear, Administrator Rt. 2, Box 52 Raeford, N.C. 48-51C

CREDITOR'S NOTICE

Having qualified as Administrator of the estate of Kenneth Oxendine, deceased, late of Hoke County, this is to notify all persons having claims against said estate to present them to the undersigned on or before October 1, 1971 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate

yment to the undersigned. This the 1 day of April, 1971. R.Palmer Willcox, Administrator Attorney-at-Law Raeford, N.C. 47-50C

NORTH CAROLINA HOKE COUNTY NOTICE OF FORECLOSURE

Under and by virtue of the power of sale contained in a certain deed or trust execute by J.W. Baxley, Jr. & Peggy H. Raxley to Bobby Burns Bobby Baxley to Bobby Burns McNeill, Trustee dated September 2, 1969, and recorded in Mortgage Book 154 Page 285 in the Office of the Register of Deeds of Hoke County; and under and by virtue of the authority vested in the undersigned as substituted trustee by an instrument of writing dated March 12, 1971, and recorded in Book 163 Page 15 in the Office of the Register of Deeds of Hoke County, default having been made in the payment of the indebtedness thereby secured and the said deed of trust being by the terms thereof subject foreclosure, and the holder of indebtedness thereby secured having demanded a foreclosure thereof for the purpose of satisfying said indebtedness, the undersigned substituted trustee will offer for sale at public auction to the highest bidder for cash at the courthouse door in Raeford, North Carolina, at o'clock noon, on the 27th day of April 1971, the land conveyed in said deed of trust

the same lying and being in Town of Raeford, Hoke County, North Carolina, and more particularly described as follows:

Lot No. 190 (ONE HUNDRED NINETY) of Sunset Hills Subdivision No. 3, as shown in Hoke County Registry, Map Book 3, page 32, together with a triangular shaped addition 80 x 37.5 feet BEGINNING at a stake

located in the western margin of Wright Street 200 feet from the point where the southern right - of - way of Central Avenue intersects with the western right - of - way of Wright Street and running Panelist who discussed stake; thence N 4-20 E 80 feet the western right - of - way of Wright Street; thence along said street S 4-20 W 80 feet to

The above sale subject to all outstanding taxes and liens of

record. This 26th day of March, 1971. Robert L. Gavin

UNDER AND BY VIRTUE

47-50C

TRUSTEE'S SALE OF REAL ESTATE

Substituted Trustee

of the power and authority contained in that certain deed of trust executed and delivered wife, MARY ELIZABETH WILLIAMS, dated the 24th day of August 1970, and recorded in the office of the Register of Deeds for Hoke MARY ELIZABETH Register of Deeds for Hoke County, N.C., in Book 158, at page 529, and because of default in the payment of the indebtedness thereby secured and failure to carry out and perform the stipulations and agreements therein contained and, pursuant to demand of the owner and holder of the indeb edness secured by mid deed of trust, the undersigned trustee will expose for sale at public auction to the highest bidder for cash at the usual

LEGALS place of sale in the county court house of Hoke County, in the city of Raeford, N.C., at 12 o'clock, noon, on Monday, 12 o'clock, noon, on Monday, the 26th day of April 1971, all that certain lot or parcel of land, situate, lying and being in Little River Township, Hoke County, State of North County, State of North Carolina, and more particularly

described as follows:
BEGINNING at an iron stake, the northeastern corner of the Benny Rogers tract of land; running thence with his southeastern line South 50 degrees 30' West 405 feet to an iron stake; thence North 1 degree 30' West 295 teet to a stake in Rogers northern line; thence with that line South 83 degrees 45' East 320 feet to the BEGINNING corner, being a triangular - shaped lot containing one (1) acre, more or less, and being a part of the same land inherited by his mother, Laura Cherry.

BEING a part of the 15.5 acre tract of land recorded in Book 94 at Page 186 in the

Book 94, at Page 186 in the office of the Register of Deeds for Hoke County, North Carolina, from Samuel Cherry and wife, Evelyn Cherry, to Laura Cherry, by deed dated November 5, 1951.

The parties of the first part are the only surviving heirs - at - law of Laura Cherry, deceased.

Subject to all prior liens and encumbrances, and unpaid taxes and assessments for paving, if any. The right is reserved to require a deposit, as by law provided. This sale will be held open ten days for upset

bid as by law required.
This 24th day of March,
1971. W. FAISON BARNES W. PALSON
Substite Trustee
1200 Johnston Building
Charlotte, North Carolina28202
47-50C

CREDITOR'S NOTICE Having qualified as administrator C.T.A. of the estate of Mrs. Flora McLauchlin deceased, late of Hoke County, this is to notify all persons having claims against said estate to present them to the undersigned on or before October 1, 1971 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate

payment to the undersigned.
This the 1 day of April, H.A. McKenzie

Administrator CTA Route 1, Shannon, N.C. 47-50C

CREDITOR'S NOTICE Having qualified as administrator, C.T.A. of the estate of James A. Bain, deceased, late of Hoke County this is to notify all persor having claims against sal estate to present them to te undersigned on or befre October 1, 1971 or this noce will be pleaded in bar of sein recovery. All persons indeted to said estate will please lake immediate payment to the undersigned.

This the 1 day of April, R. PALMER WILLCO? Administrator C.T.A. Attorney at Law Raeford, NIC.

NOTICE TO THE PUBLIC DOCKET NO. V-201, SUB

8 BEFORE THE NORTH CAROLINA ITILITIES COMMISSION In the Matter of Application by W.E. Caviness t/a Touch and Flow Water lystems, 118

Poplar Street, Jacksonville, North Carolina, for a Certificate of Public Public Convenience and Necessity to Provide Water Utility Service in Wrightsboro Sabdivision, Hoke County, Colonial Heights Malibu Drive Subdivision Wake County, North Carolina, and

County, North Caronne,
for Approvalof Rates
NOTICE IS HEREBY
GIVEN that W.E. Caviness, t/a
and Flow Water Touch and Flow Water Systems, has filed an Application with the North Carolina Utilities Commission for a Certificate of Public Convenience and Necessity to provide water utility service in Wrightsboro Subdivision, Hoke County, and for approval of

the following rates: WATER RATE SCHEDULE Rate (Residential Service) \$4.50 for first 3000 gallons per month - .65 for each additional

1000 gallons per month. Connection Charges \$10.00 -Reconnection Charges N.C.U.C. Rule R7-20 (f) -\$4.00 - N.C.U.C. Rule R7-20 (g) - \$2.00 - Bills Due Ten days after date rendered.

The Commission has scheduled this matter for public public hearing in the Commission Hearing Room, Ruffin Building, I West Morgan Street, Raleigh, North Carolina, on May 5, 1971, at 10:00 a.m.

Anyone desiring to intervene in this proceeding or to protest the Application is requested to file their intervention or their

LEGALS protest with the North Carolina Utilities Comission, Post Office Box 991 kaleigh, North Carolina, at last 10 days prior to the de of the hearing.

ISSUED BY OPER OF THE COMMISSION This the 3rd de of March

1971. NORTH CACOLINA UTILITIES COMISSION By Katherine M. Jele, Chief Clerk

NOTICE NORTH CAROLNA HOKE COUNTY

Under and b virtue of the Under and b virtue of the power of sale chtained in that certain Deed off rust executed the 27th day of July, 1970 by R.D. SINGLEON JR., and wife JAC (UELINE H. SINGLETON, ind recorded in Book 158, at lage 335 is the Office of the Register of Peeds for Hoke County, North Carolina, default having been made in the paymet of indebtedness secured, thereby, R. Palmer Willcox, Tustee, R. Palmer Wilcox, Tustee will at 12:00 soon 26t/day of April, 1971, offer forsale to the highest bidder a public auction at the Courth are door in Hoke County North Carolina, the fllowing described tract or arcel of land in Hoke County, Stonewall Townsp, North Carolina Carolina.

A one - half () undivided interest in that ertain farm interest in that stuin farm tract, lake site anwater rights consisting of yout 388.9 acres, more or is, located on both sides of paved road known as th "Old Wire Road", leadir from Davis Bridge to Raord and being more particulty described in accordance wha Map entitled accordance wha Map entitled "PROPERY OF R.D. SINGLETONJR. AND WIFE, JACQU'LINE H. SINGLETO, STONEWALL TOWNSHIJHOKE COUNTY, NORTH AROLINA", made by W.R. cDuffie, Registered Surveyor from serveys of January 4, and December 17 & 18, 162, Viz.:

BEG/NING at a cypress tree in the run of Rockfish

tree in the run of Rockfish Creek hich cypress is North 4 . 4 East about 19.5 chains from an iron stake on the south side of the "Old Wire Roa", which said stake is 20 chas East of the dwelling forerly occupied by Pete Cheon and about one half (4) mile West of Davis Bridge, al running thence from said opress tree South 4 - 45 West 2.26 chains to a cement block

with a pine pointer; thence North 73 - 30 West 26.24

North 73 - 30 West 26.24 chains to an ironpipe with pine pointers; thence South 15 - 00 West 20.34 chains to a pump point; thence South 22 - 15 West 0.98 chains to another pump point; thence North 94 - 30 West 28.00 chains to a cement block; thence North 4 -20 East 54.45 chains to an iron 20 East 54.45 chains to an iron pipe on the south side of the 'Old Wire Road'; thence along the southern line of said road North 79 - 30 East 12.93 chains to a corner; thence crossing said Road North 4-15 East 26.30 chains to the middle of the run of Rockfish Creek, the point indicated on the Map referred to hereinabove as Station 8; thence down the middle of said Rockfish Creek, following the various courses thereof as shown on said Map, to and beyond Station 62 to the point of BEGINNING; the foregoing description being a composite description of two (2) tracts described by Deed dated March 18, 1955, from R.D. Singleton, Jr. and wife, Jacqueline H. Singleton, and by Deed dated April 7, 1955 from Freddie's Lake, Inc., said Deeds being of

record in Hoke County Registry in Book 101, at Pages 64 and 81. NOTE: For the history of the above described property reference is made to Deeds recorded in Hoke County Registry in various books and pages as follows: Book 101, at Page 40; Book 96, at Page 393; Page 40; Book 96, at Page 393; Book 94, at Page 238; Book 85, at Page 466; Book 83, at Page 400; Book 69, at Page 269; Book 65½, at Page 73; Book 16, at Page 249; and in Robeson County Registry in Book 5 · X, at Page 431.

EXCEPTION: Those lots conveyed by R.D. Singleton and wife, Jacqueline H. Singleton and et als prior to 25th. July. 1970.

25th, July, 1970.

This property is being sold subject to outstanding taxes, if any, and all prior liens of record as they may appear.

The highest bidde will be

required to deposit n cash at the sale an amount equal to ten (10%) per cent of the amount of his bid up to On Thousand Dollars (\$1,000.00) plus five per cent (5%) for the excess of his bid over one thousand dollars.
This, the 17th day of March,

R. PALMER WILLCOX, Trustee

112 E. Edinborough Ave. Raeford, North Carolina