

LEGAL NOTICE

**NORTH CAROLINA
DUPLIN COUNTY**
File No. 83-SP-180
IN THE GENERAL COURT
OF JUSTICE
SUPERIOR COURT
DIVISION

BEFORE THE CLERK
MARIE HERRING CARTER,
WIDOW, BY
THROUGH EUNICE H.
REDDINGTON, TRUSTEE
UNDER THE LAST WILL
AND TESTAMENT OF
MAZIE A. HERRING, DE-
CEASED; IRENE H.
EVANS, BY AND
THROUGH EUNICE H.
REDDINGTON, ATTORNEY IN
FACT; EUNICE H. RED-
DINGTON, INDIVIDUALLY;
JOHN P. REDDINGTON,
EXECUTOR UNDER THE
LAST WILL AND
TESTAMENT OF MAZIE A.
HERRING, DECEASED;
JOHN P. REDDINGTON,
INDIVIDUALLY; MAZIE H.
POWELL AND HUSBAND,
C.H. POWELL; WINNIE H.
HOWELL AND HUSBAND,
RUDOLPH HOWELL;
KITTY H. HERNANDEZ
AND HUSBAND, ANTHONY
HERNANDEZ; AND TAPPY
H. MURRAY AND HUS-
BAND, GEROGE SCOTT
MURRAY

VS.
GEORGE D. HERRING,
DECEASED; CHIPPY H.
HERRING AND WIFE,
MYRNA HERRING; DANNY
R. HERRING AND WIFE,
CHERYL HERRING; AND
GEORGE M. HERRING AND
WIFE, DONNA
HERRING

NOTICE OF
COMMISSIONERS SALE
OF REAL PROPERTY
UNDER AND BY VIRTUE
OF AN ORDER FILED ON THE 27th
day of June, 1984, with the
Clerk of Superior Court for
Duplin County in Special
Proceeding File No. 83-SP-
180, entitled, "Marie Her-
ring et al vs George D.
Herring et al", the under-
signed Commissioner will on
Friday the 15th day of
November, 1985, at 12:00
o'clock noon at the Court-
house door, East entrance,
located in Kenansville, North
Carolina, offer for sale to the
highest bidder for cash, those
certain tracts or parcels of
land lying and being in
Magnolia Township and
Rockfish Township, Duplin
County, North Carolina, and
being more particularly de-
scribed as follows:

**TRACT NO. 1-A: BEGIN-
NING** at a crooked fence
corner post that is located at
the Northeast corner of a
6-acre tract of land shown as
the First Tract in a Deed from
R. D. Matthews and wife, Eva
Matthews, to Cicero Rhodes,
dated January 17, 1910, and
recorded in Book 127, Page 9,
of the Duplin County Registry,
which said crooked fence
corner post beginning corner
is also located at the
Northeast corner of a 142
5/8-acre tract of land of
which this land is a part, and
from said beginning corner
so located running thence as
follows: with the old 142
5/8-acre tract of land South
79 degrees 15 minutes 00
seconds East, to and with the
South edge of a ditch, a total
distance of 1,587.00 feet to an
iron pipe in a cart path;
thence the same course con-
tinued and with the old Usher
line South 79 degrees 15
minutes 00 seconds East
618.74 feet to a copper nail in
a concrete monument that is
buried in the center of the
said bed of an unpaved road;
thence with the center of the
road South 03 degrees 04
minutes 30 seconds West
471.38 feet to an iron pipe
(buried) at the beginning of a
curve; thence continued with
the center of the road bed as
it curves, points on which are
located by the following
chords: South 02 degrees 19
minutes 00 seconds East
100.00 feet and South 04
degrees 06 minutes 00
seconds East 100.00 feet to
an iron pipe at the end of the
curve; thence with the center
of the road bed South 05
degrees 21 minutes 30
seconds East 370.53 feet to a
copper nail in a concrete
monument (buried); thence
leaving the road and running
North 87 degrees 46 minutes
00 seconds East 50.00 feet to
an iron pipe; thence the same
course continued North 87
degrees 46 minutes 00
seconds East 388.00 feet to a
copper nail in a concrete
monument; thence South 08
degrees 47 minutes 00
seconds West 492.00 feet to
an iron pipe; thence the same
course continued South 08
degrees 47 minutes 00
seconds West 50.00 feet to an
iron pipe (buried) in the road
bed of the old road and in the
old Herring and Usher
property line; thence along an
old road bed and with the
old Herring and Usher prop-
erty line North 70 degrees 45
minutes 15 seconds West
1,455.65 feet to an iron pipe
(buried); thence the same
course continued and with
the old Usher property line,
the same running along an
old road North 70 degrees 45
minutes 15 seconds West
1,108.97 feet to an iron pipe
(buried) at the old Southwest

corner of the old 142 5/8-acre
tract of land of which this
land is a part; thence with the
old property line, the same
being an old chopped line
North 00 degrees 18 minutes
39 seconds East 719.57 feet
to a crooked fence post at a
corner of the Matthews land;
thence with the old Matthews
line, the same running with a
wire fence and an old
chopped line North 16 de-
grees 31 minutes 05 seconds
West 422.49 feet to the point
of beginning, CONTAINING
64.2 acres, more or less, as
surveyed during June of 1968
by William W. Blanchard,
Registered Professional
Engineer, with all lines
shown correct in their angu-
lar relations and relative to
June 1968 magnetic meri-
dian. The above-described
land is a part of that 142
5/8-acre tract of land de-
scribed in a Deed from Edgar
Hallian Usher and Edith M.
Usher, his wife, to Armond
M. Usher and wife, Mary C.
Usher, dated June 4, 1949,
and recorded in Book 452,
Page 482, of the Duplin
County Registry. And being
the land as conveyed by a
Deed dated June 21, 1968,
from Mary C. Usher, a
widow, and others to T.D.
Herring and wife, Mazie A.
Herring, and recorded in
Book 646, Page 626, of the
Duplin County Registry.

And said tract of land
being known as the Mary
Usher Tract, wife of Armond
Usher, and further identified
as per map made and pre-
pared by Salmon and Asso-
ciates, P.A., dated January
7, 1985, and made a part
hereof.

**THERE IS EXCEPTED
HOWEVER FROM THE
FOREGOING DESCRIBED
64.2 ACRE TRACT OF LAND
THE FOLLOWING:**

EXCEPTION: Located in
Magnolia Township, Duplin
County, State of North Caro-
lina on the east side of S.R.
No. 1175 and 0.6 mile south
of S.R. No. 1003, and being
described with bearings re-
lative to the 1968 Magnetic
Meridian as follows:

BEGINNING at an iron
pipe in the center of S.R. No.
1175 over an 18 inch concrete
culvert, and runs thence
with the center of S.R. No. 1175
North 06 degrees 06 minutes
28 seconds West a distance of
312.22 feet to an iron stake
J.L. Lanier's corner; thence
with the J.L. Lanier, Jr.
(Book 682, Page 236) lines
North 87 degrees 40 minutes
04 seconds East a distance of
439.54 feet to an iron stake,
and South 08 degrees 46
minutes 50 seconds West a
distance of 542.27 feet to an
iron stake in an old road bed;
thence with the old road bed
North 70 degrees 47 minutes
43 seconds West a distance of
331.04 feet to a stake in the
center of S.R. No. 1175;
thence with the center of S.R.
No. 1175 North 06 degrees 06
minutes 28 seconds West a
distance of 99.25 feet to the
point of beginning. **CON-
TAINING** 4.10 acres, more or
less, and being part of that
142 5/8 acre tract of land
described in a Deed from
Edgar Hallian Usher and
Edith M. Usher, his wife,
to Armond M. Usher and
wife, Mary C. Usher, dated
June 4, 1949, and recorded
in Book 452, Page 482, of the
Duplin County Registry.

TRACT NO. 1-A-1: Located
in Magnolia Township,
Duplin County, State of
North Carolina on the east
side of S.R. No. 1175 and 0.6
mile south of S.R. No. 1003,
and being described with
bearings relative to the 1968
Magnetic Meridian as follows:

BEGINNING at an iron
pipe in the center of S.R. No.
1175 over an 18 inch con-
crete culvert, and runs
thence with the center of S.R.
No. 1175 North 06 degrees 06
minutes 28 seconds West a
distance of 312.22 feet to an
iron stake J.L. Lanier's
corner; thence with the J.L.
Lanier, Jr. (Book 682, Page
236) lines North 87 degrees
40 minutes 04 seconds East
a distance of 439.54 feet to
an iron stake, and South 08
degrees 46 minutes 50
seconds West a distance of
542.27 feet to an iron stake
in an old road bed; thence
with the old road bed North
70 degrees 47 minutes 43
seconds West a distance of
331.04 feet to a stake in the
center of S.R. No. 1175;
thence with the center of S.R.
No. 1175 North 06 degrees 06
minutes 28 seconds West a
distance of 99.25 feet to the
point of beginning. **CON-
TAINING** 4.01 acres, more or
less, and being part of that
142 5/8 acre tract of land
described in a Deed from
Edgar Hallian Usher and
Edith M. Usher, his wife,
to Armond M. Usher and
wife, Mary C. Usher, dated
June 4, 1949, and recorded
in Book 452, Page 482, of the
Duplin County Registry.

50 minutes 54 seconds West
157.73 feet, North 89 degrees
24 minutes 26 seconds West
196.19 feet, North 29 degrees
01 minutes 08 seconds West
93.98 feet, North 16 degrees
28 minutes 03 seconds West
140.52 feet, North 13 degrees
10 minutes 32 seconds East
154.39 feet, North 27 degrees
32 minutes 27 seconds West
114.13 feet, North 92 degrees
55 minutes 33 seconds East
87.21 feet, North 53 degrees
55 minutes 14 seconds West
96.62 feet, North 01 degree
10 minutes 08 seconds West
64.20 feet, North 22 degrees
11 minutes 54 seconds West
37.16 feet, North 34 degrees
56 minutes 54 seconds East
45.59 feet, North 04 degrees
56 minutes 58 seconds West
87.57 feet, North 20 degrees
50 minutes 18 seconds East
45.54 feet, North 12 degrees
00 minutes 04 seconds East
75.70 feet, North 06 degrees
25 minutes 30 seconds East
68.81 feet, North 29 degrees
53 minutes 42 seconds West
51.59 feet, North 02 degrees
38 minutes 43 seconds
West 92.56 feet, North 15
degrees 57 seconds 48
seconds West 140.23 feet,
North 28 degrees 41
minutes 05 seconds East
70.86 feet, North 58 degrees
48 minutes 18 seconds East
72.99 feet, North 27 degrees
40 minutes 17 seconds East
76.16 feet, North 40 degrees
54 minutes 43 seconds East
133.00 feet, North 85 degrees
31 minutes 18 seconds East
53.71 feet, North 19 degrees
07 minutes 25 seconds East
31.61 feet, North 14 degrees
09 minutes 27 seconds West
51.62 feet, North 58 degrees
43 minutes 27 seconds East
80.09 feet, South 88 degrees
48 minutes 43 seconds East
55.44 feet, North 53 degrees
55 minutes 05 seconds East
55.26 feet, North 11 degrees
27 minutes 13 seconds East
37.07 feet, and North 13
degrees 33 minutes 11
seconds East 56.31 feet to a
Corner No. 1 on a map,
CONTAINING 87.54 acres,
more or less. And being
part of that 142 5/8-acre
tract of land described in
"MAZIE BRICE HERRING
ESTATE", "Beasley Mill
Road Tract", dated August
16, 1982, surveyed and
mapped by Salmon and
Associates, P.A., a copy of
which is hereto attached and
incorporated herein by
reference.

**TRACT NO. 3: LOCATED
IN ROCKFISH TOWNSHIP,
DUPLIN COUNTY, NORTH
CAROLINA, ADJOINING
THE LAND OF MAYDELL
SAVAGE FUSSELL, J.C. SAVAGE,
CLIFTON SAVAGE, W.G. DIXON,
JOHN C. BRYANT, JR., DAVID
C. HALL, EVANDELL SAVAGE
AND OTHERS,** and being
more fully described as
follows: to wit: **BEGINNING**
at an iron pipe in the center
of Secondary Road No. 1136
at its point of intersection
with the center of Secondary
Road No. 1136, Maydell
Savage Fussell's corner and
designated as Corner No. 1
as shown on a map entitled
"Map of Mazie Brice Herring
and Wilber Badger Usher--
Land Division", as recorded
in Map Book 8 at Page 131,
of the Duplin County Registry,
and further being a portion
of Lot No. 1 allotted to Mazie
Brice Herring under Report
of Commissioners as filed in
the Duplin County Clerk of
Superior Court's Office in 73
SP-6 and recorded in Book
767, Page 103, of the Duplin
County Registry.

**THERE IS EXCEPTED
HOWEVER FROM THE
FOREGOING DESCRIBED
60.86 ACRES, MORE OR
LESS, THE FOLLOWING
DESCRIBED LANDS:**

EXCEPTION: Located in
Rockfish Township, Duplin
County, State of North Caro-
lina, and being described
with bearings relative to the
June 1970 Magnetic
Meridian as follows:

BEGINNING at an iron
pipe in the center of S.R. No.
1136 in the southeast corner
of Thomas L. Clark's lot [Book
786, Page 580], said iron pipe
being located South 04 de-
grees 53 minutes 25 seconds
West a distance of 378.01
feet, South 02 degrees 18
minutes 41 seconds West a
distance of 108.73 feet, and
South 14 degrees 23 minutes
53 seconds East a distance of
916.35 feet from an iron pipe
in the center of the inter-
section of S.R. No. 1136 and
S.R. No. 1135, and runs
thence with the Thomas L.
Clark's line North 84 degrees
57 minutes 00 seconds West
67 minutes 00 seconds West
a distance of 478.83 feet to an
iron stake in the center of
Long Branch; thence down
and with the run of Long
Branch South 08 degrees 43
minutes 15 seconds East a
distance of 203.54 feet, South
01 degree 49 minutes 55
seconds West a distance of
346.16 feet, South 58 degrees
43 minutes 58 seconds East
a distance of 184.91 feet, South
46 degrees 57 minutes 16
seconds East a distance of
148.93 feet, and South 01
degree 32 minutes 44
seconds West a distance of
59.96 feet to an iron pipe,
J.C. Savage's corner in the
run of Long Branch, designa-
ted as Corner No. 5 shown
on a map entitled "Map of
Mazie Brice Herring and
Wilber Badger Usher--Land
Division", as recorded in
Map Book 8, Page 131, of the
Duplin County Registry;

thence continued as the
center of said farm road
South 70 degrees 49 minutes
00 seconds East 994.32 feet
to an iron stake, point 7 on
map, the Northwest corner of
Thomas Alva Herring's lands
as recorded in Book 647,
Page 20, of the Duplin
County Registry; thence as
the line of Thomas Alva
Herring and continued as the
line of George DeWitt Her-
ring South 3 degrees 25
minutes 36 seconds East
2276.33 feet to an iron stake
on the run of Beaver Dam
Creek, point 11 on map;
thence up the run of Beaver
Dam Creek, the following
courses and distances: North
81 degrees 30 minutes West
300 feet, North 75 degrees 30
minutes West 178 feet, North
52 degrees 00 minutes West
158 feet, South 89 degrees
00 minutes West 486 feet, South
46 degrees 00 minutes West
131 feet, North 88 degrees 30
minutes West 212 feet, North
43 degrees 30 minutes West
77 feet, North 80 degrees 16
minutes West 113 feet, North
76 degrees 00 minutes West
189 feet, North 43 degrees 30
minutes West 170 feet, North
12 degrees 00 minutes East
88 feet to point 1 on map;
thence North 3 degrees 27
minutes 17 seconds East
2367.74 feet to the point of
beginning, CONTAINING
104.8 acres, more or less.

And being Tract No. 3 on
that certain map entitled,
"Map of a Portion of Mazie
Brice Herring Estate," as
prepared by Salmon and
Associates, P.A., dated
January 7, 1985, and re-
corded in Map Book 12, Page
3, of the Duplin County
Registry.

**THE FOREGOING DE-
SCRIBED LAND WILL BE
SOLD SUBJECT TO ALL
1985 AND SUBSEQUENT
YEARS COUNTY TAXES,
AND FURTHER SUBJECT
TO ALL RIGHTS OF WAYS
AND EASEMENTS THAT
APPEAR OF RECORD.**

For your information,
said Commissioner has
elected to expose said lands
as hereinabove described
as follows:

1. AS TO TRACT NO.
1-A (64.2 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

2. AS TO TRACT NO.
1-A-1 (4.10 ACRES): Land
will be sold as one unit (no
timber located on this tract);

3. AS TO TRACT NO.
1-B (39.4 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

4. AS TO TRACT NO.
2 (87.54 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

5. AS TO TRACT NO.
3 (60.86 ACRES): Land
and timber together will be sold
as one unit;

6. AS TO TRACT NO. 3A
(6.2 ACRES): Land
and timber together will be sold
as one unit;

7. AS TO TRACT NO. 4
(104.8 ACRES): Land
and timber will be sold separately
and not combined as one
unit.

8. AS TO TRACT NO. 5
(70.97 ACRES): Land
and timber will be sold separately
and not combined as one
unit.

FURTHER, the said suc-
cessful bidder of the timber
shall have the right to cut and
remove the same for a period
of two years. All announce-
ments made by said Com-
missioner at said sale will
take precedence over this and
any other notice.

The highest bidder at said
sale will be required to make
a cash deposit of Ten Percent
[10%] of the first One Thousand
Dollars (\$1,000.00) and
Five Percent [5%] of all over
One Thousand Dollars
(\$1,000.00) of his bid as
evidence of good faith.

Pursuant to N.C.G.S.
1-339.30 [a], a defaulting
bidder at any sale or resale
liable on his bid and in case a
resale is had because of such
default, he shall remain
liable to the extent that his
final sale price is less than his
bid plus all costs of such
resale or resales.

The undersigned Com-
missioner reserves the right, in
the event of insufficient bids,
to partition the Clerk not to
confirm said sale or resale.

The sale will be held open
for ten (10) days for up-
bids as required by law. A
resale, if any, will be con-
ducted at the Courthouse
door [East entrance] in
Kenansville, North Carolina.

For further information,
the undersigned Commis-
sioner has in his possession
aerial photographs and maps
of the foregoing described
property and can be made
available by calling the
undersigned Commissioner
at 919-296-0215.

This the 11th day of Oc-
tober, 1985,
H.E. Phillips, Commissioner
11-14-P&P-1195

779.80 feet to an iron pipe on
an old mill dam, W.G.
Dixon's corner, designa-
ted as Corner No. 7 on the
above-referred-to map;
thence with W.G. Dixon's
line crossing Secondary Road
No. 1136 South 85 degrees 00
minutes 43 seconds East
1,496.88 feet to an iron pipe
in the run of Lots Branch,
W.G. Dixon's corner, designa-
ted as Corner No. 8 on the
above-referred-to map;
thence up the run of Lots
Branch points along which
are located: North 27 degrees
07 minutes 14 seconds East
25.12 feet and North 18
degrees 28 minutes 02
seconds West 73.88 feet to an
iron pipe in the run of Lots
Branch at the mouth of a
ditch, designated as Corner
No. 10 on the above-referred-
to map; thence up said
ditch points along which are
located in the center and are
marked by iron pipes: North
18 degrees 33 minutes 20
seconds West 458.17 feet,
North 58 degrees 41 minutes
26 seconds East 208.28 feet,
North 80 degrees 02 minutes
35 seconds East 85.96 feet,
North 16 degrees 32 minutes
00 seconds East 175.71 feet,
North 04 degrees 12 minutes
00 seconds West 270.03 feet
and North 08 degrees 17
minutes 45 seconds East
253.54 feet to an iron pipe in
the center of Secondary Road
No. 1135, designated as
Corner No. 27 on the above-
referred-to map; thence with
the center of Secondary Road
No. 1135 North 84 degrees 26
minutes 29 seconds West
595.16 feet to an iron pipe,
Evanndell Savage's corner,
designated as Corner No. 20
on the above-referred-to
map; thence continuing with
the center of Secondary Road
No. 1135 North 84 degrees 26
minutes 42 seconds West
417.62 feet to an iron pipe at
the approximate P.C. of a
curve; thence continued with
the center of Secondary Road
No. 1135 as it curves points
along which are located by
the following chords: North
87 degrees 56 minutes 17
seconds West 100.02 feet,
South 87 degrees 46 minutes
27 seconds West 100.02 feet,
South 81 degrees 46 minutes
05 seconds West 100.02 feet,
South 74 degrees 47 minutes
41 seconds West 100.02 feet
and South 89 degrees 15
minutes 20 seconds West
100.02 feet to an iron pipe at
the approximate P.T. of said
curve, designated as Corner
No. 26 on the above-referred-
to map; thence continuing
with the center of Secondary
Road No. 1135 South 67
degrees 30 minutes 11
seconds West 278.80 feet to
the beginning, CONTAINING
60.86 acres, more or less,
as surveyed during May, 1973,
by Salmon-Matthis and Associates,
Registered Land Surveyors.
The above-described tract
or parcel of land being a portion
of Lot No. 1 as shown on that
certain map entitled, "Map
of Mazie Brice Herring and
Wilber Badger Usher--Land
Division", as recorded in
Map Book 8 at Page 131, of the
Duplin County Registry, and
further being a portion of
Lot No. 1 allotted to Mazie
Brice Herring under Report
of Commissioners as filed in
the Duplin County Clerk of
Superior Court's Office in 73
SP-6 and recorded in Book
767, Page 103, of the Duplin
County Registry.

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BEGINNING at an iron
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West a distance of 378.01
feet, South 02 degrees 18
minutes 41 seconds West a
distance of 108.73 feet, and
South 14 degrees 23 minutes
53 seconds East a distance of
916.35 feet from an iron pipe
in the center of the inter-
section of S.R. No. 1136 and
S.R. No. 1135, and runs
thence with the Thomas L.
Clark's line North 84 degrees
57 minutes 00 seconds West
67 minutes 00 seconds West
a distance of 478.83 feet to an
iron stake in the center of
Long Branch; thence down
and with the run of Long
Branch South 08 degrees 43
minutes 15 seconds East a
distance of 203.54 feet, South
01 degree 49 minutes 55
seconds West a distance of
346.16 feet, South 58 degrees
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a distance of 184.91 feet, South
46 degrees 57 minutes 16
seconds East a distance of
148.93 feet, and South 01
degree 32 minutes 44
seconds West a distance of
59.96 feet to an iron pipe,
J.C. Savage's corner in the
run of Long Branch, designa-
ted as Corner No. 5 shown
on a map entitled "Map of
Mazie Brice Herring and
Wilber Badger Usher--Land
Division", as recorded in
Map Book 8, Page 131, of the
Duplin County Registry;

thence continued as the
center of said farm road
South 70 degrees 49 minutes
00 seconds East 994.32 feet
to an iron stake, point 7 on
map, the Northwest corner of
Thomas Alva Herring's lands
as recorded in Book 647,
Page 20, of the Duplin
County Registry; thence as
the line of Thomas Alva
Herring and continued as the
line of George DeWitt Her-
ring South 3 degrees 25
minutes 36 seconds East
2276.33 feet to an iron stake
on the run of Beaver Dam
Creek, point 11 on map;
thence up the run of Beaver
Dam Creek, the following
courses and distances: North
81 degrees 30 minutes West
300 feet, North 75 degrees 30
minutes West 178 feet, North
52 degrees 00 minutes West
158 feet, South 89 degrees
00 minutes West 486 feet, South
46 degrees 00 minutes West
131 feet, North 88 degrees 30
minutes West 212 feet, North
43 degrees 30 minutes West
77 feet, North 80 degrees 16
minutes West 113 feet, North
76 degrees 00 minutes West
189 feet, North 43 degrees 30
minutes West 170 feet, North
12 degrees 00 minutes East
88 feet to point 1 on map;
thence North 3 degrees 27
minutes 17 seconds East
2367.74 feet to the point of
beginning, CONTAINING
104.8 acres, more or less.

And being Tract No. 3 on
that certain map entitled,
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Brice Herring Estate," as
prepared by Salmon and
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SCRIBED LAND WILL BE
SOLD SUBJECT TO ALL
1985 AND SUBSEQUENT
YEARS COUNTY TAXES,
AND FURTHER SUBJECT
TO ALL RIGHTS OF WAYS
AND EASEMENTS THAT
APPEAR OF RECORD.**

For your information,
said Commissioner has
elected to expose said lands
as hereinabove described
as follows:

1. AS TO TRACT NO.
1-A (64.2 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

2. AS TO TRACT NO.
1-A-1 (4.10 ACRES): Land
will be sold as one unit (no
timber located on this tract);

3. AS TO TRACT NO.
1-B (39.4 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

4. AS TO TRACT NO.
2 (87.54 ACRES): Land
and timber will be sold separately
and not combined as one
unit;

5. AS TO TRACT NO.
3 (60.86 ACRES): Land
and timber together will be sold
as one unit;

6. AS TO TRACT NO. 3A
(6.2 ACRES): Land
and timber together will be sold
as one unit;

7. AS TO TRACT NO. 4
(104.8 ACRES): Land
and timber will be sold separately
and not combined as one
unit.

8. AS TO TRACT NO. 5
(70.97 ACRES): Land
and timber will be sold separately
and not combined as one
unit.

FURTHER, the said suc-
cessful bidder of the timber
shall have the right to cut and
remove the same for a period
of two years. All announce-
ments made by said Com-
missioner at said sale will
take precedence over this and
any other notice.

The highest bidder at said
sale will be required to make
a cash deposit of Ten Percent
[10%] of the first One Thousand
Dollars (\$1,000.00) and
Five Percent [5%] of all over
One Thousand Dollars
(\$1,000.00) of his bid as
evidence of good faith.

Pursuant to N.C.G.S.
1-339.30 [a], a defaulting
bidder at any sale or resale
liable on his bid and in case a
resale is had because of such
default, he shall remain
liable to the extent that his
final sale price is less than his
bid plus all costs of such
resale or resales.

The undersigned Com-
missioner reserves the right, in
the event of insufficient bids,
to partition the Clerk not to
confirm said sale or resale.

The sale will be held open
for ten (10) days for up-
bids as required by law. A
resale, if any, will be con-
ducted at the Courthouse
door [East entrance] in
Kenansville, North Carolina.

For further information,
the undersigned Commis-
sioner has in his possession
aerial photographs and maps
of the foregoing described
property and can be made
available by calling the
undersigned Commissioner
at 919-296-0215.

This the 11th day of Oc-
tober, 1985,
H.E. Phillips, Commissioner
11-14-P&P-1195

50 minutes 54 seconds West
157.73 feet, North 89 degrees
24 minutes 26 seconds West
196.19 feet, North 29 degrees
01 minutes 08 seconds West
93.98 feet, North 16 degrees
28 minutes 03 seconds West
140.52 feet, North 13 degrees
10 minutes 32 seconds East
154.39 feet, North 27 degrees
32 minutes 27 seconds West
114.13 feet, North 92 degrees
55 minutes 33 seconds East
87.21 feet, North 53 degrees
55 minutes 14 seconds West
96.62 feet, North 01 degree
10 minutes 08 seconds West
64.20 feet, North 22 degrees
11 minutes 54 seconds West
37.16 feet, North 34 degrees
56 minutes 54 seconds East
45.59 feet, North 04 degrees
56 minutes 58 seconds West
87.57 feet, North 20 degrees
50 minutes 18 seconds East
45.54 feet, North 12 degrees
00 minutes 04 seconds East
75.70 feet, North 06 degrees
25 minutes 30 seconds East
68.81 feet, North 29 degrees
53 minutes 42 seconds West
51.59 feet, North 02 degrees
38 minutes 43 seconds
West 92.56 feet, North 15
degrees 57 seconds 48
seconds West 140.23 feet,
North 28 degrees 41
minutes 05 seconds East
70.86 feet, North 58 degrees
48 minutes 18 seconds East
72.99 feet, North 27 degrees
40 minutes 17 seconds East
76.16 feet, North 40 degrees
54 minutes 43 seconds East
133.00 feet, North 85 degrees
31 minutes 18 seconds East
53.71 feet, North 19 degrees
07 minutes 25 seconds East
31.61 feet, North 14 degrees
09 minutes 27 seconds West
51.62 feet, North 58 degrees
43 minutes 27 seconds East
80.09 feet, South 88 degrees
48 minutes 43 seconds East
55.44 feet, North 53 degrees
55 minutes 05 seconds East
55.26 feet, North 11 degrees
27 minutes 13 seconds East
37.07 feet, and North 13
degrees 33 minutes 11
seconds East 56.31 feet to a
Corner No. 1 on a map,
CONTAINING 87.54 acres,
more or less. And being
part of that 142 5/8-acre
tract of land described in
"MAZIE BRICE HERRING
ESTATE", "Beasley Mill
Road Tract", dated August
16, 1982, surveyed and
mapped by Salmon and
Associates, P.A., a copy of
which is hereto attached and
incorporated herein by
reference.

**TRACT NO. 3: LOCATED
IN ROCKFISH TOWNSHIP,
DUPLIN COUNTY, NORTH
CAROLINA, ADJOINING
THE LAND OF MAYDELL
SAVAGE FUSSELL, J.C. SAVAGE,
CLIFTON SAVAGE, W.G. DIXON,
JOHN C. BRYANT, JR., DAVID
C. HALL, EVANDELL SAVAGE
AND OTHERS,** and being
more fully described as
follows: to wit: **BEGINNING**
at an iron pipe in the center
of Secondary Road No. 1136
at its point of intersection
with the center of Secondary
Road No. 1136, Maydell
Savage Fussell's corner and
designated as Corner No. 1
as shown on a map entitled
"Map of Mazie Brice Herring
and Wilber Badger Usher--
Land Division", as recorded
in Map Book 8 at Page 131,
of the Duplin County Registry,
and further being a portion
of Lot No. 1 allotted to Mazie
Brice Herring under Report
of Commissioners as filed in
the Duplin County Clerk of
Superior Court's Office in 73
SP-6 and recorded in Book
767, Page 103, of the Duplin
County Registry.

**THERE IS EXCEPTED
HOWEVER FROM THE
FOREGOING DESCRIBED
60.86 ACRES, MORE OR
LESS, THE FOLLOWING
DESCRIBED LANDS:**

EXCEPTION: Located in
Rockfish Township, Duplin
County, State of North Caro-
lina, and being described
with bearings relative to the
June 1970 Magnetic
Meridian as follows:

BEGINNING at an iron
pipe in the center of S.R. No.
1136 in the southeast corner
of Thomas L. Clark's lot [Book
786, Page 580], said iron pipe
being located South 04 de-
grees 53 minutes 25 seconds
West a distance of 378.01
feet, South 02 degrees 18
minutes 41 seconds West a
distance of 108.73 feet, and
South 14 degrees 23 minutes
53 seconds East a distance of
916.35 feet from an iron pipe
in the center of the inter-
section of S.R. No. 1136 and
S.R. No. 1135, and runs
thence with the Thomas L.
Clark's line North 84 degrees
57 minutes 00 seconds West
67 minutes 00 seconds West
a distance of 478.83 feet to an
iron stake in the center of
Long Branch; thence down
and with the run of Long
Branch South 08 degrees 43
minutes 15 seconds East a
distance of 203.54 feet, South
01 degree 49 minutes 55
seconds West a distance of
346.16 feet, South 58 degrees
43 minutes 58 seconds East
a distance of 184.91 feet, South
46 degrees 57 minutes 16
seconds East a distance of
148.93 feet, and South 01
degree 32 minutes 44
seconds West a distance of
59.96 feet to an iron pipe,
J.C. Savage's corner in the
run of Long Branch, designa-
ted as Corner No. 5 shown
on a map entitled "Map of
Mazie Brice Herring and
Wilber Badger Usher--Land
Division", as recorded in
Map Book 8, Page 1