

To These Farewell

LEVI O. DEYTON
Levi O. Deyton, 81, of Green Mountain died Friday noon in an Erwin, Tenn. hospital after a 3-month illness. He was a native of Yancey County and a retired farmer.

Surviving are the wife, Lucy Webb Deyton; two daughters, Mrs. Ernest Peterson of Burnsville and Mrs. Holt Griffith of Tipton Hill, N.C.; two sons, Charles Deyton of Erwin, Tennessee and Frank Deyton of Burnsville; one half-sister, Mrs. Bessie Forbes of Winfield, Pennsylvania; one brother, R.P. Deyton of Fort Worth, Texas. Eight grandchildren and 5 great grandchildren also survive.

Also surviving are two stepsons, Earl Gene Webb of Hickory and George Webb of Burnsville, N.C.

Funeral services were held Sunday at 2:30 p.m. in the South Bend Free Will Baptist Church of which he was a charter member and Sunday School Superintendent. Rev. Charlie Miller and Clayton Winters officiated and burial was in the Fairview Cemetery.

ALBERT WHITSON
Albert Whitson, 55, of the Ramseytown Community died unexpectedly at his home Friday morning. He was an employee of Genette Lumber Company and a World War II veteran.

Surviving are the wife, Opal Johnson Whitson; five daughters, Misses Donna, Freda and Darlene of the home and Betty of Denver, N.C. and Mrs. Roger Jones of Burnsville; one son, Gary Whitson of Huntersville, North Carolina; two sisters, Mrs. Clay Miller and Miss Esta Whitson of Burnsville Route 4; one brother, Dan Whitson of Burnsville Route 5. Two grandchildren also survive.

Funeral services were held at 2 p.m. Sunday in the Miller Chapel FWB Church. Revs. Gilbert Adkins and Jerome Honeycutt officiated and burial was in the Whitson-Adkins Cemetery at Ramseytown.

LEROY PENLAND
LeRoy Penland, 29, of Black Mountain died in an Asheville hospital early Saturday morning from a gunshot wound. He was employed as a truck driver.

Surviving in addition to the wife are his parents, Mr. and Mrs. Jack Penland of Swannanoa; three sisters, Mrs. Rome Blankenship of Pensacola, Mrs. Clifford Mc Peters of Concord, Miss Tammy Penland of Swannanoa; three brothers, Jack Penland Jr., Ronnie Penland and Joey Penland, all of Swannanoa; the paternal grandmother, Mrs. Bessie Penland of Burnsville; the maternal grandparents, Mr. and Mrs. Roy Mathis of Burnsville.

Funeral services were held Monday at 2:30 p.m. in the Paint Gap Presbyterian Church. Revs. Walser Penland and Frances Radford officiated and burial was in the Metcalf Cemetery.

ROSA LEE RAY
Mrs. Rosa Lee Ray, 60 of Possum Trot Rd., Route 3, Burnsville died in a Burnsville hospital Thursday morning after a short illness. She was the widow of Rev. W. Elzie Ray who died in 1972.

Surviving are one daughter Mrs. Esther Peterson; two sons, Grover and Tommy Ray, all of Burnsville Route 3; two step daughters, Mrs. Weldon Harness of Fayetteville, Arkansas and Mrs. Phillip Pickett of Durham, N.C.; two stepsons, Revs. Harold Ray of Weaverville and Carroll Ray of Charlotte, N.C.; four sisters, Mrs. Nolan Hensley of Weaverville, Mrs. Baccus Waldrup of Woodfin, N.C., Mrs. Ted Southers of Asheville and Mrs. Glenn Honeycutt of Barnardville, N.C.; two brothers, Bob Hensley and Clyde Hensley of Greenville, S.C. and 12 grandchildren also survive.

Funeral services were held Saturday at 2 p.m. in the Pleasant Valley Baptist Church. Revs. Harlon Ramsey and Jay Blankenship officiated and burial was in the Ray Cemetery.

LEGAL NOTICE

NORTH CAROLINA COUNTY OF YANCEY

NOTICE OF SALE

Under and by virtue of the Power of Sale contained in a certain Deed of Trust executed by Lloyd Alvin Cox and wife, Eunice W. Cox dated 13 March 1973 and recorded in Yancey County Mortgage Deed Book 69, page 383, and default having been made in the payment of the indebtedness thereby secured and said Deed of Trust being by the terms thereof subject to foreclosure, the undersigned Trustee will offer for sale at public auction to the highest bidder for cash at the door of the Courthouse in Burnsville, North Carolina, at 10 o'clock a.m. on Friday 14 February 1975, the property conveyed in said Deed of Trust, the same being known as the Mt. View Motel property and

LEGAL NOTICE

lying and being in Burnsville Township, Yancey County, North Carolina, adjoining the U.S. Highway 19E and lands of Farrell Hughes and wife, Anna Lou Hughes, described as follows:

BEGINNING on a point in the center line of Highway U.S. 19-E, said point being located N 37 deg. 15 min E 149 feet from the northeast corner of the Mountain View Motel and N 15 deg 40 min E 74.7 feet from Utility Pole N A569, and runs S-33 deg 10 min W 182.8 feet to an iron stake, thence N 64 deg 30 min W 330 feet to an iron stake; thence N 4 deg. 20 min E 181 feet to a point in the center line of Highway U.S. 19-E; thence with the center line of said highway S 67 deg 30 min E 418 feet to the **BEGINNING**, containing 1.56 acres. This description is according to a survey and plat by Ross Thompson, Registered Surveyor, dated December 1972. For Title Reference see Yancey County Deed Books 125, page 509, 128, page 545, and 119, page 186.

LEGAL NOTICE

ALSO CONVEYED by the Grantors unto the Grantees, their heirs and assigns, is a perpetual easement and right of way for a roadway as the same now exists for that portion of the driveway entrance to Mountain View Motel, which lies immediately west of the western boundary line of the above described land, said call being N 4 degrees 20 min E 181 feet; and for that portion of the driveway entrance to Mountain View Motel which lies immediately East of the eastern boundary line of the above described land, said call being S 33 degrees 10 min W 182.8 feet, each of said driveways to be used jointly and in common with the Grantors, their heirs and assigns.

ALSO CONVEYED by the Grantors unto the Grantees, their heirs and assigns, is a perpetual right to use the water from a well located near the eastern boundary line of the above described land, said well being North 37 degrees 15 min east 149 feet, as said well is now covered and its exact location cannot be determined, however, in the event said well is located outside of the boundaries of the above described land this right is granted, together with the right of ingress and egress to said well for the purpose of reconstructing, repairing and maintaining said well together with the water lines running therefrom to the Mt. View Motel, subject to the Reservation hereinafter stated.

ALSO CONVEYED by the Grantors unto the Grantees, their heirs and assigns, is all of the personal property located upon the above described lands, and within the Mt. View Motel, as such personal property may exist and in such condition as of this date.

SUBJECT to a perpetual easement and right of way for

LEGAL NOTICE

that portion of the driveway entrance to Mt. View Motel which lies immediately East of the western boundary line of the above described lands, said call being N 4 degrees 20 min E 181 feet, as the same now exists; and for that portion of the driveway entrance to Mt. View Motel which lies immediately West of the eastern boundary line of the above described land, said call being S 33 degrees 10 min W 182.8 feet, as the same now exists. Said driveways to be used jointly and in common with the Grantees, their heirs and assigns.

ALSO SUBJECT to a perpetual easement and right to reconstruct, maintain and repair the existing water line through the above described lands which covers water to the property of Farrell Hughes which lies immediately North of Highway U.S. 19-E as the same now exists and also for that water line which conveys water to the residence of the Farrell Hughes, as the same now exists, with the right of ingress and egress to go upon the above described lands for the purpose of reconstructing, maintaining and repairing both of said water lines.

EXCEPTING from the right of way of the State Highway Commission for Highway U.S. 19-E.

This sale will be made subject to all outstanding and unpaid taxes and special assessments and the highest bidder at the same will be required to make a cash deposit in the sum of 10% of the amount bid up to and including one thousand (\$1,000.00) dollars and 5% of the amount bid in excess of one thousand (\$1,000.00) dollars.

This the 16th day of January 1975.

Philip M. Thomas, Trustee
Jan. 16, 23, 20, Feb. 6, 1975 ch

LEGAL NOTICE

NORTH CAROLINA YANCEY COUNTY

NOTICE

I, John Nowlin, will not be responsible for any debts or charges incurred by anyone other than myself.
Jan. 2, 9, 16, 23, 1975 pd

LEGAL NOTICE

NORTH CAROLINA YANCEY COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION

ADMINISTRATOR NOTICE

Having qualified as Administrator of the estate of Theodore Joseph Wilson Jr. of Yancey County, North Carolina, this is to notify all persons having claims against the estate of said Theodore Joseph Wilson, Jr. to present them to the undersigned within 6 months from date of the publication of this notice or same will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 10th day of December, 1974.

Benjamin B. Wilson, Rt. 6, Box 92E, Burnsville, N.C. 28714.

Dec. 26, Jan. 2, 9, 16, 1975 pd

LEGAL NOTICE

NORTH CAROLINA YANCEY COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION

EXECUTRIX NOTICE

Having qualified as Executrix of the estate of James Carmon Hensley of Yancey County, North Carolina, this is to notify all persons having claims against the estate of said James Carmon Hensley to present them to the undersigned within 6 months from date of the publication of this notice or same will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 31st day of December, 1974.

Nannie Lou Hensley, Rt. 3, Burnsville, N.C. 28714.
Jan. 2, 9, 16, 23, 1975 pd

LEGAL NOTICE

NORTH CAROLINA YANCEY COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION

EXECUTOR'S NOTICE

Having qualified as Executor of the estate of Lillie Bailey of Yancey County, North Carolina, this is to notify all persons having claims against the estate of said Lillie Bailey to present them to the undersigned within 6 months from date of the publication of this notice or same will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 27th day of December, 1974.

Lloyd Bailey, Sr., 4122 Deepwood Circle, Durham, N.C. 27707.
Jan. 2, 9, 16, 23 pd

LEGAL NOTICE

THE GREAT STATE OF NORTH CAROLINA COUNTY OF YANCEY

NOTICE OF SALE

Under and by virtue of the Power of Sale contained in a certain Deed of Trust executed by Jimmy Chandler and wife, Winnie Lois Chandler dated 17 April 1973 and recorded in Yancey County Mortgage Deed Book 69, page 499, and default having been made in the payment of the indebtedness thereby secured and said Deed of Trust being by the terms thereof subject to foreclosure, the undersigned Trustee will offer for sale at public auction to the highest bidder for cash at the door of the Courthouse in Burnsville, North Carolina, at 10 o'clock a.m. on Friday 31 January 1975, the property conveyed in said Deed of Trust, the same lying and being in Burnsville Township, Yancey County, North Carolina, adjoining the lands of Otis Peterson, Griffith heirs, Charles Bryant and Trans-Carolina Concrete Company, described as follows:

BEGINNING at an iron stake, the southeast corner of the Otis Peterson lot and the northeast corner of the lot herein conveyed, and runs thence S 27-40 E 26 feet to an iron stake in the line of the Griffith Heirs; thence S 11-15 W 124 feet to an iron stake; S 26-40 W 87 feet to an iron stake in the Charles Bryant line; thence with the Bryant line S 89-50 W 120 feet to an iron stake in the line of Trans Carolina Concrete Company; thence with the line of said corporation N 5-W 177 feet to an iron stake, southwest corner of the Otis Peterson lot; thence with the Otis Peterson line N 77-20 E 185 feet to the point of **BEGINNING**, containing .73 acre, more or less.

ALSO CONVEYED to the Grantees, their heirs and assigns, is a road right of way 12 feet in width leading from the entrance of the property conveyed by Wilfred C. Rock and wife, Lovie C. Rock to TransCarolina Concrete Company by Deed dated 28 October 1966, over, through and across said property as the road way now exists, together with the right of ingress, egress and regress over, through and across said right of way for the purpose of maintaining, improving and repairing said right of way. Said right of way and rights to be used and enjoyed jointly with Wilfred C. Rock and wife, Lovie C. Rock, their heirs and assigns, Trans-Carolina Concrete Company and others. This road right of way and rights are those excepted and reserved by Deed dated 28 October 1966 from Wilfred C. Rock and wife, Lovie C. Rock, to Trans-Carolina Concrete Company, recorded in Yancey County Deed Book 137, page 217.

SUBJECT to a road right of way 12 feet in width over, through and across the northwest corner of the above-described lot, said road right of way beginning at a point in the line where the road right of way across the property of TransCarolina Concrete Company ends, and continues across the northwest corner of the lot in a northeasterly direction as the roadway now exists for approximately 125 feet, together with the right of ingress, egress and regress over, through and across said right of way for the purpose of maintaining, improving and repairing said road. This road right of way and rights are those shown in Deed dated March 26, 1968, from Wilfred C. Rock and wife, Lovie C. Rock to Otis R. Peterson and wife, Barbara Peterson, recorded in Yancey County Deed Book 139, page 516.

This sale will be made subject to all outstanding and unpaid taxes and special assessments and the highest bidder at the same will be required to make a cash deposit in the sum of 10% of the amount bid up to and including one thousand (\$1,000.00) dollars and 5% of the amount bid in excess of one thousand (\$1,000.00) dollars.

This the 31st day of December 1974.

Philip M. Thomas, Trustee
January 2, 9, 16, 23 ch

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