

**IN THE SUPERIOR COURT
BEFORE THE CLERK
ORDER FOR SERVICE OF
PROCESS BY PUBLICATION
FOR UNKNOWN OWNERS OF
LAND**

**NORTH CAROLINA
LENOIR COUNTY
JACOB R. PARROTT, ET AL**

**VS
BLONNIE BROWN, ET AL
IN RE: DRAINAGE OF THE
LANDS OF MOSELEY
CREEK — TRACEY
SWAMP WATERSHED**

**ESTABLISHMENT OF LE-
NOIR, CRAVEN, JONES
DRAINAGE DISTRICT
NUMBER ONE**

An Affidavit, satisfying the requirements of G. S. 1-98.4, having been filed herein, and it appearing to the satisfaction of the undersigned that the names of persons who are, or may be owners, of either the whole, or a share, of the tracts of land described on a schedule attached to the said Affidavit and filed in this Proceeding, are unknown, and the nature of the interest, if any, of such persons, is also unknown, and such persons cannot, after due diligence, be found in the State of North Carolina, and

WHEREAS, it appearing to the Court by Affidavit of Frank M. Wooten, Jr., Charles W. Oglefree and Robert R. Browning, Attorneys for the Petitioners and Jacob R. Parrott, George Noble, Rodney Russell, Billy Hodges, Thomas L. Hood and Clinton Griffin, Petitioners in the above entitled Proceeding dated the 2nd day of February, 1968, that the names of the owners of the whole, or a share in tracts of land described in the said Affidavit are unknown, and cannot, after due diligence, be ascertained by the Petitioners in the herein before entitled Proceeding.

WHEREAS, this Court has previously ordered the Service of Process by Publication for Unknown Persons and Unknown Owners of Land; That by inadvertence, the publication of said Order and Notice was not made in proper sequence.

IT IS NOW, THEREFORE, ORDERED:

1. That service of process in the above entitled Special Proceeding upon said unknown persons be made by publication in the Kinston Daily Free Press and the New Bern Sun Journal, and the Jones Journal, once a week for four successive weeks, of the Notice issued by the undersigned as provided by G. S. 1-99.2 and 156-58, and further,

2. That Notice (1) in the nature of a summons be given to the unknown owners of the said tracts of land described in said Affidavit, and (2) that the Notice contain the substance of the petition filed in this Special Proceeding, and (3) that the Notice contain a description of the several tracts of land as is shown by the schedule attached to the Affidavit upon which this Order is made, and (4) that it be published in the Kinston Daily Free Press of Lenoir County, and the New Bern Sun Journal of Craven County, and the Jones Journal of Jones County, (5) that the Notice be published once a week for four weeks, and (6) that a copy of said publication be posted at the Courthouse doors of Lenoir, Craven and Jones Counties, and in at least three conspicuous places within the boundaries of the proposed Drainage District, for a period of four weeks.

This the 20th day of February, 1968.

s/ John S. Davis
JOHN S. DAVIS, CLERK
SUPERIOR COURT
LENOIR COUNTY

NOTICE OF SERVICE OF

**PROCESS BY PUBLICATION
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LENOIR COUNTY**

**JACOB R. PARROTT, ET AL
VS**

**BLONNIE BROWN, ET AL
IN RE: DRAINAGE OF THE
LANDS OF MOSELEY
CREEK — TRACEY
SWAMP WATERSHED**

**ESTABLISHMENT OF LE-
NOIR, CRAVEN, JONES
DRAINAGE DISTRICT
NUMBER ONE**

**TO: ALL PERSONS WHO OWN
THE WHOLE, OR ANY
PART, OF THE TRACTS OF
LAND HEREINAFTER DE-
SCRIBED, TAKE NOTICE
THAT:**

1. A pleading seeking relief against you has been filed in the above entitled Special Proceeding, which has been commenced in accordance with Chapter 156, Subchapter 3 of the General Statutes of North Carolina.

2. That it has been made to appear to the Court by affidavit, that the names of the owners of the whole or a share, of tracts of land, which is the subject matter of this Special Proceeding, are unknown, and can not, after due diligence, be ascertained by the petitioners.

3. That the nature of the relief being sought, is as follows:

To establish a drainage district, the general area of the boundaries of the proposed Drainage District is the Watershed of Moseley Creek-Tracey Swamp, located in Lenoir, Craven and Jones Counties, and which empties into Neuse River between Fort Barnwell and Kinston, the specific boundaries of the proposed Drainage District being set forth in said Special Proceeding.

4. The substance of the petitions filed in this proceeding for the purpose of asking the Court to create the said drainage district, is: (1) that the drainages of Moseley Creek-Tracey Swamp and the laterals thereto are clogged and do not provide sufficient drainage for the lands within the watershed, (2) that the general health of the community has been adversely effected because of the poor drainage of surface water within the watershed, (3) that there have been major crop losses as well as damage to woodland, within the boundaries of the watershed, because of the insufficient drainage of surface water.

5. The general descriptions of the several tracts of land as to which the owners of the whole or shares therein are unknown, is described with particular reference to the map on file in the above entitled proceeding, which shows the location of the several tracts of land together with the number of the tract. The general description cites the number of the tract of land, as shown on said map and in said proceeding, and reference is made to said map and proceeding for a more complete description of the said property.

The general description with reference to the map and some of the adjoining landowners, and estimated acres contained therein, are as follows:

LENOIR COUNTY:

Tract L 3: 287 acres; bounded on the north, L 30 — Willie C. West, L 27 — Willie C. West, L 26 — Lott West; East, L 10 — Weyerhaeuser Company; South, L 8 — Weyerhaeuser Company; West — Western boundary line of Drainage District.

Tract L 18: 60 acres; bounded on the North, L 19 — Joe D. Lovick; East, C 158 — Florence K. Young; South, L 17 — Adolph M. McCoy, et ux; West, L 84 — Clidie Cobb.

Tract L 20: 58 acres; bounded on the North, L 21 — Fountain Cobb, L 24 — Lott West, C 159 — Lucy J. West, et vir; East C 158 — Florence K. Young; South, L 19 — Joe D. Lovick; West, L 94 — Fountain Cobb.

Tract L 23: 34 acres; bounded on the North, L 83 — Mary Ann Casey, L 52 — James B. Foyles; East, L 24 — Lott West; South, L 93; West, L 53 — Mary K. Butler.

Tract L 28: 63 acres; bounded on the North, S. R. 1807, East L 27 — Willie C. West; South, L 3; West L 3, L 30 — Willie C. West, L 32 — Lott West, L 97 — Jacob West, L 29.

Tract L 29: 10 acres; bounded on the North, S. R. 1807; East L 28; South L 97 — Jacob West; West L 30 — Willie C. West.

Tract L 73: 56 acres; bounded on the North, L 77 — R. E. L. Johnson; East and South, S. R. 1804; West, western boundary line of Drainage District.

Tract L 81: 10 acres; bounded on the Northeast and East, S. R. 1807; Southeast, South and Southwest, L 10 — Weyerhaeuser Company; West and Northwest, L 25 — Ethel S. West, et vir.

Tract L 91: 2 acres; bounded on the North L 42 — Mary E. Daugherty; East, L 84 — Clidie Cobb; South, L 81 — unknown; West, L 82 — Florence Wingate; and being bisected by S. R. 1807.

Tract L 93: 12 acres; bounded on the North, L 23 — unknown; East, L 24 — Lott West; South, L 22 — H. W. Howard, et ux; West, L 53 — Mary Edna K. Butler.

CRAVEN COUNTY:

Tract C 3: 20 acres; bounded on the North, C 2 — Weyerhaeuser Company; East, C 2 — Weyerhaeuser Company; South, Atlantic and East Carolina Railroad; West, C 2 — Weyerhaeuser Company.

Tract C 14: 27 acres; bounded on the North, C 13 — Alice P. Merritt, et al, North, C 15, Cicero L. Humphrey, et ux; East C 18, Beatrice Avery Daugherty & S. R. 1266; South C 21, H. L. West, et ux; West C 4 — Cicero L. Humphrey, et ux.

Tract C 17: 30 acres; bounded on the North, S. R. 1266; East, Town of Dover; South, Atlantic and East Carolina Railroad; West, C 21 — Nannie Mae West, et vir.

Tract C 20: 4 acres; bounded on the North, C 19 — Cicero L. Humphrey, et ux, C 39 — Rodney G. Russell; East, C 39 — Rodney G. Russell; South, S. R. 1266; West, C 19 — Cicero L. Humphrey, et ux.

Tract C 22: 9 acres; bounded on the North, U. S. 70; East C 23 — Graham W. Merritt, et ux; South, J 24 — Hyatt Memorial Home; (now Marion J. Corbett, et ux); West, J 24 — Hyatt Memorial Home (now Marion J. Corbett, et ux).

Tract C 32: 339 acres; bounded on Northeast, C 90 — Weyerhaeuser Company; East & Southeast, C 90 — Weyerhaeuser Company; South, U. S. 70; West C 27 — Jake Parrott, et al; West C 34 — A. W. Ormond; Northwest C 33 — Gertrude Brinkley.

Tract C 38: 64 acres; bounded on North by C — 67, John A. Beckwith, et al and S. R. 1265; East, C — 40, Carrie L. Rouse Lustick, et al; C — 37, Rodney Russell, et ux & S. R. 1262; South, S. R. 1266; West C — 39, Rodney Russell, et ux.

Tract C 40: 22 acres; bounded on Northeast by S. R. 1265, S. E., S. R. 1262, S. W., C 37, Rodney Russell, et ux, N. W. by C 38, Olivia Whitehead, et al.

Tract C 44: 12 acres; bounded on North, C 74 — Agnes Andrews; East C 35 — William A. Evans; Southeast C 43 — Graham W. Merritt; Southwest C 42 — Olive E. Griffin, et al; West C 45 — Dallas Cox, et al.

Tract C 48: 17 acres; bounded on North by C — 52, William A. White, East, S. R. 1807, S. E. C — 47, Hazel Smith; South & West, C — 61, Robert Hobbs, et al.

Tract C 51: 15 acres; bounded on the North, C 50 — Rena Mae Gardner, et al; East, S. R. 1262; South, S. R. 1807; West, C 49 — Mitoria Woodard, C 75 — Agnes Andrews.

Tract C 54: 12 acres; bounded on the North, C 55 — John A. Nobles; East C 77 — George E. West; South, C 50 — Rena Mae Gardner; West, C 53 — Blanche Moore.

Tract C 61: 40 acres; bounded on the Northeast, C 52 — William Alston White; Southeast, C 48 — Ozie Bryant, C 47 — Hazel White Smith, C 41 — Hazel White Smith, Southwest, C 73 — Louise Boyette Grady, et al; Northwest, C 62 — C. C. Becton, et ux.

Tract C 66: 46 acres; bounded on North by C 71, John A. Beckwith, et ux, East, C 69 — Almada White, et al; East, C 70, Hazel Smith, East, C 71, John A. Beckwith, et ux; East, C 73, Louise B. Grady, et al; South, C 72 (unknown); C 67 — John A. Beckwith, et al; West, C 2, Weyerhaeuser Company.

Tract C 68: 12 acres; bounded on North by C 64, Graham W. Merritt; East C 63, Cicero L. Humphrey; South, C 69, Almada White, et al; West, C 71, John A. Beckwith, et ux, C 197, Jake Parrott; C 196, John Percy Wethington.

Tract C 72: 3 acres; bounded on the North, C 66 — John A. Beckwith, et al; East, C 73 — Louise Boyette Grady, et al; South, C 67 — Theodosia Beckwith; West, C 67 — Theodosia Beckwith.

Tract C 73: 8 acres; bounded on North C 69 — Almada White; also C 63 — Cicero L. Humphrey; East C 63 — Cicero L. Humphrey; East C 62 — C. C. Becton et ux & C 61 — Robert Hobbs, et al; South C 61 — Robert Hobbs, et al; C 41 — Hazel Smith; West C 67 — John Allen Beckwith, et al; C 72 — (unknown); C 66 & C 71 — John A. Beckwith, et ux; C 70 — John Henry White.

Tract C 74: 10 acres; bounded on Northeast by C 76 (unknown); East, C 35, William A. Evans; South, C 44, Margaret H. Henderson & C 45, Annie Mae Cox, et al; West, S. R. 1262.

TRACT C 75: 6 acres; bounded on the North, C 52 — William Alston White; East, C 51 — Rena Mae Gardner; South C 49 — Mitoria Woodard; West, S. R. 1807.

Tract C 76: 30 acres; bounded on North by C 77 — George E. West; Northeast, C 34 — A. W. Ormond; East, C 34 — A. W. Ormond; South, C 35 — William A. Evans & C. 74 (unknown); West, S. R. 1262.

Tract C 80: 67 acres; bounded on North C 79 — George E. West; East C 84 William C. Griffin; South S. R. 1263; West S. R. 1262.

Tract C 83: 47 acres; bounded on North, S. R. 1263; East C 85 — Rodney Russell, et ux; C 86 — Tommie Hawkins, et ux; South C 34 — A. W. Ormond; West & Northwest C 34 A. W. Ormond; Northwest C 82 — Mattie Mae G. Ritz.

Tract C 139: 188 acres; bounded on North S. R. 1262; East & South C 141 — Milton E. Kilpatrick, et ux; West C 110 & C 138 — International Paper Company; C 145 — L. D. Ormond, et al.

Tract C 156: 173 acres; bounded on North by C 170 — Berta D. Griffin; East, C 171 — Weyerhaeuser Company, C 154 — Lottie Fields, C 155 — Herbert L. White, et ux; South, S. R. 1273; West, C 165 (unknown).

Tract C 195: 37 acres; bounded on North by L 10 — Weyerhaeuser Company; East, C 64 — Graham W. Merritt, et ux; South

C 65 — L. L. Scott, et ux; L 10 — Weyerhaeuser Company.

JONES COUNTY:

Tract J 1: 117 acres; bounded on the North, J 3 — Thelma Elizabeth Hughins, (Mrs. R. F.), J 35 — Laura Miller; East, S. R. 1002; South, Southern boundary of District; West, Western boundary of District.

Tract J 5: 52 acres; bounded on the North, J 6 — Lillie Smith; East J 26 — Tapp-Jenkins Foundation, Inc.; South, J 38 — Lula B. Jones and S. R. 1313 (Duffy Road); West, S. R. 1002.

Tract J 6: 31 acres; bounded on the North, J 7 — Guy Jones, et ux; East, J 5 — Lillie Smith, et al; South, J 5 — Lillie Smith, et al; West, S. R. 1002.

Tract J 18: 60 acres; being in two parcels. Parcel No. 1: bounded on the North, J 22 — (unknown); East, S. R. 1313 (Duffy Road); South and West, J 40 — Kenneth Tucker. Parcel No. 2: bounded on the North and Northeast, J 34 (unknown); East, J 24 — Hyatt Memorial Home (now Marion J. Corbett, et ux); South and Southwest, J 17 — Ethel M. Burkett, et al; West, S. R. 1313 (Duffy Road).

Tract J 22: 14 acres; being in two parcels. Parcel No. 1: bounded on the North and East, J 21 — William F. Rhem; South J 39 (unknown); West, S. R. 1313 (Duffy Road). Parcel No. 2: bounded on the North and East, J 24 — Hyatt Memorial Home (now Marion J. Corbett, et ux); South and West, J 39 (unknown).

Tract J 27: 80 acres; bounded on the North, L 4 — W. O. Tilghman, et al; East, L 10 — Weyerhaeuser Company; C 1 — Douglas H. Smith, et ux; J 20 — Paul S. Whitaker; South, U. S. 70; West, a secondary road which leads to U. S. 70.

Tract J 32: 115 acres; bounded on the North, J 29 — Roy E. White, et ux; J 28 — Sarah Victoria White, U. S. Highway 70; East, Moseley Creek, J 20 — Paul S. Whitaker, J 19 — Robert Lee White, J 40 — Kenneth Lee Tucker, J 17 — Ethel M. Burkett; South, J 15 — Hoyal Miller, J 11 — Thomas L. Hood; West, J 11 — Thomas L. Hood, J 12 — Ralph Griffin, et ux, J 13 — Sarah Victoria White.

Tract J 34: 14 acres; being in two parcels. Parcel No. 1: bounded on the North, J 39 (unknown); East J 24 — Hyatt Memorial Home (now Marion J. Corbett, et ux); South, J 18 — (unknown); West, S. R. 1313 (Duffy Road). Parcel No. 2: bounded on the Northeast, J 39 (unknown); Southeast, Southwest and Northwest — J 18 (unknown).

Tract J 39: 14 acres; being in two parcels. Parcel No. 1: bounded on the North, J 22 (unknown); East, J 21 — William F. Rhem; South, J 34 (unknown); West, S. R. 1313 (Duffy Road). Parcel No. 2: bounded on the North, J 24 — Hyatt Memorial Home (now Marion J. Corbett, et ux); Northeast, J 22 (unknown); Southeast and Southwest, J 18 (unknown).

6. Notice is also given to the owners of all land within the Watershed of Moseley Creek-Tracey Swamp as defined in said Special Proceeding of the pendency of the proceeding to organize a Drainage District for said Watershed, and that if they are not parties to said Special Proceeding, application is hereby being made to make them and their lands, parties and to cause their lands, or their interest therein, to be bound by order of the Court, as made and entered in the above entitled Proceeding, to organize the said Drainage District.

7. The nature of the relief being sought, is to cause your land to be subject to all orders entered by the Court in said Special Proceeding, which includes the levying of an assessment upon your lands for the purpose of organizing the said Drainage District.

(Continued on Page 5)