

Separate bids will be received for Termite Treatment of approximately 240 units.

Plans and Specs are open for inspection in the Housing Authority office, Associated General Contractors in Charlotte, Raleigh, and Greensboro, the local offices of F.W. Dodge SCANN, Atlanta, Ga., and Stogner & Kanoy, P.A. (Designer) at 315 S. Lawrence St., Rockingham, N.C., or obtained by those qualified, upon deposit of \$75,000 in cash or certified check, from Stogner & Kanoy, P.A. during normal office hours.

The Owners reserves the right to reject any and all bids and to waive informalities.

Julia B. Jordan  
Executive Director  
KINGS MOUNTAIN HOUSING AUTHORITY  
201 McGill Court  
Kings Mtn. N.C. 28086  
KMH  
5:17,24, ch

**NOTICE OF TRUSTEE'S SALE OF REAL ESTATE IN THE MATTER OF THE FORECLOSURE OF THE DEED OF TRUST OF JAMES H. MCCLAIN AND WIFE, VIVIAN J. MCCLAIN GRANTOR, TO GEORGE B. THOMASSON TRUSTEE**

Under and by virtue of the power and authority contained in that certain Deed of Trust executed and delivered by James H. McClain and Vivian J. McClain dated October 3, 1985, and recorded in the office of the Register of Deeds for Cleveland County, North Carolina, in Book 953 at Page 218 and because of default in the payment of the indebtedness secured by said Deed of Trust, and pursuant to the Order of the Clerk of Superior Court for

Cleveland County, North Carolina, entered in this foreclosure proceeding, the undersigned, George B. Thomasson, Trustee, will expose for sale at public auction on May 30, 1989 at 11:00 a.m. at the door of the Cleveland County Courthouse, Shelby, North Carolina, the following described real property (including the house and any other improvements thereon):

**TRACT ONE:** That certain lot or parcel of land situated in Number Four (4) Township, Cleveland County, North Carolina and situated on the North side of King Street in the town of Kings Mountain, North Carolina and BEGINNING at an existing iron pin in the edge of West King Street, said pin located 53.45 feet due West of an iron pin in the West line of Davidson Street, being the corner of Evans, runs thence due West 50.0 feet to an iron pin in the corner of the City of Kings Mountain property; thence running N. 0-41-48 W. 79.55 feet to an iron pin at the corner of Jackson and the City of King Mountain Properties; thence running along the Jackson line due East 50.0 feet to an iron pin at the corner of the Evans property; thence running along the line of Evans S. 0-431-48 E. 79.55 feet to the point of BEGINNING, and being a lot off of the Western side of that certain lot conveyed by R.J. Davidson and wife, to A.E. Yarbro by deed dated the 1st of November, 1948 and now on record in the Register of Deeds office for Cleveland County in Book 5-X at Page 392.

**SAME BEING** the identical lot or parcel of land conveyed to James Crocker by Ralph C. Gingles, Jr., Commissioner, by deed dated May 13, 1980 and recorded in the Cleveland County Register of Deeds in Book 17-C at Page 680 and reconveyed by James Crocker to James Crocker and wife, Beatrice Crocker by deed dated September 16, 1980 and recorded in the Cleveland County Register of Deeds in Book 17-F at Page 733.

**TRACT TWO:** That certain lot or parcel of land situated in Number Five (5) Township, Cleveland County, North Carolina and located on the South side of Brookwood Circle. South and being all of Lot #4 in block "C" of the Ebenezer Village Subdivision as shown in Book of Plats 10 at Page 64 and 65 of the Cleveland County Registry and being described by metes and bounds as follows:

**BEGINNING** on a stake in the South edge of the right of way of the road, Northwest corner of Lot #3 of said Block and runs thence with the division line of Lots 3 and 4, S. 25-40. 200 feet to a stake, Southeast corner of Lot #5 in said block; thence with the right of way, S. 64-14. 105 feet to the place of BEGINNING.

Being the identical property deeded to William B. Crosby and wife, Betty M. Crosby by Howard Roberts and wife, on December 3, 1976, and recorded in Book 15-V at Page 630 of the Cleveland County Registry.

This property is conveyed subject to Restrictions of record recorded in Book 11-H at Page 160 of the Cleveland County Registry.  
Property Address: 408 W. King Street, Kings Mountain, N.C. and Rt. 5, Box 399, Branchwood Circle, Kings Mountain, N.C. 28086.

The sale will be made subject to all

prior liens, unpaid taxes, restrictions and easements of record and assessments, if any.

The record owners of the above-described real property as reflected on the records of the Cleveland County Register of Deeds not more than ten (10) days prior to the posting of this Notice are James H. McClain and wife, Vivian J. McClain.

Pursuant to North Carolina General Statute 45-21.10 (b), and the terms of the Deed of Trust, any successful bidder may be required to deposit with the Trustee immediately upon conclusion of the sale a cash deposit of ten (10) percent of the bid up to and including \$1,000 plus five (5%) percent of any excess over \$1,000.00. Any successful bidder will be required to tender the full balance of the purchase price so bid in cash or certified check at the time the Trustee tenders to him a deed for the property or attempts to tender such deed, and should said successful bidder fail to pay the full balance of the purchase price so bid at that time, he will remain liable on his bid as provided for in North Carolina General Statute 45.21.30 (d) and (e).

This sale will be held open ten (10) days for upset bids as required by law.

This the 18th day of April, 12989.  
GEORGE B. THOMASSON  
Attorney At Law  
P.O. Box 205  
Kings Mountain, North Carolina 28085  
KMH-191  
5:17,24

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