Book 74

NORTH CAROLINA
McDOWELL COUNTY

THIS DEED made and entered into this the 16 day of November 1939, by and between Robert W. Proctor, Commissioner, party of the first part, and County of McDowell, N. C., a Corporation, party of the second part:

WITNESSETH: That whereas in a certain proceeding in the Superior Court of McDowell County, N. C., entitled "County of McDowell, N. C., a Corppration (Mrs. A. S.) Defendant S, North Carolina, Plaintiff vs. Annabelle Robertson

instituted for the purpose of foreclosing upon tax certificates held by the said County for 19 35 taxes, an Interlocutory Order was made on the 24 day of July, 1939, ordering the sale of the lands described in the petition, and hereinafter described, for the payment of the tax, interest, cost and Attorneys' fees, to the payment of all of which it was condemned by said decree, and appointing, authorizing and empowering Robert W. Proctor, as Commissioner to sell said lands after advertisement as provided by law for sales of lands under execution, And Whereas after such advertisement, in notice of which the courthouse door in Marion, N. C., was named as the place and August 28, 1939 at ten o'clock a.m., as the time of said sale, it being the first Monday in August, and at such time and place the said Robert W. Proctor, Commissioner offered said land to the highest bidder for cash, when and where County of McDowell, N. C., a Corporation became the last and highest bidder at the price of $ 23.33 and it was declared to be the purchaser subject to confirmation by the Court, and

and upon report of such sale by the said Commissioner, on the 2nd day of September, 1939, and the said bid not having been raised within ten days thereafter, and the said sale was confirmed by decree of the Clerk of Superior Court, dated October 2, 1939 and the said Commissioner was by such decree authorized, empowered and directed to make, execute and deliver deed in fee conveying all the right, title, interest and estate of the defendant S, and all other persons bound by the decree in said cause, of, in, and to the lands described in the petition in said cause and hereinafter described upon the payment of the purchase price, And Whereas the purchase price has been paid:

NOW THEREFORE, the party of the first part, for and in consideration of the premises, which have been fully complied with, has given, granted, bargained, sold and conveyed, and by these presents does give, grant, bargain, sell and convey unto the party of the second part, its successors and assigns, forever, all the right, title, interest and estate of the defendant named in the above recited action, and any and all other persons bound by the judgment in such action, of, in and to the following described lands, sold for delinquent taxes for the year 19 35 as property of Annabelle Robertson in Marion Township, McDowell County, N. C., bounded as follows:

Being Lots Nos. 41, 42, 43, and 44 in Block 3 of Mt. Ida Park, Marion, N. C., beginning on a stake on the north side of Grayson Street and runs north 117 ft. to a stake in an alley, thence various courses and distances to the Beginning.

Specifically described in a deed from J. G. Robertson to annebelle S. Robertson (Mrs. A. S. Robertson) recorded in Book 31 at page 298 of the Deed records of said County to which reference is here made for more certain description.

TO HAVE AND TO HOLD the said land and premises unto the party of the second part, its successors and assigns, forever, in as full and ample manner as the party of the first part is authorized and empowered to convey the same, and no further.

IN WITNESS WHEREOF, the party of the first part as such Commissioner has hereunto set his hand and affixed his seal, this the day and year first above written.

Robert W. Proctor (SEAL)
Commissioner

NORTH CAROLINA
McDOWELL COUNTY

I, J. F. Moody, Clerk of Superior Court of McDowell County, N. C., do hereby certify that this day before me personally came Robert W. Proctor, Commissioner, and acknowledged the due execution by him as such Commissioner, of the foregoing deed of conveyance for the purposes therein expressed.

Therefore, let the instrument with the certificate be registered.

Witness my hand, this the 17 day of Jan. 1940.

J. F. Moody Clerk of Superior Court.

Filed for registration on the 2 day of Sept. 1940 at 9 o'clock A M., and duly registered this 6 day of Nov. 1940.

R. U. McQuiney Register of Deeds.