



7200158

FILED
BOOK 720 PAGE 158
MAY 13 1981

HARNETT COUNTY 352206
STATE OF NORTH CAROLINA
MAY 14 1981
Real Estate Excise Tax
\$38.50
38-50

NORTH CAROLINA,
HARNETT COUNTY.

CLERK OF SUPERIOR COURT
HARNETT COUNTY, N.C.

COMMISSIONERS' DEED

THIS DEED, Made and entered into this 11th day of May, 1981, by and between EDGAR R. BAIN and W. A. JOHNSON, acting as Commissioners as hereinafter stated, parties of the first part, and LARRY G. JOHNSON and wife, NANCY T. JOHNSON, of Harnett County, North Carolina, parties of the second part;

W I T N E S S E T H :

THAT WHEREAS, in a certain special proceeding entitled "Geneva T. Bullard, et als. vs. A. C. Thomas, Jr., et als.", 80-SP-151, brought and pending before the Clerk of the Superior Court of Harnett County, North Carolina, an order was entered by said Clerk appointing the parties of the first part as Commissioners to sell at public auction, subject to the confirmation of the Court, certain lands including the lands hereinafter described; and

WHEREAS, the parties of the first part, acting as Commissioners, after due advertisement as required by law and the terms of the order of sale, offered the hereinafter described 60.17 acre tract and a 29.45 acre tract for sale as separate parcels at public auction on the premises at 10:00 a.m. on Saturday, March 7, 1981; and

WHEREAS, Wade Ashworth became the highest bidder for the 29.45 acre tract at and for the sum of Fifty-Seven Thousand Four Hundred Dollars (\$57,400.) and David C. Raynor became the highest bidder for the 60.17 acre tract at and for the sum of Twenty-Seven Thousand Five Hundred Dollars (\$27,500.); and

WHEREAS, said parcels were then combined and offered as a single unit and Lewis E. McNeill became the last and highest bidder for said lands at and for the sum of Ninety Thousand One Hundred Dollars (\$90,100.); and

WHEREAS, said sale was duly reported to the Court on March 9, 1981 and thereafter and on March 9, 1981 an upset bid was filed by A. C. Thomas, Jr. and the Court then entered an order of resale dated

JOHNSON AND JOHNSON, P.A., ATTORNEYS AT LAW
Prepared by: W. A. Johnson

March 9, 1981 which ordered and directed said Commissioners to offer said lands for resale at public auction after advertising the same for fifteen (15) days as required by law; and

WHEREAS, pursuant to said order of resale and after advertisement as by law required your Commissioners offered said 29.45 acre tract and said 60.17 acre tract for sale at public auction as a unit at the Courthouse door in Lillington, North Carolina, on March 30, 1981, at which resale A. C. Thomas, Jr. became the last and highest bidder at and for the sum of One Hundred Thousand Three Hundred Dollars (\$100,300.); and

WHEREAS, the report of said resale was duly filed with the Court and remained open for more than ten (10) days without any upset bid or any objection having been filed with the Court or with the Commissioners; and

WHEREAS, A. C. Thomas, Jr. thereafter assigned his bid on and right to purchase the 29.45 acre tract to Randy Kruse Thomas and his bid on and right to purchase the 60.17 acre tract to Larry G. Johnson and wife, Nancy T. Johnson; and

WHEREAS, said Commissioners filed with the Court their report and recommendation for confirmation on April 15, 1981 and thereupon the Court entered an order of confirmation dated April 15, 1981 in which it approved and confirmed the sale of said lands for One Hundred Thousand Three Hundred Dollars (\$100,300.) and authorized and directed the undersigned Commissioners to execute and deliver to Randy Kruse Thomas a good and sufficient deed for the 29.45 acre tract and to Larry G. Johnson and wife, Nancy T. Johnson, a good and sufficient deed for the 60.17 acre tract upon receipt of the full purchase price in the amount of One Hundred Thousand Three Hundred Dollars (\$100,300.); and

WHEREAS, said purchase price has been fully paid and said Commissioners are executing and delivering simultaneously a deed to Randy Kruse Thomas for the 29.45 acre tract and a deed to Larry G.

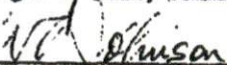
Johnson and wife, Nancy T. Johnson, for the 60.17 acre tract;
NOW, THEREFORE, said parties of the first part, acting as Commissioners as aforesaid, under authority of said order of Court and in consideration of the payment in full of the hereinabove recited purchase price have bargained and sold and by these presents do bargain, sell, and convey unto said parties of the second part and their heirs and assigns a certain tract or parcel of land lying and being in Barbecue Township, Harnett County, North Carolina, and more particularly described as follows:

BEGINNING at an iron stake with a maple and two gum pointers, corner with A. C. Thomas, Jr., and the James McNeill estate, and runs thence South 82° 21' East 1635.85 ft. to an iron stake with dogwood pointers, corner with Lizzie Kelly; thence South 6° 51' West 1716 ft. along a marked line to a creosote post, corner with Larry Johnson and E. W. McNeill; thence North 83° 44' West 1331.46 ft. to an iron stake, another corner with A. C. Thomas, Jr.; thence with the line of A. C. Thomas, Jr., North 6° 16' East 706.02 ft. to an iron stake with maple pointers; thence North 83° 44' West 286.44 ft. to an iron stake with a gum pointer; and thence North 6° 16' East 1049.38 ft. to the point and place of beginning and containing 60.17 acres, more or less, according to an actual survey by Lacy M. Johnson, Registered Surveyor, on November 14, 1980.

TO HAVE AND TO HOLD said lands and premises, together with all privileges and appurtenances thereunto belonging, to them the said parties of the second part and their heirs and assigns in as full and ample a manner as said parties of the first part as Commissioners as aforesaid are authorized and empowered to convey the same.

IN TESTIMONY WHEREOF, said parties of the first part, acting as Commissioners as aforesaid, have hereunto set their hands and seals the day and year first above written.

 (SEAL)
Edgar R. Bain, Commissioner

 (SEAL)
W. A. Johnson, Commissioner

NORTH CAROLINA,
HARNETT COUNTY.

I, Betty L. Johnson, a Notary Public in and for the aforesaid State and County, do hereby certify that Edgar R. Bain, Commissioner, personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Let the instrument with this certificate be registered.

Witness my hand and notarial seal this 13th day of May, 1981.



Betty L. Johnson
Notary Public

My Commission Expires: 12/3/83
(N. P. Seal)

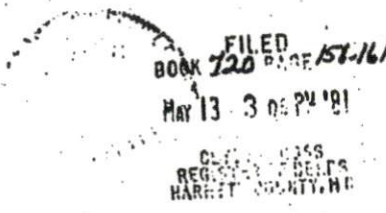
NORTH CAROLINA,
HARNETT COUNTY.

I, Estelle T. Bradley, a Notary Public in and for the aforesaid State and County, do hereby certify that W. A. Johnson, Commissioner, personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Let the instrument with this certificate be registered.

Witness my hand and notarial seal this 12 day of May, 1981.

Estelle T. Bradley
Notary Public

My Commission Expires: 7/11/81
(N. P. Seal)



North Carolina-Harnett County
The foregoing certificate of Betty L. Johnson & Estelle T. Bradley
Notary Public of Harnett County is
certified to be correct.
This 13 day of May, 1981
Wanda L. Pace
Register of Deeds
Harnett County, N. C.