

STATE OF NORTH CAROLINA
COUNTY OF MACON

FILED IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

2013 NOV -6 A 8:12

12-CVS-137

MACON BANK INC.

-VS-

JOHN R. SCHIFFLI, JR

MACON CO., C.S.C.

BY

6

NOTICE OF EXECUTION SALE
OF REAL PROPERTY

UNDER AND BY VIRTUE of Writ of Execution issued by the above named court in the above-entitled action on the 30th day of August, 2013, directed to the undersigned Sheriff from the Superior Court of Macon County, I will offer for sale to the highest bidder for cash whatever right, title, and interest, the judgment debtors owns or may own in the following described real property which is subject to sale under execution.

The real property being sold is described as that certain tract of land lying and being in Highlands Township, Macon County, North Carolina, and being more particularly described in that certain deed recorded on October 03, 2012 in Book F35 Pages 151-153 physical address being Rd 1609 Clear Creek, Mack Wilson Rd, Highlands, NC 28741 Macon County Registry. Subject to all restrictions, reservations, exceptions, and easements set forth in the above-referenced plat(s) and/or deed(s).

This sale shall be held at the following location as designated by the Clerk of Superior Court: Front steps of the Macon County Courthouse, 5 West Main Street, Franklin, NC on the 4th day of December, 2013 at 11:00 a.m. This property is being sold "AS IS, WHERE IS" and said sale shall be SUBJECT TO all superior liens, mortgages, easements, encumbrances, unpaid taxes and special assessments which were or became effective on the record prior to the lien of the judgment under which the sale is being held. There IS NOT a deed of trust or mortgage on file with the Register of Deeds on the property.

The judgment debtor HAS NOT claimed his/her exemptions in this real property used as a residence. If the debtor has claimed the exemption, he/she is entitled to receive \$35,000 (\$60,000 for some debtors) in value from the proceeds of the sale of the property. Sales for an amount less than the exemption claimed shall not be final. The sale shall be held open for ten (10) days for the fling of upset bids as required by law. No sale is final until confirmed by the Clerk of Superior Court of the issuing county.

The property may be subject to debt, restrictions and or conditions unacceptable to individual bidders. All bidders are encouraged to do a complete title search on this property PRIOR TO entering a bid. The Macon County Sheriff's Office, the Sheriff and Deputy Sheriffs, and the County of Macon make no representations or warranties of any kind or nature with regard to title to or suitability for any purpose or the condition of this real property.

This is the 6 day of November, in the year 2013.



Robert L. Holland, Sheriff

By: Lt. M. Trammel, Deputy Sheriff