

15-06451C

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| STATE OF NORTH CAROLINA | File No. | Abstract No. |
| | 14CVS001833 <small>Judgment Book & Page No. In Original County</small> | J001 |

CATAWBA County

In The General Court Of Justice

Name And Address Of Plaintiff

KINGBIRD INDUSTRIES LLC
UNKNOWN
UNKNOWN NC

WRIT OF EXECUTION

G.S. 1-313(1); 1C, Art. 16

VERSUS

Name And Address Of Defendant 1

TERRY DEAN ESTATE WELCH
ROBERT MULLINAX, ADMINISTRATOR
22 SOUTH MAIN AVENUE
NEWTON NC 28658

Name And Address Of Defendant 2

To The Sheriff Of CATAWBA County:

Judgment in favor of the plaintiff was rendered in this case against the defendant. By terms of that judgment the following sums are now due:

| | |
|---|----------------------------|
| Principal Due As Of Today..... | \$ 2,692,902.15 |
| Plus Dollar Amount Of Interest Due As Of Today..... | \$ 412,237.09 |
| Plus Court Cost Due As Of Today..... | \$ 55.00 |
| Plus Other..... | \$ 77,642.35 Sheriff Comm. |
| Total Due As Of Today..... | \$ 3,182,836.59 |

Plus, interest on the principal at the rate set out below shall be due from the date shown below, and a sheriff's commission shall be collected on sales of property or funds collected of 5% on the first \$500 and 2-1/2% on all sums over \$500.

(NOTE: Interest is due on all bond forfeiture judgments for appearance bonds signed on or after 10/1/99.)

| | | | |
|--|---------------------------------|-----------------------------------|----------------|
| Date From Which Interest Due 06/10/2013 | Date Of Judgment 10/30/2014 | County To Which Issued CATAWBA | File No. |
| Rate Of Interest 8.0000% <input checked="" type="checkbox"/> Legal Rate | Daily Interest Rate \$590.23 | Judgment Docket Book & Page No. | Transcript No. |
| <input type="checkbox"/> Contract Rate | | Date And Time Of Docketing | |

You are commanded to satisfy the judgment:

- out of the personal property of the defendant, and if sufficient personal property cannot be found, then out of the real property belonging to the defendant on the day the judgment was docketed in your county as shown above or any time after that date.
- except as to property of the defendant set off as exempt (a list of which is attached) out of the personal property of the defendant within your county and if sufficient personal property cannot be found, then out of the real property belonging to the defendant on the day the judgment was docketed in your county as shown above or any time after that date.

Additional Order For Satisfying Judgment

Defendant deceased Atty Robert A. Mullinax Administrator

| | |
|--|------------------------------|
| County In Which Order To Be Served CATAWBA | Date Issued 08/05/2015 |
| Name And Address Of Creditor's Attorney ROBERT M GRANT JR PO DRAWER 166 NEWTON NC 28658 | Signature LINDA R BARKLEY |
| <input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court | |

STATE OF NORTH CAROLINA
COUNTY OF CATAWBA

FILE NO. 14 CVS 1833
ABSTRACT NO. J001
IN THE GENERAL COURT OF JUSTICE

KINGBIRD INDUSTRIES, LLC)
)
-v-)
)
TERRY DEAN WELCH ESTATE,)
ROBERT A. MULLINAX, PUBLIC)
ADMINISTRATOR,)

NOTICE OF SALE OF
REAL ESTATE PURSUANT TO
WRIT OF EXECUTION

ALL PERSONS TAKE NOTICE that, pursuant to that certain Writ of Execution issued August 5, 2015 by the Clerk of Superior Court of Catawba County commanding the undersigned Sheriff of Catawba County to satisfy the October 30, 2014 Judgment in the above-captioned case in favor of the Plaintiff out of the personal property of the Defendant, and if sufficient personal property cannot be found, then out of the real property titled in the name of Terry Dean Welch, Deceased, late of Catawba County, on the day the judgment was docketed in the above-captioned matter in Catawba County, to wit: June 10, 2015 at 04:18 P.M., the undersigned Sheriff of Catawba County will offer for sale at the time and place hereafter set forth the following real property:

The real property being sold is a house and residential lot located at 4786 Thoreau Drive, Conover, NC 28613, which is more particularly described in a North Carolina General Warranty Deed recorded in Deed Book 2099 at Page 1391 of the Catawba County Registry as being all of Lot 64 of the Swinging Bridge Subdivision, Phase II, according to a plat of the same recorded in Plat Book 40 at Page 18, Catawba County Registry. The house being sold is a split foyer, 3 bedroom 2 bath house, having an approximate total living area of 1244 square feet and a full basement recreation area of 600 square feet with wood deck. The Catawba County Parcel ID Number is 375417210164.

The sale will be made to the highest bidder for cash.

The time and place of the sale of the above-described real property will be at 10:00 AM on the 7th day of OCTOBER, 2015, on the steps at the

entrance of the Catawba County Justice Center, 100 Southwest Boulevard, Newton, NC 28658.

Delivery of a Sheriff's Deed to the purchaser who has the highest final bid will be made upon payment of the full bid purchase price upon confirmation of the sale by the Clerk of Superior Court.

The real property being sold is under an Order of Attachment and is being sold pursuant to the above-referenced Writ of Execution issued upon the Final Judgment entered on June 8, 2015 in the above-captioned matter, reference to which is made for more information.

This the 15th day of September, 2015.

COY REID
SHERIFF OF CATAWBA COUNTY

BY: Cpl. D. Hunter
Deputy Sheriff

Posted at the Catawba County Justice Center on SEPTEMBER 16th, 2015

Publish: SEPTEMBER 24th, 2015 and OCTOBER 1ST, 2015

CERTIFICATE OF SERVICE

The undersigned Sheriff of Catawba County does hereby certify that at least ten days before the sale of the real property described above, I served a copy of the foregoing Notice of Sale upon the Judgment Debtor, to wit: Robert A. Mullinax, Public Administrator of the Estate of Terry Dean Welch, Deceased, by personally delivering a copy of the same to him as follows:

Robert A. Mullinax
Public Administrator of the Estate of Terry Dean Welch
22 South Main Street
Newton, NC 28658

This the 16th day of September, 2015.

COY REID
SHERIFF OF CATAWBA COUNTY,

BY: Op. D. Hunter
Deputy Sheriff