

Long Beach Man Gets Suspended Sentence For Area Break-Ins

A Long Beach man was placed on probation last week after he admitted breaking into two businesses and a county school and stealing \$12,255 worth of goods.

Brian Patrick Smyla, 20, of 6th Street, pleaded guilty to three counts of misdemeanor breaking, entering and larceny on Jan. 17 in Brunswick County District Criminal Court, according to the clerk of court's office.

Judge D. Jack Hooks Jr. sentenced Smyla to two consecutive two-year prison terms and suspended the sentence for three years, with three years of supervised probation. One of the terms was for the three break-ins; the other, for the three larcenies.

Court records show Smyla was arrested June 17, 1987, by the Brunswick County Sheriff's Department in connection with break-ins at occurred on April 28, 1987, at a sales and repair service office owned by Avery Formyduval on U.S. 17, Shallotte; on May 1, 1987, at a mobile home sales office owned by Jerry Nellenback on U.S. 17, Supply; and on May 10, 1987, at North Brunswick High School, Leland.

The defendant stole \$5,270 in electronic equipment from the Shallotte business; a boat motor, typewriter, calculator and three blank checks, together worth \$375, from the Supply

office; and \$6,610 in electronic equipment from the high school.

Also during the Jan. 17 and 18 term of Brunswick County District Criminal Court, Judge Hooks heard the following cases:

Royce A. Beasley, possession of beer underage; DWI, level 5 Brunswick County Jail not more or less than 60 days, suspended 2 years, unsupervised probation 2 years, surrender license, \$75 and costs, community service, ADETS.

Calvin Boykin, communicating threats, dismissed.

Maurice Canty, no operators license, failure to appear, dismissed.

Danny E. Cartrette, DWI level 5, Brunswick County Jail not more or less than 60 days, suspended 2 years, unsupervised probation, \$100 and costs, ADETS \$100, community service \$150 and surrender license.

Phyllis N. Combs, misdemeanor possession of valium, DWI, level 3, Brunswick County Jail not more or less than 180 days, suspended 2 years, unsupervised probation 2 years, \$150 and costs, community service, ADETS and surrender license.

Johnny Covil, assault with a deadly weapon, dismissed.

Daryl W. Elliott, unsafe movement, \$5 and costs.

James R. Evans, simple possession of marijuana, dismissed; possession of drug paraphernalia, dismissed; consumption of beer on school property, 10 days, suspended 2 years, \$10

and costs, not possess or consume alcoholic beverage or controlled substance on school property.

Pearl Eversole, DWI, level 2, state department of correction 12 months, suspended 2 years, unsupervised probation, \$150 and costs, 7 days Brunswick County Jail, surrender license, assessment, and ADETS; failure to wear corrective lens, dismissed.

Osby Hankins, misdemeanor possession of cocaine, possession of drug paraphernalia, resisting arrest, 2 counts of driving while license revoked, State Department of Corrections 2 years.

Ralph Milliken, assault on a female, 29 days, suspended 2 years, not strike plaintiff with his fist or not assault her, \$25 and costs.

Janice P. Simmons, following too close, dismissed.

Robert M. Stanley, transporting alcoholic beverage, 10 days, suspended 2 years, liquor destroyed, \$10 and costs.

Robert J. Sykes, failure to return hired property, dismissed.

Patrick R. Thomas, no operator license, 10 days, suspended 2 years, \$10 and costs, not operate motor vehicle till valid license; consuming beer where prohibited, dismissed.

Douglas L. Tyree, misdemeanor possession of marijuana, possession of drug paraphernalia, Brunswick County Jail 6 months, suspended 2 years, submit to warrantless searches, not possess controlled substance, \$50 and costs.

Ricky V. Williams, expired registration, failure to appear, 10 days, suspended 2 years, \$10 and costs.

Charlie Tew, speeding 64 in a 55, \$5 and costs.

Michael L. Adams, exceeding safe speed, \$5 and costs.

Michele S. Biefeld, DWI, level 4, Brunswick County Jail not less or more than 60 days, suspended 2 years, unsupervised probation 2 years, \$100 and costs, 30 day non operation, surrender license, assessment, ADETS.

Theresa H. Bland, unsafe movement, \$100 and costs.

Robert D. Bond, exceeding safe speed, \$5 and costs.

James A. Brewer, speeding 70 in a 55, \$10 and costs.

Patricia A. Brown, reckless operation, \$10 and costs.

Edwin Burns, DWI, level 1, State Department of Corrections 2 years, suspended, supervised probation 2 years, \$200 and costs, 14 days active, surrender license; driving while license revoked, State Department of Corrections 2 years consecutive with DWI, \$200 and costs; speeding 64 in a 35, dismissed.

Jerry A. Caines, exceeding safe speed, costs.

Steve M. Causey, hunting duck without state stamp, prayer for judgement continued, cost remitted.

Jody E. Clemmons, hunting duck without state stamp, prayer for judgement continued, cost remitted.

Mark A. Connette, speeding 70 in a 55, \$10 and costs.

Richard D. Engel, speeding 54 in a 45, \$10 and costs.

Terry D. English, exceeding safe

speed, prayer for judgement continued, costs.

Richard V. Forbey, Jr., driving while license revoked, dismissed.

Michael E. Fowler, speeding 64 in a 55, \$5 and costs.

Junior A. Fulford, taking undersized flounder, prayer for judgement continued and costs.

Michael C. George, reckless operation, 10 days, suspended, \$25 and costs.

Harry E. Grissett, two counts of taking undersized clams, two counts of failure to appear, Brunswick County Jail 29 days, suspended 2 years, not violate fisheries laws, \$150 and costs; worthless check \$25, 29 days, suspended, restitution and costs.

Robert N. Hall, simple assault, 24 hours, suspended two years, not go about, communicate with, threaten, harass or assault plaintiff, costs remitted.

James M. Hansley, speeding 65 in a 55, costs.

Daniel R. Hardison, speeding 44 in a 35, costs.

John M. Harris, speeding 70 in a 55, \$15 and costs.

Marvin W. Hearl, speeding 64 in a 55, costs.

Lafayette Hewett, taking more than 100 clams with license suspended, 29 days, suspended 2 years, supervised probation, \$250 and costs, Brunswick County Jail 72 hours.

David L. Horne, speeding 75 in a 55, 10 days, suspended sentence, surrender license, not operate motor vehicle 30 days, \$20 and costs.

Pharon S. Ippock, Jr., no insurance, dismissed.

William R. Johnson, reckless operation, Brunswick County Jail 10 days, suspended 2 years, \$25 and costs.

Mari F. Keane, speeding 44 in a 35, \$10 and costs.

Madeline C. Kelly, exceeding safe speed, \$10 and costs.

Lonnice H. Kirksey, speeding 45 in a 35, costs.

James E. Klutz, no registration, no insurance, prayer for judgement continued, costs remitted.

David A. Lee, possession undersized oysters, prayer for judgement continued, costs.

Dennis L. Lewis, possession black bear parts during closed season, dismissed.

Samuel W. Lewis, Jr., exceeding safe speed, \$5 and costs.

Charles A. Lingle, speeding 64 in a 55, \$5 and costs.

Rudolph M. Livingston, taking more than 100 clams while license suspended, Brunswick County Jail 29 days, suspended 2 years, supervised probation, \$500 and costs, Brunswick County Jail 5 days to begin 1-19-89 at 10 a.m.

Nathaniel C. Lowe, speeding 70 in a 55, \$10 and costs.

Cecil D. McBride, Jr., speeding 64 in a 55, \$5 and costs.

Anthony M. Mili, speeding 64 in a 55, \$10 and costs.

James C. Milliken, taking clams from polluted area, prayer for judgement continued, cost remitted.

Elbert L. Mobley, possession of black bear parts during closed season, prayer for judgement continued, and costs.

Brent A. Moore, exceeding safe speed, \$10 and costs.

Kenneth W. Newton, Jr., speeding 64 in a 55, \$5 and costs.

Thomas H. Perry, no insurance, 10 days, suspended, not operate motor vehicle till valid insurance, \$10 and costs.

Antony Phillips, speeding 70 in a 55, \$15 and costs.

John G. Rae, exceeding safe speed, \$5 and costs.

Charles W. Reagan, no operators license, speeding 70 in a 55, failure to appear, 10 days, suspended 2 years, not operate motor vehicle without license, \$20 and costs.

Barry Reaves, injury to personal property, dismissed.

Randall S. Roberts, speeding 54 in a 45, \$10 and costs.

Burris L. Robinson, Jr., no operators license, Brunswick County Jail 10 days, suspended 2 years, not operate motor vehicle without license, \$10 and costs.

Marion L. Roderick, Jr., speeding 64 in a 55, prayer for judgement continued, and costs.

Oscar A. Rodriguez, failure to stop for blue light and siren, speeding 77 in a 55, surrender license, not operate motor vehicle without valid license, Brunswick County Jail 60 days, suspended 2 years, supervised probation, \$150 and costs, attorney fees \$300 and no limited permit.

Dwayne Sapps, two counts of communicating threats, dismissed.

Roger L. Sellers, Jr., taking wild animal without license, taking deer without big game license, dismissed.

Nathan P. Semmens, possession of beer underage, 10 days, suspended 2 years, not possess or consume alcoholic beverage till legal age, 8 hours community service within 10 days; littering, dismissed.

Michael K. Simmons, possession of black bear parts during closed season, Brunswick County Jail 29 days, suspended 2 years, court recommends that license not be revoked, not break any wildlife laws, \$250 and costs, replacement costs remitted.

Lorenzo Smith, unsafe movement, \$5 and costs.

Randy L. Smokes, notice, admits

violation, allow 7 days to be done in the Brunswick County Jail.

James K. Stanley, unsafe movement, dismissed.

Luise H. Stever, speeding 54 in a 45, \$10 and costs.

Norma F. Stutzenburg, exceeding safe speed, \$10 and costs.

Janie W. Suggs, simple assault, dismissed.

Rodney W. Suggs, no operators license, dismissed.

Malcolm P. Taylor, speeding 70 in a 55, \$10 and costs.

Wendell Watson, second degree trespass, dismissed.

James K. West, DWI, level 3, Brunswick County Jail not less nor more than 180 days, suspended 2 years, unsupervised probation 2 years, \$100 and costs, Brunswick County Jail 5 days, ADETS, surrender license, assessment.

Jeffrey L. Whitfield, speeding 70 in a 55, prayer for judgement continued, costs.

Jerry K. Woodcock, exceeding safe speed, \$5 and costs.

William T. Zoppi, DWI, level 1, State Department of Corrections 2 years, suspended 3 years, supervised probation 3 years, \$400 and costs, Brunswick County Jail 21 days, surrender license, and assessment.

Lonnice S. Benton, hunting ducks with a shotgun capable of holding more than 3 shells, prayer for judgement continued, costs, state not revoke license, get a plastic plug.

David S. Roberts, reckless operation, 10 days, suspended 2 years, \$25 and costs.

Willie McMillan, simple assault, Brunswick County Jail 29 days, suspended 2 years, not assault plaintiff for 2 years, \$25 and costs.

James Prince, reckless operation, \$20 and costs.

Amy Kennedy, speeding 44 in a 35, \$10 and costs.

Legal Notices

NOTICE TO CREDITORS AND DEBTORS OF BLANCHARD FRED FORD, JR.

Diane Ford Young, having qualified as Administratrix of the Estate of Blanchard Fred Ford, Jr., late of 259 Copas Shores, Shallotte, Brunswick County, North Carolina, the undersigned does hereby notify all persons, firms and corporations having claims against the estate of said decedent to exhibit them to the undersigned at 126 East 2nd Street, Ocean Isle Beach, NC 28459 on or before the 1st day of August, 1989, or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to the said estate will please make immediate payment to the undersigned.

This 26th day of January, 1989.

Diane Ford Young, Administratrix of the Estate of Blanchard Fred Ford, Jr.
BAXLEY and TREEST
Attorneys for the Administratrix
PO Box 36, Shallotte, NC 28459
Telephone: (919) 754-6582
Feb. 16

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), Brunswick County, a locality authorized to issue CAMA permits in areas of environmental concern, hereby gives NOTICE that on January 23, 1989, Michael G. Edwards applied for a CAMA permit to construct a single-family residence at Riverbend Subdivision.

The application may be inspected at the address below. Public comments received by February 3, 1989, will be considered. Later comments will be accepted and considered up to the time of permit decision. Notice of the permit decision in this matter will be provided upon written request.

Steven S. Randone
CAMA Local Permit Officer
for Brunswick County
Post Office Box 249
Bolivia, NC 28422
Phone: (919) 253-4361
Jan. 26

ESTATE NOTICE

The undersigned, having qualified as Administrator of the Estate of George L. Little, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 12th day of July, 1989 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 3rd day of January, 1989.

Mattland Mack Little, Administrator of the Estate of George L. Little
Rt. 2, Box 129
Ash, NC 28420
Feb. 2

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of William Murdie Sermons, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 19th day of July, 1989 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 12th day of January, 1989.

Vars. v. Sermons, Executrix of the Estate of William Murdie Sermons
Rt. 2, Box 31
Supply, NC 28462
Feb. 9 pd.

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Carvin Gardner Roach, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 19th day of July, 1989 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 12th day of January, 1989.

Gertrude Roach, Executrix of the Estate of Carvin Gardner Roach
Rt. 3, Box 331-11
Supply, NC 28462
Feb. 9 pd.

ESTATE NOTICE

The undersigned, having qualified as Executor of the Estate of Hercules Stanley, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 26th day of July, 1989 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 18th day of January, 1989.

D. Delane Stanley, Executor of the Estate of Hercules Stanley
Rt. 2, Box 394
Shallotte, NC 28459
Feb. 16 pd.

Legal Notices

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain Deed of Trust executed by John Robert Ford II, and wife, Carolyn Harris Ford to Robert Wayne Long, Substitute Trustee, and recorded in Book 677, Page 596, in the Office of the Register of Deeds of Brunswick County, default having been made in the payment of the indebtedness thereof, for the purpose of satisfying said indebtedness, the undersigned Substitute Trustee will offer for sale at public auction to the highest bidder for cash, at the Brunswick County Courthouse door in Bolivia, North Carolina, on the 27th day of January, 1989 at 12:00 noon the land and premises described in said Deed of Trust, the same lying and being in Brunswick County and more particularly described as follows:

BEGINNING at an iron pipe in the east right-of-way line of County Road 1140, this beginning point being located the following courses and distances as measured from a railroad spike in the centerline of N.C. State Highway 130 where it would be intersected by the centerline of County Road 1140; from this railroad spike and in a southerly direction along the centerline of County Road 1140, 507.19 feet to a bolt; thence south 67 degrees 28 minutes 30 seconds east 30.24 feet to the point of BEGINNING; thence from this beginning point south 67 degrees 28 minutes 30 seconds east 131.92 feet to an iron pipe; thence south 25 degrees 02 minutes 39 seconds west 202.07 feet to an iron pipe in the north edge of a 30-foot road; thence along the north edge of this 30-foot road north 64 degrees 59 minutes 08 seconds west 162.25 feet to an iron pipe in the east right-of-way line of County Road 1140; thence along the east right-of-way line of County Road 1140 north 38 degrees 13 minutes east 96.89 feet and north 20 degrees 44 minutes 30 seconds east 102.30 feet to the point of BEGINNING, and containing 0.65 acres more or less as surveyed by Jan K. Dale, R.L.S., May 14, 1981.

This sale is made subject to such taxes and assessments as may be due the County of Brunswick, North Carolina, at the time of said sale, and to restrictions of record, if any.

A ten percent (10%) deposit will be required of the highest bidder.

This 5th day of January, 1989.

Robert Wayne Long
Substitute Trustee
Jan. 26

STATE OF NORTH CAROLINA COUNTY OF NEW HANOVER IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK

FILE NO. 88 SP 247
MID-CONTINENT REFRIGERATOR COMPANY, Petitioner
vs.
W.L. SHAW, and Wife, MARIE B. SHAW, and NELLIE BALLARD Respondents

NOTICE OF RESALE

Under and by virtue of an Order of Resale directed to the undersigned commissioner by the Clerk of Superior Court of Brunswick County in the above entitled special proceeding, I will on the 17th day of February, 1989, at 12:00 Noon at the East door of the Brunswick County Courthouse, Bolivia, North Carolina, offer for resale to the highest bidder for cash the following:

The real property to be sold is that tract or parcel of land situated in Northwest Township, Brunswick County, North Carolina, and more particularly described as follows:

BEGINNING at an iron stake in the southern right-of-way line of the highway leading from Navassa to Phoenix, said iron stake being located 304 feet as measured in a westerly direction along said highway from a concrete culvert at Clay Bottom Branch said beginning point also being James F. Kelly's line South 21° west 711 feet to an old iron pipe; thence south 87° 50 minutes east 63 feet to a pipe; thence north 22° east 689 feet to a pipe in the highway right-of-way line; thence with the highway north 89° 16 minutes west 72 feet to the point of beginning, containing one acre, more or less, being a part of that eight-acre tract of land conveyed to Emma Williams from Benjamin Watters, deceased April 5, 1895.

This sale being made subject to all prior recorded liens, encumbrances, outstanding taxes, and special assessments, if any. The purchaser will be required to make a deposit in the amount ten percent of the first \$1,000.00 of the bid and five percent of the remainder. Said deposit to be in cash or certified funds.

This 13th day of January, 1989.

Northrope D. Rice
Commissioner
Feb. 16

F&R DEVELOPMENT, INC.

Paving
Specializing in
HOME DRIVEWAYS
REPAIR WORK
SUBDIVISIONS
SMALL BUSINESS
PARKING LOTS
NO JOB IS TOO SMALL

Sewage Disposal
From PERMIT APPLICATION
Meeting Requirements
Consulting
Drainage Plans
To INSTALLATION of
CONVENTIONAL and
LOW-PRESSURE SYSTEMS

Site Preparation
CLEARING-FILL DIRT
TOP SOIL-GRADING

Ricky Parker—Owner
842-4003 Mon-Sat. 9-5 • 754-4502 Nights & Weekends
Hwy. 130, Holden Beach Rd., 4½ miles from Shallotte
YOUR PROFESSIONAL FULL SERVICE CONSTRUCTION COMPANY

Have you been injured in a serious automobile accident or on the job or become disabled? If yes, you may need help to protect your legal rights. Call now:

Kathleen Shannon Glancy
Attorney at Law
114 S. Front Street
(919) 762-6091

(Call Collect If Outside The Wilmington Area)

- Auto Accidents •Job Injuries
- Social Security Disability

GRAND RE-OPENING
Monday, Jan. 30

COMPLETE EXHAUST SERVICE
FOREIGN • DOMESTIC • CAMPERS

NEW LARGE LIFT
FOR CAMPERS & LARGE TRUCKS

BRAKES • TRAILER HITCHES
OIL CHANGES

N.C. INSPECTION STATION
FOR AUTOS & MOTORCYCLES

Cleve and Sylvia Gore invite you to stop by to see their new facilities.

SHALLOTTE MUFFLER SHOP
SAME LOCATION ON HWY. 179 • 754-4844