

Legal Notices

NOTICE OF SALE OF LAND UNDER POWER OF SALE CONTAINED IN DEED OF TRUST
STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
93 SP 89

Under and by virtue of the power of sale contained in that certain Deed of Trust dated August 16, 1991, executed by John T. Boney and wife, Monica E. Boney and Mildred Smith Boney to Thomas L. Dodson, Trustee, and recorded in Book 853, Page 49, in the office of the Register of Deeds for Brunswick County, North Carolina, default having been made in payment of the Note secured thereby, and the necessary findings to permit foreclosure having been made by the Clerk or Assistant Clerk of Superior Court of Brunswick County, North Carolina on the 18th day of June, 1993, the undersigned Substitute Trustee, Richard T. Fountain, III (for Substitution of Trustee, see Book 931, Page 783, Brunswick County Registry), will offer for sale to the highest bidder for cash at public auction at the courthouse door at the Brunswick County Courthouse in Bolivia, North Carolina, on the 20th day of August, 1993, at 12:00 Noon, the following described land (and the improvements located thereon) in or near the Town of Bolivia, County of Brunswick, State of North Carolina:

TRACT 1: BEGINNING at a cement stone on International Paper Company's line (formerly D.L. Gore's Line) closed and being about one and one half miles southwardly on N.C. Highway No. 130 from U.S. Highway No. 17 near the Brunswick River Bridge; runs thence with the International Paper Company's line South 87 1/2 degrees East 150 feet to an iron pipe in said line; runs thence parallel with N.C. Highway 130 North 11 degrees West 75 feet to an iron pipe; runs thence North 87 1/2 degrees West 150 feet to an iron pipe, in N.C. Highway 130 right-of-way line; runs thence with said right-of-way line South 11 degrees East 75 feet to the BEGINNING, containing .23 of an acre, more or less; being a part of the land conveyed by Mrs. R.W. Hinson, widow, to Sara Garrett Ludlum by Deed dated July 17, 1952, recorded in Book 113 at page 537 in the office of the Register of Deeds of Brunswick County, North Carolina.

TRACT 2: BEING all of Lots One (1) and Two (2) of the Westbank Subdivision as found in a plat recorded in Map Cabinet Q at Page 31 in the office of the Register of Deeds of Brunswick County, North Carolina, to which plat reference is hereby made for greater certainty of description, being part of the lands described in and conveyed by a certain deed from Axler Properties to Boyd C. Williamson et ux et al dated June 25, 1985, and recorded in Book 612 at Page 95 of the Brunswick County Registry.

The Sale will be made subject to all taxes and special assessments, prior liens, if any, rights-of-way easements, and restrictive covenants of record affecting the title.

The record owner of the above-described real property as reflected on the records of the Brunswick County Register of Deeds not more than (10) days prior to the posting of this Notice is John T. Boney and wife, Monica E. Boney and Mildred Smith Boney.

The highest bidder may be required to deposit cash or certified check in the amount of ten percent (10%) of the first One Thousand Dollars (\$1,000.00), plus five percent (5%) of the excess over One Thousand Dollars (\$1,000.00) of his bid.

This 29th day of July, 1993.
Richard T. Fountain, III
Substitute Trustee
UCB Plaza, Suite 390
3605 Glenwood Avenue
Raleigh, North Carolina 27612
(919) 782-9322
Aug. 12

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE # 93 CVD 544**

HEALTHTRUST, INC. a Delaware Corporation, doing business as THE BRUNSWICK HOSPITAL, Plaintiff

VS
VICKY L. BARBER, Defendant
**NOTICE OF SERVICE OF PROCESS
BY PUBLICATION**

To: VICKY L. BARBER
TAKE NOTICE that a pleading seeking relief against you has been filed in the above-entitled action. The nature of the relief being sought is as follows: the Plaintiff is seeking a judgment against you for monies owed on account by you for hospitalization and/or hospital services.

You are required to make defense to such pleading not later than August 31, 1993, and upon your failure to do so, the Plaintiff will apply to the court for the relief sought.
This the 22nd day of July, 1993.

RAMOS AND LEWIS
Mark A. Lewis,
Attorney for Plaintiff
P.O. Box 2019
Shallotte, North Carolina 28459
919-754-7557
Aug. 5

ESTATE NOTICE

The undersigned, having qualified as Executor of the Estate of William P. Graham deceased, late of Brunswick County, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 29th day of October, 1993, 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 the 20th day of July, 1993.
John A. Graham, Executor
of the Estate of
William P. Graham
10 Queens Grant Circle
Shallotte, NC 28459
Aug. 19 pd.

NOTICE TO CREDITORS AND DEBTORS OF THOMAS DARRELL SMITH

Carolyn Smith, having qualified as Executrix of the Estate of Thomas Darrell Smith, late of 762 Persimmon Road SW Calabash, 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 762 Persimmon Road SW, Calabash, N.C. on or before the 25th day of October, 1993 or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to said estate will please make immediate payment to the undersigned.

This the 22nd day of July, 1993.
Carolyn Smith, Executrix
of the Estate of
Thomas Darrell Smith, Deceased
BAXLEY and TREST,
Attorneys for the Executor
P.O. Box 36
Shallotte, N.C. 28459
Telephone (919) 754-6582
Aug. 12

Legal Notices

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Roy H. Keith, deceased, late of Brunswick County, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 5th day of November, 1993, 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 the 2nd day of August, 1993.
Betty K. Keith, Executrix
of the Estate of
Roy H. Keith
90 Calabash Drive
Calabash, NC 28467
Aug. 26 pd.

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of James Adolph Savage, deceased, late of Brunswick County, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 5th day of November, 1993, 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 the 2nd day of August, 1993.
Athleen Savage, Executrix
of the Estate of
James Adolph Savage
1784 Woodard Road
Supply, NC 28462
Aug. 26 pd.

ESTATE NOTICE

The undersigned, having qualified as Executor of the Estate of Donald Ray Gandee, deceased, late of Brunswick County, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 29th day of October, 1993, 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 the 21st day of July, 1993.
Harold Eugene Gandee,
Executor of the Estate of
Donald Ray Gandee
Route 5, Box 285-A
Charleston, West Virginia 25312
Aug. 19 pd.

NOTICE TO CREDITORS AND DEBTORS OF WILLIAM PETER MOLNAR

Jane Kathryn Molnar, having qualified as Administratrix of the Estate of William Peter Molnar, late of 942 Pine Clair Drive, Calabash, 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 942 Pine Clair Drive, Calabash, N.C. 28467 on or before the 1st day of November, 1993 or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to said estate will please make immediate payment to the undersigned.

This the 29th day of July, 1993.
Jane Kathryn Molnar, Administratrix
for the Estate of
William Peter Molnar, Deceased
BAXLEY and TREST,
Attorneys for the Executor
P.O. Box 36
Shallotte, N.C. 28459
Telephone (919) 754-6582
Aug. 19

CAMA PERMIT NOTICE

Pursuant to NCGS 113-119(b), the municipality of Ocean Isle Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Aug. 3, 1993, applicant Joe Keistler, applied for a CAMA minor development permit to construct a 540 sq. ft. uncovered deck addition at Lot 13, Blk. 13A, Section A&B, 30 Craven Street.

The application may be inspected at the below address. Public comments received by August 12, 1993 will be considered. Later comments will be accepted and considered up to the time of permit decision. Project modifications may occur based on further review and comments. Notice of the permit decision in this matter will be provided upon written request.

T. D. Roberson
Local CAMA Permit Officer
3 West 3rd Street
Ocean Isle Beach, NC 28468
(919) 579-2166
Aug. 5

ESTATE NOTICE

The undersigned, having qualified as Auxiliary Administratrix of the Estate of Gail L. Nelson deceased, late of Brunswick County, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 15th day of October, 1993, 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 the 6th day of July, 1993.
Alicia L. Storm,
Auxiliary Administratrix
of the Estate of
Gail L. Nelson
202 Main Street
Newton, NJ 070860
Aug. 5 pd.

NOTICE OF SERVICE OF PROCESS BY PUBLICATION STATE OF NORTH CAROLINA BRUNSWICK COUNTY In the District Court

Complaint to Tommy Earl Simmons:
Take notice that a pleading seeking relief against you has been filed in the above-entitled action. The nature of the relief being sought is as follows:

Complaint For Divorce
You are required to make defense to such pleading not later than Aug. 24, 1993 and upon your failure to do so the part seeking service against you will apply to the Court for the relief sought.
This the 15th day of July, 1993.

Doris Grady Simmons, Pro Se
P.O. Box 1543
1399-A Old Fayetteville Road
Leland, NC 28451
(919) 371-1717
Aug. 12 pd.

ESTATE NOTICE

The undersigned, having qualified as Executor of the Estate of Willie Julius Thomas, 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 22nd day of October, 1993 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 the 19th day of July, 1993.
Edward Thomas,
Executor of the Estate of
Willie Julius Thomas
P.O. Box 76
Longwood, NC 28452
Aug. 12

Leland Man Breaks Into Wife's Home, Assaults Her With Club

CRIME REPORT

In the second of such incidents in less than three hours, a 29-year old Leland man allegedly broke into his estranged wife's home and assaulted her early Saturday morning, according to a crime report on file at the Brunswick County Sheriff's Department Monday.

Shortly after leaving the scene of an attempted murder and suicide in Calabash (see related story), Brunswick County Sheriff's Detective Tom Hunter was called to investigate another domestic disturbance in Leland.

At about 3:23 a.m., Deputy William Hewett's report said he responded to a report of a breaking and entering in progress at a woman's home on Wayne Drive. Arriving with Leland Police Officer Roger Greenwood, Hewett said he observed a subject fighting with a man and two women in the living room.

The three were attempting to take away the 4-foot-long wooden club with which the intruder had allegedly assaulted his wife, from whom he was legally separated, the report said.

Besides breaking into the rear door of the occupied home, "the suspect also disconnected the telephone lines so telephone communication could not be made in or out of the residence," Hewett reported.

The suspect, Randolph Parish, was charged with first-degree burglary for entering a home "occupied by five people with the intent to commit a felony, to wit: kill his wife."

He was charged with assault with a deadly weapon against Anita Parish "by striking her in the chest" with the wooden stick and with assault on a female "by grabbing her and tearing her shirt."

In other crime reports on file at the sheriff's office Monday:

■ About \$2,000 worth of deep-sea fishing rods and tackle were stolen in a breaking and entering and larceny at a mobile home on Brookneil Street in Sunset Harbor sometime in the past two weeks. The owner told Deputy Grady Sillings

that he had last used his vacation trailer for the week ending July 18. When he returned shortly after midnight Friday morning he found that someone had pried open the back door window and "ransacked" the place. Among the items found missing were 12 rods and reels, an eight-piece flatware set, two carving knife sets, a sandwich maker and a coffee pot.

■ A house painter who lives on Village Point Road reported the theft of a \$1,750 spray gun from his work van, which was parked in the yard of his home outside Shallotte. He told Deputy Richard Long that the vehicle was broken into sometime between 7:30 p.m. Friday and 4:30 p.m. Saturday.

■ Deputy Phil Bryant investigated a break-in and larceny reported at a home on Inland Drive, Ocean Isle Beach, Sunday afternoon. The homeowner said she went to work at about 1 p.m. and returned at 6:15 to find that someone had torn out a window and stolen a high-efficiency heat pump and air conditioner. Bryant estimated its value at about \$1,000.

■ A thief or thieves broke a window and unlocked the back door of a mobile home on Swain Road in Sunset Harbor last week before stealing a color television, a cordless telephone and a flashlight valued at a total of \$300. Investigating Deputy J. Davis estimated the damage at about \$30.

■ A Shallotte woman reported the theft of a 1983 Chevrolet Impala from her home off Tryon Road Saturday night. She told Deputy T.J. McGinn that the keys had been left inside the vehicle when it was stolen sometime between 7:30 and 9:30. He estimated the car's value at \$1,000.

■ Two juveniles were apprehended in Long Beach last week after they allegedly stole a 1982 Ford van from the Daniels Upholstery shop on

Green Lewis Road, Bolivia, Wednesday. The suspects told Detective Steve Mason that they had taken the van for a ride to the beach. He estimated its value at \$4,200.

■ An estimated \$900 worth of jewelry was stolen from a home on Bell Swamp Road, Winnabow, sometime last weekend. The owner told Deputy Robert Long that he had left the items sitting on an end table while a friend was spending the night. The man said they went to work together the next afternoon and he found the jewelry missing when he returned. Missing was a gold and diamond ring, a gold cross, a gold nugget charm and a gold football-helmet chain.

■ Someone stole a television and videocassette recorder from a mobile home on Hollins Way, Winnabow, Friday. The owner told Deputy Richard Duvall that someone had pried open his rear living room window to get inside sometime between 7:30 a.m. and 6:50 p.m. The deputy estimated the value of stolen items at \$600.

■ A rotary dial telephone and assorted meat and clothing were stolen from a home on U.S. 17 between Thomasboro and Grissetown Wednesday night. The owner, who had been ill and away from her residence, told Deputy Rebekah McDonald that she returned at about 10:30 a.m. Thursday to find a window broken. The phone had been removed from the living room along with a box of clothes and packages of meat from the freezer. McDonald valued the stolen property at \$175 and the damage to the window at \$50.

■ Chief Detective Capt. Phil Perry took a report from a Shell Point Village woman who said her mobile home had been broken into sometime in the past two months. It appeared that the thief or thieves cut the front porch screen and pried open the door to get inside. Found missing were two television sets, an iron, a clock radio and "a ceramic cobra snake, green in color, coiled with neck puffed out to strike," the report said. Perry estimated the damage at \$15 and the value of stolen goods at \$275.

AT CALABASH

Husband Dead, Wife Wounded In Attempted Murder-Suicide

BY ERIC CARLSON

A Shallotte Point man shot and wounded his estranged wife, then walked out of her Calabash trailer and fatally shot himself in the head early Saturday, according to a Brunswick County Sheriff's detec-

live. James Dejuan Faulk, 35, was found lying dead beside a pool of blood in a restaurant parking lot near his wife's mobile home on Beach Drive at about 12:45, Detective Tom Hunter said. Nearby was a .25-caliber pistol and a spent shell casing.

"From the nature of the wound, the position of the body and the pattern of the blood spatters, I determined that the wound was self-inflicted," Hunter said.

The victim's wife, Pamela Chris Faulk, was taken to the Brunswick Hospital with a bullet wound in the upper right arm. She was later transported to Duke University Medical Center in Durham, Hunter said.

During the four months since their separation, Faulk had been working and living at a Shallotte Point oyster house. During that time he had made several threats to kill his wife and children and commit suicide, according to a crime report filed by BCSO Deputy Cathy Hamilton.

Friday evening, Faulk had made several attempts to call and visit his wife, but she was not at home, Hunter said. When he eventually found her there, she asked him to leave and locked the front door.

A short time later, Faulk used a spare key to get in through the back door of the trailer. She asked him if

he had been drinking, the report said.

"He advised yes and said he had taken some pills also," Hamilton reported.

Mrs. Faulk asked her husband to leave, then called her parents after he refused, the report said. When her mother and father arrived, they again asked Faulk to leave. Again he refused.

Faulk then put a small .25-caliber handgun to his wife's head and said, "I'm going to take care of you," Hamilton's report said. Her father pushed the gun away from her head and it went off, striking Mrs. Faulk in the arm.

Her parents and sister struggled with Faulk in an attempt to get the gun, but Faulk escaped through the

rear door, the report said.

Responding to a 911 emergency call of a domestic disturbance with shots fired, Brunswick Deputy Joey Adams found Faulk's body in the adjacent parking lot behind the Thomas Seafood Restaurant and secured the area while rescue personnel attended to Mrs. Faulk.

Hunter and Sunset Beach Police Sgt. Lisa Massey responded to the call a few minutes later. Brunswick County Coroner Greg White was called to investigate and pronounced Faulk dead at the scene, Hunter said.

The Brunswick County Clerk of Courts office shows no record of any warrants being drawn against Faulk for communicating threats. He had no record of prior arrests for violent crimes in Brunswick County.

Legal Notices

NOTICE TO CREDITORS AND DEBTORS OF JAMES CLARK

Phyllis Jean Mounts, having qualified as Executrix of the Estate of James Clark, late of Shallotte, North Carolina 28459, the undersigned does hereby notify all persons, firms and corporations having claims against the estate of said decedent to exhibit them to Kimberly S. Berry, Resident Process Agent, 4532 Rounding Run Drive, S.W., Shallotte, N.C. 28459 on or before the 1st day of November, 1993 or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to said estate will please make immediate payment to the undersigned.

This the 29th day of July, 1993.
Phyllis Jean Mounts,
Executrix of the Estate of
James Clark, Deceased
Kimberly S. Berry,
Resident Process Agent
Aug. 19

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE # 93 CVD 547**

HEALTHTRUST, INC. a Delaware Corporation, doing business as THE BRUNSWICK HOSPITAL, Plaintiff

VS
MICHAEL B. HOWELL and BONITA HOWELL, Defendant (s)
**NOTICE OF SERVICE OF PROCESS
BY PUBLICATION**

To: MICHAEL B. HOWELL and BONITA HOWELL
TAKE NOTICE that a pleading seeking relief against you has been filed in the above-entitled action. The nature of the relief being sought is as follows: the Plaintiff is seeking a judgment against you for monies owed on account by you for hospitalization and/or hospital services.

You are required to make defense to such pleading not later than September 7, 1993, and upon your failure to do so, the Plaintiff will apply to the court for the relief sought.
This the 29th day of July, 1993.

RAMOS AND LEWIS
Mark A. Lewis,
Attorney for Plaintiff
P.O. Box 2019
Shallotte, North Carolina 28459
919-754-7557
Aug. 12

LEGAL NOTICES

NOTICE TO CREDITORS AND DEBTORS OF PHILIP F. FINK

Jody W. Schupak, having qualified as Executor of the Estate of Philip F. Fink, late of 320 Ridgewood Dr. NW, Calabash, North Carolina 28459, the undersigned does hereby notify all persons, firms and corporations having claims against the estate of said decedent to exhibit them to Douglas W. Baxley, Resident Process Agent, P.O. Box 36, Shallotte, N.C. 28459 on or before the 1st day of November, 1993 or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to said estate will please make immediate payment to the undersigned.

This the 29th day of July, 1993.
Jody W. Schupak, Executor
of the Estate of
Philip F. Fink, Deceased
Douglas W. Baxley,
Resident Process Agent
Aug. 19

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TOWN OF HOLDEN BEACH NOTICE OF PUBLIC HEARING ZONING BOARD OF ADJUSTMENT

The Zoning Board of Adjustment of the Town of Holden Beach will hold a Public Hearing on Monday, August 16, 1993, at 5:00 p.m., at the Town Hall, to consider the following appeals:

CASE NO. 03-93. Request for a variance in the 5 foot set back and a 4.4% variance in the lot coverage at 283 Ocean Blvd. East, Lot 5, Block 18, J.H. Holden Subdivision.

CASE NO. 04-93. Request for a variance on lot depth, variance on street side setback, and request to locate septic system on south side of property line.

Jim McSwain
Inspection & Code Enforcement

PUBLIC HEARING BOARD OF ADJUSTMENT TOWN OF CALABASH

Notice is hereby given that a public hearing will be held by the Board of Adjustment of the Town of Calabash at 6:45 P.M. Tuesday August 10, 1993 at the Town Hall to consider the following appeal:

CASE NO. 9-93: Mr. Mel L. Hiltabedel of 1144 Townsview Place, Wooster, Ohio requesting a variance from Section 8.01.04: C. Dimensional Requirements; 4. Minimum required side yards. To add a two-car garage at 471 Maplewood Dr. NW in Ocean Forest Subdivision.

CASE NO. 10-93: Mr. & Mrs. Weisser of 994 Palmer Dr. SW, Calabash requesting a variance from Section 8.01.04: C. Dimensional Requirements; 5. Minimum required rear yard. To add a 15'x27' to the rear of an existing house at 994 Palmer Dr. in The Village of Calabash subdivision.