

Legal Notices

**NORTH CAROLINA
BRUNSWICK COUNTY
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
93-SP.**

In the Matter of the Foreclosure of the Deed of Trust of Fleet P. Crowell, Inc., Grantor.

To
Michael R. Isenberg,
Substitute Trustee.

As recorded in Book 773 at page 956 of the Brunswick County, North Carolina Public Registry.

See Substitution of Trustee as recorded in Book 945 at page 906 of the Brunswick County, North Carolina Public Registry.

**NOTICE OF TRUSTEE'S
SALE OF REAL ESTATE**

Under and by virtue of the power and authority contained in the Deed of Trust executed and delivered by Fleet P. Crowell, Inc. dated June 30, 1989, and recorded in the Brunswick County, North Carolina Public Registry, in Book 773 at page 956 ("Deed of Trust"), and because of default in the payment of the indebtedness thereby secured and failure to carry out or perform the stipulations and agreements therein contained and pursuant to the demand of the owner and holder of the indebtedness secured by the Deed of Trust, and pursuant to the Order of the Clerk of Superior Court for Brunswick County, North Carolina, entered in this foreclosure proceeding, the undersigned Michael R. Isenberg, Substitute Trustee, will expose for sale at public auction on February 4, 1994 at 12:00 Noon, at the door of the Brunswick County, Bolivia, North Carolina, the following described property ("Property") (including any improvements thereon):

EXHIBIT A

FIRST TRACT
Being all of that certain parcel or tract of land lying and being in the Town of Ocean Isle Beach, Shallotte Township, Brunswick County, North Carolina, and being more particularly described as follows:

BEGINNING at a right-of-way monument found in the westerly right-of-way line of N.C. Highway 904 (100' R/W). Said monument being located at the point where the western right-of-way line of N.C. Highway 904 intersects the North Carolina Department of Transportation right triangle for N.C. Highway 904 and N.C. Highway 179 (60' R/W). Thence from the beginning South 06° 10' 11" East, 191.92 feet to the western right-of-way line of N.C. Highway 904 to an "X" mark in concrete; thence South 82° 18' 30" West, 209.05 feet to an "X" mark in concrete; thence South 75° 36' 06" West, 137.10 feet to an "X" mark in concrete in the eastern property line of Frank Williamson; thence with said Williamson line South 14° 44' 20" West, 165.14 feet to a point in concrete in the southerly right-of-way line of N.C. Highway 179; thence with the southerly right-of-way line of N.C. Highway 179, North 59° 21' 40" East, 291.24 feet to a P.K. Nail found in said right-of-way; thence South 63° 29' 25" East, 123.78 feet to the place and point of BEGINNING, containing 1.78 acres, according to a survey by Steve M. Norris, R.L.S., recorded 28 June 1989 in Map Cabinet T at Page 386, in the Office of the Register of Deeds for Brunswick County, North Carolina, to which plat reference is hereby made and which is incorporated herein for greater certainty of description of said property.

SECOND TRACT

BEING all right, title and interest of Fleet P. Crowell, Inc. in and to certain non-exclusive right-of-way and easements for purposes of ingress, egress and maintenance of a joint driveway connecting the First Tract described above with N.C. Highway 904 as shown on the survey plat referenced in said First Tract; and, further, for purposes of the operation, repair, construction and maintenance of a septic tank and conduit discharge sewer line connecting said tank with the Town of Ocean Isle Beach sewer main which runs along the western right-of-way of said N.C. Highway 904, all as more particularly described in a Right-of-way and Easement instrument dated 30 June 1989, recorded in Book _____ at Page _____ in the Office of the Register of Deeds for Brunswick County, North Carolina, to which reference is made for greater certainty of description. The area to which these rights-of-way and easements extend is more fully described as follows: BEGINNING at in "X" in concrete in the western right-of-way of N.C. Highway 904, the southeast corner of the First Tract described above, the place and point of beginning. From the beginning point as thus described, then South 82° 18' 30" West 209.05 feet to an "X" in concrete; thence South 06° 10' 11" East 30 feet to a point, thence North 82° 18' 30" East 209.05 feet to a point in the western right-of-way of N.C. Highway 904, thence with said right-of-way North 06° 10' 11" West 30 feet to an "X" in concrete in said right-of-way, the place and point of beginning.

Less and except the following real property: That certain 0.45 acre tract as shown on plat recorded in Map Cabinet X at Page 396 of the Brunswick County Registry.

The sale will be made subject to all prior liens, unpaid taxes, restrictions and encumbrances of record and assessments, if any.

The record owner of the Property as reflected on the public records of Brunswick County, North Carolina not more than ten (10) days prior to the posting of this Notice is Fleet P. Crowell, Inc.

Pursuant to N.C. Gen. Stat. §45-21.10(b), and the terms of the Deed of Trust, any successful bidder may be required to deposit with the Substitute Trustee immediately upon conclusion of the sale a cash deposit not to exceed the greater of five percent (5%) of the bid amount or \$750. Any successful bidder shall be required to tender the full balance purchase price so bid in cash or certified check at the time the Substitute Trustee tenders to him a deed for the property or attempts to tender such deed, and should said successful bidder fail to pay the full balance purchase price so bid at that time, he shall remain liable on his bid as provided for in N.C. Gen. Stat. §§45-21.30(d) and (e).

This sale will be held open ten (10) days for upset bids as required by law.

This Notice of Sale was executed on January 11, 1994.

Michael R. Isenberg,
Substitute Trustee
OF COUNSEL:
Fairley, Jess & Isenberg
109 East Moore Street
Southport, North Carolina 28461
(919) 457-9596
Feb. 3

Legal Notices

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), the municipality of Holden Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Jan. 25, 1994, applicant Vintage Investment Co. applied for a CAMA minor development permit to construct a 4-BR, 3-bath single family dwelling at 936 Ocean Blvd. W., Lot 278, Harbor Acres Subdivision.

The application may be inspected at the below address. Public comments received by Feb. 3, 1994, 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.

Kate White
Local CAMA Permit Officer
110 Rothschild Street
Holden Beach, NC 28462
(910)842-6080/842-6488
Jan. 27

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), the Town of Sunset Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Jan. 21, 1994, applicant Sunset Beach and Twin Lakes, Inc. applied for a CAMA minor development permit to construct a duplex at 1008 East Main Street.

The application may be inspected at the below address. Public comments received by Feb. 3, 1994 will be considered. Project modifications may occur based on further review and comments. Notice of the permit decision in this matter will be provided upon written request.

Linda Fluegel
Local CAMA Permit Officer
for Town of Sunset Beach
220 Shoreline Dr West
Sunset Beach, NC 28468
(910)579-6297
Jan. 27

**NOTICE OF FILING OF
APPLICATION FOR CAMA
MAJOR DEVELOPMENT PERMIT**

The Department of Environment, Health and Natural Resources hereby gives public notice as required by NCGS 113A-119(b) that an application for a development permit in an Area of Environmental Concern as designated under the CAMA was received complete on January 7, 1994.

According to said application, The Town of Yampou Beach is requesting a CAMA Major Permit which would allow the Town's Minor CAMA Permit Program to authorize beach bulldozing for individual property owners within town limits.

A copy of the entire application may be examined or copied at the North Carolina Department of Environment, Health and Natural Resources Field Office located at 127 Cardinal Drive Extension, Wilmington, North Carolina 28405, (910)395-3900) during normal business hours.

Comments mailed to Mr. Roger Schechter, Director, Division of Coastal Management, P.O. Box 27687, Raleigh, North Carolina 27611, prior to February 16, 1994, will be considered in making the permit decision. Later comments will be accepted and considered up to the time of permit decision. Project modification may occur based on review and comment by the public and state and federal agencies. Notice of the permit decision in this matter will be provided upon written request.

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), the municipality of Holden Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Jan. 25, 1994, applicant Harry L. and Ruth Ann Patterson, applied for a CAMA minor development permit to construct a room addition at 815 Ocean Blvd. West, Lots 13&14, Section C, Western Extension Robinson Beach.

The application may be inspected at the below address. Public comments received by Feb. 3, 1994, 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.

Kate White
Local CAMA Permit Officer
110 Rothschild Street
Holden Beach, NC 28462
(910)842-6080/842-6488
Jan. 27

Legal Notices

ESTATE NOTICE

The undersigned, having qualified as Co-Executrix of the Estate of Aire Elizabeth Love Caudle, 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 20th day of April, 1994, 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 14th day of January, 1994.
Louise Caudle Carlisle
305 Windy Hill Rd.
Wendell, NC 27591
Maxine Caudle Talbert Hampton
Co-Executrix of the Estate of
Aire Elizabeth Love Caudle
1482 Pelican Place SW
Shallotte, NC 28459
Feb. 10 pd

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE #93 CVD 1147**

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

vs
WILLIAM G. HAWKINS, Defendant(s)

**NOTICE OF SERVICE
OF PROCESS BY PUBLICATION**

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 March 1, 1994, and upon your failure to do so, the Plaintiff will apply to the court for the relief sought.

This the 20th day of January, 1994.
Ramos and Lewis
Mark A. Lewis, Attorney for Plaintiff
P.O. Box 2019
Shallotte, North Carolina 28459
910-754-7557
Feb. 3

CAMA PERMIT NOTICE

Pursuant to NCGS 113-119(b), Brunswick County, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Jan. 21, 1994, Steven Prevattic, applied for a CAMA minor development permit to construct a single-family residence with ground disturbance within 75' of MHW at Lot 10, Norwood O. Brooks Subdivision.

The application may be inspected at the below address. Public comments received by Feb. 9, 1994 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.

Charlotte K. Buckley
CAMA Local Permit Officer
for Brunswick County
Post Office Box 249
Bolivia, NC 28422
Phone (910)253-4361
Jan. 27

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), the municipality of Holden Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on Jan. 25, 1994, applicant Vivian Bie-secker, applied for a CAMA minor development permit to construct a 3-BR, 2-bath house at 126 Sailfish Drive, Lot 292, Harbor Acres.

The application may be inspected at the below address. Public comments received by Feb. 3, 1994, 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.

Kate White
Local CAMA Permit Officer
110 Rothschild Street
Holden Beach, NC 28462
(910)842-6080/842-6488
Jan. 27

If anyone has the need,
we have the time
to teach you to read.
754-READ

Legal Notices

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale contained in a certain deed of trust executed by Gardner Farcloth and Alberta Farcloth to Robert Wayne Long, Substitute Trustee and recorded in Book 764, Page 411 in the Office of 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 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 28th day of January, 1994, 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:

BEING all of Lot #35 of the Starboard Knoll Residential and Mobile Home Division, as shown on that map recorded in Map Cabinet J at Page 127. This conveyance is made subject to those restrictions set out in an instrument recorded in book 400, at Page 515, Brunswick County Registry.

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

This the 17th day of December, 1993.
Robert Wayne Long,
Substitute Trustee

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of Walter Winford Maness Jr., 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 27th day of April, 1994, 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 24th day of January, 1994.
Wendy Maness, Administratrix
of the Estate of
Walter Winford Maness, Jr.
512 Levenhall Dr.
Fayetteville, NC 28314
Feb. 17 pd

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of James Floyd Atkinson, 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 27th day of April, 1994, 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 January, 1994.
Judy Atkinson, Administratrix
of the estate of
James Floyd Atkinson
806 Green Hill Road
Leland, N.C. 28451
Feb. 17 pd

PUBLIC NOTICE

The Planning Board of the Town of Shallotte will hold a public hearing on February 8, 1994 at 7:00 P.M. in the Shallotte Town Hall for the purpose of rezoning approximately 1 1/4 acres located at 4740 Shallotte Avenue. This property is currently zoned R-10 (Residential) with a small portion being zoned HB (Highway Business). The request is to make the entire property HB (Highway Business). Citizens are invited to offer oral or written comments.

Sandra Hewett, Town of Shallotte

PUBLIC NOTICE

The Brunswick County Board of Commissioners shall conduct a public hearing on proposed amendments to the Brunswick County Zoning Ordinance and partial Development Code on February 7, 1994 at 6:00 P.M. in the Commissioner's Chambers, Administration Building, Government Center, Bolivia, North Carolina. The hearing is called pursuant to the General Statutes of North Carolina and the subject matter is as follows:

1) Section 4.101, RU-Rural Zoning District, Sub-Section G, Minimum Lot Requirements is amended by adding the following:

For parcels of record of less than one acre prior to the effective date of this ordinance, front yard minimum requirement is 25 feet, side yard requirement is 10 feet, and rear yard requirement is 25 feet. This will reduce the minimum setbacks for structures built on lot of less than one acre.

2) Under Sub-Section F, prohibited uses, in the RU-Rural R-7500-Low Density Residential, R-6000-Medium Density Residential, C-M-Commercial Manufacturing, and H-M-Heavy Manufacturing Zoning Districts, the language prohibiting all uses determined to be offensive, dangerous or potentially noxious by the Board of Adjustments upon appeal is deleted and replaced with the statement, "All uses and structures not of a nature specifically or provisionally permitted herein."

3) Under Article 5, Section 2, Signs, the language referring to the specific requirements for lighting or illuminating signs in certain districts and for specific uses has been changed to allow for less restrictive use of lighting and illuminating.

4) Under Article 5, Section 213(b)(2) the present language is deleted and new language is substituted that will allow free standing signs to be located within twenty-five feet of the front property line if the bottom of the sign is at least ten feet in height or the sign is at least twenty-five feet from any side street property line, in order to maintain clear sight visibility.

5) Article Six, Section 6.101 (P), is rewritten to allow manufactured homes constructed prior to July 1, 1976 to be permitted under the terms of the particular zoning district, if the owner or permit applicant can file documentation to show that the manufactured home was constructed in compliance with the mobile home standards as established by the American National Standards Institute (ANSI 119.1)

This the 27th day of January, 1994.
Brunswick County Board of Commissioners
Joyce C. Johnson, Interim Clerk to the Board

**ATTENTION
Mobile Home Park, Marine and
Aircraft Storage Owners**

The 1971 General Assembly passed a law governing operators of mobile home park, marina and aircraft owners in North Carolina.

The law is G.S. 105-316 of the North Carolina Machinery Act of 1971.

The owners of such park, marine or aircraft storage shall report to the county tax supervisor on or before January 15 of each year, the name of the owner, and a description of such trailers, boats or aircraft which are renting space in such park, marine or aircraft storage.

Boyd Williamson, Tax Administrator

NOTICE

Brunswick County Tax Listing for 1994

DUTY TO LIST

It is the duty of every person, firm or corporation to list all personal property, except registered or "tagged" motor vehicles during the month of January, 1994, as required by law.

PERMANENT LISTING OF REAL ESTATE

Effective January 1, 1990, the Brunswick County Commissioners adopted a system of permanent listing of real property. Real property is automatically listed.

DO NOT LIST REGISTERED "TAGGED" MOTOR VEHICLES

Effective January 1, 1993, the North Carolina General Assembly enacted a law effecting the time taxes are billed and collected on registered or "tagged" motor vehicles. Do not list your "tagged" motor vehicles during the regular January listing period.

YOU MUST LIST

Only unregistered or "untagged" motor vehicles should be listed during the regular January listing period, along with boats, mobile homes, recreational watercraft or aircraft, income producing furnished rental property and farm equipment. All businesses in Brunswick County must list their business personal property.

If you acquired any of these items or other personal property, or became a new resident of Brunswick County in 1993, and did not receive a listing form for 1994, please contact the Brunswick County Tax Office to request a tax listing form, (910) 253-4341 or 1-800-527-9001.

PENALTY FOR FAILURE TO LIST

The law further states "The penalty for failure to list these items before the close of the regular listing period (January 31, 1994) shall be ten percent (10%) of the tax levied for the current year on such property. Failure to list taxable property after specified time subjects owner to a fine of up to \$500.00."

ELDERLY/DISABILITY EXEMPTION

If you are 65 years of age, or if your are permanently disabled and if in either case your gross annual income does not exceed \$11,000, you may be eligible for an exemption of the first \$15,000 in assessed value of certain real and personal property. You **MUST** be a permanent resident of Brunswick County and a resident on the property for which you request the exemption.

GENERAL INFORMATION

All property is to be listed according to its value as of January 1, unless otherwise specified.

Under G.S. 105-311, tax listing by mail is permissible. All resident and non-resident taxpayers of Brunswick County during taxable year shall receive their abstract by mail. Anyone may list at the County Tax Office in the Governmental Complex at any time during the regular listing period. Office hours are 9:00 a.m.-5:00 p.m. Monday through Friday, the month of January (the office will be closed Monday, January 17th in observance of Martin Luther King Jr. Day).

**ORDER AUTHORIZING \$5,000,000
SANITARY SEWER BONDS**

BE IT ORDERED by the Town Council of the Town of Sunset Beach:

1. That, pursuant to The Local Government Bond Act, as amended, the Town of Sunset Beach, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Sanitary Sewer Bonds in an aggregate principal amount not exceeding \$5,000,000 for the purpose of providing funds, with any other available funds, for designing and constructing a portion of a sanitary sewer system for said Town, within and without the corporate limits of said Town, including the construction and installation of sewage collection mains and lines, sewage interception mains, sewage force mains, sewage pumping facilities and appurtenant facilities to collect and transport sewage for treatment by the South Brunswick Water and Sewer Authority or another entity other than said Town, and the acquisition of any necessary land, rights of way and equipment.
2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.
3. That a sworn statement of the debt of said Town has been filed with the Town Administrator and Clerk and is open to public inspection.
4. That this order shall take effect when approved by the voters of said Town at a referendum as provided in said Act.

The foregoing order has been introduced and a sworn statement of debt has been filed under The Local Government Bond Act showing the appraised value of the Town of Sunset Beach, North Carolina to be \$217,380,228 and the net debt thereof, including the proposed bonds, to be 5,000,000. A tax will be levied to pay the principal of and interest on the bonds if they are issued. Anyone who wishes to be heard on the questions of the validity of the bond order and the advisability of issuing the bonds may appear at a public hearing or an adjournment thereof to be held at 7:00 p.m. on February 7, 1994, in the Maples Club House located at the Sea Trail Golf Course on Clubhouse Road in Sunset Beach, North Carolina.

Linda Fluegel, Town Administrator and Clerk
of the Town of Sunset Beach, North Carolina