LEGAL NOTICES

NO THE CAROLINA BRUNSWICK COUNTY FILE NO. 94 SP 46 IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION Before The Clerk
IN THE MATTER OF THE FORECLO-

SURE OF DEED OF TRUST OF SYLVIA
R. GARRELL, Separated, RECORDED
IN BOOK 787, PAGE 145, BRUNSWICK COUNTY REGISTRY, BY EVERETT L. HENRY, SUBSTITUTE TRUSTEE NOTICE OF SALE

Under and by virtue of an Order of the Clerk of Superior Court of Brunswick County, entered in the above-entitled action authorizing the undersigned to proceed with the foreclosure of the above-referenced deed of trust, and under and by virtue of the power of sale contained in the above-referenced deed of trust, the undersigned, Sub-stitute Trustee will offer for sale at public auction to the highest bidder for cash at 3:00 o'clock, P.M. on the 10th day of May, 1994, at the door of the Brunswick County Court-house in Bolivia, North Carolina, the following described property:

All of that certain tract containing 34.24 acres, more or less, in Town Creek Township, Brunswick County, North Carolina; bounded now or formerly as follows: North by E. Drayton; South by Willetts Estate; East by Marian Clewis; and West by Charles Reynolds, and more particularly described as follows: BEGINNING at a point in the northern right-of-way of U.S. 17 and being North 35 degrees 14 minutes East 1201 feet from the run of Harris Swamp; running thence from said beginning North 54 de-grees 46 minutes West 2333.82 feet to a point; thence North 35 degrees 30 minutes East 297.19 feet to an 18-inch oak; thence North 51 degrees East 274.53 feet to a point; thence South 54 degrees 46 minutes East 2273 feet to the northern right-of-way of U.S. 17; thence South 54 degrees 46 minutes East 60 feet to the southern right-of-way of U.S. 17; thence South 54 degrees 46 minutes East 460 feet to the run of Harris Swamp; thence with the run of Harris Swamp southwestward 600 feet to a point; thence North 54 degrees 46 tes West 310 feet to the southern right-of-way of U.S. 17; thence North 54 degrees 46 minutes West 60 feet across U.S. 17 to the beginning This tract of land contains 36.04 acres

excluding the 60-foot right-of-way of U.S. 17 and is Tract #3 of the Mack Reynolds Estate located in Town Creek Township, Brunswick County, North Carolina, according to a map prepared by Charles C. Moore, Jr., Registered Land Surveyor, recorded in the Office of the Register of Deeds of Brunswick County, North Carolina, in Map Cabinet H at Page 77. Said deed for above described tract being located in Book 342 at page 284 of the Brunswick County Registry.

is EXCEPTED, HOWEVER, from the above-described the following tract containing 1.8 acres of land record ed in Book 462 at Page 311 of the Brunswick County Registry and being more particularly described as follows:. BEGINNING at an iron pipe in the east-ern right-of-way of U.S Highway No. 17, said iron pipe being located South 35 degrees 14 minutes West 933.17 feet from the run of .Wart's Branch and being 6741.17 feet from the center of Secondary Road No. 1406, running thence from said beginning with the eastern right-of-way of U.S. Highway No. 17 South 34 degrees 14 mi West 190.17 feet to an iron pipe; thence South 54 degrees 46 minutes East 404.00 feet to an iron pipe in the run of Harris Swamp; thence up with the run of said Harris Swamp, Northwest 200.00 feet to an iron pipe in the run of Harris Swamp; thence North 54 degrees 46 est 436.00 feet to the b ning, containing 1.8 acres, more or less, according to a survey thereof made by Charles C. Moore, Jr., R.L.S., on Oct-

The above-described property will be sold subject to all prior liens and encumbrances and unpaid ad valorem taxes, including those for the year 1994, and also any and all assessments, if any.

The record owners of property as reflected on the records of the Register of Deeds' office not more than ten (10) days prior to posting of this notice is Sylvia R. Garrell.

The highest bidder at the sale will be re-quired to make a cash deposit of five percent (5%) of the amount of the bid, or Seven Hundred Fifty Dollars (\$750.00), whichever is greater, and the balance in full upon confirmation of the sale.

The saie will be reported to the court and will remain open for advance or upset bids for a period of ten (10) days. If no advance bids are filed with the Clerk of Superior Court of Brunswick County, the sale will be

This the 12th day of April, 1994. Everett L. Henry, Substitute Trustee

NOTICE TO CREDITORS AND DEBTORS OF PEARL I. KRICK

Herbert F. Krick, having qualified Executor of the Estate of Pearl I. Krick, late of 9061 County, North Carolina, the under hereby notify all persons, firms and corporations having claims against the estate of said decedent to exhibit them to the undersigned at 9081 Beach Drive SW, Calabash Acres, sh, N.C. 28467, on or before the 8th day of August, 1994, or this notice will be pleaded in bar of their recevery. All persons, firms and corporations indebted to the said estate will please make immediate payment to e undersigned. This the 5th day of May, 1994.

Heibert F. Krick, Executor of the Estate of **BAXLEY and TREST** Attorneys for the Execute P.O. Box 36 Shallotte, N.C. 28459 910-754-6582

Legal Notices

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK

NOTICE Re: WALTER S. BLIZARD The undersigned, having qualified as Executor of the estate of Walter S. Blizard, dei, late of Brunswick County, North Carolina, this is to notify all persons having claims against the estate to present them to signed on or before the 3rd day of August, 1994, or this notice will be ple in bar of their recovery. All persons indebted to said estate will please make immediate

Roy M. Clayton, Jr., and Lloyd Hungate, Co-Executors 1609 Derry Drive Dresher, PA 19025 William A. Powell Powell and Payne P.O. Box 844 Shallotte, N.C. 28459 May 19

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK FILE NO.: 94-SP-40

IN THE MATTER OF THE FORECLO-SURE OF THE DEED OF TRUST OF LUCILLE GREEN, GRANTOR, TO: DOUGLAS W. BAXLEY, TRUSTER NOTICE OF SALE As recorded in Book 937, Page 852, Brunswick County Registry

Under and by virtue of the power and au-thority contained in that certain Deed of Trust ed and delivered by Lucille Green, dated 15 June, 1993 and recorded in the Office of the Register of Deeds for Brunswick County, North Carolina in Book 937, Page 852 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 said Deed of Trust, and pursuant to the Order of the Clerk of Superior Court for Brunswick County, North entered in this foreclosure ing, the undersigned, Douglas W. Baxley, Trustee, will expose for sale at public auction on May 11, 1994 at 12:00 o'clock Noon on on may 11, 1994 at 12:00 o clock Noon on the steps of the Brunswick County Court-house, Bolivia, North Carolina, the following described real property (including any im-provements located thereon): BEING all of Lots 14 and 15, Section III

of Woodduck Retreat as shown on that map prepared by James R. Tompkins, RLS, dated December 13, 1984, and re-corded in the office of the Register of Deeds of Brunswick County in Map Cabinet P at Page 68.

s: Lockwood Folly hip, Lots 14 and 15, Section III of Woodduck Retreat, Brunswick County,

Present Owner: Lucille Green. The sale will be made subject to all prior liens, unpaid taxes, restrictions and easen of record and assessments, if any. Pursuant to North Carolina General Statute 45-21.10(b), and the terms of the Deed of Trust, any successful bidder may be required to deposit with the Trustee immediately upon conclusion of the sale a cash deposit of ten (10%) percent of the bid up to and including \$1,000.00 plus five (5%) percent of any excess over \$1,000.00. Any successful bidder shall be required to tender the full balance of the purchase price so bid in cash or certified ck at the time the 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 of time purch price so bid at the time, he shall remain liable on his bid as provided for in North Carolina General Statute 45-21.30(d) and (e). This sale will be held open ten (10) days for upset bids

as required by law. This the 12th day of April, 1994. DOUGLAS W. BAXLEY, TRUSTEE

May 5

CAMA PERMIT NOTICE

in 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 May 3, 1994, applicant James Crouch, applied for a CAMA minor development permit to construct a 3-BR, 2-bath single-fac residence at Lot 238, Harbor Acres Subdivision, 136 Tarpon Dr.

The application may be inspected at the beress. Public comments received by May 12, 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 re-

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

NOTICE TO CREDITORS Having qualified Executor of the Estate of Homer A. Lankford of P.O. Box 363, Leland, Brunswick County, North Carolina 28451, the undersigned does hereby notify all persons, firms and corporations having claims against the estate of said decedent to exhibit them to the undersigned c/o JOHNSON & LAM-BETH, P.O. Box 660, Wilmington, North Carolina, 28402 on or before the 8th day of st, 1994, or this notice will be pler in bar of their recovery. All persons, firms and corporations indebted to the said estate will please make immediate payment to the

This the 27th day of April, 1994.

Betty C. Lankford, Executor of the Estate of Homer A. Lankford Frances Y. Task JOHNSON & LAMBETH P.O. Box 660 232 Princess Street Wilmington, N.C. 28402

NOTICE

Projects have been written under Individuals with Disabilities Education Act for preschool children, P.L. 99-457 and for children with special needs ages 3-21. P.L. 101-476. These projects are available for public review and comment for a five-day period from May 3-9, 1994. All comments will be reviewed and considered prior to submission of the projects to the North Carolina Department of Public Instruction on May 9. 1994.

The projects are available for public review and comment in the Office of the Superintendent, Brunswick County Board of Education, Southport, NC.

Legal Notices

ESTATE NOTICE

The undersigned, having qualified as Executor of the Estate of I. Wally Ausley, deceased, late of Brunswick Coucty, this is to notify all persons having said claims against said estate to present them to the undersigned on or before the 21st day of July, 1994, or this notice will be pleaded in her of their 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 April, 1994.

Wallace Ausley, Executor of the Estate o I. Wally Ausley 6717 Valley Woods Lane Apex, N.C. 27502

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK COURT OF JUSTICE DISTRICT COURT DIVISION FILE NUMBER: 94 CVD 363 JACK ROSS MCKEE, Plaintiff,

DEBORAH HORTON MCKEE, NOTICE OF SERVICE OF

PROCESS BY PUBLICATION TO: DEBORAH HORTON MCKEE Take notice that a pleading seeking relief gainst you has been filed in the above-entitled action. The nature of the relief being sought is as follows: The Plaintiff has filed a plaint seeking an absolute divorce upon the ground that the Plaintiff and the Dent have lived separate and apart for more than one year next preceding the bring-

You are required to make a defense to such pleading not later than 40 days after (June 5, 1994), exclusive of said date, and upon your failure to do so the Plaintiff will apply to the Court for the relief sought.

Robert D. Floyd Attorney for the Plaintiff Post Office Box 2861 Shallotte, NC 28459

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 94 SP 39

IN THE MATTER OF: The Foreclosure of a Deed of Trust executed by Geoffrey T. Williams and wife, Susan B. Williams to Albert G. Trunnell, Jr., Trustee and recorded in Book 715 at Page 1082, Brunswick County Registry, by Douglas W. Baxley, Substitute Trustee

Under and by virtue of the power of au-thority contained in that certain Deed of Trust executed and delivered by Geoffrey T. Williams and wife, Susan B. Williams, dated the 25th day of November, 1987, and record-ed in the office of the Register of Deeds of Brunswick County, North Carolina, in Book 715 at Page 1082, and because of default to carry out and perform the stipulations and ments therein contained, and, pursuant to demand of the original Owner and present Holder of the indebtedness secured by said Deed of Trust, said Owner and Holder being Security Savings Bank, SSB (formerly Security Savings and Loan Association), the un-detsigned Substitute Trustee will expose for sale at public auction to the highest bidder for cash at the front door of the Courthon Bolivia, North Carolina, at 1:00 P.M., on nesday, the 11th day of May, 1994, all of that certain parcel of land situate, lying and being in the Town of Ocean Isle Beach, Shallotte Township, Brunswick County, North Carolina, and being more particularly

BEING all of Lot 4, Block 48, Section A, Ocean Isle Beach, according to a map of same which is duly recorded in Map Book 3 at Pages 178 and 178A in the Office of the Register of Deeds for Brunswick County, North Carolina. The highest bidder will be required to de

t with the Substitute Trustee on the day of the sale a cash deposit equal to the sum of five percent (5%) of the amount of the bid or seven hundred fifty dollars (\$750.00), whichever is greater. This sale will then be held open for upset bids as required by law until ten (10) consecutive days (not ending on a Saturday, Sunday, legal holiday, or other day in which the office of the Clerk of Court is not open for the regular dispatch of busi-ness in which event the upper bid period shall include and end upon the next regular business day at 5:00 o'clock p.m.) have elapse without the filing of an upset bid ("the upset bid period"). All upset bids must be timely filed with the Clerk of Superior Court of Brunswick County, Brunswick County Gov-ernment Complex, Bolivia, North Carolina. When the upset bid period has clapsed, the rights of the parties to the sale shall become fixed and the balance of the finel and highest bid price, less the deposit, must be paid cash, cashier's check or certified bank ch to the Substitute Trustee. If an upset bid and upset bid deposit is filed within the upset bid period, the original deposit received by the Substitute Trustee on the day of sale will be returned by the Substitute Trustee to the person or persons who made said original de-

This property will be sold subject to the following: prior liens of record, if any, the lien(s) for any city or county ad valorem property taxes including the current year's taxes, and to any special assessments of any city or county government. This the 13th day of April, 1994.

Douglas W. Baxley, Substitute Trustee P.O. Box 36 Shallotte, N.C. 28459 (910) 754-6582

Legal Notices

NOTICE OF SALE UNDER DEED OF TRUST

UNDER and by virtue of the power of sale contained in a certain deed of trust executed by George L. Martin and wife Joyce C. Martin, dated the 3rd day of August, 1992, and recorded in Book 893, Page 872 in the Office of the Registry of Deeds of Brunswick County, said property described therein now being owned by George L. Martin and Joyce C. Martin, default having been made in the payment of the indebtedness thereby secured in said deed of trust being by the terms thereof subject to foreclosure, the undersigned of subject to foreclosure, the undersigned Substitute Trustee will offer for sale at public Door, at 2:00 P.M. on the 25th day of May, 1994, the property conveyed in said deed of trust the same lying and being in Brunswick County, North Carolina, Shallotte Township,

and more particularly described as follows BEING all of Lot 165, in the Seasid Heights Subdivision according to map recorded in Map Book 12, Page 48 in the Office of the Register of Deeds of Brunswick County, said lot having the metes, bounds and location as described

This property is being sold subject to any prior liens, unpaid taxes, restrictions, and easements of record and any special assessments that are a lien

against the premises.

The highest bidder at the sale, other than the holder of said promissory note, will be re-quired to deposit with the Substitute Trustee immediately upon conclusion of the sale, a cash deposit in the amount equal to icn (10%) per cent of the first \$1,000.00 and five (5%) of any excess over \$1000.00. Any successful bidder shall be required to tender the full balance purchase price so bid in case or certified check at the time the Substitute Trustee tenders to him a deed for the property or at-tempts 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 the North Carolina General Statutes Section No.

4521.30 (d) and (e). Dated and posted this 3rd day of May,

Kenneth K. Bridges, Substitute Trustee 7290-23 Beach Drive, SW Ocean Isle Beach, NC 28469 (910) 579-1711

CAMA PERMIT NOTICE

uant 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 May 3, 1994, applicant Phil and Sally Caldwell, applied for a CAMA minor development permit to construct a 4-BR, 3-bath single-family residence and pier at Lot 9 in Wild Dunes Subdivision, 121 South Shore

The application may be inspected at the below address. Public comments received by May 12, 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 re-

> Local CAMA Permit Officer 110 Rothschild Street Holden Beach, NC 28462 (910)842-6080/842-6488

TOWN OF OCEAN ISLE BEACH ADVERTISEMENT OF TAX LIENS ON REAL PROPERTY FOR 1993

Under and by the authority vested in me by Section 105-369 of the North Carolina General Statutes and pursuant an order by the Board of Commissioners, I hereby advertise the tax liens for the year 1993 upon the real estate described below. The amount advertised will be increased by interest and costs and the omission of interest and costs fro the ertised will not constitute a waiver of the taxing units claim for those items. The real estate that is subject to the lien, the name of the person to whom the property is listed for taxes and the principal amount of the taxes are set out below. If the taxes re-main unpaid after this advertisement is completed the lien will be foreclosed by the taxing unit and the property sold to satisfy the taxing unit's claim for taxes.

This the 4th day of May 1994.

Marianne Metz, Tax Collector Branson & Bonnie Blair, 244LA021, 125.66 Hugh Boyle, 244 PA036, 244PA037 .314.65 David L. Marrow, 258AE008 162.48
J. Riley, L.C. Riley, V. Foelix, 244NB005 . . . Donald Sanders, 244MA004 ...12.00

James Solomon, 244LK006 181.10 Pearl Steele, 244LG01290.00 257DH008522.96 May 5

AT WINNABOW **BRING HOME** THESTEACON

On Sale At YOUNG'S GAS & GROCERY

ADVERTISING FOR BIDS TOWN OF OCEAN ISLE BEACH RESURFACING STREETS

Sealed bids for resurfacing certain town streets will be received by the Town of Ocean Isle Beach until 8:30 AM on May 10, 1994. Bids will be opened and publicly read at a board meeting which will be held on May 10, 1994 at 8:45 AM. A complete listing of those streets to be resurfaced and specifications for paving may be obtained from the Town Clerk during regular office hours, 8:00 AM-5:00 PM, Monday thru Friday. No bid will be accepted or considered unless it is accompanied by a deposit of cash, a cashier's check, a certified check or bid bond equal to 5% of the amount bid.

The Town of Ocean Isle Beach reserves the right to reject any or all bids received. This the 26th day of April, 1994.

> Daisy L. Ivey Town Clerk/Finance Officer

TOWN OF OCEAN ISLE BEACH BOARD OF ADJUSTMENT HEARING May 10, 1994

There will be a Board of Adjustment Meeting held on Tuesday, May 10, 1994 at 8:30 A.M. at the Town Hall to hear the following:

An appeal to the Board of Adjustment by Milton E. Williams seeking a variance from the Zoning Ordinance Requirement set forth in Article 9, Paragraph 12, that prohibits extension over the area between the edge of the road and the road right of way. And Article 8, Section I, which prohibits extension across property lines where such property line borders a public right of way. A copy of the Variance Request and Zoning Ordinance is on file with the Building Inspector for review by all interested persons.

The appeal process is an open hearing but public

comment is not allowed.

Debbie Fox, Chairman

NOTICE OF MEETINGS OF THE BRUNSWICK COUNTY **BOARD OF EQUALIZATION** AND REVIEW

Pursuant to Chapter 105-322 of the General Statutes of N.C., the Brunswick County Board of Equalization and Review will meet as required by law.

PURPOSE OF MEETINGS

To hear upon request, any and all taxpayers who own or control taxable property assessed for taxation in Brunswick County with respect to the valuation of such property, or the property of others, and such business as required by law.

TIME OF MEETINGS

Meetings will be Tuesdays, April 26, May 3, May 10, May 17, May 24, May 31, June 7, June 14, June 21, 1994, 9:00-11:00 AM and 1:00-3:00 PM. Final adjournment for the purpose of receiving appeals will be June 28 at 11:00 AM.

PLACE OF MEETINGS

Brunswick County Tax Office, Brunswick County Government Center, Highway 17, Bolivia, NC. Requests for hearing must be received no later than Tuesday, June 28, 1994.

FOR APPOINTMENTS, PLEASE CONTACT **BOYD WILLIAMSON** BRUNSWICK COUNTY TAX ASSESSOR **Brunswick County Tax Office** PQ Box 269 Bolivia, NC 28422 910-253-4341

1-800-527-9001

PUBLIC NOTICE

Notice is hereby given that the Brunswick County Board of Commissioners will hold a Public Hearing on May 16, 1994 at 5:00 P.M. in the Public Assembly Building at the County Government Center to consider the following: SECTION A

 The entirety of tax parcel identifier numbered 232GP00301. where presently the south one-half is in the C-LD, Commercial Low Density Zoning District and the north one-half in the R-6000, Medium Density Residential Zoning District, is hereby rezoned to C-LD, Commercial Low Density Zoning District.

2. Tax parcel indentifier numbered 189000205 is hereby rezoned from C-LD, Commercial Low Density Zoning District, to C-M, Commercial Manufacturing Zoning District.

SECTION B

1. Article Six, Supplementary Regulations, Section 6.101.D. is reworded as follows:

D. In no case shall more than one principal use or structure be permitted on a lot excepting for those Special Exceptions permissible by either the Zoning Board of Adjustment or the Planning Board: provided additional dwellings or structures shall be permitted on a lot in all districts provided that the following criteria are met:

1. The lot or parcel must be at least 1 acre in size. One additional structure may be added for each additional 10 acres of land.

2. The lot must front on a state-maintained street or approved, improved subdivision street with sufficient access to any additional structures.

3. Structures and dwellings must be located on the property such that the lot could be divided into additional lots with adequate square footage and setbacks as specified for the zone in which it is located.

4. Structures must each be provided with independent well and septic systems or independently connected to central water and sewer.

Special exceptions as permissible by the Board of Adjustment are exempt for these requirements. Bona Fide Farms are exempt or as stipulated under Permitted or Accessory Uses and Structures in the various Zoning Districts. Cross reference to this provision shall be made in Article One. Section 1.106(3).

2. Article Five, Section 3. Planned Unit Developments; Plats of Same, Sub-Section 5.302 B is rewritten as follows:

For an area of land to be developed and improved as a single entity under a Planned Development, Planned Unit Development, Plat, or unified development plan, sections or phases can have varying ownerships as per these regula-

In Sub-Section 5.302. F. Setbacks, eliminate "Twenty (20) feet or a distance equal to the height of the tailer building and replace with "as required by the N.C. Department of insurance," and at end of sentence, replace the period with a comma and add "excepting for traditional or unusual platting into typical or small lots, when all external peripheral setbacks from the property line of ten (10) feet shall be

Then in the Schedule of District Regulations, starting with Section 4.102. E., Special Exceptions by the Planning Board in the R-7500 zone, eliminate the last sentence of the third paragraph, which had read "In no case shall any structure or pavement or sign be located closer than 25 ft. to any property line." And eliminate the same sentence in Section 4.103.E.1. (R-6000) and in Section 4.104(E)4, (C-LD). Adopted, this the 21st day of March, 1994

Joyce Johnson, Interim Clerk **Board of County Commissioners**