

Legal Notices

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK 94 SP 126 NOTICE OF FORECLOSURE SALE OF REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust and Security Agreement executed by Timothy G. Hewett and wife, April H. Hewett to A. G. Laughinghouse, Trustee, dated December 3, 1992, and recorded in Deed Book 909 at Page 95, in the Office of the Register of Deeds of Brunswick County, North Carolina; and under and by virtue of the authority vested in the undersigned, as Substitute Trustee, default having been made in the payment of the indebtedness thereby secured, and the said Deed of Trust being by the terms thereof subject to foreclosure, and the Holder of the indebtedness thereby secured having demanded a foreclosure 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 courthouse door of the Brunswick County Courthouse, Bolivia, North Carolina, at 12:00 Noon on the 12th day of August, 1994, the property conveyed in said Deed of Trust, the same lying and being Lockwood Folly township, Brunswick County, North Carolina and more particularly described as follows:

BEGINNING at an iron pipe in the Glenn E. Carpenter property located on the North side of U.S. Highway 17 and the West side of a neighborhood road. Said **BEGINNING POINT** located the following courses and distances from a nail in the centerline of Highway 17 at the point where the centerline of S.R. 1130 intersects the centerline of Highway 17; from said nail northeast with the centerline of Highway 17 1675.55 feet to another nail in the centerline of said highway; thence North 6 degrees 24 minutes 40 seconds East 551.05 feet to the **BEGINNING POINT**. From said **BEGINNING POINT** South 16 degrees 22 minutes 20 seconds West 176.40 feet to an iron pipe; thence North 80 degrees 36 minutes West 315.68 feet to an iron pipe; thence North 13 degrees 20 seconds East 221.40 feet to an iron pipe; thence South 72 degrees 30 minutes East 324.42 feet to the place and point of **BEGINNING**, containing 1.45 acres, all according to a map drawn by Bobby M. Long, R.L.S., dated the 8th day of February, 1983 and labeled Land Owned by Glenn E. and Vernie Carpenter, said map being recorded in the Brunswick County Registry in Map Book N, Page 256. Also included is a 1983 Chadwick Double Wide Mobile Home (serial number GAFL2AD47055573; GAFL2BD47055573) and any other improvements thereon.

This property is to be 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 record owners of the above-described real property as reflected on the records of the Brunswick County Register of Deeds not more than ten (10) days prior to the posting of this Notice are Timothy G. Hewett and wife, April H. Hewett with a life estate in favor of Elizabeth A. Hewett. Pursuant to North Carolina General Statutes * 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 conclu-

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sion of the sale a cash deposit of five (5%) percent of the amount bid or \$750.00, whichever is greater. 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 the North Carolina General Statutes §45-21.30 (d) and (e).

This the 18th day of July, 1994.
Michael T. Cox, Substitute Trustee
Post Office Drawer 878
Shallotte, NC 28459
919/754-8820
Aug. 11

NORTH CAROLINA BRUNSWICK COUNTY IN THE GENERAL COURT OF JUSTICE BEFORE THE CLERK
In the Matter of the Foreclosure of a Deed of Trust Executed by Daniel J. Maxwell, in an original amount of \$55,687.00, dated August 17, 1990, recorded in Book 0186, Page 0370, Brunswick County Registry by John B. Gupton, Substitute Trustee.

NOTICE OF FORECLOSURE SALE
Under and by virtue of the power of sale contained in a certain Deed of Trust by Daniel J. Maxwell to James A. Abbott, dated August 17, 1990, and recorded in Book 0816, Page 0370, Brunswick County Registry, North Carolina, because of default of payment of the Note thereby secured and failure to carry out or perform stipulations and agreements therein contained in the said Deed of Trust, and the undersigned, John B. Gupton, having been substituted as Trustee in said Deed of Trust by an instrument duly recorded in the Office of the Register of Deeds of Brunswick County, North Carolina, and the holder of the Note evidencing said indebtedness having directed that the Deed of Trust be foreclosed, and pursuant to the Order of the Clerk of Superior Court, Brunswick County, North Carolina, entered in this foreclosure proceeding, the undersigned Substitute Trustee will offer for sale at the Brunswick County Courthouse door, Bolivia, North Carolina, at 1:30 p.m. on August 25, 1994, and will sell to the highest bidder for cash the following real estate situated in Southport, Brunswick County, North Carolina, and being more particularly described as follows:

Being all of Lot 1, South Trace Subdivision as recorded in Map Book T, Page 382 in the Brunswick County Register of Deeds.
The record owner(s) of this property is Daniel J. Maxwell.
Should the property be purchased by a third party, that person must pay the tax of Thirty Cents (30¢) per One Hundred Dollars (\$100.00) required by N.C.C.S. §7A-308(a)(1).

This sale is made subject to all unpaid taxes and superior liens or encumbrances of record and assessments, if any, against the said property, and any recorded leases.
A cash deposit of 5% of the purchase price will be required at the time of the sale. Any successful bidder shall be required to tender the full balance of the 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 North Carolina General Statutes Section 45-21.30(d) and (e).

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This sale will be held open ten (10) days for upset bids as required by law.
This the 28th day of July, 1994.

JOHN B. GUPTON,
Substitute Trustee
Suite 2402, Two Hannover Square
Fayetteville Street Mall
Raleigh, North Carolina 27601
(919) 821-2600

Posted this 28th day of July, 1994.
CERTIFICATE OF SERVICE
This is to certify that the foregoing Notice of Foreclosure Sale has been served on the following parties to this action by depositing copies of the same in the United States Mail, first class, postage prepaid, and addressed as follows:

Daniel J. Maxwell and
Spouse of Daniel J. Maxwell
Route 5, Box #1 S. Trace
Southport, NC 28461

Daniel J. Maxwell and
Spouse of Daniel J. Maxwell
L#1 RT 4 PT L
Southport, NC 28461
This the 28th day of July, 1994.

John B. Gupton,
Substitute Trustee
Aug. 18

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK 94 SP 127 NOTICE OF FORECLOSURE SALE OF REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust and Security Agreement executed by Virgil Collins and wife, Colleen Collins, to Michael T. Cox, Trustee, dated July 22, 1993, and recorded in Deed Book 939 at Page 498, in the Office of the Register of Deeds of Brunswick County, North Carolina; and under and by virtue of the authority vested in the undersigned, as Trustee, default having been made in the payment of the indebtedness thereby secured, and the said Deed of Trust being by the terms thereof subject to foreclosure, and the Holder of the indebtedness thereby secured having demanded a foreclosure 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 courthouse door of the Brunswick County Courthouse, Bolivia, North Carolina, at 12:00 Noon on the 12th day of August, 1994, the property conveyed in said Deed of Trust, the same lying and being in Lockwood Folly Township, Brunswick County, North Carolina and more particularly described as follows:

BEING all of Lot Twenty (20) of Cypress Lakes Subdivision according to a survey by Thomas W. Morgan, R.L.S., dated June 17, 1980, a copy of the plat of which is recorded in Map Cabinet L, at Page 161 of the Brunswick County Registry including a 1986 Brigadere 28x 56 Mobile Home, (Serial #MHCN-CA82321 and MHCN#82321) and any other improvements thereon.
There is EXCEPTED from this conveyance the reservations of the mineral rights which have been retained by Weyerhaeuser Real Estate Company as appears in Book 424 at Page 79 of the Brunswick County Registry.
This conveyance is made SUBJECT to those certain Restrictions as appear in Deed Book 449 at Page 313 of the Brunswick County Registry; said cove-

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nants and restrictions are included herein to the same extent and with the same legal force as if they were repeated fully in this instrument.

This property is to be 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 record owners of the above-described real property as reflected on the records of the Brunswick County Register of Deeds not more than ten (10) days prior to the posting of this Notice are Virgil Collins and wife, Colleen Collins. Pursuant to North Carolina General Statutes §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 five (5%) percent of the amount bid or \$750.00 whichever is greater. Any successful bidder shall be required to tender the full balance purchase price so bid in cash or certified check 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 purchase price so bid at that time, he shall remain liable on his bid as provided for in the North Carolina General Statutes §45-21.30 (d) and (e).

This the 18th day of July, 1994.
Michael T. Cox, Trustee
Post Office Drawer 878
Shallotte, NC 28459
919/754-8820
Aug. 11

NOTICE TO CREDITORS AND DEBTORS OF THOMAS PORTER CALDWELL

Georgiana S. Bechhold, having qualified as Executrix of the Estate of Thomas Porter Caldwell, late of 515 Shoreline Drive East, Sunset Beach, North Carolina, 28468, the undersigned does hereby notify all persons, firms, and corporations having said claims against said estate of said decedent to exhibit them to the undersigned by exhibiting them to Douglas W. Baxley, Resident Process Agent, Baxley and Trest, 114 Cheers Street, P.O. Box 36, Shallotte, N.C. 28459 on or before the 9th day of November, 1994, 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 4th day of August, 1994.
Georgiana S. Bechhold, Executrix of the Estate of Thomas Porter Caldwell
Douglas W. Baxley, Resident Process Agent
BAXLEY and TREST
P.O. Box 36
Shallotte, N.C. 28459
(910) 754-6582
Aug. 25

ESTATE NOTICE

The undersigned, having qualified as Administrator of the Estate of Otte Elizabeth C. Ray, 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 11th day of November, 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 4th day of August, 1994.
Gennis Richard Tedder, Administrator of the Estate of Otte Elizabeth C. Ray
Rt. 2, Box 228
Whiteville, N.C. 28472
Sept. 1

Legal Notices

FILE NO. 94 SP 122 NOTICE OF SUBSTITUTE TRUSTEE'S FORECLOSURE SALE OF REAL PROPERTY

Under and by virtue of the power and authority contained in that certain Deed of Trust executed and delivered by Roger D. Wither and wife, Emma Jean Wither dated December 28, 1992, and recorded in the Office of the Register of Deeds for Brunswick County, North Carolina, in Book 911, Page 966, and because of default having been made in the payment of the indebtedness secured by said Deed of Trust and failure to do and perform the stipulations and agreements therein contained, and pursuant to demand of the Owner and Holder of the indebtedness secured by said Deed of Trust, the undersigned Substitute Trustee will expose for sale at public auction to the highest bidder for cash, the property herein described, to wit:

BEING all of Lot 14, Block 2, of the North Tanglewood Subdivision, according to a map prepared by Jan K. Dale, R.L.S., June 11, 1972, recorded in Map Book 11, Page 29, of the Brunswick County Registry at Bolivia, North Carolina.
Address of Property: 2090 Lott Street SW, Supply, NC 28462.

Present Record Owner: Roger D. Wither and wife, Emma Jean Wither.
The terms of the sale are that the real property herebefore described will be sold for cash to the highest bidder and that the undersigned may require the successful bidder at the sale to immediately make a cash deposit in the amount of five percent (5%) of the amount of the bid not to exceed seven hundred fifty dollars (\$750.00).

The real property hereinabove described will be sold subject to any superior liens, including taxes and special assessments. The sale will be held open ten (10) days for upset bids as by law required.
Date and Hour of Sale: August 17, 1994 at 12:00 noon.
Place of Sale: Brunswick County Courthouse.

Date of this Notice: July 28, 1994.
Chris Webster,
Substitute Trustee
P.O. Box 345
Shallotte, N.C. 28459
910 754-6786
Aug. 11

NOTICE TO CREDITORS AND DEBTORS OF VICTOR O.B. SLATER, JR.

Irma H. Slater, having qualified as Executrix of the Estate of Victor O.B. Slater, Jr., late of 447 Deer Path, Catabach, 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 447 Deer Path, Catabach, N.C. 28467 on or before the 16th day of November, 1994, 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 11th day of August, 1994.
Irma H. Slater, Estate of Victor O.B. Slater, Jr.
BAXLEY and TREST
Attorneys for the Executrix
P.O. Box 36
Shallotte, N.C. 28459
910-754-6582
Sept. 1

Legal Notices

ESTATE NOTICE
The undersigned, having qualified as Administratrix of the Estate of Patrick Benny Moore, 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 4th day of November, 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 11th day of July, 1994.

Gail M. Reaves, Administratrix of the Estate of Patrick Benny Moore
820 Calabash Rd. NW
Calabash, N.C. 28467
Aug. 25 pd.

STATE OF NORTH CAROLINA COUNTY OF BRUNSWICK EXECUTRIX NOTICE

I, the undersigned, having qualified as Executrix of the Estate of Odessa Holden Paden, deceased, late of Brunswick County, North Carolina, this is to notify all persons having said claims against said estate to present them to the undersigned at 720 Market Street, Wilmington, North Carolina 28401, on or before the 27th day of October, 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 4th day of August, 1994.

Karen Paden Boyle, Executrix
720 Market Street
Wilmington, N.C. 28401
Aug. 25

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Sherman L. Kohlway, 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 4th day of November, 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 1st day of August, 1994.
Sandra D. Kohlway, Executrix of the Estate of Sherman L. Kohlway
2807 Jamie Lane
Supply, N.C. 28459
Aug. 25 pd.

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of Anthony Earl Benton, 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 4th day of November, 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 27th day of July, 1994.
Sandra Lee Benton, Administratrix of the Estate of Anthony Earl Benton
270 Hickman Rd., N.W.
Shallotte, N.C. 28459
Aug. 25

Call 754-6890 for Quick Results

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE BRUNSWICK COUNTY ZONING ORDINANCE

A Public Hearing will be held by the Brunswick County Board of Commissioners on August 15, 1994 at 5:30 P.M. in the Commissioners' Chambers at the County Government Center to consider changing the zoning in the area shown on the maps from R-7500 (Low Density Residential) to R-6000 (Medium Density Residential). The change, if approved, would allow a higher density development and permit "single-wide" mobile homes. For more information, call the Brunswick County Planning Department at 910-253-4361 or 800-621-0609.

Joyce Johnson, Interim Clerk
Brunswick County Board of Commissioners

