

# LAW For Laypersons

## Missing Persons, Part VI

North Carolina law covers the typical situation in which a breadwinner suddenly disappears and the spouse and children are left without means to support themselves independently from the assets left behind by the missing breadwinner. The North Carolina General Statutes provide for the appointment of a receiver who has power to preserve and manage the missing person's estate and, in the proper case, to take care of his dependents.

The law also provides for the termination of the receivership

when it is evident that the missing person will not return so that his property can pass as if he were dead.

Suppose, however, that the judge has entered a decree that the missing person's interest has ceased and passed on to others by reason of his failure to appear and make a claim for his property. After his estate is distributed as if he were dead, the missing person turns up, alive and well! What a shock!

North Carolina fortunately provides for the situation when the missing person comes back after all hope of his returning has pass-

ed. Section 28C-19 establishes an absentee insurance fund for those persons who reappear after their property has been distributed.

The treasurer of the state manages this insurance fund and places money in it by deducting five percent of the total value of all property which is distributed either by the judge declaring that the absentee person must be dead or by the judge declaring that the absentee person, not having appeared after five years, has lost all interest in the property.

The treasurer is required to retain these funds, invest and

reinvest them in a separate fund, and add all interest or other earnings back to that fund.

If a person whose estate has already been distributed suddenly reappears, he may make a claim for reimbursement from this fund by filing suit in the Superior Court of Wake County within three years from the time of his return.

Assuming that the Superior Court does find that his claim is rightful, it may require the treasurer to pay the claimant a part of the accumulated funds as the judge believes to be fair, adequate and reasonable under the circumstances.

## Sandhills Board Honors Mrs. McNeill

When the Board of Trustees of the Sandhill Regional Library system held its regular meeting at Ellerbe Springs Restaurant on January 26, a resolution was adopted in appreciation of the service of Mrs. J.L. McNeill.

Mrs. McNeill resigned due to personal reasons after serving since 1975 on the board. She will continue to serve on the local board. The Hoke County Commis-

sions recently appointed Palmer Willcox of Raeford to fulfill the unexpired term of Mrs. McNeill. He was welcomed to the fifteen member board, which represents member counties of Anson, Hoke, Montgomery, Moore and Richmond.

Mrs. Grace Andrews and Miss Jeanette McLaughlin, along with Mr. Willcox, now represent Hoke on the regional library board.



**ADOPTABLE BASSETT** -- This 2-year-old male, half Basset Hound, is at the Hoke County Dog Pound and would make a good pet and watch dog, says William Hales, county dog warden. Anyone interested can reach Hales through the County Health Department. Other models of pooch are available also at the pound.



**COLLIE TYPE** -- This male Collie and ????, about 5 months old, could use a good home and be a good pet. Call William Hales, county dog warden, at the County Health Department, if interested. Other dogs, including puppies, of various breeds are at the pound and needing good homes.

## Library News

### DISPLAY

Mr. Ozel Hester is showing his ceramic, Western, scene in the library foyer display case. His work is very expertly done and much credit goes to Mrs. Elizabeth Jones, teacher and owner of "Chick Ceramics" where he learned through Sandhills college classes.

Much appreciation goes to Mrs. Jones for showing and finding others to show their work for your enjoyment.

### "THE FABULUS FUNNIES"

Upchurch Junior High School presents "The Fabulus Funnies". This title was used to introduce the program by the Multi-Handicapped classes at Upchurch Junior High School when they presented same at The 34th Annual Conference on Exceptional Children - 1982, in Charlotte, N.C. Teachers, Mrs. Carolyn Pagon, Mrs. Vickie Wright, along with 4 youngsters, Lynn Brock, Patricia Jones, Billy Hazeldon, and Earl Jones received certificates of participation for their many hours of hard work.

The presentation consisted of costumed performances of "Garfield" Patricia Jones, "Raggedy Ann" Lynn Brock, "Kermit" the frog Billy Hazeldon, and "Charlie Brown" Earl Jones.

Having seen some of the performances these young folks can do; it would have been very special for them to have received some award along with their certificates. To see their faces while they are performing is such a reward for audiences, families, and teachers. These young performers really put their best foot forward to give all they have and through their audiences' enjoyment they receive the greatest reward of making others laugh if only for a little while. If joy is contagious, you most certainly feel this when you are in the presence of these happy youngsters. Ask to see some of their performances some time. This would delight them and their very special teachers. Special Education, of course, has to get some of its name from the very special teachers who work with these classes.

They deserve your support and good wishes.

A display of the large book of "Funnies" is here at the library along with pictures of the performance as it was done in Charlotte. Many have enjoyed this display and some have taken time to read the funnies to their little ones.

### TRUSTEES

Hoke County Library is honoring the Library Board Members

## Tax Questions Solved On 24-hour Tax Line

North Carolina taxpayers who need answers to their tax questions at any hour of the day may use the new Internal Revenue assistance program, called "Tele-Tax."

The recorded information service is available to taxpayers with pushbutton telephones 24 hours a day, 7 days a week, all year long, the IRS said.

To use any of the 141 tapes, the taxpayer calls one of these four numbers: Charlotte - (704) 371-6352, Greensboro - (919) 378-5172, Raleigh - (919) 755-1498, and Winston-Salem - (919) 761-3136.

Recorded instructions will be

and Trustees this month and next and have put pictures up of the current members so you can see and know them. All members were honored and pictures were taken at the January meeting; refreshments were served. We appreciate their help in our needs.

### CLASSES

Income Tax classes were dropped for lack of participation but Mrs. Zulma Pratt is still very actively involved with her quilting classes. Many, many lovely quilts are being made and I dare say, "They are not all like the ones Grandma use to make". So very many variations of some old patterns and many new ones have been introduced to these ambitious ladies by an expert in Mrs. Pratt, who constantly works away on something in the quilting to be shown for her next class.

### TAX LISTERS

The Tax Listers have been working away and are now all finished here in the library for another year. If you are a late comer you will be directed to the Courthouse Annex. This has seemed a very short January and many may not have gotten to town to perform this task.

Again, we will miss the ladies when they are gone. We have sold many of our old books, added to our patronage, and met new folks who have come in to list taxes and then on in to the library.

### NEW BOOKS IN LIBRARY

The following is a list of new books received this week by the Hoke County Public Library, a member of the Sandhill Regional Library System. They are available at the Hoke County Public Library and bookmobile in Raeford.

### ADULT FACT

Carroll, Peter N. - The Ballad of John and Yoko, It Seemed Like Nothing Happened

### ADULT FICTION

Hodge, John A. - The Lost Garden Knowles, John - Separate Peace Mansfield, Helene - Contessa Woodiwiss, Kathleen E. - A Rose In Winter Yorke, Margaret - Devil's Work

### BOOKMOBILE SCHEDULE

Feb. 7 WAYSIDE -- Cleve Newton, Doris Lyle, Lois Wooding, Violet Turley, Louise Plummer, Nancy Mason, Nancy Dean, Virginia McCall, Claire Everette.

Feb. 9 PHILIPPI & ROCKFISH -- Clara Wood, Isabell Bundy, Ruby Halstead, Kathy Wright, Woody Ferrell, Kim Wright, Barbara Ann Ward, Gladys Cummings, Nancy Molchan.

given as how to punch in the tape number desired. Access telephone numbers, tape numbers and topics are listed in Publication 910, "Taxpayer's Guide to IRS Information and Assistance," or Publication 1163, "Tele-Tax," both free from the IRS and at many banks and libraries.

Topics covered in the tape series include filing requirements, itemized deductions, tax credits, dependents and adjustments to income, the IRS said.

If a taxpayer calls from outside the local dialing area of the four North Carolina cities mentioned above, there will be a long distance charge.

## You and Your Pet

### FLEA PROTECTION AND CONTROL AN INDIVIDUAL THING

Dear Doctor: What kind of flea protection do you recommend? Do you approve of flea collars or do you think the spray is the best? If so, how many times should you use the spray? And please let us know if you find anything that will help our dogs down here with their skin allergy or whatever it is.

My little pet scratches all the time; it seems to be centered down her spine and down her tail.

Answer: Products recommended for flea control and prevention vary from pet to pet depending on a number of factors. For instance, you wouldn't suggest the same chemicals or products for an apartment-dwelling dog as you would for a dog housed in a kennel. Collars and sprays have their uses.

However, a single product that gives complete protection has yet to be developed but a new pill now on the market has possibilities.

In the meantime, riding both the pet and the environment of fleas is the only effective procedure.

As for your pet's itching, fleas are not the only cause of skin allergies. Detective work on the part of you and your veterinarian will be needed to pin down the cause.

Dear Doctor: I have a four-year-old female foreign white Siamese

## Deaths & Funerals

### Duncan Gillis

Duncan Alexander (Zan) Gillis, 79, of Route 4, Fayetteville, N.C. died January 30.

He is survived by his wife, Mrs. Dorothy Frances Gillis; one son, William John Gillis of the home; one brother, James A. Gillis, Fayetteville, Rt. 4.; two sisters, Mrs. Leslie Gillis McKethan, Fayetteville, Rt. 4; Mrs. Anna Lee Gillis Maxwell, Raeford.

He was an Elder and life long member in Galatia Presbyterian Church.

He was a farmer in Seventy-First Township.

### Miss Mabel Powell

Miss Mabel F. Powell, 79, died Sunday.

Memorial services were conducted Monday morning in Parkers United Methodist Church by the Rev. Russell Knowles. Burial was in Forest Lawn Cemetery of Richmond, Va.

Surviving is a sister, Mrs. B.E. Richardson of Richmond.

**FIRST HOMESTEADER.** The first homestead under the Homestead Act was taken by Daniel Freeman, a Union soldier, on January 1, 1863, near Beatrice, Kansas.

cat. Last year we had her spayed and since then her left eye runs all the time. We asked the veterinarian why but he didn't know. I don't want her going blind in that eye.

I'm getting worried about her. Answer: The running eye and the surgery probably are coincidental. Ask your veterinarian to refer you to a doctor who specializes or has a special interest in ophthalmology or eye problems.

Dear Doctor: one of my young cats has a tail that curls over her body like a squirrel's. She is healthy, playful and friendly just like any other cat except for her tail. I noticed when she was real young that the tail sort of started curling. Why?

Answer: The curling tail apparently is not due to an injury but may be an accident of nature. It is unusual. However, it is not a medical problem. If your pet were a show cat, surgery at the base of the tail could straighten out the problem.

### LEGALS

IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 83-E-3

STATE OF NORTH CAROLINA HOKE COUNTY

### EXECUTOR'S NOTICE

Having qualified as Executrix of the estate of Lillie Mae Shaw of Hoke County, North Carolina, this is to notify all persons having claims against the estate of said Lillie Mae Shaw to present them to the undersigned within 6 months from date of the publication of this notice or same will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 18th day of January 1983.

Lillie Belle Graham P.O. Box 517 Raeford, N.C. 28376 41-44C

NOTICE OF FORECLOSURE

NORTH CAROLINA HOKE COUNTY

UNDER AND BY VIRTUE OF THE POWER OF SALE contained in a certain deed of trust made by HALBERT BROWN and wife, MAMIE LUCILLE BROWN to LLOYD K. SWARINGEN, Trustee, dated the 22nd day of June, 1977, and recorded in Book 199, Page 435, Hoke County Registry, default having been made in the payment of the note thereby secured and the holder having directed that the deed of trust be foreclosed, the undersigned Trustee will offer for sale, at the Courthouse door, in the City of Raeford, North Carolina, at Twelve (12:00) o'clock Noon on

### LEGALS

February 15, 1983 and will sell to the highest bidder, for cash, a residence situate on and together with the following real estate, in Raeford Township, Hoke County, North Carolina, and being more particularly described as follows:

BEGINNING at a stake in the west side of the extension of North Main Street 150 feet South of the corner of S.J. Cameron Lot #2 and 450 feet South of the intersection of the extension of North Main Street and the turnpike road; and runs South as North Main Street 50 feet to a stake; thence North 86 degrees 30 minutes West 150 feet to a stake; thence North parallel with North Main Street to a stake; thence South 56 degrees 30 minutes West 150 feet to the point of beginning.

This conveys one-half of Lot #20 and one-half of Lot #21 of Florie Cameron property - Map Book 2, Page 251.

This sale is made subject to all taxes, prior liens or encumbrances of record against said property and recorded releases, if any.

A cash deposit of 10% of the purchase price will be required at the time of the sale.

This the 17th day of January, 1983.

LLOYD K. SWARINGEN, Trustee  
BLACKWELL, THOMPSON, SWARINGEN, JOHNSON & THOMPSON, P.A.  
Attorneys at Law  
Post Office Box 469  
300 Dick Street - Heritage Square  
Fayetteville, North Carolina 28302  
Telephone: (919) 483-5176

IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 83-E-1

STATE OF NORTH CAROLINA HOKE COUNTY

### EXECUTRIX NOTICE

Having qualified as Executrix of the estate of Peter S. Sawyer of Hoke County, North Carolina, this is to notify all persons having claims against the estate of said Peter S. Sawyer to present them to the undersigned within 6 months from date of the publication of this notice or same will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 10th day of January, 1983.

Louise B. Sawyer 206 Patterson St. Raeford, N.C. 28376 39-42C

### NOTICE OF SALE

NORTH CAROLINA, HOKE COUNTY

Under and by virtue of the power of sale contained in a certain deed of trust executed by WILLIAM H. GILL and wife, BETTY H. GILL, to WILLIAM L. MOSES, Trustee, dated the 10th day of November, 1980, and recorded in Book 217, Page 098, in the Office of the Register of Deeds for Hoke County, North Carolina, 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, and the Clerk of Court granting permission for the foreclosure, the undersigned trustee will offer for sale at public auction to the highest bidder for cash at the Courthouse door in Raeford, North Carolina, at 10:30 a.m. on the 14th day of February, 1983, the land, as improved, conveyed in said deed of trust, the same lying and being in Raeford Township, Hoke County, North Carolina, and being more particularly described as follows:

TRACT I: Beginning at an iron stake where the southern margin of Prospect Avenue intersects with the eastern margin of Weaver Street and running thence S 88-00 E 193 feet to a stake; thence S 2-00 W 107.5 feet to a stake; thence N 88-00 W 193 feet to an iron stake in the eastern margin of said Weaver Street; thence N 2-00 E 107.5 feet along the margin of Weaver Street to the beginning point.

This being a portion of that property conveyed by deeds recorded in Book 118, Page 161, Book 87, Page 329 and Book 106, Page 306, Hoke County Registry.

Tract II: Lying and being in Raeford Township, Hoke County, North Carolina, and BEGINNING at the Northeast corner of Elwood Avenue (called in deed from J.W. McLaughlin, dated March 6, 1900, Portland Avenue) and Highland Street at their crossing and runs with east edge of Highland Street

### LEGALS

North 4 chains and 20 links to Rockfish Avenue. Then East with the south edge of Rockfish Avenue 2 chains and 38 links to a stake. Then South 4 chains and 20 links to a stake in the north edge of Elwood Avenue. Then West with Elwood Avenue 2 chains and 38 links to the beginning, containing one acre, more or less.

Five percent (5) of the amount of the highest bid must be deposited with the Trustee pending confirmation of the sale.

Dated this 17th day of January, 1983.

William L. Moses, Trustee  
Post Office Drawer 688, 127 W. Edinborough Ave. Raeford, N.C. 28376 (Tel. 919-875-2137) 41-42C

STATE OF NORTH CAROLINA COUNTY OF HOKE IN THE GENERAL COURT OF JUSTICE 83 CVD 12

NOTICE OF SERVICE OF PROCESS BY PUBLICATION SAFEWAY FINANCE CORPORATION OF NORTH CAROLINA, Plaintiff vs. WILLIAM CEPHES HAMILTON and wife, LOLA HAMILTON, Defendants

TO: William Cephes Hamilton and wife, Lola Hamilton, the above-named defendants: Take notice that a pleading seeking relief against you has been filed in the above-entitled action, wherein the plaintiff is seeking a judgment against you for money loaned.

You are required to make defense to such pleading not later than the 2nd day of March, 1983, said date being forty days from the date of the first publication of this notice, at the Office of the Clerk of Court of Hoke County, North Carolina, in the Courthouse in Raeford, and upon your failure to do so, the party seeking service and relief against you will apply to the Court for the relief sought.

This, the 17th day of January, 1983.

William L. Moses Attorney for the Plaintiff 127 West Edinborough Avenue Raeford, North Carolina 28376 Telephone: (919) 875-2137 39-41C

**PUBLIC NOTICE**  
The Sandhills Center for Mental Health, Mental Retardation and Substance Abuse Services Annual Evaluation Report for Fiscal 1981-1982 is now available for review by the public. The report may be reviewed at the Area Office located in Seven Lakes Village, West End, NC. 41C

**NOTICE**  
Sandhills Center for Mental Health, Mental Retardation, and Substance Abuse Services Bids will be received by the Sandhills Center for a 1983 Station Wagon (eight passenger). Bids will be opened in the conference room of the Administrative Building located at Seven Lakes, West End, NC on February 16, 1983 at 10:00 a.m. For additional information and a copy of the bid package, please contact:

Judy K. Gilmore Business Manager Sandhills Center for Mental Health, Mental Retardation, and Substance Abuse Services P.O. Box 457 West End, North Carolina 27376 Telephone: (919) 673-9111

**STATEMENT OF NON-DISCRIMINATION**  
Sandhills Center for Mental Health, Mental Retardation and Substance Abuse Services agrees to comply with Section 504 of the Rehabilitation Act of 1973, as amended in applicable HEW regulations.

Sandhills Center complies with all requirements of Title VI of the Civil Rights Act of 1964. Services shall be made available by the area Mental Health authority staff to all residents of our catchment area without regard to age, race, color, religion, sex, national origin, social and economic status, physical or mental disability, duration of residence, and ability to pay.

All applicants for employment shall be considered and hired on the basis of merit, without regard to race, color, religion, sex, or national origin. The employment practices shall insure equal treatment of all employees without discrimination in rates of pay or of other opportunities for advancement because of the employee's race, color, religion, sex or national origin. 41C