

LEGAL NOTICES

NOTICE OF RE-SALE
JOHN EARL CHESTNUT
AND KENNETH R. SAVAGE, CO-ADMINISTRATORS OF THE ESTATE OF E.G. CHESTNUT; ET AL

VS.
CLARABELLE C. HENDERSON ET VIR, VERNON HENDERSON ET AL

Under and by virtue of an Order of Sale dated February 18, 1985, and under and by virtue of an Order of Resale upon an advanced bid dated March 4, 1985, made in the Special Proceeding entitled as above, it being file number 84-SP-142 in the Office of the Clerk of the Superior Court of Duplin County, to which reference is had;

And under and by virtue of an Order of Re-Sale upon an advanced bid made by the Clerk of the Superior Court of Duplin County in said cause on the 24th day of March, 1985, the undersigned commissioner will offer for sale to the highest bidder for cash upon an opening bid of Forty-Two Thousand Seventy-Five Dollars (\$42,575.00), on Monday, April 15, 1985, at the hour of 12:00 O'clock noon at the door of the Duplin County Courthouse in Kenansville, North Carolina, the following described land:

Those certain lands lying and being in Magnolia Township, Duplin County, North Carolina and being that tract of land more particularly described as follows: BEGINNING at the H. Bowden and Heath corner on a spring ditch of Maxwell Swamp and runs down said ditch about South 19 degrees East 17 poles to a stake; thence South 11 West 17 poles to a stake; thence South 22 West 37 poles to where said spring ditch empties into Maxwell Run near the mouth of James Branch; thence up the run of said branch as it meanders the agreed line between Kilby Hollingsworth and H. Bowden about North 63 West 56 poles to a crook on said run near the old ford; thence South 87 West 42 poles to a crook near a large pine; thence North 90 West 2 poles; thence North 36 West 22 poles; thence North 51-1/2 East 15 poles; thence North 15 West 26 poles; thence North 39 West 28 poles to Hollingsworth and H. Bowden's corner on said run; thence North 2 East 129 poles to a gum near and above the old mill; thence down the run of said Mill Branch about North 60 East 39 poles to the run of Armstrong Branch; thence down the run of Armstrong Branch as it meanders about South 50 East 64 poles to a crook on said run; thence about South 70 East 58 poles to the H. Bowden and Mary Faison corner; thence South 60 West 20 poles to a stake; thence down the outside fence about South 35 East 78 poles to a stake; thence with the road South 73 East 21 poles to a crook on the spring ditch of Maxwell; thence down said ditch South 15 East 9 poles to a crook; thence South 27 East 15 poles to a crook; thence about South 3 poles to the beginning, containing 158 acres, more or less.

THIS IS EXCEPTED HOWEVER, FROM THE ABOVE DESCRIBED TRACT THE FOLLOWING: All of those two (2) tracts of land containing 30-3/4 acres each as described in a deed from William H. Chestnut et al, dated January 12, 1921, and recorded in Book 230, Page 88 of the Duplin County Registry.

The above described tract of land is the same tract conveyed to E.G. Chestnut by deed dated October 13, 1972, recorded in Book 737, page 334; by deed dated October 23, 1972, recorded in Book 737, page 331; and acquired by William Henry Chestnut by deed dated November 5, 1904, recorded in Book 102, page 98—all of the Duplin County Registry, to which reference is had.

This re-sale is made subject to the confirmation of the Court in the manner by law prescribed and the highest bidder at said resale will be required to make a cash deposit of ten percent of the first One Thousand Dollars (\$1,000.00) of his bid plus five percent of any excess over One Thousand Dollars (\$1,000.00) as evidence of good faith, and upon the failure of the highest bidder to make said good faith deposit, said lands will immediately be re-offered for sale at said time and place.

This 28th day of March, 1985.

Vance B. Gavin,
 Commissioner

4-11-21-VBG-152

NORTH CAROLINA
DUPLIN COUNTY
 FILE NO. 84 SP 12
IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT
DIVISION

BEFORE THE CLERK
IN THE MATTER OF THE
FORECLOSURE OF THE
DEED OF TRUST EXECUTED BY BUREN VAN BAVEL AND WIFE, ZELLA G. VAN BAVEL, CLIFTON L. MOORE, JR., TRUSTEE, AND COASTAL PRODUCTION CREDIT ASSOCIATION, TO STEWART

B. WARREN, TRUSTEE FOR THE FEDERAL LAND BANK OF COLUMBIA, WHICH SAID DEED OF TRUST WAS ASSUMED BY GLEN VAN BAVEL AND THE SAME RECORDED IN BOOK 807, PAGE 685, OF THE DUPLIN COUNTY REGISTRY; MARY JANE VAN BAVEL; CLIFTON L. MOORE, JR., TRUSTEE; RICHARD L. BURROWS, TRUSTEE; COASTAL PRODUCTION CREDIT ASSOCIATION; FIRST CITIZENS BANK & TRUST COMPANY; R.F. HUMPHREY, II, TRUSTEE; UNITED STATES STEEL CORPORATION (RAWLS FARM SERVICE); CIRCLE J. FARM CENTER.

SEE THE APPOINTMENT OF DAVID T. PHILLIPS AS SUBSTITUTE TRUSTEE AS RECORDED IN BOOK 921, PAGE 287, OF THE DUPLIN COUNTY REGISTRY.

NOTICE OF SUBSTITUTE TRUSTEE'S RE-SALE OF REAL PROPERTY

UNDER AND BY VIRTUE OF an Order of the Clerk of Superior Court of Duplin County, North Carolina, entered in the above-entitled special proceeding 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, and under an Order of Resale entered in this matter on March 22, 1985, the undersigned Substitute Trustee will offer for sale at public auction to the highest bidder for cash at 12 Noon, on Tuesday, April 9, 1985, at the door of the Duplin County

Courthouse (East entrance), located in Kenansville, North Carolina, upon an opening bid in the name of First Citizens Bank and Trust Company, Burgaw Branch Office, in the amount of \$38,900.00, the following described property:

Located in the Town of Wallace, Island Creek Township, Duplin County, North Carolina, and more particularly described as follows: BEGINNING at an iron pipe that is located at the Southwest corner of Lot No. 24 of a revised map of Graham Heights as recorded in Plat Book 218 at Page 140, of the Register of Deeds Office of Duplin County, corner of Alberts Fussell and running thence with the North edge of an 8-foot wide sidewalk area North 86 degrees 50 minutes 30 seconds West 184.40 feet to an iron stake that is located in the East edge of the old Teachys Road (formerly the Graham Road), which said iron stake is also located North 36 degrees 33 minutes 00 seconds East 32.60 feet from the center of a sanitary sewer manhole cover; thence with the North edge of the Teachys Road (formerly the Graham Road) North 13 degrees 20 minutes 00 seconds East 230.34 feet to an iron stake that is located North 64 degrees 35 minutes 00 seconds West 152 feet from the Northwest corner of a concrete block wall pillar; thence South 74 degrees 42 minutes 00 seconds East 178.25 feet to an iron pipe that is located in the West line of Lot No. 25 of the Graham Heights Subdivision; thence South 12 degrees 30 minutes 00 seconds West 255.67 feet to the point of beginning, CONTAINING 1 acre, more or less. And being the land conveyed by Deed of dated May 25, 1967, from Virginia Keene Colwell, to Buren Van Bavel and wife, Zella G. Van Bavel, and recorded in Book 634, Page 16, of the Duplin County Registry.

THE SALE WILL BE MADE SUBJECT TO ALL PRIOR LIENS, UNPAID TAXES (TOWN AND COUNTY), RESTRICTIONS, EASEMENTS OF RECORD, AND ASSESSMENTS, IF ANY.

The record owners of the above-described real property as reflected on the records of the Duplin County Register of Deeds not more than ten (10) days prior to the posting of this Notice are Buren Van Bavel and wife, Zella G. Van Bavel.

Pursuant to North Carolina General Statutes 45-21.10(b), and the terms of the Deed of Trust, any successful bidder will be required to deposit with the Substitute Trustee, immediately upon conclusion of the sale, a cash deposit of ten percent (10%) as evidence of good faith. 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 North Carolina General Statutes 45-21.30(d) [e].

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

This 22nd day of March, 1985.

David T. Phillips,
 Substitute Trustee
 P.O. Box 727
 Kenansville, NC 28349
 4-4-21-P&P-190

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NOTICE OF SALE
STATE OF NORTH CAROLINA
COUNTY OF DUPLIN

Under and by virtue of the power of sale contained in a certain Deed of Trust executed by Oscar Miller and wife, Hattie S. Miller (both deceased), to James O. Buchanan, Trustee, dated the 25th day of July, 1969, and recorded in Book 659, Page 458, in the Office of the Register of Deeds for Duplin 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 Kenansville, North Carolina, at 12:00 Noon, on the 10th day of April 1985, the land, as improved, conveyed in said Deed of Trust, the same lying and being in Smith Township, Duplin County, North Carolina, and being more particularly described as follows:

BEGINNING at an iron pipe on the right-of-way line of Secondary Road No. 1700 a new corner in Jasper Thomas' line, said right-of-way being 30 feet as measured at right angles from the center of same, said beginning being located the following calls from a point in the center of said road directly above the center of an 18 inch concrete culvert: South 86 degrees - 12 minutes East 259.95 feet, South 05 degrees - 15 minutes West 30.00 feet; running thence from said beginning with Jasper Thomas' line South 06 degrees - 15 minutes West 200.00 feet to an iron pipe, a new corner on the right-of-way line of Secondary Road No. 1700; thence with said right-of-way line South 86 degrees - 12 minutes East 100.00 feet to the BEGINNING containing 0.46 acre, more or less, as surveyed during May, 1969.

The above described lot or parcel of land being a portion of the land which was conveyed to W.R. Smith and wife, Georgia E. Smith, by C.E. Quinn and wife, Katie F. Quinn, by a deed recorded in Book 597, Page 274, Duplin County Registry.

The record owners of this property as reflected on the records of the Register of Deeds are Marilyn Miller Gresham, and husband Danny Gresham, Oscar Miller, Jr. and Libby Miller, Carolyn M. Green and husband Donnie Green, Reginald Miller, Mildred Ellis, & husband, Pierre Ellis, Cynthia James Edgett and husband, James Edgett and husband, James Edward Lockett & James Edward Miller, heirs of Oscar Miller.

Terms of the sale, including the amount of the cash deposit, if any, to be made by the highest bidder at the sale, are:

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

Dated this 14th day of March, 1985.

THURMAN E. BURNETTE,
 Trustee, substituted by that instrument recorded in Book 897, Page 670, Duplin County Registry, North Carolina.

4-4-21-WEC-FmHA-124

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