

Legal Notices

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
91 SP 84

IN THE MATTER OF FORECLOSURE OF DEEDS OF TRUST EXECUTED BY ROYLAND N. THOMAS AND WIFE, JONNIE MAE THOMAS, AND ROYLAND THOMAS, INC., DATED MAY 31, 1974, TO MASON H. ANDERSON, TRUSTEE, DEED OF TRUST DATED JUNE 3, 1977, TO LEO JOHNSON, JR., TRUSTEE, AND DEED OF TRUST DATED OCTOBER 9, 1984, TO LEO JOHNSON, JR., TRUSTEE, AS RECORDED IN BOOK 312, PAGE 372, BOOK 374, PAGE 478, AND BOOK 584, PAGE 533, BRUNSWICK COUNTY REGISTRY.

1. DEED OF TRUST BEING FORECLOSED

Pursuant to the terms of the Deeds of Trust executed by Royland N. Thomas and wife, Jonnie Mae Thomas, and Royland Thomas, Inc., to Mason H. Anderson, Trustee and Waccamaw Bank and Trust Company (now United Carolina Bank) ("Lender") filed for record on June 4, 1974, in Book 312, Page 372, of the Brunswick County Registry, deed of trust to Leo Johnson, Jr., Trustee, and Waccamaw Bank and Trust Company (now United Carolina Bank) filed for record on June 7, 1977, in Book 374, Page 478, of the Brunswick County Registry, and deed of trust to Leo Johnson, Jr., Trustee, and United Carolina Bank, filed for record on October 10, 1984, in Book 584, Page 533, of the Brunswick County Registry, and pursuant to the Order of the Clerk of Superior Court of Brunswick County, North Carolina, entered, on April 23, 1991, in the above-captioned foreclosure proceeding the undersigned, David T. Phillips, Substitute Trustee, will offer for sale at public auction the property described below.

2. PROPERTY TO BE SOLD

The property to be sold is the real and personal property, and all improvements, situated in Brunswick County, North Carolina described in the above-referenced Deeds of Trust (the "Property") and as shown as follows:

Located in Shallotte Township, Brunswick County, North Carolina.

TRACT ONE: BEGINNING at an iron stake on the south side of Highway 1163, formerly known as the old-Wilmington and Georgetown Road, 30 feet from center, said beginning point being 220.6 feet from where the southern right-of-way line of Highway 1163 intersects the center of Highway 1166 as measured along the southern right-of-way line of Highway 1163 a westerly course; runs thence with Waban Thomas' line South 4 degrees 30 minutes East 296.7 feet to an iron stake; thence South 83 degrees 15 minutes West 163 feet to an iron stake in Vinson Simmons' east line of his home tract; thence with his line North 7 degrees 40 minutes West 195.8 feet to an iron stake; thence East 0 degrees 87.8 feet to an iron stake; thence North 0 degrees 121 feet to an iron stake on the south side of Highway 1163, 30 feet from center; thence East 0 degrees 78.4 feet to the point of beginning, containing 94 of an acre. And being the same lands described in that certain deed dated January 28, 1964, from C. F. Thomas, Widower, to Nallie Thomas recorded in Book 109 at Page 190 of the Brunswick County Registry.

TRACT TWO: BEGINNING at an iron corner in the center of Highway 1163 formerly known as the old Wilmington and Georgetown Road; said beginning point also being Ivey High's northwest corner of a lot where his cafe is now located; and also being 120 feet from where the center of Highway 1166 intersects the center of Highway 1163 as measured along the center of Highway 1163 a westerly course; runs thence South 11 degrees 50 minutes East 132.4 feet to an iron stake; thence South 78 degrees 10 minutes West 30 feet to a large spruce pine a marked corner; thence South 11 degrees 50 minutes East 110.5 feet to an iron pipe; thence West 0 degrees 92 feet to an iron pipe; thence North 4 degrees 30 minutes West 242.9 feet to the center of Highway 1163; thence with the center of said highway East 0 degrees 100 feet to the beginning, containing one-half of an acre, more or less. And being the same lands as described in that certain deed dated March 12, 1968, from Waban Thomas, et ux to Nallie Thomas, et ux, and duly recorded in the Office of the Register of Deeds of Brunswick County, North Carolina.

The above tracts include the property at Calabash, North Carolina, where the seafood restaurant is located.

PUBLIC NOTICE

The Town of Calabash is asking for bids to lay approximately 112 ft. of 15 inch concrete pipe and 2 drop inlets per standard 840. 15c Rev.

Copies of plans can be picked up at Calabash Town Hall during normal office hours.

Bids will be received thru May 24th and will be opened on Tuesday, May 28, 1991 at 7:30 p.m.

Janet Thomas, Town Clerk

NOTICE OF PUBLIC HEARING AMENDMENT TO THE TOWN OF SHALLOTTE ZONING ORDINANCE

Notice is hereby given, pursuant to Section 160A-364 of the North Carolina General Statutes, that a public hearing will be held on May 15, 1991, at 7:30 p.m. at the Shallotte Town Hall to receive oral or public comments regarding the following amendment to the Zoning Ordinances of the Town of Shallotte, North Carolina: Conditional uses allowed in R-15 Residential Districts shall be: golf, swimming and tennis clubs provided they comply with the requirements in Section 12 and provided swimming and tennis clubs be located on parcels of land not less than one (1) acre in size; planned residential developments as prescribed in Section 17; cemeteries as prescribed in Section 12; children's day care facilities as prescribed in Section 12; and Class A manufactured homes.

Mary Etta Hewett, Town Clerk
Town of Shallotte

Legal Notices

3. TIME AND PLACE OF SALE
The sale will be held on May 29, 1991, at 12:00 noon at the door of the Brunswick County Courthouse, Bolivia, Brunswick County, North Carolina.

4. RECORD OWNER OF REAL PROPERTY
The record owner of the Property as reflected on the records of the Brunswick County Register of Deeds no more than ten (10) days prior to the posting of this notice is Royland Thomas and wife, Jonnie Mae Thomas, and Royland Thomas, Inc.

5. TERMS OF SALE

The successful bidder of the sale will be required to deposit with the Substitute Trustee immediately upon the conclusion of the sale a cash deposit of ten percent (10%) of the amount of the bid up to and including One Thousand Dollars (\$1,000.00), plus five percent (5%) of any excess over One Thousand Dollars (\$1,000.00). The successful bidder is required to pay the full balance of the purchase price in cash or certified check when the Substitute Trustee tenders him a deed for the Property. Should the successful bidder fail to pay the full amount of the purchase price so bid at the time, he shall remain liable on his bid as provided for in the North Carolina General Statutes. The sale will be open for ten (10) days for upset bids as required by law. The sale will be made subject to all prior liens, unpaid taxes, assessments, restrictions, easement and right-of-way of record, if any.

This 12th day of March, 1991.
David T. Phillips, Substitute Trustee
Post Office Box 727
Kenansville, NC 28349
Telephone: (919) 296-0923
May 23

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
91CVD167
KENNETH O. COBLE, JR.
VS
ROGER MIKE NEAL
NOTICE OF SALE

TAKE NOTICE that under and by virtue of authority executed by judgment, the Brunswick County Sheriff's Department, Bolivia, North Carolina will offer for sale at Public Auction to the highest bid in cash the real property recorded in Book 743 Page 255 in the Register of Deeds of Brunswick County in Bolivia, N.C. The Auction will be held at the Brunswick County Courthouse Door in Bolivia, NC, at 12:00 Noon on May 17, 1991. The successful bidder will be required, at completion of the auction, to deposit with the undersigned a cash deposit equal to ten percent (10%) of the first \$1,000.00 bid plus five percent (5%) of the bid in excess of \$1,000.00.

This property being all of the rights and titles of Roger Mike Neal being in Lockwood Folly Township more particularly described in Book 743 Page 255 in the Register of Deeds of Brunswick County.
G.S. 1-339.51.
The sale will be made to the highest bidder for cash.
This sale subject to all liens.
Dated and posted this 10th day of April.
John C. Davis, Sheriff
Brunswick County
253-4321
May 16

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
NOTICE OF SERVICE
OF PROCESS BY PUBLICATION
In Brunswick County Superior Court
In the Office of the
Clerk of Superior Court
90 SP 103

CECELIA LOU TRIPP BORDEAUX,
ET AL V. DAUGHTRIDGE
EDGEBERT TRIPP, ET AL
TO: CASSIE RUSS FARMER

Take notice that a pleading seeking relief against you as a respondent has been filed in the above-entitled Special Proceeding. The nature of the relief being sought is as follows: A Petition for Partition has been brought in the Brunswick County Superior Court (Special Proceeding with the Clerk), that would bring about a sale or division of the lands and premises in Brunswick County, known as the Tripp Estate, of which you are an heir.

You are required to make defense to such pleading not later than June 18, 1991 and upon your failure to do so, the parties (Petitioners) seeking service against you will apply to the court for the relief sought.

This the 8th day of May, 1991.
J.L. Seay, Jr.
Poisson, Barnhill & Britt
20 South 5th Avenue
P.O. Box 807
Wilmington, NC 28402
(919)762-2697
Attorney for the Petitioners
May 23

Legal Notices

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
91 SP 85

IN THE MATTER OF FORECLOSURE OF A DEED OF TRUST EXECUTED BY ROBERT L. ADAMS AND WIFE, TOMMIE C. ADAMS, DATED AUGUST 29, 1988, TO JAMES P. MCGOWAN, TRUSTEE, AS RECORDED IN BOOK 744, PAGE 235, BRUNSWICK COUNTY REGISTRY.

NOTICE OF FORECLOSURE SALE

1. DEED OF TRUST BEING FORECLOSED

Pursuant to the terms of the Deed of Trust executed by Robert L. Adams and wife, Tommie C. Adams, to James P. McGowan, Trustee and United Carolina Bank ("Lender") filed for record on September 2, 1988 in Book 744, Page 235, of the Brunswick County Registry, and pursuant to the Order of the Clerk of Superior Court of Brunswick County, North Carolina, entered, on April 23, 1991, in the above captioned foreclosure proceeding the undersigned, Richard L. Burrows, Substitute Trustee, will offer for sale at public auction the property described below.

2. PROPERTY TO BE SOLD

The property to be sold is the real and personal property, and all improvements, situated in Brunswick County, North Carolina described in the above referenced Deed of Trust (the "Property") and as shown on the attached Exhibit "A" incorporated by reference:

EXHIBIT "A"

Located in Ocean Isle Beach, Shallotte Township, Brunswick County, North Carolina. Being all of Lot 19, Block 7, Section A, Ocean Isle Beach as recorded in Map Cabinet H, Page 375, of the Office of the Register of Deeds of Brunswick County, North Carolina.

3. TIME AND PLACE OF SALE

The sale will be held on May 29, 1991, at 12:00 noon at the door of the Brunswick County Courthouse, Bolivia, Brunswick County, North Carolina.

4. RECORD OWNER OF REAL PROPERTY

The record owner of the Property as reflected on the records of the Brunswick County Register of Deeds no more than ten (10) days prior to the posting of this notice is Robert L. Adams and wife, Tommie C. Adams.

5. TERMS OF SALE

The successful bidder of the sale will be required to deposit with the Substitute Trustee immediately upon the conclusion of the sale a cash deposit of ten percent (10%) of the amount of the bid up to and including One Thousand Dollars (\$1,000.00), plus five percent (5%) of any excess over One Thousand Dollars (\$1,000.00). The successful bidder is required to pay the full balance of the purchase price in cash or certified check when the Substitute Trustee tenders him a deed for the Property. Should the successful bidder fail to pay the full amount of the purchase price so bid at the time, he shall remain liable on his bid as provided for in the North Carolina General Statutes. The sale will be open for ten (10) days for upset bids as required by law. The sale will be made subject to all prior liens, unpaid taxes, assessments, restrictions, easement and right-of-way of record, if any.

This 12th day of March, 1991.
Richard L. Burrows, Substitute Trustee
Post Office Box 816
Wallace, North Carolina 28466
Telephone: (919) 285-3600
May 23

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Kurt H. Arnold, deceased, late of Brunswick County, this is to notify all persons having claims against the estate to present them to the undersigned on or before the 9th day of November, 1991, 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 9th day of May, 1991.
Helen L. Arnold, Executrix of the Estate of Kurt H. Arnold, deceased
Ramos & Lewis, Attorneys at Law
P.O. Box 2019
Shallotte, NC 28459
(919)754-7557
May 30

Legal Notices

NOTICE OF FORECLOSURE SALE
Under and by virtue of the power of sale a certain Deed of Trust executed by James Luther Smith and wife, Deborah Smith to Robert Wayne Long, Substitute Trustee, and recorded in Book 708, Page 827, in the Office of the 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 Substitute 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 17th day of May, 1991, 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:

FOR A TIE LINE TO THE BEGINNING POINT, begin at the intersection of the centerlines of S.R. 1338 and S.R. 1339; thence North 48 degrees 05 minutes 55 seconds East 1993.24 feet to a PK nail in the centerline of said S.R. 1339; thence North 50 degrees 13 minutes 30 seconds East 63.49 feet to a PK nail in the centerline of said S.R. 1339; thence North 28 degrees 51 minutes 31 seconds West 29.00 feet to a new iron pipe (NIP) THE PLACE AND POINT OF BEGINNING.

FROM THE BEGINNING POINT AS THUS DESCRIBED, thence North 28 degrees 51 minutes 31 seconds West 290.00 feet to a new iron pipe (NIP) thence North 49 degrees 16 minutes 01 seconds East 316.46 feet to a new iron pipe (NIP); thence South 25 degrees 55 minutes 28 seconds East 290.00 feet to a new iron pipe (NIP) in the northern edge of said S.R. 1339; thence a chord along the northern edge of said S.R. 1339 (approximately South 48 degrees 37 minutes 01 seconds West) 302.03 feet to THE PLACE AND POINT OF BEGINNING and being Tract 1, containing 2.00 acres, more or less, as surveyed by Phillip Gregory Tripp, R.L.S., on June 20, 1987, a map of which survey is recorded in Map Cabinet S, at Page 57 of the Brunswick County, North Carolina 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 23rd day of April, 1991.

Robert Wayne Long
Substitute Trustee
May 16

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 May 14, 1991, applicant Francis T. Maser applied for a CAMA minor development permit to construct a 4-BR, 3-bath home at Lot 117, Holden Beach West, 1314 Ocean Blvd. West.

The application may be inspected at the below address. Public comments received by May 23, 1991, 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.

D.E. Carroll
Local CAMA Permit Officer
110 Rothschild Street
Holden Beach, NC 28462
(919)842-6080/842-6488
May 16

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of James Franklin Clemmons, Jr., deceased, late of Brunswick County, this is to notify all persons having claims against the estate to present them to the undersigned on or before the 25th day of October, 1991, 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 15th day of April, 1991.
Thelma D. Clemmons,
Administratrix of the Estate of James Franklin Clemmons, Jr.
P.O. Box 432
Leland, NC 28451
May 16 pd.

Legal Notices

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 Thomas M. Wyrick and Ann F. Wyrick dated June 2, 1984 and recorded in the Office of the Register of Deeds for Brunswick County, North Carolina, in Book 537, Page 1037 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 Unit Week(s) 51 located in Building B, Unit B-4 of the Dunes I Condominium, together with a 1/50 undivided interest in the Condominium Unit and its common furnishings for each Unit Week at the expiration of the Interval Ownership Regime. The Condominium Master Declaration is recorded in Deed Book 482, Page 784 and the plans for the Condominium Unit appear in Condominium Ownership File I, Pages 102 through 107. The Master Declaration of Interval Ownership (Time Share Plan) appears in Deed Book 525, Page 500 through 523 of the Brunswick County Registry. These Unit Week(s) together with the 1/50 undivided interest herein described (for each Unit Week) are specifically subject to and bound by the above recited Declarations.

Address of Property: Unit 51, Building B, Unit B-4, Dunes I Condominium
Present Record Owner(s): Thomas M. Wyrick and Ann F. Wyrick.
The terms of the sale are that the real property hereinbefore described will be sold for cash to the highest bidder and that the undersigned may require the successful bidder at the sale to immediately deposit cash or a certified check in the amount of ten percent (10%) of the high bid up to and including \$1,000.00 plus five percent (5%) of any excess over \$1,000.00.

The real property hereinabove described will be sold subject to any superior liens, including taxes and special assessments.

The sale will be held open for ten (10) days for upset bids as by law required.
Date and Hour for Sale: May 22, 1991, 12:10 p.m.
Place of Sale: Brunswick County Courthouse
Date of this Notice: May 1, 1991

Betty Jo Edge, Substitute Trustee
P.O. Box 338
Shallotte, NC 28459
May 16

Legal Notices

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 Andre Boisvert and Lorraine Boisvert dated July 12, 1984, and recorded in the Office of the Register of Deeds for Brunswick County, North Carolina, in Book 580, Page 690, 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 Unit Week(s) 11 and 12 located in Building F, Unit 2 of the Sand Castles II Condominium together with a 1/50 undivided interest in the Condominium Unit and its common furnishings for each Unit Week at the expiration of the Interval Ownership Regime. The Condominium Master Declaration is recorded in Deed Book 502 Page 197 and the plans for the Condominium Unit appear in Condominium Ownership File II, Pages 8 through 14. The Master Declaration of Interval Ownership (Time Share Plan) appears in Deed Book 525, Page 500 through 523 of the Brunswick County Registry. These Unit Week(s) together with the 1/50 undivided interest (for each Unit Week) herein described are specifically subject to and bound by the above recited Declarations.

Address of Property: Unit Week(s) 11 & 12, Building F, Unit 2, Sand Castles II Condominium.
Present Record Owner(s): Andre Boisvert and Lorraine Boisvert.
The terms of the sale are that the real property hereinbefore described will be sold for cash to the highest bidder and that the undersigned may require the successful bidder at the sale to immediately deposit cash or a certified check in the amount of ten percent (10%) of the high bid up to and including \$1,000.00 plus five percent (5%) of any excess over \$1,000.00.

The real property hereinabove described will be sold subject to any superior liens, including taxes and special assessments.

The sale will be held open for ten (10) days for upset bids as by law required.
Date and Hour for Sale: May 22, 1991, 12:00 noon
Place of Sale: Brunswick County Courthouse
Date of this Notice: May 1, 1991

Betty Jo Edge, Substitute Trustee
P.O. Box 338
Shallotte, NC 28459
May 16

PUBLIC HEARING WOODBURN PRECINCT

The Board of Elections will hold a public hearing Thursday, May 23, 1991 at 7:30 p.m. at the Navassa Town Hall, Navassa, North Carolina to discuss relocating the voting place for Woodburn Precinct.

All interested voters of Woodburn Precinct are invited to attend and make comments on the issue of relocating.

Glenda Walker, Chairman
Brunswick County Board of Elections

AN ADVERTISEMENT FOR BIDS BY THE CALABASH ABC BOARD FOR A NEW RETAIL STORE AND RELATED SITE WORK CALABASH, NORTH CAROLINA

TAKE NOTICE that the Calabash ABC Board, whose address is Route 7, Box 258, Calabash, North Carolina 28467, will on the 28th day of May, 1991 accept and receive sealed bids for the construction of a new retail store and the related site work at the Town Hall of the Town of Calabash, Calabash, North Carolina until 4:00 p.m. E.D.T., at which time said bids will be publicly opened and read aloud.

Bids should be addressed to the attention of: Ms. Sheryl Hardee, Chairperson, Calabash ABC Board, Calabash Town Hall, Route 7, Box 226, Calabash, North Carolina 28467 and be designated thereon "Bid for New Retail Store and Related Site Work." Bidders must be licensed in the State of North Carolina.

The contract documents and drawings may be examined at the office of the Project Engineer, Houston and Associates, P.A., 4918 Main Street, Shallotte, North Carolina; A.G.C. Plan Room, Fayetteville, North Carolina; F.W. Dodge Plan Room, Raleigh, North Carolina and the Calabash Town Hall, Calabash, North Carolina any time between the hours of 8:30 a.m. and 5:00 p.m. Monday and Friday.

Copies of the contract documents and drawings may be obtained at the office of Houston and Associates, P.A., located at 4918 Main Street, Post Office Box 2927, Shallotte, North Carolina 28459, (919)754-6324, upon payment of \$75,000 (non-refundable) for a complete set.

The Calabash ABC Board reserves the right to reject any or all bids.

The award shall be made to the lowest responsible bidder, taking into consideration quality, performance and the time specified in the bid for the performance of the contract.

This the 9th day of May, 1991.

Sheryl Hardee, Chairperson
For the Calabash ABC Board

PUBLIC NOTICE

The Division of Highways of the N.C. Department of Transportation will hold a public hearing with the Brunswick County Commissioners and other interested county residents in regard to expenditures of secondary road construction funds for improvements of secondary roads in Brunswick County. This hearing will be held on May 20, 1991 at 7:00 p.m. in the County Commissioner's meeting room in the Brunswick County Complex in Bolivia. Recommendations for expenditures of the secondary road construction funds are posted on a map at the Brunswick County Courthouse.

WIC PROGRAM

WIC, the Special Supplemental Nutrition Program for Women, Infants and Children is available at the Brunswick County Health Department.

The WIC Program provides supplemental foods and nutrition education to pregnant, breastfeeding and postpartum women, infants and children up to their fifth birthday.

In order to be eligible for the WIC Program, the applicant must be:

1. A pregnant, breastfeeding or postpartum woman, infant or child under five years of age.
2. A resident of Brunswick County.
3. Eligible financially, according to the guidelines of the Brunswick County Health Department.
4. Found to be at nutritional risk.

The Brunswick County WIC Program is particularly interested in participation of pregnant woman and infants.

If you think you are eligible for the WIC Program contact the Brunswick County Health Department at P.O. Box 9, Bolivia, NC 28422, or call 253-4381 or 457-5281 for the Southport-Oak Island area, or 763-1312 for the Leland area.

The office hours are 8:30-5:00, Monday-Friday.

Standards for participation in the WIC Program are the same for everyone regardless of race, color, creed, national origin, political beliefs, age, sex or handicap.