

Legal Notices

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO.: 91-SP-206
IN THE MATTER OF THE FORECLOSURE OF A CERTAIN DEED OF TRUST FROM ROBERT R. GRIFFIN, TO RICHARD L. STANLEY, SUBSTITUTE TRUSTEE FOR S.C. STELL AND WIFE, VERA H. STELL
NOTICE OF SALE

Pursuant to an Order of Sale entered by the Clerk of Superior Court of Brunswick County on September 10, 1991, and pursuant to a power of sale contained in the Deed of Trust executed by Robert R. Griffin, to Richard L. Stanley, Substitute Trustee for S.C. Stell and wife, Vera H. Stell, dated July 10, 1984, and recorded in Book 575, Page 483, Brunswick County Registry, default having been made in the payment of the indebtedness thereby secured and said Deed of Trust by its terms being subject to foreclosure, and the holders of the indebtedness having demanded a foreclosure thereof for the purpose of satisfying the indebtedness, the undersigned Substitute Trustee will offer for sale at public auction to the highest bidder for cash at the Courthouse Door in Bolivia, North Carolina at 11:00 a.m. on October 4, 1991, the lands described in said Deed of Trust as follows:

Being all of Lot Numbers five (5) and six (6), Block "A", Section 3-A, of the Rhoda Holden McMillan Subdivision Holden Beach, a map of which appears of record in Book of Maps 3, Page 92, records of Brunswick County, North Carolina.

The record owner is Robert R. Griffin. The successful bidder shall be required to deposit with the Clerk of Superior Court a cash deposit in the amount of five (5) percent of the sales price. Upon confirmation of said sale, the undersigned will apply to the Clerk of Superior Court for a Order of Possession.

This sale shall be made subject to all liens, assessments and taxes of record, if any.

The undersigned was appointed Substitute Trustee by instrument recorded in Book 852, Page 1068, Brunswick County Registry.

This the 10th day of September, 1991.

Richard L. Stanley,
Substitute Trustee
P.O. Box 150,
113 Turner Street
Beaufort, N.C. 28516
(919) 728-7200
Sept. 26

NORTH CAROLINA
NEW HANOVER COUNTY
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE # 91-CVD-877
COMMERCIAL CREDIT
CORPORATION, Plaintiff
VS.
BETTY BORDEAUX, et al, Defendant
NOTICE OF SERVICE OF PROCESS BY PUBLICATION

To Betty Bordeaux, Notice is hereby given that a pleading seeking relief against you has been filed in the above entitled civil action. The nature of the relief being sought is as follows: That the Plaintiff have and receive a money judgment for a promissory note.

You are required to make defense to such pleading not later than forty (40) days from the first date of publication, said first date of publication being Thursday, September 12, 1991, and upon your failure to so act, the party seeking relief against you will apply to the Court for the aforesaid relief sought.

This the 12th day of September, 1991.

HAROLD P. LAING
Attorney for Plaintiff
P.O. Box 915
Wilmington, NC 28402
Sept. 26

**PUBLIC NOTICE
TOWN OF HOLDEN BEACH**

The Planning and Zoning Board will hold a workshop to discuss amending the 1990 Land Use Plan Update at 7:00 p.m., September 30, 1991, at the Town Hall.

Gary Parker, Town Manager

NOTICE OF PUBLIC HEARING

The Town Council of Sunset Beach will hold a Public Hearing on Monday October 7, 1991, at 7:00 P.M. at the Town Hall of Sunset Beach.

- Purpose:
1. Request for a zoning amendment for 103 Canal Ave. Western Section A. Lot 43 now zoned Mainland Residential.
 1. Request to rezone to Mainland Business 1.
 2. Assessment Resolution for the paving of 33rd St.
 3. Assessment of underground utilities on 33rd St.
 4. Amendment to the Sunset Beach sign ordinance to permit signs in shopping centers.

Linda Fluegel, Administrator

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Town of Calabash will hold a public hearing to consider the following sections of the Calabash Zoning Ordinance on October 8, 1991 at 6:00 P.M. at the Calabash Town Hall. The affected area consists of the Town of Calabash and the one mile extraterritorial jurisdiction.

1. An ordinance establishing administrative policy for minor development permit-letting for the Town of Calabash.
2. An ordinance requiring permits for minor development within areas of environmental concern
3. TCO#16.03-Peddling, hawking and the like
3. TCO#19.04-Sidewalk sales
4. TCO#19.80-Streets, sidewalks and other public places excavation and repair.
6. TCO#19.81-Street and sidewalks-other obstructions
7. TCO#25.02-Yard sales, garage sales
8. TCO#5.75-Enforcement and penalties

These ordinances are available for public inspection at the Town Hall during normal working hours.

Janet Thomas, Town Clerk
Town of Calabash

Legal Notices

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
NEW HANOVER COUNTY
IN THE GENERAL
COURT OF JUSTICE
FILE # 84-CVD-1815
CAPEFEAR MEMORIAL HOSPITAL, INC., Plaintiff
VS.
WALTER W. ALDEN AND BEVERLY GIVENS ALDEN, Defendants
NOTICE OF EXECUTION SALE
RE-SALE

Under and by virtue of an execution directed to and undersigned by the Clerk of Superior Court of New Hanover County in the above entitled civil action, I will on the 27th day of September, 1991, at 12:00 Noon at the door of the Brunswick County Courthouse, Bolivia, North Carolina, offer for sale to the highest bidder for title and interest of the Defendant in the following described real property, said real property lying in Brunswick County and described as follows:

BEING ALL of Lot No. 11 in Bennies Retreat Subdivision, according to a map thereof, prepared by Alden Surveying Co., on March 2, 1984, and duly recorded in Map Cabinet 0 at Page 209 in the Office of Brunswick County Registered Deeds.

This being a portion of what is now known as Leisure Acres, as shown on that Map of Survey recorded in Map Cabinet P at Page 163 of the Brunswick County Registry. This being a portion of that property previously conveyed by Bennie Yearta to Richard Alan Magliocca by deed recorded in Book 801, Page 123 of the Brunswick County Register of Deeds.

This execution sale is being made subject to all prior recorded liens, encumbrances, outstanding taxes, and special assessments, if any.

The purchaser will be required to make a deposit in the amount of 10 percent of the first \$1,000.00 of the bid and 5 percent of the remainder. Said deposit to be in cash or certified funds.

This the 27th day of August, 1991.

John C. Davis,
Sheriff of Brunswick County
by Liston Hawes
Deputy Sheriff
Sept. 26

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
FILE NO.: 91-CVD-2870
ADAMIS PRODUCTS COMPANY
VS.
W.R. COLLINS, JR.
NOTICE OF SALE

TAKE NOTICE that under and by virtue of authority executed by judgment, the Brunswick County Sheriff's Department, Bolivia, NC will offer for sale at Public Auction to the highest bid in cash the real property recorded in Book 475 Page 430 in the Register of Deeds of Brunswick County in Bolivia, NC. The auction will be held at the Brunswick County Courthouse Door in Bolivia, NC at 12:00 Noon on September 27, 1991. The successful bidder will be required, at completion of the sale to deposit with the undersigned a cash deposit equal to ten percent (10%) of the first \$1,000.00 plus five percent (5%) of the bid in excess of \$1,000.00.

This property being all of the rights and titles of W.R. Collins, Jr. being in Shallotte Township more particularly described in Book 475 Page 430 in the Register of Deeds of Brunswick County.

The sale will be made to the highest bidder for cash.

This sale is subject to all liens. Dated and posted this 27th day of August, 1991.

John C. Davis, Sheriff
Brunswick County
(919) 253-4321
Sept. 26

Legal Notices

NOTICE OF FILING OF APPLICATION FOR CAMA MAJOR DEVELOPMENT PERMIT
The Department of Environment, Health and Natural Resources hereby gives public notice as required by NCGS 113A.119(b) that application for a development permit in an Area of Environmental Concern as designated under the CAMA was received complete on August 5, 1991. According to said application Ramona Anderson has proposed to construct and backfill a bulkhead approximately 10 feet below mean high water at 105 Sanford Street, Holden Beach.

A copy of the entire application may be examined or copied at the North Carolina Department of Environment, Health and Natural Resources Field Office located at 127 Cardinal Drive Extension, Wilmington, North Carolina 28405, during normal business hours.

Comments mailed to Mr. Roger Schechter, Director, Division of Coastal Management, P.O. Box 27687, Raleigh, North Carolina 27611, prior to October 14, 1991, will be considered in making the permit decision. Later comments will be accepted and considered up to the time of permit decision. Project modification may occur based on review and comment by the public and state and federal agencies. Notice of the permit decision in this matter will be provided upon written request.

Sept. 26

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
FILE #91-CVM-55
BLAZER FINANCIAL SERVICES, INC., Plaintiff
VS.
WILLIAM D. GARRELL, Defendant
NOTICE OF EXECUTION OF SALE

Under and by virtue of an execution directed to the undersigned by the Clerk of Superior Court of Brunswick County in the above entitled civil action, I will on the 11th day of October, 1991, at 12:00 Noon at the door of the Brunswick County Courthouse, Bolivia, North Carolina, offer for sale to the highest bidder for title and interest of the Defendant in the following described real property, said real property lying in Brunswick County and described as follows:

BEING all of Lot 12, Section 2-A of Ditchman Acres Subdivision, as shown on a Map of "Dutchman Acres, Section 2" made by Gerrit C. Greer, R.L.S., dated 4 January 1973, and duly recorded in Map Book 11 at Page 95A of the Brunswick County Registry, said lot having the metes, bounds and location as shown upon said Map; being part of the land conveyed to Coastal Services Corporation by Port Land Developers, Inc. by deed dated 29 May 1973, and duly recorded in the Office of the Register of Deeds of Brunswick County, North Carolina.

This execution sale is being made subject to all prior recorded liens, encumbrances, outstanding taxes, and special assessments, if any. The purchaser will be required to make a deposit in the amount of ten percent of the first \$1,000.00 of the bid and five percent of the remainder. Said deposit to be in cash or certified funds.

This the 3rd day of September, 1991.

John C. Davis
Sheriff of Brunswick County
by Liston Hawes
Deputy Sheriff
Oct. 10

**PUBLIC NOTICE
TOWN OF HOLDEN BEACH**

The Town Manager and the Town Auditor will hold a workshop to discuss the Occupancy Tax at 3:00 p.m., October 1, 1991, at the Town Hall.

Gary Parker, Town Manager

PUBLIC NOTICE OF ELECTION

BE IT RESOLVED by the Board of Elections of the Town of Ocean Isle Beach that:

- (1) An election is to be held on November 5, 1991, the date established by law, for the purpose of electing a Mayor and three Commissioners.
- (2) The polling place will be Ocean Isle Beach Town Hall, and the polls will be open on election day from 6:30 AM until 7:30 PM.
- (3) The registration books will be open at McClure Realty for registration each day, excluding Saturdays and Sundays, during the registration period from 9:00 AM until 5:00 PM, except that from October 7th thru November 5th, the registration books shall be closed for the purposes of the election.

Martha Benton, Chairman,
Board of Elections

**PUBLIC NOTICE
PROPOSED NEW SUBDIVISION ORDINANCE
BRUNSWICK COUNTY**

On July 9, 1991, the Planning Board returned to the Board of County Commissioners a recommended new subdivision ordinance. That proposal was result of numerous meetings of the Planning Board starting in April, with concerned interests, following the April Public Hearing of the Board of County Commissioners on that ordinance the Planning Board has recommended earlier in April. On August 5, 1991, the Board of County Commissioners remanded this proposed new ordinance to the Planning Board to give further thought to and respond on two concerns.

The Planning Board's response will be before the Board of County Commissioners in their meeting of October 7. For the benefit of interested citizens and concerned interests, on these two matters the Planning Board recommends:

1. Section 2, Article VIII, be deleted. This Section would have allowed the County Manager under such terms and conditions as the County Attorney would require, as well as those terms and conditions the County Manager would require, to permit up to 50% of the lots in a subdivision to be recorded at any one time without improvements being provided.
2. For road/street improvements:
 - a. For every street serving as a collector of traffic for twenty five lots or more, or capable of extension onto abutting lands with that capability, the N.C. Department of Transportation standards and requirements of base course and pavement surface must be met, and
 - b. For every other street in those cases where full N.C. Department of Transportation standards and requirements are not being met, a series of standards that have been developed by the N.C. Department of Transportation for base course as to quality of material and depth of base must be met.

Michael A Schaub Vice Chairman
County Planning Board
September 19, 1991

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STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
NOTICE OF RESALE
Under and by virtue of an Order of Resale of the Clerk of Superior Court of Brunswick County, made in the Special Proceeding entitled MERCEDES WATTS SELL, Et Al vs. WILLIAM W. PRICE, Et Al, 68 CVS 251, the undersigned Commissioners will on the 27th day of September, 1991, at twelve o'clock noon at the Courthouse door in Bolivia, Brunswick County, North Carolina, offer for resale at an opening bid of \$21,575.00, and resell, for cash, to the last and highest bidder at public auction, the real estate described as First Tract, lying and being in Town Creek Township, Brunswick County, North Carolina, and more particularly described as follows:

FIRST TRACT
BEING all of Tract "C", containing 47.80 acres, more or less, as shown on Map of Division of Lands of Susie Rebecca Tharp Zabelin, recorded in Map Cabinet K at Page 68 in the Brunswick County Registry.

EXCEPTING the following tract: BEGINNING at an old iron in the eastern line of Tract "C" as shown on Map of Division of Lands of Susie Rebecca Tharp Zabelin, recorded in Map Cabinet K at Page 68 in the Brunswick County Registry, said old iron being located South 21 degrees 40 minutes West 360.69 feet along said line from its intersection with the southern line of State Road 1413; from said beginning runs thence South 69 degrees 35 minutes East 176 feet to an iron pipe; thence South 19 degrees 40 minutes West 286 feet to an iron pipe; thence North 68 degrees 56 minutes West 186.05 feet to two old pipes; thence North 21 degrees 40 minutes East 284 feet to the Beginning, containing 1.18 acres, more or less, and being shown on said map referred to above.

This is a resale of the above-described property a previous sale having been held on the 23rd day of August, 1991, under and by virtue of an Order of the Clerk of Superior Court of Brunswick County, North Carolina, and an increased bid having been duly filed within the time allowed by law.

Following the resale, a report of said resale will be filed by the Commissioners in the Office of the Clerk of Superior Court. The report shall remain open for ten days following the filing thereof for upset bids.

A ten percent (10%) cash deposit will be required of the highest bidder at the time of the sale.

This 6th day of September, 1991.

Louis K. Newton, Commissioner
James R. Prevatte, Commissioner
William A. Powell, Commissioner
Sept. 26

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of Marvin Malcolm Johnson, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 19th day of March, 1992, 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 September, 1991.

Hazel G. Johnson, Administratrix of the Estate of Marvin Malcolm Johnson
P.O. Box 13
Supply, NC 28462
Oct. 10 pd.

Legal Notices

NOTICE OF FORECLOSURE SALE
Under and by virtue of the power of sale contained in a certain Deed of Trust executed by William E. Barfoot and wife, Lorne Barfoot to Robert Wayne Long, Trustee, and recorded in Book 766, Page 90, 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 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 4th day of October, 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:

TRACT ONE: BEING all of Lot 8, of Hemandos Hideaway Subdivision, sometimes referred to as the Jerry Moore Subdivision, according to a plat of the same prepared by Jan K. Dale, R.L.S., dated 16 January, 1971 and recorded in Map Book 10, Page 110, of the Brunswick County Registry to which reference is made and which is incorporated herein for greater certainty of description.

TRACT TWO: Being all of that property containing approximately .3 acres, more or less as described in the deed recorded in Book 687, Page 598 of the Brunswick County Registry of Deeds said deed description being incorporated herein in its entirety by reference.

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 10th day of September, 1991.

Robert Wayne Long, Trustee
Sept. 26

ESTATE NOTICE

The undersigned having qualified as Executor of the Estate of Doris L. Barton, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 19th day of March, 1992, 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 September, 1991.

Larry Branch, Executor of the Estate of Doris L. Barton
P.O. Box 623
Shallotte, NC 28459
Oct. 10 pd.

ESTATE NOTICE

Having qualified on the 11th day of July, 1991, as Executrix of the Estate of Dorothy Mary Zahndt, deceased, late of Brunswick County, North Carolina, this is to notify all persons, firms, and corporations having claims against the decedent to exhibit the same to the undersigned on or before the

Legal Notices

29th day of February, 1992, or this notice will be pleaded in bar of their recovery. All persons, firms, or corporations indebted to the estate should make immediate payment.

This the 29th day of August, 1991.
Karen Z. Neenan, Executrix of the Estate of Dorothy Mary Zahndt
3408 Mary Lou Lane
Chesapeake Beach, Maryland 20732
(301) 257-6924
Sept. 26

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of Kenneth Thurman Bellamy, deceased, late of Brunswick County, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 5th day of March, 1992, 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 29th day of August, 1991.

Iris L. Bellamy, Administratrix of the Estate of Kenneth Thurman Bellamy
Rt. 3, Box 273
Supply, NC 28462
Sept. 26 pd.

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
87CR-726, 87CR-5661,
5197, 5198, 5199, 88 CRS-2743
STATE OF NORTH CAROLINA
VS.
JAMES A. SMITH
BONNETT DANFORD
NOTICE OF SALE

Under and by virtue of an execution directed to the undersigned by the Clerk of Superior Court of Brunswick County in the above entitled civil action, I will on the 11th day of October, 1991 at 12:00 Noon at the door of the Brunswick County Courthouse, Bolivia, North Carolina, offer for sale to the highest bidder for title and interest of the Defendant in the following described real property, said real property, lying in Brunswick County and described as follows:

This property being all of the rights and titles of James A. Smith and Bonnett Danford which 1.52 acre tract being in Lockwood Folly Township more particularly described in Book 648 Page 193 in the Register of Deeds of Brunswick County.

This execution sale is being made subject to all prior recorded liens, encumbrances, outstanding taxes, and special assessments, if any. The purchaser will be required to make a deposit in the amount of 10 percent of the first \$1,000.00 of the bid and 5 percent of the remainder. Said deposit to be in cash or certified funds.

This the 11th day of September, 1991.

Sheriff of Brunswick County
by Liston Hawes
Deputy Sheriff
Oct. 10

**PUBLIC NOTICE
TOWN OF HOLDEN BEACH**

Please take notice that the Public Meeting on amending the 1990 Land Use Plan Update originally scheduled for October 21, 1991, will be rescheduled at a later date. The meeting will be advertised in this newspaper.

Gary Parker, Town Manager

**OFFICIAL NOTICE
TOWN OF HOLDEN BEACH, NC
INVITATION FOR BIDS
STREET PAVING**

Pursuant to Section 143-129 of the General Statutes of North Carolina, sealed proposals for the paving and bulkheading of Burlington Street in the Town of Holden Beach will be received by the Town Manager at the Town Hall until 2:00 P.M., October 10, 1991, at which time they will be publicly opened and read.

Bid forms, instructions for bidding, plans and specifications for the work contemplated are available at Town Hall.

The Town Board of Commissioners reserves the right to reject any or all bids.

This 26th day of September, 1991.

The Town of Holden Beach
Holden Beach, North Carolina
Gary Parker, Town Manager

**PUBLIC NOTICE
COUNTYWIDE REFERENDUM**

Be it resolved by the Brunswick County Board of Elections that a special referendum is to be held November 5, 1991, the date established by law, for the purpose of submitting to the qualified voters of Brunswick County the following issue:

TO RATIFY THE RESOLUTION OF THE BRUNSWICK COUNTY BOARD OF COMMISSIONERS ADOPTED ON SEPTEMBER 16, 1991 ESTABLISHING THE ELECTORAL RESIDENCY DISTRICTS FOR THE BRUNSWICK COUNTY BOARD OF COMMISSIONERS AND THE BRUNSWICK COUNTY BOARD OF EDUCATION.

FOR
AGAINST

The registration books will be open at the Brunswick County Board of Elections Office, County Complex, Bolivia, North Carolina, for registration each day, excluding Saturdays and Sundays, during the registration period from 8:30 a.m. until 5:00 p.m., except that from October 7, 1991 through November 5, 1991 the registration books shall be closed for the purposes of the special referendum.

Any voter that has moved or changed addresses must correct the information on their voter registration card. If you have questions concerning the election or your qualification to vote you may contact the Brunswick County Board of Elections at 253-4338.

Glenda Walker, Chairman
Board of Elections