

Legal Notices

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
91 SP 216**

**IN THE MATTER OF: FORECLOSURE
OF DEED OF TRUST EXECUTED BY
BEVERLY M. HEILIG AND HUSBAND,
HARRY L. HEILIG DATED APRIL 20,
1990 AND RECORDED IN BOOK 808
PAGE 70 OF THE BRUNSWICK REGIS-
TRY, SHEILA K. McLAMB, SUBSTITU-
TE.**

NOTICE OF RESALE
NOTICE is hereby given that under and by virtue of the power of sale contained in the deed of trust executed on the 20th day of April, 1990, by Beverly M. Heilig and husband, Harry L. Heilig to Robert D. Floyd, Trustee for Southern National Bank, in the original amount of \$95,000.00 recorded in the Office of the Register of Deeds of Brunswick County, North Carolina in Book 808 at Page 70, the undersigned, Sheila K. McLamb, Substitute Trustee, having foreclosed and offered for sale the land and improvements hereinafter described; and whereas ten (10) days have past since the sale date and the Substitute Trustee offered a tender of the deed and the highest bidder failed to pay the balance due pursuant to the bid amount and therefore the Substitute Trustee must again re-offer the property for sale at public auction. The undersigned will offer for sale at public auction the property located at Oyster Bay Subdivision, Sunset Beach, Shallotte Township, Brunswick County, North Carolina, described on Exhibit A attached hereto and incorporated herein by reference.

Together with all and singular the tenements, hereditaments, buildings, structures, fixtures, emblements, and to the remainders, rents, issues, and profits of the grantor of, in, and to the same and every part and parcel thereof and located hereon.

EXHIBIT A
BEING all of Lot 16, Gate II of Oyster Bay, Section II, a map of which appears of record in Map Cabinet O, Page 125 of the Brunswick County Registry. SAVING AND EXCEPTING OUT OF THE GRANT HEREBY MADE ALL MINES AND MINERALS UNDER THE SAID PREMISES HEREBY CONVEYED.

This conveyance is made subject to those certain covenants, reservations and restrictions as contained in the Deed from Sea Trail Corporation as appears on Book 531, Page 365 of the Brunswick County Registry.

Said public auction will be held on the 2nd day of January, 1992, at 12:00 noon at the door of the Brunswick County Courthouse, Bolivia, North Carolina.

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.

This the 11th day of Dec., 1991.
Sheila K. McLamb,
Substitute Trustee
Dec. 26

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 Dec. 17, 1991, applicants Jim McSwain and Waterway Development Company applied for a CAMA minor development permit to construct a 4-BR, 4-bath house at 160 Yacht Watch, Lot 14 of Yacht Watch Subdivision.

The application may be inspected at the below address. Public comments received by December 26, 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
Dec. 19

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE # 87 CVM 150**

**UNITED CAROLINA BANK,
Plaintiff**

vs.
**JOHN D. SMITH, JR. and
VICKY FOWLER SMITH,
Defendants**

NOTICE OF EXECUTION 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 10th day of January, 1992 at 12:00 Noon at the door of the Brunswick County Courthouse, Bolivia, North Carolina, offer for sale to the highest bidder for cash to satisfy the judgment entered herein in this cause, all of the right, title and interest of the Defendants in the following described real property, said real property lying in Brunswick County and described as follows:

TRACT ONE: BEING all of Lot "C", containing 1.05 acres, according to a map of survey of the John Smith Subdivision prepared by J. D. Benson, RLS, dated June 17, 1975 and recorded in Map Book 16 at Page 54, Brunswick County Registry.

TRACT TWO: Lying and being in Northwest Township, Brunswick County, State of North Carolina, and BEGINNING at a stake on the North edge of the right-of-way of U.S. Highway 74 and 76, southeast corner; runs thence at right angles northwardly with said highway, 200 feet to the back line; thence with that back lot line eastwardly parallel with said highway and railroad 50 feet to a stake; thence southwardly and at right angles with said highway and railroad 200 feet to a stake at the edge of said highway; thence along the same westwardly 50 feet to the point of BEGINNING, subject however, to the new right-of-way of Federal Highway 74-76 whose northern two lanes now lie over a portion of the aforesaid tract. See Deed to John Bryant Smith, dated May 10, 1977 and recorded on September 13, 1985 in Deed Book 620 at Page 411, Brunswick County Registry.

NOTE: Katie E. Smith, joins in the conveyance of this property to convey the LIFE ESTATE she reserved in the previous deed of conveyance to Beverly K. Smith, recorded in Deed Book 661 at Page 397, Brunswick County Registry.
This execution sale is being made subject to all prior recorded liens, encumbrances,

Legal Notices

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 10th day of December, 1991.
John Carr Davis,
Sheriff Of Brunswick County
By: Lt. Liston Hawes
Jan. 9

**IN THE COURT OF COMMON PLEAS
OF WESTMORELAND COUNTY,
PENNSYLVANIA
CIVIL ACTION-DIVORCE
ANITA L. LOOPER, Plaintiff,**

vs.
**BARRY WILLIAM LOOPER, SR.,
Defendant
N. 1279 of 1991-D
NOTICE TO DEFEND
AND CLAIM RIGHTS**

You have been sued in Court. If you wish to defend against the claims set forth in the Complaint in Divorce, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a Decree of Divorce or Annulment may be entered against you by the Court. A judgment may also be entered against you for any other claim or relief requested in these papers by the Plaintiff. You may lose money or property or other rights important to you, including custody or visitation privileges of your children.

WHEN THE GROUND FOR THE DIVORCE IS INDIGNITIES OR AN IRRETRIEVABLE BREAKDOWN OF THE MARRIAGE, YOU MAY REQUEST MARRIAGE COUNSELING. A LIST OF MARRIAGE COUNSELORS IS AVAILABLE IN THE OFFICE OF THE PROTHONOTARY AT THE WESTMORELAND COUNTY COURTHOUSE, FIFTH FLOOR, GREENSBURG PENNSYLVANIA.

If you do not file a claim for alimony, marital property, counsel fees or expenses before the final Decree of Divorce or Annulment is entered, you may lose the right to claim any of them.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

**PENNSYLVANIA LAWYER
REFERRAL SERVICE**
Pennsylvania Bar Association
100 South Street P. O. Box 186
Harrisburg, Pennsylvania 17108
Telephone: 800-692-7375

NOTICE TO THE DEFENDANT

If you wish to deny any of the statement set forth in this Affidavit, you must file a counter-affidavit within twenty (20) days after this Affidavit has been served on you or the statements will be admitted.

**PLAINTIFF'S AFFIDAVIT UNDER
SECTION 3301 (d) OF THE DIVORCE
CODE OF 1980**

1. The parties to this action were separated on February 27, 1989 and have continued to live separately and apart for a period of at least two (2) years.

2. The marriage is irrevocably broken.

3. I understand that I may lose right concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein may be made subject to the penalties of 18 P.S. C. Section 4904 relating to unsworn falsification to authorities.

DATE: November 15, 1991
/s/ Anita L. Looper

Sworn to and subscribed before me this 15th day of November, 1991.

/s/ Melaine Mae Falbo, Notary Public
My Commission Expires 10-2-93

You are further advised that a 3301 (d) Hearing has been scheduled in this matter for the 21st day of February, 1992 at 10:00 a.m. in Courtroom No. 10 of the Westmoreland County Courthouse, Greensburg Pennsylvania. If you intend to contest the Divorce, you must be present at that time.

**RICHARD R. VICTORIA
ATTORNEY AT LAW
506 CIRCLE DRIVE
BELLE VERNON, PA 15012
(412) 929-9823
Dec. 19**

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK**

**IN THE MATTER OF THE FORECLOSURE
OF THE DEED OF TRUST FROM
JOSEPH C. BROOKS, SR. AND WIFE,
ANN BROOKS, TO A. H. GAINY, JR.,
TRUSTEE, AND E. G. DALE, RECORDED
IN BOOK 591 AT PAGE 275, BRUNSWICK
COUNTY REGISTRY.**

**TO: ANN BROOKS EXECUTRIX OF
THE ESTATE OF JOSEPH C. BROOKS,
SR. AND ANN BROOKS, c/o Autumn
Care of Shallotte Nursing Home, 237 Mul-
berry St., Shallotte, N. C., 28459**

UNDER and by virtue of the power of sale contained in a certain deed of trust executed by Joseph C. Brooks, Sr. and wife, Ann Brooks, dated December 20, 1984, and recorded in Book 591 at Page 275 in the Office of the Register of Deeds of Brunswick County, North Carolina, default having been made in the payment of the indebtedness thereby secured in said deed of trust being by the terms thereof subject to foreclosure, the undersigned Trustee will offer for sale at public auction at the Brunswick County Courthouse Door, at noon on the 23rd day of December, 1991, the property conveyed in said deed of trust the same lying and being in Brunswick County, North Carolina, in Shallotte Township, and more particularly described as follows:

Lots Nos. 17 and 18 of B & B Estates as shown on a map recorded in Map Book 15 at Page 26 in the Office of the Register of Deeds of Brunswick County, North Carolina.

But this sale will be made subject to all outstanding and unpaid taxes and assessments. The highest bidder at the sale, other than the holder of said promissory note, will be required to make a cash deposit with the Trustee at the time of sale in an amount equal to ten percent of the first \$1,000.00 and five percent thereafter of the amount bid. Said sale will be held open for a period of ten days following the sale of the sale for receiving upset bids as by law provided.

Dated and posted this 23rd day of November, 1991.

Substitute Trustee for E. G. Dale,
P. O. Box 10485, Southport, N. C. 28461
919-457-5284
Frink, Foy, Gainey & Yount, P. A.
Attorneys At Law
P. O. Box 10485
Southport, N. C. 28461
919-457-5284
Dec. 19

Legal Notices

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
FILE NO. 91 SP 289**

**IN THE MATTER OF: FORECLOSURE
OF DEED OF TRUST FROM BILLY
SAMUEL BUFFALO TO DAVEY L.
STANLEY, TRUSTEE; recorded in Book
834 at Page 220 of the Brunswick County
Registry.**

NOTICE OF SALE OF REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust executed by Billy Samuel Buffalo to Davey L. Stanley, Trustee, dated February 21, 1991 and recorded in Book 834 at Page 220 in the office of the Register of Deeds for Brunswick County, North Carolina; William F. Fairley having been substituted as trustee by instrument recorded in Book 861 at Page 5 in the office of the Register of Deeds for 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 in Bolivia, North Carolina, at 12:00 noon on Tuesday, December 31, 1991, all the property conveyed in said Deed of Trust, which property as of December 12, 1991, was owned by Billy Samuel Buffalo, the same lying and being in the Town of Sunset Beach, Shallotte Township, Brunswick County, North Carolina, and more particularly described as follows:

BEING all of Lot 7, Sea Trail Plantation, as shown on a map by Patrick A. Allen, R.L.S., recorded in Map Cabinet Q at Page 143, Brunswick County Registry.

This property is to be sold subject to any City and County ad valorem taxes and any special assessments that are a lien against the premises.

The Trustee, after sale, shall require the highest bidder immediately to make a cash deposit of ten percent (10%) of the amount of his bid up to and including \$1,000.00 plus five percent (5%) of any excess over \$1,000.00.

The Notice of Sale hereby given is in satisfaction of the requirements of the aforementioned Deed of Trust and the requirements contained in North Carolina General Statute 45-21.17 with respect to posting or publishing notice of sale.

TIME: 12:00 noon on Tuesday, December 31, 1991.

PLACE: Courthouse Door, Brunswick County Courthouse, Bolivia, North Carolina.

TERMS: Cash.

DEPOSIT: 10% of first \$1,000.00 plus 5% of all above \$1,000.00.

This the 13th day of December, 1991.

William F. Fairley,
Substitute Trustee
FAIRLEY, JESS & ISENBERG
ATTORNEYS FOR TRUSTEE
P. O. BOX 11028
109 EAST MOORE STREET
SOUTHPORT, NC 28461
TELEPHONE: 919/457-9506
Dec. 26

ESTATE NOTICE

The undersigned, having qualified as Co-Executors of the Estate of Thetis Elizabeth Henry Irving, 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 12th day of June, 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 2nd day of December, 1991.

Georgia I. Munroe, Co-Executrix,
105 S. Crestwood Dr.
Wilmington, NC 28405
George G. Irving, Co-Executor
of the Estate of
Thetis Elizabeth Henry Irving
Rt. 1, Box 184 B
Winnabow, NC 28479
Jan. 2

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Charity Isabell Lewis, 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 June, 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 2nd day of December, 1991.

Imma Neil Pierce, Executrix of the
Estate of Charity Isabell Lewis
Rt. 1, Box 84
Shallotte, NC 28459
Dec. 26 pd.

ESTATE NOTICE

The undersigned, having qualified as Administrator of the Estate of Martin Hart, 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 June, 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 6th day of December, 1991.

John S. Hart, Administrator
of the Estate of
Martin Hart
4856 Coach Hills Drive
Greenville, SC 29615
Jan. 9 pd.

**NORTH CAROLINA
BRUNSWICK COUNTY
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION
91 E 416
NOTICE**

ANN CULLENS ROBINSON, having qualified as Executrix of the Estate of ROBERT EDMUND ROBINSON, deceased, of Brunswick County, North Carolina, on November 15, 1991, hereby notifies all persons, firms and corporations having claims against the Estate of ROBERT EDMUND ROBINSON to present them to such Executrix on or before the 27th day of May, 1992 or this Notice will be pleaded in bar of their recovery.

All persons indebted to said Estate please make immediate payment.

This 18th day of November, 1991.

ANN CULLENS ROBINSON
Route 3, Box 316
Supply, North Carolina 28462
JOHN R. PARKER,
Attorney at Law
P. O. Box 1089
Clinton, North Carolina 28328
Dec. 19

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ESTATE NOTICE

Having qualified on the 13th day of November, 1991, as Administratrix of the Estate of Steve Allen Smith, 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 Administratrix on or before the 12th day of June (Six months from the date of first publication of this notice), 1992, or this notice will be pleaded in bar of their recovery. All persons, firms and corporation indebted to the estate should make immediate payment.

This the 13th day of November, 1991.

Hilda Hawes Smith, Administratrix
Estate of Steve Allen Smith
Sules, Phipps, Ray & Prince,
Attorneys at Law
By: William W. Phipps
Post Office Box 6
Tabor City, N. C. 28463
919-653-2015
Jan. 2

ESTATE NOTICE

The undersigned, having qualified as Administratrix of the Estate of Harry Carmen Zimmerman, 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 27th day of May, 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 18th day of November, 1991.

Bobbie Z. Hulon,
Administratrix CTA
of the Estate of
Harry Carmen Zimmerman
Rt. 9, Box 440
Shallotte, NC 28459
Dec. 19 pd.

**NOTICE TO CREDITORS AND
DEBTORS OF
LEVY WENDELL SELLERS**

Lucy Mae Sellers, having qualified as Executrix of the Estate of Levy Wendell Sellers, late of Rt. 1, Box 135 Winnabow, 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 Rt. 1, Box 135, Winnabow, N.C. on or before the 30th day of June, 1992, or this notice will be pleaded in bar of their recovery. All persons, firms and corporation indebted to said estate will please make immediate payment to the undersigned.

This the 19th day of December, 1991.

Lucy Mae Sellers, Executrix
of the estate of
Levy Wendell Sellers
BAXLEY AND TRIST
Attorneys for the Executrix
P. O. Box 36
Shallotte, N. C. 28459
Telephone: (919) 754-6582
Jan. 9

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Harold Goodwin Hardwick, 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 27th day of May, 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 22nd day of November, 1991.

Helen J. Hardwick, Executrix
of the Estate of
Harold Goodwin Hardwick
P. O. Box 1317
Leland, N. C. 28451
Dec. 19 pd.

CAMA PERMIT NOTICE

Pursuant to NCGS 113A-119(b), the Town of Sunset Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on December 2, 1991, applicant Carl Bazemore applied for a CAMA minor development permit to construct a single-family residence at Section C, Lot 19, Sunset Beach.

The application may be inspected at the below address. Public comments received by December 19, 1991 will be considered. Project modifications may occur based on further review and comments. Notice of the permit decision in this matter will be provided upon written request.

Linda Fluegel
Local CAMA Permit Officer
for Town of Sunset Beach
220 Shoreline Dr. West
Sunset Beach, NC 28459
(919)579-6297
Dec. 12

ESTATE NOTICE

Having qualified on the 4th day of December, 1991, as Administratrix of the Estate of Albert Wendell Faircloth, 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 Administratrix on or before the 12th day of June (Six months from the date of first publication of this notice), 1992, or this notice will be pleaded in bar of their recovery. All persons, firms and corporation indebted to the estate should make immediate payment.

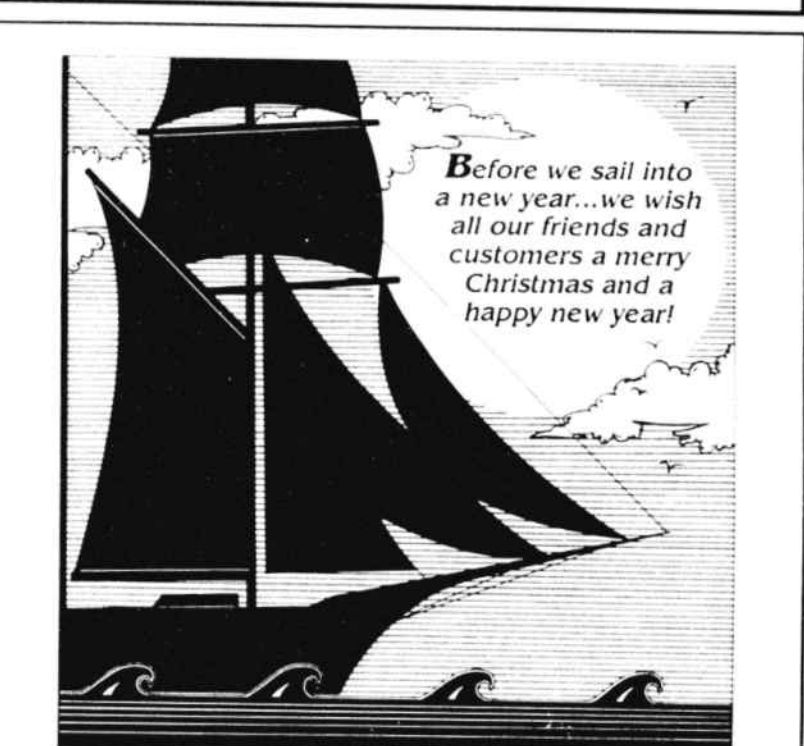
This the 9th day of December, 1991.

Wendell Alene Faircloth, Administratrix
Estate of Albert Wendell Faircloth
Sules, Phipps, Ray & Prince,
Attorneys at Law
By: William W. Phipps
Post Office Box 6
Tabor City, N. C. 28463
919-653-2015
Jan. 2

NOTICE OF PUBLIC HEARING
The Town of Sunset Beach will hold a public hearing Monday, January 6, 1992, at 7:00 P.M. at the town hall of Sunset Beach, N.C.
Purposes:
1. To hear comments, written or oral, on the recommendation of the Sunset Beach Planning Board to zone lots 7, 8, and 9 of the Seaside Center Development Mainland Business-1 (MB-1). This development is located on Highway #904 adjacent to the Food Lion.
2. To hear comments, written or oral, on a proposed zoning change of an area to including the Sunset Beach water tank. A request came from the Town Council to the Sunset Beach Planning Board for a joint hearing on zoning the area to Mainland Business-1 (MB-1). The area is now zoned Recreational and Institutional-1 (RI-1).
Linda Fluegel, Administrator

**TOWN OF HOLDEN BEACH
NOTICE OF COMPLETION OF
PRELIMINARY ASSESSMENT
ROLL AND OF PUBLIC
HEARING THEREON**
The public will take notice that the preliminary assessment roll for the street paving project on Shrimp Street, Salisbury Street and Burlington Street, which was completed on the 2nd day of December, 1991, has been prepared by the Town Clerk. The preliminary assessment roll will be available for public inspection in the office of the Town Clerk until the date set for the public hearing on the preliminary assessment roll. The Board of Commissioners will hold a public hearing at 7:00 p.m., at Town Hall, in the Town of Holden Beach, North Carolina, on the 6th day of January, 1992, for the purpose of hearing objections to the preliminary assessment roll from all interested persons who appear.

**TOWN OF HOLDEN BEACH
NOTICE OF COMPLETION OF
PRELIMINARY ASSESSMENT
ROLL AND OF PUBLIC
HEARING THEREON**
The public will take notice that the preliminary assessment roll for the Underground Utilities project on 353 Ocean Blvd. East to 350 Ocean Blvd West, all Hillside Drive, Blockade Runner to #116, Mullett Street to #113, all of Conch, Crab and Shrimp Streets, eastern most part of Old Ferry Road and Jordan Street to #112, which was completed on the 2nd day of December, 1991, has been prepared by the Town Clerk. The preliminary assessment roll will be available for public inspection in the office of the Town Clerk until the date set for the public hearing on the preliminary assessment roll. The Board of Commissioners will hold a public hearing 7:00 p.m., at Town Hall, in the Town of Holden Beach, North Carolina, on the 6th day of January, 1992, for the purpose of hearing objections to the preliminary assessment roll from all interested persons who appear.



Independent Seafood
Holden Beach • 842-2928

**Express
CARE**
PROMPT MEDICAL CARE
-HOURS-
Monday -Saturday 9 am-7 pm
Sunday 12-4 pm
579-0800
South Brunswick Islands Medical Park
Hwy. 17, 4 miles south of Shallotte

**Medicaid Recipients
FREE IN-HOME
PERSONAL CARE
SERVICE**
Qualifications:
• Must be on Medicaid with medical diagnosis that warrants physician care.
• Must be under the direct care of a physician.
• Services cannot exceed 80 hours in one calendar month.
**457-9168
1-800-277-6613**
**Medical
Personnel Pool**
Home Care and Staffing Services