

Legal Notices

**NORTH CAROLINA
BRUNSWICK COUNTY
FILE NO. 91 SP 292
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION**
Before The Clerk
IN THE MATTER OF THE FORECLOSURE OF DEED OF TRUST OF REGINALD STRICKLAND and wife, CLARENCE D. STRICKLAND, RECORDED IN BOOK 641, PAGE 627, BRUNSWICK COUNTY REGISTRY BY EVERETT L. HENRY, SUBSTITUTE TRUSTEE

NOTICE OF SALE
Under and by virtue of an Order of the Clerk of Superior Court of Brunswick County, entered in the above-entitled action 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, the undersigned, Substitute Trustee will offer for sale at public auction to the highest bidder for cash at 2:00 o'clock, P.M. on the 28th day of January, 1992, at the door of the Brunswick County Courthouse in Bolivia, North Carolina, the following described property:

All that certain lot, tract or parcel of land lying and being in the County of Brunswick, State of North Carolina, and more particularly described and bounded as follows:

Lot No. Twenty-Six (26) of Block 29, according to a plan of Sunset Beach, a map of which appears of record in Map Book 7, Page 64 A and B, recorded in Brunswick County, North Carolina, Register of Deeds Office.

SUBJECT TO restrictions contained in deed dated 1 September 1964, and recorded in Book 182, Page 311, Brunswick County Registry.

Being the same tract or parcel of land described in that certain deed dated March 23, 1972, from Mitchell W. Wray and wife, Faye T. Wray, to Clarence C. Willoughby and wife, Mildred S. Willoughby, as recorded in Book 268, Page 765, Registry of Brunswick County, North Carolina.

Being the same lands as described in that certain deed dated December 27, 1972, from Clarence C. Willoughby and wife, to D. H. Dimmery and wife, as recorded in Book 284, Page 550, Brunswick County Registry.

The above-described property will be sold subject to all unpaid ad valorem taxes, including those for the year 1992, and also any and all assessments, if any.

The record owners of property as reflected on the records of the Register of Deeds' office not more than ten (10) days prior to posting of this notice are Reginald Strickland and wife, Clarence D. Strickland.

The highest bidder at the sale will be required to make a cash deposit of ten percent (10%) of the first \$1,000 and five percent (5%) of the remainder of the bid, and the balance in full upon confirmation of the sale.

The sale will be reported to the court and will remain open for advance or upset bids for a period of ten (10) days. If no advance bids are filed with the Clerk of Superior Court of Brunswick County, the sale will be confirmed.

This is the 2nd day of January, 1992.
Everett L. Henry,
Substitute Trustee
Jan. 23

NOTICE OF SUBSTITUTE TRUSTEE'S FORECLOSURE SALE OF REAL PROPERTY
91 SP 297

Under and by virtue of the power and authority contained in that certain Deed of Trust executed and delivered by Gray T. Capps, dated October 30, 1990 and recorded in the Office of the Register of Deeds for Brunswick County, North Carolina, in Book 824, Page 971, and re-recorded in Book 863 Page 58, 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:

TRACT ONE
BEING ALL OF TRACT A designated "Gray T. Capps" located in Shady Rest Subdivision according to a map prepared by Jan K. Daie, R.L.S., dated January 29, 1983 and recorded in Map Cabinet N, Page 275 of the Brunswick Registry. This being a portion of Tract One described in a deed from Sidney Ronald Stanley et ux to Gray T. Capps and Thomas M. Strucinski, dated 28 August 1982 and recorded in Book 509, Page 35 of the Brunswick Registry.

TRACT TWO
BEGINNING at a Point in the Southeastern intersection of Phelps Avenue and West 4th Street as shown on a plat entitled "Shady Rest" and ceding thence with the Southern margin of West 4th Street South, 58 degrees 25' East, 145 feet to a point, the Southeastern intersection of East 4th Street and Central Street; thence with the Eastern margin of Central Street South, 31 degrees 35' West, 160 feet to an iron stake the Northeastern margin of Lot #47; thence with the Northern boundary of Lot #47 North, 58 degrees 25' West, 80.5 feet to a point in the Eastern margin of Phelps Avenue; thence with the Eastern margin of Phelps Avenue North, 8 degrees East, 170 feet to the point and place of BEGINNING, and being all of that certain tract or parcel of land bounded on the West by Phelps Avenue and on the North by West 4th Street, on the East by Central Street and on the South by Lot #47 as shown on a plat entitled "Shady Rest" at Shallotte Point by J.S. Uter, Surveyor, dated April 16, 1948.

This being the same as Tract Two in a deed from Sidney Ronald Stanley et ux to Gray T. Capps and Thomas M. Strucinski, dated 28 August 1982 and recorded in Book 509, Page 35 of the Brunswick Registry.

Address of Property: Shady Rest Subdivision, Shallotte Township Shallotte, NC.

Present Record Owner(s): Gray T. Capps.
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: January 29, 1992 12:00 noon

Place of Sale: Brunswick County courthouse.

Date of this Notice: January 8, 1992.
Sheila K. McLamb,
Substitute Trustee
ANDERSON & McLAMB
Attorneys at Law
P.O. box 345
Shallotte, North Carolina 28459
Jan. 23

Legal Notices

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
DISTRICT COURT DIVISION**
File # 91 CVD 894
ASHLEY GRIFFIN,
Plaintiff,

vs
GREGORY MICHAEL MASON,
Defendant.

NOTICE OF SERVICE OF PROCESS BY PUBLICATION
TO: Gregory Michael Mason
Rt. 1 Box 767
Supply, N.C. 28462

TAKE NOTICE that a pleading seeking relief against you has been filed on 10 October 1991, in the above entitled action. The nature of the remedy being sought is as follows: Damages as a result of personal injury.

You are required to make defense to such pleading not later than 40 days from the date below, and upon your failure to do so, the party seeking service against you will apply to the Court for the relief sought.

This the 9th day of January, 1992.
Ashley Griffin, Plaintiff
By: Michael R. Ramos
Attorney for Plaintiff
P.O. Box 2019
Shallotte, N. C. 28459
(919) 754-7557
Jan. 23

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION**
91 SP 285

IN THE MATTER OF: The Foreclosure of a Deed of Trust Executed by John E. Casey and wife, Jane T. Casey to Michael C. Gerold, Trustee, and recorded in Book 708 at Page 210, Brunswick County Registry. Douglas W. Haxley, Substitute Trustee.

SUBSTITUTE TRUSTEE'S NOTICE OF SALE OF REAL ESTATE

Under and by virtue of the power of authority contained in that certain Deed of Trust executed and delivered by John E. Casey and wife, Jane T. Casey, dated 28 September 1987, and recorded in the office of the Register of Deeds of Brunswick County, North Carolina, in Book 708 at Page 210, and because of default to carry out 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, said Owner and Holder being Coastal Federal Savings Bank, the undersigned Substitute Trustee will expose for sale at public auction to the highest bidder for cash at the front door of the Courthouse in Bolivia, North Carolina, at 12:00 noon, on Wednesday, 29 January 1992, all of that certain parcel of land situate, lying and being in Shallotte Township, Brunswick County, North Carolina, and being more particularly described as follows:

Being all of Condominium Unit Number B2101 of Building Number 2, sometimes referred to as Unit Number 2102, in Manners Waiche Condominium, said condominium unit being more particularly described in the Declaration of Condominium under the North Carolina Unit Ownership Act covering Manners Waiche Condominium, dated 5 September 1985 and recorded in Deed Book 628 at Page 539, as amended in Book 659 at Page 44, and Book 687, Page 854, and in Unit Ownership (Condominium) File and Book Number 4 at Pages 79 through 92, and Book Number 5, Pages 272 through 276, Brunswick Registry, reference to which is hereby made and which is incorporated herein for greater certainty of description of said Unit together with all of the rights, privileges, space, fixtures, and appurtenances thereto belonging to said Unit. There is further conveyed herewith all of the percentage of undivided interest appurtenant to said unit in the common areas, limited common areas, land, facilities and premises appurtenant to said Unit (excepting the Condominium Units themselves) as established under the Condominium documents referenced above.

The highest bidder will be required to deposit with the Substitute Trustee on the day of the sale a cash deposit of 10% of the amount of the bid up to and including \$1,000.00, plus 5% of any excess over \$1,000.00, and this sale will then be held open for ten (10) days for upset bids as by law required, and if no upset bid is filed within ten (10) days, the balance of the bid price, less the deposit, must be paid in cash to the Substitute Trustee. If an upset bid is filed within the ten (10) days, the deposit will be returned and the property will be re-advertised and resold as by law provided.

This property will be sold subject to taxes, special assessments and prior liens of record, if any.

This the 31st day of December, 1991.
Douglas W. Haxley,
Substitute Trustee
P.O. Box 36
Shallotte, NC 28459
(919) 754-6582
Jan. 23

**STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE GENERAL
COURT OF JUSTICE
SUPERIOR COURT DIVISION**
91 CVD 726
Mac Construction Company,
Plaintiff
versus
Briklending Associates, Limited Partnership, Charles Williams, General Partner, John Madison, General Partner, Intracoastal Holding, Inc., and Intracoastal Venture, a North Carolina Joint Venture comprised of Intracoastal Holding, Inc. and Piedmont Federal Savings Bank; and Pioneer Savings Bank, Inc., Defendants

NOTICE OF SERVICE OF PROCESS BY PUBLICATION
STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
IN THE CIVIL DISTRICT COURT
WILLIAM D. EZZELL, Plaintiff
vs.
DAVID W. CUTHBERT, Defendant

TO: DAVID W. CUTHBERT
TAKE NOTICE that a pleading seeking relief against you has been filed in the above entitled action. The nature of the relief being sought is as follows:

Breach of contract by failure to pay money due for services rendered and materials supplied at Bricklending Plantation.

You are required to make defense to such pleading not later than the 4th day of February, 1992, said date being 40 days from the first publication of this notice; and upon your failure to do so the party seeking service against you will apply to the court for the relief sought.

This the 20th day of December, 1991.
Sheila K. McLamb,
Attorney for Plaintiff
Anderson & McLamb
P.O. Box 345
Shallotte, NC 28459
(919) 754-6786
Jan. 16



CP&L Pays County Tax Bill

David E. Kelly (right), director of external relations with Carolina Power & Light Company, hands a \$4,595,676 check to Brunswick County Tax Supervisor Nancy Moore last week as the company's 1991 tax payment. Pictured at left is County Manager David Clegg. CP&L, which operates the Brunswick Nuclear Plant near Southport, is the county's largest taxpayer.

Legal Notices

NOTICE TO CREDITORS AND DEBTORS OF JACOB LUPINSKI

Carol L. Peters, having qualified as Executrix of the Estate of Jacob Lupinski, late of 592 Coach Trail, Sunset Beach, Brunswick County, North Carolina 28458, the undersigned does hereby notify all persons, firms and corporations having claims against said estate of said decedent to exhibit them to the undersigned at 592 Coach Trail, Sunset Beach, North Carolina 28458 on or before the 22nd day of June, 1992, or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to the said estate will please make immediate payment to the undersigned.

This the 8th day of January, 1992.
Carol L. Peters,
Executrix of the Estate of
Jacob Lupinski
Michael T. Cox,
Attorney for Executrix
P.O. Box 2439
Shallotte, N. C. 28459
Telephone: (919) 754-8820
Feb. 6

PRELIMINARY ASSESSMENT RESOLUTION FOR THE EXTENDING OF THE BRUNSWICK COUNTY WATER SYSTEM INTO THE AREA KNOWN AS SPECIAL ASSESSMENT DISTRICT SHALLOTTE POINT

The Brunswick County Board of Commissioners in regular session, duly assembled, on December 2, 1991, do hereby resolve as follows:

1. This is a preliminary assessment resolution enacted pursuant to the provisions of North Carolina General Statute 153A-190.
2. The Brunswick County Board of Commissioners does hereby state its intention to undertake actions pursuant to North Carolina General Statute 153A-185 et. seq. to extend water distribution lines into the area known as Special Assessment District Shallotte Point.
3. The nature of the project is the construction of water distribution lines and the location of the project is that area included in the description as "Exhibit A", said exhibit is on file with and available for inspection at the office of the Clerk to the Board of Commissioners and is hereby incorporated as if fully set out herein which area is hereby identified as the "benefit zone".
4. The proposed basis for making assessments shall be one or a combination of those bases set forth in North Carolina General Statute 153A-186, including the frontage abutting on the project at an equal rate per foot of frontage; the street frontage of the lot served or subject to being served by the project at an equal rate per foot of frontage; the area of land served or subject to being served by the project at an equal rate per unit of area; the valuation of land served or subject to being served by the project being the value of the land without improvements as shown on the tax records of the county at an equal rate per dollar of valuation; or the number of lots served or subject to being served by the project at an equal rate per lot; a general description of the boundaries of the area benefited by the basis of assessment in either area or valuation are those outer boundaries as described in "Exhibit A".
5. The percentage of the costs of the work to be assessed in One Hundred Percent (100%) which may include any system impact fees.
6. Assessments may be held in abeyance in the discretion of the county.
7. The proposed terms of payment shall be payment in full sixty (60) days following the date of the publication of notice of the confirmation of the assessment roll, unless an owner qualifies for installment payments upon such terms and conditions as determined by the county.
8. A public hearing on this matter is set for January 21, 1992, at 7:00 P.M. in the Public Assembly Building, Brunswick County Government Center, Bolivia, North Carolina.

This the 2nd day of December, 1991.
Brunswick County Board of Commissioners
Kelly Holden, Chairman
Joyce Johnson,
Deputy Clerk to the Board
Jan. 16

Legal Notices

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 Jan. 10, 1992, applicant Cornerstone Investments applied for a CAMA minor development permit to construct a 4-BR, 5-bath house at 817 Ocean Blvd. West, West End Robinson Beach, Section C, Lots 15 & 16.

The application may be inspected at the below address. Public comments received by January 23, 1992, 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
Jan. 16

Legal Notices

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 Jan. 14, 1992, applicant J. E. Ward applied for a CAMA minor development permit to grade and fill the lot at 283 Brunswick West and 284 Ocean Blvd. West, Sand Dune Subdivision, Lots 11 & 12, 31 & 32.

The application may be inspected at the below address. Public comments received by January 23, 1992, 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
Jan. 16

Legal Notices

CAMA PERMIT NOTICE

Pursuant to NCGS 113-119(b), the municipality of Ocean Isle Beach, a locality authorized to issue CAMA permits in the areas of environmental concern, hereby gives NOTICE that on January 14, 1992, applicant L. B. Langston, 1227 Evergreen Place, West Columbia, S. C. 29169, applied for a CAMA minor development permit to construct a single-family dwelling at Lot 2, Block 42, Section A, 397 E. First Street.

The application may be inspected at the below address. Public comments received by January 23, 1992, 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.

T. D. Roberson
Local CAMA Permit Officer
3 West 3rd Street
Ocean Isle Beach, NC 28459
(919)579-2166
Jan. 16

Weekly Radio Show Helps Spread Word

BY HOLLY RICHARDS, EXECUTIVE VICE PRESIDENT
South Brunswick Islands Chamber Of Commerce

Last Thursday the chamber embarked on a new avenue—at least for me—I'll be doing a weekly morning radio show on WCCA, 106.3. I'm very excited about the show we've entitled "Chamber Chat." In addition to my column here in the *Beacon*, I'll be talking to you live at 8:15 each Thursday morning.

The show will be formatted with Lee Michaels and myself, and we'll be chatting about what's happening with the South Brunswick Islands Chamber of Commerce.

We debuted "Chamber Chat" and had very positive response from our membership; that means we're succeeding in getting the chamber's message out to the citizens of the South Brunswick Islands. We're always looking for feedback from our membership to better our community. We feel like "Chamber Chat" is another avenue for us to learn what you're thinking.

One of the things that I talked about in last week's maiden voyage of "Chamber Chat" was the fact that we have another employee with us at the chamber. Many of you know Mrs. Ann Laughinghouse. Ann has been a very dedicated volunteer for many years with the chamber. I am pleased to say that Ann will be working with us in another capacity, as a rotating receptionist. We have implemented a new program of rotating our front desk people, so that the front desk is always covered. Now, don't worry, Angela Caison is here just as always, Ann is helping to fill in the gaps while Angela continues to go to school at UNC-Wilmington.

Right now we'll be needing Ann a great deal because our new 1992 Visitor's Guides are on the way and boy do they look great! We'll be mailing out a sample guide to each and every member of the chamber to carefully look over and correct any mistakes before the final run of the guides. Our deadline for returning your corrections to the chamber office is Jan. 16. All corrections must be in writing, no telephone corrections will be taken.

Also we're getting ready for our annual meeting. Invitations went out last week. If you haven't received your invitation please call the chamber office. The annual meeting will be a lot of fun this year because we have a dance. We've hired a band and we're putting on the Ritz this year. It's my first annual meeting and I'm very excited about seeing as many of you as I can on Feb. 7 at Sea Trail Plantation. Festivities start at 6:30 p.m. So get a babysitter and plan to be with us for all the fun.

Speaking of fun, I want to thank all of the volunteers who worked the Lifestyles Expo in Myrtle Beach this weekend. Since I was working in Cincinnati at the Boat, Travel & Leisure Show, I was unable to work this show. We had many volunteers and Kathi and Mary from the office went down to ensure that the show was a complete success. Thanks to Nick Newton, Daphne Yarbrough, Margaret Means, Sue Madison, Terri Durham, Kathi Grissett and Mary Barton. Good volunteers and a good staff are what makes this chamber so great.

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BUSINESS BRIEFS

Computerware Donated To BCC

A Shallotte attorney has donated computers and related hardware and software to the Brunswick Community College Foundation for use in BCC's business classes.

The equipment donated by William "Bud" Powell will be used for the Business Simulation course, said Joyce Hewett, director of business programs at BCC.

The computers will be permanently set up in the classroom, instead of classes having to share equipment as in the past. The computers, printers, software and other equipment will help students practice computerized accounting, word processing and inventory and payroll functions, she said, which students previously did manually.

The Business Simulation class gives students an opportunity to work in simulated situations as an office manager, administrative assistant, accounting clerk, inventory clerk, payroll clerk and bookkeeper.

A Hewlett Packard computer will be used for word processing courses, familiarizing students with a type of hardware not available to BCC students prior to Powell's donation.

"Once these donated computer systems are up and running," she said, "our BCC business students will be better prepared for the business world, having had experience with more than one computer system."

Training For Trainers

An instructor methodology course will be offered by Brunswick Community College this month for individuals who wish to provide training for emergency, rescue and fire personnel.

The course begins Jan. 22 and will be led by Lt. Ronald Hewett of the Brunswick County Sheriff's Department. Class will meet Monday, Wednesday and Thursday evenings from 6 p.m. to 10 p.m. at the main campus north of Supply.

This continuing education course is required to instruct classes for provider testing by the Officer of Emergency Medical Service and the North Carolina State Fire Commission.

Interested persons can register at the first class meeting and pay the \$30 course fee.

Legal Notices

ESTATE NOTICE

The undersigned, having qualified as Executrix of the Estate of Joan Pollock Arscott, 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 16th day of July, 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 10th day of January, 1992.
Joanne Arscott Fategoni,
Executrix of the Estate of
Joan Pollock Arscott
1016 Durham Ave. SW
Calabash, N. C. 28467
Feb. 6 p.d.

Membership Awarded

Marcus Rey Williams, M.D., was recently awarded membership in The American College of Physician Executives, the nation's only educational and professional organization for physicians in medical management.

Williams serves as a physician in private practice near Shallotte and is vice president of Brunswick Islands Medical Association and president of Brunswick Islands Medical Park.



RICHARDS