

# LEGAL NOTICE



**Blue Ridge Parkway has increased recreational access at campgrounds.**

**BR Parkway has more access to campgrounds**

Following guidance from the White House, Centers for Disease Control and Prevention (CDC), and state and local public health authorities, Blue Ridge Parkway has increased recreational access at campgrounds in both North Carolina and Virginia.

The National Park Service (NPS) is working servicewide with federal, state, and local public health authorities to closely monitor the COVID-19 pandemic and using a phased approach to increase access on a park-by-park basis.

As of July 31, 2020, the Blue Ridge Parkway reopened access to four campgrounds at the following locations in North Carolina: Linville Falls Campground (Milepost 169) and Julian Price Park Campground (Milepost 297). Reopening in Virginia: Peaks of Otter Campground (Milepost 85.9) and Rocky Knob Campground (Milepost 169).

Reservations for each location are now available through recreation.gov.

The following areas continue to be available: Select concession operations (additional details available on park website); Picnic Areas; Select Additional Restrooms; All Parkway trails; and All other sections of the motor route in North Carolina and Virginia, except for a road closure from Milepost 115.5 to Milepost 135.9, from the Explore Park Access Rd. to Adney Gap, due to multiple road hazards.

With public health in mind or due to ongoing projects or repairs, the following seasonal visitor facilities remain closed: Visitor Centers park-wide, Otter Creek Campground, Doughton Park Campground, Crabtree Falls Campground and Picnic Area, and Mt. Pisgah Campground.

The health and safety of Parkway visitors, employees, volunteers, and partners continues to be paramount.

At Blue Ridge Parkway, the operational approach will be to examine each facility function and service provided to ensure those operations comply with current public health guidance and will be regularly monitored.

The parks continue to work closely with the NPS Office of Public Health using CDC guidance to ensure public and workspaces are safe and clean for visitors, employees, partners, and volunteers.

While these areas are accessible for visitors to enjoy, a return to full operations will continue to be phased and services may be limited.

When recreating, the public should follow local area health orders in North Carolina and Virginia, practice Leave No Trace principles, avoid crowding and avoid high-risk outdoor activities.

The CDC has offered guidance to help people recreating in parks and open spaces prevent the spread of infectious diseases.

Staff will continue to monitor all park functions to ensure that visitors adhere to CDC guidance for mitigating risks associated with the transmission of COVID-19 and take any additional steps necessary to protect public health.

Details and updates on park operations will continue to be posted on our website at nps.gov/blri and social media channels. Updates about NPS operations will be posted on nps.gov/coronavirus.

## Times Journal Deadline

Deadline for news copy, photos, classified etc. is noon Friday for Wednesday's publication. Email to editor@yanceypaper.com, bring by the office at 22 North Main Street, or mail to Times Journal, 22 North Main Street, Burnsville, N.C. 28714.

## LEGAL NOTICE BURNSVILLE TO HOLD PUBLIC HEARING

The Town of Burnsville is seeking to closeout its Community Development Block Grant Infrastructure Program #16-I-2915 sewer line rehabilitation at Peterson Trailer Park located off Love Fox Road. The project included installation of 2,006 linear feet of new sewer line and 1,842 linear feet service lines benefiting 126 residents, 98% of whom are low and moderate income individuals. The total CDBG-I expenditure for the project was \$769,318.41.

A public hearing will be held on, September 3, 2020 at 6:00 pm at the Burnsville Town Center located at 6 South Main Street, Burnsville, NC to obtain citizen input regarding the project's closeout.

Due to public health and safety concerns amid the Covid-19 pandemic and Executive Orders from the Governor of North Carolina restricting the number of persons allowed to gather in public places the meeting will be CLOSED to the public. Per the State Law, S.L. 2020-3, SB 704, modifying rules governing public hearings effective May 4, 2020 for meetings conducted under a Declaration of State of Emergency by the Governor or General Assembly the public may listen to the hearing by streaming live at Burnsville Town Center channel on YouTube and public comment will be taken in the manner prescribed below.

Public Comment will be taken in the following manner:

1. Any public comment may be submitted via email at any time after the posting of this Notice up and through 24 hours after the public hearing to the following email address publiccomment@townofburnsville.org ;

2. The commenter must state his/her name and address.

3. Action may not be taken by the Council until more than 24 hours after the public hearing is closed.

Citizens will be given the opportunity to provide written comment on the project at the public hearing. All interested citizens are encouraged to listen to the public hearing and make comment.

If additional information is needed, please contact the Town of Burnsville at (828) 682-2420.

Persons with disabilities or who otherwise need assistance should contact Jeanne Martin, at (828) 682-2420 or clerk@townofburnsville.org (Relay North Carolina #711) by March 23, 2020. Accommodations will be made for all who request assistance with participating in the public hearing.

This information is available in Spanish or any other language upon request. Please contact Jeanne Martin at (828) 682-2420 or at 2 Town Square, Burnsville, NC 28714 for accommodations for this request.

Esta información está disponible en español o en cualquier otro idioma bajo petición. Por favor, póngase en contacto con Jeanne Martin al (828) 686-2420 o en 2 Town Square., Burnsville, NC 28714 de alojamiento para esta solicitud.

Published August 12, 2020

## Need a broom?

Since 1950, the Burnsville Lions Club has been selling their trademark brooms as a fundraiser to provide vision care to needy persons in Yancey County.

While club members no longer go door to door selling our brooms, they have placed "broom boxes" in a variety of places throughout the county.

Locations where you may buy brooms:

Poplar Grove Store, Yancey Graphics, Fox Brothers Store, Sue's Beauty Shop, Prescription Pad, One of a Kind Gallery, Shear Performance Beauty Shop, Farm Bureau, Guy's Grocery Little Creek, Jill's Hairport, Riddle's Used Appliance Hwy 80, Bald Creek Tractor, Buchanan-Young Chrysler, Troy's Greenhouse, and Book Annex on Town Square

The Lions Club appreciates your continued support of this long standing project.

## LEGAL NOTICE Public Notice

The Individuals with Disabilities Education Act (IDEA-Part B, Public Law 108.446) Project is presently being amended. The Project describes the special education programs that Yancey County proposes for Federal funding for the 2020-2021 School Year. Interested persons are encouraged to review amendments to the Project and make comments concerning the implementation of special education under this Federal Program. All comments will be considered prior to submission of the amended Project to the North Carolina Department of Public Instruction in Raleigh, North Carolina. The IDEA-Part B Project is open to the public for review and comments during the weeks of August 12 - August 26th, 2020.

Due to COVID-19 please call Margie Stebbeds at 828-682-6101 ex. 120 to schedule a phone conference of virtual meeting if interested.

Published August 12, 19, 2020.

## LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION BEFORE THE CLERK FILE NO. 20 E 173 EXECUTOR'S NOTICE

Having qualified as Administratrix of the Estate of Alice Jeanette Elkins of Yancey County, North Carolina, this is to notify all persons, firms and corporations having claims against the Estate of the deceased to present them to the undersigned on or before the 16 day of November, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 5th day of August, 2020.

Janet E. Morrow  
Administratrix  
2223 Upper Stone Mountain Road  
Unicoi, TN 37692

Published August 5, 12, 19, 26, 2020

## LEGAL NOTICE THE GREAT STATE OF NORTH CAROLINA IN THE COUNTY OF YANCEY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION, BEFORE THE CLERK 20 E 172

In the Matter of the Estate of RUBY JEAN WARRICK, Deceased

NOTICE TO CREDITORS

HAVING QUALIFIED as Executrix of the Estate of RUBY JEAN WARRICK, deceased, of Yancey County, NC, this is to notify all persons, firms, and corporations having claims against the estate of said decedent to present them to the undersigned on or before 5 November, 2020, or this notice will be pled in bar of their recovery. All persons indebted to the said estate please make immediate payment.

This the 5th day of August, 2020.

LILA W. STYLES  
Silver Springs Rd.  
Burnsville, NC 28714  
DONNY J. LAWS  
Attorney at Law  
PO Box 397  
Burnsville, NC 28714

Published: August 5, 12, 19, 26, 2020

## MY Meds Medication Ministry

MY Meds Medication and Health Ministry is a local non-profit organization that provides help to Mitchell and Yancey County residents who have no prescription health plan and often have to decide between buying food and buying medicine. No one should have to make that choice.

If you need help paying for needed prescription medications call MY Meds office at 766-6337.

## LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION NOTICE TO CREDITORS

Having qualified as Executor of the Estate of Edward Dean Canipe of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 20 day of October, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 17 day of July, 2020.

Jeremy Canipe  
39 Summy Cove Road  
Candler, NC 28715  
Published July 22, 29,  
August 5, 12, 2020

## LEGAL NOTICE

On August 3, 2020, the University of North Carolina filed an application with the Federal Communications Commission for renewal of license of TV Translator station W35CO-D, which is licensed to serve Burnsville, N.C. The station is licensed to transmit from a site at the following coordinates: 35 56' 16.4" N 82 17' 47.4" W, on channel 35, with an effective radiated power of 0.5 kW. The station rebroadcasts WUNE-TV, Linville, N.C., which operates on channel 36.

Individuals who wish to advise the FCC of facts relating to the renewal application and to whether this TV translator station has operated in the public interest should file comments and petitions with the FCC by November 2, 2020, by writing to the FCC, Washington, DC 20554

Published August 12, 2020

## LEGAL NOTICE STATE OF NORTH CAROLINA COUNTY OF YANCEY NOTICE TO CREDITORS

The undersigned, having qualified as ADMINISTRATOR of the ESTATE OF MATTHEW GLENN RIDDLE, deceased, late of YANCEY County, North Carolina, notifies all persons having claims against said estate to present them to the undersigned c/o Lisa M. Rothman at McGuire, Wood & Bisette, P.A., PO Box 3180, Asheville, NC 28802, on or before October 22, 2020, 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 July, 2020.

KATHLEEN R. ROD-BERG, ADMINISTRATOR  
ESTATE OF MATTHEW GLENN RIDDLE

Published July 22, 29, August 5, 12, 2020

## LEGAL NOTICE NOTICE TO CREDITORS

Having qualified as Executrix of the estate of Vernon M. Riddle, deceased, late of Yancey County, North Carolina, this is to notify all persons, firms and corporations having claims against the estate of said deceased to exhibit them to the undersigned on or before the 6th day of November, 2020 or this Notice will be pleaded in bar of their recovery.

All persons indebted to said estate will please make immediate payment.

THIS the 6th day of August, 2020.

Rebecca Lynn West, Executrix  
c/o Barnwell & Long, PLLC  
P.O. Box 430  
Skyland, NC 28776  
Published August 5, 12, 19, 26, 2020.

## LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION NOTICE TO CREDITORS

Having qualified as Administrator of the Estate of Billie Jean Tomberlin of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 12th day of November, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 12th day of August, 2020.

Gwen T. Minton  
1678 N Minton Rd  
Millers Creek, NC 28651  
Published August 12, 19, 26, September 2, 2020

## Guardian ad Litem seeking volunteers as child advocates

The NC Guardian ad Litem Program is seeking volunteer advocates to represent abused and neglected children in Yancey, Mitchell and Madison.

Training sessions are held periodically for those who would like to volunteer with this program to advocate for local children.

Participants from Mitchell and Madison counties are also strongly encouraged to participate as there are many children who still do not have a volunteer assigned to them.

If you have any questions or would like to learn more about the local Guardian ad Litem program, please call Erica Edwards at 828-682-4754 or visit volunteerforal.org.

# FINAL PUBLIC NOTICE

Yancey County has applied for Federal Emergency Management Agency (FEMA) Public Assistance (PA) Program funding through the North Carolina Emergency Management (NCEM) as a sub-recipient.

Under the National Environmental Policy Act (NEPA), federal actions must be reviewed and evaluated for feasible alternatives and for social, economic, historic, environmental, legal, and safety considerations. Under Executive Order (EO) 11988 and EO 11990, FEMA is required to consider alternatives, and to provide a public notice of any proposed actions in or affecting floodplains or wetlands. EO 12898 also requires FEMA to provide the opportunity for public participation in the planning process and to consider potential impacts to minority and low-income populations. This notice may also fulfill requirements under Section 106 of the National Historic Preservation Act (NHPA).

Funding for the proposed project will be conditional upon compliance with all applicable federal, tribal, state, and local laws, regulations, floodplain standards, permit requirements and conditions.

**Sub-Applicant:** Yancey County

**Project Title:** 132567 – Cane River Park Berm Repairs; PA-04-NC-4393-PW-02601

### Location of Proposed Work:

Facility	Address	Latitude	Longitude	Date of Construction
Cane River Park	258 Whittington Road, Burnsville, NC 38714	35.91443	-82.38417	Approximately 2009

### Special Flood Hazard Area Zone:

This project is for the restoration of Cane River Park berm and associated facilities or features, which is located in a Floodway and AE Zone. Confirmation of location in a Special Flood Hazard Area (SFHA) was determined by the Yancey County Flood Insurance Rate Map, Panel Numbers: 3700989000J, dated 06/02/2009. The proposed work conforms to all applicable State of North Carolina and local floodplain regulations. There is a potential for Cane River Park berm and associated facilities/features to be impacted by future flooding events due to their location within the Floodway and AE Zone. The proposed work will take place in or near wetlands per the United States Fish and Wildlife Service National Wetlands Inventory but will have little potential to impact or affect wetland values.

### Proposed Work and Purpose:

Yancey County will repair a portion of berm, including the riverbank, floodplain bench, walkway and other associated facilities or features at Cane River Park. Repairs will include the use of bioengineering techniques (i.e. seeding and live plants) to minimize future flood impacts. These repairs and improvements are needed by the community to restore Cane River Park for open space and recreational use by the community.

### Project Alternatives:

**Alternative #1** (No action): The 'no action' alternative would ultimately result in a negative impact to Yancey County and the community. If the berm and associated facilities/features are not repaired, then park damages may continue to occur reducing community use of the facilities.

**Alternative #2** (Relocation): No alternative site location is practicable for this project. The berm and associated park facilities or features provide natural and beneficial use of the floodplain as open space and recreational use for the community.

### Comment Period:

Comments are solicited from the public; local, state or federal agencies, and other interested parties in order to consider and evaluate the impacts of the proposed project. The comments should be made in writing and addressed to:

**FEMA Internal 11988 Reviewer FEMA Region 4  
3003 Chamblee-Tucker Road  
Atlanta, Georgia, 30341**

Alternatively, comments may be emailed to: FEMA-R4EHP@fema.dhs.gov. Please send comments with the subject line [DR-4393-NC-02601 11988 COMMENT].

All comments are due by no later than 30 days of the posted date of this notice.

**POSTED ON:** August 6, 2020 in the Yancey County Courthouse located at 110 Town Square, Burnsville NC 28714. Also, posted at Cane River Park located at 258 Whittington Road, Burnsville NC 28714.

Published August 12, 2020.