

# Obituaries



## Betty Mae Briggs Cooper

Betty Mae Briggs Cooper, 76 of Lexington, passed away on Friday, October 9, 2020 at her home. Mrs. Cooper was born on August 13, 1944 in Yancey County to Landon Briggs and Julia Bryant Briggs. She retired from PPG and was of the Baptist faith. She was preceded in death by her parents; a son, Kelly Cooper; brothers, J. D. Briggs, Bud Briggs and Dean Briggs.

Those left to cherish her memory are her loving husband, Lloyd Cooper, of the home; son, Tracy Cooper (Tammy) of Lexington; daughter, Diane Young (Larry) of Lexington; brother, Wayne Briggs, of Burnsville; sisters, Pearl Tipton, Dorothy Renfro, Trish Pate, and twin sister, Eyvonne Canipe, all of Burnsville, Ruth Vickers of Salisbury, Mary Hughes of Indiana and 4 grandchildren, Cameron Cooper, Melanie Hogrefe, Madie Prince and Colby Prince.

A funeral service was held on Tuesday, October 13 in the Davidson Funeral Home Chapel with Rev. Brian Alexander officiating the service. Burial followed at Forest Hill Memorial Park.



## Lynda McDonald Carpenter

Lynda McDonald Carpenter, age 76, of the Crossnore Community, went home to be with the Lord on Monday, October 12, 2020 at the home of her daughter. Lynda was born on September 1, 1944 in Portland Oregon. She was preceded in death by her mother and stepfather, Helen and George White and her father, William McDonald; husband, J.L. Carpenter; and a brother, Mike White. Lynda was a graduate of Crossnore High School, retired from Baxter Laboratories after 30 years, and enjoyed being a private cook for the past 13 years for the Bradford family in Linville, NC. She was a longtime member of Pineola Baptist Church where she was active in WMU and a Sunday School Teacher. She was active in the Avery Baptist Association. Lynda was previously a member of Stameytown Baptist Church and active with the Acteens group.

Lynda enjoyed sewing and made clothing as well as dance costumes, bridal gowns and bridesmaid dresses. She also crocheted and made afghans.

Surviving is her children: Freddie Carpenter and wife, Nikki, of Forest City, Denise Hill and husband, Todd, of Roan Mountain, TN and Jack Padgett and wife, Susan, of Forest City; sister, Sandra Waycaster of Altamont; brothers: John White of Linville Falls and Gary White and wife, Mary, of Stamey Branch; sister-in-law, Mildred White of Altamont and grandchildren: Johnathan Hill, Ariel Hill, Chelsea Carpenter and Averia Padgett.

A graveside service was held on Thursday, October 15 at 2:30 p.m. in the Big Meadows Missionary Baptist Church Cemetery. Pastor Rufus Biddix officiated. Donations be made to Avery County Baptist Association for Missions, PO Box 625, Newland, NC 28657. To send online condolences, website at [www.yanceyfuneralservice.com](http://www.yanceyfuneralservice.com).

## 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 Theresa Jane Anderson 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 14th day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 14th day of October, 2020.

Donna Mohler  
1225 Ballast Point Drive  
Manteo, NC 27954  
Published October 14, 21, 28, November 4, 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 Nelda Ruth Thomas Cooper 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 30th day of December, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 30th day of September, 2020.

Linda Biddix  
358 Wolf Mountain Road  
Green Mountain, NC 28740  
Published September 30, October 7, 14, 21, 2020

## LEGAL NOTICE NOTICE OF SERVICE OF PROCESS BY PUBLICATION STATE OF NORTH CAROLINA BUNCOMBE COUNTY In the District Court: 20 CVD 3337

**JENNIFER GONZALEZ-SERVIN V. FRANCISCO J. NICHOLAS**

Absolute Divorce and Child Custody action To Fransisco J. Nicholas:

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: Absolute Divorce and Child Custody.

You are required to make defense to such pleading not later than November 24, 2020 and upon your failure to do so the party seeking service against you will apply to the court for the relief sought.

This the 14th day of October, 2020.

Janet H. Amburgey  
Attorney for Plaintiff  
47 N. Market Street  
Asheville, NC 28801  
(828) 258-3368  
Published October 14, 21, 28, 2020.

## 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 Lester R. Heavner Jr 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 7th day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 7th day of October, 2020.

Lester Ralph Heavner III  
250 East Jarrard Street  
Suite C Box 168  
Cleveland, GA 30528  
Published October 7, 14, 21, 28, 2020

## LEGAL NOTICE NORTH CAROLINA YANCEY COUNTY NOTICE OF FORECLOSURE SALE

**Special Proceedings No. 20 SP 22**  
**Substitute Trustee:**  
**Philip A. Glass**  
**Date of Sale:**  
**October 27, 2020**  
**Time of Sale: 3:00 p.m.**  
**Place of Sale: Yancey County Courthouse**  
**Description of Property:**  
**See Attached Description**

**Record Owners:**  
**Cody McMahan**  
**Address of Property:**  
**10390 Double Island Road**  
**Green Mountain, NC 28740**  
**Deed of Trust:**  
**Book : 742 Page: 498**  
**Dated: March 22, 2016**  
**Grantors:**  
**Cody McMahan**  
**Original Beneficiary:**  
**State Employees' Credit Union**

**CONDITIONS OF SALE: Should the property be purchased by a third party, that person must pay the tax of Forty-five Cents (45¢) per One Hundred Dollars (\$100.00) required by N.C.G.S. §7A-308(a)(1).**

This sale is made subject to all unpaid taxes and superior liens or encumbrances of record and assessments, if any, against the said property, and any recorded leases. This sale is also subject to any applicable county land transfer tax, and the successful third party bidder shall be required to make payment for any such county land transfer tax.

A cash deposit of 5% of the purchase price will be required at the time of the sale. Any successful bidder shall be required to tender the full balance of the purchase price so bid in cash or certified check at the time the Substitute Trustee tenders to him a deed for the property or attempts to tender such deed, and should said successful bidder fail to pay the full balance purchase price so bid at that time, he shall remain liable on his bid as provided for in North Carolina General Statutes Section 45-21.30 (d) and (e). This sale will be held open ten (10) days for upset bids as required by law.

Residential real property with less than 15 rental units, including single-family residential real property: an order for possession of the property may be issued pursuant to G.S. 45-21.29 in favor of the purchaser and against the party or parties in possession by the clerk of superior court of the county in which the property is sold. Any person who occupies the property pursuant to a rental agreement entered into or renewed on or after October 1, 2007, may, after receiving notice of sale, terminate the rental agreement by providing written notice of termination to the landlord, to be effective on a date stated in the notice that is at least 10 days, but not more than 90 days, after the sale date contained in the notice of sale, provided that the mortgagor has not cured the default at the time the tenant provides the notice of termination. Upon termination of a rental agreement, the tenant is liable for rent due under the rental agreement prorated to the effective date of the termination.

Dated: 09/22/2020  
Philip A. Glass, Substitute Trustee  
Nodell, Glass & Haskell, L.L.P.

Posted on 09/22/2020  
Exhibit A

Tract I: BEGINNING on an angle iron found at a large boulder on the North side of Little Brush Creek, the same being in the Eastern property line of lands of Alan D. McKinney as described in the Yancey County Deed Registry at Instrument Book 217, Page 63; and running thence with the line of McKinney N 02 deg. 13' 11" W 129.51 feet to a set iron pin; thence N 02 deg. 13' 11" w 92.50 to a set iron pin; thence N 02 deg. 13' 11" W 96.99 feet to a set iron pin; N 02 deg. 13' 11" W 75.41 feet to a set iron pin; N 02 deg. 13' 11" W 95.29 feet to an iron pin; and thence N 02 deg. 13' 11" W 100.25 feet to a set iron pin, the same being a corner with the 6.69 acres tract shown on the plat hereinafter referenced; thence with the Southern line of the 6.69 acre tract N 75 deg. 34' 49" E 476.61 feet to a found iron pin at a maple tree, the same being the Northernmost corner of lands of Brenda J. Lee as described in the Yancey County Deed Registry at Instrument Book 314, Page 731; thence with the Western boundary line of the Lee property S 45 deg. 51' 18" W 228.12 feet to a found iron pin; S 23 deg. 21' 39" W 32.12 feet to a found iron pin; and S 05 deg. 21' 26" W 546.05 feet to a point in the Little Brush Creek; thence running with the Little Brush Creek the following courses and distances: N 79 deg. 50' 20" W 30.05 feet to a point; N 86 deg. 00' 39" W 51.39 feet to a point; N 84 deg. 52' 04" W 60.96 feet to a point; and S 77 deg. 48' 02" W 70.43 feet to a point, the same being the Southern corner of lands of Alan McKinney above referenced; thence leaving Little Brush Creek and running with the Eastern boundary line of Alan McKinney N 02 deg. 13' 11" W 24.42 feet to the point of BEGINNING, containing 4.00 acres, according to a map and plat of survey by Dallas G. Miller, P.L.S., dated June 12, 2009, revised 10/05/2009, recorded in Plat Book 3C, Page 321, Yancey County Registry, and being in Lot 1 shown thereon.

Tract II: BEGINNING on a found iron at a fence, the same being a corner with lands of Jeffery Young as described in Instrument Book 279, Page 01, and also indicated as the Jennie Deyton Corner on the survey hereinafter referenced; and running thence with the fence and the Southern boundary of Jeffery Young S 46 deg. 58' 44" E 306.41 feet to a found iron pin; thence S 49 deg. 27' 20" E 485.88 feet to a found iron, the same being a corner with lands of Mrs. Kenneth Johnson as described at Deed Book 103, Page 548; thence with the Johnson line S 18 deg. 27' 29" W 155.23 feet to a found iron pin; thence S 33 deg. 14' 17" W 89.30 feet to a found iron pin at a maple, the same being in the Northernmost corner of lands of Brenda J. Lee as described at Yancey County Deed Book 314, Page 731, and the Northwest corner of Lot No. 1 shown on the survey herein referenced; thence running with the Northern boundary line of Lot No. 1 S 75 deg. 34' 49" W 476.61 feet to an iron pin set in the Western line of lands of Alan D. McKinney as described in the Yancey County Deed Registry at Instrument Book 217, Page 63; thence with the McKinney line in the following courses and distances: N 02 deg. 13' 11" W 168.33 feet to a set iron pin; N 02 deg. 13' 11" W 121.21 feet to an iron pin set in an old roadway; thence N 02 deg. 13' 11" W 143.75 feet to a set iron pin; thence N 02 deg. 13' 11" W 44.78 feet to an iron pin set; thence N 02 deg. 13' 11" W 128.12 feet to an iron pin set; thence N 02 deg. 13' 11" W 96.68 feet to an iron pin set; thence N 02 deg. 13' 11" W 163.29 feet to the point of BEGINNING, containing 6.69 acres, according to a map and plat survey by Dallas G. Miller, P.L.S., dated June 12, 2009, revised 10/05/2009, recorded in Plat Book 3C, Page 321, Yancey County Registry, and being the 6.69 acre parcel shown thereon.

THIS CONVEYANCE is made subject to the existing old road indicated on the survey as the same leads into lands now or formerly owned by Alan D. McKinney.

ALSO CONVEYED HERewith is that easement and right-of-way as more particularly described in Book 620, Page 558, Yancey County Registry.

For further reference, see

Book 620, Page 555, Yancey County Registry.  
PIN: 084300651228000  
Property Address: 10390 Double Island Rd. Green Mountain, NC 28740  
Published October 14, 21, 2020.

**LEGAL NOTICE NORTH CAROLINA YANCEY COUNTY NOTICE OF FORECLOSURE SALE Special Proceedings No. 20 SP 3**  
**Substitute Trustee:**  
**Philip A. Glass**  
**Date of Sale:**  
**October 27, 2020**  
**Time of Sale: 3:00 p.m.**  
**Place of Sale: Yancey County Courthouse**  
**Description of Property:**  
**See Attached Description**  
**Record Owners: Martin Webb and Christy Webb, fka Christy McKinney**  
**Address of Property: 7019 Crabtree Road Spruce Pine, NC 28777**  
**Deed of Trust:**  
**Book : 577 Page: 515**  
**Dated: January 09, 2008**  
**Grantors: Martin Webb and Christy Webb**  
**Original Beneficiary: Local Government Federal Credit Union**

**CONDITIONS OF SALE: Should the property be purchased by a third party, that person must pay the tax of Forty-five Cents (45¢) per One Hundred Dollars (\$100.00) required by N.C.G.S. §7A-308(a)(1).**

This sale is made subject to all unpaid taxes and superior liens or encumbrances of record and assessments, if any, against the said property, and any recorded leases. This sale is also subject to any applicable county land transfer tax, and the successful third party bidder shall be required to make payment for any such county land transfer tax.

A cash deposit of 5% of the purchase price will be required at the time of the sale. Any successful bidder shall be required to tender the full balance of the purchase price so bid in cash or certified check at the time the Substitute Trustee tenders to him a deed for the property or attempts to tender such deed, and should said successful bidder fail to pay the full balance purchase price so bid at that time, he shall remain liable on his bid as provided for in North Carolina General Statutes Section 45-21.30 (d) and (e). This sale will be held open ten (10) days for upset bids as required by law.

Residential real property with less than 15 rental units, including single-family residential real property: an order for possession of the property may be issued pursuant to G.S. 45-21.29 in favor of the purchaser and against the party or parties in possession by the clerk of superior court of the county in which the property is sold. Any person who occupies the property pursuant to a rental agreement entered into or renewed on or after October 1, 2007, may, after receiving notice of sale, terminate the rental agreement by providing written notice of termination to the landlord, to be effective on a date stated in the notice that is at least 10 days, but not more than 90 days, after the sale date contained in the notice of sale, provided that the mortgagor has not cured the default at the time the tenant provides the notice of termination. Upon termination of a rental agreement, the tenant is liable for rent due under the rental agreement prorated to the effective date of the termination.

Dated: 09/22/2020  
Philip A. Glass, Substitute Trustee  
Nodell, Glass & Haskell, L.L.P.

Posted on 09/22/2020  
EXHIBIT A

LANDS LYING AND BEING IN CRABTREE TOWNSHIP, YANCEY COUNTY, NORTH CAROLINA AND BEING MORE ACCURATELY DESCRIBED AS FOLLOWS: BEGINNING ON A POINT IN THE CENTER OF A 20 FOOT RIGHT OF WAY, SAID POINT BEING LOCATED N 64 01 21 W 98.40 FEET FROM A RAILROAD SPIKE IN THE

CENTER OF NCSR 1002 AND RUNS THENCE S 13 43 19 W 66.30 FEET TO AN IRON PIN; THENCE THE SAME BEARING 111.38 FEET TO THE CENTER OF A 30 FOOT RIGHT OF WAY; THENCE WITH THE CENTER OF SAID RIGHT OF WAY THE FOLLOWING BEARINGS AND DISTANCES: N 51 28 21 W 37.89 FEET; S 89 48 39 W 68 FEET; N 76 28 21 W 60.44 FEET; THENCE LEAVING THE RIGHT OF WAY AND RUNNING N 27 15 27 E 94.40 FEET TO AN IRON PIN; THENCE N 63 13 07 W 111.73 FEET TO AN IRON PIN; THENCE N 48 26 W 115.68 FEET TO AN IRON PIN; THENCE N 36 17 01 E 21.01 FEET TO AN IRON PIN; THENCE N 64 00 42 W 50 FEET TO AN IRON IN THE CENTER OF A BRANCH; THENCE N 68 35 42 E 138.07 FEET TO A POINT IN THE CENTER OF CRABTREE CREEK; THENCE RUNNING WITH THE CENTER OF CRABTREE THE FOLLOWING BEARING AND DISTANCES: 34 13 26 W 40 FEET; S 01 45 44 E 35.15 FEET; S 18 17 14 E 24.54 FEET; S 57 23 14 E 73.86 FEET; S 73 40 24 E 126.61 FEET; S 58 06 44 E 129.62 FEET; S 87 12 14 E 2.63 FEET; THENCE LEAVING THE CREEK AND RUNNING S 13 43 19 E 50.96 FEET TO THE POINT OF BEGINNING, CONTAINING 1.01 ACRES BY DMD.

PIN: 076900863024000  
Property Address: 7019 Crabtree Rd. Spruce Pine, NC 28777  
Published October 14, 21, 2020.

## LEGAL NOTICE Polling Place Buffer zones for Yancey County Polling Places

The following is a list of Yancey County polling places and a description of each buffer zone in which Election Day electioneering is allowed.

Buffer zones are designated in accordance with G.S. § 163-166.4(a), by the county board of elections. Where practical, set limit of the zone is 50 feet from the door of entrance to the voting place, measured when that door is closed, but in no event is the limit at more than 50 feet or at less than 25 feet.

The poll workers will mark buffer zones on Election Day with No Campaigning or Electioneering signs.

**Burnsville:** Located at Burnsville Elementary School. Electioneering is allowed 50 ft from main door of the gym.

**Cane River:** Located at West Yancey Fire Department. Electioneering is allowed 50 ft from the back door of the cafeteria door.

**Egypt:** Located at Ramsey Town Fire Department. Electioneering is allowed 50 ft from the Cafeteria door.

**Ramsey Town:** Located at Ramsey Town Fire Department. Electioneering is allowed 50 ft from the side entrance door.

**Green Mountain:** Located at Clearmont Elementary School. Electioneering is allowed 50 ft from cafeteria entrance.

**Jacks Creek:** Located at Clearmont Elementary School. Electioneering is allowed 50 ft from the front door.

**Brush Creek:** Located at the Brush Creek Community Building. Electioneering is allowed 50 ft from the front door.

**Crabtree:** Located at New Dale Fire Station. Electioneering is allowed 50 ft from the front door.

**South Toe:** Located at South Toe Elementary School. Electioneering is allowed 50 ft from the back entrance.

**Pensacola:** Located at Pensacola Fire Department. Electioneering is allowed 50 ft from the side entrance.

**Prices Creek:** Located at Cane River Middle School. Electioneering is allowed 50 ft from the Art Room entrance.

**One-Stop:** Located at Yancey County Board of Election Office at 30 East US HWY 19E By-Pass, Suite #2, Burnsville. Electioneering is allowed 50 ft from the main entrance.

Gary Boone, Chairman  
Yancey County Board of Elections  
Run Oct. 14, 21, 28, 2020

**CLASSIFIED ADVERTISEMENT DEADLINE / COST**  
**DEADLINE** for classified ads and news copy is 12:00 noon on Friday for Wednesday's publication.  
**COST** is \$7.00 for the first 20 words, 25¢ for each word over 20, 50 word limit.

# Classifieds

## LEGAL NOTICE

**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 James Grady McIntosh 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 21st day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.  
 This the 21st day of October, 2020.  
 Mike McIntosh  
 133 Highland Avenue  
 Burnsville, NC 28714  
 Published October 21, 28, November 4, 11, 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 William Royce Hunter 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 21st day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.  
 This the 21st day of October, 2020.  
 Hillary Marie Bradford  
 279 South Toe School Road  
 Burnsville, NC 28714  
 Published October 21, 28, November 4, 11, 2020

**LEGAL NOTICE PUBLIC NOTICE PUBLIC SALE**  
 In-Town Mini storage will sell the following storage Units for default of rent on October 31, 2020 at 11:00 a.m. Owner may claim by paying all rent and fees prior to sale in cash or money order.  
 Unit #29  
 Renter: Jessica Ann Wheeler  
 Published October 21, 28, 2020

**LEGAL NOTICE NORTH CAROLINA YANCEY COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION BEFORE THE CLERK 20-SP-1 NOTICE OF FORECLOSURE SALE IN THE MATTER OF THE FORECLOSURE OF THE DEED OF TRUST OF CHRISTAL MUNDY a/k/a CHRISTAL THORNTON, Mortgagor, to Dale W. Hensley, Substitute Trustee for Mitchell-Yancey Habitat for Humanity, Inc., as recorded in Book 550, Page 278, Yancey County, N.C. Registry**  
 Under and by virtue of an Order made and entered by the Honorable Tammy R. McEntyre, Clerk of Superior Court of Yancey County, North Carolina, on February 27, 2020, and the power of sale contained in that certain Deed of Trust from Christal Mundy to Elizabeth L. Holmes, Trustee for Mitchell-Yancey Habitat for Humanity, Inc. recorded in Book 550, Page 278, Yancey County, North Carolina, Registry, the undersigned Dale W. Hensley, Substitute Trustee, will offer for sale at public auction to the highest bidder for cash at the Court-house door in Burnsville, North Carolina, at 11:45 A.M. on Thursday, October 29, 2020 the real property conveyed in said Deed of Trust, the same being located in Burnsville Township, Yancey County, North Carolina at 117 Meadow Ridge Drive, Burnsville, North Carolina, and having Yancey County Tax PIN 083001299117000, and being more particularly described in the Deed of Trust recorded in Book 550, Page 278, Yancey County Registry, which description is incorporated herein by reference. The said property is known as Lot 5 of Majestic Mountain Estates and is also described in Book 550, Page 275, Yancey County Registry.

against the party or parties in possession by the clerk of superior court of the county in which the property is sold.  
 Any person who occupies the property pursuant to a rental agreement entered into or renewed on or after October 1, 2007, may, after receiving the notice of sale, terminate the rental agreement by providing written notice of termination to the landlord, to be effective on a date stated in the notice that is at least 10 days, but no more than 90 days, after the sale date contained in the notice of sale, provided that the mortgagor has not cured the default at the time the tenant provides the notice of termination. Upon termination of a rental agreement, the tenant is liable for rent due under the rental agreement prorated to the effective date of the termination.  
 If the trustee is unable to convey title to this property for any reason, the sole remedy of the purchaser is the return of the deposit. Reasons of such inability to convey include, but are not limited to, the filing of a bankruptcy petition prior to the confirmation of the sale and reinstatement of the loan without the knowledge of the trustee. If the validity of the sale is challenged by any party, the trustee, in his sole discretion, if he believes the challenge to have merit, may request the court to declare the sale to be void and return the deposit. The purchaser will have no further remedy.  
 This the 7th day of October, 2020.  
 Dale W. Hensley, Substitute Trustee  
 Post Office Box 1570  
 600 West Bypass, Suite 200  
 Burnsville, NC 28714  
 Telephone: (828)682-2474  
 Fax: (828)678-3574  
 Published October 14, 21, 2020

**LEGAL NOTICE STATE OF NORTH CAROLINA COUNTY OF YANCEY GENERAL COURT OF JUSTICE BEFORE THE CLERK FILE NO.: 19 SP 16 PETITION FOR DISTRIBUTION OF SURPLUS FUNDS LESA CARROLL Respondents Movant: GARY J. CARROLL TO: LESA CARROLL, Respondent.**

TAKE NOTICE that a pleading seeking relief against you has been filed in the above entitled proceeding. The nature of the relief sought is for an Order for the Distribution of Surplus Funds pursuant to N.C.G.S. 1-339.71 and 105-374(q).  
 If you wish to be heard in this matter you must submit yourself to the Yancey County Clerk of Court no later than 15 November 2020.  
 This the 13th day of October, 2020.  
 NYCOLE R. HOWARD  
 Attorney for Petitioner  
 Post Office Box 746  
 Burnsville, North Carolina 28714  
 (828) 682-4469  
 Published October 21, 28, November 4, 2020

Under and by virtue of an Order made and entered by the Honorable Tammy R. McEntyre, Clerk of Superior Court of Yancey County, North Carolina, on February 27, 2020, and the power of sale contained in that certain Deed of Trust from Christal Mundy to Elizabeth L. Holmes, Trustee for Mitchell-Yancey Habitat for Humanity, Inc. recorded in Book 550, Page 278, Yancey County, North Carolina, Registry, the undersigned Dale W. Hensley, Substitute Trustee, will offer for sale at public auction to the highest bidder for cash at the Court-house door in Burnsville, North Carolina, at 11:45 A.M. on Thursday, October 29, 2020 the real property conveyed in said Deed of Trust, the same being located in Burnsville Township, Yancey County, North Carolina at 117 Meadow Ridge Drive, Burnsville, North Carolina, and having Yancey County Tax PIN 083001299117000, and being more particularly described in the Deed of Trust recorded in Book 550, Page 278, Yancey County Registry, which description is incorporated herein by reference. The said property is known as Lot 5 of Majestic Mountain Estates and is also described in Book 550, Page 275, Yancey County Registry.

This lot or parcel of land shall be offered to the highest bidder for cash and will remain open for ten (10) days for upset bids.  
 This property is being sold subject to the Deed of Trust recorded in Book 550, Page 286, Yancey County Registry.  
 The purchaser shall assume payment of all 2020, et seq., ad valorem taxes.  
 The successful bidder at the sale shall be required to make a 5% deposit to secure the faithful performance of his bid, with a minimum of \$750.00.  
 That an order for possession of the property may be issued pursuant to G.S. 45-21.29 in favor of the purchaser and

**Times Journal Deadline**  
 Noon on Friday for Wednesday's publication. Located at 22 North Main Street. Phone 828-682-2120.

**Volunteers needed**  
 Meals on Wheels needs volunteers to deliver meals. any weekday from 10:30 to noon to Yancey County's shut-ins.  
 For information call the Senior Center at 682-6011.

**THURSTON ASSOCIATES**  
 Thurston Associates has a buyer for a ground floor condo or townhouse. Up to \$200,000 or slightly higher.  
**Please call 828-284-2473 or 682-4552** if you are thinking of selling!!  
 Jacquie Thurston  
 Thurston Associates Real Estate  
 1040K East US Hwy 19E Burnsville, NC 28714

**WHITSON ELECTRIC**  
 Data Cabling and Testing  
*Serving the tri county since 1983*  
 31 Cross Street, Spruce Pine, NC 28777  
**828-765-9700 877-WHITSON**  
 whitsonelectric@bellsouth.net  
 Michelle Boone, Office Manager

**~ Jacks Creek, McKinney Road ~**  
**New Parcels-11.5K ac Water & Views**  
 15 ac w/ creek or 15 ac w/ old home, close to 4-lane!  
**Robert Towe, Land & Farms**  
 mountainacreage@frontier.com~ 828-253-7055  
**www.mountain ~ acreage.com**

**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 Stanley John Smolak 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 21st day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.  
 This the 21st day of October, 2020.  
 Janet Smolak  
 3471 Coxes Creek Road  
 Burnsville, NC 28714  
 Published October 21, 28, November 4, 11, 2020

**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 Eva Holcombe 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 7th day of January, 2021 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.  
 This the 7th day of October, 2020.  
 Edd Holcombe  
 428 Horton Creek Road  
 Burnsville, NC 28714  
 Published October 7, 14, 21, 28, 2020

## FOR SALE

**NEW TO YOU FURNITURE:** Specializing in quality used furniture, antiques, gift items. American-made recycled items at their best. We buy, sell and trade. 601 East Main Street, Burnsville, NC 28714. (828)682-9354. New Spring hours: Mon. - Fri. 10 - 5, Sat. 10 - 4. Pd9-30un

**WNC AUTO PARTS, LLC,** specializing in Toyota Trucks, 4Runners, and parts for both, years 79-02. Will buy and pick up the same if you have available. Contact Jimmy at 828-231-5715. #7639/11-24-10un

**YE OLDE COUNTRY STORE** - Your source for bulk foods. Butter, cheese, spices, jams and snacks. Folk art prints. Bread making ingredients and many new products. 7 South Main Street, 678-9900. pd9-19-12un

**FOR SALE:** (Firetruck) Toddler bed, boys and girls winter clothes and boots, Halloween costumes, toys, books and movies. Call 828-208-3960. pd10-24

**FOR SALE:** Queen size bed - like new springs and mattress, headboard and frame, old skillets, lamps, chest of drawer, kitchen cupboard - old. Call 682-4355. pd10-24

## FOR RENT

**FOR RENT:** Nice 1 and 2 bedroom apartments in Burnsville. Refrig. and stove. Call 704-575-7646. #4916/6-20-09un

**NEED TO RENT NEW** or used furniture, appliances, computers, TV, DVD/VCR? Call 766-8775. Free delivery. #1685/5-5un

## YARD SALE

**OUT OF BUSINESS SALE:** Closing up for now, we will be open only by phone call, 828-675-6374 to make appointment. We still have over 7,000 items which will be going to auction as soon as we are able and the virus problem ends. We do request a mask be worn when visiting our store, thank you. pd9-28un

**EMPLOYMENT Full Time Attorney**  
 Pisgah Legal Services provides free civil legal assistance to low-income people in Western North Carolina. PLS is seeking a NC licensed attorney to handle poverty law cases in Avery, Mitchell, Yancey, and Madison counties. Full job description and application instructions: <https://www.pisgahlegal.org/plattorney/>

**EMPLOYMENT RHA Health Services** is recruiting compassionate and dedicated individuals to provide support services to adults with intellectual and/or developmental disabilities. Various shifts available. Qualifications include valid driver's license and high school diploma or GED equivalent. Call 828.682.4394 for more details.

**EMPLOYMENT Opportunity Has Arrived Find Yours Here.**  
 Manpower is hiring @ Altec Industries!  
**Starting Wages: \$16.19 - \$17.19 per hour**  
 No Experience Necessary we will Train!  
**Positions include:**  
 • Welders  
 • Paint Line/Dress Out  
 • Fabricators (40+ hours per week)  
 Hiring requirements are HSD/GED, DT, Background Check and Physical  
**Contact Teresa Washburn@ 828-652-8865 or teresa.washburn@manpower.com**

**EMPLOYMENT Avery-Mitchell-Yancey Regional Library Yancey County Public Library: Job Opening for a Part-time Page**  
 This position is for a part-time service-oriented page working at Yancey County Public Library. The primary job responsibilities of a library page are providing assistance to the Branch Manager and Associate Librarian at the circulation desk, performing basic shelf and file maintenance as well as general office work, assisting patrons, and performing other duties as assigned. Must be flexible in assuming additional responsibilities and scheduling requirements, as needed, to meet the coverage needs of the branch. Candidates should be good listeners and communicators and enjoy working cooperatively with co-workers. Tact and courtesy are required when working with all ages of the public. All work is performed under supervision of the Branch Manager and Associate Librarian.  
**Hours:** Mon-Sat; up to 14 hours per week  
**Pay:** Hourly (\$10 hr)  
**Requirements:** Must be at least age sixteen (16) or older with a strong work ethic and have a basic knowledge of computer operations. Prior library experience helpful but not necessary. Bilingual- English/Spanish a definite plus. Prefer high school diploma or GED.  
 Submit (1) cover letter, (2) brief resume, (3) names and contact information of at least three references from either former/current employers, teachers, and/or organizations you have volunteered regularly. Incomplete applications will not be considered.  
**Send application as an attachment to director@amyregionallibrary.org**  
**Applications will be accepted until position is filled.**