

# LEGAL NOTICE

## LEGAL NOTICE SUBSTITUTE TRUSTEE'S NOTICE OF FORECLOSURE SALE OF REAL PROPERTY THIS ACTION BROUGHT PURSUANT TO THE POWER AND AUTHORITY

contained within that certain Deed of Trust executed and delivered by Joseph A. Maxwell, Jr dated June 26, 2017 and recorded on June 30, 2017 in Book 766 at Page 381 in the Office of Register of Deeds of Yancey County, North Carolina. As a result of a default in the obligations contained within the Promissory Note and Deed of Trust and the failure to carry out and perform the stipulation and agreements contained therein, the holder of the indebtedness secured by said Deed of Trust made demand to have the default cured, which was not met. Therefore, the undersigned Substitute Trustee will place for sale that parcel of land, including improvements thereon, situated, lying and being in the City of Burnsville, County of Yancey, State of North Carolina, and being more particularly described in the heretofore referenced Deed of trust. Said sale will be a public auction to the highest bidder for cash, at the usual place of sale at the Yancey County Courthouse, Burnsville, North Carolina, on February 24, 2020 at 11:00 AM

Address of Property:  
40 Maxwell Lane, Burnsville, NC 28714  
Tax Parcel ID:  
082100412149000  
Present Record Owners:  
The Estate of Joseph A. Maxwell, Jr.

The terms of the sale are that the real property hereinbefore described will be sold for cash to the highest bidder. A deposit of five percent (5%) of the amount of the bid or Seven Hundred Fifty Dollars (\$750.00), whichever is greater, is required and must be tendered in the form of certified funds at the time of the sale. The successful bidder will be required to pay revenue stamps on the Trustee's Deed, any Land Transfer Tax, and costs for recording the Trustee's Deed.

The real property hereinabove described is being offered for sale "AS IS, WHERE IS" and will be sold subject to all superior liens, unpaid taxes, special assessments and other encumbrances. Other conditions will be announced at the sale. The sale will be held open for ten (10) days for upset bids, as by law required. The sale will not confirm until there have been ten (10) consecutive days with no upset bids having been filed.

If for any reason the Trustee is unable to convey title to this property, or if the sale is set aside, the sole remedy of the purchaser is the return of the bid deposit. Furthermore, if the validity of the sale is challenged by any party, the Trustee in its sole discretion, if it believes the challenge to have merit, may declare the sale to be void and return the bid deposit. In either event, the purchaser will have no further recourse against the Mortgagor, the Mortgagee, the Mortgagee's attorney, or the Trustee.

Additional notice required for Residential Real Property with Less Than Fifteen (15) Rental Units:

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 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 ten (10) days, but no more than 90 day, 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.

Albertelli Law Partners  
North Carolina, P.A., Substitute Trustee

By: Albertelli Law Partners  
North Carolina, P.A.  
David W. Neill, Esq.  
NC State Bar No. 23396  
205 Regency Executive Park Drive  
Suite 100  
Charlotte, NC 28217  
T: 704-970-0391  
19-SP-69/19-023297  
A-4717399  
Published February 12, 19, 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 David Michael Thomas 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 13th day of May, 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 February, 2020.

Rebecca Thomas Lollar  
1054 Dillingham Road  
Barnardsville, NC 28709  
Published February 12, 19, 26, March 4, 2020

## LEGAL NOTICE CREDITOR'S NOTICE

Having qualified as Executor of the Estate of Reed Wilson, deceased, late of Yancey County, North Carolina, this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned Executor, in care of B.J. Kilgore, Esq., Van Winkle, Buck, Wall, Starnes and Davis, P.A., Attorneys-at-Law, 11 North Market Street, Asheville, NC 28801, on or before the 12th day of May, 2020 or this Notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment.

Nancy Carolyn Wilson,  
Executor  
Estate of Reed Wilson  
Published February 12, 19, 26, March 4, 2020.

## Legal aid help now available for local residents

People in Mitchell and Yancey counties now have access to free civil legal aid with the opening of a new Pisgah Legal Services' (PLS) office in Spruce Pine. Most people simply don't know how to navigate non-criminal legal issues and the office can help.

The office serves vulnerable people in Mitchell and Yancey counties, which includes veterans who are struggling, families on the verge of homelessness or bankruptcy, people in need of health care, immigration issues, and senior citizens who have become the victims of fraud.

The Spruce Pine office located at 167 Locust Street, Suite 206. The phone number is 828-253-0406.

## 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 [volunteerforgal.org](http://volunteerforgal.org).

## LEGAL NOTICE NOTICE OF FORECLOSURE SALE 19 SP 67

Under and by virtue of the power of sale contained in a certain Deed of Trust made by Jerry B. Miller a/k/a Jerry Miller, Carolyn A. Miller, Lula Pate Miller, Heirs of Jerry B. Miller a/k/a Jerry Miller; Kimberly Watts, Anissa Dixon, Denise Riddle, Misty Miller (PRESENT RECORD OWNER(S): Jerry B. Miller and Carolyn A. Miller and Lula Pate Miller) to Stewart Title of North Carolina, Trustee(s), dated January 14, 2000, and recorded in Book No. 344, at Page 339 in Yancey County Registry, North Carolina, default having been made in the payment of the promissory note secured by the said Deed of Trust and the undersigned, Substitute Trustee Services, Inc. having been substituted as Trustee in said Deed of Trust by an instrument duly recorded in the Office of the Register of Deeds Yancey County, North Carolina and the holder of the note evidencing said indebtedness having directed that the Deed of Trust be foreclosed, the undersigned Substitute Trustee will offer for sale at the courthouse door in Burnsville, Yancey County, North Carolina, or the customary location designated for foreclosure sales, at 1:30 PM on February 24, 2020 and will sell to the highest bidder for cash the following real estate situated in Burnsville in the County of Yancey, North Carolina, and being more particularly described as follows:

Lying and being in Egypt Township, Yancey County, North Carolina; and

BEING all that property adjoining lands of Robert Higgins and others on waters of the Holloway Branch, and beginning on a Double Sassafras Tree, one marked as corner tree, on the north bank of Holloway Branch and runs thence an eastwardly direction to a Dogwood Bush at the line of the graveyard lot marked as a corner; thence a northwardly direction with the line of the graveyard lot to Robert Higgins line; thence with the Robert Higgins line to the Holloway Branch; thence up and with the Holloway Branch to the point of beginning; containing six acres more or less; as described in Deed Book 125 at Page 315, Yancey County Registry. Together with improvements located thereon; said property being located at 195 Butter Sop Road, Burnsville, North Carolina.

Together with and subject to all easements, restrictions and rights of way of record.

Trustee may, in the Trustee's sole discretion, delay the sale for up to one hour as provided in N.C.G.S. §45-21.23.

Should the property be purchased by a third party, that party must pay the excise tax, as well as the court costs of Forty-Five Cents (\$0.45) per One Hundred Dollars (\$100.00) required by N.C.G.S. §7A-308(a)(1).

The property to be offered pursuant to this notice of sale is being offered for sale, transfer and conveyance "AS IS, WHERE IS." Neither the Trustee nor the holder of the note secured by the deed of trust/security agreement, or both, being foreclosed, nor the officers, directors, attorneys, employees, agents or authorized representative of either the Trustee or the holder of the note make any representation or warranty relating to the title or any physical, environmental, health or safety conditions existing in, on, at or relating to the property being offered for sale, and any and all responsibilities or liabilities arising out of or in any way relating to any such condition are expressly disclaimed. Also, this property is being sold subject to all taxes, special assessments, and prior liens or prior encumbrances of record and any recorded releases. Said property is also being sold subject to applicable Federal and State laws.

A deposit of five percent (5%) of the purchase price, or seven hundred fifty dollars (\$750.00), whichever is greater, is required and must be tendered in the form of certified funds at the time of the sale.

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 its sole discretion, if it 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.

Additional Notice for Residential 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 N.C.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 the notice of foreclosure 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 this 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.

SUBSTITUTE TRUSTEE SERVICES, INC.

SUBSTITUTE TRUSTEE  
c/o Hutchens Law Firm  
P.O. Box 1028  
4317 Ramsey Street  
Fayetteville, North Carolina 28311  
Phone No: (910) 864-3068

<https://sales.hutchenslawfirm.com>

Firm Case No: 1295 - 2097  
Published February 12, 19 2020

## LEGAL NOTICE STATE OF NORTH CAROLINA IN THE GENERAL COURT OF JUSTICE

DISTRICT COURT  
DIVISION  
COUNTY OF  
MADISON

JUVENILE DIVISION  
FILE NO: 19 JT 36  
NOTICE OF SERVICE BY  
PUBLICATION

(Termination of Parental Rights)

IN RE: NATALIE BRYAN  
A Minor Juvenile  
DOB: 04/28/2012  
TO: UNKNOWN  
FATHERS (JOHN DOES)

As to a female juvenile born on or about 04/28/2012 in Spruce Pine, North Carolina.

PLEASE TAKE NOTICE that a Petition to terminate your parental rights has been filed in Madison County District Court, Juvenile Division, Madison County, North Carolina. You are hereby directed to answer the Petition within forty (40) days after February 5, 2020, exclusive of such date.

Your parental rights to the juvenile will be terminated upon failure to answer the Petition within the time prescribed above.

You are also hereby notified that you have the right to be represented by a lawyer in this case. If you want a lawyer and cannot afford one, the Court will appoint a lawyer to represent you.

This the 30th day of January, 2020.

THE LAW OFFICES OF  
JAMIE A. STOKES, PLLC  
/s/  
Jamie A. Stokes, Attorney

for the Petitioner  
One Oak Plaza, Suite 207  
Asheville, NC 28801  
828/253-3661  
N.C. Bar No. 32795  
Published February 5, 12, 19, 2020

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

BEFORE THE CLERK  
FILE NO. 2020E20

EXECUTOR'S NOTICE

Having qualified as the Executor of the Estate of Priscilla B. Maren 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 15 May, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 28th day of January, 2020.

Samuel A. Maren, Executor  
6154 State Highway 80S  
Burnsville, NC 28714  
Published February 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 Executor of the Estate of Troy Lee Hardie 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 20th day of May, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 19th day of February, 2020.

Alma Jean Wheeler  
266 Parson Branch Road  
Green Mountain, NC 28740

Published February 19, 26, March 4, 11, 2020

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

#20E-13  
ADMINISTRATOR/  
EXECUTOR NOTICE

Having qualified as Co-Administrator of the Estate of Emory Dean Chrisawn 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 29th day of April, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 29th day of January, 2020.

Kelly Chrisawn Lavin,  
Christopher Dean Chrisawn

8517 Wolverton Field Drive

Wake Forest, NC 27587

Published January 29, February 5, 12, 19, 2020

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

#20E-14  
ADMINISTRATOR/  
EXECUTOR NOTICE

Having qualified as Co-Administrator of the Estate of Shannon Chrisawn 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 29th day of April, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 29th day of January, 2020.

Kelly Chrisawn Lavin,  
Christopher Dean Chrisawn

8517 Wolverton Field Drive  
Wake Forest, NC 27587  
Published January 29, February 5, 12, 19, 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 the 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 Green Mountain Voting House. Electioneering is allowed 50 ft from side entrance door

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

**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

30 East US HWY 19E By-Pass, Suite #2, Burnsville, NC. Electioneering is allowed 50 ft from the main entrance

Gary Boone, Chairman  
Yancey County Board of Elections

Published January 29, February 5, February 12 and February 19, 2020.

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

#20E-14  
ADMINISTRATOR/  
EXECUTOR NOTICE

Having qualified as Co-Administrator of the Estate of Shannon Chrisawn 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 29th day of April, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 29th day of January, 2020.

Kelly Chrisawn Lavin,  
Christopher Dean Chrisawn

8517 Wolverton Field Drive

Wake Forest, NC 27587

Published January 29, February 5, 12, 19, 2020

## Help with reading

Yancey Literacy Council has

volunteers ready to help with reading.

If you need help call the Literacy office at 678-9646.



**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

## REAL ESTATE

**FOR SALE:** 82 +/- acre mountain farm with old house still standing and with some improvements could be used as a hunting cabin. Several springs, small stream, lots of wildlife and very private. Good stand of timber with some open overgrown fields, \$199,000. Call Green Cove Properties at 828-682-9994 for more information.

**LAND FOR SALE** 17.9 acres. Call for details 843-553-6575, 843-814-9370. pd3-18

## FOR RENT

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

**COMMERCIAL SPACE** - 1400 sq. ft., Burnsville City limits, great location, high traffic area. 704-575-7646. #4916/8-17-11un

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

**FOR RENT:** Mobile home on Jack's Creek. References and deposit, \$500/month and \$200/security, 828-284-6853. pd2-19

## YARD SALE

**FOR SALE:** Many holiday decorations, and other small items, paperback books 25 cents each, some Life, Look, Saturday Evening Post, and other paper items back to 1800s. Old small table with 3 chairs, small new tv stand, many framed pictures and odd and end tables and chairs. Free Hammond 2 keyboard organ with stand and some music, works good. Please call before coming to make sure we are home, 675-3035 and directions. pd9-28un

## WANTED

**WANTED:** 2 Pair Homing Pigeons or information about where to get them locally. Also life-size concrete deer, 828-682-1212 or 954-496-9000.

## Yancey County Public Library Book Annex

We invite you to visit the Book Annex on the Burnsville Town Square beside the tag office. You will find a surprising number of books of all kinds for adults and children. Proceeds benefit the Yancey County Public Library. We are open 11 a.m. until 4 p.m. Monday thru Saturday.

## LEGAL NOTICE

### LEGAL NOTICE NOTICE OF PUBLIC HEARING AMENDMENT TO CDBG-I PROJECT #17-I-2957 INDIAN TRAIL/MEADOW ROAD SEWER REHABILITATION PROJECT

Notice is hereby given that the Town of Burnsville will conduct a public hearing on March 5, 2020 at 6:00 PM, or as soon thereafter as the agenda will allow, at the Burnsville Town Hall relative to the intention to amend the Indian Trail/Meadow Road Sewer Rehabilitation Project CDBG-I #17-I-2957.

The Town intends to amend the original application for funding to be performed with this funding.

Citizens will be given the opportunity to provide oral and written comment on the county's past and proposed use of CDBG funds at the public hearing. All interested citizens are encouraged to attend.

If additional information is needed, please contact the Town of Burnsville at (828) 682-2420. Formal written complaints or comments concerning the amendment process that are submitted to the Town prior to or following the public hearing will be responded to within ten working days by February 21, 2020.

Persons with disabilities or who otherwise need assistance should contact Jeanne Martin, at (828) 682-2420 or clerk@townofburnsville.org or Relay North Carolina #711 by February 21, 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 February 19, 2020

### LEGAL NOTICE NOTICE OF PUBLIC HEARING RELATIVE TO APPLICATION BY THE TOWN OF BURNSVILLE FOR FUNDING UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

Notice is hereby given that the Town of Burnsville will conduct a public hearing on March 5, 2020 at 6:00 PM, or as soon thereafter as the agenda will allow, at the Burnsville Town Hall relative to the intention of the Town of Burnsville to apply for additional 2015 CDBG funding under Title I of the Housing and Community Development Act.

The Town of Burnsville intends to submit an application for a grant of approximately \$82,500 in CDBG Infrastructure funds to complete the Town's 2017 CDBG-I project - Indian Trail/Meadow Road Sewer Rehabilitation. The funds will be used for paving after work is completed.

The following is a tentative list of proposed activities and an estimated budget. The final application will be reviewed at the public hearing.

Infrastructure Improvements \$82,500.00

The proposed project will provide benefits to residents on Indian Trail and Meadow Road, 73% of whom are low and moderate income individuals based on surveys performed by High Country Council of Governments and the Town of Burnsville. No individuals will be displaced, nor will any require temporary relocation assistance as a result of the proposed project.

Citizens will be given the opportunity to provide oral and written comment on the Town's past and proposed use of CDBG funds at the public hearing. All interested citizens are encouraged to attend.

If additional information is needed, please contact the Town of Burnsville at (828) 682-2420. Formal written complaints or comments concerning the application process that are submitted to the Town prior to or following the public hearing will be responded to within ten working days by February 21, 2020. A copy of the completed project application will be available for public review after March 15, 2020, at the Burnsville Town Hall.

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 February 21, 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 February 19, 2020

### Times Journal Deadline

Deadline for news copy, pictures, classified advertisements is 12:00 on Friday for Wednesday's publication. Copy should be brought by the office located at 22 North Main Street or mailed to Times Journal, 22 North Main Street, Burnsville, N.C. 28714.

### LEGAL NOTICE PUBLIC NOTICE SEWER MORATORIUM

**Burnsville Wastewater Treatment Plant (Sewer Taps)**  
Burnsville Wastewater Treatment Plant in Yancey County cannot accept the discharge of additional waste to the treatment facility, effective March 27th, 2020 due to the 300,000 gallon-per-day contact stabilization unit was completely inoperable due to structural damage to the clarifier. The 300,000 contact stabilization unit is unable to be fixed and the Burnsville Wastewater Treatment Plant must undergo short term plans to prevent any permit violations as well as a long term plan to reconstruct the treatment facility replacing the damaged contact stabilization unit. Therefore, Burnsville Wastewater Treatment Plant is hereby placed on a sewer moratorium at its wastewater treatment plant effective March 27th, 2020.

On the basis of thorough staff review and application of Article 21 of Chapter 143, General Statutes of North Carolina, Public Law 92-500 and other lawful standards and regulations, the North Carolina Environmental Management Commission has determined that Burnsville Wastewater Treatment Plant is unable to adequately collect and treat waste tributary to its wastewater treatment facility.

North Carolina General Statute 143-215.67(a) directs that no person subject to the provision of NCGS 143-215.1, 143-215.108 or 143-214.109 shall cause or allow the discharge of any wastes to a disposal system in excess of the capacity which the disposal system cannot adequately treat. The moratorium on additional sewer connections will remain in effect until Burnsville Wastewater Treatment Plant rectified the current noncompliant condition of the facility and has obtained written permission from the North Carolina Environmental Management Commission suspending the moratorium.

The permit and other information may be inspected during normal office hours at the Division of Water Quality, Central Files, Archdale Building, 512 North Salisbury Street, Raleigh, North Carolina, telephone: (919) 733-7015. Copies of the information on file are available upon request and payment of the costs of reproduction.

Questions regarding the status of the sewer moratorium should be directed to Dillon Lundy, Burnsville Wastewater Treatment Plant at (828)-682-2420.

Published February 19, 2020.

### LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION ADMINISTRATOR/ EXECUTOR NOTICE

Having qualified as Administrator of the Estate of Wanda Lee Tipton 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 6th day of May, 2020 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 29th day of January, 2020.

Donna T. Charlton  
P.O. Box 1284  
Burnsville, NC 28714  
Published January 29,  
February 5, 12, 19, 2020

**Mobile Homes For Rent**  
HUD approved.  
2BR & 3BR  
Call 828-284-3963

**EMPLOYMENT  
Madison Health and Rehabilitation**  
Has Nurse positions available. Full-time, part-time and PRN. Night positions for LPN and RN. Apply at **Madison Health and Rehabilitation**. 345 Manor Rd. Mars Hill, N.C. 28754. 828-689-5200

**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  
Spruce Pine Brian Center  
Now Hiring**  
LPN's and RN's 6 a.m. - 6 p.m. and/or 1st and 2nd Shift  
CNA's 2nd and 3rd shift.  
Contact Shirley Topper or Angela Wilson today!  
828-765-7312

**EMPLOYMENT  
Bojangles' Famous Chicken 'n Biscuits**  
**IT'S BO TIME!**  
We are looking for Hourly Crew members, Shift Leaders, and Salaried Managers who are smiling, results oriented and energetic with quick service experience.  
\*Looking to fill Full Time and Part Time positions.  
\*Very flexible with Schedules  
We offer Competitive Pay, Medical and Dental benefits, LTD, Life insurance and 401K.  
Apply online at  
[www.Bocountry.com/employment](http://www.Bocountry.com/employment)  
select Burnsville, NC

Brown water?  
Culligan can take the stain out of your drain.

1-800-999-4195  
[www.culliganwaterpros.com](http://www.culliganwaterpros.com)

Call your Culligan man today for maintenance-free rental equipment.

★ Free Water Analysis ★

**Culligan**  
better water. pure and simple.

**RIVER TRAIL APTS (828) 682-9526**  
2 bdrm apts Available NOW! Rental assistance available. **MOVE IN SPECIAL till 2/29:** Waived \$200 Security Deposit. Spacious, affordable, and conveniently located in Bakersville, NC. Visit us Mon/Wed 9 a.m.-3:30 p.m. & Tues/Thurs 11:30 a.m.-3:30 p.m. at 216 Reservoir Rd, Apt 19 (office located at Valley Place Apts.) Burnsville, for more info. Accessible units for persons with disabilities subject to availability; \$25 application fee/credit-criminal required. Equal Housing Opportunity. Professionally managed by Partnership Property Management, an equal opportunity provider and employer.

**Beautiful Retreat Acreage in South Toe Valley**  
Joining U.S. Forest lands on two sides, this exceptional 37 acre tract is located at the end of a maintained road, features several acres of groomed meadows, gardens, terraced rock walls, an historic barn, toolshed, small A-Frame "AS-IS", springs, mature hardwood timber, perfect privacy, mountain views. Owner asking \$375K. Call for more information. Appointment only.  
*Buying or Selling Land? Call a specialist*  
**Robert Towe, Biologist and Forester**  
Author of "Roaming Around Yancey"  
[mountainacreage@frontier.com](mailto:mountainacreage@frontier.com) ~ 828.253.7055  
See sample properties at [mountain-acreage.com](http://mountain-acreage.com)