

The Carlisle Mercury

Our 111th year, No. 44

Carlisle, Ky. 40311, Thursday, November 2, 1978

20 Cents per copy

Court voids some '77 assessments

By Jeff Kerr

The Kentucky Court of Appeals ruled last Friday in the Nicholas County tax suit that property assessments raised without notifying the owner are not legal but that a local court can not void the entire assessment.

Instead, the court ruled, only the amount of increase can be voided and the assessment must be returned to the figure it was during the previous year. The decision establishes a precedent in Kentucky law according to Department of Revenue Commissioner Maurice Carpenter's bill. It offers no relief to those taxpayers who protested what they consider abnormal increases in their 1977 assessments.

The court also ruled, concerning the case — that the 1977 reassessments in which the property owner was notified by mail stand, and that any relief gained by appeal to the local board of equalization also stand, and — those assessments of properties not affected by the reassessment

remains the same. The case stems from the 1977 reassessment of property in the Carlisle-Lake Carnico area. After former Property Valuation Administrator Bobby Anderson resigned in 1977 Rose Brady was appointed to replace him. Shortly after Mrs. Brady took office she was notified by the Kentucky Department of Revenue that in order to approach 100 per cent market value of residential property in Nicholas County each piece of property under rise across in the Carlisle-Lake Carnico area would have to be reassessed.

The state also informed Mrs. Brady that the total residential assessments must rise by \$5 million over the previous assessment. Mrs. Brady called in a team of state appraisers to assist in the reassessment. The resulting raises in assessments led to more than 100 appeals before the local board of equalization. Of the 106 appearing before that board, 87 property owners were granted some

reduction in assessment. One of the chief contentions in the suit filed by the Nicholas County Fair Tax Committee against state and local officials was that 373 taxpayers whose assessments were raised did not receive written notice, hampering their chances of seeking a reduction before the local board.

In all, 522 pieces of property were reassessed, all residential. Mrs. Brady was quoted at the time as saying in response to an inquiry that farm property in Nicholas County was fairly assessed and might not be reassessed for "another year".

The court's decision Friday meant that those 273 persons whose property was reassessed without being given written notice had their 1977 assessments returned to the 1976 level. However, Carpenter said Tuesday that those 273 were included in a 1978 reassessment. The commissioner said of the ruling, "We have no intention of appealing down here. As far as we're

Carpenter did say that the ruling brought out an important point: no property can be reassessed without the owner receiving written notice of that action.

"It's a good thing this ruling was received," he said, "because it answers questions in other suits around the state. From now on every reassessment will have to have notice given."

Asked if this procedure had been followed in the past, Carpenter replied, "We've been following it since this suit (the Nicholas County action) came up. We thought that would be the court's

ruling." A spokesman for the Fair Tax Committee said Tuesday he had not received official notice of the court's decision and that no decision as to a further appeal would be made until the decision was received and the group's attorney, Joseph Leary of Frankfort, could be consulted.

The next step in any appeal would be to submit the case to the Kentucky Supreme Court, which would have to rule whether or not the case is within its jurisdiction before it would consider the legal points raised.

Those not notified in writing revert to '76 levels; others remain

Low donor response puts blood program in jeopardy for '79

Nicholas County residents are still eligible for free blood until September of 1979 but what happens after that date will be determined by the response the bloodmobile gets in its last two trips to the county before then.

That's the word from Father Herman Kamlage. The most recent bloodmobile visit on Oct. 23 was a disappointment to the local people actively involved in the blood program.

Only 76 pints of blood were donated by a mere 10 persons. Of that 10, 25 were deferred for medical reasons. Father Kamlage said 60 people had agreed to donate but did not show up that date.

About 200 people usually show up each time the bloodmobile visits. Using that data the local effort for this visit was set at 110 pints — 34 more than were actually received.

The low turnout means that unless the responses later this year are better, free blood for every Nicholas County who needs it will no longer be available after September of 1979. Instead, only those people who have donated will be eligible for the free blood.

(If the county quota is not reached this year, those who have donated blood can still continue to receive it after next September as well as their spouse, any children in the family under 18, parents and in-laws.)

The next visit for the bloodmobile is

in March, although it will make trips to Blue Grass Industries in January and May. Father Kamlage said it might be possible for those wishing to donate who are not DGI employees to do so anyway when the bloodmobile comes there in January. Persons interested in donating at that time should check with Blue Grass Industries to see if this would be possible.

Otherwise, the next and last, bloodmobile visit for the year will be next July. The year runs from September to September.

There is another method for donating blood for those who don't wish to wait until March or July and who cannot donate in January at BGI. Any donations given at the Central Kentucky Blood Center in Lexington will count on the county quota if the Blood Center is so notified. It is located on South Lincolnton across from the UK campus and behind the Perkins Pancake House.

Father Kamlage said that any person in the county who needs blood should call him or Rev. Mark Terry to insure that person will not be charged for the blood. This applies only to county residents and if the quota is not reached this year this comprehensive plan will have to be replaced by the one mentioned above in which only families with donating members are eligible.

Homecoming this week

Jackets bite Bulldogs 29-0

By Kay Conley

As Nicholas County's regular football season is coming to a close next week, the Bluejackets' win in their final district game against the Mayville Bulldogs 29-0, here last Friday night proves that Nicholas County is worthy of its title as "District Champions".

This win clinches the Bluejackets berth in the state playoffs, which will be held in Carlisle Nov. 10, because of the undefeated district record of 3-0.

The aggressive Bluejackets turned on their power and left the Bulldogs panting. The Jackets' first score was a safety that came on a tackle in the end zone by Gary Williams with only a few minutes remaining in the first quarter.

The two-pointer was set up the down following a fumble recovery by Mayville on their own five-yard line. Mayville proceeded to kickoff to Greg Wills from their own 30-yard line and speedster David McGuffey took a handoff from Wills and dogged the Bulldog defense, returning the ball 70 yards for a touchdown. Tim Moreland's extra-point kick proved good, as the quarter ended with Nicholas County leading 9-0.

Midway through the second quarter, Tom Moreland of Nicholas County recovered a Mayville fumble. After a series of plays, Mike Sowell fired a 29-yard pass to Mike Berry for a touchdown. Tim Moreland's kick for the extra point was blocked by Junior

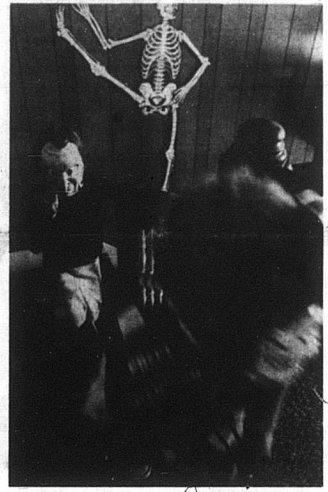
Paul Nipper of Mayville. With only 1:27 left before halftime, Tim Moreland scooped up a Mayville fumble and scampered 12 yards for a touchdown. Moreland's extra-point attempt was again blocked by the Bulldogs, as the half ended with Nicholas County on top 21-0.

No scoring occurred in the third quarter, but the Bluejackets came back ready to sting the Bulldogs in the fourth quarter. Randy Hunter plunged 11 yards across the goal line for the Jackets' final touchdown. A run by Pat Letcher completed a successful two-

The foxhounds are coming back. After an absence of only two weeks the Clay Wildlife Management Area will again be host to an aggregation of foxhunters and their hounds. The last meet was the Kentucky State Foxhunters' Association, Inc. 67th annual field trials. This meet will be sponsored by the Central Kentucky Foxhunters Association.

The meet, which began yesterday (Wednesday) with registration in the morning and the bench show last night, will continue through Saturday.

Today (Thursday) the final cast



News briefly

Moorefield gets fire truck

A small pumper fire truck, described as an advance truck by Nicholas County Fire Chief Woody Wilson, has been located in the Moorefield community.

Wilson said the truck would service small fires in the Moorefield area and also act as an advance truck until the

regular trucks can arrive. Persons living in that area should call the Clark Funeral Home, where the truck is based, to report a fire. Wilson said if the fire is a major one, both the Moorefield truck and the county fire department should be called.

Medicare claims due Dec. 31

If you are eligible for Medicare and have bills from doctors and other medical providers or suppliers from Oct. 1, 1978, you should file them with the Medicare Office by Dec. 31, 1978.

You can get the proper forms at your

nearest Social Security Office. Dec. 31, 1978 is the deadline for filing Medicare claims for services and supplies received Oct. 1, 1978 through Sept. 30, 1977.

Flu vaccine now available

Influenza vaccine will be available at the Nicholas County Health Department Tuesday, Nov. 7, for those people who are 65 or over, or who have a

chronic disease. The hours people may come to the Health Department are 8:00 to 11:30 a.m. and 1:00 to 4:30 p.m.

Savings bonds sales told

Roger C. Wernack, Chairman of the Nicholas County U. S. Savings Bonds Committee announced that Kentuckians placed \$6,033,863 in Savings Bonds through the third quarter of 1978 and during the same period citizens of Nicholas County placed \$28,225 in Savings Bonds.

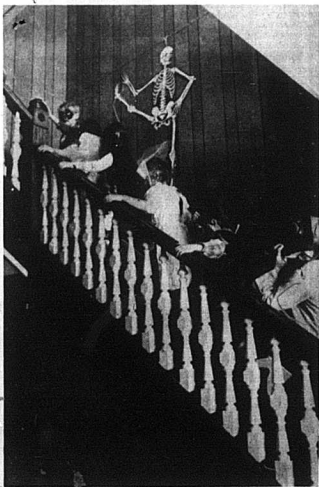
Since the inception of the E Bond

sales, May 1941, 4,300 million pieces in Series E and H Bonds worth approximately \$272 billion have been purchased. Of these purchases more than 730 million bonds worth \$79.8 billion are outstanding. Of the 730 million bonds outstanding over 7 million were sold during 1941-42, valued at \$926 million.

Ghoul, goblins and ghosties

Last Friday some 124 first graders at Nicholas County Elementary School dressed their make and costumes and went trick or treating to the administration building where they were greeted by Sept. Don Elder. Highlights of the

outing included receiving a piece of candy from Mrs. Faye Robinson (paraded as a witch) and a visit to a speed house set up on the second floor. — Photos by Jeff Kerr



Central Ky. Foxhunt opens

begins at daybreak with both Derby and all age hounds cast. A business meeting will conclude today's activities.

Friday the second cast of all age hounds and the final cast for Derby hounds will be held at daybreak. Friday evening the festivities will include a square dance at the Lions Club Park in Owingsville.

Saturday at daybreak the final cast of all age hounds will be held. Trophies for the events will be awarded at the Carlisle Armory Saturday afternoon. Bench show judges will be Stanley D.

Petter, Jr. of Lexington, whose hounds won Best Pair in the state meet recently. Ringmaster will be Roy Blount of Carlisle. Edmond Stone will serve as Master of Hounds for the field trials.

President of the Central Kentucky Foxhunters Association this year is Sam Reynolds of Carlisle. Another Nicholas Countyman, L. E. Clinchbeard, is secretary and treasurer.

Membership fee is \$5. Entry fee per hound is \$1.10 and there is a \$1.10 capping fee.