

# The Carlisle Mercury

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**Repair work begins**

Overhauled coal cars mark the start where 14 cars of a TTI freight train derailed in Myers Aug. 19.



**Scene of derailment**

Work crews were on the scene of the derailment of 14 coal cars, each carrying 100 tons of coal last Thursday afternoon in the Myers community. — Mercury photo.

## 14 coal cars derailed at Myers

### Cautious optimism at BGK

Blue Grass Kintlog officials are cautiously optimistic that the operational status of the Carlisle plant will be restored by the first of September.

Harry Mathews, vice president of certain operations for parent company Jockey International, Inc., scheduled for a second meeting in the last week with Secretary Charles Hodges, Department of Natural Resources and Environmental Protection, cabinet and special assistant Charles Martin.

Frankfort to continue discussions of time to regulations limiting the chloride content of effluent discharged into Kentucky streams. A new permit is in the process of being written. It approved. BGK is a dry dyeing operation here under terms outlined in the permit.

Mathews, Hodges, Martin and Rep. Eric Worthington of 25th in Italy next August 18. Afterwards, see *Carlisle optimism*, page 1.



**Pennies in a strawstack**

Small children of employees at Blue Grass Industries and Blue Grass Kintlog waded in a pile of straw searching for small change and prizes during the annual Family Fun Festival in company grounds Aug. 19. See *Stars and other pictures elsewhere in this issue.* — Mercury photo.

### Residents escape injury in near-miss of homes

Fourteen TTI freight cars, each loaded with 100 tons of coal bound for Mayville, derailed about 4 p.m. Thursday at Myers on property of Mrs. Lucy Jolly, which formerly housed the old L&N depot and stock pens.

No one was reported injured but several residents in the immediate area feel the derailment could have been disastrous.

Harry Jolly said several of his children were playing in front of their mobile home when they heard a noise and saw the cars beginning to rock on their sides before leaving the tracks and overrunning. Trucks were tipped out and coal was spilled over a large area, causing to within five feet of the main frame house of Betty Lane.

**THE ACCIDENT** occurred just in front of the house of Mrs. Blumert's Kintlog, located next to the tracks on the opposite side of the derailment. Jolly said this week that he and others plan to take action against the company.

"There's just no way you can lay tracks over a bunch of logs and fill and expect them to stay without slipping like they've been done. You can see we're not sticking out of the ground everywhere around here," Jolly said.

One leads," he said. He noted that he had had to caution children to stay away from the on-rails home. Jolly also said that the loosened logs and fill have knocked out the amperage from his mobile home.

"For two years I've tried to get them to do something about the situation. They TTI say they will take care of it but they never have," Jolly said.

**WORK CREWS** worked around the clock to lay new tracks, which were open Monday.

A spokesman for TTI said that it might be several days before the actual cause of the derailment is determined. An unconfirmed report said that three cars remained hooked to the engine and 10 others were upright on the tracks. No estimate of damage was available.

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## School bells ring Monday

Nicholas County Schools will officially open on Friday, August 23, 1985 with all staff personnel meeting in the Nicholas County High School cafeteria at 8 a.m.

Students will report for a full day of classes on Monday, August 26, with the elementary school to begin classes at 8:20 a.m. and dismissal at 2:30 p.m. The high school will begin at 8:30 a.m. and dismissal at 2:30 p.m. There will be no breakfast service Monday.

The first day for breakfast service will be Aug. 27. Lunchroom prices this year will be raised from \$1.00 for both lunch and breakfast. Elementary students will pay 30 cents for paid lunch and 20 cents for reduced price lunch. High school students

will pay 50 cents for paid lunch and 20 cents for reduced price lunch. Breakfast prices for all students will be 20 cents for paid breakfast and 10 cents for reduced price breakfast.

**KINDERGARTEN** students will follow a different schedule on the first day with kindergarten parents and children meeting at the elementary gymnasium at 9 a.m. for orientation. Beginning on Tuesday, Aug. 26, the morning session of kindergarten will begin at 8:20 a.m. and dismissal at 11:45 a.m. Those parents who intend to transport their children home from the morning session should arrange to pick up their children at that time.

The afternoon session will begin at 1:30 p.m. and dismissal at 3:25 p.m. Children in the afternoon session

who will be brought to school by their parents should not arrive at the school before 11:30 a.m.

The Nicholas County Board of Education, at their regular meeting in June, decided to provide transportation for all kindergarten students.

The students are assigned to either a morning or afternoon session based on the area in the county in which they reside.

This will be the school policy on kindergarten placement regardless of whether the student is transported by the school or by the parent. This is necessary to avoid lengthy bus routes for kindergarten students and higher transportation costs.

**BY STATE LAW**, all students enrolled in public schools must have an eye, a valid communication ver-

ificative medical examination and health evaluation made prior to school. Parents are requested to determine if these documents are on file prior to submitting the student to school. No child will be admitted to school unless these records are complete.

With the exception of kindergarten students, all parents of students enrolled during the last school year were notified at the end of the year if their child's records were incomplete. Parents having questions about their child's health records should contact the school.

As in past years, students will be bringing home several forms to be completed by the parent and returned to the school. Among these will

## Judge denies motion for liquor rehearing

Nicholas Circuit Judge Jack Arnold has overruled a motion asking the court to reconsider and vacate the judgment rendered July 19, 1985, which voided the wet-dry election of April 16, 1985 in four local precincts.

The motion, filed by attorney Mark Fitzgerald for Jim Shaw and Jack Hendricks, was heard July 19 during an in-court session.

The order voided elections in City Building, Engine House, Mathias and Mayor's Office precincts. A suit challenging the validity of the election was filed on May 7, 1985 by Gregory Jenkins of the law firm of Barth, Spangler, Grimes and Dewberry of Lexington.

Arnold's order followed the July 7 ruling by the Kentucky Supreme

Court voting a 1981 election in which voters approved liquor sales in a single Maguffin County municipality.

Shaw, who operates J&J Liquor on Walnut Street, said he has 30 days in which to file for a rehearing with the Court of Appeals in Frankfort.

The decision of the Supreme Court is being appealed by liquor interests in Maguffin and Nicholas Counties. Shaw feels the Court of Appeals will act on his hearing until after the high court hands down a judgment. This could be in the next few weeks or several months from now, he said.

Shaw, noting that the opinion of the Supreme Court Justice was final, feels his constitutional rights

are being violated. He cited numerous precedents from the Kentucky National Control Law of Kentucky, which he interprets as favorable to the legal sale of alcoholic beverages in three of four Districts, Subdistricts.

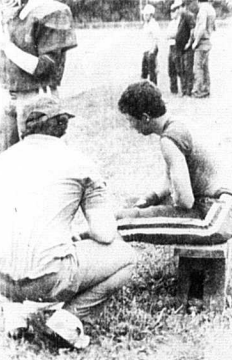
Contrary to previous reports, Shaw said his situation and efforts were being handled by the City Building and Mathias precincts, an appellate from the county, were dry election. A Maguffin attorney also is representing these interests, but he is not appearing in court for a rehearing on July 22.

Under the law, dealers have 90 days in which to dispute an election and request a rehearing. No re-

fresh election will be taken by the clerk, but Arnold said he would be willing to reconsider the election if Shaw said he indicated he would pursue the matter through the court. In such all options have been exhausted.

**AT PRESENTIME** Thursday, the circuit court had a motion declaring the election in Myers precinct to be null and void has been filed in the Nicholas Circuit Court after a hearing before Judge Arnold in Wheelock today, Aug. 21 at 10 a.m. in Circuit Court.

The motion, naming "Voter's Rights" as the defendant, was filed Aug. 17 by Gregory Jenkins, challenging the validity of the May 4, 1982 wet-dry election in Myers.



**Tip toppled**

Former NCHS football star Robert Hopkins checks injury to sophomore defensive back Tip Friday, sidelined during last Friday's CAC Conference game at Harrodsburg at America County High School. Tip suffered the injury on an interception which he returned to the 10 yard line. — Mercury photo.