Courthouse news

NICHOLAS DISTRICT COURT
Wednesday, November 6, 1 p.m.
Honorable Wayne Fitzgerald, Judge

Vaughn's Restaurant vs Lynn and Dot Bowles; $467.72 claimed due plus $50 court costs. Dismissed.

Nicholas County Water District vs James W. Roberts Jr.; $495 claimed due plus $20.50 court costs. Default judgment for plaintiff in the amount of $495 plus costs.

Carolyn Connell vs Bernice Holland; $952 claimed due plus $21.75 court costs. Judgment for plaintiff in the amount of $952 plus costs.

Mary Lou Blane vs Reba and Jerry Whitaker; $75 claimed due plus $35 court costs. Default judgment for plaintiff in the amount of $75 plus costs.

Reid and Vire Inc. vs Wanda Cox; $72.05 claimed due plus $26 court costs. Default judgment for plaintiff in the amount of $72.05 plus costs.

Sandye Eubanks vs J.B. Laytart; $600 claimed due plus $18.25 court costs. Judgment for plaintiff for $350 plus costs.

Walter Hovermale vs Helen Pollard; $507.13 claimed due plus $26 court costs. Judgment for plaintiff for $507.13 plus costs.

Johnson-Mathers Health Care vs Callie Jean Alexander (formerly Frederick); $128.35 claimed due plus $21.75 court costs. Claim satisfied.

Nicholas County Hospital vs Steven and Janice Crawford, supplemental hearing. Continued till 12/4/85 at 1 p.m.

Johnson-Mathers Health Care vs Tommy Gilliam et al; $178.50 claimed due plus $26.50 court costs. Judgment for plaintiff for the amount of $178.50 plus costs.

Nicholas County Hospital vs Billy Scott, supplemental hearing. Show cause order returnable 11/18/85 at 1 p.m.

Nicholas County Hospital vs Steve Jolly, supplemental hearing. Continue till 12/4/85 at 1 p.m., payment to be made before then.

NICHOLAS CIRCUIT COURT
Wednesday, November 6, 9 a.m.
Honorable Jack Arnold, Judge

Thelma Morris vs Gayle Tinsley, jury trial. Jurors selected were Larry Woosley, foreman; Roger Banta, Sandra Brierly, Ricky Dale, Russell Dixon, Jas. C. Flora, Lowell Fryman, Mary C. Hardin, Elaine Hardwick, Calvin Mandy, Clarine Shankland, Faye Ring. After considering all the evidence the jury returned the following verdict: "We the jury find for Thelma Morris in the sum of $1,500."

Thursday, November 7, 9:30 a.m.

Phyllis Ann Watkins vs Donald Ray Watkins, final hearing. Decree entered.

Alma Jewell Hatfield vs Robert T. Hatfield, final hearing. Decree entered.

Linda C. Hamilton vs Byron L. Hamilton, final hearing. Decree entered.

William M. Power vs Rita M. Power, final hearing. Decree entered.

Jacqueline Gayle B. Hollar vs Hudy Kent Hollar, final hearing. Decree entered.

Joe H. Peppers vs Marcia A. Peppers, motion. Order entered.

Jessie Cappe vs John M. Pettit, motion. Order entered.

H.A. Gaunce et. ux. vs Norma Gaunce Lefebure, motion. Order entered.

Mt. Sterling National Bank vs Ned Tolson et al, motion. Order entered.

Eastern Ky. PCA vs Homer N. Tolson et al, motion. Order entered.

Eastern Ky. PCA vs Larry Tolson et al, motion. Order entered.

Equitable Life Assurance vs Elbe Cook, Inc.; motion. Agreed orders entered.

Nicholas County Hospital vs Glennis Wayne Goldy, hearing. Bench warrant issued.

Mayme House vs John B. Kerns, hearing. Bench warrant issued.

SUITS FILED IN CIRCUIT COURT
Honorable Jack Arnold, Judge

85-CI-079, The Arrow Company Inc., P.O. Box 5302, Chicago, Ill. 60680 vs James A. Carter, d/b/a Carter's Mens Clothier, 138 East Main Street, Carlisle, Ky. 40311.

85-CI-080, Jack C. Clinkenbeard, 175 Clinkenbeard Lane, Carlisle, Ky. vs Connie McKenzie Clinkenbeard, 175 Clinkenbeard Lane, Carlisle, Ky.

85-CI-081, Kathy Lois Hilander vs William H. Hilander Jr.

GRAND JURY REPORT

Indictments returned by Grand Jury and filed by Nicholas Circuit Court Clerk Sally S. Watkins, Nov. 7, 1985:

85-CH-016, Effie Oney, escape in the second degree.

85-CI-011, William Henry Butler, burglary in the third degree.

85-CH-012, James L. Coffey, theft by unlawful taking.

85-CH-013, William Henry Butler, unlawful transaction with a minor in the first degree.

85-CH-014, William Henry Butler, unlawful transaction with a minor in the first degree.

85-CH-015, William Henry Butler, third degree burglary.

GRAND JURY

The Grand Jury considered the following cases and failed to indict for insufficient votes. Recommend that the county attorney's office pursue these cases however before the District Court for appropriate disposition:

Commonwealth vs Danny Brierley.
Commonwealth vs Billy D. Brierley.
Commonwealth vs Eugene Morris.
Commonwealth vs Paula F. Morris.

Signed Nov. 7, 1985 by Roger Crouch, foreman.

Ambulance runs

November 4 through Nov. 9

Nov. 4, 2:13 a.m., transported Gordon Gifford from Nicholas County Hospital to St. Joseph Hospital, Lexington.

Nov. 4, 8:32 a.m., responded to call on Dixie Highway.

Nov. 4, 12:15 p.m., transported James Honaker from South Broadway to Nicholas County Hospital.

Nov. 5, 3 a.m., transported Nancy Mitchell from home to Nicholas County Hospital.

Nov. 7, 10:30 a.m., transported Nancy Mitchell from Nicholas County Hospital to home.

Nov. 8, 9:05 a.m., transported Susan Watkins from home to Nicholas County Hospital.

Nov. 8, 10 a.m., transported Courtney Gum from St. Joseph Hospital, Lexington, to Nicholas County Hospital.

Nov. 8, 10:30 a.m., transported Silas Craig from St. Joseph Hospital, Lexington, to home in Mt. Olivet.

Nov. 8, 12:05 p.m., transported Ethel Dewily from home to Nicholas County Hospital.

Nov. 8, 2:15 p.m., transported Susan Watkins from Nicholas County Hospital to St. Joseph Hospital, Lexington.

Nov. 9, 9:15 a.m., transported Jessie Tucker from home to Nicholas County Hospital.

Southern States
Onduline
Farm roofing that won't rust, rot, or corrode.

- Easy to install, lightweight flexible sheets
- Wind and weather resistant
- Insulates against heat and noise

$9.47 per sheet $35.99 mat. sq.

*Stock Colors: white, brown, gray, red
*Colors Available: green, black, tan, blue

Carlisle Co-op.
E. Main St. 289-7166

A biggie!

Susan Ritchie holds a mushroom her brother-in-law Wayne Ritchie found growing along railroad track near Myers Station. Wayne said it was the first one of its size he'd seen around here. Susan reported. — Mercury photo

Bealert receives AF commission

Daniel A. Bealert, son of Ellen S. Hawkins of Owingsville, Ky. and the late Edwin M. Bealert of Carlisle, has been commissioned a Second Lieutenant in the U.S. Air Force upon graduation from Officers Training School at Lackland Air Force Base, Texas.

The 15-week course trained selected college graduates to apply communicative skills, professional knowledge, leadership and management in positions of responsibility.

Bealert has been assigned at Wright-Patterson Air Force Base

LEGAL NOTICE

To raise the sum of $38,568.14 principal, plus interest in the sum of $7,661.20 accrued through September 11, 1985, interest thereafter at the rate of $13.3478 per day to the date of this judgment and interest from the date of judgment at the rate of 12% per annum until the same is paid, costs expended herein, and attorney's fee as fixed in Judgment and Order of Sale, being Civil Action No. 85-CI-007 in the Lexington Docket of the United States District Court for the Eastern District of Kentucky entered on October 2, 1985 in the action styled United States of America vs Robert R. McGaffey I., or any of his property will sell the following described property at public auction to the highest and best bidder at the front door of the Nicholas County Courthouse, Carlisle, Kentucky, on the four-teenth day of December 1985 at the hour of 10 P.M., prevailing Eastern Standard Time, or 9 P.M. Central Standard Time, for cash or upon a credit of 10% of the bid price on the day of sale with good and sufficient bond for the balance, bearing interest at the rate of 7.87% per annum until paid, due and payable in thirty (30) days and said bond to be payable to the plaintiff herein. If the successful bidder, need make no payment not post bond. Such sale shall be made subject to the ad valorem taxes, city, county and state payable in the year 1985.

A certain tract or parcel of land lying in Nicholas County, Kentucky, and described as Lot No. 1, Laynes Heights Subdivision, Unit 1-A, Plat of which subdivision is of record in Deed Book 67, page 439, in the Nicholas County Court Clerk's Office, which lot is more particularly described as follows:

Commencing at a point in Raging Street corner to Lot No. 9; thence N 89 deg 01 min 37 sec East 118 feet along the line of Lot No. 9 to a point, corner to Nicholson land; thence S 73 deg 08 min 06 sec E 15 feet to a point; thence S 61 deg 28 min 37 sec East 166 feet to a point corner to Lot No. 11; thence S 40 deg 27 min 37 sec West 100 feet to

Being the same property conveyed to the United States of America, acting through the Farmers Home Administration by Lois T. McClure (formerly Lois T. Berry) and Homer McClure, by deed dated March 14, 1980, recorded in Deed Book 15, page 439, in the Nicholas County Clerk's Office, and to Robert R. McGaffey, II, by deed of assumption of mortgage dated September 23, 1985, recorded in Deed Book 75, page 439, in said office.

Conveyance of the herein property is made subject to terms, conditions, easements and restrictions which shall be considered to be covenants running with the land binding upon any grantee of or its successor in title, which are contained in the Declaration of Restrictions and Protective Covenants for Laynes Heights Subdivision, Unit 1-A, Plat of which is of record in the Nicholas County Court Clerk's Office in Deed Book 67, page 439, and is made subject to all other easements, rights, restrictions and easements of record.

The herein sale is subject to all certifications for utility systems approved for recording, ownership and dedication as shown on the plat recorded.

Such sale shall be made subject to the equity of right, title, interest, claim or demand of the wife of the defendant, Robert R. McGaffey, and all persons claiming by, through, under or against the defendant, Charles Pennington, Jr., United States Marshal, Eastern District of Kentucky.

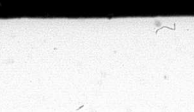
LEGAL NOTICE

To raise the sum of $31,873.86 principal, plus interest in the sum of $6,204.11 accrued through September 11, 1985, interest thereafter at the rate of $11.3025 per day to the date of this judgment and interest from the date of judgment at the rate of 12% per annum until the same is paid, costs expended herein, and attorney's fee as fixed in Judgment and Order of Sale, being Civil Action No. 84-268 in the Lexington Docket of the United States District Court for the Eastern District of Kentucky entered on October 2, 1985 in the action styled United States of America vs Brenda Buckler, Et. Al., or any of her property will sell the following described property at public auction to the highest and best bidder at the front door of the Nicholas County Courthouse, Carlisle, Kentucky, on the fourteenth day of December 1985 at the hour of 11:30 A.M., local time, on terms of ten percent (10%) of the bid price on the day of sale with good and sufficient bond for the balance, bearing interest at the rate of 7.87% per annum until paid, due and payable in thirty (30) days and said bond to be payable to the plaintiff herein. If the successful bidder need make no payment not post bond. Such sale shall be made subject to the U.S. Farmers Home Administration which, if the successful bidder, need make no down payment nor post bond. Such sale shall be made subject to the ad valorem taxes, city, county and state payable in the year 1985.

A certain tract or parcel of land located in the Aleander Subdivision, known as Lot No. 204, and being more particularly described as follows:

COMMENCING at a point in the center of Union Street corner to Lot No. 203; thence along the line of Lot 203 S 89 deg 26 Min E 100 feet to a point; thence along Alexander's other land S 0 deg 30 Min W 80 feet to a point corner to Lot No. 205; thence along the line of Lot No. 205 N 70 deg 30 Min W 100 feet to a point in the margin of Union Street; thence N 19 deg 30 Min E 80 feet along Union Street to the point of beginning.

Such sale shall be made subject to the equities of all right, title, interest, estate claim, demand or equity of redemption of the defendants and of all persons claiming by, through, under or against them, Charles Pennington, Jr., United States Marshal, Eastern District of Kentucky.



NOTICE OF OPPORTUNITY TO REQUEST A DESIGN PUBLIC HEARING

This notice provides the public an opportunity to request a design public hearing on the following proposed project.

Nicholas County, FSP 091 0032 014-033 (90) D, BRS 60353 001, Farmington-Carlisle-Carlisle (KY 32) Road.

This project provides for the replacement of a bridge and approaches on KY 32 located over Hinkston River, 0.03 mile south-east of KY 36.

The Department considers this project to be a Categorical Exclusion (CE) action as defined in Federal Register Regulation 23 CFR 771.11(b)-(h). The Federal Highway Administration's concurrence in this action was given on Oct. 15, 1985. Maps, plans and relevant project data are available for public inspection at the Department of Highways' District Office, Elizaville Road, Flemingsburg, Ky., weekdays from 8 a.m. to 4:30 p.m. Department personnel will be available to explain the plans.

A design public hearing will not be held by the Department of Highways unless a written request for a hearing is received on or before Dec. 5, 1985.

J.A. BROWN
CHIEF DISTRICT ENGINEER
DEPARTMENT OF HIGHWAYS
FLEMINGSBURG, KY 41041
11-14-2tc

SHOW YOUR THANKS WITH A CELEBRATION!

Hopkins Drug Co.
Your Prescription our specialty

Special Commissioner's Sale

NICHOLAS CIRCUIT COURT
Case No. 84-CI-00

EASTERN KENTUCKY PRODUCTION CREDIT ASSOCIATION, PLAINTIFF, VS: JACK WELLS, ET AL., DEFENDANTS

NOTICE OF SALE

By virtue of a Judgment and Order of Sale of the Nicholas Circuit Court entered in the above styled action on October 17, 1985, the undersigned Special Commissioner will on the 10th day of December, 1985, at or about the hour of 10:30 a.m., at the Courthouse door, in Carlisle, Kentucky, offer for sale to the highest and best bidder, the following described real estate:

Two certain tracts or parcels of land lying in Nicholas County, Kentucky, on U.S. Highway 68 and bounded as follows:

Tract 1: A certain tract of land being on the northwest side of U.S. Highway 68 and the junction of the Mt. Moriah Road, approximately 3.7 miles north from Carlisle in Nicholas County, Kentucky, and more particularly described as follows:

BEGINNING at the west margin of U.S. Highway #68, and 141 feet from the southeast corner of Virginia Wells house; thence leaving the road north 62 degrees 30 min. west 110 feet to a stake; thence south 27 degrees 30 min. east 118 feet to a stake; at the north margin of Mt. Moriah Road-way; thence with a line of same south 62 degrees 30 min. east 110 feet to a stake at the junction of the above named roads; thence with margin of #68, north 28 degrees east 142 feet to the beginning, containing 0.358 acre.

This being the same property conveyed to Jack Wells and Marjorie H. Wells, husband and wife, as joint tenants with right of survivorship, by Virginia Wells, single, by deed dated May 15, 1969, and of record in Deed Book 64, page 106, of the Nicholas County Clerk's Office.

Tract 2: A certain tract of land lying on the northwest side of U.S. Highway 68 on a deeded passway, approximately 3.7 miles north of Carlisle in Nicholas County, Kentucky, and more particularly described as follows:

BEGINNING at a post in a fence corner by a rock fence, and being a corner to the Alderman tract, and Shea's; thence with the line of Shea's north 38 degrees west 733 feet to a corner post; thence south 79 degrees west 466 feet to a fence corner; thence north 16 degrees 45 min. west 274.7 feet to a white oak; thence south 79 degrees west 1644.7 feet to a red oak corner to Morgan; thence with the line of Morgan, Fryman and Walter line of Morgan, Fryman and Walter line of Morgan, Fryman and Walter