# Opinion

## Letters from our readers

### Special Olympics needs support

**To The Carlisle Mercury:**

Kentucky Special Olympics is a year-round sports training and competition program for children and adults with mental disabilities. We are presently providing programs for over 11,000 athletes throughout the Commonwealth.

As our program continue to grow, we must look at ways to facilitate this growth. Our athletes deserve the best and they deserve the best. By getting the entire community involved in Special Olympics, our participants are more likely to achieve their maximum capabilities.

Individuals, civic organizations, church groups, high school and college students, friends and family members can support Special Olympics by becoming more involved with their local programs. We need assistance in coaching, training, directing events, fund-raising, public awareness/education, family involvement and transportation.

If you are interested in experiencing the joy of Special Olympics, please call us toll free at 1-800-633-7460 and we will give you the name and number of your local coordinator.

In friendship,
Max Appel
Director of Programs
Kentucky Special Olympics

### Seeks information McCabe ancestors

**To The Carlisle Mercury:**

There must be some McCabes living in Nicholas County and the surrounding area.

For many years I've been tracing my ancestors, and they're all deeply rooted in Nicholas and Fleming counties.

Elizabeth McCabe Herndon (1811-1896) was my great-great grandmother. In 1827, she married James W. Herndon and they had at least two (and perhaps as many as four) children. James served in the War of 1812, and following that in the Kentucky State Militia. He died in the cholera epidemic of 1833.

It is the ancestors of Elizabeth McCabe that I am trying to locate. She must have been an indomitable woman, for after her husband's death, she raised her children and managed her farm and the nearby Herndon farm which is near Pleasant Valley and is still owned by a Herndon relative today).

It seems that Elizabeth had two brothers — William and Josiah McCabe — who are both named in James Herndon's Estate Settlement. Perhaps her father was also named Josiah McCabe and came from Pennsylvania.

Can anyone give me any information on the earlier McCabes in Nicholas County? I'll be glad to supply any information that I have in exchange.

Paul Caywood
101 Court St., Apt. 1211
Evansville, IN 47708

### Wintersheimer reviews 1985 Supreme Court

**To The Carlisle Mercury:**

As I complete my third year on the Kentucky Supreme Court, I believe it is appropriate to report to the people of this appellate district the progress of the Court and my participation therein.

In the past year a total of 1,247 opinions and discretionary reviews have been considered by the full Court. Nine hundred sixty-eight discretionary reviews have been completed, an increase of 279 over 1984. Two hundred seventy-nine opinions were rendered. Overall productivity has increased by 129 dispositions.

The Court has made certain gains in reducing delay and increasing efficiency. Various efforts have been continued to eliminate delays in the transcription of court records. An experimental project has been established in regard to video camera recordings, and computer-

*See Letters page 5

## After fanny tucks

### ...and egg McMuffin, what's left to invent?

Our son, the mechanical genius of the family, came up with an idea on how to improve an automobile braking system. It was a good enough idea, he thought, that a patent ought to be secured on it on his way to becoming a millionnaire manufacturer.

But there is a slight hitch to getting a patent on anything. First, you have to hire a patent attorney to research the patent office files to be sure your patent doesn't infringe on someone else's brilliant idea. This can cost a bundle to find out some other smart dude has already thought of it.

Foreign inventors now account for about half of all U.S. patents. In high-tech inventions, the foreign share goes even higher — up to 85 percent.

What's happened to our inventors? They can't all have hired out to George Lucas to do "Star Wars" movie special effects. I hear that only one in 100 inventions even pays for the cost of the patent and only one in 300 brings the inventor any profit. Most inventors insist we've stopped to a fourth-rate nation in inventiveness.

"I don't believe it," I tell them. "This country is endlessly inventive. Look at Egg McMuffins. Look at Teflon. Look at those fanny tucks.

Besides, of course foreign inventors get their widgets and gewgaws. Inventor reviews have been completed, an increase of 279 over 1984. Two hundred seventy-nine opinions were rendered. Overall productivity has increased by 129 dispositions.

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*See Letters page 5

**rich, but it has provided me with more time to watch television.**

— RM —

A first grader was told to come directly home from school, but he arrived late almost every day.

"You get out of school the same time every day," his mother said. "Why can't you get home at the same time?"

"It depends on the cars," was the reply.

"What do cars have to do with it?"

"Well, Mom," the youngster said, "the patrol boy who takes us across the street makes us wait until some cars come along so he can stop them."

— RM —

From "The Other 637 Best Things Anybody Ever Said" put together by a man named Robert Byrne:

"Love is the only game that isn't called on account of darkness." (M. Hirshfield)

"Never go to a doctor whose office plants have died." (Erma Bombeck)

"Whoever said money can't buy happiness, didn't know where to shop." (Unknown)

"Men are creatures with two legs and eight hands." (Jayne Mansfield)

"Cleaning your house when the kids are still growing is like shoveling the walk before it quits snowing." (Phyllis Diller)

"When you go into court you are putting your fate in the hands of 12 people who weren't smart enough to get out of jury duty." (Norm Crosby)

"Health nuts are going to feel real stupid some day, lying in hospitals, dying of nothing." (Redd Foxx)

— RM —

Expect this want ad any day now:

Looking for a career change? Tired of low pay and that dead-end job? Have a hard time keeping a secret? Earn while you learn in the fastest, exciting world of Professional Spying! Meet new people! Wine and dine in foreign capitals! Sell out your country for cash! Experience with copying machine required, but we teach you all there is to know. Patriots or those with moral scruples need not apply. Leave name and number, along with tuition fee, in trash wrapper, under park bench at 30th and Main, and we'll reach you. Confidentiality guaranteed. International School of Professional Spying. Our graduates are selling the world for unmarked cash!

— RM —

The psychology department of a Canadian University has conducted a study of background music and its effects on shoppers. As part of their survey, the psychologists made careful note of the music wafting through store loud speakers while they watched supermarket patrons doing their buying.

What they found was that although hardly any of the shoppers interviewed later could remember even hearing music in the store much less identifying the kind of selections played, the customers' buying habits clearly were affected by it.

When slow, easy-listening music was played, shoppers tended to dally longer in the aisles and they made more spur-of-the-moment purchases of items that weren't on their shopping lists. When the tempo switched to fast, upbeat tunes, on the other hand, customers hurried through their shopping and did practically no impulse buying at all.

What this added up to at the checkout cash register was that the store's receipts were nearly 35 percent higher during slow music periods. "This isn't confined to food stores," one of the psychologists declaring the study said. "It would apply to any kind of business which encourages customers to browse and shop."

While store managers are raising the easy-listening shelves, that's one item fast music is going to be ignored. Fast-tempo, upbeat instrumentals, say the psychologists, are what employers want to play in offices and work rooms. Brisk, fast music encourages workers to work more, at greater speed and more efficiently. Trumpets are better than violins when you're interested in production.

I guess country music doesn't have the right beat for the workplace, unless the employer wants his people to cry a lot.

— RM —

Two ward healers in a cemetery one dark night shared the best real estate we're going from grave to grave, carefully shining their flashlights and writing down the names of the deceased.

One of the guys, apparently new at his job, was somewhat jittery and after a couple of hours he was ready to leave. But the other fellow continued comfortably.

"C'mon, let's go!" the jittery one whispered. "Let's get outta here!"

The second man paid no attention.

"Blast it all, hurry up!" said the jittery one. "Somebody's sure to see us. Let's go!"

"Now just take it easy," said the old hand, carefully writing down the name from a tombstone. "This man here has got as much right to vote as anyone else!"

Onward, upward.

## A sense of loss

### ...is felt by many

MERCURY VAPOURS
Warren R. Fisher

**A sense of loss**

With the announcement last Friday morning that the Barry Bingham family would sell its newspapers, The Courier-Journal and The Louisville Times, and other holdings there was a sense of loss for many Kentuckians. The Bingham family had operated the newspapers since 1918.

The Courier-Journal has been a part of my life for as long as I can remember. My father bought the Carlisle Mercury in 1912, and when you are born into a newspaper family you feel a kinship of spirit with all newspapers. My father respected the journalistic excellence of The Courier-Journal, and since I have been publisher, I, too appreciate the leadership of this outstanding newspaper.

At this time in our changing world it's my hope that the winning bidder for these newspapers will retain their present staff and continue as a Kentucky oriented newspaper.

— MV —

**Nat Sugar Creek**

Mary Ellen (Mann) Holder called Wednesday, Jan. 8 to inform us that the school picture on page one of the Jan. 2 issue identified as Sugar Creek, is in actuality, Goose Creek. Mrs. Holder is third from left in the third row of photos.

•••

**A Christmas Present**

Mrs. Ruth Clavell came in

*See Vapours, page 3

## Down Memory Lane ... from the Mercury files of bygone years

### 10 years ago

**Thursday, January 22, 1976**

Melissa Dudley, daughter of Mr. and Mrs. Andy Dudley, has been chosen winner in the 1975 Conservation Essay contest. Her essay, Sarah Jane Hamm, daughter of Mr. and Mrs. James Hamm. Sandra Louise Carswell, daughter of Mr. and Mrs. Henry Clay Carswell, received third place; Mark Taylor, son of Mr. and Mrs. Mark Taylor, fourth place; Amy Louise Platt, daughter of Mr. and Mrs. James Platt, fifth place; and Marshall Mattox, son of Mr. and Mrs. Floyd Bussell, sixth place.

The Wesley Chapel Christian Methodist Episcopal Church will celebrate the church's 106th anniversary Sunday, January 25 with a special service beginning at 10:30 a.m. Those taking part in the celebration are Mrs. Johnny Weaver, Mrs. Susan M. Sharp, Mrs. Juanita Simpson, Mrs. Leona Jarter, Mrs. Cleola Thompson, Mrs. Edna Boyd in sponsor of the afternoon service. Frank Boyd, Mrs. Anna Louise Thompson and Mrs. Carlene Edwards are members of the finance committee. Marion M. McGuffey Jr. is minister.

Nicholas County 4-H Council officers for 1976, elected Monday, January 12, are Bobby Curtsinger, president; James Hamm, vice-president; David Wilson, area 4-H Council delegate; Mrs. William Dampier, secretary and treasurer.

A new computerized billing and data processing manufacturing company is installed the last of November at the Johnson-Mathers Nursing Home. This machine, installed by ADP (Automatic Data Processing) will serve both the nursing home and the hospital. Carlisle is oie of six hospitals in Kentucky to install the ADP system.

It's news to us! If your son or daughter becomes engaged or married; your club meets; your son or daughter receives scholastic honors; your son or daughter enlists in the Armed Forces; someone in your family receives a promotion; there's a death in the family or neighborhood; a former resident dies; you're celebrating a special wedding anniversary; you have visitors from out of town; you or someone in your family has returned from a trip; you entertain with a club or political announcements; public meetings held by any community organization. Notify The Carlisle Mercury.

BORN — To Mr. and Mrs. Gary Small, Millersburg, a daughter, Crystal Ann, Jan. 8 at Bourbon County Hospital. — To Mr. and Mrs. Raymond Paul Garrett, a daughter, Tamela Dawn, Dec. 31, 1975 at Bourbon County Hospital. — To Mr. and Mrs. Johnny Caswell, a daughter, Julie Ann, Jan. 9 at St. Joseph Hospital, Lexington.

DIED — McGarvey Snapp, 85, Mason County, Jan. 12, 1976 at Haywood Hospital, Maysville.

### 20 years ago

**Thursday, January 20, 1966**

Wayne Shumate, president of Blue Grass Industries Inc., has been selected to the Young Presidents' Organization, an educational association with an international membership of 2,100 young successful chief executives who have become presidents of sizable companies before the age of 40.

The Nicholas County High School Band has been selected to attend the annual Virginia Beach Music Festival June 13-16. During the stay at Virginia Beach the band will perform on four occasions, including a beach concert, parade, marching exhibition and sightseeing by motorcoach.

Arthur Kenton Linville, a Carlisle native who is associated with a heavy equipment manufacturing concern in Peoria, Ill., has been recognized by the University of Kentucky Department of Civil Engineering for his contributions to the engineering profession. Linville, who was awarded a civil engineering degree from UK in 1964, has been named alumnus of the month.

There was an added spark of life on the bus homeward bound from Morehead Breckinridge speech and debate tournament Jan. 9. Robert Talbert, senior, carried home the first place trophy in prose reading. He rated the best reader out of the 32 schools participating.

Kay Threlkeld, daughter of Mr. and Mrs. William Threlkeld, has received a cookbook from the General Foods Corporations in recognition for her achievement in the 4-H foods project. Kay was awarded the 1965 Nicholas County Junior 4-H foods champion ribbon based on the foods project record book.

BORN — To Mr. and Mrs. Dallas Vaught, a son, Dallas Dean Jr., Jan. 11 at Nicholas County Hospital. — To Mr. and Mrs. Bobby Barnett, a daughter, Bonnita Kaye, Jan. 11 at Nicholas County Hospital. — To Mr. Nicholas County Hospital. — To Mr. and Mrs. Henry Clay Carrett, a daughter, Tracey Lynn, Jan. 12 at Nicholas County Hospital.

DIED — Leslie W. Grimes, four-day-old son of Mr. and Mrs. Leslie Thomas Grimes, Jan. 12 at Nicholas County Hospital. — Mrs. Mary Lou Harney Hyatt, 42, Jan. 12 at the home of her daughter, Mrs. James Hawkins, Bourbon County. — The Rev. Emery B. Overby, 85, Jan. 13 at Wesley Manor, Louisville. — Ben H. Adams, 83, Jan. 13 at Harrison Memorial Hospital. — Mrs. Venus Gaines Reeves, wife of Joe Reeves, Friday at home. — Earl George, 43, Monday at St. Joseph Hospital, Lexington.

### 40 years ago

**Thursday, January 24, 1946**

Miss Jean Pumphrey has been elected president of the Hubba-Hubba Club which recently held its third meeting at the home of Miss George Buntin. Others elected were Miss Miss Buntin, vice-president and Miss Norma Jean Vice, secretary-treasurer. Other members are Misses Mary Lou Sears, Mary Lou Hedges, Jane Scott and Emily Dixon.

The first annual county meeting of the Nicholas County Homemakers was held Tuesday, Jan. 22 at the Carlisle Baptist Church. Mrs. Warner Lowe acted as temporary chairman in the absence of Mrs. S.R. Barlow. Mrs. Robert Feeback served as temporary secretary. After adopting the constitution the body became a member of the Kentucky Federation of Homemakers.

Allan Clay, son of Mr. and Mrs. John Clay, member of the staff of J.W.-Porton and Sons Funeral Home in Maysville, has been licensed as an embalmer by the State Board of Embalmers and Funeral Directors of Kentucky. Mr. Clay graduated from the Cincinnati College of Embalmers in December.

Robert Hughes, formerly at Kings Hardware and later employed at Avon Depot, has accepted a position with the Standard Furniture Company in Lexington.

Dr. B.F. Reynolds, prominent physician of this city, has been named Nicholas County health officer by unanimous vote of the Nicholas County Board of Health at a special called meeting, with Judge Walter Shepherd presiding. Dr. R.L. Arnold resigned to accept a similar position in Bay City, Michigan.

BORN — To Mr. and Mrs. Osborne Anderson, a son, Jan. 10 at Lexington Memorial Hospital. — To Mr. and Mrs. Julian Atkinson, Vanceburg, a daughter, Mary Jane, Jan. 12 at Haywood Hospital, Maysville. — To Mr. and Mrs. Elgard Caswell, a son, daughter, Linda Jean, Jan. 19 at Jewish Hospital, Cincinnati.

MARRIED — Miss Ruth Medley and Robert Nelson Moore. — Miss Rose Elizabeth Alexander and Joseph Doniec, Tuesday at the Epworth Methodist Church. — Miss Annie Scott and James W. Woodall Jr., Jan. 22 at the Carlisle Christian Church.

DIED — Mrs. Harvey C. Norton received a message Friday from Hot Springs, AK announcing the death of her nephew, Daniel Brown. — Mrs. Ella Hensley, 73, Friday at the home of Mr. and Mrs. Clarence Caywood. — Chester B. Medley, 57, Saturday at home in Bourbon County. — Mrs. Addie Burton, widow of the Rev. E.S. Hollar, Monday night in Frankfort. — Miss Sarah Jane Booth Crouch, 84, Monday at the home of her daughter, Mrs. Benjamin D. Crouch, Thursday at the home of her daughter, Mrs. Hayes Hedges in Bath County. — Mrs. Sallie Esther Brooks, 48, wife of John H. Brooks, Monday at home in Winchester.

### 50 years ago

**Thursday, January 23, 1936**

Four children were injured, one seriously, when two sleds crashed head on in a coasting accident near the city school early Wednesday morning. James Henry Smoot was the most seriously hurt. Others injured were James Henry Wade, Helen Davis, Berry Woodall and Frances Kerr Henry. All children were taken to the hospital and were released after being treated except young Smoot.

The progress report of the Kentucky State Planning Board submitted to Governor Laffoon gives much useful data on various counties of the state. The report shows that Nicholas County had the third largest decrease in population in the last 30 years period, 1900-1930, with a loss of 28 percent. The report shows that 76-80 percent of the people in Nicholas County are engaged in agriculture.

The Blue Grass Produce Company quotes the following prices for produce Wednesday morning: Eggs, cash, 16-17 cents; roosters, 9-10 cents; springers, 18-20 cents; turkeys, 18 cents; hens, 14-15 cents; geese, 10-11 cents; bed blades, 5 cents; good, clean wool, 22 cents.

The second heavy snow of the winter fell Wednesday and Wednesday night and practically halted traffic on most roads Sunday. The buses were unable to operate between Lexington and Maysville because of heavy drifts. The eight-inch snowfall was accompanied by near zero temperatures.

BORN — To Mr. and Mrs. A.B. Eatridge, Maysville, a daughter, Monday at Haywood Hospital.

MARRIED — Miss Julia Woodward and James Lewis Dale, Saturday by Judge D.M. Curry.

DIED — J. B. Lanford, 66, Wednesday at home on the Moorefield Road.

### Letters to the editor policy

All readers of The Carlisle Mercury are welcome to write letters to the editor, and it is asked that the following guidelines be followed when writing to us.

Letters sent for publication should be typed or printed and addressed to the Mercury, not copies of letters to some third party. All letters must contain the letter writer's signature, address and telephone number or the phone number at which you can be reached.

Poems and cards of thanks will not be published as letters to the editor.

Brevity will help and we reserve the right to edit or reject any letter we consider libelous or in poor taste.

No fee is charged for publishing a letter to the editor.

If possible letters should be typed and double spaced and if written in longhand, please write as legibly as possible. Deadline is Friday.

Letters to the editor should be addressed to: Letters to the Editor, The Carlisle Mercury, POB 69, Carlisle, Ky. 40311.

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## Report to Kentucky

SENATOR WENDELL FORD
U.S. Senate, Washington, D.C. 20510

### FARMERS TROUBLES NOT OVER

The New Year began with the Farmers Home Administration preparing to notify thousands of farmers that they must arrange to bring their payments up to date or face foreclosure — even those behind as little as $100 on their payments.

When I learned that a court-ordered moratorium on FmHA foreclosures was ending, I wrote the director of the agency's Kentucky office, asking that he avoid blanketing the state with alarming letters to every farmer who is only $100 behind. The moratorium ended Jan. 1 after 25 months, as scheduled in a 1983 federal court ruling.

FmHA officials responded that letters would be sent only to those behind by at least that amount for a year. They said fewer than 1,000 Kentucky farmers would receive the letters, adding that Kentucky has the lowest loan delinquency rate in the nation. This can be directly traced to stability afforded by the tobacco program.

The FmHA has always been a lender of last resort for farmers who cannot otherwise find loans. The agency clearly has a duty to caution borrowers who are having difficulty making payments. However, every effort must be made to help farmers become current on their loans, rather than alarming and confusing them.

President Reagan, in a recent news conference, echoed the sentiment of outgoing Agriculture Secretary John Block. Both said "we've turned the corner" on the farm economy and are headed for better times.

I agree that the 1985 Farm Bill is a step in the right direction. However, measures I supported during Senate debate would have restored farm income to a greater degree than provisions of the final bill. The farm bill must be considered a working piece of legislation, and I expect attempts will be made in the near future to improve it.

While the Farm Bill is long-term in effect, we cannot ignore the fight for survival in which many farm families are currently engaged. They are struggling to preserve a way of life.

Agriculture is an important industry in our nation, and is a vital part of Kentucky's economy. Farmers have given a lot to our nation, giving us the world's most abundant and dependable food supply. Whenever possible, we must try to help them bridge the gap between current economic hardship and the improved farm economy that is expected.

In November, under pressure from Congress, FmHA established new guidelines providing farmers with several options for paying the government back. They include allowing farmers to defer some of the payments, providing low-interest loans to help farmers improve their cash flow, combining loans at new rates and terms and rescheduling loans.

Several provisions of the new farm bill, which I supported also deal with farm loans. Included is a "clear title" provision which is designed to protect buyers of farm products from challenges to the title to their purchases, while still allowing lenders to protect their liens on farm products. The bill also forbids FmHA from selling land taken in foreclosures if the sales would depress local farmland values.

I'm confident that Kentucky farmers will find that every available option will be presented to our state's farmers, and that they will all be dealt with in a reasonable and even-handed manner. They deserve no less.

## Vapours

Continued from page 2

**Wednesday, Jan. 8** to take out a subscription for her son, Elmer T. who has recently moved to Alaska. She asked him what he wanted for Christmas, as she had drawn a blank on what to send. He told her that the one thing he wanted was to get The Carlisle Mercury. She also informed us that her son had had a subscription since 1928, the year she married.

— MV —

**A garden full of barbingers of spring**

Mrs. Leslie Morris called Sunday afternoon, Jan. 5 to tell us she had at least 100 robins in her garden. This was the most she'd ever had and the other land; thence leaving the Turnpike with the line of same S 2° W 14.48 poles; S 17 E 22.86 poles; S 24 E 30 poles to a set fence post, corner to same and J.W Lane; thence with line of same S 76¾ E 14.60 poles to a set fence post, corner to B.C. Clark's other land; thence with the line of same N 3¼ East 25.5 poles to post corner with same; thence North 83 East 39.4 poles to post in Mrs. Goodpaster's line corner with Mrs. Matthews; thence South 7¼ East 82.6 poles to post corner with same in George Hamilton's line; thence South 88 East 8.1 poles to post corner with George Hamilton; thence South 8¾ West 48.8 poles to stone corner with same; thence North 86¼ West 24.7 poles to stone corner with same; thence South 3¼ West 117.76 poles to walnut tree in Mrs. Hill's line; thence South 84¼ West 89.4 poles to the beginning, containing 132.54 acres of land.

Also, a passway from Tract No. 2 through the Goodpaster's farm land to the Sharpsburg-Flat Creek Road as the same is now located.

The being the same property conveyed to Ned Tolson, who is the same person as Homer Ned Tolson, by deed from Elwood Dennison, et al, dated May 1, 1978, and of record in Deed Book 147, Page 97, of the Bath County Clerk's Office.

FARM C — Two certain tracts or parcels of land in Nicholas County, Kentucky, on the waters of Somerset Creek, and bounded and described as follows:

First Tract: BEGINNING on a bridge on the Sharpsburg and East Union Turnpike Road, a corner to Elmer Berry; thence S 30 W 11.90 poles to the center of Somerset Creek, corner to Berry; thence S 19 E 44.16 poles to a beech tree on the north bank of Creek, corner to same; thence S 3 W 16.20 poles to a set fence post, corner to same; thence S 5½ W 47.52 poles to a set stone, corner to Mrs. Malinda Molar; thence S 80 E 82 poles to a set fence post, corner to Blount and Lane in James W. Lane's line; thence with Lane's line N 34¼ E 24.80 poles to a set fence post, corner to same; thence S 86 E 4.92 poles to a set fence post, corner to Mrs. Susan Clark line; thence N 24 W 30 poles to a set stone, corner to same; thence N 2¼ E 14.48 poles to the center of the above mentioned Turnpike, corner to same; thence with the center of the Turnpike N 56½ W 20.64 poles; N 49 W 12 poles; N 38 W 25 poles; N 30 W 25.28 poles to the beginning, containing 70 acres.

Second Tract: BEGINNING IN THE CENTER OF THE East Union and Sharpsburg Turnpike (Clark Route), corner to Luther Leggett's North 80¼ West 20.71 poles to corner North 8¾ East 20.3 poles to stone, corner with same; thence North 75¾ East 22.64 poles to stone corner with same; thence South 84¾ East 50.24 poles to corner with same; thence South 3¼ East 25.5 poles to post corner with same; thence North 83 East 39.4 poles to post in Mrs. Goodpaster's line corner with Mrs. Matthews; thence South 7¼ East 82.6 poles to post corner with same in George Hamilton's line; thence South 88 East 8.1 poles to post corner with George Hamilton; thence South 8¾ West 48.8 poles to stone corner with same; thence North 86¼ West 24.7 poles to stone corner with same; thence South 3¼ West 117.76 poles to walnut tree in Mrs. Hill's line; thence South 84¼ West 89.4 poles to the beginning, containing 132.54 acres of land.

Also, a passway from Tract No. 2 through the Goodpaster's farm land to the Sharpsburg-Flat Creek Road as the same is now located.

The being the same property conveyed to Geraldine Tolson, by Joe R. Tolson and Geraldine Tolson, husband and wife, by deed dated March 28, 1984, and of record in Deed Book 153, Page 260, of the Nicholas County Clerk's Office.

Upon the sale of the above described property, the purchase price shall be payable as follows: Payment of the full purchase price on the date of sale, or upon a credit of three (30) days, with 20 percent of the purchase price to be paid on the date of sale and a bond for the balance of the purchase price with interest at the rate of Twelve (12%) percent per annum to be executed by the purchaser(s), with approved surety or sureties, made payable to the order of Somerset Creek, which bond shall have the force and effect of a judgment, and which will remain a lien on the property sold, as additional security. In the event that the purchaser is the Plaintiff herein, then no cash payment or execution of a bond shall be required of it.

Taxes on the above described property for the year 1985 and any prior years shall be paid from the proceeds of the sale, or by the Plaintiff herein should it become the purchaser.

Following the sale of the above described property, the Special Commissioner shall promptly report same to the Court, and said report shall be held over for a period of ten (10) days for confirmation or exceptions. Anyone desiring to object or except to the sale shall do so by that time or be forever barred.

Joseph F. Conley,
Special Commissioner
Nicholas Circuit Court
1-2-9tp

## SPECIAL COMMISSIONER'S SALE

NICHOLAS CIRCUIT COURT
Case No. 85-C1-047
EASTERN KENTUCKY PRODUCTION CREDIT ASSOCIATION, PLAINTIFF, VS HOMER NED TOLSON, 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 December 19, 1985, the undersigned Special Commissioner will on the 18th day of January, 1986, at or about the hour of 10 a.m., at the Courthouse door in Carlisle, Ky., offer for sale to the best bidder the following described real estate:

FARM A — A certain tract or parcel of land situated in Nicholas County, Kentucky, and more particularly described as follows:

BEGINNING at a set fence post in B.C. Clark's line and corner to Robert Atkinson's heirs; thence with the line of said heirs North 83 East 41 poles to a set fence post, corner to same; thence South 4¾ East 75 poles to a set fence post corner to same; thence South 84¼ East 73.60 poles to a beech tree corner to same and Harry McCue; thence with McCue's line North 3 East 91.24 poles to a stake in the branch corner to same; thence North 41 West 22 poles to a set fence post corner to same; thence North 24 East 38.32 poles to a large oak tree in McCue's line and corner to A. Reed; thence with Reed's line North 63 West 93.60 poles to a set fence post corner to same; thence with Reed's line North 56 West 34.32 poles to a set fence post corner to James Call and in B.F. Fraines' line; thence South 4 West 66.86 poles to a set stake corner to B.C. Clark; thence South 60 West 8 poles to a beech stump corner to same; thence South 4½ West 120.20 poles to the beginning, containing 162 acres, 1 rood and 13 poles, legal measure.

This being the same property conveyed to Homer Ned Tolson by Fred M. Fortune and Clara B. Fortune, his wife, by deed dated March 2, 1977, and of record in Deed Book 70, Page 508, of the Nicholas County Clerk's Office.

FARM B — That certain parcel of land lying and being in Bath County, Kentucky, on the waters of Flat Creek and described as follows, to wit:

BEGINNING at a stone corner to Mrs. T.B. Hill and running with her line North 3¾ East 130.8 poles to gate post, corner with Mrs. Mary L. Atkinson; thence with her line South 86¾ East 86.7 poles to stone corner with same; thence North 8 East 94.96 poles to stake corner with same; thence North 80¼ West 20.71 poles to corner North 8¾ East 20.3 poles to stone, corner with same; thence North 75¾ East 22.64 poles to stone corner with same; thence South 84¾ East 50.24 poles to corner with same; thence South 3¼ East 25.5 poles to post corner with same; thence North 83 East 39.4 poles to post in Mrs. Goodpaster's line corner with Mrs. Matthews; thence South 7¼ East 82.6 poles to post corner with same in George Hamilton's line; thence South 88 East 8.1 poles to post corner with George Hamilton; thence South 8¾ West 48.8 poles to stone corner with same; thence North 86¼ West 24.7 poles to stone corner with same; thence South 3¼ West 117.76 poles to walnut tree in Mrs. Hill's line; thence South 84¼ West 89.4 poles to the beginning, containing 132.54 acres of land.

Also, a passway from Tract No. 2 through the Goodpaster's farm land to the Sharpsburg-Flat Creek Road as the same is now located.

The being the same property conveyed to Ned Tolson, who is the same person as Homer Ned Tolson, by deed from Elwood Dennison, et al, dated May 1, 1978, and of record in Deed Book 147, Page 97, of the Bath County Clerk's Office.

FARM C — Two certain tracts or parcels of land in Nicholas County, Kentucky, on the waters of Somerset Creek, and bounded and described as follows:

First Tract: BEGINNING on a bridge on the Sharpsburg and East Union Turnpike Road, a corner to Elmer Berry; thence S 30 W 11.90 poles to the center of Somerset Creek, corner to Berry; thence S 19 E 44.16 poles to a beech tree on the north bank of Creek, corner to same; thence S 3 W 16.20 poles to a set fence post, corner to same; thence S 5½ W 47.52 poles to a set stone, corner to Mrs. Malinda Molar; thence S 80 E 82 poles to a set fence post, corner to Blount and Lane in James W. Lane's line; thence with Lane's line N 34¼ E 24.80 poles to a set fence post, corner to same; thence S 86 E 4.92 poles to a set fence post, corner to Mrs. Susan Clark line; thence N 24 W 30 poles to a set stone, corner to same; thence N 2¼ E 14.48 poles to the center of the above mentioned Turnpike, corner to same; thence with the center of the Turnpike N 56½ W 20.64 poles; N 49 W 12 poles; N 38 W 25 poles; N 30 W 25.28 poles to the beginning, containing 70 acres.

Second Tract: BEGINNING IN THE CENTER OF THE East Union and Sharpsburg Turnpike (Clark Route), corner to Luther Leggett's

## A Legislative Perspective



by Rep. Adrian Arnold

Kentucky Governor Martha Layne Collins opened the 1986 General Assembly by delivering a "happy days are here again" message to the State of the Commonwealth address to members of a joint session of the House and Senate.

Using upbeat phrases such as "Kentucky is poised for progress," she outlined achievements scored by joint efforts of her administration and members of the General Assembly.

Most legislators, I believe, agreed that because of our concentrated efforts during the July special session, Kentucky's school children are, even now, reaping the educational harvest in the public schools.

Gov. Collins talked of a new era in the Commonwealth and drew applause as she pointed out the enthusiastic support and sincere concern found in Kentuckians that has allowed us, as state officials, to bring about these positive changes in Kentucky.

But, the enormity of the task is no less than it was four years ago. The difference is that all of us — governor, legislators, farmers, miners, mothers and teachers — can look back with pride at the record of progress that has been made.

Members of the House of Representatives share in the enthusiasm for what has come Kentucky's way during 1985. However, we must guard against complacency and remember that this is only the threshold of better things yet to come. Several crucial issues must be addressed this session including budgetary cutbacks in federal programs — the largest being the Medicaid program and local revenue sharing.

One glaring issue that was not mentioned in the Governor's glowing welcome to the 1986 General Assembly was the still festering conditions of the state's highways. I overheard several House members express a desire to know if recommendations are being sought to solve this very serious problem.

The state's correctional system is still lingering in the Capitol hallways awaiting a verdict of its future.

And, two issues gaining statewide attention in leaps and bounds include the mandatory seatbelt law and the "living will concept." Although both have been studied by interim committees, both sides of these issues have steadily stuck to their guns and a final confrontation is yet to be witnessed.

Please let me know your opinions on these issues that will most certainly face the General Assembly. You can contact me at home by calling or writing 3549 Aaron's Run Road, Sterling, Ky. 40353, phone 606-498-3034, or by writing me at the Legislative Offices, Capitol Annex, Frankfort, Ky. 40601, or by calling the toll-free message line in Frankfort. That number is 1-800-372-7181.

## Undeliverable refund checks await taxpayers

Raymond L. Rizzo, district director of the Internal Revenue Service, has released the names of 1,000 Kentucky taxpayers to whom federal tax refund checks were issued in 1985 and the checks were returned to IRS as "undeliverable."

The list includes 787 individual tax refund checks totaling $277,814.86. The tax refund checks range from $14.619 to $1 with an average check of $361.17.

Rizzo stated that the taxpayers may have moved or changed their last names during the year and failed to notify the Postal Service or the IRS.

If you think you may be due a refund and have moved or changed your name during the year, call the IRS toll-free at 1-800-424-1040.

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