Courthouse news

NICHOLAS CIRCUIT COURT
Thursday, May 15, 1:30 a.m.
Honorable Jack Arnold, Judge

Commonwealth of Kentucky vs David Tovar, hearing. Defendant has now served his 90-day jail sentence but has not paid the $215 fine/costs assessed against him. The defendant was ordered back to jail and to be held in custody until the fine and costs are paid in full or until further orders of this court.

Commonwealth of Kentucky vs Danny Pergram, pre-trial conference. Suppression hearing 5/30/86 at 9:30 a.m., trial with jury 6/16/86 at 9 a.m.

Commonwealth of Kentucky vs Effie Oney, pre-trial conference. Trial with jury June 2 at 9 a.m.

Brenda White vs Steve Jolly, rule hearing. Order entered.

Darlene Shickler vs Randall Buckler, rule hearing. Bench warrant issued.

Rebecca Lynam vs William J. Lynam, motion. Order entered.

NICHOLAS DISTRICT COURT
Monday, May 19, 1 p.m.
Honorable Wayne Fitzgerald, Judge

Dallas D. Vaughn Jr., public intoxication. Guilty plea, $10 CVF and $4 bond fee, time served.

Ronnie Gee, theft by deception. Guilty plea, $22.50 restitution, $10 sheriff fee, $10 fine, $10 CVF, $47.50 costs, $10-10% bond fee, bond released.

Penny McLean, theft by deception. Guilty plea, $30 restitution, $10 fine, $10 CVF, $47.50 costs, given till 5/23/86 to pay.

John "Dusty" Holman, harrassment. No charge stated, dismissed.

Celina C. Burton, theft by deception. Show cause order by mail returnable 6/2/86.

Tommy Whitsett, bail jumping in first degree. Charge amended to bail jumping in second degree, guilty plea, one year county jail suspend two years unsupervised, condition not violate any laws and comply with agreement to pay $256.36 per month, costs $47.50.

Tommy Whitsett, theft by deception (over $100). Restitution paid in full, on motion of Commonwealth dismissed with payment of costs of $47.50.

Thomas Whitsett, no liability insurance. On motion of Commonwealth amended to unlawful operation of motor vehicle, guilty plea, fine $50, costs $47.50, GTP 6/1/86.

James Hamilton Boyce, hearing. Extension made for restitution payment till 6/2/86, attorney to appear that date.

Danny Dixon, (1) assault in first degree, (2) wanton endangerment in first degree. Public defender appointed, not guilty plea entered by the court on both charges, preliminary hearing 6/25/86 at 10:30, $5,000 surety bond approved with Mr. and Mrs. Russell Dixon as surety.

Timmy Sams, trial: (1) fourth degree assault, (2) disorderly conduct, (3) criminal mischief in third degree. Continued 6/9/86 for trial.

Brenda Sturgeon Fryman vs William Preston Feeback Jr., hearing. Continued 6/2/86.

Commonwealth of Kentucky vs Susan Bussell (now Gillispie), hearing. Continued 7/7/86.

Kentucky Central Credit Union vs Betty L. Hopkins, motion. Judgment entered.

First National Bank vs Frank Hatfield, motion. Bench warrant withdrawn.

SUITS FILED IN CIRCUIT COURT
Honorable Jack Arnold, Judge

86-CI-030, Deborah C. Southworth vs Charles Thomas Southworth.

86-CI-031, Dulcene Moran vs Samuel Royce Moran.

86-CI-032, Beryl Kaye Pettit vs Eddie Joe Pettit.

86-CI-033, Alice Tapp Brumagen vs James A. Brumagen.

COMMISSIONER'S SALE

MASTER COMMISSIONER'S SALE
Courthouse Door
Carlisle, Kentucky
Saturday, May 24, 1986 at 10:00 a.m.

Pursuant to a Judgment and Order of Sale entered by the Nicholas Circuit Court in the case of First National Bank, Carlisle, Kentucky, Plaintiff, vs Scotty M. Fryman and Nancy Fryman, Defendants, Civil Action No. 86-CI-016, the undersigned Special Commissioner will sell the following described tracts of property to the highest and best bidder(s) at the Courthouse door, Carlisle, Kentucky on May 24th, 1986 at 10:00 a.m. Each tract will be sold separately and on the following terms: 20% down and the balance on a credit of 60 days. The purchasers must execute bond with approved surety for the balance of the purchase price, bearing 12% interest from the day of sale until paid. The purchasers must assume and pay the 1986 city, county and state ad valorem taxes and any special assessments due upon the date of sale or which become due subsequent thereto.

The first tract to be sold is described as follows:

"A certain lot or parcel of land with all improvements thereon, lying on the waters of Brushy Fork Creek, a short distance east of the City of Carlisle, Kentucky, on the line of the Carlisle and Sharpsburg Turnpike Road, and bounded as follows:

"Beginning in said Turnpike, a corner to the Carlisle Laundry Company 24 (now Forrest and Rose Curtis); thence with the northern line of the Laundry Company's lot (now Curtis) 136 feet to the L&N RR grant; thence north with the line of the railroad grant 77 feet to the corner of Wasson's lot (now Nancy Hopkins); thence west with the line of the Wasson lot (now Hopkins) 148 feet to the corner of said turnpike; thence south with the center of said turnpike 97 feet to the beginning."

Being the same property conveyed to Scotty Fryman and Nancy Fryman, husband and wife, with right of SURVIVORSHIP, by James E. Mitchell and Jo Ann H. Mitchell, husband and wife, by deed dated April 7, 1977, and of record in Deed Book 76, Page 620, of the Nicholas County Clerk's Office.

Immediately following the sale of the above described property, the following described property will be offered for sale under the same terms and conditions:

"A certain tract or parcel of land with all improvements thereon, lying and being on the Old Paris Pike (Kentucky Highway 32) in Nicholas County, Kentucky, and more particularly described as follows: Bounded on the east and south by the lands of Otis Caswell, on the north by the lot of Phillip Howard and on the west by the Old Paris Pike (Kentucky Highway 32), containing one (1) acre, more or less."

Being the same property conveyed to Scotty Fryman and Nancy Fryman, husband and wife, as joint tenants with right of SURVIVORSHIP, by Otis Caswell and Olga Caswell, his wife, by deed dated January 27, 1975, and of record in Deed Book 69, Page 556, of the Nicholas County Clerk's Office.

Each tract is sold subject to existing easements and building restrictions of record in the Nicholas County Clerk's Office. The risk of loss shall pass to the purchaser(s) on the date of sale.

The above described tracts are sold for the purpose of making the aggregate sum of $28,338.62 plus interest and fees as determined by the court.

For more information or to be shown the property, please contact the selling agent listed below.

SELLING AGENT: Jewel Vice, 101 South Broadway, Carlisle, Kentucky 40311.

JOHN LAIR
Special Commissioner
Nicholas Circuit Court

3-4-Stog

AUCTION

Sat., May 31 at 10:00 A.M.
Located at 383 West Main Street in Carlisle

Good residential building site located at the corner of Emmert Drive and West Main Street. The lot is approximately 90'X117'. The home on this site has recently burned, but there are many items, including aluminum siding and storm windows, that could be used in rebuilding.

Building lots in town are hard to find, so if you are looking for one, don't miss this Auction.

TERMS: 10% down day of sale. Balance due on or before 30 days.
OWNERS: Mr. & Mrs. C. C. Evans

Earl Hamm Auctioneer — REAL ESTATE BROKER
Mark Mattox, Auctioneer and Real Estate Broker
107 Locust Street
606-289-5720 or 289-5320 or 289-2752
Carlisle, KY 40311
Not responsible for accidents.

Judge censured, pay suspended

Wayne W. Fitzgerald, District Judge of the 18th Judicial District, 2nd Division, has been found in violation of misconduct in office charges by the Judicial Retirement and Removal Commission, which has ordered that he be "publicly censured and suspended from his pay but not his duties as District Judge from June 1 through June 15, 1986."

The order, dated May 9, was signed by Charles Landrum Jr., chairman of the JRRC.

The 18th District includes the counties of Nicholas, Harrison, Robertson and Pendleton.

The order read, in part:

"The Commission determined after an investigation and an informal hearing that Judge Fitzgerald, outside the courtroom and without the knowledge of the county attorney, vacated Driving Under the Influence convictions in two cases, and dismissed some traffic citations for reasons that had nothing to do with the circumstances of the cases.

"The Commission further determined that Judge Fitzgerald failed to disqualify himself and presided in certain cases involving his close and personal friends.

"The actions of Judge Fitzgerald amounted to misconduct in office in violation of SCR 4.020(1)(b)(i). His actions further violated four Canons of the Code of Judicial Conduct, Supreme Court Rule 4.300.

"The Commission gave due consideration to the fact that there was no evidence indicating that Judge Fitzgerald received any personal gain from his actions and that he fully cooperated with the Commission in its consideration of this matter.

"Upon consideration of his agreement to accept this disposition without formal proof, the Commission finds that for the foregoing violations, Judge Wayne Fitzgerald should be and hereby is publicly censured and suspended from his pay, but not from his duties as District Judge of the 18th Judicial District, 2nd Division, from June 1, 1986 through June 15, 1986."

Earl Finch retires

Earl Finch, center, of Jockey International's Knitting plant, is shown receiving his retirement plaque from Bill Griffith, left, director of Finishing, and Ron Wilcoxson, right, Finish supervisor. Earl retired on Friday, May 16, after 19½ years of service. — Mercury photo

AMBULANCE RUNS

May 12-18, 1986

May 12, 8 a.m., transported Sam Cook from Harrodsburg Hospital to Bourbon Heights Nursing Home, Paris.

May 12, 6:06 p.m., transported Paul Clay Price from home to Nicholas County Hospital.

May 12, 7:03 p.m., transported Paul Clay Price from Nicholas County Hospital to St. Joseph Hospital, Lexington.

May 13, 1:50 p.m., transported Sharon Gudgell from Nicholas County Hospital to Central Baptist Hospital, Lexington, and back to Nicholas County Hospital.

May 14, 12 p.m., transported Ruby Honaker from Johnson Mathers Nursing Home to Lexington Orthopedic Clinic and back to nursing home.

May 14, 8:30 p.m., transported Billy Asbury from home to Nicholas County Hospital.

May 15, 8:50 a.m., transported Thelma Caswell from home to Nicholas County Hospital.

May 15, 9 a.m., transported Marvin Jones from home to St. Joseph Hospital and back home.

May 18, 9 a.m., transported Ruby Wells from home to Nicholas County Hospital.

Elect **TOM HOGGE**
State Representative
Bath, Montgomery and Nicholas Counties
DEMOCRATIC PRIMARY
— MAY 27, 1986 —

Absolute Auction

162 Acre Nicholas Co. Farm
Sat., May 24 at 10:30 A.M.

Located approximately 3 miles from Sharpsburg, just off the Upper East Union Road. Watch for Sign.

We have been authorized by signed contract to sell the following described property for the HIGH DOLLAR:

1986 Basic Quota Tobacco Base is 7,720.

This is a well improved tract of land, being mostly all in grass and logs, mostly level to rolling with about 25 acres of good bottom land. It has several good locust posts and is well watered by 3 ponds, running creek and 1 cistern. Has good fencing and plenty of grass. Improvements: One 8-bent tobacco barn. One 7-bent tobacco barn (approximately 3 years old). One 5-bent barn. Small house.

Owner: Ned Tolson

TERMS: 20% down day of sale. Balance to be paid on or before 30 days guaranteed by bond bearing interest at 12% or pay full amount day of sale. Full possession day of sale.

This is an ideal cattle and tobacco farm, well improved and ready to go.

For further information contact Selling Agents.

— Sale Conducted By —

Maze Auction Co.
Selling Agents - Owingsville, Ky.
Phone: Day 674-6381 or 674-6613
Phone: Night, 674-2071 or 674-2253
Arthur, Tommy & Roger Maze, Brokers/Auctioneers
Tommy A. Maze, Apprentice Auctioneer
Donald A. Maze, Salesman

AUCTION

150 Acres, more or less with house
Upper Jackstown Road in Nicholas County
Sat., May 31, 1986 at 11 A.M.

DIRECTIONS: Travel to Carlisle, turn onto the Upper Jackstown Road and travel approximately two (2) miles to the Auction Site. Watch for POE Auction Arrows day of sale.

150 acres, more or less, Nicholas County farm. Grassy pasture land, and plowed tobacco ground. 1986 basic tobacco base of 5.679 pounds. Acreage lays on both sides of the Upper Jackstown Road. Right side contains two (2) story frame house, 2 car frame garage, corn crib, 2 other frame out buildings, 2 - 5 bent tobacco barns, both wired with electric, and 1 pond.

House consists of living room, kitchen, 2 bedrooms, bath, entrance hall, and 2 enclosed porches all on the main level. 4 rooms and hall on second floor. One room dirt floor basement. Approximately 2,334 square feet of living area.

Left hand side of the road has 4 bent tobacco barn with stripping room attached, and 1 pond, all in grass.

TERMS: 10% down payment day of sale. Balance with deed and possession in 30 days on or before June 30, 1986, 1986 property taxes will be pro-rated.

Mrs. Nora K. Hamilton, owner of this property is in ill health and has moved to a nursing home in Lexington. She no longer feels the need to maintain this property. She says sell.

Call today for an appointment or inspect day of sale.

Poe Realty & Auction Co.
James E. Poe - Broker/Auctioneer
1431 South Main Street Phone 987-3760 Paris, Ky.

Public Auction

Sat., May 24, 10:00 A.M.

Located at the corner of U.S. 68 and Headquarters Rd. near Carlisle. Look for Auction Signs. Mr. and Mrs. Virgil Sanders have sold their farm and are moving out of state and have asked us to sell the following at Auction.

Horse Equipment and Supplies: 167 volume horse related library, broodmares, sires, dams, etc., 4-horse walking machine (variable speed), reverse speaking intercom, stall camera with two monitors, horse blankets, stall screens, trunks, wall boxes, good feed and water buckets, halters, bridles, bits, lots of leather tack, water tanks, fire extinguishers, window fans, 2 flat saddles, 2 side saddles, **JOHS. STUBBEN KREFELD DRESSAGE SADDLE.**

Shop and Farm Tools: 1973 C-20 Chevy pickup (no tags), truck tool box, beetle traps, jigsaw, boomers, good hand tools, seeders, rivet punch, sand blasting kit, shop fan, 20 - 10'X4" met. pipes, wood posts, lumber, 50 gal. black paint, roller, metal cabinets, 100 gal. gas tank and pump, 200 gal. water tank, Wizard 22" self propelled mower, Stihl FS80 weed eater, Green Machine Weedeater, Pargo elec. golf cart and charger, air tank, log chain, water cooler, toplink, and sprays.

Furniture and Office Equipment: Hide-a-bed sofa, kneehole desk, swivel desk chairs, 12'X14' carpet, iron bench and chair, 10-drawer wood file cabinet, new 4 drawer lateral, legal and letter file cabinet, Truetone port. color t.v., 3 piece barrell furniture set, barrell chair and ottoman, U.K. barrell clock, yard chairs, lounge, redwood porch furniture, conc. picnic table and benches, metal shelves, wood bucket, copper kettle, iron dinner bell, conc. flower pots, 3 conc. tall coachmen, Victrola, electric stove, washer and dryer, rocker, sofa, couch and chair, recliner, good walnut dining room suite w/table, 6 chairs, sideboard, double door refrigerator, portable dishwasher, chest freezer, sewing machine, and much more. For more information, contact the owner or auctioneers.

TERMS: Cash

Earl Hamm Auctioneer — REAL ESTATE BROKER
Mark Mattox, Auctioneer and Real Estate Broker
107 Locust Street
606-289-5720 or 289-5320 or 289-2752
NOT RESPONSIBLE FOR ACCIDENTS

Seat belt use urged this weekend

The Memorial Day Holiday is approaching and with it is the beginning of summer travel and the third annual "All American Buckle-Up Week" scheduled for May 23-29.

"All American Buckle-Up Week" is sponsored by Operation CARE (Combined Accident Reduction Effort) and is similar to the American Cancer Society's "Great American Smoke-Out." "The 'Great American Smoke-Out' is set up so those who smoke are given a week designated to quit smoking. The 'All American Buckle-Up Week' is also designated to begin a good habit — wearing your safety belt, and it takes about a week or so to really get into the habit," says Kentucky State Police Commissioner Morgan T. Elkins.

KENTUCKY was the site of the first national kick-off of AABU Week. This year Arkansas will host the national kick-off. Even so, Elkins says there will be plenty of emphasis on the use of safety belts during Memorial Day and all through the summer.

"Last Memorial Day Weekend, three people died on Kentucky highways. None of them were wearing safety belts...one was even thrown out of the vehicle," says Elkins.

In addition to three fatalities last Memorial Day Weekend, 461 people were injured out of more than 1,000 accidents.

OF THE THREE fatal accidents, two were alcohol-related and 56 of the injury-accidents were alcohol-involved. Thus, increased enforcement this Memorial Day Holiday will include increased DUI procedures, including speed-up lane patrols and use of the mobile breath testing unit, which was introduced last Memorial Day Weekend.

Patrols will also be watching for those who exceed the speed limit. The high-speed pursuit Mustangs will also be out in force over the holiday.

The Memorial Day Weekend will officially be observed from 6 p.m. Friday, May 23 through midnight, Monday, May 26.

Presents check

Jerry Linville, owner of Baker's Department Store, third from left, is presenting a check for $90 to Tracy Holler, second from left, secretary-treasurer of the Junior Class at Nicholas County High School. Linville and his wife, Linda, agreed to give the class $2.00 for each tuxedo rented at their store for the Junior-Senior Prom. The money will help defray costs of the prom and other class sponsored senior events. Others pictured are, left to right, Mrs. Pat Massie, class sponsor, Lynn Reynolds, president, and Anessia Hunt, vice president. — Mercury photo

Pizza party for winners

The first grade at Nicholas County Elementary School received a pizza party from Pizza Hut for their participation in Book-It, a project to encourage reading among students in grades 1-6. The winners received the party by having all four classrooms participate in the project, the only grade level to do so. Darold Fischer, manager of the Paris Pizza Hut, serves a slice of pizza to Kami Smith, a student in Mrs. Simons class. — Gallery photo

'Blue Jacket' production has local connection

Balloon find

Edward McGlothin, son of Mr. and Mrs. Ralph McGlothin, found the ticket he is holding attached to a burst ballon Sunday, May 11, in a thorn tree on the reverse Hopkins farm on Cane Run Road. The message reads, "8th Annual Balloon Launch, May 9, 1986. Launched by Jason Faulkner, Grade Froehle, Walter Shade School P.T.O., West Carrollton, OH. $10 reward for balloon from greatest distance." Edward is going to send his name in hoping he will win the money. — Mercury photo

Fire report

Mark Hughes, Nicholas County Fire Chief, has reported that on May 8, a 1982 Ford Escort belonging to Keith and Libby Jenkins received minor damage due to an electrical short under the hood.

On May 9 a wrecker towing a car on the rim caused two grass fires, 11 miles out on Highway 57, burning about an acre, and later 12 miles out, burning grass along the side of the road.

Violin recital

The students of the Fayette Academy of the Young Musicians will present a group violin recital at 3 p.m. May 25 in the Recital Hall of the University of Kentucky Center for the Arts. The recital is free and open to the public.

Elect **TOM HOGGE**
State Representative
Bath, Montgomery and Nicholas Counties
DEMOCRATIC PRIMARY
— MAY 27, 1986 —

Maysville Community College's Dr. John Crockett has been commissioned to direct this season's production of Blue Jacket, which will be on stage this summer at the Caesar's Forge Amphitheater at Xenia, OH., beginning June 14.

"Blue Jacket" will be in its fifth season this year. Nicholas County native Marion Waggoner is producer for this summer-long outdoor epic retelling of the death of the Shawnee nation.

Crockett, currently serving as Assistant Director for Academic Affairs at Maysville Community College, began his outdoor drama career in 1965 as general manager for Harrodsburg's production of "Home is the Hunter." In 1966, he produced and directed "The Legend of Daniel Boone" in that city. "Boone" completed its 21st season in 1985. In all, Crockett has directed more than 100 plays, ranging from classics to outdoor drama to musicals to situation comedy.

Crockett was commissioned to direct "Blue Jacket" at the insistance of Waggoner, who began his theatre under Crockett's tutilage. Waggoner, a student at MCC in 1969, was introduced to theatre and outdoor drama by Professor Crockett, who also brought Waggoner to his staff for "The Legend of Daniel Boone" in 1970. Crockett relinquished production responsibilities for "Blue Jacket" to Waggoner in 1976.

Waggoner also wrote and directed the outdoor drama "Simon Kenton" produced at Blue Licks State Park in June 1974.

Tourists spend $410,274 locally

Tourism is now a $3.2-billion industry that employs 113,000 Kentuckians, Tourism Secretary G. Wendell Combs announced May 16 on the eve of National Tourism Week.

Tourism also generated $229 million in state and local tax revenues in 1985, according to data recently compiled by the cabinet's Department of Travel Development.

In the Licking Bluegrass Region, tourism expenditures totaled $399.6 million in 1985, including $418,274 in Nicholas County.

Unemployed rate drops in March

A combination of economic and seasonal factors led to a broad-based decline in unemployment across Kentucky in March, according to figures released by the Cabinet for Human Resources.

Unemployment rates dropped in 112 Kentucky counties between February and March. Rates went up in six counties and remained the same in two counties.

Unemployment dropped in Nicholas County from 11.6 in February to 9.9 in March.

State labor market analyst Ed Blackwell said, "Spring and early summer are traditionally periods of increased job openings in Kentucky, especially in tourism-related employment. This year's March report also shows the impact of declining interest rates, boosting employment in the home-building industry."

The county unemployment figures reflected the statewide drop from a revised 12.6 percent in February to a preliminary 11.3 percent in March.

KU rates low, survey shows

Kentucky Utilities Company's residential customers received lower electric bills last summer than 89 percent of the utility customers in a survey of electric bills in 199 areas nationwide.

The survey was conducted by the National Association of Regulatory Utility Commissioners (NARUC).

KU President W.B. Bechanan said that KU's service area was among the 25 areas with the lowest bills, and noted that the company's relative position had improved through the years.

The Carlisle (Ky.) Mercury, Thursday, May 22, 1986 — 13

— Notice —

The Nicholas County Circuit Clerk's Office will be closed Monday, May 26 in observance of Memorial Day. The office will also be closed Tuesday, May 27, Election Day, because a portion of the office will be used as a voting precinct. The office will re-open Wednesday at 8:30 A.M.

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FOR THE FUN OF IT!

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$19.95 Pair

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Reg. $2.50
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714 Main St. Paris Visa, MasterCard, Cash 987-6751

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Cole Ford Used Cars

Maysville Road - Mt. Sterling - Phone 498-4012
This Sale Ends May 24

1985 Chev. Chevettes 4 Dr., Auto., Air, P.S., Rear Defroster... (Plus Sales Tax) **$5250**
($500 Down Payment and $139 per month for 48 months with approved credit.)

1985 Escort GLs 4 Dr., Auto., Air, P.S., AM/FM Stereo... (Plus Sales Tax) **$5900**
($500 Down and $149 per month for 48 months with approved credit)

1985 Ford Tempos 4 Dr., Auto., Air, P.S., P.B., AM/FM Stereo... (Plus Sales Tax) **$6250**
($500 down payment and $169 per month for 48 months with approved credit)

1985 Chrysler K Cars 4 Dr., Auto., P.S., P.B., cruise control, AM/FM Stereo (Plus Sales Tax) **$6250**
($500 down payment and $169 per month for 48 months with approved credit)

1985 Ford LTDs 4 Dr., Auto., P.S., P.B., Air, AM/FM Stereo... (Plus Sales Tax) **$7150**
($500 down payment and $189 per month for 48 months with approved credit.)

★ No Added Charges! All 1985 Model Cars & Trucks have 12,000 miles or 12 months power train warranty.

Salesmen: Scotty Fryman, Frank Farmer, Robert Tyra, Doug Copher, Ray Riggs, Don Claypool

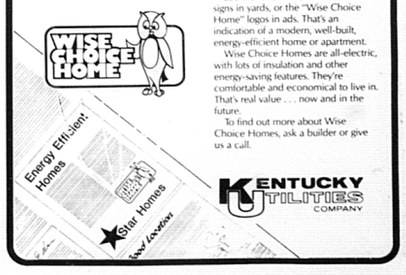
Looking for a new home or apartment?

Are you thinking of building or buying a new home? Renting an apartment? All the floor plans, features and options can be almost overwhelming. Here's one way to narrow the choice and make it easier.

Look for the "Wise Choice Home" signs in yards, or the "Wise Choice Home" logos in ads. That's an indication of a modern, well-built, energy-efficient home or apartment.

Wise Choice Homes are all-electric, with lots of insulation and other energy-saving features. They're comfortable and economical to live in. That's real value . . . now and in the future.

To find out more about Wise Choice Homes, ask a builder or give us a call.



KENTUCKY UTILITIES COMPANY

Memorial Day
Monday, May 26

Cut Flowers

Loose or Arrangements Made to Order!
★ Also Potted Plants & Bedding Plants
Call TODAY! 289-2256
Small's Greenhouse
Eastern Avenue - Carlisle