On The Record

We have the election report for the Election of May 26, 1992 and no outstanding irregularities were reported by Clerk Douglas Prysman.

We have considered the cases of Commonwealth of Kentucky vs. Michael Gilvin and Commonwealth of Kentucky vs. Harold Sides and failed to indict for insufficient votes.

David L. Smith, Foreman

Nicholas Circuit Court
Hon. Robert McGinnis
June 17, 1992

Mildred Sue Farrow vs. Melvin Lee Farrow; Final Hearing; Final hearing held. Final decree.

Sonya Sue Puckett vs. Julian Thomas Puckett, Sr.; Final Hearing; Final hearing held. Final Decree.

Elizabeth Ann O'Connor vs. Patrick Charles O'Connor; Final Hearing and Motion for Child Support; Final hearing held. Final Decree to be sub.

Cynthiana Delores Hunt vs. Edmond Wayne Hunt, Jr.; Motion to Proceed in Forma Pauperis; Sustained order.

Sheila Ritchie Garrett vs. Leonard Timothy Garrett; Motion to set date for Final Hearing; Final hearing, 8-5-92, 1 p.m.

Brian J. Halen vs. Stephanie Lynn Halen; Motion Pendente Lite; Set for hearing, 7-1-92, 10 a.m.

Ben Allen Rankin vs. Victoria Lynn Rankin; Motions; Agreed order to be sub.

Pre-trial, Roy Ratliff dob 9-20-40; Wanton Endangerment, 1st; Pre-trial reset, 8-5-92, 10 a.m.

Sentencing, Stanley Morris dob 4-21-66; Criminal Possession of Forged Instrument, 2nd degree; Sentence, Cont I: one year in reformatory. Count II: One year in reformatory. Concurrent. Prob. denied.

David Earlywine dob 6-4-61; Motion to Withdraw as Counsel; Withdrawn.

Jeffrey Buckler dob 7-23-61; Motion; Re-notice.

Harold Sidles; Motion to Dismiss and Release from Custody; Withdrawn. To be filed in District Court.

Bobbie L. Kays vs. William P. Sosby; Hearing on Motion to Reduce Child Support; Reset 7-1-92, 10 a.m.

Carolyn Bowles vs. Earl Capps; Review; Agreed order,

Rita Gill vs. Jerry Gill; Motion to Set Hearing Date; Set for hearing 7-1-92, 10 a.m.

Carol Watkins vs. William Johnson; Show cause for Johnson withdrawn. Reissue Show Cause for Hatton. TBS.

Civil Dockets
Nicholas Circuit Court
Hon. Robert McGinnis

Cynthia Delores Hunt vs. Edmond Wayne Hunt, Jr., Domestic and Family.

Patricia Lister Worthington vs. Edward Thomas Worthington, Domestic and Family.

Karen D. Garrett vs. George Garrett, Domestic and Family.

Everett Earlywine, Et Al vs. Lucille Day, Et Al, Other.

Linda Allen Maines vs. Larry Earl Maines, Domestic and Family.

Nicholas District Court
Hon. C. Don Wells
June 22, 1992

George Sosby dob 5-11-22; No Operators License; Not Guilty Plea. Pre-trial 7-6-92, 1 p.m. P.D. appointed.

Bobby Bashford dob 12-5-48; Habitual Violator; Pass to 7-6-92, 9:30 a.m.

Edna R. Wagoner dob 5-6-33; Permitting unlicensed operator to operate vehicle; Cont. to 7-6-92, 9:30 a.m.

William R. Amburgey dob 5-2-43; 1)DUI; Waived formal arraignment. Not guilty plea; 2)Failure to produce; Proof presented. Dismissed on Motion of Comm. Dist. motion to be filed; 3)Wrong side of road; Prior to 7-20-92. Hearing 7-20-92, 9:30 a.m.

Darrin George dob 5-19-70; Show Cause; Bond to be in amount of costs plus $14. B. Warrant.

Stanley W. Morris dob 4-28-56; Show Cause; Jail; B.W. Withdraw B.W. To serve out fine and costs concurrent with felony time.

George A. Watkins, Jr. dob 7-17-69; Show Causes; B.W. (withdrawn). Show Cause 7-20-92,9:30.

Craig Havens dob 5-17-71; Show Cause; Show Cause 8-31-92, 9:30 a.m.

Darrell McVey dob 9-15-68; Show Cause; Show Cause 8-31-92, 9:30.

Robert T. Massey dob 9-15-68; Review on community labor; Pass to 7-6-92.

Harold A. Sidles dob 8-11-68; Motion to release from jail; Order entered. Authorizing release. Grand Jury failed to indict.

Elizabeth Watkins dob 12-25-70; Show Cause; Full fine and Defender fee will be paid plus costs. Show Cause cont. to 8-31-92, 9:30 a.m.

Larry Grych dob 8-7-68; Review; Show Cause by mail by late December 1992. Pass to 7-6-92 at 9:30 for actual issuance of show cause.

Pre-trial, Norman Bussell dob 8-18-60; New charge 6-21-92; 1)Driv. left of center line; 2)DUI; 3)Driving on suspended license charge (2nd offense); Not Guilty plea. Pre-trial 7-6-92, 1 p.m. To be placed in custody. $21,000 bond. Cash only. Cond: Not drink, not operate vehicle.

Pre-trial, Victor Watkins dob 12-24-72; 1)DUI; License returned if available. Amended to KRS 189.224. $500 fine, suspended $400 on conditions in C.D. agreement. Show Cause 8-31-92, 9:30; 2)No Insurance; Dismissed on Motion of Comm.

Pre-trial, Cathy Barlow dob 12-24-61; 1)Disregarding stop sign; 2)DUI; 3)No Insurance; New Pretrial, 7-6-92, 1 p.m.

Review, Lore Payne dob 11-10-26; Trafficking in marijuana; Cont. to 7-6-92, 1 p.m.

Sentencing, Tonnie Slone dob 10-23-64; 1)DUI; Show Cause 9-28-92 at 9:30 a.m. $200 and $30 costs. $150 service fee. Total $434.50. Plus $100 on P.D. fee. Suspended lic. 90 days being already surrendered. 90 days ADE credit for 15 days served; 2)Attempt to elude; Guilty Plea. 60 days in jail. 30 suspended. Concurrent with above 15 days. Cond. discharge entered.

Sentencing, Jeff Mitchell dob 8-17-61; 1)DUI; Guilty Plea 30 days in jail. First offense. DUI. Rights waived in file. $200 fine ($150 s.f.) costs. 90 days ADE, 90 days license suspension. (No waiver in 1st case). C.D. form entered. Show Cause 11-9-92; 2)Operating on susp. lic.; Guilty Plea. 60 days, serve 30. Balance suspended, two years concurrent with above; 3)No insurance; Guilty Plea $500 fine; 4)No registration; Guilty Plea, $50 fine.

Bench Trial, Darrell W. McVey dob 9-15-68; 1)Disorderly Conduct; Change to not guilty; 2)A1, 3rd; Guilty Plea accepted. 30 days and costs. Suspended 30 days for two years. Pay fine 8-31-92, 50 hours Community Labor. Comp Care. Comp Care reports due by 8-31-92. Cond. Discharge entered.

Bench Trial, David A. Martin dob 11-12-71; DUI, 2nd; Con't to 6-24-92, at 9:30 to finish trial.

Michelle L. Pennington dob 7-22-70; Show Cause; Contempt Hearing 7-20-92, 1 p.m.

Norman Morris dob 4-2-57; Criminal Trespassing; Issue criminal summons on Lisa Hobbs to appear 7-6-92 at 11 a.m. to address issues of access to cemetery used by Mr. Morris.

Elmer Watkins dob 8-21-52; Assault, 4th; Cont. to 7-6-92, 11 a.m.

Paul A. Hatton dob 7-16-65; 1)Speeding; 2)No registration; 3) No Insurance; 4)DUI; 5)Drug paraphernalia; Suppression and evidence 7-20-92 at 1 p.m. Agreed Order of Discovery entered. To answer or set. by 7-6-92.

Commonwealth of Kentucky, Ex Rel. Karen Sark vs. James McGlothin; Motion for Agreed order of wage assign. granted.

First National Bank vs. William R. and Tracey M. Million; Motion for Default Judgment; Default judge granted. With $300 atty. fee approved.

Donna Marie Warmouth vs. Jerry Warmouth; Domestic Violence; Hearing. Dismissed petition. Arguments do not make out "domestic violence".

In the matter of Joyce Clark, deceased; Petition to dispense with administration; Probate will; Disp. with administration granted. Order entered. Self-proved will admitted to record.

William Mynear dob 9-14-60; 1)Wanton Endangerment; 2)Poss. Marijuana; 3)Poss. Drug paraphernalia; Arraignment Hearing 7-6-92, 1 p.m. at request of Atty. Melcher per County Atty. and Def. Leave $7,000 Bond cash. Cond: He have no contact with Jane Wall Wells. Time constraints be waived by virtue of requested continuance by counsel.

William Mynear dob 9-14-60; 1)Cultivating Marijuana; 2)Poss. Drug paraphernalia.

Grand Jury Indictments Returned

Commonwealth of Kentucky, vs. Angela Sexton, Defendant:

Count I: The Grand Jury charges: That on or about the 7th day of April, 1992 in Nicholas County, Kentucky, the above named defendant: committed the crime of Criminal Possession of Forged Instrument in the Second Degree by uttering and possessing a forged check on the account of Mrs. Emery A. See drawn on the Deposit Bank of Carlisle, in the amount of $25.00, with the intent to defraud or injure another.

Count II: The Grand Jury charges that on or about the 11th day of April, 1992, in Nicholas County, Kentucky, the above-named defendant committed the crime of Criminal Possession of Forged Instrument in the Second Degree by uttering and possessing a forged check on the account of Mrs. Emery A. See drawn on the Deposit Bank of Carlisle, in the amount of $23.50, with the intent to defraud or injure another.

Count III: The Grand Jury charges that on or about the 11th day of April, 1992, in Nicholas County, Kentucky, the above named defendant committed the crime of Criminal Possession of Forged Instrument in the Second Degree by uttering and possessing a forged check on the account of Mrs. Emery A. See drawn on the Deposit Bank of Carlisle, in the amount of $115.77, with the intent to defraud or injure another.

Count IV: The Grand Jury charges that on or about the 31st day of March, 1992, in Nicholas County, Kentucky, the above-named defendant committed the crime of Criminal Possession of Forged Instrument in the Second Degree by uttering and possessing a forged check on the account of Mrs. Emery A. See drawn on the Deposit Bank of Carlisle, in the amount of $30.00, with the intent to defraud or injure another.

Against the peace and dignity of the Commonwealth of Kentucky.

David L. Smith, Foreman

Commonwealth of Kentucky, vs. Perlin Watkins, Defendant: The Grand Jury charges: That on or about the 1st day of May, 1992, in Nicholas County, Kentucky, the above-named defendant: committed the crime of Theft by Unlawful Taking by taking property belonging to Lillian Fryman in the amount of $100.00 or more, with the intent to deprive the owner thereof.

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NOTICE

Notice is hereby given pursuant to KRS 424.140(1), KRS 61.825, KRS 100.221 and the City of Carlisle, Kentucky Zoning Ordinance, that the City of Carlisle Board of Adjustment will meet on Thursday, July 9, 1992, at 7:30 p.m. at the City Office Building for the specific purpose of acting on the application of Community Action Council and Eliza Lee & Jo Ann Dale for a conditional use permit, requesting the Board, pursuant to section 2.33 of the Zoning Ordinance, to grant a conditional use permit for a 20 unit apartment complex (Section 202 HUD) for the elderly for the property fronting on Dorsey Avenue, Carlisle, Kentucky.

A.V. Allison, Chairman
City of Carlisle Board of Adjustment

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Public Auction

Saturday, June 27 10:00 a.m.

Located 1 mile South of Flemingsburg, KY on #11.

Having sold his farm, Mr. Raymond Carpenter will sell at public auction the following list of farm machinery.

FARM MACHINERY

4010 J.D. Diesel row crop, P.S., single remotes 540 and 1000 shaft, Super 66 Oliver with 2 row cultivators field ready, 77 Oliver row crop, live power hydraulic remote, John Deere B Tractor, N.H. 855 roll baler (it's only rolled 200 bales), 4x18" Oliver Semi plows #546, 640 J.D. hay rake with dolly wheel, A.C. 140 bu. manure spreader, 8' Culitpacker, 16' Oliver 252 disc (folding wings), 9' J.D. KBA Disc, 1065 J.D. running gear with 216 J.D. silage wagon, 1535 Case uni-loader, 10 ton running gear, 7 ton running gear, 6 ton running gear, 18.4x34 duals with hardware, 3 pt. J.D. hay loader, 3 pt. scraper blade, J.D. wheat drill (12 hole) 3-tobacco bale boxes, 2 tobacco setter barrels, 5' - 3 pt. bushhog (needs repair), 3 - 2 wheel trailor, 1000 gallon water tank, 2 x 14 trailor plows, some roofing, paneling and lumber.

TRUCKS

1989 Ford 250 diesel, 7.3 auto., 4x4, P.S. , A.C. , 1955 Pontiac, 2 dr., V-8, standard shift, 1972 GMC 7500, 318 Detroit, 5 sp., 23,000 lb. rear axle, 1973 Ford F-600, 5 sp.- 2 sp., 330 engine.

MISC. ITEMS

Approx. 30 mible home doors, some barrells, bolts, nuts, tools, 2 wagon loads of small items.

TERMS: Cash or check day of sale. Loader tractor available.

Raymond Carpenter, Owner

Any Announcements made day of sale take precedence over all other statements, either written or oral. Not responsible for accidents.

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NOTICE

Imogene Green will be taking applications for Mathers Educational Fund at the Courthouse on July 7, 9, 14, & 16. Please bring proof of income.

Published in The Carlisle Mercury Thursday, July 25, 1992.

WHEN YOUR CAR STOPS, YOUR LIFE DOESN'T HAVE TO.

It never fails. You have all kinds of appointments to meet or errands to run. And your car decides it would prefer a two-day stay in the repair shop.

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NEW LISTINGS

Oriole Street - Very nice three bedroom one and one-half bath brick home with a two car garage. Large living room, kitchen with dining area, rear deck, central air. Only $58,500.

113 North Street- Two story three bedroom, two bath home with vinyl siding, only $28,500.

West Main Street - Nice frame home on a large lot with a covered L-shaped front porch. Large attic could be easily converted to additional living space. $42,000.

217 W. Chestnut Street - Well built brick ranch style home situated on a corner lot with lots of shade trees. Three bedrooms, one and one-half baths, large living room/dining room combination with a fireplace, cat-in kitchen. Covered carport, lots of storage. Only $60,000.

436 Sycamore Street - Exceptional three bedroom, two bath home with vinyl siding and a new furnance. Includes a nice covered front porch, a one car garage, a remodeled kitchen, and beautiful wood work. Only $49,900.

101 Emmert Drive - Reduced to $36,000. Comforable two bedroom home with a large living room. Vinyl siding, fruit trees, rear patio.

124 Mockingbird Lane - Attractive two bedroom home with a full basement. Large den with a fireplace. Above ground pool included. Reduced to $49,500.

109 W. Chestnut Street- Conveniently located 4 or 5 bedroom frame home with new central heat and air. YOU can own this fine home. Asking only $56,000.

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Celebrating 125 Years The Carlisle Mercury
1792 The Celebration 1992 Kentucky

A Kentucky Bicentennial Special

A Carlisle Mercury Special Edition

A look back at the beginning of Nicholas County

The county of Nicholas, situated in the northeastern corner of the northern central part of Kentucky was formed in 1799, to become effect June 1, 1800, from territory taken from Bourbon and Mason counties. Nicholas, the 42nd county in order of creation, was named in honor of Col. George Nicholas, a soldier in the Revolutionary War who later took a prominent part in the convention which formed the first constitution of Kentucky. A portion of Nicholas County was taken to form Robertson County in 1867.

From pre-historic man to the present day is a great step- but yet it is the history of Nicholas County. We will only concern ourselves here, and briefly at that, with this territory for the past two hundred years.

What is now Kentucky was first settled in 1774 at Fort Harrodsburg, but at that time was part of Fincastle County, Virginia. A Virginia law passed that same year donating 400 acres of land in Kentucky to every person who made an improvement, built a cabin, cleared a piece of ground and raised a crop of Indian Corn. This law brought many adventurous persons into Kentucky in the years 1775-76.

In 1776, this land became known as Kentucky County, Virginia, and in 1780 was subdivided into Jefferson, Lincoln and Fayette Counties. This section remained Fayette County until 1785, when it became Bourbon County and remained Bourbon County until Nicholas County was formed in 1799, only seven years after Kentucky entered the union as a state in 1792.

The Indians roamed here happily until the white man came. The time he first came is a matter of conjecture. Collins credits the exploring party consisting of Major John Finley, Col. James Ferry, James Hamilton and Joshua Archer of Pennsylvania, who discovered the Blue Lick Springs in 1763, as being the first. However in the chronicled annuals of Kentucky we find as early as 1730, that John Sallings, of Williamsburg, Va., while on a hunting party to the Salt Licks of Kentucky, was captured by the Indians taken to Kanzas, was later ransomed, and after six years absence reached his old home.

Tradition credits the existence of white men in this section as far back as 1600, claiming that a party of Spaniards belonging to the exploring expedition of DeSoto was captured by the Indians and brought to the salt wells, the chief rendezvous of the wandering red man.

Among the first of these hardy woodsmen to lay claim to this section as home, regardless of conditions suggestive to the negative, was the intrepid Daniel Boone, who with a party in the year of 1769 began an extended exploration of the state, and who in glowing colors heralded the tidings of countless acres of fertile lands throughout the Western settlements of Virginia and North Carolina.

In 1774, Ford Harrodsburg was founded. The following year Fort Boonesborough and Logan were established. The indispensable commodity, "salt", however, was an object regarded more as a luxury than a necessity, and it was then the Blue Lick Springs on the beautiful Licking River attracted special attention.

In a crude way salt was manufactured at the springs at intervals and carried to the forts situated many miles away. Collins relates that in the year of 1778, in the month of February, Boone and 30 of his men, while making salt, were surprised by 500 Indians, taken prisoners, and were carried to Detroit, Mich., where all except. Boone were delivered to an English commandant. Boone's subsequent escape and return to Boonesborough is a matter of history, familiar to all, therefore to recite would only be flagrant tautology.

With no undue pride we link the name of these brave woodsmen, to whom belongs credit for the first industrial representation of the county-salt works, with the early history of Nicholas. Blue Licks Battlefield State Park is the site of the famous Indian battleground, where on the 19th of August, 1782, one of the most sanguinary battles of the Revolutionary War was fought. The whites, under the leadership of Col. Todd, Col. Trigg, and Daniel Boone, against the wise council of Daniel Boone, made an attack, and were led into an ambush, resulting in nearly a complete annihilation of the white forces. Col. Todd, Col. Trigg, Major Harlan, Major McBride, Major Bulger, Major Gordon and Daniel Boone's son were among those killed on the field of battle. The great fight at the Blue Licks was the last of any consequence on Kentucky soil, and soon thereafter settlements were formed and civilization became thoroughly entrenched.

This map of Nicholas county in 1900 depicts the post offices and trading stations of that era.

The first session of county court was held at the home of Martin Baker, Jr., at the Lower Blue Licks in June, 1800. The act for county formation passed the previous year, was produced bearing Gov. James Garrard's signature, and appointing as Jus-

Continued on Page 5

A historic sketch of Carlisle

NICHOLAS COUNTY COURT HOUSE—ERECTED IN 1803.

In 1810, Samuel Kincart built a substantial brick house, on his 200 acre farm along the great public road about 12 miles from Upper Blue Licks and eight miles from Millersburg. The site of the Kincart home was later Lot No. 1 in the Town Plat of Carlisle. In 1811, he died and was buried in the northeast corner of his peach orchard. The grave is still located in the original spot behind the Court House. His son, John, succeeded to the farm.

Discontent with Ellisville

About this time there was manifested by the people of Nicholas a growing dissatisfaction at the location of the county seat at Ellisville. The farmers, especially those at Hinkston and Somerset Creeks, wanted the county seat to be more centrally located in the county.

These mutterings of discontent grew louder and louder as the years rolled on, until in 1815 the Kentucky Legislature passed a bill authorizing the location of the county seat to be moved to a more central point. Commissioners were appointed to study and decide on the best site. Various sites were considered, and they finally narrowed the question to two-Forest Retreat and the Kincart farm. The charter was granted by the legislature under the name of "Carlisle", probably in honor of Carlisle, Penn.

50 acres for town lots

On June 15, 1816, 50 acres of the Kincart farm, having already been laid off into streets, lanes and alleys, was thrown open for the first regular auction sale of town lots. The lots were all laid off fronting the streets, and averaged about 65 x 130 feet. The lots were numbered consecutively from one to 139. The streets were made 60 feet wide, and all alleys or lanes 15 feet wide.

As above stated, these 139 lots were thrown open to public auction on June 15, 1816; but before we go on with our sale, let us go back a few days and note some of the events which were occurring in anticipation of that great event.

Town Council proceedings

On June 5, 1816, the following proceedings of the town council appear recorded in the archives of the town: "At the house of John Kincart, in the town aforesaid, the places fixed by the commissioners as the permanent seat of justice of Nicholas County, a majority of the trustees of said town met according to appointment. Present, James Byres, James Thomson, Andrew S. Hughes and Lewis H. Arnold.

"1st. Resolved, that Elijah Mitchell be appointed Clerk of this Board.

"2nd. Resolved, that David Byres be appointed President of this Board.

"3rd. Resolved, that David Byres be appointed Treasurer of this Board.

"4th. Resolved, that James Thomson be appointed Surveyor, for the purpose of laying off the fifty acres of land mentioned in the commissioners' report, appointed to fix the seat of justice for the county aforesaid, and that he return one plat and survey to this Board.

"5th. Resolved, that the Clerk of this Board be directed to give notice (by advertisement) to the several subscribers who have subscribed money to aid in the erection of the public buildings in the town of Carlisle, to make payment against the third Monday in June inst., to David Byres."

On the 14th day of June following, a full meeting took place which included Mr. James Ardery in addition to the four councilmen already named. At this meeting plat and report were filed by Surveyor Thomson, which were approved by the Board. At this meeting John Kincart filed a deed for the property to the trustees and selected the odd numbers of the lots upon the plat of the town as a consideration for the purchase of the land. At this meeting also Michael Letton was appointed the town crier for the sale of the lots and to receive two dollars per day as a compensation for the same. The morning of the memorable 15th of June dawned bright and clear, and buyers from all parts of the surrounding country flocked in to attend the sale.

Sale almost stopped

But just here a hitch took place which threatened the sale of lots. Thomas Jones, a farmer living nearby, laid claim to the whole 50 acres and hundreds of acres more. In fact, suit was then pending in the Federal Court at Frankfort, he stated, as he forbade the sale!

Finally a compromise was effected: Kincart, the owner de facto, proposed to Jones, the owner de jure, to give him one-half the proceeds of the sale. This was agreed upon, and the sale went on.

The old log court house at Ellisville was moved to Carlisle and erected temporarily on the east side of the public square, on lot 37, Second Street. This was, however, soon superceded by a

Continued on Page 5

Donnell's livery and sale stables in 1900

Reprinted from 1900

A condition of business by which a town is known to a greater degree by the people of the outside world and especially to the traveling public, is through its general livery, feed and sale stables. In this respect Carlisle is particularly forward, having within its borders one of the best and most completely equipped barns in all this section. Reference in the foregoing is made by common consent to the establishment of Chas. T. Donnell. It is the acknowledged headquarters for traveling men visiting Carlisle and a favorite rendezvous for buyers and sellers of fancy highbred horses.

Every endeavor and effort is put forward to provide the patrons with the best service and at the lowest prices consistent with conservative business. As a sale barn, the "City" stable is far from being a stranger to buyers of the best Kentucky bred horses. Fancy horses is one of the noticeable hobby's of Mr. Donnell, and we might say that this fancy is not acquired, but an inborn trait of character, as the eminent father before him was an extensive breeder. On his father's farm in Nicholas County he was born, and the first work of any consequence for himself was with horses. Reaching the age of maturity he engaged in farming on his own account, and in connection began dealing in horses, the outcome of which places his name on the roster of Kentucky's most noted horsemen. In November 1897, he was elected to the office of Sheriff and soon thereafter moved to Carlisle, and subsequently established in the Livery, Feed and Sale stable here. The office of Sheriff requires more personal attention, vigilance and firmness than any other office within the gift of our people and the good judgement of the people at large was well shown in choosing Mr. Donnell to serve

Continued on Page 2

1900 reprint — Deering Camp Grounds Parks' Hill Nicholas County Kentucky
Meeting Begins at this well known Camp, August 2nd, and Continues 10 Days