# Records

## Circuit Court August 15, 2000

*Hon. Robert McGinnis*

Commonwealth of Kentucky vs. Eric Setters. Sexual abuse 1st degree, jury trial. Roll call of jury, trial date continued to 9/23/00. Pretrial on 9/23/00 at 9:30 a.m.

## Circuit Court August 16, 2000

*Hon. Robert McGinnis*

Carolyn Sue Ravencraft vs. Michael E. Ravencraft. Domestic. Final hearing held. Final decree.

April Dawn Hollar vs. David Stuart Hollar. Domestic. Final hearing held. Final decree.

Rebekah E. Adkins vs. Albert Lee Adkins. Domestic. Final hearing held. Final decree.

Jeffrey Wayne Dale vs. Angela K. Christmas Dale. Domestic. Final hearing held. Final decree.

Donald Ray Perkins vs. Doris Ann Perkins. Domestic. No parent education class. Order to be submitted.

Stephen Moon et. al. vs. Bevins Motors, Inc. et. al. Pretrial conference . Order to be submitted.

Sol Brock et. al. vs. Burley Brock et. al. Motion to withdraw. Motion withdrawn. Order to be submitted.

The First State Bank vs. Stephanie J. Driggers. Motion for judgement and order of sale. Bankruptcy. Order to be submitted.

Commonwealth of Kentucky Transportation Cabinet vs. Dewayne Joseph et. al. Motion hour. Order to be submitted.

George McKee Darnell et. al. vs. Ellis R. Stephens et. al. Pretrial conference. Jury trial on 8/24/00 at 9:00 a.m.

Kentucky Farm Bureau Mutual Insurance Company vs. Larry McFarland. Motion for default judgement. Motion sustained. Default judgement.

Companion Mortgage Corporation vs. Robert R. McGuffey, Jr. Motion for judgement and order of sale. No military affidavit for wife. Order to be submitted.

Kentucky Farm Bureau Mutual Insurance Company vs. Charles Pope et. al. Motion for attorney's fees. Motion sustained. $125. Order.

Northwest Bank Minnesota, N.A. vs. David A. Ritchie et. al. Motion for default judgement and order of sale as amended. Motion sustained. Judgement to be submitted.

Danny E. Witt vs. Ed Taylor et. al. Motion to compel. Passes at counsel's request.

Commonwealth of Kentucky vs. Jennifer Bussell. Criminal trespass 1st. Sentenced to 12 months in county jail. Restitution $600 to Lisa Shank. DPA fee $200 paid. Two years probation.

Commonwealth of Kentucky vs. Donnie Curtis. Criminal possession of a forged instrument 2nd. Jury trial reset to 10/2/00. Pretrial on 9/20/00 at 9:30 a.m.

Commonwealth of Kentucky vs. Ben Frederick. Trafficking in controlled substance 1st, 1st offense, cocaine. Pretrial conference. Jury trial on 8/31/00 at 9:00 a.m. Order re tape to be submitted.

Commonwealth of Kentucky vs. Robert E. Gray. Trafficking in controlled substance 1st, 1st offense, unspecified (two charges). Trafficking in marijuana, less than 8 ounces, 1st offense. Pretrial conference. Pretrial on 9/6/00 at 9:00 a.m.

Commonwealth of Kentucky vs. Beulah Jones. Assault 2nd non-family ID WPN. Pretrial conference. Jury trial on 8/31/00 at 9:00 a.m.

Commonwealth of Kentucky vs. Christopher Petitt. Trafficking in marijuana, less than 8 ounces, 1st offense. Bench warrant. No bond.

Commonwealth of Kentucky vs. Larry White. Flagrant non-support. Pretrial conference. Jury trial cancelled. Pretrial on 9/6/00 at 9:30 a.m.

Karen M. Anderson vs. William G. Anderson. Domestic. Order to be submitted.

Darren K. Gates vs. Judith a. Gates. Domestic. Child support. Bench warrant. $500 cash bond.

April Dawn Clifton vs. Thomas Edward Clifton. Domestic. Child support. Show cause to be submitted.

Lora Lee Cox vs. Charles Thomas Cox. Domestic. Child support. Agreed order.

Marvin Frederick vs. Karen F. Frederick (now Jones). Domestic. Child support. Agreed order.

Shirley H. Frederick vs. Michael Dale Frederick. Domestic. Child support. Order.

Rhonda Curran Fryman vs. James C. Fryman. Domestic. Child support. Order.

Angela Carol Glass vs. James Bradley Glass. Domestic. Child support. Order.

Daniel F. Howard vs. Jan R. Howard. Domestic. Child support. Agreed order.

Steven Shane Smith vs. America Rose Smith. Domestic. Child support. Motion for show cause. Show cause.

Kathern Kay Tipton vs. James Lemon Tipton. Domestic. Child support. Agreed order.

Carol Read vs. Tim Sams. Child support. Order.

Alice Buckler vs. Marvin Buckler. Child support. Agreed order.

Alvin McNabb vs. Paula Bennett. Child support. Agreed order.

Penny Collins vs. Milo McLean. Child support. Agreed order.

Kathy Thornsburg vs. Charles Melear. Child support. Order.

Carla Gudgell vs. Gary Ring. Child support. Show cause.

Mary Thornsburg vs. David Thornsburg. Child support. Show cause.

Christy McDowell vs. Rodney McDowell. Child support. Bench warrant $500 cash bond.

Nancy Treadway vs. Jamie Treadway. Child support. Agreed order.

Kevin Walker vs. Nancy Jones. Child support. Agreed order.

Barbara Hall vs. William Hall. Child support. Agreed order.

Kathy Herrington vs. Wayne Gaunce. Child support. Bench warrant. $813 cash bond.

Victoria Parker vs. Ben Rankin. Child support. Arrears $3,868.86. Pay $160 today, wage assignment. Order to be submitted.

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COMMONWEALTH OF KENTUCKY
NICHOLAS CIRCUIT COURT
CASE NO. 00-CI-00044

MILDRED M. GIFFORD, unmarried
NORMA JOLLY and DONALD JOLLY, her husband — PLAINTIFFS

VS:

**NOTICE OF SALE**

ELIZABETH E. MYNEAR, unmarried; and
ERMA IRENE MYNEAR, unmarried — DEFENDANTS

* * * * * * * * *

By virtue of a Judgment and Order of Sale of the Nicholas Circuit Court entered in the above styled action on July 20, 2000, the undersigned Master Commissioner will on the 26th day of August, 2000, at or about the hour of 10:00 a.m. at the property site, offer for sale to the highest and best bidder, that property on Johnson Road, in Nicholas County, Kentucky, more particularly described as follows:

"Lying and being in Nicholas County, Kentucky, bounded and described as follows: **BEGINNING** at 10, corner to Lots No. 5 and 7, thence S 80 E 53 poles to a stone on the road at 11, thence with the road, S 47 ½ W 1.52 poles; S 35 W 20 poles; S 12 ½ W 13.36 poles to 12, a stone corner to Burden; thence N 87 W 46 poles to a stone at 13, corner to Lot No. 5; thence N 11 ½ E 38.36 poles to the beginning, containing 10 acres and being Lot No. 6 in the division of the lands of Thos. Smith, deceased, and being the same tract of land allotted to Sallie Ann Ritchie in the division of the lands of her father, Thos. Smith, as shown in Inventory and Appraisement Book No. 2, Page 186, Nicholas County Clerk's Office.

"Being the same property conveyed to Cecil Mynear by William Conley, Master Commissioner, Nicholas Circuit Court, by deed dated the 12th day of March, 1932, and recorded in Deed Book 43, Page 36, of the Nicholas County Clerk's Office. Cecil Mynear (aka John Cecil Mynear) died intestate, a resident of Nicholas County, Kentucky, on August 19, 1997, and title to the above described property then vested in his heirs-at-law, a daughter, Gertrude M. McGuire, a daughter, Norma Jolly, a daughter, Elizabeth Mynear, a daughter Mildred M. Gifford, and a daughter, Erma Irene Mynear (See Affidavit of Descent filed for record in the office of the Clerk of Nicholas County, Kentucky in Deed Book 97, page 474).

By Deed dated September 10, 1997, Gertrude M. McGuire and Robert F. McGuire, her husband, conveyed their one-fifth (1/5th) undivided interest in the above described property to Plaintiff, Mildred M. Gifford, which deed is of record in Deed Book 97, Page 475, of the Nicholas County Clerk's Office."

Upon the sale of the above described property, the purchase price shall be payable as follows: In cash or with a deposit of twenty (20%) percent of the purchase price with the balance on credit of thirty (30) days. If the purchase price is not paid in full, the successful bidder shall give a bond with good and sufficient surety thereon for the remaining part of the purchase price; said bond to be a lien on said property and to bear interest at the rate of twelve (12%) percent per annum from the date of sale until paid, which bond and accrued interest can be paid before maturity.

Said property shall be sold as a whole and free and clear of all liens, encumbrances and interests of the parties herein but shall be sold subject to:

(a) 2000 and subsequent ad valorem property taxes which shall be paid by the purchaser;

(b) Easements, restrictions and stipulations of record affecting said property, and all governmental laws and regulations affecting same;

(c) Assessments for public improvements levied against the property;

(d) Any state of facts that could be disclosed by an accurate survey or inspection of the property.

The Court and the Master Commissioner shall not be deemed to have warranted title to any purchaser. The purchaser shall have immediate possession of the property, and a deed will be delivered to the purchaser upon full payment of the purchase price and confirmation of the sale and approval of the deed by the Court.

Following sale of the above described property, the Master 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 H. Conley, Master Commissioner,
Nicholas Circuit Court



**Prices received by Kentucky farmers** at mid-July were up for livestock while down for grain commodities.

**Steer and heifers** prices at mid-July reached an all time record high of $87 per cwt., $2 above last month and $16 above last July. Prices for beef **cows** remain unchanged from last month at $41 per cwt. and averaged $5 above a year ago. This continued to be the highest price since February 1995. **Calf** prices averaged $100 per cwt. at mid-July, $3 above June and $21 above last year.

**Barrow and gilt** prices averaged $47 per cwt. at mid-July after a three month price of $46. July's price averaged $18 above last year. Prices received for **sows** were unchanged from June at $36 per cwt. while averaging $16 above July a year ago.

**All milk** price ar $14.10 was 30 cents above last month and 80 cents above last year. This was the highest price since last November. Milk cow prices at mid-July averaged $1,310 per head, $60 above the April price while $130 above July a year ago.

**Prices received for corn** have decreased for the past two months and averaged $.180 per bushel at mid-July. This was 39 cents below last month and 14 cents below last July. This was the lowest corn price in 13 years. **Soybean** prices at $4.70 per bushel were 42 cents below last month while averaging 48 cents above July a year ago. This was the lowest price in seven months. **Winter wheat** prices averaged $2.10 per bushel at mid-July, 24 cents below June while 2 cents above last July. This is the lowest price received for wheat since last October.

**The U.S.** preliminary All Farm Products Index of Prices Received in July was 98 based on 1990-92=100, down 1 point (1.0 percent) from the June index. Lower prices for corn, wheat, soybeans, and eggs more than offset price increases for milk, cucumbers, onions, and potatoes. The seasonal change in the mix of commodities farmers sell often affects the overall index; however, these changes were essentially offsetting in July.

Compared with July 1999, the All Farm Products Index was 3 points (3.2 percent) **higher. Price** increases from July 1999 for hogs, cattle, wheat, and soybeans more than offset price decreases for milk, corn, grapes, and oranges.

**The work week** got off to a hot and steamy start with heat indices above 100 degrees. A cold front that moved through central portions of the state Wednesday brought down temperatures to near normal and replenished soil moisture in many areas. Days suitable for field work averaged 3.8 out of a possible six. **Topsoil moisture** as of Friday, August 11 was rated 3 percent very short, 7 percent short, 72 percent adequate and 18 percent surplus. **Subsoil moisture** was rated 7 percent very short, 14 percent short, 68 percent adequate and 11 percent surplus. Farmers were busy topping tobacco and preparing combines for fast approaching harvest.

**Corn:** Condition as of Friday, August 11 was reported as 1 percent very poor, 4 percent poor, 19 percent fair, 52 percent good, and 24 percent excellent. The crop was 78 percent dough stage or beyond was 82 percent compared with 80 percent last year and the 5 year average of 62 percent. Approximately 55 percent of the corn was dented, compared with 49 percent a year ago and 31 percent on average. Farmers were busy getting their harvesting equipment ready. Some fields in western Kentucky are drying down quickly. Most reporters are expecting above average yields.

**Soybeans:** Crop condition as of August 11 was reported as 1 percent very poor, 4 percent poor, 19 percent fair, 52 percent good, and 24 percent excellent. The crop was 78 percent blooming, as of August 13, compared with 83 percent last year and 67 percent on average. Soybeans setting pods were reported as 53 percent, compared to last year's 61 percent and the 5-year average of 41 percent. Soybeans in many area have benefitted from recent rains.

NOTICE OF PUBLIC HEARING

The Public Service Commission of Kentucky will hold a public hearing on September 7, 2000, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices located at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examining witnesses in Case No. 98-564-C, an examination of Kentucky Utilities Company's application of the Fuel Adjustment Clause from November 1, 1999 to April 30, 2000.

KENTUCKY UTILITIES COMPANY
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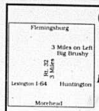


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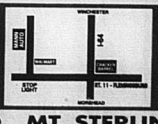


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