ON THE RECORD

Nicholas

03-28-02

Edgar Allen Carson, arraignment, 2 counts of theft by deception, not guilty plea, pretrial conference April 29.

George A. Watkins Jr., other hearing, review April 8.

William Sheets, speeding, guilty plea, STS; improper passing, guilty plea, $75 fine and costs.

Estate of: William B. Parker, inventory, notice to attorney April 29.

Estate of: Minnie Rawlings, probate hearing, will admitted, order entered.

Estate of: Shirley A. Adamson, show cause hearing, review August 12.

In re: Christopher Thomas McCarty, other hearing, order entered, review April 15.

Eric Raymond Asbury, show cause hearing, show cause order April 8.

Pedro Puntas Beltran, show cause hearing, paid 330.00, balance probated 2 years.

Crystal M. Bowles, show cause hearing, show cause order April 22.

Larry Edgar Bowles Jr., show cause hearing, community service eligible 40 hours April 15.

Danel R. Brainard, show cause hearing, paid in full.

Sean D. Carson, show cause hearing, has enrolled in ADE, review May 13.

Kyle Gabriel Curtsinger, show cause hearing, paid community service to be completed, 4 hours due, show cause order April 8.

Jeremy D. Dunn, show cause hearing, paid in full.

Jose P. Gutierrez, show cause hearing, bench warrant, failure to appear.

Denver G. Jolly, show cause hearing, pay today.

Karen F. Jones, show cause hearing, dismissed.

John Steven Lewis, show cause hearing, failure to appear, bench warrant.

Kevin Livingood, show cause hearing show cause order April 29.

Dawn Marie Logsdon, show cause hearing show cause order April 29.

Michael P. Mathes, show cause hearing, failure to appear.

Ricky Ray Peters Jr., show cause hearing, bench warrant.

Ricky Ray Peters Jr., pretrial conference, no insurance, no KY registration plates, bench warrant.

Mitchell D. Pruitt, show cause hearing, paid in full.

Mitchell D. Pruitt, show cause hearing, paid in full.

Mitchell Dawayne Pruitt, show cause hearing, paid in full.

Micheal A. Bailey, pretrial conference, no operators license, pretrial conference June 3.

Crystal M. Campos, review, review show cause order April 22.

Lewis Hamilton Clark, arraignment, fail to produce insurance card, proof, dismissed.

Tony Allen Emmons, other hearing, failure to appear.

Raymond Donald Estep Jr., pretrial conference, fail to use child restraint, show cause order April 15.

Andrew Scott Everman, arraignment, alcohol intoxication, guilty plea, $25 and costs, review May 6.

Jeffrey T. Glass, pretrial conference, improper equipment, no operators license, failure to appear, bench warrant.

Jesse Layson Hurst IV, arraignment, operating on suspended license, speeding, not guilty plea, pretrial conference May 20.

John R. McGinnis, arraignment, speeding, continued to April 8.

Joshua C. McVey, arraignment, speeding, community service completed, 16 hours, dismissed.

Aaron Scott Mullins, arraignment, speeding, not guilty plea, pretrial conference April 15; operating vehicle under influence alcohol/drugs, possession open alcohol beverage container in vehicle, license suspended.

Jack A. Scott II, arraignment, alcohol intoxication, disorderly conduct, resisting arrest, not guilty plea, terroristic threatening, pretrial conference April 22.

Harold D. Smart, arraignment, assault, not guilty plea, pretrial conference May 20.

Perlin T. Watkins, arraignment, failure to dim headlights, merged with charge 2; possession of marijuana, guilty plea, 30 days in jail, $100 fine, $100 and costs, with sentencing with records check April 15; use/possession drug paraphernalia, merged with charge 2.

Betay Renae White, pretrial conference, speeding, failure to produce insurance, card, failure to appear, bench warrant.

Wayne Wilson, pretrial conference, cattle no to run at large, continued to October 7.

Eddie D. Craycraft, assault, guilty plea, 30 days in jail, served 7, balance probated 2 years; resisting arrest, guilty

Continued on 7

LEGAL NOTICE
The Kentucky Transportation Cabinet

In accordance with KRS 176.051, Kentucky's noxious weed law, the Kentucky Transportation Cabinet will destroy noxious weeds on state-owned right of way at the request of the adjoining property owner. The noxious weeds named in this law are Johnson grass, giant foxtail, Canada thistle, nodding thistle, multiflora rose, black nightshade, wild cucumber and kudzu.

Persons who own property adjacent to state right of way and who are involved in eradication efforts on their property can submit a written application to the highway district office in their area. Applications and addresses of each district office will be located at state highway garages.

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CARLISLE WATER DEPARTMENT ANNUAL DRINKING WATER QUALITY REPORT

PWSID # 0910065

We are very pleased to provide you with this year's Annual Quality Water Report. We want to keep you informed about the excellent water and service we have delivered to you over the past year. Our goal is and always has been, to provide you a safe and dependable supply of drinking water.

Our water source is the city lake located on a fork of Brushy Fork Creek. We pump water from the Licking River, located at mile point 107.8 to the city lake.

The final source water assessment with a summary of the systems susceptibility to potential sources of contamination is not to be completed until May 2003. However, a preliminary source water assessment is available in the current Nicholas County Water Supply Plan. That Plan is available for inspection at the city office.

This report shows our water quality and what it means.

If you have any questions about this report or concerning your water utility, please contact Tom Vice 289-3715. We want our valued customers to be informed about their water quality. If you want to learn more please attend any of our regularly scheduled meetings. They are held on the second Monday of every month at 9:00 during Mar., June, Sept., & Dec., and at 6:00 during Jan., Feb., April, May, July, Aug., Oct., and Nov. at City Hall.

The Carlisle Water Department routinely monitors for constituents in your drinking water according to Federal and State laws. This table shows the results of our monitoring for the period of January 1st to December 31st, 2001. Some contaminants are not tested every year, therefore, for some of the contaminants we are reporting the most recent data.

In this table you will find many terms and abbreviations you may not be familiar-with. To help you better understand these terms we've provided the following definitions:

1. Parts per million (ppm) or Milligrams per liter (mg/1) - one part per million corresponds to one minute in two years, or a single penny in $10.000.

2. Parts per billion (ppb) or Micrograms per liter - one part per billion corresponds to one minute in 2.000 years, or a single penny in $10,000,000.

3. Picocuries per liter (pCi/1) - picocuries per liter is a measure of the radioactivity in water.

4. Million fibers per liter (MFL) - million fibers per liter is a measure of the presence of asbestos fibers that are longer than 10 micrometers.

5. Nephelometric Turbidity Unit (NTU) - nephelometric turbidity unit is a measure of the clarity of water. Turbidity in excess of 5 NTU is just noticeable to the average person.

6. Below Detection Levels (BDL) - Laboratory analysis indicates that the constituent is not present.

7. Millirems per year (MREM/YR) - Measure of redation absorbed by the body.

8. Action Level - the concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

9. Maximum Contaminant Level (MCL) - the highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

10. Maximum Contaminant Level Goal (MCLG) - the level of a contaminant in drinking water below which there is no know or expected risk to health. MCLGs allow for a margin of safety.

11. Treatment Technique (TT) - A treatment technique is a required process intended to reduce the level of a contaminant in drinking water.

Turbidity has no health effects. However, turbidity can interfere with disinfection and provide a medium for microbial growth. Turbidity is a measure of treatment performance and is regulated as a treatment technique. Turbidity is measured in nephelmometic turbidity units (NTU), and is a measure of the clarity of water. Turbidity in excess of 5 NTU is just noticeable to the average person.

All drinking water, including bottled water, may reasonable be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate the water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the Environmental Protection Agency's Safety Water Hotline at 1-800-426-4791.

MCL's are set at very stringent levels. To understand the possible health effects described for many regulated contaminates, a person would have to drink 2 liters of water every day at the MCL level for lifetime to have a one-in-a-million chance of having a described health effect.

Special Note:

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or human activity. Contaminants that may be present in source water include microbial contaminants, inorganic contaminants, pesticides and herbicides, organic chemical contaminants, and radioactive contaminants. In order to ensure that tap water is safe to drink, EPA prescribes regulations that limit the amount of certain contaminants in water provided by public water systems. All drinking water, including bottled drinking water, may be reasonable expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate the the water poses a health risk.

PARTICULATE TEST RESULTS

	Allowable levels		Highest Single Measurement		Lowest Monthly %	Violation Y/N	Likely Source
Turbidity (NTU)	Never more than 5 NTU		0.79		98%	N	Soil runoff

REGULATED CONTAMINANT TEST RESULTS

Contaminant (code) (Units)	MCL	MCLG	Highest Detection	Range	Date of Sample	Violation	Likely Source of Contamination
Microbiological Contaminants							
Total Coliform Bacteria (3100) Xpositive samples)	5%	0	.0000	.0000 - .0000	4 per month	N	Naturally present in the environment
Radioactive Contaminants							
Beta/phnton emitters 1* (mrem/yr)	50	0	2.5	Nd - 2.5	3-9-99	N	Decay of natural and manmade material
Alpha emitters (4000)(pCi/1)	15	0	1.4	Nd + - 1.4	3-9-99	N	Erosion of natural deposits
Combined radium ((pCi/1)	5	0	0.1 - 0.9	0.1 - 0.9	3-9-99	N	Erosion of natural deposits
Synthetic Organic Chemicals							
di(2-eThylhexyl) phThalate	6	0	2.9	Nd - 2.9	10-29-01	N	Discharge from rubber and chemical factories
Inorganic Contaminants							
Barium (1010)(ppm)	2	2	0.129	0 - 0.129	2-27-01	N	Discharge of drilling wastes, from metal refineries, erosion of natural deposits
Copper (1022)(ppm)	AL=1.3	1.3	0.237 90th Percentile	0 sites exceed AL	7-10-01	N	Corrosion of household plumbing systems;erosion of natural deposits
Flouride (1025)(ppm)	4	4	1.07	0.59 - 1.07	1-1-01 - 12-31-01	N	Erosion of natural deposits;fertilizer additive which promotes strong teeth
Lead (1030)(ppb)	AL=15	0	3.0 90th percentile	0 sites exceed AL	7-10-01	N	Corrosion of household plumbing systems, erosion of natural deposits
Nitrate(as Nitrogen) (1040) (ppm)	10	10	0.9	0 - 0.9	2-27-01	N	Runoff from fertilizer use; leaching from septic tanks, sewage, erosion of natural deposits

UNREGULATED CONTAMINANTS TEST RESULTS

This table contains test results on unregulated contaminants during the previous five years.

Unregulated Contaminants	Unit	Avg.	Range
Bromodichloromethane (2943)	ppb	8	7-9
Chloroform (2941)	ppb	40?	44+36
Dibromochloromethane (2941)	ppb	0.7	0.6-0.8

Unregulated contaminants are those which the EPA has not established drinking water standards. The purpose of unregulated contaminants monitoring is to assist EPA in determining the occurrence of unregulated contaminants in drinking water and whether future regulation is warranted.

Note: 1* - The MCL per beta particles is 4 mrem/yr. EPA considers 50 pCi/1 to be the level of concern for beta particles.

We received a violation in August, 2001 for failure to submit 4 Bacterialogical samples.

We only submitted 3 samples of 4 required. Any potential adverse health effects to any segments of the population could not be determined due to failure to comply with monitorng requirements.

We have taken the necessary action to correct this problem.

In our continuing efforts to maintain a safe & dependable water supply it may be necessary to make improvements in your water system. The cost of these improvments may be reflected in the rate structure. Rate adjustments may be necessary in order to address the improvements.

Special Precautions:

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate means to lessen the risk of infection by cryptosporium and other microbiological contaminants are available from the Safe Water Hotline (800) 426-4791.

This report will not be mass mailed to customers, but copies will be available at City Hall, 107 E. Chestnut Street, the Carlisle Water Plant, Water Works Hill, City View Apartments, 111 School Avenue, Sycamore Hill Apartments, Sycamore Street, Shepherd Place Apartments, 639 Dorsey Avenue, Nicholas County High School and Nicholas County Elementary School, School Drive, Carlisle Post Office, West Main Street, Nicholas County Library, 223 N. Broadway, Nicholas Square Apartment, 227 North Street, and Johnson and Benson Trailer Court, 111 Paris Lane, all in Carlisle, KY. If you would like a copy please call the city office at 289-3700.

Please call our office if you have any questions.

ON THE RECORD

continued from 6

plea, 30 days in jail, 7 days to serve, $300 fine and costs, balance probated 2 years; alcohol intoxication, $25; prescription in improper container, dismissed.

David W. Farrow, court trial, disregarding TCD, guilty plea, STS June 10.

Paula J. Feeback, pretrial conference, possession of marijuana, use/possession drug paraphernalia, pretrial conference April 22.

Michael T. Frederick, court trial, careless driving, guilty plea, STS, pay today.

Wesley R. Ledford, court trial, careless driving, merged with charge 5; fail to wear seatbelt, guilty plea, $25; speeding, merged with charge 6; driving DUI on suspended license, guilty plea, 110 days concurrent, $100 fine, license suspended 1 year; operating vehicle under influence alcohol/drugs, guilty plea, 6 months in jail, serve 110 days, balance probated 2 years, $500 fine, $250 DUI fee, ADE school, suspended drivers license 36 months, license plates suspended 36 months, show cause order July 8.

Michael Lee Cook, show cause hearing, paid $200 and costs.

Thomas M. Mitchell, pretrial conference, operating vehicle under influence alcohol drugs, terroristic threatening, disorderly conduct, bench trial April 29.

Michael A. Pucket, pretrial conference, wanton endangerment, jury trial May 30; falsely reporting an incident, pretrial conference May 20.

Tabitha Ratliff, preliminary hearing, custodial interference, preliminary hearing April 10.

Rebecca R. Roberts, pretrial conference, falsely reporting an incident, bench trial May 13.

Timmy L. Sams, court trial, operating vehicle under influence alcohol/drugs, suppression hearing April 8.

Catherine Savage, sentencing, restitution pay sheriff.

Catherine Savage, sentencing, restitution paid, sentence on contempt 30 days in jail, probated 2 years.

Catherine Savage, sentencing, sheriffs fee to be paid today, 30 days in jail concurrent, probated 2 years.

Catherine Savage, pretrial conference, theft by deception, guilty plea, $10, costs, show cause order June 10; theft by deception, merged with charge 1; theft by deception, merged with charge 1.

Tom T. Shrout, review, show cause order May 13.

Crystal M. Snapp, court trial, possession of marijuana, guilty plea, 30 days in jail, $100 fine, 100 DARE, costs, with sentencing April 8; possession controlled substance/drugs, merged with charge 1.

Hope L. White, preliminary hearing, criminal possession, preliminary hearing April 15.

Phillip D.,Fryman, show cause hearing, pay all today.

Kevin D. McCoy, show cause hearing, show cause order for community service March 25.

Jenna Abnee, pretrial conference, speeding, guilty plea; no operators license, on proof amended, guilty plea, $25 fine and costs, 20 hours community service, show cause order April 8.

Crystal M. Campos, review, review set April 1.

Phillip Brent Evans, review, assault, dismissed.

Andrew Scott Everman, arraignment, alcohol intoxication, arraignment April 1.

David Bernard Flowers, arraignment, speeding, license to be in possession, no insurance, failure to appear, bench warrant.

Rubio Aurelio Hernandez, arraignment, operating vehicle under influence alcohol/drugs, arraignment March 25.

Lisa Hubbard, other hearing, theft by deception, restitution paid, guilty plea, $10 and costs, show cause order April 8.

Randall Scott Kersey, arraignment, operating on suspended license, proof, dismissed.

Continued on 8

A Proven Homegrown Leader

Now running for re-election to the Kentucky Senate, R.J. Palmer has proven himself a dedicated and effective advocate for our region:

★ He is one of only three Senate Democrats to be appointed to the influential joint House & Senate Budget Conference committee. This puts him in a key position to get funding for our district needs.

★ He has brought over $15 million home for roads, schools and improvements in our district.

★ He has kept his pledge of "partnership over partisanship" and is quickly becoming recognized as one of the brightest young leaders in the Senate.

★ He has fought to get tobacco settlement money out of Frankfort and into the hands of local farm families.

★ He effectively wrote and sponsored "Bryan's Law," named after a local boy who died from heat when left in a locked vehicle. This law makes it a felony when a child dies from being left unattended in a vehicle.

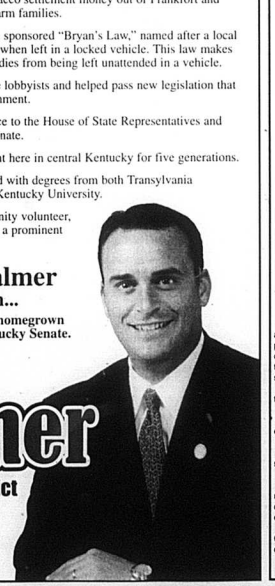
★ He stood up to corporate lobbyists and helped pass new legislation that helps protect our environment.

★ He has been elected twice to the House of State Representatives and once to the Kentucky Senate.

★ His family has lived right here in central Kentucky for five generations.

★ He is Kentucky educated with degrees from both Transylvania University and Eastern Kentucky University.

★ He is a frequent community volunteer, a little league coach and a prominent community banker.



Vote R.J. Palmer on May 28th...
and send this dynamic homegrown leader back to the Kentucky Senate.

RJ Palmer
Senator, 28th District
Bath, Bourbon, Clark, Harrison, Montgomery & Nicholas Counties
www.rjpalmer.net
Paid for by Palmer for Senate Campaign Fund, Thomas Lynch, CPA, Treasurer

CITY OF CARLISLE
ORDINANCE NO 2-2002

AN ORDINANCE PROVIDING FOR AN ANNUAL COST OF LIVING ADJUSTMENT TO THE COMPENSATION SCHEDULE FOR CITY EMPLOYEES, AMENDING SECTION 36.057 IN THE CODE OF ORDINANCES TO INCREASE THE SALARIES THEREIN EFFECTIVE JULY 1, OF EACH FISCAL YEAR, BASED ON THE CHANGE IN THE CONSUMER PRICE INDEX AS ESTABLISHED AND PUBLISHED BY THE ATTORNEY GENERAL OF THE COMMONWEALTH OF KENTUCKY.

Be it ordained by the City of Carlisle, Kentucky:

Section 1. That upon calculation of the change in the Consumer Price Index, as established and published by the Attorney General of the Commonwealth, said change shall be applied to the Compensation Schedule for city employees, effective July 1 of each fiscal year.

Section 2. That Section 36.057 of the Code of Ordinances, the Compensation Schedule Matrix, be and hereby is amended as of July 1of each fiscal year to reflect the change in the Consumer Price Index as established and published by the Attorney General of the Commonwealth for the previous calendar year.

Section 3. That this Ordinance shall be effective upon its passage, approval and publication in summary as required by law.

Introduced and First Reading: Regular Meeting, March 11, 2002
Second Reading and Enacted: Regular Meeting, April 8, 2002
Signed by Mayor: April 8, 2002
Published in Summary: April 11, 2002

CITY OF CARLISLE, KENTUCKY
BY: RONNIE CLARK, MAYOR

ATTEST:
MARY L. STEWART, CITY CLERK

COMMONWEALTH OF KENTUCKY
NICHOLAS CIRCUIT COURT
CASE NO. 01-CI-00108

CENTRAL KENTUCKY AGRICULTURAL CREDIT ASSOCIATION — PLAINTIFF
VS
NOTICE OF SALE
WILLIAM G. P. ANDERSON, ET. AL. — DEFENDANTS

****

By virtue of a Judgment and Order of Sale of the Nicholas Circuit Gourt entered in the above styled action on March 20, 2002, and to make enough money to satisfy the following Mortgage Lien owed Defendant, Deposit Bank of Carlisle, in the amount of $11,957.05, plus accrued interest of $958.37 through September 7, 2001, plus additional interest thereafter until date of said judgment at the rate of $3.487482 per day, plus costs and $500.00 attorney's fees, together with interest at the rate of 12% per annum from date of judgment on all judgment amounts until paid; and judgment lien owned Plaintiff in the amount of $8,875.00, plus accrued and unpaid interest of $1,067.91, plus late charges and expenses of $663.24, plus interest at the per diem rate of $2.73 on the outstanding balance from May 16, 2001 until date of judgment, plus its costs and $4,222.29 attorney's fees, plus interest at the rate of 12% per annum from date of judgment on all judgment amounts until paid; plus unpaid ad valorem property taxes; all as provided in said judgment; the undersigned Master Commissioner will on the 13th day of April, 2002, at or about the hour of 10:00 a.m. at the Nicholas County Courthouse door, in Carlisle, Kentucky, offer for sale to the highest and best bidder(s) that property in Nicholas County, Kentucky, more particularly described as follows:

"A certain tract or parcel of land lying in Nicholas County, Kentucky, on the line of Stoney Creek and White Chimney Turnpike Road, and bounded and abutted by the lands of Hezakiah Smart, Coleman Duncan, and the said Turnpike Road, containing 36 to 38 acres of land, more or less.

"THERE IS EXCEPTED FROM THE ABOVE DESCRIBED PROPERTY, the following five parcels of land:

Exception No. I:
"A parcel of land conveyed to William G. P. and Karen M. Anderson, husband and wife, by Blanche R. Booth and husband, by deed dated September 6, 1971, of record in Deed Book 65, Page 525, and from William G. P. Anderson, single to Karen M. Anderson, by deed dated May 10, 2000, of record in Deed Book 105, Page 308, in the Nicholas County Clerk's Office, and more particularly described as follows:
"BEGINNING in the center of State Highway #32; thence in a westerly direction 200 feet to an iron stob; thence in a northerly direction 217.5 feet to an iron stob; thence in an easterly direction 200 feet to the center of said State Highway #32; thence along the center of said Highway #32, 217.5 feet to the point of beginning, containing one (1) acre, more or less.

Exception No. II:
"A parcel of land conveyed to Dennis Dotson and Karen W. Dotson, husband and wife, by Blanche R. Booth and Eugene Booth, her husband, by deed dated November 14, 1973, of record in Deed Book 87, Page 581, Nicholas County Clerk's Office, and more particularly described as follows:
"BEGINNING in the center of Kentucky Highway #32, and corner to Anderson Lot; thence up the road N 33-3/4 deg. E 217 feet; thence leaving the road with a line of Blanche booth N 73-1/2 deg. W 200 feet to a stake; thence S 33-3/4 deg. E 217 feet to a stake; thence S 73-1/2 deg E 200 feet to the beginning containing 1.00 acre, more or less.

Exception No. III:
"A parcel of land conveyed to Charlie G. Jolly and Mary J. Jolly, husband and wife, by Blanche R. Booth and her husband, be deed dated November 10, 1978, or record in Deed Book 72, Page 200, Nicholas County Clerk's Office, and more particularly described as follows:
"BEGINNING at the point on the east side of the Carlisle-Flemingsburg Highway (State No. 32) corner to Eugene and Blanche Booth; thence with the east right of way to said Highway 32 to (2) calls N 5 deg. 38 min. W 100 feet; N 11 deg. W.88 feet to corner to Eugene and Blanch Booth; thence with said Booth line three (3) calls N 80 deg. 18 min. W 219 feet, S 6 deg. 03 min. E 200 feet, N 76 deg. 47 min. E 219 feet to the point of beginning. Also included with this tract is the narrow strip of land on the east side of Highway 32 between the east right of way of Highway 32 and the center line of the old road, containing about .02 of an acre, making a total of 1 acre, more or less.

Exception No. IV:
"A parcel of land conveyed to Dwayne S. Tackitt and Patricia M. Adams by Rondall F. McClean and Beverly McClean, husband and wife, by deed dated September 20, 1994, of record in Deed Book 91, Page 50, of the Nicholas County Clerk's Office, and more particularly described as follows:
That certain tract or parcel of land lying on the Myers Road 'KY Hwy. #32" situated in Nicholas County, Kentucky, and more particularly described as follows:
"BEGINNING at a point in the center of the road corner to Anderson; thence in a north-northwesterly direction along the line of Anderson 203 feet to a point; thence in a north-northwesterly direction along the line of Anderson 72 feet to a point; thence in a north-northwesterly direction 320 feet to a point corner with McLean; thence in south-southwesterly direction along the line of McLean 453 feet to a point; thence in a south-southeasterly direction 450 feet to a point; thence in a north-northeasterly direction 196 feet to a point; thence in a south-southeasterly direction 240 feet to the corner of the road; thence in a north-northeasterly direction up the center of the road 364 feet to the point of beginning, containing what it may, being sold by the boundary and not by the acre.

Exception No V:
"A certain tract or parcel of land fronting on the Myers Road (Ky. Hwy. #32) and the Stoney Creek Road lying and being in Nicholas County, Kentucky, and more particularly described as follows:
"BEGINNING at a point in the center of the Myers Road and Stoney Creek Road where said roads meet; thence up the center of the Stoney Creek Road in a northerly direction 559 feet to a point; thence at an angle in a westerly direction 338 feet to a point; thence in a southerly direction 441 feet to a point; thence in a southerly direction 441 feet to a point; thence meandering an easterly-southeasterly direction 552 feet to the center of the Myers Road; thence in a northeasterly direction 130 feet along the Myers Road to the point of beginning, containing five (5) acres, more or less."
"Being the same property conveyed to William G.P. Anderson and Karen Anderson, husband and wife, by deed dated February 8, 1995, and of record in Deed Book 91, Page 515, in the Nicholas County Clerk's Office; the same property being conveyed by Karen M. Anderson to William G.P. Anderson, pursuant to dissolution decree, by deed dated May 10, 2000, and of record in Deed Book 105, Page 311, in the aforesaid 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%) per cent of the purchase price with the balance on a credit of thirty (30) days. If the purchase price is not paid in full, the successful bidder(s) shall give bond with good and sufficient surety thereon for the remaining part of the purchase price; said bond to have the same force and effect as a judgment and to be 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 "as is" and free and clear of all liens, encumbrances and interests of the parties herein but shall be sold subject to:
(a) 2002 and subsequent ad valorem property taxes which shall be paid by the purchaser(s);
(b) Legal highways, easements, restrictions, and stipulations of record affecting said property, and all governmental laws and regulations (including applicable zoning regulations) affecting same;
(c) Any assessments for public improvements levied against the property;
(d) Any state of facts (including any encroachments and overlaps and any other matters) which an accurate survey or inspection of the property would disclose;
(e) Such right of redemption as may exist in favor of any Defendant or the United States.

Plaintiff, Deposit Bank of Carlisle, the Court and the Master Commissioner shall not be deemed to have warranted title to any purchaser(s). Risk of loss on the improvements, if any, on the property shall pass to the purchaser(s) upon possession, which purchaser(s) shall have upon full payment of the purchase price and delivery of the deed, after 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