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The Carisle

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Nicholas man signs plea agreement on sex charge

By Charles Mattox
News Reporter
charles@thecarlislemurphy.com

A Nicholas County man signed a plea agreement to amended sex charges recently in Nicholas Circuit Court, which may send him to prison for ten years.

Albert W. Feebuck, 39, will be formally sentenced in Nicholas Circuit Court Feb. 2 after he and his attorney, Public Defender Tom Griffiths, recently signed a plea agreement with Commonwealth Attorney Doug Wright. That plea agreement recommends a sentence of

ten years imprisonment on an amended sex charge of second-degree rape.

Nicholas County Deputy Sheriff Bennie Buckler arrested Feebuck on Nov. 9, 2007, at his Carisle home. Buckler charged Feebuck with three counts of rape, third degree, three counts of rape, second degree and five counts of sexual abuse, first degree.

The victim was 13-years-old at the time of the crimes, which, according to Nicholas County Deputy Bennie Buckler, were committed in May of 2007.

"She cried and prayed. She didn't think a man should do that to a child," Buckler said during Feebuck's Nov. 2007 preliminary hearing in Nicholas District Court.

At the end of the hearing, Honorable Judge Jay Delaney ordered the charges bound over to a grand jury. The grand jury returned a felony sex charge against Feebuck in Jan. 2008 after also hearing testimony from Buckler.

Feebuck had faced a possibility of serving 20 years in prison if convicted of the charge he was indictment on.

Stolen vehicle recovered

By Charles Mattox
News Reporter
charles@thecarlislemurphy.com

A thief took a Barteville man's truck over the weekend, drove it that night and then parked it by the Stoney Creek Church without doing any damage to the vehicle, or taking anything from inside the truck.

Kentucky State Police Trooper David Holland responded to the residence of Robert Newton near the intersection of Johnson and Crooked Creek Road, approximately five miles north of

Barteville in rural Nicholas County.

Newton and his family were awake and watching TV at midnight Saturday evening when a noise on the porch alarmed them, when Newton went to investigate he saw his truck being driven away.

Nicholas County Deputy Sheriff Bennie Buckler discovered the truck the next morning.

Buckler found the vehicle, a 4-wheel drive extended cab S-10, parked near the Stoney Creek Church.

"There was no damage to the truck," Buckler reports. "There was nothing missing from inside the truck."

By being recovered near a church and without any damage investigators believe the thoughtful thief who took the truck may have had second thoughts about the crime as time progressed.

Anyone with any information related to the theft is urged to contact Kentucky State Police Dry Ridge Post at 1-859-428-1212 or the Nicholas County Sheriff's Office at 289-3740.

Jury rules guilty in burglary trial

By Charles Mattox
News Reporter
charles@thecarlislemurphy.com

Members of a Nicholas County jury recommended that a local man should be sentenced to ten years imprisonment after finding the man guilty of charges connected to a May 2008 burglary of a Carisle liquor store.

Johnathan L. "Big Jon" McClain, 20, was found guilty of burglary, first degree; theft by unlawful taking, more than \$300, and criminal mischief, first degree, at the conclusion of a daylong trial Jan. 13.

Circuit Judge Honorable Robert McGinnis will formally sentence McClain on Feb. 16.

McClain's charges stemmed from a May 2008 break-in at AK Liquors on Concrete Road on the western edge of Carisle.

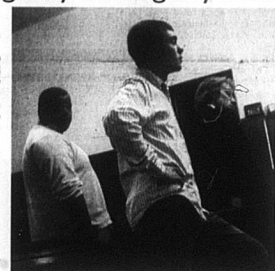


Photo by Charles Mattox

During the trial Judge McGinnis and the jurors heard police testimony and watched recovered surveillance video of the night of the burglary at the liquor store.

Burglars gained entry into the store by smashing a hole in the drive-thru wall of the business.

The facial features of the burglars were often hidden from the camera due to head cover and movement.

McClain was arrested May 13, the day after the break-in.

Justin L. "J-Dog" Luvville, 19, was also arrested and charged in connection with the burglary. Luvville and McClain were indicted on identical charges by an August 2008 Nicholas County Grand Jury.

Luvville's trial is pending and he was an astute observer at portions of McClain's trial.

He joined jurors, McClain's attorney James Paul Brannon, Judge McGinnis and others present in the courtroom, who scrutinized the trial.

Carisle Chief of Police William Denton led the burglary investigation and was among those who testified.

"We've collected solid evidence in this case," Chief Denton told The Mercury immediately following McClain and Luvville's arrests.

According to Denton, employees of the burglarized business had arrived the day after the burglary to notice a section of the wall beneath the drive-thru window in the rear of the building had been demolished.

"We believe that is how the burglars gained entry," Denton said of the demolished section of wall. "While inside they removed a large number of items, some cash and a handgun."

Carisle Police Officer Mike

Kaskaden and Kentucky State Police Dry Ridge Post Trooper Eric Barnett, also joined Denton at the scene.

Chancellor and Nicholas County Deputy Sheriff Bennie Buckler interviewed McClain immediately following his arrest. Transcripts of that interview were part of the evidence used against McClain.

"We broke in," McClain stated in a portion of that interview.

Still photographs of the surveillance video were also used as evidence during the trial.

Following the jury's guilty verdict and recommended sentence, McGinnis remanded McClain to jail until his formal sentencing date, at which time a portion of all of the sentence may be imposed against McClain.



Homecoming
Jessica Gilkerson and D.R. Purvis were honored with the title of Homecoming King and Queen of the Nicholas County vs. Augusta game on January 9, 2009.

Couple charged with murdering infant

By Charles Mattox
News Reporter
charles@thecarlislemurphy.com

A Fleming County man and woman who live near the Nicholas County border have been indicted for allegedly murdering their infant daughter.

Terry Joe Buchanan, 31, was arrested, as was Jessica Marie Allen, 22, on Jan. 16 in Fleming Circuit Court of the Honorable Circuit Judge Stockton Wood read the indictments of murder issued against them earlier in the day by a Fleming County Grand Jury.

The couple allegedly murdered their daughter, Kaylee Jo Buchanan after breaking her upper and lower leg, according to the indictments.

Terry Buchanan looked wild-eyed and bewildered as Judge Wood read the murder charge against him. Minutes later Judge Wood read the exact same charge against Allen, who wept softly as she stood before the bench.

Allen and Buchanan were also charged with first degree, criminal abuse.

"On or about the period of July 9-13, (Terry Joe Buchanan and Jessica Marie Allen) committed the offense of first degree criminal abuse when he/she intentionally abused Kaylee Buchanan... or aided and assisted another, by causing serious physical injury to said child, when her right femur and fibula were broken, which required medical treatment," the indictment read.

The penalty for murder is 20-50 years in prison.

Kentucky State Police Detective Virgil Rucker, from KSP, Morehead, first gave testimony to members of the grand jury before they returned indictments in the case.

Rucker has been leading the death investigation, which began after Kaylee Buchanan died July 24 at the University of Kentucky Medical Center.

Forensic pathologists at the Kentucky Medical Examiner's office conducted the infant's autopsy, according to Fleming County Sheriff Scotty Roysse. Roysse and Deputy Gary Kinder have assisted Detective Rucker with the investigation.

Public Defender Tom Griffiths entered pleas of not guilty to Judge Wood on behalf of the couple. Wood set bail at \$25,000 cash or \$50,000 property each for Allen and Buchanan.

An indictment is not an indication of guilt but rather a procedural step in the judicial system. All persons are innocent until proven guilty or pleading guilty.

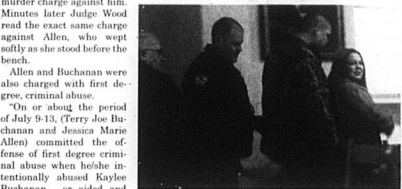


Photo by Charles Mattox

Fleming County Sheriff Scotty Roysse, left, escorts Terry Joe Buchanan and Jessica Marie Allen from Fleming Circuit Court after the couple was indicted for allegedly murdering their three-month-old daughter, Kaylee Jo Buchanan.

New restaurant slated to open in Carisle

By Charles Mattox
News Reporter
charles@thecarlislemurphy.com

A new restaurant is slated to open the doors of their business before spring, perhaps as early as next month.

Property owner Delmar Murrell confirmed to The Mercury that

negotiations are in the closing stages to bring a Dairy Cheer franchise to Carisle along concrete road in the former 'Big D' building.

"I believe the business will be warmly welcomed and the people I'm discussing business with are among the nicest and friend-

liest people I've ever met," Murrell said.

Residents should see an increase in activity at the property within the next few weeks as signs are changed.

Murrell said the business would be opened by spring and perhaps before the end of February.

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