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# CHRONICLE & TIMES

Wednesday, July 17, 2019

FLOYD COUNTY

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## Parents charged with abusing baby



Kayla Hamilton

By MARY MEADOWS  
 STAFF WRITER

Two Floyd County parents are accused of intentionally abusing their infant during the first three months of life, causing multiple injuries, including skull fractures and brain bleeds.

On July 10, a Floyd

County grand jury indicted Kayla Hamilton, 21, and Kenneth Mills, 24, who are both listed as residents of Cliffside Apartments in Prestonsburg. They are each charged with five counts of first-degree criminal abuse.

The indictments allege that between April

1 and June 28, Hamilton and Mills "intentionally abused or permitted another person to abuse" their baby, and thereby caused "serious physical injury, torture or cruel punishment."

According to the indictment, the baby sustained multiple fractured



Kenneth Mills

See ABUSE, Page 2A

## PSC denies Southern's loan request

A FLOYD CHRONICLE  
 AND TIMES STAFF REPORT

The Kentucky Public Service Commission issued an order Wednesday, June 10, denying a request for the Southern Water and Sewer District to obtain a bank loan to repay the Floyd County Fiscal Court.

On Tuesday, July 16, however, the agency agreed to modify an order mandating that all Southern Water customers pay a flat rate so that businesses pay more for the water they use.

Southern Water and the fiscal court approved a loan agreement in April. The agreement provided \$150,000 to Southern, with the stipulation that the loan be repaid by July 16. If the loan is not repaid, according to the agreement, Southern Water agreed to pay the county \$100 per day in liquidated damages.

On Monday, July 8, Southern Water filed a motion in a rate case pending with the PSC for approval of a \$150,000

See SOUTHERN, Page 2A



## Flying high at EKSC

Astronaut 101 campers built and launched rockets on July 12 at the East Kentucky Science Center. It's part of a month-long celebration of the 50th anniversary of the first manned moon landing. At 2 p.m. on Tuesdays through Saturdays, EKSC is hosting a documentary that showcases the Apollo program. Through July 20, moon rocks and soil samples from NASA are also available for visitors to see.

Floyd Chronicle and Times  
 photos by Mary Meadows



## Gullett: Wheelwright needs fire taxing district



Wheelwright Fire Chief Daniel P. Gullett

By MARY MEADOWS  
 STAFF WRITER

The Wheelwright City Commission gave the city fire chief the authority last week to investigate the process of establishing a taxing district for the fire department.

The request came from Fire Chief Daniel P. Gullett during a July 10 meeting.

"Since I've been fire chief, the mayor and the city commission, I think, has done a good job at trying to support the fire department, and help me when I've asked for something. And I appreciate that," Gullett said. "But the city budget, in my personal opinion, is not — and may never be — substantial enough to meet all of the fire de-

partment's needs."

He said the department currently needs eight new Self-Contained Breathing Apparatuses, which he estimated would cost \$6,500 each, as well as new turnout gear.

"What I'm proposing, and I what I want you to think about is that the City of Wheelwright's fire department is the only

See TAXING, Page 3A



Commissioner Andy Akers

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## SOUTHERN

Continued From Page 1A

loan from Community Trust Bank. The loan would be repaid with five percent interest, the filing says, and a money market account owned by the fiscal court would serve as collateral.

In its order, the PSC declared Southern Water's application "procedurally and substantially deficient."

The PSC advised Southern Water to request a new case — and Southern did so after the order was issued.

"Southern District failed to provide the required information that is necessary for the Commission to fully evaluate the loan and determine whether it meets the standards set forth in KRS 278.300," the PSC order said. "For example, one standard that must be satisfied is that the loan will not impair Southern District's ability to perform its service to the public. This is of particular concern given that the loan requires \$3,500 per month payment and Southern District has testified that it has a negative cash flow of \$40,000 to \$50,000 per month."

The PSC suggested that Southern review state law and regulations prior to filing its new application and requested information about how the district will pay liquidated damages to the fiscal court if the loan defaults on July 17.

"In its application,

Southern District should also explain how it will address the pending default on the Floyd County Fiscal Court loan, which requires Southern District to pay liquidated damages of \$100 per day from July 17, 2019, until the loan is paid in full if repayment is timely not made," the order said.

The new loan request case filed last week with the PSC was not approved prior to the July 16 deadline. On that day, the fiscal court held a regular meeting and Southern Water officials testified in Frankfort in another PSC case in which the agency is investigating utilities with high water loss rates.

The PSC "reluctantly" approved an order in June to provide a temporary flat rate of \$58.82 per month for all Southern Water customers.

On Tuesday, PSC officials agreed to modify that order so that commercial customers pay for water based on the volume used. The change, which is pending an official order from the PSC, came at the request of Southern Water officials, who reported businesses aren't paying their fair share with the flat rate.

PSC officials said an order should be filed in the case this week, reporting that the flat rate will remain the same for residential customers and the expectation is that the flat rate for residential customers will decrease.

# Trial set for former deputy

A FLOYD CHRONICLE  
AND TIMES STAFF REPORT

A jury trial has been scheduled for a Floyd County resident who was arrested for drug possession and other alleged crimes while he was employed as a sheriff's deputy.

On Monday, July 8, Floyd District Judge Eric D. Hall scheduled a jury trial for former deputy Brandon Martin to be



Martin

held on Sept. 10. He also scheduled a pretrial conference for Aug. 26 in the case.

Martin, 32, of Langley, is charged with DUI, possession of marijuana, possession of drug paraphernalia, third-degree possession of a controlled substance and several traffic violations, including failure to maintain insurance, failure to produce insurance card, no or expired registration receipts and license to be

in possession — a charge that was dismissed in January after Martin provided his license to the court.

According to documents filed in Floyd District Court, Martin allegedly showed his Floyd County Sheriff Deputy card when he was asked for his driver's license during a traffic stop on Ky. 80 on Jan. 10.

Kentucky State Police Trooper Darvin Marsillett claims in the citation that "there was a strong odor of marijuana" coming from the vehicle Mar-

tin was driving when he pulled him over that evening for allegedly having expired registration plates. Several pills were also allegedly found in Martin's pocket during the traffic stop. He allegedly failed field sobriety tests.

Martin was scheduled to undergo a bench trial, without a jury, according to court documents, but those hearings were continued.

His employment with the sheriff's department ended after his arrest in January.

## ABUSE

Continued From Page 1A

ribs, a fractured right wrist, a fractured right leg, multiple fractures to the left leg, multiple skull fractures and multiple brain bleeds.

Floyd County Commonwealth's Attorney Brent Turner reported that the baby, who was born in April, was barely three months old when the allegations came to light at the end of June. The case was opened, he said, because a family member noticed an injury on the baby.

"The allegation is that a family member had the child for a period of time and noticed an injury, and demanded that the defendants take the child to the ER, and they did finally take the child to the ER in Pikeville, and when they did a ... a scan, a

full body scan and discovered the injuries that are listed (in the indictment)," Turner said.

He said the baby was sent to Louisville for specialized medical care and a doctor from a hospital there testified to the grand jury.

"They confirmed all of the injuries and concluded that they were of varying ages," Turner said.

The case was opened by the Pikeville Police Department, Turner said. Kentucky State Police Det. Tiffany Bond continued the investigation and presented her evidence to a grand jury in Floyd County.

Turner said the baby suffered injuries that will be ongoing.

"The baby is doing good. I think they said that it's in foster care, but it's in a place where the people know how to

take care of children with medical issues," Turner said. "And there are still going to be ongoing issues there because of the brain bleeds. You don't always know what the long-term impact of that will be. You just have to let the years go on."

He said, "They anticipate, as the child gets older, they'll be doing different kinds of physical therapy and things to try to eliminate those problems."

Turner noted that this baby was the first child of Hamilton and Mills. When asked if the injuries could have been caused because the parents didn't know how to care for an infant, Turner reflected on evidence presented.

"The medical experts, Dr. Curry and her team in Louisville, that's their area of expertise, and it was their opinion that it was the result of

intentional abuse," Turner said.

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## Financial Focus

with  
Sarah Lange Hyden

### Estate Plans Can Help You Answer Questions About the Future

The word "estate" conjures images of great wealth, which may be one of the reasons so many people don't develop estate plans — after all, they're not rich, so why make the effort? In reality, though, if you have a family, you can probably benefit from estate planning, whatever your asset level. And you may well find that a comprehensive estate plan can help you answer some questions you may find unsettling — or even worrisome.

Here are a few of these questions:

- **What will happen to my children?** With luck, you (and your co-parent, if you have one) will be alive and well at least until your children reach the age of majority (either 18 or 21, depending on where you live). Nonetheless, you don't want to take any chances, so, as part of your estate plans, you may want to name a guardian to take care of your children if you are not around. You also might want to name a conservator — sometimes called a "guardian of the estate" — to manage any assets your minor children might inherit.

- **Will there be a fight over my assets?** Without a solid estate plan in place, your assets could be subject to the time-consuming, expensive — and very public — probate process. During probate, your relatives and creditors can gain access to your records, and possibly even challenge your will. But with proper planning, you can maintain your privacy. As one possible element of an estate plan, a living trust allows your property to avoid probate and pass quickly to the beneficiaries you've named.

- **Who will oversee my finances and my living situation if I become incapacitated?** You can build various forms of protection into your estate planning, such as a durable power of attorney, which allows you to designate someone to manage your financial affairs if you become physically or mentally incapacitated. You could also create a medical power of attorney, which allows someone to handle health care decisions on your behalf if you become unable to do so yourself.

- **Will I shortchange my family if I leave significant assets to charities?** Unless you have unlimited resources, you'll have to make some choices about charitable gifts and money for your family. But as part of your estate plans, you do have some appealing options. For example, you could establish a charitable lead trust, which provides financial support to your chosen charities for a period of time, with the remaining assets eventually going to your family members. A charitable remainder trust, by contrast, can provide a stream of income for your family members for the term of the trust, before the remaining assets are transferred to one or more charitable organizations.

As you can see, careful estate planning can help you answer many of the questions that may be worrying you. Be aware, though, that certain aspects of estate planning, especially those related to living trusts and charitable trusts, can be complex, so you should consult your estate-planning attorney or qualified tax advisor about your situation. But once you've got your plans in place, you should be able to face the future with greater clarity and confidence.

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**TAXING**

Continued From Page 1A

fire department, out of 16 fire departments in the county, that does not have its own special taxing district," he said. "All of the other departments in the county does, everyone except Wheelwright. I'm proposing, and asking the city commission to basically give me the green light to pursue and find out more information on the legal process and the channels that we need to go through to get it set up through the fiscal court."

He said the tax collected through a fire taxing district, if one were created, would be enough to help compensate and meet the needs the department has now and will have in the future.

"I know taxes is a bad word for most people, but when you're looking at, I believe it's 10 cents per \$100 of property value, you're not talking about a lot of money," Gullett said. "But that little bit can help the department."

Commission members did not vote on the matter, but Mayor Don Hall gave Gullett permission to research the creation of a taxing district.

"You can just check into it, Danny," Hall said. "You really need to check into it."

City Attorney Tyler Green told the commission if a taxing district is created, the fire department will then be operated through a taxing district board, not the city.

"You all do understand if you do that, that it will no longer be just a city fire department," Green said. "It'll be a city fire department, but they'll be a tax board appointed and the tax board will make decisions about how the funds are spent. That money won't be handled through the city commission."

He said he just wanted to "caution" the commission to let them know there are "pros and cons" to establishing a taxing district.

Gullett also expressed a need for volunteer firefighters during the meeting, saying there's a national shortage of volunteer firefighters. He said he expects four or five firefighters to retire this year and without replacement, the city could



Wheelwright commissioners Dana McCown and Sam Little and Mayor Don Hall, pictured left to right, listen to Fire Chief Daniel P. Gullett talk about the need for more money to sustain the fire department.

be in danger of falling out of compliance with state regulations.

In other news, the commission also:

- Approved the financial report, showing the city has \$17,000 in its general fund, \$191,500 in its prison fund and \$15,000 in its road aid fund.

- Approved bills totaling \$3,000 in July and \$20,200 in June.

- Denied a proposal for a fire truck purchase that totaled more than \$225,000, with commissioners saying the city could not afford it.

- Confirmed that Police Officer Bradley Calhoun will work through July 25 before resigning to start work with the Perry County Sheriff's Department. Commissioner Andy Akers asked Calhoun if he would be willing to work 10 hours a week in Wheelwright after he starts working in Perry County — a request that Calhoun said he would consider.

- Voted to spend around \$700 to buy a deck and belt for a John Deer lawnmower.

- Voted to spend half of an estimated \$2,300 to install laminate flooring in city hall, with Wheelwright City Utilities paying the other half. Hall reported that the utilities commission owns the building.

- Hall praised Big Creek Missions for the work it is doing in Wheelwright, reporting the nonprofit organization is hosting groups that provides volunteer services and has been hosting numerous activities for

children and families in Wheelwright, including assistance with the city's annual July 4 celebration.

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## EDITORIAL

# Vandalism of art project a disgrace

The persons or persons responsible for vandalizing the Star City Day community art project should be ashamed.

At least 100 people — and probably more — spent time at those two canvases on July 4 to create something that was supposed to be shared with the community.

Now, some of the art those people and children created is gone, wiped out with spray paint. It was painted over as if what those artists had to say did not matter, like the memories they shared with the families while creating it didn't matter.

It's a shame. Jenna McGuire, the artist who coordinated the community art project, said she cried when she saw the vandalism. It broke her heart as much as we're sure it hurt those who expected to see those canvases framed and placed at locations throughout the city.

"These were local people's artwork, children's artwork, and if you can drive by and see something you've created, you feel happiness immediately, and that's what we were trying to do, was to make it something that you could look at and smile," McGuire

said. Our reporters watched children painting their pieces of artwork for up to an hour that day. They put a lot of time and effort into painting something that is no longer legible, thanks to the spray paint, and, again, that's a shame.

We're assured that the Prestonsburg Police Department will prevail in its investigation to determine who vandalized the artwork, but in the meantime, we hope this situation starts a conversation in Floyd County.

The person or people who spray-painted the canvases last week may

have seen these drawings created by other people as nothing more than just scribble. We would argue, however, that they were much more than that.

As a community art project these canvases were a powerful voice for every person who contributed to it with their personality and creativity. They were also a powerful voice for this community.

Community art projects — something McGuire and others hope to bring here in the future — can help struggling communities by giving people reasons to interact in public spaces. They

engage people of all ages and help them tell their own stories, as well as the stories of this community through their eyes.

It's not just about creating an atmosphere that would be pleasing to tourists.

It's about building that space that lets them and the people who live here take a moment to appreciate the unique and wonderful place we're lucky enough to call home.

One could argue that the person or people who used the spray paint were merely expressing themselves and being creative. That may well be true, but

the lack of respect they displayed with that spray paint turned the artwork into a blob of selfishness.

If we're lucky, Prestonsburg and Floyd County will have plenty of community art projects in their future, and we'll all be able to appreciate them without the vandalism.

If we're really, really lucky, those who vandalized the Star City Day canvases will take a few art lessons, learn a bit of teamwork and come to understand how important it is that a public art project like that allows all voices to be seen and appreciated.

## GUEST COLUMN



By JK COLEMAN  
APPALACHIAN NEWSPAPERS

# Coleman's Losers

Leonard Postero had a long-running syndicated radio show where he predicted the losers of college football games each week. Leonard's Losers is well known by many, but if you've never heard it, allow me to take a shot at it from a political perspective with "Coleman's Losers."

The terrible Trump-haters say "The Donald" didn't put coal miners back to work like he said he would. Trou-

ble with that is at least he never cheered that he'd purposely shut the industry down like the job-killing Democrats from Washington once did. King Coal is struggling for sure and it's no wonder. If not for Hillary Clinton suffering a sound thrashing a couple years back, it would indeed be lights out thanks to eight years of stifling regulations by Hussein Obama. Dizzy Democrats rejoicing on the sidelines and making fun of still out-of-work miners is nothing more than an in-your-face end zone taunt of "not even a pro-coal Donald Trump could reverse the damage we did!"

Coleman's Loser? Coal miners.

The federal govern-

ment is eager to prop up nearly all industry except the coal business; bailing out the automobile plants and throwing money at bankrupt renewable energy companies while purposely going out of their way to destroy mining. The proud people of East Kentucky once bragged about living in the energy-producing capital of the world. But nowadays, they tell the world how they tore their own plants down so their power bills could soar. Look for the mountain sheep to continue getting sheared all year long by the liberal environmentalist left wing nuts.

Coleman's Loser? Your wallet.

Amy McGrath is now running against McCon-

nell for his Senate seat in an effort to "Ditch Mitch." The former fighter pilot doesn't seem nearly as nutsy as her fellow Democrats currently running for president, so look for her to shoot several holes in Mitch's fuselage. But the likes of Chuckie Schumer and Nancy Pelosi will scramble this gal's brain like an egg on hot Kentucky asphalt between now and Election Day.

Coleman's Loser? McGrath.

Andy Beshear aims to get himself a win at the Governor's Bowl in Frankfort town this year and his team of Bevin-bashers are drooling for victory. But even if Mighty Matt has all the school teachers stirred up and wanting revenge, Andy's hat-

ing on Trump won't get the Democrat across the Bluegrass goal line any time soon.

Coleman's Loser? Andy.

The U.S. Women's Soccer team has done gone and kicked themselves into controversy by disrespecting the American flag and our president. Right about the time people might actually watch the sport and root for their team instead of changing the channel to ping pong, they go and do this to their new fans: A complete disgrace that just sent a chance for the women athletes of soccer to shine straight down the commode. This one was over before it got started.

Coleman's Loser? Women's soccer.

## CHRONICLE & TIMES

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By Christopher Epling © 2019, Floyd County Chronicle and Times 07.16.19



# Blackhawk plans financial re-organization

A FLOYD CHRONICLE AND TIMES STAFF REPORT

A coal company that owns two Floyd County mining operations is planning to file for a financial reorganization under Chapter 11 bankruptcy.

Blackhawk Mining, LLC announced on July 15 that reached an agreement with more than 90 percent of its lenders on the terms of a financial restructuring.

"The transformative transaction will eliminate over 60 percent of the company's total debt and provide over \$150 million of incremental liquidity," a press release said. "The transaction will be effectuated through a 'pre-packaged' bankruptcy filing that will allow the process to move swiftly to completion within 60 days and with no disruption to the Company's employees, customers, or vendors."

Blackhawk entered into a Restructuring Support Agreement with over 90 percent of its lenders and more than 80 percent of its equity holders and is solicitation a plan of reorganization, the press release said.

To facilitate the restructuring, Blackhawk and "substantially all of its wholly-owned subsidiaries" will file voluntary petitions for reorganization under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court of Delaware, the press release said.

Blackhawk, its lenders and its equity holders have agreed to the terms of the plan of reorganization, which will be subject to approval by the bankruptcy court.

Under the plan, the lenders under Blackhawk's first and second lien term loans will receive a combination of debt and equity.

Specifically, on the effective date of the plan, the company's \$639 million first lien term loan will be discharged and lenders will receive 71 percent of the company's equity and a newly issued



**BLACKHAWK MINING, LLC**

\$375 million first lien term loan. The company's current \$318 million second lien term loan will also be discharged and lenders will receive 29 percent of the company's equity. Based upon the company's current projections, pro forma leverage will be less than 2.0x debt to EBITDA and in line with industry peers.

To further strengthen the business, the company will receive \$50 million of new money debtor-in-possession financing from certain of its lenders that will be part of the exit facility for the company.

Blackhawk has sufficient liquidity to continue normal mining operations and to meet its obligations in the ordinary course.

This includes funding employee wages and benefits, paying vendors and suppliers for all goods and services, and providing customers the same high quality products and outstanding service they have come to expect from Blackhawk.

"Today's announcement represents a significant step in our ongoing efforts to position

Blackhawk for long-term success," said Jesse Parrish, Chief Financial Officer. "After carefully evaluating our options, we determined that implementing these agreements through a court supervised process represents the best way to solidify our financial position while ensuring no disruption to our employees, customers, or vendors. We are equipped with low-cost, well-capitalized assets and an industry-leading team of coal miners and industry professionals. We are excited about the future at Blackhawk and look forward to continuing our

valued relationships with customers and suppliers for the long term."

Blackhawk Mining will file various first day motions with the Bankruptcy Court in support of its reorganization.

The company will continue to pay employee wages and provide healthcare and other benefits without interruption in the ordinary course of business and to pay suppliers and vendors in full under normal terms for goods and services provided both prior to and after the Chapter 11 filing date.

The company expects to receive bankruptcy court approval for these requests, according to a statement.

Additional information is available by calling a

toll-free hotline at, (844) 627-6268 to address specific questions and concerns. In addition, court filings and other documents related to the reorganization proceedings are available online at, <https://cases.primeclerk.com/blackhawkballots>.

Kirkland & Ellis LLP is serving as legal advisor, Centerview Partners LLC is serving as financial advisor and investment banker and AlixPartners is serving as restructuring advisor.

Blackhawk is listed by the Mine Safety and Health Administration as the controller for the Spurlock Plant and Redhawk Mining in Floyd County, as well as other mining complexes in Kentucky and West Virginia.

# 'Backpack to School Bash' set for Friday

A FLOYD CHRONICLE AND TIMES STAFF REPORT

Prestonsburg's annual "Backpack to School Bash" will be held Friday.

The event, scheduled to be held from 6 p.m. to 9 p.m. on Friday, July 19, at the Prestonsburg Sports Park on Stonecrest, will offer free school supplies, activities for children and health and wellness screenings.

Hundreds of people attend the Backpack to School Bash each year. It's made possible with a partnership between the City of Prestonsburg, Big Sandy Community and Technical College, Appalachian Regional Healthcare, Highlands Health, Walmart and Anthem Blue Cross-Blue Shield, as well as other sponsors.

Children who will

enter grades kindergarten through fifth grade and are accompanied by their parents may receive a free backpack filled with school supplies at the event.

Free food and refreshments will be available, and children can enjoy meet-and-greet opportunities with super heroes, princesses and Disney characters like Mickey Mouse and Minnie Mouse. Paw Patrol characters will also be on-site.

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# Indictment returned on Minix, attempted murder not included

By **WAYLON WHITSON**  
STAFF WRITER

A Salyersville woman was indicted by a Floyd County grand jury this week in connection with a March arrest during a chase in which it was alleged that the woman attempted to run over a Johnson County Sheriff's deputy.

On March 30, Jessica R. Minix, 29, of Salyersville, was arrested after a deputy attempted to conduct what he thought was a routine traffic stop due to excessive window tinting, according to Johnson County Sheriff Doug Saylor.

When the original arrest occurred, Minix was charged with attempted murder for driving her vehicle in a manner that threatened the life of JCSO Deputy Michael Scott, according to the citation, but was not indicted on the attempted murder charge when the

indictment was handed down.

Floyd County Commonwealth's Attorney Brent Turner reported that the officer who presented the case in Floyd County did not ask the grand jury for an attempted murder charge.

The indictment did, however, include two counts of first-degree fleeing or evading police, first-degree wanton endangerment, first-degree and first-offense trafficking in a controlled substance (less than two grams of methamphetamine), two counts of first-degree possession of a controlled substance, second-degree possession of a controlled substance, possession of drug paraphernalia and several traffic charges.

If convicted and sentenced to serve terms consecutively, Minix could face up to 30 years in prison.

"We had a deputy at-

tempt to make a traffic stop on a vehicle after he noticed the window tint was excessive. (He) conducted a traffic stop at U.S. 23, and as soon as he opened the door and got one foot on the blacktop to approach the vehicle, the vehicle takes off, up Middle Fork, across Coleman Branch, to Ky. 1750, turns right on 1750 going toward Floyd County. He makes it to the end of that road, turns right, which is going in the direction of Ky. 114. Before he makes it to 114, he turns right," Saylor said. "Toward the end of that road, they bail, two males, one female in the vehicle, and they run. We've got one deputy on scene, another probably a mile behind him, probably a minute, a minute and a half. The female, Jessica Minix, makes her way back to the vehicle."

Minix entered the car, described as a 2007 Mitsubishi Galant, and "attempted to run over Dep-

uty Michael Scott, who had to jump out of the way in order to keep from being ran over, which could have resulted in the officer's death and/or serious injury," according to Deputy Jason Arms, who wrote, in the citation, that Minix also nearly struck his patrol vehicle head-on, causing him to "run into a ditch in order to keep from being struck."

Minix then continued onto Ky. 114 before stopping, the citation said, and continuing into the woods on foot.

During this on-foot portion of the chase, one officer was placed into danger of falling off of an approximately 50-foot rock cliff, according to the citation. According to the citation, Minix did not have a valid license and a search incident to arrest of her person led to the discovery of several "small baggies" containing approximately .2 grams of methamphet-

amine, an oxycodone pill of an unspecified amount, a "round white" buprenorphine (suboxone) pill, several hypodermic syringes, a set of digital scales and numerous other "small baggies," such as those used to store the rest of what Arms suspected were narcotics.

According to Saylor, the pursuit necessitated a multi-agency response wherein the Johnson County Sheriff's Office was assisted by the Prestonsburg Police Department, Floyd County Sheriff's Office, Magoffin County Sheriff's Office, Salyersville Police Department and Kentucky State Police. Saylor said the investigation was ongoing to track down the other two males involved in the pursuit.

*Editor's note: An indictment is merely an accusation and the defendant is presumed innocent until, and unless, proven guilty.*

## OBITUARIES

### Terry Lee Akers

Terry Lee Akers, 66, of Martin, died Sunday, July 14, 2019.

Funeral services were held Tuesday, July 16, at Nelson-Frazier Funeral Home, Martin.

Burial followed in Gethsemane Gardens, Prestonsburg.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

### Joe R. Bolton

Joe R. Bolton, 72, of Prestonsburg, died Friday, July 12, 2019.

Funeral services will be held at 1 p.m., Wednesday, July 17, at Nelson-Frazier Funeral Home, Martin.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

### Vince Hale

Vince Hale, 60, of Martin, died Saturday, July 13, 2019.

Funeral services will be held at 11 a.m., Wednesday, July 17, at Nelson-Frazier Funeral Home, Martin.

Burial will follow in the Hale Family Cemetery, Arkansas Creek, Martin.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

### Harrison Horn

Harrison Walker Horn, 82, of Auxier died Saturday, July 13, 2019.

Visitation will be held at 6 p.m., Wednesday, July 17, at Nelson-Frazier Funeral Home, Martin.

Funeral services will be held at 11 a.m., Thursday, July 18, at Auxier Freewill Baptist Church, Auxier.

Burial will follow in the Buckingham Cemetery, Bevinsville.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

### Regina Marie Prater

Regina Marie Prater, 59, of Prestonsburg, died Saturday, July 13, 2019.

Visitation will be held at 9 a.m. - 1 p.m., Wednesday, July 17, at Nelson-Frazier Funeral Home, Martin.

Graveside services will immediately follow at the Shepherd Cemetery, Open Fork, David.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

### Gregory Spears

Gregory Spears, 52, of Banner, died Saturday, July 13, 2019.

A memorial services will be held at a later date.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

## Drug theft, trafficking alleged in indictments

A **FLOYD CHRONICLE**  
**AND TIMES STAFF REPORT**

A Floyd County handed down more than a dozen indictments last week, and most of them involved drug trafficking and related charges.

The indictments included charges against two people who are accused of forging prescriptions to obtain Oxycodone pills.

Betsy Layne residents Misty Duncan, 40, and Alfred King, 49, were each indicted on felony counts of criminal possession of a forged prescription, assume false title to obtain a controlled substance, utter false/forged subscription, unauthorized procurement of a controlled substance, theft of

identity and first-degree possession of a controlled substance. King was additionally charged for allegedly being a persistent felony offender in the first degree and Duncan arrested the pair earlier this year, reporting in court documents that on Jan. 30, they unlawfully presented forged prescription for 120 Oxycodone pills to the Howard Family Pharmacy in Eastern.

They presented another name, Reed reported, to "illegally obtain" the medicine from the pharmacy.

"The prescription blank has been stolen from Dr. Crystal Compton at Betsy Layne Primary Care," the arrest warrant said.

The indictments are

among several others issued by the grand jury. They include:

- Marion Wade Martin, 47, of Wayland; first-degree trafficking in a controlled substance, second-degree persistent felony offender

- Terry Joe Hamilton, 34, of Teaberry; second-degree escape, first-degree possession in controlled substance, controlled substance not in original container, possession of drug paraphernalia, theft of identity, giving police officer false identifying information, second-degree persistent felony offender

- Jessica R. Minix, 30, of Salyersville; two counts of first-degree fleeing/evading police, first-degree wanton endanger-

## Donations sought for unemployed miners

Approximately 1,100 coal miners and families affected across the Appalachian region, left unable to meet basic daily needs

**SPECIAL TO THE FLOYD**  
**CHRONICLE AND TIMES**

Community Action Kentucky announced on July 11 the establishment of a GoFundMe account set up by Harlan County Community Action to support miners and families recently affected by the Blackjewel LLC mine closures.

Approximately 1,100 employees of the company were left unemployed across the Appalachian region, including hundreds in Eastern Kentucky.

"Miners received final paychecks on June 28, only to have them pulled from bank accounts on July 1," a press release from Community Action Kentucky said. "Many miners and their families have been left with negative bank account balances, unable to pay for basic needs."

Harlan County Community Action set up the GoFundMe account to directly help miners and their families meet immediate needs such as mortgage assistance, rent, utilities and food.

All money donated is tax deductible and will go directly to impacted workers.

"Community Action agencies across this state serve as a lifeline to hundreds of thousands of people each and every year," said Roger McCann, executive director of Community Action Kentucky. "Devastating events such as the Blackjewel mine closures exponentially increase the demand for Community Action services and the need for community partners, state and local

officials and the community at large to come together to support our fellow Kentuckians in need."

Donna Pace, executive director of Harlan County Community Action, said the agency appreciates the community support.

"Our hearts hurt for the miners and families that have been so suddenly thrown into a world of economic distress and uncertainty," said Pace. "We greatly appreciate the support of our Community Action community for helping us

raise awareness about this time-sensitive crisis. Even more though, we are grateful for those that have donated or will donate, helping to ease the financial burden thrust upon those directly affected by this massive loss of jobs."

Donations made be made online under the "Donate to Miners Harlan CAA" at, [gofundme.com](http://gofundme.com).

Donations may also be dropped off in person or mailed to: Harlan County Community Action, 319 Camden Street Harlan, Ky. 40831.



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# Community Events

## Wednesday, July 17 and Thursday, July 18

•8 a.m. to 9:30 a.m. (Breakfast) and 11 a.m. to 12:30 p.m. (Lunch): Free Summer Meals for Kids & Teens at Floyd Central. All meals are free to kids up to age 18. No registration required.)  
 •5 p.m. to 8 p.m.: McDowell First Baptist Church to host vacation Bible school, 61 Ky. 680, McDowell

## Wednesday, July 17

•8 a.m. to 9:30 a.m. (Breakfast) and 11 a.m. to 12:30 p.m. (Lunch): Free Summer Meals for Kids & Teens at Duff-Allen Central Elementary. All meals are free to kids up to age 18. No registration required.

•2 p.m.: Passport Health to present "Healthy Eating: Sugar Comparisons" at the Floyd County Public Library. (606) 886-2981  
 •5 p.m.: Free Summer Meals for Kids & Teens at McDowell First Baptist Church. All meals are free to kids up to age 18. No registration required.

## Wednesday, July 17 through Friday, July 19

•6:45 p.m.: Free Summer Meals for Kids & Teens at Cavalry Baptist Church, Betsy Layne. All meals are free to kids up to age 18. No registration required.  
 •6:45 p.m.: Free Summer Meals for Kids & Teens at Ligon Community Freewill Baptist Church. All meals are free to kids up to age 18. No registration required.

## Thursday, July 18

•10 a.m.: The Big Sandy Elder Abuse Council meets, the Big Sandy Area Development District. (606) 886-2374  
 •2 p.m. "Alien Animal Show" will feature hands-on interactions with live mammals, amphibians, reptiles, birds and bugs at the Floyd County Public Library, Prestonsburg. (606) 886-2981

•5 p.m. "Alien Animal Show" will feature hands-on interactions with live mammals, amphibians, reptiles, birds and bugs at the Floyd County Public Library, Eastern. (606) 377-2860

•7 p.m.: Big Sandy Trail Riders meet, Floyd County Extension Office. (606) 886-2668  
 •7:30 p.m.: Tim Michaels "Back to You" Tour, Dewey's Bar and Grill, Jenny Wiley State Resort Park. (606) 889-1790

•7 p.m.: Front Porch Pickin," Mountain Arts Center. Free admission. macarts.com

## Friday, July 19

•6 p.m. to 9 p.m.: City of Prestonsburg and partners to host Back to School Bash, featuring free school supplies, health and wellness screenings, activities, Prestonsburg Sports Park.

•7 p.m.: Comedy Night, Dewey's Bar and Grill, Jenny Wiley State Resort Park. (606) 889-1790

•8:15 p.m.: Bloodsong: The Story of the Hatfields and the McCoys, Jenny Wiley Amphitheatre, Prestonsburg. Tickets are \$12, general admission. macarts.com

•9 p.m.: Comedy Night, Dewey's Bar and Grill, Jenny Wiley State Resort Park. (606) 889-1790

## Saturday, July 20

•9 a.m. to 1 p.m.: Floyd County Farmer's Market open, at the Attorney General's office in Prestonsburg.

•11 a.m. to 3 p.m.: Floyd County Public Library, Prestonsburg, to host "Rocket Rumpus," allowing visitors to build a rocket "with a little boom." For location of the event, call, (606) 886-2981

# Free services offered at health fair



Submitted photo  
**The Big Sandy Community Action Program hosted its annual community health fair on July 12 at Wesley Christian School in New Allen, offering free health screenings, informational resources and door prizes. The nonprofit is hosting additional health fairs at noon on July 19 at the Johnson County Middle School and at 11 a.m. on July 24 at the Pike County Public Library.**

# Lawmakers proposing legislation to prohibit sanctuary cities in Ky.

By TOM LATEK  
 KENTUCKY TODAY

Two state lawmakers who are retired police officers are co-sponsoring legislation that would prohibit sanctuary cities in Kentucky.

Sen. Danny Carroll, a former Paducah Assistant Police Chief and Rep. John Blanton of Salyersville, a retired Kentucky State Police major, will carry the bill in their respective chambers, prohibiting local governments from enacting sanctuary policies that prevent local law enforcement from cooperating with U.S. Immigration and Customs Enforcement.

During a press conference at the Fraternal Order of Police Headquarters in Lexington, Gov. Matt Bevin said the draft legislation has three purposes.

"What is the definition of sanctuary? Given that definition, what is not going to be allowed, and reaffirming the fact that legislators are the ones who make this policy for the Commonwealth

of Kentucky." Carroll said this measure is important for the cooperation and exchange of information between local and federal law enforcement.

"Any law or any ordinance or anything that a local entity might do that would limit that cooperation in any way, is detrimental to the safety of our people," Carroll said. "As a state legislature, I think it is imperative that we take steps to clarify what the rules are."

The legislation would help law enforcement, according to Blanton. "This is to prevent some policies that may be placed by elected officials that ties their hands. It makes it unsafe for the officers and it makes it unsafe for the general public."

Blanton added, "This bill does not laser target anyone."

Bevin said it was a matter of communication and collaboration among federal, state and local police is essential. "We must never allow petty

politics to jeopardize the safety of our law enforcement personnel or the tools they need to serve and protect our communities.

"This is getting out in front of something before it becomes an issue in our state."

John Holiday, executive director of the Kentucky Office of Homeland Security, said law enforcement operates within limited resources.

"We've got to give them every tool that they have, in order to protect the public. As director of Homeland Security, I have seen first-hand how this coordination works and how it protects public safety. Coordination between local, federal and state entities is a must. It's a lesson learned from 9/11."

Ten states have already enacted legislation banning local sanctuary polices, according to the governor's office: Alabama, Arizona, Florida, Georgia, Iowa, Mississippi, Missouri, North Carolina,

Tennessee and Texas. According to the National Conference of State Legislatures, an additional 21 states, now including Kentucky, have proposed similar legislation.

Congressman Andy Barr, R-Ky., applauded the proposed legislation, saying it is the right action to take.

"As a federal lawmaker, I believe federal laws should be enforced. Local governments should not be in the business of picking and choosing which laws to obey and which laws to ignore. Doing so would set a dangerous precedent," he said. "Additionally, any local government that fails to cooperate with federal law enforcement risks being designated a sanctuary city and losing access to federal resources. I appreciate Gov. Bevin and other state leaders who, with this announcement, have recognized that local politics should never supersede public safety."

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# A business with an artistic flair

## Chamber welcomes 'You, Me & Pottery'

By **MARY MEADOWS**  
STAFF WRITER

A hobby that a mother enjoyed with her daughter built a new business in downtown Prestonsburg.

Prestonsburg resident Deana Hunt opened her new store, You, Me & Pottery on June 29. The Floyd County Chamber of Commerce welcomed the business with a ribbon cutting ceremony on July 12.

The store offers hundreds of bisque ceramics that customers can choose to paint, with prices ranging from \$9 to \$40. The types of pottery offered include everything from picture frames and coffee cups to intricately designed figurines of animals.

Hunt said she and her daughter Danielle, 28, traveled back and forth to Huntington, W.Va. for years to spend time together painting pottery at a business there.

"I just decided that we needed something here in Prestonsburg to do ... I mean, we'd have to drive two hours to do this, and then we would have to go back in two more weeks to pick up our piece," Hunt said.

Now, visitors are traveling to Prestonsburg to paint and create.

"You come in, you pick out a piece of pot-

tery. You paint it, and then we'll glaze it and fire it in the kiln," Hunt said. "Then you come back and pick it up."

She also provides acrylic paint for customers who want to take their potter home on the day they visit the store.

Hunt described the experience as "relaxing" and "therapeutic."

"I enjoy it," she said. "I hope everybody else enjoys it like I do."

She said her daughter, who volunteers at the store, has painting several pieces of pottery since the store opened, but as of July 12, Hunt has only had time to do one. She said there's been a "steady stream" of customers in the store.

Hunt, a first-time business owner, said she has been thinking about opening the business for years.

"I was going to do it two years ago, and then I chickened out," she said. "I just thought well, now, it's time to do it, give it a shot and see if it works out."

Her future goals include expanding the business to offer pottery classes there.

Prestonsburg Mayor Les Stapleton, who joined the Chamber of Commerce at the ribbon cutting, said this business is a "big asset" to the city. He said it has in-



Floyd Chronicle and Times photo by Mary Meadows  
**Deana Hunt, second from left, cuts the ribbon to her business, You, Me & Pottery, during a ceremony hosted by the Floyd County Chamber of Commerce on July 12.**

creased foot traffic in the downtown area.

You, Me & Pottery offers birthday parties, wine and cheese gatherings, "princess" nights for children and other activities. It has a "Christmas in July" event scheduled for July 26 at 11 a.m.

You, Me & Pottery is open at 202 Irene Street in downtown Prestonsburg, from 6 p.m. to 9 p.m. Mondays through Thursdays, from 11 a.m. to 9 p.m. Fridays and Saturdays and from 1 p.m. to 6 p.m. Sundays.

For more information, visit the store's Facebook page or call, (606) 263-8060.



Floyd Chronicle and Times photo by Mary Meadows  
**You, Me & Pottery offers pottery of all shapes and sizes, with prices ranging from \$9 to around \$40. Patrons chose a piece a pottery, paint it in the store and return to pick it up after its been fired in a kiln to seal it.**

# Body found in Perry County park, suspect charged with murder

By **KATIE KELLEY**  
APPALACHIAN NEWSPAPERS

HAZARD — A Leslie County man was arrested in connection with the murder of a Hazard woman.

At approximately 6:24 a.m., July 14, the Hazard Police Department received a call expressing concern for a local female at the Bobby Davis Park. Upon arrival, HPD officials said, officers discovered the body of a deceased female, later identified as Marlena Holland Howard Hurt, 37.

The victim, said officials, appears to have been beaten to death.

"It looks like blunt force trauma from a rock and she had several puncture wounds and her throat was slit," said HPD Chief of Police Minor Allen. A knife, Allen said, was recovered and is being examined. Based on physical evidence obtained and located around the park, officers believe the crime occurred in the park, said Allen.

Hurt's body, Allen said, was sent to Frankfort for an autopsy.

Early Monday morning, an arrest was made in relation to the murder, when Anthony Ray Lewis, 47, formerly of Yeaddiss, was taken into custody at approximately 8:40 a.m., by Perry County Sheriff's Deputy Chief James East.

"We located him about half a mile to a

mile above the old Big Creek School walking beside the road," said Allen. "We had a bunch of tips this morning (July 15) that he was in that area, and we were responding to those."

Allen said HPD, Kentucky State Police and PCSO were all searching for Lewis.

Hurt and Lewis, Allen said, knew each other and the murder was not random, but the motive is still under investigation.

"They were acquaintances and had been running around together for a while — three or four days at least — and lots of people have seen them together and they were



Photo courtesy of the Hazard Police Department  
**Anthony Lewis, 47, of Yeaddiss, was arrested and charged with the murder of a Perry County woman.**

both residents of the Hope House, so it wasn't a random thing."

Lewis was out on bond during the time of the murder for his involvement in an alleged

Leslie County rape. The murder is still under investigation by the HPD, and Lewis is being lodged in the Kentucky River Regional Jail.

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# Mac Powell to perform

**A FLOYD CHRONICLE  
AND TIMES STAFF REPORT**

The Mountain Arts Center announced on Friday that Mac Powell and The Family Reunion will perform there this fall.

The concert will be held Friday, Aug. 23, in the MAC's Willard & Lucy Kinzer Theater.

"Fans will remember Powell from his days as the lead singer and front man for Grammy-winning and multi-platinum selling, Third Day," a press release said. "The new band is southern roots and American rock."

"Like most people, I grew up listening to my Mom and Dad's record collection," said Powell. "There's the singer-songwriter stuff, some country and southern rock. I always liked Creedence Clearwater Revival, James Taylor, The Eagles or even the Stones, who weren't country, per se, but who sometimes leaned more towards



Submitted photo

**Mac Powell and The Family Reunion will perform at the Mountain Arts Center in Prestonsburg on August 23. It's one of several concerts planned to be held at the MAC this year.**

that sound. That's what's been stirring in my mind and my spirit."

He formed Mac Powell and The Family Reunion after Third Day played its final show in early 2018. The band's debut album "Back Again" will release

on July 26 via Thirty Tigers.

Billboard recently called it "a blend of country, rock and gospel, brought to life by Powell's gritty, soulful voice." The first single, the title track, "Back Again" was

released in June and already gaining some momentum on country and Americana radio.

The Mac Powell and The Family Reunion concert will be Friday, Aug. 23, at 7:30 p.m. at the MAC. The ticket prices

for first two rows are \$55 and include a special VIP Meet and Greet package. Other ticket prices are \$45, \$35, and \$25. They may be purchased at the MAC box office, by calling 888-MAC-ARTS, or by visiting, macarts.com.

## On tap for the MAC

- July 19, 7 p.m.: Front Porch Pickin'
- July 20, 7:30 p.m.: Billie Jean Osborne Kentucky Opry
- July 26, 7 p.m.: Front Porch Pickin' at Archer Park
- July 27, 7:30 p.m.: Billie Jean Osborne Kentucky Opry
- Aug 1., 7 p.m.: KET will host a free "exclusive screening" of the documentary, "Big Family: The Story of Bluegrass Music." The show will be broadcast on KET in August.
- Aug. 2, 7 p.m.: Front Porch Pickin'
- Aug. 3, 7:30 p.m.: Billie Jean Osborne Kentucky Opry

See MAC, Page 10A



## Celebrating 110 years

Floyd County Judge-Executive Robbie Williams presents a certificate from Gov. Matt Bevin honoring Goldie Conn as a Kentucky Colonel on her 110th birthday. Her family hosted a birthday party at Prestonsburg Health Care on July 13.

Submitted photos



## Yard of the Month



Floyd Chronicle and Times photo by Mary Meadows

The Prestonsburg Woman's Club honored Jan Chaffins for maintaining the Yard of the Month for June at this home on Riverside Drive in Prestonsburg. The club honors residents and businesses each month for showcasing beauty in their communities.



Submitted photo

## David School donation

David School Principal Jessica Thompson, left, poses with officials at the Big Sandy Rural Electric Cooperative, who donated 24 chairs for classrooms at the David School. The donation was made after the school sought donations on social media on Friday. "We couldn't be more thankful for and proud of our community supporters," Thompson said in a post thanking the donors.

# Riverview

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# Awaken returns to Paintsville July 19

By Aaron K. Nelson  
Appalachian Newspapers

PAINTSVILLE — The 11th annual Awaken conference will return to Johnson Central High School this week with one of its most electric lineups ever.

The 2019 event, set for Friday, will feature nationally touring gold record-certified artist Phil Wickham, of San Diego, California, whose most recent studio album, "Living Hope," reached number one on Billboard's list of top U.S. Christian music sales, as well as 7eventh Time Down of Mount Vernon Kentucky and Louisa's own Kelsie May, who broke onto the scene on NBC's "The Voice."

It's a massive lineup for an event that organizer Ben Stephens said started with a crowd of 150 attendees at the first year's event. When first envisioned, Stephens

said, the event was supported by ticket sales and held at the Mountain Homeplace.

After moving to the Paintsville Recreation Center and moving to a model funded solely by donations, the now free Awaken Conference began its run at JCHS, which will host again this year. Attendance now, Stephens estimates, approaches 2,000 people.

But the event, Stephens said, is not simply called a concert for good reason.

"We didn't want it to just be a place people can get together and listen to music," Stephens said. "People can do that anywhere."

Instead, the event also features breakout sessions, including a perennial "Tough Questions" panel for those with questions of faith, and many more sessions for people and challenges from all walks of life.

Daniel Lucas of Better Life Church in Morehead will also be speaking.

Stephens stresses that the event is for every member of the family, young and old, and for all denominations, with at least five denominations represented on the "Tough Questions" panel alone.

"This is for everyone," Stephens said. "It's going to be a night of fun, that's also fulfilling and challenging."

Doors open at 4 p.m. and the event runs from 5 p.m. to 10 p.m. For more information or to donate, find Awaken online at, [awakenky.com](http://awakenky.com), or on Facebook.



Appalachian Newspapers file photo

A couple of spontaneous baptisms at Awaken in 2018 punctuated an emotional and energetic conference. The concert and conference event returns to JCHS July 19.

## Welcome, baby Chiguil



Submitted photo

Liam Alexander Chiguil, the son of Leonardo Chiguil and Skylar Cole of Prestonsburg, was born at 6:41 a.m. on Tuesday, June 18, weighing 7 lbs. 10 oz. His grandmother is Sheila Dotson of Prestonsburg.

### MAC

Continued From Page 9A

Aug. 9, 7 p.m.: Front Porch Pickin'

Aug. 17, 7 p.m.: Woofsock fundraising concert for the Animal Alliance of East Kentucky features Josh Nolan, Chelsea Nolan, Beck and The Starlight Revue, Sean Whiting, Prototype, Troy Burchett, Jen Tackett, Donnie Bowling,

Brother Smith

Aug. 20, 7 p.m.: Jack Pearson to host a guitar clinic, Gearheart Auditorium, Big Sandy Community and Technical College

Aug. 23; 7:30 p.m.: Mac Powell and the Family Reunion

Sept. 21, 6:45 p.m.: Fall Gospel Concert with Brian Free & Assurance, The Perrys and Four for One

Sept. 28, 7:30 p.m.: Amy Grant

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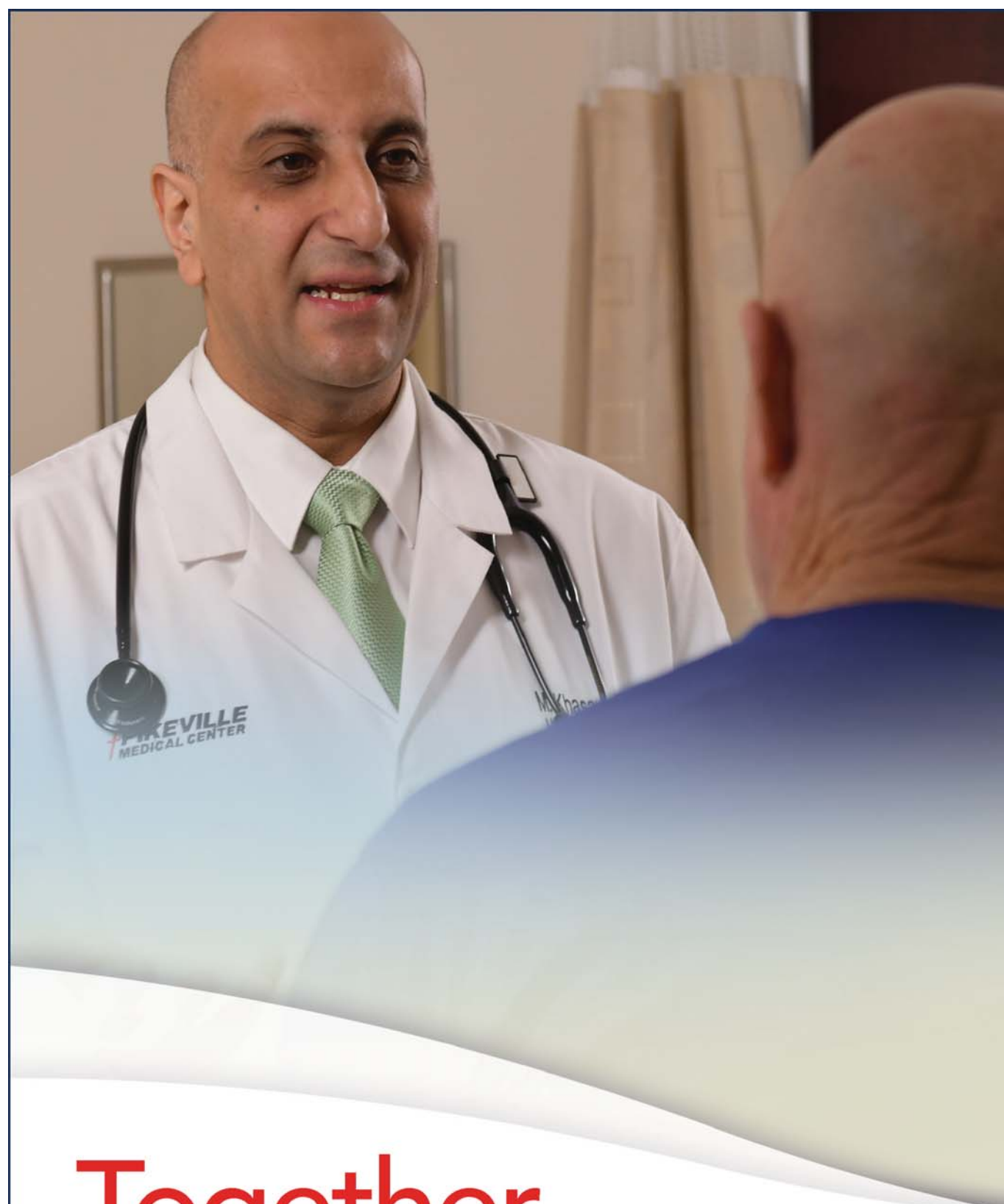
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## Blackcats' scrimmage opponents finalized



Floyd Chronicle and Times file photo by Steve LeMaster  
Several Prestonsburg defensive players surrounded a Floyd Central ballcarrier during the 2018 high school football season.

By STEVE LEMASTER  
SPORTS WRITER

PRESTONSBURG — In preparation for the upcoming 2019 high school football season, Prestonsburg will have an opportunity to play on a college field in one of its two preseason games.

Prestonsburg is scheduled to join Montgomery County and longtime rival Lawrence County for a scrimmage at Kentucky Christian University in Grayson County on Friday, Aug. 9. Familiar to area college football fans, the Kentucky Christian University football team competes in the Mid-South Conference (MSC).

Then, one week later, Prestonsburg is slated to make a trip to nearby Salyersville to face host Magoffin County on Friday,

Aug. 16.

Much-improved Montgomery County ended the 2018 high school football season 9-3. The Indians lost to eventual state runner-up Covington Catholic in the second round of the Class 5A KHSAA Commonwealth Gridiron Bowl.

Lawrence County compiled a 7-5 record in 2018. After knocking off Wandale Robinson-led Western Hills, Lawrence County fell to Boyle County in the second round of the 2018 KHSAA Commonwealth Gridiron Bowl.

Lawrence County beat Prestonsburg 41-8 when the two teams met in the 2018 regular-season.

Magoffin County concluded the 2018 high school football season 3-7. The Hornets missed

out on advancing to the 2018 Class 3A KHSAA Commonwealth Gridiron Bowl.

New head coach Chris Gamble is poised to guide the Hornets. Gamble replaced Justin Combs as Magoffin County head coach earlier in the year.

Prestonsburg will be looking to show improvement early in the upcoming campaign. Lexington Christian Academy defeated Prestonsburg in the opening round of the 2018 Class 2A KHSAA Commonwealth Gridiron Bowl. The Blackcats, following the loss to Lexington Christian Academy, compiled a 2-9 record in 2018.

Prestonsburg opened preseason practice shortly after the conclusion of the KHSAA Dead Period.

## Jaguars' preseason schedule set

By STEVE LEMASTER  
SPORTS WRITER

EASTERN - Over a span of six days in the high school football preseason, Floyd Central will make a trip to Perry County before returning home to host an in-county rival.

Floyd Central is scheduled to visit Perry County Central for its first scrimmage in the preseason on Saturday, Aug. 10. Perry County Central, a member of Class 4A, District 8, concluded the 2018 high school football season 8-3. The Commodores competed in Class 5A, District 8 during the 2018 season. Perry County Central fell to Southwestern in the opening round of the 2018 Class 5A KHSAA Commonwealth Gridiron Bowl.

Floyd Central and Perry County Central did not meet during the 2018 high school football season.

The start time for the Floyd Central-Perry County Central scrimmage is set for 7 p.m. on the Commodores' home field.

In its final preseason contest, Floyd Central will host in-county foe Betsy Layne at 7 p.m. on Friday, Aug. 16.

Betsy Layne ended the 2019 high school football season 1-9. The Bobcats beat Jenkins 48-8 in a finale after opening the 2018 high school football season 0-9. However, Betsy Layne missed out on advancing to the 2018 Class A KHSAA Commonwealth Gridiron Bowl.

Floyd Central beat Betsy Layne 44-6 when the two teams met for a regular-season matchup in 2018.

Floyd Central ended the 2018 high school football season 5-5. After breaking even during the 2018 regular-season, Floyd Central fell to perennial state title contender Boyle County in the opening round of the Class 3A KHSAA Commonwealth Gridiron Bowl in Danville.

The Shawn Hager-coached Jaguars opened preseason practice shortly after the conclusion of the KHSAA Dead Period.



Floyd Chronicle and Times file photo by Steve LeMaster  
Floyd Central defensive lineman Jeremiah Goble closed in on a Harlan ballcarrier during the 2018 high school football season.

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# Tribe capture state championship

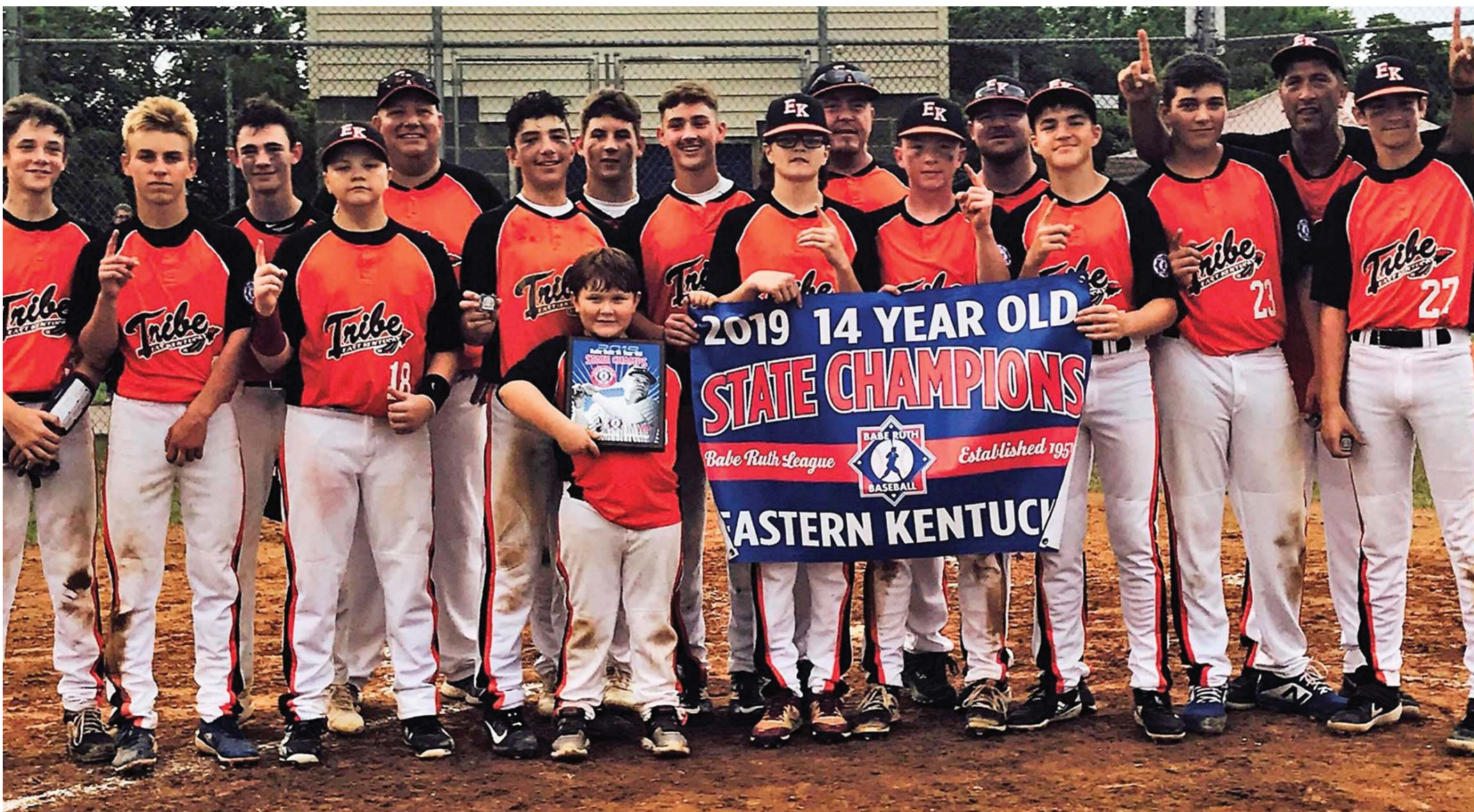


photo courtesy of East Kentucky Tribe

The East Kentucky Tribe captured a Babe Ruth League State Championship in Lexington on Monday.

By STEVE LeMASTER  
SPORTS WRITER

LEXINGTON — Floyd County is home to another state championship team. The East Kentucky Tribe, a team hailing from Floyd County, cap-

tured the 2019 Babe Ruth League Eastern Kentucky 14 Year Old State Championship on Monday.

Starting strong in the state tournament, East Kentucky shut out Harrison County 10-0.

The Tribe topped

Southeast Lexington 18-6 to advance to the state championship game.

After meeting again, East Kentucky managed to edge rival Southeast Lexington 4-3 in the state championship game.

The Tribe roster is

made up of the following players: Austin Allen, Seth Fitch, Blake Hager, Preston Helle, Nic Kidd, Jon Little, Jeffrey Douglas McKinney, Grayson Peters, Landon Robinson, Wesley Salisbury, Matthew Welch, Parker Wil-

liams and Dawson Yeary. Ben Welch serves as the manager for the Tribe. His coaching staff is made up of Christopher Little, Dwight McKinney and Justin Salisbury.

The Tribe are representing the Floyd Coun-

ty Cal Ripken Baseball & Softball League. In four years, Floyd County has produced six state championship teams. The Tribe will compete as Kentucky in the Babe Ruth League Regional later in the month.

# Kinzer drives to Top 10 finish in Southern Nationals feature



photo courtesy of Todd Healy Photo

Veteran Late Model driver Brandon Kinzer finished ninth in the Southern Nationals Series season opener at Wythe Raceway in Virginia on Saturday.

By STEVE LeMASTER  
SPORTS WRITER

PORTSMOUTH, Ohio — A pair of Floyd County drivers recorded top-five finishes in their respective race classes at Portsmouth Raceway Park on Saturday.

Shannon Thornsberry finished third in the Portsmouth Raceway

Park Late Model feature race.

In another solid outing, Ervin Vance placed fourth in the Portsmouth Raceway Park Modified feature race.

Results from the Portsmouth Raceway Park Late Model and Modified feature races follow.

Portsmouth Raceway

Park Late Model Feature Race: 1. 71C-RJ Conley, 06:29.199 (1); 2. 81-Brandon Fouts, 06:30.369 (2); 3. 17-Shannon Thornsberry, 06:31.189 (3); 4. 1-Audie Swartz, 06:33.671 (4); 5. 57-Ron Hinds II, 06:32.211 (7); 6. 71J-J.T. Conley, 06:32.583 (8); 7. 77A-Jeff Arnold, 06:33.497 (10); 8. 12LM-Larry Martin Jr,

06:35.304 (5); 9. 159-Avery Taylor, 06:34.424 (9); 10. 33-Kevin Wagner, 03:22.682 (6).

Portsmouth Raceway Park Modified Feature Race: 1. 20S-Brian Skaggs, 21:21.858 (1); 2. B75-Brayden Berry, 21:26.042 (2); 3. 38-Aaron Branham, 21:26.949 (7); 4. P20-Ervin Vance, 21:27.452 (9); 5. 12R-Jer-

emy Rayburn, 21:28.270 (6); 6. 44-Davey Warnock, 21:30.032 (4); 7. 20J-Justin Jacobs, 21:30.318 (11); 8. 29B-Drew Bender, 21:31.077 (10); 9. 9F-Brian Sammons Jr, 21:31.518 (12); 10. B5-Brian Sammons, 21:31.892 (18); 11. 8-Jimmy Lennex, 21:32.454 (15); 12. 43K-Kevin Hall, 21:33.109 (19); 13.

7-Doug Adkins, 21:35.737 (14); 14. 35-Tony DeHart, 14:38.948 (17); 15. 1-Matt Cook, 14:40.948 (20); 16. J3-Jody Puckett, 02:08.059 (8); 17. 2-Anthony Slusher, 02:08.919 (13); 18. B32-Brandon Russell, 02:09.276 (16); 19. 10L-Nathon Loney, 02:06.862 (5); 20. 24H-Michael Howard, 02:06.476 (3).

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# Thornsberry places third, Vance fourth in respective races

By STEVE LeMASTER  
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Floyd County Chronicle & Times • Wednesday, July 17, 2019 • Page 3B

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**LEGALS**

**NOTICE OF INTENTION TO MINE Pursuant to Application Number 836-5617**

**Renewal No. 7** In accordance with KRS 350.055, notice is hereby given that Spurlock Mining, LLC, 3228 Summit Square Place, Suite 180, Lexington, Kentucky 40509 has applied for renewal of an underground coal mining and reclamation operation located 2.5 miles south of McDowell in Floyd County. The proposed operation will disturb 0.93 surface acres.

Proposed operation is approximately 0.5 miles east from KY 1929's junction with Ned Fork Road and located 0.01 miles southwest of Frasure Creek.

The operation is located on the McDowell USGS 7 1/2 minute quadrangle. The surface area to be disturbed is owned by Andy Mitchell. The application has been filed for public inspection at the Division of Mine Reclamation and Enforcement's Hazard Regional Office, 556 Village Lane, P.O. Box 851, Hazard, Kentucky 41702. Written comments, objections or requests for a permit conference must be filed with the Director, Division of Mine Permits, 300 Sower Boulevard, Frankfort, Kentucky 40601. 7-3-10-17-24

**LEGALS**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION II CIVIL ACTION NO. 14-CI-00773 BRANCH BANKING & TRUST COMPANY PLANTIFF V. JACK VANOVER, ET AL DEFENDANTS NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$102,617.36, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 1224 KY RT 122, Martin, KY 41649  
**DESCRIPTION:** No. 1. Lying and being in the Keathley-Spradlin Subdivision, Hite, Floyd County, Kentucky, and being Lots Nos. 18-19-20-21 and 23 in Block "A" as shown by plat of Subdivision on re-

**LEGALS**

cord in File No. 308, Floyd County Clerk's Office.

No. 2. Lying and being in the Keathley-Spradlin Subdivision, Hite, Floyd County, Kentucky, and lying at the rear of Lots Nos. 18-19-20-21 and 23 in Block "A" of said Subdivision, and beginning at the upper rear corner of Lot No. 18 and running a distance of 150 feet to the lower rear corner of Lot No. 23; thence a straight line across the bottom to the center of Left Beaver Creek; thence up and with the center of Left Beaver Creek to a distance of 150 feet; thence a straight line across the bottom to the upper rear corner of Lot No. 18, the place of beginning.

**SOURCE OF TITLE:** Being the same property conveyed to Jack Bradley Vanover by deed dated September 8, 1999, recorded in Deed Book 438, Page 551, of record in the Floyd County Clerk's Office.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the success-

**LEGALS**

ful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Kentucky and have equity in the land that is greater than the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 12 % per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above and not be required to produce a bond.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property

and will be assumed by the purchaser. D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property. E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser. F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times. This 3rd day of July, 2019.

**LEGALS**

and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property. E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser. F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times. This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 15-CI-00859 U.S. BANK NATIONAL ASSOCIATION Successor by Merger to U.S. Bank National Association ND PLANTIFF V. PAUL E. CASTLE aka PAUL CASTLE; RUTH A. CASTLE aka**

**LEGALS**

**RUTH ANN CASTLE; COMMON-WEALTH OF KENTUCKY, DEPARTMENT OF REVENUE, DIVISION OF COLLECTION; UNKNOWN SPOUSE, if any, of PAUL E. CASTLE aka PAUL CASTLE DEFENDANTS NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$108,105.99, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 395 Maple Street, Langley, KY 41645  
**MAP NUMBER:** 039-00-00-090.01  
**SOURCE OF TITLE:** Being the same property conveyed to Paul E. Castle, by Deed, dated August 6, 1984, recorded on August 8, 1984 in Book 286, Page 480, by

**ADVERTISEMENT FOR BIDS**

Sealed bids for Modernization Project KY36P038-501(18) will be received by The Housing Authority of Martin, on July 31, 2019, at 11:00 a.m. (local time) and then at said office publicly opened and read aloud. The project consists of:

Kitchen Upgrades, Exterior Siding, Soffit, Fascia & Gutters

The Information for Bidders, Form of Bid, Form of Contract, Drawings, Specifications and other contract documents may be examined at the following locations:

C S Design, Inc. 1088 Wellington Way Lexington, Kentucky 40513

The Housing Authority of Martin 109 Raymond Griffith Drive Martin, Kentucky 41649

Additional information is provided in the bidding documents. Copies of the bidding documents must be purchased at the following location to be eligible to submit a bid for this project.

Lynn Imaging 328 Old Vine Street Lexington, Kentucky 40507 Telephone: (859) 255-1021 Attention: Plan Distribution Department www.lynnimaging.com

A Pre-Bid Conference will be held on July 17, 2019, at 11:00 a.m. (local time) at the Housing Authority's main office for purposes of answering Bidders' questions and to consider any suggestions.

The Housing Authority of Martin  
By: Billie Webb, Executive Director

**APPLICATIONS BEING ACCEPTED for 1-Bedroom Apartments for Persons 62 and older**

Located on Mays Branch in Prestonsburg. All utilities included, rent is based on gross monthly income. Several activities such as line dancing, crafts, church services, hair salon. Furnished with stove, refrigerator, emergency alarm system and air conditioner. For more information, please call Highland Terrace at 606-886-1925, TDD: 1-800-648-6056 or 711 or come by the office for an application.

Highland Terrace does not discriminate in admission or employment in subsidized housing on account of race, color, religion, gender, national origin, disability or familial status.

**APPLICATIONS BEING ACCEPTED for 1,2,3 & 4 Bedroom Apartments**

Located in Prestonsburg is Highland Heights Apartments in Goble Roberts addition and Cliffside Apartments on Cliff Road. Rent is based on gross monthly income. All utilities included at Highland Heights and a utility Allowance at Cliffside. Learning centers at both sites with computers available. For more information, call Highland Heights at 606-886-0608 and Cliffside at 606-886-1819, TDD: 1-800-648-6056 or 711 or come by the offices for an application.

Highland Heights and Cliffside Apartments do not discriminate in admission or employment in subsidized housing on account of race, color, religion, gender, national origin, disability or familial status.

**WILLIAMSON MEMORIAL HOSPITAL HAS A Family Practice Physician opportunity available.**

This position has flexible hours, an excellent benefit package, and is offered at our Williamson Family Care Clinic in downtown Williamson.

**Certified Registered Nurse Anesthetist opportunity available.**

Email Human Resources at [Billie.Whitt@williamsonmemorial.net](mailto:Billie.Whitt@williamsonmemorial.net) or call 304-899-6321 for more information.





**LEGALS**

deed dated May 21, 1985, recorded on May 21, 1985, in Book 292, Page 338, and by deed dated February 3, 2998, recorded on February 6, 1998, in Book 415, Page 476, Floyd County, Kentucky.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 6% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above and not be required to produce a bond.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defaults, or encumbrances of record affecting

**LEGALS**

said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
Floyd County Master Commissioner

**NOTICE OF BOND RELEASE**

In accordance with the provisions of KRS 350.093, notice is hereby given that Spurlock Mining, LLC, 3228 Summit Square Place, Suite 180, Lexington, Kentucky 40509 intends to apply for a Phase 1 bond release on Increments 2 and 11 of permit number **836-8079** which was last issued on July 26, 2018. Increment 2 covers an area of 25.40 acres and Increment 11 covers an area of 27.02 acres located 1.90 miles southeast of Printer in Floyd County.

The proposed operation is approximately 1.4 miles southeast from KY Route 122's junction with KY Route 2030 and located 0.004 miles northeast of Spurlock Creek. The bond now in effect for Increment 2 is a surety bond in the amount of \$106,000. Approximately 60% of the original bond amount of \$106,000 is included in this application for release.

The bond now in effect for Increment 11 is a surety bond in the amount of \$127,000. Approximately 60% of the original bond amount of \$127,000 is included in this application for release.

Reclamation work performed for Increment 2 includes: backfilling, grading and seeding which was completed in Fall of 2016. Results thus far achieved are backfilling, grading, and initial revegetation of disturbed areas.

Reclamation work performed for Increment 11 includes: backfilling, grading and seeding which was completed in Spring of 2014. Results thus far

**LEGALS**

achieved are backfilling, grading, and initial rement; vegetation of disturbed areas. Written comments, objections, and request for a public hearing or informal conference must be filed with the Director, Division of Field Services, 300 Sower Boulevard, Frankfort, Kentucky 40601 by August 30, 2019.

A public hearing has been scheduled for Wednesday, September 4, 2019 at 10:00 a.m. at the Division of Mine Reclamation and Enforcement's Hazard Regional Office, 556 Village Lane, P.O. Box 851, Hazard, Kentucky 41702. The hearing will be cancelled if no request for a hearing or informal conference is received by August 30, 2019.

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION NO. 1 C.A. NO. 19-CI-00293**

APPALACHIAN INVESTMENTS, LLC PLAINTIFF

VS.

EDWARD S. DINGUS; UNKNOWN SPOUSE OF EDWARD S. DINGUS; UNKNOWN HEIRS, DEVISEES AND LEGATEES OF EDWARD S. DINGUS

COMMON-WEALTH OF KENTUCKY, COUNTY OF FLOYD C/O HON. BEN HALE, JUDGE EXECUTIVE 149 SOUTH CENTRAL AVENUE #9 PRESTONSBURG, KENTUCKY 41653

DEFENDANTS **NOTICE OF PENDING ACTION**

By virtue of the Order of the Floyd Circuit Court, dated May 6, 2019, the undersigned was appointed to serve as Warning Order to notify EDWARD S. DINGUS; UNKNOWN SPOUSE OF EDWARD S. DINGUS; UNKNOWN HEIRS, DEVISEES AND LEGATEES OF EDWARD S. DINGUS of the pendency of a Complaint which involves certain undivided oil and gas property wherein certain delinquent natural gas tax bills were purchased by the Plaintiff, Appalachian Investments, LLC, regarding said oil and gas property located in Floyd County, Kentucky. Appalachian Investments, LLC alleges it is the holder of a valid lien on and to certain undivided oil and gas property subject to the aforesaid delinquent natural gas tax bills. This action includes, but is not limited to, a sale of certain undivided oil and gas property in which you, Edward S. Dingus,

**LEGALS**

your unknown spouse, and your heirs, devisees and legatees may have an ownership or equity interest.

Notice is hereby given that EDWARD S. DINGUS; UNKNOWN SPOUSE OF EDWARD S. DINGUS; UNKNOWN HEIRS, DEVISEES AND LEGATEES OF EDWARD S. DINGUS is directed to come forward and present any claim or defense to the Complaint regarding the above referenced delinquent natural gas tax bills or be forever barred. SIGNED, Robert J. Patton Warning Order Attorney Kinner & Patton 328 East Court Street Prestonsburg, Kentucky 41653 (606) 886-1343

**NOTICE OF BOND RELEASE**

In accordance with KRS 350.093, notice is hereby given that Spurlock Mining, LLC, 3228 Summit Square Place, Suite 180, Lexington, Kentucky 40509 has applied for Phase I bond release on Increments 1 and 5 of permit number **836-0445** which was last issued on June 22, 2018. Increment 1 covers an area of approximately 15.43 acres and Increment 5 covers an area of approximately 24.62 acres located 0.6 miles south of Hite in Floyd County, Kentucky.

The permit area is approximately 0.6 miles northwest from the junction of KY Route 122 and KY Route 2030 and located in the vicinity of Osborn Branch. The bond now in effect for Increment 1 is a surety bond in the amount of \$75,000. Approximately sixty percent (60%) of the original bond amount of \$75,000 is included in this application for release.

The bond now in effect for Increment 5 is a surety bond in the amount of \$112,200. Approximately sixty percent (60%) of the original bond amount of \$112,200 is included in this application for release.

Reclamation work performed for Increment 1 includes backfilling, grading and seeding which was completed in Summer of 2015. Reclamation work performed for Increment 5 included backfilling, grading and seeding which was completed in Fall 2017. Results thus far achieved are backfilling, grading, and initial revegetation of disturbed areas.

Written comments, objections, and request for a public hearing or informal conference must be filed with the Director, Division of Field

**LEGALS**

Services, 300 Sower Boulevard, Frankfort, Kentucky 40601 by August 30, 2019. A public hearing has been scheduled for Wednesday, September 4, 2019 at 10:00 a.m. at the Division of Mine Reclamation and Enforcement's Hazard Regional Office, 556 Village Lane, P.O. Box 851, Hazard, Kentucky 41702. The hearing will be cancelled if no request for a hearing or informal conference is received by August 30, 2019.

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 17-CI-00229**

ARVEST CENTRAL MORTGAGE COMPANY fka CENTRAL MORTGAGE

**LEGALS**

COMPANY PLAINTIFF V. VERNON KING JR. aka VERNON KING CHRISTIE KING INDEPENDENT CAPITAL HOLDINGS KENTUCKY HOUSING CORPORATION DEFENDANTS **NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$275,560.09, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder

**LEGALS**

during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 51 Copperas Lick Branch, Prestonsburg, KY 41653

**MAP NUMBER:** 013-10-01-001.00

**SOURCE OF TITLE:** Being the same property conveyed to Vernon King, Jr. and Christie King, no marital status shown, by deed dated December 28, 2007, recorded in Deed Book 555,

Page 248, of record in the Floyd County Clerk's Office. A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of

**LEGALS**

said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Kentucky and have equity in the land that is greater than the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 4.6250 % per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the

**LEGALS**

said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Kentucky and have equity in the land that is greater than the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 4.6250 % per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the



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**LEGALS**

Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above and not be required to produce a bond.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 17-CI-00229**  
 ARVEST CENTRAL MORTGAGE COMPANY fka CENTRAL MORTGAGE COMPANY PLANTIFF  
 V.  
 VERNON KING JR. aka VERNON KING CHRISTIE KING INDEPENDENT CAPITAL HOLDINGS KENTUCKY HOUSING CORPORATION DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts

**LEGALS**

as set forth therein, with a principal of \$275,560.09, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 51 Copperas Lick Branch, Prestonsburg, KY 41653  
**MAP NUMBER:** 013-10-01-001.00  
**SOURCE OF TITLE:** Being the same property conveyed to Vernon King, Jr. and Christie King, no marital status shown, by deed dated December 28, 2007, recorded in Deed Book 555, Page 248, of record in the Floyd County Clerk's Office.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Kentucky and have equity in the land that is greater than the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 4.6250 % per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**NOTICE OF AVAILABILITY DRAFT SUPPLEMENTAL ENVIRONMENTAL ASSESSMENT SECTION 202 TOWN OF MARTIN LOW-INCOME HOUSING FACILITY FLOYD COUNTY, KENTUCKY**

The U.S. Army Corps of Engineers, Huntington District, by this Notice of Availability (NOA), advises the public that the Draft Supplemental Environmental Assessment (DSEA) for the Town of Martin Nonstructural Project, Low-income Housing action is complete and available for public review. The project is located in Floyd County, Kentucky. A Finding of No Significant

**LEGALS**

Impact (FONSI) is anticipated for the proposed project. A Draft FONSI is included with the DSEA for public review.

In compliance with the National Environmental Policy Act (NEPA) and 40 CFR 1501.4, the DSEA and draft FONSI must be available to the public in the affected area for thirty (30) days for review and comment. Final determination regarding the need for additional NEPA documentation will be made after the public review period, which begins on or about June 26, 2019. Copies of the documents may be viewed at the following location:

Floyd County Public Library  
 161 N Arnold Ave  
 Prestonsburg, Kentucky  
 Phone: (606) 886-2981

The documents may also be viewed at the following website: <http://www.lrh.usace.army.mil/Missions/PublicReview.aspx>. Copies of the DSEA and draft FONSI may be obtained by contacting the Huntington District Office of the Corps of Engineers at (304) 399-5924. Comments pertaining to the documents may be submitted by letter to:

Ms. Rebecca Rutherford  
 Chief, Environmental Analysis Section, Planning Branch  
 Huntington District Corps of Engineers  
 502 Eighth Street  
 Huntington, West Virginia 25701-2070

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 17-CI-00528**  
 21st MORTGAGE CORPORATION PLANTIFF  
 V.  
 SHERI B. JERVIS, UNKNOWN SPOUSE OF SHERI B. JERVIS, CODY JERVIS, FLOYD COUNTY, KENTUCKY, UNITED STATES OF AMERICA, UNKNOWN SPOUSE OF CODY JERVIS DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$50,872.23, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

**LEGALS**

Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 2014 Corn Fork Road, Prestonsburg, KY 41653  
**MAP NUMBER:** 075-00-00-007.04  
**SOURCE OF TITLE:** Being part of the property conveyed to Sheri Jervis from Jerry and Linda Jervis Collins, husband and wife, in Deed Book 505, Page 363 in the Floyd County Clerk's Office.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 12.25% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above and not be required to produce a bond.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 18-CI-00520**  
 WATERSIDE TAX SERVICE COMPANY, LLC PLANTIFF  
 V.  
 ROGER SCOTTIE BURCHETT, ET AL DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$5,977.76, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

**LEGALS**

shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 18-CI-00520**  
 WATERSIDE TAX SERVICE COMPANY, LLC PLANTIFF  
 V.  
 ROGER SCOTTIE BURCHETT, ET AL DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$5,977.76, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

**LEGALS**

(Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 159 Left Fork Copperas Lick, Prestonsburg, KY 41653  
**MAP NUMBER:** 013-10-01-029.00  
**SOURCE OF TITLE:** Being the same property conveyed to Roger Scottie Burchett, by deed dated February 21, 2001, recorded in Deed Book 456, Page 272, and quitclaim deed dated November 1, 2017, recorded in Deed Book 632, Page 737, in the Office of the Clerk of Floyd County, Kentucky.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 12% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 18-CI-00520**  
 WATERSIDE TAX SERVICE COMPANY, LLC PLANTIFF  
 V.  
 ROGER SCOTTIE BURCHETT, ET AL DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$5,977.76, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

**LEGALS**

quent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 19-CI-00019**  
 BRANCH BANKING AND TRUST COMPANY PLANTIFF  
 V.  
 LARRY KINNEY AKA LARRY W. KINNEY CITIBANK, N.A. DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$154,014.23, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the

old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 496 Ivy Creek, Ivel, KY 41642  
**MAP NUMBER:** 092-00-00-015.01  
**SOURCE OF TITLE:** Being the same property conveyed to Larry Kinney, from Jan Stapleton, widow and unremarried, by Deed dated August 10, 2012, and recorded August 14, 2012, in Deed Book 590, Page 40, records of the Floyd County Court Clerk.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 3.75% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other

**LEGALS**

Impact (FONSI) is anticipated for the proposed project. A Draft FONSI is included with the DSEA for public review.

In compliance with the National Environmental Policy Act (NEPA) and 40 CFR 1501.4, the DSEA and draft FONSI must be available to the public in the affected area for thirty (30) days for review and comment. Final determination regarding the need for additional NEPA documentation will be made after the public review period, which begins on or about June 26, 2019. Copies of the documents may be viewed at the following location:

Floyd County Public Library  
 161 N Arnold Ave  
 Prestonsburg, Kentucky  
 Phone: (606) 886-2981

The documents may also be viewed at the following website: <http://www.lrh.usace.army.mil/Missions/PublicReview.aspx>. Copies of the DSEA and draft FONSI may be obtained by contacting the Huntington District Office of the Corps of Engineers at (304) 399-5924. Comments pertaining to the documents may be submitted by letter to:

Ms. Rebecca Rutherford  
 Chief, Environmental Analysis Section, Planning Branch  
 Huntington District Corps of Engineers  
 502 Eighth Street  
 Huntington, West Virginia 25701-2070

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 17-CI-00528**  
 21st MORTGAGE CORPORATION PLANTIFF  
 V.  
 SHERI B. JERVIS, UNKNOWN SPOUSE OF SHERI B. JERVIS, CODY JERVIS, FLOYD COUNTY, KENTUCKY, UNITED STATES OF AMERICA, UNKNOWN SPOUSE OF CODY JERVIS DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$50,872.23, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 2014 Corn Fork Road, Prestonsburg, KY 41653  
**MAP NUMBER:** 075-00-00-007.04  
**SOURCE OF TITLE:** Being part of the property conveyed to Sheri Jervis from Jerry and Linda Jervis Collins, husband and wife, in Deed Book 505, Page 363 in the Floyd County Clerk's Office.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

**LEGALS**

shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.

**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 18-CI-00520**  
 WATERSIDE TAX SERVICE COMPANY, LLC PLANTIFF  
 V.  
 ROGER SCOTTIE BURCHETT, ET AL DEFENDANTS  
**NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$5,977.76, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd

Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:

**PROPERTY ADDRESS:** 159 Left Fork Copperas Lick, Prestonsburg, KY 41653  
**MAP NUMBER:** 013-10-01-029.00  
**SOURCE OF TITLE:** Being the same property conveyed to Roger Scottie Burchett, by deed dated February 21, 2001, recorded in Deed Book 456, Page 272, and quitclaim deed dated November 1, 2017, recorded in Deed Book 632, Page 737, in the Office of the Clerk of Floyd County, Kentucky.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 12% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other

assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other

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assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other



**LEGALS**

assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.  
**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**LEGALS**

Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), and subject to the following terms and conditions, the property described to wit:  
**PROPERTY ADDRESS:** 1811 Little Mud Creek Road, Printer, KY 41655

**MAP NUMBER:** 081-00-003.10  
**SOURCE OF TITLE:** Being the same property conveyed to Michelle A. Fitch and James A. Justice, by a deed of conveyance dated July 22, 2010, and recorded on September 13, 2010, in Deed Book 572, Page 97, in the office of the Floyd County Clerk.

**ADDITIONAL INFORMATION:** There is a 2010 Clayton Manufactured Home. Serial No. CAP024073TNAB located on the above referenced property and it shall be sold along with the said real property.

A. The property address and map number contained herein are for convenience only. All property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay the bid amount, in full, by cash or certified check, on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder, if only paying 10%, shall be required to execute a bond with good surety thereon. The surety must own land in Floyd County, Kentucky and have equity in the land that is double the bid amount. Said bond shall be for the unpaid purchase price and shall bear interest at the rate of 6.00% per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate re-sell. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above and not be required to produce a bond.

C. The purchaser shall be required to assume and

**LEGALS**

pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Court and the Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on the date of sale shall take precedence over printed matter contained and as published within the Floyd County Chronical and Times.

This 3rd day of July, 2019.  
**Gregory A. Isaac**  
**Floyd County Master Commissioner**

**COMMON-WEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION I CIVIL ACTION NO. 19-CI-00003 VANDERBILT MORTGAGE & FINANCE, INC. PLAINTIFF V. MICHELLE A. FITCH, UNKNOWN SPOUSE OF MICHELLE A. FITCH, JAMES A. JUSTICE, UNKNOWN SPOUSE OF JAMES A. JUSTICE, FLOYD COUNTY, KENTUCKY DEFENDANTS NOTICE OF SALE**

So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts as set forth therein, with a principal of \$90,131.47, plus interest and other costs, please be advised that I, the Floyd County Master Commissioner, has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 10:00 a.m., on the 18th day of July, 2019, in the Floyd Fiscal Courtroom (Old Circuit Courtroom) on the second floor of the old Floyd County

# THE STORM JUST HIT AND WE WENT FROM DONATING TO THE FOOD BANK TO NEEDING IT.

Donna, Louisiana

# HUNGER IS A STORY WE CAN END.

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Are you having a **Real Conversation** with your **KIDS** about **Alcohol?**

"My Son is only 11. He Wouldn't DRINK!"

"Her mother Handles those Conversations."

"I'll talk to them when they're OLDER."

Real kids are curious about alcohol. 40% will try it by the time they reach 8th grade.

Talk **EARLY** Talk **OFTEN**  
 Get others **INVOLVED**

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