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Wednesday, April 21, 2010

The Times

FLOYD COUNTY

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Supporting the Community's Progress

Volume 24 Number 1075 Cents

ROUNDUP

Schools to end 21 minutes later; closing days set

by JARRID DEATON
FEATURES WRITER

The closing date for schools in Floyd County has been announced, and students will be spending an extra 21 minutes in class in order to ensure the date is final, as long as classes remain in session without cancellation for the final months of the school year.

According to a release from Supt. Henry Webb, Floyd County Schools will make up two missed days by extending the school day by 21 minutes beginning today, April 21, through the remainder of the year.

With the added 21 minutes, schools that currently dismiss at 2:45 p.m. will now dismiss at 3:06. Schools that normally dismiss at 3 p.m. will now dismiss at 3:21.

The last day for students at all schools except for Betsy Layne Elementary, Stumbo Elementary and Betsy Layne High School will be Tuesday, June 8. The last day for Betsy Layne Elementary and Stumbo Elementary will be Wednesday, June 9. Betsy Layne High School's final day will be Thursday, June 10.

Motion filed to enforce coal settlement

by SHELDON COMPTON
STAFF WRITER

PRESTONSBURG — Some 100 people will now be seeing a settlement in a lawsuit brought against Grizzly Processing and Frasure Creek Mining following a recent court decision in their favor.

The lawsuit was filed against the two operations by Prestonsburg attorney Ned Pillersdorf on behalf of Bonnie and Richard Crisp, along with more than 100 others. The defendants were each awarded a settlement based on claims that their homes were damaged due to a nearby coal washing facility operated at various points by the two companies and damages occurred to nearby roads used in hauling coal to and from the facility.

However, Pillersdorf says he has needed to file a motion to push Grizzly Processing Mining to make

(See SETTLEMENT, page five)



photo by Sheldon Compton

Floyd County Sheriff John K. Blackburn led suspected drug dealer Dwayne Pack to a cruiser yesterday. Pack was one of several taken into custody during a sweep of suspects throughout the county yesterday.

Sheriff's office nets four in roundup

by SHELDON COMPTON
STAFF WRITER

EASTERN — Just before noon yesterday a half-dozen or more sheriff's cruisers pulled onto Route 80 following Floyd County Sheriff John K. Blackburn's unmarked vehicle toward Eastern.

The long line of cruisers led by Blackburn might have signaled to some travelers and onlookers that another drug roundup was underway somewhere in the county.

They would have been right.

Blackburn led his officers to Gold Howard Loop Road, a small road of about half a dozen homes adjacent to Allen Central High School, and to the front door of Dwayne Pack.

Pack, 51, would be the first of four Floyd County residents to be arrested yesterday by the sheriff's department during a sweep of suspects. He was charged with third-degree trafficking in a controlled substance as of midday, with possible other charges pending following.

"We've arrested Pack on charges of doctor shopping and

trafficking before," Blackburn said outside Pack's home yesterday. "He told us while we were bringing him out that he had just did 27 months in jail."

Blackburn's officers had made several undercover buys from Pack, he said.

Three others were arrested yesterday in a roundup that Blackburn said would be continuing today.

Christopher Hopkins, 25, was taken into custody at his home in Tramm during the roundup.

(See ROUNDUP, page six)

Water system gets upgrades

by JARRID DEATON
FEATURES WRITER



photo by Jarrid Deaton

Local officials and employees of the Southern Water and Sewer District held an official opening for the new pump station in Martin. The station will work with a new tank that holds over 300,000 gallons of water in the Price area.

MARTIN — A new pump station will be the difference between people in the Left Beaver area being with or without water, according to Judge-Executive R.D. "Doc" Marshall.

"It will mean volumes to the people that live in this area," Marshall said. "I'm excited because I know it's an improvement in our county."

The pump station is part of a \$759,000 project that includes a new tank that holds over 300,000 gallons of water in the Price area. The project, funded by a grant from the Center for Rural Development and a loan, is expected to be completed within the next two weeks.

"This will supply water to the people of Left Beaver," said Hubert Halbert, chairman of the Southern Water and Sewer District. "This is a larger pump that will be able to move more water. We had a problem during the winter where we couldn't provide water to some people in this area for over a week. This new station and tank will prevent that from occurring again, and it will provide water to over 1,500 people."

According to Halbert, the

(See WATER, page five)



photo by Jamie VanHoose

The Special Olympics were held Saturday at Prestonsburg High School, with individuals from Floyd and surrounding counties participating in the events. Pictured is South Floyd Middle School student Johnathan "Grant" Shelton, who placed second in the long jump. Grant, along with several others that placed in the events, will go on to compete in the State Special Olympics.

HIGH
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Workshops

by JARRID DEATON
FEATURES WRITER

PRESTONSBURG — A series of upcoming workshops at the Wilkinson-Stumbo Convention Center will provide an abundance of information about agricultural business and renewable energy.

Sponsored by Kentuckians for the Commonwealth and the Mountain Association for Community Economic Development, the event will feature a keynote address by Randy Wilson titled, "With Our Own Hands: Growing a New Appalachia." Wilson is a musician and anti-mountaintop removal advocate from Clay County.

The event will also feature workshops on how to start a small mountain farm, new markets for small farmers, getting started with solar power, growing in the forest, basics of home weatherization, forest management for carbon credit income and more.

Workshop leaders are Martin Richards, with Kentuckians for the Commonwealth, Randall Pfleger, with Pine Mountain Settlement School, Nathan Hall, with East Kentucky Bio-diesel, Josh Bitts, with MACED, Debra Hill, with the University of Kentucky

(See SEMINAR, page five)

2 DAY FORECAST

Today

Partly cloudy
High: 70 • Low: 40

Tomorrow

Partly cloudy
High: 70 • Low: 47

For up-to-the-minute forecasts, see floydcountytimes.com

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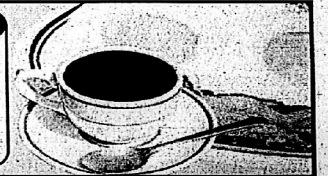
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served w/butter and syrup	(1) Hash Browns
(3) Country Gravy and Biscuits.....2.99	(2) Orange Juice or Tomato Juice
2 Buttermilk Biscuits and Gravy	(3) Country Gravy
	(4) Fried Apples



Obituaries

Lenzie L. Conn

Lenzie L. Conn, 78, of Banner, passed away Sunday, April 18, 2010, at Highlands Regional Medical Center, Prestonsburg. He was born November 9, 1931, in Dana, the son of Goldie Boyd Conn, of Banner, and the late Delzie Conn. He was a retired coal miner. Survivors include his mother, Goldie Boyd Conn, of Banner; three sons, Lenzie Conn, Jr. and wife, Sandy of Banner, Mike Conn and his wife, Sally of Banner, and Jimmy Dale Conn and his wife, Teresa of Betsy Layne; three daughters, Rita Nichols and her husband, Herb of Sterling Heights, Michigan, Anita Lynn Adkins and her husband, Jeff of Harold, and

Elizabeth Ann Stiltner of Harold; three brothers: Hubert Conn of Banner, Garland Conn of Louisville, and Bascom Conn of Wakeman, Ohio; one sister, Emma Lou Akers of Banner; and grandchildren. Funeral services will be held Wednesday, April 21, at 1:00 p.m., at Hall Funeral Home, with Old Regular Baptist ministers officiating. Burial will follow in the Fred Conn Cemetery at Dana, under the professional care of Hall Funeral Home of Martin. Visitation is after 6:00 p.m., Monday, at Hall Funeral Home.

James Dixon

James Dixon, 89, of Prestonsburg, died Sunday,

April 18, 2010, at his residence. Born February 13, 1921, in Floyd County, he was the son of the late James and Julie Greene Dixon. He was a disabled coal miner and an Army WW II Veteran; VFVW; and a member of the Auxier DAV Chapter 18. Other survivors include one brother, Johnnie Dixon of Prestonsburg; one sister, Sulia Marsillet of Prestonsburg; and several nieces and nephews. In addition to his parents, he was preceded in death by one brother, Albert Dixon and one sister, Edith May Miller. Funeral services will be held Thursday, April 22, at 10 a.m., at the Nelson-Frazier Funeral Home, in Martin, with Shawn Blair officiating. Burial will be in the Mayo Cemetery, in Prestonsburg. Visitation will be at the funeral home. Nelson-Frazier Funeral Home, is in charge of arrangements.

Acie "Foo-Pu" Dye

Acie "Foo-Pu" Dye, age 73, of Flemingsburg, Kentucky, formerly of McDowell, husband of Mary Jo Dye, passed away Saturday, April 17, 2010, at the St. Joseph Hospital, Lexington.

Born April 25, 1936, in McDowell, a son of the late Bert and Raddie Gayheart Dye. He was a retired carpenter and attended the Old Regular Baptist Church. In addition to his wife, he is survived by four sons: Acie Dwayne (McBinda) Dye of McDowell, Gary (Mary) Hawk of Carlisle, Tommy Dye (Dawnetta) and Anthony Louis (Danielle) Dye of Flemingsburg; 7 grandchildren; one son-in-law, Enoch Caudill of Flemingsburg; two brothers: Chuck Dye of McDowell, and Sam Dye of West Milton, Ohio; one sister, Betty Falany of McDowell, and 17 grandchildren. In addition to his parents, he was preceded in death by two brothers: Carl and Kenny Dye; and three sisters: Bessie Bryant, Maxine Howell and Effie Sward. Funeral services will be conducted Wednesday, April 21, at 11:00 a.m., in the Hall Funeral Home Chapel, with Old Regular Baptist ministers officiating. Burial will follow in the Dye Family Cemetery, in McDowell. Visitation is after 5:00 p.m., Monday, at the funeral home, under the kind and professional care of the Hall Funeral Home, in Martin.

Brice Hall

Brice Hall, age 91, of Galveston, widower of Bessie Adkins Hall, passed away Saturday, April 17, 2010 at his residence. He was born May 20, 1918, in Galveston, a son of the late L.C. and Fannie Hamilton Hall. Brice joined the 3C in Twin Peaks, ID, in 1936, and was retired from Abbott Laboratories, where he was employed for 40 years. He is survived by two sons: Steven D. Hall of Marion, Ohio, and Phillip C. Hall of

Van Buren, Arkansas; seven grandchildren: Tammy Jane Ortiz, Joseph Steven Hall, Tammy Ann Chavez, Carolyn Jean Gilbert, Leslie Wayne Ross, Jamie Brice Hall, and Steven Dwayne Taylor Hall; 10 great-grandchildren: Jennifer Diana Ortiz, Kasey Maria Ortiz, Elijah Martin Ortiz, Danielle Marie Chavez, Ronnie Wayne Chavez, Courtney Michelle Sizemore, Kenneth Tyler McDowell, Cody Duane Gilbert, Loren Alice Hall, and Chloe Grace Hall; six great-grandchildren: Thomas David Cobb, Ashlynn Riley Baker, Krista Nicole Sizemore, Taylor Isabella Ortiz, and Chloe Grace Cobb.

Visitation for Brice Hall was Tuesday, April 20, from 5 p.m. until 8 p.m., at Hall Funeral Home. Burial was in the Trenton Cemetery, in Condit, Ohio. Hall Funeral Home, in Martin, caring for those arrangements.



Ralph Eugene Holbrook

Ralph Eugene Holbrook, 84, of Panama City, Florida, passed away Monday, April 12, 2010, at his home.

He was born in Prestonsburg and had lived in Florida since January 1953. Mr. Holbrook retired as a chief master sergeant after 22 years in the U.S. Air Force. After graduating from Prestonsburg High School, he volunteered and served in the U.S. Army during world War II, fighting with the 1st Cavalry in the Philippine Islands.

He participated in the liberation of Manila and was wounded while walking point in the jungles of Luzon. For his actions in combat he was awarded numerous commendations including two Bronze Stars and a Purple Heart. After recovering from his wounds, he provided security for General Douglas MacArthur and was present during the surrender ceremonies ending the war in the Pacific.

After the war he returned home and married the love of his life, sharing his life with her for 53 years until her passing in 2003. After working for a while in Prestonsburg, he joined the U.S. Air Force. He was first deployed to the conflict in Korea, then to the frozen tundra of Greenland and finally to the Central Highlands of Vietnam. He rose to the highest enlisted rank obtainable of chief master sergeant and was one of the few airmen entitled to wear a Combat Infantry Badge. Of all his awards and commendations, his good Conduct medal personifies him best.

He was known for always doing the right thing. His word was his bond. His handshake was better than any written contract. He was proud of his family name and more than once said he never had knowingly cheated anyone in his life. He was an avid fisherman and

left his family with many memories of fishing expeditions. He had a long and successful military career, but will be best remembered by his family as a kind, gentle and humble man. He was greatly loved and will be deeply missed. He was a Mason and a member of First Baptist Church of Parker, Florida. He was predeceased by his wife of 53 years, Alphoretta Holbrook; two brothers, Boyd and Charlie; three sisters, Gertrude Arnett, Ortha Meece and Marie Vance; and his parents, Adam Kelsey and Virgie Lee Holbrook.

Survivors include a daughter Ruth Martin (Gene) of ChIPLEY, Florida, a son Gregory Holbrook of Panama City, Beach, Fla; five grandchildren, eight great-grandchildren and numerous nieces and nephews. Local survivors include two nephews, Don Holbrook and James Michael Vance, a niece Jenny Meece Bottoms and a cousin, Mable Brown.

Graveside funeral services, with full military honors

(See OBITUARIES, page three)

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Card of Thanks

The family of Bradley Worrix, Jr., would like to take this opportunity to thank all of our friends, neighbors and church families who helped comfort us during this difficult time. Those who sent flowers, cards, food, or came by to share our loss, also to Hospice who took such wonderful care of Bradley. A special thanks to the Primitive Baptist ministers for their comforting messages and singing, the Allen Volunteer Fire Department and the Sheriff's Department for their assistance in traffic control, also the Hall Funeral Home for their kind and professional service. All your love will never be forgotten.

THE FAMILY OF BRADLEY WORRIX JR.

Card of Thanks

The family of Mary Alice Myers Wise would like to sincerely say, "Thank you," to all of our wonderful friends and neighbors who helped to comfort our family during this difficult time. Those who sent flowers, food, or came by to share our loss. A special thanks to Clergymen Oscar Damron and Doug Able for their comforting message, the Sheriff's Department for their assistance in traffic control; and to the staff at Hall Funeral Home for their kind and professional service. All your love and support will never be forgotten.

THE FAMILY OF MARY ALICE MYERS WISE

Card of Thanks

The family of Ronnie "Sweat Bee" Conn would like to express their sincere appreciation to all who sent food, flowers, or prayers to our family. A special thanks to the Regular Baptist ministers for the comforting words, the Little Salem Regular Baptist Church for all the love and support that was shown to our family, the Sheriff's Department for their assistance in traffic control, and the Hall Funeral Home for the kindness and support that was shown to our family. All your love and support will never be forgotten.

THE FAMILY OF RONNIE "SWEAT BEE" CONN

Card of Thanks

The family of Polly Conn would like to extend our sincere and heart-felt "thank-you." As much as we would like, words cannot describe the appreciation in our hearts for the kindness that you have shown us during our time of grief. A person can pay back the loan of gold, but he is forever in debt to those who are kind. Each of us would like to thank you if you sent flowers, gave a kind word, thought of us, or prayed for our family and our mother. We would also like to give a special thanks to: Dr. Jack Kendrick, Dr. Sonja Webb, Dr. Stephen Sby, Dr. Andrew Mutiso, Dr. Scott Arnett, Dr. Larry Leslie, Highlands Regional Medical Center CCU and second floor staff, Minister Ronnie Samons, Johnathan Conn, Pike County District One Magistrate Jeff Anderson, Leslie Combs, Floyd County Sheriff's Department, Jan's Floral, and Hall Funeral Home.

Thank you so very much for the respect each of you has shown our family, and as well for the tenderness with which you treated our dear mother in her delicate hours. Thank you.

THE FAMILY OF POLLY CONN

The Floyd County Animal Shelter PET OF THE WEEK



This week's celebrity is KATHY MONGIARDO. Kathy works as the office manager for her brother, Dr. Dan. Kathy is with DOC, the most politically astute male lab-mix pup, available for adoption at the animal shelter.

The Floyd County Animal Shelter is located at Sally Stephens Branch in West Prestonsburg Phone 886-3189

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 I am the man for the job. Together, we'll (get 'er done). Your vote will be greatly appreciated! Thank you.
Keith Stapleton Paid for by the candidate.

Obituaries

offered by the U.S. Air Force, were held on April 15, 2010, at Evergreen Memorial Gardens with the Rev. Dennis Pledger officiating. Serving as honorary pallbearers were Mikael Holbrook, Adam, Holbrook, C.J. Joseph, Alex Anderson, Ian Anersch and Garrett Martin.

(paid obituary)

Joe Ross Keathley

Joe Ross Keathley, age 83, of Harold, passed away on Monday, April 19, 2010, at the Pikeville Medical Center.

He was born August 19, 1926, at Harold, the son of the late Grover Cleveland and Bertha King Keathley. He was a retired Independent Coal Operator, and a WW II Army Veteran.

He is survived by his wife, Phyllistine Hall Keathley; one son, Neil Tyrone Keathley of Betsy Layne; two daughters: Lynn Rita (Gary) Akers of Union, and Michelle Anjanette (Tim) Champlin-Harper of Sanford, Florida; his brothers: Howard Keathley of Allen, Rodge Dean Keathley of Harold; a sister, Sarah Jane Riley of Beaver, Ohio; his grandchildren: Ashley Nicole Akers, Casey Michelle Keathley, Candice Alley Champlin and Chase Anthony Champlin; and stepgrandchildren: Brittany Harper and Lilly Harper.

In addition to his parents, he was preceded in death by a brother, Grover Curtis Keathley and a sister, Mabeth Sprulock.

Funeral services will be held Thursday, April 22, at 11:00 a.m., at Hall Funeral Home with Tommy Spears officiating.

Burial will be in the Keathley Cemetery, in Harold, with Hall Funeral Home caring for these arrangements.

Visitation is at the funeral home.

Carl Jeffrey McDonald

Carl Jeffrey McDonald, 57, of Prestonsburg, died April 17, 2010, at his residence.

Born December 17, 1952, in Floyd County, he was the son of the late Betty Green Jarrell. He was a disabled engineer for CSX and a member of the Town Branch Church.

He is survived by his wife, Mary Nelson McDonald.

Other survivors include two sons: Edward Brandon (Laura) McDonald of Hawaii and Ted Nelson McDonald of Langley; two sisters: Donna Stone of Battle Ground, Indiana and Teresa Mullins of Johnson County and four grandchildren: Katelyn, Nicholas Jeffrey, Caroline and Sarah.

In addition to his mother, he was preceded in death by one brother, Robert Potter.

Funeral services were held Tuesday, April 20, at 1 p.m., at the Nelson-Frazier Funeral Home, in Martin, with Tom Nelson officiating.

Burial was in the Gethsemane Gardens, in Prestonsburg.

Visitation was at the funeral home.

Nelson-Frazier Funeral Home, was in charge of arrangements.

Peggy Ratliff Newman

Peggy Ratliff Newman, 78, of Prestonsburg, died Friday, April 16, 2010, at Highlands Regional Medical Center.

Born March 3, 1932, in Thomas, she was the daughter of the late Morgan and Mary L. Blackburn Lafferty, first wife of Ed employed.

She was twice married, first to the late Adron H. Ratliff Sr. and later to Bill Newman, who survives.

Other survivors include two sons: Adron Herbert Ratliff Jr.

and Harold Gene (Paft) Ratliff, both of Prestonsburg; a daughter-in-law, Delores Ratliff; four stepdaughters: Loretta Little of Wyandotte, Michigan, Colleen (Ronnie) Johnson and Debbie (Ricky) Ray, both of Melvin and Billie (Bennie) Bowling of Knightstown, Indiana; one brother, Ernest Lafferty of Prestonsburg; two sisters: Ina Merle Brewer of Gibsonton, Florida and Lucille James of Prestonsburg; 7 grandchildren, 7 great-grandchildren, 11 step-grandchildren, 15 stepgreat-grandchildren and two step-

great-great-grandchildren. In addition to her parents and first husband, she was preceded in death by one son, Woodrow Herbert Ratliff; six brothers: Greeley Lafferty, Clyde Lafferty, Glen Lafferty, Darrell Lafferty, Billy Lafferty and John Henry Lafferty and one sister, Olive Lafferty.

Funeral services were held Monday, April 19, at 1 p.m., at

the Nelson-Frazier Funeral Home, in Martin.

Burial was in the Blackburn-Lafferty Cemetery, in Prestonsburg.

Visitation was at the funeral home.

Nelson-Frazier Funeral Home is in charge of arrangements.

(See OBITUARIES, page seven)

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 HOT TUB TIME MACHINE (R) Mon-Sat 9:00
Cinema 2—Starts Friday, April 23
 BACK UP PLAN (PG-13) Mon-Sat 7:00-9:00 Sun 1:30-7:00-9:00
 Sunday Matinee—Open 1:00; start 1:30

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 HOT TUB TIME MACHINE (R) Mon-Sun 7:15-9:30; Fri (4:30) 7:15-9:30; Sat-Sun (2:15-4:30) 7:15-9:30
Cinema 2—Held Over
 HOW TO TRAIN YOUR DRAGON (PG) Mon-Sun 12:00-4:15; 7:00-9:15; Sat-Sun (2:00-4:15) 7:00-9:15
Cinema 3—Held Over
 CLASH OF THE TITANS (PG-13) Mon-Sun 6:50-9:20; Fri (4:20) 5:50-9:20; Sat-Sun (1:50-4:20) 6:50-9:20
Cinema 4—Held Over
 DATE NIGHT (PG-13) Mon-Sun 7:15-9:30; Fri (4:30) 7:15-9:30; Sat-Sun (2:15-4:30) 7:15-9:30
Cinema 5—Held Over
 THE LAST SONG (PG) Mon-Sun 7:00-9:25; Fri (4:25) 7:00-9:25; Sat-Sun (2:00-4:25) 7:00-9:25
Cinema 6—Held Over
 DEATH AT A FUNERAL (R) Mon-Sun 7:15-9:30; Fri (4:30) 7:15-9:30; Sat-Sun (2:15-4:30) 7:15-9:30
Cinema 7—Starts Friday, April 23
 BACK UP PLAN (PG-13) Mon-Sun 7:00-9:25; Fri (4:25) 7:00-9:25; Sat-Sun (2:00-4:25) 7:00-9:25
Cinema 8—Starts Friday, April 23
 THE LOSERS (R) Mon-Sun 7:10-9:20; Fri (4:20) 7:10-9:20; Sat-Sun (2:10-4:20) 7:10-9:20
Cinema 9—Held Over
 KICK ASS (R) Mon-Sun 7:00-9:25; Fri (4:25) 7:00-9:25; Sat-Sun (2:00-4:25) 7:00-9:25
Cinema 10—Held Over
 BOUNTY HUNTER (PG-13) Mon-Sun 7:05-9:25
 LETTERS TO GOD (PG) Fri (4:25); Sat-Sun (2:00-4:25)

IN LOVING MEMORY
JACKIE EDFORD OWENS
 MAGISTRATE, DIST. 2



Hello, my name is Hattie Owens. Following the recent death of my husband, **JACKIE EDFORD OWENS, Magistrate of District 2**, our entire family wants to *thank everyone* for the *overwhelming support and comfort* provided to us during our tragic loss. Your words of *comfort, stories, tears and hugs* will always be cherished. The people of **Floyd County and District 2** held a *special place* in Jackie's heart, which is why he worked tirelessly to *provide the services* they rightfully deserved. **Jackie Owens** would want the people of District 2 to have a **QUALIFIED** person to *stand up for* and *serve* the people of District 2.

This is why *I am seeking the appointment* from the Governor for the remainder of Jackie's term, and **I WILL BE A WRITE-IN CANDIDATE FOR MAGISTRATE OF DISTRICT 2 IN THE NOVEMBER ELECTION**. Jackie's name will still be on the ballot in the May Primary. In *Memory of Jackie Owens*, on MAY 18th, we would like to *ask our family, friends, neighbors, and voters of District 2* to pull the lever *one last time* and **VOTE JACKIE EDFORD OWENS**.


P.S. We have not, nor will we, endorse any other candidate in the Magistrate's Race for the May Primary. District 2 deserves a **QUALIFIED Magistrate** who will *continue the work and the legacy* established during **Jackie's 20 years of service**. We look forward to *servicing you and visiting with you in the future*.

Hattie Owens & family

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 Please vote for my husband, Brent Graden, for Floyd County Judge Executive. He has more experience than any other candidate for the position and I feel he is the right choice for Floyd County. He will bring leadership, vision and experience on May 18th. We both love Floyd Co. and want to see it grow.
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 JENNIFER SANDERSON, GRADEN



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Viewpoint

Amendment 1

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; abridging the freedom of speech, or of the press; or the right of the people to peaceably assemble, and to petition the government for a redress of grievances.

Our View

More enforcement, not more regulation

As West Virginia begins to move on in the wake of the April 5 Upper Big Branch mine explosion, there will come a time when the tough questions must be confronted.

One of the toughest — who to blame — may also turn out to be one of the most complicated, as it certainly appears there is plenty of blame to be passed around.

Massey Energy certainly bears the brunt of the responsibility, as we learn more details of the Upper Big Branch mine's legacy of unsafe working conditions and record of putting profits ahead of its workers by tying up citations with endless appeals, rather than fixing the problems.

But Massey cannot be held solely responsible. Questions must also be asked of the federal government and its army of regulators, who somehow allowed the mine to continue operation despite documented concerns.

And the industry in general must also accept some responsibility, for continuing to promote a culture seemingly holds value only for the bottom line. Just two weeks after the blast killed 29 people, Arch Coal CEO Steven Leer is complaining that cracking down on mine safety might cost the industry in terms of productivity, potentially up to 5 percent. We think the families of those lost in the mine explosion would see that as a fair trade, if they could have their loved ones back.

And moving forward, we can find fault in the knee-jerk calls for tougher rules and more regulation. The problem with mine safety does not lie in a lack of rules, but rather in an inability to enforce those already on the books.

If Massey was able to continue operating the Upper Big Branch mine under deadly conditions, despite proof through numerous citations that the federal and West Virginia governments were aware of the unsafe working environment, why should we think that even more rules would help?

The path to preventing future disasters should be clear. Mine companies need to take seriously the lives and safety of their employees by focusing more meeting safety guidelines instead finding a way around them. And regulators need to take the issue of safety seriously, rather than turning a blind eye to violations and allowing repeat offenders to continue with business as usual.

Calling for more stringent regulations only complicates the government's ability to enforce the rules it already has, and distracts the rest of us from holding Massey and regulators accountable for their failures.

—The Floyd County Times

Worth Repeating ...

Well, the telling of jokes is an art of its own, and it always rises from some emotional threat. The best jokes are dangerous, and dangerous because they are in some way truthful.

— Kurt Vonnegut

THE FREE LIBRARY STAR
FREDERICKSBURG, VIRGINIA



Guest Column

Celebrate the 40th Earth Day by going greener and earning rebates on new appliances

by SEN. JOHNNY RAY TURNER

On April 22, 1970, 20 million Americans took to the streets, parks, and auditoriums to demonstrate for a healthy, sustainable environment. The mission was to garner support to save the planet and to raise awareness of the deterioration of our environment. People from all walks of life joined the cause. Supporters were Republicans and Democrats, rich and poor, city slickers and farmers, tycoons and labor leaders.

That first event was a success. It not only led to the creation of the U.S. Environmental Protection Agency and the passage of the Clean Air, Clean Water, and Endangered Species acts, but it spawned an awareness day that continues even today.

On April 22, 2010, Americans will again join in Earth Day — the only event celebrated simultaneously around the globe by people of all backgrounds, faiths and nationalities. Four decades later, the movement continues — only there are many more people to carry the message. Participation has grown to exceed a billion people annually. The mission is no less important than it was in

1970 and is still a cause that needs all our support and participation. This involvement can start at home.

Making our homes, as well as our schools and businesses, more energy efficient can assist in protecting the environment as well as reduce high-energy bills. Improving energy efficiency is a good first step for homeowners interested in "green" remodeling.

We can also take measures to be more energy efficient in our homes by investing in ENERGY STAR appliances. Beginning on April 22 - Earth Day - residents who replace existing appliances with the ENERGY STAR. The American Recovery and Reinvestment Act of 2009 appropriated funds to each state to establish and administer the appliance rebate program. Kentucky will have just over \$4 million available and rebates will be distributed on a first-come basis. Applications must be submitted within 14 days of purchase. Information on the required materials is available on www.kyappliancerebates.com or by calling 1-877-813-3669. Additional information also is available at <http://www.energy.ky.gov/recovery/irebate/>.

During the 2010 Legislative Session, we took steps to make our schools more environmentally friendly by passing legislation to support and encourage the construction and renovation of school buildings using efficient design concepts. The legislation also establishes a Kentucky efficient school design trust fund and requires the Department of Education to develop and publish guidelines for

efficient school design.

Along with looking at more energy-efficient measures for our schools and our homes as we observe the 40th International Earth Day, we can also become more environmentally aware and make a more conscientious effort to incorporate some "green" into our lifestyles. A few simple changes in our everyday living that can have long-term effects include:

- Save water by decreasing shower time — or rather take a bath instead.
- Brush your teeth with the water off.
- Recycle - junk mail, cell phones, paper products, plastic bags, and more.
- Switch from paper and plastic bags to reusable bags and totes.
- Hang clothes to dry.
- Opt for direct deposit, online banking, and paperless statements.
- Start composting (planting scraps from fruits, veggies, and coffee grounds outside).
- Use recyclable (and refillable) beverage containers that you can fill with filtered water, rather than purchasing disposable water bottles.
- Unplug all appliances to save energy when you leave the house.
- Take public transportation or walk, when possible, or car pool.
- Use dishes not disposable utensils, cups, and plates.
- Use rechargeable batteries.
- Donate.
- Make your next car a hybrid model.
- Buy items that use less packaging.

(See EARTH DAY, page five)

Letters

Don't blame the victim

I feel a gut-wrenching need to respond to a letter in The Floyd County Times dated Wednesday, April 14, on page A6 for anyone interested in reading it for facts. Although the letter starts out about the tragedy of Amanda Ross' death, after one reads on down the page, one gets the real point of the letter.

I was stunned and appalled at the remark, and I quote, "No one is willing to even discuss that if Amanda Ross had not sought a protective order, if Steve Nunn had not been thrown into turmoil, causing him to lose his job and be pushed over the edge, there is a distinct possibility Amanda Ross would be alive today."

At first, I was stunned that anyone would have the nerve to think this way, much less have the nerve to write it for everyone to read. Did anyone else notice that this places the blame on the victim, instead of the perpetrator?

This attorney, Earl McGuire, must not have a mother, sister, daughter, cousin or friend that has been threatened by a domestic terrorist. I mean threatened to the point one fears for their life. Anyone that has been through this knows that a policeman asking an abused to "just calm down" or "just stay away from her" really doesn't work.

Most of these people laugh at our police officers and judges. I think that our officers and judges do their job well and they do what is in line with the law. It is the laws that need changed. I can tell you that a pat on the hand and a good talking-to doesn't succeed in most cases.

A very wise judge once told a close family member's perpetrator to "leave her alone, all she wants is peace, we all strive for peace," which is a very true statement. With everything that is going on in the world now, we should all worry about the important things — and should be able to find peace in our lives and homes.

The laws are so lenient toward the abusers. Women can get a protective order and they are ordered to take a domestic violence class and then how proof to the court that the class has been taken. The abuser, on the other hand, is off free from any punishment, no classes or even anger management teachings.

Getting back to the Amanda Ross tragedy, I don't know all the details, but I am so glad that she got a protective order, because if she hadn't, then the news would be that no one knew why this happened, because there would not be any documented proof that she needed protection. Whereas now we know that she did need protection and it is heart-breaking that she had to lose her life to prove it.

Mr. McGuire says if she hadn't gotten a protective order, she might still be alive, but I say if Mr. Nunn

hadn't obtained a gun and pulled the trigger, Amanda Ross would still be alive. Put the blame where the blame lies.

It is the mentality of Mr. McGuire that really disturbs me. I am sad to say that many people believe this way. I guess that's his way of putting women in their place and keeping the good ol' boys in control, which is what this really boils down to — control and intimidation.

I know there are two sides to this issue. I've been on both sides of the fence. I know there are women who falsely obtain protective orders, but there are also women who are trying to protect their lives and those of their children. There need to be tougher laws in place to protect those who need protecting.

Mr. McGuire, until someone you do not have a clue about what you are talking about. No one forced Mr. Nunn to go over the deep end. He was mentally unstable and, yes, he did need help too, but Amanda Ross had every right to get a protective order. It is her right under the law. Mr. "Attorney!"

My heart goes out to Amanda Ross' family and to Steve Nunn's family. This double tragedy has destroyed two families forever, but please don't blame the victim.

Valerie Stone
Bevinsville

The Times

Published Wednesday and Friday each week

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Obituaries

Elizabeth "Lizzie" Shepherd

Elizabeth "Lizzie" Shepherd, age 92, of David, widow of Ashland J. Shepherd, passed away Saturday, April 17, 2010, at her residence.

She was born January 21, 1918, in Pyramid, a daughter of the late Abe and Sally Stephens Shepherd. She was a homemaker and a member of the Open Door Baptist Church.

Survivors include two sons: Paul Edward (Marsha) Shepherd, of Warsaw, Indiana, and Lloyd Bob (Sheryl) Shepherd of David; two daughters: Grace E. Clark and Sally Lou (Jimmy) Reynolds, both of David; a daughter-in-law, Carol Shepherd of David; three sisters, Rebecca Shepherd and Dona Turner, both of David, and Margaret Mae Tussey of Blue River; 24 grandchildren, 19 great-grandchildren and five great-great grandchildren.

In addition to her husband and parents, she was preceded in death by two sons: Ralph Wheeler Shepherd and Russell Shepherd; a son-in-law, Henry Clark; and six brothers: Archer, Ashland, Arvel, William Harrison, William, and Wheeler Shepherd; and two sisters, Allie Shepherd and Bertie Mae Shepherd.

Funeral services were conducted Monday, April 19, at 2:00 p.m., in the Hall Funeral Home Chapel, with Larry Adams officiating.

Burial followed in the Ashland Shepherd Cemetery at David. Visitation was at the funeral home, under the kind and professional care of the Hall Funeral Home, in Martin. Pallbearers: Henry Clark, Jr., Ralph Shepherd, John Shepherd, Zeth Shepherd, Gabriel Shepherd, Jacob Shepherd, and Andrew Shepherd.

Honorary: Anthony Lafferty.

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Tim Curnutte, Ronnie Marsillett, Nick Lafferty, Joseph Campigotto, James Shepherd, Paul Thomas Turner, Jeremy Shepherd, Aaron Curnutte, Austin Curnutte, Andrew Kelley, Bladé Stone, and Dale Stone.

Vernon Tackett

Vernon Tackett, 53, of Melvin, died Sunday, April 18, 2010, at Highlands Regional Medical Center, in Prestonsburg.

Born November 15, 1956, in McDowell, he was the son of the late Oliver and Ettie Little Tackett. He was a retired school bus driver.

He is survived by his wife, Janet Hall Tackett.

Other survivors include two daughters: Angela (Ernie) Johnson of Bypro, and Jennifer (Chad Little) Tackett

of Martin; two brothers: Gary Tackett of Jeffersonville and Kenneth Tackett of Melvin; and five grandchildren: Morgan Bryant, Bridgett Stone, Alexander Little, Sheston Johnson and Eric Johnson.

In addition to his parents, he was preceded in death by a daughter, Nikkie Tackett.

Funeral services will be held Thursday, April 22, at 10 a.m., at the Joppa Old Regular Baptist Church, in Melvin, with Chuck Hall, Jimmy Dye, Cat Harris, Ted Burke and Richard Johnson officiating.

Burial will be in the Tackett Family Cemetery, in Muddy Gutt, in Melvin.

Visitation is at the church, Nelson-Frazier Funeral Home, was in charge of arrangements. (Paid obituary)

BRENT GRADEN
DEMOCRAT
JUDGE & EXECUTIVE
THE RIGHT CHOICE FOR FLOYD COUNTY
TAKING A STAND AGAINST DRUGS


Dear Voters,

I cannot stress enough the importance of making Floyd County a Drug Free County. I want people to know that YOU DON'T DO BUSINESS HERE IF YOU DO DRUGS! I propose to:

- Create a 1-800 Neighborhood Watch Program. You may call it anonymously and all information will be reported to all agencies at the same time.
- Work with all Community-based and Faith-based groups to educate impressionable youth in our community.
- Work with the Sheriff's Department to maintain & support regular community patrols and awareness programs.
- Work to initiate KASPER in our area. It will electronically monitor prescriptions to track "doctor shopping" and "prescription abuse".
- Propose to the legislature a 100 bed facility for drug treatment (90 days to a year) of non-violent drug offenders.

When we work together, we solve our own problems. Vote for CHANGE and LEADERSHIP on May 18th.

ALL VOLUNTEER & CAMPAIGN CONTRIBUTION FREE
CELL: 606-225-4933 EMAIL: votebrentgraden@hotmail.com
VISIT US ON FACEBOOK & TWITTER: votebrentgraden
This message paid for by candidate Brent Graden



Elsie Thornsbury

Elsie Thornsbury, 97, of Garrett, died Sunday, April 18, 2010, at Riverview Healthcare in Prestonsburg.

Born March 1, 1913, in Knott County, she was the daughter of the late Ballard and Amanda Cox Hunter. She was a homemaker and a member of the Martin Branch Freewill Baptist Church since the 1930's.

She was twice married, first to E.K. Hicks and later to Ballard Thornsbury. They both preceded her in death.

Survivors include a daughter, Delores Boteyn of Ft.

Wayne, Indiana; and several nieces and nephews.

Funeral services were held Tuesday, April 20, at 11 a.m., at the Nelson-Frazier Funeral Home, in Martin, with Bethel Bolen officiating.

Burial was in the Hop Cox Cemetery, on Old Rock Fork Road, in Knott County.

In lieu of flowers, memorial

gifts may be made to the United Christian Baptist Church, 1341 Rock Fork Road, Garrett, Kentucky 41630, or Martin Branch Freewill Baptist Church, Wayland, Kentucky 41666; or the charity of your choice.

Nelson-Frazier Funeral Home, was in charge of arrangements.



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Vote for and Re-Elect JOHN GOBLE Magistrate, Dist. 1 No. 4 On the Ballot

TO THE VOTERS OF DISTRICT 1: I ask that you vote to re-elect me, John Goble, on May 18, to serve again as your magistrate. In the past term, my first as magistrate, I have seen how important it is that you have a voice and a helping hand. During that first term I have consistently voted on matters to benefit you and all this while dealing with some of the most destructive natural disasters our county has seen in the past several decades.

When I wasn't in the courtroom, giving you a voice, I was in your backyards, alongside your roads, removing fallen trees during ice storms, helping find answers as mudslides threatened homes, coordinating with other county, state and even national leaders in finding solutions so you could continue to live happy and productive lives as best as you could during these trying times.

As many of you know, I have long supported coal, voting locally and again on measures to protect jobs and our most abundant natural resource, both locally and at the state level. But I have not only recently supported coal now that the issue is a hot button topic, I worked as an underground coal miner for 15 years, attending college to earn a degree in applied science for mining technology while doing so. When my life went in a direction that saw me leave the coal mine, I did not forget about coal, but continued to work hard to see that tax money, for instance, from our coal producing counties were used in the best ways possible through my work as a magistrate in delegating how coal severance tax would be utilized.

Again, I ask that you re-elect me, John Goble, so that I can continue to work hard for you for the next four years, both in your backyards and in the courtroom. Everyone's going for Goble. You should, too.

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Court confirms Heartland Publications plan of reorganization; clears way for Heartland to emerge from Chapter 11 by May 1

CLINTON, Conn. — Heartland Publications, LLC, which operates 50 paid-circulation newspapers and numerous free or controlled distribution products in nine states, including The Floyd County Times, announced Friday that the United States Bankruptcy Court for the District of Delaware has entered an Order confirming Heartland's amended, pre-negotiated Plan of Reorganization. The confirmation hearing was held following voting in which no creditors voted against the

plan. The plan is expected to become effective on or about April 30, at which time Heartland will emerge from Chapter 11 protection as a newly reorganized company with continuing management and all publications intact. Distributions will be made after that time to satisfy general unsecured claims in full.

"This is exciting news for Heartland and our communities," said Michael C. Bush, president and chief executive officer. "We will soon com-

plete this process and emerge with nearly half of our prior debt eliminated. With this new, healthy balance sheet, we look forward to exploring growth opportunities once again in existing and new markets."

Bush continued, "We have completed this process on an expedited basis, and throughout this process we have maintained the same high level of quality for which our publications are known. We are proud of these accomplishments, and I commend our employees for their hard work in continuing

to serve our subscribers, advertisers and communities." Heartland filed for Chapter 11 protection on Dec. 21 and filed its pre-negotiated Plan of Reorganization and Disclosure Statement shortly thereafter.

From its headquarters in Clinton, Conn., the company operates 50 paid-circulation newspapers and numerous free

or controlled distribution products in Georgia, Kentucky, North and South Carolina, Ohio, Oklahoma, Tennessee, Virginia and West Virginia. The company reaches more than 250,000 print subscribers each week and many others via interactive websites. Additional information about the company's restruc-

turing, including copies of the Plan and the Court Order confirming the plan, may be found online at <http://chapter11.epigsystems.com/heartlandpublications>. Information about the company and its publications can be found at www.heartlandpublications.com.

KENTUCKY DEPARTMENT OF EDUCATION NOTICE OF VACANT FLOYD COUNTY BOARD OF EDUCATION SEAT

Opportunity

The Kentucky Commissioner of Education is seeking applicants to be considered for appointment to the Floyd County Board of Education. You are invited to nominate yourself or someone you know who is qualified to serve on the Floyd County Board of Education representing Educational District number five (#5).

Under the provisions of KRS 160.190(2), this appointment is effective until the November 2010 regular election.

This is a public service position and the person appointed will not be employed by the Floyd County Public Schools.

Requirements

Board Members must be:

- At least twenty four (24) years old.
- A Kentucky citizen for the last three years.
- A registered voter in the district and voter precinct(s) of the vacancy. Floyd County District five (5).
- Have a high school diploma or a GED certificate.
- Must be in compliance with anti-nepotism state laws.
- Cannot provide contract services for the school district.

Responsibilities

School board members are involved primarily in the following areas:

- Developing policy that governs the operation of schools.
- Providing visionary leadership that establishes long-range plans and programs for the district.
- Hiring the district superintendent and issuing annual evaluation reports.
- Setting local tax rates and practicing vigorous stewardship to ensure that all school district funds are spent wisely.

All applications must be postmarked by May 3rd, 2010

Applications forms for this position are available from:

The Floyd County Board of Education Office at 106 North Front Avenue, Prestonsburg, KY.

All applications must be mailed directly to:

Commissioner of Education
First Floor, Capital Plaza Tower
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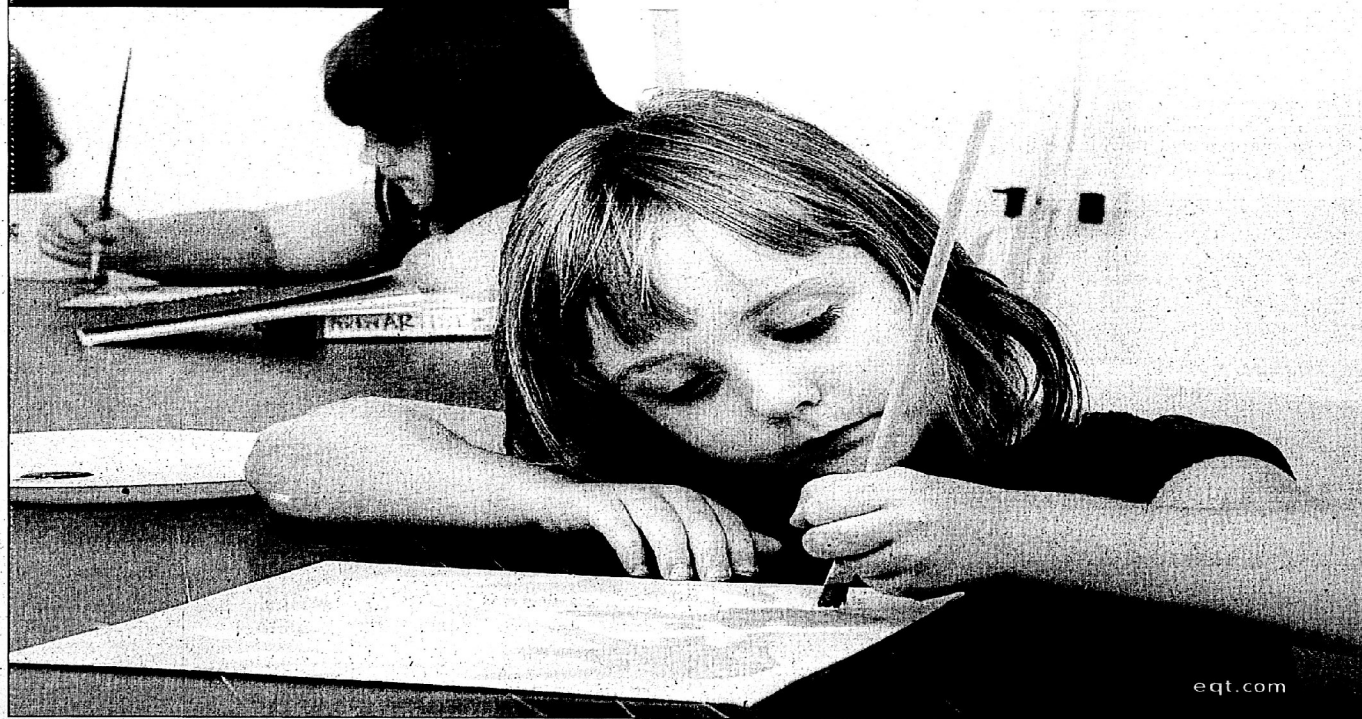
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Highlands Hosts 5K Run/Walk for Autism



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HIGHLANDS CENTER FOR AUTISM 5K
Changing Lives

The Highlands Foundation was pleased to host the *Changing Lives* 5K Run/Walk on April 17, 2010, beginning at the Johnson County Health Department.

Proceeds went to the Highlands Center for Autism. Close to 200 people came out to the event.

Thanks to the many organizations and community members who supported this great day!

A special thanks to Leah Castle and Amy Grace who were instrumental in the success of the *Changing Lives* Run/Walk.

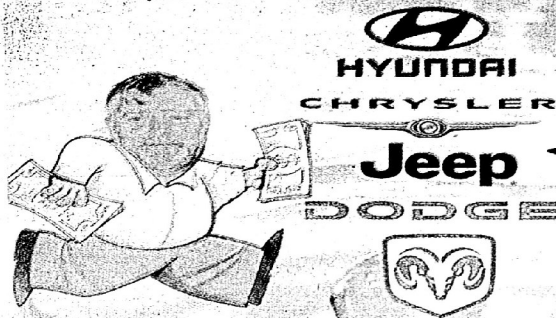
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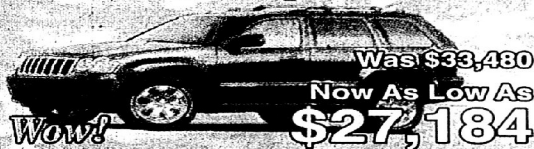
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 08 Hyundai Santa Fe NOW \$15,968	 07 Ford Escape XLT \$15,968	 08 Nissan Altima \$16,968	 07 Saturn Sky \$17,968	 08 Jeep Patriot \$17,968	 07 Chrysler 300 \$18,968	 08 Nissan Xterra \$18,968	 08 Town & Country \$20,968
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FLOYD COUNTY Sports

Young ACMS volleyball team continues to excel on the court

TIMES STAFF REPORT

EASTERN — With only one conference match and less than two weeks of the season remaining, the Allen Central Middle School volleyball team has a 7-2 Floyd County Conference record and stands 11-5 overall. The Rebels are getting more focused and understanding the game more completely.

"I like to win, but at this level, it is about learning the fundamentals and understanding the game, the movements, and the basic formations; if you learn

that, winning will come," ACMS Coach Larry Maynard said. "However, it is more about the journey than it is the scoreboard."

Talented young sixth-grader Katie Kendrick is pacing the Rebels with 66 kills on .870 hitting.

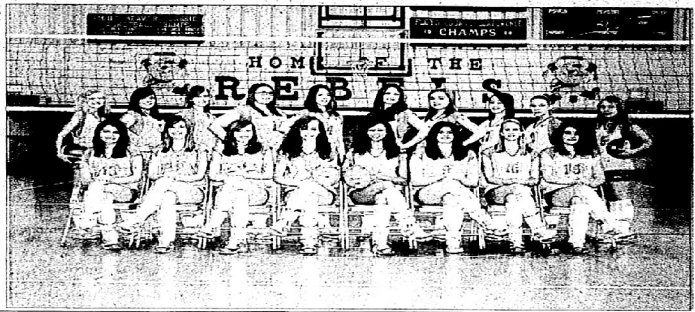
"Katie Kendrick — pay attention to that name, you are going to hear a lot more about her in the next six years," Maynard commented.

Eighth-grader Rachel Moore has pounded in 50 kills on .740 hitting. Fellow eighth-grader

DeShae Elliott has slugged in 32 kills on .730 hitting. Fifth-grader Kelsie Jackson has run the Allen Central offense 212 times and set up 58 kills. Seventh-grader Lanah Gibson has pitched in with 41 assists. Elliott leads the Allen Central squad in aces, leading 79. She is serving at 83 percent.

Kendrick has landed 59 aces on 86 percent serving. Moore has slugged in 37 aces and is serving at 90 percent. Chelsea Austin, another sixth-grader, has

(See ACMS, page two)



P'burg competes in Heart of the Bluegrass meet

by STEVE LEMASTER
SPORTS EDITOR

LEXINGTON — The Prestonsburg High School track and field program was back in action over the weekend, competing in the Heart of the Bluegrass meet at Henry Clay High School. The PHS boys' team finished 18th in a 37-team field. Saturday's meet featured over 1,800 athletes.

"A school record, more personal records and the relays running their best times of the year, I would say we had a pretty good day," Prestonsburg Coach Dewey Jamerson said. "This may be the biggest meet I have ever had kids competing in. The only one bigger was the USA Track & Field National Championships that Nicholas (Jamerson) did when he was 12 years old in Seattle, Washington. I didn't see any panic in their faces. Maybe these Saturday meets will show them that they can go faster, higher and farther than they think they can."

Individual results from the Heart of the Bluegrass for the Prestonsburg track and field competitors follow.

Boys: 110 meter hurdles — Joseph Jamerson — 4th place/15.60.

100 meters — Cameron Tincher — 12th place/11.78.
4x200 relay — Joseph Jamerson, Nathan Stone, Cameron Tincher, Josh Craynon — 12th place/138.45 (fastest time of the year).

160 meters — Zach Romans — 50th place/5:36.48 (second-fastest time of the year).

4x100 relay — Nathan Stone, Joseph Jamerson, Cameron Tincher, Josh Craynon — 12th place /46.93 (fastest time of the year).

400 meter — Devin Clifton — 27th place — 59.24.

300 hurdles — Ty Blackburn — 39th place — 59.53 (personal record).

800 meter — Zach Romans — 53rd place — 2:34.52 (second fastest time of the year).

100 meter — Cameron Tincher — 14th place — 24.07 (personal record).

300 meter — Griffin Baker — 40th place — 13:24.57 (personal record) Austin Bertrand — 41st place — 13:42.61 (personal record).

ShotPut — Alex Garner — 17th place — 37'01.50"; Chris Cook — 24th place — 34'00" (personal record).

Discus — Alex Garner — 33rd place — 73'07" (personal record); ain Collins — 37th place — 69'08" (personal record).

Long jump — Devin Clifton — 22nd place — 17'05.25"

Triple jump — Devin Clifton — 13th place — 36' 06.25"

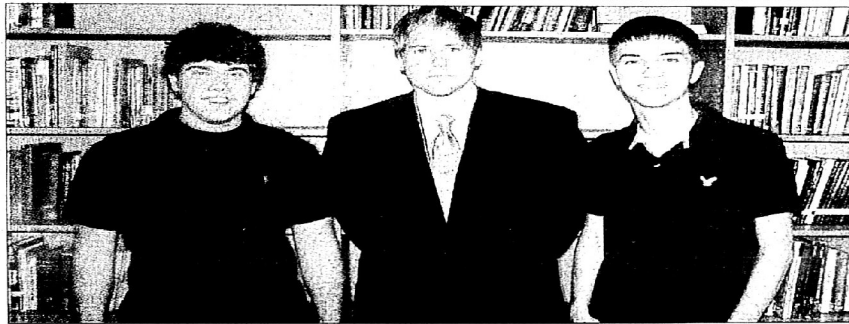
High Jump — Josh Craynon — 7th place — 5'08"; Joseph Jamerson 11.

Pole Vault — Nathan Stone — NH; Josh Craynon — 10' 06" (new school record).

Girls: 100 meter — Catherine Tincher — 3 place — 14.24; Alessandra Lavolina — 54th place — 15.5 (personal record).

4x200 relay — Leanna Goble, Courtney Fosy, Alli Hopkins, Catherine Tincher — 21st place — 2:07.66 (fastest time of the year).

(See P'BURG, page two)



SOCCER SIGNINGS

HEADED TO THE NEXT LEVEL: Prestonsburg High School soccer players Nick Conn (middle) and Brad Stanley (below) signed with Pikeville College late last week. Both were leading contributors to the Prestonsburg High School soccer program throughout their careers. Stanley ranked first in the state in assists during his senior season and for the Prestonsburg High School boys' soccer team.

Pikeville College Coach Kevin Reigle joined the Pikeville College signees along with their parents, friends and coaches. Reigle is pictured above with his two newest players.



Blackcats hold off Pike County Central

by STEVE LEMASTER
SPORTS EDITOR

PRESTONSBURG — The Prestonsburg Blackcats pushed across a dozen runs on Saturday against 15th Region rival Pike County Central. Prestonsburg managed to get past Pike County Central, defeating the visiting Hawks 12-9.

Trey Stapleton started on the mound for the Blackcats.

Adam Crisp also pitched for Prestonsburg in the home game.

The Blackcats plated a pair of runs in the first inning and never trailed. After leading 2-0 at the end of the first inning, Prestonsburg added five more runs to move out in front 7-0 in the second inning.

Pike County Central used a five-run effort in the top half of the third inning to get

back in contention in the contest. Prestonsburg, however, answered with five runs in the bottom half of the third inning.

Leadoff hitter Kyle Welch reached base in four out of five plate appearances for the Blackcats. Welch finished with two singles and a double.

The Prestonsburg shortstop also walked once. Welch was one of two Prestonsburg players to score three runs.

Tyler Hall — the number three batter in the Prestonsburg batting order — also scored three times.

First baseman Seth Carter contributed two singles for the Blackcats.

Jordan Taylor started on the mound and suffered the loss for the Hawks.

Prestonsburg is scheduled to visit Pike County Central on May 15 for a late regular-season matchup.

Betsy Layne outlasts Allen Central, 14-13

by STEVE LEMASTER
SPORTS EDITOR

ALLEN — Betsy Layne outlasted Allen Central in nine innings on Thursday, defeating the Rebels 14-13 in a 58th District/Floyd County Conference baseball game at Stumbo Park. Senior Nathan Hall delivered a game-winning single for the Bobcats.

"It was a great team game — my boys played exceptional and wanted to win," Betsy Layne Coach Ricky Thacker commented. "They showed a lot of heart."

Betsy Layne pushed across 14 runs on 19 hits. Senior pitcher/third baseman Brandon Mulkey led the way for Betsy Layne at the plate, collecting four hits and six RBIs. Hall and Kory Jarrell each had two hits for the Bobcats. Tyler Lewis and Dylan Watson had two hits apiece for Betsy Layne in the district contest. Ryan Lawson, Andrew Roberts, Brandon Jarrell, Kannon Newsome and Michael Henson added one hit each for the Bobcats.

Kory Jarrell and Watson each had a double for Betsy Layne.

Hall and Watson drove in two runs apiece as the Bobcats prevailed.

Mulkey was the winning pitcher for the Bobcats. Lawson, Newsome and Henson also pitched for the Bobcats. Mulkey and Newsome combined for seven strikeouts.

Betsy Layne improved to 5-3 after posting the win. Allen Central dropped to 4-5 after sustaining its fourth straight setback.

15TH REGION BASEBALL	
Team	Record
Balfry	10-5
Pikeville	10-6
Sheldon Clark	9-7
Lawrence County	9-7
Johnson Central	9-9
Magoffin County	7-8
Betsy Layne	6-4
Prestonsburg	6-9
Paintsville	6-9
Allen Central	4-6
Pike Central	4-9
South Floyd	2-5
Phelps	2-6
East Ridge	2-9
Shelby Valley	1-4

15TH REGION SOFTBALL	
Team	Record
Johnson Central	14-5
Magoffin County	13-5
Pikeville	10-3
East Ridge	8-5
Lawrence County	7-5
Balfry	7-8
Prestonsburg	7-12
Shelby Valley	6-10
South Floyd	5-3
Allen Central	4-4
Sheldon Clark	3-13
Paintsville	2-9
Phelps	1-7
Betsy Layne	1-12
Pike Central	0-5

SPRING SOCCER SPOTLIGHT

The Floyd County U12 Spartans soccer team is off to a solid start in the 2010 spring season. On April 3, the Spartans traveled to Perry County and defeated their Perry County U12 opposition 6-2. On April 10, Floyd County was once again on the road, traveling to Lawrence County. The Spartans defeated host Lawrence County 4-1.

Dr. Bradley Moore coaches the Floyd County U12 Spartans. Team members include Haley Fitzpatrick, Armethyst Muncy, Clara Roby, Rose Newhouse, Faith Thornsbury, Robert Stone, Trey Moore, Stephen Rosys, Adam Hotelling, Hannah Arnett and Laté Greene. Members not pictured: Thomas Ross, Grant Mixin and Kaitlyn Bmbarh.



YESTERDAYS

Items taken from The Floyd County Times.
20, 30, 40, 50, 60, 70 years ago. page B5

INSIDE STUFF

Community Calendar • page B4

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EVERYBODY'S SCIENCE

Little pitchers' big ears

by SANDY MILLER HAYS
AGRICULTURAL RESEARCH SERVICE

I'll bet you think your parents — or, at the very least, your grandparents — came up with this one: "Little pitchers have big ears."
Incredible as it may seem, this saying has been around since before your parents' parents' parents' parents' parents' time. According to numerous sources, it was first recorded in print in 1546 by one John Heywood as "Auoyd your children, smal pitchers haue wide cares."

It amazes me how old some of these sayings are: I was quite astonished to learn that "I didn't sleep a wink last night" dates to the Middle Ages! (And in case you're wondering, no, I don't have a clue what "auoyd" means.)

While youngsters always seem to have radar-sharp hearing to pick up things you don't want heard, at other times they might seem as unresponsive as the proverbial fenecopst when it comes to truly important messages.

But according to studies funded by the Agricultural Research Service (ARS), there is one area of interest where your youngsters will respond — and that's physical fitness and a healthier lifestyle.

In one study, ARS-funded researchers created weight loss and physical fitness regimens for sixth- and seventh-graders enrolled in a Houston charter school mainly attended by Hispanic youngsters. The researchers specifically targeted Hispanics 10 to 14 years old because of the high rate of overweight among kids in that minority group.

The 57 overweight youngsters were divided into two groups for the six-month study. One group was assigned to a self- and parent-taught plan, while the other group participated in an intensive, instructor-led program.

As part of the self-taught program, the youngsters spent time in study hall once a week for the first three months of the program, reading a self-help weight management textbook written especially for kids. Meanwhile, the youngsters in the other group spend four class periods a week outdoors, improving their physical fitness, with a fifth session each week learning about nutrition, healthy eating, and behavior-change skills essential for living an active lifestyle and making healthy food choices.

During the last three months of the study, the kids, their parents and members of their extended families were given the opportunity to participate in follow-up activities including nutrition and fitness discussions in their homes.

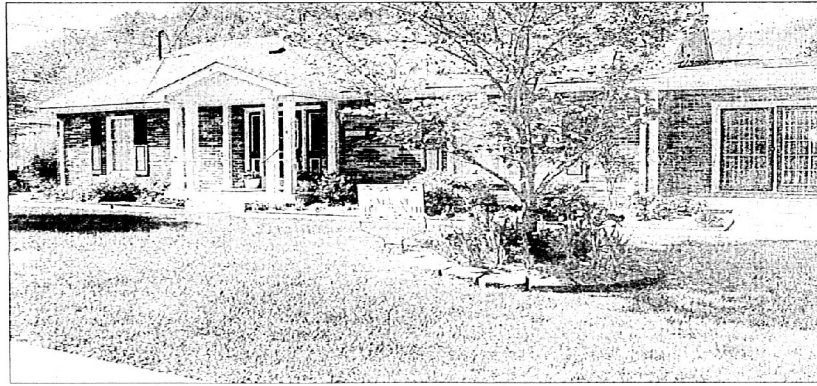
At the end of the six-month study, the kids who had participated in the instructor-led program had significantly greater weight loss as well as greater "physical quality of life," as measured by their answers to a questionnaire, compared with the kids in the self-taught group.

"Of course," I can hear you saying, "a kid will do anything for a little while — until the novelty wears off." But there was more to it than that.

The scientists checked back with the youngsters at one year and at two years after the start of the study. What they found wasn't just some "flash in the pan" short-term improvement. Instead, the youngsters who had participated in the instructor-led team had significantly greater decreases in their body mass index (BMI), which is a height-and-weight based calculation that gives an indication of body fatness, compared with the self-taught youngsters. (Regarding your BMI, the lower the number, the better — up to a point.)

The scientists reported that more than 79 percent of the youngsters in the instructor-led group decreased their BMI in that first year after the study, and 62 percent still had a decreased BMI at the two-year point. Those numbers are even more impressive when you compare them with the youngsters from the self-taught group. Among those kids, 64 percent

(See SCIENCE, page four)



YARD OF THE MONTH

Owner says repeat winner a work in progress

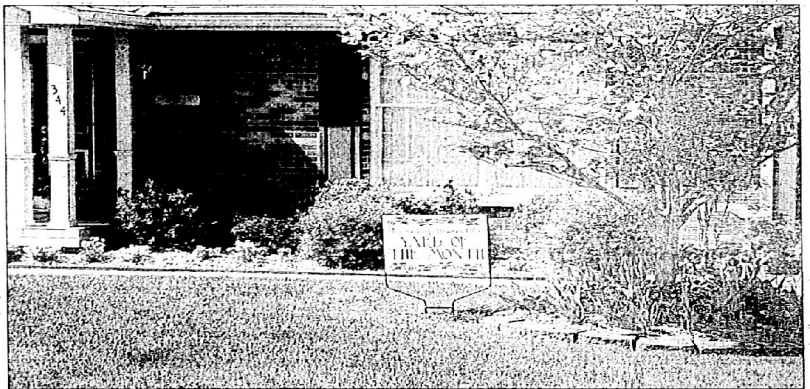
by JARRID DEATON
FEATURES WRITER

PRESTONSBURG — It was eight years ago when the yard of Ted and Sue Nairn first got the attention of the Prestonsburg Woman's Club, and now the Yard of the Month sign is once again gracing their front yard. However, according to Sue Nairn, the best part of the landscape is still in the works.

"The back yard is the one I really work on," Nairn said. "I usually plant the flowers around Mother's Day to avoid the frost. We put out a fountain during the summer, and I planted some roses out back. We are also going to re-seed the yard."

When her yard won the Yard of the Month eight years ago, Sue Nairn thought it was a joke that her son was playing.

"I thought my son took the sign from Gorman Collins' yard and put it in mine, so I took it back," Nairn said. "Somebody told the Woman's Club that I thought it was my son playing a joke, so they went and got the sign and put it back in my yard. We had a lot of fun with that."



Now, eight years later, Nairn is happy to see the sign in her yard again, and this time she knows it wasn't a joke. "I am really appreciative of the recognition," Nairn said.

Dessert and a show at Alice Lloyd College

Alice Lloyd College will host Fish-Cake Productions May 5 in their presentations of "Shakespeare on the Move" and "Twain by the Tale."

Fish-Cake Productions is a traveling theatre troupe supporting ALC's Admissions Department. Fish-Cake Productions is directed by Megan Burnett, the Speech and Theatre professor at Alice Lloyd College.

The Alice Lloyd College Engle Theatre Department and Fish-Cake Productions are offering a fundraising event on May 5. They will present two plays, with a special Kentucky Derby for the intermission fare including hock-mint juleps and ALC's version of Derby pie. Each \$10 ticket will support future productions and events.

"Shakespeare on the Move" is a 25-minute play made up of monologues and scenes from some of William Shakespeare's most famous plays. There are love scenes, fight scenes, and of course, the witches from Macbeth.

"Twain by the Tale," adapted by Dennis Snee, is a 40-minute play consisting of scenes and monologues from Mark Twain's writings. Included are scenes from "The Adventures of Tom Sawyer" and "Huckleberry Finn."

The evening will also serve as a farewell to Brandon Zellers, who is transferring to another school in August, and Chris Cornett, a veteran of Fish-Cake Productions, who will transfer to UK this fall to pursue an Engineering degree. Cornett is also working to become a stand-up comedian.

The shows will take place in Cushing Hall on the ALC campus. Seating is limited, so reservations are recommended.



The cast of Fish-Cakes

Community Calendar

Calendar items will be printed as space permits

Editor's note: To announce your community event, you may hand-deliver your item to The Floyd County Times office, located at 263 S. Central Avenue, Prestonsburg; or mail to: The Floyd County Times, P.O. Box 390, Prestonsburg, KY 41653; or fax to 606-886-6033; or email to: features@floydcountytimes.com. Information will not be taken over the telephone. All items will be placed on a first-come, first-serve basis as space permits.

Garrett School Reunion
Garrett School Reunion May 29, contact Sally at 606-358-9463
or sallydavisadkins@yahoo.com

Maytown Homecoming
The Maytown Homecoming Association invites everyone with connections to Maytown on Memorial Day weekend, May 28-29, 2010. Registration will be Friday, from 1 p.m.-6 p.m., at the main school building. There will be a Gospel sing on Friday at 7 p.m., at the Graceway United Methodist Church. On Saturday—gatherings all day at the school. Breakfast and afternoon meals will be served in the old schoolroom lunchroom—\$22 for both. More information in advance. For more information, contact Ruth Martin at 606-358-4269. Also there will be a Saturday evening program at 7 p.m., with Josh Martin and Fastlane band performing. Admission is \$10.

Joyaux Junk Sale!
The Auxier Center, of 21 South River Street, in Auxier, will be having a Joyaux Junk Sale on May 6, 7 and 8th. Furniture, clothing, appliances, baby items and more. Everything must go! All proceeds benefit The Home Repair Fund. The Auxier Center is a program of Hand in Hand ministries.

Highlands Regional Medical Center
"Living Well with Diabetes" Support Group
"We are Champions"
Keeping on track with blood sugar control with an A1C Champion!
Meeting Agenda 2010
Highlands Regional Medical Center
Meeting Rooms A & B, 5:00 p.m. - 6:00 p.m.
All Classes are free of charge.
For Further Information contact: Food & Nutrition Services at (606) 886-8511 ext. 7353
We look forward to seeing you!

Non-profit agency needs foster parents
Non-profit agency in need of foster parents in your area. Financial compensation/bonuses, free foster parent trainings, mileage reimbursement, and 24-7 support are available. All foster children get a medical card, free school lunches, and clothing vouchers/other reimbursements. Call for more information, at 606-886-0163 or visit our website at: <http://www.benchmarkfamilyservices.org/>

P.R.I.D.E. clean-up
P.R.I.D.E. road side clean-up will begin April 1 and run thru April 23. Call Ellis Clay at 886-9194, for more information and supplies.
P.R.I.D.E. free dump days will be April 19 thru the 23rd at waste connections land fill, located at Martin.

Married couples retreat at Camp Nathanael
Camp Nathanael will be hosting its annual Married Couples Retreat on April 23-24. Join us for a great time as we celebrate our marriages. The weekend begins with registration from 5-7 on Friday evening and concludes on Saturday evening with candlelight dinner. Also included in the weekend will be sessions, games, prizes, a secluded picnic lunch with your sweet 16, a late night movie and lots of good food. The cost for the weekend is \$75 per couple. Registration is required. Housing space is limited, but cancellations are also welcome. For more information, you may call Camp Nathanael at 251-3231 or download a registration form at: www.campnathanael.org.

7th Annual Shelton McSurley Family reunion to be held
The 7th Annual Shelton McSurley Family Reunion will be held on Saturday, June 12, at the Minnie Ball Park at Minnie, located at the junction of Rt. 122 and 80. Festivities will begin at 9 a.m. and last until 5 p.m. Everyone related to these families is invited to attend.
For information, contact Mr. Pat Shelton, 490 Arrowhead Spring Lane, Versailles, KY 40383
or PShe605014@aol.com

First Presbyterian Church "Adventure Club"
Please join us each Wednesday evening this month for "Food For Your Soul".
Bring your children for "Adventure Club". This club meets each Wednesday at 5:30. Ages Pre-school through elementary age children. A light supper is provided. Activities include: singing, instrument playing, Bible stories, and games.
Come for Lenten Study and bring your children with you for Adventure Club.
We welcome you to our church for this wonderful opportunity for you and your family to worship God.

The Auxier Learning Center offers home repair aid
Please call us for home repairs? The Auxier Lifetime Learning Center can help. We are now taking applications for home repairs. If you or someone you know are low income and need help with repairs on your home, please call 606-886-0709 for your application, or stop by the office at 21 South River Street, Auxier. Office hours: Monday-Friday, 8:30-4:00. Must provide proof of income and ownership.

Free Tax preparation available in Big Sandy
Big Sandy Area Community Action Program is once again offering FREE help for eligible tax filers in preparing and electronically filing tax returns. The service, made possible through funding from Community Action Kentucky and the Kentucky Domestic Violence Association, is available in Johnson, Magoffin, Martin, Floyd and Pike Counties.
BSACAP has IRS-certified staff to prepare and file tax returns, and offers the service free to low-income residents in the Big Sandy area. To schedule an appointment, call (606) 789-3641.

Benchmark Family Services family care support
Benchmark Family Services is a private, non-profit therapeutic foster care agency seeking caring and compassionate foster parents in eastern Ky. Free flexible training schedules, 24-7 support monthly financial compensation, financial bonuses, and mileage reimbursement available. Call: 606-886-0163

McDowell High School Class of 1990
The McDowell Class of 1990 will hold a 20-year class reunion on Saturday, June 12, 2010. The location for the event is Jenny Wiley State Resort Park Pines Building. There will also be a family outing scheduled for that morning. Cost for the reunion is \$40.00/couple or \$20.00/single. Checks may be mailed to: McDowell Class of '90, P.O. Box 23, Minnie, KY 41651. If you should have information or questions, please contact Stephanie (Allen) Johnson, 606-377-7811 sixray@yahoo.com or Scott Shannon 606-377-7742 scott.shannon45@yahoo.com. You may also join the classmate groups on Myspace and Facebook.

FCHD offers Body Recall exercise classes
The Floyd County Health Department offers Body Recall gentle exercise classes every Monday, Wednesday, and Friday, at 9:30 a.m. at May Drive, just off 1428, and at 10:30 at the First Presbyterian Church in Prestonsburg.
Classes are free and open to the public. Call 886-2788 for more information.

Become a Volunteer with Victim Services Program
You are more likely to be hurt by someone whom you know rather than be assaulted on Kentucky's streets by a total stranger. Learn to assist victims of sexual assault, child abuse and domestic violence by becoming a Volunteer with Victim Services Program. Call today to receive an application for our free training program.
Call the Mountain View Coordinator at (606) 886-4323 for further information or to request an application. (The Victim Services Program is a program of the Mountain View Comprehensive Care Center)

OutPatient Drug Treatment Program and Education
Narconon warns parents that abuse of addictive pharmaceutical drugs with youth is on the rise with deadly consequences. Learn the signs of drug abuse.
Call Narconon for a free brochure on the signs of addiction for all drugs. 877-379-0208.
www.drugsno.com

Highly educated
The Kentucky Adult Education Learning for Life program offers GED, Adult Learning, Tutoring and College Preparation classes. These classes are managed by Big Sandy Community & Technical College. All classes are free to anyone 16 years old or older.
Along with GED preparation, we offer adult learning, tutoring and college preparation for people who have high school diplomas or GED equivalent who want to continue their education. The (GED) classes are offered at various locations throughout Floyd County five days a week, from 8 a.m.-4:30 p.m. Evening classes are also available from 5-8 p.m. at some locations. There are no registration fees; all classes and materials are free.

Free Bible Lessons
Write a Bible Way Outreach Ministry, P.O. Box 3371, Kingsport, TN 37664. Lessons completely free of charge to all interested.

Have an 'Out of this World' birthday party!
The East Kentucky Science Center is now offering a fun and distinctive party venue for kids of all ages. The Birthday Party package includes rental of a classroom and admission to exhibits and planetarium programs. Must be booked two weeks in advance; limit 40 guests. Call 889-8260 for more information.

Need Help With Home Repairs?
The Auxier Lifetime Learning Center can help! We are now taking applications for home repairs. If you, or someone you know, are low income and need help with repairs on your home, please call 606-886-0709 for your application, or stop by our office at 21 South River Street, Auxier. Office Hours: Monday-Friday, 8-4.

Democratic Woman's Club meets at May Lodge
The Floyd County Democratic Woman's Club meets the second Monday of each month at 6:00 p.m., at the May Lodge, Jenny Wiley State Park.
Need help with addiction?
Lifetime of Floyd County "Conquer Chemical Dependency" is a Christ-centered 12-step program offering support to those who are coping with addiction and learning to live drug-free lives. The support group meets on the following schedule:
Mondays, at Minnie (beside pharmacy), from 7-8 p.m.
Mondays, at Little Mud, Spruce Pine School, from 7-8 p.m.

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For more information about the times and locations of these classes, call 606-886-7397, between 8 a.m. and 4:30 p.m., Monday through Friday. Information about home study for your GED is also available. Please call today, our instructors are waiting to assist you!

Reunion/Memorial to be held in 2010
Old House Hollow, "Bristle Buck", East McDowell, will be held in 2010. For information, send a post card to 47 Frasure Creek Road, McDowell, KY 41647, or patricia.466@hotmail.com; also Post Card, P.O. Box 431, McDowell, KY 41647.

Auxier Community Center Free GED classes, Monday, Tuesday and Wednesday, from 10 a.m.-12.

Autistic Children Support Group plans monthly meeting
Support group for Guardians of Autistic Children will meet the first Thursday of every month at the Haven of Rest, 1601 Airport Road, Incz. Call 606-298-0520 for information.

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Mondays, at Little Mud, Spruce Pine School, from 7-8 p.m.

Tuesdays, in Prestonsburg, in the Van Ark Building, from 2-3 p.m.
Tuesdays, at David, The David School, from 3:30-4:30 p.m.
Wednesdays, at Allen Baptist Church, from 7-8 p.m.
Thursdays, at Allen Baptist Church, from 7-8 p.m.
For more information, call Shirley Combs at (606) 434-8400, or Tom Nelson at (606) 478-2836.

Hope in the Mountains
Hope in the Mountains will host public meetings on Mondays at 9 a.m., at the junction of U.S. 23 and Rt. 80, on Water Gap Rd., behind the Trimble Chapel Church.
Meetings focus will be to offer information in regard to community resources available to women seeking freedom from drug abuse. Family members are also welcome to attend. The Hope initiative proposes to help women break free from addictive lifestyles to become self-respecting contributing members of society.
Call 874-2008 or 788-1066 for more information.

Science
Continued from p1
increased their BMI in the first year after the study, and 65 percent had an increased BMI at two years after the start of the study.
This is one of the few studies to show, with Hispanic youngsters, that sustained success with weight loss and weight management is definitely possible. Another important message from this study: A school-based weight management program can be effective at reaching large numbers of kids, especially if there's already a good physical education and health education program in place at school.
So yes, it's true that little pitchers have big ears—and it is actually possible to get those little pitchers to retain some great messages about physical fitness!
The Agricultural Research Service is the chief in-house scientific research agency of the U.S. Department of Agriculture. You can read more about ARS discoveries at <http://www.ars.usda.gov/news/>

Science

Continued from p1
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The Agricultural Research Service is the chief in-house scientific research agency of the U.S. Department of Agriculture. You can read more about ARS discoveries at <http://www.ars.usda.gov/news/>

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AMAZING DEAL! Cancelled ordered Steel Buildings selling for the Balance Owed. Ask about additional savings with the DISPLAY PROGRAM. Limited Inventory Available.
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OUR YESTERDAYS

(Items taken from The Floyd County Times, 10, 20, 30, 40, 50, 70 years ago.)

Ten Years Ago

(April 16, 19 and 21, 2000)

The Prestonsburg Community College Board of Directors met at Gearheart Communications in Harold on Thursday, April 13, to get an explanation of the proposed budget and the presidential search, plus a report on construction projects that are to be done on the campus. Dr. Charles Stebbins, interim president of Prestonsburg Community College, explained the process that was used to select the names of individuals on the Local Advisory Committee learned Thursday evening that new E911 addresses have been submitted to BellSouth, making the process nearly complete.

With this year's sometimes difficult legislative session drawing to a close last week, state and local leaders were congratulating each other helping to bring nearly \$57 million in state spending into Floyd County over the next two years. Included in that amount is nearly \$9 million in state general fund spending, over \$2 million in coal-severance tax-funded projects and a whopping \$46 million for local roads.

A motion for relief was recently denied for convicted murderer Michael Lee Crisp who is currently serving a life sentence for the 1988 murder of Ricky Hall. Crisp's attorney Robert Ganster entered the motion, arguing that Crisp's jury had the option to give Crisp 20 to 50 years prison time for the crime, which was a class A felony. Crisp was sentenced by Judge Hollie Conley, who explained the jury's recommendation of a life sentence.

Attorneys for accused car thieves, Edgar Hedrick and William Ferrell entered motions to reduce the men's bonds last week. Edgar Hedrick, 26, of Tomahawk, in Martin County; William Ferrell, 25, of Loursa, and a teen allegedly traveled through Prestonsburg and possibly Paintsville on a one-night auto-theft spree. They are all being held on cash bonds.

The Floyd County Historical Society was treated to the story-weaving talents of Myrtle Bates Webb, Monday evening, as she spun a yarn on the exploits of her kinsman, Martin Van Buren Bates. Bates, known to the world as a giant, became a very wealthy man thanks to the exposition talents of P.T. Barnum, world-renowned circus owner.

An apparent escape attempt from a Floyd County officer ended in the death of a Langley man, Tuesday night. Deputy Bobby Hackworth and Kentucky State Police Trooper Ronald Peppi responded to the scene of a 9:04 p.m. domestic violence call in progress in Maytown.

The Prestonsburg properties Advisory committee, making up a meeting that had originally been planned for the previous day, met in an upbeat fashion at the Mountain Arts Center on Wednesday as the members were aware of the state funding that soon will be coming to the city to complete projects, particularly the Stonecrest mountaintop development project.

Former state police commissioner and Floyd County resident Gary Rose filed a suit in Floyd Circuit Court alleging he was terminated from his position improperly. Rose's suit alleges he had submitted a memorandum to the state's secretary of the Justice Cabinet. Robert Stephens, that was critical of mismanagement and waste of public funds occurring within the state police and criticized the employment practices within the KSP.

Candy Robinson, a local woman, who was granted temporary custody of her nieces, was ordered by Juvenile Division Judge Robert Buck to return the children to their mother, is refusing to give the children back to her mother. She could be facing kidnapping charges. She was informed in a letter by her attorney, Paintsville lawyer Paul Deaton of the news last week.

There died: Jeff Hall, 68, of Columbus, Ohio, formerly of Floyd County, Wednesday, April 12, at Mt. Carmel Medical Center; Anna Florence Keathley, 89, of Morehead, Wednesday, April 12, at the St. Clair Medical Center Hospital at Morehead; William Frank Mullins, 73, of East Point, Thursday, April 6, at King's Daughters' Medical Center; MacArthur Burchett, 57, of Prestonsburg, Thursday, April 13, at Cabell-Huntington Hospital; Jettie Maye Cable, 93, of Dorton, Monday, April 10, at the Letcher Manor Nursing Home; Robert Bates, 69, of Virgie, Sunday, April 9, at the Pikeville Methodist Hospital; Frankie Louise Conn, 72, of Prestonsburg, formerly of Dana, Saturday, April 15, in Highlands Regional Medical Center; Angela Angelle LaDawn Tate, 23, of Centerville, Missouri, great-granddaughter of the late Serge and Mary Daniels, Wednesday, April 12, in Warrensburg, Missouri from injuries sustained in an automobile accident; Tivis Newberry "Tee" Newsom, 87, of Teaberry, Wednesday, April 12, at the Pikeville Methodist Hospital; Andy Mitchell, 76, of Huntington, Indiana, Friday, April 7, at Northern Indiana VA Medical Center Hospital in Frot Wayne, Indiana; Eva Fugate, 86, of Ary, Thursday, April 13, at the Hazard Appalachian Regional Medical Center; Julia Baldrige Stephens, 91, of Prestonsburg, Friday, April 4, at the Prestonsburg Health Care Center; Arlena Crum Webb, 73, of Martin, Tuesday, April 18, at the residence of her brother, William "Bill" Crum, in Prestonsburg; Dinah Mae Paige Collins, 67, of

Martin, formerly of Topmost, Wednesday, April 19, at Somerset; Ernie Thornsberry, 84, of Martin, formerly of Price, Wednesday, April 19, at HRMC; Michael Ray Keens, 30, of Langley, Wednesday, April 19, at Laney; Jackie Lewis Estep, 47, of Lexington, formerly of Allen, Monday, April 17, at his residence; Christina Compton, 81, of Allen, Thursday, April 20, at the University of Kentucky Medical Center; Lexington; Paul Francis Mullins, 58, of Mentone, Indiana, formerly of Manton, Tuesday, April 18, at Valparaiso Care and Rehab Center, Valparaiso, Indiana.

Twenty Years Ago

(April 18 & 20, 1990)

A month-long rash outbreak continued this week among McDowell Elementary School students, despite the closing of the junior high building and the movement of sixth, seventh and eighth grade students to temporary classrooms in McDowell High School.

A Prestonsburg coal miner was killed, Tuesday morning, at the Crystal Star Mine at McDowell, near Price, when an unsupported section of roof collapsed on him. Burt Conley, 47, of Town Branch Road, died about 350 feet underground.

The first official step to bring federal funding into southern portions of Floyd County, in an attempt to address the area's lack of clear water sources, was taken Thursday as a representative of the Kentucky Natural Resources and Environmental Protection Division of Abandoned Lands met with 25 residents of Wecksburg, Melvin and Jack's Creek.

Maudie Meade, 26, of Bevsinsville, was killed, Saturday night, when her car hit Emma bridge on KY 1428.

Three Floyd County men were indicted this week for allegedly shooting at a loaded Pike County school bus last October. Paul C. Conns II, Scott Burke and Randy Prater, all of Prestonsburg, were each charged with 19 counts of first degree wanton endangerment.

There died: Enla Hunter Whitaker, 82, of Richmond, formerly of Floyd County, April 12, at the home of her daughter, Maudie Francis Meade, 26, of Bevsinsville, April 14, at Our Lady of the Way Hospital; Octavia V. Shepherd, 76, of Garrett, April 13, at Highlands Regional Medical Center; George Watkins Jr., 41, of Claypool, Indiana, formerly of Blue River, April 12, at Ft. Wayne; Ray Hall, 70, of McDowell, April 17, at his residence; Shirley Ann Hall, 44, of New London, Ohio, formerly of Harold, April 17, at Mansfield General Hospital; Bert Randall Conley, 47, of Prestonsburg, April 17, in a mining accident at Orkney; Pearl Conley Baldrige, 93, of Prestonsburg, April 13, at Mountain Manor Nursing Home.

Thirty Years Ago

(April 16, 1980)

Betsy Layne High School is headed for higher ground, secure from flood threat, and in a structure designed to be one of the finest facilities in the valley, as the school board advertised for bids on construction of a 61,000 sq. ft. building at Stanville.

Eight Prestonsburg police officers walked off the job in a labor dispute, Saturday night, returning Sunday afternoon under threat of dismissal. A list of grievances presented to city authorities after the walk-out included demands for pay increases, improved benefits, establishment of disciplinary and review boards, reinstatement of a suspended patrolman and termination of another officer's probationary status.

The Old Style Mining Company expects to be mining coal within the next 30 days, and their methods will be back to the pick and shovel and pony powered mine car style, Donald "Doonney" Horn, president of Old Style, says this method will cut production costs by 50 percent with the elimination of expensive equipment and down time.

Alcoholic beverages confiscated by the Floyd County officers were recently sold as contraband by the Department of Alcohol Beverage Control for a total of \$4,031, half of which was returned to the county. District Judge Harold Stumbo announced last week. The contraband was sold to two licensed dealers.

There died: Mander Johnson, 74, of Wecksburg, Friday, at Our Lady of the Way Hospital, Martin; Lillian W. Mitchell, 71, of Printer, Tuesday, at OLWH; Melvin Hall, 79, formerly of this county, Thursday, at the home of a niece in Mt. Vernon, Ohio; John Wesley Halbert, 86, of Martin, Sunday, April 13, at OLWH; Ernest Branham, 70, of Dwalc, Monday, at Highlands Regional Medical Center; Curt Mullins, 43, of Martin, Saturday, at the UK Medical Center; John Dale Jr., 52, was found dead at his Johnson County home of a self-inflicted bullet wound Friday; Elizabeth Webb Carr, 90, of Allen, Saturday, at Riverview Manor Nursing Home; Connie Slone Hall, 63, of Bypro, Thursday, at St. Joseph Hospital, Lexington; Gilbert Coleman, 82, of Robinson Creek, Pike County, Monday, April 7, at Pikeville Methodist Hospital; Nannie McKinney Elkins, 97, formerly of Pike and Floyd counties, Wednesday, April 2, in Petersburg General Hospital, Va.; Nancy Osborne, 92, of Jeffersonville, formerly of this

county, Friday, at Riverview Manor; Birt Nickles, 84, of Wayland, Wednesday, April 9, at McDowell Appalachian Regional Hospital; Eugene Meade, 57, of Hi Hat, Saturday, at McDowell ARH; Ollie Burchett, 88, of Cow Creek, Friday, at HRMC; Maggie Coburn, 87, of Garrett, Friday, at the Knott County Health Care Center in Hindman.

Forty Years Ago

(April 16, 1970)

Indictments naming six defendants on the charge of "possessing narcotics for sale or use" were voted by the grand jury during last week's session, and the jury in its final report to the Circuit Judge Hollie Conley expressed alarm at the "amount of narcotics being used by our younger citizens." Also heard was testimony concerning a place called the "Pink House," on Sprulock Fork of Middle Creek, where drugs were allegedly used.

Circuit Judge Conley, last Friday, dissolved the restraining order which stayed enforcement of a McDowell High School rule against fighting and prevented Lloyd Stumbo, school

principal from depriving a student of certain privileges as a penalty for violation of the rule.

Mayor E.P. Grigsby, of Martin, announced this week that the city council there voted unanimously, March 7, directing him to protest plans of the Floyd County Board of Education to renovate present Martin High School and to construct a six-room addition for grade school purposes.

Floyd Circuit Court juries have returned unanimous verdicts awarding a total of \$245,923 damages and expenses in two highway tragedies in which four persons were killed: There died: Fanny Perry Vaughan, 76, of Prestonsburg, at Mountain Manor Nursing Home; Mrs. Tempy James Hicks, 86, at her home at Estill; Wilbur Hager Conley, 70, at his home at Martin; Dolores Dotson Holbrook, 51, of Middle Creek at Prestonsburg General Hospital; Heber H. Burke, 61, of a heart attack at First National Bank; George J. Lowe, 88, of Prestonsburg, at Prestonsburg General Hospital; Lonnie Sizemore, 35, of Minnie, at Our Lady of the Way Hospital.

(See YESTERDAYS, page 51)



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Yesterdays

Fifty Years Ago
(April 21, 1960)

Fires which resulted in an estimated \$54,100 damages leveled, a Floyd County business place and a private home over the weekend. Destroyed were the Maggard Hardware and Furniture Store, Langley, and a home owned by Charles May Allen. Thieves entered the front door of York Furniture Store at Porter Addition, Friday, and carried off what must have been a truck load of merchandise. The safe of the Twin Bridge Market, near Martin, was looted of \$1,349 on the night of April 12. Since April 7, employees of the Forestry Division have battled and controlled 162 forest fires in the eastern district of Kentucky. Of these 162 fires, 30 were in Floyd County. Two 13-year-olds, Ronnie Moore, of the Stone Coal School and Diana Peramo of Wheelwright, were finalists, with the boy winning the title as the Floyd County spelling champion. There died: Granville Patrick, 45, of

Goodloe, at home; Sallie Brooks, 84, of Hunter, at the home of Arminia Allen at Printer; S.W. Castle, 72, of Prestonsburg, at home; James C. Cooley, 78, of Estill, at his home; H. H. Butcher, 73, of Bypro, at his home.

Sixty Years Ago
(April 20, 1950)

Jesse Kazee, who has spent almost half his life a fugitive from a Floyd County murder charge, was arrested, Tuesday noon, 23 years after he shot and killed Victor Osborne in a Ligon pool room. A tax equalization system adopted from methods already in effect in 13 states of the US and proposed for adoption in 34 others will be put into effect this year in Prestonsburg, and possibly throughout Magisterial District No. 1. Tax Commissioner Clive Akers said Monday. A five-man zoning commission was named by the City Council at its Monday evening meeting, and these will be asked to recommend a building code to apply to each zone it establishes in Prestonsburg.

Limitations of the size of outboard motors to be used on the lake to be formed behind the Dewey Dam has been lifted in a trail basis. Failure on the part of boat-owners to operate their craft at a safe speed will force curbing of horse power.

Seventy Years Ago
(April 18, 1940)

Two Hueysville men, both war veterans and both employed by the same mine, were instantly killed at 8 p.m., Saturday, in a truck-auto collision. The victims were Curtis James Preston, 31, and James Vernon Hughes, 23. There died: Mary Woods Goble, 77, at her home at Emma; Josephine Lafferty Jarrell, 78, at her home at Water Gap.

Recent session, but this cannot be until June, when the law becomes effective. For the third consecutive year, Edith Fitzpatrick Plain-Chambers have been invited by Director Sarah Gertrude Knott as the sole representative of Kentucky to the National Folk Song Festival which is sponsored by the Washington Folk Festival Association. In addition to 'chants' they will present 'patriism,' 'foot-washin' and burial songs used in mountain churches. Possibility of the location in Floyd County of a fish-rearing pond was discussed by the Floyd County Fish & Game Association. A committee was appointed to find a suitable location for such an undertaking. When in the world do you sleep? Claude Bown, 20, of Knott County, wanted to know of Deputy Sheriff J.B. Hall after the officer had arrested him twice within two days. There died: Enoch Taylor, 59-year-old, Spanish American War veteran of Drift at his home; Mary Alice Hamilton, 45, of Betsy Layne, at home; Jenny Thacker, 50, of West Prestonsburg, at the Beaver Valley Hospital, Martin.

Calendar

'Earn While You Learn' The Big Sandy Area C.A.P. office is taking applications for its "Senior Training Program." You must be 55 or older to apply. In Floyd, call 886-2929; Johnson, call 789-6515; Magoffin, call 349-2217; Pike, call 432-2775; and in Lawrence, call 638-4067. Senior employment program Are you a senior citizen on a fixed income struggling with soaring medical bills and living expenses? Could you use some extra spending money but don't know how to get back into the workforce? If you are at least age 55, the Senior Community Service Employment Program (SCSEP) may be able to help. Earn extra money, learn new skills, and help your community at the same time! To find out more, call: 886-2929

Looking for a Support Group? 'Floyd County Alzheimer's Support Group' meets regularly at Riverview Manor Healthcare Center. Call the

center for meeting times. Domestic Violence Support Group - The Big Sandy Family Abuse Center holds meetings each Tuesday from 5:30 to 6:30 p.m. The meetings are free of charge. Call 886-6025 for more information. Overeater's Anonymous - Meetings held each Wednesday at 6:30 p.m., at the old Allen Baptist Church, located in Allen, just past red light. Call 889-9629 for more info. US TOO! Prostate Cancer Survivors Support Group - For all men with prostate cancer and their families. Group meets the 3rd Thursday of each month, at 6 p.m., at the Ramada Inn, Paintsville. Community Weight Loss Support Group - Meets Thursday's at 6:30 p.m., at the Martin Community Center. For more info., call 377-6658. Those who have had gastric bypass surgery must especially welcome to attend. Meetings being offered as support to anyone needing extra support

in dealing with weight loss. Domestic Violence Hotline - 24-hour Crisis Line manned by Certified Domestic Violence counselors. Call 886-6025, or 1-800-649-6605. Remember, "I Love Doesn't Have to Hurt." Disabled? - You may be eligible for grant money to assist in your daily living. For an application or more information, call 886-4326. A.S.K. (Adoption Support for Kentucky) - Support group for all adoptive parents (public, private, international, and kinship care), foster parents and all others interested in adoption. To be held the first Monday of each month, at the Department for Community Based Services office, 1009 North Lake Drive, Prestonsburg, from 6-8 p.m. Childcare will not be provided. For more information, contact Dedra Stone, adoptive parent liaison, at 432-4110 or 422-7927, or email to: dstone@focv.com. PARENIST - Contact the Big Sandy Area Community Action Program, Inc. to find

out about child care services in your area. The STARS for KIDS NOW licensing standards program, and how you can earn an income by staying home with your own children while caring for the children of others. Find out more by calling Cheryl Endicott at 886-1280, or 888-872-7227 (toll free). East Kentucky S.T.A.R.S. Homechoolers - Will hold monthly meetings at the Paintsville Recreation Center. For more information, call Trudy at 889-9333, or 297-5147. Everyone welcome. Narcotics Anonymous (NA) - Each Wednesday, from 7-8 p.m. in the Atrium Conference Room, 2nd floor, May Tower, Pikeville Methodist Hospital. For more info, contact Chris Cook at 606-433-1119 or christopher.cook@hotmail.com

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Table with 3 columns: Category (Announcements, Services, Financial, Education, Animals, Agriculture, Merchandise, Miscellaneous), Description, and Contact Info.

COMMONWEALTH OF KENTUCKY
FLOYD CIRCUIT COURT
DIVISION I
C.A. NO. 07-CI-00303
COUNTRYWIDE HOME LOANS, INC.
dba AMERICA'S WHOLESALE LENDER
PLAINTIFF
VS.
KAREN OSBORNE
DEFENDANT
RE-NOTICE OF COMMISSIONER'S SALE
BY VIRTUE OF Judgment and Order of Sale referring to Master Commissioner of the Floyd Circuit Court entered on the 25th day of June, 2009, in the Floyd Circuit Court, in the above styled action, in the principal sum of \$170,906.99, together with interest, costs and fees, I shall proceed to offer for sale at the Old Floyd County Courthouse Door, South Central Avenue, Prestonsburg, Kentucky, (behind the new Floyd County Justice Center) to the highest bidder, at public auction on Thursday, the 29th day of April, 2010 at the hour of 9:30 a.m., the following described real estate lying in Floyd County, Kentucky, and more particularly described as follows:
Address: 58 Black Cat Lane, Auxier, Kentucky 41602
A portion of the Phillip Simpson tract located on the eastern side of Auxier Road and approximately 1/4 mile south of Kentucky Route 321 (old US 23) and the Lewis Fork of the Big Sandy River and being described as follows:
Beginning at a 4 inch by 4 inch post with wire fence, said point being common with the northern right of way of an easement on the northern side of the CSX Railroad right of way, said point being witnessed by the northeast corner of the Simpson Tract being N 55° 46' E 46.24 feet and N 85° 32' 30" W 16.40 feet to a fire hydrant, thence crossing the Simpson tract N 09° 05' 10" E 143.50 feet to an iron pin set 1.5 feet from edge of paved parking area, thence N 35° 02' 02" W 22.62 feet to an iron pin set on the northern side and corner of a concrete wall being approximately 2 feet in height, thence along the northern side or inside of a concrete wall N 40° 00' 21" W 9.77 feet to the corner of a wall, thence N 57° 32' 59" W 6.70 feet to the corner of a wall, thence N 54° 10' 13" W 13.84 feet to edge of wall, thence N 60° 34' 07" W 12.19 feet to an iron pin set on the northern side and end of a concrete wall, thence S 69° 32' 13" W 62.54 feet to an iron pin set, thence S 39° 31' 32" E 105.00 feet to an 3/4 inch pipe by 24 inches set on line, thence S 41° 00' 48" E 3.95 feet to a 4 inch by 4 inch post with wire and being common with the southern edge of the existing drive, thence lying on the edge of the existing drive N 63° 55' 16" E 55.20 feet to the point of beginning.

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FLOYD CIRCUIT COURT
DIVISION NO. I
C.A. NO. 09-CI-1090
HSBC MORTGAGE SERVICES, INC.,
Assignee of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Nominee for CREVECOR MORTGAGE, INC.,
Nominee of HSBC MORTGAGE SERVICES, INC.
PLAINTIFF
DAVID AKERS;
COMMONWEALTH OF KENTUCKY,
COUNTY OF FLOYD;
KENTUCKY TAX BILL
SERVICING DEFENDANTS
NOTICE OF COMMISSIONER'S SALE
By virtue of a Summary Judgment and Order of Sale of the Floyd Circuit Court entered the 18th day of March, 2010, in the above cause, as their interest in the subject property, for the sum of \$56,284.33 with interest thereon, plus additional sums and costs; please be advised that I shall proceed to offer for sale at the Old Floyd County Courthouse Door, South Central Avenue, Prestonsburg, Kentucky, (behind the new Floyd County Justice Center), to the highest and best bidder, at public auction, on the 29th day of April, 2010, at 9:15 a.m., upon the terms set forth following the description, the follow described property, to wit:
Property Address: 99 Clark Branch Road, Prestonsburg, KY 41653
Beginning at the mouth of Clark Branch, Buffalo Creek, a distance of 77 (seventy seven) feet to a culvert; thence with road 140 (one hundred forty) feet to a cement stone; thence turning left 280 (two hundred eighty) feet with a stone to a cement stone, thence turning right 55 (fifty five) feet to another cement stone at road; thence back down on the right side to the bar 160 (one hundred sixty) feet running with Ronnie Joe Burchett's road to Ronnie Joe Burchett's line; thence from the embankment at Buffalo Creek; thence up Buffalo Creek to the point of beginning.

Being the same property conveyed to Karen Osborne, from Phillip Simpson and Christina Vandine Simpson on March 20, 2002, and recorded on March 21, 2002 in Deed Book 470, Page 536 of the records of the Floyd County Clerk's Office.
A. The successful bidder shall either pay cash or make a deposit of 10% of the purchase price with the balance on a credit for thirty (30) days, in which event the successful bidder shall be required to execute bond with good surety thereon. Said bond shall be for the unpaid purchase price and bear interest at the rate of 12% per annum from the date of sale until paid. Said bond shall have the force and effect of a Judgment for which execution may issue, and a lien shall be retained upon the above described real estate as additional surety.
B. The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds if property claimed in writing and filed of record by the purchaser prior to the payment of the purchase price.
C. The property described above is sold subject to any easements, restrictions, defects, liens or encumbrances of record in the Floyd County Clerk's Office and such rights of redemption as may exist in favor of the United States of America and/or the record owners thereof.
Any announcements made on date of sale takes precedence over printed matter contained herein.
Hon. William S. Kendrick, Master Commissioner

COMMONWEALTH OF KENTUCKY
FLOYD CIRCUIT COURT
DIVISION NO. I
C.A. NO. 09-CI-761
BAC HOME LOAN SERVICING, LP dba COUNTRYWIDE HOME LOANS SERVICING, LP
PLAINTIFF
VS.
TERRI CREECH, ET AL
DEFENDANTS
NOTICE OF COMMISSIONER'S SALE
By virtue of a Judgment and Order of Sale of the Floyd Circuit Court entered the 12th day of March, 2010, in the above cause, as their interest in the subject property, for the sum of \$50,471.01 with interest thereon, plus additional sums and costs; please be advised that I shall proceed to offer for sale at the Old Floyd County Courthouse Door, South Central Avenue, Prestonsburg, Kentucky, (behind the new Floyd County Justice Center), to the highest and best bidder, at public auction, on the 29th day of April, 2010, at 9:00 a.m., upon the terms set forth following the description, the follow described property, to wit:
Property Address: 567 Westminister, Prestonsburg, KY 41653
Parcel No.: 045-30-28-009 00
Legal Description:
The following described property located in Floyd County, Kentucky, to-wit:
Tract 1:
A certain tract of parcel of land lying in Floyd County, Kentucky, on Westminister Street, containing 1 lot, and being more particularly described as follows:
Beginning at a cross on the curb on the North side of Westminister Street, joining the Hopkins property (now Dr. Davidson property) thence up the side 132 feet northeast to a fence post; thence northwest 50 feet more or less and joining the Hopkins (now Dr. Davidson property) line back to the cross on the curb place of beginning.
Tract 2:
A certain tract or parcel of land lying in Floyd County, Kentucky, situated in Westminister Street, City of Prestonsburg, Kentucky, and being more particularly described as follows:
Beginning at a cross in the north curb of Westminister Street at a point in line of Henry Messer; thence North 50 deg. 30' West 25 feet to a stake; thence North 39 deg. 30' East 132.00 feet to a stake, thence South 50 deg. 30' East 25 feet to a point in the line of Henry L. Woods, thence with the line of Henry L. Woods and Henry Messer, South 38 deg. 30' West 132.00 feet to the beginning.
Tract 3:
A certain tract or parcel of land lying in Floyd County, Kentucky of Westminister Street, City of Prestonsburg, and being more particularly described as follows:
Beginning at a point on the Southwest corner of the property of Henry H. Messer witnesseth: S. 50 deg. 30' East 34.80 feet to a cross on the curb and corner to the property of Henry H. Messer; thence N. 39 deg. 30' East 135.50 feet more or less to the line of Willie Hicks; thence N. 50 deg. 30' W. 50.00 feet to a stake on the side of hill; thence S. 39 deg. 30' West 135.50 feet more or less to a stake on side of hill; thence down the hill S. 50 deg. 30' E. 50.00 feet to the beginning.
Being the same property conveyed to Terri Creech, no marital status shown, by virtue of a deed from Priscilla Fralix and Don Fralix, Jr., wife and husband, dated July 22, 2008, filed September 8, 2008, recorded in Deed Book 550, Page 457, County Clerk's Office, Floyd County, Kentucky.
A. The successful bidder shall either pay cash or make a deposit of 10% of the purchase price with the balance on a credit for thirty (30) days, in which event the successful bidder shall be required to execute bond with good surety thereon. Said bond shall be for the unpaid purchase price and bear interest at the rate of 12% per annum from the date of sale until paid. Said bond shall have the force and effect of a Judgment for which execution may issue, and a lien shall be retained upon the above described real estate as additional surety.
B. The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds if property claimed in writing and filed of record by the purchaser prior to the payment of the purchase price.
C. The property described above is sold subject to any easements, restrictions, defects, liens or encumbrances of record in the Floyd County Clerk's Office and such rights of redemption as may exist in favor of the United States of America and/or the record owners thereof.
Any announcements made on date of sale takes precedence over printed matter contained herein.
Hon. William S. Kendrick, Master Commissioner

By virtue of a Summary Judgment and Order of Sale of the Floyd Circuit Court entered the 18th day of March, 2010, in the above cause, as their interest in the subject property, for the sum of \$56,284.33 with interest thereon, plus additional sums and costs; please be advised that I shall proceed to offer for sale at the Old Floyd County Courthouse Door, South Central Avenue, Prestonsburg, Kentucky, (behind the new Floyd County Justice Center), to the highest and best bidder, at public auction, on the 29th day of April, 2010, at 9:15 a.m., upon the terms set forth following the description, the follow described property, to wit:
Property Address: 99 Clark Branch Road, Prestonsburg, KY 41653
Beginning at the mouth of Clark Branch, Buffalo Creek, a distance of 77 (seventy seven) feet to a culvert; thence with road 140 (one hundred forty) feet to a cement stone; thence turning left 280 (two hundred eighty) feet with a stone to a cement stone, thence turning right 55 (fifty five) feet to another cement stone at road; thence back down on the right side to the bar 160 (one hundred sixty) feet running with Ronnie Joe Burchett's road to Ronnie Joe Burchett's line; thence from the embankment at Buffalo Creek; thence up Buffalo Creek to the point of beginning.
This being the same property conveyed to David Akers, a single person, by deed dated December 30, 2004, of record in Deed Book 509, Page 386, in the Office of the Floyd County Clerk.
A. The successful bidder shall either pay cash or make a deposit of 10% of the purchase price with the balance on a credit for thirty (30) days, in which event the successful bidder shall be required to execute bond with good surety thereon. Said bond shall be for the unpaid purchase price and bear interest at the rate of 12% per annum from the date of sale until paid. Said bond shall have the force and effect of a Judgment for which execution may issue, and a lien shall be retained upon the above described real estate as additional surety.
B. The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds if property claimed in writing and filed of record by the purchaser prior to the payment of the purchase price.
C. The property described above is sold subject to any easements, restrictions, defects, liens or encumbrances of record in the Floyd County Clerk's Office and such rights of redemption as may exist in favor of the United States of America and/or the record owners thereof.
Any announcements made on date of sale takes precedence over printed matter contained herein.
Hon. William S. Kendrick, Master Commissioner

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Being the same property conveyed to Karen Osborne, from Phillip Simpson and Christina Vandine Simpson on March 20, 2002, and recorded on March 21, 2002 in Deed Book 470, Page 536 of the records of the Floyd County Clerk's Office.
A. The successful bidder shall either pay cash or make a deposit of 10% of the purchase price with the balance on a credit for thirty (30) days, in which event the successful bidder shall be required to execute bond with good surety thereon. Said bond shall be for the unpaid purchase price and bear interest at the rate of 12% per annum from the date of sale until paid. Said bond shall have the force and effect of a Judgment for which execution may issue, and a lien shall be retained upon the above described real estate as additional surety.
B. The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds if property claimed in writing and filed of record by the purchaser prior to the payment of the purchase price.
C. The property described above is sold subject to any easements, restrictions, defects, liens or encumbrances of record in the Floyd County Clerk's Office and such rights of redemption as may exist in favor of the United States of America and/or the record owners thereof.
Any announcements made on date of sale takes precedence over printed matter contained herein.
Hon. William S. Kendrick, Master Commissioner

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NOT RESPONSIBLE
Upon and on this date after publication of this notice, I Mickey Conn, will no longer be responsible for any debts incurred by anyone other than myself.

PUBLIC NOTICE
Pursuant to 405 KAR 8.010, Section 16(5), the following is a summary of permitting decisions made by the Department for Natural Resources, Division of Mine Permits with respect to applications to conduct surface coal mining and reclamation operations in Floyd County.
FCDC Coal Inc., 836-5493, 03/09/2010

NOTICE TO CAROLYN HALL WARNING ORDER
Notice is hereby given that the undersigned attorney has been appointed to notify the Defendant, UNKNOWN SPOUSE OF CAROLYN HALL, that a civil action has been filed against him in Floyd Circuit Court, Division II, as C A, No. 10-CI-00387. Said Defendant must immediately file an Answer in this matter, otherwise, judgment may be entered against him. Said Defendant should contact the undersigned attorney immediately.
Anthony Craig Davis
Davis Law Office
104 Hays Complex
P.O. Box 220
Betsy Layne, Kentucky 41605
Office: (606) 478-1002

NOTICE OF INTENTION TO MINE Pursuant to Application Number 836-5511, Renewal

In accordance with KRS 350.055, notice is hereby given that Miller Bros. Coal, LLC, 1801 Watergap Road, Prestonsburg, Kentucky 41653, has filed an application for renewal of a permit for an underground coal mining operation, located 2.6 miles southeast of McDowell, in Floyd County, Kentucky. The proposed operation will affect a surface disturbance of 4.40 acres and will underlie an additional 1,146.00 acres.

The operation is located 1.5 miles southeast of KY 689's junction with KY 1529, and located 0.11 miles south of Hall Fork. The operation is located on the McDowell U.S.G.S. 7 1/2 minute quadrangle map at latitude 37 26 58 and longitude 82 42 09. The surface area to be disturbed is owned by Premium Elkhorn Coal Corporation and Klein and Doris Stumbo. The operation will underlie land owned by Sam Evered, Mary Howell, Anna Newsome, Cecil Hamilton, Dula Compton, Zelli Stone, Grover Sammons, and Joseph Mining Co.

The application has been filed for public inspection at the Department for Surface Mining Reclamation and Enforcement's Prestonsburg Regional Office, 3140 South Lake Drive, Suite 6, Prestonsburg, Kentucky 41653-1410. Written comments, objections or requests for a permit conference must be filed with the Director, Division of Mine Permits, #2 Hudson Hollow, U.S. 127 South, Frankfort, Kentucky 40601.

3000 Real Estate Sales
Commercial
Business for sale! Repair starters, alternators & generators. Everything must go. Price: \$60K-95K-95K. Reason for sale: retiring.

For Sale By Owner
For sale: Woodland retreat / Tree farm. Secluded, 17 acres, sheds, walking and riding trails, water and electric, 100' frontage on Moniteau County. \$3,000 per acre. Call 659-2722-2723.

Houses For Sale
For sale: House, mobile home, 2 storage buildings with large yard on 5 acres. Located 1/2 mile from Wayland on Rt 1088. Call 606-358-0064.
House for sale: 1.5 acres - 2 br, with ceiling fans, bonus room, 2 storage bds, attic space, central heat / air, with washer / dryer. \$45,000. Call 606-368-2334 mor 791-0263.

3500 Real Estate Rentals
Apartments/Townhouses
Large apartment for rent. Located in Prestonsburg. 2 br, 2 bath. Walk in closet. Large living room area. 1 yr lease. NO PETS. \$650 per month. \$50 security deposit. Call 606-478-8100

2 br apartment for rent. Located in Prestonsburg. \$700 per month. Includes utilities. Call 794-0249.

Commercial
Quality office space for rent. 800 sq ft with backdrop parking. Suite 102 in the Moak & Nursery building in Prestonsburg, KY. Call 886-1515.
Houses For Rent
3 BD 2BA, Log Home behind Porter school in Hager Hill, KY. Central H/A low utility bills. Great views, fireplace, porch, barn. \$950.00 month. Call 850-222-2222. Available May 2010.

House for rent. Located in Prestonsburg. 1 1/2 bath, dining room, 3br 4 br, 2 baths, utility and basement. Close to High school & city college. Good neighborhood. \$1,000 mo. References required plus security deposit. Call 888-9564.

4000 Manufactured Housing
Rentals

Mobile home for rent. Quiet neighborhood. About 3 miles from Prestonsburg on David Rd on Rt 404. Call 886-3802

3 br, 2 bath doublewide for rent. Walk in closets. Minutes from downtown Prestonsburg. References a must. Rent & deposit required. \$800 a month plus \$600 deposit. Call 606-228-0380 or 606-605-3042-2048 if no answer leave message.

3 br mobile home for rent. No hhd, no pets. Located at Banner Veys clean S450. Call 874-0267.

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15x30 OVAL	2499
18x30 OVAL	2850

HOLIDAY POOLS

NOTICE OF APPLICATION FOR RECLAMATION DEFERMENT DUE TO COAL MARKETING PROBLEMS

In accordance with 405 KAR 16.020, notice is hereby given that Noble Coal, LLC PO Box 489, Allen, KY 41601 has applied for a coal marketing reclamation deferral for its surface and auger coal mining and reclamation operation. Permit No. 836-0311 MD1. Deferral of reclamation is being requested for approximately 11.5 acres. The operation for which the reclamation deferral is requested is located 2 miles southeast of Blue River in Floyd County. The surface area is owned by Allen-May Land Corporation.

The proposed operation is approximately 1.50 miles Southeast of KY Route 404's junction with KY Route 1210 and located 0.20 miles east of the Caney Creek. The proposed operation is located on the Martin U.S.G.S. 7 1/2 minute quadrangle map. The deferral is sought due to a coal marketing problem and is being requested for an initial period of six months. The deferral may be renewed for additional periods up to a maximum of 30 months.

The application has been filed for public inspection at the Department for Natural Resources Prestonsburg Regional Office, 3140 South Lake Drive, Suite 6, Prestonsburg, KY 41653. Written comments or objections must be filed within 10 days of this notice with the Director, Division of Mine Permits, #2 Hudson Hollow, US 127 South, Frankfort, KY 40601.

Sell your boat in no time fast!
Call Donnetta at 886-8506.

NOTICE OF INTENTION TO MINE Pursuant to Application Number 836-5515

In accordance with KRS 350.055, notice is hereby given that FCDC Coal, Inc., P.O. Box 77, Ivel, KY 41642, has applied for renewal of a permit for an underground coal mining operation, located 1.15 miles north of Blue Moon in Floyd County. The proposed operation will disturb 18.61 surface acres and will underlie 51.8 acres and a total area within the permit boundary will be 535.71 acres.

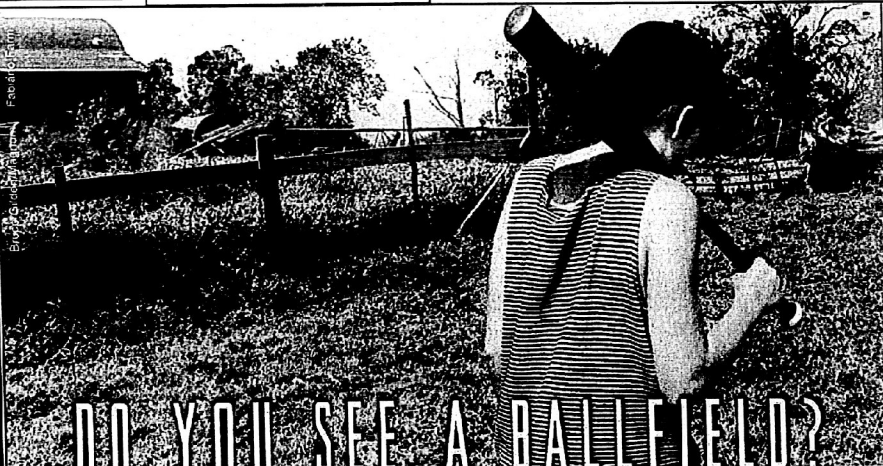
(2) The proposed operation is approximately 0.4 miles Southeast from KY 2030's junction with Gunstock Branch Road and located on Gunstock Branch. The latitude is 37°30'47". The longitude is 82°42'40".

(3) The proposed operation is located on the Harold and McDowell U.S.G.S. 7 1/2 minute quadrangle map. The surface area to be disturbed is owned by Marion Roberts Estate C/O Frank and Ida Conn. The operation will underlie land owned by Marion Roberts Estate C/O Frank and Ida Conn, Albert and Lackie Stephens, Elk Horn Coal Co, James and Lucinda Kidd, James Wilson McKinney, Huber Lawson, Norma Jean Matura, Martha Yates, Cecil & Martha Hunter, Douglas Gene and Wanda Akers, Anna Perkins, Brigham and Emalene Roberts, Oscar and Opal June McKinney, Lowell Thomas Carroll, Ray and Gerladine Spurlock, Donald and Lois Adkins, Edgar and Lucinda Kidd, Charles and Dorothy Meade Heirs, Eddie L. Kidd, Robert Anthony and Dale Kidd, Ronald Spurlock, Del Wayne McKinney, Walker and Phyllis Hall, Harry and Phyllis Lawson, Clyde Greer, Elmar and Phebe Case, Beverly Wright, Michael and Rita Hancock, John and Lucinda Elliott, Dwayne and Sue Carrol, Ivan and Ethel Carrol, Johnny and Sally Meade Heirs.

(4) The application has been filed for public inspection at the Department for Natural Resources's Prestonsburg Office, 3140 South Lake Drive, Prestonsburg, KY 41653. Written comments, objections, or requests for a permit conference must be filed with the Director, Division of Mine Permits, No. 2 Hudson Hollow, U.S. 127 South, Frankfort, Kentucky 40601.

COMMONWEALTH OF KENTUCKY FLOYD CIRCUIT COURT DIVISION NO. III CASE NO. 04-CI-1337 ALLENE
CRUM VS. PETITIONER WOODROW
CRUM RESPONDENT
NOTICE OF COMMISSIONER'S SALE

BY VIRTUE of the Order of the Floyd Circuit Court entered on the 8th of November, 2009 in the Floyd Circuit Court, in the above styled action, I shall proceed to offer for sale at the Old Floyd County Courthouse Door, South Central Avenue, Prestonsburg, Kentucky, (behind the new Floyd County Justice Center) to the highest bidder, at public auction, on Thursday, the 29th day of April, 2010, at the hour of 9:45 a.m., the following described surface property, located and lying in Floyd County, Kentucky, and more particularly described as follows:
Beginning at a Poplar tree adjoining Woodrow Crum's line; thence north a distance of 256 feet to a concrete pad; thence a straight line east to the top of the hill; thence south following the center of the ridge to a stake located parallel to the line of Woodrow Crum's; thence west straight down the hill to the line of Woodrow Crum and continuing with said Woodrow Crum line to the point of beginning.
Being a part of the same property which the interest of Bailey Crum was inherited by Parties of the First Part on June 23, 1994 as evidenced by Affidavit of Descent dated June 5, 1991 as duly recorded in Deed Book 347, Page 618 of the Floyd County Court Clerk's Office.
Parties of the First Part retain a right-of-way over the herein conveyed property for gas well and meter.
And being the same property conveyed to Woodrow Crum and Allene Crum, his wife, by deed dated June 5, 1991, from Aline Crum, widow of Bailey Crum and Darren Crum, single, recorded in Deed Book 347, Page 619, Floyd County Clerk's Office.
A. The successful bidder shall either pay cash or make a deposit of 10% of the purchase price with the balance on a credit for thirty (30) days, in which event the successful bidder shall be required to execute bond with good surety thereon. Said bond shall be for the unpaid purchase price and shall be interest at the rate of 12% per annum from the date of sale until paid. Said bond shall have the force and effect of a Judgment for which execution may issue, and a lien shall be retained upon the above described real estate as additional security.
B. The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds if properly claimed in writing and of record by the purchaser prior to the payment of the purchase price.
C. The property described above is sold subject to any easements, restrictions, defects, liens or encumbrances of record in the Floyd County Clerk's Office and such rights of redemption as may exist in favor of the United States of America and/or the record owners thereof.
Any announcements made on date of sale takes precedence over printed matter contained herein.
Flon, William S. Kendrick, Master Commissioner



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Public Notice

Notice is hereby given that Leonard Hall, P.O. Box 219, Harold, Kentucky 41635, has filed an application with the Natural Resources and Environmental Protection Cabinet to construct a fill. The property is located approximately 0.6 miles east of the intersection of KY Route 80 junction with Cracker Bottom Road near the community of Martin on Beaver Creek in Floyd County. Any comments or objections concerning this application shall be directed to: Kentucky Division of Water, Water Resources Branch, 14 Reilly Road, Frankfort Office Park, Frankfort, Kentucky 40601. Phone: (502) 564-3410.



FOR SALE: House Boat for sale, Grayson, KY 1999 Horizon 52X14. Twin 6 cylinder engines. Gravel lift drives electric shifters. Full size kitchen, 3 queen beds, trash compactor, ice maker, flybridge, party top, 12.5K Wester bank generator. Asking \$109,500. Call Bill 606-735-3289 or 606-831-3067 wardmiked@yahoo.com

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PUBLIC NOTICE

Notice is hereby given that Denver Ousley, 1400 Kentucky Route 404, Prestonsburg, KY 41653, has filed an application with the Natural Resources and Environmental Protection Cabinet, to construct a small storage building and swimming pool on the existing fill. The site is approximately 1.50 miles West of the intersection of Kentucky Route 404 and Kentucky Route 114 near David in Floyd County, Kentucky. No encroachment upon the floodway channel of Left Fork of Middle creek will occur. Comments or objections concerning this application should be directed to: Kentucky Division of Water, Water Resources Branch, 14 Reilly Road, Frankfort, KY 40601, Phone: (502) 564-3410.

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