

Classifieds

To place your classified ad, mail (155 W. Fifth), fax (785-462-7749), phone (785-462-3963), or stop by our office at 155 W. Fifth

Announcement

Ashley Dennele now taking orders for Bierocks for the holidays! Call 462-6699 or 462-6823 after 6:00 p.m.
—11/20—11/26—

Help Wanted

The City of Oakley police department is taking applications for the position of police officer. Applicants must be 21 YOA, have a valid driver's license, high school diploma or equivalent, no felony convictions, and be able to pass a background investigation. The application deadline is December 7, 2001 at 5:00 p.m. CST. For application information call 785-672-3219. A City of Oakley application is required. The City of Oakley is an equal opportunity employer.
—11/21—11/26—

Full time lot attendant. Apply at Colby Ag Center, 1730 W. 4th St., Colby.
—11/16—11/21—

Full time help wanted. Benefits include paid vacation, 401K retirement, and health insurance. Apply in person at the Conoco Travel Shoppe, 1990 S. Range.
—11/14—11/27—

Nurses needed. 25+ positions available - assured shifts, high hourly pay, mileage paid, full benefits including BC/BS health insurance. Work in your area. CNA's, CMA's, LPN's, RN's. Call Medstaff now. 800-279-1957 ext. 200. E.O.E. M/F/D/V
—11/27—11/29—

Immediate opening for CNA in Colby area. Call 785-899-6418, ask for Rita or Julie.
—11/2—11/2—

Notices

Join Avon free. Earn 40%. Call 620-275-2444 before November 30. No inventory, no door to door.
—11/15—11/28—

Cash for dead TV's and VCR's. Also will repair. Free estimates. Call anytime. 785-462-7657.
—11/1—11/30—

Lost and Found

Found: Male yellow Lab found behind Total, E. Highway 24. Wearing a wide green collar. Call 785-462-6518.
—11/26—11/30—

Apartments for Rent

Rooms available at the Blakesley. One at \$215 and one at \$325 per month. Utilities and cable included. Call 462-3251.
—8/17—11/28—

Sunflower Apartments of Colby offers affordable housing. 1 and 2 bedroom apartments. Stove, refrigerator, and garbage disposal furnished. Water, trash and sewer paid, utility allowance. Apply at 1170 S. Franklin Ave., or call Lynn Cameron at 462-6349 for application. TDD 1-800-766-3777. Equal Housing Opportunity.
—11/20—11/28—

Houses for Rent

Nice 2 bedroom, 1 bath. Daytime 462-3375, evening 462-6335.
—11/23—11/28—

2 bedrooms up, 2 bedrooms down, full finished basement, stove and refrigerator furnished. \$450/month, 1 month deposit required. 462-9617.
—11/20—11/27—

House for Sale

House located at 680 N. School. Contact Mike Woolter at 462-8653 or 462-5399.
—11/2—11/2—

Offices for Rent

Professional office space available. Approximately 925 sq. ft. Includes several feet of storage space. Call 462-3218, leave message.
—10/25—11/28—

Misc. for Sale

Refrigerator, washer and dryer. Call 462-9859 after 6:00 p.m.
—11/26—11/30—

Christmas red golf car. 2001 electric E-Z-Go Freedom PDS. Gift wrapped, delivered, \$4,995. Colby Cravap Company. 785-462-3981.
—11/21—11/27—

Oak firewood. 785-899-5976.
—11/19—12/10—

Vehicles for Sale

1994 Chevy Silverado. Extended cab, 350, V-8, full power, tool box, good rubber, bed liner, \$28k, sharp! \$12,850. Call 462-6801.
—11/21—11/29—

2000 Gold Plymouth Breeze. 4 door, 33k, warranty, many options, 28 MPG, 785-855-2337 evenings.
—11/15—11/30—

Wanted

To rent or lease to buy: small farm house with garage or barn, with 1 or 2 acres. Professional paint contractor. 785-462-6682.
—11/23—11/30—

VALLEY FEEDS MILL LONG ISLAND, KS is looking for a motivated individual to train to make feed in a modern, computerized mill. The right person will have some computer experience, some mechanical ability, and excellent references.
Phone 785-854-7867 or fax resumé to: 785-854-7866.

Wanted

Alfalfa hay, cane hay, and dry corn. Competitive bids. Please call Scott Foote at 785-386-4519.
—2/1—11/28—

Childcare

6 year old brown gelding. 15.3+ hands, feedlot used, roped on, covers ground, well behaved, asking \$3,000. 3 year old palomino paint gelding. Feedlot used, scarred, guaranteed sound, 15 hands, calm and nice. \$1,500 firm. 785-586-2219.
—11/23—11/27—

AKC registered yellow Lab pups. House raised, dewes and first shots, excellent parents. 8 weeks old by Christmas. \$375. Can deliver. 785-462-7569.
—11/20—11/28—

Legal Notice

ORDINANCE NO. 1324

AN ORDINANCE AMENDING CHAPTER 16, ARTICLE 6, SECTIONS 16-601 AND 16-602 OF THE CODE OF THE CITY OF COLBY, KANSAS, PERTAINING TO STREET AND ALLEY ENCROACHMENTS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS:

Chapter 16, Article 6, Street and Alley Encroachments, Section 16-601, entitled "ENCROACHMENTS PROHIBITED" is hereby amended; Section 16-601.1, entitled "HOLD HARMLESS", is hereby added; and Section 16-602, entitled "DEFINITIONS" is hereby amended to read as follows:

ARTICLE 6. STREET AND ALLEY ENCROACHMENTS

16-601. ENCROACHMENTS PROHIBITED. Except as hereinafter provided it shall be unlawful for any person, firm or corporation to erect, construct, install, place, maintain, or allow to remain, or to permit the erection, construction, installation, placing, maintenance, or remaining of any encroachment upon, in, or over any right-of-way, or any portion thereof of any street, alley, or public right-of-way in the City of Colby **without the express permission of the City of Colby.**

Except as hereinafter provided it shall be unlawful for any person, firm or corporation to erect, construct, install, place, maintain, or allow to remain, or to permit the erection, construction, installation, placing, maintenance, or remaining of any encroachment upon, in, or over any public utility easement or drainage easement, or any portion thereof in the City of Colby without the express permission of the City of Colby.

16-601.1 HOLD HARMLESS. *In the event the City of Colby should give a property owner permission to erect, construct, install, place, maintain, or allow to remain, or to permit the erection, construction, installation, placing, maintenance, or remaining of any encroachment upon, in, or over any right-of-way, or any portion thereof of any street, alley, public way, or utility or drainage easement in the City of Colby.*

16.602. DEFINITIONS.

(a) "Encroachments". The word encroachment when used in this article shall (with the exceptions noted below) mean and include any fence, tree, sign, awning, canopy, marquee, billboard or other advertising device, merchandise stand, display or storage, building, or other structure, or any other use for private purposes of any character which exists or would exist in, over or rest upon the right-of-way or any portion thereof of any street, alley, public way, or utility or drainage easement in the City of Colby.

(b) "Right of Way" as used in this article is defined as being all of the property dedicated as streets, alleys, or other public rights-of-way and extends to the adjacent property lines on each side of such right-of-way including any property or parking between the back of any street curb and the actual property line.

(c) "Public Utility Easement or Drainage Easement as used in this article is defined as being all of the property over which a public utility easement or drainage easement has been dedicated or conveyed to the City of Colby, as recorded in the office of the Register of Deeds of Thomas County, Kansas, and all of the property contained in any prescriptive easement.

This Ordinance shall take effect and be in force from and after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this 20th of November, 2001.

Warren C. Hixson
Warren C. Hixson

ATTEST:
Beverly J. Stieben
Beverly J. Stieben
City Clerk

(Published in The Colby Free Press on Monday, November 26, 2001)

Legal Notice

SUMMARY OF CLASS NOTICE

To: ALL PERSONS WHO WERE PARTIES TO A CELLULAR TELEPHONE SERVICE CONTRACT WITH RCC HOLDINGS, INC. (d/b/a CELLULAR ONE) OR RURAL CELLULAR CORPORATION OR WERE PROVIDED CELLULAR TELEPHONE SERVICE BY RCC HOLDINGS, INC. OR RURAL CELLULAR CORPORATION IN ITS SOUTHERN REGION (ALABAMA, MISSISSIPPI AND KANSAS) DURING THE PERIOD FROM APRIL 1, 2000 FORWARD:

You may be a member of a group of persons whose rights will be affected by a settlement proposed by the parties in a lawsuit captioned *Garrett Griffin and John P. Buxton v. RCC Holdings, Inc., Rural Cellular Corporation, and Regan Anderson* pending in the Circuit Court of Coffee County, Alabama, Civil Action No. 2001-13. Plaintiffs, Garrett Griffin and John P. Buxton, and Defendants, RCC Holdings, Inc. ("RCC"), Rural Cellular Corporation ("Rural Cellular") and Regan Anderson, propose to settle the referenced case by consenting to settlement with a class of persons that may include you. You may object to the proposed settlement by filing written objections with the Clerk of the Circuit Court of Coffee County-Enterprise Division, 230-M Court Avenue, Enterprise, Alabama, 36323 no later than December 10, 2001. You have the right to appear and object through your own counsel. If you timely file objections, you may appear and be heard at the hearing to determine the fairness and adequacy of the proposed settlement, to be held at 9:00 A.M. on December 18, 2001, in the courtroom of Judge Gary L. McAliley, Circuit of Coffee County-Enterprise Division, Enterprise, Alabama.

The plaintiffs in this case contend that the Defendants have breached contracts with and made misrepresentations to the Settlement Class Members regarding their cellular telephone service and related charges. Defendants deny any and all liability with respect to the matters alleged in the complaint and deny that they have violated any laws.

Under the terms of the proposed settlement, Defendants have agreed (1) to provide notice to each Settlement Class Member that detailed billing is optional and that a credit is available to each Settlement Class Member who declines to receive detailed billing and requests such credit; (2) that each Settlement Class Member who originally entered into a cellular telephone service contract with RCC under either the Choice 1 plan or the Choice 2 plan but have subsequently changed plans will be given the opportunity to terminate such plan without any termination charges; (3) to revise their contracts and forms to disclose an insurance administrative fee and an insurance deductible; (4) to revise their contracts to specifically describe the equipment charge and the fraud protection fees, as well as the coverage for such programs; (5) to provide notice one billing cycle in advance of any future changes or charges within their control and to amend their contracts to provide that customers can cancel their contracts without paying the termination fee if any such change is to the customer's detriment; (6) to provide forty-five minutes of free home area cellular telephone service to be used in connection with any current or future cellular telephone service contract entered into between RCC and such Settlement Class Member; and (7) to grant a voucher which will enable each Settlement Class Member to receive a non-transferrable credit of \$15.00 toward the purchase of any cellular telephone accessories from Defendants within one year of the date of issuance.

Defendants have already provided a refund of a \$10.95 charge which was erroneously charged to some members of the Settlement Class in February 2001 and provided a \$15.00 voucher to such members. Defendants have also already provided sixty minutes of cellular telephone service to those members of the Settlement Class affected by a tower outage in Marengo County, Alabama in March 2001.

If you are bound by the Stipulation of Settlement, you release Defendants from any and all claims connected with, arising out of, or related to, in whole or in part, your cellular telephone contract(s) and service with Defendants. Defendants agree to pay Plaintiffs' attorneys' fees, costs and expenses, as approved by the Court, up to a specified maximum. The settlement also requires dismissal with prejudice of claims of members of the Settlement Class against Defendants and dismissal of any other pending suits making claims resolved in this case.

This notice is intended only to alert you that your rights may be substantially affected by the terms of the proposed settlement. Further information regarding the settlement can be obtained from Plaintiffs' counsel: Warren Rowe, Esq., P.O. Box 311305, Enterprise, Alabama 36331. The Stipulation of Settlement itself is on file with and available for copying at the offices of the Clerk of the Circuit Court, and includes restrictions and procedures which are only summarized here. The Stipulation of Settlement alone establishes the full rights and duties of the members of the proposed Settlement Class.

This notice is not to be construed as an expression of any opinion by the Court with respect to the merits of the claims asserted by Plaintiffs or of the defenses raised by Defendants in the lawsuit, or with respect to the merits of the proposed settlement.

DO NOT CONTACT THE COURT OR THE CLERK ABOUT THE SETTLEMENT. ADDRESS ALL INQUIRIES IN WRITING TO WARREN ROWE, JR., ESQ., AT THE ADDRESS SHOWN ABOVE.

Clerk, Circuit Court of Coffee County, Alabama

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• NOTICE •
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COLBY FREE PRESS 462-3963

