

# Public Notices

## Notice of Primary Election

### PUBLIC NOTICE

(Published in The Oberlin Herald, Wednesday, September 29, October 6, 13, 2004)3t

I, Marilyn Horn, County Clerk and Election Officer of Decatur County, having received a certified list from the Office of the Secretary of State of the candidates for the nomination for the respective offices indicated below, filed as prescribed by law, do find the following named persons are entitled to a place on the official ballots for the General Election to be held on the Second of November, AD, 2004. I have added hereto the names and addresses for County and Township Offices as declared from the Primary Election.

### NATIONAL AND STATE

For PRESIDENTIAL ELECTORS FOR PRESIDENT & VICE PRESIDENT	Vote for One Pair
Michael Badnarik and Richard VCampagna	Libertarian
George W Bush and Dick Cheney	Republican
John F Kerry and John Edwards	Democratic
Ralph Nader and Peter Miguel Camejo	Reform
Michael A Peroutka and James N Clymer	Independent
For UNITED STATES SENATE Sam Brownback, Topeka	Vote for One Republican
George Cook, Mission	Reform
Lee Jones, Shawnee	Democratic
Steven A Rosile, Wichita	Libertarian
For UNITED STATES HOUSE OF REPRESENTATIVES, Dist 1	Vote for One
Jerry Moran, Hays	Republican
Jack Warner, Wright	Libertarian
For KANSAS SENATE, Dist 40	Vote for One
Ralph Ostmeier, Grinnell	Republican
Tim Peterson, Monument	Democratic
For KANSAS HOUSE OF REPRESENTATIVES, Dist 120	Vote for One
John Faber, Brewster	Republican
Bob Strevey, Norcatour	Democratic
For KANSAS DISTRICT COURT JUDGE, Dist 17	Vote for One
William B Elliott, Hill City	Republican
For KANSAS DISTRICT MAGISTRATE JUDGE, Dist 17, Pos 2	Vote for One
John E Bremer, Oberlin	Republican

### STATE JUDICIAL BALLOT

#### QUESTION NUMBER ONE

YES	Shall CAROL A BEIER, Wichita, Position No 1, Kansas Supreme Court, be retained in office?
NO	
YES	Shall LAWTON R NUSS, Salina, Position No 3, Kansas Supreme Court, be retained in office?
NO	
YES	Shall ROBERT L GERONON, Lawrence, Position No 4, Kansas Supreme Court, be retained in office?
NO	
YES	Shall MARLA J LUCKERT, Topeka, Position No 5, Kansas Supreme Court, be retained in office?
NO	

#### QUESTION NUMBER TWO

YES	Shall G JOSEPH PIERRON, JR, Lawrence, Position No 3, Kansas Court of Appeals, be retained in office?
NO	
YES	Shall CHRISTEL E MARQUARDT, Topeka, Position No 5, Kansas Court of Appeals, be retained in office?
NO	
YES	Shall RICHARD D GREENE, Wichita, Position No 10, Kansas Court of Appeals, be retained in office?
NO	

### COUNTY

For COUNTY COMMISSIONER 2nd District	Vote for One
Ralph D Unger, Oberlin	Republican
For COUNTY COMMISSIONER 3rd District	Vote for One
Doyle B Brown, Jennings	Republican
For COUNTY CLERK	Vote for One
Marilyn Horn, Oberlin	Republican
For COUNTY TREASURER	Vote for One
Jean Ann Hale, Oberlin	Republican
For REGISTER OF DEEDS	Vote for One
Judy B Gaumer, Oberlin	Democratic
For COUNTY ATTORNEY	Vote for One
Steven W Hirsch, Oberlin	Republican
For SHERIFF	Vote for One
Ken Badsky	Republican

### TOWNSHIP

ALLISON Township Treasurer	Vote for One
Roger Shimek, Jennings	Dem
Township Trustee	Vote for One
Frances Bader, Jennings	Dem
ALTORY Township Treasurer	Vote for One
Ivis Hanson, Jennings	Dem
Township Trustee	Vote for One
Marvin Bailey, Jennings	Dem
BASSETTVILLE Township Treasurer	Vote for One
Steve Brown, Oberlin	Rep
Township Trustee	Vote for One
Terry Lippelmann, Selden	Rep
BEAVER Township Treasurer	Vote for One
Brendan Moore, Oberlin	Rep
Township Trustee	Vote for One
Jay Ketterl, Oberlin	Rep
CENTER Township Treasurer	Vote for One
Ina M Goodnight, Oberlin	Dem
Kari Bryan, Oberlin	Dem
Township Trustee	Vote for One
Ron McDougal, Oberlin	Rep
COOK Township Treasurer	Vote for One
Township Trustee	Vote for One

Dave Juenemann, Selden	Rep
CUSTER Township Treasurer	Vote for One
Lowell Holmberg, Oberlin	Rep
Township Trustee	Vote for One
Merlin Anderson, Dresden	Rep
DRESDEN Township Treasurer	Vote for One
Greg Ritter, Dresden	Rep
Township Trustee	Vote for One
Gary Meitl, Dresden	Rep
FINLEY Township Treasurer	Vote for One
Richard A Grafel, Oberlin	Rep
Township Trustee	Vote for One
GARFIELD Township Treasurer	Vote for One
Gwynn Ward, Clayton	Rep
Township Trustee	Vote for One
John K Gallentine, Clayton	Dem
GRANT Township Treasurer	Vote for One
Terry Rippe, Lebanon	Rep
Township Trustee	Vote for One
Earnest Huff, Norcatour	Rep
HARLAN Township Treasurer	Vote for One
Galen Lafferty, Danbury	Rep
Township Trustee	Vote for One
Joe Metcalf, Danbury	Rep
JENNINGS Township Treasurer	Vote for One
Kenneth Krizek, Jennings	Dem
Township Trustee	Vote for One
Roberta Petracek, Jennings	Dem
LIBERTY Township Treasurer	Vote for One
Gerry Tally, Oberlin	Rep
Township Trustee	Vote for One
Dave Bose, Oberlin	Rep
LINCOLN Township Treasurer	Vote for One
Robbie Henningson, Norcatour	Rep
Township Trustee	Vote for One
Ron Temple, Norcatour	Rep
LOGAN Township Treasurer	Vote for One
Martin May, Oberlin	Dem
Township Trustee	Vote for One
Millard Kyte, Oberlin	Rep
LYON Township Treasurer	Vote for One
Lawrence Carter, Dresden	Rep
Township Trustee	Vote for One
OBERLIN Township Treasurer	Vote for One
Gene Morford, Oberlin	Dem
Township Trustee	Vote for One
R J Metcalf, Oberlin	Rep
OLIVE Township Treasurer	Vote for One
Denise Abbey, Oberlin	Rep
Township Trustee	Vote for One
PLEASANT VALLEY Township Treasurer	Vote for One
Township Trustee	Vote for One
Kenneth Carter, Jennings	Rep
PRAIRIE DOG Township Treasurer	Vote for One
Township Trustee	Vote for One
Derry Bishop, Dresden	Rep
ROOSEVELT Township Treasurer	Vote for One
Lemoin Rush, Oberlin	Dem
Township Trustee	Vote for One
SAPPA Township Treasurer	Vote for One
Township Trustee	Vote for One
Paul Shields, Oberlin	Rep
SHERMAN Township Treasurer	Vote for One
Larry Roe, Oberlin	Rep
Township Trustee	Vote for One
Bart Snyder, Oberlin	Rep
SUMMIT Township Treasurer	Vote for One
Elaine Marcuson, Oberlin	Rep
Township Trustee	Vote for One
Monte Moore, Oberlin	Rep

NOTICE: Voter Registration Books will close on Monday evening the 18th of October, 2004, at 9 p.m. in the Office of the Decatur County Clerk.

Pursuant to the foregoing, I hereby give notice that the General Election to be held on November 2, 2004, will be held for the following precincts at the following designated voting places:

DRESDEN METHODIST CHURCH:  
Custer, Lyon and Dresden including Dresden City.  
JENNINGS SENIOR CITIZEN CENTER:  
Allison, Pleasant Valley and Jennings including Jennings City.

NORCATOUR CITY HALL:  
Garfield, Grant and Lincoln including Norcatour City.  
OBERLIN GOLDEN AGE:  
Altory, Center, Harlan, Liberty, Logan, Olive, Roosevelt, and Sherman.

OBERLIN AMERICAN LEGION;  
Bassettsville, Beaver, Cook, Finley, Oberlin, Prairie Dog, Sappa and Summit.  
Oberlin City #1  
DECATUR COUNTY COURTHOUSE:  
Oberlin City #2

In all places the polls will open at 7 o'clock AM and close at 7 o'clock PM. Note: Decatur County registered voters may vote an Advance Ballot in the County Clerk's Office anytime after the 4th of October, 2004. Witness my hand and seal this 27th day of September, 2004. Marilyn Horn, Decatur County Clerk & Election Officer

## Notice of Sheriff's sale

**PUBLIC NOTICE**  
(Published in The Oberlin Herald, Wednesday, September 29, October 6, 13, 2004)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS

GEORGE ANTHONY, JANET ANTHONY, RUTH SHULMAN, a/k/a RUTH SCHULMAN, and JERRI QUALLS, Plaintiffs, Vs. KEITH ANTHONY, GARY ANTHONY, FAYE ANTHONY, DONALD ANTHONY, LARRY ANTHONY, TOM ANTHONY, RICHARD HILLEBRAND, and GARY HILLEBRAND and SUSAN HILLEBRAND, husband and wife, Defendants.

Case No. 01-C-50

### NOTICE OF SHERIFF'S SALE

THE STATE OF KANSAS TO ALL PERSONS CONCERNED.

You are hereby notified that Ken Badsky, Sheriff of Decatur County, Kansas, will offer for sale at public auction the following described real estate:

**Tract 1:** The Southeast Quarter (SE 1/4) of Section Sixteen (16), Township One (1), Range Twenty-six (26), Decatur County, Kansas;

**Tract 2:** The Northeast Quarter (NE 1/4) of Section Thirty-two (32), Township One (1), Range Twenty-six (26), Decatur County, Kansas;

**Tract 3:** The Northwest Quarter (NW 1/4) of Section Twenty-two (22), Township Three (3), Range Twenty-five (25), Norton County, Kansas.

Said sale shall be held on October 26, 2004, at 10:00 A.M., in the District Courtroom in the Courthouse in Oberlin, Decatur County, Kansas, to the highest bidder. Each tract shall be sold separately. Such sale shall be without right of redemption, but each tract must sell for more than two-thirds (2/3rds) of the valuation placed thereon by the Commissioners in Partition. The successful bidder shall pay 10% of the successful bid at the completion of the sale, and shall enter into a written contract for such purchase. Said sale shall be conducted with the assistance of Lynn Johnson of Johnson Realty, Inc., Oberlin, Kansas, (785-475-2785), and copies of said written contract may be obtained from him, or from the attorneys for Plaintiffs and Defendants.

All persons interested should take notice and govern themselves accordingly.

Ken Badsky  
Sheriff of Decatur County Kansas  
Allen Shelton  
Shelton Law Firm, P.A.  
Attorney for Plaintiffs  
P.O. Box 169  
Oberlin, KS 67749  
785-475-2293

Steven W. Hirsch  
Hirsch & Pratt, L.L.P.  
Attorney for Defendants  
P.O. Box 296  
Oberlin, KS 67749  
785-475-2296

## Berry vs. Chorazyczwska

**PUBLIC NOTICE**  
(Published in The Oberlin Herald, Wednesday, September 29, October 6, 13, 2004)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS

In the Matter of the Marriage of )  
JASON BERRY, )  
Petitioner, )  
and )  
EMILIA A. CHORAZYCZEWSKA,) Respondent.

Case No. 2004-DM-25

### NOTICE OF SUIT

THE STATE OF KANSAS TO Emilia A. Chorazyczwska and all other persons who are or may be concerned:

You are hereby notified that a Petition for Divorce has been filed in the District Court of Decatur County, Kansas by Jason Berry praying for a divorce from the respondent herein and for a division of property. You are hereby required to plead to said Petition for Divorce on or before December 14, 2004, in said court at Oberlin, Kansas. Should you fail therein, judgment and decree will be entered in due course upon said Petition for Divorce.

Steven W. Hirsch  
HIRSCH & PRATT, LLP  
Box 296  
Oberlin, KS 67749-0296  
Ph. 785.475.2296  
Fax 785.475.2060  
Attorney for Petitioner

## Estate of J.M. Lehar

**PUBLIC NOTICE**  
(Published in The Oberlin Herald, Wednesday, September 22, 29, October 6, 2004)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS PROBATE DIVISION

In the Matter of the Estate of )  
JO MARIE LEHAR, Deceased.)  
Case No. 2004-PR-15

### NOTICE OF HEARING AND NOTICE TO CREDITORS

THE STATE OF KANSAS TO ALL PERSONS CONCERNED:

You are hereby notified that a petition dated September 10, 2004 has been filed in this court by Charles Culek, as an heir and the executor named in the Last Will and Testament of Jo Marie Lehar, deceased, praying for probate of the will and for the appointment of Charles Culek as executor of the estate.

You are further advised that the petitioner in this matter has requested administration pursuant to the Kansas Simplified Estates Act, and if such request is granted the court may not supervise administration of the estate and no further notice of any action of the executor or other proceedings in the estate will be given except for notice of final settlement of the decedent's estate. Should written objections to simplified administration be filed with the court, the court may order supervised administration to ensue.

You are hereby required to file your written defenses to the appointment of Charles Culek as executor of the estate on or before October 14, 2004, at 10:00 A.M. in this court in the city

of Oberlin in Decatur County, Kansas at which time and place the cause will be heard. Should you fail therein, judgment and decree will be entered in due course upon the petition.

All creditors are notified to exhibit their demands against the estate within four months from the date of the first publication of this notice as provided by law, and if their demands are not thus exhibited they shall be forever barred.

Charles Culek, Petitioner  
Steven W. Hirsch  
HIRSCH & PRATT, LLP  
P.O. Box 296  
Oberlin, Kansas 67749-0296  
Ph. 785.475.2296  
Fax 785.475.2060  
Attorney for Estate

## License fees malt beverages

**PUBLIC NOTICE**  
(Published in The Oberlin Herald, Wednesday, September 29, 2004)1t

### ORDINANCE NO. 795

An Ordinance Concerning Temporary Licenses for the Retailing of Cereal Malt Beverages

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

Section 1. **License Fee.** The rules and regulations regarding license fees shall be as follows:

a) **General Retailer** — The minimum license fee for selling cereal malt beverages at retail at either a permanent or temporary place of business shall be \$100 per calendar year. Payment of the \$100 fee authorizes the applicant to apply for one license for the first place of business. A licensee may purchase additional licenses for the following fees:  
(1) Permanent place of business - \$100.  
(2) Temporary location - \$50.

A temporary license shall be issued only to those persons who hold a permanent location license. Use of a temporary location shall be permitted only during times covered by a temporary license issued pursuant to Section 2 herein. The license shall be issued on a calendar year basis. No temporary license authorizes the sale or dispensing of cereal malt beverages without the issuance of a temporary permit for a particular location. The actual location to be covered by the temporary permit shall be designated by the license holder at least 14 days prior to the event and shall be made in writing to the City Clerk. A permit, subject to all other applicable city ordinances and state statutes, shall be issued if approved by the Governing Body using the same criteria for the issuance of a permanent license.

b) **Limited Retailer** — The fee for each place of business selling only at retail cereal malt beverages in original and unopened containers and not for consumption on the premises shall be \$50 per calendar year.

The full amount of the license fee shall be required regardless of the time of the year in which the application is made, and the licensee shall only be authorized to operate under the license for the remainder of the calendar year in which the license is issued.

Section 2. **Change of Location; Use of Temporary Locations.**

a) If a licensee desires to change the location of his or her place of business, he or she shall make an application to the governing body showing the same information relating to the proposed location as in the case of an original application. Such application shall be accompanied by a fee of \$50. If the application is in proper form and the location is not in a prohibited zone and all other requirements relating to such place of business are met, a new license shall be issued for the new location for the balance of the year for which a current license is held by the licensee.  
b) A holder of a license for a temporary location may apply for a temporary permit to use the location by filing an application with the city clerk who will provide a copy to the city police. The application shall contain the following information:

(1) The name of the sponsor of the event and a copy of any agreement with the sponsor and/or owner of the premises if other than the licensee;  
(2) A clear description of the location of the event, particularly if an area less than the entire area subject to the licensed temporary location is to be used;  
(3) A disclosure of all of the licensee's employees who will or may be serving cereal malt beverages at the event;  
(4) A statement of the dates the event will be conducted and the hours of operation on each day;  
(5) A temporary permit fee of \$50.

The application will be submitted to the City Clerk not less than 14 days before the event for which the temporary permit is sought unless the mayor waives such requirement for good cause. Unless the application is found to be in violation of city or state laws or the licensed temporary location is already scheduled for an event or is otherwise not suitable for the proposed event as determined by the city council, it will be returned signed by the mayor and city clerk and such signed application shall constitute the licensee's temporary permit.

Section 3. All temporary licenses issued in 2004 shall automatically convert to a temporary license under this ordinance revision.

Section 4. All city ordinances and city code sections in violation herewith are repealed.

Section 5. **Effective Date.** This ordinance shall take effect and be in full force from and after its publication in the official city newspaper.

Adopted by the City Council this 2nd day of September, 2004.

Approved by the Mayor this 2nd day of September, 2004.

Kenneth Shobe, Mayor  
Deanna Castle, City Clerk

**FA Consulting** Call about upgrading to SP2 if you have Windows XP

**DSL Setup  
Networking  
PC Repair  
Data Recovery  
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& Troubleshooting**

**475-3786  
475-4308**

**A+ Certified  
Toshiba Associate Technician  
18+ years experience  
Fred Anderson Owner**

