#### **Public Notices**

## Estate of L. Marietta

(Published in The Oberlin Herald. Wednesday, October 17, 24, and 31, 2012)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS PROBATE DIVISION In the Matter of the Estate of LORA E. MARIETTA, Deceased. )Case No. 2010-PR-01 NOTICE OF HEARING ON

PETITION FOR FINAL SETTLEMENT HE STATE OF KANSAS TO ALL PER-

SONS CONCERNED: You are hereby notified that a petition has been filed in said court by Alan Marietta, executor of the estate of Lora E. Marietta, deceased, praying for a final settlement of said estate, approval of the acts, proceedings and accounts of the executor, allowance for the services of the executor and attorney's fees and expenses; and also praying that the court determine the heirs entitled to the estate and the proportion or part thereof to which each is entitled, and distribute and assign the same to them in accordance with the provisions of decedent's will; that the administration of the estate be closed; that the executor be discharged and released

from further liability. You are hereby required to file youthwritten defenses thereto on or before the 9 day of November 2012, at 10:00 a.m. of said day, in said court, in the city of Oberlin, Decatur County, Kansas, at which time and place said cause will be heard. Should you fail therein, judgment and decree will be entered in due course upon said petition.

/s/ Alan Marietta

Steven W. Hirsch #12789 HIRSCH & MAHONEY, LLP 124 So Penn, PO Box 296 Oberlin, KS 67749 (785) 475-2296 Attorney for Estate

**Estate of Faye Miller** 

PUBLIC NOTICE (Published in The Oberlin Herald, Wednesday, October 17, 24, and 31, 2012)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS
PROBATE DIVISION
In the Matter of the Estate of
ORAN F. MILNER, Deceased.

)Case No. 2012-PRNOTICE OF HEARING AND NOTICE TO
CREDITORS THE STATE OF KANSAS TO
ALL PERSONS CONCERNED:
You are hereby notified that a
petition dated October 9, 2012, has been
filled in this court by Gloria Rep. Notens

filed in this court by Gloria Bee Nelson, as a surviving friend and executor of Oran F. Milner, deceased, praying for administration of said estate and for the appointment of Gloria Bee Nelson as administrator 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 administrator 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

You are hereby required to file your written defenses to the appointment of Gloria Bee Nelson as administrator of the estate on or before <u>November 9</u>, 2012, 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.

Gloria Bee Nelson, Petitioner

Steven W. Hirsch #12789 HIRSCH & MAHONEY, LLP 124 So. Penn--P. O. Box 296 Oberlin, Kansas 67749 (785) 475-2296 Attorney for Petitioner

#### **Estate of Oran Milner**

PUBLIC NOTICE (Published in The Oberlin Herald, Wednesday, October 17, 24, and 31, 2012)3t

IN THE DISTRICT COURT OF DECATUR COUNTY, KANSAS PROBATE DIVISION

In the Matter of the Estate of FAYE M. MILLER, Deceased. Case No. 2011-PR-41

NOTICE OF HEARING ON

A PROPOSITION to amend section 1 of article 11 of the constitution of the state of Kansas, relating to classification and taxation of watercraft, to be submitted to the electors of the state at the general election to be held on November 6, 2012.

House Concurrent Resolution No. 5017

§ 1. System of taxation; classification; exemption. (a) The provisions of this subsection shall govern the assessment and taxation of property on and after January 1, 2013, and each year thereafter. Except as otherwise hereinafter specifically provided, the legislature shall provide for a uniform and equal basis of valuation and rate of taxation of all property subject to taxation. The legislature may provide for the classification and the taxation uniformly as to class of recreational vehicles and watercraft, as defined by the legislature, or may exempt such class from property taxation and impose taxes upon another basis in lieu thereof. The provisions of this subsection shall not be applicable to the taxation of motor vehicles, except as otherwise hereinafter specifically provided, mineral products, money, mortgages, notes and other evidence of debt and grain. Property shall be classified into the following classes for the purpose of assessment and assessed at the percentage of value prescribed

Class 1 shall consist of real property. Real property shall be further classified into seven subclasses. Such property shall be defined by law for the purpose of subclassification and assessed uniformly as to subclass at the following percentages of value: (1) Real property used for residential purposes including multifamily residential real property and real property necessary to accommodate a residential community of mobile or manufactured homes including the real property upon which such homes

(2) Land devoted to agricultural use which shall be valued upon the basis of its agricultural income or agricultural productivity pursuant to section 12 of article 11 of the constitution.....30%

(4) Real property which is owned and operated by a not-for-profit organization not subject to federal income taxation pursuant

to section 501 of the federal internal revenue code, and which is included in this subclass by law.....12% (5) Public utility real property, except railroad real property which shall be assessed at the average rate that all other

commercial and industrial property is assessed.....33% (6) Real property used for commercial and industrial purposes and buildings and other improvements located upon land

(7) All other urban and rural real property not otherwise specifically subclassified.....30%

Class 2 shall consist of tangible personal property. Such tangible personal property shall be further classified into six subclasses, shall be defined by law for the purpose of subclassification and assessed uniformly as to subclass at the following

(1) Mobile homes used for residential purposes.....11 1/2% (2) Mineral leasehold interests except oil leasehold interests the average daily production from which is five barrels or less,

and natural gas leasehold interests the average daily production from which is 100 mcf or less, which shall be assessed at 25% (3) Public utility tangible personal property including inventories thereof, except railroad personal property including

inventories thereof, which shall be assessed at the average rate all other commercial and industrial property is assessed.....33% (4) All categories of motor vehicles not defined and specifically valued and taxed pursuant to law enacted prior to January 1, (5) Commercial and industrial machinery and equipment which, if its economic life is seven years or more, shall be valued at

its retail cost when new less seven-year straight-line depreciation, or which, if its economic life is less than seven years, shall be valued at its retail cost when new less straight-line depreciation over its economic life, except that, the value so obtained for such property, notwithstanding its economic life and as long as such property is being used, shall not be less than 20% of the retail cost when new of such property.....25%

(6) All other tangible personal property not otherwise specifically classified.....30%

(b) All property used exclusively for state, county, municipal, literary, educational, scientific, religious, benevolent and charitable purposes, farm machinery and equipment, merchants' and manufacturers' inventories, other than public utility inventories included in subclass (3) of class 2, livestock, and all household goods and personal effects not used for the production of income, shall be exempted from property taxation.

Explanatory statement. This amendment would allow the legislature to classify and tax watercraft upon a basis different from other property. A vote for this proposition would permit the legislature to provide for separate classification and taxation of watercraft or to exempt such property from property taxation and impose taxes in lieu thereof. A vote against this proposition would continue the taxation of watercraft in the same manner as all other property.

<u>PETITION FOR FINAL SETTLEMENT</u> THE STATE OF KANSAS TO ALL PER-

SONS CONCERNED:
You are hereby notified that a petition has been filed in said court by Rita Schaller and Dale A Miller, co-executors of the estate of Faye M. Miller, deceased, praying for a final settlement of said estate, approval of the acts proceedings and accounts of the the acts, proceedings and accounts of the executor, allowance for the services of the executor and attorney's fees and expenses: and also praying that the court determine the heirs entitled to the estate and the proportion or part thereof to which each is entitled, and distribute and assign the same to them in ac-cordance with the provisions of decedent's will; that the administration of the estate be closed; that the executor be discharged and released from further liability.

You are hereby required to file yours.

written defenses thereto on or before the 9 day of November 2012, at 10:00 a.m. of said day, in said court, in the city of Oberlin, Decatur County, Kansas, at which time and place said cause will be heard. Should you fail therein, judgment and decree will be entered in due course upon said petition.

/s/

Rita Schaller

Co-Executor

\_/s/ Dale A. Miller

Steven W. Hirsch #12789 HIRSCH & MAHONEY, LLP 124 So. Penn--Box 296 Oberlin, KS 67749 (785) 475-2296 Attorney for Estate

**Estate of** R. Pomeroy

(Published in The Oberlin Herald, Wednesday, October 24, 31, and November

IN THE DISTRICT COURT OF DECA-TUR COUNTY, KANSAS PROBATE DIVISION

In the Matter of the Estate of ) ROXIE A. POMEROY, Deceased) Case No. 2012-PR-29 NOTICE OF HEARING AND NOTICE TO

**CREDITORS** 

THE STATE OF KANSAS TO ALL PERSONS CONCERNED:

You are hereby notified that a petition dated October 17, 2012 has been filed in this court by Michael Pomeroy, as an heir and the executor named in the Last Will and Testament of Roxie A. Pomeroy, deceased, praying for probate of the will, and for the appointment of Michael Pomeroy as executor of the estate.

You are further advised that the petitioner in this matter has requested administration.

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 de-

simplified administration be filed with the court, the court may order supervised administration

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.

Michael Pomeroy, Petitioner Steven W. Hirsch #12789 HIRSCH & MAHONEY, LLP 124 So. Penn--P. O. Box 296 Oberlin, Kansas 67749 (785) 475-2296 Attorney for Estate

### **STAMP IT**

Stock Stamps for a wide variety of business and home applications.

THE OBERLIN HERALD 170 S. Penn — Oberlin, Kansa 785-475-2206

### **Deliquent Taxes**

**PUBLIC NOTICE** (Published in The Oberlin Herald, Wednesday, October 24,31 and November 7, 2012)3t

NOTICE OF UNPAID PERSONAL PROPERTY TAX WARRANTS, DECATUR COUNTY KANSAS

To Janet Meitl, Clerk, District Court and Steve Hirsch, Decatur County Attorney, in compliance with K.S.A. a79-2101, I hereby give notice that the personal property tax warrants listed below have been returned without taxes having been collected. Please commence such proceedings as are necessary for the collection of 2011 taxes. Agan, Ryan 711 W. Sappa St., Oberlin, KS 67749 8.41

342.86 Astalosh, Sam 828 B. Ln., Selden, KS 67757 6.93 Brack Revocable Trust-Henry B; 2210 S. Lemay Ave. Apt 134, Fort Collins, CO 80525-5100 18.27 Danley Robert; 205 San Marin Dr. Ste 3, Novato, CA 94954-1227 84.41 T & S Farms 430 Norton Rd., Clayton, KS 67629 271.92 Fortin, Jeff 725 BB Ln, Oberlin, KS 67749 31.88 Gillespie, Jr-Elton, PO Box 51; Jennings KS 67643 Gillespie, Jr-Elton, PO Box 51; Jennings KS 67643 38.68 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 83.87 44.09 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 96.76 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 99.29 52.07 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 27.94 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225 189.44 36.37 Jamie Lee Hackbart PO Box 8128, Omaha, NE 68131-2321 20.60 Jeanne E. Harmon 1366 NW 111th Ave. Coral Springs, FL 33071 Opal G. Harmon 1366 NW 111th Ave. Coral Springs, FL 33071 17.21 J E L Resources LLC 475 17th St. Ste. 980, Denver, CO 80202-980 60.19 Kump, William H PO Box 123, Jennings, KS 67643 7.44 13.75 Luther George Arthur 208 Colorado Ave, Pueblo, CO 81004-2004 271.28 Peter, Tom 1078 A. Lane, Selden, KS 67757 Quantum Operating Co PO Box 3029, Denver, CO 80201 880.20 Quantum Operating Co PO Box 3029, Denver, CO 80201 685.90 2,423.47 RAS Cabinetry LLC, 1401 E. Frontier Parkway, Oberlin, KS 67749 Tadlock, Adrian 111 N. Cass Ave, Oberlin, KS 67749 29.87 Touslee, Rick 601 W. Coldren St, Oberlin, KS 67749 72.33

123.66 VFC Company LLC, 475 17th St. Ste 980, Denver, CO 80202-4019 Yaklich Jeannette Luther, 1180 CO Rd 129, Westcliffe, CO 81252-9618 13.75 6,052.84 **Grand Total** 

Vote for One

Vote for One Rep

Vote for One Rep

Vote for One

Vote for One

Dem

Rep

Rep

Rep

Rep

Rep

Dem

I certify that the foregoing is a true and correct statement of the delinquent personal property tax for the vear 2011.

Jean Ann Hale, Decatur County Treasurer

# **Notice of General Election**

Vote for One

Rep

Rep

Rep

Amanda Grafel, Oberlin

For Township Trustee John K Gallentine, Clayton

For Township Treasurer

Curt Mizell, Clayton

For Township Trustee

For Township Trustee

Joe Metcalf, Danbury

For Township Treasurer

For Township Trustee Dennis Ritter, Jennings

For Township Treasurer

For Township Trustee Gerry Tally, Oberlin

Dan Votapka, Oberlin

For Township Trustee

David R Stapp, Norcatur

For Township Treasurer Robert Henningson, Norcatur

For Township Trustee Millard E Kyte, Oberlin

For Township Treasurer Evan J Unger, Oberlin

For Township Trustee

For Township Treasurer

For Township Trustee

Mike Coleman, Oberlin

For Township Treasurer

Gene Morford, Oberlin

For Township Trustee Tyler Witt, Oberlin

For Township Treasurer

Denise Abbey, Oberlin

PLEASANT VALLEY

For Township Trustee Kenneth Carter, Jennings

For Township Treasurer

Jerry Foster, Jennings

Lawrence Carter, Dresden

For Township Treasurer

Roberta Petracek, Jennings

DuWayne S Metz, Jennings

Galen M Lafferty, Danbury

Terry Rippe, Norcatur For Township Treasurer

Pamela S Wilson, Norcatur

**GARFIELD** 

GRANT

<u>HARLAN</u>

**JENNINGS** 

**LIBERTY** 

LINCOLN

LOGAN

LYON

<u>OBERLIN</u>

**OLIVE** 

PUBLIC NOTICE (Published in The Oberlin Herald, Wednesday, October 17, 24 and 31, 2012 )3t

NOTICE OF GENERAL ELECTION - 2012 STATE OF KANSAS **Decatur County** 

I, Colleen Geihsler, 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 in Decatur County on November 6, 2012 at the regular precincts listed below. I have added hereto the names for County and Township Offices.

NATIONAL AND STATE

For PRESIDENT AND VICE-PRESIDENT

Barack Obama/Joe Biden, Chicago Mitt Romney/Paul Ryan, Belmont Gary Johnson/James P Gray, El Prado Chuck Baldwin/Joseph Martin, KilaRef

For UNITED STATES REPRESENTATIVE, 1st DIST Tim Huelskamp, Fowler

For STATE REPRESENTATIVE, 120th DIST

Rep For STATE SENATOR, 40th DIST Allen Clark Schmidt, Havs Dem Ralph Ostmeyer, Grinnell Rep

For DISTRICT JUDGE, 17th DIST Vote for One Preston A Pratt, Oberlin Rep

For DISTRICT MAGISTRATE JUDGE, 17th DISTRICT, 2nd Position Vote for One Jay E Tate, Oberlin

Supreme Court For Justice

Vote Yes or No Shall Nancy L Moritz, Topeka, Position No. 7, be retained in office?

Sid Metcalf, Oberlin

Court of Appeals Vote Yes or No For Judge Shall Steve Leben, Fairway, Position No. 2, be retained in office?

Shall G Joseph Pierron Jr, Lawrence, Position No. 3, be retained

in office? Shall David E Bruns, Topeka, Position No. 6, be retained in office? Shall G Gordon Atcheson, Overland Park, Position No. 8, be retained in office?

retained in office? Shall Richard D Greene, Wichita, Position No. 10, be retained in

COUNTY

Shall Karen Arnold-Burger, Overland Park, Position No. 9, be

For COUNTY COMMISSIONER, 2<sup>nd</sup> District Vote for One

For COUNTY ATTORNEY Vote for One Steven W Hirsch, Oberlin **TOWNSHIP** For Township Trustee Vote for One Rebecca Wahlmeier, Jennings Rep For Township Treasurer Linda J Wahlmeier, Jennings Vote for One **ALTORY** For Township Trustee Vote for One Jeannie Gawith, Oberlin Rep Vote for One For Township Treasurer Gary Gawith, Oberlin **BASSETTVILLE** For Township Trustee Steve Brown, Selden Vote for One Vote for One For Township Treasurer Dem Terry Lippelmann, Selden

For COUNTY COMMISSIONER 3rd District Vote for One

Brad Long, Norcatur

Brad Marcuson, Oberlin

For COUNTY CLERK

Kari Ketterl, Herndon

Ken Badsky, Oberlin

For Township Trustee

For Township Trustee

James H Wesch, Oberlin

For Township Treasurer

For SHERIFF

Vote for One

Dem

Rep

Vote for One

Colleen Geihsler, Oberlin

For COUNTY TREASURER

For REGISTER OF DEEDS

Vote for One Rep For Township Trustee Jay Ketterl, Oberlin Vote for One Rep For Township Treasurer Jacob Weyeneth, Oberlin For Township Trustee Vote for One Ron McDougal, Oberlin For Township Treasurer Dem

Keri Bryan, Öberlin For Township Trustee Vote for One David Juenemann, Selden Rep For Township Treasurer Vote for One **CUSTER** 

Merlin Anderson, Oberlin Vote for One For Township Treasurer Brett Jennings, Oberlin **DRESDEN** For Township Trustee Vote for One For Township Treasurer

> PRAIRIE DOG For Township Trustee Jim Fredrickson, Selden For Township Treasurer

Vote for One Vote for One Vote for One Rep Vote for One Vote for One Rep Vote for One

Vote for One Vote for One

Betty Hickert, Selden ROOSEVELT For Township Trustee For Township Treasurer Vote for One

Terry Rush, Oberlin <u>SAPPA</u> For Township Trustee Vote for One Paul Shields, Oberlin For Township Treasurer Rodney Bryan, Oberlin Vote for One Rep **SHERMAN** For Township Trustee For Township Treasurer Vote for One

Vote for One

Vote for One

SUMMIT For Township Trustee Vote for One Monte Moore, Oberlin For Township Treasurer Rep Vote for One Paul Tally, Oberlin Rep County Voted question: Shall the following be adopted?

Shall a corporation, trust, limited liability company, limited partnership or corporate partnership, other than a family farm corporation, authorized farm corporation, limited liability agricultural company, limited agricultural partnership, family trust, authorized trust or terstamentary trust be allowed to, either directly or indirectly, own, acquire or otherwise obtain or lease any agricultural land in Decatur County for the purpose of establishing a dairy production facility?

City Voted Question: Shall the following be adopted? Shall the City of Oberlin, Kansas be authorized to (1) construct

and equip a new swimming pool and related appurtenances (the "Swimming Pool Project") and to issue the City's general obligation bonds pursuant to K.S.A. 12-1736 et seq., in an amount not to exceed \$2,150,000 (the "Bonds") to provide for payment of the costs of the Swimming Pool Project, including interest costs during construction and associated issuance costs; and (2) impose a one and one-half percent (1.50%) city-wide retailers' general purpose retailers' sales tax, the revenue from which will be applied to finance the costs of the Swimming Pool Project, to pay the costs of operating and maintaining that swimming pool and to finance general operating and capital improvements expenses of the City, with collection of such sales tax to commence on April 1, 2013 or as soon thereafter as permitted by law, all pursuant to provisions of K.S.A. 12-187 et seq., as amended?

Precincts and polling locations: Custer, Lyon and Dresden Township with Dresden City @ The Dresden Methodist Church, Dresden Allison, Pleasant Valley and Jennings Township with Jennings City @ The Sunflower Senior Center, Jennings Garfield, Grant and Lincoln Township with Norcatur City

@ The Norcatur City Hall, Norcatur Altory, Bassettville, Beaver, Center, Cook, Finley, Harlan, Liberty, Logan, Oberlin, Olive, Prairie Dog, Roosevelt, Sappa, Sherman and Summit, Oberlin City # 1 and Oberlin City # 2 Gateway Center, Oberlin

Witness my hand and seal this 2<sup>nd</sup> day of October, 2012. Colleen Geihsler, Decatur County Clerk &

The polls will open at 7 o'clock AM and close at 7 o'clock PM.

Election Officer