# The Goodland Star-News

**MIDWEEK** 

Tuesday, May 10, 2011

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10 Pages

weather report

noon Monday

#### **Today**

- Sunset, 7:50 p.m.
- Wednesday
- Sunrise, 5:37 a.m. • Sunset, 7:50 p.m.
  - **Midday Conditions**
- Soil temperature 59 degrees
- · Humidity 7 percent
- · Sky partly cloudy · Winds southwest 20 mph
- Barometer 29.50 inches and falling
- Record High today 94° (1962) • Record Low today 25° (1918)

#### Last 24 Hours'

High Sunday 54° Low Sunday Precipitation none This month trace Year to date 3.86

0.47 inches Below normal The Topside Forecast

Today: Sunny with a high near 83, winds breezy out of west at 10 to 30 mph and a low around 43. Wednesday: Mostly cloudy with a 50 percent chance of showers and thunderstorms, a high near 68, winds out of the northeast at 10 to 15 mph and a low around 45.

#### **Extended Forecast**

Thursday: Mostly cloudy and breezy with a 40 percent chance of rain and thunderstorms, a high near 58 and a low around 39. Friday: Mostly sunny with a high near 70 and a low around 43. Saturday: Mostly sunny with a high near 69. National Weather Service)

Get 24-hour weather info. at 162.400 MHz. \* Readings taken at 7 a.m.



#### Noon

Wheat — \$8 bushel Posted county price — \$7.64 Corn — \$6.23 bushel Posted county price -

Milo — \$6.07 bushel Soybeans — \$12 bushel Posted county price -Millet — \$5 hundredweight Sunflowers

Oil current crop — \$31.40 cwt. Confection — no bid Pinto beans — \$28 (new crop)

(Markets by Scoular Grain, Sun Opta Frontier Ag and 21st Century Bean. These may not be closing figures.)





### Cowgirls win six games

The Cowgirls played Scott City on Thursday, Ellis on Friday and Johnson City on Saturday winning all six games. The Cowgirls will be the top seed with a season record of 17-3. See photos, story on Page 10.



## City plants trees for Arbor Day

By Tom Betz

nt.betz@nwkansas.com Goodland celebrated the 32nd year as a Tree City USA as part of the Arbor Day program held Thursday afternoon at the Van Gogh Park where three trees

The three Greenspire Linden trees were donated by Black Hills Energy and fourth graders from Central Elementary joined city officials and the Goodland Tree Board for the special

and a time capsule were planted.

This was the fifth year Black Hills has participated in the Arbor Day ceremony and as part of the company's Power of Trees program.

Christie Rasure, chairman of the city tree board, welcomed everyone to the tree planting, and Mayor John Garcia welcomed everyone on behalf of the city and read the proclamation for Arbor Day.

Jim Strine, district forester from Hays, presented the Tree City USA flag to Garcia. He asked the fourth graders if any of them had tried to climb a tree. Most raised their hands, and Strine said it was important to plant the trees so people will have trees to climb years from now.

City employees Dan Krayca had the special time capsule and the fourth grade students stuffed items they had gathered in their classes plus other items from that day in the capsule. Rasure put in a copy of the proclamation and the program.

City employee Dustin Bedore helped seal the capsule and Krayca placed it in the hole near the middle tree. City employee Kenton Keith helped plant the trees.

Dana Belshe of the Sunflower Extension District and Doug Gerber, city manager and Annette Fairbanks, city commissioner were at the planting

"Trees help conserve energy, sustain the environment and improve the landscape," said Chris Bauman, local operations supervisor for Black Hills Energy. "With the Power of Trees program, we work to improve the environment and help beautify communities we serve while spreading the message that everyone can plant trees. We hope this planting will be a catalyst for additional tree-planting efforts."

Black Hills Energy employees Harold Gillihan and Chad Hanevik helped with the tree planting.

It was a great day and the fourth graders had walked over to Van Gogh Park from the school for the ceremony, and asked some good questions as they watched the men plant the tree. Rasure made sure the "happy" side of the three faced the west. She said every tree has a happy side and that is what you want to be sure is facing out when the tree is planted.

After the middle tree and time capsule were planted and buried the fourth graders walked back to Central and the city employees and Black Hills employees finished planting and staking the three trees along east of the Van Gogh painting.



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fourth graders, teachers and others put items inside at the special of the city tree board explained how to find the 'happy' side of the ceremony held Thursday at Van Gogh Park. Mayor John Garcia Linden tree being held by Black Hills Energy employee Harold (bottom left) welcomed the students and other people and read Gillihan and Krayca has the time capsule to be buried.

City employee Dan Krayca (above) held the time capsule while the proclamation for Arbor Day. Chrisite Rasure (below right), chair



## Judge sets trial date for two people accused of firing at state troopers during January chase

**By** Tom Betz

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A preliminary hearing was held Friday afternoon in Sherman County District Court came in one at a time when called. and after hearing testimony from six witnesses for the prosecution the Judge ruled the

state had provided enough evidence to hold the two defendants over for trial for attempting to shoot two state troopers on I-70 in January.

Magistrate Judge Richard Ress of Colby heard the case presented by Nicole Romine, deputy attorney general from the criminal litigation divi-

sion, against defendants Anthony Douglas Patrick, 30, and Piper Lacey Stout-Briese, 30, for attempted first degree murder, possession of methamphetamine and eluding and fleeing the state troopers.

Patrick was represented by attorney Doug C. Spencer of Oakley and Stout-Briese was represented by attorney Lawrence A. Taylor of Colby. The two defendants sat at opposite sides of the defense table with the two lawyers sitting in between

At the opening of the hearing the defense and drove away. attorneys asked that all witnesses leave the courtroom and only those who would testify

Romine first called state trooper Perry Frey, who had been the first to contact the two

> 16, when he was on patrol and at the east side rest area on I-70 about 7 p.m. He said he noticed a Toyota Scion parked in the rear area with fogged windows. Frey said he ran the license plate, but

**Stout-Briese** 

it came back to a Dodge pickup and not the Toyota. Frey said he approached the driver's side of the vehicle and asked the driver to roll down his window. Frey said the driver was a male who said his name was Cy Devlin when he rolled the window down about four inches. When Frey asked about the license plate Devlin said the Dodge belonged to his friend,

who was apparently in the back seat. Frey asked for driver's license and registration, but instead the driver started the Toyota stopped about 3 miles north of Brewster

Trooper Frey ran back to his car and followed letting dispatch know he was following the Toyota going east on I-70. Frey said the Toyota almost collided with a semi truck going out of the rest area and onto I-70.

The Toyota pulled up and stopped at the Trooper Frey recounted Ruleton exit, but when Trooper Frey asked the events of Sunday, Jan for the two people to put out their hands and get out of the vehicle the driver took off again this time at a high rate of speed. Frey said he called dispatch and asked for assistance to attempt to stop the vehicle as the west Goodland exit. He said the vehicle got up to 90 mph for a couple miles, but slowed down as they approached the exit. Frey said the attempt to stop the Toyota failed and as the chase continued east he could see an arm out of either side of the vehicle. He said the chase was about two miles east of the east Goodland exit when he heard a bullet strike his windshield on the passenger side of his car.

Frey told dispatch shots had been fired and his vehicle had been hit. He said he slowed down and called for more assistance. Frey continued to describe the chase and the events that led to his using deadly force to shoot at the Toyota and wounding the driver before the car

The Second witness was Sherman County Deputy Asa Stiles who testified he tried to use stop sticks on the Toyota as it went past him at the west Goodland exit. He said the Toyota driver swerved to avoid the sticks. Deputy Stiles said he saw two people in the Toyota as it went by him.

The third witness was Trooper Charlie Brattin, who had been on duty in Thomas County and responded to the call for assistance. Brattin stationed himself at the Edson exit about 10 miles east of Goodland and prepared to toss out stop sticks from behind his car.

Trooper Brattin said Trooper Frey had said the passenger of the Toyota was shooting and told Brattin to take cover. Brattin testified as he threw the stop sticks out across I-70 before he hid behind the rear of the patrol car. Asked if he heard any shots Brattin said he heard what he thought were two noises that could

have been shots. The Toyota hit the stop sticks deflating the right front passenger side tire. Brattin said he put the stop sticks back in his trunk and joined the chase. He said it was not until later after the chase was over when they found what appeared to be a bullet strike on his patrol car

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