

Justice long-time coming for family

By CAROLYN PLOTTS

With a stay of execution, a Norton family is reliving the pain of their grandson's death.

A little more than six years ago, Chester Allan Poage, a 1998 graduate of Norton Community High School, was senselessly murdered in what started out as a robbery. It escalated into murder, but only after the young man endured four hours of stabbing and beating. He finally died after the killers dropped rocks on his head. His body was found more than a month later on April 22.

Mr. and Mrs. Hutchins, Norton, are Chester Poage's grandparents. Their daughter, Dottie Poage, is Chester's mother. Mr. and Mrs. Hutchins were very close to their grandson while he was growing up in Norton County.

Mr. Hutchins remembered how his grandson worked at Natoma Corporation during high school. He said, "Chester used to operate those machines out there. And Gail (Boller) was so good to him."

After high school, Chester attended one year at Northwest Technical College in Goodland. He loved working with computers and he wanted to get into the telecommunications field. During that year he would come back to Norton every weekend and stay with his grandparents.

Dottie Poage moved to Spearfish, S.D. Chester had moved in a few months before. On March 13, 2000, three young men, whom Chester casually knew, had initially planned to rob the Poage home. But, somewhere along the



Chester Allan Poage

way, their plan took a deadly turn. The result was the murder of 19-year old Chester Poage.

Now, the family has to relive those memories all over because just moments before the death sentence was to be carried out on one of Chester's attackers, Mike Rounds, the governor of South Dakota stopped the execution.

The killer, Elijah Page, who has asked the state to carry out his death sentence, will remain on death row. The governor said his execution will take place. He said state law regarding executions had to be reworded. One of the other murderers, Briley Piper, also faces the death sentence. Darrell Hoadley, the third killer will spend



A family portrait. Chester Allan Poage posed with his mother, Dottie Poage, center, and his younger sister, Samantha Poage. — Photo courtesy of Hutchins family

the rest of his life behind bars.

Dottie Poage said, "What has taken place (the stay of execution) is disappointing and appalling. I have been deeply affected by this

since the day of my son's death, and it's all bringing it back again, the state not working on my family's behalf, on my son's behalf."



In happier times Chester Allan Poage mowed the lawn at his grandparent's Norton Home. — Photo courtesy of Hutchins family

PUBLIC NOTICES

The Estate of Jack D. Sheley

Published in The Norton Telegram on Friday, September 8, 15, 22, 2006. (3T) IN THE DISTRICT COURT OF NORTON COUNTY, KANSAS

Case No. 2005-PR-3 In the matter of the Estate of Jack D. Sheley, deceased.

NOTICE OF HEARING ON PETITION FOR FINAL SETTLEMENT

THE STATE OF KANSAS TO ALL PERSONS CONCERNED:

YOU ARE HEREBY notified that a petition has been filed on September 5, 2006, in said Court by Betty A. Sheley, executrix of the estate of Jack D. Sheley, deceased, praying for a final settlement of the estate, approval of her acts and proceedings as executrix, allowance for attorney's fees and expenses, determination of the heirs entitled to the

estate and assignment to them in accordance with the will, laws and order of this Court.

Your are required to file your written defenses thereto on or before October 2, 2006, at 9:30 a.m., on said day, in said Court, in the City of Norton, Norton County, Kansas, at which time and place said petition will be heard. Should you fail therein, judgement and decree will be entered in due course upon said petition.

Betty A. Sheley, Executrix
Submitted by:
Mark C. Whitney, No. 9607
WHITNEY LAW OFFICE
112 South Kansas, Box 208
Norton, Kansas 67654
(785) 877-2661
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Attorney for the Executrix

The Estate of Elmer E. J. Howell

Published in The Norton Telegram on Friday, September 8, 15, 22, 2006. (3T) IN THE DISTRICT COURT OF NORTON COUNTY, KANSAS

Case No. 2006-PR-17 In the matter of the Estate of ELMER EDMOND JACK HOWELL, deceased.

NOTICE OF HEARING STATE OF KANSAS COUNTY OF NORTON, ss.

The State of Kansas To All Persons Concerned:

You are hereby notified that on September 1, 2006 a *Petition For Determination Of Descent* was filed in this Court by Joyce A. Howell, as Executrix of the Estate of Elmer Edmond Jack Howell, deceased, praying for the *Determination Of Descent Of Elmer*

Edmond Jack Howell, deceased and you are hereby required to file your written defenses thereto on or before the 2nd day of October, 2006, at 9 o'clock a.m. of said day, in said Court, in the City of Norton, in Norton County, Kansas, at which time and place said cause will be heard. Should you fail therein, judgement and decree will be entered in due course upon said Petition.

Joyce A. Howell
Petitioner
John F. McClymont, #09379
RYAN, WALTER & McClymont, Chtd.
120 S. State - PO Box 364
Norton, Kansas 67654
785 877-5183
Attorney for Petitioner

NORCATUR NEWS

By NORCATUR NEWSLETTER VOLUNTEERS

The potluck supper and program to be held this month at the Lyle Community Building has been changed to Saturday, Sept. 23. We expect to have some good entertainment from Carolyn and Jim Plotts' group and the Prairie Dogs from McCook. Dwight Wood, formerly of Lyle and Norcat, is a member of the group. He says his friends will play bluegrass and country music for free if the supper is good. Donations for the meal will go toward the expenses and upkeep of the Lyle Community Building. Everyone is welcome, and anyone who will sing, play an instrument, or help in any way with the entertainment is urged to join in the fun.

Winners of the pool tournament held Aug. 21 at the Cardinal Bar and Grill were: first, Stan Miller; second, Fred Molzahn; and third place went to Dee Dee.

Ray and Donzie Taylor of Parker, Colo., were overnight guests of Rea and Dee Magers on Aug. 22. The families were neighbors near Tiny Town, Colo., about 45 years ago.

Rea and Dee Magers visited their son, Jeff, near Cedar Bluffs on

Wednesday afternoon, Aug. 23, and brought home garden produce.

Larry and Terri James drove to North Platte, Neb., on Aug. 18 to attend the wedding of their son, Matthew James, to Jamie Lakey, daughter of Bob and Sandy Lakey of North Platte. Matt and Jamie were married in an outdoor ceremony in Cody Park with lots of friends and relatives attending. Willa and Darrell Carlton, Terri's parents, came from Hot Springs, Ark., and Matt's brother, Marine Corporal Russell James, attended the wedding. Matt and Jamie live in North Platte, where both are employed at the Flying J Truck Stop. They have a daughter, Roelynn Grace, who will be three months old on Aug. 29.

Congratulations to Corporal Russell James, who just finished another year of school at the National Defense Language Institute in Monterey, Calif., graduating at the top of his class again. He was able to spend a few days visiting friends and family, but his leave was cut short and he had to report to his new duty station at Camp Lejeune, N.C. Corporal James is a linguist for a new special forces unit.

Cathy Claussen and Beth Johnson called on Mr. and Mrs.

Ronald Molzahn of rural Naponee, Neb., on Aug. 25.

Gene and Heather Bertman of Norman, Okla., are the parents of a daughter, Audrey Josephine, born Friday, Aug. 25. This little lady weighed 7 pounds, 6 ounces and was 20 inches long. A brother, Joshua, welcomes her to the family. Grandparents are Pam and Gary McClelland, Shawnee, Okla., and Mr. and Mrs. Eugene Bertman, Long Island, N.Y. Her great-grandmothers are Alice Shirley, Oberlin, and "Mickey" Bertman of Norman, Okla.

Dorothy Ward visited Lora Linn Leichliter at Cedar Living Center on Friday morning, Aug. 25, and ate lunch with her. Aug. 25, overnight guests of Mrs. Ward were Mark and Deb Ward of Hugo, Colo.

Prairie Dog 4-H Club took part in the parade during the Jennings Firemen's Fun Day, riding on a trailer pulled by CW Welding of Norcat.

Amy Wentz, 4, and Rebecca Wentz, 9, participated in the pedal tractor pull at the Jennings Firemen's Fun Day. They each pulled their way to second place in their division, and will participate in the Farm Bureau pedal tractor pull at the Kansas State Fair in Hutchinson on Sept. 10. They are the daughters of Darren and Lois Wentz.



PUBLIC NOTICE

Mortgage Foreclosure

Published in The Norton Telegram on Friday, September 8, 15, 22, 2006. (3T) IN THE DISTRICT COURT OF NORTON COUNTY, KANSAS

Case No. 2006CV50 K.S.A. 60 Mortgage Foreclosure NATIONAL CITY MORTGAGE COMPANY, Plaintiff vs.

CONNIE CHANDLER, Defendants **NOTICE OF SUIT**

The State of Kansas to: CONNIE CHANDLER; JOHN DOE (REAL NAME UNKNOWN); MARY DOE (REAL NAME UNKNOWN) and the unknown heirs, executors, administrators, devisees, trustees, creditors, and assigns of such of the defendants as may be deceased; the unknown spouses of the defendants; the unknown officers, successors, trustees, creditors and assigns of such defendants as are existing, dissolved or dormant corporations; the unknown guardians and trustees of such of the defendants as are minors or are in anywise under legal disability; and all other persons who are or may be concerned:

You are hereby notified that a petition

has been filed in the District Court of Norton County, Kansas, by National City Mortgage Company for judgement in the sum of \$89,848.92, plus interest, costs and other relief; judgement that plaintiff's lien is a first lien on the said real property and sale of said property to satisfy the indebtedness, said property described as follows, to wit:

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NE/4 NW/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWO (2) SOUTH, RANGE TWENTY-THREE (23) WEST OF THE SIXTH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS AND ASSUMING THE SOUTH LINE OF SAID NE/4 NW/4 BEARS S 90 DEGREES 00' 00" W, COMMENCING AT THE NC 1/4 1/4 CORNER OF SECTION 34, THENCE S 90 DEGREES 00' 00" W 801.00 FEET ON THE 1/4 1/4 SECTION LINE TO A POINT; THENCE N 00 DEGREES 08' 45" E 383.00 FEET ON THE WEST BOUNDARY LINE OF KENNEDY STREET TO A POINT, SAID POINT ALSO BEING TRUE POINT OF BEGINNING; THENCE N 00 DEGREES 08' 45" E 120.00 FEET ON

THE WEST LINE OF KENNEDY STREET, TO A POINT; THENCE S 90 DEGREES 00' 00" W 250.00 FEET ON THE SOUTH BOUNDARY LINE EXTENDED WESTERLY OF CRANE STREET TO A POINT; THENCE S 00 DEGREES 08' 45" W 120.00 FEET TO A POINT; THENCE N 90 DEGREES 00' 00" E 250.00 FEET TO TRUE POINT OF BEGINNING. Commonly known as 910 Kennedy Ave., Norton, Kansas 67654

and you are hereby required to plead to said petition in said Court at Norton, Kansas on or before the 23rd day of October, 2006.

Should you fail therein judgement and decree will be entered in due course upon said petition.

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

SHAPIRO & MOCK, LLP
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Our File No. 06-1456/sk