

# Public Notices

## Estate of L. Marietta

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 )  
LORA E. MARIETTA, Deceased.  
)Case No. 2010-PR-01  
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 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 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 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,

Executor

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-PR-  
NOTICE 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 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 to ensue.

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

/s/  
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

PETITION FOR FINAL SETTLEMENT  
THE STATE OF KANSAS TO ALL PERSONS 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 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 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 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.

/s/  
Rita Schaller  
Co-Executor  
/s/  
Dale A. Miller  
Co-Executor

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



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111 S. 2nd, Norton, Kansas  
785-871-TECH (8324)  
Email: office@septictech.org

## Delinquent 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.

8.41	Agan, Ryan 711 W. Sappa St., Oberlin, KS 67749
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
38.68	Gillespie, Jr-Elton, PO Box 51; Jennings KS 67643
83.87	GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225
44.09	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	GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225
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
189.44	GRP Energy LP; 5956 Sherry Ln. Ste 1221, Dallas, TX 75225
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
17.21	Opal G. Harmon 1366 NW 111th Ave. Coral Springs, FL 33071
60.19	J E L Resources LLC 475 17th St. Ste. 980, Denver, CO 80202-980
7.44	Kump, William H PO Box 123, Jennings, KS 67643
13.75	Luther George Arthur 208 Colorado Ave, Pueblo, CO 81004-2004
271.28	Peter, Tom 1078 A. Lane, Selden, KS 67757
880.20	Quantum Operating Co PO Box 3029, Denver, CO 80201
685.90	Quantum Operating Co PO Box 3029, Denver, CO 80201
2,423.47	RAS Cabinetry LLC, 1401 E. Frontier Parkway, Oberlin, KS 67749
29.87	Tadlock, Adrian 111 N. Cass Ave, Oberlin, KS 67749
72.33	Touslee, Rick 601 W. Coldren St, Oberlin, KS 67749
123.66	VFC Company LLC, 475 17th St. Ste 980, Denver, CO 80202-4019
13.75	Yaklich Jeannette Luther, 1180 CO Rd 129, Westcliffe, CO 81252-9618
6,052.84	Grand Total

I certify that the foregoing is a true and correct statement of the delinquent personal property tax for the year 2011.  
Jean Ann Hale, Decatur County Treasurer

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 therefor:

- 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 are located.....11 1/2%
  - (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%
  - (3) Vacant lots.....12%
  - (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 devoted to agricultural use.....25%
  - (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 percentages of value:

- (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% .....30%
- (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, 1985 .....30%
- (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.

# Notice of General Election

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

NOTICE OF GENERAL ELECTION - 2012  
STATE OF KANSAS  
Decatur County

I, Colleen Geihlsler, 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  
Vote for One Pair  
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, 1<sup>st</sup> DIST  
Vote for One  
Tim Huelskamp, Fowler

For STATE SENATOR, 40<sup>th</sup> DIST  
Vote for One  
Allen Clark Schmidt, Hays  
Ralph Ostmeier, Grinnell

For STATE REPRESENTATIVE, 120<sup>th</sup> DIST  
Vote for One  
Ward M Cassidy, St Francis

For DISTRICT JUDGE, 17<sup>th</sup> DIST  
Vote for One  
Preston A Pratt, Oberlin

For DISTRICT MAGISTRATE JUDGE,  
17<sup>th</sup> DISTRICT, 2<sup>nd</sup> 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?

Court of Appeals  
For Judge Vote Yes or No  
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 Acheson, Overland Park, Position No. 8, be retained in office?  
Shall Karen Arnold-Burger, Overland Park, Position No. 9, be retained in office?  
Shall Richard D Greene, Wichita, Position No. 10, be retained in office?

For COUNTY COMMISSIONER, 3<sup>rd</sup> District  
Vote for One  
Brad Long, Norcatour  
Brad Marcuson, Oberlin

For COUNTY CLERK  
Vote for One  
Colleen Geihlsler, Oberlin

For COUNTY TREASURER  
Vote for One  
Jean Ann Hale, Oberlin

For REGISTER OF DEEDS  
Vote for One  
Kari Ketterl, Herndon

For SHERIFF  
Vote for One  
Ken Badsky, Oberlin

For COUNTY ATTORNEY  
Vote for One  
Steven W Hirsch, Oberlin

TOWNSHIP

ALLISON  
For Township Trustee  
Vote for One  
Rebecca Wahlmeier, Jennings  
For Township Treasurer  
Vote for One  
Linda J Wahlmeier, Jennings

ALTORY  
For Township Trustee  
Vote for One  
Jeannie Gawith, Oberlin  
For Township Treasurer  
Vote for One  
Gary Gawith, Oberlin

BASSETTVILLE  
For Township Trustee  
Vote for One  
Steve Brown, Selden  
For Township Treasurer  
Vote for One  
Terry Lippelmann, Selden

BEAVER  
For Township Trustee  
Vote for One  
Jay Ketterl, Oberlin  
For Township Treasurer  
Vote for One  
Jacob Weyeneth, Oberlin

CENTER  
For Township Trustee  
Vote for One  
Ron McDougal, Oberlin  
For Township Treasurer  
Vote for One  
Keri Bryan, Oberlin

COOK  
For Township Trustee  
Vote for One  
David Jueneemann, Selden  
For Township Treasurer  
Vote for One  
Vote for One

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

DRESDEN  
For Township Trustee  
Vote for One  
For Township Treasurer  
Vote for One

FINLEY  
For Township Trustee  
Vote for One  
James H Wesch, Oberlin  
For Township Treasurer  
Vote for One

Amanda Grafel, Oberlin  
Rep

GARFIELD  
For Township Trustee  
Vote for One  
John K Gallentine, Clayton  
For Township Treasurer  
Vote for One  
Curt Mizell, Clayton

GRANT  
For Township Trustee  
Vote for One  
Terry Rippe, Norcatour  
For Township Treasurer  
Vote for One  
Pamela S Wilson, Norcatour

HARLAN  
For Township Trustee  
Vote for One  
Joe Metcalf, Danbury  
For Township Treasurer  
Vote for One  
Galen M Lafferty, Danbury

JENNINGS  
For Township Trustee  
Vote for One  
Dennis Ritter, Jennings  
For Township Treasurer  
Vote for One  
DuWayne S Metz, Jennings

LIBERTY  
For Township Trustee  
Vote for One  
Gerry Tally, Oberlin  
For Township Treasurer  
Vote for One  
Dan Votapka, Oberlin

LINCOLN  
For Township Trustee  
Vote for One  
David R Stapp, Norcatour  
For Township Treasurer  
Vote for One  
Robert Henningson, Norcatour

LOGAN  
For Township Trustee  
Vote for One  
Millard E Kyte, Oberlin  
For Township Treasurer  
Vote for One  
Evan J Unger, Oberlin

LYON  
For Township Trustee  
Vote for One  
For Township Treasurer  
Vote for One  
Lawrence Carter, Dresden

OBERLIN  
For Township Trustee  
Vote for One  
Mike Coleman, Oberlin  
For Township Treasurer  
Vote for One  
Gene Morford, Oberlin

OLIVE  
For Township Trustee  
Vote for One  
Tyler Witt, Oberlin  
For Township Treasurer  
Vote for One  
Denise Abbey, Oberlin

PLEASANT VALLEY  
For Township Trustee  
Vote for One  
Kenneth Carter, Jennings  
For Township Treasurer  
Vote for One  
Jerry Foster, Jennings

PRAIRIE DOG  
For Township Trustee  
Vote for One  
Jim Fredrickson, Selden  
For Township Treasurer  
Vote for One

Betty Hickert, Selden  
Rep

ROOSEVELT  
For Township Trustee  
Vote for One  
For Township Treasurer  
Vote for One  
Terry Rush, Oberlin

SAPPA  
For Township Trustee  
Vote for One  
Paul Shields, Oberlin  
For Township Treasurer  
Vote for One  
Rodney Bryan, Oberlin

SHERMAN  
For Township Trustee  
Vote for One  
For Township Treasurer  
Vote for One

SUMMIT  
For Township Trustee  
Vote for One  
Monte Moore, Oberlin  
For Township Treasurer  
Vote for One  
Paul Tally, Oberlin

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 testamentary 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?

Ballot Questions

.....

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 Norcatour City  
@ The Norcatour City Hall, Norcatour

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 @ The Gateway Center, Oberlin

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

Witness my hand and seal this 2<sup>nd</sup> day of October, 2012.

Colleen Geihlsler, Decatur County Clerk & Election Officer

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