

State To Investigate Police Chief's Record

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State standards also prohibit anyone convicted of any felony offense from being certified as a law enforcement officer.

The Criminal Justice Standards division was not aware of Rathburn's criminal record until asked about it by The News Record earlier this month.

"We didn't have any of the information about his past record," Perry said. "We would normally like to have that information."

Weaverville Town Manager Charles Horne said he knew that Rathburn had some "minor problems with the law" before he joined the Weaverville police force.

"We are aware of some minor stuff," said Horne, who was not town manager when Rathburn was hired as a police officer. "They (Standards Division employees) have not contacted me."

Rathburn could not be reached for comment. Horne fired Rathburn on Aug. 28 for undisclosed reasons. Rathburn requested a grievance hearing so that he could present his side of the issue. That grievance hearing began Sept. 23, but was recessed after three hours and scheduled to resume Sept. 29.

Sometime during that recess, attorneys for the town and for Rathburn reached an agreement in which Weaverville officials simply allowed Rathburn to resign.

County, Sheriff Disagree Over Funding For Jail

Continued from Page 1

Commissioners have warned that Brown will be some \$38,000 over budget if he continues spending at his current rate.

Brown said last week he was considering taking the commissioners to court to get the money he says he needs. Brown hasn't changed his mind, and this week appears more certain that he will file a lawsuit.

"We are definitely going to file a lawsuit. No doubt. No question," he said.

Brown said he has talked to three attorneys, who have indicated that he should take legal action against the county if he feels he is not receiving adequate funding to meet minimum jail standards. Brown refused to reveal the names of those attorneys.

"I don't think there is any question that we are going to file a lawsuit, unless they (commissioners) up and say, 'Here's what you need, we'll give it to you,'" he said.

Brown said he has already spent money, raised by a citizens group, on attorneys fees. "I can't back out now unless I get what I want," he said.

County commissioners, meanwhile, say they cannot give Brown the money he wants without cutting the budgets of other departments.

"The fact is, there's just no money there to give him," Steen said.

Steen, in an unofficial move, attempted this week to reach a com-

promise with Brown in an attempt to prevent litigation.

"I didn't feel like the county needed the adverse publicity or the cost of attorneys fees draining the county's purse any more," he said. Steen told Brown the commissioners might be able to give him another \$11,000 to operate his department, and might be willing to allow him to keep the profit on funds collected by the sheriff for housing out-of-county prisoners in Madison County Jail.

"I talked to him about it this morning. He acted like he had no interest in that at all. He's not the least bit interested, as far as I can tell," Steen said Tuesday.

"I feel like I offered him a fair compromise and a significant increase," he said. "I don't feel the taxpayers can stand any more burden, and we can't change the budget now."

Steen's talks with Brown have been unofficial and any agreement would have to be approved by county board Chairman Robert Capps and Commissioner John Hensley.

"This is only something I'm doing on my part and the other two have not gone along with me yet," he said.

Brown confirmed that he has been approached by Steen with a compromise offer, and that he has rejected it.

"I indicated to him that would not help me any," he said.

Brown said he has had no contact

with Capps or Hensley since last Monday's board meeting.

Brown also said he is no longer keeping out-of-county prisoners in Madison County Jail.

"I've stopped taking in prisoners because it's hurting my budget," he said. "I was taking in a little bit of money from it, but they (commissioners) weren't putting it back into my budget and it was ending up hurting my department."

County officials have been placing prisoner revenues into the county general fund. Expenses related to the housing of those prisoners come from the sheriff's budget, Brown said.

While county commissioners have said that Brown may be some \$38,000 over budget come June, Brown says that \$38,000 is the difference between the amount he requested from county officials and his actual allocation.

Brown had asked for \$227,000 in county funds; he received \$189,129. But if Brown was so concerned about the amount of money he wanted from county officials, why did he not attend any of the commissioners' budget workshops, Steen asked.

"We told him if he couldn't cut his budget to come back and see us," he said. "Now, in the middle of the year, he's being so demanding."

Commissioners have said they gave Brown a lump sum of money and left it up to him to decide how to spend it.

Legals

NOTICE OF ADMINISTRATRIX CTA
Having qualified as Administratrix CTA of the Estate of Edward Howard Core, late of 108 1/2 North Main Street, Mars Hill, North Carolina 28754, the undersigned does hereby notify all persons, firms, and corporations having claims against the estate of said decedent to exhibit them to the undersigned Administratrix CTA at Post Office Box 140, Mars Hill, North Carolina 28754, on or before the 15th day of April, 1988, or this notice will be placed in bar of their recovery.

All persons, firms, and corporations indebted to the said estate will please make immediate payment to the undersigned.

This 12th day of October, 1987.
MARTHA CORN CLARK
Administratrix CTA of the Estate of Edward Howard Core
Forrest F. Bell
Attorney at Law
Post Office Box 140
Mars Hill, N.C. 28754
Telephone: 704/667-5000
Oct. 15, 22, 29, and Nov. 5, 1987

STATE OF NORTH CAROLINA COUNTY OF MADISON IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION ADMINISTRATOR'S NOTICE TO CREDITORS
The undersigned having qualified as Executor of the estate of Ellis C. English, deceased, late of Madison County, this is to notify all persons having claims against the said estate to present them to the undersigned on or before the 30th day of March, 1988, or this notice will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 15th day of September, 1987.
Ronney B. Smith
c/o Charles E. Mashburn
P.O. Box 69
Marshall, N.C. 28753
Sept. 24, Oct. 1, 8, 15, 1987

STATE OF NORTH CAROLINA COUNTY OF MADISON IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION ADMINISTRATOR'S NOTICE TO CREDITORS
The undersigned having qualified as Administrator of the estate of James Davis, deceased, late of Madison County, N.C. this is to notify that all persons having claims against the said estate to present them to the undersigned on or before the 1st day of April, 1988, or this notice will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 30th day of September, 1987.
Joe Davis Weidrop
21, 1, Box 27
Hot Springs, N.C. 28743
October 1, 8, 15, 22, 1987

STATE OF NORTH CAROLINA MADISON COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION FILE NO. 87-2-79 EXECUTRIX'S NOTICE
Having qualified as Executrix of the Estate of Dave H. Massey, late of Madison County, North Carolina, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 15th day of April, 1988 at the Office of Huff and Huff, Attorneys at Law, 108 East Main Street, Marshall, North Carolina, or same will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment.

This 15th day of October, 1987.
None Lee Massey
c/o Stephen E. Huff
Attorney at Law
P.O. Box 8
Marshall, N.C. 28753
704/667-2551
Oct. 15, 22, 29, Nov. 5, 1987

STATE OF NORTH CAROLINA COUNTY OF MADISON IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION ADMINISTRATOR'S NOTICE TO CREDITORS
The undersigned having qualified as Co-Administratrix of the estate of Mrs. D.A. Rogers (Sennie), deceased, late of Madison County, this is to notify that all persons having claims against the said estate to present them to the undersigned on or before the 30th day of April, 1988, or this notice will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment to the undersigned.

This 27th day of September, 1987.
Blanche R. Edwards
Geneva R. Cheek
c/o Charles E. Mashburn
P.O. Box 69
Marshall, N.C. 28753
October 8, 15, 22 and 29, 1987

STATE OF NORTH CAROLINA MADISON COUNTY IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION FILE NO. 87-2-45 EXECUTOR'S NOTICE
Having qualified as Executor of the Estate of Guffie Paulkner, late of Madison County, North Carolina, this is to notify all persons having claims against said estate to present them to the undersigned on or before the 15th day of April 1988, at the Office of Huff and Huff, Attorneys at Law, 108 East Main Street, Marshall, North Carolina, or same will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment.

This 13th day of October, 1987.
Earlen Payne
c/o Stephen E. Huff
Attorney at Law
P.O. Box 8
Marshall, N.C. 28753
704/667-2551
Oct. 15, 22, 29, Nov. 5, 1987

STATE OF NORTH CAROLINA COUNTY OF MADISON IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION ADMINISTRATOR'S NOTICE TO CREDITORS
Having qualified as Administratrix of the Estate of Wayne Proffitt, late of Madison County, North Carolina, this is to notify all persons having claims against the estate of said decedent to present them to the undersigned Representative on or before April 15, 1988 at the address of the Representative as shown below, or be barred from their recovery.

Debtors of the decedent are asked to make immediate payment.

This 6th day of October, 1987.
Mildred Franklin Proffitt
361 Bruce Road
Mars Hill, N.C. 28754
Oct. 15, 22, 29, and Nov. 4, 1987

STATE OF NORTH CAROLINA COUNTY OF MADISON IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION ANCILLARY ADMINISTRATOR NOTICE
Having qualified as Ancillary Administrator of the Estate of Mary Grace Carver, late of Madison County, North Carolina, this is to notify all persons having claims against said estate to present them to the undersigned on or before April 8, 1988, at the offices of Huff and Huff, Attorneys at Law, 108 East Main Street, P.O. Box 8, Marshall, North Carolina, or same will be placed in bar of their recovery. All persons indebted to said estate will please make immediate payment.

This 27th day of September, 1987.
Joseph E. Huff
HUFF AND HUFF
P.O. Box 8
Marshall, North Carolina 28753
704/667-2551
October 8, 15, 22, and 29, 1987

PUBLIC NOTICE
Town of Hot Springs
Hot Springs, NC 28743

The Town of Hot Springs will receive sealed bids for garbage collection within the city limits of the Town of Hot Springs until 4:00 p.m. October 30, 1987. Must have valid drivers licenses. Further information may be obtained from Mayor Kenny L. Ramsey (704) 622-7591. The Board of Aldermen reserve the right to reject any and all bids submitted.

Kenny L. Ramsey, Mayor

Published 10/15, 10/22, 1987

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649-2367

Double D Electric
Residential and Commercial
Mobile Home Hook-Up

Call: Garry Coomer
645-9428

223 Garrison Br. Rd.
Weaverville, NC 28787

PUBLIC NOTICE
Town of Hot Springs
Hot Springs, N.C. 28743

The Town of Hot Springs will receive sealed bids for the construction of a municipal building until October 30, 1987. Copy of specifications may be obtained from Town Hall, Hot Springs, North Carolina or requested by telephone (704) 622-7591, attention Mayor Kenny L. Ramsey. The Board of Aldermen of the Town of Hot Springs reserves the right to reject any and all proposals submitted.

Kenny L. Ramsey, Mayor

Published 10/15, 10/22, 1987

I have filed for Alderman in the town of Marshall. I again will do the best I can for the people. My phone is open for calls at anytime and my home for visits. Your vote will be appreciated.

Thank you
Joyce Reed

Call 649-2741 for Details!

JOB VACANCY ANNOUNCEMENT

POSITION: Assistant Principal
SALARY RANGE: \$20,100-\$33,570 (Dependent upon certification and experience)
DEADLINE DATE: October 26, 1987
WORK LOCATION: 1/2 time at Marshall Elementary School, and 1/2 time at Mars Hill Elementary School

GENERAL DUTIES: Responsibilities for Mars Hill School will include the following:

- (1) To co-ordinate efforts with County Drop-out Prevention Counselor, to monitor and improve school attendance for grades K-8.
- (2) To supervise students, especially during meal times.
- (3) To assist in the implementation of the state mandated teacher evaluation program.
- (4) To develop and facilitate an assertive discipline program appropriate for grades K-8.
- (5) To act upon any other responsibilities, as designated by the principal of Mars Hill School.

Responsibilities for Marshall Elementary School will include the following:

- (1) Have complete authority in the absence of the Principal.
- (2) Assist with all bus drivers, routing student assignments on buses, discipline, safety and all other responsibilities that are encountered with bus transportation.
- (3) Assist with discipline and all policies governing student behavior.
- (4) Assist with parent conferences and conferences between teachers and students.
- (5) Supervise the cafeteria during lunch and breakfast periods; will report to the cafeteria at the beginning lunch and breakfast periods and will monitor all classes until lunch and breakfast periods have been completed. Maintaining order and discipline being the sole priority.
- (6) Assist in supervising the janitors and the progress of their duties during the day.
- (7) Assist with textbooks and the reports that are included with the responsibility of textbooks.
- (8) Be expected to upgrade his/her own professional knowledge and skill through reading, workshops, training sessions, conferences, etc.
- (9) Assist in student orientation and registration.
- (10) Assist in the development and coordination of school schedules.
- (11) Communicate and carry out the policies established by the school, local board of education, N.C. school law, and federal law as it relates to schools.
- (12) Assist in annual fixed assets inventory.
- (13) Assist in the evaluation of the school program and of staff and assists to initiate needed improvements.
- (14) Promote and maintain open communications, positive student attitudes, respects dignity, worth of staff, students, and comply with established lines of authority.

QUALIFICATIONS: Minimum requirements include a master's degree in school administration, or state year program, or certificate in school administration. Applicants must hold principal's certification from N.C. State Department of Certification.

Applicants must have knowledge of laws and regulations pertaining to the education of children. The candidate must have the following skills and abilities:

- ability to interpret federal and state guidelines pertaining to Elementary Education.
- supervise and work with school employees
- effective communication in both oral and written form
- knowledge and training in the performance appraisal training program

POSITION: Teacher-Consultant for Exceptional Children
SALARY RANGE: \$17,500 - \$26,120 (Depending upon certification and experience)
DEADLINE DATE: October 26, 1987

WORK LOCATION: Unit Wide - Eight Schools

GENERAL DUTIES: Demonstrate knowledge of behaviorally disordered students and provide assistance to other school-based personnel in directing appropriate management techniques. Be able to coordinate the student's individual education plans between regular and special educators. The teacher-consultant will act upon any other responsibilities as designated by the Program Administrator for Exceptional Children.

QUALIFICATIONS: Minimum requirements include a bachelor's degree with emphasis on the behavioral sciences. Applicants must have certification with the North Carolina State Department of Public Instruction. Must be knowledgeable of the Personnel Services Program and Services for Children with Special Needs. The applicant must have effective communication skills in both written and oral forms.

INSTRUCTIONS TO APPLICANTS
Applicants who meet the minimum qualifications for the Assistant Principal, or the Teacher-Consultant should submit a copy of their resume and application forms to both of the following:

Dr. Dudley Jean Ware
Madison County Schools
Box 200
Marshall, N.C. 28753