Area Attorneys Appointed to Prosecute Cases for 106th District Attorney

LAMESA -- Two area attorneys recently have been filling in for District Attorney Brian Kingston in prosecuting felony cases in 106th District Court here.

Court records obtained by the *Lamesa Press-Reporter* show Gaines County Attorney Joe Nagy Jr. of Seminole and Reed Filley of Tahoka handled the prosecution in all of the felony cases heard by District Judge Carter Schildknecht in Lamesa last Wednesday.

Judge Schildknecht's order appointing Nagy to handle the cases here states there were 36 cases on the docket for that day, many of which previously had been scheduled for Oct. 3 and Oct. 14.

Those orders said Kingston had reported he would be unable to appear in court on Nov. 14 and that he did not have any assistant attorneys who could prosecute cases that day.

Judge Schildknecht's order designated Nagy to serve as Attorney Pro Tem only for that day.

Filley earlier had been appointed by Judge Schildknecht to prosecute a case scheduled for a jury trial later this month.

"The District Attorney of the 106th Judicial District has advised the Court that as of November 1, 2012, through the end of December, 2012, he will no longer be available for jury trials," states the order signed by Judge Schildknecht.

The defendant in that case, however, was among those who entered a guilty plea last week.

Kingston's four-year term as district attorney for the 106th Judicial District of Texas concludes at the end of December.

Although Kingston sought re-election to a second term in office, he was defeated in the Republican primary by Michael Munk of Post.

Munk, who serves as county attorney for Garza County and previously was an assistant district attorney here, was unopposed in the general election earlier this month.

The 106th Judicial District includes Dawson, Gaines, Garza and Lynn counties.

The *Press-Reporter* has attempted to contact Kingston for comment on the matter, but has been unsuccessful in doing so.

Kingston faces prosecution in Gaines County for a charge of driving while intoxicated following his arrest on the evening of Sept. 9, 2011 east of Seminole.

Kingston's case is currently in the Gaines County Court's docket, according to case files recently obtained by the *Seminole Sentinel*.

Kingston, 54, of O'Donnell was arrested for allegedly driving while intoxicated following a traffic stop six miles east of Seminole conducted by deputies from the Gaines County Sheriff's Dept. and Texas Dept. of Public Safety troopers on the evening of Sept. 9, 2011.

Kingston

According to incident reports obtained by the *Sentinel* in relation to the incident, emergency dispatchers with the Gaines County Law Enforcement Center received a call in reference to a a suspicious pick-up truck with a possible intoxicated driver traveling west bound along U.S. Hwy 180 (Lamesa Hwy), roughly 16 miles east of Seminole.

Gaines County Deputies, who were initially dispatched to the call, made contact with the suspect vehicle roughly six miles east of Seminole on U.S. 180.

Texas DPS troopers, who were called to the scene to assist, eventually placed the driver, identified as Kingston, under arrest following their traffic stop investigation process.

According to information provided from a probable cause arrest affidavit, DPS troopers placed Kingston under arrest after "smelling alcohol on (Kingston's) breath," Kingston's "admittance to drinking alcohol," a "poor standardized field sobriety testing," "blood shot, red glossy eyes," "slow slurred speech," and a "refused intoxilyzer" evaluation.

The probable cause arrest affidavit also stated Kingston had a blood alcohol content level of .203, according to a preliminary breath test (PBT) conducted on the scene. Kingston, also according to GCLEC blotter information, was transported to Memorial Hospital for a blood alcohol content warrant, in relation to the charge.

This story was initially published Wednesday morning, at 8:53 a.m., at www.SeminoleSentinel.com

Council to Meet Monday

Seven business items await members of the Seminole City Council, as they will meet Monday evening for their regular semi-monthly meeting, at Seminole City Hall.

Monday's meeting, which is open to the general public, is slated for a 7 p.m. start inside the Council's Chambers.

In Monday's meeting, according to an agenda obtained by the *Sentinel*, the Council will consider the following agenda items:

• conduct a public hearing and consider a zoning change request for lots 21-24, replat and lot 15, block 63 OT addtiion from SF 3 (single family 3) to MF 2 (multifamily 2) and lots 1 and 2, block 3, Austin Miller Addition and a tract of land in north part of section 160, block G, from SF3 to MF2;

• consider authorization to purchase a new fire truck for the Seminole Volunteer Fire Dept. through a statewide cooperative purchasing agreement;

• consider approval of a resolution authorizing the Chief of Police to apply to TXDoT for non-exempt plates on unmarked vehicles;

• consider request to demolish a structure at 208 SW 11th;

• consider denying rate increase for Xcel Energy; and,

• consider all matters incident and related to the issuance and sale of City of Seminole, Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation, Series 2012, including the receipt of bids therefor and the adoption of an ordinance authorizing the issuance of such certificates of obligation.

Court, SEDC to Face Agendas

Members of the Seminole Economic Development Corporation's Board of Directors and the Gaines County Commissioners Court will host Monday meetings, according to agendas received earlier this week by the *Sentinel*.

Gaines County Commissioners, according to their agenda, will meet at 10 a.m. Monday morning at the Gaines County Courthouse, where they will address ten business items.

SEDC officials will meet on Monday afternoon, at 5 p.m., to address three business items before entering into an executive session discussion over corporation negotiations.

Both governmental entity meetings are open to the general public, for those local residents who wish to attend.

Public Records

Marriage Licenses

Gaspar Ochoa, 21, and Rebecca M. Villegas, 22, both of Denver City.

Fernando M. Guizar, 44, and Eva Villarreal, 52, both of Seminole.

Cruz I. Gabaldon, 20, and Brenda G. Rodriguez, 21, both of Odessa.

Gaines Co. Court Filings

State of Texas vs. Brandon Kyle Seay, criminal trespass.

State of Texas vs. Orlando Hugo Contreras, driving while license invalid.

State of Texas vs. Paige Davis, theft by check.

State of Texas vs. Lorenza Elidia Lavine, traffic offense.

Gaines Co. Court Dispositions

No dispositions this week.

106th District Court Filings

IMOMO: Jerria Mechelle Welcher and Aubrey Michel Welcher, suit of divorce.

106th Dist. Court Dispositions

IMOMO: Juan Manuel Batrez and Blanca Estella Batrez, suit of divorce, case dismissed without prejudice.

IMOMO: Terrina Marie Oats and McKinley Ray Oats, suit of divorce, divorce granted, petitioner's name changed to Terrina Maria Robinson.

IMOMO: Nadine Gonzales and Gerardo Armendariz, Jr., suit of divorce, divorce granted.

Warranty Deeds

David E. Oates to Benny Enns and Helen Enns, lot 28, Flatland Estates.

Pete Loewen and Tina Loewen to Eddie Bergen and nettie Bergen, 19.59 acre tract in W/part of section 21, block C-44, PSL.

Isaac Z. Redecop and Tina W. Reecop to Nancy Knelsen, tract 22, Menno Sub.

John Siemens and Tina Siemens to Bobby Neufeld, W/57 feet of lot 5, block 10, Medlock Addition.

Miguel A. Loya and Olivia Loya to Brookfield Global Relocation Services, lot 4, block 2, replat of Sunset Acres Addition.

Brookfield Global Relocation Services to Ramon Casarez, lot 4, block 2, replat of Sunset Acres Addition.

Juan Hernancez and Juanita Hernanez to Pedro Lara, E/2 of lot 3, all of lots 4,5, block 44, OT Seagraves.

Barel Walser to Treciafaye Blancett to Jerry B. Walser, lots 4-6, block 7 Armstrong Addition, Seagraves

Marva Jean Millsap to Treciafaye Blancett to Jerry B. Walser, lots 4-6, block 7 Armstrong Addition, Seagraves

Jocelyn Mare Terral to Treciafaye Blancett to Jerry B. Walser, lots 4-6, block 7 Armstrong Addition, Seagraves.

Frank W. Loewen to Cornelio Fehr Klassen and Aganetha Martens Reimer, S/3 acres of lot 9, West Racka One Sub.

Aaron Wiese and Pierre Bejjan to Juan Astorga Lopez, lot 14, block 11, Russell Addition.

David Flornoy and Sue Flornoy to Jefrey C. Cates and Erin L. Cates, lot 6, block 4 Plains Addition, town of Seagraves.

Pedro Ogeda to Albert H. Gomez, all of lot 12, block 61, Russell Addition.

C.D. Wickson to Terry Wickson, lot 1 and 2, block 15, Averitt Addition.

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Lynn Brisendine.....Publisher
Dustin Wright.....Managing Editor
Christy Hawkins.....Office Manager
Misty Ramirez...Advertising Manager
Leo Copeland.....Staff Reporter
Amanda Wiebe.....Office Supplies
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With that in mind, there will be certain times that there will be limitations to news stories, letters to the editor and briefs, and their appearance in our publication to you.

The *Sentinel* does reserve the right to edit and restrict pre-produced stories and information for space limitations, editorial purposes, and time restrictions.

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960 Irr acres in West Gaines county near state line
293.2 acres 140 acres crp 120 irr acres western Gaines county close to town
420 acres 320 Irr West Gaines county
1.5 acres 2/3 zoned commercial 800 blk North Main
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605 SW 9th 827 sq ft Brand new 2/1/1CP
461 CR 304J 1216 sq ft 3/2/2 2.06 acres- Under Contract
300 SW 10th 1556 sq ft 3/2/1 on double lot
709 NW Ave I 1044 sq ft 3/1 great starter home, new laminate flooring
2149 CR 355 Brownfield 1952 sq ft 3/2/1 2.5 acres roomy country home
508 SW 16th 1394 sq ft 3/2 updated throughout
5313 Hunter's Circle Abilene TX 1566 sq ft 3/2/1 lots of updates
3008 Stateline Road A 2124 sq ft 3/1 w/2.5 acres & horse stalls
205 SW 17th 2301 sq ft 4/2
404 SW 23rd 2064 sq ft 4/2/2 built in 2008 with many upgrades-under contract
115 CR 401-K 2877 sq ft 5/2.5/2 w/ 3 acres, basement, & 40X80 shop
165 CR 404C 3755 sq ft 4/3/3 with basement on 7.06 acres built in 2008. Beautiful! A must see!
215 CR 304C 3600 sq ft 3/3/2 game room, office, & 40X60 shop on 1.2 acres. New Build!

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Dusty Miller/Agent...788-0085