

# Lindale News & Times

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## As Halloween Creeps Closer, NFPA Urges Public to Keep Fire Safety in Mind

Halloween is a boo-tiful time of year, full of spooky celebrations and activities, but it also presents some real and scary fire safety hazards. As the holiday nears, the National Fire Protection Association is encouraging everyone to take simple precautions that can help ensure the holiday remains festively fun.

"As more people plan to celebrate the holiday this year, whether it be trick-or-treating or costume parties, we want everyone to know where potential fire risks exist so they can take the steps needed to minimize them," said Lorraine Carli, vice president of Outreach and Advocacy at NFPA.

According to NFPA, an annual average of 770 home structure fires began with decorations between 2014 and 2019, resulting in one civilian fire death, 26 civilian fire injuries and \$13 million in direct property damage. More than two of every five (44 percent) of these fires occurred because the decorations were too close to a heat source, such as a candle or hot equipment.

NFPA offers these tips and guidelines for enjoying a fire-safe Halloween:

**Decorations:** Many common decorations like cornstalks, crepe paper, and dried flowers are very flammable. Keep these and similar decorations far away from any open flames or heat sources, like candles, heaters, and light bulbs.

**Candles:** Using candles as decoration can be risky if not done correctly. Keep them in a well-attended area out of the path of potential trick-or-treaters. Remind children of the dangers of open flames, and make sure they are always supervised when candles are lit. Extinguish candles before leaving an area.

**Jack-o-lanterns:** Glow sticks or electric candles are the safest choice when it comes to lighting up your jack-o-lantern, but if you choose to use a real candle, do so with extreme caution. Light a candle inside a jack-o-lantern using long fireplace matches or a utility lighter and keep it away from other decorations.

**Costumes:** Avoid fabric that billows or trails behind you, as these can easily ignite. If you are making your own costume, avoid loosely woven fabrics like linen and cotton, which can be very flammable.

**Visibility:** Give children flashlights or glowsticks for lighting, these can even be incorporated into the costume. If your child has a mask, ensure the eye holes are large enough for them to see clearly.

## Voters to decide fate of new county courthouse

With early voting under way, Smith County voters will have a voice in one of the most important items on this year's election ballot – a new county courthouse.

In August, Smith County Commissioners voted to add a bond referendum to the Nov. 8 ballot concerning the building of a courthouse in addition to a new parking area.

In total, the bond package would be \$179 million with \$160 million dedicated to the courthouse and \$19 million for the parking area.

Commissioners said the tax impact would be approximately 3.67 cents, or \$73.40 per year, for a \$200,000 home.

Early voting began on Monday, Oct. 24 and continues through Friday, Nov. 4.

Smith County Judge Nathaniel Moran pointed out that while the commissioners are fully behind the building of a new courthouse, voters will have the final word.

"The role of the commissioners court is simply to give the citizens a choice," Smith County Judge Nathaniel Moran said. "And so our role is only procedural in nature. The choice belongs to the taxpayers because it's their money, and they should have the final say on what happens with the courthouse project."

The current courthouse dates to 1955 and county officials say recent studies have shown

space and safety issues are inherent to the building.

Since the late 1990s, county officials have pushed for a new courthouse, jail, sheriff's administration area and more parking. In 2017, the most recent study was conducted concerning building a new facility.

Pct. 1 Commissioner and Smith County Judge-elect Neal Franklin noted these recent studies indicated safety concerns for judges, jurors and the public who are in close proximity to those in custody.

In 2005, a courthouse shooting revived the discussions for more safety measures to be implemented. Some measures discussed included building a shell around the courthouse as well as other safety features, but these were deemed insufficient.

Originally designed to hold two courtrooms, the current facility houses seven and will add an eighth in January when the 475<sup>th</sup> District Court begins operations.

A similar referendum was considered prior to 2020, but the COVID-19 pandemic shelved those plans.

Moran noted that while the current economy isn't as robust as it should be, interest rates are somewhat low. Building the facility now, he said, would lock in lower interest rates that could be higher in the future.

## City rezoning matter tabled

By Terry Cannon  
Editor

Following a public hearing concerning a zoning reclassification in downtown Lindale, city council members on Tuesday, Oct. 18 tabled the item and scheduled it to be examined at the first meeting in November.

The zoning amendment was to change the designation of the lot at 305 E. Hubbard Street from single family residential to a mixed use district.

Three people spoke to the council during the public hearing. Following that, Place 5 Councilman Gavin Rasco made a motion – which was approved unanimously – to table the item until the Nov. 1 meeting.

The zoning amendment change was requested by Daryn Hanley.

Council members also gave their approval

for three final plats. They included:

- The re-subdivision of Lot 6 of The Woodlands Unit 1 located on County Road 4200;

- The re-subdivision of Lot 6 at Lindale Industrial Park, creating Lot A (33.5 acres) and Lot B (9.4 acres), located on Lindale Industrial Parkway;

- The subdivision of Riverside Phase 1, creating four lots located at 14020 County Road 4111.

In other action, the council:

- Gave permission for a property owner to access her property on the west side of the city cemetery;

- Approved going out to bid for sidewalks on Perryman Road;

- Approved funds to light the historical downtown water tower.

## Lindale blasts Palestine; headed to Jacksonville on Friday

By Terry Cannon  
Editor

A week after getting pushed around by the Chapel Hill Bulldogs, Lindale's Eagles shoved back this past Friday and pummeled the Palestine Wildcats, 57-32, in a District 9-4A contest at Eagle Stadium.

With the win the Eagles are one win away of locking up the number three spot in the bi-district playoffs. They can secure this by defeating Jacksonville this Friday at the Tomato Bowl.

Two weeks ago Lindale surrendered 79 points to Chapel Hill and Eagles' Head Coach Chris Cochran vowed his club would recover and make a better showing this past week.

Palestine (3-4 on the season and 1-3 in district) jumped out to a 6-0 lead on its first possession of the game, but Lindale, with junior quarterback Clint Thurman at the controls, scored two unanswered touchdowns to take the lead for good.

The Eagles added three more touchdowns in the second period to take a 37-25 lead into intermission.

Both clubs posted single touchdowns in the third period, but Lindale tacked on two more scores in the fourth to salt the game away.

If Palestine had defeated the Eagles the Wildcats would have been elevated into the number three spot in the bi-district playoff rankings.

Thurman had another good night on the stat sheet for the Eagles. He rushed 21 times for 310 yards and five touchdowns and completed 11 of 16 passes for

## Lindale at Jacksonville 7:30 p.m. Friday

150 yards and another touchdown.

The 310 yards puts Thurman in second place all time behind Jordan Jenkins in yardage gained in a game. Jenkins posted 321 yards against Kilgore in 2020.

Game after game, defenders are finding it hard to get a handle on the hard-charging Lindale quarterback.

"He's a pleasure to coach," said Cochran. "Records don't mean anything to him. He just wants to win."

For the season, has rushed 77 times for 668 yards and 10 touchdowns while completing 77 of 123 passes for 1,055 yards and 11 touchdowns.

Complementing Thurman in the running game is Patrick Daniels. Against Palestine, he rushed 13 times for 69 yards and scored twice. For the season, Daniels has 364 yards on 61 carries and five touchdowns.

Marcus Field has been Thurman's favorite target, snagging 24 balls for 432 yards and seven touchdowns. Alex Romero has 18 receptions for 226 yards while Ethan Moriarty has 17 catches for 217 yards and a touchdown.

This week, the Wildcats have to defeat the Hen-

Continued on Page 2



Running back Patrick Daniels scores a touchdown in the first half this past Friday night against the Palestine Wildcats at Eagle Stadium.  
Photo by Terry Cannon

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# OPINION/COMMENTARY

## THE ECONOMIST

By Dr. M. Ray Perryman

### Getting the Gas (among other things)!

In the aftermath of World War I, Congress enacted The Merchant Marine Act of 1920 (commonly known as the Jones Act after its foremost proponent, Senator Wesley R. Jones from Washington). Essentially, the law requires that any cargo shipped between US ports must be shipped on vessels that are US built, owned, and crewed. It was designed to support the US maritime industry, but it's a protectionist measure leading to a variety of concerns. It has long outlived its usefulness (to the extent it ever had any).

Clearly, it's important for the US to have access to adequate resources, particularly during times of crisis. Much of the military equipment required for various operations moves best by water, for instance. The pandemic also demonstrated the risks of overreliance on foreign manufacturing, which can be subject to disruptions. The question, however, is whether the Jones Act is the best mechanism to accomplish these goals.

While the Act carves out a small volume of shipping and shipbuilding for US firms (when compared to international totals), it also increases costs for other businesses as well as consumers. Competition is reduced, and companies able to ship between US markets command premium prices. The supply chain, which has been anything but stellar of late, is also negatively affected.

To put a finer point on it, it is widely recognized that there could be blackouts in the northeastern United States this winter due to insufficient natural gas supplies. This region relies on liquefied natural gas (LNG) for a significant portion of its supply at times and, with Russian gas no longer available to Europe, worldwide demand for LNG will be particularly high and shortages could occur. (Expanding pipeline capacity is obviously the most efficient way to transport natural gas, but it has been extremely difficult to obtain permits – a topic for another day.)

In Texas, there is significant and increasing liquefaction capacity, and LNG ships leave the Gulf Coast daily for foreign destinations. However, very few LNG ships have been made domestically; thus, Texas LNG cannot be sent to the northeast. It can go to Bangkok, but not to Bangor. Similar issues arise for numerous other products, including agricultural goods. For Hawaii, Alaska, and Puerto Rico, the situation is much worse.

The proponents of the Jones Act suggest that US shipbuilding and shipping firms are at a competitive disadvantage due to subsidies in other countries. While true to a very modest extent, the World Trade Organization can deal with such matters and has done so for many other products (such as steel).

Protectionism inevitably leads to restrictions in output, higher prices, and consumer harms. It's time to get US goods to US markets!

Stay safe!

### ...the clock is ticking

The deep purple dark is quiet, damp and anticipating dawn as the pendulum clock clicks the ticks toward light. I have been awake since 4:30 a.m. tying up loose ends for deadlines. I probably should be lying in the comfort of my bed enjoying the rhythm of the ceiling fan and the light snores of my sweetheart beside me and our 80 pound Collie's deep breaths from his bed on the floor.

As pandemic numbers tick up, as election rhetoric heats up, as family holiday planning is interrupted by illness, miles, work and cautionary distancing, the clock continues to tick and time runs through our clenched fingers.

It is time to open those hands and allow the anxiety, anger and struggle to slip as easily from our grasp as we have let slip precious moments in worry, in busyness, in obligation. Life is far too short to not embrace the small moments that create our lives.

The shared cup of coffee with a friend, laughter over a meal, divided work with a partner and enjoyment of the result, the soft fur of an indulged family pet, nurturing words from a loved one. Even the deep purple before dawn when sleep eludes can be treasure. Stillness renews and wisdom inches its way into consciousness.

As we move into the next contentious weeks prior to a heated national election, and as we plan for holidays dampened by the again spiking pandemic, let us take a few quiet moments to realize the gifts we have been given. Gifts that have been acquired sometimes by grace, sometimes by the sacrifice of earlier generations. We need to be still and listen and count our blessings.

The wind is in the boughs, scraping the roof reminding me that winter is coming. Winter with much of creation lying dormant, resting, so that it may burst into bloom when the time is right. Maybe we should practice a little dormancy

**THE FIRST AMENDMENT:** Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of all the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

## The Best of Suzanne Bardwell



as well. Maybe we should look a

little more deeply inward and not so critically outward. Maybe we should rest our minds, our hearts, and still our unkind words, so that we may bloom where we are planted.

Awake to the possibilities of life is a state that is often rarely acknowledged. One that requires reflection and openness and compassion for the frailties of others and the brokenness of this world. Only then can we take the strength we draw from within to be a part of the healing, the redemption, the joy of sharing our minutes with those around us... and creating a more positive and joyful world.

The deep purple before dawn is an even deeper well from which to draw what we really want from life. What do you really want to invest your minutes in today? Yes, there are the necessary tasks of life, but outside of those tasks, how do you want your minutes that are swiftly sifting through your fingers to be spent? No matter how hard you grasp they will continue to flow. Make sure that flow includes work that matters, play that is shared and laughter filled, and service that is generous. Listen to the pendulum swing...the ticks click, and watch as winter approaches...enjoy the stillness and look forward to the growth that will follow. Growth that must come with effort, work...and time. Take that time to live life deliberately. That will make the ticks of the clock more meaningful and leave a legacy when the pendulum slows to a stop.

## Early voting underway in Smith County

Early voting for the Nov. 8 General Election is under way and will continue through Nov. 4, Smith County officials said.

In Lindale, voters can cast early ballots at the Lindale Masonic Lodge, 200 W. Margaret Street.

Voting hours are 8 a.m. to 5 p.m. Monday through Friday, Oct. 24-28; 7 a.m. to 7 p.m. Saturday, Oct. 29; 10 a.m. to 4 p.m. Sunday, Oct. 30; and 7 a.m. to 7 p.m. Monday through Friday, Oct. 31 through Nov. 4.

County voters can cast early ballots at any of the six early voting locations. In addition to the Lindale location, voters can cast ballots at:

- The HUB, 304 E. Ferguson St., Tyler
- Heritage Building, 1900 Bellwood Road, Tyler

-- Noonday Community Center, 16662 CR 196, Tyler

-- Whitehouse United Methodist Church, 405 W. Main St., Whitehouse

-- Winona Community Center, 520 Dallas St., Winona

There will be 35 polling locations open from 7 a.m. to 7 p.m. on Election Day, Tuesday, Nov. 8. Bond elections are on the ballot for the Smith County Courthouse and Winona Independent School District; a special election for Whitehouse ISD; and races for Overton City Council and Smith County Emergency Services District 2.

There are also statewide and national races on the ballot.

For more information about the General Election or to view Sample Ballots, visit: [www.smith-county.com](http://www.smith-county.com) and click on the red banner at the top of the page.

## Lindale Eagles blast Palestine; headed to Jacksonville on Friday

Continued from Page 1

erson Lions to secure the fourth playoff position.

District 9-4A teams will take on the first through four teams from District 10-4A. Currently, Lumberton has the No. 1 seed with a 3-0 mark, followed by Vidor (2-1), Little Cyprus-Mauriceville (2-1) and Livingston (1-2).

The No. 1 seeds will take on the No. 4 seeds and the No.'s. 2-3 seeds will play each other.

On Friday in Jacksonville the Eagles will take on the 1-3 Fightin' Indians, whose lone district win came on Sept. 23 against Athens 34-17, in Jacksonville.

The Fightin' Indians had their bye week last week.

Quarterback Ryan McCown lead the Jacksonville offense with 1,602 yards passing. Wide receiver Devin McCuin has 717 receiving yards. Jawaylon Kennedy has averaged just over 70 yards per game in the rushing department.

"They have a really good passing game," Cochran said of Jacksonville. "Their skill players are some of the best in the district."

Cochran feels the historic Tomato Bowl is a fine venue, but it can be tricky.

"It's hard to win in Jacksonville – always has been," he said.

A win this week would put



Lindale Head Coach Chris Cochran makes a point to linebacker Jake Curbow during the first quarter of Lindale's win over Palestine this past Friday.

Photo by Terry Cannon

the Eagles in a good place entering their bye week.

"You always want to see

improvement each week," he said. "We need to keep getting better and stay hungry."

## Business leaders predict DACA end will cause crisis

Dozens of business leaders, including several in Texas, are urging Congress to protect young immigrants who came to the U.S. as children, warning that the end of the Deferred Action for Childhood Arrivals program would exacerbate workforce shortages.

In a report published in The Dallas Morning News (originally in CQ-Roll Call), the leaders released a letter sent to congressional leaders and published as a full-page ad in The Morning News and other newspapers. They warn of serious workforce issues if a ruling by the U.S. Court of Appeals for the 5th Circuit gutting DACA protection holds.

The ad included the logos of about a dozen Texas-based businesses or business organizations, including private equity firm TPG, the North Texas Commission, the Texas Restaurant Association, the Texas Nursery and Landscape Association, the Texas Retailers Association and the Texas Association of Business.

If the work permits of DACA recipients expire, the business leaders said, the U.S. could lose more than half a million workers.

"The worker shortage will get worse for the United States if hundreds of thousands of critical workers are stripped of their legal ability to support themselves and their families," the business leaders wrote. "That is the situation we currently face if this ruling becomes final, and it is the reason for our request today."

The U.S. House has passed a bill that would put DACA recipients and other young undocumented immigrants on a path to permanent residency, but the Senate has not taken up the measure.

## Gary Borders Capital Highlights



### No water disconnects during extreme cold

The Public Utility Commission of Texas last week adopted rules that prohibit non-municipal water and sewer utilities from cutting off service to customers during extreme cold weather emergencies.

"The new rules put the health and safety of Texans first during extreme cold weather emergencies," said PUCT Chairman Peter Lake. "This means Texans can focus on their family's safety during extreme cold and work with their water or sewer utility to make sure they pay their bills in a timely fashion."

### Drought presents challenges for hunters

As waterfowl hunters prepare for the new season, drought conditions across the state are posing challenges, according to the Texas Parks & Wildlife Department. Biologists with TPWD note habitat conditions for ducks are not ideal in many parts of the state. A May survey by the U.S. Fish and Wildlife Service showed most duck species had substantial decreases since the last survey in 2019.

"The drought that occurred in 2020 and 2021 had a large impact on duck hunting success in Texas," said Kevin Kraai, with TPWD. "Last year, Texas observed a significant decrease in total duck harvest compared to the previous hunting season."

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# Books provide lifetime of pleasure, over and over again

One of the many great things about books is how you can revisit them from time to time.

Books, whether you get them from a library (such as our wonderful Lillie Russell Memorial Library), a bookstore or online, are always there to be read and enjoyed again and again.

It would be hard for me to put a number on how many books I've read in the past 60-plus years but suffice it to say these tired old eyes have scanned millions and millions of words.

While just a sprout in elementary school, one of my favorite days of the week was when we got to visit the school's library. In my mind's eye, that library was as big as all outdoors when in reality it was probably no bigger than a regular classroom.

But boy oh boy, that was a special place. The librarian was just strict enough to make sure her visitors were well behaved but also allowed us to wander around, looking for just the right book to check out for a couple of weeks.

My brothers and sister gained a love of reading from my parents. My dad always had a book, a magazine or newspaper in hand. My mom loved books and magazines. Copies of "Life," "Look" and the "Saturday Evening Post" arrived in our house each week and were shared among all seven of us.

Some of my favorite

## Terry Cannon Editor



books in elementary school included the "Danny Dunn" series, which told of the adventures of a young guy and his friends who were interested in science and the trials and tribulations that followed.

Beverly Cleary was one of my favorite authors. She penned the "Henry Huggins" books which detailed the lives of Henry, his dog Ribsby and neighbors Ramona and Beezus Quimby.

In the summer, we were fortunate enough to be able to visit the Bookmobile, which pulled into the parking lot at a shopping center about a mile away from our house. Several of us would hop on our bicycles and explore the offerings of that fabulous four-wheeled library.

And to revisit my earlier point about the lasting impact of these books, I have re-read most of these in the past few years, several decades after I was introduced to them. They remain enjoyable and bring back lots of great memories.

The fiction section of the school's library was my go-to place. I just loved living vicariously through Henry Huggins, Danny Dunn and

another guy my age, Homer Price.

As I got older, however, I began to enjoy biographies and American history, which in turn kick-started my college degree plan.

All of these memories came flooding back a couple of weeks ago when I started re-reading "Ball Four," a way-ahead-of-its-time baseball book compiled from the 1969-70 diary of the late Jim Bouton, a one-time pitcher for the New York Yankees, among other Major League teams.

My first recollection of Bouton was when he was a member of the 1963 Yankees. He won 21 games that year for the American League champs and lost a 1-0 decision to Don Drysdale and the Los Angeles Dodgers in the World Series.

By 1968, Bouton appeared in only 12 games with the Yanks, who eventually sold him to the expansion Seattle Pilots, later to become the Milwaukee Brewers. During that last season with the Yanks and in his first season with the Pilots, Bouton was approached by sports writer and friend Leonard Shecter with the idea of keeping a

season-long diary and turning it into a book.

The result was a mind-bending look behind the scenes of how MLB teams operate. It described the seamier side of the game including the use of amphetamines, heavy drinking among players (including Mickey Mantle, who would later admit to this very thing), womanizing and the craziness that went on in the clubhouses and bullpens around baseball.

Obviously, the higher-ups in the MLB were horrified that these "secrets" were being revealed and Bouton was pressured by then-Commissioner Bowie Kuhn and others to recant the things he wrote.

Remember this was before free agency and owners legally held players down, not just salary-wise but in pretty much all other areas as well. But Bouton exposed all this and not coincidentally, a few years later the reserve clause was abolished.

With the passage of time, it became clear Bouton was prescient with "Ball Four," because without his determination to tell the truth there wouldn't have been sports best-sellers such as "Friday Night Lights" or "Opening Day," the true and sometimes heartbreaking story of Jackie Robinson.

There's a wonderful world to be discovered in books and once in a while, you can revisit that world for little or no cost.

# Biology, beautiful women and blabbering

The other day a lady asked me why I don't write about my high school days. Well, let me tell you.

You see, and my preacher reads this junk and if he found out some of the stuff I did when I was in high school, well, he has enough material for sermons without me addin' to the pot.

Anyway, I don't think the statute of limitations have run out on some of that stuff I did, yet.

Seriously, I had a great time in high school. Most of the teachers were decent enough, and believe it or not, I didn't spend a whole lot of time in the principal's office.

The principal and I were pretty good buddies. He had been a coach at the junior high I went to and was transferred up to the high school the same time I was.

You don't think he was sent up there to keep an eye on me, do you? Naaaaa. When I did get sent to see him, we'd sit around and reminisce about the good ol' days in junior high.

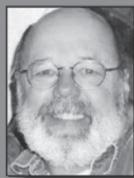
Then he'd tell me not to do whatever it was I did anymore, and I'd tell him I wouldn't, then I'd go back to class. Oh, don't get me wrong. He was a tough ol' buzzard. And you sure didn't want to get any licks from him.

Back then the principal, or a teacher for that matter, could beat you to half to death with a paddle, if they wanted to. Then if your parents found out, and you were still alive, they'd beat the second half.

If you were repentant, they might leave you alive. It was strictly up to them.

Anyway, back to high school. There was one class that I thoroughly enjoyed, and that was biology. If I had been smart, I would have stayed with it and become some sort of biologist or somethin'.

## Rusty Mitchum Life & Times



But, I have never been accused of bein' smart. Ask my wife.

In biology, you get to cut up dead stuff. They called it dissectin'. I always referred to it as guttin'.

You'd start out with small stuff first, like worms. Now, I don't know where they got those worms we gutted, but let me tell you, those were some big worms.

They must have fed them Miracle Grow or somethin', cause they were huge. They were as big around as your thumb and at least a foot long. Man, if regular fishin' worms were that big, a box of them would weigh 25 pounds.

Well, the big day came when the teacher assigned us lab partners. We had to share the worms, you know.

Man, I couldn't believe my luck. I was expectin' to get a boy for a partner, but I didn't. And I didn't get a girl either.

Nope, what I got was a full-grown woman. Oh, she was my age all right. But, man oh man, she sure didn't look like the other girls in my class.

Anywho, that's as far as I'm goin' with that, because like I said, my preacher reads this junk. Now I'm gonna call her Debbie, but that was not her real name.

No, that's not for her protection. It's for mine.

Debbie and I had a real problem communicatin'. Oh she would do all right, but if I tried to talk to her, my tongue would hang out the side of my mouth, I'd slobber a lot, and my words would be a mumbled mess. Good lookin' women have

always had this effect on me. What I lacked in communicatin' skills, I more than made up in guttin' skills.

You see, Debbie was kind of squeamish. The teacher had made it clear that we both had to take part in the dissectin'.

"Oh Rusty," she whispered. "I just can't dissect that thing. You'll do it for me, won't you?"

"A blaa, blaa, blaa," I answered as I wiped off my chin.

"You are such a darlin'," she smiled and grabbed my forearm and gave it a squeeze.

Well heck, I nearly went into a seizure right there. Fortunately, my tongue was hangin' out or I might have swallowed it.

Like I said, I was pretty good a guttin' stuff. My cousin Coy and I had been practicin' on road killed varmints since we were about five years old. Of course, the knife they gave me to work with wasn't much of a knife. It was a flat piece of metal with what looked like a little razor blade on the end.

And although it was sharp, it wasn't as sharp as I kept my pocketknife, so I used my own knife.

Back then we could carry knives to school, you know.

Well, I went to town on that fat ol' worm. Poor Debbie watched for a while but started turnin' green and started lookin' up at the ceilin'. In no time, I had that worm split from top to bottom and spread open with pins holdin' him open. The teacher was makin' his rounds lookin' over everybody's shoulders to see how

they were doin'.

You'd see him frownin' and shakin' his head. And I don't blame him much either. I looked around and it looked like an explosion in a worm factory had taken place. There were worm guts all over the place.

Then he came to our table. He stopped, looked at our worm, and got an astonished look on his face.

"Who did this?" he asked, and then without waitin' for an answer he asked, "Did both of you dissect this worm?" He was lookin' at Debbie when he said it. She swallowed hard, and then I saw what looked like a tear formin' in one of her eyes. I spoke up.

"Well, sir," I said. "Debbie here did the cuttin', and I sort of helped her out the best I could."

He looked at me. I smiled. Then he looked back at Debbie.

"Well, I'm impressed," he said. "Class, listen up!" he yelled. "I want all of you to come over and look at this worm. This is what I call a text book example of dissecting. Good work Debbie. You too, uh, what's your name again?"

"Rusty," I said.

"Oh yeah; whatever," and then he walked away.

I looked at Debbie. She was starin' right at me. I could feel my tongue tryin' to escape my mouth again. She leaned over and kissed me on the cheek.

"That's the sweetest thing anyone has ever done for me," she said.

"A blaa, blaa, blaa," I said as I slid under the table.



**EDITOR'S NOTE:** This column comes from the archives of the Lindale News and Times, which is available online for \$2.99 per month. Call 903-882-8880 to set up your online subscription.---

### ONE YEAR AGO, Oct. 28, 2021

Native Texan Shannon Reid was announced as the new director of the Lillie Russell Memorial Library. She came to Lindale and has taken over for longtime librarian Carrie Custer who moved to California.

"I am so grateful to be here and meeting everyone," Reid said. "It's been wonderful seeing how this library plays such a big part in our community."

A Waskom native, Reid served as director of the library in West Fork, Ark.

In addition to her director duties in West Fork, Reid was also the children's librarian, while overseeing the library's renovation and construction project which added square footage to the facility.

Reid earned a bachelor's degree in communications from Stephen F. Austin State University in Nacogdoches.

### FIVE YEARS AGO, Oct. 26, 2017

For the 43<sup>rd</sup> consecutive year, the Pride of Lindale Marching Band earned the highest possible rating in the University Interscholastic League's annual competition held at Longview High School. Judges ranked the competing bands on a scale of 1 to 5 and the overall rankings are compiled from a composite of the three judges.

With the first division rating the Lindale band earned a trip to the Area Marching Contest.

### 10 YEARS AGO, Oct. 27, 2012

Lindale ran its record to 7-1 on the season with a heart pounding, 50-43, District 14-3A win over the Van Vandals at Eagle Stadium, which wasn't decided until the final seconds.

With time running out in the fourth quarter and the Vandals driving for what they hoped would be the tying touchdown, quarterback Garrett Smallwood crossed the line of scrimmage on fourth down while trying to pass. The resulting penalty turned the ball over to the Eagles, who then ran out the clock.

"I was proud of our kids because they never quit," said Lindale Head Coach Mike Meador. "The kids showed a lot of character and we came away with the win."

Eagles' quarterback Clay Price tossed four touchdown passes – all going to senior wide receiver Aaron Smith – and ran for two more including a key two-point conversion late in the game.

Price had 356 yards through the air on 13-of-17 attempts. Smith's huge night included eight receptions for 228 yards for an average of 26.5 yards per catch. His longest scoring reception turned out to be the most important, as Price found him down the left sideline with just over three minutes left in the game.

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# Bringing clean air indoors

By Dale Wade  
Smith County  
Master Gardener

If you like to garden in East Texas then you know that you must plan the right time to be outdoors.

In winter it is too cold in the mornings, and sometimes even the afternoons. In summer, it is too hot a lot, generally any time after noon.

So that means other than the two weeks of spring and the two weeks of fall weather, most of your time is spent indoors.

You can make all that time indoors a pleasure by "gardening" with indoor plants. According to a study by NASA indoor plants can reduce the amount of air pollution in your home.

Here are three indoor plants that not only bring nature inside but clean the air as well of one or more of the following: CO<sub>2</sub>, benzene, formaldehyde, xylene, trichloroethylene, and toluene.

**Snake Plant (Sansevieria genus of about 70 species)**

A hardy houseplant with stiff, sword-like leaves. Typically 6-14 inches tall some can get 3-8 feet, so be sure to know what you are getting. Most have green-banded leaves that feature a yellow border. These plants are easy to grow

and difficult to kill. It loves warm weather being drought resistant. However, it is highly susceptible to overwatering that leads to root rot.

**Peace Lily (Spathiphyllum genus of about 40 species)**

This requires so little maintenance that it will even show you when it needs attention. It prefers bright, indirect light, but does well in low light. Place in a good size pot as it can grow to 3-feet in an indoor setting. It makes a great accent for its deep-green glossy foliage and enduring white blooms. It likes moist, but not soggy, soil. Use room temperature water that has sat overnight so that the chlorine can evaporate.

**Dragon Tree (Dracaena Marginata)**

Another low maintenance plant with attractive green sword-like, red-edged leaves. It does best in bright, indirect light, but can flourish

in low light as well. However, keep it out of direct sunlight as its foliage can burn easily. It is drought-resistant, so wait until the top half of the pot is dry before watering. It does best with distilled water as fluoride turns the leaf tips brown. It is very slow growing and can take years to reach 3-feet.

To read the NASA research go to: <https://ntrs.nasa.gov/api/citations/19930073077/downloads/19930073077.pdf>

For a good overview of low maintenance houseplants go to:

<https://aggie-horticulture.tamu.edu/travis/wp-content/uploads/2016/04/Houseplants-Terrariums.pdf>

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The Smith County Master Gardener program is a volunteer organization in connection with the Texas A&M Agrilife Extension Service



## OBITUARY

**DENISE CECILE LANDRY (NEE DECUYPERE)**



Denise Cecile Landry (née DeCuyper) passed away in the early morning hours of October 19, 2022.

She is survived by her eight children, 14 grandchildren and 4 great-grandchildren.

She is predeceased by her cherished husband, Gerard "Gerry" Landry, her parents, René DeCuyper and Janneke "Jenny" Decuyper (née Haak), and her two younger brothers, Henry DeCuyper and Donald DeCuyper.

Denise inherited her love of nature from her mother. She excelled at school and loved to sing and play the piano. In her early twenties she worked as a commercial artist. Denise met her husband, Gerry, through a mutual friend and they were married on June 9, 1951. They were married for over fifty years. Throughout her life, her biggest joy was her home and her family. She was happiest when surrounded by her children and grandchildren, baking, sewing, and playing the piano. An avid crafter, she crocheted every day and donated hundreds of hand-made hats to charity. She sang in local church and community choirs, often as a soloist. Denise was devoted to her family and her faith. She read her Bible daily and her steadfast faith in Jesus was a comfort to her. Even though she is missed dearly, her family and friends are joyful that she is home in heaven now, reunited with her beloved Gerry and her family.

A service will be held on Sunday, October 23, 2022, at Tyler Memorial Funeral Home in Tyler, Texas at 1:00 p.m. with an interment immediately following. In lieu of flowers, Denise requested that donations be made to Calvary Commission, P.O. Box 100, Lindale, TX 75771 or <https://calvarycommission.org/give/> (please mention Denise Landry in memorial). Psalm 34 Verse 34, KJV "I will bless the Lord at all times: his praise shall continually be in my mouth."

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903-882-7269

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903-882-9665

**Grace Community Church**  
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903-882-3323

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903-882-6966

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**Friday, Oct. 14, 2022**

Sgt Dworaczyk and Officer Jackquet responded to a business alarm at 2200 block S Main St, false alarm. Chief Simes and Officer Jackquet responded to a public service at 200 block Cannery Row, settled at scene. Sgt Dworaczyk and Officer Jackquet responded to a public service at 3500 block S Main St, unfounded. Sgt Dworaczyk responded to an animal at large at 14700 block CR 463, settled at scene. Sgt Dworaczyk responded to a suspicious person at 15400 block Brittan Ct, settled at scene. Cpt Chambers and Sgt Dworaczyk responded to an assist Ems at 200 block Cannery Row, settled at scene. Sgt Dworaczyk and Officer Jackquet responded to an assist smith county at 13000 block Lauren Ln, settled at scene. Sgt Dworaczyk and Officer Jackquet responded to a hit and run at 55 block Miranda Lambert Way, settled at scene. Officer Gillham and Officer Orłowski responded to a suspicious circumstance at 13600 block CR 472, unfounded. Officer Ramsey responded to an assist smith county at 15500 block CR 431, unfounded. Officer Gillham and Officer Orłowski responded to an assist smith county at 553 W I-20, unfounded. Officer Gillham and Officer Orłowski responded to a suspicious vehicle at 100 block S Main St, settled at scene. Officer Gillham and Officers Orłowski and Ramsey responded to a welfare concern at 200 block Patience Ave, settled at scene. Officer Gillham and Officers Orłowski and Ramsey responded to a disturbance at 500 block Sunset Dr, settled at scene. Officer Gillham and Officer Orłowski responded to a suspicious vehicle at 12600 block CR 472, settled at scene. Officer Ramsey responded to a 911 hang up call at 17600 block CR 4112, settled at scene. Officer Gillham and Officer Orłowski responded to a suspicious vehicle at 300 block Kingdom Blvd, settled at scene.

**Saturday, Oct. 15, 2022**

Officer Jackquet responded to a public service at 13400 block I-20, settled at scene. Officer Jackquet responded to a public service at 100 block Ballard Dr, settled at scene. Sgt. Lazarine and Officer Jackquet responded to an assist EMS at 1300 block Robyn Ln, settled at scene. Sgt. Lazarine and Officer Jackquet responded to a disturbance at 300 block Kingdom Blvd, report taken. Officer Wells and Officer Mumej responded to an assist smith county at 14600 block CR 431, settled at scene. Officer Mumej responded to a suspicious circumstance at 3500 block S Main St, unfounded. Officer Shurley and Officer Wells responded to a suspicious circumstance at 15300 block Country Acres Dr, settled at scene. Officer Wells and officer Mumej responded to a welfare concern at 200 block Charles Dr, settled at scene. Officer Wells responded to a welfare concern at 300 block S Main St, settled at scene. Officer Mumej responded to a suspicious circumstance at 800 block Edgewood Cir, settled at scene. Officer Wells responded to a suspicious person at 200 block E Hubbard St, settled at scene. Officer Wells responded to a suspicious vehicle at 400 block W Hubbard St, settled at scene. Officer Shurley and Officers Wells and Mumej responded to a disturbance at 17700 block CR 4112, report taken. Officer Wells responded to a welfare concern at 15700 block Brittan Ct, settled at scene. Officer Wells and Officer Mumej responded to a disturbance at 100 Block Cannery Row, unfounded. Officer Mumej responded to a



suspicious circumstance at 3500 block S Main St, settled at scene.

**Sunday, Oct. 16, 2022**

Sgt. Lazarine and Officer Jackquet responded to a welfare concern at 100 block E Centennial Blvd, settled at scene. Sgt. Lazarine and Officer Jackquet responded to a 911 hang up at 100 block Hudson St, settled at scene. Officer Jackquet responded to harassment at 3500 block S Main St, settled at scene. Sgt. Lazarine and Officer Jackquet responded to a welfare concern at 400 block Baker St, settled at scene. Officer Jackquet responded to a public service at 100 block E Centennial Blvd, settled at scene. Sgt. Lazarine responded to a found property at 500 block S Boyd St, settled at scene. Officer Shurley and Officer Jackquet responded to a suspicious person at 100 block Ballard Dr, settled at scene. Officer Shurley responded to a business alarm at 14500 block Tucker St, false alarm. Officer Shurley and Officer Wells responded to a suspicious person at 200 block Cannery Row, settled at scene. Officer Shurley and Officer Mumej responded to a disturbance at 3200 block S Main St, unfounded. Officer Mumej responded to a damaged property at 13700 block Harvey Rd, settled at scene. Officer Mumej responded to a loud noise complaint at 500 block Sunset Dr, unfounded. Officer Wells responded to a suspicious person at 200 block W Hubbard St, settled at scene. Officer Shurley and Officers Wells and Mumej responded to an assist smith county at 15600 block CR 431, settled at scene. Officer Shurley responded to a welfare concern at 300 block S Main St, unfounded.

**Monday, Oct. 17, 2022**

Cpt Chambers, Sgt Lazarine and Officer Jackquet responded to a peace officer warrant at 400 block E South St, report taken. Officer Jackquet responded to a theft of service at 3500 block S Main St, report taken. Sgt Lazarine responded to an accident at 3200 block S Main St, settled a scene. Officer Philpot responded to a public service at 100 block Ballard Dr, settled at scene. Sgt Lazarine and Officers Shurley and Jackquet responded to a stolen vehicle at 3500 block S Main St, arrest made. Sgt Houghton responded to a public service at 100 block Ballard Dr, settled at scene. Officer Mumej responded to a stolen property at 13700 block Harvey Rd, settled at scene. Officer Mumej responded to a public service at 100 block E Centennial Blvd, settled at scene. Officer Shurley and Officers Wells and Mumej responded to a disturbance at 300 block S Industrial St, settled at scene. Officer Wells and Officer Mumej responded to an assist smith county at 13000 block

Lauren Ln, settled at scene.

**Tuesday, Oct. 18, 2022**

Sgt Lazarine and Officer Jackquet responded to a residential alarm at 16200 block Clearview Dr, false alarm. Sgt Lazarine and Officer Jackquet responded to an assist other agency at 18200 block Mission Ridge Blvd, settled at scene. Officer Jackquet responded to a public service at 3200 block S Main St, settled at scene. Sgt Lazarine and Officer Jackquet responded to an assist other agency at 1000 block Brad Cir, settled at scene. Officer Jackquet responded to a city ordinance violation at 3500 block S Main St, settled at scene. Officer Jackquet responded to a lost property at 500 block S Main St, settled at scene. Sgt Lazarine and Officer Shurley responded to an accident at 3200 block S Main St, report taken. Cpt Chambers responded to an abandoned vehicle at 1400 block Wood Springs Rd, settled at scene. Officer Shurley and Officer Mumej responded to a driving while intoxicated at 700 block E Hubbard St, arrest made. Officer Wells responded to a residential alarm at 600 block Fruitdale St, false alarm. Officer Wells and Officer Mumej responded to a business alarm at 17700 block Hwy 69 N, false alarm. Officer Wells and Officer Mumej responded to an accident at 17000 block I-20 W, settled at scene. Officer Wells responded to an abandoned vehicle at 552 E I-20, settled at scene.

**Wednesday, Oct. 19, 2022**

Sgt Dworaczyk responded to a welfare concern at 553 E I-20, settled at scene. Sgt Dworaczyk and Officer Ramsey responded to a peace officers warrant at 3200 block S Main St, settled at scene. 120 and Officer Ramsey responded to a 911 hang up at 2800 block S Mian St, settled at scene. Officer Leevey and Officers Gillham and Orłowski responded to an accident at 500 block S Main St, report taken. Officer Leevey responded to a suspicious vehicle at 13300 block CR 472, settled at scene. Officer Leevey responded to a suspicious person at 13900 block CR 2710, unfounded.

**Thursday, Oct. 20, 2022**

Chief Simes, Cpt Chambers, Sgt Dworaczyk and Officer Ramsey responded to an accident at 200 block S Main St, report taken. Sgt Dworaczyk and Officer Ramsey responded to a suspicious person at 1000 block Brad Cir, settled at scene. Sgt Dworaczyk and Officer Ramsey responded to an attempt to serve at 3400 block S Main St, unable to locate. Chief Simes responded to a public service at 100 block Eagle Spirit Dr, settled at scene. Sgt Dworaczyk and Officer Ramsey responded to a disturbance at 600 block Abbey Rd, settled at scene. Officer Gillham responded to a suspicious circumstance at 2100 block S Mian St, settled at scene. Officer Gillham responded to a criminal mischief at 200 block Cannery Row, settled at scene. Officer Leevey and Officers Gillham and Orłowski responded to an assist smith county at 200 block Bayhills Dr, settled at scene. Officer Leevey and Officer Orłowski responded to a suspicious person at 3400 block S Main St, settled at scene. Officer Leevey and Officers Gillham and Orłowski responded to a warrant service at 3500 block S Main St, arrest made. Officer Gillham responded to a business alarm at 2800 block S Main St, false alarm.

## Grand Prairie man indicted in death of county deputy

Daniel Nyabuto, 21, of Grand Prairie was indicted for intoxication manslaughter in the death of Smith County Deputy Lorenzo Bustos on July 28, county officials said.

Nyabuto was indicted on Oct. 13. He is accused of striking Bustos with his vehicle as the deputy performed a traffic stop on State Highway 155, officials said.

Bustos, 29, and fellow deputy Michael Skinner were working the stop just before midnight on July 28.

The patrol vehicle, which had its emergency lights flashing, was

pulled over while two people were handcuffed in the back of the vehicle.

Bustos was standing several feet behind the deputy's vehicle when he was allegedly struck by Nyabuto.

The impact caused injuries to Bustos, who had been pushed under the patrol vehicle.

After the crash, Nyabuto was arrested and charged with intoxication assault which was later upgraded to intoxication manslaughter.

He was then booked into Smith County and moved to the Gregg

County Jail.

The passenger of Nyabuto's vehicle was also arrested and charged with public intoxication.

Nyabuto, his passenger and the two handcuffed behind the vehicle weren't injured.

Texas Department of Public Safety officials said Nyabuto smelled of alcohol, did not know his destination or where had been.

The suspect did not provide a blood-alcohol specimen voluntarily. It was obtained following a warrant for the blood sample.

## County Sheriff's Office looking for shooting suspect

The Smith County Sheriff's Office is looking for Kendrick Bernard Bell Jr. for questioning in an aggravated assault with a deadly weapon incident that took place Oct. 8, said spokesman Larry Christian.

Bell, 27, is an African-American

male, 5-feet-7, 170 pounds with brown eyes and black hair.

He is suspected in the shooting of an individual who was in the victim's car.

Bell's vehicle has been recovered by his whereabouts are unknown, Christian said.

The suspect is considered armed and extremely dangerous, Christian said.

Contact Det. Aaron Hinton with any information with the whereabouts of Kendrick Bernard Bell at (903) 566-6600 or ahinton@smith-county.com

## Houston man pleads guilty to fed drug trafficking charges

A Houston man has pleaded guilty to federal drug trafficking violations in the Eastern District of Texas, said Davilyn Walston, spokesperson for U.S. Attorney Brit Featherston.

Michael Tran, 31, pleaded guilty to possession with intent to distribute methamphetamine today before U.S. Magistrate Judge Christine L. Stetson.

According to court documents, on Oct. 15, 2020, law enforcement conducted a traffic stop on Tran for unsafely crossing through the Exxon station parking lot, located at the corner of College Street and Major Drive in Beaumont.

Tran was stopped nearby at South Major Drive and Willow Bend Road, where law enforcement immediately noticed an overwhelming

odor of marijuana coming from inside the vehicle.

A search of the vehicle revealed 6.4 pounds of marijuana, 305 grams of fentanyl pills, 305 grams of methamphetamine pills, and \$50,392.00 in cash, located in a false compartment in the backseat.

Tran was indicted by a federal grand jury on April 6, 2022 and charged with federal drug trafficking violations.

"If you are dealing dangerous drugs in our community we are coming after you, said U.S. Attorney Brit Featherston." "These drugs are capable of killing many people. There is a dangerous wave of illegal fentanyl poisoning our citizens. Please, talk about this, discuss this, share this message with others to save a life."

Tran faces up to 40 years in federal prison. The maximum statutory sentence prescribed by Congress is provided here for information purposes, as the sentencing will be determined by the court based on the advisory sentencing guidelines and other statutory factors. A sentencing hearing will be

scheduled after the completion of a presentence investigation by the U.S. Probation Office.

This case was investigated by the U.S. Drug Enforcement Administration and the Jefferson County Sheriff's Office and prosecuted by Assistant U.S. Attorney Michael Anderson.



## Sheriff's Office seeking help for deceased man's identity

The Smith County Sheriff's Office is asking for the public's help in identifying the remains of a deceased individual located in northeast Smith County in July 2022, said spokesman Larry Christian.

This is a black male believed to be between the age of 40 and 55. He had two yellow/gold metal crowns, one of which is located on his upper front left tooth.

He was found wearing a red "Drip Too Hard" t-shirt and black pants. The Smith County Sheriff's Office currently has no leads on the identity of this subject or where he is from.

The depiction of this individual is a DPS Forensic Artists rendition based on skeletal remains.

Anyone having information concerning the identity of this individual or this active homicide investigation is asked to contact Det. Joshua Decur at (903) 566-6600 or jdecur@smith-county.com

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# District 9-4A playoff picture comes into focus

With the state football playoffs beginning in three weeks, District 9-4A's representatives have been pretty much established, with the only question remaining is the order of the first, second and fourth place teams.

Lindale, as a result of its 57-32 rout of Palestine this past Friday, has the third place position locked up.

A road game in Jacksonville awaits this Friday, which will be the Eagles' final league game of the season. They will have their bye week on Nov. 4.

Palestine hosts Henderson this week and a victory for the Wildcats would virtually lock up the fourth place playoff spot.

Kilgore and Chapel Hill both won last Friday, with Kilgore taking down Athens, 27-7, and Chapel Hill defeating Henderson 41-10.

Jacksonville had its bye week.

In Athens, the Hornets proved to be a tough test for the league-leading Bulldogs — at least in the first half. Kilgore took a 6-0 lead to intermission but padded that lead to 20-0 with two more touchdowns in the third period. Athens ended the shutout in the early part of the fourth but the Bulldogs were able to close it out with one more score in the final minutes of the final period.

The win pushed the Bulldogs, ranked No. 9 in the state, to 7-2 on the season and 5-0 in district. Athens, meanwhile, slipped to 0-4 in district and 2-6 on the season.

With its victory in Henderson Chapel Hill (No. 10 in the state) has now won six in a row and will be at home Friday against Athens.

A win over the Hornets will set up the battle for first place in two weeks against Kilgore on the road.

Friday night in Henderson, the Bulldogs took a 21-10 lead into the third period before putting the game away in the fourth.

Sophomore Ricky Stewart rushed 21 times for 201 yards and sophomore quarterback Demetrius Brisbane Jr. added 84 yards on 7 carries for the Bulldogs. He also scored two touchdowns.

He also completed 13 of 19 passes for 147 yards and two touchdowns.



The Lindale High School Eagle Mascot greets the student section this past Friday in the Eagles' win over Palestine at Eagle Stadium. (Photo by Terry Cannon)



The Pride of Lindale High School Band performs during the first half of the Eagles' win over Palestine this past Friday. (Photo by Terry Cannon)



Lindale quarterback Clint Thurman takes off on another big gainer during Friday's District 9-4A win over Palestine. (Photo by Terry Cannon)

## Beauty continues to grow in Heritage Rose Garden

By Greg Grant  
Smith County Horticulturist

In the 1970's the Tyler Lions Club developed an acre in the southwest corner of the Tyler Rose Garden into the Sensory Perception Garden for the Blind. This garden included several old garden roses for their exceptional fragrance. In 1986 the Gertrude Windsor Garden Club adopted the area to educate the public about antique roses.

For 14 years the club highlighted heritage roses in a landscape setting, along with shrubs, herbs, bulbs, ornamental grasses, perennials, and annuals. They designed and built a lovely arbor with a bench overlooking the garden in honor of their founder, Gertrude Windsor.

Large Muskogee crapemyrtles created a defined backdrop for this popular corner of the rose garden.

In 1993 the Smith County Master Gardeners became partners with the Gertrude Windsor Garden

Club, Dr. Brent Pemberton formerly of the Texas A&M AgriLife Research and Extension Center at Overton, and the Tyler Rose Garden to maintain the Heritage Rose Garden.

In 2006 the Master Gardeners took over the ongoing maintenance and funding of the Heritage Rose Garden featuring antique roses and other companion plants found on early Texas homesteads.

The current vision for the Heritage Rose Garden is a beautiful old-fashioned cottage garden displaying antique roses and true Southern heirloom plants that would have grown in our grandmothers' and their grandmothers' gardens.

Included are "Texas Tough" pass-a-long perennials, heirloom bulbs, and reseeding old-fashioned annuals. The roses will be allowed to grow just as they grew in early Texas gardens into large shrubs with only minimal pruning. Plants will be pesticide free and will only be irrigated once a week in June,



Antique rose cultivars are at home in the Heritage Rose Garden

July, and August.

Antique roses are survivors because they are tough and not demanding of attention, pesticides, or irrigation.

In the last several years, two new beds were added that feature collections of true tea roses (*Rosa x odorata* cultivars) and China roses

(*Rosa chinensis* cultivars) both parents of modern hybrid tea roses.

In addition, those antique roses designated as Earth-Kind roses or Texas Superstars by the Texas A&M AgriLife Extension Service have also been featured.

Unfortunately, most of the roses froze to the snow line during the

devastating 2021 freeze and are in the process of recovering.

The Gertrude Windsor Garden club continues to collaborate with the Smith County Master Gardeners to provide upgrades to the garden including the beautiful wrought iron arch at the entrance.

The Smith County Master Gardeners are volunteers trained by the Texas A&M AgriLife Extension Service to provide horticultural education and information to the citizens of Smith County. They volunteer in the Heritage Rose Garden each Tuesday morning.

The Shade Garden, IDEA Garden, and Heritage Rose Garden are all part of the Tyler Botanical Garden located within the Tyler Rose Garden which is free to the public and open seven days a week.

If you would like to make donations to the upkeep or development of the Heritage Rose Garden, contact the Smith County Master Gardener Help Desk at 903-590-2994.



### Librarian speaks at Rotary Club

Shannon Reid, director of the Lillie Russell Memorial Library, was the guest speaker this past week at the weekly meeting of the Lindale Rotary Club. She discussed the variety of activities available at the library, including the annual Santa's Bake Shop fundraiser. (Courtesy photo)

## Combating the Epidemic of sleepless nights

By Claudann Jones  
Smith County Extension Agent  
Family and Community Health

When was the last time you had a good night's sleep?

If you've had to think about it for more than a few seconds, chances are it has been a while. It is believed that between 30 percent and 48 percent of older adults suffer from insomnia. Women have a lifetime risk of insomnia that is as much as 40 percent higher than that of men.

There are many factors that affect sleep — the amount of caffeine throughout the day, the timing of caffeine intake, screen time, and stress-related factors. Research has shown that good quality sleep is important for enhancing concentration and happy moods.

On the other hand, less than seven hours of sleep has been shown to increase the risk of many diseases such as heart disease, diabetes, and unhealthy mental health.

In addition to screen time, stress, and caffeine, there are other factors that cause interrupted sleep. Sleep disorders (such as sleep apnea), chronic pain, urination in the night, illness, menopause, and specific types of medications also cause low sleep quality.

### Tips for achieving quality sleep

— Exercise several hours before bed, treat yourself to a relaxing bath or an enjoyable book, and aim to go to bed at the same time every night.

-- Cut off your cell phones, turn your thermostat down and make sure your room is dark. Implementing these tips into your nightly routine has been shown to improve your sleep.

If you have a sleep condition or take medications that alter sleep, consult your doctor before implementing change.

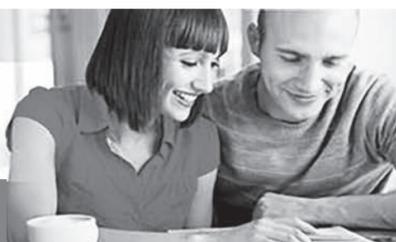
For more information about Texas A&M AgriLife Extension Family and Community Health programs, contact the Smith County Extension Agent for Family and Community Health at 903-590-2980 or email at cmjones@ag.tamu.edu.

Like our Facebook page: Texas A&M AgriLife Extension Service Smith County. Stay well and stay safe

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## LEGAL NOTICE

Application has been made with the Texas Alcoholic Beverage Commission for a Wine Only Package Store for Lindale Operating LLC d/b/a Triple J's to be located at 13341 I-20 West, Lindale, Smith County, TX 75706. Managing Members of said entity are Andrew Osborn, Member & Lindsey Osborn, Member

### NOTICE TO CREDITORS

Notice is hereby given that Letters Testamentary for the ESTATE OF MELVA JUNE RAGAN, DECEASED, were issued on OCTOBER 17, 2022, in Cause Number 46,780P, pending in the County Court of Smith County, Texas to MICHAEL RAY RAGAN, Independent Executor.

The address of record for MICHAEL RAY RAGAN is:  
c/o Thomas M. Alleman, Attorney at Law,  
100 E. Ferguson, Suite 901,  
Tyler, Texas 75702.

All persons having claims against this Estate are required to present their claims within the time and in the manner prescribed by law.

### NOTICE TO CREDITORS

Notice is hereby given that Letters Testamentary for the ESTATE OF JACK L. HAWKINS, DECEASED, were issued on OCTOBER 17, 2022, in Cause Number 46,790P, pending in the County Court of Smith County, Texas to LINDA HAWKINS, Independent Executor.

The address of record for LINDA HAWKINS is:  
c/o Thomas M. Alleman, Attorney at Law,  
100 E. Ferguson, Suite 901,  
Tyler, Texas 75702.

All persons having claims against this Estate are required to present their claims within the time and in the manner prescribed by law.

### NOTICE OF LIEN SALE

In accordance with Texas property code, Chapter 59, Castlerock Storage-Lindale, 19375 US Hwy 69, Lindale, TX 75771, will conduct a public auction to satisfy a Landlord's lien. Units will be sold as-is to the highest bidder online at www.storageauctions.com October 28, 2022-November 8, 2022 @10:00am. Cash Only. Cleanup deposit and sales tax required. Seller reserves the right to withdraw the property at any time before the sale. Units include the personal household belongings of the following tenants: Mary Ellen Langston  
Kenneth Whitley

Notice of Public Sale of property to satisfy landlord's lien. Sale held online at Storagetreasures.com. Facility's location: 12447 TX-64, Tyler TX 75704. Bidding opens 10/31/22 at 10AM and concludes 11/8/22 at 10AM. \$100 cash clean-up deposit required per unit. Seller reserves right to withdraw property any time before sale. Unit items sold as-is to highest cash bidder. All units include furniture, tubs/boxes unless otherwise noted. Units include contents for: Jeff Garner: electronics, dumbbells. Rosalva Sainz: kitchen, household, luggage, toys. Rajeana Reynolds: small appliances, household. Chris Camper: fishing rods, golf clubs, household. James Simons: electronics. Seth Kelly: electronics, cables. Willie Starling: bedding. The Estate of Judy Barlow: household, appliances, electronics.

### NOTICE TO CREDITORS

Notice is hereby given that original Letters of Administration for the Estate of JOHNSTON LEWIS WARREN, Deceased, were issued on July 11, 2022, in Cause No. 45772P, pending in the County Court of Smith County, Texas, to ASHLEY NICOLE MEDLOCK and LATAVIA J'NAE WARREN.

The address for the Co-Administrators is:  
c/o: LEIGH HUNT GOODSON  
The Goodson Firm, P.C.  
115 W. Ferguson Street  
Tyler, Texas 75702

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

Date: October 18, 2022.  
THE GOODSON FIRM, P.C.  
Attorney for Co-Administrators

### NOTICE TO CREDITORS

Notice is hereby given that original Letters of Independent Administration for the Estate of MILTON PLATT, JR., Deceased, were issued on June 22, 2022, in Cause No. 46353P, pending in the County Court of Smith County, Texas, to LAURA M. DEBOW-PLATT.

The address for the Independent Administrator is:  
c/o: LEIGH HUNT GOODSON  
The Goodson Firm, P.C.  
115 W. Ferguson Street  
Tyler, Texas 75702

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

Date: October 18, 2022.  
THE GOODSON FIRM, P.C.  
Attorney for Laura M. DeBow-Platt

### Divide & Conquer Moving Sale for Arlyne Taylor

Thurs., Oct. 27 - 7:00-5:30 | Fri., Oct. 28 - 8:00-5:30 | Sat., Oct. 29 - 8:00-2:00  
2605 New Copeland Rd, Tyler, TX 75701

Inside S Loop 323 & off S. Broadway, turn east onto Amherst by Little Italy. Turn left on New Copeland Rd.

This 2584 sq. ft home (listed by The Burks Team, ReMax Professionals) has sold!! The following contents (consignments) include: nail head trimmed leather sofa & chair; 2 more sofas; "book" coffee table; barley twist Welsh dresser; leather books; antique beveled mirrors; misc. chairs; table and floor lamps; antq. World War I officer's campaign wooden/fold out cot; king sleigh bed; triple dresser; nightstand; antq. spool cabinet; antique barley twist chest; blue & white selections; lg. ornate gold tone mirror; old decanters; barley twist fire fender; antq. desk; crystal; china; costume jewelry; many books; barley twist secretary; wall sconces; needlepoint; vintg. vanity dresser & stool; Anri plates; Norman Rockwell plates & figures; Duncan Phyfe din. table; din. room chairs; bedding; linens; quilts; vintg. flatware in chest; antq. wall panel coat rack; seasonal decorations; framed art; medical scales; costumes; clothes; fur coat; shoes; purses; men's clothes & shoes; golf shirts; golf décor & pictures; vintage children's clothes; white wicker planter; cookbooks; kitchen items; sm. appliances; rugs; CD's; electronics; Rayovac lantern; Crock Pot BBQ Pit; patio furn.; yard art; concrete bench & planter; sooooo much more!!

Pictures: [DivideAndConquerOfEastTexas.com](https://www.facebook.com/DivideAndConquerOfEastTexas.com)

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## LEGAL NOTICE

### CITATION BY PUBLICATION

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LAW OFFICE OF B. DIANE HEINDEL, PC  
KAREN PHILLIPS Jeffrey Cotten  
200 E. FERGUSON, STE 300 PO BOX 7792, TYLER TX 75711  
TYLER TX 903-533-9900

THE STATE OF TEXAS

NOTICE OF DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of forty-two days after the date of issuance of this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org"

TO: THE UNKNOWN HEIRS OF FRED E. HOSSLER, Defendant(s), Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock a.m. of the Monday next after the expiration of forty-two days after the date of issuance of this citation, before the Honorable County Court at Law of Smith County, Texas at the Courthouse Annex of said county in Tyler, Texas. Said Plaintiff's Petition was filed in said court on the 27th day of September, 2022 in this case, numbered 74608 on the docket of said court and styled,

Victoria Russell vs. The Unknown Heirs of Fred E. Hossler

The names of the parties to the cause are as follows:  
Victoria Russell is/are Plaintiff(s) and  
The Unknown Heirs of Fred E. Hossler is/are Defendant(s)

A brief statement of the nature of this suit is as follows, to-wit: \*

as is more fully shown by Plaintiff's Petition on file in this suit.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said court, at office in Tyler, Texas, this date:  
27th day of September, 2022.

KAREN PHILLIPS, County Clerk  
Smith County, Texas  
By: Annette Holmes, Deputy Clerk

STATE OF NEW MEXICO COUNTY OF SAN JUAN ELEV-ENTH JUDICIAL DISTRICT Case No.: D-1116-CV-2022-00372 GUILD MORTGAGE COMPANY LLC, Plaintiff, vs. NATHAN RAY BARON, Defendant. NOTICE OF PENDENCY OF ACTION STATE OF NEW MEXICO to Defendant, Nathan Ray Baron, to be published on: You are hereby notified that the above-named Plaintiff Guild Mortgage Company LLC has filed a civil action against you in the above-entitled Court and cause, the general object thereof being to foreclose a mortgage on real property located at 3432 Monterey Cir, Farmington, NM 87401. The real property which is the subject matter of this action is legally described as follows: LOT 26, IN BLOCK 19, OF THE NORTHRIDGE SUBDIVISION NUMBER TWO, IN THE CITY OF FARMINGTON, SAN JUAN COUNTY, NEW MEXICO, AS SHOWN ON THE PLAT OF SAID SUBDIVISION FILED FOR RECORD DECEMBER 28, 1978. If there is a conflict between the legal description and the street address, the legal description shall control. Unless you serve a pleading or motion in response to the Complaint in said cause on or before thirty (30) days after the last publication date, judgment by default may be entered against you. McCARTHY & HOLTHUS, LLP By: /s/ Jason Bousliman Jason Bousliman Attorney for Plaintiff 6501 Eagle Rock NE, Suite A-3 Albuquerque, New Mexico 87113 Telephone No.: (505) 219-4900 jlbousliman@mccarthyholthus.com IDSPub #0181683 10/27/2022 11/3/2022 11/10/2022

### Notice to Creditors

Letters Testamentary for Estate of Carl Wilson Lightner, Deceased, were issued to Angela Lightner on 10/17/22, in Cause No. 46812P, by the County Court of Smith County, Tx. All persons having claims against this Estate currently being administered are required to present them to Angela Lightner, c/o Richard Patteson, Attorney at Law, 218 N. Broadway, Ste.304, Tyler, Texas 75702 within the time and manner prescribed by law.

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## LEGAL NOTICE

CAUSE NO. 21-1622-E  
THE STATE OF TEXAS  
CITATION BY PUBLICATION

NOTICE TO RESPONDENT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the Clerk who issued this citation by Ten O'clock (10:00) A.M. on the Monday next following the expiration of forty-two (42) days from the date of issuance of this Citation and Petition, a default judgment may be taken against you."

TO: UNKNOWN FATHER - - - RESPONDENT WHEREVER HE MAY BE FOUND

GREETINGS: You are hereby commanded to appear before the County Court at Law of Smith County, Texas, to be held at the Courthouse of said County located at 100 N. Broadway, Tyler, Texas 75702, by filing a written answer to ORIGINAL PETITION IN SUIT AFFECTING THE PARENT-CHILD RELATIONSHIP at or before Ten o'clock (10:00) a.m., on the Monday next after the expiration of forty-two (42) days from the date of issuance hereof, a copy of ORIGINAL PETITION IN SUIT AFFECTING THE PARENT-CHILD RELATIONSHIP which accompanies this Citation in Cause Number 21-1622-E, filed on the Docket of said Court on the 13th day of July, 2021, and styled:

IN THE INTEREST OF A.H.J., A CHILD

The suit requests that the Respondent's parentage of A.H.J., be adjudicated. The date and place of birth of child are: February 05, 2019, Tyler, TX.

The Officer executing this writ shall serve the same according to the requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Tyler, Texas, this date: October 19, 2022.

ATTEST: PENNY CLARKSTON, DISTRICT CLERK

### CLERK OF THE COURT

PENNY CLARKSTON  
Smith County District Clerk  
100 N. Broadway, Rm. 204  
Tyler, Texas 75702

By: /s/ Stephanie Landeros  
Stephanie Landeros, Deputy Clerk

NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF MARGIE GRAVITT, Deceased

Notice is hereby given that original Letters of Administration were issued on the Estate of MARGIE GRAVITT, Deceased, Cause No. 46,736-P, now pending in the Probate Court of Smith County, Texas, filed on or about August 12, 2022, by SYLVIA GRAY, Independent Executor/Executrix of said estate. Claims against the estate should be mailed in care of John E. Trube, Attorney at Law, Post Office Box 6594, Tyler, Texas, 75711.

All persons having claims against said Estate now being administered are hereby required to present them within the time and in the manner prescribed by law.

DATED: October 17, 2022

JOHN TRUBE Attorney for the Estate of  
MARGIE GRAVITT, Deceased  
Post Office Box 6594  
Tyler, Texas 75711  
903-561-7904  
JohnTrube@att.net  
SBN: 20246000



## ORDINANCE NO 21-2022

AN ORDINANCE AMENDING THE LINDALE SANITATION ORDINANCE OF 2022 (12-2022) 6YARD AND 8 YARD HAUL, AS AMENDED; PROVIDING FOR THE COLLECTION OF GARBAGE AND TRASH IN THE CITY OF LINDALE, TEXAS, PROHIBITING CERTAIN DEPOSITS AND PROVIDING A PENALTY; THEREFORE, CONTAINING A SEVERABILITY CLAUSE AND A REPEALER CLAUSE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINDALE, TEXAS:

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All but one of these jolly jack-o'-lanterns matches another jack in the pack. Can you find all the pumpkin pairs? There are eight and one lone pumpkin.



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**SARAH KIM**, the daughter of Eunyong and Chris Kim, is a member of the National Honor Society, track and cross-country teams, theater club, and the University Interscholastic League competition teams for math and science. Sarah believes she is impacting the world by caring for others and spreading positivity wherever she goes. She plans to attend LeTourneau University and study biomedical engineering. Sarah's future goals include working as a forensic pathologist.



**GRIFFIN COOK**, son of Angela and Eben Cook, is a member of the National Honor Society, Tyler Junior College Promise program, Fellowship of Christian Athletes, and the varsity soccer team. He is also a member of the youth group at his church. Griffin believes he is impacting the world by serving his community through school and church programs, and by expanding his knowledge to prepare him for future success. He plans to attend Louisiana Tech University and study industrial engineering. Griffin's future goals include starting his own engineering firm.



**PATRICIA MUÑOZ**, the daughter of Maria and Jose Muñoz, is a member of the student council and the varsity soccer team. She is also a member of the teen group at her church. Patricia believes she is impacting the world by maintaining a positive attitude, encouraging others to try their hardest, and seeking opportunities to help others in need. She plans to attend The University of Texas at Tyler and study accounting and finance. Patricia's future goals include opening her own business.

Texas Bank and Trust celebrates the thirteenth anniversary of the Lindale Student Board of Directors, recognizing outstanding seniors from Lindale High School who have demonstrated academic excellence, leadership, and a commitment to community service. We are proud to introduce the following members of the 2022-2023 Student Board. View more profiles @ [www.facebook.com/texasbankandtrust](https://www.facebook.com/texasbankandtrust)



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