

STATE OF WEST VIRGINIA

RANDOLPH COUNTY COMMISSION SS:

At a regular session of the County Commission in and for the aforesaid County and State, at the James F. Cain Court House Annex, on the 21st day of September, 2023 at 1:30 p.m.

Present: Randolph County Commission President David Kesling and Commissioners Chris See and Chris Siler

Meeting called to order by Commissioner Kesling

PUBLIC COMMENT: None

MINUTES:

Commissioner Siler moved to approve the minutes from the regular meeting that was held on September 7, 2023, as submitted. All yes – Motion passed unanimously

REPORTS:

Erin Golden, Director of North Central Community Corrections, appeared before the Commission. She said they currently have 113 participants on the program and the program has saved the County \$381,959.25 in regional jail bills so far this fiscal year. (See copy attached)

Curt Gainer from the Randolph County Emergency Squad reported that they have been overly busy with 600 calls over last year at this time. He said they have 12 ambulances running and are fully staffed. He said they are working on acquiring 2 Acres on Corridor H near the Harding Road for a substation. He said this land was given to them by Penn-Virginia. He said they are working on the Deed now.

Rhett Dusenbury from Congressman Mooney's office was present and said best wishes and Hello from the Congressman and if there is anything the County needs to let him know.

Sheriff Rob Elbon reported that he still has one Deputy in the academy. He said they are having pre planning meetings to get ready for the Forest Festival. He said they have been busy looking for an escapee and have utilized the mobile command unit. He said the awning on the mobile command unit is damaged and will need fixed. He said he got an estimate of \$4,200.00 to repair/replace it. He just wanted the Commission to know about that. Commissioner See said that Sheriff Jack Roy got the mobile command unit through a grant several years ago.

CORRESPONDENCE:

Commissioner Kesling said the Commission received a letter from the Elkins/Randolph County YMCA thanking the Commission for the donation of \$5,000.00 for the concert fundraiser that the YMCA had. (See copy attached)

#### ANNOUNCEMENTS:

Commissioner Kesling announced that the next regular meeting will be on Tuesday October 3, 2023 at 1:30 p.m. He said the reason for the change in date is because the courthouse will be closed on Friday October 6, 2023 for the Forest Festival.

#### ITEMS FOR DISCUSSION/ACTION:

##### DISCUSSION OF TIMECLOCK/HR/PAYROLL SYSTEM

Commissioner Kesling said they had a phone meeting and some of the elected officials and staff were there, about getting a timeclock/payroll system. He said the HR system has a dashboard and each employee has access to put info into it. He said it also uses a timeclock in which the employees would clock in and out and the elected officials/department heads would verify. He said this is something that was presented at the County Commissioners meeting they attended. He said Taylor County is using the system now. He said this is something they want to look further into.

##### INFORMATIONAL PRESENTATION REGARDING EMERGENCY RESPONSE SYSTEMS APP FROM PANHANDLE CLEANING AND RESTORATION

Chris Jeffries from Panhandle Cleaning and Restoration appeared before the Commission. He said this system gathers information for all the buildings and stores it on phones. He said when an emergency happens you have all that on your phone and don't have to look up all that information. He said it is a secure app and there is no cost and no obligation. He said they have worked with Lewis County already and are setting up meetings to go to some other Counties. He said this is going to become required to have over the next 5-6 years and it may save on Insurance costs too. Commissioner Kesling said they will discuss it and get back to him.

##### INFORMATIONAL PRESENTATION AND FUNDING REQUEST FROM THE CITY OF ELKINS REGARDING WHITMER WATER

Elkins Mayor, Jerry Marco appeared before the Commission. He said they have secured funding in the amount of \$151,000.00 for the Whitmer Water project. He said as of now they have spent \$68,000.00. He said there is still an outstanding bond in the amount of \$225,060.00 that needs paid and tap fees of \$24,140.09 and City of Elkins fees of \$72,343.16. He said they are asking for the Commission to help with those fees. He said they want to make sure the citizens in Whitmer continue to have water.

##### CONSIDER APPROVAL OF FUNDING REQUEST FROM AUTUMN ON THE DRY FORK (See copy attached)

Rex Vance, President of Dry Fork Recreation Center, Inc. appeared before the Commission. He said he was there today to request money for the annual fall festival they have called Autumn on the Dry Fork. He said it will be held on Saturday October 14, 2023 and they will have apple butter making and apple cider making on site, music, vendors and chicken and pork dinners. Commissioner Siler moved to



approve the funding request from the Dry Fork Recreation Center in the amount of \$2,500.00 and that is to be taken out of Hotel/Motel Tax funds. All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF QUOTE FOR MONITOR REPLACEMENT

Commissioner Kesling said this is a quote for a video monitor replacement for the probation office. Commissioner Siler moved to approve the quote in the amount of \$309.01 for the video monitor replacement and that is to be taken out of other buildings and equipment line. All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF FUNDING REQUEST FROM VALLEY HEAD FIRE DEPARTMENT (See copy attached)

Commissioner Kesling said the Commission received a letter from the Valley Head Volunteer Fire Department. He read the letter out loud. They are asking for funding for air packs, as the ones they are replacing have come to the end of their service life. They need to purchase 8 of them at a cost of \$76,000.00. They are asking the Commission for \$20,000.00 to help with the purchase. Commissioner Kesling said they have been approached by several different fire departments about this recently and have decided to give each one the same amount which is \$14,900.00. Commissioner See moved to approve the funding request from the Valley Head Volunteer Fire Department in the amount of \$14,900.00 and that is to be taken out of Courthouse Contractual funds. All yes – Motion passed unanimously

#### CONSIDER PURCHASE OF BULLETPROOF VESTS FOR SHERIFF'S DEPARTMENT

Sheriff Elbon said with the new hires they need bulletproof vests and have some that are too old. He said they have a 5 year service period. He said they replaced some last year and are trying to do it in stages. He said they need 4 for the court security officers at a cost of \$5,335.00 and 8 for the deputies at a cost of \$8,520.00. He gave the Commission a quote for this. Commissioner Siler moved to approve the purchase of 12 bulletproof vests, as submitted, and that is to be taken out of Courthouse Contractual funds. All yes – Motion passed unanimously

#### CONSIDER PURCHASE OF PORTABLE RADIOS FOR SHERIFF'S DEPARTMENT

Sheriff Elbon said with the two new deputies he hired he found out that the radios they are using are out of date. He said they are going to hand down some of the radios from the deputies to the court security officers. He said these new radios are wi fi compatible and the PRO Officers will be the first to get them and then the other deputies. He said the State Police radios went to Phase II and theirs are still on Phase I so they can't communicate with the State Police unless they change stations. He gave the Commission a quote in the amount of \$37,625.64 for the new radios he would like to purchase. Commissioner Siler moved to approve the purchase of portable radios for the Sheriff's Office in the amount of \$37,625.64 and that is to be taken out of Courthouse Contractual funds. All yes – Motion passed unanimously

#### CONSIDER DONATION OF VEHICLE TO TOWN OF BEVERLY

Sheriff Elbon said the Mayor of the Town of Beverly, Andy Burns, spoke to him about a vehicle. He said they have given a car to the Town of Beverly a while ago and it is starting to have issues. He said they have another vehicle that is parked out at the airport that they are not using. He said it has some mechanical issues that they couldn't resolve so they parked it. It is a 2013 Ford Explorer. Sheriff Elbon said that Mayor Burns said they would like to have it and they would work on the mechanical issues. Commissioner See moved to approve the donation of a 2013 Ford Explorer to the Town of Beverly, as presented. All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF REAPPOINTMENT TO THE RUSSELL MEMORIAL PUBLIC LIBRARY BOARD (See copy attached)

Commissioner Kesling said the Commission received a letter from Lucy Godwin asking to be re-appointed to the Russell Memorial Public Library Board. Commissioner Siler moved to re-appoint Lucy Godwin to the Russell Memorial Public Library Board for a term to begin immediately and end on August 30, 2028. All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF REPORT AND RECOMMENDATION FROM FIDUCIARY COMMISSIONER ON THE ESTATE OF MARY JOHANNA NELSON (See copy attached)

Randolph County Fiduciary Commissioner, John J. Wallace IV appeared before the Commission. He discussed the estate of Mary Johanna Nelson with the Commission. He said a hearing was held at his office and claims were discussed. He said some of the items were given back to the claimant and some were not found. He said a lot of these issues were things that happened before death and that is not part of the estate. Commissioner See moved to approve the report and recommendation on the estate of Mary Johanna Nelson, as presented by the Fiduciary Commissioner. All yes – Motion passed unanimously

#### FINAL SETTLEMENTS/ANNUAL ACCOUNTINGS:

Commissioner Siler moved to approve the (3) Final Settlements, as submitted.

Joann W. Conway

John Michael Haddix

Cora Lea Nucilli

All yes – Motion passed unanimously

#### BUDGET REVISIONS: (See copies attached)

Commissioner See moved to approve an In House budget revision for the Sheriff's Office in the amount of \$5,000.00 to be taken from LE Overtime to LE Contract Wages, FICA, Medicare, Retirement. All yes – Motion passed unanimously

Commissioner See moved to approve an In-House budget revision for the Sheriff's Office in the amount of \$117.76 to be taken from Jail Supplies to Jailer Uniforms. All yes – Motion passed unanimously

**DIVISION OF PROPERTY/ERRONEOUS ASSESSMENTS:**

Commissioner Siler moved to approve the divisions of property and erroneous assessments, as submitted. All yes – Motion passed unanimously

**DISTRESSED PROPERTIES:** None

**FIRE FEE ADJUSTMENTS:**

Commissioner See moved to approve the (10) fire fee adjustments, as submitted. All yes – Motion passed unanimously

**PAYMENT OF BILLS:**

Commissioner Siler moved to pay the bills, as submitted. All yes – Motion passed unanimously

**ADJOURN THE MEETING:**

Commissioner See moved to adjourn the meeting. All yes – Motion passed unanimously

Attest: \_\_\_\_\_



North Central Community Corrections  
Randolph County Office

21-September-2023

	2017-2018*	2018-2019*	2019-2020*	2020-2021*	2021-2022*	2022-2023*	2023-2024
Total Number of Offenders	287	310	308	349	269	260	113
Full Participants	82	78	56	44	16	40	1
Condition of bond	124	149	172	202	115	135	22
Services	25	14	27	47	11	46	5
Parole Offenders	16	28	15	25	3	13	1
Check ins and ds	15	15	11	1	1	3	0
Probation	20	26	28	12	5	26	0
Completed Program	75	88	86	120	103	97	16
Terminated from Program	108	123	99	102	83	65	5
Reentered Program from	34	25	25	15	19	21	1
Offenders in Rehab	7	3	10	4	6	15	2
Community Service Hours	2,876	3,330	1,030	3,920	1,113	1,373	345
Employment Hours	39,592	27,500	26,540	16,720	18,560	17,920	4,840
BIPPS Obtained	8 of 10	8-14	9-17	10-20	8-10	7-10	1-5
Drug Screens Administered	2,521	2,001	2,697	2,296	2,170	2,618	739
Positives	290	261	394	495	448	396	71
Negatives	2,231	1,740	2,303	1,801	1,722	2,222	668
Community Services Saving	\$25,165.00	\$29,137.50	\$9,012.50	\$34,300.00	\$9,738.75	\$12,013.75	\$3,018.75
Fees Collected	\$18,319.59	\$31,113.80	\$36,553.00	\$21,955.00	\$25,484.00	\$32,262.00	\$6,403.00
Amount Saved **	\$1,932,557.25	\$1,889,331.25	\$1,921,839.25	\$1,931,001.75	\$1,640,849.75	\$1,486,679.00	\$381,959.25
Total Amount Save the County	\$1,957,722.25	\$1,918,468.75	\$1,930,851.75	\$1,965,301.75	\$1,650,588.50	\$1,498,692.75	\$384,978.00

\*Totals for Fiscal Years 2015-2016, 2016-2017, 2017-2018, 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023 are based on end of the year totals. Totals for Fiscal Year 2023-2024 of the offenders are based on current active offenders on the program.

\*\*Total amount saved based on Regional Jail fees of \$48.25 per day to house an inmate.



FOR YOUTH DEVELOPMENT  
FOR HEALTHY LIVING  
FOR SOCIAL RESPONSIBILITY

September 5, 2023

Randolph County Commission  
4 Randolph Avenue  
Elkins, WV 26241

Dear David Kesling:

The Elkins/Randolph County YMCA thanks you for your donation of \$5,000.00 in 2023 towards the Concert Fundraiser.

As a supporter of the YMCA, you already know that the Elkins-Randolph County YMCA is more than just a good place to work out, but we want to make sure you know that, at the Y, **strengthening the community is our cause.**

And we can't do it without you.

When you give to the Y, you are **taking action to make this community stronger.** And you can be sure that the Y, as a leading nonprofit for youth development, healthy living, and social responsibility, will use your gift to make meaningful, enduring impacts right here at home.

To provide you with account records for tax purposes, this confirms that the Elkins YMCA has not provided goods or services in exchange for this gift. Therefore, the full value of your contribution is deductible to the extent allowed by law. Please retain this acknowledgment for federal tax purposes.

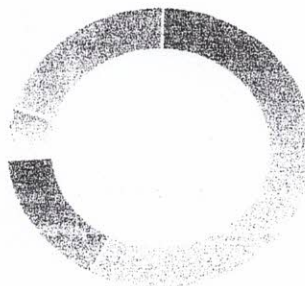
The YMCA sincerely appreciates the generous individuals that faithfully donate to our programs and facility for the betterment of our community. Receipt is given in accordance with Internal Revenue Code 170(f)(8)(k).

Sincerely,

  
Sidney Gillispie  
Executive Director

### YOUR GIFT AT WORK

Each year, we need to raise \$60,000 from the community to maintain our Y programs and services that have a lasting impact on the people in our community.



**AFFORDABLE MEMBERSHIPS** Your donation funds sponsorships that open the doors to Y membership for working families, people with disabilities, seniors and youths.

**COMMUNITY HEALTH INITIATIVES** Your donation helps to develop programs with our community partners to help individuals make healthier lifestyle choices.

**AFTER SCHOOL AND SUMMER CAMP EXPERIENCES** Your donation provides scholarships supporting working families to provide safe spaces during out of school times.

**YOUTH DEVELOPMENT** Your donation helps to develop programs with our community partners to help individuals make healthier lifestyle choices.

**DO YOU KNOW MEMBERSHIP DUES COVER ONLY A PART OF OUR COSTS?** We have our members, but we still need your donation to help us make sure that all of our Elkins/Randolph County members continue to have the opportunity to be healthy, active, and successful in life.



## Dry Fork Recreation Center, Inc.

P.O. Box 1  
Harman, WV 26270

September 15, 2023

Randolph County Commission  
4 Randolph Ave.  
Elkins, WV 26241

Honorable Randolph County Commission,

Our annual fall festival for the Harman community, Autumn on the Dry Fork, will be held on Saturday, October 14, 2023 at the Dry Fork Recreation Center. The activities include apple butter making and apple cider making on site, music, vendors and chicken & pork dinners and lots of connecting with friends! We are very appreciative of your financial support in the past and understand that you may offer financial support of our annual festival. I would like to request, on behalf of the Board of Directors and the Harman community, a financial contribution from the County for our festival in support of our recreation center. Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in dark ink that reads "Rex Vance". The signature is fluid and cursive, with the first name "Rex" and last name "Vance" clearly distinguishable.

Rex Vance  
President  
Dry Fork Recreation Center, Inc.



# VALLEY HEAD VOLUNTEER FIRE DEPARTMENT, INC.

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25097 Seneca Trail, WV 26294

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Randolph County Commission  
4 Randolph Ave.  
Elkins, WV 26241

Dear Commissioners,

On behalf of the Valley Head Fire Department, Inc., I am asking for funding towards the purchase of new and improved air packs for our firefighters. The air packs we are replacing have come to the end of their service life.

As you know, these air packs are essential to firefighting. With our air packs expiring soon we had to place an order so they would arrive in time to be placed into service. After several demos of different types of air packs that are available, we have purchased eight Scott X3 Pro Series 5.5. The total for these is \$76,000.

We would like to ask for funding of \$20,000 dollars to help with this purchase. This would be of great help and cause a lessen financial burden on our department.

Thank you for your consideration in this matter.

Sincerely,



Keith Brown, Chief  
Valley Head Fire Dept.

September 7, 2023

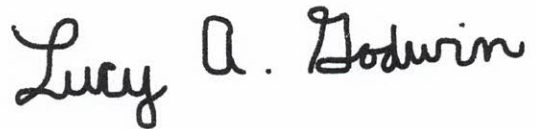
Randolph County Commission,

My name is Lucy Godwin, and I would like to request approval to continue serving on the Russell Memorial Public Library's Board of Directors. As a teacher at Beverly Elementary, founder of the Beverly Bookmobile, and a resident of Huttonsville and patron of the Russell Memorial Library for over 30 years, serving my community in this capacity is important to me.

During my year time on the board, I have planned activities including holiday story times, a family book club, library fundraising events, and look forward to the opportunity to continue to serve.

Thank you for all you do to support the citizens of Randolph County. I greatly appreciate your time and consideration.

Sincerely,

A handwritten signature in black ink that reads "Lucy A. Godwin". The signature is written in a cursive style with a large, stylized "L" and "G".

Lucy A. Godwin

**BEFORE THE COUNTY COMMISSION OF RANDOLPH COUNTY, WEST VIRGINIA**

In re: the Estate of Mary Johanna Nelson  
(DoD) December 13, 2022

**REPORT AND RECOMMENDATION**

1. Mary Johanna Nelson (hereinafter "decedent"), died testate December 13, 2022
2. For several years prior to her death, decedent was a resident of an assisted living, or nursing care, facility in Randolph County, West Virginia.
3. From at least April 2019 to the time of her death, Patricia A. Kittle acted as decedent's attorney in fact, see Randolph County POA Book 28 at page 684.
4. Patricia A. Kittle is also the named Executrix of the Last Will and Testament of Mary Johanna Nelson, of record in Will Book 65 at page 819, 825.
5. Patricia A. Kittle (hereinafter "Executrix") opened a "Small Estate" for decedent on or about January 17, 2023.
6. Tammie E. Thompson, one of decedent's daughters, (hereinafter "Claimant") filed a letter objecting to the small estate certificate on or about January 30, 2023.
7. On or about February 6, 2023, the Executrix opened a "full" estate for decedent, see FoB 33 at page 101.
8. The Executrix filed an Appraisement of decedent's Estate on May 8, 2023, see App. Book 70 at page 364.
9. On or about May 18, 2023, Claimant filed a letter objecting to the Appraisement.
10. That May 18, 2023 letter resulted in referral to the undersigned as Fiduciary Commissioner, see FoB 33 at page 206.
11. The May 18, 2023 letter contains fourteen separate issues, which are summarized as follows,
  - a. Potential litigation against healthcare providers regarding care, during the decedent's life;
  - b. Regarding proceeds of a real estate sale, distributed to decedent during her life;
  - c. Proceeds from the sale of an automobile (Subaru Legacy), distributed to decedent during her life;
  - d. Proceeds from the sale of personal property, distributed to decedent during her life;
  - e. Balances for life insurance policies payable upon decedent's death;
  - f. Monthly proceeds from the Social Security Administration, expended during decedent's life;
  - g. The contents of the decedent's safety deposit box;
  - h. A black Onyx ring;
  - i. A 30 piece set of RADA cutlery;



- j. A ruby and diamond jewelry set;
  - k. A family quilt – designated as the “Hedrick Quilt;”
  - l. A set of 8mm family films, some which were converted to VHS;
  - m. Multiple items of personal property alleged by Claimant to be hers, but lent to decedent as follows:
    - i. Wristwatch;
    - ii. Crafting table;
    - iii. Green Photo Frame;
    - iv. Wooden Photo Frame;
    - v. Cherry Plate;
    - vi. Jewel top (fake) box;
    - vii. Twin Bed Quilt;
12. On or about August 4, 2023, the Executrix, by counsel, filed a *Response to “1) Small Estate Certificate and Authorization of Mary Johanna Nelson Signed January 17, 2023 and 2) Appraisement of the Estate Submitted by Beneficiary, Tammie Elaine Thompson.*
13. On August 8, 2023 at 1:30 p.m., the Claimant Tammie E. Thompson appeared in person, *pro se*, and the Executrix Patricia A. Kittle appeared in person and by counsel, Andrew M. Cranston, Esq. The parties were sworn and a hearing was undertaken on Claimant’s claims. The Claimant and Executrix both testified at that hearing.

#### **Discussion**

A. The Crafting Table, Jewel Top Box and Twin Bed Quilt:

At the conclusion of the August 8, 2023 hearing the Executrix provided the Claimant with the crafting table ¶11(m)(ii), jewel top box ¶11(m)(vi), and twin bed quilt ¶11(m)(vii). No action or recommendation is required as to those items. The Claim and/or Objection is now moot.

B. The Potential Litigation, Real Estate Proceeds, Automobile Sale, Personal Property Proceeds, and Social Security Proceeds:

The jurisdiction of County Commissions, and by extension fiduciary commissioners, is limited. W.Va. Const. Art. VIII §6 provides that after 1976,

[T]he Legislature may provide that all matters of probate, the appointment and qualification of personal representatives . . . and the settlements of their accounts, shall be vested exclusively in circuit courts or their officers, but until such time as the Legislature provides otherwise, jurisdiction in such matters shall remain in the county commissions or tribunals existing in lieu thereof or the officers of such county commissions or tribunals.

The Legislature did not vest Circuit Courts with exclusive jurisdiction over probate matters. Those powers rest with the Circuit Court and County Commission concurrently. The issues regarding the potential litigation (§11(a) above), real estate proceeds (§11(b)), automobile sale (§11(c)), personal property proceeds (§11(d)), Social Security proceeds (§11(f)), are not probate issues. All of those actions, or transactions, occurred prior to the decedent's death. All were undertaken pursuant to a Power of Attorney, which authorized Ms. Kittle to act on her mother's behalf. The jurisdiction of the County Commission does not extend to non-probate matters. The issues raised by Claimant as identified in §11(a), (b), (c), (d) and (f) do not embrace the appointment or qualification of personal representatives, nor the settlements of their accounts. Accordingly, those claims, §11(a), (b), (c), (d) and (f), should be dismissed as beyond the lawful authority of the Commission.

C. The Black Onyx Ring, RADA cutlery, Ruby and Diamond Jewelry Set, "Hedrick" quilt, and 8mm/VHS films:

With respect to the black onyx ring §11(h), RADA cutlery §11(i), ruby and diamond jewelry set §11(j), "Hedrick" quilt §11(k), and 8mm/VHS films §11(l), the Executrix testified that none of those items were in the decedent's possession at the time of her death. Pursuant to W.Va. Code §44-1-14(g), [a]n executed and signed appraisement form is prima facie evidence . . . (3) [t]hat the property was received by the personal representative." Conversely, property not listed on the Appraisement was not received by the personal representative. The Executrix swore under oath that the Appraisement was "true and lawful," see App. Book 70/367. Regarding the Hedrick quilt there was some testimony that it was given to another relative prior to the decedent's death. Claimant did not offer evidence that the property, §11(h), (i), (j), (l), was in decedent's possession at the time of death. Rather Claimant's testimony was that she was unaware of what happened to

the property. Property disposed of prior to the decedent's death is not within the probate jurisdiction of the County Commission.

D. The safety deposit box ¶11(g)

The Executrix testified that the contents of the safe deposit box were of no actual value but rather just personal historical documents. That testimony was not assailed by Claimant. The undersigned recommends providing copies, via US Postal Service, to Claimant of the items found in the safe deposit box. The cost of copying and mailing should be borne by the Estate.

E. The life insurance policies ¶11(e)

The parties agree that the two life insurance policies were paid toward the funeral expenses of decedent. There was a refund from the Funeral Home which the Executrix correctly included as probate property on the Appraisement, see App Book 70, page 364, Sch. F. To the extent those refunded proceeds are not otherwise consumed by the expenses of the Estate, they should be divided in accordance with the Last Will and Testament of Mary Johanna Nelson.

F. The remaining items of personal property

The personal property identified in ¶11(m)(i) - wristwatch, ¶11(m)(iii) – green photo frame, ¶11(m)(iv) – wooden photo frame, and ¶11(m)(v) should be returned to the Claimant to the extent they are in possession of the Estate. There was testimony that some of those items were not found in the decedent's room at the time of her death. To the extent the Estate does not have them, it cannot produce them. To the extent it does, it should return them to Claimant.

Recommendation

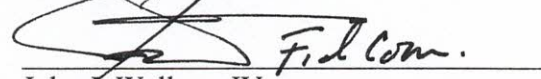
For all of the reasons set out above the undersigned recommends the following:

1. To the extent the Claimant's objection to the *Small Estate Certificate and Authorization of Mary Johanna Nelson*, signed January 17, 2023 has not otherwise been obviated by subsequent filing, it should be dismissed.



2. The Claimant's *Objection to Final Settlement for Failure to Include All Assets* be dismissed.
3. Copies of the contents of the Safe Deposit Box should be provided to Claimant.
4. Any items requested by Claimant, which are in the possession of the Estate, should be returned to her.
5. The Executrix should be permitted to conclude the estate.

Respectfully submitted this 13<sup>th</sup> day of  
September, 2023 by: John J. Wallace, IV,  
Fiduciary Commissioner

 F.I.D. Com.

John J. Wallace, IV  
WV Bar #9730  
P.O. Box 7  
Elkins, WV 26241  
(304)637-3800

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**RIGHT TO APPEAL:** Please be advised that any party adversely affected by the rulings herein may have the right to appeal to either the Randolph County Commission and/or Randolph County Circuit Court, subject to time, and other constraints.

Office of the  
**SHERIFF OF RANDOLPH COUNTY**

**Law Enforcement**

32 Randolph Avenue  
Suite 201  
Elkins, WV 26241

Web: rcsowv.org  
Phone: (304) 636-2111  
Fax (304) 630-0467



**Tax Office**

4 Randolph Avenue  
Suite 100  
Elkins, WV 26241

Web: wvpropertytaxes.com  
Phone: (304) 636-2100  
Fax (304) 636-2093

**Robert R. Elbon Jr., Sheriff**

9/18/2023

The Sheriff's Office respectfully requests the following budget revisions.

**IN-HOUSE BUDGET REVISION**

**Reason for Revision:** Increase budget lines associated with LE Contract work using funds from LE Overtime line.

**REVENUES:**

		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				

TOTAL INCREASE/(DECREASE) REVENUE: \$0 \$0 \$0 \$0

**EXPENDITURES:**

		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				
001-700-108.00	LE OVERTIME	\$70,000		\$5,000	\$65,000
001-700-108.30	LE CONTRACT WAGES		\$4,044		\$4,044
001-700-104.50	LE CONTRACT FICA		\$251		\$251
001-700-104.51	LE CONTRACT MEDICARE		\$58		\$58
001-700-106.50	LE CONTRACT RETIREMENT		\$647		\$647

\$ 5,000 \$ 5,000

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$ 5,000 \$ 5,000 \$ -

REVENUE CHANGE LESS EXPENDITURE CHANGE \$ -

Respectfully,

Robert R. Elbon Jr.  
Sheriff/Treasurer

9-21-2023  
c see moved  
c see yes  
c siler yes  
D Kesling yes

Office of the  
**SHERIFF OF RANDOLPH COUNTY**

**Law Enforcement**  
32 Randolph Avenue  
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**Robert R. Elbon Jr., Sheriff**

9/18/2023

The Sheriff's Office respectfully requests the following budget revisions.

**IN-HOUSE BUDGET REVISION**

**Reason for Revision:** Adjustment to Jail line items.

**REVENUES:**

		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				

TOTAL INCREASE/(DECREASE) REVENUE:	\$0	\$0	\$0	\$0
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**EXPENDITURES:**


		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				
001-703-3-45-00	Jailer Uniforms	\$2,500.00	\$117.76		\$2,617.76
001-703-3-41-00	Jail Supplies	\$2,000.00		\$117.76	\$1,882.24

\$ 117.76 \$ 117.76

TOTAL INCREASE/(DECREASE) EXPENDITURES:	\$ 117.76	\$ 117.76	\$ -
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REVENUE CHANGE LESS EXPENDITURE CHANGE	\$ -
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Respectfully,

  
Robert R. Elbon Jr.  
Sheriff/Treasurer

9-21-2023

C see moved

C see yes

C siler yes

D Kesling yes