

# OBITUARIES

Continued from Page 6A

## James 'Jim' L. Pollard

June 18, 1926 – Sept. 19, 2015  
Celebration of life for James "Jim" L. Pollard, 89, of Dallas, is Saturday at noon at the family farm in Dallas. Feel free to bring an artificial flower with your name on it as a lasting memorial. Interment is Thursday at 2 p.m. at Willamette National Cemetery in Portland. To send an online tribute: [www.dallastrIBUTE.com](http://www.dallastrIBUTE.com).

## Ruth Diana Rice

April 9, 1920 – Sept. 17, 2015  
Ruth Diana Rice, 95, of Salem, died Sept. 17 in Salem. She was born in Healdsburg, Calif., to William Carroll Miller and Alura Cutler Miller. In 1924, the Miller family moved to Provo, Utah. As a child, Ruth studied piano

and ballet and was a gifted student, especially in literature and science.

She graduated from Brigham Young University with a degree in bacteriology and a minor in botany. Ruth maintained a dual career in Provo as a medical technician at Utah Valley Hospital and, as the owner of her own ballet studio, a teacher to hundreds of young dancers.

While a student at BYU, Ruth met Leonard W. Rice. They married in Provo on May 4, 1941. Ruth and Leonard enjoyed a 45-year marriage of happiness and accomplishment prior to Leonard's death in 1986.

In 1959, Leonard took a sabbatical leave to study at Yale University. Ruth and Leonard rented a house on the beach in Branford. Ruth relished the experience of being in that spot. In 1962, Leonard was selected for the presidency of Western Oregon University (then Oregon College of Education) and the family moved to Monmouth. During Leonard's tenure as a college president, Ruth proved herself to be an invaluable support to him and to the college. In 1977, Leonard retired and he and Ruth settled in Salem, where they remained active in the Willamette Valley community. Ruth was truly a "renaissance" woman. She was a musician; a dancer; a scholar; a voracious reader; a bread and cookie baker; a hostess, gardener and seamstress; a world traveler; and a master in the art of letter writing. She always had several books she was reading and practiced the piano up to



the day of her death. She was preceded in death by her brother, Cutler Miller, and her husband, Leonard.

Survivors include her children, Michael C. Rice (Nancy) and Julia E. Rice (Peter Stempel); two step-grandchildren; two step-grandchildren; several great-grandchildren; and extended family.

Memorial will be Oct. 23 at 2 p.m. at the Capital Manor Auditorium in West Salem. Private interment will be at Belcrest Memorial Cemetery.

Ruth was a great supporter of cultural and academic institutions and believed in giving generously to worthy social, environmental and artistic causes. Contributions are suggested to any of these organizations: Western Oregon University Foundation, Leonard W. Rice Scholarship Endowment [www.wou.edu/foundation/](http://www.wou.edu/foundation/); Boise Philharmonic [boisephil.org/](http://boisephil.org/); Salem Chamber Orchestra [www.salemchamberorchestra.org/](http://www.salemchamberorchestra.org/); and The Peregrine Fund [www.peregrinefund.org/](http://www.peregrinefund.org/).

He loved sports, gardening and traveling the world.

## James Costello

Feb. 1946 – Sept. 2015  
James Costello, of Albany, grew up in Independence and attended Central High School, Western Oregon State College, now Western Oregon University, and Oregon State University. James was a teacher and educator in the Albany School District for more than 30 years. He was also a member of the Oregon National Guard. He loved sports, gardening and traveling the world.



## Viola E. Voth

Oct. 17, 1921 – Sept. 6, 2015  
Viola E. Voth, 93, of Portland died Sept. 6.

She was born to Ed and Florence Schneider of Dallas. Vi graduated from Dallas High School and attended Salt Creek Baptist Church, where she met and later married Irvin Voth. They raised four children in Portland.

She was preceded in death by brothers, Gilbert and Eldon Schneider; husband, Irvin; sons, Wayne and Larry Voth; and grandson, Ryan Voth.

Survivors include her sister, Mildred Denney; daughter, Patti Tu; son, Randy Voth; seven grandchildren; six great-grandchildren; and extended family.

Contributions are suggested to the Employee Fund, Portland Emerson House, Attn: Melissa Fisher Moore, 3577 SE Division, Portland, OR 97202.

Continued on Page 13A

## PUBLIC NOTICES

### NOTICE OF LAND USE HEARINGS

#### APPLICATIONS:

The Polk County Hearings Officer and Board of Commissioners will hold public hearings to consider the following applications affecting approximately 228 acres comprised of seven (7) parcels located in the Exclusive Farm Use Zone (EFU) Zone. These applications consist of the following:

1. Comprehensive Plan Map amendment to change the designation of the subject parcel from Agriculture to Rural Lands.

2. Goal 3 Exception to justify the change from an Agricultural Comprehensive Plan designation to a Rural Lands Comprehensive Plan designation.

3. Zoning Map amendment to change the zoning of the subject parcel from Exclusive Farm Use (EFU) to Agriculture and Forestry-Ten Acre (AF-10).

OWNER/APPLICANT: Christopher and Kimberly Gray Kevin Stone Jonathan Pugmire Living Trust Simmons Family Properties, LLC

APPLICANT'S REPRESENTATIVE: Frank Walker and Associates

PROPERTY LOCATION: Seven contiguous parcels bounded by Orchard Heights Road on the north and Best Road on the east, Salem, OR (Assessment Map T7S, R4W, Section 14, Tax Lots 600, 602, 603, 604 and 605 and T7S, R4W, Section 23, Tax Lots 100 and 101).

FILE NUMBERS: PA 14-01 & ZC 14-02

REVIEW AND DECISION CRITERIA: Polk County Zoning Ordinance (PCZO) Sections Sections 111.110, 111.275, 115.050

HEARING DATES AND TIMES: Hearings Officer Hearing: October 27, 2015 at 6:00 PM

Board of Commissioners Hearing: December 9, 2015 at 9:00 AM

LOCATION FOR BOTH HEARINGS: Hearing/Conference Room, First Floor, Polk County Courthouse, 850 Main Street, Dallas, Oregon

POLK COUNTY CONTACT: Mark Bernard; Phone: (503) 623-9237, Email: [bernard.mark@co.polk.or.us](mailto:bernard.mark@co.polk.or.us)

The location of the hearing is handicapped accessible. Please advise the Community Development Department at 503-623-9237 if you will need any special accommodations to attend or participate in the meeting.

A copy of all documents and evidence relied upon in making this decision, and the applicable criteria are available for inspection at no cost and will be provided at the Community Development Department for the cost of copying. Failure of an issue to be raised in person or by letter, or failure to provide sufficient specificity to afford the decision maker an opportunity to respond to the issue, precludes an appeal to the Land Use Board of Appeals (LUBA) based on that issue.

A copy of the staff report will be available for inspection at no cost at least seven days prior to each hearing. Copies can be obtained at a reasonable cost. Testimony may be submitted in writing to the Community Development Department prior to the public hearings. The public hearings will be conducted in a manner that allows written or oral testimony in favor, opposition, and general testimony. Testimony must address the applicable criteria. The Hearings Officer reviews non-legislative amendments and provides a recommendation to the Board of Commissioners for a final decision. Please include the file numbers PA 14-01 and ZC 14-02 in all correspondence regarding these applications. Correspondence may be submitted to:

Polk County Community Development, Polk County Courthouse, 850 Main Street, Dallas, OR 97338.

Written comments received by October 19, 2015 at 5:00 PM

will be included in the staff report for the Hearings Officer. Written comments received by November 25, 2015 at 5:00 PM will be included in the staff report for the Board of Commissioners.

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER: ORS CHAPTER 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST PROMPTLY BE FORWARDED TO THE PURCHASER

(Oct. 7, 2015)

TRUSTEE'S NOTICE OF SALE T.S. No.: OR-14-648823-NH Reference is made to that certain deed made by, JOSE A ELIZONDO, AND MICHELLE ELIZONDO, HUSBAND AND WIFE as Grantor to AMERITTE, as trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ("MERS"), AS NOMINEE FOR COUNTRY-WIDE BANK, N.A., as Beneficiary, dated 1/31/2007, recorded 2/7/2007, in official records of POLK County, Oregon in book/reel/volume No. and/or as fee/file/instrument/ microfilm / reception number 2007-002097 covering the following described real property situated in said County, and State, to-wit: APN: 250720 07321-BC-02400 LOT ONE (1), BLOCK ONE (1), CASCADE TERRACES, POLK COUNTY, OREGON. Commonly known as: 1710 GLEN CREEK RD NW, SALEM, OR 97304 The undersigned hereby certifies that based upon business records there are no known written assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor trustee have been made, except as recorded in the records of the county or counties in which the above described real property is situated. Further, no action has been instituted to recover the debt, or any part thereof, now remaining secured by the trust deed, or, if such action has been instituted, such action has been dismissed except as permitted by ORS 86.752(7). Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and notice has been recorded pursuant to Section 86.752 (3) of Oregon Revised Statutes. There is a default by grantor or other person owing an obligation, performance of which is secured by the trust deed, or by the successor in interest, with respect to provisions therein which authorize sale in the event of such provision. The default for which foreclosure is made is grantor's failure to pay when due the following sums: Delinquent Payments: Payment Information From Through Total Payments 12/1/2008 7/17/2015 \$61,348.76 Late Charges From Through Total Late Charges 12/1/2008 7/17/2015 \$38,191.99 Beneficiary's Advances, Costs, And Expenses Escrow Advances \$26,663.60 Total Advances: \$26,663.60 TOTAL FORECLOSURE COST: \$4,540.50 TOTAL REQUIRED TO REINSTATE: \$96,840.88 TOTAL REQUIRED TO PAYOFF: \$227,994.14 By reason of the default, the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, those sums being the following, to-wit: The installments of principal and interest which became due on 12/1/2008, and all subsequent installments of principal and interest through the date of this Notice, plus amounts that are due for late charges, delinquent property taxes, insurance premiums, advances made on senior liens, taxes and/or insurance, trustee's fees, and any attorney fees and court costs arising from or associated with the beneficiary's efforts to protect and preserve its security, all of which must be paid as a condition to reinstatement, including all sums that shall accrue through reinstatement or payoff. Nothing in this notice shall be construed as a waiver of any fees owing to the Beneficiary under the Deed of Trust

pursuant to the terms of the loan documents. Whereof, notice hereby is given that Quality Loan Service Corporation of Washington, the undersigned trustee will on 11/23/2015 at the hour of 1:00pm, Standard of Time as established by section 187.110, Oregon Revised Statutes, Inside the new lobby at the Jefferson Street entrance of the County Courthouse 850 Main Street Dallas, Oregon 97338 County of POLK, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest accrued after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in Section 86.778 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred) together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale. Other than as shown of record, neither the beneficiary nor the trustee has any actual notice of any person having or claiming to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to grantor or of any lessee or other person in possession of or occupying the property, except: Name and Last Known Address and Nature of Right, Lien or Interest MICHELLE CASTILLO-ELIZONDO 1710 GLEN CREEK RD NW SALEM, OR 97304 Original Borrower JOSE ELIZONDO 1710 GLEN CREEK RD NW SALEM, OR 97304 Original Borrower For Sale Information Call: 888-968-6736 or Login to: [www.servicelink.com](http://www.servicelink.com) in construction of this notice, the singular includes the plural, the word "grantor" includes any successor in interest to this grantor as well as any other person owing an obligation, the performance of which is secured by the trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any. Pursuant to Oregon Law, this sale will not be deemed final until the Trustee's deed has been issued by Quality Loan Service Corporation of Washington. If any irregularities are discovered within 10 days of the date of this sale, the trustee will rescind the sale, return the buyer's money and take further action as necessary. If the sale is set aside for any reason, including if the Trustee is unable to convey title, the Purchaser at the sale shall be entitled only to a return of the monies paid to the Trustee. This shall be the Purchaser's sole and exclusive remedy. The purchaser shall have no further recourse against the Trustee, the Trustee, the Beneficiary, the Beneficiary's Agent, or the Beneficiary's Attorney. If you have previously been discharged through bankruptcy, you may have been released of personal liability for this loan in which case this letter is intended to exercise the note holders right's against the real property only. As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations. Without limiting the trustee's disclaimer of representations or warranties, Oregon law requires the trustee to state in this no-

tice that some residential property sold at a trustee's sale may have been used in manufacturing methamphetamines, the chemical components of which are known to be toxic. Prospective purchasers of residential property should be aware of this potential danger before deciding to place a bid for this property at the trustee's sale. NOTICE TO TENANTS: TENANTS OF THE SUBJECT REAL PROPERTY HAVE CERTAIN PROTECTIONS AFFORDED TO THEM UNDER ORS 86.782 AND POSSIBLY UNDER FEDERAL LAW. ATTACHED TO THIS NOTICE OF SALE, AND INCORPORATED HEREIN, IS A NOTICE TO TENANTS THAT SETS FORTH SOME OF THE PROTECTIONS THAT ARE AVAILABLE TO A TENANT OF THE SUBJECT REAL PROPERTY AND WHICH SETS FORTH CERTAIN REQUIREMENTS THAT MUST BE COMPLIED WITH BY ANY TENANT IN ORDER TO OBTAIN THE AFFORDED PROTECTION, AS REQUIRED UNDER ORS 86.771. QUALITY MAY BE CONSIDERED A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. TS No: OR-14-648823-NH Dated: 7/6/2015 Quality Loan Service Corporation of Washington, as Trustee Signature By: Angel Jones, Assistant Secretary Trustee's Mailing Address: Quality Loan Service Corp. of Washington C/O Quality Loan Service Corporation 411 Ivy Street San Diego, CA 92101 Trustee's Physical Address: Quality Loan Service Corp. of Washington 108 1 st Ave South, Suite 202, Seattle, WA 98104 Toll Free: (866) 925-0241 IDSPub #0087251 9/16/2015 9/23/2015 9/30/2015 10/7/2015

(Sept. 16, 23, 30; Oct. 7, 2015)

TRUSTEE'S NOTICE OF SALE T.S. No.: OR-15-671948-AJ Reference is made to that certain deed made by, MARY L. ALLISON as Grantor to FIRST AMERICAN TITLE COMPANY OF OREGON, as trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR RESIDENTIAL ACCEPTANCE NETWORK, INC., A UTAH CORPORATION, as Beneficiary, dated 2/6/2007, recorded 2/6/2007, in official records of Polk County, Oregon in book/reel/volume No. and/or as fee/file/instrument/ microfilm / reception number 2007-002702 covering the following described real property situated in said County, and State, to-wit: APN: 193140 08430-DB-03400 LOT TWO (2), BLOCK TWO (2), LA MESA SUBDIVISION, IN THE CITY OF MONMOUTH, POLK COUNTY, STATE OF OREGON. Commonly known as: 413 ATWATER STREET SOUTH, MONMOUTH, OR 97361 The undersigned hereby certifies that based upon business records there are no known written assignments of the trust deed by the trustee or by the beneficiary and no appointments of a successor trustee have been made, except as recorded in the records of the county or counties in which the above described real property is situated. Further, no action has been instituted to recover the debt, or any part thereof, now remaining secured by the trust deed, or, if such action has been instituted, such action has been dismissed except as permitted by ORS 86.752(7). Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and notice has been recorded pursuant to Section 86.752 (3) of Oregon Revised Statutes. There is a default by grantor or other person owing an obligation, performance of which is secured by the trust deed, or by the successor in interest, with respect to provisions therein which authorize sale in the event of such provision. The default for which foreclosure is made is grantor's failure to pay when due the following sums: Delinquent Pay-

ments: Payment Information From Through Total Payments 10/1/2014 7/31/2015 \$8,561.45 Late Charges From Through Total Late Charges 10/1/2014 7/31/2015 \$481.35 Beneficiary's Advances, Costs, And Expenses Escrow Advances \$641.20 Total Advances: \$641.20 TOTAL FORECLOSURE COST: \$4,422.50 TOTAL REQUIRED TO REINSTATE: \$13,465.30 TOTAL REQUIRED TO PAYOFF: \$133,391.28 By reason of the default, the beneficiary has declared all sums owing on the obligation secured by the trust deed immediately due and payable, those sums being the following, to-wit: The installments of principal and interest which became due on 10/1/2014, and all subsequent installments of principal and interest through the date of this Notice, plus amounts that are due for late charges, delinquent property taxes, insurance premiums, advances made on senior liens, taxes and/or insurance, trustee's fees, and any attorney fees and court costs arising from or associated with the beneficiary's efforts to protect and preserve its security, all of which must be paid as a condition of reinstatement, including all sums that shall accrue through reinstatement or payoff. Nothing in this notice shall be construed as a waiver of any fees owing to the Beneficiary under the Deed of Trust pursuant to the terms of the loan documents. Whereof, notice hereby is given that Quality Loan Service Corporation of Washington, the undersigned trustee will on 12/2/2015 at the hour of 11:00am, Standard of Time, as established by section 187.110, Oregon Revised Statutes, At the front entrance of the Courthouse, 850 Main Street Dallas, OR 97338 County of POLK, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in Section 86.778 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale. Other than as shown of record, neither the beneficiary nor the trustee has any actual notice of any person having or claiming to have any lien upon or interest in the real property hereinabove described subsequent to the interest of the trustee in the trust deed, or of any successor in interest to grantor or of any lessee or other person in possession of or occupying the property, except: Name and Last Known Address and Nature of Right, Lien or Interest Mary Allison 413 ATWATER STREET SOUTH MONMOUTH, OR 97361 Original Borrower For Sale Information Call: 714-730-2727 or Login to: [www.servicelink.com](http://www.servicelink.com) In construing this notice, the singular includes the plural, the word "grantor" includes any successor in interest to this grantor as well as any other person owing an obligation, the performance of which is secured by the trust deed, and the words "trustee" and "beneficiary" include their respective successors in interest, if any. Pursuant to Oregon Law, this sale will not be deemed final until the Trustee's deed has been issued by Qual-

ity Loan Service Corporation of Washington. If any irregularities are discovered within 10 days of the date of this sale, the trustee will rescind the sale, return the buyer's money and take further action as necessary. If the sale is set aside for any reason, including if the Trustee is unable to convey title, the Purchaser at the sale shall be entitled only to a return of the monies paid to the Trustee. This shall be the Purchaser's sole and exclusive remedy. The purchaser shall have no further recourse against the Trustor, the Trustee, the Beneficiary, the Beneficiary's Agent, or the Beneficiary's Attorney. If you have previously been discharged through bankruptcy, you may have been released of personal liability for this loan in which case this letter is intended to exercise the note holders right's against the real property only. As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations. Without limiting the trustee's disclaimer of representations or warranties, Oregon law requires the trustee to state in this notice that some residential property sold at a trustee's sale may have been used in manufacturing methamphetamines, the chemical components of which are known to be toxic. Prospective purchasers of residential property should be aware of this potential danger before deciding to place a bid for this property at the trustee's sale. NOTICE TO TENANTS: TENANTS OF THE SUBJECT REAL PROPERTY HAVE CERTAIN PROTECTIONS AFFORDED TO THEM UNDER ORS 86.782 AND POSSIBLY UNDER FEDERAL LAW. ATTACHED TO THIS NOTICE OF SALE, AND INCORPORATED HEREIN, IS A NOTICE TO TENANTS THAT SETS FORTH SOME OF THE PROTECTIONS THAT ARE AVAILABLE TO A TENANT OF THE SUBJECT REAL PROPERTY AND WHICH SETS FORTH CERTAIN REQUIREMENTS THAT MUST BE COMPLIED WITH BY ANY TENANT IN ORDER TO OBTAIN THE AFFORDED PROTECTION, AS REQUIRED UNDER ORS 86.771. QUALITY MAY BE CONSIDERED A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. TS No: OR-15-671948-AJ Dated: 7/14/2015 Quality Loan Service Corporation of Washington, as Trustee Signature By: Angel Jones, Assistant Secretary Trustee's Mailing Address: Quality Loan Service Corp. of Washington C/O Quality Loan Service Corporation 411 Ivy Street San Diego, CA 92101 Trustee's Physical Address: Quality Loan Service Corp. of Washington 108 1 st Ave South, Suite 202, Seattle, WA 98104 Toll Free: (866) 925-0241 IDSPub #0087484 9/16/2015 9/23/2015 9/30/2015 10/7/2015

(Sept. 16, 23, 30; Oct. 7, 2015)

### NOTICE OF SHERIFF'S SALE

On 10-16-15 at 10:00 a.m. at the Polk County Sheriff's Office, located at 850 Main St. Dallas, OR. 97338, the defendant's interest will be sold, subject to redemption. A real property located at 1268 Hemlock St. NW Salem, OR. 97304. The court case number is 13P10637, where JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, its successors in interest and/or assignors is plaintiff, and JORGE NUNEZ; BRENDA NUNEZ AKA BRENDA LEE NUNEZ; PORTFOLIO RECOVERY ASSOCIATES, LLC; AND OCCUPANTS OF THE PREMISES is defendant. The sale is a public auction to the highest bidder for cash or cashier's check, in hand, made out to Polk County Sheriff's Office. For more information on this sale go to: <http://oregonsheriffssales.org/>

(Sept. 16, 23, 30; Oct. 7, 2015)