

CRIME

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Both men also were convicted of third-degree assault and Carter also was convicted of second-degree theft.

Five counts of second-degree robbery and one count of third-degree theft against Carter were dismissed.

He will be placed on three years’ supervised probation and must seek drug and alcohol treatment for the attempted second-degree robbery conviction. Carter also was ordered to have no contact with the robbery victims or with Cutshall. Carter had agreed to be interviewed by law enforcement and to testify truthfully about the robbery had Cutshall gone to trial.

Should Carter’s probation be revoked, he would serve a 70-month prison term. If he is successful on probation, on the other hand, the state would not oppose termination of probation after a half term is served, court documents state.

Carter was ordered to serve 120 days in jail for the second-degree theft conviction and a consecutive 30-day jail term for third-degree assault with the ability to exchange jail time for successful completion of drug and alcohol treatment.

As part of Cutshall’s plea agreement, five counts of second-degree robbery and one count each of second-degree theft and third-degree theft were dismissed.

Cutshall was sentenced to 16 months in



Carter



Cutshall

prison for the third-degree assault conviction. He was ordered to have no contact with Carter or the two robbery victims or an additional victim in a third charge of robbery against him for a crime that allegedly took place on Nov. 17, 2019, which was dismissed without prejudice (which means it could be brought back to court).

Upon release from prison Cutshall is ordered to complete two years’ post-prison supervision.

For the attempted robbery conviction, Cutshall was ordered to complete five years’ supervised probation. Should his probation be revoked, the plea agreement calls for him to serve 55 months in prison with credit for time served in that case only.

Cutshall also was convicted of unlawful possession of methamphetamine after pleading no contest to the charge and was placed on three years’ probation and ordered to serve 30 days in jail for that crime committed on Sept. 9, 2019. A second count of delivering methamphetamine was dismissed as part of a plea agreement with the District Attorney’s office.

Cutshall also was placed on three years’ probation and ordered to serve 10 days in jail, consecutive to the drug conviction, in a plea agreement for one count each of identity theft and second-degree theft. Cutshall was ordered to pay restitution of \$825 for those crimes, which took place on Aug. 28, 2019. He also was ordered to have no contact with the victims of those crimes.

Woman gets prison term

By Chris Collins
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A Baker City woman who was the county’s first parent to be prosecuted in the co-sleeping death of her infant child has been sentenced to 22 months in prison for violating terms of her three-year probation sentence for criminally negligent homicide.

Malheur County Circuit Court Judge Erin Landis of Vale revoked the probation of Beth Marie Speelman, 35, of Baker City, and sentenced her to 22 months in prison Tuesday in Baker County Circuit Court.

Speelman was arrested April 2 in western Oregon’s Columbia County.

Baker County District Attorney Greg Baxter said Speelman had absconded from supervision in January and had resumed using drugs in December.

In serving the 22-month prison term, Speelman will be given credit for time served, six months and eight days served in 2018, and from the time of her most recent return to Baker County on April 8, court records state.

After she has served the sentence, she will be placed on three months’ post-prison supervision, according to court records.

Speelman was sentenced to three year’s probation on May 18, 2017. Her probation would have ended on that date this year had she complied with the terms of supervision.



Speelman

Speelman agreed to plead guilty to one count each of criminally negligent homicide and unlawful possession of methamphetamine in the death of her son in exchange for the dismissal of a third charge of second-degree manslaughter. That charge carries a mandatory minimum sentence of 75 months in prison upon conviction.

Speelman was indicted on the charges after police investigated the Sept. 3, 2016, death of her 5-week old son, Tracin Ryan Jay Givens.

Investigators found that Speelman had been under the influence of hydrocodone when her son died. She did not possess a prescription for the drug.

During the investigation, police also learned that Speelman had been given information about the dangers of co-sleeping before she left Saint Alphonsus Medical Center where Tracin was born.

As part of the 2017 plea agreement, Speelman was sentenced to six months in the Baker County Jail and was given credit for the more than five months served before sentencing. She was ordered to enroll in an inpatient drug treatment program upon release from jail.

“This is a sad case,” Baxter said after the hearing in which Speelman’s probation was revoked. “She’d been warned about co-sleeping and although she’d been successful initially in drug treatment, at some point she went back to using drugs. It was just a sad case.”

SURVEY

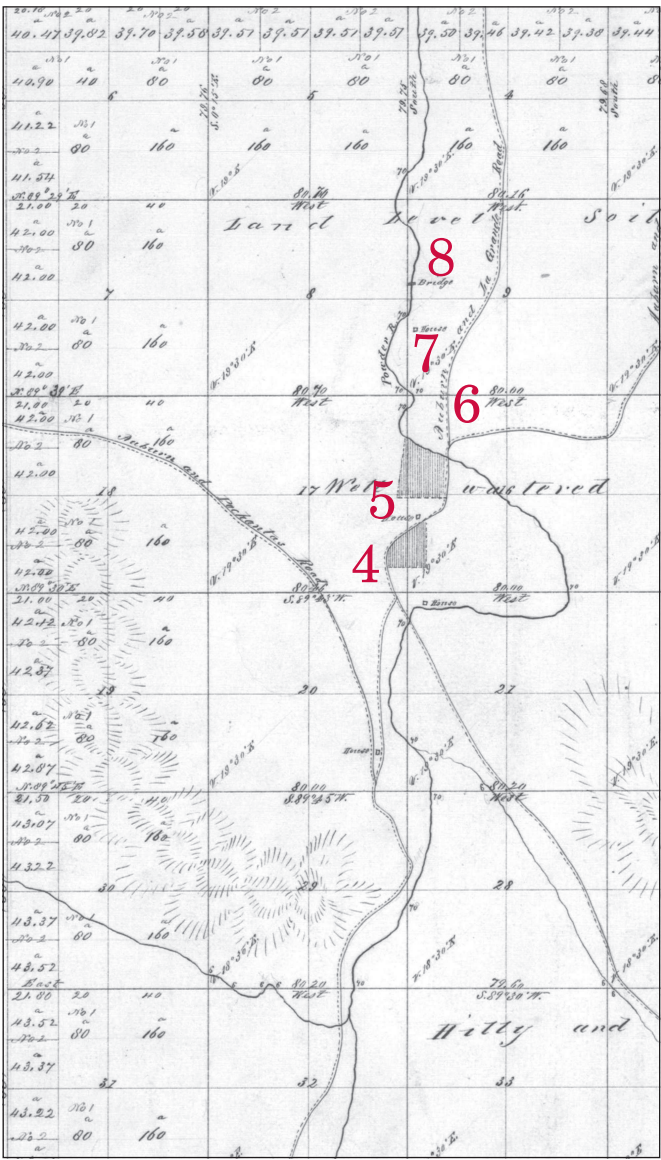
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Willows on the banks of the River (The Baker City Township Map shows the course of Powder River, which is no doubt visible south of the crew. The river is running east until the hill on the far east side of town causes the river to flow north.)

(Next the crew surveys north along the section line between sections 16 and 17, which runs through the middle of future Baker City. There are more field note entries for this mile than any other one-mile section line in the whole Baker City Township. This is not surprising, since in 1864 several roads converged in this area. A year later lawyer Royal Pierce platted a new town, which he named Baker, at this convergence of roads at the south end of Powder River Valley. Along the section line between sections 16 and 17 runs today’s Main Street.)

2.00 (132 feet) Today this location is in front of the former Record-Courier newspaper office.) C. Place’s House bears S 60° E 6 chs dist. (395 feet). (The note refers to Charles E. Place’s toll house near the bridge over Powder River; hence today’s name Bridge Street. By coincidence Place’s cabin stood about 10 feet south of the present office of the Baker City Herald newspaper at 1668 Resort. To my delight in researching early Baker City, I discovered that Charles E. Place is the great-great-grandfather of Baker City’s Dr. Robert “Bob” McKim.)

10.00 (660 feet) Enter Field bears E & W. (This is the south



A map that includes the site of Baker City was drawn based on a survey that was done from May 13-18, 1864.

end of the first of two farm fields located along present Main Street — red “4” on the map).

22.90 (1,511.4 feet) Leave Field bears 10 E & S 10 W. (The north and west sides of the field ran at an angle that curved from northeast to southwest).

23.00 (1,518 feet) Auburn Road bears NE & SW. (The map shows that Auburn Road ran along the west side of the field, which probably indicates that the field predated Auburn

Road and that the roadbuilders avoided crossing into the farmer’s field.)

31.00 (2,046 feet) Fisher’s House bears E 4 chs dist. (This field note identifies another of the four little house symbols — red “5” on the map. Charles B. Fisher’s cabin stood 264 feet east in the middle of present-day Dollar Store parking lot, previously occupied by Albertsons grocery store. I don’t know if Fisher built his cabin thinking the site might someday become a city.)

39.00 (2,574 feet) Field bears E & W. (At about future Campbell Street, the survey crew enters another farm field, the south border of which runs east-west and is 1,063 feet north of the south field.)

40.00 Set post for ¼ Sec corner in mound of Earth ...

64.00 (4,224 feet) Powder River 70 lks wide runs NW. (The crew leaves the north end of the field and immediately crosses Powder River, which is running northwest. The river forms the northern border of the field.)

75.00 (4,950 feet) Powder River 70 lks wide runs N 7° E. (In a field south of present Kirkway Drive, the crew again crosses Powder River flowing slightly northeast.)

80.00 (1 mile) Set post for corner to secs 8, 9, 16, 17 in mound made of River Gravel in the Water.

Land 1st rate, Level, Some Willows on Bank of River. (The crew is now at H Street in the north end of future Baker City.)

(The crew surveys east on H Street between sections 9 & 16, then surveys West along the same section line — red “6” on the map).

40.00 Set post for ¼ Sec corner in mound of Earth ...

63.00 (4,158) Auburn Road bears N & S. (This is the Auburn and La Grande Road.)

78.00 (5,148) Powder River 70 lks wide runs North.

80.00 The corner to secs 8, 9, 16 & 17.

Land Level, Soil 1st rate.

(The crew continues surveying north, but now along the section line between sections 8 and 9, which is a continuation of the Main Street section line.)

2.00 (132 feet) Powder River 70 lks wide runs NW. (Within about a quarter mile Powder River meanders northeast then back toward the northwest.)

27.50 (1,815 feet) Finlays House bears E 2 chs (132 feet) dist . (The house or cabin — red “7” on the map — was in the northwest corner of a present field about 100 feet to the east side of houses on Kirkway Drive. The spelling of the name should be Finlayson.)

33.00 (2,178 feet) Powder River 70 lks wide runs N 7° E. (The present location is in Kirkway Drive about 460 feet south of present Hughes Lane bridge.)

40.00 Set witness post on right Bank 6.00 chs (47.52 feet) East of true corner in mound of Earth ... (The true corner must be in Powder River.)

47.00 (3,102 feet) Bridge on Powder River. (Present location is about 415 feet north of present Hughes Lane bridge — red “8” on the map.)

67.50 (4,455 feet) Powder River 70 lks runs NW.

80.00 chains (1 mile) Set post for corner to secs 4, 5, 8 & 9 ...

Land level, Soil 1st rate. Thick Willows on Bank of river. Same Subject to overflow to the depth of 2 or 3 feet. Water is now 18 inches deep caused by Beaver dams in the river. (The north end of the township is getting pretty swampy.)

(The crew surveys east between sections 4 and 9. Then back west again along the same section line.)

40.08 Set post for ¼ Sec corner in Mound of Earth ...

45.25 (2,986.5 feet) Auburn Road bears N & S. (Auburn

and La Grande Road)

80.16 The corner to secs 4, 5, 8 & 9. (This corner is 4,253 feet west of the middle of the I-84 and Highway 86 interchange. Today it’s on the boundary between a regular farm field on the north and a crop circle on the south.)

Land Level. Soil 1st rate. Good Grass.

(The crew surveys north between sections 4 and 5 until reaching the north boundary of Baker City Township. Then back south along the same line.)

39.75 Set post 8.50 chs (561 feet) East of true ¼ sec corner on right bank of River for witness corner in Mound of Earth.

...

68.00 (4,488 feet) Powder River 70 lks wide runs NE. (Field note refers to width of river channel. But see note below.)

79.75 (5,263.5 feet) The corner to secs 4, 5, 8 & 9. Land in River bottom. Soil 2nd rate. Thick Willows and Some cotton wood.

Note: The water is higher at this time in the year than any other time and banks of the River is overflowed to the depth of two feet and from 4 to 8 chs wide (264 to 528 feet).

(The extensive spring flooding shows how shallow the river channel and how level the land is at this river crossing.)

May 16th 1864. (The date indicates that the surveying from the beginning of this series of sample field notes through future Baker City — from the bottom of the township to the top — was accomplished in just one day.)

Gary Dielman’s series on the 1864 Baker City Township survey will continue in the Saturday, April 25, issue.

DRAFT

Continued from Page 6A

27. Baltimore Ravens (14-2) — Patrick Queen, LSU, LB

Defensively is still the route the Ravens go in the draft, and Patrick Queen is the most skilled defensive player at this point in the draft. Their LB core would be getting a huge upgrade with this pick. Queen is a proven leader on the field who is able to land tackles around the field. The Ravens don’t have too many holes to fill,

and this pick would be great for them.

(Mock Draft 1.0: BAL- Queen)

28. Tennessee Titans (9-7) — Yetur Gross-Matos, Penn State, EDGE

The Titans remained with Gross-Matos at this pick as he was someone that could provide their defensive line a boost of energy. This is a major project for the Titans, as he does have some glaring weaknesses that will take time to mold going into his NFL career. In a couple of years though, Gross-Matos can become a cornerstone on

this defense.

(Mock Draft 1.0: Gross-Matos)

29. Green Bay Packers (13-3) — Brandon Aiyuk, Arizona State, WR.

As an opportunity to grab a Kmet is no longer on the table, I see the Packers will continue to focus offensively on the draft, and will pursue a TE later in the draft. Aiyuk can be an incredible talent to match up with Devante Parker. Great hands matched with an ability to get open quickly, he will be a great addition to the arsenal of Aaron Rodgers. He will

need to make some tweaks to his game moving to the NFL, as he is someone who needs to amp up his physicality more and to be ready against man-to-man coverage.

(Mock Draft 1.0: Cole Kmet, Notre Dame, TE)

Mock trade proposal: The San Francisco 49ers trade their 31st pick to the Indianapolis Colts for a 2020 third and fourth round draft pick)

30. Indianapolis Colts (7-9) — Denzel Mims, Baylor, WR

The 49ers and the Colts

once again do business. The moment the 49ers were able to get a pick earlier in the draft, they were ready to use this pick as leverage to get into day two of the draft (they don’t draft again till the 5th round) and this deal keeps both parties happy. Mims is a large receiver who shows a lot of skill in this position, including great speed and provides a great catch radius. What he lacks is getting lost in crowded exchanges, and needs to be more competitive when someone attempts to bully him.

(Mock Draft 1.0: SF- Grant

Delpit, LSU, S)

31. Kansas City Chiefs (12-4) — D’Andre Swift, Georgia, RB

D’Andre remains available when the Chiefs are able to pick, and he will find his new home with the reigning Super Bowl champions. He is just an immense upgrade at that position. He finished his collegiate career with big numbers, and will be able to transition to the NFL pretty smoothly.

(Mock Draft 1.0: Swift)

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