

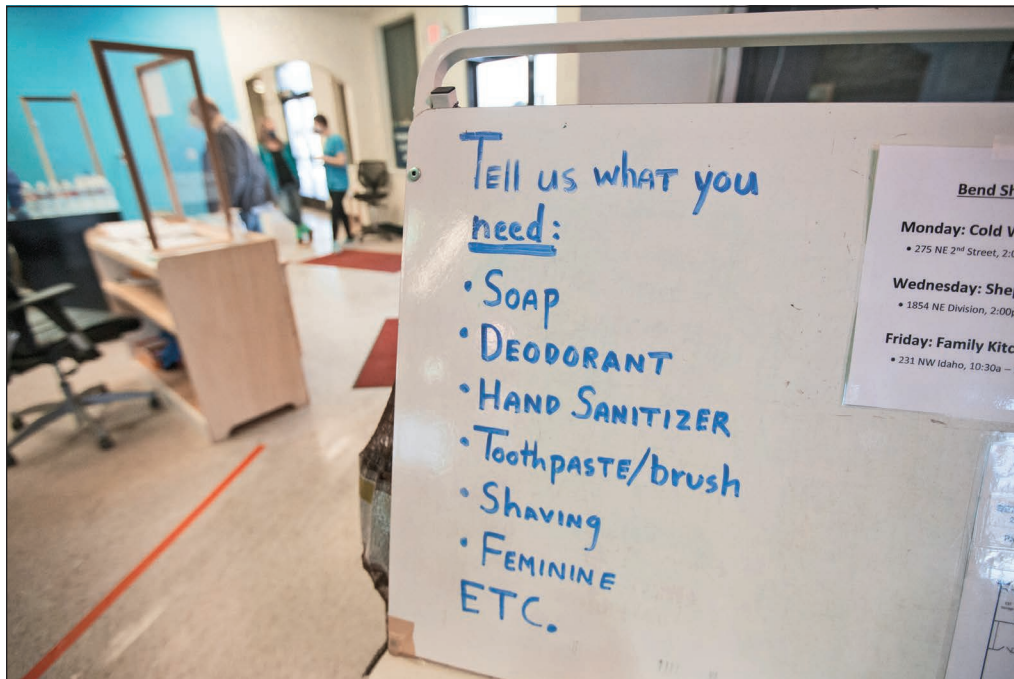


Ryan Brennecke/Bulletin photos

ABOVE: John Lodise, director of emergency services at Shepard's House, left, signs in a guest while working at the Bend warming shelter.

LEFT: Dart Eastwood folds blankets in preparation of opening the doors for guests while volunteering Saturday.

BOTTOM: A sign lists items available for guests at the warming shelter.



crate ready for them each night.

But lately, more people are visiting the shelter for the first time. Those newcomers are either recently homeless or have a living situation elsewhere that doesn't suffice in the freezing cold, Lodise said.

Because many homeless people do not have other places to go during the day, the shelter extended its hours during last week's snow storms. The shelter opened at 3 p.m. over the weekend instead of 6 p.m. and let people stay past 7:30 a.m., when weather conditions were unsafe.

"Getting them in early takes away the strain of the daytime cold and gets them in ahead of the really cold temperatures at night," Lodise said.

More guests has meant more need for donated supplies, such as blankets, pillow cases and bottles of water. People are welcome to drop off donations 10 a.m. to 5:30 p.m. Monday through Friday.

The most needed item is hand warmers, according to staff.

Shelter

Continued from A1

"We get a little bit creative," said John Lodise, director of emergency services at Shepard's House.

Lodise said the shelter is large enough for individuals and families to stay and

maintain distance due to COVID-19. All guests are required to wear masks, and hand sanitizer is readily available. Nobody has tested positive for the virus since the shelter opened, Lodise said. And even with the increase in guests, the legal capacity is more than 100, so there has

not been an issue with the fire marshal, he said.

"We have not had to turn anybody away because of capacity," Lodise said. "We are happy about that."

This winter, the shelter has served a total of 300 individuals. A majority are regulars who have a bed and storage

Outbreak

Continued from A1

"That's in line with what we were hearing, that the majority of students (at the party) appeared to have been attending Summit High," Repman said.

Bend-La Pine created contingency plans in case of a situation like the Summit outbreak, Repman said. But they had to use them quicker than anticipated. In-person high school began on Feb. 8.

"Since last March, we've had plans in place for mitigation of classroom closures, school closures," she said. "Clearly, we didn't expect it to be this fast and this impactful from one party."

To prevent the potential spread of the virus, the school will return to distance learning through Friday, with an expected return to in-person classes and activities Feb. 22, according to a Saturday night email from McDonald. That will allow the equivalent of a 10-day quarantine from the last time students were in the school building with academics or activities, he wrote.

Students who did not attend the party or have contact with those who did, and who have no symptoms, are considered low risk for COVID-19 exposure, McDonald wrote. But county health officials encouraged anyone who may

have been in contact with others who were exposed or who live with elderly or medically fragile family members to consider isolating from those family members and assume the youth or adult may be contagious.

In preparation for the eventual return of in-person classes, school district staff has completed a deep-cleaning of classrooms and common areas in the school and left air scrubbers on overnight.

McDonald said he has heard expressions of frustration, anger and sadness from students, staff and families in regards to the outbreak.

"I think many folks are feel-

ing the way we are: frustrated and exasperated but also wanting to make sure whatever we do in the future is going to be safe and keep us going," he told The Bulletin Monday.

McDonald said he hopes the Summit community will learn from this outbreak, and staff will continue to remind students of proper COVID-19 protocol once students return to in-person class.

"I think we're going to just redouble our efforts, and make sure that kids are doing the safe thing and the smart thing when they're not at school," he said.

Reporter: 541-617-7854, jhogan@bendbulletin.com

Irrigators

Continued from A1

"That does not mean the junior water right holder is without recourse in this case," Wilde said. "It just restructures how that recourse would occur."

Ed Goodman, attorney for the Klamath Tribes, said Oregon's automatic stay provision is an anomaly that turns due process on its head, since senior water rights holders aren't even notified that their enforcement action has been blocked.

"I get a puzzled look from attorneys who practice water law in other states any time I mention this bizarre automatic stay process," he said. "If it's so necessary to protecting and preserving water rights, ask the question why it isn't used anywhere else in the arid West."

Defenders of the automatic stay provision counter that it ensures irrigators have a chance to challenge potentially incorrect enforcement orders before they can take a steep economic toll.

"This is not a loophole as it's been characterized by the bill's proponents. It's a necessary procedure for due process,"



Mateusz Perkowski/Capital Press file

Irrigators are defending a legal mechanism that automatically blocks enforcement orders against water pumping and diversions in Oregon.

said Sarah Liljefelt, attorney for the Oregon Cattlemen's Association.

While every state has different water enforcement procedures, they all have mechanisms in place to provide irrigators with due process before depriving them of private property, she said.

The core of the issue isn't about senior water rights holders versus junior ones, but rather about the government's burden to prove that enforcement orders are justified, Liljefelt said.

"Since there is no due process prior to that shut-off, due process is not satisfied without the ability to stay the order and seek judicial review," she said.

Proponents have praised the bill for making narrow reforms to the automatic stay process, but the proposal actually just "adds insult to injury," said Dominic Carollo, attorney for the Water for Life irrigator group.

Giving preferential treatment to certain in-stream water rights at the expense of all

"If it's so necessary to protecting and preserving water rights, ask the question why it isn't used anywhere else in the arid West."

— Ed Goodman, attorney for the Klamath Tribes

others in Oregon raises constitutional questions about equal protection under the law, he said.

Currently, the Oregon Water Resources Department can override an automatic stay if it serves a substantial public interest, Carollo said. "They have that power. They can do that."

Seeking a preliminary injunction — rather than obtaining an automatic stay — doesn't provide irrigators with an adequate remedy because enforcement orders can be issued without public hearings or an evidentiary record, he said.

"It's simply a summary order without any evidence or anything provided to the regulated party that says shut down your well," Carollo said.

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sonal representative, or the attorneys for the personal representative, Mark P. O'Donnell.

Dated and first published February 16, 2021.

Personal Representative Kelly M. Cranston

LEGAL NOTICE TO INTERESTED PERSONS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the Estate of M. Elizabeth Messer Stearns, Deceased, by the Deschutes County Circuit Court of the State of Oregon probate number 21PB00589. All persons having claims against the Estate are required to present them, with proper vouchers, within four (4) months after the date of first publication of this notice to the undersigned or the claims may be barred.

All persons whose rights may be affected by the proceedings may obtain additional information from the records of the Court, the undersigned or the attorneys for the undersigned.

DATED and first published February 2, 2021.

Gerald R. Stearns c/o Thomas J. Sayeg Karnopp Petersen LLP 360 SW Bond Street, Suite 400 Bend, Oregon 97702

TEL: (541) 382-3011 FAX: (541) 388-5410 Of Attorneys for Personal Representative

Legal Notice

NOTICE TO INTERESTED PERSONS

Patti E. Bolles has been appointed Administrator of the estate of Aren Lee Bolles, deceased, by the Circuit Court, State of Oregon, Deschutes County, Case No. 21PB01025. All persons having claims against the estate are required to present them, with vouchers attached, to the Administrator at 204 SE Miller Ave, Bend, OR 97702, within four months after the date of February 16, 2021, the first publication of this notice, or the claim may be barred. Additional information may be obtained from the records of the court, the Administrator, or the lawyer for the Administrator, Patricia Nelson.

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