

Public Notice

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MORROW

AMERICAN GUARANTY LIFE INSURANCE COMPANY, an Oregon corporation, Plaintiff,

BOARDMAN DEVELOPMENT COMPANY, INC., an Oregon corporation, et al, Defendants,

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

By virtue of an execution issued out of the above-entitled court and the subject cause on February 21, 1978, pursuant to several judgments as contained in a decree rendered January 31, 1978 and entered February 2, 1978 as Microfilm No. 3278, Records of Morrow County, Oregon, said judgments being in favor of the plaintiff and the defendant and cross-complainant, Michael Puskarich, and against the defendant Boardman Development Company, Inc., wherein it was decreed that certain mortgages held by plaintiff and defendant and cross-complainant, Michael Puskarich, be foreclosed and that the real property subject to the mortgage liens be sold, which execution commanded me to sell that real property to satisfy judgments against the defendant Boardman Development Company, Inc. in the following amounts:

1. To the judgment of plaintiff, the sum of FOUR HUNDRED THOUSAND & NO DOLLARS (\$400,000.00) on account of principal, together with accrued interest calculated to and including January 31, 1978 in the sum of NINETY-SIX THOUSAND THREE HUNDRED TWENTY-EIGHT DOLLARS & 94 CENTS (\$96,328.94), plus interest on said principal amount from February 16, 1978, at the rate of SIX (6) PERCENT per annum until paid, plus the sum of ONE THOUSAND NINE HUNDRED SEVENTY & NO DOLLARS (\$1,970.00) as and for costs and disbursements, plus the sum of FIFTEEN THOUSAND & NO DOLLARS (\$15,000.00) as and for attorney's fees.

2. To the judgment of Michael Puskarich in the sum of TWO HUNDRED THOUSAND & NO DOLLARS (\$200,000.00) on account of principal, together with accrued interest calculated to and including January 31, 1978, in the sum of SIXTY-THREE THOUSAND FIVE HUNDRED FOURTEEN DOLLARS & 50 CENTS (\$63,514.50), and the interest on said principal amount from February 1, 1978, at the rate of SIX (6) PERCENT PER annum until paid; and a further judgment in the sum of TWO HUNDRED FIVE THOUSAND & NO DOLLARS (\$205,000.00) on account of principal plus accrued interest calculated to and including January 31, 1978, in the sum of SIXTY-NINE THOUSAND FIFTY-ONE DOLLARS & 30 CENTS (\$69,051.30) plus interest at the rate of SIX (6) PERCENT per annum until paid; plus the sum of ONE THOUSAND TWO HUNDRED SIXTY-FIVE DOLLARS & 90 CENTS (\$1,265.90) as and for costs and disbursements incurred, plus the sum of SEVEN THOUSAND & NO DOLLARS (\$7,000.00) as and for attorney's fees.

NOW THEREFORE, I will on March 24, 1978, at the hour of 2:00 p.m., at the main door of the County Courthouse in Heppner, Morrow County, Oregon, sell at public auction (subject to redemption as provided by law) to the highest bidder for cash all of the interest the defendant Boardman Development Company, Inc. had on June 4, 1975, the date of the promissory note and mortgage to plaintiff, further all of the interest which the defendant Boardman Development Company,

Inc. had on May 6, 1974, said date being the date of the mortgage from defendant Boardman Development Company, Inc. to defendant and cross-complainant, Michael Puskarich; further to all of the interest to which the defendant Boardman Development Company, Inc. had thereafter in the following described real property located in Morrow County, Oregon, attached hereto as Exhibit "A" and by this reference made a part hereof as if fully set forth herein.

DATED February 21, 1978. s L.D. Fetsch, Sheriff STATE OF OREGON County of Morrow

CERTIFICATE OF TRUE COPY

I HEREBY CERTIFY, that the foregoing is a true, complete and correct copy of the original thereof.

L.D. FETSCH, Sheriff Morrow County, Oregon By Pauline Winter, Deputy

PARCEL I.

A tract of land in the North Half (N 1/2) of Section Nine (9), Township Four (4) North, Range Twenty-five (25) East, Willamette Meridian; said tract being a portion of the former Oregon State Highway right-of-way, more particularly described as follows: Beginning at a steel rod on the centerline of said former Oregon State Highway right-of-way (now Morrow County land) at its intersection with Union Pacific Railroad southerly right of way line, said point being North 78 degrees 17' 05" West 3606.47' from the East Quarter (E 1/4) corner of said Section Nine, and designated 1-A on the Plat; thence North 64 degrees 15' 10" East, 314.06' along said southerly Union Pacific Railroad right of way line of said former Oregon State Highway and 2-A; thence Easterly along said right of way on a 11,559.2' radius curve to the right, 857.93' and 3-A; the long chord of which lays North 35 degrees 51' 28" East 857.79'; thence Southwesterly on a 3460.0' radius curve to the left 617.0' to a point of tangency, and Northerly right of way line of County Road (Columbia Avenue); thence South 64 degrees 15' 10" West, 198.06' along the Northerly right of way of said County Road (Columbia Avenue) to the intersection of Southerly right of way line of former Oregon State Highway right of way line and 5-A; thence Southwesterly on a 11,409.2' radius curve to the left 862.34' and 6-A; the long chord of which lays South 81 degrees 52' 08" West 862.15' to the intersection with the Southerly right of way of Union Pacific Railroad line; thence North 64 degrees 15' 10" West, 522.75' along said southerly right of way line to point of beginning, said described tract of land contains 4.72 acres more or less, all situated at Boardman in Morrow County, State of Oregon.

(1) Basis of bearings - U.S. Corp of Engineers recorded bearing of the North half of the East line of said Section 9, T4N, R25E, W.M. being North 01 degrees 29' 50" West.

(2) All points have been located and field established with 3/4" diameter X 30" steel rods.

A tract of land laying on the southerly side of County Road (Columbia Avenue) right of way in the North Half of Section Nine, Township Four North, Range 25 East, Willamette Meridian, said tract being a portion of the former Oregon State Highway right of way and being more particularly described as follows: Beginning at a steel rod on the southerly right of way of County Road (Columbia Avenue) said point also being North 67 degrees 16' 39" West, 2,092.22' from East Quarter corner of said Section 9, designated 1-B on the plat; thence South 0 degrees 04' 26" West, 119.33' to a brass washer and screw set in concrete marking the Northwest corner of Riverview Cemetery and 2-B; thence continuing South 0

degrees 04' 26" West, 0.67' to a point on a curve and 2-B.1; thence southwesterly on a 11,309.2' radius curve with chords as follows: South 89 degrees 08' 00" West, 433.03' and 3-B; South 86 degrees 26' 19" West, 615.28' to the intersection with the southerly right of way of County Road (Columbia Avenue) and 4-B; thence North 64 degrees 15' 10" East, 36.31' along said southerly right of way to the point of a curve and 5-B; thence northeasterly along a 1,442.64' radius curve 598.84' and 6-B; the long chord of which lays North 76 degrees 08' 40" East, 594.55' to the point of curve and intersection at a curve; thence easterly on a 11,339.2' radius curve to the right 437.24' the long chord of which lays North 89 degrees 07' 57" East 437.21' to 1-B and the point of beginning, said tract of land contains 2.38 acres more or less all situated at Boardman in Morrow County, State of Oregon.

(1) Bearings based on U.S. Corp of Engineers recorded bearing of North Half of East line of said Section 9 being North 01 degrees 29' 50" West.

(2) All points have been located and field established with 3/4" diameter X 30" steel rods.

A tract of land, generally 70' in width and laying northerly of and immediately adjacent to County Road (Columbia Avenue), Section 9, Township 4 North, Range 25 East, Willamette Meridian, more particularly described as follows: Beginning at a point on the west right of way of Olson Road said point being North 2 degrees 56' 46" West, 775.11' from the East Quarter Corner of said Section 9 and designated 1-C on the plat; thence westerly along a 11,559.2' radius curve to the left 2,362.47' with chords as follows: North 81 degrees 39' 50" West, 565.39' and 2-C; North 84 degrees 39' 50" West, 605.23' and 3-C; North 87 degrees 39' 50" West, 605.23' and 4-C; South 89 degrees 22' 53" West, 586.34' to the intersection of a curve and 5-C; thence southwesterly on a 3,460.0' radius curve to the left 617.82' the long chord of which lays South 69 degrees 21' 37" West, 617.0' to the point of tangency and northerly right of way of County Road (Columbia Avenue) and 6-C; thence northeasterly along said County Road (Columbia Avenue) right of way on a 1,502.64' radius curve to the right, 623.74' the long chord of which lays North 76 degrees 08' 40" East, 619.27' to intersection with a curve and 7-C; thence easterly along said County Road (Columbia Avenue) right of way on a 11,489.2' radius curve to the right, 2,340.41' with chords as follows: North 89 degrees 26' 10" East, 561.47' and 8-C; South 87 degrees 30' 50" East, 601.52 and 9-C; South 84 degrees 30' 50" East, 601.52' and 10-C. South 81 degrees 42' 05" East, 575.62' to west right of way line of Olson Road and 11-C; thence North 01 degrees 29' 50" West, 70.62' along said west right of way line to point of beginning and 1-C, said described tract of land contains 4.11 acres more or less all situated at Boardman in Morrow County, State of Oregon.

(1) Bearings based on Corp of Engineers recorded bearing of the North half of East line of said Section 9 being North 01 degrees 29' 50" West.

(2) Points, 6-C, 7-C, 8-C, 9-C, 10-C, and 11-C have been field established with 3/4" diameter X 30" steel rods.

11,309.2 foot radius curve to the right 433.06 feet and 6-D, the long chord of which lays North 89 degrees 08' 00" East 433.03 feet, thence South 00 degrees 44' 36" East 710.40 feet to 1-D and point of beginning.

Commencing at the Section corner 3, 4, 9 and 10, Township 4 North, Range 25 E.W.M., said location being properly identified in the field by an inscribed brass washer placed on an iron pipe and set in concrete; thence South 01 degrees 29' 50" East 2,639.88 feet to the South quarter corner of Section 9 and 10, thence North 02 degrees 56' 46" West, 775.11 feet to Corner 1-C, thence South 01 degrees 29' 50" East, 70.62 feet to corner 11-C identified by a 3/4" diameter X 30" long steel rod, being also the point of beginning for the following described tract of land, said location being also the Northerly right of way boundary of County Road designated as Columbia Avenue and the Westerly right of way boundary of Olson Road; thence Westerly along a 11,489.2 foot radius curve for a total arc length of 2,340.41 feet to the left thru the following arc lengths: 11-C to 10-C, 575.69 feet; 10-C to 9-C, 601.59 feet; 9-C to 8-C, 601.59 feet; 8-C to 7-C, 561.54 feet, each location is identified by a 3/4" diameter X 30" long rod set approximately 4 inches above the ground, thence continuing Southwesterly 7-C to 6-C along a 1,502.67 foot radius curve to the left for an arc length of 623.74 feet; thence continuing along the Northerly right of way boundary of Columbia Avenue South 64 degrees 15' 10" West 198.06 feet 4-A to 5-A and 4-E, said location being identified by a 3/4" diameter X 30" long steel rod; thence continuing on tangent South 64 degrees 15' 10" West 1,363.07 feet 4-E to 1-E, said location being identified by a 1" diameter steel rod set in concrete being also the Northeasterly boundary street intersection for North Main Street and Columbia Avenue; thence North 25 degrees 45' West along the Northeasterly boundary of North Main Street, 260.00 feet to 2-E, said location being identified by a 1" diameter steel rod set in concrete; thence North 64 degrees 15' 10" East, 2,868.90 feet 2-E to 7-F being identified by a 3/4" diameter X 30" long steel rod; thence Northeasterly along a spiral with an angle of 0 degrees 21' 00" and a spiral arc length of 97.07 feet 7-F to 8-F being identified by a 3/4" diameter X 30" long steel rod; thence South 88 degrees 00' East, 239.30 feet 8-F to 9-F identified by 3/4" diameter X 30" long steel rod; thence North 05 degrees 20' East, 126.85 feet 9-F to 10-F identified by 3/4" diameter X 30" long steel rod; thence Northwesterly along the arc of a 11,359.16 foot radius curve an arc distance of 1,326.66 feet 10-F to 11-F identified by a 3/4" diameter X 30" steel rod; thence South 77 degrees 14' 50" East 268.26 feet 11-F to 12-F identified by a 3/4" diameter X 30" long steel rod, said location being also on the Westerly right of way boundary of Olson Road; thence South 01 degrees 29' 50" East, 1,409.62 feet to a 3/4" diameter X 30" long steel rod 12-F to 11-C and point of beginning for the above described tract of land containing 65.42 acres, more or less, all situated within the City limits of the City of Boardman, Morrow County, State of Oregon.

Published Feb. 23, Mar. 2, 9, 16, 1978

NOTICE OF SALE OF USED SCHOOL BUS Morrow County School District has for sale 1 1967 Chev School bus with a 48 passenger Thomas Body. Bus has a bad 327 engine and needs overhaul. Bids may be submitted by letter or bidders may request a bid form from the Morrow County School District Office.

Bids will be opened Friday, March 17, 1978 at 2:00 p.m. Property can be seen at the District Bus Shop in Heppner from 7:30 a.m. to 4:00 p.m. Address all bids or information requests to:

Morrow County School District Box 368 Lexington, Oregon 97839 989-8123 Published March 9, 1978

OREGON CIRCUIT COURT FOR MORROW COUNTY

In the Matter of the Probate of the Estate of WILLIAM WASHINGTON WEATHERFORD, Deceased NOTICE TO INTERESTED PERSONS NO. 1789

NOTICE IS HEREBY GIVEN that the undersigned has been appointed and has qualified as the personal representative of said estate. All persons having claims against said estate are hereby required to present the same, with proper vouchers, within four months after the date of first publication of this notice, as stated below, to the personal representative at the offices of Robert B. Abrams, Attorney at Law, 274 N. Main, Heppner, Oregon 97836, or they may be barred.

All persons whose rights may be affected by the proceedings in this estate may obtain additional information from the records of the Court, the personal representative, or the attorney for the personal representative.

Dated and first published: March 2, 1978. -s- Marion Weatherford Personal Representative P.O. Box 428 Heppner, Oregon 97836 Published March 2, 9, 16, 1978.

In the Circuit Court of the State of Oregon for the County of Morrow Probate Department Estate of OMAR RIETMANN, Deceased.

Notice to Interested Persons Probate proceedings in the estate of Omar Rietmann, deceased, are now pending in the above entitled court, wherein Omar E. Retimann, the undersigned, has been appointed and has qualified as the personal representative of said estate. All persons having claims against said estate hereby are required to present them, in due form, within four months after the date of the first publication of this notice, as stated below, to the undersigned at the following address now designated as the place for the presentation of claims, to-wit: Winter & Sweeney, 471 N. Main, P.O. Box 582, Heppner, Oregon 97836.

All persons whose rights may be affected by the said probate proceedings may obtain additional information from the records of the court, the undersigned personal representative or the latter's attorneys who are Winter & Sweeney, Box 582, Heppner, Oregon 97836, 676-9456. Personal Representative: Omar E. Rietmann, Box 372, Ione, Oregon, 97843, 422-7489. Published March 9, 16, 23, 1978.

NOTICE OF ELECTION Upon the question of levying a tax outside the 6 per cent limitation and election of Director and local committee members.

NOTICE IS HEREBY GIVEN that an election will be held on April 4, 1978 between the hours of 8:00 a.m. and 8:00 p.m. The reasons for such election is to: 1. Submit to the voters of the district the question of levying a tax for the year 1978-79 outside the 6 per cent limitation in the amount of \$2,067,639 for the purpose of furnishing funds for the operation and

maintenance of the Morrow County School District which cannot be furnished within the current tax base of \$523,773. 2. Elect a director for the district board from Zone I. 3. Elect advisory committee members to the Heppner-Lexington Advisory committee; the Ione Advisory Committee; and the Boardman-Irrigon Advisory Committee.

Polling places will be: Heppner Elementary School, District Office at Lexington, Ione High School, Riverside High School, Morrow County Office Building in Irrigon. Signed: Sadie Parrish County Clerk Signed: Pauline Winter Chairman, Board of Directors Published March 2, 9, 1978

U.S. DEPARTMENT OF AGRICULTURE Forest Service Portland, Oregon

LAND EXCHANGE NOTICE Notice is hereby given that Kinzua Corporation, of Heppner, Oregon, has made application under the Act of March 20, 1922, as amended (16 U.S.C. 485, 486) to exchange the following described lands in the Umatilla National Forest:

Willamette Meridian, Oregon T. 5S., R. 33 E., W.M. (Umatilla County) Section 21, NE 1/4 SW 1/4 T. 7 S., R. 23 E., W.M. (Wheeler County) Section 12, portion SE 1/4 SW 1/4, portion SW 1/4 SE 1/4 Section 13, portion E 1/2 NW 1/4, SW 1/4, S 1/2 SE 1/4 Section 14, E 1/2 SE 1/4 T. 7 S., R. 24 E., W.M. (Wheeler County) Section 7, Lots 1 and 2, NE 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4, SE 1/4 SE 1/4

Section 18, Lots 3 and 4, NE 1/4 NE 1/4, S 1/2 NE 1/4, E 1/2 SW 1/4, SE 1/4 containing 1,272.72 acres, more or less, for National Forest land in the Umatilla National Forest, described as follows:

Willamette Meridian, Oregon T. 5 S., R. 28 E., W.M. (Morrow County) Section 5, SW 1/4 SW 1/4 T. 6 S., R. 25 E., W.M. (Morrow County) Section 31, SE 1/4 SW 1/4, SW 1/4 SE 1/4 Section 32, portion of SW 1/4, SE 1/4 Section 33, SW 1/4 NW 1/4, NW 1/4 SW 1/4, S 1/2 SW 1/4, SW 1/4 SE 1/4 Section 34, NE 1/4 SW 1/4, S 1/2 SW 1/4, SE 1/4 T. 7S., R. 24E., W.M. (Wheeler County) Section 6, Lots 6 and 7, SW 1/4 NE 1/4, SE 1/4 NW 1/4, E 1/2 SW 1/4, W 1/2 SE 1/4 containing 1,198.80 acres, more or less.

Persons claiming said properties or having valid objections to the proposed exchange must file their claims or objections with the Regional Forester, U.S. Forest Service, P.O. Box 3623, Portland, Oregon 97208, within 30 days after date of the first publication of this notice. Published March 9, 16, 23, 30, 1978

NOTICE OF ABANDONED PROPERTY

To whom it may concern: The following vehicles or parts of vehicles have been left abandoned since Nov. 9, 1977 on or near Three Mile Canyon Road south of Freeway 80. A storage charge from Nov. 9, 1977 is being charged. 1. 1970 Ford LTD, black & white, 4 door, serial No. 9D66412847. 2. Around a 1957 Red Dodge Truck, serial No. 111102348. 3. Nashua Trailer Home, Model AYB2-FK658, serial No. 14794, license No. V15927 Washington. 4. Truck bed no identifying marking or numbers. If not claimed by August 1978, the above vehicles will be claimed by William F. Holstein per ORS98.005 Section 1 & Section 2 Rights and Duties of Finders. -s-William F. Holstein Published Mar. 2, 9, 16, 1978

Public Notice

CALL FOR BIDS Request for bids on gasoline and diesel oil

Notice is hereby given that sealed bids will be received by the Morrow County Court, at the office of the County Judge in Heppner, Oregon, for approximately 55,000 gallons of first structure gasoline and 45,000 gallons of diesel type fuel oil, to be delivered at either Heppner or Lexington, Oregon, at a maximum price per gallon, for the period beginning April 1, 1978 to March 31, 1979. The county will accept bids based on truck and trailer or tank truck deliveries.

All bids submitted must be on standard company contract forms or contain complete information relative to the bid. Sealed bids will be opened at the March 15 meeting of the Morrow County Court at 1:30 p.m. Any bid received after 2:00 p.m. of the above date will not be considered.

The Morrow County Court reserves the right to reject any or all bids received, or to accept those bids most favorable to Morrow County. MORROW COUNTY COURT Delwin O. Nelson, Judge Published Feb. 23, March 2 and 9, 1978

Kinzua news Barbara Pike 768-2861

Wheeler Archers Team Take First The Wheeler County Archers handicap team of Virginia Sitton, Mickey Sharp, John Weaser and Verlin Conner placed first in the Handicap Team event at the East District Tournament held in Bend last Sunday. Virginia Sitton was the individual high scorer in the Womens Free Style, Limited. Pat Bell and Lavina Conner shot as individual shooters.

The first place teams and individuals from the district meet will compete at the state meet to be held at the Bend Bowmans Indoor Range on April 1-2.

The big news in Kinzua-Camp Five this week is the district basketball tournament in The Dalles last weekend and the State B tournament coming up in Baker next weekend.

Herشل and Betty Murdock, their grandson Pat Bell and houseguest Katherine Williams went to Bend Sunday to attend the archery tournament. Also observing the tournament was another Kinzua resident Jack Sitton, whose wife Virginia was a member of the handicap team.

CRAB FEED With Salad Bar MARCH 11 Served 6-7:30 p.m. LEXINGTON GRANGE HALL Pinocle \$1 Bingo (Card) 10¢ FUN & GAMES \$4 FOR ADULTS \$3 CHILDREN 1-12 This Message Sponsored In The Public Interest By BANK OF Eastern Oregon Member: Federal Deposit Insurance Corporation

NOTICE: THE FOLLOWING PRECINCTS WILL BE CONSOLIDATED FOR THE MORROW COUNTY SCHOOL DISTRICT R-1 and BLUE MT. ED. DISTRICT: Precinct 6, 7, 8, 9 and 2 will be 1 precinct. Sadie Parrish County Clerk