

# The Heppner GAZETTE-TIMES

Morrow County's Home-Owned Weekly Newspaper

VOL. 99 NO. 50

THURSDAY, DECEMBER 10, 1981

10 PAGES

20 CENTS

HEPPNER, OREGON

## Weather

By City of Heppner

		High	Low	Precip.
Tues.,	Dec. 1	55	42	.11
Wed.,	Dec. 2	47	28	Trace
Thurs.,	Dec. 3	55	30	
Fri.,	Dec. 4	60	35	Trace
Sat.,	Dec. 5	57	43	.71
Sun.,	Dec. 6	56	37	Trace
Mon.,	Dec. 7	50	35	

## Courthouse has distinguished visitor

Heppner and the Morrow County Courthouse had a distinguished visitor last week, when U.S. District Judge James M. Burns, Portland, arrived in town to preside over a trial.

While federal cases in Eastern Oregon are sometimes held in Pendleton, no one can remember when a federal judge has traveled to the Morrow County Courthouse to hear a case.

The judge came to hear a case between Larry Angell, Heppner, and the Army Corps of Engineers.

The Corps and Angell are at odds over the amount of money Angell should receive for the land the Corps is buying in connection with the Willow Creek Dam project.

Angell says the Corps has not offered him enough for his land. His land was subsequently condemned by the Corps when the two could not agree on a price.

"The attorneys thought it would be useful to hold the



Judge Brown

case here," Judge Brown, who has been on the Federal Bench since 1972, said in a Gazette-Times interview.

The non-jury trial was held last Wednesday, and the judge said he expected to have a ruling "by the first of the year."

## Willow Creek Dam generator study being conducted

A study to determine the feasibility of installing a "low-head" hydro generator on the Willow Creek Dam, is being done in Portland, Don Johnson of the U.S. Army Corps of Engineers said Monday.

Many local residents have been urging that such a study be undertaken to determine if a small generator could be attached to the dam.

The generator would produce only a small amount of electricity, and had not been considered as a possibility by

the Corps previously.

Johnson said the study would be completed in five months.

Construction on the dam has already started and is scheduled to be completed in July of 1983.

## Kuhn guest speaker at Lone Topic Club

Attorney Bill Kuhn was guest speaker at the Lone Topic Club meeting held November 18 at the home of Shirley McNary. Rose Baker was co-hostess.

Kuhn spoke to the group on the bankruptcy laws of Oregon. He told the club that not many individuals file for bankruptcy because it is damaging to their reputation. Kuhn stated that the purpose of filing bankruptcy is to supply a means for an individual or corporation to be relieved of debts which they cannot possibly pay. Some exceptions, he told the group, are taxes, income taxes, child support and alimony. The

person filing must list all debts and notify all those to whom he owes money so that creditors may have an opportunity to challenge the filing. Kuhn also reported that bankruptcy courts have the right to attach bank accounts and sell assets to get money to settle the debts. However, the court must leave the individual or corporation enough income to carry on practices in a manner similar to that before filing.

The group was also told that Oregon bankruptcies are under federal jurisdiction with the court in Portland. They also learned that there is some variation in administration from state to state.

## Co. Mental Health to receive \$702

By MARY ANN CERULLO

Because of a new driving under the influence of intoxicants (DUI) law, the state of Oregon will be granting \$702 to Morrow County Mental Health, reported Dr. Terry Templeman to Morrow County Court last Wednesday, Dec. 2.

The money will go toward the mental health treatment of minors charged with possession of alcohol during the budget year of 1981-82, Templeman continued.

In other mental health news, Morrow County Court passed a modification to a contract for community mental health services with the state of Oregon.

According to Templeman, the state is threatening to cut

a minimum of ten percent in his department's budget which may cancel the services of a consulting psychiatrist. Should the cut occur, Templeman said he hopes to work something out with the local physicians concerning any necessary medication.

In other business, County Court did the following:

- discussed thermal pane windows to replace the cracked and broken ones in the courthouse.
- approved orders to transfer funds into the General Fund out of circuit court and justice court in both Irrigon and Heppner.
- heard the road report from Don Briggs of the Public Works Dept.
- reviewed an audit report with department heads.

## Blasting to begin in Willow Creek Dam area

Blasting of rock in the Willow Creek Dam area will begin this Thursday, and on the average blasting will occur every four days, a spokesman for the dam contractor told the city council Monday night.

Bill Roberts, general superintendent for the Eucon Corp. building the dam, told the council that his company plans to notify people living near the construction site before each blast occurs.

He says houses in the area have already been checked over for cracks and damage to protect the company against lawsuits that could arise.

Thursday, 54 holes were drilled 30-feet deep and filled with powder that will be set

off, Roberts said the blast is designed to split rock that will then be crushed and used with cement for construction of the dam. "We want to split the rocks, not blow everything up in the air," he said. The split rock will be transported to a crusher on the dam site, he added.

Roberts told the council that there will be problems during the dam construction, but that his company planned to work with townspeople to solve them. "We're going to do everything we can to keep the people happy."

He said the first problem that has come up is dust blowing from the dam site onto nearby houses. An irrigation specialist from

## Census to collect data in Heppner

Information about farm work done for pay during the past year and about migratory farm work will be collected by the Bureau of the Census in the Heppner area during the work week of December 14-18. Leo C. Schilling, director of the bureau's regional office in Seattle, has announced.

"The farm work questions are in addition to questions asked regularly in the monthly survey on employment and unemployment conducted by the bureau for the U.S. Department of Labor," said Schilling.

Results of this survey provide data on conditions in the labor force, prime indicators of the economic health of the country.

About 71,000 households across the country scientifically selected to represent a cross section of American households, take part in this monthly survey. All information provided the bureau is confidential by the law and can be published only as statistical totals in which no individual or household can be identified, Schilling concluded.

## Flue fires prompt advice from fire chief

A flue fire was reported at the Chuck Marquardt residence in Heppner on Sunday, Dec. 6 at about 6:15 p.m.

The fire was caused by creosote build-up in the chimney, said Heppner Fire Chief Forrie Burkenbine. However, he added, the fire caused no damage.

Burkenbine says "wood

## Burns man runs for congress, speaks to Heppner group

"My philosophy is coming into vogue now, and I think this is a chance to change the course of this country."

These were the words of Bob Smith, who told a group gathered at the Wagon Wheel Restaurant in Heppner last week, why he is running for congress.

Presently a state senator who lives in Burns, Smith is seeking the Republican nomination for the Second Congressional District, which was created through the redistricting plan drafted by the 1981 Legislature. The Fifth District includes portions of Salem, where Congressman Smith makes his home.

Bob Smith, a 21-year veteran of Oregon politics, was first elected to the state legislature in 1960. He served five terms there, two as speaker of the house, before being elected to the state senate in 1972, where he has served for three terms.

Mainly a rancher in the Burns area, Smith is a life-long resident of Harney County and has been involved with several business enterprises over the years.

A graduate of Willamette University, Smith told the gathered Heppner residents last Wednesday that the country has been with a "cradle to the grave" philosophy for the past 50 years, and "we're paying the piper."

He said the country has to get back to the free enterprise system, and rely less on government to do things for people.

"It's going to be difficult. I have 20 years experience in the Oregon Legislature spending your money, and that's easy to do. It takes more strong willed people to change, and I think I can do this."



Bob Smith

Smith said he offers no surprises in his campaign, and would go to Washington with a well documented political philosophy. "After 20 years in the state legislature, I'm predictable, and on record. I'm not anything you don't see," he emphasized.

Some of his stands of various issues, include:

- "I'm not going to vote for a VAT (value added tax) or a sales tax of any kind."
- "If the inflation rates can be lowered to 12 percent, you are going to see a housing boom next March."
- "On farm subsidy, Smith said he couldn't be an idealist. 'I would support a target price for wheat.' He said he would not favor price support for peanuts or tobacco, however. 'Wheat is the staff of life, you can't live on peanuts and tobacco.'"

On using grain as a weapon in foreign affairs, Smith said he didn't think the government should encourage farmers to plant and produce more, and then turn around and deny them export markets.

On the Sagebrush Rebellion, or a plan to turn most federal lands over to the states, he said ideally it is a good idea, but "practically it isn't possible." "Eighty percent of the congressmen are from the east, and they aren't going to let go of that land."

On the Federal Reserve, he says it should be kept out of the control of congress, or it would become a political tool.

-About foreign policy.

Smith said the defense department should come under scrutiny for waste. "We are strong and are going to remain strong."

-His stand on abortion is, he is "personally opposed to it."

-He favors the death penalty, and thinks the last session of the legislature turned its back on the people of Oregon. "I think we should have had a cleaned up death penalty coming out of the last session."

-On Social Security, Smith says there has to be changes made. "We will have to raise taxes to make it viable, or make some changes. I don't favor higher taxes, but we have to make it actuarially sound." He said he won't deny those people who are on Social Security now.

-In response to a question on natural resources, Smith said "We have to make sure we have a reforestation program that plants a tree when we cut one."

Concerning his contact with the people of the second district, should he be elected, Smith said he plans to set up branch offices in Pendleton, Klamath Falls and Medford. "If you don't have a contact in the Northeastern Oregon wheat country, that's an error."

"I will spend a good deal of time in Morrow County putting together a good (campaign) organization," said Smith. "It's been a very productive and enjoyable stay, and I will be back."

## One dead, two injured in Saturday car crash

A Saturday night, Dec. 5 car accident left one person dead and two others injured when the car they were riding in, a 1980 Chevrolet Z-28 crashed into a rock wall on Highway 207, three miles south of Hardman, at about 10 p.m.

Killed was passenger Gerald W. Cox, 24 of Hermiston. Driver of the vehicle, LeRoy Keith Rea, 24, Ione was transported to Pioneer Memorial Hospital in Heppner and transferred to Kadlec Hospital in Richland, Wash. Rea was listed in good condition Tuesday morning, Dec. 8, said a

hospital spokesperson.

A second passenger, Lori E. Pemberton, 19, Umatilla, reportedly received minor injuries and was treated and released from Pioneer Memorial on Sunday, Dec. 6.

The accident is under investigation said a spokesperson from the Morrow County Sheriff's Office in Heppner. No further details were available at press time.

Funeral arrangements for Cox were pending as of Monday, Dec. 7, at Burns Mortuary in Hermiston.

## Deputy D.A. sworn in to U.S. District Court

By MARY ANN CERULLO

Last Wednesday, Dec. 2, U.S. District Court convened for the first time in record at the Morrow County Courthouse.

"Today may not be a major historic occasion, but it is certainly a mini historic occasion," stated U.S. District Court Judge James M. Burns.

during the formal swearing in of Deputy District Attorney Harold McLean to the U.S. District Court for the District of Oregon.

Burns had come to Heppner from Portland to preside over a property condemnation case brought against the Corps of Engineers by Larry Angell of Heppner. Burns heard the case later that day. (see related story, this page)

## Santa to phone area kids, hear wishes



Lion Lonny Watne assists Amber Peck, 10½ months, as she mails her Christmas letter to Santa at the Heppner Post Office.

Miss Peck is the daughter of Allen and Patty Peck, Ione.

## Write a letter to Santa

The Heppner Lions Club is sponsoring the annual "Santa Claus Calling" beginning December 8. Lion Lonny Watne told the Gazette Times.

Santa will be calling all children who have written him a letter by Dec. 16. Calls will be made by Santa himself,

Dec. 16, 17 and 18.

Santa requests that all letters include the child's name and phone number.

Mailboxes to the North Pole have been placed in the Heppner, Ione, and Lexington post offices.