

PUBLIC NOTICE

BEFORE THE
WATER RESOURCES
DIRECTOR OF OREGON

ON THE QUESTION OF DETERMINATION OF A CRITICAL GROUND WATER AREA IN THE BUTTER CREEK AREA IN MORROW AND UMATILLA COUNTIES, OREGON

NOTICE OF CONTINUED PUBLIC HEARING

Notice is hereby given that a continuation of the public hearing will be held by the State Water Resources Department Director or his authorized assistant on Wednesday, December 5, 1984, in Thompson Hall at the County Fairgrounds in Hermiston, Oregon. The hearing will commence at 9:00 a.m. on the question of determination of a critical ground water area in the Butter Creek Area in Morrow and Umatilla Counties, Oregon. The period of time between the NOTICE OF CONTINUED PUBLIC HEARING and the actual hearing is more than the minimum period of time required. This has been done intentionally to allow for adequate review of the record by any interested party. A statement of parties' rights in contested case hearings is being mailed to each party receiving notice and any party may be represented by counsel at the hearing.

The Butter Creek area covers approximately 274 square miles along the eastern and southern borders of the Ordinance Basalt Critical Ground Water Area. It extends southward from the Columbia River and generally includes the West half of Townships 5, 4, 3, 2, and 1 North, Range 28 East, WM, that part of

Township 3 North, Range 27 East, WM, which drains to Butter Creek; all of Township 2 North, Ranges 26 and 27 East, WM, Ranges 26 and 27 East, WM, lying north of a line running from the North Quarter Corner of Section 30, Township 1 South, Range 26 East to the northeast corner of Section 10, Township 1 South, Range 28 East, WM. A map showing the area boundaries is available from the Water Resources Department.

Based on data collected to date, the Director believes that ground water levels in the area in question are declining or have declined excessively, the applicable standard set forth in ORS 537.730(1)(a). The ground water reservoir covered by this NOTICE OF CONTINUED HEARING includes all water contained in the basalt, the interflows, and the interbedded sediments. The potentiometric level within this ground water reservoir is higher in the south than in the north indicating ground water flow from the south toward the Columbia River in the north.

A hearing based upon notice dated May 9, 1977 was held and evidence received in the determination of the Butter Creek Critical Ground Water Area in Morrow and Umatilla Counties on June 28, 1977, followed by an Order dated May 23, 1978. Subsequent appeal to the Court of Appeals resulted in the Court remanding the Order because the Director had not read the entire record from the hearings.

At the upcoming hearing, the Director or his authorized assistant intends to receive in evidence the record of the hearing on June 28, 1977 which includes the evidence presented at the hearing on February 18, 1976. Ground Water

Report 24 entitled "Ground Water Conditions and Declining Water Levels in the Butter Creek Area, Morrow and Umatilla Counties, Oregon" was prepared in October 1975. The report contained conclusions and recommendations for corrective controls. Ground Water Report 30 entitled "Update of Ground Water Conditions and Declining Water Levels in the Butter Creek Area, Morrow and Umatilla Counties, Oregon" will be published in the near future. An Executive Summary of Ground Water Report 30 is being mailed to each party receiving notice. A preliminary copy of Ground Water Report 30 is available for review at both the Salem and Pendleton offices of the Water Resources Department. Copies of the preliminary report can be obtained by writing the Salem office of the Water Resources Department, 555 13th Street NE, Salem, Oregon 97310. Copies of the June 28, July 1, 1977 hearing record are available for review by appointment at the Salem office (503-378-8456) and at the Pendleton office (503-276-7111) from 8:00 a.m. to 5:00 p.m. on Monday through Friday from October 1, 1984 to December 4, 1984. The record developed in the previous two hearings is very extensive. Because of the size of the hearing record, additional copies can be obtained only from the Salem office with the interested party covering the expense of copying.

All interested persons are invited to be present at the hearing to offer oral or documentary evidence pertaining to the declaration of a critical ground water area and appropriate corrective control provisions.

The Director of the Water Resources Department or his authorized assistant will receive any pertinent evidence in favor of or opposed to the determination of a critical ground water area as provided in ORS 537.730, 537.735 and 537.740.

Following the hearing, the Director or his authorized assistant will issue his proposed Order of determination on the proposed critical ground water area which includes dates for filing objections, extensions and offer the opportunity to request oral argument.

This is a contested case matter under the definition of ORS, Chapter 183 (Administrative Procedures Act). Information on the procedures, right of representation and other rights of parties relating to the conduct of the hearing as required under ORS 183.413(2) is being mailed to each party receiving notice.

Dated at Salem, Oregon this 1st day of October, 1984.

William H. Young
Director

Published: October 11, 18, 1984

East one-half; thence South 00 degrees 30' 30". West along said East line a distance of 420.71 feet to the Southeast corner of said West one-half, thence North 89 degrees 41' 50" West along the South line of said West one-half, thence North 00 degrees 30' 00" West along the West line of said West one-half a distance of 421.63 feet to the point of beginning. Excepting all roads and streets. All being in the County of Morrow, State of Oregon.

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice of default has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes; the default for which the foreclosure is made is grantor's failure to pay when due the following sums: Failure to pay the monthly payments each in the sum of \$295.02 due on the first day of each month for the months of January, 1984, through July, 1984, totaling \$2,065.14. In addition there are late charges due and deferred less unapplied funds totaling \$358.28 that are delinquent.

By reason of said default the beneficiary has declared all obligations secured by said trust deed immediately due and payable, said sums being the following, to-wit: Principal \$35,232.39 Interest from 12-1-83 through 7-1-84 at 8.75 percent per annum 1,792.39 Net late charges 358.28 Interest at 8.75 percent per annum from 7-1-84 until paid

WHEREFORE, notice hereby is given that the undersigned trustee will on December 11, 1984, at the hour of 11:45 o'clock A.M., Standard Time, as established by Section 187.110, Oregon Revised Statutes, at Front Door, Morrow County Courthouse in the City of Heppner, County of Morrow, 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 86.760 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 and trustee's and attorney's fees as provided by law, at any time prior to five days before the date set for said sale.

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed; the words "trustee" and "beneficiary" include their respective successors in interest, if any.

Dated July 18, 1984
George H. Corey
Successor Trustee
Published: October 11, 18, 25, November 1, 1984

JV Fillies win 'exciting' game against Vikings

By DANA REID

The Heppner Junior Varsity traveled to Umatilla Thursday, October 11, and went up against the Vikings.

The Vikings served a good serve to start the game. The Vikings also received the first point. Heppner was really hustling and had good team work. The Heppner Fillies were serving very well and pulled ahead of the Vikings by seven points. Umatilla called a time out with the score 9-2. After the time out Heppner went back in ready to finish the game. They continued with very good teamwork and hustle. Another time out was called by the Vikings with Heppner ahead 12-2. Umatilla went back in and started to make a come back but Heppner called a time out before they could score to many points. The score was Heppner 13 and Umatilla 5. After the time out Heppner went in and had the last two excellent serves. They won the game with a final score of 15-5.

Heppner started the second match with a good serve, which gave them the first point. The Fillies started off slowly and had a lack of communication. A time out was called with Umatilla ahead 2-8. After the time out Heppner was having trouble getting their serves over. Heppner called another time out with Umatilla still ahead 6-11. Heppner went back

in and started to make a come back. The score then was tied up at 14 and the two teams were having great volleys. The game was very exciting to watch as the lead went back from one team to another. A time out was called by Umatilla. After the time out Umatilla went in and finished the game. The final score was Heppner 14 and Umatilla 16.

The third game was started with a good serve by the Vikings which gave them the first point. The game was close and the score was tied up at 8. There were very good volleys between the two teams but Heppner went on to win the game and the match. The final score was 15-10.

"The first game was a good example of the hard work we had put into practice. It was a game of good teamwork. Almost every rally included at least one bump, set, spike and sometimes more. The last game didn't have as many bumps, set, spikes but the girls pumped themselves up and were more alive than I've seen them in a long time. They used good volleyball sense, couple with spirit and good volleyball to win. This game meant that we were finally able to get out of our slump and strive hard for a victory. We used PMA all the way, and it worked. I'm proud of the way they won," said Coach Karen Howe.

Ione's 'B' team ups record with win against Echo

By ASHLEY CONKLIN

The Ione junior high volleyball team played at Echo on Thursday, October 11.

The Cardinals "A" team lost to the Cougars 15-11, 4-15, 14-16. During the first game, Jill Conklin scored nine points for Ione. In the third game Jill Nelson had seven points. They

fell to 2-2. However, Ione's "B" team won 6-15, 15-11, 15-7. They upped their record to 3-1. Jo Cupps gave Ione six points in both the second and third games.

Ione will host these same Cougars at 1:30 p.m. on Thursday, October 18.

Heppner Fillies take Tigers, 18-16

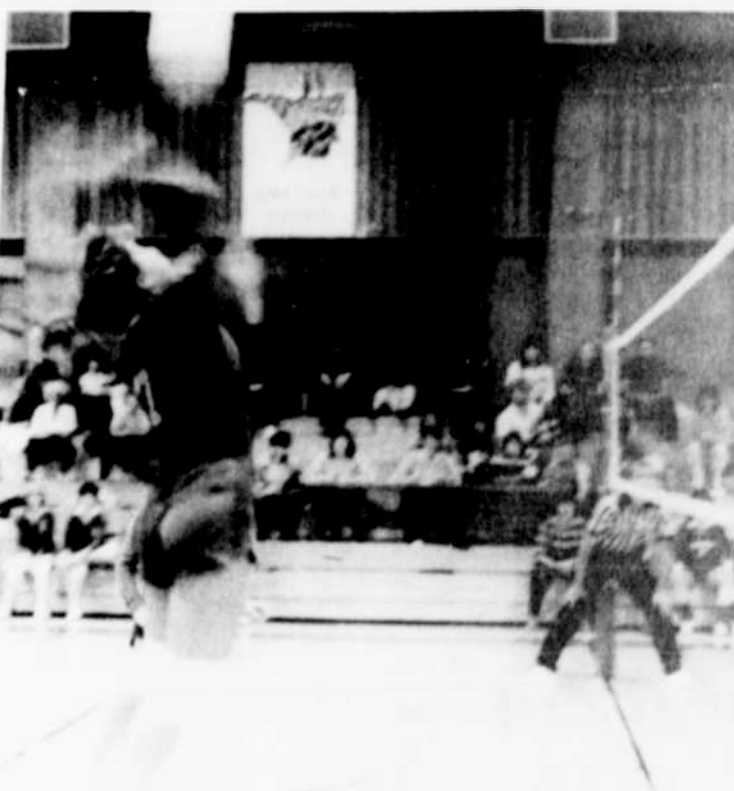


photo by Clark Wallis

By DANA REID

The Heppner Varsity Fillies volleyball team went up against the Stanfield Tigers Tuesday, October 9. The match took place at Stanfield.

The Heppner Fillies started the first game with a good serve. This gave the Fillies the first point. Heppner started out really well and pulled ahead of the Tigers by 5 making the score 10-5. There was some great volleys between the two teams and Stanfield started to make a come back. Heppner called a time out, the score was tied up at 10. Stanfield had possession of the serve, but the serve was in the net. The ball went back to heppner and they scored another 3 points. The score was then heppner 13 and Stanfield 10. The game continued on and Hepp-

ner won. The final score was 15-13.

The second game was started by the Tigers. A good serve was served and the first point of the game went to Stanfield. Not only the first point but Stanfield scored the first 4. There was good volleys between the two teams. The score was close throughout the game. The lead changed back and forth between the two teams. Stanfield pulled ahead 14-13 and Heppner called a time out. After the time out Heppner went in and received a good serve from the Tigers. It was an exciting game to watch as Heppner went on to win, for the match. The final score was 18-16.

"We played well enough to beat them. Stanfield was playing very well so Heppner really had to work to win" said Coach Barb Stefani.

BOATERS

Attend a meeting with the
Corps of Engineers

Thursday evening

Heppner High School, 7:00 p.m.

—and help preserve boating on
Willow Creek Lake.

PUBLIC NOTICE

1984 FORECLOSURE LIST ISSUED BY MORROW COUNTY

The tax collector of Morrow County, Oregon, has prepared the following list of all properties now subject to foreclosure, embracing foreclosure list numbers 38 to 39 inclusive, hereto attached. This foreclosure list contains the name of those appearing in the latest tax rolls as the respective owners of tax delinquent properties, a description of each such property as the same appears in the latest tax rolls, the year or years for which taxes, special assessments, fees, or other charges are delinquent on each property, together with the principal of the delinquent amount of each year and the amount of accrued and accruing interest thereon through September 15, 1984.

WED COLUMBIA LAND CO	40751760	008500	00	80/81	129.24	55.15	102.39
S FURNACE DEVELOPMENT CO	5208	25-01	81/82	123.71	37.73	179.44	
STEW TOM KELLY BUREAU	4068121		82/83	192.89	19.56	172.45	
FORTLAND, OR	92201	847-3	3907	83/84	134.19	7.54	137.73
				TOTAL			611.91

Please take note that a complete and accurate legal description of the properties designated by the tax lot numbers on the previous page is made a part of the application as Exhibit "A" for judgment and decree, filed in the Morrow County Circuit Court and available at the Morrow County Clerk's office. Note also, that more particular descriptions are available at the office of the Morrow County Assessor.

TO ALL PERSONS OR PARTIES ABOVE-NAMED, and to all persons owning or claiming to own, or having or claiming to have, any interest in any property included in the foreclosure list above set forth, being the Morrow County 1984 tax foreclosure list:

YOU ARE HEREBY REQUIRED TO TAKE NOTICE that Morrow County, Oregon, has filed in the Circuit Court of the State of Oregon for Morrow County, an application to foreclose the lien of all taxes shown on the 1984 Morrow County tax foreclosure list above set forth, and that Morrow County, as plaintiff, will apply to the court for judgment and decree foreclosing such tax liens not less than thirty (30) days from the date of the first publication notice.

And any and all persons interested in any of the real property included in this foreclosure list are required to file answer and defense, if any there be, to such application for judgment and decree within thirty (30) days from the date of the first publication of this notice, which date is October 11, 1984.

Notice of this foreclosure proceeding is given exclusively by either four (4) weekly publications under ORS 312.040(1) or one (1) publication under ORS 312.040(3) and notice by certified mail to the owners of record of the foregoing foreclosure list in the Heppner Gazette-Times, a weekly newspaper of general circulation in Morrow County, Oregon. This notice is pursuant to an order of the Board of County Commissioners for Morrow County, Oregon, made and entered on the 3rd day of October, 1984. The date of the first publication of this foreclosure list is the 11th day of October, 1984.

Published: October 18, 25; November 1, 1984

PUBLIC NOTICES

TRUSTEES NOTICE OF SALE

Reference is made to that certain trust deed made by Richard X. and Carol L. Haberlach, as grantor, to Morrow County Abstract & Title Co., Inc., as grantor, to First Federal Savings & Loan Association of Pendleton, nka Western Heritage, as beneficiary, in favor of Federal Savings & Loan Association dated May 13, 1977, recorded May 17, 1977, in the mortgage records of Morrow County, Oregon in reel M at page 11251 fee-file-instrument-microfilm-reception No., covering the following described real property situated in said county and state, to-wit:

Commencing at the Northwest corner of the East one-half of the Northwest one-quarter of Section 20, Township 4 North, Range 25 East, Willamette Meridian; thence South 00 degrees 30' 00" West along the West line of said East one-half a distance of 2210.73 feet to the true point of beginning for this description; thence North 89 degrees 36' 10" East a distance of 660.23 feet to the East line of the West one-half of said

Photo Copies 20¢ Gazette-Times

THANK YOU!

To ALL of you who worked hard putting on the Heppner Celebration for Morrow County Centennial, WE THANK YOU.

THE HEPPNER—MORROW CHAMBER OF COMMERCE

Heppner FFA Chapter

Annual Slave Sale

Come Bid on your Favorite Slave

Thursday, Oct. 26th 7:30 p.m.

Heppner High Cafetorium

Refreshments