

Cowboy's widow receives settlement

Teresa Smith, widow of one of the cowboys who died in a plane crash on Mount Rainier July 2, 1990 will receive a \$300,000 settlement from the federal government.

Cowboys Mike Currin, 25, Heppner, David P. Smith, 31, Randy Dierlam, 29, Seadrift Texas, and David Bowen, 28, Yoakum, Texas, and pilot Bob Card, Pendleton died in the crash.

The lawsuit alleged that a Federal Aviation Administration air-traffic controller misdirected the plane's pilot, causing the July 2, 1990 crash into the 14,410-foot mountain southeast of Seattle.

The lawsuit was filed on behalf of Smith's widow, Teresa Smith, and their son Jade Smith.

The U.S. Justice Department was persuaded to settle the case after being shown radar charts, a Forest Service map and directions given by the air-traffic controller.

Health Dept.

The Morrow County Health Dept. lists the following monthly schedule for May:

Thursday, May 6-blood pressures and immunizations, Heppner office 8:30 a.m.-4:30 p.m.;

Tuesday, May 11-blood pressures and immunizations, county office, Irrigon, 1-4 p.m.;

Tuesday, May 18-blood pressures and immunizations, lone city hall 11 a.m.-noon Boardman city hall, 1:30-4 p.m.;

Wednesday, May 19-blood pressures, Senior Center, Heppner, 11 a.m.-noon;

Thursday, May 20-blood pressures and immunizations, Heppner office, 8:30 a.m.-4:30 p.m.;

Tuesday, May 25-blood pressures and immunizations, county office Irrigon, 1-4 p.m.;

Wednesday, May 26-blood pressures, Senior Center, Heppner 11 a.m.-noon;

Thursday, May 27-blood pressures and immunizations, Heppner office, 8:30 a.m.-4:30 p.m.

PUBLIC NOTICE

The Morrow County Planning Commission will hold a public hearing on Monday, May 24, 1993, at 7:30 p.m. at the Public Works Building in Lexington, Oregon. A public hearing will be held on the following:

1. Application by Willard Horton for a Variance under Article 7 of the Morrow County Zoning Ordinance to Allow the Siting of an Additional Manufactured Dwelling in a Rural Residential One Acre Zone located in Township 5 North, Range 26, Section 23B, Tax Lot 2600 (1 Acre) for Hardship Purposes
2. Conditional Use Permit - N-59 - Head Start Program - Laura Broderick - for a Migrant Day Care Center located in Township 4 North, Range 25, Section 16AD, Tax Lots 802 and 804 in a Suburban Residential One Acre Zone.

Interested persons are invited to the hearing to express their view. Written, signed statement will be considered. Reasons for approval or disapproval should be included in oral or written statements.

Kent Goodyear, Chairman
Morrow County Planning Commission
Published: May 5 and 12, 1993

PUBLIC NOTICE

All registered voters residing within the boundaries of the lone Voting Precinct are hereby notified of a public meeting Monday, April 19, 1993 at 7:30 p.m. at the lone City Hall.

The purpose of this meeting is to solicit participation in the Finley Buttes License Fee Development Fund. Application forms will be available at this meeting.

Completed grant applications must be submitted to the Interim Community Council on or before May 14, 1993. The Interim Community Council will review, select and prioritize all grant applications on or before June 30, 1993.

Sharon L. Rietmann
City Recorder
Published: April 7 and May 6, 1993

attorney Richard Price of Omak said.

"The crash occurred within a minute after the pilot acknowledged a change in directions requested by the controller," he said.

The controller did not have direct control of the plane's course, since the pilot was flying on visual rules as opposed to instruments, but he did advise the change, Price said.

The Federal Aviation Administration in Seattle had earlier rejected a \$2.5 million claim filed by Smith's estate.

The cowboys had been flying from a rodeo in St. Paul to Ponaka, Alberta.

PUBLIC NOTICE SECOND NOTICE OF BUDGET HEARING

A public hearing on a proposed budget for Ione-Lexington Cemetery District Morrow, State of Oregon, for the fiscal year July 1, 1993 to June 30, 1994 will be held at Ione City Hall. The hearing will take place on the 18th day of May, 1993 at 8:00 P.M.

The purpose of the hearing is to discuss the budget with interested persons. The first Notice of Budget Hearing and Financial Summary was published in Heppner Gazette Times on April 28, 1993.

A copy of the budget document may be inspected or obtained at 228 N. Main St., Heppner, Oregon, between the hours of 8:30 A.M. and 5:00 P.M.
C.K. Peck
Published: May 5, 1993

PUBLIC NOTICE SECOND NOTICE OF BUDGET HEARING

A public hearing on a proposed budget for Heppner Cemetery Maintenance, Morrow, State of Oregon, for the fiscal year July 1, 1993 to June 30, 1994 will be held at 228 N. Main St., Heppner. The hearing will take place on the 18th day of May, 1993 at 5:00 P.M.

The purpose of the hearing is to discuss the budget with interested persons. The first Notice of Budget Hearing and Financial Summary was published in Heppner Gazette Times on 4-28-93.

A copy of the budget document may be inspected or obtained at 228 N. Main St., Heppner, Oregon, between the hours of 8:30 A.M. and 5:00 P.M.
Christopher George
Published: May 5, 1993

PUBLIC NOTICE NOXIOUS WEED CONTROL PROJECT

USDA Forest Service
Umatilla National Forest
Heppner Ranger District
Grant, Wheeler and Morrow Counties, Oregon

On April 30, 1993 Heppner District Ranger, Delanne Ferguson made a decision to implement the Noxious Weed Control Project on the Heppner Ranger District. This Project covers all National Forest lands on the Heppner Ranger District. This weed control project is designed for the manual and/or biological control of noxious weeds. The goals of these noxious weed control activities are to limit the spread of such plants, reduce their numbers to a point where they cause no significant economic damage, and where feasible eradicate them.

The associated Decision Memo and components of the project file are available upon request from the Umatilla National Forest, Heppner Ranger District, P.O. Box 7, Heppner, Oregon 97836. This decision is subject to appeal pursuant to Forest Service regulations at 36 CFR part 217. Appeals must be filed no later than 45 days after the legal notice of this decision was first published in the East Oregonian newspaper, Pendleton, OR. Notices of Appeals must meet the requirements of 36 CFR 217.9.
Published: May 5, 1993

PUBLIC NOTICE ADVERTISEMENT FOR BIDS

Morrow County Public Works Department
P.O. Box 453
Lexington, Oregon 97839
Morrow County, Oregon (herein called the "Owner") invites bids for the construction of Fuller Canyon Road Bridge - 1993. The work to be performed by the Contractor consists of the

removal of an existing 60-foot steel truss bridge and the concrete abutments; and the construction of a new 40-foot span by 34-foot wide timber bridge, with glu-lam deck panels, glu-lam stringer, timber post and sill abutments, and membrane waterproofing with hot-mix Class "M" cover. As an option, the superstructure can be constructed of Contractor designed (and approved prior to bid) laminated veneer lumber (LVL) tee beams and abutment cap. The Contractor's work also includes excavation and backfill, placement of granular fill and backfill and riprap, and the installation of approach guardrail. The Owner will furnish riprap material; will install detour and construction signing; and will perform all earthwork, base rock, and paving for the bridge approach widening.

Sealed bids for the described project will be received by the Morrow County Public Works Department at its office located in Lexington, Oregon until 2:00 P.M., Pacific Time, May 21, 1993, and then publicly opened and read aloud. The contract time for the contractor's bridge construction work shall be 45 calendar days and all work shall be completed no later than October 1, 1993.

Bidder, as part of the bid, will be required to certify to the following:

1) Bidder is registered with the Oregon Construction Contractors Registration Board in accordance with ORS 701. Subcontractors shall also be registered.

2) Bidder will comply with the applicable provision of ORS 279.348 through ORS 279.350, the Oregon Prevailing Wage Law, and ORS 279.316 and ORS 279.334 in the hours of employment and the payment of overtime.

3) Bidder is in compliance with the Oregon tax laws in accordance with ORS 305.385.

4) Bidder does not discriminate against minorities, women, or emerging small business enterprises in obtaining subcontracts.

5) Bidder shall state whether company is a non-resident or resident bidder as defined in ORS 279.029.

Copies of the Contract Documents may be examined at the following locations:

Morrow County Public Works Department, Highway 74, Lexington, Oregon

Anderson-Perry & Associates, Inc., 1901 Fir Street, LaGrande, Oregon

Anderson-Perry & Associates, Inc., 214 E. Birch Street, Walla Walla, Washington

Associated General Contractors of America, Boise, Idaho

Construction Data Plan Center, Portland, Oregon

Intermountain Contractor, Boise, Idaho

AGC of Washington, Seattle, Washington

Spokane Construction Council, Spokane, Washington

Tri-City Construction Council, Kennewick, Washington

Daily Journal of Commerce, Portland, Oregon

Copies of the Contract Documents may be obtained at the Morrow County Public Works Department, Highway 74, P.O. Box 453, Lexington, 97839, upon a non-refundable payment of \$50.00 for each set. The Contract Documents will be available after April 30, 1993.

Each bid on the project must be submitted on the prescribed form and accompanied by a certified check or bid bond payable to Morrow County, Oregon in an amount not less than 5 percent of the amount bid. The successful bidder will be required to furnish the necessary additional bonds for the faithful performance of the contracts as prescribed in the contract documents.

Morrow County may reject any bid not in compliance with all prescribed requirements, and may reject for good cause any and all bids upon finding by the Owner it is in the public interest to do so.

Morrow County does not discriminate on the basis of race, color, national origin, sex, religion, age, and handicap status in the employment or the provisions of service.

Date April 28, 1993
R.J. French
Morrow Co. Commissioner
Published: May 5 and 12, 1993

Stokes Landing plans rummage sale

A rummage sale will be held at Stokes Landing Senior Center in Irrigon on Friday and Saturday, May 7 and 8. Hours will be 9 a.m. to 5 p.m. on Friday and 9 a.m. to 3 p.m. on Saturday.

PUBLIC NOTICE

Morrow County invites bids for the removal of underground gasoline and diesel tanks at the road shops in Lexington and Irrigon, Oregon and the installation of two new above ground split tanks.

Copies of the contract documents may be viewed or obtained at the Morrow County Public Works Department Office, P.O. Box 453, Lexington, OR 97839.

Sealed bids for the described project will be received by Morrow County Public Works Dept. until 2:00 p.m. Pacific Daylight Time May 25, 1993 and then publicly opened and read aloud. No bid will be considered unless it contains a statement by the bidder that ORS 279.350 (prevailing wage law and prevailing wage rates) will be complied with.

Morrow County does not discriminate on the basis of race, color, national origin, sex, religion, age and handicapped status in employment or the provision of services. Morrow County reserves the right to reject any or all bids.

Chuck Malcolm
Morrow County Director of Public Works
Published: April 28 and May 5, 1993

PUBLIC NOTICE OREGON CIRCUIT COURT FOR MORROW COUNTY

Domestic Relations
In the Matter of
the Marriage of
JANE ELIZABETH WALKER,

Petitioner,
and
RICKEY DENNIS WALKER,

Respondent.
No. 93-CV-23

PUBLISHED SUMMONS
To: Rickey Dennis Walker, the above named Respondent.

1
IN THE NAME OF THE STATE OF OREGON, you are hereby required to appear and defend the Petition filed against you in the above entitled court on or before the expiration of 30 days from the date of the first publication of this Summons; if you fail to so appear and answer, Petitioner for want thereof will apply to the above entitled court for the relief prayed for in her Petition, to wit:

Dissolution of marriage with child and spousal support. Respondent is to pay marital debts and Petitioner's costs and attorney's fees.

2
This Summons is published by the order of the Honorable Jack F. Olsen, Judge of the above entitled court made and entered on the 23rd day of April, 1993, directing publication of this Summons once each week for four consecutive weeks in the Heppner Gazette Times, a newspaper published and of general circulation in Morrow County, Oregon.

3
Date of first publication: April 28, 1993
Date of last publication: May 19, 1993

4
NOTICE TO RESPONDENT: READ THESE PAPERS CAREFULLY

You must "appear in this case or the other side will win automatically. To "appear" you must file with the court a legal paper called a "motion" or "answer". The "motion" or "answer" (or "reply") must be given to the court clerk or administrator within 30 days of the date of first publication specified herein along with the required filing fee. It must be in proper form and have proof of service on the Petitioner's attorney or, if the Petitioner does not have an attorney, proof of service on the Petitioner.

5
If you have questions, you should see an attorney immediately.

William J. Kuhn, OSB #76207
Attorney for Petitioner
P.O. Box 428
Heppner, OR. 97836
Published: April 28; May 5, 12 and 19, 1993

House and garden plants will be for sale including tomato plants.

A lunch of chili beans or potato soup will be available for shoppers.

PUBLIC NOTICE SECOND NOTICE OF BUDGET HEARING

A public hearing on a proposed budget for Heppner Rural Fire Protection District Morrow, State of Oregon, for the fiscal year July 1, 1993 to June 30, 1994 will be held at 142 N. Main St., Heppner. The hearing will take place on the 14th day of May, 1993 at 6:00 P.M.

The purpose of the hearing is to discuss the budget with interested persons. The first Notice of Budget Hearing and Financial Summary was published in Heppner Gazette-Times on April 28, 1993.

A copy of the budget document may be inspected or obtained at 228 N. Main St., Heppner, Oregon 97836, between the hours of 8:30 A.M. and 5:00 P.M.
Donald Bennett
Published: May 5, 1993

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

In the Matter of the Estate
of
VICTOR R. RIETMANN,

Deceased
No 93 PR 9
NOTICE TO

INTERESTED PERSONS

Notice is hereby given that the undersigned has been appointed and has qualified as the personal representative of this estate. All persons having claims against the 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 c/o Robert E. O'Rourke, Kottkamp & O'Rourke, 331 S.E. 2nd, P.O. Box 490, Pendleton, Oregon 97801, 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 attorneys for the personal representative.

Dated and first published this 21st day of April, 1993

Betty L. Rietmann
Personal Representative
P.O. Box 27

Ione, Oregon 97843
Published: April 21, 28; and May 5, 1993

PUBLIC NOTICE PUBLIC PROPERTY SALE

by May 18, 1993 at 10:00 A.M.

The Oregon Transportation Commission will offer for sale to the public a improved residential property located at 375 Linden Way, in Heppner, Oregon. (Code 1-1, Account No. 2S 26 27DA, Tax Lot 3700).

SEALED BIDS will be received by the Oregon State Highway Division at 355 Capitol Street N.E., Room 411 Transportation Building, Salem, Oregon 97310, by Bob Kiggins, Property Agent, until 5:00 P.M. on May 17, 1993.

TERMS OF SALE: The minimum price that will be accepted is \$20,000. Buyer must include at least 10% of the bid amount with the sealed bid and must pay the balance within 60 days from the date of bid opening. Successful bidder is entitled to possession of the property when the entire purchase price has been paid. The State reserves the right to accept or reject any or all bids.

Sale subject to special assessments, existing restrictions, reservations and easements, if any, and to the following: (1) The Oregon Transportation Commission's use restrictions on signboards and all types of junkyards and; (2) State will not retain mineral and geothermal rights.

FOR INFORMATION & SALES PACKET, CONTACT: Bob Kiggins, Property Agent, 355 Capitol Street N.E., Room 411, Salem, Oregon 97310. PHONE 378-6502 prior to bid opening date, Weekdays 8 A.M.-12 noon and 1-5 P.M. (AD No. 6003027)
Published: April 28; May 5 and 12, 1993

PUBLIC NOTICE

Morrow County invites bids for the drilling of 6" diameter water well in Cutsforth Park.

Copies of the contract documents may be viewed or obtained at Morrow County Public Works Department Office, P.O. Box 453, Lexington, OR 97839.

Sealed bids for the described project will be received by Morrow County Public Works Department until 2:00 p.m. Pacific Daylight Time May 17, 1993 and then publicly opened and read aloud. No bid will be considered unless it contains a statement by the bidder that ORS 279.350 (prevailing wage law and prevailing wage rates) will be complied with.

It is anticipated that the notice to proceed will be issued to the successful contractor on May 24, 1993.

Morrow County does not discriminate on the basis of race, color, national origin, sex, religion, age and handicapped status in employment or the provisions of services. Morrow County reserves the right to reject any and all bids.

Chuck Malcolm
Director of Public Works
Published: April 28 and May 5, 1993

PUBLIC NOTICE

Morrow County invites bids for the drilling and shooting of two rock quarries (55,000 solid C.Y.) and the exploratory drilling of one potential quarry.

Copies of the contract documents may be viewed or obtained at Morrow County Public Works Department Office, P.O. Box 453, Lexington, OR 97839.

Sealed bids for the described project will be received by Morrow County Public Works Department until 2:00 p.m. Pacific Daylight Time May 11, 1993 and then publicly opened and read aloud. No bid will be considered unless it contains a statement by the bidder that ORS 279.350 (prevailing wage law and prevailing wage rates) will be complied with.

Morrow County does not discriminate on the basis of race, color, national origin, sex, religion, age and handicapped status in employment or the provisions of services. Morrow County reserves the right to reject any and all bids.

Chuck Malcolm
Director of Public Works
Published: April 28 and May 5, 1993

PUBLIC NOTICE

In accordance with Morrow County Resolutions R-07-93 and R-11-93, the City of Heppner does hereby invite public participation in the Community Development Grant Fund program provided by Morrow County. Following are the grant application criteria:

1) All proposals must be in compliance with the goals and objectives set forth in the Heppner Coordinating Council's Strategic Plan. Copies of the plan may be obtained at Heppner City Hall.

2) Proposals must be related to the Heppner Community, which includes all area inside the Heppner voting precincts.

3) Applications must state (a) the name, address and phone number of the organization making application; (b) a description of the project; (c) which section of the Strategic Plan is addressed by the proposal; (d) a timeline showing when the project will take place; (e) a project budget showing the grant request, how grant funds will be used, and if any matching funds will be available.

4) Proposals must be submitted to Heppner City Hall by 5:00 pm on May 14, 1993.

Prior to June 30, 1993, the Heppner Coordinating Council will review, select and prioritize all grant applications which successfully address the above criteria. Funding recommendations will be forwarded to the Morrow County Coordinating Committee.

Gary B. Marks
City Manager
Published: April 7 and May 5, 1993