

PUBLIC NOTICE

**NOTICE OF ELECTION
POLLING PLACES**

Notice is given that on November 9, 1993, there will be a Special Election in all of Morrow County, Oregon. Pursuant to 246.410(2) the following precincts will be combined and all registered voters of Morrow County will vote in their polling place as listed below:

Combined Boardman 01 & 02Greenfield Grange
Ione 04Ione City Hall
Combined Irrigon 05&06.....North Morrow Annex
Lexington 07Mormon Church
Combined Hardman/Heppner.....St. Patricks Senior Center

Barbara Bloodsworth
Morrow County Clerk

Published: October 6, 1993

UNION PACIFIC RAILROAD COMPANY

**DOCKET NO. AB-33 (SUB-NO.83)
NOTICE OF INTENT TO
ABANDON AND DISCONTINUE SERVICE**

Union Pacific Railroad Company gives notice that on or about October 16, 1993, it intends to file with the Interstate Commerce Commission, Washington, D.C. 20423, an application for a certificate permitting the abandonment of and discontinuance of service on a line of railroad known as the Heppner Branch extending from railroad milepost 0.0 near Heppner Jct. to the end of the line at railroad milepost 45.4 near Heppner, a distance of 45.4 miles in Gilliam and Morrow Counties, Oregon. The line for which the abandonment and discontinuance application will be filed includes the stations of Heppner Jct. (milepost 0.0), Morgan (milepost 19.8), McNab (milepost 25.2), Ione (milepost 28.3), Jordan (milepost 31.0), Lexington (milepost 36.3), and Heppner (milepost 45.2).

The reasons for the proposed abandonment and discontinuance are (1) freight traffic revenues do not justify the costs of operation and maintenance, and (2) there are no reasonable prospects that traffic and revenues would increase sufficiently in the foreseeable future to justify continued operation of the line.

Based on information in our possession, the line does contain federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it.

This line of railroad has appeared on the system diagram map in category 1 since August 22, 1988.

The interest of railroad employees will be protected by Oregon Short Line Railroad Co. - Abandonment - Goshen, 360 I.C.C. 91 (1979).

Any interested person, after the application is filed on October 16, 1993, is entitled to file with the Interstate Commerce Commission written comments concerning the proposed abandonment and discontinuance or protests to it. Protests must contain the following:

- (1) Protestant's name, address and business.
 - (2) A statement describing protestant's interest in the proceeding including:
 - (i) A description of protestant's use of the line;
 - (ii) If protestant does not use the line, information concerning the group or public interest it represents; and
 - (iii) If protestant's interest is limited to the retention of service over a portion of the line, a description of the portion of the line subject to protestant's interest (with milepost designations if available).
 - (3) Specific reasons why protestant opposes the application including information regarding protestant's reliance on the involved service [this information must be supported by affidavits of persons with personal knowledge of the fact(s)].
 - (4) Any rebuttal of material submitted by applicant.
 - (5) If an oral hearing is desired, a request for and reasons why an oral hearing is necessary.
- In addition, a commenting party or protestant may provide a statement of position and a summary of evidence regarding:
- (i) Intent to offer financial assistance;
 - (ii) Environmental impact;
 - (iii) Impact on rural and community development;
 - (iv) Suitability of the properties for other public purposes;
 - (v) Recommended provisions for protection of the interests of employees; and
 - (vi) Prospective use of the right-of-way for interim trail use and rail banking under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29.

Written comments and protests will be considered by the Commission in determining whether an investigation is needed to assist in determining what disposition to make of the application. The Commission will automatically direct investigation if a protest is filed which demonstrates: (1) The protestant filed a feeder line application under 49 U.S.C. 10910; (2) the feeder line application involves any portion of the rail line involved in the abandonment or discontinuance application; (3) the feeder line application was filed prior to the date the abandonment or discontinuance application was filed; and (4) the feeder line application is pending before the Commission. If an investigation is conducted, the commenting party or protestant may participate in the proceeding as its interests may appear.

Those parties filing protests to the proposed abandonment and discontinuance should be prepared to participate actively in either oral hearing or through the submission of additional material in the form of verified statements. Parties seeking information concerning the filing of protests should refer to 49 C.F.R. 1152.25.

Written comments and protests should indicate the proceeding designation No. AB-33 (Sub-No.83) and should be filed with the Secretary, Interstate Commerce Commission, Washington, D.C. 20423, no later than November 15, 1993. Interested persons may file a written comment or protest with the Commission to become a party to this abandonment and discontinuance proceeding. A copy of each written comment or protest shall be served upon the representative of the applicant, Joseph D. Anthofer, General Attorney, 1416 Dodge Street, Omaha, Nebraska 68179. The original and 2 copies of all comments or protests shall be filed with the Commission with a certificate of service.

If no protests are received within 30 days after the application is filed, the Commission will grant the abandonment and discontinuance request and issue a certificate which permits the abandonment and discontinuance to occur within 75 days after the application is filed.

The line sought to be abandoned and discontinued will be available for subsidy or sale for continued rail use, if the Commission decides to permit the abandonment and discontinuance, in accordance with applicable laws and regulations (49 U.S.C. 10905 and 49 C.F.R. 1152.27). Applicant will promptly provide upon request to each interested party an estimate of the subsidy and minimum purchase price required to keep the line in operation. The carrier's representative to whom inquiries may be made concerning sale or subsidy terms is Joseph D. Anthofer, General Attorney, 1416 Dodge Street, Omaha, Nebraska 68179.

Persons seeking further information concerning abandonment procedures may contact the Interstate Commerce Commission's Office of Proceedings or refer to the full abandonment or discontinuance regulations at 49 C.F.R. Part 1152. Questions concerning environmental issues may be directed to the Commission's Section of Energy and Environment.

A copy of the application will be available for public inspection on or after October 16, 1993, at each agency station or terminal on the line proposed to be abandoned or discontinued. If there is no agency station on the line, the application shall be deposited at any agency station through which business for the line is received or forwarded which is Union Pacific's National Customer Service Center, 210 N. 13th Street, St. Louis, MO 63103. The toll free telephone number is 1-800-272-8777, 24 hours a day, seven days a week. The carrier shall furnish a copy of the application to any interested person proposing to file a protest or comment, upon request.

An environmental assessment (or environmental impact statement, if necessary) prepared by the Section of Energy and Environment will be served upon all parties of record and upon any agencies or other persons who commented during its preparation. Any other persons who would like to obtain a copy of the EA (or EIS) may contact the Section of Energy and Environment. EAs in these abandonment proceedings normally will be made available within 33 days of the filing of the application. The deadline for submission of comments on the EA will generally be within 30 days of its service. The comments received will be addressed in the Commission's decision. A supplemental EA may be issued where appropriate.

UNION PACIFIC RAILROAD COMPANY September 17, 1993

Justice Court Report

The Justice Court office at the courthouse annex building in Heppner reports handling the following business during the past week:

Evan L. Rill, 67, Heppner-Truck Speeding, 78 mph in a 55 mph zone, \$55 fine;

Kris J. Hale, 26, Gardnerville, NV.-Driving While Suspended, \$382 fine;

Dina Ruiz, Pendleton-Disorderly Conduct, \$111 fine, 60 days in jail, jail sentence suspended with 18 month probation with no further violation of the law excluding minor traffic;

Ivy Lundgren, Heppner-Disorderly Conduct, \$111 fine, 60 days in jail, jail sentence suspended with 18 months probation with no further violation of the law excluding minor traffic;

Theo Greenup, Heppner-Disorderly Conduct, \$111 fine, 60 days in jail, jail sentence suspended with 18 months probation with no further violation of the law excluding minor traffic

Chamber Chatter
By Claudia Hughes, Chamber Manager

Many rural problems and misunderstandings occur as a result of never having "walked a mile in someone else's moccasins." If small business owners, ranchers, teachers, mill workers, government employees, clerks, etc. could switch occupations for a day, we would learn a great deal; 2) probably wouldn't be so quick to criticize; and 3) would likely see results comparable to the following story from "Bits & Pieces".

A certain sea captain and his chief engineer argued as to which of them was the more important to the ship. Failing to agree, they resorted to the unique plan of swapping places.

The Chief ascended to the bridge and the Captain went into the engine room. After a couple of hours the Captain suddenly appeared on the deck covered with oil and soot.

"Chief," he yelled, wildly waving aloft a monkey wrench. "You'll have to come down here; I can't make 'er go!"

"Of course you can't," replied the Chief. "We're aground."

Chamber speaker for Tuesday, October 12, will be Stan Foster of CAPECO. See you then.

D.A.'s Report

The Morrow County District Attorney's office reports handling the following business during the past month:

A 28-count complaint has been filed against four Irrigon juveniles in connection with an incident at the Irrigon Marina on August 22, according to Morrow County District Attorney Earl R. Woods, Jr.

Woods said that the juveniles cut through a chain link fence surrounding the marina, entered the marina, vandalized boats and stole property.

A jury trial has been set for Oct. 6 for Lee Padberg and Robert Harrison, both of Lexington. The two have been charged with two counts of taking water from Willow Creek without a permit.

Dina Ruiz, Pendleton, and Theo Greenup, Heppner, both plead guilty to disorderly conduct in connection with an incident behind Cal's Restaurant in Heppner in April.

Ruiz and Greenup were sentenced to 60 days in jail. The jail sentence was suspended with 18 months probation with no further violation of the law.

Two Boardman area juveniles have been charged with dropping rocks off the overpass at the Boardman Interstate 84 interchange on Sept. 10.

The rocks struck the windshield of an 18-wheeler truck passing underneath the overpass. According to Woods, the driver of the vehicle barely escaped serious injury. Woods credits the Morrow County Sheriff's Office and deputy Steve Myren with apprehension of the juveniles.

James Roderick Random Mabe, 24, Boardman, has been arrested for possession of methamphetamines and possession of pornographic materials.

A trial date has been set for Oct. 7.

Oregon Wheat Commission to hold business meeting

The next regular meeting of the Oregon Wheat Commission will be held Friday, Oct. 15 beginning at 9 a.m. in the Oregon Trail Room of the Red Lion-Indian Hills, Pendleton.

The Oregon Wheat Commission complies with the Americans with Disabilities Act (ADA). The

ADA prohibits discrimination against persons with disabilities. Anyone wishing to attend the meeting needing special accommodations contact the Oregon Wheat Commission 48 hours in advance at 503 229-6665, TDD 503 373-7776.

All commission meetings are open to the general public.

WCCC Golf

Men's Cross Country

Forty-one golfers competed in the 1993 Cross Country Tournament held at the Willow Creek Country Club Sept. 19. The course layout was changed and par became 68 instead of the usual par 60.

Gary Watkins shot even par on the front nine and finished seven over to take his first Cross Country title. John Murray defeated Ron Bowman on the first hole of a playoff for low net honors. "To show how difficult the course was the average score was 94, 26 over par," said a spokesperson for the event.

Trophies were awarded to the first three places gross and net. Results are as follows:

Gross: first-Gary Watkins 75, second-Ron Bowman 78, third-George Waterland 80; fourth-Greg Grant 84, a tie for fifth-Dave Gunderson and Jay Straley 86.

Net: first-John Murray 68, second-Ray Reid 70, third-Pete Pearson 72, fourth-Barry Munkers 74, a tie for fifth-Gene Sonstegard, Duane Disque, Jerry Martin 75.

Special events: K.P. #1 John Murray, K.P. #13 Dave Gunderson, K.P. #15 Greg Grant, K.P. second shot #17 Gary Watkins; long drive-Dave Gunderson; least putts-Greg Grant 25; high score-Rusty Estes 112.

**PUBLIC NOTICE
NOTICE OF
SHERIFF'S SALE**

On the 9th day of November, 1993 at the hour of 10:00 o'clock, A.M. Standard of Time in accordance with ORS 187.110, at the front door of the Morrow County Courthouse in Heppner, Oregon, I will sell at Public Auction all the right, title, claim and interest of Morrow County to the highest bidder the following described real property located in Morrow County, Oregon, to-wit:

Parcel No. 1
Legal Description: Lot 1, Block 2 of Osterkamp Addition to the City of Irrigon (Tax Lot 5N2625AA-700), Morrow County, Oregon, SUBJECT TO any and all encumbrances of record.

Minimum Price: \$6,000.00
Market Value: \$6,000.00
Terms: Cash in full at the time of sale.

Said sale is made under an Order issued out of the County Court of the State of Oregon for Morrow County to me directed: In the Matter of Real Property owned by Morrow County and Directing Sheriff to Conduct Sale dated August 25, 1993. The minimum price which may be accepted for the property is fixed by Order of the County Court and stated with the parcel described above.

ROY L. DRAGO, Sheriff
Morrow County, Oregon
By: Pauline Winter
Chief Civil Deputy
Published: October 6, 13, 20 and 27, 1993

**PUBLIC NOTICE
ROAD CLOSURE FOR FER-
TILIZATION PROJECT**

The Heppner Ranger District will have Forest Road 2500 around Henry Creek closed during the day except to intermittent traffic. The closure will be in effect for 2 to 3 days between October 14 and October 22 while a helicopter is fertilizing forest stands in the area. A road block will be in place during the project at approximately one and one-half miles west from the junction of Forest Road 2500 and Forest Road 2516, and another approximately 3 miles further west. Traffic will be allowed to pass at intervals of 30 minutes or less.
Published: October 6, 1993

PUBLIC NOTICE

1993 COMMERCIAL
FIREWOOD SALES
USDA Forest Service
Umatilla National Forest
Heppner Ranger District
Morrow County, Oregon

On September 24, 1993 Heppner District Ranger, Delanne Ferguson, made a decision to implement the 1993 Commercial Firewood Sales on the Heppner Ranger District. This project will salvage dead standing and down trees in two separate sales in order to improve forest health while reducing fire hazard and the number of danger trees. The Herren Sale will salvage approximately 180 cords on 12 acres, and the Driveway Sale will salvage about 110 cords on 5 acres. No clearcutting is involved with this project and existing roads will be used.

The Decision Memo and associated project file are available upon request from the Heppner Ranger District, P.O. Box 7, Heppner, OR 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. Notices of Appeals must meet the requirements of 36 CFR 217.9.
Published: October 6, 1993

1 CARD OF THANKS

We want to thank the medical staff and ambulance crew at Pioneer Memorial Hospital for the good care Harold received. We also want to thank our friends and neighbors for the phone calls and cards of concern when Harold had his accident. It was all most appreciated.
Harold and Mary Wright
10-6-1p

A million cheers for the quick action of the Heppner Fire Fighters. May God bless each and every one of you. Most certainly you were a blessing to me. What a helpless feeling it was to watch the flames racing up the hill towards Erna's two horses that were backed up against the barb wire fence at the end of the pasture; and the pole fence on fire in the bottom of the canyon with flames roaring in the dry grass a short ways from the barn full of hay.

A million thanks to those efficient firemen, doesn't really seem adequate words for the marvelous service that they performed for us. And we do extend our most heartfelt thanks to them and our neighbors who came to our aid. Another thing to be thankful for was the fact that Lester Corwin saw the flames coming over the hill and he woke me up so that I could call 911. I didn't realize that fire fighting was such a nerve racking job until after you good people had gone back to town. I spent the rest of the day in bed with an upset stomach.
Most sincerely,
Lois Winchester
10-6-1p

2 NOTICES

Dear In Training,
Both messages joyfully received. Won't be home. Want to talk. Call information for phone #. Missing you. 10-6-1p

**WRIGHT CHEV.
INC.**

Oldsmobile

Check out our on the spot financing.....
GMAC contract or lease!

Specially trained technicians in shop with special tools for hi-tech engines

**Personalized Service
WRIGHT CHEV.
INC.**

Herb Wright
Bill MacInnes
Bill MacInnes, Jr.
763-4175
Fossil, Oregon