

## Heppner Elementary names March students of the month

Heppner Elementary School has named the March Students of the Month. Following are the students who have been selected:

Citizenship-Jordan Jones, Garrett Robinson, Jared Huddleston, Ashley Wolff, Taylor Disque, Tony Lankford, Mahaley Huddleston, Luke Basile, Ben McCarl, Justin Yocom, Baillie Keithley, Michael Hawks, Andrew Bara, Zach Hintz, Conner Pappas.

Hard work-Jake VanDoorn, Colton Hanson, Jessica Heliker,

Caleb Maben, Matt Holland, Spencer Palmer, Colter Raver, Tyler Robinson, Shaelee Arbogast, Tim Nelson, Jacob Moore, Hanna Lovgren, Megan Orr, Cyde Coil, Teri Straley, Joe Armato, Hannah Jones, Logan Wanous.

Kindness-Larissa Gray, Emily McDaniel, Amber Gray, Johnathan Hendricks, Cortney Burford, Dillion Lutcher, Jake VanDoorn, Baillie Keithley, Regi Seitz, Stephanie Irby, Edgar Ramirez, Jared Hedman, Katy West, Seth Palmer.

## Chorale, singers to present program

The Inland Northwest Chorale and Willow Creek Singers will present "Songs of the Spirit" on Saturday, April 28, at 7:30 p.m. in the Lexington Baptist Church at 170 "B" Street in Lexington. This is a free concert and everyone is

invited to attend.

The group is directed by R. Lee Friese. These groups are both member organizations of the Inland Northwest Musicians.

For more information, call 966-6649 or 276-1748.

## PUBLIC NOTICE

### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed made by PETER L. MAHNOKINI and FLORENCE A. MAHNOKINI, as grantor, to FIRST AMERICAN TITLE INS. CO., as trustee, in favor of BANKAMERICA HOUSING SERVICES, A DIVISION OF BANK OF AMERICA, FSB, as beneficiary, dated May 13, 1997, xx..., recorded June 27, 1997, xx..., in the mortgage records of Morrow County, Oregon, in book/xxx No. M at page 58744, xxxxxx covering the following described real property situated in said county and state, to-wit:

Lot 9, Maple Leaf Terrace, in the City of Irrigon, County of Morrow, and 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 Oregon Revised Statutes 86.735(3); the default for which the foreclosure is made is grantor's failure to pay when due the following sums:

See attached Exhibit "A"

By reason of said default the beneficiary has declared all sums owing on the obligation secured by said trust deed immediately due and payable, said sums being the following, to-wit:

See attached Exhibit "A"

WHEREFORE, notice hereby is given that the undersigned trustee will on May 25, 2001, xx..., at the hour of 12:00 o'clock P.M., in accord with the standard of time established by ORS 187.110, at Morrow County Courthouse, 100 Court Street 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 grantor of the said trust deed, together with any interest which the grantor or grantor's 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 ORS 86.753 has the right, at any time prior to five days before the date last set for the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of the principal as would not then be due had no default occurred) and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or trust deed, and in addition to paying said sums or tendering the performance necessary to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and trust deed, together with trustee's and attorney's fees not exceeding the amounts provided by said ORS 86.753.

In construing this notice, 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, and the words "trustee" and "beneficiary" include their respective successors in interest, if any.

DATED JANUARY 4, 2001

/s/ JAMES P. LAURICK  
Successor Trustee

State of Oregon, county of ..... ss:

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee and that the foregoing is a complete and exact copy of the original trustee's notice of sale.

Attorney for said Trustee

EXHIBIT "A"

### DEFAULT AMOUNT

Payment Date	Amount	Insurance
1/13/00	\$0.00	\$16.42
2/13/00	\$431.37	\$17.84
3/13/00	\$431.37	\$17.84
4/13/00	\$431.37	\$17.84
5/13/00	\$431.37	\$17.84
6/13/00	\$488.89	\$17.84
7/13/00	\$488.89	\$17.84
8/13/00	\$488.89	\$17.84
9/13/00	\$488.89	\$21.32
10/13/00	\$488.89	\$0.00
11/13/00	\$488.89	\$20.27
12/13/00	\$488.89	\$0.00
TOTAL	\$5,147.71	\$182.89

### TOTAL DUE AND OWING

Principal	\$54,302.34
Interest (as of December 8, 2000)	\$ 4,735.52
Late Charges	\$ 62.58
Less Credit	\$ 1.42
Total	\$59,099.02

Per diem of \$15.44

Published: April 4, 11, 18 and 25, 2001  
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## PUBLIC NOTICE

### TRUSTEE'S NOTICE OF SALE

Reference is made to that certain trust deed executed and delivered by Charles J. Fasciona, Jr. and Mary E. Fasciona, as grantors, to AmeriTitle, as trustee, to secure certain obligations in favor of Mike Smith, as beneficiary, dated May 14, 1998, recorded July 16, 1998, in the mortgage records of Morrow County, Oregon, in Book M, page 54787 and re-recorded on September 16, 1998, in Book M, page 55632, covering the following described real property situated in said county and state, to-wit:

Beginning at a point 843.00 feet West of the Southeast corner of Section 23, Township 5 North, Range 26, East of the Willamette Meridian, in the County of Morrow and State of Oregon, said point being the True Point of Beginning of this description; Thence North 610.00 feet to the South boundary of the old Highway No. 730' Thence Westerly along the South boundary of said Highway 730, 545.00 feet; Thence Southerly 635.00 feet to the South boundary of Section 23; Thence Easterly along the Section line 545.00 feet to the true point of beginning of this description.

Also known as Lots 1 through 6 of Sunnyside Park Subdivision, Morrow County, Irrigon, 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 to foreclose said deed by advertisement and sale; the default for which the foreclosure is made is grantor's failure to pay when due the following sums owing on said obligations, which sums are now past due and owing:

Delinquent installments:  
Principal \$ 26,942.89  
Interest \$ 1,049.67  
Delinquent real property taxes \$ .00  
Other liens constituting defaults \$ .00

By reason of said default the beneficiary has declared the entire unpaid balance of all obligations secured by said trust deed together with the interest thereon, immediately due, owing and payable, said sums being the following, to-wit:

Delinquent installments:  
Principal \$ 26,942.89  
Interest \$ 1,049.67  
Delinquent real property taxes \$ .00  
Other liens constituting defaults \$ .00

A notice of default and election to sell and to foreclose was duly recorded February 23, 2001, in Book M, page 406, of said Morrow County, Oregon mortgage records, reference thereto hereby being expressly made.

WHEREFORE, NOTICE IS HEREBY GIVEN that the undersigned successor will on Friday, the 13th day of July, 2001, at the hour of 10:00 o'clock, a.m. Pacific Daylight Savings Time, as established by Section 187.110, Oregon Revised statutes, at the Morrow County Courthouse, 100 Court Street, 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 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment of the entire amount due (other than such portion of said principal as would not then be due had no default occurred) together with costs, trustee's and attorney fees at any time prior to five days before the date last set for the sale.

In construing this notice and whenever the context hereof so requires, 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, and their successors in interest; the word "trustee" includes any successor trustee and the word "beneficiary" includes any successor

in interest of the beneficiary named in the trust deed.

DATED at Heppner, Oregon this 26th day of February, 2001.

/s/ William J. Kuhn,  
Attorney for Successor Trustee  
STATE OF OREGON )  
)ss.  
County of Morrow )

I, the undersigned, certify that I am the attorney or one of the attorneys for the above named trustee; that I have carefully compared the foregoing copy of trustee's notice of sale with the original thereof and that the foregoing is a true, correct and exact copy of the original trustee's notice of sale and of the whole thereof.

DATED at Heppner, Oregon, this 26th day of February, 2001.  
/s/ William J. Kuhn,  
Attorney for Successor Trustee  
Published: April 4, 11, 18, 25, 2001  
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## PUBLIC NOTICE

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MORROW JOHN L. BRITT and NELLA L. BRITT,

husband and wife,

Plaintiffs,

vs.

The unknown heirs of WILMA McTIMPENY, aka Wilma M. McTimpeny, deceased,

Defendants.

Case No. 01 CV027

SUMMONS

(Quiet Title)

NOTICE TO: THE HEIRS OF WILMA McTIMPENY aka Wilma M. McTimpeny

NOTICE TO DEFENDANT: 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" must be given to the court clerk or administrator within thirty (30) days from the date of first publication to this Summons as set forth below, along with the required filing fee. It must be in proper form and have proof of service on Plaintiffs' attorney or, if the Plaintiffs do not have an attorney, proof of service on the Plaintiffs.

If you have any questions, you should see an attorney immediately. If you need help in finding an attorney, you may call the Oregon State Bar's Lawyer Referral Service at (503)684-3763 or toll free in Oregon at (800)452-7636.

SUMMARY STATEMENT

In accordance with ORCP 7 D(6)(a), you are notified that the object of the Complaint and demand for relief is to quiet title of the real property described below in Plaintiffs and eliminate any estate, title or interest, if any, of said Defendants therein or any part thereof, to wit:

All of Lot Five (5), Block Four (4) in Jones' Addition to Heppner, Morrow County, Oregon, EXCEPT: The following described tract sold to the City of Heppner on the 18th day of April, 1938, described on the Deed Record 41610 as follows: Beginning at the Southwest corner of Block Four (4), Jones' Addition to the City of Heppner, Oregon, thence East along the South side of said Block Four (4) seventy (70) feet, thence in a Northwesterly direction to a point thirty-nine (39) feet East of the Northwest corner of Lot Five (5) of said Block Four (4), thence West along the North line of said Lot Five (5), thirty-two (32) feet to the Northwest corner of said Lot Five (5), thence South to the place of beginning.

The date of first publication of this SUMMONS is the 28 day of March, 2001.

FLOYD C. VAUGHAN,  
OSB #78416  
Trial Attorney, of Attorneys for Plaintiffs  
1950 3rd Street - P.O. Box 965  
Baker City, OR 97814  
(541) 523-4444  
Published: March 28, April 4, 11 and 18, 2001  
Affid

## Correction

A story about the Lexington Grange that appeared in last week's Gazette-Times was incorrect.

The Grange has nearly 300,000 members in 3,600 local granges across 37 states, not 300.

**WE PRINT LETTERHEAD**  
Heppner Gazette-Times

## PUBLIC NOTICE

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MORROW Probate Department In the Matter of the Estate of: MARGUERITE LOUISE DeZOETE,

Deceased.

No. 01 PR 009  
NOTICE TO INTERESTED PERSONS

Notice is given that the undersigned has been appointed and has qualified as the personal representative of the estate. All persons having claims against the estate are required to present it, 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 Kuhn & Spicer, 269A N. Main Street, P.O. Box 428, 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 April 4, 2001.

/s/ Leo G. DeZoete,  
Personal Representative  
63118 Rhea Creek Road  
Ione, OR 97843  
Published: April 4, 11, 18, 25, 2001  
Affid

## PUBLIC NOTICE

REQUEST FOR COMMENTS HEPPNER RANGER DISTRICT FY 2001 PRECOMMERCIAL THINNING CE

The Heppner Ranger District is conducting an Environmental Analysis on the proposed Lodgepole pine and mixed species precommercial thinning. All units are located either in Wheeler County or Morrow County Oregon and cover 14 subwatersheds on the Heppner Ranger District.

The District proposes to precommercial thin dense stands of lodgepole pine and some mixed species stands to a more acceptable stocking level and lead the stands toward a more desirable future condition.

If approved, this project would be completed during the fall of 2001. Please contact Michael Burns at the address below for a full project description and map.

Comments regarding this project must be received by May 17, 2001. Written comments should be addressed to Andrei Rykoff, District Ranger, P.O. Box 7, Heppner, OR 97836. Oral comments can be submitted by telephone at (541) 676-9187.  
Published: April 18, 2001

## PUBLIC NOTICE

The Council for the City of Heppner, Oregon will conduct a public hearing at 7:00 P.M. on May 14, 2001 at Heppner City Hall, 188 North West Willow Street regarding a violation of City Ordinance No. 474, an ordinance Abating Nuisance for Accumulation of Solid Waste and Fire Hazards.

The following property is in violation of the ordinance because of deposits of solid wastes scattered about the premises that create a fire hazard and harborage for rodents and insects and is injurious to the health, safety and general welfare of the people.

1. 485 S Court St., Map 2S 26 35BC, Lot #9700  
2. 280 S Matlock, Map 2S 26 35BC, Lot #8600  
3. 475 Water St., Map 2S 26 27DD, Lot #1400  
Published: April 18, 2001

## DA's Report

Morrow County District Attorney David C. Allen has released the following report:

Noe Emanuel Sanchez plead guilty to Criminal Trespass 2. He was sentenced to 12 months' probation and ordered to have no offensive physical contact with the victim. Sanchez also plead guilty to Assault 4 and Harassment 2. He was sentenced to 180 days in jail, suspended on the condition that he complete all conditions of probation, and 24 months' bench probation. He was also ordered to have no offensive contact with the victim and to complete an alcohol program, a domestic violence program and pay \$1,369 in fines, fees and assessments.

Chamber programs ahead: next week, secretaries will be honored; May 1, all entities report; May 8, Commission On Children and Families; May 15, FiberOptic Loop; May 22, Representative Smith conference call. The chamber is currently meeting at G & D's Linger Longer restaurant.

Thought for the week: "Opportunities are never lost; someone will take the ones you miss."

## PUBLIC NOTICE

### NOTICE OF HEARING

The Morrow County Court will hold a public hearing at 10:00 a.m. on Wednesday, May 2, 2001, at the Morrow County Courthouse, 100 Court Street, Heppner Oregon to hear public comment upon the issue of annexation of territory into the Heppner Rural Fire Protection District. The territory proposed to be annexed takes in approximately 7,670 acres. The purpose of the annexation is to provide the services of the district to the property of the petitioners. The legal description of the property to be annexed is as follows: Beginning at a point that is the NE corner of Section 22, Township 3 South, Range 25 EWM; thence West along the section line to the SE corner of the SW 1/4 of Section 16; thence North 990 feet; thence West 1320 feet; thence Southwesterly to the intersection with the North-South centerline of Section 20 that is 1650 feet North of the center of Section 20; thence South 1650 feet to the center of Section 20; thence West to the Northwest corner of the SW 1/4 Section 20; thence South to the Southwest corner Section 20; thence West to the Northwest corner Section 30; thence South to the Southwest corner Section 31; thence continuing South along the section line of Section 6, Township 4 South, Range 25 EWM to the Southwest corner of said Section 6; thence East to the Southeast corner Government Lot 4 Section 6; thence South to the Northeast corner Government Lot 4 Section 7; thence East to the intersection with the Northerly line of County Road; thence Northeasterly along Northerly line of County Road to the intersection with the East line of the SW 1/4 NW 1/4 Section 8; thence North to the Southwest corner of NE 1/4 NW 1/4 Section 8; thence East to the intersection with the Northerly line of State Highway 207; thence Northeasterly along the Northerly boundary line of said State Highway to the intersection with the North line of Section 3; thence West along the North line of Section 3 to the Northwest corner; thence North to the Northeast corner of the SE 1/4 SE 1/4 of Section 33, Township 3 South, Range 25 EWM; thence West to the Northwest corner of the SW 1/4 SE 1/4; thence North to the Northwest corner of the SE 1/4; thence East to the Southeast corner of the SW 1/4 NE 1/4 Section 28; thence East to the Southeast corner of the SW 1/4 NE 1/4 Section 27; thence North to the Northeast corner of the NW 1/4 NE 1/4; thence East to the Northeast corner Section 27; thence North to the point of beginning.

Any person may appear and be heard.  
Published: April 18 and 25, 2001

## Chamber Chatter

By Claudia Hughes  
Chamber Executive Director

Next week the Heppner Chamber of Commerce will celebrate Secretaries' Day on Tuesday, April 24, with lunch at the Elks, catered by the Lady Elks. Spouses are welcome to attend. Chamber members are asked to respond by Friday, April 20, to the chamber at 676-5535. Entertainment will be provided.

New members joining the chamber are Dr. Kenneth and Bonnie Wenberg, who keep busy running the Willow Creek Clinic and Artisan Village. For those who haven't visited the Artisan Village, go by and take a peek. Locals testify that making baskets is a great craft and addictive. Just ask our Thursday chamber volunteer Ginger Keithley. Also added to the chamber roster is Richard Maxwell Construction. Welcome all.

What a busy weekend ahead for Heppner. Let's hope spring returns as people walk the MS Walk, starting with breakfast at All Saints Episcopal Church; participate in the South Morrow County Golf Tournament at Willow Creek Country Club; or attend the High School Rodeo and the Queen's Coronation at the Morrow County Fairgrounds. Heppner, "We Feel Good All Over."

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