

**Obituaries**

**Mary Elizabeth Rigby**

Graveside funeral services for Mary Elizabeth Rigby, Gresham, formerly of Ione, were held on November 29, 2001, at the Lincoln Memorial Cemetery.

Mrs. Rigby died on November 21, 2001, in Gresham.

She was born Mary Elizabeth Trobaugh, on December 3, 1914, at Pontiac, Illinois. She was raised in Manson, Washington, and graduated from the University of Washington. She was a teacher for the Oregon School for the Blind in Salem.

She married Grant Rigby in 1940. He died in 1991 and she moved to Gresham that year.

Mrs. Rigby is survived by sons, Bruce Rigby, Boring, Grant M. Rigby, Los Angeles, CA, and John Rigby, Salem; a daughter, Trova Porter, Portland; five grandchildren and two great-grandchildren.

Bateman Carroll Funeral Chapel in Gresham was in charge of arrangements.

**Charles E. "Charlie" Heard**

Charles E. "Charlie" Heard, 88, of Milton-Freewater, died at his home on Thursday, December 13, 2001, just eight days before his 89th birthday.

Private burial was held Monday, December 17, 2001, at Olney Cemetery in Pendleton. Mr. Heard was buried next to his father. A memorial gathering will be held at a picnic in the spring.

Charles Edward Heard VII, was born December 21, 1912, at Pendleton, to Charles Edward and Annie Margaret Tullis Heard. He attended local schools and graduated from Pendleton High School in 1931. He continued his education at Eastern Oregon Normal and was the first junior college student. He won a tuition scholarship to journalism school in Berkeley, California.

While attending Eastern Oregon, he met Dorothy Lake whom he married on September 5, 1937. The couple observed their 64th wedding anniversary this year. They had two children, Don and Judy.

Mr. Heard worked for the East Oregonian for a time before entering the U.S. Navy for two years during World War II.

In 1947, the family bought the Joseph Herald at Joseph. They started the Valley Herald at Milton-Freewater in 1956 and later owned the Cashmere Valley Record in Cashmere, Washington. The Pilot Rock News and also the Heppner Gazette-Times.

Mr. and Mrs. Heard enjoyed traveling and had visited Russia, France, Germany, Austria, England, Scotland and Ireland. They had also passed through the Panama Canal and had visited Canada, Alaska and Hawaii.

Through the years, he held various offices in the chamber of commerce, on city councils, in Rotary, the Elks, Masons, American Legion and his church.

Survivors include his wife, Dorothy, at the home; son, Don Heard of Lake Oswego; daughter, Judy Becker of Gold Beach; three grandsons, Michael Becker, Gary Becker and Christopher Becker; and many other relatives. He was preceded in death by his parents, by his stepfather, by brother Sam Young and sister, Peggy Young.

Memorial contributions may be made to the Milton-Freewater Library Fund through the Munselle-Rhodes Funeral Home, 902 S. Main Street, Milton-Freewater, Oregon 97862.

**Beulah E. Batty Ogletree**

Beulah Evelyn Batty Ogletree, 96, of Heppner, died Tuesday, December 11, 2001, at Pioneer Memorial Nursing Home in Heppner.

A graveside service was held Monday, December 17, 2001, at the Heppner Masonic Cemetery.

She was born June 27, 1905, at Wapinitia, Oregon, to Joseph and Jessie Batty. The family moved to Morrow County in 1915, settling on a wheat ranch at Eightmile near Heppner.

She attended Eightmile Grade School, then attended school at Hardman where she graduated from high school. She earned her teaching certificate from Monmouth Normal School, then taught school at Eightmile, Gooseberry, Rood Canyon, Athena, Kinzua and Spray. She also taught in Heppner for a number of years before moving to Brookings Harbor on the Oregon Coast where she taught for 20 of her 40 years of teaching.

She married Mitchell Bell in 1930.

The couple later divorced. On June 30, 1941, she married Douglas Ogletree at Clarkston, Washington. Mr. Ogletree died in 1963.

Mrs. Ogletree retired in 1964 and moved to Grants Pass in 1965, where she lived for 20 years. She lived at Salem for a short time before moving to Heppner in 1991.

She was active in the Oregon Education Association while teaching at Brookings Harbor.

Survivors include son, Mitchell Vern Bell of Heppner; brothers, Raymond Batty of Heppner and Gilbert Batty of Brookings; one grandchild, one great-grandchild and one great-great-grandchild. She was preceded in death by brothers, Louis Batty and Kenneth Batty.

Memorial contributions may be made to Pioneer Memorial Nursing Home, P.O. Box 9, Heppner, Oregon 97836.

Sweeney Mortuary was in charge of arrangements.

**Weather Report**

By the City of Heppner

For the month of November			
	High	Low	Precip.
11/1	58	40	.02
11/2	55	41	.02
11/3	65	37	.00
11/4	61	33	.00
11/5	62	34	.00
11/6	54	30	.00
11/7	49	28	.00
11/8	54	22	.00
11/9	47	22	.00
11/10	46	26	.00
11/11	49	25	.00
11/12	48	26	.00
11/13	55	26	.00
11/14	61	51	.10
11/15	64	61	.00
11/16	67	46	.02
11/17	51	37	.33
11/18	51	29	.02
11/19	54	32	.00
11/20	58	38	.05
11/21	57	34	.08
11/22	54	38	.17
11/23	57	35	.00
11/24	50	31	.00
11/25	43	27	.17
11/26	46	24	.03
11/27	46	25	.00
11/28	43	38	.11
11/29	46	43	.00
11/30	46	40	.00

**Chamber Chatter**

By Claudia Hughes  
Chamber Executive Manager

As 2001 draws to a close, may each and everyone experience the joys of the season:

**M**ake music and lasting memories.

**E**nvision the future yet enjoy each day.

**R**each out to others, forgive and forget.

**R**ecognize the simple gifts, true blessings.

**Y**ield to new ideas.

**C**elebrate real moments.

**H**ave a hearty laugh for your health.

**R**emember the reason for the season.

**I**nvest time in observing nature, wildlife, snowflakes.

**S**hare treasures of your heart.

**T**ake time to really look at and listen to others.

**M**anage hugs on a daily basis.

**A**sk for help if you need it.

**S**ay a prayer for peace.

"Happy Holidays" from the Heppner Chamber of Commerce.

**PUBLIC NOTICE**

**FORECLOSURE**

**NOTICES OF:**

- (1) DEFAULTS;
- (2) RIGHT TO CURE;
- (3) ELECTION TO SELL; AND
- (4) SALE

**YOU ARE NOTIFIED THAT:**

All words and phrases herein which have the first letters thereof capitalized are defined on the attached Identifying Data of Mortgage or Deed of Trust, consisting of one page.

(1) **NOTICE OF DEFAULTS.** Certain Defaults Causing Foreclosure have occurred on the Deed of Trust or Mortgage Being Foreclosed.

(2) **NOTICE OF RIGHT TO CURE.** You have a right to stop all actions to collect this debt. To do so you must pay money (including but not limited to delinquent payments, costs, attorneys fees and trustee's fees) and/or perform certain acts. If you wish to know exactly what money must be paid and/or what actions need to be performed, please call the undersigned's office at the phone number stated.

Your cure or reinstatement rights and your redemption rights are attached to the copies hereof that are mailed, served, and posted.

(3) **NOTICE OF ELECTION TO SELL.** Because of those Defaults Causing Foreclosure, the

undersigned has elected and intends to sell or cause to be sold the Real Estate. The effect of such a sale will be to deprive all persons who claim an interest in the Real Estate of any right thereto, except as otherwise provided by law. This election will be nullified if the above right to cure is properly exercised.

(4) **SALE.** Because of the Defaults Causing Foreclosure, to partially or fully pay the debt secured by the Deed of Trust or Mortgage Being Foreclosed, and pursuant to the power of sale therein, the Real Estate will be sold at public auction without warranties or guarantees at the following date, time and place:

Date of Sale: 3/7/02  
Place of Sale: Morrow County Courthouse 100 Court St., Heppner, OR 97836

Time of Sale: 10:00am

(5) **GOVERNMENTAL CLAIMS.** To the copies of these Notices which are mailed, served or posted, there are attached copies of the written recorded claim of any governmental agency against the Real Estate and the independent notices which the law requires to be mailed to any such governmental agency to terminate their rights to the Real Estate.

/s/ Philip M. Kleinsmith  
Attorney for Present Mortgagee(s) and/or Substitute Trustee Oregon Attorney Registration No. 89399  
6035 Erin Park Drive, Ste. 203  
Colorado Springs, CO 80918  
1-800-842-8417  
State of Colorado )  
County of El Paso )

On 9/25/01, before me, personally appeared Philip M. Kleinsmith, as said attorney and/or Substitute Trustee, personally known to me and/or proven to be said person whose name is subscribed to this Foreclosure Notices of: (1) Defaults; (2) Right to Cure; (3) Election to Sell; and (4) Sale consisting of four or more pages in total: two pages of Notices of: (1) Defaults; (2) Right to Cure; (3) Election to Sell; and (4) Sale, one page of identifying Data of Mortgage or Deed of Trust and one or more pages of Cure or Reinstatement Rights and Redemption Rights. That person acknowledged to me that said person executed the same in said person's authorized capacity and that by said person's signature on said instrument, the person or the entity on behalf of which the person acted, executed said instrument. Witness my hand and official seal.

/s/ LeeAnn Finnell-Humpal  
Signature of Notary

Typed Name and Address of Notary:  
LeeAnn Finnell-Humpal  
6035 Erin Park Drive  
Colorado Springs, CO 80918  
Identifying Data of Mortgage or Deed of Trust\*

**Defaults Causing Foreclosure:**  
Non-payment of periodic payments since: 05/01/2001

**Estimated Total Amount Owed On Deed of Trust or Mortgage\* Being Foreclosed on the Estimated Date of Foreclosure Sale**

Principal: ..... \$79,858.02  
Estimated Interest: ..... \$2,969.52  
Estimated Costs: ..... \$1,800.00  
Estimated Total: ..... \$84,627.54  
**Real Estate\*\* to be Sold:**

**Common Description:** 1359 East Idaho Avenue Irrigon, OR 97844  
**Assessor's Tax Parcel No.:**  
Unknown

**Legal Description:** LOT 1, EDGEWOOD VILLA, IN THE CITY OF IRRIGON, COUNTY OF MORROW AND STATE OF OREGON

Identifying Data of Deed of Trust or Mortgage\* Being Foreclosed Per Real Estate Records of County Stated in Legal Description:  
Dated: 09/27/2000  
Recorded: 10/03/2000  
Recording Data: M 2000-2222

**Original Principal Balance:** 80,000.00  
**Original Trustee:** Amerititle  
**Original Mortgagee(s)\*\*\* Name (s):** First Franklin Financial Corporation  
**Address(es):** 2150 N. First Street San Jose, CA 95131

**Present Mortgagee(s)\*\*\*Name(s):** Altegra Credit Company  
**Address(es):** 116 Allegheny Center Pittsburgh, PA 15212  
**Original Mortgagee(s)\*\*\*Name(s):** Rollin Bradfield Lisa Bradfield  
**Address(es):** 1359 East Idaho Avenue Irrigon, OR 97844

**Present Owner(s) Name(s):** Rollin Bradfield Lisa Bradfield  
**Address(es):** 1359 East Idaho Avenue Irrigon, OR 97844

\* Sometimes named "Trust Indenture"

\*\* Sometimes named "Mortgaged Property" or "Trust Property" or "Property"

\*\*\* Sometimes named "Beneficiary" or "Trustor"

Published: December 19, 26, 2001, January 2, 9, 2002

**PUBLIC NOTICE**

The City of Heppner and the Oregon Trail Library District will host a public meeting January 3, 2001, regarding the proposed Library/City Hall project. The purpose of the meeting is to discuss issues around the construction of a building to be used jointly by the library and the City of Heppner. This meeting is a public meeting and members of the public are invited and encouraged to attend. The meeting will be held January 3rd, at 7:00 PM, at St. Patrick's Senior Center dining room 190 N. Main Street, Heppner, OR.

Gerald W. Breazeale  
City Manager

Published: December 12, 19 and 26, 2001

**PUBLIC NOTICE**

TRUSTEE'S NOTICE OF SALE Reference is made to that certain trust deed made by Charles W. Pomeroy, as grantor(s), to Glenn H. Prohaska, as trustee, in favor of Conesco Finance Servicing Corp., as beneficiary, dated August 14, 2000, recorded August 18, 2000, in the mortgage records of Morrow County, Oregon, as MicroFilm No. M-2000-1834, covering the following described real property situated in said county and state, to wit:

Lot 6, Block 3, HONEYWILD ESTATES, in the County of Morrow and State of Oregon

which has the address commonly known as 1095 E. Knapp Street, Irrigon, Oregon 97844.

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:

\$ 3,053.31 Total delinquent monthly payment and late chgs. due as of 08/10/2001

\$ 3,053.31 TOTAL AMOUNT REQUIRED TO REINSTATE AS OF 08/10/2001

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

\$ 122,469.32 Principal balance of loan

\$ 122,469.32 TOTAL AMOUNT DUE AS OF 08/10/2001

WHEREFORE, notice hereby is given that the undersigned trustee will on January 11, 2002, at the hour of 11:30 o'clock A.M., in accord with the standard of time established by ORS 187.110, at front steps of 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 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 and 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: September 12, 2001  
Glenn H. Prohaska, Trustee  
4425 SW Corbett Ave., Portland, OR 97201

(503) 241-0020 Fax (503) 223-6212  
Published: December 5, 12, 19 and 26, 2001

Affid

**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:  
FRIEDA LORETA SLOCUM,  
Deceased.

No. 01 PR 030  
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 December 19, 2001.

(s) Peter W. Slocum  
Personal Representative  
Published: December 19 and 26, 2001, January 2 and 9, 2002

Affid

**PUBLIC NOTICE**

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

BANK OF EASTERN OREGON,  
An Oregon banking corporation,  
Plaintiff,

vs.  
JOSEPH L. WILHELM and  
MARINA D. WILHELM,  
Defendants.

No. 01CV162  
PUBLISHED SUMMONS  
TO: MARINA D. WILHELM, the above named defendant.

IN THE NAME OF THE STATE OF OREGON, you are hereby required to appear and defend the complaint 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, plaintiff for want thereof will apply to the above entitled Court for the relief prayed for in its complaint, to wit:

WHEREFORE, plaintiff demands judgment against the defendants, and each of them for \$3,497.84, plus interest thereon from March 26, 2001, for late fees totaling \$20.00, and for its costs and disbursements, and for reasonable attorney fees.

This summons is published by order of the Honorable Jeffrey M. Wallace, judge of the above entitled Court made and entered on the 10th day of December, 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.

Date of first publication: December 19, 2001  
Date of last publication: January 9, 2002

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" (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 plaintiff attorney or, if the plaintiff not have an attorney, proof of service on the plaintiff.

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

DATED this 13th day of December, 2001.

(s) William J. Kuhn,  
OSB No. 762007  
Attorney for Plaintiff  
Published: December 19 and 26, January 2 and 9, 2001

Affid

**We Print Business Cards**  
*Heppner Gazette-Times*

**PUBLIC NOTICE**

NOTICE OF PERMIT AMENDMENT 8625  
Monty L. Crum, P.O. Box 121,  
Ione, Oregon, 97843, filed an application with the Water Resources Department for an additional point of appropriation of water as provided by ORS 537.211.

Permit G-13735, in the name of Monty L. Crum, includes a permit limited to 8.91 cubic feet per second from a well, with a priority date of September 17, 1998 for irrigation of 1159.8 acres.

The point of appropriation for this permit is in the SW 1/4 NW 1/4, Section 1, T 1 S, R 25 E, W.M.; 2528 feet South and 1317 feet East from the NW Corner of Section 1.

The applicant proposes to add an additional point of appropriation located in the NE 1/4 SW 1/4, Section 1, T 1 S, R 25 E, W.M.; 4000 feet South and 2600 feet East from the NW Corner of Section 1.

Additional information about this permit amendment can be obtained from the Water Resources Department by calling 503-378-8455 ext. 309.

The last date of publication is December 26, 2001.

Published: December 12, 19 and 26, 2001

Affid

**PUBLIC NOTICE**

ANNOUNCEMENT OF CALL FOR BIDS:

Bids for High Capacity Internet Service for Morrow County School District will be received at the District Office, 270 West Main, PO Box 368, Lexington, Oregon 97839 until 2:00 p.m., January 9, 2002. At this time, all bids will be publicly read aloud. Bid documents may be obtained at the District Office in Lexington, OR, Monday through Friday from 8:00 a.m. until 4:30 p.m. Scope of work called for in this project shall include, but is not limited to all necessary crafts required by the nature of the specific project. For further information please call Nate Arbogast at 541-989-8202. Morrow County School District may reject any bids not in compliance with all prescribed public bidding procedures and requirements and may reject for good cause any and all bids upon a finding of the district that it is in the public interest to do so.

Bruce N. Anderson  
Superintendent  
Morrow County School District  
Published: December 19, 2001

Affid

**PUBLIC NOTICE**

PUBLIC NOTICE hereby is given, that the two-year period for the redemption of real properties included in the 1999 delinquent tax lien foreclosure proceedings instituted by Morrow County, Oregon, on August 18, 1999, in the circuit court of the State of Oregon for Morrow County, Case No. 99-CV-134 and included in the judgment and decree entered therein on December 16, 1999 will expire on January 10, 2002.

All properties ordered sold under the judgment and decree, unless redeemed on or before January 10, 2002, will be deeded to Morrow County, Oregon, immediately on expiration of the period of redemption, and every right and interest of any person in such properties will be forfeited forever to Morrow County, Oregon.

(s) Greg Sweek  
Tax Collector  
Morrow County  
Published: December 19, 26, 2001

Affid

**PUBLIC NOTICE**

The Planning Commission for the City of Heppner, Oregon will conduct a public hearing at