

TWELVE - Heppner Gazette-Times, Heppner, Oregon Wednesday, has declared all obligations secured by said deed of trust immediately due and payable, said sums being the following, to-wit: The sum of \$86,930.61 together with interest thereon at the rate of 8.250% per annum from 8/1/2002 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust. Whereof, notice hereby is given that First American Title Insurance Company, the undersigned trustee will on 7/1/2003 at the hour of 11:00 AM Standard of Time, as established by section 187.110, Oregon Revised Statutes, at the front entrance to the Morrow County Courthouse, 100 Court Street, Heppner, OR, 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 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, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale. In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "grantor" includes any successor in interest to the grantor as well as any other persons 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. Date: February 10, 2003 First American Title Insurance Company, 3 First American Way Santa Ana, CA 92707, (818) 361-6998 Signature By Karen J. Cooper, Assistant Secretary ASAP522381 04/16, 04/23, 04/30, 05/07 Affid

PUBLIC NOTICE NOTICE OF SHERIFF'S SALE OF REAL PROPERTY ON WRIT OF EXECUTION Case No. 02-CV-209

By virtue of a Writ of Execution issued out of the Circuit Court of the State of Oregon for the County of Morrow, on April 28, 2003, pursuant to a 3rd Modified Judgment of Foreclosure and Money Judgment entered April 17, 2003 in the case of WEST EXTENSION IRRIGATION DISTRICT, plaintiff(s), and NANCY AKERS BASER AND MORROW COUNTY, defendant(s), Case No. 02-CV-209 together with written instructions, to me directed, commanding me to sell all of the right, title, interest and claim of the above defendant(s) in and to certain real property, in the sum of \$4735.28. On the 30th day of April, 2003, I levied on the defendant(s) right, title, interest and claim in and to the following described real property:

SEE ATTACHMENT A
Commonly known as 500 SW 2nd Street, Irrigon, Oregon

Notice is hereby given that I will, on the 15th day of May, 2003 at 10:00 o'clock am., at the front doors of the Morrow County Courthouse in Heppner, Oregon, sell the right, title, interest and claim of the defendant(s) in the above described real property, to the highest bidder for cash, in hand, at public auction.

SALE WILL BE SUBJECT TO ANY AND ALL PRIOR LIENS

Dated this 30th day of April, 2003

VERLIN R. DENTON, Sheriff
Morrow County, Oregon
By: (s) Judy Chastain
Chief Civil Deputy
ATTACHMENT "A"
REAL PROPERTY DESCRIPTION:

The South 65.00 feet of Lot 1, Block 16 West, East of the Willamette Meridian, Morrow County, Oregon; Excepting therefrom the West 273.00 feet.

Also the following described tract of land;

Commencing at the Southeast corner of Lot 6, Block 16 W, Section 25, Township 5 north, Range 26, East of the Willamette Meridian, Morrow County, Oregon;

Thence North along the East boundary line of said Scarbrough tract a distance of 545.00 feet to the true point of beginning for this description,, said point also being the Northeast corner of that tract of land conveyed to Julie L. Scarbrough by instrument recorded September 1, 1976 in Microfilm No. M 10053;

Thence Westerly along the North boundary line of said Scarbrough tract a distance of 357.00 feet, more or less to a point on the East boundary line of a tract of land conveyed to Larry N. Bray et ux by instrument recorded November 4, 1983 in Microfilm No. 22366.

Thence North along the East boundary line of said Bray tract a distance of 102.00 feet, more or less to the North line of said Lot 6, Block 16W;

Thence East a distance of 357.00 feet to the East line of said Lot 6, Block 16W

There South a distance of 102.00 feet more or less to the point of beginning.

Published: May 7 and 14, 2003 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:

RONALD TED
PALMATEER,
Deceased.

No. 03 PR 008
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 & Mills, 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 30th, 2003.

/s/ Terri J. Palmateer,
Personal Representative
P. O. Box 147
Ione, OR 97843

Published: April 30, May 7 and 14, 2003 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:

BETH HARRIET TAYLOR,
Deceased.

No. 03 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, 410 E Hurlburt Ave., Hermiston, OR, 97838, 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 May 7, 2003.

/s/ Patricia J. Galenbeck,
Personal Representative
PO Box 7216
Salem, OR 97303

Published: May 7, 14 and 21, 2003 Affid

PUBLIC NOTICE NOTICE OF PROPOSED RULEMAKING HEARING A Statement of Need and Fiscal Impact accompanies this form.

Agency and Division: Departments of Agriculture (ODA) and Environmental Quality (DEQ)

Administrative Rules Chapter Number: OAR Chapters 340 and 603

Rules Coordinator and Telephone: Rachel Saketa @ DEQ (503-229-5659) and Sherry Kudna @ ODA (503-986-4619)

Address: DEQ @ 811 SW Sixth Ave., Portland, OR 97070 and ODA @ 635 Capitol St. NE, Salem, OR 97301

HEARINGS

Hearing Date: June 4, 2003
Time: Time 10:00 a.m.

Location: Oregon Department of Agriculture
635 Capitol St. NE
Salem, OR 97301

Hearings Officer: Lynda Horst, ODA Ranei Nomura, DEQ

Are auxiliary aids for persons with disabilities available upon advance request? Yes
LAST DAY FOR PUBLIC COMMENT: June 5, 2003, 5 p.m.

RULEMAKING ACTION
ADOPT: OAR 340-051-0007, 603-074-0012, 603-074-0014, 603-074-0018

AMEND: OAR 340-045-0015, 340-045-0033, 340-051-0005, 340-051-0010, 340-051-0015, 340-051-0020, 340-051-0025, 340-051-0030, 340-051-0050, 340-051-0055, 344-051-0060, 340-051-0065, 340-051-0070, 340-051-0075, and 340-051-0080; OAR 603-074-0010, 603-074-0020, 603-074-0040, 603-074-0060, 603-074-0070, and 603-074-0080.

Stat. Auth.: ORS 488.020 and 468B, and 2001 Oregon Laws, chapter 248 (House Bill 2156)

Other Authority:
Stats. Implemented: ORS 468.005, 468.065, 468B.005, 468B.015, 468B.035, 468B.050, 468B.200-468B.230, and 2001 Oregon Laws, chapter 248 (House Bill 2156)

RULE SUMMARY
For DEQ, this proposal would do the following:

• Consistent with federal National Pollutant Discharge Elimination System (NPDES) permit program regulation, amend OAR 340-045-0015 to allow the Director to designate an animal feeding operation as a significant contributor of pollutants needing an NPDES permit pursuant to 40 CFR §122.23(c).

• Amend OAR 340-045-0033 to adopt a NPDES general permit for Confined Animal Feeding Operations (CAFOs). This general permit was developed jointly with the Oregon Department of Agriculture (ODA). ODA is also proposing to adopt this permit through rulemaking (OAR 603-074-0014).

• Adopt OAR 340-051-0007 to clarify design, construction, operation, maintenance, and plan review requirements for CAFO waste control facilities and operations consistent with OAR 603-074-0018. OAR 603-074-0018 is currently being proposed for rule adoption by ODA.

• Amend OAR 340-051-0010 to clarify that "Department" when reviewing CAFO plans means either the Oregon Department of Environmental Quality or Oregon Department of Agriculture, revise the definition of "CAFO" to be consistent with the definition in OAR 603-074-0010(3), and change the term "waste control facility" to "waste water control facility" and modify its definition to be consistent with ORS.

• Amend OAR 340-051-0015, 0020 and 0050 to use the term "waste water control facility" instead of "waste control facility."

• Amend OAR 340-051-0005, 0015, 0020, 0025, 0030, 0050, 0075 and 0080 to use the term "confined animal feeding operations(s)" instead of "confined animal feeding or holding facilities and operations," "confined feeding or holding operation(s)," "confined animal feeding and (or) holding operation(s)," and "confined feeding or holding facilities."

• Potentially amend OAR 340-045-0015 and 0030 and 340-051-0005, 0010, 0015, 0020, 0025, 0030, 0050, 0055, 0060, 0065, 0070, 0075, and 0080 to make terminology consistent with OAR 603-074 and federal concentrated animal feeding operation regulations [68 FR 7175 (February 12, 2003)].

For ODA, this proposal would do the following:

• Adopt 603-074-0012 and 603-074-0014 to outline the procedures for applying for the NPDES permit being adopted by 0014.

• Adopt 603-074-0018 to clarify design, construction, operation, maintenance, and plan review requirements for CAFO waste control facilities and operations are consistent with OAR 340-051-0007, which is being proposed for adoption by DEQ.

• Amend 603-074-0010, 0020, 0040, 0060, 0070, and 0080 to make terminology consistent with OAR 340-051 and 340-045, and with federal concentrated animal feeding operations regulations [68 FR 7175 (February 12, 2003)].

To submit comments or request additional information, please contact Ranei Nomura at DEQ, 811 SW 6th Ave., Portland, OR 97204, toll free in Oregon at 800-452-4011 or (503) 229-5657, nomura.ranie@deq.state.or.us, or (503) 229-5408 fax; or Lynda Horst at ODA, 635 Capitol St NE, Salem, Or 97301, (503) 986-4700, lhorst@oda.state.or.us or visit ODA's website at <http://oda.state.or.us>.

/s/ Charles D. Craig 4/14/03
Published: May 7, 2003 Affid

Sheriff's Report

The Morrow County Sheriff's Office (MCSO) reports handling the following business:

-Boardman Police Dept. officer cited Javier Cabanas Hinojosa, 26, for No Operator's License and Driving Uninsured. The vehicle was impounded.

-MCSO, Oregon State Police received a relayed report of a 10-year-old male juvenile walking westbound on I-84 just east of the 165 exit.

-MCSO deputy arrested Curtis Ray Perkins, 32, on an Umatilla County warrant for Failure to Appear/DUII. He was lodged at the Umatilla County Jail.

-MCSO, Boardman ambulance received a report from a caller in Boardman that a 35-year-old female had fainted.

-MCSO, Oregon State Police, Boardman Police Dept. received a report from a caller in Boardman of a suspicious vehicle on Peters Road. Officers were unable to locate the vehicle.

-MCSO received a request for a deputy contact from a caller in Irrigon regarding possible drug activity.

-MCSO, Heppner ambulance, Lexington EMTs received a report from a caller in Lexington that a 58-year-old male was having stomach pains. The patient was transported to Pioneer Memorial Hospital in Heppner.

Feb. 21: Boardman Police Dept. officer cited a female subject for Violation of the Basic Rule, 31 mph in a 20 mph zone.

-MCSO received a report from a caller in Irrigon that she found a bike in her back yard. The caller didn't know who it belongs to, and no one was around.

-MCSO received a report from a caller in Boardman that a black dog killed her cat and bit her, leaving a bruise.

-MCSO received a report from a caller in Boardman that a black lab puppy was on her property; the caller didn't know who the owner is.

-MCSO, Boardman Police Dept. received a hang-up 911 from Kegler's Sentry in Boardman. It was unknown why the number was dialed.

-MCSO received information from the Dept. of Human Services regarding an adult male exposing himself to a 14-year-old female.

-MCSO received a report from a caller in Heppner of a car alarm going off near the Methodist Church.

-MCSO deputy cited Barbara Marie Nelson, 64, for Violation of the Basic Rule, 82 mph in a 55 mph zone.

-MCSO received a report of a large field burn off Highway 74. It was confirmed that weeds were being burned.

-MCSO deputies arrested Jose Ricardo Reynosa Toscano, 28, on two Morrow County Circuit Court warrants for Failure to Appear/Possession of a Controlled Substance II, Delivery/Manufacture of a Controlled Substance, Possession of a Forged Instrument, Endangering Welfare of Minor, and Failure to Appear/Possession of a Forged Instrument. He was lodged at the Umatilla County Jail.

-MCSO received a request for contact by Behavioral Health worker from a caller in Heppner.

-MCSO received a request for a deputy contact from a caller in Irrigon for a 16-year-old female who was assaulted by her father. The father doesn't live there and left a few minutes previously.

-MCSO received a report from a caller at Jordan Elevator that a suspicious vehicle had just left the elevators. The caller found ammonia hoses on the ground and caps off the tanks; the tanks were empty. A deputy was unable to locate the vehicle.

-MCSO, Umatilla Electric received a relayed report from a caller in Irrigon of a tree down in Irrigon; the limbs were threatening electric wires.

-MCSO received a report from a caller in Irrigon that a vehicle with a female driver was driving very slowly up and down the street.

-MCSO, Heppner City crew, Heppner TV received a report of a tree down in Heppner on Main and Quaid streets.

Feb. 22: MCSO deputy reported he found a strange note that led him to the Habdoc Apts. A deadbolt had been drilled out of an apartment door.

-MCSO deputy cited Anatoly Musiyevich, 43, for Violation of the Basic Rule, 80 mph in a 55 mph zone (truck speed).

-MCSO, Oregon

State Police, Irrigon ambulance received a report of a single vehicle motor vehicle accident on Highway 30 and Patterson Ferry Road. The owner would pick up the vehicle later.

-MCSO, Boardman Police Dept. received a report from a caller in Boardman that her neighbor's 3-year-old son was driving an electric car in the road; the parents had been warned about this before.

-MCSO received a report from a caller in Irrigon that his vehicle was broken into and a stereo taken.

-MCSO deputy cited Maria Elena Rodriguez, 34, for Violation of the Basic Rule, 74 mph in a 55 mph zone.

-MCSO deputy cited Robert William Shea, 56, for Violation of the Basic Rule, 69 mph in a 55 mph zone.

-MCSO deputy cited Daryl Clayton Frederickson, 46, for Violation of the Basic Rule, 77 mph in a 55 mph zone.

-MCSO deputy cited Scott Lloyd Carr, 25, for Violation of the Basic Rule, 81 mph in a 55 mph zone.

-MCSO, Heppner ambulance received a request for an ambulance from a caller in Heppner for a 92-year-old female who had fallen on her already broken hip. The patient was transported to Pioneer Memorial Hospital in Heppner.

-MCSO deputy cited Lance James Simpson, 32, for Violation of the Basic Rule, 66 mph in a 45 mph zone.

-MCSO received a request from a caller in Washington to check on her son who went to visit his ex-stepfather in Irrigon and was supposed to be back several days ago. It was determined the juvenile would be on a bus home on Feb. 23. On Feb. 23, MCSO received a report from a caller in Irrigon that he would not send the juvenile back to his mother unless she was there to pick him up. Other complications later arose and a message left with another authority. It was determined to be a civil matter and no crime was committed.

-MCSO deputy cited Thomas Donaldson, 33, for Violation of the Basic Rule, 79 mph in a 55 mph zone.

-MCSO deputy cited Hedy Sanchez-Leyva, 20, for Violation of the Basic Rule, 48 mph in a 25 mph zone and Driving while License Suspended Violation. The vehicle was impounded.

-MCSO deputy arrested Andres Gonzalez-Garibay, 22, on Irrigon Justice Court warrants for Failure to Pay Fine/Driving while License Suspended and Failure to Pay Fine/Furnishing Alcohol to a Minor.

-MCSO deputy arrested Andres Gonzalez-Garibay, 22, for Attempting to Elude, DUII (BAC .16), and arrested Andres Illian Gonzalez, 55, for Attempting to Elude.

-MCSO received a report of a vehicle locked inside the Umatilla Game Refuge. The vehicle was released.

-MCSO received a report from Bucknum's Tavern in Heppner that a shed in the back had been broken into.

Feb. 23: MCSO received a report from a caller in Boardman that his pickup had been stolen.

-MCSO received a relayed report from a caller in Hermiston that his car was stolen from a parking lot in Boardman and had been involved in an accident in Washington. The vehicle had not previously been entered as stolen; a deputy would get more information later.