

**Call Linda,
Professional
Realty, Inc.,
(541) 384-4193.**
www.professionalrealtor.com

BROKER

**3 bedroom, 3 bath, finest
country living. Shop includ-
ed. 8 acres. Property is
agent-owned. Appraisal
available. Boardman.
Building permit, live
spring, 80 acres, mountain
property. Heppner.**

**Heritage
Land Co.**

180 W. Baltimore
#5, Heppner
676-5049

• 42,000 - 2 bedroom, 1 bath,
newly painted inside, kitchen
with old-fashioned wood stove
and electric stove. Covered
front porch.

• 329,500 - 640 acres m/l, 3
bedroom, 2 bath, one level
ranch-style home with 30'x30'
shop with cement floor, well-
kept older barn and tack build-
ing. All steel panels, gates with
loading and cattle chutes, feed
lot and arena. Established 80
acres under irrigation with 500
GPM well. Good hunting for
upland birds and deer, with
sightings of elk and antelope.
Has garden site and mature
fruit trees. Additional acreage
available.

• 64,550 - 12.91 acres with city
water in Lexington. Seller can
help finance.

-- Clean, neat, large 1 bed-
room apt., heat, water, sewer,
garbage, furnished includes
stove and refrigerator. \$300.

-- One bedroom duplex, clean
and neat. Water, sewer, fur-
nished, stove and refrigerator
included. \$260.

Sharon Lewis 676-5233
Bob Ployhar 676-9649
A. Kim Cutsforth 676-9625
David Sykes 676-9228
www.heppner.net

**Willow
Creek
Realty**
676-5241

Joyce Kay & Jerry Hollomon

**GREAT LOCATION, MOTI-
VATED SELLERS.** 3 bedrooms,
2 1/2 baths. 2530 sq. ft. m/l, full base-
ment, family room (or apartment),
fireplace with F/A oil and AC. Nice
yards, 2 storage sheds and car-
port. Good condition. 880 E.
Fairview Way. #03-08. \$109,370.

**QUIET AND ROOMY IN THE
TIMBER.** This 1264 sq. ft. m/l newly
remodeled mountain home is just
waiting for a family. 3 bedrooms, 1
bath, deck entrance, new vinyl win-
dows and two covered parking ar-
eas. Fenced. .92 acres m/l with tim-
ber. Snowmobiles and ATVs are
welcome at Blakes Ranch. #02-07.
\$89,000.

**INCOME PROPERTY FOR IN-
VESTMENT.** Duplex built in 1998,
each unit is 940 sq. ft. m/l; 2 bed-
rooms, 1 bath, insulated windows,
vinyl siding, dishwashers, dispos-
als and laundry hook-ups. Good
rental history. One block from Main
Street w/FV hookup. 140 S. Chase
St. #03-02. \$155,000.

**WELL KEPT TOWNHOUSE-
STYLE DUPLEX OVERLOOKING
TOWN.** Each unit has 2 bedrooms,
1 1/2 bath and a carport. One unit
has a family room with a loft and
deck. Total of 2192 sq. ft. Lot is
100'x100' m/l. Excellent rental his-
tory. 340 Skyline Drive. #03-06.
\$120,000.

**Public Notice Deadline
Mondays at 5 p.m.**

PUBLIC NOTICE

Morrow County Grain Growers hereby gives notice that Unclaimed Capital Reserve Certificate payments are now and have been available since December 1994, at the office of the Cooperative at 350 Main, P.O. Box 367, Lexington, OR 97839, to the members hereunder. Unless the members named or their heirs claim payments no later than January 1, 2004, they will be forfeited to the Cooperative. These Capital Reserve Certificates are for the years 1976-1981 only.

Anderson Heirs
B.L. Davis
Breeden Farms
William Brogoitti
Alex Campbell
Andrew Campbell
Darren Campbell
Devin Campbell
Shannon Campbell
Eastern Oregon Farming Co.
Enid Fisher
Dorothy Hall

Ralph Heimbigner
Lamb Land & Livestock
Robert Lamb
Miracle Potato
Stephen K. Peck
Norman Ruhl
Sabre Farms
Joan Staley
Jack Sumner
Charles Tom
Marjorie Vierson
Published: December 24, 2003
Affid

**PUBLIC NOTICE
NOTICE TO
CONSTRUCTION
CONTRACTORS:**

Morrow County intends to solicit help from the Oregon National Guard under an Innovative Readiness Training construction assistance. The project assistance request will be for construction assistance to build a wastewater facility. No local funds are available to complete this project work without National Guard assistance. Local contractors who have questions or wish to voice opposition of National Guard assistance regarding this project may contact Morrow County Public Works at 989-8317.

Published: December 24 and 31, 2003

**TRUSTEE'S NOTICE OF
SALE Pursuant to O.R.S.
86.705, et seq. and O.R.S.
79.5010, et seq. Trustee No.:
03-21439-OR Reference is
made to that certain Trust
Deed made by James Hasel-
busch and Darcy Haselbusch,
as Tenants by the Entirety as
Grantor, in which Option One
Mortgage Company, a Califor-
nia Corporation is named as
Beneficiary and First American
Title Insurance Company of
Oregon as Trustee dated 10/22/
1999 and recorded 111/02/1999,
as Instrument No. 1999-59774,
of Official Records of Morrow
County, Oregon; covering the
following described real prop-
erty situated in said county and
state, to wit: A tract of land in
the Southwest Quarter of Sec-
tion 25, Township 5 North,
Range 26, East of the Wil-
lamette Meridian, in the Coun-
ty of Morrow and State of Ore-
gon, more particularly de-
scribed as follows: Beginning
at a point on the South line of
said Section 25 which lies
South 89°59'04" East 447.50
feet from the Southwest cor-
ner of that tract belonging to
Tony R. Osborne and Ilene R.
Osborne as it is described in the
Circuit Court of the State of
Oregon for the County of Mor-
row, Order and Judgement No.
6513, dated April 13, 1981, and
continuing South 89°59'04" East
along the South line of said
Section 25 a distance of 626.25
feet; thence North 0°21'00"
East parallel with the West line
of said Osborne Tract a dis-
tance of 417.50 feet; thence
South 89°59'04" East parallel
with the South line of said Sec-
tion 25 a distance of 229.46 feet
to a point on the centerline of
an abandoned wooden irriga-
tion pipeline; thence North
48°10'11" West along said cen-
terline of said pipeline 313.10
feet to a point which lies 626.25
feet North of the South line of
said Section 25 when measured
at right angles; thence North
89°59'04" West parallel with the
South line of said Section 25 a
distance of 294.93 feet; thence
South 0°21'00" West parallel
with the West line of said Os-
borne tract 208.75 feet; thence
North 89°59'04" West parallel
with the South line of said Sec-
tion 25 a distance of 326.20 feet
to a point which lies 447.50 feet
East of the West line of said
Osborne tract as it is described
in said Order and Judgement;
thence South 0°21'00" West
parallel with said West line
417.50 feet to the point of be-
ginning. The street address or
other common designation, if
any, of the real property de-
scribed above is purported to
be: 399 W. Nevada Ave., Irri-
gon, Oregon 97844 The under-
signed Trustee disclaims any
liability for any incorrectness of
the above street address or other
common designation. Both
the beneficiary and the trustee
have elected to sell the said real
property to satisfy the obliga-
tions secured by said Trust**

Deed and 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: Total payments from 7/1/2003 through 09/17/2003 \$2,866.53 Total late charges \$129.37 Total advances \$-59.13 Total Due the Beneficiary \$2,995.90 Also, if you have failed to pay taxes on the property, provide insurance on the property or pay other senior liens or encumbrances as required in the note and Deed of Trust, the beneficiary may insist that you do so in order to reinstate your account in good standing. The beneficiary may require as a condition to reinstatement that you provide reliable written evidence that you have paid all senior liens or encumbrances, property taxes, and hazard insurance premiums. These requirements for reinstatement should be confirmed by contacting the undersigned Trustee. 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: The unpaid principal balance of \$83,347.54 together with interest thereon at the current rate of 11.85 per cent per annum from 11/02/1999 until paid, plus all accrued late charges, escrow advances, attorney fees and costs, and any other sums incurred or advanced by the beneficiary pursuant to the terms and conditions of said deed of trust. Wherefore, notice hereby is given that the undersigned trustee will, on 02/05/2004, at the hour of 11:00 A.M. in accord with the standard of time established by O.R.S. 187.110 at the following place: 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 has 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 O.R.S. 86.753 has the right, at any time prior to five days before the 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 said 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 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. 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 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. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse. Dated: 9/17/2003 Fidelity National Title Insurance Company by Premier Trust Deed Services, as agent 6501 Irvine Center Drive, MS #DB-PT, Irvine, CA 92618 Phone 800-530-6224 By Jeff Powers, Assistant Secretary I, the undersigned, certify that the foregoing is a complete and exact copy of the original trustee's notice of sale. By David Nay-

lor This is an attempt to collect a debt and any information obtained will be used for that purpose. ASAP560201 12/3, 12/10, 12/17, 12/24 Affid

PUBLIC NOTICE

**NOTICE OF WATER
RIGHT TRANSFER 9454**
Emert Ranches, Inc., c/o Joseph McElligott filed an application with the Water Resources Department for a change in place of use and to add additional points of diversion of water as provided by ORS 540.510 to 540.530.

Certificate 155, in the name of Hynd and Thompson, includes a right limited to 1.75 cubic feet per second (cfs) from Willow Creek and Rhea Creek, with a priority date of 1878 for irrigation of 105.0 acres.

The points of diversion for this right are located within the SE 1/4 SW 1/4, SE 1/4 SW 1/4, and NE 1/4 SE 1/4, Sec. 12, T 1 S, R 24 E, WM.

The applicant proposes to change the place of use for 105.0 acres and to add additional points of diversion: #3 - SW 1/4 NE 1/4, Sec. 11, #4 - SE 1/4 NW 1/4, Sec. 11, #2 - SE 1/4 NE 1/4, Sec. 11 and #5 - NE 1/4 NE 1/4, Sec. 10 all within T 1 S, R 24 E, WM.

Certificate 154, in the name of I.L. Howard, includes a right limited to 1.26 cfs from Willow Creek, with a priority date of 1898 for irrigation of 76.08 acres.

The points of diversion for this right are #3 - SW 1/4 NE 1/4, Sec. 11, #4 - SE 1/4 NW 1/4, Sec. 11, both within T 1 S, R 24 E, WM.

The applicant proposes to change the place of use for 76.08 acres and to add additional points of diversion: #2 - SE 1/4 NE 1/4, Sec. 11 and #5 - NE 1/4 NE 1/4, Sec. 10 both within T 1 S, R 24 E, WM.

Certificate 152, in the name of Eddie A. Hammer, includes a right limited to 0.5 cfs with a priority date of 1898 for irrigation of 30 acres and 0.17 cfs with a priority date of April 1, 1908 for irrigation of 10 acres from Willow Creek.

The points of diversion for this right are #3 - SW 1/4 NE 1/4, Sec. 11, #4 - SE 1/4 NW 1/4, Sec. 11, both within T 1 S, R 24 E, WM.

The applicant proposes to change the place of use for 40.0 acres and to add additional points of diversion: #2 - SE 1/4 NE 1/4, Sec. 11 and #5 - NE 1/4 NE 1/4, Sec. 10 both within T 1 S, R 24 E, WM.

Certificate 124, in the name of W.R. Cochran, includes a right limited to 0.12 cfs from Willow Creek, with a priority date of 1906 for irrigation of 7.0 acres.

The point of diversion for this right is #4 - SE 1/4 NW 1/4, Sec. 11, T 1 S, R 24 E, WM.

The applicant proposes to change the place of use for 7.0 acres and to add additional points of diversion: #2 - SE 1/4 NE 1/4, Sec. 11, 3 - SW 1/4 NE 1/4, Sec. 11, and #5 - NE 1/4 NE 1/4, Sec. 10 all within T 1 S, R 24 E, WM; Certificate 79486, in the name of Emert Ranches, Inc., includes a right limited to 0.33 cfs from Willow Creek, with a priority date of 1908 for irrigation of 20.0 acres.

The point of diversion for this right is 3 - SW 1/4 NE 1/4, Sec. 11, T 1 S, R 24 E, WM;

The applicant proposes to change the place of use for 20.0 acres and to add additional points of diversion: #2 - SE 1/4 NE 1/4, Sec. 11, SE 1/4 NW 1/4, Sec. 11, and #5 - NE 1/4 NE 1/4, Sec. 10 all within T 1 S, R 24 E, WM.

Certificate 962, in the name of Isaac L. Howard, includes a right limited to 0.42 cfs from Willow Creek, with a priority date of December 20, 1912 for irrigation of 33.31 acres.

The point of diversion for this right is 3 - SW 1/4 NE 1/4, Sec. 11, T 1 S, R 24 E, WM;

The applicant proposes to change the place of use for 33.31 acres and to add additional points of diversion: #2 - SE 1/4 NE 1/4, Sec. 11, SE 1/4 NW 1/4, Sec. 11, #4 - SE 1/4 NW 1/4, Sec. 11, and #5 - NE 1/4 NE 1/4, Sec. 10 all within T 1 S, R 24 E, WM.

Protests may be filed by persons who think this transfer application would result in injury to an existing water right as defined by OAR 690-380-0100(3). The fee to file a protest is \$250.00. Additional information, forms and rules for filing protests are available from the Water Resources Department by calling (503)986-0852. If a protest is filed, a hearing may be held.

The last date of publication is December 31, 2003. IF NO PROTEST IS FILED BY JANUARY 30, 2004, THE CHANGE MAY BE APPROVED WITHOUT A HEARING.

Published: December 17, 24 and 31, 2003
Affid

**Walden
announces**

continued from page five

Year 2004 was far short of the \$12.9 million that both the Governor's office and Morrow and Umatilla County officials said was needed to fund emergency preparedness projects. The projects that may have been jeopardized by a shortfall in CSEPP funds include the evacuation project for the City of Hermiston, upgrades to existing overpressurized schools, and additional warning sirens and tone alert radios for the Immediate Response Zone.

Congressman Walden represents the Second Congressional District of Oregon, which includes the 20 counties of central, southern and eastern Oregon. He is a Deputy Whip and member of the House Energy and Commerce Committee and the House Committee on Resources.

**Travelers to see
new state lodging
tax**

Beginning in January, all guests staying at Oregon hotels, motels, inns, and recreational vehicle parks will see a new tax on their lodging bills.

The 2003 Oregon Legislature established a permanent state lodging tax of one percent of the fee guests pay for overnight lodging. Tax revenues will be used to promote Oregon tourism through the Oregon Tourism Commission. Receipts could reach about \$10 million a year, according to figures from the Legislative Revenue Office.

Lodging providers will calculate the tax, add it to guests' bills, and give guests a receipt. Guests may be able to deduct the taxes on their federal and state returns if they are ordinary and necessary expenses of the taxpayers' trade, business, or income producing activity.

More information about the state lodging tax is available on the Oregon Department of Revenue's Web site at www.dor.state.or.us.

Sheriff's Report

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

Aug. 11: MCSO received a report from a caller in Irrigon that her ex-boyfriend took her car but then returned it. He is no longer at the residence. She does not require contact but may be calling back later.

MCSO received a request for contact from DEQ regarding a solid waster complaint in Heppner.

MCSO received a report from a caller in Irrigon of a burglary.

MCSO received a report of a dump truck hauling

gravel that is spraying rock all over the freeway.

MCSO received a report of a panic alarm at Huwe's in Irrigon. It was determined that all was okay.

MCSO received a request for back up from the Umatilla PD at the Irrigon Market. The officer had followed a male into Irrigon that had brandished a gun at a female. It was determined that everything was okay and that it was a toy gun.

MCSO received a request for deputy contact regarding someone dumping garbage on the caller's property in Boardman.

Boardman PD received a request for officer contact for an 80-year-old female that had fallen. At the time the caller was not requesting medical assistance. The officer on scene requested an ambulance, and the subject was transported to Good Shepherd Medical Center in Hermiston.

MCSO cited Dawnica Blurton, 32, for No Seatbelt x2 and No Insurance. The vehicle was impounded.

MCSO received a request for contact from a caller in Irrigon who had found out the subject that had eggs his car.

MCSO received a report of a car found in the trees at Potlatch.

MCSO received a report from a caller in Heppner that he had received a counterfeit cashier's check.

MCSO received a 911 call from the payphone at Devin Oil in Boardman. It was determined to be wind activated.

Boardman PD advised Umatilla PD that two vehicles were racing on Hwy 730 in to Umatilla.

MCSO received a report of a possible DUI on I-84 at the Port of Morrow exit.

MCSO received a report from a caller in Irrigon that he was having a fight with his sister.

MCSO received a report from a caller in Irrigon that a vehicle was speeding around Irrigon.

MCSO received a report from a caller in Irrigon that a subject keeps coming on the caller's property and threatened him.

MCSO received a report from a caller in Irrigon that a vehicle was speeding.

MCSO received a report from a caller in Ione that a subject was with a 15-year-old drinking alcohol.

MCSO received a report from a caller in Heppner that four teenage boys ere standing in the street and obstructing traffic.

MCSO received a report from a caller in Hardman that her fiancé was driving to Heppner to get more beer.

MCSO received a request for deputy contact from a caller in Irrigon regarding a 10-year-old boy who keeps coming on her property while no one is home.

MCSO received a report of a drive off from the Shell Station in Boardman. Leobardo Solois Jacques, 51, was cited for Driving while Suspended/Infraction and Driving Uninsured. The vehicle was impounded.

MCSO received a report from OSP of a forest fire.

MCSO received a found wallet. The wallet was found at the payphone at Central Market.

**Magnetic
Door Signs**
Heppner Gazette-
Times
676-9228