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designation. 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: Principal \$120,538.63, together with interest as provided in the note or other instrument secured from 03/01/09, and such other costs and fees are due under the note or other instrument secured, and as are provided by statute. WHEREFORE, notice is hereby given that the undersigned trustee will, on December 21, 2009, at the hour of 10:00 A.M. in accord with the Standard Time, as established by ORS 187.110, INSIDE THE MAIN LOBBY OF THE MORROW COUNTY COURTHOUSE, 100 COURT STREET HEP- PNER, County of MOR- ROW, State of OREGON, (which is the new date, time and place set for said sale) sell at public auction to the highest bidder for cash the interest in the said described real property which the Grant- or had or had power to convey at the time of 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 date last set for the sale, to have this foreclosure proceeding dismissed and the Trust Deed re- instated 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 herein that is capable of being cured by tendering the performance required under the obligation of the 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. It will be necessary for you to contact the undersigned prior to the time you tender re- instatement or payoff so that you may be advised of the exact amount, including trustee's costs and fees, that you will be required to pay. Payment must be in the full amount in the form of cashier's or certified check. The effect of the sale will be to deprive you and all those who hold by, through and under you of all interest in the property described above. In construing this notice, 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 the words "trustee" and "beneficiary" include their respective successors in interest, if any. We are assisting the Beneficiary to collect a debt and any information we obtain will be used for that purpose whether received orally or in writing. 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. If available, the expected opening bid and/or postponement information may be obtained by calling the following telephone number(s) on the day before the sale: (714) 480-5690 or you may access sales information at www.ascenex.com/websales/ DATED: 08/12/09 DAVID A. KUBAT, OSBA #84265 By DAVID A. KUBAT, ATTORNEY AT LAW DIRECT INQUIRIES TO: T.D. SERVICE COMPANY FORECLOSURE DEPARTMENT 1820 E. FIRST ST., SUITE 210 P.O. BOX 11988 SAN- TAANA, CA 92711-1988 (800) 843-0260 TAC# 869763W
Published: November 4, 11, 18, 25, 2009
Affidavit

Sheriff's Report

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

-BPD received request for a welfare check for a 21-year-old female last seen with an Asian adult male, possibly in the Tri-Cities.

-MCSO sergeant received report that a female was assaulted. BPD arrested Michael Anthony Mullikin, 25, for Assault IV-Domestic. He was lodged at UCJ with \$6,000 bail.

-BPD cited Fernando Pena Ramos, 21, for Failure to Yield before entering a roadway.

-BPD officer reported he was flagged down at the Boardman library where a subject had questions about a child custody issue.

August 12: Morrow County Sheriff's Office deputy made contact with four individuals at the Irrigon Park and advised them that the park closes at midnight. The subjects left.

-MCSO cited Sebastian Gregorio Ramos, 60, for Disobeying a Traffic Control Device and Failure to Carry Proof of Insurance.

-MCSO arrested Michael Dean Lynch, 51, on a parole and probation detention warrant for Failure to Report as Required. He was lodged at the Umatilla County Jail.

-MCSO cited Anne Keith Rogers, 77, for driving 83 mph in a 65 mph zone.

-MCSO arrested Terrell Lee Rea, 43, on a parole and probation detention warrant. The subject was lodged at UCJ.

-MCSO received report of a vehicle parked in the trees in Lexington with just the nose of the vehicle sticking out since the previous night. The owners of the vehicle were advised that they could not park on city property.

-MCSO cited William Scott Elliott, 19, for Violation of the Basic Rule, 75 mph in a 55 mph zone.

-MCSO received report from a Heppner man that he was talking to his son on the phone and believed his son was starting to have a seizure. Umatilla County Sheriff and an ambulance were contacted.

-MCSO received report of contact with a Heppner subject and property items exchanged.

-MCSO received report of numerous signs

knocked down on Buttercreek Rd. Extra patrol was requested.

-MCSO received report that Edward Joseph Pergande, 30, was arrested on a Morrow County Circuit Court warrant for Failure to Appear/Rape I, Unlawful Sexual Penetration I, Sexual Abuse I, Coercion, Endangering the Welfare of Minor, Strangulation and Recklessly Endangering Another. He was also arrested on MCCC warrant for Strangulation and Harassment/Physical and a Benton County Superior Court warrant for Failure to Appear/Theft II. He was lodged at Umatilla County Jail with \$600,000 bail.

-MCSO received request for four helmets for her children.

-MCSO deputy reported he was out with two cars traveling on the highway shoulder with their flashers on. One of the cars had mechanical problems.

-MCSO received request for contact from an on-call crisis worker.

-Boardman Police Department cited Arthur Frank Perez, for Failure to Stop Before Entering Roadway and a warning for failure to use turn signal.

-BPD received report of a vehicle parked in front of a residence with known gang affiliation.

-MCSO sergeant received report of an animal complaint at the bank in Boardman. A snake had entered the bank. A citizen took the snake and deposited it outside the bank.

-BPD assisted the Gilliam County Sheriff's Office. GCSO was using the BPD's "intoxilizer".

-Heppner Ambulance received report from a female that her 78-year-old husband was in insulin shock. The patient refused transport.

-Heppner Ambulance transported a subject to Pioneer Memorial Hospital.

-Heppner Fire Department received report of a truck on fire on Hwy. 207-Echo/Baseline Lane, Lexington. There was a wheat field in the vicinity, but no building.

-Irrigon Ambulance received report that a youngster was having a seizure. He was conscious, but had labored breathing. He was transported to Good Shepherd Hospital in Hermiston.

August 13: Morrow County Sheriff's Office received report from a subject who said a white Ford Explorer that passed her at 90 mph.

-MCSO received report from a Heppner subject that people who lived next door moved out, leaving a cat in the bathroom. The cat was deceased.

-MCSO deputy gave a verbal warning for riding a four-wheeler on the highway.

-MCSO cited Ramona Covarrubia Roman, 19, for No Operator's License/Driving Outside Restrictions/No Licensed Driver.

-MCSO received report of a suspicious package found in a barn in Ione.

-MCSO cited Patricia Antoinette Hamilton, 66, for Violation of the Basic Rule, 71 mph in a 55 mph zone.

-MCSO cited Scott Wesner Edgerton, 50, for driving 73 mph in a 55 mph zone.

-MCSO, Boardman Ambulance assisted another agency with a subject who had hit his head and was bleeding a lot. The subject, reported to be a Fed Ex driver, was transported to Good Shepherd Hospital.

-MCSO cited Debra Jean Logan, 54, for driving 76 mph in a 55 mph zone.

-MCSO cited Emma Diaz De Torres, 50, for VBR, 78 mph in a 55 mph zone.

-MCSO received report of a subject walking down the highway on Hwy. 74, Heppner. A sergeant gave him a courtesy ride.

-MCSO received report from an Irrigon woman that juveniles were bothering her. The reporter advised that a deputy had already told both parties to stay away from each other.

-MCSO received report from an Irrigon subject that his neighbor had a bull that kept getting out. The neighbor moved the bull to another area, but it was trying to break through the fence.

-Boardman Police Department received report of a possible domestic dispute in progress at a Boardman motel.

-BPD received report that the volleyball team was on their way back from LaGrande and one of the girls got sick.

-BPD officer reported that he was out with three juvenile.

-Boardman Fire Department received a relay from the Hermiston Fire Department that there was a possible arsonist west-bound on I-84 who may have been tossing incendiary devices made from pop cans from the vehicle. BFD was unable to locate any more fires.

-Boardman Ambulance received report of an 80-year-old female with nausea and semi-conscious. She was transported to GSH.

August 14: Morrow County Sheriff's Office received report of four houses picked up in Boardman. MCSO responded and determined that the owners were out of town. A friend was to pick them up and take them home.

-MCSO received report of two dogs tied up in Irrigon and the owners were out of town.

-MCSO received report of white dogs chasing traffic on Hwy. 74, Lexington. The owner said he would try to make arrangements so it wouldn't happen again.

-MCSO warned an individual for making an illegal U-turn in Heppner.

-MCSO received report of someone letting the air out of tires in Ione. The caller requested deputy contact as it happened previously.

-MCSO received information that the speed trailer had been moved to Hwy. 74 between Emert Rd. and the "Welcome to Ione" sign.

-MCSO, Boardman Ambulance received request for an ambulance for a 77-year-old female who had fallen and was bleeding from the head in Boardman. She was transported to Good Shepherd Hospital in Hermiston.

-MCSO cited Annette Kay Maughan, 45, for Failure to Register Vehicle, Driving Uninsured and Driving While Suspended-violation. The vehicle was impounded.

-MCSO received request from an Irrigon woman to speak to a deputy regarding court papers that need to be served.

-MCSO received report of a cow along the road on Hwy. 74, Heppner. The cow was put back in the pasture and the fence fixed.

-MCSO received report of a group of teens setting an aerosol can and other items on fire in Heppner.

-Boardman Police Department officer advised he saw someone running behind the high school. The subject turned out to be jogging.

-BPD arrested James K. Ellison, 38, on an Irrigon Justice Court warrant for Giving False Information to a Police Officer. He was lodged at Umatilla County Jail with \$2557.26 full bail.

-BPD cited Efrain Flores Perez, 25, for Failure to Stop Before Entering a Roadway and gave him a verbal warning for Improper Display.

-BPD officer advised he was out for a welfare check, but no one was home. The case had turned into a case of telephone harassment. A child was with his father and the mother was calling and texting more than 50 times a day.

-BPD received report from a Boardman subject that the grandmother of her child was not there for the custody exchange. It was a miscommunication.

-BPD received report of a lot of people in the area of Anderson and Oregon Trail and possible gang activity. An officer responded and advised that the parties were separated and walking other directions.

-BPD lieutenant advised he was flagged down and a subject told him that he has and adopted son, but the juvenile's mother just got out of jail and wanted to take him. The subject said the juvenile was legally adopted, but he doesn't have the paperwork available.

-BPD advised they were looking for a subject with a stolen handgun. They were unable to locate the subject.

-BPD received report of subjects throwing rocks at vehicles. It was two families fighting again, which has been an ongoing problem.

-Boardman Fire Department Chief advised

they had an audible alarm at a location.

-Heppner Fire Department received report of a loud bang and a flash of light. The subject requested deputy contact. MCSO responded and were unable to locate any activity.

August 15: Morrow County Sheriff's Office, Boardman Police Department received report from a Boardman subject that a male threw a beer can at the caller's daughter's boyfriend's car.

-MCSO received report from a Boardman Police Department officer that he had checked out a vehicle registration and the vehicle was discovered to be stolen out of the Clark County Sheriff's Office. BPD, assisted by MCSO, stopped the vehicle at Laurel Rd. and Columbia Lane. The BPD officer detained a subject and transported him and MCSO and BPD contacted the registered owner of the vehicle. Subjects had reported the vehicle stolen while in Vancouver, but then located the vehicle there and reported that to law enforcement. Clark County Sheriff's Office did not have record of the subject calling to report that the vehicle was located. No arrests were made and the vehicle was removed from the system as it was no longer stolen.

-MCSO received a transferred call from Benton County. The hysterical female caller advised she was hit in the head and didn't know where she was. She figured out that she was in Umatilla near the bridge over the river. The call was transferred to Umatilla County and Umatilla Police Department responded.

-MCSO received report of a black F-150 all over the road and the driver believed to be drunk in Irrigon. MCSO cited Ubaldo Perez Soriano, 27, for DUII with a bac of .16.

-MCSO gave a warning to subjects in the Heppner park after hours.

NOTICE OF SUPPLEMENTAL BUDGET HEARING				
* Use for supplemental budget proposing a change in a fund's expenditures of 10 percent or more.				
A public hearing on a proposed supplemental budget for the City of Heppner, Morrow County				
State of Oregon, for the fiscal year July 1, 2009 to June 30, 2010, will be held at City Hall, 111 N. Main St., Lexington, Oregon				
The hearing will take place on the 9th of November 2009 at 7:00 PM				
The purpose of the hearing is to discuss the supplemental budget with interested persons.				
A copy of the supplemental budget document may be inspected or obtained on or after 11/05/09				
City Hall, 111 N. Main St., Lexington, Oregon between the hours of 9:00 AM and 5:00 PM				
Fund: General				
Contingency 01-07-9990	Existing 92,350	Change -14,815	Adjusted 77,535	
Transfer Debt Svc(WIP& City Hall) 01-01-8260	18,613	+14,815	33,428	
Remarks: Necessary Tsfr. to make WIP pymt. of 118,819 on 12/01/09				
Fund: Water				
Tsfr. to Infrastructure 03-01-8230	15,732	-15,732	-0-	
Tsfr to Debt Svc 03-01-8260	118,819	+15,732	134,551	
Remarks: WIP payment, one time transfer				
Fund: Infrastructure				
Tsfr from Water 08-00-8030	15,732	-15,732	-0-	
Contingency 08-01- 9990	20,101	-15,732	4,369	
Remarks: WIP payment				
Fund: Reserve				
BF Balance 13-00-1000-4	55,429.82	-22,763	36,666.82	
Water Syst. R&R 13-01-7640-04	38,308	-22,763	15,545	
Tsfr to Debt Svc(WIP) 13-01-7660-4	0	+ 22,763	22,763	
Remarks: WIP payment				
Fund: Debt Service				
Tsfr from General Fund 19-00-8260	Existing 18,613	Change + 14,815	Adjusted 33,428	
Tsfr from Water 19-00-8030	118,819	+15,732	134,551	
Tsfr from Reserve 19-00-8080	-0-	+22,763	22,763	
Total Revenue:	476,009	+53,310	529,319	
Remarks: Transfers necessary to ensure available funds to pay OBDD 118,819 due on 12/01/09b				
Published: October 28 and November 4, 2009				
Affidavit				