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had thereafter in the real property described as follows:

A parcel of land located in the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 26, East of the Willamette Meridian, in the County of Morrow and the State of Oregon, described as follows:

Beginning at the Southeast Corner of Lot 7, Block 45 West; thence Northerly along the East line of said Lot 7, a distance of 621.00 feet more or less, to the Center line of a Concrete Lined Irrigation Lateral thence Westerly along the Center line of said Lateral a distance of 314.00 feet, more or less, to the west line of the East 14.00 feet of lot 6, Block 45 West; thence southerly along said West line a distance of 627.00 feet, more or less, to the south line thereof; thence Easterly along the south line of said lots 6 and 7 a distance of 314.00 feet more or less, to the point of beginning.

Dated: March 14, 2011  
Title: Chief Civil Deputy  
By: Judy Chastain  
Deputy  
Published: June 29 and July 6, 2011  
Affidavit

**PUBLIC NOTICE**  
NOTICE TO INTERESTED PERSONS

In the Circuit Court of the State of Oregon for the County of Morrow No. 11PR011  
Estate of: Rick S. Smith, Deceased

Notice is hereby given that the person named below has been appointed personal representative of the estate. All persons having claims against the estate are required to present them to the personal representative at: P.O. Box 218, Pendleton, OR 97801 within four months after the date of first publication of this notice, or the claims may be barred. All persons whose rights may be affected by the proceedings may obtain additional information from the records of the court, the personal representative or the attorney.

Dated and first published: June 15, 2011 Robert H. Smith Co-Pers. Rep. 67057 Lexington Grange Rd. Lexington, Oregon 97839  
Linda C. Schultz Co-Pers. Rep. 1080 N. Ott Rd. Hermiston, Oregon 97838  
Karin E. Dallas Corey, Byler, Rew, Lorenzen & Hojem, L.L.P. 222 SE Dorion Ave. Pendleton, OR 97801 541-276-3331  
Published: June 15, 22 and 29, 2011  
Affidavit

**PUBLIC NOTICE**  
TRUSTEE'S NOTICE OF SALE

A default has occurred under the terms of a trust deed made by Wayne H. Schwabrow and Brenda Schwabrow, tenants by the entirety, as grantor to Kelly D. Sutherland of Shapiro & Kreisman, as Trustee, in favor of Union Planter Bank, NA, as Beneficiary, dated December 30, 2003, recorded January 16, 2004, in the mortgage records of Morrow County, Oregon, as Doc. # 2004-10032, beneficial interest having been assigned to EverBank, as covering the following described real property: Parcel 2 of Partition Plat 1995-8, in the County of Morrow and State of Oregon. COMMONLY KNOWN AS: 78539 Paul Smith Road, Boardman, OR 97818. 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: Monthly payments in the sum of \$1,129.84, from January 1, 2011, and monthly payments in the sum of \$976.27, from February 1, 2011, together with all costs, disbursements, and/or fees incurred or paid by the beneficiary and/or trustee, their employees, agents or assigns. By reason of said default the beneficiary has declared all sums owing on the obligation that the trust deed secures immediately due and payable, said sum being the following, to-wit: \$115,867.09, together with interest thereon at the rate of 6.5% per annum from December 1, 2010, together with all costs, disbursements, and/or fees incurred or paid by the beneficiary and/or trustee, their employees, agents or assigns. WHEREFORE, notice hereby is given that the undersigned trustee will on October 11, 2011, at the hour of 11:00 AM PT, in accord with the standard time established by ORS 187.110, at the main entrance to the Morrow County Courthouse, located at 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 has or had power to convey at the time of the execution of 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 to any person named in ORS 86.753 that the right exists, at any time that is not later than five days before the date last set for the sale, to have this foreclosure proceeding dismissed and the trust deed reinstated by paying to the beneficiary of the entire amount 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 obligations 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 fees and attorney's fees not exceeding the amounts provided by said ORS 86.753. 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. Also, please be advised that pursuant to the terms stated on the Deed of Trust and Note, the beneficiary is allowed to conduct property inspections while property is in default. This shall serve as notice that the beneficiary shall be conducting property inspections on the said referenced property. The Fair Debt Collection Practice Act requires that we state the following: This is an attempt to collect a

debt, and any information obtained will be used for that purpose. If a discharge has been obtained by any party through bankruptcy proceedings: This shall not be construed to be an attempt to collect the outstanding indebtedness or hold you personally liable for the debt.  
Dated: 06-08-2011 By: /s/: Kelly D. Sutherland K E L L Y D SUTHERLAND Trustee S H A P I R O & SUTHERLAND, LLC 5501 N.E. 109th Court, Suite N Vancouver, WA 98662 www.shapiroattorneys.com/wa Telephone: (360) 260-2253 Toll-free: 1-800-970-5647 S&S 11-106631  
Published: June 15, 22, 29 and July 6, 2011  
Affidavit

**PUBLIC NOTICE**

The Morrow County Commission on Children and Families is soliciting proposals for Fiscal Year 2011 - 2012 to provide support and coordination of services for projects and services which will enhance the welfare of Morrow County children and families, the anticipated allocation is to be determined. Projects must address at least one of the following goals: Strong, Nurturing Families; Healthy, Thriving Children; Healthy, Thriving Youth; or Caring Communities. All proposals must meet the essential components for a best practices program. Accepted proposals will be approved from the anticipated start date until June 30, 2012, Request for Proposal packets may be obtained by calling the Morrow County Commission on Children and Families office at (541) 676-9675 or by a written request to PO Box 403, Boardman, OR 97818 or by emailing your request to kcarmine@co.morrow.or.us or by coming to the office at 220 N. Main Street, Suite #6, Boardman, Oregon. To be considered, all proposals must be returned to the Morrow County Commission on Children and Families by 2:00 pm on Thursday, July 28, 2011. The Morrow County Commission on Children and Families reserves the right to accept or reject any art/or all proposals upon finding it is in the public interest to do so. Request for Proposals are a personal service contract and are subject to availability of funds.  
Published: June 29, 2011

**PUBLIC NOTICE**

June 15, 2011  
SUBJECT: A Public Hearing will be held at the Regular Meeting of the Heppner City Council on July 11, 2010 to consider a special request to utilize the City's Right-of-Way in the vicinity of the August street-Kirk street intersection for the parking of a temporary residence. (This is about two blocks south of the County Court House., and one block west of the Court House). City Council begins at 7:00 P.M.  
Background: On January 03, 2011 the Heppner Planning Commission granted a Temporary Use Permit to park an RV to Mr. & Mrs. Dan McBride at 146 Kirk street for a period of one year. This was for Tax lot # 5500, Map 2S 26 35BC. On May 09, 2011, at the direction of the City Council, Dave DeMayo, City Manager, asked Mr. Judd Coppack, an independent surveyor, to

locate and mark (pin) the Kirk street right-of-way from the August street intersection south to the Kirk street bridge. This request was initiated because of complaints received from local residents that the McBrides' were storing construction materials too close to the edge of the roadway.

As a result of marking the Kirk street right-of-way, it became apparent that construction materials, an RV and some small sheds were clearly sitting in the right-of-way. The McBrides are requesting special permission from the City council to remain located where they are parked (RV, sheds etc.). Failure to grant this request would force them too close to the steep bank of Willow creek. They would be unable to utilize their property and would probably be forced to move.  
Published: June 29 and July 6, 2011  
Affidavit

**PUBLIC NOTICE**

The Town Of Lexington Town Council will now hold their monthly council meetings on the first Monday of every month instead of the first Tuesday. The first Monday meeting will be held July 11, 2011 @ 7:00 PM.  
Published: June 29, July 6, 2011

**PUBLIC NOTICE**

The Town Council of the Town of Lexington is going to have an executive session pursuant to ORS. 192.660 (2)(i). Executive Session will take place on Monday July 11, 2011 at 6:30 pm.  
Published: June 29, July 6, 2011

**Cultural coalition seeks projects**

The Morrow County Cultural Coalition is currently receiving Funding Proposal Request Forms from local cultural, arts, historic and literary organizations for the 2011-2012 fiscal year.

Morrow County literary, historical preservation, visual and performing arts, humanities, and cultural organizations are invited to submit completed Funding Proposal Request Forms to Morrow County Cultural Coalition by August 1, 2011. Proposed projects must include a timeline for completion by June 1, 2012.

Organizations need not have IRS tax-exempt status to apply. Project proposals must meet criteria noted on the Morrow County application. Funding awarded will vary according to the needs of the proposed project and the amount of county funds awarded by Oregon Cultural Trust.

Grants are awarded for no more than 50% of the total project cost.

To receive a Funding Proposal Request Form, contact Mary Lou Daltoso, Morrow County Cultural Coalition, PO Box 3, Boardman, OR 97818. Funding for Morrow County Cultural Coalition proposals originates from contributions and donations to the Oregon Cultural Trust. To learn more about supporting culture in Oregon, or individual and business tax credits for donations to the trust, visit www.cultural-trust.org.

**Deadline for legal & classified advertising**  
**Mondays at 5:00 pm**

**Sheriff's Report**

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

**March 24 (cont.)**

-BPD arrested Fred Allen Silva, 48, on a Morrow County Circuit Court warrant for Failure to Appear/Possession of a Control Substance (Methamphetamine). Assault Public Safety Officer, Resisting Arrest, and DUII.

-BPD issued a citation to Marco Antonio Sanchez Guzman, 20, arrested for DUII (BAC .06). A citation was also issued to Guzman for Driving Uninsured, Open Container, and Minor in Possession (Alcohol).

-MCSO was notified that Rigoberto Ceja Ceja, 47, was arrested by Stanfield PD on an Irrigon Justice Court warrant for Failure to Pay Fine/Failure to Perform Duties of a Driver.

-MCSO issued a citation to Kelly Earl Burgett, 21, for driving 88 mph in a 65 mph zone.

-BPD issued a citation to a juvenile male subject for No Operator's License.

**March 26:** -MCSO and BPD responded to a report of shots fired at someone in a field behind the caller's window in Boardman.

-MCSO issued a citation to a subject for No Operator's License and Driving Outside Restrictions.

-MCSO was notified that Thomas William Baxter, 20, was arrested by Hermiston PD on an Irrigon Justice Court warrant for Failure to Appear/Possession of a Controlled Substance (less than one ounce).

-BPD issued a citation to Gregory Howard Steward, 27, for Failure to Renew Registration.

**March 27:** -MCSO arrested Cory Patrick Winston, 34, on two Morrow County Court warrants, one Irrigon Justice Court warrant, one UCCW warrant, and two Benton County Washington warrants.

-MCSO issued to Agnieszka Maria Pomykala, 19, for Violating the Speed Limit by driving 90 mph is a 65 mph.

-BPD arrested Artemio Mendoza Garcia, 21, on an Irrigon Justice Court warrant for Probation Violation on the original charge of DUII.

-BPD issued a citation to a male juvenile for No Operator's License.

-BPD arrested Guillermo Calvillo Rosas, 24, on the charge of Driving While Suspended/Misdemeanor.

-BPD issued a citation to Colton Duane Dyer, 21, for Driving While Suspended-Violation.

**March 28:** -MCSO was notified that Erasmo Garzo Jr., was arrested by Milton Freewater PD on a Umatilla County Sheriff's Office warrant and was lodged at the Umatilla County Jail with a hold for Morrow County Circuit Court warrant for PV.

**March 30:** -MCSO arrested a 33 year old female on an Irrigon Justice Court warrant for Furnishing Alcohol to Minors.

-MCSO issued a citation to Mark Douglas Kayser, 55, for Violating the Speed Limit by driving 40 mph in a 20 mph school zone.

-MCSO issued a citation to a juvenile for Theft III.

-MCSO issued citations to a 33 year old male subject for Theft III and Criminal Trespass II.