

PUBLIC NOTICE
IN THE CIRCUIT COURT
OF THE STATE OF
OREGON
FOR THE COUNTY OF
MORROW
WEST EXTENSION
IRRIGATION DISTRICT,
Plaintiff,
vs Patricia L. Pomeroy,
David P. Huff, All Occupants
And Morrow County,
DEFENDANTS

Defendants.
No. 11CV003
Notice of Sale on Writ of
Execution
Real Property

An execution issued from this court in this cause on June 21, 2011, pursuant to a judgment rendered and entered on June 9, 2011, in favor of West Extension Irrigation District and against Defendants Patricia L. Pomeroy, and David P. Huff. In the Judgment it was ordered that the certain property below be sold to satisfy an irrigation district lien.

The execution issued pursuant to the judgment commanded me to sell the real property described below, to satisfy the judgment of \$4,694.57 against said defendants, together with interest at the rate of 16% per annum from November 19th, 2010 to date of judgment, and post judgment interest at a rate of 16% per annum, and \$809.89 together with prejudgment interest at the rate of 16% per annum from February 2, 2010 to date of judgment, and post judgment interest at a rate of 16% per annum on irrigation district liens. \$2,049.50 Attorney fees and \$447.00 costs and distribution incurred herein, with interest of 9% per annum thereon from date of judgment, pursuant to ORS 545.496(2). I will on July 14, 2011, at 10am at the door of the county courthouse in Morrow county, Oregon sell at public auction to the highest bidder for cash (subject to redemption as provided by law) all the interest the above named Defendants Patricia L. Pomeroy, David P. Huff, All other Occupants, and Morrow County had on November 19, 2010 and February 2, 2010, the dates of the liens, and also all of the interest that defendants 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
CITY OF HEPPNER
MAILS WATER REPORT
The City of Heppner's 2010
Water Quality Report has

been mailed to residents. The report describes the quality of the City's drinking water and explains health information, monitoring data, and the sources of water. The report also provides updates on the progress of the City's water supply development projects.

Anyone who did not receive a copy of the report in the mail may pick one up at City Hall, 111 N. Main Street, or call 541-676-9618.
Published: July 6, 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 &
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S&S 11-106631
Published: June 15, 22, 29
and July 6, 2011
Affidavit

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 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

PUBLIC NOTICE

MORROW COUNTY
LAND USE HEARING
THE MORROW
COUNTY PLANNING
COMMISSION will hold the following hearings of public interest on Tuesday, July 26, 2011, at 7:00 p.m. at the Heppner City Hall, Heppner, Oregon.

Transportation System Plan Major Update: Morrow County, applicant. This will be the third of at least three hearings to consider changes to the Morrow County Transportation System Plan (TSP). Updating the TSP ensures that the County's transportation network will be able to serve the entire County over the next 20 years and that the County is consistent with the requirements of the State of Oregon Transportation Planning Rule. Criteria for approval include the Morrow County TSP. Final approval of this revision will be granted by the Morrow County Court.

Conditional Use Permit CUP-S-288: Rich Ruhl applicant and owner. The property is described as Tax Lot 600 of Assessor's Map 2S 24. The property is located on Brenner Canyon Road and Rhea Creek Road approximately 7 miles south of Ione and is zoned Exclusive Farm Use. Request is to approve an aggregate quarry that will process less than 500,000 tons of aggregate material. Criteria for approval include Morrow County Zoning Ordinance (MCZO) Article 3 Section 3.010(D)(11) and Article 6 Conditional Uses.

Comprehensive Plan Amendments AC-048-11 and AC(M)-049-11: Rich Ruhl applicant and owner. The property is described as Tax Lot 600 of Assessor's Map 2S 24. The property is located on Brenner Canyon Road and Rhea Creek Road approximately 7 miles south of Ione and is zoned Exclusive Farm Use. Request is to amend the Comprehensive Plan to include a locally significant aggregate site to Morrow County's list of significant aggregate sites and to amend the Comprehensive Plan map to include the aggregate site location. Criteria for approval are found in the Morrow County Comprehensive Plan (MCCP) Review and Revision Process.

Conditional Use Permit CUP-N-169(A): TMF Biofuels, LLC applicant and Threemile Canyon Farms, LLC owner. The

property is described as Tax Lot 112 of Assessor's Map 3N 23. The property is located south of Interstate 84 off Threemile Road and is zoned Exclusive Farm Use. Request is to amend CUP-N-169 to increase the generating capacity of the approved power generation facility from 3.5 Megawatts to 9.6 Megawatts through a phased development. Criteria for approval include Morrow County Zoning Ordinance (MCZO) Article 3 Section 3.010 and Article 6 Conditional Uses. Opportunity to voice support or opposition to the above proposal or to ask questions will be provided. Failure to raise an issue in person or by letter or failure to provide sufficient specificity to afford the decision maker an opportunity to respond to the issue precludes appeal to the Land Use Board of Appeals based on those issues.

Copies of the staff report and all relevant documents will be available after July 15, 2011. For more information, please contact the Planning Department at 541-922-4624 or 541-676-9061, extension 5503.
DATED this 6th day of July 2011

MORROW COUNTY
P L A N N I N G
DEPARTMENT
Published: July 6, 2011
Affidavit

PUBLIC NOTICE

The Town of Lexington is requesting proposals from licensed bonded contractors. The project will involve furnishing all required materials, excavation and construction of the project. The contractor will be expected to furnish all applicable building permits and follow all building codes. The contractor must have a current and valid contractor's license

The building will house the Volunteer Fire Department. The building will be constructed at a site in Lexington, Oregon. The building will be of pole barn type construction. It will be 72' in length 45' in width with a 14'8" eave height. A complete set of engineered drawings may be viewed at: Town Hall 425 F Street Lexington, Oregon 97839 or Hermiston Plan Center 1565 N. 1st Hermiston, Oregon 97838.

Bid requirements may be obtained by contacting: Town of Lexington PO Box 416 Lexington, Oregon 541-989-8515 or Hermiston Plan Center 541-564-0420. Proposals must be received no later than August 1, 2011 in a sealed envelope and addressed to: Town of Lexington, PO Box 416 Lexington, Oregon 97839. Proposals must be identified as "Lexington Fire Station Construction Project".
Published: July 6 and 13, 2011
Affidavit

Sheriff's Report

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

March 30 (cont.):
-MCSO was notified that Jessica Cruz, 26, was lodged at Umatilla County Jail on Umatilla County Sheriff's Office. MCSO placed a hold for an Irrigon Justice Court warrant for Failure to Pay Fine/Failure to Appear on a Violation Citation.

-BPD issued a citation to Bobby Elden Patterson, 30, for Failure to Obey Traffic Control Device.

March 31: -MCSO lodged a juvenile at NORCOR for Probation Violation.

April 1: -MCSO issued a citation to Amanda Nicole Fortin, 24, for driving 85 mph in a 65 mph zone.

-MCSO issued a citation to a 33 year old female subject for Violating the Speed Limit by driving 92 mph in a 65 mph zone.

-MCSO, Irrigon Ambulance and Irrigon Fire responded to a report of a motorcycle crash in Irrigon. The patient was transported to Good Shepherd Hospital. A 30 year old male was cited for Reckless Driving, No Operator's License, and No Insurance.

-MCSO received a report from a mother who stated her son was smoking marijuana in the house. MCSO and BPD responded. MCSO arrested the juvenile for Probation Violation and was lodged at NORCOR. The juvenile was also cited for Possession of a Controlled Substance (less than an ounce marijuana).

April 4: -MCSO issued a citation to Valery Vitalyevich Gladkov, 33, for Violating the Speed Limit by driving 85 mph in a 55 mph zone.

-MCSO issued a citation to a male subject for Maintaining a Dog as a Public Nuisance.

-MCSO was notified that Joel Chris Sousa, 43, was arrested by a Union Pacific Railroad officer on a Morrow County Irrigon Justice Court warrant for Failure to Appear on the original charge of DUII.

-MCSO issued a

citation to a 22 year old male subject for No Operator's License and Driving Uninsured.

April 6: -MCSO arrested Thomas Anthony Beach, 42, for Driving While Suspended-Misd.

-BPD received a report of a hit-and-run with vehicle damage at Boardman Medical Clinic.

-BPD received a report of kids going to the marina to smoke marijuana during lunch break from school.

April 7: -MCSO received a report of a fight at school. The juveniles were cited for Disorderly Conduct II and Criminal Mischief II.

-MCSO issued a citation to Linda Loree Pine, 46, for Driving While Suspended Violation.

-MCSO was notified that Kody Lee Bledsoe, 28, was arrested by Hermiston PD on an Irrigon Justice Court warrant for Failure to Appear on Violation Citation.

-BPD issued a citation to a 20 year old female subject for Parking in a Disabled Zone.

April 8: -MCSO was notified that Timothy R. Crow, 40, was arrested by Oregon State Police in Salem on an Irrigon Justice Court warrant for Failure to Pay Fine/Imporation Cervid Carcass Killed Another State.

April 9: -MCSO issued a citation to Trista Jane Melvin, 21, for Driving While Suspended-Violation.

-MCSO was notified that Eric Benjamin Ramsey, 41, was arrested by Umatilla County Police Department on an Irrigon Justice Court warrant for Failure to Pay Fine/Dog as a Public Nuisance.

April 13: -MCSO issued a citation to Eric Alan King, 22, for Driving While Suspended-Violation.

-BPD issued a citation to Tom Raymond Carroll, 27, for Driving Whiles Suspended.