PREXY WOULD BAN GATE RECEIPTS AND EXPENSIVE COACH

Frank Parker Day Decries Commercial Aspects of College Sports and Raps Rowdyism.

(Associated Press Leased Wire)

NEW YORK, Jan. 2.—Elimination of gate receipts and "highly paid seasonal coaches" and the organization of a new league or conference in which such innovations as these could be put into practice were proposed yesterday by President Frank Parker Day of Union college in an address prepared for delivery before the National Collegiate Athletic association.

Speaking on "the challenge of the Carnegie report," Dr. Day announced himself "glad to negotiate with nearby colleges of good academic standing and similar athletic strength for the formation of such a league."

"I have been hoping for some years," said Dr. Day, "that the big and well-established universities in the east, like Harvard, Yale and Princeton, would lead the way out of this athletic maze in which we are now wandering.

"There seems to be no sign of this, however, and it was with a sinking heart that I recently read in the paper that the great University of Columbia had engaged an $18,000 coach to train her squad of football players."

Dr. Day predicted that if such "truly amateur leagues" as he proposed could be formed among the small colleges named and others elsewhere, "much good in the way of example might come from it for the great universities."

"We have in America a habit of capitalizing all our fine sentiments. In this vast athletic venture in which we are engaged we have capitalized the spirit of young men to make a vast show for the public."

Bad Behavior Rapped

The Union college head took occasion to criticize drinking betting and ungentlemanly behavior at one football game which he attended as well as to protest at what he regarded as "vulgarity and degradation" in radio accounts of gridiron contests.

"It is no good shouldering the blame upon coaches or graduate managers," he declared. "We, the administrators of colleges, must take the burden upon our own shoulders.

"Here is what we might attempt: First, to have no gate fee to our games and to admit by invitation; second, to do away with high-priced seasonal coaches; third, to ban all scouting, subsidizing, proselyting, and see to it strictly in our own circle that no undergraduate in college or university receives material gain and is appointed to no position simply because he is an athlete on a team."

"Asserting that instead of a "crowd of onlookers, we need crowds of players," Dr. Day said "a good many undergraduates in colleges feel that it is unjust that they should be taxed yearly in order that 30 or 40 highly-selected athletes should be trained by a highly-paid coach to meet the highly-selected athletes of some other college."

JURY DISAGREES OVER OFFICER IN CASE OF HOMICIDE

(Associated Press Leased Wire)

ABINGDON, Va., Jan. 2.—The jury considering the case of James McReynolds, Abingdon police officer, charged with killing J. W. Kendrick, 16-year-old student, was dismissed yesterday when the jurors reported they were unable to reach an agreement.

McReynolds was charged with the shooting of the student on the night of May 6, when officers said they attempted to stop an automobile they suspected of containing liquor. Sheriff J. W. Crowe and Officer W. D. Worley, the other two officers indicted with McReynolds, have been tried, Crowe's case ending in an acquittal and Worley being fined $400 upon conviction of involuntary manslaughter.

NOTICE OF FINAL SETTLEMENT

Notice is hereby given that the undersigned administrator of the estate of William A. Leeper, deceased, has filed his final account in the County Court of the State of Oregon for Douglas County, and the Hon. W. S. Hamilton, Judge of said court, has appointed Saturday, the 1st day of February, 1930, at the hour of ten o'clock in the forenoon of said day in the county courtroom in the courthouse in Roseburg, Douglas County Oregon, as the time and place for hearing objections, if any, to said final account and the settlement thereof.

All persons interested in said estate are hereby notified to file their objections, if any, to said final account, on or before the time set for final hearing as aforesaid.

Dated this 2nd day of January, 1930.

MARCUS L. LEEPER,
Administrator of the estate of William A. Leeper, deceased.

SUMMONS
No. 5865

In the Circuit Court of the State of Oregon for Douglas County.
Gardiner Mill Company, a corporation, Plaintiff, vs.
Neil McKenzie; unknown heirs of Neil McKenzie; Walter A. Pyritz; Loretta Pyritz (sued herein as Jane Doe Pyritz); also all other persons or parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein, Defendants.

To Neil McKenzie; unknown heirs of Neil McKenzie; also all other persons or parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein; Defendants above named:

In the name of the State of Oregon: You and each of you, are hereby required to appear and answer plaintiff's complaint against you now on file in the above entitled court and cause on or before the last day of the time prescribed in the order for publication of summons, to-wit: on or before the 16th day of January, 1930, said day being the expiration of four weeks from the date of the first publication of this summons, the time prescribed for publication being once a week for four consecutive weeks; and if you fail so to appear and answer, for want thereof, the plaintiff will apply to the court for the relief demanded in said complaint, a succinct statement of which is as follows, to-wit: That each and all of you be required to assert and disclose in this suit the nature, extent and character of any adverse claims, estates, liens or interests which you, or any of you, assert in or to the standing and growing timber located upon the real property situated in Douglas County, Oregon, described as lot one (1) in section eighteen (18), in township twenty-one (21) south of range eleven (11) west of the Willamette Meridian containing 21.14 acres more or less, or in or to certain easements upon, over and across the said described real property, running for ninety-nine years from the 23rd day of June, 1906, for the building, operation and maintenance of railroads, logging roads, logging camps and log booms and their appurtenances on, over, across or in front of the said described real property; that each and all of you be decreed to have no right, estate, lien or interest in or to said standing and growing timber or said rights of way or other easements; that you each be forever barred from setting up any claim of right, title, estate, lien or interest in or to said standing and growing timber or said rights of way or other easements of the plaintiff, or any part thereof; and for general relief.

This summons is published in the Roseburg News-Review, a newspaper published in Douglas County Oregon, by order of the Hon. J. T. Brand, Judge of the above entitled court, made and dated December 12th, 1929.

The date of the first publication of this summons is December 19, 1929, and the date of the last publication is January 16, 1930.

R. L. EDDY,
Attorney for Plaintiff, Post office address: Roseburg, Oregon.

SUMMONS
No. 5866

In the Circuit Court of the State of Oregon for Douglas County.
H. F. Tucker, Plaintiff, vs.
Geo. A. Lovejoy and Ethel Lovejoy, his wife, and W. W. Woody, Defendants.

To Geo. A. Lovejoy and Ethel Lovejoy, your wife, defendants above named:

In the name of the State of Oregon you are hereby required to appear and answer the complaint filed against you in the above entitled court and cause within four weeks from the date of the first publication of this summons; and if you fail to appear and answer the complaint, or otherwise plead, for want thereof the plaintiff will take default against you and apply to the court for the relief prayed for in the complaint filed herein to-wit:

For a judgment against Geo. A. Lovejoy and Ethel Lovejoy, his wife, for the sum of $2399.00 with interest thereon at the rate of 8% per annum from the 15th day of November, 1929, for the further sum of $350.00 attorneys fees and for the costs and disbursements of said suit and for a decree foreclosing that certain mortgage made and executed by said defendants, Geo. A. Lovejoy and Ethel Lovejoy, his wife, to the plaintiff herein, which mortgage is dated May 26th, 1925 and was recorded on the 27th day of May, 1925 in Book 41 at Page 367 of Records of Mortgages for Douglas County, Oregon, for the sale of the lands described in said mortgage which are situated in Sections 25 and 26 township 26 south of range 6 west of the Willamette Meridian, and section 30 in township 26 south, of range 5 west of the Willamette Meridian, all in Douglas County, Oregon, reference being made to said mortgage for a fuller and more particular description of said property. That said property be sold to satisfy said judgment and decree. That said defendants and all of them be forever barred and foreclosed of any and all right, title and interest in and to said real property or any part thereof save only the statutory right of redemption; and that plaintiff have such other and further relief as may be just and equitable in the premises.

This summons is served upon you by publication thereof for four weeks pursuant to an order of Honorable J. T. Brand, a Judge of the above named court, which order was made and dated the 3rd day of December, 1929, and directed that this summons be served on you by publication thereof for four weeks in the News-Review, a newspaper of general circulation printed and published in Douglas County, Oregon.

Date of first publication of this summons is December 5th, 1929.
Date of last publication of this summons is January 2nd, 1930.

LORING K. ADAMS,
Attorney for Plaintiff. Postoffice address: 730 Chamber of Commerce Bldg., Portland, Ore.

NOTICE OF FINAL SETTLEMENT

In the County Court of the State of Oregon for Douglas County.
In the matter of the estate of Mary Voytilla, deceased.

Notice is hereby given that the undersigned administrator with the will annexed, of the estate of Mary Voytilla, deceased, has filed in the above court his account in final settlement of said estate, and the court by order duly made and entered on December 19th, 1929, has fixed Friday the 17th day of January, 1930, at the hour of 10 o'clock A. M., as the time and the office of the County Judge, in the County Court Room, in the Douglas County Court House in Roseburg, Oregon, as the place for hearing objections to said account and the settlement of said estate.

This notice is published in the Roseburg News-Review by order of the above court.

Dated and first published December 19th, 1929.

CHARLES C. VOYTILLA,
Administrator with the will annexed of the estate of Mary Voytilla, deceased.

NOTICE OF FINAL ACCOUNT

Notice is hereby given that the undersigned has filed her final account as administratrix of the estate of A. J. A. McSperritt, deceased, in the County Court for Douglas County, Oregon; that hearing thereon has been ordered in said court at 10 o'clock a. m. Jan. 31, 1930, at which time and place all persons interested having objections thereto are required to appear and make any such objections as they may have thereto.

BLANCH HISAW,
Administratrix estate of A. J. A. McSperritt, deceased.

FORECLOSURE SALE

Notice is hereby given that under and by virtue of an execution and order of sale issued out of the Circuit Court of the State of Oregon for the County of Douglas, on the 4th day of December, 1929, in a certain cause in said Court pending wherein the Federal Land Bank of Spokane, a corporation, is plaintiff, and Louis O. Strommen and Ellen Strommen, husband and wife; Coos Bay National Farm Loan Association, a corporation; George Booker; A. R. Seaman; Victor Carlson and H. N. Duckett are defendants, case No. 5777 of said Court and commanding me to sell the hereinafter described real property to satisfy the sum of $1284.28 with interest at the rate of 6% from December 4, 1929, and attorney fee of $125.00 and costs and disbursements of $25.45, together with accruing costs, I will on Saturday, the 11th day of January, 1930, at the hour of 10 o'clock in the forenoon of said day at the front door of the County Court House in the City of Roseburg, Douglas County, Oregon, offer for sale and sell at public auction to the highest and best bidder for cash in hand all the right, title and interest of said defendants in and to the following described real property situated in the County of Douglas, State of Oregon, to-wit:

Beginning at a point on the quarter section line running East and West through the center of the Southeast Quarter (SE¼) of Section 25, Township 23 South, Range 10 West of the Willamette Meridian at a point 825 feet West of the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE¼ SE¼) of said Section 25, run thence North 10° West 1.7 chains; thence North 14° 20' West 391 feet; thence West 1450 feet, more or less, to the East boundary of county road; thence in a Southerly direction along the East boundary of said county road to quarter section line, running East and West through the Southeast Quarter (SE¼) of Section 25, Township and range aforesaid; thence East 1594 feet, more or less to the place of beginning, containing 28 acres, more or less, in the North half of the Southeast Quarter (N½ SE¼) of Section 25, Township 23 South Range 10 West of the Willamette Meridian, said sale being made subject to redemption in the manner provided by law.

Dated at Roseburg, Oregon, this 10th day of December, 1929.

V. T. JACKSON,
Sheriff of Douglas County, Oregon.

NOTICE TO CREDITORS

Notice is hereby given that the undersigned has been duly appointed by the County Court of the State of Oregon, for Douglas County, administrator of the estate of Elsie G. Wilson, deceased. All persons having claims against the estate of said decedent are hereby required to present the same to me, properly verified as required by law, at the office of R. L. Eddy, attorney at law, Roseburg, Oregon, within six months from this date.

Dated December 26, 1929.

A. S. GARNER,
Administrator of the Estate of Elsie G. Wilson, deceased.

NOTICE OF FINAL SETTLEMENT

In the County Court of the State of Oregon for Douglas County.
In the matter of the Estate of Kittie Bushnell, Deceased.

Notice is hereby given that the undersigned administratrix of the estate of Kittie Bushnell, deceased, has filed in the above entitled court the final account of her administration of said estate, and that said court by an order duly made and entered, has fixed Saturday, the 4th day of January, 1930, at the hour of ten o'clock in the forenoon of said day, as the time, and the county court room in the court house in Roseburg, Douglas County, Oregon, as the place for hearing objections, if any, to said final account or to the settlement of said estate.

Dated and first published December 5, 1929.

MINNIE OHLSEN,
Administratrix of the estate of Kittie Bushnell, deceased.

NOTICE OF FINAL SETTLEMENT

In the County Court of Douglas County, State of Oregon.
In the matter of the estate of J. F. Barker, deceased.

Notice is hereby given that the undersigned, Executrix of the Last Will and Testament of the Estate of J. F. Barker, deceased, has filed in the County Court of Douglas County, State of Oregon, her Final Account as such Executrix, and that said court by order duly made and entered has fixed Saturday, the 11th day of January, 1930, at the hour of 10 o'clock in the forenoon of said day, and the County Judge's Chambers in the County Courthouse at Roseburg, Oregon, as the time and place for hearing said Final Account, and objections thereto, if any there be, and for settling the same, and for closing said estate.

Dated and first published December 12, 1929.

ANNIE E. BARKER,
Executrix of the Last Will and Testament of J. F. Barker, deceased.

NOTICE OF FINAL SETTLEMENT

In the County Court of the State of Oregon for Douglas County.
In the matter of the estate of Amasa S. Quant, deceased.

Notice is hereby given that the undersigned executrix has filed in the above entitled court her account in final settlement of the estate of Amasa S. Quant, deceased, and that the Court has fixed Friday the 24th day of January, 1930, at the hour of 10 o'clock A. M. of said day as the time and the office of the County Judge in the Douglas County Court Room in Douglas County Court House, in Roseburg, Oregon, as the place for hearing objections to said account and the settlement of said estate.

This notice is being published in Roseburg News-Review, by order of the above court.

Dated and first published December, 26th, 1929.

JANE QUANT.
Executrix of the estate of Amasa S. Quant, deceased.

NOTICE TO CREDITORS

In the County Court of the State of Oregon for Douglas County.
In the matter of the Estate of James M. Adkins, deceased.

Notice is hereby given that the undersigned has by order of the above entitled court duly made and entered of record been appointed administrator of the estate of James M. Adkins, deceased, and has duly qualified as such.

All persons having claims against said estate are hereby notified to present the same, verified as required by law, to said administrator at his office in Roseburg, Douglas County, Oregon, within six months from the first publication of this notice.

Dated this 26th day of December, 1929.

A. N. ORCUTT,
Administrator.

NOTICE OF TRUSTEE'S SALE OF REAL PROPERTY

In the Circuit Court of the State of Oregon for Douglas County.
J. M. Throne as trustee under the Last Will and Testament of Elizabeth A. Shuey, deceased, Plaintiff, vs.
Harold Edward Nicholas, Anna Seaman Hartman, Dorothy Colie Grabowski, William A. Grabowski and all other unknown parties who have or claim some title, estate, lien or interest in the property described in the complaint herein, Defendants.

Notice is hereby given that by virtue of the decree issued out of the above entitled court in the above entitled cause made and entered on the 4th day of December, 1929, authorizing and empowering me to sell the hereinafter described real property, I will, on Saturday, the 4th day of January, 1930 at the hour of ten o'clock in the forenoon of said day at the front door of the courthouse in Roseburg, Douglas County, Oregon, offer for sale and sell at public auction to the highest bidder for cash in hand, subject to the confirmation of said court, the following described real property, to-wit:

Lot 4 of Block 1 and Lot 1 of Block 2, all in Plat B, Roseburg Home Orchard Tracts in Douglas County, Oregon, according to the official plat thereof on file in the office of the county clerk of said county.

Dated and first published December 5, 1929.

J. M. THRONE,
As trustee under the Last Will and Testament of Elizabeth A. Shuey, deceased.

NOTICE OF FINAL SETTLEMENT

In the County Court of the State of Oregon for Douglas County.
In the Matter of the Estate of Orville Martin, Deceased.

Notice is hereby given that the undersigned administrator de bonis non with the Will annexed of the estate of Orville Martin, deceased has filed in the above entitled court his final account in settlement of said estate; and by order of said court duly made and entered of record, Tuesday, the 14th day of January, 1930, at 10 o'clock A. M. in the county courtroom in the courthouse in Roseburg, Douglas County, Oregon, has been fixed as the time and place for hearing objections, if any there be, to said final account, and for the settlement thereof.

Dated this 12th day of December, 1929.

F. P. CLEMENS,
Administrator.

SUMMONS
No. 5867

In the Circuit Court of the State of Oregon for Douglas County.
Peoples-Pittsburgh Trust Company, a corporation, Trustee, Plaintiff, vs.
Kendall Lumber Company, a corporation; Samuel B. Weller, Riggs National Bank, a corporation, Anthracite Trust Company, a corporation, Union Bank & Trust Company, a corporation, and Stevenson Company, a corporation, Defendants.

To: Kendall Lumber Company, a corporation, Samuel B. Weller, Riggs National Bank, a corporation, Anthracite Trust Company, a corporation, Union Bank & Trust Company, a corporation, and Stevenson Company, a corporation, above named defendants.

In the name of the State of Oregon, You are hereby required to appear and answer the complaint of plaintiff filed against you in the above entitled court and cause on or before four weeks from the first publication of this summons; and if you fail to so appear and answer said complaint, plaintiff for want thereof will apply to the court for the relief demanded in said complaint, a succinct statement of which is as follows, to-wit:

That plaintiff have and recover of and from the defendant Kendall Lumber Company the sum of $599,999.99 with interest thereon at the rate of 6% per annum from the 15th day of March, 1927, and with interest on the sum of $9,999.99 at 6% per annum from September 15, 1927, and on the sum of $9,999.99 at 6% per annum from March 15, 1928, and on the sum of $9,999.99 at 6% per annum from September 15, 1928, and on the sum of $9,999.99 at 6% per annum from March 15, 1929, and on the sum of $9,999.99 at 6% per annum from September 15, 1929, being the amount due, principal and interest, on bonds executed by Kendall Lumber Company on March 15, 1927; and the further sum of $609.00 paid for abstracts of title; and the further sum of $10,000.00 or such part thereof as the court may adjudge reasonable as attorneys' fees, and the costs and disbursements of this suit;

That it be decreed that the mortgage or deed of trust executed by Kendall Lumber Company on the 15th day of March, 1927, to secure the bonds above mentioned, to Peoples Savings and Trust Company of Pittsburgh, as Trustee, and of which said Peoples Savings and Trust Company of Pittsburgh the plaintiff herein is the successor in interest, is a first and paramount lien against the premises therein and hereinafter described, and that said mortgage be foreclosed and the premises therein described, all situate in Douglas County, Oregon, to-wit:

Beginning at an iron pipe in the center of the County Road and on the west line right-of-way of the O. & C. Railroad, from which point an eight inch white oak bears south 30° west 38.9 feet and from which the southwest corner of the Thomas Smith D. L. C. No. 44 in Township 26 south of Range 6 west of W. M. bears south 9° 04' east 2454.5 feet; thence along the west right-of-way line of railroad North 10° 04' east 1590.9 feet to iron pipe; thence south 75° 13' west 554.1 feet to iron pipe in center of county road and from which an eighteen inch white oak bears south 11° east 42.8 feet; thence along the center line of said county road north 16° 41' west 911.3 feet to iron pipe from which a ten inch white oak bears north 2° east 47.9 feet; thence north 38° 18' west 176.8 feet to iron pipe in center of said county road, from which an eight-inch black oak bears north 21° east 94.7 feet; said point being the northeast corner of Lot 1, Plat of Santa Rosa, as filed in the office of County Clerk of Douglas County; thence along north line of said Lot 1 south 68° 27' west 1049.1 feet to thirty six-inch double pine on the bank of North Umpqua River, said tree marking the northwest corner of Lot 1; thence following the right bank of river south 12° 01' east 540.7 feet to a fourteen-inch black oak marking the southwest corner of said Lot 1; thence south 9° 41' east 627.9 feet to iron pipe from which a thirty-inch black oak bears south 26° east 32.8 feet, said point being the southwest corner of Lot 2; thence south 14° 56' east 528.9 feet to iron pipe from which a twelve-inch black oak bears north 15° west 24.3 feet, said point being the southwest corner of Lot 5; thence south 25° 30' east 698.5 feet to iron pipe from which an eight-inch black oak bears north 2½° east 13.4 feet; said point being the southwest corner of Lot 7; thence continuing along north bank of river south 23° 42' east 602.3 feet; thence south 31° 00' east 519.2 feet; thence south 41° 04' east 514.6 feet; thence south 52° 19' east 618.2 feet; thence south 62° 32' east 310.5 feet; thence south 59° 10' east 329.9 feet; thence north 69° 10' east 314.8 feet; thence north 58° 12' east 525.4 feet to a point where the west right-of-way line of the O. & C. Railroad crosses the north bank of the North Umpqua River; thence along the west right-of-way line of railroad north 41° 19' west 233.1 feet to beginning of curve to left; thence following along reverse curve approximately 2350.9 feet to the point of beginning and containing 152.9 acres, more or less; excepting right-of-way of present County Road. Said parcel of land is further described as consisting of Lots 1-2-3-4-5-7-8-9 and the south part of Lot 6, Plat of Santa Rosa; all of Lot 13, Section 26, not included in Plat of Santa Rosa, part of Lot 20, Section 26, lying west of O. & C. R. R. and not included in Plat of Santa Rosa; Lot 19, Section 26; and the southwest corner of Thomas Smith D. L. C. No. 44; all lying in Sections 23, 24, 25 and 26, Township 26 south of Range 6 west of W. M. Subject to the right and easement granted to The California Oregon Power Company by deed dated June 22, 1923, and recorded on the 21st day of July, 1923, in Volume 85 of Deed Records of Douglas County, Oregon, at page 192 thereof, to locate a power plant, flumes and ditches on said premises; also subject to floodage rights of The California Oregon Power Company in the manner and to the extent set forth in paragraph 20 of that certain deed from Douglas County Light & Water Company to The California Oregon Power Company of date July 17, 1922, and recorded July 18, 1923, in Volume 85 of Deed Records of Douglas County, Oregon, at page 63 thereof.

Beginning at an iron pipe on the east right-of-way line of the O. & C. R. R. from which a six-inch black oak bears north 32° east 17.6 feet and from which the southeast corner of the Thomas Smith D. L. C. No. 44 in Township 26 south of Range 6 west of W. M. bears south 83° 38' west 1332.8 feet; thence following the east right-of-way line of the railroad north 39° 02' west 298.8 feet to a point opposite railroad Station 1009+30, thence along radial line through this Station north 22° 45' east 40.0 feet to iron pipe from which a ten-inch black oak bears north 62½° west 5.7 feet; thence north 55° 01' west 1125.9 feet to iron pipe from which an eight-inch white oak bears north 4° east 17.5 feet and a sixteen-inch white oak bears north 83¾° east 52.5 feet; thence south 0° 08' west 118.5 feet to the 60.0 foot right-of-way line of the O. & C. R. R., said course, if continued to center of track, passing through Railroad Station 999+25; thence along east line right-of-way of railroad approximately 1155.8 feet along curve to right to iron pipe in center of County Road and from which a ten-inch white oak bears south 52° east 14.8 feet; thence following center line of County Road south 77° 23' east 2516.5 feet to iron pipe located 7.5 feet to the west of the center line of Pacific Highway opposite Highway Station 3266+38.5 and from which an eighteen-inch white oak bears north 30° 21' east 195.9 feet; thence along old property line fence south 2° 21' east 180.8 feet to iron pipe from which a black oak six inches in diameter bears north 84½° east 81.8 feet, said pipe being at the intersection of the old fence line and the North property line of land owned by the Douglas County Light & Water Company (C. O. P. Co.); thence following their north property line south 49° 06' west 73.7 feet, thence south 51° 21' west 1143.2 feet to iron pipe and the point of beginning, and containing 55.58 acres, more or less. Excepting the right-of-way of present County Road along north side and the right-of-way of Pacific Highway across east side.

Beginning at an iron pipe from which a twenty-four inch black oak bears south 12½° west 128.2 feet, and from which the section corner common to Sections 19 and 20 in Township 26 south of Range 5 West, and Sections 21 and 29 in Township 26 south of Range 5 west of W. M., bears north 29° 31' west 524.5 feet; thence south 29° 48' west 9.25 feet to a sandstone buried eight inches and marked with an "X", from which a thirty inch black oak bears south 40° east 16.5 feet and a twenty-four inch black oak bears north 3° east 12.8 feet; thence south 4° 27' west 22.1 feet to iron pin on the south side of County Road and from which a black oak bears south 42½° east 1.45 feet and a black oak bears south 15½° west 14.3 feet; thence north 41° 12' west 438.6 feet to the south bank of the North Umpqua River; thence following the bank of river north 32° 32' east 1992.9 feet; thence north 65° 02' east 1143 feet; thence south 30° 13' east 243.0 feet to the point of beginning and containing 13.74 acres, more or less, excepting the right-of-way of county road used at present as Pacific Highway. Subject to the rights of The California Oregon Power Company, its successors or assigns, to flood said tract with the waters of the North Umpqua River as the same has heretofore been flooded, with the right to raise the dam at Winchester, Oregon, to an additional height of not to exceed five feet above the elevation of said dam as it existed on June 27, 1912, and to flood said lands with the waters raised thereby, being the right and easement designated and conveyed as parcel No. 24 in that certain deed from Douglas County Light & Water Company to The California Oregon Power Company aforesaid.

Beginning at a point on the east line of the County road from which the northwest corner of Section 30 in Township 26 south, Range 5 west, bears north 69° east 1650 feet, said point being north 52° east 13 feet from the east end of the north concrete pier of the wagon bridge across the North Umpqua river; thence north 82° east 635 feet, north 66° east 650 feet, north 82° east 507 feet, north 88° east 500 feet, north 82½° east 623 feet, south 84½° east 370 feet, south 70° east 250 feet, south 74° east 423 feet, south 87° east 490 feet, south 78½° east 350 feet, south 65¾° east 300 feet, south 64° east 300 feet, south 65¼° east 239 feet, south 79° east 270 feet, north 87° east 384 feet, north 17° east 250 feet, north 2½° west 365 feet, north 44° west 3.5 feet, to a pine tree 16" in diameter marked "C S"; thence north 49° east 75 feet to low water mark on right bank of river; thence following the meanders of said right bank along low water mark to place of beginning, containing 13½ acres, more or less, subject to the right of The California Oregon Power Company to flood said tract with the back waters of the North Umpqua River, being the right and easement designated and conveyed as parcel No. 21 in that certain deed from Douglas County Light & Water Company to The California Oregon Power Company aforesaid.

The SW¼ of the NW¼, and the NW¼ of the SW¼ of Section 8, Township 26 south of Range 2 West of W. M.

The NE¼, and the SE¼ of Section 26; NE¼, SE¼, and Lots 4, 7, 14 and 17 of Section 30; NE¼, of Section 32; all in Township 24 south of Range 1 west of W. M.

NW¼ and the SW¼ of Section 34, in Township 24 south of Range 2 West of W. M.

NE¼, NW¼, SW¼, and SE¼ of Section 2; SE¼ of Section 4; Lots 15, 16, 19 and 20 of Section 6; NE¼, NW¼, SW¼ and the SE¼ of Section 8; NE¼, SW¼ and the SE¼ of Section 10; NE¼, NW¼, SW¼ and the SE¼ of Section 12; NW¼ and the SW¼ of Section 14; W½ of the NE¼, Lots 1, 3, 4, 6, 7, 8, 9, 10, 13 and 14 of Section 18; the E½ of the E½ of Section 20; NE¼ and the SE¼ of Section 22; N½ of the N½ of Section 24; NE¼, NW¼, and the S½ of the S½ of Section 24: all in Township 25 south of Range 1 West of the W. M.

Lots 14, 15, 16 and 17 of Section 2; SE¼, SW¼ of the SE¼, E½ of the SW¼, and Lots 3 and 4 of Section 23; NW¼ of Section 22: all in Township 25 south of Range 2 west of the W. M.

SE¼, NW¼, SW¼, and the SE¼ of Section 34, all in Township 25 south of Range 3 west of the W. M.

NE¼ of Section 24, in Township 25 south of Range 4 West of W. M.

SW¼ of the SW¼ of Section 5; SW¼ of Section 10; SW¼ of the NE¼, SE¼ of the NW¼, NE¼ of the SW¼, and the NW¼ of the SE¼, S½ of the S½, NW¼ of the SW¼, S½ of the SW¼, N½ of the N½, NE¼ of the SE¼, and the SE¼ of the NE¼ of Section 14; NE¼ and the NW¼ of Section 16; NE¼, NW¼ and the SE¼ of Section 22; NW¼ of the NW¼ of Section 23; NE¼, NW¼, SW¼ and the SE¼ of Section 24; NE¼, NW¼ and the SE¼ of Section 26; NE¼, NW¼, SW¼ and the SE¼ of Section 26, all in Township 26 south of Range 2 west of W. M.

SW¼ of the NW¼ and the N½ of the SW¼ of Section 1; Lots 9, 10, 11 and 12 of Section 2; E½ of the NW¼, excepting therefrom the E½ of the NE¼ of the NW¼; NW¼ of the SE¼, SW¼ of the NE¼, W½ of the NW¼ and NE¼ of the NE¼, S½ of the SE¼, NE¼ of the SE¼, and the SE¼ of the NE¼ of Section 12; all in Township 26 south of Range 3 west of Willamette Meridian

S½ of the SE¼ of Section 3; Lot 1, being the fractional NE¼ of the NE¼ of Section 11; and Lots 5, 11, 12, 13 and that part of Lot 6, Section 12, township 27 south of Range 3 west of W. M. described as follows: Beginning at a point on the south bank of East Umpqua River at low water mark where the west line of Lot 6, Section 12, Township 27 south of Range 3 west crosses said river; thence following low water mark up said river to the falls to corner mark by two oak grubs at west end of falls at edge of bank; thence on an air line in a southeasterly direction to a large fir tree on bank of river at the intersection of Spring branch with river; thence up river on low water mark to east line of said Lot 6; thence south to southeast corner of Lot 6; thence West on south line to southwest corner; thence north on West line of Lot 6 to the place of beginning, and being a part of Lot 6 on the south and west side of said river and containing 4 acres, more or less.

Lots 8, 9, 10 and 15 of Section 12; NE¼ and the SE¼ of Section 16; NE¼, NW¼, W½ of the SE¼ and the N½ of the SW¼ of Section 20, in Township 27 south of Range 3 west of W. M.

The NW¼ of Section 28; SE¼ of Section 20; NE¼ and the NW¼ of Section 21, in Township 26 south of Range 2 West of W. M.

Also all right, title and interest of Kendall Lumber Company in and to the SE¼ of the NE¼ of Section 15; the SW¼ of the NE¼, and the N½ of the SE¼ of Section 17; all in Township 26 south of Range 2 west of W. M.

The N½ of the SW¼, and the N½ of the SE¼ of Section 2, Township 27 south, Range 2 West, of W. M.

The rights, privileges, franchises and easements held, owned and enjoyed by said Kendall Lumber Company, to use the North Umpqua River in Douglas County, Oregon, for a highway for the floating, transporting and booming of logs, lumber, timber and wood thereon, together with all rights, privileges, franchises and easements held, owned and enjoyed by said Kendall Lumber Company, to erect and maintain in said river such dams, booms and other structures as are necessary to render and maintain the same fit and suitable for the purposes aforesaid, and to attach the same to the river banks; also the right to improve said river by widening, deepening and strengthening the channel thereof and removing all obstructions therefrom; also all improvements made in said stream by said Kendall Lumber Company or its predecessors in interest; also all rights, privileges and easements owned, held, possessed or enjoyed by said Kendall Lumber Company to pass along the banks of said stream over the premises of the riparian owners as heretofore granted by said riparian owners to the Oregon Boom & Timber Company or Umpqua Improvement Company, or either of them, for the purpose of doing the work hereinbefore mentioned and keeping the same in repair and properly superintending and managing the use of such highway, which said rights, privileges and easements were transferred by Umpqua Improvement Company and Oregon Boom & Timber Company unto J. L. Kendall on the 1st day of December, 1906, and by said Kendall transferred to the Kendall Lumber Corporation, which by deed dated October 2, 1924, and recorded in the office of the County Clerk of Douglas County, Oregon, in Volume 88 of Deeds at page 232, was conveyed to said Kendall Lumber Company.

Save and excepting from the above granted premises that certain piece or parcel of land containing 3.63 acres conveyed by Kendall Lumber Corporation to the State of Oregon by deed dated March 25, 1921, and recorded in Volume 82 of the Deed Records at page 246 thereof, but reserving in Kendall Lumber Company a right-of-way over and across said premises for the construction and operation of a logging railroad as reserved by Kendall Lumber Corporation in said deed to the State of Oregon, and also the reversionary interest in said lands so reserved in said deed if the State of Oregon fails to maintain and operate the trout hatchery on said premises for a period of two consecutive years.

Also excepting from the above grant that certain right-of-way for a County Road conveyed by Kendall Lumber Corporation to Douglas County, Oregon, by deed dated March 28, 1921, and recorded in Book 82 of the Deed Records of Douglas County, Oregon, at page 218 thereof.

Also excepting from the property above described those certain tracts of land containing in the aggregate 296 acres, more or less, deeded by Kendall Lumber Company to The California Oregon Power Company by deed dated October 6, 1924, and recorded November 7, 1924, in the office of the County Clerk of Douglas County, Oregon, in Volume 86 of Deed Records at page 368 thereof, and re-recorded in said office on February 15, 1926, in Volume 87 of Deed Records at page 631 thereof.

Also excepting those certain floodage rights granted to Douglas County Light & Water Company by deed dated June 21, 1912, and recorded in Volume 71 of Deed Records of Douglas County, Oregon, at page 56 thereof, affecting the N½ of the SW¼ of Section 1, the NE¼ of the SE¼ of Section 2, and the S½ of the NE¼ of Section 12, in Township 26 south, Range 3 West of W. M.

be sold by the Sheriff of Douglas County, Oregon, in the manner provided by law, and the proceeds thereof applied, first, to the payment of the costs and expenses of said sale and the costs and disbursements of this suit; second, to the payment to plaintiff of said sum of [illegible] and such sum as the court may adjudge reasonable as attorneys' fees; third, to the payment of the amount found due plaintiff, principal and interest, on said bonds; and the overplus, if any there be, be paid to the clerk of this court to be paid over to whom the court may find rightfully entitled thereto;

That plaintiff be permitted to become a bidder and purchaser of said premises upon the sale thereof, and that the bid of plaintiff, should it become the purchaser, may be credited by the sheriff upon the amount adjudged to be due plaintiff.

That the lien of the defendants Samuel B. Weller, Riggs National Bank, Anthracite Trust Company, Union Bank & Trust Company, and Stevenson Company, and each of them, be decreed to be subsequent, subject and inferior to the lien of plaintiff; and that you and each of you, and each and every of the defendants, be forever barred and foreclosed of all right, title, interest, estate or lien in or to said premises or any part thereof except the right of redemption provided by statue; and that plaintiff have such other and further relief as to the court may seem equitable.

This summons is served upon you by publication thereof for a period of once each week for four consecutive weeks in the Roseburg News-Review, a newspaper of general circulation published and issued in Roseburg, Douglas County, Oregon, by order of the Hon. J. T. Brand, Judge of the above entitled court, made on the 2nd day of December, 1929; and you are hereby required to appear and answer the same on or before four weeks from the date of the first publication thereof, which is the 5th day of December, 1929.

RICE & ORCUTT,
Attorneys for Plaintiff. Postoffice Address: Roseburg, Oregon.

HAPPY NEW YEAR
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GREAT DAYS AHEAD!

Business leaders of the nation are unanimous in their optimism. Great days are coming, they say, days of expansion unparalleled, of development undreamed of. We believe in 1930. We believe that this great nation will forge ahead and that the dawn of another year will find our country more prosperous. We believe that the Umpqua Valley and its inhabitants will share in this prosperity. Each day of the past year has brought us some new development. Each day of the new year holds forth a promise of still more accomplishments.

Nineteen hundred thirty will be a happy and prosperous year.

The management and personnel of each department of this newspaper and printing establishment hereby express their best wishes for the ensuing year.

Roseburg News-Review