Ordinance No. 137.

AN ORDINANCE providing for the issuance of bonds by the City of Jacksonville, Jackson County, Oregon, in the sum of Thirty Thousand Dollars ($30,000.) for the purpose of constructing a system of water works to supply the said city and inhabitants thereof with water, providing for and approving the sale of said bonds, approving the form of said bonds and the coupons attached thereto, and declaring an emergency. THE PEOPLE OF THE CITY OF JACKSONVILLE DO ORDAIN AS FOLLOWS:

WHEREAS, heretofore at an election held by said city the legal voters of said city authorized the issuance of Thirty Thousand Dollars ($30,000.) of bonds for the purpose of constructing a system of water works to supply the said city and the inhabitants thereof with water; and,

Whereas, pursuant to said authorization, an agreement has been entered into for the sale of said bonds when the legality of the same shall have been approved by the attorneys for the buyers of said bonds; and,

Whereas by an act approved by a majority of the qualified electors of said City of Jacksonville at a special election regularly called and held on the 21st of June, 1911, the Common Council of the City of Jacksonville was authorized and empowered in the name of the said City to borrow money and pledge the credit of said City therefor and to issue Thirty Thousand Dollars ($30,000.) of bonds of the City of Jacksonville, Oregon, dated October 1, 1910, due twenty years after said date, with interest thereon at the rate of six per cent. (6 per cent) per annum, payable semi-annually, interest and principal payable at the Fiscal Agency of the State of Oregon in the City of New York, said bonds to be known as water bonds of the City of Jacksonville, State of Oregon.

AND WHEREAS, said act went into force and effect upon the proclamation of the Mayor that said act had been passed by the vote of the qualified electors at said special election, which proclamation was made as by law required on the 29th day of June, 1911, and filed in the Office of the Recorder of the City of Jacksonville, on the 29th day of June, 1911.

NOW THEREFORE

THE PEOPLE OF THE CITY OF JACKSONVILLE DO ORDAIN AS FOLLOWS:

Section 1. That the City of Jacksonville do issue bonds in the name of and under the corporate seal of said City in the amount of Thirty Thousand Dollars ($30,000.) in denominations of Five Hundred Dollars ($500.) each, numbered consecutively from No 1 to No. 60, inclusive; the entire issue of Thirty Thousand Dollars ($30,000.) of bonds aforesaid to bear interest at the rate of six per cent. (6 per annum, payable semi-annually, and said bonds to bear date October 1, 1910, and to become due and payable October 1, 1930; both principal and interest to be payable at the Fiscal Agency of the State of Oregon, in the City of New York; said bonds to be signed by the Mayor and countersigned by the Recorder of the City of Jacksonville, Oregon, whereby the City of Jacksonville shall be held and considered in substance and effect to undertake and promise in consideration of the premises to pay to the bearer of each of said bonds at the expiration thereof the sum therein named in gold coin of the United States of America, together with interest thereon in like gold coin at the rate of six per cent (6 per cent per annum, payable semi-annually, which bonds shall be known as

CITY OF JACKSONVILLE WATER BONDS,

the interest on said bonds being represented by coupons, annexed thereto, bearing the lithographed fac simile signatures of the Mayor and Recorder.

Section 2. The following form be, and the same is, hereby approved and declared to be the form of said City of Jacksonville Water Bonds, to-wit:-

UNITED STATES OF AMERICA
STATE OF OREGON

CITY OF JACKSONVILLE, JACKSON COUNTY, WATER BOND

NO..... $500.00.

KNOW ALL MEN BY THESE PRESENTS, that the City of Jacksonville, Jackson County, Oregon, for value received, acknowledges itself indebted and hereby promises to pay to the bearer, the sum of Five Hundred Dollars ($500.) in Gold Coin of the United States of America, of the present standard of weight and fineness, on the First day of October, 1930, with interest thereon in like Gold Coin at the rate of Six per cent. (6 per cent) per annum, payable semi-annually on the First day of April and on the First day of October in each year. Principal and interest payable at the Fiscal Agency of the State of Oregon in the City of New York upon presentation and surrender of this Bond and annexed coupons as they severally mature.

This Bond is one of a series of bonds of the City of Jacksonville, Jackson County, Oregon, of like date and tenor numbered consecutively from one to sixty, inclusive, aggregating not to exceed Thirty Thousand Dollars ($30,000.) par value and amount, issued by the said City of Jacksonville for the purpose of constructing a system of water works to supply the said City and inhabitants thereof with water, and the issuance of said bond and all of said bonds is by virtue of and in full compliance with all the provisions of an Amendment to the Charter of the City of Jacksonville, adopted by the qualified electors of the said city of Jacksonville, at a special election held on June 21, 1911, and proclaimed by the Mayor on June 29th, 1911, and filed with the Recorder on said June 29th, 1911.

And it is hereby certified, recited and declared that all acts, things, elections, votes, orders ordinances, resolutions and conditions precedent to the right to issue and deliver this bond, as prescribed by the said charter and by the constitution and laws of said state have happened existed and been done and performed prior to the issue hereof in regular and due time form and manner as required by law and that the indebtedness of the said, city of Jacksonville including this bond and the issue of which the same forms a part does not exceed any constitutional, statutory or charter limitation.

And for the punctual payment at maturity of the principal and interest of this bond, the faith and credit of the City of Jacksonville are irrevocably pledged.

IN TESTIMONY WHEREOF, the City of Jacksonville has caused this bond to be signed by its Mayor, countersigned by its Recorder, and sealed with its corporate seal, and the interest coupons hereunto attached to be executed in its behalf by the engraved fac simile signature of its Mayor and Recorder, this the First day of October, A. D., 1910.

{Seal of City of Jacksonville} .....
Mayor.

Countersigned:

.....
Recorder of the City of Jacksonville.

Section 3. That the following be and the same hereby is approved and declared to be the form of coupon to be attached to the said City of Jacksonville Water Bonds:

Coupon No..... $.....

On the First day of.....19...., the City of Jacksonville in the County of Jackson, State of Oregon, will pay to the bearer fifteen dollars ($15.) in gold coin of the United States at the Fiscal Agency of the State of Oregon, in the City of New York, being six months interest on its Water Bond, No.....

Attest: ....
Mayor.

.....
Recorder of City of Jacksonville.

Section 4. That the bid of Ulen, Sutherlin & Co., heretofore duly transferred to Morris Brothers, of Portland, Oregon, heretofore made for the purchase of the proposed issue of bonds under this ordinance, and which bid is on file in the office of the City Recorder, is hereby, by mutual agreement by and between the City of Jacksonville and said Morris Brothers, accepted with the following modification and amendment, to-wit: The said Morris Brothers, within ten days from the date of the passage of this ordinance are to provide and furnish to the City of Jacksonville, free of any cost, charge or deduction, the bonds herein provided for and within said time are to pay for and the City of Jacksonville is to receive as full payment for the aforesaid bonds the full sum of Thirty Thousand ($30,000.00) Dollars, lawful money of the United States, and together with the accrued interest due on said bonds from the 1st. day of October, 1910, up to the time and date of the actual payment therefor by said Morris Brothers as herein provided, less, however, the sum of Two Hundred Thirty-six ($236.50) and 50-100 Dollars.

Section 5 That the Mayor and City Recorder be and they hereby are authorized and instructed to execute and deliver the said Thirty Thousand Dollars issue of City of Jacksonville Water Bonds to Morris Brothers in accordance with the terms and conditions of the aforesaid bid of Ulen, Sutherlin Co., duly transferred as aforesaid, to said Morris Brothers, as modified and amended in accordance with section 4 of this ordinance.

Section 6. Inasmuch as this ordinance is necessary for the immediate preservation of the health, safety and peace of the City of Jacksonville, in this, that the present system of water supply is uusufficient, inadequate and unfit to supply the City and inhabitants thereof with an adequate supply of good, pure and wholesome water; and inasmuch as the charter of said city provides for the erection and maintenance of a water system and waterworks to supply the city with water for a sewer system and for other useful and beneficial purposes, and to issue its duly authorized bonds therefor; and inasmuch as improvements have been undertaken and are under way; and inasmuch as the issuance of said bonds has been approved by vote of the electors of said city a at an election regularly held therefor; and inasmuch as the contract for the purchase of said bonds has been entered into and the form of bond must be approved before the purchasers will accept the same, AN EMERGENCY IS THEREFORE HEREBY DECLARED, and this ordinance shall go into force and effect from and after its approval by the Mayor and publication.

PASSED by the Common Council on this 3rd. day of OCTOBER, A. D. 1911 by the following vote:

YEAS—Britt, Dunford, Fick and Grieve.

NAYS—None.

HENRY G. DOX
Recorder of the City of Jacksonville

Submittdd to the Mayor October 3rd., 1911.

Approved by the Mayor October 3rd., 1911.

T. T. SHAW
Mayor of the City of Jacksonville.

SUMMONS.

IN THE CIRCUIT COURT OF THE STATE OF OREGON, IN AND FOR THE COUNTY OF JACKSON.

Charles F. Young, and J. Court Hall, Plaintiffs,

vs.

L. A. Pruett and Londora Pruett, his wife, Defendants.

To L. A. Pruett and Londora Pruett, his wife, the above named defendants.

IN THE NAME OF THE STATE OF OREGON:—You and each of you, are hereby required to appear in the above entitled court and cause and answer the complaint of the plaintiffs now on file against you and each of you, within ten days from the date of the service of this summons upon you if served within Jackson County, Oregon, or if served within any other county within Oregon, then within twenty days of the date of such service upon you. If service upon you be had by publication of summons, then on or before the expiration of six weeks from the date of the first publication of said summons and you will take notice that if you fail to appear and answer said complaint within said time that the plaintiffs will take a decree against you and each of you for the relief prayed for in the complaint, to-wit:

That the plaintiffs herein are the owners in fee simple of the Southwest Quarter of Section 33 in Township 36 South of Range 1 West of the Willamette Meridian in Jackson County, Oregon, containing 160 acres; that neither of the defendants have any right, title or interest of any kind or nature either therein or thereto. That the title to all of said property is in the plaintiff's herein, free from any lien or claim of any kind or nature of either of the defendants herein and that the title to all of said property be quieted in the plaintiffs herein and for a judgment for costs and disbursements against such of the above named defendants who shall contest the prayer of said complaint, and for such other, further and different relief as to the court shall seem meet and equitable in the premises.

This summons is published in the Jacksonville Post, a weekly newspaper published weekly and regularly in Jacksonville, Jackson County, Oregon, under and by virtue of an order of the Honorable Frank M. Calkins, Judge of the above entitled Court, which said order was made in chambers on the 25th day of August, 1911.

The date of the first publication of this summons is the 2nd day of September, 1911.

COLVIG & REAMES,
Attorneys for the plaintiffs

Notice for Publication.

DEPARTMENT OF THE INTERIOR
U. S. Land Office at Roseburg, Oregon, August 26, 1911.

Notice is hereby given that Cyrenius Combest, of Buncom, Oregon, who, on July 10, 1906, made Homestead Entry 14294, Serial No. 04105, for N.W.¼ N.E.¼, N.½ N.W.¼, and S.W.¼ N.W.¼, Section 28, Township 39 South, Range 2 West Willamette Meridian, has filed notice of intention to make final five year proof, to establish claim to the land above described, before W. H. Canon, United States Commissioner, at Medford, Oregon, on the 20th day of October, 1911.

Claimant names as witnesses: Voluntine Combest, of Buncom, Oregon: Arthur Kleinhammer, of Buncom, Oregon: William Pursel, of Buncom, Oregon; C. W. Pursel, of Buncom, Oregon.

BENJAMIN F JONES,
Register.

Notice of Referee's Sale.

John Pegg, Plaintiff.

vs.

Charles Pegg et al, Defendants.

By Virtue of an Order duly made by the Circuit Court of the State of Oregon, for Jackson County, dated the 16th day of September, 1911, wherein it was ordered, adjudged and decreed that the undersigned be appointed as referee to sell the hereinafter described real property and being further ordered that the undersigned sell at public auction to the highest bidder for cash the following described real property, to-wit:—

The West half of the North-east quarter and the East half of the North-west quarter of Section 33, in Township 35 South of Range 1 East of the Willamette Meridian, in Jackson County, Oregon, containing 160 acres.

PUBLIC NOTICE IS HEREBY GIVEN, That I, the undersigned, by virtue of said order, will on the 21st day of October, 1911, at the front door of the Court House in Jacksonville, Jackson County, Oregon, at the hour of 2 P. M. of said day, sell at public auction to the highest bidder for cash the above described real property.

Dated at Jacksonville, Oregon, September 21st, 1911.

W. A. JONES,
Referee.

Dr. Bell's Pine-Tar-Honey
For Coughs and Colds.

Notice for Publication.

DEPARTMENT OF THE INTERIOR.
U. S. Land Office at Roseburg, Oregon, September 25, 1911.

Notice is hereby given that Walter F. Yocum, of Ruch, Jackson County, Oregon, who, on Oct. 28, 1904, made Homestead Entry, Serial No. 06847, for W.½ N.W.¼ and N.W.¼ S.W.¼, Section 30, Township 38 S., Range 2 W., Willamette Meridian, has filed notice of intention to make final five year proof, to establish claim to the land above described, before W. H. Canon, United States Commissioner, at Medford, Oregon, on the 17th day of November, 1911.

Claimant names as witnesses: Albert W. Yocum, of Central Point, Oregon; Sam Coffman, of Ruch, Oregon; John Matney, of Ruch, Oregon; Sam Carpenter, of Ruch, Oregon.

BENJAMIN F. JONES,
Register.

SUMMONS.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR JACKSON COUNTY.

Missouri Emaline Dorman, Plaintiff,

vs.

Charles W. Dorman, Defendant.

To Charles W. Dorman, the above named defendant.

IN THE NAME OF THE STATE OF OREGON You are hereby notified that you are required to appear and answer or otherwise plead to the complaint of the above named plaintiff filed against you in the above entitled Court and cause, within ten days from the date of the service of this summons upon you, if served upon you within Jackson County, State of Oregon, or if served upon you within any other county of the State of Oregon, then within twenty days from the date of the service of this summons upon you; or if served by publication, then on or before the last day so prescribed in the order for publication of said summons as hereinafter stated; and you will take notice that if you fail to so appear and answer or otherwise plead to said complaint within said time, plaintiff will take a default and decree against you for the relief prayed for in her complaint, to-wit: for a decree dissolving the bonds of matrimony now existing between you and the above named plaintiff and for a judgment of $2000.00 and for the costs and disbursements of this suit and for such other and further relief that the Court shall deem equitable.

This summons is published in the Jacksonville Post by order of the Hon. F. M. Calkins, Judge of the above entitled Court, which said order was made and dated in chambers on the 25th day of September, 1911, and it is therein ordered that you appear and answer or otherwise plead to the complaint on file herein on or before the expiration of six weeks from the date prescribed in said order as the date of the first publication of this summons.

The date of the first publication of this summons and the date prescribed in the aforesaid order for the first publication of said summons is Sept. 30, 1911, and the date of the last publication thereof and on or before which date you are required to appear and answer or otherwise plead to said complaint is Nov. 11, 1911.

J. A. LEMERY,
Attorney for Plaintiff.

SUMMONS.

IN THE CIRCUIT COURT OF THE STATE OF OREGON, FOR JACKSON COUNTY

William B. Radebaugh, Plaintiff.

vs.

Edna M. Radebaugh, Defendant.

To Edna M. Radebaugh, the above named defendant.

IN THE NAME OF THE STATE OF OREGON: You are hereby notified that you are required to appear and answer or otherwise plead to the complaint of the plaintiff filed against you in the above entitled Court and cause, within ten days from the date of the service of this summons upon you, if served upon you within Jackson County, State of Oregon, or if served upon you within any other county of the State of Oregon, then within twenty days from the date of the service of this summons upon you; or if served by publication, then on or before the last day so prescribed in the order for publication of said summons as hereinafter stated, and you will take notice that if you fail to so appear and answer or otherwise plead to said complaint within said time, plaintiff will take a default and decree against you for relief prayed for in his complaint, to-wit: for a decree dissolving the bonds of matrimony now existing between you and the above named plaintiff and for a judgment for the costs and disbursements of this suit and for such other and further relief that the Court shall deem equitable.

This summons is published in the Jacksonville Post by order of the Hon. F. M. Calkins, Judge of the above entitled Court, which said order was made and dated in chambers on the 25th day of Sept., 1911, and it is therein ordered that you appear and answer or otherwise plead to the complaint on file herein on or before the expiration of six weeks from the date prescribed in said order as the date of the first publication of this summons.

The date of the first publication of this summons and the date prescribed in the aforesaid order for the first publication of said summons is Sept. 30, 1911 and the date of the last publication thereof and on or before which date you are required to appear and answer or otherwise plead to said complaint is Nov. 11, 1911.

J. A. LEMERY,
Attorney for Plaintiff.

Notice of Sheriff's Sale of Real Estate Under Execution.

First National Bank of Medford, Oregon, a Corporation, Plaintiff.

vs.

James H. Grace and Amy Grace, Defendants.

By Virtue of an Execution and Order of Sale duly issued by the Clerk of the Circuit Court of the County of Jackson, State of Oregon, dated the 21st day of September, 1911, in a certain action in the Circuit Court for said County and State wherein First National Bank of Medford, Oregon, a corporation, recovered judgment against James H. Grace and Amy Grace for the sum of Three Thousand One Hundred Thirteen and 80-100 Dollars ($3113.80) and costs and disbursements taxed at Twenty-three and 60-100 Dollars ($23.60) on the 1st day of September, 1911.

PUBLIC NOTICE IS HEREBY GIVEN that I will on the 23rd day of October, 1911, at the front door of the Court House in Jacksonville, in said County, at 2 o'clock P. M. of said day sell at public auction to the highest bidder for cash the following described real property, to-wit:

The South-east quarter of Section 14 and the North half of the North-east quarter of Section 23, in Township 35 South of Range 2 West of Willamette Meridian, in Jackson County, Oregon, excepting, however, therefrom, commencing at the North-west corner of the North-east quarter of Section 23 and running thence east 23 rods; thence south 68 rods; thence west 23 rods; thence north 68 rods to the place of beginning.

Taken and levied upon as the property of the said James H. Grace and Amy Grace or so much thereof as may be necessary to satisfy the said judgment in favor of said First National Bank of Medford, Oregon, against said James H. Grace and Amy Grace, with interest thereon together with all costs and disbursements that have or may accrue.

Dated at Jacksonville, Oregon, September 21st, 1911.

W. A. JONES,
Sheriff.

By R. B. DOW, Deputy.

D. W. BAGSHAW

Attorney at Law

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