IN THE CIRCUIT COURT OF THE STATE OF OREGON, IN AND FOR THE COUNTY OF LANE, CASE NO. 16119.

Continental and Commercial Trust and Savings bank, a corporation, plaintiff, vs. Coast Range Lumber company, a corporation, Dollar Portland Lumber company, a corporation, Credit Service company, a corporation, John A. McPherson, as Trustee in Bankruptcy of the Coast Range Lumber company, Norris R. Wentworth, Lloyd J. Wentworth and George K. Wentworth, Jr., trustees and as liquidating trustees of the firm of J. & G. K. Wentworth; Susie L. Wentworth, widow; Norris R. Wentworth and Martha Agnew Wentworth, his wife; Lloyd J. Wentworth and Imogen S Wentworth, his wife; Harold A. Wentworth, a bachelor, Albert F. Stone, Mrs. Albert F. Stone; G. K. Wentworth, Jr.; a widower; Grace Wentworth Biggs and Elmer L. Biggs, her husband; Margaret H. Wentworth, widow, T. J. Seufert, Edith M. Peterson a widow,

Defendants.

SUMMONS.
SUIT IN EQUITY TO FORECLOSE TRUST DEED.

To Norris R. Wentworth, trustee and as liquidating trustee of the firm of J. & G. K. Wentworth, Susie L. Wentworth, Norris R. Wentworth, Martha Agnew Wentworth, Harold A. Wentworth, Albert F. Stone, Mrs. Albert F. Stone, Grace Wentworth Biggs, Elmer L. Biggs, Margaret H. Wentworth, Edith M. Peterson,

Defendants:

IN THE NAME OF THE STATE OF OREGON you and each of you are hereby required to appear and answer the Amended Complaint filed against you in the above entitled court and cause within six weeks from the third day of December, 1925, which is the date of the first publication hereof, and if you fail so to appear and answer on or before the last day of the time prescribed in the Order for Publication hereof, to-wit, January 14, 1926, for want thereof, the plaintiff will take judgment and decree against you and will apply to the court for the relief demanded in plaintiff's said Amended Complaint, a succinct statement of which is: that the plaintiff recover off and from the defendant, Coast Range Lumber company, the full sum of $193,500.00 together with interest thereon at the rate of 6% per annum from the first day of July, 1923, and the further sum of $3,568.95 together with interest thereon from the 24th day of April, 1925, at 7% per annum, and the further sum of $576.70 together with interest thereon from the 29th day of August, 1925, at 7% per annum and the further sum of $2,914.09 together with interest thereon at the rate of 7% per annum from the 23rd day of October, 1925, and the further sum of $831.93 together with interest thereon at the rate of 7% per annum from the 8th day of July, 1925, and the further sum of $1,913.47 together with interest thereon at the rate of 7% per annum from the 3rd day of October, 1925, and the further sum of $19,350.00, reasonable attorney's fees and $2,000.00 trustee's fees and for plaintiff's costs and disbursements herein; that the amounts aforesaid be adjudged to be a first and prior lien upon the property described in the Amended Complaint, hereinafter set forth; that the trust deed duly recorded in book 31, page 126, Records of Mortgages of Lane county, Oregon, be foreclosed as a mortgage and the property herein described be ordered sold as real property is sold under execution in such lots or parcels, or in one lot or parcel, as will bring the highest and best price, and that the proceeds of said sale be applied first to the expenses of said sale, next to the costs and disbursements of this suit, then to the reasonable attorney's fees, then to the trustee's fees, and then to the amount advanced by plaintiff and adjudged due it for insurance, abstracts, taxes and then to the other amounts adjudged due plaintiff from the defendant, Coast Range Lumber company, with interest on said various sums from the date of said decree and the overplus, if any there be, abide the order of the court; that execution issue for the enforcement of said decree, and that the plaintiff may become a purchaser at said sale, and that the sheriff, or other officer making said sale, put the purchaser or purchasers in possession of the property ordered sold, and that the defendants, and all persons claiming by, through or under said defendants, or any of them, be barred and foreclosed of all right, title, claim, interest and equity of redemption in and to said property after the time for redemption has expired; that in case plaintiff is a purchaser at said execution sale, the amount of its bid may be credited on the judgment or decree which it may obtain herein to the extent of the amount of said bid, and that the plaintiff have such other and further relief as to the court shall seem meet and equitable; that the real property aforesaid is located in Linn and Lane counties, Oregon, and is described as follows, to-wit:

All of section 13 in township 15 south, range 1 east of Willamette meridian.

A strip 5 chains wide off the entire south side of the southwest quarter (SW¼) of section 22; the southeast quarter (SE¼) of the southwest quarter (SW¼) of section 24; the northwest quarter (NW¼) of the southwest quarter (SW¼) of section 26; the north half (N½) of the northwest quarter (NW¼) of section 27; all of section 30; the west half (W½) of section 32 (except lots 5 and 6 of Morden's Colony as platted and recorded in Lane county, Oregon); the south half (S½) of the northeast quarter (NE¼) and the southeast quarter (SE¼); the east half of the southwest quarter (except 2 acres lying north of the Mohawk deeded to Cal Hileman March 3, 1904, by deed recorded on page 256 of volume 66 of the deeds and records of Lane county, Oregon) in section 33. Also beginning at a point 30 chains north of the southwest corner of said section 33, running thence east 5.85 chains, thence south 40° east 3.43 chains north 30° east 3.31 chains, thence east 10 chains thence north 10 chains, thence west 20 chains to the quarter section corner on west line of said section, thence south 10 chains to the place of beginning; also a strip of land 24 feet wide from the main mill race along the southeast side of the said mill race, commencing at the north line of said Hileman land along southeast side of mill race to what is known as the Rock Creek Dam, in section 33; the south half (S½) of northwest quarter (NW¼) and the southwest quarter (SW¼) of section 34; all in township 15, south range 1 west of Willamette meridian.

The northeast quarter (NE¼) and southwest quarter (SW¼) of southwest quarter of section 10; the south half (S½) of the southwest quarter (SW¼) of section 16; all of section 22, excepting the north half (N½) of the northwest quarter (NW¼) thereof; all of section 24, excepting the southwest quarter (SW¼) of the northwest quarter (NW¼) thereof; the north half (N½) of section 26; all of section 28, excepting the northwest quarter (NW¼) thereof; all of section 36; all in Township 15 south range 2 west of Willamette meridian.

All of the north half (N½) of section 6, excepting the northeast quarter (NE¼) of the northwest quarter (NW¼) thereof; also lot No. one (1) of section 5 containing 38.64 acres, and all that part of the William C. Baird and wife donation Land Claim No. 43, notification No. 6983 lying west of the Mohawk River and south of Shotgun Creek, containing about 90 acres, be the same more or less; also beginning at a corner 13 rods northeast of the north end of Shotgun bridge, running thence south by 40 degrees east, 25 rods to the center of Mohawk Creek thence returning to the beginning corner and following the county road survey 48 rods, thence east to the center of Mohawk Creek, thence up the Mohawk Creek until the lines intersect, containing 4 acres, more or less; also beginning at the northeast corner of school house grounds, run thence parallel with the school house ground northwesterly 40 rods, thence at right angles to the south bank of Shotgun Creek, thence meandering the south bank of Shotgun Creek to the county road survey at the southeast of Shotgun bridge, thence northeasterly on county road survey to the southeast corner of school house grounds thence westerly to the southwest corner of school house grounds, thence easterly to the southeast corner of school house grounds, thence northerly till the lines intersect, thence easterly to the place of beginning, containing 4 acres, more or less; the whole of the above described property containing 8 acres more or less; also one dam forming the mill pond in what is known as "Shotgun Creek" and one dam in Mohawk Creek, together with water ditch from dam in Mohawk Creek to connect with pond in "Shotgun Creek"; all in township 16 south, range 1 west of Willamette meridian.

Southeast quarter of section 26; southwest quarter of section 26; north half of section 34; northeast quarter of southwest quarter of section 10; southwest quarter of northwest quarter of section 24; all in township 15 south of range 2 west of Willamette meridian.

Southwest quarter of southwest quarter of section 21; northwest quarter of northwest quarter of section 28; north half of northwest quarter of section 34; all in township 15 south of range 1 west of Willamette meridian.

Northeast quarter of northwest quarter of section 6, township 16 south of range 1 west of Willamette meridian.

Beginning at a point on the south line of section 32, township 15 south range 1 west of Willamette meridian, 723.3 feet west of the southeast corner of said section, and running thence west 357 feet along the south line of said section 32 to the east bank of the mill race, thence north 21° 40' east along the east bank of said mill race 208 feet, thence east parallel with the south line of said section 32, 357 feet to the northwest corner of a tract of land sold by Lena M. Gerking to the Rural Supply company, thence south 21° 40' west 208 feet to the place of beginning, containing 1.59 acres of land in said section 32. Also commencing at a point in the county road 619.3 feet west from section corner of sections 4 and 5 of township 16 and sections 32 and 33 of township 15 south, range 1 west of Willamette meridian running thence northerly along center line of county road 34 feet, thence west 104 feet, thence southwesterly 34 feet to a point 104 feet west from the starting point, thence east 104 feet to the place of beginning. Also commencing at a point in the county road 34 feet northerly and 619.3 feet west from the section corner of sections 4 and 5, in township 16, and sections 32 and 33 in township 15 south of range 1 west of Willamette meridian, running thence west 104 feet to a point 34 feet northerly from the section line between sections 5 and 32, townships 16 and 15 south of range 1 west, thence northerly on a line parallel with the county road 128.5 feet thense easterly to the center of the said county road a distance of 140.6 feet from the point where the section lines aforesaid cross said highway, thence southerly along the center of said highway 106.6 feet to the place of beginning.

All lands acquired by Andrew J. Workman, west of Mohawk River and north of Shotgun Creek in Baird Donation Land Claim No. 43 in township 16 south of range 1 west of Willamette meridian (excepting: three parcels mentioned in deed to trustees, German Baptist Church, recorded on page 28 of book 54; and parcel described in deed to N. G. Hyland recorded on page 383 of book 62; and parcel described in deed to George Windham, recorded on page 421 of book 52; all in Records of Deeds of Lane county, Oregon;) being those owned by said Workman October 26, 1911, and then conveyed to said Coast Range Lumber company, deed recorded on page 68 of book 95 of said Deed Records.

Beginning at a point in the county road 208 feet northerly and 619.3 feet west from the section corner of sections 4 and 5 in township 16 and sections 32 and 33 in township 15 south range 1 west of Willamette meridian, thence running 104 feet west, thence southerly on a line parallel with said county road 35.5 feet, thence easterly to center of county road at a point 67.4 feet southerly from place of beginning, thence northerly along said county road 67.4 feet to place of beginning, all being in Lane county, Oregon.

Beginning at the one sixteenth corner 1320 feet south of the quarter corner for sections 28 and 33, thence south 330 feet, thence west 400 feet thence north 330 feet, thence east 400 feet to the place of beginning, enclosing a dam site on the Mohawk River and containing 3.26 acres more or less in section 33, township 15 south of range 1 west in Lane county, Oregon. Also one parcel of land 35 feet in width on line of present raceway, being described as follows: beginning at a point 400 feet west and 90 feet south of the above mentioned one sixteenth corner, thence north 75 degrees west 244 feet, thence south 25° west 268 feet thence south 50 feet to property line containing .7 of one acre, more or less, all in Lane county Oregon.

Also begin at a point at intersection of north right of way of S. P. R. R. company and west side of county road said point being 1672.3 feet south and 1123.5 feet west of corner in angle of Joseph G. Gray Donation Land Claim No. 38 Notf. 7500, township 16 south range 1 west of the Willamette meridian, thence north 37° 40' east along west side of county road 293 feet, thence south 71° 12' west 888.6 feet, thence south 190 feet to north line of S. P. R. R. right of way, thence easterly along said right of way to beginning, containing 1.90 acres.

Also begin at the corner in angle of Joseph G. and Samuel Gray Donation Land Claims No. 38 and 40, east 84.9 feet, to edge of county road, thence south 24° 6' west along west side of county road 207.9 feet, thence north 190 feet, to beginning, containing .19 of an acre, in Lane county, Oregon.

Commencing at a point in the center of the county road twelve rods northerly from the northerly end of the bridge across Shotgun Creek in section 5 township 16 south, of range 1 west of the Willamette meridian, thence north 52° west 11½ rods, and thence north 32° east 14 rods, thence south 58° east 11½ rods, and thence southwesterly along the center of said county road to the place of beginning, being a part of the William C. Baird Donation Land Claim No. 43, Notification No. 6983, in section 5, township 16 south, of range 1 west of the Willamette meridian, in Lane county, Oregon.

Beginning at the Northeast corner of the southeast quarter of the northwest quarter of section 33, in township 15 south of range 1 west of the Willamette meridian, Lane county, Oregon, thence south 330 feet, thence west 400 feet, thence north 330 feet, thence east 400 feet to the place of beginning, containing 3.26 acres, more or less.

Parcel described in deed from Cal Hileman and wife, recorded on page 198 of book 93 of said Records ofDeeds in or near sections 32 and 33, township 15 south, of range 1 aforesaid.

One acre parcel on east bank of Mohawk River described in deed from Morgan Workman, recorded page 221 of book 94, Records of Deeds of Lane county, Oregon, being the Records of Deeds referred to in the preceding parcel.

Commencing at a point 30 rods north 58° west from the northeast corner of the school house grounds of school district No. 64 of Lane county, Oregon, and run thence north 58° west 10 rods, thence east 6 rods and 7 feet, thence south 58° east 5¼ rods, thence south 32° west 4 rods and 4 feet to the place of beginning, containing 32 square rods, more or less, in section 5, township 16 south of range 1 west of Willamette meridian.

Commencing at a point 20 rods north 58° west of the northeast corner of the school house grounds of school district No. 64, in Lane county, Oregon and running thence north 58° west 125 feet thence north 32° east 70 feet; thence south 58° east 125 feet, thence south 32° west 70 feet to the place of beginning, containing 8750 square feet, more or less, all in section 5, township 16 south range 1 west of the Willamette merdian.

A strip of land along the east side of county road 30 feet wide, 15 feet on each side of a center line, described as follows: Beginning at a point 1875.6 feet south and 274.9 feet west of the northeast corner of Thomas Gray D. L. C. No. 42, Notf. 6982, township 16 S. R. one west of Willamette meridian, thence north 14° 38' east 920.8 feet, north 7° 12' east 755.2 feet, north 13° 56' west 38 feet to edge of county road containing 1.19 acres.

Also a strip of land 30 feet wide, 15 feet on each side of a center line described as follows: Beginning six feet west of the said northeast corner of said D. L. C. 42, Notf. 6982, township 16 S. R. one west, thence south 13° 56' east 35 feet, to west side of county road, containing .02 of an acre; all situated in Lane county, Oregon.

A strip of land along the east side of the county road 30 feet wide, 15 feet on each side of a center line described as follows: Beginning at a point 2712.1 feet south and 1034.8 feet west of the northeast corner of Thomas Gray D. L. C. 42, Notf. 6982 township 16 S. R. one west of Willamette meridian, said point being in the east line of county road, thence north 43° 28' east 41.2 feet, north 23° 45' east 100 feet, north 24° 53' east 100 feet north 31° 53' east 143.8 feet north 41° 55' east 100 feet north 45° 37' east 100 feet north 61° 48' east 100 feet north 69° 51' east 178.2 feet, north 69° 19' east 100 feet, north 34° 55' east 85.8 feet, north 14° 38' east 148 feet, to south line of McCornack's land, containing .82 of an acre, situated in Lane county, Oregon.

A strip of land along the west side of county road 30 feet wide, 15 feet on each side of a center line, described as follows: Beginning at a point 1869.5 feet south 89° 15' east of southwest corner section five, township sixteen, south range 1 west of Willamette meridian, thence north 12°, west 285 feet, north 27° west 364 feet, north 5° 30' west 223 feet north 69° 15' west 286 feet, north 48° 30' west 310 feet to line between Washington Adams and Sherman Adams, containing 1.1 acres situated in Lane county, Oregon, described in Lane county Deed Records, page 43, volume 93.

A strip of land along the west side of the county road 30 feet wide, 15 feet on each side of a center line described as follows: Beginning at a point 1251.5 feet north and 2079.2 feet east of the southwest corner, section 5, township 16 S. R. one west of the Willamette meridian, thence north 48° 30' east 305 feet, north 61° 15' east 40 feet to west line D. L. C. 43, containing .24 of an acre, all in Lane county, Oregon.

A certain strip of land 15 feet in width lying on the south side of a strip of land 30 feet wide described as follows: Beginning at a point 2712.1 feet south and 1034.8 feet west of the northeast corner of the Thomas Gray D. L. C. 42, Notf. 6982, in township 16 south of range 1 west of Willamette meridian, said point being on the east line of the county road; thence north 43° 28" east 42.2 feet, thence north 23° 45" east 100 feet, thence north 24° 53", east 100 feet, thence north 41° 55", east 100 feet thence north 45° 37" east 100 feet, thence —— 61° 48", east 100 feet, thence north 69° 51", east 178.2 feet, thence north 69° 19", east 100 feet, thence north 34° east 55 east 85° 8 north 14° 38", east 148 feet to south line of the McCornack land in Lane county, Oregon.

Also a strip of land along west side of county road 30 feet, wide 15 feet on each side of center line described as follows: Begin at a point 1466.8 feet south and 983.9 feet west of the corner in angle of Joseph G. Gray Donation Land Claim No. 38 Notf. 7500, township 16' south range 1 west of the Willamette meridian, thence north 37° 40' east 1519.6 feet, north 24° 6' east 101.5 feet to east line of said claim No. 38, containing 1.12 acres.

Also a strip of land along west side of county road 30 feet wide, 15 feet on each side of the center line described as follows: Begin at the point 68.5 feet east of said corner in angle of said claim No. 38,. township 16 south, range 1 west of the Willamette meridian, thence north 24° 56' east 37.9 feet, north 37° 54' east 215.5 feet, north 51° 40' east 652.7 feet, north 42° 28' east 115.6 feet to intersection of west line of county road, containing .7 acre.

Also any and all other lands, dam sites, water rights, booms, boom privileges, rights of way, easements, franchises and interests in real estate or personal property in Lane and-or in Linn counties, state of Oregon, owned, possessed, or acquired by the Coast Range Lumber company on January 2, 1911, or since acquired; together with all improvements, timber, houses, buildings, structures, engines, cars and logging equipment, machinery and apparatus of every kind and character (except public roads and property and appurtenances of railroad companies whether attached to the soil or not) owned by it on January 2, 1911, or thereafter built or connected with, used or placed on the real estate hereinabove described, or which may have been thereafter owned by the Coast Range Lumber company or in which it then, or since shall have any right, title or interest, or any portion thereof, with all appurtenances thereto, it being the intent to describe herein all of the real and personal property of the Coast Range Lumber company.

That the personal property referred to is generally described as follows, to-wit: Logging railroads and rights of way, easements, donkey engines, logging equipment, commissary supplies, stock of goods, wares and merchandise, mill plant and equipment, mill supplies, railroad equipment, railroad supplies, barn supplies, mill oil and grease, shop supplies, cook houses, bunk houses, a large quantity of mill machinery, saw mill supplies and equipment, and logging and railroad supplies and equipment; also any and all other personal property now located at and-or on or near the plant of the Coast Range Lumber company at Mabel, Oregon, and-or at or upon any of the real property hereinabove specifically described, or herein referred to, and all chattels, additions, supplies, betterments and improvements which were or are now owned by the Coast Range Lumber company, connected with or used or placed on the real property and located at or near Mabel, Oregon; it being the intent herein to describe all of the real and personal property of the Coast Range Lumber company, together with all buildings, structures and improvements of every kind and character, owned by it on the 2nd day of January, 1911, or which may have been thereafter placed upon the above described premises of every name and nature whatever, then owned or thereafter acquired by said company, together with all privileges and appurtenances thereunto belonging, also the rights, franchises and estates then owned or since acquired by the Coast Range Lumber company.

The service of this summons is made by publication in the Cottage Grove Sentinel a weekly newspaper published at Cottage Grove, Oregon, for six successive weeks, by order of the Honorable G. F. Skipworth, circuit judge in the above entitled court and cause, which order was duly made on the second day of December, 1925.

T. T. BENNETT,
Marshfield, Oregon.
MAYER, MEYER,
AUSTRIAN & PLATT,
Chicago, Illinois.
CHAS. L. POWELL,
Chicago, Illinois.
Attorneys for plaintiff.

d3j14c(T)

NOTICE OF FINAL SETTLEMENT.

Notice is hereby given that Robert Lesley Leaming, administrator with will annexed, of the estate of Elnorah Guering, deceased, has filed in the county court of the state of Oregon, in and for Lane county, his final report and account as such administrator and that January 5, 1926, at the hour of 10 o'clock a. m. of said day at the county court room thereof has been by said Court fixed as the time and place for hearing objections to said report and for the final settlement of said estate of the said deceased.

ROBERT LESLEY LEAMING,
Administrator with will annexed of the estate of Elnorah Guering, deceased.
H. J. Shinn,
Attoreny for estate. n26d24c(T)

NOTICE OF FINAL SETTLEMENT.

Notice is hereby given that Jennie M. White executrix of the estate of Susan Shaffer, deceased has filed in the county court of the state of Oregon for Lane county her final account and report as such executrix and that 10 o'clock in the forenoon on the 22nd day of December, 1925 at the county court room in Eugene, Oregon has been by the said court appointed as the time and place of hearing objections to said report and account and for the final settlement and distribution of the residue of the said estate.

JENNIE M. WHITE,
Executrix of the estate of Susan Shaffer, deceased.
H. J. Shinn,
Attorney for estate. n19d17p(T)

—PHONE 53—

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