

Commissioners' Court.
(Continued from page 4)

urer to pay certain moneys. Petition granted and Treasurer instructed to pay said money to said money to said M. Wygant.

In the matter of the petition of Richard Faulkner et al for county road. Request granted and survey ordered.

In the matter of the petition of Samuel Orr for rebate of tax. Dismissed for want of jurisdiction.

In the matter of the petition of Mrs A Jacobson et al asking that certain names be taken from the petition of Grant Hixcox et al for county road. Petition granted.

In the matter of the petition of John A Olsson for rebate of tax in the sum of \$29.24. Petition granted and rebate allowed, less \$7.47 city tax.

In the matter of the survey on county road from O P R mess house to Beaver creek bridge. M Wygant, surveyor, is hereby ordered to re-establish terminal on Beaver creek.

In the matter of the petition of the petition of the Coast Land and Livestock Co. to redeem lands heretofore sold to Lincoln county. Continued.

In the matter of the sale of property bought in by the County for taxes. Ordered that the Sheriff advertise and sell on the second Monday in July and thereafter, according to law, any and all property formerly bid in by the county on which the time for redemption has expired.

In the matter of the expenses of the survey on the Depot slough dyking district. The deputy district attorney is hereby ordered to at once begin legal proceedings on the bond of J F Stewart, E J Avery and Geo A Hall to recover the county funds wrongfully and illegally retained by them.

In the matter of the semi-annual report of the Clerk, Sheriff and Treasurer. Reports received and approved. Clerk instructed to record same.

In the matter of the change and survey of the Waldport and Tidewater wagon road in sections 28 and 29, township 13 south, range 11 west. At this time came on for consideration the matter of changing the location of said Waldport and Tidewater wagon road at Eckman's slough, said change being on the lands of A B Hoover, Maud Keady and Chas Webb, beginning at the east end of Eckman bridge, being on or near the west line of lot 3, in section 28, township 13 south, range 11 west, Lincoln county, Oregon, thence following the direction described in the Surveyor's report. Said Court did, on the 27th day of March, 1906, enter upon said land and along the above-described route and examine and survey, with the assistance of G Elksnat, Deputy County Surveyor, the land along said described route necessary to make a change in the location of said road according to the diagram, survey and report of said Deputy County Surveyor; and it further appearing to the court, after said examination and survey, that the improvement of said county road at said place will be materially benefited and assisted by the changing of said part of said county road, as shown and described in the report of said Deputy Surveyor, so as to run over the above-described route, and the court being fully advised in the premises, the survey of said proposed change be and the same is hereby referred to the board of county road viewers of said county.

Grant Weist and W H Doyle are hereby appointed viewers who, with the County Surveyor, shall compose said board of county road viewers for said purpose above mentioned; and it is further ordered that said board of road viewers shall proceed to view the same and determine the value of the land included in said survey, and the damages, if any, that the owner or owners of the land over which said proposed change may pass would sustain by the appropriation of said land for the said road purposes and report thereon to said matter to this Court.

C. M. Brown, County Judge, GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

In the matter of the petition of W B Mulkey et al for repairing Olalla bridge. Petition granted and Commissioner King empowered to proceed with the necessary repairs.

In the matter of the petition of Walter Whitten et al for the location of a county road to be known as the Nye Creek and Divide road. At this time came on for consideration the petition of Walter Whitten et al praying for the location of a county road to be known as the Nye Creek and Divide road, and it duly appearing to the Court that said petition is signed by at least twelve freeholders of the county residing in the vicinity of said proposed road, which said petition specifies the place of beginning, the intermediate points and the place of termination of said road; and it further appearing from the affidavit of R W Faulkner, one of the signers of said petition, that due proof of notice has been given by advertisement, posted at the place of holding County Court, and also at three public places in the vicinity of said road or proposed road, thirty days prior to the first day of this term of this Court and to the presentation of said petition to this Court, notifying all persons concerned that application would be made to said County Court at its next session for laying out said proposed road, and the Court being fully advised in the premises, it is ordered, decreed and adjudged that the board of county road viewers be and they are hereby instructed to proceed to lay out said road as in said petition prayed for; and it is further ordered that Frank Priest and Walter Whitten be and they are hereby appointed viewers in said road matter, who, with the County Surveyor, shall constitute said board of county road viewers; and it is further ordered that said board of county road viewers proceed to lay out and establish said proposed road and meet on the 16th day of April, 1906, at the place of beginning of said proposed road at

foet of Coast street. Nye & Thompson's addition to Newport, Oregon, or, on their failure to meet at the place of beginning of said road at the foot of said Coast street, then they shall meet within five days thereafter for said purpose, and after surveying and locating said proposed road as by law provided, they make due and regular report, in all things by law required, to this Court.

C. M. Brown, County Judge, GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

In the matter of the petition of E D Earnest et al to have the polling place in Five Rivers precinct changed to the schoolhouse in district No. 37, known as the F M Seits schoolhouse. At this time came on for consideration the petition of E D Earnest et al praying for an order of this Court to change the polling place in Five Rivers precinct, and the Court being fully advised in the premises, it is ordered by the court that the polling place in said Five Rivers precinct be and the same is hereby changed to said F M Seits schoolhouse in said school district No. 37, from and after the 21st day of April, 1906.

GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

In the matter of the void sale of a part of lot 1 in block 1, Nye & Thompson's addition to Newport, Oregon. At this time came on for consideration the petition of James Beach praying for an order of this court declaring void certain of the hereinafter described property for alleged delinquent taxes thereon for the year 1895, when, as a matter of fact, the taxes on said property had been fully paid and never became delinquent, and it duly appearing to the court therefrom that the taxes on the following described premises, to-wit: Beginning at the southeast corner of Nye & Thompson's addition to Newport, in Lincoln county, and running thence west 200 feet, thence north 100 feet, thence east 200 feet, thence south 100 feet to the place of beginning, the same being part of lot 1 in block 1 in said Nye & Thompson's addition to Newport, were fully paid for the year 1895, as shown by the tax rolls of said county for said year, and the said taxes thereon were not delinquent for said year; that said property for said year was owned by and assessed to Samuel Orr, who paid said taxes (see Assessment Roll 1895, page 62, line 27); that said described property was erroneously entered upon the delinquent tax list for said year as delinquent and thereafter said to Lincoln county for said alleged delinquent taxes; that thereafter, at the statutory sales by said county on the 9th day of July, 1902, said county erroneously sold said property to one William Ridgeway; that said petitioner, James Beach, is now the owner of said described premises, and the court being fully advised in the premises, and having carefully examined said petition, it is ordered and hereby declared that said sale of said described premises to Lincoln county, Oregon, for alleged delinquent taxes for the year 1895, and also the subsequent sale thereof on the 9th day of July, 1902, by said county to William Ridgeway, is void, invalid and of no effect whatsoever, for the reasons above set forth.

GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

In the matter of the claim of J H Lutz. At this time came on for reconsideration by the court the claim of J H Lutz for fees in extending the present ownership book up to date and for work performed as Assessor in assessing property from February 1, 1906, to March 31, 1906, at \$3 per day, in the sum of \$135, and the court having fully reconsidered said claim, and finding the same just, and being fully advised in the premises, it is ordered that said claim be and the same is hereby allowed in the sum of \$135.

GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

Court adjourned until 9 o'clock Saturday morning, May 5, 1906.
Read and approved.

GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

Dyking Petition.
(Continued from page 1)

daries of the district and make an accurate list of the land owners within the same, and their lands by legal subdivisions embraced therein, and who shall make plans for, and estimate the cost of the proposed dikes and dams, and shall file with the County Clerk of said county and state at least one week before the date set for hearing said petition and objections thereto.

Dated this 4th day of April, 1906.
C. M. Brown, County Judge, GEORGE KING, Commissioner, F. A. THOMPSON, Commissioner.

NOTICE OF FINAL SETTLEMENT.
In the County Court of the State of Oregon, for the county of Lincoln.

In the matter of the estate of Alexander Halogluse, deceased.

Notice is hereby given that the undersigned, as administrator of the estate of Alexander Halogluse, deceased, has filed in County Court of Oregon, for Lincoln county, his final account as administrator of said estate, and that on the 7th day of May, 1906, at the hour of 10 o'clock a. m. thereof, has been fixed by said Court as the time for hearing objections to said report and the settlement thereof.

Dated at Toledo, Or., this 6th day of April, 1906.
B. F. JONES, Administrator of the estate of Alexander Halogluse, deceased.

Chamberlain's Salve is good for any disease of the skin. It allays the itching and burning sensation instantly. For sale by O. O. Krogstad.

Pure-bred Brown Leghorn eggs.
I. F. HISEN, Toledo, Or.

Home-cured hams at Stewart's Store.

SUMMONS.
In the Circuit Court of the State of Oregon for Lincoln county.
R. J. McLaughlin, plaintiff, vs. Agnes E. Parry, defendant.

To Agnes E. Parry, above named defendant: In the name of the State of Oregon, you are hereby summoned and required to appear and answer the complaint of plaintiff in the above-entitled suit now on file in the office of the Clerk of the above entitled Court, on or before the last day named in the order of publication of this summons, made by the County Judge of Lincoln county, Oregon, (being the county where the above-entitled suit is pending in the Circuit Court of said county and state) which said order is hereinafter referred to, to-wit: on or before six weeks from the day of first publication hereof.

And you are hereby notified that if you fail to appear and answer the said complaint, as herein required, for want thereof, the plaintiff will go to the above entitled Court for the relief demanded in the said complaint, namely, for a judgment against you, in the sum of \$270.00 with interest thereon at the rate of 8 per cent per annum from the 6th day of June, 1902; for the further sum of \$30.00, taxes paid on the hereinafter described real property; for \$55.00 attorney's fees, and for costs and disbursements herein.

That plaintiff's said mortgage as alleged in plaintiff's complaint be decreed to be a first lien upon the real property therein described, to-wit: An undivided one-half interest in the southeast quarter of section ten south, range eleven west, in Oregon; that said mortgage be foreclosed and said real property be sold as upon execution, and that the proceeds of said sale be applied as follows, to-wit: First—to the expenses of said sale and the costs and disbursements of this suit, including such reasonable attorney fees as the Court may allow; second—to the payment of such judgment as may be recovered by plaintiff in this suit; third—the balance, if any, to be disposed of as this Court may be advised; and that plaintiff may have such other and further relief as the nature of this cause may require, and as unto the Court may seem meet.

This summons is published in the LINCOLN COUNTY LEADER once a week for six consecutive and successive weeks, beginning with the issue of the 6th day of April, 1906, and ending with the issue of the 18th day of May, 1906, under and in pursuance of the directions contained in an order made by the Hon. C. M. Brown, County Judge of Lincoln county, Oregon, (being the county where the above-entitled suit is pending in the above entitled Circuit Court), Dated the 3d day of April, 1906.

C. E. HAWKINS, Attorney for plaintiff.

NOTICE FOR PUBLICATION.
Land Office at Portland, Or., March 27, 1906.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892, George Arnold of Portland, county of Multnomah, state of Oregon has this day filed in this office his sworn statement No. for the purchase of the Lots 3 and 4 and 1/2 of section 5 in township 13 south, range 9 west and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the County Clerk of Lincoln county at Toledo, Oregon, on Monday, the 18th day of June, 1906.

He names as witnesses: George Hodges, James Hodges, Joseph Parks and Charles Smith, all of Salado, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 18th day of June, 1906.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.
U. S. Land Office, Portland, Oregon, March 28, 1906.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892, Harry S. Freedman, of Portland, county of Multnomah, state of Oregon, has this day filed in this office his sworn statement No. 6846, for the purchase of the n/4 of section 12 in township 13 south, range 9 west, W. M., and will offer proof to show that the land sought is more valuable for its timber than for agricultural purposes, and to establish his claim to said land before the Register and Receiver at Portland, Oregon, on Monday, the 25th day of June, 1906.

He names as witnesses: Pincus Goldenberg, Nils Johnson of Portland, Or.; J. A. Oglesby of Angora, Or.; and E. T. Taggart of Portland, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 25th day of June, 1906.

ALGERNON S. DRESSER, Register.

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ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.
U. S. Land Office, Portland, Or., March 31, 1906.

Notice is hereby given that the following-named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the County Clerk at Toledo, Oregon, on May 18, 1906, viz:

Nicolas Stempel, H. E. No. 15181, for the Lot 3 of section 31, township 8 south, range 10 west. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz:

Annie Skaland, Ellen Mulkey, of Roots, Or.; Lee Wade, J. H. Ross, of Toledo, Oregon.

ALGERNON S. DRESSER, Register.

Lost—About 15 nanny and 3 billy goats, with tin check in ear marked John Beere. Finder will be well paid by JENS JENSEN.

J. S. AKIN
Wants You to call or write and see the Goods or Samples—All Up-To-Date

Grey Dress Goods
Fancy Dress Goods
White Dress Goods
Tinsel and Embroidered Belts
Tan Oxfords
White Oxfords
White Hose
Fancy Collars
Embroidered Waists—made up or in pattern
Embroidered Suits in Pattern

Yes, I have them all, and more. Call or Send for Samples.

Much better come and see before you send away

The White House
HENRY LEWIS, Proprietor.

Leader in Low Prices

CALL, AND WE WILL PROVE IT. WE HAVEN'T TIME TO TELL YOU ALL ABOUT IT HERE. COME IN.

Yours with Bargains
THE WHITE HOUSE
Toledo, Oregon

L U M B E R !

Old-Growth Fir, Spruce and Alder
ALL DIMENSIONS

Boat and Box Lumber CUT TO ORDER

No. 1 Vertical-Grain Flooring Am well prepared to furnish and Mouldings a Specialty anything in building line Operating an Up-to-Date Planer

Good Stock of Dry Lumber on hand

I will deliver lumber at any point on the C. & E. railroad or tidewater on Yaquina bay at right prices, quality considered

BRANCH YARDS—J. R. Mays & Son, Elk City
J. A. J. Fleming, Newport

O. R. ALTREE, Toledo, Oregon

Toledo Bakery
JACOB BURKEL, PROPRIETOR.
South End of Railroad Avenue.

Fresh Bread
Fresh Pies
Fresh Cakes

in fact. Everything to be found in a First-Class Bakery—Always in Stock

Orders Out of Town Promptly Filled

RHEUMATISM MAKES LIFE MISERABLE. A happy home is the most valuable possession that is within the reach of mankind, but you cannot enjoy its comforts if you are suffering from rheumatism. You throw aside business cares when you enter your home and you can be relieved from those rheumatic pains by applying Chamberlain's Pain Balm. One application will give you relief and its continued use for a short time will bring about a permanent cure. For sale by O O Krogstad.

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