

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
December 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, James C. Westergard of Portland, county of Multnomah, state of Oregon, has this day filed in this office his sworn statement No. 7184, for the purchase of the n¹/₂ of n¹/₂ of section 22 and lots 11 and 12 of section No. 13 in township No. 14 south of range No. 11 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 County Clerk and Clerk of the County Court of Lincoln county at his office at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

He names as witnesses:
James P. Wolf, James J. Wolf, Bert L. Wolf, all of Ocean View, Oregon; Peterne Westergard 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 18th day of April, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
February 7, 1907.

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, Walter M. Derthick of Portland, county of Multnomah, state of Oregon, has this day filed in this office his sworn statement No. 7801 for the purchase of the s¹/₂ of section No. 27 in township No. 14 s, range No. 11 w, 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 and Clerk of the County Court of Lincoln county at his office at Toledo, Oregon, on Saturday, the 18th day of May, 1907.

He names as witnesses:
James P. Wolfe, J. J. Wolfe, B. L. Wolfe, William G. Reynolds, of Ocean View, 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 May, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
January 2, 1907.

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, Julius Busch of Glen, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7197, for the purchase of the n¹/₂ of s¹/₂ of section No. 23 in township No. 12 s, range No. 10 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 Thursday, the 18th day of April, 1907.

He names as witnesses:
S. J. Stewart of Toledo, Oregon; Kasimer Busch, J. T. Calkins, Nate Watkins, of Glen, 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 April, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
December 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, John C. Ludemann, of Waldport, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7678 for the purchase of the Lot 9 in section 5 and lots 11, 12 and 14 in section No. 4 all in township No. 14 south of range No. 11 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 and Clerk of the County Court of Lincoln county, at his office at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

He names as witnesses:
Oliver Bennett, Virgil Howell, Claus Ludemann, Earl McMillan, of Waldport, 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 April, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
March 4, 1907.

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, Robert A. Butler of Portland, county of Multnomah, state of Oregon, has this day filed in this office his sworn statement No. 7271 for the purchase of the e¹/₂ of s¹/₂ of section 4 in township 12 s, range 10 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 Register and Receiver at Portland, Oregon, on Monday, the 20th day of May, 1907.

He names as witnesses:
J. D. Welch, Rachel E. Butler, Otto Raddant of Portland, Or.; Z. M. Derrick of Toledo, Or. Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 20th day of May, 1907.

ALGERNON S. DRESSER, Register.

The safe, certain, reliable little pills that do not gripe or sicken are Dade's Little Liver Pills. Best for sickhead-ache, biliousness and lazy livers. Sold by Otto O. Krogstad's drug store.

THE NEW YORK WORLD Thrice-a-Week Edition.

Read Wherever the English Language is Spoken

The Thrice-a-Week World, now that a great Presidential campaign is foreshadowed, hopes to be a better paper than it has ever been before, and it has made its arrangements accordingly. Its news service covers the entire globe, and it reports everything fully, promptly and accurately. It is the only newspaper, not a daily, which is as good as a daily, and which will keep you as completely informed of what is happening throughout the world.

The Thrice-a-Week World is fair in its political reports. You can get the truth from its columns, whether you are Republican or Democrat, and that is what you want.

A special feature of the Thrice-a-Week World has always been its serial fiction. It publishes novels by the best authors in the world, novels which in book form sell for \$1.50 apiece, and its high standard in this respect will be maintained in the future as in the past. The Thrice-a-Week World's regular subscription price is only \$1.00 per year, and this pays for 150 papers. We offer this unequalled newspaper and THE LEADER together for one year for \$1.70. The regular subscription price of the two papers is \$2.50.

Gently moves the bowels and at the same time stops the cough. Bee's Laxative Cough Syrup. Contains Honey and Tar. No opiates. Best for Coughs, colds, croup and whooping cough. Satisfaction guaranteed. Children like it. Mothers endorse it. Sold by Otto O. Krogstad's drug store.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
March 8, 1907.

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, Mrs. Lizzie Stoner, of Harlan county of Lincoln, state of Oregon, has this day filed in this office her sworn statement No. 7290, for the purchase of the w¹/₂ of n¹/₂ of section No. 8 in township No. 12 s, range No. 8 w, 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 her claim to said land before the Register and Receiver at Portland, Oregon, on Thursday, the 6th day of June, 1907.

She names as witnesses:
Roy Hathaway, Caleb Davis, Jr., of Corvallis, Or.; John Miller, Frank Davis of Harlan, Or. Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 6th day of June, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
January 8, 1907.

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, Oliver R. Altree, of Toledo, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7169 for the purchase of the n¹/₂ of s¹/₂ of section 10, township 12 s, range 11 w, 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 Ira Wade, County Clerk of Lincoln county, at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

He names as witnesses:
Frank Nye, W. C. Boon, M. Gildersleeve, W. Harding, all of Toledo, 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 April, 1907.

ALGERNON S. DRESSER, Register.

CONTEST NOTICE.

U. S. Land Office, Portland, Oregon,
March 12, 1907.

A sufficient contest affidavit having been filed in this office by William E. Peterson, contestant, against homestead entry No. 14764, made March 3, 1891, for n¹/₂ of s¹/₂ of s¹/₂ of section 25, township 12 s, range 9 w, by Arthur W. Ackerman, contestee, in which it is alleged that he is well acquainted with the tract of land embraced in the said homestead entry and knows the present condition of the same; also that said Arthur W. Ackerman, above-named, has never lived or resided upon said land, nor has he cultivated or improved the land in any manner whatsoever, as required by law; that said entryman has never established his residence on said tract of land, nor has he ever resided thereon at any time or on any date, but has wholly abandoned said tract of land for more than six months last past, and that said alleged absence from the said land was not due to his employment in the army, navy, or marine corps of the United States as a private soldier, officer, seaman or marine during the war with Spain or during any other war in which the United States may be engaged, said parties are hereby notified to appear, respond and offer evidence touching said allegation at 2 o'clock p. m. on May 10, 1907, before the County Clerk of Lincoln county at Toledo, Oregon, and that final hearing will be held at 10 o'clock a. m. on May 17, 1907, before the Register and Receiver at the United States Land Office in Portland, Oregon.

The said contestant having, in a proper affidavit, filed February 27, 1907, set forth facts which show that after due diligence personal service of this notice can not be made, it is hereby ordered and directed that such notice be given by due and proper publication.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
February 7, 1907.

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, Edgar Crocker of Waldport, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7799, for the purchase of Lots 1, 2 and 8 of section 5 and Lot 4 of section 4 in township No. 14 s, range No. 11 w, 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 and Clerk of the County Court of Lincoln county at his office at Toledo, Oregon, on Saturday, the 18th day of May, 1907.

He names as witnesses:
Claus Ludemann, John C. Ludemann, William T. Crocker, Ira L. Everson, of Waldport, 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 May, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
December 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, Ida A. Welch of Portland, county of Multnomah, state of Oregon, has this day filed in this office her sworn statement No. 7677, for the purchase of the s¹/₂ of s¹/₂ of section 6, w¹/₂ of s¹/₂ of section 5 and n¹/₂ of s¹/₂ of section 8 all in township 15 south, range 11 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 her claim to said land before the County Clerk and Clerk of the County Court of Lincoln county at his office at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

She names as witnesses:
James P. Wolfe, James J. Wolfe, Bert L. Wolfe, of Ocean View, Oregon; Z. M. Derrick of Siletz, 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 April, 1907.

BENJAMIN L. EDDY, Register.

CONTEST NOTICE.

U. S. Land Office, Portland, Oregon,
February 20, 1907.

A sufficient contest affidavit having been filed in this office by Willie J. Howard, contestant, against homestead entry No. 14194, made April 25, 1903, for s¹/₂ of section 5, township 9 south, range 9 west, by Ole Anderson, contestee, in which it is alleged that he is well acquainted with the tract of land embraced in the said homestead entry and knows the present condition of the same; also that said Ole Anderson never resided on said land or made his home thereupon; that he has never cultivated the same and has abandoned the same and especially for the last six months, and the improvements thereon are very poor, and that said alleged absence from the said land was not due to his employment in the Army, Navy, or Marine Corps of the United States as a private soldier, officer, seaman, or marine, during the war with Spain, or during any other war in which the United States may be engaged, said parties are hereby notified to appear, respond and offer evidence touching said allegations at 2 o'clock p. m. on April 17, 1907, before the Register and Receiver at the U. S. Land Office in Portland, Oregon.

The said contestant having, in a proper affidavit, filed February 12, 1907, set forth facts which show that after due diligence personal service of this notice can not be made, it is hereby ordered and directed that such notice be given by due and proper publication.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office at Portland, Or.,
March 4, 1907.

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, Rachel Elizabeth Butler of Portland, county of Multnomah, state of Oregon, has this day filed in this office her sworn statement No. 7268 for the purchase of the w¹/₂ of n¹/₂ of s¹/₂ of section 9 in township 12 s, range 10 w, 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 her claim to said land before the Register and Receiver at Portland, Oregon, on Monday, the 20th day of May, 1907.

She names as witnesses:
J. D. Welch, Robert A. Butler, Otto Raddant, all of Portland, Or.; Z. M. Derrick of Toledo, Oregon.

Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 20th day of May, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
December 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, Claus Ludemann of Waldport, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7681, for the purchase of the Lots 5, 6, 7 and 10 of section No. 4 in township No. 14 south, range No. 11 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 and Clerk of the County Court of Lincoln county, at his office at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

He names as witnesses:
Oliver Bennett, Virgil Howell, John C. Ludemann, Earl McMillan, of Waldport, 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 April, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
January 21, 1907.

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, Besse E. Spurrell of Portland, county of Multnomah, state of Oregon, has this day filed in this office her sworn statement No. 7184, for the purchase of the south-west quarter of section 22, township 12 s, range 10 w, W. M., 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 her claim to said land before the Register and Receiver at Portland, Oregon, on Wednesday, the 10th day of April, 1907.

She names as witnesses:
W. H. Buoy of Portland, Or.; Mary Spurrell of Etna, Wash.; Morgan Allen of Elk City, Or.; Julius Busch of Toledo, Oregon.

Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 10th day of April, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
January 21, 1907.

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, Mary Spurrell, of Etna, county of Clarke, state of Washington, has this day filed in this office her sworn statement No. 7185 for the purchase of the n¹/₂ of section 22 in township 12 s, range 10 w, W. M., 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 Register and Receiver at Portland, Oregon, on Wednesday, the 10th day of April, 1907.

She names as witnesses:
W. H. Buoy, Besse E. Spurrell of Portland, Or.; Morgan Allen of Elk City, Or.; Julius Busch of Toledo, Or.

Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 10th day of April, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
January 5, 1907.

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, Frank Nye of Toledo, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7172 for the purchase of the e¹/₂ of s¹/₂ of section 7, and Lot 1 of section 7 in township 12 s, range 10 w, 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 Ira Wade, County Clerk of Lincoln county, at Toledo, Oregon, on Thursday, the 18th day of April, 1907.

He names as witnesses:
O. R. Altree, C. F. Altree, J. C. Altree, Earl Nye, all of Toledo, 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 April, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Roseburg, Oregon,
February 7, 1907.

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 I. Waters of Victor, county of Ravalli, state of Montana, has this day filed in this office his sworn statement No. 7608 for the purchase of the s¹/₂ of n¹/₂ of s¹/₂ of section No. 23 in township No. 14 south, range No. 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 and Clerk of the County Court of Lincoln county, at his office at Toledo, Oregon, on Saturday, the 18th day of May, 1907.

He names as witnesses:
D. M. Ross, Jr., D. M. Ross, Sr., G. L. Ross, of Box, Oregon; Henry McVey of Victor, Mont.

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 May, 1907.

BENJAMIN L. EDDY, Register.

EXECUTOR'S NOTICE TO CREDITORS.

In the County Court of the State of Oregon, for Lincoln county.

In the matter of the estate of Joseph B. Lewis, deceased.

Notice is hereby given that the undersigned has been duly appointed executor of the last will and testament of Joseph B. Lewis, deceased, and letters testamentary have been duly issued to him by the County Court of Lincoln county, Oregon. All persons having claims against said deceased are hereby notified to present the same, properly verified, to me within six months of the date of this notice, at my residence in Winant, Lincoln county, Oregon.

Dated at Toledo, Or., this 22d day of February, A. D. 1907.

GEORGE LEWIS, Executor of the last will and testament of Joseph B. Lewis, deceased.

Date of first publication, February 22, 1907.

EDW. V. SHERLOCK, Attorney.

Whooping Cough.

I have used Chamberlain's Cough Remedy in my family in cases of whooping cough, and want to tell you that it is the best medicine I have ever used.—W. F. Gaston, Posco, Ga. This remedy is safe and sure. For sale by O. O. Krogstad.

Don't borrow; subscribe.

A Woman Tells How to Relieve Rheumatic Pains.

I have been a very great sufferer from the dreaded disease, rheumatism, for a number of years. I have tried many medicines but never got much relief from any of them until two years ago, when I bought a bottle of Chamberlain's Pain Balm. I found relief before I had used all of one bottle, but kept on applying it and soon felt like a different woman. Through my advice many of my friends have tried it and can tell you how wonderfully it has worked.—Mrs. Sarah A. Cole, 140 S. New St., Dover, Del. Chamberlain's Pain Balm is a liniment. The relief from pain which it affords is alone worth many times its cost. It makes rest and sleep possible. For sale by O. O. Krogstad.

NOTICE FOR PUBLICATION.

U. S. Land Office at Roseburg, Or.,
December 27, 1906.

Notice is hereby given that in compliance with the provisions of an 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 an act of August 4, 1892, Petrine Westergard of Portland, county of Multnomah, state of Oregon, has this day filed in this office his sworn statement No. 7679, for the purchase of the Lots 5, 4, 5 and 10 of section No. 15 in township No. 14 s, range No. 11 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 County Clerk and Clerk of the County Court of Lincoln county at his office at Toledo, Oregon, on Thursday the 18th day of April, 1907.

He names as witnesses:
James P. Wolfe, James J. Wolfe and Bert L. Wolfe of Ocean View, Oregon; James C. Westergard 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 18th day of April, 1907.

BENJAMIN L. EDDY, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
February 19, 1907.

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, William Search of Toledo, county of Lincoln, state of Oregon, has this day filed in this office his sworn statement No. 7241, for the purchase of the s¹/₂ of s¹/₂ of section 6, n¹/₂ of s¹/₂ of section 7, and n¹/₂ of s¹/₂ of section 8 in township 12 south, range 10 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 Saturday the 18th day of May, 1907.

He names as witnesses:
O. R. Altree, C. F. Altree, Frank Nye, J. C. McClure, all of Toledo, 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 May, 1907.

ALGERNON S. DRESSER, Register.

NOTICE FOR PUBLICATION.

U. S. Land Office, Portland, Oregon,
February 19, 1907.

Notice is hereby given that in