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THE DIAMOND BUTTON

FROM THE DIARY OF A LAWYER AND THE NOTE BOOK OF A REPORTER.

By BARCLAY NORTH.

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CHAPTER I.

"MURDER! MURDER!"

THE place was Union square; the time, an hour after midnight.

Three men, leaving three different points on the square, met a little north of the monument of Washington. One of them left the corner of Fifteenth street and Fourth avenue, and walked in the direction of Fourteenth street and Broadway; another left the corner of Fourteenth street and Broadway, and walked in the direction of Fifteenth street and Fourth avenue. These two met closely, having walked on the same line in opposite directions. The third left the corner of Fourteenth street and Fourth avenue and walked in the direction of the park, on a line with the monument.

When the other two met, the third had only reached as far as the iron railing which insures the father of his country the uninterrupted enjoyment of that rile upon which he set out some thirty or forty years ago; he had loitered along with the air of one who had no purpose in his walk, smoking with leisurely puffs.

The other two walked briskly.

But the third, having the shorter distance to go, was near enough to see the man who had come from Fifteenth street and Fourth avenue stop short as he was about to pass the other, catch him by the arm and peer sharply in his face, and heard these words:

"It is you, is it? Then take this."

At the same moment, the man at the railing saw a glittering flash in the night, an uplifted arm brought down swiftly, heard a blow—a groan, saw a body falling to the ground, and a man quickly disappear into the park.

Dazed by the rapid action of this tragedy, enacted almost at his very feet, he clung to the iron railing and shouted. "Murder! Murder!"

The square, which but a moment before seemed to have no occupants but the three, was quickly thronged.

There were hotels and drinking saloons on two sides, cabmen sleeping on their boxes and tramps, plenty, in the park, for it was a summer's night in August.

These produced a crowd, while a policeman came running from Fourteenth street.

"Who did this?" demanded the officer, casting a glance at the fallen man.

No one answered.

He examined the body.

"The man is dead," he exclaimed.

He lifted the arm of the victim.

"Heavens! The knife is still sticking in him. Did any one see this?"

"Yes, I did," said the man who had first shouted "murder."

Then he told what he had seen.

"Stand here till I can take your name and address," said the policeman, "but I must have help."

He rapped several times on the pavement with his long night club; the signal was promptly answered from different quarters; among others who came was the sergeant.

After he had heard all that could be told him he dispatched an officer for the coroner.

Then he asked the name of him who had given the alarm.

"Albert Wessing," was the reply.

"Well, Mr. Wessing, I suppose you will not like it, but you will have to go with me to the station house. Don't leave. You are a valuable witness—the only one who saw the deed committed."

Before the valuable witness could reply two things occurred.

From each side a man forced his way to the spot where lay the body. One, who came from the Fourth avenue side, had a loose coat thrown over his night shirt; his bare feet were thrust into slippers, and his suspenders were gathered around the waistband of his trousers like a belt; he had evidently dressed with great haste. As he came forward he said: "No, not the only witness, for I saw the blow."

"Where were you?" sharply queried the sergeant.

"Looking out of the window of my room," replied the newcomer, pointing to the Union Square hotel. "I was prepared for bed, but I threw on some clothes and came down."

Then, perceiving that the sergeant scrutinized him, he added:

"Have no fear concerning me, sergeant; I am well known in the city. I am a practicing lawyer; my name is Henry Holbrook; I have lived a long time at that hotel. The night clerk will vouch for me."

"Yes," said the man beside him, "he gave the alarm in the hotel as he came rushing down stairs."

This satisfied the sergeant, for he recognized in the man the night clerk of the hotel.

"But why have you not searched the park for the murderer?" asked Holbrook. "He ran in the direction of Seventeenth street and Broadway. I followed him until he was lost to my eyes in the trees. As he ran he threw off a coat."

"Yes," said a frowsy tramp, "I saw a man running through the park when I was woke up by this ere feller hollerin' 'Murder.'"

"Two of you search the park," ordered the sergeant. "This should have been——"

"Great Heavens! It is Mr. Templeton!"

This interruption came from the one who had come from the Broadway side; he had been bending over the prostrate body, and as the two officers moved off at the command of the sergeant, they had opened the ranks of those crowding about, thus enabling the light to shine upon the dead man's face.

"Who are you?" demanded the sergeant, grasping the man of the new comer as he straightened up.

The policeman who had come first at the cry of murder recognized the speaker.

Sliding up to the superior officer he said:

"He's all right, sergeant; I know him, head barkeeper over here on the corner—Morton house."

Then, moved by the recollection of sundry sly imbibitions, he added:

"A perfect gentleman."

"Oh!" said the sergeant. "Who is Mr. Templeton? What do you know about him?"

"Not very much," replied the barkeeper. "Comes into our place pretty often. Usually stops in on his way uptown of an afternoon. Sometimes comes in at night, but not often. He was in our place half an hour ago."

"Had he been drinking?"

"Not much in our place."

"Was he intoxicated?"

"Oh no, he never gets drunk. Very careful drinker. There were some friends with him. They all went out together."

"Was there any quarreling among them?"

"No, very friendly and jolly."

"Still it might have been one of them who knifed him."

"No," said Holbrook, "I saw this man standing on the corner of Fourteenth street and Broadway. He parted from them and came this way; the others went down Fourteenth street toward the North river. The arc lights made everything clear to me, and there were few people in the square."

"Yes, that is so," remarked Wessing.

To be continued.

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References—First National Bank of Chicago, capital $3,000,000; Continental National Bank of Chicago, capital $2,000,000.

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The common lot is one of sorrow say—at least—the pessimists, they who look at the worst side. Certainly what would otherwise be a bright existence, is often shadowed by some ailment that overhangs it like a pall, obscuring perpetually the radiance that else would light the path. Such an ailment, and a very common one, is nervousness, or in other words, weakness of the nervous system, a condition only irremediable where inefficient or improper means are taken to relieve it. The concurrent experience of nervous people who have persistently used Hostetter's Stomach Bitters is, that it conquers entirely supersensitiveness of the nerves, as well as diseases—so called—which are invited and sustained by their chronic weakness. As the nerves gain stamina I. ON the great tonic the trouble disappears. Use it for Bitters for malaria, rheumatism, dyspepsia and kidney troubles.

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TIMBER LAND, ACT JUNE 3, 1878.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 22, 1890.

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," Henry Bennett of Ross, County of King, state of Washington has this day filed in this office his sworn statement No. 1949, for the purchase of the SE ¼ of Section No. 4, in Township No. 2 South, Range No. 7 East, 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 this office at Oregon City, Oregon, on Tuesday the 15th day of July 1890. He names as witnesses: John C. Roberts and R. F. Morehouse of Ross, King county, Washington; R. T. Smith of Tacoma, Pierce county, Washington; N. J. Welch of Portland, Multnomah Co., Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 15th day of July, 1890. J. T. APPERSON, Register.

5-13-90—40-10-90.

TIMBER LAND, ACT JUNE 3, 1878.

Notice for Publication.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 17, 1890.

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," Wm. T. Barney of Oregon City, County of Clackamas, State of Oregon, has this day filed in this office his sworn statement No. 1804, for the purchase of the E ½ of SE ¼ and lots No 3 and 4, of section No 26, in Township No 3 South, Range No. 8½ East, 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 of this office at Oregon City, Oregon, on Friday the 20th day of June, 1890. He names as witnesses: Chas. Cutting and E. B. Clement of Oregon City, Or. E. D. Seivers and F. Seivers of Cherryville, 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 June, 1890.

J. T. APPERSON, Register.

2-27-90—38-10

Summons.

IN THE CIRCUIT COURT OF THE STATE OF OREGON, FOR CLACKAMAS COUNTY.

V. O. Harding, Plaintiff, vs. Henry Omeg, and Laura Omeg, Defendants.

TO HENRY OMEG AND LAURA OMEG, THE SAID DEFENDANTS:

In the name of the State of Oregon, you and each of you are summoned and required to appear in the above entitled Court on or before the third Monday in April, which will be the 21st day of April, A. D., 1890, and answer the complaint filed in the above entitled suit, or for want thereof, the plaintiff will apply to the Court for the relief demanded in the complaint. Such relief consists in a demand for a decree against said Henry Omeg and Laura Omeg for Twelve Hundred Dollars, in gold coin, with interest at the rate of ten per cent per annum since the 20th day of August, 1889, and One Hundred and Fifty Dollars, Attorney's fee in this suit, also for costs and disbursements, and also for a decree against the said defendants foreclosing a mortgage given by Henry Omeg, and Laura Omeg, to the plaintiff, on the SW ¼ of Sec 28, T 5 S, R 1 E, Willamette meridian, in Clackamas county, Oregon, which mortgage is recorded on pages 462, 463, and 464, in Book "P" of the record of mortgages in Clackamas County, Oregon, and directing said land to be sold for the purpose of making the money due the plaintiff on said mortgage.

This summons is published pursuant to an order made by Hon. Frank J. Taylor, judge of said Court on December 11, 1889.

BURNEY & BARIN, Attorneys for Plaintiff

Summons.

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

SUIT IN EQUITY TO DISSOLVE A MARRIAGE CONTRACT.

John Gillett, Plaintiff, vs. Angie Elmire Gillett, Defendant.

TO ANGIE ELMIRE GILLETT, SAID DEFENDANT:

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 suit on or before the 21st day of April, 1890, the same being the first day of the next regular term of said court following the expiration of the time prescribed in the order for the publication of this summons, and if you fail so to appear and answer said complaint, plaintiff will apply to the Court for the relief demanded in the complaint, to-wit, for the dissolution of the bonds of matrimony now existing between plaintiff and defendant herein and for the extinguishment of any claim or interest that defendant may have in or to certain land in the complaint described.

Published by order of Honorable Frank J. Taylor, judge of said court duly made on the 19th day of February, 1890.

S. HUELAT, Attorney for Plaintiff.

2-27-90—38-7-44

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NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 17, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Friday, May 2, 1890, viz: George E. Oglesby, Homestead Entry, No. 5270, for the N ½ of SE and NE ¼ of SW ¼ of section 14, T 3 S, R 4 E. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: W. F. Palmateer, R. A. Wilcox, John C. Tracy, and J. W. Palmateer, all of Currinsville, Clackamas county, Oregon. J. T. APPERSON, Register.

2-27-90—38-6

Notice For Publication.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 judge, or in his absence before the county clerk of Multnomah Co. at Portland, Oregon, on Monday, April 21, 1890, viz: William A. Johnson, Homestead Entry, No. 5819, for the SW ¼ of sec 22, T 1 S, R 5 E. He names the following witnesses to prove his continuous residence upon, and cultivation of, said land: Wm. Butler, C. Dickson, W. Harding, and C. Harding, all of Aimes, Clackamas Co., Oregon. J. T. APPERSON, Register.

2-20-90—37-6

NOTICE FOR PUBLICATION.

LAND OFFICE AT Oregon City, Oregon, January, 27, 1890.

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 Register and Receiver of U. S. land office at Oregon City, Oregon, on Friday, March 21, 1890, viz: John Mahan, Homestead notice, No. 5504 for the SE ¼ of SW ¼ of Section 1, Township 3 South, R 1 West. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: D. C. Her, W. C. Hester, R. B. Wright and W. Scott, all of Smockville, Washington County, Oregon.

J. T. APPERSON, Register.

35-41—2-6-90.

Notice for Publication.

UNITED STATES LAND OFFICE, OREGON CITY OR., Feb. 15, 1890.

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 judge, or in his absence before the county clerk of Multnomah county, at Portland, Oregon, on Monday, April 21, 1890, viz: William M. Hardin, Homestead Entry, No. 5581, for the SW ¼ of section 24, township 1 S, R 5 E. He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz: R. T. Wilkins, W. A. Johnson, F. S. White, and C. Hardin, all of Aimes, Clackamas Co., Oregon. J. T. APPERSON, Register.

2-20-90—37-6

TIMBER LAND, ACT JUNE 3, 1878.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 22, 1890.

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," John C. Roberts, of Ross, County of King, State of Washington, has this day filed in this office his sworn statement No. 1940, for the purchase of lots 1 and 2, and S ½, NE ¼ of Section No 4, in Township No. 2 South, Range No. 7 East, 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 of this office at Oregon City, Oregon on Tuesday, the 15th day of July, 1890. He names as witnesses: B. T. Morehouse and Henry Bennett of Ross, King county, Washington; R. T. Smith of Tacoma, Pierce county, Washington; N. J. Welch, Portland, Multnomah County, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 15th day of July, 1890. J. T. APPERSON, Register.

3-13-90—40-10-49.

Notice of Appointment of Administrator.

Notice is hereby given that I, the undersigned, have been, by the Honorable County Court of Clackamas county, State of Oregon, duly appointed administrator of the estate of George Albright, deceased. Therefore all persons having claims against said estate are notified to present the same, properly verified, to me, at the office of Hickman & Roberts, at Clackamas within six months from the date of this notice, and all parties indebted to said estate are hereby notified to settle at once.

J. H. HICKMAN, Administrator of the Estate of George Albright, deceased.

February 24th, 1890. 2-27-90***38-5-42

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 17, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Monday, May 5, 1890, viz: William Roech; Homestead Entry No. 8423, for the E ½ of SE ¼ of section 9, T 2 S, R 5 E. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: H. McGuigin, T. D. Phelps, C. Cole, and C. Bailey, all of Sandy, Clackamas county, Oregon. J. T. APPERSON, Register.

2-27-90—38-6

Notice for Publication.

LAND OFFICE AT Oregon City, Oregon, January 30, 1890.

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 Register and Receiver of the U. S. Land Office at Oregon City, Oregon, on Saturday, April 5, 1890 viz: Eleazar S. Brumhall, heir of Andrew A. Brumhall, deceased, Homestead Entry, No. 5294, for the S ½ of SE ¼ and S ½ of SW ¼ of section 33, Township 3 South, Range 1 East. He names the following witnesses to prove his and deceased entryman's continuous residence upon and cultivation of said land, viz: C. T. Stokes, R. S. Bowen, C. Harden and W. A. Johnson, all of Aims, Clackamas county, Oregon.

J. T. APPERSON, Register.

35-41—2-6-90.

NOTICE FOR PUBLICATION

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 judge, or in his absence before the county clerk of Multnomah county, at Portland, Oregon, on Monday, April 21, 1890, viz: William M. Hardin, Homestead Entry, No. 5581, for the SW ¼ of section 24, township 1 S, R 5 E. He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz: R. T. Wilkins, W. A. Johnson, F. S. White, and C. Hardin, all of Aimes, Clackamas Co., Oregon. J. T. APPERSON, Register.

2-20-90—37-6

TIMBER LAND, ACT JUNE 3, 1878.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 22, 1890.

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," Rollo I. Smith of Tacoma, County of Pierce, State of Washington, has this day filed in this office his sworn statement No. 1958, for the purchase of the NW ¼ of Section No. 25 in Township No. 2 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 Register and Receiver of this office at Oregon City, Oregon, on Friday, the 11th day of July, 1890. He names as witnesses: Chas. H. Beers, John A. Fravette and Jas. T. Colborne of Tacoma, Pierce county, Washington; N. J. Welch of Portland, Multnomah County, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 11th day of July, 1890. J. T. APPERSON, Register.

3-13-90—40-10-49.

Sheriff's Sale.

STATE OF OREGON, COUNTY OF CLACKAMAS, ss.

NOTICE IS HEREBY GIVEN, That by virtue of an execution and order of sale issued out of and under the seal of the Circuit Court of the State of Oregon, for the county of Clackamas, dated the 20th day of February, 1890, to me directed and delivered, as sheriff of said county, pursuant to a decree entitled in said Court in a suit of equity, wherein Anna R. Whitlock is plaintiff and Mary L. Foster, Bernice N. Foster, William E. Foster, Arthur L. Foster, Anthony O. Foster, Frank M. Foster, Walter W. Foster, Mary J. Foster, Grover C. Foster, Vincent Foster and Ethel A. Foster are defendants, commanding me in the name of the State of Oregon to make sale according to law of the lands and premises hereinafter described, in order to satisfy the sum of $987.56, and interest at the rate of ten percent, per annum since November 9, 1889, and for $50.00 as attorney's fees, and the further sum of $19.80 accrued costs, and costs and disbursements—

Now, in order to satisfy said sums of money, I will, on Saturday, the 5th day of April, 1890, at the hour of 10 o'clock A. M., at the court house door in Oregon City, Clackamas county, Oregon, proceed to sell at public auction, to the highest bidder, for cash in hand, the following described tract of land, situated in Clackamas county, Oregon, to wit:

Beginning at the north-west corner of Isaac Gordon's land, or land formerly owned by him; thence along the line of said Gordon's tract in a southeasterly direction 70 rods; thence at right angles running westerly to the line of a tract of land formerly owned by L. D. Harding; thence northerly along said line of said Harding's tract of land 70 rods more or less to L. D. Harding's north-west corner; thence in an easterly direction to the north-west corner of a tract of land formerly owned by Lucy A. Burnett; thence southerly to the south west corner of said tract formerly owned by said Lucy A. Burnett 110 rods; thence easterly along the line of said Lucy A. Burnett's tract to the place of beginning, containing 100 acres, the same being a part of Philip Foster's D. L. C. in Clackamas county, Oregon.

W. W. H. SAMSON, Sheriff of Clackamas county, Oregon.

Oregon City, Oregon, March 5, 1890.

3-6-90**39-5-41

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Tuesday, April 29, 1890, viz: Giovanni Tavelli, Homestead Entry, No. 5515, for the lots 1 and 2, and SE ¼ of NE ¼, and NE ¼ of SE ¼ of section 4, T 2 S, R 5 E. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: T. D. Phelps, S. E. Jones, P. Harris, and P. McAdams, all of Sandy, Clackamas county, Oregon. J. T. APPERSON, Register.

2-20-90—37-6.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Monday, April 28, 1890, viz: Gabriel Norris, Homestead Entry No. 5569, for the NW ¼ of sec 14, T 2 S, R 4 E. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: W. Boring, D. Vincent, J. Welch, and G. Hasey, all of Damascus, Clackamas county, Oregon. J. T. APPERSON, Register.

2-20-90—37-6.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Friday, April 25, 1890, viz: James Jr. Gibson, heir at law of Harry Gibson, deceased; Homestead Entry No. 5530, for the N ½ of NW ¼ of section 2, T 3 S, R 4 E. He names the following witnesses to prove deceased entryman's continuous residence upon and cultivation of, said land, viz: C. Carter, R. Hoffmeister, and C. Cassdy, all of Eagle Creek, Clackamas county, Oregon; W. P. Palmateer of Currinsville, Clackamas county Oregon. J. T. APPERSON, Register.

2-20-90—37-6

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, OREGON CITY, OR., Feb. 15, 1890.

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 register and receiver of the U. S. land office at Oregon City, Oregon, on Monday, March 28, 1890, viz: J. Oglesby, Pre-emption D. S., No. 7487, for the lot 3, section 30, T 4 S, R 1 E. He names the following witnesses to prove his continuous residence upon and cultivation of, said land, viz: G. W. Kingzel, E Hilton, and W. Nobel, all of Needy, Clackamas county, Oregon, and A. E. B. Howard, of Aurora, Clackamas county, Oregon. J. T. APPERSON, Register.

2-20-90—37-6

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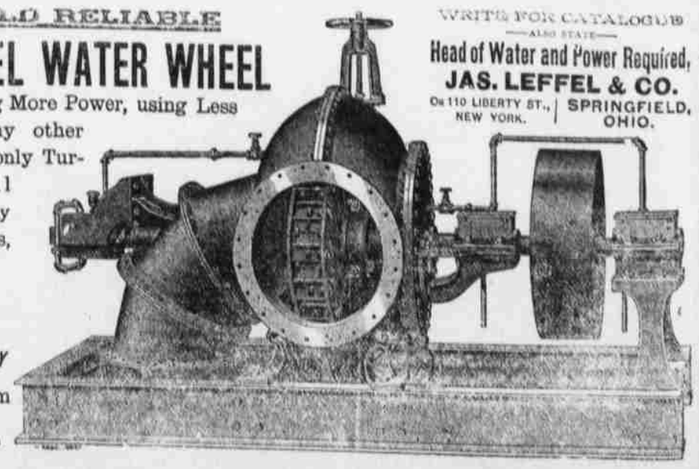

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