

THE BANKRUPTCY LAW

Continued From First Page.

all lawful orders of the court, (3) examine the correctness of all proofs of claims filed against his estate; (4) execute and deliver such papers as may be ordered by the court; (5) execute his trustee's transfers of all his property in foreign countries; (6) immediately inform his trustee of any attempt by his creditors or other persons to evade the provisions of this act; (7) in case of any person having to his knowledge proved a false claim against his estate, to disclose the fact immediately to the trustee; (8) prepare, make oath to and file in court within ten days until further time is granted after the adjudication a schedule of his property.

The death or insanity of a bankrupt shall not abate the proceedings. In case of death, the widow and children shall be entitled to all right of dower and allowance fixed by the laws of the state of the bankrupt's residence. A bankrupt shall be exempt from arrest upon civil process except when issued from a court of bankruptcy for contempt or disobedience of its lawful orders, and when issued from a state court having jurisdiction, and served within such state, upon a debt and claim from which his discharge in bankruptcy would be a release. If arrested of a bankrupt's intention to leave and avoid an examination, the court may issue a warrant to the marshal directing him to hold the bankrupt in custody. A bankrupt may, after terms of composition to his creditors after, but not before, he has been examined in open court or at a meeting of his creditors, and filed in court the schedule of his property and list of his creditors, required to be filed by bankrupts. Upon the confirmation by the court of a composition, the case shall be dismissed. The judge holds the power to set the composition aside within six months of its confirmation.

Any person may, after the expiration of one month and within the next twelve months subsequent of being adjudged a bankrupt, file an application for a discharge in the court of bankruptcy in which the proceedings are pending; if it shall be made to appear to the judge that the bankrupt was unavoidably prevented from filing it within such time, it may be filed within not after the expiration of the next six months. A discharge in bankruptcy may release a bank from all of its provable debts except taxes, judgments in actions for frauds, etc.

A person against whom an involuntary petition has been filed shall be entitled to have a trial by jury, in respect to the question of his solvency, upon filing a written application therefor at or before the time with which the petition was filed.

The supreme court of the United States and the circuit courts of appeals of the United States and the supreme courts of territories are invested with appellate jurisdiction of controversies arising in bankruptcy proceedings from which they have appellate jurisdiction in other cases. The offices of referee and trustee are hereby created. The referee shall take the same oath of office as that prescribed for judges of United States courts.

FAMOUS SAYINGS OF THE SPANISH WAR.

"Don't swear, shoot."—Colonel Wood of the Rough Riders.
"I have to report, sir, that there has been an explosion, and that the ship is sinking."—Sergeant Wm. Anthony to Capt. Sigbee.
"You may fire, Gridley, when you are ready."—Admiral Dewey at Manila.

"I have the Spanish ships bottled up and they will never get home."—Commodore Schley.

"Please don't tangle me with instructions. I am not afraid of the entire Spanish navy."—Capt. Clark of the Oregon.

"God and the gunners were on our side."—Capt. Evans.

"Lift your hats and from your hearts offer silent thanks to the Almighty."—Captain Phillip.

"The Main is avenged."—Lieut. Wainwright.

"Barley no longer."—McKinley to Shafter.

"I will say nothing until I have made my official report."—Lieut. Hobson.

"Full speed ahead; fire deliberately but don't waste a shot."—Schley.

"My career is ended."—Admiral Cervera, after the battle near Santiago.

"Don't cheer—the poor devils are drowning!" It was Capt. Phillip of the Texas who gave that order as the Spanish ships went down under the fire of Santiago. And a truly chivalric order it was.

Another noble little speech was made by Schley of the Brooklyn when his men cheered him. He said: "Thank you boys, but I didn't do it. You are the boys who did it. Let the officers cheer the crew. Hip, hip, hip." And it was done with a will.

THE BENEFITS OF THE WAR.

Bishop John H. Vincent, although he protested against the war and prayed against it, graciously accepted its inevitable and probably necessary when he found men wiser than

himself favoring it. He admits that he now sees many good results coming from it. To quote it:
Many young fellows, thoughtless, careless, with false ideas of life, with no sense of its responsibilities, constitute a minority of the army that is now doing its best work. Thousands upon thousands of our best young men have gone. Many young men have gone into the army deliberately, intelligently, courageously. Both classes are to be benefited immensely by the war and by their experiences. If they die, they die under conditions which give them a just conception of the reality of life hereafter. And if they live they make a record of what young fellows may be; they make a record which will act as a certain elevated platform on which they may begin to live normal successes in life. In the compensations of war there is thus the development of character of our young men who stay at home and are of necessity witnesses to this splendid heroism of devotion.

THE ONLY TIME THERE WAS.

The necessity that there shall be only one man who "has the say," in a military command is thoroughly recognized in the United States army. A story is told of Gen. Shafter commander of the American expeditionary force for the invasion of Cuba, which illustrates the punctilio of the regulars in this regard.
At a certain frontier post at which Shafter, who then held an inferior rank, was commander, many years ago, a discussion arose among several officers as to the exact time of day. A captain, with his watch in his hand, said:

"It is now exactly three o'clock."
"Oh no," said a lieutenant, "by my time it is eight minutes past three o'clock."

"A third young officer drew his watch out of his pocket. 'I know my time is exactly right,' he said, and my watch says two minutes past three."

At this juncture Major Shafter looked at his silver watch.

"I don't know what your watches say," he remarked, "but I wish you to understand that in this command it is five minutes past three."

Then the young officers remembered that the authority of the commanding officer extended even to the time of day.

BIG FIELD FOR WORK.

I wish to call the attention of the women of Oregon, more especially those that are working under the auspices of the Emergency Corps, Red and White Cross societies, and the Woman's Relief Corps, to the fact that there is a very large field open on this coast for their operations. I am well aware that distance lends enchantment to the view. Let me tell you, the first three months of a soldier's life is the most trying time. It takes at least one year to educate a young man fresh from the every-day walks of life to take care of himself. The change from home to camp life is often very severe. Many officers that go into the service are very good to the recruits until they get them sworn in. Then they forget that the soldier has any rights that an officer is bound to respect.

I want to call your attention to the Michigan adjutant-general's report, in which he shows that the mortality from sickness was much greater among the enlisted men than among the officers, showing that the men did not have the care that they should have had. During the civil war Michigan lost 262 officers—killed in battle or died of wounds received in action—and only 96 officers died of disease. There were 3945 enlisted men killed in action or died from wounds, while 10,040 died of disease. Over one-half of that number died of disease contracted during the first three months of their soldier life.

The first call of President Lincoln for 75,000 men took one regiment of infantry from Michigan, numbering nearly 1000 men. At the first battle of Bull Run (three months later) we went into action with 470 enlisted men. The rest were sick in the hospital for want of the right care. The men were selected from the best in the state, and had to undergo a critical examination.

In September, 1863, I was ordered to Grand Rapids, Mich., to assist in the disciplining of the Tenth regiment of Michigan Cavalry. When I arrived at Grand Rapids, I put on citizen's clothes and visited the camp as a recruit that wished to enlist. The weather was rainy, and the nights cool. The barracks the regiment was quartered in were built of rough lumber, with board roofs. The bunks were built three high. I climbed up into the bunks and found that many contained wet straw. The blankets were damp, and smelled of mildew. Water stood under the boards that formed the floors. The boards in the roofs were warped so that in places the soldiers could look through the cracks and count the stars, and when the rain came it soaked the beds. Hot fires were kept up, but pneumonia and fevers were sent by five or six out of the 800 men quartered there to the hospital every day. When the men marched out to breakfast the cups and tin plates were rusty and covered with water that had leaked through the roofs of the messhouse. Around the tables it was muddy, a-d greasy, and the change was very great from the comfort of home life, and some of the quarters were infested with vermin, which made camp life a burden. I saw the regiment form for dress pa-

rade. Many were coughing and suffering from lung trouble. The surgeon had one large house full of sick soldiers, and was looking for another, as he had a number sick in their bunks. The next morning I put on the uniform of a field officer of cavalry and reported to the colonel for duty. I asked the colonel about the condition of the quarters for the men. He said they were excellent, but somehow the men were getting sick and he could not account for it. Some of the captains and lieutenants had made complaints, but he told them the men must be hardened to the service, as this was nothing to what they might expect later on. I assure you that it was not long before some very radical changes were made for the good of the enlisted men. The officers had quarters in houses outside of the barracks. Causes of that nature break down many a young man during the first three months of his soldier life.

Judging from the letters received from soldiers in San Francisco, I think there is a big field for the women of Oregon and Washington to operate in. Some will tell you that you will not be allowed to enter these camps; that the regular officers in charge know how to handle these boys better than any one else; that the soldiers detailed for hospital attendants are better than women. If I go into the hospitals of this city I find many female nurses. We are often told by the doctors, if we want to save a friend, that it would be better to employ a trained female nurse.

I believe it is the duty of the governor of each state, through his military aids, to see that the enlisted men from his state have every comfort that military laws will allow them to have! After the men are turned over to the United States, if the commanding officer does not do his duty to the enlisted men, a letter from the governor to the secretary of war will soon cause his removal. There is no reason why there should be such a difference between the losses of enlisted men and officers as shown by the adjutant-general's report of Michigan.

Ladies, you have a big field open or your work at home. Are the soldiers at Vancouver barracks provided with comfortable beds, or are they sleeping on board floors? Perhaps they should have straw ticks and straw. Treat them as human beings. You would give your horse or cow bedding to lie on, why not your sons and brothers?

As I have said, the first three months of a soldier's life is the most trying time for him. Help him through this hardening process. You cannot make an athlete of a boy in a day; it takes months and even years. Many of these soldiers have left dependent ones at home. The \$13 per month they receive will not go far to support them. Your relief committee should know the name of every family in your county from which a soldier has gone, and know that they are not suffering. The soldier will fight better when he knows the loved ones at home are well cared for. I have known some of the strongest and healthiest men to sickness and die from nothing but homesickness. They were afraid the loved ones at home were not well.

SHERIFF'S SALE.

BY VIRTUE OF AN EXECUTION, I issued out of the Circuit court of the State of Oregon, for Multnomah County in favor of Frank Lerner and against Andrew Heckman, Caroline Heckman and Leopold Deitz for the sum of \$21 costs and for the further sum of \$29.17 with interest thereon at the rate of 10 per cent per annum from the 23d day of March 1898 and the further sum of \$60 with interest thereon at the rate of 10 per cent per annum from the 23d day of March 1898 and for the costs and expenses of sale and said writ.

Now, therefore by virtue and in pursuance of said judgment and for want of sufficient personal property I did on the 15th day of July 1898 fully levy on the herein after described real property of the above named defendants Andrew Heckman, Caroline Heckman, and Leopold Deitz, I will on Monday the 26th day of August 1898 at 10 o'clock a.m. of said day sell at public auction to the highest bidder for cash the following described real property to-wit:

Being the southeast quarter of section seven (7) in township one (1) north of range one (1) west of the Willamette Meridian containing 16 1/2 acres. This property is shown by the records of Washington county Oregon to be the property of Leopold Deitz also the following described property is shown by the records of Washington county Oregon to be the property of Caroline Heckman to-wit: Lot 20, twenty-one (21), and twenty-two (22) in the Brogger tract containing 20 acres as recorded on plan in the Recorder's office of the county of Washington and a state of residence in Washington county Oregon.

Said property will be sold subject to redemption as per statute of Oregon. Witness my hand this 26th day of July 1898.

W. D. BRADFORD,
Sheriff Washington County Oregon.
M. J. MacMahon
Attorney for Plaintiff. 16-11

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