

Sherman County Journal

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THE CONSTITUTION

This is constitution day, the one-hundred fiftieth anniversary of the day the convention with Geo. Washington, president and deputy from Virginia, signed the simple document and sent it to the states to be ratified.

The group of men who made up the convention had been having a peck of trouble for the past fifteen years or so. They had had to fight a war with their home country in order to establish their independence and after that they had set up a loose federation that gave a maximum of freedom to states and little power to the central government. It failed to succeed and again Washington, Franklin, Robert Morris, James Madison, Alex. Hamilton and the others of the committee came together to write a set of principles that would hold the nation together.

Every one of them knew the faults of monarchy and despotism and all had recently observed the evils of a loosely fashioned federation. They had the advantage of experience and the wisdom it brings.

And with this behind them they set forth the purposes they hoped to attain in writing this new constitution. "We the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this constitution for the United States of America."

That is all. They wanted a workable union, justice, domestic peace, safety from attack and liberty.

Article I arranges for the formation of a congress and sets forth its power. Article II has to do with the executive power and no one in reading it would presume that it was in their minds that a president should assume his present day importance. His office was apparently designed to be a social and decorative head for a government that was really governed by the congress. Article III describes the judicial power, and extends it to all cases of law and equity, arising under this constitution, the laws of the United States.

Article IV has to do with the state governments, rights of citizens, admission of new states and contains a guaranty of republican government to all states, protection against invasion "and on application of the legislature or of the executive, against domestic violence."

Article V provides for amendments. Article VI makes the constitution and the laws passed under it the supreme law of the land and binds the judges in every state thereby and establishes religious freedom. Article VII arranges for ratification and there is the constitution as our forefathers knew it—a simple direct statement of principle and method.

The first ten amendments were ratified almost immediately and are the bill of rights largely written by Thomas Jefferson. They give freedom of speech and press and assembly, established rights of those accused of crime and provide for trial by jury.

Now at the end of a hundred and fifty years, which is really a short time for governments to last in this world, there are those who say that we have outgrown the constitution. That it was written by a bunch of farmers back in the eighteenth century and does not fit the complex industrial nation of today.

It may be presumed that the aims of the people of this nation are similar to those of the men who wrote the constitution. We still want justice and liberty and domestic tranquility, so that we stand.

We still want a congress and have, in actuality changed the method of electing members thereto. We have little quarrel with the method of electing the executive and none with his constitutional powers. The supreme court has been the most universally respected branch of government except in those periods when it ruled certain laws against the general principles of the constitution as pledged to do by the document itself.

There is no finer set of principles anywhere for the establishment of democratic government. It may

be changed and has been in minor details, but in the main it will of necessity stay much as it is unless the concept of democracy changes. It is not a set of rules, hard and definite, as much as it is a statement of principle that will remain true as long as human nature is what it is. This is the day to honor it.

STATE FAIR

At the state fair may be seen the best exhibit of people in Oregon.

Every type of the very variable genus may be encountered in a few hours along the midway: the tall, the short, the grouchy, the gay, the nervy, the nerveless, the repressed and the irrepressible ladies who wore stylish hats and ladies who looked well in their hats. No purebreds among them, each an individual with background different from others. No Herford, no Belgians, no Cotswolds, no Poland-Chinas, but mixtures of everything. The pure-breds were in the barns.

A state fair has come to be a gathering of concessionaires with devices and devilry to snare loose dollars more than a show of the products of the state. More space is given to those with something to sell than to those with something to show. It is entertainment, not enlightenment.

The track events were good; race horses evenly matched to make close finishes but were run off very slow—perhaps to aid the betting. The Pendleton Round-Up has achieved a national reputation partly because major events follow major event without recourse to filler acts. At the state fair nine races take five hours.

The horse show at night is good. The sleek, well trained, slim legged horses of the riding academies and private stables of the well-to-do parade and prance in the arena while the heavy Clydesdales sleep in the barns. Except for an announcer who continually asked that the audience give the exhibitors a "real hand" as if it didn't know what it liked it was a fine show of well bred horses although there was little of the farm about it.

BLACK

When Senator Black was nominated for the supreme court a hearing was asked by senators to determine his connection with the Ku Klux Klan, but this request was denied. Now a newspaper reporter has made an investigation which seems to indicate that Black not only was a klanman but is now a life member.

If the charge be true he has taken an oath that will not permit him to be fair to Catholics, Jews or negroes who make a considerable part of the people of this country. Former criticism of him was that he did not have a judicial attitude toward the problems of life and this recent charge seems to substantiate that accusation.

The matter should have by all means been cleared up before his nomination was sent to the senate but as it was not, his connection with the Klan should be clarified before he is permitted to mount the bench.

Killing of people by automobiles is something like the sales tax on gasoline. It is slow but rolls up a huge total in a year, however not so dramatic as war.

A democracy is a nation in which the majority rules but does not abuse the rights of the minority. Indians are said to be catching a record run of salmon this fall at Celilo and, of course, being prosperous, are quarreling about the returns.

Perhaps a simpler decorative effect on Chinese architecture will be observed after the corners are knocked off the buildings by the Japs.

We could cheerfully trade our part of this late season heat for a chunk of pumpkin pie.

Now then—all set for the Sherman County Fair.

STATEHOUSE GOSSIP

(Continued from page one)

struction commission with the Board of Control here Saturday. The new structure which will be approximately 100 by 200 feet and three stories high will cost approximately \$739,000. It will be finished in marble to match the capitol building if that material can be had at the architect's estimate. Otherwise Indiana limestone will be substituted.

While the plans for the new structure will make provision for the accommodation of a number of other state departments it will be so arranged that the entire building may be converted to library uses in the future if necessary. Provision will be made in the immediate plans to take care of library expansion for at least 12 years.

Whitehouse & Church, Portland architects, who are designing the new structure expressed doubt as to their ability to complete the plans by November 1, the deadline set by the Public Works administration which is contributing \$450,000 toward the construction cost to supplement the \$550,000 appropriation voted by the last legislature.

The board also gave its approval to the capitol commission's plans for the construction of a power and heating plant to serve the entire capitol group and for the landscaping of the newly acquired property according to plans submitted by the designers of the new capitol. These plans include widening of Summer street to provide a more dignified approach to the capitol construction of mirror pools and the planting of shrubs and trees in the parkings and on the building sites. Governor Martin told the capitol commission that the State Department would take over most of the proposed landscaping program, thus saving most of the \$57,000 estimated cost of this program which will thus be available for expenditure on the new building.

The capitol commission at Saturday's meeting revealed that it plans to not only purchase the entire block of property north of the capitol site and west of Summer street on which the new building is to be located but the half block bordering on Summer street just east of that property and the corner lots on the two blocks to the north. This will permit of immediate widening of the capitol approach, it was explained.

Oregon's relief hit a new low in the five-year history of the state relief committee during August, according to a report submitted to Governor Martin by Elmer Goudy, relief administrator. Only 6418 persons were on direct relief throughout the state in August, the report shows. That is a decrease of 1141 from July and 429 fewer than were on relief in August, 1936. Goudy said that he expected little if any change in the relief situation for September.

Lotus Langley of Portland who was appointed to the State Parole Board only a few weeks ago tendered his resignation to Governor Martin this week, giving "press of private business" as his reason. Langley succeeded W. H. Treece who quit the parole board to accept appointment as a member of the Capitol Reconstruction commission. It is expected that a new parole board member will be named immediately.

Miss Ariel E. V. Dunn of Portland has been appointed to the newly created position of State Supervisor of Distributive Education, according to announcement by Rex Putnam, executive officer of the State Board for Vocational Education. Miss Dunn was for the past six years director of the vocational placement bureau of the Portland Public Schools. In her new position she will organize training programs for adult workers in various commercial occupations.

Kent People Attend Rally Day At Church

Those from Kent who attended Rally Day and home coming at the Christian church in The Dalles Sunday were: Mr. and Mrs. J. M. Wilson and sons Dick and Jerry Jr., George Wilson and son George Jr., Mr. and Mrs. R. N. McGlasson, Mrs. J. C. Wilson and daughter Nellie and Geraldine Norton.

Mr. and Mrs. Dale Howell motored to Goldendale Monday taking Mrs. Geo. Bickel and son George Jr., that far on their way to Montana where they will reside this winter.

Eleanor Faye Swett left Tuesday for her home at Boyd where she will attend school after spending 2 weeks here with her grandmother Mrs. B. A. Hoguk.

Mrs. Dick Reekman and daughter Margaret of Grass Valley were Kent visitors Tuesday afternoon.

Mr. and Mrs. J. L. Davis and daughter Evelyn were shopping in Portland and The Dalles last Tuesday and Wednesday.

Mr. and Mrs. J. J. Decker, Mrs. Volna Guyton, Mr. and Mrs. J. H. Wilson, Robert Mitchell, Mrs. G. L. Barnett and daughter Rosellen and son Eugene and Mr. and Mrs. J. C. Wilson and daughter Nellie were business visitors in The Dalles Wednesday.

Elsie Saunders of Redmond is going to stay with her grand parents, Mr. and Mrs. H. E. Morrow and attend high school here this winter.

Kent schools opened Monday morning September 13 with a good attendance and the high school students from Shaniko are being transported here on the Kent school bus. J. C. Wilson is the driver again this year and Vern Mobley is again driving for the German district.

J. M. Wilson and J. E. Norton were at Fossil Saturday in the interest of the extension of the Barlow road.

In Other Days

From Moro Leader Sept. 14, 1938. R. M. Starns had the misfortune to lose 613 sacks of wheat Monday night from fire. A hundred sacks were completely destroyed.

Young friends of Nellie Holder gave her a farewell party Saturday evening before her departure for Monmouth to attend normal. Mr. Brown, deputy sheriff, informs us that Ben Andrews of Rufus cleaned up 372 sacks of wheat from 30 acres. The harvesting was done with a stripper.

The frame work of the new M. E. church is up and it is possible to tell something of what it will look like.

From the Observer Sept. 18, 1938. Teachers in the Moro schools this year are Prof. Blough 9th, 10th and 11th grades; Miss McConnell 6th, 7th and 8th grades; Miss Julia Woods 3rd, 4th and 5th grades and Miss Jessie Reese 1st and 2nd.

Charles Nish has bought the store building and stock of goods at Monkland and will succeed Ed Ball as proprietor also. Mayor Messenger is about to leave Moro to return to his old home in Yamhill county.

A company of Spokane capitalists has bought Blalock island in the Columbia and will plant wheat and alfalfa.

From the Observer Sept. 20, 1918. Letters from Roy Kusman and Seral Searcy tell of doings aboard ship and in training camp for the navy.

The county fair will be held October 9th, 10th and 11th.

E. W. Lewis has sold his barber shop to Jack Wright.

The Red Cross needs all your old or surplus clothing. The quota assignment to Moro is 600 pounds.

NOTICE OF FILING FINAL ACCOUNT

Notice is hereby given that the undersigned has filed with the Clerk of the County Court of the State of Oregon for Sherman County, his final account as administrator C. T. A. of the last will and testament of Charles Franklin Fulton, deceased and by order of said court, Monday, the 18th day of October, 1937, at the hour of 10 o'clock a. m. is fixed as the time, and the court room of the said court as the place for the hearing of said final account and the settlement of said estate.

W. M. Huntington, Administrator C. T. A. Dated and first published September 17, 1937. Date of last publication October 15, 1937.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF SHERMAN NOTICE OF SHERIFF'S SALE

GEORGE B. GUTHRIE, as Receiver of The Oregon-Washington Joint Stock Land Bank of Portland, Oregon, a corporation, Plaintiff, vs. D. J. McLACHLAN, MOLLIE McLACHLAN, MARGARET WOODS, W. A. WOODS, FRANCES McLACHLAN, MORO STATE BANK, a corporation, MARK SKINNER, Superintendent of Banks of the State of Oregon, WALTER A. MAY and PAUL MAY Co-Partners, doing business under the firm name and style of Walter A. May & Son, PACIFIC COAST JOINT STOCK LAND BANK OF PORTLAND, OREGON, a corporation, and STATE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF OREGON, Defendants.

By virtue of the writ of execution and order of sale duly issued out of the Circuit Court of the State of Oregon for the County of Sherman, on the 13th day of Sept. 1937, pursuant to a decree entered in said court Sept. 11th, 1937, in a suit wherein George B. Guthrie, as Receiver of The Oregon-Washington Joint Stock Land Bank of Portland, Oregon, a corporation, is plaintiff, and D. J. McLACHLAN, MOLLIE McLACHLAN, MARGARET WOODS, W. A. WOODS, FRANCES McLACHLAN, MORO STATE BANK, a corporation, MARK SKINNER, Superintendent of Banks of the State of Oregon, WALTER A. MAY and PAUL MAY Co-Partners, doing business under the firm name and style of Walter A. May & Son, PACIFIC COAST JOINT STOCK LAND BANK OF PORTLAND, OREGON, a corporation, and STATE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF OREGON, are defendants, said writ being directed to me commanding me to make sale of the real property hereinafter described, I will on Monday, the 18th day of October, 1937, at 10 o'clock a. m. at the front door of the Court House of Sherman County, in the City of Moro, State of Oregon, offer for sale and proceed to sell to the highest bidder for cash in hand the following described real property, situated in Sherman County, State of Oregon, to-wit:

Northwest Quarter (NW1) and Northeast Quarter (NE1) of Section Twelve (12), Township One (1) South, Range Seventeen (17) East of the Willamette Meridian. To satisfy the sum of Six Thousand three Hundred Twenty-three and 52/100 (\$6,323.52) Dollars, with interest thereon from 11 day of Sept. 1937, at the rate of 6% per annum, and the further sum of Two Thousand Seven Hundred Eighty-three and 89/100 (\$2,783.89) Dollars, with interest thereon from 11th day of September, 1937, at the rate of 8% per annum, and the further sum of \$500.00 as attorneys' fee, together with costs of said suit taxed at Twenty-three and 90/100 (\$23.90) Dollars, and the costs of and upon said writ.

C. C. WILSON Sheriff of Sherman County, Oregon 46-50

NOTICE TO CREDITORS All persons having claims against the estate of Dougal McDermid, deceased, are hereby notified to present them, with the proper vouchers and duly verified, to the undersigned, the duly appointed administrator of the estate of Dougal McDermid, deceased, at the office of T. Lester Johnson, attorney at law, Wasco, Oregon, within six months from the date of the first publication of this notice, to-wit: September 10, 1937.

Donald McDermid Administrator 45-49

NOTICE TO CREDITORS Notice is hereby given that the undersigned has been duly appointed by the County Court of the State of Oregon for Sherman County, Administrator of the Estate of Arvilla J. Barnett, deceased. All persons having claims against said estate are hereby required to present the same to me, with vouchers properly verified, as by law required, at Wasco, Oregon,

C. C. Wilson Sheriff of Sherman County, Oregon 46-50

NOTICE TO CREDITORS All persons having claims against the estate of Dougal McDermid, deceased, are hereby notified to present them, with the proper vouchers and duly verified, to the undersigned, the duly appointed administrator of the estate of Dougal McDermid, deceased, at the office of T. Lester Johnson, attorney at law, Wasco, Oregon, within six months from the date of the first publication of this notice, to-wit: September 10, 1937.

Donald McDermid Administrator 45-49

NOTICE TO CREDITORS Notice is hereby given that the undersigned has been duly appointed by the County Court of the State of Oregon for Sherman County, Administrator of the Estate of Arvilla J. Barnett, deceased. All persons having claims against said estate are hereby required to present the same to me, with vouchers properly verified, as by law required, at Wasco, Oregon,

within six months from the date hereof, to-wit: September 3, 1937. Robert Dean Barnett, Administrator. Malcolm W. Wilkinson Attorney for Estate. 44-47

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

On Saturday, the 9th day of October, 1937, at the hour of ten o'clock, a. m. at the front door of the Courthouse in Moro, Sherman County, Oregon, I will sell at public auction to the highest bidder for cash, the following described real property located in Sherman County, Oregon, to-wit:

The Southeast Quarter of the Northwest Quarter and the North Half of the South-west Quarter of Section Ten, all in Township One South, Range Seventeen East of the Willamette Meridian, Sherman County, Oregon. Together with the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, excepting therefrom the following described parcel:

Commencing at a point 30 feet West of the Northeast corner of NW1 of SW1 of Section 10, T. 1 S. R. 17 E. of W. M.; thence West 75 feet; thence in a Southerly direction 40 rods across Grass Valley creek 4 or 5 rods to the fence on the Southeast side; thence in a Northerly direction 75 feet along the county road; thence in a Northwesterly direction along the county road 88 rods to the place of beginning, containing 1 acre, more or less.

Said sale is made under execution issued out of the Circuit Court of the State of Oregon for the County of Sherman to me directed in the case of The State Land Board of the State of Oregon vs. F. R. Fortner and Anabel L. Fortner, husband and wife; Mrs. M. A. Bull; Bert I. Michel and Beatie B. Michel, husband and wife; Mark Skinner, Superintendent of Banks of the State of Oregon; American Surety Company of New York, a corporation; The California Joint Stock Land Bank of San Francisco, a corporation; and Sherman County, a municipal corporation, defendants.

C. C. Wilson Sheriff of Sherman County, Oregon Geo. G. Updegraff, Attorney for Plaintiff. 45-48

NOTICE TO CREDITORS

Notice is hereby given that the undersigned has been duly appointed by the County Court of the State of Oregon for Sherman County as Administrator with the will annexed of the will and estate of Grace G. Isaacs, deceased. All persons having claims against said estate are hereby notified to present the same to the undersigned with vouchers properly verified as by law required at the office of Gavin & Gavin, attorneys, The Dalles, Oregon, within six months from the date hereof.

Dated August 23rd, 1937. Harvey F. Stone, Administrator, with the will annexed of the Will and Estate of Grace G. Isaacs, deceased. Gavin & Gavin, Attorneys, The Dalles, Oregon.

NOTICE OF SHERIFF'S SALE IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR SHERMAN COUNTY. In Equity No. 2450. DE TWEDE NORTHWESTERN AND PACIFIC HYPOTHEEK- 42-46

BANK, a corporation, Plaintiff, vs. ROSA A. MILLER, as Administratrix of the Estate of Joseph J. Miller, Deceased, ROSA A. MILLER, JENNIE MILLER JORDAN, LEONARD JORDAN, her husband, ETTA MILLER ERWIN, JOSEPH J. MILLER, and JAMES D. MILLER, Heirs at law of JOSEPH J. MILLER, Deceased, ROSA MILLER, HUGH A. WHITE, and J. B. McCOOK, as Receiver of First National Bank of The Dalles, Oregon, a corporation, Defendants.

By virtue of an execution, judgment, decree and order of sale issued out of the above entitled court in the above entitled cause, to me directed and dated August 17th, 1937, upon a judgment rendered and entered in said court on the 16th day of August, 1937, in favor of the plaintiff and against Rosa M. Miller as administratrix of the Estate of Joseph J. Miller, deceased, and Rosa M. Miller for the sum of \$6,000.00, with interest thereon at the rate of 7 per cent per annum from May 30, 1932; the further sum of \$650.00 attorney's fees, and for costs and disbursements of this suit, taxed at \$18.85, and accruing costs, commanding me to make sale of the following described real property, situated in Sherman County, Oregon, to-wit:

The NE1; the E1 of NW1; the SW1 of NW1 of section 17; The SE1 and E1 of SW1; the SE1 of NE1 and Lots 2 and 3 of Sec. 18; All in Township 2, North, range 16 East W. M., containing 617.91 acres, more or less, according to Government survey; And beginning at the northwest corner of SE1 of section 17, township 2, North, range 16 E. W. M. said point of beginning being designated by an iron stake 2 feet long and 1-8 inches in diameter driven full length into the ground; thence south 4.45 chains; thence south 2.25 chains; thence east 7.95 chains; thence north 2.25 chains; thence west 3.50 chains to place of beginning, containing 1.78 acres; All of NW1 of NW1 of section 17, and all of Lot 1 in section 18, township 2, North, range 16 E. W. M. (Excepting an irregular tract conveyed to the State of Oregon for highway right of way, deed recorded July 24, 1931, in Book "X" page 185, deed records of Sherman County, Oregon, to which record reference is made for a more particular description of said tract.)

Now, Therefore, by virtue of said execution, judgment, decree and order of sale, and in compliance with the commands of said writ, I will on the 18th day of September, 1937, at 10 o'clock a. m. at the front door of the Court House in Moro, Sherman County, Oregon, sell at public auction, subject to redemption, to the highest bidder for cash in hand, all the right, title and interest the above named defendants had on the 30th day of November, 1935, the date of the mortgage foreclosed herein, or since that date had or acquired, in and to the above described real estate, or any part thereof, to satisfy said execution, judgment and decree, with interest, costs and accruing costs.

Dated this 17th day of August, 1937. C. C. Wilson, Sheriff of Sherman County, Oregon Date of first publication August 20, 1937. Date of last publication September 17, 1937. 42-46

BANK BY MAIL



It takes less time to mail a letter than to call at the bank. By use of our Bank-by-Mail Plan the nearest mail box becomes your branch bank.

When you are busy with other things—if the weather isn't suitable for coming to the bank—it's a genuine convenience to bank your checks by mail. Many of our customers have found it so. Call or write for details.

Remember the dates. Sherman County and 4-H club Fair Sep 24-25-26 C. R. Harding, Manager L. A. Littleton, Asst. Mgr. The Dalles Branch of the United States National Bank Head Office, Portland, Oregon MEMBER FEDERAL DEPOSIT INSURANCE CORPORATION Resources 125 Millions