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FRIDAY, JULY 25, 1913

THE CUMMINS COMPLAINT.

Declaring that President Wilson has been so persistent and determined in exerting his influence upon members of congress entrusted with the work of preparing schedules of the Underwood tariff bill, that it has become coercive, Senator A. B. Cummins of Iowa yesterday opened the tariff debate at Washington.

The Iowa senator and every other politician who is primarily interested in the defeat and repudiation of the Democratic party can hardly be expected to entertain a friendly feeling for President Wilson.

Without the diplomacy, the courage and statesmanship of Woodrow Wilson it is more than possible that the tariff history of the present session of Congress would have materially assisted Senator Cummins and other Republican and Progressive statesmen in their campaign for re-election. Without the wonderful capacity for leadership which has been displayed by the president, it is possible that the pledges contained in the Democratic platform would have been repudiated, tariff protected monopoly legalized and a Democratic majority in congress converted into a Democratic minority.

Senator Cummins and other opponents of the administration may well marvel at the record made by the new Democratic president. He has surprised his friends and dumfounded his enemies. He has restored the confidence of the people in a great political party. He has driven out the reactionaries and made his party truly progressive. He has declared war upon the lobby maintained at the national capitol and demonstrated that an open alliance exists, and for years has existed, between the old line Republican organization and the big financial interests. He has applied the rules of common honesty in the conduct of the affairs of his own office and insisted that the Democratic members of congress apply the same rules in the preparation of the schedules of the Underwood tariff. If this be corcion, it is unfortunate indeed that his predecessors in office did not use more of it.

NO STRIFE HERE.

The Democrat cannot agree with Walter Wellman in the assertion that the Progressive party is torn asunder by strife and dissension between opposing factions.

Notwithstanding the claims of this well known political writer, A. D. Hall, S. G. Simons and John Robson, the three great lights of the Progressive party in Linn county, are agreed upon all vital questions of party policy. Even Erb Schultz contends that he has "kept the faith," and will again "battle for the Lord," in 1914. Each day the disciples gather at party headquarters, read the Progressive Bible, worship the Progressive God, damn the administration, assail the old line Republicans and count the dead and deserters from the camp of progress.

Not since the time of Daman and Pythias has there been a better illustration of complete harmony than that dsolayed among the Progressives of Albany.

FINANCIAL REPORT IS GOOD.

The following review of the week's business is taken from Dun's Review and indicates that business conditions continue to improve.

"While business generally reflects the quietness usual at this period, such unusual tendencies are mainly in the direction of improvement and confidence in the future has strengthened. Financial sentiment was affected somewhat by the failures in the Pittsburgh district, the resumption of gold exports and the threatened railway strike, yet security values were well maintained in view of these developments. A new low record price, however, was reached on United States bonds and also on British consols, the markets abroad being depressed early by fears of complications in the Balkan situation. Including among the important events of the week was the government grain report, which, while showing a large deterioration in spring wheat, revealed a splendid promise for winter wheat and corn, thus indicating another prosperous year for the agricultural community as a whole. This augurs well for the business outlook, but the spirit of conservatism is still manifest in most quarters, owing chiefly to the restrictive influence of tariff legislation. On the other hand, evidences of expansion are not wholly lacking, although conditions seldom show any important change at midsummer. The marked improvement in the leather situation, however, furnishes an exception to this rule, the more liberal demand from large operators having advanced prices on all varieties. Dry hide heralock sole is now higher than at any former time this year, while in some other lines the values current several weeks ago have been restored. Consumption of dry goods is sustained there is no accumulation of stock, but new business is limited to well-defined needs. In the iron and steel industry two features stand out prominently—namely, the fact that curtailing of pig iron output during June was less than anticipated and that the opinion is general that the current lull in demand will be followed by a revival of activity in the fall. As expected, the regular monthly statement of the leading interest disclosed another substantial reduction in unfilled tonnage, yet the volume of orders remaining on hand is still above the average. Latests statistics on copper show the smallest surplus reported in about a year, although the June decline in stocks was due to a falling off in production. Average daily bank exchanges for July thus far are 4.3 per cent. smaller than last year, but reveal a gain of 3.5 per cent. over 1911, while gross earnings for June of railroads making weekly statements increased 7.0 per cent. over 1912 and 10.9 per cent. as compared with two years ago.

"Liabilities of commercial failures for July to date are $7,916,110 of which $2,011,005 were in manufacturing $5,623,310 in trading and $281,795 in other commercial lines. Failures this week numbered 258 in the United States against 259 last year, and 24 in Canada compared with 23 a year ago."

News on This Page is From Daily Issue of TUESDAY, JULY 28

Sheriff's Sale.

By virtue of an Execution and Order of Sale to me directed, issued out of the Circuit Court of the State of Oregon for Linn County, in the case of V. Cladek, plaintiff, versus George W. Poole and Izetta Poole, his wife, B. A. Ferrer and Mary A. Farrer, his wife, and Terezie Cladek, defendants, which said Order of Sale was issued out of said Court and by me received on the 16th day of July, 1913, I will on Wednesday, the 27th day of August, 1913, at the hour of 10 o'clock a. m. at the front door of the Court House in Albany, Oregon, sell at public auction to the highest bidder for cash in hand, the following described real property, to-wit:

Beginning at the southeast corner of Sec. 36 Tp. 10 S. R. 1 W. of the Willamette Meridian, Oregon, running thence S. 20 chains, thence West 30 feet, thence North 19.55 chains to a point which is 30 feet south of the sout hboundary line of said Sec. 36, thence west 40 chains more or less to the east boundary line of a 51.75 acre tract conveyed to Antone Stepanek by deed as appears of record at Page 237 of Volume 60 Records of Deeds, thence North 13 degrees 30 minutes East 30 feet more or less to the N. E. corner of said 51.75 acre tract so conveyed to Antone Stepanek, thence N. 50 degrees West 19.35 chains to the N. W. corner of said 51.75 acres tract so conveyed to Antone Stepanek, thence N. 45 degrees W. 1.92 chains, thence N. 22 degrees 15 minutes E. 1 chain, thence S. 50 degrees E. 12.50 chains, thence N. 22 degrees 15 minutes E. 49 chains, thence N. 72 degrees 30 minutes W. 13 chains more or less, thence N. 22 degrees 15 minutes E. 24.1 chains to the N. boundary line of said Sec. 36, thence East on the North boundary line of said Sec. 36, 33.75 chains more or less to the N. E. corner of said Sec. 36, thence South on the East boundary line of Sec. 36, 80 chains more or less to the place of beginning, containing 320 acres more or less, all situated in the county of Linn, State of Oregon.

To satisfy the judgment rendered in favor of the plaintiff and against the defendants, George W. Poole and Izetta Poole, his wife, B. A. Farrar and Mary A. Farrar, his wife, for the sum of $10,330 with interest thereon at the rate of six per cent per annum from the 4th day of December, 1911, and for the further sum of $500 attorneys' fees; and to satisfy a judgment and decree obtained by Terezie Cladek against the defendants George W. Poole and Izetta Poole, his wife, B. A. Farrar and Mary A. Farrar, his wife, for the full sum of $2,000 with interest thereon at the rate of six per cent per annum from the 4th day of December, 1911, to date, and for the further sum of $250.00 attorneys' fees and for the costs and disbursements of this execution and sale.

D. H. BOONE,
Sheriff of Linn County, Oregon.

Dated at Albany, Oregon, this July 21, 1913.

WEATHERFORD & WEATHERFORD,
Attorneys for Plaintiff.

125 Aug1-8-15-22

Administrator's Notice.

To all the creditors of the estate of Chloe Huber, deceased:

You and each of you are hereby notified that the undersigned has been duly appointed administrator of the estate of Chloe Huber, deceased, by the county court of Linn county, Oregon; therefore, all persons having claims against said estate are hereby notified to present the same with the proper vouchers within six months from the date hereof to the undersigned at his residence at near Jordan in Linn county, Oregon.

Dated this 25 day of July, 1913.

PETER R. BILYEU,
Administrator of the estate of Chloe Huber, deceased.
W. R. BILYEU,
Attorney for Administrator.
July 25-A 1-8-15-22-29

STATEMENT

of the First National Bank of Albany, County of Linn, State fo Oregon, showing the amount standing to the credit of every depositor July 1st 1913, who has not made a deposit, or who has not withdrawn any part of his deposit, principal or interest, for a period of more than seven (7) years immediately prior to said date, with the name, last known place of residence or postoffice address of such depositor, and the fact of his death, if known.

Name of Depositor	Amount
John Dashney	$ 2.25
C. F. Goin	12.35
A. B. Huddleson	25.61
Chas. Miller	6.60
Fred R. White	6.26

STATE OF OREGON,)
)ss
County of Linn)

I, O. A. Archibald, being first duly sworn, depose and say upon oath, that I am the cashier of the First National Bank of Albany, County of Linn, State of Oregon; that the foregoing statement is a full, true, correct and complete statement, showing the name, last known residence or postoffice address, fact of death, of known, and the amount to the credit of each depositor as required by the provisions of Chapter 148, of the General Laws of Oregon, 1907.

O. A. ARCHIBALD,

Subscribed and sworn to before me this 10 day of July, A. D. 1913.

(SEAL) PAULINE BURCH,
Notary Public for Oregon.
w-J25-1-8-15

SUMMONS.

In the Circuit Court of the State of Oregon for Linn County.

C. H. Cummings, Plaintiff,
vs.
John D. Walton, and also all other persons and parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein, Defendants.

To John D. Walton, and also all other persons or parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein:

In the name of the state of Oregon: You are hereby notified that C. H. Cummings, the plaintiff herein, is the holder of certificate of delinquency number 131, issued by the Sheriff of Linn County, Oregon, on the 7th day of December, 1908, for the sum of $3.74, the same being the amount then due and delinquent for the taxes for the year 1907, together with penalty, interest and costs thereon, upon real property situated in Linn County, Oregon, which is assessed to J. D. Walton, and of which the defendant John D. Walton is the owner of the legal title as appears of record, and which is particularly described as follows, to-wit: The North half of the Southwest quarter of Section Thirty-two (32), Township Thirteen (13) South, Range Four (4) East of Willamette Meridian, Linn County, Oregon.

You are further notified that the plaintiff has paid taxes on said premises for subsequent years as follows, all of which payments, together with the certificate of delinquency, bear interest at the rate of fifteen per cent per annum from the date of the several payments:

Yrs. Tax	Date Paid.	Amt.	Rate of Interest
1908	Mar. 23, 1909	$3.40	15 per cent.
1909	Mar. 24, 1910	$2.80	15 per cent.
1910	Mar. 22, 1911	$6.55	15 per cent.
1911	Mar. 23, 1912	$7.28	15 per cent.
1912	May 15, 1913	$8.25	15 per cent.

Total amount paid since the issuance of the certificate of delinquency, $28.37.

You are herebv further notified that the plaintiff will apply to the Circuit Court of the county and State aforesaid for a decree foreclosing the lien against the property above described and included in said certificate of delinquency; and you are hereby summoned to appear within sixty days after the date of the first publication of this summons, exclusive of the day of the first publication, and defend this action or pay the amount due as above shown, together with costs and accrued interest; and in case of your failure to do so a decree will be rendered foreclosing the lien of said taxes and costs against the land and premises above described.

This summons is published by order of the Honorable P. R. Kelly, Judge of the Circuit Court of the State of Oregon in and for Linn County, which said order was made and dated June 16, 1913, and which requires that this summons be published once each week for nine consecutive weeks. The date of the first publication of this summons is June 20, 1913.

All process and papers in this proceeding may be served upon Gale S. Hill, residing within the State of Oregon at the address hereafter mentioned.

GALE S. HILL,
District Attorney.

Address: Albany, Oregon.

W Fri Jun22-27- Jul4-11-18-25 Aug 1-8-15-22

DEFENDANT HEIRS FILE A DEMURRER

Complaint in Dispute Over the McCart Estate Contains Insufficient Facts.

CLAIMED COURT HAS NOT PROPER JURISDICTION

Case Promises to Be Bitterest Fought Will Contest Here in Years.

Demurrer upon the grounds that the complaint filed against them does not state facts sufficient to constitute a cause of action and that the court has no jurisdiction in the matter mentioned in the complaint, was filed in the circuit court this morning by Attorneys Weatherford and Weatherford in behalf of George A. McCart and Charles McCart..

A few days ago Mary Elizabeth Robinson, as administratrix and heiress of the estate of the late George McCart, filed a complaint against George A. McCart, Edmund McCart, Hattie Gibbs and Charles McCart, charging that George McCart assisted by the others, used undue influence and persuasion over the deceased in order to have him entrust his property to their care. In the complaint it was charged that the defendants made the aged man, prior to his death, believe that a divorced wife would secure his property if he should retain the control of it. This it is alleged caused the deceased, before he died, to appoint George A. McCart trustee of his estate, whom it is claimed has since held title to the property, against the administration of the same.

Numerous other allegations were made in the complaint tending to discredit the claims of the defendants and when the case comes up in court, it promises to be one of the bitterest fought will contest cases in years.

A peculiar feature is the fact that when George McCart who was having trouble with his second wife, who it is alleged married him for his money, when she was threatening divorce all of the heirs joined forces against her in behalf of their father. The suit for divorce was finally settled out of court by a cash settlement. Now the heirs are disputing among themselves. All of those mentioned as plaintiffs and defendants are sons and daughters of the deceased.

SUMMONS.

In the Circuit Court f the State of Oregon for Linn County.

C. H. Cummings, Plaintiff,
vs.
W. C. Stearns, and also all other persons or parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein, defendants.

To W. C. Stearns, and also all other persons or parties unknown claiming any right, title, estate, lien or interest in the real estate described in the complaint herein:

In the name of the State of Oregon: You are hereby notified that C. H. Cummings, the plaintiff herein, is the holder of certificate of delinquency number 116, issued by the Sheriff of Linn County, Oregon, on the 7th day of December, 1908, for the sum of $3.21, the same being the amount then due and delinquent for the taxes for the year 1907, together with penalty, interest and costs thereon, upon real property situated in Linn County, Oregon, which is assessed to the defendant W. C. Stearns and of which he is the owner of the legal title as appears of record, and which is particularly described as follows, to-wit: The Southeast quarter of the Southeast quarter of Section Four (4), in Township Eleven (11) South of Range Seven (7) East of Willamette Meridian, in Linn County, Oregon.

You are further notified that the plaintiff has paid taxes on said premises for subsequent years as follows, all of which payments, together with the certificate of delinquency, bear interest at the rate of fifteen per cent per annum from the date of the several payments:

Yrs. Tax	Date Paid.	Amt.	Rate of Interest
1908	Mar. 23, 1909	$4.95	15 per cent.
1909	Mar. 24, 1910	$5.24	15 per cent.
1910	Mar. 22, 1911	$6.21	15 per cent.
1911	Mar. 23, 1912	$5.82	15 per cent.
1912	May 15, 1913	$6.40	15 per cent.

Total amount paid since the issuance of the certificate of delinquency, $28.62.

You are hereby further notified that the plaintiff will apply to the Circuit Court of the County and State aforesaid for a decree foreclosing the lien against the property above described and included in said certificate of delinquency; and you are hereby summoned to appear within sixty days after the date of the first publication of this summons, exclusive of the day of the first publication, and defend this action or pay the amount due as above shown, together with costs and accrued interest; and in case of your failure to do so a decree will be rendered foreclosing the lien of said taxes and costs against the land and premises above described.

This summons is published by order of the Honorable P. R. Kelly, Judge of the Circuit Court of the State of Oregon in and for Linn County, which said order was made and dated June 16, 1913, and which requires that this summons be published once each week for nine consecutive weeks. The date of the first publication of this summons is June 20, 1913.

All process and papers in this proceeding may be served upon Gale S. Hill residing within the State of Oregon at the address hereafter mentioned.

GALE S. HILL,
District Attorney.

Address: Albany, Oregon.

W Fri Jun22-27- Jul4-11-18-25 Aug1-8-15-22

INSURANCE COMPANY BRINGS SUIT FOR $175

Suit has been filed in the circuit court against C. P. Stafford by the American Life and Accident Insurance Co. for the recovery of money in the sum of $175, as the result of an alleged delinquent promissory note, made and executed November 9, 1912, and which it is claimed that the defendant promised to pay by May 9, 1913. The plaintiffs ask the court for judgment, interest to date and reasonable attorneys fees.

ADMINSTRATOR'S NOTICE.

Notice is hereby given that the undersigned has been by the County Court of Linn County, Oregon, duly appointed administrator of the estate of Anna M. Yantis, late of said County, deceased. All persons having claims against the estate of said deceased are hereby required to present the same, with the proper vouchers, to the undersigned, at his residence, near the City of Albany, in said Linn County, within six months from the date of this notice.

Dated this 3rd day of July, 1913.

JOHN A. HILLARD,
Administrator

HEWITT & SOX,
Attorneys for Administrator
J4-11-18-25-A1

SUMMONS.

In the circuit Court of the State of Oregon, for the County of Linn. Department No. 2.

Mary E. Wilson and G. W. Wilson, her husband, F. B. Powell, and S. M. Powell, Plaintiffs,
vs.
Martha Marrs and John Marrs, her husband, Horace M. Propst and Jane Doe Propst, his wife, Alvis L. Propst, his wife, and Mary Roe Propst, his wife, Nina P. Propst and Dale D. Propst, defendants.

To Horace M. Propst, Jane Doe Propst, Alvis L. Propst and Mary Roe Propst, four of the above named deendants and all persons unknown having or claiming an interest or estate in the property described in plaintiff's complaint:

In the name of the state of Oregon, You are hereby required to appear and answer the complaint o fthe above named plaintiffs on file with the clerk of the above entitled court on or before the 1st day of August, 1913, same being the date of the last publication of this summons as prescribed by order therefor duly made in the cause herein by the Honorable Percy R. Kelly, Judge of the Circuit Court of the State of Oregon, for the County of Linn, and you are hereby notified that if you fail to appear and answer said complaint as herein required, the plaintiffs will apply to the court for the relief demanded in plaintiff's complaint on file herein: for a decree that the plaintiffs, Mary E. Wilson, F. B. Powell and S. M. Powell and the defendants, Martha Marrs, Horace M. Propst, Alvis L. Propst, Nina P. Propst and Dale D. Propst, are the owners in fee simple of the following described real property, to-wit:

Beginning at a point that is five chains west of the northeast corner of the Donation Land Claim of Samuel Simpson Not. No. 1862, in Township No. 11, South, Range No. 1 West of the Willamette Meridian, Oregon, same being the northeast corner of the tract of land heretofore set apart to Rebecca Powell by decree of the Circuit Court of the State of Oregon for Linn County, made and entered on the 16th day of November, 1904, and running from thence west 120 rods; thence south 66 2-3 rods; thence east 120 rods; thence north 66 2-3 rods, to the place of beginning, containing 50 acres, more or less, all in Linn County, State of Oregon. And for a decree that said real property be partitioned among the plaintiffs and defendants last hereinabove named according to their respective rights, quantity and quality relatively considered, except the portion belonging to the defendants, Horace M. Propst, Alvis L. Propst, Nina P. Propst and Dale D. Propst, and for a decree that the interest of the defendants last herein named be sold and the proceeds arising therefrom, after paying the pro rata of the costs and disbursements of this suit be paid to the said Horace M. Propst, Alvis L. Propst, Nina P. Propst and Dale D. Propst, according to their respective rights and that the costs and expenses of this suit be paid pro rata be the several parties, plaintiffs and defendants, interested herein according to their several interests and that said costs and expenses be a lien upon the several interests of the parties, plaintiffs and defendants, in and to the above described real property, until paid, and for such other and further relief as shall seem meet in equity.

The date of the first publication is the 20th day of June, 1913, and the date of the last publication is August 1st, 1913. This summons is published in the Semi-Weekly Democrat, by order of the Hon. Percy R. Kelly, Judge of the Circuit Court of the State of Oregon, for the County of Linn made and dated the 18th day of June, 1913.

Dated this 18th day of June, 1913.

J. M. CURL,
Attorney for Plaintiffs.

Fri w Je20-27-Jl-4-11-18-25 Aug1

LAUNCH ARROW IS SAFE IN COOS BAY SAYS LAST REPORT

Craft Was Harbor Bound at Siuslaw Bay Because of Heavy Fog.

Newport, Or., July 22.—(Special to Democrat)—Latests reports received here last night say that the launch Arrow is safe in Coos Bay. The launch has been held up by the inability to cross Siuslaw bar because of fog. With this condtition prevailing she continued down to Coos Bay.

The Arrow, Captain Saltus, carrying passengers, left Newport Thursday for Florence. She became overdue at her destination and no word was heard from her which caused much uneasiness. Telephonic and wire communications to various points along the coast failed to locate the vessel. According to word received here last night from Captain Saltus, he will probably proceed to his destination either this afternoon or tomorrow morning.

Will Spend Outing at Cascadia

Leaving early this morning by automobile, Mr. and Mrs. Dennis Merrill and Mr. and Mrs. Dell Biddle will spend several weeks at Cascadia outing. They went prepared to enjoy an outing in every sense of the word and if their anticipations are fulfilled they will have the time of their lives.

Administrator's Notice.

To all the creditors and heirs of Martin Moss, deceased, and to all persons in any wise interested in the estate of said deceased.

You and each of you are hereby notified that the undersigned has filed his final account in the county court of Linn County, Oregon, in the matter of the estate of Martin Moss, deceased, and said court has fixed the 28th day of July, 1913, at the hour of 10 o'clock a. m. of said day as the time for hearing and settling of all objections to said account. Therefore all persons having any objection to said account are hereby notified to appear and file the same in said court on or before said last mentioned date.

Dated this 27 day of June, 1913.

GEORGE H. MOSS,
Administratir of said deceased
W. R. BILYEU,
Attorney for Administrator
Fri Jun 27 Jul4-11-18-25

Administrator's Notice.

Notice is hereby given that the undersigned was on the 30th day of June, 1913, duly appointed administrator of the estate of James B. Jenks by the County Court of Linn County, Oregon. Any and all persons having claims against said estate are hereby notified to present the same to the undersigned at Tangent, Oregon, within six months from the date hereof, duly verified as by law required.

Dated this 30th day of June, 1913.

F. E. JENKS,
Administrator of the Estate of James B. Jenks, deceased.
WEATHERFORD & WEATHERFORD,
Attys. for Admr.

Jul4-11-18-25-Aug1

Application to Register Title.

In the Circuit Court of the State of Oregon for the the County of Linn.

In the matter of the application of William Bogue, to register the title to the following described premises, to wit:

Beginning at a point in the center of the County Road leading from Corvallis to Kendall's Bridge, said point being West 11.04 chains and S. 45 degrees E. 2.80 chains distant from the N. E. corner of the Donation Land Claim of Joseph Robnett and wife, Not. No. 2007, Claim No. 51, in Tp. 12, S. R. 4 W. Willamette Meridian, Linn County, Oregon; said Claim corner being also the S.W. corner of the Claim No. 36 in said Tp. and R.; Thence S. 45 degrees E. 27.10 chains along the center of said Road —thence S. 36 degrees W. 36.51 chains to the center of Muddy Creek, thence down the center of said creek to the South boundary line of said Claim No. 51, thence N. 53 degrees 15 minutes W. 10.71 chains to the S. W. corner of said Claim, thence following the meander line of the Willamette River down stream in a North Westerly direction to a point which is S. 54 degrees W. 45.80 chains distant from the point of beginning, thence N. 54 degrees E. 45.80 chains to the point of beginning, containing 164.00 acres.

Applicant and Plaintiff,
vs.
Charles Commons, and "All Whom It May Concern, defendants.

To All Whom It May Concern:

Take Notice, that on the 3rd day of July, A. D. 1913, an application was filed by William Bogue in the Circuit Court of the State of Oregon, for Linn County, for inital registration of the title to the land above described. Now, unless you appear on or before the 8th day of August, A. D. 1913, and show cause why such application should not be granted, the same will be taken as confessed, and a decree will be entered according to the prayer of the application, and you will be forever barred from disputing the same.

Witness my hand and the seal of the said Circuit Court, this 3rd day of July, A. D. 1913.

W. L. MARKS,
County Clerk and ex-officio Clerk of the Circuit Court of Linn County, Oregon.

(SEAL) J. F. YATES,
Applicant's Attorney.
Jy11-18-25-A1-8