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## Gilliam & Bisbee

### SUMMONS

In the Circuit Court of the State of Oregon, for Morrow County.

T. J. Mahoney, Surviving Trustee of the Trust Estate of J. P. Rhea, an Insolvent Debtor, Plaintiff.

vs.

J. P. Rhea, Paul Reitman, D. H. Wilsey, Ed Cliff, John Hughes, Mrs. E. Howard, Oscar Borg and Anna Borg, Executor and Executrix of the Last Will of P. O. Borg, deceased; Mary R. Halvorsen, E. L. Padberg, Lydia E. Ray, Louis J. Padberg, W. H. Padberg, and J. H. Padberg, heirs at law of Henry Padberg, deceased; Chris LeTellier, E. L. Padberg, M. Belle Thompson and Ralph Thompson, heirs at law of J. A. Thompson, deceased; George W. Smith, W. W. Smith, The First National Bank of Heppner, Oregon, a corporation, Pauline Quaid, Ralph Swinburne, heir at law of E. R. Swinburne, deceased; W. T. McNabb, James N. Luper, R. C. Morris, Mary D. McHaley, Trustee for the Beneficiaries under the Last Will of J. H. McHaley, deceased; Fanny Rood, heir at law of Ed Rood, deceased; Nicholas Jonas, A. M. Markham, K. F. Hughes, M. S. Corrigan, J. B. Natter, Jeff Evans, Belle Le Lande, Eva Magrann and C. A. Rhea, Defendants.

To D. H. Wilsey, Lydia E. Ray, Chris LeTellier, George W. Smith, W. W. Smith, Ralph Swinburne, R. C. Morris, Nicholas Jonas, Jeff Evans, and Belle Le Lande, of the defendants above named.

IN THE NAME OF THE STATE OF OREGON: You, and each of you are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before six weeks from the 23rd day of March, 1920, to-wit: On or before the 5th day of May, 1920, and if you fail to so appear and answer the plaintiff will apply to the Court for the relief demanded in his complaint herein, namely:

The object of this suit is to obtain a decree authorizing the Trustee of the Trust set forth in the complaint herein to sell, mortgage, lease, exchange, improve or otherwise deal with the property embraced in said trust, in accordance with the prayer of said complaint, and more particularly as follows:

The ratification and confirmation of the acts of William Hughes, E. D. Rood and the plaintiff herein, as co-trustees of the trust estate of the defendant, J. P. Rhea, and of the plaintiff herein as surviving trustee of said trust estate, and for authority to carry out the terms of a certain contract heretofore entered into between the said co-trustees and one Nettie Mason for the sale of the following described lands, belonging to the said trust estate, to-wit:

The West half of the Northwest quarter, the Southeast quarter of the Northwest quarter, and the South half of Section Two, (2); the Southwest quarter of Section One (1); the Southeast quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section Nine (9); The Northeast quarter, the Southwest quarter and the South half of the Northwest quarter of Section Ten (10); the North half of Section Eleven (11); the Northwest quarter of Section Twelve (12); the North half and the Southeast quarter of Section Sixteen (16); in Township Two (2), South Range Twenty-four (24), East Willamette Meridian, containing 2940 acres, all in Morrow County, Oregon.

For the confirmation of the sale of the following described lands to one Lee Sloenn, to-wit:

Beginning at the Northwest corner of Southwest quarter of Southwest quarter of Section Twenty-six (26), Township Two, (2), South Range Twenty-six (26), East Willamette Meridian, running thence South sixteen (16) rods, thence East ten (10) rods, thence North sixteen (16) rods, thence West ten (10) rods to the place of beginning in Johnson's Addition to the Town of Heppner, containing one acre, and North half of Southwest quarter, South half of Northwest quarter, North half of Northwest quarter of Section Twenty-six (26), Township Two (2), South Range Twenty-six (26), East Willamette Meridian, containing 240 acres, all in Morrow County, Oregon.

For authority to sell the securities to be taken on said sale to said Nettie Mason.

For decree of the court fixing and determining the amounts due the respective claimants and the said judgment creditors, and the amount to be paid each thereof pro rata, and fixing and allowing reasonable attorney's fees for the handling of said trust estate and for the bringing of this suit, and for the payment of the costs of this suit, and further decreeing the distribution of the moneys then remaining in plaintiff's hands as such trustee to the respective creditors according to the respective amounts found due them, and further decreeing that said trust estate be closed and settled and the plaintiff discharged as trustee thereof, and for such other and further or-

ders as may be necessary and proper herein.

This summons is served upon you by publication hereof once a week for a period of six weeks, in the Heppner Herald, a weekly newspaper of general circulation in Morrow County, Oregon, published at Heppner, under and by virtue of an order duly made and entered in this cause, by the Honorable Gilbert W. Phelps, Circuit Judge of the State of Oregon, for Morrow County, and the date of the first publication of this summons is March 23rd, 1920, and the date of the last publication hereof will be May 4th, 1920.

SAM E. VAN VACTOR, Attorney for Plaintiff, Post Office, Heppner, Oregon.

### SUMMONS

In the Circuit Court of the State of Oregon, for Morrow County.

T. J. Mahoney, Surviving Trustee of the Trust Estate of C. A. Rhea, an Insolvent Debtor, Plaintiff.

vs.

C. A. Rhea, T. J. Matlock, Emma Welch, Chris LeTellier, Harry Blackman, James Fitz, Oscar Borg and Anna Borg, Executor and Executrix of the Last Will and Testament of P. O. Borg, deceased; The First National Bank of Heppner, Oregon, a corporation, Sarah F. Wall, heir at law of W. F. Wall, deceased; Mable Hughes, M. S. Corrigan, John Marmon, Sybil McSwords, Nicholas Jonas, Ralph Thompson and M. Belle Thompson, heirs at law of J. A. Thompson, deceased; E. F. Day, Fanny Rood, heir at law of Ed Rood, deceased; H. D. Wood, Mary D. McHaley, Trustee for the Beneficiaries under the Last Will of J. H. McHaley, deceased; E. W. Rhea, J. B. Natter, John Hughes, Jeff Evans, A. M. Markham, K. F. Hughes, Pauline Quaid, Ralph Swinburne, sole heir at law of E. R. Swinburne, deceased; Belle Le Lande, George W. Smith, Eva Magrann, Jack Marnett and J. P. Rhea, Defendants.

To Emma Welch, Chris Le Tellier, Henry Blackman, John Marmon, Sybil McSwords, Nicholas Jonas, H. D. Wood, Jeff Evans, Ralph Swinburne, Belle Le Lande, George W. Smith and Jack Marnett, of the Defendants above named.

IN THE NAME OF THE STATE OF OREGON: You, and each of you are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before six weeks from the 23rd day of March, 1920, to-wit: on or before the 5th day of May, 1920, and if you fail to so appear and answer the plaintiff will apply to the Court for the relief demanded in his complaint herein, namely:

The object of this suit is to obtain a decree authorizing the Trustee of the Trust set forth in the complaint herein to sell, mortgage, lease, exchange, improve or otherwise deal with the property embraced in said trust, in accordance with the prayer of said complaint, and more particularly as follows:

The ratification and confirmation of the acts of William Hughes, E. D. Rood and the plaintiff herein, as co-trustees of the trust estate of the defendant, C. A. Rhea, and for the judgment creditors of the said defendant, C. A. Rhea, and of the plaintiff herein as surviving trustee of said trust estate, and for authority to carry out the terms of a certain contract heretofore entered into between the said co-trustees and one W. H. Padberg for the sale of the following described lands, belonging to the said trust estate, to-wit:

The East half of the Southeast quarter, the Southeast quarter of the Northeast quarter of Section Fourteen (14); The Southeast quarter of Section Twenty-two (22), the South half of the Northeast quarter, the East half of the Southwest quarter, the Northwest quarter of the Southwest quarter, the Southwest quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter and the Northwest quarter of the Southeast quarter of Section Twenty-four (24); the West half and the West half of the Southeast quarter and the Northeast quarter of the Northeast quarter of Section Twenty-five (25); all in Township Two (2), South of Range Twenty-four (24), the North half of the Northwest quarter, the Northeast quarter, the Northeast quarter of the Southeast quarter, the South half of the Southeast quarter, the North half of the Southwest quarter, the Southeast quarter of the Southwest quarter, Lot Two (2); the Southeast quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter of Section Thirty (30); the East half of the Northwest quarter, the Northeast quarter, the North half of the Southeast quarter of Section Thirty-one (31), in Township Two (2), South Range Twenty-five (25), East Willamette Meridian, in Morrow County, Oregon.

For authority to sell and convey for the best sum or sums obtainable the following described lands belong-

ing to said trust estate, to-wit:

The East half of the East half of Section Twenty-eight (28), the Southeast quarter of the Southwest quarter of Section Twenty-eight (28), the West half of the Northwest quarter, the Northeast quarter of the Northwest quarter of Section Thirty-three (33), in Township Four (4), South of Range Twenty-eight (28), all East of the Willamette Meridian, in Morrow County, Oregon; also the South six feet of the North half of Lot Ten (10) and the South half of Lot Ten (10) in Block Seven (7), all of Lots Eleven (11) and Twelve (12) in Block Seven (7), the South six feet of the North half and the South half of Lot Thirteen (13) in said Block Seven (7), and Lot One (1) in Block Fourteen (14) of the original Town of Heppner, Morrow County, Oregon; also Lots Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15), and Sixteen (16), in Block Two (2), in the Town of Ione, Morrow County, Oregon.

For authority to sell the securities to be taken on said sale.

For decree of the Court fixing and determining the amount due the respective claimants and the said judgment creditors, and the amount to be paid each thereof pro rata, and fixing and allowing reasonable attorney's fees for the handling of said trust estate and for the bringing of this suit, and for the payment of the costs of this suit, and further decreeing the distribution of the moneys then remaining in plaintiff's hands as such trustee to the respective creditors according to the respective amounts found due them, and further decreeing that said trust estate be closed and settled and the plaintiff discharged as trustee thereof, and for such other and further orders as may be necessary and proper herein.

This summons is served upon you by publication hereof once a week for a period of six weeks, in the Heppner Herald, a weekly newspaper of general circulation in Morrow County, Oregon, published at Heppner, under and by virtue of an order duly made and entered in this cause, by the Honorable Gilbert W. Phelps, Circuit Judge of the State of Oregon for Morrow County, and the date of the first publication of this summons is March 23rd, 1920, and the date of the last publication hereof will be May 4th, 1920.

SAM E. VAN VACTOR, Attorney for Plaintiff, Post Office, Heppner, Oregon.

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