

Heppner Gazette Times

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MORROW COUNTY'S OFFICIAL PAPER Foreign Advertising Representative THE AMERICAN PRESS ASSOCIATION

Heppner Needs A Gymnasium.

CONDITIONS during the present basketball season have brought to mind the crying need in Heppner for a gymnasium. Often before this cry has been heard and it was justified, but it fell on deaf ears. The time has now come when it can no longer be ignored.

In the first place, the state educational requirements for a standard high school makes physical education compulsory. Heppner high school is a standard high school, and Heppner people are proud of it. But under present conditions it is next to impossible to maintain a physical education department. At the present time, during the school year, our school is practically limited to two sports, football and baseball, and these can be had only because they are open air sports. Basketball is just now falling by the wayside for want of a suitable court.

Basketball the past few years has been played in the fair pavilion. But as anyone who has ever witnessed a game there on a cold night will immediately tell you, it is altogether unsuitable. It might suffice, however, if it were not that the floor is giving away, making it necessary that a new floor be laid. This complication of matters has practically forced the local school to give up basketball for the time being.

But this is not even the half of it. What the building of a gymnasium would mean to the school in the extending of its physical education department, and in giving our young people that training which is recognized as a first requisite in making strong bodies, necessary to the making of strong minds, would in the first year of its operation far more than justify the expense incurred.

Heppner has a first class high school ranking among the highest in academic work, but if the graduates of her school are to successfully compete with graduates of other standard high schools, they must be given proper physical training.

IN ANOTHER column of this issue will be found the statement of candidacy of Jay H. Upton for governor at the May primaries, together with the platform on which he stands. We refer our readers to this article and believe it should be given careful scrutiny. It is the policy of this paper to give every new candidate just representation, and publication of their statements does not signify that we are personally supporting any particular one; when we do that we do it in this department. However, it should be the policy of every reader to study the platforms of all candidates, to judge themselves how much of such platforms are hokum and how much bunkum, that they may properly exercise their franchise right when election day rolls round. Mr. Upton touches many vital matters of state government in his statement of candidacy which show him at least to be an apt student of state affairs. He is also frank and open in his statement, showing the people of the state exactly where he stands. This is much in his favor, and will probably prove him a strong contender for gubernatorial honors. Our readers will do well to give Mr. Upton's platform a thorough reading.

THIS winter is proving unique for its lack of snow; also for the absence of zero weather. Though we must have moisture for our crops, reports have it that the grain at present is holding its own, and is much harder than it was when the big freeze struck it last year. Consequently farmers are resting fairly easy at present, placing their hope in a heavy fall of snow before spring, or good spring rains to make up for its absence. Eastern Oregon weather is too uncertain for any attempt

at predicting now what next fall's harvest will yield, but—let's be optimistic.

THE wages of sin is death, or at least, much trouble. Stanford White was killed long ago, his problems quickly solved by a young man from Pittsburgh.

Now, Thaw's wife, for whom White was killed, drinks eight ounces of a poisonous mixture to kill herself. Clergymen will find in this a good text for a sermon that will not put the congregation to sleep.

Some radical clergyman might even engage Evelyn Thaw to appear in his church as a living text or "sad example" if she survives. Henry Ward Beecher, in the Brooklyn pulpit, sold a mulatto girl at auction in old slavery days to emphasize a sermon against slavery.

FOUR white men are accused of forming a murder ring, that already has to its credit the deaths of twenty Osage Indians. Oil had made them rich, and in 1925, as in old Puritan days, it seemed to Christian white men wrong for Indians to have property. They killed them THEN, and they kill them NOW. But now it is illegal, and the Grand Jury will see about them.

Wiser white men don't murder Indians. They wait until the Indians get the money, then go to them with bootleg whiskey, leave the whiskey behind and come back with the money.

GOLD will flow to the point where it is most needed just as naturally as water will flow down hill. The economic law is inexorable. The call of high interest always has and always must arrest attention so long as money is the symbol of labor. The closer nations come to financial chaos the safer do they become, their security resting on the unfailing operation of the law of self preservation. America for example could not afford to see France reach a state of financial collapse. We must protect our loans and our investments across the seas. Possibly recognition of this fact is the underlying cause of French delay in the payment of her war debts.

Former Heppner Girl Winner in Essay Contest

Sybil Jean Young, daughter of Mr. and Mrs. Harvie Young, and formerly a pupil of the Heppner school, was a first prize winner in the Roosevelt school, 4th grade, at Medford recently in the essay contest on "Old Ironsides," sponsored by the Elks lodge of that city.

In carrying off one of the first prizes, Sybil has been presented with the beautiful bronze medal, and her parents are justly proud of the honor won by their little daughter. We are proud, too, because Sybil Jean began her work of getting an education in the Heppner school, and is a native of this city, having removed to Medford early last season with her parents.

LEGAL NOTICES

NOTICE FOR PUBLICATION. Department of the Interior. U. S. LAND OFFICE at The Dalles, Oregon, Jan. 4, 1926.

NOTICE is hereby given that Michael Maguire, of Lena, Oregon, who on Aug. 9, 1923, made Homestead Entry, No. 024298, for NE 1/4 Sec. 14, SW 1/4 NE 1/4, Section 26, Township 1 South, Range 29 East, Willamette Meridian, has filed notice of intention to make final Proof, to establish claim to the land above described, before Gay M. Anderson, United States Commissioner, at Heppner, Oregon, on the 16th day of February, 1926.

Claimant names as witnesses: John Keegan, F. A. Gentry, Pat McLaughlin, Frank McCabe, all of Lena, Oregon. J. W. DONNELLY, Register.

SUMMONS. IN THE JUSTICE'S COURT FOR DISTRICT NUMBER FIVE, COUNTY OF MORROW, STATE OF OREGON. Kellogg Mercantile Agency, Inc., Plaintiff.

H. P. Norton, Defendant. To H. P. Norton, the above named 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 Court and cause, on or before the 1st day of March, 1926, said date being more than six weeks from the first publication of this summons, and if you fail to so appear and answer, for want thereof the plaintiff will take judgment against you for the sum of Two Hundred Twenty (\$220.00) Dollars, together with interest thereon from the 10th day of June, 1925, at the rate of 6 per cent per annum, and for the further sum of \$30.00, attorney's fees, and for the costs and

disbursements in this action, and will apply to the above entitled court for an order to sell the following described personal property of defendant now held under a writ of attachment and garnishment, to-wit: two automobiles.

This summons is served upon you by publication thereof once each week for six consecutive weeks in the Heppner Gazette-Times, pursuant to an order of Honorable W. A. Goodwin, Judge of the above entitled Court, duly made and entered on the 9th day of January, 1926.

Date of first publication Jan. 14, 1926. Date of last publication Feb. 25, 1926.

E. M. KELLOGG, Attorney for Plaintiff. Post office address: 640 Chamber of Commerce Building, Portland, Ore.

NOTICE OF STOCKHOLDERS' ANNUAL MEETING. NOTICE IS HEREBY GIVEN, that the annual meeting of the stockholders of the Heppner Mining Company will be held at the office of the First National Bank in Heppner, Oregon, on the second Tuesday in February, 1926, being the 9th day of February, 1926, at the hour of 2 o'clock in the afternoon of said day. This meeting is for the purpose of electing officers and for the transaction of such other business as may appear.

D. B. STALTER, President. J. O. HAGER, Secretary.

NOTICE OF SHERIFF'S SALE. NOTICE is hereby given that under and by virtue of an execution and order of sale issued out of the circuit court of the State of Oregon for Morrow County, to me directed and dated January 2, 1926, upon a judgment, decree and order of sale rendered and entered in said court on the 31st day of December, 1925, in favor of the Federal Land Bank of Spokane, a corporation, as plaintiff and against Joseph W. Sibley and Jennie Sibley, his wife; and Lone National Farm Loan Association, a corporation, defendants, for the sum of \$5,752 and 65-100/100ths, with interest from the second day of January, 1925, at the rate of 8% per annum, which said decree further ordered and directed the sale of real property mortgaged to the plaintiff to secure the payment of such judgment:

I will, on Saturday, the sixth day of February, 1926, at the hour of 10 o'clock in the forenoon of said day at the front door of the County Court house of Morrow County, Oregon, in Heppner, Morrow County, Oregon, offer for sale and sell at public auction to the highest bidder for cash in hand the following described real property situated in Morrow County, State of Oregon, to-wit:

The North Half of the North-east quarter and the North Half of the Northwest quarter of Section Eighteen, in Township One, North of Range Twenty-six, East of the Willamette Meridian, containing 17.83 acres. Also the Southeast quarter of Section Twelve in Township One, North of Range Twenty-five, East of the Willamette Meridian; also the South Half of the South Half of Section Seven, in Township One North of Range Twenty-six, East of the Willamette Meridian. Also the Northeast Quarter of Section Thirteen, in Township One, North of Range Twenty-five, East of the Willamette Meridian, or so much of said real property as may be necessary to satisfy the plaintiff's judgment and accruing costs of sale. Dated at Heppner, Oregon, this 6th day of January, 1926. GEORGE McDUFFEE, Sheriff of Morrow County, Oregon.

NOTICE OF SALE OF ANIMALS. Notice is hereby given that by virtue of the laws of the State of Oregon the undersigned has taken up the hereinafter described animals found running at large upon his premises in Morrow County, State of Oregon, and that he will on Saturday, January 23, 1926, at 10:00 a. m., at the B. P. Doherty place in Sand Hollow, 16 miles northwest of Lexington, in said county, sell to the highest bidder for cash in hand said animals, unless the same shall have been redeemed prior to that date, said sale to be at the hour of 10 a. m., of said day.

Said animals are described as follows: I buy mare, weight about 900 lbs., about 9 years old, no visible marks or brands. I brown horse, weight 1050, 4 or 5 years old, star in face, no brands. B. P. DOHERTY, Lexington, Or.

NOTICE OF SALE OF ANIMALS. Notice is hereby given that by virtue of the laws of the State of Oregon the undersigned has taken up the hereinafter described animals found running at large upon his premises in Morrow County, State of Oregon, and that he will on Saturday, January 16, 1926, at his ranch 8 miles from Lena, Oregon, on Little Butter Creek, in said county, sell to the highest bidder for cash in hand said animals, unless the same shall have been redeemed prior to that date, said sale to be at the hour of 10 a. m., of said day.

Said animals are described as follows, to-wit: One gray mare, branded 33 on left side. One yearling colt, no visible brand. One bay mare, two bars on left shoulder. One sorrel mare, branded bar on cross on left shoulder. One black 4-year-old horse, blotch brand on left side. One sorrel yearling colt, no visible brand. One gray saddle horse, no visible brand. One bay work horse with halter on, blotch brand on left shoulder. One bay mare, branded two bars before L on left shoulder. One bay saddle horse, branded U on left shoulder. One roan yearling colt, no visible brand. THOMAS O'BRIEN, Lena, Oregon.

NOTICE OF SALE OF ANIMALS. I hold at my place 4 1/2 miles north of Heppner, 1 bay mare, weight 1000 lbs., partly broke, branded with clawhammer brand, belonging to Walter Welch. If not called for and accrued charges paid within two weeks I will sell same at public sale on Saturday,

Jan. 16, 1926, at 10:00 a. m. RALPH SCOTT.

NOTICE OF FINAL SETTLEMENT.

Notice is hereby given that the undersigned has filed his final account as executor of the estate of Thomas L. Dorman, deceased, and that the County Court of the State of Oregon for Morrow County has appointed Monday, the first day of February, 1926, at the hour of 10 o'clock in the forenoon of said day, as the time and the County Court room in the Court House at Heppner, Oregon, as the place, of hearing and settlement of said final account. Objections to said final account must be filed on or before said date.

H. J. BIDDLE, Executor.

NOTICE TO CREDITORS.

Notice is hereby given that the undersigned has been appointed by the County Court of the State of Oregon for Morrow County, administrator of the estate of Eva M. Darbee, deceased, and all persons having claims against the estate of said deceased are hereby required to present the same with the proper vouchers to said administrator at the law office of J. J. Nys, at Heppner, Oregon, within six months from the date of this notice.

Dated this 24th day of December, 1925. C. DARBEE, Administrator.

IN THE CIRCUIT COURT OF THE STATE OF OREGON, FOR THE COUNTY OF MORROW. Betty Julia Heissler, Plaintiff, vs. Raymond E. White and Leona White, his wife, and George R. White, Defendants.

Summons. To Raymond E. White and Leona White, above named defendants: You are hereby required to appear and answer the Complaint filed against you in the above entitled suit, on or before the 23rd day of January, 1926, that being more than six (6) weeks from the date of the first publication of this Summons, to-wit: the 17th day of December, 1925, and if you fail to appear and answer for want thereof, the plaintiff will apply to the Court for the relief demanded in her Complaint, to-wit:

1. That the Plaintiff have judgment against you, and each of you for the sum of Seventy-five Hundred (\$750.00) Dollars, with interest thereon at the rate of seven per cent (7%) per annum, from the 15th day of March, 1924, and for the further sum of Seven Hundred Fifty (\$750.00) Dollars, attorneys' fees, and for her costs and disbursements incurred herein;

2. That a certain mortgage on the Southwest Quarter (SW 1/4) of Section Fourteen (14), and the Southeast Quarter (SE 1/4) of Section Fifteen (15), and the Northwest Quarter (NW 1/4) of Section Twenty-three (23) in Township One (1) north of Range Twenty-five (25) East of the Willamette Meridian in Morrow County, Oregon, be foreclosed in the manner provided by law and the rules of the above entitled Court, and that said property be sold upon execution and the proceeds of said sale be applied as follows:

(a) To the payment of the costs of said foreclosure and sale; (b) To the payment of said promissory note, principal and interest; (c) To the payment of the attorneys' fees which may be allowed by the Court; (d) The surplus, if any, to be paid to the defendants herein. 3. And for such other and further relief as to the Court may seem equitable and just. This Summons is published pursuant to an Order of the Honorable Gilbert W. Phelps, Judge of the above entitled Court, made and entered on the 11th day of December, 1925. JOSEPH HANEY & LITTLEFIELD and JOHN C. VEATCH, Attorneys for Plaintiff, 511 Corbett Building, Portland, Oregon. Date of first publication: December 17th, 1925. Date of last publication: January 21st, 1926.

NOTICE FOR PUBLICATION—ISOLATED TRACT. PUBLIC LAND SALE. Department of the Interior. U. S. LAND OFFICE at The Dalles, Oregon, Dec. 12, 1925.

NOTICE is hereby given that, as directed by the Commissioner of the General Land Office, under provisions of Sec. 2455, U. S. Statutes, to the application of James H. French, Serial No. 024707, we will offer for public sale, to the highest bidder, but at not less than \$2.50 per acre, at 10:15 o'clock A. M., on the 9th day of February, next, at this office, the following tract of land: SE 1/4 NW 1/4, Sec. 25, T. 3 S., R. 29 E., W. M.

The sale will not be kept open, but will be declared closed when those present at the hour named have ceased bidding. The person making the highest bid will be required to immediately pay to the Receiver the amount thereof.

Any persons claiming adversely the above-described land are advised to file their claims or objections on or before the time designated for sale. J. W. DONNELLY, Register.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR MORROW COUNTY. T. E. BROYLES, Plaintiff, vs. AMBROSE C. PARTLOW and EMMA PARTLOW, his wife, Defendants.

Summons. TO AMBROSE C. PARTLOW AND EMMA PARTLOW, DEFENDANTS: 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 six weeks from the date of first publication of this summons, and if you fail to appear and answer or otherwise plead to said complaint, the plaintiff will apply to the Court for the relief prayed for in his complaint, to-wit: for judgment

against each of you for the sum of \$800.00 with interest at the rate of eight per cent per annum from April 16, 1921, the further sum of \$100.00 attorney's fees and for his costs and disbursements in this suit; that the plaintiff's mortgage, which he is seeking to foreclose in this suit, be declared a valid and subsisting lien, on the following described lands in Morrow County, State of Oregon, to-wit: The West Half of the East Half of the Southeast Quarter of Section 14, Township 4 North, Range 25 E., W. M., otherwise known as Unit "B" of the Umatilla Irrigation Project, and that said mortgage be foreclosed and the property sold to satisfy the plaintiff's judgment.

This summons is published by virtue of an order of the Judge of the County Court of the State of Oregon for Morrow County, made and entered on the 28th day of November, 1925, and the date of the first publication is December 3, 1925. C. L. SWECK, Attorney for Plaintiff. Address, Heppner, Oregon.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR MORROW COUNTY. John E. Gentry, Plaintiff, vs. Elmirra M. Warfield, Phoebe Hill, John Hill, Lovely Warfield, Elizabeth J. Warfield, Samuel N. Warfield, William J. Warfield, Frank B. Warfield, Della Warfield, John Warfield, Roy Warfield, Thomas Warfield, Inez Ferbrache, and Thomas Ferbrache, her husband, all as heirs at law of Thomas Warfield, deceased; Samuel Vincent, Alice Jackson, Inez Powell, Mary E. Marshall, as heirs at law of Nicola Vincent, deceased; and Robert J. Warfield, Chester W. Warfield, James E. Warfield, Lovely G. Warfield, Samuel N. Warfield, as heirs at law of Samuel Warfield, deceased; and Augustus Weber, Theodore Weber, Walter Weber, Herman Weber, Mamie Weber, as heirs at law of Ellen Weber, deceased; O. H. Colvin, Ernest O. Colvin, Frank S. Colvin, Birdie M. McNabb, Eva R. Ray, Waverly Colvin, Myra Colvin, Elbert Colvin and Jessie Colvin, as heirs at law of Clara A. Colvin, deceased; Mary L. Haguewood, Alice McNabb, Kate Harrah, Minta Valentine, Edward C. Warfield, George O. Warfield and Jessie Warfield, Mrs. Elwood P. Sine, wife of Elwood P. Sine, Rosenfeld - Smith Company, Walter R. Birdwell, Fannie Birdwell, Emily Howard, the unknown heirs at law of Ellen Weber; the unknown heirs at law of Thomas Warfield; the unknown heirs at law of Nicola Vincent; also all other parties unknown, claiming any right, title, estate, lien or interest in the real estate described in the complaint herein. Defendants.)

To Elmirra M. Warfield, John Hill, Elizabeth J. Warfield, Frank B. Warfield, Della Warfield, John Warfield, Roy Warfield, Thomas Warfield, Inez Ferbrache, and Thomas Ferbrache, her husband, all as heirs at law of Thomas Warfield, deceased; Samuel Vincent, Alice Jackson, Inez Powell and Mary E. Marshall, heirs at law of Nicola Vincent, deceased; Chester W. Warfield, Samuel N. Warfield, Lovely G. Warfield, heirs at law of Samuel Warfield, deceased; and Augustus Weber, Theodore Weber, Walter Weber, Herman Weber, Mamie Weber, heirs at law of Ellen Weber, deceased; Ernest O. Colvin, Frank S. Colvin, Birdie M. McNabb, Waverly Colvin, Myra Colvin and Jessie Colvin, as heirs at law of Clara A. Colvin, deceased; Mary L. Haguewood, Kate Harrah, Minta Valentine, Edward C. Warfield, George O. Warfield and Jessie Warfield, Mrs. Elwood P. Sine, wife of Elwood P. Sine, Rosenfeld - Smith Company, Walter R. Birdwell, Fannie Birdwell, Emily Howard, the unknown heirs at law of Ellen Weber; the unknown heirs at law of Thomas Warfield; the unknown heirs at law of Nicola Vincent; also all other parties unknown, claiming any right, title, estate, lien or interest in the real estate described in the complaint herein. Defendants.)

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