

Heppner Gazette Times

THE HEPPNER GAZETTE, Established March 30, 1883. THE HEPPNER TIMES, Established November 18, 1897. CONSOLIDATED FEBRUARY 15, 1912.

Published every Thursday morning by VAWTER AND SPENCER CRAWFORD and entered at the Post Office at Heppner, Oregon, as second-class matter.

ADVERTISING RATES GIVEN ON APPLICATION

SUBSCRIPTION RATES: One Year \$2.00, Six Months 1.00, Three Months .75, Single Copies .05

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

The Marker Placed.

THOSE people who gathered at Wells Springs last Sunday to dedicate a marker to the memory of pioneers who died on the Old Oregon Trail were given a slight taste of the hardships which their forefathers had to bear on approaching this spot by ox-team nearly a century before. But only a slight taste. Sunday, the automobile was substituted for the ox-team and covered wagon, and a graded road replaced the barely distinguishable trail of the '50's, it requiring less than an hour for the trip from Willow creek to the springs Sunday, that took the forebears a full day to cover, and that with the added advantage of upholstered cushions and cantilever springs. But still they had a taste.

It was hot, uncomfortably so, and many were heard to complain. And it was dusty, too; probably more so than in the pioneer days before the road was much worn. But again, there was a soda pop wagon furnishing refreshments, some carried ice water in thermos bottles, and the ladies had silk umbrellas to protect their dainty complexions from the relentless rays of sunlight.

Nature provided appropriate circumstances for the placing of the marker that brought recollections of pioneer conditions at Wells Springs, but man, in the intervening century between the time of discovery and the dedication of the spot, has equipped himself far better to withstand such. Those circumstances, nevertheless, helped bring more vividly to mind the trying situations in which our forebears were placed in gaining for us this cherished state, and the dedication service was made none the less impressive by this feature of discomfort.

The marker was placed in a fitting manner for a fitting purpose. The heroes who sacrificed their lives on the Old Oregon Trail are no less heroes than those Pilgrim forefathers who were laid beneath Plymouth sod. The same motives probably were not present in each case. But in both instances the pioneering instinct, if instinct it can be called, was a moving factor, and it is this factor that has made for the wonderful progress of American civilization. Not alone should we remember and reverence those heroes of the Old Oregon Trail, but it is most fitting of all that we give to our posterity the right to know and reverence them. And to this end we should mark spots of historical importance, that the markers may be mute evidence of what in histories alone might seem mere fiction to future generations.

The work of Sarah Childress Polk chapter, D. A. R., and others responsible for bringing this monument to Morrow county should receive the warmest of commendation and thanks from our people.

LEGAL NOTICES

NOTICE OF BOND SALE. NOTICE IS HEREBY GIVEN that the undersigned will receive sealed bids until 10:00 o'clock A. M., the 7th day of July, 1926, and immediately thereafter the bids will be publicly opened by the County Court, at the County Court Room in the Court House in Heppner, Oregon, for the purchase of an issue of bonds of Morrow County for the construction of permanent roads therein in the sum of one hundred twenty thousand dollars (\$120,000), said bonds to be in denominations of \$1,000 each, numbered 1 to 120 inclusive, to bear date of June 1, 1926, and to mature serially in numerical order at the rate of \$6,000 on the first day of June in each of the years 1932 to 1951 inclusive, said bonds to bear interest at the rate of five per cent (5%) per annum, payable semiannually on the first days of June and December, principal and interest payable in gold coin at the office of the County Treasurer in Heppner, Oregon, or at the Fiscal Agency of the State of Oregon in New York City. All bids must be unconditional and accompanied by a certified check for \$5,000.00. The County reserves the right to reject any and all bids. The approving legal opinion of Messrs. Teal, Winfree, Johnson & Mc-

Cutloch will be furnished the successful bidder. GAY M. ANDERSON, County Clerk, Heppner, Oregon.

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 Sarah Elizabeth Swift, deceased, and that all persons having claims against the said estate must present the same, duly verified according to law, to me at the office of my attorney, S. E. Notson, in Heppner, Oregon, within six months from the date of first publication of this notice, said date of first publication being the 10th day of June, 1926. JOHN CLYDE SWIFT, Administrator.

IN THE JUSTICE COURT FOR THE FIFTH DISTRICT OF MORROW COUNTY, OREGON. Cash Mercantile Co., Plaintiff, vs. Joe Trotti, Defendant.

To Joe Trotti, defendant above named, 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 action on or before the 15th day of July, 1926, and if you fail to so appear, answer or otherwise plead, in said action, the plaintiff will apply to said Court for judgment against you for \$43.63, and their costs and disbursements in this action. This summons is served upon you by publication in the Heppner Gazette Times for six consecutive weeks, commencing with the issue thereof of Thursday, May 27th, 1926, and ending with the issue thereof of July 15th, 1926, in pursuance of an order made and entered by W. A. Goodwin, Justice of the Peace of said entitled Court on the 20th day of May, 1926. W. A. GOODWIN, Justice of the Peace for Boardman Precinct, Morrow County, Oregon.

NOTICE OF FINAL ACCOUNT. Notice is hereby given that B. B. Kelley, administrator of the Estate of Emilie A. Kelley, deceased, has filed his final account in the County Court of the State of Oregon for Morrow County, and that said Court has designated as the time and place for settlement of said account July 10, 1926, at the hour of 10 o'clock A. M., in the Court room of the County Court of the State of Oregon for Morrow County in Heppner, Oregon. Any one having objections to said account must file the same on or before said date. B. B. KELLEY, Administrator.

NOTICE OF FINAL ACCOUNT. Notice is hereby given that R. A. Thompson, administrator of the Estate of Mary L. Thompson, deceased, has filed his final account in the County Court of the State of Oregon for Morrow County, and that said Court has designated as the time and place for the settlement of said final account July 10, 1926, at the hour of 10:30 A. M., in the Court room of the County Court of the State of Oregon for Morrow County in Heppner, Oregon. All persons having objections to said final account must file the same on or before said date. R. A. THOMPSON, Administrator.

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 Friday, June 11, 1926, at the hour of 10 o'clock in the forenoon of said day at his place on Hinton creek, 10 miles east of Heppner in said Morrow county, State of Oregon, offer for sale and sell to the highest bidder for cash in hand, the said animals, unless the same shall have been redeemed by the owner or owners thereof. The said animals are described as follows: One bay mare, weight 900 pounds, branded capital and small h connected on right shoulder; One gray gelding, weight about 1000 pounds, branded PC with bar over it on right hip; One brown mare, weight 1050 lbs., branded 21 with bar over it on left hip; One bay gelding, weight about 1000 pounds, branded 14 with bar over it on left hip; One brown mare, weight about 900 pounds, branded half box on left hip; One bay mare, weight 800 pounds, branded F with 2 circles under connected on right hip; One bay mare, weight 900 pounds, branded ELS on left shoulder; One gray mare, weight 800 pounds, branded diamond with perpendicular bar in center on left hip; One roan mare, weight 900 pounds, branded lazy J on right hip and 10 with bar under on left hip; One sorrel horse, weight 900 lbs., branded D on right shoulder. JOHN KILKENNY, Heppner, Ore.

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 Monday, June 28, 1926, at the hour of 10 o'clock in the forenoon of said day, at his place 3 miles southwest of Hardman, Oregon, offer for sale and sell to the highest bidder for cash in hand the said animals, unless the same shall have been redeemed by the owner or owners thereof. Said animals are described as follows: 1 black mare, blotch brand on right side; 1 brown mare, branded ME on left shoulder, with yearling colt; 1 gray mare, branded 72 on left side; 1 bay half-faced mare, blotch brand on left shoulder, with yearling colt; 1 bay mare, branded JHL connected on right shoulder; 1 black yearling with blotch brand on left shoulder; 1 bay mare, branded J6 on left side, with suckling colt; 1 black mare, no visible brand; 1 black mare, branded 2 on left shoulder; 1 brown mare, no visible brands; 1 black mare, no visible brands; 1 gray horse, branded with slanting bar on left side; 1 brown horse, branded X on left shoulder; 1 bay mare, branded TD over bar on right shoulder; 1 bay horse, branded V over S on right shoulder.

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 Monday, June 28, 1926, at the hour of 10 o'clock in the forenoon of said day, at his place 3 miles southwest of Hardman, Oregon, offer for sale and sell to the highest bidder for cash in hand the said animals, unless the same shall have been redeemed by the owner or owners thereof. Said animals are described as follows: 1 black mare, blotch brand on right side; 1 brown mare, branded ME on left shoulder, with yearling colt; 1 gray mare, branded 72 on left side; 1 bay half-faced mare, blotch brand on left shoulder, with yearling colt; 1 bay mare, branded JHL connected on right shoulder; 1 black yearling with blotch brand on left shoulder; 1 bay mare, branded J6 on left side, with suckling colt; 1 black mare, no visible brand; 1 black mare, branded 2 on left shoulder; 1 brown mare, no visible brands; 1 black mare, no visible brands; 1 gray horse, branded with slanting bar on left side; 1 brown horse, branded X on left shoulder; 1 bay mare, branded TD over bar on right shoulder; 1 bay horse, branded V over S on right shoulder.

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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 they will, on Saturday, June 12, 1926, at the hour of 10 o'clock in the forenoon of said day, at their place 12 miles northeast of Heppner, in said Morrow County, State of Oregon, offer for sale and sell to the highest bidder for cash in hand, the said animals, unless the same shall have been redeemed by the owner or owners thereof. The said animals are described as follows: One black horse, branded JK connected with bar over it on right shoulder, weight about 1000 pounds; One black horse, branded quarter circle K on left side, weight about 1000 pounds; One brown mare, branded cross with bar over it on left shoulder, weight 1050 pounds; One brown horse, branded cross with bar over it on left shoulder, weight 900 pounds. W. B. BARRATT & SON, Heppner, Oregon.

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 the 14th day of May, 1926, upon a judgment, decree and order of sale rendered and entered in said Court on the 7th day of May, 1926, in favor of The Federal Land Bank of Spokane, a corporation, as plaintiff, and against Harve G. Cox and Della Coxen, his wife, and Stansfield National Farm Loan Association, a corporation, defendants, for the sum of \$104.00 with interest at 8% from November 16, 1924; \$104.00 with interest at 8% from May 16, 1925; \$104.00 with interest at 8% from November 16, 1925; \$311.58 with interest at 5 1/2% from November 16, 1925; \$314.43 with interest at 8% from March 25, 1926; \$75.98 with interest at 8% from March 6, 1925; less \$190.00 stock subscription; \$300.00 attorneys' fees, and the further sum of \$27.60 cash, and 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 26th day of June, 1926, at the hour of 10 o'clock A. M. of said day at the front door of the County Court House in Heppner, Morrow County, State of Oregon, offer for sale and sell at public auction to the highest bidder for cash in hand all of the following described real property situated in Morrow County and State of Oregon, to-wit: West Half of the East Half, the Northwest Quarter of Section Thirteen, in Township One, North of Range Twenty-six, 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 and disbursements. Dated at Heppner, Oregon, this 24th day of May, 1926. GEO. McDUFFEE, Sheriff of Morrow County, State of Oregon.

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 the 14th day of May, 1926, upon a judgment, decree and order of sale rendered and entered in said Court on the 7th day of May, 1926, in favor of The Federal Land Bank of Spokane, a corporation, as plaintiff, and against Harve G. Cox and Della Coxen, his wife, and Stansfield National Farm Loan Association, a corporation, defendants, for the sum of \$104.00 with interest at 8% from November 16, 1924; \$104.00 with interest at 8% from May 16, 1925; \$104.00 with interest at 8% from November 16, 1925; \$311.58 with interest at 5 1/2% from November 16, 1925; \$314.43 with interest at 8% from March 25, 1926; \$75.98 with interest at 8% from March 6, 1925; less \$190.00 stock subscription; \$300.00 attorneys' fees, and the further sum of \$27.60 cash, and 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 26th day of June, 1926, at the hour of 10 o'clock A. M. of said day at the front door of the County Court House in Heppner, Morrow County, State of Oregon, offer for sale and sell at public auction to the highest bidder for cash in hand all of the following described real property situated in Morrow County and State of Oregon, to-wit: West Half of the East Half, the Northwest Quarter of Section Thirteen, in Township One, North of Range Twenty-six, 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 and disbursements. Dated at Heppner, Oregon, this 24th day of May, 1926. GEO. McDUFFEE, Sheriff of Morrow County, State of Oregon.

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all of Section Twenty-five (25), Township Two (2) North, Range Twenty-four (24) East of Willamette Meridian, or so much of said real property as may be necessary to satisfy plaintiff's judgment, costs, attorney's fees, and accruing costs of sale. Dated this 22nd day of May, 1926. GEO. McDUFFEE, Sheriff of Morrow County, State of Oregon. By PAUL McDUFFEE, Deputy.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MORROW. The Federal Land Bank of Spokane, a corporation, Plaintiff, vs. Lewis Carpenter and Mrs. Lewis Carpenter, his wife; Ray Carpenter, his wife; Ray Carpenter, his wife; Glen E. Carpenter and Mrs. Glen E. Carpenter, his wife; and West Extension National Farm Loan Association, a corporation, Defendants. To Lewis Carpenter and Mrs. Lewis Carpenter, his wife, and Ray Carpenter, his wife, defendants, and Mrs. Ray Carpenter, his wife, 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 within six weeks from the date of first publication of this summons if published, or from the date of service upon you if personally served without the State of Oregon; and if you fail to appear and answer for want thereof the plaintiff will apply to the Court for the relief prayed for in its complaint, which is as follows to-wit: That plaintiff have judgment against the defendant West Extension National Farm Loan Association, a corporation, for the sum of \$48.75, with interest at the rate of 8% per annum from December 24, 1925; the further sum of \$1468.75, with interest at the rate of 5 1/2% per annum from the 24th day of December, 1925; the further sum of any taxes which the plaintiff has paid or may pay by the time of the decree, with interest at the rate of 8% per annum from date of such payment; for the further sum of \$12.50, with interest at the rate of 8% per annum from March 19, 1926; for the sum of \$150.00 attorneys' fees; and plaintiff's costs and disbursements in this suit; and that the sum of \$75.00 in stock in the plaintiff's Bank held in trust by said Bank for said defendant be cancelled and that the proceeds thereof be applied to the satisfaction of plaintiff's decree; and that plaintiff's mortgage securing the above mentioned sums be foreclosed and the lands described in said mortgage and herein described as follows, to-wit: The Southeast Quarter of the Southeast Quarter of Section Fourteen, in Township Four, North of Range Twenty-four, East of the Willamette Meridian, in Morrow County, State of Oregon, be sold to satisfy the plaintiff's judgment in the manner provided by law for sale of real property on foreclosure execution, and for such other and further relief as to the Court may seem meet and equitable. This summons is published by virtue of an order of the Honorable R. L. Benge, Judge of the County Court of the State of Oregon for Morrow County, made and entered on the 19th day of May, 1926. The date of first publication of this summons is May 27, 1926. C. L. SWECK, Attorney for Plaintiff. Address, Heppner, Oregon.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MORROW. Cecil Beckley, Plaintiff, vs. Dagna Shumake, Defendant. To Dagna Shumake, the above named defendant: IN THE NAME OF THE STATE OF OREGON, you are hereby required to appear and answer plaintiff's complaint filed against you in the above entitled court and suit on or before six weeks from the date of the first publication of this summons upon or before the 2nd day of July, 1926, and if you fail to so appear or answer for want thereof, the plaintiff will apply to the above entitled court for the relief prayed for in his complaint, namely, that the pretended marriage between you and the plaintiff be annulled, and declared void, and for such other and further relief as may be just and equitable. That summons is published upon you in the Gazette Times, once a week for six consecutive weeks pursuant to an order of Hon. R. L. Benge, Judge of the County Court of the State of Oregon for Morrow County, which order is dated May 19th, 1926, and the date of the first publication of this summons is May 20th, 1926. JOS. J. NYS, Attorney for Plaintiff. Residence and postoffice address, Heppner, Oregon.

CALL FOR WARRANTS. All General Fund Warrants of Morrow County, Oregon, registered on or before July 31st, 1925, will be paid on presentation at the office of the County Treasurer on or after June 10th, 1926, at which time interest on said warrants will cease. Dated at Heppner, Oregon, May 15, 1926. LEON W. BRIGGS, County Treasurer.

NOTICE OF SALE OF ANIMAL. 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, June 5, 1926, at the hour of 10 o'clock in the forenoon of said day at my place one mile northeast of Liberty school house in said Morrow County, Oregon, offer for sale and sell to the highest bidder for cash in hand the said animals, unless the same shall have been redeemed by the owner thereof. The said animal is described as follows: One black horse, age about 5 years, and weight about 1000 pounds, branded M H connected with bar above. HARLEY ANDERSON.

NOTICE OF SALE OF ANIMAL. 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, June 5, 1926, at the hour of 10 o'clock in the forenoon of said day at my place one mile northeast of Liberty school house in said Morrow County, Oregon, offer for sale and sell to the highest bidder for cash in hand the said animals, unless the same shall have been redeemed by the owner thereof. The said animal is described as follows: One black horse, age about 5 years, and weight about 1000 pounds, branded M H connected with bar above. HARLEY ANDERSON.

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NOTICE OF SALE OF ANIMAL. 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, June 5, 1926, at the hour of 10 o'clock in the forenoon of said day at his place on Hinton Creek, two miles east of Heppner, Oregon, offer for sale and sell to the highest bidder for cash in hand the said animal, unless the same shall have been redeemed by the owner thereof. Said animal is described as follows: One dark gray mare, 4 years old, weight about 1150 pounds, bearing no visible marks or brands. L. V. GENTRY.

NOTICE OF SHERIFF'S SALE. Notice is hereby given that 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 the 12th day of May, 1926, in that certain suit in said Court wherein H. F. Lantz as plaintiff secured judgment and decree of foreclosure against Charles Dale Albright and Alice M. Albright, his wife; The First National Bank of Heppner, Oregon, a corporation; and George Gross, the judgment being against Charles Dale Albright and Alice M. Albright only, for the sum of \$2,000.00, with interest thereon at the rate of 8% per annum from November 1, 1924, and the further sum of \$200.00 attorney's fees, and plaintiff's costs and disbursements taxed and allowed in the sum of \$19.00. I will, on Saturday, the 12th day of June, 1926, at the hour of 10:30 o'clock A. M. in the forenoon of said day at the front door of the County Court House in Heppner, Morrow County, Oregon, offer for sale at public auction and sell to the highest bidder for cash in hand all of the following real property in Morrow County, State of Oregon, to-wit: Southeast quarter of Southeast quarter of Section 15 in Township 4 North Range 25 E. W. M., subject to existing rights-of-way for ditch and road purposes, and subject to a first lien in favor of United States of America for construction, maintenance and operation of the West Extension of the Umatilla Irrigation System; or so much of real property as may be necessary to satisfy plaintiff's judgment, costs, attorney's fees, and accruing cost of sale. Dated this 13th day of May, 1926. Date of first publication, May 13, 1926. GEO. McDUFFEE, Sheriff of Morrow County, State of Oregon.

NOTICE OF FINAL ACCOUNT. Notice is hereby given that the undersigned, executrix of the Last Will and Testament of George A. Stevenson, Deceased, has filed her final account with the County Court of the State of Oregon for Morrow County, and that said Court has set as the time and place for hearing on said account and settlement thereof, Saturday, June 12, 1926, at the hour of ten o'clock A. M. of said day, in the Court room of the said Court in Heppner, Oregon. Anyone having objections to said account must file the same on or before said date. ELSIE ANN STEVENSON, Executrix of the Last Will and Testament of George A. Stevenson, Deceased.

NOTICE OF SHERIFF'S SALE. Notice is hereby given that 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 the 12th day of May, 1926, in that certain suit in said Court wherein Anna Natter as plaintiff secured judgment against Willis Stewart for the sum of \$2,000.00 with interest thereon at the rate of 8% per annum from February 11, 1925; and the further sum of \$200.00 attorney's fees, and her costs and disbursements taxed and allowed in the sum of \$17.00; that she also procured a decree for foreclosing her mortgage against all of the following named defendants, to-wit: Willis Stewart, Leualla Osteen, a widow, John Osteen, V. C. Belknap and Anna Belknap, his wife, G. V. McHaley and Nevada McHaley, his wife, Rice R. McHaley and Lizzie McHaley, his wife, Rodney McHaley and Nellie McHaley, his wife, Nettie Blinn and Earl Blinn, her husband, Annie Wood and J. H. Fell, her husband, Annie Wood and W. W. Wood, her husband, Mattie Huston, a widow, Adeline Pierce and Benjamin Pierce, her husband, Lizzie Coates and J. E. Coates, her husband, George Gibson and Hattie Gibson, his wife, Frances Putnam and Irvin E. Putnam, her husband, Pearl Perry and Edward Perry, her husband, Stella Miller and Thomas M. Miller, her husband; Rodney Belknap, Jenice Belknap and Virgil Belknap, minor heirs of Clara Belknap, deceased. I will, on Saturday, the 12th day of June, 1926, at the hour of 10:40 o'clock A. M. in the forenoon of said day, at the front door of the County Court House in Heppner, Morrow County, Oregon, offer for sale at public auction and sell to the highest bidder for cash in hand all of the following described real property in Morrow County, State of Oregon, to-wit: The SE 1/4, the East three-fourths of the East 1/2 of the SW 1/4 of Section 2, the NW 1/4 of the NE 1/4 and the NE 1/4 of the NW 1/4 of Section 11, in Township 3 South, Range 26 E. W. M. in the County of Morrow, State of Oregon, excepting therefrom, two tracts described as follows, to-wit: "Commencing 5 chains West of the NE corner of Section 11, Township 3 South Range 26 E. W. M. and running thence North 40 degrees West 25 chains, thence South 66 degrees 30 minutes West 7 chains, thence South 4 degrees 30 minutes West 7 chains, thence South 45 degrees 30 minutes West 4 and 80-100 chains, thence South 3 degrees 10 minutes West 27 and 34-100 chains, thence East 125.0 chains, thence North 20 chains, thence East 23.70 chains to the place of beginning containing 65.62 acres, more or less." Also excepted: "Beginning at the quarter corner between Sections One and Two in Township 3, South, Range 26 E. W. M.; thence South 0 degrees 15 minutes East

20.767 chains along the line between Sections One and Two; thence North 43