

Legal Notices

SUMMONS
Equity No. 6887

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF UMATILLA

Tum-A-Lum Lumber Company, a corporation,
Plaintiff

vs.

1. Frank E. LaDow
2. Louis M. LaDow, and
3. Fay LaDow, his wife,
4. Catherine Baker
5. Eva Shtrum, and
6. Melvin E. Shtrum, her husband
7. Helen May Wilson, and
8. Robert A. Wilson, her husband
9. Ida Catlin
10. Harriette E. Burke, and
11. E. J. Burke, her husband
12. Edna E. Nelson
13. Charles Sturm
14. Joseph Sturm
15. Clifford Sturm
16. Jack Sturm
17. "The unknown heirs of Lizzie Sturm, deceased"
18. Wynne A. Spicer, and
19. Nellie Spicer, his wife
20. Gratia I. Pratt, and
21. Everett Pratt, her husband
22. Mary E. Spicer
23. Leslie William Spicer
24. Hal Andrew Spicer
25. Emma Spicer
26. "The unknown heirs of Leslie V. Spicer, deceased"
27. "The unknown heirs of John W. Luhrs, deceased"
28. Glenn M. Luhrs, and
29. Nellie Luhrs, his wife
30. Louisa Watson McCarthy, and
31. Eugene F. McCarthy, her husband
32. Ruth Watson Graham, and
33. Hugh E. Graham, her husband
34. Jesse M. Watson
35. Elsie Watson Harris, and
36. Wm. Stewart Harris, her husband
37. Spokane Flour Mills, a corporation
38. Charles Berg, and
39. Jane Doe Berg, his wife
40. "The unknown heirs of Charles Berg, deceased"
41. "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: Frank E. LaDow, Catherine Baker, Helen May Wilson and Robert A. Wilson, her husband, Clifford Sturm, "The unknown heirs of Lizzie Sturm, deceased", Leslie William Spicer, Hal Andrew Spicer, "The unknown heirs of Leslie V. Spicer, deceased", "The unknown heirs of John W. Luhrs, deceased", Louisa Watson McCarthy and Eugene F. McCarthy, her husband, Ruth Watson Graham and Hugh E. Graham, her husband, Jesse M. Watson, Elsie Watson Harris and Wm. Stewart Harris; her husband, Spokane Flour Mills, a corporation, Charles Berg and Jane Doe Berg, his wife, "The unknown heirs of Charles Berg, deceased", 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.

IN THE NAME OF THE STATE OF OREGON

You and each of you by order of publication of the above entitled Court are hereby required to appear and answer the complaint filed against you in the above entitled Court and cause within four (4) weeks from the date of the first publication of this summons and on or before the date of last publication of this summons, and you will take notice that if you fail to appear and answer or plead within that time, for want thereof, the plaintiffs will apply to the Court for the relief prayed for and demanded in said complaint, to-wit:

That the plaintiff is the owner in fee simple absolute of the following described property located in Umatilla County, State of Oregon, to-wit:

TRACT I:

A portion of Lots 4, 5 and 6 in Block "A" of South Pendleton; and all of Block "A" in the Reservation Addition to the Town, now City, of Pendleton, Umatilla County, Oregon, called Tract I, and being more particularly described as follows:

Beginning at a point on the Southerly line of Lot 6 in Block "A" of South Pendleton; said point being 96.6 feet Northeast from the Southwest corner of said Block "A", and on the Southeastly right-of-way line of the Northern Pacific Railway Company; thence North 22 degrees 46 minutes East along said right-of-way line 142.9 feet to the Easterly line of Lot 4 in said Block "A" to a point South 23 degrees 36 minutes East a distance of 1.4 feet from the Northeastly corner of said Lot 4; thence South 23 degrees 36 minutes East 98.6 feet to the Southeastly corner of said Block "A" in the Reservation Addition; thence South 66 degrees 24 minutes West 103.4 feet to the point of beginning.

Excepting therefrom all existing rights of way now in use for railroad purposes.

TRACT II:

The following property called Tract II and described as follows: Lots "J" and "K" in fractional Block opposite College Block and South of S. E. Dorion Avenue (formerly Alta Street) in the Original Town, now City, of Pendleton.

Excepting therefrom all existing rights-of-way now in use for railroad purposes.

Also, all of Lots 1, 2, 7 and 8, and that portion of Lot 3, herein after described, and also that portion of Lots 4, 5 and 6 lying North and Westerly of that tract of land deeded to the Northern Pacific

Railway Company for railroad purposes; all in Block "A" South Pendleton, and more particularly described as follows:

Beginning at the Northeast corner of Lot "K" in fractional Block opposite College Block; thence South 66 degrees 24 minutes West along S. E. Dorion Avenue (formerly Alta Street), 100 feet to the Northwest corner of Lot "J"; thence South 23 degrees 36 minutes East, 200 feet to the Northeast corner of Lot 8, Block "A", South Pendleton; thence South 66 degrees 24 minutes West 100 feet to the Northwest corner of Lot 8; thence South 23 degrees 36 minutes East 150 feet to the Southwest corner of Block "A"; thence North 66 degrees 24 minutes East along the South line of said Block "A", 70.5 feet to the Northwestly right-of-way line of the Northern Pacific Railway Company's spur track; thence North 22 degrees 46 minutes East along said right-of-way line 178.9 feet to a point on the Easterly line of Lot 3, said point being 23.45 feet Northwestly from the Southeast corner of said Lot 3; thence North 23 degrees 36 minutes West 226.55 feet to the point of beginning.

Excepting therefrom all existing rights of way now in use for railroad purposes.

TRACT III:

A triangular tract of land in the Southeast corner of Lot 3, Block "A", South Pendleton, called tract III and more particularly described as follows:

Beginning at the Southeast corner of Lot 3, Block "A", South Pendleton; thence South 66 degrees 24 minutes West 24.6 feet; thence North 22 degrees 46 minutes East 34.01 feet to the Easterly line of said Block "A"; thence South 23 degrees 36 minutes East 23.45 feet to the point of beginning.

Excepting therefrom all existing rights-of-way now in use for railroad purposes.

TRACT IV:

The Westerly Half of vacated S. E. Fifth (formerly Vincent) Street adjoining Lot "K" and Lots 1 and 2 in Block "A", South Pendleton lying Northerly of a line 169 feet North and parallel to the Northerly line of S. E. Emigrant Avenue (formerly Webb Street) called tract IV and more particularly described as follows:

Beginning at a point on the Easterly line of Block "A", South Pendleton, 169 feet Northerly of the Northerly line of S. E. Emigrant Avenue (formerly Webb Street); thence Northeastly at right angles to the East line of said Block "A", 30 feet to the center of vacated S. E. Fifth (formerly Vincent) Street; thence at right angles Northwestly 181 feet along the said center line to the Southerly line of S. E. Dorion Avenue (formerly Alta Street); thence Southwestly 30 feet to the Northeast corner of Lot "K", Original Town, now City, of Pendleton; thence Southeastly 181 feet to the point of beginning.

Excepting therefrom all existing rights-of-way now in use for railroad purposes.

TRACT V:

A parcel of land described as tract V and beginning at a point on the Easterly line of Block "A", South Pendleton, 169 feet Northwestly from the Northerly line of S. E. Emigrant Avenue (formerly Webb Street); thence North 66 degrees 24 minutes East 30 feet to the center of vacated S. E. Fifth (formerly Vincent) Street; thence South 23 degrees 36 minutes East 32 feet, more or less, to the Southerly right-of-way line of the W. S. Byers spur track; thence Southwestly along the Southerly right of way line to a point on the Easterly line of said Block "A"; South 23 degrees 36 minutes East 40 feet from the Northeast corner of Lot 3 in said Block "A"; thence Northwestly along said Easterly line to the point of beginning.

Excepting therefrom all existing rights of way, now in use, for railroad purposes and also excepting therefrom an easement for egress and ingress as shown in deed recorded in Book 106 at Page 155 of the deed records of Umatilla County, Oregon.

TRACT VI:

A parcel of land described as Tract VI and beginning at the Southwest corner of Lot 9, Block "J", South Pendleton; thence North 23 degrees 36 minutes West along the Westerly line of said Block "J", 59.6 feet to the Southeastly right of way line of the Northern Pacific Spur track; thence North 22 degrees 46 minutes East along the said Southeastly right of way line 58.5 feet to the Southerly line of S. E. Emigrant Avenue (formerly Webb Street); thence North 66 degrees 24 minutes East along the Southerly line of said S. E. Emigrant Avenue (formerly Webb Street) 137.7 feet; thence South 23 degrees 36 minutes East, parallel and 20 feet distant Southwestly from the Easterly line of Block "J" in the Reservation Addition to the Town, now City, of Pendleton, 100 feet to the Southerly line of Lot 2 in said Block "J"; thence South 66 degrees 24 minutes West along the Southerly line of Lot 2 in Block "J", Reservation Addition to the Town, now City, of Pendleton, and along the Southerly line of Lots 2 and 9 in Block "J" of South Pendleton, 180 feet to the point of beginning.

Excepting therefrom all existing rights of way now in use for railroad purposes.

TRACT VII:

A parcel of land described as tract VII and beginning at the Northeast corner of Block "J" in Reservation Addition to the Town, now City, of Pendleton; thence South 66 degrees 24 minutes West along the Northerly line of said Block "J", 20 feet; thence South 23 degrees 36 minutes East 100 feet along the line parallel to the

Easterly line of said Block "J" to the North line of Lot 3 in said Block "J"; thence South 66 degrees 24 minutes West 180 feet along the Southerly line of Lot 2, Block "J" in Reservation Addition and Lots 2 and 9, Block "J" of South Pendleton, to the Westerly line of Block "J" of South Pendleton; thence South 23 degrees 36 minutes East 227.56 feet along the Easterly line of S. E. Fourth Street (formerly College Street) to the center line of the O. W. R. R. & N. Co.'s spur track; thence along the center line of said spur track to the left (the long chord of which bears North 21 degrees 31 minutes East 305.3 feet) to intersect parallel to and 15 feet distant Easterly from the Easterly line of Block "J" in said Reservation Addition; thence North 23 degrees 36 minutes West 84.79 feet along said line parallel to and 15 feet distant from the Easterly line of Block "J" to the South line of the N. P. spur track right of way; thence North 86 degrees 39 minutes West along the said spur track right of way 15.99 feet to the Easterly line of said Block "J"; thence North 23 degrees 36 minutes West 20.9 feet along said Easterly line of Block "J" to the point of beginning.

Excepting therefrom all existing rights of way now in use for railroad purposes.

TRACT VIII:

A tract of land in Block "J" and in Block 71 in the Reservation Addition to the Town, now City, of Pendleton; and portions of S. E. Fifth Street (formerly Vincent Street), now vacated, and called tract VIII and described as follows:

Beginning at the Southwest corner of Block "J" in the Reservation Addition to the Town, now City, of Pendleton; thence North 23 degrees 36 minutes West 22.44 feet to the center line of the O. W. R. R. & N. Co.'s spur track; thence on a curve to the left (the long chord of which bears North 18 degrees 02 minutes East 391.1 feet) to a point on the Westerly line of Block 71 in the Reservation Addition to the Town, now City, of Pendleton, 35.0 feet Southeastly from the Northwest corner of said Block 71; thence South 23 degrees 36 minutes East 11.5 feet; thence on a curve to the right and parallel with the center line of the O. W. R. R. & N.

Co.'s spur track to a point on the Easterly line of said Block "J", said point being located 144 feet Southeastly from the Northeast corner of said Block "J"; thence South 15 degrees 07 minutes West 58.25 feet; thence South 73 degrees 44 minutes West 72.32 feet; thence Southerly at right angles 39.18 feet; thence Easterly at right angles 29.68 feet to a point on the Westerly line of said Block 71; thence South 23 degrees 36 minutes East 8.41 feet to the Northwest corner of Lot 9 in Block 71; thence North 66 degrees 24 minutes East 80 feet; thence South 23 degrees 36 minutes East 100 feet; thence South 66 degrees 24 minutes West 340 feet to the point of beginning.

Excepting therefrom a triangular tract of land in the northeastly part thereof, described as follows:

Beginning at a point on the Westerly line of said Block 71 and 46.5 feet Southeastly from the Northwest corner of said Block; thence North along said Westerly line of said Block 11.5 feet to the center of the Northern Pacific Spur track right of way; thence on a curve to the right (the long chord of which bears South 18 degrees 02 minutes West 391.1 feet) to a point on the Southerly right of way line of said Spur track (said point also being on the Northerly boundary line of the tract of land described in this complaint as tract number Nine), thence Southeastly to the point of beginning of this description.

Also, excepting therefrom all existing rights of way now in use for railroad purposes.

TRACT IX:

A tract of land lying in vacated S. E. Fifth (formerly Vincent) Street in the City of Pendleton, called Tract IX and more particularly described as follows:

Beginning at the Northeast corner of Lot 1 in Block "J" of the Reservation Addition to the Town, now City, of Pendleton; thence North 66 degrees 24 minutes East 15 feet; thence South 23 degrees 36 minutes East 18.4 feet to the point of beginning for this description; thence South 23 degrees 36 minutes East 92.79 feet to the center line of the O. W. R. R. & N. Co.'s spur track; thence on a curve to the left and along the said center line to a point on the Westerly line of Block 71 in

said Reservation Addition, 35.0 feet Southeastly from the Northwest corner of said Block 71; thence North 86 degrees 39 minutes West, 47.96 feet to the point of beginning.

Excepting therefrom the North-erly 7.5 feet.

Also excepting therefrom all existing rights of way now in use for railroad purposes.

All the foregoing nine tracts being in the County of Umatilla, and State of Oregon.

Together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any way appertaining to said nine tracts, free from any right, title, estate, lien, interest or claim of the defendants or any of them, and for a further decree of the Court that none of the defendants have any right, title, estate, lien, interest or claim in the said property; and that the defendants and each of them, their heirs and assigns, be perpetually restrained and enjoined from asserting or claiming any right, title, estate, lien, interest or claim in said property or any portion thereof adversely to the plaintiff herein, and that each of the defendants herein set forth by answer the nature and character of any right, title, estate, lien, interest or claim claimed by him, her or it in or to said premises, and that plaintiff have such other and further relief as may seem proper in equity.

This summons is served upon you by publication thereof for four (4) successive and consecutive weeks in the weekly edition of the Hermiston Herald, a weekly newspaper printed and published in Hermiston, Umatilla County, Oregon, being the time prescribed by the order of publication of the Honorable Calvin L. Sweek, Judge of the above entitled Court, which order was made and entered on the 23rd day of December, 1941, and which order specified that the date of the first publication of this summons be on the 25th day of December, 1941.

RALEY, KILKENNY & RALEY, Attorneys for Plaintiff.
Post Office Address: Pendleton, Oregon.
(Dec. 25-Jan. 22)

NOTICE TO THE PUBLIC

I will not be responsible for any act or bill incurred by my son, Fred E. Smith, who left my home about December 1.

Signed, M. J. Smith.
(Jan. 8-15)

UMATILLA NEWS

By Mrs. Glenn Ostrom

Mrs. Robert McKenzie returned last Wednesday from Rockford, Ill., where she had made her home while her husband was stationed in the army. Mr. McKenzie has been transferred to California and Mrs. McKenzie will follow him after a visit with his parents here and her parents in Portland.

The local high school student body has started a paper drive with the president, Dale Hiatt, in charge.

Harold Reeves who went to Portland last week to join the air corps returned and will return in a few days.

Vane Hiatt went to Portland and joined the navy. The last letter received from him stated that he was still in Portland but expected to be called any day.

Mrs. Del Jackson was hostess to the Ladies Aid at her home Thursday with an all day meeting.

I. J. Hagen narrowly escaped injury Wednesday evening when his car was hit by a freight train and pushed about 30 feet down the track. The accident happened about 8 p.m. at the crossing near the '76 Service Station as Mr. Hagen was returning from work at the ordinance depot. Mr. Hagen, who thought the train was standing still, but was moving very slow, started across the tracks just slightly damaging the car.

Mrs. E. McKenzie entertained the bridge club at her home this Friday in place of last Friday, the regular day.

Mr. and Mrs. Harvey Carlyle were Pendleton visitors Saturday.

Mrs. Deed Switzler, who spent a few days in Walla Walla, is at her home here now. Her sister, Mr. and Mrs. John Lennox, are staying with her.

Dale Ford and Marvin Walpole of Boardman were Sunday visitors in Umatilla.

The Sunday School classes have been competing in a contest to see which class could be first to raise \$5 for the new church fund. The first two winners will be entertained by the other classes. Winners were Junior boys and girls first, and high school second.

Mrs. Marguerita Hull of Pomeroy visited at the home of her brother-in-law and family Wednesday en route to Los Angeles where she will visit with her son Bill.

Walter Ackert of Seattle is here visiting at the home of his father.



STOP - SHOP - SAVE

<p>Pink Salmon Happy Vale Easy to serve in casserole style 2 16-oz. tins 35¢</p>	<p>Miracle Whip Salad Dressing Just one of Stone's very extra specials Quart 37¢</p>	<p>Stone's Supreme Coffee Ground Fresh for any method 1 lb. 25¢ 3 lbs. 73¢</p>	<p>NORTHERN Flour A really good all purpose flour 49 lb. bag \$1.69</p>
<p>SUNBRITE CLEANSER 3 for 14¢ HONEY 5 lb. glass jar 55¢ ALBER'S CORN FLAKES 3 large pkgs. 19¢ NOODLES Big value 14 oz. cello pkg. - 2 for 25¢ GRAPEFRUIT Broken sections 2 for 23¢ KLEENEX Facial Tissue - 440 sheet pkg. - 2 for 49¢ NATIONAL SHREDDED WHEAT Reg. pkg. 11¢ WHOLE KERNEL CORN 303 size tin - 2 for 27¢</p>	<p>Macaroni or Spaghetti 3 lb. cello pkg. .. 17¢</p>	<p>CHILI or Cocktail Sauce C. H. B. 12 oz. bottle 19¢</p>	<p>Blue Super Suds Soaks out dirt in ten minutes Reg. size pkg. 23¢</p>
<p>STONE'S QUALITY MEATS Beef Roasts Lb. 26¢ <small>STONE'S BABY BEEF</small> Pork Roasts Lb. 28¢ <small>CUT FROM SMALL, YOUNG PORK</small> Veal Roasts Lb. 27¢ <small>GUARANTEED MILK FED VEAL</small> SLICED BACON Lb. 33¢ <small>Lean and Derined</small> SIRLOIN or RIB STEAKS Lb. 32¢ <small>Stone's Guaranteed Baby Beef</small> PORK CHOPS Lb. 35¢ <small>Rib or Center Cut Chops</small> VEAL STEAKS Lb. 33¢ <small>All Loin Steaks</small> BACON Any size piece Lb. 27¢ PORK LIVER Lb. 19¢ BEEF TONGUES Lb. 19¢</p>	<p>Dina-Mite Cereal Blue or Red Label 3 lb. pkg. 41¢</p>	<p>Crystal White Soap Creamy white all purpose household soap. 4 Giant bars 17¢</p>	<p>OREGON DRIED Italian Prunes In Cellophane 2 Lbs. 19¢</p>
<p>PRODUCE APPLES - C Grade Delicious Box \$1.09 ORANGES - 100 size Per doz. 49¢ GRAPEFRUIT 10 for 35¢ LEMONS 5 for 10¢</p>			
<p>Stone's FOOD STORES</p>			