

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. Defendants.

- 1. Frank E. LaDow, and
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 Northeastly from the Southwestly 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 178.91 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", 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 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

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 X:

A tract of land lying in vacated S. E. Fifth (formerly Vincent) Street in the City of Pendleton, called Tract X 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 Northerly 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)

OUT OF TOWN PRINTERS PAY NO TAXES HERE LET US DO YOUR PRINTING

UMATILLA NEWS

By Mrs. Glenn Ostrom

Pat Fitzpatrick returned the last of the week from Enterprise where he had been stationed with the Arrow Transportation Co. for two weeks. He expects to go to Myrtle Creek where he will visit his parents and daughter Norma.

Mr. and Mrs. Ben Howard and daughters who have been making their home here for the past year left the first of the week for the coast where they will make their home for the present.

Mrs. Herbert Lane and son Donald spent Saturday afternoon in Pendleton.

Mr. and Mrs. Ray Smith and daughter Mildred have moved from the Bousquet house to the Connell "green house".

Dan Ford of The Dalles spent from Saturday till Monday visiting friends here.

Mrs. C. A. Ronen returned Saturday from Spokane where she had spent a few days visiting her sister and receiving medical attention.

Mary Lou O'Neill of Stanfield is staying at the home of Mrs. Ken Baymiller and attending school here.

Mr. and Mrs. C. LaMarche and daughter have moved from the Young place east of town to the Shaw apartments.

Albert Vieg motored to The Dalles Monday and brought home his mother, Mrs. H. M. Vieg who has been receiving medical attention in a hospital. Mrs. Vieg is improved enough that she will not have to return to the hospital.

Mrs. Annie Edwards was hostess to the Ladies Aid at an all day meeting at her home Thursday.

Mrs. Marguerita Hull of Pomeroy, left Thursday for Los Angeles, Cal., where she will visit her son Bill, and do some buying for the Emerson-Hull department store at Pomeroy, after spending a couple of days here at the home of her brother-in-law and wife, Mr. and Mrs. H. B. Hull.

Mr. and Mrs. Lyle Eddy and family of Irrigon spent Saturday visiting friends here.

Herbert Lane Jr. was appointed as the new Umatilla city marshal last Monday night at the council meeting. Leland Smith, the ex-marshal, is now employed at the roundhouse.

WHY WASTE TIME chasing down a few... SPECIALS? We Have HUNDREDS of them! STONE'S QUALITY MEATS Beef Roasts lb. 25c Sirloin Rib Steaks lb. 31c Pork Steaks lb. 29c Sliced Bacon lb. 33c Pork Roasts lb. 26c Beef Tongues lb. 17c Bacon lb. 27c Pork Chops lb. 33c Sanka Coffee Mother's Cocoa Kraft Cheese Red Beans Peas - Corn or GREEN BEANS FORMAY SHORTENING NALLEY'S TANG DRESSING KRISPY SODA CRACKERS GRAPEFRUIT SALMON MT. VERNON MILK SEAPORT TOMATO JUICE IVORY SOAP