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SHERIFF'S SALE

In the Circuit Court of the State of Oregon, for the County of Klamath:

Shea Bocqueraz Co., a Corporation, Plaintiff,
vs.
J. H. Berry and Joseph Hettinger, Partners, Under the Name of Berry & Hettinger, Defendants.

Notice is hereby given that by virtue of an execution and order of sale, duly issued out of the above entitled court and cause, on the 7th day of September, 1911, upon a judgment and order of sale made and entered of record in said court and cause and in said county and state on the 26th day of August, 1911, in favor of the above named plaintiff and against the above named defendants, J. H. Berry and Joseph Hettinger, as partners under the name of Berry & Hettinger, and each of them, directing the sale of certain real property, to satisfy the sum of $797.50, with interest thereon at the rate of 6 per cent per annum from the 26th day of August, 1911, and the further sum of $19.60 costs and disbursements and the expenses of sale. Now, by virtue of said execution and in compliance with said writ, I will on Saturday, October 7, 1911, at 2 o'clock p. m. of said day, at the front door of the county court house, in Klamath Falls, Oregon, sell at public auction for cash in hand, to the highest and best bidder, all the right, title and interest of the above named defendants, J. H. Berry and Joseph Hettinger, as partners under the name of Berry & Hettinger, or either of them in and to the following described real property, to-wit: All that portion of lots 8, 9 and 10 in block 4, town of Bonanza, Oregon, according to the plat thereof on file in the office of the county clerk of Klamath county, Oregon, commencing at a point fifty feet east of the northwest corner and on the line of lot 10 of block 4 of said town of Bonanza; thence south parallel with the west line of block 4, one hundred and fifty feet; thence east parallel with the north line of lots 8, 9 and 10, fifty feet, thence east parallel with the north line of lots 8, 9 and 10, fifty feet, thence north, parallel with the west line of block 4 one hundred and fifty feet to the north line of lot 10, thence west to the place of beginning. Also lot 6, in the Riverside tracts, according to the duly recorded plat thereof, containing ten acres, all in township 39 S., range 11 E., W. M., in Klamath county, Oregon, duly attached in the above entitled cause on the 24th day of July, 1911, as the property of the above named defendants, Berry and Hettinger; also the following described real property, to-wit: The east 100 feet of lots one and two and the east 100 feet of the north half of lot 7, in block 8, of the town of Bonanza, Oregon, duly attached in the above entitled cause as the property of defendant J. H. Berry, together with the tenements, heritaments and appurtenances thereunto belonging, or in any wise appertaining, or so much thereof as may be necessary to satisfy said execution.

Dated at Klamath Falls, Oregon, this 7th day of September, 1911.

W. B. BARNES, Sheriff.
By R. E. GUTHRIDGE, Deputy.
9-8-10-6 h f

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THE EVENING HERALD

W. O. SMITH, Editor and Proprietor
J. M. STOWELL, - City Editor

Published daily except Sunday at 115 Fourth Street

KLAMATH FALLS, - - OREGON
FRIDAY, OCTOBER 6, 1911


## AN OFFICIAL FARCE

WITH the September term of the circuit court a myth, as far as the criminal docket is concerned, some of the people interested in the delays have evidently not only begun to sit up and take notice, but to express themselves in forcible terms over the situation. The absence of District Attorney Dell V. Kuykendall from the city for a month after it was his duty as an officer of the court to be on hand and take up the cases, the sudden and unexpected resignation of his deputy, Charles J. Ferguson owing to the unexpectedly prolonged absence of his chief, the later recantation of Mr. Ferguson on his withdrawal and reappointment by Mr. Kuykendall and the escape of the impatient prisoners from the jail, all serve to show a state of affairs that is getting its deserved ridicule and censure at the hands of the public.

Mr. Kuykendall seems to have effectively accomplished what he stayed away for, if that staying was to keep from doing the work of the district attorney in bringing promptly to book the bunch of prisoners that crowded the limited space in the county's detention building.

Mr. Ferguson evidently attained his object by resigning, if that object was to keep from being forced to do work upon which he evidently depended on his superior officer to come back to Klamath Falls from his vacation in time to do.

At the time of the occurrence he gave his reason for withdrawing from the work the press of civil duties. While ordinarily a deputy is employed for the purpose of doing what his chief does not, whether it was to be expected that Mr. Ferguson would go ahead in the absence of Mr. Kuykendall, under all the circumstances is rather hard to say.

The superior left the inferior in charge, and it is inferable that the the latter was in the office for the purpose of meeting emergencies. Maybe there was an implied promise in the conditions between the two men that led the subordinate to depend on the other being here to look after the cases.

At any rate, a sudden resignation, pleading press of civil work, is hardly a course that could be justified. No man in public or private undertaking should stand from under a responsibility, under ordinary circumstances, without due notice. If he did not like the responsibility, however, and resigned, as did Mr. Ferguson, the public would naturally think he meant it.

But that Mr. Ferguson did not mean it, was only playing, and regarded the work of an important public office as so much of a plaything as to be toyed with at pleasure, is shown by the fact that his resignation was offered in what is now proven to have been anything but good faith.

He has taken back the stand he made.

He has retreated from the position he took when he handed his resignation to his head.

He has, by actions, denied in toto that he was in earnest in dropping the cares of the position, and the dates of the meddling actions which have made the district attorney's office the laughing stock of the community show that his new appointment was dated less than a week subsequent to the time that he had it revoked.

As Messrs. Kuykendall and Ferguson are law partners, it is natural that their relations should be the most friendly, and it is not surprising that a district attorney who withheld himself from his post of duty at a critical time should be willing to encourage his assistant to play with an important public appointment by resigning and getting a reinstatement within a week.

It's all very nice. Let the little boys play all they will. Some day, maybe, they will grow up, and then their actions and deportment will be more mature.

The fact that they are sworn officers of the court, and that there are men whose liberties, and possibly their lives, are in the keeping, fairly, of the district attorney's office for whose fair treatment the district attorney and assistant are to be depended on, seems to matter to none.

## KANSAS DAIRY MAN ARRIVES

OREGON AGRICULTURAL COLLEGE ADDS NEW MEMBER TO FACULTY — TOOK A FIELD COURSE OF STUDY

Special to The Herald

CORVALLIS, Oct. 6.—E. R. Stockwell of Havensville, Kans., a graduate of the Kansas Agricultural college last year, has just been added to the faculty of the dairy school of the Oregon Agricultural college.

During the past summer Mr. Stockwell has been touring the dairy districts of Wisconsin, studying the methods of dairy husbandry in practice there. He was for a time at the College of Agriculture of the University of Wisconsin, and there joined a party of students under Prof. D. H. Otis in a field course in farm management. The party, which included two graduate students from South Carolina, two from Kansas, one from Wisconsin, two from Minnesota and one from Ohio, made nomadic visits, dwelling in tents along the way, through the rich, diary district about Milwaukee, Waukesha, Oconomowoc, Rosendale and Fort Atkinson, where they went through the Hoard's dairyman plant.

## LET PEOPLE IN, SAYS "JIM" HILL

DON'T PUT PRICES ON LAND SO HIGH AS TO KEEP THE PEOPLE FROM SETTLING ON THEM AND IMPROVING THEM

Warning the owners of land in Central Oregon against placing prices on their holdings that would keep the people out, James J. Hill gave his views on the future of the inland empire of Oregon and on its possibilities.

"I haven't been as far into Central Oregon as I would like to be, nor as I intend to be," said Mr. Hill, "but on my trip last week I found much good land that will mean agricultural wealth—the best kind of wealth—to Oregon in the years to come. Of course I had the country looked into by experts thoroughly before we started to build a railroad in there. The reports they gave me were favorable, and my own impressions bear them out."

"What Central Oregon really needs now, most of all, is people. Her lands are mainly dry farming lands. They must be cultivated carefully. To do this requires people, and Central Oregon will develop rapidly, unless the owners of these lands hold them so as to keep people out. It is that you must watch out for—offer the land for sale at rates that will bring people to develop the country.

"Central Oregon has been there since Adam and Eve were in the garden of Eden, and the land has been just about the same ever since that date. Of course, now there are railroads which enable people to get to it. It will be transformed quickly into a profitable and crop producing region, which is exactly what we want to do with all our inactive land."

Asked about the financial situation Mr. Hill said:

"There is absolutely no cause for alarm or uneasiness that I can see. I do not think there will be a panic, or anything resembling a panic. There is no occasion for such a thing. We have a great deal of money, but at this time the people are a little bit wary of placing it in industrial enterprises. They prefer to leave it in the bank until they are more certain of conditions. This will not result in anything serious, I believe. The money is there, and there is plenty of it, and it will be pouring into industries again before long. All that we can do is to wait for the clouds to roll by."

NOTICE FOR PUBLICATION

(Not coal lands)

Department of the Interior, United States Land Office at Lakeview, Oregon, September 22, 1911.

Notice is hereby given that Herbert G. Arant, whose postoffice address is Fairy, Oregon, did on the 31st day of May, 1911, file in this office sworn statement and application No. 04686, to purchase the NE¼ SE¼, S½ NE¼, Section 24, Township 38 S, range 10 E, Willamette Meridian, and the timber thereon, under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," at such value as might be fixed by appraisement, and that, pursuant to such application, the land and timber thereon have been appraised at a total of $310, the timber estimated at 250,000 board feet at $1 per M., and the land at $60; that said applicant will offer final proof in support of his application and sworn statement on the 2d day of December, 1911, before C. R. DeLap, county clerk of Klamath county, at Klamath Falls, Oregon.

Any person is at liberty to protest this purchase before entry, or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry.

A. W. ORTON, Register.

First pub., Sept. 28.
Last pub., Nov. 30. r

NOTICE FOR PUBLICATION

(Non Coal Lands)

Department of the Interior, United States Land Office at Lakeview, August 17, 1911.

Notice is hereby given that Elmeda Hawkhurst of Klamath Falls, Oregon, who, on December 27th, 1909, made timber and stone application No. 02886, for S½ NW¼, NW¼ NW¼ section 24, NE¼ NE¼ section 23, township 37 S., range 9 E., Willamette Meridian, has filed notice of intention to make final proof to establish claim to the land above described before R. M. Richardson, United States commissioner, at Klamath Falls, Oregon, on the 27th day of October, 1911.

Claimant names as witnesses:

F. H. Shannon, H. M. Whiteline, J. C. Smith, John Jensen, all of Klamath Falls, Oregon.

A. W. ORTON,
8-24-10-26 Register.

SUMMONS

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

F. R. Burscough, Plaintiff,
vs.
J. M. Sasser, Defendant.

To J. M. Sasser, 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 action on or before Thursday, the 9th day of November, A. D. 1911, that being the date of the last publication of the summons in this action and the last date in which you, the defendant, are required to answer said complaint, as fixed by the order of the court for publication of this summons, and if you fail to appear and answer, as aforesaid the plaintiff will apply to the court for the relief prayed for and demanded in the complaint, to-wit: A judgment against you for the sum of one hundred dollars, together with interest thereon at the rate of 8 per cent per annum from August 20, A. D. 1911, and for the further sum of $164.25, and for $100 attorney fees and for the costs and disbursements of this action.

This summons is published in the Klamath Republican, a weekly newspaper printed and published at the city of Klamath Falls, in said Klamath county, state of Oregon, by order of the Hon. Henry L. Benson, judge of the above named court, such order being dated the 26th day of September, A. D. 1911, the first publication of this summons to be made and is made on the 28th day of September, A. D. 1911, and the last publication thereof is to be made on the 9th day of November, A. D. 1911.

HORACE M. MANNING,
Attorney for Plaintiff.
Klamath Falls, Ore.

SALE OF TIMBER

Portland, Ore., Sept. 11, 1911.

Sealed bids marked outside "Bid Timber Sale Application, August 15, 1911, Crater," and addressed to the District Forester, Portland, Oregon, will be received up to and including the 19th day of October, 1911, for all the live timber marked for cutting by the forest officer, located on an area to be definitely designated by the forest officer before cutting, begins on approximately 1,240 acres on the watershed of Cedam Creek in SW¼ SW¼, section 14; SW¼ SE¼ and SE¼ SW¼ sec. 15; NE¼ NW¼ and S½ SE¼ NW¼, W½ NE¼ and SE¼ NE¼, SE¼ SW¼ and S½ NE¼ SW¼, and all the SE¼ section 22; NE¼ NW¼, SW¼ NE¼, NW¼ SW¼ and S½ of the SW¼, NE¼ SE¼ and SW¼ SE¼ section 23; N½ SW¼, S½ NE¼, and all the SE¼ section 24, T. 36S., R. 6E., W. M., within the Crater National Forest, Oregon, estimated to be 7,856,000 feet B. M. of western yellow pine; 2,850,000 feet B. M. of Douglas fir; 1,518,800 feet B. M. of sugar pine and 1,110,600 feet B. M. of white fir, live saw timber, and 272,000 feet B. M. of dead saw timber, log scale, more or less. No bid of less than $3.25 per M. feet B. M. for live western yellow pine and sugar pine; $2.50 for live Douglas fir; $1.25 for live white fir and dead timber will be considered, and a deposit of $2,000, payable to the order of the First National bank of Portland, Oregon, must be sent to that bank for each bid submitted to the District Forester. Timber upon valid claims is exempted from sale. The right to reject any and all bids is reserved. For further information and regulations governing sales address Forest Supervisor, Medford, Oregon

GEO. H. CECIL,
9-14-1019 r District Forester

NOTICE FOR PUBLICATION

(Not Coal Lands)

Department of the Interior, United States Land Office at Lakeview, Oregon, August 4, 1911.

Notice is hereby given that Mark T. Howard, whose postoffice address is Klamath Falls, Oregon, did on the 27th day of February, 1911, file in this office sworn statement and application, No. 04386, to purchase the S½ NE¼, N½ SE¼, section 12 township 27 S., range 10 E., Willamette Meridian, and the timber thereon under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," at such value as might be fixed by appraisement, and that, pursuant to such application, the land and timber thereon have been appraised at a total of $800, the timber estimated 800,000 board feet at $.75 per thousand, and the land at $200; that said applicant will offer final proof in support of his application and sworn statement on the 28th day of October, 1911, before W. D. West, United States commissioner at Silver Lake, Oregon.

Any person is at liberty to protest this purchase before entry or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry.

A. W. ORTON,
8-26-10-26 h Register.


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