

Legal Notices

Summons—Suit in Equity for Divorce

Addie Isabelle Graham, Plaintiff,

vs.

Edwin Lewis Graham, Defendant.
To Edwin Lewis Graham, the 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 suit on or before Thursday, the 13th day of November, A. D. 1913, that being the day of the last publication of summons, and the last day within which you are required to appear and answer, as fixed by the order of publication of this summons. If you fail to appear and answer, the Plaintiff will apply to the Court for the relief demanded in said complaint. Said suit is brought to secure a dissolution of the bonds of matrimony heretofore and now existing between yourself and the Plaintiff herein.

This summons is published in the Klamath Republican, a weekly newspaper of general circulation, published and circulated weekly in Klamath Falls, Oregon, by order of the Honorable Henry L. Benson, Judge of said Court, and dated the 1st day of October, A. D. 1913.

First publication to be made upon Thursday, the 2nd day of October, A. D. 1913, and the last publication to be made upon Thursday, the 13th day of November, A. D. 1913.

HORACE M. MANNING,

Attorney for the Plaintiff.

White-Maddox Building,

Klamath Falls, Ore.

10-11-13 r

Summons

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

Maud Evans, Plaintiff,

vs.

George Evans, Defendant.
To George Evans, 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 suit, on or before December 1, A. D. 1913, that being the last day of the time prescribed in the order for publication of this Summons, in which you may so appear and answer, and if you fail so to answer, for want thereof the plaintiff will apply to the court for the relief demanded in the complaint, to wit:

For a decree of absolute divorce forever dissolving and setting aside the bonds of matrimony heretofore and now existing between plaintiff and defendant.

That plaintiff be declared the owner in fee of the following described real estate: lot 14 in block 16, second Railroad addition to the town of Klamath Falls, Oregon; lot 10 and 11 in block 3, Ward and Nelson addition to the town of Klamath Falls, Oregon; lots 2, 3, 4, 5, 8, 9 in block 90, Klamath addition to the town of Klamath Falls, Oregon; all said real estate being situated in Klamath County, Oregon. And further, that defendant be forever barred from all claim of right, title, interest, dower or courtesy in the said real estate so described.

That plaintiff shall have such other and further relief as to equity may appertain.

This Summons is served by publication in the Klamath Republican, a newspaper printed and published in Klamath County, State of Oregon, and being the newspaper designated by the Hon. Henry L. Benson, Judge of the Circuit Court of the State of Oregon, in and for Klamath County, dated October 10, 1913, as the paper in which to publish the said Summons. The said order requires that the first publication be made October 16, 1913, and once a week thereafter for six consecutive and successive weeks.

JOSEPH S. KENT,

Attorney for Plaintiff.

10-16-11-20 r

Summons

486 Equity

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

State of Oregon, Plaintiff,

vs.

F. A. Hyde, Flora M. Sherman, Joost H. Schneider, Henry S. Morris, and A. S. Baldwin, Defendants.
To F. A. Hyde, Flora M. Sherman, Joost H. Schneider, Henry S. Morris, and A. S. Baldwin, Above Named Defendants.

In the name of the State of Oregon, you and each of you are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before the 14th day of November, A. D. 1913, and if you or either of you fail to so appear and answer, for want thereof the Plaintiff will apply to the Court for the relief prayed for in the complaint, a succinct statement of which is as follows: a decree canceling and annulling certain deeds of the State of Oregon to A. S. Baldwin of date May 19th, 1899; certain deeds of the

State of Oregon to Flora M. Sherman of date September 12th, 1898; certain deeds of the State of Oregon to Henry S. Morris of date September 12th, 1898; certain deeds of the State of Oregon to Joost H. Schneider of date September 12, 1898; certain deeds of A. S. Baldwin and Emma C., his wife, to F. A. Hyde of date June 7th, 1899; certain deeds of Flora M. Sherman to F. A. Hyde of date September 15th, 1898; certain deeds of Henry S. Morris and Mary P., his wife, to F. A. Hyde of date September 16th, 1898; certain deeds of Joost H. Schneider and Rosa M., his wife, to F. A. Hyde of date September 16th, 1898; and certain deeds of F. A. Hyde and Filena T., his wife, to United States of America of date June 14th, 1899; June 22nd, 1899; July 24th, 1899; September 17th, 1899; September 17th, 1898, each pretending to convey certain lands situate in township 23 south, range 9 east; township 23 south, range 7 east; township 35 south, range 6 east; township 34 south, range 6 east; township 23 south, range 8 east; township 27 south, range 6 1/2 east; township 37 south, range 6 east and township 24 south, range 6 east, Willamette Meridian, all in Klamath County, Oregon, and to cancel and annul all other contracts, certificates of sale, applications, etc., mentioned in the complaint relating to said lands described therein or to any part thereof, and for costs and disbursements, and such other and further relief as may to the Court seem equitable in the premises.

This Summons is published in pursuance of an order of the Honorable Henry L. Benson, Judge of the above entitled Court, made and entered on the 27th day of September, 1913, directing this Summons to be published for six consecutive weeks in the Klamath Republican, a weekly newspaper of general circulation printed and published in Klamath Falls, Klamath County, Oregon.

Dated at Salem, Oregon, this 27th day of September, 1913.

A. W. CRAWFORD,

Attorney for Plaintiff.

Date of first publication October 13th, 1913. 10-2-11-13 r

Notice to Creditors

In the County Court of the State of Oregon, for Klamath County
In the Matter of the Estate of Daniel W. Dineen, Deceased.

Notice is hereby given by the undersigned, executrix of the estate and last will of Daniel W. Dineen, deceased, to the creditors of and all persons having claims against the said deceased or the said estate, to present such claims, with the proper vouchers within six months from the date of this notice to the said executrix, at her residence, No. 1163 Washington street, in the city of Klamath Falls, county of Klamath, state of Oregon, such residence being the place selected for the transaction of all matters of business connected with said estate.

Date of first publication, November 13, 1913.
ELIZABETH DINEEN,
Executrix of the Estate and Last Will of Daniel W. Dineen, Deceased.
11-13-12-11 r

Notice of Contest

Department of the Interior, United States Land Office, Lakeview, Oregon, October 23, 1913
To Thomas M. Gannon of Dairy, Oregon, Contestee.

You are hereby notified that Annie A. Jackson, who gives Medford, Oregon, as her postoffice address, did on September 15th, 1913, file in this office her duly corroborated application to contest and secure the cancellation of your homestead entry No. 11111, Serial No. 04757, made June 21st, 1911, for W 1/4 SE 1/4, NE 1/4 SE 1/4, Sec. 33, Twp. 37 S., R. 11 E., and NW 1/4 NE 1/4, Sec. 4, Twp. 38 S., R. 11 E., Willamette Meridian, and as grounds for her contest she alleges that said entryman, Thomas M. Gannon, has wholly failed to reside upon or to make any improvement whatsoever of any kind upon or any cultivation of said land or any part thereof.

You are, therefore, further notified that the said allegations will be taken by this office as having been confessed by you, and your said entry will be canceled thereunder without your further right to be heard therein, either before this office or on appeal, if you fail to file in this office within twenty days after the FOURTH publication of this notice, as shown below, your answer, under oath, specifically meeting and responding to these allegations of contest, or if you fail within that time to file in this office due proof that you have served a copy of your answer on the said contestant either in person or by registered mail. If this service is made by the delivery of a copy of your answer to the contestant in person proof of such service must be either the

said contestant's written acknowledgment of his receipt of the copy, showing the date of its receipt, or the affidavit of the person by whom the delivery was made, stating when and where the copy was delivered; if made by registered mail, proof of such service must consist of the affidavit of the person by whom the copy was mailed stating when and the postoffice to which it was mailed, and this affidavit must be accompanied by the postmaster's receipt for the letter.

You should state in your answer the name of the postoffice to which you desire future notices to be sent to you.

JAS. F. BURGESS, Register.

Date of 1st publication, Oct. 30, 1913
Date of 2d publication, Nov. 6, 1913
Date of 3d publication, Nov. 13, 1913
Date of 4th publication, Nov. 20, 1913

Notice of Final Settlement

In the Matter of the Estate of Hans Jorgen Neilson, Deceased.

Notice is hereby given that the undersigned as administrator of the estate of Hans Jorgen Nielsen, deceased, has filed in the county court of the state of Oregon for Klamath county, the final account of the administration of said estate, and that the court has fixed Saturday, the 23d day of November, 1913, at the hour of 10 o'clock in the forenoon of said day as the time for the hearing of objections, if any, to said account and the settlement thereof.

Dated the 23d day of October, 1913
W. P. NIELSEN,

As Administrator of the Estate of Hans Jorgen Nielsen, Deceased.
23-30-6-13 r

Administratrix' Notice of Filing Final Account

In the County Court of the State of Oregon, for Klamath County.
In the matter of the estate of SESCO L. WOOD, deceased.

Notice is hereby given that I have filed my Final Account and Report as Administratrix of the Estate of SESCO L. WOOD, deceased, and the above entitled Court has fixed upon 10 o'clock in the forenoon of November 15, 1913, as the time, and the County Court Room in the Court House of Klamath County, Oregon, in the City of Klamath Falls in said County and State as the place when and where any person may present any objection or exception to anything therein contained or to anything done by me as Administratrix and at the said time and place the said Court will finally settle said account.

This notice is published pursuant to an order of the above entitled Court made October 10, 1913, and the first publication is made on October 16, 1913.

NELLIE WALL,

Administratrix of the estate of SESCO L. WOOD, deceased. 10-16-11-13r

NOTICE OF CONTEST.

(For Publication)
Department of the Interior, United States Land Office, Lakeview, Oregon, October 25, 1913.

To Henry Maybry of Klamath Falls, Oregon, Contestee:

You are hereby notified that William Patterson, who gives Olene, Oregon, as his postoffice address, did on September 13, 1913, file in this office his duly corroborated application to contest and secure the cancellation of your homestead, Entry No. 11111, Serial No. 05198, made December 9, 1911, for W 1/4 NW 1/4, SE 1/4 NW 1/4, and SW 1/4 NE 1/4, Section 25, Township 39S, Range 11 E., Willamette Meridian, and as grounds for his contest he alleges that said entryman Henry Maybry has never established residence upon said land; that he has abandoned said land and went to Ruby Creek, Alaska, on or about the month of September, 1911; that he has since said time been absent from said land; that he has never improved or cultivated the same.

You are, therefore, further notified that the said allegations will be taken by this office as having been confessed by you, and your said entry will be canceled thereunder without your further right to be heard therein, either before this office or on appeal, if you fail to file in this office within twenty days after the FOURTH publication of this notice, as shown below, your answer, under oath, specifically meeting and responding to these allegations of contest, or if you fail within that time to file in this office due proof that you have served a copy of your answer on the said contestant either in person or by registered mail. If this service is made by the delivery of a copy of your answer to the contestant in person, proof of such service must be either the said contestant's written acknowledgment of his receipt of the copy, showing the date of its receipt, or the affidavit of the person by whom the delivery was made stating when and where the copy was delivered; if made by registered mail, proof of such service must consist of the affidavit of the person by whom the copy was mailed stating when and the postoffice to which it was mailed, and this affidavit must be accompanied by the postmaster's receipt for the letter.

You should state in your answer the name of the postoffice to which you desire future notices to be sent to you.

JAS. F. BURGESS, Register.

Date of 1st publication, Oct. 30, 1913
Date of 2d publication, Nov. 6, 1913
Date of 3d publication, Nov. 13, 1913
Date of 4th publication, Nov. 20, 1913

PETE ALBERTSON TO BE BENEDICT

Peter A. Albertson was a passenger on the Weed bound train Sunday. Also he returned from Weed in the evening.

Incidentally, it might be stated that he was accompanied by Miss Louise V. Simpson, who reached Weed Sunday from from New York. Monday afternoon Albertson secured a marriage license.

The groom has resided in Klamath county for the past two years, and during that time he has worked up to a responsible position with the Pelican Bay Lumber company. As a testimonial of their regard for the young man the employees of the plant purchased him a complete dining room set as a wedding present.

Miss Simpson visited Klamath Falls last summer in company with Mr. Albertson's sister. While here she made many friends.

COMPENSATION ACT IS IN THE COURT

SALEM, Nov. 17.—The question of whether the workmen's compensation law is in full effect, including the insurance features, will be tested in the supreme court immediately by means of a mandamus suit which was started Saturday to compel Secretary of State Olcott to audit a claim presented by the Salem hospital. The suit is a friendly action of all concerned, and arrangements have been made with the supreme court to hear the arguments in the case immediately. It is expected a decision will be handed down by the court tomorrow.

Since Attorney General Crawford rendered an opinion to the effect that the law, while in effect, could not become fully operative until next June, on the ground that employers and employees have until that time in which to elect not to come under the law if they so desire, the compensation commission has desired to have the law tested as soon as possible.

The commission entered into a contract with the Salem hospital for accommodations during the month of December for the first aid to workmen coming under the law who might be injured. A deposit of \$25 was paid on the contract. The hospital presented the claim to the secretary of state's office, which, in order to make a basis for a friendly suit, refused to audit it.

This transaction deals with the insurance feature of the law, and will bring the question of whether it is now operative directly before the supreme court.

TAIL-LESS PUPS ARE BORN

MIDLAND, Nov. 17.—A litter of pups, six in all, as devoid of tails as half a dozen guinea pigs, is an attraction at the Smithfield ranch on the Midland road, that is baffling all theories.

The pups are a cross between a bulldog and a collie. Neither of the parents has suffered a loss of caudal appendage, and this makes the tale of the tail-less pups even more interesting.

Victor Groffie and John Baxa are sending potatoes to the California markets, and they have already shipped out nine cars to Sacramento. They sent eight cars of white and one car of red potatoes. For these they received 75 cents a hundred pounds.

W. B. Walker moved to his place on the Midland road so late in the summer that he was not able to work the farm to any extent. He has devoted much time to getting everything in shape for the coming year, when he expects to harvest a banner crop.

Under New Management.

The Idle Hour cigar store is now under the management of Taber & Taber, John W. Taber, who recently returned from Alaska, having bought the interest of Roy Sly. Mr. Sly will remain in the city for a few weeks and then take a trip to California.

Mrs. Mary Drew left on Saturday to spend a few days with Mr. and Mrs. Jesse Drew in Yonka Valley, who are the happy parents of a brand new baby.

VALIDITY OF WARRANTS IS ATTACKED

NEARLY FORTY ARE MENTIONED AS DEFENDANTS IN THE COMPLAINT FILED

Action is Based Upon the Ground That in Issuing These Warrants the County Voluntarily Increased the Indebtedness of the County, Which It Is Held, is in Excess of Amount Allowed by Law.

Alleging that the warrants were issued to pay for indebtedness voluntarily incurred by the county court in excess of the limitation prescribed by the state laws, an action to repudiate warrants worth more than a quarter of a million was commenced in the circuit court Monday.

The plaintiff is Henry Rabbes. The warrants he would have cancelled are worth a total of \$250,223.02.

Today's action was filed by Attorney Joseph S. Kent. The following are named as defendants:

C. C. Low, sheriff; J. W. Siemens, county treasurer; Anglo & London Paris National bank, First National bank of Weed, Big Basin Lumber company, Merchants' National bank, First National bank of Klamath Falls, First National bank of Merrill, First Trust and Savings bank, Northwest National bank of Portland, Beall Co., Coast Bridge company, Willamette Tent and Awning company, the Southern Pacific company, Martin Brothers, Coast Culvert and Flume company, Star Drilling and Machinery company, American Bank and Trust company, Warren Construction company, Harris & Co., Maddox & Harris, Cofer Brothers, J. F. Goeller & Son, C. F. Stone, attorney in fact for Beall & Co.; C. F. Stone, attorney in fact for Coast Bridge company; Charles E. Worden, R. L. Anderson, Alex. Martin Sr., Ed. Bloomingcamp, Robert A. Emmitt, R. F. Tuttle, Mrs. E. E. Sawtelle, D. E. Burrell, J. C. Harrow, J. E. O'Mara, Paul Breitenstein, Sam T. Summers, C. J. Swingle, Thomas Hampton.

The general allegation as set forth in the complaint follows:

"That on the 31st day of January, 1911, the outstanding indebtedness of Klamath county exceeded in the aggregate the sum of \$5,000, and at all times since the said 31st day of January, 1911, the said county has had, and now has, outstanding liabilities then existing, the sum of \$5,000.

"That said debts and liabilities were not incurred prior to the adoption of the constitution of the state of Oregon, and were not created to suppress insurrection or repel invasion or to build permanent roads within said county in pursuance of Section ten of Article eleven of the constitution of the state of Oregon, but that said indebtedness was voluntarily incurred for the construction of bridges and in the purchase of material for the same; and in the construction of county roads, and in the purchase of the county poor farm, and in the payment of bounty on scalps, and in the payment of services of timber cruisers, and for other indebtedness wholly voluntary, and that such indebtedness was, and is beyond the constitutional limit of \$5,000 already existing as hereinbefore alleged at the time such debts and liabilities were incurred, and that such debts and each and every thereof, and the warrants issued therefor, were and are unconstitutional and void.

"Wherefore plaintiff prays the court for an order declaring the said warrants, and the indebtedness upon which same are based, to be illegal and invalid, and for an order permanently enjoining and restraining the said defendants and each thereof from securing, or attempting to secure payment of said warrants from said county of Klamath."

Moving Cattle.

J. Frank Adams is moving 500 head of stock and beef cattle from the Doak ranch to his ranch at Merrill, where they will be wintered.

County School Superintendent Fred Peterson and wife have returned from a visit to schools in the vicinity of Bonanza and Dairy. They were away several days.

Famous Skin Soap Free!

Absolutely free—a 25-cent cake of D. D. D. Skin Soap, with the purchase of a full size bottle of D. D. D. Prescription for Eczema—for 15 years the standard skin remedy. Relief guaranteed from this first bottle or your money refunded. D. D. D. Skin Soap, purest and blandest of Skin Soaps, should always be used in connection with D. D. D. Prescription, the soothing, healing lotion. We have made fast friends of more than one family by recommending these famous products and we want you to try them now on the special offer. This is immediate. You must bring this ad with you. Come today.

WHITMAN DRUG CO.

KLAMATH STEER WEIGHS 2460 LBS.

(Staff Correspondence)

Reports of bumper yields are coming in from all parts of Klamath county, and in this respect the farmers tilling lands along the Midland road are no exception. Their crops this year were well above average, which is saying a great deal.

Sixty bushels of potatoes to the acre was the yield of John Cahlor's place this fall. The potatoes are all first class, suitable for any market. In addition, Mr. Cahlor has a number of young apple trees, planted a year ago last fall. This year, he is convinced that they will become a great source of revenue.

At the Crisler & Stilts ranch there is pointed out to the visitor a young steer weighing 2,460 pounds. The bovine is to be fattened for exhibition at the 1915 fair, and it is believed that he will weigh more than 2,800 pounds by that time. At the ranch they also have two young mule-tail deer, which have become great pets.

E. Hickson is working the Charles E. Worden ranch on the Midland road this year. Although he gave the greater part of his attention to raising a bumper crop of barley, Mr. Hickson during the summer cut three good crops of alfalfa hay.

Another man to make good as a potato raiser is E. A. Scholmeier, who has been farming in this section for three years. This year he planted ten acres to potatoes, and the harvest resulted in from 75 to 80 bushels per acre.

Close to forty bushels of oats to the acre was the yield of the J. W. Smith forty-acre tract this year. On this place there is a deposit of gravel which has proved to be ideal for permanent road construction. He will shortly place this on the county road in front of his property, in order to leave it for a practical all winter test.

LOCAL SHOWMEN

BUY BAD BRONCHO

MEDFORD, Nov. 17.—The famous outlaw, Grizzly Murphy, formerly owned by Dr. J. Helms, was sold Friday to Sims & Chandler Wild West show for \$250. Grizzly has never been successfully ridden, and will undoubtedly prove to be a profitable horse for the show.

Chandler, who is a crack rider, will wager \$100 that he can ride any horse in the state. He will tackle Grizzly one of the four days of the entertainment which the Wild West show is giving at the local fair grounds.

Grizzly is the champion bucking horse of Jackson county. Under certain conditions he might prove to be the champion bucking broncho of the United States.

The managers of the show also purchased Limber Jim, a local horse of some note. A deal is also on taps for the purchase of the bucking bull Nero, but as yet no final settlement has been made.

In From Keno.

Harvey Wilson, who has been employed at Keno all summer, has returned to Klamath Falls. He will spend the winter here.

To trade, furniture for a team of mares, at Comstock's.

WILL A. LEONARD

DENTIST

White Maddox Bldg.

CANCER

IN WOMAN'S BREAST

ALWAYS BEGINS A SMALL LUMP LIKE THIS AND ALWAYS POISONS DEEP GLANDS IN THE ARMPIT AND KILLS QUICKLY

I WILL GIVE \$1000

IF I FAIL TO CURE ANY CANCER OR TUMOR I TREAT BEFORE IT POISONS DEEP GLANDS NO KNIFE OR PAIN

No Pay Until Cured
No X-Ray or other swindle. An island plant makes the cure ABSOLUTE GUARANTEE ANY TUMOR, LUMP OR SORE on the lip, face or body long in Cancer I Never Fail until last stage. 125-PAGE BOOK sent free; testimonials of thousands cured at home. WRITE TO SOME

ANY LUMP IN WOMAN'S BREAST

Is CANCER. We refuse thousands Dying, Came Too Late. We have cured 10,000 in 20 yrs. Address DR. & MRS. DR. CHAMLEY & CO. A 438 VALENCIA ST., SAN FRANCISCO, CAL. KINDLY MAIL this to some one with CANCER