

Legal Notices

Publication of Summons

In the circuit court of the state of Oregon, in and for Klamath county.

P. M. Reidy, plaintiff, vs. Mary E. McCormick and S. W. Brainard, defendants.

To Mary E. McCormick and S. W. Brainard, defendants.

In the name of the state of Oregon, you and each of you are hereby summoned to appear and answer the complaint filed against you in the above entitled action within six weeks after the first publication of this summons, and if you fail to appear and answer within the said time the plaintiff for the want of such appearance will apply to the above entitled court for the relief demanded in the complaint filed herein, to-wit:

For a judgment, order and decree against Mary E. McCormick in the sum of \$2250, with interest thereon at the rate of 8 per cent per annum from the 3d day of February, 1911, until paid; for the sum of \$250.00 attorneys fees to be allowed in this action; for the costs and disbursements in this action; and also for a decree foreclosing the mortgage described in the said complaint, to-wit: a mortgage dated January 3, 1911, for the sum of \$2250.00 made and executed by O. M. Hector and Winnie Hector and afterwards assumed by the defendant, Mary E. McCormick, herein, upon the following described real estate and real property in Klamath County, Oregon, to-wit: the east of the northeast quarter of section 17, township 39, south range 9 east, W. M. in Oregon. Reserving and excepting from this conveyance a strip of land through said above described premises, one hundred (100) feet wide for right of way for the California North Eastern Railway Company; also reserving and excepting a strip of land on the east, north and south sides of said tract thirty (30) feet wide for use as a public road; this conveyance is also made subject to a stock subscription contract with the Klamath Water Users Association, recorded in book 7B of mortgages at page 104 of records of Klamath county, Oregon; together with the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the said mortgage having been recorded at page 419, in book 10, record of mortgages of Klamath county, Oregon, on the 10th day of January, 1911; for a further order and decree that the real estate named in this complaint may be sold by the sheriff of Klamath county, Oregon, as under execution and as provided by law for the sale of real estate under foreclosure and that the proceeds of such sale after paying the costs, disbursements, attorney's fees shall be applied upon the judgment, and if the proceeds of such sale be insufficient, the plaintiff shall have judgment and execution against the defendant, Mary E. McCormick, to recover such balance unpaid; and for a further order and decree that the said defendants, Mary E. McCormick and S. W. Brainard, and all persons claiming under them, may be barred and foreclosed of all rights, claims or equity of redemption in said premises or any part thereof, and for such other and further relief that to this court may seem equitable.

This summons is published pursuant to an order of the Hon. Henry L. Benson, Judge of the circuit court for Klamath county, Oregon, made November 19, 1913, and the first publication thereof is made on the 20th day of November, 1913, and the last publication will be on the 25th day of December, 1913.

W. H. SHAW,
Attorney for Plaintiff.
11-20-12-25 r

Notice of Contest
Department of the Interior, United States Land Office, Lakeview, Oregon, November 15, 1913.
To the Unknown Heirs of John Stever, Deceased, Contestee:
You are hereby notified that Curry A. Smith, who gives Klamath Falls, Oregon, as his postoffice address, did on November 14th, 1913, file in this office his duly corroborated application to contest and secure the cancellation of your Homestead entry No. Serial No. 0561, made September 16, 1908, for N 1/2 SW 1/4 (being the NE 1/4 SW 1/4 and lot 6), Section 6, Township 39 S., Range 10 E., Willamette Meridian, and as grounds for his contest he alleges that:

I further depose and say that said land is agricultural in character, and chiefly valuable therefor; that in so far as I know Stever's said entry is the only proceeding now pending for the acquisition of title to said land except this present contest;

I further depose and say that said

John Stever departed this life on or about the 3d day of November, 1913, in Klamath county, Oregon; that I have made diligent search and inquiry, and from search and inquiry I am caused to believe, and I therefore allege the fact to be that Stever left no widow, heirs or kindred him surviving;

I further depose and say that the probate records of Klamath county, Oregon, show that on the 5th day of November, 1913, one R. C. Short was appointed executor of the estate of said John Stever, deceased;

I further allege that said Stever never either established or maintained residence upon said land; that said Stever never cultivated or improved the same; that said Stever abandoned said land soon after filing thereon and remained away therefrom a great portion of the time until his death; that since the death of said Stever, his heirs, or widow, or next of kin, or said executor, have neither lived upon or in any manner cultivated said land, or improved the same, but that they, and each of them, have wholly abandoned said land and have wholly failed and neglected to reside thereon; that nobody, for the use and benefit of said Stever has resided upon, cultivated or improved said land.

I further say that I claim an interest in and to said land for this, among other reasons: Said Stever has died without leaving a widow, heirs or kindred, and I claim the preference right to enter said land should it revert back to the government, and if permitted to do so, I intend to acquire title to said land under the homestead laws of the United States.

(I further depose and say that this affidavit is intended to be an amendment of that certain affidavit of contest signed by me on the 4th day of November, 1913, and upon which notice for publication issued on the 7th of November, 1913, and said amendment is made so as to embrace certain matters and things which have arisen since said original affidavit was filed.)

You are, therefore, further notified that the said allegation 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 where the copy 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, Nov. 20, 1913
Date of 2d publication, Nov. 27, 1913
Date of 3d publication, Dec. 4, 1913
Date of 4th publication, Dec. 11, 1913

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 Sheriff's Sale
By virtue of an execution in foreclosure duly issued by the clerk of the circuit court of the county of Klamath, state of Oregon, dated the

29th day of November, 1913, in a certain action in the circuit court for said county and state, wherein Frederick Winstanley as plaintiff recovered judgment against F. E. Robinson and Minnie Robinson and E. L. Carver for the sum of one thousand dollars, with interest thereon at the rate of 10 per cent from the 27th of March, 1911, computed and added as provided by the terms of said note, and costs and disbursements taxed at two hundred forty-three and 05-100 dollars on the 18th day of November, 1913.

Notice is hereby given that I will on the 17th day of January, 1914, at the front door of the court house of Klamath county, in Klamath Falls, in said county, at 10 o'clock in the forenoon of said day, sell at public auction to the highest bidder, for cash, the following described property, to-wit:

All of section sixteen, township twenty-seven south, range nine east; all of section thirty-six, township twenty-eight south, range eight east; east half of section sixteen, township twenty-eight south, range eleven east; all east of W. M., containing in the aggregate 1,600 acres.

Taken and levied upon as the property of the said F. E. Robinson and Minnie Robinson and E. L. Carver, or as much thereof as may be necessary to satisfy the said judgment in favor of Frederick Winstanley against said defendants, with interest thereon, together with all costs and disbursements that have or may accrue.

Dated at Klamath Falls, December 4, 1913.

C. C. LOW, Sheriff.
By GEO. A. HAYDON, Deputy.
12-4-1-15 r

Notice to Creditors
In the County Court of the State of Oregon, in and for Klamath County.
In the Matter of the Estate of Frank Silvers, Deceased.

The undersigned, having been duly appointed by the above court as administratrix of the estate of Frank Silvers, deceased, and having duly qualified as such administratrix, notice is hereby given to all persons, creditors of said deceased, and to any and all persons having claims against said deceased, to present said claim, duly verified as by law required, within six months from the date of the first publication of this notice; said claims to be presented and filed with E. L. Elliott at his office, 212 Willis building, Klamath Falls, Oregon, that being the place of the transaction of the business of said estate.

First publication of this notice to be on the 27th day of November, A.D. 1913.
ESTHER SILVERS,
Administratrix.
11-21-12-25 r

Irrigation Next
The Hunter Land company, which owns 5,700 acres around Crescent under the military road grant, are planning to irrigate their land by making a reservoir of Odell Lake.—La Fine Inter-Mountain.

LOST—On September 24, between Naylox and Bly, new Ideal fountain pen. Finder leave at Upp's Jewelry store. Reward.

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 Bone or 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 is Cancer if it hurts. Pain is not lack of stage. 120-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 436 VALENCIA ST., SAN FRANCISCO, CAL. KINDLY MAIL this to some one with CANCER

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.

press, to extend good cheer, to minimize and soften the asperities of life and death, and to pervade the world with the atmosphere of tenderness and love. Its work is to eliminate blind passion or control it; to eradicate malignancy and strife, and curb tumultuous, vaulting, personal ambition, and teach men to lay upon the altar of the general weal their personal interests and wishes. In fine, to promote the broad principles of charity in thought and action that make for a world of peace and love. The Benevolent and Protective Order of Elks has found the key that unlocks the doors that there may be ushered in the era of love, when all may assemble under the lily-white banner of the Prince of Peace. The Great Apostle has said that 'Charity shall never fail.' When faith becomes knowledge and hope becomes realization, Charity is still fulfilling its eternal mission.

"When the 'books are opened' and nations stand before the Exalted Ruler of all mankind to receive judgment; when the angels gather and wonder and the myriads of white robed forms are imaged in the placid bosom of the crystal river a decision rings out that serves a precedent for millions more: 'I was hungry and you fed me; naked, and you clothed me; athirst, and you gave me drink; sick and in prison, and you came and ministered unto me.' The feeble inquiry is ventured: 'Lord, when did I ever see you thus and ministered unto you?' Hear the reply: 'Inasmuch as you did it unto one of the least of these my brethren you did it unto me. Enter thou into the joys of thy Lord.'

"The old Jewish adage shows beautifully the ultimate triumph of the great principle upon which we stand: 'Iron breaks stone; fire melts iron; water quenches fire; clouds drink water; storms dispel the clouds; man withstands the storm; wine overcomes man; sleep overcomes wine; death overcomes sleep, but charity overcomes death.'

"An order devoted to such ends cannot but live with the ages, and while the imperfections of our brothers have been relinquished from memory to go the way of the shifting sands their good deeds, kind words and cheering personalities will survive, deeply engraven upon the unfading tablets of love and memory."

The erection of the largest excelsior factory on the Pacific Coast, in Eugene, cutting annually some 5,000 cords of wood, and employing twenty-five men in the mill continuously and seventy-five men and twenty-five teams cutting and hauling for a greater part of the year, is contemplated by C. O. Peterson, owner of the Eugene excelsior mill. The present mill will be discarded as a factory, and after moved to one side will be used as a warehouse. The new mill will be of modern fire proof construction, and will cost approximately \$10,000.—Eugene Register.

STATE HEALTH BOARD TO CLEAN SUMMER RESORTS

SALEM, Dec. 6.—Before the beginning of another summer season, the state board of health purpose of formulating definite rules and regulations covering all the summer resorts in Oregon, particularly the various springs throughout the state.

It far too frequently has been that people who have gone to these various resorts in search of health rest during the summer season have been infected with typhoid fever or other enteric diseases, or, if escaping these, have been compelled to endure annoyances disagreeable in this enlightened age of civilization.

The most flagrant offense is in the matter of the toilet facilities, which at many of the springs are not only an unsightly abomination, but one that is a menace to the health of the public. It frequently happens that at these various springs, after taking their own water supply from the headwaters of some of the streams of the state, the outbuildings are so constructed that the excrement is allowed to flow directly into the stream to poison those who would take water from below.

Many toilets form an active breeding place for flies; numerous hotels have no screens of any kind either to the windows of the bedrooms or even the dining rooms, where a continuous trail of contamination exists from these "common carriers," and in almost none is any attempt made for any sanitary disposal of garbage or kitchen waste.

That this is one of the crying needs, not only in this, but our adjoining state to the north, has been manifest for some time, and it is the board's purpose to not only formulate rules and regulations covering the sanitary conditions, but to see that these are actively enforced, and through the power vested in it will either make all these resorts comply with the rules or close them to the public.

Take a Mutual Life Policy Now and You Will Get a Cash Dividend Every Christmas

His First Christmas Present

W. B. Carlile, Chicago.

Dear Sir: It is with much pleasure I acknowledge receipt of your check for \$5,533. I wonder if I might have the Policy to keep that papa took out in 1864. It was his first Christmas present to my mother after their marriage. They are both gone now and the Policy is so old I should love to keep it as a memento.

Sincerely, Apphia B. Day.

Wishes He Had Taken \$5,000

E. R. Ferguson, Manager.

Dear Sir: I am very much pleased with dividends and only wish I had taken five times as much insurance. When I took my policy I was young and active, and I could have paid on

BRIDGE, SLOT MACHINES, DICE, IN BAD AT MEDFORD

MEDFORD, Dec. 5.—A moral reform wave, caused by an anonymous letter, hit the city council when it passed an anti-gambling law, a re-enactment of what already is a state law, which if strictly enforced will prevent shaking dice for cigars between friends, bridge whist among ladies, the playing of cards for treats and practically mean suspension of business in a number of local cigar stores. In its drasticness it rivals the "Blue Law" of New England. Meanwhile slot machines are running without interference in saloons and cigar stores.

The ordinance passed without a dissenting vote, Councilmen Millar and Stewart complaining of its wide scope, but voting for it. Mayor Purdin, City Attorney McCabe and Councilman Mitchell led the fight for the ordinance.

The ordinance was passed upon the allegations of an unsigned letter, in which Noah Lyons and Dex Hale were charged with conducting a poker game in a cigar store on Front street. The writer said he had lost money there, and if called would appear as a witness and bring others. The ordinance provides immunity from prosecution for him if he does. Mayor Purdin said Prosecutor Kelly told him the ordinance was necessary.

The act provides for \$5 to \$100 fine for the players, and \$25 to \$100 fine for the dealer, and is a copy of the state law, but under the city measure gambling is made a misdemeanor, instead of a felony. Every form of gambling, from roulette to turkey raffles, is covered by the ordinance.

The board of supervisors met in regular session Monday. The most important business claiming their attention was the selections of plans for the new court house. There were sixteen plans presented for their consideration, and ten architects were present to urge the merits of their plans. Many of these men have a national reputation, and if Modoc county does not get a suitable building it will not be for want of plans from which to select.—Alturas Plaindealer.

\$5,000 then, better than I can on \$1,000 now. Every young man should insure, and no company beats "The Old Mutual Life of New York."

Geo. W. Carey, Lebanon, Ohio.
A Letter of Thanksgiving
W. B. Netherson, Dear Sir—I am thankful I took insurance with the Mutual Life when I did at age 30 for \$2,500, forty-three years ago. I am now 73 years old, and it does not require the president's proclamation to make me grateful for the large increasing annual dividends your company is now paying me.—D. L. Rathbun.
F. M. PRIEST, Agent



Takes All the Shivers From the Morning Shave

The bathroom is warmed in almost no time and you shave in comfort if your home is equipped with a

PERFECTION
SMOKELESS
OIL HEATER

The heater is so light it may be easily carried to the dining room or living room or wherever needed.

Easy to light and clean. So constructed that it can't smoke. Doesn't smell. Will last a life time. Finished in plain steel or blue enameled drums.

For Best Results
Use Pearl Oil

Ask to see it at
your dealers

Standard Oil Company

MARYSVILLE