

# The Gate City Journal

WINIFRED BROWN THOMAS - - - Owner  
LOUIS P. THOMAS - - - Editor and Publisher

INDEPENDENT IN POLITICS AND RELIGION, OPTIMISTIC  
IN DISPOSITION—WITH NO INTERESTS TO SERVE  
EXCEPT THOSE OF MALHEUR COUNTY

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## NYSSA GATE CITY JOURNAL'S PROGRAM

Co-operative Marketing Association  
for Malheur Farmers  
A Properly Equipped Trailer Camp  
A City Park  
A Comprehensive Street Improvement  
Plan

### Notices of elections.

56-3421. Forty-five days before any election hereinbefore provided for, the commission shall notify the county clerk of the county or the county clerks of the counties, in which an election is to be held and supply such county clerks or county clerks with official notice of such election, which notice shall state the time of such election and shall contain a clear, concise statement of the question to be voted upon, and any recommendation or statement relative to that question that the commission may deem expedient, such recommendation not to exceed 1,000 words. The county clerk of each county in which any part of a proposed district is located shall publish and, or post a notice of such election in the same manner and for the same length of time as hereinbefore provided for publishing and, or, posting notices of hearings on voter's preliminary petitions. Such notice by the county clerk shall contain a designation of the polling places in such election. The county clerk shall, in its discretion, designate the number and location of the polling places in such election; provided, that all such designated polling places shall be located within the boundaries of the proposed district. (L. 1933, c. 272, No. 6.)

### Election of first directors.

56-3422. At all elections where the creation of a district is authorized, five directors shall be elected to manage and transact the business of such district. Candidates for the office of said directors at such election must be qualified voters of the state of Oregon and must have resided in the proposed district continuously for not less than two years next preceding the date of the election, and must continue to reside in such district during his term of office. Such candidates shall be nominated by petition signed by not less than five qualified voters, which said petition shall be filed with the commission not less than 50 days nor more than 60 days before the date of the election, and the commission forthwith shall, upon the expiration of the time for filing candidates' nomination petition, notify the county clerk or clerks of the county or counties in which such proposed district is located of the names of the candidates for directors and said names shall be by the county clerk or clerks placed upon the official ballot for the formation of the district. All qualified voters of the proposed district shall have the right to vote for five candidates at such election. The five candidates receiving the highest vote shall be elected to serve until the first Monday in January after the biennial election following the election to create the district, and until their successors are elected and qualified. (L. 1933, c. 272, No. 7.)

### Separate Ballots.

56-3423. The ballot for any election to determine whether or not a district shall be created under this act, whether a parcel of territory or municipality shall be annexed to an existing district, or whether two or more districts shall be consolidated, shall be a separate ballot, and so prepared by the county clerk or county clerks that the question submitted may be decided by a "yes" or "no" vote. The county clerk shall appoint one judge and two clerks for each polling place designated, and only qualified voters shall be authorized to vote at such election. (L. 1933, c. 272, No. 8.)

### Corporate nature of district.

56-3426. From the date of the proclamation relative to the formation of a district such territory shall be a separate district to be known as the district named and specified in such proclamation, and the inhabitants thereof shall be a corporation by the name and style of the utility district specified in such proclamation, and as such shall have perpetual succession, and by the said names shall exercise and carry out the corporate powers and objects herein conferred and declared. (L. 1931, c. 279, No. 26.)

### Expenses of special elections.

56-3427. All expenses in any county of any special election held under the provisions of this act for the formation of a district and the election of a board of directors shall be paid from the general fund of the county in the same manner that other claims against the county are paid and the county court shall, when preparing the county budget for the following fiscal year include an item therein to reimburse the general fund for such disbursement, the said item to be assessed to and be paid by the assessable property of the territory in which such election shall be held in the same manner that other taxes are assessed and paid. (L. 1933, c. 272, No. 10.)

### Corporate and general powers of district.

56-3429. The peoples' utility districts herein provided for shall have power:

1. To have perpetual succession.
2. To adopt a seal and alter it at pleasure.
3. To sue and be sued, to plead and be impleaded.
4. To acquire and hold real and other property necessary or incident to the business of such districts, within or without, or partly within or partly without, the district, and to sell or dispose of such property; to acquire, develop and, or, otherwise provide for a supply of water for domestic and, or, municipal purposes, waterpower and electric energy; to distribute, sell and, or, otherwise dispose of water, waterpower and electric energy, within or without the territory of such districts.
5. To exercise the power of eminent domain for the purpose of acquiring any property, within or without the district, necessary for the carrying out of the provisions of this act. In any action or proceeding in eminent domain brought by any district under the provisions of this act, such action or proceeding shall be the procedure provided for by the laws of this state for the condemnation of real property, water, water rights and other property for the use of the public by the state or any subdivision thereof; provided, that in any such action or proceeding in eminent domain, such district may, except as to the property of any other public or private utility, take immediate possession of any property, or the use of any property required by such district, by depositing with the court such sum of money as the court, on ten days' notice to the adverse party, may deem reasonably adequate to secure the owner of the property sought to be taken.
6. To borrow money and incur indebtedness subject to the conditions hereinafter provided, to issue, sell and assume evidence of indebtedness, and to refund and retire any indebtedness that may exist against or be assumed by the district or that may exist against the revenues of such district; provided, that no indebtedness shall be incurred by the board of directors exceeding the ordinary annual income and revenue of the district without the approval of the qualified voters, as hereinafter provided for; to pledge any part of its revenues; provided that no indebtedness shall be incurred or assumed, except such as shall be incurred or assumed on account of the development, purchase and, or, operation of a utility as defined in this act.
7. To levy and collect, or cause to be levied and collected, subject to constitutional limitations, taxes for the purpose of carrying on the operations and paying the obligation of the district as hereinafter provided.
8. To make contracts, to employ labor, and to do all things necessary and, or, convenient for the full exercise of the powers herein granted.
9. To enter into contracts with the United States government, with the State of Oregon, or with any other state, municipality or utility district, and, or, with any department of any of these for the carrying out of any of the provisions of this act.
10. To fix, maintain and collect rates and charges for any water, waterpower, electric energy or other commodity or service furnished, developed or sold by the district.
11. To construct works across or along any street or public highway, or over any of the lands which now are or hereafter may be the property of the state, or any subdivision thereof, and to have the same rights and privileges appertaining thereto as have been or may be granted to municipalities within the state, and to construct its works across and, or, along any stream of water or watercourse; provided, that any works across or along any state highway shall be constructed only with the permission of the state highway commission of the state of Oregon, and that any works across or along any county highway shall be constructed only with the permission of the county court of said county, and that any works across or along any city street shall be constructed only with the permission of the city council or other governing body of said city. The district shall restore any such street or highway to its former state as near as may be, and shall not use the same in a manner unnecessarily to impair its usefulness.
12. To elect a board of five directors to manage its affairs.
13. Any existing irrigation, drainage or other municipal district in good standing and duly organized under and by virtue of the laws of the State of Oregon shall be eligible to qualify and do any and all things necessary or incident to the purchase, generation and distribution of el-

# CHURCH NEWS

Ministers or others interested in church publicity are invited to use the columns of the Journal to carry important messages and notices to their congregations. Please try to get your copy in by Tuesday of each week.

## CHURCH OF THE NAZARENE

Sixth Near Main  
Vern Martin, Pastor

Sunday school at 10 a. m.  
Morning worship at 11 a. m.  
Young peoples meeting at 7:15 p. m.  
Evangelistic service at 8 p. m.  
Prayer meeting on Tuesday and Thursday evening.

## FIRST CHURCH OF CHRIST SCIENTIST

215 North 9th Street, Payette, Idaho  
A branch of The Mother Church,  
The First Church of Christ, Scientist,  
in Boston, Massachusetts.

Sunday School—10:00 a. m.  
Reading Room—710 1st Ave.  
North. Open daily from 2 to 4 p. m.  
where the Bible and authorized  
Christian Science Literature may be  
read, borrowed or purchased, and is  
open every day from two to four  
p. m., except Sundays and holidays.

## C.C.C. COMMUNITY CHURCH

Sunday School 10 a. m.  
Church Services 11 a. m.  
Christian Endeavor, 8 p. m.  
Mid-week prayer service, Thurs-  
day, 8 p. m.  
Everyone always welcome.

## FULL GOSPEL TABERNACLE

Mr. and Mrs. Lloyd N. Pounds  
pastors.

Sunday School at 10:00 a. m.  
Morning Worship 11 a. m.  
Evangelistic services on Sunday.

## PARMA LUTHERAN CHURCH

10 a. m.—Divine service.  
11 a. m.—Sunday school and bible  
classes for all.  
1:15—The Lutheran hour over  
KFSD.

2:30 p. m.—Sunday school at the  
Alonzo Huddleston home in Nyssa.  
8 p. m.—The Walther League me-  
ets at the church.

December 31, 9 p. m.—Midnight—  
Watch-night congregation social  
and midnight service.  
If you have no church home, we  
invite you to come and worship with  
us. A blessed new year to all.

## JORDAN VALLEY

While coming home from a shop-  
ping trip out in the railroad, Mr.  
and Mrs. William Corbitt had the  
misfortune of running into a tar  
truck while trying to pass it on the  
road. Mr. Corbitt got out without  
a scratch and Mrs. Corbitt got her  
left ankle broken and lost the tip  
off the little finger on her right  
hand. They were rushed to Dr. W.  
W. Jones by a passing motorist.

The flu epidemic has reached Jo-  
rdan Valley. Among the ones on the  
sick list are Arlene Eiguren, Fran-  
ces Eiguren, Mrs. Carmen Eiguren,  
Mrs. Alice Eiguren, Mr. Justo Elp-  
agari, Mrs. Connie Larrinaga, Pete  
Larrinaga, Piltas Cortabitart, Pete  
and Louis Aracostine, Richard and  
Alden Madariaga, Inez Elordi.

Mr. and Mrs. Henry Fretwell who  
have been employed at the Joe Ar-  
anburu home on the Owyhee river  
have come home and Mr. Fretwell  
has started working at the South  
Mountain mine.

Mrs. Frank Eiguren and son have  
been visiting at the home of Mr.  
and Mrs. James Eiguren the last  
two days.

Mr. and Mrs. Julian Calzadorta  
went to Boise Monday.

Benito Yaurua from Boise was  
visiting friends here a few minutes  
last Wednesday. He was on his way  
to California.

Miss Louisa Yturraqui accompa-  
nyed by Mrs. Tony Acarigui went to  
the railroad Monday.

J. Chertudi has come home to

## CHURCH OF CHRIST

Meets in Legion Hall.  
Minister J. S. Beam, Ontario.  
Sunday Bible School, 10 a. m.  
Sunday preaching and commun-  
ion, 11 a. m.  
Evangelistic meetings, 7:45 p. m.  
The public is cordially invited to  
attend our services.

## ST. PAUL'S EPISCOPAL CHURCH

Rev. Stanley Moore, Pastor  
Sunday school, 9:30 a. m. Sun-  
days.  
Sunday services at 7 p. m.  
Junior Y. P. F. first and fourth  
Mondays.  
Senior Y. P. F. second and fourth  
Mondays.  
Guild second Wednesday.

## L. D. S. CHURCH

Sunday, 10 a. m.—Sunday School  
meeting.  
Sunday, 11:30 a. m.—Priesthood  
meeting.  
Sunday, 7:30 p. m. Sacrament  
meeting.  
Tuesday, 2 p. m. Relief Society.

## METHODIST COMMUNITY CHURCH

Merle W. Burres, Minister.  
Phone 131W  
Church school 10 a. m.  
Morning worship 11 a. m.  
Epworth League 7 p. m.

## KINGMAN COMMUNITY CHURCH

Ernest Tetwiler, Pastor  
Sunday school 10 a. m. Mrs. E. G.  
Osborn, superintendent.  
Morning worship 11 a. m.  
Christian Endeavor 7:45 p. m.  
Evening worship 8:30 p. m.

## ASSEMBLY OF GOD

The Church With a Welcome  
South Second between Reece and  
King

## Pastor, Ivan West

Sunday school, 10 a. m.  
Morning worship, 11 a. m.  
Evangelistic services, 8 p. m.  
Young Peoples service, 8 p. m.  
Prayer meeting, Tuesday, 8 p. m.

## spend the Christmas with his fam-

ily.  
Bill and Teresa Maher went to  
Boise last Thursday.

Mr. and Mrs. Pascual Arritola ac-  
companying by Mr. and Mrs. Paul  
Arritola are visiting in Portland this  
week. Mrs. Paul Arritola is going to  
visit with her sister, Mrs. John Gri-  
ner.

Miss Helen Gusman has come  
home for Christmas with her par-  
ents, Mr. and Mrs. Frank Gusman.  
Miss Gusman is a teacher at Wild-  
er.

Mr. and Mrs. Laurence Chestnut  
and son and Mrs. Stanford have  
gone to Eugene, Oregon to spend  
Christmas.

Miss Hazel Sandberg has gone to  
McKenzie Pass to spend her Chris-  
tmas.

Mr. and Mrs. Sam Scott and chil-  
dren have one to Eugene.

About fifty people went Christ-  
mas carolling Thursday evening. As  
it was impossible to sing at every  
house they sang at the street cor-  
ners and at the homes of the sick.

Mrs. Clara Wegner who has been  
visiting at the home of her son, Mr.  
and Mrs. Martin Wegner left for  
California where she will spend the  
winter.

104 CCC boys left Thursday for  
Chicago. They are expecting a new  
bunch the middle of next month.

Those who have come home to  
spend the holidays with parents are  
Loretta Fretwell from University of  
Oregon; Richard Reminteria from  
business school from Portland, Ore.

electric power under the terms of this act without the necessity of reorganizing and complying with the organization procedure prescribed herein, provided said qualification is approved by the hydroelectric commission herein provided and by a majority of the duly qualified voters of such district, provided further, that drainage districts qualifying under the provisions of this act may elect additional directors to make a board of five directors. (L. 1939, c. 387, No. 2.)

### Board of directors—Subdivision of district.

56-3430. The management of peoples' utility districts shall be vested in boards of five directors. Upon the formation of a district, the board of directors shall by ordinance divide the said district into five subdivisions, and fix the boundaries thereof, and thereafter one director shall be elected from each of the said five subdivisions. Said directors shall be qualified voters, and reside in the subdivision from which they are respectively nominated and elected and shall have resided in the district continuously for two years immediately preceding the date of their election as directors. Such subdivisions shall be as nearly equal in property values as possible. (L. 1931, c. 279, No. 30.)

Gabriel Chirtudi from Moscow and  
Con Driscoll from business school  
at Portland; and James Spinner  
from Oregon State.

The Jordan Valley Mustangs lost  
their first game of this season last  
Friday. They played against Nam-  
pa Sophs. at Nampa. The score was  
Jordan Valley 14, Nampa Sophs 20.  
Mr. and Mrs. Carlton Fretwell  
were visiting in Caldwell last Sat-  
urday.



## Legal Advertisement

### SUMMONS IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR MALHEUR COUNTY

HAROLD H. FLETCHER and  
MARGARET FLETCHER, husband  
and wife, as tenants by the entire-  
ty, plaintiffs, vs. Roy Willoughby  
and Mrs. Roy Willoughby, husband  
and wife; J. M. Hartnett and Jane  
Doe Hartnett, husband and wife,  
and the unknown heirs and devisees  
of said J. M. Hartnett and Jane Doe  
Hartnett if either of them be deceased;  
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 Roy Willoughby and Mrs. Roy  
Willoughby, husband and wife, J. M.  
Hartnett and Jane Doe Hartnett,  
husband and wife; and the unknown  
heirs and devisees of said J. M.  
Hartnett and Jane Doe Hartnett, or  
either of them, if either be deceased;  
also to all other persons, or parties  
unknown claiming any right, title,  
estate, lien or interest in the real  
estate described in the complaint on  
file herein, and hereinafter describ-  
ed:

IN THE NAME OF THE STATE  
OF OREGON, you are hereby requir-  
ed to appear and answer the com-  
plaint filed against you in the above  
entitled Court and Cause on or be-  
fore the expiration of four weeks  
from the date of the first publica-  
tion of this summons, the first pub-  
lication being December 26th 1940,  
and in the event of your failure so  
to answer plaintiff will apply to the  
court for the relief prayed for in the  
complaint on file herein, to wit:

For a decree adjudging plaintiffs  
to be the owners in fee simple of  
Lots Three (3) Four (4) and Five  
(5) of Block Seven (7) of the addi-  
tion to the Town of Nyssa, now  
City of Nyssa, Malheur County, Ore-  
gon, as shown by the Revised Gen-  
eral Map on file in the office of the  
County Clerk of Malheur County,  
Oregon, and quieting title thereto in  
the plaintiffs; that defendants be  
required to set forth the nature of  
their or his claim and that all adverse  
claims of the defendants and each  
of them may be determined by a de-  
cree of this court; that each of the  
defendants be forever enjoined and  
debarred from asserting any claim  
in or to said land and premises ad-  
verse to the plaintiff; that the Re-  
gistrar of titles for Malheur County,  
Oregon, be ordered to issue a dupli-  
cate of title No. 363, and to enter  
thereon as memorials such instru-  
ments of conveyance or copies  
thereof, including the decree in this  
suit, as may be necessary and prop-  
er to show a complete chain of title  
to and in the plaintiffs and that  
a new Certificate of Title be issued  
to and in the names of these plain-  
tiffs certifying that they are the  
owners in fee simple of said lots and  
parcels of land, together with the  
tenements, hereditaments and appur-  
tenances thereunto belonging and  
for such other relief as to the Court  
may seem just and agreeable to  
equity and for their costs.

This summons is served upon you  
by publication by order of the Hon-  
orable M. Duncan, Judge of the a-  
bove entitled court dated December  
23, 1940. The date of the first pub-  
lication is December 26, 1940 and the  
date of the last publication is Jan-  
uary 23, 1941.

A. L. Fletcher,  
Attorney for Plaintiffs.  
Residence and Post Office Address,  
Nyssa, Oregon.  
First pub. 26 Dec., 1940.  
Last pub. 23 Jan. 1941.

## CITATION

In the County Court of the State  
of Oregon for Malheur County in  
the Matter of the Estate of Mary  
Louise Loveland, deceased.

## CITATION ON SALE OF REAL PROPERTY

To: Jess Loveland, Alma Hanson,  
Emma Baird, Charles Loveland, Isa-  
iah Loveland, William Loveland, Cle-  
rence Loveland, Simeon Loveland,  
Eva Farmer, Delpha Armand, Mrs.  
Jack Fitzgerald, Ethel Mae Murray,  
Clarence Murray, Mrs. Lyman Wax  
and to all persons interested in said  
estate:

WHEREAS, application having been  
made in due form in the above nam-  
ed Court, on the 26th day of Novem-  
ber, 1940, by Max S. Taggart, ad-  
ministrator of said estate, for an  
order and license directing him to  
sell the real estate belonging to  
said estate of said decedent, describ-  
ed as follows:

Lot seven (7) of block two (2),  
Emission's addition to the Town,  
(now City), of Nyssa, Malheur coun-  
ty, Oregon, as shown by the Revised  
Plat of the City of Nyssa on file  
in the office of the County Clerk of  
Malheur County at Vale, Oregon.

WHEREAS, said Court has fixed  
on the 30th day of December, 1940  
at 10:00 a. m. in the Court Room  
of the above court at Vale, Oregon  
as the time and place for hearing  
any and all objections to said peti-  
tion, and the granting of said li-  
cense of sale, THEREFORE:

IN THE NAME OF THE STATE  
OF OREGON you and each of you  
are hereby cited, directed and re-  
quired to appear at said time and  
place then and there to show cause,  
if any there be, why an order of sale  
should not be made as in the peti-  
tion prayed for and said petition  
should not be granted and said or-  
der and license should not issue.

WITNESS, the Honorable David  
F. Graham, Judge of said Court with  
seal thereof affixed this 26th day of  
November, 1940.

H. S. Sackett, Clerk.  
By Hilton M. Clark,  
Deputy.  
First pub. Nov. 28, 1940.  
Last pub. Dec. 26, 1940.

## MIS

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