

Legal Notices

(First pub. July 20, 1950)

Julius D. Cronin, Attorney

NOTICE TO CREDITORS AND HEIRS

Nebraska Court of Holt County, Nebraska, Estate of Frances Searles, Deceased.

The State of Nebraska, To All Concerned: Notice is hereby given that Frank Searles has filed his petition, alleging that Frances Searles died May 12, 1948, intestate, a resident of Holt County, Nebraska, seized and possessed of some right, title and interest in and to the Southeast Quarter of Section 20; the North Half, the Southeast Quarter and the North Half of the Southwest Quarter of Section 29, all in Township 29, North, Range 13, West of the 6th P. M., in Holt County, Nebraska.

The petitioner owns an undivided interest in the above described real estate, having derived title thereto by inheritance.

The prayer of said petition is for a determination of the time of death, the heirs, their degree of kinship, and the right of descent of the real property of the deceased; that she died intestate, and that there is no inheritance tax, state or federal, due from her said estate or the heirs thereof.

Said petition will be for hearing in this Court on the 10th day of August, 1950, at ten o'clock A. M.

LOUIS W. REIMER COUNTY JUDGE (COUNTY COURT SEAL) 11-13

(First pub. July 13, 1950)

NOTICE OF SUIT

TO: John A. Harmon; Lillian Hammond; W. J. Hammond; Loretta Duffy; John Duffy, first real name unknown; Josephine Soukup; John Soukup, first real name unknown; Grace Carlon; the heirs, devisees, legatees, personal representatives, and all other persons interested in the estate of Mabel H. Carlon, deceased, real names unknown, and all persons having or claiming any interest in Lots Eleven, Twelve, and Thirteen, in Block J in McCafferty's Second Addition to O'Neill, Holt County, Nebraska, real names unknown, defendants.

You and each of you are hereby notified that on the 10th day of July, 1950, Harvey Sawyer as plaintiff, filed his petition in the District Court of Holt County, Nebraska, against you and others as defendants, the object and prayer of which is to quiet and confirm the title in him, the said Harvey Sawyer, to the real estate hereinabove specifically described, as against you and each of you and to secure a Decree of Court that you have no interest in, right or title to, or lien upon said real estate, or any part thereof; and for general equitable relief.

You are required to answer said petition on or before the 21st day of August, 1950.

Dated this 10th day of July, 1950.

HARVEY SAWYER, Plaintiff, By Julius D. Cronin, His Attorney.

(First pub. July 20, 1950) John R. Gallagher, Attorney

NOTICE OF PROBATE OF WILL

Estate No. 3633

In the County Court of Holt County, Nebraska, July 14, 1950.

In the matter of the estate of Harmon Damero, Deceased.

Notice is hereby given that a petition has been filed in said Court for the probate of a written instrument purporting to be the last will and testament of Harmon Damero, Deceased, and for the appointment of Anna Damero, as Executrix thereof; that August 10th, 1950, at 10 o'clock A. M., has been set for hearing said petition and proving said instrument in said Court when all persons concerned may appear and contest the probate thereof.

LOUIS W. REIMER County Judge (COUNTY COURT SEAL) 11-13

Visitors Here—Robert Ott and wife, of North Platte, were in O'Neill over the July 15-16 weekend visiting their parents, Mr. and Mrs. L. A. Ott, and other relatives. They also attended the jubilee celebration in O'Neill.

O'NEILL TRANSFER

John Turner, Prop.

Daily Trips Omaha to O'Neill, O'Neill to Omaha, Irregular Trips O'Neill to All Nebraska Points

Telephones: O'NEILL—241-J OMAHA—Jackson 3727

Your Patronage Appreciated

(First pub. July 15, 1950)

John R. Gallagher, Attorney

NOTICE TO CREDITORS

Estate No. 3677

In the County Court of Holt County, Nebraska, July 7th, 1950. In the matter of the Estate of Claude A. Hamilton, Deceased.

CREDITORS of said estate are hereby notified that the time limited for presenting claims against said estate is November 3rd, 1950, and for the payment of debts, July 6th, 1951, and that on August 3rd, 1950, and on November 3rd, 1950, at 10 o'clock A. M., each day, I will be at the County Court Room in said County to receive, examine, hear, allow, or adjust all claims and objections duly filed.

LOUIS W. REIMER, County Judge. (COUNTY COURT SEAL) 10-12

Hay Days Honor For Farm Family

ATKINSON Farley - Tushla post of the American Legion, sponsors of the annual Hay Days, will again sponsor the Holt County farm family program as a part of the 1950 Hay Days.

Prior to this year, the Hay Days committee asked each

LEGAL NOTICE OF MEASURE TO BE VOTED UPON NOVEMBER 7, 1950 (BALLOT TITLE) REFERENDUM ORDERED BY PETITION OF THE PEOPLE

302 [] YES Shall the provision of Legislative Bill No. 401, Sixty-first Session of the Legislature of the State of Nebraska, the purpose of which is to increase the registration fees of motor vehicles burning fuel subject to motor vehicle fuel tax laws and to change the allocation and distribution thereof, be rejected?

303 [] NO

TEXT OF LAW "Be it enacted by the people of the State of Nebraska, Section 1. That section 39-605, Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 101, Sixty-first Session, Nebraska State Legislature, 1949, be amended to read as follows: 39-605. The various county treasurers shall act as agents for the Department of Roads and Irrigation in the collection of all motor vehicle registration fees. While acting as such agents, the county treasurers shall retain from the funds collected for motor vehicle registration ten cents for each motor vehicle registration. Said ten cents shall be accounted for as other fees passing through their hands. After ten cents for original motor vehicle registration is deducted, the county treasurer shall transmit to the State Treasurer five per cent of all such funds collected by them. Said five per cent shall be credited to the state General Fund.

Sec. 2. That section 60-320, Revised Statutes of Nebraska, 1943, be amended to read as follows: 60-320. Each manufacturer of or licensed dealer in motor vehicles, doing business in this state, may, in lieu of the registering of each motor vehicle which he owns of a type otherwise required to be registered, or any employee of such manufacturer or dealer, operate or move the same upon the streets and highways of this state solely for the purposes of transporting, testing, demonstrating, or use in the ordinary course and conduct of his business as a manufacturer or dealer, including the personal or private use of such dealer or his employee, or sell the same without registering each such vehicle upon the condition that any such vehicle display thereon, in the manner prescribed in section 60-323, dealer number plates as provided herein. Motor vehicles owned by such dealer, and bearing such dealer number plates, may be driven upon the streets and highways for demonstration purposes by any prospective buyer thereof for a period of forty-eight hours. Upon delivery of such motor vehicle to such prospective buyer for demonstration purposes, the dealer shall deliver to the prospective buyer a card or certificate giving the name and address of the dealer, the name and address of the prospective buyer, and the date and hour of such delivery. Such card or certificate shall be in such form as shall be prescribed by the Department of Roads and Irrigation, and shall be carried by such prospective buyer while driving such motor vehicle. Any manufacturer or licensed dealer may, upon payment of a fee of eight dollars, make application to the county treasurer of the county in which his place of business is located for a certificate and two dealer number plates. Additional pairs of dealer number plates may be procured for a fee of eight dollars per pair; provided, such additional pairs of dealer number plates shall, in addition to all other numbers and letters required by section 60-311, bear such mark or number as will distinguish such pair of plates, one from another. Subject to all provisions of law relating to motor vehicles, any person, firm, or corporation holding a dealer's license issued pursuant to the laws of this state and who is regularly engaged within this state in the business of buying and selling motor vehicles and who regularly maintains within this state an established place of business, desiring to effect delivery of any motor vehicle bought or sold by him, from the point where purchased or sold to points within this state or outside this state, may solely for the purpose of such delivery by himself, agent, or bona fide purchaser, drive such motor vehicle on the highways of this state without charge or registration of such vehicle; provided, there shall be prominently displayed on the front and rear of each vehicle a white cardboard placard or sign on which shall be plainly printed in black letters not less than three inches high the words 'In Transit' and the registration number and state of residence of the person, firm, or corporation owning such vehicle, the form of such card to be as prescribed by the State Engineer for the Department of Roads and Irrigation. Upon demand of proper authorities, there shall be presented by the person in charge of such vehicle, for examination, a duly executed bill of sale therefor or other satisfactory evidence of the right of possession by such person of such vehicle. It shall be the duty of all law enforcement officers to arrest and prosecute all violators and see that they are properly prosecuted according to the provisions of the law.

Sec. 3. That section 60-306, Revised Statutes of Nebraska, 1943, be amended to read as follows: 60-306. After the payments provided for in section 39-605, forty per cent of the balance of all the motor vehicle registration fees paid shall be transmitted by the county treasurers of the various counties to the State Treasurer and shall, by said State Treasurer, be credited to the state highway fund, out of which funds shall be allowed claims for the maintenance of the state highway system; provided, that in any county in which the population of the cities and incorporated villages therein, as appears from the federal census from time to time, is more than ten thousand and less than one hundred fifty thousand persons, thirty per cent, in any county in which the population of the cities and incorporated villages therein, as appears from the federal census from time to time, is more than ten thousand and less than one hundred fifty thousand persons, thirty per cent, and in all other counties twenty per cent, of the motor vehicle registration fees paid by residents of the cities and incorporated villages in their county shall be credited by the county treasurer to the road fund of the cities and incorporated villages within such county in the proportion that the motor vehicle registration of each bears to the total motor vehicle registration of all such cities and incorporated villages, and the sum of money so allocated shall be used by such cities and incorporated villages: for constructing street improvements, and for the cleaning, maintenance, and repair of streets or boulevards; and the remainder of such fees so collected shall be credited by the county treasurer to the county road fund.

Sec. 4. That section 60-311, Revised Statutes of Nebraska, 1943, be amended to read as follows: 60-311. (1) The Department of Roads and Irrigation shall furnish to every person, whose motor vehicle shall be registered, two number plates upon which shall be displayed the registration number assigned to such motor vehicle, in figures not less than three inches in height. The letters and figures for motor vehicles and trailer plates may be in any half size of those required herein for motor vehicles; provided, on number plates issued to a manufacturer or dealer there shall be displayed, in addition to the registration number, the letter 'D'; provided further, on number plates issued for trucks and trailers there shall be displayed, in addition to the registration number and class of truck or trailer, the carrying capacity, in tons or fractions thereof, of the vehicle for which registration fees have been paid; provided further, the carrying capacity shall be indicated by letters as follows: 'A'; 1 ton, 'B'; 1 1/2 ton, 'C'; 2 ton, 'E'; 2 1/2 ton, 'G'; 3 ton, 'H'; 3 1/2 ton, 'J'; 4 1/2 ton, 'K'; 5 ton, 'M'; 6 ton, 'N'; 7 ton, 'P'; 8 ton, 'Q'; 9 ton, 'S'; 10 ton, 'T'; 11 ton, 'U'; 12 ton, 'V'; 13 ton, 'W'; 14 ton, 'X'; and provided further, that the carrying capacities in excess of fourteen tons shall be indicated by a number corresponding to the tons for which registration has been paid. Any truck or combination of trucks not included in the two succeeding classifications, shall be deemed commercial trucks and the license registration plates for such trucks shall carry, in addition to the registration number, the letter 'C'. The term 'commercial truck' and 'commercial trailer' shall not include the two following classifications. (a) Trucks operated wholly and exclusively within an incorporated city, village, or within five miles of the corporate limits there

project club in the county to name a family for the honor. This year the committee has decided to give everyone in the county a chance to name the Holt county honor family. Nominations are sought.

The family must reside in Holt county and consist of a father, mother and at least one child. The family must be actively engaged in farming or ranching. In naming the family, officials request that the following information be given regarding the family: address, location of farm, members of the family, farm accomplishments, farmstead accomplishments, 4-H accomplishments, and just why the person making the nomination feels that this family should receive this honor. Details should be set forth in narrative form. Entries are to be mailed to Charles E. Chace, Holt county farm family chairman, Atkinson Hay Days, Atkinson, and must be postmarked not later than August 5.

Last year's winner was the George Hitchcock family, of Stuart, and this year's winner will again be showered with gifts. The family will be presented to the Hay Days crowd at the evening performance on August 17.

Do not go through life with tooth. Everyone will like you better with dentures. — Dr. Fisher, Dentist. 21f

Chamber of Commerce with 106 Members Looks Back on a Busy 12 Months

The Chamber of Commerce has begun a new year. But the 12 months ending June 30 was a busy and highly successful year for O'Neill's leading civic group.

Here's a partial list of C of C accomplishments during the period July 1, 1949 to June 30, 1950:

- Sponsored farmer - rancher stag. Purchased Christmas lights for decoration. Sponsored Boy Scouts. Sponsored sectional meeting of Nebraska Stockgrowers' association. Sponsored Holt county athletic banquet. Sponsored Holt county stocker-feeder show and sale. Sponsored Holt county 4 - H achievement day. Sponsored women's recognition program for rural women. Sponsored Christmas treats program. Purchased one-half interest in short wave radio set for civil air patrol. Sponsored Boy Scout representative to Boy Scout jamboree. Furnished trophies for Holt

county Hereford and Angus shows. Paid membership in Niobrara River Basin Development association. Aided in securing city mail delivery. Furnished "welcome" float for 75th anniversary celebration. Furnished pop for Holt county 4-H fun feed. Sponsored Christmas window unveiling. Furnished prizes for store and home Christmas decorations. Furnished trophies for Elk-horn valley and Holt county basketball tournaments. Paid membership to Sandhills Cattle association. Arranged with city council for grading back of stores and lights to enlarge parking area. Retail trade committee appointed to arrange for special trade events. Representatives attended annual meeting of Niobrara River Basin development association. Representatives of Chamber attended highway 281 meeting in Red Cloud. Representatives of Chamber met with governor relative to highway 20 development.

Representatives of Chamber went on highway 20 booster-trip. Road committee met with Spencer and Butte road committees and agreed on what portion of highway 281 north of O'Neill should be improved.

Melvin Ruzicka, junior partner in Coyne hardware firm, served as president. He is succeeded by L. M. Diehlman, manager of Tri-State Produce company.

Annual membership drive soon will begin, according to James W. Rooney, veteran secretary of the organization. There were 106 individual and firm memberships last year, Rooney said, and officials hope for a greater number this year.

Attendance at Chamber meetings sharply increased under Ruzicka's leadership, when meetings were switched from evening sessions to noon luncheons. Placards soon will be in hands

of all members. Holiday closing dates and names of all committees will be included on the card for easy reference. Total C of C receipts during the past 12 months amounted to \$4,715.68. Disbursements totaled \$4,623.62.

The Chamber's budget and extent of its activities has been steadily increasing since the close of World War II.

Mr. and Mrs. Harry Caywood, of Montezuma, Wash., came Saturday, July 15, for a visit at the Roy Lowery home.

Frontier for printing!

VOTE FOR JOHN Knickrehm Republican Candidate For RAILWAY COMMISSIONER

Fire Thefts Rents Wind & Tornado, Truck & Tractor, Personal Property Liability GENERAL INSURANCE REAL ESTATE, LOANS, FARM SERVICE, RENTALS Automobile O'Neill Hall Bonds Plate Glass R. H. SHRINER Livestock Phone 106 Farm Property

LEGAL NOTICE OF MEASURE TO BE VOTED UPON NOVEMBER 7, 1950 (BALLOT TITLE) REFERENDUM ORDERED BY PETITION OF THE PEOPLE

300 [] YES Shall the provisions of Legislative Bill No. 399, Sixty-first Session of the Legislature of the State of Nebraska, the purpose of which is to increase the gasoline tax and the excise tax on motor vehicle fuels and change the allocation and distribution thereof, be rejected?

301 [] NO

TEXT OF LAW "Be it enacted by the people of the State of Nebraska, Section 1. That section 66-410, Revised Statutes of Nebraska, 1943, be amended to read as follows: 66-410. At the time of filing the sworn statement as required by section 66-409, such dealer shall, in addition to the other taxes provided for by the law, pay a tax of five cents per gallon upon all motor vehicle fuels, as shown by such statement, until the effective date of this act, and after the effective date of this act, pay a tax of six cents per gallon upon all motor vehicle fuels as shown by such statement, remitting said tax to the Department of Agriculture and Inspection, which shall receipt the dealer therefor, and pay to the State Treasurer, daily, all of the money, drafts, checks, post-office money orders, express money orders, or other mediums of exchange, thus received. Sec. 2. That section 66-424.01, Revised Statutes Supplement, 1947, be amended to read as follows: 66-424.01. The Gasoline Tax Fund shall be distributed by the State Treasurer as follows: (1) The State Treasurer shall first make all refunds as provided in sections 66-413 and 66-414, and credit to the Division of Motor Fuels of the Department of Agriculture and Inspection such amount of the Gasoline Tax Fund as shall be necessary, in addition to such other funds as may be available for that purpose, to pay the cost of administering and enforcing the motor vehicle fuel tax laws of this state; provided, that in no event shall the amount so credited exceed five-tenths of one per cent of the total Gasoline Tax Fund collected; (2) The State Treasurer shall then pay all warrants drawn by the Auditor of Public Accounts for all refunds and for such amount as shall be necessary to provide the identifying chemicals, as provided in section 66-447; (3) One-sixth of the remainder of the Gasoline Tax Fund shall then be transferred to the various county treasurers of the state in the same manner as provided in section 66-422 and shall be used as provided in sections 39-222 and 39-1001 to 39-1009; (4) After distribution and payment of the amounts above set forth, thirty per cent of the balance of the Gasoline Tax Fund shall be transferred to the various county treasurers of the state in the same manner and for the same uses as provided in sections 66-422 and 66-423; and (5) The other seventy per cent of the balance remaining in said fund shall be transferred to the Department of Roads and Irrigation in the same manner and for the same uses and purposes as provided in section 66-424. Sec. 3. That section 66-428, Revised Statutes of Nebraska, 1943, be amended to read as follows: 66-428. There is hereby levied and imposed an excise tax of six cents per gallon upon the use of all motor vehicle fuels, as defined by section 66-401, used in this state, except such motor vehicle fuels upon which a tax of six cents per gallon is imposed and due the State of Nebraska under the provisions of section 66-410. Use of motor vehicle fuels subject to taxation under this section shall be allowed the same exemptions, deductions and rights of reimbursement as are authorized and permitted by sections 66-413 and 66-414. Sec. 4. That section 66-452, Revised Statutes Supplement, 1947, be amended to read as follows: 66-452. Every recipient of a permit, as described in section 66-443, shall be regarded as purchaser and claimant. If he has paid, for any one purchase, the excise tax to a distributor upon forty or more gallons of gasoline or motor vehicle fuel, which gasoline or motor vehicle fuel was or is to be used solely and exclusively by such person for propelling or operating a stationary gas engine, tractor, combine, or machinery used solely for agricultural purposes in the state, he shall be entitled to a refund equal to (1) four-fifths of the amount so paid, if he paid five cents per gallon under the provisions of section 66-410, or (2) five-sixths of the amount so paid, if he paid six cents per gallon under the provisions of said section, upon compliance with the provisions of sections 66-445 to 66-446, and not otherwise; provided, no refund shall be made to anyone other than the actual purchaser of such refund tax gasoline or motor vehicle fuel. Sec. 5. That original sections 66-410 and 66-428, Revised Statutes of Nebraska, 1943, and original sections 66-424.01 and 66-452, Revised Statutes Supplement, 1947, be repealed. Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

Holt County Voters...

I am using this method to ask of you a favor, not being able to contact you personally. My name will appear on the ballot in the Primary August 8th as a Republican candidate for renomination for County Assessor to be elected in November. I am asking your support if you feel that my conduct of the difficult job of county assessor during my term of service meets your approval. The laws governing county assessors are mandatory. It has been my purpose to be guided by these laws and at the same time endeavor to equalize the burden of taxation so that all citizens are treated alike and share according to their property holdings. In this way can your taxes be held at a minimum. It has been my constant endeavor to conduct the office on this principle. It is by experience that efficiency in the work of assessing the property in Holt County is maintained. I believe I have served as assessor a sufficient period to know when all are making fair and reasonable returns on their property schedules. WHICH IS ALL THAT SHOULD BE REQUIRED. If you feel it is to your, your neighbors' and the county's interests to help me along the way to continue the administration of the assessor's office by your support at the August 8th primary, I shall appreciate it and deem it a personal favor.

L. G. Gillespie

County Assessor