

THE KENNA RECORD.

R. F. Ballard

VOL. 11.

KENNA, CHAVES COUNTY, NEW MEXICO, FRIDAY, FEBRUARY 23, 1917. NO. 2.

NOTICE OF CONTEST

Contest No. 503

Department of the Interior, U. S. Land Office at Roswell, N. M., Jan. 27, 1917.

To Edward P. Watts of Jamison, New Mexico, Contestee:

You are hereby notified that Erv M. McGee, who gives Jenkins, N. M., as his post-office address, did on December 25, 1916, file in this office a duly corroborated application for contest and secure the cancellation of your HD. Entry, Serial No. 6212, made August 29, 1911, for West half, Section 21, Township 2 S., Range 31 E., N. M. P. Meridian, and as grounds for his contest he alleges that said entryman never made settlement upon said homestead entry nor established his residence thereon, and that said tract is not settled up, cultivated and improved by said party as required by law. That the alleged failure to reside upon, cultivate and improve said homestead entry was not due to service in the Army, Navy or Marine Corps of the United States or in the National Guard of the several States now in the service of the United States.

You are, therefore, further notified that the said allegations will be taken as confessed, and your said entry will be cancelled without further right to be heard, 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 responding to these allegations of contest, together with due proof that you have served a copy of your answer on the said contestee either in person or by registered mail.

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

Emmett Patton, Register.

Date of first publication	Feb. 9, 1917.
" " second "	Feb. 16, 1917.
" " third "	Feb. 23, 1917.
" " fourth "	March 2, 1917.

Notice of Publication

THE STATE OF NEW MEXICO,
TO MRS. Z. M. SHERMAN, DEFENDANT,
CREATING:

You will take notice that a suit has been filed against you in the District Court of the Fifth Judicial District of the State of New Mexico for Chaves County, wherein Frank Good, Plaintiff, and J. M. Sherman and you, the said Mrs. Z. M. Sherman, are defendants, said case being numbered 1891 upon the Civil Docket of said Court.

The nature of plaintiff's demand and the amount thereof, are as follows: The plaintiff says the defendant, J. M. Sherman, upon a promissory note executed and delivered by the said defendant, J. M. Sherman, to the plaintiff, and says judgment thereon for the sum of one thousand dollars, with interest, costs and attorney's fees; and that said note is a promissory note for the sum of one hundred dollars, with interest, costs and attorney's fees, which said note she executed and delivered to the Kenna Bank and Trust Company, the plaintiff having signed said note as surety for the said Mrs. Z. M. Sherman; that she failed to pay said note to said bank and the plaintiff was compelled to pay said note for her, she thereby becoming indebted to him in the amount aforesaid.

You are further notified that your property, to wit: all your interest, right and title in and to the northwest quarter of Section twenty-five and the northeast quarter of Section twenty-six, all in Township five south of Range twenty-nine east of the New Mexico Principal Meridian, New Mexico, has been attached, and that unless you appear and plead or answer in said cause on or before the 20th day of March, 1917, judgment will be rendered against you and your property will be sold to satisfy the same.

You are further notified that W. A. Stansell, whose post office address is Kenna, New Mexico, and G. L. Reese, whose post office address is Porales, New Mexico, are attorneys for the plaintiff.

Witness my hand and the seal of said court this 2nd day of February, 1917.

(Signed) R. F. BALLARD,
District Clerk.

By WYLY PARSONS,
Deputy.

Notice for Publication

Department of the Interior, U. S. Land Office at Roswell, N. M., Jan. 25, 1917.

Notice is hereby given that Lonnie J. Pate of Eaglehill, N. M., who on April 1, 1912, made HD. E. Serial No. 03592, for 2 1/2 Sec. 11, Township 1 S., Range 24 E., N. M. P. Meridian, has filed notice of intention to make final three year proof to establish claim to the land above described before C. E. Goebel, U. S. Commissioner, in his office, at Eaglehill, N. M., on Feb. 7, 1917.

Claimant names as witnesses:
Albert G. Atkinson, Sr., Dave Atkinson, Hube Hardin, Abe Bonarden, all of Eaglehill, N. M.

Emmett Patton, Register.

Feb. 2, Mch. 7.

FOR SALE—Five work and brood mares. See Powhilton Carter, Elida, or J. D. Daniels near Kenna.

NOTICE FOR PUBLICATION

Department of the Interior, U. S. Land Office at Roswell, N. M., Jan. 19, 1917.

Notice is hereby given that Thomas J. O'Leary of Boas, N. M., who on Feb. 16, 1916, made HD. E. Serial No. 05832, for 6 1/2 ac. SW 1/4 SW 1/4 Sec. 14, and SW 1/4 Sec. 15, Township 7 S., Range 20 E., N. M. P. Meridian, has filed notice of intention to make final three year proof, to establish claim to the land above described, before Dan C. Savage, U. S. Commissioner, in his office at Kenna, N. M., on Feb. 27, 1917.

Claimant names as witnesses:
Charley E. Netz, Fryer, L. Baker, 237 First, John D. Keffer, all of Boas, N. M.

Emmett Patton, Register.

Jan. 26-Feb. 27.

Notice for Publication

Department of the Interior, U. S. Land Office at Roswell, N. M., Jan. 17, 1917.

Notice is hereby given that Norman B. Cullin of New Hope, N. M., who on Feb. 20, 1915, made HD. E. Serial No. 09901, for 2 1/2 Sec. 20, Twp. 18 S., R. 31 E., N. M. P. Meridian, has filed notice of intention to establish claim to the land above described, before Dan C. Savage, U. S. Commissioner, in his office, at Kenna, N. M., on March 3, 1917.

Claimant names as witnesses:
Alfred W. Mensick, Edgar J. Schwa, Louis G. Gross, these of New Hope, N. M.; Robert C. Baker of Judson, N. M.

Emmett Patton, Register.

Jan. 26-Feb. 27

Notice for Publication

Department of the Interior, U. S. Land Office at Roswell, New Mexico, Jan. 22, 1917.

Notice is hereby given that John M. McBeath of Richland, N. M., who on Dec. 17, 1914, made HD. E. Serial No. 00413, for NE 1/4 Section 20, Township 6 S., Range 26 E., N. M. P. Meridian, has filed notice of intention to make final three year proof to establish claim to the land above described, before C. A. Coffey, U. S. Commissioner, in his office at Elida, N. M., on Feb. 29, 1917.

Claimant names as witnesses:
John W. Jones, Alvin R. Hooper, Allen W. Schwartz, Lou H. Paw, all of Richland, N. M.

Emmett Patton, Register.

Jan. 26-Feb. 27.

Notice for Publication

Department of the Interior, U. S. Land Office, at Roswell, N. M., Feb. 6, 1917.

Notice is hereby given that James R. Lamb, of Richland, N. M., who on Feb. 9, 1914, made HD. E. Serial No. 02754, for 2 1/2 Sec. 27, Township 6 S., Range 26 E., N. M. P. Meridian, has filed notice of intention to make final three year proof to establish claim to the land above described, before C. E. Goebel, U. S. Commissioner, in his office at Eaglehill, N. M., on March 26, 1917.

Claimant names as witnesses:
Walter Calvin Locke, John W. Jones, Clayburn Bishop, Jr., Clayburn Bishop, all of Richland, N. M.

Emmett Patton, Register.

Feb. 16-Mch. 16.

Notice for Publication

Department of the Interior, U. S. Land Office, at Roswell, N. M., Feb. 6, 1917.

Notice is hereby given that Clayburn Bishop, Jr., of Richland, N. M., who on Jan. 29, 1914, made HD. E. Serial No. 02624, for N 1/2 Sec. 24, Sec. 21 Twp. 6 S., Range 26 E., N. M. P. Meridian, has filed notice of intention to make final three year proof to establish claim to the land above described, before C. E. Goebel, U. S. Commissioner, in his office at Eaglehill, N. M., on March 26, 1917.

Claimant names as witnesses:
Walter Calvin Locke, John W. Jones, per S. Landfair, Clayburn Bishop, all of Richland, N. M.

Emmett Patton, Register.

Feb. 16-Mch. 16.

NOTICE FOR PUBLICATION

Department of the Interior, U. S. Land Office, Fort Sumner, New Mexico, January 26, 1917.

Notice is hereby given that the State of New Mexico, by virtue of the Acts of Congress approved June 21, 1896, and June 20, 1910, and Acts supplementary and amendatory thereto, has filed in this office selection lists for the following described lands:

To wit:

List 7721, serial No. 018608.
S 1-2SW 1-4 Sec. 5 S., T. 5., R. 30 E. N. M. P. M., containing 40 acres.

Protests or contests against any or all of such selections may be filed in this office during the period of publication, or at any time thereafter before final approval and certification.

A. J. EVANS,
Register.

Feb. 16-Mch. 16.

Circular No. 523.

Stock-Raising Homestead—Act of December 29, 1916 (Public No. 290)—Instructions.

(Continued from last week.)

PROOFS ON ABOVE ENTRIES.

7. The entries hereinbefore explained may be perfected by proofs submitted within five years after their dates, on a showing of compliance with the provisions of the three-year law (act of June 6, 1912—37 Stat., 123), except that expenditures for improvements must be shown in lieu of the expenditures required by that act. The entryman must show that he has actually used the land for raising stock and forage crops for not less than three years, and that he has made permanent improvements upon the land, having an aggregate value of not less than \$1.25 per acre, and tending to increase the value of the land for stock-raising purposes; and at least one-half of the improvements must be placed upon the tract within three years after the date of the entry.

As to residence, this must be continued for three years, subject to the privilege of a five months' absence in each year, divisible into two periods, if desired; but credit on the residence period on account of military service during time of war will be allowed as on other homestead entries. It must appear at the time of proof that there is then a habitable house on the land; but it will not be counted in estimating the value of the permanent improvements required to be placed on the tracts, as above stated. If the entry comprises two noncontiguous tracts, the residence may be on either.

ADDITIONAL ENTRIES FOR CONTIGUOUS TRACTS BEFORE PROOF.

8. Under section 4 of the act, any person having a homestead entry for land which shall have been designated under this act, upon which he has not submitted final proof, may make entry of contiguous designated lands, which, with the area of his original entry, shall not exceed 640 acres. On submission of proof on such additional entry, he must show residence on either tract to the extent ordinarily required, but will be credited for residence on the original tract before or after the date of the additional entry; he must also show improvements on the additional tract to the value of \$1.25 for each acre thereof. Proof on the additional entry may be submitted within five years after its allowance, when the requisite residence can be shown, but not before submission of proof on the original entry. Proof on the original entry must be submitted under the provisions of the law pursuant to which it was made and within its life, as limited thereby; but subject to that condition, one proof may be submitted on the two entries jointly.

ADDITIONAL ENTRIES FOR CONTIGUOUS TRACTS AFTER PROOF.

9. Under section 5 of the act any person who has submitted final proof on an entry under the homestead laws for land designated under this act, who owns and resides upon said land, may enter land so designated contiguous thereto, which, with the area of his original entry, shall not exceed 640 acres; and in order to acquire title thereto it is necessary only that he show the expenditure on the additional entry of \$1.25 per acre for improvements of the kind above described. At least half of such expenditures must be made within three years after allowance of the entry. Proof may be submitted at any time within five years after the entry is allowed.

ENTRIES IN LIEU OF RELINQUISHED LANDS

10. (a) Under section 6 of the act, a person, otherwise qualified to make homestead entry, who has a perfected or an unperfected homestead entry for less than 640 acres of land which shall have been designated under this act, on which he resides and which he has not sold, and who is unable to make a full additional entry under the provisions of section 3 thereof, for the reason that there is not sufficient available land within the twenty-mile limit to afford him the area to which he is otherwise entitled (as above indicated), may make an entry for the full area of 640 acres within the same land district, provided he shall relinquish the original entry, if not perfected, or reconvey the land to the United States, if final certificate has issued therefor.

(b) If proof has not been submitted on the original entry he must, with his relinquishment, furnish his affidavit, corroborated, so far as possible, by two witnesses, showing that at the time of filing application under this act he resides upon the land covered by said entry, that he has not sold, transferred, or conveyed the land or any interest therein, or made a contract or agreement so to do, and that there is not, within twenty miles of the land embraced in his original entry, a tract of land of the character described in this act, of area sufficient to make up, with such original entry, the area he is entitled to enter.

(Continued on page 2)

Notice for Publication

Department of the Interior, U. S. Land Office at Roswell, N. M., Jan. 25, 1917.

Notice is hereby given that Gus McClean of Eaglehill, N. M., who on June 21, 1915, made HD. E. Serial No. 02193, for 2 1/2 Sec. 11, Township 2 S., Range 21 E., N. M. P. Meridian has filed notice of intention to make final three year proof, to establish claim to the land above described before C. E. Goebel, U. S. Commissioner in his office, at Eaglehill, N. M., on March 7, 1917.

Claimant names as witnesses:
Albert G. Atkinson, Sr., Dave Atkinson, Hube Hardin, Lonnie J. Pate, all of Eaglehill, New Mexico.

Emmett Patton, Register.

Feb. 2-Mch. 7.

NOTICE FOR PUBLICATION

Department of the Interior, U. S. Land Office at Roswell, N. M., Feb. 16, 1917.

Notice is hereby given that Thomas A. Knight, of Richland, N. M., who on Feb. 4, 1915, made HD. E. Serial No. 03071, for 2 1/2 Sec. 20, Twp. 18 S., R. 31 E., N. M. P. Meridian, has filed notice of intention to make final three-year proof, to establish claim to the land above described, before C. A. Coffey, U. S. Commissioner, in his office, at Elida, N. M., on March 27, 1917.

Claimant names as witnesses:
James H. Henderson, Joseph C. Fritch, James A. V. Williams, all of Richland, N. M.

Emmett Patton, Register.

Feb. 27-Mch. 23.

NOTICE OF CONTEST

Department of the Interior, U. S. Land Office, at Roswell, New Mexico, Feb. 26, 1917.

To William F. Rainey, of Boas, New Mexico, Contestee (record address), Contestor:

You are hereby notified that Dan C. Savage, who gives Kenna, N. M., as his post-office address, did on January 11, 1917, file in this office his duly corroborated application to contest and secure the cancellation of your homestead entry, Serial No. 02193, made Jan. 31, 1916, for SW 1/4 Sec. 20, 22 1/2 Sec. 20, Township 6 S., Range 26 E., N. M. P. Meridian, and as grounds for his contest he alleges that you have wholly abandoned said tract of land for more than six years last past; that your absence from the land is not due to absence in military service rendered in connection with operations in Mexico, or along the borders thereof; or in mobilization camps elsewhere, in the military or naval operations of the United States or the National Guard of any of the several States.

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 cancelled thereunder without your further right to be heard thereon, 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 contestee 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 post office 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 post office to which you desire future notices to be sent to you.

Emmett Patton, Register.

Date of first publication	Feb. 23, 1917
" " second "	Mch. 2, 1917
" " third "	Mch. 9, 1917
" " fourth "	Mch. 16, 1917

NOTICE FOR PUBLICATION

Department of the Interior, U. S. Land Office at Roswell, N. M., Feb. 6, 1917.

Notice is hereby given that William H. Carroll of Richland, N. M., who on Aug. 12, 1913, made HD. E. Serial No. 02769, for 2 1/2 Section E, Twp. 6 S., Range 26 E., N. M. P. Meridian, has filed notice of intention to make final three year proof, to establish claim to the land above described, before C. E. Goebel, U. S. Commissioner, in his Office at Eaglehill, N. M., on March 19, 1917.

Claimant names as witnesses:
Isaac E. Carroll, Arthur M. Carroll, Benjamin P. Hindey, Benjamin F. Alford, all of New Hope, N. M.

Emmett Patton, Register.

Feb. 16-Mch. 16.

I have my new Spring and Summer Style Books. Come in and let me take your measure.
R. I. Ruberson.