

A Supreme Court Decision

L. O. LARSON OF COURTENAY,
GETS DECISION. SUIT BROT
TO RECOVER UPON BOND

A case, which was started here in justice court in November, 1906, by L. O. Larson, against P. M. Foley, then of Kensal, for an indebtedness of some \$400, has been brought to a close by a decision just recently handed down by the supreme court, in which Mr. Larson recovers in the sum of some \$3200.

Mr. Larson, in order to collect his account against Mr. Foley, who was then leaving the state, was given the right to some stock, which was at that time in Kensal. The stock consisting of 10 horses, 3 calves, 3 cows and 35 head of hogs, were given to the Cavens to care for until such a time as the action in which it was taken could be tried and judgment rendered. On January 1, 1907, the constable applied to the Cavens for the stock, in order that he might sell it in satisfaction of a lien given in favor of Mr. Larson.

The Cavens, however, refused to turn over the stock, claiming a feed bill of \$522.50. The amount was tendered William Caven, which was refused. It was then deposited in a bank in Courtenay in his name, which was again refused, and action was at once started for possession of the property in the district court.

The sheriff went to Kensal and seized the property and took possession of the same. On the same day the Cavens procured an execution of an undertaking in the sum of \$2000 for the redelivery of the property to them, which was done. A short time afterwards the Cavens sold the property under an agister's lien to the highest bidder, which brought \$1085.25, William Caven keeping \$1028.50 and turning the balance over to Foley, the original owner.

The replevin action in which Mr. Larson was plaintiff, came on for trial in January, 1908, and the jury found for Mr. Larson in

the sum of \$1000, the value of the stock, and \$200 for detention and money spent in recovery thereof, and \$362.45 for costs, a total of \$1562.45.

When the execution was issued the sheriff found no property liable to execution, and on April 2nd, 1909, action was brought against Albert Hanson and Julius Frederickson, who had in the meantime, went as sureties for Caven. In June, 1909, another trial was had and resulted in a verdict of \$1773.70 for Larson against the sureties. In December of the same year, the sureties took an appeal, and it was brought before the supreme court and in April, 1911, heard before that court, which was reversed and a new trial ordered. After an amendment of plaintiff's pleadings the case was again tried in the district court, in January, 1912. Through some technical objections set up by way of defense, the judge gave judgment in favor of the defendants. An appeal was taken and the supreme court has just handed down its decision in favor of Mr. Larson. Thus ends another case that if settled at the beginning would have amounted to only a few hundred dollars.

CARDS OF THANKS

We desire to take this means of expressing our gratitude to the many friends and neighbors, who so kindly assisted us during the sickness and death of our father. We want all to know that we greatly appreciated their kindness and we will always feel grateful towards them for their able assistance, and at no time will we ever forget their many deeds of kindness.

John Siebert, Jr.,

Anton Siebert,

Mary Siebert.

An Offer That

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it should not be li
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