

HOWARD IS GUILTY

Baker County Horse Thief Will Serve Five Years.

NOTORIOUS CASE IS ENDED

Supreme Court Decides What Constitutes a Former Adjudication in an Action to Recover Possession of Real Property.

Where defense tries to impeach a witness by introducing an affidavit made by himself, it is proper to admit testimony showing the circumstances under which the affidavit was made.

SALEM, June 29.—(Special.)—Two appellate cases were decided by the Supreme Court today. One of them was the case of the State vs. Mannie Howard, the Baker County horse thief.

State vs. Howard. State of Oregon, respondent, vs. Mannie Howard, appellant, from Baker County, Robert P. King, Judge, affirmed; opinion by Justice Beane.

This is the second appeal in this case. The first appeal having resulted in a reversal and a new trial. In this case the court says that the questions arising on the construction of the statute relating to the sufficiency of the evidence to justify a conviction, are practically the same as in the Meldrum case.

Hoover vs. King. Newton Hoover, appellant, vs. W. J. King, Alice L. Bartlett and George W. Bartlett, respondents, from Harney County, M. D. Clifford, Judge, reversed; opinion by Justice Beane.

This was an action to recover possession of the east half of the southwest quarter of section 8, township 36 north of range 33 east. A similar suit was brought by the same plaintiff in 1889 and against the same defendants.

RECOVERS HER CHILD. Woman Formerly From Portland Says Boy Was Kidnaped. OLYMPIA, Wash., June 29.—(Special.)—Mrs. Jennie Dunham, who claims Portland as her home, through the aid of the Olympia police today recovered possession of her 3-year-old son, who, she says, was kidnaped four months ago by her former husband.

NOT DESERT LAND. Large Tract in Big Bend Country Withdrawn From Entry. NORTH YAKIMA, Wash., June 29.—(Special.)—The Register and Receiver of the North Yakima Land Office have been notified by the Interior Department immediately to withdraw from the desert land entry a large body of land on the Columbia River east and northeast of Yakima County.

LAW IS INEFFECTIVE. Public Officials Cannot Be Made Subject to Garnishment. SALEM, Or., June 29.—(Special.)—The last Legislature passed an act which was intended to make state and other public officials subject to garnishment for money in their hands and due to private individuals.

Falls Over a Precipice. BILLINGS, Mont., June 29.—William Battans died this morning from injuries sustained from falling over a precipice the night before. Battans was carrying Charles Burton, Jr., who had been wounded by a gunshot, to Billings from a smeltermen's log strong, tendered him a precipice while hunting for the road, which he had lost in the dark.

Elma Pastorale Filled. ELMA, June 29.—(Special.)—The pastorate of the Disciples Church, made vacant here by the resignation of Rev. Trumble, has been filled by Rev. State from Ohio. He preached his first sermon last Sunday. He was educated in the school of his denomination at Lexington, Ky.

Smeltermen Banquet Him. BUTTE, Mont., June 29.—Superintendent John T. Morrow today resigned from the Boston & Montana Company. The smeltermen, 100 strong, tendered him a banquet. Mr. Morrow goes to Arizona to assume charge of the Queen Copper Company's properties.

Sworn in as Midshipmen. ANNAPOLIS, Md., June 29.—The following candidates for the Naval Academy passed their physical examination today and were sworn in as midshipmen: R. A. Craig, of California; E. R. Leonard, of Idaho.



THE BRONCHO BUSTER—HURRY UP, LODGE, HE'S GETTING FRACTIOUS.

—Harry Murphy in Denver Times.

SECOND SEARCH BEGUN

GROUND BETWEEN HEPPNER AND LEXINGTON WILL BE COVERED.

Three Crews of Picked Men Put to Work—Body of Mrs. Clarence Andrews Recovered.

HEPPNER, Or., June 29.—(Special.)—Another body was today added to the number found. This was the body of a woman dragged from the mud and slime of a deep puddle of water in front of the residence of William Dotson, two miles below town.

Yesterdays executive committee went over the ground between Heppner and Lexington to note the progress of the search.



Miss Agnes Craft, Queen of Albany Merchants' Carnival.

—Photo by Crawford.

work of search and decide upon future plans. The result was that all men were called in and paid off, then three crews of ten picked men each were selected and sent back to go over the searched territory a second time.

All cases of need have been relieved temporarily, and Mrs. Britton, who has had charge of emergency work, leaves for her home at The Dalles tomorrow.

- James Greeno, Canyon City, Nev., \$ 8.75
Baker City (additional), 105.00
Masonville, Idaho, 26.75
Starbuck, Wash., 128.57
White Swan Concert Band, Baker City, 67.00
Seattle Times, 59.99
Seattle citizens (additional), 120.00
Dratch, 26.75
Spokane (additional), 62.50
Dayville, 189.25
Cottonwood, 58.00
Independence, 151.50
Aberdeen, 104.50
Cash from sale of perishable produce, 45.25
Mr. Hastings, Pendleton, 19.00
Contributions continue to arrive. These which came today are as follows:

- John Day (additional), 57.45
Rural Spirit, Portland, 7.50
Perkins & Co., Chicago, 25.00
Smith Wallace Shoe Company, Chicago, 50.00
J. A. Folger & Co., San Francisco, 2.15
Miscellaneous, 2.15
Total, \$2,345.72

More Funds for Heppner. LA GRANDE, Or., June 29.—More money is coming in for the relief fund. The Order of the Eastern Star at a recent meeting appropriated \$20 and C. O. Noel, of the Grange Hall people, east of this city, gave a basket school Thursday that netted \$25 for the fund.

Aberdeen's Subscriptions. ABERDEEN, Wash., June 29.—(Special.)—The total subscriptions to date in Aberdeen for the Heppner relief fund amount to \$60. Over \$100 have been raised by a benefit entertainment given by the Glympus Theater Company.

By Forest Grove Macabees. FOREST GROVE, Or., June 29.—At a meeting of Banner Tent No. 41, Knights of the Macabees, of Greenview, Saturday night, \$90 was voted for the Heppner sufferers.

CANNOT BE TAXED. Lands Held Under Certificate of Sale From the State. SALEM, Or., June 29.—(Special.)—That lands held by private individuals under certificate of sale from the state cannot be taxed, is the opinion of Attorney-General Crawford.

This is in accordance with what has always been the practice in this state. The purchase of land under the certificate of sale, and the purchase of land under the installment plan, the purchasers taking deeds when they have completed their payments.

For a number of years there has been more or less demand for legislation which will provide a means of taxing lands or certificates of sale so that each purchaser will pay taxes according to the interest he holds. The subject has been discussed a great many times but the Legislatures have not seen fit to pass a law of that kind.

Flood Flouts Down 15,000,000 Feet of Logs. HOQUIAM, Wash., June 29.—(Special.)—The recent heavy rains have caused the Humptulips River to rise.

Gillnetters Make Good Catches. ASTORIA, Or., June 29.—(Special.)—Fairly good catches are now being made by the gillnetters in the lower harbor, but the fish have not yet gone above Tongue Point. The up-river setlers are all getting their gear ready to begin operations as soon as the freshet in the river subsides, which should be during the coming week.

PEACE NOT TO BE HAD

No Matter Who Is State Republican Chairman.

SAME OLD BATTLE OVER AGAIN

Marion County Politicians See No Present End to Factional Differences in Republican Party.

SALEM, Or., June 29.—(Special.)—Salem Republicans are taking only a passive interest in the question whether the Republican State Central Committee shall have a new leader, for it is generally recognized that the solution of the problem is of political significance chiefly in Multnomah County.

The same old battles will be fought over again, a prominent Republican, who is identified with that wing of the party which bears the name of Simon. "There is no use crying 'peace,' when there is no peace."

Some of the Republican workers, who are supposed to be closest to ex-Senator Simon have been heard to express the hope that Matthews will be left at the head of the managing committee for both the state and Multnomah County, and the reason they give for this is that the chances of victory for themselves would be strengthened thereby.

Harmony is the last thing that anyone expects. That the crowd now on top wants peace is generally remarked, but the Simon people say that their leader never quits fighting when he is whipped. Though there has been talk of a new alignment and a wiping out of the old factional differences, there is no mention of any leader of the anti-Mitchell people except Simon and no one expects a new leader to appear.

SALEM, Or., June 29.—(Special.)—That lands held by private individuals under certificate of sale from the state cannot be taxed, is the opinion of Attorney-General Crawford.

No appetite, loss of strength, nervousness, headache, constipation, bad breath, general debility, sour risings, and catarrh of the stomach are all due to indigestion. Kodol cures indigestion. This new discovery represents the natural juices of digestion as they exist in a healthy stomach.

Kodol advertisement featuring a star logo and the text 'Kodol DIGESTS WHAT YOU EAT Gives Health to the Sick and Strength to the Weak.' It lists bottles for \$1.00 and \$5.00, and is sold by S. G. Skidmore & Co., 151 Third St., Portland.

WHAT SHE ESCAPED

Delay Would Probably Have Been Fatal in Miss Goodwin's Case.

"My mother died of consumption five years ago," said Miss Johannah Goodwin, of Northbridge, Mass.

"My complexion had turned pale and yellow, and I was ghastly looking. I sometimes I could not dress myself without sitting down to rest a few times, and often when I walked a short distance, or even stooped over, pains shot through my back. I was short of breath and often dizzy, my food did not digest properly, and my heart was very irregular.

The disease from which Miss Goodwin suffered was anemia or "bloodlessness," and is caused by an actual deficiency of the blood and a watery and depraved state of that fluid. It is characterized by a pallid complexion, pale lips, dull eyes, tongue and gums bloodless, shortness of breath on slight exertion—especially upon going upstairs, palpitation of the heart, feeling of impending death, weakness, loss of appetite and ambition.

The one remedy that has proved itself a specific for anemia is Dr. Williams' Pink Pills for Pale People. These pills have a double action, on the blood and on the nerves. This is the secret of Dr. Williams' discovery, and is the cause of the wonderful cures effected by them in stubborn cases of locomotor ataxia, partial paralysis, St. Vitus' dance, sciatica, neuritis, rheumatism, nervous headache, after-effects of the grip, palpitation of the heart, pale and sallow complexions, and all forms of weakness either in male or female.

AS WE ALONE TREAT "WEAKNESS" We have conclusively demonstrated the fact that derangement of the muscular functions is a curable ailment.

Ask Your Doctor He will tell you— That barley-malt is a half-digested food, as good as food can be. That hops are an excellent tonic. That the little alcohol in beer—only 3 1/2 per cent—is an aid to digestion.

But Purity is Essential But he will tell you that beer must be protected from germs, and brewed in absolute cleanliness. He'll say, too, that age is important, for age brings perfect fermentation. Without it, beer ferments on the stomach, causing biliousness.

Sour Stomach No appetite, loss of strength, nervousness, headache, constipation, bad breath, general debility, sour risings, and catarrh of the stomach are all due to indigestion.

NOTE CHANGE OF HOURS No charge for painless extraction when teeth are ordered. All work done by graduate dentists of 12 to 20 years' experience; a specialist in each department.

New York Dental Parlors advertisement listing services like Gold Filling, Silver Filling, and Full Set for \$5.00. Located at 420 A. M. to 6 P. M., Sundays, 8:30 A. M. to 1 P. M.

FOR ME ONLY

ACCURATE, SPEEDY CURES

There is no physician living who can claim to be proficient in the treatment of all human ailments. The highest possible degree of proficiency in all the departments of medicine science would require half a dozen lifetimes of study and as many more of practical experience.



DR. W. NORTON DAVIS.

general practice, and must then go on to practice in a few of these conditions and diseases more difficult to understand, and more difficult to cure.

AS WE ALONE TREAT "WEAKNESS"

CONTRACTED DISORDERS To but partially cure a contracted disorder is almost as dangerous as to allow it to go untreated. Unless every particle of infection, every inflammation is removed, the possibility exists that the disease will recur.

PILES Quick Cures Certain Cures We cure the worst cases of piles permanently without the use of ointments, without pain, cutting or detaching from business, in from two to three treatments.

WE ARE ALWAYS WILLING TO WAIT FOR OUR FEE UNTIL A CURE IS EFFECTED. WE SEND OUR INTERESTING AND INSTRUCTIVE BOOK DESCRIBING THE MALD ANATOMY FREE SECURELY SEALED IN A PLAIN WRAPPER. CONSULTATION FREE AT OFFICE OR BY LETTER.

OFFICE HOURS: 9 A. M. to 12 M., 1:30 to 5 and 7 to 8 P. M. Sundays and Holidays 10 A. M. to 12 M.

DOCTOR W. Norton Davis & Co. 145 1/2 Sixth St., Cor. Alder Portland, Or.

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