HIS WORD NO EXCUSE

Ignorance of Age No Defense to Liquor-Sellers.

SUPREME COURT DECISIONS

Dealers Cannot Stand Behind Statement of Boy That He Is of Age—Statutes Bind Party to Know Facts—Other Cases.

Ignorance of the age of a person purchasing liquor is no defense to a prosecution for selling liquor to a minor, even though the latter declared that he was of age.

Where, in pursuance of an agreement, a vendor appoints one of the vendees as his agent to settle a dispute as to the quality of the goods sold, he is bound by the settlement if it is made in good faith.

Where a gift is made in apprehension of impending death, the gift is valid and will be upheld if the circumstances indicate a present intention of transferring title.

Where a warehouseman issues a warehouse receipt, as security for a loan, the holder has no claim upon grain held by a receiver for the benefit of depositors, if the evidence fails to show that at the time the receipt was issued the warehouseman owned wheat then stored in the warehouse.

SALEM, Oct. 27.—(Special.)—The Supreme Court today handed down decisions in six appealed cases, in five of which the lower court was affirmed. The most important case from a public standpoint was that of State vs. Gully, in which it is held that a saloonkeeper who sells liquor to a minor cannot escape conviction under a defense that he believes the purchaser to be of age.

State of Oregon, respondent, vs. James Gully, appellant, from Linn County, George H. Burnett, Judge; affirmed. Opinion by Chief Justice Moore.

Defendant was charged with selling liquor to a minor and having pleaded not guilty was tried and found guilty. At the trial the court instructed the jury, over the objection of defendant, that defendant's ignorance of the fact of the person being a minor is no defense. The verdict of the jury contained the findings that (1) the defendant sold whisky, an intoxicating liquor, to Hreinhold Zimmerman, receiving therefor $3 75; (2) that Zimmerman was then only 19 years of age; (3) that before selling the whisky Gully asked Zimmerman his age and the latter replied that he was 21 years old; (4) that Gully honestly believed that Zimmerman was of age.

The conviction was had under section 1913 of Hill's Annotated Laws, which provides that if any person shall sell any intoxicating liquor to any minor in this state such person shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished, etc.

The Supreme Court cites authorities showing that there is an irreconcilable conflict on the question whether a mistake of fact regarding a person's age constitutes a defense, but that this court is committed to the doctrine that "the vendor's belief, however honestly entertained, that a purchaser of intoxicating liquor is of lawful age, constitutes no defense. . . . As statutes of this character bind the party to know the facts and to keep them at his peril, neither the motives nor the intent of the defendant can relieve him."

It is also held that the act of 1891, making it a crime for a minor over 16 years of age to deceive in order to secure liquor does not relieve a vendor of the consequences of a mistake he may make respecting the age of the purchaser.

Balfour, Guthrie & Co., appellants, vs. North Pacific Lumber Company, respondents, from Multnomah County, J. B. Cleland, Judge; reversed and remanded. Opinion by Justice Bean.

This is the second time this case has been appealed to the Supreme Court by plaintiff, and the second time it has been reversed. The action was brought for reclamation on lumber purchased by Balfour, Guthrie & Co., a Portland firm, from the North Pacific Lumber Company, for shipment to Chile, on the joint account of plaintiffs and Williamson, Balfour & Co., of Valparaiso. The contracts of sale contained a stipulation that "in event of any dispute arising at port of discharge in regard to quality, sellers to appoint a representative on the spot to attend to and settle the same." The cargoes were held at Portland until paid for, and when they reached their destination the buyers refused to accept a portion of it, on the ground that it did not conform in quality to the contract. Plaintiffs informed Mr. Williams, manager of the North Pacific Company, of the dispute regarding quality, whereupon the latter advised plaintiffs by letter "we will be satisfied with any settlement you may make for us in adjusting the matter at point of destination." Balfour, Guthrie & Co. then cabled their Chilean firm to settle the dispute, and it allowed the purchasers a deduction on account of poor quality amounting on one shipment to $325 75, and on the other to $3067 15. The North Pacific Lumber Company refused to abide by the settlement or to reimburse plaintiffs for the alleged loss, and this action was brought to recover the amount allowed in the settlement. The trial resulted in judgment for defendant and plaintiff appealed.

At the trial the court instructed the jury that unless the lumber failed in some material particular to fulfill the terms of the contract, in respect to quality, the plaintiffs could not recover. The Supreme Court holds that this instruction was error, for if the settlement made by plaintiffs acting as defendants' agents, was made in good faith, it was binding upon defendant, even though it might afterward appear that the quality of the lumber was according to contract.

The court also holds that there was some evidence of fraud in the settlement, and that the court properly submitted the case to the jury. Because of the erroneous instruction the case is reversed.

William Deneff, administrator of Edward Graupner estate, appellant, vs. Edward Helms, administrator of the H. V. Helms estate, respondent, from Jackson County, H. K. Hanna, Judge; affirmed. Opinion by Justice Wolverton.

The rule of law laid down in this case is that "if a donor, being in ill health and apprehensive of death, and in view of such condition and apprehension, delivers property to a third person absolutely, thereby relinquishing all right to the possession and dominion over it, for the use of the donee under such circumstances as to indicate a present intention of transferring title to the latter, the gift is valid and will be upheld."

Nancy Carter, appellant, vs. Miles S. Wakeman, respondent, from Jackson County, H. K. Hanna, Judge; affirmed. Opinion by Justice Wolverton.

This was an action at law to recover damages resulting from the alleged obstruction of an easement claimed by plaintiff. The plaintiff failed in the lower court because of insufficiency of the complaint, and this decision is sustained under the following rule of law:

"To constitute an appropriation, there must be an appropriator with the intent to appropriate to some beneficent use. This must be followed by a diversion and application to the use within a reasonable time." The complaint contained no sufficient allegation of these essentials to show an easement.

State of Oregon, respondent, vs. William Sally, appellant, from Baker County, Robert Eakin, Judge; affirmed. Opinion by Justice Bean.

The defendant was found guilty of stealing a steer belonging to E. H. Powers, in October, 1901. The appeal to the Supreme Court was based upon various allegations of error in the court below. In deciding the case the court lays down no new rules of law, but finds that no errors occurred prejudicial to the defendant.

H. M. Millom, et al., respondents, vs. Caroline Clow, administratrix of the estate of Robert Clow, et al., respondents, and H. M. Grant, appellant, from Lane County, J. W. Hamilton, Judge; affirmed. Opinion by Chief Justice Moore.

This was a suit by 38 depositors of wheat in Robert Clow's warehouse at Junction City, against Caroline Clow and 15 others, to secure pro rata distribution of a fund arising from the sale of wheat found in Clow's warehouse after his death. Grant put in a claim for $2000, which he had loaned to Clow in September, 1899, for which Clow executed promissory notes secured by two warehouse receipts for 2500 bushels of wheat each. The lower court decided that Grant had no right to share in the wheat, and the Supreme Court affirms the decision holding that there is no evidence tending to show that at the time the receipts were delivered to Grant, Clow owned any wheat stored in the warehouse.

FAVORS FOREST RESERVE

FORESTER SUDWORTH'S RECOMMENDATIONS.

Makes Extended Personal Investigations and Is Convinced Temporary Should Be Made Permanent.

BAKER CITY, Or., Oct. 27.—George B. Sudworth, assistant forester of the Bureau of Forestry of the United States Department of Agriculture, accompanied by A. J. Johnson, forestry expert for Oregon, arrived in this city today, after a six weeks' tour of inspection of the Blue Mountain forest reserve, contemplated in the recent temporary executive order withdrawing the greater portion of the timber lands of Eastern Oregon from entry or sale. Mr. Sudworth says that the object of the Government in establishing the proposed reserve is to protect the settlers, and especially the mining industry, in the years to come. His examination of the country covered by the proposed reserve has convinced him of the wisdom of making the temporary order permanent, and he will so report. He stated that the regulations of the Government would prevent the shipping of lumber manufactured from reserve timber out of the state, but that there would be no restrictions put upon the cutting of timber for home consumption. From the survey made by Mr. Sudworth he is decidedly of the opinion that the limited supply of timber in Eastern Oregon demands that the Government shall protect the future development of the country by conserving the timber and holding it for the benefit of local industries, such as farming, railroad-building, mining, home manufactories, etc. In the opinion of Mr. Sudworth, unless some restriction is put upon the destruction of timber in this part of Oregon within a few years mining and agricultural pursuits will be greatly crippled for want of timber.

(It is to be observed that Forester Sudworth is connected with the Department of Agriculture, while the public lands and forest reserves fall under the jurisdiction of the Department of the Interior.)

SCRAMBLING FOR NICKELS AT DALLAS

CHILDREN AFTER MONEY DISTRIBUTED BY "UNCLE BILLY" BROWN.

DALLAS, Or., Oct. 27.—(Special.)—The photograph herewith reproduced represents the nickel scramble which took place on the Courthouse square in this city last Saturday. In the picture is shown the scramble at its height. In the foreground are the smallest girls, next the largest girls, then the smaller boys, and in the farthest side of the block are the oldest boys. Many ludicrous incidents occurred. One small boy, after picking up 20 nickels, made the startling discovery that he had lost them as fast as he found them, as the pocket he had put them in had a large hole in it. Local dealers in candy and chewing gum were kept busy after the fun was over.

CIRCUIT COURT AT ALBANY.

True Bill Found Against J. H. Cooper, of Brownsville.

ALBANY, Or., Oct. 27.—(Special.)—Department 1, G. H. Burnett, Judge, of the Circuit Court, convened in Albany this forenoon, with a docket of only 22 cases. Of these, eight were settled, judgment was rendered by default in four, and three have been continued.

In the case of the state against W. O. Tycer and Thomas Vennum, charged with robbing the Bank of Brownsville, a motion for a continuance to the next term on the grounds that the defendant, Tycer, is low with consumption was granted.

A true bill was found against J. H. Cooper, charged with assault with intent to kill George W. McCamey in a hopyard at Brownsville September 15. A motion for a continuance on the ground that the prosecuting witness injured by the assault is not yet well enough to be present, and will be heard and probably granted tomorrow morning. A true bill was found against Frank J. Robinson, charged with the theft of a harness from the barn of H. C. McTimmonds, near Lebanon, and the defendant will plead tomorrow morning.

CLERK SECURES DECISION.

Granted Suit for Salary Against Oregon Shoe Company.

SALEM, Oct. 27.—The suit of Paul Vandersol against the Oregon Shoe Company, for $20 40 as clerk, was tried before a jury in Justice Horgan's court, today, and decided in favor of the plaintiff. The case has attracted wide interest locally and the courtroom was crowded during the trial. When the verdict was read the audience disregarded court decorum and showed its approval with shouts of delight. The shoe company's defense was that Vandersol had sold a pair of shoes on credit against instructions, and that he had lost time in being late in the morning.

STRUCK BY RANDOM SHOT.

Bullet Passes Through Arm of C. B. Crasno on Streets of Toledo.

NEWPORT, Or., Oct. 27.—(Special.)—Hon. C. B. Crasno, Collector of Customs for the Newport District, was struck in the right arm, Saturday afternoon, by a random 25-calibre rifle bullet. Mr. Crasno was walking up the principal business street of Toledo at the time and when in front of Waugh's meat market, the bullet struck him in the arm, passing through the flesh and grazing the bone just above the elbow. The shot was fired by some careless hunter from the tidelands below town.

La Grande Lodges Consolidate.

LA GRANDE, Or., Oct. 27.—(Special.)—The union of the Pioneers of the Pacific with the Washington Lodge was completed here last week. An attempt had been made to maintain separate lodges, but on the representations of R. A. Copple, the representative of the Washington Lodge, the Pioneers voted to disband and most of them will go into the Order of Washington. This will give the Washingtons a membership of about 125, making it nearly the largest local lodge.

To Name Civic Improvement Ticket.

M'MINNVILLE, Or., Oct. 27.—(Special.)—Tonight the Civic Improvement Order will meet to nominate a city ticket. The Law and Order League, which named a ticket Friday evening, constitutes the opposition. Jacob Wortman will probably be nominated for Mayor, and Neal for Marshal.

Many forms of nervous debility in men yield to the use of Carter's Little Liver Pills. Valuable for nervous weakness, night sweats. Try them.

GRANGE DISCUSSES ROADS.

Session at St. Helens Passes a Number of Resolutions.

ST. HELENS, Or., Oct. 27.—(Special.)—"Good Roads" was the principal subject of discussion at the quarterly meeting of the district Pomona Grange for Clatsop and Columbia Counties, which adjourned at 1 o'clock Sunday morning, after holding day and night sessions at Houlton.

The following resolutions were reported by the good roads committee and adopted:

"1. That we favor a State Highway Commission.

"2. That all main roads be laid out by the state.

"3. That any one claiming damages by reason of a road being located through his premises should present said claim to the County Court, and if it is shown that said road is a benefit to the claimant, such benefit shall be taken into consideration and charged to the claimant.

"4. That the grade on state roads shall not exceed 10 per cent.

"5. That our Representatives in Congress should use their influence to increase the appropriation of money for public roads, and counties should increase the road tax levy and appropriations for that purpose.

"6. We recommend the use of convict labor to build public roads."

About 75 Patrons of Husbandry were present from the various Granges, and the fifth degree was conferred on 33 new members. Reports from the different Granges indicated a healthy and enthusiastic growth. State Organizer J. S. Casto was present.

The following officers were elected, who will be installed in January:

Master, W. A. Young, of Clatskanie; overseer, R. N. Lovelace, of Hudson; steward, T. J. Evermore, of Hudson; assistant steward, Frank J. Peterson, of Mist; chaplain, G. L. Tarbell, of Yankton; secretary, G. R. Higgins, of Clatskanie; treasurer, Al Ford, of Clatskanie; gatekeeper, S. G. Schoonover, of Vernonia; Ceres, Theresa Lindblone, of Beaver Valley; Pomona, Mrs. Anna Copeland, of Houlton; Flora, Miss Mabel Boisvert, of Clatskanie; lady assistant steward, Mrs. Nettie Peterson, of Mist.

R. P. Burns, W. A. Young and Frank J. Peterson were elected delegates to attend the farmers' congress to be held in Portland in January.

CAPTAIN PARKER ARRESTED.

Charged With Assault and Intent to Kill His Wife.

ASTORIA, Or., Oct. 27.—(Special.)—Captain E. P. Parker was arrested today on an information charging him with an assault with intent to kill his wife, Nellie Parker. He was released on $1000 bonds to appear for a preliminary hearing on Wednesday morning. It is reported that Mrs. Parker is seriously injured and not likely to be able to be out for some time. The complaint upon which the information was based was sworn to by Thomas E. Parker, the eldest son of Captain and Mrs. Parker.

Price of Salmon Reduced.

The price of fish was reduced today, and now silversides and tules are bringing but 1½ cents a pound, against 2½ and 3 cents a pound last week. The fish buyers formed a combination and refused to pay the former price, declaring that it was too high, after which the price dropped to 1½ cents. The run of silversides has shown considerable increase during the past few days. On Shoalwater Bay 2 cents a pound is paid for tules and silversides, and 3 cents each for dogfish.

The fair held by the ladies of the St. Mary's Catholic Church last week for the building fund of the new church netted $1250.

The collection of taxes on the 1901 delinquent roll was recommenced by the Sheriff this morning, and will be continued until shortly after December 1, when the property will be resold.

UPHOLDS LOWER COURT.

Military Men Are Amenable to Action by the Civil Courts.

SAN FRANCISCO, Oct. 27.—A decision of unusual interest was rendered by the United States Circuit Court of Appeals today, when it decided that the military men of the United States Army are amenable in the civil courts of the country for offenses other than those committed solely in violation of Army rules. The decision was delivered in the case of Lieutenant John M. Neall, a Presidio officer, convicted of forgery in 1898 before a jury and sentenced to serve two years in prison.

Neall's attorney appealed, claiming that as Neall and all the parties concerned in his alleged offense were of the United States Army, Neall's trial should have been before a court-martial, under the articles of war. After an exhaustive argument dealing with the constitutional utterances on the subject the Court of Appeals denies the petition for a reversal of the decision and upholds completely the judgment of the lower court.

Capital City Brevities.

SALEM, Or., Oct. 27.—(Special.)—Max G. Cohen was today admitted to the bar upon credentials from the Supreme Court of New York, and upon motion of Alex Bernstein and D. Solis Cohen.

Joseph Calhoun, aged 43, and a resident of Salem, was committed to the asylum today.

The Salem laundry workers have formed a union, with the following officers: President, N. L. Moffitt; vice-president, Mrs. Ella Baker; financial secretary, J. H. Dunlap; recording secretary, Miss Ella Donaldson; treasurer, L. C. Hackett; sergeant-at-arms, L. Vlesko; delegates to Salem Central Labor Union, N. L. Moffitt, John McKles and Mrs. Mauzie.

Archie Heryford, aged 41, died in this city last night of paralysis. The home of the deceased was in Lakeview, where the remains will be shipped for burial.

Sheriff Colbath today paid into the County Treasury $1983 70, the last payment on 1901 tax collections. The delinquent roll will be less than $5000.

University of Oregon Notes.

UNIVERSITY OF OREGON, Eugene, Oct. 27.—The associated students have chosen debaters, who shall try out in a public contest to select the three who shall represent the college in its first intercollegiate contest. The ones chosen are the following: Affirmative leader, David Graham; colleagues, Bally and Mitchell. Negative leader, V. W. Tomlinson; colleagues, McArthur and Bryant.

The junior class has elected Miss Pearl Luckey, of Pendleton, to represent the class in the local oratorical contest to be held soon. The freshman class has chosen as its representative, C. W. Watson, of Ashland.

The Philologian Literary Society has elected the following officers: President, Chester Fisher; vice-president, H. S. Lamb; secretary, George Murphy; treasurer, J. W. McArthur; censor, John Handsacker; sergeant-at-arms, H. B. Densmore; librarian, Charles V. Ross.

Changes in Oregon Postal Affairs.

OREGONIAN NEWS BUREAU, Washington, Oct. 27.—Ames S. Johnson has been appointed Postmaster at Port Orford, Or., vice Henry Rutcher, resigned.

Three rural free delivery routes will be established December 1 at Junction City, Or., with three carriers. The route embraces an area of 100 square miles, containing a population of 1710.

The postoffice at Franklin is to be discontinued.

Pioneer of 1847.

VANCOUVER, Wash., Oct. 27.—(Special.)—Reese Anderson, aged 80 years, died very suddenly at about 8 o'clock Saturday morning at his home near Vancouver of heart disease. He leaves a wife and 11 children—six sons and five daughters. Mr. Anderson was a pioneer of 1849, and his wife arrived here in 1847. They have resided here continuously since, and have acquired considerable property.

McBride Speaks at Walla Walla.

WALLA WALLA, Wash., Oct. 27.—(Special.)—Governor Henry McBride and State Senator Warburton, of Pierce County, addressed a mixed audience of Republicans and Democrats of Walla Walla this afternoon. In the evening United States Senator Turner, of Spokane, spoke. The Governor's speech was along the lines of an appointive Railway Commission.

Boy Dies From Effect of Fall.

ABERDEEN, Wash., Oct. 27.—Richard Mason, the 15-year-old son of a prominent contractor, fell, on Saturday, in a new school building, a distance of 18 feet, and died early this morning.

Aberdeen Union After 8-Hour Day.

ABERDEEN, Oct. 27.—The Federated Unions are taking steps toward the establishment of an eight-hour day.

SENSATION IS SPRUNG

WALLA WALLA CITY WATER SAID TO COME FROM DITCHES.

Mayor Hunt Makes Declaration In Council Meeting—Town Has Expended $20,000.

WALLA WALLA, Oct. 27.—A sensation was sprung today by Mayor Gilbert Hunt, who declared before a special session of the City Council that the supposed source of water at Thomas Springs, now being developed for municipal purposes, came from irrigation ditches and not from an underground flow. About $20,000 in cash has been spent by the city in development work at the springs, east of the town. Ten thousand dollars went for the purchase of the springs and site from Joseph Thomas, an attorney. Engineer George Worley, in charge of the development, has expended $12,000. Worley professes ignorance of the flow of water from the ditches.

Mayor Hunt, who assumed office last June, after the water site had been purchased, said he was made aware of the present condition of affairs upon personal investigation. It is understood Thomas showed the Mayor where the pipes had been laid connecting the springs with the ditch water. "A dead chicken might pollute the whole water system of the City of Walla Walla," declared Hunt. The development of Thomas Springs was supposed to give a flow of 4,000,000 gallons per day.

Thomas made the statement that he will prosecute for trespass anyone who attempts to investigate the affair, as the pipe and irrigation ditches are said to be on his property. It is alleged he is angry because the sensation was "sprung" at this time.

Mayor Hunt attempted to lay blame on no one. The Council will make personal investigation next Wednesday.

ANOTHER BALLOT IRREGULARITY.

Vacancy Is Filled Without Stating Authority for So Doing.

OLYMPIA, Wash., Oct. 27.—(Special.)—Another irregularity on the Republican ticket in Walla Walla County was the subject of a telephone message from there today, and of an opinion by the Attorney-General. A candidate for County Commissioner resigned, and in certifying the appointment of a new candidate the Republican Central Committee failed to state in such certificate that it was authorized by the county convention to fill vacancies on the ticket. The Attorney-General holds that it is essential that the certificate should contain such a statement, but that if the convention authorized the Central Committee to so act, it is not too late for the committee to file a new certificate. If the official ballots have been printed, it would be the duty of the Auditor, upon receipt of a proper certificate, to prepare stickers and send them to the Judges of each precinct interested for use in voting for the candidate omitted from the ticket.

SEATTLE MAN SHOOTS HIS WIFE.

Turns Gun on Himself, but Makes Failure at Suicide.

SEATTLE, Oct. 27.—Michael Bartlett killed his wife and attempted to kill himself tonight. His attempt at suicide was a bungling effort, the bullet just grazing his scalp. He is now in jail. Before breathing her last Mrs. Bartlett told the police that Bartlett had boasted of killing a man, but she could give no particulars. While being conveyed to the hospital Bartlett denied killing his wife. After ascertaining that his wounds were not serious, the murderer was taken to jail. Bartlett was at one time rated as worth $100,000. He squandered it all in dissipation, and had just finished a jail sentence for threatening to kill his wife.

FALLS OFF TRAIN.

Passenger Walks Out of Rear Door of Dining Coach.

BOISE, Idaho, Oct. 27.—(Special.)—J. C. Gawthorp met with a serious accident near Mountain Home this evening. He was on a west-bound train, and after taking dinner in the diner started to go forward to the sleeper, but got turned around and went out the back door and walked off the platform, the diner being the last car on the train. He was very badly cut up, and one of his ribs was broken, but he is not thought to be badly injured. He was brought to Boise.

Suicide in Fruit Valley.

VANCOUVER, Wash., Oct. 27.—(Special.)—G. G. Porter, a resident of Fruit Valley, committed suicide Saturday morning by blowing off the top of his head with a shotgun. Porter first took strychnine, then cut himself severely on the arm, made a gash in his throat, and then, to make the work of destruction sure, went to the barn and ended his life with the fowling-piece. No motive for the deed has been advanced other than temporary insanity, probably the result of a sunstroke attack suffered last Summer. His property interests were in good shape and worth goodly sums. He leaves a wife and two grown sons. Mr. Porter came to this county from Dakota 12 years ago, and was 50 years old.

Pay Trespassing Fines.

OREGON CITY, Oct. 27.—(Special.)—Louis and Henry Platts, of Portland, who were arrested yesterday by Sheriff Shaver on a charge of trespassing and hunting on the premises of Captain J. T. Apperson, of Parkplace, came up from Portland this afternoon, and were arraigned before Justice Stipp. They were fined $7 50 each, which they paid.

Takes Accused Woman to Helena.

SEATTLE, Oct. 27.—Chief of Police Travis, of Helena, left for that place tonight with Inez Perry, a colored woman accused of stealing $300 in a saloon there. The woman made a fight against extradition, securing her release twice on habeas corpus proceedings, but was at once rearrested on both occasions.

NORTHWEST DEAD.

Mrs. Elsie Yantis-Roberts.

SALEM, Or., Oct. 27.—(Special.)—Mrs. Elsie Yantis-Roberts, wife of J. J. Roberts, of this city, died this morning of blood poisoning. Deceased was a daughter of Mrs. Sarah E. Yantis, and a very popular and highly esteemed young lady. About two years ago she was married to Mr. Roberts, a well-known hopbuyer, in this city. She left no children, her infant child having died last Saturday. Mrs. Roberts was a native of Baker City, and was 20 years old. The funeral will be conducted at 2 o'clock tomorrow afternoon, from the residence of Mrs. Sarah E. Yantis.

William H. Brewster, of Vancouver.

VANCOUVER, Wash., Oct. 27.—William H. Brewster, County Auditor, died tonight of inflammation of the stomach. He had been identified with the affairs of the county and of this city for 20 years. He served as Mayor and member of the City Council for several terms, and was a candidate for re-election as County Auditor. He left a widow and two sons.

Miss Ruckman, of La Grande.

LA GRANDE, Or., Oct. 27.—Miss Hattie Ruckman, daughter of George W. Ruckman, died Saturday evening of typhoid fever. She came to La Grande to attend school, but was taken ill some three weeks ago.

ENGLAND AND '04 FAIR.

Balfour Is Expected to Bring the Matter Up Soon.

NEW YORK, Oct. 27.—It is expected that Premier Balfour shortly will make a statement in the House of Commons, says a London dispatch to the Tribune, with reference to the participation of the British Government in the St. Louis exhibition, since a special grant will have to be made, while a strong commission will have to be appointed, as in the case of the Paris exhibition. In addition to the official co-operation, leading industrial concerns of this country will be asked to exhibit, and there is no doubt that the request will be pressed with all the energy possible.

ROYALTY AWAITS INVITATION.

Prince and Princess of Wales Will Not Otherwise Visit '04 Fair.

LONDON, Oct. 27.—The report cabled from the United States that the Prince and Princess of Wales probably would visit the St. Louis Exposition in 1904, occupied a prominent place in all the afternoon newspapers. Surprise was expressed in official circles at the question being publicly discussed at all.

At York House, the residence of the Prince and Princess of Wales, a representative of the Associated Press was informed that nothing was officially known on the subject. From inquiries in other quarters, however, the Associated Press learned that while no official invitation had been extended, the matter had been unofficially presented to the King, who returned a polite non-committal reply. It is pointed out that the question of acceptance or declination must, of course, wait upon the transmittal of an official invitation from the United States Government.

NOTED CYCLIST KILLED.

Elwell Meets Death While Speeding Along at a Fast Clip.

NEW YORK, Oct. 27.—Frank E. Elwell, of Brooklyn, an international authority on motor cycling, and a frequent contributor to the magazines devoted to this sport, has been killed near Hicksville, L. I., while practicing in a club run. The head stem of his machine broke as he was speeding along at a fast clip, and he was hurled to the ground with such force that his neck was broken. Elwell had traveled through Europe, Asia and Northern Africa on the machine that caused his death.

There were 75 cyclists in the party. Elwell was the last man in the string. As the party neared Hicksville, he put on full power in order to catch up with the others, and while crossing the railroad tracks his machine suddenly fell apart. When a physician reached him, he was dead.

Diamonds Stolen From Vault.

CHICAGO, Oct. 27.—Diamonds valued at $700 have been stolen from the vaults of the jewelry firm of Wecher & Weinman. There is no clew to the robbers. The store is located in the Masonic Temple, where a watchman was on duty all night, but he claims to have no trace of the robbers. The robbery was discovered late last night by a member of the firm who visited the store by chance.

SCROFULA

Is an hereditary disease, and one for which a tainted ancestry or blood poisoned parentage is responsible. It is transmitted through the blood and shows itself in swelling and ulceration of the glands of the neck, catarrh of the head, weak eyes, sores, abscesses and skin eruptions, with a gradual wasting away of strength and vitality. It also attacks the bones and joints, resulting in white swelling, hip disease and deformities of every kind. We see the effects of this awful blood taint every day, but it exists in so many forms that often it passes for something else and is treated as another disease.

Scrofula robs the blood of its nutritive qualities, and it becomes too poor to produce healthy growth and development, and thin, emaciated bodies and pallid, waxy complexions are the result.

THE GIFT OF A TAINTED ANCESTRY.

Only a constitutional remedy, one that works through the blood, can reach a disease that has been transmitted through generations or been lurking in the blood since birth.

S. S. S. cleanses the blood of all scrofulous matter and tubercular deposits, and when rich, pure, health-sustaining blood is again flowing in the veins there is a gradual disappearance of all the dangerous symptoms of Scrofula; strength returns, and a complete cure is effected.

S. S. S. contains no strong minerals to further break down and derange the system, but can be taken by the very old, as well as the middle aged and young, with out any harmful after effects, or the least injury to the most delicate constitution.

SSS

If you have any signs of Scrofula, or your children are stunted or slow of growth, pale and sickly, write us, and our physicians will advise you free of charge.

The Swift Specific Co., Atlanta, Ga.

Ayer's Hair Vigor

Makes the hair grow because it is a hair-food. It feeds the hair and the hair grows, that's all there is to it. It stops falling of the hair, too, and restores color to gray hair.

$1.00. All druggists. J. C. AYER CO., Lowell, Mass.

NOT A RELIEF BUT A CURE

HELENA, Mont., Oct. 4, 1902.
Dr. C. A. Perrin, Helena, Mont.:
I wish to thank you for my relief. I was suffering agonies from piles and was taking morphine to relieve me, when, on the advice of a friend, I procured a bottle of your Perrin Pile Specific and took a tablespoonful at night and another in the morning. At half-past twelve noon my wife gave me another tablespoonful, when my pain all stopped. In two days I was able to attend my regular business entirely relieved. It was simply wonderful.
Truly yours,
JULIUS MEYHOEFER,
Furrier, Helena.

PERRIN'S PILE SPECIFIC

Bright's Disease and Kidney Trouble

Of Long Standing Cured by Warner's Safe Cure — Many Cases Investigated by the Editor and Found to Be Completely Cured.

A TRIAL BOTTLE OF WARNER'S SAFE CURE, THE GREATEST KIDNEY MEDICINE KNOWN TO SCIENCE, WILL BE SENT, ABSOLUTELY FREE, POSTPAID, TO ANY READER OF THIS PAPER.

An investigation by the editor of this paper of the many miraculous cures made by Warner's Safe Cure has so impressed us with the curative powers of this great medicine that we publish two of these letters for the benefit of our readers. Mr. J. Williams, of 78 Columbia street, Detroit, Mich., ex-Brigadier General, Order of Sons of St. George, says: "For years I suffered from kidney and bladder troubles and tried many doctors, but none of them seemed to help. Finally my doctor had me try Warner's Safe Cure, which helped me from the first dose, and after I had taken three bottles, I was completely cured. My general health is better and I have not had the slightest attack of kidney or bladder trouble since. If any one has weak or unhealthy kidneys, I heartily recommend Warner's Safe Cure."

Mrs. Lucy Baxter, of Newport News, Va., who is 62 years old, says: "About twenty years ago I was given up by doctors, who said I was so far gone with Bright's disease that I could not recover. Dropsy was well developed. Dr. Martin, of Syracuse, N. Y., prescribed Warner's Safe Cure in connection with Safe Pills. After taking three bottles I was able to resume work, and by degrees cured. I have to thank Warner's Safe Cure for being alive today."

If you have pains in your back or side, pain while passing urine, difficulty in passing it, dizziness, nausea, torpid liver, your kidneys are diseased.

MAKE THIS TEST AND FIND OUT.—Put some urine in a glass or bottle. After it has stood 24 hours, if it is a reddish or brown color, if particles float about in it, or if it is cloudy, you can rest assured your kidneys are diseased and unable to do their work, and if not attended to immediately Bright's disease, diabetes, rheumatism, gout, uric acid, inflammation of the bladder, gallstones or urinary troubles will develop and prove fatal in a short time.

Warner's Safe Cure is the only absolute cure for all these forms of kidney, liver and bladder troubles. It has brought the blessing of health to thousands upon thousands of suffering men and women.

Warner's Safe Cure is purely vegetable; free from narcotics and other harmful drugs, found in many so-called kidney cures. It is pleasant to take and free from sediment. (Beware of so-called kidney remedies which are full of sediment and of bad odor; they are harmful.) It does not constipate. Warner's Safe Cure can be purchased at any drug store or direct in two sizes—50c and $1.00 a bottle. Be sure you get "Warner's."

Warner's Safe Pills move the bowels gently and aid a speedy cure.

Refuse Substitutes; they are dangerous. Ask for Warner's; it will cure you.

If there are symptoms in your case you do not understand, send a sample of urine to the medical department, and the doctors will analyze it and send you report and advice free.

TRIAL BOTTLE FREE.

To convince every sufferer from diseases of the kidneys, liver, bladder and blood that Warner's Safe Cure will cure them, a trial bottle will be sent absolutely free, postpaid. Also a valuable medical booklet, which tells all about the diseases of the kidneys, liver and bladder, with a prescription for each disease, and many of the thousands of testimonials received daily from grateful patients who have been cured by Warner's Safe Cure. All you have to do is to write Warner's Safe Cure Company, Rochester, N. Y., and mention having read this liberal offer in this paper. The genuineness of this offer is fully guaranteed.

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Is called great because his wonderful cures are so well known throughout the United States, and because so many people are thankful to him for saving their lives from operations. He treats any and all diseases with powerful Chinese herbs, roots, buds, bark and vegetables, that are entirely unknown to medical science in this country, and through the use of these harmless remedies. This famous doctor knows the action of over 500 different remedies that he has successfully used in different diseases. He guarantees to cure catarrh, asthma, lung troubles, rheumatism, nervousness, stomach, liver, kidneys, female trouble, and all private diseases. Hundreds of testimonials. Charges moderate. Call and see him. CONSULTATION FREE. Patients out of the city write for blank and circular. Inclose stamp. Address THE C. GEE WO CHINESE MEDICINE CO., 132½ Third street, Portland, Or. Mention this paper.

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