

# THE HILLSBORO ARGUS.

VOL. XVII

HILLSBORO, OREGON, JULY 14, 1910.

NO. 18

## JUDGE CAMPBELL DECIDES FOR LIGHTYS

In Delivering Opinion Says he Does So From Evidence

TESTIMONY OF TONGUE AND FOOTE Says That all Other Evidence May be Disregarded

Judge Campbell Saturday heard argument in the case of J. H. Foote against E. B. Tongue, Mrs. Perry Gardner, Will Lichty and Frank Lichty, suit brought to recover possession of certain deeds made the last four defendants in 1908. Tongue held the deeds, and, according to his testimony, was to file them upon Mr. Foote's death. Judge Campbell held that according to the evidence of both Mr. Tongue and Mr. Foote, there was but one thing for him to do, and that was to enter a decree for the defendants. This leaves the case where it stood prior to the suit filed.

Some time during 1908 Mr. Foote, now making his home with Perry Foote, a brother, at the Hotel Tuatlatin, deeded each of the four children of Mrs. Eliza Lichty, 40 acres of land. These deeds were duly signed and executed, and acknowledged by Mr. Tongue, and the attorney was instructed to file the deeds of record as soon as Mr. Foote died, or as Mr. Foote himself, at the time, said, "the wind was out of his body."

Some months ago Mr. Foote brought suit for a return or recall of the deeds, and when he was testifying the other day he swore that there was no intention of recall at the time of the conveyances were made, but that he had since changed his mind. It was largely upon this evidence that Judge Campbell rendered his decree, holding that the execution of the deeds was a valid conveyance of realty.

The will case of Foote against Sewell was submitted to a jury Friday night and after being out until the next morning the jury disagreed, standing 11 to 1. The one juror, said to be Lincoln Geiger, a brother-in-law of Mr. Huston, attorney for Sewell, who hung the jury, gave as his reason the contention that the will was of no value, and that replevying could not therefor obtain.

### CIRCUIT COURT ADJOURNED

Circuit court adjourned Saturday evening, thus ending the term which started in March. A new jury and a new term of court will open next Monday morning. Judge Campbell handed down the following, aside from what is published elsewhere: P. R. & N. Ry Co. was granted a decree for right of way in the case of Seidler et al.

The First National Bank of Hillsboro was granted a decree against E. Shute, Richard Constable et al.

W. H. Stratton, of Cornelius, was ordered to turn \$75 into court for his wife to conduct her side of a divorce case.

Divorces were granted in re Newman vs. Newman and Jagnow vs. Jagnow.

The grand jury returned 23 true bills of indictment, and one not true bill. Next week's jury term for July will have the following jurors on the panel:

- Fred Root, Farmer, South Hillsboro
- Frank L. Lichty, Farmer, Beaverdam
- Joe Berger, Farmer, Beaverdam
- Albert Friday, Farmer, Banks
- Fred G. Heidel, Flour miller, N. Hillsboro
- Walter Hannan, Farmer, Buxton
- Edward C. Mulloy, Farmer, S. Tuatlatin
- Fred Groner, Farmer, W. Butte
- Elmer McNutt, Merchant, N. Forest Grove
- Richard M. Kyle, Farmer, Beaverdam
- John Olson, Farmer, Beaverdam
- Noah J. Baker, Farmer, Banks
- G. C. Lincoln, Farmer, Washington
- John H. Howell, Farmer, Mountain
- Archie A. Pike, Farmer, Beaverdam
- Samuel F. Groff, Farmer, Beaverdam
- Joseph McRobert, Farmer, Gales Creek
- G. W. Stitt, Fa mer, Beaverdam
- John C. Buchanan, Farmer, Cornelius
- O. Olson, Farmer, West Butte
- Frank J. Williams, Farmer, N. Hillsboro
- Nels Hanson, Farmer, Beaverdam
- Thos. Connel, Farmer, Washington
- John A. McCoy, Farmer, Banks
- James Truller, Mechanic, N. Hillsboro
- John H. Darland, Farmer, Washington
- George Thynge, Merchant, Beaverdam
- Joseph S. Robinson, Farmer, S. Tuatlatin
- Robert Thompson, Farmer, Beaverdam
- O. Westcott, Farmer, Columbia
- Andrew Jack, Farmer, S. Hillsboro

Henry Wehrung, the pioneer, will not make his annual trip to Newport this season.

In a conversation with Chief Engineer Davis, of the Pacific Railway & Navigation Company, Friday, he stated that the company confidently expects to connect the tracks now started from Hillsboro and from Tillamook, in December. He says that nothing will prevent it but a shortage of men. The bridge building department has its hands full, and the Heidelberg bridge is said to be the tallest in Oregon.

Drain your low land and make it produce double. We will start the manufacture of the largest tile in a few days. We now have a supply of 4-inch, 5-inch and 6-inch, on hand. Put in your order at once. Our clay is the best for producing good durable tiling. Order now. Groner & Rowell, Co., Scholls, Hillsboro, Ore., Route 2, Ind. Tel. 77f

The increase of postal receipts at the postoffices of Forest Grove and Hillsboro for the fiscal year ending June 30, 1910, show a healthy increase all around. Forest Grove's office shows a net increase of over 18 per cent., and Hillsboro's office, according to Post Master Cornelius, has made a gain of 24 per cent. This is remarkable for both places.

Want to rent small place with garden land. Desire ranch suitable for poultry. Will pay cash rent, or cut cordwood for payment. Wish to take possession October 1. Write particulars. M. C. Post, Cornelius, Or. 17-9

Arthur Munger, aged 16 years, and whose father lives near Mountaineer, fell from a plate on a building at the C. Johnson farm, northwest of town, last Thursday, and struck on his head and shoulders. Young Munger made a descent of 22 feet and considerable concussion followed. Dr. Linklater attended the unfortunate young man.

Groceries at cost—White River flour, \$1.40; A. & H. soda, 5c; best corn starch, 5c; 50 lb. dairy salt, 35c; 50 lbs. H. G. salt, 25c; Blue Ribbon corn, 8c; Blue Ribbon tomatoes, 8c. All other articles in proportion.—H. Wehrung & Sons.

G. N. Hayden, working in the P. R. & N. railway service, while at the "Y" Saturday, ran against a stick of cordwood and ran a sliver, three inches in length into the muscles of his bicep. Dr. F. A. Bailey removed the sliver without giving any anaesthetic.

Dr. G. F. Schmelzel, osteopathic physician, of Portland, will be at the Commercial Hotel, Hillsboro, Tuesdays, Thursdays and Saturdays of every week. Hours 1:00 p. m. to 4:00. 131f

The Thursday night club of the Reedville Presbyterian Church is to give a lawn fete on the church lawn, Tuesday evening, July 19. Ice cream and cake, home made candy, and something to drink will be served. They are planning some fine music.

Forty acres for sale; Partly cleared; one-fourth mile from school house; two and one half miles from railway station, near Glencoe. Price, \$1850. 19 James Gray, Hillsboro, R 3

Robt. Sears, Homer Emmott, and R. L. Greear went up to Summit, above Corvallis, Saturday, for a fishing expedition in the mountains. They made headquarters at the J. C. Greear ranch, while there, and report a fine time.

The Climax Milling Co. will furnish sacks free of charge to farmers desiring to sell or store their wheat at their warehouse. 171f

Dr. Cunningham, of Orenco, was in town Monday, and says the nursery town is getting along nicely. The McDonald bungalow, which is one of the finest in the county, will soon be ready for the finishing touches.

Chief Engineer Davis and his assistant, Mr. Abry, came out the first of the week and went on out the line to inspect the work under Sweeney. They expect to return, Friday, passing through Hillsboro.

Keep your chickens enclosed! Just received—a large consignment of poultry wire. Now is the time to buy.—Emerick & Corwin.

Mrs. H. Ernst, of Portland, accompanied by her daughter, Mrs. Bingham, of Portland, visited with her nephew, Jerome Palmtaer, over Sunday.

Frank Weisenbeck and wife, of near Witch Hazel, were in the city Saturday afternoon.

C. C. Nelson, the Mountaineer-Bacona mail man, was down to the city the last of the week.

## ROCK TO ROLL IN BY JULY TWENTY-THIRD

Court Will Let Contracts at That Time, in Hillsboro

EVERYTHING READY BETTER ROADS

Several Justice Court Transcripts Were Allowed

The county court last week decided to advertise for bids for the hauling of crushed rock from points on the Southern Pacific and Pacific Railway & Navigation Company, for Hillsboro's two precincts, one Cornelius precinct and one Forest Grove precinct. Bidders may bid per yard on each quarter mile of work, and specifications as to the length of haul may be seen upon application to the county judge.

The bids are installed and the crusher will have been busy for some days by the time the contracts will be awarded. Bids will be opened July 23.

The road petition of J. C. Clark et als, for road in Forest Grove, was referred to the district attorney.

The petition of J. B. Matthews' Post, for relief, veteran Jos. Bucher, who recently suffered a severe fire loss, was granted in the sum of \$25, and the same comes out of the regular indigent fund, as provided by law.

Mrs. C. V. Wilkins was granted a rebate of \$15.20 for error in assessing her property, just east of the city park.

A quit claim deed was made to Simonides Lodge No. 37, Cornelius, to lots 6 and 7, block 19, Cornelius, property which at one time was sold to county on delinquent tax sale, the lodge having paid the amount of tax with penalty.

Transcripts allowed and ordered paid: Judge Barnes' Court, Hillsboro—State vs. Reinhard Kerr, charged with violation game law; State vs. Chas. Burnham; State vs. Frank McQuillan, charged with larceny of a horse and against whom the grand jury reported a not true bill. McQuillan evidently satisfied the grand jury that he had hired the horse for a term and that there was no intention of keeping the animal; State vs. Ramsford, before Judge Smock, Sherwood.

Clerk Bailey reports June fees collected at \$338.75; Recorder Ireland reports June fees at \$408.20.

The following claims, other than published in last week's Argus, were allowed:

- W. I. Hutner, salary and expense.....\$53.88
- J. W. Bailey, salary.....225.00
- John McClaran, sal and exp.....66.60
- J. W. Bailey, refund and exp.....65.00
- R. H. Baird, ch and jail.....3.50
- Glass & Prudhomme, stationery.....14.25
- G. A. Patterson, ch and jail.....9.40
- H. Wehrung & Sons, ch and jail.....14.82
- T. C. Bailey, surveyor's office.....21.00
- M. C. Case, trav exp.....79.50
- M. C. Case, sal and office exp.....68.50
- M. N. Bonham, assessor's office.....117.40
- J. W. Goodlin, sal and exp.....15.20
- S. H. Ornduff, spec dist No 3.....47.83
- S. H. Ornduff, bridge and fill.....171.25
- Glass & Prudhomme, stat.....4.80
- S. N. Poole, assessor's office.....78.00
- Ellie Goodman.....69.30
- J. W. McRoberts.....117.00
- John Nyberg, livery.....5.50
- S. H. Stowell, bridges.....23.90
- Briggs Bros, relief.....11.60
- Mays & Conover, bridges.....7.90
- Schmidt & Kulsch, relief.....10.00
- T. H. Tongue, dist atty office.....20.00
- Willis Ireland, sal and exp.....190.00
- Joe Edwards, ch.....4.00
- G. G. Hancock, salary.....225.00
- G. G. Hancock, board of pris.....131.75
- J. B. Matthews, relief Jos Bucher.....25.00
- Frentzel & McFarlane, lumber for quarry.....412.93
- G. G. Hancock, exp.....116.70
- Win Tupper, junior sal.....51.00
- Nelson Hdw Co, ch.....67.51
- Nelson Hdw Co, quarry supplies.....129.86
- Bushong & Co, stat.....1.04
- Pac States Tel Co, ch phones.....19.40
- J. E. Borwick powder rd dist 28.....104.00
- V. H. Limber, relief.....33.50
- R. L. Sears, livery.....3.50
- C. C. Hancock, relief.....72.00
- Rumrick & Corwin, ch.....7.60
- Connell & Co, supplies quarry.....178.55
- Buffalo Steam Roller Co, at rollers 28 1/2.....7.00
- M. C. Case, repair typewriter.....7.00
- A. H. Todd, assessment.....7.00
- Geo Morrill, survey.....6.40
- G. G. Hancock, prisoners.....7.25
- Eighth grade examiners, each receiving \$9—R. H. Fitch, Jose S. Case, Earnest Webb and O. B. Krauss.....
- Roads and Highways—Mays & Conover \$20.75, Wolf Bros 143.10, J. J. Shelvlin 625, R. F. Reagoner 1480.77, H. W. Russell 180.38, J. C. Moore 9.60, L. W. House 7.30, Conzelmann Bros 9.75, J. E. Dickinson 23.

Circuit Court Jurors—Andrew Jack \$2, C. R. Hulse 2, L. R. Shute 2, C. R. Shorey 2, C. R. Deichman 2, T. M. Kerr 2, William Nelson Hdw Co, ch.....33.40, J. W. Sewell 2, E. L. McCormick 2, G. J. Palmtaer 2, Roy Greear 2, H. D. McIntire 2, M. M. Harvey 2, S. C. Wilson 9.

Jesse Applegate, abstractor with the Washington County Abstract Title & Trust Co., was a Salem visitor over Sunday, the guest of relatives.

Team, wagon and harness for sale. Inquire at Argus office. 14t

Dave O'Donnell, of Buxton, was in the city Monday morning. J. C. Schulmerich, of Banks, was in town with his auto, Saturday morning.

The Wyatt cottage, opposite the J. A. Imbrie home, is rapidly being pushed to completion.

Chas. Brown and family were visitors with relatives in Portland, the first of the week.

John Ennes, the South Tuatlatin sawmill man, was over to the city Saturday.

Charles and Joseph Hickenbottom, of Shady Brook, were in the city Monday.

D. H. Willers, of beyond Jobe's, was in town Monday morning, getting hay supplies.

J. S. Loring, the contractor, expects to finish the Barlow bridge, near Glencoe, this week.

The Henrietta Morgan bungalow, on Second Street, between Baseline and Oak, will soon be ready for occupancy.

Money to loan on real estate security. We sell farms. Try us.—The Webfoot Realty Co. Hillsboro, 121f

H. C. McDonald, in the auto business in Portland, was out over Sunday, the guest of L. C. Plunkett.

Will Corwin, son of Mr. and Mrs. David Corwin, is now progressing so nicely that he is able to get up town every day.

Chas. J. Schnabel, a prominent Portland attorney, was out Friday, before circuit court, on business for clients.

Come out Saturday evening and enjoy an open air dance at the city park. Toelle will furnish the music. Refreshment stand on the ground. Tickets \$1.00.

Dr. T. J. Graffis, a Portland Osteopath, was out the last of the week, a guest of his niece, Mrs. Fred Beach, of near Glencoe. Dr. Graffis is a brother-in-law of D. B. Reasoner.

Wm. Rohr, formerly of Greenville, and later of Shady Brook, is back in Milwaukie, Wis., and writes the Argus that it is "Hip, hip, hurrah for old Washington County," after all.

B. O. McKinley, of Portland, and Iva Angelo, of Forest Grove, were married July 9, 1910, at the home of the officiating minister, Rev. E. V. Stivers.

Chas. D. Wagner and Lou C. Starrett were married at the home of F. M. Starrett, Forest Grove, July 7, 1910. Rev. Hiram Gould officiating. The groom is from Pickaway County, Ohio.

L. C. Plunkett notifies his patrons that he has sold his leasehold to D. B. and Ray Reasoner and that he will discontinue his wagon. He also wishes to thank the people for their patronage.

A dance under the canvas at the city park, with all outdoors for ventilation, can be enjoyed at the grounds, Saturday evening, July 16. Toelle's orchestra for music. Refreshment stand on the grounds. Tickets \$1.00.

Sheriff Hancock, when asked about the allusion to beer and cigars, said that to his knowledge none had been sent to the jail but that he understood one prisoner did get some beer when they were working in the courtyard last Spring.

The house of Hans Rasmusen, of this side of West Union, caught fire Saturday morning, about 6 o'clock, and was extinguished after about \$25 damage had been inflicted. Mr. Rasmusen's boy smelt the smoke and upon investigating, found the blaze, which had caught, doubtless, from a defective flue. The house was insured in the London & Lancashire, and John Vandervel has been notified to adjust the loss, he being the agent for the company.

### MRS. RUANNAH HUNTER

Mrs. Ruannah Hunter, who died at Beaverton, Oregon, June 15, 1910, was aged 80 years, and had been a resident of Oregon since 1875. For 15 years she had resided in Beaverton. She was a woman of exemplary character, and none knew her but to love her. She is survived by four sons and three daughters: Al, Richard, James and W. M. Hunter, Beaverton, and Mrs. Hausafus, Arlington, Wash., Mrs. Ellerson, Hazel Dale, Ore., and Mrs. Paitras, of University Park.

E. T. Turner, of Laurel, was in the city Friday evening, enroute home from a business trip to Portland.

## TOM PARKER SAVES A DROWNING MAN

Rescuer is a Son-in-Law of Late Owen Murray, Cedar Mill

DOCTOR HAD TO ASSIST PARKER

Man Saved From Water Grave Returns Thanks and Gives no Name

Thos. E. Parker, son-in-law of the late Owen Murray, of Cedar Mill, and well known in that vicinity, saved a stranger from drowning at Astoria, last week. The rescued man fell from the dock, and being unable to swim a stroke, was fast being drowned. Parker jumped from a ship, with all his clothes on, and, being a powerful swimmer, soon had the drowning man safe ashore. The stranger was very profuse in his thanks, but would give no name to his rescuer. Parker had a hard struggle to get his man safely in, and although exhausted and nearly strangled, he refused the aid of a physician for several hours. Parker is a very courageous young fellow, and at the risk of his own life has saved several from drowning.

One of his shipmates writes the Argus that the crew are all very proud of Parker, who always meets danger with a stout heart and a smiling face.

### GRAND JURY REPORT

The grand jury reported to Judge Campbell the last of the week, and, in the parlance of the street, it is a "hum-dinger." The report reads:

"We, the grand jury, duly impanelled and sworn to, inquire into all crimes committed or triable in this county, and to inquire into the conditions and management of the offices pertaining to the courts of justice, and to the management of every public prison and public institution in the county, respectively report the result of our investigation as follows, to-wit:

That we have returned 30 true bills and 2 not true bills.

That we have examined into the conditions of the county poor farm, and find the same to be unsanitary and an unfit place to keep the county poor, and we recommend that the county board be authorized to hire a competent man to superintend the poor farm by the year, subject to dismissal at any time for failure to do his duty to the satisfaction of the county board.

We have also examined into the condition of the buildings on the poor farm, and find that the dwelling is sufficient for the present needs, but recommend some improvements in the way of lighting, plastering and ventilation. Also a new woodshed is necessary, and also some improvements in the water tower to keep the water from leaking through the floor.

We have examined into the conditions of the county offices, and recommend that the county books be expeted, and the reports made and published not later than the middle of September, 1910, and recommend that the County board see that this report is completed and published within this time. We also recommend the County board not to allow both livery hire and mileage to county officials, as we understand this has been the practice in the past.

We have examined into the condition of the county jail, and find everything in good condition, but recommend that the privileges that have been granted to prisoners, such as cigars and beer, be disallowed.

We would respectfully submit this as our report and suggest that we be dismissed."

Dated this July 9, 1910.  
Chaney L. Benefiel,  
A. C. Winney,  
F. M. Hill,  
Emil Heilman,  
James Borwick,  
John A. Abbott,  
John R. Greenwood.

### Card of Thanks

We desire to thank our friends for their many kindnesses during the recent illness and death of our brother, Bernard Westhoff. Westhoff Brothers, Cedar Mill

Ulrich Kemp, of Helvetia, was in town Friday, with some fine Swiss cheese.

Engineer Harry McLauchlan left last week to take charge of an engine over at Tillamook.

## HIGH QUALITY Drug Store

The Place where you are always getting Drugs of absolute purity and High Quality and compounded by pharmacists who take pride in the accuracy of their work

EXCLUSIVE AGENTS FOR  
Whitman's Celebrated Chocolates, and Candies. "THE BEST EVER"  
Kaminsky's Make Man Tablets and  
Dr. David Roberts Veterinary Remedies

The Delta Drug Store, Hillsboro, Ore.

J. A. THORNBURGH J. E. BAILEY W. W. MCELDOWNEY  
President Vice-President Cashier

## Forest Grove NATIONAL BANK

FOREST GROVE, ORE.

Capital Stock \$25,000  
Surplus and Undivided Profits 20,000  
Exchange to all parts of the World  
Interest Paid on Savings Accounts and Time Certificates.

DIRECTORS  
Thos. G. Todd John E. Bailey J. W. Fuqua  
Wilbur W. McEldowney J. A. Thornburgh

## Save Your Money

By buying Your GENERAL MERCHANDISE at the  
**J. E. BAILEY STORE**  
Forest Grove, Oregon

We have quite a number of pairs of child's, women's, and men's shoes which are slightly damaged and more or less out of style which we will sell for one-third price viz \$1.50 shoes for 50c; \$2.25 shoes for 75c. Men's and women's up to \$3.50 for \$1.00.

These are all good material but not up to present styles. Now is the opportunity to get a good shoe for little money. We shall be pleased to show them to you as long as they last.

### SILVERWEAR

Is a delight to every housewife. It breathes into the home an air of purity, cleanliness and refinement.

### THE LATEST PATTERNS

Of this beautiful ware made by the best manufacturers can be bought at my store at prices that will please you.

I handle only the standard brands of guaranteed Sterling and Plated Wares and you can depend on what you get at this store.

### CUT GLASS

Is another ware greatly admired by those of good taste. Of this I have many beautiful designs to show you in all its brilliancy.

## LAUREL M. HOYT