

\$2.50. \$3.00.

Specially fine line of ladies' shoes at these prices. Good dongola leather, solid throughout, newest styles too, opera or needle toe, cloth or dongols top, and in the \$3.00 line extra large button and fancy fly. Best lines of ladies' shoes at these prices I have ever carried.

S. E. Young Albany, Or.

LOCAL HAPPENINGS.

Attorney Wallis Nash was in town yesterday attending court.

J. R. Wyatt, a prominent Albany attorney, attended court in Corvallis this week.

If you want a good fitting pair of trousers, suit or overcoat, go to Cecil the Tailor.

Mrs. Minnie E. Lee left Monday on a several months visit with relatives in Bluffton, Ind.

Miss Mattie Avery returned home last week, having spent a month visiting friends in Portland.

Miss Lou Wiles and her sister, Mrs. Thomas Kirkpatrick, with whom she will hereafter reside, left Friday last for Oakland, California.

Frank Holcomb and Dell Cornell, convicted Tuesday of larceny were yesterday afternoon sentenced to serve two years in the penitentiary.

The ladies of the M. E. church will give an oyster supper at the old college Friday evening the 22d, from 5 to 9 o'clock p. m. Price 25 cents.

Sheriff Ford, of Hillsboro, returned home yesterday. He was an important witness for the state in the Holcomb-Cornell case on trial in the circuit court this week.

W. Tom passed through Corvallis Monday enroute home to his farm near Parker station, in Polk county. He had been on a visit to his brother Oscar Tom, the honey king of Alsea valley.

Benton Pyburn, an old resident of this county, died suddenly Monday afternoon at his home on Mary's river. The deceased was 63 years of age and his disease was cancer of the stomach. His funeral occurred yesterday at Wrens.

Paul M. Downing left Corvallis Monday evening for California. His destination was Palo Alto, where he will assist in coaching the Stanford university team for the coming football contest with the eleven of the University of California, which is to be played in San Francisco on Thanksgiving.

The grand jury made a stereotyped report and on that account the recommendation suggested by the GAZETTE last week failed to be made. The public, however, knows that at Spencer's is the place to obtain the best shaves, hair cuts and baths even if the grand jury didn't recommend his establishment.

The late John Skipton, whose death occurred Oct. 2nd, was a member of the Woodmen of the World, and in that order had an insurance policy on his life for \$2,000. The beneficiary named in the policy was his sister, Mary O. Skipton, and Saturday last she was handed a check for the full amount of the policy.

In the case of Wm. Parsons, indicted for larceny by bailce, the court held that the taking of mortgaged property outside the county did not constitute a crime. As this was the offense for which Parsons was on trial the attorneys in interest moved for a dismissal of the cause which was granted, and the jury was instructed to bring in a verdict of "not guilty."

Mrs. E. Holgate returned Monday from Portland, where she has been visiting for several weeks. Her son Arthur, who was recently married to an accomplished Portland young lady, has a position as head salesman in one of the largest dry goods establishments on the east side and is doing well. He and his wife have already begun housekeeping and are settled in a cozy cottage on the east side.

The council had a meeting last Friday night. It was called for the purpose of ousting Officer McLagan. It is said that the attempt to remove him grew out of a report that he had purposely absented himself from the city to avoid giving in his testimony in the criminal case against Ed Scott. Upon investigation the rumor was found to have been groundless, so the opposition to him was withdrawn and no new officer was elected.

An intensely interesting game of football is promised for Thanksgiving day on the O. A. C. field. The teams to contest for supremacy at that time will be the soldiers of Vancouver who have been trained for some time under Will H. Bloss, and the O. A. C. eleven. Manager Dentler received a challenge from Capt. Bloss of the soldier team, Tuesday afternoon. He immediately conferred with the boys who seemed eager to meet the blue coats and the challenge was accepted. The Vancouver team is composed of new players but under the splendid coaching of Mr. Bloss they have made rapid improvement and are said to put up a rattling fine game. A few weeks ago the team played in Portland with the regular eleven of Bishop Scott academy and held the score down to a tie of 6 to 6.

Ed Holgate or "Hasty" as he was familiarly known when he resided in this city, has become a full-fledged banker. Recently the First National bank, of East Portland, of which Ed was the assistant cashier, closed up its affairs and went out of business. Since that time Ed has formed a partnership with H. H. Newhall, a Portland capitalist, and opened a private bank in the building formerly occupied by the First National. Ed is a careful and conservative business man and is deserving of success.

For sometime past Salem papers have boastfully proclaimed to the world that her banks and other moneyed concerns never failed, and at the same time have never alluded to her less fortunate sister towns until the matter had become a "chestnut." Friday last the banking house of Williams & England of that city closed its doors, and the State Insurance Company, that for years has borne an unenviable reputation, went into the hands of a receiver. Perhaps now the other valley towns will be given a rest about the prosperous and stable condition of Salem's financial institutions.

A sad home is that of Recorder Waters. Last Tuesday Mrs. Waters and her three little children took the train for Newberg to visit with relatives. Thursday Mr. Waters received a letter from his wife stating all were well, but the following morning he was shocked by the receipt of a telegram announcing the sudden death of Minnie, his little three-year-old daughter. Mr. Waters took the noon train for Newberg, and with the family and remains returned the following day. Sunday afternoon the funeral services occurred at the family residence, and were conducted by Rev. Oberg of the Methodist church. Four girls dressed in white acted as pall bearers and the pure white casket with beautiful floral offerings strewn about it, formed a picture emblematic in purity and simplicity of the life of the child that was soon to be laid to rest.

Yesterday forenoon a motion for a new trial in the case of Ed Scott was argued before Judge Fullerton. Counsel for the defense supported their motion with an affidavit alleging in effect that in Laban Case (Hard Case) they had a new witness who would give testimony corroborating that given by the defendant when on trial to the effect that McLagan was the aggressor in the shooting instead of Scott. The prosecution was not asleep, however, and met the defense with a counter affidavit signed by a number of reputable citizens who averred that the reputation of Case for truth and veracity was bad. When the argument of counsel had been concluded the court overruled the motion and sentenced the prisoner to two years servitude in the penitentiary. The lowest penalty for his crime is one year, and the highest ten years. The idea prevails generally that Scott's sentence should not have been less than five years.

Sunday morning at 9 o'clock at the family residence five miles north of Corvallis, occurred the funeral services of the late Elisha Vineyard, an Oregon pioneer of 1852. Mr. Vineyard was born April 19, 1820, in Botetourt county, Va. In 1834 with his parents he moved to Missouri, remaining in that state until his departure for Oregon in the spring of 1852. The year following his arrival in Oregon he took up a donation land claim five miles north of town, where he lived until his death. Upon his arrival in Oregon he took up the work of teaching school and was employed in different portions of the state, but all the time made Benton county his home. In 1853 he was married to Miss Nancy Wells, who, with a son and a daughter, survive him. The funeral services were conducted by Dr. Thompson of this city and were largely attended by friends of the family and old pioneers. The interment was at the I. O. O. F. cemetery west of town under the auspices of Barium lodge, of which order the deceased was a charter member.

Buy the old reliable Woonsocket rubber boots and shoes. Full line at Nolan & Callahan's.

A typewriter in first-class condition, will sell for half price. Apply at this office.

THE HOLCOMB-CORNELL CASE.

Tuesday morning the case of Frank Holcomb and Dell Cornell, who were jointly indicted for larceny, came on for trial. The defendants were arrested in Washington county by Sheriff Osburn for the larceny of a buggy and harness from J. H. Moore, who lives near Albany. The crime was committed in August last and the stolen property was found in the possession of the defendants at the time of their arrest. Judge Burnett and W. S. McFadden appeared for the defense, and Prosecuting Attorney Brown for the state. At three o'clock in the afternoon the evidence was all in and the arguments of counsel, and the charge to the jury were concluded at 5:30, when the jury retired. Two hours later the jury returned, having found both defendants guilty as charged in the indictment, and fixed the value of the stolen property at \$65. A great deal of the credit is due Attorney Brown, for the able manner in which he conducted the case for the state. Unassisted he fought the case through against two of the most efficient criminal lawyers in the state and secured a conviction. The defense built up a very plausible theory to shield Holcomb, who was doubtless the worse criminal of the two, and Cornell, sucker that he is, seemed willing to alone assume the responsibility and suffer the penalty for the crime of both. It is said that Cornell even came before the grand jury before the indictment was returned, admitted his guilt, and claimed that Aolcomb in no way aided or abetted him in the commission of the crime. On being arraigned, they both, however, entered a plea of "not guilty."

DOINGS OF TWO JURIES.

One Fails to Agree—The Other Finds a Verdict of Guilty.

The trial which the most attention has been directed at this term of court was that of Max Friendly under an indictment for an assault with a dangerous weapon with intent to kill, committed on the 6th of last June, upon John Long. Readers will remember the facts of this shooting, details of which appeared in the GAZETTE at the time of the occurrence, and the facts then published were substantially what was testified to on the stand.

The regular panel of jurymen was exhausted and ten men from a special venire examined before twelve men were accepted. Geo. M. Brown, district attorney, was assisted by Judge Hafford in the prosecution, and Lawyers McFadden and Bryson represented the defendant. The facts sought to be proved by the defense were: First, that Long and Friendly had become involved in a quarrel and in the scuffle that followed, Friendly had drawn his revolver in self defense, then in the struggle for the gun it was discharged, striking Long; and second, that financial troubles, in which Long had been instrumental in advancing, had induced a temporary insanity.

The principal witness introduced by the prosecution was John Long. J. A. Deadmond swore that about five days previous to the affray, Friendly had declared he would shoot Long. None of the witnesses had seen the encounter when it began and there was a difference of testimony as to whether the men were on their feet, or had fallen to the ground in the scuffle, before the shot was fired.

P. P. Shorsgreen proved a good witness for the defense, on the subject of defendant's sanity. He related several instances which occurred previously to June 6, that convinced him of Friendly's unsoundness of mind.

One of the jurors took a hand in the examination, and to answer his question Dr. Altman, who attended Friendly in jail after the shooting, stated that he did not think a man, sane before the affray, would have acted as the accused did afterward. In all, twenty-three witnesses were examined. The jury retired on Saturday afternoon and after being out 24 hours returned that they were unable to agree, and were discharged. It is understood that two stood for conviction as charged, four were for acquittal and the remainder favored finding a verdict for a lesser crime. At one time they had practically reached an agreement and came into court asking what was the penalty. They were instructed that this did not concern them and they again retired.

In conversation with one of the jurymen after the jury had been discharged, a GAZETTE representative learned that on the first two ballots two jurymen voted "guilty as charged," but after that they voted for "assault with a dangerous weapon." The jury seemed possessed of the idea that they were not only to find a verdict from the evidence, but also to pass sentence. On one ballot they stood six for simple assault, with the highest penalty, and six for assault with a dangerous weapon, with the lowest penalty. Then again, the ballot resulted in nine for assault with a dangerous weapon, providing on the part of three of them that the penalty should be only a fine. Throughout their deliberations there appeared to be a determination on the part of a majority of the jury to prevent the defendant from being sentenced to the penitentiary.

The jurymen who gave the above information remarked that had the court sent the jury back for further deliberation they would have arrived at a verdict. He further stated that there was a disposition manifested on the part of a majority of the jury to sing psalms and tell dirty stories instead of deliberating on the case. He thought they failed to realize the seriousness of the matter and they entirely forgot the immense bill of expense they were piling up for the taxpayers to liquidate. He believed that the court should have placed the jury on bread and water, which would doubtless have had the effect of speedily bringing them to a realization of their duty. Had some sort of a verdict been agreed upon, the expense of a new trial would have been avoided.

The case will not come up again until the April term of court. The trial was unattended by the lawyer's wrangles usually characteristic of this class of cases. From the time of the shooting last June, public sentiment and sympathy seemed with Friendly, and on this account a verdict of acquittal would not have met with very much censure. However, as it is the jury is blamed for not compromising their differences in order to prevent further expense.

THE SCOTT CASE.

The attention of the court was taken up Monday in hearing the Scott case. The regular panel of jurymen was exhausted before the jury was selected, and several of the 12 men who tried the case were chosen from a special venire. The jury was composed of the following persons: Geo. R. Hall, D. M. Bartlett, John Schaldt, G. R. Taylor, J. H. Edwards, J. W. Hodas, A. J. Hall, A. M. Maxfield, J. D. Hukill, J. E. Cronk, Joseph Hector, M. T. Lindsay, Geo. M. Brown, the district attorney, represented the state, and W. S. McFadden and John Keay appeared for the defendant.

The theory of the state was that Scott maliciously, purposely and premeditatedly assaulted Officer McLagan with a dangerous weapon with intent to kill. The defense on the other hand attempted to show that Scott was acting in self defense and was justified in making the assault.

Scott testified in effect that in company with one Starr, a rather notorious character and a pal of Scott's, he was walking westward on the south side of Madison street, and McLagan, whom he claimed "had it in for him," came up behind him with a drawn revolver. Anticipating great bodily harm, he drew his gun and fired at McLagan. The defense introduced an affidavit supposedly for the purpose of getting a stay of proceedings. The affidavit was made by Scott and averred that Starr would swear to substantially the same statement as made by Scott on the witness stand, but that it was impossible to get Starr here in time for the trial, owing to his absence in some distant portion of the state. The prosecution, in order to proceed with the trial, admitted that Starr, if present, would testify to the matter set out in the affidavit, and this admitted evidence was the only testimony introduced by the defense that corroborated the evidence of the defendant. The state proved by reputable witnesses that Scott had threatened to "kill McLagan with lead;" that on the day of

the shooting he had fired a pistol, which on the witness stand he claimed was obtained for the purpose of shooting "cats and coons;" that when Scott was arrested by Officer McLagan he was alone; that together they walked toward the city hall, Starr not being seen with them at all after the arrest, and that when near the residence of B. B. Job, Scott drew a revolver, which he had previously been seen to change from his hip pocket to his side coat pocket, and opened fire on McLagan from behind an electric light pole. Subsequently McLagan returned to the fire.

Notwithstanding the array of witnesses on behalf of the state, who testified to the unwarrantable conduct of the defendant, his attorneys undertook to convince the jury that McLagan's attempted arrest of Scott without due process of law (without a warrant) was a violation of law; that every citizen had certain inalienable rights, among them being his right to walk the streets unmolested; that no free-born American citizen would suffer an infringement upon such right, and that McLagan's course justified Scott in shooting at him. Fortunately, the state was able to make out a strong case, and the rather incendiary plea of the defendant's counsel had little effect upon the jury which was composed of gentlemen of intelligence and character.

At supper time the prosecuting attorney finished his closing argument, and when court convened at 7 o'clock Judge Fullerton charged the jury, finishing his remarks about forty-five minutes later. The jury then retired and after being out two hours returned a verdict of "guilty as charged." The jury then recommended the prisoner to the mercy of the court. This recommendation, it is claimed, was to satisfy one juror, who had had his better judgment warped by the remarks of defendant's counsel, and who wished to return a verdict of "not guilty."

The verdict gave general satisfaction. Scott has cost the county a deal of money and is perhaps one of the worst outlaws that was ever tried in this county. It is claimed that he has made numerous threats of violence to several residents of Corvallis, and it is therefore a matter of general congratulation that the jury found him guilty.

Mary M. Simpson, Dead.

At noon Tuesday at the residence of John Young occurred the death of Miss Mary H. Simpson, who had for several weeks been suffering from acute Bright's disease of the kidneys. The fatal disease occurred yesterday morning at the residence of M. S. Woodcock and were conducted by Dr. E. J. Thompson. The remains were taken to Albany for interment. The deceased was born February 13, 1863, in the city of Philadelphia, Penn. In 1865 the family came to the coast in a sailing vessel around the horn and were shipwrecked along the South American coast. After remaining on an island for several days, being nearly perished with hunger and exposure the party were rescued by the crew of a passing ship. Upon reaching Oregon the family located in Albany, and later removed to Olympia, Wash., where they lived several years. Subsequently they came to Benton county and took up their present abode. Two brothers, John Simpson of this city and George Simpson of Portland, and a sister, Mrs. M. S. Woodcock, survive the deceased.

Thanksgiving Services.

Union Thanksgiving services will be held in the Southern Methodist church, Thursday, November 28th, at 10:30 a. m. Rev. Zercher, of the Congregational church, will preach the sermon. All are cordially invited to attend.

See Nolan & Callahan's heavy, all wool suits at \$7.50. They are bargains at \$10.

Mrs. J. Mason sells hats as low as anyone in the city, and offers to take in exchange for millinery goods wheat, oats, ham, bacon, lard, chickens and eggs.

Letter List.

Following is the list of letters remaining in the Corvallis postoffice, unclaimed Nov. 21, 1895. Mrs. B. F. Brown, Miss Elma Bethers, J. G. Clark, Alice Canfield, Bell Clark, Chas. Davis, Chas. W. Davey, Geo. Dow, Lloyd Fansher, T. E. Fridley, T. J. Goodchild, W. N. Hadley, W. W. Haimes & Co., C. C. Hancock, Geo. Harold, John J. Mason, Mrs. A. W. Skinner, Mr. Warren, Mrs. Martha Taylor, Val Wheeler. ROBT. JOHNSON, P. M.

A Card.

To the kind friends who assisted in laying our little one at rest, and to those who by their kind acts and words of sympathy, have striven to lighten the burden of sorrow cast upon us by her death, we desire to express our heartfelt thanks. MR. & MRS. V. E. WATERS.

Term Report of District 93.

Table with columns: Name, Depart. ment, Head Mark. Includes names like Chas. Witham, Geo. Witham, Frank Smith, Lester Smith, Eddie Smith, Ay. Fuller, Mortant Goodnough, Chancey Harrington, J. H. Smith, Rita Fuller, Julia Fuller, Gretta Harrington, Myrtle Harrington, Myrtle Felton, Diona Eickson, Bertie Peaton, Anna Witham, Henry French, James French, Eliza Leubetter, Geo. Leubetter, Chas. French, Chas. Brown, Anna French, Daisy French, Chas. Leubetter.

She Will not Live Three Days.

Theo. Mundell, Los Angeles, writes: "My wife had been under treatment for eight weeks. When she began the use of Viavi Capsules and Cerate, the doctor said she would not live three days. But, thanks to the Viavi remedies, she is almost well. I consider it worth its weight in gold, and recommend it to all suffering women."

CONCERNING FOOTBALL.

Corvallis Beaten at Salem. Future of the Team.

Saturday was a bad day for the O. A. C. football team. It lined up that day against the Willamette University eleven and commenced immediately after the game was called to present numerous touchdowns to the Salemites. The boys were beaten by 38 to 6, and the fifty or more Corvallis people who went down with the home players were big chunks of gloom all over their countenances.

Some of the Salem players could hardly be called boys. Two bald-headed fellows, especially, were mature looking boys. The babies, however, played a good game.

The Salem boys didn't treat our boys right. Their players ran too fast for our boys to catch up with them; and then, too, they failed to put a ball on the ball so that it was almost impossible to keep track of it. They wouldn't play where Corvallis wanted them to, and the ballheads were constantly giving the "Farmers" unpleasant surprises. It wasn't a nice way to treat visitors, and Willamette University ought to be ashamed of itself. Another thing that was outrageously unfair was the keeping of the ball so much of the time by the hairless fellows. They wouldn't give us a chance at it.

The game opened with a punt by Willamette, well down into the "Farmers" territory. The ball changed hands several times, but within a few minutes the Willamettes were only a few feet from the O. A. C. goal line. By line blocking and center rushes the baldheads made a touchdown, the only one made by hard work and genuine football playing on the part of Willamette. The subsequent touchdowns were gained on fakes and tricks.

The kick for goal was successful, and the ball was soon in play again. After changing hands several times, the Willamettes took the ball for a supposed punt. The fullback moved back several yards and the ball was passed to him, but instead of punting, he ran with the ball. This trick took the Corvallis players by surprise, and subsequently gained a touchdown for the Methodists.

Another trick that was successfully and repeatedly worked by the baldheads, was the double passing of the ball. The "Farmers" seemed unable to collect their wits quick enough to chase the new runner until too late to prevent large gains, or, in some instances, a touchdown.

Near the end of the first half Corvallis had the ball within three yards of Salem's goal line, and on the third down had about five feet to gain, but failed to make their distance on account of an unfortunate fumble. The spore at the end of the first half stood 18 to 0 in favor of Willamette.

During the last half several changes were made in the "Farmers" team. Phillips played end and Porter tackle. Terrell was kicked out in this half and "Pap" McAlister played center, and Bodine took his place as left guard. Willamettes used the same tricks they had found effective before, and seemed to make touchdowns whenever they wanted to. Oberer in this half made the only touchdown that Corvallis scored. He broke through Salem's line and by good blocking by Arthur Stimpson, made a gain of about twenty yards, when he was tackled and thrown. Stimpson pulled him to his feet, hushook off his backer and sprinted to Salem's goal line, closely pursued by Guise, Bidwell kicked goal and Corvallis was saved from a whitewash.

The Willamette players are quicker than the O. A. C. boys. They handle the ball much better, and some of them are very speedy, strong runners. Their tackling was not as good as that of the O. A. C. and they depended upon fakes for their gains. Corvallis boys put up a stiff game and had the right men known how to guard against the fake plays of their opponent's the game would have been a close one.

Bidwell, the new full back, proved a disappointment. In general his work was not at all effective.

Brady Burnitt seemed to have lost his football enthusiasm, and although he made some great tackles, he put up rather a lethargic game.

Oberer has in him the making of a good player, and his work in some respects was very good. There is lots for him to learn, though, concerning football.

Weaver, the new end, is a ready, willing player, but he doesn't understand the game. He will probably come out all right.

Ed Stimpson was helpless against fake plays, but in other respects his game was all right, except for the complaint that all the boys have of lacking snap and quickness in getting into action.

Miles Phillips demonstrated that his right place is on the end. His work was very satisfactory, and after he was put in that position the Willamettes made no gains around him and avoided his end.

"Pap Haywood" played the best game I have played this season. He got some life into himself and made many good tackles.

Clyde Phillips, as guard, exerted himself in behalf of his team, but he can be much

Catarah is a constitutional disease and cannot be cured by local applications. Hood's Sarsaparilla is a constitutional remedy; it cures catarah because it purifies the blood.

Hood's pills are purely vegetable and do not purge, pain or gripe. Sold by all druggists.

Awarded Highest Honors—World's Fair, Gold Medal, Midwinter Fair.

DR. PRICE'S CREAM BAKING POWDER. Most Perfect Made. 40 Years the Standard.

Men's Hats.

The boy is father to the man, and when the boy dons the man's hat he is "out of sight." Those boys are "right in it," and have old heads on young shoulders—or, more properly speaking, have old hats on young heads. But we have new hats, correct in shape, style and quality, and sizes to fit anybody's head. The prices correct too. They come direct from the factory, hence no middleman's profits added to increase the cost. You can save from 25 cents to a dollar on every hat you buy of us.

Nolan & Callahan, Headquarters for Clothing, Corvallis, Oregon.

School and College Text-Books and School Supplies at Allen & Woodward's.

Mexican Mustang Liniment for Burns, Caked & Inflamed Udders, Piles, Rheumatic Pains, Bruises and Strains, Running Sores, Inflammations, Stiff joints, Harness & Saddle Sores, Sciatica, Lumbago, Scalds, Blisters, Insect Bites, All Cattle Ailments, All Horse Ailments, All Sheep Ailments.

Penetrates Muscle, Membrane and Tissue Quickly to the Very Seat of Pain and Ousts it in a Jiffy. Rub in Vigorously.

Mustang Liniment conquers Pain, Makes Man or Beast well.

Washington Cooperative Life Association pays \$1,000 to \$5,000 to members during life. Cheapest and best insurance of the day. W. S. Elkins, district agent. Office at Dr. J. R. Farris's.

Karl's Clover Root, the great blood purifier, gives freshness and clearness to the complexion and cures constipation, 25 cts., 50 cts., and \$1. Sold by Graham & Wells.

Cider—A few barrels of slightly fermented cider for sale at 10 cents per gallon, barrel thrown in. U. H. Horsfall & Co.

Wanted. To employ an energetic lady or gentleman to represent our business in every county. Salary \$50.00 per month and a commission. Address with stamp: CHAS. A. ROBERTSON & CO., Salena, Kansas.

Karl's Clover Root, the great blood purifier, gives freshness and clearness to the complexion and cures constipation, 25 cts., 50 cts., and \$1. Sold by Graham & Wells.

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Advertisement for Nobody. Can give better bargains in Shelf and Heavy Hardware, Paints, Oil and Varnishes, Stoves and Tinware, Farm Machinery of all kinds, Wagons, Buggies and Carts, Guns and Ammunition, than... SIMPSON, HUSTON & CO. Their stock is complete in each of the above lines.