

JUDGE KELLY IS AFFIRMED

Is Upheld by Supreme Court in Litigation of Woodward Against Land Firm

Judge P. R. Kelly of the lower court for Marion county was affirmed by the supreme court yesterday in an opinion by Justice Bean in the case of J. D. Woodward against the Willamette Valley Irrigated Land company. The action was brought to recover money and involves a contract between the defendants covering the sale of the defendants to the plaintiff of 17.96 acres of land in Marion county, including water right. The price was \$4255. At the time contract was made \$1000 of this amount was paid, the remainder to be by deferred payments.

It was alleged that the land company agreed to furnish water for irrigation of the land between May 1 and October 1 of each year.

The plaintiff gave the defendant notice of recession of the contract about August 10 and offered to give a quit claim deed to the property, together with all accounts, on condition that the defendant repay the \$1000 and pay \$650 for improvements that had been made by the purchasers of the tract. In a counter-claim the land company demanded payment of \$170 for use of the property. The lower court acquiesced in the recession.

The supreme court yesterday reversed and remanded to the lower court the action of Thomas Malloy against the Marshall-Wells Hardware company and R. A. Camp, appellants; is an opinion written by Justice McCamant. The case was tried in the lower court for Multnomah county, Judge H. H. Belt, of Polk county, sitting as a substitute.

The action was for damages for personal injuries and was brought under the employers' liability act. The plaintiff in the case was employed as a barn man for the defendant company in a barn located at Seventeenth and Lovejoy streets in Portland. Malloy was injured while hoisting wood from the first floor of the barn to the second story, through an opening in the second floor, and

YUWENI MOTHERS' DAUGHTERS



You wish life healthy and pale, haggard, and worn; are you irritable? who are subject to fits of melancholy or the blues; get your blood examined for iron deficiency. Examine your blood in a day.

Dr. F. King, M.D.

Dr. King's *Yuweni* **is** *the* **only** *preparation* **that** *will* **increase** *your* **strength** *and* **build** *your* **system** *and* **will** *keep* **you** *young* **and** *vigorous* **no** *matter* **how** *old* **you** *are* **and** *will* **prevent** *all* **diseases** *of* **the** *blood* **and** *of* **the** *system* **and** *will* **restore** *your* **normal** *condition* **and** *keep* **you** *in* **perfect** *health* **and** *will* **prevent** *all* **diseases** *of* **the** *blood* **and** *of* **the** *system* **and** *will* **restore** *your* **normal** *condition* **and** *keep* **you** *in* **perfect** *health* **and** *will* **prevent** *all* **diseases** *of* **the** *blood* **and** *of* **the** *system* **and** *will* **restore** *your* **normal** *condition* **and** *keep* **you** *in* **perfect** *health* **and** *will* **prevent** *all* **diseases** *of* **the** *blood* **and** *of* **the** *system* **and** *will* **restore** *your* **normal** 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