Morning Daily Herald

ON SALE.

The DAILY HERALD will be on sale each morning at H. J. Jones' book store, where it can be procured at 5 cents per copy.

THE MAILS.

Mails at the Albany postoffice close
For all offices north
The Eastern states } 8 O P. M.
The West Side
Corvallis and Yaquina..........11:30 A. M
all offices south..........7:50 P. M.
General delivery open on 2 and 4 from 8 to 9 A. M. and 6 to 7 P. M. Postoffice open to box owners all day.

JOTTINGS ABOUT TOWN.

Fresh Eastern oysters at Isom's.

Fresh crisp celery at Allen Bros. Isom has the only oyster parlors in the city.

Oxford ties at your own price at Klein Bros.

Pigs feet and sour kraut at Allen Bros.

Choice eating and cooking apples at Allen Bros.

Repairing neatly done at Klein Bros shoe store.

A fine line of gold rings just opened at Will & Stark's.

Klein Bros., are giving their customers an elegant piano.

Go to the Delmonico restaurant for Eastern and Coast oysters.

A full line of choice cigars and tobaccos kept at F. E. Allen's.

Dancing school Friday evening at the opera house at 8 o'clock.

Fresh oysters in any style at the Diamond Chop House 25 cents.

Allen Bros., always supply their customers with butter and eggs.

Necessaries delicacies and luxuries, at Allen Bros., grocery.

Fresh Mocha, Java, and Blended coffee received on every steamer at Allen Bros.

A. B. Wooden, and H. A Warner, came in from the Santiam mines yesterday.

Don't forget that F. E. Allen is now running a grocery store opposite Masonic Temple.

When in want of something sweet such as honey, maple syrup, etc., call on F. E. Allen.

Admirers of sweet toned pianos and latest improved organs should call at Will & Link's and see their magnificent instruments.

Our enterprising merchant G. M. Jackson will sell at public auction every Saturday until his stock is reduced in order to make room for more goods.

Just received at the Ladies Bazaar an elegant line of fancy cords, fringes and ponpons suitable for all kinds of fancy work also the new shades in zephyrs.

Mr. Daniel Houck, of Tangent, had the misfortune the other day to have a pile of lumber fall upon his left leg, nearly breaking it and crushing his foot badly.

Mr. Hovis, proprietor of the Diamond Chop House, has the thanks of ye midnight toilers over the space box for a delicious lunch served in his best style, which is second to none in the city.

Dr. Thompson, of San Francisco, Cal., secretary for the Pacific coast of the American Sabbath Union, will preach in the M. E. church next Sunday at 11 A. M., and at the same place at 7:30 P. M.

The meeting of the Ladies Auxiliary which was postponed from last week, will be held in the Y. M. C. A., rooms this afternoon at 3:30 P. M. A full attendance is requested. M. J. BEDDORFORD, Secretary.

Our dispatches this morning from Salem bring the news of the complete downfall of Dr. M. J. Patton, who formerly resided in Albany. Driven insane with excessive drinking, he attempted to rob a bank at the capital city by holding up the cashier with a revolver. He was arrested and held to answer for the crime. He had delirium tremens while living here and seems to have gone from bad to worse in Salem.

The State Superintendent's Visit.

Our public school was favored yesterday with a visit from State Supt. McElroy. All of the rooms were visited in detail, including departments taught by Mr. Hesner, Miss Blount, Miss Guard, Miss Sedgwick. At three o'clock the pupils assembled in the assembly rooms where the pupils and teachers were addressed by the State Supt. briefly upon some of the common and practical questions that concern every-day school-life. In addition to the useful hints given he congratulated the teachers and pupils upon their good order and system manifested during the recess intervals and their attention to work during recitation hours. His address to the five hundred children in assembly was appreciated and especially encouraging to the teachers who have this responsible work in charge. The State Superintendent will visit the school sometime again during the present school.

A Real Railroad.

Sometime since a railroad project, running from Yaquina Bay to Airlie in the valley, was put in operation. At a meeting recently held at Toledo, C. D. Kennedy was made president of the company and it is said they actually intend to build the road. They should be given all requisite encouragement.

MARRIED.

ROGERS—MISNER At the residence of the bride's parents, in Benton county, opposite Albany, on Sunday, November 1, 1891, by Rev. Gould, Mr. J. O. Rogers and Miss Matilda Misner, all of Benton county.

For one week only the Ladies Bazaar will make a big reduction on all trimmed millinery.

THE INGRAM MURDER

Frank Ingram on Trial for Slaying His Brother.

THE EVIDENCE NOT ALL IN

The Verdict of the Jury Will Probably Be Rendered To-Day—The Testimony.

The Ingram murder case, wherein Franklin Seward Ingram, aged 32 is charged with the murder of his brother, Henry Ingram, aged 46, on the evening of Oct. 8th, last, was commenced in the circuit court yesterday before Judge Boise. Prosecuting Attorney Geo. H. Bingham and Deputy J. R. Wyatt and Mr. H. H. Hewitt appeared for the state and Hon. J. K. Weatherford and Mr. W. R. Bilyeu for the defense. The case was called at 9 A. M. The forenoon was occupied in selecting a jury, which is as follows: John Wright, A. J. Davis, G. C. Moon, Albert Umphrey, A. J. Shelton, S. S. Myers, Peter Bither, W. E. Potter, J. N. Galliford, W. S. Elliott, Frank Peterson and J. B. Dundoff.

On the reconvening of the court at 1 o'clock Deputy District Attorney J. R. Wyatt on behalf of the state, addressed the jury, stating that the prosecution would endeavor to establish that the two brothers resided about 200 yards apart, that on the night in question Henry Ingram was killed near the residence of his brother Frank by the latter that he was first struck and felled by a blunt instrument and afterwards shot three times with two heavy revolvers, resulting in his death, that all three of the shots were fired while the deceased was lying upon the ground in a helpless condition, that no one was present at the time of the shooting except the prisoner and the deceased, that the deceased was a quiet, peaceable citizen, and that the crime was a premeditated and carefully planned murder. A diagram of the premises, showing the houses of both men was presented to illustrate the positions of the men at the time of the shooting.

Mr. W. R. Bilyeu then addressed the jury, stating that the defense would endeavor to prove that the killing was done in self defense. Counsel also presented a map showing the positions of the buildings, the hog pen in the orchard where the shooting was done, and the positions of the men. He stated that the defense would establish that on several occasions before the shooting a man, and on one occasion two men, one of them armed, had been loitering about the house of the defendant in the night time; that the defendant became alarmed for his safety, and with the aid of his hired man armed himself and on the night of the killing went out into the orchard to watch for the marauder; that he saw a man approaching, and when he came quite near saw that he had a gun. He called to him "hands up," and then the deceased fired at the defendant with a shot gun, whereupon he returned the fire with his revolvers, and when he found that the shots had resulted fatally he then discovered that he had killed his brother; that another man was then seen running away from the other side of the house; that he also fired at the defendant, which shots were returned by Frank Ingram, but without effect. The claim of the defense, counsel stated, was that these two men had gone to the house of the defendant for the purpose of killing him, and that the killing was done in self-defense.

THE STATE'S EVIDENCE.

The first witness called on the part of the state was John Oakley. The witness was a lad of about 16. He was at the house of Frank Ingram on the night of the murder and was in bed. He heard a shot fired up toward Henry Ingram's house, and afterwards heard the pistol shots and got up. On going out he saw the deceased lying upon his back on the ground, and Frank Ingram and Chas. Lowden, the hired man, standing near. Frank said he had killed a man. Witness did not know who was killed until the coroner's jury met. He saw Henry Ingram's gun and Frank's revolver's. About the time he heard the first shot he heard a cry, "Oh, murder!" but did not recognize the voice. The defendant's pistols, and the hat, vest and jumper of the deceased were introduced in evidence. After the crime the defendant sat down and read the newspaper. He went out of the house once or twice and afterwards said he had lighted a match and said he thought the dead man was his brother Henry.

On cross examination the witness said that previously on several evenings Frank had gone out of the house with a revolver, saying a man was prowling around outside. The dog barked as if some one was outside. The shotgun of the deceased was introduced and recognized by the witness.

C. W. Watts testified that on the night of the murder he went out to Frank Ingram's, arriving about 11 o'clock. He was one of the coroner's jury. The deceased was lying upon his back, with his head thrown back, with a hat beneath the head, one hand closed upon his breast and the other by his side. The gun was lying on his left side about three feet away, the breach nearly opposite his shoulder. The gun had no dirt upon it. He examined the wounds. The balls all lodged just under the skin opposite the place of entering. Witness examined the shot gun of Henry Ingram. It seemed to by dry inside. A shot fired from where Henry Ingram was in the direction of Frank behind the apple tree would have struck some of the buildings or the tree. No indication of such shot could be found. Witness examined the buildings the next morning. He also went to the house of the deceased. He saw a pheasant that had been recently killed lying upon the table. There were no loaded cartridges in the house, and none were found on the body the evening before. At Henry's house the table was set for one, and the dishes were not washed. On the night of the killing the defendant said that some people had been coming around the house. That night he told the Oakley boy to stay in the house and the hired man to take the gun and go to the barn and watch. He took the pistols and went to the orchard. He said he had been up late at night lately and was sleepy. He took a stand behind an apple tree and went to sleep. He was awakened by footsteps and awoke to see a man standing in front of him. He told him to throw up his hands when the man shot at him. He then shot and killed him. He also heard a noise in the orchard and shot at that. He then saw the fallen man move and shot him again in the face. He said he did not know who he had killed until the coroner's jury arrived.

Dr. W. H. Davis testified that he had examined the wounds of the deceased about 11 o'clock on the night of the shooting. He corroborated the former witness as to position of body and gun. The doctor explained the nature of the wounds and said: The balls in breast ranged down and lodged beneath the skin. The face was powder burned and very bloody. I examined the scalp and found no wounds except the shots. There might have been a wound upon the head but I did not discover any. I examined the buildings, but saw no indication of any shot from a shot gun. The shots could not have been fired where the deceased was standing unless the defendant was above him. The shots ranged down.

A. Blevins testified that he examined the place after the shooting. A shot fired by Henry Ingram in the direction of the place where the defendant was standing would have struck a building or a tree. No marks of any shot could be found.

George Luper swore that he lived a mile from the place of the killing. He heard three shots fired on the night of the murder. They were distinct and all sounded alike. If Henry had shot toward Frank where they were standing the shot would have struck a building or an apple tree. No such shots were found. I examined Henry's house the next morning. There were no loaded shot gun shells in the house and no other weapons.

A. Settlemeir testified that he lived joining Frank Ingram and about a quarter of a mile from Henry Ingram's. He made a careful examination of the buildings. He corroborated the other witnesses. He said Henry Ingram returned from Albany about half an hour before sundown. He was hauling baled hay to town. Witness saw a bright light at deceased's house about 8 o'clock. It looked like the door was open.

George Whitlow testified that he lived at Mr. Settlemeirs. On that night he heard three or four shots. He saw a light at Henry Ingram's about 8 o'clock, which was about fifteen or twenty minutes before the shooting. None of the shots sounded like a shot gun. I saw the light about fifteen minutes before Mr. Settlemeir went to bed.

Mrs. Whitlow corroborated the evidence of her husband, and testified that at 8:30 she saw a light at Henry Ingram's. She heard four shots fired about 8 and about dusk heard several shots near Henry Ingram's house. She saw a man there. Her children went home with the deceased and remained there until after dark.

D. T. Wyman testified that he assisted in preparing the body for burial, and in washing the head found a bruise on top. It was quite a gash, half or three-quarters of an inch long. He examined the deceased's hat and found a cut in it which had hair sticking in it.

L. W. Deyoe swore that the the prisoner purchased some revolver cartridges and powder and shot of him on the evening of the murder. He said some one was "after his scalp" and he was going to be ready for them.

Mrs. Isabel Guess, sister of the defendant, swore that she had washed the shirt the deceased wore when he was shot.

John Morgan recognized the deceased's hat. He said Mr. Weatherford introduced the hat before the grand jury.

B. H. James, undertaker, testified that in dressing the body they found a small wound on the head above the ear about three quarters of an inch long. It appeared to have been bruised.

C. W. Watts, recalled, said he examined the ground where the body lay. He saw no stub or stick that could produce a wound on the head in falling.

Mr. Luper, recalled, testified to the same fact.

The prosecution rested, and the court took a recess until 7 o'clock.

EVIDENCE FOR THE DEFENSE.

J. G. Crawford testified that he went out to the place of the killing and made photographs of the premises, which were introduced in evidence. Witness explained that there was room for a shot to have been fired without striking the building if the gun was pointed 8 degrees to the left from where Frank Ingram stood.

Joseph Koch was next sworn. He made the plat of the premises introduced by the defense, and explained the distances, and said there was an opening between the hog pen and the apple tree of a few feet where a shot could have passed.

W. B. Barr testified that he viewed the premises where the shooting occurred with Mr. Koch and corroborated his testimony.

Monroe Needham was next called. He lives one and a half miles from the place of the killing. On that night about 8 o'clock he heard several shots about 8 o'clock in that direction.

Moses Guess testified that on Friday night before the killing he was at Frank Ingram's and saw a man at the window. He and the hired man went out, and the intruder ran away toward the barn. They chased him a few hundred yards. Frank Ingram was not at home. It was about 8 o'clock. The hired man Lowden fired his gun, but not at the man.

Charles Lowden was then called. He swore that he came from Woodburn and went to work for Frank Ingram on Sept. 24. He said: On Friday night before the killing the dog barked fiercely. I went out to the pump and saw something move down close to the window. A man got up an ran crouching away I ran back to the house and told Mr. and Mrs. Guess. I loaded the musket and went out to the corn patch. I laid down and waited half an hour. Presently I heard a noise out in the stubble, and saw a man walking away. I fired the musket when he moved faster and got a good gait on him. I did not tell Frank until the next day. We went to Albany in the evening and I told him about the affair. He said if that was the case he would arm himself and be ready for him if he came around again, and he went to send after a revolver. On Monday Frank cleaned up his revolver. In the evening the dog began barking again, and we all went out armed, but saw nothing. The next morning we saw strange tracks where a man had been prowling about. Another evening I saw a man standing in the barnyard. He stooped down and seemed in no hurry to go. I saw he had a gun or a club. I hastened to the house and called to Frank and told him about it. I took the gun and started after him. When I got over the fence I saw him running in the stubble up the fence. I heard a man shoot and I fired the old musket. I met Frank and took his revolver and followed the man to see where they went to. I hid behind the fence and saw both men, one a tall man and the other a short man. They went toward Henry Ingram's and got over the fence out of sight. That night Frank and I went to Wm. Looney's and borrowed a shot gun to protect himself, and Frank slept in the barn that night. On Thursday evening Frank told me to go to the barn and watch, and to young Oakley to stay in the house and wash the dishes. Frank took two revolvers and left the house. Soon I heard a shot. About 8 o'clock I heard an awful shooting toward the house. I went in that direction. I met Frank who said he had killed a man. "I have got one of them," Frank said, "but you had better look out there is another man, I heard him run away." I saw the dead man lying on the ground with a gun beside him. Frank said the man had fired the gun and he had killed him, but did not know who it was. I went to town to notify the sheriff at Frank's request.

The witness told a long story glibly and was subjected to a rigid cross examination, but he could not be made to digress from his story.

At the conclusion of his testimony the court adjourned until 9 o'clock this morning.

PROGRAMME.

Of the Farmers' Institute to Be Held in Harrisburg Nov. 13 and 14.

The following is the programme of the Farmers' Institute, to be held in the Christian church at Harrisburg, Nov. 13 and 14, 1891.

The local committee is: J. F. McCartney, Dr. J. F. Henerex, M. Fuller, Mrs. Damon Smith, Saml. May, and G. W. Ishman.

FRIDAY, NOV. 13TH, 7:30 P. M.

Music.
Address of welcome—Mayor Lasell.
Music.
Response—Prof. B L. Arnold.
Music.
Sugar beet,—Prof. G. W. Shaw.
Discussion.
Music.
Demonstration of the workings of the Baley cream separator, with remarks on dairying in the Willammette Valley—C. H. Schmidt.
Discussion.
Music.

SATURDAY, NOV. 14TH, 9:30 A. M.

Some personal experience in farming in Oregon—M. Fuller.
Discussion.
Rotation of crops—J. F. McCartney.
Discussion—Prof. French and others.
Silo and ensilage—Prof. H. T. French.
Discussion.
Breeds of hogs and the proper caring for pork—Open discussion.

1:30 P. M.

Questions from question box.
Music.
Hop raising in Linn county—Dr. H. A. Davis,
Discussion—I. Cartwright and others.
The codling moth and the apple question—Prof. F. L. Washburn.
Discussion.
Music.

7:30 P. M.

Music.
Questions from question box.
Music.
Farm accounts—Prof. W. W. Bristow.
Discussion.
Music.
Some common weeds—Prof. M. Craig.
Discussion.
Music.
Closing remarks.

NEWS OF THE COAST.

Interesting Items from Exchanges Throughout the Northwest.

The Dalles Chronicle tells of a wagon-load of produce recently brought to that city which consisted of but six heads of cabbage, the half dozen filling the wagon-bed. These mammoth cabbages were raised on the dry hills near the Des Chutes river, and were the wonder and admiration of all who saw them.

Thursday morning a one-armed man named Sutton was found nearly dead at Weston. The morning before he went to Athena with two traveling men from Milton. On his return, when within the city limits of Weston, the rain and darkness caused him to lose the road, and the rig went over the embankment. Sutton was fatally hurt and died at Weston Friday noon from the effect of his injuries. He was not seen until the morning after the accident, when passing school children discovered him and notified the marshal. The deceased had run a livery stable at Milton for some years, and is well known in that neighborhood. He was 38 years old and leaves a young wife and one child.

The new Catholic cemetry, which adjoins the city cemetry at Walla Walla, was dedicated Sunday. Curiously enough the remains of Henry Kinzie, who conveyed a ten acre tract to the church for cemetry purposes, were the first to be interred in the new burial ground. The funeral of Mr. Kinzie, who was well and favorably known at Walla Walla, occurred on the 29th ult.

COUNTY COURT PROCEEDINGS.

P. Cohen vs Brown Huston, dismissed at cost of plaintiff.

George Luper was appointed supervisor of district No. 17 vice Henry Ingram, murdered.

C. F. Wright vs M. A. Loftus, confirmation ordered.

Adjourned until Friday morning. Commissioner Cooper going to inspect bridges, and Commissioner Rumbaugh ill.

Following bills were allowed:

G. C. Cooley, aid Mrs. Clark	$ 10 00
O. P. Coshow Jr., aid Hall family	10 00
Ladies Aid Society, aid to Long children and Henry Crain	15 00
John Boyd, aid J. W. Cox	10 00
D. W. Rumbaugh, aid Mrs. G. F. Junkey	10 00
Glass & Prudhomme, stationary	5 00
State vs John Peters, fees	11 60
R. W. Moses, acct roads	13 90
Harrisburg Lumber Co	51 69
Geo. Farnard	22 50
D. R. N. Blackburn, salary	100 00
W. Curl, salary	83 75
Andrew Jennings, roads	119 13
Mrs. E. Murry, board jury	3 25

French Tansy Wafers.

These wafers are for the relief and care of painful and irregular menses, and will remove all obstructions, no matter what the cause, and are sure and safe every time. Manufactured by Emerson Drug Co., San Jose, Cal., and for sale at J. A. Cumming's drug store only.

Notice to the Public.

I have this day sold to R. G. Watson & Co., the grocery store and comission business heretofore carried on by me, at the corner of Ellsworth and Second street, consisting of stock of groceries, provisions fixtures, etc. I will pay all bills incurred by me while conducting said business, on presentation. I retain the book accounts, and parties indebted to me can call and pay at the store until Dec. 1st, 1891. R. G. Watson & Co., receipting for me. After that date all unpaid accounts will be placed in the hands of my attorney for collection. E. J. LANNING.

Nov. 2, 1891.

Having bought the grocery and commission business carried on at the corner of Second and Ellsworth streets by Capt. E. J. Lanning, and laid in a full and complete stock of choice family groceries and supplies, we respectfully solicit the patronage of former customers and of the people generally of Albany and vicinity.

R. G. WATSON & Co.

Referring to the above I take pleasure in recommending my successors, R. G. Watson & Co., to former customers and the people of Albany and vicinity.

E. J. LANNING.

Nov. 2, 1891.

Will be Established.

Arrangements it is said have about been perfected for the removal of the cannery of Hon. Allen Parker, from Yaquina Bay to this city, and change it into a fruit cannery. It is to be hoped that the project will succeed, and it should be given an earnest and hearty aid by our citizens.

Drowned.

Wednesday forenoon the foreman of the government works at Newport, Yaquina Bay, was washed off the end of the tramway on north beach and was drowned. His body had not been recovered at last accounts.

Fail to do Our Duty.

Everybody has at times failed to do their duty towards themselves. Hundreds of lady readers suffer from sick headache nervousness, sleeplessness and female troubles. Let them follow the example of Mrs. H. Herbechter, Stevens Point, Wis., who for five years suffered greatly from Nervous Prostration and sleeplessness, tried physicans and different medicines without success. But one bottle of Dr. Miles' Nervine caused sound sleep every night and she is feeling like a new person. Mrs. Elizabeth Wheeler, Laramie City, Wyoming, who tried all other remedies, declares that after three week's use of the Nervine for Headache, Nervous Prostration, etc., she was entirely relieved. Sold by Stanard & Cusick. Trial Bottle Free.

Fell Dead.

These words are familiar to our readers, as not a day passes without the report of the sudden death of some prominent citizens. The explanation is "Heart Disease." Therefore beware if you have any of the following symptoms: Short Breath, Pain in Side, Smothering Spells, Swollen Ankles, Asthmatic Breathing, Weak and Hungry Spells, Tenderness in Shoulder or Irregular Pulse. These symptoms mean heart disease. The most reliable remedy is Dr. Miles' New Heart Cure, which has saved thousands of lives. Book of testimonials free at Stanard & Cusick, who also sells the New Heart Cure.

Sure Cure for the Liquor or Opium Habits.

The East India cure for these awful habits can be given without the patient's knowledge, and is the only known specific for the purpose. it is not injurious in the least degree; manufactured by Emerson Drug Co., San Jose, Cal., and for sale at J. A. Cumming's drug store only.

Have you seen those beautiful cement walls in the cemeteries, put up by E. W. Achison, at all the cost of stone.

DR. PRICE'S
Cream Baking Powder.
Used in Millions of Homes—40 Years the Standard

MEN'S, BOYS' AND CHILDREN'S

OVERCOATS!

We have overcoats for the big,
And Overcoats for the small,
Overcoats for you one,
And Overcoats for you all.

A GREAT OVERCOAT SALE!

We make OVERCOATS a leading specialty, and can truthfully assert that no such an assortment has ever before been seen in the Willamette Valley. We have:

Cape overcoats — Ulster overcoats — Box overcoats
Long overcoats — Chinchilla overcoats — Cheviot overcoats
Melton overcoats — Kersey overcoats — Beaver overcoats
Worsted overcoats — Stockinet overcoats — Corkscrew overcoats

We have Blue, Black and Brown Overcoats
We have Tan, Snuff and Slate Colored Overcoats,
Overcoats with fur on and overcoats without fur
Overcoats with Velvet Collars, Overcoats with cloth collars
We have single and double breasted overcoats
We have overcoats for the small man as well as the large man

We have overcoats with silk lining, and overcoats with cassimere lining, we have overcoats with farmer-satin lining, and overcoats with worsted lining. Call while the assortment is large and make a selection.

WE HAVE A FEW OF OUR

World-beating $1.00 Suits for Boys

IF YOU WISH ONE.

T. L. Wallace & Co.,

ALBANY, STRAHAN BLOCK. OREGON.

WHERE?

In the World shall I Buy?

TRY US!

FOR PRICES, QUALITY CONSIDERED.

WE BUY THE CLOSEST
AND SELL THE LOWEST.
YOU GET THE BENEFIT.

SO WE CLAIM. CALL AND SEE.

L. E. BLAIN,
The :-: Leading :-: Clothier
AND
Merchant Tailor.