



CIRCUIT COURT

DOHERTY AND McCASLIN FOUND GUILTY.

Court Business Will Probably be Finished This Week.

Circuit court is still in session in finishing up the longest term held in Morrow county for years. The case of Dan Doherty who was indicted for murder in the second degree for the killing of Oscar Allen occupied more time than any other case tried.

Doherty, who was a prominent citizen and well known, occupied much attention.

The prosecution, headed by District Attorney Phelps, was vigorous and active in the case and nothing was overlooked in prosecuting every phase of the circumstances surrounding the case.

In the defense, Judge Fee, of Pendleton and Sam Van Vactor of this city put up a strong case for the defendant.

Every inch of ground was contested. No points were overlooked. The case was ably presented by the defense and the verdict was somewhat of a surprise.

Immediately following the Doherty case came the trial of McCaslin, charged with the murder of E. F. Zaspell.

McCaslin was indicted for murder in the first degree. To secure a jury took more time than in any other case at this term.

In all 37 men were examined before the necessary twelve were accepted. The bigger part of three days were taken up in securing the jury.

VICTORY FOR THE DEFENSE.

In securing the jury for the McCaslin case it is not strange that it took sometime, for the reason that the citizens in general were interested and consequently well acquainted with the details in general.

The well earned reputation of District Attorney Phelps as a prosecutor was certainly carried out in this case where he had the best of it.

It seemed the old story of a drowning man grabbing at a straw for tee defense. Sam Van Vactor who has been employed in all of the principal cases in this term won the admiration of all in the able and strong defense put up for his client.

Alone and unaided in the defense, Mr. Van Vactor presented a masterpiece of oratory in defense for the man without a friend and without money on the trial for his life.

Uneducated, without friends and a miserable excuse for his life, McCaslin can thank the stars and his able and eloquent lawyer, Sam E. Van Vactor, that he is saved from the stretching of hemp.

Van Vactor's speech was touching in the extreme in this case and a verdict of second degree was considered a great victory for the defense.

The jury in this case was:

H. A. Yocum, H. R. Smith, Jas. A. Brown, H. P. Long, R. F. Wigglesworth, Frank Young, John H. Miller, N. A. Clark, Peter Nash, Geo. M. Allen, F. C. Dillingham, John Jenkins, out of 37.

Frank C. Friedrich plead guilty to larceny from a dwelling and

was sentenced to one year in the penitentiary. Friedrich stole a pair of opera glasses from Mrs. C. E. Redfield about one year ago and was detected by offering the glasses for sale a short time ago.

THE MACHINERY NOW INSTALLED

Herren Saw Mill Now Ready for Sawing

The new plant for the Herren saw mill has been installed and will soon be in active operation.

The new machinery is of the latest pattern, and power is furnished with a 45 horse power engine.

The capacity of the mill will be 20,000 feet per day. The mill is located on Willard Herrins place, near the Willow Creek coal mines where there is a fine body of timber.

In Memoriam.

To the officers and members of SanSouci Rebekah Lodge No. 33 I. O. O. F.

We your committee appointed to draw up Resolutions of Sympathy on the death of our sister Grace Hayes, beg to submit the following.

WHEREAS: The supreme ruler of the Universe in his infinite wisdom has called to her eternal rest our beloved sister Grace Hayes.

Therefore be it RESOLVED: That the members of San Souci Rebekah Lodge No. 33 hereby tender their sincere sympathy and condolence to the family in this hour of sad bereavement.

RESOLVED: That these resolutions be spread upon the minutes of our Lodge and a copy be sent to the family and also a like copy be sent to the Heppner Times and GAZETTE for publication.

Fraternally submitted,

Committee: OLIVE FRYE, MARGARET JUSTUS, MARGARET EMERSON

Big Cattle Shipments.

Nearly 10,000 head of cattle have been shipped from Ontario during the past two weeks, says a letter from Ontario. Ontario is the principal stock shipping point between Portland and Salt Lake. Following is the shipment: Homer & Bivins shipped 203 head to South Omaha; Parsons & Hanley shipped 302 head to Granite county, Mont., 1032 head to South Omaha, 514 head to Fort Benton, Mont., 75 head to Malta, Mont., 419 head to Horace, Neb., 1704 head to Merrill, Mont., 1207 head to Miles City, Mont. Parson & Hanley shipped 100 more cars of cattle yesterday and today.

La Grande Observer: With the advent of warm weather comes a serious problem to the fruitgrowers of Union county. From every district in the valley come calls for cherry pickers. So bumper like is the crop that the growers feel assured they will be unable to care for the picking in the proper time unless there is an influx of pickers from points without.

Estacada has been sued for the interest on its water bonds, no interest having ever been paid. One quite good reason, according to the News is that there have been no funds to pay with, and second, the present mayor and city council consider the bond issue illegal and are disposed to bring it to a test at law. It is claimed that the debt incurred by the issuance of these bonds is in excess of the amount which the charter says the city may contract.

NEW DEPUTY DISTRICT ATTORNEY

C. M. White Appointed to fill Vacancy

Owing to the fact that Deputy District Attorney Notson was elected County school superintendent and has resigned, Attorney C. M. White of Ione, has been appointed by District Attorney Phelps to fill the vacancy.

Mr. White was recommended by the Morrow County Bar, and his appointment will meet with general satisfaction.

Jeff Neal went to Portland this morning.

S. I. Stratton was up from Ione, Saturday.

E. Bergstrom was in from Gooseberry, Tuesday.

Emil Scharff of Monument, was in the city Monday.

Mrs. Lottie Reed returned to her home at Sand Point, Idaho, Wednesday.

Allen Porter and daughter of Long Creek, were guests at the Palace, Saturday.

Uncle Bill Brown of Dalles is sure he has struck oil on his farm near that town.

The Independence creamery is making from 3,000 to 4,000 pounds of butter a week.

F C Marquardsen returned from Spokane, Tuesday, where he has been buying goods.

Hood River's Fourth celebration will be an exceptionally big one, because of the new county.

Gate Creek precinct, in Lane county, gave 65 votes in favor of the university and only five against.

A Red June apple tree in The Dalles whose apples will ripen in July has put forth a second supply of blossoms.

Borers for oil north of Dallas got a slight flow at a depth of 300 feet, and will soon try blasting with nitro-glycerine.

Judge Ayers was a passenger for Hermiston, this morning where he goes to attend a convention of the Baptist church.

Marquardsen conducts his own sales, hence the 10 per cent paid to sales agent he will give to his customers who are the only persons entitled to a rake off.

A woman 45 years old arrived in Mosier driving a team of three dogs that drew a wagon carrying 300 pounds. She had traveled over 200 miles.

The little town of Haines, about 12 miles north of Baker City is growing very fast, says the Baker City Democrat, which gives a lot of particulars.

A woman with three little children and a few effects in a push cart and entirely destitute passed through Eugene from Marion county to California.

Rust caused by the long spell of cold damp weather last month will considerably decrease the yield of wheat in portions of Umatilla county.

Wood River valley may appropriately be termed the land of artesian wells. Already there are 12 wells flowing steady streams, and in many instances the water is forced from 3 to 15 feet above the level of the ground. These wells range in depth from 110 to 230 feet, and the water is cool and clear, making it suitable for all uses, says the Klamath Falls Herald.

Mrs. R. S. Penell is visiting in Portland.

Albany's new fruit cannery has started up.

Having gone dry, Silverton will also go dark, for awhile.

Clatsop county is doing a good deal of road improvement.

Fine catches of fish are made in the Nehalem and Clatskanie.

Dalles will have a three days street fair, June 25-27.

One man near Monmouth has contracted 30 tons of cherries to be canned.

More than 1,000 pickers will be employed in the Milton-Freewater berry fields.

A great Fourth celebration is planned at Joseph, on Wallowa lake.

Mrs. Vivian Tullis of Pendleton came to Heppner Tuesday to visit relatives.

Nearly 10,000 head of cattle were shipped from Ontario in the last two weeks.

New arrivals looking for fruit lands continue to appear in the now famous Rogue River valley.

Miss Daisy Hendrickson and Mrs. Emerson returned Saturday, from a two weeks visit to Portland and other valley points.

Mitchell will soon have a drug-store, says the Sentinel. This happening just as Mitchell becomes legally dry may be a mere coincidence.

The counties' going dry have given a great boost for skating rinks, bowling alleys, merry-go-rounds, soda water shops, lemonade stands and other dry concerns.

A Curry county German farmer heard what he thought was his dog trying to get into his smoke house one evening, and went out and gave the animal a kick, when it turned around and grasped him, and he yelled so that his wife came out and poured hot water on the brute, which let loose just in time to save the man's life. It was a big black bear. Nobody can disprove this.

BORN.

Van Vactor—To Mr. and Mrs. S. E. Van Vactor, Thursday, June 11th, a boy.

Notice.

Notice is hereby given that I will not be responsible for any debts contracted by my wife, she having left my bed and board. M 28-118. Mahlon Haworth.

Chronic Constipation Cured.

One who suffers from chronic constipation is in danger of many serious ailments. Foley's Orino Laxative cures chronic constipation as it aids digestion and stimulates the liver and bowels, restoring the natural action of these organs. Commence taking it today and you will feel better at once. Foley's Orino Laxative does not nauseate or gripe and is pleasant to take. Refuse substitutes. Slocum Drug Company

Human Filters.

The function of the kidneys is to strain out the impurities of the blood which is constantly passing through them. Foley's Kidney Remedy makes the kidneys healthy so they will strain out all waste matter from the blood. Take Foley's Kidney Remedy at once and it will make you well. Slocum Drug Co.

Wanted—Man to appoint sub-agents to sell stock for a large timber and lumber company, liberal commission. 515 Rothchild Bldg, Portland, Oregon.

Everybody wants to know what The Oregonian has to say.

Notice.

Notice is hereby given that I, the undersigned, under and by virtue of the laws of the State of Oregon, prohibiting the running at large of animals within Morrow county, have taken up and have in my possession at my place 7 miles southeast of Heppner on Willow creek in Morrow County, Oregon, the following described animals: One blue roan gelding, about 12 years old, brand with bar under letter F on right shoulder, weight about 800 pounds.

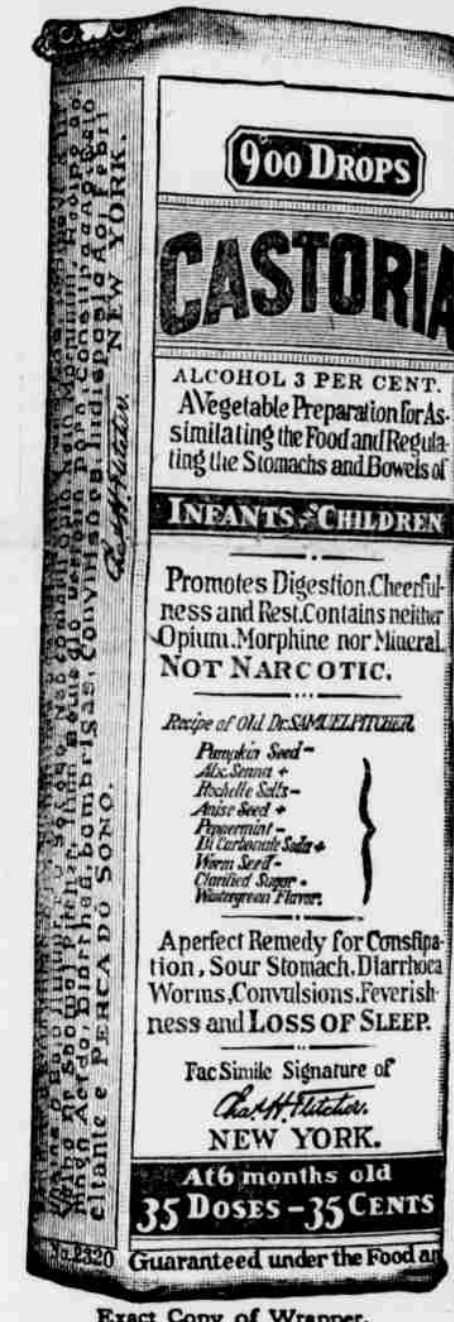
One sorrel gelding, about 12 years old, branded with mutilated triangle on left side and letter P on left shoulder, weight about 800 pounds.

The owner or owners of said animals are hereby notified that unless the same is claimed within the proper time or manner, that I will on the 13th day of June, 1908, at the hour of ten o'clock in the forenoon of said day at my said farm sell the said described animals in the manner and for the purposes provided by law.

Dated this 4th day of June, 1908.
AL FLORENCE.

The Star Drilling Machine Co.

is erecting a plant at PORTLAND, OREGON for the manufacture of their world famous PORTABLE WELL DRILLING MACHINES for water, oil, gas, etc., etc. A moderate amount of money will start you in a profitable business. STAR PORTABLE DRILLING MACHINES have been proved by Competitive Tests to be The Best In The World. For full particulars regarding well drilling machines, tools, supplies, etc., write to THE STAR DRILLING MACHINE CO. PORTLAND, OREGON, or AKRON, OHIO.



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Loans Made at Eight Per Cent.

FOUR PER CENT INTEREST PAID ON TIME DEPOSITS

WE ARE GROWING

Gain in Deposits, month of January..... \$19159.50
February..... 8593.01
March..... 10,396.63
April and May..... 51,646.48

Total gain for first five months, 1908..... \$89,779.50

NOT BAD FOR THE DULL SEASON.