

## Polk County Observer

J. C. HAYTER,  
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DALLAS, OREGON, DEC. 16, 1910.

The way to build up Dallas is to sat-  
isfy the Dallas people.



The Woodburn Independent hasn't got the cobwebs out of its brain yet, and commenting upon our recent editorial upon causes that caused Bowerman's defeat, says "if every nominee on the state ticket had been elected by the direct primary and not first chosen by an assembly the full Republican ticket would have been elected." As the ticket beginning with Hawley and Benson and down the line with few exceptions was first recommended by the assembly and afterwards ratified by the primary, according to the Woodburn man's logic they must all have been defeated, but the returns strangely show them to be elected. The whole matter is so well understood outside of Woodburn as to require no further comment at this late day, but for its benefit it might be added that the anti-assembly yell was raised by the Democrats, who centered their efforts against Bowerman, and enough Republicans were fooled into voting against him while at the same time they voted for others on the ticket who received their nominations in precisely the same way. That they now realize how completely they were fooled does not help matters any, and as they witness the building of the Democratic machine which is planned to sweep the last vestige of Republicanism from Oregon and insure a Democratic electoral vote two years hence they may feel that holy joy that permeates the man who applies the acid to his latest bargain in gold bricks.—Hillsboro Independent.

### COURT HOUSE NOTES

Court Items, Real Estate Transfers, And Other News Briefly Told.

**Real Estate Transfers.**  
J. H. Moran to Mina Cornelius, 2.37 acres in Monmouth, \$1500.

M. L. Thompson and C. J. Pugh to Isaac Hughes, 50 acres, t 8 s, r 6 w, \$1000.

U. S. to Thomas J. Pieppin, 40 acres, t 7 s, r 7 w, patent.

U. S. to Thomas J. Pieppin, 100 acres, t 7 s, r 7 w, patent.

Forrest L. Guthrie et ux to Rose Broadley, 31.72 acres, t 7 s, r 5 w, \$2000.

Henry Lehman to J. S. Shanks, 80 acres, t 6 s and 7 s, r 6 w, \$4000.

E. A. Tedrow et ux to Andrew P. Siefarth, lot in Dallas, \$8000.

M. D. Wilkins et ux to E. B. Ovelman, lots in Dallas and 45 acres of land in t 8 s, r 5 w, \$12,000.

**Probate.**  
In re estate of Mary T. Nelson, deceased; bond filed and approved. R. R. DeArmond, W. S. Kurre and W. E. Craven appointed appraisers.

**Marriage License.**  
License to wed was granted to Walter Murray and Vera Tuttle.

**Baptist Revival Meeting.**  
The following are the topics and dates for the revival meetings in progress at the Baptist Church in this city:

Friday, December 16—"Found Wanting."

Sunday, December 18—"It Is Finished;" 3 p. m., "Playing the Fool" (Men's meeting); 7:30 p. m., "Come now."

Monday, December 19—"Why Jesus Came."

Tuesday, December 20—"Born From Above."

Wednesday, December 21—"Why Jesus Died."

Thursday, December 22—"The Unanswerable Question."

Friday, December 23—"The Question of the Ages."

Mr. Blackstone will sing at each service. A full chorus will lead in the service of song every evening. The people of Dallas are very cordially invited to these meetings to participate in them and listen to the discussion of these great living questions of such vital importance. No meeting will be held Saturday evening.

**Dies From Injuries.**  
Fred Ellis, who was the victim of a runaway on the Minnich farm on October 25, died yesterday morning at the Dallas Hospital. Mr. Ellis was about 33 years of age, and formerly lived in Michigan. He was working for Mr. Minnich at the time of the accident. Mr. Minnich telegraphed for instructions to Ellis' brother, yesterday morning, but up to the present time has not received an answer.

**Mrs. J. A. Brown Injured by Fall.**  
While returning from the home of her daughter, Mrs. Clara Mayben, Sunday, Mrs. J. A. Brown slipped on the sidewalk and fell, straining and breaking the tendons that fasten to the left shoulder. The injury was very painful, necessitating the calling of Doctor Starbuck. The tendons are healing as rapidly as can be expected.

**Eyes Examined by Experts.**  
and glasses fitted to relieve headaches, aches and other reflex troubles caused by eyestrain. We give you the best service at moderate prices and guarantee satisfaction. Drs. Fries & Rice, at Stauffer's Drug Store, Wednesday, December 21st.

**County School Superintendent.**  
Seymour visited the West Salem school Wednesday. Every Fall and early winter, Mr. Seymour makes at least one visit to all of the schools in the county.

**J. W. Caldwell returned to his home**  
in Perryville, yesterday, after a short visit in Dallas.

## LITIGATION IS ENDED

LONG DRAWN OUT HOP SUIT  
DECIDED BY SUPREME COURT

Krebs Hop Company Is Awarded  
Heavy Judgment in Case Against  
Livesley & Company.

After being in litigation for a period of time extending from March, 1905, to the present, the famous case of the Krebs Hop company vs. T. A. Livesley & Co. was finally decided yesterday morning, when the supreme court denied the petition of the latter company for a rehearing and affirmed its original judgment, which was in favor of the Krebs Hop company. This is the sixth time that this case has been before the supreme court upon the original appeal and petitions for rehearing and otherwise, and this is the ultimate and final decision of the case.

The case was based upon a contract entered into between the Krebs Hop company and T. A. Livesley in the year 1905. The contract covered a period of five years, and according to its terms the Krebs company agreed to sell to T. A. Livesley & Co. all the hops raised on the Krebs farm at 14 cents a pound. Livesley & Co. accepted the hops for the first year, although the market price was then but 12 1/2 cents. In the spring of 1906, when the payment for that year's crop, \$4000, came due, hops in the market were quoted at 10 cents and Livesley & Co. rescinded the contract, and from that time dates the litigation of the case in the courts.

The Krebs company began an action to collect the payment, and was given a judgment in the circuit court. An appeal was taken by Livesley & Co. to the supreme court and the lower court was sustained. A rehearing was petitioned for, but denied. Livesley & Co. then began a suit in equity to restrain the Krebs company from the collection of the judgment, and secured an injunction. Upon a hearing the circuit court dissolved it and decided in favor of the Krebs company. Again Livesley & Co. appealed to the supreme court, and again the decision went against it.

A rehearing was petitioned for and argued, but in the meantime Judge Bean retired from the supreme bench, and that meant the rearguing of the case. It was finally argued before the supreme court last spring, and the decision rendered yesterday by the supreme court finally disposes of the case.

Pending a decision in this case the Krebs company brought other actions for the violation of the contract on the part of Livesley & Co. and secured a judgment of \$6000 and interest. Another judgment of \$7000 and interest was secured in the circuit court, but the case is pending before the supreme court. Ever since the first year, 1905, Livesley & Co. have refused to accept the hops under the terms of the contract and in each instance the Krebs company has sold them at a profit.

As the case now stands, Livesley & Co. have paid for one crop of hops that it received and a judgment of \$6000 for hops never received has been collected. The judgment of \$4000, together with interest secured today, makes a second amount that it will have to pay for hops never received, and should the judgment received in the circuit court for \$7000 be sustained by the supreme court, there will be a third judgment that it must pay, and without having received a single bushel of hops in return. The Krebs Hop company was represented by the law firm of Carson & Brown, and Livesley & Co. by Wirt Minor and Wm. Kaiser.—Salem Statesman.

**Presbyterian Church.**  
Services at the Presbyterian Church for Sunday, December 18, 1910:

10 a. m. Sunday School.

11 a. m. morning service, Topic of sermon, "Reconciliation."

6:30 p. m. Christian Endeavor.

7:30 p. m. Evening service, Topic of sermon, "Life's Kind Intimations."

Midweek prayer meeting Thursday evening 7:30. You are very cordially invited to worship with us.

**Special Music.**  
MORNING:  
Voluntary "Andante Con Moto".....

Instrumental Solo—Miss Hazel Knight and Miss Leone Williams.

Essay—Miss Merle Hall.

Reading—Miss Beth Deal.

Solo—Miss Laura Poling.

Essay—Miss Inez Ridgeway.

Original Story—Miss Mabel Poling.

Song—Tropian Quartette.

Short Sketch, "His Old Sweetheart."

"Tropian Girls."

Paper—"Tropian Echo"—Miss Helen Guernsey.

**Utopians Will Entertain.**  
The Utopian Society of Dallas College will give their first open meeting of the year at the College chapel, Tuesday evening, December 20. All are cordially invited to attend this meeting. The following program will be given:

Instrumental Solo—Miss Hazel Knight and Miss Leone Williams.

Essay—Miss Merle Hall.

Reading—Miss Beth Deal.

Solo—Miss Laura Poling.

Essay—Miss Inez Ridgeway.

Original Story—Miss Mabel Poling.

Song—Tropian Quartette.

Short Sketch, "His Old Sweetheart."

"Tropian Girls."

Paper—"Tropian Echo"—Miss Helen Guernsey.

**Special Sale of Rockers.**  
The special sale of Rockers is still on at Fidler's. They are selling fast, so do not delay if you want a bargain.

**Skating.**  
Wednesday afternoon and night, Saturday afternoon and night. Special attention to beginners in afternoon.

**The Cost Is Small.**  
Buyer and seller can be brought together at a cost of only a few cents by placing an advertisement in the Observer's "Wanted" and "For Sale" columns. Try it the next time you have anything to buy or sell.

The annual show of the Polk County Poultry Association closed last night. A list of the prizes will be printed in Tuesday's paper.

Mrs. K. Enns has sold her 1910 crop of Italian prunes to Tilson and Company, of Salem, clearing \$2266. This amount was realized from an orchard of 12 acres.

News, Patterson and Owen, two commissioners from Jackson County, visited at the home of Alvin Brown yesterday. They are en route for home from the Good Roads convention, recently held in Portland.

## INDOOR CARNIVAL WILL OPEN

"Mumps" Delayed at The Dallas.  
Arrive at 2:10 p. m. Tomorrow.

Everything is in readiness for the Great Show that commences in the Armory this evening. The Dallas band parades this afternoon.

The opening day for the Great Indoor Carnival to be given in the Woodman Hall (armory) tonight, tomorrow afternoon and evening, is at hand.

Everything is in readiness at the big hall for the show. The Carnival management has done all in its power to prepare things so that all who come will enjoy the time of their lives. It may be that the hall will prove too small to accommodate the crowds, but inasmuch as there will be two performances on the main stage during each evening and Saturday afternoon, all will be given an opportunity of attending, for those who go first will get through and leave, and thus make room for the others wishing to attend. Everybody is going. The curtain raises at 7:45 p. m. The doors open at 7:30 p. m. There will be a performance of the Radium Dance at 7:30 p. m. This is on the lower floor, and those who desire can attend this show first before going up stairs.

This afternoon, the Dallas band will parade the streets of the city.

"Mumps" will not be on hand for the opening of the Great Carnival. It met with the misfortune of being side-tracked at The Dallas, and the delay will prevent it arriving until tomorrow afternoon at 2:10, when it will arrive on the Salem, Falls City and Western train. This delay is a hard blow to the Carnival, but inasmuch as the rest of the big show is to be so good, it may not prove as fatal as at first it seemed it would.

Don't fail to be on hand early. The first twenty-five ladies in the hall tomorrow night will be presented with a sack of confetti, to start the ball rolling. Everybody get the Carnival spirit. The more spirit there is, the more fun there will be. The motto of the Carnival is: "Throw care to the winds; enjoy yourself to the utmost."

**Eastern Star Elects.**  
At Tuesday night's meeting of Naomi Chapter, No. 22, Order of the Eastern Star, the following officers were elected for the coming year: Worthy Matron, Mrs. Millie Stauffer; Worthy Patron, A. B. Muir; Associate Matron, Miss Flora McCallion; Secretary, Mrs. Winnie Chapman; Treasurer, Mrs. Estela C. Barnes; Conductress, Mrs. Armilda Laughery; Associate Conductress, Mrs. Clarice Soehren.

**Aggregate of Fines Large.**  
According to the State Game Warden's annual report for 1910, there were 286 violations of the game laws, netting for the state \$10,026.

Legal blanks for sale at this office.

**BUSINESS LOCALS.**  
(Advertisements under this head are charged at the rate of 1 cent per word, first insertion; 1/2 cent per word for each insertion thereafter; 30 words or less, 1/2 cent per month. No advertisement inserted for less than 15 cents.)

**Wood For Sale.**  
For sale, 16-inch, dry Oak wood. O. DeHaven, two miles Southeast of Dallas. 10-25-1f.

**For Sale.**  
House and lot on Washington St., 2 blocks from Court house, 50 x 100 lot. Bath complete. All modern improvements. A snap if taken at once. \$1850. Inquire Brown & Shibley. 12-13-1m.

**Wanted.**  
Wanted, 20 or 30 good, fresh dairy cows. R. A. Campbell, Sheridan, Oregon. 12-6-1f.

**Jerseys for Sale.**  
Two Grade Jerseys for sale; one large, mature cow, testing 5.5, and one 1-year-old, testing 5.4. Both will be fresh in February. Two miles Southwest of Perrydale, G. G. Rompel, Dallas, R. 1, Box 55. Phone Pink 152.

**Notice.**  
Persons indebted to the estate of the late Dr. T. V. R. Embree are requested to call and settle their accounts with Mrs. Annie Embree. 12-2-1f.

**For Sale.**  
Oak and Cedar posts. Soehren Warehouse Company. 11-18-1f.

**Typewriter for Sale.**  
For sale, \$100 Oliver typewriter, in good condition. Used less than a year. Will sell for \$50. Inquire at this office. 12-2-1f.

**Lost.**  
A medium-sized dog, of bull terrier type. Color, yellow, and hair short. Liberal reward for information leading to his recovery. J. R. Embree, Airline, Oregon. Phone 2 on Camp. 11-25-1f.

**House and Lot Wanted.**  
I have a client who wishes to purchase a house and lot in Dallas. Call at my law office or phone 1692. L. D. Brown.

**A Bargain for Cash.**  
Two \$500 lots for \$250 each, on Main street. Pavement, sidewalk, nice fruit trees. The best buy in town. See S. B. Taylor, 201 Jefferson street, Dallas. 11-13-1f.

**Employment Wanted.**  
Man and family want work on farm, or will take charge of farm. Man understands caring for stock and general farm work. A. R. Stout, Dallas, Oregon. 11-13-1f.

**Board and Lodging.**  
Board and lodging house two blocks north of Courthouse on Jefferson St. Mrs. C. Freeman, 207 Jefferson St. 11-23-1m.

**House for Sale.**  
Good, new 3-room house on Shelton street, for sale; woodshed and out-buildings; city water. Apply at this office.

**For Sale.**  
General merchandise store; invoices about \$5500. Would take some real estate or trade. Address Box 143, Independence, Oregon. 11-25-1f.

**New Photographer.**  
Portraits, views, postcards, copying and enlarging. Eaton the Photographer, Burns Building, Dallas, Oregon. 10-11-1f.

**For Rent.**  
For rent, the Francis Wrightson place of 240 acres, in Pedee precinct. Oscar Hayter, Agent, Dallas, Oregon. 9-25-1f.

**Wanted.**  
All kinds of iron, rubber, brass, copper, zinc and hides. Highest cash prices paid. A. N. Halleck, Monmouth, Oregon. 3-12-1f.

**December Sunset.**  
Read in December Sunset magazine, "San Francisco, the Exposition City." Superbly illustrated in four colors. Now on sale, all news stands, 15 cents. 11-25-6f.

**Your Winter's Wood.**  
Order your slab wood now and be sure of having a good supply for Winter. I can sell you either slabs, blocks, or trimmings. Can furnish any other kind of wood desired. Plenty of good oak and fir. Send in your orders by either phone. Mutual, 1195 Bell, 443. AUGUST BOMAN.

**Notice of Final Settlement.**  
Notice is hereby given that the undersigned, administrator of the estate of Martha Elliott, deceased, has filed his final account in the County Court of the State of Oregon for Polk County, and that Saturday, the 14th day of January, 1911, at the hour of ten o'clock in the forenoon of said day, at the Court house in said County Court in the City of Dallas, Oregon, has been appointed by said Court as the time and place for the hearing of objections to the said final account and the settlement thereof.

THOMAS ELLIOTT,  
Administrator of the estate of Martha Elliott, deceased.

Oscar Hayter, Attorney.  
Dated and published December 16, 1910.

**Columbia Records.**  
No one thing will give so much pleasure, to so many people, for so long a time, at so little cost, as a  
**Columbia Graphophone**

And if you will come in and see this "BKT" outfit you'll believe it. A new aluminum tone-arm cylinder machine with flower horn and 6 records, costing \$37.10. Plays both 2-minute and 4-minute records. Other outfits from \$20 up—and you can buy them all on easy terms.

**FIDLER'S CASH STORE**

**DALLAS' POPULAR GROCERY**

We carry the famous DIAMOND "W" brand of Extracts, Spices, Coffee, Tea and Canned goods.

Fresh bread daily. The very best of fruits and vegetables can always be found at our store.

Simonton & Scott Dallas, Oregon

**SHERIDAN MEAT MARKET**

Dealer in all kinds of Fresh and Salt Meats. I also make a specialty of marketing all kinds of Live Stock, including Dairy Cows, Sheep, Goats and Hogs.

R. A. CAMPBELL, Proprietor Sheridan, Ore.

# CHRISTMAS

## ONLY EIGHT DAYS OFF

We have good and suitable presents for all at our regular reasonable prices. We make no attempt to double our profits because it is Christmas. Come, look our big stock over, and convince yourself. We always have the lowest prices for good goods, and we want you to compare our goods and prices with all our competitors.

## A Flying Machine Given Away With Each Boy's Suit

Take a look at our Suits, Overcoats, Sweaters, Boys Suits, Trunks, Suit Cases, Bath Robes, Smoking Jackets, Mufflers, Gloves, Umbrellas, Shoes, Slippers. The nattiest line of New hats to be found in the city. The largest and finest assortment of Handkerchiefs and Ties ever shown here. Everything for the lady. Shirt Waists, Silk Petticoats, all kinds of Silks, Furs, Kid Gloves. A swell line of Head Scarfs. Umbrellas, the strongest line ever shown in Dallas. Silk and Lisle Hose, Hair Switches, Fancy Hose Supporters, Pillow Tops, Laundry Bags. A very complete line of Fancy Drawn Work at from 20 cents to \$8.00. A new line of Fancy Ribbons. The swellest line of Dolls ever shown in Polk County, 10c to \$5.00.

### SEE US FOR CHRISTMAS PRESENTS

## Dallas Mercantile Company

## CHRISTMAS SHOPPING FOR MEN MADE EASY

Come in and look over our magnificent display and see what a splendid assortment of goods we carry that are suitable for Christmas gifts. You will then have no more worry over what to buy the men for Christmas.



One of These as a  
CHRISTMAS PRESENT  
Will Bring Joy to  
The Heart of Any Man

## Only Eight More Days to Christmas

Buy Now and Avoid The Last Day Rush

We invite special attention to our superb display of Holiday apparel, embracing all the desirable novelties of Christmas Clothes, Furnishings and Headwear. Our line of the Famous Florsheim Shoes is complete.

## Uglo Clothing House

THE HOME OF CLASSY CLOTHES