

SUIT FOR DAMAGES AGAINST W. E. BROWN

The Oregon & California Lumber Company, of which O. W. Hurd, the Florence merchant and sawmill owner, is one of the principal stockholders, has begun suit in the circuit court against W. E. Brown, president of the Eugene Loan & Savings Bank, for \$5000 damages and to compel him to execute a deed to 1560 acres of timber land which Hurd decided to him as security for a loan of \$25,000. The papers in the suit were filed with the county clerk late Saturday afternoon by Thompson & Hardy, attorneys for the plaintiff.

The complaint in substance is as follows: On October 10, 1903, Hurd borrowed from the Eugene Loan & Savings Bank the sum of \$25,000, the loan afterward being transferred to W. E. Brown. It was mutually agreed that Hurd should mortgage the lands delivered in the conveyance, consisting of 1560 acres in townships 17 and 18 south of range 9 west. While the conveyance was in the form of an absolute transfer of the land, it was understood and agreed by both parties to the transaction, at and before the execution and delivery of the same that the deed should simply be a mortgage to insure payment of the debt, and whenever the indebtedness should be paid, with interest at 7 per cent per annum, the defendant should immediately reconvey to Hurd the title to the lands. The plaintiff alleges that a sum sufficient to reduce the principal of the indebtedness to \$15,000 had been paid, and that on March 9, 1907, the plaintiff duly tendered the defendant the sum of \$18,849, in full payment of the indebtedness, with the interest, and presented a quit claim deed conveying the premises to the plaintiff. It is alleged that the defendant wrongfully and for the purpose of cheating and defrauding the plaintiff refuses to accept the payment of the indebtedness and mortgage and refuses to satisfy the mortgage or to execute the deed. It is alleged that the land in question is now valued at upward of \$50,000, and that the plaintiff is prevented from using the land and timber thereon, and is damaged thereby in the sum of \$5000. He asks for that amount of damages, for a decree of the court that said deed of conveyance be deemed a mortgage, that the amount due thereon shall be ascertained, that an accounting be had between the plaintiff and defendant as to the amount due the defendant, that the plaintiff be allowed to redeem said mortgage and that the defendant be required to convey the premises to the plaintiff by proper deed.

The land in question at the time the loan was made by the bank to Hurd was valued at about \$10 per acre, but is now worth not less than \$40 per acre, being some of the best in the lower Siuslaw country.

HARRISBURG ITEMS OF LOCAL INTEREST

M. W. Canter was a business visitor at Eugene Tuesday.

Miss Nellie Peters, of Eugene, spent Sunday in this city visiting with relatives and many friends.

Mrs. W. L. Wright and Miss Elsie Pierce went to Coburg Tuesday for a few days' visit with relatives and friends.

Miss Ethel Case, who has been stopping in Eugene for some time past, came down Tuesday for a few days' visit with her aunt, Mrs. E. E. Upmeyer.

Owing to a few days' shutdown of the Coburg mill, Mr. and Mrs. Geo. Peters are stopping at their home in this city this week.

Mrs. Nettie Davis and children stopped off here Saturday last for an over Sunday visit with her mother, Mrs. Sarah Howard. She was on her way from Portland to Eugene, where they will make their home in the future.

Saturday last George Peters received a telegram announcing the very sudden death of his son, John J. Peters, which occurred at Joplin, Mo., March 1st. Mr. Peters came here about one year ago from Kansas, and was employed for several months at Mill City, and later went to Coburg, where he worked in the Booth-Kelly sawmill until February 16, when he started from Eugene to go back to Kansas. He went to Missouri to visit with relatives, when he was suddenly taken ill with brain fever and died in a very short time. Mr. Peters was born at Baxter Springs, Kansas, March 24, 1874, and was married at the same town to Miss Ellen Arnold, May 29, 1905, who with two small children survive him. He, with his wife, united with the Christian church in 1895, and lived the life of a devoted Christian.—Bulletin.

SALE CONTINUED

Forced to Cut Prices Still Lower to Unload

We have done a tremendous business for the past eight days, the greatest in the history of the store, but are forced to continue the sale to unload. Over \$7000.00 in factory shipments arrived last week, and these goods will all be cut along with the balance of the stock.

Men's Fleece Lined Underwear, cotton, the regular 50c grade, now a garment..... **29c**

Men's Balbriggian Underwear, small lots of several grades, 50c, 75c and \$1.00 values..... **25c**

Mennen's Talcum Powder..... **13c**

Envelopes, 2 bunches XXX quality..... **5c**

Ladies' Turn-Over Collars, 2 for..... **15c**

Misses' Rubber Boots, a pair..... **95c**

Ladies' \$3.50 Vici Shoes, stock tip..... **\$1.85**

Four in-hand and Windsor Ties..... **19c**

Men's Brown Cotton Ribbed Underwear, cheap at 50c a garment all sizes..... **40c**

Boys' and Misses' Fleece Lined and Ribbed Underwear, 35c and 60c grades reduced price..... **15c**

Men's Suits at \$3.95, \$6.45, \$7.85, \$9.35, \$10.95, and each and every one worth two to three times these prices

Look for the Black and Yellow Sign

**612
Willamette
Street**

STANLEYS

**Eugene,
Oregon**

MARRIED.

The marriage of Miss Ida C. Mogensson to Chester G. Hemenway was solemnized at the bride's home, 31 West Sixth street, Sunday afternoon at 4 o'clock, Rev. H. N. Mount, pastor of the Central Presbyterian church, officiating. The wedding was a quiet affair, none but the immediate relatives of the young people being present. After the ceremony and congratulations the party sat down to a wedding dinner that was delightful. The happy couple have begun housekeeping in rooms in the Jordan block. The groom is the junior partner in the Seattle Produce Company, being associated in the business with A. W. Kuykendall, his brother-in-law, and is a son of the well-known pioneer resident, V. Hemenway. The bride is a popular young lady of this city. They both have many friends who tender congratulations.

At McMinnville, Oregon, March 5, 1907, John Buster, Jr., and Miss Winnie Morgan, both of Eugene, Rev. Hunsaker, uncle of the bride, officiating. This marriage is a surprise to the friends of the young couple here. They obtained the license a week ago, requesting the county clerk not to give it out for publication, and then went to McMinnville and were married before any one knew they were out of the city. The groom is prescription clerk in DeLano's drug store and the bride a clerk in Eaton's book store. They have hosts of friends who tender congratulations. Mr. Buster has returned, but his bride will remain in McMinnville a few days.

BEAT RAILROADS AFTER TWENTY YEARS

Washington, March 11.—The twenty-year-old controversy between the Northern Pacific railroad and Jacob and Margaret Sligh, over the possession of lands in the town of Palouse, on which are located the company's warehouse, tanks, etc., was decided in favor of the Slighs today by the federal supreme court.

After Ten Years.
Mr. G. L. Stephenson, of Peterborough, Ont., says: "For over ten years I suffered constantly with piles, first itching, then bleeding; pain almost unbearable; life a burden. Tried everything in vain till I used Dr. Leonhardt's Hem-Roid.

"I had taken but a few doses when I noticed an improvement. I decided to keep on, and now, after using three boxes, I am glad to say I am completely cured. My general health has also greatly improved. It gives me great pleasure to recommend Hem-Roid to all sufferers with piles, and I feel convinced that what it has done for me it will surely do for them."

Price, \$1.00. Dr. Leonhardt Co., Niagara Falls, N. Y., proprietors.

CURED LUMBAGO.

A. B. Canman, Chicago, writes March 4, 1903: "Having been troubled with Lumbago, at different times, and tried one physician after another, then different ointments and liniments, gave it no abatement. So I tried once more, and got a bottle of Ballard's Snow Liniment, which gave me almost instant relief. I can cheerfully recommend it, and will add my name to your list of sufferers."

CASTORIA.
The Kind You Have Always Bought
Beware the Signature
Wm. H. H. H. H.

FITZHENRY HAS RETURNED TO EUGENE

N. L. Fitzhenry, of Lewiston, Illinois, who bought the Major Forrest place opposite Leburg on the McKenzie last fall, returned to Eugene last night to look after his property, which composes a large acreage, and is in the city today. Mr. Fitzhenry will before next fall make extensive improvements on his place, as he still retains the same pleasant impression of Lane county and the McKenzie valley that he felt last fall. While he will not establish his resort, properly speaking, until the electric line is built in about two years, he will build, as soon as possible, a large home and other buildings. He said that while in Portland he saw Manager Welch, of the Willamette Valley Company, and was assured that the road would be built and that surveys are now being made.

Mr. Fitzhenry expects to build a house as soon as possible for himself and family, and large enough to accommodate his host of Eastern friends and here. He also wishes to extend a cordial invitation to the people of Eugene to visit his home when he is settled. He seems especially interested in the culture of hops and will plant this spring forty acres. Before picking time he will build two hop driers of an improved order. The plan he has for his kilns is known as the Whiting patent, and is in use around Mt. Angel, where the inventor lives, and the neighboring sections. Mr. Fitzhenry also expects to erect a dancing pavilion at his home on the McKenzie, which he hopes will often be made use of.

In regard to the resort he intends to maintain in about two years, and which will be known as Dehorn-on-the-McKenzie, he said that he would cater to the first and best class only. In the East there is a great demand for such an establishment in this part of the West, and that a resort properly conducted would be heavily patronized.

DIED.
At Newport, Oregon, Sunday, March 3, 1907, of paralysis, J. W. Ball, at the age of 67 years. He was well known to all Eugene people who take their annual outing at Newport, and they will learn of his death with considerable sorrow, for he was a great favorite with them. He was the father of Mrs. F. G. Irvine, of the Irvine boarding house.

LISTEN
and remember the next time you suffer from pain—caused by damp weather—when your head nearly bursts from neuralgia—try Ballard's Snow Liniment. It will cure you. A prominent business man of Hempstead, Texas, writes: "I have used your liniment. Previous to using it I was a great sufferer from Rheumatism and Neuralgia. I am pleased to say that now I am free from these complaints. I am sure that I owe this to your liniment."

Don't consider lightly the evidence of disease in your system. Don't take desperate chances with ordinary medicine. Use Hollister's Rocky Mountain Tea, the great specific. 35 cents, tea or tablets. Linn Drug Co.

Notice for Publication.

United States Land Office,
Roseburg, Or., Nov. 23, 1906.
Notice is hereby given that in compliance with the provisions of the act of congress of June 3, 1878, entitled an act for the sale of timber lands in the states of California, Oregon, Nevada, and Washington Territory, as extended to all of the public land states by act of August 4, 1892, Emma L. Hopkins, of Eugene, county of Lane, state of Oregon, has this day filed in this office her sworn statement No. 7624 for the purchase of the NE 1/4 of SW 1/4; E 1/2 of NW 1/4 and NW 1/4 of NE 1/4 of Section No. 34, in Township No. 17 south, range No. 8 west, W. M., and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before W. W. Calkins, U. S. Commissioner, at his office in Eugene, Oregon, on Saturday, the 6th day of April, 1907.

She names as witnesses: Wm. D. Neely, of Meadow, Oregon; John H. Dick, of Eugene, Oregon; Dwight B. Hopkins, of Eugene, Oregon, and Giles Fowler, of Meadow, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 6th day of April, 1907.

BENJAMIN L. EDDY,
Register.

Notice for Publication.

United States Land Office,
Roseburg, Or., Nov. 23, 1906.
Notice is hereby given that in compliance with the provisions of the act of congress of June 3, 1878, entitled "An Act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all public land states by act of August 4, 1892, Samuel Herbert Anderson, of Albany, county of Linn, state of Oregon, has this day filed in this office his sworn statement No. 7617 for the purchase of the W. 1/2 of NE 1/4 and SE 1/4 of NW 1/4 of Section No. 33 in Twp. No. 17 south, range No. 8 west, W. M., and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before W. W. Calkins, U. S. Commissioner, at his office in Eugene, Oregon, on Thursday, the 4th day of April, 1907.

He names as witnesses: John H. Dick, of Eugene, Oregon; William D. Neely, of Meadow, Oregon; Fred Neely, of Meadow, Oregon; Giles Fowler, of Meadow, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 4th day of April, 1907.

BENJAMIN L. EDDY,
Register.

Notice for Publication.

United States Land Office,
Roseburg, Or., Nov. 23, 1906.
Notice is hereby given that in compliance with the provisions of the act of congress of June 3, 1878, entitled an act for the sale of timber lands in the states of California, Oregon, Nevada, and Washington Territory, as extended to all public land states by act of August 4, 1892, Kate Porter, of Halsey, county of Albany, state of Oregon, has this day filed in this office her sworn statement No. 7625 for the purchase of the E 1/2 of NE 1/4 SW 1/4 of NE 1/4 and NE 1/4 of SE 1/4 of Section No. 34, in Township No. 17 south, range No. 8 west, W. M., and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before W. W. Calkins, U. S. Commissioner, at his office in Eugene, Oregon, on Saturday, the 6th day of April, 1907.

She names as witnesses Wm. D. Neely, of Meadow, Oregon; John H. Dick, of Eugene, Oregon; Dwight B. Hopkins, of Eugene, Oregon, and Giles Fowler, of Meadow, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 6th day of April, 1907.

BENJAMIN L. EDDY,
Register.

Excursion March 25th

To sunny

Alberta, Canada

The Granary of the World

Best Wheat Land in America. The El Dorado of mining farming. We have 345,000 acres for sale at from **\$8 to \$15 an acre.** Large and small tracts. The lands will double in value in a year and a half. Write for particulars to

H. E. Barnum Land Co.,

214-215 Chamber of Commerce,

PORTLAND, OREGON



BUNNINGS TRI-SUIT

PATENT APPLIED FOR

FOR LITTLE BOYS AND GIRLS

They have no buttons to hurt the child or pull off; have no snapping hooks; no unsightly four-in-hand collars; no ties to interfere with growth and healthy circulation of the blood or air; have no uncomfortable lumps or gatherings or thickens to worry the child or its mother—nothing but comfort, ease and pleasure.

Three Garments in One Piece
Waist, Drawers and Skirt Combined
SOMETHING ABSOLUTELY NEW

Bunnings' Tri-Suit means a lot to mothers and their darlings. Try one if you appreciate the years that comfort in youth adds to a growing child's life.

EVERY CHILD SHOULD HAVE ONE

Put a Bunnings' Tri-Suit on your dear little one, and how refreshing it looks and feels; see the freedom of movement it permits with no worry for soiled frocks; no no irritation to the child, and your heart will feel glad.

In An Assortment of Colors
WITH TRIM, BUTTONS, OR LACE TRIMMING OR OTHERWISE
For 2, 4 and 6-Year Olds
Plain 50c. Edged 75c. Box Plated \$1

If your dealer cannot supply you we will, postpaid, on receipt of price.

THE BUNNY COMPANY
Room 89 Lincoln St., Boston, Mass.