CORONER'S JURY EXONERATES W. L. BUTLER

RETURNED VERDICT AT INQUEST OVER REMAINS OF JOHN FORD THIS MORNING OF JUSTIFIABLE HOMICIDE

Evidence Introduced at Inquest Plainly Indicated That Butler Shot in Self-Defense—Ford Followed Butler and Woman Into Car and Began Firing Hardly Without Warning.

(From Saturday's Guard.)

At the inquest over the remains of John Ford, who was shot and killed by William L. Butler yesterday at Wendling, the coroner's jury exonerated Butler and returned a verdict to the effect that he was justified in killing Ford.

The inquest was held at Gordon's undertaking chapel this forenoon at 1 o'clock, and was conducted by Coroner W. T. Gordon, Deputy District Attorney G. F. Skipworth appearing for the state. The following jury was selected: L. O. Beckwith, G. W. Taylor, J. F. Ross, Geo. Fisher, Louis Helbling and T. Shinn. Several witnesses were examined and the true story of the shooting was brought out by their testimony.

The Testimony.

Virgil Rowland, of Eugene, was the first witness to be examined. He testified that he rode on the train with Ford to Wendling yesterday morning. That Ford had been drinking and that he had several bottles of whiskey on his person. That he made threats against Butler, stating that Butler would never return from Wendling alive. Rowland testified that he tried to persuade Ford to give up his revolver, but he refused and insisted that he would make trouble for Butler.

Dr. J. W. Harris, of this city, testified as to the nature of the wounds in Ford's body, stating that the one through the heart was the one that proved fatal.

Ben Jeffers, who lives on the Mohawk and is a logger by occupation, testified that he was in the car at the time of the shooting. He said that Butler and Ford's divorced wife came into the car and Ford came in afterward with his hands in his pockets. He approached Butler and the woman from behind, and exclaiming: "I guess it has gone far enough," fired two shots, just as Butler turned half way around, the bulets entering his left arm. Jeffers then ran out of the car and told the train men of the affair. When he returned he saw Ford sitting in a seat dead. He did not see Butler fire the shots that killed Ford. At the time of the shooting Ford was only five or six feet from Butler and behind him.

Stella Ford, divorced wife of the dead man, was then called. She testified that she had been living with her sister in Portland for the past two or three months, and that Butler had been boarding there, intending to get work. He had some trouble with the man for whom he was going to work, and told Mrs. Ford that he was coming back to Eugene to work on the new street car line. She replied that if he was coming back she would, too. They came to Eugene a few days ago and she intended to get work as a chambermaid. They both went to Wendling on Wednesday. Yesterday she and Butler entered the car together, intending to come to Eugene, when she was surprised to hear Ford's voice behind them. When she looked around she saw Ford draw his revolver and shot at Butler twice. She then rushed to the end of the car and turning round saw Ford fall. Butler followed her and told her not to worry, that it would be all right. Butler seemed very much excited and ran back into the car a number of times and asked several persons if Ford was dead. He said he did not want to kill him but had to do it to protect himself. Mrs. Ford identified Butler's coat and hat, which contained bullet holes. She said the one in the hat was made when Butler knocked Ford's hand up, although she did not see this action, learning of it from others.

H. L. Wright, a butcher of Wendling, who was deputized as constable to bring Butler to Eugene, testified that when Ford's revolver, which is a .32 calibre, six-shooter, was given him all the chambers were empty. Butler's gun was a .32 calibre and had five chambers, two of which were empty.

N. E. Blair, a logger, testified that he saw Ford in Eugene Thursday night and yesterday morning. Ford told him that he was going to Wendling to do a piece of work, but the witness said he did not know what kind of work he meant.

The Verdict.

After the testimony was completed the jury retired and in a few minutes returned with the following verdict:

In the Coroner's Court for Lane County, Oregon.

In the matter of the inquest over the body of John Ford, deceased.

We, the jury empanelled and sworn to pass upon the death of a person found shot on the 14th day of June, 1907, at Wendling, Lane county, Oregon, find as follows:

1. That the name of the deceased is John Ford.

2. That the age of the deceased is about forty years.

3. That he was a white man and a resident of Lane county, Oregon.

4. That he came to his death at 12:30 p. m. on the 14th day of June, 1907, in a car of the Southern Pacific Company at Wendling, Oregon, and that his death was from a gunshot wounds at the hands of William Butler, inflicted in self-defense, and that the said shooting on the part of said William Butler was justifiable homicide.

Dated at Eugene, Oregon, this 15th day of June, 1907.

L. O. BECKWITH, Foreman.
GEO. FISHER.
T. SHINN,
G. W. TAYLOR.
J. F. ROSS.
LOUIS HELBLING.

Relatives Will Do Nothing.

Coroner Gordon this morning telegraphed the relatives of Ford in Portland, asking them what disposition they wanted made of the body. He received the following reply: "Can do nothing." The body will be buried at the county's expense, although the man had over $29 in his pockets at the time he was killed.

Butler at the Hospital.

Soon after the arrival of the deputy constable with Butler yesterday afternoon an information charging the prisoner with murder in the first degree was filed in the circuit court in order to legally hold him, but this will be dismissed and Butler will be given his liberty at once. He was taken to the Eugene hospital, where his wounds were attended to and he spent the night there under guard. He also remained there this forenoon, but was about town this afternoon. His wounds, one of which is in the shoulder and the other near the elbow, both in the left arm, while painfu are not serious and will soon heal up.

Motion to Dismiss.

Late this afternoon the prosecution filed a motion to dismiss the case against Butler and he was discharged from custody.

JOHN FORD KILLED BY WM. BUTLER AT WENDLING

(From Friday's Guard.)

W. L. Butler shot and killed John Ford at Wendling this afternoon at 1 o'clock and immediately afterward gave himself up to the constable there, who will bring him to Eugene on this evening's train and place him in the county jail.

News of the killing was received in Eugene shortly after it occurred, and the Guard telephoned for particulars, but owing to the fact that the line was in very bad order it was very difficult to hear anything. However, after having the conversation repeated through the Springfield office, a meagre account of the killing was obtained.

Ford and Butler were both employed in the Booth-Kelly logging camp at Wendling. Ford's wife secured a divorce from him at Oregon City about a month ago, and he came to Eugene and secured employment of the mill company at Wendling. A few days ago the woman arrived in Eugene and in company with Butler who is said to be from Portland, went to Wendling. There Ford saw them and trouble ensued, resulting in the murder. Ford was on the train at the time. Butler entered the car where he was sitting and fired three shots at him at close range, all of them taking effect. Ford died in a few minutes. Butler then gave himself up to the constable, who handcuffed him and is bringing him to Eugene to turn him over to Sheriff Fisk. There is great excitement at Wendling over the affair.

Ford is the man who, with the woman that was the cause of the shooting, then Stella Ridgeway,was arrested in the Siuslaw country over a year ago for lewd cohabitation. He was committed to jail for the offense on February 8, 1906, and liberated upon marrying the girl on February 15. They went to Portland and the next heard of them was when Mrs. Ford was granted a divorce at Oregon City, the Guard printing an account of the case at that time. Ford was seen here a few days ago, as was also his divorced wife. He went to Wendling and it seems was followed by Butler the woman. It is said the two were living together.

Ford's body will arrive here on the same train which is carrying the constable and prisoner and will be prepared for burial by one of the local undertakers.

Both men are about thirty-five years of age and Butler is single. Butler has lived at Wendling for some time, but has spent some time in Portland.

Shot in Self-Defense.

The stage carrying Butler and the Ford woman arrived in Eugene at 4:40 this afternoon and Butler was turned over to Sheriff Fisk. The later details of the crime differ from the first reports in that Butler, it seems, killed Ford in self defense. Butler had entered the train to come to Eugene when Ford, in a drunken condition, followd him and began firing. Two bullets struck Butler in the left arm, inflicting flesh wounds. Butler then opened fire on Ford killing him. He denies that he had given Ford any just cause for attempting to take his life.

SPRINGFIELD WINS FIRST LEAGUE GAME

(From Monday's Guard.)

Standing of the Clubs.

	Won.	Lost.	P.C.
Springfield	1	0	1.000
Coburg ..	0	1	.000
Eugene ..	0	0	.000

The Springfield baseball team, of the Lane county league, won the opening game of the season from Coburg yesterday at Springfield by the score of 7 to 2. For the first five innings it was as pretty a game as could be seen on any diamond, the score being 2 to 0 in Coburg's favor. Coburg began scoring in the first inning, when Lemley, the first man up, hit a hot one to Humphrey and went to second on it. Bettis, the next man up, brought him home on a clean one over second base. This was all the run getting there was for Coburg until the sixth inning, when Bettis obtained his second hit, went to second on Jones' sacrifice and came home when Coleman was thrown out at first by Ramp. Things began to look blue for the Blues, for little Sherman, the Pleasant Hill slab artist, had held them down for no hits and no runs for five innings. The sixth inning, however, proved to be his Waterloo, for right here in this canto is where the Blues piled up their seven runs. This is the way it happened. Hurd, first up, made a hit and landed on first. He went to second on a fielder's choice by Roberts and to third on Bettis' overthrow to Coleman. Coleman stole second and Hurd came in from third on a neatly placed sacrifice by Smith. Ramp went to first on a fielder's choice, which advanced Roberts some. He then went to second on a wild pitch and Paine obtained a base on balls. Paine stole second and Kestley went to first on an error by Bettis. With the bases full Johnson placed a neat hit between short and third, scoring all three runners after the ball had been heaved all around the diamond by the Coburg infielders. Johnson went to second on the throw in of his hit. Muston struck out and Johnson came in on Coleman's error of Humphrey's grounder. Humphrey came in on Bettis' error of Hurd's grounder.

The next league game will be played in Eugene Sunday, June 23, between Eugene and Springfield. Following is the score:

Springfield.

	ab.	r.	h.	po.	a.	e.
Smith, 2b	2	0	0	1	0	0
Ramp, ss	4	1	0	1	2	0
Paine, 1b	3	1	0	5	1	0
Kestley, lf	4	1	0	1	0	1
Johnson, c	4	1	1	12	0	0
Huston, cf	4	0	0	0	0	0
Humphrey, 3b	4	1	1	2	0	2
Hurd, p	4	1	1	2	2	0
Roberts, rf	3	1	1	2	0	1
	32	7	4	*26	5	4

*Smith out, hit by batted ball.

Coburg.

	ab.	r.	h.	po.	a.	e.
Lemley, c	4	1	1	5	3	0
Bettis, 2b	4	1	2	3	3	2
Jones, 1b	3	0	0	9	0	1
Coleman, ss	4	0	0	1	1	1
Rankin, 3b	4	0	0	1	1	1
Keepe, lf	4	0	0	0	0	0
Green, rf	4	0	0	2	0	0
Anderson, cf	3	0	0	1	0	0
Sherman, p	4	0	0	1	5	0
	34	2	3	*23	13	5

*Coleman out, hit by batted ball.

Runs and Hits by Innings.

Springfield	0	0	0	0	0	0	7	0	x	7
Hits	0	0	0	0	0	2	1	1	x	4
Coburg	1	0	0	0	0	1	0	0	0	2
Hits	1	0	1	0	0	0	1	0	0	3

Summary.

First base on balls—Off Hurd, 1; off Sherman, 3. Left on bases—Springfield, 2; Coburg, 1. Wild pitch, Sherman. First base on errors—Coburg, 3; Springfield, 4. Struck out—By Hurd, 13; by Sherman, 5. Hit by pitched ball—Bettis. Stolen bases—Smith, Ramp, Roberts, Bettis, Jones. Sacrifice hit—Smith. Umpire—Stewart. Scorer—Kestley.

Notes of the Game.

Young Sherman, with a little experience, will make a good twirler. He has a slow curve ball which is very deceiving to the batsmen.

Hurd pitched another magnificent game, striking out thirteen men, allowing but three hits and three passes to first.

Johnson's catching was also a feature of the game, having twelve chances without an error. Lemley is also there when it comes to receiving 'em.

The battle next Sunday between the two crack southpaws, DeNeffe and Hurd, promises to be a large one. A large crowd should turn out to see the game.

All three teams are being strengthened and the race for the pennant promises to be a close one.

Karl King, the crack little catcher, arrived from the north last night and will be on the receiving end of the firing line for Springfield in next Sunday's game.

(From Monday's Guard.)

There was nothing to yesterday's baseball game at Recreation Park but DeNeffe, McCormick's crack sidewheeler who fills the role of slabster for the Colts. He was there with the goods, as usual, and struck out 14 of the Salem Fairmounts, who came to Eugene to wipe the earth with the Colts. DeNeffe would easily have shut out the lads from the Capital city, but in the third inning the locals became troubled with the strong arm and threw the little round thing all over the lot, allowing two of the visitors to cavort home. But the way DeNeffe had the kids buffaloed wasn't slow. During two successive innings he fanned six men, and there was hardly an inning but one or more men died by the fan route.

Keeton, the spitball artist of the Salem team, was steady and succeeded, by excellent support, in keeping the locals from scoring until the 8th inning, when, with one man on the bases, Weed knocked a Texas leaguer over third and the fielder being unable to find the ball in the grass he made the circuit of the bases. The official scorer did not give him a home run, but by the rules it should have been counted as such. This tied the score and it began to appear as if there was to be an adjourned session to decide the tie, but the Colts in their half of the ninth got another man around the bases and the game ended with the score 3 to 2 in favor of the locals. Following is the official score:

Eugene.

	ab.	r.	h.	po.	a.	e.
Hobbs, 3b	4	1	0	0	0	1
Houston, 2b	5	0	0	1	3	0
Moshburger, cf	5	0	1	1	0	0
Edwards, 1b	4	1	2	10	0	0
Weed, c	4	1	1	12	3	2
McCormick, ss	4	0	0	2	2	0
Branstetter, rf	4	0	2	0	0	0
Johnson, lf	3	0	1	0	0	1
DeNeffe, p	4	0	1	0	1	0
Totals	37	3	8	*26	9	4

*One man out by third strike rule.

Salem.

	ab.	r.	h.	po.	a.	e.
Humphrey, ss	4	1	0	1	0	1
Arnold, rf	4	0	0	1	0	1
Miller, 3b	4	0	0	1	1	2
Cary, 2b	3	0	1	1	2	1
West, c	3	0	1	5	2	0
Rasmussen, 1b	3	0	0	11	2	0
Keeton, p	3	1	0	0	3	0
Daniels, cf	3	0	0	3	1	0
Dane, lf	3	0	0	1	0	0
	30	2	2	*24	11	5

*None out when winning run was made.

Runs and Hits by Innings.

Eugene	0	0	0	0	0	0	0	2	1	3
Hits	0	0	1	1	0	1	1	3	1	8
Salem	0	0	2	0	0	0	0	0	0	2
Hits	0	1	0	1	0	0	0	0	0	2

Summary.

Two-base hit—Edwards. First base on balls—Off Keeton, 1. Struck out—By DeNeffe, 14; by Keeton, 7. Left on bases—Eugene, 10; Salem, 1. Double play—Daniels to Cary. First base on errors—Eugene, 3 Salem, 3. Stolen base—Hobbs. Umpire—Vincent. Scorer—Howe. Time of game, 1 hr. 25 min.

Two baseball teams representing Eugene and Corvallis played at Brownsville yesterday and fought a battle royal for eight innings, having to stop then on account of the rain, which fell in torrents. At the close of play neither side could claim victory, the score standing 5 to 5. McFarland, the ex-Oregon State League slab artist, pitched for Corvallis, while Dee Mathews, the elongated youth from Roseburg, was on the firing line for the locals. Following is the tabulated score:

Eugene.

	ab.	r.	h.	po.	a.	e.
Smith, 2b	4	1	3	2	6	0
Lemley, lf	4	0	0	3	0	0
Humphrey, 3b	3	0	0	0	0	0
Hill, 1b	3	0	0	11	0	1
Weed, c	4	0	0	6	1	0
McCormick, ss	3	2	2	1	4	0
Marksbury, cf	3	1	2	0	0	0
Branstetter, rf	3	0	1	0	0	0
Mathews, p	3	1	0	1	2	0
	30	5	8	24	13	1

Corvallis.

	ab.	r.	h.	po.	a.	e.
Swann, 2b	4	1	1	2	0	0
Phillips, c	4	0	1	6	3	0
Francis, 1b	4	0	0	6	1	0
Bilyeu, lf	3	0	0	3	0	0
Jones, 3b	3	1	2	1	2	0
Lee, ss	4	1	3	2	1	1
Huff, cf	4	0	0	1	0	0
McFarland, p	2	1	0	2	1	0
Stewart, rf	4	1	2	1	1	0
	32	5	9	24	9	1

Summary.

Stolen bases—Smith, Humphrey, Phillips. Two-base hits—Smith (2), Marksbury, Lee, Swann. Bases on balls—Off Mathews, 3; off McFarland, 2. Struck out—By Mathews, 6; by McFarland, 6. Left on bases—Eugene, 3; Corvallis, 8. Hit by pitched ball—McFarland. Time of game, 1 hr. 20 min. Umpire—Dr. Booth, Lebanon.

SCOTT HAMMOND VS. FORD CASE SETTLED

The circuit case of George W. Scott and H. A. Hammond, executors of the last will and testament of Church Sturtevant, deceased, vs. Eva Ford, has at last been decided after being in court for the past four or five years. Yesterday Judge Hamilton, at Roseburg, rendered a decision in favor of the plaintiffs, decreeing that they are entitled to recover from the defendant the sum of $1779.40, with interest at the rate of 6 per cent from April 5, 1902, amounting in all to $2330.51, together with the costs and disubrsements of the suit. Lark Bilyeu and A. C. Woodcock were the attorneys for the plaintiffs and Tilmon Ford and W. T. Slater for the defendants.

MARRIED

In the office of Judge Chrisman in Eugene, June 14, 1907, in the evening, William P. Drugg, of Blachley, and Miss Anita M. Cox, of Eugene, Judge Chrisman officiating. The bride is the daughter of Samuel Cox and the groom is engaged in lumber manufacturing at Blachley.

At Ogden, Utah, June 6, 1907, Archie C. Simmons and Miss Blanche Bounds. The groom is well-known in Eugene, being a cousin of A. A. Simmons, the photographer. Archie is now connected with a planing mill company at Boise, Idaho.

At Chinook, Wash., June 12, 1907, Miss Bessie Robvosky, daughter of V. Robvosky, of Eugene,and Harry Shipman, an engineer on the railroad which runs into Ilwaco, Wash. They will reside at Ilwaco.

In Portland, Wednesday evening, June 12, 1907, at the home of the bride's parents, Mr. and Mrs. Thos. Craig, Miss Ina Craig, formerly of Eugene, and Arthur L. Finley, Rev. E. S. Muckley, pastor of the First Christian church, officiating.

REUNION OF RINEHART FAMILY IS BEING HELD

THREE DAYS' MEETING BEING HELD AT OLD T. D. EDWARDS PLACE, THREE MILES ABOVE SPRINGFIELD

Representatives of Various Branches of Family Present from Four States—Seventeen Tents on the Place Shelter Seventy-five Visitors, All Descendants of Lewiston Rinehart, Lane County Pioneer.

(From Monday's Guard.)

Seven miles from Eugene and three and one-half miles from Springfield on the old T. D. Edwards' place, now owned by J. R. McPherson, a member of the Edwards family, the fifth annual reunion of the Rinehart family was opened this morning and will end Thursday. About seventy-five members were on hand this morning for the opening day, and more will arrive before tonight. However, the attendance, it is expected, will be less that most of the former reunions, since usually a full hundred attend.

The meeting this year is especially notable, for the various branches of the family have representatives from Idaho, Washington, Oregon and California, and the meeting is a renewal of the acquaintance for many of those present with the land which the founder of their name and people chose first in 1854 when he crossed the continent with ox-team and prairie schooner from the far distant state of Tennessee. To those who have come hundreds of miles, perhaps a thousand, this week must seem like a visit to the Eden of their fathersfi for the home of Mr McPherson seems such a land, with the McKenzie a half mile to the north and the Willamette a less distance to the south. The camp is situated at the McPherson home and consists of seventeen tents.

This morning the relatives were scattered over the place recalling old reminiscences, old pleasures and sorrows, but at noon today they surrounded two great tables and were gathered together for the first time this year. That they came not to the meeting to enjoy renewals of old friendships alone is plain from the kitchens. Besides a host of good things a 300-pound beef was strung up to feed the great family, and the managers do not think that will suffice.

No formal program was held today but tonight under the stars and in the moonlight the pioneers and wanderers of the gathering will speak from out of their experience.

Tomorrow the place of meeting will be set for the coming year and the officers elected. On Wednesday will be the festive day of the meeting. On that day, too, all pioneers and friends and neighbors have received special invitations to come with their lunches, and enjoy the reunion with the Rinehart clan. The program for that day is an address of welcome by Rev. R. G. Callison, of Fall Creek, and another talk by F. H. Edwards, of Mayville. A historical sketch of the family has also been prepared, and will probably be read by the present president, H. D. Edwards, of Eugene, while sports, music and impromptu speeches will be in order each day, and the time will be filled with that which is most tender of all human emotions, the sentiment of kinship.

Previous Meetings.

The first meeting of the great clan of Rineharts was first held in Summerville Union county. So successful was the assembly that the following year a second reunion was held in the same place, where there were a great number of the Rinehart folk.

The next year (1905) the annual gathering was held in Portland, on account of the Lewis and Clark fair. Last year it was held in Gilliam county, and there the family voted to come back to the chosen land of Lewiston Rinehart, from whom the family of over two hundred and forty have sprung.

History of the Family.

Lewiston Rinehart was a Tennesseean, and in 1854 crossed the plains and made his home at the head of Camas Swale, eight miles west of Creswell. In 1870 he moved to Union county, where he lived until he died in 1881, at the hearty old age of 80 years. His wife, Elizabeth, who had shared his joys and sorrows all these years, lived until 1901, when she died at the age of 95 years, and had seen her family pass the two hundred mark.

Thirteen children were born to this pioneer couple, and all but one first settled in Lane county. That one was Polly A. Rotliff, who remained in Iowa. Her branch of the family has no representative at the meeting east of Springfield. Barbara Edwards founded the branch of the family tree which is entertaining the clan this year. The camp is situated on the old donation claim taken up by her husband.

The other sons were John Rinehart, G. W. Rinehart, J. H. Rinehart, F. M. Rinehart (not represented at the present meeting), Henry Rinehart, L. B. Rinehart, W. E. Rinehart (whose family also is not represented), J. N. Rinehart; the daughters, Polly A. Rotliff (not represented), Barbara Edwards, Louisa Duncan (no representative at the present reunion), Jane Morton (Jasper), also not represented at the reunion by a member of her family, and Sarah Crum.

These Rinehart gatherings are the most important gatherings of their kind held in the Pacific Northwest, and are a remarkable example of the rapidity of the growth of the human family. In 1854 or soon after Lewiston Rinehart had thirteen children, and they today have as sons and daughters, or grand children (counting those joined to the family by marriage) nearly 250 different individuals. What is still better is the fact that all of this family are of the best folk and bear the reputation of being as honest as the family is big.

Peculiar to Itself

In selection, proportion and combination of ingredients,
In the process by which their remedial values are extracted and preserved,
In effectiveness, usefulness and economy,
Curing the widest range of diseases,
Doing the most good for the money,
Having the most medicinal merit,
And the greatest record of cures,—

Hood's Sarsaparilla

In usual liquid form or in chocolated tablets known as **Sarsatabs.** 100 doses $1.

MORE CIRCUIT COURT CASES DISPOSED OF

The following cases were acted upon by Judge Harris, of the rcicuit court this morning:

Brown Forman Co., a corporation, vs. W. Waddle; to recover money. L. R. Edmunson for plaintiff.

Dismissed on motion of plaintiff.

Duncan Scott vs. Lucky Boy Mining Company, a corporation; to recover money. L. Bilyeu for plaintiff.

Continued for term on motion of plaintiff.

Ed. T. Maher vs. Anderson Waite; to recover money. Woodcock & Potter and J. M. Pipes for plaintiff, Williams & Bean for defendant.

Sixty days granted defendant to answer.

Eugenia Hoffman vs. Duncan Scott; to recover money. John M. Pipes for plaintiff, L. Bilyeu for defendant.

Motion to make complaint more definite overruled.

H. M. Milliorn and J. E. Milliorn, partners as Milliorn Bros., vs. Asa Branstetter; to recover money. Dorris & Skipworth for plaintiff.

Settled and dismissed.

H. C. Mahon vs. Great Northern Development Company, a corporation, W. S. Standish and J. H. Glass; to recover money. Dorris & Skipworth for plaintiff.

Settled and dismissed.

JOHN M. ROBERTS DIES SUDDENLY OF HEART TROUBLE

(From Thursday's Guard.)

John M. Roberts, a well-known citizen of Eugene, and a native son of Oregon, died suddenly of heart trouble at his home, 676 Olive street, at 3:15 o'clock this morning. He had been in poor health for several years and was worse the past few months, but he was able to be around town and his condition was not considered serious. He retired as usual last night and this morning about 3 o'clock, being unable to sleep, he arose and walked to the lounge in the sitting room. He lay down and expired a few minutes afterward. Mrs. Roberts heard him walking around, and got up to see what was the matter, when she was horrified to find him breathing his last. Physicians were summoned, but they arrived too late.

The deceased had lived in Eugene and vicinity practically all his life, and had many friends who will be pained to hear of his untimely death. For several years he was in the cigar business, being a partner in conducting the Roberts Bros.' store, now owned by Hartley & Kuthe. He was born in Benton county, Oregon, October 18, 1851, and moved to Lane county in early boyhood with his parents, Mr. and Mrs. G. W. Roberts. They settled a few miles south of Eugene and the son lived here practically ever since. Besides his wife, who is almost prostrated with grief, he leaves a sister, Mrs. J. E. Richardson, living a few miles west of Eugene; two half sisters, Mrs. Wentherford, of Portland, and Mrs. M. A. Brown, of Grants Pass; two half brothers, Isaac Eddy, of Baker City, and J. M. Eddy, of Eugene; two sons, Otho V. and Elmer O. Roberts, of Eugene, and one daughter, Mrs. Pearl Carrol, of Grants Pass.

ANOTHER PANAMA ENGINEER QUITS JOB

Washington, June 17—Joseph Ripley has resigned as one of the consulting engineers of the Panama canal commission, to accept a more lucrative position in this country.

NEW MASONIC GRAND OFFICERS ARE ELECTED

Portland, June 13.—At yesterday afternoon's session of the grand lodge of Masons, following the laying of the corner stone of the new Commercial club building, the following grand officers were elected for the ensuing year:

Most worshipful grand master—L. L. Pearce, of Salem.

Deputy grand master—Edward Kiddle, of Island City.

Senior grand warden—Norris R. Cox, of Portland.

Junior grand warden—Charles E. Wolverton, of Albany.

Grand treasurer—W. A. Cleland, of Portland.

Grand secretary—James F. Robinson, of Eugene.

Trustees to educational fund—J. M. Hodson, of Portland; M. S. Woodcock, of Corvallis; Henry Roe, of Portland.

LOCAL OPTION CASES ARE UP IN CIRCUIT COURT

CHARLES MAYHEW TRIED TODAY AND W. WADDLE AND JACK MORRIS CASE NOW OCCUPYING COURT'S ATTENTION

State Had Two Witnesses in First Case, One a Farmer from Yamhill, and the Other a Detective From Portland, Who Had Acted as Spotters—Kelsay and Rath Arraigned.

(From Monday's Guard.)

The regular term of circuit court convened this morning with Judge L. T. Harris on the bench.— The roll of jurymen was called and all answered to their names, but the following were excused from duty, they giving a good excuse: Levi Geer, Geo. F. Crist, William Pitney, J. H. Hammitt, Carl Fisher and W. W. Stevens.

There will be no grand jury this term, all the criminal cases in sight being well in hand and arests made already on informations issued from the circuit court.

The local option cases were taken up the first thing this morning, that of the State vs. Chas. Mayhew and Frank Ware being the first on the docket. Pipes & Pipes appeared as attorneys for the defendants and Prosecuting Attorney W. S. McFadden and Deputy Prosecuting Attorney G. F. Skipworth for the state. The following jurymen were selected:

R. F. Scott, J. S. Conger, Nathan Hill, E. H. Hawkins, B. F. Cleek, J. L. Oxley, H. Hampton, J. T. Donaldson, S. A. Butler, F.M. Jackson, Chas. Stickels, Ed L. Ayers.

The state had two witnesses, W. S. McGraw, a farmer residing at Carlton, Yamhill county, and Geo. Houck, who says he is a detective from Portland. They testified that they had bought liquor at Mayhew & Ware's place and produced bottles containing liquor which they said they bought there. On motion of the state the case against Ware was dismissed.

The jury returned a verdict of acquittal.

Civil Cases.

The following civil cases have been acted upon:

J. M. Cook vs. The Great Northern Development Company, a corporation; to compel registration. G. F. Skipworth for plaintiff, Woodcock & Potter for defendant.

Dismissed without costs on stipulation.

H. C. Mahon vs. The Great Northern Development Company, a corporation; injunction. G. F. Skipworth for plaintiff, Woodcock & Potter for defendant.

Dismissed without costs on stipulation.

The Eugene Lumber Company, a corporation, vs. Eugene Mill & Elevator Company, a corporation. To recover money. I. N. Harbaugh for plaintiff.

Continued for term.

Oregon & California Lumber Company, a corporation, vs. W.E. Brown; to declare deed a mortgage. Thompson & Hardy for plaintiff, Woodcock & Potter for defendant.

Motion to strike from amended copiaint overruled. Motion to make complaint more definite sustained. Twenty days to file amended complaint.

Ulysses B. Sutherland, an insane person, by J.W. Sutherland, his guardian, vs. A. M. Richardson and Mary Richardson, his wife; to declare contract null and void. J. A. Buchanan for plaintiff, Walton & Ness and L. Bilyeu for defendants.

Motion to strike out overruled. Submitted. Thirty days to submit brief. Thirty days for plaintiff to submit brief.

Mary A. Cook vs. J. M. Cook; divorce. John M. Pipes and Geo. A. Pipes for plaintiff.

Decree of divorce.

CONGREGATIONALISTS TO HAVE NEW PASTOR

At a business meeting of the members of the Congregational church yesterday forenoon the matter of a new pastor for the church was brought up. A call has been extended to Rev. W. B. Pinkerton, of Wabasha, Minn., and while he has not yet accepted he has written some very encouraging letters and the members of the congregation have reason to believe that they will secure him. He is said to be an eloquent speaker and a splendid pastor.

EXAMINATION FOR FOREST RANGER

There will be a civil service examination held at Roseburg, Oregon, July 23 and 24, 1907, for the purpose of securing eligibles for the position of forest ranger. All those desiring to take the ranger examination at this place will notify the U. S. civil service commission at Washington, D. C., or communicate with me at Roseburg, Oregon.

S. C. BARTRUM,
Forest Supervisor.

W. O. Heckart was today awarded the contract for the erection of C. A. Burden's fine new residence recently mentioned in the Guard. It will be located on West Seventh street, in the rear of the old Howe mansion, and will be one of the finest dwelling houses in the city, modern in every detail. It will cost between $3500 and $4000. Mr. Heckart will begin the construction of the house at once. John Hunziker drew the plans.