

COUNTY COURT.

Deeds recorded: R Glass to John McKercher lot Crawfordville \$225 Vina Burrell to Calvin Harris, 80 acres 13 W 1 200

Mortgage for \$170. Satisfaction for \$2390 and \$400.

Circuit Court. New Case: Pearl Wallace agt Moss Wallace, for divorce, Married Dec. 29, 1897. Cruel and inhuman treatment is charged, and she threatens to kill. The custody of George Dewey Wallace aged 5 years is asked. W. R. Bilyeu attorney for plaintiff.

Notarial commission of J J Beard filed.

Probate: Will of Mrs R A Ballou filed. Value of property \$1000 in realty. 25 feet of lot left to C G Burkhardt and the remainder to M B Case, J K Weatherford executor. Appraisers G M Payne, J G Norman and W S Risley. In estate of S Glass exempt property ordered set apart to widow.

Upon complaint of S P Brock a warrant was ordered issued by Judge Stewart for Wm Simmons of Shedd charged with being insane, and he will be brought to Albany tomorrow by Sheriff White for examination. He is old, confined to his bed and has caused a good deal of trouble.

Back to Newspaper Business.

Mr. T. L. Dugger has made arrangements to purchase the Scio News and expects to take charge of it in October, perhaps sooner, as Mr. Humphrey the editor wishes to retire before then. Mr. Dugger formerly run it. He is a good newspaperman and knows how to get out a live "sheet." Just now he is in the midst of harvest, which he wishes to finish before again taking charge of the tripod.

Letter List.

The following letters remain in the Albany, Oregon Post Office uncalled for August 17, 1904. Persons desiring any of these letters should call for advertised letters giving the date:

P. M. Aey, Mr. and Mrs. E. W. Anderson, E. A. Bailey, O. D. Combs, Miss Lillie Feerstein, Mrs. Harriet Healy, John Lagtop, Miss Jean McDaniell, Charles McLain, Miss Moore, Benj. Reese, Mr. W. H. Schroeder, C. Smith, Mr. C. D. Weiss, Miss Eva Weiss, Mrs. Eva Wilson, Mr. Edward D. Walden. S. S. TRAIN, P. M.

Some Good Books.

Mr. Leslie Potts, of this city, is canvassing for a couple of good books, Social Purity, by J. L. Nicholls, a splendid thing which every young person should have, and How to Read the Bible by Symbols, something that will interest children wonderfully. Mr. Potts deserves the best patronage of our citizens in his book business.

Trueman Campbell has returned from a Salem trip.

Mr. C. H. Mattoon, the Baptist historian, is in the city.

Misses Parker and Stevens returned this noon from the ocean.

Mrs. Louis Knowlton returned this noon from a Portland trip.

Miss Ivy Hall is visiting with her aunt, Mrs. Bradley, in Portland.

John and Mack Acheson returned this noon from a trip to Mary's Peak.

State Printer Whitney and wife, of Salem, came up this noon on a visit.

Senator Jones, of Toledo, returned home today from a business trip to Roseburg.

Mr. Erb Schultz, the famous left paw pitcher, went to Newport today for an outing.

Miss Adah Ward is in Salem at the home of her brother Frank, where she will be for some time.

Prof. Hayes and family of Albany and Miss Grace Garrett of the Ashland schools are home from the Bay.

Mrs. N. M. Newport and children, Mrs. Coughlin and son and Mrs. J. A. Howard returned this noon from the Bay.

Miss Eva Morris of this city left for Salem this morning where she will stay for a while with her brother, R. N. Morris.

Mrs. C. H. Cusick, of Jefferson, and sister, Miss Ball, of McMinnville, returned last evening from an outing at Cascadia.

Miss Alice Bretherton of Portland, a U. of O. school mate of Miss Ruth Flinn, passed through the city this noon for Eugene.

Mr. and Mrs. Clarence Turner, of Lebanon, are in the city to attend the funeral of their uncle, Mr. Ira Turner, this afternoon.

Misses Gertrude Brown and Jessie Davis, the accomplished nieces of Mayor Davis, returned this noon from their Yaquina outing.

Messrs. Edward Washburn and F. E. Allen returned yesterday from Grants Pass, where they assisted in some Knight Templar work.

The gold watch recently lost across the river has been found by a farmer there. The wagon run over it smashing it to pieces before it was discovered.

A. L. McFadden, of Portland, was in the city this afternoon. Mr. McFadden recently filed his big divorce suit against J. B. Hill, now being delayed by a number of motions.

Mr. Richard M. Mayberry, a bank clerk of Pendleton, formerly of Albany, is here for his summer's vacation. His parents reside in Benton county across the Willamette.

Mr. E. J. Seely and family left this afternoon for North Bend, by way of Drain, expecting to be there three months to look after Mr. Seely's condensed milk factory, which is starting with great promise.

BIG FOREST FIRES.

Six Miles of Good Timber Burned.

Among the fires furnishing smoke for the valley is that beyond Lebanon which recently destroyed the shingle mill of Gilbert Bros.

Mr. A. M. Hammer, a brother-in-law of the Gilbert brothers, returned from there this noon. The fire started near the mill and burned the mill and shingles but not the other buildings as reported. It has now spread along the east side of Scott creek, on which the mill was located and Hamilton creek, for six miles toward the Big Bottom country, and was raging and roaring eastward when Mr. Hammer left, spreading out like a fan, burning the leaves and small limbs and leaving the trees, mostly firs, blackened poles, ruining the property.

Most of the property is owned by the Southern Pacific, and it is thought some by Frederick A. Kribs. A Southern Pacific man went in yesterday with Forest Ranger Stewart of Lebanon, but said it was useless to attempt to do anything and returned. Stewart left last evening on horseback for the Big Bottom country, where a number of Albany people own fine claims. The indications were that the fire might reach there. The damage is big.

This fire has no connection with the Myers mill fire, being entirely separate from that and all other fires.

Weather and Water.

The government weather prediction is: tonight and Friday fair. The river has fallen to 1 foot above the reputed low water. But no one knows when the standard was justified. Last year the river fell 2 of a foot lower than now, and, as a matter of fact, that is as low as any one remembers it ever having been. It has been decided to change the gauge to last year's record, which will raise it .8 of a foot above the old gauge, and new gauges will be put in during the coming year.

Died in Baker City.

Mrs. M. A. Bayless died in Baker City on Aug. 12 at the age of 55 years. She was a former resident of Albany and Scio. She leaves a husband, a former Albany policeman, and several children.

Work is being pushed in the repairing of the Sanderson's bridge.

Ed Dugan is another small-pox patient at the Corvallis pest house.

Howard & Price, real estate dealers have dissolved partnership, Mr. Price retiring.

Last year's Benton county prune crop of 250,000 pounds has just been sold at 3 1-2 cents.

A car load of beer is shipped every week from Albany to Cottage Grove, a distributing point.

The water in the pump this side Goltra & Rumbaugh's is said to have a smoky taste since the fire.

The Guard reports a probability of the surveying being begun on the Eugene-Corvallis line next week.

The approach to the Lebanon bridge, which recently fell, will be ready for travel by tomorrow night, perhaps during the day.

Car No. 2 of Ringling's circus has been doing Albany today with a new set of posters. Ringling gets out weekly editions of his pictures.

Judge H. M. Palmer is starting a dairy on his property adjoining Albany. Yesterday he purchased eight fine Jerseys of J. C. Brown of Shedd, to which he will add the best Jersey to be secured.

Acting Chief Robinson this afternoon captured a stranger at the depot who partly answered the description of Jas. Gaylor, one of seven men who escaped from the Portland jail on Sunday, but failing to tally in height he was turned loose.

S. E. Young & Son have just received a shipment of goods from the east, which were in a fire on the way here, the car being burned, some of the goods being gotten out smoked or scorched. The company will balance accounts when as much as possible is saved.

A gasoline lamp exploded last evening in the store of A. W. Blackburn at Lebanon. Mr. Kelly, the jeweler, who has part of the store rented, was lighting the gasoline lamp, during the temporary stopping of the electric lights for repairs, when the lamp exploded, causing a small fire, which was quickly extinguished after some excitement.

Eugene Register: Dr. A. E. McAlister is again troubled with the influenza which causes loss of speech. The doctor spent several months in camp at Blue River this summer, and was greatly benefited, but it seems that a few weeks in the valley brings the trouble on again. A change of climate may be necessary.

Since their trip to North Bend Albany's well known capitalists Frank Cummings and Fred Dawson have been having their hands full dodging investments. It was all they could do to get out of Marshfield on their way back from North Bend to escape a big banquet in their honor. There is nothing like being in the commercial swim.

The costumes worn by the twelve hundred characters in the beautiful spectacular production of "Jerusalem and the Crusaders," one of the many startling features in Ringling Brothers' World's Greatest Shows, are built in correct designs from the most costly fabrics, silks, satins, velvets and cloth of gold, which, with the gorgeous horse trappings, armor and accoutrements, cost a fortune alone.

The U. of O. and Multnomah have agreed upon a Thanksgiving game. Albany will have a game with the U. of O. but no date has yet been agreed upon. The Albany lineup promises to be a good one, with Capt. Griffith, Morrison, Coates, Englehart, Underwood, Francis, and Rupert again in their old positions, with perhaps the exception of Coates at quarter and Rupert in the line. It is not yet known whether Mack and Stock will be back again, but there will be some good material in their places if not.

ROYAL Baking Powder Saves Health

The use of Royal Baking Powder is essential to the healthfulness of the family food.

Yeast ferments the food. Alum baking powders are injurious.

Royal Baking Powder saves health.

ROYAL BAKING POWDER CO., NEW YORK.

FRIDAY.

COL. N. W. FLAISIG,

A Noted Drummer, in Albany.

Col. N. W. Flaisig, who has been in the employ of William Crowley & Sons of Reddith, England, for fifty-four years, since twelve years of age, was in Albany yesterday on his thirty-fourth annual trip to Oregon, selling needles as he has been around the world a hundred times, travelling it is estimated 1,600,000 miles, always selling needles, of which his firm makes 8,000,000 a day. His home is in Tipton, Mo. He was in the civil war in 32 engagements for Uncle Sam, once with his own brother in charge of the forces against him, which he captured, at Franklin, Tenn.

He anticipated with pleasure being at Washington on the 4th of next March at the inauguration of President Parker. There are drummers and drummers but only one Col. N. W. Flaisig.

41 PASSED

Out of 51 Teachers Examined--the List.

The examination of the papers for applicants for teacher's certificates was completed this forenoon by Superintendent Jackson and Professors Fulkerson and Bigbee. 41 passed and 10 failed. Several who passed are entitled to higher grades but lacked the required experience. Following are the successful ones except for state papers, which are in the hands of the state superintendent: First grade--Irene H. Noland, Olga Post, Minnie McCourt, Nora McClure, T. E. McKnight, Anna O'Keefe, Hazel A. Weller, Wilmer Kester, Grace Bridges, A. D. Cashatt, John W. Huff, Nela McDonald, Sion B. Allen, Lester Kester, Dollie Bauer, Ida Colby, Ida Benner, Gertrude F. McDonald, Catherine Standish, Nellie E. Holt, Flora E. Gatchell, Gertrude Rains, Minnie M. Miller. Second grade--Catherine Robins, Nella McDonald, Sion B. Allen, Lester Kester, Dollie Bauer, Ida Colby, Ida Benner, Gertrude F. McDonald, Catherine Standish, Nellie E. Holt, Flora E. Gatchell, Gertrude Rains, Minnie M. Miller. Third grade--Ruth Bryant, Mabel Edwards, Elvin James, Charlotte Evans, Tessie O. Hale, Delta Bridges, Van Bilyeu, Rebecca Rucker, Genevieve L. Rains, Mary L. Corl, Ada L. Compton, Cora A. Gray, Allie Marshall, Imogene B. Hart, Lena Henrichs, Myrtle Worley, Jessie Matlock.

In the first grades John W. Huff has the highest average, 97 1-2, Minnie McCourt and H. D. Cashatt being next with 93. In the second grades Miss Nellie McDonald leads with 93 7-12, the next being Minnie M. Miller 92 and Ida Benner 91. In the third grades three remarkably fine showings are made, Charlotte Evans and Jessie Matlock having 95 and Mary J. Corl 94.

Picked Out the Jokers.

Rev. Thompson, of Lebanon, is among the campers at Cascadia. Besides being a bright minister, he is an expert phenologist and a marvelous mind reader. Recently at the table at the Hotel Geisendorfer, without any knowledge of the persons before him he picked out five persons who had perpetrated jokes on their fellow rusticators, connecting each joke with the proper person, never making a mistake, to the surprise of those who had been trying to keep the jokers a secret.

Sent to the Asylum.

William Simmons of Boston Mills, near Shedd, was brought to Albany this afternoon, and upon examination by Judge Stewart and Dr. Ellis was ordered committed to the asylum. His wife died about a year ago, and he has been failing mentally since. When his attendants washed him he imagined that they were trying to break all the bones in his body and stated that they had several. Sheriff White took him to Salem this afternoon.

Died in Yoncalla.

James H. Hulse died in Yoncalla yesterday at the age of 84 years and was brought to Albany today for burial. He was father of Mrs. Robert Allen, of this city. He moved from Rice county, Kansas, to Yoncalla two years ago.

Bert Wilson has the small-pox near Halsey.

Frank Wire has returned from his Detroit outing.

Rockey Mason was a business visitor at Eugene yesterday.

Judge Galloway was in Salem this afternoon on a short trip.

Mr. W. R. Blain and family left Cascadia this morning for home.

Went to the Bay today: C. H. Burggraf, M. Senders, and Mrs. Dumond.

A. S. Baty is home from a business trip to Sweet, Home and other Linn county towns.

Miss Addie Schiffer and Mrs. Nutting and daughter returned last night from an outing at Cascadia.

Mrs. Ridders and family of Suver have rented a residence at 10th and Calapoola streets, and will make Albany their home.

Mrs. Harry Day, Paul Schmitt and family, W. L. Sutton and W. B. Stevens are among those who returned from the Bay today.

Miss Ethel Hammer, of this city, has begun work as stenographer and typewriter in the office of a nursery company at The Dalles.

Miss Bessie Hammer, who is to teach in the Jefferson school the coming year, has been granted a first grade certificate by the board of Marion county.

Mr. Charles Straede Smith Van Antwerp Forney, of Portland is in the city helping to install some important improvements in the telephone system.

Judge Wolverton went to Cascadia yesterday for his annual outing. Mrs. Wolverton is visiting at the home of her father Mr. N. Price in the country.

Mrs. Dr. G. W. Grey returned this noon from Seattle, where she has been on a month's visit with her daughter, Mrs. Lena Niles, and son, Mr. Arthur Grey.

Mr. Oscar Hyde, a son of Dr. E. O. Hyde, now of Prineville, was in the city today in the interest of a wholesale grocery house of Portland. He is now a commercial traveller.

THE GAME LAW

Being Enforced by Warden Baker.

The enforcement of the game laws of Oregon is a matter of great importance. The state now has the only game warden who has really done efficient service along this line. As heretofore stated during the two years of office of Mr. Baker's predecessor there were only eleven convictions in the state, two of those being merely for trespass. With a limited allowance for assistance Game Warden Baker in a year has made a splendid showing for the enforcement of the law, and has materially stopped the violation of it. He is now looking after the birds, and there will be something doing if the law is not respected.

Following is the record of convictions under Mr. Baker, as secured by the DEMOCRAT from the game warden's record:

Killing birds out of season, with a fine of \$5 and costs: August Heinrich, Godfrey Inagrit, Hugo Brandon, Chas. Finerty, Charles Harris, C. Short, Webb Wright, E. Garrison. Under fine of \$25 and costs: --- Hawkins.

Killing deer out of season under fine of \$25: Oliver Davis, Albert Mattison, Edgar Mattison, Jene Mattison, Alfred Mattison, Edgar Mattison Jr., Rube Gaunt, Barney Gaunt, John Gaunt, Jeff McFerrin, Allen McFerrin, M. E. Brown, James Reed, R. Miller, J. F. Wheeler, A. M. Eades, Wm. Jones, John Guider, Wm. Mans, John Patten, W. S. Tolk, Isaac Johnson, Marvin Drury. Under fine of \$50 and costs: Fred Heckler.

Having deer hides in possession, under fine of \$25: George Conser, George Fisher. Under fine of \$100 and costs: G. W. Fisher.

Gaffing salmon, \$50 fine and costs: H. Knox, (sentence suspended), Frank Cox.

Frank Spores, at Eugene, plead guilty of violation of game law, but the J. P. refused to levy a fine, stating that he would resign his office first.

COURT HOUSE NEWS.

Probate:

In guardianship of Chas and Margaret Montich citation for sale of real estate issued, returnable Sept. 17, 1904.

In estate of G W Phillips citation ordered issued, asking for sale of real property, returnable Sept 10 at 1 p. m.

In estate of Adam Stettlemir real estate ordered sold.

Only one deed was recorded: Henry D Scott to C M Laport 1 acre Lebanon \$1200

Mortgage for \$2582 and \$250.

Harrisburg.

From the Bulletin.

Miss Jean McDaniel, of Los Angeles, Calif., came up from Albany yesterday, where she has been visiting for some time past, and will remain here for a short time, the guest of her aunt Mrs. R. A. Rampp.

Miss Lillian Crawford, of Albany, who visited in this city last week, returned home Thursday. Miss Crawford is always a welcome visitor at this city, it being the home of her birth, and therefore she has a host of friends in this section.

Mrs. Hochdanner, who resides near this city, sends us a number of clippings showing the manner in which mail aimed for members of the family is addressed. Many of the names are taken from letters, while others are from the wrappers of newspapers. Here they are: Hawkdiner, Hochdamm, Hockdanne, Hockdanna, Hockdamm, Hockdanner, Hockdamer, Hockdammer, Hockinson, Hockdawn, Hockelammur, Hockdamur, Hockner, Hockelamm, Hockeliner.

Miss Lois Coshow, well known in Albany, and Mr. Charles Fuller, were married in the Congregational church at Salem on Wednesday evening. It was a fine affair.

Mat Scott last night shipped a car load of hogs and sheep to Portland, and Hecker Brothers today two car loads, all some of the finest product of this stock raising country.

Mr. Arthur R. Woodcock and Miss Clara Lane, two well known young people of Corvallis were united in marriage on Wednesday, Rev. Moore officiating. Both are O. A. C. graduates.

McKillop & Churchill tomorrow morning will reopen their Albany Lunch Counters in the fine quarters in the Wood brick at Second and Ellsworth streets. A good place to eat.

Mrs. Star, mother of Mrs. E. F. Rice is seriously ill at the home of her daughter. Two daughters from California and a son from Washington have been sent for and are expected tonight.

Mr. Otto Wilson, mother and cousin have returned from Cascadia in their automobile. Going there they left Salem at 8 a. m., and reached Cascadia at 7 p. m. The auto was a popular institution at Cascadia, all the youngsters being given all the rides they wanted.

E. R. Case returned last night from Salem, where he had been to look after his running horse Tenbrook, which he found lame, but expects to have him in condition for his race with a California horse on the 10th of September.

Lebanon's New P. M.

W. M. Brown has been appointed postmaster at Lebanon, the formality of it occurring at Washington yesterday. Mr. Brown is editor of the Criterion, a man of reliable character and good attainments, who will make an excellent official.

Card of Thanks.

The brothers and sisters of the late Ira M. Turner desire to their sincere thanks for many acts of kindness and sympathy during the illness and after the death of their brother.

Lebanon has established a fire limits ordinance, making it unlawful to erect any more wooden buildings on Main between Oak and Ash streets. The proper thing.

Across the Willamette.

Peter Karstens raised 36 bushels of Surprise wheat from one and a half bushels sowed.

Will Morris, who has been running a thresher engine for his brother in Marion county, has returned home.

Asa Peacock and family are residing in their new residence.

H. J. Moore has returned from Seattle.

Dan Rainwater is home from Eastern Oregon.

The Scio flour mill is to resume operations, Chas. A. Warner having charge of the mill under a company to be formed.

SUMMONS

In the Circuit Court of the State of Oregon for Linn county

R. S. Acheson and T. M. Acheson, Plaintiffs, vs. Jene Acheson, defendant.

To Jene Acheson, the above named defendant:

In the name of the state of Oregon: You are hereby required to appear and answer the complaint filed against you in the above entitled cause within six weeks from the date of the first publication of this summons, and you are hereby notified that if you fail so to appear and answer, the plaintiff will apply to the court for the relief demanded in their said complaint, to-wit: A decree of the court requiring you to make, execute and deliver to the plaintiffs within thirty days from the date of the entry of said decree a good and sufficient deed of conveyance conveying to the plaintiff five acres of land and interest as heir at law of Thomas Acheson, late of Linn County, Oregon, deceased, in and to the following described real and personal property, to-wit:

The South half of the North West quarter of the North East quarter of the South West quarter, and the North half of the North West quarter of the South West quarter of Sec. 35, in Township 12 South, Range 4 West of the Willamette Meridian, in Linn County, Oregon, containing 140 acres; and the South three acres of the following described premises: Beginning at the South East corner of the Donation Land Claim of Owen Bear, Claim No. 48, in Township 13 South, Range 4 West of the Willamette Meridian, in Linn County, Oregon, thence West 13.40 chains to Muddy Creek, thence down said creek to the east line of said D. L. C. thence South to the place of beginning; all of said real property being subject to the dower estate of Rachel Acheson, widow of the said Thomas Acheson, deceased, therein; also, three horses, seven cows, two heifers, two calves, eleven sheep, seven dozen chickens, 203 bushels wheat, 442 bushels oats, one phantom, one single harness, and one De Laval Cream Separator; and a further decree that in the case you fail to so execute and deliver said deed, as above provided, within the time above limited, the plaintiffs shall be decreed to be the owners of your said interest in the said real and personal property, and that the decree of the court shall stand in lieu of said deed; and for such other and further relief as to the court may seem meet in the premises.

This summons is published in the ALBANY DEMOCRAT once a week for six consecutive weeks by order of Hon. O. H. Stearns, County Judge of Linn County, Oregon, made at Chambers, in the city of Albany, Oregon, this 9th day of July, 1904 and the date of the first publication of this summons is the 8th day of July, 1904.

HEWITT & SOX, Attorneys for Plaintiffs.

CITATION

In the County Court of the State of Oregon for Linn County.

In the matter of the estate of John H. Wallace, deceased.

To J. F. Wallace, E. E. Wallace, E. E. E. Bolins, W. R. Wallace, O. W. Wallace, Kate L. Parsons, Ralph A. Wallace, and all others interested in said estate, Greeting.

In the name of the state of Oregon, You are hereby cited and required to appear in the County Court of the State of Oregon, for the County of Linn, at the court room thereof, at Albany, in said county, on Tuesday the 13th day of Sept. 1904 at 1 o'clock in the afternoon of that day, then and there to show cause if any exist why an order should not be made herein authorizing and empowering the administrator of the estate of said deceased, to sell at private sale the following described real property belonging to said estate, to-wit:

Lot 1 and a trip of land 25 feet wide off of the West side of lot 2 and extending the whole length of said lot, all in Block 5 in rackleman's Third Addition to the City of Albany, in Linn County, Oregon.

Lot 5, 6, 7, in Block 7 in Woodlee's First and Second Addition to the City of Albany, in Linn County, Oregon.

Witness, the Hon. C. H. Stearns, Judge of the County Court of the State of Oregon, for the County of Linn, with the seal of said Court affixed, this 3rd day of August A. D. 1904.

Attest: B. M. Payne, Clerk.

By F. C. Steinhilber, Deputy.

EXECUTOR'S NOTICE.

Notice is hereby given that the undersigned executor of the last will and testament and estate of Isaac McElmurry, deceased, has filed his final account with the clerk of the County Court for Linn county, Oregon, and the court has fixed the 10th day of September, 1904, at the hour of 1 o'clock p. m. of said day for hearing objections to the same, if any, and to settle said account and estate.

This the 5th day of August, 1904.

H. W. McElmurry, Executor of the estate of Isaac McElmurry, deceased.

NOTICE OF APPOINTMENT.

Notice is hereby given that the undersigned has been duly appointed by the County Court of Linn County, Oregon, executor of the estate of Mary Pennington Hill, deceased. All persons having claims against said estate are hereby notified to present the same duly verified, as by law required, to the undersigned, at his office, in Albany, Linn County, Oregon, within six months from the 20th day of August, 1904.

J. J. WATNEY, J. L. HILL, Attorney for Executor. Executor.