

## DISMISSED

### Sustice Gamble Dischnrgd Sharp and McIargue.

The preliminary examination of Richard Sharp and Ray McHargue, at Brownsville this forenoon, before Justice Gamble, was hotly contested, Gale S. Hill appearing for the state, and J. R. Wyatt and A. A. Tussing for the defendants. The justice held that the evidence was insufficient and ordered the case dismissed. It is probable that it will take the finding of the jury to connect anyone with the crime.

The DEMOCRAT has received a copy of a Souvenir and Guide Book of Seattle, for the 23rd international Christian Endeavor Convention. It was gotten up by L. B. Franklin, an Albany College graduate. It shows the development of Seattle and its present importance in a striking manner. The illustrations are good and the writeups directly to the point.

## DR. M. H. ELLIS,

### Physician and Surgeon

Albany, Oregon

Call made in city and country. Phone Main 38.

### REFEREE'S SALE

Notice is hereby given that by virtue of a decree of partition and order of sale and my appointment as referee by the Circuit Court of the State of Oregon for Linn County in the case of Thomas S. Slate, (John E. Slate, William P. Slate, Edward Slate, Laura B. Slate and Herbert Slate) by their guardian L. L. Switz, E. A. McLagan and Mary McLagan's wife, plaintiffs, vs. G. W. Simpson, C. L. Simpson, his wife, Porter Slate and Alice Slate, his wife, defendants, I will on Saturday, August 3rd 1907, at the hour of One o'clock p. m. at the front door of the court house in Albany, Oregon, sell at public auction to the highest bidder for cash in hand, the following described property, to-wit:

The South half of the John T. Slate and Frances Slate, his wife, Donation Last Claim, being Notification No. 2003, Claim No. 59 in Township 12, South Range 4 West of the Willamette Meridian, in Linn County, Oregon, except that portion of said premises lying East of the Ocalaquia Creek, leaving 305 acres, more or less.

D. S. SMITH, Referee.

### Registration of Land Title.

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

In the matter of the application of William R. Brenner to register the title to the land in said application described, to-wit: Lots 7 and 8 of Sec. 20, and the North half of the North East quarter of Sec. 29 in Township 9 South, Range 4 West of the Willamette Meridian, in Linn County, Oregon, containing 174.58 acres, except the right-of-way of the Willamette Valley & Coast Railroad Company, against Emma Watta, and all whom it may concern, defendants.

To all whom it may concern: Take notice, that on the 19th day of June, A. D. 1907, an application was filed by said William R. Brenner in the Circuit Court of said Linn County for initial registration of the title to the land above described. Now unless you appear on or before the 22nd day of July, A. D. 1907 and show cause why such application shall not be granted, the same will be taken as confessed and a decree will be entered according to the prayer of the application and you will be forever debarred from disputing the same.

J. W. MILLER, Clerk.  
HEWITT & SOX,  
Attorneys for Executor.

### NOTICE OF FINAL SETTLEMENT

Notice is hereby given that the undersigned has filed in the County Court of Linn County Oregon, his final account as executor of the last will and testament of Daniel Bronner, late of said county, deceased, and that said court has fixed Monday, the 22nd day of July, 1907, at the hour of one o'clock in the afternoon, as the time for hearing objections to said account, and the final settlement thereon.

W. R. BRANNEN, Executor.  
HEWITT & SOX,  
Attorneys for Executor.

### NOTICE OF APPOINTMENT

Notice is hereby given that the undersigned has been duly appointed administrator of the estate of Elsie M. Schnackenberg, deceased, by the county court of Linn County, Oregon. All persons having claims against said estate are hereby notified and required to present the same, duly verified by law, to the undersigned at his residence near Lyons, Linn County, Oregon within six months from the date of this notice.

DECEASED: H. L. SCHNACKENBERG.  
T. J. SMITH, Administrator.  
Attorney for Administrator.

## PATENTS

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20 YEARS' EXPERIENCE. OUR CHARGES ARE THE LOWEST. Send model, photo or sketch for report search and free report on patentability. INFRINGEMENT suits conducted before all courts. Patents obtained through our ADVERTISED and SOLD, from TRADE-MARKS, PATENTS and COPYRIGHTS quickly obtained.  
Opposite U. S. Patent Office,  
WASHINGTON, D. C.

## D. SWIFT & CO.

## THURSDAY.

## OVER THE MTS

### What an Albany Man Observed in Crook County.

Henry Cleek has returned from Crook county, where he spent several days with his many friends among whom he resided for a good many years. He reports crops in fine shape. The irrigation company is doing a fine thing for the country. It is selling its lands at \$30 an acre, property which formerly was hardly worth the taking. Bend has got a big hustle on, and land around that place is selling for \$60 an acre.

Among the growing towns is Madras, a splendid stock and agricultural center.

People generally in that country are anxious to secure a market outlet to the Willamette Valley, and three meetings have been held to make arrangements for conferences with the Corvallis and Eastern in reference to the extension of the road over the mountains far enough to be reached by wagon, the people agreeing to build a first class wagon road to the terminus. Such an arrangement would create an immense sight of business for the road and would be a good thing for the valley towns as well as for Crook county.

Louis Jaeks has gone to Newport to spend a few weeks.

A. M. Reeves, the Lebanon merchant was in town this morning.

The open season for buck deer will begin next Monday, good till Nov. 1.

J. C. Mayo, the R. R. man, passed through the city this noon on a California trip.

Claus H. Vehrs, the Lebanon stock buyer and dealer, has been in the city today.

D. Buseard has rented his feed sheds on North Broadalbin street to Ruben Walker, who will hereafter run the place.

Sam Hartsock, of Corvallis, returned this morning from a trip to Lebanon. He is taking a few days off.

Mrs. Merrill and daughter, Miss Minnie, went to the Bay this afternoon for a summer's outing.

Mr. and Mrs. N. M. Newport went to Gladstone Park this forenoon to attend Chautauqua for a few days.

Dr. Withycomb and Sheriff Burnett were distinguished Corvallis men in town this morning, passing through.

J. W. Hobbs, of the internal revenue department, was in the city this afternoon, coming over from the west side.

Mrs. W. M. Parker returned last night from Southern Oregon, where she had been looking after Degree of Honor work.

Frank Pierce, of the Albany Nursery Co., went to Salem this morning to attend the big cherry fair and Coast Nurserymen's convention.

Mrs. J. W. Swank and youngest daughter went to Scio this morning to join Mr. Swank, who is working at the Parker mill, to spend the summer.

Several Indian boys ran away from Chemawa yesterday, and Albany sleuths have been on the lookout, as it means \$5 a head for each captured.

No better summer resort than Albany. A fine place to spend the summer or any other time. Pleasant surroundings, cool nights, good people.

John Roberts the reliable timber cruiser left a lot of good railroad quarrels—guaranteed from six to ten millions—for applicants at the office of G. W. Wright.

Mr. Nelson, day tick at the S. P. office, has gone to Corvallis to relieve the agent there for awhile. Mr. McLaughlin is filling his place, while Chas. Johnson is doing the night shift.

F. M. Redfield and family today went to the Bay for an outing. The city records will remain about ten days. During his absence Mr. Ed Washburn will officiate in the office.

William Armstrong and family, of Salem, have been in the city today the guests of Mrs. Armstrong's father, F. M. Pomeroy. A part of the family consists of twin boys, as fine looking little fellows as one ever sees.

Admiral Yamamoto, of Japan, arrived in New York yesterday. He and Admiral Evans had a long visit. He says war talk is the worst kind of nonsense. In the meantime the yellow journals and politicians will make all the clouds possible.

The Elks will begin their national convocation in Philadelphia next Monday, for which great preparations have been made, the local committee spending \$100,000 getting ready. It is estimated that over 100,000 will be present from other parts of the country.

W. A. Kykendall yesterday sold his interest in the drug store of Yerrington & Kykendall and immediately bought the drug store of W. L. Delano, who has been in the business in Eugene for twenty-seven consecutive years and proposes to take a much needed rest.

The normal board of regents met yesterday at Salem. Gov. Chamberlain was elected President, and C. L. Star, of Fall City secretary at a salary of \$1500. Just what there is to do to earn a permanent salary is not yet evident, but it may be developed later.

According to the Dalles paper Chas. Tallafero recently pitched such a terrific game of ball that every ball that shot over the plate left a trail of smoke in its wake, and the batters against him were as helpless as infants. Verily this is the age of exaggeration.

Mr. and Mrs. J. H. Simpson and Mrs. Merle Cathey and daughter last night arrived in Albany, from Corvallis, to reside, and have begun their residence in the J. R. Wilson residence. Mr. Cathey, who is in Walla Walla looking after his sign business, will be here later. Mr. Simpson may build if a suitable location is secured.

Dr. E. A. McAllister, of Eugene, was in the city today on his way to Newport for an outing. He will be joined later by Mrs. McAllister. The Dr. is the father of Prof. McAllister of the U. of O., Frank now a banker, Seth and two or three daughters, all successful in their different fields: They were residents of Albany for several years.

## FINED \$250

### Justice Burtenshaw Slams the Lid Down.

At Lebanon yesterday afternoon before Justice J. N. Burtenshaw the case of the state against W. Howard for violation of the local option law was called on one charge. The defendant pleaded guilty and was fined \$250, high enough to make the defendant and others to understand the law must be respected.

Deputy District Attorney Hill has nine other charges against the defendant, which have been suspended during good behavior. The offenses were all before the 4th of July. On the 4th Mr. Howard declares that he did not even dare go to his place to get a drink himself. He signed an agreement not to sell any more liquor. He has got enough of it.

Perhaps Albany's turn next.

### A Fine Musical Program.

Mr. and Mrs. P. A. Young last night gave a musical at their pleasant home in honor of Mrs. Fletcher Linn and Miss Delta Watson, of Portland, Mrs. Anna Clara, of San Francisco, and Miss Emma Sox, of Albany. Besides numerous social sessions and music from Victor discs a musical program was presented, a rare treat, in which Mrs. Clara and Mrs. Young were heard in a duet, Mrs. Linn, Miss Watson and Mrs. Clara vocal solos and Miss Emma Sox on the piano, immensely appreciated. Refreshments, consisting of fruit punch, ice cream and sherbert, cakes, nuts and coffee were served. Besides prominent young people of Albany those present were Mr. Corbett and Miss Lacey of Seattle. Mrs. Clara will soon return to San Francisco and Miss Sox is preparing to go to Boston to further her studies in music. Mrs. Linn and Miss Watson will remain in for some time on a summer's visit.

### The Ballard Case.

D. F. Young this morning was placed under arrest, upon complaint of Josh Ballard, on the charge of assault with a dangerous weapon, taken before Justice Swan, when he waived examination and was held under \$500 bonds for the circuit court.

Ballard's condition is of a serious nature. Besides the five cuts in different parts of the body Dr. Hill reports internal injuries. His recovery depends much upon whether blood poisoning sets in. His injuries are certainly serious.

Mr. Young says he has two witnesses, his wife and a lady who was at her house with her, who saw Ballard chase Young fifteen or twenty feet with the pitchfork before Young secured the scythe and struck him. So it looks like three to two, the version of the Ballards being entirely opposite.

### Col. Hofer in Town.

Col. Hofer, president of the Willamette Valley Development League, member of the board of regents of the normal schools, former state legislator, a bank stock owner, part owner in a brick yard, editor of the Salem Journal and a general hustler for Oregon, was in town this afternoon. A prominent valley man informs the DEMOCRAT that the Col. is prominently mentioned for Governor on the republican ticket, his recent appointment settling the matter of his politics.

This, though, of course, is contingent upon Governor Chamberlain not running the next time, as it is known he would not run against the governor under any circumstances.

### Recovered \$1,000.

The case of Archie Galbraith agt. the Southern Pacific, a suit for \$7,825 damages on account of injuries to an English stallion shipped from Portland to Albany in 1904, was tried at Salem yesterday, the jury last night bringing in a verdict for the plaintiff for \$1,000. The plaintiff alleged that the horse was badly injured by the carelessness of the train men on the way up the road, while passing through Salem. The animal was a blooded one, a big price being put on it. The case has been pending about three years.

### Emil Etter's Case.

At Springfield yesterday Emil Etter, a former Albany saloon keeper, upon trial was fined \$200 and twenty days in jail. The latter was made necessary from the fact that he had formerly been fined \$200 for violation of the local option law. Etter gave notice of appeal from the justice court.

The Telegram reports J. C. Mayo as now representing the New York Central lines.

All indicted furniture dealers who have not paid a fine will be heard in the U. S. court on the 15th.

Moyer is now on the stand at Boise. He denies that the Federation ever encouraged a crime of any kind.

The Christian Endeavor convention has begun business at Seattle, a big thing, with a great object in view.

Two boys who beat a Jap in Portland were found riding a breakbeam by Eugene officers and held for Sheriff Stephens of Portland.

Next Monday 1,200 Chinamen, who have been in Oakland, since the big fire, will return to San Francisco, and occupy their old quarters, which have been rebuilt.

Grace Margaret Edmunson, a prominent Eugene girl and U. of O. student and Geo. Ohler, of Astoria, were married yesterday. They passed through Albany last evening with evidences of having been through a shower of rice.

The case of some Lebanon druggists and Dr.'s, charged with filling and writing whiskey prescriptions, is said to be under investigation by the deputy district attorney.

## C. H. NEWS.

Deeds recorded:—  
J. T. Dawes to Eugene T. Wood, 2 lots Mill City \$600  
Christina Farlow to Emma S. Buckner, lot 8 bl 53 H's 2nd ad. Albany \$2900

Mo tages for \$2300 and \$3000

Probate:—Distributive receipts filed in estate of Jas. A. Reister.

Hunter's licenses: A. B. Gibson, Salem, 64; Eugene Wait, Marion, 26; Geo. F. Scott, Sweet Home, 44; N. R. Stewart, Albany, 20; L. Miller, Leio, 45; W. A. Young, Scio, 40; W. H. Young, Thomas, 41; Chas. Cline, Albany, 19; Perry P. Mason, Mill City, 31; J. R. Douglas, Albany, 44; J. W. Shelton, Mill City, 42; total 168.

### The Cherry Fair.

Salem, Or., July 10.—In an exhibit declared to be 100 per cent better than the cherry fair of a year ago, a Polk County grower, Andrew Vercler, of the Highland neighborhood, west of Salem, took the sweetstakes cup with an exhibit of Lambert's, C. E. Hoskins, of Springbrook, took first premium on seedlings, his cherry being a specimen that seems to have excellent keeping quality, a fine flavor and a larger size than the Lambert, with about the same color. Aside from the sweetstakes and the seedling contest, chief interest centered in the Royal Ann contest, which was won by J. M. Spang, of Salem, and the commercial pack contest was won by H. S. Gile & Company, of Salem.

### Friends! Help!!

I am sure that the many friends of our family, one of Oregon's oldest, will gladly help a boy physically unfitted for hard manual labor, to win a scholarship in the Portland Oregon Journal's educational contest now in progress. If you want the Sunday Journal alone for not less than 3 months; Semi-Weekly, at least 6 months; "Daily and Sunday" combined or Daily without Sunday edition, either of last two, at least 1 month for new subscription, 3 months for old, please drop me a card and with name give P. O. address in full and when delivered by carrier or by mail, and I will try to find you as soon as possible.

Your Little Friend,  
GLEN E. WALKER,  
Son of Cyrus H. Walker,  
Albany, Ore., R. F. D. 1.

### Petition Filed.

The petition of F. G. Donaldson for voluntary bankruptcy has been filed and is now in the hands of C. C. Bryant. It shows assets amounting to \$560 and liabilities \$6,630.25. Of the liabilities \$1590 is held by Chas. Pfeiffer and \$2600 by the First National Bank covered by chattel mortgage on the furniture and fixtures of the hotel. The principal local creditors are Chas. Pfeiffer, \$350; M. B. Craft, \$590; W. A. Eastburn, \$294.17; Mrs. R. Donaldson, \$259.20; U. S. Nat. Bank \$210.50; and nearly all the grocers and merchants in small sums.

### Benton Fruit Men.

The Benton County Fruit Growers' Association has been organized, with Robert Johnson as president, Frank Groves as secretary and B. W. Johnson, Judge McFadden and A. B. Cordley as the by-laws committee. The purpose is to promote the planting and culture of fruit trees, to secure co-operation in marketing, to advance the mutual interests of members, and to secure enforcement of the fruit laws.

### A Eugene Transfer.

Register:—A deed was filed for record yesterday in which the Willamette Valley company sells to A. Welch its electric railroad franchise, the Springfield electric railroad franchise, all rights of way, contracts for rights of way, ties, tools, implements and machinery for said electric railroad, and in fact all its holdings in connection with the electric railroad. The consideration in the deed is given at \$19,610.90.

### Born.

On Wednesday, July 10, to Mr. and Mrs. Clyde Reiley, of Thomas, at the home of the mother's sister, Mrs. Frank Hackleman, a girl. All doing well. It is now Grandpa W. A. Cox.

### FRIDAY.

## AT CASCADIA

### And Along the Way. Women Harvesting.

Judge Stewart returned last night from Cascadia, where he had been with Mrs. Brown and Mrs. Stevenson and daughter, who are pleasantly situated in a one room cottage. Another little cottage is occupied by Mr. and Mrs. G. F. Simpson and daughter, Mrs. Eva, who will spend the summer there. There are ten or fifteen tents up for the summer, and twelve or fifteen boarders at the Geisendorfer. The outlook is for a big crowd this season.

Along the way everywhere farmers were rushing things saving their hay.

Judge Stewart was struck by the large number of women working in the fields, some driving mowers and others in different occupations, something made necessary on account of the shortage of help. As they have done millions of times before the women have again come to the aid of the men in time of need and a fine crop will be saved.

Both fall and spring wheat and oats look pretty good and the outlook is excellent.

## WON A CUP

### Linn Has the Best Bing Cherries in Oregon.

E. C. Roberts returned last night from Salem, bringing home with him a big silver cup won by Wesley Milhollen, of Oakville, at the big cherry fair for the best carton of Bing cherries. It may be seen at French's. While the cherries were from Mr. Milhollen's, the packing and arrangement were by Mr. Roberts, whose experience at the Lewis and Clark fair were of a good deal of value to him.

He reports the fair a great success. The display was a magnificent one. There were a good many Bing cherries in the contest, making the victory more prominent.

Other Linn county exhibitors were C. F. Waters and G. W. Sperling, of Lebanon, with Royal Anns and M. L. Forster of Tangent, with Lamberts. Mr. Milhollen also had some fine Royal Anns.

There were several California contestants, but Oregon took the honors.

Salem took all the Royal Ann prizes, J. M. Spang, T. H. Blundell, J. P. Minch and Mrs. Chapman. The Lambert winners were Mrs. Clara Webb of Troutdale both of ten pound and carton boxes, J. R. Shepherd of Zena, and a Hood River man, the only Hood River cup. C. A. Muth of Lincoln and B. I. Ferguson of Eola were first on Black Republicans. C. E. Hopkins of Spring Brook and W. A. Rice of Rosedale were first on Hoskins. L. T. Reynolds and C. H. Reynolds of Salem were first on Deacons and B. I. Ferguson and H. Best first on Asterhouse, each exhibiting having cups for ten pound boxes and cartons.

C. F. Lansing had the best general fruit display.

## LINN AND LANE

### Accused of Being Negligent.

Eugene Guard: A government official connected with the bureau of animal industry was in the city today looking after the enforcement of the law requiring the dipping of all sheep in the state. He informed a reporter that the law is being pretty generally complied with in all parts of the state except Lane and Linn, where the farmers and sheep raisers seem inclined to evade it. This official has used his utmost endeavors to get the raisers in these counties to see the benefits of dipping, but it seems without success. He declared that the failure to observe the law will in all like hood result in the federal authorities quarantining the two counties, allowing no sheep to be taken out or brought in. This will work a hardship on many of the raisers of sheep and those who deal in them.

### Reached Marshfield.

Times:— Walter Lyons, secretary of the Marshfield Chamber of Commerce, arrived on Coos Bay yesterday evening on the steamer Breakwater. Mr. Lyons will immediately take up his new duties. He reports that several families, intending Coos Bay settlers, were left behind on this trip of the Breakwater.

There is a heavy demand for tickets to the Bay, and the presiding, but statistics is entirely inadequate to meet it. The Alliance, which will sail Wednesday, has all of her accommodations filled and could carry many more passengers if she had room.

### Called to Glendale.

Rev. Louis Anderson, wife and four children, were in the city today on their way to Glendale, where Rev. Anderson has accepted a call to the pastorate of the Presbyterian church, succeeding Rev. Geo. T. Pratt, another Albany college graduate, who has gone to Klamath Falls, where he will probably be located. During the past year Rev. Anderson has not been preaching. Instead he has been residing on a five acre tract in the Mt. Taylor suburbs of Portland, filling supplies occasionally. The property which he bought a couple of years ago is already worth four times what it cost him, and he has been offered that much for it, but thinks he will have something better by waiting. Rev. Anderson preached in Woodburn several years.

### Uniform Requirements.

A committee appointed at the state teachers' association session in Salem will soon meet to confer in regard to fixing a uniform schedule for entering the colleges of Oregon. Following is the committee: Chairman, President H. M. Crooks, of Albany college; President P. L. Campbell, of University of Oregon; President W. J. Kerr, of Oregon Agricultural college; President W. N. Ferrin, of Pacific University; and President J. H. Coleman, of Willamette University.

### Letter Carrier's Convention.

Albany is to have a state convention on August 2, that of the letter carriers of the cities of the state. It will probably be held at the post office and arrangements are being made for the meeting and reception. It is expected twenty five or thirty will be here, including ten or fifteen from Portland. Oregon cities having carriers are Portland, Salem, Albany, Eugene and Astoria, west of the Cascades, and Pendleton, Baker City, La Grande and The Dalles east of the mountains.

Post cards are ten cents a dozen in Chicago.

Alfred Drury, an old resident of Lane county, died in Eugene yesterday.

The Pendleton and Dalles base ball teams have disbanded for the season.

Fairbanks is attacking the yellow journals. This will help yellow journalism.

S. J. Fore hunc a \$500 diamond ring on a water faucet at Portland while he washed, and now he is hunting the man who took it.

W. E. Herrin, the celebrated Southern Pacific Attorney, has been visiting his father in Ashland. Mr. Herrin is a former O. A. C. student.

Mr. Fred Perkins, of the Portland Telegram, returned last evening from a visit with his wife at Lacombe, where she is spending the summer with relatives. He also fishes some.

C. H. Walker today mailed to Salem the bond on appeal in the U. of O. referendum cases, and tomorrow the appeal will be taken by Lawyer Ford to the supreme court. Mr. Ford is confident of winning in the higher court.

The new Presbyterian church at Eugene is to cost about \$18,000. It will be built of stone and have a seating capacity of 1100 people, divided: auditorium 350, side rooms which can be thrown into the main room 350, gallery 340. There will be a parlor, study, etc.

Gazette:—Miss Edna Irvine is expected to arrive today from the East, where she has spent the past 15 months under engagement with "The Square Deal" and "The Other Girl" theatrical companies. Miss Irvine will spend the summer with her parents, Mr. and Mrs. B. F. Irvine in this city.

In six months the secretary of state has turned into the state treasury \$9,068.30, which under the old system would have been pocketed by the secretary, indicating that the office was good for about \$18,000 a year. The state thus saves about \$18,000 a year by the change.

J. T. Thompson, being brought from Europe to Portland by Detective Joe Day last evening leaped from a train in Colorado and made his escape. He went to a Doctor's, forced him to attend him, setting a broken arm, giving him a \$300 diamond ring, and fled, but was recaptured.