

The Democrat.

Tuesday Evening November 5, 1889

Published every day in the week.

Sundays excepted.

Entered as the Post Office at Albany, Or.
as second-class mail matter.

W. H. NUTTING, Editors and Publishers.

SUBSCRIPTION RATES.

By mail, per year.....\$3.50
By mail, per month.....\$3.00
By mail, per week.....\$1.00

LOCAL RECORD

PROBABLY NO APPEAL.—It is understood the case of A H Marshall against the city will not be appealed. The manner in which the decision of Referee Irvine was confirmed, the motion to modify made by the city as well as the motion to set aside being denied, is quite a compliment to the referee. While it is not a very pleasant position to place a city, the inability to assess damages for grading adjoining property, it is a fact that citizens having the good of the city at heart will not refuse to stand their share of such expense. The work of grading Washington Street will be begun at the first opportunity in the spring, and it is an improvement that will be of great value to that part of the city.

THE BURGLAR.—A large house greeted the Grismer-Davis troupe last evening. The burglar was presented with fine effect. It has plenty of tragedy and a vein of comedy that is refreshing. Beside the strong acting of Grismer and his wife, the young lawyer without a case, his best girl, the old gentleman, the waiter, and particularly the little girl with two fathers, who said she wouldn't hurt the burglar, present some superior scenes. This troupe can always depend on a large house in Albany.

TOOK POISON.—Mr and Mrs Davis reside at Stayton. Last Friday night there was a dance at Mehama. Mr Davis left against his wife's wishes, leaving her at home. The next morning she made up her mind that it was on account of a certain young lady, and, oh, well she hunted up some poison and took it. Then she concluded not to die, a doctor was sent for, and she is now alive. Husbands and wives should have a better understanding with each other.

COLICY ITEMS.—The Albany papers have again dug up their stereotyped item about a big force of hands going to be put to work on the O P next week. As soon as the snow falls in the mountains they will have to lay that item aside. Henry Burmeister returned on Tuesday from Albany. He says the greater part of the work being done on the O P extension is talk, though there are a few men at work in the mountains. —Ochocho Review.

WILL GO EAST.—At a meeting of the board of trustees of the Albany Collegiate Institute last evening it was decided to send Prof Condit East in the interest of the College. It is proposed to make several important improvements in the College in keeping with its growth and that of the city, and it is for the purpose of getting additional support that Prof Condit will go East. During his absence Mr O A Archibald will teach the classes in book keeping.

ONE OF GRANDPA'S BADGES.—Mrs E D Sloan, of Klamath Agency, formerly of Albany, recently found in a crematorium mound, on the Klamath Indian Reservation, a Harrison badge, of the campaign of 1841. It was under several feet of burned clay, ashes and calcined human bones, and along with other coins, beads, obsidian arrow heads, etc. The log cabin and the profile view of Gen Harrison show plainly.

HEAD OFFICES.—Yesterday Mr D B Montelth transferred the Harper Cranor corner to Wm M Hoag. A three story brick is to be built on it, and all the offices of the company located on it. This is in accordance with an item in the Democrat a month ago. We hope this head office business is settled now, as it has been a very confusing matter both here and in Corvallis.

AT THE CROSS ROADS.—A Syndicate is being organized here to purchase the Clymer farm at Tallman consisting of 270 acres and laying part of it off into town lots, and putting them on the market.

A CAR LOAD.—Hawkins & Farrell have just received a car load of furniture from the east, consisting of all the latest designs in bed room sets, tables, stands, book cases, sofas, etc. which they are prepared to sell at bottom prices. Give them an early call.

STEAMER ARRIVALS.—Our usual steamer arrivals will be in this evening; call early and secure the best of the following: Sweet potatoes, celery, cauliflower, horse radish, comb honey, white figs, Cal, black figs, Lemons, Oranges, sour kraut, etc.

WILL PACKING CO.

NEXT.—New and best place in town is Gilson's new barber shop in the Forman Block, next door to Fortmiller & Irvine's. Best barber in town.

FOR RENT.—A pleasantly furnished room centrally located for business man. To gentleman only. Inquire at this office.

NOT FROM ALBANY.—Albany is getting to be such a big city that if anything happens anywhere where its name gets connected with it in some manner. Here is a case, an erroneous one, from the Astorian: "The latest fraud that the Astorian puts in the rogue's gallery for its readers to guard against, is a fellow named Aldrich, who is traveling in this section claiming to be the agent of an Albany fire insurance company. From three settlers on the Nehalem, he got \$15, \$20, and \$35, respectively. The \$15 man he told he would insure his place for three years for \$500. This man's name is Purilla, living at Mishawaka. The Albany company has, of course, repudiated all knowledge of the bogus agent's actions, and the settlers are out just what they paid."

NEXT WEEK.—Next week our people will be given a treat in having with them for a week the Chicago Comedy company, which played here with great success several months ago. In their tour through the Northwest they have been universally well received, securing in every instance the exultations of the press and the good will of the people.

GLANDERS.—It is reported to the DEMOCRAT that there are several serious cases of glanders among some of the horses on the Albany prairie, and there is danger of its spreading. This is a matter that should be attended to at once by Linn county's stock inspector. But our stock inspector has left the county. The County court should therefore appoint a successor this week.

WANTS IT.—Let the people of Baker City and Baker county make their special business to confer with the Oregon Pacific managers and see if it is not possible to induce them to change their route of survey and come via Baker City. It is certainly a common sense and business proposition and one, we doubt not, the company will entertain if properly presented to them. —Democrat

GOOD PROPERTY.—About ten acres of land right in the city being the north ten acres of the Milton Hale place. The land slopes nicely and has a large frontage on the road. This is very desirable property and is for sale for a few days at a reasonable figure and on easy terms. —E G Beardsley Real Estate Agt Broadalbin St Albany.

GOING TO PIECES.—An examination of the Yaquina Bay shows that it has twisted apart amidst and that the after part has turned on its beam end. The forward part still rests where it first lodged last December. The after part receives the full force of the surf and is fast shaking to pieces. —Yaquina Republican

IMPROVING THEM.—The O P machine shops is being enlarged by an addition of 36 feet on the north end which is a much needed improvement. Mr Rankin is superintending the work and expects to have it completed in a few days. —Yaquina Republican. Getting them ready to move to Albany probably.

REVERSED.—The matter of the will of Martin Wertz, of Tangent, which has attracted so much attention, was considered by Judge Boise this morning, a decision being rendered reversing the judgment of Judge Blackburn, breaking the will. The will will therefore stand, and was ordered admitted to probate.

FOR THE MINES.—Capt Lenning and W F Read left this morning for the San tiam mines after a ton of ore, which they will ship to a California smelter in order to secure a thorough test. The present outlook for these mines is very good.

TWO SACKS FULL.—A Portland paper is authority for the statement that two sacks full of Chinese pheasants were recently shipped from Shedd to San Francisco and offered openly for sale in that city. Wonder who did that.

A FOOT RACE.—A 100-yard foot race was run at Lebanon yesterday between McKnight of that place and Bidwell, of Crook county, the latter giving McKnight five feet and winning by seven feet. The stakes were \$30.

ANOTHER TOWN.—The Willamette Land Co. have platted 130 acres of their land near Albany and will put it on the market in a short time as East Albany.

A RARE BARGAIN.—160 acres fine farming land 5 miles from Albany, 1 mile from R K station. Good house and barn. \$25 an acre.

44 feet front on 1st Street, good business property, \$2500. This is the cheapest property on the street and will be taken soon.

WALLACE & CUSICK.

UPS AND DOWNS.—Some of the principal ups and downs in business life is to keep quality up and prices down. This is being done very successfully at LaForest & Thompson's, and those dinner sets to be distributed among our customers Jan. 1st is creating no little interest as well as our prices.

SOMETHING NEW!—Having purchased the right of Linn county, I have a camera that will make you photographs with as many different views of your face as you want at once sitting, all for the same price and as cheap as the cheapest at.

GREENWOOD'S FINE ART STUDIO,
Corner and Ferry St's.

BIGGEST YET.—10,000 rolls of wall paper, latest varieties, finest decorations just received at Fortmiller & Irvine's.

Ladies shoes, mens shoes, misses shoes, childrens shoes, mens boots, boys boots, at less than cost to make room for other goods at C E Brownell's.

THE TRAIN WRECKERS TRIAL.

The trial of the three young men, Hill and the Rolfs, under indictment for wrecking the Southern Pacific train at the Lebanon Junction on the 28th day of July last, whereby Jack Miller an engineer, and Quint Gutherie, a fireman, lost their lives came on to be heard in the circuit court to-day. The defense decided to try the accused separately and the district attorney announced that W A Hill would be tried first. J R Baltimore, L Calavan, Frank Probst, G M Glendon, John Holt, John Beard, Edward Evans, M H Wilds, A Frum, Jacob Clem, Geo Taylor, and J K Riley, were called and accepted. J W Cusick, H M Perry, F M Miller, Jas Matchel, Marlon Thomas and I D Miller, were called and excused for cause. J B McCoy, E L Knox, R R Humphrey, and E E Parrish, were called and excused by defense.

E G Cox called and excused by the court.

The case on the part of the state was stated by Mr Northrup of Portland, and Judge Whitney on the part of the defense.

E Huston, a witness on the part of the state, testified as follows: Am conductor on Lebanon branch. Was so on July 28th last. It was Sunday. Saw deft at depot hotel between 8:35 and 8:40. Met deft and two Rolfe boys. They wanted to ride on engine to Forman's. Told them they could not. That was the last I saw them. It was in the evening. Overland train was 45 minutes late. We left station at 9:05. Our train went on to switch. Found it out of order. A stone was between the rails, removed it and passed on after turning the switch back. Overland pulled out at 9:15. We were at the switch from three to five minutes. After removing the rock switch worked all right. This is an automatic switch. Had the rails been thrown back to their proper place the South bound train would have gone over all right. If rails were one inch out of place engine would have been derailed as certainly as if they had been three inches. Saw nothing out of the way but the stone. Did not examine closely. It was quite dark when we passed switch. Think it was the younger one of the Rolfe boys that I talked to at depot.

John Conser testified as follows: Am conductor, been so 12 years. Left Portland on July 28th (Sunday) in charge of overland train. Arrived in Albany at 8:55 and left at 9:15. By the jar I knew we were off the track. Went out of car and heard steam escaping, and helped Miller and Guthrie out. Engine lay on her side. Steam blew on engineer and fireman and scalded them. Rails were half thrown—that is thrown half the width of the rail. Flange struck center of rail and derailed the engine. Sketch of switch at junction was here introduced. Were running at 20 to 25 miles when we reached the switch. Maximum schedule time is 35 miles per hour. (Witness here explained at length the condition of the switch and its general workings.) Miller died in less than 24 hours and Guthrie on Monday week following. Don't think any one got to the switch after the accident before I did. Put Miller on train next morning. Never saw him after that until he was buried. Cause of his death was scalding.

Mr Watt testified as follows: Am readmaster on the Southern Pacific from Portland to Roseburg. Am familiar with the switch at the junction. Am patentee of it. (Here witness was shown sketch of switch and explained the workings of the switch to the jury.) First saw switch 2 1/2 hours after accident. Came with wrecking train from junction. Move rail about an inch and flange would strike end of rail. Have no knowledge as to who tampered with it. They were all new when the wreck occurred. The only reason we changed ties was because they were cut up so by the flanges of the wheels. Sleeper stopped on end of rails. Only five switches are in use. Invented in 1880. Besides the above, at the time of going to press, the testimony of Mr De Clark bridge superintendent, Dr Bevin of Portland, Thomas Froman, of Albany prairie, and Dr Davis who attended Hill had been taken and arrangements were being made for the jury and court to visit the scene of the accident. The testimony will appear to-morrow.

CIRCUIT COURT.

F E Robinson agt H F Merrill. Foreclosure. Dismissed at cost of plaintiff without prejudice.

L E West agt H F Merrill. Foreclosure. Same as above.

C F Cromwell agt Jas Pearl. Partition. Continued.

Martha E Bowlin agt W Boxarth. To quiet title. Continued.

Earl Race agt Maggie M Race. Divorce. Granted.

Board Commissioners agt Emily McKinney. Foreclosure. Decree granted.

I R Dawson agt J W Ellison. Confirmation. Sale confirmed.

Santiam Lumber Co agt A F Gooch. Injunction. Continued.

The Giant Powder Co agt Searle & Dean. Continued.

I R Dawson agt Searle & Dean. Continued.

In matter of will of Martin Wertz. Will sustained.

State agt N B Fry. Continued.

David Junkin agt L Kline and John Smallmon. Continued.

Joseph Crabtree agt Fred Gooch. Continued.

Johnson & Shelton agt E J Daly et al. Continued.

State agt W A Hill. On trial.

CHEAP PHOTOGRAPHS.—In order to meet cheap opposition, we will make you six cabinet photos as good as you can get in the city for 50 cents.

CRAWFORD & PAXTON.

ALL PERSONS.—Indebted to the late firm of Brownell & Stanard are requested to call and settle at the store of C E Brownell without delay or make some satisfactory arrangements.

HOME AND ABROAD

Smoke the celebrated Havana filled 50 cigars, manufactured at Julius Joseph's cigar factory.

Magifying glasses at French's.

A fine line of solid silver ware at French's O F Paxton, of Portland, is in the city. Compases, all styles and prices, at F M French's.

Quinces 75 cents per bushel at C E Brownell's.

Julius Joseph went to the Bay to-day on business.

D L Crossen, arrived in the city this noon from Portland.

Dr Templeton and family, passed through Albany to-day for Halsey.

Finest fountain pens in the world for only \$2.00 at F M French's.

It is now unlawful to kill game, and the law should be strictly enforced.

Another car load of machinery was received yesterday at the woolen mills.

A new and elegant line of portiers just received at Fortmiller & Irvine's. Worth seeing.

Mr Jack Alpine, of Toledo, one of the most moving men of the valley, was in the city yesterday.

William H Watkins died suddenly in Portland yesterday. He was a pioneer of 1852 and was well known in Albany.

Subscriptions for all the leading newspapers and magazines received by F L Kinton, near the Postoffice. All orders forwarded without delay.

New Subscribers to the Youth's Companion for 1890 will receive the paper free the remainder of this year. Price 1.75. F. L. Kinton, agent.

Mr Denham is beginning the erection of another fine residence at the corner of Elmworth and Fourth Streets. This will make three houses on his two lots.

Lieutenant Governor Fletcher, of South Dakota, recently elected, the DEMOCRAT is informed is the father of William Fletcher, son-in-law of Mr H Lammiman, of this city.

George Dickinson, of the Oregon Land Co.'s branch office at Albany, was in Salem yesterday. He reported real estate as being lively there. —Salem Statesman.

This forenoon Mr Dave Burkhardt shot a large white owl on his farm near Albany, breaking its wing. He brought the bird to Albany where it was greatly admired for its beauty.

Mr Raney, Chief Engineer of the Tacoma fire department, has been in the city buying big horses for the fire department. In Salem he secured three large animals for the purpose.

That was Mrs C E Barrows and son who arrived from Dakota Sunday night, and not Mrs Searle, who has been here several weeks. Mr Searle is satisfied with one wife.

The streets of Salem are so muddy as to call out a very peculiar invention by one of the people of that city. It consists of two blocks, fastened with a strong cord. By stepping on first one block and then the other a person can cross a street without getting muddy.

New carpets in the latest colors and designs, oils, cloths, linoleum and window shades just received at A B Mollwain's. Parties wishing goods in the house furnishing line will do well to call, as he has made another sweeping reduction and will save you at least ten per cent on all these goods.

Who is at it? What are they at? See ad. in another column. 15 cent shaving at Viereck's. 8 tickets for \$1 at Viereck's. Boots and shoes at cost at Read's. Saratoga chips at C E Brownell's. 3 chairs running steady at Viereck's shaving parlors.

Best roast coffee in the city at Conrad Meyers.

Get your school books and tablets at Guise & Son's.

Kirks Savon Imperial soap, \$100 a box at C E Brownell's.

Try the Old North State smoking tobacco for a delicious smoke.

Sixty dozen window shades just received at Fortmiller & Irvine's.

Spectacles and eye glasses cheaper than ever at F M French's.

A fine lot of picture frames just received at Crawford & Paxton's.

J W Bentley, best boot and shoe maker in city, opposite Fortmiller & Irvine's.

A large and fine line of window shades just received at Fortmiller & Irvine's.

We have the best \$1.50 kid glove ever brought to Albany at W F Read's.

Now is the time to save money by buying boots and shoes at cost of W F Read.

Go to Barde for honest weights, good goods and lowest living prices.

An elegant stock of watches, sold as low and the lowest, at Will & Stark's.

Watches, watches, watches for everybody cheap for cash and fully warranted at F M French's.

Given Away.

For the benefit of our customers we will give away on Jan 1st, the following: 1 Dinner set, 120 pieces, \$25. 1 Tea set, 44 pieces, \$7.50. 3 Tea sets, each 44 pieces, \$18.

These goods are of the best English ware and a credit to any table. Give us a call and get not only the best bargains in pure fresh groceries but secure a chance at one or more of these elegant sets of dishes.

LAFOREST & THOMPSON.

Kid Gloves! Kid Gloves!!

I have just received a full line of kid gloves branded Our Own. This is a genuine kid glove. I buy direct from importers in New York and consider them the best value of any glove I ever sold for this price. 5 button, 3 rows of stitching, \$1.50 per pair.

S. E. YOUNG.

BURN.

FORTMILLER.—On Sunday, Nov 3rd 1889, in Albany to the wife of Wm Fortmiller—a girl.

REAL ESTATE SALES.

S W Crowder to Henry A Crowder, 1 lot, bl 128, H's A. 250

J M Philpot to Wm Curtis, 12 acres, 16 w 4. 60

W C Tweedale to Thos Montelth, jr, 100 ft, cor 4th and Callipool St 1000

D B Montelth, trustee, to Chas Pfeiffer, 2 lots bl 36, Albany 1000

U S to I Hutchins, 643 acres, 11 w 3, patent A Hackleman to Harriet Heffron, 1 lot bl 47, H's 2nd A. 250

T J Robnett to V W and J C Robnett, interest in 680 acres. 1850

A Hackleman to N Gray, 1 lot bl 52, Albany 200

J V Pipe to A Halverson, 1 lot, P's A A Hackleman to J D Letcher, 3 lots bl 2, Abbey's A, Albany 325

John Smallmon, sh'ff, to L Martin, 1 lot, Harrisburg. 300

J H Mullian to E R Cheadle, 2 lots, bl 129, H's A. 10

J F Maple to W H Maple, 133.31 acres. 3000

J S Morris to C C Maltby, 1 bl, Seio, Polly Purcell to Benj Arnsapagh, 25.12 acres, 11 w 2. 300

D H Peterson to Marion Glass and Mary Gager, 34.53 acres, 12 w 1. Wm H Reid to W M Hackaber, 160 acres, 12 E. 1. 650

D B Montelth to Wm M Hoag, 100 feet front, cor First and Lyon St, Albany. 5

B and M J Burtenshaw to J K Charlton, 4 lots, Ralston's A. 5

A Hackleman to Laura Maxwell, 1 lot, 5, bl 5, H's 4th A. 350

P J Baltimore to J R Baltimore, 1/2 interest 100 feet front, bl 15, M's E A. 500

Chas Bates to I Bales, 18 acres, 9 w 1 G W Bilyeu to T G Leonard, Jordan flouring mill property, 50.14 acres L E Edgar to Julia O Leonard, perpetual right to stream of water. 500

A Hackleman to T H Rhoades, 2 lots, bl 3, H's 3rd A. 375

To THE LADIES ONLY.—I am now prepared to do all kinds of stamping, and have over two thousand designs to choose from. Also keep a nice line of embroidery materials, such as arraseses, crewels, No. 1 and 2 embroidery chenilles, princess chenilles, etc., and the finest pompons, tassels, crescents, cords plushes, felts and fancy work materials ever in the city. Zephyr is going at 5 cent an ounce. Miss Minnie Colwell has charge of this department, and has had several years experience in all kinds of fancy work and stamping. G. W. SIMPSON, Albany, Oregon.

A SHARP ITEM.—The finest line of cutlery and shears in the city at Stewart & Sox's. Their goods are the very best and will stand the test.

Now cream cheese just received at Conrad Meyers.

LOST.—On last Saturday near the corner of Third and Washington, a red purse containing \$1.50. Please return to this office.

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NEW ADVERTISEMENTS.

WANTED.—A girl to do general housework. Call at residence of Prof W H Lee.

FOR SALE.—A farm of 333 acres at Millers Station 5 miles from Albany. All fenced, 200 acres in cultivation, nearly all good wheat land, new house and barn, good water. Will sell half or all. Terms reasonable. Inquire of owners on the place.

E T HAMON,
W W ROWELL.

WANTED.—A position to do general housework. Call on Mrs. J. S. Lisle, six miles west of Albany, or address her at the Albany Postoffice.

WANTED.—Furnished rooms, sitting room and bed room with use of kitchen. Address DEMOCRAT office.

FOUND.—On Broadalbin and between Fifth and Sixth Streets in Albany on Sunday October 13th a boys overcoat. Suitable for a boy of six or seven years. Owner call and pay for this notice and get coat.

ESTRAY NOTICE.—Two horses, a white and a sorrel. Owner will call at my place three miles west of Miller's Station.

C. WETZEL.

PIANO TO RENT.—\$8 a month. Call at G. L. Blackman's Drug Store.

Return of the Favorites.

At the

Albany Opera House.

Six nights only and Saturday

MATINEE,

Commencing

MONDAY, NOV. 11,

of the

People's Favorites

the

CHICAGO COMEDY COMPANY,

In an entirely new rep

Change of Play every night.

Monday..... Engaged
Tuesday, Lady Audley's Secret, and farce