

JUDGE DECIDES IMPORTANT CASE

Judgement Rendered in Favor of Defendant in Case Between Lebanon Parties.

FORFEITURE CLAUSE IN THE DEED IS NOT UPHELD

The Defendant May Continue to Operate Livery Business; Many Points Involved.

By a decision rendered this afternoon by Judge P. R. Kelly, a judgment is given to the defendant in the case of F. W. Seckel and H. J. Seckel vs. A. J. J. Kelly, A. J. Newman and J. W. Newman.

This case attracted a great deal of interest at the time the evidence was submitted to the court and because of the many close points of law involved, Judge Kelly took the same under advisement.

It seems that in June 1907 the plaintiffs owned four lots in the city of Lebanon which were located in the vicinity of the property which they used for the purpose of conducting a livery, sale and feed business.

During the same month, for the sum of \$3000.00, which was claimed by the plaintiff to be considerably less than the property was actually worth, they sold and conveyed to the defendant the four lots upon condition that the property should never be used for the purpose of operating a livery, sale or feed stable.

The deed conveying this property contained a forfeiture clause. Later, it is claimed, the defendants opened a livery stable on the premises and the plaintiffs brought suit to cancel the deed and recover the sum of \$1000.00 in damages.

Judge Kelly made a careful examination of the testimony in the case and this afternoon decided that the plaintiffs were not entitled to recover.

BOY SCOUTS ORGANIZED HERE LAST EVENING

C. W. Boettcher Was Elected President; Other Officers Were Elected.

PRESIDENT OF STATE DENTAL ASSOCIATION ARRIVES HERE

Will Assist Local Dentists in Organizing Association This Evening.

Dr. George Wardner of Portland, president of the Oregon Dental Association, arrived in Albany this afternoon and tonight will meet with representatives from Lebanon, Corvallis, Albany, and other towns in the immediate vicinity for the purpose of forming a local association.

The visiting dentists from other points and the local dentists will attend a luncheon to be given this evening at the New Elite at 6:30 o'clock.

Mr. and Mrs. Z. H. Rudd of this city left this morning for Portland where they will spend Sunday. Mr. Rudd will attend the meeting of the Shrine this evening.

W. E. Peers and L. C. Marshall, prominent Shriners of this city, left this morning for Portland to attend the ceremonial session of Al Kader temple which occurs tonight.

L. H. Fish and E. H. Redfield of this city were among the Shriners from Albany who left this morning for Portland to attend the ceremonial session this evening.

News on This Page is From Daily Issue of SATURDAY, FEBRUARY 1913

SUPERVISORS MEET HERE THURSDAY

County Court Calls a Meeting Which Will Be Attended by Thirty-four Supervisors.

UNIFORM ACTION ON ROAD BUILDING IS THE AIM

Needs of Various Districts Will Be Ascertained and Other Matters Discussed.

For the purpose of obtaining some uniform action in regard to the improvement of the public highways of Linn county, a meeting of the supervisors from the various districts has been called by the county court and the same will convene at the court house in this city on Thursday, February 6th.

When asked this morning about the meeting, County Judge McKnight stated that he expects the supervisors from the thirty-four districts in the county to attend the meeting, and not only will the needs of the respective districts in the way of new machinery will also be discussed.

WILLAMETTE UNIVERSITY WINS FROM ALBANY COLLEGE

Basketball Game at Gym Last Evening Results in Defeat for Locals, 28 to 12.

The Willamette University freshmen defeated Albany College's basketball team by a score of 28 to 12 in the game played in the Y. M. C. A. gym last evening.

The aggregation from the Capital City was composed of more experienced men and although Albany showed an edge over the visitors in team work, yet the Salem boys seemed to have it decidedly their way all through the game.

For the local school Hatfield, forward, and Custer, center, were the shining lights. They are responsible for the 12 points Albany had chalked up in her favor at the end of the contest.

The visitors all showed up to about the same advantage. Young, a guard, was the strongest member of the team. The lineup was:

Willamette freshmen — Forwards, Ohling (manager), Bennett; center, Lund; guards, Young (Capt.), Reynolds, Acheson.

Albany College — Forwards, H. Hodge, Hatfield; center, Custer (Capt.); guards, A. Hodge (manager), Acheson.

One little coincidence of the game was Chas. Ohling and Irvine Acheson, of last year's champion debating team, playing against each other throughout the contest.

Mrs. Neil Murray and Twins, of Portland, who have been visiting several days at the home of the sister of Mrs. Murray, Mrs. Dr. Kavanagh, will return tomorrow to their home in Portland.

Miss Mayme Stevens went to Salem this afternoon.

Hon. and Mrs. J. M. Philpott, of Harrisburg, arrived this noon on a short Albany trip.

Jas. Blackburn this noon returned from Brownsville.

Mr. and Mrs. H. W. Scott, of Waterloo, former Albany people, arrived this noon.

Lawyer N. M. Newport, of Lebanon, went to Salem this afternoon to consult the state library.

Hugh Cummings, the stock buyer of Corvallis, went to Halsey this afternoon. He reports stock as very scarce and hard to get enough to ship by the carload.

A. Welch, of the Portland, Eugene & Eastern, was in the city this noon, arriving from Corvallis, where he had been looking after interests.

Mr. and Mrs. Geo. C. Blakely, of The Dalles, Deputy Sheriff Joe Blakely and W. H. Blakely, of Pendleton, Jas. Blakely of Enterprise, Minor Lewis, Mrs. Bertha McFarland, McClaren and Mrs. Pat Cooley, Dedmond, of Portland, were in the city today on their way home from Brownsville, where they had been to attend the funeral of Jas. Blakely, who died this week at the age of one hundred years. The Blakely brothers are all sons of the deceased.

Mrs. Edith Francis of this city, one of the efficient clerks in the office of County Recorder Franzen, left this morning for Portland to attend the performance of "The Merry Widow" at the Grand Opera House over Sunday.

WILL EXTEND THE OREGON ELECTRIC

Alliance Between the Hill and Gould Interests Said to Have Been Made.

THEY CLAIM THAT HILL ROAD WILL GO SOUTHWARD

News of Proposed Extension Leaks Out in the New York Financial Circles.

From financial circles in New York comes a story of an alliance between Hill and Gould interests that indicates early entry of the Hill railroads into California, says the Portland Journal. The combination was effected some 18 months ago, it is said, for the purpose of admitting the Hill lines into California territory in exchange for allowing the Western Pacific to meet its competitors on an equal footing in Portland and Oregon.

According to this information, the route from Portland is to be by way of the Willamette Valley and up the McKenzie river to the low pass through the Cascades, thence along the high plateau and debouching into the Sacramento valley through the Pitt river pass, making the connection with the Western Pacific a short distance north of Sacramento, sweeping the entire length of the Sacramento valley from somewhere in the vicinity of Red Bluff southward.

In Oregon this would probably indicate that the announcement made to Eugene people by an official of the Hill lines that the tracks extending to that city would not stop there, had a pretty definite translation in plans of the system. It would open up a great timber district on the McKenzie and reaching the east side of the range would tap additional timber in the corners of Douglas and Crook counties and form a junction with the Hill line south of Bend, where a contract has recently been announced for its extension.

COURT HOUSE NOTES.

FRIDAY Warranty Deeds.

Oscar A. Jinks and wife to Katie M. Test, Aug. 19, 1912. Lands in claim 53, Tp. 13, S. R. 1 west, \$10.00.

Isla M. Goehrend and husband to C. H. Murphy, Jan. 21, 1913. Lots in block 6 in Mountain View addition to Lebanon, \$10.00.

Adeline E. Goehrend and husband to C. H. Murphy, Jan. 21, 1913. Lots in block 6 in Mountain View addition to Lebanon, \$10.00.

Forest Hill Investment Co. to Peter Masterbrook, Jan. 23, 1913. Lot in section 7, Tp. 12, S. R. 1 west, \$827.

W. G. Benton and wife to Hiram M. Betts and wife, Jan. 16, 1913. Lands in claim 37, Tp. 12, S. R. 2 west, \$10.

N. A. February to I. T. February, Jan. 28, 1913. 80 acres in section 35, Tp. 11, S. R. 1 west, \$10.00.

I. T. February et al to Renben Edwards, Jan. 28, 1913. 40 acres in section 2, Tp. 12, S. R. 1 west, \$10.00.

Clyde E. Knapp to School District No. 13, Sept. 27, 1912. Lots in block 8 in Seminary addition to Sodalville, \$1.00.

J. O. Talent and wife to A. P. Talent et al, Jan. 22, 1913. Lots in block 1 in Moyer's addition to Brownsville, \$10.00.

R. F. Montgomery and wife to I. O. Talent, Oct. 28, 1912. Lots in block 1 in Moyer's addition to Brownsville, \$10.00.

A. Simmons and wife to School District No. 13, Sept. 21, 1912. Lots in block 7 in Seminary addition to Sodalville, \$1.00.

W. J. Waddle and wife to Sarah C. Waddle, Jan. 30, 1913. Lands in section 30, Tp. 11, S. R. 1 East, \$450.

R. Sullivan and wife to John Bowers and wife, Jan. 30, 1913. Lands in Tp. 14, S. R. 3 west, \$2,340.00.

Sarah E. Vanaken and husband to Samuel E. Young, Jan. 18, 1913. Lot in block 2, Central addition to Albany, \$10.00.

Marriage License. Wm. G. Meyer, age 31, and Jennie H. Pettibone, age 25, both of Albany.

Probate. In the matter of the estate of Henry Hennagin, deceased. Inventory and appraisal for Washington Co., Oregon.

BUGLE STOLEN FROM ARMORY DURING PROGRESS OF BALL

Last evening while the military ball was in progress at the armory, someone entered the non-commissioned officers' room near the main entrance to the building and stole a bugle belonging to the Fifth company, Coast Artillery Corps, of this city.

LOCAL MERCHANTS HAVE SURPLUS IN TREASURY

Meeting Held Last Night at the Commercial Club Rooms; Resolutions Authorized.

WHEN YOU HAVE AILMENTS

of any sort and that you have gained no results from other doctors, do not give up hope until you have seen The Hing Wo Chinese Medical Co.

Their roots are from the interior of China and used by old famous specialists for years. These wonderful roots will cure Catarrh, Asthma, Lung Trouble, Cancer, Rheumatism, Blood Poison, Nervousness, Stomach, Liver and Kidney Troubles. Also private diseases of men and women. No operations. Consultation free. Office hours 9 a. m. to 8 p. m.

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Third and Broadalbin Sts. Bell Phone 396-1 Albany, Oregon.

Agents for Standard Patterns

Agents for Kabo Reducing Corsets

Agents for FLOOD'S 334 West Ferry Street

Agents for THE HING WO CHINESE MEDICAL COMPANY

EVERYTHING IN WHITE

The Following Prices Are Now in Effect:

Sweaters White Sweaters, good materials, pretty weaves, large sizes 38 to 44. Regular prices up to \$5.00; small sizes 22 to 28, regular prices up to \$2.00. Now priced at \$1 and \$2

Lace Val. Laces, Torchion, etc., excellent patterns. 5c at 3c, 6c at 4c, 10c at 6c, 12c at 8c, 15c at 10 1-2c, 25c at 18c

Bed Spreads Best quality, pretty designs in white Bed Spreads. To reduce stock, \$1.75 at \$1.37

Combination Suits Ladies' Undermuslins at reduced prices. One lot of Combination Suits, best quality, but slightly soiled; \$1.25 to 1.50 at 50c; Night Gowns, up to \$2 at \$1

White Waists A splendid assortment of White Waists; well made of best materials; specially priced at 75c, 98c and \$1.48.

Underwear New stock of Ladies' Knit Underwear. Discontinued line of union suits, vests and pants, \$2 - \$1.46; \$1.50 88c

Embroidery Dainty patterns of first-class embroidery 11c at 5c; 15c at 9c; 25c at 16c; 50c at 22c

Table Linens Every piece of Table Linen reduced. All genuine imported Irish Linen. 50c at 37c; 65c at 47c; 1.00 at 73c; 1.50 at 1.17; 2.50 at \$1.98

Goods will be sold at these prices for TWO WEEKS ONLY

Come in Tonight

THE Quality STORE S. E. Young & Son EST. 1866