

PASSES CHECKS BUT FUNDS LACKING

Albany Merchants Worked for Diamonds and Clothing by C. B. Smith.

BANK BOOK SHOWING DEPOSIT WINS CREDIT

Smith Was Captured at Woodburn Yesterday Afternoon Returned Here.

Continued from Wednesday, Sep. 10

Identified in Woodburn yesterday afternoon by Albany men, C. B. Smith was brought here last evening by a county officer from that place and confined in the county jail upon a charge of securing diamonds and other articles through credit by transferring an account from Eugene to Albany before checks he had issued against it in the former city were cashed.

Smith's arrest was the result of county wide word sent out yesterday afternoon by Chief of Police King to the various police officers, upon his learning of Smith's alleged operations.

The prisoner is charged with purchasing a quantity of goods from local merchants for which he tendered checks, displaying a bank book with a substantial deposit. By the time checks he deposited here had reached Eugene and those he had left behind only \$124 out of \$1000 he had deposited in Eugene was left, which is secured by the local bank.

Uncashed checks he is known to have left here include one in payment for \$280 worth of diamonds, purchased from E. M. French and one for a suit of clothes from the Blain Clothing Co.

Smith came to Albany Sunday from Eugene in a White steamer automobile, for which he displayed a bill of sale from the Broadbent-Lambert Co. Officers here learned that while in Eugene he deposited in a bank there \$1000 on a bank in Oroville, California. Yesterday he deposited \$200 with the First National Bank here. With a bank book showing this to be his deposit, he was successful in making several purchases here.

Evidently the episode was through up, when Smith applied at the bank yesterday morning shortly before noon and requested a draft for his balance then over \$700. This the officers of the bank refused him, being become suspicious, inquiring phoning in Eugene where they found his balance was only \$400.

Apparently becoming alarmed when his request was refused, Smith left Albany in his automobile. Soon after he left his operations here were fully discovered.

When intercepted at Woodburn he at first denied everything. Later when identified he said he had sent the jewels to his wife in the east. He claimed his name was W. T. Wilford, of San Francisco. Records at the secretary of state's office show that a person by his name owned an automobile with license number 13501, that being in the name of Chief King who has secured the number of the automobile. It is believed that Smith operated similarly at Eugene.

Smith passed two months in Albany about three years ago and while residing here married a Lebanon girl. His wife and their two small children accompanied him here from Eugene, leaving for Portland last night by train. He is about 28 years old and a good machanic. He claims to have been living in Oroville, Calif. since leaving Albany.

This morning Smith was arraigned before Justice of the Peace, J. L. Swan and asked for time which was granted, and a preliminary hearing was set for 11 o'clock at 2 o'clock. Bennett to court this afternoon Smith asked to be allowed to consult an attorney. This request was granted and in company with Constable Callin he was taken to the office of Weatherford & Weatherford.

Smith will be given a hearing before Judge Swan on two charges. One of obtaining money under false pretenses and the other of obtaining goods under false pretenses. O. A. Arebush, cashier of the First National Bank and E. M. French are the complainants in the respective complaints. In the former case Smith is charged with obtaining \$103.85 on checks cashed and in the latter of obtaining a diamond of the value of \$265 and a suit out of the value of \$15, aggregating \$280.

All of the goods obtained by Smith including the articles secured from the Blain Clothing store have been recovered.

Whether Smith was successful in obtaining the services of an attorney could not be learned at the hour of going to press.

O. A. C. Needs Carpenters.—According to a telephone message received today from the Oregon Agricultural College, that institution is in need of carpenters on the repair work to the college building. The state pays \$2.50 per day for eight hours' work and can use a large number of men.

G. W. COCHRAN PASSED TO LAST REWARD TODAY

Died This Morning at Family Home at Tangent of Cancer at Age of 63.

G. W. Cochran, a well and favorably known pioneer of Linn county died this morning at 6 o'clock at the family home at Tangent, at the age of 63 of cancer.

Mrs. Cochran and two sons, James C. and E. C. Cochran, by whom the deceased is survived, were at the bedside when the end came.

G. W. Cochran was born in 1850 on the plains while his parents were crossing with an immigration train. They came to Oregon and settled where the deceased was reared. He has resided in this section all his life. The deceased was one of Linn county's most respected citizens, was well known throughout the county and was held in high esteem by a host of friends.

The funeral services will be held tomorrow at 1:30 o'clock in the Methodist church at Tangent. Rev. Jones and Rev. McFarland will conduct the services. Interment will take place in the Riverside cemetery.

PEORIA HOP GROWER MET WITH ACCIDENT

John Brattain Thrown White Loading Hops. Rendered Unconscious.

Peoria, Or., Sep. 10.—(Special to Democrat.)—While engaged in elevating hops into a hop dryer, John Brattain, a hop grower residing two miles north of Peoria, in some way became entangled in the ropes and was thrown 15 feet, landed on his head and shoulders and was rendered unconscious.

The accident happened last night at 7:00 o'clock. In some way he became entangled in the rope and the horses becoming frightened, frightened the rope, throwing Mr. Brattain. He struck on his head and left shoulder and sustained several bad cuts and bruises but fortunately no bones were broken.

J. R. Brady, the ferryman, happened to be watching Mr. Brattain at the time and was the first to render assistance. The hophouse being in Peoria, instead of on the bank, Mr. Brattain was carried to the home of his brother-in-law, where he remained unconscious in about an hour and a half.

This morning he is resting quietly and expects to be able to be removed to his home very soon.

PERSONAL AND NEWS NOTES FROM LEBANON

Harry Waudschell, the baker, has begun the erection of a five room modern brick house on Sherman street one block west of the depot. Mr. Lewis is the contractor.

The hop pickers' camp at Atterly's just near Independence, continues to attract Lebanon people that the camp is being named New Lebanon, and a large sign bearing the name has been set up.

Clear Ingram left last evening for North Yakima on business for the Spaulding Buggy company. He will probably go from that place to Texas, where he will spend some time in working for the company.

There will be a special meeting of the W. R. C. Friday, September 12, at 2 p. m., to transact business of importance and make preparations for picnic. Every member is urged to be present.

Miss Eva Peterson went to Sweet Home today to spend a week with friends.

Not long ago the pastor of the Methodist church here, a man says that this city was the last place God made. On Sunday evening at the People's Popular service, Robert Safford, who delivered a lecture on the topic, "Lebanon not the worst place in which to live." Knockers and boosters alike are invited to be present.

Walter Patterson returned yesterday from Caswell, where he spent the summer. He reports having an enjoyable time, as well as improvement in health. He brought down some bottled soda—of which we received one bottle—and a beautiful bouquet of dahlias, the flowers being sent to someone in Corvallis. He will return to Corvallis after spending a few days with his parents near this city.

J. K. Bellinger left this morning for Pendleton to visit relatives and to attend the Round Up. Mrs. Bellinger and son are already there.

Mrs. H. A. Edwards, who underwent a critical surgical operation in the hospital in Albany a week ago, is reported to be getting along nicely.

Mr. and Mrs. W. L. Morris left yesterday for their home at Butte, Montana, after a visit with his brother, T. H. Morris, and other relatives in this city.

Don Pollett has purchased a five acre tract of land in Mountain View addition from S. P. Reynolds.

Leave on Auto Tour.—Mrs. N. O. Baker and son and daughter left yesterday afternoon in their auto for California. They will spend two months in touring the state at the end of which time they will return to Oregon and proceed making their home in Portland.

BANK FILES SUIT AGAINST C. B. SMITH

First National and Blain Clothing Co. Seek to Recover Money.

ASKS JUDGMENT IN SUM OF \$164.35

Suit Filed This Afternoon in Circuit Court—Seek to Attach Auto.

Claiming that they cashed checks for which there were no funds, the First National Bank with the Blain Clothing Co. has filed a joint suit against Charles B. Smith, the man who is credited as saying: "I accidentally overdraw my bank account." for judgment in the sum of \$164.35 and costs and disbursements. Attorneys Hewitt and Sox represents the plaintiffs.

According to the complaint, the defendant on September 9, for the purpose of securing credit with the plaintiff, deposited with the bank a certain check for \$81.95 drawn upon the Eugene Loan & Savings Bank and payable to the order of the plaintiff and represented to the plaintiff that at the time he had funds in said bank named bank, applicable to payment of said check and that the check would be payable in full by Eugene Loan & Savings Bank.

It is claimed by the plaintiff that they relying upon the representation, cashed three checks, payable to different parties in the sum of \$164.35. It is alleged that the Eugene bank refused to honor the checks, claiming that they had no funds applicable to payment.

As a second and joint affidavit in the complaint, the Blain Clothing Co. alleges that Smith tendered to a check for \$10.30 in payment of \$43.35 worth of clothing for it. Suit of \$164.35, two suits of underwear, and leather traveling bag. In exchange they returned \$20, all of which they seek to recover.

The above mentioned check was one of those presented at the bank to be cashed. The plaintiffs seek to recover the money through securing an attachment on the defendant's automobile, which he left at Woodburn.

SEASON FOR PHEASANTS BEGINS 15 DAYS EARLIER

New Law Gives Season From October 1 to 31 Instead of October 15.

Tan there appears to be a confusion in understanding as to when the open season for China pheasants begins was an opinion given this morning by County Clerk Marks.

For the benefit of those who are laboring under a misapprehension it will probably be of interest to them to learn that the open season for pheasants this year begins on October 1 and closes on the 31st, lasting exactly a month.

This is according to the new law passed by the last legislature.

Heretofore the open pheasant season, prior to the closing of the season several years ago, began on the 15th of October and closed a month later, but now under the new regulation, the season opens 15 days earlier this year.

HOLLEY SCHOOL PRINCIPAL TOOK BRIDE YESTERDAY

Yesterday afternoon at 4:30 o'clock the Methodist parsonage was the scene of a quiet wedding, when Charles Leroy Malone and Miss Anna L. Hulford, were united in marriage by Rev. D. H. Leach.

Mr. Malone and his bride are well known residents of Holley, where the former is the principal of the village school. The bride is a member of a highly esteemed family of that section.

After the ceremony the couple left on an evening train for a brief honeymoon. Upon their return, they will make their home at Holley where the groom will assume his duties as principal of the school during the coming year.

FOR SALE OR EXCHANGE—200 acres, about 25 acres of fine second growth for all the balance could be plowed at any time. All good land, fair buildings, 30 acres of hops, fairly well equipped with stock and implements. Price \$20 per acre, including the stock and implements.

Would consider a trade for a small place. \$5000 cash in hand on the place at 9 per cent. If interested call or write to the Linn & Benton Real Estate Co. dly 9-12 wk 812

HOP CROP BETTER THAN 1912 YIELD

Half of Oregon's Supply Will Be Harvested by Tomorrow Night.

HARVESTING PROGRESSING UNDER GOOD CONDITIONS

Value of 1913 Crop Will Not Be Deteriorated As Result of Rains.

By tomorrow night it is estimated that one-half of the entire hop crop in the state of Oregon will have been gathered. This is based on figures received this morning by one of the leading hop dealers in the city. Reports from Washington state are to the effect that the picking is progressing well and a little better than half the crop is in the bale.

At Independence and other places in that section the yield will not be up to the first expectations or to that of last year, but this condition does not exist in any other section of the state. Word has been received from the other districts that the yield for 1913 will exceed that for 1912 by several thousand bales. Reports from California and Washington are also very encouraging. Oregon this year will harvest close to 125,000 bales, and the figures may run a little higher. Based upon the yield up to the present time, this is thought to be a conservative estimate. As previously stated, California will dump 110,000 bales on the market and Washington 40,000.

The rain yesterday interfered with the picking yesterday to a certain extent, but no damage was done. The delay was less than half a day and excellent progress had been made before the downpour became sufficient to cause a calling off of work for a few hours.

C. O. Anderson and W. C. Barros are reported as leaving yesterday for Harve, Mont., to file for government land.

Rev. J. S. Maxwell was a visitor in Portland yesterday.

Miss Helen Peterson spent the week end visiting with her parents at Halley.

P. S. Binkley of Lebanon was a business visitor in the city yesterday afternoon.

W. R. Shinn, M. D., physician of eye and ear a specialty. Eyes tested and spectacles guaranteed a correct fit. Any style of lenses or frame. Office over Cass' bank. wk 501

Benton Business College, Albany, has graduated and placed in positions the following during the past two weeks: Vera Griffin, with the Hulbert-Orling Hardware Co., Albany; Zola Griffin, Albany Steam Laundry; Rena Boomer, Corvallis Creamery Co., Corvallis; Mabel Welger, Corvallis Creamery Co., Corvallis; Willis Craft, Barber Hardware Co., Albany. Each of these is working as both stenographer and bookkeeper and none took over three months to graduate in the combined course. Five others were placed in positions before. There are five times as many positions as we can possibly fill. Pupils are placed in positions immediately upon graduation. dly 4-5 wk 9-12

DREAMLAND WILL OPEN UNDER NEW MANAGEMENT

Moving Picture Theater Has Been Refurnished, Seating Capacity Greatly Increased.

After spending a great deal of time and money the owners of Dreamland theater this morning announced to a Democrat representative that the play house will be again opened to the public on Saturday night.

The walls have been retinted, an elaborate system of ventilation has been installed, the seating capacity has been increased, new scenery has been purchased, a new drop curtain has been painted and a \$300 piano added to the equipment. Every seat in the house is new and the seating capacity of the theater is now more than 400. The new scenery alone cost more than \$500 and both the interior and exterior of the place presents a neat and attractive appearance.

The Dreamland will be opened under new management and the film service is said to be the best in the state.

BANK CANNOT DETERMINE WHO DRAFTS BELONG TO

Scio State Bank Files Answer This Morning to Complaint of Vincent Rezer.

Filing an answer this morning the Scio State Bank answers the complaint filed recently against them jointly with J. A. Miller by Vincent Rezer.

According to the answer the defendant bank admits portions of the complaint but denies any knowledge or information thereof sufficient to form a belief as to the truth of each and every other allegation contained in said amended complaint and denies the same except as further alleged.

For a further and separate answer and defense the defendant alleges that on April 22, 1913, the defendant, J. A. Miller, left at the bank two drafts of deposit in favor of the plaintiff on the First National Bank of Kenner, Wyo., aggregating \$770. It is claimed a receipt was given by the bank to J. A. Miller therefor and that the defendant forwarded notes for collection. Then it is claimed that the defendant learned that the plaintiff bank had stopped payment of said certificates, when they were returned from Wyoming to defendant. It is claimed that plaintiff then commenced suit, demanding the return of drafts to him and that J. A. Miller had also made demand for their possession. The bank claims to have certificates but cannot determine to whom they should be delivered. They ask judgment that the plaintiff and defendant, J. A. Miller be restrained from taking any further proceedings against them; that they be discharged from all liabilities together of the other two named and for costs and disbursements.

Miss Carpenter Will Speak.—Miss Carpenter, organizer for the Progressive party will speak at the corner of First and Broadbent streets this evening at 7:30 o'clock. Miss Carpenter is sent out by the National organization and is said to be one of the best posted members of the progressive party organization work.

Farm Name Filed.—"Santiam Midway" is the name registered this morning with County Clerk Marks by A. L. Hart, of Lyons, by which his large farm near that place will hereafter be known.

ATTENTION CALLED TO SCHOOL FAIRS

County Superintendent W. L. Jackson Sent Out Circular Letter to Citizens.

EXPLAINS PLANS THAT ARE TO BE CARRIED OUT

Urges Co-operation in Making Exhibits Success; Loyal Support Solicited.

County Superintendent W. L. Jackson is sending out the following circular letter to the citizens of Linn county, calling their attention to the annual school fair, explaining in detail the plans to be carried out and appealing for cooperation in making the exhibition a success:

To the Citizens of Linn County: We beg to call your attention to the fact that the time is near at hand when we are to hold our Second Annual School Fair of the county.

Last year our fair was counted a great success for a beginning, and one among the best in the state. This year we hope to have an exhibit, both in the county and the state fair which will be a credit to our county and a vast improvement over the exhibit of last year. Ten counties are to be represented at the state fair and as Linn county is not surpassed in the state of Oregon, in diversified resources and progressive citizens, we respectfully solicit the support of every person, both young and old, in boosting for an exhibit which will place our county at the head of the progressive column in the state.

We again remind you that the boys and girls are learning many valuable things in school. There are, also, many valuable things to be learned outside of the school room. To this end we are planning for this county and state contest in garden products, poultry, mechanical and general household work in the home. It does these things the home and school are brought closer together and the boys and girls will learn to respect labor, to use their hands as well as their heads to make practical application of the things learned in books, to secure nature unfold and to become industrious and successful citizens. The competition of exhibits is open to both boys and girls. The children being divided in two classes, those above to class and those under twelve years of age. We want every home and community represented if possible. Send something if it is not what you would most desire. The best products will be forwarded to the state fair and returned to you without cost. All poultry will be properly cared for. You may ship or express direct to Roy Shelton of Scio, secretary of the county fair or deliver your product to Supervisor Joseph Kemmer of Lebanon or P. E. Baker of Brownsville or at the office of the county superintendent not later than September 22. Again soliciting the loyal support of every citizen of Linn county in making the exhibit a success, I remain, very truly yours,

W. L. Jackson, Superintendent.

E. C. Bigher, of Waterloo, attended business matters here yesterday afternoon.

J. K. Moore, of Eugene, transacted business here this morning.

H. W. Starnard of Brownsville is a visitor in the city today.

READY TO SERVE YOU

New Goods in Every Section of the Store

Kabo Lace Front Corsets in satisfactory popular priced models \$2.00 and \$3.50 pair	New Ruff Neck and Norfolk Sweaters Womens Sweaters. \$2.50 to \$6.50 ea
Womens' Coats in the Newest Styles now on Display. You can't help liking them.	
Big Wool Nap Blankets at \$2.50 pair	Coatings and Suitings in the best styles and values in town
Big Cotton Blankets at \$1.00 pair	

Agents for Standard Patterns

FLOOD'S STORE

334 WEST FIRST STREET

Agents for Kabo Reducing Corsets