

NEW FEATURE IN CARDWELL CASE

**Nunan Files Counter Suit in Equity
Against Cardwell Heirs—Will Fur-
ther Confuse the Legal Status of
the Case.**

Jeremiah Nunan has filed counter suits in equity against Florence L. Fink and Dora L. Berry, daughters of the late James A. Cardwell. Nunan was sued by the heirs mentioned and other daughters of the deceased to recover damages, owing to alleged legal irregularities in the manner in which Nunan acquired the land.

In his complaint Mr. Nunan asks that the case be tried on its equity, and sets forth a transcript of the will of the late J. A. Cardwell, in which it is provided that the widow of the deceased shall be empowered to sell, convey, deed or transfer any of the property of the estate, and is appointed executrix without bonds.

The complaint further recites that in February, 1892, Caroline Cardwell, as executrix, gave a mortgage to the plaintiff to cover certain debts incurred by the estate; that in March, 1894, the mortgage was foreclosed and in October of the same year the property was sold at sheriff's sale and bid in by the judgment creditor for \$1852.92; that the plaintiff has been in possession since that time; that in 1895 he took up a mortgage given by Cardwell to the state school board amounting to \$5189.82, has expended \$1617 in improvements and \$1916.33.

In case the court does not confirm his title to the property he asks that he be reimbursed in the sums above set forth, together with interest, from the dates of the several expenditures.

This case is of peculiar interest, inasmuch as it involves many nice questions of law. The heirs entered suit for ejectment against Nunan on the ground that the executrix had no authority to execute the mortgage and that the estate had never been fully administered upon; that the property, having increased materially in value, they were entitled to be benefited thereby, as it was still unsettled.

There will be an interesting legal battle when the case comes up before Judge Calkins.

PIONEER FAMILY HOLD INTERESTING ANNIVERSARY

Thursday was the 45th anniversary of the location in Ashland of the pioneer Russell family and also the 72d anniversary of the birth of the venerable head of the household, Mrs. Ann Hill Russell, and was made the occasion of a family dinner, given at the old home on North Main street, by Mrs. James M. Potter, the youngest daughter of the family, says the Tidings.

The Russells first settled in the valley above Ashland and were among the very earliest pioneers. In 1865 they removed into Ashland and the family has resided here ever since. Mr. Russell died a number of years ago and his business as a marble worker has been carried on ever since by his wife. As an indication of her ability and agility it can be stated that during the past year, though having passed the age of three score and ten, she has with her own hands, turned out marble work to the value of \$1400. Mrs. Russell, by all who know her, is recognized as one of God's noble women, and her legion of friends trust that her present activities of body and mind will be spared for many years yet.

UNIVERSITY PLANS A BIG COMMENCEMENT WEEK

UNIVERSITY OF OREGON, Eugene, April 16.—"The greatest commencement week in the history of the university" and "Everybody comes" were the slogans adopted at a rousing meeting of the University of Oregon alumni held last night. Plans were discussed and committees appointed to assist in making the week a notable one. The class of '85 will hold a great celebration in honor of its 25th anniversary and elaborate preparations for the event are being made. It is expected that every member will return. Likewise, anniversary celebrations will be held by the classes of 1890, 1895, 1900 and 1905. Alumni day, Tuesday, June 21, will be crowded with events from morning to night. The alumni banquet will be held in the new gymnasium Wednesday afternoon and the alumni ball in the armory Wednesday evening.

To want-advertise is to try—and only those who try stand much of a chance of getting, under nowadays conditions.

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The man who wants quality will look for a Hart, Schaffner and Marx Suit every time. Every suit is inspected before it leaves the factory and no suit goes out that will not give perfect satisfaction. The men who wear this famous make will tell you that

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There can be no mistake made in buying your Spring Suit here. We will sell you a suit at from \$20.00 to \$25.00 that most stores would get \$30.00 to \$35.00 for, and it will wear just as long and look good as long as the higher priced suits.

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Guaranteed to Be
All Wool,
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A Word About Other Lines:

Our ready-to-wear section for women, our shoe sections for men and women, and our dry goods section cannot be equaled in Oregon outside of Portland in showing variety of styles, large assortments and the best values at lowest prices.

H. C. KENTNER CO.

Medford's Big Department Store

IMPORTED BOOZE IS TO COST MORE

Decision Just Made by Treasury Department Will Cause Increase in Price of Foreign Wines.

WASHINGTON, April 16.—Chianti and other famous Italian and French wines and cordials, made or bottled in this country, will probably cost more, as a result of a decision just made public by the treasury department.

Bottles containing these and similar other kinds of goods are usually covered with straw plaiting, which was formerly considered sure proof of foreign origin. But it seems of late that there has been quite a trade in the importation into this country of empty bottles with straw coverings. Heretofore the treasury department has allowed these to come in without additional duty, on the ground that they were used in

good faith to protect the bottles from breakage.

Recently, however, the department investigated the matter and reached the conclusion that the straw coverings or jackets were not usual coverings for empty bottles imported into this country.

It appears that other varieties of empty bottles imported at Boston and Philadelphia are invariably packed in loose straw; at Baltimore the majority come in bales of straw covered with burlap, and at New York only about 20 per cent are imported in straw covers.

Instructions have therefore been sent out by the department directing collectors of customs to hereafter treat the straw coverings on empty bottles as if they were separately imported. This means that they will come in as "manufactures of straw" and pay a duty of 50 per cent ad valorem.

New Bank in Pass.

SALEM, April 16.—Incorporation papers have been filed for the Josephine County bank, principal office Grants Pass, capital stock \$50,000; incorporators, J. L. Calvert, G. H. Carner and T. B. Cornell.



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The best resolution for you to make is to come to us for your next suit, if you want something out of the ordinary. We do the best work and charge the lowest prices.

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THE PROGRESSIVE TAILOR

A SNAP IN 'ORCHARD LAND'

One hundred and sixty acres of free red soil, 10 to 30 feet depth; two wells, about 25 acres cleared; a very gradual south hill slope; one-half mile from postoffice, less than one-fourth mile from school and seven and one-half miles southwest of Jacksonville. Only \$30 per acre. Call on or address

JOE THOMAS

222 SOUTH HOLLY STREET.

MEDFORD, OREGON

BASE BALL

AT

Medford, Sunday, Apr. 17

Medford vs. Grants Pass

These Teams are Leaders of the League and the game is certain to be a good one.

Grand Stand and Automobile Gate 40c
Bleachers - - - - - 25c

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—PHONE 3641—
MEDFORD PHARMACY
Near Post Office AllNight Service Free Delivery

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Timber and Coal Lands

ENGINEERING AND SURVEYING CONTRACTS TAKEN AND ESTIMATES FURNISHED.

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MEDFORD - - - - OREGON
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FOR SALE

SIX new hot frame cash, 3 ft. by 6 ft.; price, each.....\$ 250
TWO fine, well-bred colts, 1 and 2 years old, sired by Black Farcour, imported by Ruby Bros.
FINE SEED CORN FOR SALE.
APPLY TO BROOKS' ORCHARD, JACKSONVILLE ROAD, NEXT PLACE WEST OF THE OLD THOMAS PLACE.

\$150 AN ACRE—270 acres, foothill land, about 6 miles from Medford; there are about 85 acres on this place now planted to fruit, which includes about 26 acres in bearing. The bearing varieties are Newtown and Spitzberg apples and Comice pears. There are 25 acres of Newtowns in their second year with peach fillers and about 6 acres of Newtowns just planted; also 20 acres of Jonathans and 10 acres of Bartlett and Anjou pears just planted. About 200 acres of first-class fruit land on the place. There are many springs on the place and considerable water could be developed for irrigation; two houses, good barn and other buildings. Would subdivide nicely. Easy terms.

\$2500—Sixty acres, 6 miles from Medford, about 15 acres cleared and partly planted; small buildings.

\$250 AN ACRE—70 acres, about 4 miles from Medford, free soil; 25 acres planted to Newtown and Spitzberg apples, mostly 3 years old; in addition, about 25 acres under cultivation, balance easily cleared; good new 6-room plastered house, new barn; also set of old buildings. Could be subdivided into two or three tracts nicely. easy terms.

\$5500—Six miles from Medford, good new buildings, about 8 acres planted to Newtowns, Spitzbergs and pears, 1 and 2 years old; about 7 acres additional cleared, balance not hard clearing; good team, wagon and machinery goes with the place. This is a 40-acre tract.

\$15,000—A first-class fruit and alfalfa ranch, 185 acres, 5 1/2 miles from railway station, practically all bottom land, 140 acres now under cultivation, water right with place; fair house, two barns, schoolhouse on the place, for \$15,000, which is only \$81 an acre; \$8000 cash will handle, and easy terms can be had on the balance; this is a fine chance to get a first-class tract of low-priced land for development purposes. We don't think this will last long, and if you are interested, come in and see us about it.

\$12,525—Eleven acres in Comice pears, 10 years old; 9 acres in Bartlett and Anjou pears, 1 to 3 years old; close in; good soil; terms.

\$12,000—Eleven acres in Comice and Bose pears, 14 years old; these trees are in full bearing and will pay a good income on the price asked.

\$15,000—Twenty acres, fine new modern bungalow, buildings easily worth \$4000; about 13 acres of apples in full bearing; trees are 16 years old; balance planted to apples 2 years old; good soil; slightly location; close to market; an assured income from the beginning; a fine home.

\$150 to \$200 PER ACRE—Stewart acre tracts; 2 miles from Medford; tracts are from 10 to 25 acres in size; fine building spots on all; can all be irrigated; cheapest tracts in Medford neighborhood; easy terms.

\$300 PER ACRE—Finest 5 and 10-acre orchard and garden tracts in the valley; easy terms.

W. T. YORK & CO.