

NO CRIMINAL CASES UP FOR TRIAL.

Defendants in Toll Road Case Discharged—Jury Fails to Agree in Damage Suit.

ALDERMAN CASES HOODOOED

Large Amount of Business of the Circuit Court Goes Over.

Judge G. H. Burnett commenced the November term of the Circuit Court on Monday. The only criminal case was that of destroying the Wilson River toll gate, and the indictment against the parties having been quashed, left no cases of a criminal nature to be tried at this term of court.

The jury was discharged on Thursday, and as Judge Burnett will have to leave on Friday a large number of cases will have to go over.

The Tillamook Lumbering Co., plaintiff, vs. Annie Eastham, Margaret Philbaum, — Eastham, Leonard Ackley, Roy Ackley, Harvey Ackley and Leslie Ackley, defendants. Partition suit. Thayer & Johnson for plaintiff. Continued on motion of plaintiff.

J. P. Atkin and C. A. Doty, plaintiff, vs. Tillamook Water Co., a corporation. Forfeiture. H. T. Botts for plaintiff and W. H. Holmes and W. H. Cooper for defendant.

Tillamook County, plaintiff, vs. Edith M. Alderman, administratrix of the estate of H. H. Alderman, deceased, Geo. Gienger, W. B. Alderman, John Paquet, J. W. Jennings, P. B. Ely, C. Desmond, W. S. Hays, I. C. Quick, J. H. Hathaway and M. F. Larsen, defendants. Suit for money and to restore bond. Thayer & Johnson for plaintiff and H. T. Botts and R. R. Duniway for defendants. Defendants made motion for judgment on pleadings was argued and taken under advisement. Defendants to have leave to serve and file brief on or before December 15, 1906. Plaintiff to serve and file brief on or before January 15, 1907. Defendants to reply on the brief and serve same by Feb. 1, 1907.

Tillamook County, plaintiff, vs. Edith M. Alderman, administratrix of the estate of H. H. Alderman, deceased, John L. Jones, J. H. Hathaway, John W. Jennings, M. H. Larsen, P. McIntosh, G. W. Grayson, W. G. Chance, G. W. Kiger, C. A. Elliott, executor of the will of J. S. Elliott, deceased, F. R. Beals, H. F. Goodspeed and James Hagby, defendants. Suit for money and to restore bond. Thayer & Johnson for plaintiff and H. T. Botts and R. R. Duniway for defendants. Same as above.

Tillamook County, plaintiff, vs. Edith M. Alderman, administratrix of the estate of H. H. Alderman, deceased, Peter Heisel, L. H. Brown, Henry Rogers, P. McIntosh, J. Donaldson, L. G. Freeman, H. Goodspeed, W. G. Chance, Mrs. E. R. Hays and Frank Wheeler, defendants. Suit for money and to restore bond. Thayer & Johnson for plaintiff and H. T. Botts and R. R. Duniway for defendants. Same as above.

Tillamook County, plaintiff, vs. Edith M. Alderman, administratrix of the estate of H. H. Alderman, deceased, Peter Heisel, L. H. Brown, Henry Rogers, P. McIntosh, J. Donaldson, L. G. Freeman, H. Goodspeed, W. G. Chance, Mrs. E. R. Hays and Frank Wheeler, defendants. Suit for money and to restore bond. Thayer & Johnson for plaintiff and H. T. Botts and R. R. Duniway for defendants. Same as above.

Thos. Williams, plaintiff, vs. Vincent Jacob and Walburga Jacob, defendants. Action for money. Thayer & Johnson for plaintiff and C. W. Talmage for defendant. Continued by stipulation.

R. Robinson, plaintiff, vs. The Robinson Cheese Co., defendant. Action for money. R. R. Duniway for plaintiff and W. H. Holmes and S. S. Johnson for defendant. A motion was made to strike out part of reply and motion to strike out plea in abatement argued, which were over ruled by the judge. Demurrer to part of reply.

Edmund Fitzpatrick and Agnes Fitzpatrick, David Fitzpatrick and Catherine Fitzpatrick, plaintiffs, vs. Frank P. Fitzpatrick, Eva Fitzpatrick and Catherine Fitzpatrick, defendants. Suit to quit title. H. T. Botts for plaintiffs and C. W. Talmage and R. R. Duniway for defendants. Defendants made motion to make amended complaint more definite and certain was overruled.

A. Roenicke, plaintiff, vs. Charles P. Nelson, and Charles Ray, doing business under the firm name of the Cloverdale Telephone Co., defendants. Suit for damages. R. R. Duniway for plaintiff, and C. Thayer, S. S. Johnson and W. H. Holmes for defendants. This was a jury trial, and the cause of the suit was on account of a telephone wire being across the road which led to an accident while Mrs. Roenicke was driving on the public highway in a buggy, which was overturned and the team ran away. She claimed \$10,000. The jury was out all night and could not come to an agreement, eleven of the jurors being in favor of allowing plaintiff a certain sum while one stood out for a smaller amount, so it was discharged, and the case continued until the next term for another trial.

P. McIntosh, plaintiff, vs. Alex McNair, defendant. Action for money. R. R. Duniway and T. H. Goyne for plaintiff and H. T. Botts for defendant. Continued.

The Robinson Cheese Co., plaintiff, vs. R. Robinson, defendant. Cross bill in equity. W. H. Holmes and S. S. Johnson for plaintiff and R. R. Duniway for defendant. Defendants plea in abatement was overruled. Decree dismissing plea in abatement. Demurrer to cross bill sustained. Plaintiff has leave to serve and file amended cross bill on or before Dec. 15, 1906. Defendant required to answer same on or before Jan. 15, 1907.

David D. Jones and Charlotte E. Sturman, plaintiffs, vs. Anna Jones, defendant. Suit to set aside title. T. H. Goyne and H. T. Botts for plaintiffs, and A. W. Severance for defendant. Demurrer to complaint was overruled and case continued by consent.

J. W. Maddux, plaintiff, vs. McIntosh Cheese Co., a corporation, Peter McIntosh, Emily McIntosh, Alex. McNair and Albert Plank, defendants. Action

for money. S. S. Johnson and C. W. Talmage for plaintiff and R. R. Duniway for defendants. Motion of defendants McIntosh by special appearance to quash service of summons allowed. Non-suit on motion of plaintiff.

The Robinson Cheese Co., plaintiff, vs. R. Robinson, defendant. Suit to render accounting. W. H. Holmes and S. S. Johnson for plaintiff and R. R. Duniway for defendants.

In the matter of the estate of Robert Crawford, deceased. Appeal from County Court. W. H. Cooper and H. T. Botts for appellant and C. W. Talmage for respondents. Respondents made motion to dismiss appeal allowed, on the ground that they had not given written notice of appeal. Counsel for appellant stated orally in open court that he appealed to the supreme court.

Portland Coal and Development Co., a corporation, plaintiff, vs. A. T. Lewis, John Earl, A. Christensen and Dora Christensen, W. Squires, J. B. Hathaway and Anna Hathaway, John Bumgarner, S. T. Childers and Grace Childers, John Theiler, Carl Possett, W. T. Lyster and L. M. Lyster, W. B. Powell and M. J. Powell, John Branch and A. E. Branch, Alvin J. Blum, Fred O. Blum, E. Blum and Mable Blum, John Childers and S. I. Childers, O. W. Olsen, A. J. Burdick and E. Burdick, E. H. Hathaway and R. E. Hathaway, T. H. McCracken, L. S. Maynard and M. L. Maynard, Henry and Ulrich Zurleub, D. Curtiss, E. L. Earl and A. V. Earl, B. W. Turner and N. E. Turner, Joe Blaser and M. Blaser, defendants. Suit to reform leases. H. T. Botts for plaintiff and Talmage & Johnson for A. T. Lewis. Demurrer to complaint.

J. F. Recher, plaintiff, vs. Wilson River Road Co., a corporation, J. H. McNamer and Wesley Rush, defendants, injunction suit, H. T. Botts and R. R. Duniway for plaintiff and E. E. Tongue, S. S. Johnson and C. W. Talmage for defendants.

Peter W. Jacobs, plaintiff, vs. Cornelius Desmond, defendant. Action for money. H. T. Botts for plaintiff and Talmage & Johnson for defendant. Motion to make complaint more definite and certain over ruled. This was a jury trial. The cause of complaint was that Desmond had leased his place and then sold it. Jacobs claiming \$150 damages. The jury awarded plaintiff \$25.

Joseph Michaud and Eugene Michaud, plaintiffs, vs. George Haug, defendant. Suit for damages. W. H. Cooper for plaintiff and Talmage & Johnson for defendant. Demurrer to answer sustained. By consent defendant amended his answer by interlineation. Defendant made motion to make reply more definite. Jury trial. Verdict for defendant.

C. E. Thayer, plaintiff, vs. Maryette Johnson, J. R. Carter, F. R. Beals and Tillamook County, defendants. Action for money. W. H. Holmes and C. Thayer for plaintiff. Settled.

Martin V. Parmer, plaintiff, vs. Amanda E. Fay, Clayborne F. Evans, G. W. Evans, Leda E. Evans, H. I. Evans, James W. Evans, Mamie C. Miller, Chas. C. Miller, Hannah E. Fuget and William Fuget, defendants. Partition. Talmage & Johnson for plaintiff. Default and decree of partition according to prayer of complaint. W. G. Harris, M. F. Wallin and H. E. Weston appointed referees to make partition. Report of referees confirmed and decree thereon.

Samuel C. Tomlinson, plaintiff, vs. George W. Cox and Florence D. Turner, defendants. Suit to quiet title. W. H. Cooper for plaintiff.

Tillamook County, plaintiff, vs. The Wilson River Road Co., a corporation, defendant. Suit to annul lease. J. H. McNary, W. H. Cooper and W. H. Holmes for plaintiff and C. Thayer for defendant. Demurrer to complaint was sustained, the judge contending that the suit should be brought in the name of the State of Oregon. Plaintiff refused to plead further, and the action was dismissed with costs.

Fannie M. Bain, plaintiff, vs. Alexander T. Bain, defendant. Suit for divorce. Talmage & Johnson for plaintiff. Default of defendant entered, and a decree dissolving the marriage granted, the plaintiff to have care of the children.

C. V. Preston, plaintiff, vs. L. L. Smith, defendant. Action for money. Talmage & Johnson for plaintiff and A. W. Severance for defendant. Jury trial. Verdict for plaintiff for \$175.

N. P. Hansen, plaintiff, vs. Louis Fleck, Eusey Fleck, John Fleck and Jefferson Fleck, defendants. Suit to set aside title. H. T. Botts for plaintiff and Talmage & Johnson for defendants. Defendants made motion to strike complaint from files and strike out parts of complaint.

H. C. Bergstrom, plaintiff, vs. E. Bergstrom, defendant. Suit for maintenance. W. H. Cooper for plaintiff and C. Haberlaek and H. T. Botts for defendant.

Pacific Railway & Navigation Co., plaintiff, vs. Peter Byrom and Bengtha Byrom, defendants. Condemnation suit. Snow & McCamant and C. Thayer for plaintiff. Non-suit on motion of plaintiff.

Pacific Railway & Navigation Co., plaintiff, vs. Bengtha Byrom and Peter Byrom, defendants. Condemnation suit. Snow & McCamant and C. Thayer for plaintiff. Non-suit on motion of plaintiff.

Astoria & Columbia River Co., a corporation, vs. Samuel Elmore and the Elmore Packing Co., a corporation, defendants. Condemnation suit. H. T. Botts and G. C. Fulton for the plaintiff.

State of Oregon vs. James Reber, Bill Ryan, Will Hadley, Earl Stanley and Ernest Brelitz. Destroying Wilson River toll gate. J. H. McNary for state and H. T. Botts and R. R. Duniway for defendants. The demurrer to the information was sustained by the judge on the ground that the gate was real and personal property as set out in the indictment, whereupon the defendants were discharged.

State of Oregon vs. Virgel Donaldson. Perjury. On motion of the district attorney the case was dismissed.

State of Oregon vs. P. Butts, Larceny. On motion of the district attorney the case was dismissed.

The Editorial Snap Shots are crowded out this week for want of space.

Chamberlain's Pain Balm.

There is no danger from blood poison resulting from a cut or wound of any kind, when Chamberlain's Pain Balm is used. It is an antiseptic dressing and should be in every household. For sale by Chas. I. Clough's Drug Store.

Had a Close Call.

"A dangerous surgical operation, involving the removal of a malignant ulcer, as large as my hand, from my daughter's hip, was prevented by the application of Bucklen's Arnica Salvo," says A. C. Stickle, of Milnetus, W. Va. "Persistent use of the Salvo completely cured it." Cures Cuts, Burns and Injuries, 25c. at Chas. I. Clough, Druggist.

HEMLOCK.

California mist and Oregon hit, and Oregon is sure getting its share now.

We are glad to report that grandpa Bunn is slowly improving.

Quite a number of the Little Nestucca people passed through here yesterday on their way to town.

Lost, strayed or stolen, G. W. Waller's band of ducks.

Ruth Gray, of Blaine, is staying with R. Rease this winter going to school.

Miss Lou Bunn, of California, is visiting with G. W. Wallace at present. She came in on account of her father's illness.

Mrs. Wooley went to town Saturday returning Sunday.

H. A. Kinnaman and wife returned home last week from Salem, where Mrs. Kinnaman has been in the hospital for the past two months.

The East Beaver cheese factory has closed for this season.

D. Wallace is visiting home folks this week.

J. Birby went to town Sunday.

Ollie and Roy Woods, of Blaine, visited at A. Kinnaman's last Saturday and Sunday.

N. J. Dye and wife, of Beaver, have moved to Tillamook for the winter.

Lon Kinnaman has gone to Tillamook where he will work this winter.

J. H. Beatty made a trip to Sandlake last Sunday.

A. Bunn and family visited at B. Wallace's Sunday.

Mrs. Blanch Beach, of Tillamook, visited at Hemlock last week.

Mrs. N. Dye visited her daughter, Mrs. O. W. Kinnaman, of Boulder Creek, last week.

Hemlock school is progressing nicely with Miss Effie Holt as teacher.

Well nearly all of the hop pickers have got back to dear old Tillamook once more, where they can find green grass enough to clean their feet on.

Catarrh Cannot be Cured

with LOCAL APPLICATIONS as they cannot reach the seat of the disease. Catarrh is a blood or constitutional disease, and in order to cure it you must take internal remedies. Hall's Catarrh Cure is taken internally, and acts directly on the blood and mucous surfaces. Hall's Catarrh Cure is not a quick medicine. It was prescribed by one of the best physicians in this country for years and is a regular prescription. It is composed of the best tonics known, combined with the best blood purifiers, acting directly on the mucous surfaces. The perfect combination of the two ingredients is what produces such wonderful results in curing Catarrh. Send for testimonials free.

F. J. CHENEY & CO., Props., Toledo, O. Sold by druggists, price 75c.

Take Hall's Family Pills for constipation.

BOULDER CREEK.

Mr P. B. C. Lucas is preparing to move to Tillamook for a while, where he intends to work on the railroad, and his wife will keep boarders.

Rev. A. M. Ginn preached at Boulder school house last Sunday after Sunday school.

C. A. Smith returned home from Donaldson's logging camp near Tillamook, last Saturday, after an absence of about two months duration.

H. A. Chopard and H. L. Jensen took out a large slide on the grade below Dye's last Friday. They report the road to be in a dangerous condition at that point and it will be necessary to blast out some new rock to make a new road bed on account of the road being undermined by the slide.

The storm of last Wednesday broke the telephone wire between Dye's and Kinnaman's, consequently we were cut off until the storm abated Thursday forenoon, when Mr. Tompkins mended the break.

Lost, strayed or stolen: A boat and about fifteen feet of chain, belonging to H. A. Chopard. The boat is painted black and the owners initials on one side. Anyone who sees this boat between here and Woods will confer a great favor by tying it up and notifying the owner by telephone.

Mrs. L. N. Sandoz has been on the sick list for a few days.

Mrs. Mattie Cavitt and Mr. Luther Stout spent last Sunday at the home of Mr. and Mrs. Wm. Patrick.

Sells More of Chamberlain's Cough Remedy than of All Others Put Together.

The following letter from a locality where Chamberlain's Cough Remedy is well known shows by the unoppressed demand for it that the medicine sells on its own merit. Mr. Thos. George, a merchant at Mt. Elgin, Ontario, says: "I have had the local agency for Chamberlain's Cough Remedy ever since it was introduced into Canada, and I sell as much of it as I do of all other lines I have on my shelves put together. Of the many dozens sold under guarantee, I have not had one bottle returned. I can personally recommend this medicine as I have used it myself and given it to my children and always with the best results." For sale by Chas. I. Clough's Drug Store.

KILL THE COUGH AND CURE THE LUNGS

WITH Dr. King's New Discovery

FOR CONSUMPTION, COUGHS and COLDS

Price 50c & \$1.00 Free Trial.

Swiftest and Quickest Cure for all THROAT and LUNG TROUBLES, or MONEY BACK.

Arrivals at Allen House.

THURSDAY—Wm. Hosley, Ashland; T. H. Johnson, Portland; E. R. Bales, Balm.

FRIDAY—C. A. Smith, Beaver; C. W. Root, Seaside; L. W. Beasley, Sheridan; C. B. Sternberg, Portland; Thos. W. Ross, Astoria; W. H. Holmes, A. J. Kays, Salem; D. Y. Nelson and son, Earl Rice, Hubsonville; P. Byrom, Garibaldi.

SATURDAY—C. Austin, A. M. Austin, Netarts; Jack Jennings, jr., Chas. Jennings, Riverdale; W. B. Elliott, C. Albert Lake, W. B. Cook, Bay City; E. F. Rowland, Portland; J. H. Me Namer, Forest Grove; V. W. Nelson, Hubsonville; C. W. Chapman, Sheridan; W. C. Thune, Mrs. Wooley and son, Beaver.

SUNDAY—R. H. Duffield, McCoy; J. C. Mills and wife, J. J. McGinnis, Ed. J. Kellow, Mrs. Alice Kellow, O. Kellow, Miss Dollie Kellow, Helen D. C. Werckel, Mrs. Laura Kennedy, Cloverdale; Ralph R. Duniway, Portland.

MONDAY—C. R. Ostrander, Geo. Williams, Bay City; E. Ferguson, Astoria; E. C. Johnson, W. M. Owen, Portland; A. L. Learned, Woods; Geo. H. Bennett, John H. McNary, Salem; C. E. Newhall, Martin Lane, J. M. Bodyfelt, Helen L. Smith, Hubsonville; C. B. Baker, North Yamhill; James Cameron, Sheridan; L. McFee, Nelam.

MONDAY—Jeff Fleck, Cloverdale; W. M. Owens, Portland; J. A. Speis, Gracettown, Iowa.

WEDNESDAY—Geo. Albright, R. D. Montague, Portland.

Habit-forming Medicines.

Whatever may be the fact as to many of the so-called patent medicines containing injurious ingredients as brotly published in some journals of more or less influence, this publicity has certainly been of great benefit in arousing needed attention to this subject. It has, in a considerable measure, resulted in the most intelligent people avoiding such foods and medicines as may be fairly suspected of containing the injurious ingredients complained of. Recognizing this fact some time ago, Dr. Pierce, of Buffalo, N. Y., "took time by the forelock," as it were, and published broadcast all the ingredients of which his popular medicines are composed. Thus he has completely forestalled all harping critics and all opposition that might otherwise be urged against his medicines, because they are now of known composition. Furthermore, from the formula printed on every bottle wrapper, it will be seen that these medicines contain no alcohol or other habit-forming drugs. Neither do they contain any narcotics or injurious agents, their ingredients being purely vegetable, extracted from the roots of medicinal plants found growing in the depths of our American forests and of well recognized curative virtues.

Instead of alcohol, which even in small portions long continued, as in obstinate cases of disease, becomes highly objectionable from its tendency to produce a craving for stimulants, Dr. Pierce employs chemically pure, triple-refined glycerine, which of itself is a valuable remedy in many cases of chronic disease, being a superior demulcent, antiseptic, antiferment and supporting nutritive. It enhances the curative action of the Golden Seal root, Stone root, Black Cherry bark and Bloodroot, contained in "Golden Medical Discovery," in all bronchial, throat and lung affections attended with severe coughs. As will be seen from the writings of the eminent Dr. Grover Coe of New York; Bartholow, of Jefferson Medical College, Phila.; Scudder, of Cincinnati; E. L. Ellingwood, of Chicago; Hale, of Chicago, and others, who stand as leaders in their several schools of practice, the foregoing agents are the very best ingredients that Dr. Pierce could have chosen to make up his famous "Discovery" for the cure of not only bronchial, throat and lung affections, but also of chronic catarrh in all its various forms wherever located.

Never Advise GLASSES except when necessary.

Dr. Henry Morris. EXAMINATIONS FREE.

A Store With REGULAR CUSTOMERS

It is always flattering to a store to have many regular customers. People who come again and again must have confidence.

A large percentage of our business comes from regular customers who trade here year in and year out. They know our methods are right and that they will always be used as we would like to be were we the buyer instead of seller. Why not make this your regular trading place for drugs and medicines.

CLOUGH (THE RELIABLE DRUGGIST)

NO CHARGE for Sewing Rips, nor Nailing Soles on Shoes Purchased at the RED SHOE HOUSE.

P. F. BROWNE, Salesman.

ROYAL Baking Powder Absolutely Pure

A wholesome cream of tartar baking powder. Makes the finest, lightest, best flavored biscuit, hot-breads, cake and pastry.

Alum and alum-phosphate powders are injurious. Do not use them. Examine the label.

ROYAL BAKING POWDER CO., NEW YORK.

Todd & Co.

Carry the only exclusive line of Men's Wearing Apparel in Tillamook County.

Crouse & Brandegee Clothing, Walkover Shoes, Gordon Hats.

Utz & Dunn Shoes.

Four Leaders that can't be excelled.

NO DISCOUNT ON ABOVE LINES.

The discount of 20 to 33 percent will be given on three lines of CLOTHING FURNISHING GOODS, Shoes, etc., until new stock arrives.

TODD & CO., Tillamook, Oregon.

Tillamook Confectionery and Bazaar.

Near Todd's Building. CARRY A COMPLETE LINE OF CONFECTIONERY, NUTS, FRUITS, etc.

ICE CREAM IN SEASON.

Rooks, Stationery, Inks, Pens, Pencils, Tablets, etc.

CLOTHES BRUSHES, HAIR BRUSHES, STOVE BRUSHES, TOOTH BRUSHES.

Ladies' Combs, Hairpins, Thimbles and many other articles too numerous to mention and at prices lower than elsewhere.

Tillamook Confectionery & Bazaar.

FRED FORSLUND, the Tinner & Plumber.

Repairs Guns, Locks, Typewriters, Keys, Bicycles and Sewing Machines. Makes a Specialty of Plumbing.

Repair Shop, Opposite Alex. McNair Co.

THE RED FRONT SHOE STORE.

Has just received a fine stock of Boot and Shoes direct from the factory.

I have now in stock a No. one Logger Shoe made out of the best French kip. For service and fit cannot be beat, and also Farmer's Work Shoes of the best quality.

Splendid assortment of Boy's and Youth's High Top Winter Shoes and Ladies' foot wear.

NO CHARGE for Sewing Rips, nor Nailing Soles on Shoes Purchased at the RED SHOE HOUSE.

P. F. BROWNE, Salesman.

