MAY BE MUSTERED OUT OF THE FEDERAL SERVICE

In the Islands, and Remain for Year Before Being Transported Home.

The war department has issued an to his many Salem friends. order, which may, under certain conditions, affect some of the Oregon volunteers, now serving in the Philippines. It is a provision, allowing soldiers to be mustered out of the service in the Philippines, and permitting them to reman there, at the same time allowing them travel pay, and, in case they desire to return to the United Stat s within a year after being mustered out giving them transportation and subsistence on a transport to the United States. Following is the text of the cialty.-W. G. Phippin, Editor Red the defendant appealed, and his atorder, which has been received at the executive department, at the capitol:

When volunteer organizations serving in Cuba, Porto Rico, Hawaii, and the Philippine islands receive orders to proceed to the United States for muster out of service, officers and enlisted men of such organizations whose service has been honest and faithful, who desire to remain in those islands, may be discharged by commanding generals of departments upon written applications approved by their respective company and regimental command-

Officers and soldiers discharged under this order will be entitled to travel allowances for the land travel involved from the place of their discharge to the place of their enlistment. For the sea travel, the special orders issued by the commanding generals of the departments for the discharge of officers will state in each case that the officer is entitled to free transportation and in portation and subsistence on any United States transport leaving the island for the United States within one year from the date of discharge. When transportation or subsistence are furnished on such orders, the fact will be noted thereon, and also or the discharge certificate by the quartermaster.

"The discharge certificate for officers cite this order as the cause of discharge as an extremely unpleasant prospect. and the final statements of enlisted men must show clearly the places from which land travel allowance is due, if any, to the port of embarkation in the sufficient, but you ask, who are the United States to the place of enlist-

to be made of officers and men before Mr. W. M. Terry says Chamberlain's discharge will be conducted under the Cough Remedy gives better satisfacsupervision of the proper mustering tion than any other in the market. officers detailed for the purpose by de- He has been in the drug business at partment commanders ,and they will Elkton, Ky., for twelve years; has also be charged with the examination sold hundreds of bottles of this remof final statements before they are delivered to the men.

discharged by reason of expiration of most satisfactory to the people, and term of service for the convenience of is the best. For sale by J. H. Lunn, the government, who desire to remain druggist. on the island where discharged, will be entitled to the same travel allow-

## AN ATHLETIC MEETING

Frank Willman, of This City, Elected young beneficiaries. Manager for the I. A. A. A. O. Field Day.

committee of the Intercollegiate Arta- Syrup of Figs, as it acts most pleaswas held at Monmouth yesterday, when liver, and bowels preventing fevers, athietic meet was transacted.

A. O. Garland, of this city, is a membe of the executive committee from Willamette University. He was accompanied to Monmouth yests day by Be t and Chemawa baseball teams played E. Haney and T. Henry Hubbard.

elected field day manager. Committees score of 10 to 9. The weather was quite -Scott, of the state university at Eu- was played nevertheless. gene; Butler, of the Oregon state n rmal school, Monmouth, and Kenwo thy, of Pacific College, Newberg; on selec- Balm for catarrh and can thoroughly tion of judges, etc-Garland, of Wil- recommend it for what it claims, Very lamette University, Salem: Ramsey, of truly, Rev. H. W. Hathaway, Eliza-Pacific University, Forest Grove, and beth, N. J. Crawford, of the state agricultu al college, of Corvallis,

Salem boy, who erlisted in company Buffalo, N. Y. F. Fourteenth infantry (regula s) at Vancouver about two years ago, arrived in Salem yesterday from the Philippines, having been invalided home for a thirty day furlough. Mr. Eunce will report to the commanding officer at Vancouver barracks for duty at the end of his furlough. He has some interesting tales to relate regarding the experience of the troops in the Philippines, having been with the command of General Thomas M. Anderson, being with the first American troops to land at Cavite.

MORE LITIGATION .- Myra B. Nichols has begun a suit against W. A. Rummell to quiet title to 61/2 acres in t 7 s r 3 w, on which the plaintiff FORREST.-At the family home in claims the defendant is wrongfully residing. Brown, Wrightman & Myers are attorneys for the plaintiff ..... In the suit of S. B. Catterlin vs. J. P. Weburg, Hayden & McNary, counsel for Mr. Weburg, yesterday filed an answer, denying the several allegations in the complaint and asked that the suit he dismissed and that the defendant recover costs and disbursements from WITZULL-HOWELL.-At the home the plaintiff.

ORDERS IN FROBATE.-William B. Miller was yesterday appointed guardi-an of the estate of his father. James H. Smith, an insane person. The property is valued at \$75. The bond of Rev. W. A. Daly, for \$4,000, as guardian of the estate of John Hayes, an insane person, with A. Huckestein, E. Eckerlen and T. K. Ford, as sureties, was yesterday approved .... W. F. Boothby. administrator of the estate of Priscilla Hawkins, deceased, yesterday filed his final account, and the same will be heard at 1 p. m., June 2d.

SOLDIERS AT MANILA FROM THE KLONDIKE of a wymap, of this city, is in receipt of a FROM THE KLONDIKE-Mrs. Ass letter from her husband, who left Sa-He arrived in the Klondike metropolis just a month after leaving Salem, and he states that he found the city much livelier and business better than he had anticipated. He received \$1 for every newspaper he caried in, and from \$4 to 7 for eggs. He is now working his claims near Dawson and getting good returns, which will be pleasing news

My wife has used Chamberlain's Pain Balm for rheumatism with great mond D. Sink, of Sherman county, relief, and I can recommend it as a whose body was found floating in the splendid liniment for rheumatism and Willamette river opposite this city on other household use for which we September 20, 1898. The case was tried have found it valuable.-W. J. Cuy- at the December term of the circuit ler, Red Creek, N. Y.

Mr. Cuyler is one of the leading merchants of this village and one of the most prominent men in this vi- February 3, 1899. From this judgment Creek Herald. For sale by J. H. Lunn, druggist.

FROM MEHAMA.-From a private letter received in this city by County Judge G. P. Terrel: yesterday from Mehama, it is learned that snow was in evidence in the hills surrounding that village on the preceding day. News supreme court and a formal decision was also received of the birth, at that place, of a twelve-pound daughter to ion of the court, citing in detail the de-Mr. and Mrs. William Mulkey.

## Try Allen's Foot-Ease

A powder to be shaken into the shoes. At this season your feet feel swollen, nervous and hot, and get tired easily. If you have smarting feet or tight shoes, try Allen's Foot-ease. It cools the feet and makes walking easy. Cures swollen and sweating feet blisters and callous spots. Relieves corns and bunions of all pains and gives rest and comfort. Try it to-day. Sold by all druggists and shoe stores the cases of enlisted men, to free trans- for 25c. Trial package FREE. Address, Allen S. Olmsted, Le Roy, N. Y.

BROUGHT TO PRISON .- J. M. Olberman, whose sentence of death was commuted by Governor Geer last week. was brought to the penitentiary by Sheriff R. L. Stephens, of Roseburg, yesterday. Olberman was quiet and orderly on the trip to Salem, and did and men and the final statements will not appear to regard his life sentence

"A word to the wise is sufficient" and a word from the wise should be wise? Those who know. The oft repeated experience of trustworthy per-"The physical examination required sons may be taken for knowledge. edy and nearly all other cough medicines manufactured, which shows Soldiers of the regular army, when conclusively that Chamberlain's is the

THREE GRADUATES .- The term of ances and to free transportation and school in district No. 21, Brooks, closed subsistence as provided for in this Frilay and there were three graduates. numely, John Evans, Romeo Gouley and Ilda Jones. The teacher, W. R. Bowers, was in the city yesterday, and procured the coveted diplomas for the ed on stipulation that respondent have

## When Traveling

Whether on pleasure bent or busi-The annual meeting of the executive ness, take on every trip a bottle of Athletic Association of Oregon, antly and effectually on the kidneys, the election of a field day numager and headaches, and other forms of sickother business pertaining to the annual ness. For sale in 50cent bottles by all leading druggists. M anufactured by the California Fig Syrup Co. only.

MT ANGEL WON.-The Mt Angel a game at Chemawa yesterday after-Frank Willman, of this city, was noon, the former team winning by were appointed as follows: On medals inauspicious for a ball game, but it EXTENSION OF

Let Me Say I have used Ely's Cream

I tried Ely's Cream Balm, and to all appearances am cured of catarrh. The terrible headaches from which I long suffered are gone.-W. J. Hitchcock, FROM MANILA.-Irvine Punce, a late Major U. S. Vol. and A. A. Gen.,

A 10c. trial size or the 50c. size of Ely's Cream Balm will be mailed. Ely Brothers, 56 Kept by druggists. Warren St., N. Y.

MINE LOCATED .- Amos Strong yesterday filed with County Clerk W. W. Hall notice of the location of the "Elkhorn" mine in the Heneline mining dis-

Most women can better tolerate the lack of real courage in the passing man than an absence of an engaging audacity.

## BORN.

North Salem, Saturday, April 29, 1899, to Mr. and Mrs. J. N. Forrest. a son HOLMES .- At the family home in Yew Park, Salem, Oregon, Saturday, April 29, 1899, at 2 p. m., to Mr. end Mrs. Frank Holmes, a son.

## MARRIED.

of Mr .and Mrs. W. P. Howell, Salem, Oregon, Saturday, April 10, 1899, Miss Beatrice P. Howell, to Royal O. Witzel, Rev. John Parsons, D. D., of the First M. E. church of Salem, officiat-

Care Billers and Nervous Disorders. @

## MAGERS' LIFE SAVED

JUDGMENT OF TRIAL COURT WAS REVERSED.

lem on February 18th for Dawson City. Supreme Court Grants the Condemned Man a New Hearing-Orders Made Yesterday.

(From Daily April 30th.)

In the supreme court, yesterday, one was decided by the justices, before they left for Pencleton to convene the May term of the supreme court for Eastern Oregon. The case decided is the noted one of W. G. Magers, who was convicted of the murder of Raywhose body was found floating in the court for Polk county, and Magers was convicted of murder in the first degree and was sentenced to be hanged on torneys, W. H. Holmes, of this city, and J. J. Daly, of Dallas, having procuted a certificate of probable cause, from Circuit Judge George H. Burnett, an appeal was taken to the supreme court, the certificate having acted as a stay of proceedings. On last Monday the case came up for hearing in the was handed down yesterday. The opincision of the justices and the authorities upon which the action was taken, will probably not be handed down for several weeks. Following is the decision as handed down yesterday: "State of Oregon, plaintiff and re-

spondent, vs. W. G. Magers, defendant and appellant, ar appeal from Folk county; reversed. Opinion by Associate Justice F. A. Moore.

"This cause comes here on defendant's appeal from the judgment of death, pronounced upon him by the circuit court for Polk county; and it appearing from the record that the court erred at the trial thereof:

"1st-In refusing to declare to the fury the time when the sun set September 13, 1898, the day when an atleged homicide is supposed to have been committed, the fact in question being material in the case.

"2d-That, assuming, as the counsel on both sides admitted in the argument, that all the testimony in the case in reference to intent with which the killing is inferred to have been done, is contained in the bill of exceptions, an instruction to the jury that they might have found defendant guilty of manslaughter would have been proper and should have been given: "The judgment is therefore reversed

and the cause will be remanded for a new trial.

"Owing to the near approach of the May term at Pendleton, the court is unable, for want of time, to formulate an opinion at present, but it will be completed at an early day and filed as of this date."

The court made a further order in the case to the effect that the mandate in this cause issue on demand of the district attorney without waiting for expiration of twenty days.

Following are the minor orders filed by the court before adjournment: Mary Ann Barrett, respondent, vs. John Schleich, et al., appellants; orderuntil May 25th to serve and ille her

Thomas J. Hammer, respondent, vs. F. O. Downing, et al., appeliants; ordered on stipulation that appellants' time to serve and file their brief be extended to June 1st.

A. Wheeler, assignee, appellant, vs. F. A. McFeron, respondent; ordered on stipulation that respondent have until May 29th to serve and file his brief.

Katie J. Loomis, et al., appellants, vs. Lewis Rosenthal, et al., respondents; ordered on motion that appellants time to file a petition for rehearing be extended to June 1st.

WILL BEASKED OF COUNTY COURT BY SHERIFF DURBIN,

In Which to Collect the Bicycle Tax-286 Wheelmen Deposited \$1.25 Yesterday.

(From Daily April 30th.)

The time in which wheelmen may pay the bloycle tax will not expire for several days yet. Sheriff F. W. Durbin has decided to ask of the county court an extension of time in which to collect the bicycle tax, and the same will very probably be granted.

The county court meets in regular session Wednesday, when Sheriff Furbin will make formal application for he desired extension of time. It is not known what date will be determined upon, when the tax shall become delinquent, but it will very probably be Thursday, May 11th. That date will be just sixty days after the time the action of County Judge Terrell, in levying the assessment of \$1.25 per bicycle in the county, was ratified by the county court. Sheriff Durbir thinks it is only fair to allow the wheelmen the full sixty days, allowed by law, in which to pay the tax after it was officially levied and County Judge Terrell entertains a like view. But it is improbable that a further extension of time, after May 11th, will be asked for or even granted if asked for, the time in which the tax shall be paid being regulated by law.

Yesterday was an extremely busy day with Sheriff F. W. Durbin and deputies, in the matter of tax collecting, the aggregate of the day's receipts surpassing these of any one preceding day since the rolls were placed in the sheriff's hands.

The day's collections on the tax rolls were approximately \$4,000, of which \$2,991 51 was received on the 1898 roll, the remainder being paid on the 1896 and 1897 delinquent rolls. Sheriff Durbin worked dulgently last night cheekbe be because the delinquent tax relis for 1836

7, preparatory to conducting the sale of property upon which execution has been levied. The sale will begin at the court house at 10 o'clock tomorrow

morning. Bicycle tax collections was brisk yes terday, the number of receipts on this Government Order for Smokeless account, issued during the day, being 168, increasing the total number to 1912. 7 his was the greatest number of re ceipts written during any one day since the collection began. No other tags have yet been received and Sheriff Irurbin continues to issue the receipts alone, assuring the taxpayer that his tag will be duly forwarded by mail. Until the county court shall have passed upon Sheriff Durbin's application, that officer will continue to receive the tax of \$1.25 without adding costs there-

County Judge G. P. Terrell yesterday received from County Judge E. Woodward, of Benton county, a letter of inquiry relative to the progress of the collection of the bicycle tax in this county. Speaking of the bicycle tax law, Judge Woodward, writes: "As some think it would not stand the test in the courts, will your county court, do you think, take this into consideracon, or will it go ahead and expend the money collected without any guarantee in building bicycle paths and take chances on having to refund it some time in the future out of the general fund? How do you regard this matter in your county? I would be very thankful for a brief reply." Judge Terrell made answer to the

letter of inquiry saying that as yet, no substantial opposition had been shown the collection of the bicycle tax and that if no action is taken to enjoin the collection before the county court meets next Wednesday that the court will dirict the expenditure of the money according to law. He also informed Judge Woodward that in this county the farmers are equally as earnest as the wheelmen themselves in advocating the construction of cycle paths. Judge Terrell feels satisfied that in the event the bicycle tax law is tested and proved unconstitutional that the wheelmen throughout the county would formally donate the amount of their tax, and niore too, if necessary, towards a fund to be expended in the building of bicycle paths.

WHY THE PRINCE OF WALES DRINKS.

"Mamma, I have been reading about Queen Victoria's houses, and I don't wonder that the Prince of Wales learned to drink," announced a fifthgrade Chicago child. 'What do you mean, Grace?"

juired the little girl's mother. "Why, here I have been learning about

Winsor castle, and the book says there are eight or ten grand s-a-l-o-n-s in it," replied the child. I should think that a house with one saloon in it would be enough to make any boy a drunkard, and just think what it would be to have eight or ten! I feel real sorry for the poor Prince.

THE HOMELIEST MAN IN SALEM

As well as the handsomest, and others are invited to call on any druggist and get free a trial bottle of Kemp's Palsam for the Throat and Lungs, a renedy that is guaranteed to cure and relieve all Chronic and Acute Coughs, Asthma, Bronchitis and Consumption. Price 25c and 50c.

WHEN THE DAY IS DONE.

Each day is a little life.-Sir John Lubbock There are no trusts in England. They

are called chartered companies.

SWALLOWS IN PALESTINE.

In Palestine the swallows are allowed the freedom not only of the houses and living rooms, but of the mosques and sacred tombs, where they build their nests and rear their young.

Siamese women intrust their childron to the care of elephants, who are careful never to hurt the little creatures; and if danger threatens, the sagactous animal will curl the child gently up in his trunk and swing it up out of harm's way upon its own broad back.

# **Boils** Give Warning.

Boils and pimples are an indication that the system is accumulating im-purities which must be eliminated; they are an urgent appeal for assistance -a warning that can not safely be ignored.

To neglect to purify the blood at this time means more than the annoyance of painful boils and unsightly pimples. If these impurities are allowed to remain, the system succumbs to any ordinary illness, and is unable to withstand the many ailments which are so prevalent during spring and summer. Capt. W. H. Dun-lap, of the A. G. S. R. R., Chattanooga,

Tenn., writes:

"Several boils and earbuncles broke out upon me, causing great pain and annoyance.
My blood seemed to be
in a riotous condition,
and nothing I took did
any good. Six bottles
of S. S. S. cured me completely and my blood
has been perfectly pure ever since."

Swift's Specific is the best blood remedy, because it is purely vegetable and is the only one that is free from potash and mercury. It promptly puriles the blood and thoroughly cleanses the system, builds up the general health

cures Scrofula, Eczema, Cancer, Rheumatism, Tetter, Boils, Sores, etc., by going direct to the cause of the trouble and forcing out all impure blood.

Books mailed free to any address by

Swift Specific Co., Atlanta, Ga.

Explosive Being Filled.

Spirits to Make 1,000,000 Pounds Given Free of Duty-Army and Navy Will Be Supplied with the Substitute for the Black Material.

When the United States goes to war

again the soldiers and naval vessels will be equipped with a quality of smokeless powder that will put them on a par with the forces of any other fighting nation in the world. Profiting by the lesson learned in the war with Spain, the government is making preparations to purchase smokeless powder in larger quantities than ever before, and the plants of the powder companies in the country are being run to their utmost capacity to supply the demand. Recent dispatches contained an account of an arrangement made by the government with the American Spirits Manufacturing company to supply Uncle Sam with vast quantities of spirits, to be used in the manufacture of smokeless powder. A contract was made, and the first consignment of spirits sent East from the distilleries of Keneucky a few days ago amounted to between 300,000 and 400,000 gallons.

Representatives of the powder com panies located in Chicago deny the statement that the spirits were purchased to be used by the government itself in manufacturing smokeless powder, as they say that the government does not manufacture the explosive, says the Inter-Ocean. The spirits are used extensively in the manufacture of smokeless powder, but they are furnished to the powder companies by the government. The purpose of this arrangement is to avoid the payment of the duty on spirits, so that the government can purchase the explosive train. more cheaply than if the companies were obliged to pay the duty. It has been stated that the United

States troops during the Santiago campaign labored under a great disadvantage in fighting the Spaniards, because they used black powder, which makes a great smoke, and the enemy was equipped with smokeless powder While it is admitted that the black powder was a disadvantage to the United States troops, because it some times obscured the enemy from the view of the soldiers, the representatives of the powder companies assert that the smokeless powder used by the Spaniards was inferior in every way to the black powder of the Americans, and that the smokeless powder now being furnished the United States government is superior to that used in any foreign country. They support their statements by pointing to the poor results in shooting that the Spaniards met with, and attribute it as much to the poor quality of powder as to the poor marksmanship.

"Just after the war with Spain," said a representative of the Dupont Powder company, "the government called for bids to furnish 1,000,000 pounds of smokeless powder. Our ampany divided the contract with California Powder company, and it is now being supplied to the government as fast as our plants can make it at 74 cents a pound. The powder we are supplying is made by our company by a secret process known only to the company and is the best ever made. Spirits enter largely into 4ts composition, but just for what purpose it is used I do not know. The government has always supplied the spirits.

"There is no reason why our troops should not have been supplied with smokeless powder before the war, as it could have been done if the government had only recognized the necessity of it. Of course, when the fighting commenced, the men could not be supplied with smokeless powder in time to use it in the Cuban campaign. At present, the government is receiving large quantities of it, and all the troops and vessels will be supplied in a short time. The smokeless powder plants in the United States are, larger and can turn out a greater quantity than any in the world, and the results from the tests of their product have been more satisfactory.

"Our company has conducted many experiments to determine what is the best kind of smokeless powder to be used in the various kinds of arms in use in the army and navy, and it is only within a year or so that we have been satisfied with the results. Most of the troops in the Philippine Islands are using smokeless powder, and the Illinois state troops have used it for four or five years." C. H. Vehmeyer, manager of the

Laffin-Rand Powder company in Chicago, said:

The greatest difficulty we have to contend with in manufacturing smokeless powder is the great danger of explosions in the factories. It is more dangerous to handle than any other kind of powder we manufacture, the chief ingredients being gun-cotton and spirits. About three weeks ago the Dupont people had one of their factories blown up in Delaware, entailing a loss of half a million dollars, while during the war one of our factories blew up in New Jersey.

TO-NIGHT AND TO-MORROW NIGHT.

And each day and right this week you can get at any druggist's Kemp's Balsam for the Throat and Lungs, acknowledged to be the most successful remedy ever sold for Coughs, Croup, Bronchitis, Asthma and Consumption. Get a bottle today and keep It always in the house, so you can check your ecld at once. Price 25e and 50c. Sample bottle free.

THE PRELIMINARY QUESTION.

Stranger-I see you have magnificent orchards in this section. It must be a great fruit raising country. Will there be any crop this year? Native-Mister, are you a reporter or

Time travels in divers paces with divers persons .- Shakespeare.

buyer?

If you served ninety days in the Union Army or Navy during the War of the R b-llion, and made a HOMESTEAL ENTRY OF LESS THAN 169 ACRES PRIOR TO JUNE 22, 1874, you are entitled to an additional right which I will buy, paying highest price. No mid-ile men. You deal direct. Widows and minor orphins of such deceased soldiers have the same right.

JERE. COLLINS. HELENA. MONTANA.

A PROGRESSIVE RAILROAD

The Rio Grande Western rallway otherwise known as the "Great Sa Lake Route," is and has been, such the opening of the 'Ogden Gateway, the popular transcentinental route te tween the Pacific Northwest and the East. To add to its popularity, arrangements have been made to make ts train service and equipment sujenor to any of its competitors. Airead the running time of its several expre trains has been cut down so that th passengers from Portland reach Chicago in less than four days, and New York in less than five days. Effective May 1st, a perfect dining car service will be established. This will make the trip via Salt Lake City the ideal onal To further add, to the comfort of its patrons, handsome excursion tourist cate are being boilt for the run bedining car service established and the new tourist cars running, there will be little to be added to make a perfect

For information as to rates, etc., apthe O. R. & N. Co. or Southern Parific Co. or address J. D. MANSFIELD. General agent, 142 Third Street,

Portland, Oregon.

THE DIFFERENCE.

The pupils in a school were asked to give in writing the difference between biped and a quadruped. One boy gave the following:

"A biped has two legs and a qualra-ped has four legs; therefo e, the diff. reence between a biped and a quadruped is two legs."-Wasp.

The decadent soul of to-day is more often appalled than encouraged by the Infinity which robs the future of its



Annest opinion of his nomentate.

We will Guarantee a POSITIVE CURE in every case on inferration, or furfell then Theorems of Restriction.

Write for Rock—Pinilenopphy of Marriage, section was a Available bod for relation persons.

DR. JOHENAN & CO., 1001 Market St. S. F. DR. PEFFER'S



DRUGGI-T for a generous 10 CENT TRIAL SIZE Elv's Cream Balm

contains to cocaine, mercury nor any other injurious drug. It is quickly absorbed. Gives relief at once. It opens and cleanses the masal pas ages. Allays inflamation. COLD IN HEAD

Heals and Protects the membrane Restores the Senses of Taste and Smell Price 50 cents at Druggists or by mail; Trial size, 10 cents by mail. ELY BROTHERS, 56 Warren Etrest, New York.

Cures Impotency, Night Emissions and wasting diseases, all effects of selfabuse, or excess and indiscretion. Anerve tonicand blood builder. Brings the pink glow to pale cheeks and restores the fire of youth. By mail 50c per box; 6 boxes for \$2.50; with a written guaraatee to cure or refund the money.

NERVITA MEDICAL CO. Olinton & Jackson Sts., OHICAGO, ILL For sale by D. J. Fry, druggist,



specialists for Men

73 NARKET ST. | Elevator Entrance.