

MATTERS IN COURT

SILVERTON SALOON CASE IS FINALLY CONCLUDED.

Writ of Review Denied—An Appeal Case Dismissed by the State Supreme Court.

In the state circuit court for Marion county, yesterday, the case of E. Hardesty, plaintiff and petitioner, vs. The City of Silverton et al., defendants, a petition for a writ of review, came up for hearing. This is the noted Silverton saloon case, and was up for the second time, the writ having been denied upon its first hearing for the reason that the plaintiff appearing at that time, J. H. McCorkle, was not one of the original remonstrators and did not have sufficient interest in the case to sign the remonstrance.

Several affidavits were filed in court, made by citizens of Silverton, showing that the plaintiff, E. Hardesty, had originally signed the petition of Wm. Haack for a saloon license (the illegal granting of which license was sought to be established), and that he had said he was engaged as an attorney by Smith & McCorkle, the rival saloon keepers, to represent their interests. In one of the affidavits it was stated that the plaintiff said he was making money out of the suit, and the longer it was kept in court, the more he would make out of it, possibly \$300 to \$400. Counter affidavits were presented by the plaintiff, denying the truth of the statements made by the defense.

The affidavits of the defense were accompanied by the motion to quash the writ of review for the reason that the plaintiff had no legal capacity to maintain the proceedings. The case was argued, and at the conclusion of the discussion by counsel, Judge Boise dismissed the petition, refusing to grant the writ. George G. Bingham, John A. Carson and L. J. Adams appeared for the plaintiff, and W. H. Holmes and Cook & DePue represented the defendants. It is not likely that any further steps will be taken in the matter, and that Mr. Haack will be allowed to conduct his saloon in Silverton without further trouble.

Judge Boise yesterday morning made findings of fact and conclusions of law in favor of defendants in the suit of Thomas Pomeroy vs. F. E. Woodward, Martha A. Woodward and Gilson Myers. Late in May Mr. Pomeroy brought suit to foreclose a mortgage for \$1500, made by the defendants, F. E. Woodward and wife, on June 8th the defendants Woodward tendered to the plaintiff \$146.75, alleging that no more was due. The instrument which evidenced the debt of \$1500 provided that the same should be paid in installments of \$20 each, on the 15th of September of the years 1895, 1896 and 1897, and thereafter installments of \$50 should be paid on the 15th of September in each year during the life of Thomas Pomeroy, and if his wife, Elizabeth Pomeroy, was then living, similar installments should be paid during her life, and the balance should be paid to Mr. Pomeroy's heirs. A mortgage was given to secure the payment of the money due upon that instrument. Mr. Woodward paid the first installment, but made default in the next three. Mr. Pomeroy claimed that the whole debt was due, because the mortgage contained a clause to the effect that, upon default being made in the payment of those installments, Mr. Pomeroy would have the right to foreclose and sell the lands. Mr. Woodward, on the other hand, claimed that only the overdue installments could be collected with the interest on the same and costs of suit, and accordingly on June 8th last, after the suit was commenced, Mr. Woodward tendered the plaintiff's attorneys the sum of \$146.75 for the three overdue installments and interest on the same, including \$17 for plaintiff's costs incurred to that time. Mr. Pomeroy refused to accept the money, claiming that \$1470 and interest and costs was due. Judge Boise decided that only \$146.75 was due and that, as Mr. Woodward paid that sum into court before the day of trial the suit must be dismissed according to the express terms of the statute. A decree, therefore, entered whereby the suit is dismissed and the costs, amounting to \$17, assessed against the plaintiff. John A. Carson was attorney for defendants Woodward and wife, while W. M. Kaiser and W. T. Slater represented Mr. Pomeroy. A notice of appeal to the supreme court has been given by Mr. Pomeroy's attorneys.

In the case of George Collins, plaintiff, vs. Harvey S. Jordan, defendant, an action for the recovery on some notes, a plea in abatement was submitted. In the case of F. P. Whitlock, plaintiff, vs. Wm. M. McConnell, defendant, F. W. Waters was appointed guardian ad litem for the minor defendants. Judge Boise adjourned court for the term, at 4 o'clock yesterday afternoon. In the supreme court yesterday the appeal of the Columbia Implement Co., plaintiff and appellant, vs. A. C. Aulden et al., the State Board of Equalization, defendants, and respondents, was called up, and, upon motion of Attorney General D. R. N. Blackburn, attorney for respondents, the appeal was dismissed and the judgment of the trial court was affirmed, for the reason that the appellants, after filing a transcript and abstract had taken no further interest in the matter and had filed no brief in the case. The suit was the result of the action of the state board of equalization in raising real estate and merchandise valuations in the assessment of Multnomah county, in 1897, the legality of which was questioned by plaintiff and appellant in the case. Upon trial in the circuit court, judgment was given for

the defense, and an appeal was taken to the supreme court.

The court ordered that Walter L. Crowe, who was previously admitted to the bar on probation, be permanently admitted to practice law in all the courts of Oregon, upon motion of Robert G. Smith, of Grants Pass. Following are the minor orders made by the court yesterday:

The Oregon & California Railroad Co. et al., respondents, vs. Jackson County et al., appellants; ordered on stipulation that appellants have until September 1st to serve and file their brief.

The Southern Oregon Co., respondents, vs. Coos County et al., appellants; ordered on stipulation that respondents have until September 1st to serve and file their brief. Southern Oregon Co., respondents, vs. Coos County et al., appellants; ordered on stipulation that respondents have until September 1st to serve and file their brief. The two cases to be consolidated.

A. T. Therkelson, respondent, vs. Lawrence E. Therkelson, appellant; ordered on stipulation that appellant's time to serve and file his brief be extended to August 20th; ordered also on stipulation that respondent have until September 1st to serve and file her brief.

FINED TWENTY-FIVE DOLLARS.—F. E. Woodward, of Mehama, was given a jury trial in Justice H. A. Johnson's department yesterday afternoon and found guilty of assault and battery on the person of Thomas Pomeroy also of that mountain village. Justice Johnson imposed a fine of \$25 and costs on Woodward, who liquidated the fine upon reaching the county jail. The jury consisted of H. S. Belle, G. G. Gans Sr., J. H. Lewis, W. W. Hepburn, C. T. Doty and John Moir. District Attorney S. L. Hayden and his deputy, C. I. McNary, appeared for the state, while the defendant had employed J. A. Carson, as counsel. The result was alleged by the state to have been committed with a rock and in support of the allegation, Dr. Pratt testified to having made an examination of the prosecuting witness after the assault had been committed, stating that he found the man's shoulder badly discolored. The defense maintained that the assault was perpetrated in self-defense, alleging that Pomeroy was about to strike Woodward with a butcher knife when the assault was committed. In fact, the case was simply a chapter in a very disagreeable family scrap, the defendant having married Pomeroy's daughter.

DEFECTIVE CHIMNEYS.

Two in the Marion County Court House Are Being Rebuilt—Nearly a Fire.

Owing to the failure to furnish sufficient draft during the "cold" months a couple of the chimneys on the north side of the Marion county court house are being enlarged from points where they leave the main brick wall upward. The work of tearing them down is under way and the mason thus employed discovered a very defective place in one of them—so bad was the wall that a portion of the woodwork surrounding the chimney had been scorched. Such a condition certainly indicates that there is urgent necessity for a thorough examination of all the flues in that structure, and the earlier the county court attends to the matter the better it will be for the taxpayers of Marion county. It will be remembered that, not many months ago, the court house was damaged by fire caused by faulty construction of a section of its wall, and it is to be hoped that another such fire will be averted.

THE LOST RETURNS.—Corporal William Truelsenbach, of Company A, Fourteenth Infantry, reached Salem Sunday from San Francisco and yesterday went out to Howell prairie where his parents, Mr. and Mrs. Edward Truelsenbach and other relatives reside. The young man enlisted as a private in Company A, at Vancouver Barracks, on May 19, 1896. For a time thereafter his company was stationed in Alaska but was subsequently returned and sent to the Philippines where Truelsenbach was promoted to a corporalship. His term of enlistment expired May 19th, last, and a letter received by his parents from him in March saying that he would not re-enlist, was the last word received from the boy. His parents naturally became alarmed as to the welfare of their son and only last Friday called the father call on Governor Geer for the purpose of enlisting his services in locating the boy. It is not necessary to add that there was much happiness in the Truelsenbach home in the Wald Hills last night when the parents received their hero-soldier after a separation of over two years, passed among the uncertainties of active army service.

ACCIDENTAL DROWNING.—Mrs. R. J. Fleming left yesterday afternoon for Cedar Bluffs, Nebraska, in response to a message announcing the death, by accidental drowning, of her brother, John Staats, at that place Sunday afternoon. Staats leaves a wife and two children. He was a good swimmer but it is presumed he was seized with cramps and drowned before help could reach him.

TWO RUNAWAYS.—Two boys, aged about 14 years each, ran away from the Chemawa Indian Training school last night. A watch is being kept for the lads who will probably be captured and returned to the school within a few days.

TO-NIGHT AND TO-MORROW NIGHT.

And each day and night this week you can get at any drugist'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 cold at once. Price 25c. and 50c. Sample bottle free.

PROSPECTS FOR THE SEPTEMBER MEET ARE GOOD.

A Novelty Race Billed for One Day When Railroad Men Will Be in the Saddle.

(From Daily, July 25th.)

If the success of the state fair, to be given under the auspices and direction of the new state board of agriculture during the month of September, depends upon the efforts of those having the arrangements in charge, it will be unprecedented, for never in the history of the Oregon state fair have prospects for a good exposition and a satisfactory attendance been so promising as they are now, nor have the officers worked harder to secure good exhibits and first-class attractions for the public.

Secretary C. D. Gabrielson was in Portland on Friday and Saturday, where he met T. B. Gunn, of Yakima, secretary of the Washington state fair, and together the two visited several breeders of fine stock, for the purpose of securing their promises to exhibit their herds at the state fairs of the respective states. Among the gentlemen visited was F. E. McElowney, manager of the Ladd stock farm. This gentleman has a fine herd of Jerseys, and another of Guernsey cattle; he also has a splendid lot of Berkshire hogs. Mr. McElowney could not positively promise to be an exhibitor at the Oregon state fair this year, but felt pretty certain that he would be able to come and bring his prize stock for exhibition.

Mr. Gabrielson also visited a Mr. Common, who has an excellent strain of Poland China hogs, and this breeder also promised to bring an exhibit to the fair grounds. He has one proker, which if fattened up, will weigh 700 pounds, and this monster should will be one of the attractions in the hog department at the September show in this city.

Mr. Gabrielson also made arrangements for a novelty race, which, if present plans do not miscarry, will be one of the best attractions of the week. The event billed for the afternoon of Saturday, September 16th, will be a half mile running race, ordinary horses to be used—all race horses barred—each animal to be ridden by either the general agent or a traveling passenger agent of some railroad company, the riders to dress in costume and advertise their respective roads. The riders, as now scheduled, are:

- Frank C. Savage, travelling passenger agent of the Omaha line.
- E. B. Duffy, travelling passenger agent, Denver & Rio Grande.
- Jack Kestell, travelling passenger agent, O. & N. Co.
- A. B. C. Denniston, city passenger and ticket agent at Portland, Great Northern.
- John P. Jones, travelling passenger agent, Southern Pacific Co.
- W. E. Coman, general agent, Oregon Short Line.
- C. O. Terry, travelling passenger agent, Oregon Short Line.
- H. H. Abbott, general agent, Canadian Pacific Co.
- M. J. Roche, travelling passenger agent, Rio Grande & Western.
- E. L. Rayburn, travelling passenger agent, Northern Pacific.
- A. E. Cooper, general passenger agent, Chicago, Rock Island & St. Paul.

The judges will be: W. H. Mead, general agent of the Northwestern line, and R. C. Nichol, general agent of the Denver & Rio Grande. For timers, the following have been selected: C. H. Markham, general passenger and freight agent of the Southern Pacific Co., and A. D. Charlton, general passenger agent of the Northern Pacific Co.

W. H. Hurlbert, general passenger agent of the O. R. & N. Co., will act as starter. A valuable trophy has been offered for the winner, and the railroad men will spare no efforts to make the race an interesting one. They are all enthusiastic, and will be on hand on the date named, accompanied by a large crowd from "railroad row," in Portland. They promise to make the day one of the best of the fair, by furnishing great amusement. Following the race the passenger agents will give a banquet to the winner, in which all the railroad people will participate.

Secretary Gabrielson has made arrangements for very low rates for the fair, the Southern Pacific Co. having granted a one-fare rate for the round trip, good going and coming on any train during fair week. There will also be two excursions, one on Sunday, September 17th, the other on Thursday, September 21st. The rates for these excursions, round trip, including admission to the fair, have been fixed as follows:

- From Portland.....\$2.00
- From Eugene..... 2.50
- From Irving..... 2.25
- From Junction City..... 2.15
- From Harrisburg..... 2.00
- From Halsey..... 1.75

Mr. Gabrielson also called on E. C. Masten, secretary of the Portland chamber of commerce, and C. H. McIsaac, secretary of the manufacturers' association, and urged on them the importance of having a good exhibit at the fair. Both gentlemen promised to bring the matter before the directors of their respective organizations, with a view of enlisting their efforts in this behalf. Both of these associations will meet early in August when they will doubtless take favorable action. It is expected that a large display and a working exhibit will be provided by some of the Portland manufacturers, which would be a most attractive and interesting portion of the fair.

A number of specialties are under consideration by the board. The Shields Concert company, which gave very satisfactory programs at the fair last year, is anxious to sign a contract for this year. The company has an entire new outfit for the fair, an excellent ballroom and parachute jumper, R. Earleton, is also anxious to appear at the fair. If contracts are

signed with him, he will introduce a number of new and daring feats, one of which is to drop with a parachute, riding a bicycle.

President W. H. Wehring will be in Salem today, and upon his return to Portland, will be accompanied by Mr. Gabrielson, when the two will probably make contracts for a number of special attractions.

Secretary Gabrielson has written several letters to Major Percy Willis, Captain Heath and Lieutenant C. A. Murphy, asking them to co-operate with the fair board in arranging for a reunion of the volunteers at the state fair in September, and the prospects for bringing a portion of the regiment, if not all the companies, here at that time are very good. It is proposed to offer prizes for the best drilled company, and the best drilled men, and at the same time have a general good time.

The board has made the price of the season tickets much cheaper this year than ever before, the tickets for ladies being \$1 for the entire week, and for gentlemen \$2. This insures the sale of a very large number of season tickets, it being expected that Salem alone will take about 2000. With these attractions already secured, and others now under consideration, with the prices of admission cheap, and a friendly feeling toward the fair throughout the state, the prospects for a successful season are, indeed, bright.

AFTER MANY YEARS

EXECUTOR APPOINTED IN THE MARY D. EOFF ESTATE.

Will Filed in 1891, Now to Be Administered—A Motherless Infant Finds a Home.

(From Daily, July 25th.)

In the probate court, yesterday, James King petitioned for letters testamentary for the estate of Mary D. Eoff, deceased. Mrs. Eoff died on January 10, 1890, and her last will and testament was filed with the probate court in 1891, but no further action was taken at that time, and the matter was dropped until yesterday, when the executor, named in the will, appeared in the probate court, and asked to have letters testamentary issued to him so as to enable him to administer the estate according to the provisions of the will. The estate consists of real and personal property valued at \$1850, and all situated in Marion county. The heirs of the deceased, among whom the property is to be divided, are:

- Bertha Woodall, aged 27 years; Oregon L. Eoff, 24; Henry Eoff, 21; Georgia Miles, 20; Inez Eoff, 18; Cecil Eoff, 16; Celina Eoff, 14; Waneta Eoff, 12; Grace Eoff, 9; Millie Eoff, 10 years, all children of James F. Eoff, deceased, a son of Mary D. Eoff, all residents of Marion county.
- George W. Eoff, a son, aged 50 years, of Marion county.
- Cynthia Ann Trenehill, daughter, aged 70 years, of Oakland, California.
- George Oscar Eoff, aged 30 years, of Marion county.

The will names James King as executor to serve without bonds, and County Judge G. P. Terrell appointed James King as executor, in compliance with the wishes of the testator. John Vredenburg and wife, of Woodburn, yesterday petitioned the probate court for permission to adopt Henrietta May Comer, an infant, the child of Wm. Comer, and Anne Eveline Comer. The mother of the infant is dead, and John and Catherine Vredenburg, the father of the child, are the parents of the deceased mother. Wm. Comer, the father of the child, filed his consent to the adoption of the infant by her grand parents, and in accordance with the petition Judge Terrell ordered that the petitioners be given the child, and that from this time on the infant should be treated as their child, including the right of inheritance.

J. G. Barron, guardian of the persons and estates of Charles and Kate May Saunders, yesterday reported to the court that the estate of his wards consisted of a one-fourth interest each in a tract of land containing 15.38 acres, in which their mother held an undivided half interest; that the said ward, Kate May Saunders, was now 18 years old and married, and that there was no further need of a guardian in her case, and he prayed that he be discharged as the guardian of the said ward. Judge Terrell granted the prayer of the petitioner discharging the guardian from any further service or responsibility in the case.

John Wyatt, George Cooper and Leslie Lillie, appraisers appointed to prepare and file an inventory of the estate of C. J. Mulkey, deceased, yesterday presented their report to the probate court. The estate consists of real and personal property valued at \$1150.

"An Empty Sack Cannot Stand Upright."

Neither can poor, weak, thin blood nourish and sustain the physical system. For strength of nerves and muscles there must be pure, rich, vigorous blood. Hood's Sarsaparilla is the standard preparation for the blood and its many remarkable cures and the fact that it does everybody good who takes it prove it is just what you need if you are weak and languid.

HOOD'S PELLETS do not grip. All druggists, 25c.

AWE-INSPIRING PROBLEMS.

We should accept the manifest purpose of human existence and looking around us and beyond, as Moses from Pisgah's height, seek in the attempted realization of the divine ideal of life the solution of the awe-inspiring problems of life, death and immortality.—Rev. Mr. Webster, Universalist, Rumford Falls, Vt. Spot before the eyes, despondency, constant worry, Hudyay cures. All druggists, 50 cents.

WHEN THE DAY IS DONE.

The health of a community is an almost unerring index of its morals.—James Martineau.

Nothing conveys a more inaccurate idea of a whole truth than a part of a truth so prominently brought forth as to throw the other parts into shadow. This is the art of caricature, and by the happy use of that art you might caricature Apollo Belvidere.—Bulwer

Sleeplessness, melancholia, stomach pains, heart troubles. Hulyan cures. All druggists, 50 cents.

CASTORIA.
The Kind You Have Always Bought
Bears the Signature of *Wm. D. Druggist*

LEGAL ADVERTISEMENTS.

NOTICE FOR PUBLICATION.

Land Office at Oregon City, Or. June 28, 1899.
Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the County Clerk of Marion County, at Salem, Or., on August 8, 1899, viz: George Howe; H. E. 5662, for the N 1/2 of SE 1/4 N 1/2 of SW 1/4 of Section 34, Township 8, South Range 1 East.

He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Samuel Brown, of Argenti, Oregon; James Resell, of Argenti, Oregon; W. H. Reichert, of Argenti, Oregon; Fred Night, of Silverton, Oregon.
CHAS. B. MOCHES, Register.

ADMINISTRATOR'S NOTICE.

Notice is hereby given, to all whom it may concern, that the undersigned has been duly appointed administrator of the estate of John D. Hurst, late of Marion County, Oregon, deceased, by the county court of Marion County, Oregon, and all persons indebted to said estate are hereby notified to make immediate payment to the undersigned, and all persons having claims against said estate are hereby notified to present the same to the undersigned at his office in the Murphy block at the City of Salem, Oregon, duly verified as by law required, within six months from the date of the first publication of this notice.
Dated at Salem, Oregon, this June 29, 1899.
Administrator of the estate of John D. Hurst, deceased.
6:30-51.

NOTICE OF FINAL ACCOUNT.

In the matter of the estate of C. F. Libby, deceased.
Notice is hereby given that D. F. Libby and J. T. Gregg, executors of said estate, have rendered and presented for settlement and filed in the county court for Marion county, Oregon, their final account of their administration of said estate; that the eighth day of August, 1899, at 2 p. m. at the court room of said court, in the court house in the city of Salem, Oregon, has been duly appointed by the judge of said court, at which time and place said final account will be heard and passed on.
D. F. LIBBY,
J. T. GREGG,
Executors.
Dated at Salem, Oregon, July 6, 1899.

SUMMONS.

In the Circuit Court of the State of Oregon, for the County of Marion, Department No. 2
Pacific States Savings, Loan and Building Company, a corporation, plaintiffs, vs. Joseph Witmer, F. J. Strayer and D. D. Keeler, defendants. To Joseph Witmer and F. J. Strayer, defendants above-named:
In the name of the state of Oregon, you are required to appear and answer the complaint against you in the above entitled court and cause on or before the first day of August, 1899, that being the last day for the appearance or answer filed by the order of the court for the publication of this summons; and if you fail so to appear or answer, plaintiff will apply to the court for the relief prayed for in its said complaint, to-wit:
For the decree of this court, (1) That there is due and owing to plaintiff on bond and mortgage set out in the complaint the sum of \$284.43 with interest at 6 per cent. from September 15, 1898; that plaintiff be adjudged the sum of \$75 as and for attorney's fees and the costs of suit; (2) That plaintiff's said mortgage be found and decreed to be the first and best lien upon and against said mortgaged premises; that said mortgage be foreclosed; that said mortgaged premises, to-wit: Lot 4 (4) in block six (6) of Highland Addition to the city of Salem in Marion county state of Oregon, be sold according to law and the practice of this court; that the proceeds of said sale be applied in the payment of the expenses of said sale, the costs of court and the amount found due to this plaintiff; that the surplus, if any, be

paid into court subject to the further order of the court; that said defendants and each and all of them and all persons claiming by, through or under them, or either of them, either as purchasers, incumbrancers, or otherwise, subsequent to the date of plaintiff's said mortgage, be barred and foreclosed of all right, claim or equity of redemption in and to said premises and every part thereof. (3) That the purchaser at such sale be let into the possession of said premises, and that plaintiff may have such other and further relief as the court may seem just and equitable.
This summons is published in the Oregon Statesman by order of the Hon. R. P. Boise, Judge of the circuit court of the state of Oregon, for Marion county, Department No. 2, duly made and entered on the fourteenth day of June, 1899, the first publication of this summons being ordered to be made on the sixteenth day of June, 1899, and the last publication the twenty-eighth day of July, 1899.
G. W. ALLEN & G. G. BINGHAM, Attorneys for Plaintiff.

SHERIFF'S SALE OF REAL PROPERTY.

Notice is hereby given that by virtue of an execution duly issued out of the circuit court of the state of Oregon for the county of Marion, and to me directed on the twelfth day of July, 1899, upon a judgment and decree duly rendered, entered of record, and docketed in and by said court on the fifth day of July, 1899, in a certain suit then in said court pending wherein Jacob Giesly is plaintiff and Lizzie J. Giesly, Annie Lizzie Giesly, Binger Henry Giesly, Horace Walter Giesly, and Ruspor Darius Giesly are defendants, in favor of plaintiff and against said defendants, by which execution I am commanded to sell the property in said execution and hereinafter first described, to pay the sum due plaintiff of \$3,962, with interest thereon at the rate of 8 per cent. per annum from the said fifth day of July, 1899, until paid, together with the costs and disbursements of said suit taxed at \$22.20, and costs and expenses of said execution, I will on

SATURDAY THE TWELFTH DAY OF AUGUST, 1899.

at the hour of 1 o'clock p. m. of said day at the west door of the court house in Marion county, Oregon, sell at public auction to the highest bidder for cash in hand on the day of sale, all of the right, title, and interest and estate which the said defendants and all persons claiming under them subsequent to the nineteenth day of July, 1892, had in or to said real premises.
Said mortgaged premises hereinbefore mentioned, and described in said execution, are described as follows, to-wit: Beginning at the northwest corner of Section 13, Township 4 north of Range 1 west of the Willamette Meridian, thence north 11.94 chains to the center of the road leading to Butteville, thence north 7 1/4 degrees east 28.05 chains; thence south 15 1/2 degrees west 22.41 chains to a small fir tree; thence south 55 1/2 degrees west, 2.95 chains; thence north 65 degrees west, 10 chains to a dog-wood tree six inches in diameter; thence north 31 1/2 degrees west, 3 chains; thence north 9 1/2 degrees west, 3 chains; thence north 9 1/2 degrees west to the place of beginning, containing forty acres of land more or less.

Said sale being made subject to redemption in the manner provided by law.

By said execution I am further commanded to sell the property hereinbefore second described, to pay the sum due plaintiff of \$75.67 with interest thereon at the rate of 10 per cent. per annum from the fifth day of July, 1899, until paid together with the costs and disbursements of said suit taxed at \$22.20 and costs and expenses of said execution, I will at the same time and place sell at public auction to the highest bidder for cash in hand on the day of sale all the right, title, interest, and estate which said defendants and all persons claiming under them subsequent to the nineteenth day of August, 1891, (that being the date of the execution of the mortgage thereon) paid in, of, or to said mortgaged premises hereinbefore mentioned which are described in said execution as follows, to-wit: Being a part of Lot No. 3, in Block No. 6, in the town of Aurora, Marion county, Oregon, and described by beginning at a point 165 feet west of the northeast corner of said Lot 3 in said Block 6; thence west on Second street 76 feet; thence south parallel with Liberty street 30 feet; thence east parallel with said Second street 35 feet; thence south parallel with said Liberty street 30 feet; thence east parallel with said Second street 76 feet; thence north parallel with said Liberty street 116 feet to the place of beginning. Together with the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining. Said sale being made subject to redemption in the manner provided by law.
Dated this twelfth day of July, 1899.
F. W. DURBIN,
Sheriff of Marion County, Oregon.
7:14-wtd.

Lacy's Great Slaughter Shoe Sale...
20 Per Cent Reduction On All Shoes.
We are not KILLING THE DEAD. Not making Low Prices on dead stock, and blowing about it as a marvel, but we are SLAUGHTERING THE LIVING. Hewing down a clean live stock, level with the dirt which is associated with cheap prices. NEW UP-TO-DATE STYLES.
Every shoe in the house subject to the 20 per cent reduction. Goods marked in plain figures.
Originator of low prices. We shine them free.
Lacy's
NEW SHOE STORE 94 STATE STREET.