

THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES

Table with 2 columns: Description of insurance services and amounts. Includes 'Outstanding Assurance Dec. 31, 1899' at \$1,054,416,422.00 and 'Assurance applied for in 1899' at 237,356,610.00.

JAMES W. ALEXANDER, PRESIDENT. JAMES H. HYDE, VICE-PRESIDENT. L. SAMUEL, MANAGER, PORTLAND, OREGON

MANY HOPS SOLD

HOP GROWERS ASSOCIATION DISPOSES OF 171 BALES.

Board of Directors Will Hold a Meeting in Woodburn Next Saturday—Purchase of Supplies.

From Daily, Feb. 14th.) James Winstanley, manager of the Oregon Hop Growers Association's Salem agency, yesterday reported the sale of two different lots of hops that has been consummated already this week. On Monday 54 bales were sold to a Woodburn dealer while yesterday a Salem agent for an Eastern firm purchased 117 bales. The prices realized for the sales were 6 and 6 1/2 cents. Mr. Winstanley would not state to whom the sales were made.

THE STATE FAIR

FRIENDLY COMMENT OF THE PRESS OF THE STATE.

Valuable Premiums Offered by the Management Elicit Commendation by the Portland Papers.

From Daily, Feb. 14th.) The state fair is attracting considerable attention, favorable in every instance, throughout the state, and the papers which in past years fought the Salem exposition, now speak in complimentary terms of it. The following from the Portland Telegram of last evening, shows the kindly interest taken in the fair in the metropolis, and is a most favorable sign pointing to a successful exposition this year.

TRUE BILLS FOUND

THE SMITH BROTHERS INDICTED FOR SHOOTING THEIR FATHER.

Two Other Men Held to Trial on Very Serious Charges—Two Civil Actions Adjudicated.

From Daily, Feb. 14th.) At 7:30 o'clock last evening the grand jury, which has been in session since Monday noon, filed into the circuit court and delivered five true bills to Judge George H. Burnett. The bills were against the following named persons: William Smith, assault with a dangerous weapon. Orvie Smith, assault with a dangerous weapon. George Gray, crime against nature. George Gray, carrying concealed weapons. Thomas F. Monahan, burglary. George Gray and Thomas F. Monahan are both indicted where they have been some time awaiting the action of the grand jury. The two Smith brothers, who were out on \$500 bail each, awaiting the action of the grand jury on the charge of attempting to kill their father, were last night arrested on bench warrants, by Deputy Sheriff B. B. Colbath. They were locked up in jail and will probably give bail today for their appearance at the trial. They are residents of the Silverton neighborhood.

SALEM POSTOFFICE

TREASURY DEPARTMENT URGES TO HASTEN THE WORK.

Will Be a Three Story Stone Building—May Require an Additional \$18,000 to Complete the Structure.

From Daily, Feb. 14th.) Salem's population has for some time been anxiously awaiting definite news concerning the new postoffice building that is to be constructed in this city. But not a word of information in this regard has been received since the Willson Avenue site was formally transferred to the government. The following paragraph appeared in yesterday's Oregonian, having been sent by that journal's Washington correspondent: 'Representative Tongue has been urging the treasury department to hasten work and advertise for proposals for the construction of the Salem public building. The supervising architect has roughly outlined the building, and final plans are now being completed. The building, called for is to be three stories, mainly of stone, with brick and terra cotta trimmings. Such a building will require an additional appropriation of \$18,000, but it is not anticipated that there will be any trouble in securing this amount, as most every other building authorized by the last congress is now demanding a proportionate increase appropriation. Although the foregoing paragraph contains no really definite information as regards the time when work on the structure will be inaugurated, it shows that the matter is passing through the necessary official channels and that work will be commenced in due season.'

A BIG DAMAGE SUIT

ARGUED IN SUPREME COURT ON APPEAL YESTERDAY.

Action Based Upon a Railroad Accident in Lane County—Land Boundaries in Dispute.

From Daily, Feb. 14th.)

In the supreme court, yesterday, two appeal cases were argued and submitted as follows:

Jennie Smitson, respondent vs. The Southern Pacific Company, appellant, an appeal from Lane county. A statement of the case follows:

The action was brought to recover damages for injuries suffered by the plaintiff on July 29, 1897, at Springfield, Oregon, caused by being run over by the train of defendant, as it was approaching the station. The particular negligence charged is that, as defendant's train was approaching the station at Springfield about 9 o'clock p. m. of that day, its engine gave the signal with the whistle for the station; that at that time it was so dark that objects were not distinguishable for more than a short distance; that the speed of the train gradually slackened until it came to a standstill before arriving at the station, and that the train was negligently so brought to a standstill at a distance of upwards of 125 feet from the platform of the station; that at about that time the brakeman negligently and without notice to plaintiff that the train had not reached the platform of the station, invited the plaintiff to then and there alight from the train; that pursuant thereto and reasonably believing that the train had arrived at the platform and that it was a proper time for her to alight, and with due care and without negligence and with reasonable expedition she followed the brakeman to the platform with his knowledge, and with due care and without negligence while said train was still stationary, commenced to descend the steps of the platform of the coach with the knowledge of the brakeman and without warning from him or any other person or other notice that the train had not reached the station, or that it was unsafe for her to alight at that time, and while so descending the steps of the coach and being unable to see that the platform of the coach had not reached the platform of the station, the train, without warning or caution to plaintiff and without giving her a reasonable time to alight, started with a jerk, by reason of which she was thrown from the steps to the ground and underneath the coach, and was injured as alleged.

The material allegations of the complaint are denied by the answer, and as a further and separate defense, the defendant pleads facts showing contributory negligence of the plaintiff, particularly alleging that while the train was so approaching the station and before the train had stopped and while the same was in motion at the rate of about the direction, knowledge, invitation or consent of the defendant, and without any notice to the defendant that plaintiff intended or desired to alight, carelessly, recklessly and negligently started out of the coach onto the front platform thereof down onto the steps of the car, and while the train was so moving and before the station platform had been reached, carelessly, recklessly and negligently attempted to alight, and while so attempting to alight, fell from the train while the same was in motion, and received the injuries suffered.

At the close of the testimony on behalf of the plaintiff, the defendant moved for a judgment of non-suit on the ground that the plaintiff had failed to prove a cause sufficient to be submitted to the jury, or to show any negligence of the defendant and upon the further ground that she was guilty of contributory negligence. This motion was renewed at the close of all the evidence. A verdict was returned for plaintiff assessing her damages in the sum of \$10,000. Motion for a new trial was overruled and judgment in favor of plaintiff entered upon the verdict from which the defendant has appealed.

The errors assigned may be classified as follows: The court erred in its rulings upon the admission of evidence offered and admitted upon behalf of plaintiff; error of the court in overruling the motion for a non-suit; error of the court in its instructions to the jury; error of the court in its refusal to instruct the jury as requested by the defendant.

George W. Shaver, appellant, vs. W. D. Adams, respondent, an appeal from Clackamas county. A statement of it follows:

This was an appeal from a decree of the court for Clackamas county establishing certain boundaries to be the boundaries of a certain one acre tract of land, owned by the respondent and carved out of the southeast corner of claim No. 40, Clackamas county, known as the Hugh Gordon donation claim. The suit was instituted by the appellant to establish the boundary or division lines between the one acre tract aforesaid owned by the respondent and the land contiguous thereto on the north and east sides thereof, owned by the appellant. The respondent in his answer set forth the following separate defense thereto: That as to whether the division lines between the lands of the appellant and respondent are as alleged in the complaint the respondent has no knowledge or information sufficient to form a belief, and therefore denies the same. That the respondent has been in adverse possession of the one acre tract as described, for more than ten years immediately prior to suit. That the appellant is estopped by representations alleged to have been made by him to one Laramie Mayer—the grantee of the appellant and grantor of the respondent—at the time the appellant sold said one acre of land to him. The new matter set forth in the answer alleging said separate defenses was specifically denied by the reply of the appellant. Upon these issues as made up, the cause was tried to the court, who, after hearing the evidence, made and entered the decree in favor of the respondent. From said decree and the proceeding had thereunder the appellant appeals.

On June 29, 1880, the appellant, being the owner of the whole of said Hugh Gordon donation claim, conveyed by deed one acre thereof to Laramie Mayer aforesaid. Thereafter Laramie Mayer, and wife, conveyed said one acre to one H. F. Mayer by deed. Said deed contained the same description as in the deed from the appellant aforesaid. On April 4, 1899, said H. F. Mayer, and wife, conveyed said acre to the respondent by deed. Said deed contained the same description aforesaid.

Each of said deeds were duly recorded in the office of the recorder of deeds of Clackamas county, and constitute the indicia of title under which the respondent claims his rights in the premises. The controversy or dispute between the appellant and respondent is in reference to the true location of the southeast corner of the Hugh Gordon donation claim—the tract of one acre owned by the respondent being carved out in square form, by his deed, from the southeast corner thereof. The appellant contends that said southeast corner is, at a certain stone marked, according to the testimony, with a drill-hole on top, near the intersection of the cross-roads at Mollalla. On the other hand, the respondent contends that said corner is at a certain stone situated 12.8 feet to the north and 4.35 feet to the west of the former stone and is marked, according to the testimony, with a cross on top—the former being sometimes designated as the south stone, and the latter as the north stone.

COMMITTED.—James B. Lombard, aged 14 years, of Eugene, was yesterday committed to the reform school by County Judge G. P. Terrell, upon request of the lad's father. The boy is not naturally bad, but, being motherless, he refuses to stay with the family in which his father, who is well-to-do, had placed him, and he runs away at every opportunity. His last escape from Eugene resulted in his reaching this city, where his father caught him and had him sent to the reform school.

Twice-a-week Statesman, \$1 a year.

The hop markets in Germany and Belgium, as reported by the Mark Lane Express, of London, in its latest issue, are given as follows:

'Nuremberg—Without any startling change in the position of this market, it is daily more evident that its strength gradually and surely increases. The demand continues sufficiently active to enable holders to advance their quotations, and they are doing so with such success that it is not difficult to forecast still further improvement in values. The Bulletin des Halles largely attributes the course of the trade to the action of dealers, who, being alarmed by the excessive drought during June and July, made extensive buying contracts concerning which they were unsettled when the season opened in September, and they became anxious sellers at comparatively low prices. Engagements for delivery were then made, which, owing to the limited yield, they had some difficulty in fulfilling. The country districts were rapidly exhausted of hops and the attention of all traders as well as consumers was necessarily centered upon the stock at Nuremberg. The consumption of beer during last year has been considerably in excess of the average of several years past, and this fact, added to the circumstances referred to above, has evidently supported the upward movement that has been in progress during the past two months. Thereform, says the Bulletin, arose the absolutely abnormal animation at the beginning of this year; also the strength of the trade, and the daily enlargement of the demands of holders.'

'Belgium—The firmness of holders in putting forward higher quotations and resolutely abiding by them, tends to check business, but there is sufficient trade moving to maintain the position of strength which has characterized the markets, both in town and country, for the past few weeks. In sympathy with the reports from Germany prices are tending upwards, despite the strenuous efforts of the middle men and of the speculators to check any such movement. The outlook for any such movement is, however, distinctly favorable, and business for delivery in March or April cannot be effected unless at an improvement on today's currencies.'

DOGS FOR KLONDIKE.—There is a big demand throughout the North-west for large dogs for the Klondike trade. A prospective Klondiker left Salem Monday for Dawson City, with a number of these animals, ranging from 110 to 164 pounds, each, in weight. Buyers are scouring the country surrounding Salem for dogs with which to supply orders for the Alaskan trade. In conversation with a buyer yesterday, a Statesman reporter was informed that desirable dogs are extremely scarce and it is a difficult matter to fill orders. This buyer said he had an order for twenty canines for a Seattle dealer but he did not know whether he could find a sufficient number of dogs in this vicinity to fill the order. Only large dogs are purchased and they bring from \$2.50 to \$5 each.

Municipal reform in Chicago has had another setback. Mrs. M. E. Paul, the celebrated street cleaner, who has done more to make Chicago clean than any city administration, has been summarily transferred from the business district because she told a constituent 'Bathhouse John' that he must give up his job as foreman on the force or as barkeeper of a prosperous saloon. He has done neither.

The Rev. Charles M. Sheldon, who is to run the Topeka Capital on a 'Christian' plan, was educated at the Andover academy, Brown university, and the Andover theological seminary. His social studies were chiefly pursued in London.

Horatio J. Sprague is the oldest consul in the service of this country. He was appointed consul to Gibraltar in 1848 and has served ever since.

'There will be \$5000 distributed in premiums this year. There is \$10000 alone offered for the best breed of Shorthorn cattle. Part of this sum is furnished by the American Shorthorn Breeders' Association and the balance by the fair committee.

'There is a premium of \$250 for the best county exhibit of agricultural and horticultural products. To the farmer making the best exhibit of livestock, horses, cattle, sheep or hogs, bred on his own farm, \$150 will be paid.

'Fully as valuable prizes will be offered for each of the other departments representing the state's resources. This will serve to further fire the interest already awakened in the coming fair, so the management believes. Last year the fair committee turned \$204 into the treasury from the premium fund.

'It has been erroneously reported that money has been taken from the premium fund and used for other purposes. The secretary says that such money cannot be touched for any other purpose. Last year there was a decrease in the expenses and account fund, but not one cent of the excess in the premium fund could be applied to the shortage. This alone, he said, would prove the falsity of such a report.'

MIGHT HAVE BEEN SERIOUS.

E. P. Cochran, Dairyman at the State Insane Asylum, Narrowly Escapes with His Life.

E. P. Cochran, dairyman at the state insane asylum, had a narrow escape on Monday afternoon from a frightful death, or at best, very serious injuries. Mr. Cochran went to the asylum farm, east of the city, during the afternoon for the purpose of driving a small herd of fresh milk cows down to the main building to replace those animals whose supply of milk was exhausted. The bovines had just been separated from their calves and were naturally roan and ugly and difficult to handle. However, the dairyman, who was mounted upon Dr. W. D. McNary's spirited animal, succeeded, without mishap, in getting the animals as far as the Estes farm, when he concluded it would dismount, lead his horse and drive the cows, aloft, for some distance. In dismounting, his left foot reacherously slipped through the stirrup and before he could extricate himself, the horse became fractions and commenced to whirl about, increasing his speed with every revolution. Finally Mr. Cochran, who had pluckily held onto the back of the saddle and the bridle reins, was thrown to the ground, whereupon the animal started galloping down the road. The helpless man was dragged some distance, when, in some unaccountable manner, his foot was released and he was left in a dazed condition in the middle of the highway. He managed to walk to the main building, where his injuries were administered to.

With the exception of some very severe bruises, Mr. Cochran was not badly hurt, although his escape from more serious injury—possibly of a fatal nature—seems remarkable. It was indeed a fortunate mishap.

TO A POULTRY SHOW.—Geo. D. Goodhue, Salem's poultry enthusiast, left yesterday afternoon for Walla Walla, Washington, to attend the annual fair of the Eastern Washington Poultry Association which will be held in that city the 14th-17th inst. Mr. Goodhue took with him about 100 head of chickens of different breeds which he will exhibit and he feels confident he will return with a number of blue ribbons.

LAND LOANS.—The state board yesterday approved twelve applications for loans, aggregating \$21,350, and rejected three requests for a total of \$3800.

Fine Printing, Statesman Job Office.

The state circuit court for Marisa county, department No. 1, resumed its sessions at 9 a. m. yesterday, the first case called being that of L. J. Davenport, plaintiff, vs. Fred Dose, defendant, an appeal from the justice court. The case went to trial before the following named jurors: C. E. Hudleston, J. A. Shafer, Bruce Cunningham, Will Evans, J. E. Collard, G. Steiner, R. H. Kenady, M. R. Settlemier, J. W. Kennedy, Peter Curtwright, W. H. Evans, and C. L. Parmenter. At the close of plaintiff's testimony the defendant moved a non-suit, which was granted and the jury was discharged.

The action was brought by plaintiff against defendant for the purpose of securing one half cent per bushel commission on 10,000 bushels of oats, alleged to have been bought by plaintiff, acting as agent for defendant, at Aumsville. The defendant alleged that, by reason of errors made by the alleged agent in weighing, defendant was short 238 bushels of oats, and that plaintiff was therefore not entitled to recover his commission. The case was tried before a jury in the justice court, and plaintiff recovered judgment; defendant thereupon appealed to the circuit court with the above result. Carver Adams appeared for the defendant, and Bonham, Jeffrey & Martin represented the plaintiff.

At 1 p. m. the case of John W. McKinney, plaintiff, vs. Statesman Publishing Company, defendant, on mandamus from supreme court, was taken up and tried before the following jurors: A. Sauvine, M. R. Settlemier, W. H. Humphrey, R. H. Kenady, Fred Bents, T. S. Golden, J. E. Collard, Bruce Cunningham, C. E. Hudleston, J. R. Jackson, J. W. Kennedy and W. A. Taylor.

The case went to the jury at 5 p. m., and at 5:20 the jurors returned into the court and reported a verdict for the defendant. The action was brought to secure \$1500 damages for the refusal of the defendant to renew a contract with the plaintiff, for the Statesman's city routes. The case was tried in the circuit court in 1897, resulting in a verdict for the plaintiff, damages being fixed at \$350. The defendant appealed to the supreme court, where the judgment of the circuit court was reversed and the case remanded for a new trial. This trial was had yesterday, as stated above, resulting in a verdict for the defendant. George G. Bingham and W. H. Holmes appeared for the plaintiff, and H. and C. L. McNary for the defense.

THE END CAME SUDDENLY.

Miss Cora Munkers, of Scio, Succumbed to Quick Consumption, at Jefferson Last Friday.

Scio, (Or.) Feb. 13.—The unexpected death of Miss Cora Munkers which occurred in Jefferson Or., on Friday morning Feb. 9, 1900, has cast a gloom over Scio and surrounding country. She left her home in Scio some four weeks ago to visit her sister, Mrs. Ida Keene, and from there she went to Jefferson to be near her physician hoping to regain her health and strength which had failed her. Miss Munkers was a bright young lady loved and respected by all who knew her, and had fair prospects for the future, but quick consumption fastened its relentless hold upon her with the above results.

She was very anxious to get well but when told she couldn't, said, 'I had no idea it was so soon, but I am ready at any time.'

She was in her 22d year and leaves a mother, two sisters and three brothers besides many sorrowing friends to mourn her demise.

The funeral services were conducted at the Christian church in Scio, by Rev. Roberts, of Aumsville. The remains were then taken to the Miller cemetery where services were conducted by the Lady Macabees, of which order deceased was a member, and carefully laid to rest by the side of her father who preceded her to the better land some seven months ago. The grief stricken family have the heartfelt sympathy of a large circle of friends.

FIVE NEW COMPANIES.

Filed Articles in the State Department—Large Capital for Mining Operations.

Articles of incorporation were filed in the state department by the following five companies yesterday:

The National Chemical Company will engage in manufacturing and compounding all kinds of drugs, and deal in their products. The principal place of business will be located in Portland. The capital stock is fixed at \$20,000, divided into 2000 shares of the value of \$10 each. M. L. Moore, M. E. Sias and George R. Hughes, are the incorporators.

The Finlanders Mutual Protective Society will establish a benefit fund for the sick and needy members, and also conduct a fraternal society. The principal office will be located at Astoria. P. A. Jahlstrom, J. A. Harpet, and A. A. Anderson are the incorporators.

The Title Guarantee and Trust Company will engage in making abstracts, certificates of title and will insure titles, and do a general real estate business. The company will have its headquarters located at Roseburg. It has a capital of \$5000, divided into shares of the value of \$100 each. James D. Hamilton, Dora C. Hamilton and Ella Crabtree are the incorporators.

The Expansion Gold Mining Company will operate in mines and mining in Oregon, Washington and Alaska, and especially in the Bohemia and Blue river districts. The principal office will be located in Eugene. The company has a capital of \$500,000, divided into shares of \$25 each. W. H. Alexander, G. W. Griffin, W. J. Wilson, C. E. Bigelow, L. P. Snapp, and L. E. Bean are the incorporators.

The Rockefeller Mining Company will engage in mining operations in Baker county and throughout the state. The headquarters will be located in Portland. The capital stock is fixed at \$150,000, divided into shares of the value of 10 cents each. J. H. Fell, O. E. Farnsworth and H. B. Compton are the incorporators of record.

WANTED IN SEATTLE.—A young man, at present an inmate of the reform school near this city, is wanted by the Seattle officers. The Portland Telegram of last evening in speaking of the case, says: 'The young boy named Graham, calling himself "Seattle Kid," is being inquired after by the sheriff at Seattle. The boy is now at the reform school in Salem, where he was committed after a brief career in Portland. Graham is an escape from the reform school at Chehalis.'

IN PROBATE.—E. K. Hall, administrator of the last will and testament of J. M. Cook, deceased, was yesterday discharged from further service, by County Judge G. P. Terrell, his final account having been allowed. J. Reigsecker, Daniel Shaw and F. L. Pound, appraisers of the estate of Abraham L. Tompkins, deceased, yesterday filed their report, showing that the estate is valued at \$800.

TO PORTLAND.—R. Garrison, who for several months was employed as hackman at the Oregon hospital for the insane, went to Portland yesterday afternoon, where he will engage in some business venture. He is succeeded at the asylum by a McMinnville man.

KRUGER'S REJECTED LION CUBS.

Kruger's pet aversion, the young male lion sent to Pretoria as a present from Cecil Rhodes and rejected as an insipiduous agury by the Boer president, has, as the result of the recent visit to South Africa of Dr. P. L. Souter, F. R. S., secretary of the Zoological Society in London, become the property of that body. It is now on its way from Cape Town, in charge of a special attendant, and is expected to reach the gardens at Regent's Park on Saturday next, where it will, no doubt be an object of special interest at the present juncture.—London Telegraph.

The annual consumption of cotton by the mills of the Russian empire for the last few years has been more than 200,000 tons, the amount showing steady increase for many years.