

Jewelry Polish Free

Any of our customers may send here any jewelry they may own and it will be cleaned and polished free of charge. We have a new Electric Polishing Machine, put in expressly for this purpose, and we hope our friends will keep it busy "Rubbing up" jewelry as a tiresome task for the housewife. Better let us attend to it. The Barr Store seeks to show its appreciation of your patronage by every possible courtesy.

BARR'S JEWELRY STORE

State & Liberty Sts. Leaders in Low Prices.

Social Realm

Local Events in the

PERSONALS.

Governor Geer has returned to Salem.

Wm. W. S. U'Ren, of Oregon City, is in Salem on business.

Mrs. J. P. Wallace, of Albany, is the guest of D. H. James.

County Road Engineer Culver has gone to Mill City to do some surveying.

Judge Moreland and W. T. Hume, of Portland, are before the supreme court today.

Mrs. J. G. Graham returned home today, after a short visit with friends in Portland.

Mr. A. N. Moore, of the Capital Lumbering Company, is in Portland on business.

Miss Done, of Eugene, returned home today, after a short visit with Salem friends.

Mrs. P. H. Chapman and daughter, Ruth, of Seattle, are visiting at the home of R. H. Coshov.

Mr. J. C. Stone, manager of the district office of the Board of Fire Underwriters of the Pacific, was in the city on business for the board yesterday.

Miss Lulu Egan and Miss Rhoda Stalnaker, of Albany, came down from Albany to take the coon parts in the "Merry Mystic Midgets," at the Grand Opera House tonight.

Mr. and Mrs. E. M. Gillett, of Hampton, Iowa, arrived last night. Mrs. Gillett is a daughter of Mrs. A. W. Dennis, of East Salem, and they are her guests, and may remain for the summer.

As Salem must entertain the President for the whole western part of the state, it is hardly fair to make Salem business men pay the whole cost of the entertainment. It is proper to make the public officials pay part of it.

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MYSTIC MIDGETS TONIGHT

More Than a Hundred of the Little Folks

A Kaleidoscope of Form and Color

The final dress rehearsal of the Mystic Midgets was given last night in the Grand Opera House, and was a decided success in every detail. The graceful manner in which the children take their parts, and the individualism displayed insures a most pleasing entertainment. The cantata has won high praises in other cities, being greeted with crowded houses and enthusiastic audiences, and there is no doubt from the present sale of tickets that the Grand Opera House will be crowded on both tonight and tomorrow night. The dance of the "Archer Guards" and the drill of the Amazons, by eight young girls, beautifully costumed, will be one of the attractions, and "The Queen Louise Gavotte," by 16 of Salem's most popular young ladies will surpass anything of the kind ever seen in this city. This dance has only recently been brought to this country from abroad, and Prof. Collins was granted permission to use it at the convention of dancing teachers at Niagara.

South Salem Happenings.

There is a good deal of sickness in South Salem. Those confined to their bed are Mrs. W. B. Simpson, Miss Dolie Kniskern and Kenneth Bayne.

The "Penny Social," at the Leslie M. E. church last night, under the auspices of the Ladies' Aid society, was a decided success, both financially as well as in its entertaining qualities. The guessing contest was one of the pleasing features, for which two sets of prizes were offered. For the elders, Miss Clara Neugebauer received first prize, Miss Anna Judson second, and the consolation prize went to Mrs. McIntire. In the children's prizes Ray Utter received first prize, Mabel O'Flynn second, and Carl Schindler the third. The conundrum supper was a unique affair, and following is the menu, can you guess them.

1. What some people don't know.
2. Nature's food.
3. Woman's weapon.
4. Scene in Bermuda.
5. Aristocratic kindling.
6. Bachelor's comfort.
7. Old maid's solace.
8. Spring's offering.
9. Elevated feline.
10. Food for the spinning wheel.
11. Deer in winter.
12. Fruit of the vine.
13. Sweet morsel.
14. Greased staff.
15. Skipper's home.
16. Islands of the sea.

Smallpox at Prineville.

Hon. J. N. Williamson had a telephone message from Dr. Gesner, at Prineville, in which the doctor said four new cases of smallpox developed there this morning. The new cases are a man by the name of Taggart, Bob Harrington, city marshal; Charles Crane, a brother-in-law of the city marshal, and L. Dillon, father of Howard Dillon, who died of smallpox last week. The doctor said that Clark Ewing, one of the smallpox patients, is in a very critical condition, and is not expected to live. Besides the smallpox scourge, Prineville has several cases of scarlet fever and diphtheria.—Times-Mountaineer.

From Factory to Buyer.

The Packard shoe is the only men's shoe exclusively that is sold at the advertised price—\$3.50—directly to the buyer at retail, with no middle-men's profits. Supplied to the trade by Geo. W. Johnson, clothier.

EGAN DEFEATS FINNEY

In One Suit but Finney Defeats Egan in Another

William H. Egan, appellant, vs. Jas. Finney, respondent, from Marion county; R. P. Boise, judge; affirmed, but modified as to costs; opinion by Chief Justice Moore.

This was a suit to stay proceedings in an action at law, and to determine the boundary line between certain lands. In June, 1897, the county surveyor, at the request of the parties hereto, surveyed the boundary and set a stone at the southeast corner of the Albright donation land claims, found to be at the end of an old fence, which

coincided with the line. A subsequent county surveyor, at Egan's request, and in pursuance of a notice served upon Finney, resurveyed the line in August, 1901, and located the line in a different place. Egan built a fence at the new line, and Finney began an action at law to recover possession and damages. Egan answered and filed this cross-bill in equity, alleging that it has always been understood and agreed between the parties that the boundary was unknown and uncertain, and would require a survey; that the line was never correctly located until the last survey, in pursuance of an agreement between the parties, and that Finney was present when the line was located, and acquiesced in its establishment. Finney answered that Egan had acquiesced in the former survey; that he had been in adverse possession for the statutory period, and that the old line had always been recognized as the correct boundary.

The supreme court finds that Finney had been in possession for more than ten years, and that Egan had acquiesced in the location at the old fence. It was contended, however, that the later surveying having been made in compliance with statute prescribing the mode of settling controversies of this character, and that Finney having taken no appeal from the action of the county surveyor in locating the boundary, is concluded thereby, and hence the lower court erred in rendering the decree in Finney's favor. The opinion quotes sections 4907, 4908, 4909 and 4916, of the code, and then says: "Even if it be assumed that a party can be deprived of his right to a trial in the circuit court of an issue concerning the boundary to his real property, and that the legislature possesses plenary power to create a tribunal to settle controversies of such character, before the latter forum can secure jurisdiction of the subject matter, the boundary must be doubtful." As the court has already found that the boundary was not in doubt, the surveyor was without prejudice.

It is also held that where witnesses who reside out of the county, and at a distance are called in pursuance of an order of the court, but the subpoenas are not served as required by law, they are not entitled to double mileage and per diem. The court having found that their testimony was material, relevant and competent, they are entitled to single mileage and per diem if their real examination was important and desirable.

Finney vs. Egan.

James Finney, appellant, vs. William H. Egan, appellant, from Marion county; George H. Burnett, judge; affirmed; opinion by Chief Justice Moore.

This was an action at law to recover possession of certain real property and damages for its detention. The defendant answered and also set up his defense in a cross-bill in equity. The law action was suspended pending the hearing in equity, and when the court rendered a decree in the equity suit, without saying anything about the future of the law action, the plaintiff proceeded with this action and secured judgment. The defendant appealed and contended that the law court was without jurisdiction. The supreme court holds, however, that the proceedings in the law action were merely suspended temporarily, and that when the decree was rendered in equity, without any order being made concerning the law action, the suspension had ceased, and the plaintiff was entitled to proceed.

Circuit Court at Albany.

Albany, April 22.—Judge R. P. Boise reconvened department No. 2 of the circuit court today, and granted a divorce to Mrs. J. R. Rumbaugh, whose husband eloped with another woman, and was convicted of adultery in Alaska.

The suit of Laura Ella Froman vs. Thomas Froman for divorce, was then taken up. This suit is the most sensational ever held in Linn county. Mrs. Froman charges her husband with adultery, and he enters a counter charge of a like nature against her. The witnesses for the plaintiff were examined today, and the testimony is of a very salacious nature. The defense will call its witnesses tomorrow, and the case will probably be concluded Wednesday.

A Broken Leg.

A. Jennings, who has been in the northern part of California for a few weeks, returned home yesterday on a stretcher, having got one of his limbs badly injured by a stage overturning near Yreka two weeks ago. His leg was broken in two places and the bone badly splintered. J. R. Beard, another Lebanon man, was also on the stage, but escaped without injury. Mr. Beard was riding on the outside with the driver, while Mr. Jennings was on the inside. Mr. Beard has been in California for a few months and came home with Mr. Jennings. Several of Mr. Jennings' friends met him at the depot, and carried him home.—Lebanon Express.

BORN.

HOWE.—At the family home, in Yew Park, Tuesday, April 21, 1903, to Mr. and Mrs. C. J. Howe, a daughter.

DIED.

PEARCE.—At the family home in Turner, Oregon, April 21, 1903, Geo. Pearce, aged 40 years.

Deceased will be buried in the cemetery at Cornelius at 2 o'clock p. m. today.

WILLAMETTE HOTEL ARRIVALS.

Henry Wolf, San Francisco
Dr. D. M. Lucius, San Francisco.
J. M. Warren, San Francisco.
F. H. Meador, San Francisco.
J. C. Stowe, Portland.
A. Huckesteln, city.
Max Friedenthal, Portland.
D. W. Reed, Indianapolis.
C. E. Williams, Sacramento.
Aug. Knab, Cincinnati.
F. S. Myers, Portland.
Walter Jackson, Portland.
Bligor Hermann, Roseburg.
R. P. Clark, Lexington, Ky.
W. T. Gray, Portland.
D. W. Smith, Eugene.
Charles Gaud, Portland.
J. H. Robbins, Tacoma.
H. H. Skewes and wife, St. Louis.
H. Scott Taylor, Gervais.
W. O. Broadhead, St. Louis.
S. Mosley Woods, New York.
W. L. Phillip, Portland.
W. P. Smith, San Francisco.

W. A. Booth, county judge of Crook county, has resigned.

Willamette University

Prof. Seley, who has been ill with typhoid at the St. Vincent hospital, at Portland, has almost completely recovered. His physician has sent him to the seaside for a week or two. He

The "FLORSHEIM" Shoe

THE VERY ULTIMATE OF SHOE FASHION.

—Its the "FLORSHEIM" Shoe—Made the way your Shoemaker would make them—fine bench work—good materials—custom made appearance—a perfect, foot-fitting shape.

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are now ready for your inspection—today is the best time to call—your size may be gone tomorrow.

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REPAIRING WHILE YOU WAIT.

—THISTLE—SHERMAN—FOWLER—

—\$25—\$35—\$40—BICYCLES—\$45—\$50—\$60—

Call and see our \$25 wheel with M. & W. Tires guaranteed for the season.

REPAIR DEPT

Our prices for repairing are the lowest in the city. We guarantee all our work. We call for and deliver your wheel free. Ring us up. Phone, Main 2655. 147 Court st. Opp. I. O. O. F. Temple.

Salem Cyclery

There is a Keen Sense of Comfort

In riding a wheel that you know will safely carry you over all kinds of roads—one that gives you no trouble whatever—one that runs so smoothly and easily you are unconscious of the fact that you are propelling it.

THERE IS NO GUESS WORK as to what that wheel is—everyone knows it's the



The Best Wheel on Earth

\$35.00

For Standard Chain Models

Bicycle Repairing in all its branches.

Old wheels taken in trade. Wheels sold on installments.

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State St.

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