

CIRCUIT COURT NOTE

The Mill Creek Dam Case Non Suited

The Suit of Eldridge Against Hoefler and Zorn About a Hop House Is on Trial

The case of L. Hurt and Low Burt, plaintiffs, vs. Eugene's House, defendant, went to trial before a jury at 3:30 o'clock yesterday afternoon. The action was brought for damages, resulting in the breaking of a dam in North Mill creek, Salem, the water undermining the house of plaintiffs, and causing damage to the property estimated by the owners at \$400. The jury empaneled consisted of the following:

A. H. Johnson, Sam Helmroth, R. H. Coshaw, R. A. Crossan, A. G. Jerman, John O. Estes, A. A. Disque, H. A. Hinkle, W. G. Miner, J. W. Jory, Gerome Morley, S. H. Coleman.

Plaintiff failed to make a proper showing, and defendant was granted a non-suit. As a matter of fact, the defendant stood ready to prove that the Salem Flouring Mills Company had already paid all damages resulting from the building of the dam and the action of the water.

The case of J. E. Eldridge, plaintiff, vs. Hoefler & Zorn, came up for trial at 9 o'clock this morning. This action is brought to recover rental for the use of a hop house on defendant's property, owned by plaintiff. The following jurors were empaneled to try the case:

H. H. Spaulding, A. A. Dieque, Robert Coshaw, R. A. Crossan, Oliver Jory, J. W. Jory, J. A. Pooler, A. G. Jerman, J. O. Estes, Samuel Helmroth, W. J. R. Jones, G. A. Nye.

At 1:30 o'clock this afternoon the jury in the case retired for deliberation, the case having been submitted to them.

The jury in the case of the matter of the estate of S. A. Trimble, deceased, P. H. D'Arcy and S. T. Richardson, claimants, came into court this forenoon with a verdict for the claimants for \$70.

At 2 o'clock this afternoon the case of Hoefler & Zorn vs. T. A. Livesey & Co. was called, and seven jurors empaneled; when, the regular venire being exhausted, a special venire of six jurors was ordered drawn from the body of the county, and the court took a recess to give the sheriff time to bring the men into court.

Indian Woman Breaks Her Arm

An Indian woman, from the Grand Ronde reservation, who has been in Salem for the past few days, cutting wood and doing other work with her husband, had the misfortune to break her left arm this morning while working about a wood pile. A large stick of wood, near which the Indians were at work, fell on the woman in such a manner as to break both bones of the left forearm, about four inches above the wrist. The break was a most serious one, and the woman was in intense pain, when Dr. John D. Shaw

Indigestion

is caused by trying to compel the stomach to keep too rapid a pace. It is

the bane of

the present age and is wrecking lives by the wholesale—a little assistance is needed by the digestive organs of

half the world.

That distressed feeling can be removed speedily by using Beecham's Pills and can positively be

cured by

taking a course of this excellent medicine. Your stomach will be kept sweet and clean and your general health will be perfect if you will use

BEECHAM'S PILLS

Sold Everywhere.
In boxes, 10c. and 25c.

Hires Rootbeer

should be around.

A package makes five gallons.

CHARLES E. HIRES CO.

Malvern, Pa.

was called in and set the broken bones, and administered relief to the suffering aborigine. After the damaged arm had been sent Dr. Shaw advised the Indians to at once return to the Grand Ronde reservation, and to place the patient under the care of Dr. Coshaw, the resident physician at the reservation, and his advice was followed, the party leaving for home at once.

Mrs. Cochran's Bad Accident

Mrs. R. B. Cochran, mother of W. T. Slater, on Monday afternoon, while at her dresser, became faint, and, falling, wounded her left forearm near the wrist, and also dislocated the wrist. Dr. Richardson, assisted by Dr. Smith, reduced the fracture, and Mrs. Cochran is now resting as comfortable as could be expected, although the nature of the fracture is such that it is difficult to treat, and will be long in healing as the sufferer is 73 years old.

FALSE THEORIES.

Lead to Worthless or Harmful Remedies.

Stimulating the scalp may allay the itching of the dandruff, but that does not cure the scalp. The disease won't yield to quinine or capicum nor alcohol, because it is caused by a germ or parasite. To cure dandruff the germ must be destroyed. Until recently there was no hair preparation, or dandruff cure, or hair restorer on the market that would kill that insidious germ that dries up the scalp in little scales called dandruff, and absorbs the vitality of the hair, causing falling hair, and finally baldness. Newbro's Herpicide is the only really scientific preparation to cure dandruff prevent falling hair and baldness. Sold by leading druggists. Send 10c in stamps for samples to The Herpicide Co., Detroit, Mich. Daniel J. Fry, Special Agent, Salem.

Russian Fire Burns Forty

Berlin, July 15.—A Tageblatt special today says a disastrous fire occurred in Towsey, Russia, 40 lost their lives and 350 residences and the official building were destroyed. Six hundred are homeless. Among the buildings destroyed was a large hospital, where a number, unable to leave their beds, were incinerated. Twenty corpses have already been recovered from the ruins.

Stock Market Demoralized

New York, July 15.—The semi-demoralization of the stock exchange continued this forenoon and many low records were established. The belief still prevails that Rockefeller is at the head of the bear movement, dumping vast quantities of his own stocks on the market in order to gain ultimate control. The New York Central is the lowest in five years.

Money for Veterans Exhausted

(Continued from first page.)

ing the Indian wars of 1855-1856 for such services, and appropriating money therefor, filed in the office of the secretary of state February 24, 1901.

"The sum appropriated by the said act to pay such service being exhausted, and there being no further authority of law for auditing claims of this character or issuing warrants in payment thereof in excess of the sum appropriated, the voucher has, therefore, been placed on file, and will be referred to the next legislative assembly. Very respectfully,

"F. I. DUNBAR,

"Secretary of State"

Ex-sheriff Fitch Killed

News that A. A. Fitch was seriously injured at his sawmill, near Hildebrand, by a log which rolled over him, reached Klamath Falls late last evening.

ing. Today word came that his injuries had terminated fatally at an early hour this morning. Mr. Fitch was one of the county's most highly esteemed citizens. He had long identified himself with the county, its interests, and our people. Upright, honest, conscientious—these qualities endeared him to all his acquaintances, and his friends, who are legion, will learn with much regret and sorrow of his untimely and tragic death.

A. A. Fitch was a native of Michigan, and aged 43 years, 5 months. He was a machinist and engineer by trade, moving West at the age of 21, he piled his vocation in all the states and territories west of the Missouri river. He came to Klamath county in 1888, and built Colahan's sawmill north of the town of Dairy. He afterwards purchased it. In June, 1894, he was elected sheriff of Klamath county and was re-elected in 1896. He is survived by a wife and two children, who reside at Hildebrand, and a brother, E. E. Fitch, of Bly.—Klamath Falls Express.

Notice of Removal.

J. Brownstein & Son have moved from 136 Court street to 54 State street, where they will be glad to see old as well as new patrons.

And now it is said the insurance trust has got control of the principal fraternal insurance orders and is jacking up the rates.

Highway Robbery in Portland

(Continued from first page.)

The doors upon the front platform are always locked, and the robbers poked their pistols through the glass and called upon Motorman G. Nye to hold up his hands.

The demand was emphasized by a pistol pointed at Nye's head, and though he attempted to start the car again the robbers placed the revolver to his forehead, and he put on the brakes bringing the car to a full stop. The three men who boarded the car from the front end went through Nye's pockets, relieving him of a gold watch and chain, \$1, but omitting to take \$5 which he also had.

Just after the three highwaymen boarded the front platform two others sprang upon the rear platform. Day was one of the first to hold up his hands, but with no regard for his surrender, one of the robbers fired directly into his back.

With a cry of anguish the injured man fell backwards, still holding his hands above his head, in a mute token of abject surrender to the robbers. One of them supported his fainting form, while the other, utterly heedless

Difficult Digestion

That is dyspepsia. It makes life miserable. Its sufferers eat not because they want to, but simply because they must.

They know they are irritable and fretful; but they cannot be otherwise.

They complain of a bad taste in the mouth, a tenderness at the pit of the stomach, an uneasy feeling of puffy fullness, headache, heartburn and what not.

The effectual remedy, proved by permanent cures of thousands of severe cases, is

Hood's Sarsaparilla

Hood's Pills are the best cathartic.

of his moans and the blood flowing in a stream from the gaping wound in his right side, coolly went through his pockets, taking every cent of money he possessed.

Drop Their Victim to Rob.

Dropping Day's inanimate body to the bloody floor the robbers rushed into the car, where the passengers were standing trembling with fear lest they also become the victims of their ferocity. Scatching the rings from the fingers of the frightened women, of whom there were 14 in the car, the highwaymen took money, watches, jewelry and everything of value the passengers possessed. Several had gold nuggets, and, heedless of the danger of identification, these, too, were taken from the hands of their unresisting owners.

Before the men who boarded the

car from the rear had gone half way down the line of frightened passengers the three who had begun with Motorman Nye had worked their way along, and the two gangs of highwaymen met near the center of the car.

A hasty look among the passengers convinced them that little had been overlooked. All this time one man had stood outside the car on guard where the passengers could not see him. This accounts for the statement of one or two that only five men held up the car.

O. N. Bittner, who was robbed on Milwaukee street, immediately after the car hold-up, met six men, who robbed him of a small amount of money and a watch. Unless an unknown seventh made off in the darkness, six men in all did the work.

When the robbers were convinced that they had missed nothing, five quietly slunk off in the darkness. The sixth, who appeared to be the leader of the gang of murderous robbers, stayed on the car until, under his orders, Motorman Nye had run it almost to full speed. Then he swung from the steps before a hand could be raised against him, and, still guarding himself with the pistol, made off to join his companions.

"Everyone of the robbers was of small stature," says H. M. Smith, of Midway, who was a passenger on the

No Dessert More Attractive

Why use gelatin and spend hours soaking, sweetening, flavoring and coloring when

Jell-O

produces better results in two minutes! Everything in the package. Simply add hot water and set to cool. It's perfection. A surprise to the housewife. No trouble, less expense. Try it to-day. In Four Fruit Flavors: Lemon, Orange, Strawberry, Raspberry. At grocers, 10c.

car. "Two of them looked like men but were not larger than boys. One man was slightly built, muscular, with stooping shoulders, light hair and a Roman nose. They were all roughly dressed, and their clothes looked as though they had purposely rubbed them in the dirt. They wore handkerchiefs across their faces."

Earle D. Curtis, the son of Professor E. D. Curtis, principal of the Snyderville school, was robbed of \$35. So far as known his is the largest loss, the others suffering mostly from the loss of their watches. Many valuable rings were obtained and altogether there is no doubt but that \$500 worth of property was taken from the passengers, and the money of the company taken from the conductor.

The "Smoke of Peace."

Cremo

The Cream of the Islands

The one cigar you can depend upon being the same in quality whether you smoke one or a thousand. Always 5 cents, and so good the dealer can't afford to cut the price.

The Largest Selling Brand of Cigars in the World.

The Band is the Smoker's Protection.



THE GREAT SALE

Summer Suits



IS NOW ON

AT THE

Salem Woolen Mill Store
C. P. BISHOP, PROPRIETOR.

MORE THAN 200 SUITS TO BE SACRIFICED

ALL NEW SPRING PATTERNS INCLUDED

First Comers Get Choicest Selections

Only a few sizes of each line left, but what's the diff. if we have your size? All goods to be sold at the same price we've placed in the same pile, and in fixing our sale prices we've completely disregarded the cost, our only object being to clean out these suits before our fall lines arrive. For example, the \$7 pile includes suits that were \$10, \$11, \$12, and \$12.50, and the \$12 lot are suits that were \$14, \$16, \$16.50, \$18 and \$20, etc., etc. Remember these are not a lot of old style odds and ends, but fresh, new goods in late cuts and patterns, made up with the best of trimmings, and tailored in some of the best houses in America.

Don't take our word for it, but come and see for yourself.

Something New, Boys' blue striped Overalls, Two pockets with bib, only 25c ages 4 to 11.