

## ATTORNEY CURL OF \_\_ALBANY ACTS JUDGE

Opposing Lawyers, in Hurry, Agree to Abide by His Decision.

Albany special: A unique legal situation developed here today when two attorneys, strenuously contesting a motion in court, agreed to sub-mit it to a fellow attorney in the absence of the judge and abide by his decision.

Judge Galloway, who was holding court here, went to Corvallis this morning, intending to return at noon but missed the train and came later by automobile. So no judge was argue a motion to quash a summons in a pending divorce case. Attor-ney B. S. Martin of Brownsville, who represented the plaintiff, wished to served to reject any and all bids, and catch a train, so he and Attorney George W. Wright, representing the a bid. defendant, agreed to submit the motion to L. M. Curl, a member of the local bar, who was in the courtroom.

Curl heard the argument and decided that the motion was well-tak-Abiding by the decision, Martin at once began preparations to twenty (20) days after the contract secure a new order and republish the summons

**Proposals Invited.** Proposals invited for supplies for the Oregon State Penitentiary for the period ending June 30, 1910.

findings, hardware. flour and meat will be received at the office of the superintendent of the state penitentiary until Tuesday, December 21, at 2 o'clock p. m., at which time they will be publicly opened.

fied check, payable to the superintendent, must accompany each bid for flour and meat, and all other bids must be accompanied by an amount The public interest in the matter is present when the hour arrived to equal to 10 per cent of the amount intense, and the requests of the peoof the bld.

where practicable. The right is re-'o accept and reject any portion of

Goods of Oregon manufacture or production will receive preference, other things being equal. All goods and supplies must be de-

livered to the penitentiary within

is awarded. Schedules of the various lines of DIG OIL will be furnise

SOUTH SALEM STREETCAR DECISION COMES FRIDAY

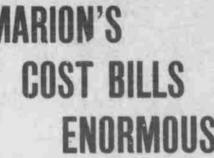
Sealed proposals for drugs, dry goods, groceries, butter, leather and get a decision ready today on the The Railroad Commission hoped to matter of extending street car service south of this city. The case has been dragging a long time, and only this winter, when the weather was very rough did it become apparent that something must be done. The

commission ordered a final hearing A deposit of \$200 in cash or certi- and additional testimony showed great growth of the city to the south, and the findings in the case will probably be handed down tomorrow. ple out south have been stubbornly Samples must accompany all bids resisted by the officials of the Port-

land railway corporation.

Don't Be Hopeless about yourself when you're crippled with rheumatism or stiff joints-of course you have tried lots of things and they failed. Try Ballard's Snow Liniment-it will drive away all aches, pains and stiffness and leave you as well as you ever were. Sold by all dealers.

To prevent eggs cracking when a number are placed in boiling water,



The Marion county court is in session this week and is a great deal worried over the gambling and women cases that have been run up in the form of bills by the Ministerial Associaton of Salem. In single cases that the old justice fee grafting busi-

Rev. Robinson also appeared and have ever used.

isterial Association had a detective employed at \$100 per month to re port all infractions of the moral and criminal laws to them, and no matter what it cost they would be pressed to a finish. The county court is up against a hard problem. but they think it is the business of the district attorney to handle all such business and are going to discounage the revival of endless petty cases being brought in the justice courts. The taxpayers will have to pay more for the moral purification of Salem than for good roads, while many think matters are made worse thereby, especially as to the women.

TO PLAY BASEBALL FOR BENEFIT OF COMRADE

[UNITED PRESS LEASED WIRE.] San Francisco, Dec. 2.-The barnof a man arrested for gambling the bills run up to over \$50, and the wo-and Philadelphia American Baseball men cases a great deal more. The clubs will play Saturday afternoon commissioners hoped to pull the at Recreation Park, the proceeds of county through on a cash basis for the game to be given to Jack Bliss, the year, but the way these fees catcher of the St. Louis Nationals, have been frun up the county is going in the hole. They had hoped at Stockton last Monday.

ness would not be revived, but Jus- For that Dull Feeling After Eating tice Webster, who came before the I have used Chamberlain's Stom-court, said be did not see how he ach and liver tablets for some time, I have used Chamberlain's Stomcould throw out cases when reput-able citizens swore out the warrants. me more good than any tablets 1 My trouble was a said every complaint sworn to be- heavy dull feeling after eating .fore the justice court would have to David Freeman, Kempt, Nova Scotia. be docketed and made a case, no These tablets strengthen the stom matter what it cost the county. He ach and improve the digestion. They Take LAXATIVE BROMO Quinine threatened the court with some dis- also regulate the liver and bowels agreeable publicity if they did not They are far superior to pills but allow the bills. The court is care- cost no more. Get a free sample at 6, 1909 It fails to cure. E. W. GROVE'S fully inquiring into the legality of all good drug stores and see what a 12-2-3t signature on each box. 25c TTS the cost bills. Robinson said the Min- splendid medicine it is.

**Grand Opera House** Jno. F. Cordray, Mgr. THURSDAY, DECEMBER 2 John Cort Present a Mammoth New THE GREATEST OF ALL COMEDY OPERA SUCCESSES



By Pixley and Luders With ELEANOR KENT and an **Exceptional Cast and Attractive** Chorus

Prices-\$1.50, \$1.00, 75c, 50c. Seat sale starts Wednesday at 9 No Free List m.

Order to Show Cause-Sale of Real Estate.

In the County Court of the State of Oregon, for Marion County.

In the matter of the guardianship of Oliver W. Layson, H. Gray Layson, Mary Alice Layson, Elizabeth Layson and Henry Earl Layson,

## Could Not Be Better.

No one has ever made a salve, oint- ent. ment, lotion or balm to compare with Bucklen's Arnica Salve. It's the one perfect healer of Cuts, Corns, Burns, Bruises, Sores, Scalds, Boils, Ulcers, Eczema, Salt Rheum. For Sore Eyes, Cold Sores, Chapped hands, it's supreme. Infallible for Piles. Only 25c at J. C. Perry.

upon application to the superintend- let warm water from the faucet run Vouchers will be issued for pay- the dish. ment on the first of the month fol-

lowing the completion of the contract. C. W. JAMES.

over them before placing them in To Cure Cold in One Day.

Superintendent Oregon State Peni- Tablets. Druggists refund money if Salem, Oregon, November 26, 1909 It fails to cure. E. W. GROVE'S

> What To Do With Holiday Books. HERE is scarcely a home but what will feel the effects of the annual overflow of books which usually happens about the 25th of December. I Books are sold and distributed in this city during the holiday season by the thousands. I Many of them are rare and expensive publications, with delicate bindings. I Nearly all of them are worth preserving, if not for their intrinsic merit — at least for the sake of association — so we seldom throw books away—we cherish them as friends. For that reason we like to see them well housed. If they are left exposed on the table more than a day or so, they soon show evidence of soil. If they are worth protecting at all, let them have the best protection possible - such as is afforded by

The Stobe-Wernicke "Elastic" Book Case You can get a whole section for a trifle more than the cost of one book - sufficient to hold twenty or more books. I Make your selection now while you have a choice as to finish, of which there are eight different kinds in quartered oak BIT and mahogany-dull and polish. Reservations held for Christmas delivery. We ship to any point, freight charges paid. AUTHORIZED AGENTS 910be-Wernieke FURNISHE ELASTIC" BOOK-CASES

minors

Heretofore came Elizabeth Miller, the guardian of the above named minors, and petitioned this court for an order for the sale of the following described real property: An undivided one-fifth (1-5) in-

terest in and to the following described real property belonging to said minors, to-wit: Lots numbered three, four and five of section twenty-five and lot number one, section wenty-six, township nine south, ange two west, of the Willamette meridian, in Marion county, Oregon, containing 117.83 acres, excepting, however, therefrom the following described premises, to-wit: Commencing at the extreme northwest point or corner of lot one of the north bank of the Santiam river in section twenty-six (26), township nine (9) south of range two (2) west, of the Willamette meridian in Marion county, Oregon, running east along the north line of lot one (1) to the Mill slough; thence due south to where it strikes the north bank of the Santiam river, said south line being in section twenty-five (25); thence meandering along the north bank of the said Santiam river to the place of beginning, containing twenty acres (20), more or less, the said property to be sold subject, how-ever, to the right of dower of Eliza-beth Miller in the whole of the above described arguments.

described premises. And it appearing to the court from such petition that it is necessary and would be beneficial to the minors that such real estate should be

It is ordered that Malcom Miller, Susie Litchfield, John M. Miller and Christina Miller ,the next of kin of said minors, and all other persons interested in said estate appear before this court at the court house in Salem, Oregon, at the hour of 10 o'clock a. m. on the 27th day of De-cember, 1909, to show cause if any exists, why a license should not be granted for the sale of said property belonging to the estate above de-scribed and as prayed for in a peti-tion filed by the minors herein, and that a copy of this order shall be served upon said next of kin and all persons interested in said estate by being published at least three auc-cessive weeks in the Weekly Capital Journal, a newspaper published in Salem, oregon, and having circula-tion in the said County of Marion, Dated this 2nd day of December, 1909. W. M. BUSHEY, 12-2-4t-w kly County Judge.

Quick climatic changes try strong constitutions and cause, among other evils, nasal catarrh, a troublesome and offensive disease. Sneezing and snuffling, coughing and difficult breathing, and the drip, drip of the foul discharge into the throni-alf are ended by Ely's Cream Balm. This honest remady contains no cocaine, mercury, nor other harmful ingredient. The worst cases yield to ireat-ment in a short time. All druggists, 50c, or mailed by Ely Bros., 56 Warren street, New York.