

THE NEVER UNDERSOLD STORE



Men's Suits

Values to \$17.50 now

\$9.85

MEN'S SUITS AND OVERCOATS

1-4 to 1-2 Less

Nothing Reserved

BOYS' SUITS and OVERCOATS

25 per cent less

SWEATERS

\$3.00 values --- \$1.98

\$1.50 values --- 98c

Men's Golf and Negligee Shirts, \$1.25 values, 98c

ALL WOOL BLANKETS

\$7 and \$6, sale price

\$5.25

MEN'S RAINCOATS

25 per cent LESS

Stockton

exact, "that all is river, or river's bed, which is contained between the two banks, and the high water line on them; and all is bank which embraces the waters in their ordinary full tide."

This most valuable state paper contains further information to the effect, that in the Roman or civil law, the channel or hollow containing the river was distinguished as the bed and the bank, the river itself being water; thus, alveus, aqua et ripa, the bed, water, and bank. All above high-water mark, the Roman law considered as ripa, bank, and all below as alveus, or bed. This distinction appears in the English law, with this addition, that the bank or margin of the bed of the river, which lies between the high and low water marks, is called the beach or shore. There is a difference between the banks of a river and the shores of the sea. The river bank is not subject to the river, as are the shores of the sea, which are daily occupied by its accessions in the tide flow. In our rivers, the beach or shore is the actual, as well as the nominal bed of the river. When the river is at its full flow, he that by the daily flow of the tide, or by the natural increase of its waters, occasioned by rains, floods, and the like, filling its natural

bed to its highest reach of flow, it thus marks its high-water, while its lessened range of flow by summer heats shows its low-water mark. (See Houck on Rivers, Sec. 7.) The bank may be rightly defined as that line or ridge of earth which contains the river, holding the natural direction of its course. But if at any time, either from rain or other cause, it has overflowed for a time that line, it does not by such overflow change its banks, for the reason that the overflow is for a time only, while the natural flow is more or less constant. (Houck on Rivers, Sec. 8.)

In 1. Words & Phrases, p. 99, we find this definition: "Accretion is the imperceptible accumulation of land by natural causes, and the owner of the property to which the addition is made becomes the owner of such ground, as, where land is bounded by a stream which changes its course gradually by alluvial formation, the owner of the land still holds the same boundary, including the accumulated soil." Citing Inhabitants of New Orleans v. U. S. (10 Pet.) 662, 717, 9 L. Ed. 573.

It is the law, as settled in this state, that where a stream is intended to be meandered by public surveys, the stream and not the actual meander line as run on the ground,

is the true boundary of the riparian owner. Johnson v. Tomlinson, 41 Or. 198, 209, citing Minto v. Delaney, 7 Or. 337; Weiss v. Oregon Iron & Steel Co., 13 Or. 496; French Livestock Co. v. Springer, 25 Or. 312; see also Bowby v. Shively, 22 Or. 410; and Taylor Sands Fishing Co. v. State Land Board, 56 Or. 157 at p. 161, where in Mr. Chief Justice Moore defines high-water mark and quotes with approval from the case of Fowler v. Wood, 73 Kansas, 511, 549 (85 Pac. 763, 776; 6 L. R. A. (N. S.) 162; 117 Am. St. Rep. 534. "It is not necessary to give a formation on the bed of a river a specific name in order that proprietary rights may attach to it. In many states lands totally or partially submerged are made the subject of grant by the sovereign in order that they may be reclaimed for useful purposes. Islands that arise from the beds of streams usually first present themselves as bars. * * * Before it will support vegetation of any kind, a bar may become valuable for fishing, for hunting, as a shooting park, for the harvest of ice, for pumping, sand, and for many other well-recognized objects of human interest and industry. If further deposits of alluvion upon the borders would make it more valuable, no reason is apparent why the law of accretion should not apply."

REAL ESTATE BULLETIN

E. HOFER & SONS

INVESTMENTS

ROOMING HOUSE FOR SALE

Rooming house paying about \$50 a month over all running expenses. This business with furniture and fixtures complete can be had for only \$500. It will pay for itself in less than a year and can have it for \$300 down and balance to suit. Furniture cost over \$700 when bought last Fall.

No. 85. Five room modern bungalow with furnace. Just completed and strictly up to date. Close in. Can be had for \$400 down and balance at \$20 a month.

No. 102. Eight-room house and property 116 1/2 x 136 feet, on car line; house only three years old and repainted last summer. All assessments paid. Price \$1500.

No. 92. New 6-room modern cottage on good corner for \$2500.

A new five room house and large lot in Nob Hill Annex for \$700. \$300 down.

ALMOST AN ACRE.

No. 105. Nearly an acre just few steps off carline. Five room plastered cottage. Large barn and chicken house. Inside city limits in growing district. Price, \$2700.

TEN ACRES

Ten acres of finest level deep black soil. Every foot cleared and in cultivation. Only 2 1/2 miles from center of town and about one mile from city street car. Price, \$225 per acre. Will give very liberal terms.

FIVE ACRES.

No. 69. Five acres near street car, with modern five room house, barn and good well, family orchard and 100 small fruit trees; \$2500.

FORTY ACRES.

No. 102. Forty acres finest fruit land about five miles south of Salem on good rock road. All cleared and cultivated except about eight acres of timber ad pasture. \$150 per acre.

We have a very nice well located half of new modern double house for rent for \$35.

E. HOFER & SONS

213 S. Commercial Street

DEATH LIST SEVEN BUT WILL GROW

LATEST ESTIMATE OF DEAD IN NEW YORK FIRE IS SEVEN, BUT SEVERAL EMPLOYEES ARE REPORTED MISSING AND ARE PROBABLY IN THE RUINS.

[UNITED PRESS LEARNED WIRE.] New York, Jan. 10.—Seven men lost their lives in the Equitable fire according to the latest estimates today. This number likely will be increased, as the firemen fear that three or four employees of the building, who are missing, perished in the flames. It is impossible to secure an accurate estimate of the monetary loss, which is variously estimated at from \$5,000,000 to \$20,000,000. While the building was one of the costliest structures in the city, it was small, and was generally regarded by real estate experts as entirely inadequate for modern business use, and particularly when the immediate value of surrounding property is considered. The loss to the Lawyers' Club alone will exceed \$1,000,000. The condition of William Giblin, president of the Mercantile Safe Deposit company, who was rescued more dead than alive from a vault in the building, was improved today. He is now believed to have a good chance to recover. Police Commissioner Rhinelander Waldo assigned 75 detectives to guard the vaults of the financial concerns, which were located in the building. On account of the enormous crowd gathered about the scene of the fire it was feared that crooks would penetrate the "dead line" and loot the vaults of valuables.

BUILDINGS ENDANGERED BY EQUITABLE

SURROUNDING BUILDINGS ARE ORDERED VACATED BECAUSE OF DANGER OF THE WALLS OF THE BURNED BUILDING FALLING AND CRUSHING THEM.

[UNITED PRESS LEARNED WIRE.] New York, Jan. 10.—Recognizing that there is serious danger of the ruined Equitable Life building walls collapsing at any moment and crushing the American National bank building at 128 Broadway, Fire Chief Kenyon at 2:10 o'clock this afternoon ordered the police to clear the structure of all tenants. No one is permitted to traverse the streets on the Cedar street side of the Equitable building, as the walls on that side are bulging two feet and their collapse is expected momentarily. Should the walls tumble down unexpectedly great loss and damage to the bank building would follow, and the police propose taking no chances of a catastrophe. The falling of the Cedar street walls would precipitate the front walls of the Equitable building into Broadway.

STRANGE FRUIT WAS FOUND ON A LEMON TREE

[UNITED PRESS LEARNED WIRE.] San Diego, Cal., Jan. 10.—Lying in a modest grave in Greenwood cemetery here today is the body of J. N. Kalf, son-in-law of Paul Krueger, and a member of a wealthy and prominent Holland family. Kalf was a globe trotter. Coming here some months ago, he became despondent, and on New Year's eve went to a suburb and hanged himself to a lemon tree. His identity and the fact that he had prominent relatives were discovered today. The funeral was held yesterday.

Strenuous, Not Aesthetic.

[UNITED PRESS LEARNED WIRE.] San Francisco, Jan. 10.—"She chased me a block with a butcher knife," declares Benedict Smith, musician, suing for a divorce. "Take it away from her? You don't know her. I got her at Reno. She's not a bit aesthetic."

Insect Bite Costs Leg.

A Boston man lost his leg from the bite of an insect two years before. To avert such calamities from stings and bites of insects use Bucklen's Arnica Salve promptly to kill the poison and prevent inflammation, swelling and pain. Heals burns, boils, ulcers, piles, eczema, cuts, bruises. Only 25 cents at J. C. Perry's.

If you are constipated begin to take Dr. Miller's Laxative Tablets.

BOY BURNED TO DEATH IN HILLSBORO

HOWARD THOMAS, AGED FOUR, BURNS TO DEATH AND HIS MOTHER BADLY BURNED IN FURIOUS EFFORTS TO SAVE HIM.

Fire which destroyed the Commercial hotel at Hillsboro at 7:30 o'clock Tuesday morning, cost the life of Howard Thomas, aged four, and resulted in severe injuries to his mother, Mrs. A. J. Thomas, who made a vain attempt to rescue him. The hotel was leased by Mr. and Mrs. Thomas, who came here recently from Vancouver, Wash.

Matches, with which Howard Thomas was playing, are believed to have started the fire, though his mother says that the blaze may have started from sparks from a stove.

Elders Son Gives Alarm.

Clayton, aged six, eldest son of Mr. and Mrs. Thomas, gave the alarm that the hotel was afire. He had been playing with his younger brother in the family apartments on the second floor. He said that his brother had lit a match and that this caused the fire. When the fire started he ran down stairs screaming that the hotel was on fire. Mrs. Thomas was in the kitchen at the time. She ran to the second floor by the back stairway, knowing that Howard was in the alcove. As she opened the door, she was met by a sheet of flame.

With her clothes on fire she continued to try to force her way into the apartments where she knew her boy was, but by this time one of the hotel patrons and H. Brown, the hotel cook, had arrived and restrained her. A blanket was thrown around her, the flames extinguished and she was carried out of the building.

Body Is Recovered.

The body of Howard Thomas was found after the fire in the debris under the alcove where the boy slept. Of the 17 patrons in the hotel at the time, all escaped unharmed.

At the coroner's inquest tonight witnesses testified that the boy could not have been saved after the alarm was given, as the flames spread with such rapidity.

Mrs. Thomas was taken to Portland tonight for treatment for her injuries. Her parents live there. At the time of the fire Mr. Thomas was in Portland, having left an hour previously.

The hotel was owned by J. W. Bailey, Ed Schulerich and W. V. Wiley, of this city, and was built 25 years ago. The loss to the building which was entirely destroyed, is \$4000, with \$1000 insurance. The contents of the hotel were valued at \$1500, with small insurance. The hotel owners announced today that they would erect a new brick building on the site next spring.

Heat from the fire slightly damaged the corner of the Wiley livery barn across the street and broke the windows in a brick building nearby.

Old Comstocker Dead.

San Francisco, Jan. 10.—The funeral of Thomas H. Rooney, until his death here yesterday, one of the few survivors of the romantic Comstock mining days, took place here today. Rooney was a brother of the late Mrs. James G. Fair and an uncle of Mrs. William K. Vanderbilt, Jr., and of Mrs. Herman O. Ehrlich.

JUDGE FOR YOURSELF.

Which Is Better—Try an Experiment Or Profit by a Salem Citizen's Experience. Something new is an experiment. Must be proved to be as represented. The statement of a manufacturer is not convincing proof of merit. But the endorsement of friends is. Now supposing you had a bad back. A lame, weak or aching one. Would you experiment on it? You will read of many so-called cures. Endorsed by strangers from far-away places. It's different when the endorsement comes from home. Easy to prove local testimony. Home endorsement is the proof that backs every box of Doan's Kidney Pills. Read this case: Mrs. W. H. Wood, 733 North Front street, Salem, Oregon, says: "Although I have never had occasion to use Doan's Kidney Pills myself, I know that this remedy is an excellent one for kidney and bladder trouble. It has been procured at Dr. Stone's drug store and used in my family with the most satisfactory results." For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other.

Children Cry FOR FLETCHER'S CASTORIA

Children Cry FOR FLETCHER'S CASTORIA

Big Closing Out Shoe Sale

In full blast all this week.

Every pair of Men's and Ladies' \$3.50, \$4.00, \$5, and \$6 Dress Shoes go at \$2.95

\$6.00 and \$7.00 High-top Boots, While They Last, at . . . \$3.50

Big Line of Rubber Boots in all Sizes Go at . . . \$2.95

THE BIG SHOE STORE



255 North Commercial Street

Leaders in Fine Footery

PHONE 262

THE WAY CARNEGIE STARTED.

(Continued from Page 1.)

How He Started.

"In 1862," he continued, "I went into the plant of the Keystone Bridge works, and there I found a Pennsylvania engineer who had built iron bridges. I saw that the day for wooden bridges was past, and with two or three partners I started manufacturing iron bridges. I borrowed \$1,500,000 from the Third National Bank of Pittsburgh to put in as my share of the capital stock. That was my start in the steel and iron business."

Mail Carriers Will Fly.

This is an age of great discoveries. Progress rides on the air. Soon we may see Uncle Sam's mail carriers flying in all directions, transporting mail. People take a wonderful interest in a discovery that benefits them. That's why Dr. King's New Discovery for coughs, colds and other throat and lung diseases is the most popular medicine in America. "It cured me of a dreadful cough," writes Mrs. J. F. Davis, Stickney Corner, Mo., "after doctor's treatment and all other remedies had failed." For coughs, colds or any bronchial affection, its unequalled. Price, 50c and \$1.00. Trial bottle free at J. C. Perry's.

Piles Cured in Six to 14 Days.

Your druggist will refund money if Pazo Ointment fails to cure any case of itching, blind, bleeding or protruding piles in six to 14 days. 50 cents.

BECHTEL & BYNON

347 State St. Tel. Main 452

Children Cry FOR FLETCHER'S CASTORIA

Stop your bad breath with Dr. Miller's Laxative Tablets.

SAVE YOURSELF

There is no reason why you should always be a slave.

If you are desirous of saving yourself or a friend from a drunkard's grave, you cannot afford to overlook the opportunity offered at the Hot Lake Sanatorium for the cure of the liquor and drug habit. Hot Lake mineral baths prepare the body for the treatment and then soothe the nerves and actually remove the desire for the liquor or drug. Hundreds of happy homes in Oregon and Washington today bear witness to the efficiency of the Hot Lake treatment. One week will in most cases effect a cure. Sometimes longer is required, but not often. The best of care is given the patients. For full information, address

Hot Lake Sanatorium, Hot Lake, Oregon

WALTER M. PIERCE Pres. and Mgr.