

# OREGON MIST

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COUNTY OFFICIAL PAPER.

## ABOLITION OF THE JURY SYSTEM

Judge George H. Williams, of Portland, in a recent address before the law school of the Oregon State University, advocated in a very able manner the abolition of the system of trial by jury. From his long experience upon the bench he was able to cite numerous instances of the fallibility of juries and absurdities that are made part of the law in regard to their selection. It is easy to do this, as endeavoring to protect the rights of accused persons the extreme has been reached and the rights of society have been violated. It is altogether too difficult to convict a criminal, partly because of the abuse of the jury system; but mainly because of the system of practice that does everything to conceal the truth, and enables the criminal's attorney, by interposition of frivolous objection, to exclude testimony that would throw light upon the circumstances surrounding the commission of a crime.

Trial by jury was, as Judge Williams says, instituted for the purpose of preventing acts of oppression upon the common people by an arbitrary government and privileged classes, but we do not agree with his conclusion that there is no longer danger of such oppression, even in the United States. The power of money can be exerted more effectively upon a judiciary appointed for life or even upon a judge elected for a term of years, than upon the general public. It is within Judge Williams' recollection that the election of a Supreme Judge of the State of Oregon hinged upon the probable decision that would be rendered in a certain case, and he doubtless remembers that the State chairmen of the two great parties, both representing one side of the case, conspired against Judge Waldo to secure the election of Judge Strahan. If we abandon the jury system and place our rights entirely in the hands of judges, whether elective or appointive, it will make matters much easier for the criminal rich, as it will enable them to purchase the only body that will stand between them and the accomplishment of their designs. Judges are but mortal, and while many of them are incorruptible, and there are others who are venial, and still others who by training and environment are biased toward the forces against which the President of the United States is making a gallant struggle. How much chance would the Government stand in the prosecution of the trusts if it had to depend upon the judiciary alone?

The judge cites the fact that since 1885 there have been 131,951 murders and homicides and only 2286 executions, and we suppose this is intended as an argument against the jury system; but it does not appear that this was altogether the fault of the jury system. The system of technicalities that have become a part of criminal practice may have had much to do with it. In our recollection Oregon juries have not failed to do their duty in murder cases, and the cause for so many failures to convict is not properly placed upon our juries. There are many cases where juries might be dispensed with and the right of challenge might be abridged; but we do not believe the people are ready to abandon the system, or that they would be benefited by so doing.

## "THE FOOL IS WISE IN HIS OWN CONCEIT"

The brethren of the country press of Oregon, who as a rule have been deprived of the advantages of a course in college journalism, and have been compelled to do the best they could to satisfy the desire of their subscribers for news and mental palum are to be congratulated that after so many years wandering without guidance they at last have in their number one whose superiority raises him so far above the common herd of provincial pencil pushers that he has been recognized by the Oregonian as the model country editor, to whom all the rest of the boys should look up as their guide and mentor. Mr. Bennett, of Rabbitville, has taken upon himself the duty of telling his less able brothers just how they should run their little papers in order to entitle them to his commendation. A few of Mr. Bennett's gems of wisdom are worth reproducing:

"So to-day," says Mr. Bennett, "we find the intelligence of the average country publisher below the intelligence of his readers."

Oh, modest and courteous bunny; pecking out of your little burrow to tell your superiors how to conduct their business. When Mr. Bennett tires of belittling his contemporaries in the business he devotes the rest of his long article to playing Bosworth to his own Johnson, and literally bespatters himself with unctious praise. If egotism is an indication of greatness then Mr. Bennett is, indeed, the Nestor of his profession. But it is possible that Mr. Bennett is mistaken, and instead of being truly great, he has only rubbed up against greatness and imagines that he has absorbed it. Frequent visits to Portland and complete adoration of the great men of that port have turned the little rabbit's head and he imagines himself called to instruct others as to the best manner of conducting their business.

Mr. Bennett is opposed to the use of



PROPOSED ROUTE OF THE NEHALEM, TILLAMOOK, AND PORTLAND RAILROAD

## IT IS A MATTER OF HEALTH



There is no substitute.

what is known as "patents," claiming that country papers should not endeavor to give any but local news. As a matter of fact, not one out of twenty of the Mist's subscribers take a daily paper, and the "patents" give them the earliest information they have of the doings of the outside world. The Mist's "patent" to-day contains probably a hundred news items condensed from the great dailies, and in no other way would it be possible for a paper in a small community to give its readers the information necessary to keep them abreast with current history. The "patent" reaches us Wednesday evening, and if anything of great importance happens between Tuesday evening and press time Thursday we can call it from Thursday morning's daily and give it to our readers. Only a man who is soaked with self-adulation could possibly have written such a Pharaonic article as the one copied from last week's Irrigator into the Oregonian.

## COLUMBIA COUNTY AT THE STOCK SHOW.

It is a matter of pride to every citizen of Oregon that Mr. P. A. Frakes, an old resident of Columbia, who is thoroughly identified with the county's interests, is the chief figure at the exposition's great stock show, and out of a class of fourteen entries of his Holstein cattle has taken thirteen prizes, including the gold medal for age bull, gold medal for a cow, and diploma on two year old bull. This was done in competition with the best herd in the United States, that of John B. Irwin, of Minneapolis, who carried off the first honors at St. Louis. The importance of this triumph for Columbia County's dairy cattle interests is hard to overestimate. It means an ever increasing stream of wealth to the breeder, and an excellent advertisement for his county, if the proper advantages is taken of it. Therefore we congratulate Mr. Frakes on his victory and hope his show will never grow less. But Mr. Frakes is not alone as representative of the breeding interests of this county. The Jerseys shown by Harry West and the Ayreshires from the Honeyman farm are worthy representatives of their respective breeds. In the Ayreshires there was no competition, but Mr. West had to go against the very best that a millionaire's money could procure, and under the circumstances he did remarkably well. Had there been a better test Mr. West would have stood an excellent show of adding to his laurels. Take collectively no county in Oregon compares with Columbia as a producer of fine

dairy stock, and great credit is due to the breeders who have given her that enviable position.

## COLUMBIA'S HOLSTEINS.

(Oregonian.)  
There was not such a crowd yesterday to see the finale of the cattle-judging. But the group of families dealt with were full of interest. The family likeness came out very strongly, and also in some cases a family was penalized by some weak member. After the judging was concluded, so far as the Sporthorns was concerned, one of the judges made a pleasant little speech of acknowledgment to exhibitors and their herders for uniform courtesy and compliance with requests. The hearty response showed that, although there might be soreness here and there when some favorite had not carried off the blue ribbon, yet there was no serious dissatisfaction with the awards. Going around the stalls afterwards and taking count of the prize winners and their neighbors less fortunate, one deduction was plain.

In raising thoroughbred stock it is only the best classes that pays and then and then only when it is made a business. Hardly ever is there a solitary prizewinner. The ribbons go to the large exhibit. So there is small temptation for any but wealthy people to enter the lists. Then does it not pay to raise thoroughbreds? Unquestionably it does, for excellence in blood stands for results in pocket. Therefore the sale, of which announcement is made today, in the show ring, should be taken fullest advantage of to disperse these animals far and wide.

To every rule there are exceptions.  
**Frakes' Great Victory.**  
The man who exhibited 14 animals in the Holstein class and won 13 prizes, including the championship for cows, over the celebrated herd of John B. Irwin, of Minneapolis (who carried off the first honors at St. Louis) is such an exception. Chatting with Mr. Frakes, of Scappoose, Oregon, who is the lucky man in question, I found one who for 17 years, had been following his ideal in Holstein cattle, not with an eye to the show ring and blue ribbons but because the more highly-bred the animal the more money came back to the owner through the milk pail. The champion cow was not only a beauty to look at, but a most profitable investment for the dairy work at the dairy. Her proud owner pointed out the contribution of every item in the animals frame and constitution, of the gentleness of character, of the sturdiness and good health which demanded no extra care or exceptional feed, to the one great end of filling the pail not with the milk of early days, thin and poor, but with the rich butter-making, cream-riding milk which that cow produces in such abundance.

Such a talk to a class of students, with the illustration of success and the means that achieved it, would have gone home to many a one. But it would have had to be enforced by the knowledge of the years of hard work, perseverance and far-sightedness which culminate in that row of Holstein cattle of all ages, with 13 prizes out of 14 exhibits.

## Beautiful Women

Plump cheeks, flushed with the soft glow of health and a pure complexion, make all women beautiful. Take a small dose of Herbine after each meal; it will prevent constipation and help digest what you have eaten. Mrs. Wm. E. Strand, Middlefield, Texas, writes, May 21, 1901: "We have used Herbine in our family for eight years, and found it the best medicine we ever used for constipation, bilious fever and malaria. Sold by A. J. Downing."

**Like Find a Money**  
Finding health is like finding money, so think those who are sick. When you have a cough, cold sore throat, or chest irritation, better act promptly like W. C. Barber of Sandy Level, Va. He says: I had a terrible chest trouble, caused by smoke and cold dust on my lungs; but, after finding no relief in other remedies, I was cured by Dr. King's New Discovery for Consumption, Coughs, and Colds. Greatest sale of any cough or lung medicine in the world. At Perry & Graham store; 50c and \$1.00, guaranteed. Trial bottle free.

Our Clatskanie correspondent this week does a great injustice to the people of St. Helens, who are among the heaviest taxpayers in this county and have always contributed their full share toward the roads and schools in other parts of the county. A little fairness, if you please, brother.

The voice of the wood saw is heard on the land.

**Attacked By a Mob.**  
and beaten in a labor riot, until covered with sores, a Chicago street car conductor applied Bucklin's Arnica Salve and was soon sound and well. "I use it in my family, writes G. J. Welch of Tekonah, Mich, and find it perfect." Only 25c at Perry & Graham's.

There will be a whole lot of fun settling up when the Fair is over.

**SPRAINS**  
S. A. Reed, Cisco, Texas, writes Mar. 11, 1901: My wrist was sprained so badly by a fall that it was useless; and after using several remedies that failed to give relief, used Ballard's Snow Liniment, and was cured. I earnestly recommend it to any one suffering from sprains.

Mr. Mitchell said Columbia County would have no exhibit.

**Got ON Cheap**  
He may well think he has got off cheap, who, after having contracted constipation or indigestion, is still able to perfectly restore his health. Nothing will do this but Dr. King's New Life Pills. A quick, pleasant, and certain cure for headache, constipation, etc. at Perry & Graham's store, guaranteed.

Friday is the last day of the great stock show.

I have money to loan on approved real estate security.

W. H. POWELL,  
St. Helens, Oregon.

## ASTORIA & COLUMBIA RIVER RAILROAD COMPANY.

DAILY.		READ UP	
READ DOWN	STATIONS	DAILY.	READ UP
7:00	Le Portland Ar	8:15	St. Helens
8:00	Goble	9:30	St. Helens
9:00	Bathur	10:45	St. Helens
10:00	Pyramid	12:00	St. Helens
11:00	Mayer	1:15	St. Helens
12:00	Quincy	2:30	St. Helens
1:00	Clatskanie	3:45	St. Helens
2:00	Marshland	5:00	St. Helens
3:00	Westport	6:15	St. Helens
4:00	Clifton	7:30	St. Helens
5:00	Knappe	8:45	St. Helens
6:00	Trenton	10:00	St. Helens
7:00	John Day	11:15	St. Helens
8:00	Ar Astoria Lv	12:30	St. Helens

All trains make close connections at Goble with Northern Pacific trains to and from the East and South points. At Astoria with all trains leaving Union depot. At Astoria with I. R. & N. Co.'s boat and rail line and steamer T. J. Potter to and from Ilwaco and North Beach points.

Passengers for Astoria or way points must flag trains at Houlton. Trains will stop to let passengers get at Houlton when coming from points west of Goble.

Gen. Pass. Act. Astoria, Or

UNION PACIFIC	Leaves	Arrives
CHEWAG-PORTLAND via Huntington	7:15 A. M. Daily	1:25 P. M. Daily
STOKES FLYER for Eastern, Washington, Walla Walla, Lewiston, Coeur d'Alene and Great Northern points	6:15 P. M. Daily	1:15 P. M. Daily
ATLANTIC EXPRESS for the East via Huntington	8:05 P. M. Daily	7:15 A. M. Daily

THREE DAILY TRAINS  
—FOR—  
ALL POINTS EAST.  
LOWER COLUMBIA RIVER.  
Steamer Nessel leaves Portland daily, except Sunday, at 8:00 p. m. Saturday 9:00 p. m. for Astoria and way landings. Retaining leaves Astoria at 7:00 a. m. daily, except Sunday.  
A. L. CRAIG,  
General Passenger Agent, PORTLAND, ORE.

**NOTICE OF LAND SURVEY.**  
Office of County Surveyor of Columbia County, St. Helens, Ore., Sept. 12, 1903.  
To W. and Erick Erickson, Margaret Dunlap, Administratrix of the Estate of Mathias Dunlap, deceased, Margaret Duke Dunlap, Thomas Noble Dunlap, James E. Dunlap, Samuel F. Dunlap, Louis Dunlap and William Dunlap, heirs of said Mathias Dunlap, deceased; Ernest E. Hogberg, Nils A. Galmberg and John Schuchman, and any other persons whom this notice may concern.  
You are hereby notified that John Maynard, owner of the E. 1/4 of the NW 1/4, and lots 2, 3, 4, 10 and 11 and N 1/2 of SW 1/4 and NE 1/4 of SW 1/4 of sec. 17, T. 4 N. R. 5 E., has ordered me as County Surveyor of Columbia County, Oregon, to survey and establish the lines and corners of the aforesaid tract of land, and, in compliance with said order, I will be upon said premises on the 18th day of October, 1903, to begin said survey, and will then proceed to survey and mark out said corners and boundary lines aforesaid, and you, parties to be affected by said survey, are hereby notified to be present at said time and place to protect any interest you have therein.  
W. T. WATTS,  
County Surveyor of Columbia County.

**NOTICE FOR PUBLICATION.**  
(Timber Land, Act June 3, 1878.)  
United States Land Office, Portland, Oregon, Sept. 12, 1903.  
Notice is hereby given that in compliance with the provisions of the Act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the State of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4, 1902, William B. Morse, of Salem, County of Marion, State of Oregon, has this day filed in this office his sworn statement No. 1467, for the purchase of the E 1/4 of SW 1/4 and lots 2 and 4 in section No. 18 in Township No. 4 N., Range No. 2 W., and will offer proof to show that the land sought is more valuable for its timber or stone, than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Portland, Oregon, on Monday, the 27th day of November, 1903.  
He names as witnesses: Edmund C. Gilmer, of Portland, Oregon; James Muckle, of Portland, Oregon; Allen Robinson, of St. Helens, Oregon; William H. Powell, of St. Helens, Oregon.  
Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 27th day of November.

**Steamer JOSEPH KELLOGG**  
Leaves Portland on Tuesday, Thursday and Sat  
Leaves Astoria at 7 a. m. for  
St. Helens, Kalama, Cannon's Point, Rainier  
and Kelso.  
Arriving at Portland Monday, Wednesday and Friday at 2 p. m.

**Steamer NORTHWEST**  
Leaves Portland Monday, Wednesday and Friday nights at 10 p. m., for the same points mentioned above and to Toledo, reaching the latter place at 10 a. m. on the following day. Returning, leaves Toledo at 5:30 in the afternoon, Castle Rock at 7:45 in the afternoon, leaving Portland early in the morning. Wharf foot of Salmon St. U. HOLMAN, Agent.

# MEN'S SUITS

## \$9.75

The best you ever saw for the price. Other stores ask \$15.00 for no better.

### NEW PATTERNS

### NEW FABRICS

Send for one. IF IT DONT PLEASE YOU, return it.

## Welch, THE AMERICAN CLOTHIER

221-223 Morrison St. - - - Portland, Ore.

New Walk-Over Styles for Men

\$3.50 AND \$4.00

## KNIGHT'S

Opposite Perkins Hotel, PORTLAND

MAIL ORDERS GIVEN PROMPT ATTENTION. GOODS SENT ON APPROVAL. CATALOGUE FREE.

# THE BIG STORE

DOWN BY THE BIG SAWMILL

Receiving New Goods Every Day In the Week.

## THE MUCKLE STORE

Has a Reputation of Long Standing for Only the Best in

# General Merchandise

Dart & Muckle.

St. Helens, - - - Oregon.

# THE FAIRMOUNT

Corner 26th and Upshur streets at the front gate of the Exposition.

A first class modern hotel, at the most reasonable rates. A family hotel, where guests from the country may be assured of good treatment. In connection with the hotel will be found the most reasonable priced first class restaurant in the city of Portland. Special accommodations for large families. Get your dinner at THE FAIRMOUNT before entering the grounds, and avoid the high prices inside restaurants are compelled to charge

## THE FAIRMOUNT,

Cor. 26th and Upshur Sts.

FOR PORTLAND DAILY

## Steamer IRALDA

C. J. HOOCHKIRK, Master.

Leaves Rainier daily, except Sunday, for Portland, at 6 a. m., departing from St. Helens at 8 o'clock. Returning leaves Portland at 2:30 p. m., arriving at St. Helens at 4:45.

NOTARY PUBLIC  
J. B. GORREY,  
ATTORNEY-AT-LAW.  
Real Estate and Timber Lands sold and My trusts made.  
ST. HELENS, - - - OREGON.

W. C. FISCHER,  
ATTORNEY-AT-LAW.  
BISHOP, - - - OREGON.