

DART & MUCKLE

Carry a Complete Stock of the Best in General Merchandise at Lowest Prices Consistent with Quality. Country Produce Bought and Sold. When in Need of Groceries, Dry Goods, Hardware, Boots or Shoes We Solicit Your Patronage and Assure You Courteous Treatment

ST. HELENS, OREGON

"A Shoe Store for Shoes"

Is the dictum of the experienced. It is a matter of shoe history that the department stores which try to sell shoes of the grades we sell do not make a success of it. The reason is that a shoe "department" is fundamentally lacking in the element of SERVICE that must go with the sale of fine shoes to make them really worth the price asked.

KNIGHT SHOE CO.

Washington and Third Sts.

"All Around the Northwest Corner"

Shoes for	WALK-OVER	Only exclusive
Men and	✠ ✠	children's d'pt.
Women	SOROSIS	in Portland.

JOB PRINTING

IS OUR BUSINESS

WE have the best and most fully equipped Job Printing Office in Columbia County

And we are prepared to do all kinds of Printing on short notice and at most reasonable prices

A TRIAL WILL CONVINC

OREGON MIST

St. Johns, Or.

The Opportunity of Your Life is to Invest Now in St. Johns. I have the Experience and Will Give You My Best Judgement on Prices and Locations

J. E. COLVIN,

St. Johns, Ore.

SUPREME COURT DECIDES.

Since the January, 1906 term of County Court there has been a legal contest between the editor of this paper and the county court as to the payment of a certain claim for publication of the official proceedings of the court. The editor has not felt disposed to say anything in the paper concerning the matter, believing it better to wait patiently for a judicial determination.

We now wish to submit to the people of this county the facts in the case as decided in our favor in the Circuit Court of this district and in the Supreme Court of the State of Oregon on the tenth day of this month.

At the January, 1905, session, I made application to have the Mist declared the official paper of the county. Mr. R. H. Mitchell made a similar application on behalf of his paper—The Columbia Register, and, after a contest in legal form, the Mist was declared the official paper of the county for the year 1905.

Prior to the inauguration of the legal contest the county court made a definite offer while in session—every member of the court assenting—that if the Mist would accept the appointment of official paper and publish all the court proceedings for \$1 per year they (the court) would agree that the Mist should have the printing of the tax list and all other advertising for the county at legal rates. This offer I accepted, though I plainly told the court I thought it was irregular.

Mr. Mitchell afterwards insisted on a legal contest. The court, upon the motion of Mr. Mitchell's attorney, absolutely revoked and set aside its own order, and the Mist was appointed the official paper after the order was revoked by the court in spite of the protest of the editor of this paper, who was at all times willing to carry out his agreement, based as it was, upon the consideration offered by the county court.

The Mist published the official proceedings for one year, and then, no compensation having been fixed by the county court, brought in a bill for \$193.50. The county court arbitrarily, and without any consideration of the real value of the work, cut the bill down to one dollar, and I appealed (by writ of review) to the circuit court.

In the circuit court the attorney for the county made no argument as to whether the bill was reasonable or unreasonable, but attempted to stand upon the original contract, which the county court had itself annulled. Of course Judge McBride made short work of such a contention and expressed an uncompromising opinion of a county board who would attempt such tactics. He gave a very sweeping decision in my favor, finding for the full amount claimed.

The matter could very easily have been compromised, but the court was advised that sure victory awaited at the Supreme Court, and now, unless a rehearing is asked for and granted, it will have to pay the bill in full, with costs and interest. Following is the gist of the

SUPREME COURT'S DECISION

It is apparent from a consideration of the whole act that, although no time is expressly mentioned when compensation shall be paid by the court the intent is that it should be done at the time of the selection of the newspaper, and should be the result of a judicial inquiry and determination and be reasonably compensatory for the work to be done. The court cannot arbitrarily select any newspaper, but name the one making proof, as especially pointed out in Sec. 2638, B. & C. Comp., that it is possessed of the largest circulation. Neither can the court arbitrarily fix a measure of compensation, but the law presumes that the rate fixed shall be reasonably compensatory. The statute fixes a maximum rate, beyond which the court cannot go, and conferred power upon it to fix a lower rate; but the county court not having done so at the time of making the appointment and having made no finding as to what was a reasonable rate when passing on plaintiff's claim it is only fair to presume that the court was satisfied with the reasonableness of the statutory rate. Indeed, this case has been tried and presented by the counsel for the county upon the apparent theory, that there was no question as to correctness of the amount of work done and the reasonable value thereof, as stated in plaintiff's bill, but that plaintiff was still bound by his previous offer to do the work for the sum of \$1.00. This, undoubtedly, was the theory upon which the county court acted when passing on the bill. If it desired to question the facts stated in the bill it should have had findings thereon and made them a matter of record. That duty was not upon the claimant, but upon the county. And now to send this case back so that it may dispute these facts we think would be doing plaintiff

an injustice. At the inception of this matter, the county court seems to have acted upon the erroneous assumption, that it had some discretion as to whom it would let the work and that it had a right to let the work to the lowest bidder. The parties undoubtedly made their respective offers under that belief, but having discovered the error, the court rightly rescinded its order of January 6th, and proceeded according to law. If there ever was any obligation upon plaintiff by reason of his offer, he was certainly relieved from it when the court rescinded the order. Hence the action of the court in rejecting the principal part of plaintiff's bill or claim and allowing a nominal sum, was not a proper exercise of the jurisdiction conferred, and the circuit court committed no error in setting its order aside.

Kodol is today the best known remedy for all disorders of the stomach, such as dyspepsia, heart burn, sour stomach and belching of gas. Sold here by A. J. Deming and Scappoose Drug Co.

THE GREEN LITTLE SHAM-ROCK OF IRELAND

There's a dear little plant that grows in our isle,

'Twas St. Patrick himself, sure that set it;

And the sun on his labors with pleasure did smile,

And the dew from his eyes often wet it.

It thrives through the bog, through the brake, through the mireland;

And he called it the dear little shamrock of Ireland.

The sweet little shamrock, the dear little shamrock.

The sweet little, green little shamrock of Ireland.

The dear little plant still grows in our land,

Fresh and fair as the daughters of Erin,

Whose smiles can bewitch, whose eyes can command,

In each climate they may appear in;

And shines through the bog, through the brakes, through the mireland,

Just like her own dear little shamrock of Ireland.

The sweet little shamrock, the dear little shamrock.

The sweet little, green little shamrock of Ireland.

This dear little plant that springs from our soil,

When its three little leaves are extended,

Denotes from one stalk we together should toil.

And ourselves by ourselves be befriended;

And still through the bog, through the brake, through the mireland,

From one root should branch, like the shamrock of Ireland.

The sweet little shamrock, the dear little shamrock.

The sweet little, green little shamrock of Ireland.

The Supreme Court of California has undone all of Heany's hard work in the San Francisco graft cases, releasing ex-Mayor Schmitz.

COUNTY TREASURER'S NOTICE

COUNTY TREASURER'S OFFICE

ST. HELENS, OR., Mar. 13, 1908.

Notice is hereby given that all unpaid County Road Warrants of Columbia County, Oregon, which have been presented and endorsed "Not Paid for Want of Funds," will be paid upon presentation at this office. Interest will not be allowed after this date.

EDWIN ROSS,
Treasurer of Columbia County, Oregon.

C. T. PRESCOTT / E. E. QUICK. F. B. PRESCOTT

THE COLUMBIA COUNTY

ABSTRACT AND TRUST CO.

TITLES EXAMINED

NON-RESIDENT TAXES PAID

REAL ESTATE

ABSTRACTS MADE

LOANS, ETC

H. MORGUS

Carries a complete line of all the Best in

General Merchandise

At reasonable prices. Your patronage Solicited.

Groceries Dry Goods Hardware Flour and Feed Hay Stationery Fancy Goods

Prof. H. A. Howell of Havana, Cuba, Recommends Chamberlain's Cough Remedy

"As long as I can remember my mother was a faithful user and friend of Chamberlain's Cough Remedy, but never in my life have I realized its true value until now," writes Prof. H. A. Howell of Howell's American School, Havana, Cuba. "On the night of February 3rd our baby was taken sick with a very severe cold, the next day was worse and the following night his condition was desperate. He could not lie down and it was necessary to have him in the arms every moment. Even then his breathing was difficult. I did not think he would live until morning. At last I thought of my mother's remedy, Chamberlain's Cough Remedy, which we gave, and it afforded prompt relief, and now, three days later, he has recovered. Under the circumstances I would not hesitate a moment in saying that Chamberlain's Cough Remedy, and that only, saved the life of our dear little boy." For sale by A. J. Deming, druggist.

Schwartzchild & Sulzberger, it is reported, will build a meat packing plant at Portland at an expense of \$1,500,000.

No Use To Die

"I have found out that there is no use to die of lung trouble as long as you can get Dr. King's New Discovery," says Mrs. J. P. White, of Rushboro, Pa. "I would not be alive to-day only for that wonderful medicine. It loosens up a cough quicker than anything else, and cures lung diseases even after the case is pronounced hopeless." This most reliable remedy for coughs, and colds, la-grippe, asthma, bronchitis and hoarseness, is sold under guarantee at Houlton, Warren, Scappoose, and Deer Island. 50c and \$1.00. Trial bottle free.

The anarchist who killed the Catholic priest while at the altar in a church in Denver, is attempting the insanity dodge. Crazy? Of course he was. It is better that he be hanged, however, than he won't have a chance to go crazy again.

Unequaled as a Cure for Croup

"Besides being an excellent remedy for colds and throat troubles, Chamberlain's Cough Remedy is unequalled as a cure for croup," says Harry Wilson, of Waynetown, Ind. When given as soon as the croupy cough appears, this remedy will prevent the attack. It is used successfully in many thousands of homes. For sale by A. J. Deming, druggist.

An old Clatsop politician was heard to say that he had no desire to go to the legislature this time. Asked why, he said, "There is nothing in it; why a man couldn't get enough graft out of the election of a United States Senator to pay for a plug of 'sawlog.'"—Signal.

The Lucky Quarter

Is the one you pay out for a box of Dr. King's New Life Pills. They bring you the health that's more precious than jewels. Try them for headache, biliousness, constipation and malaria. If they disappoint you the price will be cheerfully refunded at Houlton, Scappoose, Warren, and Deer Island dealers.

Now that Great Britain has a case of some of her own subjects "murdering innocent Japanese," perhaps she won't throw so many stones at the United States. There are times when your Uncle Samuel has great difficulty in preserving his dignity and suppressing a smile.

Get DeWitt's Carbolyzed Witch Hazel Salve—it is good for piles. Sold by A. J. Deming and Scappoose Drug Co.