

Willamette Valley Banking Company

CORVALLIS OREGON.
Responsibility \$100,000.
A General-Banking Business.

Exchange issued payable at all financial centers in United States, Canada and Europe.

Principal Correspondents
Portland, Seattle, San Francisco and New York

Canadian Bank of Commerce

Chicago—First National Bank
Canada—Canadian Bank of Commerce
Union Bank of Canada.

Corvallis Times.

BY B. F. IRVINE.
Official Paper Benton County,
CORVALLIS, OREGON SEPT. 17, 1902.

BILLS ALLOWED

At the September Session of the Commissioner's Court.

The following bills were allowed by the county court at the regular September term, to-wit:—

S H Peterson bld bridge	\$ 48 50
H L Bush sal assessor	443 00
N Tartar work tax roll	70 00
W A Buchanan " "	12 00
W L Price draw jury list	3 00
John Price asst " "	2 00
W B Price " " "	2 00
N Tartar teacher's ex	12 00
W T Rycraft " " "	12 00
Mrs Huggins care co poor	146 12
F M Zierolf gro co poor	3 00
D J Hood wood	73 15
T J Creighton work on c h well	7 45
P S T & T Co telephones	1 50
W G Lane janitor etc	40 40
J H Simpson road supplies	13 48
D D Berman assd ferry vouchers	2 00
Price & McCallum reps road tools	10 35
W L Cauthorn gravel	3 00
E M Dodele cash per road tools	5 20
J R Smith & Co road supplies	8 25
J E Michael ferryman	37 83
Frank Foster run ferry	14 88
Firt Nat Bank road work	13 50
First Nat Bank assgd road work	1 50
First Nat Bank assgd road work	14 25
Moses Bros assgd road work	2 25
Glass & Prudhomme blanks	4 64
City Corvallis sewer	105 04
C B Moores list for assm't	5 50
J H Booth " "	5 10
M P Burnett con fees State vs Baker	17 75
Graham & Wortham med co poor	10 15
Allen & Woodward med co poor	6 75
Doke Gray sal supr	52 00
R M Gilbert bridge work	60 15
M L Frantz road work	10 00
J S Miller " "	6 80
Wm Burgett " "	13 50
Hoskins L Co lumber	24 38
Henkle & Robinson drayage	50 00
Alex Patterson road work	17 50
G V Skelton bridge plans	16 00
F L Miller mdse co poor	14 23
T M Coon lumber	29 12
E N Starr supr sal	17 00
E N Starr bridge work	13 50
E N Starr don road work	60 50
B Wooldridge bridge work	5 00
W Bain road work	4 50
J C Perin " "	1 50
E A Blake " "	4 00
D V Gragg " "	3 00
F M Henline run ferry	1 00
G L Stonebeck bridge work	2 00
O J Blackledge assgd road vouchers	5 00
W H Green bridge work	4 25
First Nat Bank assgd road vouchers	18 00
S S Asher gravel	4 80
W A Jolly sal com	7 40
R S Irwin " "	8 60
Thos Bilyeu Bridge work	17 00
P L Bilyeu " "	9 00

ATTEST:
VICTOR P. MOSES,
County Clerk.

Wanted.
A ton of vetch hay. Inquire at Times office.

For Sale.
Seventy wether lambs at \$2 per head. So four year olds at \$2.50 per head.

S. H. Moore,
Box 45.

For Sale
Cotswold Bucks. Apply at Huston & Bogue Hardware store, Corvallis.

Zierolf has vetch seed.

CLAIMS HAS FRANCHISE NOW

Local Water Company—Special Water Committee at Work—Another Ordinance.

Water franchises, water rates and fire protection, were themes discussed at a meeting Monday night of the special water committee appointed by the common council recently to investigate and report with respect to offers made to supply water for Corvallis. The meeting lasted two hours, and those present were, Councilman Henkle, chairman of the special committee, Councilmen Allen and Heckert, City Engineer Skelton, City Attorney Yates, Fire Chief Sheasgreen all members of the committee, and Dr Farra of the Water Company, and J H Wilson, his attorney. A feature of the proceedings was the presentation of an ordinance embodying the late bid of the local company for a franchise, and the reading and exposition of it by Lawyer Wilson. The proposed ordinance, in full, is to be found on another page. Most of the evening was occupied by Mr Wilson in reading and explaining its provisions, and the purposes of the local company.

Another feature was the claim put forth that the local company has now a franchise. The declaration to that effect was made by Attorney Wilson, and it created much surprise among members of the committee. "If the local company has a franchise now, why is it asking for another," inquired one of the councilmen. "If that claim is correct, we might as well quit business and go home, remarked Chairman Henkle."

Mr Wilson responded that he had no doubt that the old company held such a franchise. He explained that when the council years ago, granted a franchise to the late William Pitman, the grant was made with no mention of a period that it was to cover, and that it is in existence today. Dr Farra further explained that his company when formed, had acquired the franchise from Pitman. The so-called franchise that recently expired, he said, was only a contract with the city, and did not affect the Pitman franchise.

SAMPLES OF WATER PRESENT

On account of the attention given the local company's proposed ordinance, the committee did not reach the Smyth ordinance for serious consideration. The latter was however, brought to the attention of the committee by Lawyer Wilson, who asked permission to point out certain defects, and to compare it with the ordinance of the local company. He said he had samples present of the Willamette water and mountain water, and he invited members of the committee to sample them. Mr Yates asked if water was all he had in his bottles, and when the assurance came there was nothing stronger, the committee men forewent the proposed sampling.

Mr Wilson assured the committee that mountain water could not be brought to Corvallis at such rates as his company offered. Chairman Henkle responded that he didn't care anything about that. "That is none of our business," he said; "An offer is made us to bring mountain water into Corvallis at Portland rates, and all the people in town want mountain water. The council has no concern as to whether or not the business will pay; that is the business of the parties that have made the offer."

MAY CHANGE SMYTH BILL

After Mr Wilson had finished Councilman Allen asked the city attorney a number of questions touching the right of the city to grant an exclusive franchise, and the claim of the local company to an existing franchise. Mr Yates gave it as his opinion that the council has a right to grant Smyth a franchise. He had no doubt, though the charter was silent on the subject. The right to grant such franchise is implied and the principle thoroughly established in the courts. As to an exclusive franchise, he said in Texas, a court had held that any exclusive franchise is monopoly, and unconstitutional. However, in nearly all the towns and cities of Oregon, exclusive franchises are continually granted. He doubted the propriety in the case of granting an exclusive franchise. The pipes of the local company are already in the ground. If the city grants an exclusive franchise to Smyth, the latter may require the city to make its contract good and de-

mand that the pipes of the old company be taken up. This would involve litigation.

Touching Councilman Allen's questions about existence of the Pitman franchise, Mr Yates said he believed that the local company had vested rights under that franchise. Its pipes were in the ground and the company could, he believed, still do business even if a franchise were granted another company. Ultimately, of course, the company that has the contract to supply fire hydrants will prevail and drive the other from the field. But of the right of the old company to continue in business, Mr Yates says he has no doubt.

HAS VESTED RIGHTS.

In the closing moments of the deliberations, the committee got down to business, and prepared for a vigorous water campaign. It appointed a sub-committee to prepare amendments to the Smyth ordinance. This committee is, Chairman Henkle, City Attorney Yates and Fire Chief Sheasgreen. The instructions to the sub-committee are to complete the amendments desired, and to report them to the full committee. Difficulty was encountered in selecting a date for the sub-committee report to be made. Engineer Skelton, mover of the motion for appointment of the sub-committee, suggested Wednesday night. Councilman Heckert wanted Wednesday night or Friday night. Councilman Allen preferred Saturday night. Chairman Henkle urged that there be no delay, and Wednesday night was finally appointed to receive and consider the sub-committee report.

From remarks dropped at the meeting, it appears probable that at least a majority of the special water committee expects first of all to deal with the Smyth offer. The pending ordinance will not be reported for passage in its present form. Certain slight modifications are almost sure to be incorporated. A pressure specification will certainly be prescribed, a gravity system will undoubtedly be required, a more definite declaration with reference to the source of water supply is probable, the giving of bonds for faithful performance of its part of the agreement by the grantee will be exacted, and probably other modifications will be made before the ordinance will be laid before the council for passage.

A HEAVY PENALTY

Person who Took the Revetment Cable is Subject to it—What the Law Says.

The person who took the cable from the government revetment across the river from Corvallis, is subject to a very heavy fine, and imprisonment to match. If any person can discover the facts and secure conviction, a very handsome reward will be paid by the United States government, in case such detection is secured. The fine for the act is not less than \$500 with a maximum of \$2,500, and the informant gets half the amount. David B. Ogden, assistant United States engineer, stationed at Portland, and supervising officer of the Corvallis revetment, has furnished the TIMES with a copy of the laws on the subject. The statute covering the offense is as follows:

"Section 14—That it shall not be lawful for any person or persons to take possession of or to make use of for any purpose, or build upon, alter, deface, destroy, move, injure, obstruct by fastening vessels thereto or otherwise, or in any manner whatever, impair the usefulness of any sea wall, bulkhead, jetty, dike, levee, wharf, pier, or other work built by the United States, or any piece of plant, floating or otherwise, used in the construction of such work, under the control of the United States in whole or in part, for the preservation and improvement of any of its navigable waters or to prevent floods, or as boundary marks, tide gauges, surveying stations, buoys or established marks, nor remove for ballast or other purposes any stone or material comprising such works.

"Section 16—That every person and every corporation that shall violate, or that shall knowingly aid, abet, authorize, or instigate a violation of the provisions of section fourteen of this act shall be guilty of a misdemeanor and on conviction shall be punished by a fine not exceeding twenty-five hundred dollars nor less than five hundred dollars, or by imprisonment [in the case of a natural person] for not less than thirty days nor more than one year, or by both such fine and imprisonment, in the discretion of the court, one half of said fine to be paid to the person or persons giving information which shall lead to the conviction."

Go to Zierolf's for vetch seed.

FIRES IN ALSEA

Barn and Blacksmith Shop of David Tom Burned to the Ground.

Alsea, September 15—The forest fires that have raged west of Mary's peak for several days, swept down on upper Alsea Thursday, and left a trail of devastation. The ranchers heard the roar and the smoke, but did not realize the danger they were in. On the wellknown D R Tom place the greatest damage was wrought.

When Mr Tom arose from dinner, he surveyed the situation, and decided that there was no danger. He busied himself at cleaning grain in one of his barns. Before two o'clock a neighbor drove up and Tom inquired where he was going in such a hurry. The man replied, "I came to help you fight fire."

Mr Tom started to his old house and soon found that it, together with two barns, his blacksmith shop and a granary were in flames. His fences were all on fire and shortly afterward a third barn took fire. The barns were filled with hay, and there were 300 bushels of oats in the granary. All were destroyed. A wagon belonging to D R Spencer and another owned by M P Rycraft, were at the shop for repairs, and both were ruined. What looks queer to all, is that in the midst of the desolate spot left by the flames, there still stands a bright clean straw stack, and with smoking ruins all about it and pieces of charred shingles all over it never caught fire.

Across the river from Mr Tom's live T J Childs and wife, both invalids. Smoke and flames were all about them. At the first warning, Mr Childs removed his wife to a neighbors and returned to battle for his home. In two minutes after his return, his barn took fire, and the old gentleman had a hand to hand fight with the fire for his house. Neighbors tried to go to his assistance, but could not reach him because of flames. But with a hole burned in the roof of his house large enough for a man to crawl through, Mr Childs succeeded in extinguishing the flames no less than three times and finally saved his house.

WORK BEGUN

On Another Modern House—Stranger Wanted to Buy the Site.

Work began Monday on the new cottage to be erected by Nell Newhouse. The site is on the two lots purchased of J O Wilson. The residence of J H Wilson that was destroyed by fire formerly stood there. Mr Newhouse paid \$400 for them 10 days ago, and Monday was offered \$450. He declined.

The Feltons are building a stone foundation for the new cottage. The building is to be very similar to the new Callahan cottage on College hill, and is to cost \$1,200. Below there will be a parlor, dining room, kitchen and hall, with fine porches on the north and west. On the second floor there will be four bed rooms and bath. All the appointments will be modern. The building is to be completed by December 1st. Adams Brothers have the contract.

Auction Sale.

Notice is hereby given that the undersigned will at 10 o'clock a m on Saturday September 20th, 1902 at the residence of A R Locke, 5 miles north of Corvallis, offer for sale at public auction for cash, the following property formerly belonging to Horace Locke, to-wit: 1 3/4 inch Bain wagon, 1 top buggy, 2 14 inch Oliver steel plow, 1 7ft cut Plano binder, 2 years old, 2 sets work harness, 2 saddles, also other farming implements. 5 head horses, 5 cows, 2 yearlings, 35 head sheep, 25 head Angora goats, 1 Poland China boar registered.
W. M. LOCKE.

To Let.

Fifty good Ewes.
L N Edwards,
Dusty Ore.

Estray Notice.

Notice is hereby given that about the 1st day of August last, a three year old gelding, 16 hands high weighing about 1250, being a mouse colored brown with a star in the forehead left the Vineyard pasture about four miles N W from Corvallis. Reasonable reward will be paid for the return of said colt or information as to its whereabouts.
SPENCER BICKNELL, Owner,
Corvallis, Ore.

For Sale.

English rye grass seed, large cheat seed, and vetch seed. A few cords of oak wood, I am looking orders for vetch seed, speak in time.
Also pure bred Aberdeen Angus cattle Poland/China hogs, and Shropshire bucks from recorded stock.
L. L. Brooks.

Vetch seed for sale at Zierolf's,

We Are Prepared!

The arrival for the past two weeks has placed in our store one of the largest and best selected stock of merchandise we have ever had, comprising all the late novelties in dress goods, silks, trimmings ribbons, etc. In shoes you have the largest and best selected stock in the city to choose from. Our aim is to carry everything to be found in an up-to-date dry goods store. Prices to please.....

J. H. HARRIS

O. A. C. UNIFORMS.

New Fall Merchandise

Silks, Velvets and Satins Elegant Dress goods Cloaks and Jackets Tailor Made Suits Dress and Walking Skirts Outing Flannels Royal Worcester Corsets Silk, Velvet and Wool shirt waists Ladies' and Misses Footwear House Furnishing dry goods Ladies Rain Garments Furs and Ruffs	Fine Clothing, Mens Fine Clothing, Boys Single Pants and Vests Overcoats and Ragline Sweaters and Hunting Coat Oil and Rubber Clothing W L Douglas \$3 and \$3 50 shoes Walk-over Shoes \$3 50 and \$4 "Hawes" \$3 00 hats Boys "Security" Shoes Fancy Socks and Gloves New Golf Shirts
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New Goods Weekly

We are showing this season an immense line of Ladies Misses and Childrens, Cloaks, Jackets and Capes all this season New York styles.

Ladies bear in mind our Fine "Broadhead" Dress Goods are thoroughly shrunk and sponged.

Nolan & Callahan

LEADING CLOTHIERS

The Benton County Lumber Co

Manufacturers and Dealers in

Rough and Dressed Lumber Shingles, Cath and Posts.

A Square Deal for Everybody

Yards near Southern Pacific Depot, Corvallis, Oregon

Strictly Up to Date!

J. D. Mann & Co are receiving

Car Load Lots of Furniture

For fall trade, and are now able to show a fine line of

Furniture, Carpets and Stoves

Largest assortment and best bargains ever offered.

J. D. MANN & CO.