

# Corvallis Times

Official Paper of Benton County.

CORVALLIS, OR., SEPT. 2, 1905.

## THE SEQUEL.

The peace treaty has not been signed but its terms have been arranged by the envoys. The arbitrament of arms has made Japan dominant in Corea, mistress of Port Arthur and the Liaotung, arbiter of Manchuria, owner of half of Sakhalin, destroyer of two fleets, terrible in war and a power of the first magnitude. It has made her an influence to be reckoned with in all future designs by robber nations in the Orient, and given her citizenship and national character, a repute equalled in few nations. It has made her masterful in statesmanship, generous in triumph and as high-minded as the loftiest in peace.

Equally striking in the sequel is the conspicuous distinction that comes to our own country for the notable part we have borne in achieving of peace. No statesmanship at any time has surpassed the distinguished service rendered the combatants by President Roosevelt, both in the institution of the conference and in its terrible struggle for peace. The very success that attended the effort is the best testimonial to the standing and influence of our own country and its chief citizen among the nations and potentates of earth.

## TWO REASONS.

There are two important reasons why the two or three individuals who instituted and are conducting a so-called club in Corvallis should abandon that enterprise. The testimony of witnesses and the admissions of the principals in the late trial of its officers, show the club to be a saloon, nothing more, nothing less, sailing under a government license, but paying no revenue to the city.

It was voted in the election last November by the emphatic majority of 166 that no saloon should be conducted in Corvallis. The only way that order can be maintained and society be protected, is for the majority to rule, and for the minority to submit. Persistent attempt by a minority to set at naught the wishes of a strong majority often has the worst kind of a sequel, to-wit:—trouble, demoralization and the bitterest feuds. In obedience to the declared will of Corvallis voters the four saloon keepers of Corvallis, when the local option law went into effect last January, immediately withdrew from the sale of intoxicants, and, like other good citizens, set about to uphold and respect the law. Here, however, comes Hooligan, an irresponsible but ordinarily harmless person, and Mike Kline, but a few months a resident of Corvallis, and set up a saloon, where liquors are dispensed, and where all the business of an ordinary saloon is transacted. In spite of law, in spite of the known duty of every citizen to obey law, this saloon is daily conducted and maintained, liquors are regularly and freely dispensed and the majesty of the law, and the ballot decree of a heavy majority of citizens, set at absolute defiance. This is one reason why the enterprise should be abandoned.

There is another reason. The two persons who conduct this saloon have been sentenced in the courts to pay a fine of \$300 each. Trusting in the assurance of a firm of unknown lawyers, these persons are depending upon subterfuge, deceit and sham to be able to run a saloon in Corvallis, when the sale of liquor is prohibited by law. The very fact that these lawyers advise clients to embark on an enterprise of falsehood and fraud is in itself proof that they are not lawyers of high character and that their counsel is in all human probability untrustworthy. Law is based on common sense and the courts are not idiotic. The sham on which the Corvallis saloon is conducted is so thin that it deceives nobody save perhaps the officers who conduct it,

and some of its membership. It is a sham that will fool neither the law nor the courts, and which ultimately will bring its principals if not some of its auxiliaries, into unhappy consequences. Such is as certain as fate to be the sequel to club enterprise, of which the \$300 fine for Hooligan and Kline is the beginning. It is a second and complete reason for the abandonment of the enterprise.

## RAIDED THE CLUB.

### Arrested two of its Officers and Fined Each Three Hundred Dollars.

A raid of the Corvallis Social and Athletic Club by Sheriff Burnett and deputies was an incident of Wednesday afternoon, and a sequel was the trial and conviction of the vicepresident and secretary and treasurer of the organization for violation of the local option law. The vice president is Merwin McManes, otherwise known as Happy Hooligan, and the secretary and treasurer is Mike Kline, and each was sentenced to pay a fine of \$300. The defendants are preparing to take an appeal, and pending the appeal there is a stay of sentence.

The raid took place about four o'clock in the afternoon. It laid bare the fact that the so-called Social and Athletic club is nothing more or less than a saloon. Subterfuge in the way of assessments as a means of paying for liquor are resorted to, but the sum total of them all is that a member pays for all the liquor he drinks, and that the officers of the club sell it to him. The bar is there with its glasses, bottles, barrels and buyers, and there is a bartender to dish out the goods. He is called the "steward" and is paid a salary for his services. He keeps the books, and at proper intervals "assesses" that is collects from the member the amount of the bill that he has accumulated in the consumption of booze. Each member pays in according to the amount that he drinks, the management claiming that he is drinking his own liquors, the club merely acting as his agent in buying and keeping the stock.

## DRINKING AT THE BAR.

At the time of the raid something like a dozen men were at the place. Six of them were playing cards at a table, and five were standing at the bar in the act of taking a drink, most of them, as the officers entered, having their glasses to their lips. The identity of all the crowd has not been disclosed. As far as learned those at the bar were, James Horning, Elmer Bethers, George Plaster, John Minor and Hooligan. Behind the bar was Jack Milne, the "steward." Though surprised, most of those drinking drained their glasses after the officers entered. One man, however, did not. He had no appetite for his unfinished half glass of beer. He knows why, and the officers who made the raid also understand the embarrassing position in which the raid found him. There is possibility of an interesting sequel to his connection with the club, and statements he has made concerning it. Those playing cards at the table when the officers entered, so far as known were, Dick Zahn, Ned Smith, John Kiger, Jake Hulbert and George Brown.

## OFFICERS HAD A KEY.

The raid was planned by Deputy District Attorney Bryson, who had been engaged for a day or two in the investigation of the club. The officers were Sheriff Burnett, and deputies, John Wells and Clyde Phillips. Deputy Attorney Bryson accompanied the party. The raiders approached the place from different directions, arriving simultaneously. A light knock by Sheriff Burnett brought Mr. Milne, the steward to the door. As soon as he saw who the visitors were; he shut the door in their faces. During the morning however, the officers had secured a key from a member, and with it the door was quickly opened. Before the astonished clubmen realized what had happened, the raiders were examining the place and securing valuable evidence.

## HAD GOVERNMENT LICENSE.

An interesting disclosure resulting from the raid was the fact that the shebang is operating under a government license. The law requires that such license shall be conspicuously displayed in the place of business at all times, but it was found by the raiders in the pocket of one of the officers of the place. It was supposed that he had hastily removed it when he discovered the identity of his guests when he went to the door.

In nearly all respects, the interior of the place was found by the visitors to be about the same as

when Ben Woldt was the proprietor in ante-local option days. Boozie in cases, in barrels and other receptacles was there in abundance. The shelves back of the bar had bottles in profusion, and about the counter there were all the appliances usual to a regulation saloon. The establishment and its operation was manifestly as square a defiance of the authority of law and the majesty of the courts as it is possible to have been evolved.

Hooligan and Milne were at once taken into custody by the officers. The same complaint charged Mike Kline with violation of the local option law, but he was in Albany at the time of the raid. During the progress of the trial that subsequently took place, Milne's name on the motion of the prosecuting attorney, was stricken from the complaint, and the charge against him dismissed.

## THE TRIAL.

The trial of the defendants was without a jury. Mike Kline arrived on the scene shortly after seven o'clock, and demanded an immediate trial. Deputy Attorney Bryson wanted a postponement, but the secretary and treasurer of the club was insistent, and he was accommodated. Asked if he wanted a jury, he said no. He and his brother, P. A. Kline announced that they would appear as counsel for the defense. It took about two hours to conclude the hearing, which was before Justice Holgate. The complaint was sworn to by Deputy Sheriff John Wells. Alex Schick was the first witness. When Mr. Schick was called to the stand, Mike Kline addressed the court. He declared that Mr. Schick is a member of the club and urged that it is law that Mr. Schick could not give evidence that would incriminate himself. To an unbiased onlooker Mr. Kline's point of order seemed to be a confession that there is guilt somewhere about the club, else why this appeal for Schick not to bear witness lest he incriminate himself. This scheme of claiming that the membership cannot testify, is said to be one of the bulwarks of the club. The point didn't stick with Judge Holgate. Mr. Schick testified. He was not an over-willing witness, but in answer to questions, he told the straight truth. He said that he had gotten a glass of beer at the club that morning. He said Hooligan had passed it out to him. He did not pay for the drink at the time. He had, however, to pay for what he drank there. This was done by means of the assessments. He did not remember what assessments he had paid. His testimony made it clear that the chief distinction between the so-called club and regulation saloon is that instead of paying for the drink at the time, the member lets the account stand, paying for several drinks in a bunch.

## A CROSS EXAMINATION.

The only other witness introduced by the state was John Wells. He told of the raid, and what he saw there, describing the place to about the same effect as that which appears in the foregoing. P. A. Kline cross examined Mr. Wells, and was almost fierce at the work. Indeed, he thundered at the deputy, asking if the officer were an expert as to beer, so as to know that it to be beer without tasting it. After fifteen minutes approximately of cross examination, Mr. Kline with powerful voice addressed the court thus "Honorable court: I move the motion that the evidence of this man be squashed, and that everything he has said be swept clear off the board." The court denied the motion, and Deputy Wells' evidence for better or for worse, got safely into the case.

## FOR THE DEFENSE.

Two witnesses bore testimony for the defense. One was Hooligan who passed in his statements to the court with a child-like simplicity and truthfulness that almost brought tears. He admitted that he gave a glass of beer to Mr. Schick, but he said that it was Mr. Schick's own beer. He said that it was not his regular business to pass liquors over the bar, but that he occasionally did so, to help the "steward" out. He admitted that he is vice-president of the club, but swore that he did not know who the president is. The next witness after him swore that Ned Smith is president. Hooligan swore that he had presided at a meeting of the club Wednesday morning, but the next witness swore that Mr. Smith had presided at that meeting. Hooligan said that Geer had resigned the presidency about two weeks ago, and that he didn't know whether or not another president had been elected. He said that sometimes he collected "assessments" but that it was not his regular business to do so, and that it was the "steward's" business.

## THE STEWARD'S STATEMENT.

In striking contrast to the tale of

Hooligan, was the straightforward and apparently truthful testimony of Jack Milne, the "steward" of the establishment. His words seemed sincere, and his manner was frank. There was apparently nothing on his part to hide. Profound silence reigned in the court room while he answered the questions the prosecutor asked.

He said he was steward of the place, and that as such he tends the bar and keeps the accounts. He declared that he is not a member of the club, and that his only interest is his salary. He explained various of the workings of the shebang, announced the name of the president and in all told a story that in its frankness at least, was to his credit.

During the trial, the attorneys for the defense, occupied much of the time. In his closing statement, Mr. Bryson quoted no law, and thereupon P. A. Kline closed a burst of oratory with his favorite motion, "I move to squash this affidavit and clear it off the board." Once when the court, in a desire for information, asked the witness a question, Mr. Kline was on his feet in a minute, saying: "Honorable court: Let the district attorney prosecute this case. We can't defend it with both the prosecuting attorney and judge acting as prosecutors." After the court announced the verdict, Mike Kline said that the court could put the fine to the top notch if it desired, that it was the purpose to appeal. Both men were sentenced to pay a fine of \$300. During the trial, Mike Kline said to Deputy District Attorney Bryson: "You have not acted the man because you had the place pulled while I was out of town."

Our ladies, misses and children's cloaks, jackets and rain coats have arrived. Latest New York styles. Inspection solicited. J. M. Nolan & Son.

## Wanted.

Red Clover and Alsike seed, half car of each to fill an order, only pure clean seed wanted. Also 100 shropshire bucks. L. L. Brooks, Corvallis, Or. Phone 155.

## Remember

When in need of hay and grub oak wood in 4 ft. 16 inch length. Telephone L. L. Brooks

## Albany Bread.

This bread is guaranteed to free from alum. For sale by Small Bakery.

## New Gasoline Wood Saw.

I am now ready to attend promptly to all orders. Ind. phone 335. W. R. Hansell.

## One Dollar Saved Represents Ten Dollars Earned.

The average man does not save to exceed ten per cent. of his earnings. He must spend nine dollars in living expenses for every dollar saved. That being the case he cannot be too careful about unnecessary expenses. Very often a few cents properly invested, like buying seeds for his garden, will save several dollars outlay later on. It is the same in buying Chamberlain's Colic, Cholera and Diarrhoea Remedy. It costs but a few cents, and a bottle of it in the house often saves a doctor's bill of several dollars. For sale by Graham & Wortham.

Do you shave yourself? Well just keep in mind that our Witch Hazel Extract is a distilled extract and does not contain one drop of wood alcohol. Price, bottle, 25. Graham & Wells.

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## For Sale.

Vetch hay. Grub oak wood in 4 foot or 16 inch length. Vetch, clover, Alsike and timothy seeds. L. L. Brooks, Corvallis, Or. Phone 155.

## Reduction in Rates.

Sept. 1, the round trip fare to Portland, account Exposition will be reduced from \$3.50 to \$2.90 for a 30 day ticket but not good after October 31st. This is a voluntary reduction made by the S. P. R. R. and will be appreciated by the public as the last six weeks of the Fair will be the best part and see the largest crowd. J. E. Farmer, agt. Corvallis. W. E. Coman, G. F. & P. Agt, Portland.

## SPECIAL SALE! BLANKETS AND COMFORTS

We bought more Blankets and Comforts than we have room for, on Saturday Sept. 2nd we will begin a 10 days Special Sale. Don't fail to attend this as it means money saved to you. Get ready for winter and buy NOW.

Hotel keepers and Boarding houses should not miss this Money Saving Sale.

The Blankets are made from Oregon Wool by the Salem Woolen Mills.

The Comforts were made in Columbus, Miss., hand knotted.

**J. M. Nolan & Son**  
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For Bicycles, Ammunition, Fishing Tackle, Sporting Goods, Etc.

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The Right Prices. All Fresh Goods. Two Doors South of the Post Office.

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## Chase & Sanborn High Grade COFFEE

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Is produced by many a man enduring pains of accidental Cuts, Wounds, Bruises, Burns, Scalds, Sore feet or stiff joints. But there's no need for it. Bucklen's Arnica Salve will kill the pain and cure the trouble. It's the best Salve on earth for Piles, too. 25c. at Allen & Woodward's, druggists.

## For Sale.

Wagons, hacks, plows, harrows, and mowers, driving horses, draft horses, buggies and harness; fresh cows. If you want to buy, come in. I can save you money.

H. M. Stone.

All new wall paper at Blackledge's.

## Wanted.

To contract from one to three carloads of seed if price is reasonable.

L. L. Brooks,

Telephone 155 Mt. View.

## Gasoline Wood Saw.

I have purchased the Boddy gasoline saw and can execute orders for wood sawing promptly. Ind. phone 339. Link Chambers.

## Lots of Fun.

Taking pictures. We have fine camera. Graham & Wells.

## Hop Pickers.

Light barrels, just what you want for hop picking, for sale at 25 cents each, at the creamery. H. W. Kaupisch.

## REDUCED EXCURSION RATE

To the Seaside and Mountain Resorts for the Summer Vacation. On and after June 1st, the Southern Pacific in connection with the Corvallis & Eastern railroad will have on sale round trip tickets from points on their lines to Newport, Yaquina and Detroit at very low rates, good for return until October 10th, 1905.

Three day tickets to Newport and Yaquina good going Saturdays and returning Mondays are also on sale from all eastside points from Portland to Eugene, inclusive, and from all westside points. Season tickets from all eastside points Portland to Eugene inclusive and from all Westside points are also on sale to Detroit at very low rates with stopover privileges at Mill City or any other point east enabling tourists to visit the Santiam and Breiten bush hot springs in the Cascade mountains which all can be reached in a day.

Season tickets will be good for return from all points October 10th. Three day tickets will be good going Saturdays and returning Mondays only. Tickets from Portland and vicinity will be good for return via the east or the west side at option of passenger. Tickets from Eugene and vicinity will be good going via the Lebanon-Springfield branch, if desired. Baggage on Newport tickets checked through to Newport: on Yaquina to Yaquina only.

S. P. trains connect with the C. & E. at Albany and Corvallis for Yaquina and Newport. Trains on the C. & E. for Detroit will leave Albany at 7:30 a. m. enabling tourists to the hot springs to reach there the same day. Train from and to Corvallis connect with all east side trains on the S. P.

Full information as to rates, time tables, etc. can be obtained on application to J. C. Mayo, Gen. Pass. agt. C. & E. R. R.; Albany; W. E. Coman, G. F. & P. Agt. Co. Portland or to any S. P. or C. & E. agent.

Rate from Corvallis to Newport, \$3.75. Rate from " to Yaquina, \$3.75. Rate from " to Detroit, \$3.75.

Three day rate from Corvallis to Yaquina or Newport, \$2.50.