

PAGES FROM HARRY MURPHY'S LEGISLATIVE SKETCH BOOK

the almost unlimited employment of help in the blennial investiga the books and accounts of the t departments of the state gov ernment and the different state boards institutions, without proposing some us for a more satisfactory and busi-like inquiry into these departments. One bill has been presented in the Senate by Senator Booth providing for a State Inspector, and two bills, one by sentative Eleveridge creating the of State Auditor and another by Repu bills, one by Repre-creating the office of tive Newell, who proposes that the state

hall have a State Examiner. All of these bills are of a similar char cter and it is entirely probable that one of the measures will be made to embrace

the good qualities of the three and enacted before the close of the session. The primary purpose of each of the measures is to provide for an expert accountant, in the salary of the state, who shall be

therized to employ all necessary com-tent help to examine the books and counts of every department of the state including the different boards and institutions maintained by the state, and re-port as to the condition of each at least once each year. The same examination of the records of the different offices in each county within the state will also

e required of this officer. There is not ated in any of the bills the salary that hall be paid this officer, the matter of fixing the compensation being left to the Logislature.

The bill of Representative Beveridge also the office elective and provides that 1998 there shall be elected a State Auditor to serve for five and a half years, or until his successor is elected and quali-

State Examiner who shall hold his office

at the pleasure of the Governor, who shall summarily remove him whenever he may deem such a change advisable. The appointee, it is provided, shall be a qualified elector of the state, a skillful

countant and versed in the theory of ookkeeping and public accounts. He is rohibited from being an incumbent of any public office under the state or any county, municipality or public institution therein and shall not be an officer, trus-tee, assignce or employe of any banking.

moneyed institution, corporation or surety company doing business within the state. Duties of Examiner.

Before entering upon the discharge of

his duties the Examiner will be required give a bond for \$10,000. He is to be implahed an office in the Capitol building Salem and shall deliver to his successor all of the books and records pertaining to the office. He shall examine the blennial reports of all of the state officers and report to the Governor and the Legislature at each session for the

succeeding term as to the correctness of

confirmed today in joint assembly of the me all the more appropriate, when it

RIVER S

afternoon from the Secretary of State and also Mr. Bourne's commission, while he will carry to the latter, starting from NATIONAL GUARD COMMISSIONS Portland Thursday morning. This afternoon Mulkey went to Portland. He will arrive in Washington Monday or Tues-day of next week, and will serve as Senator until March 4, 1907, when Mr. Bourne's six-year term will begin. Promptly at noon today the join Assembly opened by the filing into it House chamber of the Senate member Join

President Haines read from the law governing the procedure in Legislatures for electing United States Semators, requir-ing a Joint assembly to confirm an elec-tion that has been made by each House separately on the first ballot, as was

dent Haines of the Senate, as presiding officer of the joint assembly, officially declared them elected. Mr. Mulkey was instrumental in planting the stars and stripes at the mouth of the Columbia River and adding to a short speech, thanking the members the domain of the United States a territory equal if not superior in portance to the Louisiana Purci which was consummated under administration of that same illustrious

statesman, Thomas Jefferson,



SCOPE OF THE LIEN LAWS

enator Bingham's Measure Protects Miners, Loggers and Mechanics. Act to Safeguard Nurserymen.

roads at the expense, equally distritwo Houses, as the law requires. Presi- is remembered that the far-sighted buted, of the property that is benefitted by the improvement, the county and the state. The expenditure on this account in each county is limited to \$20,000.

Representative Jackson has also inoduced a bill that maintains the andard width of roads at 60 feet but yes county courts discretion in mat-

width of any roads to be established may vary from not less than 25 feet to 75 feet. The present latitude al-lowed in the statutes is from 40 to 80 feet, the standard width being 60 feet. | are taken up. This same bill prohibits driving any traction or portable engine, weighing more than 10,000 pounds over any bridge or culvert except with the re-NUMEROUS BILLS EXTEND THE inforcement of these structures by four stout pieces of plank, each piece not less than 10 feet long, one foot wide and two inches thick, two of said

> while it is crossing the bridge or culort. The bill further provides for a divis-ion of the county, at least once each

until the House bills are out of the way and then it is too late to give attention to Senate measures. Along foward the last ten days of the session the Senate ter to end that on prayer of petitioners willing to do the fair thing but will insist upon action upon Senate bills before any more House measures receive con-sideration. That brings the House to a realization of its duty and Senate bills

times, too, the House is so far behind in its work that it does not get its own bills into the Senate in time for them

it imposes a special tax that is unequal

in its application. The committee is also interested in the "equal curtesy right." Under the present law, when the wire dies intestaie.

committee will labor to defeat any such attempt and will also look after other matters of legislation in which the Pairons of Husbandry of the state are

At the last general election, the voters of the state by a vote of about 64.000 to 5000, enacted, by initiative, bills imposing a tax of 2 per cent on the gross earnings

of telephone and telegraph companies and a tax of 3 per cent on the gross earnings of express companies, refrigerator, sizep-ing and oil cars, the revenue so derived

to be paid into the state treasury. It is to resist any interference with these rates of taxation that this committee, representing the Grange organization of the state, is especially active. They main-

tain that these rates as fixed should not be disturbed by the Legislature on the principle that the bills imposing the same were enacted by the votes of a large

majority of the electors of the state and

that any change in these laws should be proposed and supported by the people who enacted them. There is another important matter of

legislation that the Grange of the state desirous of sceing receive the atten on of this Legislature and that is a reposed amendment to the constitution

providing for the subdivision of the

counties of the state into senatorial and representative districts so as to permi-of a more equitable representation in the lawmaking body of the state from

The committee will also seek to have

the laws on assessment and taxation amended so that the first half of the taxes shall become delinquent on the

first Monday in July rather than on the

first Monday in April as under the pres-At its last meeting, the State Grange At its last meeting, the State Grange recommended the enactment of legisla

tion providing for the employment of con-

also asked of the Legislature by the

Grange. This law provides for the in guance of bonds in precincis for building and maintaining roads, the cost being as

sessed to abutting property in proportion

to its distance to the road that is im-

Jokers Have Fun With Kay.

been having fun at the expense of Sena tor Kay. At least Kay says they have

A considerable number of good-looking

young ladies and ambitious-looking young

me you could give me an appointmen He said that you were one of the lead ers on the side that won out in the o

ganization and that you had influence

Then come

men have been applying to him for ships. He tells them that he i authority to appoint clerks. Then

interested.

each county.

In the House, the Senate bills are left

victs on the highway of the state. This is another subject the legislative com-mittee representing that organization is investigating. The members of the comusually wakes to the situation and begins mittee are undecided just what measure to hold up House bills and when some Representative inquires about them he is given to understand that the Senate is

Frank Wrightman, a Visitor,

they will recommend to the Legislature along this line. They are now examin-ing the bill on this subject that way prepared by the Good Roads Commission and, if this measure is found to embrace the ideas of the Grange, it will be in dursed by this committee. The repeal of the Tutile road law !

The coercive movement sometimes be-gins too late, however, and many a meritarious Senate bill has died in the House at the last hour because the House could not reach it on the calendar. Some-

proved. The Grange objects to this bill on general principles and for the further reason that it is unconstitutional, since planks always to be under the engine to be acted upon by that body. FORBIDS RECKLESS SHOOTING

all of her property reverts to the control

tor Kay.

nomah and Chase of Coos, and was opposed by Coffey of Multnomah, Campbell of Multhomah, Edwards of Lane, McCue of Clathop, Farrell of Multhomah and Dye of Clackamas. The bill was favorably reported by the udiciary committee.

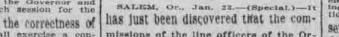


INVALID.

constitution (Art. X. Se

Reeping O Fish Fight

Representative Jackson Introduces Bill to Remedy Matters\_All Line Officers Illegally Chosen.



engaged.

aing his appreciation of the Bourne conveyed similar in a telegram from Washing-Mr. Mulkey received his commission this

here reports. He shall exercise a con-tant supervision over the books and mancial accounts of any and all county officers of the several public, educational, charitable and reformatory institutions belonging to the state, the Fish Warden, Game and Forestry Warden and the Dairy and Food Commisioner, It will be the duty of the Examiner to

formulate a correct system of financial accounting and reporting in conformity with the provisions of the act by which the office is created, and this system shall be uniform in all of the counties of the state. At least once each year he will be required to call, unannounced, on each state officer or institution and each county and make an exhaustive examination of the books as to their accuracy and ascer-tain if the requirements of the constitu-tion and the state laws have been complied with. The Examiner shall further ascertain the character and financial standing of the bondsmen of all state and county officers and report to the proper authorities.

The refusal of any officer to submit for investigation by the Examiner the books and records of the department or institution of which be has charge shall be reported by the Examiner to the Attorney-General of the state, who shall tly take action to enforce a com-with the provisions of the law confer on the Examiner these

privileges. Any officer refusing or neglecting to deliver the books and records of his office to the inspection of the Examiner, or shall refuse to give such information concerning the same as is within his power to do, shall be deemed guilty of a felony and punished by a fine of not less than \$1000 nor more than \$5000, or by imprison-

ment in the State Penitentiary not less than one year nor more than five years, r by both fine and imprisonment Any interference with the Examiner in he performance of his duty will be con-

sidered a felony and punished by the same penalties as are imposed on county officers failing to comply with the pro-visions of the law as already specified

## Penalties Are Very Heavy.

For the Examiner to receive pay, di-rectly or indirectly, for any services or extra services or for neglected services, will constitute a felony punishable by a tine of from \$5000 to \$10,000, or by imprisonment in the State Penitentiary not less than five years nor more than ice years. Under the proposed law the off-

cer of the state or county who issues most demands that their authority be salary warrants shall withhold such war-

exercised, may be avoided. He has prepared a bill providing for the election of officers in harmony with the constitution, making the disthe office of which he has charge is orted by the Examiner until the defalcation is made good or it is proved

tricts small enough to be practicable

that no defalcation exists. County Courts are authorized to sus-pend such officers as are found to be defaulters until the amount of the de-

falcation is made good to the county, He has also prepared an amendment the constitution, placing the appoin ment of all line officers in the han

provided that when it shall appear to their satisfaction that the defaication can not be made good within a satisfaction can time they are authorized to declare the

office vacant and cause the same to be niled by appointment or election, as re-guired by law in case of vacancies aris-ing in such office.

In event the Sheriff or Treasurer of any county is found to be a defaulter. Im-mediately upon his removal from office pending an adjustment of the defalcation, such office shall be in charge of the Ex-

are such popular and competent offiaminer until some person is elected or cers. appointed to fill the vacancy, provided that the Examiner shall not have au-thority to pay out any of the money in

Keep the liver and kidneys in order. Hood's Sarsaparilla is the remedy to his hands pending such suspension, except | regulate these organs.

missions of the line officers of the Or-egon National Guard have been issued to men chosen in direct violation of done yesterday. The journal of yesterday's election each House was read by Chief Cl Grant, of the Senate, and by Chief Clerk the constitution of the state and that Thompson, of the House, whereupon President Haines declared Mulkey elected for the short term and Bourne for the if a riot were to occur in this state, requiring the interposition of military force, the Governor might have to assume personal command of the troops

tol, and the legislators desiring to hear remarks from him, authorized the chair, on motion of Hodson, to appoint a com-mittee to escort him before the joint W....e a commission is prima facle evidence of a right to carry out its terms and cannot be overcome in collateral proceedings, yet in a direct assembly. The committee-Hodson, of proceeding brought to question such commission's validity it is apparent that those held by the officers of the Oregon National Guard, other than the Multnomah: Coke, of Coos; Bayer, Multnomah; Pike, of Sherman, Settlemier, of Marion-passed out of chamber to the rotunda and immediately Governor's and the general staff, would be worth the paper they are writ-

returned, escorting Mr. Mulkey, who, after being presented by the chair, said: Mulkey Addresses Assembly.

vides that "all officers of the line shall Gentlemen of the Legislature, Ladies and be elected by the persons subject to ntlemen: I have observed many animated nes in these legislative halls: protracted otions: failure to elect; ambiitons shat-ed; harmonious selections; aspirations military duty in their respective dis-tricts," while the statute (B & C. Code, Secs. 3243 and 3246) as amended by realized and personal triumphs the last Legislature, provides that the captains of the active militia shall be elected by the company members and shall appoint their own lightenants Some of these things have met with my approval, others I have condemned, but of al al, others I have condemified, h so well meets with my com as the great honor you have d upon me. With a heart ful The captains then elect the colonel, who appoints his lleutenant-colonel and the three majors. These officers-the lleutenants, captains, majors. Hen-tenant-colonel and colonel-ars the ofing and gratitude, appreciating the respon billities of the position and expressing the pe that I may serve the commonwealth United States Senator with efficiency and gnity, I extend to you and to the people the States of O of the State of Oregon my profound thanks. ficers of the line, and it is apparent

In any but a personal sense my election is of little momant; the manner in which the election was brought about however, is of importance. Oregon, under its primary election law and the provisions of Statethat they are not "elected by the per-sons subject to military duty in their respective districts." Both by the constitution and by statute the "persons subject to military ment No. 1 of that law, has elected a United duty are all males between the ages of 18 and 15; and the state is at pres-ent by military regulation divided into States Senator by popular vote and witho constitutional codifications. It must be t concern of all of us that the people of th state and their representatives in the Leg three districts. Thus at present every lature never recede from this advanced posi tion. When the other states of the Union follow Oregon's lead the effect upon National legislation will be instant and beneficial. Whereupon President Haines announced receipt of and read the following message man subject to military duty in the city of Portland and within the mili-tary district in which it is situated has a right to say who shall be the line officers at the Multnomah County from Mr. Bourne:

Message From Bourne

Armory. Representative C. S. Jackson, chair-man of the House Committee on Mili-tary Affairs, a member of the active E. W. Haines, President Senate, Salem, Or.: To you, and through you to the hon-orable members of the Oregon joint Legismilitia, and one of the sharpshooters sent to represent Oregon at the Na-tional rifle shoot last August has not divulged this defect until now, that lative Assembly, permit me to herewith express my ancere thanks for the legislative ratification and formal election of Senato fulkey and myself, as the people's selec-ion for their United States Senators for the It may be remedied by the present Legislature and the disastrous effects of short and long term, respectively, as signifield in Oregon's last general election, out egotiam and without self gloride for having fairly and how prople of our direct-primary law, thereby having the commissions of all line of-ficers attacked in a moment of public necessity and when the commonweal

volved a plan in the adoption of which the all the states of the Union may, with our own, select and, in ef-ity elsect their United States Sen-out violation of or amendment to the Federal Constitution.

ind so as not to entail an enormous dection expense on the people, and, in lew of the recent disturbances in While I am grateful to the Legislature for reprospheres and practical unanimity the which it has finally conferred upon the great homor of a seat in the United late Sente in compliance with the ex-Portland, declaring an emergency so pressed will of the sovereign people of Orethat the act may take effect at once. gon. I am also mindful of the fact that the office is a high public trust committed to my hands as a public servant, upon whom de-volves the duty of rendering due equivalent

of the Governor, but restricting it to for the confidence placed in me by my felpersons who have shown themselves best qualified after a practical exam-ination in the handling of troops. The recent election of Colonel Mcow-citizens, and now, as before my election, t is my promise and my determination to try the people of our state and our coun-ry to the full measure of whatever ability may posses. With becoming dignity. I Donell and the contemplated appointdesire to thank you in behalf of the state, nent of Captain Dunbar to be major, hough invalid, will probably not be ffected by popular election, for they

on behalf of the law, and for myself. Re specifully yours. (Higned) JONATHAN BOURNE, JR.

Senate Passes Boundary Bill.

SALEM, Or., Jan. 13.-(Special)-The Senate today passed the bill agreed upon by the Linn and Lane

SALEM, Or., Jan. 23.-(Special.)-There are pending in both Houses an unusually large number of lien bills and in a ma-

rity of cases the advantages that will blow their enactment are conferred upon Mr. Mulkey had been seen in the capi- the laboring man who performs work and

who, under the present statute, in many stances, experiences no end of trouble in getting what is his due, when he does not lose out altogether.

Senator Bingham, of Lane, has introuced three bills, each amending the resent laws regarding liens, and all of them in the interest of the laborer. Seccounty.

tion 5671 is so amended as to make the lien of a mine imborer for imbor per-formed a preferred lien over all other liens, and providing that mortgages, sale

and transfer of the property will not be allowed to defeat such liens. What is known as the loggers' lien law is so amended, section 5580, that the lien of such laborers is made preferred and prior

to all other liens, no payment by the owner to the contractor or sub-contrac-tor to defeat such llens, except the pay-ments so made by the owner to the contractor or sub-contractor is distributed

mong the laborers pro rata. An amendment is also prop on 5644, by which the time w a mechanic must file a lien against property for an unsatisfied claim for wages due for services performed is extended from 30 to 60 days, after the work for which the claim is presented has been

performed. Protection to nurserymen is insured in a bill fathered by Representative Rever-idge. This bill gives the nurseryman a lien on all tress and shrubs sold on credit until the same are paid for. Under present practices, nurserymen sustain heavy losses each year through people who pur-chase fruit trees and other shrubs on 90

days' time. After planting the same on their property, and before the time allowed within which to pay for the trees, it has happened with too great frequency that these people have sold their lands, together with the trees planted, leaving

the nurseryman the loser and with no

hope of recovery. Farmers will be held strictly liable for the payment of cost of threshing and har-vesting their crops if a bill introduced

by Representative Steen, on the request of the District Attorney of Merrow County becomes a law. This measure provides that all unpaid claims of ope-ratives for threshing and harvesting crops shall constitute a lien on the crop so threshed or harvested. If the claim is not satisfied within so days, the claimant is authorized to foreclose the lien in satisfaction of his claim.

## Will Plan Reapportionment.

SALEM. Or., Jan. 21 (Special.) - As a solution to the problem of rearranging the legislative representation of the counties of the state. Representative Jewell today introduced in the House a resolution pro-viding for the appointment of a committee of seven to report to the House a re- of the lien and the satisfaction of the apportionment bill. Representative Wash-burne, of Lane County, has already in-troduced a bill covering this subject, bas-ing the apportionment on the last state

census. Will Address Oregon Prisoners.

SALEM, Or., Jan. 22. - (Special.) -Mrs. Ballington Booth, head of the "Primon Leagues." will be in Salem, Pebruary 3, and will address the prim-oners at the state penitentiary.

year, into suitable road districts, change in boundaries to be made only at the January meeting of the county court. The nomination and election every two years, of road supervisors is arranged to take place in the same manner as other precinct officers.

Brings Delinquents to Book.

are liable to the payment of road poll tax and refuse to settle with the

An amendment is proposed to the present road law by Representative Steen so as to enable a man residing within an incorporated town and owning property in the country to sign petitions and remonstrances relating to roads proposed to be created and established in the vicinity of his hold-ings within the county, and at the same time maintain his residence in

town. At the request of the people of his county, Representative Chase, of Coop County, has introduced a bill which

authorizes the issuance by a county of nds to the amount of \$800,0 ch amount thereof, as the peo y county in the state may v an election. The money so produced is to be expended in the general con-struction and improvement of the roads within the county issuing these bonds. The people of Coos County are

planning an active campaign of road building in their section of the state and consider that the Legislation that is desired will prove of great advant age to them in carrying out their

programme. The better preservation of county roads in such counties as have to con-tend with irrigation ditches is proposed in a 'bill by Representative Kubil, of Jackson County. This meas-ure provides that the County Judge shall be empowered to dictate the place and manner of constructing bridges or substantial culverts over

One of the three bills on this subect in the Senate was introduced by Senator Hart. If enacted this bill will require the owners of irrigation ditches to stop the seepage and flow of water from these ditches upon the county road upon notification of that condition from the road supervisor. Except the leakage is stopped within six hours, after the owner of the

ditch has been notified, the law au-thorizes the road supervisors to employ the necessary help and repair the do-fective ditch or flume, the charges for the work to be a lien on the property and unless it is paid within 60 days after being placed on the property, provision is made for the foreclosure

claim held by the county. Senator Smith, of Marion, propose in a bill to repeal the provision of the law of 1905 providing for the improve ment of the county roads, levying assessments on the lands benefitted thereby and creating a fund to pay for same and appropriating land therefor.

Another amendment to the present

Representative Knowles Introduces Bill to Protect Human Life.

of her husband but when the husband dies, leaving no will, but one-half of his property goes to the wife. The Grange SALEM, Or., Jan. 23.-(Special.)-Repreinsists that these conditions be equalized

sentative Knowles, in a bill introduced so that when the wife dies but one-half today, proposes to curb the reckless use of firearms within the state. The text of the bill and the penalties prescribed of her property shall go to the husband, the balance of the estate being divisible among the children or other heirs. A follows: bill covering the subject has been in-

That it shall be unlawful for any person troduced in the House. within this state to recklersly point, display or discharge any kind of frearms in or upon any public highway of this state, or where other person or persons are assembled, or SALEM, Or., Jan. 23.-(Special.)-Some of the members of the Legislature have

point or discharge the same towards any dweiling-house or other building or struc-ture in which at said time persons may be residing or present, or recklessly discharge said firearms in any manner so as to endanger the lives of persons or safety o mestic animals of any kthd, whether wi shall result therefrom or not, and, upon

conviction thereof, shall be punished by a the response: "Why, Mr. Davey told fine of not less than \$10 nor more than \$5 or by imprisonment in the County Jali less than ten days nor more than six mont or by both such fine and imprisonment, at

the discretion of the court.

## Amendments to Constitution.

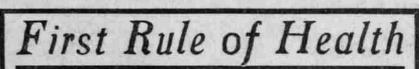
enough to get me a clerkship." And then when Kay tries to deny the pos-session of the much-resteemed inducence the would-be clerk wears a look of doubt-SALEM, Or., Jan. 23.-(Special.)-Two fulness and disappointment. Kay susproposed amendments to the state con-stitution were proposed in the House to-day by resolution as follows: By Newell, providing for the subdivision of counties

into Senatorial districts, as requested by

the State Grange; by Reynolds, amending the constitution as to salaries of state officers to conform to flat-salary law.

pects his colleague. Smith of Marion, and one or two others of putting up the same job on him.

Headaches and Neuralgia From Colds. Laxative Brom-, Guinine, the world wide cold and grip remove, removes cause. Call for ful name. Look for signature E. W. Grove, 250



Ask your doctor, "What is the first great rule of health?" Nine doctors out of ten will quickly reply, "Keep the bowels regular." While you are about it, ask him another question,

Ayer's Pills SUGAR-COATED

"What do you think of Ayer's Pills for constipation?" We are willing to trust him. Are you?

We have no secrets to hide! We publish the formulas of all our medicines. J. C. AYER CO., Manufacturing Chemists, Lowell, Mass

road law is proposed by Sena Coshow. He would amend Section of the 1903 law so that at the disc

religation ditches across the county oads within his county. Regulates Leaks in Ditches.

Representative Barrett, of Umatilla County, on the recommendation of the county court of his county, has fered a bill that provides for garnisheeing the wages of such person as