

THE STATE TREASURER RESTAINED BY THE SUPREME COURT.

By reference to our advertising columns it will be seen that Hon. A. H. Brown, State Treasurer, announces that there are now funds on hand for the payment of a certain number of warrants drawn since Sept. 14, 1874. This announcement is the result of the termination of a suit in which Jos. Simon, of Portland, brought suit against Mr. Brown, State Treasurer, several months ago, praying that a writ of mandamus issue from the Circuit Court of Marion county to compel the Treasurer to pay certain warrants drawn in 1872, presented in that year and endorsed. "Not paid for want of funds." The State Treasurer declined last November to pay the warrant, on the ground that it was a part of the deficiency indebtedness of the State, and that the appropriation act of 1874 provides only for the current expenses of the State government for the two years from September, 1874, to September, 1876. In his answer to the petition, he argues that if he is compelled to pay all outstanding warrants on the Treasury issued prior to the passage of the appropriation act of 1874, there would remain no funds for the payment of the current expenses of the government, as contemplated by the act, since such warrants amount in the aggregate to the sum of \$287,459.17 while the appropriations of 1874 amount only to \$387,157.66 for the two fiscal years ending in September, 1876. The petition, however, set forth that there is in the Treasury a sum of money (\$4,000 greenbacks) not raised by taxation, and therefore applicable to the payment of the petitioner's warrant. The case was heard before Judge Bonham, who ordered that the writ issue.

The State Treasurer appealed to the Supreme Court, where the decision of the court below is affirmed. It is ordered that the said sum of \$4,000 in greenbacks be set aside by the Treasurer for the payment of warrants of the class of that held by Mr. Simon. The court endorses the construction placed upon the appropriation act of 1874 by the State Treasurer—that the revenues of the State during the coming two years must be applied to defraying the current expenses of the State. This we consider an eminently just decision, and one which must insure to the best interests of the State. It has no long been the custom to have our State warrants trafficked and hawked about over the country at enormous discounts, that no one sells articles to the State without making calculations for loss on its scrip by charging heavy advances from what the same articles would bring at cash sales; hence the State has been compelled to pay excessive prices for its supplies and much of its indebtedness has accrued in that way. Legislatures owe it to the people to make such provisions as will maintain the credit of our State and place it in a situation to compete in the markets with private individuals and thus secure the benefits of current prices.

The State Treasurer did well to contend for this wise and equitable construction of the law, and the Supreme Court has done itself infinite credit in so construing the appropriation bill, especially in view of the fact that all of the monied interests were on the other side.

We shall advert to this subject again.

HORACE GREELY'S GRAVE.—On the crest of Locust Hill in Greenwood Cemetery is the grave of Horace Greely, still unmarked, and apparently uncared for. There is no mound over it, the line between the new laid sod and the old only distinguishing it from the rest of the hill. An iron park stool has been placed at the foot of the grave, and a small Fourth of July flag and the cane of the great editor are by it. At the head of the grave are the remains of withered floral offerings and another faded flag. The spot is difficult to find, and the only information the laborers can give is that Mr. Greely's grave is over by the fountain somewhere. If the trices that mark it were removed, the exact spot of the grave would soon become obliterated. Just beyond where a fountain plays is the splendid monument over the grave of S. F. B. Morse.

The Washington correspondent of the Eugene Journal, writing under date of Dec. 29, gives an account of the suicide of a Presbyterian preacher of that city. On Sabbath morning before New Year's, just before he was to have occupied his pulpit, he went to his room and cut his throat with a razor, and was shortly found dead, weltering in a pool of blood. Besides his wife having been for years a maniac, he was the day previous to his death detected in the act of stealing a book from a store in the city, and he preferred being dead rather than the disgrace of the meeting his congregation.

RADICAL RATE vs. PATRIOTIC DEVOTION.

The telegraph brings along the not surprising intelligence that many of the Radical members of Congress are going around to the President's view of the Louisiana difficulty and are proposing to support and recognize the Kellogg Government at all hazards. This is in accordance with the nature of the average Radical politician. No matter how much his better genius might at first thought impel him to shrink from the perpetration of gross outrages for party advantages, and even incite him to make a faint and spasmodic display of political decency and sincere patriotism if only for shame's sake, yet his habitually blind subservience to the crack of the party lash and the frown of the party leader, will always bring him down from the loftiest plane of dignity and decency to the abject attitude of a cringing sycophant and fawning cur at the feet of the Presidential molar. Since this always has been, and is always to be the case with the satellites of that party, we rather admire that stolid indifference to shame and disregard of patriotic honor which stimulated only for the current expenses of the State government for the two years from September, 1874, to September, 1876. In his answer to the petition, he argues that if he is compelled to pay all outstanding warrants on the Treasury issued prior to the passage of the appropriation act of 1874, there would remain no funds for the payment of the current expenses of the government, as contemplated by the act, since such warrants amount in the aggregate to the sum of \$287,459.17 while the appropriations of 1874 amount only to \$387,157.66 for the two fiscal years ending in September, 1876. The petition, however, set forth that there is in the Treasury a sum of money (\$4,000 greenbacks) not raised by taxation, and therefore applicable to the payment of the petitioner's warrant. The case was heard before Judge Bonham, who ordered that the writ issue.

Yet though a Radical Congress and custom house organ may shamelessly support this bold usurpation and gross outrage upon a sovereign commonwealth, it is comforting to know that the great masses of the nation are joining in one common chorus of dissent and disapproval. The Legislatures of New York, New Jersey, Delaware, Virginia, Ohio, Indiana and other States have already passed resolutions of condemnation. Tilden, the popular new Governor of the Empire State; Hendricks, the iron-hearted Executive of Indiana, and Allen, the veteran Nestor of Buckeye Democracy, have joined in messages of severest censure; and indignation meetings have been held in all the great cities of the Union, at which eloquent tongues expressed gravest alarm at this unwarranted encroachment upon the fundamental bulwarks of civil liberty, and denounced the Administration in blistering adjectives for its contumacious and participatory in the outrage.

This is as it should be. While a few of the Radical vampires like Morton, Chandler, Williams and Phillips, are reveling in their revolting crimes against Republican institutions, and attempting to force the country into another scene of bloodshed and carnage, the great voice of conservative patriotism is heard above the hideous vampires' crows, and the angel of peace and reconciliation is settling to a permanent rest upon our national bulwarks. It is a source of profoundest pleasure to know that the heart of the people, both North and South, is so largely on the side of reconciliation, union and good government—that the love of liberty is not dead in the land, and that this latest and grossest of Radical outrages cannot pass by unrebuked.

It would seem that the Bulletin and its masters would learn some lessons of prudence, if not of wisdom, by these thunders of disapproval which are reverberating across the continent from every quarter. Will they not be warned of the fate which must speedily overtake their infamous career and destroy their power for further evil? Will they not beware, reflect and stop? As sure as there is justice on the earth and a ruling power for good in Heaven, so sure must their venomous hatred of the South be crushed and their attempt to destroy civil liberty in our land brought to an early termination. The mass of the people are neither wicked at heart or fools by nature.—They have a clear knowledge of right from wrong and by their recent conduct at the ballot-box have evinced a determination to exercise that knowledge for their country's good.

We say again to the crushed, bruised and bleeding people of the South, keep up brave hearts. Remain patient, lead and true to yourselves and your country. The morning sun of reconciliation is already above the horizon—it displayed its first beams in October last. Then it was that those foul shapes which haunt the night of animosity were, with gnashing teeth, first brought under its blighting beam. They are now endeavoring to pile up thick clouds of doubt so as to shut out its light. But hour by hour and day by day it rises in the Heavens and they all experience its searching heat. In 1876 it will attain the meridian and then like mists on the mountains will the convulsions of Radical delusions fade into nothingness, while its full beams will spread over hill and valley, and plain, bathing all in a universal flood of peace, plenty, and happiness. Then in the circle of civilized peoples will stand these United States pre-eminent in place and honor.

"Old Massachusetts—there she stands!"—D. Webster. Not so, Daniel! She is flat on her back, and the Democratic party is sitting on her.

IMPORTANT SWAMP LAND DECISION.

The Mercury, in alluding to the Swamp Land decision which we publish on our first page to-day, says:—In November, 1871, in a communication to the Department of the Interior, Governor Grover announced that, "In relation to all the swamp and overflowed lands in Oregon, not reserved, sold or disposed of by the United States on March 12th, 1860, the position of the State is, that by virtue of the acts of Congress recited (acts of Sept. 28, 1850 and March 12, 1860), a complete grant and indefeasible title were vested in the State." The right to these lands had been wholly neglected for eleven years by the State authorities, and had been wholly ignored by the General Land Office, both in the pre-emption and sales of the public lands in this State.

The assertion of this title brought upon the Governor's head a storm of invective and abuse from the Radical press of the State, and particularly from those papers which were in the interest of railroad corporations holding land grants from the general government by acts of Congress subsequent to the swamp land acts; these corporations preferring to take the swamp lands under their grants rather than to go to the foot-hills and mountains to make out the complement of lands not secured in the valleys.

Attorney General Williams came from Washington, at the bidding of these corporations, with copies of the Governor's letters to the Commissioner of the General Land Office which he read to the people, as he stamped the State, denouncing this claim of title as groundless and as an infamous attempt to swindle somebody. He asserted everywhere that the position was not law, and that the claim would never be allowed.

Lower California is having fine rains, as well as other portions of the State, and all fears of a short crop are now removed. A female auctioneer is the latest California sensation. She is pretty polite and persuasive, and gets away with much duce. Acting Governor Callaway has appointed Louis Coleman a Director of the penitentiary at Deer Lodge, vice Moses Moore resigned. Miss Hattie Luckit has been elected Egressing Clerk of the Idaho Legislature. Well Luckit is a good name for that Egressing young lady. The cost of the new public school building at Colorado Springs exceeded the funds in hand by \$4000, and the deficit was voted in bonds at a special election.

A Mrs. Burton, of California, beats the world in the cultivation of castor beans. She has a sator oil on the troubled waters, and produced a crop \$600.00.

A Montana poet who expressed a desire to "die amid the grand solitude of the lofty mountain tops" got his lamp of life snuffed by the kick of a pack mule.

All the apparatus pertaining to the Boulder, Sunshine, Salina and Gold Hill telegraph line has arrived at the first named place, and the wire will be in operation in a day or two. Lieutenant Winters, of the twenty-third infantry, with a detachment from Fort Russell, is taking a measurement of the new wagon road from Cheyenne to Red Cloud agency.

The Olympia Courier heads an article with the conundrum, "Where's the Good?" It seems to us that Mark Antony solved that when he said "the good is mostly interred," etc. A party of eleven prospectors, who have been searching and digging about the base of Chiann mountain for some sign of gold or silver, have abandoned the search as a hopeless job.

An intemperate wretch recently attempted to outrage a girl only 11 years old, near Junction. The father of the girl is after the beast with a shotgun, and we hope will "fetch" him. In Montana 1st week the thermometer froze up (being more than 40° below zero) at Virginia City, 38° at Chinaman were turned into icebergs. Other cases of loss of human life are reported.

Miss Yokum is the most popular school marm Empire City has ever had. She is muscled like a hired man and stands the big boys on their head in a corner when they show any foolishness. A Spanish Solano farmer advertises in the San Francisco papers for a wife and says "one that is not afraid to get old and infirm and wants to be waited on. The California State Board of Education has adopted the Pacific Coast Readers for the use of schools in that State. We venture the prediction that it will turn out to be a stupendous job. Tom Merry has cast off all subscribers to his News who are a year in arrears. He says "if a man gets the best of us one year's subscription, that's his fault; if he catches us for two years, the fault is ours." An addition of \$800,000 was made to the valuation of property in Pueblo county last year. The Chicagoan predicts that "the year 1875 will be one of unimpeded prosperity for Pueblo and Southern Colorado."

PACIFIC COASTERS.

All over Oregon—the snow. Ben. Simpson is in Washington. Paper barrels is the latest "Erico" invention. Arizona wants an appropriation for a territorial penitentiary. Fort Collins is bound to build a wagon road over into Estes park. A new military post in the Black Hills is one of the things talked of. The freeze has laid a temporary injunction on operations of the Salem flouring mills. The steamers Beaver, Fannie Patton are tied up at Salem awaiting a change of water.

Olympia has only 1,000 inhabitants and five newspapers. A good opening for the fool killer. Gov. Grover has appointed Chas. Schacker commissioner of deeds, to reside in St. Louis Mo. The value of business houses erected in 1874 in Helena was \$232,300; of dwellings, \$99,475. The Olympia papers are ventilating an absconding "corn doctor" and making him squirm considerably.

B. & J. S. Doe, of San Francisco, have sold the Ellensburg mill to Riley & Stewart, on private terms. A California man lassoed and killed a grizzly bear near San Louis Obispo last week. It weighed 700 lbs. The money order department of the Denver postoffice received and disbursed \$1,126,467 43 during the year 1874.

Suzalan & McPadden, of Corvallis, will defend the Brown brothers who killed a man on Sprague River last summer. Lower California is having fine rains, as well as other portions of the State, and all fears of a short crop are now removed. A female auctioneer is the latest California sensation. She is pretty polite and persuasive, and gets away with much duce.

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The Portland Bulletin has recently taken a great fancy to a farmer's life. And that reminds us that we ought to tell agriculturists in want of good farm lands to send in their applications to custom houses and post offices at least 90 days before the 4th of March, 1877.

mine in that wonderfully rich district. It lies in good shape for working and cannot fail to be a fortune to its owners.

The married ladies of Nevada City gave a paper cambric fancy dress party on January 1st. No other kind of material for dresses and mask but paper cambric was used. Some of the boys say it was a rather thin affair.

Rev. Jno. F. Damon preaches on alternate Sabbaths at Seaside and Port Madison, and on Christmas day he was presented with a neat residence in each one of these places. Bro. Damon has surely found his Pythias on the Sound.

And now a Junction city preacher is accused of frequenting saloons and gambling dens. Like Beecher, he will soon be perched "on the ragged edge of despair," and will be forgiven by his congregation and retained as the shepherd of his flock.

A man by the name of John Patterson, formerly of Red Wing, Minn., was murdered in the woods near Bismark on the 6th inst., and the citizens of that town offer a reward of \$500 for the apprehension and conviction of the murderer.

The Dalles Mountain editor must have been mad when he got his patent outside for the second week in January and found it filled with nothing but Thanksgiving poetry and stories—matter that was printed three months before the date of the paper of the Union.

A Laramie man, with a Bible in his pocket, rushed into a saloon to help quell a row, and just as he got inside, a pistol ball fattened itself against the thick covering of the holy book. The Independent thinks this furnishes a reason why every man should carry a Bible in his pocket.

The snowfall at Georgetown, Col., during the winters of '71, '72, '73, and '74 is thus reported by W. H. Cook: From October 1, 1871, to June 1, 1872, 55 feet; from November 1, 1872, to June 1, 1873, only 55 inches, of which 40 inches fell subsequent to March 1; during October, November and December, 1873, 36 inches; during January, February, March, April and May, 1874, 126 inches.

A. J. Wilson, of Nevada, courted one girl a long while and then switched off suddenly and married another. This first love daily practices on him with a pistol, as he passes her door, and she thinks she will "fetch" him after while. He is thinking of emigrating by the time she gets sufficiently expert to be able to shoot within an angle of 45 degrees of his cranium.

Recently a little daughter of a Mr. Hossian of Stanislaus county was returning home from school on horseback; when she got lost in the fog. She wandered around all night and about daylight the next morning came to a neighbor's house. Though she had been in the saddle about eleven hours, through one of the darkest nights ever witnessed, she did not seem in the least alarmed.

GENESIS.—We remember that a New York paper in 1860 called the new Republican party the "party of gush." The name was eminently applicable. It gushed into power during the war, has gushed through nearly all of the States of the Union since, and last fall completely gushed out, leaving only here and there a blubber where it disappeared under the great political tidal wave of 1874.

PROBING SURPRISES.—A snake with seventy-one young ones was killed, recently, on Alcona river, Ga., by a Newton county negro. That nigger probably expressed himself something like Ben. Simpson is said to have done just after the last fall elections: He thought "the faster you killed off the d—d copperheads the more of 'em you had to fight!"

A GAY DECEIVER.—The editor of the Lexington (Mo.) Register is willing to admit that "Benjamin Franklin occasionally stumbled upon the truth." It is the toleration shown by country editors toward such desperate villains as Franklin that makes us willing to bequeath our memory to posterity.

Now that the Third Term business is gone up, the New York Herald and Tribune are preparing a veracious narrative that President Grant is engaged in a plot to abdicate the throne in favor of Susan B. Anthony, who will reign as a military dictator, supported by an army dressed in chemise-look.

THIRSTY KANSAS.—It must indeed be dry in Kansas, if it be true, as a local paper says, that the suffering catfish lies stranded on the blistering bottom of his late happy home, waving his tail in the crisp breeze as a signal of distress.

NOT A GOOD DAY FOR THEM EITHER.—A Mississippiian last week found twenty young alligators on the banks of a Coahoma county lake, and captured half a dozen of the reptiles.

HIS SEX DISCOVERED.—A "female colored girl" may be found in Kentucky if one of Governor Leslie's recent proclamations may be relied upon.

THE COMING CONGRESS.—A Philadelphia stripping stole \$700 from his father and presented it to an orphan asylum.

A CLASSIC MORK.—A couple of members of the darkey conference were passing down the Avenue, when one trod on the indigestible portion of a pear, and as his number eleven went up the rest of his being was correspondingly lowered. "Kiyah, Brudder Jones, is you fallin' from grace?" checked his companion. "Not precisely, Deacon; I'm settin' on de ragged edge ob dis pear."

NEWSPAPER ENTERPRISE.—The passionate blood of the first Cain still dances holy in the veins of his descendant, Kaine, of the Milwaukee Sentinel, as witness the following: "Striped hose is again becoming popular. This is a reliable statement—a mud-puddle has been formed on the crossing opposite the office."

AN EXPLORER.—A Vermontier, South recently to pick up odds and ends, and wrote home an account of a marvelous cave he had explored; it now seems, he had walked into the mouth of a colored member of the Mississippi Legislature, while the eminent law-maker was enjoying a drunken snooze.

OF INTEREST TO SCAM.—The New York Graphic having declared that a walk in the bracing atmosphere of Central Park at this season of the year makes a person feel ten years younger, has understood that Miss Susan B. Anthony intends to take four walks in that vicinity in order to make herself feel like sixty.

HE IS DISCOURAGED.—A young man at Concord, N. C., named Hilton, attempted last week to kill himself with morphine and by cutting his throat. He will probably not try lenient measures any more, but resort to something desperate—and corn, furnisance.

The St. Louis Journal indignantly denies that Williams, of the Norris-town Herald, is laundate Williams. That paper is bound that every man shall stand before the community upon his own merits, so far as it is in its power to compass the end.

SKREDALEP.—A Philadelphia Catholic priest has eloped with a Protestant girl, carrying off \$45,000 of a church fund. He will turn up as a carpet-bagger and be returned to Congress.

The President has signed the bill providing for resumption of specie payments in 1879.

EXHIBIT OF THE FINANCES OF THE CITY OF ALBANY, OREGON, FOR THE OFFICIAL YEAR OF 1874.

Table with columns: Amounts paid into the City Treasury, Balance in the City Treasury at the close of the official year 1873, Cash received on fines for violation of laws, Cash collected on taxes for 1874, etc.

PLEASE WHAT TO DR. GEO. W. GRAY, 8008

ESTRAY NOTICE

TAKEEN UP BY THE UNDERIGNED, IN A Beaverdam precinct, Washington county, Oregon, on the 7th of December, 1874, a span of old gray horses, one of which was high, the largest one of which has but one eye.

THE ORIGINAL BAY TEAM

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NOTICE

ALL THE BOOK ACCOUNTS AND NOTES belonging to the firm of G. Hill & Son, late droggists in Albany, will be sent after this date to the undersigned, at the Clerk's office in the Court House, Albany, Oregon, and all persons indebted to said firm will please call on said Clerk, on or before the 15th inst., and settle and thereby save cost.

UNHEALTHY ATTITUDE.—Secretary Bristow has had occasion to rebuke several female clerks in his department for sitting with their feet up against the window sills during lunch time. He says it interferes with the freedom of digestion. But is a good advertisement for a hosiery manufacturer.

Ayer's Cherry Pectoral.—The world's great remedy for Coughs, Croup and Consumption. NEW ADVERTISEMENTS.

A MILL SITE FOR SALE. A MILL SITE FOR SALE. A MILL SITE FOR SALE.

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ADVERTISEMENTS THE OLD BROOM FACTORY. W. D. BELDING, THE GENTLEMAN. This city has produced the first broom in this country, and is again engaged in the old business at his old mill in the Hotel building, Main Street, Portland, Me.

TO THE LADIES OF LEBANON. THE UNDERIGNED TAKES THIS opportunity of announcing to the ladies of Lebanon, that he has received the largest stock of Millinery and fancy dress, and is prepared to cut and make dresses and do all millinery work in the latest styles. The shop is now located in the new building next door to McCully's store.

DISSOLUTION NOTICE. NOTICE IS HEREBY GIVEN THAT the firm of Somers, Ledy, Brown, Helle and Henry, has been dissolved, and the business of the firm is now being conducted by the said Somers, Ledy, Brown, Helle and Henry, under the firm name of Ledy, Brown, Helle and Henry, and all persons having claims against the said firm are hereby notified to present the same, duly verified to the undersigned, at Albany, Lin County, Oregon, on or before the 15th day of February, 1875.

HOME MANUFACTURING COMPANY. NOTICE IS HEREBY GIVEN TO THE stockholders of the Home Manufacturing Company, that there will be a meeting of said stockholders in the City of Salem, Oregon, on Tuesday, the 23rd day of Feb., 1875, at 10 o'clock P. M., for the purpose of dissolving said Company, and in case said stockholders shall be unable to assemble on the said day, the meeting may be adjourned from time to time, and the business of said Company may be conducted by the Board of Directors, until the meeting of the stockholders.

PICTURES. SPECIAL NOTICE. ALL SIZES AND STYLES AT PRICES TO suit the times. Call on J. W. STANDARD, on finishing photographs.

SOMETHING NEW! I make the copying and enlarging of old Engravings, etc., a specialty, and my work is guaranteed to be perfect. The price for small cards is 10c or 15c, and for larger cards from \$1.00 to \$5.00 for the first copy, and for each additional copy, 50c. Call on J. W. STANDARD, in San Francisco. Call and see my satisfaction guaranteed or no charge.

NOTICE TO CREDITORS. Estate of Edward E. Parrish. NOTICE IS HEREBY GIVEN THAT the undersigned, Administrator of the Estate of Edward E. Parrish, deceased, has filed in the County of Lincoln, Oregon, a true and correct list of all persons having claims against the said estate, and all persons having claims against the said estate are hereby notified to present the same, duly verified to the undersigned, at Albany, Lin County, Oregon, on or before the 15th day of February, 1875.

NOTICE OF FINAL SETTLEMENT. NOTICE IS HEREBY GIVEN THAT the undersigned, Administrator and Admistrator of the Estate of Edward E. Parrish, deceased, has filed in the County of Lincoln, Oregon, a true and correct list of all persons having claims against the said estate, and all persons having claims against the said estate are hereby notified to present the same, duly verified to the undersigned, at Albany, Lin County, Oregon, on or before the 15th day of February, 1875.

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