

BRIEF LOCALS.

Vogel has a fine lot of genuine Scotch puddles. Miller, the merchant, makes a new announcement this week. Eighty Corvallisites returned from Yaquina bay last Saturday. Secure a new subscriber for THE GAZETTE. It contains all the news. Keep a cool head by wearing straw hats purchased from Miller at hard-time prices. Hop picking was commenced yesterday morning in the Zimmerman yard near Philomath. J. M. Nolan calls your attention to his fine stock of shoes in another column. Read his "ad." A substantial cross-walk is now afforded our citizens between Stock's cash store and the Occidental hotel. Nelson Bros. are popular with those who like a clean, easy shave. Barber and bath rooms in Occidental building. Parasols, sewing machines, carriages, guns and any small machinery repaired at J. Wm. Wilf's. Work guaranteed. Miller, the merchant, spent his holiday last Monday behind the counter displaying out those rare bargains in clothing. If you want a delightful bath, go to the Occidental bath rooms. The proprietors make it a point to keep everything clean. Mr. L. M. Patterson has sold his delivery business to W. L. Carleton, the transfer to be made on the first of October. Salmon trout are beginning to bite on the Yaquina river between Elk City and Newport. Lots of sport for those thus inclined. E. B. Honnig, the grocer, has on hand a nice lot of fresh Benton county water melons, the first of this season's crop in the market. In the case of citizens of Chemeketa street, Salem, versus the city of Salem in the matter of recent improvements of the streets, the city wins. For the best value for your money in pocket-knives, razors, scissors, children's carriages, sewing machines, pianos, organs, or anything in this kind of goods, call on J. Wm. Will. Boys, do not forget to go and look at Kline's clothing. You can buy suits at your own price. They are selling them cheap this season. Straw is cheap since three-hing began and Miller, the merchant, is offering what he has in the form of hats at first-cost prices. To price them is to buy. It is not necessary for Nelson Bros. to keep a foot employed to write up their praises as they still continue to do a good and thriving business at the Occidental shaving parlors and bath rooms. Things at the carriage factory as a rule are quiet, but they are occasionally filling small orders. Tuesday an order from Ashland was filled, and one from Los Angeles the latter part of last week. The board of regents of the state agricultural college held a session in Salem Wednesday and was attended by President Bloss, W. Nash, secretary and J. M. Applewhite, treasurer, all of this city. A horse race, distance 200 yards, was run near town last Saturday, horse for horse, by Fred Joy and "Tex" Daniels, the latter of whom won by about twenty feet. Race was repeated with same result. Acent the improvements in progress on Main street we must not forget to mention the removal of the old and time worn telephone poles that lined our main thoroughfare. They are now conspicuous by their absence. Owing to the rise of water in the Willamette during the last few days of rain, the steamer "Three Sisters" will soon again commence moving the accumulated freight at the different points between Eugene and Portland. The sidewalk around the Dillard block, just west of the old agricultural college building, is in a very dangerous condition and should be repaired at once, thereby averting a serious accident to some pedestrian and a damage suit against the city. Dr. J. Harry Gay, the well known ophthalmic optician and optical specialist, will again visit our city and have his office at the Occidental hotel, September 25th, 26th and 27th. Mr. Gay has fitted many difficult cases in Corvallis. Don't forget the dates. Remember consultation and examinations are free. Considerable dissatisfaction has been expressed by the different bands of the state intending to take part in the musical carnival of the coming Portland exposition in regard to the prizes offered in the land contests. All visiting bands will have to pay their own transportation and expenses, and only medals instead of cash prizes will be awarded. President J. M. Bloss, H. T. French, professor of agriculture, Geo. Coote, instructor of horticulture, and E. M. Belknap, engineer and practical instructor in wood and metal work, all of the state agricultural college at Corvallis, are on the grounds. The college exhibit arrived Monday morning and was soon in place on the right hand side of the north half of the pavilion. —Statesman. Mr. Andrew Emerick of this city laid upon our table last Saturday ten silver prunes, the combined weight of which was one and one-half pounds. Also a few specimens of the Italian variety. They were grown on his lot in the western part of Corvallis and formed quite an interesting collection. A cluster of white grapes in a half-developed state that weighed a quarter of a pound added proof to the fact that this is the climate for fruit culture.

LINCOLN COUNTY LOSES.

Defendant's Demurrer Sustained by the Ruling of Judge Fullerton. At the special term of the circuit court recently held in Corvallis, the mandamus case was argued involving a claim of Lincoln county for a portion of Benton county's school fund arising from the five-mill tax of 1892, and possibly that from the school land fund recently apportioned. Last Saturday Judge Fullerton handed down a decision sustaining defendant's demurrer to the writ, which is in favor of this county. The decision saves to the school fund of Benton about \$4,500. Whether our western neighbors will appeal the case remains to be seen. As matters concerning the county's school money are of special importance to almost every citizen, a brief repetition of the history of the case may be of interest to our readers. The basis of Lincoln county's claim is section 11 of the act creating the new county: "It shall be the duty of the superintendent of schools for Benton county, within 60 days, etc., and he shall also at the same time making the apportionments of the school fund for the year 1893, apportion to the various school districts within Lincoln county their pro rata proportion of said school fund at the same rate as if said county had not been created and organized." We also quote a portion of section 5: "The county clerk of Benton county shall, within thirty days after this act shall have gone into operation, make out and deliver to the county clerk of Lincoln county a transcript of all taxes assessed upon persons and property within the said county of Lincoln which was previously included within the limits of Benton county, and all taxes which shall remain unpaid upon the day this act shall become a law shall be paid to the proper officers of Lincoln county." It will readily be seen that this law contemplated the collection of taxes in both counties for 1892 by the sheriff of Benton, but it was assumed that they would be collected by the usual time, in which event it would have been the duty of Benton's school superintendent to apportion the school fund in accordance with the law. The collection of taxes, however, was postponed by the retention of the tax roll an unusual time by the board of equalization and from other causes. When the tax roll was returned to the clerk of Benton the officers of Lincoln had qualified and the time had expired within which the law required the clerk of Benton to make out and deliver the transcript of taxes assessed. The transcript was completed as soon as possible and sent to the clerk of Lincoln before any taxes had been collected by the sheriff of Benton. The sheriff of Lincoln then proceeded to collect the taxes for his county, including the tax for school purposes. The school superintendent of Lincoln soon thereafter made a demand of Superintendent Bryan, of Benton, for an apportionment, according to the terms of section 11, of the school fund arising from taxes on property within the new boundaries of Benton, at the same time retaining the fund from taxes on property in the new county. Mr. Bryan refused to comply with the demand, and was reported to the county court which at once authorized Mr. Booth to institute mandamus proceedings in Lincoln, against Mr. Bryan. The matter came before Judge Fullerton and was dismissed on the ground that the action against the superintendent should have been brought in the county in which he exercised the functions of his office. Mr. Bryan thereupon disbursed the funds on hand to the districts in this county. Another writ of mandamus was soon afterward applied for in Benton county. The proceedings restrained Mr. Bryan from apportioning school money which came into his hands from taxes collected after the first apportionment was made, and on account of which he did not at once disburse the money obtained from the state school land fund. The merits of the case were argued before Judge Fullerton the first of August and resulted as stated. The defense argued that the writ did not state facts sufficient to entitle plaintiff to any relief; that it did not show that Superintendent Booth, the plaintiff, had any interest in the matter, and therefore could not bring the action according to the general law which says that "Every action shall be prosecuted in the name of the real party in interest." Perhaps the argument which will be best understood by the public is that an apportionment according to the view of plaintiff would not be in accordance with the general school law; that such a distribution would give the children of Lincoln a larger percentage of school money than the children of Benton would receive; that a law authorizing such apportionment would be class legislation and therefore unconstitutional. It may be proper to state that Lincoln county claims that a full transcript of the taxes of that county was not sent to the clerk, and on that account could not obtain her full share of school money or other taxes. This claim arose from the fact that the assessment was not made in all instances so that property in both counties owned by one person could be segregated. It might therefore occur that an individual having property in both counties would pay the taxes on all to the collector of the county in which he resided, and would probably revert to the benefit of one county as much as to the other. This matter is also before the court but, as we understand it, had no legal connection with the proceedings respecting the school fund. Could the exact amount of taxes collected in this county on property in Lincoln, and vice versa, be determined, a reapportionment might be justifiable; but Lincoln's claim to all her own and a share of Benton's school money the same as if Lincoln county had not been organized, is clearly unjust.

COUNCIL PROCEEDING.

The common council for the city of Corvallis met in regular session last Monday night, Mayor W. S. McFadden in the chair. The following members were present: J. Wilson, T. J. Creighton, B. R. Job, R. E. Gibson, L. G. Altman and E. P. Grefcoz. City Attorney J. R. Bryson, to whom had been referred a petition to pay Butler bills against the city hall, reported that in his opinion the city is not legally liable for the payment of the said claims, or any of them. The city attorney also reported that in the case of P. Avery, et al., vs. the city of Corvallis, the circuit court overruled the demurrer to the complaint and rendered a decree declaring ordinances No. 37, 45, 47 and 49 void. He also reported that he procured Judge Strahan in said case and asked that he be retained to assist in case of an appeal to the supreme court. On motion the city attorney was authorized to carry the case up to the supreme court. Bills amounting to \$442.50 were allowed. Reports of city treasurer and police judge were read and referred to the finance committee. Petition of Young America Engine Co. for janitor was read and placed on file. Liquor license bond of Geo. Maddux was approved and the police judge instructed to issue license at his request on receipt of cash therefor. On motion the matter of leasing the old city hall was placed in the hands of the finance committee. There being no further business, on motion the council adjourned. Don't you know to have perfect health you must have pure blood, and the best way to have pure blood is to take Hood's Sarsaparilla, the best blood purifier and strength builder. THE CHURCHES. There will be preaching at Union school house by the Rev. W. C. Kautner. Services will begin at 3 p. m. Services at the Congregational church on Sunday at 11 a. m. Sunday school at 10 a. m. Y. P. S. C. E. will meet at 6:45 p. m. The Rev. George F. Plummer, pastor, will preach in the Episcopal church next Sunday morning and evening. Subject in morning, "Lesson from the Harvest Field"; in evening, "A Spiritual and Scientific Formula." Preaching at the Christian church next Sunday at 11 a. m. and 7:30 p. m. by Evangelist Frank Abram Powell. Y. P. S. C. E. meeting at 6:30 p. m. Beginning next Sunday revival meetings will continue indefinitely, services beginning at 7:30 sharp, each evening. Regular services at the Presbyterian church next Sabbath morning and evening. Preaching by the pastor, Dr. Thompson. Subject in the morning, "A Solid Structure"; in the evening, "Responsibility." Sunday school at 10 a. m. Service of song at 7:30 p. m. One week from next Sabbath is "R living" day for the Presbyterian church throughout this county, and it is the 40th anniversary of the Presbyterian church in this city. Appropriate services will be held on that day at which full particulars will be given next week. It is rumored that arrangements are making for the establishment of a loan company in Corvallis, which proposes to loan money with real estate security at 6 per cent. per annum. An agent for an eastern company of capitalists was here a few days since looking over the territory and making investigations to the above end. He secured the endorsement of a number of our business men to the effect that this was a suitable location for an enterprise of that kind, which was forwarded to his company. As yet nothing further is known concerning the venture. Under the supervision of Chief of Police Taylor the city is doing some very necessary street improvements, by way of repairing cross-walks, etc. A new walk from the Occidental corner to Stock's Cash Store and also from the hotel Corvallis to Allen & Woodward's corner is completed, the latter being made of heavy plank. Much of this kind of repairs is needed to bring the streets of our fair city up to the standard and THE GAZETTE hopes the good work will go on until sidewalks and all are in good condition. A gentleman of this city who spent several weeks at the bay in the vicinity of Newport reports that while in conversation with many of the good people over there he heard a number express themselves as quite sorry for the division of the county—that they begin to realize, like the democrats last fall who wanted a change, a serious mistake has been made. The judgment just rendered by the court in reference to the school funds will not have a tendency to increase their appreciation of the situation. Mack Porter has announced his safe arrival in Chicago by a letter to his sons, Ike and Brick. He has seen the wonders of the Columbian exposition and is so much infatuated therewith that he wants to join him, and that "no matter what it costs, he'll bear all expenses."

LOCAL NOTES.

School Tablets for sale at this office. Hood's PILLS cure constipation. 25c. Send a copy of this paper to your friends. Everything in the jewelry line at Vogle's. Tablets, inks, pens and pencils at THE GAZETTE stationery store. Screen doors 90c each at F. J. Oberer's River Front planing mill. Vogle has a fine line of spectacles. Assorted frames fitted to suit. Doors and Windows sold at cost by F. J. Oberer at the River Front planing mill. Hood's PILLS may be had by mail for 25 cents of C. I. Hood & Co., Lowell, Mass. U. B. Vogle, the jeweler, has just placed a fine new safe in his store. Articles of value entrusted to his care will be perfectly safe. Ladies should not forget that the cloaks have arrived at Kline's and all who wish a nice article should give the cloak department an early call. A lot of blank books, letter files, etc., which have been slightly damaged by water will be retailed at THE GAZETTE stationery store at the purchaser's own price. Students of the college and public schools should remember they can get anything in the stationery line at THE GAZETTE STATIONERY STORE. Pens, inks, tablets, etc. Ladies, attention! W. Taylor, house cleaner, gardener and general jobber, carpet laying and cleaning, whitewashing and window cleaning a specialty. Leave orders at Moore & Taylor's barber shop. SOLD OUT AND SKIPPED. On Monday morning Billy Skipton disposed of a half interest in the lively business of Skipton Bros., Mr. James Skipton, the senior member of the firm being the purchaser. Billy has gone to see the wonders of the east for the first time and will make the first principle stop of his journey at the world's fair. THE GAZETTE wishes success to both of these gentlemen in whatever they may undertake. SWINGING AROUND THE CIRCLE. Of the diseases to which it is adapted with the best results, Hostetter's Stomach Bitter, a family medicine, comprehensive in its scope, has never been thrust upon public attention in the guise of a universal panacea for bodily ills. This claim, daily arraigned in the columns of the daily press by the proprietors of medicines far inferior to it as specifics, has in a thousand instances disgusted the public in advance by its absurdity, and the prospects of other remedies of superior qualities have been handicapped by the pretensions of their worthless competitors. But the American people know, because they have verified the fact by the best trying tests, that the Bitters possess the virtues of a real specific in cases of malarial and liver disorder, constipation, nervous, rheumatic, stomach and kidney trouble. What it does it does thoroughly, and all persons having claims against said estate are required to present the same with the proper vouchers within six months from the date of this notice, to the said executor at his residence in Corvallis, Benton County, State of Oregon. Dated this 8th day of September, 1893. S. L. SHEDD, Executor of the Last Will and Testament of Eliza A. Starr, Deceased. NOTICE TO TAXPAYERS. NOTICE IS HEREBY GIVEN TO THE taxpayers of Benton county, Oregon, that on September 25, 1893, the board of equalization will attend at the office of one county clerk of Benton county, Oregon, at the courthouse in Corvallis, Oregon, and publicly examine the assessment rolls, and correct all errors in valuation, description or quality of lands, lots, or other property. Said board will continue in session for one week, and if no errors are found, all assessments will remain as entered upon the roll and no corrections or alterations will be made by the county court thereafter. A. B. ALEXANDER, Assessor for Benton Co., Oregon. Dated September 4th, 1893. W. L. DOUGLAS \$3 SHOE. Do you wear them? When next in need try a pair. Best in the world. \$5.00 \$3.00 \$4.00 \$2.50 \$3.50 \$2.00 \$2.50 \$2.00 \$2.25 \$1.75 \$2.00 \$1.75 FOR GENTLEMEN FOR LADIES FOR MISSES. If you want a fine DRESS SHOE, made in the latest style, don't pay \$6 to \$8, try my \$3, \$3.50, \$4.00 or \$5 shoe. They fit equal to custom made and look and wear as well. If you wish to economize in your footwear, do so by purchasing W. L. Douglas Shoes. Name and price stamped on the bottom, look for it when you buy. W. L. DOUGLAS, Brockton, Mass. Sold by Z. H. Davis, Agent. Benton County ABSTRACT CO. Complete Set of Abstracts of Benton County. Conveyancing & Perfecting Titles a Specialty. Money to Loan on Improved City and Country Property. J. B. MARBLEY & CO., - Proprietors. MAIN ST., CORVALLIS. Men's FINE Men's SHOES. Our Men's Fine Shoes for FALL AND WINTER Have Arrived. Kangaroo, Cordovan, German Russet Calf, Camel Skin and Oil Grain in Bluchers, Lace and Congress, Single Sole, Double Sole, And Cork Sole. LATEST STYLES. POPULAR PRICES. NOLAN'S

CHOLERA IS HERE! New Cases Developed In New York. STEAMERS IN QUARANTINE.

Health-Officer Jenkins Keeping a Close Watch on Every Ship Coming In. Our New Stock of Clothing is also here and our August sale did not bring us the \$5,000.00 We wanted, so we will continue for 30 days, offering the entire stock for any reasonable price. A good portion of our stock is right from the Bonny Is. of Scotland. Those sturdy Scotches are very fashionable---in fact they are the swell suit for this year. We have them in Double-Breasted Sack, in Single-Breasted Sack, and Cutaway. There is no need for us to dwell upon the durability of this well-known fabric, as most every man, woman, and child knows of the strength and durability of a Scotch tweed. We have them from \$8.00 up. Call and examine them before buying elsewhere.

Miller's Clothing Store, Corvallis, Oregon.

ALBANY STEAM LAUNDRY. Leave orders for work by this laundry with John Lenger at Wells, Fargo's express office. Clothes will be called for on Tuesdays and delivered Fridays. NOTICE TO CREDITORS. NOTICE IS HEREBY GIVEN THAT the undersigned has been duly appointed executor of the last Will and Testament of Eliza A. Starr, deceased, and all persons having claims against said estate are required to present the same with the proper vouchers within six months from the date of this notice, to the said executor at his residence in Corvallis, Benton County, State of Oregon. Dated this 8th day of September, 1893. S. L. SHEDD, Executor of the Last Will and Testament of Eliza A. Starr, Deceased. NOTICE TO TAXPAYERS. NOTICE IS HEREBY GIVEN TO THE taxpayers of Benton county, Oregon, that on September 25, 1893, the board of equalization will attend at the office of one county clerk of Benton county, Oregon, at the courthouse in Corvallis, Oregon, and publicly examine the assessment rolls, and correct all errors in valuation, description or quality of lands, lots, or other property. Said board will continue in session for one week, and if no errors are found, all assessments will remain as entered upon the roll and no corrections or alterations will be made by the county court thereafter. A. B. ALEXANDER, Assessor for Benton Co., Oregon. Dated September 4th, 1893.

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DON'T BOTHER WITH BAKING! During Hot Weather, Get Your Bread, Cakes, Pies, PIONEER BAKERY! Cheaper than you can possibly make them at home. Call and see their splendid Variety of Goodies! Lovely Ice Cream! Delicious Coffee! on draught at all hours, day or night. YOU PEOPLE WITH MOUTHS FOR PIE! GIVE US A CALL. HODES & HALL. Portland Business College. PORTLAND, OREGON. A. P. ARMSTRONG, PRINCIPAL. Open all the year. Students may enter at any time. Catalogue free. A BUSINESS EDUCATION PAYS. CHANGED HANDS! Having purchased the Stock of Groceries, Crockery and Glassware of HENKLE & BELL I am prepared to meet and deal with the people of this vicinity upon the following platform: I will not be Undersold; Everything in Stock First-class and Fresh; I shall deal on the square in all cases; Call and examine my Stock and Prices. SPECIAL INDUCEMENTS OFFERED CUSTOMERS FOR 30 DAYS. E. B. HORNING. PORTLAND'S GREAT INDUSTRIAL EXPOSITION. Opens September 27 1893 Closes October 28. LIBERATTY'S + CELEBRATED + MILITARY + BAND- WILL FURNISH THE MUSIC. A WORLD OF MECHANICS IN MINIATURE THE SPECIAL FEATURES WILL EQUISE THOSE OF ANY PREVIOUS YEAR. MADAME GIRARD GYER'S PRISMATIC FOUNTAIN IN Constructed at a cost of \$19,000 and throwing thousands of jets of water into the colors of the rainbow will beautifully Music Hall. LARGE AQUARIUMS Containing Fish of all Varieties found in Oregon Waters, have been constructed at Great Expense. THE ART GALLERY Will contain a collection of paintings selected from the World's Fair. Among them Elieberg's celebrated painting, "STEEPS LAST FIGHT." To visit this great Exposition and view its wonders in every department of Art and Science, will be next thing to a visit to the World's Fair at Chicago. REDUCED RATES ON ALL TRANSPORTATION LINES. For further information, address E. W. ALLEN, Superintendent and Secretary.

DR. PRICE'S Cream Baking Powder. The only Pure Cream of Tartar Powder.—No Ammonia; No Alum. Used in Millions of Homes—40 Years the Standard.