

Cordelia Reynolds Asks \$1,500 for Damages Sustained.

A Defective Bridge.

Plaintiff alleges for cause of action against defendant: That on the 8th day of June, 1897, Lane county was and for a long time prior thereto had been in control of the highway and bridges in road district No 25; that said bridge is situated upon the county road about four miles east of Elmira, and was kept open for public use and travel and was so used by the public; that for a great length of time prior to June 8, 1897, said bridge was permitted to remain in an unsafe and dangerous condition, which was well known to the defendant, Lane county; that said bridge extended across a swale a distance of 50 feet; that it consisted of stringers laid across said swale upon which were laid planks, the ends of a portion of the same upon the north side of said bridge being unsupported by stringers or otherwise; that one of the planks was defective, unsafe and dangerous, in that said plank had a large knot therein extending through and covering almost the entire width of said plank, thereby weakening the same and making it unfit for use in said bridge.

That on said June 8, 1897, while lawfully traveling over said bridge, the plaintiff, Mrs Cordelia Reynolds in company with her husband, Lester Reynolds, received injuries, more particularly as follows: That plaintiff, with her husband, was riding upon said road in a light spring wagon, drawn by two horses, and that upon approaching said bridge the said Lester Reynolds did in the usual manner carefully and without negligence drive said horses upon said bridge aforesaid, using care and precaution to keep said team in the regular and usually traveled track, and that while passing across the said bridge, and believing the same to be safe and exercising due caution said defective plank broke and struck one of the horses, which caused the horses to jump, and thereby precipitating the plaintiff and her husband violently and with great force from said bridge, whereby one of the small bones of plaintiff's right arm sustained a fracture, and her right hand was so crushed as to become permanently stiffened and useless, by said accident she suffered great pain and distress, that said right hand is permanently stiffened, lamed and crippled, and she still suffers great pain in said hand and arm.

That plaintiff at all times and in all things acted with due care and without contributory negligence. Wherefore plaintiff demands judgment against the defendant, Lane county, in the sum of \$1500 and costs. A C Woodcock and H D Norton appear for plaintiff.

SHOT BY HIS PARTNER.

A Well-Known Douglas County Miner Killed.

ROSEBURG, Or, Feb 24.—J W Cas- teal, an old and well-known miner, was killed this morning at his mine, on Lee's Creek, eight miles north of Myrtle Creek, by a partner named Olberman, who shot him three times. Olberman claims he acted in self-defense. It is supposed the shooting grew out of a dispute over money matters. Deputy Sheriff Stephens, Deputy District Attorney Riddle and Coroner Miller will leave for Myrtle Creek on the morning train. Olberman will be given an examination there tomorrow.

ALMOST DESTROYED BY FIRE.

The residence of M F Rapp was almost destroyed by fire at 6 o'clock this evening. Part of the contents of the lower floor were saved. There is about \$2500 insurance.

To Country Correspondents.

We again have to remind country correspondents, for whose favors we are thankful, that correspondence that contains personal and ordinary neighborhood mentions should be mailed to reach this office by Thursday morning as the WEEKLY GUARD goes to press early Friday morning.

Correspondence received the last two days of the week cannot be published until the last of the next week, and then it is too old and stale, in many instances, to make publication desirable.

DIED.—Joseph Eaton died at Goshen this morning of old age at the advanced age of 80 years. Mrs Saitson of Springfield and John Eaton of Junction are daughter and son of deceased. Aleck Eaton of Creswell precinct is a brother. Mrs J J Pail of this city, another daughter, went up to Goshen on today's 2:04 local.

Commissioners' Court.

Court established lines of Jasper precinct to run as follows: Beginning at the northwest corner of John Smith's donation land claim in Sec 4, Tp 18, S R 2 W, thence east to northeast corner of said claim, thence south to line running east and west through the center of Sec 3, Tp 18, S R 2 W, thence east to E Sec corner on east line of Sec 6, Tp 18, S R 1 W, thence south 1 mile, thence east 6 miles to meridian line, thence south 1 1/2 miles, thence south-westerly along the summit of the divide between Hills Creek and Fall Creek and the east line of Sec 30, Tp 18, S R 1 W, thence south to Fall Creek, thence down Fall Creek to Middle Fork, thence down Middle Fork to west line of said John Smith's donation land claim, thence north to place of beginning. Polling place: Jasper school house.

- J S Stiles, witness state vs Bangs 1 60
F W Prentice, M D witness state vs Sam Case 1 70
Geo F Croner witness state vs Sam Case 1 70
L A Belshaw witness state vs Sam Case 2 50
Leonard Gross witness state vs Sam Case 1 60
Coke Bilyeu witness state vs Sam Case 1 60
Fred Withrow witness State vs Sam Case 1 60
I P Hower witness State vs Sam Case 1 60
James Bay supervisor road district No 94 82 00
M D Johnson supervisor road district No 23 30 00
W L Bristow pauper supplies 12 50
J M Kearney pauper supplies 5 00
James Paryin pauper supplies 10 65
L O Beckwith pauper supplies 5 25
Gordon Bros wood pauper supplies 2 50
C W Lyons work on road 3 00
F L Chambers bridge and road materials, claimed \$25.40 allowed 20 95
J W Vaughan J P, jury list for Cottage Grove justice of peace district 3 00
J W Miller assisting in making jury list for Cottage Grove justice of peace district 2 00
J W Baker assisting in making jury list for Cottage Grove justice of peace district 2 00
I M Francis supervisor road district No 27, balance 61 00
M J Hadsall J P, making jury list for Mound precinct 3 00
Frank Hartley assisting in making jury list for Mound precinct Amos Hadsall assisting in making jury list for Mound precinct 2 00
J J Butler J P, State vs Hays 6 20
J H Miller constable, State vs Hays 3 40
Harvey Rich, witness State vs Hays 1 60
J W Llago, witness State vs Hays 1 80
James Parvin pauper supplies 2 00
E U Lee pauper supplies 12 00
I Slayter pauper supplies 7 35
Effe A Zumwalt pauper supplies N Willowby pauper supplies 12 00
J T Callison & Son pauper supplies 2 35
J T Callison & Son bridge irons 40 00
A C Jennings stamps expressage 37 45
Geo Fleeman work for improvement of squares 4 65
Wm Sutherland supervisor district No 104 27 50

Columbia River Defenses.

At Fort Canby, at the mouth of the river, on the Washington shore, there is at present but one company of 62 men, many of whom are recruits, says the Astorian. There is one 15-inch smooth-bore gun, five 8-inch rifles and ten 10-inch smooth-bore guns. There are also several unmounted guns, which could not be used in case of sudden necessity. The exact amount of ammunition is not known, but there are plenty of projectiles and shot.

Card of Thanks.

We wish to extend our heartfelt thanks to the many kind friends whose assistance and sympathy was given us during the illness and death of our beloved husband and father. MRS N J STOWELL AND FAMILY.

Letter From Bryan.

Albany Democrat: Hon M A Miller received a letter from W J Bryan a few days ago. Mr Bryan wrote that he hoped the reform parties in Oregon would unite in the campaign this year.

IN BRIEF.—If you are a man or woman 21 years or over, a legal resident of a district of 1000 inhabitants or over, and have property in the district on which you pay taxes, you can vote at school elections. If you reside in a smaller district, the law is the same, excepting that you may vote even if you pay no taxes, if you have children of school age to educate.

TEACHERS' INSTITUTE.

Prominent State Educators Present and Much Interest Manifested.

Pres. Hawley Lectures Tonight.

The local teachers institute, which is being held in the First Christian church today, is surpassing in merit any previously held here, and Supt. Hunt is to be congratulated upon the enthusiasm which he has been able to arouse among the teachers.

Although the institute is in session but one day, every moment is improved to the utmost and as large an array of noted educators from various portions of the state are present as if the program extended over several days.

Tonight President Hawley of Willamette University, Salem, lectures before the institute. Mr Hawley is popularly known and recognized over the coast as an original thinker and fluent speaker, and his lecture promises to be a fitting finale for the event.

Of the routine work of the institute it is only necessary to state that it was well regulated and was carried through with close attention paid to every detail. This work embraced, for the morning and afternoon program the following:

MORNING.

- Music
Prayer—Rev W S Gilbert, pastor Presbyterian church.
Reading (a class exercise)—Mrs Ollie Slayton, first grade Geary school, Eugene.
Child Study—W M Sutton, principal Springfield public schools.
Methods of Teaching the History of the Civil War—C F Tilton, principal Coburg public schools.
The Growth and Culture of the Moral Faculty—E D Resler, superintendent Eugene public schools.
The Teachers' Personality—J H Ackerman, principal Harrison-street school, Portland.

AFTERNOON.

- Music.
Geography (a class exercise)—Miss Nettie Kress, fourth grade Central school, Eugene.
The Purpose and the Plan of the Recitation—P L Campbell, president of the O S N S, Moamouth.
Details in School Management—W W Allingham, principal Junction City schools.
Recress.
The Teacher Who Succeeds—G W Jones, superintendent Marion county schools.
Science in Teaching in Rural Schools—C H Chapman, president U of O.

Court House News.

The case of the City of Eugene vs Wm M Renshaw has been taken up by Mr Renshaw on a writ of review. This is the case wherein C H Chapman charged Mr Renshaw with selling liquor to university students last June, and he was fined \$50 and costs.

F A Saylor has instituted a suit in the Lane county circuit court against I N Hembree. Judgment is asked for \$115, interest and costs. E J Crawford has sued J N B Fuller in the Lane county circuit court to dissolve a copartnership. The complaint alleges that defendant is indebted to plaintiff in the sum of \$1600 or more and does refuse to pay any part thereof; also that all property belonging to partnership be sold and liabilities settled and that the surplus, if any, be divided between the plaintiff and defendant according to their respective interests.

G Gillen has entered suit in the circuit court against H G McKinley. Judgment is asked for \$120 and interest.

WILL DISCOUNT IT.—Salem Statesman: "Lane county will spend about \$65,000 on her new court house. It will be about half as fine a structure as the Marion county building, which cost nearly twice as much, or about \$110,000. We will still have the handsomest and best county court house in Oregon."

The Marion county court house was built years ago, while materials and labor were about double what they are today. Architect Neer says the Salem county of justice will be discounted. And then Lane county has a handsome jail already, that cost about \$15,000.

UNION CLUB ORGANIZED.—Cottage Grove Messenger: Last Friday the Cottage Grove Union Bimetallic Club was organized at the Masonic hall, and now numbers over 100 members. The following are the officers elected: President, Cal Wallace; vice president, I H Vestch; secretary, J S Medley; treasurer, J P Curran. There was a good attendance for such bad weather and it seemed to be the unanimous opinion that we should have union without fusion. After speeches by several members the meeting adjourned subject to call by the president.

BECOMING EXTINCT.

Startling Declaration Made By Dr. Paine.

Results of Experiments Made at the State Insane Asylum.

Friday's Portland Telegram: "It is alarming to contemplate the large percentage of insanity caused by heredity. Prompt steps must be taken or the human race will become extinct in time. Society should establish laws to prevent one person with a hereditary complaint from marrying another diseased person. Outraged nature, like the prophet, asserts: 'Thus far shalt thou go and no farther.'"

This is the startling declaration made by Dr D A Paine, superintendent of the Oregon state insane asylum to a Telegram reporter at the Imperial this morning. The doctor has made a special study of the cause and effect of insanity, with a view to diminishing the evil. So thoroughly acquainted is he with the symptoms of each patient that he classifies them into grades, as a botanist would flowers. Each symptom he studies with searching care; sometimes with startling results. So highly is his experience valued that he has been requested to write treatises upon the subject, and he now lectures upon mental diseases to a class in the state university medical college.

The doctor is a man of fine physique, has clear, dark eyes, full of intellectual fire, and a positive manner of delivery which carries with it conviction. He said that learned physicians all over the world were bending their combined energies toward reducing the causes which result in insanity.

Hereditary defects by far were accountable for the chattering maniacs that filled the asylums and were shunned by the majority of mankind as though possessed with a loathsome disease. Ignorance regarding the laws of marriage is responsible, the doctor said, for a great number of cases. And to allow persons each possessed of hereditary disease to marry was simply a crime against nature and a menace to society.

The more nature was outraged in this manner the more the human race would degenerate until the whole human family would become cursed with hereditary diseases. The doctor referred to the Greeks, who were of such fine mental and physical construction. This was due to their close observance of the laws of nature. Their wives in motherhood were held sacred, and surrounded with the most pleasing influences in order that the children would not be marked by any mental agony of the mothers, which was carefully guarded against.

The doctor thinks the sex question should be better understood and laws made to prevent people of hereditary complaints from mingling. Phenology properly directed would be a good thing in the schools. There should also be a better knowledge regarding unwise selections in marriage. Some idea of the number of these could be gleaned from the divorce courts, which were incessantly grinding.

The weather, the doctor observed, was a great factor in causing insanity. In the fall, when all nature lay dead and withering and during the gloomy winter months the number of patients increased considerably. During the gladsome springtime, on the other hand, when nature sparkled with ripples of sunshine, recoveries were numerous. The asylum at present contains 1144 patients, many of whom will never leave its cold, bleak walls. Oregon, in comparison with other states, shows a smaller percentage of cases.

WOUND AROUND A SHAFT.

A Pendleton Woolen Mill Employee Meets With a Horrible Death.

PENDLETON, Or, Feb 21.—Clarence Dubuis, aged 22, was fatally hurt by being wound around the shaft at the woolen mill late last night. Dubuis was employed in the picker-room, and went below to remove a belt without waiting for the machinery to stop. A set pin in the shaft caught his blouse, whirled him over and over, breaking many bones and hurting him internally, so that he died several hours afterward.

Dubuis acted against the mill regulations in trying to remove the belt before the machinery had been stopped. He was married and has a young wife who had just given birth to a child. The accident is greatly deplored.

A BAKER SHOOTING.—Wm S Johnson, alias "Omaha Bob" was shot by Officer Baisley at Baker City Wednesday night, the ball entering the body between the heart and pit of stomach. It is probably a fatal wound. Johnson resisted arrest.

IN THE U. S. CIRCUIT COURT.

Plea in Abatement of A K Jones and Sheriff Ply Denied.

A K Jones, of Union, and Sheriff Ply, of Union county, will have to defend in the \$21,359 damage action brought against them by C A Bushnell in the United States circuit court in this city. Says the Portland Telegram. This is the opinion of Judge Bellinger, who so determined the future of the case by his decision on the plea in abatement, submitted to him a short time ago, based upon the ground of want of jurisdiction, the defendants claiming Bushnell to be a resident of Oregon. The court held that Bushnell is a resident of Washington and the United States courts therefore had jurisdiction.

Bushnell bases his claim for damages upon false arrest and imprisonment and the attendant consequences, such as costs, loss of time, injury to his business and injury to his reputation. He alleges in his complaint that on the 9th day of last September, while engaged in business at Dayton, Wash, he was arrested on an information sworn to by Jones before C E Blakesley, justice of the peace at Union, charging him with stealing \$13 worth of photographic material. After his arrest he was incarcerated in jail at Walla Walla several hours, and then taken to Union, where he secured his release on bail. He had a trial by jury on the 27th of October and was acquitted.

By reason of this false arrest and imprisonment, he alleges, he was obliged to expend \$154.50 as attorneys' fees, \$65 for fare and board and other large sums for the care and board of witnesses subpoenaed in his behalf. By reason of having his place of business closed up for nine days he claims to have lost \$100 in profits, while the business was injured to the extent of \$500. The damage to his reputation he estimates at \$10,000, and other special damages brings the sum total he seeks to recover up to \$21,359. The only part Sheriff Ply took in the proceedings against Bushnell was the serving of papers.

Real Estate Transfers.

Reported daily from the Abstract office of A E Wheeler & Co.

J C Snodgrass to Piny E Snodgrass, undivided 1/2 of residence property on South Willamette street, in Eugene; \$1. Phillip E Jackson and wife to George Barber, 300 feet square in sec 35 tp 18, 12 w; \$200.

John G Crump to J F Powers, lot 7, block 2, Briggs' original plat of Springfield, and w 30 feet of lot 7 blk 4 of Springfield; \$140.

J I Jones and wife to the Booth Kelly Lumber Co, n 1/2 of n 1/2 of sec 8 tp 20, 2 w—100 ac; \$450.

Fleischer, Mayer & Co to Northwest Real Estate & Investment Co, the J E P Crow and wife, don land claim in tp 15 ranges 4 and 5 west; \$1.

Daily Guard February 25.

ARRESTED.—Sidney Scott, constable, arrested D M Drake yesterday afternoon, on a warrant issued out of Justice Wheeler's court, charging him with the crime of assault and battery, committed on Feb 22, 1898, in unlawfully assaulting and beating Mrs E McMahon, contrary to the statute, etc. Drake was taken before the Justice this morning and entered a plea of "not guilty." His trial was set for Saturday morning at 10 o'clock. It is said the trial will be "rich and racy."

Prosecuting Attorney Harris will appear in behalf of the State and L Bilyeu for Drake.

KNOWN HERE.—Cottage Grove Leader: "Mrs Stroecker, sister of Frank Jordan, of this city, has received a letter from her husband, who is in Klondike, having left a good position in Portland to go there in search of gold. He says he is cutting cord wood at \$2.50 per cord, and boarding himself. He is sorry now that he went." At one time Jordan worked for Fisher & Watkins.

CALL ACCEPTED.—Amity Times: "C G LeMasters has accepted the pastorate of the Christian church at Dallas, where he will take up his residence in the near future. We regret to see Claude leave Amity, yet the Times joins with his many friends here and elsewhere in wishing him abundant success." Mr LeMasters is well known in Eugene. He is a young man of ability.

"THIRTY DAYS."—Salem Journal Feb 25: J H Clements, who was arrested at Eugene Thursday charged with larceny was arraigned before City Recorder Ed N Edes at 1 p m today and plead guilty to petty larceny, whereupon he was sentenced to thirty days in the county jail.

Daily Guard February 25.

FOUND NOT GUILTY.—D M Drake was tried today before Justice A E Wheeler, at the court house, on the charge of having assaulted Mrs E A McMahon. Spectators were excluded. The Justice found Drake not guilty and he was discharged.

WILL REBUILD.—E J Frasier will commence Monday with a force of men to rebuild his residence on Ninth street, recently consumed by fire.

THE DEMOCRATS.

County Convention To Be Held March 16th, Primaries March 12th.

Full Proceedings.

The democratic county central committee met this afternoon at 2:30 o'clock, Robt M Clow, chairman, calling the meeting to order.

H D Norton was elected temporary secretary, H J Day being absent.

On motion it was ordered that the county convention be held in Eugene Wednesday, March 16th, 1898, at 10 a. m.

On motion it was ordered that the primaries be held at 1 o'clock p m, Saturday, March 12th.

On motion the secretary of the committee was authorized to issue notices of primary election in Eugene city precincts.

On motion it was ordered the apportionment be made on the vote cast in the last presidential election for Eugene and Watson.

On motion the committee proceeded to make an apportionment on the basis of one delegate to each precinct and one for each 45 votes and a fraction of 23 thereof. The result was as follows:

- North Eugene No 1
North Eugene No 2
North Eugene No 3
South Eugene No 1
South Eugene No 2
South Eugene No 3
Elmira
Fall Creek
Florence
Goshen
Gate Creek
Glentena
Herman
Hazel Dell
Irving
N. Junction
S. Junction
Jasper
Long Tom
Lost Valley
Lane
Lake Creek
Middle Fork
Mabel
Mohawk
Mapleton
McKenzie
Mound
Pleasant Hill
Richardson
Spencer
E Cottage Grove
W Cottage Grove
Springfield
Sluslaw
Thurston
Willamette
Walton
Bohemian
Heceta
Creswell
Camp Creek
Chesher
Coyote

Total.

On motion the chairman and secretary were ordered to prepare the regular call.

On motion, adjourned.

WILL RUSH WORK.

Contractor Roney Already Ordered Materials for the New Court House.

L N Roney, the contractor for the erection and completion of the new house is already busy ordering lumber, brick, stone, etc.

In a few days the joists for the floor will arrive and they will be placed in position.

The brick yard men will commence work in a short time.

Mr Roney goes to Portland Monday to send a crew of stone masons to the quins to get out the stone; it will be sent to Portland then and sawed out to the sizes required.

UP TO DATE.—The GUARD acknowledges the receipt from F A Ransom Eugene's progressive music dealer, a song, entitled, "The Heroes who Sank the Maine," a beautiful descriptive song, founded on the loss of the U S battleship Maine in Havana harbor. This is certainly a remarkably quick composition. The music is by Paul Cohn and words by Jas O Dea.

SUIT FOR DIVORCE.—Susan F Dennis has sued her husband, John L Dennis, for a divorce in the Lane county circuit court. The couple were married in Lane county, Dec 28, 1886. Their children were born to the couple. The complaint alleges non-support and abuse.

How is This?—Cottage Grove Leader: "It is curious how the Register allowed Bryan to worry him. Don't get excited. Mr Bryan doesn't even know that you exist. If he believed that you we wouldn't notice such trifles."