

THE LEGISLATURE

THE MOHAWK FRANCHISE

A Number of Important Measures The Law Under Which the County Acted Upon Today. Court Acted.

ADJOURNED UNTIL MONDAY.

Special to the GUARD.

STATE HOUSE, SALEM, Jan. 15.—Measures were introduced in the House today to pay the bill of the Lancaster or heirs four thousand dollars. She is the widow of Colonel Lancaster, Supreme Judge of Oregon Territory in 1849.

Representative Flagg, of Marion county, has introduced a temperance bill which provides that saloon keepers petitioning for license must secure a majority of the bonafide electors in the precinct before a license is granted.

Governor Geer's message accompanying report of the Agricultural College, at Corvallis, thanking the legislature for appropriation, and presenting needs of the institution in the future. Aid rendered in replacing Mechanical Hall is fully adequate.

Bill has been introduced disallowing the sale of Denny phossanite, excepting alive, for four years.

Memorial to congress in regard to the justice of the claims of the Indian war veterans was adopted by the House.

Senate and House adjourned until 2:00 p.m. Monday.

MOUNTAINS OF CINNABAR

Controlled by the Black Butte Mining Company Near Cottage Grove.

PUTTING THE PLANT IN SHAPE.

Portland Telegram, Jan. 12.

J. Berthman, manager of the Black Butte quicksilver mining company, in Lane county, says the statements to the effect that the mine has shipped \$30,000 worth of quicksilver are misleading. The entire energies of the company have been bent toward getting the mine into shape to ship its product, which is found in great quantities. So far nothing has been shipped, but the mine will soon be in shape to make shipments.

The sum of \$75,000 has been expended on roads, bridges and other improvements. It was found that considerable of the quicksilver escaped through one of the chimneys, and the mine was closed temporarily.

The management does claim that it has one of the finest plants for extracting quicksilver in America. The supply is practically inexhaustible. There are whole mountains of cinnabar, which the company has control of, and next spring the mine will begin shipping in earnest. Knowing that it has a good paying proposition, the management will not begin to ship until everything is in readiness. The thousands of dollars spent on improvements are safe, when there are millions more in the ground when the plant is in shape to turn it into a commercial article.

SENSATIONAL BILL.—A Salem correspondent writes: "A sensational bill in preparation by Fordney of Wallawa. It is to the effect that a man wishing to be married must go before a notary public with two witnesses and swear he has not smoked a cigarette for three years previous. Mr. Fordney claims that unless some such measure is taken the entire American people will soon be annihilated through the evil influence of the deadly cigarette. He is considering extending the bill so as to exclude consumptives and victims of other hereditary diseases."

A NARROW ESCAPE.—Blackley correspondence of the Junction Times: Paris Slayter had a narrow escape from death New Year's day by getting lost. He got into water over his head and had to swim out, losing his gun and nearly his life. He laid out all night without fire or food and got into Mr. Peponous' at Greenleaf about 11 a.m. Monday, with feet, legs and hands badly swollen. His boots had to be cut off of his feet.

A LENGTHY DOCUMENT.—The transcript on appeal in the Claude Branton murder case has been filed with the county clerk. It is a very lengthy document, filling 537 closely typewritten pages. Owing to the expense which would be incurred by preparing printed briefs, the case will probably go to the supreme court with typewritten briefs, in which event the attorneys think it will be argued during the month of February.

PUBLISHED BY REQUEST.

Quinn number of our readers have requested us to put in the law under which the commissioners court leased the Mohawk river, Mill creek and their tributaries to the Booth Kelly Lumber Co. It is as follows:

AN ACT authorizing the county courted the several members of this state to declare and make the streams highways for the floating of logs and timber, and provide for the improvement and use of the same.

Be it enacted by the legislative assembly of the State of Oregon:

SECTION 1. Upon application of any individual, association or corporation interested, the county court of any county of this state may, by order, declare all or any portion of any river or stream lying within the county, which has not been declared by law to be navigable, and which is not, in fact, navigable for commercial purposes, to be a public highway for the floating and transportation of logs, timber and lumber, and the same shall thereupon become and be a public highway for such purpose, subject only to the reservations hereinafter contained; and the court may also, at the same time, or at any time thereafter, direct the widening, deepening, straightening, removing obstructions from, building of dams and booms in, and otherwise improving such streams as may be necessary to render the same fit and suitable for the purpose intended, and enter into contracts for the performance of such work according to law.

SEC. 2. In case any owner of land adjacent to or across which such stream flows does not consent to the use of the stream for such purpose and the making of the improvements directed, with the right to pass along the banks of the stream for the purpose of doing the work and keeping the same to repair and properly superintending and managing the use of such highway for the purpose intended, and the taking at a fair rate of compensation of such timber and other materials along the bed and banks of the stream as may be necessary for the construction and repair of the improvements and grant the same to the county by suitable instrument in writing on application, the county court may contract for and purchase any or all of such rights, or, if the same cannot be purchased at a satisfactory price, shall, when petitioned so to do by any resident of the county, appoint three disinterested householders of the county as viewers of such stream and land adjacent thereto which is proposed to be used or appropriated for the purpose of such improvements, and it shall be the duty of said viewers appointed as aforesaid to visit and examine such stream and land at such points as shall be directed by the county court and report to the county court in writing, at such time as shall be fixed in the order appointing them, as to whether damages should be allowed to the owner of the land proposed to be appropriated for the appropriation thereof to the purposes aforesaid, and if so, the amount thereof, and such report, when approved by the county court, shall be final unless appealed from as hereinafter provided, and if damages are allowed to any such owner by said county court, such damages, together with the costs of the viewers shall be paid to such owner before such stream or land can be appropriated to the purpose of such improvements. Any person who may conceive himself aggrieved by the assessment of damages as above prescribed may within twenty days after such report is adopted by the county court appeal therefrom to the circuit court of the proper county. Such appeal shall be taken to the circuit court in the same manner as appeals from justice of the peace, and if the appellant shall fail to recover a judgment more favorable than the report appealed from he shall pay all costs of the appeal.

SEC. 3. Instead of itself securing the various rights and making the improvements necessary, the court may enter into a contract with any corporation, association or individual, leasing the use of such highway with the right to collect tolls for the rafting, floating and booming of logs, timber and lumber thereon at rates of toll for transporting and for booming, to be fixed by the court, for a period of years from the completion of the work to be fixed by the court, in consideration of an agreement in such contract to be contained that the lessee will secure the right of way and other necessary rights from land owners, and make all improvements necessary for the successful carrying on of the business and use of the stream for the purposes intended, without any expense to the county, and keep the same in good repair during the period of such lease.

SEC. 4. Within ten days from the making of such contract, and before the same shall go into effect, the lessee shall enter into a bond in such sum as may be fixed by the court, and with sureties approved by the court, conditioned for the faithful performance of the covenants and agreements on the part of the lessee in such contract contained.

SEC. 5. Such lessee during the term of such lease shall receive and float, or allow to be floated in such stream, all floatable logs, timber and lumber that may be offered for transportation therein by any person, provided the same be plainly marked with a distinctive mark, and shall have the right to charge and collect for its own use tolls therefor, and for booming the same, at rates fixed by the county court and inserted in the lease, and shall have a lien thereon for such tolls.

SEC. 6. Upon expiration of the lease such lessee shall turn the property, with all the improvements, over to the county in good repair.

SEC. 7. As there is no general law upon this subject, this Act shall take effect from and after its passage.

Filed in the office of the secretary of state February 25, 1899.

SOCIAL.

Daily Guard Jan. 14.

CHRISTIAN CHURCH RECEPTION.

Rev. Morton L. Rose, pastor of the First Christian church, and wife gave a reception to the officers of the church at their home on Willamette street Friday evening. The evening was spent in a most delightful manner by all present. Before supper was announced Hon. T. G. Hendricks, asked Mrs. Rose to step forward, and then in behalf of those present presented her with a valuable gold watch chain. Mrs. Rose thanked the givers in a pleasing manner. A delicious supper was served. Those present were: Rev. and Mrs. M. L. Rose, Master Galen and wife, Hon. L. B. Lyle and wife, Mr. and Mrs. P. C. Conners, Mr. and Mrs. P. J. McPherson, Mr. and Mrs. C. Farrow, Mr. and Mrs. C. F. Summers, Mr. and Mrs. Simmons, Mr. and Mrs. J. H. Gasman, Dr. J. S. Dale and wife, Mesdames J. B. Lister and J. S. Stiles, E. E. Boardman and Harry Banton, Misses Faith Lister, Doretha Dale, Alice Gasman.

INSTALLATION.

The ladies of the G. A. R. met at G. A. R. hall, 9th street, Eugene, Friday afternoon Jan. 13th, for the purpose of initiation and installation of officers for the ensuing year. After taking in several ladies, quite a number of G. A. R. men were also added to the rolls. Rich Mountain Circle No. 4 is alive, and growing very fast. They have about sixty members on their roll, besides quite a good number of Grand Army veterans, who are honorary members. After installation was over, a fine lunch was spread and all present seemed to be able to do justice to the good things set before them.

A Snap.

20 acres of land, all in cultivation, three acres in bearing prune trees, story and a half house, all splendid fruit land; two miles north of Eugene on the river road. Price \$700. Inquire at this office or call on or address

R. F. BAKER, Junction City, Oregon.

The Marion county tax has been placed at 24 mills.

SMALL AMOUNT.

Sheriff Withers has just made up a report on the 1897 tax-roll. The roll as turned over to the sheriff called for the collection of taxes to the amount of \$129,730.74. There was returned delinquent \$15,632.95, and this has been reduced to \$127.70, the smallest delinquency in a great many years.

WOOD WANTED.

Notice is hereby given that sealed bids will be received at the Clerk's office until 10 o'clock a.m. of February 10th, 1899, for 100 cords big body fir wood, 4 feet long; 12 cords grub oak wood, 4 feet long, to be not less than three inches at the small end; 10 cords body pine, 16 inches long. Wood to be delivered by August 15th, 1899.

The court reserving the right to reject any and all bids.

By order of the court.

E. U. LEE, County Clerk.

Cole of Mohawk writes us from Millsville, Missouri, under date of Jan. 9 to send the DAILY GUARD to him at Mt. Vernon, Ohio. From the latter place he will head for the West.

INTERESTING LETTER.

L. G. Adair Soliloquizes on the Beauties of Nature.

IN SOUTHWARD BOUND.

L. G. Adair wrote a series of interesting letters to the GUARD during his journey through California last year, and the following indicates another entertaining series this year:

ON TRAIN 1, 11, '99; 9:45, A. M.

The command that brought forth light from the chaos of old, comes to mind most forcibly.

We left in rain—we traveled in rain—in snow—in fog—and then we had more rain, more snow, more fog.

Looking steadily ahead of us we see the light and wonder why there should be any darkness.

Looking over the summit of the "Siskiyou" mountains, we behold a blaze of glory as the watch fires on Northern skies.

Looking backward we think of Byron's Dream:

"I had a dream, 'twas not all a dream.

"The bright sun was extinguished and the stars did wander, darkening the eternal space," etc.

When I. D. D. goes after the records of the legislature of '97, he wants to take the month of January with him to preserve his cuticle or he may see afar off, some Web foot legislator enjoying an Oregon mist, while tormented by a refreshing blast from the Mojave desert.

[GUARD readers will remember that Rev. I. D. D. referred to a place popularly known as "hell" when speaking of the work of the 1897 body.—ED. GUARD.]

Half way up the Siskiyou climb, and stopped to take breath and get up steam, the sun in the mean time shining with dazzling brightness.

Here we go again with two powerful engines, working like two giants impatient to accomplish a hard task.

We never tire of gazing on this wonderful piece of engineering. To lend enchantment to the view, the forest fire and pines were draped in snow and the ground covered to a depth of ten inches. The most beautiful and grand sight that I ever witnessed was the sun-set on Mount Shasta. The summit was one glow of golden light, and the lower part of the mountain was wrapped in clouds, while the reflection of the light from the snow on the summit made a beautiful golden lining to the clouds.

The forest artist would fail to comprehend the beauty of the scene sufficiently to transfer it to canvas.

Darkness now enshrouds our way, but the clear sky above reveals God's watch fires from infinite space.

L. G. A.

THE CONSPIRACY CASE.

Stroud Long Refuses to Answer us to His Morphine Habit.

A SPECIAL VENIRE.

Daily Guard, Jan. 14.

Today's Oregonian: The case of George W. Kinsey, a lawyer of Eugene charged with conspiracy to land Chinese in this country illegally, went to trial in Judge Bellinger's court yesterday, a special venire having been issued for a jury.

Three persons were indicted jointly on the same charge, George W. Kinsey, Stroud Long and Sun Chung, a Chinese.

Long pleaded guilty and turned state's evidence, and Kinsey and Chung were granted separate trials. Long was the first witness put on the stand yesterday afternoon. When asked by counsel for the defense if he were not a morphine fiend, he refused to answer. He also refused to answer, when asked if he were not then under the influence of morphine. The person whom defendants are charged with having conspired to land illegally is one Moy Quoy, a Chinese about 25 years old. Sun Chung is the father of two lads who were at school in Eugene, where he resides, and who were arrested some time since for being lawfully in the county, but were discharged by Judge Bellinger.

Mid Winter Carnival.

The ladies of St. Mary's Episcopal church will give a Mid Winter Carnival beginning on Monday evening Jan. 30th and continuing six evenings in succession, with a entire change of program each evening. This Carnival is to be given to assist in raising funds for building the new church, which, when finished will be a credit to our city. Look out for further notices. Hoping our citizens will assist in this good cause. Admission 10c—loges 20c.

Special School Meeting.

Notice is hereby given to the legal voters of School District No. 4, of Lane county, State of Oregon, that a special school meeting of said district will be held at the Court House in Eugene, Oregon, on the 23rd day of January, 1899, at 7 o'clock in the afternoon, for the following objects: To levy a tax to pay off the indebtedness of the district and interest on same, and to run the Public Schools for the ensuing year.

Dated Jan. 12, 1899.

C. S. FRANK, Chairman Board of Directors.

Attest: GEO. F. CRAW, District Clerk.

Wood Wanted.

EUGENE, Oregon, Jan. 10, 1899.

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This picture represents his holiness, accompanied by his guards, taking his customary walk in the Vatican gardens. It is in these beautiful grounds that surrounded the Vatican that Leo XIII. takes his daily exercise, unless it is a point each day to enjoy the open air as long as his lessening strength will allow.

[Copyright, 1898, by the American Mutoscope Company.]

ARTHUR ANDERSON LOSES AN ARM ON THE RAILROAD.

WAS TAKEN TO PORTLAND.

Daily Guard, Jan. 14.

Arthur Anderson, a Eugene boy, who has been employed as fireman on the Southern Pacific, met with an accident last night that caused him the loss of his left arm.

He has been the fireman for Engineer Paulson, running on the through freight. Last night while on No. 32, south-bound at Rice Hill, Douglas county, the coupling between the engine and tender parted while young Anderson was standing near the aperture between. The force of the jar threw him down, and falling between the engine and tender the boy alighted on the track. The wheels passed over his left arm completely severing it from the body at the shoulder. A light engine was at once dispatched from Roseburg and Anderson was taken there to remain overnight. The railroad physician at that place attended to dressing the wound, he beside the loss of the arm Andersons bruised up somewhat.

Anderson was taken to Portland on today's delayed overland, accompanied by his brother Alex, also in the employ of the company, and the railroad physician at Roseburg. His sister, Miss Jennie, joined them at this place, and will remain with him for awhile. Arthur will go to a hospital for treatment. At the time of passing Eugene he was resting easily, the attending physician reporting that he was standing the fatigue of the trip much better than was anticipated before they started.

Arthur Anderson is a son of the late A. Anderson, about 22 years of age, industrious and well liked by his associates and employers. This regrettable accident, which deprives him of one arm is very unfortunate, and he has the sympathy of all who knew him.

INHERIT SPAIN'S TROUBLE.

Philippine Natives Contend for Absolute Independence—May Attack Manila.

A SERIOUS SITUATION.

NEW YORK, Jan. 13.—A dispatch to the Herald from Manila says: The situation here becomes graver hourly. The Herald correspondent visited Aguinaldo's outposts around Manila Saturday and Sunday. The native troops seemed enthusiastic at the idea of an attack upon Manila. On all the houses are displayed flaming posters bearing this inscription: "Independence or death." It is said native troops in the environs of Manila number 30,000.

All profess great hatred for the Americans. The correspondent was arrested frequently on suspicion of being an American, but was released upon showing his consular papers.

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How to Prevent Pneumonia.

You are perhaps aware that pneumonia always results from a cold or from an attack of la grippe. During the epidemic of la grippe a few years ago when so many cases resulted in pneumonia, it was observed that the attack was never followed by that disease when Chamberlain's Cough Remedy was used. It counteracts any tendency of a cold or la grippe to result in that dangerous disease. It is the best remedy in the world for bad colds and la grippe. Every bottle warranted. For sale by Osburn & DeLano.

La Grippe Successfully Treated.

"I have just recovered from the second attack of la grippe this year," says Mr. Jas. A. Jones, publisher of the Leader, Mexico, Texas. "In the latter case I used Chamberlain's Cough Remedy, and I think with considerable success, only being in bed a little over two days against ten days for the former attack. The second attack I am satisfied would have been equally as bad as the first but for the use of this remedy as I had to go to bed in about six hours after being 'struck' with it, while in the first case I was able to attend to business about two days before getting 'down.' " For sale by Osburn & DeLano.

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