EUGENL, OR., SATURDAY, FEBRUARY 25, 1899

THIS WEEK ON____

LADIES' OUTING

.. Night Dresses ...

Great values in this line Remember the place.



AT THE FRONT

Line.

IA OVENSHINE'S BRIGADE

as infantry.

now do some fighting.

eral Ovenshine's line, consisting orig- 6 per cent

INTERESTING SUIT. - Jennings Bros aling Carlton

ing, and in a few days his place will be

permanently filled by Frank Frisbie,

COUNTY COURT SUIT .- M O Wil-

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W. E BROWN President."
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ATTORNEYS-AT-LAW Will practice in all the courts of the state. EUGENE, OREGON.

L WHITSON,

DENTIST. Riving purchased the office and fixtures of the late deceased W V Henderson, I am now prepared to do anything in the line of Butistry in the above said office. GCown and bridge work a specialty.

C LAKE,

GRANITE AND MARBLE WORKS. New designs and new prices in Foreign and Demestic Marble and Granite, Monuments Headstones and Cemetery work of all kinds

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GENERAL BANKING BUSINESS trafts on Chicago, San Francisco and Port-

prompt attention.

TG HENDRICKS,

Special Care Given to Posing, Lighting



WHAT THRY DID

Work.

NEW LAWS TO OBEY

S B 2 by Bates of Multnemah-To create the office of tax collector in Multiomah county. S B 106 by Daly of Benton-To

amend the charter of Corvailis. H B 109 by Maxwell of Tillamook-To prevent production and sale of unwholesome foods and medicines (Looney pure food bill.)

S B 163 by Fulton of Clatsop-To incorporate the town of Seaside.

H B 163 by McCourt of Macion-To raise the salary of sheriff of Marion H B 182 by Maxwell of Tillatnook-

To regulate and to fix salaries of Tillamook county officer . S B 184 (substitute for S B 40) by

Morrow of Morrow-To fix salaries of county officers in Clackamas, Morrow, Wasco and Yambili counties. S B 193 by Kuy kendall of Lane- Co

amend the charter of Eugene. 8 B 198 by Fulton of Clatsop-To amend the charter of Astoria.

H B 214 by Knight of Clackamasl'o incorporate the town of Canby S B 250 by Brownell of Clackamas-To create a separate con mission for transaction of county business in Clackamas county

H B 340 by Hawson of Gilliam-To amend the charter of Arlington Oregon Soldiers Sent to the Fighting S B-by Proebstel of Um tilla-In-

corporating Weston S B-by Dufur of Wasco-Incorporating Dufur

H B-by Fordney of Wallown; Incorporating Enterprise H B-by Stillman of Umatilla; Withdrawing school lands from sale Manila, P I, Feb 19 .- 3 p m .- Genand placing interest on school loans at

8 B-by Michell of Wasco; Iucor nally of the North Dakota volunteers, the fourteenth infantry, and two porating Dalles City troops of the Fourth cavairy, stretch-S B-by Michell of Wasco; Incorpor ing from the beach at Camp Dewey to aling Moro

General King's right, was reinforced SB-by Kelly of Linn; Incorporating by two battalions of Oregon volunteers Brownsville

and three troops of the Fourth cavalry, S B-by Kelly of Linn; Incorporating Lebanon This means the Oregon boys will

S B-by Smith of Baker; Incorporating Burns 8 B-by Howe of Yambill; Incor-

& Bruneau, who made such a rich S 8-by Daly of Benton; To protect strike in Bohemia last summer, now salmon in Alsea bay and tributaries have a suit on their hands. G G War- S B-by Seiling of Multnomah; To iner claims that the property was lo- create a trust fund in Multnomah cated by him and "jumped" by the county

other men; that he (Wariner) has made S B-by Brownell of Clackamas: To his regular assessments and is entitled provide for the election of road superto the property. Messrs Laughlin & visors Lee, of Chicago, well known capitalis's S B-by Bates of Multnomah; To

it is said will help him fight the case in create the office of clerk of the justice hope of securing a reward by winning court in citles of 50,000 population or the case and an interest in the mine. over

The property is very valuable and will 8 B-by Bates of Multnomah; To dentistry doubtless be the cause of long litigation. authorize Multnomah county to lease the upper deck of the steel bridge. Salem Statesman Feb 19: I D Driver 8 B-by Fulton of Clatson: To Jr, who has been fireman at the capitol provide for the sale of tide lands the past four years, resigned last even-

S B-by Futton of Clatsop; Revising S B-by Morrow of Morrow; Providing for the extirpation of

S B 1 by Dufur of Wasco-To authorkins has sued J C Goodale in the ize the town of Antelope to borrow county court of Lane county, for the \$5 000 to build water works.

S B 7 by Proebstel of Umatila-To incorporate the city of Pendleton.

H B 22 by Reeder of Umatila-I'd amend charter of town of Adams. H B 38 by Hill of Multnomah-To regulate pilotage on Columb'a and Willamette rivers.

Loan ™ Savings Bank H B 40 by Myers of Multnomah-To create office of state biologist, without

CAPITAL (PAID UP) \$50,000 8 B 66 by Reed of Douglas-To reduce salaries of Douglas county officers. H B 74 by Maxwell of Tillamook-

To incorporate Nebalem. S B 76 by Harmon of Josephine-To assessment rolls be transmitted to sec-

F W OSBURN. B D PAINE, WE BROWN DA PAINE. J FROBINSON. JBHARRIS retary of state. S B 91 by Fatterson of Washington-A General Banking Business To amend charter of Hillsboro. Transacted on Favorable Terms

H B 97 by Whitney of Linn-To amend the charter of Albany. S B 100 by Daly of Benton-To in-

corporate town of Tillamook.

S B 116 by Morrow of Morrow-To incorporate the town of Canyon City. S B 125 by Fulton of Clatsop-To constitute beach of Clatsop county a

public highway. S B 133 by Harmon of Josephine-

to the school district S B 159 by Brownell of Clackamas-To amend charter of Oregon City H B 159 by Maxwell of Tillamook-

To incorporate Port of Tillamook and provide for the improvement of Hoquarton slough S B 168 by Daly of Lake-To incor-

porate the town of Lakeview H B 100 by McQueen of Lane-To church.

Incorporate Cottage Grove A. G. HOVEY, President! incorporate Cottage Grove
J. M. ABRAMS, Cashier H B 70 by Whitney of LinnA. G. HOVEY Jr., Asst Cashier amend charter of town of Tangent H B 70 by Whitney of Linn-To

8 B 174 (substituted for 8 B 6) by judiciary committee - To provide cleri cal aid for judges of the supreme court H B 181 by Wilson of Douglas-To incorpora'e Drain

H B 185 by Curtis of Clatsop -To in-Forty Days Result of Legislative corporate New Astoria, adjoining Fort Ilis

S B 180 by Mulkey of Potk-To amend charter of Monmouth H B 195 by Blackaby of Malheur-To incorporate the city of Outario H B 211 by Maxwell of Tillamook-To incorporate the town of Bay City 8 B 212 by Morrow of Morrow-To

incorporate the city of Heppner. H B 220 by Young of Clabsop -To incorporate the city of Warrenton

H B 281 by Fordney of Wallowa-To incorporate the city of Wallowa H B 286 by Sherwin of Jackson-To

amend charter of Gold Hill H B 293 by Sherwin of Jackson-To regulate and fix the salary of the assessor of Jackson county H B 313 by Topping of Coos-10 in-

corporate the town of Marshfield 8 B 181 by Adams of Marions nend charter of Woodburn H B 309 by Williamson of Crook-To

redistrict the state for senators and representatives. S B 61; To amend the law so as to

give the governor executive functions on the state board of hortfeulture. S B 141; To provide a commission for the selection of school text books. 8 B 136; To appropriate \$500 for the

S B 6; To provide for the registration of voters 8 B 2; To provide for a tax collector of Multnomsh county

relief of Ivy Templeton

S B 237; To amend the law so as to permit planking and corduroying of Branton, or any one else in the comcounty roads

& B 200; To change the manner of governing the Soldiers' Home SB 126; To codify the laws relative to state school lands

B 3; Partial codification of the school laws S B 114; To amend the law relative in the commission of the criminal act to proceedings in justice courts

S B 83; To encourage the use of wide tire wagons S B 72; To amend the act incorporating the Port of Portland

change the time of holding court in That in a crime like murder the crimithe second judical district S B 56; To cure certain defects in

to qualify as sureties on bonds S B 93; To use convicts for improve-

ment of certain roads H B 249; To change the time of has paid the debt I owe the law.

of candy H B 125; To provide for toarding appellant claimed that Green's plea of the prisoners of Clatsop. Washington guilty was an acquittal of Branton thus removing one great risk in the

and Clackamas counties by contract H B 247; To provide for the conveyance of lands to J E Saling

H B 241; To fix the salaries of sheriff and clerk in Lincoln county H B 153; To create the county of

Wheeler H B 288; To regulate the practice of

H B 222; To regulate mutual insurance companies H B 108; To provide for a scalp bounty fund

H B 319; To amend the law relating laws relating to negotiable instruments. to the duties of the state land agent. H B 188; To reorganize the State Agricultural Society

H B 53; To constitute Willamette and Portland boulevards as Multnoman county roads H B 143; To provide for the projec-

tion of forests and game, and the quit claim to 160 acres in to 16 s r l appointment of wardens S B-Protecting salmon in the

Rogue river and Curry county SB-T reorganize the state board \$3 000, of horticulture S B-Creating park commission in

citles of 3000 population or over. S B-To amend section 5 of the mining laws

S B-Amending the code relative to sheriff's deeds

fees in certain civil cases S B-Requiring county clerks to provide that summaries only of county administer oaths without charge, in Lumber Company, 160 acres in tp 16 s

S B-Requiring sheriffs to collect

pension matters H B-Appropriating \$15,000 a year for fish hatcheries

H B-To amend the charter of Sa-

H B-To regulate horse shoeing in Portland H B-Providing for normal schools

at Ashland and Drain. Continued on page 5

The Spanish Indemnity

To amend the charter of Grant's Pass. committee on appropriations has S B 152 by Looney of Marion-To ordered a favorable report on the bill to authorize Jefferson institute to sell out pay Spain \$20,000 000 for the Philippines. Chairman Cannon was directed to call up the bill today under suspension of rules.

Daily Guard Feb 20

49 years of age.

THE BRANTON CASE

Efforts to Escape From the Gallows.

THE ARGUMENT.

SALEM, Feb 21.-In the supreme court, yesterday, the case of the State of Oregon, respondent, vs Claude Branton, appellant, an appeal from the circuit court of Lane county, Hon J W Itamilton, ladge, was argued and submitted. A brief statement of the case

The appellant, Claude Branton, was severally indicted by the grand jury of Laue county, Oregon, on the 26th of October, 1898, charged with the crime of murder in the first degree, by killing John A Linn on the lath of June, 1898, in Lane county. On the day that the indictment was returned into court the defendant was arraigned, entered a plea of not guilty the following day, and thereafter was duly convicted of murder in the first degree, as charged in the indictment, and was sentenced

according to law. On October 29, 1898, the same grand jury returned into court an indictment sgainst Courtland Green, charging him with the crime of murdering John A Linn. There was no reference by innuendo, or otherwise, contained in the last indictment to the complicity mission of Green's crime. Each separate indictment contained the statement of a complete crime charged against each of the defendants. The theory of the prosecution was that Branton and Green were both actually present aiding and abetting each other of killing Linn. That the criminal act that took the life of the deceased was in law the act of each individually, as well as of both.

The contention of the state was that S B 65 by Kuykendall of Lane; To murder, unlike riot is a several crime. nal can be indicted alone, tried alone, and the full penalty be inflicted upon him the same as though he committed S B 165; To permit surety companies the crime unaided. That a criminal a criminal cause the defendant cannot

holding court in the ninth judicial After the trial of the appellant had H B 57; To prevent the adulteration land Green plead guilty to the indiet-found. ment against him. The counsel for and made various moves in the case on that theory, and the ruling of the court thereon is assigned as error,

They sought to withdraw Branton's the grounds that Green had plead guilty, and also moved the court during having capital to invest would do well the trial to instruct the jury to return to examine the opportunity for a a verdict of acquital as to Branton, on the grounds that Green had pleaded guilty to killing John A Linn, and claiming that was acquital of Branton. It was also claimed that the court erred in overruling defendant's motions for a continuance, and that the court erred in overruling appellant's motion for a new trial.

Real Estate Transactions. James W Martin to Frank Hubbard,

east: \$600. J H Pratt and wife to Charles Sherbondy, 40 acres in tp 17 s r 4 west;

Charles Sheroondy and wife to J H Pratt, 185 10 acres in tp 18 a r 11 west;

State of Oregon to John F Kelly 120 acres it tp 16 s r I west; \$300. AF Johnson et ux to J I Jones, 10

acres in tp 20 s r 3 west; \$600. U S to Frank Hubbard, 160 acres in tp 16 s r 1 west; patent. Frank Hubbard to Booth-Kelly

1 east; \$600.

U S to Lewis A Crane, 160 acres in tp 19 s r 2 west; patent.

John F Kelly to The Booth-Kelly Lumber Company 120 acres in tp 16 s r1 w; \$300.

B F Mulkey and wife to Noah Mast, 100 seres in tp 17 s r 5 west; \$2,500. G W Long and Lizzie Hamilton to Sarah E Bennett, lots 5 and 6, block 6, Long and Landess addition to Cottage

Mary Ann Stewart Warner et al to Washington, Feb 20,-The house Thomas E Warner, quit claim to 320.34 acres in Tp 18 S R 1 W; \$1.

Grove: \$150.

SUIT OF DIVORCE .- Peninsh Fogle has instituted a suit in the circuit court of Lane county, against her husband, Millard Fogle for a divorce. The complaint alleges these facts: The Rev W I, Matlock, who has been couple were married in Ohio, May 9 acting as supply pastor at the Baptist 1875; they moved to Oregon in 1892 church while attending the Divinity that the issue of said marriage is one school, lastnight joined the Christian son, Clyde V Fogle, 22 years of age that plaintiffeducated and supported said son since June 1 1895; that defend-Al R Pygall died at Creswell last ant deserted plaintiff in June 1, 1895 Saturday from pneumonia. He wits and has since neglected to support plaintiff.

QUESTION OF REGULARITY.

The Anti-Slot Machine Bill Passed by the House Was a Duplicate and Not Original Bitl.

Proebstel bill, to abolish nickel-in-theslot machines, become a law?

"This is a question that is agitating the cigar dealers just now and causing them considerable perturbation of spirit.

"The only hope of cigar dealers lies in the alleged irregularity in the passage of the bill by the houre. The senate passed the bill by a large majority, and a duplicate of the bill was passed by a similarly heavy vote in the house. The reason the house could not get action on the original bill was that Representative Curtis of Clatsop i county, who had it referred to the printing committee, of which he is chairman, had the bill in his pocket and himself in Portland when it was called up. This bill was never reported on by the committee, and it was not believed that the committee had

any intention of reporting on it. "The house however, resented this disposition on the part of the committee to hold the bill back, and when it was called up obtained a duplicate copy, with the proper indorsements instances lieu lands, for the purpose of was passed by the senate. It was this bill that was passed by the house, and is now in the hands of the governor awaiting his signature.

"The question now arises whether the house had a right to take action on a duplicate copy of the bill as long as the original was in existence, and no showing was made as to its loss. If the action of the duplicate bill is held to be legal there is every prospect that the till will become a law. If it was not all legal efforts to legislate against these popular eigar winners and nickel losers have been for naught."

SIUSLAW OPPORTUNITIES.

Hundreds of Millions of Feet of Fine Fir Lumber, -Bar in Good Condition.

The Siuslaw river probably offers the best opportunity to be found in the state for a profitable investment in the lumber trade, says the Florence strawberry beds that were protected by West. While on many rivers the strawberry beds that a good condition, action is unlike a cival action. That in timber conveniently situated for logging has nearly all been cut, on this be heard to plead or say that another river it has as yet hardly been touched. the crops of petite prunes, peaches and Along the main stream and its tributaries there are hundreds of millions of some varieties of plums are almost been set, but before trial had, Court- feet of the finest fir timber that can be

The booms already built will catch and hold the logs with perfect safety business of logging. Since the work was done on the jetty in 1897 there has been enough water on the bar so that vessels could cross at any time. With plea of not guilty, in order to demur on the improving prospects in the lumber trade we believe that business men profitable venture on the Siuslaw

Peace heigns in Paris.

Paris, Feb 20 .- The city is calm today, and stringent precautions have been taken to maintain order. About 160 persons were arrested yesterday for taking part in the disturbances. Of this number 60 were detained in cus-

PROPERTY SOLD .- The property belonging to the estate of Alice E Gager, deceased, being 15.4 acres in T 17 S at under the superintendent, Rev C E 2 W; has been sold to Mary E McPher- Cline. Yesterday five Chinamen were son for the sum of \$345.

HAVE NO HAY LEFT

Portland Telegram: "Will the Cold Weather Is Over and Stock Men are Happy.

LICTLE LOSS OF STOCK.

LONG CREEK, Or. Feb 18.-Stock men generally throughour Grant county are congratulating themselves on then escape from a hard winter with at ittle loss of stock.

I bey are of the opinion that no more it weather will be experenced, and le their hay is practically all gone, .co. are Jubillant.

Furing the past few day stockmen from nearly every section of the county have taken advantoge of the breakup that is now on and visit ' Long Creek, their supply point. Among them were owners of large cattle bands who have determined to promote over the experience the past long wrater one afforded them, and already severa. have purchased ranches, and in some from the senate. It was this bill that raising more hay in the future than in the past.

THE FROST AND THE CROPS.

Considerable Damage Done to Trees, Fruit and Grain.

Salem Journal, Feb. 21. "The actual damage done by the late frost to fruit and other trees is not yet definitely known, but it is generally acknowledged to be the worst ever

experienced in Oregon. "In and about Salem, on the low lands, there is little question but the fruit crop in general is wholly killed with the exception of apples and a very few pears. In some localities the trunks of prune trees are completely girdled, and cannot recover. In other sections the bark is ruined only on one side, and the trees may live but their strength will be greatly impaired.

roses are killed, and nearly all frozen down to the snow line. Small fruits while others are completely ruined.

"In the city all delicate varieties of

completely ruined, while the Italian prunes seem to be safe. "It cannot yet be stated to what extent the grain has been killed. The rule appears to be that all wheat that was protected by a covering of snow has come through all right, while all that was not so protected has been to a greater or lesser degree killed, and

Fruit Growers.

must be resown."

All fruit growers of Lane county are requested to meet at the Court House at I o'clock p m. Saturday, Feb 25 for the purpose of effecting a permanent fruit growers association. The committee recently appointed to draft Constitution and By Laws is ready to

Five Chinamen Baptized. Portland Telegram Feb 20: The Chinese M E mission is prospering

baptized by Rev Dr G W Gue.

J G STEVENSON.

Secretary.

Agents Advance



Of Spring are here. New thing s in the famous

E. & W. Collars and Cuffs "OMRO"

The new round corner lap collars. Both very dressy shapes.

Watch for more good things in due season. All staple lines complete. Prices always right.

F. E. DUNN.

bills of exchange sold on foreign countries. busits received subject to check or certificate of deposit. All collections

ections entrusted to us will receive S B EARIN, Cashier.

and Finish in all Portrait work at the