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MARCH 8, 1897.

THE SENATORIAL VACANCY.

The legislative session having expired without the election of a United States senator, there is no question that today occurs a vacancy that could be filled by an appointment by the governor. This fact is made manifest by section 3, article I, of the United States constitution, the language of which on this subject is as follows:

"And if vacancies happen (in United States senators) by resignation, or otherwise, during the recess of the legislature of any state, the executive thereof may make temporary appointments until the next meeting of the legislature, which shall then fill such vacancies."—Statesman.

There is no question but that there is now a vacancy in the Oregon delegation in the United States senate. Senator Mitchell's term expired at noon on the 4th instant and no successor has been chosen. But whether or not the vacancy is such that the governor can fill by appointment is a debatable question, to say the least, and is without an exact parallel. The United States congress has taken some notice of the election of its members, both in the house and the senate, and a law of 1866 provides that "the legislature chosen next before the expiration of the term of a senator shall choose his successor." While it is contended that we have had no "session" of the legislature there was certainly one "chosen," and that one has failed to elect a successor to Mr. Mitchell and there is a vacancy. Four years ago similar conditions existed in four states of the Union. They were properly organized, it is true, and transacted other business, but on the question of the election of a senator they deadlocked, and failed to elect. The executives of those states held that these were vacancies that the governor could fill by appointment and proceeded to do so, but the senate refused to seat the persons so appointed. There doesn't seem to be any particular difference in a failure to elect because of deadlock on senator or deadlock on organization, granting that there was no organization. The legislature was chosen to do a particular thing and it failed. This is the fault of the representatives of the people, not of the law.

Since the above was written, the Governor, who himself is a lawyer of no mean repute, has appointed a successor to Senator Mitchell in the person of ex-senator H. W. Corbett, of Portland. While the governor does not declare himself as feeling assured of the seating of Mr. Corbett by the senate, he thinks it will depend largely upon the temper of that body. Legislative decisions do not carry the weight of judicial decisions. The governor concludes that "a vacancy in the senate caused by reason of a failure of a legislature to organize and become a competent body to elect a senator is a very different matter from the failure of a duly organized body to choose a senator. In the first case there is no legislature to exercise the power of election to fill the vacancy, and this condition might arise from many and different causes, while in the latter there is a competent legislative body to choose a senator and fill the vacancy, and the failure to do so must be always due to the dereliction of its members."

There is no jingoism in the inaugural of President McKinley. His utterances are plain and straightforward. The American people will soon realize, if they do not already, that it is one of their number who is in the presidential office.

It is now said that the hasty adjournment of the state senate last week was brought about by the fear that the absentees who had been sent for would really come, and that if the senate had not adjourned the house would.

The populists are troubling themselves as to what influence Mr. Hanna will have on the incoming administration. We wish to call their attention to the fact that Wm. McKinley is president.

The Salem "hog" had mighty little show before that legislature. The outside shoute monopolized the swirl-trough. —Statesman.

The old soldiers and sailors will read with satisfaction the kindly reference to them and theirs in President McKinley's inaugural.

The gold reserve in the treasury at the beginning of Mr. McKinley's term was \$149,000,000.

It is now Senator Hanna, of Ohio.

SENATOR CORBETT.

Hon. H. W. Corbett, appointee of Governor Lord to fill the vacancy in the United States senate caused by the expiration of the term of Senator Mitchell, is an Oregon pioneer, well and favorably known throughout the state as a man of good business capacity, a sound thinker and logical reasoner on all questions of public policy, and in thorough accord with the dominant sentiment of the state on the main questions to be considered by the new congress—finance and revenues. There is a feeling that if Senator Dolph had been appointed his more recent senatorial experience would have been of value to the people of the state, but Senator Corbett has worn the senatorial toga and is no stranger to the duties of the office. Besides, the principles and policies advocated by Senator Dolph, in the senate and out, will receive cordial support and earnest advocacy at the hands of Senator Corbett.

The Washington legislature, overwhelmingly populist in both its branches has failed to pass one of the pet measures of populism, the "referendum" bill, notwithstanding the demand of the party in convention assembled. Making platforms is one thing, making laws another. The Washington law makers could not agree on the percentage of votes required to petition for laws, or enact them over an adverse action of the legislature, one element desiring 5 per cent, the other 25. A compromise at 15 per cent was attempted, but failed to catch the members.

Senator Harmon and Representative Benson conclude a joint letter to their constituents as follows: "The representatives who took the oath of office and sought to do their whole duty were not at any time bound to Mitchell, or any other man, but they were and are bound to the right of an American freeman to exercise the right of suffrage without the dictation of a pestiferous 'boss.' These are the existing conditions and their logical sequence. The people are the final arbiters and set the final seal of approval or disapproval upon the acts which are a part of the history of Oregon."

The Salem Journal says that the Statesman got \$1,000 for supporting Mitchell.—Jacksonville Times.
Any person who says the Statesman received one thousand or any other number of dollars for supporting Mitchell says what he knows to be a falsehood.—Statesman.
The Statesman has been so very harsh in its criticisms of the opposition, and so persistent in its charges of boodling, that it is little wonder its house has been considered glass and its throwing of stones a lack of judgment. The cry of "stop thief," is never proclaimed more lustily than by the thief himself.

There is this point, that may save the day for Senator Corbett. When the vacancies happened in the senatorial seats of Washington, Montana and Wyoming, four years ago, the legislatures of those states were still in session. In this case the vacancy occurs during recess. The opinion of ex-senator Edmunds to the effect that the appointment will be recognized is high authority.

When Mr. McKinley was inaugurated, he found but six members of the house of representatives of the 55th congress who were members of the house in the 44th congress, when he began his congressional career. They are Speaker Reed of Maine; Cannon and Marsh, of Illinois; Danford, of Ohio; Hamer, of Pennsylvania; and Kitcham, of New York.

We may have to go down and lick the Mexicans again. Because a committee went there to negotiate for the return of flags captured by the Mexicans they are insulted. Those southern neighbors of ours had a better be too "fussy" or we may not only take the flags, but their country also.

The Texas legislature refused to congratulate McKinley on his accession to the presidency. The Washington populists were more courteous. The legislature of that state sent its congratulations and best wishes.

The Spanish government is facing a crisis. Insurrection in the provinces and failures of crops at home are seized upon by the Carlists as their opportunity, and it is probable the government will be overthrown.

Mr. Bryan rails against government by injunction; nevertheless he does not hesitate to report to the courts for an injunction to enable him to hold the monopoly of a certain publication.—Minneapolis Tribune.

There is a rumor afloat that the governor will consider the offices of the railroad commissioners vacant, because of the failure of the legislature to organize and act on the matter of election or repeal.

The president, by four years of experience, knows what war means. Is it any wonder that in his address to the people he advocates the principle of arbitration as the best way to settle all disputes?

Governor Lord has intimated that he will be in no hurry about calling an extra session of the legislature if he calls it at all.

Greece is to be admired for her spunk. The people on this side will certainly hope and pray for her success.

In our next issue will appear two letters, on the late legislative muddle from two points of view.

New designs in wall paper at Marsters.

THE END.

The Davis House Finally Dissolved.—Aftermath.

A Salem dispatch of Friday last says: The last session of the Davis house was called to order at 11:30 a. m. today. Seventeen members answered to roll-call. U'Ren, by unanimous consent offered a resolution, which was read.

The resolution had as a preamble a number of "whereases" of which the following are samples:
"Whereas, A caucus of the republican representatives was held on the afternoon of that day, at which twenty-eight republicans were present, including two members of the house, committing on credentials, thereby hindering the work of that committee until fifteen minutes of the time the committee should have reported to the house, the said caucus having named the said caucus for speaker, chief clerk, and all officers of the house, solely in the interest of John H. Mitchell's re-election to the United States senate, notwithstanding the fact that ten republican members refused to enter said caucus and the number present was not sufficient to elect the officers nominated; and
"Whereas, Thereafter on the morning of the 22d day of January, 1897, the said pretended officers of the pretended organization, commonly called the Republican House of Representatives, attempted to employ a number of armed thugs to dissolve and destroy the temporary organization which had been effected by all the members of the house on the first day of the session; and
"Whereas, Every act of said pretended organization has been for the purpose and wholly in the interest of the re-election of John H. Mitchell to the United States senate, in proof of which are the facts that although they claim their pretended organization be legal and constitutional, they never appointed their committees nor attempted to pass any bills, remedial economic or otherwise, nor ever attempted to compel the attendance of absent members, as required by the constitution, nor attempted in any manner to form or redeem any pledge to the people of the state; and
"Whereas, The senate has attempted by resolution to dissolve itself and the members thereof have already gone to their homes, therefore, be it
Resolved, By the members of the house now in attendance, and who have signed this resolution, that we will return to our respective homes, at all times during our term of office awaiting the call of the governor of the state for a session of the legislative assembly, hoping that the members may yet, in a legal and constitutional organization, fulfill the pledges made by their respective political parties to the people of Oregon."

The following 30 names were subscribed to the resolution: E. J. Davis, Henry J. Barkley, W. S. U'Ren, John Gill, J. J. Houser, George W. Riddle, Thomas Buckman, David Craig, Orin C. Emery, J. S. Smith, T. M. Munken, John Whitaker, D. W. Yeaman, J. A. Swinwick, L. B. J. Lee, C. S. Dustin, J. C. Bayer, D. L. Povey, R. E. Misner, John W. McAllister, James N. Davis, H. G. Guild, G. F. Schmidlein, George Ogle, Jonathan Bourne, Jr., K. Kruse, George H. Hill, A. L. Maxwell and F. N. Jones.
Swinwick then offered a resolution that the house, by a rising vote, thank Speaker Davis "for his firm and fair rulings as speaker, his close and untiring attention to the duties of the office, his strict adherence to the constitution, his manly and courageous action in behalf of pure and decent politics and legislation in our state."

The resolution was adopted.
Speaker Davis responded.
"I thank the members of the house for the courtesies extended and the support given me. In accordance with the terms of the resolution adopted members are now at liberty to go to their homes."
The members then dispersed.
The object of the 20-odd members in continuing the session is variously construed. The prevailing opinion, however, is that the purpose was to show that the house does not propose to be considered the tail to the senate's kite, and that it would not run at the call of the senate to come to town. The members went to work in good faith to bring in the absentees. They think they were not given full opportunity by the senate to show what they could do, and were not disposed to surrender at once. The co-ordinate branch did not take a sanguine view of the probable success of their efforts.

As was expected before the house adjourned it placed itself on record in a vigorous resolution defining its position and laying the blame for failure to organize upon the absentees, whose action is controlled by Senator Mitchell.
A number of members of the late legislature happened to come together in Portland from outside counties. And they had been supporters of Senator Mitchell, and it was reported that they had been called together for the purpose of holding a conference. All denied, however, that they had been in any way summoned; and this appears to be the fact. But it is also a fact that an informal meeting was held in the Chamber of Commerce building. Among others present were Senator Patterson, of Marion; Senator Gowan, of Grant; Harney and Morrow, Speaker Benson, of Josephine; Representatives Crawford, of Douglas; Mitchell, of Marion; Hogue, of Multnomah; Jennings, of Walla, and a number of others. Senator Mitchell made a speech and thanked the members for their support during the late campaign. There were other speeches, and the situation was discussed thoroughly. No formal action of any kind was taken, and no plan of future action outlined.

It is said to be the purpose of Senator Mitchell to leave soon for Washington city. His business there can only be conjectured. His term of office expired Thursday.
Mask Ball.
Preparations are being made for a big time at the Mask Ball, April 1st. We will have in all about 15 prizes, as follows: First and second best dressed gent. First and second best dressed lady. First and second best bicycle trick rider, marked. First and second prize, comical. First and second, clown. First and second best sustained character. One prize, spectators. Maskers 50 cents. Lady maskers free. Spectators 25 cents. Music by full orchestra. T. K. RICHARDSON, Manager.

From Cripple Creek.
After the big fire in Cripple Creek, took a very severe cold and tried many remedies without help, the cold only becoming more settled. After using three small bottles of Chamberlain's Cough Remedy, both the cough and cold left me, and in this high altitude it takes a meritorious cough remedy to do any good.—G. B. HENDERSON, Editor Daily Advertiser. (For sale by A. C. Marsters & Co.)

NEW OFFICERS.

Cabinet Confirmed—Probable New Ministers.

A Washington dispatch of the 5th inst. says: The president today sent in the following nominations: Secretary of state, John Sherman, of Ohio; secretary of the treasury, Lyman J. Gage, of Illinois; secretary of war, Russell A. Alger, of Michigan; attorney-general, Joseph McKenna, of California; postmaster-general, James A. Gary, of Maryland; secretary of the navy, John D. Long, of Massachusetts; secretary of the interior, Cornelius N. Bliss, of New York; secretary of agriculture, James Wilson, of Iowa.

The nomination of Lyman J. Gage caused considerable discussion, the all-voted men taking occasion to point out the position Gage occupies on the financial question. The silver senators said they did not intend to interfere any objection to the confirmation, but wanted to make it plain that while there were pledges made by the new administration for bimetalism, the new secretary was a gold man. The other nominations were confirmed without debate.

Among the earliest appointments the most important already decided by President McKinley are the following:
John Hay, of Ohio, ambassador to England.

General Horace Porter, of New York, ambassador to France.
General William Draper, of Massachusetts, ambassador to Germany.
William B. Merriam, of Minnesota, minister to Austria.

Charles A. Dames, of Illinois, controller of the currency. (When Mr. Eckels' term expires.)
William M. Osborne, of Massachusetts, consul-general at London.

John K. Jowdy, of Indiana, consul-general at Paris.
Belamy Storer, of Ohio, (possibly), minister to Mexico.
William M. Hann, of Ohio, marshal of the District of Columbia.

Colonel Russell, of McKinley's Ohio regiment, commissioner of pensions.
Harry S. Heath, of Indiana, an important secretarialship.

Fine line of shoulder braces. Improved patterns, at Marsters'.
Money to loan on city and country property. D. S. K. BUCK, Marsters' Building, Roseburg, Or.

Died, March 7th, the five-year-old child of Mr. and Mrs. D. L. Lawson. Services were held at the residence at 2:30 today, Rev. Moore, officiating. Interment at Odd Fellows' cemetery.

What legislature ever saved so much money to the state as the one that recently assembled—and failed? What legislature before has not enacted bad laws and wasted large sums of public money? Here was a legislature that would have delighted the author of the maxim that stood at the head of the old Congressional Globe—"The World is Governed Too Much."—Oregonian.

E. E. Turner of Compton, Mo., writes us that after suffering from piles for sixteen years, he completely cured them by using three boxes of DeWitt's Witch Hazel Salve. It cures eczema and severe skin diseases. Marsters' Drug Store.

Good pastorage furnished at my pasture on Corbett's creek. Charges reasonable. All stock at owner's risk. The best of care will be given to all stock entrusted to my charge. J. M. SCHAFFER.

Don't allow the lungs to be impaired by the continuous irritation of a cough. It is easier to prevent consumption than to cure it. One Minute Cough Cure taken early will ward off any fatal lung trouble. Marsters' Drug Store.

Bilious Colic.
Persons who are subject to attacks of bilious colic will be pleased to know that prompt relief may be had by taking Chamberlain's Colic, Cholera and Diarrhoea Remedy, and if taken as soon as the disease appears, it will prevent the attack. For sale by A. C. Marsters & Co.

If you have ever seen a child in the agony of croup, you can appreciate the gratitude of the mother who knows that One Minute Cough Cure relieves their little ones as quickly as it is administered. Many homes in this city are never without it. Marsters' Drug Store.

This Is Your Opportunity.
On receipt of ten cents, cash or stamps, a generous sample will be mailed of the most popular Chamberlain's Hay Fever Cure. (Chamberlain's Colic, Cholera and Diarrhoea Remedy) sufficient to demonstrate the great merits of the remedy.
ELY BROTHERS,
50 Warren St., New York City.

Rev. John Reid, Jr., of Great Falls, Mont., recommended Ely's Cream Balm to me. I can emphasize his statement, "It is a positive cure for catarrh if used as directed."—Rev. Francis W. Frodo, Pastor Central Pres. Church, Helena, Mont.

Ely's Cream Balm is the acknowledged cure for catarrh and contains no mercury nor any injurious drug. Price, 50 cents.

Cures Talk

"Cures talk" in favor of Hood's Sarsaparilla, as for no other medicine. Its great cures recorded in truthful, convincing language of grateful men and women, constitute its most effective advertising. Many of these cures are marvelous. They have won the confidence of the people; have given Hood's Sarsaparilla the largest sales in the world, and have made necessary for its manufacture the greatest laboratory on earth. Hood's Sarsaparilla is known by the cures it has made—cures of scrofula, salt rheum and eczema, cures of rheumatism, neuralgia and weak nerves, cures of dyspepsia, liver troubles, catarrh—cures which prove

Hood's Sarsaparilla
Is the best—in fact the One True Blood Purifier.
Hood's Pills cure liver ills; easy to take, easy to operate, etc.

Poket & HUTCHINSON.
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UMFQUA SALOON
BILLIARD TABLES (Are now prepared to serve their patrons with FINE CLUB ROOMS.)

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Our Spring Goods are just beginning to arrive, and we invite a careful inspection and comparison of prices.

FINE FOOTWEAR

For Men, Women and Children.
Latest Styles in colors and shapes.

HATS

Our Hat Department is right in line.

SHIRTS

Shirts and Neckwear are up to date.

DON'T FORGET OUR REMNANT RACK.

JOSEPHSON'S

A Protest.

A dispatch from Washington dated March 3, says:

The vice-president today received the following telegram, dated Boise, Idaho, and signed by 30 members of the Idaho legislature.

The undersigned members of the legislature of Idaho now in session, respectfully protest against Henry Heitfeld being sworn in as senator from Idaho, for the reasons set forth in the protest heretofore signed, and because proof of fraud, bribery and corruption in the election of said Heitfeld, as more fully appear from an affidavit of Representative H. S. Jones, which has been forwarded.

The telegram was referred to the committee on privileges and elections.

Durrant to Hang.

A San Francisco dispatch of the 3d inst. says: The supreme court this afternoon affirmed the decision in the Durrant case so that the murderer of Blanch Lamont can now be sentenced to be hanged, by the superior court as soon as that tribunal desires.

When Durrant was informed that the supreme court refused to grant him a new trial, he burst into tears and said "this is a very cruel world." He said that some day truth would prevail, and he would be vindicated. He seemed to take some comfort from the report that Chief Justice Beatty would, in a few days, file a dissenting opinion.

Rheumatism Quickly Cured.

After having been confined to the house for eleven days and paying out \$25 in doctor bills without benefit, Mr. Frank Dolson of Saint Ste. Marie, Mich., was cured by one bottle of Chamberlain's Pain Balm costing 25 cents and has not since been troubled with that complaint. For sale by A. C. Marsters & Co.



The man who neglects his health for the sake of the excitement of work and money, is dancing with death. It is a dance in which death always comes out victor. If a man will only spare enough time to take care of his health, to eat and rest properly, and when he feels slightly indisposed will resort to the right remedy, he may work as hard as he pleases, and pile up money as high, without fear of untimely death.

The worst enemy with which hard-working men have to contend is a disordered digestion. It is the starting point for most sickness and disease. Dr. Pierce's Golden Medical Discovery prevents sickness and disease. It insures a hearty appetite, and healthful, restful sleep. It corrects all disorders of the digestion, invigorates the liver and purifies the blood. It tones the nerves. It makes pure, rich blood, builds firm healthy flesh, and strong, elastic muscle. The man who resorts to it whenever he feels out of sorts, may, with reason, work as hard as he pleases. Druggists sell it.

"Enclosed please find 21 one-cent stamps," writes James Treat, of Clatsop, Douglas Co., Texas, "for which please send me a copy of Dr. Pierce's Common Sense Medical Adviser in paper covers. I have been using Dr. Pierce's Golden Medical Discovery for the blood and think it is the best blood-purifier I have used." One of the best known of American medical men said: "If you want to reform a man, begin with his grandfather." That would be wise if it could be done. Since it cannot be done, try something else. Reform the future grandfathers and grandmothers. Do this through education. The greatest thing for a man or woman to know is himself or herself. To know one-half the capabilities and disabilities of the human body is a liberal education. A good start for this education is Dr. Pierce's Common Sense Medical Adviser. Any one can have this finely illustrated 1000-page book for the small price of twenty-one one-cent stamps. This is simply to pay for mailing. If you would like the book in fine cloth binding instead of paper, send thirty-one stamps to World's Dispensary Medical Association, 653 Main Street, Buffalo, N. Y.

Administrator's Notice.

NOTICE IS HEREBY GIVEN THAT THE undersigned has been by the County Court of Douglas County, State of Oregon, appointed administrator of the estate of Presley W. Gossett, deceased. All persons having claims against said estate are required to present the same with proper vouchers within six months from date of this notice to the undersigned at his home in Louisa, Clark County, Oregon.

Dated this 8th day of March, 1897.
JOHN W. REES,
Administrator of the estate of Presley W. Gossett, deceased.

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ALMOST FREE.
TOWN TOPICS, will send on receipt of this ad, and five one-cent stamps, any one of the following prize novels (TWO HUNDRED AND FIFTY-SIX pages, regular price FIFTY CENTS): FOR FIFTY CENTS ANY FOUR; FOR ONE DOLLAR ANY TEN; FOR ONE DOLLAR AND A HALF THE WHOLE LIBRARY OF SIXTEEN VOLUMES.

- 6—THE BALE OF A SOUL. By C. M. S. McMillan.
- 7—THE COUSIN OF THE KING. By A. S. Van Dine.
- 8—SIX MONTHS IN HADES. By Clarence I. Buchanan.
- 9—THE TRICKS OF CHANCE. By Captain Alfred Thompson.
- 10—THE WOMAN WHO. By Charles Stokes Wayne.
- 11—AN ECLIPSE OF VIRTUE. By Chandon.
- 12—AN UNREPEALABLE SINF. By John Giltard.
- 13—THAT DEADLY WOMAN. By Harold H. Vane.
- 14—VICTIM IN DENVER. By Oliver McKen-
- 15—WHY I RAYS GLADYS. By David Christie Brown.
- 16—A VERY REMARKABLE GIRL. By L. H. Rickard.
- 17—A MARRIAGE FOR HATE. By Harold H. Vane.
- 18—OUT OF THE SUDAN. By T. C. De Leon.
- 19—THE WOMAN WHO. By Charles Stokes Wayne.
- 20—THE HUNT FOR HAPPINESS. By Andri-
- 21—THE STRANGE EXPERIMENT. By Harold H. Vane.

Indicate by the numbers the novels you want.

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DEALERS IN ALL KINDS OF

STAPLE AND FANCY GROCERIES AND PROVISIONS

FINE TEAS AND COFFEES A SPECIALTY.

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GIVE US A TRIAL. FREE DELIVERY. (The Post Office at Roseburg, Oregon.)

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Dress Goods, Furnishing Goods, Hats, Caps, Boots, Shoes, Cloaks, Capes, Wraps, Curtains, Etc.

In short, our shelves are filled with an excellent stock suited to all tastes and to meet all requirements. Our motto is: "A SQUARE DEAL."

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Having just engaged in the business, would say: I have spared no time or money to purchase the very best for my breeding stock.

Silver Laced Wyandottes, Silver Spangled Hamburgs, Barred Plymouth Rocks, Single Comb Brown Leg Golden Polish, horn.

EGGS, \$1.00 PER 13.
Poland China Hogs, Angora Goats.
Give me a trial. Correspondence solicited.
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