LAFAYETTE COURIER.

FRIDAY, SEPT. 11th. 1874 AN IMPORTANT DECISION.

The Mocury of the 4th speaking o the cases in appeal from Lane county to the Sufreme Court, O.C.R.R. Co., vs. J. J. Comstock, Ben Holladay vs. J. H. D. Henderson, decided on demurrer in the court below by Judge Mosher, which were argued and submitted last week, and a decis on rendered on Monday affirming judgment of the Court below says:

"These cases are all similar and were brought by Holladay and the Railroad Company to compel the the defendants, as a subsidy to induce road on whatever line he pleased ing us. thereby inferring that a contract with him to place the road upon a given line was a valid contract, for the reason to at he had the power to execute it. The Court decided that such a contract was against public policy for the reason that it would be improper to sustain a contract which had for its purpose the laying out of a Railroad upon any other considerations than those of the general publie good and the interest of all the stock holders. Justice Burnett delivered the opinion of the Court, supplemented by the opinion of Justice McArthur concurred in by Justice Prim. Chief Justice Upton and Justice Bonham dissenting. This decision was arrived at after considerable litigation on several causes in several different Courts which have been before the Supreme Court at a previous session. This decision will defeat recovery on all suits which have been brought to enforce subscriptions to subsidies in this State, subscribed to induce the location of a railroad in any particular locality."

STATE FAIR.

We are in receipt of a three sheet poster annoucing the attractions and programme of the Fourteenth Annual State Fair, which commences on Monday, the 12th day of October, 1874, at the Fair grounds, Salem, \$10,000 in coin premiums are offered by the society, besides gold and silver medals and silver ware. The admission for males over 15 years of age will be \$2, between 10 and 15, \$1 On Wednesday of Fair week the chilof the Public and Sunday schools of the State, under 15 years of age, wil be allowed free admission to the grounds. Tickets for this purpose must be obtained by teachers and superintendents, of the Secretary, as they will not be delivered from the gates. This ought to make the Sunday school scholars "leap for joy." When we were forced to attend Sabbath school in our younger days, such an inducement would have been "water on our wheel," and made us feel glad that we belonged to the army of the Lord.

As IT SHOULD BE .- The Chicago Tribune makes the following just remarks upon the Plymouth Church farce that has just been enacted. F. D. Moulton was the only one in a congregation of 3000 people who red contradict the report of the Beecher Investigating Committee.

The appearance of Francis D. Moulton at the meeting of Plymouth Church on Friday evening, and his solitary vote against the report of the Committee, was an act exhibiting got it all. both moral and physical courage in a high degree. It requirs nerve to stand up in the presence of 3,000 exasperated enemies and say No, when the word No is itself a rebuke to every other man in the assembly. This is what Mr. Moulton dia; it is what he had a right to do; it is what it was his duty, as a member of Plymouth congregation, to do. The riotous behavior of the meeting, on the other hand, when he rose to speak, and the attempt to mob him when he went out, were demonstrations of moral and physical cowardice-moral, in that they dared not hear what Moulton had to say; physical, in that every assault by a multitude on one men is cowardly. Plymouth Church lowered itself in that disgraceful tumult far more than it could ever be its fall term on the 21st of Seplowered by any act of its pastor.

NOTES AND NEWS

Vice President Wilson refuses to ould be most "uncommon unkind" in Ulysses to covet a third term until Henry has had his first.

one of the defeated candidates.

if this is the worst sin you have to the Corritory. answer for you'll get through all The members of Plymouth Church

payment of money and the conveying other dose of the Beecher-Tilton \$17,000 has been collected. of title to certain lands, subscribed by blackguardism natwitstanding that the Investigating Committee white- is appointed Consul to Canton, China Holladay to construct the Railroad washed the clerical seducer. This on a certain line. Holladay alleged time the courts and lawyers will see that he owned a majority of the stock what they can make out of it. This and had the power to construct the is what you might call double-shoot-

> A reply to the statement of Mr. J. Martin was handed us for publication during the week. We decline publishing it for the reason that no good could possibly result from it. Boys each of you select a committee of nine of your peers and leave it to them to decide, and you will both be cleared of all blame. But seriously, Neither of you will be thought any more of by agitating the matter, so

OREGON NEWS.

There are 188 Notaries Public

There are 62 Commissioners of Total loss, \$173,000. Deeds for Oregon in the United

shock, on the fruit farm, Marion county, with an eight horse Pitt's Challenger, in five hours and thirty

J. Wimer & son, of Phoenix have repurchased their flouring mills at that place.

The little seven-year old daughter of Squire Duncan, of Albany, fell from a shed roof last Friday breaking her arm.

ed ast Wednesday at Gervais trait of the child heads the circular, "Cachemice Perfection" extra quality.\$5 00 charged of "indecent exposure of and portays him as a beautiful, intel-

The match game last Thursday at Salem between the College Juniors and McAdams' Nines was that John Spencer has been appointwon by the former by a score of ed postmaster at McMiraville. Ain't 56 to 22. Cally eight innings were this the man that the Reporter want-

The Independence folks intend election? erecting a church.

Upwards of \$24,000 worth of goods were shipped to San Frangoods were shipped to San Franfor their liberal patronage during the past
season, I desire to say that I will be travcisco and Portland from the Wil-

Baker City in day light.

ufactories.

nant because the Corneliusites was given before the most competent judges charged them with having the if the world. Besides there is fifty per cent Friends (?) is called to these bargains small-pox, when they have not bill county to-day than any other.

Hon. W. R. Dunbar proposes to pay all of the Lodges of Good Templars in his Jurisdiction an official visit as G. W. C. T. of the OREGON Order in this state, during the fall and winter. He intends leaving home about the middle of October.

Hotel at Salem is now lighted

There were seven burials in the Odd Fellows' Cemetery, Salem, in

Ashland Academy commences

TELEGRAPHIC SUMMARY:

The bark Colama, from Portland, support Grant for a third term. It Oregon, arrived at Liverpool on the

The Democratic Congressional Committee of the Eighth District of Geor-The Democratic Convention which gia he's nominated Ales. H. Stevens

met at Hagerstown, Maryland, on Theelections of Wyoming Territothe 2d, nominated Wm. Walsh for ry all nearly all in and give Steele Congress. Montgomery Blair was (Dens.) a majority of between 500 and 600, re-electing him as Delegate by The editor of the Statesman asks double the majority that he received God to forgive him for once editing a two pars ago. The Democratic tick-Democratic newspaper. Well, Mac, et is menerally successful throughout

are contributing toward a fund for We are destined to have to take an- the relief of Mrs. Titon. Already

> Repert M. Tindall, of Mississippi, ters of the Army to St. Louis in October, was promulgated on the 5th.

New York Journal of Commerce, of the 5th, says: For Spring grades of wheat there is a liberal demand, principally for export, with prices about two cents higher, more especially on the latter grade, with lighter offerings and market strong.

Gov. Osborne, of Kansas, on the 5th, renewed the request to President Grant for arms to protect the frontier boys, let the matter rest as it now is. from Indians. He says that since the 16th of June sixteen citizens of Kan- Of the most complete and sas have been murdered by the Indilet it be one of the things of the past. ans, and not one of the murderers

California Imms.

Greenbacks, 91a32 The town of Mokelumne Hill was

nearly destroyed by fire on the 4th. The twenty-two Chinese women

brought before the Surreme Court of R. C. & Cal. Geer thrashed Cali ornia on a writ of habeas corpus SILKS! 1,048 bushels of oats from the have been remanded to the master of the (teamer Japan, and will be sent back to China. Adolphe Strecker, the champion

sharpshooter of America, arrived in Rich Black Gros Grains San Francisco on the 1th inst., and German Regiment.

\$20,000 REWARD. We are in re- Quality No. 3..... Browster Ross, and for the arrest and conviction of his abductors. He was his person." He was fined \$50. ligerst and winning boy, a broad and DRESS GOODS

JUST So. -By the dispatches to he Portland papers it will be seen ed to fix up a goods box for just after

lamette Woolen Mills in August.

Mr. George Belknap, residing a few miles below Eugene, has a field of wheat which he estimates will yield fifty bushels to the acre.

Rabbits invade the streets of Rabbits invade the streets of ly palment system—or liberal discount for

The water from Ellendale will be flumed to Dallas, to give motive power to farming implement man-

The Forest Grovers are indig.

I deem it unneces ary to say anything on the merits of this famous machine as all are aware that it stands the winner at every General Traveling Agent, Wheeler & Wilson

THE FAVORITE !!

Manufacturing Company.

WHEELER & WILSON DRAW FEED Every room in the Chemeketa SEWING MACHINES.

Champions of the World!

don. Paris and Vienna ment. McKIBBIN & DAVIDSON, the month of August--four males ment. Agents. Oregon, Washington and Idaho.

and three females.

McKIRBIN & DAVIDSON,
Oregon, Washington and Idaho.
WINFIELD HUGHES,

Traveling Agent, Yambill county. S. POWELL, Saw Mill. Dressed lumber of all kinds, doors and win-

DRY GOODS!

FALL.

order removing the Headquar- GRAND OPENING

Magnificent Display!

Have pleasure in announc-

ing the receipt

Ex "John L. Stephens" and

exensive stock of

DRY GOODS

ever exhibited in this city.

The attention of the public is earnestly called to the inducements we are offering to purchasers this season, which far exceed our former unprecedented attractions.

e would call especial attention to our magnificent stock of silks selected at public auction to the highest bidder of expressly for this season's trade.

Ш	RESS GUU	D2
500	pieces Serges,	P yard
3005	pieces Satin de Chine50c	
2405	pieces Heavy Empress 50c	us dies
260	pieces French Merino 75c	
320	pieces all wool "McMahon"	
	cloth 65c	11 .
600	pieces Fancy Striped Dress	

(This line is well worth :0c.)

Blankets, Skirts. Sheetings, Bed Spreads, Underwear, Table Linens, Hosiery, Linen Napkins, Flannels, Bandkerchiefs,

mbrellas, Shirting Checks, Buggy Robes. Trimmings, Those in search of real and unusu-

ally attractive bargains will be amply repaid by an early visit. N. B .- The attention of our City

BRADLEY MARSH & CO Wholesale and Retail Dealers in

Dry Goods, Groceries, &c. AND GENERAL IMPORTERS OF American, English & for-

eign Goods, PORTLAND, OREGON.

Cash advances made on every de cription of produce.

EGAL.

Citation.

In the County Court of Yambill county, in the matter of the last will and testa-To Ezra Poppleton, Francis Augusta Da-ma and Sa ah C. Poppleton, and to the unknown heirs of Wm. G. Poppleton,

HEREAS, EDGAR POPPLETON and HEREAS, EDGAR POPPLETON and Edwin R. Poppleton, have filed in said County Court an instrument purporting to be the last will and testament of Wmr. G. Poppleton, deceased, together with a petition that the same be by said court admitted to probate as such last will and testament, and whereas, an order was made by said court on the 1st day of September, A. D. 1874, fixing the 6th day of October 1874 for the hearing of said petition and directing that citation issue to the heirs at law of deceased. Therefore, in the name of the State of Oregon you are hereby cited and required to appear in said court at the Court-House at Lafayette in said county, on the said 6th day of October, 1874, at ten o'clock A. M. of said day to show cause, if any you have, why said to show cause, if any you have, why said instrument shall not be admitted to probate as the last will and testament of said Wm. G. Poppleton, deceased.

H. HURLEY,

ATTEST: .E. ROGERS, Published by order of H. Hurley, county Judge of said county, made on the 1st day of September, 1874.

Summons.

In the Circuit Court of the State of Oregon for Yambill county.

suit in equity fo M. W. Agee, def. divorce.

To M. W. Agee, defendant: TN THE NAME OF THE STATE OF Dorgon, you are hereby required to appear and answer to the complaint of plaintiff herein filed against you by the 26th day of October, 1874, it being the first day of the next regular term of said count

and if you fail to appear and answer said complaint by said time the plaintiff will apply to the court for the relief therein demanded, to-wit: A decree dissolving the marriage, confract new existing between plaintiff and defendant and for costs This summons published by order of will be dillon. B. F. Bonham, Judge of said court, holders.

E. C. BRADSHAW, Atto ney for Plaintiff.

Administrator's Sale.

nade August 25, 1874.

NOTICE IS HEREBY GIVEN THAT ington county, made at the August term A. D., 1874, thereof, in the matter of the estate of P. S. Field, deceased, and to me as administrator thereof directed, I will sell

Saturday the 26th day of September, A. D. 1874, at the hour of one o'clock P. M. at the Court-house door in Lafayette, Yambill county, Oregon, all the right, title, interest and estate of the said P. S. Field, at the time of his death, or since acquired by his estate, in and/o those tracts, pieces or parcels of real estate lying, being and situate

in Yambill county, Oregon, and described Being the west half of the northwest ter of section 10, township 3 south, range 5 west, containing 160 acres more or less, addition to the town of McMinnville, Yamhill county. Oregon, upon the following terms of sale;
One half the purchase price U. S. coin in hand and one-half to be paid in U. S. coin in six months from the day of sale, with

interest at the rate of ten per cent, peran-num and to be secured by mortgage on the Administrator of the estate of P. S. Field, deceased. Lafayette, Oregon, August 28, 1874.

GROCERIES, · DRUGS

KELTY & SIMPSON,

AND DEALERS IN ROCERIES, CANNED FRUITS

Oysters, Crackers. Nuts of all kinds,

Fine Wines and Liquors for Medicinal

---- TO THE----

OF BOTH SEXES. No Charge for Advice and Consultation.

DR. J. B. DYOTT, graduate of Jefferson Medical College, Philadelphia, author of sev-eral valuable works, can be consulted on all diseases of the sexual or urinary organs (which he has made an especial study) ei-ther in male or female, no matter from what cause originating or of how long standing.
A practice of 30 years enables him to treat diseases with success. ('ures guaranteed Charges 'reasonable, Those at a distance can forward letter describing symptoms and enclosing stamp to prepay postage. Send for the Guide to Health. Price 10c. J. B. DYOTT, M. D. Physician and Surgeon, 104 Duane St. N.Y. no47-ly

J. SIMON. Wholesale and Retail Dealer in Doors, Sash, and Blinds, also German French, and American

WINDOW GLASS.

Crystal sheet, enameled, stained and cut

FIFTH & LAST CONCERT

LAFAY

FRIDAY,

Appointment Circuit are as First Sabbat

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Public Library of Kentuc'y

FULL DRAWING ASSURED,

MONDAY, 30th NOVEMBER, 1874.

CHANCE LAST

the Public Library of Kentucky has been so generally anticipated, and is so manifestly for the interest of all concerned, that it must meet the approval of all. The day is now absolutely fixed, and there will be no variation from the programme now an-nounced. A sufficient number of tickets had been sold to have enabled us to have had a large drawing on the 31st of July, but a short postponement was considered preferable to a partial drawing. Let it be borne

The Fifth Gift Concert

S THE LAST WHICH WILL EVER BE GIVEN UNDER THIS CHARTER AND BY THE PRESENT MAN AGEMENT.

That it will positively and unequivocally take place as announced on

Monday 30th November That the Music will be the best the country affords, and that

20,000 CASH GIFTS,

\$2.500,000 will be distributed by lot among the ticket

		-	
	LIST C	F GIFTS	=
	One Grand Cash Gif		\$250,00
	One Grand Cash Gif		100.00
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	5 Cash Gifts	20,000 each	100,00
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	500 Cash Gifts,	100 each	50.0

19,000 Cash Gift. 50 each ... 950,000 Grand total, 20,0 0 Gifts, all cash, \$2,500 .00

PRICE OF TICKETS: Whole Tickets, ... Il Whole Tickets for promptly, ci her of the home the or our ocal Agents.

Liberal commissions will be a lowed to entsfactory agents. Circulars containing full particular fu nished on ap, lication.
THOS. E. BEAMLETTE,

Agent and Man ger.

Public Library Building, Loui ville, Kv. DR. LITTLEFIELD'S

ODD FELLOWS BUILDING. LAFAYETTE, OGN,

Musical Instruments.

DRUGS, MEDICINE, Paints, Oils, Perfumes, Fancy Toilet Articles

And a full Stock of Patent Medicines.

Tobacco and Cigars. Debiliated STATIONERY,

> CANNED FRUITS Of all kinds. FINE WINES &

CONFECTIONERY,

LIQUORS. For Medicinal purposes. no50:tf

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Hardware. Iron. Steel HUBS, SPOKES, RIMS, OAK, ASB

-AND-HICKORY PLANK, NORTHUP & THOMPSON.

DELEGA ing of Laf

on Tuesday sons were State Tem Watts, Mr Royal an also clecte

FINE PI laid on ou poaches w the Cox and flavor against an raised on south of th