

Lincoln County Leader.

Independent in all things, Neutral in Nothing.

Volume V. Toledo, Lincoln County, Oregon, Thursday, October 28, 1897.

Number 33.

DIRECTORY.

LINCOLN COUNTY.

Representative, Tol. Carter
Judge, E. R. Lake
George Landis
Superintendent, J. L. Hyde
Commissioners Court meets on Wednesday the first Monday in February, August, October and December.

CIRCUIT COURT.

Judge, J. Fullerton
Pros. Attorney, J. Fullerton
Term on 4th Monday in July and Monday in January of each year.

CITY OF TOLEDO.

Mayor, J. A. Hall
Marshal, J. C. Aitree
Aldermen, J. A. Hall, J. C. Aitree, Geo. F. Sylvester, W. H. Crutchfield, J. S. Booth, W. L. Watkins, A. B. Clark, Alex. Burkhalter, Chas. Henderson, Z. S. Derrick, J. S. Huntington, N. F. Edwards, Sam'l Hill, Joseph Gourley, N. J. Goodman, W. A. Vidito, L. A. Feek, W. P. Taylor, Wm. Wakefield, John Early, Chas. Read, M. Berton, W. H. Cook, Geo. E. Croxford.

TOLEDO PRECINCT.

J. A. Hall, J. C. Aitree.

NEWPORT.

Geo. F. Sylvester, W. H. Crutchfield.

YAQUINA.

J. S. Booth, W. L. Watkins.

ELK CITY.

A. B. Clark, Alex. Burkhalter.

LITTLE ELK.

Chas. Henderson, Z. S. Derrick.

NASHVILLE.

J. S. Huntington, N. F. Edwards.

BEAVER CREEK.

Sam'l Hill, Joseph Gourley.

TIDEWATER.

N. J. Goodman, W. A. Vidito.

LOBSTER.

L. A. Feek, W. P. Taylor.

LOWER ALSEA AND YACHTS.

Wm. Wakefield, John Early.

SALMON RIVER.

Chas. Read, M. Berton.

ROSS.

W. H. Cook, Geo. E. Croxford.

CHURCHES AND SOCIETIES.

Episcopal Church—Services on the first and third Sabbath every month at 11 o'clock a. m. Sabbath every Sabbath morning at 10 o'clock. Rev. C. R. ELLSWORTH, Pastor.

Methodist Episcopal Church—Services on the first and third Sabbath every month at 11 o'clock a. m. All are invited to attend. Chas. Booth, Missionary. Residence, 77, Newport, Or.

O. F.—Toledo Lodge, No. 108. Meets Saturday evening at their hall in this city. J. R. TURNIDGE, N. G. WING, Sec'y.

F.—Bay Lodge No. 116, of Yaquina City. Meets every Wednesday evening. Visiting brothers are always welcome. S. A. PRUITT, N. G. BURROWS, Secretary.

F.—Newport Lodge No. 89, meets every Friday evening. Visiting brothers are cordially invited to attend. L. O. OLSSON, N. G. OLIVER, Secretary.

O. F.—Elk Lodge No. 134, meets every Friday evening in its hall at Elk City. Visiting brothers always welcome. J. H. VAN ORDEN, N. G. WAYS, Sec'y.

A. M.—Newport Lodge No. 85, regular convention on Saturday or before each week. Visiting brothers are cordially invited. A. H. HAMPTON, M. W. S. BUCKLEY, Sec'y.

Bay Council No. 745 National Union, meets on second and fourth Friday nights of each month. Traveling friends are welcome. N. SNOW, Pres. FISH, Sec.

OOD LODGE No. 70, Rebekah Degree, O. F. E., meets in the Odd Fellows hall in Toledo on Tuesday evening of each week. EUNICE AKIN, N. G. F. STEWART, Secretary.

IGHT REBEKAH LODGE No. 90, meets in the O. F. hall at Elk City on the first and third Thursday evenings of each month. Visiting members always welcome. MRS. MARIE MILLER, N. G. LILLIE TRAPP, Secretary.

R.—The Lincoln Post No. 68, meets in the Good Templars Hall on the first and third Saturdays of each month. H. R. STURDEVANT, Post Com. FISH, Adjutant.

U. W.—Western Star Lodge No. 73, meets in the Odd Fellows hall, Yaquina, on the 2nd and 4th Saturdays of each month. Visiting brothers are always welcome. H. K. LUGGER, M. W. TRAVIS, Recorder.

WOMEN OF THE WORLD.—Pocahontas Camp No. 229, Toledo, Oregon, meets on the 2nd and 4th Thursdays in each month in the O. F. hall, at 2 o'clock p. m. Mrs. ELIZA EWING, President. MRS. JENNIE ARNOLD, Sec'y.

W. C.—ARKLINCOLN WOMAN'S RELIEF Corps, No. 49, auxiliary to the G. A. R., meets on the 2nd and 4th Thursdays in each month in the O. F. hall, at 2 o'clock p. m. Mrs. ELIZA EWING, President. MRS. JENNIE ARNOLD, Sec'y.

ARTISANS—RIVER DELL ASSEMBLY No. 92, United Artisans, meets on 2nd and 4th Wednesdays of each month in the O. F. hall, Elk City, Oregon. Visiting brothers are always welcome. J. C. DIXON, M. A. DALABA, Secretary.

THE COUNTY SALARY CASE SETTLED.

The Supreme Court Renders a Decision in the suit of Landis vs. Lincoln County.

The question that has vexed the officers of Lincoln county for nearly two years has been settled, so far at least, as the courts are able to adjudicate it. We refer to the salary of the clerk and sheriff. The supreme court rendered its decision last Monday. We take the following from the Salem Statesman:

"Geo. A. Landis, appellant, vs. Lincoln County, et al., respondents, appeal from Lincoln county; affirmed. Opinion by Wolverton.

"Appellant, as sheriff of respondent county, appealed from a judgment of the circuit court dismissing his writ of mandamus to compel the county court of said county to audit and allow his claim for services as such sheriff in the sum of \$666.66.

"The upper court predicated its consideration of the case at bar upon the legislative act creating the county of Lincoln and fixing the salaries of its officers, in which act the sheriff's fees are made the same as those of the shrievalty of Benton county.

"Almost simultaneously with the passage of the act referred to, another was passed in which the salary of the Benton county sheriff was fixed at \$2,000 per annum, the latter act becoming a law two days later than the former.

The contention of appellant was that after the passage of the latter act he, as sheriff of Lincoln county, was entitled to the compensation given the Benton county officer, the word 'fees' in the Lincoln county act to be construed as salary in the light of the subsequent act.

The supreme court in review says: "By the ordinary acceptance of the term 'fees,' as heretofore and now used in the statute, we understand it to signify compensation or remuneration for particular acts or services rendered by public officers in the line of their duties to be paid by the parties, whether persons or municipalities, obtaining the benefit of the acts or receiving the services, or at whose instance they were performed * * * while the term 'salary' denotes a recompense or consideration to be paid a public officer for continuous, as contra-distinguished, from particular services, and may be denominated annual or periodical wages * * * But the interpretation of the acts in question does not depend so much upon the technical definition of the terms, as upon the sense in which they were used by the legislature * * which ought to control." And, after close scrutiny and comparative review of the two acts, in relation to the case at bar, decided that Lincoln county, not being named in the second act here cited, was not subject to the effect of any of its provisions; and hence the action of the court below in dismissing this writ was duly affirmed."

Croup Quickly Cured.

Mountain Glen, Ark.—Our children were suffering with croup when we received a bottle of Chamberlain's Cough Remedy. It afforded almost instant relief.—F. A. Thornton. This celebrated remedy is for sale by O. O. Krogstad, druggist.

FALL CREEK NOTES.

The fine weather this fall, has been a great benefit to the farmers in these parts, who are quite busy preparing for winter.

There is an abundance of fruit on the Creek this year, also of all kinds of vegetables.

Our new neighbors, the Messrs. Bates, have been setting the example of early rising and industrious habits.

R. B. Trenholm has been busy plowing lately. One of his horses has been sick, but through the kindness of his neighbors he has been helped to a team.

Oscar Tom has two hired hands helping to build a new fence.

E. M. Beals has been to Alsea and purchased a team.

We are sorry to state that news has been received of two accidents among our neighbors a few miles distant. Mr. Goodman, while working with a harrow, let it fall on his foot, running a tooth entirely through and inflicting a serious wound. He was improving at last reports.

Miss Lydia Phillips, of Alsea, who has been teaching at Lobster for two weeks, was on her way home for a visit last Friday evening and when within a mile of her home her horse slipped and fell, breaking her leg just above the ankle. This was Miss Phillips' first term of school as teacher, and her reports were greatly in her favor. She has the heartfelt sympathy of her many friends.

BUD SLNDERMAN.

KERVILLE ITEMS.

Stormy weather has brought in a good run of silver salmon. The cannery received over 2,000 fish (about ten tons) yesterday, but it is unable to avail herself of the good run any further, the supply of tin being exhausted, and the receipt of the new supplies being prevented by rough seas. Jim Tronson caught 408 fish on the night of the 22nd in gill nets. Several other boats running above 200.

Tom Hollis, during a difficulty with his wife and step-son, received some severe knife wounds, and is laid up, but is recovering. Alec Catfish and John Brown, Indian police, took Mrs. Hollis and son to the Agency under arrest.

Pellet Lane, of the Agency, and Lee Wade, of Toledo, are among the Siletz Bay visitors this week. Pellett disposed of some very fine apples at \$1 per bushel. He says he raised a large crop of apples this year. He remarked much improvement on the lower river since he was last here twelve years ago.

Andy Osborne has returned from Salem and is fishing, but will wind up his interests here and remove to Salem. While at Salem he visited our late resident attorney, A. S. Austin, at the insane asylum, whom he reports thriving in mind and body. The asylum authorities have indicated their willingness for Mr. Austin to take his departure, but he refuses to go without a certificate of his mental soundness from the asylum authorities.

Many of the fishermen's families are retreating to winter quarters. Ely Austin, young son of A. S. Austin, has gone to live with a relative of Charley Reed's, near Corvallis.

THE LIZARD.

Kernville, Or., Oct. 24th, 1897.

CHITWOOD 'PHONES.

Kumtux—Hello, LEADER!" LEADER—"Hello, is that you, Kumtux?"

K.—"Yes siree."

L.—"Well, where have you been this long time? We thought you were dead, strayed or stolen."

K.—"Oh no. I'm all O. K. Why since I gave you any 'Chitwood news' I have been to the Valley hop picking; then when we returned home we only stopped a few days, then we were off to the beach to get huckleberries and. And now, don't you forget it, we had a way up time. We got all the berries we wanted for ourselves, sold some and gave some away; and fish, don't talk! We got some of the finest salmon you ever saw. And we got some of those little fish, too; the kind you Toledoites argue so much about. Some call them herring and others call them mackerel. Call them what you please, I call them good, first-class."

L.—"Well, why don't you send us some more items since you have returned? What are you doing?" K.—"Well, since we have been home we have been busy. First we had to take care of our huckleberries and fish; then come digging our potatoes and corn, harvesting our beans and pumpkin pies, and storing away our winter supply of apples, so you see we haven't much time to gossip. But while you are talking, isn't this fine weather?"

L.—"Yes, very fine indeed; but what's the news?"

K.—"Well, there isn't much, but I'll give you all I can think of in a few words."

Mrs. Baxter, of Salem, is over on a visit to her parents, Mr. and Mrs. T. F. Lewis. Mr. Baxter came over to hunt and fish.

Charley Walker was up in the top of a large apple tree the other day. The tree grew near the fence and the limb on which he stood gave way and he fell, apples and all. He lit on both sides of the fence and smashed that down, but Charley says he is all right yet, if he did get knocked out in the first round.

Mr. Durkee is having his land on the hill all cross plowed. He also has the lumber on the ground to build a new barn.

George Smith has brought in some more goats lately.

Claude Wilson and Ira Whitney are still in the Valley drying fruit. They seem to be doing well.

Oh, I almost forgot to tell you that our literary society is to start up again next Thursday night. Well now I must go to work, so good bye."

L.—"Goodbye."

The First Thanksgiving Dinner.

The first Thanksgiving dinner was celebrated in this country two hundred and seventy-six years ago, at Plymouth, Massachusetts. The whole American army was present— it numbered twenty men. Miles Standish, the backward lover of Priscilla, sat at the feast, while Priscilla served at the tables. The story will appear in the November issue of The Ladies' Home Journal. Here Indians and whites sat down together by the tables set in the woods, and enjoyed the roast turkey, beechnuts, clam chowder, fish, salad, cakes, fruit and other delicacies provided. It was at this historic dinner that the first oysters were served. The illustrations of the article show portraits of the Pilgrim fathers.

The Greatest Ride in History.

A territory of 271,000 square miles comprising Washington, Idaho and Oregon as they are to-day was saved to the Union by one man. He had the courage and heroism to ride on muleback for three thousand miles. The ride was thrilling, the trials and hardships marvelous, the result a glorious one. The whole story, beautifully illustrated, will be given in the November issue of The Ladies' Home Journal, under the title 'When Dr. Whitman Added Three Stars to Our Flag', the closing and most intensely interesting article in the Journal's successful series of "Great Personal Events." The first women to cross the Rockies figure in the story, which proves beyond a doubt that they preceded Fremont, the "Pathfinder by ix years."

Mr. Hans Olsen and family of Minnesota, arrived here last week. The family consisted of seventeen members and formed quite a party. Mr. Olsen was out here last June to look the country over, and now he informs us that he has come to stay. He is a practical dairyman, and wishes to buy some good ranch on the river where he can engage in that business.

Dry Goods

I received a large Stock of Fall and Winter Dry Goods on the last steamer Call and look at them.

Rubber Goods

I have all kinds, Coats, Capes, Boots, Hats, Shoes, etc. Can fit a man up for the wettest day of Winter.

Groceries

My stock is complete and my prices are as low as the lowest.

H. LEWIS,

TOLEDO.