

Lincoln County Leader.

Volume XIII.

Toledo, Lincoln County, Oregon. Friday, July 7, 1905.

Number 19

Circuit Court Docket.

Following are the cases in the Circuit Court of Lincoln county for the term commencing Monday, July 10, 1905:

FORECLOSURE.

Eugene Williams vs. Anita Winant. B. F. Swope, attorney for plaintiff.
Frye-Brown Co. vs. William H. Blanchard et al. Merrick Mills and C. E. Hawkins, attorneys for plaintiff.

DIVORCE.

John W. Smith vs. Jennie C. Smith. B. F. Swope and E. R. Skipworth, attorneys for plaintiff.
Arthur Bessell vs. Mary J. Bessell. B. F. Jones, attorney for plaintiff.
Marie Boone vs. W. C. Boone. C. M. Brown, attorney for plaintiff; C. E. Hawkins, attorney for defendant.

C. L. Morrison vs. Sarah J. Morrison. B. F. Swope, attorney for plaintiff.
R. M. Cramer vs. Mary E. Cramer. C. E. Hawkins, attorney for plaintiff.
A. W. Cook vs. Alice Cook. C. E. Hawkins, attorney for plaintiff.

Charles M. Collins vs. Minnie D. Collins. C. E. Hawkins, attorney for plaintiff.

ACTIONS.

Mitchell, Lewis & Staver vs. S. F. Cook and B. N. Burness. B. F. Jones, attorney for plaintiff; C. E. Hawkins, attorney for defendant.
J. D. Fenton vs. Christian Hansen and Betsey Hansen. B. F. Jones and C. E. Hawkins, attorneys for plaintiff; B. F. Swope, attorney for defendant.

J. D. Wetmore vs. M. J. Thompson. B. F. Jones, attorney for plaintiff.
Stern, Lauer, Shohl & Co. vs. Stewart & Vant. Emmons & Emmons, attorneys for plaintiff.
E. M. Baxter vs. S. S. Cramer. B. J. Jones, attorney for plaintiff.

T. L. Stewart vs. James Watson. B. F. Jones, attorney for plaintiff.
Major Ludson vs. Knott C. Egbert. B. F. Jones and C. E. Hawkins, attorneys for plaintiff.

Lee Wade vs. B. F. Jones. B. F. Swope, attorney for plaintiff; C. E. Hawkins, attorney for defendant.
Heuben Davis vs. J. H. Ross. Lennon and Jeffries, attorneys for plaintiff.

INJUNCTION.

The Toledo Water and Electric Light Co. a Corporation, vs. Ella Jones and B. F. Jones. C. E. Hawkins, attorney for plaintiff; M. L. Pipes and B. F. Swope, attorneys for defendant.
C. F. C. Anderson vs. Knott C. Egbert. C. E. Hawkins, attorney for plaintiff.

EJECTMENT.

E. M. Howell and T. C. Howell vs. John Long. B. F. Jones, attorney for plaintiff.
Robert Felix vs. C. F. C. Anderson. B. F. Jones and C. E. Hawkins, attorneys for plaintiff; B. F. Swope, attorney for defendant.

SUITS.

J. H. May et al. vs. G. R. May et al. B. F. Swope, attorney for plaintiff.

REPLEVIN.

Steven John vs. Henry Carl. B. F. Swope, attorney for plaintiff.

APPEAL.

Martha Johnson vs. Jack Orton. B. F. Swope, attorney for plaintiff; B. F. Jones, attorney for defendant.
Martha Grant vs. Martha Scott. B. F. Swope, attorney for defendant.

Lincoln County at the Fair.

As some of our citizens desire information on the subject, we append an itemized list of expenses so far incurred in making Lincoln county's exhibit at the Lewis and Clark Fair.

Labor.....	\$ 3.50
Lumber and nails for crating.....	40
Jars for shellfish.....	5.25
Glue and brush.....	45
Wire for pictures.....	25
Picture mounting.....	11.50
Table and chairs.....	5.50
Show case.....	9.00
Lettering.....	1.95
Oiling floor of booth.....	2.50
Williamson-Haffner Engraving Co., cuts.....	46.15
Pictures Lincoln scenery.....	30.00
Oil.....	10
Cash expended.....	\$138.45
Outstanding indebtedness—	
Material for printing.....	\$60.00
Labor.....	3.00
Wool and mohair.....	12.00
Honey.....	3.50
Freight and express bills.....	25.00
Estimated expense of collecting and caring for exhibit to date.....	85.40
	\$208.35

The following articles are now on exhibition in the Lincoln county booth: Timber specimens, building stone from Pioneer and Chitwood, wool and mohair, coal, honey, chittim, oysters (native, eastern and rock), a fine collection of pictures of our forests, resources and attractions, grains and grasses, deer and elk antlers, skins of wild animals, shells and curios from the ocean, agates, souvenir cards from Newport. Some fruit and vegetables were added this week, but more are wanted at once, also other products of the county, including more beach specimens, which are of especial interest to visitors from the east. Now is the time to send in fine specimens of grains and grasses. Lincoln county's exhibit is growing and will be a success before the Fair closes. Some of our best farmers and horticulturists are becoming interested and another earnest invitation is extended to every citizen to jump in and help. There is plenty of money in the fund for every necessary expense, and products having a ready market value will be paid for.

Attorney W. E. Yates of Corvallis had legal business in Toledo Monday.

When in Newport go to the Bon Ton for cigars, tobacco and confectionery.

When in Newport go to the Bon Ton, Owen Graves, proprietor, for Washington ice cream.

Round trip tickets from Toledo to the Fair, good for 30 days, \$6.85 via Corvallis, \$7.25 via Albany.

Good citizens too numerous to mention were in the city on the 4th. Pardon us for not attempting to round them up.

Smokers, try the Tom Cat 5-cent cigar at Landreth's. With each 100 bands from these cigars you get a ticket to the Lewis and Clark Fair.

Mrs. A. D. Shollenburg of Newport was in the city yesterday, accompanied by her daughter, Mrs. Ed Neill, who recently arrived from her home in Wisconsin, to spend the summer by the old Pacific ocean.

At a meeting of the directors of the Yaquina Bay Mutual Telephone Company held on the 3d inst. business of a general character was transacted and the manager was instructed to purchase wire, brackets and insulators for the completion of the line from Newport to Summit. As soon as wire is up phones will be installed all along the line wherever called for. P. A. Miller resigned as director and John Hewitt of Eddyville was elected in his place. Adjourned to meet again at the call of the president.

Lincoln Lodge No. 124, A. F. & A. M.—Stated communication On Monday, 10th inst., at 8 p. m. All members are urged to be present. Visiting Masons cordially invited. By order W. M.

Petition for Diking District. To the Honorable County Court of Lincoln County, State of Oregon:

We, the undersigned petitioners, being more than one-half the owners of the tide and overflowed lands and owning more than one-half the tide and overflowed lands lying and situated within the boundary described as follows, to-wit:

Beginning at the southeast corner of section 7, township 11 south, range 10 west, running thence west on section line two miles, thence north on section line two miles, thence east on section line to the southwest corner of section 31, township 10 south, range 10 west, thence north on section line one-half mile, thence east on quarter-section line one mile, thence south on section line one-half mile, thence east on section line to northeast corner of section 6, township 11 south, range 10 west, thence south on section line to place of beginning; and it is desired to form a diking district for the purpose of improving by diking or damming the lands contained therein which are subject to overflow by tidewater; and your petitioners ask your honorable body to organize, create and establish Diking District No. 1, as above described.

CHAS. H. GARDNER,
J. F. STEWART,
J. W. PARRISH,
WILLIAM F. ENOS,
ANTON JACOBSON,
LEWIS C. BECK,
A. T. M. DUNDON,
ANTON BRADSON.

In the matter of creating a diking district No. 1 in Lincoln county, Oregon. At this time came on for consideration the petition of J. W. Parrish et al. praying for an order of this Court to organize, create and establish a diking district in Lincoln county, Oregon, and the Court finding the statements therein to be substantially correct and being in all things pertaining thereto fully advised, it is ordered by the Court that all persons or parties interested in said proposed diking district be and each of them are hereby cited to appear before this Court on the 11th day of July, 1905, at the hour of 10 a. m. thereof, and show cause, if any exist, why said petition should not be granted.

C. M. BROWN, County Judge,
GEORGE KING, Commissioner,
F. A. THOMPSON, Commissioner.

SEE HERE—I am prepared to pay a premium on county and school warrants. OTTO O. KROGSTAD.

Call and get acquainted with some of THE LEADER's clubbing propositions.

Jurors for July.

Following is the list of jurors drawn for the term of Circuit Court which convenes July 10, 1905.

J. E. Dixon.....Hotelkeeper.....Elk City
N. Constantine.....Farmer.....Ona
Silas Maley.....Capitalist.....Newport
J. W. Parrish.....Farmer.....Toledo
C. H. Williams.....Capitalist.....Newport
Wm. Borden.....Farmer.....Newport
A. L. Chitwood.....Farmer.....Chitwood
J. M. K. Butler.....Farmer.....Toledo
J. S. Booth.....Real Estate Agent.....Newport
Paris Parks.....Farmer.....Elk City
G. S. Parmele.....Farmer.....Kernville
J. Dunn.....Farmer.....Toledo
L. F. Pepin.....Farmer.....Chitwood
James McDonald.....Farmer.....Chitwood
R. N. Warnock.....Farmer.....Eddyville
John A. Olson.....Capitalist.....Newport
Milton Beasom.....Farmer.....Tidewater
C. F. Altrea.....Farmer.....Toledo
B. F. Dobson.....Farmer.....Toledo
Henry Nee.....Canneryman.....Lutjens
W. C. Copeland.....Farmer.....Toledo
J. A. J. Flemming.....Carpenter.....Newport
J. H. Boyesen.....Farmer.....Box
Ira Miller.....Farmer.....Yaquina
J. E. Wilson.....Nurseryman.....Chitwood
J. F. Proctor.....Farmer.....Euclid
F. M. Seits.....Farmer.....Fisher
Samuel Hill.....Farmer.....Ona
Dan Grady.....Farmer.....Toledo
Geo. Williams.....Gov't Watchman.....Newport
J. R. Barclay.....Farmer.....Tidewater

Toledo Celebrated.

Toledo didn't have the biggest show on earth July 4, but the attempt to pay proper respect to the eventful day upon which our ancestors decided to spank their ma or die in the attempt was quite a success. There were but few departures from the published program, and these were of minor importance. The feature of the forenoon was the address of Judge W. S. McFadden of Corvallis, which was thoroughly appreciated by the large audience. Many of our people have heard Mr. McFadden on other occasions, but this was his first attempt to make the eagle scream in Toledo. The Judge is always perfectly at home down here among the fern eaters, and on this occasion really seemed like one of the family. He didn't even root for Corvallis very hard when the ball game was on—but that is another story, and we may as well tell it right here:

The game commenced at 3 o'clock in the afternoon with Corvallis at the bat. Colbert made the circuit for the visitors in the initial inning, while the locals were blanked. The Toledo boys began to find Swan in the second, however, and soon chased three across the plate; four more were added in the third, the visitors being retired in order, the score standing 7 to 1 in favor of us. In the fourth and fifth Toledo failed to connect, although three were left on bases in the latter inning. Right along here was where the Corvallis infield played great ball. The visitors chopped out a pair in the fourth, but died in succession in the fifth, making the score 7 to 3. Toledo got very busy with Billy Colbert's offerings in the sixth and stacked up four more. Colbert had relieved Swan after the third and held the home boys down in the fourth and fifth. Corvallis also did things in the sixth and rung up a trio, the score now standing 11 to 6 in favor of the fern eaters. Both sides went down in one-two-three order in the seventh—but the eighth will never be forgotten by the fans. Kyle, the first man up for Corvallis, perched safely on first by reason of a surprising error by "Old Reliable" Carson. This seemed to send our boys up in the air. Error followed error, the visitors mixed in a few safe smashes, and when our boys came back to earth the score read: Toledo 11, Corvallis 10. This was getting interesting, but it didn't last long. Mr. Swan, who reappeared in the box for the visitors in the seventh, got a very lively touching up in the eighth, six runs resulting principally from hard and clean hitting. McClure and Schroeder poked out nice safeties and then Billy Simpson banged one away over into the oats field and chased his two predecessors across the plate. It was a clean homer and would have been good for another had not the ball been stopped by the oats. Jim Brown, Oscar Brown and Frank Carson also worked around in this inning on a combination of hits and sacrifices. That was all. Corvallis expired in succession in the ninth, Simpson fanning the last man who faced him, and the game ended with the score 17 to 10 in favor of Toledo.

It was a very interesting game, marked by good hitting at intervals and some sharp infield work. The Corvallis infield is a flock of birds—headed by one Swan—and nothing but clean hitting can beat it. Both Swan and Colbert showed up strong in the box at times, but didn't seem to be able to keep up their speed. Simpson was quite steady and only two or three of the visitors found him effectively. Colbert and Swan doing the best stick work. Simpson and Fairchild hit hard and frequently for the locals, Howell, Schroeder, Oscar Brown and McClure also getting in some timely punches. Fairchild's batting drove in four runs. The Corvallis boys are fine base runners and in this part of the game had all the best of it. They are also a very gentlemanly lot of fellows, and good losers. They gained the good will of all who witnessed the game.

Following is the line-up and score by innings:

CORVALLIS—									
Toledo.....	1	2	3	4	5	6	7	8	9
Corvallis.....	0	0	0	0	0	0	0	0	0
Corvallis.....	1	0	0	0	0	0	0	0	0

The other sports resulted as follows: Boat Race—Won by John Huntsucker and John Shermer.

Foot Race, 100 yards—Chambers 1st, Burnett 2d.

Three-legged Race—Cronise and Chambers.

Wheelbarrow Race—Colbert.

Sack Race—Chambers.

Potato Race—Jim Brown.

Girls' Race—Burnice Hansen.

Boys' Race—Gilman Gray.

Bob Warnock gave an exhibition of broncho busting, which was all right as far as it went, but the broncho didn't go far enough.

The Siletz Indians entertained a large audience with the feather dance, which never fails to interest even the old-timers.

The \$500 worth of fireworks in the evening probably fell a little short. One citizen who knows something about fireworks estimated the value of those touched off at \$411.

The Firemen's ball at night in Woodmen Hall was well patronized and lasted until daylight of the inglorious 5th.

Toledo's celebration was all right—even the few jags visible being of the mild and pleasant brand.

Relief Corps Social.

Abe Lincoln Woman's Relief Corps No. 49 will give a social at Woodmen Hall Tuesday night, July 11. There will be a short musical program and ice cream and cake will be served—all for 15 cents. The Corps is noted for its ability to entertain, and this affair will be up to the standard. Everybody cordially invited.

For Sale.

Eighty head of goats—50 wethers and 30 nannies. Will be sold in small lots to suit purchaser.

ROBERT TASSELL,
Elk City, Oregon.

Cream for Sale.

I will furnish fresh cream every day in any quantity desired up to one gallon. Telephone from Stewart's store. IVAN McJUNKIN.

Died.

At her home in Oakland, Calif., June 20, 1905, Jessamine Montgomery, wife of Frank Montgomery, age 26 years. Deceased was the only daughter of Mrs. Nora Hoffman of Toledo. Her loss is also mourned by the husband and four children. Mrs. Hoffman, who went to Eugene last spring to remain during the summer, is at present in Oakland with the bereaved family.

School Meeting.

At the local school meeting held yesterday afternoon it was decided to raise the school building and construct a lower 14-foot story at a cost not to exceed \$1000. This money is to be raised by a 3 mill levy and paid in three annual installments. The directors were authorized to advertise for bids for the work, plans and specifications. Good thing. Let 'er come.

COUNCIL PROCEEDINGS.

Doings of the City Dads in Adjourned Session.

Council Chamber, Toledo, Or., July 3, 1905.

The common council of the city of Toledo met in regular session. Present—Mayor Vincent, Councilmen Arnold, Gardner, McCaulou, Anderson and Recorder Krogstad. Absent—Councilmen Fish and Van Cleve.

Minutes of last regular session read and approved.

On motion remonstrance to ordinance No. 52 was ordered filed.

On motion the following claims against the city were allowed:

Joe Hill, salary as Marshal and labor on streets.....\$25.00
Hall & Anderson, draying and hauling diet.....7.00
H. Lewis, 4 marshals' stars.....6.00
Otto O. Krogstad, salary as Recorder.....6.00
Toledo Water and Electric Light Co., water rent.....36.00

Claim of M. Wygant for two days' survey and making profile of streets ordered improved, in the sum of \$10, ordered laid over until Mr. Wygant may be interviewed about work performed.

On motion ordinance No. 52, relating to licensing of meat peddlers, was taken up and placed upon its third and last reading. The roll-call for the ayes and nays resulted as follows: Arnold, No; Gardner, Yes; Anderson, No; McCaulou, No; Fish and Van Cleve absent and not voting. There being one affirmative and three negative votes, the Mayor stated that the ordinance had failed to pass.

On motion Recorder was instructed to comply with ordinance governing improvements of streets in notifying property owners about such improvements.

Recorder exhibited receipt from Treasurer in the sum of \$11.50 for money turned over for past month.

On motion Council adjourned.

OTTO O. KROGSTAD, Recorder.

The Keystone.

When in Newport go to the Keystone for ice cream, served in all the latest styles; also a very choice line of confectionery, cigars and souvenir cards. A. D. SHOLLENBURG, Proprietor.

Baseball.

The junior baseball team of Yaquina came up last Saturday afternoon and took the local kiddlets down the line by the decisive score of 26 to 13. The local lads were very weak at the firing and receiving stations, and, with the exception of two or three positions, were also outclassed in age and weight. However, the Yaquina boys have only a small population from which to select a team, and they undoubtedly stuck as close to the juvenile limit as possible. It was quite an interesting game, but the boys should cultivate a greater respect for the rules, especially those relative to coaching.

The Toledo heavyweights went up against Newport Sunday on the latter's grounds, with the usual result. In the ninth inning, with the score 18 to 14 in favor of Toledo, the Newport boys had a disagreement with the umpire and walked off the field. These frequent misunderstandings among our ball-players are to be regretted. If not discontinued they will soon put an end to the great national game in this part of Sportdom. Play ball!

Sheriff Ross was a passenger for Albany this morning.

Services at the Episcopal church next Sunday evening at 7:45 p. m. Frank O. Jones, Minister-in-charge.

The Keystone, one of Newport's popular establishments, has a card on this page worth remembering when you are at the Resort city.

W. E. Wann, who has been visiting and transacting business in the Alsea bay country, passed through this morning for his home at Salem.

Uncle Johnnie Nye arrived last night from Los Angeles, Calif., where he spent several months at the Soldiers' Home. He says it's getting hot down there.

John Turnidge returned last Saturday from a protracted stay in Portland and Mrs. Turnidge arrived last evening. They visited their son Joe and the Fair and had a fine time. Mr. Turnidge's health is much improved.