

Lincoln County Leader.

Volume XV.

Toledo, Lincoln County, Oregon, Friday, May 17, 1907.

Number 12

COMMISSIONERS' COURT.

Business Transacted in Regular Session.

TOLEDO, OR., May 8, 1907.

Present—Hon. B. F. Swope, County Judge; Hon. F. A. Thompson, County Commissioner; Hon. John Fogarty, County Commissioner; Ira Wade, County Clerk; James H. Ross, Sheriff, by W. E. Ball, Deputy.

BILLS AUDITED

Charles Lilla, lumber for Kiota bridge, 1907	10 28
G. Elksnat et al, surveyor, viewers, axmen and chairman on Five Rivers road	25 10
Dr. F. M. Carter, salary as Health Officer	25 10
Chas. Anderson, supervisor dist. No. 6	33 00
W. W. Soule et al, drawing jury list for Toledo precinct	7 00
J. H. Ross, salary as Sheriff for April, 1907	150 00
J. H. Ross, stamps and sundries	15 57
Ira Wade, stamps for April, 1907	10 00
J. A. Hill, cord of wood for county	4 50
R. S. Van Cleve, supplies for Finley	6 60
George Bethers, Superintendent, salary, stamps and traveling expenses	74 55
Ethel Ross, work in Assessor's office	33 00
B. F. Swope, freight paid on road grader	13 75
Oren Ruperts, county charge	15 00
C. G. Rawlings, supplies for county	33 65
Dennis Cusack, meals for Justice Court and bailiff—continued	1 75
B. F. Swope, salary as County Judge for April	50 00
Ira Wade, salary as County Clerk, April 7 to May 7, 1907	104 15
Leo Wade, salary as Deputy Clerk for April	50 00
John Turnidge, salary as janitor for April and washing towels	15 00
J. H. Lutz, work as Assessor, 1907—allowed	96 00
J. L. Hyde, salary as Treasurer for April	33 33
Hart & Wood, lumber	13 86
C. F. Soule, printing for county, \$140.45—allowed	128 25
Hurt Twombly, supervisor district 3 and claim of \$12 for Oakland and Henderson team, \$33.25—allowed	48 75
Boshong & Co., indexes for deeds	290 00
F. A. Thompson, Commissioner, per diem and mileage	20 00
John Fogarty, Commissioner, per diem and mileage	11 60
Beal & Co. road grader for county	325 00

In the matter of the petition of Benet Olsen et al for a county road. At this time came on the report of the board of county road viewers relative to viewing and surveying the proposed county road petitioned for by Benet Olsen et al, and it duly appearing that said board of viewers met pursuant to order of this Court and took to their assistance Scott W. Prindell and T. M. Falkner as chain bearers and Daimy Day as marker and proceeded to lay out said proposed road as near as in their opinion a good road be made at a reasonable expense; and said board also reported "no damages" by reason of the establishment of said road and estimated the cost to open and complete same at \$200, more or less, but petitioners agree to open same free of charge to the county; and it further appearing that no remonstrance has been filed against said road, and that said road will be of great benefit and public utility to the county, and especially to the people living in the vicinity of said road, it is ordered that said is hereby considered and declared a public highway, and it is further ordered that said road, which shall be known as the Crab Creek road, be opened in manner and form as by law required.

In the matter of the petition of John Kentta et al for the location and establishment of a county road. At this time came on for consideration the petition of John Kentta et al for the location and establishment of a county road beginning on the Toledo and Depot wagon road, on the premises of Julia Kyniston, and terminating at the foot of Louie Hill on the Siletz and Toledo wagon road. The Court being fully advised, it is ordered that the County Surveyor, William Enos and John Kentta be appointed a board of county road viewers for the purpose of surveying and laying out said proposed road, and for said purpose they shall meet at Julia A. Kyniston's dwelling-house on the 20th day of May, 1907, at the hour of 8 a. m. thereof, and proceed to survey and locate said road and make due return of their proceedings to this Court.

In the matter of the Toledo ferry road. At this time came on for consideration the opening and considering of sealed bids for the construction and completion of the Toledo ferry county road, and it appearing to the Court that the citizens of Toledo and vicinity have subscribed funds sufficient to flush said proposed road, and also to build, equip and operate a free ferry on and across the Yaquina river where said proposed road terminates, and the Toledo-Alsea road terminates, if the county of Lincoln would donate the sum of \$1000 for said purpose; and it further appearing that one sealed bid has been submitted, that of Gaither and Bradeson, for the sum of \$1640, and it appearing that said sum is reasonable, the Court being fully advised in the premises, it is ordered that said bid be accepted, with the proviso, however, that Lincoln County shall be liable only in the sum of \$1000, which

sum shall not be paid out until said road shall have been completed; and it is further ordered that said Gaither and Bradeson enter into a contract with said county to build and equip said road according to plans and specifications and also give to said county a good and sufficient undertaking for the faithful performance of said contract.

In the matter of the petition of Claus Ludemann, et al, for an order directing the road supervisor of road district No. 2 in Lincoln county, Oregon, to remove certain obstruction from certain streets in the unincorporated town of Waldport: At this time, May 8, 1907, came on for consideration the above petition, and it appearing that Huckleberry, Mill, Broadway and Front streets in said town of Waldport are now obstructed by fences and other obstructions placed there by certain persons or parties which obstruct or partially obstruct the free use of said streets by the general public. It is ordered that the supervisor of said district be and he is hereby directed to notify all persons who have placed fences or other obstructions in said streets, except Front street lying between Broadway and Mill streets and block I and Alsea Bay to remove same within 60 days from date of notice and in default of such removal, that said road supervisor remove or cause to be removed at once thereafter said obstructions.

In the matter of the Olalla diking district. At this time came on for consideration the sealed bids submitted to this Court for constructing a diking dam across the Olalla slough according to the map, plans and specifications thereof now of record in the County Clerk's office, and that pursuant to advertisement for bids for constructing said diking dam, one bid has been submitted, that of J. W. Parrish, in which he offers to erect, build and complete said diking dam according to said map, plans and specifications for the sum of \$1675, and to so complete said work within 120 days. The Court being fully advised in the premises and it duly appearing that said sum of \$1675 is within the amount of money now in the hands of the County Treasurer and accredited to said diking district by virtue of an assessment made for that purpose, it is ordered by the Court that said bid of J. W. Parrish be and the same is hereby accepted, with the proviso, however, the county of Lincoln will in no way be liable for the building of said dam.

In the matter of the petition of C. H. Williams for rebate of certain special road taxes. It is ordered that the County Clerk issue a warrant in favor of C. H. Williams in the sum of \$6.64.

In the matter of the petition of Jos. J. Bones et al for the location and establishment of a county road. It appearing that the description of said proposed road and the notices thereof posted are fatally defective, it is ordered that said petition be and the same is hereby dismissed.

In the matter of the petition of Mrs. M. Knudson for rebate of taxes. It appearing that the assessment was erroneous, it is ordered that a rebate of \$13.50 be allowed.

In the matter of the petition of David Ruble et al, for an order to vacate Front street in the unincorporated town of Waldport. It appearing that said Front street has never been accepted by said county and that the same has never been declared or directed opened and that for more than 15 years said street has been treated as private property without protest from any one, the Court finds that it is without jurisdiction in the premises, and it is ordered that said petition be dismissed.

In the matter of the petition of Hannah J. Wakefield for an order to remove certain obstructions from Front street in the unincorporated town of Waldport. The Court finds that it is without jurisdiction in the premises, and it is ordered that said petition be dismissed.

In the matter of the petition of John Christenson asking for a sum of money with which to remove the old piling left on his place by removal of the Toledo Newport county road across the tideland on said place. The Court being fully advised in the premises, it is ordered that the County Clerk issue a county warrant in favor of John Christenson in the sum of \$50.

In the matter of the petition of Nellie Keese Paddock for an order permitting her to redeem certain real property heretofore sold for delinquent taxes. Petition granted.

In the matter of the claim of A. H. Mayhall for a return of purchase money at void tax sale and return of taxes thereon for year 1906. Ordered that the County Clerk draw a warrant in favor of A. H. Mayhall in the sum of \$27.78.

In the matter of the petition of Hannah J. Wakefield consenting to the vacation of Front street in the unincorporated town of Waldport. The Court, after examining into said matter, said matter, finds it is without jurisdiction. It is therefore ordered that the petition be and is hereby dismissed.

In the matter of the petition of David Ruble et al for permission to withdraw their petition for vacation of Front street in the unincorporated town of Waldport. The Court, after examining into said matter, finds it is without

jurisdiction. It is therefore ordered that said petition be dismissed.

In the matter of the petition of A. H. Diven for an order of the Court to dismiss the petition of Hannah J. Wakefield to have certain obstructions to be removed from Front street in the unincorporated town of Waldport. The Court having examined into said matter, finds it is without jurisdiction. It is ordered that the petition be and the same is hereby dismissed.

In the matter of the resignation of Geo. E. Hamar as road supervisor of district No. 13. Resignation accepted, and it is hereby ordered that Lucius Norton be appointed, with bond fixed at \$500.

In the matter of the agreement of Hall Brothers to donate money and labor for relocating Toledo-Siletz wagon road. Dismissed.

In the matter of the petition of W. N. Cook et al for lumber for 3 bridges on Simpson creek. Ordered that road supervisor of district No. 19 proceed to examine said bridges, determine the amount of decking necessary, procure the same and redeck said bridges within a reasonable time.

In the matter of the petition of Hans Larson for rebate of \$27.33 of Olalla Diking District tax. Ordered that said petition be denied, for the reason that bids for constructing dike have been called for and time for rebates thereon has expired.

In the matter of the petition of R. C. Carmichael for rebate of tax in the sum of \$7.39. Dismissed.

In the matter of the semi-annual reports of Clerk, Sheriff and Treasurer. Approved and ordered placed on file.

In the matter of the approval of the town plat of Terrace Heights addition to Newport. Approved.

Court adjourned until Wednesday morning, July 3, 1907.

B. F. SWOPE, County Judge,
F. A. THOMPSON, Commissioner,
JOHN FOGARTY, Commissioner.
Attest: IRA WADE, Clerk.

James Dixon was a visitor from Elk City Wednesday.

Captain Dick Evens of Waldport was in the city Tuesday.

A. J. Warnock of Eldyville was in the city Tuesday night.

Attorney Oscar Middlekauff of Ona was in the city yesterday.

F. H. Macdonald of Newport had business in the city Monday.

County Commissioner John Fogarty was up from Newport yesterday.

Jack Cahill of Newport was a passenger for Portland Monday morning.

J. D. Welch went to Portland Monday to renew acquaintance with his family.

James Robertson and Frank Koehler from up Kernville way were in the city yesterday.

The C. & E. is painting its depot, repairing the docks and making other improvements at Yaquina.

Tom Jackson of Siletz departed a few days ago on a business trip to the Warm Springs Indian Agency.

Otto O. Krogstad, the druggist, returned yesterday morning from a mix-up with his business at Newport.

Mr. and Mrs. A. L. Thomas of Newport passed through Monday morning to Salem for a visit with relatives.

Today is Norway's natal day and our citizens of that nationality are celebrating. Councilman H. E. Peterson is orator of the day.

C. D. Minton of the Pacific Homestead and Carl Abrams of the Salem Statesman passed through Wednesday evening to the Resort City.

Nels Strand and Mrs. Christina Ledahl were united in marriage May 11 at the home of the bride's mother, Mrs. Marks, near Toledo. Rev. C. R. Ellsworth tied the knot.

Our former townsman, Al Waugh, writes THE LEADER that he is now located temporarily, at least—in Ashland. He failed to fall in love with Olympia, Wash. Al sends regards to Toledo friends.

Landlord Ellsworth of the Commercial Hotel fell down stairs on the evening of the 9th inst. and sustained a dislocation of the left shoulder. Dr. Burgess repaired the damage as far as possible, but Mr. Ellsworth will keep the injured arm in harness for some time.

In the ordinance relative to Fourth street improvements, published last week by THE LEADER, the assessment on lots 11 and 12, block 12, Graham's 5th addition to Toledo, owned by M. Wygant, was inadvertently omitted. The copies of the ordinance posted by the Recorder are correct.

Dr. F. M. Carter of Newport was in the city Tuesday.

W. H. Daniel of Big Elk was in Toledo Tuesday night.

D. M. Ross of Five Rivers had business in Toledo yesterday.

Captain Henry Nice of Lutjens had business in the county seat Tuesday.

H. C. Jorgenson left this morning on business trip to Portland and Seattle.

Ches Morrison of Pioneer was in the city Monday, but found no cows for sale.

The Toledo public schools closed Tuesday, with interesting exercises in the afternoon.

Dr. R. D. Burgess and family went to Corvallis Monday to attend the field meet between the O. A. C. and the Washington State College.

Teachers' Institute.

The Lincoln County Teachers' Institute convened in Toledo Wednesday morning, with the following teachers in attendance:

- Mrs. E. J. Everett, Misses Addie Harrison, Martha Kent and Ruth Rulifson and Joel W. Wilson, Toledo.
- Archie L. Stephens, Kernville.
- D. Charles Bones, Taft.
- Misses Ida Hurley and Hester Hill, Winant.
- Misses Minnie E. Whitney and Cleora Sims, Harlan.
- Miss Maggie L. Hampton and Clyde L. Knapp, Elk City.
- Miss Carrie Pimm, Summit.
- Miss Eva Stout, Yaquina.
- Miss Nella Hamar, Nashville.
- Miss Viola Folsbee, Ona.
- Miss Elbe Williams, Euclid.
- Miss Mamie Wakefield, Chitwood.
- Miss Sadie Sims and R. P. Goin, Waldport.

Much interest and value is added to the institute by the presence of State Superintendent of Public Instruction J. H. Ackerman, Prof. J. C. Goodrich of Philomath College, C. H. Jones, editor of the Oregon Teachers' Monthly, and Miss Cornelia Marvin, secretary of the Oregon Library Commission. The latter gave an interesting and instructive talk last evening on "School Libraries." Superintendent Ackerman's talk had to do with the relations of parents, pupil and teacher, and was much appreciated by the audience.

The institute closes this afternoon. It has been one of the most successful ever held in Lincoln county.

A Good Showing.

On October 1, 1906, Lincoln county's warrant indebtedness was \$43,819.95. On April 1, 1907, it was \$52,268.83, less \$23,242.30 in the hands of the Treasurer applicable to the payment of warrants. The Treasurer has received since April 12 for payment and cancellation warrants amounting to more than \$29,000. From the date the roll was placed in the Sheriff's hands this year to April 1 the amount of taxes collected was 52 per cent greater than during the same period last year. Since April 1 the Sheriff has collected nearly \$4000 more. Encouraging, isn't it?

New Hotel Rates.

On and after May 20, 1907, the rates at the hotels of the undersigned will be as follows: Board and room per week, \$5. Board per week, \$4. Day board from \$1 to \$2 per day.

D. L. CUSACK,
C. R. ELLSWORTH.

Dabney the Dentist.

Dabney the dentist now has his office at his residence on Fourth street. Toledo dates Fridays and Saturdays.

For Sale.

Team young mares, weight 1000 and 1100 pounds, wagon and harness, \$280; also one heavy work mare, \$75. Enquire at J. C. Dixon's, Elk City, Or.

St. John's Church.

Services on the first and third Sundays of each month. Matins, Litany and Sermon, 11:00 a. m. Evensong and Sermon, 7:30 p. m. Sunday School and Catechism, 9:45 a. m.

You are cordially invited to attend all services. Seats free. Bring your friends. REV. F. OWEN JONES, Minister in Charge.

Cleaning and Pressing.

Clothes cleaned and pressed. Mrs. E. Comer, near schoolhouse, Toledo, Or.

My Road Proposition.

Angora, Or., May 12, 1907.

TO THE LEADER: The first and fundamental principle is thorough drainage. This, I think, can be best done on all grades by digging or plowing a ditch on the upper side, say one and one-half to two feet deep and 12 to 18 inches wide and fill this with coarse gravel or broken rock from two to four inches thick. Then cut cross drains where needed, four to six inches deeper. They should be down grade, quartering across the road and deeper on outside, when road is level; then put a little smaller gravel on top and not allowing any open ditch to run in this. Where it is not far dig a ditch to head of spring, cut a "T" or "V" to get all the water, and fill it with rock or coarse gravel. All spring places can be fixed this way, and when done right it is there for all time. Gravel makes the best tiling in the world. I have some that has been down twenty years and its as good as when first put down.

In making a road, next thing to drainage is to thoroughly roll or pack the road from bottom to top and put on four to six inches of gravel or crushed rock, then compel all freight teams to use a wide tire wagon. Making roads can best be done with a traction engine. Yours truly, OSCAR TOM.

Children's Red Cross Society.

The Children's Red Cross Society was organized at Portland on April 5, 1907. The object of the Society's work is:

To promote among the children a feeling of interest and sympathy for all sick children.

To raise funds for the Children's Department of the Good Samaritan Hospital in Portland.

To send a Christmas offering to the children in the hospital.

Children pay an annual subscription of 25 cents until they reach the age of fifteen years. A certificate of membership is awarded each member on payment of first subscription.

A local Circle has been started in Toledo, Mrs. Scarth, the Secretary, will be glad to enroll any child who cares to join. She will be happy also to receive any little sums of money, from five cents upward, to help buy material for clothing to be made for the sick children by the Circle and friends.

Siletz Items.

Warren Hall is spending a couple of weeks in the county seat.

County Surveyor Derrick had business here—the fore part of the week.

The Elk City baseball team will cross bats with our home team here next Sunday.

J. D. Welch, after an absence of several months, was transacting business here last week.

Butler Fairchild's oldest child and only son died Sunday morning. The funeral took place on Monday.

Mrs. Baldwin Fairchild, who was taken recently to the government insane asylum in South Dakota for treatment, died the day after her arrival there.

Siletz has a fair prospect of getting a cheese factory in the near future. The gentleman who is backing the enterprise is Ralph Ackley of Tillamook. He spent several days last week in the valley, and is favorably impressed with the outlook.

Memorial Day Services.

At the Presbyterian church, Waldport, the pastor, C. T. Whittlesey, will preach a Memorial Day sermon on Sunday, May 26, 1907. All are cordially invited.

Sheriff's Sale.

On the 15th of June, 1907, at the hour of one o'clock p. m., at the front door of the Court-house in Toledo, Oregon, I will sell at public auction, to the highest bidder for cash in hand, the following described real estate, to-wit: All that part of the sec. 36, T. 10 south, R. 8 west, Willamette Meridian, in Oregon, except that part thereof sold to Yaquina Fruit Company by James Hamar and wife by deed dated August 13, 1891, and also except that part thereof sold by said James Hamar and wife to M. Schmidt by deed dated March 7, 1892. Said sale is made under an execution in my hands issued out of the Circuit Court of the State of Oregon for Lincoln County, in the suit of Willis B. Wright, plaintiff, vs. David Hamar et al, defendants, a proceeding to foreclose a mortgage.

J. H. ROSS,
Sheriff of Lincoln County, Oregon.