

Daily Mountaineer.

IS A DEATH BED MARRIAGE LEGAL?

An interesting case is now pending in the Circuit Court, involving some nice points of law in relation to the solemnization of the marriage ceremony. Some years since a prominent citizen, Mr. Andrew Fuqua, died possessed of considerable property. By his will his wife by a second marriage came into possession of all his property, in case she remained a widow. At her death, if she remained unmarried, the property would revert to her husband's relatives. If she married however, one half of the property was to be hers, to be disposed of as she might think proper. Mrs. F. was hopelessly ill with lung disease, and two days before her death she was induced by her brother to marry, that she might thus acquire the title in fee simple to half the property, which she could then deed to her own relatives, instead of allowing her husband's heirs to inherit it.

Her brother had been a captain in one of the Indiana regiments, and induced one of his soldiers to play the part of husband in the deathbed marriage, in consideration of five hundred dollars paid down. The arrangement was made, the purchase money paid over, and the dying woman, unable to sit up in her bed, was married to the heartless adventurer, who could thus make merchandise and a mockery of the most solemn sacrament recognized in the civilized world; the ceremony was performed by a minister of this city, who, it would seem could not be altogether ignorant of the transaction. At any rate, the husband, after the ceremony, left the house and went on a spree with his five hundred dollars, and never saw his wife any more, who died two days afterward. He never slept under her roof. The action was brought by Mr. Fuqua's relatives to contest the validity of the marriage. The best legal talent is employed on both sides, and the case will undoubtedly prove one of great interest to the public as well as the legal fraternity.—Indianapolis Herald.

In regard to the above, while we claim no legal knowledge, we are clearly of opinion that had the marriage not been a mere mockery, it ought to stand, and that upon the point of its realness only, can the question of the legality be decided. Had it been capable of proof, for instance, that from the antecedents of the parties there was affection between them its taking place at the death-bed would have made it even more holy. And again the will left a matter of property at the option of this woman and she chose to marry—[Ed.]

Wasco Lodge, No. 15, A. F. & A. M.— Holds its stated communication on the first and third Mondays of each month, at their hall, in Dalles City. Brethren in good standing are invited to attend. Secy L. Pope. Sec'y. By order of the W. M.

Coroner's Sale.

BY VIRTUE OF AN EXECUTION TO ME DIRECTED, issued out of the Circuit Court, for the County of Union, State of Oregon, in favor of I. Gear, sheriff, and against J. A. J. Chapman et al. I have this day levied on the following described real estate, to-wit: The undivided half of the Saw-mill (water-power) and land claim on which said mill is situated, consisting of 100 acres of land, together with all the appurtenances belonging thereto. The mill is situated about six miles above the town of Union, Union county, on Cother's Creek, and commonly known as the Bennington & Holbrook sawmill. I will expose the same at public sale in front of the Court House door in Union county, on FRIDAY, APRIL the 27th, between the hours of 9 a. m. and 4 p. m., and will sell the same to the highest bidder for cash, to satisfy the sum of \$392 51-100, and interest from the 16th day of November, 1865, together with costs. CAAS ABERLEY, Coroner Union County. La Grande, Union county, Oregon, March 15th, 1866.

Sheriff's Sale of Real Property. BY VIRTUE OF AN EXECUTION issued by the Clerk of the County Court, in and for Wasco County, State of Oregon, and to me directed, in favor of Z. Bonnell, plaintiff, and against R. G. Atwell, defendant, for the sum of Two Hundred and Thirty 40 100 dollars, principal, (\$230 40-100) and \$43 83-100 dollars costs of action, with interest and accruing costs, I have levied upon and will sell at public auction before the Court House door, in Dalles City, on WEDNESDAY, the 2nd day of May, 1866, between the hours of 12 o'clock, M. and 4 o'clock, P. M., to the highest bidder for cash in hand, the west half of Donation Claim of R. G. Atwell. Notification No. 8034, described as follows: "A part of Sections one (1) and twelve (12), Town 2 North; Range 7 East, and a part of Section six (6) and seven (7); Town 2 North; Range 8 East, containing 160 acres. CHARLES WHITE, Sheriff. By R. W. CRANDELL, Deputy. Dalles City, April 2, 1866.

Virginia City, Montana & Blackfoot OVERLAND STAGE LINE!

BEN. HOLLIDAY, Proprietor.



CONCORD STAGES LEAVE BOISE CITY EVERY OTHER DAY FOR BLACKFOOT,

Salt Lake City, Denver City, MISSOURI RIVER,

Connecting at SALT LAKE CITY with Concord Stages Running to

Virginia City, Nevada, AND SACRAMENTO, CALIFORNIA.

Table with FARE: Boise City to Salt Lake City \$100 00, Virginia City, Montana 125 00, Missouri River, Legal Tender \$300, Gold, \$100 400 00.

OVERLAND STAGE LINE OFFICE, Boise City, I. T., J. S. TODD, Agent.

NEW HEARSE! THEIR UNDERSIGNED BEGS TO INFORM THE CITIZENS of the Dalles and vicinity that he has received a NEW HEARSE, and will

Attend Funerals on short notice. This is the first, and at present, only hearse in the city. I. M. EVANS, Dalles, May 19, 1865. my:20-47.

MANTUA MAKER. MRS. MATTIE HOLBROOK would respectfully inform the Ladies of the Dalles and vicinity, that she has opened a shop in connection with Miss O'Rourke, where she is prepared to do all kinds of work with neatness and dispatch. Having just arrived from the East, she hopes to be able to please all as to Form and Fashion.

Cloaks, Coats and Dresses Cut to Order. THREE DOORS West of the Corner of THIRD and UNION Streets. oc2:14-3

Furs! Furs! THE HIGHEST MARKET PRICE PAID IN CASH for Beaver, Otter, Mink and Coon Skins. By RICHARDS & McCRACKEN. Portland Sept. 27, 1865. oc4:3m

Washington Wagon Road. THEIR UNDERSIGNED WOULD FORM THE Traveling Public that the Washington Wagon Road from Portland and Vancouver to the Upper Cascades is well being kept in good traveling order for wagons and stock. K. C. HARDY, Dalles Jan. 11th 1865. Jan 11th Sole Proprietor.

MOUNT HOOD SALOON AND BILLIARD ROOM, F. M. HUNT, Proprietor, CORNER OF Main and Court Streets, Dalles, Oregon. sp2:1-tf

NOTICE. OFFICE OF CHIEF QUARTERMASTER, DEPARTMENT OF THE COLUMBIA, Fort Vancouver, W. T., March 23, 1866. SEALED PROPOSALS will be received for the TRANSPORTATION OF GOVERNMENT FREIGHT over the following named routes:

1st. From Fort Dalles, Oregon, to Camps Curry, Watson and Wright. Bidders to state the price per pound in Coxs, they will take the freight or. Separate bids required for each Camp. Bids for this service will be received at Fort Dalles, Oregon, by Capt. James Gillies, A. Q. M., U. S. A. and at this office, up to 12 M., on the 1st day of May, 1866.

2d. From Wallula, W. T., to Fort Colville, W. T. The price per pound in COIN to be stated by bidders. Bids for L. is service will be received at Fort Walla Walla, W. T., by 1st Lieut. John Noble, A. A. Q. M., and at this office, up to 12 M. on the 1st day of May, 1866.

3d. From Wallula, W. T., to Fort Boise, I. T. The price per pound in COIN to be stated by bidders for this transportation. Bids for this service will be received by Capt. T. J. Eckerson, A. Q. M., U. S. A., Fort Boise, I. T. and at this office, up to 12 M., on the 15th day of May, 1866.

4th. From Fort Dalles, Oregon, to Fort Boise, I. T., the price per pound in COIN for which transportation will be furnished over this route to be stated. Bids for this service will be received at Fort Dalles, Oregon, by Capt. James Gillies, A. Q. M., U. S. A.; Fort Boise, I. T., by Capt. T. J. Eckerson, A. Q. M., U. S. A.; and at this office, up to 12 M., on the 15th day of May, 1866.

Bidders for all the routes will be required to give bonds with good and sufficient security for the faithful performance of any contract which may be awarded them under this advertisement. Bids to be in duplicate and accompanied by an oath of allegiance to the United States. The right to reject any or all bids is reserved, if so deemed best for the interest of the service. All contracts made subject to the approval of the Department and Division Commanders. HENRY C. HODGES, Brevet Lt. Col., and Chief Quartermaster, Department of the Columbia.

Summons. In the Circuit Court of the State of Oregon, for the county of Wasco—C. W. Brobeck, plaintiff, vs. Samuel Farman and — Mix, defendants. YOU are hereby summoned and required to appear and answer the complaint in the above entitled action, (which has been filed in the office of the Clerk of the County of Wasco,) within six weeks from the first publication of this summons; or if you fail to do so, the plaintiff will take judgment against you for the sum of Five Hundred and Eighty Dollars and seventy-five cents, and interest thereon from the 2d day of October, 1865, and for the costs and disbursements of this action. By order of the Hon. J. G. Wilson, Judge of the 5th Judicial District. GATES & HAFT, Attorneys for Plaintiff. mr9-6w

D. WM DOUTHITT, ATTORNEY AT LAW, BANNOCK CITY, Idaho Territory. Particular attention paid to Collecting Debts.

DALLES CITY DRUG STORE. P. CRAIG, WHOLESALE AND RETAIL DEALER IN DRUGS, MEDICINES, Perfumery, Fancy Soaps, PATENT MEDICINES, &c. [1-tf]

DRUGS AND PATENT MEDICINES!! DRUGS AND PATENT MEDICINES!! DRUGS AND PATENT MEDICINES!!

S. LEMON, WHOLESALE AND RETAIL DRUGGIST, Washington Street, between Main and Second Streets DALLES, OREGON.

LEMON is able to supply parties in want of Drugs, Patent Medicines, Chemicals, Acids, Perfumery, and every other article enumerated with the WHOLESALE DRUG BUSINESS, At the lowest market rates. Physicians and Merchants intending to purchase for the Mines, will do well to give him a call. TRUSSES & SHOULDER BRACES In great variety. S. LEMON, ap.3-tf. Washington St., between Main and Second.

PORTLAND FOUNDRY AND MACHINE SHOP, FIRST STREET, between Yamhill and Morrison. Steam Engines of from 4 to 40 horsepower, either Portable or Stationary. Also, CIRCULAR SAW MILLS COMPLETE, constantly on hand. Also, Hay Presses of all sizes; Planing Machines, (Woodworth's pattern,) Wrought and Cast Iron work for Vertical Saw and Grist mills; Brass and Iron Castings and

WROUGHT IRON WORK of every description. I am also prepared to furnish Quartz Mills complete, of the Latest & most Improved Patterns. These Mills can be forwarded to any part of the mines as the weight of the entire machinery will not exceed 3,000 pounds. Horse Powers & Agricultural Implements manufactured to order at the very LOWEST CASH PRICE N. B.—Particular attention paid to REPAIRS. fo20-1f

MRS. L. WHITE'S NEW PHOTOGRAPH ROOMS, Washington Street. HAVING NEWLY FITTED UP THE GALLERY over Dequar's Store, would respectfully announce to all those wishing Photographs, Cards de Visite, &c., that they will do well to give her a call. Particular attention paid to taking Ladies and Children's Pictures. oc2:1-tf

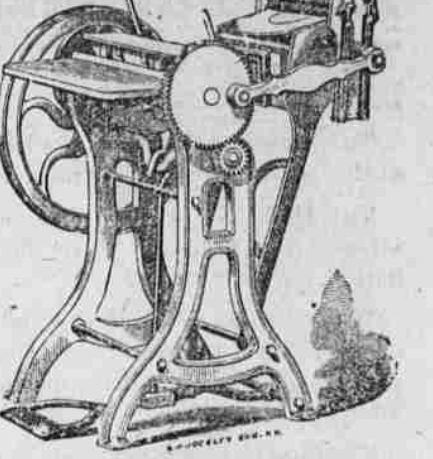
D. D. STEPHENSON DENTIST, HAS REMOVED HIS OFFICE OPPOSITE Bloch, Miller & Co., where he is prepared to do all kinds of DENTAL WORK, in a skillful and well finished manner. TEETH inserted from one to an entire set, on Gold or Rubber Plate. Prices range for Rubber Plate, from \$25 to \$35; For Gold Plate, from \$75 to \$125. Persons having work done by me not proving satisfactory will not be required to receive or pay for the same. an13-tf

DR. DAVY'S SPECIFIC COMPOUND, An Expedient Cure for all diseases of the SEXUAL ORGANS. THIS prompt and efficacious Remedy for the cure of Gonorrhoea, Gleet, Stricture, and Diseases of the Urinary Organs, makes a speedy cure without the least restriction to diet, exposure or change in application business; it will radically cure any case which can be produced. The disease it removes as speedily as is consistent with the production of a thorough and permanent cure. Further, the disease cannot be contracted if the SPECIFIC COMPOUND is taken when exposed. Its ingredients are entirely vegetable, and no injurious effect, either constitutionally or locally, can be caused by its use. Price One Dollar and Fifty cents per bottle. Sent by Express carefully packed. HOSSTETTER, SMITH & DEAN, Agents, 401 and 403 Battery street, cor Clay, San Francisco. jy22-6m.

ARMES & ALLAM, Importers and Jobbers of WOOD AND WILLOW WARE, BRUSHES, TWINES, CORDAGE, &c. And Manufacturers of California Pails, Tubs, Brooms, &c. 217 & 219 Sacramento Street, between Front and Davis San Francisco. oc11:3mdaw.

LINCOLN HOUSE, Corner Washington and Front Streets, PORTLAND, OREGON. FIRST-CLASS HOTEL—LARGEST IN THE STATE. Charges Reasonable. AN OMNIBUS will attend all the Boats and convey Passengers and their baggage to the House Free of Charge, or to any other House in the City for 50 cents. S. COFFIN, Proprietor. P. S.—HOT AND COLD BATHS IN THE HOUSE. All the Steamers for Oregon City, Vancouver, Monticello and Astoria land at the Lincoln House Wharf. nepl:3m

DAILY MOUNTAINEER BOOK & JOB PRINTING OFFICE. First Street, between Main and B DALLES, OREGON.



POWER PRESS BOOK & JOB PRINTING OFFICE. First Street, between Main and B DALLES, OREGON. JOB PRINTING OF EVERY VARIETY Executed with accuracy and dispatch IN A STYLE THAT WILL COMPARE FAVORABLY with the very best, and AT RATES AS CHEAP AS THE CHEAP ST

Cards and Bill-Heads, CHECKS, DRAFTS, RECEIPTS, POSTERS AND PROGRAMMES FOR THEATRES, CONCERTS, EXHIBITIONS, etc., etc., etc. PRINTED IN THE MOST ATTRACTIVE MANNER. ALSO, WAY-BILLS, BILLS OF FARE, LETTER HEADS, RECEIPT BOOKS, BILLS LADING, Briefs and Pamphlets, VISITING, WEDDING AND "AT HOME" CARDS, Druggists' Labels.

DECORATIVE PRINTING In the most beautiful Colors, Shades and Tints. Such as Fancy Posting Bills! From a single Sheet, to the Largest Mammoth, ORNAMENTAL SHOW CARDS. FURNISHERS' LABELS, &c. Are unsurpassed by those of any other establishment in Oregon. We devote special attention to this branch of the business, and are continually adding to our already extensive and well appointed assortment of materials, NEW TYPES, BORDERS, ORNAMENTS. Of the most modern and elaborate designs. Our stock of

FANCY INKS, TINTS, &c., Are of the finest quality, and for richness of color and durability, cannot be equaled in the State. The principle upon which business is asked for this establishment is, that persons will consult their own interests, by awarding their custom to that office in which their money can be expended to the best advantage. To this end we solicit all in want of good Printing, at very reasonable charges, to call and examine specimens, and judge for yourselves.

Orders from the Upper Country Will have our special care, and friends from the interior may rely upon having their orders filled promptly, as we HAVE THE ONLY IMPROVED GORDON POWER PRESS in the State of Oregon!

Address: MOUNTAINEER OFFICE Dalles, Oregon. m18-tf

JACKSON SALOON! CORNER COURT AND SECOND STREETS, DALLES, OREGON. THEIR UNDERSIGNED, HAVING REMOVED FROM THE "BELLA UNION" CELLAR, INTO Gates' New Building, Beg to inform the public that they are prepared to serve their customers with the best Wines, Liquors and Cigars, THE MARKET AFFORDS. ALSO, A Free Lunch! Every day and evening. E. SCHUTZ & S. KLEIN, Proprietors. dec2-1f

Hard Wood Lumber. CARRIAGE AND WAGON MATERIALS. WE BEG TO CALL ATTENTION of Carriage Manufacturers and Dealers to the Large and Complete assortment of CARRIAGE and WAGON MATERIALS we are constantly receiving from the East, specially selected for the California market, comprising Oak, Hickory, and Second Growth Ash Plank, Hickory Axles, Wagon Poles, Hubs, Spokes, Fellows, Rims, Shafts, &c. &c. which we offer at the lowest Cash Prices. Orders addressed to our house will receive prompt attention. N. W. BRAGG & CO., 29 & 31 Battery Street, San Francisco, and 17 & 19 Seventh Street Sacramento. C. WATERHOUSE, H. W. BRASO & CO., J. W. LESTER, San Francisco, Sacramento. New York.

F. TILLMAN, SOLE AGENT IN CALIFORNIA FOR TILTON & McFARLAND'S Fire & Burglar Proof Safes. STEEL-LINED VAULTS, -WITH- Combination Lock. Constantly hand a full assortment of SAFES, 318 BATTERY STREET. San Francisco. jy6-6m