

Morning Daily Herald

ON SALE.

The DAILY HERALD will be on sale each morning at H. J. Jones' book store, where it can be procured at 5 cents per copy.

JOTTINGS ABOUT TOWN.

J. H. Mullan was in Salem yesterday.

Social dance at the armory Saturday evening.

The steamer Hoag came up the river yesterday.

W. C. Tweedale has returned from a trip to Salem.

Dr. J. R. Bayley of Newport, went to Salem yesterday.

J. M. Settle of Lebanon, went down to Salem yesterday.

Mrs. James Dannels is seriously ill at her home in this city.

A large stock of fresh groceries just received at Parker Bros.

Miss Genevieve George, of Portland, is visiting her mother in this city.

Dr. Bailey and San Irvine of Newport, went down to Salem yesterday.

Miss Minnie McDaniels left yesterday for an extended visit at Spokane Falls.

"Blunders of life and mistakes of the age" at the opera house Thursday evening.

C. D. Ulmer of the Yaquina Bay Republican, came over yesterday and went to Portland.

Ed. Goin, of the Scio mills, passed through the city on his way home from Portland.

Mrs. E. S. Thompson and Mrs. Fortmiller were in Salem yesterday, returning last evening.

County Clerk N. P. Payne has issued a marriage license to Chas. Fortmiller and Mary A. Brock.

Peter Hume and Geo. A. Dyson of Brownsville, were in the city yesterday on their way to Salem.

The independent river steamer Salem has been withdrawn from the upper Willamette for the present.

Messrs. W. A. Paul of Santiam, and David Scott of Fox Valley, were in Salem yesterday watching legislative proceedings.

Dr. Patton has removed his general office to Salem but will retain his residence in Albany and be here Saturdays and Sundays.

Don't delay but get C. B. Winn to write you an accident policy for the Travelers. It will help you when disabled by an accident.

Judge Strahan went to Salem yesterday, having received a telegram stating that his daughter, Miss Fannie Strahan, was ill at that place.

There is good reason to believe that the appropriation of \$10,000 for the orphan's home and hospital of this city will be passed by the legislature.

Invitations have been issued for a grand sheet and pillow case party to be given by Stanley Hunt, No. 1, G. O. P., of Corvallis, on Friday evening, February 15.

Stock chieftains and Gilliam county, and the stock men of Arlington are subscribing to a fund to employ detectives, who are expected to find out the depredators.

Prof. Biddell, of Fowler & Wells Co., will lecture in the opera house Thursday evening Feb. 5th, on the "Blunders of life and mistakes of the age." All are cordially invited. Admission free.

Albany's charter bill is now ready for the signature of the governor. Its provisions will enable this city to expend \$75,000 for a bridge, sewers and other public improvements this year.

The rival hotel runners at the depot last evening started in apparently with the intention of having it out for the O. P. S. Messrs. A. Hackleman, R. F. Nichols and myself started at 8 o'clock. We had a splendid time. It is the best railroad I ever traveled on, the road-bed being level and smooth. As we went strolling along I could have written while sitting in my seat, but we stood out on the platform of the hindmost car, so we could enjoy the scenery. Every now and then the conductor would announce the stations. I was much surprised to see so many thriving little towns along the line. We arrived at the front about noon and passed a bountiful repast, to which we all did ample justice. We visited the saw mills and lumber yards, some of which are the finest I ever saw. After visiting these, we started homeward, arriving at Albany at 5 o'clock.—Ochocho Review.

As Viewed in Scio.

The Scio Press, published in the midst of the people who are asking for a division of Linn county, says: "The movement on foot to divide Linn county, cutting off that portion known as the Santiam Forks, and making a separate county thereof is, to our mind, a fair one. The amount of territory embraced in the proposed county is estimated to be about 540 square miles. History of new counties goes to show that the persons who are in favor of the division have been generally circulated and have been signed by four fifths of these praying for a division. The fight for the separation, that is characterized by unwise, and of which they are pleased to be somewhat factions, will never end until the separation is accomplished. If the separation is not made during the session of the present legislature, petition will be presented to each succeeding session until the end desired is reached."

Lecture on Phenology.

Professor N. N. Riddell, graduate of the American Institute of Phenology and initial member of the Progressive Anthropological Society, of New York, who is widely known as a lecturer on biology, physiology, phenology, etc., is now on a lecture tour through the west, and will deliver a short course of illustrated, instructive, entertaining and amusing lectures in this city, beginning Thursday evening, at the opera house. The first lecture will be free. Subject, "Blunders of Life and the Mistakes of the Age." All are cordially invited.

ABOUT THE COUNTY DIVISION.

Some Pertinent Questions Asked by an Albany Tax-Payer.

To the Editor of the Herald:—If the statement of the county assessor, Mr. H. S. Williams, published in the Democrat, is true as to the amount of taxes paid by the people of the Forks, then the rest of the county contributes annually over \$10,000 to educate the children of the Forks and keep up their public improvements. Why should it do this? Will any one answer?

Will the people of the Forks who want a division be very likely to assist or patronize Albany if this city hinders them in getting what they want? If Albany and her people thwart the Forks from becoming a separate county, is it not natural that the Forks will retaliate by hindering Albany from getting a bridge if possible?

Since the rest of the county pays an extra tax of two mills on the dollar to support the Forks within the county, why are some so anxious to retain them. Why not let them go.

Does any one think the people of the Forks who are desirous of forming a new county will either forge or forgive those who are trying to defeat them?

If the division of the county is defeated is there not great danger that the present building of a bridge across the Willamette at Albany will be defeated?

Does not everyone know that the chief opposition to the proposed division of the county is made by the democratic bosses of Albany, the office holders of the county? Is it not known that four of their leaders rushed off to Salem to prohibit the members of the legislature from Linn county from introducing a bill for the division, if possible.

As for the statement that Albany would lose the trade of the Forks by the proposed division, does not everyone know that nearly all the trade of Mill City, Gatesville and other towns farther away from Albany than the Forks comes to this city, notwithstanding the fact that these towns are situated in Marion county. Does any one imagine that a county line would turn the course of commerce and trade from the channels where it naturally belongs. Albany is now reaching for more trade from Benton county by the building of a bridge across the river. This naturally belongs to Albany and it is foolish to imagine that the county line will keep it away.

Is it not true that the people of the Forks of the Santiam will do in the future as they have done in the past, buy where they can do so the cheapest and trade where they can get the best bargains? They are "free traders" to a man.

TAX-PAYER OF ALBANY.

AN ENJOYABLE SOCIABLE.

The ladies of the Episcopal church gave an enjoyable sociable at the opera house last evening. The following programme was admirably rendered:

Overture—Charles Mueller.

To Deum.

Piano and violin duo—Misses Malin.

Recitation—Miss Winnie McAfee.

Piano solo—Miss Annie Houck.

Song—"I am King of the Sea"—Wm. Wright.

Guitar solo—Mr. Goff.

Scotch song—Thomas Jones.

At the conclusion of the programme an excellent supper was served, and a pleasant social was participated in by the large number present.

A Ride on the O. P.

Col. W. F. Helm writes the following interesting letter from Albany, dated Jan. 28:

As I am some distance from home, I suppose you would like to hear from me.

Last Saturday, January 17, we were induced, through the generosity of Abe Mackintosh, to take a trip to the front on the O. P. S. Messrs. A. Hackleman, R. F. Nichols and myself started at 8 o'clock. We had a splendid time. It is the best railroad I ever traveled on, the road-bed being level and smooth. As we went strolling along I could have written while sitting in my seat, but we stood out on the platform of the hindmost car, so we could enjoy the scenery. Every now and then the conductor would announce the stations. I was much surprised to see so many thriving little towns along the line. We arrived at the front about noon and passed a bountiful repast, to which we all did ample justice. We visited the saw mills and lumber yards, some of which are the finest I ever saw. After visiting these, we started homeward, arriving at Albany at 5 o'clock.—Ochocho Review.

Arcadia.

In reading the following from the Tillamook Headlight, one cannot help feeling regret that the railroad is leading that way and bound to go there: "Locks on doors in this county are unnecessary and nobody uses them. People leave home without locking their doors and it is very seldom that anything is stolen. Household goods, no matter how valuable seem perfectly safe from being pilfered ordinarily. This very remarkable state of affairs will be changed when a railroad is built through the county. The vagabond element has not reached Tillamook yet and if there are people here who are disposed to steal, they are too lazy to indulge their propensities."

Profitable Rivalry.

It is said that the hatred existing between cattle and sheep is about to result seriously. Several sheep camps have been burned and sheep men are guarding their belongings with Winchester rifles.

LETTER FROM SCIO.

Assessor Williams Statement of Taxable Property Was Grossly Incorrect.

Scio, Feb. 3.—The people of the Forks of the Santiam place but little confidence in the statement of assessor H. S. Williams as to the amount of taxable property in the proposed new county of Santiam, and this feeling is well founded. In his statement the lands of the W. V. & C. M. Wagon Road Co., are omitted, as are also all the lands of the O. & C. land grant, consisting of thousands of acres, as well as 40 miles of the Oregon Pacific Railroad Company's road and about eight miles of the Oregonian railway. This makes the assessable property of the new county considerable over a million dollars instead of the ludicrously small amount figured out by the political bosses at Albany and signed by the assessor as a statement from him.

The following has been taken from the books of the secretary of state, being a list of counties that pay taxes on less than one million dollars.

Columbia \$945,849

Curry 436,200

Gilliam 897,402

Josephine 777,079

Malheur 838,391

Sherman 673,466

Tillamook 691,795

Wallowa 725,518

It would seem from the foregoing that the new county of Santiam would be a very respectable county, and able to attend to its own business. The people here at least know their own mind and will insist on the division.

CITIZENS OF THE FORKS.

OVERLAPPING LAND GRANT.

The Southern Pacific Will Contest the Decision of Commissioner Stone.

The land department of the Southern Pacific Railroad Company is considerably stirred up over the action of Acting Commissioner Stone, of the land office at Washington, who holds that the forfeiture of the land grant of the Northern Pacific, being a prior grant, naturally includes a portion of the grant of the Oregon & California road, where the one grant overlaps the other. They are determined to resist this claim tooth and nail, and will carry the matter to the supreme court. The instructions of Commissioner Stone to Register Apperson, of the land office at Oregon City, to throw open these lands for settlement, was published a few days ago, and has caused a feeling of uncertainty among those who have purchased land from the Oregon & California road. Most of the company's land in this state has been settled upon but there are still many valuable pieces in the control of the land department, and the Southern Pacific is determined to protect its rights. It has a patent to these lands and will probably in a few days begin certain legal measures to test the validity of the rulings of the department of Washington. The railroad company will carry the matter as far as the supreme court, as they have personally a large sum at stake.

MONMOUTH NOTES.

MONMOUTH, Feb. 2.

The public school here has an attendance of over 100 pupils.

Prof. Reynolds, school superintendent of Polk Co., paid a visit to Monmouth last week.

Among the visitors at the college chapel last week, were Mrs. A. S. Powell of Albany, and Mr. Cameron of Corvallis.

The entertainment given by the Athletic Association last Saturday evening, was a grand success and was well attended.

A joint committee from the legislature came over from Salem a few days ago to inspect the Normal school buildings and grounds.

This week ends the second term of school at the Normal. The students are all busily preparing for examination.

Since the election of the new marshal, stocks, a number of broken crossings, and sidewalks have been undergoing repairs.

Hon. Robt. Clow, one of the railroad commissioners, was here last week visiting his daughter, Miss Hattie who is here attending school.

THE WORLD ENRICHED.

The facilities of the present day or the production of everything that will conduce to the material welfare and comfort of mankind are almost unlimited and when Syrup of Figs was first produced the world was enriched with the only perfect laxative known, as it is the only remedy which is truly pleasing and refreshing to the taste and prompt and effective to cleanse the system gently in the Springtime or, in fact, at any time any the better it is known the more popular it becomes.

Little Giant and Cowles' Bros. boys, misses and children's shoes—different styles—all sizes and widths made solid all through. Try a pair—nothing better—medium in price. Every pair warranted.

SAMUEL E. YOUNG.

Although our line of underwear is somewhat broken, still we have a few nice ones left which will be sold at a bargain.

T. L. WALLACE & Co.

Eat good things and enjoy yourself while you live for you will be a long time dead. If you buy your groceries of Parker Bros. you cannot be otherwise than happy.

Any suit in the house for cost for the rest of this month. New spring goods will arrive the first of March.

T. L. WALLACE & Co.

ANOTHER RAILROAD SUIT.

Damages Sued for by Oregon Pacific Sub-Contractors in Portland.

The Oregon Pacific troubles in the winter of 1887 were brought to attention Monday in Portland upon the occasion of the Malone-Bennett damage suit. Judge Shattuck's court room was unusually well filled, and a trio of Portland's best lawyers put their heads together on either side.

The complaint of Frank Malone and P. Costello, doing business under the firm name of F. Malone & Co., against Nelson Bennett was filed in the state circuit court March 23, 1889. The complainants sought to recover \$46,500 from Bennett, profits which would have resulted from, and damages by reason of a failure to observe, a contract which Bennett made with them to construct a portion of the Oregon Pacific from the valley east.

After fourteen months went by without any answer being filed by the defense, a judgment by default was taken May 24, 1890.

The case was subsequently reopened upon an affidavit being filed, and \$150 "terms" being paid to the prosecution by the defense.

The small "terms" set by the court formed a subject of congratulation to the defense, who had feared they would be much larger.

After the usual preliminary pleadings the case came to trial before Judge Shattuck and a jury.

Malone was placed first on the stand, and told how he had made the contract with Bennett, and then how he had shipped his plant from Butte and transported it to the summit of the Cascades, 110 miles from Lebanon. Bennett told him he would send him 400 laborers shortly, so he laid in no end of supplies at high prices, and lay at \$40 a ton. This was in the early autumn of 1887. November 5 of that year, Bennett told him he was going to give up the contract and advised Malone to do the same. Malone said he didn't want to stop, but intended to go ahead. Of course, eventually he had to do it, after doing two and a half months' work on his contract.

Being asked how much he would have made out of the contract, he said he figured that out of the \$200,000 he was to receive, \$50,000 would be profit. For example, whereas he got 20 cents for earth excavation, he let it out for from 13 to 15; whereas he got \$1 for rock work, he sublet it for 70 to 75 cents.

He was then asked about his losses by his preparations, etc., and a strenuous objection was raised by the defendant's counsel which was overruled by the court, the idea being that he couldn't show both the profits of which he had been deprived, and expenses he had been put to. This was quite a bombshell in the camp of the prosecution, as it promised at one full swoop to knock them out of \$26,500. After a moment's consultation, however, they came to the front with a request to then and there amend their complaint increasing the profits claimed from \$20,000 to \$50,000. This Judge Shattuck allowed, against the decided protests of the defendant's counsel. The claim is thus materially increased.

The Electric Light and Health.

N. Y. Sun.

It has been remarked, as showing what a powerful element of health the electric light is, that the general health of those who use it improves, their appetite and their ability to sleep increases, and the visits of the doctor become less frequent. This is especially apparent in the statistics of the attendance of working people in factories and other places. In the savings bank in Queen Victoria street, London, where 1200 persons are employed, the absence from illness has been so far reduced that the extra labor gained is said to have paid for the electric light. The influence of artificial light on the eyes, has also a very important sanitary bearing. The influence of growing short-sightedness of the day is but one result, is due to the heat rays and not to the light rays. At best, however, the electric light is less injurious than any other. If the eyes are exposed to the strong light of the arc lamp its ultra-violet rays have a painful effect, but no one has ever complained of the influence of a steady glow lamp upon the sight, and it is possible to read and write for many hours by such a light without experiencing the least fatigue.

Seal of the Confederacy.

St. Louis Globe-Democrat.

The great seal of the Confederate States is now in the office of the South Carolina Secretary of State. The seal and its press are of silver, having been made of that metal because it is not affected by climate and moisture. The handle is ivory and the seal itself bears a likeness of Washington, modeled after the equestrian statue in Richmond, a wreath composed of leaves and flowers of the staple crops of the South, an inscription, "The Confederate States of America, 22 February, 1862," and the motto, "Deo Vincere."

The seal and press were made in England at a cost of about \$600, and reached Richmond just about the time of the evacuation in 1865, so that no official use was ever made of it.

Tobacco Fetched It.

It is related that a man near St. Helens whittled a round ball the size of a big bullet out of a plug of tobacco, last week and shot the hunk through the body of a skunk that had been stealing his chickens. This goes to show that tobacco is indeed, deadly to the lower animals.

Messrs. Price & Robson have removed their stock of hardware into their elegant quarters in the new Baltimore block.

BUSINESS LOCALS.

Men's fine shoes at Searls. Ladies fine shoes at Searls. Hulm & Dawson, druggists. French keeps railroad time. A fine line of neckties at Searls. Go to Vierecks for a good shave. Choice fresh groceries at Parker Bros.

Golden drip syrup at Parker Bros.

Buy your shoes at Searls' and save money.

All kinds of canned goods at Parker Bros.

Ludlow shoes at Klein Bros' exclusive shoe store.

Finest lot of cigars in the city at G. L. Blackman's.

Egan & Achison are selling monuments at Portland prices.

Choice perfumery at Hulm & Dawson's, French's corner.

You can get Hanan shoes all sizes and styles at Klein Bros.

Choice fresh butter at C. E. Brownell's at 50 cents per roll.

A large stock of the best brands of canned goods at Parker Bros.

Wilcox has the combination, and is making splendid photographs.

Golden drip syrup at Parker Bros. It is very fine for breakfast.

First quality men's gun boots at Klein Bros' exclusive shoe store.

Prescriptions compounded with care at Hulm & Dawson's drug store.

An invoice just received of our celebrated "Engineer" shoes at Searls.

Viereck will shave you or cut your hair in the most approved style.

Sponges, tablets and pencils for all at Hulm & Dawson's, French's corner.

Fine chow chow and salmon bellies in bulk at Mueller & Garrett's.

The only place you can get the genuine Ludlow shoe is at Searls' shoe store.

Wilcox is doing an immense amount of enlarging. Call and be convinced.

The finest line of groceries ever brought to this city can be found at Allen Bros.

Fine comb honey and salmon bellies at Mueller & Garrett's, the leading grocers.

The only place you will find the celebrated Ludlow shoes is at Searls' shoe store.

Gas given for painless extraction of teeth. J. C. Littler, Dentist, Room 13 Tweedale Block.

A few heavy winter overcoats left which we will close out at 25 per cent discount.

T. L. WALLACE & Co.

If you want anything in the grocery line Parker Bros. is the place where you will find it.

For lame back, side or chest, use Shiloh's porous plaster. Price 25 cents at Foshay & Mason.

That hacking cough can be so quickly cured by Shiloh's Cure. We guarantee it. Sold by Foshay & Mason.

If you want a durable monument go to Egan & Achison, who are handling nothing but the best grades.

Croup, whooping cough and bronchitis immediately relieved by Shiloh's Cure. For sale by Foshay & Mason.

Have you seen those beautiful cement walls in the cemeteries, put up by Egan & Achison, at half the cost of stone.

Shiloh's Cure and consumption cure is sold by us on a guarantee. It cures consumption. For sale by Foshay & Mason.

Sleepless nights, made miserable by that terrible cough, Shiloh's Cure is the remedy for you. For sale by Foshay & Mason.

Catarrh cured, health and sweet breath secured by Shiloh's Catarrh remedy, price 50 cents. Nasal injector, free, sold by Foshay & Mason.

We are sole agents for Hagan & Sons fine shoes, carry them in every size and width, every pair warranted, try them.

T. L. WALLACE & Co.

Those anticipating buying a type writer should see the Smith Premier machine, which has superior points above all others. Apply to Prof. H. M. McKee of the college.

If you want feed go to Morris & Blount, Cor. 1st, and Baker streets, their prices are reasonable and they deliver to all parts of the city without extra cost. Custom chopping a specialty.

Sick headache is the bane of many lives to cure and prevent this annoying complaint use Dr. J. H. McLean's Liver and Kidney pills. They are agreeable to take and gentle in their action.

New goods of the latest patterns sold at Matthews and Washburns is why they will sell over four loads of stoves and ranges this year, they have their first carload of Jewel Stoves and ranges now on the road to arrive Feb. 1st.

The men of this vicinity need not be jealous because their wives talk so constantly about Matthews and Washburn. It's not their good looks the ladies are talking about, it is the good qualities of the cook and heating stoves they sell. Every one seems to be delighted when they buy from M. and W.

Money Is King.

This is a true saying and is the reason that Mueller & Garrett are doing such a rushing business.

The cash figures are taking the lead and their stock is the best. You do not have to pay for any long credit by trading with them as they do business on a strict cash principle.

GOLD RING, GOLD PENS, 6 CEDAR C pencils, 2 very good handkerchiefs, all sent to any address to introduce my cheap line of goods, for 25c.

J. S. SIMMONS, Cadiz, O.

Steamer Salem.

The Steamer Salem, an independent boat, will make two trips weekly, leaving Portland on Tuesday and Friday mornings, arriving at Albany Wednesday and Saturday mornings, landing at U. P. wharf, freight and passenger rates always the lowest.

C. G. RAWLING, Agent.

America Takes the Lead.

America now takes the lead as an iron producing country, united with China, we could do the washing and ironing of the world. Mueller & Garrett are taking the lead in the grocery business of Albany, as their cash figures please every one.

Notice to the Public.

Dr. McAlister will treat patients at his residence until further notice, Cor. Ferry and 9th streets.

FOR SALE—\$500 to \$1,000 worth of improved hold furniture in exchange for house and lot. Enquire of office of Oregon Land Company.

160 ACRES OF LAND—All fit for cultivation, and under fence, for sale at \$10 per acre. Within 15 miles from Corvallis and 20 miles from Albany. Apply at this office.

DR. M. J. PATTON, SPECIALIST.