DALLAS, SATURDAY, MAY, 17.

THE COXEN MURDER CASE,

The last issue of the Lafayette Courier was filled with the proceedings of the siding. Several cases have been trial of the Coxen case, The editor disposed of. The case of the State has a severe criticism on the verdict of against Whitley upon motion of defendthe jury and the charge of the Court, out was transferred to Marion county for and we feel it our duty in justice to trial, and set for Tuesday morning, the indicated Judge Bonham and the members of second day of the term, to commence that jury to notice it. The Courier on the second Monday of next month. gays 1

"The jury in this case recurned its very extraordinary verdict after our paper had gone to press last week, and hence no reference was made in pur editorial columns to the affair in that

spect the verdict of that jury was jury rendered a verdict for the sum of extraordinary. It was simply a verdict \$500. of "not guilty." Every man knows that in a case of that kind the jury must either find a verdict of guilty or pot guilty, and it strikes us very forcibly, that if in this case, the jury had rendered a verliet of guilty, it would that case very much more extraordinary 1873 of the Circuit Courts of Polk

There was no sufficient testimony to on that trial. The very strongest circum-Coxen, was the fact, that he was there was upon the nost intimate terms. If that is sufficient to hang a man, then we advise the editor of the that some grain thief might happen there on that night and murder their Resolved friend, for which they might be hanged. remarks.

ment save the want of evidence of "malice!" In other words, it was coutended and the Judge's charge lent weight to the theory that a motive must be proved! To all observant midst that"motive," whether sufficiently proved people of the State we were startled by or not, was apparent enough. The wife of the victim of the hideous crime for the commission of which Coxen was arraigned, was obviously enough, either vance or consent the prize coveted was in of the Universe. some way the subject and object of the atrocious and fiendish taking off of poor Hasbrook.

In all candor, it seems plain to us from the above quotation that Coxen could not have been guilty if a sane men. Will any person believe for a moment that Coxen while sane would brutally murder Hasbrook, without "malice or motive?" To ask a jury to convict a man of murder without prooff of either malice or motive, would it scems to us be very unreasonable at least, and if a jury of Yambili county had done that thing, they would have done what they had no right to do, and what no jury has ever done within the memory of man. The Courier would have the jury imagine or gues that Hasbrook's wife was the moving cause and that this murder was committed on her account, either with or without her knowledge and consent This charge we think uncalled for. No lady in Yambill county has been reared by more honoradle parents, and no young Boise. lady in the State maintains a better character in all respects than Mrs. Emeline Hasbrook, and her bereavement by this terrible tragedy, is enough to bear without this cruel imputation.

The Courier not content with censuring the jury and this honorable lady, thinks that the charge of the court was unfair.

The charge of the Court in that case was reduced to writing and has been published, so that the community have an opportunity to judge whether or not there was any leaning by the Judge for or against the prisoner. We have carefully read that charge, and think we can say fearless of successful contradiction, that it is in keeping with the proud reputation that Judge Bonham has made upon the

or leaning to or for one side or the other; claging clearly the law correctly in every particular and leaving the jury the sole judges of the facts.

THE CIRCUIT COURT .- This court is now in session, Judge Bonham pre-In the case of Watson against Robbins, which was for a nuisance for erecting a hog sty over a small water course, was tried and damages awarded to the amount of \$109; and the case of S. M. Babcock against A. D. Babcock, being We do not understand in what re- for a sault and battery was tried and the

The Court will continue in session for another week at least.

BARMEETING.

The undersigned baying been ap pointed by the members of the ber in have been under the testimony given in attendence at the May term A. D than the one referred to by the Courier | County, and State of Oregon to prepare and present suitable resolutions in refconvict any man of murder produced erence - to the death of Honorable Andrew J. Thayer, late one of the Jusstance brought to the surface against | tices of the Supreme Court of the State of Cregon, respectfully ask that the on that occasion and was hving in the following resolutions be placed upon family of Hasbrook, with whom he the records of the Circuit Court of the said County and State.

RESOLUTIONS.

It having pleased Almighty God to Courier and all other persons, to be very remove from our midst by a peaceful be succeeded by one from Empere careful not to remain with any of their | death our esteemed brother A. J. particular friends over night, for fear Thayer, one of the justices of the Supreme Court of this State, therefore

That by this affictive dispensation of The Courier thinks that the circuma divine providence the community in stances pointed toward Coxen as the which he lived has lost one of its most guilty party, and that there was nothing prominent and useful citizens, society lacking to make the testimony complete one its of brightest ornaments, his family against the prisoner, except the faiture | and wide circle of relations and friends to discover a motive for the killing by a most effectionate husband, father and Coxen. On that subject the Courier friend; and especially is it true that an office of great trust and honor has be-There seemed nothing wanting to come vacant that was being filled by copylet him as charged in the indict. deceased with marked acceptance on the part of the public and with faithful discharge of the arduous and responsible duties of his office.

2. Although in common with the the shock caused by the sad intelligence of his death, yet is our plain duty to bow with submission to the inscrutable with or without her knowledge, conni- decree of the great and unerring Judge

> 3. That as a mark of respect to the memory of deceased the Bench and members of the Bar be requested to wear the usual badge of mourning during the present term of the Court.

> 4. That while we as attorneys are proud to speak of the deceased as brother well deserving the appellation the young members of the bar will remember with pleasure the paternal indulge ce and encouragement extended to them by Judge A. J

5 That a copy of these resolutions duly authenticated by the clerk of this Court be transmitted to the widow and family of the deceased and that the same be published in the LIBERAL REPUBLICAN with the request that the same be copied by our State papers.

All of which is respectfully submit-

John H. Myer, Chairman, Polk, P.C. Sullivan, N. L. Butler Multnomah, R. Williams, Yambill. James NcCain; Benton, John Kelsey Linn, George R. Helm; Marion, R. P.

B. Hayden, chairman, John J. Daly, Secretary.

Able George, of Douglas County, ha filed a cayeat for a patent grubbi machine which promises to be a sine qua non for all those who have land to clear. The machine is built upon a cart with two large wheels which are connected with the lever which pulls the stumps, by a series of cog wheels pulleys: A bearing wheel works under the rear to assist in pulling. It is claimed that two men with one span of horses will clear an acre a day. From the Eugene Guard : Considerable activity has been manifested in the grain trade during the past week. Mr. Berry, of the Salem Mills, is here buying wheat, paying 65 cents per bushel. He has bought about 14,000 bushels and is shipping from four to Appropriation bill of the last session of ave car loads per day. Messrs. Bris- Congress provides for the appointments tow&Co are buying oats, paying 40 of five Indian Agency Inspectors, and cents per bushel, and have alreaddy the appointments will be made about beach, fair, unprejudiced, without bias shipped several car loads below.

TELEGRAPHIC.

Washington, May 12.-The Presi-Register of the Land Office at Independence, California, and William ington Territory. The appointment of Minister of Russia has been tendered Judge Pierrepont, of New York, in place of Orr, deceased.

It is uncertain when a successor to Delong, Minister to Japan, will be

General Butler, to day, entered suit for B. F. Cambell against Whitelaw Reid for libel.

New York, May 12-Judge McCue, of Brooklyn City Court, to day granted an order vacating an order of arrest obtained by Winfield against W. C. Bowen, editor of the Brooklyn Union; libel suit, \$10,000.

Boston, May 12.-The strike of Coopers does not promise success. The surgar refineriers and others say they without their aid.

Cincinnati May 12 .- A movement toward collecting a fund for the benefit of the family of Captain Hall has been

troiler of Currency has authorized the the organization of the First National Capital, \$100,000.

Vienna, May 12 -- Arrangements for the visit of the Emperor of Russia to this city have been completed. His Majesty will arrive on the 1st of June and the next day will make a tour of the Exposition He will remain here six days, during which time a series of majestical fetes are contemplated. The King of Belgium will reach the city three days before the Czar and and stay throughout the festivities. The visit of the Czar will William, the time for which has not

Bombay, May 12.- It is stated here that Admiral Comming has been ordered to proceed to Zauzibar immediately with all the available payal forces, there to await orders from the home

Walla, Walla, May 11, 5P M .-About 7 o'clock this morning a party of five Indians entered Jeptha Harrison's house, about eight miles from town, near Thomas Page's and in a threatenng manner demanded matches and obacco. Harrison ordered them out and succeeded in closing the door. The Indians attacked the house and broke down the door three times. Harrison managed to knock two down with a hatchet, when a third came to their assistrnce with a pistol. Harrison closed with him, and a severe struggle took place for the pistol, when the Indian being about to get the worst of it. Harrison's daughter picked up the hatchet and him twice on the road which laid him out. Immediatly after the alarm was given, the neighborhood collected and the Indians were captured Two succeeded in making their escaped on the road to towo, but the balance werre loged in jail. Harrison says over seventy Indians are camped in the neighborhood, and he is collecting arms to take home with him.

The Brtish steamer Kangaroo has arrived at New York with the shore portion of the new telegraph cable which is to blaid this summer between England and the United States, via Nova Scotia, The cable is to be landed here on the south side of Long Island ner Rscaway beach. The Great Eastern, with the ocean part of the cable on board, is expected to arrive who could not be brought off the fieldon

The French cable recently broke and communication was suspended It will wire. The break is supposed to be at a joint 230 miles out from the French found. The Troops, however buried coast. All business is now done over the bodies on the field where they fell, vanced to \$1.50 per word.

ference this morning between General sage brush piled over them, which had Sherman, Secretary Robeson and Attor been fired by the Indians, and were ney General Williams, General Sherman almost unrecognizable, tele graphed General McDowel, commanding the Department of the South, at Louisville, instructing him to put from Capt. Hasbrouck's command, now six companies of the Sixt enth Infantry under marching orders to await General Emery's requisition. These companies are stationed as follows; three at Jackson, Miss; one at Aberdeen, Miss. ; two at Humbolt, Tenn.

New York, April 8 .- One of the counsel for Stokes to day received an anonymous letter, hinting that his life was in danger if he continues his efforts for the release of Stokes.

Nort Easton (Mass), May 8 .- The statement of the death of Hon. Oakes Ames telegraphed last night was premature. Mr. Ames died at 9:33 this morning. His death was apoplexty complicated with pneumonia.

Washington, May 8 .- The Indian the latter part of June.

THE MODOC WAR!

Yreka, may 12 -Courier arrived dent to day appointed Josiah Earle here at 9 o'clock this forenoon, having left the camp at 9 o'clock yesterday morning. The tollowing particulars McMicken Surveyor General of Wash- of the attack upon Capt. Hasbrouck's command are from the Yrcka Journal's extra of this morning :

Lava Beds, May 11 -9 A. M. Dispatches from Licut Boyle's camp state that at sunrise yesterday the modocs came into camp and fired on the picket guard.

The command under Capt. Hasbrouck were scouting all day and had returned to Soras Lake for water, and were making efforts to secure it by digging, but none could be found.

McKay was sent back to Lieut Boyles' camp as an escort, and Battery B Fourth Artillery, were left, distance 17 miles. It occupied all night and at dawn of day Capt Jack and band rode up to within 100 yards of camp, all dismounted and charged, firing into the herd and guard. The first volley can obtain all the barrell required stampeded the herd and they left for camp, and while men were getting under arms the Modocs gave volley after volley, killing four soldiers and one Warm Springs Indian and wounding six soldiers and one Warm Springs Indi: n. A rally was made and the PRICES. Washington, May 12 - The Comp- charge sounded. At this time McKay came in sight, and his men united and drove the modoes into the timber. Gold Note Bank of Santa Barbara | capturing twenty-one popies and three pack mules. One Modoc was left upon the field, and seven mules packed with bodies before they retreated. The trail is covered with gore. The Indians beat a hasty retreat toward McCloud range of mountains, south of Soras Lake. Capt. Hasbruck bandled his men dexterously, and is now furnished with five days' supplies. Water is very scarce, which deters a long stay of the troops in the field.

> Gen. Davis is determined to keep them moving until the last Modoe is killed. He thanks the soldiers gain greater courage as they have them on open ground. The wounded are being brought into Lt. Boyle's camp in wagons, and from there they will be taken to headquarter. Two soldiers are reported mortally wounded. Capt Hasbrouck thinks the modocs have no amunicition except what is in their pouches as they lost their entire pack of amunition in this fight. The cavalry herd came into camp all safe. It is said Capt. Jack had but seven animals He had the uniform of Gen. Canby on, and took the position of commander as lordly as if he were a Brigadier General All the artillery will be moved at once to the east side of the lake and enough men detained in the old stronghold to keep it safe, while the rest will give chase and try to exterminate the last

> one. There were 33 Modocs engaged. No squaws were seen during the fight or by the scouts during the follow ing night. There is strong suspicion that Capt Jack is receiving aid from some unknown party, as it appeared strange how he got six boxes of center primed carbine catridges, as he did not capture any from our forces, and it is certain that he could not have picked up this amount after the battle of Jan-

When the courier left, the troops were between the lava bed and the Indians,-the latter being entirely out of the lava bed stronghold.

Lieut, Harris' condition was much the same as at last reports, but greater hope of recovery.

Lava Beds, May 10-via Yreka, May 12 - On the 9th inst, an expedition for the recovery of the bodies of Lieut. Cranston and men of his command, missing since 26th ult., and men that occasion, left camp under command of Lieut. Field. The object of the expedition was frustrated by bea serious job to fish up and repair the reason of the advanced stage of decomposition in which the bodies were the Atlantic or Newfoundland cable and head boards were placed at the and such is the raessure of the work on graves of Lieut. Cranston and men, so the line, that the rates have been ad that the bodies can eventually be removed. The bodies of the eight Washington, May 8 - After a con- men who were left on the field, had

> tien. Davis is awaiting information n pursuit of the Modocs

> The Acting Assistant Surgeon had his leg broken yesterday, midway between the ankle and knee. He has been reccommended by all the officers in the command for a commission, with the view of placing him on the retired

> Lieut. Harris' mother and brother are expected here to night or to morrow night from Philadelphia.

> Capt. Decker, of the Enigeer corps, goes this morning to examine the island on Tule Lake, with a view of ascertaining its suitability to the purpose of a military depot.

Says the Eugene Guard: Messrs Alexander and Barker have the contract for putting up the State University building at \$7 a thousand and everything furnished. The excavation is is about completed and the foundation will be commenced next week.

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