

# CORVALLIS GAZETTE



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## ORIGINAL RECORD.

### Record of First District Court Held in Benton County.

In past years provision was not made for the filing of county and other important documents that were accumulated at the office of the county clerk. Today, we have a most up-to-date system of files in the large vault at the clerk's office—but it was not always so.

Formerly there were no files worthy the name and boxes were used to considerable extent. When there was a scarcity of boxes, such boxes as were already full of papers were placed across a corner of the vault in such a fashion as to form a pen. In this pen was supposed to be placed papers of little or no value, and rubbish. In time this pile came to be considered wholly as rubbish.

Such was the state of affairs one day in the fall of 1896, when V. E. Watters, then county clerk, and V. P. Moses, his deputy, took it upon themselves to clean things up a bit and do some filing, as they had received facilities for the work. In one corner, supposed to be largely devoted to rubbish, they found the original record of the first term of circuit court ever held in Benton county.

It is a remarkable document in many ways and in after years will be considered very valuable by the people of this county. It bears the date of April 5, 1852, and is in the hand writing of O. C. Pratt, district judge at that time. The writing is very clear and legible and Judge Pratt was no mean penman, a fact that contributes not a little to the document. On the records are many names well known to all possessing an acquaintance with the history of those who redeemed Benton from a wilderness.

One of the most interesting items of record is the admission of William Wyatt to citizenship. Mr. Wyatt's witnesses were H. C. Buckingham and Wayman St. Clair.

The people of those stirring times appear to have had war with the drink habit, and this assertion is backed by the appearance of four cases on the record. There were two cases against Chas. Sanborn and two against Henry Norton. The offense was selling whisky without license. Each case resulted in a fine of \$50 for the offenders, on top of which was tacked the regulation item of cost.

It will be interesting to note those who composed the first grand jury, as follows: Francis Writsman, Wm. F. Dixon, Monroe Hodges, James Watson, Silas M. Stout, G. W. Bethers, S. W. Starr, John Stewart, John Lloyd, D. D. Davis, Elijah Liggett, S. K. Brown, Tolbert Carter, James Gingles, Robert Russell, Jesse Belknap, H. C. Lewis, Orin Belknap, Nathum King, and Wayman St. Clair. The petit jury was composed of H. C. Buckingham, Alfred Rinehart, J. A. Bennett, O. C. Motley, Rowland Chambers, R. B. Hinton, John Trapp, Lazarus Vanbeber, Luke Mulkey, and J. C. Alexander.

There being no district attorney of the United States in attendance, R. P. Boise was appointed to prosecute on behalf of the United States for and during said term of court.

On motion of M. T. Deady Esq., Andrew I. Bab, of Missouri, was admitted to practice as an attorney.

It was ordered that the clerk, A. G. Hovey, issue a summons for Nicholas Owenby to appear before the next term of court and show why he should not be fined for contempt of court. The same order was made in reference to one Arnold Fuller.

William Metzger was admitted to citizenship with A. M. Witham and William Wyatt as witnesses.

Attorneys M. P. Deady, R. P. Boise, and A. I. Bab were ap-

pointed to examine one G. E. Cole, an applicant for admission to the bar. The day following above order said Cole was admitted.

On account of sickness of John Lloyd, foreman of the grand jury, he was excused and W. S. Starr was appointed to act in that capacity.

On the last day of court it was ordered that the clerk of said court be allowed \$100 for the current year, to be paid quarterly out of county treasury. At the same time it was ordered that the sheriff of Benton county be allowed \$150 for the current year.

The most interesting item as follows: "And now at this day came the prosecuting attorney on behalf of the Territory in the case above entitled and moved the court in the presence of the defendant, that the said defendant purge himself under oath of an alleged contempt in refusing to appear and testify before the grand jury, as required by that jury, or that he be punished by fine or imprisonment for the contempt in disobeying said process and refusing to appear and testify; and thereupon the court, having asked the said defendant if he had any excuse or defense to make either by his own statement under oath, or otherwise, replied and said that he refused to make oath before or otherwise recognize the court as possessed of any rightful authority to administer law in Oregon; whereupon, in consideration of the premises, and it appearing to the satisfaction of the court that the said Delap had been duly summoned to appear and testify before the grand jury, and had wilfully and in open and declared defiance of said grand jury and of the power of the court refused to obey the law, in such case made and provided, and it further appearing to the court that said Delap offered forcible resistance to the sheriff when brought into court to answer the said charge, and behaved in a tumultuous and disorderly manner in the presence of the court while before it and answering to said charge; it is therefore, adjudged by the court that said Delap is guilty of a gross contempt and that he be fined the sum of one hundred dollars and pay the cost of this proceeding, and that he stand committed until said fine and costs, and all proper costs attendant upon his commitment are paid."

This memorable term of court was held in the house of Joseph Avery.

### Cascara Bark.

There is no need for chittim peelers to hustle this year nor the next, for that matter, to judge from present reports. A local business man, who has been a leading buyer of bark in the past assures us that at present a large quantity of bark is stored in this city as a result of low prices. An article appearing in the Oregonian of Tuesday pretty nearly sums up the chittim business from a local standpoint. It is as follows:

The market for chittim bark is dull, weak and lower. Advices from the East say the market there is in a waiting attitude, with consumers making no purchases. All the heavy manufacturing chemists and large speculators have large stocks on hand and in view of the immense supply of unsold bark on this Coast, are strictly out of the market. It is estimated there is a five year's supply already peeled and unsold in this country. It is true, it means that prices must get down to the basis of 1891, and 1892, when bark sold at 2½ and 2¾ cents.

**FOLEY'S HONEY AND TAR**  
For children's coughs, cures. No opiates.

## EXPOSITION ITEMS.

### Of Interest to Benton County People by Special Correspondent.

Corvallis Day, June 15th, was the sensation of the week at the Lewis and Clark Fair. To give the names of the visitors would be simply publishing the Corvallis Directory, and that we could not do, as "Happy" has it copyrighted. Probably nothing in the way of display so far in the Fair grounds has excited so much attention and comment as the monster banner carried by the OAC boys in their march around the grounds. It stirred up the jealousy of some of the rival counties in that part of the state and one of their representatives sarcastically suggested that it was "longer than Benton county." But it served its purpose; it attracted attention to a good county to live in, if not a great one in area.

While Thursday was Corvallis Day proper, it seemed as if it extended through the entire week. The orange colored ribbon has been in evidence ever since. In no part of the ground has it been more conspicuous than at the Exposition Games. Here the sturdy athletes of OAC carried off the honors, as usual. Smithson led with two firsts; Swan with one; Williams won one second and one third place; Greenhaw and Cathey each with a second, while Woodcock, Walker and Moores each had a third place to their credit. Sixty points in all were placed to the credit of the Agriculturists.

As this last week has been "Grand Lodge" week with the Masonic brotherhood, many of the Corvallis members of the fraternity have put in the entire week in this city. Beginning with the Eastern Star, on Monday, the Royal Arch Chapter and the Grand Lodge of the symbolic degrees followed in regular order, interspersed with some Scottish Rite business, and winding up with a monster Shrine procession, initiation and banquet to fittingly round out the week on Saturday. The procession was something seldom seen, about 1500 of the solid men of Oregon, in full dress, capped with the Fez, the distinctive mark of the order, and marching in orderly ranks, dignified and commanding as becomes the traditions and principles of their order. It was a sight well worth seeing.

Massachusetts celebrated Bunker Hill day, the 17th of June by dedicating the magnificent edifice erected by her representatives. It is located between the Oregon building and the little Masonic cottage. The ceremonies were elaborate, and carried out with excellent taste and judgment. The Massachusetts building is a reproduction, in miniature of the State House on Beacon Hill, facing the common, with the exception of the gorgeous gilded dome that gave to Boston the name of "the hub of the Universe." Every Boston man in the audience could be easily recognized by the look of superiority and genuine contentment on his face, caused by the knowledge that "a man born in Boston doesn't have to be born again." Truly it is a good thing to be a descendant of Plymouth Rock.

On the largest stage, probably ever used in a dramatic show, Kiralfy's "Carnival of Venice," at the east side of the Trail, is now giving regular performances. That it stands at the head of all attractions of the Fair is self-evident. Hundreds of performers cover the extensive platform, or float around in the fancy gondolas on the Grand Canal. Rich and beautiful scenery and gorgeous costumes are seen in endless profusion. Sweet singers and graceful dancers vie with each other in their effort to please. Some rare vaudeville performers

and competent actors of unusual ability, make this "Gala day in Venice" something to be remembered. Don't fail to see it.

### Gives His Views.

The following dispatch, which is self-explanatory, was sent out from Salem a couple of days ago: "I believe the Republicans of Oregon should hold a state convention next spring," said Dr. James Withycombe, today, when his opinion upon the subject was asked. "A convention should be called, not for the purpose of nominating candidates, but for the purpose of adopting a platform. This much it seems to me, is necessary in order that the principles for which the Republican party stands may be declared."

Dr. Withycombe was in Salem for a few hours today and while here was met by a number of his friends. Presumably his visit was in the interest of his candidacy for the Republican nomination for the Governorship next spring, and quite naturally the conversation drifted to politics. Dr. Withycombe has not commenced an active canvass and will not do so for several months, if at all, but says he has received much encouragement from every part of the state and is pleased with the outlook.

Since the manner of making nominations has been the subject of considerable discussion his views were inquired for. After making the statement quoted above, he continued:

I do not believe the Republican Convention should take any action with regard to the nomination of candidates before the primaries. The people of this state have adopted a direct primary law which provides the manner in which party candidates shall be chosen, and there should be no deviation from the method prescribed.

The people have tried to do away with the convention system of nominating candidates, and I believe they would resent any attempt to influence their action by the indorsement of candidates in a convention.

I have the utmost confidence in the ability of the members of a party to choose their candidates by ballot at a direct primary election, and when candidates have been so chosen they should receive the undivided support of the party nominating them. If I should not win in my own candidacy, I shall certainly give my hearty support to whomever the Republicans of Oregon may nominate for the Governorship and for other offices.

## CASTORIA

For Infants and Children.

The Kind You Have Always Bought

Bears the Signature of *Wm. D. Druggist*

## Feel Impending Doom.

The feeling of impending doom in the minds of many victims of Bright's disease and diabetes has been changed to thankfulness by the benefit derived from taking Foley's Kidney Cure. It will cure incipient Bright's disease and diabetes and even in worst cases gives comfort and relief. Slight disorders are cured in a few days. "I had diabetes in the worst form," writes Marion Lee of Dunreath, Ind. "I tried eight physicians without relief. Only three bottles of Foley's Kidney Cure made me a well man." For sale at Graham & Wortham's drug store.

### A Bad Scare.

Some day you will get a bad scare, when you feel a pain in your bowels, and fear appendicitis. Safety lies in Dr. King's New Life Pills, a sure cure for all bowels and stomach diseases, such as headache, biliousness, costiveness, etc. Guaranteed at Allen & Woodward's drug store, only 25c. Try them.

Buy your Lewis and Clark outfits from J. M. Nolan & Son, 48-54

### Cheap Sunday Rates Between Portland and Willamette Valley Points.

Low round trip rates have been placed in effect between Portland and Willamette Valley points, in either direction. Tickets will be sold:

SATURDAYS AND SUNDAYS, and limited to return on or before the following Monday.

RATE TO OR FROM CORVALLIS, \$3.00. Call on Southern Pacific Co's Agents for particulars.

## Asthma Sufferers Should Know This.

Foley's Honey and Tar has cured many cases of asthma that were considered hopeless. Mrs Adolph Baesig, 701 Third St., Davenport, Iowa, writes: "A severe cold contracted twelve years ago was neglected until it finally grew into asthma. The best medical skill available could not give me more than temporary relief. Foley's Honey and Tar was recommended and one fifty-cent bottle entirely cured me of asthma which had been griving on me for twelve years, and if I had taken it at the start I would have been saved years of suffering." Graham & Wortham keep it for sale.

### Correspondents.

All past negotiations for parties to write matter for publication in the Gazette are hereby annulled. Those sending matter to this office for publication are hereby notified that no pay will be given by this office for such matter unless hereafter agreed upon and price stated. The Gazette will gladly consider all matter furnished without charge by the contributor. The name of the party contributing in all cases to be signed to the communication. For all further negotiations on this subject, address CORVALLIS GAZETTE, Corvallis, Or.

### Three Physicians Treated Him Without Success.

W. L. Yancy, Paducah, Ky., writes: "I had a severe case of kidney disease and three of the best physicians in Kentucky treated me without success. I then took Foley's Kidney Cure. The first bottle gave immediate relief, and three bottles cured me permanently. I gladly recommend this wonderful remedy." For sale by Graham & Wortham.

## Summer School.

### Monmouth State Normal.



JUNE 26 TO AUG. 4.

TUITION, - - \$7.50

### All Resources of State Normal School Available.

Board and room, \$3.00 to \$4.00 per week. Entire expense need not exceed \$30.00. Faculty of eight. Address

**E. D. RESSLER,**  
Monmouth, Oregon.

## Watch Right?

If your watch shows any irregularity or gives other evidence that something is wrong with it, better have it examined by a competent watchmaker. You won't find any more skillful or more experienced anywhere than right here. We clean and repair all sorts of watches thoroughly and quickly and guarantee all our work as well as our prices to be right. If your watch chain is beginning to show signs of wear, or if you'd like a new chain for any reason, we are prepared to supply you with the best gold-filled one made, at a moderate price. We carry the SIMMONS make, the best known and most strongly guaranteed chains ever sold.

**E. W. S. PRATT, Jeweler and Optician.**

## GREAT REMOVAL SALE

In order to reduce our stock and save moving, we will offer a reduction of 5 per cent on all goods bought FOR CASH, commencing June 5th and continuing until removal occurs, or about June 25th. Quite frequently a merchant offers a reduction on a special line of goods, but it is not often that a discount is given on everything you buy as will be the case in this Special Removal Sale.

This does not apply to small purchases of less than \$1.00.

Remember the date, June 5th.

**Hollenberg & Gady,**  
The House-Furnishers.