

THE OREGON SCOUT.

AMOS K. JONES EDITOR.

City and County Official Paper.

Thursday, April 11, 1889.

JUSTICE COURTS.

The criticism of County Judge Goodall, by our contemporary last week, for issuing an order to the various Justices of the Peace of the county, "instructing them to require all complaining witnesses, or private prosecutors, to furnish a sufficient bond for all costs and expenses, in case of alleged crime or misdemeanor before any proceedings, or unless the justice is fully satisfied that a crime has actually been committed," is unjust, first, for the reason that the orders were issued by the unanimous voice of the commissioners and not by Judge Goodall alone; secondly, for the reason that the order is right, and necessary to prevent the reckless squandering of the people's money by malicious prosecutions on the part of irresponsible persons. Section 2172, Hills code, reads thus:

The justice may in his discretion, require the private prosecutor in a criminal action to give security for costs and disbursements, before filing or receiving the complaint therein, in the amount authorized by civil actions, and not otherwise.

Now if the justices of the county would wisely exercise this discretion, they would save thousands of dollars to the tax payers, and besides that course would be very much in the interest of law and order.

Nine out of every ten cases of criminal prosecution the party prosecuted is discharged after examination by the justice, and no one punished except the tax payers, who pay the costs. This course would probably reduce the emoluments of the justices and constable offices but the average citizen would be largely the gainer.

The office of Justice of the Peace is an important office. No man should be elected to that position unless he is qualified for it. A man must have some knowledge of law, or a capacity for acquiring it. A justice should take into consideration all the facts adduced on the trial and be able to apply the law in the rendition of judgement. One who cannot do that by reason of incapacity often renders litigation a burlesque and an unnecessary expense to a county. When a man is elected to that position he has something to do besides tie nuptial knots. When, through incapacity or ignorance he is unable to perform the functions of the office, the county court should demand a resignation. Supposing a man should be sued in the justice court, upon a claim arising from a contract, wherein the contract under the law could not be enforced. The fact of making the contract would be proven, but the law was against it. If the court does not understand how to apply the law the defendant is beaten through ignorance and must go to the expense of an appeal to a higher court for an interpretation of the contract. What satisfaction is it to litigants? Shall a man hold the position who is unable through ignorance, to try such cases? No one may question that he is honest, and tries to do as near right as possible, but does that help matters any? If he is unable to comprehend the law and know how to apply it, why should he retain the position? If this is true, then he should resign his office and have a competent person appointed. He may be a good man, and need the office, but the public ought not to be made to suffer because such are the facts.

EXPENSIVE LITIGATION.

Charles Brockins who is now in jail under indictment for larceny from a dwelling, and who was returned from New York last January, is likely to be a very expensive individual to the taxpayers of Union county. By reference to bills in the county clerk's office, we find the following:

Table with 2 columns: Description of bills and Amount. Includes Bill of Geo. M. Geer, undersheriff of New York, witness fees for attendance at the February term of court (\$300.00), Bill of Sheriff Cleveland, of N. Y. (21.25), Telegraphing (13.00), Bill of A. N. Hamilton, sheriff for bringing Brockins from N. Y. (6.38 miles travel), One-third added to mileage (2.13).

This bill is marked up in such a manner that it is hard to make out by the bill, what the county court allowed on it. The items of costs mentioned above are in addition to divers other bills that accrued here in the case, such as sheriff's fees in subpoenaing witnesses, etc., the attendance of witnesses at the present and the February terms of court, of prisoners and jailors fees, and other items of expense too numerous to mention. But the above is sufficient to indicate what it is likely to cost the county in the end, when,

as it now appears the end of the case is far in the future, as it all probably he will not be tried at the present term of court.

We understand that it is necessary to bring the matter from N. Y., who arrested Brockins there, to identify the stolen property which our sheriff neglected to bring with the prisoner, so the costs of this case are liable to assume considerable magnitude before the end is reached. We learn that the property stolen will not exceed in value \$100, but that is no reason why the offender should not be punished as severely as though the amount had been larger. There is one item in connection with this matter that we think should be explained, though we do not often criticize the actions of the county court. Section 1695, of Hills code reads as follows:

Whenever a person charged with treason, felony or other crime is held to answer, shall file from justice, the governor of this State may upon application demand such custody of the executive authority of any state or territory of the United States, in which he is held.

And section 1907 I. b. reads thus: The amount of the agent embracing his actual expenses incurred in performing the service must be paid by the State, after being considered and allowed on other claim against the State.

It appears to us that Mr. Hamilton performed this service as agent of the state, appointed by the governor, and not as sheriff of this county, and that this county was in no wise liable to him for his fees, or any portion of them, but that he could only look to the state for remuneration. Now the query is: Why did the County Court of Union county pay Mr. Hamilton for this service? Did the state refuse to pay for this service, as the law provides, or did Mr. Hamilton receive pay from state and county too?

GROVER FOUR YEARS HENCE.

The tariff issue will undoubtedly be the issue of 1892. Is there any fair man who doesn't believe that Grover Cleveland will be the best man to lead the Democratic principle of tariff reform? He inaugurated it. He labored for it. He was beaten because of it. It was not wise for him to annunciate it so short a time before the national election, but that was a passionate mistake. The Democratic party believes in tariff reform precisely as he made the issue. It believes in the Americanism that he inculcates. He has sacrificed himself to his convictions. He has given the Democratic party more courage than it has had before in thirty years. There is not a word or act of his that every democrat doesn't endorse with the single exception of his unwisdom, and that is to be excepted because of his utterances and promises when he was less acquainted with politics than he is now.

What is the matter with Grover Cleveland as the candidate for 1892? Mr. Blaine was not retired because he was defeated; and the fact of possession of the first office for two terms did not retire Grant as a candidate. The Democratic party will win in 1892 on the tariff reform issue, and Mr. Cleveland is the man who gave it to them and showed them how to fight for it. No man questions the President's honesty or unselfishness, and four years hence he will be a stronger man than he is to day.

THE WAY IT WORKS.

A newspaper, if it has any brains, conscience or muscle back of it, must continually decide between doing its duty and injuring its pocket. In any position but that of editor the public is able to separate the individual from the citizen. But if the editor does not please them; it's his pocket they aim at. Thus it is that newspapers learn who their friends are. The man who reads a newspaper and admires it all the year around, yet gives his business support to some other concern, is not a friend of the former paper. Admiration alone will not run a newspaper. Sometime later such admirers will find that the object of their affections has become wedded to other ways that they do not admire—in other words, a newspaper is compelled, in order to live, to seek the friendship of those who are not so platonically in their love, but unite that practical esteem with sentiment that blends mutual admiration in other professions. There are too many men who expect an editor to stand in defense of their pet notions and hobbies, advocate their views against the strongest opposition and easily withhold the business support by which alone a small newspaper can live. Talk about a paper having a public duty to perform, and an editor having to labor for his principles, is cheap while others stand back and while expending a light-warm neutrality we have, are filling their pockets with the other hand as a result of the editor's labors for his principles, which they admit but do not support.

CAN THEY "DELIVER THE GOODS?"

A Washington special says: The Oregon delegation in Congress have united upon and have submitted to President Harrison the following names of persons for various Federal offices in Oregon:

J. B. Huntington, of Baker City, for register, and Captain Harrison Kelley, of Jacksonville, for receiver of the new land office at Drewsey in the new Harney land district.

M. J. Buford, of Yaquina City, to be United States Indian agent at the Siletz agency in Benton county.

A. C. Palmer, to be postmaster at Prineville.

A. Mallory, to be postmaster at Heppner.

Dr. Lou-Cleaver, of Baker City to be registrar of the land office at La Grande, and A. C. McCollan, to be receiver.

Warren Truitt, of Dallas, Polk Co., to be register, and Nathaniel Langell, of Jacksonville, to be receiver of the land office at Lakeview.

Miss Jessie Baker, to be postmistress at La Grande.

Rev. G. M. Irwin, of Union to be superintendent of the Indian school at Chemawa, near Salem.

J. I. Roe, of Summerville, Union county, to be swamp-land agent for the State of Oregon.

Mrs. E. A. Alger, postmistress at Union, Oregon.

The selection of a postmaster to succeed the present incumbent at Pendleton is under consideration. J. P. Busche is said to be in the lead.

L. T. Barin will, in all probability be recommended for the position of collector of customs for the district of Willamette.

Job printing done at this office on short notice. Prices reasonable. This Scout is just the paper to send east to your friends. Try it.

NEW THIS WEEK.

To-Night! Wright's Hall, The popular tragedian, JOHN S. LINDSAY, Supported by a Talented Dramatic Company. In the popular drama of The Lady of Lyons. POPULAR PRICES.

COMING! Wright's Opera House ONE NIGHT ONLY. Saturday, April 13th.

Miss Belle Inman (Late Leading Lady with Modjeska) Supported by the Love-Inman Comedy Company OF 13 STARS. And the noted comedian JAS. A. DEVLIN, (Formerly with Kate Putnam) In her Great Eastern Success "Facing the Enemy."

They carry Special Scenery for this Piece. Admission, 50c, Reserved Seats, 75c. Now on sale at the drug store.

Gibson & Haynes, BLACKSMITHS, Union, Oregon.

Shop Opposite Jones Bros' Store, Main Street, 2-7-84.

ROYAL ST. JOHN SEWING MACHINE. No wrong way to run it. It sews the same running forward or backward. No ravel, over, or loose joints. No holes in the cloth in operation or doth. No need to put in any other machine if it does not please. BUY THE ROYAL ST. JOHN. For Sale by R. H. BROWN, Union, Or.

EXECUTOR'S NOTICE.

THE UNDERSIGNED HAVING BEEN appointed by the Hon. County court of Union county, state of Oregon, executor of the estate of Joseph S. Bunnaker, deceased, all persons having claims against said estate are hereby notified to present the same, with proper vouchers, to my residence near the Cove, in Union county, Oregon, within six months from the date hereof, or be forever barred. Dated at Union, Oregon, April 8, 1889. SINDRILLA SHOEMAKER, Executrix.

Ranche for Rent.

THIS WILL BE RENTED BY THE undersigned, up to the 17th day of April, 1889, for the rent of the "Half Way House" on the Pine Creek road, for one year. This is the best dairy ranche in the county, and is also the best point on the road for a stopping place for travelers. It being just half way from Union and Baker City, to Cornucopia. Good well, good seven-room house with kitchen, stable room for 25 head of horses, and other improvements. Right reserved to reject any offer. A. E. FICKLIN, Union, Oregon. 2-21-89

Administrators Notice.

All persons having claims against the estate of W. T. Ficklin, deceased, are hereby notified to present the same, duly verified according to law, to the undersigned, administrator of the last will and testament of said W. T. Ficklin, within six months from the date hereof, at his residence in the town of Union, Union county, Oregon. Dated this 10th day of March, 1889. N. F. FICKLIN, S. D. FICKLIN, Administrators. 2-11-89

ADMINISTRATOR'S NOTICE.

ALL PERSONS HAVING CLAIMS against the estate of John Carr, deceased, are hereby notified to present the same, duly verified according to law, to the undersigned, administrator of the late will and testament of said John Carr, within six months from the date hereof, at his residence near Island City, Union county, Oregon. Dated this 20th day of March, 1889. J. J. GRIMMETT, Administrator. 3-21

TAKEN UP.

NOTICE IS HEREBY GIVEN THAT the undersigned, living at Cove, Union county, Oregon, has this 10th day of March, 1889, taken up and posted according to law, the following described stray, to-wit: One bay mare, 7 or 8 years old, 15 hands high, branded with a letter P on right shoulder. The above described mare was appraised at \$200 by H. E. Sanborn, J. P. for Cove precinct. E. P. McDANIEL, 3-28

Estray Notice.

TAKEN UP, by the undersigned, living about five miles southeast of Union, Union county, Oregon, this 8th day of March, 1889, one bay horse, about 8 years old, weight 900 or 1000 pounds, small star in forehead, branded 21 on left shoulder. The above described stray was appraised at \$200 by J. R. Johnson, J. P., on the 18th day of March, 1889. I, Emil Greer, being first duly sworn, say that I am the owner of the above described animal, and that I posted the same according to law, on the 15th day of March, 1889. Subscribed and sworn to before me this 15th day of March, 1889. J. R. JOHNSON, J. P. 3-28

Estray Notice.

TAKEN UP, by the undersigned, living about eight miles southeast of Union, Union county, Oregon, this 25th day of February, 1889, one bay mare, with white strip in the face, both hind feet white, no brands perceptible, about 13 years old this spring. One black mare with white spot in forehead, some saddle marks, branded on left shoulder—can't tell what, about 8 or 9 years old. The above described animals were appraised by J. R. Johnson, J. P., on the 19th day of March, 1889, as follows: The bay mare, at \$25 and the black at \$14. I, E. G. Taylor, being first duly sworn, say that I am the owner of the above described animals, and that I posted the same according to law, on the 19th day of March, 1889. Subscribed and sworn to before me this 19th day of March, 1889. E. G. TAYLOR, 3-28

NOTICE OF FORFEITURE.

CORRECTED, Union County, Oregon, February 1, 1889. To W. T. Burdett and Mrs. Jas. Anderson: You are hereby notified that I have expended one hundred dollars in labor and improvements upon the Spot Lodge, situated in Granite Mining District, Union County, Oregon, as will appear by certificate filed June 29th, 1888, in the office of the Recorder of said county, in order to hold said premises, under the provisions of Section 225, Revised Statutes of the United States, being the amount required to hold the same for the year ending December 31st, 1888, and if within ninety (90) days after the publication of this notice, you fail or refuse to contribute your proportion of such expenditure as co-owner, your interest in said claim will become the property of the subscriber under said section 225. C. J. DUFFY, 2-7-89

MARVELS OF THE NEW WEST

Six books in one volume; Marvels of Nature; Marvels of Race; Marvels of Enterprise; Marvels of Mining; Marvels of Stock Raising and Marvels of Agriculture. Agents Wanted in all parts of this grand New West. The largest sale in the shortest time any book published; nearly 500 pages and over 500 elegant engravings. Fine portraits of 21 Railroad Kings, Mining and Cattle Kings. The success of working agents is something remarkable, many of them are making from \$5. to \$20. a Day. A new agent sold 70 copies in 6 days. Agents profit \$125.00. Show the book and it sells itself. None but good earnest workers wanted, as territory is very valuable. Do not delay, but write at once for illustrated circulars and special terms free.

You will need no experience or capital in this business as our "men plans" allow agents to order books on 30 days' time before paying our bills. Address: THE HISTORY CO., 723 Market St. San Francisco, Cal.

DISSOLUTION NOTICE.

NOTICE IS HEREBY GIVEN THAT the partnership heretofore existing between Joseph A. Yoder, in the River Trade business, on the 1st day of March, 1889, dissolved. Mr. Yoder retiring and the business will be carried on by J. J. Boster, into whose hands all accounts and claims for collection, L. J. BOSTER.

Semi-Annual Statement

Of the County Treasurer of Union County, Oregon, for the six months ending on the 31st day of March, A. D. 1889, of money received and paid out, from whom received and from what source, and on what account paid out:

Table with 2 columns: AMOUNTS RECEIVED and AMOUNTS PAID OUT. Includes To amount on lands from last year (\$ 534 02), To amounts received from all sources (\$1 630 75), TOTAL (\$2 164 77). Also By amount paid out on county warrants (\$ 3 423 36), By amount paid out on school superintendents' warrants (1 982 39), By balance general fund on hand (27 230 54), By balance school fund on hand (5 525 07), TOTAL (\$38 171 37).

STATE OF OREGON, I, E. C. Brainard, do hereby certify that the foregoing is a true and correct statement of the amounts received, paid out and remaining on hand, in the county treasury of said county for the six months ending on the 31st day of March, A. D. 1889. Witness my hand this 1st day of April, A. D. 1889. E. C. BRAINARD, County Treasurer.

Semi-Annual Report

Of the County Clerk of Union County, State of Oregon, showing the amount and number of claims allowed by the county court of said county, for what allowed, amount of warrants drawn, and amount of warrants outstanding and unpaid, from the 1st day of October, 1887, to the 31st day of March, 1889, both inclusive:

Table with 3 columns: ON WHAT ACCOUNT ALLOWED, AMOUNT, and AMT. OF OUTSTANDING WARRANTS UNPAID. Includes Bonds and bridges (\$4 993 96), O. P. Goodall (\$30 00), Paper account (\$20 30), A. T. Neill (\$235 43), County commissioners (\$170 35), A. N. Hamilton (\$2 839 95), Circuit court (\$2 983 15), Justice Peace court (\$215 70), E. C. Brainard (\$230 65), Expenses (\$874 28), Stationery and printing (\$345 29), District attorney (\$262 50), Coroner's Inquest (\$100 99), Justice account (\$41 59), Institute and teachers examination (\$7 80), Stock inspector (\$250 00), O. D. Thimlinson (\$1 340 00), Attorney fees (\$80 00), Election account (\$378 10), Public property (\$374 90), J. L. Carter (\$377 32). Total amount claims allowed and drawn (\$20 938 88). Total amount of unpd county warrants \$73 681 18 \$8 210 19.

STATE OF OREGON, I, A. T. Neill, county clerk of the county of Union, State of Oregon, do hereby certify that the foregoing is a true and correct statement of the amount of claims allowed by the county court of said county, for the six months ending on the 31st day of March, 1889, on what account the same were allowed, and the amount of warrants drawn, and the amount of warrants outstanding and unpaid as the same appear in the records of my office in my official custody. Witness my hand and the seal of the county court of said county this 1st day of April, A. D. 1889. A. T. NEILL, County Clerk.

Semi-Annual Summary Statement

Of the financial condition of the county of Union, in the state of Oregon, on the 31st day of March, A. D. 1889:

Table with 4 columns: 1889 Mch. 31, LIABILITIES, Amount, 1889 Mch. 30, RESOURCES, Amount. Includes To warrants drawn on the county treasurer, and outstanding and unpaid (\$ 71 539 65), To estimated amount of interest accrued thereon (8 230 10), To contingent warrants outstanding and unpaid (9 141 73), To amount due state of Oregon (45 649 15), To amount due school fund (\$ 825 97). Total liabilities \$104 375 59. April 1, 1889, To Balance \$ 28 320 58. By funds in hands of county treasurer, and applicable to the payment of county warrants and school vouchers (\$ 32 755 61), By estimated unpaid current taxes applicable to the payment of county warrants (29 120 40), By amount due from Willows county (3 170 00), By Balance (38 320 58). Total resources \$103 375 59.

Cheap and Desirable Homes in the West!

B. F. WILSON, Real Estate Dealer, UNION, OREGON. LIST OF BARGAINS. 1320 ACRES OF IMPROVED LAND, fourteen miles north of Union; 200 acres farming land; 200 acres in meadow and balance suitable for meadow or pasture; good fences and cross-fences; good buildings, orchard and plenty of water. A good home for desirable husbandry. Price \$15.00 per acre; one-fourth down and balance on three and five year's time. 1200 ACRES, twelve miles north of Union, in Cove; 600 acres grain and meadow land, balance pasture; well improved; good fences, buildings, and plenty of water, a good orchard, etc; plenty of good timber joining same on the east. An excellent farm for diversified husbandry. 320 ACRES, eleven miles north of Union, in Cove; 200 acres in cultivation; good fences, buildings, etc. A fine farm. Price \$6,000. 240 ACRES, ten miles from Union, in Cove; 160 acres under cultivation; well improved. Price \$25.00 per acre. 320 ACRES, ten miles north of Union; all tillable land; unimproved. Price \$15.00 per acre. 400 ACRES, two and one-half miles northwest from Union; all grain and meadow land; well improved. Price \$25.00 per acre. 80 ACRES, one mile west of Union; fine grain or meadow land. Price \$15.00 per acre.

Grande Ronde Valley, Union. In the county seat of the county, situated in the southern portion of the valley, and two miles from the O. R. & N. Company's depot. It is beautifully located on a clear, running stream of water, affording excellent manufacturing facilities. A large agricultural section, and the mines of Sanger and Cornucopia districts, just now coming into activity, are tributary to Union. Correspondence solicited. Address: B. F. WILSON, Union, Oregon.