meenin Uniceptine,

DEVOTED TO NEWS, LITERATURE, AND THE BEST INTERESTS OF OREGON.

OREGON CITY, OREGON, FRIDAY, MARCH 3, 1876.

among other consideration, on wheth-

er an answer was called for, or not,

and upon his associations with the

persons sending the same, what they

impart on their face and whether

he knew that the senders were en-

gaged in the conspiracy alleged in the indictment. For it must be

understood that, under well estab-

than the defendant, are not evidence

to show that he was one of the con-

spirators, for no man's connection

with a conspiracy can be legally

established by what others did in his

absence and without his knowledge

You will also remember, gentle-

men of the jury, that the confessed

conspirators in St. Louis testified

that they were frequently warned of

proposed visits of the agents of the

revenue to investigate the frauds in

part of the time chief clerk in U:e

burean of Washington, are also be-

fore you, and also the frequent visits

of McDonald and Joyce to that city

Louis by revenue agents was appre-

hended. This significant fact is for

conspirators came. The prosecution

seeded by the consultators and allow

Some of the witnesses on the part of

the government, on material and dis-

puted points, are confessed members

of the conspiracy, and under indict-

with the offense makes them accom-

mony of such witnesses. The rule of

haw is that accomplices are compe-

tent witnesses; that means that par-

ties have the right to have them

sworn. It also implies that, when

sworn, you shall consider their testi-

mony. They are competent wit-

The testimony of conspirators is al-

ways to be received with caution,

great care by the jury, who should

it produces in their mind the fullest

and the most positive conviction of

its trut'). To the jury exclusively

belongs the duty of weighing the

evidence and determining the credi-

bility of the witnesses. With that

the court has absolutely nothing to

do. The defendant has produced an

impressive array of witnesses of the

character to testify to the character

of the defendant. This is a fact to

be weighed and considered by the

jury, and in the light of which they

should view all the evidence and de-

termine the question of his inno-

cence or guilt of the crime charged

against him in the indictment. If

soms cases, a preponderance of evi-

charge against the defendant. But

what the law requires is proof by

legal and credible evidence of

such a nature that when it is all con-

sidered by the jury, giving to it its

natural effect, they feel, when they

have weighed and considered it all.

a clear, undo ibting and entirely

satisfactory conviction of the de-

fendant's guilt. This, and this only,

is required. If thus proved, the

jury should convict; but if not, they

should acquit. We trust, gentle-

men, it is unnecessary to remind you

that neither partisan feelings, nor

est influence upon your minds as

with all its issues to your decision.

nesses, and order the legislation of

ment; therefore, such connection

dices, and it thus becomes neces-

and concurrence.

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And have on hand FEED and FLOUR to sell, at market rates. Parties desiring Pood, must furnish sacks. Parties desiring cd on by the defendant, must depend. Albany has a skating rink.

J'AIME LES MILITAIRES.

The joyous dance is ended,
And lovely ladies stray,
By cavaliers attended,
To where the fountains play,
with Cupid's gifts o'erladen Is every warrior there; The thought of every maiden Is, "faime les militaires."

It is the old, old story He whisper'd with a kiss. And dazzled with war's glory A maid as fair as this. His pleading eyes are tender,
He seeks with earnest care
The young heart's frank surrender—
Ah, "J'aime les militaires."

And should be chance to win it-Ah, poor child, count the cost ; For rapture of a minute A heart that's wholly lost— He'll ride away unheeding To other faces fair, And straightway love lies bleeding-

Yet "J'aime les militaires."

Summary of the Babcock Trial.

Sr. Louis, Feb. 23 .- The burden this district. Hence one of the esof District Attorney Dyer's closing sential inquiries in this case as to argument was that the counsel for the sources of information thus defence tried to bring General given, the telegraphic dispatches to Grant to the front in order to screen and from Avery, who was during Babcock.

treasury department and part of the time chief clerk of internal revenue JUDGE DILLON'S CHARGE. Sr. Louis, Feb. 24.—The court was not opened to day until 11 o'clock, the Judges being engaged in finishing the charge to the jury. at times when the arrivals at St. Assoon as the roll of jurors was called Judge Dillon read the instructions, which were very long, including in various groups the telegrams introduced in the evidence. Many of the letters wers introduced, and copious extracts from the President's deposition. At the outset Judge Dillon said that in all the propositions he had to make, he had the concurrence in preventing the visit which the conspirators were anxious to avoid. of his associate on the bench, Judge Treat. He explained to the jury the importance of the case and reason which had made it necessary to keep

them isolated. A high compliment was paid to counsel and management of the cases on both sides. Approaching the issues, Judge Dillon said tember to the 28th of March; and 712 two main questions arese-one, as to o'clock from the 20th of March to the 20th of September. Beethren in good standing are invited to attend. defendant with it. The first question required little attention, as the argument of conusel on both sides O. F., Meets at Old Fellows' Conspiracy as proven. The second day of each month. Patriarchs in good standing are invited to attend. seemed to accept the existence of Congress may be compelled to testify. taken up. The jury were cautioned at some length to be on their guard against the influence of popular and weighed and scrutinized with clamor. They were also reminded that the government owed a duty to not rely upon it unsupported, unless its citizens, as well as to its revenue, and it lay in the province of the jury syomes Up-Stairs in Charman's Brick, to acquit as well us to convict. The prosecution had presented no evilence to show the defendant bad ever declared his connection with conspiracy, or had written a direct admission of this connection. The law, however, did not require this. It was a case of circumstantial evidence. It was right for them to consider the motives of the defen-Wighest Cash Price Paid for County dant. The government alleged as g in. The evidence of Everest, who mailed the letter in which he thought Joyce put a \$500 bill, and the evidence of McGill, who testified to taking from the letter bex a similar letter and returning it to Joyce, was considered, and the question of credibility left to the jury. The telegrams, letters and portions of the President's deposition bearing on the death of Collector Ford and justify a verdict of guilty; that there the appointment of his successor. were read. The two questions the court considered arose on the successorship of Ford. First, whether the defendant sought to influence the President on the successorship; and second, whether he did this in the interest of the conspiracy, having knowledge of that conspiracy. Judge Dillon then read all the dispatches of the spring of 1874 to Joyce's visit to San Francisco, and Commissioner Douglass' appointment of other revenne agents to go out of their districts: also numerous letters from Joyce, Babcock, Hogne and Brooks,

and lengthy extracts from the Presi-

dent's deposition, arranged in chron-

ological order and interspersed with

comments on them. Most of the

dispatches relating to the transfer

the order to transfer them were also and may the good Father of us all given a notice. Passing to general give you the light to see and the views of the cause and the evidence. grace to discharge your duty. he spoke as follows: Various classes BABCOCK NOT GUILTY. of dispatches have been laid before you, some to defendant and some from him, some between confessed

the declarations or statements, oral for the verdict. certainly originate within a man's the court for their hotel. On reach- ter's and subsistence departments inown breastand it must be established | ing the street the party was heartily | to one organization, to be known as by his own acts, conduct or admis- cheered by the great crowd congre- the Department of Supplies, which Hence in determining the gated in front of the custom house, is to consist of one chief with the question of defendant's guilt, so far and almost everybody seemed well rank of brigadier general, six colonas it is sought to be shown by the pleased with the result.

and especially such dispatches as Darwin says the male grasshoppers and from defendant in connection best fiddler always wins the affecalleged conspiracy, and that he was that they have frequently noticed of the act to promote the mining repatches of his fellow conspirators saying anything about it.

among themselves, or to others, sent for the purpose of promoting the Father, it tells here of illuminated bill limiting the duration of patents; If you call the Michigan people conspiracy became evidence against manuscripts; what were they lighted

CONGRESSIONAL.

SENATE. WASHINGTON, Feb. 23 .- Logan presented a petition of disabled soldiers asking that provisions of the act of June 18, 1874, be extended to include all who lost an arm below the elbow lished rules of law, the various acts and declarations of persons, other or a leg below the knee, and that they be allowed a pension of 24 dol- journed.

lars a month; referred. Morton presented a petition signed by over 15,000 women of Indiana, and nearly 14,000 voters of that State on the subject of temperance, asking Congress to appoint a commission to investigate and to report as to the effect of all alcoholic liquor traffic. Secondly, to prohibit the importation of alcoholic liquors from foreign countries. Thirdly, to prohibit the manufacture and sale of alcoholic liquors in the District of Columbia and Territories of the United States; and, fourthly, to require total abstinence from alcoholic liquor of all civil, military, and naval officials of the United States.

Morton also presented a petition of 2,000 citizens of Indiana and Kentucky, in favor of aid to the Texas Pacific railroad; referred to the committee on railroads.

The House bill to reorganize the judiciary of the United States was read by title, and referred to the

committee on judiciary. Hamilton, of Texas, introduced a you to weigh in order to determine bill to grant certain rights to the whence the needed warnings to the Central Texas and El Paso Railroad Company, and to provide for a continuous through line of railroad bettinuous through line of railroad bettinuous through line of the Lower Missiscontends that the defendant gave tinnous through line of railroad befrom Washington the information tween the cities of the Lower Missisand the Pacific ocean; referred to committee on railroads. The bill provides that whenever Moses Taylor, Wm. E. Dodge, J. J. Cisco, Samuel Sloan, John Barnes, D. A. McWilliams, J. P. Lloyd, and Henry G. Marquand, of New York; Thos. Allen and S. H. Latlin, of Misiouri, and W. J. Hutchins, A. Groesback, J. D. Giddings, and others, of Texas, or their saccessors, shall be created a body politic under the style of the Central Texas and El Paso Railroad Company, or become owners of an existing charter, they shall be authorized to build and maintain a railroad from the western terminus of any railroad now completed in Texas at San Antonio, Austin or Waco to El Paso, and bridge the Rio Grande at any point within 25 miles of that place. The bill also provides that if by that time no California company has built a road to a point within 150 miles of the Rio Grande, the above named parties be empowered to build westward to meet the California road, and enjoy the Texas Pacific company's land grant for that portion of the line; but if the California company reaches the Ro Grande before these parties have constructed their road to a point 150 miles east of that river, the California company is to cross and build eastward on the Texas and Pacific

land grant to a junction. A message was received from the House of Representatives announcing the action of that body in respect to the memory of the late H. H Starkweather.

the evidence can be reconciled either English submitted a resolution that with the theory of innocence or the business of the Senate be susguilt, the law requires the jury to pended in order that the friends of give to the accused the benefit of the the deceased might pay fitting tribdoubt and adopt the former. It is the deceased high private virtues; not sufficient in a criminal case to agreed to.

Appropriate remarks on the life may be strong suspicions, or even a and character of the deceased were strong probability of guilt, or, as in and Eaton, and as further respect to dence in favor of the truth of the his memory, the Senate adjourned.

Speaker Kerr was in the chair today, apparently much improved in health, and warmly welcomed by members and officers of the House. Banning introduced a bill to promote the efficiency of the army; to provide for a gradual reduction and the consolidation of certain of its staff departments; referred. It reduces the number of cavalry regiments to eight, and of infantry regiments to twenty-three, and provides that there shall not be any new enontside views should have the slight- listments until the number of enlisted men shall be reduced to 20,000; of supervisors and the revocation of jurors. Thus we commit this case that regimental organizations of artillery shall be abolished, and that the artillery shall be hereafter known as the corps of artillery, and shall consist of five batteries of light artillery and sixty batteries of heavy ar-At 25 minutes past 3 the jury sent tillery. The officers of artillery shall word they had found a verdict, and consist of one chief of artillery with conspirators, not referring to defend- were immediately ushered into the the rank of brigadier general, four ant, and unaccompanied by proof, court. On taking their seats the colonels, six lieutenant colonels, patches between other persons than | guilty." Some demonstration in | ficers' school for cavalry and infantand purpose of the plan, and opera- to the jury and most heartily and brigadier generals, one each. There tions of the conspiracy. Guilt feelingly shook the hands of each are to be no new appointments and cannot be fixed upon any person by juryman, and thanked them kindly no promotions in the bureau of military justice or among the Judge Ad-

els, ten lient. colonels, twenty-four majors and forty-two captains. The Speaker then proceeded, as he is shown to have answered and use their hind legs to fiddle on the the business of the morning hour, to acted upon. If the dispatches to edge of their wings, and that the call upon the committees for reports. minister crept under the pulpit chair him, and fall into his fiery embrace. sweet look. His heart gave a great Turney, from the committee on to hide his emotion. with other facts and circumstances tions of the female first. The edi- mines and mining, reported a bill to in the case show that he knew of the tors of the Norristown Herald aver exclude Missouri from the provisions

Vance, from the committee on patents, reported back adversely the the defendant but not oterwise. with?" 'With the light of other tect the revenues of the patent office. When weight is to be given to disdays, my son," answerd the father. It provides that any officer who shall not observe the patent of the

punishable by fine and imprisonment; passed.

The recent death of Starkweather was announced by his colleague, much, Jidge!" Phelps, and speeches were made in enlogy of the deceased by Phelps, Hale and Garfield, after which resolutions of condolence and respect that William T. Bilge had knocked

Napoleon IV.

details concerning the Prince Impe-

has all the grace of his age; he is things. which all his school exercises were Mr. Bilge, struggling with his emo- about" in a bar-room for years. placed, he said: "I preserve and tion, "thinkin' what I'd better do to regard them with pleasure; do you Dick Myers for hustlin' me out of know why? Because I am enchanted his saloon, when along comes this at not having to do them again." here washerwoman. (it was in evidence that Mrs. Leffalone toiled at ordinary for one of his age. Rising the tub professionally when Chinese with. at daybreak, he sets apart all the laundries would engage ber.) Sez should study at Chiselhurst the she. 'Hey?' sez I, clutching the re higher branches of education. After | sults of my morin's divin' round the lunch the prince rides out; he has three saddle horses, and among them Heros, the well known sorrel of the Emperor. Sometimes, in fine weath- of her dress, hungry like. I was aler, he walks out with the Empress. Two or three times a week be goes to London to take lessons in fencing, vhich is his greatest amusement; he also practices at home with Count Bassano, Without being attached that I'd nabbed at Barney the to the British army he occasionally takes part in the drill of a battery of | I'd have let her walk into the cold | artillery to which some of his Woolwich comrades belong; it is a fete behaved herself. Jidge, what d'ye for them when he goes to Aldershot. think that woman did afore she' et If I stated that the Prince said nothing about France no one would beare not to occupy my self with polities, I am restrained from giving an account of our conversation, which can only say that when I left the Prince I was absolutely charmed.

-01010-Conversation -- On What it Depends.

The fact of a man being a good

talker presupposes a good audience,

and a good audience is becoming

daily more difficult to obtain. The reason may easily be understood by the reader of Boswell. Johnson, we | may fairly assume, was the best of English talkers on record. Now Johnson, was surrounded by a little court of familiar friends, each of whom sustained a well-understood character. A party consisting of Johnson, Burke, Reynolds, Gold smith. Garrick and so on, was like a company of actors, each of whom understands the powers of all his colleagues, and is able to co-operate towards the general effect. They could understand each other; the humorist was in no danger of being one hundred years ago, John, tenth taken to speak seriously; the man of special information would not have his pet subject snatched out of his made by English, Dawes, Sargent mouth; the tender points of the ir- Suppose you were in love with a around the pretty chamber-maid. ritable man were thoroughly under- girl, and no hope of getting her stood, and his friends could avoid father's consent to your marrying giving him unnecessary offense. On her, what would you do?" To which the other hand, there was a sufficient the unsuspecting banker replied, amount of variety to save the members of the little circle from boring sure." A night or two afterward each other too much. Some newcomer was always turning up who Miss Sarah Anne Child in a postcould introduce new topics from the chaise and four. The post-chaise such short sermons leave the men world of art, or politics, or litera- took Miss Sarah Ann on board someture, or travel. And it is on the for- where near Berkeley Square House, tunate balance between these two An alarm was given by the watchelements that the power of produc- man, who found the hall door open. ing good conversation depends. Mr. Child at once posted in pursuit, There should be a nucleus of suffi- on the North Road, and managed to ciently intimate friends who should form, so to speak, an organic body, instead of a mere collection of incoherent atoms, and yet the circula- post-chaise came within sight of the tion of its constituent parts should first, and then Lord Westmoreland, be rapid enough to preserve a cer- standing up in his carriage, shot one an impudent youth who had seized tain freshness of interest. Now, the of the leading horses of Mr. Child's him by the nose on the street. "Oh, difference between the society of to- vehicle, which was capsized in con- nothing-only I'm going out to seek day and the society of a century ago is precisely that all these little eddies gave the lovers time to cross the to seize hold of the first thing that have been swept into the main stream. The rash of the torrent is too furious to allow of the formation | the short interval between this of those pleasant little coteries in match and the death of Robert Child, that he knew of them and other dis-patches between revenue officers and agents of the government Dis-the investigation to the defendent not be originally fostered. There have agents of the government. Dis- the jury, find the defendant not lieutenants. It provides for an of- been great talkers since the days of ry and Seth Thomas' Weight Clocks the defendant are no evidence to show the defendant are no evidence to show his connection with conspiracy, but it was quickly stopped. There unless brought home to him. They was a general handshaking, however, was a general handshaking, however, two; major generals, two each, and General Babcock crossed over two; major generals, two each, and like our own, having a surrounding hopeful, the other day, "wasn't it who were for a time fellow-occupants like our own, having a surrounding hopeful, the other day, "wasn't it of the same room; and others, who have bad some talent of the Theodore Hook kind, were rather actors or written, of others. Guilt must The General and his friends left vocates. It merges the quartermas- in a private theatre, than, in any forces that hurl into the solar atproper sense of the word, talkers.

your mirrors away from the sun.' a guilty participant therein, the distiney have frequently while sources of the United States; passed. "And from the daughters also, if you can," adds a family paper.

A Lean Year Episode.

"Sault an' baitery, ch? Not "You plead not guilty, then?"

"Course I do."

were adopted, when the House ad- down Mrs. Annie Leflalone, a widow -not only once, but several times. There were no witnesses for the defense, and things looked blue for A special correspondent of the Figaro, who lately made a visit to Chiselhurst, gives the following details concerning the Prince Imparts wrinkled and dirty; one eye was missing; a piece of his nose was The Prince is of average height gone-bitten off in the good old and well looking: his teeth are ex- days when Virginia wasn't the law tremely fine, and his mouth like abiding citizen she has since grown that of the Empress, while the remainder of his face resembles his father's. On the upper lip a small had left hung about his coat collar, brown moustache is beginning to and his toes—toes that had toddled make its appearance. His voice is over rough ways for fifty years and full, sonorous, and well fitted to more-peeped out from the broken command. To sum up, the Prince boots to view the wintry aspect of

saloons. 'Shake out ver fodder,' sez ways a favorite with the ladies. proceeded Mr. Bilge, with a slight cough, "and of course I couldn't re- the mischievous boys there utilize her a cracker an' a hunk o' cheese Bruiser's, an' damme, yer Honor, chop in my vest pecket if she'd only up half I'd give her?" "I don't know, I'm sure," said his

lieve me. But as my instructions Honor with a yawn, "but I wish you'd hurry through with your story." "All right, sir, yours truly, Willasted nearly thirty-five minutes; I liam T. Bilge, Esquire, at your service. I was eatin' slow to make

things last, when suddenly this female gits hold on my band, and sez she, 'Air you married?' 'Hey?' sez I. 'Air you married?' sez she. 'Not pened. wunst,' sez I. 'Glory,' sez she; 'it's leap year, so have me.' That's all, yer Honor. As a gen'leman I don't want to go inter disgustin' perticklers about evil attempts, etsettery,

"Did you strike her, Bilge?" inquired his Honor. "Did I strike her!" cried the old bummer, lifting his hands in amazement. "Course I did. I'd panch the head of any woman what'll ask

me to marry her-if she-if she insists on it, you know." The prisoner was discharged .-

Virginia City Chronicle. ----One May day, between ninety and Earl of Westmoreland, while dining with Mr. Child, the banker, said: "Do! why, run away with her, to be Lord Westmoreland eloped with gain on the runaways. It was not, however, until Northumberland was reached and entered that the second border and get married by the 'turned up.' Gretna Green blacksmith. During

WHAT IS THE SUN?-Professor Rudolph, in a lengthy paper on the sun, says: A molten or white hot mass, 856,000 miles in diameter. ward more than 50,000 miles, volcanic and gave him a nickle, and told him mosphere luminous matter to the and then as he put on his stippers, height of 160,000 miles; drawing to and found a small chestnut-bur in "Children," said a country minis- itself all the worlds belonging to our each toe, he took that boy over his ter, addressing a Sanday school. 'Why are we like flowers? What all in their proper place; attracting each toe, he took that boy knee and wrestled with him. have we that flowers have?" And a with such superior force the millions small boy in the infant class, whose of solid and stray masses that are of saying anything they please durbreath smelled of vermifage, rose up wandering in the fathomless abyss ing leap year," she said, eyeing him and made reply, "Worms," and the that they rush helplessly toward out of the corner of her eye with a And thus he continues his sublime bound, and, while he wondered if and restless march through his she was going to ask the question A scientific paper says: "Keep mighty orbit, having a period of which he had so long desired and more than 18,000,000 of years.

whose fame for generosity was not then," said she, "will you-" He laid on the table. Also a bill to pro- "Michiganders," isn't an Illinois man spread to any considerable extent, fell on his knees and said: "Anything "I used to put every dollar I made you ask, darling." "Wait till I get in an old sock." "Yes," put in a through. Will you take a walk, receive any money, other than his Polk and Marion counties are consularly, for any work done, shall be nected by a wire ferry at Butteville, old sock-dollar-ger ever since."

Its, put in a and not hang around our house so much? And he walked.

Stolen Fruit.

Woman proposes and man gits up and gits, this year,

"Satisfaction at law" means giving a lawyer 8500 to collect fifteen cents. worth of justice for you.

Don't marry till you can support a husband. That's the advice the Barnstable Patriot gives the Cape girls. "Den't let's have any words about

the dictionary his wife threw at him. It is a thin excuse for a young fady to lie abed until nine o'clock in the

morning because this is sleep year. King William says he has no objection to a newspaper which has no objection to him. Nothing could be

The man who wanted to see how a Union Pacific snow-plow worked has not been found yet. They are wait-

ing for the snow to melt. "When I have work to do," said gay, imaginative, and French. Showing me a small piece of furniture in Six Mile Canyon yesterday," began doing it." He has been "setting

Olive Logan, according to an exchange, has half an acre of chin. That's nothing, however, as long as she has the jaw necessary to work it

morning for study. His professors she, 'How are you?' 'How's your- to be a thoughtful treatise on chil-Anna Dickenson's new book is said are English, residing in London. self? sez I, fur never seein' the lady dren. We'd like to know where Anna

> When a man earning a salary of fifteen dollars per week can dress his she, droppin' down on another rock | wife as well as a man earning \$10,000 an' wipin' her mouth with the tail per year, what's the use of earning \$10,000 per year?

> > A breed of dogs without tails has

been discovered in Africa, and how fuse such pressin' attention. I gev old tin kettles and fruit cans, we cannot pretend to say. A New York temperance lecturer says one of the chief causes of the

present financial depression is alcoholic indulgence. Does he mean to say that money is "tight"? Brooklyn is a curious place. When Mr. Johnson was found on the walk with a bullet-hole in his head, the

doctors began stomach-pumping him out to see if he hadn't taken poison. It must make some men mad as blazes to read of five, ten and twenty million dollar steals in Washington, and to realize that they were putting

in time at \$2 per day when it hap-"You ain't afraid to die?" said the clergyman tenderly. "No," replied the sufferer, "I'm only afraid if I do the old woman will go snooting among my private papers the first

A gentleman rode up to a public house in the country and asked: "Who is the master of this house?" "I am, sir," replied the landlord; "my wife has been dead about three

It's a curious incident of matrimony, says the Cincinnati Times, that if you tell your wife to get up and build the fire, she exhibits her dutiful obedience by forthwith proceeding to fire up.

"Exploring waist places," said "Give me your opinion in this case. John Henry, as he put his arm "Navigation of the 'air," said Mrs. Henry, overhearing him, and sailing into his raven curls. A Sunday sermon in a Japanese

church never lasts over twenty-two minutes. It hardly pays to scrub a boy up to send him to church, but plenty of time to go fishing. When a man detects a missing button after getting on a clean shirt, no

one in the house is aware of the fact. He takes off the shirt and puts on another, quietly smiling all the while. He never, never speaks of it to a "What do you mean, you little rascal?" exclaimed an individual to

When a boy has been off all day, contrary to the expressed wish of his mother, and on approaching the old homestead at night, with an anxious and cautious tread, finds company at tea, the expression of confidence and

rectitude which suddenly lights up his face cannot be reproduced on

"Young ladies have the privilege feared to do, he answered, "Yes." "And the young men must not re-"When I arrived in California, fuse," said she. "No, no! How twenty years ago," said a capitalist could they?" sighed he. "Well,