

The Daily Astorian.

ASTORIA OREGON

ISSUED EVERY MORNING,
(Monday Excepted).

D. C. IRELAND : : PUBLISHER.
Astorian Building, Cass Street.

Terms of Subscription :

Served by Carrier, per week.....25 Cents
Sent by mail, four months.....\$3.00
Sent by mail, one year..... 9.00
Free of Postage to Subscribers.

Advertisements inserted by the year at the rate of \$1.50 per square per month.
Transient advertising, by the day or week, fifty cents per square for each insertion.

THE CITY.

The DAILY ASTORIAN will be sent by mail at 75 cents a month, free of postage. Readers who contemplate absence from the city can have THE ASTORIAN follow them, DAILY or WEEKLY editions to any post-office without additional expense. Addresses may be changed as often as desired. Leave orders at the counting room.

BRIEF ANNOUNCEMENT.

The Good Templars entertainment and social has been postponed until some time next week.

The Oban bay arrived down yesterday.

Capt. Hustler's wharf is undergoing ample repairs.

The schooner Honora cleared for Tillamook bay on the 26th.

Mr. T. O'Brien has removed from Walla Walla to Pendleton.

For a neat and easy shave call at Backenstos' palace, Chenamus street.

Mr. O. A. Dodge of Glen Ella, was registered at the Occident last evening.

The Strathearn and Nairnshire were taken to sea yesterday in splendid condition.

Adler's French candy was advertised for 12 o'clock yesterday and the steamer had to be here.

A large and beautiful stock of Valentines, will be opened at Adler's book store this week.

Prof. Powell delivered a lecture at the Congregational church last night upon the subject of temperance.

Sheriff Twilight has fixed the old Court-house up gorgeously for the reception of the court, jury, attorneys, and other attendants to-day.

Forty sacks of mail arrived for distribution, segregation, and forwarding at the Astoria post-office yesterday by the steamship Oregon.

We are happy to say that Mr. John Burk is alive and well. He arrived in Astoria by the Oregon, and is accompanied to his Clatsop home by his daughter.

Jos. Hume of Knappton, arrived home by the Oregon yesterday. He is looking splendidly—has gained twenty-five pounds averdupois on his late spin over the universe.

Miss Julia Folsom, formerly of this city, is said to be one of the most graceful skaters in Pendleton. Miss E. Bishop, and Miss K. Webb are also mentioned by the local press.

Our former fellow-citizen R. Alexander, is District-deputy, I. O. O. E., and officiated at the late installation in Pendleton. "Alex." will undoubtedly make a first-class deputy.

L. C. Henrichsen, the leading jeweler of Portland, returned to Oregon by the steamship yesterday in company with a gentleman who is to take an interest in the business.

Cannermen and business men in general will do well to examine Adler's new stock of Blank-books and Stationery which he bought in the East and offers at less than Portland prices.

The steamer Great Republic which has been on the dry dock for some time undergoing needed repairs will sail from San Francisco for Portland next Saturday with freight and passengers.

A letter arrived at the Astoria post-office on Saturday from Europe with the following address: "Mrs. Heinrich Friederich Magg, Wells, Fargo & Co.'s express, Astoria, Walla Walla, Wash territory Nord America." It awaits an owner.

State Circuit Court Rules.

The following are the rules of the state Circuit court for the fourth Judicial district, which, for the accommodation of attorneys, we publish:

- All cases in which the answer is filed, or the time for answering expires, on or before the first day of the term, will be for trial at such term, and be placed on a list to be known as the trial calendar; otherwise an issue of fact will not be tried at such term except by consent of parties.
- A case that is for trial upon an issue of fact may, on the first day of the term, be placed at the foot of the trial calendar on the written consent of the parties, or for good cause shown by affidavit.
- Actions that are at issue upon the facts at the time of calling the calendar on the first day of the term will be taken up and tried in the order in which they stand upon the calendar, unless otherwise specially ordered.
- The time for the trial of criminal cases will be fixed by special order at each term.
- After law cases are disposed of, issue of facts joined in equity cases will be heard in the same order provided for the trial of actions.
- Issue of facts joined after the calling of the calendar in the cases provided for in rule 1, will, on motion of either party, be placed at the foot of the trial calendar, and will be for trial in the order in which such motions are made.
- A motion for continuance of the case at issue on a question of fact, must be filed on the first day of the term, or as soon thereafter as the party moving has knowledge or information of the facts upon which the motion is to be predicated.
- In all actions and suits wherein a defendant has appeared, the attorney, whether for the plaintiff or defendant, upon filing any pleading, or any motion in relation to a pleading, shall, within the time required by law for filing such pleading or motion, serve a copy thereof on the attorney of the adverse party, if such attorney of the adverse party has an office at the county seat or where the action is pending; then such a copy shall be left at the office of the county clerk, and if such service is omitted and default is taken or claimed, the default will be set aside upon a showing of want of knowledge of the filing of such pleading or motion.
- Any demurrer, motion or other question of law, not involving a trial of the cause of its merits, may be brought on for hearing by entering in the motion-book the title of the cause, the names of the attorneys, the nature of the question involved, and the date of the entry—either party may make the entry.
- Each Saturday during the term will be set apart for hearing demurrers, motions, and such questions of law, unless otherwise specially ordered. Days thus set apart are known in these rules as "motion days." Other days besides Saturdays will be thus set apart by special order, and made motion days if the business of the term require it. The first day of each term will be a motion day, but not to the exclusion of other business.
- To entitle a question to be heard on any motion day, except the first day of the term, it must be entered with the date of entry on the motion-book before noon of the day preceding such motion day. *Provided*, that motions or demurrers filed after noon of the day preceding the motion day, may, on the same day, be put on the motion docket by the adverse party, and shall stand on the same footing as other motions and demurrers, regularly on the motion docket.
- On motion days cases will be taken up and heard, on application of either party, in the order in which they are entered on the motion-book, unless otherwise, for good cause, specially ordered.
- If a case that is entered on the motion-book is not taken up in its order, it may, by consent of the parties, be taken up after all other cases on the motion-book have been disposed of; otherwise, it must be again set down for hearing on another motion day.
- Ex parte* motions, and motions for continuance will be heard any day.
- When a demurrer to a complaint is sustained and the plaintiff is allowed to amend, the case will stand continued for the term, at the option of the defendant.
- When particular or special instructions to the jury are desired, the request must be presented in writing to the judge, before the last address of counsel to the jury.
- So much of the foregoing rules as relates to motion days, and to the time of hearing demurrers, motions and other questions of law, will not apply to any general or special term, at which all the civil cases pending amount to less than forty.
- Pleadings, depositions, other written evidence and reports of referees must be written legibly, without interlineation. The lines of each page thereof must be numbered.
- Before any pleading or other paper is filed in a case, its name must be plainly written, either with or without abbreviation, on the margin of each page thereof.

20. And in case of depositions and other written evidence, on the margin of each page must also be noted the name of the witnesses and the nature of the examination; that is, whether it is direct, cross, or re-direct.

21. When interrogatories are written to be used in any case, the several interrogatories filed in the action or suit, and not rejected or overruled, shall be numbered consecutively in one series.

22. If any of such interrogatories are overruled by a referee, and the ruling excepted to, those so overruled shall be numbered separately.

23. If such numbering or marginal notation be omitted by the party filing the paper, it shall be done by the clerk.

24. All objections to interrogatories that shall be made before a referee, must be passed upon by the referee or referees, and the decision noted.

25. Evidence or interrogatories offered by either party before a referee, and overruled or not admitted, if the decision be excepted to, must be written on a part of the paper separate and distinct from the evidence that is deemed admissible.

Members of the Bar.

Among the names of attorneys from abroad we find ex-Judge E. D. Shattuck registered at the Parker House last evening. Judge C. B. Bellinger is "at home" at the Occident. We find also registered at the Occident the names of Judge Wm. Strong, F. R. Strong, J. F. Caples, C. A. Dolph, and Raleigh Stott.

Circuit Court Calendar.

January Term 1879.

State of Oregon vs. A. F. Jessup; indictment, selling liquor to minors. Caples for the state; Stott for defendant.

State of Oregon vs. Isaac Bergman and A. W. Berry; indictment, nuisance. Caples for the state; Stott for defendant.

State of Oregon vs. J. W. Vandenberg; indictment, arson. Caples for the state; Elliott, Robb and Fulton for defendant.

State of Oregon vs. Joe Yackerino and Thos. Jackson; held to answer.

State of Oregon vs. Henry Carroll; held to answer.

State of Oregon vs. Richard Welcome; recognizance to keep the peace. Caples for the state; Robb and Fulton for defendant.

James Taylor vs. W. W. Parker, et al; equity. Hare, Taylor and Durham for plaintiff; Upton and Dolph for defendant.

P. J. Martin vs. W. H. Twilight; law. Robb and Fulton for plaintiff; Elliott for defendant.

A. C. Gibbs vs. Nathan Watrous; law. Bell and Gibbs for plaintiff.

C. L. Parker vs. Moses Rogers; equity. Dolph for plaintiff; Strong for defendant.

B. Hamburger vs. Peter and Bridget Grant; equity. Robb and Fulton for plaintiff; Bowly for defendant.

State of Oregon, ex rel, Ann R. Wilson, et al. vs. J. M. Shively et al; equity. Caples, Dell and Bowly for plaintiffs; Strong for defendant.

C. Richardson vs. E. B. Moffett, et al; law. Rea for plaintiff; Robb and Fulton for defendant.

William Beck, et al vs. C. Richardson; appeal. Robb and Fulton for plaintiff; Rea for defendant.

M. E. Tracy, et al vs. Luke Taylor, et al; equity. Dolph for plaintiff; Robb and Fulton for defendant.

Johnson vs. Oregon Steam Navigation company; appeal. Robb and Fulton for plaintiff; Strong for defendant.

Huaco Steam Navigation company vs. J. L. Stout et al; law. Strong and Bell for plaintiff; Winton for defendant.

C. H. Page & Co. vs. Peter and Bridget Grant; equity. Robb and Fulton for plaintiff; Bowly for defendant.

Jacob Kamm vs. M. M. Shively, supervisor; injunction. Dolph for plaintiff; Stott for defendant.

J. M. Shively, et al vs. City of Astoria; injunction. Dolph and Strong for plaintiff; Robb and Fulton for defendant.

A. Nicolai et al vs. B. Hamburger; writ of review. Bell for plaintiff; Robb and Fulton for defendant.

W. D. Hare et al, trustees of M. E. church vs. W. H. Twilight, sheriff; injunction. Hare, Bowly, Robb and Fulton for plaintiff; Rea for defendant.

J. M. Shively and wife vs. G. W. Hume, et al; injunction. Strong for plaintiff; Hare and Bowly for defendant.

Dinkepiel & Co. vs. J. Olsen; law. Dolph for plaintiff.

Sam P. Hoff vs. Columbia River Salmon company; appeal. Winton for plaintiff; Bowly for defendant.

Alva Condit vs. J. P. Miller; law. Robb and Fulton for plaintiff.

G. W. Hume vs. A. Cloutier; foreclosure of lien. Bowly for plaintiff.

Bank Key vs. Wong Yee; law. Winton for plaintiff.

Ah Ten et al vs. Wong Yee; law. Winton for plaintiff.

Dr. Wing vs. Ah Yee; law. Robb and Fulton for plaintiff.

Fleckenstein & Mayer vs. Shea & Turner; law. Robb and Fulton for plaintiffs; Elliott for defendant.

William Johnson et al vs. William Ralston et al; law. Robb and Fulton for plaintiffs.

James Anderson vs. Job Ross, et al; foreclosure. Bowly for plaintiff.

Charlotte Dodge vs. Chas. R. Dodge; divorce. Smith, Robb and Fulton for plaintiff.

Margaret Ryan vs. Thomas Ryan; divorce. Bowly for plaintiff.

Thomas Patterson vs. R. S. Brown, et al; for leave to issue execution. Dell and Reed for plaintiff.

Francis E. Warren vs. E. D. Curtis; law. Bell and Meachen for plaintiff; Robb and Fulton for defendant.

John Ewry, et al vs. W. H. Twilight; law. Bell and Meachen for plaintiff; Robb and Fulton and Page for defendant.

Elizabeth R. Smith vs. Jeremiah Smith; divorce. Winton for plaintiff.

City of Astoria vs. W. W. Parker; appeal. Winton for plaintiff; Bowly for defendant.

List of Jurors

Drawn January 13th, 1879, by R. R. Spedden, county clerk, and W. H. Twilight, sheriff, for the January term of the Circuit court of the state of Oregon, Clatsop county:

N. F. Mudge,	E. S. Merrill,
John Bryce,	Chas. H. Parker,
H. Carnahan,	W. E. Dement,
G. W. Parker,	J. A. Devlin,
M. C. Crosby,	Job Ross,
Peter Mattison,	J. C. Trullinger,
Dan H. Welch,	B. A. Seaborg,
W. B. Adair,	James Taylor,
J. H. DeForce,	Rudolph Barth,
Josiah West,	R. F. Caulfield,
John Hahn,	Philip Condit,
S. E. Ingalls,	C. L. Parker,
Henry Bralier,	G. F. Parker,
Nicholas Clinton,	A. J. Megler,
E. S. Larsen,	Ira A. Young,
A. W. Berry.	

Fire Department Notice.

Notice is hereby given that there will be a meeting of the Board of Foremen of the Astoria fire department, at the hall of the Astoria Engine company No. 1, on Tuesday evening, Jan 28, 1879, at 7 o'clock.

C. J. TRENCHARD,
Chief Engineer A. F. D.

—We were honored by a call yesterday from Hon. Mr. Fretland, one of the gentlemen from Multnomah in the late assembly. Mr. F. is partner in the Burton House with Mr. Lewiston, and they are both very obliging gentlemen.

—The steamships in the Oregon line are now making 47 hours an average passage between the ports of Astoria and San Francisco. The last trip of the Oregon from Astoria to Portland, however, consumed the better part of a week.

—The Willamet river is booming again. It is reported to be 14 feet above low water mark at Salem; and still rising. There must have been a touch of the Chinook winds along the foot hills of the Cascade and Coast ranges about a week ago.

—The cargo of that handsome vessel, the British bark Hannah Landles, was completed last evening. It consists of 2198 tons of splendid wheat, free from smut and all deleterious substance, direct from Walla Walla. This shipment is made by Mr. M. C. Moore, the gentleman who shipped the Alice D. Coopers cargo.

—We are informed that want of time compels the committee to postpone further consideration of the bill to give registers to foreign-built ships purchased by American citizens. Less perhaps admit of the consideration of important subjects like this. We shall touch upon this matter to-morrow.

—Mr. Donald Macleay is a passenger home, from the Antipodes, by the Oregon. He has had a long cruise, having left Astoria November 27, 1877 in his bark Garibaldi, Capt. Forbes, now lying at St. Helens, for Australia. He has traveled quite extensively in the colonies as well as the old country. His many friends will be glad to welcome him back.

—Mr. M. C. Moore, of Walla Walla, leaves the city this morning on his return home, having completed loading his second cargo of Walla Walla wheat at Astoria for Europe. Mr. Moore has been particularly fortunate thus far in the experiment of loading vessels at Astoria with cargoes direct from the wheat fields of eastern Oregon and Washington, and we hope to hear that the returns from it will be equal to his expectations.

—Get your baskets filled for a little money at Bailey's.

—A good point about advertising, in general, is that such announcements never offend. We never dislike that which appeals to us for our good opinion, for the very act seems to say to us that our good opinion is valued.

—The free lands of the west are being taken up and settled this year to a degree most gratifying, in the face of the over-crowded mechanical departments of metropolitan life. Several millions more acres of homesteads have been entered for settlement at the various land offices this year than in 1876 and 1877, and still the western movement continues in force. And this is the only solution of the labor troubles. Let the unemployed come and become producers instead of consumers.

—The time has long since passed when mechanical trades provided our sons with a living. Labor-saving machinery, patent tools and steam have robbed the trade of the future it offered to our boys in the days of the indentured apprenticeship system. The bliers and do-mothings of our metropolitan cities are composed largely of tradesmen and professional men, and merchandising is a failure if the number of bankrupt merchants who had to succumb to the pressure of the times can be taken as a criterion. What the country needs is producers, and the waste fields of uncultivated land offers an opportunity to place the rising generation in the way of making homes for themselves and better times for posterity.

AROUND THE CITY.

—Valentines, all kinds, C. A. May's

—Parties in want of good Cedar Shingles will do well to apply to H. C. Comegys, Kalama, W. T.

—Newspapers, Periodicals, Stationery, Notions, Cigars, and Tobacco, at Hamburger's Variety Store.

—If you want anything in the line of Cigars, Tobacco, Notions, Fruits, etc., call at Fosters, on the Roadway.

—Photographic Back-grounds, Park and Parlor scenes, the cheapest and best Pictures in Oregon, at H. S. Shuster's new Art Gallery, Astoria.

—Mr. G. Neimeyer, the prince of merchant tailors in Oregon, arrived at Astoria yesterday, and will remain for a few days to take orders for suits of clothing. As Mr. Neimeyer's work recommends itself, it is not necessary for us to speak with respect to the quality. He may be seen at the Occident.

—Fresh oysters in every style at Schmeers'. See advertisement.

—Your complexion is sallow, and skin yellow, your liver is affected. Obtain from your druggist a bottle of Pfunder's Oregon Blood Purifier.

—The City Book Store stock is elegantly stocked with a superb lot of goods purchased by Capt. B. F. Stevens while in San Francisco. Call and see these goods.

—Keep your blood pure and your health must be good. The great purifier is Pfunder's Oregon Blood Purifier. All Astoria druggists have it now.

—Mr. A. H. Sale authorizes us to offer a reward of \$100 for evidence which will lead to the arrest and conviction of the person or persons who took his boat "Josephine" from the old mill landing on Youngs bay and left it on the tide land above Richardson's place. The act was committed on or about January 11th, or 12th, 1879.

—Peter Runey's still in the market with all kinds of building materials in his line. Has just received 100,000 lath, 2,000 bushels of sand, and a large stock of first quality of brick at his warehouse foot of Benton street.

—P. J. Goodman, on Main street, has just received the latest and most fashionable style of gent and ladies boots, shoes, etc.

—Wood of all kinds, and a splendid lot of pitch wood, at Gray's wharf, for sale in lots to suit purchasers.

—Fresh fruits and vegetables at Bailey's.

—Mr. J. Stewart, stone and marble cutter of Astoria will guarantee satisfaction to all ordering work of him, and will do a better job for less money than any outside workman. His work in the cemetery here should be sufficient recommendation. Before you let your contracts for work of this kind it would be well to call upon Mr. Stewart.

—New invoice of those Medalion Ranges at Magnus C. Crosby's.

—Call at Mrs. Derby's when you wish any article in the millinery line. Trimmed hats selling at cost.

—Fresh oysters in every style and at all hours at the Pioneer restaurant.

—Shipmasters wishing to secure seamen can have their wants supplied by calling at the Chicago house, Main street.

Foreign Exports.

—Since the last report of clearances from the Astoria custom house was made for publication in THE ASTORIAN, the following vessels have cleared for European ports with cargoes and values as specified. Shipments from Portland are noted as they occur:

<i>To Queenstown, per Lutterworth, Jan. 27th.</i>		
Wheat from Astoria..... 900 cts.....	Value	\$ 1,800 00
" " Portland..... 25,770 " "		48,941 00
Totals.....	26,700	\$48,331 00
<i>To Liverpool, per Sabrina, Jan. 27th:</i>		
Flour from Portland..... 8,421 bbls.....		\$43,500 00
" " Astoria..... 816 " "		4,080 00
Total flour.....	10,237 "	\$47,580 00
Wheat from Portland..... 703 "		12,300 00
Total value.....		\$59,880 00
<i>To Queenstown, per Europa:</i>		
Wheat from Astoria..... 10,616 cts.....		\$18,717 00
" " Portland..... 27,856 " "		48,464 00
Totals.....	38,472	\$67,181 00
<i>To Queenstown, per Alice B. Cooper:</i>		
Wheat from Astoria..... 32,804 cts.....		\$69,558 80
<i>To Queenstown, per Wauwater:</i>		
Wheat from Astoria..... 2,912 cts.....		\$ 5,160 00
" " Portland..... 25,785 " "		41,925 00
Totals.....	28,697	\$47,085 00
<i>To Liverpool, per Robert Lee:</i>		
Flour from Astoria..... 5,221 hf sks		\$12,255 00
" " Portland..... 14,769 "		33,446 00
Total flour.....	20,000	\$45,700 00
Wheat from Astoria..... 6,835 cts.....		11,900 00
" " Portland..... 9,637 " "		16,900 00
Totals.....	16,472	\$32,800 00
<i>To Queenstown, per Broock Bay:</i>		
Wheat from Portland..... 25,348 cts.....		\$44,390 00
<i>To Liverpool, per Shenier:</i>		
Flour from Astoria..... 8,616 hf sks		\$19,295 00
" " Portland..... 23,296 "		49,100 00
Total flour.....	32,912	\$68,395 00
Wheat from Portland..... 6,103 "		10,200 00
Total.....		\$78,595 00
<i>To Queenstown, per Strathearn:</i>		
Wheat from Astoria..... 5,897 cts.....		\$10,284 00
" " Portland..... 30,822 " "		54,010 00
Totals.....	36,719	\$64,294 00
<i>To Queenstown, per Nairnshire:</i>		
Wheat from Astoria..... 4,977 cts.....		\$ 7,665 00
" " Portland..... 28,081 " "		48,788 00
Totals.....	33,058	\$56,453 00

Dress Cutting and Fitting.

Miss E. C. Benedict begs respectfully to inform the ladies of Astoria and vicinity that she may be found at the residence of Mrs. T. S. Jewett, corner of Astor and Cass streets, opposite the Congregational church, prepared to teach Mrs. E. K. Kenker's system of dress cutting and fitting, which is considered by judges to be the best system known, as by it the skirt as well as the waist is made perfectly fitting.

LODGING HOUSE.—Persons requiring furnished or unfurnished rooms can be accommodated at reasonable rates at Mrs. Munson's Chenamus st., Astoria.