

The Daily Astorian. ASTORIA, OREGON: THURSDAY, DECEMBER 21, 1892. J. F. HALLORAN, Editor.

A Privilege of the Press.

A RECENT decision on the question of press privilege by Judge Cooley, of the Michigan supreme court, is in consonance with sound conclusions. The Detroit Post and Tribune, having commented in severe terms on the official conduct of a police justice, and having charged official malfeasance upon him in direct terms, was promptly proceeded against for libel by the offended magistrate. The defendant's plea was that to call public attention to a matter of public concern by criticising official misconduct was a matter of privilege, and that by presumption of law a paper's motives in doing so must be deemed proper and not malicious. In his charge to the jury the judge who tried the case held that there was no such privilege, and that a publication arraigning and condemning the conduct of a public magistrate was subject to the same presumptions and the same law of libel as a publication in regard to the character or acts of a private person. The supreme court reverses this ruling and in delivering the decision Judge Cooley said:

No declaration of this or any other court can convince the common reason that there is not a plain and palpable distinction here. Few wrongs can be greater than the public detraction which has only abuse, or profit from abuse, for its object. Few duties can be plainer than to challenge public attention to official disregard of the principles which protect public and personal liberty. The matters discussed in the publication in question were of grave public concern, and therefore it was privileged.

That is an admirable statement of the true character of malicious libel, and a clear, terse and comprehensive presentation of the right and duty of the press to take proper notice of the official acts of public servants. Judge Cooley gives no warrant for calumny. He says there is a "plain and palpable distinction" between this case and "publications that involve merely private gossip and scandal." His decision rests on common sense and will commend itself to the approval of the intelligent throughout the country.

Few acts are baser than malicious assault on personal character. The press or the tongue that willfully maligns character by reason of malice or with the hope of gain, commits an outrage that would not be too severely punished if it were treated as a felony. But in plain, candid criticism or manly denunciation of official misconduct, the press is simply discharging a high and imperative duty and the bench is that part of our system of government in which wrong doing is deservedly condemned with the greatest severity.

Has congress a right to lay a duty for any other purpose than to raise money wherewith "to pay the debts and to provide for the common defense and general welfare of the United States?"

MARRIED. Dec. 17, 1892, by Hon. J. F. Tasker, at the home of the bridegroom, Mr. A. F. Spaulding, of Skamockawa, W. T., to Miss Edna McElhenny, of Keokuk, Iowa.

W. S. DILLARD. Attorney at Law. OFFICE AT ST. HELENS, OREGON. Will attend terms of Court at Astoria, Kalama and Portland.

Notice. STATE AND COUNTY TAXES FOR THE year 1892, are now due and can be paid at any office at the Court House.

IT PAYS TO TRADE WITH ME! WHO? FRANK ELBERSON, Seaside Bakery & Confectionery. WHY? Because my Goods are the Best, and Always Fresh.

Found. THE OREGON GOLDEN RULE CANNERY, on Monday, Dec. 11, 1892, containing valuable. Apply at Seaside's saloon, near the cannery, where property and pay charges.

LIBERTY HALL, F. W. STECHMAN, Proprietor and Manager. Friday & Saturday, Dec. 22 & 23. JAY HIAL'S. Majestic Revival of the Famous, Moral and Picturesque Drama of

UNCLE TOM'S CABIN, POWERFUL DOUBLE COMPANY. (Stronger than ever.) Magnificent Scenery. Men's Jubilee Singers. Camp Meeting Shouters. Trick Doukey "Fiasco."

The mammoth trained BLOODHOUNDS! 5 Reserved seats now on sale at Adler's Book Store.

SPECIAL AND PEREMPTORY AUCTION SALE. Christmas and New Year's HOLIDAY PRESENTS.

This THURSDAY afternoon At 2 o'clock. AND Again in the Evening at Seven.

At Adler's Branch Bazar, Next to Geo. W. Hume's Store.

Silver plated ware, Fancy Glass and China ware, Japanese goods, Black Ebony goods, Illustrated Gift Books, Dolls, all sizes, dressed and otherwise, Boys' wagons, Doll Carriages, Musical Instruments, etc. Also

One Chase's Organ Worth \$125. The goods to be sold are consignments sent unsolicited to Mr. Adler. He has advised the owners that he is overstocked with his own goods. The answer is:

"Don't return the goods, sell all out at auction immediately, and realize what you can for us." Referring to the above I can only say, my instructions from Mr. Adler are positive—to sell the goods without reserve to the highest bidder.

E. C. HOLDEN, Auctioneer. Select Masquerade Ball. Rescue Jubilee Troupe.

Fourth Annual Masquerade Ball, Monday, January 1st, 1893. AT THE SKATING RINK.

HONORARY COMMITTEE. Capt. Geo. Flavel, Hon. Wm. Chance, Col. R. R. Spedden, Hon. A. J. Reider, Hon. John Hahn, Hon. Geo. W. Hume.

RECEPTION COMMITTEE. MEMBERS OF THE TROUPE. INVESTIGATING COMMITTEE. Hon. C. W. Fulton, Hon. F. J. Taylor, Hon. C. J. Truincard.

INVITATION COMMITTEE. Jas. A. Davidson, C. C. Richardson, B. S. Worsley, Frank L. Parker. PRICES OF ADMISSION.

Lady Maskers \$1.50, Gent Spectators, 1.00. Tickets may be procured of members of the troupe.

TUTT'S PILLS. SYMPTOMS OF A TORPID LIVER. Loss of Appetite, Bowels constive, Pain in the Head, with a dull sensation in the back part, Pain under the Scapular blade, fullness after eating, with a distention to excoriation of body or mind, Irritability of temper, Low spirits, with a feeling of having neglected some duty, Weariness, Dimness, Fluctuating at the head, Dots before the eyes, Yellow Skin, Headache generally over the right eye, Restlessness, with fitful dreams, highly colored Urine, and

CONSTIPATION. TUTT'S PILLS are especially adapted to such cases, one dose effects such a change of feeling as to astonish the sufferer.

TUTT'S HAIR DYE. GRAY HAIR OR WHISKERS change to a Glossy Black by a single application of this DYE. It imparts a natural color. Acts Instantaneously. Sold by druggists, or sent by express on receipt of \$1.00.

OFFICE, 25 MURRAY ST., N. Y. (See TUTT'S MANUAL of Valuable Information and Useful Receipts will be mailed FREE on application.)

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Crack Proof RUBBER BOOTS. BEWARE OF IMITATIONS! Be sure the Boots are stamped CRACK PROOF on the heels, and have the PURE GUM SPRINGS on the foot and instep, which prevent their cracking or breaking. We are now making them with RUBBER AND ARBESTON Soles which will make them last more than twice as long as any Rubber Boots made.

FOR SALE BY ALL DEALERS. ALL KINDS RUBBER BELTING, PACKING, HOSE, SPRINGS, CLOTHING, BOOTS AND SHOES, ETC. GOODYEAR RUBBER CO. R. H. PEASE, Jr., Agents, S. M. HUNTON, San Francisco.

Reward. FIFTY DOLLARS REWARD WILL BE paid by the undersigned, to any person for evidence which shall lead to the arrest and conviction, of any person or persons, who are guilty of wounding, maiming or killing any stock of mine, or of committing larceny of any property belonging to me.

J. P. SCHOCHAN, Astoria, Dec. 19th, 1892.

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Dealer in FRESH AND CURED MEATS, Vegetables, Butter, Eggs. And a full line of CHOICE FAMILY GROCERIES

Constantly on hand. SHIPS SUPPLIED AT LOWEST RATES.

This space reserved for CERTAIN PARTIES.

MAGNUS C. CROSBY, Dealer in: HARDWARE; IRON, STEEL, Iron Pipe and Fittings, PLUMBERS AND STEAM FITTERS

Goods and Tools, SHEET LEAD STRIP LEAD SHEET IRON TIN AND COPPER.

Cannery and Fishermen's Supplies Stoves, Tin Ware and House Furnishing Goods.

JOBBER IN SHEET IRON, TIN, COP PER PLUMBING and STEAM FITTING Done with neatness and dispatch. None but first class workmen employed.

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HILL'S VARIETIES. GEO. HILL, - - PROPRIETOR WALTER PARKS, - STAGE MANAGER

Engagement of MESSRS. DOWNS & ALICOTT, The Kings of Song and Dance.

Also RICHARDS and EVANS, Champion High Kickers. Together with a new ORCHESTRA.

Under the management of PROF. SWAB. All the Old Favorites Retained.

Open all the Year, Performance Every Night. Entire Change of Programme Once a Week. Comprising all the latest SONGS, DANCES AND ACTS. We give the Best Variety Entertainment

In the West. The theatre is crowded nightly, and all who have witnessed the entertainment pronounce it to be equal to any given elsewhere.

Mr. Hill as a caterer for the public's amusement can not be excelled. Anybody wishing to spend a pleasant evening and see sparkling wit and beauty without vulgarity, should improve the opportunity and come.

The company comprises the following well-known Artists: MISS FANNIE WALTON, MISS EMMA GILBERT, MR. WALTER PARKS, MISS FAY GILBERT, MR. CHAS. FREMONT, MR. JOHN STOKES, MR. CHAS. BARROWS.

All of which will appear nightly in their different specialties. Open air concert every evening; performance commencing at 8; entrance to theatre on Benton street; private boxes on Chenamus street.

New Vessel. MY NEW STEAM YACHT RELIC. Is now ready for business, and can be engaged by the day, job or season. Orders may be made by letter or personal application to me. LEWIS G. HAYES, Upper Astoria.

P. H. FOX, JUSTICE OF THE PEACE WILL ATTEND TO COLLECTIONS AT a reasonable discount. Office, Main Street. Address P. O. box 84, Astoria, Clatsop County, Oregon. 4-1/2 WIT

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Fine Furniture, Carpets, Mirrors, Upholstery, Wall Pockets, Brackets. M. W. GALLICK. I offer a fine stock of Furniture for the Holiday trade at low prices.

Decks, Ottomans, Sofas, Chamber Suits. Ladies are invited to call and see latest styles in Plush and Velvet. Beautiful Embroidered goods.

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My own importation, NOVELTIES OF ALL KINDS. Fresh consignments on every steamer.

To attempt an enumeration of the attractions would be impossible. Come and see the finest, brightest and prettiest, and most valuable stock of goods ever brought to Astoria.

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Something New at The GOLDEN RULE BAZAR FOR TWENTY DAYS ONLY. TO BE GIVEN AWAY!

A Beautiful Silver Pitcher, Worth \$50. Each purchaser of One Dollar's Worth, or upwards will receive a Ticket entitling him or her to One Chance in this Elegant Set.

A Ticket will be given to each purchaser of goods to the amount of \$1, at either the Golden Rule Bazar, or the Novelty Emporium.

CARL ADLER'S Golden Rule Bazar.

D. A. McINTOSH, TAILOR AND CLOTHIER, Has just opened a large addition to his stock of Men's and Boy's Suits, Overcoats, Hats and Caps. Furnishing Goods and Cloths.

Also a full line of Rubber Coats and Leggings, Umbrellas, Trunks, Satchels. Special attention directed to Hosiery, Underwear, and fine Neckwear, Gent's Dressing Gowns, Celluloid Fronts, Collars and Cuffs.

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Albums, Autograph and Photograph all sizes and Prices. Books from a Dime Novel to Webster's Unabridged. Gents' Jewelry and Cutlery, Writing Desks of all sizes, Mar Twines Scrap Books, Bibles, Prayer Books and Hymnals, also, the Key to Heaven.

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Fancy Dry Goods and Notions, Ladies and Misses Ties and Fiches, ALL COLORS, SIZES AND PRICES.

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WORSTED GOODS! Ladies' and Children's Jackets, Cloaks, Nubias and Hoods.

A FINE ASSORTMENT OF Ladies' and Gent's Silk, Linen and Bordered Handkerchiefs. SATCHELS, PURSES, ETC.

We have still on hand an assortment of Ladies' and Misses' Cloaks, Ulsters and Dolmans, Which we will sell at GREATLY REDUCED RATES.

The public is cordially invited to call and examine Goods and Prices. PRAEL BROTHERS, Next Door to Pythian Hall.

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