

Daily Astorian.

JOHN T. LIGHTER, Editor.

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The Weekly Astorian, the second oldest weekly in the state of Oregon, has, next to the Portland Oregonian, the largest weekly circulation in the state.

TO SHORTEN TRIALS.

John Barton Payne, of Chicago, makes the following suggestions to shorten trials:

- 1. Absolutely no conversation between attorneys across the table.
2. Absolutely no discussion of the admissibility of evidence unless the court indicates a desire to have it argued.
3. Limitation of arguments. It is a remarkable case that cannot be argued in sixty minutes on each side.
4. As to verdicts. If a verdict ought not to stand the court should set it aside. There ought always to be thirteen men in the jury box. If there ought to be a verdict, and the finding of the jury is excessive, the court should ask the plaintiff to remit enough to make it a fair verdict, and if he refuses the court should set the verdict aside.
5. When it is manifest to the court that a plaintiff has not made out a case the bench ought to take the responsibility of stopping the trial right there.

All lawyers of experience and all judges fit for the bench will concur in these suggestions. Exception will undoubtedly be taken to the third. Judge Payne might more accurately have said that it is a remarkable case that cannot be argued in thirty minutes on each side.

When Judge Payne says that there always ought to be thirteen men in the jury box, he means that the presiding judge should have a voice in determining whether or not a verdict should stand. The fifth suggestion is most important. Failure of a presiding judge to stop a trial when it is manifest that the plaintiff has not made out a case is one of the chief causes of the costly and profligate carriage of appeals to higher courts, wasting their time and working grievous injustice to litigants and the taxpayers.

In making these suggestions Judge Payne was not censorious of either bench or bar in any personal or professional or official sense. He was in truth only voicing what oft is thought but never has been so frankly and manfully expressed. The entire bench and the competent bar would prefer to have these suggestions become the rule of the courts. It remains with the bench to enact them into rule if it shall so please.

There is not the slightest doubt that the judges would favor such a rule, and that nothing but timidity or modesty on their part as individuals has prevented them from taking action to this end. The business, however, of the bench ought to be considered too grave and responsible to be subject to individual timidity.

These suggestions should become in effect law for the courts. On Tuesday, the 17th, the Kentucky legislature adjourned sine die peacefully and without electing a senator. Therefore when the Fifty-fifth congress meets next year Kentucky will have only one senator. The free silverites Blackburn will not be able to cast any more votes in favor of rotten money. That is something gained.

A Republican should have been chosen to succeed him. One would have been had the senator been elected directly by the people. For the Republicans carried the state on the popular vote for governor and the other state officers by 5,000 plurality. They carried the lower branch of the legislature by six plurality, and would have had the same plurality in the upper house had it not been for a dead Democratic holdover senator.

The Democrats, thanks to their holdovers, had a plurality of six in the senate which offsets the Republican plurality in the house. The balance of power was held by two Populist members. They were finally brought to vote for a certain amount of his return money principle, but fortunately four sound money Democrats persistently refused to vote for Blackburn, while the eleven more only voted for him under the party whip because he was the man's nominee. There are at least fifteen sound money Democrats in the legislature who are at least very glad that Blackburn is defeated and that the state will not be disgraced by his rotten money votes after the 11th of March next.

This is one of the instances where the mode of electing a senator by the legislature is evidently inferior to that of choosing him by the popular vote, for the latter method had been in favor of the Republican sound money voters, who were in the majority, would have elected a man representing their views. By the workings of the present method they have been deprived of their senator, and there was a possibility of a coalition of Populists and Democrats, some of them elected in 1935 and some in 1936, pending to the senate a rotten money man who could not have secured a majority of the popular vote.

In 1937 the Republicans will have to try their luck again. Then they will have the majority of the senatorial holdovers, and if they are able to get a plurality in the lower house they will be able to elect a senator to occupy the vacant seat in the senate for the remaining four years of the term.

Senator Pugh and Don M. Dickinson have appointed to each other, the joint session of the Kentucky legislature has adjourned. Uncle Sam and John Bull are becoming sociable again, and Prof. Garriot appears to have effected an amicable understanding with Old Hoveas at last. Let the bluebird come on—Chicago Tribune.

Astoria's weatherman did not wait for the clearing up of European war clouds and the victory of hard money in Kentucky—he knew these things would happen—but just went ahead and ordered spring and the birds with it.

Ex-Governor St. John, of Kansas, peremptorily refuses to run for the presidency this year. Gen. James B. Weaver waved aside the glittering temptation weeks ago. So did Debs. The field is gradually narrowing down. Coxe, George Francis Train and Dr. Mary Walker, however, still remain to be heard from.

Edison says he can see through eight inches of solid pine wood. He claims the time is coming when anybody will be able to see distinctly through all substances. The year of jubilee is just ahead for the small boy. No wall of canvas will prevent him from enjoying the circus of the future.

Editor Astor will apologize to Lady Somerset and the \$25,000 libel suit will be withdrawn. Then Editor Astor will probably discharge another luckless sub-editor and the weary old world will roll on as before.

A California wine-grower who has been making a study of the subject, says Americans are not a wine drinking people. It is rumored he is trying to trade his vineyard for a Florida distillery.

Next year the Hon. William A. Peffer, of Kansas, will return to those quiet weeks of life which his career as a public man has shown him to be so admirably qualified to adorn.

"God's American Volunteers" is not an improvement on "Salvation Army." Will Commander Hallington Booth please try again?

Quay is having 50,000 campaign buttons made. He is evidently going into the button-holing business in earnest.

WATER, WATER, IS THE CRY. Uniontown People Protest Against the Slowness of the Contractors.

Astoria, March 22, 1936. To the Editor of the Astorian—

In the Friday issue of your paper I noticed a short article relative to the slowness of the contractor in laying the water pipes in Uniontown. If it may be allowed to intrude upon you sufficiently to ask for publication of the accompanying article I will be grateful.

Not only the water supply but the protection, as has been suggested, but a part of the time there is a great scarcity of water for domestic uses. At 10:30 a. m. on the 21st of March the water pipes were laid to the street. "Water, water, everywhere; and never a drop to drink!" A few days of such beautiful sunny weather as immediately preceded the rain, and Uniontown would occupy very much the same position as the Ancient Mariner.

We of Uniontown are compellable, at the present time, altogether dependent upon two sources of supply for the water we consume in domestic uses—wells and the natural rainfall. The former are almost totally unfit for use in this end of the city and the latter is no help for us in the way of anything that approaches pure water except the pleasure of the rain producer. Another day of this kind of weather could easily be consumed in flames, because we have absolutely no protection from fire except the spontaneous bucket brigade that is ever present at all fire accidents.

If I understand the question rightly, almost all the blame for this condition of things rests with the Pacific Bridge Company and not with the contractor for laying the street piping under the distributive system. When the contracts were originally let, they were divided into two contracts—the reservoir work was given to one contractor, piping the water from Bear creek in two sub-contracts, one for wood and one for steel pipe, and the laying of the street mains to the Pacific Bridge Company, of which Mr. George W. Simons is the resident contractual manager.

Under the terms of the contract, the company was to have completed its work by the first of the year, but delay about the issuance and acceptance of the water order also caused them a delay of several months, which, added to the original time to complete its contract, would extend the date to the first of the year. The company is to complete its work within the time specified I cannot understand, unless it greatly accelerates the speed of its present movements.

The present terminus of the piping is almost at the top of the Bond street hill and present indications are that it will remain there for some time to come. The Pacific Bridge Company has a good and sufficient reason for its delay and negligence, but if it has, the surface indications do not show it. The company not only has the main piping to complete to the end of Bond street, but also the lateral running up the side streets. In all, there are nearly 2,000 feet of pipe to be put in, or considerably more than three miles. This represents a very considerable amount of labor, when it is further understood that only a very slight portion of the old piping now lying on the docks has been cleaned, preparatory to being put down.

The street mains vary in size from a six-inch to an eighteen-inch diameter. It is all old pipe, except about 50 feet, that was used on the Bear creek river. The old pipe can be used if it must be used and brushed. The company has been so dilatory in the accomplishment of the contract, that I understand it has not yet even begun to clean the steel pipe necessary to clean the inside of the pipe. All of the work should have been finished weeks ago, as three weeks at the very outside will suffice to put the pipe in condition to be laid. At the present rate it will be at least another three weeks before that part of the work is completed, as instead of having a sufficient force of hands to rush the work through, there are now only three or four men employed in this labor, and they are expensively being used to clean the pipe. The company has fooled along until the time is almost up and we are becoming anxious as to where our fresh water is to be obtained. With our wells not fit for use and the rainy season almost ended, we will soon be in a bad way.

Of course, the company says it will complete its contract by the first of May. But will it? Surely, there is no indication of it. We want our water system completed and want it badly, and respectfully suggest to the water commission that its members use a little effective persuasion upon the contractors and have the work completed at once. Certainly, it is that Uniontown folks are so vitally interested in the matter that they are a unit in demanding action from some authentic source.

All of these facts I have recited I know to be true, for I made a trip to the water company's office today to find out. I am a property holder and resident in Uniontown, and I know the people up town do not, just how much we need the completion of this system.

Speaking of the absence of fire protection reminds me that a local hose company has been formed in one of the



Here's another thing you can't beat JOHNNIE BUCKEY'S PLUG The largest piece of pipe tobacco ever sold for 10 CENTS

BOY WHO BORROWED TROUBLE. St. Nicholas. Though extremely fond of coasting, this most peculiar lad, While flying swiftly down the hill, Would wear a look of pain— For already he was thinking—and it really made him sad— That very soon he'll have to climb the whole way up again. FREDERICK B. OPPER.

REPUBLICAN CONVENTION. A Republican convention for Clatsop county is hereby called to meet at McKinley hall, in the city of Astoria, on Thursday, April 2, 1936.

At 10:30 a. m. for the purpose of electing seven delegates to attend the Republican state and congressional convention, to be held at the city of Portland on April 3, 1936, and for the purpose of nominating the following county officers to be voted for at the election to be held on Monday, June 1, 1936: Two representatives, one commissioner, clerk, recorder, sheriff, treasurer, surveyor, assessor, superintendent of schools, coroner, and one justice of the peace and constable.

The committee hereby recommend that the primaries in the various precincts be held on Saturday, March 28, 1936. The following apportionment has been made, being one delegate at large to each precinct and one delegate for every 15 votes or fraction thereof over 5 votes cast for Ellis for congress in 1934.

Astoria let ward 25 Lewis and Clarke. 2 Astoria 3d ward 16 Mishawaka. 1 Astoria 4th ward 11 North Fork. 1 Bear Creek 2nd 2 Seaside. 2 Clifton 1st 1 Uniontown. 1 Elsie 1st 2 Westport. 2 Clatsop 1st 6 Walluski. 2 Jewell. 2 Young's River. 2 Knappa. 1 Let ward 25 Lewis and Clarke. 2 Astoria 3d ward 16 Mishawaka. 1 Astoria 4th ward 11 North Fork. 1 Bear Creek 2nd 2 Seaside. 2 Clifton 1st 1 Uniontown. 1 Elsie 1st 2 Westport. 2 Clatsop 1st 6 Walluski. 2 Jewell. 2 Young's River. 2 Knappa.

BUCKLE'S ARNICA SALVE. The best salve in the world for Cuts, Bruises, Sore, Ulcers, Salt Rheum, Fever Sores, Itchy, Chapped Hands, Chilblains, Corns, and All Skin Eruptions, and positively cures Piles, or no pay required. It is guaranteed to give perfect satisfaction, or money refunded. Price, 25 cents per box. For sale by Chas. Rogers, Odd Fellows' building.

NOT SO STRANGE. Milwaukee Illustrated News. First Writer—That article of yours, "Truth is Stranger Than Fiction," is a hummer. Bound to attract attention. Where did you get the facts? Second Writer—Made 'em up.

50 cents. In some conditions the gain from the use of SCOTT'S EMULSION of Cod-liver Oil is rapid. For this reason we put up a 50c. size, which is enough for an ordinary cough or cold, or useful as a trial for babies and children. In other conditions gain must be slow. For these Scott's Emulsion must be taken as nourishment, food rather than medicine, the food prepared for tired and weak digestions.

BIRDS IN EGYPT. It is delightful to note the tameness of the birds of Egypt. They enter rooms and houses through windows and crevices left for ventilation, and, once inside, hop fearlessly about the floor, pecking up stray crumbs. A sparrow often perches on the corner of a table during the progress of a crowded hotel repast, and it is not uncommon to see them flitting across the ceiling of a drawing room at Luxor. All birds, from the largest to the smallest, so unobtrusive, unless they are definitely used for food, are so tame and so fearless.

OLD PEOPLE. Old people who require medicine to regulate the bowels and kidneys will find the true remedy in Electric Bitters. This medicine does not stimulate and contains no whisky nor other intoxicant, but acts as a tonic and alternative. It acts mildly on the stomach and bowels, adding strength and giving tone to the organs, thereby adding nature in the performance of the functions. Electric Bitters is an excellent appetizer and adds digestion. Old people find it just exactly what they need. Price 50 cents per bottle at Chas. Rogers' Drug Store.

The U. S. Gov't Reports show Royal Baking Powder superior to all others.

My pen is at the bottom of a page, which being finished here my story ends; 'tis to be wished it had been sooner done, but stories somehow lengthen when begun.—Huron. "Give me a liver regulator and I can regulate the world," said a genius. The druggist handed him a bottle of Dr. Wagon's Little Early Bitters, the famous little pills. Chas. Rogers.

ENGLISH CAPITAL FOR AMERICAN INVESTMENTS. Important to Americans seeking English Capital for new enterprises. A list containing the names and addresses of successful promoters who have placed over \$10,000,000 Sterling in Foreign Investments within the last six years, and over \$1,000,000 for the seven months of 1935. Price, 50c. or \$1.00, payable by postal order to the London and Universal Bureau of Investors, 29, Chancery Lane, London, E. C. 2. Returns will be sent, by arrangement with the directors to receive either personal or letters of introduction to any of these successful promoters.

INDIO. The objections urged against Indio in the past by the large number who otherwise would have been glad to take advantage of its beneficial climate, the number of sufferers who had associated with the Southern Pacific Company, take pleasure in announcing that several have just been erected at Indio station, that will be rented to applicants at reasonable rates. They are furnished with modern conveniences, supplied with pure artesian water and so situated as to give occupants all the advantages to be derived from a more or less protracted residence in this delightful climate.

CURE TAKE THE BEST COUGH WITH SHILOH'S CURE. Soothing, healing, cleansing, Dr. Witt's Witch Hazel Salve is the remedy to cure wounds and piles, which it never fails to cure. Stops itching and burning. Cures chapped lips and cold sores in two or three hours. Chas. Rogers.

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IS THERE? Is there a man with heart so cold, That from his family would withhold The comforts which they all could find In articles of FURNITURE of the right kind. And we would suggest at this season a nice Sideboard, Extension Table, or set of Dining Chairs. We have the largest and finest line ever shown in the city and at prices that cannot fail to please the closest buyers.

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Indio THE OASIS OF THE COLORADO DESERT. A New Health Resort. BELOW THE LEVEL OF THE SEA. Absolutely Dry and Pure Tropical Climate. Pronounced by Physicians the most Favorable in America for Sufferers from Lung Diseases and Rheumatism. Many Remarkable Cures.

Commodious and Comfortable Cottages. have just been erected at Indio station, that will be rented to applicants at reasonable rates. They are furnished with modern conveniences, supplied with pure artesian water and so situated as to give occupants all the advantages to be derived from a more or less protracted residence in this delightful climate.

INDIO. Is 612 miles from SAN FRANCISCO and 130 miles from LOS ANGELES. Fare from Los Angeles \$3.00. For further information inquire of any Southern Pacific Company agent, or address E. P. ROGERIE, Asst. Gen. Pass. Agt. S. P. Co. J. B. KIRKLAND, Dist. Pass. Agt. Cor. First and Alder Sts. Portland, Or.

After Meals! Or at any other time when you wish a good cigar ask for the well-known, home-made, hand-made, white labor cigar. "La Belle Astoria" Canceled by all smokers to be the best cigar manufactured.

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They Lack Life. There are twice as old fishermen on the Columbia river that stand in the same relationship to Marshall's Twine as a wooden image does to the human being—they lack strength—life—evenness—and lasting qualities. Don't fool yourself into the belief that other twines besides Marshall's will do "just as well." They won't. They cannot.

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