COMPANY. Wm. B. Root. Editor and Manager.

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WEDNESDAY, DECEMBER, 21, 1904

A YEAR PASSED.

under its prescat management.

part of the city. Probably no two rays, places in the state; if anywhere, their interests so closely identified. your chances to compel success are Certainly Cottage Grove by reason circumscribed by the odds that are of ownership and trade relations against you. has much to hope for from the future developments of Bohemia.

surroundings as well; when the op- mind in his frail body that all his of this paper it was accepted. It weighed out to him, yet to him ex- say: "Where a statute provides that was with no thought of revolution- istence meant a chance to think. izing the newspaper business or causing any gourl like growth of either Cottage Grove or Bohemia that the work was begun.

exaggerations would not only do cauoes in active eruption, a small school districts, and to permit them no good to a community or district.

area for its hospitable part, a poor the terms and conditions of which but would work an injury to those employing such methods.

and has been the policy of the marked. In this land where in the gration, to the great injury of the paper since, to publish only such paper since, to publish only such northern part the sun does not set to the financial interest of the disand industries of this locality as never rises above the horizon for "This case well illustrates what the could be fully justified by the facts, a similar period in winter. Finsen people and trustees of a school dis-

made great progress in the way of matter. large ore bodies.

lie improvements as well as many dwelling. He at once gave the portant for both teacher and trustees fine residences added to its already sun the credit for the benefit. He that the mandatory provisions be as large number of comfortable homes. observed from the writings of follows: That the wages per month Besides giving news of a local others that the light modified the and the time employed as agreed nature, special effort has been directed to the mining affairs of Bolumina. Occasionally the paper has hemia. Occasionally the paper has of persons where it was turned same will be open to inspection by been criticised on account of "so upon them. much mining news," as some of Thus in a life of constant suffer- wise rule that requires such a conour subscribers have failed to under- ing he worked till he had com- tract to be reduced to writing, and stand that the future of Cottage pleted a lamp that, though a number have been installed in London thon. The right of waiver is subject the final outcome of Bohemia; that hospitals, mainly through the gen- to the control of public policy, which it is entirely dependent, it is erous interests of Queen Alexan- cannot be set aside or contravened not intended to assert, but that dria, and four nurses can operate at between the parties, however exwith Bohemia property devel- the same lamp at the same time pressed. 28 Am. & Eng. Enc. 535, oped and with hundreds, possibly yet the demand for them by lupus "We therefore hold that an oral thousands of miners at work, no cases is far grester that the number town in this portion of the valley of lamps can fill. could rival it unless possibly Eu- At his own institute in Copenmining district to draw upon.

fide subscribers to the Nugget liv- the almost superhuman efforts of a in Langston vs. School District 121 ing in the eastern states, nearly all dying man who loved hard work. of whom are interested in the stocks of the mining companies of Bohemin and whose sole object in taking scribers and friends a "Merry ceptance thereof did not ripen into a the paper is to receive the news o Christmas." that district.

It is from these people a large portion of the money is received | 1 have just opened a lewelry store which is developing our mineral and art gallery one door east of the resources and it is largely for their Methodist Church and have a full benefit all the reliable mining in-formation which can be gathered is published,

On the other hand the paper has one dollar or more purchase. been accused of being too conservative. Never knowingly has there been a false statement made or an city, at the Modern Pharmacy item worthy of mention intention. Felt shoes, just the thing for the

ally ommitted. The paper has received from the bulld the fire, Welch & Woods,

mining men a great amount of val- DECISION IN SCHOOL CASE uable information concerning their NUGGET PUBLISHING properties and hopes that it may continue to secure it in the future.

The business men have been job work and advertising and the Nugget desires to be remembered in

During the year's residence here, the most kindly and courteous sing Miss Shiveley as teacher. treatment has been accorded, which is duly appreciated and acknowledged. It is hoped that these pleasant relations may continue to the end.

FINSEN'S LAMP.

The worker passes on, but the work remains.

Niels R. Finsen, a name worthy \$2.00 of Fame''-a sort of American Westminister Abbey - recently died at Copenhagen at the early age of 43.

The Finsen lamp is his monureflecting on the past, the thought light house which will always with the publication of this issue to suffering humanity by the relief which its bright rays bring. The summer of 1903 was spent It is one of the greatest inventions which as Cottage Grove is the only a cure for lupus, -a tubercular skin gateway to that mining section disease generally hitherto considseems to be and practically is a ered incurable by means of light

NOTE THIS

At 23 Finsen met, what to ordi nary young men of fiber would district an opportunity was afforded discovered that his heart and liver the writer to visit many of the were diseased beyond hope of resespecially when the proper trans- his "odds," nevertheless though cited was very much like the statute legal standpoint. portation and treatment facilities not seeing a well day for twenty of this state except that it required for the ores had been secured. Being years and having to constantly erpleased with Cottage Grove and its ercise such care to keep his active portunity came to assume control food and drink were carefully The Court in disposing of the question

SUCCEEDED OUT OF HARD SUR-

ROUNDINGS. early life in Iceland, an island provision of the statute is one resting From many years experience in whose interior part is almost enmining districts of Colorado, it had tirely taken up with rugged tracts district cannot waive the restrictions been learned that even were one of lava, vast ice fields, connected and limitations found in the law. In inclined to do so, that bombast and with mountain ranges full of vol- this state there are several thousand people, whose history runs back to must necessarily rest in the memory 900 A. D. and whose love for of the trustees and teachers, might It was announced at the time poetry, history and education are lead to innumerable disputes and litistatements concerning the resources for a whole week in summer and tricts and state. at least so far as it was possible to got his first lesson in the study of trict may sometimes do when insti-

development and the opening of He observed that it was like tent tencher, and had used her ser changing his whole being to change vices as the basis for obtaining their Cottage Grove has had costly pubfrom a north front to a south front the school money. Hence, it is im-

gene which has the Blue River hagen many doctors and nurses are now required to minister to those to There are several hundred bona whom it has made possible through

The Nugget wishes its many sub-

Christmas Goods.

of the Board of Directors in dismis-

erintendent, and the cause has been submitted by him to the State Board of Education for their decision.

The theory upon which the County School Superintendent based his action evidently was that the employ-Directors and her acceptance thereof without anything forther being done onstituted a contract between the district and the teacher which cutifled Directors of the District.

In the absence of any statutory ule of requirement upon the subject laws. this would probably be true, but Subcontract were in writing.

qualified to teach, had been employed the questions involved. Whatever the directors to make written conployed as agreed apon by the parties, all the contracts of a municipal corporation shall be in writing, this restriction must be observed, or the contract will be considered invalid. Finsen was born and spent his 15 Am. and Eng. Enc., 1084. This in a sound public policy, and a teacher and the trustees of a school

btain them.

During the year, Bohemia has human body and mind too for that claim, although it had the benefit of the services of a faithful and compeall interested persons. And it is a does not permit the officers of a mu.

> contract made by a school teacher with the Board of trustees of a school district to teach school is invalid and no recovery can be had for services performed thereunder, in an action moon amentum meruit 1

The doctrine in this case is followed Mich., 651, and in Hutchins vs. School District, 128 Mich., 177.

If this position be the correct one. Miss Shiveley's employment and accontract for the reason that it was not evidenced by writing as required by law, and therefore not being legally in the employ of the district she was not entitled to have

I have just opened a jeweiry store and art galiery one door east of the Methodist Church and have a full line of watches, chains, bracelets, solid gold rings, clocks and many other things suitable for Christmas gifts. A wood souvenir given with one dollar or more purchase.

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I have just opened a jeweiry store and art galiery one door east of the Methodist Church and have a full inner of earlies was not entitled to have charges preferred against her as a charge has the charges preferred against her as a charge has the charges preferred against her as a charge has the charges and charge proof in support of his claim, and that said proof will be made before the Roseburg, Ore, Dec. 19, 1904.

Notice is hereby given that the clowing has intended to have the support of his claim, and that said pro

school board show that they were emanding from Miss Shiveley this evidence of her right to teach and that she failed to produce it in compliance with such demand, and therewas about to take against her in fore the board could not enter into a liberal with their patronage both in declaring her position as teacher in written contract or any contract with the school vacant as provided for in her until she had presented for in-Article VI, Section 48, Subdivision 23, spection the evidence of her right to and Rule A of the School Laws of teach. To have entered into a writ-Oregon, and he reversed the action ten contract with her would have Incurred the risk for the district of a forfeiture of its proportion of the From this decision the Board of school fund for the current year. Directors appealed to the State Sup- Miss Shiveley having failed to comply with this demand of the Board of Directors which they made in comdiance with a statutory requirenent, they could not lawfully enter into a contract withher, and therefore not having been legally employed the nent of the teacher by the Board of Board of Directors had the right to declare her place vacant.

The purpose of the statute of this state was for the protection of the school districts against misunderto be placed in the New York "Hall her to have formal charges preferred standings through the faulty memory against her and a hearing had there- of teachers, boards of directors and on before she could be removed by clerks of the district, and the case under consideration shows the neceasity as well as the wisdom of such

In this as in other cases, members Seated in the Nugget office and ment, or we might better say, his division 7 of Section 48 of Article VI of the State Board of Education have of the School Laws of Oregon pro- received letters from persons in the occurs that a full year has clapsed cause his memory to be held dear vides that the Board of Directors school district who felt an interest shall hire teachers and make contracts in the decision of the controversy bewith such teachers which shall specify tween the teacher and the district, the wages, number of months to be and the Board feel it incumbent taught and time employment is to upon themselves to say that in view in the Bohemia mining district, and discoveries of the recent past, - begin as agreed upon by the parties, of the law governing the decision of and shall file such contracts in the such controversies they are prohiboffice of the district clerk and a copy ited from giving these letters considthereof in the office of the County eration on this appeal. The Board Superintendent. This statute con- are required to decide this and other ontemplates and it seems to the cases of similar nature wholly and Board requires-that all contracts with entirely upon the transcript of the separated by thirty-five miles, find young men and women who think teachers shall be in writing, for it proceedings and the evidence taken would be impossible to file the con- before the Board of School Directors tract in the office of the district clerk as it has been certified up to them and a copy thereof in the office of the through the County School Superin-County Superintendent unless such tendent. In arriving at a conclusion they are governed entirely by the law In Leband vs. School District No. of this state, the rule fixed by the During the months spent in the have meant a sealed fate, when he 28,77 Minn., 469, in a case where the State Board of Education and the the teacher was In other respects duly decisions of the courts bearing upon

by the Board of Directors and had ay be the moral obligation upon a prospects and mines, as well as to toration, but not so to Finsen. taugut for a period of four mouths, school district to pay a teacher become very familiar with a num. It seemed that when fate discovered the Court held that in the absence of whose services have been accepted ber of them. From what was seen that there were not sufficient to a written contract recovery could without any warrant or authority at that time it became evident there keep him from working, that as a not be had for a balance due the of law, the Board are precluded by tencher because the contract was not, the statute from considering the was a great future for that district, last resort dropsy was added to in writing. The statute in the case questions involved from any but a

The State Board of Education are therefore of the opinion that Miss tracts with the teachers specifying the wages per month and time emis a matter of right that charges be preferred against her, and that therefore the action of the County School Superintendent in so holding was erroneous, and his decision should be and hereby is reversed.

By making w small payment down you can s ... are a beautiful present for Christmas



Family groups and Individual PORTRAITS River Street. Cottage Grove.

NOTICE.

such cases made and provided.

J. T. IRIG Dios, Register
First pub. Oct. 20, last pub. Dec. 28th.

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U. S. Land Office Roseburg, Ore, Dec. 19, 1904.

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onery to the Modern Pharmacy.

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