

HILLSBORO INDEPENDENT.

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OFFICIAL PAPER OF THE CITY

FRIDAY, JANUARY 8, 1897.

The legislature meets next Monday. Our representatives have already gone to Salem and are employing the time before Monday in selecting rooms and favorite churches which they are to attend on Sunday.

Penneyer may now get up steam under the boilers in his saw mill. The lumber trust organized by the mill men of Oregon and Washington has gone to pieces. It was probably discovered to be unprofitable to pay certain mills a subsidy to be idly.

Weyer the Spaniard has made another order in which will further harass native Cubans into patriotism. This time he compels the farmers to leave their farms and remove to the towns. The result will be the same it always has been in free America.

After several months of inspection, representatives of the Japan government signed, at Washington Dec. 31st, contracts with American builders to construct two war ships. The Cramps, of Philadelphia, got one cruiser and the Union Iron Works, of San Francisco, the other. These are the first contracts signed for vessels of Japan's new navy.

The St. Louis Globe Democrat of last Sunday states: "Ex-Gov. Penneyer, now Mayor of Portland, Or., has given half of his salary to the poor. This indicates not only a spirit of commendable benevolence, but also a proper sense of the value of his services to the city." This is important news here but his truth is doubted. Had the St. Louis paper stated that he had levied another assessment on the freeman and policemen for a legislative corruption fund we could have believed it.

In another column appears a list of items which the Oregonian thinks can be cut from the appropriation bill this year. This is true in the main, yet the INDEPENDENT is not prepared to endorse the whole list. A closer scrutiny must be made before the session is far advanced. There is one thing, though, that ought to be given to the press touching the appropriation bill and that is the estimates of the secretary of state. The people have as good right to study those estimates and are as capable as the ways and means committee of the house.

Fortunately the credulity of the average republican will not be violently assaulted by the story the Oregonian uses a column to circulate to the effect that the leasing of rooms at Salem by Jonathan Bourne has connection with Mitchell's candidacy for the senate. Mitchell and Bourne have not been political friends since the latter left the republican party and supported Bryan. But so much cannot be said of Mr. Bourne and Mr. Simon. Those gentlemen have been closeted together recently, and if Jonathan ever sits in the speaker's chair, it will be by the assistance of Joseph.

The only way we have of judging of the future is by the past. At the last session of the legislature the house sent to the senate 27 measures that were referred to committees but not reported back. They were pocketed. These were bills. There were 8 concurrent resolutions referred, 1 joint resolution and 1 memorial. Among the bills referred was H. B. No. 7 introduced by Paxton. It repealed the act authorizing the purchase of the jute mill for the penitentiary. No. 359 authorizing charging and collecting tolls on ferries and bridges in the city of Portland, referred to the senators of Multnomah county; No. 32 regulating the maintenance of wire fences in Eastern Oregon; No. 53, Hofer, taxing foreign insurance company. No. 1 repealing law creating board of railroad commissioners. No. 200, regulating fees in J. P. courts. These were the character of the bills—all in the interest of the people and there were 27 of them.—The committees that pocketed these bills were appointed by President Simon. Some of us republicans believe that we would appoint like committees again. Wherefore some other senator should be chosen president.

The Journal reports that, "When R. L. Edwards, of the American Book Company, was in Fossil a short time ago, he said all the newspapers in Oregon excepting three, of which the Oregonian is one, were working for his company." If the Oregonian was one, the Fossil Journal and Hillsboro INDEPENDENT are the other two. There is one remarkable thing about the organs of the book trust and that is those papers, whose editors or owners are members of the next legislature are loudest in defense of the American Book Company, and most bitter in their opposition to a change of school books.—Hillsboro INDEPENDENT, Dec. 28, 1894. A resolution creating an investigating committee was introduced in the legislature that met a few weeks later, and passed the House but was among the number of those "referred" measures that are said to sleep in the golden cradle of the senate. Now what one of the three papers above enumerated would like to know is what convinced the Oregonian in Feb. 1895, that further pursuit of that sentiment was useless.

THAT CAUCUS AGAIN.

That a senatorial caucus will be held, notwithstanding the objections of the Oregonian is hardly a question of doubt; although with the decided republican majority in the present legislature there is no political necessity for such action. There would be less objection to a caucus were it not for the fact that as usually held, it gives opportunity for those participating to betray their constituents with impunity as detection is impossible where the secret ballot is used.

This betrayal of the interest of constituents could be easily prevented if the element of secret voting in such caucuses were removed. As the vote in the caucus is expected to determine the question before it is effectively as the vote in the senatorial convention, this should be taken in either case so that those voting could be held accountable to their constituents for the manner in which their votes are cast.

There is no good reason why the voting should not be as open in a caucus held to determine who shall be supported for United States senator as in the joint convention of the house to elect. The people have a good right to know how their servants vote on all questions, and an open vote in caucus is the only plan that will insure that information. Treachery in the caucus has been so notorious in Oregon that it is no unusual thing for a large minority of those engaged in it to absolutely refuse to be bound by its decisions. This would be avoided if every vote in the caucus for U. S. Senator was taken by eyes and nose; a record of the same kept with the same care that a vote in legislature is kept, and under the pledge of secrecy so far as individuals have voted, until the joint convention of the two houses has made the final choice. The only ones to object to this plan would be those who intended to betray their constituents. Let the republicans of the coming legislature show that they are willing the people should know how they vote in caucus on this important question. A refusal to let them know this by the record will be evidence sufficient that they intend to betray the sacred trust placed in their keeping.

RAILROAD COMMISSIONS.

One of the things the coming legislature will have to deal with is the railroad commission, what shall be done with it? Shall it be abolished and the public left to the mercy of the railroads with no redress but the courts? Shall it be retained as it is, or shall it be reconstructed and its powers extended. Each of these theories is likely to have support in the legislature.

If it is useless, it should be abolished by all means. If it is useful, it should be retained in some form suited to the circumstances. The business of railroads is with the public and it is from it that they obtain remuneration for the service they render. That the remuneration be uniform and reasonable, is claimed by the public, and legislation is sought to secure this right, and a commission is one means of enforcing legislation for this purpose.

Thirty-four of the states have railroad commissions in some form. Some of them have been in existence for more than thirty years, and have long since ceased to be experimental but are to be regarded as an important part of the machinery of the state government.

The powers bestowed upon the commission in the different states and the manner in which they are constituted, are quite different, but the main object of the commission is that of enforcing the rights of the public and preserving the equities between the public and the railroads as the same.

The various state legislatures have very different opinions as to the best methods of regulating matters affecting railroads and the public. In some states, Illinois for example, the laws are quite drastic and their strict enforcement would entail endless strife and litigation. In others, such as Massachusetts and New Hampshire, the powers granted the commissions are flexible and largely advisory. Much more depends upon the good judgment of the commission than upon the strictness of the law.

In Massachusetts, the result of an investigation of the commission has about the same force as law in most cases. So just are their recommendations, generally, that the railroads either comply or the legislature enacts a law in conformity therewith, covering the case. In the states when the laws are very stringent, frequent litigation ensues and only what can be legally forced from the railroads is conceded. Perhaps the best law that can be enacted to govern the railroads of a state, is one that allows considerable latitude to a commission in its application to various cases. If a commission then uses its discretion wisely, the best results may be obtained. If a commission does not use its powers wisely, no law, however good will avail much.

Interests and the public must do likewise whenever there is a conflict of interests. Hence some agency must be employed suitable for this purpose and the majority of the state use a commission. It is contended by some that the present law in this state does not give the railroad commission sufficient power to do what it might for the public. If that be so, it is within the power and it should be the province of the legislature to pass such a law as would confer upon the commission ample powers. Again it is contended that the commission is too expensive. If that be so, it is the promise of the legislature to amend that also. As to whether a commission should be appointed by the governor, elected by the legislature or by the people is a matter of little consequence to the public, as it is chiefly interested in the results secured in its interests. That proper provision be made by the legislature for securing the rights of the public against the railroads, is certainly demanded.

A CHANCE TO SAVE.

The Oregonian examining the last appropriation bill concludes that a saving may be made by omitting the following items from the next appropriations:

Table listing items to be omitted from the next appropriations, including State board of agriculture, Eastern Oregon agricultural societies, Southern Oregon district agricultural societies, etc.

MORE ABOUT ROADS.

I tried, through last week's INDEPENDENT, to express my opinion upon making roads in this county. I know that my opinion will meet some opposition, especially in the matter of paying tax in money, but if I am wrong I shall be glad to have anyone show me my error.

Now I said that the first step toward making a good road was to drain it. A man who never tried to make a nice ditch may think any body could make one, but this is not true. There is some slight in doing it well. To properly dig a ditch it must be leveled by the water. Of course it is a wet, dirty job and a man must be fixed for it. It is a difficult job for a supervisor to find a man who has gun tools, a mechanical eye and a working disposition combined.

If he finds a man who has the boots, and is willing, the man probably doesn't know how; by the time the present system is necessary to have seven or eight of these inexperienced men at work and the ditch will be two feet wide in some places, and four feet wide in others, here deep, there shallow, just as it happens and altogether out of shape. Could the supervisor hire men and keep them at that kind of work until their knowledge of it made them capable of doing it right? giving them an interest and some sense of responsibility much more could be accomplished.

The next principle in making a road is to make it muddy, and there is no reason why that principle may not be carried out in this county. In order to have a brick you must make mortar. If a road which needs grading is graded, the work can begin upon it sometimes in February at least it should be graded the first dry spell in the spring. By some process the soil should be pulverized as it is graded. The grading should be so managed as to make a gradual slope from the center of the ditches on each side, keeping it as near level lengthwise as possible. Graded in this way, of course, it will get very muddy, but if the work is done right, it will be muddy all over alike, and under the heat of the sun, will settle alike and not be in large holes. As soon as the sun dries it enough it should be gone over with a leveler. It is all important that there be no delay in leveling the road as soon as its condition permits. Here is an objection to the present road law under which the supervisor must give three days notice in warning hands to work on the road. Perhaps the delay of a single day, upon the grade work renders it impossible to do it well and three days defeats the purpose entirely. If the supervisor had his regular teams upon which he could depend, he could go at any time and do the necessary leveling. The leveler will drag off the little knobs, fill up the small holes and pack the ground smooth and solid, so that the next time it rains the mud will not get nearly so deep. By this process the road should be worked all the spring and it will get as hard as it is possible for a dirt road to get. After every rain during the summer it should be gone over by the leveler, and if so treated, there will not be near so much dust as is usual in the summer time. After the fall rains and often during the winter when in favorable conditions, this process should be repeated. Levelled off, just before a heavy rain, the water would run off and the road would not cut up into great chuck holes. In order to do this, the supervisor must have as much interest in the road as anything else and have teams which he can command when needed and not have to wait until the farmer gets through plowing and seeding a certain field. My friend, who sighs himself "taxpayer," has made some good suggestions, but with due respect for his opinion, I must differ widely with him where he says "the supervisor can secure as good work from the tax payers as he would from his personal friends whom he would employ under the cash system." If he had to give bonds to do his work according to specified contract, he would not have any "personal friend" who would not work. I find a mistaken impression here, that the supervisor in California is elected by the people. The supervisor of that state is the same as county commissioner in this state, and that commissioner has charge of all the roads in the county and the work is done by con-

tract. I worked on the road for a contractor in that state, and whether a "personal friend" or not, I know I earned my money. T. E. CONKLEMAN, SULLY.

THE DEATH OF LOU BAILEY.

There is a touching sadness surrounding the death of "Lou" Bailey as her friends affectionately called her. Both her older sisters had died quite young. Naturally the development and growth of their apparently delicate child, were watched with a tender solicitude and anxiety, intensified by previous bereavements. It is not strange that she became the center of strong family affection. Unusually sweet tempered, amiable and affectionate in disposition and precocious in intellect, she merited the wealth of affection so freely bestowed. There are no harsh or frothy associations with her memory. Her constant cheerfulness, kindly greetings, pleasant words and kind manners will long be remembered by all who knew her. If her gentle spirit must leave, it was fitting that it should be on the day when all the world rejoiced in commemoration of the birth of its Redeemer, and when the sun shone with unusual brightness, as if to guide her gentle spirit home. To the bereaved family, Christmas will have a new significance. As each anniversary brings its tender sadness, the chords of memory and affection will draw them closer to each other, while their faces will turn heavenward where loved ones await their coming. Of four daughters, the youngest one is left. That our Father in heaven, in his tender mercy may preserve her to comfort the declining years of her bereaved parents will be the prayers of many hearts.

SHERIFF'S SALE.

BY VIRTUE OF AN EXECUTION, I issued out of the Circuit Court of the State of Oregon, for Washington County, in favor of Louis Anicker and against John Anicker for the sum of \$41.50, costs, U. S. gold coin, with interest thereon at the rate of 8 per cent per annum, from the 25th day of November 1896, and for the costs and expenses of said sale and said writ.

Now, therefore, by virtue and in pursuance of said judgment and for want of sufficient personal property I did on the 5th day of January 1897, duly levy upon all the right title and interest which the above named defendant had on the 25th day of November 1896 or which he has since acquired in or to the following described real property, I will on Monday the 8th day of February 1897, at the south door of the Court House, in Hillsboro, Washington County, Oregon, at the hour of 10 o'clock a. m. of said day, sell at public auction to the highest bidder for cash, the following described real property to-wit: To-wit: Being and situated in Washington County, Oregon, and being more particularly described as follows to-wit: Being a parcel of land in sections 12, 13 and 14, T. 2 S. R. 2 W. and bounded by commencing at a rock in the S. line of said section 12, and thence N. 89 degrees 15' E. 1/2 mile to a stake; thence N. 55 degrees 15' E. 1/2 mile to the N. E. cor. of the donation land claim of Thomas D. Humphreys; thence S. 88 degrees 45' (var 2 1/2' E) to a stake on the N. bank of the Tualatin river and about 200 feet from a white oak (Gleditsia) of 4 1/2' to the center of the Tualatin river, thence up the center of main channel of said river to the W. line of said section 12 thence along said W. line of section 12 to the corner of the W. side of said section 12 thence W. 10 degrees 15' E. 1/2 mile to the line of a genuine, containing 100 acres, more or less and being the same land conveyed to John Anicker and Gustav B. Starck by James B. Walker by deed dated June 14th 1884, and recorded on page 28 book 177 of the records and books in the office of the recorder of conveyances for Washington County, State of Oregon to satisfy the hereinbefore named same and for the costs and expenses of said sale.

Said property will be sold subject to redemption as per statute of Oregon. Witness my hand this 5th day of Jan. 1897. W. D. BRADFORD, Sheriff for Washington County, State of Oregon. C. E. Kint, Atty for plaintiff. 33 37

FOR SALE.

A RANCH OF 40 ACRES, ALL FENCED AND all situated, part in cultivation with home and barn, young orchard and two springs, can be bought at less than half value if applied for soon. A. Deane or call on DR. C. SMITH, Gresham, Oregon.

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CASTORIA

For Infants and Children. The undersigned committee, appointed to consider needed amendments to the charter, and report the same to the council, make the following report and recommend the following amendments: I. That the city have power to issue bonds of the city in the sum of \$35,000 with the following restrictions: That the money received from the sale of \$10,000 of such bonds be used to pay off the outstanding warrants of the city; that the other \$25,000, when sold, be known as Electric Light & Water bonds, and the proceeds of the sale of the same to be used in refunding the outstanding Light & Water bonds, and in purchasing the Electric Light & Water Co's interest in the electric light and water plant, and for no other purpose.

That the council be given authority, when petitioned by a majority of the property owners representing a majority of the property adjoining any street in the city of Hillsboro to compel the property owners to improve the street by planking or otherwise, adjacent to their property. III. That the board of trustees shall not in any manner create any debt or liability which shall in the aggregate or singly exceed the sum of \$40,000, and the sum of \$35,000 on bonds above referred to shall be a part of said sum. IV. We recommend that the council authorize the city attorney to incorporate the foregoing amendments into the charter so it shall be amended at the coming session of the council, and that the same be reported to this council at an adjourned meeting to be held for that purpose. Respectfully submitted, W. H. WEHRUNG, J. H. STANLEY, R. H. GREEN, W. N. BARRETT, Mayor.

The report was amended by adding a section forbidding improvements to the streets to be made by appropriations from the general fund except the crossings at the intersection of streets. To council adjourned to meet next Tuesday night at 7:30 o'clock.

There are protracted meetings being held at the Evangelical church this week. Herman Collier has been quite ill but is reported much better. Miss Grace Walliam of McMinnville is spending several weeks with friends at this place. Mr. Albert Jack spent Saturday and Sunday at this place. Maggie Kueber is slowly recovering from her recent illness. Prof. Grimes who has been in California for several months, is the guest of his sister, Mrs. LaRue at this place. The friends of Mrs. Flint will be glad to hear that she is improving in health. Miss Emma Emma of North Shells is staying with Mr. Seely's family. Miss Jean LaBeau is spending the holidays with her parents at this place. Mr. George of Newberg spent the holidays at this place the guest of Chas. Miller. John Dagon who has been lying in a precarious condition for sometime past, suffering with stomach trouble, is reported much improved. Mrs. Clara Snook and Miss Dora, are visiting friends at this place. Mrs. D. B. Enrick and Master Claude Jackson spent last week with the former's daughter, Mrs. Turk in the Metropolis. The dance at LaRue hall Tuesday evening was largely attended and was a success both socially and financially. Mrs. Adams is again suffering intensely from a fractured collar bone. A surgical operation is said to be necessary. Mr. Andrews and wife, of Mountaineer were the guests of Mr. and Mrs. Baker of this place, last week. Died, the infant daughter of Mr. and Mrs. L. Landers, Wednesday, Dec. 30th. Internment Thursday. Mr. Will Hankins was visiting at Mrs. Rowell's Tuesday and Wednesday last week. Mrs. Effie Schmitzer and Ada Metzger of Portland spent the holidays at this place the guests of Mr. and Mrs. Schmitzer. Ferd Groner has a number of Italians employed on his farm, clearing land. Mr. Edwards the new owner of the Shepley property, has improved the appearance of the place by repairing fences and out buildings. He contemplates taking possession of it shortly. Married, at the bride's home Jan. 1 Wright D. Hurt aged 29 years and Miss Maude Darnell aged 20 both are estimable young people of this place. They will immediately commence house keeping in their new home near Kinton. The good wishes of the community go with them.

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COUNCIL MEETING.

The councilmen were all present, except Wehrung, who is sick. The bills presented and allowed were: Light & Water Co. \$108 60 A. W. Lane, marshal one-half month. 10 00 A license to sell spirituous liquors was granted to C. Blaser for a term of six months. The committee on amendments to the city charter reported in these words: The undersigned committee, appointed to consider needed amendments to the charter, and report the same to the council, make the following report and recommend the following amendments: I. That the city have power to issue bonds of the city in the sum of \$35,000 with the following restrictions: That the money received from the sale of \$10,000 of such bonds be used to pay off the outstanding warrants of the city; that the other \$25,000, when sold, be known as Electric Light & Water bonds, and the proceeds of the sale of the same to be used in refunding the outstanding Light & Water bonds, and in purchasing the Electric Light & Water Co's interest in the electric light and water plant, and for no other purpose.

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THE SHERIFF'S SALE.

BY VIRTUE OF AN EXECUTION, I issued out of the Circuit Court of the State of Oregon, for Washington County, in favor of Louis Anicker and against John Anicker for the sum of \$41.50, costs, U. S. gold coin, with interest thereon at the rate of 8 per cent per annum, from the 25th day of November 1896, and for the costs and expenses of said sale and said writ.

Now, therefore, by virtue and in pursuance of said judgment and for want of sufficient personal property I did on the 5th day of January 1897, duly levy upon all the right title and interest which the above named defendant had on the 25th day of November 1896 or which he has since acquired in or to the following described real property, I will on Monday the 8th day of February 1897, at the south door of the Court House, in Hillsboro, Washington County, Oregon, at the hour of 10 o'clock a. m. of said day, sell at public auction to the highest bidder for cash, the following described real property to-wit: To-wit: Being and situated in Washington County, Oregon, and being more particularly described as follows to-wit: Being a parcel of land in sections 12, 13 and 14, T. 2 S. R. 2 W. and bounded by commencing at a rock in the S. line of said section 12, and thence N. 89 degrees 15' E. 1/2 mile to a stake; thence N. 55 degrees 15' E. 1/2 mile to the N. E. cor. of the donation land claim of Thomas D. Humphreys; thence S. 88 degrees 45' (var 2 1/2' E) to a stake on the N. bank of the Tualatin river and about 200 feet from a white oak (Gleditsia) of 4 1/2' to the center of the Tualatin river, thence up the center of main channel of said river to the W. line of said section 12 thence along said W. line of section 12 to the corner of the W. side of said section 12 thence W. 10 degrees 15' E. 1/2 mile to the line of a genuine, containing 100 acres, more or less and being the same land conveyed to John Anicker and Gustav B. Starck by James B. Walker by deed dated June 14th 1884, and recorded on page 28 book 177 of the records and books in the office of the recorder of conveyances for Washington County, State of Oregon to satisfy the hereinbefore named same and for the costs and expenses of said sale.

Said property will be sold subject to redemption as per statute of Oregon. Witness my hand this 5th day of Jan. 1897. W. D. BRADFORD, Sheriff for Washington County, State of Oregon. C. E. Kint, Atty for plaintiff. 33 37

FOR SALE.

A RANCH OF 40 ACRES, ALL FENCED AND all situated, part in cultivation with home and barn, young orchard and two springs, can be bought at less than half value if applied for soon. A. Deane or call on DR. C. SMITH, Gresham, Oregon.

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There are protracted meetings being held at the Evangelical church this week. Herman Collier has been quite ill but is reported much better. Miss Grace Walliam of McMinnville is spending several weeks with friends at this place. Mr. Albert Jack spent Saturday and Sunday at this place. Maggie Kueber is slowly recovering from her recent illness. Prof. Grimes who has been in California for several months, is the guest of his sister, Mrs. LaRue at this place. The friends of Mrs. Flint will be glad to hear that she is improving in health. Miss Emma Emma of North Shells is staying with Mr. Seely's family. Miss Jean LaBeau is spending the holidays with her parents at this place. Mr. George of Newberg spent the holidays at this place the guest of Chas. Miller. John Dagon who has been lying in a precarious condition for sometime past, suffering with stomach trouble, is reported much improved. Mrs. Clara Snook and Miss Dora, are visiting friends at this place. Mrs. D. B. Enrick and Master Claude Jackson spent last week with the former's daughter, Mrs. Turk in the Metropolis. The dance at LaRue hall Tuesday evening was largely attended and was a success both socially and financially. Mrs. Adams is again suffering intensely from a fractured collar bone. A surgical operation is said to be necessary. Mr. Andrews and wife, of Mountaineer were the guests of Mr. and Mrs. Baker of this place, last week. Died, the infant daughter of Mr. and Mrs. L. Landers, Wednesday, Dec. 30th. Internment Thursday. Mr. Will Hankins was visiting at Mrs. Rowell's Tuesday and Wednesday last week. Mrs. Effie Schmitzer and Ada Metzger of Portland spent the holidays at this place the guests of Mr. and Mrs. Schmitzer. Ferd Groner has a number of Italians employed on his farm, clearing land. Mr. Edwards the new owner of the Shepley property, has improved the appearance of the place by repairing fences and out buildings. He contemplates taking possession of it shortly. Married, at the bride's home Jan. 1 Wright D. Hurt aged 29 years and Miss Maude Darnell aged 20 both are estimable young people of this place. They will immediately commence house keeping in their new home near Kinton. The good wishes of the community go with them.

SCHOOLS.

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