

Current Comment---Timely Topics

Will French, Publisher.

Austin Craig, Editor.

Republican in Politics.

Published every Friday at The Independent Printery, Hillsboro, Oregon.

OFFICES:

Forest Grove: Abbott Building

Phone: Main 93

Hillsboro: Masonic Temple.

Phone: Main 165

Circulation guaranteed to exceed 2000.

Advertising Rates: Display, 60 cents an inch, single column, for four insertions; reading notices, always starred (*), one cent a word each insertion (nothing less than 15 cents); professional cards, one inch, \$1 a month; lodge cards, \$5 a year, payable quarterly (notices and resolutions free to advertising lodges).

FRIDAY, JANUARY 15, 1904.

THE LAW AND THE WOULD BE REFORMER

In these columns it has been frequently, even persistently, intimated that in the editorial opinion the efforts for a prohibitory ordinance in Forest Grove were directed by those who lacked either the intelligence or the intention to stop illegal liquor-selling here. That through ignorance or through perversity a sure and speedy method of accomplishing their announced object through the state law has been neglected in a wild goose chase for a prohibitory ordinance which notoriously has ever been a failure here.

This stand has not been popular with those whom it placed in an unfavorable light, but it is founded on facts and common sense which in time will work their own justification.

That the state law could have been invoked against the sale of liquor in Forest Grove ever since the repeal of the last, and worthless, prohibitory ordinance, and can be invoked until the passage of another (which may reasonably be expected to be equally worthless) is an assertion which is here fortified by quotations from a standard legal authority, Black on Intoxicating Liquors, the edition used being that of 1892. The case references are numerous in support of each of the author's assertions.

Sec. 82.—The liquor traffic is nowhere in this country recognized as a lawful business, except as permitted and regulated by positive law.

Sec. 226.—Further, the exercise by a municipality of such exclusive power (entire control over the subject of liquor selling, to the exclusion of all other authorities) granted to it will have the effect to supersede or suspend the general law of the state on the same subject-matter. So that a person who brings himself within the law, by fully complying with all the regulations adopted by the municipal corporations, is not amenable to the general law, nor punishable for acts which, WITHOUT THE PROTECTION AFFORDED BY THE ORDINANCE, WOULD BE VIOLATIONS OF THE STATUTE.

Exclusive power of this character, granted to a city by its charter or a general act, is to be exercised by the enactment of ordinances. Until this is done, the subject remains without regulation. For example, if the city has exclusive power to provide for the granting of licenses, no one can lawfully engage in the traffic, within its limits, until this power is exercised by ordinance. For until that time, no application can be made, and no other steps taken towards the procurement of a license.

Sec. 223.—The powers conferred upon a municipal corporation must be exercised in conformity to the general law of the state, unless it is clear that the exclusive control of the subject is given to the municipality, or that the general law is to be superseded or suspended by the

charter. A statute granting authority to a city to pass ordinances in relation to the liquor traffic does not repeal the general laws on that subject. The rule is, that the municipal ordinances cannot set aside, limit or enlarge the statute law of the state, unless its power to do so can be shown in express terms or by necessary implication.

OREGON'S FIRST MARSHAL.

President H. W. Scott of the Lewis and Clark Centennial Exposition in his address before the United States Senate committee last week, in emphasizing the importance of the Oregon country, gave especial credit to one of Washington county's earliest residents whose widow died here but recently and whose son still tills the farm his father took up in the early days when having the pick of all the Pacific Northwest and knowing it all he chose the Tualatin Plains for his home.

"Years before the war with Mexico, which led to the acquisition by conquest and purchase of California citizens of the United States had migrated to the Oregon Country in sufficient numbers to establish a government. In May, 1848, a provisional government was formed, with avowed allegiance to the United States, but it was difficult, for British influence in the country was strong, and at a meeting called to form government the Americans prevailed by a bare majority—a majority of two. This was effected only through a union of the missionaries, of the free trappers of American nativity, and of other elements of our pioneer life, not congruous in the minor details, but actuated by a common sentiment of allegiance to the United States.

"Joseph L. Meek, a native of Virginia, who had gone in his boyhood to the far West and taken up the life of an explorer and trapper, together with an Indian wife, watched in this effort. Few persons in our humbler life have done more for this country of ours than this unlettered Virginian boy. He it was who at that meeting forced the issue that by a majority of but two declared the allegiance of the people of the Oregon Country to the United States.

These were the efforts that gave us—the United States—possession of the western half of this continent.

COMMISSIONERS' COURT

The following claims for January term were allowed:

Willis Ireland, dep recorder.....	41 65
E I Kuratli recorder.....	89 15
H A Ball school supt.....	63 55
E X Harding pres't jury list..	7 00
Horace Fitch " " " " " "	7 00
J C Hare relief poor.....	40 60
A J Roy " " " " " "	126 00
Mays Bros " " " " " "	9 80
W O Donelson relief poor.....	15 00
Dr W D Wood " " " " " "	15 90
L C Walker road, highways...	22 00
A F Baker " " " " " "	5 00
Lilly & Hines " " " " " "	13 80
C W Hendrick & Son roads and highways.....	36 90
Boge & Ennes roads, highw'y	20 80
J J Krebs " " " " " "	1 35
Johnson Bros " " " " " "	26 45
Schulmerich Bros roads and highways.....	13 20
Honeyman Hardw Co roads and highways.....	46 70
F W Livermore roads and highways.....	12 50
Thomas Lumbering Co roads and highways.....	24 55
Forest Grove Stone Co roads and highways.....	6 65
U G Gardner roads, highw'ys	10 45
W H Williams " " " " " "	62 45
A M Collins, janitor.....	85 50
J W Sewell sheriff.....	229 55
Hillsboro L & W Co light and water.....	39 25
Dr F J Bailey prisoners.....	3 00
A A Morrill surveyor.....	16 45
Delta drug store stat, relief...	6 30
Redmond & Sappington sch'l supt.....	3 00
W M Jackson treasurer.....	50 50
Dr F A Bailey insane, pris'ns	10 00

C H Crocker & Co stationery	31 00
Dr W D Wood insane.....	5 00
D C Stewart stock inspector...	25 00
Babcock Post No 3 G A R indigent soldiers.....	5 10
G E Morgan clerk and deputy	204 75
E C Luca circuit court.....	30 00
W A Morton dr'wing jury list	7 00
Jas Barnes assessing, collect'	2 00
Wm Welch " " " " " "	2 00
Geo Holcher " " " " " "	20 05
Geo H Wilcox assessing, col't	78 35
W J Butner assessing, col'ting	4 00
Redmond & Sappington, state cases.....	4 50
Glass & Prudhomme stat'ry..	133 70
Hillsboro Independent, county court.....	11 40
C H Jeremiah, board jury....	6 00
L A Rood judge.....	61 30
Fred Wilcox election.....	3 00
Hillsboro Argus county court	11 75
Gen Ransom Post No 6 G A R indigent soldiers.....	61 45

ROAD SUPERVISORS	
1 C F Casteel.....	\$400
2 Thos Matthiesen.....	600
3 Sam Ornduff.....	700
4 H L Russell.....	500
5 M H Henderson.....	800
6 F M Kelsay.....	800
7 North, John Browack.....	400
South, to be known as No. 25	
R B Bates.....	400
8 L S Blesly.....	500
9 Gustav Browner.....	400
10 South, W F Designer.....	400
North, to be known as No. 26	
John A Johnson.....	400
11 Fred Hamel.....	700
12 Thos Emerick.....	800
13 J L Laughlin.....	700
14 H H Clark.....	700
15 J F Ulm.....	500
16 John McClaran.....	600
17 J B McNew.....	800
18 South, A C Wiriz.....	400
North, to be known as No. 27	
J C Miller.....	400
19 South, Dave Wenger.....	400
North, to be known as No. 28	
R C Patton.....	400
20 T G Meacham.....	200
21 Adam Simpson.....	500
22 E Wood.....	500
23 Thos Sain.....	400

Transcripts of State against Ernest Goetter, W. J. Alexander and S. D. Ralston allowed.

Recorder Kuratli reported fees for November \$278.

Hillsboro Argus and Hillsboro Independent, being the only newspapers showing circulation in the county, were designated to publish county court proceedings for the year 1903.

Warrants were ordered drawn for mileage and per diem for witnesses and jurymen at the circuit court.

Martin Duffenbaucher confirmed as deputy sheriff.

John M. Wall remitted penalty upon payment of delinquent tax. Fred L. Max rebated 50 per cent upon delinquent mortgage tax upon payment of balance.

Bond of John H. Baker, commander J B Matthews post G A R with J C Woods and I K Weitzel as sureties approved.

County judge and clerk directed to examine delinquent tax roll for 1902 and if found correct to approve the same, and clerk directed to issue warrant and attach to roll for collection of tax.

Hillsboro Argus and Hillsboro Independent awarded contract for publication of delinquent tax list for year 1902 at statutory price of 25 cent per line for both papers. Tax levy for state taxes 9 mills on every dollar of the taxable property in Washington county, county 5 mills, road 6 mills, school 7 9 mills. W. J. Butner \$19 80 and E. J. Ward \$20 00 for salary and mileage as commissioners.

GASTON ODDFELLOWS

Wapato lodge No. 49, I. O. O. F., of Gaston has installed these officers: Commissioner E. J. Ward, N. G.; A. M. Porter, V. G.; H. V. Scott, sec'y; Barney Gilpin, treasurer; H. L. Russell, conductor; H. H. Parker, warder; Geo. Van Horne, inside guardian. The installing officer was District Deputy Grand Master H. L. Russell, who is a member of the lodge.

HOYT'S

PICTORIAL PUZZLE.

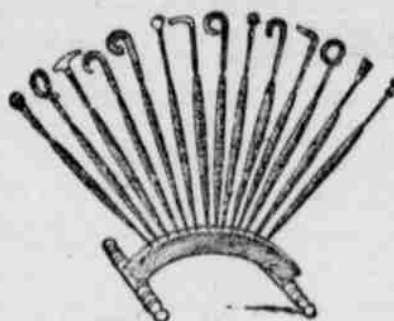


FIND HIDDEN RAG DOLL, SLIPPER AND PIPE.

Every person bringing into our store before next Friday morning, January 22, the correct solution of the above puzzle will be given a reduction of 10 per cent on the first bill of goods purchased of us, regardless of amount.

Finding one of the hidden objects will give you a reduction of 6 per cent; finding two will give you 8 per cent, and 10 per cent for all three.

Remember, this means a saving of 10 per cent for every one solving this puzzle.



Don't forget that to enjoy an Oregon winter you need an umbrella from HOYT'S.

Remember Our Special Book Sale

HOYT'S

The "MONEY BACK" Store. If you are not satisfied with your purchase your money will be cheerfully refunded. We want to keep your trade, and are bound to please you. Right goods, right prices and right treatment are the right policy, and that's HOYT'S.

Hillsboro.

S. E. Hines

CITY BAKERY

South Side Square,

Pies and Cakes, Canned Goods, Confectioneries, Fruits in Season, Cigars, etc.

Lunches and Meals

Forest Grove

BALDWIN BROS.

J. W. Baldwin, Plasterer.

G. H. Baldwin, Brick Layer

O. Baldwin, Carpenter

Lime, Sand and Cement always on hand

Forest Grove, Or.