

THE COURIER.

W. J. WIMER, Publisher.

SUBSCRIPTION RATES. One Year (in advance) \$2.25 Six Months \$1.25 Three Months .75c Single Copies 10c

Job Printing of all Kinds Very Latest and Best Styles, and at the Lowest Living Rates.

PROFESSIONAL-LEGAL.

S. U. MITCHELL, ATTORNEY AT LAW. GRANT'S PASS, OREGON.

Will practice in all State and Federal Courts. Office on Main street.

SAM. WHITE, ATTORNEY AT LAW. GRANT'S PASS, OREGON.

Will practice in all the Courts of the State

H. KELLEY, ATTORNEY AT LAW. JACKSONVILLE, OREGON.

Will practice in all the Courts of the State. Office in Court House.

H. K. HANNAH, ATTORNEY AT LAW. JACKSONVILLE, OREGON.

Office in Orth building, Oregon street.

S. W. FORBES, NOTARY PUBLIC. KEMMERTOWN AND ALTIUS, JOSEPHINE COUNTY, OREGON.

Collections a Specialty. Legal Instruments promptly executed.

MEDICAL.

W. F. KREMER, M. D., Physician and Surgeon. GRANT'S PASS, OREGON.

Calls responded to at all hours, day or night.

W. H. FLANNAGAN, M. D., Physician and Surgeon. GRANT'S PASS, OREGON.

Office at residence, corner Main and Third streets. Call attended any hour, day or night.

DR. F. W. VAN DYKE, GRANT'S PASS, OREGON.

English and German Spoken. Office on Main street, near drug store.

C. LEMPERT, M. D., Graduate Leipsic University, Ger.

Calls responded to at all hours, day or night. Office opposite Slover's hotel, Jacksonville, Oregon.

DR. CHAS. W. BEACOM, Dentist. GRANT'S PASS, OREGON.

All work warranted. Office on Main street, above Post Office.

MISCELLANEOUS.

NOTICE.

Strayed or Stolen, from the range, one Bay Filley 3 years old in the spring, and one black horse colt 2 years old in the spring, with star in the forehead. Any one knowing of their whereabouts will be reasonably rewarded by writing or sending word to P. BURKHALTER, Applegate Postoffice, Jackson Co., Or. 149-2m

J. WIMER & SON, Have the largest store in Josephine county, which is 65x32 feet, and two stories, filled with

Choice Goods in Every Line.

WE BUY FOR CASH, AND SELL FOR CASH. Give Honest Weight and Measure.

TRAVELERS' MINERS' AND FARMERS' SUPPLIES.

We keep everything needed by the people.

CHEAP FOR CASH OR PRODUCE. Waldo, Oregon.

New Millinery Store.

MRS. FLANNAGAN & M. TUFFS Have opened a new

Millinery and Dressmaking ESTABLISHMENT

Opposite Campbell & Tuff's store, on 6th street.

HAIRWORK and STAMPING neatly done 127-6m

MRS. M. HYDE MAIN ST., in front of the Factory. Has a new line of

GLOVES, CORSETS, RUCHINGS, PLUMES, TIPS, RIBBONS, BONNETS, and HATS.

LADIES' and CHILDREN'S COLLARS, VELVETS, SILKS, SATINS, INFANTS, LACE BONNETS, LADIES' UNDERWEAR, and LACES OF ALL KINDS.

New Goods Constantly Arriving. 1201

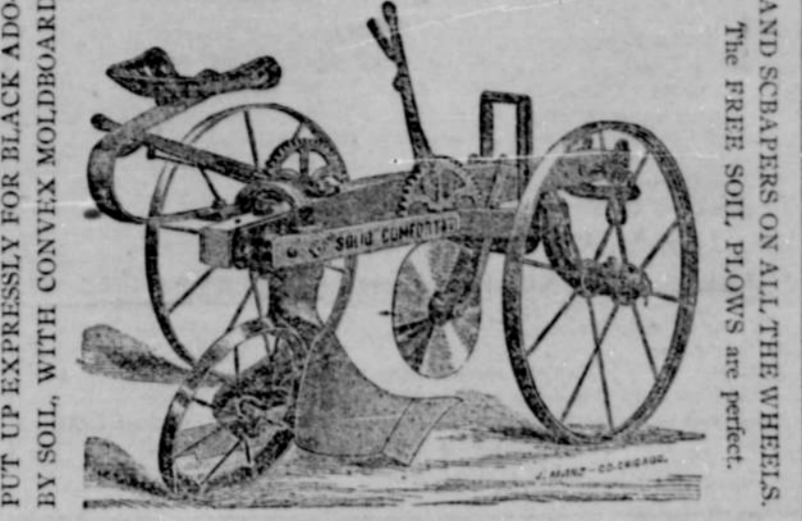
Rogue River Courier.

An Independent Paper, Devoted Especially to the Interests of Southern Oregon.

VOL. 3. GRANT'S PASS, JOSEPHINE COUNTY, OR., FRIDAY APRIL 29, 1887. NO. 5.

HIP, HIP, HURRAH!!! FOR THE CELEBRATED

SOLID COMFORT SULKY PLOWS!!!



OUR WALKING PLOWS THE "ECONOMIST"



Have Reversible Points and Shares.

ALL GOODS SHIPPED DIRECT FROM THE FACTORY and sold to the farmer at from 25 to 50 per cent. less than similar Goods are sold at. Our PLOWS are given to the Farmer on a

Two Days' Test Trial.

For further particulars of Prices Etc., call upon our local agents, GEO. W. RIDDLE, at Riddle and Grants Pass. DR. J. HINKLE, Central Point. A. DUNLAP, Phoenix. C. FARNHAM, Ashland.

Or Address WIMER & MEE, Murphy, Josephine County, Or.

SUGAR PINE DOOR & LUMBER CO.

MANUFACTURERS OF Lumber, Doors, Windows, Brackets, and Mouldings.

AND ALL KINDS OF HOUSE and STORE FINISHINGS.

The Introduction of

The Latest Improved Machinery,

HAS ENABLED THEM TO REDUCE PRICES FIFTY PER CENT. BELOW ALL FORMER RATES.

For Price List, address, S. P. D. & L. Co. Grant's Pass, Oregon.

Ashland City Roller Mills.

Snow-Flake Brand -- The Best in the Market.

Ask your Grocers for it. Don't be put off by being told that anything else is as good. Every sack of this Flour warranted to make

White, Light, and Sweet Bread.

Fac-simili of Brand displayed where on sale. E. C. LANDERS, Ashland, Or.

New Store and New Goods.

CORNER MAIN & FRONT STS., GRANT'S PASS, OREGON.

Having opened a Family Grocery, I hereby announce to the public that I have a new and well selected stock of

GROCERIES, CONFECTIONERIES AND TABLE WARE,

Bought since the Sweeping Reduction in freights, from the East, and marked down at Bottom Prices. I also sell the

CELEBRATED DAVIS VERTICAL SEWING MACHINE,

which has no equal in ease of management and great range of work. My object is to make it to the interest of those having cash or produce, to trade with me.

J. M. CHILES.

GO TO THE SUPPLY STORE For Dry-goods and Groceries.

General Mining Supplies Etc., Etc., CHARLES DECKER, Prop'r. BEST BRANDS OF WINES, LIQUORS AND CIGARS KEPT IN STOCK. DECKER BOARDING HOUSE! KEPT IN FIRST-CLASS STYLE, AND THE TRAVELING PUBLIC WILL MEET WITH EVERY KINDNESS AND ATTENTION. Livery Stable in Connection. Waldo, Oregon.

E. A. ESTES, FRONT STREET, Grant's Pass, Oregon.

Tropical Fruits, Staple and Fancy GROCERIES, TOBACCO, CIGARS, CANDIES, NUTS, ETC.

Highest Cash price paid for Country Produce, Hides, Furs, Etc., Etc.

Give me a call and be Convinced. 1201

HOTELS AND RESTAURANTS.

NEW HOTEL, Cor. 5th and Main Sts. H. SIMPKINS, Proprietor.

WHITE COOKS! This house has just been thoroughly overhauled from basement to attic. Beds nice and clean. The tables are supplied with the best the market affords.

TERMS REASONABLE. 4-1-f

CENTRAL HOTEL! GRANT'S PASS, OREGON.

This Hotel has been thoroughly renovated and

REFURNISHED THROUGHOUT

THE TRAVELING PUBLIC WILL FIND BEST ACCOMMODATIONS.

THE LIVE OAK SALOON Is Connected With This House.

THE BAR IS SUPPLIED WITH THE Finest Wines, Liquors & Cigars.

While the Reading Table is SUPPLIED WITH THE LATEST NEWSPAPERS.

A POOL TABLE MAY ALSO BE FOUND HERE.

I propose to keep a strictly first-class house. Give me a call.

J. B. HUTCH, Grant's Pass, Oregon

Esmond Hotel, Cor. Front and Morrison Sts. PORTLAND, Or.

The Leading Hotel of Portland.

Free Coach to and from this POPULAR HOUSE.

CHARGES REASONABLE. THOMAS GUINEAN, Proprietor.

Gentle Spring Approaches! And ladies are beginning to think of Dresses, and the thousand-and-one articles that must be procured for the season when all nature dons its loveliest garments.

We are now daily receiving these articles and everything connected with the

Dry Goods trade, and thereby anticipating the wants of Ladies.

Samples sent on application, and

ORDERS SOLICITED.

OLDS & KING, 186 First St., Portland, Or.

Subscribe for the COURIER.

THE PIONEER AND ONLY NEWSPAPER Published in Josephine County.

THE COURIER SUSTAINED IN ITS FIGHT AGAINST A "ROTTEN HULL."

The Colvig Case.

The State of Oregon upon the information of T. B. Kent, district attorney first judicial district, appellant, vs. William M. Colvig, respondent, H. K. Hanna and S. B. Caley for appellant, W. R. Andrews and P. P. Prim for respondent. Appeal from Jackson county. Filed April 11, 1887.

STRAHAN, J. This is a proceeding instituted under subdivision 1 of section 354 of the code of civil procedure, and is upon the information of T. B. Kent, district attorney of the first judicial district. The amended complaint alleges in substance the following facts: That at the general election in the state of Oregon, held June 4, 1886, the defendant, William M. Colvig was a candidate for election to the office of district attorney for the first judicial district in said state; that on the 2d day of July, 1886, a certificate was granted by the governor of said state showing the election of said defendant to said office, and that the governor on said day, by his proclamation, announced that said defendant had been elected to said office at such election; that the defendant thereafter wholly neglected and refused to qualify for said office at the time and in the manner provided by law, but has made default therein; that, by reason of the neglect and refusal of the defendant to qualify as by law required, he has lost his right thereto and is not entitled to hold the same; that thereafter, to wit: On the day of July, 1886, the said defendant unlawfully usurped and intruded himself into said office of district attorney for said district by appointing W. R. Andrews as his deputy district attorney in an action then pending in the justice's court for the precinct of Medford, Jackson county, Oregon, wherein the State of Oregon was plaintiff and Wm. Robinson was defendant, and the said William M. Colvig has ever since said last mentioned date claimed a right to hold said office.

And T. B. Kent, district attorney, alleges that he, T. B. Kent, is rightfully entitled to have and hold said office of district attorney for said first judicial district. In support thereof he alleges the following facts. That at a general election in the State of Oregon, held June 1884, he was duly elected district attorney for the first judicial district in said state; that thereafter and within the time required by law he duly qualified and entered upon the duties of said office and has ever since performed duties pertaining thereto; that by virtue of the constitution and laws of this State he is entitled to hold said office until his successor is elected and qualified.

The defendant answered and denied each material allegation of the complaint, and by way of further and separate defense alleged the following facts: That a general election held in the state of Oregon, held on the 9th day of June, 1886, the defendant was elected to said office (of district attorney) for the term commencing on the first Monday in June next following said election; that on the 2nd day of July, 1886, the governor of the state of Oregon duly granted the defendant a certificate of his election to said office and delivered the same to the secretary of state, to be forwarded to the defendant; that on the 9th day of July, 1886, at Jackson county, Oregon, the defendant endorsed his oath of office on said certificate of election to the effect that he would support the constitution of the United States and the state of Oregon, and that he would faithfully and honestly demean himself in office, which said oath of office was then and there duly taken and subscribed to by the defendant, and that on the 10th day of July, 1886, and within a reasonable time after the granting of said certificate the defendant duly filed the same with his oath of office endorsed thereon with the secretary of the state, who accepted the same and thereupon the defendant entered upon the duties of said office, and has ever since held said office and discharged the duties thereof; that the acts of usurpation set out in the complaint were performed by the defendant, in the regular discharge of the duties of said office after he had qualified therefor, and not otherwise.

There was no reply filed to this answer but the plaintiff, without introducing any evidence upon any of the issues, moved for judgment on the pleadings, which motion was duly argued and, after consideration by the court, judgment was rendered in favor of the defendant, from which the appeal is taken.

By virtue of article XV of section 1 of the constitution of this state, all officers, except members of the legislature assembly, shall hold their offices until their successors are elected and qualified.

By section 2, chapter 41, page

691, general laws, it is provided: The term of office of a district attorney shall commence on the first Monday of July next following the election of such attorney, and before entering upon such office the person elected thereto must qualify therefor by filing with the secretary of state his certificate of election, with an oath of office endorsed thereon, and subscribed by him to the effect that he will support the constitution of the United States, and of this state, and faithfully and honestly demean himself in office.

And it is provided by section 48, chapter 14, page 576, general laws: Every office shall become vacant on the occurring of either of the following events before the expiration of such office.

6. His refusal or neglect to take his oath of office, or to give or renew his official bond, or to deposit such oath or bond within the time prescribed by law.

There is no statute in this state prescribing the time within which the official oath of a district attorney must be taken and filed. It is true the term of office begins on the first Monday of July next following the election; but the newly-elected officers is not bound to qualify on or before that day, or upon failure to do so incur a forfeiture of his office. "Before entering upon such office the person elected thereto must qualify therefor, etc.," is the language of the statute; and it raises a very strong implication that some time may be allowed to elapse after the term begins before the newly-elected officer need qualify. The only result that could follow a delay in qualifying is that he could not enter upon the duties of said office without first having qualified by taking the official oath and otherwise complying with section 41, supra. But in addition to this, statutes fixing a time within which an officer is required to qualify by taking an oath and giving a bond, are generally directory and a failure to comply within the time fixed does not work a forfeiture. State, ex rel. Blackenship, vs. County Court of Texas county, 45 Mo., 230; State, ex rel. the Atty.-Gen., vs. Churchill, 41 Mo., 43; City of Chicago vs. Gace, 95 Ill., 593; Speake vs. the U. S., 9 Cranch, 28; the State of Md., ex rel. vs. the Co. Courts of Baltimore county, 29 Md., 516; Williams vs. Inhabitants of School District No. 1, 21 Pick., 75; City of Lowell vs. Hadley, 8 Metc., 180; ex parte Heath and Roome, 5 Hill, 42; the People, ex rel. of Westcott, vs. Halley, 12 Wend., 481.

It is unnecessary to notice the other questions discussed, as these views require an affirmation of the judgment, and it is ordered.—Oregonian.

Judge R. P. Boise has finally sentenced Marple to be hung on June 2nd. The Register says:

There seemed to be a mistake in the first sentence, it being on May 29th; that being on Sunday, Judge Boise saw the mistake, ordered the prisoner to be brought back into the court room and sentenced him to be hanged June 29th and adjourned court, but did not give the death warrant to the Sheriff until last Wednesday, when he fixed it again to June 2, 1887. There seems to be a difference in opinion in regard to the matter, but when the law is read it is plainly to be seen that the sentence is to be fixed in the warrant from the judge to the sheriff.

In regard to the trial of R. E. Marple we can say this, that he was tried before twelve of Vanhill's best citizens, was given a fair and square trial and was found guilty of murder in the first degree. We will not give the case, as it has been read by all.

Another Shooting at the R. R. Front.

Two partners in a saloon at Bailey hill, Perry Merwin and George Sears, got into a fight last Sunday, and Merwin shot Sears with a rifle after which he struck him on the head with the butt of the gun, inflicting a more dangerous wound than the gun-shot. The bullet struck Sears in the body somewhere but is not a necessarily fatal wound. The man was still alive at last report, but it was thought likely the blow on the head would result fatally. Merwin is in jail at Yreka. He claims that the gun went off accidentally in a scuffle between the men, and that as Sears followed him up afterward he struck him with the stock of the gun.—Tidings.

Relative to the indictment found by the United States grand jury at Portland because of the alleged frauds in swamp lands in Oregon, Commissioner Sparks, of the general land office, said that new developments have recently been made, and the Department is endeavoring to break up what he termed a ring of robbers. Sparks added: "I think, too, we shall have some of them in harness before long."

TO ADVERTISERS.

Grant's Pass, so named after General Grant, is a county seat centrally located in Southern Oregon. It is a progressive railroad town of 1000 inhabitants, and is the main supply point for a large portion of country devoted to mining, lumbering, agriculture and fruit-raising. Climate unexcelled.

The Courier being the only paper published in Josephine county, with a good circulation in Jackson county, enables it to be one of the best advertising mediums in Southern Oregon. For rates, address THE COURIER, Grant's Pass, Oregon.

Special Correspondence to the Courier. LETTER FROM LAKEVIEW.

The Weather—Spring Vegetables—Home Seekers—Geese and Ducks—A Quiet Town—Railroad Matters—Social, Etc.

Ed. COURIER: Since writing my last letter the climatic changes have been, to use a trite expression, peculiar. Since the 1st inst. we have had a combination of snow, rain, hail and sleet, with an occasional glare of the frivolous sunshine.

April was ushered in with copious showers, the wind at times blowing furiously and occasionally a slight freeze. But the cold rains, the chilling blasts and biting frosts, are gently and quietly leaving us, and ere another week shall be upon us we can truly say, spring is here. But a "filler can't sometimes always tell" what kind of weather we'll next have in the climes of the Pacific.

During my stay on the Pacific coast I was, until reading the last issue of the COURIER, strongly impressed with the fact of having visited almost every section in Washington Territory, the greater portion of Oregon, California and other places; that I was posted as to their different out-puts, resources, etc.; but I must confess myself greatly surprised when I read and re-read a local in the issue above referred to, relating to new lettuce, onions, radishes and other vegetables that were being used already in and about Grant's Pass so early in the first month; that watermelons are well up and peaches and other early fruits have shed their blooms. The reading of the little "local" makes ones' mouth water, when we consider that those necessities are not yet planted here. Grant's Pass is, indeed, a paradise, worthy the residence of a king, a millionaire or an epicure. I showed the paper containing this item to several parties here, who exhibited great surprise and wonder. They don't seem to think there can be so much difference between your section and our own; but my explanations dispelled all their doubts. I shall expect to soon hear of Grant's Pass arranging for a citrus exhibit.

Since last writing the times seem to have taken a slight impetus, owing probably to the constant and almost daily arrival of strangers. A great many of them are seeking locations, hence our land office is kept busy giving directions, explaining the law, &c. It is thought by many that a large area of good and valuable land will be taken up this year and in consequence a land, building and railroad boom is earnestly looked for, and a slight activity in real estate from present figures.

Goose lake at the present time swarms with geese and ducks. At times the rim of the lake just below town seems a mantle of white. There are also quite a large number of the Honker species of the goose family among them. Their almost incessant flight overhead is, night and day, attended with their continual quack.

Owing to the severe restrictions placed on gambling here, there is little or no excitement to what there was last Fall, and the long, somber faces of the saloon keepers last Winter, as they looked wistfully around for the friendless dimes and quarters are at last beginning to contract to their natural serenity and genialness, and a struggling hidden smile anon manifests itself as each and every passing stranger "tips a willing nod."

The branch line of the C. P. R. R. from Reno to the Oregon Short Line are now grading the road bed across Madeline Plains, and before August, I am informed, will reach this side of Alturas, Cal. It is proposed to reach the Oregon line before November next.

There is little of note to send this week, owing to the inclemency of weather and the inactivity of social affairs here. Move anon. FRANCIS M. DRUM.

The Interstate law is more and more recognized as breaking ground for a change of the existing conditions under which our mighty railroad development has been effected. Admitting that the measure is itself represents a compromise between the almost unanimous desire of the public at large that some measure of regulation more uniform and efficient than that of the individual states should be exercised with regard to the railroads; and on the other hand the opposition of vested interests to interference with existing conditions, it would seem that in the main the disposition of

the subject will be by the experiment with fairness. Meaning a wider range of inquiry and a greater degree of attention to the practical application of the facts connected with the subject show themselves on every hand, so that any elucidation or effort in that direction finds a much larger degree of public interest than has ever been previously possible.—[Bradstreet's.]