

TAX CASE ENDED

SUPREME COURT RENDERS A DECISION FAVORABLE TO COOS.

At Salem last week the State Supreme Court decided a case that is of a good deal of interest to Coos county. The question involved was whether the land claimed by the Southern Oregon Company, as successor to the Coos Bay Wagon Road Company, are subject to the payment of taxes while a suit for the annulment of the land grant of the company is pending in the federal courts.

There is now in the hands of Treasurer Dimmick, of this county, a few dollars short of \$100,000 in taxes paid in by this company in the past two years on the lands it claims in Coos county, which according to this decision rightfully belongs to the county, though they were paid in by the Company with a claim that the final disposition of the money should await the decision as to whether the lands have been forfeited to the United States or are the property of the company.

The case that was decided was one in which the Southern Oregon Company is plaintiff and George K. Quine, sheriff of Douglas county, is defendant, and was brought to enjoin him from selling any portion of the company's land in that county to pay the \$11,930.55 claimed to be due that county for the taxes of 1909, 1910 and 1911.

The decision of the court is given in an opinion of Judge McNary, holding that a suit for the annulment of a grant of land by the federal government does not bar a sheriff from selling the land for taxes if they become delinquent. The first suit in this case was brought in the United States District court to enjoin the Douglas county sheriff from collecting these taxes; but that court held it was without jurisdiction in the case and dismissed it. It was then, in the summer of 1912, that the company instituted suits in the Circuit courts of Douglas and Coos counties to restrain Sheriff Quine and Gage from collecting these taxes; and as the Douglas county case was appealed first the Court in this county deferred entering judgment, to save the expense of a duplicate appeal, the courts in each county having decided against the Southern Oregon Company.

With this decision of the Circuit court staring them in the face the company tendered \$75,000 as its taxes for 1909, 1910 and 1911 to Sheriff Gage with a string on it to the effect that the final disposition of the money was to await the result—not of the tax collection case which had been appealed to the Supreme Court, but of the company's contest with the United States government as to the title of the lands—and demanded its tax receipts. The sheriff refused to issue those receipts on any such agreement as that, and the money was subsequently paid to County Clerk Watson, on the 29th of August, 1912, and by him turned over to County Treasurer Dimmick, in whose hands it now is.

County Attorney Liljeqvist says that this money was accepted by the county without any conditions, and that it has been subject to disposal by the county in any manner it pleased, the same as any other moneys received for taxes, but the Southern Oregon Company is pretty sure to claim otherwise.

The company not only paid this \$75,000 for three years taxes in 1912, but a year ago just before the time

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"How I Shall Miss you When You Are Grown"
What the poet sang every mother's heart has felt.
How long since you have had Baby's picture taken?

L. I. WHEELER
Near Gallier Hotel
LOU WHEELER, Artist

for the taxes to become delinquent, paid \$24,752.62 more in the same way and with the same reservations, as its taxes for 1912, less the three per cent rebate.

Of course this was done in order to save the payment of the penalty and interest in case the court should eventually hold that the company must pay these taxes; but whether it will make its contention hold water will probably only be determined at the end of another suit in court.

The issue on which the United States government seeks to annul the land grant originally made to the Coos Bay Wagon Road Company is not that the wagon road has not been built but that the company failed to comply with its agreement to sell these lands to settlers at \$2.50 per acre, as provided by the granting act. Settlers on the land grant of this company who had taken homesteads within its limits thirty or forty years ago and made costly improvements and had fine farms, have been absolutely driven from the claims by this company, although they would have been more than willing to pay the maximum price of \$2.50 per acre and the entire course of the company has indicated a determination to hold its grant and dispose of it for high prices where the timber or the character of the land made it worth a good many times \$2.50 per acre.

We hear of some sections in the neighborhood of Fairview claimed by this company, which are as level as a floor and covered with big timber worth hundreds of thousands of dollars.

Until the final decision of the tax cases in the State Supreme Court it has not been deemed wise to use the money paid for taxes on these lands for current county expenses; but now that the case has been settled in a way that seems to preclude appeal to the federal courts, where a similar case was thrown out at the start the suggestion is made that the county could safely invest the \$100,000 of Southern Oregon taxes in its hands in taking up county warrants and stopping the interest on them; and we can certainly see no good reason why this should not be done.—Coquille Sentinel.

THIS SECTION ATTRACTS MUCH OUTSIDE ATTENTION

James P. Olsen, who is returning to Curry county from a Portland trip says he hears this section of the coast region talked everywhere one goes. Mr. Olsen has some Portland parties interested in a power site about 18 miles from Bandon which is good for 1000 horse power in the dry season and they will soon look over the proposition.

Mr. Olson says Curry county is going to be one of the most attractive points in Oregon soon and there is a general substantial citizenship down there. The people are looking forward to big development in his county in the next few years and are all lined up with plans for this expected awakening. The power site Mr. Olsen has filed on is on Willow Creek. Mr. Olson has lived in Curry county 32 years and knows all the residents and the possibilities of the territory.

Mr. Olsen made a trip to the old country last year and when in New York met a wealthy shoe manufacturer from Melbourne, Australia, who asked many questions about the Oregon coast. This man returned to Australia but has since written to Mr. Olsen stating he has intentions of locating a big manufactory some where along the Oregon coast, and probably in Curry county, where there is oak for tanning.

While in Europe Mr. Olsen found there is an intense interest in the Oregon coast and they are talking continuously about the opening of the Panama canal, when thousands of substantial foreigners expect to emigrate to points on the Pacific coast. Mr. Olsen is accompanied by R. F. Cox of Portland who owns great quantities of timber land in Curry county and who is going down to look over his holdings. Mr. Cox is an enthusiast in boating and last year was with the Oregon Kid when that motor boat snagged things all through the coast.—Marshfield Record

FILLING THE LUNGS.

Correct and Deep Breathing is Essential to Good Health.

No piece of advice the physician can give will bear more frequent repetition than the pithy sentence, "Breathe deeply." It is a perfectly simple rule of health, yet it is constantly broken.

There are two ways to learn to breathe. If our powers of self discipline are poor, as is the case with most insufficient breathers, it is a good plan to join a gymnasium or calisthenic class and learn to use the lungs as a baby learns to use its feet and hands. But remember that lessons in breathing will do no good if the scholar thinks he is absolved from his task except when he is in the class.

A simpler method for those who have not time or opportunity to attend a gymnasium is to turn life's daily routine into a continuous discipline in breathing. If the poor breather takes the trouble to watch himself carefully he will find that when he is engaged upon any work that calls for close attention he does not even breathe as deeply as usual; he almost invariably holds his breath. Thus the blood current is vitiated when it ought to be cleansed, and the worker exhausts himself, not so much by his labors as by his neglect.

Draw in deep drafts of air every time you take a breath, and every little while stop everything else and fill your lungs a few times with breaths that test their capacity. You will be surprised to see the improvement that it will make in your general condition.—Timely Doctor.

PRUNING BY RAIN.

One of Nature's Many Methods of Thinning Her Forests.

Nature has many ways of thinning and pruning and trimming her forests—lightning strokes, heavy snows and storm winds to shatter and blow down whole trees here and there or break off branches as required. The results of these methods I have observed in different forests, but only once have I seen pruning by rain.

The rain froze on the trees as it fell and grew so thick and heavy that many of them lost a third or more of their branches. The view of the woods after the storm had passed and the sun shone forth was something never to be forgotten. Every twig and branch and rugged trunk was encased in pure crystal ice, and each oak and hickory and willow became a fairy crystal palace. Such dazzling brilliance, such effects of white light and irised light, glowing and flashing, I had never seen, nor have I since.

This sudden change of the leafless woods to glowing silver was, like the great aurora, spoken of for years and is one of the most beautiful of the many pictures that enrich my life. And besides the great shows there were thousands of others, even in the coldest weather, manifesting the utmost fineness and tenderness of beauty and affording noble compensation for hardship and pain.—Atlantic Monthly.

Red as a Cure.

In England, says the London Globe, apothecaries for many years were firm believers in the efficacy of the color red as a combatant of disease. Patients, especially those suffering from rheumatism, were frequently wrapped in red blankets and dressed in red clothes. "Let your nightcap be of scarlet," recommended Andrew Borden in his discourse on sleep, "and petycoete of scarlet also," while a physician in the sixteenth century advised that the face be washed once a week and then wiped with a red cloth. Upon this latter item of the prescription great stress was laid—no doubt the color of the cloth was intended to act as an antidote against the chill of such frequent ablutions.

Grease a Cause of Disease.

Grease in a sink is a very prolific cause of disease. It cannot but accumulate from dishes and utensils, and when small bits of vegetable matter adhere to it a shelter is given to mischievous bacteria. Besides, grease will clog the drain and become a menace and an inconvenience. The surest and simplest cleansing agent is a strong solution of washing soda and boiling water. The sink should first be scrubbed with soapuds and the hot solution then dashed down the drain. This cleaning should be done at least once a week.—Chicago News.

Different Viewpoints.

Duncan Macpherson was playing golf. Going out he drove brilliantly over a stream in a hollow. "My, but you wis a fine drive over the bonny wee burn!" he remarked to his caddy. Coming home he had to play over this same "burn" for another hole and drove right into it. "Gang ye an' fish th' be' out o' yon dirty sewer!" he growled.—Argonaut.

Use For His Head.

Old Gotrox (to his fashionable son)—You and your set thoroughly disgust me. You could get along as well without a head on your shoulders as with one. Algy—Aw, further, how wodenious! Why, when would a fellow wash his hat?—Puck.

His Delicate Touch.

"That Muller is a peach at borrowing. At the dance last night he put my tie straight, and when he had finished I was 100 marks poorer!"—Vingardo Blatter.

Next to acquiring good friends the best acquisition is that of good looks.—Cotton.

NEW SPRING SUITS

The new models for spring are strikingly pretty, Cut on an entirely different line than any previous season.

They are adapted to all the new soft materials that drape in a charming way.

The coats are decidedly new in cut and show many different styles that will be appreciated by well dressed women.

The skirts are full at the hips and show neat side drapes.

In colors all the new, soft shades are shown.

Ladies Home Journal Patterns for April on sale now.

AVERILL'S

New Shipment of Silk Automobile Caps Just Arrived.

STUTTERING.

Treatment by Which the Affliction May Be Overcome.

There is no cure for stuttering. This does not mean that no stutterer can be cured—far from it—but that there is no treatment which is sure to cure. If a stutterer be taken in childhood, when the affliction is first noticed, and carefully treated he can sometimes be cured and generally much improved.

Dr. Frank A. Bryant of New York, writing in the Medical Record, says the first thing to do is to make sure that there are no obstructions in the throat or nose, such as enlarged tonsils or adenoids. The child must be taught to breathe through his nose, deeply and slowly, as a habit. He must not be allowed to speak when excited nor when laughing or crying or in the paroxysms of whooping cough. He must never be tickled. All causes of excitement must be removed. Fresh air, scrupulous cleanliness, plain, nourishing food, moderate exercise and plenty of sleep in a dark room are essential.

Mental treatment is of great importance. Any measures that will increase mental poise are of inestimable value. The stutterer must be impressed with a desire to overcome what is only a bad habit. He must be persuaded to study the great art of speaking correctly. Thus, by careful, patient work on the part of his parents, teachers and physicians, will be gradually cure himself, or at least so improve as to make the affliction cease to be serious.

THE VOICE OF A CHILD.

How One of the World's Greatest Song Birds Was Discovered.

Many years ago a maid employed by Miss Lundberg, a famous dancer of the Royal Opera in Stockholm, was given a holiday by her mistress and set out to take a walk. Passing a shabby little house in the poorest section of the city she heard a child's voice, which seemed to her wonderfully fresh and beautiful, and, looking up, she saw a little girl sitting near the window singing to a pet kitten. In great excitement she rushed to her mistress and told her of the exquisite voice she had heard. Miss Lundberg was somewhat skeptical, but finally went to the house and heard the sweet song. She, too, was convinced of the great natural beauty of the child's voice and reported it to Croelius, the singing master of the opera.

Croelius was also somewhat skeptical at first, but at Miss Lundberg's request he, too, went and, standing on the sidewalk, heard the child sing.

Enraptured in turn, he told Count Buke, manager of the Royal opera, and arrangements were made by which the little girl sang for the count.

She was at once taken as a free pupil in the Royal Opera school and there after received the best instruction Sweden could give. The child was Jenny Lind, the famous "Swedish Nightingale."—Ladies Home Journal.

As She Saw It.

The Mother: If you show up to be polite, no dear, and have good taste in dress and manners, I shall be just the mother. The Daughter: (used to her) Then I don't need an education, I'm that lovely!—Cleveland Plain Dealer.

There is mortal sin—no sin—no sin—no sin.

ROADS GETTING IN CONDITION FOR AUTOMOBILES

That the roads are drying up rapidly is evidenced from the fact that automobiles are beginning to travel over the county roads. Dr. Pemberton and wife came up from Langlois this morning in his car, and C. A. Jamieson left this morning for Curry county in his car and they report the road is in fairly good condition.

Dr. H. M. Shaw, eye, ear, nose and throat specialist of Marshfield, will be in Bandon on the arrival of the Coquille on March 30th, and will leave at noon March 31st. All who desire to see him should call at the Hotel Gallier on that date.—234.

For Sale—Brand new modern bungalow; nice lot; fine location. Price very reasonable. Baltimore and Twelfth Streets or address P. O. Box 435, City.—1911.

COQUILLE TEAMS TAKE BOTH BASKET BALL GAMES

The last basket ball games of the season were played in Bandon Friday night when the Bandon High School and the Bandon All Stars played the Coquille teams.

In the High School game Coquille won by the score of 21 to 10 and the Coquille All Stars won by the score of 24 to 19.

Both games were closely contested as the scores will show, and although there was no particularly brilliant work on the part of anyone, the games were well worth going to see. All were good steady games and especially in the All Stars game the result was at all times in doubt.

In the High School game, while Coquille succeeded in doubling the Bandon score the game was a good one, and only for some bad luck the

result might have been closer. This ends the basket ball for this season, with North Bend the winner of the Coos County championship, they having lost only one game. Bandon is in the cellar, having won but one game, although a number of them were lost by only one or two points.

DANGEROUS CONDITION ON CHICAGO AVENUE.

Some time ago the City Council had steps built on Chicago avenue leading to the top of the hill. These steps are high and steep and take a turn at right angles. No railing has been placed on the steps and this lack makes them dangerous, particularly at the bend. A number of people have had narrow escapes from serious injury when they have been walking down these steps at night. It is hoped the Council will see fit to have a railing placed alongside the steps, as many people use them daily and unless something is done a serious accident may occur.

NEW LAKE LADIES HAVE A CARPET SEWING BEE

The ladies of New Lake spent a most enjoyable day at the home of Mrs. R. L. Gimlin, Thursday, March 12th.

The time was spent with social intercourse and the sewing of carpet rags, some of the ladies showing themselves quite efficient in the art. Mrs. Geo. Walter and Mrs. J. D. Butler were the fastest, their work being about equal.

A delicious repast was served at noon by the hostess.

Those present were Mrs. Geo. Walter, Mrs. J. D. Butler, Mrs. R. R. Davis, Mrs. Ralph Foster, Mrs. R. H. Hunt and Mrs. F. H. Colgrove.

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