

The Santiam News.

Politically Independent.

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T. L. DUGGER,
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JUDGE REUBEN P. BOISE.

Judge Reuben P. Boise died at his home, in Salem, peacefully, last week; having reached the ripe age of 88 years.

Judge Boise has been a part of Oregon for more than one-half a century. To write his life history for that period, would be to give the history of Oregon for that time, so continuously and conspicuously has he been associated with public life. No other man, probably, has had so much to do in the affairs of the state since it discarded territorial habits, as had the dead jurist. He, more than any other, formulated our fundamental law. That he wrote wisely and well, the constitution still standing intact as it came from the builders hand, is a living monument.

Judge Boise was a just man in both public and private life. His record of nearly fifty years in the judiciary as well as his home life is spotless. He may have, in the estimation of others, erred in judgement, but it usually turned out that he wasn't mistaken. During his many years on the bench, his decisions have, probably, been reversed fewer times than any other judge in the West. It has, usually, been sufficient in all legal matters to state "Judge Boise has decided so and so," to end the matter being litigated and the case was rarely appalled.

Judge Boise was, for many years, master of the state grange, Patron of Husbandry; in which position he became, almost, an oracle to farmers of Oregon. He thus became intimately acquainted with the farmers and farmers wives, among whom his character for honesty and integrity is unimpeachable.

As a lawyer, Judge Boise stood at the head of the Oregon bar. As a judge, his decisions stand as models of rugged and honest interpretation of law. As a citizen, he set up a standard that any man may be proud to be able to measure up to, and in domestic and family relations, his example is worthy of emulation in any American home. What more can be said of a long illustrious life, then to say "Seeing his duty in all of the various walks, he stepped forward and assumed the burden without murmur and did the work assigned him, with an honesty and faithfulness of purpose which has ever been the admiration of his fellow citizens.

A PETTIFOGGING ACCUSATION.

There is a disposition on the part of the University boomers to censure severely those who would invoke the Referendum on the big appropriation. They say, because of this opposition, that the friends of the Referendum are opposed to higher education. Of course, these accusers know such accusations are without a foundation of fact. They will know that many who desire the Referendum invoked are college men and are just as firm friends to higher education as even President Campbell, himself is. They would place a higher education within the reach of every boy and girl in Oregon through improving our public schools. President Campbell would only furnish such educational advantages to but a few of them, through the medium of the state University and at the expense of all the taxpayers.

But why, President Campbell, do you object so bitterly to having your big appropriation referred to the people? Are you afraid they, or a majority of them, are opposed to your particular brand of higher education? Many people think that all special or extraordinary appropriation bills should, and soon will be required to be, referred to the people without the trouble and expense of circulating petitions. They think as they have to foot the bills, they should have a voice in the matter. Anyway, President Campbell, don't you think it would be better to have the good will of the people through their sanction of the appropriation at the polls? Or would you have the appropriation stand whether or not the people are willing?

The people who oppose this big appropriation, or all appropriations for special colleges for that matter, are not necessarily opposed to higher education; but they want public funds expended only in the building up and making better our entire public school system. They know the state made a grave mistake when she embarked in the college

business; for it made it possible to form as selfish and corrupt ring of educational politicians as ever infested a state. They would now correct the mistake. They know, as a question of public policy, that it is better to place a 25 per cent. better education within the reach of every Oregon boy and girl, than it is to place a 100 per cent better or higher education within the reach of a few of them. The people want all public effort given only to the betterment of our public schools. They would like, at least, four more grades added to the public school curriculum. This can be done, only, with an increase of the school tax. They would like, and think it is only a matter of justice, to have the \$600,000 or \$700,000 that is now expended annually on the six state colleges added to the public school fund. While this amount would not make colleges of all our public schools, it would help somewhat toward that end. Nor will it provide a football field for every school house. That part of the public school pupil's education would have to continue neglected. However, the average taxpayer will not grieve, seriously for the neglect.

The college, of course, will ever be a necessity to the completion of the finished or technical education; but as the recipients of such are the direct beneficiaries thereof, it is only a matter of justice they should bear the expense. But the great mass of the coming generations, as in the past, must be content with what book learning they can secure in the public school. For this reason, there is a growing demand that common or public moneys should be devoted exclusively to building up—not one or two or a half-dozen, but our entire public school system.

A nation can become great only as the general average of the intelligence of its citizens is developed. The state is a respecter of persons when it equips a few of its citizens for the battle of life with a college or technical education, while for the great mass of its people it provides but an eighth grade education. In so doing, it establishes a privileged class—an educational aristocracy, which is inimical to the perpetuity of a free government.

Give the public school the best possible support. Add technical courses wherever practicable. But with the public school, let the state's work end. If the individual is not then satisfied, the world of colleges is before him.

The idea is fast gaining ground among farmers, that legislative appropriations of public moneys be submitted to the people at the polls for ratification, before becoming effective. This would apply only to special or extraordinary appropriations; as the necessary expenses of the state would have to be provided for in any case. Manifestly, a tax should not be imposed upon the people without their consent and the only way in which this consent can be ascertained, is at the polls on election day. If it was known that an appropriation must first run the gauntlet of the people at the polls before it became effective, the people or institution would be very sure the measure was meritorious before asking for it. True, we select men as legislators whom we deem honest, capable and conscientious, but our past history admonishes us that we are oftentimes mistaken. Indeed, the preponderance of this class of members at last session were somewhat straining upon the state's exchequer. Too many of them seemed to think the state treasury resources were unlimited and that new sources for replenishing are unnecessary. What wonder is it then, that the people adopted the Referendum, as a measure of protection against predatory legislatures? Can the people be blamed if they further curtail a power that has been so flagrantly abused? No doubt the people will often make mistakes; but in the end, they may be trusted to do about right. We have found, to our sorrow, that we can't trust the legislature. As a matter of fact, unless our legislatures improve in the quality of the work they do, the people will soon conclude that it is a useless and mischievous body and abolish it. At all events, special and extraordinary appropriations is a feature that the people can well afford to recall unto themselves.

The San Francisco grand jury, under the guidance of Prosecutor Heney, is still grinding out indictments—enough of them to keep the courts employed for months to come. The Reuf trial is not yet underway; the jury having not yet been secured, at this writing. Mr. Heney has made a success of getting the whole rich boodling, franchise grabbing gang very badly scared. They have about concluded that money does not make a rich scoundrel immune of the law. All have been compelled to sit up and take notice. Verily, these be troublesome times when a man cannot spend his money as he wants to in the buying of franchises and special privilege. Reuf & Smutz had them to sell and why shouldn't they buy? Mr. Heney is now telling them why.

Last week the notorious Thaw trial ended, resulting in a mistrial. The jury, after 48 hours deliberations, failed to agree; five being for acquittal and seven for conviction. The trial covered a period of nearly three months, but will all have to be gone over again with the possibility of another mistrial. The trial has shown up the wickedness of some of the idle rich that makes one blush to know they are American citizens. Most everybody was disgusted with the loathsome details and hoped for a decisive verdict.

SHERIFF'S SALE.

IN THE CIRCUIT COURT OF THE STATE OF OREGON, FOR THE COUNTY OF LINN.
Mason, Kirtman & Company, Plaintiffs
vs
A. J. Houston, Defendant.
Notice is hereby given that by virtue of an Execution issued out of the above entitled court in the above entitled action, do directed and delivered on the 12th day of March, 1907, I have seized upon the following described real property:
Situated at the Southeast corner of Lot 7 in the City of Scio, Linn County, Oregon, and running thence West 60 feet to the South-west corner of Lot 16 in said city, thence South to the North bank of Thomas Creek, thence East 24 feet to the South-west corner of said Thomas Creek, to a point opposite to and on a line with the East line of said Lot 7, thence North to the place of beginning.
And will on SATURDAY, the 27th day of APRIL, 1907, at the hour of one o'clock P. M. of said day, at the front door of the County Court House in the City of Albany, in the County of Linn, State of Oregon, sell at public auction for cash in hand to the highest bidder, all the right, title and interest of the above named defendant in and to the said real property above described, the proceeds of said sale to be applied to satisfy said execution as follows:
One Hundred Ninety and 00/100 (\$190.00) with interest thereon from the 12th day of March, 1907, at the rate of 5 per cent per annum, and the further sum of twenty and 00/100 (\$20.00) dollars, costs now due on said judgment and also the cost of and upon the writ, said real property being subject to redemption according to law.
Dated this 25th day of March, 1907.
J. S. SMITH,
Sheriff of Linn County, Oregon.

Notice for Publication.

UNITED STATES LAND OFFICE
Portland, Oregon
March 12, 1907
NOTICE is hereby given that in compliance with the provisions of the act of Congress of June 15, 1896, entitled "An act for the sale of timber lands in the State of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 14, 1897, and E. Rowell of Scio, County of Linn, State of Oregon, has this day filed in this office her sworn statement No. 206, for the purchase of the S. E. 1/4 of Section No. 24 in Township No. 21, South, Range No. 1 East, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before the U. S. Land Office at Portland, Oregon, on Friday, the 21st day of May, 1907, who names as witnesses: James King of Scio, Oregon; James L. Rowell of Scio, Oregon; and A. King of Scio, Oregon.
Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said day of May, 1907.
ALGERNON S. DRESSER,
Register.

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Register.

Dr. J. M. Fong.

An experienced co-founder of Chinese medicine, succeeded in curing Hong Kong cholera, is now prepared to furnish Chinese medicines to all. The undersigned recommends him and guarantees satisfaction. Call or write him at No. 11, West Second Street, Albany, Oregon.
JIM WESTFALL.

TO HORSE BREEDERS

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Mack
at my farm near West Scio. Season opens April 1. Season closes July 1. My price to insure is \$10. All possible care will be used to prevent accidents, but I will be responsible for none. Will meet any calls required in Scio. Call me up on the phone.
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SUCCESSORS TO
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Yours for business,
GEORGE KOENEKE

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Pres.-ent. Cashier.

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The following are prices quoted on Thursday of each week by our dealers:
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Oats, per bushel 1.00
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Rye, per bushel 1.00
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Hay, per ton 20.00
Sawed lumber, per cord 10.00
Eggs, per dozen 17
Butter, per pound 18
Cheese, per pound 18
Turkeys, per pound 18
Ducks, per pound 15
Hens, per pound, live weight 08 1/2
Rigs, per pound, live weight 08 1/2
Veal, per pound, for shipping 07 1/2
Sheep, per pound, strikers 06
Mutton, per pound 06