

Lebanon Express.

CITY OFFICIALS.

MAYOR.....C. H. BALSTON
 RECORDER.....F. M. MILLER
 TREASURER.....J. A. ROBERTS
 MARSHAL.....S. A. MACKAY

COUNCILMEN
 J. C. BILLYU
 J. G. BOLES
 G. W. CRUSON
 G. M. WESTFALL

City Council meets on the first and third Tuesday evenings of each month.

(Continued from first page.)

Placed several games of cards with W. Grubb and the other boys. They played about one o'clock. Then went to the bar and drank. I paid for them. W. Grubb and Davis went out. Gentry and myself were left alone. W. Grubb and I shook dice and drank several times. Gentry slipped away from the bar. Do not know where he went to. He came back after awhile. We then had more drinks. We left there between two and three. Gentry and Mayer went out with me. Gentry said we would stop at Grubb's to get another drink. We all went over together. Gentry lives on east side of the street. Mayer lives on east side of street. I went into Grubb's saloon. Found Grubb, Carroll and Mossholder there. Asked Grubb to drink with me, at first he refused and then said he would drink. Grubb introduced me to Carroll and I asked him to drink. We filled our glasses and then I stepped out to urinate. Came back and took my drink. (Here prisoner was shown snap of pictures of the Grubb saloon.) Bar is on east end of saloon. Grubb was behind the bar when I went in. Asked Mossholder to drink. I asked Grubb if he had been making a talk with Elkins. Said he had not said to Elkins that he had put me out. Said he had ordered me out of the house. He put his hand under the bar like he was going to get something. Grubb advanced towards me rapidly and I backed out towards the door. When I got out the door I told him to let me alone as I wanted to go home. He said I had told Gentry that I would whip him. I told him I did not say so. He grabbed me by the neck and took hold of the pistol with his other hand. As I felt the pistol went off. I had no intention of shooting. Mr. Mayer went home with me after the killing. Had been drinking some that evening. Cross examined.

Went to Mayer's about 9 o'clock. Did not leave there until I went to Grubb's. Mayer and I went to the bar after we left Mayer's saloon and I went to Grubb's. Grubb was talking to Carroll when I went in. I stopped on outside of the bar. Stood there about ten minutes. When Grubb came out from behind the bar he walked around the partition and while he was doing that I was backing out towards the door. I think it was ten feet to the door. Did not walk very slowly as I went out. Drew my pistol out of my pocket when Grubb started to come out around the bar. He first took hold of me outside the door. Took hold of the pistol firm. Pistol went off as I was falling. I was leaning over backwards and think deceased was leaning forward.

The cross examination of the defendant was: Do not know exact time I left Grubb's. Took one drink before I went out. Went out front door just before I took my drink. I drank heavily. Told Grubb I would like to speak to him about the talk. Mossholder then went back to the stove. Think Grubb told Mossholder to go. Grubb did not say that he would not go out to talk. He said if Elkins would come there and say that he (Grubb) had said that he had thrown me out of the saloon then he would not deny it. I told him I would not have any trouble with him. Grubb had hold of the pistol with his left hand as I went out the door and pushed me with his right hand.

J. C. Billyu testified: Was a member of the coroner's jury that investigated the killing of Grubb. Examined clothes of deceased at that time. He had on two shirts, a white shirt. Hat on a coat. Saw no powder burn on the shirt. Noticed bullet hole in shirt. Saw no powder burn. Had on dark coat. Do not know that he had on any vest. Saw the clothing early in the morning before they took the body from the saloon.

Joseph Keiso testified: Examined the coat and vest of deceased after his death. Saw clothing as soon as I got there. Saw no powder burn on shirt. Burned the two shirts, vest and drawers when I dressed deceased. Vest was a brownish color. Did not see hole in shirt as it had been cut with scissors.

Henry Frey testified: Was present when body was dressed. Saw no marks of powder burn on shirt. Shirt had been cut open. It was an ordinary white shirt.

Joe Mayer testified: Was member of coroner's jury. Saw no powder marks on shirt or vest.

Dr. Lamberson testified: Examined shirt and vest after killing. Saw no powder burn on either. Made experiments by shooting at a white shirt. Shot at different distances. Experiments were made at 4 and 7 feet. (Evidence ruled out.)

H. H. Cummings testified: Live 6 miles east of Lebanon. Have known D. Shepherd. His reputation for truth and veracity is bad. Ginson told me he had some dealings with D. Shepherd and did not consider him truthful.

W. A. Ginson testified: Live ten miles south east of Lebanon. Have known D. Shepherd for two or three years. His general reputation for truth and veracity is bad. Heard Mrs. Cammer say so.

Andrew Sanford testified: Live at Waterloo. Have known D. Shepherd since last June. His general reputation for truth and veracity is not good.

THE VERDICT.

After an able charge to the jury by Judge Burnett, the case was given to the twelve jurymen to decide at 11:45 a. m. Saturday.

After deliberating just six hours the jury brought in their verdict. The prisoner was brought into court and the verdict was read. When the words "guilty of murder in the second degree" were read the prisoner turned visibly paler, but showed no other signs of emotion.

Wednesday at 9 A. M. was fixed as the time for passing sentence. The penalty for murder in the second degree is imprisonment for life.

On the first ballot on the question of murder in the first degree, 2 voted yes and 10 voted no. On the next ballot, 7 voted for murder in the second degree, 2 for first degree and 3 for manslaughter. The jury united on a verdict on the tenth ballot.

THE SENTENCE.

When the jury in the case of the state vs. Morgan Wasson, for the murder of A. W. Grubb at Lebanon, returned their verdict of murder in the second degree, Judge Burnett fixed Wednesday, May 3, as the time for sentence.

Wednesday morning at 9 o'clock Judge Burnett sentenced the prisoner to imprisonment in the penitentiary for the remainder of his natural life. Counsel for the defense have filed a motion for a new trial, which was overruled by the court and will probably be taken to the supreme court. The court fixed June 10 at chambers in Salem to hear the bill of exceptions.

The prisoner, when the sentence was pronounced, stood with bowed head, but did not exhibit any agitation. His father was present, and the deep grief which this affliction has brought upon him was plainly marked upon his countenance.

Before pronouncing sentence Judge Burnett referred to the unpleasant task before him, made more so from the fact of his friendship for the prisoner's father, whom he has known for many years and whose hair has become whitened through a long life of upright worthy action. He attributed the issue before him to evil associations on the part of the prisoner, when his home surroundings had called for something better. He commended the doomed man's future to the mercies of God, and advised him seek a better life in spirit and deed. The performance of his duty in the administration of justice was so tempered with kindly feeling and rare good judgment that there were many moist eyes in the court room, and the words of his honor were the remark of the attorneys present.

The prisoner was conveyed to the penitentiary by the sheriff on the noon train.

John Marshall made a call, and renewed his subscription this week.

Administrator's Notice.

Notice is hereby given that the undersigned has been duly appointed by the county court of Linn County, Oregon, administrator of the estate of A. W. Grubb, deceased. All persons having claims against said estate are hereby notified to present them to the undersigned at Lebanon, Oregon, duly verified, within six months from this date.

Dated this 27th day of March, 1903.
 F. M. SARRIS, Admr.
 J. R. WYATT, Atty. for Admr.

Persons who are subject to attacks of bilious colic can almost invariably tell, by their fallings, when to expect an attack. If Chamberlain's Colic, Cholera and Diarrhoea Remedy is taken as soon as these symptoms appear, they can ward off disease. Such persons should always keep the Remedy at hand, ready for immediate use when needed. Two or three doses of it at the right time will save them much trouble. For sale by M. A. Miller.

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There will be a social for the Christian church at the residence of Isaac Saltmarsh. Refreshments and hot coffee, ten cents. Every body invited. Tuesday evening May 9th.

To encourage cash trade, W. C. Davis, of Albany, has adopted a new system of cash discount coupons, and is giving his customers, in connection therewith, some really elegant sets of triple-plated silver. It will be to your interest to call on Mr. Davis before making your spring purchases.

Ladies shopping in Albany should not fail to visit the Ladies' Bazaar. They have a fine line of all the new spring novelties, such as the latest in neckwear, laces, ribbons, kid gloves, children's hats of all descriptions, for boys and girls, also a large line of spring wraps for ladies, misses and children, at prices to suit all. They carry the well known R. and G. corset and are agents for the standard paper patterns. Go there, you will receive full value for your money. No trouble to show goods.

Joe F. Menzies, the popular young manager of the East Portland General Electric Light Company, residing on the corner of East Sixth and Ash streets, was married to Miss M. A. Billings on the evening of last Thursday. It seems that on reaching his home the electric lights went out, leaving everyone in darkness in the city, for a half hour or more. The Odd Fellows, who were giving an entertainment at the Centenary church on that evening, made inquiry of Mr. Menzies as to why the lights went out, and, upon being informed that he had just been married, excused him and hoped it would not occur again. Where was Menzies when the lights went out?—Portland Dispatch. Mr. and Mrs. J. W. Menzies, of this place attended the wedding. Mr. Menzies is a brother of the groom.

Notice to Taxpayers of Lebanon

As I am finishing up my work in the city, persons whose property has not been assessed will find it to their advantage to call on me where ever they see me. If they do not their assessment may be made from the ownership book and may be rated too high. Very Respectfully,
 J. C. HARDIN,
 Deputy Assessor.

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This Company reserves the right to change sailing dates without notice.

RIVER STEAMERS. Steamer "Hone" leaves Portland, Wednesday and Saturday at 6 A. M.

H. C. DAY, Gen. Agt. Salmon St. Wharf, Portland. D. R. VANOUR, Gen. Agt. San Francisco, Cal. G. C. HONOR, G. F. & P. A., Corvallis, Oregon.

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