

CIRCUIT COURT.

Judge W. Galloway convened the April term of the Circuit Court on Monday, with a large number of cases on the docket. A grand jury was drawn, consisting of Chas. A. Smith, Connie Dye, H. F. Goodspeed, Eric Glad, Albert Crawford, H. B. Johnson and Brad Balzner. The judge appointed H. F. Goodspeed, foreman.

The grand jury brought in a true bill against Lynn Eberman, who is indicted on a charge of rape. This case and the case against Henry McKinley, who was convicted of rape, will come up on Monday, when District Attorney McNary will be here to dispose of these cases.

The grand jury found a "no bill" against John Randolph and an indictment against George Ross. The jury also inquired into a complaint in which some of our prominent citizens were accused of shooting ducks from a boat, but there did not appear to be sufficient evidence to convict these gentlemen.

Judge Galloway excused the grand jury, and it can be called together any time between now and the November term of the Circuit Court.

Pacific Railway and Navigation Co. vs. Elmore Packing Co. Mandate.

Maud Joseph vs. David Joseph. Divorce. Continued for service.

Pacific Railway and Navigation Co. vs. Willie G. DuBois and John E. DuBois. Contemnation. Continued.

Pacific Railway and Navigation Co. vs. J. L. Vosberg, et al. Contemnation. Continued.

United Railways Company vs. William B. Smith. Contemnation.

Gus Leon vs. Mable Leon. Divorce. Continued.

United Railways Company vs. Sarah McMillan and N. McMillan. Contemnation.

State of Oregon vs. J. H. Beach. Embodiment.

Tillamook County Bank, a corporation vs. Bruce W. Ross. Action for money.

State of Oregon vs. Henry McKinley. Habeas.

Thomas N. Kennedy vs. Z. T. Bogard. Foreclosure.

Thos. W. Morgan vs. Geo. E. Nolan. Foreclosure. Sale confirmed.

Macdonald Potts vs. Rollie W. Watson. Action for money.

First National Bank of Tillamook vs. P. D. Stafford. On note. Sale confirmed.

First National Bank of Tillamook vs. Anna G. Stafford and F. D. Stafford. On note. Sale confirmed.

Lawrence Olds vs. Hattie Olds. Divorce. Default entered.

T. B. Potter Realty Co. vs. L. H. Field, L. C. Eldred, A. C. Bloomfield and C. G. Bloomfield. Contemnation.

DeLaval Dairy Supply Company, a corporation, vs. Jos. Von Rotz. Action for money.

Fred Maroff, et al vs. Anna Metzer, et al. Partition.

Otto W. Nelson vs. Margaret E. Vessey, et al. Confirmation.

Bess Pangborn vs. Quincy J. Pangborn. Divorce.

J. R. Harter vs. G. W. Wilks and Julius Erickson. Action for money.

Mrs. W. W. Curran vs. D. E. Goodspeed and M. J. Goodspeed. Action for money. Judgment and order to sell attached property.

In the matter of the petition of John Oberkumer to become a citizen of the United States of America.

State of Oregon vs. Chris Hansen. Indictment. Dismissed upon motion of the district attorney.

State of Oregon vs. Chris Hansen. Indictment. Dismissed upon motion of the district attorney.

Frank Eker vs. Julius Erickson. Action for money. Judgment for plaintiff. Ordered real estate attached be sold.

First National Bank of Missoula, Montana, vs. L. L. Osborn and Ella B. Osborn. Action for money. Settled and dismissed.

W. G. Dwight vs. Lewis L. Smith. Tax foreclosure. Default entered. Decree of foreclosure.

Robert Osborn vs. William L. Riefenberg and Lillian Eifenberg. Foreclosure. Default entered. Decree of foreclosure granted.

C. E. Reynolds vs. Coxy D. Atterbury, formerly Coxy D. Clark, Arthur Atterbury, and F. R. Beals. On note. Default entered. Decree as prayed for.

Will M. Ray vs. A. F. Garrison. To set aside deed.

J. T. Woodward vs. James A. Biggs, Oscar Monson, Calvin S. Black, Charles R. Funk and Mary Funk. Foreclosure. Dismissed without prejudice.

Bengtha Byrom vs. The Garibaldi Beach Co. Foreclosure. Demurrer withdrawn and defendant given until Tuesday in which to answer.

Peter Byrom vs. The Garibaldi Beach Co. Foreclosure. Demurrer withdrawn. Defendant given until Tuesday in which to file answer.

W. G. Dwight vs. Anna M. Whitcomb, et al. Tax foreclosure. Default entered against all excepting Agnes Liddell. Decree in accordance with answer.

Fred Wheeler vs. Ella D. Osborn, et al. Action for money. Settled and dismissed.

S. Blumson and Eugene Hook vs. Kile Patterson. Action for money. Settled and dismissed.

John Krebs vs. William O. Willett, et al. Foreclosure.

William Williams, administrator of the estate of John M. Williams deceased, vs. The First National Bank of Tillamook. Action for money. Settled and dismissed.

Harrick Ford vs. D. C. Dox and Frank McCarter. Action for money. Jury trial on Tuesday, the verdict being in favor of plaintiff, the damages being assessed \$375.00.

W. A. Stafford vs. James Walton, Jr. et al. Indictment.

Tillamook County Bank, Trustee vs. R. C. Soule and Lucy J. Soule. Foreclosure of mortgage. Settled and dismissed.

Bay City Land Co. vs. Claude Thayer, et al. Registration of title.

Bay City Land Company vs. Henry H. Alderman, et al. Registration of land title.

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R. W. Thompson and Floyd A. Swan vs. Allen H. Wilson, et al. Foreclosure.

A. J. Johnson and E. P. Johnson vs. Tillamook County. Appeal from County Court.

A. B. Saling vs. Chas. Chaffer. Action for money.

H. R. Edmunds vs. Josephine P. Edmunds. Divorce. Default entered.

Mary L. Berger vs. F. R. Beals. Action for money. Demurrer overruled. Defendant given until Wednesday in which to answer.

Otella Hadley vs. C. E. Hadley, D. J. Hadley, Maud Sharp and C. W. Talmage, administrator of estate of C. B. Hadley. Injunction. Motion to dismiss was denied; also motion to increase bond of plaintiff denied.

State of Oregon, upon the relation of Edward Blum, et al vs. The Port of Bayocean, a pretended Quasi Municipal corporation. Quo Warranto. Case set for trial next Thursday.

M. Rieen vs. Gertrude Ashley. Transcript from Justice Court. The case was tried on Wednesday, and the jury brought in a verdict in favor of the defendant.

W. G. Dwight vs. Mary J. Martin. Foreclosure of mortgage.

Paul Schrader vs. Srethas S. Phelps, Pearl Lee McCowell, and Charles Delfel. Foreclosure. Default as to Charles Delfel. Continued for service.

R. C. Magarrell vs. Edwin Hooker, Trustee, Robert T. Fowler, and Annie Fowler, J. L. Hartman, and E. L. Thompson. Foreclosure.

Otella Hadley vs. C. E. Hadley. Damages. Motion to make more specific and certain denied. Defendant given until 19th in which to file answer.

Jennie Cone vs. Marvin J. Cone. Divorce. Default entered.

Harry Mitchell vs. C. W. Pike, D. A. Simmons, Chris Hansen and W. W. Ridehalgh. Action for money. Motion to bring in other parties granted. Motion to make more specific and certain overruled.

W. S. Cone vs. Dennis L. Caldwell. Foreclosure of tax lien. Continued.

Roy Mattoon vs. J. J. Gee and L. M. Dennis. Foreclosure of lien. Settled and dismissed.

Roy Mattoon vs. J. J. Gee and L. M. Dennis. Foreclosure of lien. Settled and dismissed.

Howard Wahlen vs. Dan Nichols. Action for money. Jury trial. Jury disagrees and is discharged. Dismissed without cost upon stipulation of parties.

Louis G. Freeman vs. Lars Johnson. Foreclosure. Continued.

Hiram W. Smith vs. James Hughey and Wesley Rush, as administrator of the estate of Myra Hughey, deceased. Damages.

M. W. Harrison vs. Pacific Railway & Navigation Company. Damages.

In the matter of the application of H. Schollmeyer for permit to appropriate the waters of Bob's Creek, in Tillamook County, Oregon, the same being application No. 1275. Transcript on appeal. Continued until a later date to be considered in Salem.

Theodore Senn vs. W. G. Dwight, Rose Sidler, the unknown heirs of Albert Sidler, deceased, and all other persons or parties unknown. To quiet title.

State of Oregon vs. Walter Smith and Jasper Perry. Transcript from Justice Court. Dismissed upon motion of the district attorney; and Judge Galloway gave the young men some good advice as to their future conduct.

In the matter of the petition of Matthe Anderson Sanden to become a citizen of the United States of America.

In the matter of the petition of Louis Larsen to become a citizen of the United States of America.

In the matter of the petition of Brick Glad to become a citizen of the United States of America.

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VALUABLE FRANCHISE GIVEN TO RAILROAD.

P.R. & N. Get Three Tracts and Exclusive Right to First Street.

At a meeting of the City Council on Friday evening, with Mayor Harter and Councilmen Sappington, Leach, Maddux, Vantress and Kundson present, the long discussed application of the P.R. & N. for three tracts and an exclusive use of Front street came up again, with the result that the City Council gave the railroad a monopoly of that street and about everything it wanted. Those voting for the ordinance were Councilmen Leach, Sappington, Vantress and Maddux, the only vote recorded against it being that of Councilman Kundson, who has opposed giving the railroad company a valuable franchise and a monopoly of Front street. We understand that Mayor Harter will not veto the ordinance so as to give those who want to take a referendum vote on it an opportunity to do so, which, we understand, will be done before the 30 days expire.

There are a number of citizens who believe that the City Council has made a great mistake, and in future years the citizens will regret giving one railroad a monopoly on Front street.

The Franchise.

That there be and is hereby granted unto the Pacific Railway & Navigation Company, a corporation, its successors and assigns, the right and franchise for a term of fifty years from the date of the passage of this ordinance, to lay down, construct and maintain and operate over and along Front Street in Tillamook City, Oregon, between the East line of 2nd Ave. East and the West line of 5th Ave. West, three railway tracks, one of which said tracks shall be laid on the north side of said Front Street nine feet from the north side thereof, and another of said tracks shall be laid sixteen feet from the south side of said Front Street, and the third of said tracks, the middle track, twenty-two feet center to center from said track on the north side of said street, and the right to operate over said tracks locomotives, electric motors, gasoline motors, or other motor power, propelled in any manner whatsoever, and to use said tracks for all purposes, and also to have the right and franchise to put in switches, curves, turn outs connections and industry spurs for the purpose of making connection with said tracks or connect with private property now owned, or which may hereafter be owned or rented by said Pacific Railway & Navigation Company, its successors and assigns, or the private property of any other person which lies contiguous to said Front Street. Provided that said Pacific Railway & Navigation Company shall accept this franchise within 30 days from its passage in writing; otherwise the same shall be null and void, and

Provided further, that said Pacific Railway & Navigation Company, or its successors or assigns, shall within eighteen months from the date of this Ordinance, grade said Front Street according to the grade now established by Tillamook City, or which may hereafter be established within said time, and within such time pave the same at its own expense, and grade the same at its own expense, and pave the same street with the character and kind of pavement as may be required by resolution or ordinance of said Tillamook City, and

Provided further that said Pacific Railway and Navigation Company, its successors or assigns, shall keep said pavement in repair for the term of this franchise but shall never be required to change the kind or character of pavement designed by said Tillamook City, and said Front Street shall be graded and paved the entire width thereof, and shall also be graded and paved the length along said street as may be from time to time designated by said council, by resolution, within the time fixed by this ordinance.

Section 2. That said Pacific Railway & Navigation Company, its successors or assigns, shall place the top of the rails flush with the surface of the pavement of the street, and shall not place any switch throws or other fixed obstructions within the limits of any intersection with any other streets with said Front Street, and shall not leave any cars or trains standing on the tracks, switches or spurs or turn outs so as to obstruct the intersections of any streets with said Front Street, or in any manner interfere with pedestrians, teams or vehicles crossing said tracks at such places where the crossings are or may be hereafter established at any time.

Section 3. No other franchises for railway tracks other than those herein mentioned shall be granted to any other railway or navigation company during the life of this franchise which will in any manner interfere with the rights and franchise hereby granted, or the use of said street or tracks authorized to be laid in this ordinance.

Section 4. If any portion of said Front Street over which this franchise is granted shall not be used by said Pacific Railway & Navigation Company, its

successors or assigns as herein authorized to be used by it, for a period of two years within the date of the acceptance of this franchise as herein provided, that portion not so used may be forfeited by ordinance, however such forfeiture not to affect those portions used.

If said Pacific Railway & Navigation Company or its successors or assigns shall fail, refuse or neglect to perform any of the conditions on its part to be performed as herein provided, the council may by ordinance declare this franchise forfeited, provided however, before any forfeiture proceedings can be taken by said Tillamook City to this franchise, said Tillamook City must first by resolution order notice in writing to be given said Pacific Railway & Navigation Company or its successors or assigns in writing, which said notice can be served upon any agent resident in Tillamook City, of the said Pacific Railway & Navigation Company, its successors or assigns, and said 30 days shall begin to run from the date of the service upon said agent, and said Pacific Railway & Navigation Company, its successors or assigns, shall have the right to abate or rectify any cause for forfeiture whatever.

Section 5. Ordinance No. 201 of Tillamook City, Oregon, an ordinance authorizing the Pacific Railway & Navigation Company to lay a rail road track and to run cars over the same within the city of Tillamook, is hereby repealed.

Section 6. Said Pacific Railway & Navigation Company is hereby authorized and empowered to re-lay and reconstruct its present track over said Front Street, so as to conform as to location with the provisions of this ordinance herein.

Read the 3rd time in open council and passed at 9:15 o'clock P. M.

Leach, Aye.

Maddux, Aye.

Vantress, Aye.

Knudson, No.

Sappington, Aye.

Beaver.

Sunday April 14, was a big day in Beaver, all the sports from up and down the Nestucca was in town to see the ball game, Beaver vs. Cloverdale.

The line up was—Beaver: Johnson, C.; Farmer, P.; Ayers, 1st B.; Davis, 2nd B.; Davidson, 3rd B.; Collier, R.F.; Carl, L.F.; Bunn, S.S.; Woods, C.F.

Cloverdale—Lawyer, C.; Doc Conarn, C.; Vick, S.S.; Sappington, 1st B.; Edmonds, C.F.; Brink, 3rd B.; Batic, R.F.; Wallace, C.F.; Bales, L.F.

The game was interesting from start to finish. The boys got warmed up near the close of the game. Johnson whacked the leather sphere clear out of sight and galloped around the diamond, making the 1st home run. Collier did some fancy work in the left field. Davidson got rattled on 3rd, letting Cloverdale get one on home, but made good in the next innings in a double play. Ayers guarded 1st base like a veteran, and all the boys played good ball, piling up the scores in the last innings.

Davis, the manager and captain, pitched the last two innings, showing he was there with the goods. The next game will be at Cloverdale, Sunday, April 21. Cloverdale vs Beaver.

The Beaver boys are getting classy these days. Low cut shoes and derby hats and swell neckties are all the go, that pleases Gilbert & Sons, for they have got the classy goods for the boys.

Ralph Welsh, of Blaine, passed through Beaver with a load of household goods this week.

Ed Troughing is planting nine acres in apuds this week. A. P. Spaulding is helping him.

Ed Gilbert went to Tillamook, as he was summoned on the jury for a few days.

Everybody will have a good time on Friday, April 25th, at Bodyfelt's place on the anniversary of I.O.O.F.

All kinds of sport, horse races, base ball game by the single and married stiffs, three legged race, fat man's race, thin man's race, sack races, women's race. If you have got the blues or feel grouchy, come out and get fixed up so you can see the brighter side of life and carry off some of the liberal prizes. Every body cordially invited. Bring your lunch basket and stay all day.

Art Jackson had a fine horse cut up in the wire fence Monday.

Dr. De Long is doing a good business, he is a magnetic healer and is stopping at Bays' hotel.

Automobiles are making things hum passing through Beaver the last few days.

A Christian Endeavor has been organized at the U.R. Church with 35 charter members. Miss Bessie Bays, president. Preaching Sunday, April 21st, by Dora Young, pastor.

W. E. Godsey and Ed Gilbert are putting in all of their spare time along the Nestucca trout fishing. The latest catch they made was Gilbert one trout 6 1/2 pounds, Godsey one 6 pounds and 2 ounces.

ROYAL BAKING-POWDER Absolutely Pure

To have pure and wholesome food, be sure that your baking powder is made from cream of tartar and not from alum.

The Label will guide you Royal is the only baking powder made from Royal Grape Cream of Tartar

No Alum No Lime Phosphates

That's pretty good ain't it fellers?

Miss Julia Godsey, the milliner of Beaver, is very busy filling orders for ostrich plumes.

Gilbert and Sons seem to be doing a big business lately, their freighting teams are on the road every day hauling out big loads of goods from Tillamook.

APPALLING LOSS OF HUMAN LIFE. Titanic Strikes Iceberg and Sinks--1312 Persons Drown--868 Saved.

NEW YORK, April 16.—The greatest marine disaster in the history of the world occurred last Sunday night when the Titanic of the White Star Line, the biggest and finest of steamships, shattered herself against an iceberg and sank with 1500 of her passengers and crew in less than four hours.

Out of nearly 2200 people that she carried only 675 were saved and most of these were women and children.

They were picked up from small boats by Cunarder Carpathia, which found, when she ended her desperate race against time, a sea strewn with the wreckage of the lost ship and the bodies of drowned men and women.

More Than Half Lost. In the lack of even a line from a survivor imagination pauses before even trying to conjecture what passed as the inevitable became known and it was seen that out of the more than 2000 human lives with which she was freighted there could be hope of saving as it appears, far less than half.

Other than the news last night that 800 persons, largely women and children, had been rescued from the liner's boats by the Cunarder Carpathia, several hours passed without word as to the fate of the rest of those on board at the time of the fateful crash.

NEW YORK, April 16.—While the fate of the majority of the 2100 persons on board the mammoth White Star liner Titanic which sank early yesterday in the New Foundland Banks after a collision with an iceberg, still remains in doubt and it

is feared more than 1200 persons were lost, a note of good cheer came by wireless between 1 and 2 o'clock this morning.

It was in the shape of a wireless message from the White Star liner Olympic, one of the vessels hovering near the scene of the disaster, flashing the news that 800 of the Titanic passengers, mostly women and children, were being brought to port by the Cunarder Carpathia. Other messages later brought confirmatory tidings.

First reports were that the Carpathia had saved but 675 persons. The new figures reduce the list of those for whose fate fear was felt by nearly 200, and if, as seems probable, practically all those saved were passengers, it would appear that all but approximately 450 of the vessel's passengers are accounted for.

A partial