

HEART DISEASE 20 YEARS.

HOUSANDS with fluttering. For the last three years I croud not leep on my leftelde or back usual began taking your Ness Heart Cape. I had not taken it very long until I felt much better, and I can now sleep on either side or back without the least discomfort. I have no pain, smothering, dropey, no wind on atomach or other disagreable symptoms. I am able to do all my own housework without any trouble and copaider myself cured.

Ethart, Ind. 1888. Mas Kimina Harch. It is now four years since I have taken any medicine. Am in better health than I have been in 40 years. I honestly believe that Dr. Hilles' New CURED Heart Ourse asved my life.

Heart Ourse asved my life.

Mas Elmina Harch.

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BOLD ON A POSITIVE GUARANTEE.

TRY DR. MILES' PILLS, 50 DOSES 25 CTS. Cold by D. J Fry. druggist, Salem



COLDS

GRANDMOTHER'S ADVICE In rathing a family of nine children, my only romedy for Ooughs, Colds and Group was onlon ayrup. It is just as effective te-day as it was forty years ago. Now my grandchildren take Dr. Gunn's Onlon Syrup, which is already prepared and more pleasant to the taste. Sold everywhere. Large bottles 60 cents. Take no substitute for it.

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A true Specific—a positive and permanent elimination of all poison from the blood, and a restoration of healthy vigor to the tissues is offered to sufferers for the first time in a remedy which has been undergoing the most severe private experiments for the past three years. It has not yet failed, and it will not fail, as it is a True Specific for Syphilitic poison and all blood diseases. Do you believe it? Send for full particulars and proof—free. Stop filling your system with mercury and other poisons. This remedy will cure you in 30 to 30 days without fail. We guarantee a cure or refund the money. Address

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ITCHING PILES known by moisture like perspiration, cause intense liching when warm. This form and ELIMD, ELECTRICAL PROPERTIES OF PERSONS OF PE

THE LIGHT ORDINANCE

Passed Over Mayor Gatch's Veto.

TWO ALDERMEN STANDING OCY.

Some Important Legal Opinions

this body of city law makers settled down to the transaction of the follow-

The committee on accounts and cur ent expenses reported favorably on the ayment of the following bills:

Salem Imp. Co., \$64.17; J. Flabburn, \$1.00; Salem Flouring Mill Co., \$6.35; R. E. Moores & Co., \$5.00; Postal Tel. Co., 74; R. McKillop, \$20.00; H. H. Robinson, \$20.50; W. Bennett, \$20.50; A. Burnett, \$24.00; Geo. Clymer, \$14.00; G. Goein-hacher, \$14.00; W. J. Culver, \$49.28; F. R. Lynch, \$1.65; C. F. Royal, \$26.25; H. A. Oleman, \$15.00; Gray Bros., \$88.05. Kiein offered a motion that the reorder be authorized to give ten days notice that the council intends to consider the improvement of Oak street by bringing the same to the grade, with curbs, and crosswalks, and other necessary adjuncts to make it a sultable street. This motion comes under the new charter. It was adopted.

A like motion to improve State street from High to 12th with proper grading, etc., was offered and adopted after Cross had the coat of gravel increased from six to eight inches in depth.

A petition for a sidewalk from 14th to 19th streets along the north side of

Bellevue, was read and referred to the committee on streets and public prop-

A petition from certain business men isking for financial aid to amount of \$400 for the celebrating of the Fourth of July, was read and referred to ways and means committee on motion of Al-

The mayor's veto of the new ordinance entering into a six-year contract with the Salem Consolidated Street Railway Co. for electric lighting was then read as follows: To the Honorable Council of the City

Gentlemen:-After due consideration and consultation with attorneys of whose knowledge of the law and of whose disinterestedness to all parties concerned therein can be no doubt, I am constrained to return to you, unapproved, ordinance No.269, entitled "An ordinance authorizing, making and entering into a contract between the City Street Railway Co., its successors and assigns, for the lighting of the public

streets and highways of said city." In vetoing this ordinance I do so solely to shield the city from an undesirable contract and to save trouble to future city councils.

One objection I have is that the or-dinance binds us for, at the least, 43 arc electric lamps, making our electric light bill \$5,160 per year-quite a large amount to pay should a spirit of increase this but none to decrease.

The ordinance further reads that

forty-three arc lamps shall be of nominal 2,000 candle power each. I object to the word "nominal." It may be because I do not understand it, but I would prefer the word "actual."

Section 3 reads as follows: "Should any lamp or lamps on any night fail to burn at least one hour in the aggregate the said city shall deduct thirty-three and one-third cents for each and every

night of such failure."
Is this not liable to the construction that if any lamp should burn for one hour on any night the company can collect pay for the entire night? If the section read "Should any lamp on any night remain extingushed for one hour in the aggregate or fail for one hour in

have no objections to it.

My principal objection is the doubt as to whether the present council has the power to bind the action of any future council. In the case of the Salem Water Co. vs. the City of Salem, Prim J. and in which our present chief justice defended the city, it was decid-ed that a debt existed against the city whenever it agreed to pay money for services performed and that the moment a contract was entered into it created a present obligation on the part of the city to pay money at future periods; or in other words a present

debt was created and we could not contract for the city unless we had the In the ordinance before us section i reads as follows: "That there be and hereby is, and shall be levied each and every year when the annual levy shall be made

for meeting the current expenses of the city a sufficient amount to cover any and all liabilities under or to be incurred under the provisions of this contract, a fax upon all of the taxable property subject to taxation by the city of Salem to pay said company, its suc-cessors and assigns, any monies due it, or them for light furnished, and service performed, under this contract, during performed, under this contract, during such year and to meet, pay and discharge all of the obligations of said city under this contract for light supplied to it during such year, which taxes shall be collected as other city taxes are collected, and which taxes and all monies arising the efrom are hereby set apart and appropriated and shall be used and applied to and for the payment to said company, its successors payment to said company, its successors and assigns, of the monies and compen-sation due for lights furnished under

under this contract.

This is an attempt to overcome This is an attempt to overcome or outmaster the foregoing quoted decig-lon, but in the case Contson vs. The City of Portland, I Iready, 481, we find a de-cision directly adverse to this mode of fulfilling a contract. Judge Prim in rendering his decision in what is known to us as The Water Co. case, 5 Oreson, 29, quotes from the decision of Judge Deady and expressly declines to decide he question, thus facility admitting it.
If as Judge Deady says "there is no

masic in the legislative formula there is hereby appropriated." and it is questioned as to whether we have the power to levy a tax for the payment of such a contract (see articles Municipal Corporations, American and En-Mayor Catch called the city council ipal Corporations, American and En-to order hast evening at \$:15 o'clock, and slish Encyclopedia of Law authityision after the minutes of the previous meet-ing were rend by City Recorder Edes by those versed in the law, are we doing wisely to vote such a contract

upon our people?

My further objection to the section is that it is not specific as to the sum to be raised and which by its very indefiniteness would be apt to cause trouble, especially so as we cannot tell. what action future councils will take

in the matter. Claud Gatch, Mayor. On the vote of the council to pass the ordinance over the veto the vote was ayes-Hunt, Smith, Olmsted, Gray, Albert, and Klein. No-Cross, Lafore. When Albert's name was reached he was given time to explain matters contained in the veto. He said: "As to the merits of this much-abused and misunderstood ordinance I have nothing to say in addition to my remarks on that the ordinance merely fixes the rate paid for the last six years as a maximum rate for the next six, to be reduced at any time to the average rate in the cities of Oregon and Washington The statement of the decision of the supreme court of Oregon in the case of the Salem Water Co., 5 Oregon, 30th page, is neither correctly or fairly stated by the mayor. I am familiar with this case in all its details and quote from the decision 'an agreemen to pay the Salem Water Co. \$1,800 per annum for seventeen years in quarterly installments for water to be furnished the city, without any provision for raising and appropriating money to be applied in payment of such liabilities as they became due, necessarily created a liability against the city within the meaning of such prohibitory clause, the liability being in excess of such

limitation, the contract is void.' "Judge Upton wrote the opinion and quoted from several California authorities over the state of California vs. McCowley as follows: 'This article was intended to prevent the state run-ning in debt and keep her expenditures within her revenues. These revenues may be appropriated in anticipation of their receipt as effectually as when actually in the treasury. The appro-priation of the moneys when received of Salem and the Salem Consolidated meets the services as they are Street Railway Co., its successors and rendered, discharging the liabilities as they arise, or rather anticipating and preventing their existence. The appropriation accompanying the services operates in fact in the nature of a cash payment.'

He cited Judge Deady's dictum ferred to by the mayor) without approval as being at variance with the veight of authorities cited and resumed his opinion as follows: "As to the prohibitive clause in the charter economy ever be forced upon us. The its object was to compel the council to contract gives us plenty of chances to conduct the financial operations of the

city upon a cash basis." purpose being to amend section 8 of ordinance No. 150, and to repeal ordinance No.209, entitled an "An ordinance relating to advertisements, notices, bills and posters." It is better known as a order to do business in the city of Sa-

Hunt moved that the same be read the second time by title, which was lost. It was then referred to the ordinance committee after some debate.

The recorder was ordered to engross the new dog ordinance with the amend-

ments attached. candle power thirty-three and one-third cents shall be deducted for such night from the payment otherwise to be made to the company for that lamp," or in some similar plain way I would have a successful to the council adjourned.

FROM MARION.

J. W. Lauce has sold one of his teams to Forsythe & Hunter. George Edgar, Jesse Fresh and Lann

Winslow went to Jefferson Monday. Yale Gleason, representing a San Francisco house, was in town Monday morning.

Eli and Ed. E. Barnet of the balem art gallery were visiting relations here Saturday and Sunday.

Mrs. Fred Haack left for California

Tuesday evening to join he husband who has a job there. Mrs. Smead, daughter of R. S. Nolt of this place, living near Jefferson is

quite ill. C. M. Skeels, Frank Haack and Al. Patton are now engaged in hauling rail-

J. M. Winslow returned home Monday from Howell where he has been teaching the past year.

The tannery looms up near Lance's livery stable. Mr. Wiseman is doing the carpenter work himself.

Dr. Golden has sold his shares in the Marion tannery to J. W. Lance and M. M. Davidson. Mr. Lance is an old tau-

tract to build J. L. Farnham's new house. He commenced work Monday

this contract, and that there be, and hereby is appropriated for, in and during each year of the said period of six years covered by this contract, a sum of money, sufficient in amount to pay said company, its successors and assigns the amount due them for light furnished said city under this contract, and to discharge all of the obligation of said city arising during such year

as bustores electes of Marion. We hope he may yet recover and return to Mar-

Mr. M Goodman and C. Waymyer late of Portland, have bought a tract of land just south of fown and intend to start a poultry ranch, which they have named the Willamette valley positry

Roy, Joseph Cooper and wife of Salem, who are both ministers of the Friend's church had meetings here on Friday and Saturday nights and Sunday morning and evening. The attendance was good.

A "Halm to Gilead" for you by tak-ing Simmons Liver Regulator for your diseased liver.

FROM AUMSVILLE.

The new hotel looms up in grand Card's pig remains in the pen the

John Mott has finished his home on

Harrison street, Otie Pound was at the piente, he did

not look lonely. Mr. Kirkpatrick has commenced building on his lot on Blamark ave-

PostmasterHenry say that theColumbian stamps are not large enough that they should have room to write the address on them, the writer would suggest, and write the letter on the other

Children's day was a success, all were pleased and happy, the decoration of building, the speaking and singing of the children and the performances of the older once, are praised by all, and all are entitled to first prize.

Fourth of July Aumsville will celebrate with a good old fashioned basket picule, good music, singing, speaking and dancing is guaranteed, liberal premiums will be awarded for foot, sack, wheelbarrow and hose races.

The following committees were appointed at an enthusiastic meeting on last Wednesday evening, On grounds, Thomas Anderson, W. L. Gilbert, L. F. King. On music, Henry Porter. On speakers, Frank Pound. On amusement, E. E. Swank, D. W. Smith, O. Parker. On program, S. W. Bard, J. W. Moyer, O. Gilbert. On finance, E. M. Cole, J. W. Moyer, O. Gilbert, L. R. Pound, J. S. Mesner, oblef marshal L. M. Ball, president of the day, S. W. Bard.

The Labor Union picnic at Aumeville last Saturday was good, splendid weather, speaking, singing, music and eating, and a splendid place to enjoy them all. The match game of baseball between the Shaw nine and the Aums ville nine, resulted in a victory for the Aumsville nine.

Our lumber business is increasing so rapidly that Mr. Ball, the proprietor has invented a new plan to answer questions, he will have a list of lumber and prices of same printed on two large cards which he will bang on his body, one in front and one behind, this will general license law, as, under its pro-visions, all business houses will be re-quired to pay annual license fees in his customers will have to follow him be a great convenience and will save around and read, "A wayfaring man ever therein."

shop, by Mr. Mesner's grandfather. It is one of the Aumsville heirlooms, the sign is a curiosity in itself, for its eccentric and old fashioned way of spelling. It would pay anyone well coming to Aumsville to look at this old "heir loom."

The Texas cow boys take Simmons Liver Regulator when bilious.—J. E. Pierce, Ranchero Grande, Texas.



H.N. BURPKE, Gen'l agent, 101 Third St.



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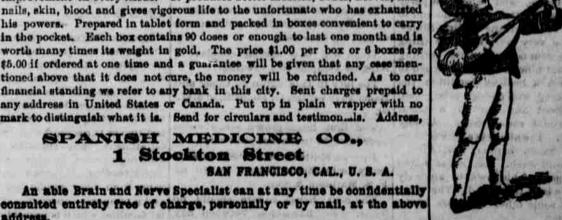
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Have you abused the laws of nature and injured your nervous system? Are you despondent and melancholy with confused ideas and gloomy thoughts? ESPANO" will positively cure you. It contains no mineral poisons and is remarkable for awakening organic action throughout the system and an improvement in every tissue. It produces better muscles, bones, nerves, hair, nails, skin, blood and gives vigorous life to the unfortunate who has exhausted his powers. Prepared in tablet form and packed in boxes convenient to carry in the pocket. Each box contains 90 doses or enough to last one month and is worth many times its weight in gold. The price \$1.00 per box or 6 boxes for \$5.00 if ordered at one time and a guarantee will be given that any case mentioned above that it does not cure, the money will be refunded. As to our financial standing we refer to any bank in this city. Sent charges prepaid to any address in United States or Canada. Put up in plain wrapper with no mark to distinguish what it is. Send for circulars and testimon...ls. Address,

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Penitentiary and Cemetery on Capital City Railway.

Car leaves 5 a. m., connecting with Overland train, and cars leave Hotel every 20 We noticed a sign standing by the minutes from 6:20 a. m. to 11 side of our blacksmith shop, the sign is p. m. for all points on the lines very old and was used as a blacksmith excepting Cemetery Car, Taken 01 off to meet Passenger Trains.

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Residences can be wired for as many lights as desired and the consumers pay for only such lights as are used. This being registered by an Electric Meter. Office 179 Commercial St.

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