

Daily Capital Journal.

BY HOFER BROTHERS.

WEDNESDAY, MARCH 3, 1897.

While the steamer Altona is undergoing repairs, steamer Ramona will leave Salem for Portland on Monday, Wednesday and Friday, at 7:45 a. m., returning on the following days.

Dress Goods.

A choice selection of new plaids, new silk and wool mixtures. Figured blacks, etc.

New Silks.

With large figures. Changeable effects. Will have more in a few days.

New Fads.

Novelty leather watch guards.

American Queen.

For March now in.

J. J. Dalrymple & Co.

PERSONALS

Miss Edna Price went to Albany today.

Senator Ben Selling returned this morning to Portland.

Geo. W. Davis went to his quarry at Pioneer today.

G. W. Griswold was a business visitor to Portland today.

Councilman E. F. Parkhurst is in Portland today on business.

J. C. Goodale, the Coburg lumber king went to Eugene today.

Capt. M. W. Hunt has returned from his farm near Whitaker.

Councilman E. F. Parkhurst was a business visitor to Portland today.

Wm. Tier, the hop man of Butteville was in the city today on business.

Ray Parvin went to Portland this morning to hear Sousa's Superband.

Senator I. L. Patterson was a passenger to Portland via the Salem local this morning.

Dr. Kum, local Chinese physician, took passage for Portland, via Salem local this morning.

T. G. Burrows, the State Street plumber, made a business visit to Chemawa this morning.

J. W. Pate of Jefferson and James Venters of Seio went home today completely disgusted with the Oregon legislature.

Judge and Mrs. R. S. Bean went to Eugene today to assist at celebrating the 75th birthday anniversary of Prof. Condon.

G. W. Epler and Mary Drake, of Marion, was the happy couple to whom County Clerk L. V. Ehlen issued a marriage license Tuesday afternoon.

Representative H. L. Benson, of Josephine county, and A. M. Crawford, of Douglas county came down from Grants Pass and Roseburg this morning via the overland, going on to Portland by the Salem local.

A breeder of Shetland ponies at Ashland Oregon arranged to have Homer Davenport sketch some of his finest ponies today. Davenport is on his way to Nevada and the energetic stock man arranged by telegraph to be at the depot with his ponies as Davenport goes through.

PRIZE FIGHTS.—Naturally attract considerable attention but not any more so than our extremely low prices in groceries. Our goods and prices are second to none. —Branson & Co.

Be sure to attend the Bicycle Entertainment at the M. E. church tonight. —Admission 10 cents.

Hear the Chemawa band at the M. E. church tonight.

Dawson's Bitters for indigestion.

THE OPENING OF SPRING.—Is upon us, and the New York Racket has prepared themselves for the spring trade, by filling up their house with a fine stock of all kinds of goods, in clothing, boots, shoes, hats, underwear, and all kinds of notions, consisting of hosiery, ladies' ribbed vests, children's Nansett waists, velling, dress stays, corset steels, spectacles, petroleum jelly, a fine line of side combs, hose supporters, garter web, dress shields, toilet soap, collars and cuffs, lace curtains, bed spreads, towels napkins, doilies, table linen, crash, handkerchiefs of all kinds, and a thousand other items, all sold at racket prices. Call and save money on everything you buy of us.

WEATHER FORECAST.—The government forecast for Thursday is cool and fair.

You should try Dawson's Bitters.

There is no end of flavor in Schilling's Best tea made right.

There is not even beginning of flavor in average tea, make it how you will.

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UMBRELLAS

Our Staple Values at 50c.

A fast black English Gloria in 26-inch steel frame, wood stick, natural handle.

7

An English carola, fast black, 26-inch steel frame, wood stick, Congo handle, paragon frame.

\$1.00.

Our 26-inch Gloria silk, steel rod, natural handle, paragon frame, or our 26-inch silk carola, wood stick, Congo handle, paragon frame.

Our black dress goods have arrived.

T. Holverson.

SENATOR MULKEY BEREAVED.

Pneumonia Suddenly Carries Away Mrs. Mulkey.

Mrs. Matilda Mulkey, wife of State Senator B. F. Mulkey, died at Dallas Monday night of pneumonia. Her illness was brief. She was about 22 years of age, and the mother of three small children. The town is in mourning over her sudden death, and Senator Mulkey has the sincere sympathy of his large circle of friends.

INCORPORATED.—G. W. Johnson and F. A. Baker of Salem and Ben. N. Bowman of Portland today filed articles of incorporation under the firm name of "G. W. Johnson & Son." The object of the corporation is stated to do a general merchandise business in Salem, Oregon. The capital stock is fixed at \$10,000. The Medford Brewing Company also incorporated today. The principal place of business is given as Medford but the well-known signatures of Henry Weinhard, Paul Wessinger and Elias Mertz are affixed to the articles, indicating that it is merely a branch of a Portland house.

SALEM LOCAL DELAYED.—The Salem local, scheduled to arrive in this city at 6:15 o'clock every evening was an hour late last evening, by reason of having been delayed near Oregon City. The S. P. Company is elevating its road-bed about four feet, the entire length of Clackamas bottom just below Oregon City. It was this section of the company's road-bed that was entirely submerged during the high water this season, making passage over that part of the road almost impossible.

DANGEROUSLY ILL.—Late Tuesday afternoon Arden Shulse, a student at the Willamette University Medical College, received a telegram from Jacksonville, Jackson county, announcing the serious illness of his sister, Miss Athalia Shulse. He left via the overland last night for the bedside of his sister. Miss Athalia is suffering from consumption from which dreaded disease it is feared she may not recover.

FOR CARSON CITY.—An energetic Salem youth left via the "break-beam route" one night last week for Carson City, Nevada, incidentally for his health but more particularly to witness the great slugfist match between Corbett and Fitzsimmons, scheduled to take place at that city on the 17th inst. He was comfortably dressed for the trip and that he will succeed in witnessing the fight, is not doubted by those who are acquainted with the stick-to-it-iveness possessed by the young Salemite.

OFFICERS ELECTED.—At the annual meeting of St. Joseph's society Monday evening the following officers were elected: President, Herman W. Barr; vice president, John A. Albrich; secretary, Frank H. Albrich; treasurer, Rev. J. S. White; board of directors, Frank J. Barr, T. K. Ford, and A. Huckestein; marshal, Wm. Kaiser. This is a flourishing society and is noted for its pleasant entertainments.

UNION EVANGELISTIC MEETINGS.—A series of Union evangelistic services in which the Christian, Congregational and Presbyterian congregations will unite, beginning next Sunday evening at 7:30 o'clock in the Christian church. The pastors of the above churches will alternate in conducting the song service, in preaching and in the singing. Meeting each evening. The meeting will be held one week in each church named.

THE OPENING OF SPRING.—Is upon us, and the New York Racket has prepared themselves for the spring trade, by filling up their house with a fine stock of all kinds of goods, in clothing, boots, shoes, hats, underwear, and all kinds of notions, consisting of hosiery, ladies' ribbed vests, children's Nansett waists, velling, dress stays, corset steels, spectacles, petroleum jelly, a fine line of side combs, hose supporters, garter web, dress shields, toilet soap, collars and cuffs, lace curtains, bed spreads, towels napkins, doilies, table linen, crash, handkerchiefs of all kinds, and a thousand other items, all sold at racket prices. Call and save money on everything you buy of us.

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LEGISLATURE

Explained by Senator Smith.

A Clear Exposition of the Benson Organization.

Senator John Smith of Clatsop county has prepared the following clear, lucid and unambiguous statement of his reasons for refusing to recognize the Benson organization:

SMITH'S OPINION.

My position is so simple that I cannot understand why it should be misunderstood by anyone familiar with the facts of the case as they really exist. According to the constitution of the state it requires two-thirds of the house of representatives, consisting of sixty members, to constitute a quorum. Early in the session the pretended organization of the Benson house was made without a quorum. The senate was then called upon to recognize the Benson house, and, with other members I voted against its recognition because I was sworn to support the constitution.

There can be no serious question but what the house was unconstitutional. The question has been passed upon by the leading lawyers of the state, such as Geo. H. Williams, J. N. Dolph, L. B. Cox, Martin L. Pipes, Fred V. Holman and others whose opinions have been published at length in the Oregonian; and I do not think that you could find a lawyer of high standing that would subscribe his name to an opinion that it is constitutionally organized. The house itself refuses to proceed to business as it would if legally constituted. Although its pretended organization has been in existence about thirty days it has not passed a bill, and its speaker has not even appointed its standing committees. With a majority of the other members of the senate, including several of Senator Mitchell's Republican supporters, I thought that to ask us to recognize such a pretended house was not only unfair but a willful disregard of the constitution by a party (or rather a part of a party) that has heretofore been emphatic in its denunciation of every tendency toward anarchy.

When the members of the legislature first came to Salem it was found that Senator Mitchell had forty-seven supporters, including Nosler, whose right to a seat is in contest.

Forty-five of these members went into the caucus and unanimously made the senator their nominee, and the other three, who were absent at the time, agreed by letter to support him. They all claim to be, and doubtless were, Mitchell men when the vote upon the question of recognizing the house was taken, and seven of them—McClung, Reed, Calbreath, Gesner, Hobson, Dawson and Mulkey had to vote against the recognition of the house; and of the twelve members, who out of a body of thirty members, voted for the recognition, Haseltine, who was elected as a Mitchell Republican, has since changed his mind, acknowledged that the organization was unconstitutional and refused to enter the joint convention; and Daly, whom your correspondent only mentions as having voted for the recognition of the house, when I opposed it, decided the next day not to enter the joint convention, and has consistently refused to enter it ever since. After a lapse of several days Senator Reed went into the joint convention, notwithstanding his vote.

On the other hand it is a noticeable and remarkable fact that there is not a single senator that voted for the resolution recognizing the house that is not on record as voting against the legality of the same house upon questions relating to the transaction of business instead of electing a senator, such as the resolution to proceed to the third reading of bills; and it appears to me that the partisanship of these members has led them into a very inconsistent position. The claim that there are legal precedents that justify a recognition of the house appeared to me to be nothing more than moonshine. I have read the cases that have been referred to and they are applicable to the controversy here. My refusal to recognize the Benson house is the only act to which your correspondent can refer that has any bearing upon the situation here. I am not in any way connected with any deal between Simon and Bourne, or any other men. I have not been near either the Bourne or the Mitchell headquarters since I came here, and am absolutely free from any alliance with either the Simon faction of the Republican party or anybody else. I believe that I did right in voting against the recognition of the Benson house and would vote the same way again if the question were to come up.

JOHN H. SMITH.

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IN DEPARTMENT NO. 2.

At Tuesday afternoon's session of Department No. 2 Marion county circuit court the following entries were made by Judge H. B. Hewitt:

Wm. McMaisters vs. Franz Dieckman, equity; motion to open default over-ruled and decree in accordance with prayer of the complaint.

Fanny A. Drake vs. Martha A. Long et al., foreclosure; default.

In the matter of the estate of Mary Ann Avert, deceased, respondent, vs. Josephine Sullivan, appellant; appeal; heard by the court.

M. E. Parker vs. Samuel F. Parker, decree of divorce.

A. N. Moores vs. Ross E. Moores, equity, motion to require defendant to set up his claim of title allowed.

Albany Iron Works vs. J. C. Roe et al., demurrer to answer overruled.

Ruth A. Voss vs. John Voss, decree of divorce.

Elizabeth P. Watt vs. Mary E. White et al., default as to F. J. Caterlin and wife, and W. P. Ross and wife.

Laura Hill vs. Thomas J. Hill, divorce, continued.

DEPARTMENT NO. 1.

In action for money of H. S. Jory and Sever Co., plaintiffs vs. James Bottger et al., defendants, motion to rescind order to make amended answer more definite and certain overruled; also motion to withdraw amended answer overruled, and motion to make amendment to amended answer by erasure overruled. By consent defendants allowed until 9 a. m. March 4, to file second amended answer.

Samuel Heitsch et al. vs. W. E. McAfee et al., motion for present sheriff to make deed, judgment for plaintiffs against garnisher for \$150 and costs on findings.

Probate Court.

Letters of guardianship were issued Tuesday to J. A. Austin as guardian of the minor heirs of Sarah L. Austin, whose estate is valued at \$250. A petition asking for the appointment of Nettie Schlader administratrix of the estate of Julia Pitman, who died in 1895, leaving an estate valued at \$1000, has been filed with the county clerk.

There was filed today with Clerk Ehlen of the Marion county probate court, a power of attorney appointing H. H. Emmons, of Portland, attorney for Josephine McFadden and Hugh Sullivan, of New Orleans, heirs at law of Mary Ann Arvet (or Avert) deceased. This estate is in litigation and was appealed from County Judge Terrill to circuit court and Terrill was overruled.

School at Willard.

At the school meeting held March 1st school district No. 30 Mr. Sol. Anderson was reelected director to serve for a term of three years. And Mr. Alex Thompson was elected district clerk to serve for one year the school board for this district is now composed of Robert Wenger, Sol. Anderson and K. L. Hibbard. The board of directors held a meeting and elected Mrs. Julia Smith, of Aumsville, as teacher for the spring term of school which commences on Monday the 15th of March.

CITY COUNCIL.—At the session last night the employment of an extra policeman was voted down. The current expense bills were allowed, and the city hall committee was authorized to furnish the new building. The bond of A. A. Lee, city treasurer, for \$8000 was approved, with F. W. Waters, Claud Gatch and A. N. Bush as sureties. The matter of opening East Court street was referred to the street committee with power to act provided interested parties would pay all expense other minor matters were considered.

If you want bargains, go to the New York racket, which began five years ago to give you bargains in goods of first class quality, and at very close profits, and have held firmly to that line, without a shadow of turning to the right or left, and propose to continue in the same course, call with confidence, that you will get goods at as close profits as they can be sold at. Their stock is complete, in all the lines they usually carry.

Hearthth cured by Dawson's Bitters

Chandler's Speech.

The union bimetallic club meets Thursday evening at Popular hall to hear Senator Chandler's great speech in the senate February 18, on bimetalism read and discussed. This Republican senator has made a more conclusive argument for silver than Bryan ever did and all are invited to hear it.

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JOURNAL "X" RAYS.

Directed Upon the Oregon Legislature and Lobby.

Bryan has been lecturing in Texas to audiences of from 3000 to 5000 at \$1. a head. The mints must be open down there.

Mrs. John H. Mitchell, Rue de Easy, Paris: Come home. S P sack empty. Senatorship gone to—John—Union County Farmer.

"We will die before we will come back to Salem unless we can get that double per diem and mileage."—Bensonite legislators.

With perfect unanimity all the Bensonites declare there will be a special session called by the Governor. They want the double mileage and per diem.

Mrs. McKinley had ten dresses made of imported fabrics. The best in the world is none too good for the first lady of our land, but that isn't exactly the way to open the mills.

MARRIED.

BROADY—HELLENBRAND.—At the restaurant of the groom on Commercial street at 9:15 p. m. Tuesday, March 2, 1897, May A. Broady to C. W. Hellenbrand, Justice of the Peace H. A. Johnson, officiating.

DIED.

COOK.—At the family home in Highland, at 7 p. m., Tuesday, March 2, 1897, Howard, the 11 year old son of Mr. and Mrs. John H. Cook, of diphtheria. Funeral services were held at 2 o'clock this afternoon and the remains were interred in Rural cemetery.

OBITUARY.

On Friday, February 26, at the family home east of the state fair grounds, Irene E., wife of W. P. George, died of cancer of the stomach. Her maiden name was Irene E. Davis and she was born in Jackson county, Indiana, June 18, 1837. She was married to W. P. George on October 20, 1837, and moved with him to Iowa in 1863. In 1868 they moved to Minnesota and in 1887 they removed from there to Oregon, where they have since resided. The husband and two children are still living, four children having preceded her to the spirit land. The remaining children are C. F. George, of this city, and Mrs. W. J. Potter, of Machias, Wash. She was a patient sufferer for several years.

Asylum Report for February.

Supt. Paine's report for February shows number under care and treatment 775 males, 356 females, total 1131. Number January 31, 1108. Number February 28, 1111. Employees 129. Received 22. Deceased 13. Discharged 5. Total expense \$5703.08. Elopement and captured 1. Average per capita \$9.71. The expense is increased because all purchases are higher. All purchases made are from 25 to 33 per cent higher on account of the legislative deadlock.

NEW NOTARIES.—Notarial commissions issued from the secretary of state's office this morning were as follows: Guy G. Willis, Portland, Geo. M. Miller, Eugene, J. L. Miller, Seio, and L. P. Inman, Lorane, Lane County.

COUNTY COURT.—The March term is in session. Judge Terrill, and Commissioners Watson and Davis are in attendance.

WOODBURN.—At the school election held Monday, S. Tomlinson defeated Walter Toole for re-election. E. W. Finzer was re-elected as clerk.

PRISON LIBRARY.—The report for February shows 830 books in circulation, besides 18 schoolbooks and two testaments. Number of convicts who had books, 231.

Westcott & Irwin lead as caterers because their meals and service are the best at Strong's restaurant.

President's Veto

WASHINGTON, March 3.—President Cleveland has vetoed the immigration bill. A message setting forth his objections to the measure was delivered to the house.

CASORIA.

Dr. Miles' Heart Cure

Dr. Miles' Heart Cure

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Dr. Miles' Heart Cure

Dr. Miles' Heart Cure

Dr. Miles' Heart Cure

Dr. Miles' Heart Cure

DO YOU NEED DRESS GOODS! IF SO WAIT FOR OUR GREAT SURPRISE SALE! FRIDAY AND SATURDAY!

The greatest sale of the season. Watch this space for prices.



257 Commercial st.

Banker Injured.

NEW YORK, March 3.—James B. Kernochan, the well-known banker, while on his way to the Patriarchs' ball, was run over by either a vehicle or a car on Forty-second street. He was placed in a cab and driven to his home on Fifth avenue. He was unconscious and the family physician was called in.

In Favor of San Pedro.

WASHINGTON, March 3.—The California Deep-Water Harbor Commission has submitted its report to the secretary of war. The commission decides in favor of San Pedro as the harbor on which the government appropriation shall be expended. Commissioner Morgan does not sign the report.

LEGISLATIVE SUBSCRIBERS.

THE JOURNAL has had a larger list of subscribers for the legislative session than any newspaper ever printed in Salem.

The most interesting part of the session has just begun and may last a month or sixty days.

All will want to know the whole history of this remarkable legislative assembly, of which they have only had the first chapter.

Renew your subscriptions and get the latest reports and X-Rays on the members from your county.

HER LIFE TRULY SAVED.

Dr. Miles' Heart Cure Does It.

Mrs. Chas. La Point, a well-known resident of Denver, makes this wonderful remedy. Her testimony should convince all as to the worth of the New Heart Cure and Restorative Nervine. Her letter dated Sept. 11th, 1894, reads as follows:

"I suffered from heart trouble for the most serious nature. Nothing the doctors gave had any effect. I had severe pains in the heart, and was unable to lie on my left side for more than three minutes at a time. My heart seemed to miss beats, and every breath would be my last. We accidentally saw an advertisement of Dr. Miles' New Heart Cure and Restorative Nervine, and purchased a bottle of each. After taking the remedies a week, I could be lifted in a chair and sit up an hour, and in a short time I was able to do light housework. I shall be ever grateful to you for your wonderful medicines. Truly they saved my life."

MRS. CHAS. LA POINT, guarantee that the first bottle will benefit. All druggists sell it at \$1.50 per bottle. It will be sent, prepaid on receipt of price by Dr. Miles Medical Co., Elkhart, Ind.

Dr. Miles' Heart Cure Restores Health.

Dr. Miles' Heart Cure

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