

men who do not want to be taxed to maintain hatcheries, and yet get the benefit of the whole catch of the fish. It is useless to separate the conflicting interests of the shore fisheries, the stream fisheries and the wheel fisheries, but for the ordinary citizen there are a few historical facts that should be considered before forming opinions as to the right or wrong of any proposed legislation.

First. Prior to the tide land act of 1872 the owners of the frontage controlled the water and the fishing privilege in front of their lands on the streams of this state. The fishing privilege at common law went with the riparian right to the full sweep of the seine and traps from the shore and the right of building and maintaining wharves. The United States government granted permits to the same effect subsequent to this act.

The effect of this law went into operation different on the Columbia river from all the other rivers in the state. The Columbia was so large that the riparian owner could sweep but a small part of the stream, and hence sprang into use the drift net that swept the whole channel. The principle of the riparian owner controlling the stream has applied to all other rivers in the state except the tidal part of some of the rivers emptying into the Pacific. On some of these streams the drift net has gone into use and on others seining from the shore has been the constant practice. The coexistent use of the drift net and of shore fishing are not practical except on the Columbia. Gill drift net fishing on parts of the Coquille, Coosue, Yaquina and Umpqua has become established. But it must never be overlooked that, broadly speaking, the right of gill drift net fishing is incompatible with riparian or fishing rights on any stream in the state except the Columbia. The two methods—stream fishing and shore fishing—cannot exist together without violation of riparian rights.

Third. The state law of 1872 for selling the tide lands on the water fronts of Oregon gave the owners of the uplands a year in which to buy the last vestige of right the state had to shore fisheries. The owner of uplands already had the right of fishing. He already controlled the use of the stream for the purpose of catching fish to the middle of the channel, or as far as the sweep of his seine. The act of 1872 gave him absolute title to the fish in the stream subject to the police regulation as to the time of catching fish. This act of the state did not affect the channel fishing interests on the Columbia. The question naturally follows: Could the state sell the tide lands and water front to the citizen of the state and then deny him the right to use that frontage for fishing purposes, subject only to such regulation as the state has a right to provide? Can the state sell a citizen something for a definite purpose and then deny him the use of what he has bought? If the state legislature owes the citizen anything, it is that it defines the rights of such owners now, once and forever, instead of tampering with his rights. Declare whether the state can sell and retain, can give title and rob of title at the same time and by act of the legislature. There is but one course to pursue if the state would be honest with its citizens.

The bill that has passed the senate and other bills contain the recognition of the established principle that the state has conveyed title to fishing rights and cannot recall them without violation of its contracts. If it undertakes to do so it will be defeated in the courts. A great deal of the attempted fisheries legislation is merely an effort to defeat rights given by the state to its citizens, which it now finds are established and cannot be abrogated in the courts—to accomplish by legislation what cannot be done by litigation—taking away property without due course of law and full compensation. Instead of the senate bill, attempting to confirm the riparian rights of a few owners on the Columbia river, it should have annunciated the general principle that all such owners are protected on all streams of the state in all the rights that the state has given them. Because a few men have asserted the full right the state has given them and not slept on their rights, the rights of all property fronting on a salmon bearing stream should be plainly declared and fully established. That would do more to prevent extermination of fisheries than any other act that could be passed.

If that law were enacted every property owner along such a stream would become a champion of the preservation of the fisheries. The fishery is part of his property, and he would be directly interested in keeping up the supply, and the hatcheries would not be deprived of the necessary spawn to keep up the runs. The wholesale robbery of the salmon streams by the reckless classes above referred to has brought about a crisis in the fishing industry that unless speedily checked will destroy this large element of productive wealth.

Jailed in Hand Cart.
Several jags made up the police court docket this morning. Harry Roe was fined \$5, which he paid. B. F. Killian was likewise fined \$5, but being short of ready cash is taking his daily exercise on the street, while "French Mary," who was brought to the police station in a hand cart, being past the condition of walking, was fined \$6 and is pending her three days in jail. Mary Watterpaw was arrested for vagrancy, and given her choice between staying out of the city 60 days or staying in jail 10. She chooses the former, and is seen no more on the streets of Salem.

To Fix Tea Standards.
New York, Jan. 30.—The board of tea exports for 1905, whose duty it is to establish standards of tea imported into this country, met here today. Tea pays no duty, but no teas falling below the standards established by the board are admitted to the United States. The members of the board for 1905 are A. P. Irwin, Philadelphia; George H. Macy and George Hewlett, New York; Charles B. Platt, San Francisco; E. H. Schoyer and F. Heller, Chicago, and Herbert G. Woodworth, Boston.

Big Sale of Trotters.
New York, Jan. 30.—The first big sale of trotters of the year began in Madison Square Garden today, and will continue for five days, under the management of the Fasig-Tipton company. The feature of the sale will be the absolute dispersal of the celebrated Village Stock Farm of East Aurora, N. Y., one of the world's greatest trotting nurseries. The sale has attracted prominent breeders and owners from many parts of the country.

Two Licenses.
Marriage licenses have been issued to S. Y. Hostetter and Miss Emma H. Kropp and to Harry Ralph and Miss Pearl Hart.
T. C. Hoover of the 19th U. S. Infantry, came up from Vancouver yesterday, and spent the day with J. G. Martzoff, in this city. Mr. Hoover and Mr. Martzoff worked together for six years in Kokomo, Indiana, for the K. M. & W. Traction Co.

Bent Her Double.
"I knew no one for four weeks when I was sick with typhoid and kidney trouble," writes Mrs. Annis Hunter, of Pittsburg, Pa., "and when I got better, although I had one of the best doctors I could get, I was bent double and had to rest my hands on my knees when I walked. From this terrible affliction I was rescued by electric Bitters, which restored my health and strength, and now I can walk as straight as ever. They are simply wonderful." Guaranteed to cure stomach, liver and kidney disorders. At J. C. Perry's drug store. Price, 50c.

Alpha Kappa Kappa.
Cincinnati, O., Jan. 30.—The Alpha Kappa Kappa medical fraternity began its annual national convention in Cincinnati today, with headquarters at the Grand hotel. Twenty-seven chapters of the fraternity are represented at the gathering, the visitors including medical men of prominence from every section of the country.

Sure Cure for Piles.
Itching piles produce moisture and cause itching, this form, as well as Bilig, Bleeding or Protruding Piles are cured by Dr. Bo-san-ko's Pile Remedy. Stops itching and bleeding. Absorbs tumors. 50c a jar at druggist, or sent by mail. Treatise free. Write me about your case. Dr. Bo-sank, Philadelphia, Pa.
For sale by Dr. S. C. Stone, druggist.

Nearly Asphyxiated.
Madrid, Jan. 30.—King Alfonso, the queen mother and other members of the royal family had a narrow escape from asphyxiation, while dining at the palace Thursday night. The fumes escaping from the heating apparatus partially overcame the royal diners. The engineer of the palace was arrested.
Thos. Cokerell, C. & E. agent at Albany, was the victim of an attempted holdup, which occurred at the west end of the S. F. depot. He was accosted by a man who struck Mr. Cokerell a severe blow on the nose, but, owing to some quick work on his part, the man took flight and disappeared in the darkness.

A Distinguished Physician's

OPINION REGARDING OLD AGE.

A distinguished physician has recently declared that "Old age is not a time of life—a length of years—but a condition of the bodily tissues, and it is possible for a man at 50 to seem older than a man at 70."

"This is a fact. We happen to know a mother of 84 years, and a daughter of 60 years right here in Salem, and honestly you would believe the daughter to be the older of the two. The mother is alert, lively and active, while the daughter is fast losing her mind and memory, and literally dying of old age.

"The secret of youth," says Druggist Putnam, "is to keep the bodily tissues from wasting, and the greatest discovery known to medicine for this purpose is our cod liver oil preparation, Vinol, as it contains in a highly concentrated form all of the medicinal elements of cod liver oil, actually taken from fresh cods' livers, but without oil or grease. Vinol is an ideal strengthener and body builder for old folks, it repairs worn tissues, checks the natural decline, and replaces weakness with strength as nothing else can.

"Vinol tones up the stomach, creates a healthy appetite, makes rich, red blood, and invigorates and strengthens every organ in the body to do its work as nature intended. Vinol is indeed a great blessing to old folks, and extracts from such letters as the following prove it:"

Mrs. Sarah J. Windorm, of Chicago, Ill., grand-niece of Alexander Hamilton, says: "Vinol is a godsend to old people as it is such a wonderful vitalizer and strength creator."

Mr. A. J. Baker, of Evansville, Ind., says: "There is nothing like Vinol for the aged, and he would not take a thousand dollars for the good it has done him."

"I just wish every person in Salem who 'feels old,' whether they are old in years or not, would try Vinol on our guarantee. We will give back your money if you are not satisfied—we mean this for a fair offer and it is up to you to prove our good faith. Geo. W. Putnam."

DECORATE POTENTATES STATUE

London, Jan. 30.—Two hundred and seventy-six years ago Charles I. was executed by his subjects, and yesterday Jacobites observed the anniversary as usual by placing wreaths on the statue in Trafalgar Square. That is to say they would like to place their floral emblems personally, but sad to say the garlands are now always laid in position by the rude hands of Haverian policemen.

The reason for this is somewhat amusing. The floral observances commenced some 15 years ago, and would all have gone well but for a modest bunch of violets placed among the other decorations. It was not the flowers but the card to which they were attached, which caused the rumpus. This card was the white lid of a milliner's box, inked round with deep black border. In the center were printed in large letters, "Remember! Oh, King and Martyr. We Have Not Forgotten. Long Live Queen Mary." Next day there was a paragraph in all the papers calling attention to the "disloyal" inscription, and when parliament met a question was put to the house secretary. The consequence was the placing of the Jacobite wreaths under the censorship of the officer of works, where all tributes now have to be sent.

The cause of this complaint is not in the head at all, it comes from the stomach. A stomach that has become clogged from over eating, drinking or abuse in any manner, will warn you by bringing on sick headache. Cure the pains and distress in the stomach, and the headache stops of itself. All bilious attacks, dyspepsia, belching bad taste in the mouth, muddy complexion and yellow eyes, are cured by this remedy. It is called Dr. Gunn's Improved Liver Pills, one for a dose, and is sold by druggists all over the U. S. for 25c per box. For sale by Dr. S. C. Stone, druggist.

Secret Royal Marriage.

London, Jan. 30.—It is stated on good authority that the former grand duchess of Mecklenburg was married secretly several weeks ago to her cousin, the Grand Duke Cyril of Russia. It is said that because of the grand duchess being a divorcee there was great difficulty in finding a priest of the Greek church to perform the ceremony, and it is further said that he received \$10,000 for his services.

HIGH SCHOOL PLANS

Are Presented at Board Meeting by Architect W. D. Pugh

New Teachers Elected—Old Dugan Store Sold

The city public school board held an adjourned meeting Saturday evening in the police court room with all members present.

Bids were opened for the purchase of the old stone building which was purchased by the board with the Dugan property, lot 7, block 3. The sale was awarded John Gray on the bid of \$105. The other bids were: T. Y. Allen, \$50, and Joseph Albright, \$40.

The Salem Abstract and Land company presented their bill for \$25 for the making of the abstract on the Dugan property, which was ordered paid.

There being three teachers to elect, the following applications were presented: J. F. Axley, Marie Thompson, Mrs. A. L. Conger, Eva Savage, Edith C. Hazard, Emily Holzer, Mary C. Quick and Loretta Starr.

Miss Hazard and Miss Quick being the only applicants for the high school position, it was considered first, Miss Hazard being elected.

Election was then held for two positions in the Seventh grade, which resulted in Miss Eva Savage and Miss Loretta Starr being selected.

The new teachers will take their positions February 14, 1905.

It was ordered that the necessary notice be given to vacate 149 feet of the north end of the alley of block 3. G. H. Jones was elected to enumerate the school district. He is to be paid \$50 flat salary and to have a commission of 25 cents apiece above a certain number, to be determined later.

Director Lee brought up the question of what the compensation of the architect was to be, but none of the directors seemed to know. No action was taken in the matter.

The contract for moving the Central school building to the edge of the lot, so as to be out of the way of the new building, was not let, but the chairman was directed to see the bidders and explain where the old building shall be moved and let the contract to the lowest bidder without further meeting of the board.

The job of removing the trees and outhouses which are now on the lot and in the way of the new building, was referred to Chairman Fletcher and Director A. A. Lee as a committee with power to act.

After disposing of all other business, Architect Pugh was asked to present plans and suggestions for the proposed new high school building. The size of the building proposed is 88x171 feet, with three entrances to the same. The basement is to be 11 feet high with furnace rooms, fuel rooms and four large rooms on the front for lavatories and play rooms. The main floor is to have eight class rooms with 12½ foot ceilings. The third floor is to have four rooms, one in each corner of the building, with an assembly hall in the center 54x44 feet. The ceiling in the assembly room is to be several feet higher than those of the adjoining school rooms, and this will make it possible to have a gymnasium above the school rooms at either end of the structure. The room for play grounds will be 41 feet in front, and at the rear of the building, while there will be 97 feet at the east and west ends. The estimated price for this building of common brick is \$39,000, or \$2300 additional for pressed brick surface. The roof contemplates no joists or tin work, but will be covered with shingles, and the cornices, ornaments, etc., are to be of galvanized iron. The estimated cost of a wooden structure of the same plan would cost about \$5000 less than if built of plain brick. These estimates include the cost of a heating plant.

Milk now has a place where sterilized milk is provided at cost price to all families whose annual income does not exceed \$500.

Gold Dust Flour

Made by THE SIDNEY POWER COMPANY, Sidney, Oregon. Made for family use. Ask your grocer for it. Bran and shorts always on hand.

P. B. Wallace AGENT

Deserves a Trial

For over 50 years Hostetter's Stomach Bitters has been demonstrating its ability to cure Stomach, Liver and Kidney disorders with wonderful success. It is therefore deserving of a fair trial by every sufferer from Dyspepsia, Indigestion, Belching, Bloating, Heartburn, Costiveness, Biliousness, Insomnia, Chills, Colds or Malaria, Fever and Ague. Its results are certain. Don't hesitate any longer. For sale by all Druggists.

HOSTETTER'S STOMACH BITTERS

A New Oregon Manufacture. The Western Bakery Company, of Portland, located at East Third and Davis streets, has favored this office with a sample box of their sweet goods, and for fine quality and great variety of attractive baking this has never been equalled in all our experience and observation. A complete line of these goods are kept in stock by Harritt & Lawrence, at the old postoffice grocery, and at wholesale by H. S. Gile & Co., of this city. Every article made by this company is as toothsome as the finest confectionery.

Forced to Starve

B. F. Leek, of Concord, Ky., says: "For 20 years I suffered agonies with a sore on my upper lip so painful sometimes that I could not eat. After vainly trying everything else I cured it with Bucklen's Arnica Salve." It's great for burns, cuts and wounds. At J. C. Perry's drug store; only 25c.



THE KEY TO THE SECRET of good bread making lies in a bag of flour from the Salem Mills. It is made by the most perfect process, from the choicest wheat, and makes the whitest and most delicious bread that makes it in reality "the staff of life," by its healthful and nutritive qualities.

Salem Flouring Mills

TO WOO



Your patronage and your approval we offer no other persuasive argument than the high-quality of our groceries and our low-price goods and prices.

Harritt & Lawrence



A Scotch Highball

made from our fine old Scotch which key is invigorating and bracing in cold weather. Our fine stock of whiskeys are pure and the finest distillation, and is a treat to the epicure of the connoisseur to test the velvet smoothness and fine flavor of it.

E. Eckerlen

258 Commercial Street

Fine Property at a Bargain

Choice piece residence property on principal street within three blocks business part of city. Nice large, modern home, about one acre of ground near school car line, all kinds of fruit, beautiful shrubbery, etc. All modern conveniences. These are both extra choice buys for homes or investments.

DERBY & WILSON, 244 Commercial St., Salem, Oregon

Winter Is Not Over

We will probably have some cold weather yet and you will need a heating stove. We have cut prices on every heating stove in the house. Call and examine them.

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R. M. Wade & Co

We will probably have some cold weather yet and you will need a heating stove. We have cut prices on every heating stove in the house. Call and examine them.

Their Bank

The relations existing between this bank and its customers are close and cordial. We esteem it a compliment to have people lay claim to the institution as being THEIR bank. Is it also yours? We make an earnest effort to accommodate our callers. Our aim is to make this every respect the Peoples' Bank; bank where all may feel at home; place where those of moderate means may expect the same treatment as those more favorably situated.

Salem State Bank

Salem, Oregon

Wall Paper

Latest designs in stock and good work guaranteed. We have the smallest store and small prices.

E. L. Lemmon

299 Liberty St. Phone 2475

MADAME DEAN'S FRENCH FEMALES PILLS

A SAFE, CHEERFUL REMEDY FOR SUPPRESSING MENSTRUATION. NEVER KNOWN TO FAIL. Beware of cheap imitations. For \$1.00 per box. Will send three on trial, to be paid for when relieved. Sample Free. If your druggist does not have them send your order to the UNITED MEDICAL CO., BOX 74, LANGSTON, VA.

Sold in Salem by S. C. Stone

Your head is all right, so is your heart. It's your liver that is not all right. And your sick-headaches, biliousness, dizzy spells, indigestion, constipation prove it. Ayer's Pills are regular liver pills. They make wrong livers right. Sugar-coated, all vegetable. Sold for 60 years.