PACIFIC SLOPE NEWS.

[DISPATCHES OF SATURDAY AND SUNDAY.]

DESPERATE AFFRAY AT BODIE.

Scene of Confusion at the Sand Lot Meeting in San Francisco.

PASSENGERS FROM THE EAST BY RAIL.

Terrible Accident at a Washington Territory Logging Camp.

CALIFORNIA.

Convention Postponed—Confusion at the Sand Lots—Found Dead.

San Francisco, January 4th.—At a meeting of the Ward Presidents to-day it was decided to postpone the Workingmen's Convention called for to-morrow to demand the resignation of District Attorney Smoot and other officers-elect to the 19th inst.

At the sand lots Vice-President Wright made a vigorous attack on White, late candidate of the W. P. C. for Governor, for accepting the appointment of Commissioner to condemn Lake Merced. White followed, defending his course, when Wright asked him if he would resign if the sand lot demanded it. White endeavored to dodge a direct reply, and considerable howling and confusion ensued. White finally said that if a committee of Ward Presidents and the Clubs, after an investigation of the matter, demanded his resignation, he would tender it.

A man was found on the beach near Helmet Rock to-day with a revolver grasped in his hand and a bullet through his head. From papers found on his person his name is supposed to be York.

The Missing Deputy Sheriff — Further Crookedness—Death.

San Francisco, January 4th.—Gideon M. Berry, the Deputy Sheriff who recently absconded a defaulter to a considerable amount, was also Secretary of the Mutual Building and Loan Association. It now transpires that an overissue of the stock of that incorporation has been discovered. The amount is not yet determined, the books being now in the hands of an expert making an investigation. It is believed, however, that the overissue is within 500 shares. Berry had given a bond to the company in the sum of $10,000, but the bond, like Berry, has disappeared.

Charles L. Bugbey, the well-known architect, died to-day at Oakland.

End of the Six-Day Tramp.

San Francisco, January 4th.—J. Murdock, of Red Bluff, was the winner of the go-as-you-please match which ended to-night, with 481 miles, Eaton 470, Matteson and Kibbler 460 each, Reid 458, Scott 437, Mirabeau 423, Drew 414.

Knife and Pistol at Bodie.

Bodie, January 3d.—About half-past 1 o'clock this morning a stabbing and shooting affray took place in front of a hurdy house in this town, the participants being Thomas Dillon and Thomas Travis. It appears that they had had a quarrel some time previous in an opium den, and had been watching for each other ever since. Coming face to face last night, Dillon remarked, "Are you as good a man as you were in the opium den the other night?" Travis replied, "Yes," when in an instant Dillon drew a single-edged dagger, eight inches long, and stabbed Travis in the left breast, clear through the heart. Officer Black rushed at them, but before he could reach them Dillon struck Travis another blow, the knife entering his back, the latter being on the ground and Dillon over him. As the officer started to move down the street with Dillon, Travis asked to be raised up, and in a half-sitting posture, the blood gurgling in his throat, drew his self-cocking pistol, with steady aim fired, the ball entering Dillon's back, and passing through the kidneys, leaving him in a critical condition. Travis expired almost instantly after firing the pistol. Travis was a young man about 23 years old, a native of Newark, N. J. Dillon is about 30 years old, a native of Ireland, and formerly a molder, but of late a sport. It is said that he was the trainer of Jimmy Trevillian in his fight with Bing Williams some years ago.

Napa County Republican Convention—Died from His Injuries.

Napa, January 3d.—The Republican Convention met in this city this afternoon for the purpose of nominating a candidate for Assemblyman, to fill the vacancy caused by the death of W. J. Maclay, Assemblyman-elect. Chancellor Hartson was nominated on the first ballot. He is also the candidate of the Workingmen's party. A. B. Walker is the nominee of the Democrats. The election is anticipated at an early date.

The second victim of the railroad accident, Thursday night last, died yesterday. The third man will probably recover.

The Cold Snap in El Dorado County.

Georgetown, January 2d.—The last week or so has been the coldest known here for years. Ice seven inches thick formed on the reservoirs. Plants that have withstood frosts for years have been totally destroyed, and nearly all the water-pipes in town were burst by the severe cold, something hitherto unknown. Although a pretty warm rain fell here all day yesterday to the amount of over half an inch, there is still in many places snow to the depth of four or five inches. Our total rainfall for the season has been over twenty-two inches, more than three times that of last year to the same date.

Arrested for Burglary—Boy Killed.

Santa Barbara, January 3d.—A boy named Bill Hall, bootblack at the Morris House, robbed the room of a guest last Tuesday night, stealing overcoat, watch, pistol and $30 in money. The theft was not discovered until next morning, when Hall had decamped. He was arrested at San Buenaventura to-day on a telegram from the Sheriff of Santa Barbara.

An accident occurred at Central City, in this county. The son of Mr. Bidwell, 8 years old, was killed by a runaway team attached to a gang-plow, which dragged him ninety yards, breaking the little fellow's leg. His flesh was terribly lacerated by the points and the edges of the plowshares. He lived a few days, and died in great pain.

Minute Clerkship of the Assembly.

San Diego, January 3d.—The following will be in the *Union* to-morrow: "We understand that Frederic N. Pauly will be a candidate for Minute Clerk of the Assembly at the coming session of the Legislature. Mr. Pauly has represented this county in the Legislature, and has for years been a representative man of Southern California. This section of the State is surely entitled to some of the appointments, and we have no hesitation in saying that Mr. Pauly's will give great satisfaction to Los Angeles and San Bernardino counties, as well as to San Diego. We strongly urge the appointment as one eminently fit to be made."

Fire at Monterey.

Monterey, January 4th.—This morning at about 6 o'clock a fire was discovered in the rear of the Lisbon House, on Pearl street. All efforts to extinguish the flames proved unsuccessful, the entire building burning down in less than one hour. The fire is supposed to be the work of an incendiary. The loss is estimated at about $3,000; not insured.

Names of the Lost.

Eureka, January 4th.—Following are the names of the passengers lost on the schooner Pomeroy, recently wrecked: Eugene G. Wood, David Pomeroy, Albert Tucker and F. P. Dado.

NEVADA.

Passengers En Route to the Pacific Coast.

Carlin, January 4th.—The following passengers passed Carlin to-day, to arrive in Sacramento to-morrow: J. H. Roberts, Cherry Creek, Nev.; J. L. Jackson, Wilmington, Del.; Miss M. A. Hall, Boston, Mass.; Constant Meese, Judge R. F. Morris and wife, J. Messerer, G. Wormser, San Francisco; George E. Raum, New York City: H. W. Scott, Portland, Or.; O. L. Reed, C. W. Reed, Sacramento; George Henderson, Tuscarora, Nev.; J. F. Brooks, Massachusetts; W. B. Royer, Kansas; Joseph Cinz, New Bedford, Mass.; Joseph Fisher and wife, Oranies, Ks.; Mrs. E. Aldshul, Waterville, Ks.; C. E. Sweetzer, Ohio; George Keith, Illinois; C. L. Brown, Sacramento; 22 emigrants, including 17 males, to arrive in Sacramento January 6th.

WASHINGTON TERRITORY.

The Stranded Schooner.

Port Townsend, January 3d.—The schooner Page, which recently dragged ashore at Freshwater Bay, was visited by the cutter Wolcott, but owing to her position on the rock and being water-logged she could not render any assistance. Captain Hooper, however, left sufficient tackle and gear, and an attempt will soon be made to get her ashore for repairs.

Crushed by a Log.

Seattle, January 3d.—Letters just received from Kititas valley state that on th night of the 5th ultimo, a logging camp on the Yakima river caved in on a party of men, crushing them to the ground and severely injuring several. John Allison, one of the party, was crushed beneath the weight of a heavy wall log into a large open fire, and it became necessary to saw the log off in order to extricate him. While this was being done he lay upon the hot coals, and was literally roasted alive, uttering the while the most heartrending shrieks and appeals for mercy.

BRITISH COLUMBIA.

Improving Fraser River—Cold Weather—Telegraphic Interruption.

VICTORIA, January 3d.—H. O. Geiger has arrived from Cottonwood Canyon, where he superintended the operations of Mr. Wright in removing the rocks in Fraser river. Between 500 and 600 cubic yards have been taken out, and the navigation is much improved. An appropriation of $10,000 next year will remove all obstructions.

The bodies of the three men who were drowned in the canyon in October have not been found.

At Bridge creek on the night of the 19th December there were 3½ feet of snow, and the thermometer fell many degrees below zero. Live stock had suffered severely in Lac La Hache valley, and settlers were on snowshoes hunting their animals. The stage, for a distance of 150 miles, did not average two miles an hour.

Telegraphic communication is still interrupted.

THE MAINE BUSINESS.

Various Points Decided by the Supreme Court.

THE GOVERNOR'S ACTS UNLAWFUL.

Countersign Needed to Enter the State House.

[DISPATCHES OF SATURDAY AND SUNDAY.]

AUGUSTA, January 3d.—The military force is still kept at the State-house, being on duty during the night, but not in the day time. To-night several persons went to the State-house on business, but were refused admission, not having the countersign. Gentlemen who preceded them advanced to the outer door, giving three knocks. The guard within inquired, "Who comes?" "A friend." "Advance and give the countersign." "W. P. Low" was responded, and the gentlemen entered, while the armed guard closed the doors on the others, who were without the countersign. No military company or other organized body has been raised to resist the State authorities, nor will there be. To-morrow is the day fixed upon for the gathering here of Fusion members. It is thought but few will respond, as most of them will remain at their homes over Sunday.

DECLINES.

FARMINGTON, January 3d.—Louis Voter (Dem.), counted in by the Fusionists as a Representative, has returned his certificate to the Governor, believing that the reason given for the disfranchisement of Farmington is not sufficient to justify his acceptance of the position.

DECISION OF THE SUPREME COURT.

BANGOR, January 3d.—Following is the text of the unanimous opinion of the Supreme Judicial Court, finished and signed this afternoon, in answer to questions submitted by the Governor:

Question 1.—When the Governor and Council decided that there is no return from the city on which Representatives can be summoned to attend and take their seats in the Legislature, is it their duty to order a new election, or is it competent for the House of Representatives, if it shall appear there was an election of such Representatives in fact, to admit them to their seats, though no return thereof was made and delivered into the office of the Secretary of State? Answer.—No authority is given to the Governor and Council, when there is no return, to order a new election. When the seat of a Representative has been vacated by death, resignation or otherwise, provision is made by the Revised Statutes for filling existing vacancies. By these provisions, whenever municipal officers therein mentioned, by any means have knowledge of the death of a Representative-elect, or of a vacancy caused in any other way, it is their duty to order a new election. If it appears to the House of Representatives there was an election of Representatives in fact, they should admit them to their seats, though no return thereof was made to the Secretary of State. A Representative is not to be deprived of his rights because municipal officers have neglected their duty.

Question 2.—Is it competent for the Governor and Council to allow the substitution of other evidence in place of "the returned copies of such lists" as are provided for in Article 4, part 1, section 5 of the Constitution, to enable them to determine what persons "appear to be elected" Representatives to the Legislature by a plurality of all "votes returned?" Answer.—This refers to the substitution authorized by the Act of 1877, chapter 212. The Constitution calls for a return that is regular in essential forms, and which truly represents facts to be described by it. But much of the constitutional requirement is directory merely. It does not aim at depriving the people of the right of suffrage, or of their right of representation, for formal errors, but aims at avoiding such result where constitutional requirement has not been fully or been defectively executed by town officers. It is in aid of the constitutional provision to supply an omission or deficiency as nearly and as correctly as may be. Such is the purpose of the statute. It is competent for the Governor of the Council to allow an erroneous return, or one that is informal or defective, to be aided and corrected by an attested copy of the record, as by statute provided. The object of the constitutional provisions respecting elections is to furnish as many safeguards as may be against failure, either through fraud or mistake, correctly to ascertain and declare the will of the people as expressed in the choice of their officers and legislators. Hence the requirement that not only shall returns be made on the spot, in open town meeting, but a record of the vote shall be made at the same time and authenticated. In like manner, if by accident or willful neglect there is an error or omission in the return, what can be safer than to refer to the duplicate statement by the record to correct it? This the statute of 1877 allows to be done; and, while the language is permissive, it falls within a well-known legal rule, that when public rights are concerned it shall be construed as mandatory. The command is clothed in the language of courtesy, so clothed because it could not be doubted that high and honorable officials would unhesitatingly avail themselves of all lawful means to declare the result of an election according to the actual fact in obedience to the fundamental principles of popular government. The Governor and Council are bound by the statute. It is mandatory upon them; it imposes a duty to the public that must be performed. Whether the Act referred to contravenes the Constitution in allowing oral evidence to be received to show the intention of voters in casting their votes, is another part of the statute which we are now called upon to consider. If unconstitutional in the latter respect, that would not affect the constitutionality of the other separate and independent provisions.

Question 3.—Is a return signed by less than a majority of the Selectmen of a town, or the Aldermen of a city, valid, within the requirements of the same section? Answer.—To this question we answer, that while a town may legally elect as many as seven Selectmen, the well-known practice is to elect only three, and in such cases, a return to be valid must be signed by a majority of them, because by no possibility can a less number constitute a legal quorum. But the rule is otherwise with respect to the Aldermen of cities. Most of our cities are required by law to have as many as seven Aldermen, and none of them, we believe, have less than five To constitute a quorum it is only necessary to have a majority of the whole number present, and when such quorum is present a majority of the quorum may do business. Supposing the number to be seven, four would constitute a legal quorum, and three being a majority, that quorum could legally act, although the fourth should refuse to join them, or should oppose their action. Consequently, if the return from a city having five or seven Aldermen is signed by three of them, it may be a valid and legal return, because only four may have been present; and in such case three (being a majority of those present) could legally act, although the fourth should oppose their action and refuse to join them. When such return is laid before the Governor and Council they cannot know, and they have no right to assume, that a return is not valid. It is the duty of Aldermen to be in session and examine ward returns, compare and decide the votes, and of the Clerk to make a record thereof. From that record, a certified copy of which is returned, the law presumes that a quorum of Aldermen was present. In the latter work authorities are quoted to the effect that bodies composed of a definite number act by majorities of those present, provided those present constitute a majority of the whole number. If a body consists of twelve Councilmen, seven is the least number that can constitute a valid meeting, though four of the seven may act; and, so far as we are aware, the law is so stated in substance by all ancient and modern authorities. The rule applicable to such cases is similar to that which applies to our House of Representatives. The whole number of Representatives established by law is 151. A majority (that is seventy-six members), constitutes a quorum to do business. If there is actually that number present, and the majority (that is thirty-nine members), vote in the affirmative, a valid law can thereby be enacted, or other business transacted. If less than seventy-six members are present, then no business can be done except to adjourn, or compel the attendance of absent members. This is familiar law, and illustrates the principle applicable to Aldermen of cities, and shows how and why a return signed by less than a majority of the whole number may be, and so far as the Governor and Council are concerned, is conclusively presumed to be valid. They have no right to go behind the return.

Question 4.—Is a return by the Aldermen of the city which does not give the number of votes cast for each person voted for as a member of the Legislature, and does not show what persons were voted for as such members in any one of the several wards of such city, a valid return within the requirements of the same section? Answer.—We are not sure that we comprehend the full scope of this question. Our answer will meet all of its supposed purposes. It is immaterial whether the Aldermen returned to the Governor and Council a detailed vote of each ward separately, or whether they returned the result of all the votes of all the wards for each candidate together. Either mode is a satisfactory way of reaching the same result. The substance only is sought for in such matters. Nor is it a material matter that instead of returning all the names of persons voted for, there is a return of votes as scattering; provided, that, however, such votes may be added or subtracted from the candidate, or set of candidates, who appear to be chosen by a plurality of votes thrown. The Governor and Council cannot officially know, nor have they the right to ascertain, that the votes returned as scattering were not actual ballots with the word "scattering" written thereon. Nor is the election of candidates, to be chosen by a plurality of votes, to be defeated because the whole number of votes or ballots may be stated erroneously, or not stated at all. The Constitution contains no such requirement, and the statutory provision requiring it is entirely unimportant and unapplicable to cases where a plurality of votes elect. It is a well-settled rule of construction that where the general terms of a statute embrace several subjects, but are found to be practically applicable to some of the subjects and not to others, it is to be construed as embracing those subjects only to which it is practically applicable.

Question 5.—Are returns from towns or cities which are not attested by the Town or City Clerk valid within the same section? Answer.—Returns from towns and cities which are not attested by the Town, Plantation or City Clerk are not valid. The attestation of the Clerk is a prerequisite to any action of the Governor and Council in counting votes. (68 Maine, 588.) If, however, the Clerk should be absent, a Clerk pro tempore may be chosen, or Deputy Clerk may be appointed under the statute. The returns of such Clerk pro tempore, or Deputy Clerk, are to have the same force and effect as if signed by the Clerk.

Question 6.—Have the Governor and Council the right to reject the returns of election of members of the Legislature required by the same section from officers of towns which were not made, signed or sealed up in open town meeting? Answer.—The Governor and Council must act upon the returns forwarded to the Secretary of State. If they purport to be made, signed or sealed up in open plantation or town meeting, they constitute a basis of action of the Canvassing Board. No provision is found in the Constitution or in any statute of this State by virtue of which they would be authorized to receive evidence to negative facts therein set forth. They, therefore, have no such power. The statement of municipal officers is, in that respect, conclusive.

Question 7.—Is a return of two persons, purporting to be Selectmen of a town, valid and sufficient evidence of the vote of such town, when it appears there were, at the time of meeting at which the election was had, but two Selectmen of that town? Answer.—When a majority of the Selectmen are absent from a meeting for election purposes, or being present neglect or refuse to act as such, and to do all the duties required of them, the voters at such meeting may choose so many Selectmen pro tempore as are necessary to complete the number competent to do the duties. In case of death or removal of all the Selectmen two would be sufficient and competent to act. The inquiry is, if a return would be valid when there should be but two Selectmen at the time of the meeting at which the election was held. If other Selectmen had deceased prior to the meeting the survivors might act, and their action would be legal. But the Canvassing Board is to be governed by the returns. Evidence would not be admissible to prove the fact that there were but two Selectmen of the town. The Governor and Council cannot officially know there are only two.

Question 8.—Can a person who is not a citizen of the United States at the time be legally elected or constituted a Selectman of a town? Answer—Is in the affirmative, provided his official acts bind the town and are valid so far as affects the public.

THE GOVERNOR INTERVIEWED.

WATERVILLE, January 4th.—Governor Garcelon spent the day here, and was called upon this evening by a reporter and asked if he had received the opinion of the Court, to which he replied that he had not; that he had not been in Augusta since 4 o'clock Saturday afternoon. The reporter then informed him of the general points as expressed in the opinion of the Court, and asked if he (the Governor) should recall those certificates he had issued, and which now, under the opinion of the Court, appear to have been illegally issued. To which the Governor answered, "I have no authority for knowing the opinion of the Court and cannot tell what I shall do." In answer to a question whether Captain Lewis, a voter of Farmington, had returned his certificate of election, declining to serve under the same, the Governor said he had not received it, and did not know anything about it. The reporter then asked, "Do you apprehend any violence at the inauguration of the new Legislature?" The Governor replied: "I have no means of knowing. I do not think the people are foolish enough to resort to violence."

THE FEELING IN WASHINGTON.

WASHINGTON, January 4th.—There seems to be no doubt entertained here that the unaimous opinion of the Maine Supreme Court, adverse to the opinion of Governor Garcelon on all the points presented, will have the effect of speedily ending the controversy in that State without any further serious difficulty. It is understood here that at least one member of the Supreme Court, namely, Judge Libbey, is a Democrat, and the perfect unanimity of the Court therefore gives additional weight to the confessedly strong reasoning by which its opinion is supported. It is generally believed that even if Governor Garcelon takes the ground that notwithstanding this dictum of the Court he cannot recall any of the certificates already issued, its moral effect will nevertheless be amply powerful to induce a certain number of Fusionist holders of these certificates to refuse to take seats in the Legislature, and that the Republicans will forthwith obtain control of the organization of both houses, admit their party friends who were refused certificates and proceed to elect Davis Governor.

THE QUORUM QUESTION.

PORTLAND, January 4th.—An Augusta dispatch says: The quorum question has been settled by precedents. The Senate in 1847 organized with 11, in 1851 with 15, and in 1854 with 13. In the latter year Chief Justice Shipley and Appleton, his associate, sustained that point. They also held that each could compel the attendance of persons who had received the Governor's certificate, before as well as after being sworn in. It is said that Spoul, of Skowhegan, is already in Augusta and will take his seat.

CENTRAL PACIFIC RAILROAD.

Commencing Sunday, December 28, 1879,
AND UNTIL FURTHER NOTICE
TRAIN AND BOATS WILL LEAVE SACRAMENTO
AS FOLLOWS:

4:30 A. M.—(Sundays excepted)—Accommodation Train to Marysville, Red Bluff and Redding.

5.45 A. M.—(Daily)—Overland, Emigrant, Freight and Accommodation Train.

7:20 A. M.—(Daily)—Pacific Express, via Davis and Benicia, for San Francisco.—Connects (Sundays excepted) at Davis with Accommodation Train to Woodland, Williams and Willows; also connects daily at Suisun for Vallejo, and via Napa Junction for Calistoga (stages for the Geysers)

10:00 A. M.—(or as soon thereafter as practicable, Sundays excepted)—Steamer for San Francisco, touching at all way ports on the Sacramento river.

11:00 A. M.—(Daily)—Local Passenger Train for Stockton, Tracy, Livermore, Niles, Oakland and San Francisco. Connects at Galt for Ione, and at Niles for San Jose.

12:30 P. M.—(Sundays excepted)—Passenger Train for Davis and Woodland. Connects at Woodland for Williams and Willows.

2:10 P. M.—(Daily)—Atlantic Express for Colfax, Reno (Carson and Virginia), Battle Mountain (Austin), Palisade (Eureka), Ogden, Omaha and East

2:20 P. M.—(Daily)—Oregon Express for Marysville, Chico, Red Bluff and Redding (stages for Portland, Oregon).

2:30 P. M.—(Sundays excepted)—Local Accommodation Train to Lathrop. Connects with the Arizona express for Merced, Madera (Yosemite and Big Trees), Mojave, Newhall (San Buenaventura and Santa Barbara), Los Angeles, Santa Monica, Wilmington, Santa Ana (San Diego), Colton (San Bernardino), Yuma (Colorado river steamers) Maricopa (stages for Phœnix and Prescott), and Casa Grande (stages for Florence, Tucson and Tombstone). Sleeping cars between Lathrop, Los Angeles and Yuma.

2:45 P. M.—(Daily)—Local Passenger Train for Davis, Benicia and San Francisco. Connects (Sundays excepted) at Suisun for Vallejo, and via Napa Junction for Calistoga.

7:15 P. M.—(Sundays excepted)—Passenger Train to Davis, Woodland and Knight's Landing.

8:50 P. M.—(Sundays excepted)—Virginia City Express for Auburn, Colfax, Truckee and Reno. Connects with Virginia and Truckee Railroad for Carson and Virginia. Sleeping Car from Sacramento to Carson.

9:30 P. M.—(Daily)—Westward Emigrant Train, via Davis and Benicia, for San Francisco.

A. N. TOWNE.............General Superintendent
T. H. GOODMAN.....Gen'l Pass'r and Ticket Agent
ja9-4ptf

FOR PORTLAND AND ASTORIA, OREGON.

THE OREGON STEAMSHIP COMPANY and PACIFIC COAST STEAMship Company will dispatch every five days, for the above ports, one of their New A 1 Iron Steamships, viz.:
OREGON, GEORGE W. ELDER
—AND—
STATE OF CALIFORNIA.

SAILING DAYS
January (1880).............2, 7, 12, 17, 22, 27
February.....................1, 6, 11. 16, 21, 26
AT 10 O CLOCK A. M.,

Connecting at Portland, Oregon, with Steamers and Railroads and their connecting Stage lines for all points in Oregon, Washington and Idaho Territories, British Columbia and Alaska

K. VAN OTERENDORP, Agent O. S. S. Co., No 210 Battery street, San Francisco, Cal.
GOODALL, PERKINS & CO.,
Agents P. C. S. S. Co., No. 10 Market street, San Francisco
my3-tf

CHANGE OF TIME.
Sacramento & Placerville Railroad.

On and after Monday, July 7, 1879,
UNTIL FURTHER NOTICE,
Trains will run as follows, daily, except Sundays:
Leave Sacramento for Folsom, Latrobe and Shingle Springs.............. 7:30 A. M
Leave Sacramento for Folsom............ 4:00 P. M
Leave Shingle Springs for Latrobe, Folsom and Sacramento............ 11:40 A. M
Leave Latrobe for Folsom and Sacramento............................ 12:18 P. M.
Leave Folsom for Sacramento........... 6:55 A. M.
Leave Folsom for Sacramento........... 1:35 P. M
d7-tf J. B. WRIGHT, Sup't.

NOTICE.

THE ANNUAL MEETING OF THE STOCKholders of the Capital Gas Company, for the Election of Directors for the ensuing year, and for the transaction of such business as may be brought before the meeting, will be held at the office of the Company, in the city of Sacramento, on MONDAY, the 19th day of January, 1880.
d20-1m C. H. CUMMINGS, Secretary.

HOLIDAY GOODS.

HOLIDAY GREETING

—OF—

H. S. Crocker & Co.,

SACRAMENTO, CAL.

☞ WE OFFER THE FOLLOWING GOODS FOR HOLIDAY PRESENTS:

Photographic Albums,
Authograph Albums,
Album Cases.

Writing Desks,
Dressing Cases,
Portemonnaies.

CIGAR CASES,
CIGARETTE CASES,
CARD CASES,

PORTFOLIOS,
CALENDARS,
INKSTANDS.

PAPETERIES,
CHESSMEN,
CHESS BOARDS.

SCRAP BOOKS,
DIARIES,
PLAYING CARDS.

BLOCKS AND GAMES,
TOY BOOKS,
LINEN BOOKS.

GLOVE and HANDKERCHIEF BOXES,
JEWEL AND ODOR CASES,
POETS and MISCELLANEOUS BOOKS,

AND MANY OTHER SUITABLE PRESENTS.

☞ **The above-mentioned Goods are finished in the finest styles, and are offered at the lowest retail prices.** [d18-4p2w] **H. S. CROCKER & CO.**

LINDLEY & CO.,

IMPORTERS.

We beg to call the attention of the Trade to the following goods, which are of our own importation, and for which we have the exclusive control for this market:

Savon Imperial Soap!

Manufactured by JAMES S. KIRK & CO., Chicago. Over 10,000,000 pounds sold annually. This is the only genuine SAVON, all others are base imitations.

Salvator Lager Beer!

Brewed by the CONRAD SIEPP BREWING COMPANY, Chicago. This is the Premium Export Beer of this country.

Boyer's Selected Oysters!

Packed by W. W. BOYER & CO., Baltimore. This is the best standard brand in market. Our sales in these goods were 50 per cent. more this year than the year 1878.

Extra Family Mackerel!

In tins, containing from 11 to 12 fish of finest quality—head and tail off each fish. These tins contain from 10 to 25 per cent. more fish than other brands now being sold.

Clough's Sugar Cured Meats!

Cured by J. H. CLOUGH, Chicago. These meats are too well known to need any comment.

Capitol Kerosene!

(WATER WHITE, 150° FIRE TEST).

Calcutta Mills Spices!

Choice Japan Teas!

Under the brands of "L. & CO.," "DIAMOND K.," and "PEACOCK."

Gaines' Sunnyside Whiskies!

(From HERMITAGE DISTILLERY, Frankfort, Ky.)

☞ In addition to the above we are constantly receiving shipments from the following well-known manufacturers of

TOBACCOS!

P. LORILLARD & CO	**JERSEY CITY**
DANIEL LYON	**DANVILLE, VA.**
J. B. PACE	**RICHMOND, VA.**
OLIVER & ROBINSON	**RICHMOND, VA**
LIGGETT & MYERS	**ST. LOUIS, MO.**
DANSMAN & DRUMMOND	**ST LOUIS, MO.**
CATLIN TOBACCO COMPANY	**ST. LOUIS, MO.**
W. T. BLACKWELL	**DURHAM, N. C.**
MARBURG BROS	**BALTIMORE, MD.**
SPENCE BROS. & CO	**CINCINNATI, O.**
GOODWIN & CO	**NEW YORK**
JOHN ANDERSON & CO	**NEW YORK**

☞ In calling attention to the above list, we would state that we have mentioned only a few things that we make specialties of. Our stock of Groceries is large, varied and well-selected, and we should be pleased to have our friends call and examine the same. We are satisfied we can please them, both with regard to price and quality.

"WISHING A PROSPEROUS NEW YEAR TO ALL!"

LINDLEY & CO.,

Importers and Wholesale Grocers - - Sacramento.

ja1-4p1w

FURNITURE, BEDDING, ETC.

W. D. COMSTOCK,

K AND FIFTH STS., Manufacturer and Importer, offers his

LARGE AND SELECTED STOCK
Of Furniture, for cash, at lower prices than any other house.

☞ ORDERS PROMPTLY FILLED. ☜

d26-4p1m W. D. COMSTOCK.

FURNITURE,

—AT—

VAN HEUSEN & HUNTOON'S

NO. 204 J STREET:

Prices alway the Lowest and the Best Assortment.

d21-tf

CAPITAL FURNITURE COMPANY,

MANUFACTURERS.

THE CHEAPEST AND BEST place to purchase Furniture in the State. "We stand for HOME LABOR against IMPORTATIONS."

☞ Special inducements to the Trade. CAPITAL FURNITURE COMPANY, No. 178 J street, Sacramento.

n28-tf

BLACK DIAMOND COAL AND SCREENINGS.

THE ABOVE WELL KNOWN SUPERIOR MONTE DIABLO COAL, the most economical that can be used for steam, is for sale in lots to suit at Black Diamond Landing, Contra Costa county, and at the office of the Company, southeast corner of Folsom and Spear streets, San Francisco.

P. B. CORNWALL,
President B D C M. Co

d16-tf

Rare Business Opportunity.

THE ADVERTISING PRIVILEGE IN THE Sacramento Street Cars is to let for the year 1880, or for a shorter length of time. The cars are fully supplied with frames in good condition. Inquire at office of Company, Twentieth and K streets.

d30-tf

MISCELLANEOUS.

REDEMPTION OF BONDS.

NOTICE IS HEREBY GIVEN THAT IN ACcordance with the terms of the Bonds issued by the Pacific Rolling Mill Company, the Trustees of said Company have determined by lot the numbers to be redeemed at its office, No. 16 First street, in the city of San Francisco, on the 15th day of JANUARY, 1880, with the following result:

23	61	196	263	429
34	71	205	277	430
36	89	209	278	434
40	101	211	303	440
59	188	227	348	490

Which Bonds will be paid in United States gold coin, on said 15th day of JANUARY, 1880, upon surrender of the same, with coupons attached, and interest thereon will cease from and after that date.

C. M. KEENEY,
Secretary Pacific Rolling Mill Company.
Office, No. 16 First street, San Francisco.

d11-4p30t

DR. SALFIELD'S REJUVENATOR

RESTORES WITH NEVER FAILING CERtainty Health, Strength, Vital Energy and Manhood to all who are suffering from Nervous and Physical Debility, Organic Weakness, Spermatorrhœa, Premature Decline and Exhausted Vitality, no matter how produced or of how long standing IT ENRICHES AND PURIFIES THE BLOOD, strengthens the physical, as well as mental faculties—NOURISHING THE BRAIN. It improves the digestion, curing Dyspepsia. It eliminates with certainty all Kidney and Bladder Complaints. It not only nourishes the system and produces strength, but stops any unnatural drain upon the system, preventing debilitating dreams, destructive to mind and body. Price, **$2 50** per bottle, or five bottles in case, with full directions and advice, **$10**. Sent to any address upon receipt of price or C. O. D., and can be had only direct of DR. SALFIELD, No. 30 KEARNY STREET, San Francisco, Cal. Communications strictly confidential. Consultation by letter or at office, FREE. Office hours, 10 to 3 and 6 to 8 P. M. *Medicines are securely packed and shipped under a private address, to insure perfect secrecy of contents of packages.*

o4-4pt

A. J. VERMILYA

COUNTY CORONER AND UNDERTAKER, No. 108 J street, between Fourth and Fifth. Always on hand a large assortment of Metallic and Wooden Caskets, Burial Cases and Coffins. Shrouds furnished and Funeral Wreaths Preserved. Country orders will receive prompt attention on short notice and at lowest rates.

d14-4p1m

THE RED HOUSE TRADE UNION.

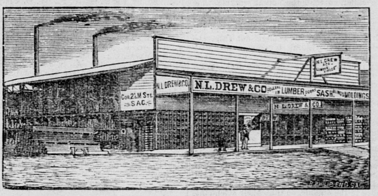
Five Thousand Chromos and 10,000 Fancy Calico Aprons to be **GIVEN AWAY** at the **RED HOUSE**!! Every Customer receives one until disposed of.

Great Clearance Sale this week of the balance of **HOLIDAY STOCK.** Fancy Goods and Notions, at Reduced Prices, to make room for our 5c and 10c Counters (which so pleased the thousands a few months ago), that will be opened out on **MONDAY, JANUARY 5, 1880**, loaded with useful articles worth double the price.

RED HOUSE TRADE UNION,

J STREET..................................SACRAMENTO, CAL.

NEW YARD AND NEW STOCK



N. L. DREW & CO.,

WHOLESALE AND RETAIL LUMBER DEALERS,

CORNER OF SECOND AND M STREETS.

☞ Constantly on hand the finest assortment of all kinds of LUMBER AND BUILDING MATERIALS n this coast. We defy competition. d3-4ptf

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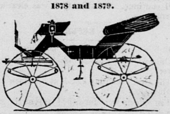
CARRIAGES, HARNESS, ETC.

CARRIAGES

Nevada's Grand Gold Medals for 1876, 1877 1878 and 1879.



SEVEN GOLD AND SEVEN SILVER MEDALS. 100 First Class Premiums for the best work from the Mechanics' Fair, San Francisco, and the different State Fairs held in this State and Nevada.

HARRY BERNARD,

MANUFACTURER, COR. SIXTH AND L STREETS,

SACRAMENTO.

☞ I have on hand and for sale at the lowest possible prices, the new style of PONY PHAETONS, the handsomest in the State. Family Carriages, latest patterns. Neatest Open Buggies in the State. Light Top Buggies. Heavy Top Buggies for mountain use. Farmers' Carriages. Trotting Wagons and Sulkies, all of my own make. Carriage Painting and Trimming done at the lowest price. None but the most experienced workmen employed. Repairing neatly done, and all work is warranted. Call at the Factory and see for yourself. d31-1m

PIONEER LIVERY STABLE.

T. D. SCRIVER..........................Proprietor

HACKS ON CALL AT ANY HOUR day or night. Coupes, Phaetons, Rockaways, Barouches, Buggies, with the best roadsters to be found in any livery stable on the coast, for hire. Horses kept in livery at reasonable rates. Stables on Fourth street, between I and J d7-4ptf

R. STONE & CO. A. A. VAN VOORHIES

R. STONE & CO.,

Manufacturers, Importers and Wholesale Dealers in

Saddles and Harness,

SADDLERY HARDWARE, CARRIAGE TRIMmings, Carriage Robes, Horse Clothing, Whips Collars, Leather and Shoe Findings, etc. A full line of the best quality of Saddlers' and Shoemakers Tools. Received first premium at State Fair, 1877 for best Mexican Saddles, best Carriage Harness, best Horse Collars, and the Society's gold medal for best display in the department. 150 J street, between Fifth and Sixth Sacramento. d14-4p1m

PIKE & YOUNG,

CARRIAGE MANUFACTURers, corner of Fourth and L streets, Sacramento, have on hand the largest assortment of Carriages, Wagons and Buggies to be found in Sacramento which they will sell at very low rates.

THE PIONEER BOX FACTORY

Still Ahead of all Competitor

COOKE & SON

CORNER OF

Front and M streets..............Sacramento

d2-4ptf

Sacramento Planing Mill,

SASH AND BLIND FACTORY, CORNER OF Front and Q stre Sacramento.

Doors, Windows, Blinds,

Finish of all kinds, Window Frames, Moldings o every description, and Turning

HARTWELL, HOTCHKISS & STALKER.

d22-4plw

HOTELS AND RESTAURANTS.

PACIFIC HOTEL,

CORNER OF FIFTH AND K STREETS, Sacramento. First-class in all its appointments. Elegant Single and Suites of Rooms, finely furnished and well ventilated. Bath-Rooms, hot and cold water. The table always supplied with the best the market affords.

d27-4p1m C. F. SINGLETON Proprietor.

ARCADE HOTEL

SECOND STREET, BETWEEN J AND K, SACramento.

d24tf THOS. GUINEAN, Proprietor.

MECHANICS' EXCHANGE.

DEUTSCHES GASTHAUS, NOS. 18, 20 AND 22 I street, between Front and Second, Sacramento. **Meals, 25 cents; Beds, 25 cents.**

d22-tf JACOB SCHMID, Proprietor.

WESTERN HOTEL.

NOS 41, 43, 45, 47, 49 AND 51 K STREET, Sacramento, California.

This well known house has been newly furnished Every department has been made complete. It has 200 well ventilated single rooms, and some 50 splendidly furnished rooms for families. Terms per day: Board and Room, $1 to $2; Meals, 25 cents. Free Coach to the hotel. [d7] WM. LAND, Proprietor.

TONEY'S

OYSTER & CHOP HOUSE,

No. 54 THIRD STREET,

Between J and K, west side

Newly refitted. Private Rooms for Families.

Eastern and California OYSTERS in every style.

d8-4p1m

TREMONT HOTEL

J STREET BETWEEN FRONT AND SECOND, Sacramento

The House newly furnished throughout. Large, airy rooms. Good board and clear water. Prices moderate.

d8-1m4p P. BRYDING, Proprietor.

LANSING'S

INTERNATIONAL HOTEL.

THE UNDERSIGNED ANNOUNCES TO THE public that he has purchased the property on K street, between Third and Fourth, Sacramento, known as the "International Hotel," and refurnished and refitted it in the best of style for the accommodation of the public. The rooms and beds, for comfort and neatness, cannot be surpassed by any similar establishment in this city, and the table shall always be supplied with all that the market affords. A Bar, supplied with none but good liquors, is kept in connection with the Hotel. His friends are invited to give him a call. Terms reasonable.

d6-tf JAS. LANSING.

CRESCENT CITY HOTEL.

THE ABOVE HOTEL HAS BEEN THOROUGHLY repaired, renovated and refurnished. Table first class. Best accommodation for families. Meals, 25 cents. Rooms from 25 cents to $1. Bar and billiard rooms connected with the house.

d5-1m J. E. DIXON, proprietor.

EBNER'S HOTEL.

NOS. 18 AND 20 K STREET, BETWEEN FRONT and Second, Sacramento. Prices to suit the times. Board, $4 per week. Meals, 25 cents. Lodging, 25 to 50 cents.

CHAS. DEITRICH & JULIUS RUMP, Proprietors.

n29-4p1m

ATTENTION, PARENTS!

DON'T LET YOUR CHILDREN WALK TO School. School Passes on the Street Cars can be bought at

Painter & Schwamb's, Eighth and J sts.,

FOR TWO AND A HALF CENTS EACH.

d15-1m

MARBLE WORKS,

WILLIAM BOYNE & CO.

(SUCCESSORS TO BOYNE & VESPER),

No. 204 K street, Sacramento.

LEGAL NOTICES.

PUBLIC LAND SALE.

NOTICE IS HEREBY GIVEN THAT IN PURsuance of the provisions of Section 2,455 of the Revised Statutes of the United States, and by virtue of authority of the Hon. Commissioner of the General Land Office, contained in letter "G.," dated November 7, 1879, we will offer at public sale, at the U. S. Land Office, at Sacramento, California, on the 12th day of FEBRUARY, 1880, at 1 o'clock P. M., the following described tract of land, to wit: The south half of the southeast quarter of section twelve (12), township eleven (11) north, range five (5) east, Mount Diablo Meridian. Containing, according to the official plat on file in said office, eighty (80) acres.

Witness my hand this 30th day of December, A. D. 1879.

d31-1m4p EDWARD F. TAYLOR, Register.

PROBATE NOTICE.

IN PROBATE COURT, STATE OF CALIFORnia, county of Sacramento. In the matter of the estate of ELIZA OLSEN, deceased. In the Probate Court of the county of Sacramento. The People of the State of California, send greeting: In pursuance of an order of the Hon. Robert C. Clark, Probate Judge of the county aforesaid, duly made and entered on the 26th day of DECEMBER, 1879, notice is hereby given that MONDAY, the 12th day of JANUARY, 1880, at 10 o'clock A. M. of said day, at the Court-room, at Court house, in the city and county of Sacramento, has been appointed as the time and place for hearing the application of ANN OLSEN, praying that a document now on file in this Court, purporting to be the last will and testament of ELIZA OLSEN, deceased, be admitted to probate, and that letters testamentary be issued thereon to ANN OLSEN, who is named therein as executrix, at which time and place all persons interested may appear and contest the same.

It is further ordered by the Court, that notice hereof be made by publication for ten successive days in the RECORD-UNION, a newspaper printed and published in said Sacramento county.

Witness my hand and the seal of said Probate Court hereto affixed, this 26th day of December, A. D. 1879.

[SEAL.] T. H. BERKEY, County Clerk.
By C. M. COGLAN, Deputy.

FREEMAN & BATES, Attorneys for Petitioner.

d30-11t

SHERIFF'S SALE.

UNDER AND BY VIRTUE OF AN ORDER OF sale, issued out of the Honorable District Court of the Sixth Judicial District of the State of California, held in and for the county of Sacramento, bearing date DECEMBER 16, 1879, upon a judgment and decree therein entered on the 21st day of JUNE, 1879, in the case wherein ROOT, NEILSON & CO. were plaintiffs and A. S. BRYANT and others were defendants, I will, on MONDAY, the 19th day of JANUARY, A. D., 1880, sell to the highest bidder for cash, at the hour of 11 o'clock A. M., in front of the Court-house door, the following described property to satisfy said judgment, to wit: The leasehold estate of A. S. BRYANT in the real estate described as follows: It is known as Sharp's Point, and its boundary lines are, commencing at the confluence of Snodgrass Slough and Tyler Slough at low-water mark, thence up said Tyler slough 1,200 feet, more or less, to a certain alder tree marked with a blaze and further designated by a post planted by said tree; thence in an easterly direction 560 feet, to the corner of the fence on the old ditch; thence in a southerly direction in a straight line on across Snodgrass levee, touching an alder tree, to Snodgrass slough, a distance of 700 feet, more or less, the point being designated by a post planted in the ground on the westerly bank of said slough; thence down said Snodgrass slough to the place of beginning. The sawmill building and machinery and fixtures and appurtenances situate on the real estate above described, all of said property being in the county of Sacramento, State of California.

M. M. DREW, Sheriff.

December 26, 1879. d27

PROBATE NOTICE.

STATE OF CALIFORNIA, COUNTY OF SACramento—In Probate Court. In the matter of the estate of JOHN BENNETT, deceased. Notice is hereby given that CARL HALVERSON has filed in this Court his verified petition asking that a decree be entered that the Executrix of the estate of said JOHN BENNETT, deceased, convey to him, said CARL HALVERSON, under and in accordance with the terms of a certain written contract entered into between said Bennett and Halverson, that certain real estate in said county and State, described and bounded as follows: Beginning at the intersection of the west line of a county road and the south line of the land constituting the right of way of the Sacramento Valley Railroad, thence with the line of fence on the west side of said county road south 3½° east 19.73 chains, to a stake witnessed by a stump in the ditch; thence at right angles south 86½° west 9.32 chains to a stake in the west side of private road near an orchard; thence north 3½° west 14.61 chains to a stake in the line of fence on the south side of the Sacramento Valley Railroad, two feet east of a gate; thence with said fence north 57¾° east 10.64 chains to the place of beginning, containing sixteen acres, and being the northeast sixteen acres of the real estate described in said contract of sale between said Bennett and Halverson. And that this Court has by order duly entered herein on the 22d day of December, 1879, appointed MONDAY, the 26th day of January, 1880, at 10 o'clock A. M., at its Court-room in Sacramento, Cal., as the time and place for hearing said petition.

Dated Sacramento, December 22, 1879.

[SEAL.] T. H. BERKEY, Clerk.
d24-1m By C. M. COGLAN, Deputy Clerk.

SUMMONS.

STATE OF CALIFORNIA, COUNTY OF SACramento—ss. In the District Court of the Sixth Judicial District. The People of the State of California to I. S. GARTNER, greeting: You are hereby summoned to answer the complaint of A. J. SHOREY, in said Court filed against you, within ten days from the service of this writ, exclusive of the day of service, if served on you in this county; if served out of this county, but within this Judicial District, within twenty days; but if served on you without said district, then in forty days from such service, exclusive of the day of service, in an action commenced on the 4th day of DECEMBER, 1879, in said Court. Said action is brought to recover the sum of eighty-nine thousand ($89,000) dollars, together with costs of suit. And for cause of action plaintiff alleges that on the 18th day of September, 1879, the above-named defendant caused and procured one George R. Martin, with force and violence, to arrest this plaintiff, and maliciously and without cause caused and procured this plaintiff to be imprisoned and detained in prison in the County Jail of Sacramento county for forty-nine days, contrary to the laws of the State of California and against the will of said plaintiff, whereby plaintiff was exposed and injured in feelings, his credit and his circumstances, and prevented from attending to his business, to his damage in the sum of $89,000 as aforesaid, all of which is fully stated in the complaint on file herein, to which special reference is hereby made. And you are hereby notified, that if you fail to answer the complaint as directed, plaintiff will take default against you, and apply to the Court for judgment for the said sum of $89,000 and costs of suit as demanded therein.

In testimony whereof, I, Thomas H. Berkey, Clerk of the Sixth Judicial District Court aforesaid, do hereunto set my hand and affix the seal of said Court, at office in the city of Sacramento, this 4th day of DECEMBER, A. D. 1879.

[SEAL.] THOS. H. BERKEY, Clerk.
By JOHN H. PARNELL, Deputy Clerk.

I. S. BROWN, Attorney for Plaintiff. d8-1aw2mM

NOTICE TO CREDITORS.

ESTATE OF MARGARET KEISER, DECEASED. Notice is hereby given by the undersigned, Executor of the estate of MARGARET KEISER, deceased, to the creditors of, and all persons having claims against said deceased, to exhibit them, with the necessary vouchers, within four months after the first publication of this notice, to said Executor, at 616 J street, in the city of Sacramento, county of Sacramento.

F. MIER, Executor.

Sacramento, December 8, 1879.

J. M. AVERY, Attorney for Executor. d8-1aw4wM

MARKETS.

QUINCY MARKET,

420 K Street,

LEWIS DUCK & CO.,

Commission Merchants, Wholesale and Retail Dealers in Fruit, Vegetables, Butter, Eggs and Poultry of all kinds. Fish, etc., etc

d26-4plm

CENTER MARKET,

1024 Third street, between J and K.

WHOLESALE AND RETAIL DEALERS IN Fresh and Salt Meats, genuine Pork Sausages, Pure Lard, etc. If you want a Tender Steak or Chop, go to the Center Market, 1,024 Third street, between J and K.

d18-4p1m SMITH & WILSON, Proprietors.

CHRIS. WEISEL & CO.

Nos. 218 and 220 L street, Near Eighth.

BUTCHERS AND PORK PACKERS. Choice Hams, Bacon, Lard, Mess Pork, Clear Pork, Pigs' Feet, Spare Ribs, at lowest market price. Highest price paid for grain-fed Hogs. d18-4ptf

NEW YORK MARKET,

Northeast Corner of Tenth and K Streets.

A LARGE SUPPLY OF THE choicest kinds of Fresh and Salt Meats always on hand, delivered free to any part of the city.

d6-4p1m M. F. ODELL.

PHENIX MARKET,

K Street, bet. Third and Fourth.

THE CHOICEST MEATS OF ALL KINDS

☞ FOR THE HOLIDAYS. ☜

d5-4p1m L. H. TODHUNTER, Proprietor.

BETTER THAN EVER.

HAVING ENLARGED our place of business, it now gives us greater facility than ever for filling country orders.

We at all times carry a large assortment of all kinds of produce: BUTTER, EGGS, CHEESE, FISH and GAME.

Our POULTRY YARD will always be kept stocked with the Choicest Poultry in the State.

The FISH STALL will always be supplied with all kinds of Fresh and Salt Water Fish, Crabs, Lobsters, Shrimps, Clams and Oysters.

We will also receive weekly, direct from Baltimore, FRESH SELECTED OYSTERS.

We also carry, at all times, Dried French Prunes, Nuts and Beans of all varieties, and all kinds of Canned Goods.

☞ Orders from the country will be promptly filled.

D. DEBERNARDI & CO.,

Nos. 308 and 310 K street......Sacramento

d4-1m