

# Lake County Examiner

HAS THE CIRCULATION—PRINTS THE NEWS—REACHES THE PEOPLE

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## CITIES HAVE MORE POWER

SUPREME COURT DECIDES LEGISLATURE CAN MAKE NO CHARTER CHANGE

## MADE GENERAL IN SCOPE

Decision Recognizes Principal of Home Rule—Is Result of Suit Involving Portland Auto Speed Law

That a municipality virtually is a sovereignty and is free from molestation by the Legislature in home affairs, was the gist of a recent decision by the Supreme Court at Salem, Justice McNary writing the decision in the case of Peter Kallich against F. C. Knapp, appealed from Multnomah County.

Under the opinion the Legislature is prevented from passing any act which would interfere with a city in any matter germane to the city's activities, but it may pass a general law affecting a city charter or ordinance which concerns the state in its sovereign capacity. The opinion says the authority of appeal or amendment of city charters or ordinances is reserved to the people through the initiative and referendum.

Cities, as a result of the decision, have far more independence than ever before, and the number of laws relating to cities which to a large extent heretofore have cluttered the legislative operations will be reduced to a minimum. The passage of the home rule act puts an end to special city legislation by the Legislature, but not to general acts relating to cities. The decision virtually puts an end to these general acts.

Specifically the decision holds that the Oregon motor vehicle law, which allows a rate of speed of automobiles in cities of 25 miles an hour, does not apply in Portland, which has ordinances limiting the speed to 15, or, in certain instances, 10 miles an hour.

The plaintiff was injured in an automobile collision in Portland and sued for \$35,000. Circuit Judge McGinn declined to allow the city ordinances regulating the speed of automobiles to be introduced upon the ground that they had been superceded by the state motor vehicle law. The verdict was in favor of the defendant, and the Supreme Court now reverses that decree and orders a new trial. The opinion to which Chief Justice McBride dissented, says

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## MORE WOOL IS SOLD

JAMES GOODE BUYS 100,000 POUNDS IN ONE DAY

J. Frankl Purchases Some Big Clips—Estimated that 300,000 Pounds Remain Unsold

Considerable Lake County wool changed hands here last Thursday when James Goode, of the Eisenmann Bros., of Boston, contracted for six clips amounting to practically 100,000 pounds. The owners and approximate amount of clips in pounds were: John Flynn, 25,000; Dr. J. L. Lyon, 16,000; O'Sullivan & Nolan, 20,000; Jerry Egan, 17,000; Sullivan & Barry, 15,000; and S. K. Hilderbrand, 11,000.

Two large deals are also reported to have been made by J. Frankl, in the purchase of the Chas. Sherlock & O'Connor and Sherlock & Kellaher wools, aggregating about 65,000 pounds. Mr. Frankl also purchased James Barry's wool, amounting to 40,000 pounds and Simon Juanto's clip. It is said the prices continue around the 16 cent mark.

While local wool sales have been quite heavy and active all spring, those who keep in touch with the situation estimate that about 300,000 pounds yet remain unsold in this county. The termination of the shearing season greatly depends upon weather conditions but it is believed that practically all shearing will be finished about the first week in July.

## KLAMATH JAILBREAK

TWO PRISONERS FREE THEMSELVES FROM BASTILE

Other Inmates Refused to Avail Themselves of Opportunity to Escape—Still at Large

Chiseling through the mortar around one of the stones in the wall of the county jail, Ja Groom and Charles Spencer, two prisoners, made their escape from custody early Sunday morning, after shoving the stone out of place, says the Klamath Falls Herald. Thus far they have not been recaptured.

Groom was awaiting the action of the grand jury on charge of burglarizing the Dixon Store at Fort Klamath. Spencer had been bound over to the federal grand jury on a charge of bootlegging.

It has been the habit of the prisoners in the county jail to sit up late at night, playing cards, or reading, and then sleep late the following day. All were given the liberty of the corridor Saturday night by Sheriff Low, after a search had been made in the jail for weapons, tools, etc.

Between 11 and 12 Saturday night the prisoners retired. Harry

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## ENJOYABLE BANQUET

THE LAKEVIEW HIGH SCHOOL ALUMNI ENTERTAINS

Banquet and Interesting Toasts Make Merry Evening in High School Building

of the most delightful functions of the year was the Alumni Banquet held in the High School building last Wednesday evening by the L. H. S. Alumni. The ladies of the Baptist Aid furnished the feast and the High School girls assisted in serving. Everything was delicious and nicely served.

The room was beautifully decorated in purple and white, the decorations being in charge of Mrs. Swift and Margie Bernard.

Dr. Daly acted as host, Miss Fletcher as hostess and James Burgess as toastmaster. He had a pleasing and appropriate introduction for every speaker.

Prof. Gardner responded to the toast: "Preparation for the Voyage." Roland Bartling, being a new voyager discussed the beginning of the journey, "We Embark." Mrs. Darnell, having left the port earlier, told about "Experiences on the Deep." Miss Hall gave an entertaining and interesting talk: "Among the Breakers." Miss Bernard spoke of the pleasures of Alumni Meetings—"Ship Aho!" and Dr. Daly in his usual happy manner discussed the successful voyage in response to the toast: "Entering the Harbor."

The guests invited were: Dr. Daly, Mr. and Mrs. Thornton, Mr. and Mrs. H. Bailey, Mr. and Mrs. Umbach, C. E. Oliver, Mr. and Mrs. Gardner, Miss Wolf, Miss Hostetter, Miss Church, Miss Fletcher, Miss Knight, Miss Smith, Miss Snelling, Miss Burgess, Miss Lees, Miss Vernon, Miss Hall, Mr. Garrison, Mr. White, Mr. Arant, W. B. Snider, Mr. and Mrs. Swift, Bert Snyder, Walter Dutton, Walter Dykeman, Mr. and Mrs. Darnell, Miss Leehman, James Burgess, Fred Cronemiller, Margie Bernard, Laura Snyder, May O'Shea, Edith Ogle, Roland Bartling, John O'Shea, Edgar Clark, Carl Pondleton, Lucile Bailey, Marie McComb, Rose Trant, Ruth Bernard and Ellen Bernard.

## Miss Corda Funk Married

News has been received of the marriage of Miss Corda Funk, daughter of R. K. Funk of this valley, and a sister of H. A. Funk of this city. Mrs. Ed. Hartzog of this valley, and D. G. Funk of Ft. Bidwell, to Mr. Cordette Pullen of Lincoln, Illinois. The wedding occurred in that city on the 20th ult., and the newly weds have established their permanent residence at that place.

The relatives and many local friends of Miss Funk were expecting her to visit here this summer but her recent marriage will be a disappointment in this respect, although she has the good wishes of all for a bright and prosperous future.

## NIGHT TRAIN WILL BE RUN

N.-C.-O. WILL CHANGE SERVICE AS SOON AS ENGINES CAN BE EQUIPPED

## ROAD WILL BE IMPROVED

Seventy-Five Miles of Track Will Be Reballasted and all Fills Will Be Widened to 12 Feet—New Engine Coming

Col. Charles Hamilton and Ramsey M. Cox, newly appointed vice-president and general manager, respectively, of the Nevada-California Oregon Railway, came up to Lakeview Friday and remained here over night. It was the first trip over the road by General Manager Cox, and was made in order to get in close touch with conditions and bearing upon the contemplated change would not be generally welcomed here, according to the following from the Reno Gazette of June 8. It would seem that the night service is sure to come.

The Gazette says: Following an inspection trip which demonstrated to the new management the possibilities of the country to the north of Reno, immediate steps to better the train service of the Nevada-California-Oregon railroad to California and Southern Oregon points have been taken.

General Manager Cox announced that a gravel train will be started to work at once, re-ballasting 75 miles of track with gravel. Another improvement will be the widening of all fills or dumps, to 12 feet.

"I believe in the importance of little things," said Mr. Cox, "and in safety. We want people to know that when they leave Reno for Lakeview or any points along the line they can come back safely when ever they are ready. Nothing will be left undone that will insure safety of travel along the line."

Word was received that a new engine will be shipped from Philadelphia, the largest yet purchased for the use of the railroad.

Mr. Cox said that the night passenger service on the line has been definitely determined upon. Just when it will be started is not certain, as new headlights of high power must be provided for the engines before the night trains can be run. It is expected that the new train will be started in the near future, however.

At present the railroad is running a freight every other day, but Mr. Cox asserts that with the support of Reno business men he can run a

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## LINDSEY IS KNOWN

HORSE RUSTLER FORMERLY OPERATED IN CROOK

Buck Lindsey Appropriated Two More Horses On Way Trough Crook County to Albany

Buck Lindsey didn't make a clean get-away with his horses, says the Prineville Journal. He did get across the mountains but officers nabbed him at Sweet Home. Buck had only seven horses left out of the original twelve. He had sold five in short order. He took ten from Lake County and while passing through the Millican ranch thought he might just as well have an even dozen so he took two more. One of these he sold before he reached Sisters on the road over the mountains. You might say that he sold it to one of Millican's neighbors so hold are his operations. The other he rode to Sweet Home. His home is at Albany. He is well known in Prineville, where he used to pose as a horse thief detective. He worked for George Russell and also for E. H. Smith. While on the Smith ranch he decamped with one of Mr. Smith's horses and the owner never did get track of it. Buck was no novice at the horse rustling business.

## H. L. BENSON CHECKS VOTE

OFFICIAL COUNT SHOWS THAT McNARY WON BY THIRTEEN VOTES

## JUDGE, CHEERFUL LOSER

Experts are Checking Multnomah Tally Sheets in Order to Decide Successful Nominee for Supreme Judge

While disclaiming that he has any intention of contesting for the nomination on the Republican ticket for Justice of the Supreme Court, which seems to have gone to his opponent Charles L. McNary, by the narrow margin of 13 votes out of nearly 70,000 cast at last month's primary election, Circuit Judge Henry L. Benson of Klamath Falls, has expected at work today checking the returns from Multnomah County. He may also check the returns from Washington County, says the Portland Telegram of June 8. Judge Benson this morning had expert accountants one of whom will operate an adding machine, verifying the count from 326 tally sheets on file in County Clerk Coffey's office. If any error has been made in the findings of the canvassing board this verification will disclose it.

So far, all that Judge Benson has been able to learn is that the official returns from all counties in the state except Multnomah and Washington, and unofficial returns from these two counties gave him a few more than 34,500 votes and Justice McNary just 13 plurality.

"Just one majority is enough to make me lie down and acknowledge that I have been defeated," said Judge Benson. "All I want to know is that there has been no blunder in the findings of the canvassing boards of these two counties. I have been urged to start a legal contest against Judge McNary by demanding a recount of ballots in Multnomah County, but I shall not do so, at least according to present appearances. There may have been some errors in counting the ballots in certain precincts, but I am depending only on learning whether any errors occurred in the canvass and announcements of the returns. For a long time before election I was holding court in Lake County and made no campaign and I am pleased that so many votes were cast for me. The finish of the race is very close and I want to know whether or not I am defeated. If I have been beaten by Judge McNary I shall work for his election just as I shall expect him to work for mine if I have won the nomination. If I

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## THREE DAYS' RACING

FOURTH OF JULY CELEBRATION IS OUTLINED

Two Days Will be Replete With Amusements—Street Parade Will be Feature

The saddle horse races which will be a prominent feature of the coming Fourth of July celebration will extend over three days, beginning July 2 and closing on the 4th. The committee in charge has been apportioned sufficient funds to insure \$800 in purses.

The program of the celebration as at present tentatively outlined will give two days of entertainment. Aside from the races on Friday there will be numerous juvenile sports, music and patriotic festivities, followed by an all-night ball at the Snider Opera House.

Saturday will begin with the national salute at sunrise, grand street parade, exercises, music and oration in the forenoon with the afternoon well taken up with entertainment, and the big Indian war dance in the evening. It is probable that there will also be dancing until 12 o'clock Saturday night. The committee in charge has decided to eliminate the barbecue, affording other features in

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## MORE CHARGES MADE

FURTHER DISORDER CAUSED AT NEW PINE CREEK

D. W. Thomas Enters Complaint to Governor and Later Apologizes to County Attorney

New Pine Creek has again come into the limelight over the alleged illegal sale of liquors according to different news dispatches from Salem to the Portland papers. D. W. Thomas, until recently a saloonman of that place has entered further charges against W. S. DuPont, druggist, for selling liquor and a complaint to Governor West against County Attorney Gibbs for not enforcing the law.

It will be remembered by Examiner readers that this matter was first taken up during the first of the year when upon complaint of Thomas a stipulation of the facts of the matter was entered before the justice of the peace at New Pine Creek and DuPont was bound over to the action of the grand jury. County Attorney Gibbs represented the prosecution while Attorney W. Lair Thompson appeared for DuPont.

The presentation was made by

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## TEMPERATURE DROP

WEATHER MAN PROVIDES VARIOUS SERIES OF ELEMENTS

Damage Results to Fruit But Conditions are Much Better than First Reported

The weather program for the past week has been of diversified series, although for the past few days the temperature has been gradually climbing back to normal for this time of year, and yesterday gave evidence that summer had returned, but today is cloudy and gives indication of more rain.

Last Thursday and Friday nights the temperature took a sudden drop the thermometer showing about 25 degrees above zero, at one time, and resulting in considerable damage to the fruit and garden stuff. In some places it is also reported that barley was damaged. According to first reports it was believed that nearly all fruit in this county was killed but later advises have it that much of this crop escaped, as likewise did the berries in different localities.

The abundant moisture which fell during the days following the cold snap is a great redeeming feature to the adverse condition, inasmuch as it assures bountiful wheat and hay crops. The farmers take this most jubilantly and it will go a long way toward recouping for damages done. Insofar as the vegetables and garden stuffs are concerned there is plenty of time to replant them and yet secure good returns. The writer believes that early planting is a mistake too generally made in this vicinity as a better yield is secured from later planting and the loss by frost eliminated.

In summing it all up practically the only loss is in the line of fruits, and it is believed that this will be much lighter than was at first reported.

## Weed Ordinance Adopted

At the regular monthly meeting of the town council last week ordinance 126, preventing the growth of weeds in the city limits was passed.

The ordinance provides that owners of property permitting weeds to grow or remain on property shall be guilty of misdemeanor and a fine for conviction is fixed at not less than \$5 or more than \$50 or by imprisonment in the city jail. It is the duty of the Town Marshal to notify all land owners in the town or tenants residing thereon to comply with this ordinance in destroying all weeds on the premises. In case of failure to comply within ten days after being notified the Marshal shall order the weeds cut and property will be sold to defray costs of same.

Fred H. Bosbyshell of So. Pasadena and Hugh H. Harrison of Los Angeles arrived here last week and are spending a week at the J. F. Hanson ranch. Mr. Bosbyshell is an uncle of Mr. Hanson.

## DAIRY STOCK ARRIVE HERE

SEVENTY-SEVEN HEAD OF HOLSTEINS BOUGHT FOR LOCAL PARTIES

## SHIPPED FROM WISCONSIN

Stock is Scarce and Demand Creating Higher Prices—Shipment Means Much to Local Dairying Industry

J. E. McCool Monday night reached home with two carloads of Holstein stock which he purchased in Wisconsin for himself and P. P. Cronemiller. The shipment consisted of seven young cows, 25 two-year-old heifers, 43 yearling heifers, and two yearling bulls. None of the heifers are registered although a number of them are full-bloods and the balance high grades, but both bulls are registered. Mr. McCool was 13 days on the return trip and as a consequence all the stock was quite thin on reaching Lakeview. However, a few days feeding on the rich grasses of Goose Lake Valley will make a decided difference in their looks.

Mr. McCool states that in the dairy districts of Wisconsin he met buyers from nearly every Northern State, and that the demand for dairy stock, and especially for Holsteins, is astonishing. The Chicago beef market is reaching out for all kinds of meat, and what seems almost fabulous are the prices paid for young calves for veal. As a consequence it looks as if there would soon be a shortage in yearlings and two-year-olds, and naturally prices for dairy stock are likely to soar in the very near future. Even at present prices one looks at his bank account twice before purchasing the yearlings Mr. McCool purchased having cost \$50 and the two-year-olds \$60 in Wisconsin. Add to that the freight and incidental expenses and the cost is considerable for the stock in Lakeview.

The shipment means much for dairying in Goose Lake Valley and especially the importation of the registered bulls, for they insure a good foundation for the dairy herds. Part of the stock is for sale, and any one desiring to purchase should inquire of Mr. McCool.

It might be incidentally mentioned that while Mr. McCool was treated with the utmost courtesy by the railroad officials in general and

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## LICENSE INCREASED

NEW PINE CREEK SALOON LICENSE RAISED TO \$200

But One Application Up At Last Meeting of Council—Is perplexing Problem

New Pine Creek, Oregon, June 10. (Special)—There seems to be a great deal of comment about the city council raising the saloon license from \$125 to \$200 a quarter. The problem has been a very hard one for the council to solve.

The limit on the number of saloons for New Pine Creek is four. We had two at \$125 a quarter up to the time that McCurdy was arrested and closed out. The next quarter there were three applications presented but the council decided to issue but one license and increase the license to \$300 a quarter. Mr. Thomas received the only license in April and was out to \$125 as the council contemplated granting two licenses, but the parties that were to take over the McCurdy stock and fixtures intended to apply for a license when the court adjusted the McCurdy affair, which was done as soon as expected.

At the council meeting last night it was decided to increase the present rate of license to \$200, as only one application is up. This move seems to meet with the general approval of all citizens as all feel that \$125 is not enough revenue to receive from the saloon business.