



The Evening News

Daily Weather Report
Occasional Rain Tonight and Thursday.
Highest temp. yesterday 57
Lowest temp. last night 41

VOL VII.

ROSEBURG, DOUGLAS COUNTY, OREGON, WEDNESDAY, MARCH 22, 1916.

No. 76

P. O. PLANS READY FOR INSPECTION

Imposing Structure to be Built—Beauty Not Sacrificed.

BIDS WILL BE OPENED APRIL 24TH

Contractors Must Bid For Completed Job—800 Boxes For Use of Patrons—Will Be Ornament to the City.

Five sets of the plans for the new federal building have just been received by Postmaster Reizenstein, and a careful scrutiny of them would indicate that it is to be both an imposing and an elegant structure. They call for a two story steel and concrete building, the main portion to be of light cream brick facing, and the remainder of the outside fronts of granite, limestone and sandstone. There will be a frontage of 91.5 feet on Cass street, and 70.5 on Stephens street. It will set back 11 feet from the inside curb of the sidewalk on Cass, 40 feet away from the Grand hotel, and 49 feet from the property in the rear, thus giving a large area for fire protection, as the government carries no insurance on its public buildings. Provision will be made for a wide driveway entirely around the building.

Between the Grand hotel and the federal building will be erected a large flag pole, from which the Stars and Stripes will be kept continually waving. The basement will be 10 feet deep, with accommodations for the steam heating plant, and plenty of storage room. The building will be fitted out with both gas and electricity for lighting purposes. From the street level to the roof, it will be 40 feet. The entire first floor will be devoted to the business of the postoffice, and the specifications call for the interior finish to be of plaster and marble which will present a very handsome appearance. There will be 800 boxes, including lock and call. Everything in connection with the finish is to be thoroughly modern, including even a shower bath in the basement.

The second floor is subdivided into nine rooms, one of which is for the special use of the postoffice inspector, while the others will be used for the other various government officials and departments represented here, these being the U. S. land office, U. S. forest service for the Umpqua national forest and the Indian office, and possibly the U. S. weather bureau. The structure will be a splendid addition to the other modern buildings already erected in Roseburg, and cannot fail to impress the stranger coming here as to the importance of this city, and at the same time will be a constant source of pride for the citizens here.

In regard to giving out these plans to possible bidders, the department gives especial emphasis to the fact that none will be given to any individual or firm who does not intend to make a lump bid for the complete construction of the building, and who is financially able to carry out the contract should his bids be accepted. No bids will be accepted for partial work such as grading, excavating, plumbing, heating or lighting. For the benefit of the public, or any parties who may desire to make estimates for portions of this work as stated above, and take sub-contracts from the successful bidder for the complete job, Postmaster Reizenstein will retain one of the copies of the plans and it can be examined at his office, but no one will be allowed to take it away. This copy is now being bound in the office of Engineer Hicks, and will be very convenient for reference by any one interested. The first set of plans to be delivered to a prospective bidder was delivered to Martin Schacht, of Portland this morning. Mr. Schacht is the son of the architect who designed the

splendid four story office building erected by J. W. Perkins.

In regard to the use of considerable sandstone for exterior decoration and finish, it may be stated that there is an excellent deposit of this at Deady Spur, between Wilbur and Sutherland, and there is little doubt that a great deal of this will be used. This bids will be opened on the 24th of April by the supervising architect of the treasury in Washington. As is well known here an appropriation of \$100,000 is now available, and with the acceptance of any bid work will immediately begin, and keep on until the building is completed.

CONTRACT AWARDED FOR BUILDING CATHOLIC CHURCH

T. E. Ware, of this city, has been awarded the contract for building the St. Joseph's Catholic church. Mr. Ware has designed and built some of the most modern and stylish homes in this city and is known to be one of the best mechanics in his line in the community. Construction work will be started as soon as the necessary materials can be gotten on the ground. It is expected to have the edifice ready for occupancy by the middle of the summer.

AUTO JOY RIDE ENDS DISASTEROUSLY

SPOKANE, March 22.—An automobile with eight occupants plunged from the approach of the Monroe street bridge early this morning, falling 30 feet, three of the party being seriously injured. The chauffeur denied that any of the occupants were intoxicated. The party had been to the seven-mile roadhouse, and were returning. While crossing the bridge, the glaring light of an approaching machine blinded the driver, who turned into the sidewalk, when the car broke the railing and fell. John Hindle, cashier of a local theatre, suffered a fractured skull, and two actresses were seriously hurt, but the others escaped with minor injuries.

Buildings Are Unroofed.
LOGANSPOUT, Ind., March 22.—A man was killed in his own home when the wing fell off the roof of a factory and hurled against his residence. Many were injured hereabouts, with a loss of thousands in property. A girl is reported as being killed near Montpellier, and many business blocks unroofed.

LOCAL BOY SCOUTS WANT UNIFORMS

For about three months the Roseburg patrol of the Boy Scouts of America have held regular and enthusiastic meetings at the Armory and have developed a full troop of qualified scouts. They have planted a garden on land donated for that purpose by Joseph Miceli, and have put in a good deal of time in such work as feeding the wild birds during the winter, selling red cross stickers and cleaning up their premises. It has long been their ambition to buy the regular scout uniforms and they have been saving their dimes and nickles for that purpose. They now have about half enough in their treasury to outfit the boys, but as they desire to take part in the carnival parade they find that the balance of the money cannot be earned in season in the ordinary course. The troop committee, which is the consulting counsel of the troop, consists of Capt. Buchanan, Dr. Sether, Henry Harth, Chas. F. Hopkins and V. W. Gilkey. This committee met last evening at the armory and decided to give the boys a boost towards purchasing the needed uniforms by giving a ball at the Armory on Friday the 21st of March. Several of the prominent society ladies of the city have consented to act as patronesses and the proceeds will be devoted to the boys. Tickets will be sold for 50c and the boys will act as agents for

TROOPS RUSHED TO THE AID OF PERISHING

Every Section of the Country Sends Its Quota of Men.

TROOPS NOT YET CLASHED WITH VILLA

New Column is Preparing to Enter Mexico Over Smugglers Trail—Soldiers Suffer From Cold Nights.

WASHINGTON, March 22.—From all sections of the United States troops sped today toward the Mexican border in response to General Funston's appeal for reinforcements to support Pershing's troops which are at the present time far into the interior of Mexico.

Four troops of the fifth cavalry left Fort Meyers on a special train this morning while squadrons left Leavenworth, Kansas; Fort Sheridan, Illinois, and Fort Russell this afternoon. The reports which were received at the war department from Funston indicated that Pershing's column is nearing the Villistas.

Foreigners Leave Torreon.
EL PASO, March 22.—The British consul at Torreon has made arrangements for a special train composed of box cars to carry the foreign women and children towards the border.

Reports which were received at this place stated that the train was expected to leave for the north this afternoon and would be provided with a guard composed of Carranza soldiers.

Asks Call for 50,000 Volunteers.
WASHINGTON, March 22.—Senator Sherman introduced a resolution

authorizing the president to call for 50,000 volunteers for service in Mexico. He declared that the developments indicated the army was unprepared to follow Villa. The resolution stipulated that the volunteers were to be used for punitive purposes only, not for intervention, and were to be mustered out when Villa was captured or killed.

Pershing Beyond Wireless Reach.
SAN ANTONIO, March 22.—"I believe that Pershing is beyond the point from which he can communicate with Columbus," Funston declared. He has no fear for the safety of the American column, although it is now in the vicinity of the spot where Villa was last reported. A wireless expert has been sent to Columbus to investigate the radio difficulties. Pershing has sufficient men to fight any Villista bands. The army headquarters are not aware or do not know that any Carranzistas are actively aiding the Americans anywhere. The Mexicans are withholding all information as to the whereabouts of their troops. Gaviro, at Juarez, states definitely that the Americans and Villistas have not as yet clashed, and it is practically admitted that Villa has escaped from the Mexican trap.

El Paso to Be Headquarters.
EL PASO, March 22.—It is officially announced that Funston will remove his headquarters to El Paso, when the transfer to Fort Bliss is completed. This strengthened the expectation that the base of the American operations would be moved here. It is believed that the new column, headed by the Eighth cavalry, is preparing to enter Mexico through Guadalupe, riding southward over Smugglers trail. General Bell is in command. Hundreds of sheepskin coats have been sent southward for use in the bitterly cold nights following the scorching days. It is reported that the Americans have asked Gaviro to co-operate in the search for the two missing aviators, and the garrison at Chihuahua has been instructed to watch.

Friends here in the city received notice of the death of Nels A. Waldahl in Boise, Idaho, some time last fall. He was a former resident of Roseburg, leaving about 20 years ago. He was one of the charter members of the K. P. lodge here. He was aged 52 years, and a native of Norway.

CONTRACT WAS ATTACKED BY THE COURT

Hold That Idea Was Exploitation of Private Enterprise.

FUNDAMENTAL ORGANIC LAW VIOLATED

Opinion of Citizens Is That More Favorable Contract Will Be Secured Through Adverse Decision.

In spite of the adverse decision which was handed down by the court against the city of Roseburg yesterday, the general opinion among those who have the matter in hand in one way or another, is that Mr. Kendall will not give up his plans which mean so much to Roseburg and vicinity, but will in some way or another revise the present contract so that it will meet with the approval of any court which may be called upon to pass on it.

Those who are of this opinion call attention to the facts that with a preliminary survey already completed from this place to the eastern terminal of the proposed road, and with a right of way and mill site already offered to him, it would seem with the vast timber interests which are controlled by the Kennells, but short business policy for them to pass up the proposition altogether.

It is contended that the decision as handed down yesterday does not in any way affect the bond issue which was authorized by a special bond election and which carried by an overwhelming majority, but the supreme court judges did take exception to the contract which was entered into between the city and the Roseburg & Eastern Railroad, or Kendall Brothers.

The attorneys who represented the city during the litigation and Mr. Selecman were in consultation this morning and for more than an

hour carefully studied the copy of the decision which reached the city attorney this morning. It was stated after the meeting had adjourned that there was nothing new upon the subject and that the matter stood at the same stage as it did at the time the bonds were authorized by the city.

Mr. Kendall has been notified of the action of the state's highest tribunal, but as he is visiting at the home of his wife's mother in Iowa, no word has been received in response to the telegram sent to him.

Justice Bean, who wrote the opinion in the case used the following language:

"It is contended upon the part of the plaintiffs: 1. That the contract executed on July 15, 1915, is not authorized by the charter amendment. 2. That in order to comply with the charter the contract should provide that the city will construct and own by the issuing of bonds in the sum of not more than \$300,000 a standard gauge railroad between the points of termini named. 3. That a grade for a logging road and some ties do not constitute a standard gauge railroad; that such a railroad between given points requires that there be the right of way, the grade, the ties, the ballasting, the rails, the spikes, the plates connecting the rails, the rolling stock, the depots, the repair shops, and in fact everything that is necessary to a going operating railroad. 4. That the charter amendment and the contract are an attempt to evade and are in conflict with article XI, section 9 of the constitution of Oregon by providing a commingling of city and private funds into a partnership in a saw mill and logging railroad project for the benefit of the corporations.

The case of Pearce v. Roseburg was decided upon a demurrer to the complaint, therefore the only matters that were determined were those contained in that pleading. The contract in question was not executed until after the former suit was instituted, and was mentioned therein only in a general way. But the material provisions which are opposed in the present suit were not set forth in the former. Naturally the details of that instrument could not be given when it was not in existence. The contract is set out in haec verba in the complaint in this case and there are many facts detailed which were not contained in the former adjudication. Summarizing, this litigation may be distinguished from the former as follows:

1. The parties are not the same. 2. The issues are not the same. 3. The subject matter of the suit, to-wit: the contract of July 15, 1915, was not in existence at the time the former suit was begun nor when it was decided by the circuit court. The case of Pearce v. Roseburg having been decided upon demurrer to the complaint the decree therein is not res adjudicata of the present suit herein different facts are alleged.

Viewing the matter in the light most favorable to the city we find that after the road is completed the railroad company has the right to purchase its interest in the road at any time within sixty years for the sum of \$300,000. This option is subject to the right of the city, in case it has an opportunity to sell the road and after ninety days' notice to the railroad company, that company failing to exercise its option, to sell to any purchaser "subject to the right of the contracting parties as herein defined."

There are some phrases of the contract, the preamble and other provisions, which strongly indicate that the main purpose thereof on the part of the municipal officers is to obtain the location and operation of saw mills near the city and to accelerate the general business of the community, with little if any expectation by them of any other return of the funds invested. The agreement that in case of the sale of the railroad the lumber corporation shall have the right to use the road for the transportation of its timber on cars and with engines of its own would under ordinary business conditions prevent any such sale. The lumber company appears to be the principal prospective user of the road. There are no provisions as to fixing rates so that the city could reasonably expect that

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BAGDAD AGAIN IN PERIL AS RUSSIANS PUSH OFFENSIVE



Bagdad, one of the oldest and most historic cities in the world, is again in peril of capture. The British are moving down the north to relieve the pressure on the city. The British city is the most important point on the proposed Baghdad railway. The unsuccessful offensive of the British aimed at Bagdad last year from a base on the Persian Gulf was designed to capture this city and frustrate all hopes of German interests of dominating the country.