

## Who's Your Cleaner?

When you ask your friends or neighbors that question, they are sure to say—

**Imperial**  
CLEANERS  
LYNN L. SPENCER  
Proprietor

—THEN—  
TRY OUR WAY

Our prices are the lowest, consistent with the high-class work we do.

Phone 277

Our Auto Will Call

## The STUDENT BODY of ROSEBURG HIGH SCHOOL

WILL GIVE A

## VAUDEVILLE

At H. S. AUDITORIUM, FRIDAY, MAY 14th

8:00 P. M. Admission 25 Cents

LEVER DANCES  
LASSY SONGS  
OMIC DEBATE  
OMEDIANS  
OMEDY DRAMA

Come and  
Boost Your  
Home Talent

## RIDDLE WINS IN HIGHWAY FIGHT

(Continued From Page 1.)

be illegal and void. And that all the defendants herein be and they are hereby permanently enjoined from doing or causing to be done anything whatever in the prosecution of the construction or improvement of said proposed Canyonville cut-off described in the findings and in the pleadings between Myrtle Creek and Canyonville.

And it is further hereby considered, ordered, adjudged and decreed that the said defendant state highway commission, Ben W. Olcott, secretary of state, and O. P. Hoff, state treasurer, be and they are hereby enjoined from issuing any vouchers or warrants, or disbursing any funds of the state of Oregon or of the state highway commission in payment for the grading or other improvements of said proposed new road described in the pleadings and in the findings herein, and that the said defendant state highway commission be and they are hereby further enjoined from changing or attempting to change the route of the state highway known as the Pacific highway between Myrtle Creek and Canyonville in Douglas county, running through the city of Riddle, and except local changes or relocation of present roads as defined by statute.

It is hereby further considered and ordered that the plaintiff have and recover judgment against the defendant state highway commission for his costs and disbursements herein.

Eugene, Oregon, May 11, 1929.  
G. P. SKIPWORTH, Judge.  
Opinion Is Direct.

Excerpts from the opinion are as follows:

This is a suit brought by S. J. Rockhill, plaintiff, to enjoin the state highway commission from constructing a new proposed route extending from Chadwick lane, being a point about two miles south of Myrtle Creek on the Pacific highway, to Canyonville, in Douglas county, Oregon. It is claimed that the Pacific highway, as now located from Myrtle Creek to Canyonville, extends through the city of Riddle, and that by the construction of the new proposed road known as "the cut-off," the city of Riddle will be eliminated from the Pacific highway. Further, that it will be necessary, even though the new road is constructed, to maintain the highway extending through the city of Riddle, and that by having two highways to maintain and by constructing the cut-off, an additional burden will be placed upon the taxpayers of Douglas county in maintaining said road. It is claimed by the plaintiff that the proposed cut-off involves the location, laying out, opening and construction of an entirely new highway, and it is

### SPECIAL MEETING

Roseburg Chamber of Commerce, tonight at 7:30. Judge Riddle's court room.

claimed by the plaintiff that the state highway commission have no authority under the law to locate, lay out and construct new highways. The contention of the plaintiff in this case is well stated in the brief of the attorneys for the defendant.

First, the highway commission has no authority to locate or open new roads.

Second, the highway commission is guilty of gross abuse of its discretion in locating the highway from the junction, viz., Chadwick lane, to Canyonville by the proposed route known as "the cut-off."

Third, that the highway commission is stopped by its own acts and conduct from constructing the state highway by the cut-off route.

Fourth, the contract for construction of the highway by the cut-off route was let before the right of way was purchased.

The defendant highway commission, on the other hand, claims that the highway commission have authority to open, locate and construct new highways; that the highway commission is acting within the full scope of its authority in constructing said proposed cut-off, and that the fact that the contract was let before the right of way was purchased does not, as a matter of law, void the contract.

Construction Stopped.

It is claimed by the plaintiff that there was an agreement entered into between S. Benson, chairman of the state highway commission, and H. W. Marston, then county judge of Douglas county, that if the county of Douglas would spend \$23,000.00 on the Pacific highway south of Canyonville, that the state highway commission would establish and improve the Pacific highway extending from Myrtle Creek to Canyonville by way of Riddle, and that on the strength of said agreement, Douglas county did appropriate to the state highway commission to be used in the improvement of the Pacific highway south of Canyonville, said sum, and that on the strength of said agreement the county expended several thousand dollars preparing said Pacific highway through Riddle for paving. And that therefore the state highway commission are stopped by their own act in constructing the road by the new cut-off route.

In view of the various statutes, the court holds as a matter of law that the state highway commission have no authority to open, locate and lay out new roads, but their authority, as conferred by the statute, is to establish a system of state highways and designate the roads which are open and laid out by the various counties, as a system of state highways, and after such roads are designated, then the state highway commission have authority to construct and improve the roads so designated, and they have a right to make local changes in the location of the roads which are described in chapter 423 of the Laws of 1917. That does not mean that the commission have a right to entirely abandon a route described in the statute and open, establish, locate and construct an entirely new road. The legislature never intended to give the state highway commission any such authority. The authority to locate, open and establish new roads is entirely with the county courts of the various counties. Laws 1917, page 239.

The legislature intended that the state highway commission should be a body with authority to designate a system of highways and to improve the same as such. The road as extended through Riddle is described in the act of 1917.

The state highway commission at a meeting held in Portland November 27th, 1917, adopted a map showing their terminal points, and important places touched along the line. This map has been introduced in evidence as Plaintiff's Exhibit "F." It shows the Pacific highway extending from Roseburg to Canyonville through Myrtle Creek and through Riddle and designated a "Road Number One."

Appeal Is Expected.

Although this case is clearly decided by Judge Skipworth in favor of Riddle, it is expected that the highway commission will take an appeal to the supreme court. This case is one of the most important ever decided in the state as it relates to road matters, for it will have a decided bearing on the future activities of the commission. The case has excited a great deal of comment and sectional feeling, a three-cornered fight having been waged by Riddle, Myrtle Creek and Canyonville. Judge Skipworth mentions this fight in a portion of the opinion, but states that the court can act only on the legal phases of the case and not on the opinion of some of those interested.

### A ROSEBURG MAN'S EXPERIENCE

Can you doubt the evidence of this Roseburg citizen.

You can verify Roseburg endorsement. Read this:

J. W. Stoops, 1247 Harvard St. says: "I couldn't recommend anything equal to Doan's Kidney Pills for backache. At times I am more or less bothered with a dull pain in the small of my back and often when I get down I can hardly straighten up, my back gets so stiff and sore. As a rule, my kidneys are out of fit when I have this misery with my back. It takes Doan's Kidney Pills to remove these troubles. A few doses of this medicine soon has me feeling fine again."

Price 50c, at all dealers. Don't simply ask for a kidney remedy—get Doan's Kidney Pills—the same that Mr. Stoops had. Foster-McLaren Co., Mfgs., Buffalo, N. Y.

## Prune Orchard

Bearing orchard that will pay big this present season. Places has fair improvements and is priced extremely low for quick sale. Some equipment. See this.

Two other especially good buys. One is tract of river bottom, well improved. The other is a prune orchard with suburban home. Two extra good values.

Some good properties to exchange. If you desire to exchange, come in and see what we have to offer.

### G. W. YOUNG AND SON

Real Estate and Insurance.  
116 Cass St. Phone 417

### DANCE AT MACCABEE HALL.

The Trotters will hold another social dance at Maccabee hall Wednesday evening. Good music will be furnished. All members are urged to be present and enjoy the evening.

### CITY NEWS

Dr. H. A. Canfield was over from Drain last night.

Mr. and Mrs. H. L. Engels were in this city today from Peel. Mr. Engels is now enjoying better health than during the past winter.

Mrs. T. B. Johns, of Gleadale, and Mrs. W. D. Chadwick, of Riddle, were visiting in this city Tuesday.

Mrs. W. W. McDonald left this morning for Oakland to spend a short time visiting with friends and relatives.

Mrs. V. M. Pitchford left this afternoon for Portland, where she will visit with her daughter, Mrs. C. L. Welch, for several days.

We will pay more than anybody else for your mobair. Ask me for price before selling. Berger Junk Shop, Phone 182.

Pres. J. H. Ackerman, of Monmouth Normal, arrived in this city last night and in company with County School Superintendent O. C. Brown will spend several days visiting various towns in the county speaking in the interest of the millage tax for school purposes. He made an address at the high school this morning.

Dwight Reed, of Drain, spent the day in Roseburg. The gentleman is a pioneer native of this county and has lived here all his life, and is identified with the upbuilding of southern Oregon. He was a schoolmate of Judge Fullerton and others of this county, who constituted the young America population of the early sixties.

The graduating class of the Roseburg high school is the theme used by the Roseburg Booterie in their window decorations for this week. The are panels, made by Roy Hufham, local sign painter, are lavishly colored in purple and green with a large 20 in the center of each one. A smaller panel at the top carries the pictures of each one in the graduating class. A display of white graduating slippers and dress shoes is used with the panels.

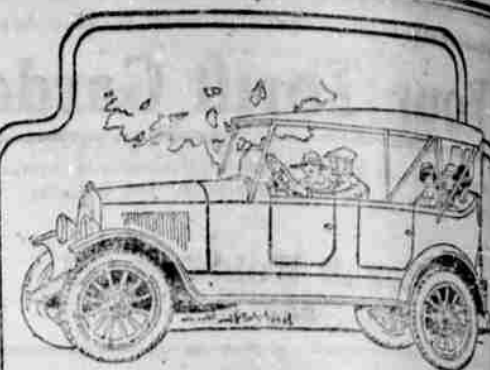
Hon. Jefferson Wiley, accompanied by Mrs. Wiley, drove to the city today from Myrtle Creek in the auto. They were accompanied by Arthur Walker, who has been spending the past few days in the above vicinity in the interest of his candidacy for county commissioner. Mr. Walker stated he had the opportunity, through the courtesy of Mr. Wiley, to meet voters of Myrtle Creek and vicinity. He will spend several days in and about Roseburg before returning to Reedport.

## PRIZE 4 MORE DAYS

CONTEST CLOSES MAY 15.

All letters must bear postmark of not later than May 15. Then the judges will choose from one of the names submitted. If you are not familiar with the beautiful place walk over and your choice of a name will suggest itself and win the \$50.

LANDS  
CASEY-HARDING  
LANDS  
PHONE 334



## BRISCOE

### LOOK! LOOK! LOOK!—"It's Here"

The 1929 model, with counter balanced crank shaft and many other new features, is now on display at our show rooms. You are cordially invited to come in and inspect this new creation.

### LIBERTY AUTO SALES COMPANY

507 North Jackson Street



### Auto Association Holds Meeting

A special meeting of the Automobile Dealers' association was held Monday evening in the H. Merten salesroom, and the question of the gasoline situation was taken up and discussed thoroughly. It was the unanimous opinion of the dealers who were present, that the problem locally would be alleviated successfully by the establishing here of an independent oil station in competition with the Standard Oil company. They are trying for better service in every way, and think that the best way of accomplishing this would be by inducing another company to come here. They are co-operating with the Roseburg Realty board in this plan and expect results in the near future. A committee was appointed to take the matter up, consisting of C. L. Stoddard, L. H. Kelly and Rudolph Harness. The dealers have ordered two large tanks of gasoline from Portland for their own use, and one is expected to arrive within the next few days.

The ladies of the Baptist church will hold a cooked food sale on Saturday, May 15, at Pickens Bros. store, Cass street.

J. A. Walker, of the realty firm of Walker & Kilbourne, left this morning for Clinton, Oklahoma, where he owns a ranch, and where he will attend to business matters for some time. He also expects to visit at various cities and other points before returning to this city. He will probably return the latter part of next month.

Dr. R. P. Moran, of Portland, arrived here by auto last night from California, and left late this afternoon for Portland. Dr. Moran is just completing a trip through the southern states in his Hudson speedster. He has visited here on numerous occasions, having done recruiting service for the medical reserve corps during the recent war.

## Antlers TONIGHT

### OLIVE THOMAS in "The Glorious Lady"

A Play of Thrills, Throbs and Humor Too.  
Sennett Comedy, "Salome vs. Shenandoah"

THURSDAY—Taylor Holmes in "Upside Down"

## Majestic THEATRE

### IRENE CASTLE IN A PARAMOUNT

## "THE FIRING LINE"

BY ROBERT W. CHAMBERS  
Beauty, Class, Distinction, and a smashing story.  
CHRISTIE COMEDY AND TOPICS OF THE DAY