

POWER COUNCIL
FEDERAL COURT

Douglas County Light and Water Co. Defendant in Foreclosure Suit.

RECEIVER IS WANTED

Holder in Possession of First Issue Bonds Requests Federal Court to Appoint Receiver to Sell Plant at Auction.

The application of A. C. Chumash, of Vancouver, Washington, and Emma McShab Burton, of Cloverdale, New York, for the appointment of a receiver for the Douglas Light and Water company, was heard in the United States district court for the district of Oregon yesterday and today. The suit has been brought for the foreclosure of the trust deed on behalf of the two named bondholders and all other persons holding the bonds of the defendant company. The corporation is protesting on the grounds that the deed is a trustee deed and that no individual bondholder of bondholders can foreclose without giving 90 days notice to the trustee.

The bonds in question were the first bond issue made by the company and were in the sum of \$200,000, being issued on March 1, 1904, at the time Fred J. Blakeley was president of the company. The bonds constitute a first mortgage on the property of the Douglas County Light and Water company, which was then known as the Umpqua Water, Light and Power company. These bonds became due and payable on September 1, 1920, since which time the company has been in default.

There was a later bond issue of \$100,000 made, of which only about \$16,000 was placed on the market. This amount has since been reduced to \$13,000.

The two plaintiffs in this action represent \$76,000 of the original bond issue, and are also bringing suit on the other bond holders.

The procedure in the case of a trustee deed is that in the event of the failure of the company to take up its bonds at the time they become due, the bond holders shall serve notice on the trustee to foreclose. The trustee then forecloses on the property and sells the holdings and applies the amount realized by the sale to the cancellation of the bonds. In the event of a bond issue by a corporation a trustee is nearly always appointed. These bonds are negotiable without endorsement and are traded about in various transactions and oftentimes it becomes a difficult matter to trace the owner of the bond. The bondholder always has the right to fall back on to protect his interest and can force a foreclosure in the event of a default in the payment.

In this particular case the Merchants Savings and Trust company of Portland was made trustee. This institution was connected with the Merchants National bank, which became insolvent a number of years ago. At the same time the Merchants Savings and Trust company transferred its assets to the Merchants Investment and Trust company, also of Portland.

It is alleged in the complaint filed by the plaintiffs in this action that the said plaintiffs went to the officers of the Merchants Investment and Trust company and demanded to know whether or not said company

is acting as trustee for the Douglas County Light and Water company. The officers, it is claimed, denied that the company is acting as trustee and claimed that this trust had not been transferred with the business of the insolvent company to which it was successor.

Yesterday the officers of the Merchants Investment and Trust company appeared and acknowledged the trust before the court, it is understood.

The company protests the action of the plaintiffs, claiming that the bondholders should comply with the provisions of the trustee deed and should have served a 90 days notice before commencing suit.

The plaintiffs on the other hand state that the company denied the trust and that the office of trustee therefore became vacant and that the bondholders had the right to file suit in the court for the appointment of a receiver.

In the event a receiver is appointed he will take over and manage the property until such time as it can be sold at public sale.

The plaintiffs are represented by Attorneys Logan and Smith of Portland, and the company is represented by the local firm of Rice & Orelli and a firm of Portland attorneys.

Manager R. M. Jennings of the local plant is one of the witnesses in behalf of the company.

GENERAL FAYOLLE

New portrait of General Fayolle, noted French strategist, who came to this country to attend the national convention of the American Legion in Cleveland.

Ireland is Still Drenched In Blood

(By Associated Press.)
DUBLIN, Nov. 23.—All train services have been resumed after a quiet night following Sunday's bloodshed and yesterday's raiding. A statement issued at Dublin castle said that the shooting at Croke park Sunday resulted when the Crown forces went to round up men associated with the murder of fourteen officers Sunday morning. It was said that the pickets in the crowd fired, resulting in a panic during which many of the men wanted undoubtedly escaped.

Five Are Killed.
BELFAST, Nov. 23.—Five were killed in Dublin yesterday. During the morning a sentry was attacked by armed men. The sentry fired, killing three of the attackers. Two other deaths occurred during the raids throughout the city.

Policeman Is Wounded.
CORK, Nov. 23.—A policeman was wounded and two civilians shot in a fight between the auxiliary police and citizens in Millstreet village last evening.

The county court is in session today, working on the budget of expenditures for 1921. Commissioner elect R. W. Long has been called into the conference and is assisting in the work of outlining the expenses. The court aims, if possible, to keep the budget within the six per cent limitation in order that it will not be necessary to call a special election for the purpose of voting a larger amount. In operating on a budget of only six per cent over that of 1919, the county has met with a large deficit for the year of 1920. The expense of carrying on the work of the county has increased more than six per cent and this limitation measure which prevents the budget from keeping pace with expenditures is causing a great deal of work for the court.

County officers will be kept at as low a figure as possible. There is, however, considerably more expense in prospect for the coming year than has been felt this year. For instance, the crowded and congested condition at the courthouse has made it necessary for the office of the county school superintendent to be moved to the Douglas hotel, where a suite of rooms has been engaged. This expense was made absolutely necessary by the lack of space at the courthouse and the inability of the various departments to function properly under such crowded conditions.

Wages were necessarily increased, materials are higher, and altogether the court is going to have a very difficult job in keeping the budget down.

Naturally this will cause other funds to suffer. It is imperative that there be a sufficient amount to keep the various offices operating efficiently. This detracts from the road fund, bridge fund, and other amounts set aside for improvement and betterment purposes. When all of this money is needed for actual expense the court has no alternative than to withdraw a sufficient amount from the special funds to meet the deficits and set aside enough for office affairs.

It is quite doubtful if the court will have any large amounts of the road bond money on the present bond market, for if the bonds are issued they will bear an exceedingly heavy rate of discount and the county will lose much money. As a result the prospects are that a very little amount of road work will be done by the county next year. There will be little money available for road purposes and it is a safe conclusion that the greater part of the road work done next year will be paid for chiefly out of special district levies and will be in only such districts as voted special tax.

A tentative budget has been prepared by County Clerk Lenox and is being used as a basis on which to work. Several persons, it is understood, have been called in for consultation in various matters and the court is seeking advice regarding the budget.

LOCAL NEWS NOTES.

R. C. Brown left this afternoon for Marshfield to visit for a few days with his son, J. Wiley Brown.

Mr. and Mrs. P. O. Stormquist of Looking Glass were in town for a few hours today doing their Thanksgiving shopping.

Mrs. George Bolter and daughter Phyllis Ann, left last night for Portland where they will visit with relatives until after Thanksgiving.

The three day convention at the Adventist church in West Roseburg begins tonight at 7:30. The public is invited to attend the sessions and a general plan for the latter to be discussed in addition to sermons by prominent speakers.

The Senior and Junior basketball teams, the both boys and girls, will meet at the high school gymnasium tonight after school. Both teams have a good line up and an interesting game is expected. The series of the inter-class games arranged this year are bringing out much excellent basketball material.

Richard Stubbs, the Sheridan street grocer was the recipient of a "bum" check in the sum of \$11 on Saturday afternoon. The matter was reported to Sheriff Quinn and an attempt is being made to locate the forger. A. J. Hochradel also received a bad check on the same day.

Attorney O. P. Coshaw, representing the estate, today filed a petition in the probate court asking that Mrs. Della M. Young be appointed as administratrix of the estate of G. G. Young, deceased. A. F. Stearns, C. L. Chenoweth and A. E. Smith are petitioned for as appraisers. The estate has a probable value of \$140,000.

R. H. Maynard, of the firm of Maynard & Jenks, who have been operating a sawmill on the Curry estate, was in town today. It is understood that the machinery has all been transported to a new timber tract at Azalea, on Cow Creek, and in a short time will be set up and ready for running there. The company is about through cleaning up the material in the yard at the old site.

A communication from the "Jeters" the evangelists who are engaged to conduct a revival service for the M. E. Church, South, advises the pastor that it is unadvisable to close the meeting now in progress in Corvallis until Saturday night, Nov. 27th. The interest developed is such that those back of the effort feel that this work is a necessity. We are assured that the workers will open in the Elks hall as previously announced. We are justified, we feel, from all the fine reports of the "Jeter" meetings in promising a great campaign of revivalism here under their leadership.

COUNTY COURT IS PREPARING BUDGET

Difficult Problem Faced In Keeping Budget Expenditures Under.

ROADS WILL SUFFER

Very Limited Amount Will Be Available For Improvements, As Practically All Money Is Needed To Conduct Offices.

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TURKEY PRICES BOOSTED

SAN FRANCISCO, Nov. 23.—The price of dressed turkeys took wing and coardest to 60 cents a pound in the wholesale market today, an increase of approximately 5 cents over the quotations prevailing on fancy young gobblers, on the corresponding day of last year. On the wholesale basis, the consumer will be obliged to part with 65 to 70 cents a pound for the nucleus of his Thanksgiving feast.

Thirty three tons of dressed birds reached this city by express today, and it was reported that three carloads are on their way from Texas, Idaho and Nevada. On the wholesale dairy produce exchange during the morning session the price of fresh extra eggs broke 10 cents a dozen. Today's quotations of 83 cents a dozen compares with last week's closing figure of 93 cents.

B. of L. E. CO-OPERATIVE BANK IS HUGE SUCCESS

CLEVELAND, O., Nov. 23.—The Brotherhood of Locomotive Engineers Co-operative National Bank, which opened here recently, closed its first weeks business with 700 checking and savings accounts and deposits of more than \$200,000, according to Warren S. Stone, president of the bank and grand chief of the Brotherhood.

"So far as I know," Mr. Stone said, "this is the first co-operative commercial bank in the United States, although there are 55,000 of these co-operative banks in Europe."

It is the first labor bank in this country. Capital of the new institution is \$1,000,000 with a paid in surplus of \$100,000. Stock is owned by the brotherhood and its members and was largely oversubscribed. Officials and directors of the bank are the officers of the brotherhood.

Farewell Party For Miss Emma Bell

Miss Vernita Kohlhaugen was the hostess Monday evening for a theatre and dinner party in honor of Miss Emma Bell of the local telephone office who will leave this city in the near future. The early part of the evening was spent at the Antlers theatre, after which the party motored to the Kohlhaugen home in West Roseburg. The dinner was served by Mrs. Louis Kohlhaugen and daughter, Yellow chrysanthemums formed the color motif and clever yellow favors were used at the table. Music and stunts completed the evening. Those present were Misses Emma Bell, Helen Atterbury, Ruth Burnett, Elma Capps, Minnie McIver, Clatie Black, Beulah Jarvis, Rosina and Marion Porter, Mary Reams, Helen Wood, Messrs. Mac Rother, Herbert Britt, Ralph Karcher, Kenneth Cloake, Grant Osborn, Elmo Henderson, Edward Kohlhaugen, Lee Connell, Glenn Britt, Theodore Burr, Paul Boyd, Fred Porter and the hostess, Miss Vernita Kohlhaugen.

Fire fighting Apparatus Arrives

Fire fighting equipment ordered several months ago by the fire department arrived today and has been installed on the truck. The new equipment consists of a 40 foot extension ladder, a 12-foot scaling ladder, a collar distributing nozzle and a new double hydrant gate. The extension ladder is of the latest improved type and can be mounted on any surface, level or slanted, and easily hoisted into position. The scaling ladder is a light ladder designed for the scaling of walls of buildings. It has a large hook on one end which can be thrown through a window, the fireman can scramble up to this position and put the ladder up to the next story and so on up to the top of the building. The collar nozzle can be fastened on the end of the hose which is then thrust through an opening and the nozzle will whirl like an ordinary lamp sprinkler and hurl water over a large area. The double hydrant gate permits the taking of two streams of water from one hydrant without the necessity of turning off the water. The gate is fastened to the hydrant, and has a double valve coupling allowing two pipes or hose lines to be attached. This completes the equipment recently ordered by the department with the exception of several lengths of hose, which are on the way.

The new edition of 5,000 copies entitled, "Roseburg and Douglas County," which is being issued under the direction of the local Chamber of Commerce, the matter thereof being compiled by the secretary, C. S. Heinline, will be ready for distribution the first of the coming week. The printing of the book is being handled by the News-Review exclusive job printing department, and the last form of the publication was put on the presses today. It is a most concise and comprehensive booklet containing valuable information for the home-seeker and sets forth the resources and possibilities of Douglas county in a way that will appeal to every one. The officers of the local Chamber of Commerce are to be congratulated for their efforts in this direction.

MATHIAS HARTMAN



Mathias Hartman of Line Lexington, Bucks county, Pennsylvania, one hundred and three years old in November, is believed to be the oldest male resident of Pennsylvania. He can see to read and write without glasses and has a remarkable memory, clearly recalling events of 90 years ago. He looks like a man of eighty or less. His wife died several years ago.

SEDITIONARY PARTY NOW IN OPERATION

Are Holding Meetings of the Utmost Secrecy and Members Use False Names.

BACKED BY RUSSIANS

Party Has Largest Membership in Chicago and New York—Literature Distributed from Unknown Source—Escaping Detection.

By Associated Press.
CHICAGO, Nov. 23.—The first "Underground Party" that the United States has ever seen, is now believed to be operating, according to Edward J. Brennan, division superintendent of the Bureau of Investigation of the Department of Justice here.

"It appears," he said, "that the members, or a great majority of them of the Communist parties have gone over to a United Communist party that seems to be maintained by a secrecy never before attempted by any other secret organization."

These people appear to be holding meetings with the utmost secrecy with which they can surround them. Names used appear to be fictitious. "The Russian element which formed the backbone of the original Communist party seems to be in control and to have the bulk of the membership of the new secret organization."

"Literature is frequently distributed without any apparent indication of where it comes from. In order to escape detection, it appears that the party members take unusual precautions. The members are known among themselves, and literature is passed around among them, sometimes by messenger. When mailed, we know that it is done in small quantities, three or four letters or packages in a box in one section of the city, and three or four in a box in another section."

"The party has its largest membership in New York and Chicago. In Chicago meetings have been made extra difficult by the Illinois law, which forbids the renting of property to any outlaw organization of this character. Property owners who become suspicious often call us to make sure on this point."

"It is my individual opinion that the United Communist Party, the old Communist party and kindred associations of this nature are unlawful in that they advocate the overthrow of the government by force and violence."

"The original Communist party, which was organized here a year ago took a stand against participating in elections. This it held to be of no use and it urged a Bolshevik program. I have no knowledge myself of any literature recently distributed urging against taking part in the presidential election, as was reported in the press dispatches from the east at the time, but if this was true, it was in line with what the party appears to stand for."

"It will be recalled that literature pamphlets and circular letters were sent out broadcast to members of the Communist party and that locusts gave instructions at their meetings that if any member was interviewed or attempted to be interviewed by a federal or state officer, to answer no questions, to tell them nothing, and that as soon as possible he would be provided with a defense."

"Evidence adduced in the trial of John Jassinskas and John Juodis before Judge Landis disclosed how secretly they were meeting."

By Associated Press.
SALEM, Nov. 23.—Will H. Bennett, state superintendent of banks, today tendered his resignation effective on December 31st. He announced that he has purchased stock in the inland Empire bank of Portland and he will become vice-president of that institution.

Legion to Present Musical Company

The Great Shirleys, a company of musicians, specializing in saxophone music and musical novelties, will be presented at the army on December 9, by Umpqua post of the American Legion. This company is one of the most popular musical organizations on the coast and a saxophone sextette is considered one of the best features on the program. The musical concert will be followed by a dance.

Slides Cleared From Highway

Workmen are kept busy clearing the slides from the new highway to the north of Myrtle Creek, where the dirt has covered the road in several places. The commission has kept men stationed at this point and as fast as the slides occur, the dirt is removed and the road is cleared. Tourists have experienced little difficulty in getting through and in only a few instances have delays been experienced. There is only one bad place on the highway, this being a new cut where slides were experienced last year also. The highway is open through the entire county, and tourists are coming through daily.

Mere Child In the Role of a Burglar

A mere child aged 11 years came under the surveillance of the juvenile officers of this city today in the role of a burglar. Entering several houses for the purpose of purloining articles of minor value are charged up to the youth, his last offense being that of entering the home of W. H. Fisher on East Douglas street one afternoon a few days ago, and where he took articles of little worth but left the interior of the home more or less disturbed. The parents of the little fellow are residents of this city. When taken into custody today, the boy had in his possession a revolver about ten inches long. This seems to be a case of juvenile delinquency that will require some wholesome advice in order to put the youngster on the right road to good citizenship.

SPECIAL ATTRACTION AT ANTLERS ON THURSDAY

As a special attraction for Thanksgiving day, Manager Hill of the Antlers theatre has secured "The Egg Crate Waller," featuring Charles Ray. "The Egg Crate Waller" is by Julien Josephson, a former Roseburg resident, who is counted among the foremost of the scenario writers of the day. Mr. Hill will have a continuous show, from one o'clock in the afternoon until 11 at night.

Mrs. Murray Dickson and baby have arrived in Roseburg from their home in Boston and will spend the winter here at the residence of Rev. J. H. Dickson. Mrs. Murray Dickson is the wife of Rev. J. H. Dickson's son, Murray, who is in the navy and is stationed on the U. S. S. Montgomery.

Alleged Criminal Caught In Oregon

(By Associated Press.)
PORTLAND, Nov. 23.—John Doughty, who is wanted at Toronto, Canada, in connection with the disappearance of Ambrose J. Small a year ago, was arrested today at Oregon City. Doughty, according to the officers, admitted the theft of a hundred thousand dollars in bonds, which he said he had on deposit in Chicago and which he said he would surrender. He also said that he took Small to the theatre one night and lost track of him there and never saw him again. Doughty was the private secretary of Mr. Small, who owned a number of theatres at Toronto and who sold out his interests a year ago for a million dollars. A world wide search has been made for Small, for whom a \$50,000 reward had or alive has been offered. No trace of the missing man has yet been found. Doughty was working in the paper mills at Oregon City when discovered.

Hymn by congregation; Benediction by Rev. E. W. Warrington of the Presbyterian Church. The service will be held Wednesday evening at the Baptist church at 7:30 o'clock.

Bank Examiner Resigns Position

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RULES ADOPTED FOR ATHLETIC MEET

Principals Decide Upon Program For the Inter School Contests.

PRIZES ARE ARRANGED

Roseburg Will Entertain The Out of Town Contestants During Strawberry Carnival Week, According To Arrangements Announced.

The newly organized Douglas County Superintendent's and Principals' Association held its first monthly meeting of the year last Saturday afternoon in the high school building. Delegates were in attendance from Yoncalla, Oakland, Looking Glass, Olalla, Roseburg, Myrtle Creek and Riddle.

The main business of the day was to adopt rules for an annual literary and athletic meet. The inter-school contests were decided upon as follows: High school—Boys' declamatory. Girl's declamatory, Extemporaneous Speaking and a field and track meet, consisting of the following events: 50 yard dash, 100 yard dash, 220 yard dash, 440 yard dash, 1 mile run, 220 yard shot put, discus throw, 12-lb dash, shot put, discus throw, 12-lb high jump, pole vault, relay race of 1/8 mile, 1/4 mile relay race, four contestants.

Grade schools—Boys' declamatory girls' declamatory, and a field and track meet of the following events: 50 yard dash, 100 yard dash, 220 yard dash, 440 yard dash, 1/4 mile run, running broad jump, running high jump, pole vault, relay race of 1/8 mile, four contestants.

The complete rules governing the contests can be obtained from any school principal in the county. The winner of each event, literary or athletic, will be awarded an individual prize in the form of ribbon and at the same time will gain five points for his school, while second place will count three points and third place one point. The grade school winning the greatest number of points will be awarded a championship banner, while the high school winning the highest number of points will be given a championship plaque.

Roseburg will entertain the out of town contestants for this annual event in 1921, and it was voted to hold the meet on one of the days of the Strawberry Carnival Week, in May. The literary contests will be held in the evening previous, or in the morning previous and the athletic events in the afternoon.

The meet is to be financed by the sale of admission tickets and programs.

Each school in the county should begin to prepare at once for these contests. Any student in good standing can enter as many events as he cares to, hence a small delegation of men can win the most over a larger school.

The association voted to send its president, Supt. M. S. Hamm, to the Representative Council of the Oregon State Teachers Association, which will convene in Portland the last week in December.

The next meeting of the association will be held in Roseburg on December 18th, when an out of town speaker will be on hand and a banquet will be enjoyed by the members.

A number of the students of the Agricultural college and the State University will arrive tonight and tomorrow to spend the Thanksgiving vacation with their parents. The vacation starts tomorrow and will last until November 29th.

ADMIRAL PAKENHAM



Vice Admiral Sir William Pakenham, appointed to the command of the British naval forces in the North Atlantic, American and West Indian waters, in succession to the late Vice Admiral Sir Trevolyan Napier, who died of typhoid at Bermuda.