

the total amount of such original assessment. Interest thereon from date of delinquency of the original assessment not to exceed the amount of the original assessment may be added to the discretion of the Council. Such reassessment shall be made in an equitable manner, as nearly as may be in accordance with the law in force at the time it is made, but the Council may adopt a different plan of apportionment of benefits when in its judgment essential to secure an equitable assessment. The provisions of this Charter shall not be required to be made prior to the making of the original assessment, but shall not be required to be made within the intent of this section. Such reassessment shall be made and shall become a charge upon the property upon which the same is laid, notwithstanding the omission, failure or neglect of an officer, body or person to comply with the provisions of this Charter concerning the assessment and assessment and notwithstanding the proceedings of the Council, or any officer, contractor or other person connected with such work may have been irregular or defective, whether such irregularity be jurisdictional or otherwise. Such reassessment shall not be made in case of a street improvement wherein a return is sufficient in law to defeat the assessment, but shall be made if the Council shall by resolution declare the district that will be benefited by the improvement for which the reassessment is made and shall direct the City Recorder to prepare a property assessment within a time to be included therein. Upon the making of such a resolution the City Recorder shall, as soon thereafter as such reassessment is prepared and filed in his office, give notice by two successive publications in a newspaper published in St. Helens, Oregon, that such reassessment is on file in his office, giving the date of the passage of the resolution directing the making of the assessment and the time at which the Council will hear and consider objections to said assessment, and warning such persons not to depart until such reassessment has been completed. The owner or owners of any property which is assessed on such reassessment or any person within ten days from the date of the publication herein provided, file with the City Recorder his objections in writing to such assessment. At the time appointed in such notice the Council shall hear and determine all objections which have been filed by any party interested. The Council shall have power to adjourn such hearing from time to time and shall have, in its discretion, to revise or correct, or to set aside and order a remarking of such assessment, and shall pass an ordinance approving and confirming such reassessment as corrected and remade by it, and such decision shall be final determination of the regularity, validity and correctness of the reassessment. When said reassessment is completed and confirmed, it shall be entered in the Docket of City of St. Helens and shall be enforced and collected in the same manner that other assessments for local improvements are enforced and collected under this Charter and the laws governing this City. All sums paid upon the property or in lieu of which the same were paid as of the date of such reassessment, but no proceedings shall be instituted for such reassessment unless within ten years of the passage of the resolution of intention for the making of the original work, improvement or repair; provided, that when any assessment is being contested in any court such suit shall not be considered as a part of such limitation.

RESOLVED, further, That the City Recorder be, and he is hereby instructed and required to publish this resolution, together with the ballot title provided by the City Attorney, at least once in the official newspaper of the City of St. Helens, within ten days immediately preceding said election. Passed by the Common Council this 17th day of March, 1913.

Yeas—W. G. Muckle, J. H. Cronkite and John Phillip.

Nays—None.

Not Voting—S. C. Morton.

Submitted to the Mayor on the 17th day of March, 1913.

Approved by the Mayor on the 17th day of March, 1913.

MARTIN WHITE, Mayor.

JOHN Q. GAGE, Recorder.

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BE IT ENACTED BY THE PEOPLE OF THE CITY OF ST. HELENS, AND THE CITY OF ST. HELENS DOES ORDAIN AS FOLLOWS:

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CHAPTER XIV. PUBLIC UTILITIES AND FRANCHISES.

Section 1. The City of St. Helens shall have the power to construct, condemn, purchase, add to, acquire, maintain, operate and own all or any part of any public utility for the purpose of service to the City and the people thereof for uses public and private. And no special privilege or immunity shall ever be granted by the City that may not be altered, revoked or repealed by the Common Council.

Funds for the carrying into effect the provisions of this section may be provided by issuing bonds therefor, or by the receipt of moneys in the general fund at the end of the fiscal year.

Section 2. The Council shall have general supervision and power of regulation of all public utilities within the City of St. Helens, and of all persons and corporations engaged in the operation thereof, provided that such powers of supervision and regulation shall not conflict with any state law providing for the regulation or supervision of public service corporations now in effect, or hereafter to go into effect.

Section 3. Every franchise granted under this charter shall be taken and deemed as property and shall be subject to taxation as such property.

Section 4. No exclusive franchise shall be granted nor shall any franchise, lease or right be granted for a longer period than thirty years.

Section 5. Every person, firm or corporation before making application to the Common Council for a franchise shall publish the proposed ordinance in full in a newspaper published in said City, together with a notice to the public signed by the applicant, stating when the application will be made. But this provision shall not apply when the application is initiated by initiative petition.

No franchise shall take effect until sixty days after its passage, unless it shall otherwise be provided, and unless there shall be a referendum election held for that purpose within a less time; and the filing of a petition for referendum shall defer the taking of effect of a franchise until after the election.

Section 6. Every franchise granted by the City of St. Helens shall contain full and explicit statements of its conditions in the following particulars: (a) In case of railroads and street railways it shall specify plainly the streets or other public places or parts thereof to which they apply. (b) The amount and manner of payment of the compensation to be paid by the grantee for the right. And in lieu of a money valuation the Council may at its option declare that what will be a reasonable reduction of fares, rates or charges, either at the beginning or progressively from time to time, to be made by the grantee in compensation for the grant and keep in good repair, or pay for keeping in good repair, all that portion of such streets and parts of streets lying between the rails of the road-bed of such railroads or street railways and for one foot on the outside of each of such rails. (c) The time of beginning the construction or other work thereunder, the estimated total cost of such work, and the time within which the work under such franchise shall be completed upon such streets or portions of streets, respectively.

Rates, however, shall always be uniform to all citizens of like classes under similar circumstances and conditions.

Section 7. The enumeration and specification of particular matters which must be included in every franchise granted shall not be construed to restrict the right of the City to insert in such franchise such other and further conditions and restrictions as the Council may deem proper for the public welfare.

Section 8. Every franchise granted by the City shall be subject to the conditions and restrictions hereinafter provided, to-wit: 1st. That the City may in any lawful manner and upon the payment of a fair valuation lawfully ascertain, take over and hold the property and plant of the grantee in whole or part; provided the same be done at the expiration of the term of the franchise, and such valuation shall not include any sum for the value of the franchise or grant under which such plant and property is operated. 2nd. That upon the expiration of the term of the franchise the plant and property so acquired shall become the property of the City without formal execution of any instrument of conveyance, though the City may at its option compel the execution of it of an instrument of transfer and conveyance.

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Section 1. The City of St. Helens shall have the power to construct, condemn, purchase, add to, acquire, maintain, operate and own all or any part of any public utility for the purpose of service to the City and the people thereof for uses public and private. And no special privilege or immunity shall ever be granted by the City that may not be altered, revoked or repealed by the Common Council.

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2000 OR MORE FEARED DEAD IN DAYTON, O.

Streets of Ohio City Are Seething Torrent Eight to 20 Feet In Depth.

HOSPITALS AND SCHOOLS LOST

Famine Impends, as All Groceries and Supply Houses Are Inundated—Households Crowded, Office Buildings Filled.

Dayton, O.—The crest was reached about midnight Tuesday. Water is now falling at the rate of half an inch an hour.

Dayton.—The wind veered suddenly from south to north at 3 o'clock and the fires on Vine street sprang up anew.

Dayton.—(By telephone via Xenia.)—Dayton is nothing less than a seething river, three miles wide, a mile and a half on each side of the main street, its principal thoroughfare, while it is estimated that from 2000 to 5000 people have perished.

The Algonquin Hotel is submerged in water up to its third story, and above this level the downtown district office buildings, hotels and business houses are places of refuge.

A school building that was known to have housed not less than 400 school children shortly before the waters rushed in that direction is entirely submerged, and as far as can be ascertained all of those little ones met a watery grave.

Mayor Heer of Middletown, Ohio wired Mayor Hunt of Cincinnati to rush boats on a special train, adding: "Do it quick, as necessary to save lives." The special train was sent at once.

Through Safety Director Cash of Cincinnati, the Chamber of Commerce at Hamilton, Ohio, today asked that Governor Cox be requested to order a battalion of militia to Hamilton. That body also adopted a resolution asking Governor Cox to declare Hamilton under martial law.

Three bridges over the Miami river at Hamilton are collapsed. A bill appropriating \$100,000 for the relief of the flood sufferers was introduced into the Ohio legislature. It is estimated that there are 5000 people homeless in the state.

FLOODS COVER INDIANA.

Thousands Homeless in Kokomo, Muncie, Terre Haute and Marion.

Indianapolis, Ind.—Ten thousand families are homeless in Indiana as the result of the worst flood in the history of the state. The property loss runs into millions, and all industries, including transportation facilities, is suspended.

Four persons are known to have been drowned. Other large sections of the state are isolated, and it is feared the death toll will be materially increased when communications are restored.

Some of the largest cities in the state will be in darkness for some days, the flood waters of various rivers cutting off the outside of each of such cities. The time of beginning the construction or other work thereunder, the estimated total cost of such work, and the time within which the work under such franchise shall be completed upon such streets or portions of streets, respectively.

Five hundred persons are homeless at Marion, Ind. At Mississauga, Ind., the river burst the levee on the east side of the city, and factories there were forced to shut down. Kokomo is without light and water, and a mile square area in the center of the city is flooded.

The schools are closed there and the militia are patrolling the streets. The known drowned in the state up to noon were Ray Rothenburger and his brother, Roscoe, Frankfort; Wallace Garrison, Burlington; John Dagner, Newcastle.

Levee Breaks in Three Places.

Dayton, Ohio.—Thousands are homeless in Dayton and vicinity and are being sheltered in tents and public buildings following the breaking of the big Miami river levee in three places. The river has passed the flood depth and is still rising. Scores of factories are closed. Three companies of militia were ordered to aid the police.

Riverdale, North Dayton and other suburbs are inundated. Tuesday night couriers were sent throughout the threatened districts warning the inhabitants to flee. The river is the highest it has been in 40 years.

St. Louis Is Flooded.

St. Louis, Mo.—More than 48 hours of heavy rain, which at times was almost a cloudburst, has raised the River Des Peres, at the western end of the city, seven feet higher than any record. The city's show place, Forest Park, is under six feet of water.

Bridge Gives Way.

Norwalk, Ohio.—Causing the death of three members of the train crew, a Wheeling & Lake Erie freight train went through a bridge at Brighton, Ohio, near here, Tuesday.

300 Homeless in Terre Haute.

Terre Haute, Ind.—With 29 known to be dead, five missing, and 100 injured, Terre Haute is slowly recovering from the effects of Sunday's cyclone. More than 300 persons are homeless, the city housing the destitute. The public schools, Mayor Gearhart was forced to issue a threat to prosecute storekeepers who were caught charging exorbitant prices for food. They had increased their prices in some cases nearly 100 per cent. The working class district here was wiped out.

Fifteen Killed in Illinois.

Anna, Ill.—Fifteen persons met death in a cyclone at Makanda, Ill. Monday night, according to reports received here. A fast freight train was blown from the Illinois Central tracks and 35 cars dumped into a ditch.

Five Dead at Hamilton.

Hamilton, Ohio.—Five persons are known to be dead, and many more are injured, as a result of the flood of the Miami river that is sweeping Hamilton, and is rushing through the streets to a depth of from three to six feet.

OHIO HEADWATERS RAGING.

All Small Streams Out of Their Banks and Grave Danger Seen.

Pittsburg, Pa.—With a continued heavy rainfall in Northern and Western Pennsylvania, the flood situation is growing serious and heavy property damage has already resulted. Oil City, Bradford, Warren, Titusville, Greenville, Newcastle, Sharon and the lowlands of this city and vicinity are battling with flood water.

Many points are without electric light, water, transportation lines and gas. A score of bridges throughout the state were swept away.

The situation at Oil City, Pa., is grave. The dam at Spatsburg has let go, sending a great wall of water toward Oil City. The Allegheny River at Oil City has reached 16 feet and is rising a foot an hour. Oil Creek is out of its banks, and a large portion of the city is under water.

All small streams around Bradford are out of their banks. Sections of the city are under water and hundreds of families homeless.

At Greenville, Pa., more than 500 persons are homeless.

At Sharon, Pa., the town is under water and a dozen or more bridges are wrecked. The loss of the United States Steel Corporation at Farrell, a suburb, is estimated at \$200,000. A report reached Sharon that a wreck train and a crew on the Lake Erie road went down with a bridge near Meadville, Pa.

TERRE HAUTE TWICE DESOLATED

Flood Follows Cyclone Disaster and Many Surrounded by Water.

Terre Haute, Ind.—Hardly recovering from the daze of the tornado of Sunday that claimed 20 lives, injured 250 and did property damage amounting to \$1,000,000, Terre Haute Tuesday faced its second disaster in 48 hours, when the waters of the Wabash left their banks, flooding part of the residence district.

Many families whose homes had escaped destruction in the tornado were surrounded and the residents were forced to flee for their lives.

The river has passed the 25-foot stage and is rising at the rate of five inches an hour. Railroad traffic is practically suspended and interurban traction service has been abandoned. Residents of Taylorville, Robertsville and West Terre Haute have deserted their homes. Five hundred houses are under water and the coal mines near here are flooded.

Relief stations established near the flooded districts are swamped with applications for aid.

TOTAL LIVES LOST NEAR 7675.

Estimated Figures Based on Unverified News From Two States.

Chicago.—Unverified reports from flood-swept cities in Ohio and Indiana show the following estimated loss of life:

Ohio—Dayton, 100 to 5000; Piqua (rumored), 540; Delaware, 50 to 100; Sidney, 23 to 50; Middletown, 15 to 20; Hamilton, 12; Tippencanon City, 3 to 5; Indiana—Peru, 200 to 500; Newcastle, 3; Lafayette, 2; Noblesville, 2; Frankfort, 1; Fort Wayne, 1; Rushville, 1; total Indiana, 210 to 500.

Grand total, 969 to 7675.

The homeless, most of them temporarily, are estimated to number upwards of 100,000.

The property damage is roughly estimated at \$25,000,000 or more.

All the great railroad systems running through the flooded states are tied up by floods and washouts.

Thousands Rush to Safety.

Cleveland, Ohio.—Washouts are reported everywhere, and all interurban and railroad traffic is at a standstill.

The Cuyahoga river is badly swollen. In Muskingum county a boy drowned when attempting to ford the stream in a buggy.

Police Captain McGowan was drowned at Findlay while trying to rescue marooned families in the low lying districts. Two feet of water is reported in several Findlay districts.

At Cincinnati, Valentine Boat, 22 years old, was drowned in the Miami and Erie canal.

The Scioto river at Columbus is far above the flood stage, and is rising rapidly. Scores of factories are closed. More than 500 residents were forced to abandon their homes at Akron. Several parts of the city are under water.

Seven hundred families were driven from their homes at Mount Vernon when the Kankosking river broke through the dike.

Many Drown at Delaware.

Delaware, O.—Between 75 and 100 persons were drowned in the flooded Oletangy River, according to estimates made by the police Tuesday. More conservative reports place the number of dead between 30 and 50. The names of only 28 of those believed to be dead have been obtained. Scores of persons are still clinging to tops of trees, roofs of houses and other available footings. At night fires were built along the banks of the river to cheer the marooned ones, while desperate efforts to rescue continued.

Two Girls Are Heroines.

Cincinnati.—Two girls were the real factors in giving to the world the news of the Dayton flood. Both are operators. One, a telephone operator at Dayton, flashed the last tidings that came out of the stricken city Wednesday by telephone and gave the news to Governor Cox which enabled the executive to start relief to the city.

Miss Rena Alken, the other, a telegraph operator at Phoneton, served as relief operator for the girl in Dayton. Both stood at their posts as long as the wires were in operation.

STORM'S TOLL IS 152 IN OMAHA

Fiercest Cyclone in History Sweeps Corn Belt.

Suburb of Nebraska Metropolis Wiped Out; Farming Area Stricken.

Omaha, Neb.—With the death list probably aggregating 152 and the list of injured all of 400, Omaha and the surrounding territory in Nebraska and Iowa faced the problem of housing the thousands rendered homeless by Sunday night's tornado.

The number of buildings destroyed was placed in the neighborhood of 1200 and the property damage at several million dollars. Belated reports coming into Omaha tended to increase the number of the havoc wrought and indicated that a much wider territory had been in the path of the storm than was at first shown.

The hospitals in Omaha are full of injured, many of whom have not been identified, apparently because their friends are either dead or among the injured.

Lincoln, Neb.—One hundred are dead, twice as many more were injured, some fatally, by death-dealing tornado which devastated Omaha and its environs early Sunday last. It demolished telegraph and telephone service and cut Omaha off from communication with the outside world.

Thirty to forty blocks in the residence section are said to have been swept by the storm, killing scores of persons, injuring several hundred and leaving hundreds of wrecked residences in the path of the storm.

Trains which pulled into the city shortly before 6 o'clock were stopped at the edge of the city to take on dead bodies and the many injured. The villages of Benson, Dundee and Florence, suburbs of Omaha, virtually are wiped out. Only the fact that a heavy rain fell for a half hour after the tornado saved the mass of wreckage and many of the bodies of the dead from being burned.

The Webster street telephone station, containing a score or more of girls, was one of the buildings hit by the storm and in a moment was twisted and torn. Several of the girls were killed outright, and many others were injured.

A moving-picture show which was just putting on its final film was struck. The roof of the building fell in and in the mad rush which followed through the only exits open, many of those who were injured were trampled and crushed.

The rush continued, however, over the bodies of the dead and a few of the attendants escaped.

Mayor Dahlman, of Omaha, telegraphed Governor Morehead shortly after midnight for several militia companies to prevent the residences and the dead bodies from being looted. The Omaha companies were only partially available, according to the reports, and the Governor and Adjutant-General Hall immediately ordered out two Lincoln companies and others from near-by towns.

NINETEEN KILLED IN TERRE HAUTE, IND., CYCLONE

Terre Haute, Ind.—Nineteen persons are known to have been killed, 250 are seriously injured, 275 homes are destroyed and other property damage, estimated at nearly \$1,000,000, was the toll of the tornado that devastated Terre Haute and vicinity Sunday night. The officials in charge of the rescue work say the list of dead will be increased as the searchers clear away the debris of wrecked buildings.

Hundreds of homeless are being cared for by charitable institutions and citizens while the wrecked district is being patrolled by Company B, First Regiment, Indiana National Guard, and the local police force.

The militia was ordered out early in the day by Governor Ralston, who directed the relief measures from Indianapolis.

Poor Suitors Unwelcome.

Wellesley, Mass.—Forty Wellesley College girls have said good-bye to matrimony until at least three years after graduation and until men come along who have an income of at least \$5000. They are members of the new organization, the Wellesley Marriage Club, and of the 50 who have been invited to join only 10 refused. Membership is limited to 300 and a meeting will be held at which 20 more girls will be elected. Officers will be elected. The object of the club, so it is said, is to decrease business in the divorce courts.

Postmaster Quit Jobs.

Washington.—Because of the extension of the classified civil service to include fourth-class postmasters and the announcement that postmasters of that class would be subjected to a competitive examination, the postoffice department is receiving nearly 20 resignations a day. Officials declare that about 2000 fourth-class postmasters have resigned since the executive order carrying them into the civil service was issued.

Woman Makes Air Voyage.

San Diego, A. V.—Leonard Bonney, a Los Angeles aviator, with Miss Margaret Stahl as a passenger, flew in his monoplane from Los Angeles to this city, a feat heretofore attempted, but not successfully. The distance is about 100 miles. Bonney and Miss Stahl left Los Angeles at 1:30 P. M., Sunday. The day was windy and chilly, but the aviators met with no mishap, except the breaking of a skid when landing. The flight was the first leg of a 500-mile tour of Southern California.

Bachelors Beg for Wives.

Klamath Falls, Or.—Having become wealthy growing alfalfa and grain on their homestead, a large number of bachelors of Klamath Falls, near here, have appealed to Rev. George H. Pease of Klamath Falls, Oregon, to marry them.

Spirit Is Said to Beckon.

Denver.—Alonzo Thompson, multi-millionaire spiritualist of this city, has on his deathbed here, declaring that he is in hourly communication with the spirit of a woman who was his wife.

Misadventure Now Rising.

Chicago.—Three thousand people perished in the deluge that swept the northern half of the Ohio River valley the past three days.

Probably 500,000 people were made homeless by the floods in Indiana and Ohio, and property damage, in both states will be at least \$100,000,000.

These figures were compiled late Wednesday from reports received here from various points in the stricken district. Further reports may increase the number of dead, and it is unlikely that any decrease in the loss can be expected.

South of Indianapolis the flood is said to have caused death in several small towns and villages.

Fire adds to Dayton's distress—Only two railroads open—Reconstruction is begun.

Chicago.—Three thousand people perished in the deluge that swept the northern half of the Ohio River valley the past three days.

CURRENCY BILL TO COME UP.

President Decides Measure Will Have Consideration This Session.