

CORVALLIS DAILY GAZETTE

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CORVALLIS, BENTON COUNTY, OREGON, THURSDAY, JUNE 3, 1909

PRICE FIVE CENTS

STATE TAX LEVY MAY BE INVALID

DEFECTS FOUND IN THE ACT CREATING BOARD

EMERGENCY CLAUSE FAULTY

Other Laws Passed by Last Legislature Are Also in Jeopardy by the Failure to Include the Word "Immediate" as Provided in Constitution.

The act creating the Board of State Tax Commissioners by the last Legislature, as well as the new military code, the water code, and the act providing for the Insurance Commissioner, have defective emergency clauses, and proceedings under any of those acts previous to May 22 are invalid, if the emergency clause by which Judge Gatens holds a position on the Circuit bench is held invalid, according to the opinion of well-informed attorneys. This involves the validity of the present year's state tax levy.

Suit is now pending in the Marion County Circuit Court for a writ of mandamus to compel Secretary of State Benson to file a petition for referendum on the act creating Judge Gatens' office. It is contended that the emergency clause in this act is defective, in that it does not declare the provisions of the act to be necessary for the "immediate" preservation of the public peace, health and safety, in the language of the constitution.

In the act which required the Governor Secretary of State and State Treasurer immediately to apportion among the various counties the state tax, so that levies could be made by the county courts, there is an emergency clause which does not contain the word "immediate." That emergency clause is in the following form:

"In view of the fact that the provisions of this act are necessary to the public peace, health and safety, an emergency is hereby declared to exist."

Attorneys declare that this clause is not as strong as the clause in the bill under which Judge Gatens was appointed, and that if the court should hold the one invalid the other must also be held void. If this should occur, the proceedings of the state officials would be void, the law not being operative, and injunctions to restrain the collection of the state taxes would be likely to follow in all parts of the state.

The act creating the Board of State Tax Commissioners is in the same condition. It has an emergency clause, without the word immediate. It merely recites that the provisions of the act "are necessary to the public peace, health and safety."

TWELVE CONVENTIONS

The Rose City Secures Many Big Gatherings For June

Twelve important conventions are scheduled for Portland in June. Beginning with the gathering of growers from all over the country Wednesday, Thursday, Friday and Saturday of this week, the list includes:

June 7—Reception and banquet to Rear Admiral Ijichi and the officers of the Japanese squadron, Portland Hotel.

June 7-12—Rose Festival.

June 8-9—Presbyterian Brotherhood Convention, First Presbyterian Church.

June 10—Indian War Veterans, Masonic Temple.

June 11—Oregon Pioneer Association Masonic Temple.

June 10-11-12—Annual meeting Scottish Rite bodies, Scottish Rite Cathedral.

June 14-15—Grand Chapter Royal Arch Masons, Masonic Temple.

June 16-17-18—Grand Lodge A. F. and A. M. Masonic Temple.

June 17-18—Annual convention diocese of Oregon Protestant Episcopal Church, Trinity Church.

June 18-27—Fiftieth anniversary of St. Mary's Academy.

June 25-July 1—Northern Baptist Convention, White Temple.

Captain Morris and wife and Mrs. York, of Montavilla, and Mrs. Crow, of Gresham, are the guests of W. L. Sharp and wife while here attending the encampment.

HOP MEN ARE NOW JUBILANT

PROSPECT OF INCREASED DUTY GIVES MUCH CONFIDENCE

THE NEW TARIFF AMENDMENT

Marked Advance Looked for by Growers and Dealers Especially in View of the Short Crop Which Will be Produced This Year.

Many of the hop-growers of this section of the Valley and all of the growers are jubilant over the news of the tariff amendment providing an increase of duty from 12 to 20 cents on imported hops by the United States Senate, and are confident that if adopted by the House of Representatives it will have a tendency to increase the price of hops in the local market from 3 to 4 cents per pound. There are some among the more conservative element of the hop-dealers who look askance at the action of the Senate, contending that it will not make a particle of difference in the market so far as the United States is concerned, and that it will only serve to stir the growers of England to action again to agitate retaliatory legislation against American importation of hops into the English market and that no good can come of the proposed increase of duty.

The optimistic, or "bull" element, among the dealers contend that the increase of 8 cents in the duty on foreign hops will operate to shut out the annual influx of from 2,000,000 to 4,000,000 pounds of German and continental hops amounting to 20,000 to 40,000 bales, into the American market, induce or compel the American brewers to buy the American product at an increase in price of from 3 to 4 cents per pound over the present conditions. They are highly elated over the news of the increase in the tariff on hop imports, and scores of congratulatory telegrams were sent out from both growers and local dealers to United States Senators Bourne and Chamberlain in appreciation of the action of the Senate.

Although the bountiful rains of the past week have been a godsend to crops of all kinds in the section of the Valley, coming as it did in the "nick of time," and will add thousands of dollars to the wealth of the farmers and the state generally, it will not prove of such great benefit to the hopcrop, which was severely injured by the heavy April frosts and set back several weeks in growth. Many of the yards did not recover at all from the injury received, and will not produce a shadow of a crop, in fact, scores of yards have been absolutely abandoned.

MANY BUILDING PERMITS

Eugene Shows Splendid Record for Month of May

The month of May has been the best month of the year for building permits in Eugene. The amount issued was \$135,000. The office of building inspector was created a year ago in April. The report for May of this year is better than both April and May of 1908.

Among the more expensive buildings for which permits have been granted during the past 30 days are two school houses for \$18,000 each, to be located in Fairmount and West Eugene, and the Sanford brick, on Willamette, that will cost \$16,000.

The list includes 23 residences, costing from \$1000 to \$5000 each.

The entire Military Band at OAC will accompany the Cadets to Seattle and the College authorities, as well as the people of Corvallis, can rest assured that the showing will be in every way creditable to the institution and the city, it being the determination of every boy to do his level best while away.

At a special meeting of the Agricultural Club May 19, the following officers were elected for the ensuing year: Pres., F. S. McCall, '10; 1st V. P., C. C. Dickson, '10; 2nd L. H., O. B. Hardy, '11; Sec., P. B. Hawley, '10; Treas., R. S. Loosely; Sergeant at Arms (Bill Taft) M. A. Young.

The Daily Gazette, 50c per month.

HANDSOME FLAG PRESENTED TO CORVALLIS HIGH SCHOOL

WOMEN'S RELIEF CORPS GIVES BEAUTIFUL BANNER

The Great Feature of Today's G. A. R. Encampment Exercises Was the Presentation This Morning of a Handsome American Flag to the High School of This City By the Women's Relief Corps—Old-Fashioned Camp Fire Tonight.

The second day of the G. A. R. encampment here has been filled with interesting exercises and the more than 800 delegates and visitors, and thousands of town people have enjoyed to the utmost the various features on the program.

The parade this morning was an inspiring sight as it swept along the streets of the city to the strains of martial music and the cheers of spectators.

In advance were Captain McAlexander and the staff officers of the OAC cadet regiments, followed by the full Military Band and the four battalions of cadets whose soldierly appearance filled every onlooker with pride and spoke volumes for the great work being done by OAC.

Then came the veterans of '61-'65 led by the fife and drum corps of B. F. Butler Post, Portland, and as the aged heroes kept time to the inspiring music and all joined in singing "Marching Through Georgia," they were clapped and cheered all along the line.

After the grand old guard came a delegation of school children, bearing the handsome flag ahead of the Women's Relief Corps, which was later presented to the High School. The Marine Band led the Corps and Ladies of the G. A. R., the parade resting on the school campus, where the appropriate presentation of the beautiful American banner was made, by raising the glorious red, white and blue on a specially prepared staff and the unfurling of hundreds of small flags, while the school children sang "Columbia, the Gem of the Ocean" and addresses were made by Mrs. Jennie Higgins, the Corps Commander and Rev. J. R. N. Bell, the flag being greeted with three cheers and a tiger as it was unfurled to the breeze.

After the flag presentation exercises the crowd wended its way to the College campus where the cadets gave the old soldiers an idea of how the military maneuvers of today are executed, going through regimental drill and several of the companies giving manual of arms and other evolutions greatly to the delight of the boys of '61 who to a man were most complimentary to the college boys on their soldierly bearing, and obedience to orders. Captain McAlexander, commandant of the cadets, Department Commander J. T. Apperson, and President W. J. Kerr reviewed the parade and drills.

Tonight the annual campfire will be held, Department Commander J. T. Apperson presiding over the exercises which are as follows: Music, Band; Invocation, Dep. Chaplain; Music, Star Spangled Banner; Address, M. S. Pratt P. D. C.; Oration, Student Public School; music, solo; address, Mrs. Higgins, President W. R. C.; music, piano duet; address, J. R. N. Bell; music, "Tenting on the Old Camp Ground;" minute speeches, Old Soldiers; "America," by audience.

Tomorrow the joint installation of the newly elected officers will take place and the twenty-eighth annual encampment G. A. R., Department of Oregon, will then be ended.

There are about 850 delegates present, representing 62 Posts throughout the state, with a total enrollment of 1935. During the past year the ranks were thinned by 92 deaths, one by one the brave heroes of the greatest struggle in history answering to the last roll call and being forever mustered out.

Commencement Week at U of O

Following is the program of commencement week at the University of Oregon, Eugene.

June 20, Sunday—Baccalaureate sermon, by Right Rev. Chas. W. Scadding Bishop of Oregon.

June 21, Monday—President's reception president's home, 3 p. m.; graduat-

ing exercises School of Music, Villard hall, 8 p. m.

June 22, Tuesday—Alumni reunion and business meeting, Villard hall 9 a. m.; annual meeting of regents president's office, Villard hall, 9 a. m.; University dinner to alumni, campus 1 p. m.; flower and fern procession and concert, campus, 7 p. m.; Failing-Beekman oratorical contest, Villard hall 8 p. m.

June 24, Wednesday—Commencement day. Alumni-senior baseball game, Kincaid field 9:30 a. m.; dinner to visitors, campus 12 m.; commencement, address before the class and presentation of diplomas, Villard hall, 2 p. m.; alumni and senior ball Armory hall 8 p. m.

A Newspaper Graveyard.

The third failure in the newspaper business in Silverton during the last year was recorded last Saturday, when the Silverton Leader, established a few months ago by J. E. Hosmer, suspended publication. Last July John Ashton established a paper called the Silverton Herald, which lasted but three weeks. A few months later Hosmer started a paper which he subsequently sold to E. J. East, formerly of Corvallis. This paper, however, failed because of financial standpoint, and Lunt turned the plant over to Hosmer, who established the Leader. This was supported by 200 or 300 now disappointed subscribers. It is said Hosmer made himself unpopular by repeated attacks against the business men who refused to give him their support.

Mrs. K. Jones, nee Mabel Hubler, of Centralia, Wash., is visiting the home folks here and will remain for a few weeks.

Saturday evening the Amicitions elected the following officers for the fall term of 1909: R. L. Davidson, Pres.; F. E. Carroll V. P.; C. F. Price, Sect.; V. P. Gianella, Treas.; Boulan Historian Riley "Flunky."

Mrs. Webber and daughter, Miss Aileen, have arrived here from Portland to be present at the OAC commencement exercises when Mrs. Webber's son, Ward, will be graduated.

OREGON EXHIBIT IS BIG FEATURE

DISPLAY AT A. Y. P. VIEWED BY DELIGHTED THOUSANDS

GREAT CROWDS ARE ATTRACTED

Beaver State Will Hold Its First Official Function On Exposition Grounds Fri- day, June 18—Much Interest Shown in the Splendid Exhibit.

Oregon's splendid exhibit of its resources attracted large crowds on the opening day at the Alaska-Yukon-Pacific Exposition. Thousands of people who visited the Beaver State Building were greatly impressed with the display, especially the great panorama in the dome of the building, which is made up entirely of seeds, grains and grasses. The fisheries exhibit on the main floor was an object of great interest, and taken all in all, Oregon's display at the A-Y-P Fair could hardly be beaten.

The exhibits are well arranged and the crowd was easily handled. There was no formal or official function at the Oregon building Tuesday, nor will there be until Friday, June 18, when a formal reception will be held.

An orchestra of five young women from Oregon gave a musical programme in the Oregon building Tuesday afternoon and these concerts will be given daily. Although Gov. F. W. Benson, of Oregon, was not able to be present to receive visitors and guests, he was represented by his private secretary, C. N. McArthur, and his personal staff consisting of Adjutant-General W. E. Waddell, Major F. S. Baker, and Capt. H. U. Welch. Among the prominent residents of the state who assisted in receiving were Mayor Harry Lane of Portland, R. W. Hoyt, president of the Portland Rose Festival; Mr. and Mrs. G. L. Hutchin and Dr. E. Drake, secretary of the Portland Rose Festival; Master Fish Warden H. C. McAllister and commissioners and executive force.

Vibrator.

See the demonstration of this remarkable instrument at Graham & Wortham's Drug store, and have free treatment. It relieves any ache or pain. You can feel it cure.

6-3-lt.

Miss Nina Wall, a former OAC student, is up from her home in Southern Oregon, the guest of Corvallis friends.

POSTAL BUSINESS SHOWS BIG GAIN

POSTMASTER JOHNSON GIVEN IN- CREASE IN SALARY

ONE HUNDRED DOLLARS RAISE

Receipts at Corvallis Postoffice Have Shown Such a Material Increase Dur- ing the Past Year That Department Has Ordered Salary Raised to \$2400

The salaries of Presidential Postmasters in Oregon will be increased according to the receipts of respective offices July 1. Among the important advances are:

Corvallis, \$2300 to \$2400; Eugene, \$2600 to \$2700; Hillsboro, \$1700 to \$1800; Hood River, \$2300 to \$2400; Medford the same; Pendleton, \$2500 to \$2600; Roseburg, \$2300 to \$2400; Salem, \$3000, to \$3100; The Dalles, \$2400 to \$2500.

Another big gain has been shown in the receipts at the Corvallis postoffice, the month of May being 21.3 per cent greater this year than during the same period of time in 1908, the total being \$1,175.30 for the month just ended to \$864.20 a year ago. This increase has been regular throughout the year and has gained for postmaster Johnson an advance in salary from \$2300, to \$2400, per year.

The four rural free delivery routes operated from the Corvallis postoffice serve a large number of patrons daily some idea of the work of the carriers being obtained from the quarterly report just completed, which shows that route No. 1 handled during March, April and May, 17,915 pieces of mail; route No. 2, 19,861 pieces; No. 3, 24,256 pieces and No. 4, 20,930 pieces.

The steady growth of the postal business in Corvallis is the best indication of the actual progress of the city and the result is most gratifying.

For Rent

840 acres, 1 1/2 miles from Summit. 700 acres fenced in five pastures—running water between each pasture, fair buildings, 72 bearing fruit trees—will lease 5 years straight. Also have for sale 220 goats and 4 good Jersey cows. D. F. Young.

203 N. 14 St., Corvallis.

Miss McDowell died at Summit Monday and was buried at that place yesterday.

Flags, Flags, Flags!

Every home should raise a flag for the G. A. R. Encampment. We are showing a complete line of flags and bunting for decoration.

Large American Flags, fast colors, full number of stars, for exterior decorating and flagpoles.

Size 4x 6, \$1.00
5x 8, 1.75
6x10, 2.50

Printed Silk Flags, fast colors, printed on fine Jap silk, black ebonized staff, gold spear point tips.

Size 5x 9, \$.15
8x12, .25
16x24, .60
24x36, 1.00

A
SAFE
PLACE
TO
TRADE

ESTABLISHED
Kline's
1864

AGENTS
WALK-
OVER
SHOES