

HIS IS THE ONLY WESTERN AMERICAN; COURT HALTS LANGOE, SKULASON & CO.

Sweeping Decision in Favor of Klan Journal, but Postmaster Jones of Portland Refuses to Obey Court's Decree—Undermining Gang, Enemies of Klan, Stripped of Their Masks in Open Court—Wheeler of The Telegram "Advised" Theft of Title, Which Enabled Them to Cause Confusion in Mails and Heavy Loss of Money.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MULTNOMAH

THE WESTERN AMERICAN PUBLISHING COMPANY, a corporation,

Plaintiff,

K. 2810 FINAL DECREE.

THE NORTHMAN PUBLISHING COMPANY, a corporation, H. J. LANGOE and B. G. B. G. SKULASON,

Defendants.

The above entitled matter having come on for trial on the 29th day of June, 1923, the plaintiff and defendants appearing by their respective attorneys and the Court having taken the matter under advisement and now on this 27th day of August, 1923, having made and entered its Findings of Fact and Conclusions of Law,

IT IS NOW, THEREFORE, ORDERED, ADJUDGED AND DECREED, that the defendants and each of them be and they are hereby perpetually enjoined and restrained from publishing in the City of Portland, Multnomah County, Oregon, or elsewhere in the State of Oregon, any publication under the name of "The Western American," and from accepting any subscriptions or advertisements given to or intended for "The Western American," and from receiving through the United States Post Office, or otherwise, or opening any mail addressed to "The Western American."

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff have and recover from the defendants, and each of them, its costs and disbursements herein.

ROBERT TUCKER, Judge.

Dated Aug. 27, 1923.

WHEN it became known last fall that THE WESTERN AMERICAN was preparing to move its main office and place of publication to Portland, because facilities for large editions were lacking in Astoria, where it was founded, a conspiracy was formed by and between the enemies of the Ku Klux Klan, for which The Western American is spokesman, resulting in varied efforts of the cowardly and underhanded kind to destroy the reputation and credit of the promoters of the paper and to confuse and disorganize their business affairs in such a way as to cause suspension and failure.

The capshaft of outrage was perpetrated by one H. J. Hanson, alias H. J. Langoe, known locally as editor of a lame-duck publication entitled "The Northman," published intermittently by The Northman Publishing Company. He boldly stole the title of the Klan official paper, THE WESTERN AMERICAN, thus changing the name of his monthly publication, which has a very small circulation. Langoe, or Hanson, is associated in

this business with B. G. Skulason, a Portland lawyer, and his sworn statement of ownership declares that Mr. Peterson is also one of his owners. Mr. Peterson is reputed to be the owner of another monthly publication entitled THE OREGON PATRIOT, which has had and still enjoys an extensive Klan patronage.

No Help From Postmasters At Portland and Astoria

On learning of the theft of the paper's title, the editor of THE WESTERN AMERICAN protested formally to Postmaster Jones of Portland, warning him that Langoe's application for a permit to change the name of his paper to THE WESTERN AMERICAN was illegal and outrageous; that THE WESTERN AMERICAN already was circulating largely in Portland and elsewhere throughout the State and section; that we were soliciting business in Portland and had an extensive patronage; and that the second-class mailing privilege already was held by the real WESTERN AMERICAN and legally could not be taken by any other publication through the Portland postoffice; that permission for Langoe to commit this act would cause confusion in the mails and con-

tinual loss to THE WESTERN AMERICAN.

Postmaster Jones gave us no help, however, and the permit to take our title was duly obtained through the usual official channels with the help of Postmaster Jones.

A similar protest was lodged with Postmaster Halderman of Astoria, but we were opposing him, politically, and evidently for that reason he took the side of Langoe and thus we were caught coming and going.

Langoe Uses Opportunity To Obtain Our Mail

For months past, the mails of THE WESTERN AMERICAN have been delivered in part to H. J. Langoe, who has his office in a rooming at Second and Washington streets, Portland, and we have every reason to believe, and considerable evidence to prove, that THE WESTERN AMERICAN suffered a large financial loss. Langoe would get our first-class mail, open it up when the envelopes bore every evidence that it did not belong to him, and take therefrom what it contained. He was taken by surprise one day by a caller, who found several important first-class letters addressed to THE WESTERN AMERICAN in his possession and was made to give them up. He had received these letters about a month previously and had not returned them to the postoffice, though he knew they were not his property. Hundreds of letters have been "lost" in this manner, and many of them doubtless contained money for subscriptions and advertising, as well as confidential communications.

Postmaster Co-operates With the Langoe Gang

The postmaster, co-operating with the Langoe-Skulason gang, delivered all mail to them which was not plainly and imperatively addressed to THE WESTERN AMERICAN'S offices in the Pittcock Block, by name and number, and this despite our oft-repeated protests and pleadings for protection.

HEADACHE

If you suffer with headaches, I can help you. Chiropractic locates the CAUSE and adjusts it. When this is done the headache disappears.

Dr. Forest L. Howard CHIROPRACTIC SPECIALIST Suite 439, Morgan Building Main 3837

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May Motor Company

Authorized Ford and Fordson Dealer

Expert Ford Repairing

Where Alberta Crosses Union

Portland, Ore.

ISIS

The Home Theatre of Sellwood

First Class Entertainment All the Time

C. E. NICHOLSON, Mgr. 1613 East Thirteenth St.



A. L. CAMPBELL AUTO TOWING

Efficient Oiling and Greasing While You Wait. Crankcases Drained Free. All Kinds of Good Oils and Gasoline. Sixteenth and Alder Streets

READ

Western American

ON SALE AT

Portland-Vancouver Waiting Room

N. W. Cor. Third and Main Sts. Vancouver, Wash.

N. W. Welding and Supply Co.

WELDING and BRAZING Machine Work

Cylinders Bored Seasoned Over-Size Pistons Furnished and Ground to Green Sizes Welding Equipment Repaired

Broadway 7209

88 First St., Portland, Ore.

No protection was granted or given, and our mails through all these months have been received, to a greater or lesser extent, by the said Langoe.

Finally, seeking justice in the District Court, The WESTERN AMERICAN sued for an injunction. The simple facts were adduced in court. The result is shown in detail on this page.

Wheeler is In It; Suspicion Is Confirmed

Testifying for himself upon the witness-stand, and with his partner, B. G. Skulason, as his lawyer, Langoe declared upon oath that L. R. WHEELER, the publisher of the Romanist Portland Telegram, had advised him to take the name THE WESTERN AMERICAN. This confirmed as a fact what until then had been only suspected.

L. R. Wheeler, who thus advised the Langoe gang to take the name THE WESTERN AMERICAN, is the head of what he calls the "Portland Americanization Council," with H. J. Langoe as TREASURER.

You begin now to see the connection!

This "Portland Americanization Council," headed by Wheeler of the Romanist Telegram and by Langoe the grafter as treasurer, advertises the names of many good citizens of Portland as its backers and sponsors, some of them highly placed officials.

It is reported that the "Portland Americanization Council" obtains substantial funds for its support from the Community Chest, but Langoe swore this was not true. He publishes in his monthly periodical THE NORTHMAN, alias "The Western American," a full-page roster of the "Portland Americanization Council," showing his association with Wheeler and others.

All Kinds of Handicaps But the Fight Goes On

From the day of its start in Portland, therefore, THE WESTERN AMERICAN was compelled to sustain the enormous loss of money through having its second-class mailing privileges illegally suspended, and a heavy loss of money through theft, and all kinds of confusion and harassing handicaps through the continual loss of mail and the opening and delay of mail by reason of Langoe's theft of our title.

Having accomplished the bold theft on the advice of L. R. WHEELER, so he swears—Langoe placed a large sign on the door of his den in the Second street rooming, "THE WESTERN AMERICAN," etc.

Injuries by Telephone Continually Inflicted

Countless telephone calls intended for the real WESTERN AMERICAN—pertaining to matters strictly private and sometimes very important—were intercepted by Langoe or some one of his gang, and impudent and insulting replies were given, in pretense that it was the real WESTERN AMERICAN, to the inquirers and patrons.

They have reported these instances continually through months. Langoe also has his TELEPHONE under the name THE WESTERN AMERICAN. Just before filing the suit in the District Court, the editor of THE WESTERN AMERICAN notified Lawyer B. G. Skulason of his intention and read to him a statement of the essential facts, telling him he was being given the benefit of a doubt—that he was associated with A. E. Clark in the law business, and the editor supposed Mr. Clark was square and surely would not be associated with a man who was not right in his business dealings.

Skulason listened to the end and then delisted the editor to go ahead with the suit. This was the kind of response we obtained for an effort to placate and square the Langoe gang without litigation. They were determined to go through with it.

Justice Triumphs After Full Hearing of the Facts

JUSTICE TRIUMPHS, for the suit was tried before a Judge who holds the balances with an absolutely even hand—Judge Robert Tucker.

Even after Judge Tucker had rendered his opinion, some time ago, Langoe continued receiving our mails, and his lawyer and partner, Skulason, let it be known that an effort would be made to head off the decree, or reopen the case, by claiming the receipt of a patent or copyright on the title THE WESTERN AMERICAN. In order to obtain such a patent or copyright, one must take oath that no one else is using or entitled to use the said name or title, or whatever it is, and if such an oath has been taken by Langoe, or any of his gang, we are ready to prosecute on criminal charges to the extreme limit of the law.

Loss Was Large But We Win the Battle

Think of having to fight this dastardly gang in such a manner, losing hundreds of dollars a month in mailing bills at the full rate of postage, and hundreds of dollars monthly in addition through theft and loss, and at the same time carry on, single-handed, the complex promotion work of the Klan, including the publication

of an original and far-reaching weekly journal!

Until lately this battle has been fought, and won at every step, single-handed, by the editor of THE WESTERN AMERICAN, asking no quarter, giving odds, scorning continual threats and disregarding worries and dangers. We now have a Manager—a REAL ONE—who is capable of editing and managing the enterprise alone and who is sharing the burden.

The WESTERN AMERICAN shall not die. It is going to live and grow more and more powerful with the development of the Klan. It stands for everything that is good and desirable in American life, and is opposed only to the things which are manifestly bad. Court is the Place for Determining Legal Rights

This litigation was not of our seeking. We would much prefer to fight it out some other way; but the court of justice was the only hope of obtaining redress for wrongs and the establishment of our rights.

Don't forget Langoe's sworn statement that L. R. WHEELER, publisher of the Romanist Telegram of Portland, was the one who advised him to take the name THE WESTERN AMERICAN. He swore to this in court in the trial of this case. We have, of course, a perfect ground for a damage suit against Wheeler.

Langoe is a Norwegian and speaks imperfect English. Worthy Americans who were born in Norway and who have known Langoe very well through many years, have informed THE WESTERN AMERICAN of his record, and it is not favorable to him, to say the least.

Please read, if you are interested, the opinion of the Court and the Final Decree of Judge Robert Tucker.

Any Further Meddling Will Bring Prosecution

THE WESTERN AMERICAN now serves notice upon Langoe and all concerned that any further meddling with our mails or our business, or any further use of our title, will result in arrests upon criminal charges and prosecution to the extreme limit of the law.

To all of our friends who have been patient and kind during our fight with this undermining gang, we extend grateful thanks, together with the assurance that WE HAVE ONLY BEGUN TO FIGHT and the best is yet to come.

In the trial of this case before Judge Robert Tucker THE WESTERN AMERICAN was represented by the Hon. John K. Kollock, who never loses when he has justice on his side; and the Langoe gang was client to itself in having B. G. Skulason, one of the defendants, as its lawyer.

Mr. Kollock's presentation of the facts, through the examination of witnesses, and of the law and authoritative precedents, was of his usual crystal clearness, and, with the usual decisive result. There were two sides to it—Right and Wrong. We were eminently right. "Three armed is he who hath his quarrel just."

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF MULTNOMAH.

Western American Publishing Company, a corporation

vs.

The Northman Publishing Company, a corporation, et al

OPINION

The plaintiff seeks in this suit to restrain the defendant from publishing in the State of Oregon its publication under the name "Western American," and accepting business given to or intended for the Western American Publishing Company and from in any way interfering with the plaintiff's mail.

Plaintiff contends it is an Oregon corporation duly incorporated December 6, 1922, and that the defendant is likewise a corporation; that defendant's publication prior to October, 1922, was entitled "The Northman." Plaintiff claims from and after July 26, 1922, plaintiff's predecessor in interest, a co-partnership, published a weekly paper of general circulation under the title and trade name of "The Western American," and has at all times had a general circulation throughout the State of Oregon; that it has enjoyed the privileges of the postal department in entering the publication at Astoria as provided by law.

It is alleged that on or about the 1st of October, 1922, the defendant for a fraudulent purpose of imposing upon the plaintiff and supplanting the goodwill of their newspaper by assuming the name theretofore assumed and adopted by its newspaper and for other reasons changed the name of its monthly magazine from the name of "The Northman" to "The Western American," and is continuing to publish its magazine under said last name; that the plaintiff upon its incorporation acquired all the right, title and interest of the publication theretofore owned by its predecessors in interest and changed the place of publication from Astoria to the city of Portland and by reason of the fact

(Continued on Page 8.)

CLASSIFIED KOLUMNS

Arranged for quick reference and effective service. The Western American Classified Ads reach about 70,000 Readers who carefully peruse the columns.

Rates for Classified Advertising

Ten cents per line for each insertion, counting six ordinary words to the line. Ads running by the month will be charged at the rate of 30 cents per line per month. Minimum charge 20c. two lines.

NEW TODAY

HOTEL MEN ATTENTION—Two-story brick corner hotel, 42 well-furnished rooms, filled to its capacity all time, best location in town, reliable, old established, best of reputation, big dining room. This hotel pays 35 per cent on the purchase price; takes half cash to handle it. Priced at half its real value. Address A. T. Lawrence, 125 Cass street, Roseburg, Oregon.

GROCERY, CONFECTIONERY, VARIETY—Profits \$30 daily above expenses, all retail trade, no competition, best part of town, storeroom, five living rooms and all fixtures \$2700, stock invoice \$2000. Possession at once. Everything complete \$4700. Address A. T. Lawrence, 125 Cass street, Roseburg, Oregon.

FOR SALE—Well established, paying key, locksmith and repairing business at sacrifice account of sickness. Inquire H. W. Fawkes, Western American.

WANTED—Position by an ex-school teacher, inside work for winter. State position, salary paid. Can give references. Address G. L. care Western American.

FOR GOOD SHOE REPAIRING try W. Holding, 352 Third St., south of Auditorium. Shoes can be left with Mr. Myers, 247 Yamhill and Cozy Home Restaurant, 204* Third. Mail orders promptly attended to.

RESTAURANT—For sale or may consider exchange. By Owner, 103 North Third St.

FOR SALE.

FOR SALE for \$10000, my equity in a rented ranch, all stock, crops and machinery which is as follows: Five milch cows, one yearling heifer, one three-month's aged heifer calf, one pig, one horse and harness, two sleds, one moving machine, one cream separator, dairy supplies and few small tools. Crops included: Hay, potatoes and fruit. Small cabin. Arrangements can be made with owner to rent place. Will sell for \$1000 cash or take half cash and balance in good trade in city or country property. Address O. Cox, Hamlet, Ore.

FOR SALE—Two beds and mattresses, two rocking chairs, four chairs, one heater, one table, one dresser and miscellaneous articles. 1022 Rocky avenue, Park Rose, one-half block south carline.

ATTENTION SPORTSMEN! For an experienced guide for that hunting trip that you have planned for this season get a real 100% American. For information, etc., write J. H. Radford, Tiller, Ore.

FOR SALE—4-room new house, bathroom, 2 lots on Haven St., \$2600. Terms to suit. Inquire 1798 Haven St. Emp. 1587.

FOR SALE—Furnes for sale at market price. Ready next week. Address 4 E. 57th St. N.

FOR RENT.

FOR RENT—Furnished housekeeping rooms; private family; close to Couch School, 706 Gilliam St. ATwater 3935.

FOR RENT—Kozy Klean apartment and sleeping room. Brooks Apt., 914 Grand Ave., East 5364.

SITUATIONS WANTED/

WANTED—Job by first-class watchman. Has first class reference; also bond and police experience. Address R. B. W., Western American.

MATERNITY NURSE, open for engagements, city or country. Terms reasonable. East 5364.

FOR RENT—3-room apartment, neatly and newly furnished Also two one-room; gas lights and phone furnished. Call at 12 E. 11th St. E.

NOTICE—Smith the Jeweler has moved to 429 Pittcock Block from 193 Broadway. Same reasonable prices maintained.

When going to and from the beach, remember

H. E. HADLEY

Burlington, Oregon

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