

THE STAYTON MAIL

Has the Largest Circulation of Any Paper in the Santiam Valley

24th. Year, No. 14.

STAYTON, MARION COUNTY, OREGON, THURSDAY, APRIL 4, 1918.

Serial No. 1155

SPECIAL ELECTION SOON, BOUNDARY QUESTION TO BE SETTLED

Special Election of 1906 Taking in Additional Territory Declared to be Unconstitutional

There seems to have always been a question as to the legality of the special election of 1906 for the purpose of taking in additional territory within the corporate limits of the town of Stayton at which election there was an attempt to annex considerable additional territory to the town.

City Attorney Heltzel has submitted to the Council quite conclusive proof that the election of 1906 was unconstitutional and void and that the correct boundaries of the town are as they were before that election.

The laws of 1893 L. O. L. Section 3209 prescribe the correct and only way in which additional territory can be annexed to a municipality within the State of Oregon.

The question must be submitted separately to the legal voters within the municipality and to those within the territory proposed to be annexed. If a majority in each are in favor of annexation, the proposed territory becomes a part of the municipality. The exact procedure is prescribed in the statute and the Supreme Court of the state has held upon numerous occasions that this procedure must be followed.

The election of 1906 was not held in accordance with the statutory provisions in that the voters inside the municipality and those in the territory proposed to be annexed were permitted to vote promiscuously at the same polling place and their ballots were put in the same ballot box and counted together. This being the case it was impossible to ascertain whether or not a majority of the voters within or without the proposed territory were in favor of annexation.

Many questions are involved locally. The most important of which is the matter of taxation. Many citizens have been paying a municipal tax unlawfully levied. However, the Supreme Court of this state has decided that taxes voluntarily paid can not be recovered although the levy was void. This rule is even carried further, to the extent that the payment of an unlawful tax cannot be recovered unless paid under actual coercion, ordinary protest not being sufficient.

The residents living in the outside territory have had the benefit of fire protection, city water, electric lights, police protection and such other benefits as the rest of the municipality have enjoyed. On the other hand if at the coming election it was decided not to annex the territory in question, the residents in a large portion of the town could no longer receive the use of city water, nor the benefit of fire protection, lights, etc., as they are now enjoying.

There seems to be no question but what the proposed territory annexation will carry when submitted, which is understood will be in the near future.

It has been suggested as a possibility that when the question is again submitted to the voters the boundaries may vary from the old one, to the extent of leaving out the county road on the north, which is over one mile in length. Under the present arrangement

one-half of this road is subject to being improved and paid for by the tax payers of the municipality. It is also quite probable that the west boundary line will run directly south to the river instead of leaving out the Spaniol Flouring Mill as proposed in the election of 1906.

The Mail will endeavor to keep the people of the town posted upon all proposed legislation in connection with the above.

It is also intimated that there will be another special election at some later date for the purpose of voting upon certain charter amendments for the purpose of harmonizing our city charter with the changes made in the state constitution at the last general election. Owing to the fact that under the present conditions only a small portion of the voters would be entitled to vote upon charter amendments it has been deemed best to hold the elections separately in order to give the voters in the outside territory an opportunity to vote upon the charter amendments.

Subscribe for the Mail.

Mrs. Peters Dies

Mrs. Doris Peters passed away at the home of her son Charles Peters east of Sublimity, Friday March 29th, aged 86 years, 9 months and 5 days.

Doris Schultz was born in Hannover Mackelburg Germany June 24, 1831 and came to this country in girlhood. She was married to Wm. Peters at Dubuque Iowa in 1855, to this union was born 4 children who survive her. They are Rudolph Peters of Minnesota Mrs. Emma Schultz of Peterson Iowa, Henry Peters of Portland and Charles of Sublimity. She is also survived by 20 grand children and several great grand children. She has made her home for a number of years with her son Charles.

Funeral services were held last Saturday afternoon from the home, conducted by C. E. Daugherty. Interment was in Union Hill cemetery.

CARD OF THANKS

We wish to extend our thanks to our friends and neighbors for their aid and sympathy in the loss of our mother and grandmother; also for the floral offerings.

Chas. Peters and family
Henry Peters and family

Prof. B. F. Ford is confined to his bed by an attack of pleurisy. Anyone having hogs call L. A. Thomas at once. Will receive the coming week.

War Savings Society Organized in Stayton

The Stayton Catholic Order of Foresters met last Sunday and organized a War Savings society to be known as "St Mary's War Saving Society." The officers are W. F. Klecker, president; Charles Gehlen, Secretary and Dan Doll Treasurer. Rev. Fr. Lainck deserves much credit for this organization as he has seen the need of it and urged it on his parishioners.

It is the desire of the committee to see every man, woman and child in the parish affiliated with the society. The object of the organization is to stimulate the sale of Liberty Bonds and War Savings Stamps. Over \$200 worth of bonds and stamps was bought at their meeting Sunday.

A Basket Supper

A basket supper will be given in the high school auditorium Friday April 12. A good program will be furnished by the school preceding the sale of baskets. The proceeds of the sale will be used in buying baseball supplies and part of it will go to the gym fund. Everybody is heartily invited to attend. "Be sure to bring Baskets."

Mrs. J. M. Ringo, accompanied by Mrs. J. W. Mayo, Mrs. W. C. Parry and Miss Marian Alexander, motored to Salem yesterday.

"THE LIBERTY BOND IS VICTORY'S WAND"

—By H. E. Allen, Hillsboro



Cartoon by Fletcher
Plan by W. S. Kirkpatrick

SUBSCRIBING for Liberty Bonds does not mean giving anything. It does not mean even sacrificing—unless you call it that to spend more needfully here and use more heedfully there. It means safe, sane, sensible, substantial INVESTMENT, backed by the best security in the world—our whole United States, and from which you will receive reasonable income in INTEREST. Compare this degree of patriotism with the kind that is taking our sons, brothers, husbands and father across the seas to probable hardship and possible death. The balance is in their favor if you were to mortgage your entire financial future in order that they may be backed up with those supplies which represent the means for both PREPAREDNESS and PROTECTION. The third Liberty Loan is at hand. Don't wait to be personally solicited for your subscriptions. Go to your bank and VOLUNTEER YOUR DOLLARS.

LIBERTY LOAN COMMITTEE.

It isn't always the Price received
For your EGGS that counts
But the amount of merchandise you
Take home in exchange for them

MARKETERIA GROCERY COMPANY
THE STORE THAT UNDERSOLLS BECAUSE IT SELLS FOR CASH
General Merchandise

WOOL—MOHAIR

Highest Market Prices paid for your
Wool and Mohair in any quantity

Good Second Hand Sacks

And Twine for either for sale.

Custom carding done.

WILBUR WOOLEN MILLS CO.

STAYTON - OREGON

COMING !!

A Comedy Drama Presenting

MR. BOB

April 5th, 8:30 p. m.

AT THE

Jordan Catholic Hall

By The

STAYTON HIGH SCHOOL

Come and see a rousing comedy
full of side splitting scenes, one
and forty minutes of laughter
ADMISSION 25 cents

LIBERTY BOND MEETING FRIDAY EVENING
H. S. AUDITORIUM, ADDRESSED BY EX-
MAYOR LACHMUND OF SALEM

Corn Meal Cheaper

We have lots of Corn meal ask us for price and then
compare with others

Something New

Crescent Mapleline Syrup in half and full gallons.
Just what you have been wanting for years try some.
PRICE RIGHT

We are Selling Our Wool Dress Goods

At the same price and the amount we sold the last 10
days shows that the public knows and appreciates genu-
ine bargains. One line of plain blue overalls about 1
dozen left odd sizes while they last

\$1.00 Per Pair

NOBODY UNDERSOLLS US

W. F. KLECKER.

ESTABLISHED 14 YEARS