

# OREGON CITY COURIER

25th YEAR.

OREGON CITY, OREGON, FRIDAY, AUGUST 23, 1907

No 15

## TOWN SPLITS OVER BRIDGE

Estacada People Said to Be Hopelessly Divided.

## COUNTY COURT MUST ACT

Opponents of Re-location Say Cost Would Be Increased By Moving High Structure.

ESTACADA, Or., Aug 22.—(Special Correspondence)—The bridge situation at Estacada is a peculiar one. It is said that there is a farmer living on either side of the Clackamas river who favors the removal of the bridge from its present position, unless it be two or three who live within easy reach of the new site on the south side of the river. The farmers are understood to be practically unanimous in opposition to the new site. All those parties who reside on what is known as Main street in Estacada—the street on the east side of the Hotel Estacada—are bitterly opposed to the removal of the bridge. Those favoring the change are the Power and Railway Co. and the people living on the chief business street of Estacada—the street west of the Hotel Estacada. The motives of these parties are very selfish, and they are the only parties behind the movement to relocate the bridge. The Oregon Water Power and Townsite Co. made them the promise that the bridge would be relocated, but this, of course, that corporation had no right to promise, because it had no way of fulfilling its promise. It is said that the railroad corporation wishes the site of the present bridge for its own, to either build a bridge or to locate another power dam at this point. But these are flying rumors. The parties desiring the bridge relocated are claiming that a bridge can be constructed at the new location as cheaply as at the old location. But measurement of the proposed location does not bear out the statement. The span of the old bridge across the river is 105 feet, with an apron on the north side of about the same length. The span of the new bridge as proposed to be located would not be less than 200 feet and the constructing of the bridge at this point would entail about \$4,000 to \$5,000 additional expense. The old bridge has

## AUTHORITIES CAUSE ARREST

S. S. Mohler Charged With Cruelty to Horses.

## ON TRIP OF THE MAZAMAS

Humane Officers Take Prompt Action—Mohler Says Mountain Climbers Are to Blame.

Sidney S. Mohler was arrested on Tuesday upon complaint of Mayor E. G. Canfield, president of the Clackamas County Humane Society, charged with cruelty to animals, and was allowed to go on his own recognizance by County Judge G. B. Dimick, pending later developments. The information was filed by Humane Officer Bradley. Mohler is accused of packing eight horses in such a manner as to cause running sores on the animals. He was the Mazama guide on the recent trip of that organization to Mount Jefferson and it is stated that with one exception, the nine horses that were taken on the trip show unmistakable signs of ill treatment, the packs having been placed on their backs in so careless a manner that holes were rubbed in the hides of the animals. Mr. Mohler does not deny that the horses have been illused, but places the blame on the shoulders of the men in charge of the jaunt to Mount Jefferson. Messrs. Hicks and Gleason are two of these men. Mr. Mohler insists that these men compelled him to pack heavy loads on the backs of the animals on the trip up the mountain. One of the horses carried a cook stove, weighing about 160 pounds. It is not believed that the loads were too heavy for the horses to bear, had they been packed in a skillful manner, but it is a fact that the condition of eight of the animals is such as to excite pity and indignation of humane people. If the directors of the Mazamas are to blame, as Mr. Mohler alleges, their part in the matter will be investigated by the humane authorities and further action taken. This is the second complaint that has been made against Mohler in less than two months. He purchased a bunch of wild horses and one of the animals became injured in some manner, so that he could not recover. The matter was looked into by the authorities, but no action was taken, Mr. Mohler agreeing to shoot the animal.

## PROSPECT GOOD FOR NEW ROAD

Work to Commence on Molalla Route This Year.

## PUBLIC HELP SOLICITED

Oregon City to Be Connected By Rail With Beaver Creek Before the Summer.

Work will be commenced on the Oregon City, Beaver Creek & Molalla Railroad within a very short time, for it is the intention of the promoters to build the first mile of the road this year, and more if possible. The temporary terminus will be at the head of Seventh street, and the start will be made at Division street, running up the Fifth street canyon out to Holmes place. The company expects to get to Beaver Creek by April, but this depends largely upon the liberality of the people as to rights of way. The people who are pushing the project, such well known men as County Judge Grant B. Dimick, Judge Thomas F. Ryan, Mayor E. G. Canfield, John Adams and J. W. Sherwood, are emphatic in stating that the rights of way will not be used for speculative purposes, and in order to give this statement a guarantee, they are seeking only for a contract for a deed to the route. These contracts will be placed in escrow in a bank, and if the road is not built to Beaver Creek within a year the deeds will be returned to the owners of the land. The agreements will not be recorded until actual work has been commenced. The promoters realize that success will be impossible without the co-operation of everybody, as so far there is no outside capital interested in the road. It is proposed to open stock books and give every one an opportunity to subscribe, so that the entire price may be developed for the benefit of Oregon City. The road, after leaving Beaver Creek, will strike timber all the way down Buckner Creek and the volume of this timber is so immense that years will be required to get all of it out. It has not yet been determined just what route will be taken into the city but it may be down the Division street canyon into the Newell Creek canyon, and then into the Abernethy canyon. The grade from Division street to Newell Creek is only 2.87 per cent.

## ARE INVESTORS BEING BILKED?

People Cannot Claim Title to Railroad Lands.

## BUNCO GAME IS PLAYED

Pristol Says Lawyers and Timber Locators Obtain Money and Value Is Not Received.

Clackamas County people who are expecting to obtain possession of railroad lands are given a tip by United States District Attorney Bristol who says that lawyers and timber locators are misleading hundreds of people out of their money, with no prospect of ever giving them value received in procuring them to make application for lands covered by the Southern Pacific land grant. Money paid to these lawyers and locators for locations upon and application for title to the lands under the idea that it gives the applicant a preferential right is nothing less than money thrown away, says Mr. Bristol in the Telegram, for the reason that no right to the land can be initiated before the possessory right of the railroad company is terminated. "The public is entitled to know the truth in regard to this matter," said Mr. Bristol. "These people who are paying lawyers and locators all the way from \$40 to \$100 to locate them upon railroad land and then make application to purchase the land, are doing nothing less than giving their money away. "Under the law the railroad company is the present owner of this land. Whether rightly so, is not the question. They are now the legal owners. They have the title that goes with possession of the land, and can hold it against all the world, until its right of ownership and possession is terminated. "It is idle, then, to suppose that while it is the owner of the land any one can go upon it and initiate a right. The man who goes upon it is a trespasser and the man who procures him to do it under a pretext of helping him to initiate a right procures him to commit a trespass, and nothing more. "Nothing is plainer than that no man can take another upon the land of another and give him a right to that land, before the right of the other has been ended. Two rights to the same property in this sense cannot be enjoyed at the same time. One must begin when the other ends, and cannot begin before. "As long as the railroad company is in possession of this grant, no man can gain color of title to it, by merely going upon it, claiming it and then offering to purchase it. Filing a notice of offer to purchase with the County Clerk after the offer has been refused by the railroad company gains nothing for the applicant. "Should the Government by suit terminate the grant and come into possession of the land, it would then be open to settlement, and not before. Then one man would have as much right to it as another. Any qualified person could then legally and regularly file upon the land, but the mere fact that he had gone upon it and claimed it before the Government regained title to it would not give him a preferential right, as no right could be initiated while the railroad company was in adverse possession of the land. "It also appears that many of those who have offered to buy the land and in pursuance of that purpose have been located upon it are residents of other places, and have no intention of becoming bona fide settlers. Many of these applications are those merely of speculators, who want to get hold of a piece of this land. It is folly to suppose as a matter of public policy that the Government would recognize the genuineness of the purpose of such people and give them a right of preference over bona fide applicants who might file on the land as soon as it is thrown open to settlement."

## SPECIAL STUDY IN AGRICULTURE

Summer School at Corvallis Begins Next Monday.

## LASTS FOR WHOLE WEEK

Teachers Will Be Assisted to Instruct Pupils in Methods of Dairy Farm Work.

A Summer School in Agriculture will be held at the Oregon Agricultural College beginning on August 26 and continuing for six days. Specialists in different branches of agriculture will give a course of lectures of special interest to public school teachers. These lectures will be supplemented by demonstrations and exercises in the fields, orchards and laboratories to illustrate the principles taught. Those attending the School will have the opportunity of attending the sessions of the Boston County Teachers' Institute, which will be held August 29, 30 and 31, arrangements having been made to hold the institute in the College buildings during the hours the School is not in session. The public school teachers of the State, as well as others interested in the work are invited to attend. The purpose of the Summer School primarily to assist the public school teachers of the State in preparing themselves for teaching agriculture in the public schools. The State Text Book Commission has adopted an agricultural text book for use in the seventh and eighth grades of the schools, and as few of the teachers have had any special training in scientific agriculture, and some of them probably without experience on the farm, it is important that they make some preparation for using the text book intelligently. It is believed that this summer school will be of material assistance to the teachers in preparing themselves for giving agricultural instruction. The services of specialists in different subjects of agriculture and the college equipment for agricultural work will be utilized as far as possible in the summer school work. The text book which has been adopted for use in Oregon school was prepared for general use throughout the country, and as agricultural practices vary greatly in different sections it cannot be expected that the book will fully meet the requirements of all states. The instructors will therefore indicate where modifications may advantageously be made in the text having in view the needs of the teachers and pupils of the public schools of the State. The following is a list of subjects to be treated by the agricultural faculty of the College: Animal Husbandry and Forage Crops.....Dr. James Withycombe Insect Pests and Plant Diseases.....Prof. A. B. Cordley The Plant and School Gardens.....Prof. E. R. Lake Soils and Plant Food.....Prof. A. L. Kinsley Flowers.....Prof. George Coote Horticulture.....Prof. C. I. Lewis Farm Dairying.....Prof. F. L. Kent Bacteriology.....Prof. E. F. Pernot Poultry.....Prof. James Dryden In addition to the above there will be special lectures as follows: Domestic Science in the Public Schools.....Mrs. Clara H. Waldo The Outlook for Industrial Work in the Public Schools.....Supt. J. H. Ackerman The Place of Agriculture in the Common School.....Pres. W. J. Kerr

## MADDOX KILLED IN A RUNAWAY

Fatal Accident Wednesday on Seventh Street Hill.

## DAUGHTER ALSO INJURED

Little Girl Probably Hurt Internally and Chances For Her Recovery Are Small.

H. B. Maddox is dead and his 12-year-old daughter probably fatally injured as a result of a runaway accident late Wednesday afternoon. The unfortunate man's back was torn and crushed and the loss of blood was frightful. He lapsed into an unconscious state late Wednesday night, and finally the end came. While his condition did not permit of a close examination, it is thought that he was severely injured internally. The little girl is also believed to have sustained internal injuries. Her thigh and elbow are fractured and her knee is cut to the bone, and her physicians entertain little hope for her recovery. The fatal accident occurred at 5 o'clock Wednesday afternoon on the well known Seventh street hill, where the steep grade has been the cause of hundreds of runaways, and while comparatively few have had fatal results there has been dozens that have ended with serious consequences. From the top of the Seventh street hill to the Singer Hill and Tenth street crossing of the Southern Pacific Company there are several grades and experienced drivers always take extra precautions. Maddox was employed in hauling lumber from Everhart's mill at Ely to the Oregon City Mill & Lumber Company and he has always been regarded as a careful man. Several times his little girl asked to be allowed to accompany her father, and yesterday for the first time, the parent consented, never thinking that the ride would be their last. They drove the three young, lively horses down the hill, and when they reached the first bench below the Eastham school building Maddox stopped the animals and placed the reins and brake rope in his daughter's hands, dismounted to make an examination of the brake, to be assured of its absolute security. Hardly had he left the wagon, when the horses started and the girl could not manage them. Her father jumped back on the load of lumber, but not before the horses had attained a frightful speed. In vain he tried to check them, but the maddened animals swung into Jackson street towards the north, pulling the front end of the wagon from its connections and racing down Jackson street. With no forward support the heavy load of lumber tumbled to the ground, carrying Maddox and his daughter, who were crushed and mangled. The man tried to protect his little girl, but was struck in the back by the heavy timber and his flesh cruelly lacerated. Mrs. E. P. Ketchum was first to reach the scene and the bruised and bleeding father and daughter were conveyed by tender hands to her home, and were later taken to the Maddox residence in Kansas City Addition. The wife and mother was not far away when the accident occurred, having been calling on friends on Jackson street, and saw the infuriated horses running down the street. She recognized the animals as those driven by her husband, and stricken with horrible anticipation, rushed madly to the scene. Two physicians and nurses afforded every possible relief to the sufferers, but the injuries of Maddox were such that his death was regarded as certain. Going to Couer d'Alenes. H. H. Johnson, John Bradley, F. A. Miles, Alec Brown and J. Rittenhouse left Sunday for the Couer d'Alenes, to complete a surveying contract upon which Mr. Johnson was at work last year. There is only a few days' work remaining. Mr. Bradley "organized" the party, which will go to Spokane, from there to Harrison, and then up Couer d'Alene Lake to its destination. Four packers will accompany the party.

## COUNTY'S FAIR IS UNDER WAY

Committees Will Work Hard For Next Seven Weeks.

## CHILDREN HAVE A DAY

Executive Board Named and Effort Will Be Made to Get Reduced Rates From Railroads.

The administration of the first Clackamas County Fair is at last under way, and with only seven weeks until the opening day the numerous committees that were appointed Monday have their work cut out for them. President Richard Scott, Vice-President George Lazelle, Treasurer Thos. F. Ryan and Directors R. S. Coe, A. J. Lewis and G. B. Dimick were present at the meeting. Dimick, Lazelle and Lewis were named as a committee to obtain a lease on the Chautauque grounds, where the first Fair will be held and to arrange for lighting. The directors voted to invite the Clackamas County Horticultural and Agricultural Societies to co-operate in the promotion of work and through the county superintendent of schools, the children of the county will be invited to send exhibits. Friday, October 11, was set aside as school children's day. Judge Imick, T. E. Gary, A. J. Lewis, Mrs. Maggie Johnson and George Lazelle were appointed a committee to make up the premium list, and Mr. Gary, R. S. Coe and William Griesenthwaite will solicit premiums and advertisement from the business men to ornament the premium pamphlet, and they will also solicit for the sale of stock in the Fair Association to the business men of the county. Mr. Scott and Judge Ryan were named as a committee on speakers and along with Judge Dimick will interview the officials of the Oregon Water Power & Railway Company and the Southern Pacific Company, and endeavor to secure reduced rates for exhibits and passenger business from the various points of the county to the Fair grounds during the progress of the Fair. H. E. Cross, E. P. Carter and E. Harrington were appointed a committee on grounds. The Fair will be under the general direction of an executive committee, composed of George Lazelle, T. J. Gary and Judge Ryan and the following superintendents of the several departments for the exhibits were selected: Agriculture—Oscar E. Freytag. Horticulture—A. J. Lewis. Forestry—Enos Cahill. Dairying—Andrew Gribble. Preserved Fruits, etc.—Mrs. Charles N. Walt. Fancy and Needlework—Mrs. J. L. Waldron. The Fair will be held this year on the Chautauque Grounds at Gladstone on the 10th, 11th and 12th days of October. Judge T. F. Ryan, George Lazelle and T. J. Gary were appointed to receive proposals for sites for permanent location of the meetings of the Association after this year. The committee on premiums were instructed to have incorporated in the list of premiums a first, second and third prize for the best exhibits made by the Granges of the County. All stockholders will be granted the privileges of admission to the Fair free of charge. The officers and directors of the association are to serve without remuneration, for their services as such. Hops Bring Nine Cents. Six thousand pounds of hops have been contracted by Ed. C. Herren, agent for Kenyon & Saxton, from Henry and George Zeigler, of Barlow, for 9 cents per pound. The price for Clackamas County hops is running between nine and ten cents, with very few contracts being made. Mechanic's Lien Filed. J. E. Hargreaves, who worked 45 1/2 days at \$1.50 per day in building a hall for Clackamas Grange, No. 298, Patrons of Husbandry, had not yet received his money, and through his father, George E. Hargreaves, has filed a mechanic's lien on the building and grounds. He claims \$68.25.

### SEND IN YOUR COUPONS FOR ELECTRIC FLATIRONS

Save Your Time  
Save Your Health  
Save Weary Steps  
Save Your Money  
Save Your Clothes  
Save Your Temper  
Save Your Complexion



Fill in coupon and mail to us—The iron will be delivered, with all necessary equipment, absolutely free of charge.

#### CUT OUT COUPON and MAIL TO US TODAY

**PORTLAND RAILWAY, LIGHT & POWER CO.**  
C. G. MILLER, Agent. Oregon City, Oregon

Gentlemen—You may deliver to me one Electric Flatiron, which I agree to try, and if unsatisfactory to me, to return to you within 30 days from date of delivery. If I do not return it at that time you may charge same to my account at \$4.00. It is understood that no charge will be made for the iron if I return it within 30 days.

Name.....  
Address.....  
DEPT. O. C.

THE THIRTY DAYS' TRIAL OFFER APPLIES ONLY TO CONSUMERS OF OUR CURRENT.

### JONSRUD HOLDS THE WOOD.

Filed Bond for Delivery from Attachments by Fuel Company.

Bert Jonsrud, et al., have filed a bond for the redelivery of 150 cords of wood that was attached by the Sunnyside Fuel Company. Jonsrud and others are defendants in a suit that was filed by the Sunnyside Fuel Company last week, the plaintiff alleging that the defendants made upon a right of way owned by the company, breaking down a gate, injuring the road, and carrying off 150 cords of wood, valued at \$500. Suit was first commenced to restrain the defendants from going on the right of way, but upon a hearing Judge G. B. Dimick declined to issue an injunction, but ordered that the defendants and others could use the right of way in dry weather and should be required to use reasonable care and not damage the road. The Sunnyside Fuel Company thereupon filed a second suit for the value of the wood, and sought to replevin the property, and an attachment was issued on the cordwood.

Mrs. Sawtell Left \$7,300.  
The will of the late Mrs. Margaret Sawtell, filed in the probate court, devises \$7,300 worth of property, leaving one-seventh to her grandson, Oscar Kayler. The remainder, after paying small bequests, is to be equally divided, between the deceased's son and daughter, Ralph Sawtell and Mrs. Alice Tubbs. The will was executed March 26, 1906, and Mrs. Sawtell died July 22, 1907. She was a well known pioneer of the Molalla section.

Marriage Postponed.  
Mrs. Mary Kramen and Peter Joseph Irmen appeared at the court-house Monday and sought a marriage license, when it suddenly dawned upon the woman's attorney that her decree of divorce had been granted only last April, and less than six months had elapsed. The marriage was accordingly postponed.

### SENTIMENT IS DIVIDED.

Location of New Bridge at Estacada May Be Determined Today.

It is very apparent that sentiment is divided over the property location of the new bridge across the Clackamas River at Estacada and the matter may be settled Friday when the county court will go to Estacada and make an examination of the situation. The court held a special session Saturday and listened to remarks and suggestions from the people of Estacada and made an examination of the situation. The court held a special session Saturday and listened to remarks and suggestions from the people of Estacada who were there in goodly numbers. The present structure is best known as the "high bridge" and is said to be in a dangerous condition, and it will be necessary to build a new bridge this year. Under ordinary conditions the new bridge would have been placed in the same position as the old, which is situated at the upper end of Estacada, but the people whose interests attract them to the other end of town want the new bridge built down the stream. One member of the county court believes that the cost at the proposed location at the lower end of the town will be at least \$5000 more than a bridge at the upper end. County Judge Dimick, however, says that the distance is the same and therefore the cost should be the same, with the exception of the new road that would be required and it is understood that the friends of the new location offer to defray the expense of making this road.

## Farm For Sale

Our business is to show investors that Clackamas county farms are better investments than U. S. gold bonds.

There are many real estate signs in town but the office over the Bank of Oregon City continues to do the real estate business of the county.

### Get Down to Business

If your farm drags on the market let's talk the matter over. Maybe you need the services of a live agent. The "con" talk of the amateur agent won't sell your land. For results see

## Eastham, Patison & Co.

Over the Bank of Oregon City—Successors to C. N. Plovman & Co.