OREGON CITY ENTERPRISE.

VOL. 37. NO. 43. OREGON CITY, OREGON, FRIDAY, SEPTEMBER 2, 1904. ESTABLISHED 1866.

State University

Nine Splendid Farms

For Gentlemen Farmers of some means. We can recommend every one of them, and the price is right

Eighty-acre fruit and vegetable farm at Canby on line of Southern Pacific railroad, all level, 74 acres in nice cultivation. All fenced, borders on Molalla river, 18 acres prunes in A1 condition, 13 acres peaches, 4 acres apples, 5 acres strawberries, 6-room frame dwelling, large barn, 40x60, prune dryer 24x40, cost $1500, grainery, warehouse, ½ mile to school, ¼ mile to railroad station, one mile to steamboat landing. To go with the place: 1 span horses, 2 cows, chickens, 3 plows, wagon, hack, harrow, mower and all other farming implements and growing crop at time of sale.

Price $8000; $5000 cash, balance in 5 years at 6 per cent interest.

Stock and timber:—252 acres, T. 5 S., R. 3 E., one mile from Molalla river and on line of extension of motor railway, 200 acres level, 50 acres fenced, 30 acres in cultivation, no house, barn 50x75, living water, 200 acres heavy timber, fir and cedar, valuable, would cruise five million or more feet of good, merchantable timber, besides piling. ¼ mile to school, great outrange. 17 miles to Oregon City, perfect title. Price $12.50 per acre; $1000 cash; balance in 3 years at 5 per cent interest.

Two hundred and fifty-acre stock ranch, rolling enough for good drainage, soil good, 80 acres in cultivation, 80 acres more slashed and burned and could be put into cultivation for $10 per acre, balance pasture land, small creek runs through the place, 3 living springs, 3 acres orchard, 8-room box house, covered with rustic, painted, 1½-story, big home made barn 30x60, shedded all round, large outrange, on main road 22 miles from Oregon City, 1½ miles from Wilhoit Springs. $20 per acre; $2000 down, balance on long time at 6 per cent per annum.

Two hundred and twenty-five acres at Logan, 6 miles due east of Oregon City, 16 miles from Portland, 100 acres in cultivation, 50 acres more nearly ready to break, 8 acres prune orchard, whole place fenced, mountain trout stream running through the ranch, several large springs, frame dwelling 6 rooms, cost $500, post barn, 2 miles to cheese factory, same distance to creamery that sells $1000 worth of butter a month, school ¼ mile, splendid neighborhood. $30 per acre; terms to suit.

One hundred and sixty-five acres at Logan, 130 acres in splendid cultivation and in crop, four miles of board and wire fencing, 4 acres orchard, two dwellings worth $2000, two large barns, living water in nearly all the fields, place is in good repair and everything neat and tidy, ½ mile to school, 16 miles to Portland, 9 miles to Oregon City, creamery and cheese factory in the neighborhood. $8500; half down, balance on easy terms at 6 per cent interest.

Stock Farm Investment. 344 acres, two miles from terminus of O. W. P. & Ry. Co. line at Springwater, 160 acres in cultivation, whole place fenced, 60 acres in clover, 14 acres orchard, two million feet good merchantable timber, three fine living springs of pure water, small dwelling, large new barn 60x84, outrange of elk weed and pea vine for a thousand head of stock, about 40 head cattle, span horses, wagon, new binder, and all farming tools with present crop for $30 per acre; very easy terms. Good school and growing neighborhood.

One hundred and sixty acres in Highland, 120 acres level, good soil, all fenced, 40 acres in cultivation, running stream through the place, water in all fields, 1 acre orchard, 4-room box house, barn 44x50, 20 acres in clover, 20 acres in grain and vegetables, great outrange, 7 miles to Cazadero, 16 head stock with increase, all for $2600; half down, balance in 5 years at 5 per cent interest.

A gentleman's suburban home, 38 acres, all fenced and cross-fenced, soil A1, 31 acres in splendid cultivation, 7 acres heavy timber, living spring and cistern, 5 acres orchard, all varieties of fruit, 8-room 1½ story house in good condition, new barn 26x60, dry house with outfit, other outbuildings, 10 head milk cows, 2 horses, cream separator, wagon, buggy, growing crop, farming tools. This fine home is 3½ miles from Oregon City, ½ mile to school. Price $4500; $1500 down, balance in 5 years at 5 per cent interest.

Three hundred and forty-nine acres of level, rich soil, in Marion county, 5 miles from Woodburn, 220 acres in good cultivation, free from stumps and rocks, balance in pasture, whole place fenced and cross-fenced, one fair old dwelling, 8 rooms, two large barns, other outbuildings convenient to place, 6 acres orchard, 7 acres hops, ¼ mile to school, title perfect. Price $35 per acre; terms made to suit the purchaser. This is a rare bargain.

A great many other places, large aand small, for sale at all sorts of prices, and to suit all sorts of people

CROSS and SHAW

Main Street, Oregon City, Or 233 Washington Street, Portland, Or

L. L. PORTER,
ATTORNEY AT LAW
ABSTRACTS OF PROPERTY FURNISHED.
Office next to Oregon City Enterprise.

Acute and chronic diseases, nervous disorders, women's and children's diseases a specialty. Office hours of Dr. Parker 9 to 12 a. m., 1 to 5 p. m.. Consultation free.
OSTEOPATHIC PHYSICIANS
DR. E. T. PARKER
Successor of Dr. Love
DR. GRACE E. HAIN
of Portland
Office hours of Dr. Hain 9:30 a. m. to 5 Monday, Wednesday and Friday.
Oregon City office, rooms 13 and 14 Gardo building.
Portland office 219-220 Mowhawk Bldg.

O. W. EASTHAM
ATTORNEY AT LAW
Land Titles Examined. Abstracts Made.
Deeds, Mortgages Drawn. Money Loaned
OFFICE OVER
Bank of Oregon City. OREGON CITY, OR.

W. S. U'Ren C. Schuebel
U'REN & SCHUEBEL
Attorneys at Law.
Deutscher Advokat.
Will practice in all courts, make collections and settlements of Estates.
Furnish abstracts of title, lend you money and lend your money on first mortgage.
Office in Enterprise Building,
Oregon City, Oregon.

LIVY STIPP
ATTORNEY AT LAW.
Justice of the Peace.
Jagger Bldg., Oregon City

J. U. CAMPBELL,
ATTORNEY AT LAW,
OREGON CITY, - - - - - OREGON.
Will practice in all the courts of the state. Office, in Caufield building.

C. D. & D. C. LATOURETTE
ATTORNEYS AND COUNSELORS AT LAW
MAIN STREET OREGON CITY, OREGON
Furnish Abstracts of Title, Loan Money, Foreclose Mortgages, and transact General Law Business.

JUST RECEIVED A FULL LINE OF

Air Tight STEEL RANGES

If you need anything in the way of Hardware, Crockery, Glass-ware or Granite-ware, I can supply your wants. Call and inspect my stock.

Complete line of new and second-hand **FURNITURE** carried. Let me supply you with a house-keeping outfit

WALL PAPER of the best quality and latest styles at right prices.

Attention, Here's a Bargain

5000 feet, 1½ inch first class Manila rope, in one piece, is offered for sale at a bargain for a few days.

I. TOLPOLAR
Main Street, Oregon City.

Brunswick House & Restaurant

Newly Furnished Rooms.
Meals at All Hours. Prices Reasonable.
Opposite Suspension Bridge.
Only First Class Restaurant In Town
CHARLES CATTA, Proprietor

UNDERTAKING.

We are in a position to save you from 10 to 20 per cent. on undertaker's supplies of which we carry a complete stock.

We are under small expense. Have no middlemen to pay, own our hearse and will treat you fair. ONE PRICE TO ALL

R. L. HOLMAN, Undertaker & Embalmer
Office: One door south of Court House or at Cigar Store opposite Bank of Oregon City.

WILL TEST THE LAW

HENRY WEINHARD QUESTIONS CONSTITUTIONALITY OF MEASURE.

Can Local Option in its Present Form Be Invoked—An Important Matter.

Henry Weinhard, the Portland brewer and a heavy taxpayer in Multnomah county, has brought a suit in the Multnomah county circuit court for the purpose of determining the constitutionality of the local option law as it is framed and the provisions of which it is proposed to apply at the November election in the fight that is being made against the saloon. Mr. Weinhard, who is represented by a number of the leading attorneys of Portland, among them being Hon. Joseph Simon, questions the legality of the act in several respects. The reasons why the law is said to be unconstitutional, illegal and void are recited in the complaint as follows:

"That the local option law was not duly or legally enacted and has no force or validity because the law was not submitted to the Governor for his approval or disapproval, and the law has not been signed by the Governor, nor returned with his objections, nor filed by the Governor in the office of the Secretary of State, and under the Constitution of the state of Oregon no law can become effective or be valid until the Governor has had an opportunity to examine and to approve or disapprove of the same, except such measures as the Legislature may refer to the people under the referendum clause of the initiative and referendum provisions.

"That said proposed local option law was not duly or legally submitted to the electors of the State of Oregon because the initiative petition therefor did not have attached thereto 8 per cent of the legal voters of the state of Oregon, and therefore the pretended submission thereof to the electors of the state by the Secretary of State was without authority of law and was and is a void act, and the vote of the electors was ultra vires and void.

"That the law is invalid, void and of no effect, because the same purports to be a delegation of legislative power to the County Court of each of the counties of the state, which delegation of legislative authority the Legislature has no power to divest itself of or vest in such County Courts.

"That the proposed local option liquor law law is invalid, void and of no effect, because no where in the act does the law prohibit or declare unlawful or invalid the sale of intoxicating liquors.

"That the law is invalid and void, because nowhere in the title of the act is there expressed any intention to prohibit or make unlawful the sale of intoxicating liquors, nor does the title of the law indicate or give notice that the law prohibits or makes unlawful the sale of intoxicating liquors, and such law is therefore, obnoxious to section 20, article 4 of the Constitution of that every act shall embrace but one subject and matters properly connected therewith, which subjects shall be expressed in the title.

"The law is void because the initiative and referendum amendment to section 1 of article 4 of the Constitution of the state, by which it is claimed the local option was enacted, violates the Constitution of the United States, which guarantees to each state a republican form of government, which is a representative form of government, and the said amendment establishes a democratic form of government as opposed to a republican form of government.

"The local option law is void because it prohibits a prescription by a physician following some other calling, and prohibits sale of liquor upon such prescription contrary to the Constitution of the state and of the United States against granting special privileges and limitations.

"The law is void because its taking effect in a particular locality is made to depend upon the vote of the people therein contrary to section 21 of article 1 of the Constitution of Oregon.

"The local option law is void and unconstitutional because it does not create the political subdivisions of the county referred to therein, but leaves them without any means of determination.

"It is also void in this: That it attemps to delegate to precincts the question of prohibition when precincts are not municipal corporations or government agencies, but merely convenient divisions of the county for purposes of county government and of elections.

"The said local option law is void because in its enforcement unconstitutional search warrants are authorized, not to be issued upon a probable cause, but upon suspicion.

"That the law is void because it provides an unconstitutional rule of evidence and throws upon the accused the burden of proving his innocence."

It is expected that the case will be finally passed on by the courts before the November election and the ultimate decision will be awaited with interest.

OREGON CITY TO HAVE A HOSPITAL

Dr. M. C. Strickland Proposes to Establish Such an Institution.

Dr. M. C. Strickland, of this city, proposes to supply another of Oregon City's needs on his return from Europe about six months hence. Dr. Strickland leaves in a few days for New York City where he will take a post graduate course at a leading medical institution. He will then go to London, thence to Paris, Berlin and Vienna, and at the latter place will still further prosecute his medical studies, expecting to return to this city about six months hence, and establish a hospital in this city.

During the absence of Dr. Strickland from this city, his practice will be attended to by Dr. Louis Wolf, at present house physician at St. Vincent's hospital, at Portland. It is the intention of the Oregon City physician to have Dr. Wolf associated with him in the management of the proposed hospital.

A hospital has for years been greatly needed in this city and the people of this community will be glad to learn of the probability of at last securing such an institution. With so many factories and the ever present element of danger connected with their continuous operation, the need for a convenient place of treatment is apparent. The hospital proposed by Dr. Strickland will be of adequate capacity to meet the requirements of the community that will be served.

FOREIGNERS ENLIVEN THINGS.

Wager Over Can of Beer Precipitates Some Trouble.

John Tokay had a lively fight with a Slavonian laborer in a Main street lodging house at a late hour Saturday night.

Reports differ as to the cause of the trouble, which for a time threatened to cause the spilling of some dark colored blood. Tokay was taken into custody by the night police officers and lodged in the city jail. The Slavonian claimed that he was murderously assaulted by Tokay in consequence of a disagreement as to a wager. He asserts that the wager was based on the amount of the fare between Oregon City and Portland, and that he having won, the payment of the bet—a can of beer—was reluctantly made by Tokay, who enlivened matters by assaulting him with a revolver of large dimensions. The Slav managed to disarm his threatening opponent, who immediately produced another gun and made for the surprised Slavonian, who intercepted his assailant a second time and having overpowered him, held him until the officers arrived. Tokay relates an entirely different story. He asserts that the Slavonian deliberately thrust his hands into Tokay's pockets and abstracted threfrom about $5, and that it was for this strange manifestation of friendship that the Slavonian was assaulted. Tokay had the benefit of the doubt in the fracas. He has lived here and worked as a laborer for several months where he has enjoyed the reputation of being a very peaceful fellow and when an intepreter was called from Portland, it was learned that the Cuban was in the right and quite justified in making the assault, although there was no evidence to show that at the time of the alleged assault he was possessed of either a revolver or knife or any weapon. In police court Tokay was fined $50 but the fine was remitted pending good behavior. The Slavonian paid a fine of $5 for disorderly conduct.

WILL NOT MAKE MANY CHANGES.

Board of Equalization Will Not Disturb Property Values.

But one property owner appeared on the appointed day before the County Board of Equalization which convened its annual session Monday. The members of the board are making a thorough revision of the tax roll and expect to make but a very limited number of alterations so that the aggregate of the property values, which exceeds $10,000,000 or about $300,000 more than the roll of 1903 will not be disturbed. There is very general satisfaction with the 1904 roll which has been very carefully prepared by Assessor Nelson, and that the assessing of the property of the county has been equitably and efficiently performed is perhaps best in evidence from the lack of complaint on the part of the taxpayers.

DID NOT SUMMON PHYSICIAN.

One Farmer Attends Another's Injuries in Runaway.

William Dallas and W. M. Gardner, two farmers residing near Damascus, had an experience last Thursday afternoon that they will not forget for some time. While descending a hill on a load of straw near Damascus, the brake parted and the load, running onto the horses, frightened them, causing them to run away. Both men were thrown into the road, Gardner suffering the serious dislocation of the right leg at the ankle, the bone piercing the flesh and lodging in the earth. Dallas, who has had a great deal of experience in treating the wounded in the army, came to the aid of his companion. He thoroughly cleansed the wound, reduced the fracture and having placed the injured limb in splints, accompanied Gardner to his home. This done, the men decided that the services of a physician were not essential to the treatment of the injury. Gardner is recovering.

Diphtheria, sore throat, croup. Instant relief, permanent cure. Dr. Thomas' Electric Oil. At any Drug store.

ONE ARREST IS MADE

FIRE ENDANGERS VALUABLE TIMBER IN RESERVE.

Henry Harmond, Careless Rancher Who Started Fire, Must Answer For Offense.

Jack Caufield, who returned Saturday evening with a company of campers from the Toll Gate on the Mt. Hood road, reported that a serious fire, that threatened much damage to the rich timber in the Forest Reserve, was raging in the vicinity of the Toll Gate on Zig Zag creek. The drenching rain showers of Saturday evening and Sunday morning, however, had a tendency to check the progress of the fire which will not accomplish the serious damage that was at first feared.

Henry Harmand, a German former residing near the Toll Gate, has been arrested for carelessness in starting the fire which he allowed to get beyond his control. The charge against Harmand was preferred by Deputy Forest Ranger Milt Anderson. Last Wednesday Harmand set fire to a slashing on his property, and was warned by the ranger not to allow the fire to get beyond his control. On the following Friday the fire became too much for the men who were watching it, jumped the road and ran East along Zig Zag creek towards the Toll Gate. For a time it was thought that the building at that place were in danger and the large number of campers there was much alarmed.

Another bad feature about Harmand's case is that the fire became unmanageable towards the north and ran up a heavily wooded ravine, thence to a ridge that leads towards Mt. Hood and which is covered with some of the finest timber in the Reserve.

Assistant Chief Forest Ranger Anderson was at the Toll Gate and personally investigated the case before causing a complaint to be made against Harmand.

The fears of the rangers and the woodmen were that the fire would cross the Sandy river and in that event it would have practically uninterrupted progress to the Bull Run country which would place Portland's water supply system in great danger. It was believed by hunters that the fire would cover several thousand acres before it could be extinguished, but Saturday's opportune showers did a great service in clipping the progress of the fire.

STATE FAIR.

The 44th Annual State Fair will be given by the Board of Agriculture at Salem, beginning on Monday, the 12th of September and continue through the week.

Several counties are getting up representative exhibits of their products showing up their resources and it will thus be a splendid opportunity for them to advertise for a large emigration is looked for and the country is already filling up with a desirable class of emigrants, and they are coming west to locate and will make good citizens, and even if only two or three settle in the county because of the showing the county exhibit has made, the county as a whole is far ahead. In cases of this nature it is not the actual cost of the exhibit that must be taken into consideration but the value the exhibit has as a standing advertisement, so to speak, of what that particular county is good for.

The live stock show will be fully up to the standard of excellence that has been given in the past and special inducements have been made by the Southern Pacific Railroad Company in transporting exhibits including live stock free and too much credit cannot be given the company for their liberality in that particular.

Stock breeding is only in its infancy in Oregon and should be encouraged, for it is the coming industry in this state, and it requires no more labor or feed to raise a thoroughbred than a scrub. Don't fail to make arrangements to spend a part of the week at least in Salem, or if you can do so go and camp, they have a fine camping ground full of oak grubs and plenty of good water piped into the grounds.

Working Overtime.

Eight hour laws are ignored by those tireless little workers—Dr. King's New Life Pills. Millions are always at work, night and day, curing indigestion, Biliousness, Constipation, Sick Headache, and all Stomach, Liver and Bowel trouble Easy, pleasant, safe, sure. Only 25 cts at Howell & Jones, Druggists.

ROYAL Baking Powder Saves Health

The use of Royal Baking Powder is essential to the healthfulness of the family food.

Yeast ferments the food.
Alum baking powders are injurious.

Royal Baking Powder saves health.

ROYAL BAKING POWDER CO., NEW YORK.