

MORE MAY BE FILED

Candidates May Change Nominating Petitions

DISTRICT ATTORNEY ALLEN SUBMITS AN OPINION.

Hedges Takes Advantage of the Ruling—More Candidates Enter the Contest.

In an opinion written on request of County Clerk Greenman, District Attorney Harrison Allen holds that under the Direct Primary Law a candidate for nomination to any office may withdraw his petition, amend the same or file another petition containing new matter providing it is done within the time for filing nominations.

J. E. Hedges, of this city, candidate for the Democratic nomination for State Senator from this county, last week made application to County Clerk Greenman to withdraw the original notice of his candidacy for this nomination. In declaring his candidacy a few weeks ago, Mr. Hedges declined to subscribe to Statement No. 1, and shortly afterwards gave an interview in which he assigned his reasons for not agreeing to vote for the people's choice for the United States Senate.

Clerk Greenman promptly refused to permit Mr. Hedges to withdraw his original declaration and also refused to receive for filing a modified announcement of that gentleman's candidacy until he could hear from District Attorney Harrison Allen as to his rights in the premises. The matter was referred to Mr. Allen from whom an opinion was received Monday.

The object of Mr. Hedges in seeking to make a substitution in his platform declarations was to subscribe to Statement No. 1. Of the many candi-

dates for nomination on the legislative ticket from this county, Mr. Hedges was the only aspirant who had failed to agree to support the people's choice for United States Senator.

There is in the Direct Primary Law no provision covering the contingency that arose in Mr. Hedges' case, but in an opinion recently rendered in a like case, Attorney General Crawford held that no candidate for any nomination under the Primary Nominating system has the right either to withdraw his original platform declarations or to modify the same after they have been filed with the County Clerk or Secretary of State as the case may be. Both Circuit Judge McBride and District Attorney Allen disagree with the Attorney General in his ruling.

Upon receipt of District Attorney Allen's opinion Monday, Mr. Hedges filed another petition immediately in which he subscribes to Statement No. 1 and agrees to support the people's choice for United States Senator. In passing on the question, District Attorney Allen says: "I find the general rule of statutory construction, particularly in election cases, to be one of great liberality, to the end that the will of the people may find the utmost freedom of expression. As was said by one court, 'unless the law is clearly mandatory or in some way declares the consequences of a departure from its provisions' the courts will not consider a technical departure therefrom, in the absence of a showing of fraud."

After quoting Endrich on "Interpretation of the Statutes," Mr. Allen continues:

"Summing up these well known principles, what is not expressly prohibited by the terms of the law, if reasonable and fair, may be allowed. To examine the Primary Law in the particular requested, what do we find?"

"First—There is no expression therein that a candidate may not amend, or withdraw, or substitute a petition if done within the time for filing."

"Second—The officer, namely the Clerk, whose duty it is to receive the petition, is clothed with a duty purely ministerial, and can look only to the form of the petition and time of filing."

"Therefore, it cannot be contended that a candidate may not withdraw his petition and if he do so why cannot he subsequently file a new one, if within the time for filing? Such contingencies might arise as to make such a step necessary, for instance, suppose a candidate, through mistake, might overlook some provision as to the form of the petition, or a verification might be unintentionally omitted or found to be defective or suppose a candidate having failed to subscribe to either Statement number one or two, and the omission should be overlooked by the Clerk, or suppose further that after filing a petition, the candidate might conclude that it would be to his advantage to subscribe to Statement number one, instead of number two, why, in reason, should the candidate not be permitted to do so?"

"A man's opponents in primary elections must come from his own party, and if all are accorded the same privileges, there is certainly no injustice done. The Clerk, whose duty it is to receive and file the petitions, is not permitted to enquire into the candidate's motives and what matter what his object, so long as the object of the law is obtained, and that is, that the people as a whole, instead of conventions, shall express their preference within the parties of their choice, for candidates to be voted for at the general elections?"

"It is a matter which in no way can defeat the will of the people as to their choice at the polls and I think every man ought to be permitted to place himself in as favorable light as possible before his party constituency. It is my opinion therefore, that a candidate has a perfect right to withdraw a petition and file another one containing new matter, if done within the time for filing nominations."

More Legislative Timber. The number of aspirants for nomination as Representative on the Republican ticket was increased by two this week, when ex-Representative J. A. Talbert of Clackamas and J. H. Gibson of Milwaukie, filed their petitions and formally announced that they will be candidates for the nomination on the legislative ticket. There are now about fifteen candidates for places on the Representative ticket of which there are three to be named.

W. W. Smith's Platform. W. W. Smith, of Parkplace, candidate for the Republican nomination for Representative, stands on the following platform: Tax on public utility franchises as advocated by State Grange. Repeal of the law governing the burning of slashing. Election of Road Supervisors by the people. Same fishing rights to Clackamas County fishermen as are enjoyed by Lower Columbia fishermen and a uniform license of gill nets according to length of net. Separate appropriation bill for each item of expenditure of the public funds. Law regulating state and private banks; and the appointment of a State Bank Examiner. That public funds should be loaned only for the benefit of the public.

Greenman Has Opposition. Opposition to the candidacy of County Clerk Fred W. Greenman for that office developed Saturday when George Lincoln Story filed a petition declaring that he will be a candidate for this nomination. It had been expected that there would be no opposing candidate to Mr. Greenman who as Clerk is completing the unexpired term of the late County Clerk Sleight under appointment of the County Court. Mr. Story advocates a careful and economical administration of county affairs. Being summarized, his platform declaration advocates a reduc-

CLACKAMAS VOTERS DEMAND A NEW DEAL

L. L. Porter Inaugurates Campaign for State Senator—People Insist on a More Equitable Taxation—Less Corporation Legislation

L. L. Porter, of this city, candidate for the Republican nomination for State Senator, inaugurated his campaign last Thursday by holding an afternoon meeting at Highland and an evening meeting at Beaver Creek. Both meetings were attended by a large audience of interested voters whose indorsement of the addresses of the speakers clearly indicated a demand for reform along the line of a more equal taxation and the elimination of the powerful influence of moneyed and corporate interests in matters of legislation.

At Highland, S. M. Dunlap presided as chairman, there being a half-hundred voters present. Besides Mr. Porter, C. H. Dye and E. P. Carter, candidates for nomination on the Representative ticket, also spoke, pledging that if nominated and elected they will labor to correct existing abuses to the end that fair treatment but no favors will be shown corporations in all matters of legislation. The speakers also declared in favor of assessing corporations in the same proportion as are private individuals made to share the burden of taxation. These reforms, it was urged, cannot be expected by retaining in the legislative halls, men who are in the hire and paid employ of these corporations whose every interest they serve, although at the same time professing to represent the common people.

A larger meeting was held at Beaver Creek in the evening, Wm. Grisenthwaite being chairman. The same interest was here manifested by the voters and the same sentiment for reform along the lines of taxation and corporation legislation was apparent.

Enthusiastic meetings were held Monday afternoon and evening at Wilsonville and Frog Pond, respectively, the speakers being Mr. Porter and Mr. Dye, of the Republican legislative ticket and J. C. Paddock, of Clackamas, candidate for the nomination of County Treasurer. At both meetings there was present a satisfactory representation of the voters of the sections visited and the declarations of the speakers for a more fair and equitable representation of the people's interests in the state's legislative halls found a responsive chord with the auditors.

At Wilsonville Wm. Scott was chairman of the meeting in which added interest was afforded from the fact that short addresses were made by County Commissioner Wm. Brobst and C. T. Tooze, in addition to the two speakers from this city, and Mr. Paddock from Clackamas. The roads in the Wilsonville district are in better condition than are the roads in any other part of the county with the exception of the road between this city and Stafford which is now being built. At Wilsonville the visitors were entertained at the hospitable home of Mr. Tooze and at Frog Pond Hon. J. L. Kruse sustained the role of host. The members of the party thoroughly appreciated the hospitality tendered and the cordiality of the reception they received and feel under obligations to the good people of the two places visited.

The meeting at Frog Pond was one of the most successful yet conducted by these gentlemen. The school house was crowded to the doors, some standing, others contenting themselves by sitting on the floor while others were unable to get inside the building at all and patiently stood without the door and listened to the addresses. It was one of the largest political meetings ever held in that section and the interest was in proportion to the attendance. Charles Baker presided as chairman.

An entertaining feature of the meetings at Wilsonville and Frog Pond was the singing by Miss Lulu Spangler, of Corvallis, who accompanied the speakers from this city. Miss Spangler sang a number of popular songs and her clever work was much appreciated, the delighted audience insisting on numerous encores. Miss Spangler will probably accompany these speakers on the principal part of their itinerary of the county during the next few weeks.

There exists, and not without cause, a strong sentiment among the people throughout the county that they have submitted to a period of misrepresentation on the part of at least some of the legislators from this county for a sufficient duration. They are insisting on a new deal and demand reform along these lines. They have tired of living on promises and under the Direct Primary propose to effect a change.

Mr. Porter expects to conduct meetings in practically every precinct of the county between now and the date for the Primary Election, April 20. Dates and places of meeting will be announced through the Enterprise and by dodgers when arrangements for the same have been made.

tion of all unnecessary county expenses, co-operation with the County Court in an effort to reduce the burden of taxation and place the county on a cash basis; believes that every person elected to a public office is but a servant of the people and of whom only good, honest service and of whom fair and courteous treatment is to be expected. Eli C. Maddock for Sheriff. Ex-Sheriff Eli C. Maddock, on Saturday formally announced that he will be a candidate for the Republican nomination for Sheriff at the Primary election in April. If nominated and elected, Mr. Maddock pledges an economical administration and states that at no time will he employ deputies to do the work that he personally has time to do. Mr. Maddock's platform follows: "Will administer the business of the Sheriff's office on the most economical basis; will at no time employ deputies to do work which I myself have time to do; am absolutely in favor of the Direct Primary Law and every other law which tends towards taking the power out of the hands of the Bosses and putting it in the hands of the people; I shall treat all citizens with equal courtesy and fairness, regardless of party or politics." Contest for Justice and Constable. Justice of the Peace Livy Stipp and Constable H. W. Trembath of District No. 4, Oregon City, have filed their petitions and will be candidates for re-nomination on the Republican ticket to those offices for a second term. S.

ALL FLIRTING PROHIBITED.

Socialists Registered as Republicans, Must Change Registration.

Clackamas county Socialists who have registered as Republicans, and several have done so, must modify their registration and enroll as members of the Socialist organization or suffer their names to be erased from the membership roll of that organization and forfeit the right of further communion with the members of that party.

This conclusion was reached Sunday at a meeting of the Socialists of Clackamas county held in this city. Several of the errant members were in attendance at the meeting and explained their action by stating that the registration was made through a misunderstanding of the provisions of the Direct Primary Law, they thinking that it was required of them to register either as Republicans or Democrats in order to participate in the Primary election or otherwise place a ticket in the field.

It was also decided to hold a county convention of Socialists in this city Saturday, April 7th, when a complete Legislative and County ticket will be named. The Socialist organization in this county numbers about 500 voters and the action that has been taken indicating that the members of the party stand for the principles advocated by the organization is taken to indicate that the Socialist candidates will receive the full party vote in the coming election.

HAD MARGIN OF TEN VOTES.

E. L. McFarland Elected Chief of Volunteer Fire Department.

In the annual election by the members of the Oregon City volunteer fire department held Monday, E. L. McFarland, of Cataract Hose Company, was elected Chief for the ensuing year over Chris Hartman, of the Fountains, the vote being McFarland, 61; Hartman, 51.

Chas. Burns, Jr., of the Columbia Hook & Ladder Company, was elected assistant chief, receiving 85 votes and having no opposing candidate.

Three members of the Board of Fire Commissioners were elected without opposition, as follows: Clarence Bruner, Hose No. 3, 82 votes; F. Frederick, Fountain Hose Company, 95; F. W. Humphrey, Columbia Hook & Ladder Company, 81.

The new chief has for several years belonged to the city's volunteer fire department of which he is an active member. A few months ago he was elected chief by the City Council to fill the vacancy created by the resignation of Chief McGinnis.

WILL GO TO ALBANY.

Clackamas Granges Elect Delegates to State Convention.

At a convention of 45 delegates, representing 16 of the 18 Granges in Clackamas County, held here Tuesday, five delegates were elected from Clackamas county to attend the annual meeting of the State Grange at Albany, Tuesday, May 22.

The delegates are: F. M. Gill, of Garfield; J. F. Fisher, Highland; H. G. Starkweather, Milwaukie; J. D. Chitwood, Damascus; Wm. Grisenthwaite, Carus; alternates: P. Wagner, C. U. Larkins, J. H. Reid, Arthur Heacock and Jas. Shannon. The delegates elected are to be accompanied by their wives who will be seated in the convention at delegates also.

It is reported that an effort will be made by the delegation from this county to secure the election of Wm. Grisenthwaite as the official head of the State Grange at the Albany convention. Mr. Grisenthwaite has long been an active and enthusiastic member of the Grange and superintended the circulation of the initiative petitions for the Grange tax bills.

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RESORTS TO ABUSE

Brownell Presents Flimsy Defense of His Record

ATTEMPTS TO ESTABLISH ALIBI AS TO HIS INDICTMENT.

The Salaried Hiring of Corporations, Brownell Again Seeks the Suffrages of People.

With the consistency that has at all times characterized his political record, Senator Brownell, the hired agent and tool of the railroads and other corporations with a Federal indictment still pending against him, is before the people of Clackamas county asking for a re-nomination and re-election to a fourth term as State Senator from this county. He opened his campaign at Milwaukie last Saturday night before an audience of 100 persons, including the members of the Milwaukie band that was engaged as an attraction for the evening, and a delegation of the Senator's faithful lieutenants who accompanied him from this city. These promoters of enthusiasm were judiciously distributed about the hall and they were not slow about punctuating the address of the Senator by deafening and prolonged applause.

Senator Brownell's address might be divided into three chapters, as follows: First, an abuse of his opponent, Mr. L. L. Porter, together with the press of this city; second, a flattering review of his own legislative record in the interest "of the dear people," and third, an alleged defense of the Federal indictment with which he is confronted.

In the absence of argument, the Senator, who spoke for an hour and 45 minutes, directed all manner of abuse towards the press of Oregon City for the reason that the two papers are opposing his candidacy for another term. In the height of his anger, the Senator alluded to the two papers of this city or their editors as the "kid-glove aristocracy," as men who trod "their dirty and shiftless feet on the streets of Oregon City," the "kid-glove aristocracy," as men sheets," "the paper-colored newspaper combine," and "the shin-plastered newspaper fraternity."

Having relieved himself of this choice installment of venom, the Senator then attempted to present a record of his legislative services that would commend him to the favorable consideration of his auditors. As was to be expected, he claimed all of the credit for the initiative and referendum amendment to the state constitution and declared that had it not been for his services in this relation the Primary Nominating election law would never have been placed on the statute books of the state. He then cited a few of the bills for which he voted, falling, however, to enumerate a single one of the more important measures, as affecting the interests of the people more directly, for which he failed to vote or work for. He failed to mention where he was when the Killingsworth bill was before the Senate for final vote, neither did he tell why the measure was not voluntarily reported to the Senate by his committee. His memory also failed him to the extent that he forgot to tell what became of several other bills relating to railroads and calculated to regulate the business and tariffs of these corporations that were referred to the committee on railroads of which he was a member and from whence they were never reported or afterwards heard from.

The third chapter of the Senator's pitiful plea was an attempted explanation of his innocence of the crime charged in the Federal indictment

(Continued on page 5.)

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