## The Enterprise is the only Clackamas County Neverspaper that prints all of the news of this all of the news of this proving County.

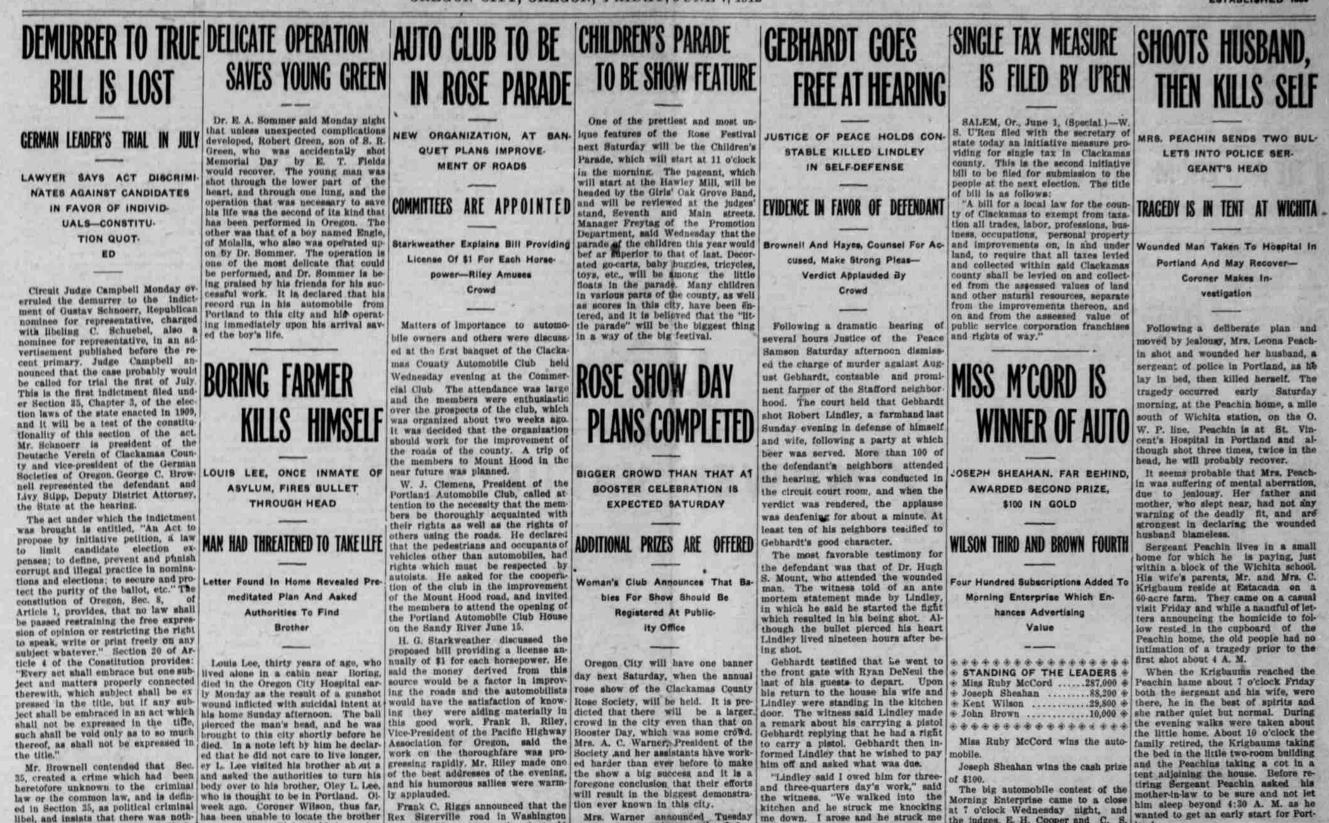
FORTY-SIXTH YEAR-No. 23.

growing County.

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## OREGON CITY, OREGON, FRIDAY, JUNE 7, 1912

ESTABLISHED 1864



libel, and insists that there was noth-ing in the title of the act to indicate in the title that it was intended by the legislature nate any particular offense, or is there auything expressed in the title of the act to indicate what the pur-pose of the legislature was, so far as

of the act to indicate what the pur-pose of the legislature was, so far as inal libel, was concerned. His next proposition was that Sec-tion 35, provided, referring to politicial crim-al criminal libel, as follows: "If the berson charged with such crime shall person charged with such crime shall ering that the fact will be known soon-The club by a unanimous vote decure a duly signed and witnessed death certificate, and send it to them Festival and in the automobile parade in this city next Saturday. so they can recover the insurance. "I die with good will toward every-Committees were appointed as follows: body and malice toward none. "May God have mercy on my soul. Social runs-W. R. Logus, D "Louis Lee." Latourette, William Sheahan, Charles J. A. Shank, who has been cutting Risley and T. W. Sullivan. wood with Lee for several months said Monday that he frequently threat-Good Roads-B. T. McBain, John F. ened to commit suicide. The man was found in an unconscious condier and John T. Apperson. Finance-T. W. Sullivan, W. A. Huntley, C. Schuebel and E. J. Daultion in his cabin by Shank, who notified neighbors. He owned a farm of ten acres. Lee came to this county several years ago and obtained en Rose Show-William Sheahan ployment as a woodcutter. Soon aft-W. Risley, H. S. Moody and W. J. Wiler he bought the farm and had be BOD be of unsound mind and sent to the asylum at Salem. He was soon dis-BURNS SOCIETY TO charged as cured. **GIVE PICNIC JULY 4** 

foregone conclusion that their efforts will result in the biggest demonstra-

tion ever known in this city. Mrs. Warner announced Tuesday me do

and prizes enumerated on the folders which have been distributed that W. P. Hawley had offered a handso tertainment to be given by the Con-cord Woman's Club at Concord tomor-six new roses since 1906, and that O. hat folders could be obtained at the mice of the Publicity Committee and farding's drug store.. This contest has been a notable one funce of the Publicity Committee and farding's drug store.. This contest has been a notable one in newspaper history. In the start bey held to it. This testimony was in the main corroborated by Mrs. Geb-hardt. Both of them, although not re-the woman's Club announced Tues-

"Lindley said I owed him for three and three-quarters day's work," said the witness. "We walked into the kitchen and he struck me knocking ime down. I arose and he struck me arcin."

tooth. at a Gebhardt, Lindley struck Mrs.

member everything that transpired menced it was apparent that Miss Me-but he thought he was struck three cord had obtained a lead that could dicated 4:30. She called to her daugh-times or more One blow knocked not be overcome. Her hard and ter, who responded, examined her Then, according to ley struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her by struck Mrs. Geb-imes, and the witness 5-passenger Ford automobile for her further word model for her further word model for her hardt several times, and the witness 5-passenger Ford automobile for her. further word passed, so far as the This contest has been a notable one parents can state.

him sleep beyond 4:30 A. M. as wanted to get an early start for Port-Mrs. Krigbaum awoke at 3:30, and

prove on his trial that he had reasonable grounds to believe that such in Norway, I advise my brother to procharges were true and did believe it was true, and that he was not actual ed by malice in making such publica-tion, it shall be a sufficient defense to such charge, but in that event, and as a part of such defense, the author, and the printer or publisher or other person charged with such crime, shall also prove that at least fifteen days such letter, circular, poster, before bill or placard, containing such false statement or statements was printed and circulated, he or they caused to be served, personally or in person upon the candidate to whom it related, a copy thereof, in writing"

Mr. Brownell contended that this was a direct violation of Section 8 of was a direct violation of Section 8 of Article 1, of the constitution of the About a year ago he was adjudged to State of Oregon, wherein it is expressly declared that "no law shall be passed restraining the free expression of opinion or restricting the right to speak, write or print freely on any being that the only construction that can be placed upon the language que. ed, is that in addition to proving the truthfulness of the charge allocation the indictment, that if a man was a candidate for office, he would have to serve a notice on the other candidate or candidates, if he intended to publish or make any statement regarding them, fifteen days before doing' so. Mr. Brownell contended that this is restriction on the right to print and to free speech, and contended further them from purchasing two acres of that the statute forces a duty upon a ground, which was authorized at the candidate for office or the printer or school meeting called for that purpose publisher of a newspaper that it would will be bitterly contested by the denot force upon a private citizen, who fendants. The answer has been filed would make similar charge, and is by the law firm of Dimick & Dimick, therefore a discrimination and in vi in which it is alleged that the land clation of the constitutional rights of purchased is expressly in accordance

the defendant in this case. In other words, his contention was that where the law compels a candi-trally located and ideal for the school date to serve a copy of whatever he intends to print about a candidate, be-The answer further alleges that the fore he can have the right to print it. opposition to the purchase is brought will the committee. The exercises that it is a constitutional precedent, about by real estate speculators, in will be closed with old country dance. fore he can have the right to print to fore he can have the right to print to that it is a constitutional prededent, which he has to perform before he which he has to perform before he to other words, it is in purchase land from them, in order to which he has to perform before in purchase land from them. In order to can do so. In other words, it is in purchase land from them. In order to the nature of a penalty or duty which enhance the value of other property the nature of a penalty or duty which they have for sale further north of they have for sale further north of es to print or publish anything about the tract purchased by the Board of a person, and is therefore necessarily restriction, because before any person can print an article he has to perform some act which makes it clear-ly a violation of Section 8, of Articles LEE CALLS WOMAN'S the Constitution heretofore ferred to.

Directors.

HEDGES TO ASSIST IN SCHNOERR DEFENSE.



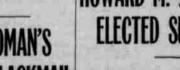
The Robbie Burns Society and the Scotch clans of Portland will have a pension, bridge. picnic, Scotch games, Highland games

Highland pipers and dancing at Ca- hibit at lusch's Hall. The case of Carl J. Hanson against nemah Park July 4. Scots from all over the state are expected to take part. There will be a baseball, football games, races, putting the stone. throwing the hammer, etc.

Prizes for events will be given. The Oregon City committee is composed of Major C. S. Noble, John Lowry, Kenneth McLarty, W. Roberts, Peter Forbes and others. The only possibil-ity of a small attendance will be the with the resolution adopted. at the want of transportation.

One business man of Oregon City on hearing of this event volunteered \$5 cash and \$3 for a special prize. Others who wish to assist can communicate

HOWARD M. JAMES IS







SUIT NEAR BLACKMAIL

cided to participate in the Portland day that bables for entry in the baby Automobile parade during the Rose show to be given at the Congregation Featival could be registered at the ing true. Promotion Office.

The program for the day will be as Gebhardt home, and was one of the folle wa

10-11 A. M .- Music by Concert Band, Seventh and Main streets. 11:00 A. M .- Childrn's Rose Parade Risley, LeRoy D. Walker, L. W. Rob-bins, J. W. Roots, H. G. Starkweath-er and John T. Apperson. Finance-T. W. Sullivan, W. A. streets. Ends at Twelfth street. 1:30 P. M .- Automobile parade. Decorated automobiles. Decorated motorcycles. Headed by concert band. 2 P. M -- Baby Show at Congrega-tional church, Eleventh and Main put a hole through you." Peters says streets. 2:30 i' M .- Rose show opeas objection

Busch's hall, Eleventh and Main streets. 2:30 to 2 P. M .-- Concert at entrance to rose show hall.

3:15 to 4 P. M .-- Concert at Court-

4:15 to b P. M .- Concert at Sixth and Main streets.

5:15 to 6 P. M .- Concert at Sus

First lest Indian costume \$3; sec. ond best \$1; first best Scotch \$2; sec. ond best \$1 and \$2 for best out of facts have been given at this heartown division. ing.'

## WORK ON CLACKAMAS- MILLWORKER SEEKS SOUTHERN RESUMED \$10,000 FOR INJURY

Work was commenced Tuesday on the Clackamas Southern Railway Company line, beginning at Oregon

City, and an officer of the Company said the work would be pushed all summer and the force will be increas-mill January 2, 1912.

will be completed and in operation in-to the Molalia valley before fall. The Company has worked against

The county educational board Mon-day afternoon elected Howard M. James, of Estacada, supervisor of Dis-trict No. 3, to succeed Carl F. Ander-trict No. 4, to succeed Carl F

membering all the details of the trag- to be daunted and she worked per- intervals and by that time the alarm show to be given at the Congregation edy, told straightforward stories sistently, covering miles of territory ed parents had reached the sleeping al churca in connection with the Rose which impressed those present as be- in her effort to secure subscriptions apartmnt of the couple. Mrs. Peachin to the Morning and Weekly editions had fallen to the floor with a bullet the of the Enterprise that meant votes wound in her heart and was killed in-Harry Peters, who lives near

guests at the party, testified as to double-vote days and has left no one wrist of the dying wife and mum-stone unturned to win. bling "Take the gun away from her." Lindley's disposition. He said some double-vote days and time before the shooting Lindley with stone unturned to win. The Enterprise congratulates Miss 22-calibre rifle threatened to shoot McCord. She deserved to win, and is caught fire from the close proximity entitled to all the pleasure she can of the pistol when she turned the pista bottle in the back yard. Harry Gebhardt, a 17-year-old son of August Gebhardt, told the man not to shoot possibly get from her new car. Four hundred new subscribers have at the bottle as it contained vinegar The witness declared that Lindley been added to the Morning Enterprise list as the result of this contest. The

said he would shoot anyway. Geb-hardt stepped between Lindley and weekly edition has also benefited to the bottle, Lindley warning the the extent of several hundred, giving Int both editions a wider circulation in every section of Clackamas County and making this newspaper of he took the gun, Lindley offering no hanced value to the advertising field.

George C. Brownell and Gordon E Hayes, counsel for the defendant, in summing up declared that the shoot-SANDY ASSURED

ing was in self defense. Both made strong and convincing arguments, and won the sympathy of all present for the defendant and his wife.

Assistant District Attorney Stipp who conducted the prosecution said he was positive the circumstances leading up to the killing were not the same as related by the defendant and

The cultifren's ross show parade will contrise many unique teatures. The foll wing additional classes have been announced: Dixon, Eddy and Esson, has succeed-

> is to commence within a short time. The branch will connect with the Mount Hood Railway at Cottrell, and thus provide Sandy and Sandy district rallway connection with Port-Arrangement have been made with

bridge timbers. The people of Sandy and vicinity are elated over the prospects of getting railway communica-Victor Wasilieff filed suit Tuesday tion with Portland. against the Hawley Pulp & Paper Company for damages for injuries re

COUNTY HEALTH BILL The plaintiff alleges that there were palleys eighteen fet above the main floor of the mill, and belts were IS O. K.'D BY STATE

land.

Board of Health Clackamas County's

DEFENSE. J. E. Hedges will assist George C. J. E. Hedges will assist George C. Schnoerr, Republican nominee for representative, indicted on a character, asystication of the Casamas County and Meet President of the Dealesch Verein in Clackamas County and Vice-President of the County and New Press County and Vice-President of the Casamas State of the County and New Press County and Vice-President of the Casamas County and Vice-President of the Casamas County and Vice-President of the Casamas State of the Casamas County and Vice-President of the Casamas State of the Casamas County and Vice-President of the Casamas Stated of the Casamas Stated of the Casamas County and Vice-President of the Casamas Stated of the Casamas Stated of the Casamas Stated of the Casamas County and Vice-President of the Casamas Stated of the Casamas County and Vice-President of the Casamas Stated of the Casamas County and Vice-President of the Casamas Stated of the Casamas County and Vice-President of the Casamas Stated of the task the count have the case was settled out of court.

for her. She has always been keen to stantly. Her husband, still on the take advantage of special offers and bed and badly dazed, was clinging to

Mrs. Peachin's night clothes had ol upon herself. The first was extinguished, neighbors were sumn ed, Dr. J. T. Townley, of Milwaukh called, and Coroner Wilson, of this city, notified.

Sergeant Peachin had one bullet wound through the scalp in the inid-dle of the back of the head, which had apparently deflected upon the bone and ranged downward, instead of pen-etrating the skull. This was the first shot fired, while the husband was lying prone, with his back to this wife. As he turned to face his wife, anoth-er shot entered his right check right at the base of the bridge of the nose, and ranged backward, the exact lo-**ROAD TO PORTLAND** cation not having been determined. A third wound was found through the fleshy part of one finger on the left hand.

Construction of the railway from Construction of the railway from Cottrell to Sandy, a distance of 5 and one-half miles, by the Northwestern Railway Company, is considered as-intended killing her husband and herself. In these she constantly refers sured. A committee from the Sandy to another woman or more, and says Commercial Club, Messrs. Denholm, she could not stand the strain. also says in one that she tried to kill ed in securing rights-of-way for the him before, that he has told her he entire distance through the farm lands would soon go to live with another so it is announced here, and grading woman, and makes other statements which are not corroborated by any member of the family, and indicating that she labored under a hallucina-tion worked by a jealous fit.

In one she says "Everett wants me to clean his revolver tonight: I will with the sawmills to supply ties and clean it, but not for the purpose he expecta.

We had a few words last night," said Peachin at the hospital, "but I thought they would lead to nothing serious although my wife threatened to kill me at the time. She has been ill for a long time and I knew her to be extremely nervous and hysterical. We went to bed and I was aroused this morning when she arose about 4 o'clock. I called to her and the ans-wer was a shot, the bullet striking me in the back of the head. My back

