

# OREGON CITY ENTERPRISE

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## CLACKAMAS GIVES HER QUOTA FOR THIRD CALL

Announcement was made today that 40 per cent of the Clackamas county apportionment of the Liberty army would be called for active service on Wednesday, October 3. There are 21 men affected, besides five men who are selected as alternates in the event that any of the men in the first draft fail to present themselves when required.

Twenty-four men have already gone from Clackamas county to Camp Lewis at American Lake, in response to call, three going as the vanguard and 21 leaving last week. The detachment to proceed to camp Lewis October 3, will bring the total to 45 men, or 85 per cent of the Clackamas county quota, leaving only 15 per cent to be sent. The men to be called October 3 are: Maynard Cole, Milwaukie, R. F. D. No. 2; Ferdinand A. Scott, Oregon City; Charles William Eisner, Bull Run; Rafael Tunst, Canby; Anton I. Olson, Mt. Angel; Otto Hogg, Oregon City; Ralph Mandeville, Canby; Abraham Amos, Milwaukie; Roy Funk, Boring; Edward Pamperin, Sherwood; Louis Frederick Kling, Aurora; Edward Hoffman, Sanby; Jake Albert Mitts, Canby; Frank Linhart, Albany; William Dale, Estacada; Ernest J. Bauer, Sherwood, R. F. D. No. 2; Frank Thurman Hunter, Clackamas, R. F. D. No. 1; Conrad Cockerline, Estacada; William Welch, Gresham; Albert W. Frederick, Oregon City; Carl Baxter Mumpower, Oregon City, R. F. D. No. 2.

Alternates—Harry Crawford Reid, Estacada; Eddie Sherman Townsend, Bull Run; Walter Sidney Smith, Mulino; Ray Leigh Francisco, Oregon City; Ardisus Stefani, Molalla.

## REHEARING IS DENIED IN J. WILBUR'S CASE BY SUPREME COURT

SALEM, Or., Sept. 25.—Julius Wilbur, operator of notorious road houses in Clackamas and Multnomah counties, again lost in his efforts to evade the results of his conviction in Clackamas county for violating the prohibition law, as the supreme court today again denied a motion for a rehearing in his case.

Wilbur sought a rehearing on the ground that section 33, of chapter 141, laws of 1915, which is the prohibition law, is in violation of section two of article one of the state constitution. Section 33 provides that it is not necessary to state in an indictment the name of the person by whom liquor was sold nor the name of the person to whom it was sold.

Wilbur is under six months' jail sentence. He was arrested again Sunday night in the raid on his Clairmont tavern.

Chief Justice McBride, who wrote the opinion, expressed the view of the court when he said that such a provision of law in no way contravenes the provisions of the constitution. Section two of article one of the constitution quoted by Wilbur provides that "All men shall be secured in their natural rights to the dictates of their own natural right to worship Almighty God conscientiously."

## MANY MAKE PROTEST AGAINST FRANCHISE HEARING POSTPONED

SALEM, Or., Sept. 21.—Because of defects in the application the public service commission today postponed the hearing on the petition of the Milk Creek Logging & Power company for a franchise on Milk creek and its tributaries in Clackamas county.

Many protests are being voiced against the applications by millmen and farmers, and they came prepared today to make a vigorous fight against the granting of the franchise, but it developed that the defects in the application were vital. In the meantime the application will be amended or new proceedings begun.

## FLOATING BODIES OF OWEN AND CREEL TAKEN FROM RIVER

The bodies of Earl Owen and Ted Creel, the two young men who mysteriously disappeared on the night of Wednesday, September 12, were found floating in the Willamette river on Friday morning. Owen's body was seen floating in the river by the crew of the steamer Ruth, the boat on which the young men were employed, the body being near the west bank of the river south of the rapids, and the body of Creel was found by some fishermen between the Magoon park and Jennings Lodge.

Owing to the absence of the coroner, Dr. W. E. Hempstead, who is at American Lake, this position is being filled by John N. Stevers, justice of the peace, but owing to the circumstances, he deemed it unnecessary to hold an inquest, as it was without doubt that the boys lost their lives accidentally on the night of their disappearance.

The bodies were brought to the east side of the river, and taken in charge by R. L. Holman, and removed to the Holman undertaking parlors, where they will be prepared for burial. Owen's body will be sent to Yoder on the Willamette Valley Southern railway today, and the funeral services will be held in the Yoder cemetery at 2 o'clock. It is probable that the remains of Creel will be shipped to his home, but definite plans have not yet been completed.

Earl Owen, who was 17 years of age, with his companion, Ted Creel, had been employed for about one month on the steamer Ruth. It was their custom to attend the "movies" in this city or in Portland, and if they attended the theatre in Portland, they generally appeared for duty in Portland on the arrival of the boat from this city. On the night of their disappearance they had left the steamer Ruth in a rowboat on an Oregon City moving picture show, but later their boat was found upturned in a cove near the mill, but the oarlocks and oars were missing. A search was made here for the young men, and the crew expected they would show up in Portland upon the arrival of the steamer Ruth. Search was made for the bodies by the crew on the return trip to this city, but without avail until the boat was found upturned.

Ted Creel is the son of Mr. and Mrs. Creel, of LaCenter, Washington, the father having been in this city for several days, assisting in the search for his son. He has a sister, Mrs. J. Sanford, of Portland. He was 20 years of age.

Earl Owen, who was 17 years of age, leaves a mother, Mrs. Owen, of Molalla; two brothers, F. Owen, of Needy, Clackamas county; C. Owen, of Molalla, and a sister, Mrs. Flood, of Portland.

## INFANT'S BODY FOUND BY MILL EMPLOYEES BORN ON G. N. TRAIN

The body of a new born baby girl was found against the racks at the head of the Willamette river basin this afternoon by employees of the Hawley Pulp & Paper Company, who were cleaning debris from the racks. The little one had been in the water for three or four days, and was wrapped in a sheet bearing the laundry mark of the Great Northern railway. It is certain that the baby was thrown into the basin as the current from the upper river drifts toward the West Side. It is supposed that the child was carried by passengers on a Great Northern train to the Southern Pacific, having been born on the train. The body was taken to the Holman undertaking establishment and will be buried in the potter's field.

## COUNTY TREASURY WILL BE ENRICHED BY LAND GRANT TAXES

WASHINGTON, Sept. 21.—Payment of land taxes aggregating \$1,504,841 to 18 counties in Oregon and one county in Washington was recommended by Secretary Lane today.

When the federal government recovered title to the lands from the Oregon & California railroad company congress authorized the payment of taxes levied against the properties while in possession of the road.

Clackamas county will receive \$108,000. Report: Now sawmill to be built here.

## PHILIPINOS ARE READY TO FIGHT FOR UNCLE SAM

SAN FRANCISCO, Sept. 22.—Thirty thousand Filipinos are being trained as soldiers by Uncle Sam in the Philippine Islands, according to Joseph A. Manning, captain of police of Manila, who reported here today to enter an officer's training camp as a candidate for a commission.

The Filipinos, Manning said, are enthusiastic over the government's war efforts and are eager to enlist and enter training camps. In addition to the 30,000 natives in training as privates, Manning says, there is a large officers' training camp in the islands.

## FAMOUS WILBUR CASE MAY GO TO HIGHEST COURT FOR DECISION

The famous Wilbur case, in which Julius Wilbur, former proprietor of the Friars' club at Milwaukie, was tried and convicted of selling liquor in the circuit court and the conviction was sustained a few weeks ago in the supreme court, may still have another chapter.

Word was received by District Attorney Hedges Thursday that a motion had been filed with the supreme court clerk asking a stay of 90 days in sending down the mandate to the local county clerk, preparatory to an appeal to the supreme court of the United States. The outcome of the motion will not be known for several days.

The case was appealed by ex-Senator Charles W. Fulton on behalf of Wilbur, on a constitutional point, questioning the sufficiency of the indictment and going into a very vital portion of the 1915 prohibition law. Following the statute, the local district attorney's office omitted the name of the purchaser of liquor, and Fulton's contention was that this was in violation of the constitutional provision that every accused person must be apprised of the nature of his crime. At the time of the trial this point was raised and following a conviction before a jury in Judge Campbell's court, Fulton carried the point up. A few weeks ago the case was argued, and the supreme court sustained Hedges' contention that the indictment was good.

The point is a most important one and goes directly to the heart of the prohibition law. When asked Thursday if the state would follow the case up to the highest court of the land Mr. Hedges said:

"We certainly will and I feel confident our contention will be upheld at Washington. Deputy Burke and myself spent nearly two weeks in preparing a comprehensive brief on the question and we have the law with us. It is an interesting point, to be sure, and one which would be of utmost importance to every 'dry' state in the country."

## INJUNCTION WAS DENIED

Judge Campbell on Tuesday denied the application for an injunction of R. A. Clark, against William E. Bradford. Clark filed an action to restrain Bradford from interfering with loading ties and mill products for the Sandy and Brightwood lumber companies.

## ATTORNEY GENERAL WOULD PHOTOGRAPH SUSPECTED DEEDS

SALEM, Or., Sept. 24.—Attorney General Brown has sent to E. F. Treadwell of San Francisco, attorney for the Pacific Livestock company, notice that he desires to take photographs of the signatures on certain deeds of land now held by the company and which are involved in the suits brought by the state against the company to recover about 26,000 acres of land alleged to have been obtained from the state by fraudulent means.

The attorney general says he suspects the signatures to the deeds in question are either forgeries or the names of fictitious persons. If Treadwell declines to voluntarily permit the taking of photographs, the attorney general said he would file in the circuit court for Harney county a motion to require the company to permit a photograph being made of the signatures.

## ORDER FOR LOAN ISSUE SIGNED

WASHINGTON, Sept. 25.—The \$11,000,000,000 war credits bill authorizing the second Liberty bond issue, details of which will be announced today by Secretary McAdoo, was signed yesterday by President Wilson.

## VALUABLE HOLDINGS ACCORDED POWER CO.

SALEM, Sept. 25.—(Special).—The supreme court today denied an application for a rehearing in the suit of the Portland Railway, Light & Power Co., versus Oregon City.

For the second and probably the last time, Oregon City has lost its fight to secure possession of a triangular tract of land at the south end of Main street. The railway company instituted suit about two years ago to quiet title to the property, and Judge Campbell decided the case in favor of the city, and the power company promptly appealed to the supreme court, which reversed Judge Campbell.

Attorney C. Schuebel, who appeared for Oregon City, filed a motion for a rehearing, which has just been denied. "This case ought to be taken to the United States supreme court," said Mr. Schuebel Tuesday night, after he had been advised by the Enterprise of the disposition of his motion. "I am willing to pay \$100 out of my own pocket to have this done. The decision of the supreme court of this state simply ignored the contract between Oregon City and the People's Transportation company, from whom the Portland Railway, Light & Power company acquired its holdings at the falls."

The triangular tract in dispute is 155 feet long, and the ownership carries with it the riparian rights, and the decision means that Oregon City is prevented from securing water from the Willamette river for municipal power purposes.

Mr. Schuebel made a hard fight for the city, but has lost twice in the highest tribunal in the state and it appears to be very doubtful that further disposition of the case will be made.

## KAISER PLEASE NOTE—BOYS PREDOMINATE IN BIRTH RECORDS

Out of 13 births reported in and around Oregon City recently, 10 have been boys. Local physicians say this will be bad news for the kaiser. George Himler, of Parkside; Carl Ward, of Canemah, and Harry L. Bond, of Mel-drum, are proud fathers of daughters, Mrs. Bond having been Miss Clara Nehren of Oregon City, and the list of sons follows:

- Edward Bittner, Gladstone, September 21.
- Clarence Walstrom, Division street, Oregon City, September 25.
- Henry O. Cushman, Ninth and Taylor streets, Oregon City, September 20.
- John F. Chapin, 595 Duane street, Oregon City, September 14.
- Rupert Park, 1111 J. Q. Adams street, Oregon City, September 11.
- Max F. Ruminski, 536 Division street, Oregon City, September 11.
- H. H. Burham, 908 1/2 Seventh street, Oregon City, September 14.
- Edward Leckband, West Linn, September 15.
- Silas B. Shadle, Willamette, September 20.
- Max R. Goetz, Canemah, September 24.

## TAXPAYERS PAYING TO AVOID PENALTY ATTACHING OCT. 5

Taxpayers are waking up to the fact that October 5 is the last day to pay the second half of the 1916 tax without having an interest charge added. After October 5, unpaid taxes will bear 1 per cent a month interest and on November 5 a flat penalty of 5 per cent will be added.

Chief Deputy Taylor of the tax department, states that taxes are being paid at about the same ratio as last year, and that the delinquent roll will probably not differ materially, as to proportion from the previous year.

## MARRIAGE LICENSE ISSUED

License to wed was issued Wednesday to Lillie Conger, aged 36, and J. E. Mathews, aged 37. They will be married Sunday at Milwaukie.

## A LARGE SUM IS WANTED FOR FOREIGN FIELD

NIAGARA FALLS, Ont., Sept. 20.—The world program of the board of foreign missions of the Methodist Episcopal church has voted that the board should ask the church for \$40,000,000 for the extension and maintenance of Methodist enterprises and missions in foreign lands.

This enormous sum, it is proposed, shall be raised in yearly instalments of \$5,000,000 and \$2,000,000 shall be devoted to Methodist churches in European countries.

## DISTRICT ATTORNEY WOULD AID DISTRICTS IN MAKING LEVIES

To facilitate special tax procedure in the various road districts of the county, District Attorney Hedges and Deputy T. A. Burke have just completed a compilation of the special tax laws and have prepared a series of blanks to aid the supervisors over the county where special taxes are to be voted this fall.

The forms printed, with complete instructions to the supervisor, include the petition for road district meeting, with the county court's endorsement, thereon as provided in the 1917 laws, the notice of road district meeting to vote special tax, with affidavit of posting, secretary's certification of minutes of road tax meeting, and the notice of road district budget meeting.

It is quite probable that many road districts will vote special levies this fall, and to provide ample time for the tax meeting, which must be held in November, Judge Anderson has sent out the petitions to all the supervisors of the county, with instructions that the same be signed by at least three freeholders, if the district intends to vote a special levy, and be filed with the county clerk on or before the first day of the October term. This will give the court ample time to send out the notices, which must be posted by the supervisor in three public places in the district and on the county court house bulletin board at least ten days before the meeting. The notice must also be published once a week for two weeks in a newspaper of general circulation in the county. Under the law the meeting must be held during the month of November.

That the supervisors may not overlook the importance of the budget meeting, complete instructions emphasizing the necessity of proper publication, are printed on the face of the budget notice. Under the law 20 full days must elapse between the day of first publication and the day of the budget meeting, and ten full days must elapse between the second publication and the day of the meeting. The budget meeting must be held in ample time so that the tax levy meeting may be held during November. In many districts it is planned to hold the meetings on the same day. There is nothing in the law prohibitive of this, providing of course proper notice is given of both meetings and the budget is held first.

The procedure of road tax additional levies and the annual budget meeting is confusing as outlined in the Oregon laws. Last year the levies in two or three districts were declared invalid in the circuit court on account of the vague instruction given. County Judge Anderson and District Attorney Hedges are of the opinion that there will be no trouble this year if the printed instructions are carried out to the letter.

## CLACKAMAS SCHOOLS WIN SWEEPSTAKES AT OREGON STATE FAIR

For the third time Clackamas county has captured sweepstakes for the most artistically decorated exhibit booth in the juvenile department at the state fair. County School Superintendent Calavan and his corps of workers were in Salem Sunday night ready to set up their exhibit which did not reach the grounds until 10 p. m. By working nearly all night, they had it in place by the opening of the pavilion at 10 a. m. Monday and received the customary \$25 award for being ready on time.

Four Clackamas school students are at the state fair this week, as the guests of the institution, having scored highest in project work. Viola Jones of Oregon City and Lois Pagankopf, of Maple Lane, were first in sewing; Clyde Denny, of Estacada, had the best pig, and Harold Kammerer, of Needy, had high score for the corn project.

## CHEERING CROWDS SEE THIRD OREGON DEPART FOR SOUTH

A large crowd of people gathered at the Southern Pacific depot this afternoon to say farewell to the Third Oregon regiment. Many boxes containing good things were presented to the soldiers, but it was not known that there would have been so many soldiers on the first train, and as it was the desire of the patriotic people of the city to remember each one, it was necessary for many to get busy after the departure of the first section and prepare luncheons for the second section.

Fruit, lunches, tobacco and cigarettes and other articles that boys desired were presented. Many of the boxes contained spring chicken. Watermelons and boxes of peaches were presented to the soldiers.

The first section arrived here about 12:30 o'clock and remained for about 20 minutes. The regimental band accompanied this section, and played at the depot previous to the boys continuing their journey south.

All men on board the train were in the best of spirits, and noticeable among these were young men about 20 or 21 years of age, who were in their glory with the hopes of seeing active service. Chaplain Gilbert saluted the people as the train moved out and caused much amusement especially among the women as he threw a farewell kiss. He was cheered, and many were heard to say "Goodbye, Bill," this being for Captain W. R. Logus, of this city; or "Goodbye, Chaplain Gilbert," and then again "Kent, goodbye"; Kent being the son of Sheriff and Mrs. W. J. Wilson, who is with the hospital corps.

On the second section was another Oregon City boy, this being Kent Moody, only child of Mrs. R. S. Moody. Kent was one of the most popular men on the train and he was well remembered. This train arrived in the evening and all the boys were remembered. Many of their boxes contained pies, and as the boys' eyes caught sight of these, they exclaimed "Why, these are the kind of pies that mother makes, aren't they?" south, this leaves Camp Withycombe deserted. Many of the boys have been stationed at Camp Withycombe for some time, and have made many friends in Clackamas and in this city, and their departure on Monday caused hundreds of people in this city much regret.

## FRANCE ADOPTS LAW AGAINST DRUNKENNESS

PARIS, Sept. 24.—The Chamber of Deputies today adopted a bill against drunkenness in public places, which, having already passed the senate, now becomes a law.

The bill has been back and forth between the two houses for more than two years.

The measure provides punishment by fines and imprisonment. Persons incurring four convictions within three years may be deprived of the right to vote or to be elected to office, to carry arms, to serve as jurors, and may also be deprived of parental rights over children.

With the two train leaving for the

## TIMBER COMPANIES PETITION COUNTY BOARD TO REDUCE VALUATIONS

Petitions filed with County Clerk Harrington today ask for wholesale tax reductions in the assessments of the big timber holdings of the county. The petitions are addressed to the county board of equalization which convenes in the near future.

Heading the list is the Weyerhaeuser company, which asks that its assessments on timber holdings in certain sections of Clackamas county be cut from a present valuation of \$650,000 to \$250,000. The E. S. Collins estate and the estate of F. D. Collins, deceased, seek a reduction in the assessment on a present valuation of \$276,200 and ask that the property be assessed at \$211,000. The W. R. Burt holdings are asked to be cut from \$72,300 to \$36,200, and the George Baldwin estate would pay on \$8000 valuation instead of the present estimate of \$15,000. George S. Lacy asks a reduction from \$79,610 to \$51,750 in valuation on which to levy taxes.

Peculiarly the Weyerhaeuser appeal was filed here on the same day the supreme court at Salem denied attorneys for the corporation a rehearing on the case which was carried up and won by the county a few weeks ago. The supreme court sustained the original assessments made by the county.

## MACHINE IS RECOVERED LAD MAKES HIS ESCAPE

Thomas Moore, juvenile automobile thief, led Deputy Sheriffs Frost and Joyner a merry chase Wednesday. They spotted the boy late in the afternoon and opened up the throttle, but Moore turned the stolen car into the Holmes lane and jumping from the automobile, he disappeared in the brush. Sheriff Wilson hurried to the scene and took charge of operations, and darkness came on and the officers had to content themselves with the recovery of the car. It is thought that Moore made his escape under cover of night. The automobile had been driven more than 600 miles since it was taken early last Sunday morning and was not badly injured, though the running board and fenders showed signs of rough driving.

Slippery Jim and the village constable had nothing on Frost and Joyner Wednesday morning when they started in Joyner's car at a 40-mile clip in response to a hurry call from Gordon Wilson, son of the Sheriff, who had spotted Moore on the hill. Moore has a bad record for a boy, having served time in the state training school. He is overfond of other people's motor cars and his last escapade, after running off with his father's car, which he brought back, and Arthur Smith's automobile, which he discarded after running out of gasoline, was to run away with Gordon McKillican's car early last Sunday morning.

Gordon Wilson saw Moore driving the car Wednesday morning and promptly phoned the sheriff's office that Moore was on the hill driving south. Joyner and Frost climbed aboard the Doc Yak special and hit every bump in their pursuit, but the bird had flown. They returned, mystified, but without their quarry. Moore was later reported from Estes store and by Hartke's driver returning in a northerly direction, but the officers could find no trace of him. Sheriff Wilson tried his hand after the return of his subordinates, but with no better success.

Wednesday afternoon a second hunt was instituted, with the result that the automobile was recovered.

## GOES AFTER KAISER; GLAD CHANCE OFFERS TO SERVE HIS COUNTRY

John T. Hindle, a husky young farmer of Clackamas county, stalked into Sheriff Wilson's office Thursday afternoon to report for mobilization of Clackamas county's quota. He, with 20 others, leaves for American Lake early Friday morning.

"Are you ready to go?" asked the sheriff.

"Ready—why, I'm tickled to death for the chance," he replied. "When I jump into the game this afternoon," said Hindle, "it means that the last of half a dozen brothers and sisters is now working in the cause of the allies."

Hindle came to this country a few years ago and has been living with his uncle, George Armstrong, a well-known Clackamas county farmer, in the Redlands country, east of Oregon City. At the age of 16, Hindle enlisted in England and served three years in the British army. At the present time, his brother George is an expert machine-gunner with the British troops; Fred, another brother, is a member of the Royal Flying Squadron, while the younger lad of the family is engaged in clerical work with the Canadian troops. Two sisters, Alice and Nellie, one married, are expert government telegraphers in constant service. The father is R. S. Hindle, a special military constable in London at 127 Windsor road.

Hindle is a naturalized citizen. He was clearly the proudest of all the 21 huskies who reported to the local board this afternoon. "Believe me, I'm glad to get into it. One brother fighting for Canada, two for England, two sisters doing their bit, dad helping along a little, and three cousins fighting with the Australians. An' me with the Stars and Stripes—can you beat it?"

Hindle is 30 years of age and unmarried. He is a popular young farmer of the Redlands district, but has sought no exemption on agricultural grounds.