

# OREGON CITY ENTERPRISE

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## JURY FINDS JACK FROST GUILTY; OUT TWO HOURS

### FOUND GUILTY

Jack Frost was found guilty manslaughter for the shooting of Alex DeFord, after a circuit court jury was out two hours and ten minutes yesterday afternoon. The verdict, as handed in by the foreman read: "Guilty as charged in the indictment, but the jury recommends utmost leniency by the court."

The trial of Jack Frost for the shooting of Alex DeFord on the night of November 21st, in this city, took place yesterday in the circuit court. Those attracted by the case filled the courtroom to capacity and long before the court convened at 9:00 o'clock in the morning, many had already secured their seats. George C. Brownell, Chris Schuebel and Wm. Stone appeared for Frost and Livy Stipp, district attorney for the state and Earl C. Latourette for DeFord's relatives. The trial started with the calling to the stand of many witnesses both for the defense and the state, and the story of the shooting was related as occurred on the night that DeFord was shot. Frost, the accused man, when on the stand, stated that he shot at DeFord not kill but with the intention of stopping the running fugitive. He alleged that he shot low and to one side, but did not intend to hit DeFord.

He said that he did not know whom DeFord was until after the shooting, and thought that the pursuing officer wanted the man for some crime. Officer Surfus stated that he told Frost to stop the running fugitive, but denied he told Frost to shoot. Wm. Weismandel, with Frost at the time of the shooting, stated on the stand that Officer Surfus told Frost to shoot at DeFord. Lee French, another witness, alleged that the next morning after the shooting, Frost told him that he shot at DeFord the first time to miss him but that when the running man did not halt, he (Frost) "plugged him."

District Attorney Stipp opened the argument before the jury for the state. He took the stand that the shooting of DeFord was not justified and that the act of DeFord in trying to escape from Officer Surfus did not call for shooting either by the officer or Frost.

Stipp's opening argument was followed by Chris. Schuebel for the defense. Schuebel reviewed the case briefly; summed up the evidence and said that Frost did the shooting in the belief that he was upholding the law and that he was justified in the act.

Geo. C. Brownell then closed the argument for defense with the statement that Frost's record as a peace and juvenile officer was a brilliant one. He reviewed the work done by the accused juvenile officer for Clackamas county, and told of the boys and girls that Frost had started on the straight and narrow path during his long term in office. Brownell brought tears to the eyes of many in the audience by his touching and eloquent address before the jury pleading for Frost's acquittal.

Earl C. Latourette, attorney for the DeFord relatives, closed the argument for the prosecution. Latourette touched on the remarks made by the attorneys for the defense, and asked the jury for a conviction on the grounds that Frost had no authority to carry fire-arms on the night of the shooting of DeFord; that after Frost received the blow in the stomach when trying to stop DeFord, it caused Frost to commit the act in anger. After the closing argument, Judge Campbell instructed the jury on the law in the case, and the jury retired at 4:15 p. m. The verdict was brought in soon after the members of the jury got back from dinner, and taking one hour out for dinner, the verdict of guilty was returned in just two hours and ten minutes.

It is expected that Judge Campbell will pronounce sentence some time today. The members of the jury were: William Tucker, H. P. Gilmore, Jacob Josi, Clyde Hughes, R. W. Schatz, Leo Rath, L. B. Horton, Chester McLoughlin, Clyde Huntley, R. B. Caulfield, Fred Hoffmeister and Harry Peckover.

A brief review of the case is as follows: On the night of November 21st, 1920, Night Officer Surfus noticed Alex DeFord drinking from a bottle near Eighth and Main streets. Surfus started to walk over to where DeFord was, and the latter traveled across the street and was between Eighth and Ninth on the east side of Main street when Surfus caught up with him. DeFord, on the approach of the officer, threw the bottle he had to the pavement and told the officer

that he could not be arrested for having liquor in his possession. Officer Surfus told DeFord he would arrest him for throwing glass in the street.

With this statement, Officer Surfus alleges that DeFord struck at him and got away, running down Main street. When DeFord came to Eleventh street, he started up that street and it was there that Frost and Wm. Weismandel saw he running man. Surfus shouted to stop the fugitive, and when Frost attempted to do so, DeFord struck Frost in the stomach, and ran up the S. P. tracks back of a house, later emerging from the property and again running up Eleventh street. Frost, who had a revolver in his pocket, which he had taken from the Moose club while hunting for burglars in the Weismandel garage, pulled the weapon and shot at DeFord to stop him. Weismandel told Frost to stop, but Frost, as he thought he could out-run the officer, he did so and held on to the top of the hill. DeFord was brought to the top of the hill, where it was discovered that the shots fired from Frost's revolver had struck DeFord's body.

DeFord died at the Oregon City hospital about 30 hours after the shooting.

## BEE-KEEPERS OF COUNTY PERFECT ORGANIZATION

On March 17, at the Imperial hotel, Portland, what hereafter be known as the Clackamas County Beekeepers' association, was organized. The purpose of this association is to educate the public in the value of honey as an economical food and to advertise the product of honey and wax. Not only were there a great many men present, but women beekeepers as well, and in the election of officers of the association, a woman was chosen on the executive board. The election of officers resulted as follows: W. Lee, Canby president; Geo. Jensen, Oregon City, route No. 6, vice-president; J. E. Siekler, Milwaukie, route No. 1, secretary, and Mrs. E. McFarren, Waluga, treasurer.

At the convention of beekeepers at Portland, there were over 10 counties represented, and nearly 100 men and women engaged in the industry present. The different associations will join the parent association, the Oregon State Bee-keepers, and steps will be taken by the local body to join the national American Honey Producers' League. This latter body has for its object the organization of the bee tending of the United States and to carry propaganda throughout the country advertising honey as a food. The slogan of the local association "Eat Lots of Honey, Save More Money and Keep Well" is appropriately worded, and the following is an excerpt from some of the association's literature:

"One 2-ounce comb of pure white honey is equal to 4 1/2 pounds of meal or 5 1/2 dozen eggs; one comb of honey measuring 4x5, or 12 ounces costs in the neighborhood of 35 cents—honey is the richest food that chemists know of; extracted honey can be bought as low as 1 1/2 cents in 60 to 120 pound lots."

## GEO. HIMES, HERE; SECURES MUCH DATA

George H. Himes, secretary of the Oregon Historical society with headquarters in Portland, was in Oregon City Friday and Saturday. Mr. Himes attended the dedication of the new M. E. church on Friday, and on Saturday collected data pertaining to the lives of some of the early Oregon City pioneers. Mr. Himes says that each day many visitors call to view the old relics of the early pioneers, and that visitors are always welcomed. The rooms are open from 10 a. m. to 5 p. m., except the noon hour, but are closed on Sunday. Mr. Himes is also secretary of the Oregon Pioneer association, having held that position since 1886. No man is better posted on the early history of Oregon than Mr. Himes, and he has a handsome collection of slides pertaining to early events, which he has shown in several cities. Next week he plans on going to Silverton to give a talk on the early history of Oregon, illustrating his talk with slides. Himes' duty is also to place on file publication from the various papers of the state, and says if these were placed in one pile, they would be taller than the highest building of Portland. These are carefully stored in boxes. Among these files are some of the first copies of the Oregon City Argus, the first publication of Oregon City, and he has the first copies of the Oregon City Enterprise.

## MEAT WORKERS UNANIMOUS FOR THE BIG STRIKE

CHICAGO, March 17.—An almost unanimous vote in favor of national strike in the packing industry was cast throughout the country, according to union officials, who began to count the ballot Friday night. Definite returns were not expected before Saturday morning.

## Dedicatory Services Today for New Methodist Church Opened by Bishop Shepard



Top—Residence altered into church edifice. Below, left to right—R. B. Cox, A. F. Jack and L. P. Horton of building committee and Rev. Melville T. Wire, pastor.

With special dedicatory services this morning in charge of Bishop W. O. Shepard, of Portland, the new Methodist church of Oregon City will be officially opened.

Ever since the fire, which burned the old church at Seventh and Main streets to the ground, on the morning of November 15, 1919, the Methodists have worked hard and faithful to secure a church site and edifice which would be a credit to the denomination. When the Caulfield property on Eighth and Center streets hill section, was offered to them, the immense task of raising funds and remodeling the huge residence into the present fine place of worship, confronted the committee and members. However, the feat was accomplished, and today the church which stands on the bluff overlooking the business section of Oregon City, is one of the finest church properties on the coast.

It has 132 feet frontage on Center street and is 105 feet deep. The building measures 40x76 feet. The audience room is 38x60 feet and is on the second floor; it has a small gallery. On the first floor there are eight rooms, including an Epworth League room, Sunday school department rooms and a well-equipped church kitchen. Two pipeless furnaces have been installed to heat the plant. Complete with equipment it represents an outlay of approximately \$9500, besides the original purchase price.

The services commence this morning at 9:30 o'clock with the Sunday school session, and a sermon by Bishop Shepard, special music and other appropriate numbers, assisted by the pastor, Rev. Melville T. Wire, in the evening Rev. E. E. Gilbert, formerly pastor here, but now in charge of the Salem district, will deliver a sermon and Rev. Edward Laird Mills, editor of the Pacific Christian Advocate, will deliver an address also. The complete program for the day's services will be as follows:

Morning—Sunday school 9:30 a. m. Service 11 o'clock. Voluntary; Hymn 661; Apostles' Creed; Prayer, Rev. M. C. White, D. D.; Anthem; Psalm; Gloria Patri; Offering; Announcements and Preliminaries; Hymn 207; Sermon by Bishop W. O. Shepard, D. D., L. L. D.; Dedicatory Service conducted by Bishop Shepard; Hymn 610; Benediction. Evening—Epworth League, 6:30 o'clock. Miss Violet Roberts, Leader. Short Addresses by Visiting Pastors. (Service 7:30 o'clock) Voluntary; Hymn 383; Prayer; Anthem; Scripture Lesson; Offering; Announcements; Hymn 666; Address by Rev. E. E. Gilbert, D. D., District Superintendent Salem District; Address by Rev. Laird Mills, D. D., Editor Pacific Christian Advocate; Hymn 415; Benediction.

## \$5000 RAISED AT DEDICATION M. E. CHURCH

The dedicatory services for the new Methodist church of Oregon City were opened Sunday by Bishop W. O. Shepard, with one of the best addresses ever heard here. The church was crowded to capacity and the decorations were beautiful, the rooms being filled with potted palms and flowers. After the completion of Bishop Shepard's address, he asked for subscriptions from the assembly to complete paying off the church's indebtedness

## COMMISSION IS READY TO MATCH FUNDS FOR LOOP

PORTLAND, March 21.—An offer to match all money contributed by Multnomah and Clackamas counties for the Mount Hood loop and put the work under contract at once was made by the state highway commission Monday afternoon. The commission also said it was willing to advance the necessary funds, providing the counties promised to reimburse the state next year. A large crowd of people recommended that the proposal of the highway commission be accepted by Multnomah county commissioners. The latter took the matter under advisement.

Such is the status of the Mount Hood loop project. The next move will have to be made by the Multnomah county board. R. A. Booth, speaking for his colleagues, J. B. Yeon and W. R. Barratt of the highway commission, announced that the estimated costs of building from the Multnomah county line to Zigzag, the point where the forestry department has built a road onward to government camp, is about \$610,000. Of this sum \$107,000 will be required for the 6.9 mile stretch between the Multnomah line and Sandy postoffice. From Sandy to Zigzag is 17.4 miles and the estimated cost of this mileage is \$503,000 and which includes \$8000 a mile for maintenance. Clackamas county has \$85,000 and this with \$85,000 from Multnomah will make \$170,000 which the state is willing to match, making a total of \$340,000 or \$163,000 less than is necessary to build the mileage.

It was up to the two counties, explained Mr. Booth, to say what they would contribute, for the state would match what the counties actually give. "And," he added for County Commissioner Holman, who said Multnomah has no money available, "we will lend the money, but the agreement must recite payment next year." The proposition of the highway commission met with enthusiastic favor from the throng of persons that filled room 520 at the courthouse.

In the opinion of the highway commission, the proper place to start is from Sandy and improve the road to the edge of the forest reserve so as to make available \$260,000 road which the government and state have constructed between Zigzag and Government camp. This latter road is now 87 per cent complete. The road between Sandy and Multnomah county line and Sandy is now fair and the state has offered to assist Clackamas county in its maintenance, so there is no pressing need to spend \$107,000 on this 6.9 miles for the present.

Harvey Cross, judge of Clackamas county, showed that this county has \$85,000 available for the loop now, but for future contributions he would make no guarantee as that was a matter which would have to be settled by the Clackamas county budget committee from year to year.

While assuring everyone that he believed in the Mount Hood loop, Ralph Hoyt, Multnomah county commissioner, said that there is need for paving the road to the St. John terminal district, the Foster road and the Columbia slough road and he thought that roads within the county should first receive attention. He said that Multnomah county has a road budget of \$550,000 for this year. Judge Cross took occasion to observe that Clackamas county has a road budget of \$600,000 and that if Multnomah bonded itself for roads in proportion to the way that Clackamas has done, the Multnomah bond issue would be for \$20,000,000.

Attending the conference were the state highway commissioners, the Multnomah county commissioners, the Clackamas county court, the government officials, the members of the tax supervision and conservation commission, the district attorney, 21 selected citizens picked by the Multnomah commissioners, and a number of plain citizens who attended the meeting because they wanted the road built.

## DEPOT HEARING SET FOR MARCH 28, THIS CITY

The advertised meeting of the Live Wire depot committee and members of the public service commission, which was to take place on Monday, March 28, in the Commercial club parlors, this city. At this hearing, the members of the commission will determine whether or not Oregon City should have a new Southern Pacific depot, and every citizen, clubs, organizations and business men are urged to attend and present data concerning the inefficient and out-of-date depot now being used here.

## MRS. SETERA REPORTED TO BE GAINING

Late reports from the Good Samaritan hospital last night, say that Mrs. Ann Setera, who was shot by her son here last Thursday, is resting easily and in all probability will get well. Dr. Ross Eaton said Monday evening that if Mrs. Setera does not weaken more than she has during the past two days, she stands a good chance for recovery.

## OREGON GUARD LEADS ALL STATES WEST OF MISSISSIPPI RIVER

SALEM, Ore., March 18.—Reports reaching the adjutant-general's office here today from the war department shows that Oregon's national guard is ahead of all states west of the Mississippi river. An official table included in the report shows the standing of all states in the work of reorganization and rehabilitating the citizen army following the war. Not only does Oregon show a strong lead over all other states in the 9th corps area, but it is fifth in the entire United States. Washington is also in a strong position with 11th place, while California is shown as third on the list. Indiana brings up the end of the procession with 47th place. The total present strength of the national guard of the United States is shown to be 89,323 men, while the authorized strength is 210,833.

## PHONE CO. REPORT SHOWS BIG PROFIT

PORTLAND, March 12.—At the crest of the public clamor against recently increased telephone rates in Oregon under the award of the public service commission to the Pacific Telephone & Telegraph company, the revival of the annual report of the American Telephone & Telegraph company, its parent corporation, does not spread oil upon the troubled waters.

The 1920 report of the titanic public service corporation, aside from its discussion of relationship with the Western Electric company, is not conducive to popular sympathy, declared W. P. LaRoche, ex-city attorney. "If ever a public service corporation was able to absorb the shock of changing conditions," observed LaRoche, as he regarded the statement of earnings and expenses, "it is this one. The record here set forth shows a marvelous growth—a progressive prosperity that triumphed over difficulties of the war era and actually increased by millions its earnings, during that period and the period of readjustment."

## CHAUFFEUR'S LICENSE LAW AFFECTS MANY

T. A. Rafferty, chief field deputy of the state motor vehicle division, was in Oregon City Saturday for the purpose of seeing that the chauffeurs' license law is being enforced, and that drivers of for hire cars, draymen and others who make a charge for hauling or transporting passengers by motor vehicle, have the proper authority. Heretofore, there has been some misunderstanding among draymen and others over the license, and not until March 15th, when the attorney-general of the state handed down his opinion on the law, has the matter been cleared up. According to the opinion given out, all persons driving motor vehicles carrying passengers wherever a charge is made, transferring or making a charge for hauling and for hire drivers, must take out what is known as a "chauffeur's license" issued by the state motor vehicle department. The law will be rigidly enforced hereafter, say officials.

## June Election Calls for Double Boards

SALEM, Ore., March 16.—Under the new law providing for double election boards, the second boards may be provided for the forthcoming June election in those precincts wherein the new boards were appointed last January, according to Attorney General Van Winkle. In those precincts where no new boards were appointed last January the amendment cannot become operative at this time for the reason that no means of appointing the additional judges and clerks prior to next January is afforded. He also held that \$20,000 appropriated for the use of the child welfare commission does not become available until the law carrying the appropriation becomes effective on May 25, and that all measure, and amendments referred to the people by the recent legislature must go on the ballot for the special election June 7.

## KING OF SIAM BREAKS HIS ENGAGEMENT

BANGKOK, Siam, March 17.—The young king of Siam has broken his engagement to wed his cousin, the daughter of Prince Rarathip, on the ground of incompatibility of temperament. The royal couple had been betrothed but a few months and it is believed in official circles that the ill-health of the princess was a contributing factor in calling off the match.—Journal.

## CONGRESS WILL MEET APRIL 11 TO FACE ISSUES

WASHINGTON, D. C., March 22.—A formal call for an extra session of congress to meet April 11 and receive legislative recommendations from the new administration, was issued today by President Harding.

None of the specific problems were named in the proclamation, the president merely designating an extraordinary occasion required that congress convene "to receive such communication as may be made by the executive."

Mr. Harding already has indicated however, that the tariff and taxation will be foremost in his message. He is expected to make a plea for prompt relief to the nation's agricultural interests and the list of recommendations may touch many other subjects, such as the railway situation, the merchant marine and immigration.

One expected recommendation relative to reconstruction measures within the government machine is the creation of a general commission to dispose of many kinds of property acquired by government agencies during the war. Whether the message will touch on foreign relations is a matter of speculation, but the president has indicated his primary desire is that the session work out a plan of governmental rehabilitation at home.

A program has been discussed at conferences between the president and congress leaders and, although definite decisions are to be made, a feeling of confidence is manifest that there will be a working agreement that will expedite legislative business from the start.

## MILWAUKIE MAN BURNS CAR TO GET INSURANCE

PORTLAND, March 19.—R. S. Smith of Milwaukie, awaits action by the Multnomah county grand jury on an arson charge as the result of an attempt two weeks ago to liquidate a liability—as which he classed his automobile when he lost his job with the Willamette Pulp & Paper company. The machine reported stolen on March 6, was found, fire-swept, by Mrs. Ned Reed of Multnomah station Thursday, about a mile and a half south of her home off the Capitol highway about 200 yards.

Investigation by Joe Keller, special agent of automobile underwriters, and State Fire Marshal Pomeroy Friday led to a confession by Smith before Deputy District Attorney Hammerley and Deputy Sheriff Schirmer that he set fire to the machine that he might collect the insurance. He had driven the automobile off the highway into a secluded grove, sprinkled gasoline about liberally, arranged a gasoline soaked bonfire of limbs of trees beneath the machine, and had touched a match to the array. Charred sticks beneath the automobile were absolute evidence that the blaze was incendiary.

Since the disappearance of the car, Smith twice has tried to collect his insurance, without avail, the company putting him off on some pretext while the case was being investigated.—Oregonian.

## ADAM SETERA IS CONFINED IN STATE ASYLUM

Adam Setera, aged 17, who shot his mother four times last Thursday afternoon in this city, was adjudged insane by Doctors Hemstead and Strickland Saturday morning and he was taken to the state asylum. Mrs. Setera, the mother was reported to be gaining late Saturday evening, and if she can keep alive two days longer, she will recover, according to Dr. Eaton, the attending physician. Transfusion of blood from one of the children will take place if the mother recovers sufficiently to undergo the operation, it is reported.

## Long Will Ship 500 Crates Broccoli

David Long, secretary of the Clackamas county fair association, whose home is located at Hazella, was in Oregon City Friday afternoon, bringing some of his famous broccoli, which he presented to his friends. Mr. Long is specializing on this variety of vegetable, and from his four acres at Hazella, will ship about 512 crates of broccoli from the farm this season, much of which will go to the Eastern markets. Long's broccoli is of some of the finest grown in the west, and there has always been a ready demand each season for his crop. The shipment from Hazella and Oswego this season will be about 1000 crates.