

OREGON CITY ENTERPRISE

FIFTY-SIXTH YEAR, No. 20.

OREGON CITY, OREGON, FRIDAY, MAY 19, 1922.

ESTABLISHED 1866

MOUNT'S VERDICT \$20,000; APPEAL WILL BE TAKEN

Oregon City Doctor Wins Suit Against Local Physicians; Judgment Is Returned by 9 to 3 Vote of Trial Jury.

DELIBERATION TAKES FIVE AND HALF HOURS

Hearing in Circuit Court Is Ended After Seven Days In Hands of Tribunal Here.

A \$20,000 verdict in favor of Dr. H. S. Mount, was returned by the jury in the libel suit which has been in court here for the past week. The action was taken after five hours and 23 minutes deliberation.

The verdict was returned at 10:05 o'clock Saturday night.

The vote of the jury stood 9 to 3, E. C. Brown, foreman, reported at the request of the court.

The verdict was returned in a lump sum against all of the defendants collectively.

Through the rulings of presiding Judge Morrow, the defendants have two weeks to file their motion for a new trial, or to appeal.

Dr. Oral A. Welsh, first named of the defendants in the libel action, stated Saturday that an immediate appeal to the supreme court will be taken immediately in an effort to break the verdict handed down Saturday evening. "We will fight the case if it takes ten years' litigation in every court in the land," Welsh stated.

The jury in the \$50,000 libel suit brought by Dr. H. S. Mount against seven local physicians, retired at 4:22 o'clock Saturday afternoon. The conclusion of the trial came on the ninth day since the beginning of the hearing in the circuit court here, and marked the seventh day of the hearing.

In addition to the verdict either for or against the plaintiff, Judge R. G. Morrow, who is trying the case in Judge J. U. Campbell's stead, instructed the jury that they might bring in a verdict in the form of lumped damages against the individual defendants named in the action.

The entire day was taken up with the arguments of the attorneys, the evidence having been completed on Thursday afternoon.

Judge Morrow set May 27 as the last day for the filing of an appeal for a new trial and June 24 as the date for filing a bill of exceptions.

Indications are that the case will go to the supreme court. E. B. Tomlinson, counsel for the defendants, stated that if a verdict is returned for Mount, no matter what the sum, the case will be appealed. Ben C. Day, Mount's attorney, refused to state definitely what action would be taken in the event the case went against them, but said that no decision would be made until the outcome of the case is known.

The suit was filed February 14, 1921, following the presentation to the county court of a protest against the payment of a fee to Dr. Mount for an autopsy over the body of Alice DeFord. DeFord was shot while escaping from a local officer.

The protest was signed by Doctors O. A. Welsh, M. C. Strickland, A. H. Huycke, C. H. Meissner, Ross Eaton, Geo. E. Stuart and C. A. Stuart. They charged that the bill had been contracted by private parties, and that in asking for the fee, the defendant, Mount was guilty of "graft and profiteering." They also accused him of "gross ignorance," or giving "grossly misleading" statements in his testimony before the coroner's jury.

The jury is composed of Clare E. Anthony, New Era; Fred C. Goodridge, Clackamas; William Lewis, Evergreen; Grover C. Pomeroy, Killena; Thomas E. Brown, Carver; Edgar C. Brown, Carus; Charles Shranke, Sandy; George DeBok, Willamette; Augusta B. Haberland, Clackamas; Maggie Johnson, Milwaukie; Adam Bell, Damascus; and Jake J. Michels, Oregon City.

Attorneys for the defense were Grant B. Dimick, and E. B. Tongue. Ben C. Day, assisted by George Buland, was counsel for the plaintiff.

HENRY O'MALLEY NAMED AS FISH COMMISSIONER

Henry O'Malley, former resident of Oregon City, and one time superintendent of the fish hatchery at Clackamas, has been nominated for the position of commissioner of fisheries on the Pacific coast.

Mr. O'Malley's nomination will be sent to the senate shortly by President Harding. The appointment follows the recent resignation of Dr. Hugh M. Smith, who has held the position for nine years.

The prospective new commissioner is well known in this district, having lived here for some time.

COUNTY COURT AWARDS CONTRACTS FOR ROADS

Portland Firm Low Bidder on Oswego Work; L. A. Smith Gets Rock Crushing Job.

The contract for grading 1.6 miles on the Oswego-Dutchtown road, was granted by the county court Monday to Casito and company of Portland. The contract price was \$7,988.74. The estimates made by Engineer D. T. Meldrum for the work were about \$10,000. Seven bids were submitted.

The plan for the improvement of the road is to rock as much as the present funds will permit this year. Some 1500 feet over the new cut will have to be taken care of, and it is expected that next year market funds will be available for the continuance of the work. Mr. Meldrum says the road is included in the big market road program for 1923, the surveys for this having been already submitted to the state for approval.

The contract for the crushing of rock from 6,000 to 10,000 cubic yards of rock at the county crusher two miles northeast of Macrum, was awarded to L. A. Smith at a price of \$143, rock placed in the road. The improvement of this road, known as Market Road 5, and extending from Oregon City to Silverton, is being done by the county under forced account. This road is the route over which the interior highway, being advocated between here and Salem, is expected to be dedicated.

The county court has also decided on the building of the two short wooden span bridges across the Big Sandy in the Zig Zag section.

ANNUAL SCHOOL MEET IN TRACK EVENTS SET

Contests to Be Held May 27 At Gladstone; Secretary Announces Day's Program.

The annual grammar school field and track meet is to be held in Gladstone on May 27, according to the announcement of J. W. Leonhardt, secretary of the Clackamas County School Athletic league. Six classifications embracing boys and girls of different ages have been arranged.

The program of event follows:

- Event for boys up to 9 years, who have not reached 10 years; 50 yard dash.
- Event for boys up to 12 years, who have not reached 13 years; 50 yard dash; 220 yard relay (four boys).
- Event for girls up to 9 years, who have not reached 10 years; 50 yard dash.
- Event for girls up to 12 years, who have not reached 13 years; 50 yard dash; 220 yard relay (four girls).

Girls' Event Arranged.

Main events open to all girls: 1. 50 yard dash. 2. Basketball distance throw. 3. Baseball distance throw. 4. Indian club race (ten girls). 5. 220 yard relay (four girls).

Main events open to all boys: 1. 50 yard dash. 2. 100 yard dash. 3. 220 yard dash. 4. 440 yard run. 5. Half-mile relay (four boys). 6. Broad jump. 7. High jump. 8. Pole vault. 9. Shot put (12 lb.). 10. Javelin throw.

Rules on which the contest are to be staged, follow:

The entry fee is \$1.00, payable to the treasurer, Supt. R. I. Abraham, Molalla. Send your fee to the treasurer, and your name to the secretary.

Each competing school shall not later than May 22 have in the hands of the secretary a complete list of contestants from that school, giving age of each contestant and events to be entered. Make up this list at once and send it in, thereby doing away with confusion at the last minute. Absolutely no entries will be received after May 22, so get your list into the mail by then.

16 Years Is Age Limit.

No contestants shall be allowed to compete who is over 16 years of age, but contestants shall be eligible until the seventeenth birthday is reached.

Each school shall be allowed not more than three entries for one event, except for the relay, which has four entries.

No contestants may compete in more than four events besides the relay or Indian club race. Boys may compete in one relay and four other events; girls may compete in the relay and three other events, or in the Indian club race and three other events.

Admission will be 15c for all school pupils and 25c for adults. Contestants whose names appear on the lists mentioned in par. 2, will be admitted free. Tags will be issued at the gate. It will be best for each school to keep together at the gate, and some person should be in charge of the delegation.

The secretary will be inside the grounds to check in all contestants. The track teams will report to the secretary in a body upon being admitted to the grounds.

In each event there will be awarded a first prize, 5 points; a second prize, 3 points; and a third prize, 1 point. The relays and the Indian club race will each carry a first prize only, the 5 points going to the winning school. The school winning the meet will be given possession of the silver cup now held by Gladstone.

GLADSTONE WILL BE SCENE OF NEXT GROCERS' PICNIC

Merchants Association Votes To Use Chautauqua Park For Next Frolic; Report of Committee Is Favorable.

10,000 PEOPLE ARE TO COME AS GUESTS

Use of Grounds Is Granted by Head of Association Here; Transportation Is Assured.

The annual Grocers' Picnic, largest frolic of its kind on the Pacific coast, will come to Chautauqua Park at Gladstone on July 26 for its 1922 celebration.

This decision was reached at the regular meeting of the Portland Retail Merchants Association Monday evening, after a favorable report was turned in by the committee. Negotiations with local representatives of the Clackamas County Business Men's Association have been going on since the invitation was extended the state organization over a month ago. A thorough investigation of the merits of the park was made by the Portlanders, as the groceryment do not have an ordinary picnic and there were many provisions to comply with.

All in all there will be perhaps ten thousand people at the park during the day and evening, and prizes aggregating several thousand dollars in value will be given away. A full program of sports and amusements, with a day and evening dance and an evening entertainment in the auditorium will make the day memorable.

On the Portland picnic committee are W. W. Hill, chairman; E. C. Guenther, and Harry Corkill, with D. R. Norton as secretary. Representing the Oregon City group were President Jas. Brady, Secretary Arthur Beattie, Charles Dickey, and Hal E. Hoss. Brenton Vedder, mayor of Gladstone and E. L. Pope of Parkplace also assisted in arranging details.

The use of Chautauqua Park is granted through the courtesy of Judge Harvey E. Cross, the owner. The cooperation of the P. R. L. & P. company has been assured to handle the crowds, and many thousands are expected to attend in automobiles. The picnic is confidently looked forward to as the largest ever held by the association. Previously they have always been held at Bonneville, on the Columbia river.

STATE PARK FOR OREGON CITY TO BE ADVOCATED

Farm Department Organized by Commercial Club; Plans for Marketing to be Aided.

O. E. Freytag was Tuesday night elected head of the Agriculture department of the local Commercial club which is the tenth of the 11 departments to organize under the new plan. J. R. Humphrey and A. L. Beattie were elected members of the executive committee.

Electing for fostering the general agricultural condition of the county and to aid in the marketing of farm produce, especially small fruits, were discussed. The department is to meet next Thursday evening for the purpose of further consideration of plans.

The Conventions department, the last of the groups, will meet tonight at eight o'clock.

The creation of a state park on the ground at present operated by the city as an auto camp site in Hawley Park, is the proposal made by M. D. Latourette, a member of the park committee which has the administration of the grounds in hand. The state, Mr. Latourette points out, is taking control of a number of parks throughout Oregon with the view to operating them during the entire year. Hawley Park with its 50 to 60 acres, would make an ideal location, he says, and it is probable that the matter will be presented to the next session of the state legislature.

Although the park has been opened for tourists this year, repairs are still under way. The P. R. L. & P. is constructing a new roof to the dancing pavilion, which was damaged by a falling tree last winter. A building 16 by 36 is being constructed for five shower baths and other accommodations. A new backstop for the ball diamond has also been built.

The road has been put into passable condition by the parkkeeper and no attempts toward a permanent improvement in this regard are to be made until later in the year after the South End outlet is completed. This will run within a couple of hundred feet of the park and will probably connect with a hard surface pavement running to the park.

The placing of the park under the statewide fee system has been delayed pending advice from other cities who have agreed to the plan. City Attorney O. D. Eby, who was a delegate to the Roseburg convention at which the fee system was framed, states that no action will be taken here until advice is received from the association as to whether or not the scheme is to be put into practice. A 50 cent fee per car for each day of stay, is contemplated. The local park is being put into shape so it can be classed as a "standard park." An application for gas service for cooking purposes, is still pending with the company.

22 BONUS PAPERS FOUND

OLYMPIA, Wash., May 12.—Mysteriously missing for more than a year, 22 applications for the state bonus to veterans turned up even more mysteriously in the mail delivered to the veterans' compensation department today.

Quick Action of Telephone Girl Captures Thief

A strange series of coincidents and the quick wit of a telephone girl, Saturday night landed Edward C. Cannon in the county jail, charged with obtaining money under false pretenses. Cannon tried to represent himself as Eddie Shannon, the Seattle prize-fighter, but it didn't go with Mrs. Amy Downey, the telephone operator. Shannon had been a frequent visitor at her home, and she knew him well. Likewise she knew that the man who appeared in Oregon City was not the ring expert.

Cannon early in the evening went into Price's department store, and purchased a \$5 shirt. He presented a check for \$20 on the Bank of Commerce, signed by "Eddie Shannon." It was cashed and he received \$15 change.

A. A. Price soon became suspicious and in company with Deputy Sheriff Henry Hughes started to look for the man. In the meantime Cannon dropped into the phone office. He wanted a dentist, he said, and asked the phone operator to call one for him. He said he could not talk because his jaw was hurting and asserted that he had been in a fight with Alex. Trammittas. The operator got Dr. Krassig on the phone, and Cannon went into a booth to talk after the girl refused to conduct the conversation for him.

Then Cannon told Mrs. Downey he was Shannon. She insisted that he was not. But the man maintained that he was, "inspite of the fact that he didn't look like Shannon."

He left. Just then Price and Hughes dropped into the office and phoned to the Portland police to intercept the man. Mrs. Downey informed them that he had just left the office and a chase started. It carried the officers as far as New Era, but without any result.

Then Mrs. Downey and her husband were crossing the Fifth street bridge on their way home. On the bridge they passed Cannon. Mrs. Downey immediately went into the Crown-Williamette Inn and phoned the authorities. As it happened, Price and Hughes had dropped back into the telephone office, and the operator there told them that Mrs. Downey had just called in. So when the short chase artist stepped off the bridge, unwelcome arms were awaiting him.

He was lodged in the county jail, and his proper name determined from letters found on his person. He would say little of his life, though one of the letters disclosed the fact that someone, evidently his mother, had written him, asking him to "go straight."

Exactly what technical charges will be lodged against him, will be decided Monday.

O. E. FREYTAG TO HEAD AGRICULTURAL DIVISION

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EXPRESS CRASHES AUTO; 1 KILLED, 25 INJURED

BATAVIA, N. Y., May 13.—The east-bound Black Diamond Express on the Lehigh Valley was wrecked near North Leroy shortly before noon today. First reports said three cars were overturned and a number of persons injured. Doctors were sent from here.

At division headquarters of the Lehigh Valley, it was said, reports from North Leroy were that one person was killed and about twenty-five injured in the wreck.

The train ran into an automobile at a grade crossing, the engine and three cars of the express being derailed and overturned. The driver of the automobile was killed.

10,000 REPORTED SLAIN IN ONE CHINESE TOWN

SHANGHAI, May 11.—Ten thousand inhabitants of Cheng Chow, city in Honan province, were slaughtered by troops of Chao Chieh in two days' fighting before the insurrection against Wu Pei Fu was crushed, according to advices from Kai Feng Fu.

TWO PRISONERS BREAK WAY OUT OF COUNTY JAIL

E. C. Cannon, L. B. Chase Saw Thru Cell Bars Early Tuesday Morning; Escape Said Aided from Outside.

COMPANION DECLINES OFFER OF FREEDOM

Local Authorities Refuse to Keep Desperate Criminals In Quarters at Courthouse.

Another jail delivery from the county bastille in the basement of the courthouse was effected early Tuesday morning. Two prisoners are at liberty as the result. Discovery was made by the sheriff's deputies about eight o'clock Tuesday a. m.

Edward C. Cannon, of Portland, arrested Saturday night due to the quick wit of Mrs. Amy Downey, telephone operator, escaped and with him went Leslie B. Chase of Milwaukie, who had but four days of a 25 day larceny sentence to serve.

The two men sawed through two bars on the north side of the jail, a job which must have taken them many hours of work. Outside help from friends of Cannon in Portland is believed to have made the escape possible. Robert McGinnis, awaiting trial on a larceny charge and the only other prisoner in the jail, declined to take advantage of the opportunity to flee.

Cannon was to have been tried on Wednesday in justice court. He was arrested after he had given the name of Eddie Shannon, Seattle puglist, to the telephone operator, who knew Shannon.

The county jail has been broken a number of times and the local officials refuse to keep any desperate criminal there. An attempt to escape by sawing the hinges of the door was recently frustrated, and Charles Wells at present doing time in the penitentiary for non-support, confessed to the attempted delivery.

A fund of \$6,500 was provided at the last budget meeting for rebuilding the jail, but the contracts are still under consideration by the county court.

Ku Klux Klan of State Attacked In Proclamation

SALEM, May 13.—Governor Olcott, in the first proclamation of its kind ever issued in the United States, today denounced the Ku Klux Klan as an invisible organization attempting to usurp the reins of government with aims unknown to others than themselves, and called upon the judges of all courts, sheriffs of the counties and all other law enforcement arms of the state, to guard closely against infraction of the Oregon laws and insist that unlawfully gauded men be kept from the streets.

"I call upon all loyal citizens of the state to give support to the proper law-enforcing arms of the government in this movement; against masked riders or cloaked and disguised figures who unlawfully skulk about on secret missions for unknown ends," he said.

"If masked men are permitted to roam promiscuously at large it will not be long before our wives and daughters will know no safety, our homes will no longer be our castles, and the streets will be scenes of disgraceful riot. Those practices must cease if there is law in our land and true Americanism is to prevail."

2 PORTUGUESE AVIATORS FALL IN SEA; RESCUED

LISBON, May 12.—The Portuguese airmen, Captains Soutinho and Saad, who attempted to complete their trans-Atlantic flight yesterday in a new Fairey hydroplane, fell into the sea between St. Paul Rocks and Fernando Noronha and were rescued by the British steamer City of Paris.

NEW RECORD SET FOR TAX COLLECTIONS HERE

Report of ORP HISTORICAL SOCIETY for Public Auditorium Made for Half of Year; Work Speedily Handled.

The final returns on the first half of the taxes for this year, were made to the treasurer yesterday by I. D. Taylor, head of the county tax department. The collections of the first period this year, aggregated 51 per cent of the total amount on the entire assessment roll and the speed with which the work was handled this year has set a new record for the tax office.

The collections started this year on February 20, and the final "turn-over" was made May 16. In 1921 the work required from February 9 to May 28, though the collections for the half year were somewhat larger. The 1920 collections required from February 3 to May 15, but during that year the amount was a third less than it is this year. In 1918 collections required on the first half of the taxes from February 3 to May 29.

The total assessment roll for the present year is \$1,498,401.17 while the collections to date on the first half of the taxes total \$762,785.50. The semi-annual report for 1918 was \$653,229.55, and the work this year, handled in exactly one month's less time, was done with no increase in the tax department's staff.

The first half of the taxes become delinquent April 5, but due to the heavy rush of business more than an additional month is required to complete the audit of the books. The remainder of the years taxes are delinquent October 5.

Earth Quake Is Felt In Homes Of Oregon City

A light earth quake, which did no appreciable damage save perhaps the shaking of a few dishes from shelves in the cupboard, was felt in Oregon City at 9:30 Monday morning.

The quake was general over a considerable portion of the state and is believed to have been started at a considerable distance, traveling from southeast to northwest.

"It probably was an earth wave," explained Ira L. Williams, geologist of the Oregon bureau of mines and geology. It apparently was an up-and-down movement of the solid structure of the earth.

Williams, speaking from a geological viewpoint, expressed the opinion that in describing the phenomenon as an earth wave, differentiation should be made from a "slip" or a positive earthquake. He considered it to have been caused by a shock passing thru the solid structure of the earth with the up-and-down movement referred to. When such tremors become sufficiently severe, they result in an earth break, or fracture of the upper layers of earth formation. He expressed the opinion that shocks of such violence would be extremely improbable here, however, because the strata underlying this district are more soft and yielding.

Williams would not hazard a guess as to the central point of the disturbance or its probable cause. He rather scoffed at the theory that recent reported shifts of the earth's axis might be responsible, holding that the shifting, which goes on all the time, is so slow and slight at any particular time as to become a negligible factor in geologic changes.

THREE ACT COMEDY TO BE GIVEN BY STUDENTS

The Class play presented annually by the graduating class of the Oregon City high school will be given Friday and Saturday, May 19 and 20 at Shilvers Opera House. "The Best Man Wins" is regarded as one of the best plays written for high school use. The entire cast has been putting in much time to make this play this year and they state that the play will be as good as any ever put on before.

The cast is as follows: Gordon Wainwright, a senior of Lakeview, in society—John Bennett; Perry Spencer, "Pug" Collins, and "Nick" Meade, seniors who regard themselves as "in society"—Harold Shaver, Pete Lantz, and Eloy Anderson; "Tommy" Thompson, baseball star and sophomore—Richard McGarrity; "Dub" Duffield, champion debater—Theodore Roake; Beane, a freshman, who looks the part—Pringle Holliday; Eleanor Forbes, a popular girl—Betty Krause; Mrs. Lee, Eleanor's aunt, and an aristocrat—Ardis Ward; Violet, a helpful sort of person—Florence Shaver; Gertrude Spencer, Spencer's sister—Pauline Pace; Miss Peggy Jones, a Lakeview girl—Ethel Gillett; Miss White, visiting Lakeview—Mary Oman; Jean, a chauffeur—Cyril Justin; Mike, a lunch hustler—Cyril Justin.

The reserved tickets will be placed on sale Tuesday morning at Huntley Draper Drug store.

LOCAL FARMING FIRST IN STATE, REPORTS EXPERT

County Agent In Talk Given at Live Wires Luncheon Describes the Agricultural Development In District.

MEETING COMMENDS SCENIC RIVER ROUTE

City Council to be Asked to Install Electric Illumination on Blocks at Intersections.

A forty million dollar industry, ranking first in the state in numerous classifications and fourth in the grand total of its products, was the characterization of Clackamas county's agricultural development made by Walter A. Holt, county agent, in a talk before the Live Wires of the Commercial Club at their Tuesday luncheon. The city, Mr. Holt pointed out, is not prone to realize the great value of the territory behind it which in enterprise, often outranks even the industrial development of the more populous centers.

"Clackamas county," said Mr. Holt quoting from government census figures, "ranks first in the state in the poultry industry. She has the largest number of farms of any county in the state, ranks third in the value of agricultural investment and second in crop diversity. To a large degree the prosperity of the merchants and the business men depends upon the prosperity of the farmers. Their well being is reflected in the business of the city."

Small Farms Desired.

Speaking of the current trend in agriculture, Mr. Holt pointed out that the movement today is toward smaller farms, with more specialized crops and more efficient methods. The result of this will be more people on the land and correspondingly larger production, he said. One of the things which is to be met in the immediate future of the development of the industry, he pointed out, is the problem of marketing. He pointed to the fruit and berry industry as a local example of the need of organized means of distribution of the produce. "Through the Farm Bureau a successful effort to secure the Oregon Growers to locate in the county, was made," he said, "and as a result the district of Canby will be well taken care of this year. Other arrangements in different districts are still up in the air." He showed that the future of this as well as other lines of farming depended on the ability of the agriculturist to secure easy and certain markets.

The banks of Clackamas county had been first to realize the value of settling the farmer and have greatly fostered, through their financial support, the betterment of the herds and stocks in the county, said Mr. Holt. He laid emphasis upon the need for more general consideration of this nature on the part of the business men, "Clackamas is primarily an agricultural county," he said, "though it is a fact that this is not generally realized. More attention on the part of the city to the farming districts and their needs will help to narrow the gradual breach which has grown between their interests."

Traffic Menace Quoted.

The Live Wires adopted a resolution, proposed by L. A. Henderson, asking the city council to electrify the intersection blocks at 10th and 14th streets. It was pointed out by various speakers that in their present condition, with the coal oil lamps falling to function, they presented a menace to traffic during the night.

(Continued on page four.)

CARUS NINE DEFEATED BY WEST LINN SLUGGERS

One of the fastest ball games of the season occurred at Carus on Sunday afternoon, when the baseball team of that place played West Linn team. The score was 5 to 6 in favor of West Linn.

The batteries for West Linn were John and Nile Zinkler, and for Carus were Fisher and Noeth.

Many from various sections of the county attended the game, West Linn being well represented.

A return game will be played at the West Linn diamond on next Sunday afternoon.

CARL BOYER ARRESTED ON CHARGE OF SPEEDING

HOOD RIVER, May 15.—Traffic Officer Murray Saturday arrested Carl Boyer of Oregon City on a charge of driving 25 miles an hour on dangerous Columbia river highway curves. Boyer, it is said, was driving 35 miles on the straight-aways. He also was unable to show a driver's permit. He was released on his own recognizance.