JURIES LAUDED BY JUDGE FAKIN

MOTION FOR CHANGE OF VENUE IN SCHOOL SUIT DENIED

AGREEMENT REACHED BY LAWYERS

Be Chosen From School Districts Not Affected

In declining to grant a change of venue in the case of W. L. Cooper, assignee, against school district No. 62, in which the plaintiff seeks to collect about \$1,000, alleged to be due for building material, Circuit Judge Eakin Friday paid a high compliment to the men who have served as jurors in his district. George W. Hazen, of Portland, attorney for the plaintiff, asked for a change of venue on the ground that the company he repre-sented was a foreign corporation, and jurors were obtained in the school district they might be prejudiced to the interests of the company. He urged that the case be tried in another county. O. D. Eby and Gilbert Hedges, representing the defendant, argued that as fair a trial could be obtained in this county as anywhere. They said, however, that they would be willing that jurors be summoned from other school districts in the county than the one interested

Judge Eakin declared that he did not agree with attorney for the plaintiff. He said he had never known a jury to treat a corporation unfairly. In fact, he said, the juries in his court had always treated corporations just as fairly as they did individuals. I have known juries composed en-

tirely of farmers," continued the court, "to give verdicts to corporations. In one instance the verdict of the jury was much larger than that tions on that subject." allowed by the judge at a similar hearing. I have known juries to rewhen the members of the panel realized that they would be taxed to help pay the verdicts. I remember a jury largely composed of Socialists, that gave a corporation a just ver-I cannot subscribe to the state- instructions. ment that because the plaintiff is a foreign corporation a jury composed return a fair verdict."

It was agreed by the attorneys that the jurors be obtained from other school districts in the county than district No. 62. The case probably

EUGENICS IS BIG

SALEM, OR., Sept. genices and child warfare department months in Inspector Hayes' district; real smart, the smart and the near of the state fair has been not only that these houses were operating eva center of attraction for parents and ery day, and that they were not being children, but has also proved a very raided?" practical necessity. Efficient emergency service has been rendered by orderly houses had been flourishing in the physicians in charge. They car- that district for that year. But I pre- pretty good asset for any team. A still ed for one of the contestants in the sumed Inspector Hayes was making W. O. W. chopping contest who became overexhausted and collapsed, up. and on Wednesday a prospective young mother, who was exceedingly room was quickly equipped with sup-embarrasing to the Commissioner. plies from the maternity department and the patient was made as comfortable as possible. The need for a baby incubator being anticipated and there he has not repudiated other features. One must have a being none on the grounds, the re- of his recent conference with District sourceful manager of the eugenics de Attorney Whitman, and he is still expartment, O. M. Plummer of Portland, pected to be the chief witness at the secured an incubator from the poul- "John Doe" inquiry into the police sittry exhibit and had it sterilized and heated and in readiness to receive the little one. The physicians in charge, however, including Dr. Mae Cardwell and Dr. Kittle Plummer Gray of Portland, with the assistance of the nurses, succeeded in relieving the patient sufficiently to permit her to be removed by improvised automobile ambulance to one of the city hospitals.

The general feeling among the fair the child welfare and playground sec- gress. The playgrounds have been in in the swings and athletic appurten-

welfare department has been to point say when the prisoners have had out the problems of child life and to enough. assist the parents in solving their particular difficulties. While the child welfare exhibit does not cover so extensive a field as was covered at the Armory exhibit in Portland last winter, it has been pronounced a deciding the deciding ter, it has been pronounced a deciding ter, it has been pronounced a deciding ter, it has been pronounced a deciding term of the plaint. The prison steward said:

"The victuals are good enough for ordinary on the ball field, and also ter, it has been pronounced a decid-ed success. Owing to the limited convicts. We will continue the fare." small children and infants.

strations were given to improvising "barbarous Mexico." a bed for the baby with two chairs. The prisoners are tied over a bar-a sheet and a pillow, and also pre-rel and then gagged so they can make paring a bed in a clothes basket. The importance of feeding the baby with the mother's milk wherever possible ies. From 10 to 30 blows are struck, was delt upon. Miss McNary, superintendent of the Salem hospital, draw blood. was in constant attendance, assisted Police reports this afternoon say by Miss Wishardt, a nurse from one that former convicts are gathering in of the Salem hospitals.

REAL ESTATE TRANSFERS

amas County: \$10. Delia and Hugh Roberts to Mrs. planning an attack on the pail. Bessie E. Bruchert, land in Clackamas County: \$1.

Elizabeth Mullan, lots 31, 32, Gibson's tremely severe. Blood, they say, gush-Subdivision of Tracts 10, 11, 12, 13 and ed in streams, the brine soaked lashes the west 480 feet of Tracts 1 and 2; cutting deep gashes in their bodies.

Phillip Streib and Karolina Streib to Elizabeth Mullan lot 1 of block 3. Streib's First Addition to Milwaukie;

N. Y. COMMISSIONER **KNEW VICE FLOURISHED**

NEW YORK, Sept. 6 .- The relationship between Mayor Gaynor and the New York police department, the Mayor's attitude on the city's so-calied vice and excise problems, and the extent to which the department followed his public declarations of his attitude formed the basis of a relentless cross-examination undergone Police Commissioner Waldo today in the trial of Cornelius G. Haves, form-Court Announces That Jurors Will er Inspector, suspended on charges of making false statements during an interview on the Rosenthal murder reflecting on the Commissioner.

Rhinelander Waldo New commissioner of police, was the first witness called to the stand today at department trial. Douglas McKay, the first deputy commissioner presided, having overruled the conention of Hayes' lawyer that he was incompetent to preside because he

had been subpensed as a witness. Thomas Thacher, Hayes' counsel, thwarted in his efforts to read iuto the record the Mayor's utterance on the vice problem, finally gained recognition from the trial commissioner, Douglas McKay by this declaration:

"I am merely trying to prove that Mayor Gaynor's policy was one under which the social evil was recognized as an unconquerable problem which with the rest nowhere. Then again it had to be endured, but that the evil had to prevent a front of outward decency; that in the failure of Inspector Hayes to raid disorderly houses, he was merely reflecting this policy, and that any orders issued to him by Police Commissioner Waldo were direct ly in violation of that policy. Thacher was then permitted to pro-

eed with his cross-examination along the lines he desired. 'Does not Mayor Gaynor direct

your policy toward vice?" he asked Waldo "He does not," snapped the Com-

"Has Mayor Gaynor ever instructed you how to deal with disorderly houses?

"He has never given me any instruc-Commissioner Waldo testified he

called before him on August 16 the turn verdicts against municipalities various inspectors to ascertain which one of them, if any, had given an annoymous interview, published that day, to the effect that orders have been given by Waldo that no disorderly houses should be raided without his "Inspector Haves then told me that

he understood his orders were not to of Clackamas County men would not raid disorerly houses without specific instructions from me," Commissioner Waldo continued. "Had you ever given him such or-

ders?' asked Terrence Farley, assistant corporation counsel, representing

"He has never given any instructions of that character in any form whatsoever," Commissioner Waldo re-"As a matter of fact you didn't ex-

pect Hayes to raid disorderly houses within his district did you?" "I expected him to raid every dis orderly house as to whose operations

he could obtain evidence." 6.—The eu-

every effort he could to close them

There was much speculation as to team that ever took the field, but in whether Hayes, on taking the stand, interested in the lectures and exhi- would "make good" any of the statebits, became suddenly very ill and rements attributed to him, notably that ceived every consideration. The rest he would reveal department secrets

> Although Hayes yesterday denied in writing that he had said he could force

CONVICTS WHO TRIED

officials, as well as those actively in charge of the eugenics and child welfare work seems to be that a perma-order carried out here today by nent building will be necessary to prison guards on the convicts who take care of future exhibits. It is also figured in the recent state peniten-felt that the exhibits of the school tiary revolt here. The rebellion of Orioles, with such leading lights of children of products and poultry the prisoners is over, but the punish- baseball intuition as McGraw, Jenshould be in connection with or near ment of the ringleaders is still in pro- nings, Robinson, Kelley and Keeler, all

charge of trained attendants. Miss Nine were whipped yesterday, three Brooks of Salem entertains the young-fainting from pain and loss of blood. sters with stories and novel games, The punishment will go on until all besides keeping a watchful eye on the men who participated in the risthose who were amusing themselves ing are punished.

The entreaties of the victims are ances with which the grounds are said to fall on deaf ears. The warden and Billy Sullivan, with their foresight the prisoners say, stands but does and quick grasp of a situation, did a The aim of the eugenics and child not wield the whip. His duty is to great deal toward winning first honors

The trouble started when the convicts protested against the prison fare. "It is rotten and not fit for evfare.

time and lack of financial resources Then the convicts mutinied in the din- haven't done so well since out of ac-It was thought best to confine the ex- ing room and it was necessary to call tive participation in the game. The hibit chiefly to the necessities for out state militia to restore order. The punishment is similar to that In the maternity section demon-inflicted on convicts in the jails of

depending on how many it takes to

groups on the streets here discussing the whipping of the prisoners who participated in the demonstration at the state prison against the food Calvin P. and Louise D. Morse to served. Hundreds of ex-convics are Bessie E. Bruchert, .8 acre of Clack- in Jackson, and it is feared that some of those only recently released are

Militiamen stationed at the jail say the punishment inflicted on the ring-John H. and Rosalind Gibson to leaders in the insurrection was ex-

> Boost your city by boosting your daily paper. The Enterprise should be in every home.

TEAMS THAT HAVE **BRAINY PLAYERS**

Heady Combinations In Big Leagues Not Sirikingly Large.

THE GUBS ARE WELL FIXED.

Chance Has at Least Six Real Smart Pill Handlers-Athletics Also Have Some Quick Thinkers-Two or Three Brainy Men Will Keep Team Up.

The proportion of smart ball players, thinking players, heady players, or whatever adjective serves best as a descriptive, is not strikingly large on the brainiest of combinations. Three, four or at the most five serve to carry a team along to a pennant if the mechanical ability also is there. What would happen if a club could daily put out a team of nine men who were equipped with baseball acumen as well as mechanical ability is hard to conjecture unless it would finish first,



JOHNNY EVERS OF THE CHICAGO CUBS.

Two or Three Enough.

Two or three smart players in the infield and one behind the bat are a for her bedside better asset is a smart manager, as witness the success of McGraw. Mc-Graw's Glants are not the beadlest Mathewson, Merkle and Doyle he has lieutenants of gray matter. With Evers, Tinker, Archer, Sheckard and Leach the Cubs have more quick thinking players than most teams and also a good general in Chance to boss

One must have a care in a discus sion of this sort lest there be the lavidious inference that players not mentioned are shy on baseball sense. but to obviate any such fallacious inference the old plea of want of space can be advanced. Be that as it may, the Cubs, with all their supply of diamond profundity, didn't outguess the Athletics so anybody could notice it two years ago. Mack, Collins, Barry and Davis and maybe one or two others quite held their own with the Cub phalanx of intelligence.

Pittsburgh Had Great Trio.

Wagner, Clarke and Leach were a trio whose brains helped to keep the Pirates in many a race, whereas a conquick, cogent thinkers. Tenney, Lowe, Fifteen convicts were flogged today. Collins. Duffy and McCarthy of bygone Boston days were clear and quick thinkers. In fact, McCarthy has been compared to Mike Kelly as one of the foxiest players of all time.

Fielder Jones, Isbell, George Davis for the White Sox a few years back. Comiskey was as smart a man on the ball field as he has been since off; likewise John Ward. However, there have been not a few ball players who have there have been smart ball players who keenest manager needs some of the quality of keenness under him.

Club Has Woman For Official Scorer. The official scorer of the La Grande club in the Western Tri-state league is a woman. She is a real fan, knows the national pastime from the big gate to the flagpole and doesn't give a hang whether the suffragettes win or lose.

COUPLE GETS LICENSE

A license to marry was issued Friday to Pearl Humphrey and Oren

An Effective Lecture. "Have a drink, old man?" "I've stopped. Every time I drink my wife gives me a lecture." "Have a smoke then?"

"I've stopped smoking too. Same old lecture." "Why, you are completely reformed, Your wife ought to take that lecture on the professional circuit."-Louisville Courier-Journal.

Stories from Out of Town

EAGLE CREEK.

This is very stormy and disagree-

Miss Edith Chapman, of Portland, was the guest of her sister, Mrs. R. Morehead and wife, Mildred, Gladys B. Gibson, last week. Perry Kitzmiller was the week-end ruest of his parents, Mr. and Mrs.

Kitzmiller. Some of the people of this vicinity

Mrs. Roy Douglass left on Monday

for home with the intention of spending a week or two with her parents, ing for Seattle, where she was called Mrs. Bessle Douglass and Miss Bina on account of Mrs. J. F. Pfiffner's ser-Douglass were Portland visitors Tues-Will Douglass and Ed. Chapman

other day.

HAZELIA.

who went to the fields from Hazelia, of Oregon City and will move there in returned last week. They did not remain as long as they had expected, nor get as many berries, because of the rainy weather,

Miss Ana Duncan is spending the streams. Mr. and Mrs. McIntyre, of Oswego, and their children, George, Fred and Olive, Miss Roberta Pollock, of Portland, Miss Mabel and Bertha Elston, of Oswego, Masters Lowell and Otto Blair, and Miss Mabel Wanker, spent Sunday with Mr. and Mrs. Will Wan-

tertained her friend, Mrs. Frank O'tertained her rfiend, Mrs. Frank O'-Conner, and her little son, from Eastern Oregon. Mr. and Mrs. J. N. Morgan, from Portland, and David Herrold, from Ilwaco, visited last week with relatives

in Hazelia. A special church service will be held Sunday, the 8th, at the Hazelia school will be held at 2:30 p. m.

MULINO.

This vicinity was visited with another downpour of rain, accompained by heavy ligtning Wednesday after-

The farmers are all through stacking grain and are anxiously awaiting the coming of a threshing machine to first on sweet corn; Lloyd Jones first finish the harvest

The Ashby and Carson peach orchards were busy places last week, aprons; Eleanor Say, first on caps; the peaches ripening so rapidly that Audrey Wood, first on fuscias. The it was with difficulty that the crop Mothers Club of this district gave ers and hops, but still the work has Portland now. could be saved. Mrs. Lee, who has been visiting old

ed to Silverton last Thursday, Mrs. for the past year, under the splendid was obliged to leave a full days pick-Churchill taking her to Canby in the management of Miss Bettie Batalgia. ings on the vines, as he had the use of afternoon for the evening train.

driver was out at Carl Pairns deliv- trict, even his darning and mending ering meat. An automobile driver by being first-class, and showing Wallace as they are first year, or baby hops, Mr. Cross frightened the team which to be a capable boy, who can raise started to run, throwing the meat box splendid chickens and ducks, as well but they can stand a week longer, and out and running into the rear end of as attend to his own clothing in the it is hoped the weather will clear by the auto, damaging it somewhat, but matter of repairs. The little Hasselfortunately no one was injured. brink baby, who is a village favorite,

OAK GROVE.

tion as telephone night operator.

Mrs, Maud Ellis has a very pretty rose-bead display of Miss Myrtle Aden "Hello," then, "Goodbye" and ring vacant room

display of pillow tops in her window at the postoffice.

Mrs. Will Holt received word vesable weather which we are now en- terday that Mr. Holt has been quite sick since going to Victoria, B. C. Mr. and Mrs. E. C. Warner, Mr.

Sunday afternoon. Mr. and Mrs. R. P. Dear, of Port-

land, were callers Sunday at the home went to the hop fields the first of the of Dr. Alfred Thompson and E. C.

Mrs. J. O. Staats, of Oregon City, passed through here Wednesday morn. ing for Seattle, where she was called

The many friends of Mrs. J. F. Pfiffner will be sorry to learn that she is business trip to Sandy the very ill at a hospital in Seattle. Mrs. Pfiffner was operated on for cancer some time ago and has never fully recovered.

Mr and Mrs. Ed. McLees have sold The party of huckleberry pickers their home and purchased a farm east a few weeks.

E. C. and B. H. Warren joined a party at Oregon City Monday night in planting young salmon in different Mrs. Charles Powell, of Bremmer ton, Wash., is home visiting her father

John Lurk. Wednesday morning while people were peacefully sleeping a fire broke out in Mr. Wessinger's which made rapid progress spreading, and in no time the entire block was in flames. The Sellwood fire department was called and responded readily, and with the aid of Milwaukie citizens, the entire village was saved. Mr. Alby's house was completely destroyed and

Homer Mullin's residence wrecked. WILSONVILLE.

An excellent report of Juvenile Fair schoolhouse at 3:30 p. m. Sunday held here last week has already been given a place in our county paper, a special reporter from The Enterprise office having been sent out by the management on the day of the fair.

It has been conceded that of the eleven districts taking part in the fair, the Corral Creek district carried off the most first prizes, Roy Baker tak-ing several first prizes, as well as the sweep-stake on potatoes; James Say on pop-corn; Claire Say, first on chickens; Anna Batalgia, first on bread and seeds in the spring, and they have The Molalla butcher wagon had trict was awarded more prizes than the neighbor found his own hops could came down in the night which took quite a mishap last Monday while the any other one person in the local diswait no longer. by so doing won the handsome hand

for which she received first prize, was some more. one of the special attractions at the them to get down now, so they could fancy work booth. The beautiful centalk, but they were having the time of ter piece displayed by Martha Struve their life and paid no attention. Beyond came in for many compliments, and delaying some messages they did no she received second prize for embroid- damage perhaps, and surely meant no ery work. Miss Martha is only 13 harm. years of age and has already carried The dog killer has been around and off many prizes at the Clackamas Baker's two valuable dogs were found County fairs. The program given in by the roadside poisoned, and two the afternoon was a splendid one, and others were missing, and a few weeks each number was loudly applauded, ago Harry Gebhardt's dog, which they and a better program was given in valued very highly, came up missing the evening that has never been Mr. Baker thinks he has a pretty good surpassed in the county. W. W. Graham, who has just recently if he can follow it up. and Helen Wetzler, were motoring returned from Germany, delighted with the violin. The Misses Brobst rendered an instrumental quartette, Sherman Seely, Mrs. Joe Thornton, Miss Straw and Miss Willis rendered beautiful songs. George Batalgia gave comic recitation and Miss Mary

Brobst gave some splendid plano solos The addresses given in the afternoon by State Superintendent of Public Instruction L. R. Alderman, County to waste. Superintendent Gary, and Prof. Ress-ler, of the the A. O. C., will long be superintendent of our village fair, who the news with sadness. has been so untiring in her efforts for its success, deserves the highest mendation for the superior way in which every detail was carried out.

H. D. Aden was a city visitor Tues- tiful.

Miss Minnie Price, of Portland, at-

tended the fair on Thursday. Mrs. Melvin and daughter. Lois. spent Saturday and Sunday in Wood-

Mrs. G. E. Gould, of Salem, visited riends here last week. Miss Pearl Bailey and Mrs. Jones

ittended the fair Thursday. Mrs. J. Peters and Mrs. Hasselbrink ere in the Rose City Monday. Mrs. Dill is receiving many compli-

ments for her excellent chicken dinuer served on fair day. Mr. and Mrs. Walters attended the fair on Thursday.

Miss Edith Denny, of Lafayette, visited her cousin, Mrs. Brown, last am with their threshing outfit. George Eaden and Miss Olive Aver-Mrs. Elmer Wright has been enjoy-

ing a visit from her mother. Press Silva arrived from Missouri with his mothe, who will make her home with her daughter, Mrs. Tanch-man. Logan school yard. The building will also be repainted inside.

The Onion Growers Association

STAFFORD. It has been a wet week for hop pickmoney to the boys of the school to buy gone steadily on, and the present week will see the most of the yards friends in this neighborhood, returnkept up a sewing class for the girls about here cleaned up. Mr. Fletcher springs up on the Clackamas,
ed to Silverton last Thursday, Mrs. for the past year, under the splendid was obliged to leave a full days pickChristianson's are running ties Wallace Young, of the Wilsonville dis- a neighbor's crew and baskets and ing a rise in the river a bunch of ties

Mr. Gebhardt's field hangs full, and work at the dam, they think it will pay to pick them, Riebhoff this week. that time. It brings quite a little mon- day. brink baby, who is a village favorite, ey to the boys and girls. We believe Mrs. M. C. Ward won first prize in the baby show, much Clarence Widdle is the champion hop for a months visit. to the delight of his many friends. picker so far for his age, about 13 G. Zeiderdine has accepted the posiried off first prize on embroidery, and every box brings him a half a dollar.

Careful how they talk to some of these old farmers who have had their crops In the absence of grown folks some spoiled by the rains or they might get Mrs. W. Wells received word of the plainted china plate, artistically de-tilness of her mother and left at once for her bedside.

painted china plate, artistically de-tildren rang the phone for a long a jaw slapped. time, and they stopped just long enough to call in their childish voice,

A small class

Prof. clue and he may unearth something

Mark Baker's baby is slowly improving under the care of Dr. Vincent. It can move its hand and leg which were affected some, and the doctor hold out hope of its complete recovery ..

Evergreen blackberries are very plentiful.

Prunes in many orchards are going

Mr. Milem was out on Tuesday to see to some affairs and reports his remembered as sparkling with wit wife as very low, with no prospect of and practical suggestions for old and being better. She in now confined wife as very low, with no prospect of young alike. Mrs. M. C. Young, the to her bed. Her old friends receive The juvenile fairs at Oswego and

Wilsonville were a revelation, and although hop picking kept many away whose contributions would have occu Dr. Mae Cardwell and Mrs. Robert pied space, it required a long time to Tate were among prominent persons judge, label them and deliver the prizes, which were varied and beau-

> The supervisors deserve great credit for the able manner in which they handled the business committed to their care. .

When we get old we can tell our children of the time when the capital Mrs. M. C. Young and Mrs. N. of Oregon was at Portland, in the year Young were Salem visitors Saturday. | 1912, and Oswald was governor.

LOGAN.

J. P. seems to be overdoing the matter working overtime.

The oldest inhabitants cannot recall such weather in harvest. 'Tis pretty 'tough" to work a year for a crop and then see it soaked until near worth-

Gerber Bros. have gone to Greshill were married at Cherryville Wed-

nesday, the 4th inst.

The fence is being repaired and a wire fence put up around the Lower

Mr. and Mrs. F. W. Riebhoff and held a meeting at the residence of J. family started to Sandy Tuesday on their way to attend the marriage of her brother, George Eaden at Cherryville Mr. and Mrs. Wm. Tonkin, also

> F. S. Hutchins is marketing corn in Mr. and Mrs. A. R Smith have re-turned from their outing at the hot

Mrs. Eaden and son, Arthur, went,

down the Clackamas this week. Dur-

F. Moser is hauling hay for Frank

Mrs, M. C. Ward and son are home Single Tax advocates had better be

A small classified ad will rent



Unqualifiedly the Best LEDGER =

The De Luxe Steel Back

New improved CURVED HINGE allows the covers to drop back on the desk without throwing the leaves into a curved position.

OREGON CITY ENTERPRISE

Sizes 8 1-4 to 20 inches

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