

SCOOP THE CUB REPORTER

Cut Out Smoking, Scoop, It's A Bad Habit

By HOP



MORNING ENTERPRISE OREGON CITY, OREGON

E. E. BRODIE, Editor and Publisher.

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CITY OFFICIAL NEWSPAPER

THE MORNING ENTERPRISE is on sale at the following stores every day: Hundley Bros.—Drugs, Main Street. J. W. McAnulty—Cigars, Seventh and Main. E. B. Anderson, Main, near Sixth. M. E. Dunn—Confectionery, Next door to P. O. City Drug Store, Electric Hotel. Schoenborn—Confectionery, Seventh and J. Q. Adams.

only for a few weeks at a time, and, when here, resides, like a traveler of wealth, at the luxurious hotels of Portland, and registers politically from the most elegant of them. He is said to pay personal taxes in this state amounting to only \$2.44. He claims, however, I believe, to be a stockholder in some Oregon corporations. I will venture the assertion, that, except that as he has passed in Pullman cars, the man has never set foot on the soil of one-third of the counties of the state either as a Senator or a private citizen. If he has I shall be glad to be corrected. Assuredly Oregon should not be a pocket-morough of Massachusetts aristocracy."

TONGUE SHOWS UP SHERIFF'S OFFICE

(Continued from page 1)

ducting a thorough investigation of testimony of all witnesses, not only in the Hill case but in all other matter coming before us during our deliberative session."

Mass, while he admitted before the County Court that the evidence was not sufficient to convict, yet blames the District Attorney because Harvey was not indicted even if it was useless and would cost the tax payers several thousand dollars. But the District Attorney does not indict, that is done by the Grand Jury under the following law:

Section 1405. Oath of Grand Jury—Juror may Affirm. "Before the grand jury enter upon the discharge of their duties, the following oath must be administered to them:"

"You, and each of you, as grand jurors for the County of _____, do solemnly swear that you will diligently inquire into, and true presentment or indictment make, of all crimes against this state, committed or triable within this county that shall come to your knowledge; that the proceedings before you, the counsel of the state, your own counsel, and that of your fellows, you will keep secret; that you will indict no person through envy, hatred, or malice, nor leave any person not indicted through fear, favor, affection, or hope of reward; but that you will indict according to the truth, upon the evidence before you, and the laws of this state, so help me God."

Section 1411. The Grand Jury has power, and it is their duty, to inquire into all crimes committed or triable in the county, and present them to the court, either by presentment or indictment, as provided in this chapter.

Section 1418. The grand jury ought to find an indictment when all the evidence before them, taken together, is such as in their judgment would, if unexplained or uncontradicted warrant a conviction by the jury trial."

The times are past for stretching rocks and thumb screws, when people are hung or imprisoned and the truth of the charge investigated afterwards. Under the above law now the truth must be determined first and the indictment returned under the law and the evidence. If a grand jury violate the above oath and indict any man when the evidence is not sufficient or they do not indict a man where the evidence is sufficient they are guilty of the crime of perjury which is punishable from three to fifteen years in penitentiary.

Therefore it would seem that Mr. Mass' complaint is, that the grand jury refused to commit perjury.

That grand jury was composed of the following citizens and taxpayers: A. M. Kirchner (Democrat) foreman; W. H. Sturve (Republican), C. Krigbaum (Democrat) H. J. Rastal (Republican) A. Bremer (Republican) W. F. Lehman (Republican), Chas. Sarnke (Republican). All of whom are respectable, honest, law abiding citizens.

Now as Harvey was not indicted there can be only one of three reasons why he was not.

First: Either that the evidence was not sufficient.

Second: Or that the grand jury were dishonest crooks.

Third: Or that they were ignorant blockheads.

We claim that they were honest men doing their plain duty and that they did not indict Harvey because the evidence did not meet the requirements of the law and to have indicted him would have made them perjurers.

Mass claims they should have indicted Harvey. That means in his opinion the evidence was sufficient and therefore the Grand Jury were either a set of dishonest perjurers or a set of ignorant, soft headed fools. And we would like to hear Mr. Mass say in which class he means to place them.

Every murder committed in Clackamas County while I have been District Attorney and Beatie Sheriff has been atoned for, every murderer convicted.

Every murderer in Columbia County has been caught but one. Ten in all.

But since Mass has been Sheriff there has been nine people killed and not a single man brought to trial. We ask why?

The sheriffs of the other counties catch the murderers, and Beatie did in this county when he was sheriff, and the sheriffs of Columbia and Clatsop are Democrats.

From this statement of facts—who is responsible for the fact that murderers in this county escape trial? You had better consider this. You or some member of your family may be the next victim.

I have taken through the Circuit and Supreme Courts 700 or more cases have not lost more than four out of each hundred.

Every case in Supreme Court has been won. Clackamas County has not paid out one cent for lawyers to assist me in trying a case.

I do the work for two judges. No other District Attorney before me did the work for more than one. I personally attend to all cases in the Supreme Court and Circuit of four counties.

The guilty will be indicted but the innocent will be protected from indictment. Indictments will be returned on the evidence, not for rewards.

Money of taxpayers will not be squandered on useless or malicious prosecutions. Every case must stand upon its own merits, private cases cannot be tried out of public expense.

E. B. TONGUE. Always Pursuing. "What's your occupation, sir?" "Mine is a pursuit. I'm a bill collector, you know."

Wanted—Girl for general housework, telephone Main 1591.

Wanted—The address of anyone having a horse they would put out for the winter, for its keep. Correspond with Rev. E. A. Smith, 802 Washington St. The horse will have the very best of care in every way.

Wants, For Sale, Etc. Notices under these classified headings will be inserted at one cent a word, first insertion, half a cent additional insertions. One inch card, \$2 per month; half inch card, (4 lines), \$1 per month. Cash must accompany order unless one has an open account with the paper. No financial responsibility for errors, where errors occur free corrected notice will be printed for patron. Minimum charge 15c.

Wanted—Female Help.

Wanted—The address of anyone having a horse they would put out for the winter, for its keep. Correspond with Rev. E. A. Smith, 802 Washington St. The horse will have the very best of care in every way.

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BOARD AND ROOM GOOD BOARD and ROOM in private home, \$5 per week. Inquire 616, Eleventh Street or phone 2753.

LOST—Boston Terrier, female, brindle, bat ears, hardly any tail, answers to the name of "Nora," reward. Phone Main or A 4988, or take to Wm. Oregon, Boardman Station, on Oregon City car line.

RECEIVED Just received shipment Trojan Powder, for sale by C. R. Livesay, Oregon City, Route No. 6.

FOR SALE I HAVE FOR SALE anywhere from 40 to 600 acres, separate tracts, will sell in not less than 40 acre tracts, or all of it. Will trade for town property. Address Ferris Mayfield, Springfield, Route No. 1, or phone Beaver Creek.

FOR SALE—Choice Concord grapes 23 cents a pound, at vineyard near Risley Station. H. G. Stark weather.

MUSICAL Mrs. Marie S. Schultze TEACHER OF PIANO AND VOICE CULTURE Oregon City Telephone Main 3482

VIOLIN LESSONS—Mr. Gustav Flechtner, from Leipzig, Germany, is prepared to accept a limited number of pupils. Mr. Flechtner may also be engaged for solo work or ensemble work. Address for terms, etc., Gustave Flechtner, Oregon City, Oregon.

MISCELLANEOUS. VIOLINS Regraduated and Adjusted. Fine repairing of old violins a specialty. Bows refilled.

FRANK H. BUSCH 11th and Main Streets VIOLIN TAUGHT H. B. WEEKS, Teacher of Violin. Grand Theatre.

MAJORITY RULE AMENDMENT Proposed by Initiative Petition For the amending of Section 1, Article IV, of the Constitution of the State of Oregon so as to require a majority of all electors voting at any election to adopt constitutional amendment and pass initiative measures and a majority vote only of electors voting thereon to reject measures referred to the people.

VOTE YES OR NO. 322 X Yes 323 No.

The Majority Rule amendment, as shown above is just as it will appear on the ballot. This is one of the most important measures the voters of Oregon will be called upon to decide at the coming election.

It will take from the minority the much abused power to initiate and pass laws that only a small percentage of the people understand, and confirms the majority in its rights to rule.

Has it not been the purpose of the initiative to give the people the majority—the right to rule? Surely, how can the majority rule if 25 or 30 per cent of the voters are allowed to enact laws?

Look at it this way and you will see the danger in the law which the proposed amendment will remedy! A certain clique or certain interests desire a law or laws passed; they send out an army of paid canvassers to solicit names for the petitions at so much per name, the petition is filed and the measure goes off the ballot; those who have initiated the measure and those who signed the petitions—a small per cent of the electorate—vote for it a few people who know that the proposed law is aimed at the rights of the people vote against it; but the majority who read in one paper that the law is a good one and who read in another paper that it is a bad law, frankly admit that they do not understand it, and refrain

from voting. What is the result? The people who have initiated and who are deeply interested in the measure—a small minority about 25 or 30 per cent of the electorate—are counted for it, as are those who did not vote on it at all and it is declared passed.

That is what has happened in the past and what will happen at the coming election that is minority rule, not Majority Rule.

The proposed amendment will safeguard the rights of the people and make the rule of the majority, majority rule indeed and not minority rule as at present.

Is it right that our state constitution should work so that conditions could possibly arise when less than a majority of the votes cast at an election could amend the Constitution?

Is it not evident that this is the weak spot in our initiative law?

Is it not true that all are affected by the passage of bad laws as well as good laws? Is it not true that all must pay the cost of such legislation?

Is it right to say that the approval of a minority of the total number of votes cast at an election should have the right to pass any law or amend the Constitution when all of the people of the state are affected by such legislation?

Is it not better to have the approval of a majority of the total number of votes cast at any election than to pass any law without it?

If you will carefully consider the merits of the Majority Rule amendment you will vote so that in the future the voters of Oregon will take more interest in legislation, for it will have a tendency to restrain experimenters, causing less untried and experimental measures being proposed, thus giving the voter more time for the consideration of important measures.

By voting for the Majority Rule amendment you will correct the abusive use of the initiative law, and thereby preserve it in the State Constitution.

You, Mr. Voter, are to decide this very important question and in order to decide it right you should vote 322 X Yes on November 5. MAJORITY RULE LEAGUE. Paid Advertisement.

WOOD AND COAL. OREGON CITY WOOD AND FUEL CO., F. M. Bluhm. Wood and coal delivered to all parts of the City. SAWING A SPECIALTY. Phone your orders Pacific 3502, Home B 119

FOR RENT FOR RENT—Furnished room, inquire A. B. care Enterprise.

NOTICES Notice of Acceptance of Sewer Construction Notice is hereby given that the City Engineer of Oregon City, Oregon, has filed his certificate of the completion and approval of the work done by Mr. H. Jones, contractor for the construction of the sewers in Sewer District No. 8, Green Point, and the City Council will consider the acceptance thereof and all objections thereto, at the Council Chamber of Oregon City, on the 14th day of November at 8 o'clock, P. M.

Any owner of any property within the assessment district for the said construction, or any agent of such owner, may at such time or any time prior thereto, appear and file objections to the acceptance of said construction, and such objections will be considered and all the merits thereof determined by the Council at the time and place above named.

This notice is published in pursuance of an order of the City Council and the time and place were fixed by an order of the said City Council of Oregon City, Oregon.

L. STIPP, Recorder.

Ordinance No.—An ordinance declaring the assessment for the improvement of Monroe Street, Oregon City, Oregon, from the South side of Third Street to the South side of Fourteenth Street.

Oregon City does ordain as follows: Section 1. The assessment for the improvement of Monroe Street, Oregon City, Oregon, from the South side of Third Street to the South side of Fourteenth Street has been declared and levied according to Assessment Roll No. 15 New Series and the whole cost thereof is \$25,842.45.

Section 2. Whereas the condition of said street was and is dangerous to the health and safety of people of Oregon City and it is necessary for the immediate preservation of their health and safety that this Ordinance shall take effect and be in force immediately upon its approval by the Mayor.

Read first time and ordered published at a special meeting of the City Council held on the 30th day

of October, 1912, and to come up for second reading and final passage at a special meeting to be held November 14, 1912, at 8 o'clock, P. M.

L. STIPP, Recorder.

Summons. In the Circuit Court of the state of Oregon, for the county of Clackamas.

Julia E. Lane, Plaintiff, vs. Nelson P. Lane, Defendant.

To the above named defendant; Nelson P. Lane: In the name of the state of Oregon you are hereby required to appear and answer the complaint filed against you in the above entitled suit, on or before Saturday the 7th day of December, 1912, that being six weeks from the first publication hereof, and if you fail to appear and answer the plaintiff will apply to the court for the relief demanded herein, to-wit, for a decree of divorce forever dissolving the bonds of matrimony now existing between yourself and the plaintiff and for such other and further relief as to the court may seem equitable and just.

This summons served upon you by publication thereof in the Morning Enterprise for six successive weeks, by order of the Hon. J. U. Campbell, Judge of the Circuit Court of the county of Clackamas, state of Oregon, which order is dated on the 24th day of October, 1912. The date of the first publication is October 25th, 1912. The date of the last publication is December 6th, 1912.

A. E. COOPER, Attorney for Plaintiff, 1424 Yeon Bldg., Portland, Oregon.

Summons. In the Circuit Court of the State of Oregon, for the county of Clackamas.

Walter E. Beckner, Plaintiff, vs. Flora B. Beckner Defendant.

Oregon City does ordain as follows: Section 1. The assessment for the improvement of Monroe Street, Oregon City, Oregon, from the South side of Third Street to the South side of Fourteenth Street has been declared and levied according to Assessment Roll No. 15 New Series and the whole cost thereof is \$25,842.45.

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A. E. COOPER, Attorney for Plaintiff, 1424 Yeon Bldg., Portland, Oregon.

Summons. In the Circuit Court of the State of Oregon, for the county of Clackamas.

Walter E. Beckner, Plaintiff, vs. Flora B. Beckner Defendant.

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L. STIPP, Recorder.

Summons. In the Circuit Court of the State of Oregon, for the county of Clackamas.

Walter E. Beckner, Plaintiff, vs. Flora B. Beckner Defendant.

Oregon City does ordain as follows: Section 1. The assessment for the improvement of Monroe Street, Oregon City, Oregon, from the South side of Third Street to the South side of Fourteenth Street has been declared and levied according to Assessment Roll No. 15 New Series and the whole cost thereof is \$25,842.45.

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L. STIPP, Recorder.

Summons. In the Circuit Court of the State of Oregon, for the county of Clackamas.

Walter E. Beckner, Plaintiff, vs. Flora B. Beckner Defendant.

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October, 1912, and the time prescribed for publication thereof, is six weeks, beginning with the issue dated Friday, October 25th, 1912, and continuing each week thereafter to and including the issue of Friday, December 6th, 1912.

T. B. McDEVITT, Jr., Attorney for Plaintiff.

Summons. In the Circuit Court of the state of Oregon, for Clackamas county.

Bertina M. Johnson, Plaintiff, vs. Seavert Johnson, Defendant.

To Seavert Johnson, above named defendant: In the name of the state of Oregon, you are hereby required to appear and answer the complaint filed against you in the above named suit on or before Saturday, the 7th day of December, 1912, said date being after the expiration of six weeks from the first publication of this summons, and if you fail to appear or answer said complaint for want thereof the plaintiff will apply to the court for the relief prayed for in her complaint, to-wit:

For a decree dissolving the bonds of matrimony now existing between the plaintiff and defendant. This summons is published by order of Hon. J. U. Campbell, Judge of the Circuit Court, which order was made and entered on the 24th day of October, 1912, and the time prescribed for the publication thereof is six weeks, beginning with the issue dated Friday, October 25th, 1912, and continuing each week thereafter to and including the issue of Friday, December 6th, 1912.

T. B. McDEVITT, Jr., Attorney for Plaintiff.

Summons. In the Circuit Court of the state of Oregon, for the county of Clackamas.

Edith Rowe, Defendant, vs. Albert Rowe, Plaintiff.

To the above named defendant, Edith Rowe: In the name of the state of Oregon you are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before Saturday, the 7th day of December, 1912, that being six weeks from the first publication hereof, and if you fail to appear and answer the plaintiff will apply to the court for the relief demanded in the complaint herein, to-wit, for a decree of divorce forever dissolving the bonds of matrimony now existing between yourself and the plaintiff and for such other and further relief as to the court may seem equitable and just.

This summons is served upon you by publication hereof in the Morning Enterprise for six successive weeks, by order of the Hon. J. U. Campbell, Judge of the Circuit Court of the county of Clackamas, state of Oregon, which order is dated on the 24th day of October, 1912. The date of the first publication is October 25th, 1912. The date of the last publication is December 6th, 1912.

A. E. COOPER, Attorney for Plaintiff, 1424 Yeon Bldg., Portland, Oregon.

Summons. In the County Court of the State of Oregon, Clackamas County.

In the matter of the estate of Mary Kirkley, deceased.

Notice is hereby given that the undersigned, Mary M. Kirkley and Gertrude Kirkley Max Meyer, executrices of the estate of Mary Kirkley, deceased, have rendered and presented to the Court aforesaid for settlement, their final account and that on Tuesday, the 26th day of November 1912, at 10 o'clock has been fixed by the court as the time of hearing of any objections to said report and final account and the settlement thereof.

MARY M. KIRKLEY, GERTRUDE K. MAXMEYER, Executrices.

Wm. A. CARTER, Attorney for Executrices, 602 Corbett Building, Portland, Oregon.

A Lesson in Prudence

is the warning that your earning Power will not last forever. Take heed to it and prepare for the days of idleness by saving while you have the power to earn.

THE BANK OF OREGON CITY OLDEST BANK IN CLACKAMAS COUNTY

D. C. LATOURETTE, President. F. J. MYER, Cashier. THE FIRST NATIONAL BANK OF OREGON CITY, OREGON CAPITAL \$50,000.00 Transacts a General Banking Business. Open from 9 A. M. to 3 P. M.

My Guarantee REDUCED PRICES and extra high quality work in ABSTRACTS, LOANS, AND LAW. Also High Grade Insurance and Bonds E. C. Dye, 8th & Main S. W. Corner