

VOICE OF PEOPLE

LAW MAKING EFFECTIVE INITIATIVE AND REFERENDUM.

Copy of Bill Regulating Elections when People Vote Upon Laws Passed By Legislature—Penalties Provided For Violations.

For the information of the readers of The Record, House Bill 59 is printed today. This bill makes effective the initiative and referendum, regulates elections under its provisions and provides penalties for violating the provisions of the act. The bill follows:

AN ACT

Making effective the initiative and referendum provisions of Section 1 of Article IV of the constitution of the State of Oregon, and regulating elections thereunder, and providing penalties for violations of provisions of this act.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OREGON; and BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF OREGON:

Section 1.

The following shall be substantially the form of petition for the referendum to the people on any Act passed by the legislative Assembly of the State of Oregon:

Petition for the referendum.
To the Honorable _____, Secretary for the State of Oregon:

We, the undersigned citizens and legal voters of the State of Oregon, respectfully order that Senate (House) Bill Number _____ entitled (title of Act), passed by the _____ legislative assembly of the State of Oregon at the regular (special) session of said legislative assembly, shall be referred to the people of the state for their approval or rejection at the regular general election to be held on the _____ day of _____ 19____, and each for himself says, I have personally signed this petition; I am a legal voter of the State of Oregon, and my residence, post-office and voting precinct are correctly written after my name.

Name	Residence (if in city street and number).	Post office.	Voting Precinct.
(Here follow twenty numbered lines for signature.)			

Section 2.

The following shall be substantially the form of petition for any law or amendment to the Constitution of the State of Oregon, proposed by the initiative:

Initiative Petition.

To the Honorable _____, Secretary of State, for the State of Oregon:

We, the undersigned, legal voters of the State of Oregon, respectfully demand that the following proposed (law) amendment to the Constitution shall be submitted to the legal electors of the State of Oregon for their approval or rejection at the regular general election to be held on the _____ day of _____ 19____, and each for himself says; I have personally signed this petition, and my residence, post-office, and voting precinct are correctly written after my name.

Name	Residence (if in city street and number).	Post office.	Voting Precinct.
(Numbered lines for twenty names on each sheet.)			

Every such sheet for petitioner's signatures shall be attached to a full and correct copy of the title and text of the measure so proposed by initiative petition, but such petition may be filed with the Secretary of State in numbered sections for convenience in handling, and referendum petitions may be filed in sections in like manner.

Section 3.

The county clerk of each county in which any such petition shall be signed, shall compare the signatures of the electors signing the same, with their signatures on the registration books and blanks on file in his office for the preceding general election, and shall thereupon attach to the sheets of said petition containing such signatures his certificate to the Secretary of State substantially as follows:

State of Oregon } ss.
County of _____ }
To the Honorable _____, Secretary of State for Oregon:

I, _____, County Clerk for the County of _____, hereby certify that I have compared the signatures on (number of sheets) of the referendum (initiative) petition attached hereto, with the signatures of said electors as they appear on the registration books and blanks in my office, and I believe that the signatures of (names of signers) numbering (number of genuine signatures) are genuine. As to the remainder of the signatures thereon I believe they are not genuine, except that the following names (_____) do not appear on the registration books and blanks in my office.

(Signed) _____ County Clerk.
(Seal of office) By _____ Deputy.
Every such certificate shall be prima facie evidence of the facts stated there-

in and of the qualifications of the electors whose signatures are thus certified to be genuine, and the Secretary of State shall consider and count only such signatures on such petition as shall be so certified by said county clerk to be genuine. Provided, that the Secretary of State may consider and count such of the remaining signatures as may be proved to be genuine and that the parties so signing were legally qualified to sign such petitions, and the official certificate of a notary public of the county in which the signer resides shall be required as to the facts for each of such last named signatures. And the Secretary of State shall further compare and verify the official signatures and seals of all notaries so certifying with their signatures and seals filed in his office. Such notaries certificates shall be substantially in the following form:

State of Oregon } ss.
County of _____ }
I, _____, a duly and qualified and acting Notary Public in and for the above named county and state, do hereby certify: That I am personally acquainted with each of the following named electors whose signatures are affixed to the annexed petition, and I know of my own knowledge that they are legal voters of the State of Oregon, and of the county and precinct written after their several names in the annexed petition, and that their residence and post office address is correctly stated therein, to-wit:

(Names of such electors)
In Testimony Whereof, I have hereunto set my hand and official seal this _____ day of _____ 19____.

Notary Public for Oregon.

The county clerk shall not retain in his possession any such petitions or any part thereof for a longer period than two days for the first two hundred signatures thereon and one additional day for each two hundred additional signatures or fraction thereof on the sheets presented to him, and at the expiration of such time he shall deliver the same to the person from whom he received it, with his certificate attached thereto as above provided. The forms herein given are not mandatory, and if substantially followed in any petition, it shall be sufficient disregarding clerical and merely technical errors.

Section 4.

When any petition for the initiative or referendum shall be filed with the Secretary of State, he shall decide in the first instance whether or not the petition entitles the parties to have the measure referred to the people, under the provisions of Section 1 of Article IV of the Constitution of Oregon, and either the petitioners or the remonstrants, if any, may appeal to the Supreme Court of the state from the decision of the Secretary of State, and the decision of the Supreme Court shall be final and conclusive upon the parties. The appealing party shall serve upon the Secretary of State a written notice of the appeal from his decision, and the Secretary shall thereupon transmit to the clerk of the Supreme Court copy of his decision, together with such certified copies of the original papers and documents in the case as may be demanded by any of the parties.

Section 5.

Immediately upon the filing of any such petition for the referendum or initiative with the Secretary of State, signed by the number of voters, and filed within the time required by the constitution, he shall notify the Governor in writing of the filing of such petition, and the Governor shall forthwith issue his proclamation announcing that such petition has been filed, with a brief statement of its tenor and effect.

Said proclamation shall be published four times in four consecutive weeks in one daily or weekly newspaper in each judicial district of the State of Oregon.

Section 6.

The Secretary of State, at the same time that he furnishes to the county clerks of the several counties certified copies of the names of the candidates for state and district offices, shall furnish to said county clerks his certified copy of the titles and numbers of the various measures to be voted upon at the ensuing general election, and he shall use for each measure a title designated for that purpose by the legislative assembly, committee or organization presenting and filing with him the act, constitutional amendment, or petition for the initiative or the referendum; Provided, that such title shall in no case exceed twenty words and shall not resemble any such title previously filed for any measure to be submitted at that election, which shall be descriptive of said measure, and he shall number such measures, and such titles shall be printed on the official ballot in the order in which the acts referred by the legislative Assembly and petitions by the people shall be filed in his office. The affirmative of the first measure shall be numbered 300 and the negative 301, in numerals and the succeeding measures shall be numbered consecutively 302, 303, 304, 305, and so on at each election. It shall be the duty of the several county clerks to print said titles and numbers upon the official ballot,

in the order presented to them by the Secretary of State and the relative position required by law. Measures proposed by the initiative shall be designated and distinguished from measures proposed by the legislative assembly by the heading "Proposed by Initiative Petition."

Section 7.

The manner of voting upon measures submitted to the people shall be the same as now required and provided by law. And no measure shall be adopted unless it shall receive an affirmative majority of the total number of effective votes cast on such measure and entitled to be counted under the provisions of this Act, that is to say, supposing seventy thousand ballots to be properly marked on any measure, it shall not be adopted unless it shall receive more than thirty-five thousand affirmative votes.

Section 8.

The Secretary of State shall, not later than the first Monday of the third month next before any general election at which any proposed law or amendment to the constitution is to be submitted to the people, cause to be printed a true copy of the title and text of each measure to be submitted, with the number and form in which the question will be printed on the official ballot. The paper to be used for the covers of such pamphlets shall be twenty by twenty-five inches, and fifty pounds weight to the ream. The persons, committees, or duly authorized officers of any organization filing any petition for the initiative, but no other person or organization, shall have the right to place with the Secretary of State for distribution any pamphlets advocating such measure, not later than the first Monday of the fifth month before the regular general election at which the measure is to be voted on; any person, committee or organization opposing any measure may place with the Secretary of State for distribution any pamphlets they may desire, not later than the first Monday of the fourth month immediately preceding such election; as to pamphlets advocating or opposing any measure referred to the people by the legislative assembly, they shall be governed by the same rules of time, but they may be placed with the Secretary of State by any person, committee, or organization; Provided, that all such pamphlets shall be furnished to the Secretary of State in sheets of uniform size, as follows: Size of pamphlet page to be six inches wide by nine inches long; size of type page to be twenty-six ems pica wide by forty ems pica long, set in long primer or ten point type, and printed on sized and supercalendered paper, twenty-five by thirty-eight inches, weighing fifty pounds to the ream. All such pamphlets shall be furnished to the Secretary of State at the sole expense of the persons interested and without cost to the state. In no case shall the Secretary of State be obliged to receive any such pamphlets unless a sufficient number is furnished to supply one to every legal voter in the state, but in such case, he shall forthwith notify the persons offering the same of the number required. The Secretary of State shall cause one copy of each of said pamphlets to be bound in with his copy of the measures to be submitted as herein provided. The title page of every such pamphlet shall show the official numbers for and against and the ballot title of the measure to which it refers, and whether it is intended to favor or oppose such measure and by whom it is issued. The Secretary of State shall distribute to each county clerk before the second Monday in the third month next preceding such regular general election, a sufficient number of said bound pamphlets to furnish one copy to every voter in his county. Every registration officer, after the receipt by the county clerk of such pamphlets, shall deliver to every voter thereafter as he is registered, one copy of the same, and said registration and delivery shall be a part of the official duty of every officer who registers voters, and his registration fee or wages shall be full compensation for this additional service. The Secretary of State shall not be obliged to receive or distribute any pamphlets advocating or opposing any measure unless the same shall be filed with him within the time herein provided.

Section 9.

The votes on measures and questions shall be counted, canvassed, and returned by the regular boards of judges, clerks, and officers as votes for candidates are counted, canvassed, and returned and the abstract made by the several county clerks of votes on measures shall be returned to the Secretary of State on separate abstract sheets in the manner provided by section 2833 of Bellinger and Cotton's Annotated Codes and Statutes of Oregon for abstracts of votes for state and county officers. It shall be the duty of the Secretary of State, in the presence of the Governor, to proceed within thirty days after the election, and sooner if the returns be all received, to canvass the votes given for each measure, and the governor shall forthwith issue his proclamation, which shall be published in like manner as other proclamations herein provided for, giving the whole number of

votes cast in the state for and against each measure and question, and declaring such measures as are approved by a majority of those voting thereon to be in full force and effect as the law of the State of Oregon from the date of said proclamation.

Section 10.

Every person who is a qualified elector of the State of Oregon may sign a petition for the referendum or for the initiative. Any person signing any name other than his own to any such petition, or signing the same more than once for the same measure at one election, or who is not at the time of signing the same a legal voter of this state, or any officer or any person wilfully violating any provision of this statute, shall upon conviction thereof be punished by a fine not exceeding \$500, or by imprisonment in the penitentiary not exceeding two years, or by both such fine and imprisonment, in the discretion of the court before which such conviction shall be had.

Passed by the House Feb. 12, 1903.

(Signed) L. T. Harris,
Speaker of the House.

Passed by the Senate Feb. 18, 1903.

(Signed) Geo. C. Brownell,
President of the Senate.

Beattie & Beattie, dentists, Weinhard building, rooms 16, 17 and 18.

TREASURER'S NOTICE.

I now have money to pay county warrants endorsed prior to July 1, 1900. Interest will cease on such warrants on the date of this notice.

ENOS CAHILL, Treasurer,
Clackamas County, Oregon.

Timber Land, Act June 3, 1878,
Notice for Publication.

United States Land Office,
Oregon City, Oregon,
February 24, 1903.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3rd 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892, Henry Heitkemper, of Milwaukie, county of Clackamas, State of Oregon has this day filed in this office his sworn statement No. 6081, for the purchase of the S 1/2 NE 1/4 and Lots 1 and 2 of Section No. 2 in Township No. 5 S, Range No. 4 E, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Monday, the 11th day of May, 1903.

He names as witnesses: Frank Busch, of Oregon City; Anton Heitkemper, of Elwood, Oregon; Leo Heitkemper, of Elwood, Oregon; Dr. Geo. Wallens, of Springwater, Oregon. Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 11th day of May, 1903.
CHAS. B. MOORES, Register.
Apr. 30.

Timber Land Act June 3, 1878,
Notice for Publication.

United States Land Office,
Oregon City, Oregon,
March 2nd, 1903.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892, Frank Busch, of Oregon City, county of Clackamas, State of Oregon, has this day filed in this office his sworn statement No. 6037, for the purchase of the SW 1/4 of Section No. 2, in Township No. 5 S, Range No. 4 E, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Monday, the 11th day of May, 1903.

He names as witnesses: Frank Habelt, of Springwater, Ore., Seth Austin, of Viola, Ore., Gustave Friedrich, of Parkplace, Ore., Annie Busch, of Oregon City, Ore. Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 11th day of May, 1903.
CHAS. B. MOORES, Register.

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Notice for Publication.

United States Land Office,
Oregon City, Oregon,
March 2nd, 1903.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892, Annie Busch, of Oregon City, county of Clackamas, State of Oregon, has this day filed in this office her sworn statement No. 6038, for the purchase of the (NW 1/4) 1/2 NW 1/4, Lots 3 and 4 of Section No. 2, in Township No. 5, Range No. 4 E, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Monday, the 11th day of May, 1903.

She names as witnesses: Frank Habelt, of Springwater, Ore., Seth Austin, of Viola, Ore., Gustave Friedrich, of Parkplace, Ore., Frank Busch, of Oregon City, Ore. Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 11th day of May, 1903.
CHAS. B. MOORES, Register.

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READ THIS

- Good Laundry Soap 8 bars 25c
- Good Table Syrup 1/2 gal. can 25c
- Washing Powder 1 pound 5c
- Good Roast Coffee 2 pounds 25c
- Good Green Coffee 2 pounds 25c
- Yosemite Coffee per package 11c
- Soperla—same as Sapolio 6 bars 25c
- English Breakfast Tea 1 pound 30c
- Lemon and Manila Extracts (bring bottle) 1 ounce 5c
- Rex Lye 3 cans 25c
- Ground Spice (bulk) 1 pound 25c
- Liquid Bluing 1 bottle 5c
- Wheat Flakes 7 1/2 pounds 25c
- Good Maple Syrup 1 quart 25c

We trade for Farm Produce and Shingles.

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