

CITY APPOINTMENTS CAUSE STRIFE

Council Refuses to Confirm E. C. Smith, Mayor Hartwig's Appointee for City Attorney--Majority of Old Members Want Judge Derby and Spring Contract With Him at Meeting--Mayor Says He Has No Authority to Sign It--Engineer, Marshal and Health Officer Appointed.

By refusing to confirm several of Mayor Hartwig's appointees Monday night, it is believed that Councilmen Brosius, Huggins, Arnold and Wright, who hold the balance of power, have defined their position toward the new mayor's administration. The bone of contention was the appointment of a city attorney. Mayor Hartwig recommending Attorney E. C. Smith and the opposing councilmen desiring the appointment of Judge Derby, who is now attending the session of the legislature, and who it was thought did not desire the appointment.

When the meeting was called to order a full attendance was present, including Councilmen Hall, Huggins, Arnold, Brosius, Wright and Smith, Recorder Langille, City Engineer Morse, City Marshal Robt. Lewis and Night Watchman Henry Hickox.

After the reading of the minutes of the previous meeting, a petition from Henry Steed, asking to be allowed to remove a tree in front of his premises, was read and referred to the street committee. An agreement with the owners of the Schall property, asking that pipes which would traverse their property be placed underground, was acted on favorably.

The mayor then read his message which is published in full below. On motion of Councilman Hall the message was accepted and placed on file with the further suggestion from Councilman Brosius that it be referred to the judiciary committee for revision and distribution among the various committees.

Mayor Hartwig then announced his appointments as follows: City Marshal, Robt. T. Lewis; Surveyor, P. M. Morse; Health Officer, Dr.

Malcolm Bronson; City Attorney, E. C. Smith, and two night marshals in accordance with the recommendations of his message, one for the hill and one for the downtown section of the city. The latter are E. C. Mahaney and Robt. Stone.

Councilman Hall moved that the appointments be confirmed with the exception of the night watchmen, stating that as the men named were practically unknown to the council, it ought to be given an opportunity to investigate before the appointments were confirmed. Mr. Hall's motion was seconded by Councilman Henry Smith and the question being put to a vote was defeated, Councilmen Hall and Smith voting for it and Brosius, Wright, Arnold and Huggins against it.

The appointment of standing committees was announced by the mayor as follows:

Judiciary Committee--Hall, Arnold, Wright.

Finance Committee--Huggins, Hall, Brosius.

Streets and Public Property--Brosius, Smith, Wright.

Fire and Water--Arnold, Smith, Hall.

Health--Brosius, Huggins, Arnold, Police and Printing--Huggins, Brosius, Arnold.

On motion of Councilman Brosius, J. M. Wright was elected president of the council for the ensuing year.

Councilman Brosius then called upon the recorder to read a contract which had been drawn up between A. J. Derby and members of the old council several days previous to the meeting in which he agreed to serve the city for \$900 per annum. After being read, a motion which was put by Councilman Brosius, was carried

providing for its acceptance and instructing the mayor and recorder to sign same.

As there was an apparent tendency to hold up the rest of the appointments, Mayor Hartwig read a section of the charter which states that the mayor shall appoint the city marshal and may appoint the other officers.

A motion was therefore made by Councilman Hall and seconded by Councilman Wright to confirm all the appointments but those of city attorney and night watchmen. The motion carried.

The action of the council in refusing to confirm Mr. Smith was somewhat of a surprise, as it has been the custom in former administrations for the mayor to name the city attorney and has been considered one of the prerogatives of his office. The city's officers as the appointments now stand are: City Engineer, P. M. Morse; Health Officer, Dr. Malcolm Bronson; Marshal, Robt. Lewis. No action was taken on the recommendation for a street commissioner.

In regard to the contract approved by the council to employ a city attorney, Mayor Hartwig states that the charter gives him no authority to sign such a contract and that he will not, therefore, approve it with his signature. The members of the council, he says, may sign it and employ Mr. Derby, if they wish. A liberal interpretation of the charter, he says, gives him the right to appoint the city's attorney, also to remove appointed officers which a contract would prevent. Unless a compromise is effected, it looks as if the city will be without city counsel except as it may be employed from time to time.

The mayor's message is as follows:

Grand Jury Puts Tight Lid On Liquor Selling

In Long Report Claims That Conditions Here Were Getting Very Serious and Asks For City Ordinance to Stop Alleged Liquor Traffic

The term of circuit court, which was concluded Wednesday was the most active since the county was created. The grand jury remained in session during the entire term and is said by District Attorney Wilson and Deputy District Attorney Hartwig to have left no stone unturned to get evidence of infraction of the statutes.

A. W. Myer, Erick Nelson and A. Wilson, who are indicted for operating slot machines were fined amounts ranging from \$20 to \$30.

In the case of the Phlughaupt trial for assault on the person of L. M. Karstetter, Chas. Phlughaupt was found guilty and fined \$50 the other defendants were acquitted. Phlughaupt was defended by Attorney Geo. Wilber.

A matter of interest was the prosecution of several cases for illegal liquor selling. F. E. Harris pleaded guilty to the indictment against him in this respect and paid a fine of \$100. Mr. Harris claims that although indicted he is not guilty and paid the fine rather than fight the case.

Morrison & Hayward also made a plea of guilty and paid a fine of \$400 in preference to standing trial on a charge of selling ginger brandy, which was pronounced intoxicating by the grand jury.

The report of the grand jury in full is as follows:

Hood River, Oregon, Jan. 11, 1911.
To Hon. W. L. Bradshaw,
Judge of the above Entitled Court.
Dear Sir:--

We, the Grand Jury empaneled in the Circuit Court of the State of Oregon for Hood River County, at the January, 1911, term thereof, beg leave to report as follows:

We have been in session three days and have returned five true bills, and no not true bills.

The greater part of our time has been devoted to an investigation of the question of the sale and disposal of intoxicating liquors in this county, and in that connection we have subpoenaed before us a large number of witnesses, and have summoned every person whom we thought could give any information, and have used every means in our power to give this subject a most rigid and exhaustive scrutiny. Some of the indictments returned are for violations of the local option law, but in this connection we find a most deplorable state of affairs existing among certain of the boys of this community who lack several years of being of age. From the evidence before us we find that the custom is prevailing among certain of these minors of bringing in from places outside of this County whiskey and other intoxicating liquors, and drinking the same in secret places to an extent which is positively alarming. In certain places in Hood River City the minors make a practice of gathering and indulging in the intoxicants, which according to their own testimony, they purchase in Portland, The Dalles, and other places, and storing the same in barns, boarding houses and other

further, these minors, or some of them, will go with bottles of liquor in their pockets to the skating rink and other public places, and while there drink the liquor to such an extent that the City peace officers have been called to such public places of amusement in order to stop the rowdiness resulting from the intoxicants.

A large number of these minors were examined before the Grand Jury and they told this body of the extent to which they had been indulging in this practice, but invariably claimed buildings, until such time as they could gather and consume it. And

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Mayor Hartwig's Message

In accordance with the direction of the charter and the custom of the past, I have prepared a brief statement to gentlemen of the council, though there is less need of that when the greatest number of you hold over from former service in that capacity and are more familiar with the conditions of our city's needs than the new members of this governing body.

From what actual data I have been able to gather, the peace and health of the city is in as good or better condition than the average. It is my opinion, however, that the city has not advanced with the surrounding country, and it should, I believe, be our greatest endeavor to remedy this defect with all expediency. To do this I beg leave to offer a few suggestions.

The increase of numbers and the extensive and intensive development of cities make the problems incident to urban life more difficult and more necessary to solve.

One of the methods of the solution is the study of municipal problems and arousing the interest of all citizens, whether voters or not, to study these problems and to learn to do the best for the greatest number. Another method is the extension of the sphere of municipal activity.

The governing power of a city is, and should be, free to act when improved methods are offered which will provide better facilities in the way of travel, water, light, etc. This power is, however, discretionary only, and not mandatory. It is the duty of the city to provide a pure and plentiful supply of water for domestic purposes and for protection against fire, also reasonably safe walks and streets for pedestrians. Notwithstanding many decisions to the contrary, courts favor the increase of the sphere of municipal activity.

POLICE

In this department I suggest strict sobriety at all times and the careful, judicious and humane treatment of prisoners.

The use of unnecessary force in handling prisoners, especially when under arrest, without warrant, is not only cruel, unnecessary and unlawful, but is liable to subject the city to damage suits.

A peace officer's duties should be discharged judiciously, yet firmly. He should not permit the violation of any laws; on the contrary, should inform against and prosecute all violators of the laws, both local and state. This should not prevent an officer working toward an ideal enforcement of the law, which should work out satisfactorily. I think that an officer's duties are well expressed by the chief of police of Detroit, who says:

"Police should learn that the people they have to deal with are human beings, not machines; likely to make mistakes and failures, but therefore not lost souls. And I believe that the patrolman should be the friend and patrol officer of these laggards. I believe that the best policeman is he who manages all offenders against the law with the least show of authority and with the greatest sense of human justice."

I recommend that at the earliest expediency you provide for the appointment and confirmation of two night marshals, one for the Hill district and one for the lower portion of the city. It is a physical impossibility for one man to properly patrol all the city during the night-time.

Among suggestions to the health committee, I would recommend that a plan be provided for the systematic gathering up of garbage and other waste, such as tin cans, etc. And for the further peace, health and decency of the city, I earnestly recommend the passing and stringent enforcement of an ordinance relative to the use and possession by minors of tobacco and intoxicating liquors. This suggestion is made in conformity with that portion of the report of the grand jury for Hood River county, which reads as follows:

"In this connection, inasmuch as there is no state law making it a punishable offense for a minor to drink intoxicants, we earnestly recommend to the city council of Hood River that an ordinance be passed making it a misdemeanor for a minor either to drink intoxicating liquor or to have it in his possession, and we believe that with such an ordinance the practice such as has been referred to among these minors can be speedily broken up and these boys protected from themselves. We make this recommendation earnestly, because we have been in a position where we could see the need of it. We are informed that such ordinances exist in neighboring cities, and that the result has been satisfactory."

I find that when the city police work in conjunction with the county and state officials, law enforcement becomes easier, and places of amusement and resort become more decent and respectable, so that our boys and girls may enjoy them safely.

I suggest for your consideration that the city should provide more hitching racks for the convenience of people from the country to hitch their horses. Blowers Hardware Co. have offered to permit such posts and racks to be placed around their places of business on First street.

FINANCES

The financial condition of the city is possibly in a better condition than the general public believes, but I have not been able to get a record or satisfactory report to make a concise statement in this regard.

I recommend that the books and accounts of the city be audited and reported, and a full and complete report of the receipts and expenditures of the different funds for the past three or four years be made and published for the benefit of all taxpayers.

SUITS AGAINST CITY

There has gone out a general impression among the citizens, resulting, perhaps, from newspaper reports, that the city is involved in serious law suits. The only suit I find pending, in which the city of Hood River is a party, is the equity suit against J. F. Batchelder et al over a small street right of way near Paradise Farm, and the city has no great expenditures in that. The case was referred for the taking

Good Roads Boosters Have Active Meeting

Portland Men Explain Provisions of Good Roads Bills, Precipitating Lively Discussion--Meeting Asks for Amendment of Bonding Act

Good roads received a big boost Friday when a joint meeting was held to consider the good roads bills which will be introduced at this session of the legislature. The meeting was well attended and although there was some diversity of opinion in regard to the provisions of the bills, there was no discussion or lack of enthusiasm for the main purpose--getting permanent highways and getting them as soon as possible.

To assist in getting the full import of the bills before the meeting Marshall N. Dana and Walter E. Priest, connected with the State Good Roads Association, were present and at the invitation of E. C. Smith, chairman, made addresses. Both of the visitors stated that the state organization looked upon Hood River county as one of the most active in the state in furthering the good roads cause and expected to see it be the first to take advantage of the proposed legislation in case it was enacted. To push the bills before the legislature it was stated by Mr. Priest that two delegates had been appointed from each county who would be expected to go to Salem and work with the executive committee of the state association. A. I. Mason and A. J. Derby have been selected as the delegates from Hood

River county. In addition it was suggested that a delegation from each county go to Salem, if it was found necessary to bring pressure on legislators when the bills are at issue.

Mr. Dana outlined the position of the men who have voluntarily given of their time and money to provide highways that would mean greater development and progress for both state and county. He had, Mr. Dana said, heard a great deal about the fear of graft in connection with the good roads movement and the matter had been one which had been taken up at the executive meetings of the association, but he said he didn't look on this feature as a very important issue. The greatest issue was to put the people of the state in a position to secure the benefits of permanent highways. The bills that had been prepared he thought were the best that could be drawn with a view to getting them enacted. By their provisions Portland would pay one-third of the tax for state aid. The measure provides for each county to receive \$10,000 from the state for two years or \$20,000 in all contingent upon the county raising \$20,000 each year or \$40,000 in all. Under the bonding act this does not prevent any county from bonding for as large

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Light, Power and Water Sold to Big Company

Purchased by Pacific Coast Power and Light Corporation, Who Took Possession Friday--Expected That New Owners Will Develop

An important transaction in the affairs of the Hood River Light & Power Company took place Friday, when the property was bought by the Pacific Coast Light & Power Co. The plant was purchased from the Oregon & Washington Corporation, who secured it from the local company and is said to have really passed into the hands of the American Light & Power Company, in which the big General Electric company of New York is interested.

The Pacific Coast Company, which is said to be a branch of the American Light & Power Company on the coast, recently secured the plants at Pendleton, Walla Walla and The Dalles, and it is expected that the

purchase of the plant here will mean a much greater development of it and possibly an electric railroad. W. S. Greiner and D. F. McGee, representing the new purchasers, were here Saturday looking over the property, but at present have nothing to say in regard to the company's future plans.

It is expected that an auditor will be sent here to compile a statement of the financial affairs of the retiring corporation and to take an inventory of the plant.

The Pacific Coast Company is said to have taken over the entire property of the Light & Power Company, including the water plant. Wm. F. Chipping, who has been superintendent of the water system for several years, has retired from the position.

of testimony some eight months ago.

The bond injunction suit, so frequently mentioned in the papers, is not against the city of Hood River, and the city, not being a party thereto, can have no expenditures in the case.

SEWERS

While a large portion of the city has been sewered, there remains much to be done, and all the remaining portion of the city should be sewered without delay, especially the hill portion, from which sewage

filters to the lower part of the city and is a menace to the health of all its citizens.

In doing this work I urge the importance of engaging a thoroughly competent inspector to see that all sewers are properly laid.

STREETS

The dire and immediate necessity for street improvements needs no urging with this council. The health and business welfare of the community demands immediate action in the way of grading and hard-surfacing the main drive-ways of the city.

The Rt. Hon. John Burk, one of the presiding officers at the International Town Planning Congress held in London not long ago, said: "The mean street produces the mean man." But it means to Hood River a direct financial loss for every day of delay in this improvement. "The city beautiful is the city prosperous."

You can point to no feature of a city so quickly noticed by incoming strangers and local people as the condition of its highways, and a city with beautiful streets will be preferred to all others as a home. In my earnest investigation so far I have found no paving that might not be too slippery on most of the grades we have to contend with in this city.

Roads leading from railway stations, warehouses, Cascade avenue, Oak street, State street, Front, First, Second, Third and Fourth streets, and the Serpentine Road and East Side grade need immediate attention, and provision should be made at once to improve them. A competent street commissioner and inspector should oversee all such work.

WATER

As already mentioned, the city should furnish a plentiful supply of pure water for domestic use, and it

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Events of World Wide Interest Pictured For Busy Readers



News Snapshots Of the Week

Arch Hoxsey and John B. Moisant, two famous aviators, both met their death on the same day--Moisant near New Orleans and Hoxsey near Los Angeles--while they were performing some of their remarkable feats. In naming a man to fill the place of Eugene Hale in the United States senate the Democrats, now in power in Maine, have selected Charles F. Johnson. Postal savings banks are now being tried out by the postoffice department as an initial demonstration. One has been opened in each state in the Union. With the retirement of William E. Corey from the presidency of the United States Steel corporation on Jan. 30 Judge Elbert H. Gary, the chairman of the board of directors, will fall away in the management of the giant industry. The senior senator from West Virginia, Stephen B. Elkins, died in Washington from an unknown malady for which he had been treated unsuccessfully for some time.