

# CITY COUNCIL CAN VOTEST RECORDER

Judge Campbell Hands  
Down Decision Against  
Mayor Heylman and Council  
at Estacada—Recall  
Election Today.

(Special Dispatch to The Journal.)  
Oregon City, May 15.—That Mayor Heylman and the city council of Estacada exceeded their authority in removing or pretending to remove Recorder Johnson from office last month, was the decision of Judge J. T. Campbell of the circuit court here today. In determining the case of Recorder Johnson against the mayor and council, Judge Campbell maintained that the people under the recall law are the only source from which power can be secured, and that in taking action against the recorder of Estacada the mayor and council assumed authority which they never possessed and which alone belongs to and can be exercised by the people of the municipality. The case dates back to the action of the council in summarily removing from office Recorder Johnson, after notice had been served upon him and upon Treasurer Cooper to appear before the council and defend charges of neglect of duty. Recorder Johnson, after being called before the council, and after the council accepted and reported and further proceedings against him were dropped. But action was taken to summarily remove Recorder Johnson, his books having been taken possession of by Mayor Heylman previous to the proposed hearing.

**Recall Election Regular.**  
The legality of the recall election which is being held at Estacada was settled by Judge Campbell's decision. This gives the people of the town the right to pass upon the administration of Mayor Heylman, and to recall the mayor and councilmen from office, although their term would expire within a few days. The decision maintained all along that the election having been called by Recorder Johnson after he had been deposed was illegal and ineffective; but the decision of the court gives the election all the effect that the law contemplates, and in case the citizens of Estacada vote for a recall of the Heylman administration, the turbulent little city along the Clackamas.

**Gave Defendants Time.**  
The case of Recorder Johnson as recorder against the council of Estacada was up for hearing before Judge Campbell May 8, but a continuance was taken on motion of the defendants to allow preparation for trial. The case was set for today, and the hearing occupied much of the forenoon. In the meantime the recall election is progressing at Estacada. A ticket headed by J. W. Reed, as candidate for mayor, was filed with the recall petition, and the people are being asked to support the proposed new administration as against that headed by Mayor Heylman. Mayor Heylman was appointed to the office of mayor by the city council over a year ago, when a vacancy occurred. The members of the council were elected by the people.

## FIGURES ALMOST STUN THE MAYOR

Electric Light Company  
Submits Bid for Contract.

Contrary to all expectations the Portland Railway, Light & Power company did not submit any bid for a three-year lighting contract to the city executive board yesterday, and the bids for lighting the city for a period of five years were excessively high. The company wants \$25 a year per lamp for incandescent lamps fed from aerial currents and \$75 for lamps supplied by juice from underground wires. At the light company's controversy with the city the company offered to make rates of \$58 and \$72 for the same service. The bid for incandescent lamps was 25 cents per kilowatt hour, as against the former price of 25 cents. P. E. Sullivan of the executive board says he thinks the bid is a "stunner" and he asked for a report from the city engineer. He said President Josselyn assured him months ago that the company would offer the bid considerably better terms.

The bid, however, was referred to Thomas G. Greene, the chairman of the lighting committee of the board.

If the city signs a contract for five years at the rates quoted property owners will pay at least \$750,000 on this one contract. The estimate is made on the assumption that the number of arc lamps are normally increased.

## TAKE PICTURES ON LINE OF A. C. R. R.

The Astoria & Columbia River railroad is considering the advisability of outfitting a special car for the purpose of taking photographs along the line of the A. C. R. R. The car will be used exclusively for this purpose and will be fitted up with a dark room, developing room, large windows in the front and rear for taking moving pictures and other features to enable the taking of photos under the most favorable circumstances. Traveling Passenger and Freight Agent C. M. Fowler has been out on the line of the A. C. R. R. for a week past securing photographs of the scenery along the beach division and has had a portable tent temporarily fitted up for this purpose. Many views of Cannon beach and Seaside were procured and will be used in booklets designed to attract tourists to Oregon.

**Words  
Can't  
Tell  
how WELL you feel 10 days  
after quitting COFFEE and  
using  
POSTUM  
"There's a Reason"**

## MEASURES TO BE VOTED ON AT THE COMING CITY ELECTION

REGULATING ELECTRIC WIRING

Culmination of a long fight by the outside electrical workers for what they declare to be due as a proper measure of protection for those who work among dangerous wires will come up in June, when the voters of Portland will be called on to accept or reject an ordinance regulating the stringing of wires.

This statement should be qualified to the extent that a suit is pending in the circuit court to restrain the city auditor from placing the question on the ballot, and there is still a possibility that it will not be voted on. But that is a legal question, depending on a technical point, and City Attorney Kavanaugh expresses confidence that the people will be called on to pass judgment.

The proposed ordinance, sponsored by the electrical workers, makes it necessary to allow 30 inches of free or working space between the wires on the poles, and requires high voltage wires to be marked and strung at least four feet above the ones that carry a current under 600 volts. These requirements are the chief feature of the proposed ordinance, which abounds in technical language and cannot be well understood by any except electricians, without explanation.

**Danger Line Undefined.**  
At present high tension and low tension wires are more or less mixed, and there are few marks to enable the line-men to know the point of danger. The distance between the lines at the center of the pole ranges from 20 to 34 inches, and a few may be as close as 18 inches, but all the wires outside the underground district, less than 26 inches apart are now being changed to that distance in compliance with the provisions of a city ordinance that goes into effect in a few days, as well as the terms of an ordinance passed in 1906, whereunder the existing holders of franchises were allowed two years to act.

The history of the affair is somewhat complicated. It runs back to the time in December, 1906, when the ordinance was passed requiring the wires to be at least 26 inches apart, but allowing two years for this to take effect. When the two years had rolled around the company chiefly affected, the Portland Railway, Light & Power company, had not changed its wires, and last January G. Frank Gierrey, business agent of the outside electrical workers, caused the arrest of President Josselyn of that corporation. Before the case was brought to trial by Judge Van Zant in the municipal court, application was made to Judge Wolverton in the United States court for an injunction. An injunction was finally refused, but an appeal was taken to the circuit court of appeals, where the case is yet pending.

**Before City Council.**  
After this clash in court there came another period of skirmishing in the city council in an effort to reach a settlement. A new ordinance was finally drafted, passed over the veto of Mayor Lane, and will be in effect in a few days. This makes the distance between wires at the center pole line 26 inches instead of 30 inches, as required under the initiative ordinance, and the line-men also strongly object to the exemption of the underground district from its provisions.

The position of the line-men is that 30 inches of working space is needed, and that the underground district should not be exempted. For the reason that this includes about half the city and the line-men claim that the delay in following delays in the installation of the underground system. Ultimately, they declare, the company will not be required to put all of its wires above the surface in the territory selected for the underground system. January 1 was originally fixed for the company to comply with the underground ordinance, an extension being first granted to April 1, later until May 1, and finally until June 1, with an application pending for another extension to July 1.

**Should Separate Wires.**  
Another section of the proposed ordinance urged by the line-men is that it is necessary to separate the high tension wires from the lower ones. It is provided that wires carrying 600 volts or over shall be strung four feet above those of less voltage, and that the deadly circuits shall be marked "danger." For violation of any of the provisions of the act a penalty of \$500 fine or six months in jail, or both, is provided. But the leaders of the line-men say they are not anxious to prosecute.

## LONG DELAYS TO INDICTMENT

Court Hears Argument in  
Case Against Land Office Clerk.

Argument for the government in the case of the United States against Amos W. Long was heard by Judge Wolverton in the United States court this morning. It is charged by the government that the defendant, Long, while employed as a clerk in the land office at the Dalles, furnished information relative to different parcels of land to O. J. Gray and Fred A. Bennett. Long also did clerical work for the two men and was rewarded for his efforts and services by a money consideration, according to the allegations of the indictment.

Long has filed a demurrer to the indictment and this morning District Attorney McCourt presented arguments tending to show that the demurrer should be overruled.

Should Long be convicted of the offense charged against him, he would be liable to a penalty of imprisonment up to two years and by a fine not to exceed \$10,000. His conviction would also carry with it an inhibition against his ever again holding office of honor or profit under the government.

## MAY DE SOUSA SAYS FIANCE IS "NOBLE"

(United Press Local Wire.)  
New York, May 15.—As the fiancé of an English noble, May de Sousa, a young Chicago actress, is spending her time today after arriving yesterday from England on the liner Lusitania. Miss de Sousa stayed hardly an hour in this city, but the interval was long enough for her to have admitted the truth that she was engaged to wed a man of title.

"I will not tell the name, but he's the noblest man in the world," she said. "These are family things, you see, and he gave them all to me showing coral ornaments of old design. My marriage with British peers have succeeded now for years."

## TAKES WHOLE BOTTLE OF ANTI-INSOMNIA

(United Press Local Wire.)  
San Francisco, May 15.—Insomnia from which he has been suffering for some time has no terrors for Oscar Von Borgfeldt, who is slumbering peacefully this afternoon, despite the efforts of physicians at the Park Emergency hospital to awaken him. Last night Von Borgfeldt drank an entire bottle of sleeping potion which his doctor had given him, with instructions to take only one teaspoonful as a dose. He went to sleep on the street and was found slumbering in a doorway this morning. At the hospital he awoke long enough to reveal his identity and then fell asleep again.

## THINKS MAYOR LANE IDEAL OFFICIAL

(Continued from Page One.)

vated, untouched interior. Is worth a battle against the railroad monopolists. Break the grip of Harriman, or bring policy changing pressure to bear and you will get your roads. With railroad development comes that means prosperity for the commonweal. I may fight for transportation, for the object is worth the battle and the people will win."

With kaleidoscopic rapidity the ex-governor turned from Oregon and railroads to politics. He is, as is well known, an apostle of the direct primary.

He thinks of the direct primary as a megaphone through which the voice of the people may be more distinctly heard in the expression of individual preferences. Then he talked about temperance and said that although it is a great issue, now is not the time for the great political parties to take it up. "As an official, I tried to enforce the law. That I believe is the greatest necessity. Temperance is more local than national in its significance. The people of localities have it to decide for themselves for or against the saloons. But, in this connection, I do not wish to be quoted too radically, either way. I believe in temperance and its restrictions, but I do not think a great deal of effective good grows out of radical or fanatical treatment of the matter. "I feel assured of a Democratic victory in 1912. I believe the party will be reorganized and increased in strength."

Bryan will not be the leader, although he admires Bryan. "I voted for him. But the time has come when we must centralize our platform. We must build our next platform on an issue of privilege. What is the privilege of the people, the corporation, the private individual—this must be our question, and this we must solve. I believe the Democratic party will be given the opportunity to solve that problem, and I am convinced that the solution will follow its elevation into power. Meanwhile the best men of our country must give their brains, their time, their energy, their devotion, to the formulation of a national policy which shall emphasize the issue of privilege, for we must decide now in this time of decisions, who shall continue to rule, the greed of acquisition, or the power of thinking people."

The Addition that's all "O. K."

## OVERLOOK

YOU  
WILL  
NEVER  
KNOW IT  
PROPERLY

If you wait to have its beauty, its advantages, its scenic grandeur, its commanding position, its lovely surroundings, its fine homes, its beautiful streets, its delightful day scenes and its enchanting river and city night scenes described through the press—

YOU  
MUST  
VISIT

## OVERLOOK

And see it through your own eyes. 'Tis then and not till then that you will realize that there is such a delightful and restful river-city-and mountain view home site right in the heart of the city, on the east bank of the Willamette and only 15 minutes' ride from the west side business center.

## OVERLOOK

IMPROVEMENTS  
ALL IN AND  
PAID FOR

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The Addition that's all "O. K."

## Olds, Wortman & King

Tonight After Six  
Untrimmed Hats  
Worth to \$4 at 59c



If you secure one of these smart shapes, the addition of only a little trimming will make it a decidedly pretty hat, and it has cost you only a trifle. They are braid shapes in all the most popular braids, rough, chip, lobster and milan. Large or small shapes and all the leading shades, values in the lot up to \$4.00. Special for tonight after 6 o'clock at only 59c

## Lovely Trimmed Hats at \$3.98

Bear in mind that there are only enough in this lot to last for this evening's selling and those who do not shop after 6 tonight will miss this bargain. Stylish hats that are dressy enough for almost any sort of wear, hats with a swing and style to them that can only be found in those designed by real millinery artists. Mostly flower trimmed effects, in all the newest and best shades and shapes. Regular values up to \$12.00—Special tonight at only \$3.98

## SPOKESMAN

A VERY  
SUPERIOR CIGAR FOR 5 CTS.  
TRY IT

For Sale by the Following Dealers  
WEST SIDE

ALLEN & WALKER, Golden West Hotel.  
AMBROSE, JOE, Third and Burnside.  
BUDLEMAN & ROBERTSON, 147 Sixth.  
BURGOYNE, H., & CO., 188 Morrison.  
BURNS, G. J., & CO., 373 11th St.  
CAMPBELL, R. O., Third and Clay.  
CARLO, TONTI, 172 1/2 Fourth.  
CHAPMAN, W. P., 11th and Morrison.  
COOPER, S. H., 21st and Washington.  
DELUZY, J. J., 203 First.  
FIEBINGER, C. L., 741 First.  
FRANKS, J. A., 175 N. 21st.  
HARRINGTON, J. H., Hotel Portland Cigar Stand.  
HARRINGTON, W. C., 4th and Wash.

ADAMS, I., 120 Killingsworth.  
ADAMS, J. C., 867 Sandy Road.  
ALDER ST. GROCERY AND BAKERY, 560 E. Alder St.  
BELLAMY, BEN A., Grand and Hawthorne.  
BENNETT, J. J., 402 E. Morrison.  
BOYLES, J. S., Woodmere Station.  
BROWN, CHARLES E., 91 Grand Ave.  
BRUBAKER & NORMANDIN, Mount Tabor.  
CARLSON, JOHN, 512 Williams Ave.  
COWAN, C. W., 117 Russell.  
COWLEY, T. H., 919 Williams.  
CROWE, R. D., 50th and Powell Valley Road.  
CUTLER, W. S., & SON, 1009 Union Ave. N.  
DENNY & SUGARMANN, Morris and Commercial.  
DICK, J. A., 224 Crosby.  
ERNEST, A. M., 11th Union Ave.  
FARRILL & HOSS, 631 Mississippi Ave.  
FERGUSON, J., 731 Williams Ave.  
FORD BROS., 985 Belmont.  
FRANCISOVICH, C., 1010 Belmont.  
FREDRELL, F. D., 303 Larrabee St.  
GARRETTSON, W. H., 1045 E. Harrison.  
GERKE, H. W., Peninsula Place.  
GODEL, THEO. A., 997 Belmont.  
GOLLINGS, R. C., 522 Union Ave.  
GOOD, D. A., & CO., 275 Grand Ave.

BARLOW, F. T., Oregon City, Or.  
BLUE, P. A., Woodland, Wash.  
BRIGHTBILL, H. P., Oregon City, Or.  
CARTER, J. E., Lents, Or.  
COLE, J. W., Oregon City, Or.  
DAVIS, J. M., Terry, Or.  
ENGLISH, C. H., Deer Island, Or.  
EVERHART & HALL, Oregon City, Or.  
HARRIS, V., Oregon City.

HARTZELL & FRESE, 364 Morrison.  
HOGAN, E. J., 234 Morrison.  
JACKSON, GEO. S., First and Oak.  
JANES, J. N., Second and Alder.  
LUCKEY, J. G., 1461 Macadam Road.  
MAHAN, C., & SONS, 293 Alder.  
MAYER & COLE, Rothchild Bldg. (Basement).  
M'FARLAND & GAYNOR, 555 Fourth St.  
MEYER, A., 3 First St.  
MOORE, A. L., 1271 Macadam Road.  
O'NEILL, FRANK, 581 Hood St.  
ORR, F., 183 Morrison.  
PETERSON, P. J., 1075 Macadam Road.  
PLANCH & CO., 269 First St.

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GOOD, D. A., & CO., 381 E. Burnside.  
GOOD, E., & CO. E. 24th and Ankeny.  
GRAHAM, J., 113 Russell.  
GRIFFITH, ED., E. 39th and Madison.  
HENDEN, B. M., 75 Albina Ave.  
HUBBARD, R. D., 1276 Hawthorne.  
HUDDLESTON, D., 259 Russell St.  
HUTCHINS & GIBOTT, Montavilla.  
JOHNSON, E. C., 1 E. 28th.  
K. K. GROCERY, 171 Killingsworth.  
KEHOLER, A. E., 555 Union Ave.  
KELLER, DAN, 127 Grand Ave.  
KELLER, A., Stewart Station.  
KERTSON, W. C., E. 28th and Halsey.  
KNUTSON, A. E., 39th and Belmont.  
LANDAUER, WM., 925 E. Stark.  
LANE, D. W., 473 Williams Ave.  
LAW'S GROCERY, E. 37th and Hawthorne.  
LILY, R. B., 377 1/2 E. Burnside.  
LUDWIG, AUG., 304 E. Morrison.  
MALLET, J., 1686 E. 13th, Sellwood.  
MANAHAN, JOSEPH, 535 E. Stark.  
MANN, J. C., 401 Hassalo.  
MANNING, F. J. E. 18th and Burnside.  
MANNING & GOODWIN, 319 Weidler.  
MAUTZ, CHAS., 1013 Belmont.  
MEYER, G. C., 2 Grand Ave.  
MILLER, W., Center Station.  
MILLER & KAHS, 192 Grand Ave.  
MOORE, D. A., Villa Ave. and Hibbard.  
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JOHNSON, H. C., Oregon City.  
JOHNSON MERC. CO., Vancouver, Wash.  
KENNEDY & SONS, J. Skamokawa, Wn.  
LITTLE, W. L., Oregon City.  
LUNDAGER, LOUIS, Linneman Station.  
LUTZ, MRS. A., Oregon City.  
MORGUS, H., St. Helens, Or.

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SCHEIBER, R. D., 231 23d St.  
SPILDSBOEL, A., 494 N. 24th St.  
STEINFORTH, H. H., 794 First St.  
STIPE BROS., Third and Couch.  
THOMPSON & APPLEGATE, 19th and Washington.  
TOZIER, A. R., 7th and Morrison.  
WAGNER, N., 840 Thurman.  
WALLGREN, J., 634 Thurman.  
WERTHEIMER, FRED, 151 Sixth St.  
WHITEHURST, J. G., 2nd and Wash.  
WICKER, A., & CO., 341-343 First St.  
WILDERMAN & KRITSCHESKY, 415 Fifth St.  
WOOLACH, J., 571 First.

OLDHAM, J. F., 658 Alberta St.  
PALETHORPE, M., 132 Grand Ave.  
PENNEY BROS., 379 E. Morrison.  
PROBST, A., 28th and Sandy Road.  
RABUCK & CRUM, Millard Avenue and Kindorf.  
SCHMEER, R., & CO., 387 E. Burnside.  
SCHERINER, CATHERINE, 1063 East 26th.  
SCHOFENFELDT, C. L., 323 Williams.  
SENSEL & SON, 1060 Hawthorne.  
SHAFFER & POTET, 784 Mississippi Ave.  
SICKINGER, M. E., 50th and Hawthorne.  
SQUIRES, S. V., 1572 E. Glisan.  
STORM BROS., Whitman Ave. and Kindorf.  
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