

TELEGRAPH CO.'S POLES ARE RULED FROM HIGHWAY

If the Postal Telegraph company sets poles along the lower Columbia river highway between Astoria and Goble it will be under a court order. The state highway commission Tuesday reaffirmed its policy to keep the poles of the company and all other poles off the right of way in order to preserve the scenic beauty of the highway.

An attorney for the telegraph company appeared before the commission and offered in the way of compromise to use more slightly poles and where possible to keep them off scenic points. This proposed settlement of the controversy was not acceptable to the commission, whose policy as expressed by Commissioner Yeon will be a willingness to grant everything which the company can by legal means obtain and to fight to the limit over what it can not legally procure.

"I am willing to give you all the law will allow you but no more," said Commissioner Barrett. "Where there is scenic beauty the poles will ruin it, and where there is no scenic beauty the poles will make it 10 times worse."

AGREEMENT SUGGESTED
The question was recently before the public service commission which made an order to the effect that it had no jurisdiction in the matter but suggested that the matter might be adjusted by mutual agreement of the state highway commission and the telegraph company. In accordance with this recommendation Attorney Hampton and Superintendent Lynch appeared before the commission Tuesday.

In opening up the conference Commissioner Yeon stated that the Columbia river highway is unique, and in reality is a park "pure and simple" which should not be defaced with signs and other disfigurement. He thought that the telegraph company owed it to the state of Oregon to cooperate in the preservation of the beauty of the highway.

He suggested that instead of putting its own line of poles it should string its wires on the telephone company's poles under a common user agreement. Under a common user agreement, he said, Los Angeles county had eliminated 3000 unsightly poles.

"Is there any reason," he asked Hampton, "why there could not be a common pole?"

Hampton replied that it was not prac-

ticable, both from an operating and a construction standpoint. It would cost more, he said, to reconstruct the telegraph poles for the additional wires than a separate line of poles.

INTEND TO BUILD LINE
"We intend, if we can, to build the pole line," added Hampton, "and by way of concession will set off the scenic points. At other points we are willing to use round poles instead of split ones. We will either secure a private right of way or will fight it out in the courts." Hampton asked the highway commission to indicate on what points of the highway the company would be permitted to build and under what conditions as to character of construction, or to say whether the company would be permitted to build at all.

"I am willing to grant you everything you are legally entitled to and to fight you to the limit on what you are not legally entitled to," was the repeated reply.

Commissioner Barrett wanted to know by what right the company had started to set its poles without obtaining the permission of the highway commission. Hampton said that the company had the United States government to build on any post road in the United States," replied Hampton. "You do not possess the power to prevent. You may only control by reasonable regulations."

SUIT IS THREATENED
After learning that it was the attitude of the commission to keep the poles off until the courts forced them on, Hampton indicated that suit would be brought if it were determined by the company good policy to do so.

Chairman Booth of the commission was not present, but it is understood that he is in full sympathy with the other two commissioners.

A block of state road bonds to the amount of \$1,000,000 was sold by the commission to the highest bidder, Ralph Schmeelock, representing a syndicate, at a premium of \$5100, or at the rate of \$1006.10 for every thousand.

The bonds are short term bonds bearing 6 per cent interest and maturing in October, 1932. At its next meeting the commission will offer another block of bonds. The interest on these has been fixed at 5 1/2 per cent for long term bonds and 6 per cent for short term. A contract for graveling a section of the Coquemo highway between Prineville and the national forest was awarded to Greenwood & Dam, who submitted a bid for \$21,900, or at the rate of \$1.40 per cubic yard.

ALL BIDS REJECTED
All bids for clearing and grading a section of the Dalles-California highway in Klamath county, next to the Deschutes county line, were rejected and the project ordered readvertised.

The following projects were ordered advertised for the October letting: Between The Dalles and Dufur on The Dalles-California highway, in Cow canyon and between Cow canyon and Madras, grading.

Ontario—Slide section of old Oregon Trail in Malheur county, 15 miles, grading.

Coquille—Bridge section of Roseburg, Coos Bay highway, 10 miles, grading.

Graveling 16-mile section between Lexington and Heppner.

On most of these jobs it is thought work can be prosecuted during the winter.

ROAD SURVEY ORDERED
A survey for the purpose of making a location of The Dalles-California highway through the town of Maupin partially destroyed by fire recently was ordered. The citizens of Maupin are anxious for the survey as a guide to rebuilding the town.

The attorney of the commission was ordered to take up the collection of a claim against Gilliam county for money due the commission.

The lining of the tunnels between Mosier and Hood River was ordered as was the cementing of the cracks in the roof of the Mitchell point tunnel as a precaution against danger from falling rocks.

The commission decided that it had no authority to pay a claim of \$281 for a window in the store of Seelye and company at Pilot Rock. The window was broken by a runaway Ford by one of the highway engineers. The window was insured and it is understood the claim was made by the insurance company.

The town of Canby, which is unable to cooperate with the state to the extent of \$8000 in paving the Pacific highway through the corporate limits, in a letter to the commission offers to pay in installments. It is also proposed to reduce the extent of its obligation by drawing in its corporate limits through charter amendment.

DISTRICT APPROVED
The long mooted plan of creating a road district in Scoggins valley, Washington county, under recent legislative amendment has met the approval of the highway commission which has adopted a resolution to that effect. The district is to embrace the entire watershed of the valley.

In the matter of the location of the highway through La Pine in Deschutes county the commission decided to retain the route already established.

AMERICAN ROSE SOCIETY
During the time of the 1932 Rose Festival the American Rose society plans to hold its annual convention in Portland, according to C. F. Keyser, superintendent of parks. The festival date has not yet been set, but is expected to be scheduled for the first week in June, so that Shriners en route to the convention in San Francisco may visit Portland. The convention of the rose society will be held about the same time.

BANDITS CHARGED WITH ROBBERY

Vancouver, Wash., Sept. 21.—Charges of robbery were filed here Tuesday afternoon against Bert Orcutt and Roy Moore, taken Sunday morning at the cache, where they had hidden \$30,000 secured Friday night when the pay wagon of the Sells-Floto circus was robbed here. Both are held in jail, recovering from wounds due to shots fired at them at the time of their arrest.

Mrs. Beth Moore, wife of one of the bandits, and Miss Christine Gross, Orcutt's sweetheart, are held as material witnesses and are also in jail.

TO HOLD MONEY
The sheriff's office will retain \$22,000 in checks and \$4000 in currency, recovered from the robbers, as evidence and as a means to insure the presence of the 14 circus people robbed at the time the circus money was taken. These 11 are desired as witnesses.

The sheriff's office returned \$600 to Treasurer McLane of the circus, his personal funds, which were taken by the robbers, and \$2200 in checks belonging to the circus, which, it was decided, might be a source of trouble in making collections were they held.

The women, under a severe grilling, admitted that they were passengers in the machine Saturday from Seattle, but would make no further admissions. The men also refuse to make any statements regarding their movements.

**MOORE LIVED AT COCHRAN;
BORE EXCELLENT REPUTATION**

Cochran, Or., Sept. 21.—Roy Moore is well known at Cochran. He lived here the greater part of 1918 with his wife and two children. He worked all the time as engineer of a locomotive on the logging road of C. H. Wheeler. While here his reputation was good and nothing was known detrimental to his character. Since leaving Cochran he had lived most of the time in Seattle and vicinity. It is understood he has been out of work a long time and persons who know him here and saw him a short time ago in Seattle say he was in dire straits with no money to buy food for his family.

**300 Klansmen Join
In Parade, Which Is
Minus An Outbreak**

Shawnee, Okla., Sept. 21.—(I. N. S.)—No demonstration occurred here today following a parade of 300 members of the Ku Klux Klan in this city and Tecumseh last night. The Klan appeared dressed in the white robes of the order and drove through the streets in motor cars. Banners were displayed warning law violators to beware. The night editor of a newspaper was seized and taken along with the Klansmen on their parade.

**25 Portland Men
Are Drawn for Jury
In Federal Court**

Twenty-five men living in Portland and vicinity were drawn for jury service this morning in the federal court on instructions from Judge R. S. Bean. The jury is to meet October 5 at 10 a. m. and will sit for one month to consider cases on the July term of the court calendar. The next court term begins the first Monday in November, for which a new jury of about 60 men will be drawn.

Following are the men chosen: Carl E. Bado, 335 East Fourteenth street; Oscar E. Baird, 1077 Williams avenue; William J. Ball, 906 Bryce avenue; Benjamin A. Bellamy, 125 Seventeenth street north; Charles L. Bess, 374 Multnomah; Michael F. Brady, 742 Thompson; Homer D. Brown, 1064 Grand avenue; Lucius A. Brown, 387 East Fifteenth street north; William Davis, 1220 East Everett; John R. Dodson, 418 East

Thirty-seventh street north; Benjamin R. Evert, 1235 East Clay street; John D. Gordon, Metcalf station; John W. Grussel, 1067 Senate street; William T. Harrison, 485 East Twenty-fourth street north; John Irwin, 189 Albina avenue; Ford Eger, Sierwood, R. F. D.; Henry C. Pearson, Hillsboro; Carl Pfahl, Cornelius, R. F. D. No. 2; Louis C. Ream, 553 East Forty-sixth street north; Joseph Schulerich, Banks; Clarence B. Sewall, 563 East Thirtieth street; E. A. Shaver, Molalla, R. No. 3; George W. Slitt, Beaverton; Elmer H. Strand, 195 East Eighty-fourth street; A. H. Thomas, Forest Grove.

Family, Accused of Smuggling Way to America, Is Sought

Somewhere on their way to California in a small automobile, unless they are already apprehended, are Charles Monso, his wife and five children, ranging from 10 to 15 years in age, who smuggled unlawfully into the United States from Canada at Blaine, Wash.

R. P. Bonham, chief of the United States immigration service, has ordered the apprehension of the car which was this morning expected to pass through Portland. Sheriffs and bridgekeepers throughout the state have been notified to keep on the lookout. The automobile bears a British Columbia license, No. 4923.

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WOUNDS FATAL TO EAGLE POINT MAN; KILLED OVER WIFE

Medford, Or., Sept. 21.—Wilbur "Wig" Jacks, well known here, was shot and fatally wounded by Raleigh Mathews during a quarrel said to be over domestic affairs. Mathews is a farmer of the Eagle Point district. The shooting occurred Tuesday morning on the main street of Eagle Point. Jacks was recently convicted of being a bootlegger. Jacks died at 10:30 o'clock this morning at Sacred Heart hospital. Examination disclosed that Jacks' intestines were

punctured in 25 places by two bullets. Mathews, at preliminary hearing before the justice of peace, asserted that he shot Jacks in self defense and that after shooting he took a gun from Jacks. He showed bruises which he claimed were caused by Jacks hitting him with rocks and a club. He delivered two guns to the sheriff when he was arrested at his ranch, saying that he took one from Jacks. He was released on \$5000 bond. Jacks said that he had no gun and that Mathews, being on horseback, had no right to claim self defense. Jacks and his wife had been separated for several months and Jacks had repeatedly charged Mathews with undue attention to her. Mrs. Jacks was at her husband's bedside.

HORSE BREAKS MAN'S LEG
A. W. Berry, 25, 151 Seventeenth street, was kicked by a horse at the Gresham fair grounds Monday afternoon, suffering a fractured leg. He was taken to the Emanuel hospital.

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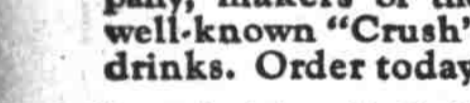
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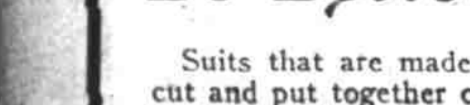
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