

DOUBLE PARKING PENALTY RAISED; SOME EXEMPTED

Now that Mayor Baker has talked, and Police Captain H. A. Lewis has ordered, and delivery men have "tolerated," and City Commissioner Mann has postponed, and the wind has blown, both figuratively and literally, motorists will be glad to learn that double parking affairs in Portland are the same as they always have been.

In other words, double parking is prohibited by ordinance, but police will wink at violations when delivery men double park while making deliveries, provided they have not deliberately remained in the second row of traffic when a parking place at the curb is available.

OTHERS FACE FINE

All other double-parkers will have to put up \$5 bail at police headquarters to answer for their appearance in court. It used to be \$3. Thus a jump of \$2 in the price of double-parking is the result of all this figurative storm in traffic affairs.

It seems that, after a conference August 11 between Mayor Baker, Chief of Police Jenkins and Captain Lewis, the latter, on the urge of the mayor, declared war on all double-parking and warned autoists that the law would be enforced to the letter.

Such a storm of protest was made by deliverymen that Commissioner Mann, acting as mayor, ordered Captain Lewis to desist in his enforcement campaign, and demanded what right he had, anyway, to arbitrarily take the situation in hand. All Lewis was doing, it seems, in being "arbitrary" was planning to strictly enforce a city ordinance.

MILD ENFORCEMENT

When Mayor Baker returned to the city Monday he wanted to know why Lewis had not carried out his orders. But a special meeting of the council Wednesday declared in favor of a mild enforcement of the ordinance, which would make deliverymen privileged characters, and which would not place what would amount to practically an embargo on all downtown delivery.

TO PERMIT DOUBLE PARKING UNDER CERTAIN CONDITIONS

A certain amount of double parking in the congested district is unavoidable under present conditions, and it is the decision of the city council, after an afternoon session Wednesday which was devoted mainly to consideration of the subject.

The result is that the traffic department of the police bureau was instructed to permit double parking within this district in cases where it is required for the delivery of goods to business houses, and not to permit it if the delivery wagon can find space at the curb within 50 or 60 feet. No pleasure vehicle will be permitted to double park.

Mayor Baker and Commissioner Pier expressed themselves strongly in favor of adoption of this ordinance, and members of the council were urged to personally study traffic conditions.

ORDINANCE ASKING ANOTHER CITY JUDGE IS POSTPONED

Because of doubt expressed by Assistant City Attorney C. H. Grant as to the power of the city council to create a second municipal judgeship, although City Attorney Grant has held that it does have ample power, the ordinance providing for such an official was postponed one week by the council yesterday.

Commissioners Biegelow and Mann were inclined to vote in favor of the ordinance, but the majority of the council should be submitted to a vote of the people at the next election. The mayor declared the situation at the municipal court, which has been in operation since the city was organized, to be an emergency and that immediate action should be taken to relieve it. Not only are people being inconvenienced, he said, because of the great volume of work the judge has to perform, but the city is losing money.

OPPOSE DOG HOSPITAL

Protest was filed at the city hall today against the location of a cat and dog hospital without a permit at No. 231 Chapman street by Mrs. Margaret Adams. A similar institution was conducted by Mrs. Adams in a building at the head of Taylor street, adjoining the Multnomah club grounds. The protest against the new institution is filed by the residents immediately adjacent to the property.

CITY HALL BRIEFS

O. E. Powell has secured a permit from the city council to erect and maintain a frame building for a service station on Division street, between East 24th and Greenwood avenues. The Standard Oil company wants a permit to remodel its service station at the northwest corner of East 15th and Fremont streets.

Two petitions for street improvements will go before the city council Wednesday—those for East 45th street, from Broadway to Halsey street, and for East 26th street, from Siskiyou to Fremont street.

A new petition was filed today, protesting against any further granting of permits for temporary homes in the Burrage tract, to be located by residents of the district, and declares: "The location, in our opinion, is an ideal one for the location of homes."

Recently Strong & MacNaughton have filed applications for a number of temporary homes in this district. A petition also has been filed by residents in Lamanda Park, protesting against granting of permits for temporary homes there.

The poor drainage conditions in the streets at the vicinity of the intersection of East Oak and Grand avenues is to be remedied by raising the street surface.

Commissioner Harbur asks the city council to make an appropriation of \$250 for this purpose.

Authority was given Tuesday by the city council to call for payment of the city's share of the cost of the city of St. Johns numbered from 643 to 652, inclusive.

The Howard-Cooper corporation is exempted from certain provisions of the building code in the erection of a three-story class building at the northeast corner of East 48th street, between Kilpatrick and Fremont streets, done by McGraw Brothers.

The improvement of Fenwick street, from Bryant to Buffalo street, done by O. M. Patton, and the improvement of Fenwick boulevard, between East 41st and East 42d street, to be used for an undertaking establishment, have been the large protest from adjacent property owners.

A contract was awarded by the city council today to the Coast Culvert & Plume company for supplying the city with 10 concrete culverts, 12 ft. in diameter, 55 to 60-foot iron standards to hold the signs, for \$348.50. These signs are to be located in the downtown business district.

CITY HALL BRIEFS
After a 10-day vacation spent at Twin Rocks in the Tillamook bay district, City Treasurer Adams is back at his official duties.

All suits at law involving iron fencing and gates for Irving park have been ordered returned unopened to the city clerk, as the ordinance which provided for the same is now being amended.

The People's Institute and Portland Franchise Association has secured a city council for a larger appropriation for the next fiscal year. It now receives \$100,000 a month. The city's rent has increased to \$175 a month and all other expenses have increased with the growth of the work.

It was referred to the budget committee.

**PHONE CASE RULING
STIRS ROBT. DUNCAN**

(Continued From Page One.)
service commission the present rates would be reversed to the old telephone rates by default.

Evans said he could see only one course of justice in this matter, and that was the right of the telephone company to defend its rates, whether the contention for the present rates be just or not, he said he believed they had a right to a public hearing on the matter, and for this reason he granted their petition for intervention.

REASONS GIVEN
Duncan notified The Journal that a petition seeking the recall of Evans would be in circulation early this afternoon and stated the allegations would be, in part:

"For reasons that he permitted corporation lawyers to tamper with the laws of the state and indulge sharp practices in his court in furtherance of unjust and unlawful rates, which must be paid by all the people, and for the further reason that he does not give proper consideration to the law and thus brings the courts into disrepute."

Judge Evans gave Omar C. Spencer and Charles H. Carey of Carey & Kerner, 10 days to file an answer to the original complaint filed by Duncan against the old public service commission. At the same time he announced to William Moore, assistant attorney general, who represented the public service commission, the same period of time to make some expression of intention in the suit, in which they are now joint defendants with the telephone company.

COURT REPLIES
At frequent intervals sharp verbal clashes between the court and the attorneys or the attorneys for the telephone company have taken place, and it is believed that the court will be called upon to decide the matter.

"It looks to me like you are merely trying to pass the buck to the court and at the same time tie the court's hands so it cannot tell what you are trying to do or what is going on," Evans said in the court today when he appeared thoroughly exasperated by the failure of one of the attorneys to present definitely just what he was trying to accomplish.

"Get down to brass tacks. Do you think it is right to shut the telephone company out of its right of a hearing in this matter?" Evans continued.

ALLEGES COLLUSION
This question launched W. E. Richardson, attorney for Duncan, into an oratorical attack on the telephone company, alleging collusion between the corporations and the legislature.

Evans said in his opinion a refusal to allow the telephone company to defend this suit might result in suits against the company in the same way by 50,000 subscribers, suits which they could not defend.

In granting the two motions Evans was merely carrying out his previously announced intention, which was declared in the request of Richardson at the former hearing.

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