

The Gold Hill News

VOL. 15

GOLD HILL, JACKSON COUNTY, OREGON, SATURDAY, SEPTEMBER 21, 1912

NO. 20

Action Brought to Oust City Council

Mayor and Council Alleged to be De-Facto Members

The questionable validity of the present city council and their official acts was brought to a focus on Wednesday afternoon by the service of quo warranto proceedings upon Mayor R. C. Kelsey and his fellow members of the board.

Under the complaint brought by the State of Oregon, ex rel J. C. Beeman, plaintiff, the present city council of Gold Hill is declared to have "unlawfully usurped, intruded into, and are now unlawfully holding said offices," and the complaint further maintains that the former city council, elected in 1911, are in reality the actual mayor and members of the city council of Gold Hill.

Mayor Kelsey and the respective councilmen, John Palmer, Jos. Deitrich, W. R. Walker, Frank Willmarth, and Geo. Landis, are required to appear in the circuit court for Jackson county within ten days of the service of summons, to answer the complaint and show cause why their claims as members of the city council should be recognized.

The original cause of the action dates back to November, 1911, when the present city charter was adopted. Through the attempt to sell water bonds provided for in this charter it was discovered that a doubt existed concerning the validity of the charter, which had not been adopted in direct conformance with the provisions of the law. The election of the present city council was held in April of this year under the recently adopted charter, and is therefore held under the present action to be equally void of effect.

If the complaint is upheld by the court the members of the former board, of which J. H. Beeman was mayor, and L. R. Cardwell, Walter Dungey, S. H. Hodges, and Henry Miller, were councilmen, still comprise the city council of Gold Hill, and retain their official capacity until their successors are legally elected.

The outcome of the case will be awaited with considerable interest, as the intent of the action is not to discredit the members of the "de facto" council, but to definitely determine the legality of proposed bond issues and place the town in a position to go forward with certain projected improvements.

"I am personally pleased that action has been brought in this manner," said Mayor Kelsey, after the service of the summons upon him, "in that the present council has been acting under the advice of the city attorney, who instructed that the city would be spared expense by permitting the action to be instituted from another source."

People in the News

The resignation of Robert G. Valentine as commissioner of the bureau of Indian affairs was accepted by President Taft.

The government of China has authorized Dr. Sun Yat Sen to establish a corporation to carry out a system of railways covering territory 70,000 miles in extent.

J. P. Morgan has submitted to the Italian government a plan for completing the excavations of Pompeii and Herculaneum, and has expressed a willingness to bear the entire cost of uncovering Herculaneum.

Mrs. Jack Johnson, white wife of the world's champion heavy-weight pugilist, committed suicide at Chicago by shooting herself in the head while her two maids were attempting to wrest the revolver from her. Ill health and despondency was the cause.

A banquet was given in St. Paul Monday in compliment to James J. Hill, and brought together a large number of men prominently identified with the early development of the northwest. The banquet was in celebration of Mr. Hill's 74th birthday anniversary.

Druce Ismay is to be retired as executive head of the International Mercantile company, and will be succeeded by P. A. S. Franklin, now vice-president and head of the business in this country. The company is capitalized at \$120,000,000, and J. P. Morgan has secured control of the stock.

Death of John Lance Occurs at Grants Pass

John Lance, who, for the past twelve years, was a resident of Grants Pass, died at his home in that city Sunday, September 15, after an illness covering a period of two years.

Mr. Lance possessed many friends and a large circle of acquaintances in Gold Hill and vicinity, where he has been employed at various times during his residence in this county. In July of this year he spent several weeks in this city, and while here was taken with his last illness. A temporary respite permitted his removal to his home at Grants Pass, where his condition grew rapidly worse.

The deceased was born in Cape county, Missouri, on November 23, 1870, residing in that state till twenty-one years of age. In 1892 he came to the state of Oregon, locating first in Jackson county, where he followed the miners calling.

On November 1st, 1898, he was married to Miss Clara Holcomb, of Grants Pass, and made that city his home since that time. Besides the wife, he leaves one brother and one sister in Missouri.

Mr. Lance had suffered more or less with lung trouble for a couple of years, but he had not been in a serious condition till about eight weeks ago, since which time he had rapidly failed.

The funeral services were held from the family home Tuesday, at two o'clock p. m. Mr. and Mrs. W. H. Miller and Mrs. R. L. Cook attending from this city.

Little Items of Oregon News

Interesting Notes of Current Affairs in the State for Past, Present and Future

The second annual grange fair of Josephine county is being held in Grants Pass.

The 22nd annual convention of the Linn County Women's Christian Temperance Union was held at Lebanon.

Wallowa county, which has been dry since June 15, 1906, will vote at the general election this fall on licensing saloons.

At the present time there are 95,000 republican voters registered in this state, 30,000 democrats and 11,000 miscellaneous.

The advance registration of students at Oregon Agricultural college points to the largest attendance in the history of the institution.

Daniel Boyd, who was a delegate to the republican national convention in Chicago, has filed an expense statement showing that he expended \$187 while there.

Clarence Dietz, son of John Dietz, of the famous Cameron dam case in Wisconsin, is now living in Wedderburn and employed at the mill of the Wedderburn Trading company.

Elaborate preparations are being made by Ivanhoe Commandery, Knights Templars, for the grand encampment of Oregon, which is to be held at Eugene September 26.

"GYP THE BLOOD"



Harry Horowitz, known as "Gyp the Blood," alleged to be one of the actual slayers of Rosenthal, who was captured in New York.

INTRODUCTORY REMARKS



—From New York World.

When the illustrious Grant asked a third term the people of New England thundered their "No." Is this the reason Roosevelt calls New Englanders "ignorant, prejudiced and craven" in his recent speech?

Feet of Clay Portland Gets Near View of the Brazen Calf

From PORTLAND SPECTATOR

TAKING ONE CONSIDERATION with another, the Colonel's day in Portland was not a happy one. It is doubtful if his visit increased his popularity or advanced his cause. Portland got a glimpse of Roosevelt as his intimates know—and dread—him: irascible, dictatorial, overbearing, egotistical, selfish, vain, and vicious.

Colonel Roosevelt was sorely disappointed with his reception at the station. The make-up of the committee did not please him; he thought the committeemen were not big enough in the city's affairs to receive so great a man. His appraisal of the gentlemen who worked so hard in his behalf was distressingly poor. He regarded them as a lot of cheap politicians who were trying to get into the limelight by holding on to his coat-tails.

And the crowds disappointed him. They were neither as large nor as enthusiastic as he thought they would be. After the reception committee had cheered itself hoarse, the Colonel moved through lines of mildly indifferent people who had not enough interest to raise a cheer in his honor.

It was after the Colonel felt the chill of this indifference that he became irascible, and domineeringly ordered his auto out of the line of march and a curtailment of the programme that had been accepted by him. He did not think that the people had gathered in sufficient numbers to make it worth while for him to address them, and in his rage was as cruelly unjust to the committee that had prepared his itinerary as he was to the women and children who had stood for hours about the places where he had agreed to speak.

Whenever Colonel Roosevelt found an opportunity to display his rancor and selfishness and bad temper, he seized it. His attack on the Oregon delegation to the national Republican convention was a fine example of splenetic untruthfulness; his tirade against Thomas McCusker distressed and disgusted his hearers. Think of Colonel Roosevelt, betrayer of his party and assassin of Taft, calling Tom McCusker or anyone else Judas! Still, if Benedict Arnold could call one of his judges "traitor," Roosevelt may not be barred from shrieking "Judas" at McCusker.

Bombastes Furioso Roosevelt was quite himself when he discovered the loss of his book at the Oregon Hotel. He roared like a three years' child that has bitten its own toe. And again at the auditorium, where he spoke in the afternoon, he showed his vicious temper in most discourteously interrupting Judge McGinn to reprove a woman who had asked a question. Judge McGinn politely overlooked the interruption, but firmly waved choleric Colonel to his chair. In his treatment of the Order of Bull Moose and in boorishness toward his dinner hosts the Colonel was quite Rooseveltian.

So, the Colonel's visit did not do him any good. But it did Portland and Oregon a great service. It showed us what manner of man this Bombastes Furioso is; it gave us an insight into the nature of the Bull Moose. We find him vain beyond words, with the vanity of the chit that pouts and mows and leaves the dance when she is not the object of everybody's attention; we find him a bully, domineering all about him; we find him utterly selfish, with no thought for anybody but himself; we find him untruthful, and wholly devoid of the ability to do even-handed justice between himself and opponents; we find him a loud, blustering billingsgater, whose education has but supplied him with a vocabulary of splenetic language; we find him a very ordinary, self-seeking, office-chasing politician; we find him what Mark Twain called him, the champion charlatan of the country.

PIONEERS MEET SEPT. 26

NOTICE is hereby given that the annual meeting of the Southern Oregon Pioneer Society will be held at the court house in Jacksonville, Thursday, September 26, 1912. Exercises will commence at 11 a. m. All pioneers are requested to be present, and a general invitation is extended to the public. Dinner will be served free to all pioneers. All members should come prepared to pay their annual dues of \$1.00. Matters of importance will come before this meeting. —Committee on Arrangements.

Attorney General Defends Roads

Twenty-seven Contracts Filed for Rural Schools

Twenty-seven of the thirty-seven schools in supervisory district number two have filed their contracts with teachers with the county superintendent of schools. The names of these schools, the teachers employed and the date of opening are as follows:

Mountain, Amy Stannard, Sept. 9.
Dardanelles, C. E. Johnson, Sept. 2.
Antioch, Alberta Stacy, Sept. 2.
Sams Valley, Gay Webb, Sept. 16.
Rock Point, Rose H. Gay, Sept. 2.
Scott, Helen Chandler, Sept. 2.
Derby, Cora E. Whitaker, Sept. 2.
Foots creek, Minnie E. Yordy, Sept. 4.
Mesaons, Harriet I. Miller, Sept. 2.
Pankay, Bessie Newton, Sept. 2.
Table Rock, Gladys E. Miller, Sept. 2.
Trail, Alice R. Nash, Sept. 2.
Savage creek, Frank E. Hall, Aug. 19.
Chaparral, June White, Sept. 20.
Prospect, J. J. Good, Sept. 2.
Galls creek, Lelia H. Eaton, Sept. 16.
Winner, Mrs. Harriet Menithorn, Sept. 2.
Laurel Hill, Eult Huston, Sept. 30.
Jack Houston, Pearl Boggess, Sept. 9.
Cobleigh, March Kincaid, Sept. 2.
Elk creek, Leta Peelor, Sept. 9.
Mays creek, Mabel Marsh, Sept. 9.
Peyton, Mary Rose, Oct. 7.
Sardine creek, Katherine Foley, Sept. 2.
Central, Enid Peelor, ?
Nye, C. T. Brown, Sept. 16.

Council Holds 'Nother Conclave

Third Liquor License May Be Granted at Next Session -- 2d Ave. Will Pave

At the regular weekly special session of the city council on Tuesday evening the application of J. H. Messler for saloon license was, after considerable discussion, laid upon the table to be definitely considered during the first meeting in October. A petition signed by many citizens asking that the license be granted as requested was read by Clerk Wetherell.

Under the provisions of a former ordinance the number of liquor establishments in Gold Hill is regulated by the population of the city, computed from the last census, and as it is generally believed that the city will not care to entertain the expense of compiling a new census, the repeal of that ordinance and the issuance of the license to Mr. Messler is predicted.

Councilman Palmer, of the committee on improvements, reported the enactment of a contract with Harry E. Foster, city engineer of Medford, engaging Mr. Foster at a salary of \$200 per month to straighten up the Gold Hill street tangle, determine the proper lines, and establish monuments preparatory to the proposed grading operations. It is understood that the work is to be completed on or before the expiration of the month.

Residents and business men of 2d avenue North petitioned the council to pave that street in the manner proposed for Main street. Upon motion duly carried the petition was granted.

JOSEPH E. DAVIES



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Joseph E. Davies, secretary of the Democratic National Committee, was Wilson's western manager in the pre-convention campaign.

"Wet" Shipments to "Dry" District May be Accepted

Attorney-General Rules Carriers Are Compelled to Accept Shipments

Salem.—Holding that there is no law in this state which prohibits the transportation of spirituous liquors from one part of the state to another regardless of whether the territory is "wet" or "dry," Attorney-General Crawford has furnished an opinion in response to the request of the state railroad commission for legal information. The opinion came as a result of the governor urging the railroad commission to take up the question of shipments of liquor from wet to dry territory.

Not only does the attorney general hold that there is no law prohibiting such shipments, but he further holds that the carriers, under existing laws, are compelled to accept and make such shipments.

However, he holds that if the shipment is made C. O. D. from wet to dry territory, the sale is not completed until the carrier delivers the package to the consignee and collects the purchase price. If that is done then the carrier and its agents become guilty of a violation of the local option law through the sale of liquor in dry territory.

He states that it is not strictly the duty of the railroad commission under the act creating that body to determine and prosecute violations of the local option laws, but he states that if the commission is requested by the executive, or other public officials, to investigate such violations it is their duty to use their best efforts to ascertain if the liquor laws have been violated.

Vagrancy Law Enforced in Lane

Cottage Grove.—The first man in Lane county and one of the first in the state to be convicted under the provisions of the vagrancy law passed by the 1911 legislature is Jack Rice, who has been found guilty in the district court at Eugene. The evidence developed the fact that since June 12, 1911, he has done only five days' work.

Women Deputy Sheriffs at Astoria

Astoria.—Clatsop county has three new deputy sheriffs. They are Mrs. W. O. Barnes, Mrs. C. L. Houston and R. A. Phillips, who were appointed by Sheriff Burns to act as humane officers. They will have authority to arrest all violators of the state humane laws.

Political News Bits

Governor Woodrow Wilson will tour the middle west this week.

The democratic state convention of Connecticut renominated Governor Baldwin.

Colonel Roosevelt left San Francisco early Monday morning to begin his return journey to the east.

The progressive party is now a legal organization in Oregon. Over 7000 names were on the petition filed at Salem.

Winston Churchill, the famous novelist and publicist, has accepted the nomination of the progressive party for governor of New Hampshire.

Fearing a clash with United States Senator La Follette, the Wisconsin Roosevelt progressive convention adjourned without naming a state ticket.

Senator Lodge of Massachusetts will be the orator of the day at the formal opening of the republican national campaign, which has been set for Saturday at Columbus, Ohio.

David W. Mullaney of the national republican committee has announced the appointment of Mrs. J. D. Whitmore of Denver as director of the women's bureau of the western section of the Taft campaign.

Seattle.
Wheat—Bluestem, 81c; club, 79c; red Russian, 77c.
Oats—\$30 per ton.
Butter—Creamery, 34c.
Eggs—26c.
Hay—Timothy, \$10 per ton.