

Proposed Amendments to Charter

For the information of the voter The Observer herewith publishes the proposed amendments to the city charter to be submitted to the legal voters for their approval or rejection at the special election to be held on Wednesday, June 10 next:

Be it resolved by the city council of the city of Dallas:

Section 1. That the following amendment to the Charter of the City of Dallas, Oregon, be initiated and proposed to be submitted to the legal voters of the City of Dallas, Oregon, at a Special Election to be held at the time and place hereinafter named, to-wit:

Section 1. That Section 66 of the Charter of the City of Dallas, Oregon, being an Act of the Legislative Assembly of the State of Oregon, entitled, "AN ACT to incorporate the City of Dallas, in Polk County, Oregon, and to provide a charter therefor, and to repeal all Acts or parts of Acts heretofore passed to incorporate the Town of Dallas, or City of Dallas, in said County and State, and all amendments thereto, whether in conflict with this Act or otherwise," approved by the Governor of the State of Oregon, February 4th, 1901, be and the same hereby is amended so as to read as follows, to-wit:

Section 66. The Council shall ascertain and determine as nearly as possible the cost of the proposed improvement, and a notice shall be given by the Auditor and Police Judge, by order of the City Council, by publication thereof in two successive issues of some newspaper published in said City, or by five days personal service of such notice by the City Marshal on all property owners of property within the limits of the improvements; which notice shall contain the amount of the estimated cost of the said improvement; the street or part thereof within the limits of such improvement; that the Council will hold a meeting, specifying the time and place thereof, for the purpose of apportioning the cost of such improvement and assessing upon each lot or part thereof, or each tract of land, liable therefor, its proportionate share of such cost. And each lot or part thereof, or tract of land within the limits of such improvements shall be liable for the full cost of making the same upon the half of the street in front of and abutting thereon, and also the cost of all that part of street intersections covered by sidewalks and curbs, including curbs around park strips in the same manner and to the same extent that the property is liable for sidewalk improvement or street improvement, which fronts or abuts upon or is adjacent to such street or streets where such improvements are ordered to be made at the expense of the property so abutting, fronting upon or adjacent thereto; provided that, all crosswalks and intersections of all streets, except as otherwise hereinabove provided, shall be improved at the expense of the City of Dallas, and paid out of the General Fund of said City.

Be it resolved by the city council of the city of Dallas:

Section 1. That an amendment to the Charter of the City of Dallas, Oregon, by the addition thereto of Section 51-A, which section shall authorize and empower the City Council of said City, to issue and sell negotiable, coupon interest bearing bonds in the amount of \$5000.00, for the purpose of acquiring real estate for City Park and County Fair, and other public purposes in said City, be and the same hereby is proposed to the legal voters of said City of Dallas, and same shall be submitted to said legal voters of said City for their rejection or approval at a special election to be held in said City on the 10th day of June, 1914, which special election is hereby designated as a special for said purpose, in the manner as required by law.

Section 2. That said proposed amendment is as follows, to-wit:

That the Charter of the City of Dallas, Oregon, be, and the same hereby is amended by the addition thereto, of Section 51-A, which Section shall read as follows, to-wit:

Section 51-A. The City of Dallas, Oregon, is hereby authorized and empowered to purchase, acquire, and hold real estate within the corporate limits of said City, for the purpose of providing a suitable site for the permanent location of the Polk County Fair, and for providing the inhabitants of the said City with a City Park, and in case, said City shall purchase real estate for any of said purposes, and thereafter, such real estate so purchased shall cease to be used for said purposes, said City of Dallas shall have the power to sell the same, or to otherwise use the same, in the interest of the inhabitants of said City of Dallas, as may be ordered and directed by Ordinance of said City. In the purchase of a site for County Fair purposes, all of the real estate embraced within the proposed site need not be located within the corporate limits of said City, but it shall be sufficient if said site shall consist of real estate being in one parcel and part of which is located within such corporate limits. For the purposes hereinabove set forth, the said City of Dallas, Oregon, is hereby authorized and empowered to issue and sell negotiable, coupon interest bearing bonds of said City of Dallas, to run not more than ten years from the date of their issue, to the amount of \$5000.00, which said bonds shall draw interest not to exceed the rate of 6% per annum, payable annually or semi-annually, at the option of the City Council of said City, and as by Ordinance provided; and the issue and sale of said bonds herein authorized shall be regulated and carried out as herein contemplated by Ordinance of said City of Dallas for that purpose; and said City Council of Dallas, Oregon, is hereby authorized and directed to carry out the intent and purpose of this Section, and to issue and sell such bonds, and to do any and all acts necessary to make this Section effective, all to be done by Ordinance. The money arising from a sale of the bonds herein authorized shall not be used for any other purpose than the purposes particularly set forth and mentioned in this Section.

ARGUMENT.

TO THE ELECTORS OF DALLAS, OREGON:

A year ago last March the Rowell tract consisting of sixteen acres in this City was placed on the market. It seemed to many of the business men a very desirable site for the County Fair Grounds, and they made arrangements to take over the tract at the price of \$300.00 per acre until such time as the City would find it convenient to buy it for County Fair purposes.

The men who bought the tract and paid for it are as follows:

H. L. Fenton, J. R. Craven, J. M. Card, W. V. Fuller, W. L. Soehren, N. L. Guy, Oscar Hayter, I. N. Woods, F. J. Coad, C. N. Bilyeu, Mark Hayter, Conrad Stafrin, J. C. Shultz, P. A. Finseth, H. G. Campbell, and Henry Serr.

These men bought it with the understanding that it would be turned over at the price they paid for it, when arrangements to this end could be effected.

When the matter of locating the County Fair was up before the County Court, the men who represented Dallas in the matter stated that Dallas would furnish the Fair Site if the Fair was permanently located here, so in order to make our promise good we must furnish the site if we expect to retain the County Fair as a permanent institution here. The tract is splendidly located for Fair purposes and within a few years will be practically in the heart of the City, and at the reasonable price at which it can be now procured, it cannot fail but be a splendid investment for the City. The additional tax that this will incur is but very small. It amounts to only 4-5 of one mill on the assessed valuation of the City's property, and this will amount to eighty cents additional to every \$100.00 of taxes paid the first year, and will decrease one-tenth each year until the end of the tenth year, when interest and principal will all be paid.

It is conceded by all that Dallas is the natural location for the holding of the County Fair, and it would be most unfortunate if we failed to avail ourselves at this time of the opportunity to locate it here permanently. If we fail at this time to furnish a site, the Directors of the Fair Association inform us that it will go to a City that is willing to furnish such location. A site has already been offered by another City and a cash bonus as well.

The voting for the bonds for this purpose cannot fail to be a most advantageous and far sighted move at this time, for the County Fair is an institution that is going to grow, and its future development is bound to make of it an annual event which the County seat cannot afford to lose.

Be it resolved by the city council of the city of Dallas:

Section 1. The following amendment to the Charter of the City of Dallas, Oregon, authorizing and empowering the City Council of said City to issue and sell interest bearing negotiable bonds of said City to the amount of \$7500.00, for the purpose of acquiring real estate upon which to construct a septic tank for the disposal of the sewerage of said City, and, to make connection of the same with the sewerage system of said City, is hereby proposed and is hereby submitted as an initiative for the adoption or rejection to all the legal voters within the City of Dallas, Oregon, at a special election to be held in said City on the 10th day of June, 1914, at the usual voting places within said City, in the manner as required by law, to-wit:

That the Charter of the City of Dallas, Oregon, be and the same is hereby amended by adding immediately after Section 51-A, of an Act of the Legislative Assembly of the State of Oregon, entitled "AN ACT to incorporate the City of Dallas, in Polk County, Oregon, and to provide a Charter therefor, and to repeal all Acts or parts of Acts heretofore passed to incorporate the Town of Dallas, or City of Dallas, in said County and State and all amendments thereto, whether in conflict with this Act or otherwise," approved by the Governor of the State of Oregon, February 4th, 1901, by adding a new Section numbered 51-B, as part of said Charter, to-wit:

Section 51-B. The City of Dallas, Oregon, by and through its Council, is hereby authorized and empowered to obtain in manner provided by law, real estate within or without the limits of said City, for the purpose of constructing thereon septic tank or tanks for the disposal of the sewerage of said City, and, to make all necessary connections of said disposal septic tank or tanks as may be necessary for such purposes, with the sewerage system of said City, as the same now exists or that may hereafter be constructed; and to do all things necessary to be done in the construction of a sanitary sewerage system for the benefit of the inhabitants of said City, in compliance with the laws of the State of Oregon, for the protection of the health of the inhabitants of said City; and for the purposes above set forth, the said City of Dallas, Oregon, is hereby authorized and empowered and directed to issue and to sell interest bearing negotiable coupon bonds of said City of Dallas, to run not longer than 10 years from the date of their issue, to the amount of \$7500.00, which said bonds shall draw interest at a rate not to exceed six per cent, interest to be payable annually or semi-annually and at such place, as the Council of said City by Ordinance shall determine and designate; and the issue and sale of such bonds shall be regulated and carried out as above indicated by an Ordinance to be passed for such purpose; and provided further that all money arising from the sale of said bonds so authorized to be issued and sold as aforesaid, shall be used for the purposes set forth herein and for no other purpose whatever.

BALLOT TITLE DRAFTED.

Amendment to \$1500 Exemption Provision as Initiated.

Attorney-General Crawford has prepared and transmitted to Secretary of State Olcott the ballot title for the \$1500 tax exemption amendment to be voted upon by the people at the coming general election. It reads as follows:

"Its purpose is to exempt from assessment and taxation, dwelling houses, household furniture, live stock, machinery, orchard trees, vines, bushes, shrubs, nursery stock, merchandise, buildings and other improvements on, in and under lands made by clearing, ditching and draining, but not to exempt the land; it is intended to exempt up to \$1500, all kinds of personal property and land improvements of all kinds, but the land itself shall be assessed."

SUNDAY EVENING.

YOUNG MAN!—YOU WILL MAKE NO MISTAKE WHEN YOU TAKE HER TO DINE AT THE GAIL.

NOTICE OF ADMINISTRATOR'S SALE.

Notice is hereby given that in pursuance of an order of the County Court of the State of Oregon for the County of Polk, made on the 4th day of May, 1914, in the matter of the estate of William J. Hooker, deceased, the undersigned, the administrator of the estate of said William J. Hooker, deceased, will sell at private sale in one parcel to the highest bidder upon the terms and conditions hereinafter mentioned and subject to confirmation by said County Court, from and after Saturday, the 6th day of June, 1914, all the right, title, interest and estate of said William J. Hooker, deceased, at the time of his death in and to the real property hereinafter described and all the right, title and interest that the said estate has by operation of law or otherwise acquired, other than or in addition to that of said deceased at the time of his death, of, in and to that certain lot, piece or parcel of land situated, lying and being in the County of Polk, State of Oregon, and more particularly described as follows, to-wit:

The North half of the Northwest quarter of Section 3, in Township 10 South, Range 6 West of the Willamette Meridian, containing 96.13 acres, according to United States Public Surveys.

Terms and conditions of sale:

Cash on confirmation of sale and delivery of administrator's deed for said property.

Bids may be made to the undersigned in person or sent by mail.

Dated May 6, 1914.

WALTER F. NICHOLS,

Administrator of the estate of

William J. Hooker, deceased.

Address, Falls City, Oregon.

OSCAR HAYTER,

Attorney for Administrator.

Dallas, Oregon.

Fri. May 8—May 29.

Notice to Bridge Builders.

Sealed bids will be received by the Polk County Court up to ten o'clock a. m. of Saturday, June 13th, 1914, for a steel bridge with concrete piers, across the Yamhill River near Willamina, Oregon, according to plans and specifications on file with the County Clerk of Polk County, Oregon. All bids to be accompanied with

a certified check for five per cent of the bid. The Court reserves the right to reject any or all bids.

Dated at Dallas, Polk County, Oregon this 20th day of May, 1914.

A. B. ROBINSON, JR.,
County Clerk.

23-4w.

NO. 4443.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF POLK.

DEPARTMENT NO. 2.

W. H. Boals, Plaintiff,

vs.

H. Fugitt and Rose Fugitt,

C. E. Salsbury,

Edwin P. Brown, David R. Hall and Richard

Van Den Bosch,

Defendants.

To H. Fugitt, Rose Fugitt and C. E. Salsbury, Defendants:

IN THE NAME OF THE STATE

OF OREGON:—You and each of you

are hereby required to appear and

answer the complaint filed against

you in the above entitled suit on or

before the expiration of six weeks

from the date of the first publication

of this summons on you, to-wit:—on

or before May 29th, 1914, that being

the date of the last publication of this

summons and if you fail to appear

and answer, for want thereof, the

plaintiff will apply to the court for

the relief prayed for in his said com-

plaint, to-wit:—for a decree against

H. Fugitt and his wife, Rose Fugitt,

for the recovery of the sum \$332.00,

being balance due and owing plain-

tiff from said defendants upon a

promissory note with interest thereon

at the rate of eight per cent per an-

num payable semi-annually from

April 3rd, 1914 until paid, also for

the foreclosure of a mortgage upon

the following real estate to-wit:—All

of Lot two in Block "E" and Lots

8, 9, 10 and part of lot 1 in Block

"M", all in the original town of

Falls City, Polk County, Oregon,

which said mortgage was executed

and delivered to plaintiff by said de-

fendants to secure the payment of

said indebtedness, for the sale of

said premises to satisfy the said in-

debtedness and to decree all interest,

title, claim, demand or lien of the

said defendant, C. E. Salsbury in or

to said premises to be junior, inferior

and subsequent to the mortgage lien

of the said plaintiff and for such other

and further relief as said plaintiff

may be entitled to in the premises.

This summons is published by or-

der bearing date, April 16th, 1914, of

the Honorable J. B. Teal, Judge of

the County Court of Polk County,

Oregon, once a week for six consecu-

tive and successive weeks in the Polk

County Observer, a newspaper pub-

lished semi-weekly at Dallas, in Polk

County, Oregon, and being a news-

paper of general circulation therein.

The date of the first publication of

this summons, April 17th, 1914. Date

of last publication, May 29th, 1914.

Ed. F. Coad, Attorney for Plain-

tiff.

April 17—May 29

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