DS THE ANSWER

LES CONTRACT IN THE TER WORKS CASE,

ring Will Be Decided Up hin Short Time-Judge elly Will Preside.

isfied with his original an-ie complaint of H. V. Gates he Railroad commission of d the city of Dallas, to es-nership of the Dallas water Attorney Ed. F. Cond has ended answer to the com mended answer to the consider will be more apt to af-see in favor of the city and ssion than would the orig-r. A date for the hearing se of H. V. Gates vs. the commission and the city of menicipal corporation, will municipal corporation, will be near future. Judge Kel-hear the evidence and has wing the case in a prelimi-The original complaint did th all the facts in the case, been admitted as the city's would probably have been and the case would have against the city, whereas pality has a more fair view of the amended an-

signation the offs, where the production of the product of the pro

wn behalf rather than for ed, sawmill. he answer alleged managed and controlled meys replied to the answer admitting only that Gates he plant. City Attorney and filed an answer to the for the city on July 17, the city's answer it was adtorned as paid \$12,000 when the swere accepted. It allegates were accepted. It allegates was owner, manager ing, and later in the day Henry Serr. only during the term of ear lease which he had by the city. This was nistake that City Attor-

of its contract, and it was stipulated that the plant to be built would cost not less than \$20,000. It was provided in the contract entered into between Mr. Gates and the municipality that at the expiration of the lease or at the end of any successive five-year period the city might have the plant and equipment appraised and upon payment of all over \$12,000, would lepayment of all over \$12,000, would legally acquire Gates' rights and title to the property. Gates was admitted to be the owner throughout the twendy-year term of his lease, but that after such time, or the five-year periods specified, the city could acquire title. The amended answer prays for dismissal of the complaint and the declaration of Gates' ownership in ac-cordance with the terms of the con-

In his reply to the amended answer Mr. Gates denies all charges and allegations with the exception that the city did draw an ordinance such as is city did draw an ordinance such as is set down in the complaint, permitting the city council to enter into a con-tract with a private individual for the construction and maintenance of a water system. Admission is also made of the fact that the city did acquire title to lands used by the water works system both within and without the corporate limits of the city and that these were turned over to the lessee. The reply admits, too, to the lessee. The reply admits, too, that the contract as specified was entered into between the plaintiff and the city of Dallas. There the case rests today. It will be settled by a hearing before Judge Kelley, the date to be announced soon, when the Railroad commission and the city of Dallas will be defendents to the action brought by Mr. Gates.

was the ane plant and equipath that the commission used and erroneous methods in plant and equipment. This was ordered after the city lained to the commission was operating a public utility the rates he charged were casonable and excessive. In this complaint Mr. Gates to the court, and will not be until at the rates he charged that as the owner of the plant complaint Mr. Gates to the resignation of Mr. Seymour, who will associate himself with the resignation of \$57,020.00. radered by the commission his rate schedul.

ent at that time were less cent. The prayer of the was that the plaintiff be was that the plaint and and that the order of the mmission be annulled. The following accidents in Polk and Marion counties were reported to the Industrial Accident commission last week: R. DeWitt, Falls City, leg bruised while logging; Joe Potter, Mill City, ankle hurt, sawmill; D. Palmer, Dallas, knee bruised, sawmill; That the plant, mill; Frank Weaver, Dallas, toe crushown behalf rather than for ed. sawmill.

Robbery at Amity.
The postoffice at Amity was robbe and equipment and prayed ind equipment and prayed ind equipment and prayed mplaint be set aside. Desum and substance of this, the replied to the answer where the intruders profited \$50 in

les was owner, manager ing, and later in the day Henry Serr of the plant and zoked sal of the complaint. This rely lost sight of the fact secording to his contract y, was to own and operbany at Albany and is employed at tonly during the term of the Gail.

Adopt a New Schedule.

Adopt a New Schedule.

Adopt a New Schedule.

At Work on New Crider Store.

At Work on New Crider Store.

H. L. Crider is having his new closing schedule, and hereafter those the city's ownership after the county house.

The farmers' Telephone Company.

The farmers living north of Monton the county house.

Last week Mr. Whitney, superintendent the county house.

Last week Mr. Whitney, superintendent the county house.

Last week Mr. Whitney, superintendent the county house.

The farmers' Telephone company.

The dist it was the county house.

The farmers'

ROUND BARN ATTRACTS SILVERTON IS FLAYED

WORKS OUT THE PLAN.

vantages Over Square Barn of Same Cost,

The round barn erected by F. E. Lynn, the Perrydale Jersey breeder, is completed and the cows now occupy it. Opinions differ widely as to the advantages and disadvantages of a round barn and since Mr. Lynn began planning a barn of circular dimensions over three years ago, many friends undertook to dissuade him. But he went on planning little chang-es and improvements here and there until, when its erection was begun last summer he had in mind just what he wanted. And it must be admitted the barn is pleasing to the eye, both out-side and inside and gives a number of conveniences not found in a square-cornered barn of anywhere near the

The barn is eighty feet in diameter twenty-four feet high to the eaves and sixty-four feet to the top of the cupalo. The floor and walls four and a half feet up are of concrete and there is a concrete silo in the center.

County Republican Central committee has issued a call for a meeting of that organization in this city for Saturday, January 22, when it is expect-tended, only about thirty per cent of the meeting was not largely attended, only about thirty per cent of the meeting was not largely attended, only about thirty per cent of ed that all members will be present the membership being present. The object of the meeting is to make reports of the secretary and treasury

The republicans of the county have a strong working organization, due largely to the personal efforts of the several precinct committeemen, and committeewomen, but it is hoped to even strengthen it during the coming campaign, which can be done by party members displaying an interest. The precinct is the foundation of the party, locally and nationally, and therefore it is of vital importance that interest be displayed in each unit.

Court House Dog Gets Home.

After enjoying the bountiful food furnished by the officials and employer at the court house the woolly white

PERRYDALE JERSEY BREEDER BUT DALLAS DOES NOT WIN WITHOUT A STRUGGLE.

Circular Structure Has Numerous Ad- Final Score in Saturday's Interesting Basketball Contest-Dallas Defeats Newberg.

> The Dallas high school baskethall team triumphed over a speedy organ-tzation of Silverton boys at that place on Saturday evening, with the place on Saturday evening, with the final score standing 18 to 16. The contest was snappy throughout, and very pleasing to the large gathering of Silverton supporters. The Silver-ton team came onto the floor under a full head of steam and within a very short time had piled up the one-sid-ed score of 6 to 0 in their own favor. Things were looking dark for the Dal-Things were looking dark for the Dal-las team, when it turned on the emer-gency tap of pep and speed and the first half ended 9 to 7 in favor of Dal-las. The Moose hall at Silverton was packed with interested fans, and the game they pronounced one of the best exhibitions that had been given on that floor in years. The ball was con-stantly in motion and the basket-shooting ability on both sides was stantly in motion and the basket-shooting ability on both sides was well developed. The game was so fast that at the final whistle both teams were ready and willing to call

Accidents of a Week.

This floor has a capacity of 330 tons of hay, Hay is unloaded with a mast and pim-pole and it can be done very ndustrial Accident commission last rapidly.—Rural Spirit.

This floor has a capacity of 330 tons of hay, Hay is unloaded with a mast served in that capacity very creditably during the past year, A. V. R. Snyder was elected vice-president by acclamation, as were also Walter Vascok. P. D. Weit Falls (1997) leg CENTRAL COMMITTEE MEETING, sall for treasurer and Walter Ballautype for secretary. Republicans Will Convene in Dallas on January 22.

Chairman D. M. Hampton of the sons nominated: Lew. A. Cates, Eu.

The object of the meeting is to make plans for the approaching campaign. Several leading republicans of the county were desirons of meeting last month, but Chairman Hampton thought it desirable to wait until the year in which the election was to be held.

The republicans of the county have a strong working organization, due largely to the personal efforts of the several precinct committeemen, and the new twelvement under very auseveral precinct committeemen, and the new twelvement under very auseveral precinct committeemen, and the new twelvement under very auseveral precinct committeemen, and the new twelvement under very auseveral precinct committeemen, and the new twelvement under very auseveral precinct committeemen, and the new twelvement under very auseveral transmission.

give it a better home than it could possibly have at the court house the animal was turned over to the lad. For animal was turned over to the lad. For nearly a month the dog has been around the court house. It is most probable that the animal followed someone to town and to the court house and the owner got mixed up on directions, leaving the dog waiting at one door and going out the other.

LUMBER PRICES SHOOT UP.

Increased Demand Makes More Ac-tive Market.

With an advance of \$4 a thousand in the price of redwood humber, and an even greater advance in the price of fir, caused by an increase in building activities in California, the timber people have a convincing proof of prosperity, says a California dispatch.

The increase in the price and the

Gooch to say that it would not be possible to play here on that evening. and suggesting next Friday evening. Manager Gooch replied by wire to the communication saying that his team would play on any night of next week, but that it could not consider Friday of this week. The Californians asked for a guarantee of \$75 if they played here at that time, and this was also denied by the Dallas team. A counter-proposition has been offered the southern players which provides for a guarantee of \$60 or 70 per cent. of the gate receipts with a guarantee of \$50. Manager Gooch has had no word \$50. Manager Gooch has had no word from California since he wired this proposition last evening, and is somewhat doubtful as to whether or not it will be accepted. The California boys have games with the University of Washington at Seattle and are anxious to get there as soon as possible after leaving native soil. That is given as a reason for the attempt to change to date of the game here.

Monmouth Beats Independence.

Monmouth Beats Independence.

The Monmouth Athletic club's baskeball team met the quintet of the Independence Athletic club in a match game in the Monmouth high school gymnasium as Monmouth last Saturday. The home boys were victors over the visitors by a score of 17 to 19. A return game will be played soon.

Mrs. The Monmouth Last Saturday. The home boys were victors over the visitors by a score of 17 to 19. A return game will be played soon.

CLAIM FOR ROYALTY ON SEP-TIC TANK DISALLOWED.

Mr. Chapman Given Authority to Construct Private Drainage System in Streets.

The city council at its meeting last evening rejected payment of a bill for royalty on the septic tank in use by the city, claiming that the tank was in no way an infringement upon the patents held by the company. J. R. Sibley presented this account to the council some weeks ago and it has been under consideration since that time. Ordinances prepared by patch.

The increase in the price and the demand is all the more significant in that it comes in December and January, a season when building activities are generally slackened. It is said that the demand in San Francisco last month was three times as great as in any other month in the last five years. Stories of speculative buying in the east, and stocking up of lumber in Atlantic yards in anticipation of the end of the war, have been heard here, and it is certain that the first advance was in the price of southern pine.

Timbermen themselves say they are surprised at the demand of the last month, and report that architects' of-

lamette valley. There are about fifty holders of stock in the association

The directors who were re-elected at the meeting last evening by the election of a new board were Frank Coad, president, and Drs. B. H. McCallon, L. A. Bollman, V. C. Staats, A. B. Starbuek and W. S. Cary, and Oscar Hayter, directors. Miss Viers was re-elected secretary-treasurer.

Nimrods Hunt Rabbits in Snow.

Snow covered fields are fine hunting grounds these days when the rabbits come cart, leaving their tiny tracks ev-erywhere in the white mantle. From Dallas since the first snow fell a great many nimrods have gone in search of rabbits. Generally luck has not been very good, but some marksmen have brought down a good supply. Hap-pily Polk county is not infested with these pests, but there should be these pests, but there should be enough to make the hunt interesting.

Mother and Child at Hospital. Mrs. Charles Wallace and year-old child are both confined at the local hospital. The child is threatened with pneumonia. The Wallaces live between here and Falls City, where they have a small tract of land.