

# INDEPENDENCE ENTERPRISE

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## SPECIAL MESSAGE ISSUED

SAYS CONGRESS MISCONSTRUED PORTIONS OF MESSAGE.

Umbrage Taken by Congress at the Wording of Parts of the Message is Unwarranted Says President Who Denies the Statements.

Washington, Jan. 4.—Replying to the resolution of the house of representatives asking the president to explain the references to the secret service in his recent annual message, Mr. Roosevelt sent a special communication to the house.

He declares that the representations are wholly unjustified in assuming that the language of the message, which commented on the prohibition placed by congress on the use of secret service men in cases other than those of counterfeiting ("and one or two other matters which can be disregarded"), is intended to cast a slur upon them.

The language which the representatives wanted explained is as follows:

"The amendment in question operates only to the advantage of the criminal, of the wrongdoer. The chief argument in favor of the provision was that the congressmen did not themselves wish to be investigated by secret service men. A special exception could be made in the law prohibiting the use of the secret service force in investigating members of the congress. It would be far better to do this than to do what actually was done and strive to prevent, or at least to hamper, effective action against criminals by the executive branch of the government."

The special message declares that, notwithstanding the umbrage taken by congress at this wording, "a careful reading of this message will show that I said nothing to warrant the statement that 'the majority of the congressmen were in fear of being investigated by the secret service men' or 'that congress as a whole was actuated by that motive.' I did not make any such statement in this message. Moreover, I have never made any such statement about congress as a whole nor, with a few inevitable exceptions, about the members of congress in any message or article or speech. On the contrary, I have always not only deprecated, but vigorously resented, the practice of indiscriminate attack upon congress and indiscriminate condemnation of all congressmen, wise and unwise, fit and unfit, good and bad alike."

Mr. Roosevelt declares the evidence that members of congress did not wish themselves investigated by secret service men is found in the debates recorded in the Congressional Record. He denounces as wholly unfounded a newspaper story to the effect that he wishes to make Chief Wilkie of the secret service a second Fouché, modeled after the notorious chief of police of Napoleon.

The real issue, says Mr. Roosevelt, is, "Does congress desire that the government shall have at its disposal detection of criminals and the prevention and punishment of crime, or does it not?"

He cites cases in which the secret service has secured evidence enough to convict offenders against the federal laws.

A letter from the president to Speaker Cannon protesting against the cutting down of the appropriation for the secret service, two letters from Secretary Cortelyou on the same subject and the newspaper article already mentioned are appended to the message.

## LABOR WILL PROTEST

Mass Meeting Planned in Every City on Lincoln Day.

Chicago, Jan. 4.—Mass meetings to protest against the alleged invasion of constitutional rights of workmen by the courts are to be held in every city and town in the country on Lincoln's birthday. The movement was started here Sunday by the Federation of Labor.

Hot resolutions from a number of unions bearing on the jail sentences imposed on Gompers, Mitchell and Morrison stirred the delegates. Speakers on the floor likened Judge Wright to Pontius Pilate and declared the imprisonment of Gompers and his associates would as surely bring about redress for the workers as did the crucifixion of Christ establish Christianity.

Salem Interests Eastern Capital  
A committee consisting of C. J. Kurtz, Andrew Varcler, William Messrs. Gilbert and Armstrong met at the rooms of the Salem board of trade Saturday to report on a new

cannery for that city. It is said by the Statesman that Eastern capital is being interested in the cannery. Salem is not going to be satisfied with one cannery.

### Millions to Fight Plague.

New York, Jan. 4.—A million dollars in round numbers was spent in the United States last year in the campaign against tuberculosis, according to the annual report of the National Association for the Prevention and Study of Tuberculosis. All classes of people are taking up the crusade, including labor unions, churches and laymen. An important factor was the Red Cross. During the year more institutions and organizations for the cure of tuberculosis were established than the total number of such institutions in existence prior to January 1, 1908.

### Earth Shakes in North.

Copenhagen, Jan. 3.—There were earthquake shocks last night at Branca Leon and Callagrine. At the latter place a portion of the cathedral fell, killing the watchman.

### WILLIAMS BROS. BUY STORE.

D. G. Dove Retires From Drug Merchandising in Independence.

Clyde and Floyd Williams, well-known young men of Airlie, have bought the D. G. Dove drugstore and have taken immediate possession. Mr. Dove is so well known in the drug business in Independence that it will be hard to disassociate his name from the store. Williams Brothers are popular young men whose success here is assured. Clyde Williams was formerly in partnership with Mr. Dove and is therefore in close touch with the drug custom of the city.

As an instance of his loyalty to the town of Independence and as proof of his public spirit it may be cited that on the eve of his retiring from mercantile business here Clyde showed his hearty spirit of co-operation by paying an initiation fee into the Independence Commercial club when offered to be approached on the proposition.

### Annual Reunion of Butler Family.

Members of the Butler relationship held their annual reunion at the home of J. B. V. Butler on Christmas eve, about seventy-five guests being present, says a correspondent of the Dallas Observer. One of the features of the evening's entertainment was the music furnished by N. S. Butler of Portland who played on a violin that was formerly the property of his grandfather. The instrument is more than one hundred years old and is one of the most valued heirlooms of the family. The custom of holding an annual reunion has been followed by the members of the Butler families for more than twenty years.

### MARKET REPORT.

Retail quotations, vegetables, fruits, etc.

Potatoes—90c per 100.  
Cabbage—.02 lb.  
Onions—1.50 per 100.  
Carrots—1.50 per 100.  
Butter—Ranch 25c, Creamery 40c.  
Eggs—36c doz.  
Honey—10 and 15c frame.  
Apples—50c to 1.00 a bu.  
Wheat—83c per bu.  
Oats—No. 1 white 40c per bu.  
Flour—Pat. hard wheat 5.00 per bbl. valley flour 4.80, graham 4.80, whole wheat 4.80.  
Millstuffs—Bran 28.00, shorts 31.00, hay 10 to 12.  
Hay—Valley timothy No. 1, 15.00 per ton, cheat 10 to 12.  
Old hens—10c per lb., young roosters 10c, old roosters 8c, spring chickens 10c.  
Duck 10c.  
Fresh meat—Hog 7c per lb., veal 8c, mutton 8c, lamb spring 8 to 9c.  
Hams—18c, bacon 18c.

### PORTLAND MARKETS.

Wheat—Track prices: Club, 90c; red Russian, 88c; bluestem, 96c; Valley, 92c.  
Barley—Feed \$26.50; rolled, \$28 to \$29.  
Oats—No. 1 white, \$31; gray \$30.  
Hay—Timothy, Willamette Valley, fancy, \$15; do, ordinary, \$12; Eastern Oregon, mixed, \$16; do, fancy, \$17.50; alfalfa, \$12; clover, \$12.  
Butter—Extra, 36 to 37c; fancy, 33 to 34c; choice, 30c; store, 18c.  
Eggs—Extra, 40 to 43c.  
Hops—1908, choice, 6 to 7½c; prime, 5 to 5½c; medium, 4 to 5c; 1907, 2 to 4c.  
Wool—Valley, 14 to 15½c; Eastern Oregon, 8 to 16c, as to shrinkage.  
Mohair—Choice, 18 to 19c.

## JOHNSON'S GOOD ROAD BILL WILL COME UP FOR PASSAGE

REHASH OF BILL VETOED AT THE LAST SESSION.

Johnson's Good Roads Bill Will Be Submitted Again With Amendments to Meet Approval of Good Roads Leagues of the State.

Good roads legislation will be one of the important subjects to be considered at the coming session of the legislature. During the session of 1907 a road law, introduced by Senator Johnson of Benton county was passed but was vetoed by the governor. This law is to be taken up again by the legislature. It will come up for the purpose of considering whether it should be passed notwithstanding the veto.

Since the last session the good roads conference, recently held in Portland, has appointed a good roads legislative committee which has been instructed to compile an adequate and acceptable bill for a uniform law governing road building in the state. The committee has prepared a preliminary draft of this bill, using the Johnson bill as a model, though eliminating from it crude and unsatisfactory provisions contained in the bill vetoed. This bill will be presented by Senator Johnson on behalf of the good roads people to the coming legislature.

In preparing this bill it has been provided that property holders benefited by any improvement to a public road shall pay one-fourth of the cost of the improvement. The former bill provided that they pay one-third of the cost. The salary of the state road commissioner under the new law is to be \$2400. The old bill called for \$1800. The two commissioners under the new law are to be given \$2 a day for time actually employed. The former bill provided for actual expenses and no other compensation. These are the principal changes made by the good roads committee.

In brief, the proposed bill provides that at some time prior to January 1, 1910, the state board, consisting of the governor, secretary of state and state treasurer, shall appoint a state highway commission consisting of three members. One of these commissioners shall be appointed from the state at large and shall be the chairman of the commission. This officer shall be known as the state road engineer, and shall be a qualified and competent civil engineer capable of constructing public roads in a scientific manner. He shall receive an annual salary of \$2400.

One of the commissioners shall be appointed from the first congressional district and one from the second congressional district. These two commissioners shall receive as compensation \$3 for every day actually employed by them on the business of the commission. The three commissioners are to receive their actual traveling expenses while engaged in commission business.

The state road engineer shall hold office for four years. The term of office of the commissioner from the first district shall expire January 1, 1911, and of the commissioner from the second district on January 1, 1912. The state board shall appoint successors to these commissioners upon the expiration of their terms for the term of two years each, the time to run from the appointment on January 1, 1911 and 1912. It is also provided that the state board may remove any of the commissioners for inefficiency, malfeasance or neglect of duty at any time and shall make appointments to fill any vacancy.

The state road engineer shall be subject to removal by the state board at any time on the complaint of the two commissioners for nonperformance of duty or other sufficient cause.

It shall be the duty of the commission to seek out the location of good building material in different parts of the state, to investigate the methods of road construction best adapted to the different sections of the state, to study the most approved laws for the government of road construction and to hold public meetings throughout the state for the education of the people in the needs of road building. It is also provided that the commission shall prepare a report before December 31, 1910, for submission to

the legislature of 1911 in which it shall set out the number of miles of road constructed during the two years past, the extent of main highways constructed the general character and location of road building material found in the state, the general character and needs of the roads constructed and the need of available legislation, together with all other matters of interest pertaining to the good road movement and the work of the commission.

The state road engineer shall also provide rules and regulations for the government of road construction throughout the state. He shall keep a record of the work of the commission and shall have his office at Salem. The attorney general shall be the attorney for the commission.

It is provided that the state road engineer acting in harmony with the county court of any county shall have power to lay out and construct any main highway needed, or to improve or straighten any existing road.

The resident owners of real estate in any county situated within two miles of either side of any road or one mile beyond he terminus, may have the road improved or a new one constructed by filing a petition signed by a majority of these property holders with the county court asking for the construction or improvement. The county court shall make an investigation of the project and if feasible, notify the state engineer of the proposed construction or improvement.

It is also provided that the size of any improvement district may be changed and made either larger or smaller, if special conditions may warrant. It is also provided, however, that in case the needs of a community demand the construction of a road and the property owners do not take the initiative, the county court or the state road engineer may proceed in the same manner as though the petitions had been filed by the property owners.

The state highway commission shall receive all notices of action taken by county courts and after investigation decide whether it is advisable to make the improvement needed. If the project shall be approved the state road engineer shall make a study of the proposed improvement and shall prepare maps of the work and decide the material to be used, the course of the road and the time of the improvement. He will have active charge of the construction work. All highways shall be not less than eight or more than eighteen feet in width, unless for special reasons.

On completion of the plans for any road the engineer shall prepare a statement of the cost of construction and send it to the county court. If there is no valid objection the state engineer upon notice from the county court will advertise for bids for the construction of the road.

The road supervisor appointed by the county court shall have immediate charge of the construction of roads, working under the direction of the state road engineer.

The new law contemplates that the state shall pay three-eighths of the cost of road improvement, the county to pay an equal share and the property owners benefitted to pay one-fourth. It is provided, however, that the county court may assume the obligations of the property owners either in whole or part for good and sufficient reasons.

When an improvement is decided upon the county court shall appoint three viewers to appraise the benefits to be derived by the adjacent property holders from the construction of the road. If the owners consider this apportionment unjust they may remonstrate. This remonstrance shall be heard by the county court and the issue shall be settled equitably after full hearing. The action of the county court shall be final. The assessments may be paid at the conclusion of the work, or they may be paid in six equal payments, ranging from one to six years.

It is provided that the state aid given to any county shall not exceed \$20,000 until all the counties in the state shall have used their quota of state funds. It is also provided that the total amount expended by the state in any one year shall not exceed an amount equal to one half of

one mill assessed against all the taxable property in the state.

### TO AMEND STATE CONSTITUTION

Portland Judge Wants a Change in Jury System

To amend the state constitution so that in all criminal cases except the most serious offenses the jury shall consist of six instead of twelve men, and that in all cases except murder in the first degree and treason, five-sixths of the jury may find a verdict, is the purpose of a measure which will be offered to the legislature when it convenes, a week from Monday, so says the Salem Statesman. It provides also that in all cases except treason and murder an accused person may waive a jury trial and be tried before the judge.

It is believed that such a provision would simplify the procedure of the courts, and would almost completely do away with disagreements. It would shorten the time of trials, it being much easier and quicker to select a panel of six than one of twelve, and it would also render shorter and less difficult the deliberations of the jury.

Under the resolution for the constitutional amendment it is proposed that there shall be a jury of twelve only in cases of treason, murder in any degree, arson and robbery. In all other criminal prosecutions, the jury is to be composed of six men.

There is a provision relating to civil cases, that there shall be a jury of twelve only in cases where \$2000 or more is involved, juries in other civil cases are to be composed of six men, and in all civil cases it is proposed that eight of the jury is to be sufficient to agree upon a verdict.

The resolution was drawn by Circuit Judge Cleland of Multnomah for the purpose of improving on the existing conditions of court procedure.

## COUNT LANDS IN JAIL

Alleged Scion of Nobility Passed Worthless Check.

San Francisco, Jan. 4.—After wandering about the streets of San Francisco for 48 hours without a penny in his pockets and suffering from hunger and exposure, Count W. von Gassendorf, claiming to be the scion of a noble German house, whose estates are valued at about \$2,000,000, was lodged in the city jail Saturday night. The count will be held at the jail, pending advices from Portland, where he is wanted on a charge of obtaining money under false pretenses.

### Chang Given 25 Years.

San Francisco, Jan. 4.—In Whan Chang, the Korean who shot and killed Durham White Stevens in this city last March, was sentenced Saturday to serve a term of 25 years in the state penitentiary at San Quentin.

Kennedy's Laxative Cough Syrup tastes nearly as good as maple sugar. It cures the cold by gently moving the bowels and at the same time it is soothing for throat irritation, thereby stopping the cough. Sold by D. G. Dove.

### Each Normal for Itself.

Roseburg—Senator Abraham will introduce a bill at the coming session of the legislature to cover the normal school situation completely. Under the provisions of the proposed bill each district in which the normal school is situated will be compelled to finance its own normal without the aid of other districts. The measure provides that the state shall be divided into five different districts, each one of which will be entitled to one normal school, and they will be supported wholly by taxation, levied upon the assessable property in the district.

### Heney for Attorney General

The Portland Evening Telegram says that according to an interview recently had by John F. Logan with William J. Burns, the noted secret service agent, Francis J. Heney is slated for attorney general in President Taft's cabinet.

In speaking of the graft prosecutions in San Francisco Mr. Logan had to say:

"For a time the cry of the Ruef people that the graft prosecutions were 'hurting business' was successful," said Mr. Logan.

"San Francisco in a year or more will be a magnificent city, but at the present there are two business sections, and the business men are consequently divided, and business is not as good as it otherwise would be. Ruef's friends attribute the lack of business to the graft prosecutions and many are willing to believe them."

## HONOR BIRTH OF LINCOLN

INDEPENDENCE REPUBLICANS INVITED TO ASSIST SALEM

Lincoln's Birthday Will Be Honored by Republican Club of That City at Willamette Hotel on Night of Famous Statesman's Birthday.

At a meeting of the Young Men's Republican Club, held last evening in the police court rooms of the city hall, it was determined to give a big banquet at the Willamette hotel on February 12th, in honor of Lincoln's birthday. The anniversary of the great martyr's death is being observed all over the country and the young men's republican club of Salem determined not to be left out in the cold. A committee consisting of F. R. Waters, Frank West and Ira Hamilton was appointed to plan all the details and to make the arrangements for the banquet. The banquet was thoroughly discussed and considerable enthusiasm was evident.

The election of officers resulted as follows: President, Carle Abrams; vice president, L. W. Acheson; Secretary, J. G. Helzel; treasurer, S. Z. Culver.

Addresses were delivered by various members, all urging the importance of the club's getting down to business and becoming a live organization in every sense of the word.

Representative H. D. Patton stated that he had just returned from a trip throughout the state and he assured the club that the coming session of the legislature would be a harmonious one in every way; that the people's wishes will be carried out and that good legislation will be enacted. Hon. P. H. D'Arcy, a recent recruit to the ranks of republicanism, was given a demonstration when he entered and on motion was unanimously voted an honorary life member of the club.

Representative McDonald of Multnomah county was present and responded to an invitation for a short talk on the outlook of the ensuing session.

Salem, Oregon, Jan. 2, 1909.

Mr. Chas. E. Hicks,  
Secretary Taft and Sherman Club  
Independence, Oregon.

Dear Sir:

Yourself and the members of your thriving club are cordially invited to join our festive board at a banquet to be given in honor of the anniversary of Abraham Lincoln's birthday at the Willamette hotel.

It is our desire and intention to have from three to four hundred plates laid, and in order that there may be no mistakes we earnestly request that you make reservation for the number of plates desired several days in advance. Some of the best after-dinner speakers of the state will favor us and music will tend to arouse your souls with enthusiasm for the good old party. The price, \$1.00 the plate, includes everything.

We trust that we may look for your club to attend in a body.

Yours very truly,

CARLE ABRAMS,  
President Salem Young Men's Republican Club.

### How's This?

We offer One Hundred Dollars Reward for any case of Catarrh that cannot be cured by Hall's Catarrh Cure.

F. J. CHENEY & CO. Toledo, O.  
We, the undersigned, have known F. J. Cheney for the last 15 years, and believe him perfectly honorable in all business transactions and financially able to carry out any obligations made by him.

Walding, Kinnan & Marvin,  
Wholesale Druggists, Toledo.

Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system. Testimonials sent free. Price 75 cts. per bottle. Sold by all druggists.

Take Hall's Family Pills for constipation.

### School Teacher Dies at Salem

The remains of Agnes Grant Denman were taken to Corvallis Saturday for interment. She died in Salem the day previous. The funeral was conducted by Rev. J. R. N. Bell of Corvallis. Deceased was a former school teacher of Polk county.