GARBAGE MEASURE NOT TO BE PUT ON BALLOT

Attorney Advises Against Proposed Action

ARRESTS WILL BE MADE

H. E. Slattery Appears For Proponents and Asks That People be Allowed to Express Themselves

Eugene's garbage question came to a climax at last night's city council session when City Attorney S. M. Calkins submitted an opinion instructing the city recorder not to place on the November ballot the proposed initiative measure forbidding the creation of an exclusive contract for the hauling of garbage. The attorney also advised that the city police this morning begin making arrests of all persons hauling garbage contrary to the regulations of the garbage ordinance.

H. E. Slattery, representing proponents of the initiative measure for which petitions bearing 1600 names are on file, appeared before the council and asked that the body take special action for placing the matter on the ballot. In view of the fact that the opinion of Attorney Calkins held that the measure could not be regularly placed on the ballot because it was submitted to the council less than 90 days before the election.

Contract Binding

The council accepted the report of Attorney Calkins, and indicated that it would take no action to place the matter on the November ballot. Councilmen argued that they believed they had solved a serious problem in granting an exclusive franchise to Bray Brothers for handling garbage here, and action in each vote on the matter was unanimous.

Attorney Calkins also indicated his belief that passage of the proposed measure would not in any way invalidate the contract which the city has with Bray Brothers, which was upheld by the circuit court some time ago. Litigation to enforce the contract would surely follow any step to remove its obligation, he declared.

Since April, the attorney declared, the city has refrained from making arrests or taking other drastic steps in enforcing the garbage ordinance under dispute. He now advises that this policy be discarded, and that the regulations be enforced to the letter.

Mr. Slattery was informed of the attitude of the city, in order that if desirable he may seek court action to force the measure on the ballot if possible. Mr. Slattery said that the petitions were actually filed with the recorder before 90 days of execution time, but that they were not submitted to the council until within 90 days of election. He asked that the people be given an opportunity to express their opinion on the garbage question, and said that if the matter was not on the November ballot it would necessarily be on the ballot at the next election.

Ordinance Explained

Mr. Calkins pointed out last night that the ordinance was passed on April 3, and that previous to that time its opponents failed to use their right to ask to have it referred to the people. Later they sought an injunction, which was denied by the court on August 2. On August 7 they filed the petitions seeking to have the matter placed on the ballot. In the meantime, the city refrained from making arrests in enforcing the ordinance.

Following last night's meeting, the city attorney gave the Register the following explanation of the garbage contract:

Creates exclusive right, franchise and privilege of gathering and hauling garbage to Bray Brothers.

Fixes a minimum schedule of fees.

Provides that all fees shall be reasonable and uniform.

Makes the chairman of the health committee and the chief of the fire department a board with whom complaints may be lodged.

Provides for an appeal from their decision to the council.

Makes the decision of the council upon such appeal final.

Requires the contractor:

To pay to the city $25 per month.

To furnish a depository reasonably convenient to the city.

To keep said depository in a reasonable sanitary and cleanly condition and to conform to all the health provisions in force in this jurisdiction.

To maintain a convenient and suitable roadway to such depository.

To furnish a bond in the sum of $1000 conditioned upon the faithful performance of the contract.

To make and keep clean alleys in co-operation with the residents, and to bend their best efforts in keeping the city in a clean and sanitary condition.

To make daily collections of garbage and refuse in the business district between the hours of 4 a. m. and 12 m except Sundays and holidays.

To collect garbage and refuse in the residential district not less than once each week.

To promptly remove all garbage and refuse which shall be offered for removal.

To accept at their garbage grounds free, 50 pounds lots of garbage brought by the owner on Saturdays.

To be under the supervision of the chief of the fire department and the chairman of the board of health and further requires him to co-operate with said departments to the end that the city be made safer and more sanitary.

Makes the business district extend from 13th avenue to the Southern Pacific, and two blocks on each side of Willamette street.

Requires the contractor to use equipment that shall be covered, water tight and drip proof, equipped with a metal body.

Requires the contractor to daily steam with live steam all equipment and thoroughly sterilize the same.

Forbids anyone else to haul garbage for hire in the city except owners and forbids all persons from hauling more than fifty pounds except in a water tight, drip proof vehicle equipped with a metal body which shall be steamed daily.

Requires the contractor to establish an office equipped with a telephone with a person in attendance, and that all requests for service shall be promptly answered and acted upon.

Forbids any garbage wagon or truck in the business district between the hours of 12 m. and 6 p. m. of any day.

The city agrees to forbid the use of the streets of the city to garbage haulers for hire, other than the city contractors.

WELLS MAY ASK FOR PROBE OF CHARGES

(Continued from Page One)

Taylor was planning on asking his resignation. The sheriff late in the day stated that to ask Lee's resignation at this time would be a case of "crap" judgment, and that further investigation would be necessary before he would take any such action. Lee has been the object of counter charges made by those he accused in connection with the case.

"Liquor" Explained

Sheriff Taylor yesterday scouted reports that liquor had been brewed in the county jail, and that this was one of the charges of inefficiency in office made against Jailer Lee. Juan "Frenchie" Charpentier, the girl who assertedly made an affidavit in connection with the case accusing Turnbull and Daniel with an attempting to "frame" Lee and making other accusation, mentioned this.

"I think I can explain that," said the sheriff. "A few old prunes, taken into the jail for eating purposes, were allowed to dry out. Later, some one took them and soaked them, and then let the juice sour. The result was not only a harmless, but extremely distasteful concoction."

The sheriff declared that the resignation of Turnbull was not requested for political reasons, as Turnbull intimated in a statement issued Sunday morning. Turnbull was asked to resign because he had been allowing a woman to accompany him and Daniel while on official duty, he declared, against the sheriff's orders.

The question as to whether Turnbull would be a candidate for sheriff was still problematical yesterday, and the former deputy did not make any statement. On Saturday night he said he did not know yet as to what steps he would take in that direction. He would necessarily run on an independent ticket if he decided to be a candidate opposing Earl Luckey, Republican, and Harry Rown, Democratic nominees.

AL SMITH TAKES UP FARM AID PROBLEMS

(Continued from Page One)

nesota, legislative chairman of the corn belt committee of farm organizations; William Hirth, chairman of the corn belt committee and publisher of "The Missouri Farmer"; W. H. Settle, president of the Indiana Farm Bureau Federation; Chester C. Davis, former commissioner of agriculture in Montana; N. Caverno, president of the Missouri Cotton Growers' association; J. N. Kehoe, a former Democratic member of congress from Kentucky and now active in the Burley Tobacco Growers' association; Dr. Tait Butler of Memphis, Tenn., co-publisher of "The Progressive Farmer," and Mrs. Vernie Hatch, in charge of the women's department of the Indiana Farm Bureau Federation.

Peek Calls Them Back

Then Peek came to the front door and called both back. Twenty minutes later an assistant to the nominee invited the reporters into the reception room and handed each a statement from the governor and the joint statement from his callers, explaining that Davis, who, in recent years, has represented farm organizations and co-operative marketing asspcelations in Washington and Chicago, would later answer questions.

Governor Smith's statement, which was brief, said:

"I invited these gentlemen here today as among the foremost leaders of farm organization and of farm thought to secure their views first hand on necessary legislation and to discuss politics. After hearing their views I find we are agreed to help America's basic industry. I have assured them that, in my opinion, the essentials of the relief they are seeking through legislation are covered in the Democratic platform upon which I stand. There remains but to determine the details to make these essentials effective.

Is Topic for Address

"I shall discuss this subject fully in my acceptance speech."

The statement issued on behalf of the farm group, brought out that the presidential nominee had not invited his callers to discuss the political situation in their states or sections and emphasized the need of providing an effective control of agricultural surpluses.

"If such surplus control is to be effective and if treasury subsidy is to be avoided," the statesmen added, "we explained our conviction that costs involved in handling the surplus must be assessed against the units of the commodity benefited."

AVENUE GETS CONCRETE

HARGREAVES AND LINDSAY TO PAVE TWELFTH

Council Room Crowded With Spectators as Merits of Paving Materials Talked

Contract for paving with concrete Twelfth avenue west from Charnelton to Polk street with the exception of one block between Van Buren and Tyler streets, already paved, was awarded by the city council last night to Hargreaves and Lindsay, local contractors, at $30,454.15. The action was taken before a large number of interested property-holders, who crowded available space in the council room "gallery" and overflowed into the hall.

Questions as to whether the street should be paved with "black-top" instead of concrete attracted the spectators to the council session. Bidders offering to lay "black-top" submitted lower figures on the job, but the council sustained the recommendation of the street committee that the paving be seven-inch concrete.

Over two objections, the council approved the Eleventh avenue west widening assessments, and also approved assessments for improving Twelfth avenue west from Charnelton to Olive street, and other assessment plans.

Paving of Fourteenth avenue west between Olive and Lincoln street was asked in a petition referred to committee. Other paving proposals sent to the committee included one for paving Van Buren street from Sixth to Seventh avenues west, Columbia between Twenty-fourth avenue east and James street. A number of other improvement projects, previously announced, were acted upon.

TOO LATE TO CLASSIFY

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Dandy NEW small home, 4 rooms, lots of built-ins; with dressers in bed rooms. Plain, neat and honestly built, good garage. Fine lot 66 by 160. Excellent location not far out and convenient to school and Junior High. Price $2750, good terms.

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8-14-2

FOR SALE, RENT OR TRADE—5-room house, near terminal. Modern except heat. Also 6-room house, basement and garage, at 941 East 22nd St. See Mrs. L. J. Morton, 215 W. 7th St. Phone 1135. 8-14-2

FOR RENT—At 712 Willamette, one three-room apartment and three separate sleeping rooms, all furnished. All to one person for $55 per month. Address 1888 care Register. 8-14-tf

WANTED—Fryers, 1½ to 2 lbs. Phone 2776, Mammy's Cabin. 8-14-2

CLOSE IN INCOME PROPERTY 5 rooms for owners' use, two nice apts to rent. All modern conveniences. Large lot. Best location in city. Will exchange for small bungalow, clear, worth around $3800. Balance of $3200 can be assumed.

SAM HUGH REALTY CO.

8-14-2

FOR SALE OR TRADE—4 lots in center of Springfield. Will trade for equity in small house in Eugene. Phone 1424-W. 8-14-tf

BUDGET REPORT GIVEN

SCHOOL FINANCES DISCUSSED BY DIRECTORS

The annual report of the school budget for the Eugene district No. 4 was presented at the meeting of the board of directors held last night. The presentation of the report follows the recent auditing of the books just compiled by Spencer R. Collins, accountant. School accounts are covered up to June 30 of this year. Other routine business matters occupied most of the meeting.

Resignations were accepted from the following teachers: Lyda O. Garrett, Isadora Otto, Catherine Enright and Mrs. Ernest Steuer. These positions will not be filled, it was announced. Mrs. Lucia Wiley has been elected part time art teacher and Gertrude Sears will teach in the University high school.

Contracts were awarded for construction and improvement work at several of the schools.

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Caught In the Rounds - - -

Visitor from Minnesota—Mr. and Mrs. L. T. Harmon and family had as their guest Mrs. Julia Boehike, of Plainville, Minn. Mrs. Harmon and Mrs. Boehike are sisters.

• • •

Straud Long in City—Straud Long formerly of this city, now living in Portland, where he is employed by the government in the suppression of narcotics, arrived here last night on official business.

• • •

Palmer Funeral Today—Funeral services for the late M. Palmer, former resident of Springfield, who died Saturday night at Springfield, will be held at the Masonic cemetery this afternoon at 2 o'clock. Arrangements are being made by the Walker-Poole chapel.

Read Register Classified Ads

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If you wish to be p... lieved of gas in stomach, ... take Heakman's Gas Tablets ... are prepared especially for ... and all the bad effects ... gas pressure.

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"Two Pairs for the Price of One Pair"

SHOE SALE FOR WOMEN

Sale Starts Today

2 FOR 1

"Two Pairs for the Price of One Pair"

SHOE SALE FOR WOMEN

Sale Starts Today

"Get the girls ready for school"
Low heel strap slippers and oxfords go during this sale

NOTE—You may get two or more pairs of ladies' or girls' footwear—2 pairs for the price of 1 pair. If you cannot use two pairs, bring a friend and split the bill.

This sale includes oxfords, pumps, straps and ties—in all the new wanted styles—patent leathers, blondes and tans.

LOW HEEL STRAP SANDALS
2 PAIR FOR $3.98

Come Early—
and Get the Choice of Styles and Sizes—

LOW HEEL STRAP SANDALS
2 PAIR FOR $3.98

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