

# CENTRAL POINT HERALD

VOL. 3

CENTRAL POINT, OREGON, THURSDAY, JULY 9, 1908.

NO. 12

Oregon Historical Society

## Local and Personal

L. F. Reddcliffe has returned from a business trip to Minnesota.

T. M. Witten spent the Fourth with relatives at Myrtle Creek.

Job work of all kinds neatly done at this office. Call and see samples.

Mr. and Mrs. J. W. Myers are spending their vacation at McCallister springs.

The Southern Pacific agent at this place sold 398 tickets to Ashland July 4th.

Remember the dates for Dr. Davis, the dentist. Central Point, July 13th to 18th.

Old newspapers for sale at the Herald office. Bundle of twenty-five for 5 cents.

July 13th to 18th is the next date for Dr. Davis, the dentist, in his Central Point office.

Mrs. Cooksey and Mr. and Mrs. Ingram visited friends in Sams valley yesterday.

Mr. and Mrs. J. E. Grieve spent the Fourth visiting Mr. and Mrs. Tom Harriott at Applegate.

Oliver Ward and family, of Hugo, spent the Fourth with G. L. Neale and family of this place.

Mr. and Mrs. Phil Simpkins left Monday for Newport, where they expect to spend the Summer.

Mr. and Mrs. George Fox and J. P. Hoagland and family left Monday for an outing at McCallister springs.

Mrs. N. A. Jacobs and her son Frank of Riverside, California, are visiting J. W. Jacobs and family this week.

Mr. W. T. Biss, a hardware man of Virginia, Minnesota, is here looking over the country with a view to locating.

Mrs. Eliza Caldwell, of Woodville, came up yesterday to look after her new residence being erected in the Pattison addition.

Services at the Christian church next Sunday at 11 a. m. and 8 p. m. Subject in the evening, "Forgiveness."—K. H. Sickafoose, Minister.

Mrs. Martin, of Trail, left Thursday evening for Moosejaw, B. C., to visit relatives. She will visit for a while at Portland on her way north.

**CHEAP LANDS**—For the best and cheapest lands in Oregon, enquire of Harness & Thornton, Real Estate dealers, Yoncalla, Oregon. 45tf

Dr. Lee, of Oakland, California, is here visiting his brother, Booth Lee. Dr. Lee is on his way to Alaska to visit his daughter, who resides there.

Mrs. Nettie Leathers, formerly of this place, and Mr. Gab Billmire, of Eugene, were married at that place June 30th. They expect to reside at Eugene.

The five-year-old daughter of Mr. and Mrs. Thomas Coy, of Eagle Point, who died suddenly Monday, was buried in the Central Point cemetery Tuesday afternoon.

Blanch, the five-year-old daughter of Mr. and Mrs. Charles Turpin, of Roxy precinct, died Sunday of paralysis. The funeral was held at the Central Point cemetery Monday afternoon.

Mrs. James Shields and daughter, Miss Frances, left Friday for Yoncalla, where they will visit J. A. Shields and family for a week or so, after which they will go to Newport for the Summer.

Mrs. I. C. Robnett left Tuesday evening for Great Falls, Montana, where she expects to spend several weeks during the heated term visiting her sister, Mrs. Wright. She will also visit friends in Portland during her absence.

T. M. Jones, district deputy grand master for the I. O. O. F., installed new officers for the Medford lodge Monday evening. A number of members from Central Point lodge were present at the ceremonies. Refreshments were served after the lodge work was completed.

A fire alarm was sounded yesterday afternoon the occasion being a dry grass fire on the Pankey property occupied by Mr. and Mrs. Caton. Several houses and barns in that neighborhood had a close call but sufficient help arrived promptly to whip out the fire and save the buildings. It is supposed children and matches started the blaze.

## Base Ball Sunday.

The Grants Pass team will play the home team here next Sunday afternoon at 2:30. This promises to be the best game of the season, as these two teams have already played two good games of 4 to 5 and 2 to 3. Everybody should turn out Sunday and see this game. The batteries will be the same as in the last game played at the Pass.

Subscribe for the HERALD.

## Democrats Convene.

The national Democratic convention, for the nomination of candidates for president and vice-president, convened in Denver Tuesday morning. William Jennings Bryan was easily the favorite from the start and his nomination was freely predicted by most of the well informed politicians. At Mr. Bryan's request Senator John M. Gearin, of Oregon was selected to make the leading speech seconding the nomination of the great commoner.

On Monday the Tammany forces surrendered to Bryan and the friends of Governor Johnson conceded that he has no chance for the nomination.

Tuesday the Tammany forces sprang a surprise on the Bryan camp by demanding of the resolution committee the adoption of the most radical platform ever asked for by an eastern delegation to a democratic convention. Tammany accedes to practically every demand made on the convention by the American Federation of Labor being especially solicitous for the welfare of the Gompers anti-injunction plank. The Bryan people are not pleased. They charge that Tammany's real object is not to help out labor so much as to encompass the defeat of Bryan, but Tammany replies that they are only taking the peerless Nebraskan at his word, he being reported to have said that labor's demands are all justified and that he wanted no ambiguous language used in the platform.

## The Fourth in Jackson County.

Last Saturday was an ideal day for celebrating the national holiday, and several thousand people gathered at Ashland, where the only pretentious celebration of the day in the county was held. An excursion train was run from Grants Pass in the early morning and when it reached this place the coaches were nearly filled and after passing Medford every inch of standing room in coaches and baggage cars was filled and many men and boys took "reserved seats" on the roofs of the cars. No stops were made after leaving Medford and the people of Phoenix and Talent were obliged to wait for the regular passenger train at 11:30.

The Ashland celebration was a grand success as such things go. There was noise galore, flags and bunting, oratory, red lemonade, greased pigs, baseball games, balloon ascension, firecrackers and people, people, people and then more people to watch the other people and so far as the writer has been able to learn they were all satisfied, hot, dusty, tired and consequently happy.

Besides the big event at Ashland, Rogue River in the neighborhood of the Bybee bridge was a Mecca for many celebrators, and in the grateful shade of the primeval forest trees which line that beautiful stream many families and neighborhood parties gathered and spent the day resting in the shade and enjoyed the contents of well filled lunch baskets and hampers.

No serious accidents were reported during the day in this county, and taken all around the day may be passed down to history as a real success in the way of giving vent to whatever surplus of patriotic enthusiasm as may have accumulated during the past twelve months.

## House Robbed.

While W. H. Norcross and family were away from home last Saturday celebrating the Fourth their home was ransacked by thieves and a number of articles of value were taken. Nothing was disturbed but articles of jewelry which might readily be turned into money, and a lot of silverware in the same draw was not taken. A diamond ring, a lady's gold watch and numerous smaller articles were taken. The loss is more than \$100. There is no clue to the thief, but it was probably some one who knew something of the habits of the family and that all were away on that day.

## Table Rockets.

Miss Mae Drake, of the Meadows, visited with friends here last week.

Miss Rose Nealon is home again, having finished a successful term of school in Dist. No. 89. The term closed with an interesting and well rendered program by the scholars and a basket social, which was greatly enjoyed by the large number present.

Table Rock residents observed the glorious Fourth in various ways. Many of our young people took in the celebration at Ashland, which, they say, was a good one so far as attendance went. Many families met in the grove on the river banks, with well filled baskets, and enjoyed the day in a safe and sane manner. Others went to the barbecue and dance at Moonville, while some of the older people remained at home to look after things, having in mind the fire of a year ago.

Much of the grain in this vicinity is being cut for hay.

## New Laws in Force.

Twelve law and constitutional amendments enacted by the people at the election June 1 have been in effect since Tuesday, June 23, when Governor Chamberlain issued a proclamation declaring them to be a part of the law of the state. Sweeping changes in the affairs of the state result from the operation of some of these laws.

Hood River County is now officially in existence, the general elections will hereafter be held in November, and the District Attorneys are shorn of their power to indict persons accused of crime. The Sheriff of Multnomah County has the right to feed the county prisoners at 12 1/2 cents a meal.

The legislature is instructed by a law having a majority of 48,506 to vote for the people's choice for United States Senator. The day of the political worker at the polls is past, and the men who have at previous elections loaded the voter with cards of the different candidates can no longer work on election day. The Huntley corrupt practices act, which has a majority of 22,741, prohibits all efforts to influence voters on election day.

Hereafter campaigns are to be conducted through the Secretary of State and State Printer as far as advertising is concerned. The State printer is to make pamphlets setting forth the claims of the various candidates as to why they should be elected. The cost of the pamphlets is to be borne by the candidates, who are to pay from \$50 to \$100 a page for their space. The Secretary of State will mail the pamphlets to the registered voters a few days before the primaries and another set shortly before the general election. Primary elections for the nomination of state and county officers will in the future be held in September, the primary law fixing the time for holding the primaries at the 45th day before any general election. The general election being changed to November, carries the primaries over to the early fall. The Governor's proclamation makes both fish bills effective, so that Columbia River fishing is strictly regulated on both the upper and lower rivers.

The laws proclaimed by the Governor with the majority by which each was adopted, follows:

Changing location state institutions	- 1,107
Changing time of elections	- 47,138
Sheriff to feed prisoners	- 30,410
University appropriation	- 3,580
Wheelmen's fish bill	- 5,862
Recall public officials	- 28,379
People's choice for U. S. Senator	- 48,506
Proportional representation	- 14,740
Corrupt practice act	- 22,741
Gillemet's fish bill	- 25,859
Indictment by grand jury only	- 28,727
Creating Hood River County	- 12,170

## Post Office to Take Third Class.

The report of Postmaster Tex of receipts at the local postoffice for the quarter ending July 1st shows that the business has increased approximately 40 per cent over the corresponding quarter in 1907. The office will be entitled to a third-class rating at the end of the present quarter, which will mean a substantial increase in the compensation of the postmaster over that now received. Third-class postmasters receive a flat salary instead of a commission on stamp sales and the government also pays office rent and fuel and light expenses.

Postal receipts are the best indication of the growth of any community and the report for the quarter just past shows that Central Point is growing as fast proportionately as any other town in the valley.

## A New Industry.

J. H. Grove, a practical tin and sheet metal worker, who arrived here recently from California, has decided to locate here permanently and yesterday closed a deal with William Russell for his stock and tools in the Ross building. Mr. Grove will put in a complete plant for the manufacture of all kinds of tin and sheet iron work including cornice and skylight work spouting, guttering, and roofing. He will also take care of all general repair work in his line.

Mr. Grove has been in California for the past two years and during that time has been pretty well all over that state and he reports business conditions down that way as being very poor. This valley, he declares, is very much ahead of any part of California in a business way, there being more building and other evidences of prosperity in Central Point than in towns of 5000 and 10,000 people in the Golden state.

Mr. Grove will soon be prepared to do all kinds of work in his line from the smallest job to the largest and he will cater to the wants of all sections of the valley. Read his new advertisement in another column of this impression.

## FOR SALE.

One United States Cream Separator, has been used but a short time, as good as new, 500-lbs. capacity, cost when new \$80.00. Will take \$50.00. On old Leever ranch, two miles west of Central Point. A. J. DUNLAP. 19d12

## Judge Hanna's Decision.

Circuit Judge H. K. Hanna last Thursday afternoon at Jacksonville overruled the demurrer filed by Attorney W. M. Colvig for the prohibitionists in the case of J. C. Hall vs. G. W. Dunn, in which the county court was permanently enjoined from declaring prohibition in effect in Medford, because the Medford charter exempted the city from the operation of the local option law. The case will now be appealed to the supreme court. Judge Hanna filed a written opinion defining his position in the case as follows:

"The Medford charter reads as follows: 'Section 19. To license, regulate or prohibit barrooms, drinking shops, billiard rooms, bowling alleys, dance houses, and all places where spirituous, malt or vinous liquors are sold or kept for sale, irrespective of any general law of the state on this subject enacted by the legislature or by the people at large; provided that no license for the sale of spirituous, malt or vinous liquors shall be granted for any less amount than is or may be provided by the general laws of the state in force at the time of granting thereof; and further provided, that the city shall not at any time license drinking shops or other places wherein intoxicating liquors are sold to sell intoxicating liquors on Sunday.'

"It has been contended that the legislature was without authority to grant the power embraced in said charter to the city. An examination of our constitution as it existed at the time of granting said charter shows that but few restrictions or limitations were placed upon the legislature in its granting charters to municipal corporations, and it would seem that if it is constitutional to grant the people the right to amend our constitution and enact all other laws by initiative it would be equally so to grant the powers it has attempted to do under the charter.

"The defense conceding that the legislature had the power to grant the charter, the next question is, has it been repealed? The local option law was passed in June, 1903, and before the act granting said charter. It must be presumed from the wording of said sub-division 19 and from the enactment of the repealing clause embraced in section 115 that the legislature had in mind, and were directly referring to, the existing local option law. In fact, it has not been contended by the defense that the charter has been repealed by either the legislature or by vote of the people, but it is contended that sub-division 19 is suspended by vote of the people taken under the local option law. But the defense does not point out, nor do I find where the people have been granted, the power to suspend any of the provisions of said charter.

"In June, 1906, the people amended section 2 of Article XI of the constitution of Oregon so that it reads as follows:

"Corporations may be so formed under general laws, but shall not be created by the legislature assembly by special laws. The legislature assembly shall not enact, amend or repeal any charter or act of incorporation for any

municipality, city or town. The legal voters of every city and town are hereby granted power to enact and amend their municipal charter, subject to the constitution and criminal laws of the State of Oregon."

"The legislature cannot confer even to the people any greater power than it possesses. If the legislature cannot under the constitution as amended either enact, amend or repeal any municipal charter, it cannot confer upon the people the right to do so except as provided by said amendment which places such power exclusively in the hands of the legal voters of the city or town.

"It is urged that the plaintiff has mistaken his remedy, that he is not entitled to a hearing in equity. It is true that a party is not entitled to relief by injunction where he has a plain, speedy and adequate remedy at law. But, conceding plaintiff's contention as to the rights and powers conveyed under said charter, has he a plain, speedy and adequate remedy at law? If the order against which he is moving should be made by the county court the law would not come to his defense or relief until he has been arrested, indicted and placed upon his trial. I am compelled to think the complaint states a cause of suit and that the plaintiff is entitled to be heard in equity. Under this rule of the law the demurrer must be overruled.

"I very seldom set out in writing my decision when passing upon case, knowing full well that the reasoning of the lower court in reaching a decision will not be inquired into by the appellate court, and I have departed from the rule in this case principally from the fact that misinformed, though perhaps well meaning individuals, actuated by their zeal in the cause of prohibition, have addressed anonymous communications to me under the idea that the court could act in this matter under his individual feelings, not realizing that a judge would be unworthy his seat upon the bench who would decide a case upon his personal feelings or upon the clamor of the public except as they accord with the law as understood by him.

"No decisions of other courts have been cited to materially aid the court in passing upon this case, as no direct precedent upon the main question involved has been found by the able attorneys in the case or by myself.

"H. K. HANNA, Circuit Judge."

Old newspapers for sale. Twenty-five for a nickel at the Herald office.

## CENTRAL POINT

is the center of one of the best ORCHARD DISTRICTS in the Rogue River Valley and realizing the importance of being in close touch with the situation the

ROGUE RIVER LAND COMPANY has installed a branch office at Central Point, in the Herald office, with Mr. W. E. Kahler, a native-born citizen of the valley, and a gentleman who has given much thought and study to the orchards of the valley, in charge.

Call on him for reliable information regarding the merits of any lands in the valley and especially of the orchard lands near Central Point and you will get the best lands in the valley if you invest.

## CLASSIFIED ADVERTISEMENTS

### FOR SALE.

WATCHES AND JEWELRY—Finest line ever opened in Central Point. At Central Point Pharmacy. 9tf

### MISCELLANEOUS.

ASHLAND ICE—Made from purest mountain water, for sale at Moore's confectionery. 4tf

## Council Meeting.

The regular meeting of the council was postponed from Monday evening until Tuesday evening on account of the absence of several members from town. At the meeting Tuesday evening routine business was disposed of and the regular bills were audited and allowed. Mayor Hopkins reported that City Engineer Astbury would be here to commence work surveying the town Thursday, and the matter of having the engineer investigate and report on the proposed water system before commencing on the work of surveying and establishing street grades, etc., was left in the hands of the water committee.

## "THE CRYSTAL."

O. B. NASH, Proprietor

## Finest Creams, Ices, Sodas and Candies.

Picnics, Parties, Lodges, Etc., supplied in quantity on short notice.

We Solicit Your Orders and Guarantee Satisfaction.

Try our Pure Fruit Syrup Sodas. Delightful, Refreshing.

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Central Point, Oregon.

## Notions

## Fine Groceries