

The Semi-Weekly Democrat

VOL. XLVIII

ALBANY, LINN COUNTY, OREGON, FRIDAY, APRIL 18, 1913.

NO. 49.

HERALD FOREMAN MAKES AFFIDAVIT

Gives Out Statement of Number of Papers Printed in the Office.

FOREMAN AND MANAGER FAIL TO AGREE ON FIGURES

Herald Accuses Democrat of Dishonest Methods; Answered by Their Foreman.

Conducting a persistent campaign of misrepresentation and making unwarranted and unjustifiable attacks upon the Democrat, E. M. Reagan, the business manager of the Evening Herald, has at last succeeded in attracting the attention of this publication.

Not until he accused the Democrat of using dishonest methods in securing our large list of advertising patrons, has the Democrat been willing to burden its subscribers with a reply. The Democrat has always been, and now is, in a position to ignore the Herald and were it not for the open charge of dishonesty printed in a recent issue of the Herald, the Democrat would adopt its usual custom and permit these attacks to go unchallenged.

We know of no better way of answering the Herald than through the sworn affidavit of a man, who until Saturday night held the position as foreman of that publication, and who has held this position for the past two years.

The sworn affidavit of Mr. Reagan shows the average daily circulation of that paper to be 1080; while the sworn affidavit of the Foreman, as published below, shows that the total circulation, including exchanges is between seven and eight hundred.

The affidavit of the former employee of the Herald is submitted for what it is worth and our subscribers are at liberty to draw their own conclusions as to which of the two gentlemen named told the truth.

The following is reprinted verbatim from an affidavit filed with the post-office authorities at Albany, Oregon, by the Albany Evening Herald. The affidavit is signed by E. M. Reagan, and subscribed and sworn to before L. L. Swan on November 29th, 1912.

"Average number of copies of each issue of this publication sold or distributed through the mails or otherwise to paid subscribers during the six months preceding the date of this statement, 1080."

The following affidavit covers the same time and is subscribed and sworn to by T. G. Ruth, who until Saturday night held the position as foreman of the Herald, the affidavit having made before Attorney Dan Johnson: State of Oregon, County of Linn—ss.

I, T. G. Ruth, being first duly sworn, depose and say that for the past two years I have held the position as foreman of the Albany Daily Herald, of Albany Oregon; that I resigned from such position on April 12th, 1913.

Subscribed and sworn to before me this 14th day of April 1913. DAN JOHNSTON, Notary Public for Oregon.

State of Oregon, County of Linn—ss.

We, Wm. H. Hornibrook, Managing Editor, and Edward Viereck, Foreman of the Albany Daily Democrat, being first duly sworn, depose and say that the number papers printed per day for subscribers to the above named paper is 1080; that of this number the average number of extra copies per day is approximately fifteen.

Subscribed and sworn to before me this 14th day of April 1913. F. P. NUTTING, Notary Public.

Geo. E. Warner, of Scio, after several days' visit in Albany with his son and daughter, returned to his home this forenoon.

LINN COUNTY HAS SEVERAL VERY TALL NIMRODS

Three Men Over Six Feet in Height Applied For Fishing License.

Three men over six feet tall made application at the county clerk's office Saturday for fishing licenses. They were, Owen King, of Halsey, 6 feet 4 inches, 190 pounds; C. L. Tower, appropriately named for his 6 feet 5 inches of manhood, 180 pounds and Cloyd D. Rauch, 6 feet 1 inch, both of this city. Their nearest competitors from alieght standpoint was D. J. Ballentyne of this city, who is 5 feet 11 1/2 inches.

According to County Clerk Marks Saturday was a big day for the sale of fishing licenses and as a result of the day's business transacted at the clerk's office crowds of local nimrods infested the lakes and streams throughout this section of the county yesterday in pursuit of the palate soothing edibles of the clear depths.

DR. W. B. COOK VETERINARY LOCATES IN THIS CITY

Graduate of Big Eastern College Opens Office at Palace Feed Stable.

Dr. W. B. Cook, a veterinary surgeon, has favored this city by establishing an office here, having decided to locate in Albany.

The doctor is a graduate of the Indiana Veterinary college of Indianapolis, Ind., and comes as a highly recommended veterinary surgeon. His home is in Cincinnati, Ohio, where he has practiced his profession for three years after graduating from college.

Dr. Cook has opened an office at the Palace Feed stables, foot of Ferry street, and his residence is at the corner of Sixth and Ferry streets. He arrived in the city about a week ago and before deciding to locate here had visited several cities of the valley with a view of locating.

JUDGE GALLOWAY ADJOURNED MARCH TERM OF COURT

Divorce Was Granted to Anna Brethauer; Case of Cladek Vs. Poste Not Decided.

After granting a divorce to Anna Brethauer from George Brethauer on a charge of desertion Circuit Judge Galloway adjourned the March term of his court until May 17.

During the term the judge disposed of many cases and the docket is considerably cleared up. Judge Galloway left for his home in McMinnville late Saturday afternoon.

The judge did not render a decision in the case of Cladek vs. Poole as was expected Saturday afternoon but took the case under advisement. This is a case to foreclose a mortgage.

CITY COUNCIL WILL MEET IN ADJOURNED SESSION

Special Session of City Fathers for Purpose of Considering New Building Ordinance.

The city council will convene an adjourned session tonight at 7 o'clock for the purpose of further considering the new building ordinance as introduced at the last meeting of the council.

The ordinance will be read tonight for the second time and placed upon its final passage. At the last session the ordinance was read the first time and upon motion was read the second time by title only. Upon a motion it was referred to a committee on ordinances and this committee will render its report tonight along with the second reading of the ordinance.

The ordinance was drafted by Councilman Blount from the articles of the old ordinance and many new clauses have been inserted. It pertains to the fire limits and the construction of buildings therein and provides for protection against fires and repeals all ordinances in conflict with the provisions of its articles.

Mr. and Mrs. W. H. Hogan Saturday evening returned from a week's stay in Portland.

News on This Page is From Daily Issue of MONDAY, APRIL 14.

State of Oregon, County of Linn—ss. We, Wm. H. Hornibrook, Managing Editor, and Edward Viereck, Foreman of the Albany Daily Democrat, being first duly sworn, depose and say that the number papers printed per day for subscribers to the above named paper is 1080; that of this number the average number of extra copies per day is approximately fifteen.

Subscribed and sworn to before me this 14th day of April 1913. F. P. NUTTING, Notary Public.

OREGON BOYS PART OF HULEN TEAM

Eight of the 12 Men Thus Far Reported Are from This State.

FIRST REAL PRACTICE WAS HELD SUNDAY AFTERNOON

Manager Hulen Will Take Sixteen Men North With Him.

Twelve of Manager Hulen's men are here for the three weeks' try out with the Regina team, of the Western Canada league were out yesterday afternoon for the first real practice since arriving in the city.

Before tomorrow it is expected that four more men will report here for practice, making sixteen in all. Manager Hulen is reputed to be one of the best baseball judges in the Northwest league, and is an old time baseball player, having played in some of the best leagues of the country. He has been connected with the Western Canadian league for the past five years, having managed the Medicine Hat team for three years and this year will make his third year as manager of the Regina team. Manager Hulen has been a resident of Roseburg, Ore., and on during this period, where he is engaged in some kind of mercantile business. He is well familiar with all the players of Southern Oregon from which section the majority of his material is selected.

Eight of the twelve men who have thus far reported, are Oregon boys and several of them have played at different times with semi-professional teams in Portland. Four of them hail from Roseburg, and one each from Eugene, Grants Pass, Cottage Grove and Creswell.

Catcher Dave Davidson, better known as "Pop," is the only man who was with the Regina team last year, has played with two teams under the management of Hulen in this league for the last five years and is an old timer at the game. Besides Davidson there are two other catchers on the staff who are Al Baker, of Oakland, Calif., and Lyle Gray of Roseburg. The former has been playing for the past two seasons with Medford and Grants Pass, and the latter has played in the same territory.

Manager Hulen's pitching staff consists of Ari Hargraves, of Roseburg, John F. Irwin, of Oakland, Calif., D. W. Rankin, of Creswell, and S. Bier, of Eugene. Hargraves was raised in Portland where he learned the game. He played last year with Gresham in the tri-city league. He has also played with other Portland teams. He has been residing in Roseburg for the past year. Irwin gained his main experience in baseball with the Oakland High School team of which he was captain for two years. He also played with the University of California team. For the past two seasons he has managed teams at Glendale and Fort Klamath in Southern Oregon. Rankin has played with various teams of the valley and Bier played last season with the Maysville, Kentucky team of the Blue Grass League. Prior to that time he played in several teams in the Middle West.

First-sacker, Earl Hill, has played ball at Cottage Grove for several years. Last year he played with Raymond in the Washington state league. Infield Jack Hargraves is a brother of Ari, gaining his experience of baseball mainly in the tri-city league and around Portland. Dinkey Williams, another infielder, hailing from Grants Pass, has played with various teams in Medford. He had a mid-season try-out with Sacramento in the state league but was disqualified. However, he is reputed to be a comer.

Outfielders Charles Cook, better known as "Doc," of Seattle, and James Jewett, of Roseburg, are here for duty. Cook played last season with the Ketchikan team of the Southeast Alaska league and Jewett has played in Southern Oregon.

JOHN M'CHESNEY SECURED CONTRACT FOR THEATRE

It was learned shortly before press time that Contractor John M'Chesney had landed the contract for the construction of the Blich theater corner First and Broadalbin streets. The sum involved in the contract could not be learned at the hour of going to press.

The Meyers of this city are constructing the building upon which the well known theatrical man of Salem, Mr. T. G. Blich has taken a ten year lease.

The regular weekly session of the Commercial club will be held tonight and it is hoped that a full attendance of the official board will be present.

Manager Stewart announced that several matters of importance are to come up including the subject of several correspondents. It is probable that the committee which has charge of preparing the big clam feast on the occasion of the rejuvenation ceremony of the club will report at the meeting tonight, with regard to the progress attending their efforts.

Hon. J. K. Weatherford went to Salem this morning.

Chairman Miller and Commissioners Campbell and Aichison, composing the Oregon State Railroad commission arrived in the city this noon and are holding an open session this afternoon in the county court room for the purpose of taking testimony with reference to the condition of the Corvallis & Eastern R. R.

The inquiry is under the supervision of Chairman Miller before the other two members of the commission and leading railroad officials are present including President J. K. Weatherford of this city. Up until three o'clock all of those who came before the session had not testified. The witnesses are those who reside along the route of the road and owners of land through which the road runs. Several prominent commercial figures and heavy shippers of the railroad are included among the witnesses.

R. R. COMMISSION IS HOLDING INQUIRY

Session Convened This Afternoon at County Court House Under Councilman Miller.

MANY WITNESSES ARE TO TESTIFY AT THE SESSION

State Railroad Governor Will Leave on Inspection Tour Tomorrow Morning.

A complete investigation is being conducted into the condition of the tracks, road bed and equipment of the road and the subject of train schedules will receive the undivided attention of the commissioners.

The investigation was instigated over the fact that many accidents have recently happened on this road and by the fact that numerous complaints have been coming before the commission from the people dependent upon the road for their welfare. Summing up all of these evidences and facts regarding the circumstances of the railroad the investigation is being made upon the commission's own motion, as the official term goes. This means that the commissioners took the matter up of their own accord.

The inquiry is a formal one and the official reporter for the commission is taking the testimony submitted at the meeting. It is probable that the session will last all the afternoon.

Tomorrow the commissioners will leave on a special train for an inspection trip over the entire eastern division of the road, going to Hoover and returning the same evening. Stops will be made at all stations and it is probable that some of the officials of the railroad will go along, ready to give their side of any disputed question.

Wednesday a special train will convey the commissioners over the western division of the road, making stops at all the stations. In the evening at the Newport Commercial club will tender a banquet to the investigators.

W. A. Ledbetter, of the Albany Nurseries, returned to Polk county this morning, where he is doing extensive work for the company. He showed some Franquette walnuts from the 80 acre orchard of John Stump, in Polk county. The trees are now eight years old and yielding from 30 to 50 pounds to the tree. With nearly 2500 trees it is easy to figure a fine income from the business. The Pretz orchard, near Aberdeen last year had an output of about \$50,000, speaking for the profitability of the walnut business when properly run.

A. W. Blackburn, a prominent Lebanon druggist, formerly of this city, went to Portland this morning.

Cecil Cathey is now doing the towns around Albany with his book-keeping system. He covers the territory from Ashland to Astoria and east to Baker.

Jas. Racet, elevator man at the St. Francis, left this morning for Portland, and thence to Idaho, where he will do the bell-hop act.

Workmen are busy today tearing up the old cement sidewalk in front of the new First National Bank building, preparatory to replacing it with a modern cement sidewalk.

The old walk is probably the oldest sidewalk of its kind in the city and was laid in front of the old S. E. Youn & Son store years ago. This store building was removed to make way for the new building. This corner is probably the most conspicuous corner in the business district and the old sidewalk shows much evidence of usage.

Rev. Chambers, of the Episcopal church, returned to Portland this morning after spending Sunday in Albany, preaching at the Episcopal church. He has been coming here for ten or twelve years, starting under Bishop Morris.

Harold D. Ellis, of Los Angeles, has been in the city, his former home, looking after collections for the Oregon Nurseries Co. He now travels out of Los Angeles for the company, and reports a good California business.

There is no doubt but that Albany will be represented the coming season by one of the fastest teams in the valley and this was strongly indicated by the showing made Thursday afternoon at the baseball park against the hard hitting and fast fielding Portland team of the Northwestern league.

The Albany boys lined up against this team without having any practice whatever and when they went on the field for the first warm-up prior to the game it was the first time the aggregation had been together this season. Some of the players had had some individual practice but others hadn't practiced at all.

Regardless of their unpreparedness for the contest, all of the members of the team made a splendid showing, by accurately fielding and hitting the ball hard. Few of them fanned and during the game eight clean hits were made off of two of Nick Williams' best pitchers, Agnew and Doty. Considering all of this and in view of the sloppy condition of the field, Manager Al Senders is elated beyond expression over the showing his team made.

"Bill" Paterson pitched a splendid game and allowed the Colts only two runs during the five and one-half innings he pitched and his work indicates that he will exceed his splendid record of last year. "Bill" Saulsbury who pitched the remainder of the game was in no condition to play, and allowed the Portlanders many hits. It is probable that with a little practice he will round out into his original form. Lyle Bigbee, a star for the Athletics, who is now residing in Eugene where he is attending the university, will probably pitch for the team again this year. Captain Monson, reputed to be one of the best out fielders in the valley, played throughout the game in mid-season form, roping in several hard chances and batting some hard liners. Mickle was unable to play in this game on account of being detained at his place of business, but will be included in the line-up for the season. It is not definitely known who will play the other field position. It is probable that Ryals who played the position splendidly Thursday or Martin will be assigned to this place or else Bigbee or Saulsbury will play there when not pitching.

Carson Bigbee has been signed for third baseman again this year and started out Thursday in his usual good form. He is said to be the speediest little player in the valley. Carter Lee will play short stop again this season and Claud Swan, of Corvallis, is slated as the regular second baseman. Swan played several games with the Athletics last year. Colbert, a Corvallis lad, played first base and made such a good record, at the bat during the contest that it is probable he will be slated as the regular first sacker, for he is quite adept at playing this position.

Colbert will also serve as reserve catcher in place of Dave Patterson who will be the regular catcher again this year.

As was scheduled the game between the Regina aggregation and the Athletics was not played yesterday afternoon on account of the condition of the field but this game will take place next Sunday with auspicious ceremonies. The game will virtually open the season in this city and Manager Senders is now making arrangements for the opening. According to his plan as indefinitely set forth at present a band at the head of the parade will lead the procession of fans and players to the field, where Mayor Gilbert will pitch the first ball over the plate to Grant Pirtle who will stand behind the batter, Charles Thrasher, All three gentlemen are included among Albany heavy weights. At the completion of other ceremonies the big contest will be on.

A. P. Blackburn, of Lebanon, this morning left for Uki, Umatilla county, where he will spend the summer looking after property in which he is interested.

Miss Grace Croosh returned from her school near Lebanon last Wednesday.

C. C. Judson, of Halsey, was a business visitor in this city today. He has been a subscriber of the Democrat for the last 35 years.

A. C. Schmitt went to Portland on the 9 a. m. train today.

Misses Swan and Pratt, of the Crawfordville schools, have been in the city spending the spring vacation here with friends and relatives.

DEARTH IN MATRIMONIAL ACTIVITY AT LEBANON

Brought to Public Notice by Paster of One of Largest Churches There.

That there is a dearth of matrimonial activity in Lebanon and vicinity was brought to public notice by the report of the pastor of one of the largest churches to his congregation last Sunday.

He announced that the church had a membership of nearly 300 and in the half year of his pastorate he had taken in 50 new members, that he had conducted three funeral services of members, that the finances of the church were in splendid condition, but that he had not performed a single marriage ceremony, nor had there been a marriage among his congregation or membership in the half year.

This the pastor declared was something he had never experienced before in his score of years in the ministry.

REV. CUMMINS TO TAKE CHARGE OF ST. PETERS

Arch-Deacon Chambers Makes Announcement at Service Last Evening.

St. Peters Episcopal church is to have another rector in the person of Rev. J. D. Cummins, of Philadelphia, according to an announcement made by Arch Deacon Chambers from the pulpit of the church last evening.

Mr. Chambers conducted the services at the church yesterday evening. In announcing the fact that Rev. Cummins had been secured to take charge of the local rectorate, the archdeacon said that the minister had been highly recommended and that he considered the choice a very fortunate one. Rev. Cummins will not arrive in this city until sometime the fore part of September at which time he will assume charge of his duties.

LONELY MAN SUCCEUMBED AT NORTH ALBANY SATURDAY

Nothing Could Be Learned of the Past History of Frank Archer.

Frank Archer, an aged resident of North Albany, died suddenly at his home Saturday morning after a lingering illness of brights disease.

The deceased was regarded by residents of North Albany as a very peculiar old man. He lived in solitary loneliness, save in the discharge of his duties for a livelihood as a gardner for people of the neighborhood.

Nothing could be learned of the past history of the man, as he never was disposed to talk of himself. However, he had previously said that he came to this country from Minnesota and has resided at North Albany for the past six years.

Whether he has any relatives could not be learned as he positively refused to talk on his death bed with regard to himself, save that he has some money in the bank and that he has an insurance policy for \$1000 in favor of a little girl. Friends who cared for him during his illness have failed to find any money belonging to him in the local banks and no trace of the policy can be found.

The funeral services were held yesterday afternoon, the services being conducted by residents of North Albany. Interment was in the cemetery at that place.

NEW SIDEWALK TO BE LAID IN FRONT OF BANK BUILDING

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