The Semi-Weekly Democrat

WM. H. HORNIBROOK,
Editor and Publisher

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TUESDAY, NOVEMBER 25, 1913

HILLES THE GOAT.

Claiming that the essential part of the proposed reorganization of the republican party is the retirement of Mr. Hilles, the present chairman, an editorial writer makes a strong plea in one of the leading newspapers of the Pacific Coast for a change in the personnel of the leadership of the party.

The Democrat agrees with the sentiments expressed in the editorial insofar as they relate to the proposed retirement of Mr. Hilles. The present chairman is a creature of Ex-President Taft. He owes his present position to his former chief, for he had by no means attained a position in the party which would entitle him to the de facto leadership of the organization at the time he was selected as chairman of the Republican Central Committee.

The Democrat hastens to assure our Republican contemporary, however, that it will take more than the elimination of Hilles and the selection of a new Moses before the hosts of Republicanism can be lead to the promised land of political success. There must be a change of measures as well as of men. The platform of the Republican party as ordained in 1912 must be revised and that revision must be dictated by men who are not tied hand and foot to the big interests. The theory of high protection has been exploded. The prescription of Roosevelt and Taft has been followed to the letter in dealing with the trust problem, but the patient has steadily failed to yield to the treatment. The failure of both Taft and Roosevelt to provide a safe and sane currency measure which at the same time would prove of some benefit to the ordinary citizen has caused thousands and thousands of former loyal Republicans to turn to the party of Jefferson for relief. The errors of omission on the part of successive Republican presidents have been almost as great as their errors of commission. Not only has the party erred in the selection of leaders, but the organization has drifted from its ancient moorings and become the party of privilege. It no longer follows the leadership of Lincoln. It has substituted Aldrich and men of his type for the honored leaders of the palmy days of its earlier and more glorious history.

No, a change in mere leadership of the organization is not enough. If the Grand Old Party would again obtain the confidence of the people it must not only attract more progressive men, but it must also make a complete change in front on many important political questions, and obtain a complete and absolute divorce from privilege.

NEWS NOTES FROM JORDON AND VICINITY

Jordan, Or., Nov. 21.—(Special to Democrat.)—Mr. Frank Rohwein and wife went to Stayton Saturday.

Peter Bilyen transacted business in Scio Monday.

Mrs. Hannah Shelton returned home from Salem where she had been several days consulting with a physician.

A surprise party was given at Delmer Shelton's Thursday evening, it being the anniversary of his 30th birthday.

Road Supervisor Nick Endre has practically shut down all road work for the winter, excepting a little patch work in places.

John Linn Lambert has quit his bachelor life and has became a benedict. He was married to Miss Lola Ray. They were given the usual charivari.

Bryan Denies Rumors.

(By United Press Association)

Washington, Nov. 21.—Secretary of State Bryan in an interview today ridiculed the report circulated this morning in London to the effect that Wilson intended to recognize Huerta as head of the Mexican government. "The report is too absurd to warrant further comment," said Secretary Bryan.

TRINIDAD UNDER MILITARY LAW---STREETS PAROLED

Chief of Detectives Killed—Miner Arrested, Held Pending Charge.

(By United Press Association)

Trinidad, Colo., Nov. 21.—Trinidad had been under martial law for six hours and early this morning, following the assassination of Chief George Belcher of the Baldwin- Feltz detective forces. Belcher was shot and killed last night, near the center of the business section of Trinidad, by one of a group of men not ten feet away. Louis Zancanelli, an Austrian miner, is under arrest as a result. Zancanelli was one of the group standing nearby at the time and the police asserted that Zancanelli was observed to toss away a revolver as Belcher fell. The police also believe the assassination was premeditated, and the result of a conspiracy among the miners, who considered Belcher and his force their enemies.

Driving every citizen indoors, and allowing no one to appear in the streets, Adjutant General Chase, commanding the militia in the strike-bound district, is keeping the town under strict surveillance. He proposes to enforce military law until convinced all danger of trouble is over.

NEARLY $2,000,000 ON DEPOSIT IN LOCAL BANKS.

Considerably over $1,814,000 was on deposit in the four Albany banks yesterday.

The aggregate for the various banks for yesterday is given as follows: First National, over $780,000; J. W. Cusick & Co., over $423,000; First Savings Bank, over $446,000; and Al- State Bank, over $165,000.

25 MILITIAMEN OF FIFTH COMPANY WILL SHOOT

Tomorrow morning at 8:30 the range team of the Fifth Militia company, C. A. C., O. N. G., will leave the city for their rifle range east of the city, in the gravel pit of the Oregon Electric to compete with teams from every company in the state for the $500 prize trophy cup offered by the bankers of the state to the team winning three consecutive shoots. Major Willoughby and Captain White, of Eugene, range officers, will be present. Tonight in the armory the regular weekly drill will take place, followed by an artillery dance, which promises to be a very pleasant affair.

JUDGE GALLOWAY GRANTS DIVORCE FOR BIGAMY

In one of the three divorce cases that Judge Galloway granted decrees in today, the husband is virtually that after she married Charles Alexander as grounds for a divorce charged that after she married Charles Alexander, she discovered he had a former wife living from whom he had not been divorced. She claimed that when she informed him of her discovery he deserted her, after admitting her charge was true. They were married on November 28, 1908. There are no children. Attorneys Dever and Irish of Eugene represented the plaintiff.

The other two cases were on grounds of plain and straight desertion. Perry S. Bond claimed that Annie Bond, after marrying him, on April 22, 1912, deserted him on August 27, 1912 at Halsey and removed from the state. There are no children. Attorney A. A. Tussing of Brownsville represented the plaintiff. Millard F. Hayes alleged that Minnie L. Hayes, to whom he was married December 30, 1887, deserted him September 19, 1912. They too, had no children. Attorney L. M. Curl represented the plaintiff.

WILSON TOO BUSY TO CELEBRATE NEW YEARS

Washington, Nov. 21.—By announcing that there will be no New Year's reception at the White House this year, President Wilson broke another precedent which has stood a hundred years and over. The president, however, intimated that he would leave Washington on New Year's day for a brief holiday vacation. It is evident that the first Democratic president for many years has not time for the foibles and fancies formerly the rule and may it be said the weakness with United States chief executives.

DEMOCRATS WON'T ADJOURN TILL BILL PASSED

(By United Press Association)

Washington, Nov. 21.—The Democratic steering committee has decided against adjournment of extra congressional session and is in favor of running it into the regular congressional session, beginning December 1. It was decided at the same time to hold a Democratic currency caucus immediately. The general currency debate will begin in the senate Monday.

NO CHANCE FOR ANOTHER GAME THIS YEAR BETWEEN VARSITY AND AGGIES

University People Were Willing to Play But Dr. Stewart Put His Foot Down and Flatly Says No.

That there is no chance for another football game between the University of Oregon and the Oregon Agricultural college this year, is indicated decisively by the fact that Saturday was the only possible date for such a contest, that both schools are opposed to post season games and by the fact that the college people have entirely backed down on the proposition.

This was learned yesterday when one of the local agitators of the game communicated with Dr. Stewart, athletic director of the college, who by the way is acrredited with saying that not attention should be given any proposition originating in Albany, who put his foot down flatly of agreeing to arrange for a second game.

On the other hand the university people were anxious to have a game. It is said that they would be willing to play a game by arc lights, even if it was only a game of marbles, in order to settle November eighth's 10 to 10 tie. When the proposition was first broached, the Corvallis people said they were perfectly willing to play if the varsity contingent would agree. This the latter did but the last straw came yesterday when the doctor said no.

Three Granted Final Papers.—Today Judge Galloway granted final citizenship papers to Carl Kruger of Albany, Frank Wreml, of Crabtree and Robert V. Hughes, of Foster, all of whom are now full fledged American citizens.

News on This Page is From Daily Issue of FRIDAY, NOVEMBER 21

1455 Portland 168 List No. 03925.

Notice for Publication.

United States Land Office, Portland, Oregon, September 30th, 1913.

Notice is hereby given that the Northern Pacific Railway Company, whose postoffice address is St. Paul, Minnesota, has this 29th day of September, 1913, filed in this office its application to select under the provisions of the act of Congress approved July 1, 1898, (30 Stat. 597, 620). Lot 7, Sec. 14, T. 10 S., R. 4 West, W. M.; Lot 1, Sec. 25, T. 7 S., R. 2 west, W. M.; Lot 5, Sec. 14, T. 10 S., R. 4 west, W. M.; Lot 10 Sec. 31, T. 4 N., R. 9 West, W. M.

Any and all persons claiming adversely the lands described, or desiring to object because of the mineral character of the land, or for any other reason, to the disposal to applicant, should file their affidavits of protest in this office, on or before the 26th day of November, 1913.

H. F. HIGBY,
Register.

Published in Albany Democrat, located at Albany, Oregon.

Published in Silverton Appeal, located at Silverton, Oregon.

Published in Seaside Signal, located at Seaside, Oregon.

wk o17-24-31-n7-14-21

In the Circuit Court of the State of Oregon for Linn County, Department No. 2.

In the matter of the application of John Henkel to register the title to the tract of land in his application herein described as follows: The south west quarter of the south east quarter and the south east quarter of the south west quarter of section four in township ten south of range one west of the Willamette Meridian, Oregon, containing eighty acres, more or less, all lying and being situate in Linn County, State of Oregon, Applicant.

vs.

All whom it may concern, defendants.

Take Notice.

That on the 10th day of November, A. D. 1913, an application was filed by said John Henkel in the Circuit Court of Linn County for initial registration of the title of the land above described. Now unless you appear on or before the 11th day of December, A. D. 1913 and show cause why such application shall not be granted, the same will be taken as confessed, and a decree will be entered according to the prayer of the application, and you will be forever barred from disputing the same.

Witness my hand and official seal this the 10th day of November, 1913.

(Seal) W. L. MARKS,
County Clerk.

T. J. STITES, n11-18-25- d2-9
Atty. for Applicant.

Notice of Final Settlement.

Notice is hereby given that the undersigned has filed her final account as administratrix of the estate of Charles A. Coolidge, deceased, in the County Court of Linn County, Oregon, and that said court has fixed the 17th day of December, 1913, at the hour of one o'clock p. m. as the time for hearing objections to said final account and the settlement thereof.

First publication November 11th, 1913.

MARY COOLIDGE,
Administratrix.

L. G. LEWELLING,
Att'y for Admrx
n11-18-25-2-9

GRIFF KING WINS IN SUPREME COURT

Linn County Circuit Court Reversed by High Tribunal in Mandate.

MAGGIE S. UHL LOSES PROPERTY RIGHT CASE

Brought Suit for Full Interest in Property Alleged to Be of Estate.

That the state supreme court reversed the decision of the Linn county court in the ctse of Maggie Sullivan against Griff King, by a mandate handed down yesterday, became known here today. The decision of the circuit court favored the plaintiff.

The case grew out of the settlement of the estate of the late C. Sullivan, who prior to his death was a partner of King. They were engaged in buying and selling property.

Mrs. Sullivan, who is now Maggie S. Uhl, brought suit against her husband's partner to secure full interest in several parcels of property, which were alleged to belong to the estate.

The case was threshed out before Circuit Judge Galloway, who rendered a modified decision in behalf of the plaintiff. By the decision she was given a half interest in four of the parcels of property mentioned in the complaint. In all about 10 pieces of property were involved in the suit, consisting of city and farm property. The defendant immediately filed notice of appeal to the supreme court. The case has been pending there for sometime until final settlement yesterday. Judge H. H. Hewitt appeared for King and Judge J. K. Weatherford for Mrs. Sullivan.

PERSONAL MENTION.

Mrs. Herbert Anthony, after visiting friends here for the past several weeks returned this noon to her home at The Dalles.

L. M. Botsford, of the Botsford Advertising company, of Portland, arrived in the city last night to attend business.

Mr. Stanley Tripp, of Corvallis passed through the city this morning on his way to Wisconsin. He will go via California.

R. C. Dement, of Myrtle Point, is a business visitor in the city this afternoon.

C. J. Cramer, of Eugene, transacted business here this morning, returning home this afternoon.

Norman Baldwin, of Stevenson, Wash., is in the city on business today. He is at the Vandran.

Mrs. M. A. Mitchell of Days creek, shopped in Albany yesterday, returning to her home this morning.

J. W. Treby, of Eugene, was in the city yesterday on business. He returned home yesterday afternoon.

Notice of Final Settlement

Notice is hereby given that the undersigned Executor of the estate of Frederick Hoefer, deceased, has this day filed in final Account in said estate matter, with the County Clerk of Linn County and the Judge of said court has fixed the 8th day of December, 1913, at the hour of 10 o'clock a. m. as the time for hearing objections to said account and the settlement of said estate.

GEO. CONNER,
Executor of said Estate.

WEATHERFORD & WEATHERFORD,
Attys. for Executor.
n3-10-17-24 d2

Administrator's Notice.

Notice is hereby given that the undersigned has been appointed administrator of the estate of William M. Shearer, deceased, by the County Court of Linn County, Oregon. All persons having claims against said estate are hereby required to present the same to the undersigned at the office of L. G. Lewelling, in Albany, Linn County, Oregon, duly verified as by law required within six months from the date of this notice.

Dated this 11 day of November, 1913.

ABNER L. SHERER,
Administrator.

L. G. LEWELLING,
Attorney for Administrator.
n11-18-25- d2-9

EXECUTOR'S NOTICE

Notice is hereby given that the undersigned was on the Third day of November, 1913, duly appointed Executor of the estate of Wm. J. Obermeyer, deceased, by the county Court of Linn County, Oregon. Any and all persons having claims against said estate are hereby notified to present the same to the undersigned at Tangent, Oregon, or to Weatherford & Weatherford, attorneys, Albany, Oregon, within six months from this date, duly verified as by law required.

Dated this 24th day of November, 1913.

WILLIAM C. OBERMEYER,
Executor.

WEATHERFORD & WEATHERFORD, Attys. for Executor.

Semi Weekly Nov 24-28- Dec 1- 5- 8 -12-15-19.

SPEEDER HITS AUTO; PORTLAND MAN DIES; ALBANY MAN IS HURT

Robert F. Smithwick Is Killed When Head Is Crushed by Impact with Rail; the Motor Occupants Escaped.

Eugene, Or., Nov. 20.—Robert F. Smithwick, of Portland, Or., assistant engineer on the Portland, Eugene & Eastern Railroad, was killed instantly at 1 o'clock this afternoon at Porter, a railroad crossing on the Portland, Eugene & Eastern lines, 12 miles north of Eugene, when a gasoline speeder upon which Mr. Smithwick and two companions crashed into an automobile. M. B. Whitney, of San Francisco, a special representative of the Southern Pacific Railroad, and J. G. Yoakum, of Albany, Or., an employee of the Portland, Eugene & Eastern were slightly injured.

The automobile contained four men connected with a local real estate firm. All escaped injury.

The automobile was on the track when the speeder dashed down at terrific speed. So great was the impact that Smithwick was hurled 30 feet and fell, his skull being crushed, probably from impact with a rail.

The accident happened on a bit of straight track, and was due, probably, to the fact that both parties were watching a construction train three-quarters of a mile down the railroad.

Immediately after the crash and although dazed and with blood running from a deep gash over his eye, Yoakum, who had been driving the speeder and who had a red flag in his hand at the time of the accident, struggled to a sitting position and attempted to flag the approaching train.

Mr. Smithwick was dead before help could reach him. His body and the two injured men were brought immediately to Eugene and the two men taken to the hospital.

Whitney grittily refused to lie down in the ambulance, but he fainted before reaching the operation room. His scalp was badly torn and he received other scratches and bruises. Yoakum suffered but the single injury.

CITY NEWS.

Mrs. Crosno Sang at Wedding.—In the account of the Gould-Baltimore wedding yesterday, the fact that Mrs. Emma Crosno played the wedding march and sang was omitted through an oversight. However, Mrs. Crosno, who is well known as a singer and player, sang two beautiful solos after the ceremony and played Mendelsohn's wedding march. Early in the evening she sang beautifully, "I Love You Truly" and later she rendered "Oh Promise Me."

Dallas to Play Lebanon.—The football team of the Dallas high school passed through the city this noon enroute to Lebanon where it will play the high school team of that city this afternoon.

Snow on Mountains.—Snow has fallen to quite a depth in the mountains during the past few days. The weather in the valley has been raw and cold and if it continues, snow may fall on the lower levels soon.

Shedd Ships Carload of Apples.—J. W. Sprenger of Shedd, who was in Albany today subscribing to the Democrat, reports that C. A. Pugh of Shedd is packing for shipment a carload of choice apples, including Baldwins, Spitzenbergs, and Northern Spies. Mr. Sprenger farms a section of the estate of John Pugh, while C. A. Pugh farms the remainder.

Lebanon Attorney Here. — Alfred Todd, a prominent young Lebanon attorney, transacted business matters here this morning. He is a graduate of the University of Michigan of the class of 1905 and located in Lebanon in October.

First Men Born in Oregon in Print.—In an editorial column of last night's Journal, Cyrus H. Walker, of Albany, gives a graphic description of early prohibition fights in Oregon and expresses the opinion that in the near future Oregon will go dry as a state. Mr. Walker needs no introduction as he is known throughout the Northwest as the first man born in Oregon.

Train Equipped for Snow.—Leaving this morning on a regular run over the eastern division of the Corvallis & Eastern railroad, the engine of the train was equipped with a snow flanger. Although there is no snow on the line at present that would require this device to avoid impeding the traffic, a heavy fall is expected any time, hence the precaution.

Boat Will Come Up Saturday.—The Grahamona will come up the river from Portland Saturday, bringing a cargo of freight and passengers, making the first run of the season was the statement of C. C. Graham this morning. The boat after discharging its cargo here will proceed to Corvallis where it will lay over Sunday returning Monday. The boat will arrive here early in the morning and will depart at 7 o'clock. The same schedule as last year will be followed out this season.

Portland Hotel Clerk Here.—Harry H. Hamilton, day clerk of the Imperial Hotel Portland, for the past 19 years, is a visitor in the city. He is stopping at the Hotel Hammel. Mr. Hamilton is well known from one end of the valley to the other. He has a number of friends in this city, J. C. Hammel and son Merle Hammel, being among the warmest.

Yoakum Expected Home. — John Yoakum near Eugene yesterday afternoon in which one man was killed, is expected home from Eugene this afternoon. Yoakum was the least injured of the party.

Turkey Fooled the Crowd.—The turkey liberated this noon from the top of Sternberg's store fooled everybody and broke all precedents by flying across the street and alighting on the top of the store occupied by Gilbert Bros., from which point it mounted over the establishment of F. M. French to the roof of the First National Bank building, where it was captured, so it is said, by Dr. Wallace.

Rauch Here Attending Court.—Cloyd D. Rauch, an expert court stenographer, formerly of Albany, arrived in the city this morning to record Judge Galloway's court proceedings.

Judge Galloway Holding Court.—Circuit Judge William Galloway arrived in the city this morning and today held a term of court in department No. 2. He convened court at 10 o'clock and will hear cases that will occupy his attention during the week.

Stewart in Spokane.—Miss Beulah Hinkley, stenographer of the Commercial club, this morning received a postal from Manager Stewart from Spokane, who is enroute to Chicago as an Oregon representative to the land show. Mr. Stewart will arrive in Chicago this afternoon. He reported a pleasant trip thus far.

Judge Galloway Enters Orders.—Judge Galloway today decided the case of Orth vs. Prichard, for an accounting of sawmill property, in favor of the defendant. The case was tried some time ago. The judge denied a motion to make more definite and certain the case of L. G. Lewelling as trustee in the bankrupt suit of R. Rogoway & Sons against R. Goldblatt.

SEEK RECOVERY ON WAREHOUSE BOND

First Case of Kind Went to Trial in Circuit Court Here This Morning.

TRIAL IS ATTRACTING CONSIDERABLE ATTENTION

Smith Cox and Twenty Other Linn County Men Named As Plaintiffs.

As far as is known the first cases ever brought in Oregon to collect on a warehousemans bond went to trial in the Linn county circuit court this morning, when Circuit Judge Galloway convened department No. 2 at 10 o'clock. There are two such cases to come up and it is expected that it will take a week to complete them. Many attorneys are interested in the suits. Owing to the large number of people interested directly in the outcome of these cases and the prominence of the bondsmen and many of the other men interested, the trials will attract a great deal of attention.

Both cases grow out of the failure of the Albany Farmers' company in 1908. The company conducted warehouses at Albany, Tangent and Tallman. After a suit for a receivership which had been instituted here the company went into bankruptcy. Those who had grain stored in the warehouses at the time of the failure have received their prorata payment from the bankruptcy court and the amounts so received are deducted from their claims against the company and its bondsmen in the suits to be tried.

The law requiring warehouse companies storing grain belonging to other people to file a bond for the protection of their customers was passed by the Oregon legislature in 1903 and so far as is known these are the first cases which were ever brought to enforce the payment of such a bond in this state.

The case that went trial this morning and is in progress this afternoon is that brought by Smith Cox and twenty other Linn county men who had grain stored in the warehouses of the Albany Farmers' Co. at the time of the failure. They are suing on a bond for $15,000 given by the Albany Farmers' Co. in 1907 with Phil Swank, John Denny, S. J. Archibald, Thomas Froman and M. H. Wilds, five prominent Linn county men as sureties. Denny and Wilds are now deceased and their heirs are defendants in this suit. A large number of other men who are known to have had grain stored in the warehouse when the farmers' company went into bankruptcy are also named as defendants in the case as an accounting is asked for as well as a recovery on the bond.

The other case was brought by Fred Holzapfel and six other local men for a recovery on the bond for $15,000 which the company gave in 1906. The sureties on this bond are J. W. Propst, S. J. Archibald, Phil Swank, John Denny and A. Blevins. This case will go to trial immediately upon the completion of the first one.

The attorneys in the case for the plaintiff are Hewitt and Sox and for the defendants Weatherford and Weatherford. Attorneys Swann, Stites and Bilyeu will represent other parties involved in the suit.

After the case was called to trial, on motion of attorneys an effort will be made to compromise the case or settle it in some way that will be agreeable to all parties concerned. This action came as a surprise. After the matter was argued it was deferred for final action until tomorrow morning at 9 o'clock.

Constable John Catlin returned this morning from Halsey where he had been to visit relatives.