

# WOULD TAKE TWO THIRDS OF VOTE

Opinion Received This Morning by County Superintendent Jackson.

## SAID THIS IS OPPOSITE TO OTHER STATEMENT

All Arrangements Have Been Practically Completed for Exchange of Properties.

That the school board of district No. 5 has not authority to exchange the Central school property of one block for two blocks of the present Albany College campus, unless a two-thirds majority of the voters of the district give their approval of such transaction through an election, was stated in an opinion from Attorney General A. M. Crawford, received this morning by County Superintendent W. L. Jackson.

That, it is claimed by the school directors, is in direct opposition to the opinion handed down to the school board some time ago by the attorney general. Meantime the directors have practically made all arrangements for the transfer of the property. An election was held December 1, to ascertain the will of the people, regardless of the attorney general's previous opinion, that the school board had authority to close the deal, which resulted in a majority of 50, the vote being 280 to 230.

The matter has been given no little attention here, as the exchange of the school property for the college property means that the city will acquire the school site for a city hall site and that the school board will get possession of the college property on which to erect a new school building. It is also the plan to utilize a portion of the school block for park and eventually combine it with the court house block.

The letter containing the opinion received this morning by Mr. Jackson is as follows:

"You have asked my opinion as to whether a majority vote is sufficient to authorize a school district to sell the old school building and select a new site. Will advise you in reply thereto that in my opinion a two-thirds majority is required. Section 112, School Laws of 1913, reads in part as follows:

"Whenever in the judgment of the board it is desirable or necessary to the welfare of the schools of the district, or to provide for the children therein proper school privileges, a meeting shall be called to vote upon the question of the selection, purchase, exchange, removal or sale of a school house."

"If the majority of voters present at such meeting shall by vote select a school house site, or shall be in favor of the purchase, exchange or sale of the school house, as the case may be, the board shall locate, purchase, exchange or sell such site, or erect, remove or sell such school house, as the case may be, providing that it shall require a vote of two-thirds of the voters present and voting at such meeting to order the removal of the school house, and such school house so removed cannot again be removed within three years from the date of such meeting."

"This office has previously held that the school board of a first class district, providing there is money in the treasury for that purpose, may erect a school house without submitting the question to a vote of the district. This however, is pursuant to authority expressly given by statute. It is not within any similar statute conferring authority upon boards in first class districts, to select a school site independent of action by the voters of the district."

"Therefore it is my opinion, that this section 112, a part of which is above quoted, applies to first class districts."

"We have previously held that the voters of the school district may, by a majority vote, select a site, if the district has no school site prior to such vote, but if a site has already been selected, such site can only be exchanged or new site selected by two-thirds majority. This opinion is found in my report of the attorney general for 1913, page 340."

"Therefore the present case being one in which the school district desires to sell the old school house, and to select a new site, a two-thirds majority would be necessary to legalize such action."

"The following is the attorney general's opinion handed down some time prior to December 1:

"In regard to whether District No. 5 of Lyon county has authority to sell its school house site and purchase another or take another in payment therefor and also to rent the old site and home for two years would say that I call your attention to Chapter 172, Laws of 1913, which repeal the old law relative to the changing of school sites but practically reenacting the same in subdivision 14 of section 1, wherein it is provided that it shall require a vote of two-thirds of the voters present and voting to order the removal of the school house, as follows: 'Whenever in the judgment of the board it is desirable or necessary to the welfare of the schools of the district, or to provide for the children therein proper school privileges, a meeting shall be called to vote upon the question of the selection, purchase, exchange, removal or sale of a school house, as the case may be, the board shall locate, purchase, exchange or sell such site, or erect, remove or sell such school house, as the case may be, providing that it shall require a vote of two-thirds of the voters present and voting at such meeting to order the removal of the school house, and such school house so removed cannot again be removed within three years from the date of such meeting.'"

"After quoting passages of the law the attorney general finished his letter with the following: 'It seems to be the intention to clothe districts of the first class with the authority

## MRS. M. J. CAMERON HAS PASSED TO LAST REWARD

Esteemed Matron of Albany Died This Afternoon at St. Marys Hospital.

Mrs. Addie Garman Cameron, wife of Congressman M. J. Cameron, died at 2:55 o'clock this afternoon at St. Marys hospital, after an illness of three weeks, at the age of 56 years. Two weeks ago she was operated on for stomach trouble. Born on February, in Indiana county Pa., Mr. Cameron spent her early girlhood there, later becoming married to M. J. Cameron. Six children were born to them, three of whom survive their mother. The family moved to Oregon, locating in Portland in 1890. Two years later they came to Albany and have since made their home here. The deceased was a faithful member of the Methodist church and much of her life was given up to doing kind things for others.

Addie Garman Cameron is survived by her husband, and daughters, Mrs. Bessie Cameron Simpson, of Eugene, and Miss Pearl Cameron and son Clarence Cameron, both of Albany, all of whom were at her bedside when she died. J. E. Simpson, of Eugene, a son-in-law, was also present. The funeral will be held Monday afternoon at 2 o'clock at the Methodist church. The services will be conducted by Rev. D. H. Leech and interment will take place in the city cemetery. The body will lie in state at the church for a half an hour before the service in order that the friends may view the remains.

## CHRISTIAN ENDEAVOR SOCIETY INSTALLS OFFICERS

First Annual Banquet Was Held Last Night; Splendid Program Given.

Meeting last night, the members of the Y. P. S. C. E., of the First Presbyterian church, enjoyed the first annual banquet and installed officers, elected at a previous meeting, for the ensuing year. A splendid program consisting of toasts and musical numbers was given.

The officers installed are: Homer A. Dowd, president; Miss Laura Warrington, vice president; Miss Margaret Jacks, recording secretary; Mrs. Homer Dowd, corresponding secretary, and Miss Rachel Pears, treasurer. The committee chairman are: Roy E. Dowd, lookout; Mrs. Homer Dowd, prayer meeting; Miss Margaret McDonald, social; Mrs. Roy Dowd, music; Prof. Hans Flo, finance, and Miss Julia Crowell, flower.

Homer Dowd acted as toastmaster during the banquet and those who responded to toasts were, Miss Margaret Jacks, Prof. Hans Flo, Mrs. Roy Dowd, Roy Dowd, Miss Margaret McDonald, Delos Foster, Miss Julia Crowell, Miss Rachel Pears, Mrs. Homer Dowd and Rev. F. H. Gesebracht. Roy Cleaver and Roy Dowd sang solos during the program. Miss Naomi Bodine rendered a piano solo.

## PERSONAL MENTION.

E. C. Brown of Eugene, transacted business here this morning.

J. J. Farrell, of Seaside, was in the city this morning attending business matters.

H. B. Chess, an attorney of Lebanon, transacted legal business here this afternoon.

J. W. Elber, of Sunnyside, was in the city yesterday afternoon transacting business.

C. P. Hall, of Phoenix, Ariz., is a visitor in the city. He is at the hotel Hamilton.

W. M. Bolton, of Dallas, Texas, was in the city this morning. He is at the hotel Hamilton.

Lee Wade, a well known resident of Toledo, was in the city yesterday afternoon, enroute to his home from Portland.

S. R. Allen and wife of Eugene, visited Albany friends yesterday, returning home this morning.

Mrs. C. A. Stuart, of Newport, was a visitor in the city yesterday afternoon, returning to her home this morning.

E. C. Roberts, of near Lebanon, stopped over night in Albany and left this morning for his home.

George G. Page, of Salem, was in the city this afternoon attending business.

Mr. and Mrs. Frank Haberman of Monks were in the city today, stopping and expect to return tonight on the motor.

Miss Margaret Ryan of Mt. Pleasant was in the city today, coming down this morning on the motor. She will return this evening.

Martin Kyle, formerly of this city, arrived here yesterday from Tillamook on a short visit.

through their school boards of directors to buy and sell sites without the vote of the voters to authorize the same. Therefore I am of the opinion that the board of said school district has authority to enter into the contract mentioned."

## PREMIUM LIST FOR POULTRY ISSUED

Splendid Array of Prizes to Be Offered at Big Show January 6-9.

## ELABORATE PLANS NOW BEING LAID FOR EVENT

There Will Virtually Be Three Shows Under One Roof; O. A. C. Display.

"A winning at the Albany show puts you in the A class."

Containing the above quotation, a list of a splendid array of premiums to be given, rules and regulations governing the event, the premium list for the big poultry show to be given in Albany January 6 to 9, was issued this morning by the Central Willamette Poultry Association, in conjunction with the American Poultry Association branch show and the O. A. C. egg, food and poultry show.

The show has attracted considerable attention throughout this section and from present indications will be the largest event of its kind ever given here. Elaborate plans are under way to attain this result and it is believed that the show will be more patronized by the breeder and patrons than any previous affair.

There will virtually be three shows under one roof. The Oregon branch of the American Association, as has been previously announced, will hold its annual show here in conjunction with the local association and the splendid egg, food and poultry display of the agricultural college has been secured also.

Aside from the premiums offered by the other shows, the American Poultry Association offers one grand prize "silver medal" for the best cockerel in the American, Asiatic, Mediterranean, English, Polish, Hamburg, French, Game and Oriental classes, and one grand prize "silver medal" for the best bird in the bantam class. It also offers a beautiful "diploma" for the best male bird under one year old in all standard varieties.

Competition open to members of the A. P. A.

Central Willamette Poultry Association officers are: President, Ed. School; vice presidents, Gene Simpson, Roy Warfield, Mrs. J. S. Northrop, J. E. Isom, Claude Bray, Theo. Goldard; secretary, Walt Worrell; Executive board, R. W. Hutchins, A. A. Hulbert, C. F. Dannels, J. F. Isom, A. S. Hart, Judd Ross, A. B. Hinz, C. B. Winn, Robt. Torbet. Superintendent, Ed. School; judge, Frank W. Breed, Walla Walla, Wash.

Exhibitors are requested to secure copies of the pamphlet upon application to the secretary of the association and to study rules carefully as they will be rigidly enforced, and ignorance of them may be fatal to competition.

Walker in Print.—In the current issue of the Pacific Homestead, appears a short biographical sketch of the life of Cyrus Hamilton Walker, Albany's famous game organizer and first white child born west of the Rockies.

Baseball Party Last Night.—Representing the Giants and the Athletics in a unique party given last night at the Methodist church, which was called a baseball party, two different sides composed of nine people and the remainder acting as rooters for the respective sides, had a jolly time. The game was played with the use of bean bags in place of a ball and a suspended sheet shaped as diamond was used as the field. The Athletics won the first game and then the rooters decided they wanted to play and the Giants won.

News on This Page is From Daily Issue of SATURDAY, DEC. 13, 1913

## Uncalled for Letters.

Letters uncalled for and advertised Dec. 12, 1913: Wiley B. Allen Co., John De Du, Henry Menzer, J. A. Miller, G. E. Martin, Fred Rae, J. E. Randall, E. E. Wren, Mrs. Effie Walthe, Dan Whitmore, Fred West, Mrs. Sara C. Webb. J. S. VAN WINKLE, P. M.

HAVE YOU SOME MONEY to invest in high grade farm mortgages? We have for sale, real estate loans of \$1500.00, \$2000.00, \$3000.00, \$5000.00, \$8000.00, \$10000.00, \$15000.00, \$20000.00, \$25000.00, \$30000.00, \$40000.00, \$50000.00, \$60000.00, \$75000.00, \$100000.00, each secured by mortgage on property worth from two to six times the amount of the loan. The Oregon Title and Trust Co., Albany, Oregon. dly 11-12-13 wk 16-19

FOR SALE—Good laying strain of white leghorn cockerels at \$1 each. George A. McCort, R. 1, Harrisburg, Oreg. wk Dec 9-12-16-19

W. R. Shinn, M. D., diseases of eye and ear a specialty. Eyes tested and spectacles guaranteed a perfect fit. Any style of lens or frame. Office over Cosick bank. wk 891f

## GALLOWAY RENDERS ADVERSE DECISION—FAVORS WETS

Permanent Injunction Against Officials Restraining Enforcement of Prohibition.

(By United Press Association) Salem, Dec. 13.—Circuit Judge Galloway in three decisions today held the petitions calling a local option election in Salem November 4, void and that the "dry" amendment voted to the Salem city charter December 1 is illegal. In another decision he held that the recent city election favoring the "drys" of Stayton void. In each case he granted a permanent injunction against both the county and city officials restraining them from enforcing prohibition. Notice of appeal to the supreme court was given in each case.

## CITY NEWS

Two Marriages Issued.—Late yesterday afternoon and this morning two marriage licenses were issued as follows: Melville Duke, age 34, of Salem and Susannah Grigsby, age over 18, of Albany, and William Erb, age 21, and Lena Reaser, age 19, both of Albany.

Party Go to Corvallis.—A party consisting of Mesdames J. C. Hammel, L. F. Fish, Wm. Pfeiffer, A. C. Schmitt, Adna Smith Flo, Geo. Simpson, John Simpson, Cecil Cathey and Miss Blanche Hammel left this afternoon to attend a progressive luncheon given in Corvallis by Mesdames Yates, Prof. Berchtold, Prof. Cordley and Mrs. President Kerr.

Assumed Business Name.—Certificate of assumed business name was filed this morning by C. W. Barker and L. A. Cather, as proprietors of the Lebanon Box and Cabinet Factory of Lebanon.

Application to Register Title.—E. P. Cunningham this morning filed application to register title to 20 acres of land. There is a mortgage against the property in favor of W. E. Hielman. Otherwise it is declared to be free from incumbrances.

Notarial Commission Filed.—Yesterday afternoon E. T. Shunterman recorded his notarial commission with County Clerk Marks.

Arrested by Game Warden.—H. Baum of Thomas was arrested by Deputy Game Warden Metzgar for trapping without a license was arranged before Justice of the Peace Swan today and entered a plea of guilty.

Richardson Re-elected.—That Wilson Richardson was unanimously elected road supervisor of district No. 16 on November 29, was the statement made this morning by Mr. Holt a resident of the district, who is in the city attending business. Mr. Holt said that Mr. Richardson was the only candidate nominated for the office.

Weather Fair.—The range of temperature for 24 hours ending at 8 o'clock this morning was 37 to 45 degrees. The rainfall for the same period was .05 inches. The river is 3 feet. The weather report says cloudy tonight and Sunday with probable rain.

One on Fred.—Fred Dawson had one put over on him yesterday by a charming young country woman. Fred has been advertising in the Democrat on one vent stationery sale. The lady in question walked into Fred's store, picked out five boxes of linen stationery of an extra fine quality and laid down five cents. Fred had a hard time squaring himself with the lady.

## ALBANY HIGH WON TRIANGULAR DEBATE

Negative Team Given Unanimous Verdict Here Over Lebanon Last Night.

## AFFIRMATIVE TEAM WON OVER CORVALLIS THERE

Lebanon Wins from Corvallis; Heart City Loses Out on Income Tax Question.

In the triangular debate which was held last night in Lebanon, Corvallis and Albany between the high school teams of those places, Corvallis lost out entirely, Albany won both debates and Lebanon won half and half. The question was "Resolved that the income tax is a desirable feature of a state system of taxation for Oregon."

Each school had two teams composed of two members, designated as affirmative and negative. These were the first debates for the Oregon high school championship for this section this year.

The local debate was between Albany and Lebanon, the latter taking the affirmative side of the question and the former the negative. It was held in the high school auditorium and was largely attended. During the evening a splendid program independent of the debate was given by the high school musical and oratorical talent.

Albany won over its opponent by a unanimous verdict. The judges were Prof. Reed and Mrs. Henrietta Calvin of the O. A. C.

Albany's affirmative team also won over Corvallis there. This team was represented by Miss Ruby Moench and Archer Leech. The negative team was represented by Miles McKay and Miss Margaret Gibson.

## LECTURE AT U. P. CHURCH WAS GREAT SUCCESS

Mr. Editor.—Seldom is Albany favored with such an intellectual treat as it enjoyed last night at the United Presbyterian church, in an illustrated lecture on Alaska by a former Linn county boy who has spent years in the great Northern possessions of the United States.

C. L. Andrews, addressed by old settlers as Clarence, who was reared near Plainview, in this county, has spent many years in Alaska where he had ample time to penetrate the depths of nature's mysteries in the frozen mountain gorges as well as in the luxuriant valleys of that wonderful country.

The lecture to be given in Albany had not been well advertised and the many other attractions of local importance incident to the approaching holidays detracted many from real to transitory attractions. Yet an estimated audience of four hundred promptly responded to the hour of 8, the time set for the beginning of the lecture.

For over an hour the audience, appreciative to the highest degree of attention, traveled under the guidance of this master of description through that marvelous country. The illustrations were taken by himself and every picture was sharp and perfectly developed. The speaker attempts no oratory but is unhesitating in speech with a ready vocabulary that adds at-

## W. G. BALLACK WINS GUN CLUB SHOOT YESTERDAY

Has Won Four Out of Five Shoots; Killed 95 Out of 100 Targets.

A goodly number of members and visitors gathered at the traps of the Albany Gun club yesterday afternoon to participate in the monthly badge shoot and a good time is reported.

The contest for the club badge was a spirited one as usual and resulted in a tie between Frank Haskleman and W. G. Ballack with 22 "breaks" each in 25, but in the shoot-off following Ballack was lucky enough to win out against one of the best and steadiest shots in the club.

This makes four wins for Mr. Ballack in the last five times he has contested for the badge; the other three wins being with 24 breaks out of 25 each time, which with yesterday's score makes 94 "deads" out of 100 targets thrown in these four contests. This is considered fair shooting as under the rules no practice is allowed immediately before badge scores are shot.

traction to the entertainment.

His followers traveled with him on foot or dog sled through almost impenetrable forests, much of which has been put into reserves by our government to hold the immense spruce trees from deprivations by latter day timber sharks. The traveler was astonished to learn of the industry in gathering cones from the forests for transplanting to keep up the rapidly disappearing forests that are being denuded by the axman. Many of the hearers became dizzy when climbing the ragged icebergs for three hundred feet where a mere slip of the foot would have precipitated them to fathomless depths below and to certain death. The icebergs that were cast off every summer under the dissolving rays of the sun were seen floating down the currents of rivers or being tossed on lakes endangering crafts that ply on the waters in quest of vast wealth that comes from fishing industry. The income of this country alone from fish brought from Alaska is enormous and the quality of the catch is only equaled by the quantity.

Some of the largest coal fields in the world were visited but the strange thing is that the residents of the adjoining territory were not permitted to dig a ton of coal for home consumption. The law of neglect is rampant there to an extent of compelling our American citizens there to send to foreign countries and pay exorbitant prices for fuel when better is laying within a short distance from their doors.

Long tunnels and deep shafts where gold, silver and copper are extracted in millions of value were penetrated to distances and depths where weird ghost stories that had been read in childhood days or told by supposed witches at the evening firesides in days gone by kept the followers of the lecturer wondering when welcome daylight would be reached again, and the steady taper left at the mouth of the caverns for succeeding mystery seekers.

While in the mountains where soft walls of ice are three hundred feet high and snow too deep to estimate precious metals in fabulous amounts are deposited, the low lands are very fertile and produce many kinds of berries, and grains. Wheat is not the best quality, but still it grows, and oats, barley, and other cereals grow in great abundance. Vexatious are more prevalent there than here because of evaporation of the moisture in the earth by the rays of the warm sun.

Time and space will not admit of reference to the interesting cities of Alaska.

J. L. H.

Civic Club to Meet.—Monday afternoon at 2:30 o'clock at the Commercial club, the Ladies Civic Improvement club will convene a meeting. A full attendance is desired and important business is to be discussed.

# Practical Gifts

## At Prices You Can Afford to Pay

<b>Ladies Hand Bags</b> in New Styles, 50c to \$5.00	<b>Fancy Ribbons</b> in two lots. Special at 17c and 25c yd
<b>Silk Scarfs</b> in all shades, plain and fringed 85c to \$2.50	<b>Children's Sweaters</b> all sizes, \$1.25 to \$2.50 ea
<b>Fancy Aprons</b> embroidered and lace trimmed 25c to 65c	<b>Infant's and Childrens Mittens and Gloves</b> 15c to 25c pair
<b>Ladies Umbrellas, in a great assortment, priced 95c to \$5.00 ea</b>	<b>Real values in Table Linens, Bed Spreads, Linen Towels, Silks Dress Goods, etc.</b>

Agents for Standard Patterns

# FLOOD'S STORE

334 WEST FIRST STREET

Agents for Kabo Reducing Corsets