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ALBANY, LINN COUNTY, OREGON, TUESDAY, JANUARY 27, 1914

No. 52

FILINGS ON LAND ARE REJECTED

South Santiam Homesteaders Are Preparing to Appeal the Cases.

HAVE THIRTY DAYS TIME IN WHICH TO DO SO

Ruling of Land Office Effects 70 Settlers Who "Camped" in Building.

Foster, Or., Jan. 22.—(Special to Democrat).—Notices of rejection have just been received by the 70 homesteaders in Township 12 south, range 4 east, in the register and receiver of the Portland land office. The applications were made upon the publication of the notice that their township would be open for "application" for filing on December 22, when the settlers "camped" at the land office in Portland in order to file.

The Portland land office officials received the "applications for filing" together with the \$15 customary filing fee.

30 Days to Appeal.

The South Santiam settlers have 30 days in which to appeal their case to the general land commissioner in Washington, D. C., and an appeal will be made. The "12-4" homesteaders are appealing their case upon the merits of their rights to the lands, and it is their intention to fight the Northern Pacific company, which claims title to the township "12-4." The Northern Pacific placed lien scrip on the township in 1899, having relinquished lands in the Rainier National Park district in Washington to the government.

Began Settling in 1911.

In November, 1911, the settlers began to squat on their claims, and in 60 days nearly every quarter section in the whole township was occupied by settlers. It was upon a decision handed down by Secretary of the Interior Fisher, in the "Hyde case" in California, which gave some settlers on Northern Pacific lien scrip lands their claims, which influenced the "12-4" settlers to take up their lands. In their two years of homesteading, every settler on the disputed lands has made substantial improvements. Nearly all of the homesteaders have cleared some of their land and large gardens are cultivated.

ALBANY BAND WAS RE-ORGANIZED LAST NIGHT

With a promising outlook the Albany band was re-organized last night, composed of high class musicians. Frank Snyder was elected president of the organization; Niel Bain, secretary; treasurer; Bert Stevens, manager and Frank Wood and Edwin Fortmiller were elected as members of the band, which will include them and the officers. J. F. Lee will be the leader.

The band will be composed of from 15 to 20 pieces. It will practice once a week and will be open to engagements to any function, where its services are desired.

SMALL BOY SKIPS FROM HOME; RETURNED BY OFFICER

Bareheaded and his little shirt and overalls soaking wet, Clyde, the 3 years old son of Mr. and Mrs. Ambers, 620 East Sixth street, was picked up this afternoon in front of the First National Bank by Officer King and returned to his home. A spirit of the wanderlust is believed to have caused the little fellow to run away from home.

"Oh, I was just strolling around," said the boy when picked up by the officer. He had been caught high and low by his mother. As soon as Officer King learned the little fellow's name, he called Mrs. Ambers and at her request took the boy home.

Marriage License Issued.

A marriage license was this morning issued to Ernest R. Feller, age 22, of Aurora, and Gertrude J. Donahue, age 21, of Scio.

Portland Man Here.

Tom Munkers, of Portland, was in the city yesterday transacting business and visiting relatives here. Mr. Munkers was formerly a resident of Scio.

News on This Page is from Daily Issue of THURSDAY, JANUARY 22

ANOTHER POSTOFFICE HAS BEEN ADDED TO LINN CO.

Fish Lake Noted Resort in Mountains Will Have Mail Quarters Opened.

Linn county has a new postoffice, one having been established at Fish Lake. This office is situated on the old Willamette Valley and Cascade Mountain wagon road, 77 miles east of Albany, and only three miles from the summit of the Cascade mountains. In the winter months this office will handle but little mail, but in the summer it will serve the men in the government forest service over a wide expanse of territory, and also will afford mail facilities to summer tourists.

NARROWLY ESCAPED DEATH IN FALL FROM TRAIN

Fred Thompson, Beating His Way North, Was Seriously Cut on Head.

Narrowly escaping death under the wheels of a freight train last night about 7 o'clock near Millersburg, Fred Thompson, hailing from Pennsylvania and out of employment, with blood streaming over his face and terribly cut about the head and bruised about the body, struggled into Albany last night about 10 o'clock after walking seven miles and received medical attention as a victim of a fall from the train. Thompson, riding on the platform of an oil car on a northbound freight, slipped and fell while the train was going at the rate of about 25 miles an hour.

Upon his arrival in town, Thompson, in a dazed condition, found Officer A. Marshall and was taken to the Pullman restaurant, where his head was washed. Dr. Russell Wallace was called and the examination developed that aside from bruises on his body, the man was seriously cut in three places on the head. Each cut was a deep gash an inch in length. One was behind the ear and the others on the back of the head. Particles of gravel and grit were removed from the wounds.

After his head was bandaged, Thompson was given the price of a room and spent the night in a local rooming house. This morning he called upon Judge McKnight for assistance and the judge dug down in his pocket for the price of dinner and told the man to call upon him this afternoon.

Thompson said he had been in California and was beating his way north in search of work. He said it was his intention to return to his home in Pennsylvania. Thompson said he came within an ace of falling between the rails but was fortunately knocked to one side with terrific force and that he rolled several feet. This morning he complained of his back hurting him.

CITY NEWS

Senator Miller Here.

Ex-Senator Miller of Linn county but now collector of internal revenue at Portland was shaking hands with old friends in this city today. He declined to discuss the rumor that he may enter the race for governor.

Little Child Operated On.

Frances Margaret, the 3 months old daughter of Mr. and Mrs. J. A. W. Gardiner, underwent an operation this morning at the hospital for throat trouble. Dr. Davis and Kavanaugh performed the operation and this afternoon it was pronounced very successful. The child has been removed to its home.

Civic Improvement Club Tea.

The art exhibit and tea which will be given by the ladies of the Civic Improvement club Friday afternoon at the home of Mrs. Fred Dawson will be well attended. A general invitation is extended to everyone.

Ducks Came High.

Secretary Walter M. Parker of the Cloverseed Duck club made his annual report to the members at a meeting held last night. Included in the report was an estimate of the cost of the ducks killed during the past season. According to figures submitted each duck cost the club \$1.45.

Albany Man Speaks at Eugene.

Carleton E. Sox, the attorney, left this noon for Eugene and tonight will address the University of Oregon Y. M. C. A. members on the subject of "The College Man's Debts."

Runaway this noon.

A team attached to one of the delivery wagons took a lively run down 4th street shortly after 12 o'clock today. The team was stopped near Calapooia street.

Scio Man Here on Business.

C. L. Donahue, a prominent business man of Scio, was in the city this morning on business. He called at the Democrat office and renewed his subscription.

PRESIDENTS BILL GOES TO HOUSE COMMITTEE

Trust Program Promises to Go Through Congress Without Much Trouble.

(By United Press Association) Washington, Jan. 22.—The house judiciary committee buckled down to real work on the administration trust program today. Three tentative bills have been drawn by Chairman Clayton, Representatives Floyd and Carlin and laid before the full committee. The formal introduction of the bills is planned for this afternoon or tomorrow. Hearings will begin next week before both the judiciary and interstate commerce committees. Quelling jealous rivalry between the senate and house leaders over the introduction of the administration bills, was the problem faced by the president. Chairman Adamson of the Interstate Commerce committee and Clayton of the Judiciary committee, have reached a temporary truce after the president had appealed to both to bury their differences in handling the measures. Clayton is said to have protested to the president against having Adamson's committee take part in the work.

Mexican Battle Expected.

Mexico City, Jan. 22.—A battle is hourly expected at Torreón which is now being besieged by the rebels.

General Orozco is reported approaching with a thousand troops to assist the federal defense. The latest reports at Torreón said the federals are holding out well, and were in a position to defend themselves against a prolonged attack.

THREE SOCIAL HYGIENE MEETINGS TO BE HELD

Are Intended for Citizens and Particularly for Mothers and Fathers.

Tomorrow evening, at 7:30, there will be held in this city three simultaneous meetings under the auspices of the Oregon Social Hygiene Society. The meetings are intended for the citizens of Albany and particularly for the parents. They are usually referred to as Parents' meetings. One meeting will be in East Albany, one in Central Albany and one in West Albany. Local physicians will address the parents and those present on matters of social hygiene that parents should know, and also on matters that they should impart to their children. This is an age of complex social life, and many young people are lead astray and go to ruin simply because of ignorance, and because they have not received proper warning against the pitfalls in everyday life.

The meeting in East Albany will be held in the Grace Presbyterian church, and will be addressed by Dr. M. H. Ellis. The meeting in Central Albany will be held in the Central school building, and will be addressed by Dr. W. H. Davis. The meeting in West Albany will be held in the Mennonite church, and will be addressed by Dr. J. H. Knauff. There is no admission charged, and the purpose of these meetings is purely altruistic.

The Oregon Social Hygiene Society is a movement that is state wide, and is being supported by an appropriation made by the last state legislature, and the leading business and professional men of Portland are behind it. This movement is not only state wide but is national wide. Oregon is, to a certain extent, setting the pace. There was a time when parents considered it proper to keep their children in ignorance regarding matters of sex education. The leading educators are convinced now that the young people should be informed in the proper way in matters pertaining to their social relations. There will be no sensational statements made, or any effort to create curiosity. The instruction given by the local physicians will be in the nature of some valuable information regarding the care of the body and the mind. It is hoped and urged that the people of Albany will patronize these meetings liberally. The parents owe it to their children and to the coming generation.

(Continued)—Dr. W. H. Davis, Dr. C. V. Little, C. C. Bryant, C. E. Sox, J. L. Tomlinson, Alfred C. Schmitt, E. B. Williamson, local committee.

J. J. LANGMACK FILED ANSWER TO TURNER COMPLAINT

Filing an answer this morning J. J. Langmack, one of the defendants in the case brought last week by L. H. Turner, to recover on a mortgage, prays for judgment of \$1390 on a promissory note executed December 8, 1911, by Alberta Frock and Henry Frock, her husband. The other defendants are G. W. Laffer, Flora A. Goss, Walter A. Goss and Rebecca Goss, his wife, Albert S. Goss, and Minnie H. Goss, his wife and Herbert A. Never.

The case grew out of the exchange of property on which Turner had a

FUNDLESS HARDMAN WAS ARRESTED IN EAST ALBANY

Taken to Lebanon to Answer Charge of Obtaining Money Falsely.

Through a coincidence and after a lively chase through the Eastern limits of the city, Officers Griff King and Ali Marshall yesterday afternoon about 4 o'clock captured W. H. Hardman, wanted for passing a check, for which he had no funds. It developed that Hardman was wanted on another charge at Lebanon. He was brought downtown and turned over to Sheriff Bodine, who delivered the prisoner to Constable Ritter, of Lebanon, who took Hardman to that city last night to answer a charge of obtaining money falsely.

After officers had searched for him all day, Hardman strolled into the store of Scott and Conn, on Main street, shortly before 4 o'clock and wanted to get a check cashed. He was turned down. Going to the Alexander 20-cent store down the street, he requested to have the check cashed, was also refused. Charles Alexander happened to be in the store at the time, and recognizing the man notified the police. Officers Marshall and King hurried to the scene and succeeded in making the arrest after a lively chase as far as Hackleman's grove.

The charge on which Hardman was wanted here was passing a check to L. J. Landrum, of the St. Charles hotel, in payment for a meal ticket, and receiving several dollars in change. It developed that he had no funds in the Lebanon National bank on which the check was drawn.

BRITISH SUBMARINE WILL BE RAISED TODAY

Will Be Placed in Dry Dock Before Fate of Men Will Be Known Definitely.

(By United Press Association) Plymouth, Jan. 22.—While not even the most sanguine, of the relatives have the slightest hope that any of the eleven who were buried at sea in the submarine are alive, their fate will not be officially known until the A. 7 is placed in drydock. The admiralty gave orders that when the work of raising is begun at dawn by an especially equipped salvage lighter, that no attempt to open the boat be made until safe at the naval drydock. It is estimated that it will take all day or perhaps longer to raise the submarine.

HENRY J. RUITER PASSED AWAY YESTERDAY AFTERNOON

Henry J. Ruitter passed away at his residence on South Calapooia street yesterday at 2:15 p. m. after a lingering illness, caused by stomach trouble.

Born in Germany, August 1, 1847, at twelve years of age he came with his parents to America. His first home was in Illinois, from which state he moved to Iowa, residing in that state for nine years. He was united in marriage to Adelaide Platzig, May 6, 1871 at Hampton, Iowa. A few years after the marriage they moved to South Dakota where for 24 years they resided before coming to Oregon about twelve years ago. For more than 35 years the deceased has been a member of the Christian church. Besides his wife, Mrs. Adelaide Ruitter, the deceased is survived by J. J. Ruitter, of Geddes, So. Dak.; B. Ruitter, of Vancouver, Wash., and four sons and eight daughters. There were fourteen children in all born to Mr. and Mrs. Ruitter of which number one son and one daughter preceded their father across the dark river.

The sons and daughters remaining are Richard Ruitter, and Mrs. Marshall Watwood, Sacramento, Calif.; George Ruitter, Roseburg, Or.; Mrs. W. L. Jones, Lake Andes, So. Dak.; Mrs. J. H. Woodford, Alpena, West Va.; Mrs. W. F. Carter, Halsey, Or.; John H. Ruitter, Willie Ruitter, Mrs. E. A. Baldwin, Mrs. R. G. Crawford, Mrs. P. S. Frelsken, and Miss Adelaide Ruitter all of Albany.

The funeral services will take place at the First Christian church tomorrow at 2 p. m. Rev. F. W. Emerson will officiate and the pall bearers will be W. A. Eastburn, R. O. Bushong, W. C. Dowlin, J. E. Watson, J. C. Holbrook, and R. L. Burnett. Interment will be in the City cemetery.

Has Position With Real Estate Co.

Miss AENESE Munkers has accepted a position as stenographer with the Telfault Real Estate Co. She assumed charge of her duties yesterday. Miss Munkers was engaged until several days ago as special stenographer in County Clerk Marks' office, during a busy period.

mortgage. Langmack claims that his mortgage is a second lien to the plaintiffs. The Frocks sold the property in question to the other defendants on April 15, 1913.

BODY OF FRITZ BINDING NOT FOUND AS RUMORED

Mystery of Disappearance Is Becoming Deeper--All Hope Given Up.

Rumor had it this morning that the body of Fritz Binding had been found in the river below Albany, having been washed up by the steamer, but inquiry of the relatives of the missing man and of Coroner Fortmiller, failed to substantiate the fact.

REMOVED DOG FROM POUND RATHER THAN PAY FOR PUPS

Unknown Owner of a Bull Dog Might Have Been Charged \$40 Instead of \$5.

Evidently fearing that he would have to pay at least \$40 to redeem his property from the dog pound, the unknown owner of a female bull dog, last night about 8 o'clock, with the use of heavy pliers snipped the staple of the pound door and hurried away with the dog. It developed that the dog was expected to have puppies and to redeem the old dog and seven of her offspring would have meant \$3 apiece.

Yesterday afternoon about 2 o'clock, Poundmaster Endicott captured the dog, entrapping about the streets. Last night about 8 o'clock three unknown men approached Night Officers Marshall and Rodgers and asked them where the pound was. Not considering it any of their business, the officers ignored the request. Fearing that the men intended breaking in or that they desired to redeem the dog, the officers hunted telephones and called the poundmaster and Councilman Blount. In less than fifteen minutes after seeing the three men the officers went to the pound in the rear of Engine house No. 1, on Second street, and found that it had been broken into.

Although taken seriously by the authorities, the incident caused no little merriment, when Officer Marshall reminded Poundmaster Endicott that the latter had asked the officer earlier in the day to keep an eye on the pound, believing that the dog would give birth to seven pups in less than the two days.

Removals From East.

W. H. Hedrick, who was taken sick while visiting relatives there, Mrs. Hedrick went to Iowa several weeks ago and will remain for sometime. She is reported as much improved.

George M. Clark of Lacombe,

returned to Albany this noon after a business trip to Harrisburg.

CITY NEWS

Daughter of Marshfield Mayor Visits Here.

Miss Ruth Allen, of Marshfield, arrived in the city this noon from Lebanon where she has been the guest of friends and will visit here with Mrs. John Dumand, her grandmother. Miss Allen is the daughter of Mayor Allen, of Marshfield, who was formerly of Albany.

Go to Eugene on Business.

Leaving this noon, Albert Kullander, of Independence, formerly of Albany and C. O. Anderson, the Albany jeweler, went to Eugene on business.

Newport Trains Overdue.

Owing to a slight washout at Nashville, the Newport train was overdue this noon, not arriving until 2 o'clock. This train left immediately on the return trip after discharging passengers and express here.

Singer Arrives.

Charles Clark, the great baritone singer, who is to appear in ecital at the First Presbyterian church tonight, under the auspices of the Albany College, arrived this noon and is at the Hammel. The entertainment will commence at 8:15 o'clock.

Albany Women to Organize.

Albany will have the third chapter of the Daughters of the American Revolution in this state. At a meeting held last Saturday evening with Mrs. Levi E. Tracy, who has taken the initiative in forming a chapter here, arrangements were completed to apply for a charter for the local chapter. As soon as this is received the chapter will effect permanent organization.

Students to Enter Contest.

The children of the Albany school will enter the hygienic essay contest. The grade, as well as the high school students, will enter, the lower grades being upon a wide range of hygienic subjects. The higher grades will write upon the physical effects of stimulants and narcotics. Prizes are offered for the best essays.

GUNMEN WAGE WAR ON POLICE

Lawbreakers Take Refuge in Tenement House Where They Were Cornered by Officers.

FOUR ARRESTS MADE; OTHERS MADE ESCAPE

Two Alleged "Squealers" Beaten by Gang Before Arrival of the Police.

(By United Press Association) New York, Jan. 22.—While police detectives scoured the dens of the East Side for "Gyp the Blood," who is sought for the murder of Thomas Murphy, alleged "Squealer" in "The Tub of Blood" saloon, six gunmen fought another skirmish in the war of extermination between the police and gangsters of whom "Dopy Benny" Fein is the chief.

Shifting operations from the East Side, the gunmen attacked the Brooklyn saloon of Felix Scharoff, and beat him into unconsciousness before the eyes of his little daughter, looted the cash register and fled. They ran a block to the saloon of Edward McDonald, knocked him down and beat him when he refused admittance. They were breaking in the door when the sound of running feet warned them that the police were approaching. In a Tallman street tenement the band were cornered by a cordon of police with drawn revolvers, who were thrown about the building. Four gunmen were captured after several shots were fired. The other two fled over the roof tops and escaped.

George T. Pierce, of the Rural Oregonian, left this noon for McMinnville to visit his parents, County Judge and Mrs. Pearce.

The basketball game which was played last night between the All Stars and the Comets, two juvenile teams of the city, was won by the All Stars in a score of 16 to 9.

Hoimer Speer, a Tangent merchant, formerly of Albany, returned home this afternoon after attending business here.

F. A. Dryden, of the Remington, V. M. Co. company, of Portland, transacted business here this morning.

Charles Childs, of Brownsville, who attended business matters here yesterday went to Portland today to transact business.

SORENSEN'S WIFE WANTS DIVORCE FOR DESERTION

On the grounds of desertion without provocation, Mrs. E. M. Sorenson has filed suit in the circuit court against S. C. Sorenson for divorce.

The couple were married at Reno, Nev., on November 23, 1911. There are no children. The plaintiff asks that her maiden name of Estella M. Yeoman, be restored to her.

The desertion it is alleged, occurred on December 2, 1912, while they were living at Melama, Or. It is set up that it is the opinion of the plaintiff that the defendant is residing in San Francisco, with relatives; Attorney W. S. Risley represents the plaintiff.

THOMAS FARMER CLAIMS BRIDE AT ALBANY TODAY

Jesse Freetag, age 26, and Lucy Pearl Erwin, age 18, both of Thomas were united in marriage this morning at the court house by County Judge McKnight. Several of the friends and relatives of the couple witnessed the ceremony.

The groom is a prominent young farmer of near Thomas and the bride is well and favorably known in that section. They spent the day here and will leave this evening for Thomas and will be at home on a farm.

BIG LUMBER MILL FIRE IS RAGING IN PORTLAND

Southbound Oregon Electric trains since this morning early has been delayed from 25 to 40 minutes on account of a serious fire in Portland, which is devastating the Portland Lumber company's plant, the largest lumber concern of the Rose City, which is located at the foot of Lincoln street, on the West Side.

Although the firemen are working desperately to check the flames, the last report this afternoon says that the fire is still raging and is threatening the complete destruction of the plant.