

# HEPPNER HERALD

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## REGULAR MAY TERM CIRCUIT COURT FINISHED

### Many Cases of Importance Are Tried and Settled.

## WILKINS FOUND NOT GUILTY

### Mack Smith Guilty, But \$500 Fine is Lowered to \$100—Jake Dexter Fined \$50.

Circuit Court opened in Heppner Monday morning with Judge Phelps of Pendleton presiding. Quite a number of cases of importance and general interest were tried and disposed of.

The grand jury consisted of C. J. Anderson, Frank Rasmus, F. M. Broady, R. M. Akers, R. A. Farrens, H. O. Dennis and H. C. Githens.

Harry Cummings handled his own case in the suit brought by the First National Bank against him, and the jury decided in favor of the plaintiff.

Jim Miller, who was indicted for stealing a few trivial articles last winter, plead guilty and was paroled. He left on the train this morning.

State vs. W. C. Kennedy, defendant given trial by jury and found not guilty.

In the case of the State vs. J. L. Wilkins, defendant being charged with having knowingly allowed an employe to sell bloated meat, the jury found Mr. Wilkins not guilty. The jury was not satisfied that Mr. Fell, who disposed of the meat to Gong Lane, had notified Mr. Wilkins that the beef was bloated before he sold it.

Jake Dexter, who furnished 19 young boys with liquor New Year's Eve, was fined \$50 and the judge gave young Dexter, who is only 19 years old, some mighty sound advice in the bargain. Dexter appeared without an attorney and said he did not care to have one.

Joe Gianelli, the Italian laborer, plead guilty to assault upon a fellow laborer at Castle Rock and was fined \$100.

Mack Smith, who was indicted for allowing gambling to go on while he was marshal of Heppner, was found guilty by the jury and the judge assessed him a fine of \$500. Mr. Smith circulated a petition, which was signed some 40 prominent citizens and the members of the jury, recommending a lower fine and the judge changed the sentence to \$100 cash fine and paroled Mr. Smith, warning him not to be found gambling in the future under penalty of the maximum fine. The lowering of the cash fine meets with general approval of the public, inasmuch as Mr. Smith has a family to support and it would have been impossible to pay the entire \$500.

Gong Lane, who delayed the court when called as a witness in the Wilkins case, was fined \$10 by the judge for contempt of court.

A number of minor cases were settled or dismissed, and Court adjourned before supper time yesterday.

Albert Bowker, proprietor of The Heppner Garage, has been doing a rushing business in the automobile line the last week and has placed three more of his 5-passenger Overland cars with the following well known ranchers, R. F. Wigglesworth, John Kilkenny and Hynd Bros. Mr. Wigglesworth already had two cars but says that two of his sons each need a car as bad as he does and that they are a money-making investment for him.

C. W. Swanson of Ione spent several days in Heppner this week, serving on the jury. Mr. Swanson has been running his traction engine with great success the past fall, winter and spring and used it on a hay baler for several weeks with great success.

R. M. Akers, well known Gooseberry rancher, transacted business in the county seat the latter part of last week.

Fred Elder is spending the week at Baker, visiting his grandmother.

Mrs. John Kinsman is ill.  
J. S. Abbott was registered at The Palace this week from Morgan.

Ralph Buschke was a Heppner visitor from lower Rhea Creek Saturday.

J. T. Knappenberg of Ione attended to business matters in Ione Monday.

C. H. Swindig, who has been working at Reid's Mill, was in Heppner yesterday morning.

Mrs. W. P. McMillan and children of Lexington visited at the S. E. Notson home Saturday.

Jos. J. Nys, local attorney, was called to The Dalles Sunday by the serious illness of his mother.

A nice shower fell yesterday afternoon, cooling the air and benefitting the garden and field crops.

A number of fishing parties have been out to various creeks and many individuals have made good catches.

## MR. SPARLING VISITS UMATILLA COUNTY CREAMERIES

A. L. Sparling returned last evening from a business trip to Pendleton and Hermiston and also attended a convention in Spokane. He visited the creameries at both Umatilla County towns and found them paying good dividends.

"If creameries at those towns can make the business pay, then the success of Heppner creamery is a foregone conclusion in my mind," said Mr. Sparling today. "The dairymen of this district can supply a Heppner creamery with as much cream as Pendleton and Hermiston creameries combined are handling." We now have 39 shareholders in the Heppner creamery and want to make this a hundred. Tell your readers that they should not hold back their subscriptions but should hand in their names at once.

### NOTICE.

All parties having suitable lots upon which to erect a creamery in Heppner, are invited to communicate with me at once.

A. L. Sparling, Heppner, Ore.

Mr. Grabill was up from Ione to be present at Circuit Court but as the plaintiffs in the case against him did not show up it was continued until next term. Mr. Grabill returned home Tuesday.

The body of Judd Hart was taken from its resting place in the Masonic cemetery by J. L. Yeager and shipped to Pendleton today, where it will be re-interred by the side of his mother.

Rufus Cochran of Ione has purchased a Ford auto of the Heppner Garage and will take an overland trip for the benefit of the entire family's health.

F. M. Broady, the prosperous rancher below Morgan, who attended Court here this week, says he will not harvest his usual large crop of fruit, this year.

Frank Douglass, who has been living at Parker's Mill, left yesterday morning with his wife for Perry, Oklahoma, where he will make his home.

Graduating exercise and play by the pupils of the Eighth Grade and High School of Ione will be held at that place tonight and tomorrow night.

Rev. Chas. H. Powell, General Missionary, will hold services at the Episcopal Church in Heppner Sunday morning and evening.

E. H. Turner had his trotting stallion, "Promo" up from Ione this week and the fine animal was greatly admired by the horsemen.

Will Ball has been under the weather and feeling poorly the past week. His position at Minor's store was filled by Edgar Ayers several days.

## If You Don't Happen to Go to Church Don't Scoff at Those Who Do

If you don't care to join the ever increasing GO TO CHURCH throng DON'T BE A SCOFFER. Words are inadequate to describe the man who seeks to ridicule or make a jest of the uplift GO TO CHURCH movement. He who finds in it a target for his cheap wit should stop and think what the world today would be without churches. If you don't care to help along the movement don't deride it.

THIS GO TO CHURCH MOVEMENT IS A WINNER. IT IS SPREADING LIKE A PRAIRIE FIRE. IN THIS THE MOST MATERIAL AGE IT IS GRIPPING THE BIG MEN OF THE COUNTRY. THEY SEE THAT IT IS A FORCE FOR GOOD NOT ONLY TO THE INDIVIDUAL, BUT TO THE NATION.

If the man who scoffs at the GO TO CHURCH movement could see himself as others do he would realize what a mistake he is making. The GO TO CHURCH movement is a serious, broad minded proposition. It will not be denied. In every city, town and hamlet in the United States there is a genuine religious awakening. It is not confined to any class or sect.

IT IS PLAIN THAT THERE NEVER WAS A TIME WHEN RELIGION WAS REALLY DEAD EVEN AMONG THE WORST. IT WAS SIMPLY SLUMBERING. IT REQUIRED AN AWAKENING. AS IT GRADUALLY DAWNED THAT THE CHURCHES WERE BEING EMPTIED AND THAT FACT WAS BROUGHT TO THE MINDS OF THE PEOPLE, THEY WERE AROUSED.

The GO TO CHURCH call found a quick and powerful response. As the call became generally disseminated there was a magnificent advance on the house of God. If you haven't joined the throng do it at once. If you have a social engagement for next Sunday break it for an engagement with God. If you have arranged for an auto drive, a game of golf or some other form of recreation remember that you ought to serve God. Will you serve him? You will.

GO TO CHURCH!

## SMEAD BUYS 325,000 POUNDS OF WOOL IN MONUMENT AND HAMILTON COUNTRY

W. W. Smead returned last evening from a trip over into the Monument and Hamilton country where he negotiated one of the largest wool-buying deals of the season. J. W. Beymer, Ernest Cochran, L. Sweet, Newt Robinson, Joe. Shins, Marion Round,

D. V. McHaley, Mrs. Josephine Jackson, Frank McGurr and William Bros. pooled their 35,000 fleeces amounting to some 325,000 lbs., and Smead bought the lot at 17 1/2¢ a pound. This deal practically cleaned up the wool in that section.

## IMPORTANT REAL ESTATE TRANSACTIONS CLOSED

More real estate deals have been closed since our last issue. Clyde Wells and Cebus Keithly each purchased a 20-acre tract of bottom land from W. O. Minor and Malcolm Church purchased 20 acres of hillside property from the same party. Mr. Church will use his newly acquired property for grazing land. Mr. Wells and Mr. Keithly expect to put up residences and improve the property for homes. J. J. Wells is also figuring with Mr. Minor and may buy a 20 or 30-acre tract soon.

Morrow County real estate continues to move and another deal was put through this week that is highly beneficial to the community. Mr. G. U. Krebs, who now lives in the Fairview district adjacent to Portland, has purchased 4200 acres of wheat and grazing land in the Skinner Creek country from Minor Bros., paying \$8.50 per acre or \$35,700 for the tract. This is one of the finest combination grain and stock ranches in Eastern Oregon. There are 600 acres of plow land, 245 of which are in wheat. The balance is used for grazing purposes and is ideal for stock. The entire tract is covered with springs and a creek runs through the place.

## STUDENTS WELCOME RE-APPOINTMENT OF HOFFMAN

The instructors for next year have been announced by the board and we are pleased to see that they have chosen Supt. Hoffman for the ensuing year. During the four years that Mr. Hoffman has been in charge of the Heppner High School he has proved himself a worthy and capable instructor, and has always shown hearty co-operation with the students both in their studies and their sports. He is well liked by the students, as is shown by their appreciation of his appointment. During the four years that he has taught here he has raised the standard of this school until it is now equal to the best in the state. His method of teaching has caused the pupils to take a great interest in their work—some come to school at seven in the morning and stay till dark.

The members of the senior class received invitations to a dinner party Friday evening to be given by the Misses Long, Clark and Colbertson at the home of the latter. There are not enough words in the English language to express the appreciation of some of the seniors for dinner parties.

The Senior English class will have their final examination Thursday. Those exempt from the examination are Ella Aiken, Gladys Musgrave, Miles Potter, Walter Yeager and Creston Maddock. Many of those exempt have never experienced this situation before, especially the last two, and it is a severe shock to them. But cheer up, thou doomed ones, take a brace, put thy heart into thy work and success is inevitable. Remember Emerson's instructions to stand indomitably upon your own instincts and be hopeful, for Miss Clark promises it will be easy.

The announcement of the arrival of the Senior announcements by Supt. Mildred Allison was heartily welcomed by the class.

Several of the High School boys

went on a fishing trip last week. Over a hundred fish were taken from the creek. Some didn't have such good luck for one of the "boys" only caught two.

The Civics Class attended court during the trial of the State vs. J. L. Wilkins and witnessed Maddock's debut into the realms of justice.

### CASTLE ROCK NOTES.

S. H. Boardman and H. H. Weston made a business trip to Irrigon Monday. They brought back some very fine strawberries.

Mike Marshall shipped two more car loads of sheep to the Portland market Monday. Charles accompanied his father to the Metropolis this week.

Mrs. Joyce Hays of Irrigon was a Castle Rock visitor last Sunday.

C. W. McEachron and Joe Campbell left for Heppner on Monday. They were summoned to appear before the Grand Jury.

Henry Hines, foreman of the extra gang, has gone to Coyote with his men and will begin laying steel on the new grade of the Echo-Coyote cut-off.

## PAST WEEK SEES TWO MORE HEPPNER MEN DIE

After suffering several days from a severe attack of dropsy, L. L. Friedrich, better known as Friedrich the Tailor, died at his home on Main Street in Heppner Monday morning. Mr. Friedrich had been in his usual good health until only a week or so before his death but the sudden attack of dropsy was so severe he was unable to recover.

Louis L. Friedrich was born in Saxen, Germany, July 10, 1857. He came to America over twenty years ago. He leaves to mourn his loss a wife, Mrs. Wilhelmina Friedrich, and many friends.

The funeral was held from the residence of Mr. and Mrs. Eli Maddock, Rev. Ferris being in charge of the services. Appropriate music was furnished by a quartette.

"I knew Mr. Friedrich for over twenty years and always found him to be an upright and honorable man," said Mr. Maddock yesterday. "While he was a bit queer at times, he was strictly honest and was a good citizen."

Mrs. Friedrich will continue to live at the same place as formerly and expects to conduct a cleaning and pressing establishment. She has the sympathy of the people of Heppner, in her bereavement.

After thirteen weeks of patient suffering, Jack Newcomb passed away at 4 o'clock Tuesday morning, May 12.

He was born in Oxburg, Germany, Nov. 1, 1856. For many years he worked in a cotton factory in that country. He was married to Miss Gracie Smead, Dec. 12, 1888. In 1896 he came to America and for two years lived at Hamilton, Oregon. From there he moved to Heppner, but remained only a short time, returning to Hamilton. Soon after the flood, he again moved to Heppner, where he resided until his death. In the past five years he had two strokes of paralysis. His death was due to a complication of diseases. He leaves a wife, three brothers and one sister to mourn his loss.

Funeral services were held at the Catholic Church, Wednesday morning at 10 o'clock, Father O'Rourke officiating.

The delegation of Heppner business men, who visited the Franklin hill last week, reported their investigation to the County Court and Surveyor Turner was ordered by the Court to survey the hill and make a report of same.

Harry Duncan has started on the first leg of his journey to New York. He went from here to Los Angeles and from there will go overland in an auto. He will take in the annual convention of Elks at Denver.

Oscar Whittington of the Eight-mile country, who served on the jury this week, says his 300 acres of wheat is looking fairly good.

Banker Cronan of Ione transacted business in Heppner several times during the past week.

## STABBING AFFRAY AT CASTLE ROCK WAS NEARLY FATAL

### Doctor's Aid Needed to Stop Heavy Flow of Blood.

## VICTIM RUSHED TO ARLINGTON

### Free-For-All Fight Averted - Deputy Sheriff's Auto Stuck in Sand - Official Walks to Town.

Castle Rock, Or., May 13—(Special to The Herald)—Excitement ran high in Castle Rock for a time last Friday evening because of an Italian fight which took place here.

An extra gang of about forty Italians have been doing some extension work on the side track here and after working hours two of them got into a quarrel. The quarrel was started by Joe Gianelli, calling Giovanni Gusto a "Round-head", after a few words had passed between them Gianelli stabbed Gusto with a knife and severed a small artery near the heart.

It was thought for a time that Gusto would certainly bleed to death before medical aid could be reached. However, James Bellamy, the section foreman, hurried with him on his motor car to a doctor in Arlington who succeeded in stopping the flow of blood in time to save his life.

Some of Gusto's relatives were very much riled up over the affray and it looked for a time as though there would be a general Italian mix-up.

In the meantime J. A. Gibbons had communicated with the sheriff, who gave him authority to take charge of Gianelli until deputy sheriff McDuffee could arrive from Heppner. Mr. Gibbons took Gianelli over to his home and kept watch over him until Mr. McDuffee arrived at 3:00 a. m.

Mr. McDuffee had started across the country from Lexington with Mr. Beach in an automobile. They succeeded in getting within about four and a half miles of Castle Rock when they got stuck in the sand and had to walk into town.

The next morning Mr. Weston took his team out and pulled the car through the sand for them. After this they had no more difficulty and started for Heppner with their prisoner via the Willow Creek road.

## POLITICIAN IN TROUBLE

A certain ward healer in the new Virginia precinct had an experience the other day that has just leaked out. We are mentioning no names in connection with this tale but the party that did the deed is well known. This party had been bothered by his neighbor's cat considerably and when he saw the cat in his chicken roost he brought his trusty rifle into play and fired on the enemy. Now this ward healer, who also happens to be a city alderman, evidently is not the best shot in the world and he only managed to wound the cat, hitting it in the ear. About this time his wife appeared on the scene. "I've shot that god dinged cat that's been killing our chickens and I'll teach the neighbors to keep their animals to home," boasted the alderman. "You've done no such a thing," sobbed his wife. "That's OUR CAT." Now you go ahead and finish your dirty work and kill that poor animal!

Now when he found that it was really his own cat he had killed the alderman had not the heart to finish the job. So he hired a chinaman to tie a rope around the poor pussy's head and drop her into the creek with a stone attached. Hereafter this ward healer says he will spend his time fighting his political enemies instead of shooting cats.

The oil wagon recently purchased by the city was put in operation this week and Main Street and a few side streets were given two coats of oil. That this method of keeping down the dust is a good one, and that it will be cheaper in the long run than the use of water, is generally conceded. The streets have a fine appearance now.