

HEPPNER HERALD

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GOVERNOR COX MAKES PLEA FOR PROGRESS

PORTLAND MEETINGS ATTENDED BY RESPONSIVE THOUSANDS

Led Progressive Fight in Ohio in 1912 When Harding Led Forces of Reaction.

Governor Cox visited Oregon last week in his swing around the circle resting all day Sunday and making three set speeches on Monday to enormous crowds.

The candidate spoke at Salem at 9:00 a. m. and at noon addressed a crowd at the Portland auditorium which filled that big structure to capacity. At 3:30 he addressed more than 3000 women in the same building at a special meeting for women.

After paying a tribute to the splendid record made by Senator George E. Chamberlain in the U. S. senate, especially during the stressful days of war, and making a complimentary reference to the scenery, climate and progressiveness of Oregon the speaker continued:

"I can sense a great progressive spirit in this great state, so that I believe you and I have something in common. I have fought the same things you have fought. You told us what was possible and when we set out to attain them in Ohio there came a very definite alignment of forces, and I believe that you will have some interest in my recalling the circumstances of that alignment, for the reason that the leadership in that great fight on both sides in precisely the leadership this year in the nation.

Ohio lived under a constitution that had been framed, Senator Chamberlain, 100 years before. It was made when stage coaches crossed the soil of our commonwealth; it was made when in all probability there were not 100 brick buildings in our state; it was made when there were not, perhaps, a dozen industrial plants employing 100 or 200 people; it was made when Ohio was a forest state, an agrarian state; none of the industrial problems that are now experienced in those times. Our people demanded laws that would provide for modern conditions.

In some instances the legislature passed them, but the supreme court—and properly so—held them to be constitutionally unaffirmed because the old constitution did not give the legislature the right to make the laws that the needs of modern civilization called for. We tried for years to procure a constitutional convention, but we were unsuccessful until 1912, and then we submitted a new constitution.

I want you to know something of our experiences prior to the adoption of our new constitution. There was more unrest in Ohio prior to 1912 than there is in any part of America today, and that unrest consisted of the fact that government could not be responsive to the needs of humanity. In that great fight the difference between reaction and progress was very clearly and plainly marked.

The reactionary took the materialistic view; he was disposed to be satisfied with the existing status quo, because he had a little of the best of it. That is why he wanted it maintained. But the progressives in our state recognized if government were to hold the confidences of our people that it must show itself responsive to the needs of humanity, and that humanity was a thing made of the flesh and the blood, of the spirit—yes, more than that—of the soil.

That is the difference between the progressive and the reactionary in government. That is why our government in Ohio was made a humanitarian government; that is why we took the fabric of government if you please, and spun into it a few golden threads of humanity in our state, and Colonel Roosevelt—a great American—he selected our constitutional convention to make his speech for the first time in behalf of the recall of judicial decision.

It was my privilege to lead the fight for progress, and it was a long hard fight. Opposed to me was my present opponent. We had to fight reaction at every turn, and the fight was so bitter that, in the language of old Jackson, at many turns in the road we saw the whites of the enemies' eyes, and whenever we did, I

(Continued on page seven)

MORROW COUNTY WHEAT OP NOTCH

County Agent Hunt informs the Herald that Morrow county stands at the head of all Oregon counties in the production of clean Bluestem seed wheat according to a report just received from Prof. Hyslop who recently examined wheat crops and certified certain fields as being desirable for seed in all parts of the wheat sections of Oregon.

A field of Bluestem on Christoph Brown's ranch in this county, is certified as being practically 100 percent pure the actual percentage of mixture being but one head in each 1000 heads which was shown by actual tests all over the field.

CHICAGO MARKET ACTIVE

John J. Kelly well known sheep man of Rock creek, returned Tuesday from Chicago where he recently shipped 2600 mutton sheep from the summer range in Montana. Mr. Kelly found a pretty good market in the big windy city and received about the best price of the season for a similar grade of sheep.

WOULD BE A CALAMITY NOT TO ENTER LEAGUE

That it would be a calamity for the United States not to enter the League of Nations was the statement made recently by Dr. R. D. Hetzel, president of the New Hampshire State College.

"The League of Nations is the only practical solution for the future settlement of international disputes. I cannot see how we are going to settle international arguments unless we enter the league. We have made splendid progress, and it would prove a calamity not to enter. We must agree on something. The League of Nations is the big issue. It overshadows all others. It is the paramount issue."

SHIP CATTLE TO PORTLAND

W. E. Straight and H. E. Instone, cattlemen of the Lena country, shipped three cars of beef to the Portland market Wednesday. The cattle market was reported quite active at the Portland yards last week.

PATRON-TEACHERS HOLD INTERESTING MEETING

An interesting meeting of the Patron-Teachers Association was held in the school auditorium last Tuesday afternoon with Mrs. C. E. Woods, president of the association, presiding.

A splendid musical program was rendered by Misses Mary Clark and Gladys Lane which was much enjoyed and heartily encored.

Superintendent Howard M. James gave an address in which he outlined the plan of work for the coming year and pointed out how best the community can co-operate with the school. He also reviewed the work recently accomplished by the Parent-Teachers Association particularly complimenting the organization on the efficient manner in which the question of housing the teachers has been handled. Every teacher, he said, upon arrival in Heppner, was taken in charge by a committee of the organization and directed to some one among many of the best homes in the city where excellent accommodations were found. This, he said, will conduce to much better work by the teachers than can be expected when they compelled to hunt for a place to live often under most unfavorable conditions.

During the business meeting Mrs. Frank Turner, vice-president, was called to the chair and presided in a thoroughly efficient manner.

It developed during the meeting that on account of the scarcity of labor the past summer the improvement work on the play grounds had not been completed but it is understood since that arrangements have been made to have the tennis court put in shape for use at once.

The association has arranged to give a lyceum course during the coming winter for the benefit of the school and community.

The association is doubtless doing splendid work and with the experience of the past year and better organization and increased membership there is no doubt but it will cover a still wider field during the coming year.

TIL TAYLOR'S SLAYER TO HANG NOVEMBER 5

SENTENCE PRONOUNCED BY JUDGE LAST WEDNESDAY

Neil Hart, Who Killed Sheriff, Confessed Crime, Shows No Emotion In Court

Death by hanging on November 5 was the penalty imposed on Bancroft, alias Neil Hart, slayer of Til Taylor, last Wednesday by Circuit Judge G. W. Phelps. The clock in the Court house tower struck three as sentence was being pronounced and a large audience in the court room received the sentence in silence. Hart showed no visible signs of agitation as the extreme penalty of the law was pronounced for him.

Preceding the sentence Dr. W. D. McNary, superintendent of the Eastern Oregon State Hospital, testified that Hart is sane, R. W. Fletcher, foreman of the grand jury explained that in the grand jury hearing Hart had been fully informed of his right and of the fact he could have a trial by jury if he wished it and Guy W. Rickard told of the details of the killing of Taylor.

At 2 o'clock, the defendant, garbed in his jail attire of blue shirt and blue overalls was brought into the court room. District Attorney R. I. Keater presented the evidence in the case against Hart, using the greater part of an hour. Following the hearing of testimony, the judge asked Hart if he was ready to hear sentence pronounced.

As unemotional as in his other appearances in court, Hart took the whole affair. He kept a solemn mien and his eyes seldom glanced about. The throng in the court room meant little or nothing to him.

The man who shot Sheriff Taylor in a jail break, Sunday, July 25, has never once showed signs of weakening. When arraigned and when brought to plead he was as calm as though being told a story. The prospect of the gallows never once seemed to bother him.

Judge Phelps, before whom Hart appeared, had never sentenced a man to the death penalty. Shortly after he came to the bench in this circuit the capital punishment law was erased from the books and the several murderers whom he has sentenced have been given life terms. The possible distinction of being the first jurist to pronounce the death penalty in Oregon, following the restoration of capital punishment was not at all cherished by him, he said.

While Hart was hearing the evidence against him and listening to sentence, his mates in the jail break were busy at their various pastimes in the jail. Irving Steop, one of the five charged with first degree murder was taken to the restaurant where meals for the prisoners are obtained, in charge of Deputy Sheriff J. Marin. There are several other prisoners in jail, but the man charged with murder was taken out for the first time. Albin Lindgren usually carries the lunch basket.

COSTLY BLAZE ON JONES RANCH

The Jeff Jones ranch, on Rhea creek, which is rented and occupied by Ben Buschke, sr., was the scene of a destructive fire Tuesday afternoon the blaze starting in the blacksmith shop. A big machinery shed, a two-story granary of 3000 bushels capacity and about 60 tons of hay were also destroyed. Mr. Buschke also lost a quantity of seed wheat which he had just bought and placed in the granary. By a scratch several stacks of wheat near the haystacks escaped. Mr. Jones estimates the loss at about \$5,000, of which the greater part was his own. Mr. Jones crop on Heppner flat was struck by a severe hailstorm just before harvest started the damage being estimated at another \$5,000. There was no insurance on the property destroyed.

Dr. and Mrs. B. P. Butler and daughter, Eulalia, left for Portland and after two there they expect to return to Salem where some of the Heppner friends are visiting them.

PAYS FINE FOR LEAVING CAMPFIRE

Breaking camp and leaving his camp fire burning on the Washington National Forest, September 2nd, cost Ralph Scott, of Sauk, Washington, a \$50.00 fine and \$2.00 costs in Justice Brendal's court at Lyman, Washington, September 7.

Mr. Scott had been camped at the mouth of Downey creek, on the Suttle trail. An hour or so after he left, Forest Guard West found his neglected camp fire, which was spreading toward the timber. He put out the fire and notified District Ranger Dick Sullivan, at Darrington, of the circumstances. Ranger Sullivan apprehended Scott at Sauk, and finding no Justice of the Peace in Concrete or Hamilton, took his prisoner to Justice J. P. Brendal, at Lyman, Washington, where Mr. Scott pleaded guilty to leaving a fire unextinguished and a camp site in a filthy condition. Justice Brendal gave Mr. Scott a good talk on fire prevention and imposed a fine of \$50 and costs.

In reporting the case to Forest Supervisor C. H. Park at Bellingham, Ranger Sullivan says he doesn't believe Mr. Scott will ever leave another fire or camp site in that condition. "He was very nice and thank me for the way we handled the case."

PAID FOR HIS PAPER AND THE COSTS

(Huntington, Pa., News)

The court of common pleas of Lawrence county recently decided a small case involving \$5.40 in the interest of a newspaper published in that county. It appears from the evidence that a carrier delivered a paper for a year and several months to one H. Seiber, who refused to pay for it because he hadn't ordered it. Seiber accepted the paper and the family read it. The court in instructing the jury said among other things that Seiber is not refusing the paper was party to an implied contract to pay for what he got on the same theory that if a merchant delivers groceries to the wrong house and the person who got the groceries and used them, was liable, or a man called to a day's work in a garden and gets in the wrong lot and works a day with the knowledge of the owner of the lot, the man who received the benefit of that man's work was under obligations to pay for the labor, or the man who cleans another's pavement while the owner looks on without ordering the workman to stop, there is an implied contract to pay for that man's service. The same principle of law holds good, said the judge, when you receive a paper through the mails. In accepting the paper there is an implied contract to pay for it. The decision by the court in directing a verdict against the man who read the paper in favor of the publisher is not new, as the question has been decided by many of the lower courts and upheld by appellate courts of nearly every state in the union.

STAR THEATRE WED. NIGHT

Heppner theatre-goers have a treat in store tomorrow night when the Lyons family will put on one of their unsurpassed entertainments. A feature of the evening will be reproductions of world famous marble statues featuring Baby Nadine, youngest artist model on earth. Lyons, the King of Magic, The greatest spectacle in legerdomaine ever brought into eastern Oregon. The Lyon sisters, Gypsie and Mae in refined song and dance acts. At the Star—Wednesday night. New theatre, new scenery, new vaudeville attractions, new thrills for every spectator. Popular prices. The Lyons family at the Star Wednesday night. Biggest show ever brought to Heppner.

SCHOOL KIDS HAVE BEST OF OLD BOY

Nobody needs tell you that the Heppner school boys are again in receipt of the best of old boys. The boys were entertained by the school boys at a picnic on the school grounds up to the school building. The picnic was a success and the boys were entertained by the school boys at a picnic on the school grounds up to the school building. The picnic was a success and the boys were entertained by the school boys at a picnic on the school grounds up to the school building.

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Tuesday, September 21
Theatre in "MARKET MEN" story by Peter B. Kyne. "The Fathers" Also Major Al "The Hunt" and Pathé "The Hunt" 20c and 30c.

HARDMAN STOCKMAN HERE ON BUSINESS

Wm. Hill, who has charge of some 900 head of cattle belonging to members of the Hardman Stockman's association, was in town last Friday on business.

Mr. Hill looks after his bovine charges during the summer months on a portion of the Forest reserve back of Parkers Mill, his territory comprising 26 sections.

The cattle are doing well since the recent rains, Mr. Hill says but during the spring and early summer the feed was poor. However now that the fresh grass has started the stock are taking on fat and will be in fine shape to go into the winter.

Mr. Hill owns a good stock ranch adjoining the reserve that he has recently acquired and he expects to engage in the stock business, either sheep or cattle, next spring.

The portion of the reserve occupied by Mr. Hill and the Hardman cattle is under the supervision of C. L. Keithley, of this place, who has been connected with the Forest Service for many years, and Mr. Hill expressed his regret that Mr. Keithley is about to be transferred to another part of the state which, he says will be a distinct loss to the stockmen occupying the Parkers Mill territory as they all know that they always get a square deal from Keithley.

MORROW COUNTY HAS NATURAL GAS WELL

F. R. Brown, who is secretary of the John Day Irrigation District, has been busy lately circulating a petition for the inclusion of some 30,000 acres of additional land that Engineer John H. Lewis' report shows may come under the latest survey of the project, reports to the Herald that a natural gas well has been discovered on the A. M. Zink ranch a few miles north of Ione.

Mr. Brown was in that locality last Friday and happened to strike the Zink ranch just in time to see the match struck that lighted the first flow of natural gas that would burn from the pipe without artificial accumulation.

Mr. Zink drilled a water well on his ranch about a year ago to the depth of 500 feet. There were some indications of gas at that time but at the 500-foot level a strata of rock was found so hard that two day's drilling made only one inch in depth. Because of the excessive cost of going deeper and also because he had already struck an abundant supply of water, Mr. Zink drew the tools and quit.

There seemed to be a constant "blow" from the well, however, actually outside the casing, and recently Mr. Zink decided to make further investigations. He cleared away the soil from around the casing, set a smaller pipe down into the gravel and then put down a layer of cement, which concentrated the rather mysterious flow into the small pipe.

The result was that the outflow of gas was so strong that it could be heard to a considerable distance and when a match was applied, a flame shot into the air to a distance of several feet.

Gas has been found in northern Morrow county at different places in the past but this is said to be the first instance in which a sufficient flow has been discovered to burn freely from the pipe.

PLEASANT SOCIAL AFFAIR AT MABONEY HOME

Heppner's social season was ushered in last Friday afternoon at the W. P. Maboney home on Centre street when Mrs. Maboney, assisted by Mrs. George Thomson and Mrs. Gay M. Anderson, entertained about fifty ladies at bridge.

Eleven tables were occupied during the afternoon and the games were spirited and much enjoyed.

Mrs. W. F. Pruys captured the first prize, Mrs. Kate Vaughn was awarded the second prize and Mrs. L. L. Gillen was recipient of the consolation. The buy was tastefully decorated with a scheme of yellow, green and white. Following the games refreshments were served.

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CREEK FARMERS WILL ORGANIZE DISTRICT

COMMITTEE APPOINTED AT SATURDAY'S MEETING

Conservation of Flood Waters Deemed Necessary to Insure Moisture for All.

Responding to a call issued some time ago by Matt T. Hughes, chairman of the irrigation committee of Morrow County Farm Bureau, representative citizens and land-owners from all sections of the Willow creek, Rhea creek and Hinton creek valleys, met at Odd Fellows hall last Saturday afternoon to consider the proposition of conserving the flood waters of the stream named by the construction of storage reservoirs with a view to conserving the flood waters and holding them in check for use on the lands below at times in the season when the natural flow fails to meet the present requirements.

County agent Hunt, who has put in considerable time and energy working out the first steps in the project in the way of making preliminary surveys, taking measurements and in a general way gathering data necessary to launch the scheme, called the meeting to order and briefly outlined the general plan for organizing an irrigation district and threw the meeting open for a general discussion.

Some land-owners present advocated the plan of raising necessary funds for a preliminary survey and estimate of the cost by popular subscription that plan being suggested by A. Henriksen of Cecil. Discussion of this plan as against the plan suggested by Mr. Hunt was full and free and the matter was finally decided by vote on a motion made by Guy Boyer that the meeting proceed to take first steps towards organizing an irrigation district. The motion carried by a vote of 9 to 5.

The following committee was nominated and elected to take the necessary steps to organize a district: A. Henriksen, Cecil; Guy Boyer, Hinton creek; Fred Lucas, Lexington; Ed. Rugg, Rhea creek, Matt T. Hughes, Heppner.

Following the meeting, which adjourned after the organization committee was appointed, that committee held a meeting and arranged to have F. A. McMenamin look after the legal phase of the question and County Agent Hunt to attend to the other necessary procedure.

The plan in this project is to construct storage reservoirs on the upper reaches of the three creeks named to hold in check the flood waters which rush down and into the Columbia during the winter and spring months. According to data already gathered by Mr. Hunt the plan will involve an expenditure of around \$15.00 an acre on all the creek land within the district and will insure plenty of water throughout the summer for all lands now holding water rights as well as on a considerable acreage which has never been put under irrigation. In some sections of the district it is estimated the plan will increase the present productivity 50 percent.

Miss Beatrice Haverson, of Salem who has been visiting her sister, Mrs. M. W. Hammer for some time, left for her home Sunday morning. Mrs. Hammer accompanied her and will spend some time visiting Salem friends.

IRRIGON PARTY GO AFTER DEER

Mrs. and Mrs. C. E. Glasgow and daughter, H. W. Grim and Mrs. Blanch Watkins and son Dale, passed through Heppner Tuesday afternoon on their way to the mountains where they expect to spend a couple of weeks hunting deer. Mr. Glasgow reported to the Herald office in passing that everything is lovely in the Irrigon district which is not much in the way of "news" to people who know what they can produce over that way.

PATRON-TEACHERS WILL HOLD RECEPTION

A reception to the teachers of the Heppner public schools will be tendered by the Patron-Teachers association at the school building, at 8:00 o'clock p. m. Wednesday, September 29th.

A cordial invitation is extended to the patrons of the schools and the public generally to be present, meet the new teachers and join in a movement to more closely unite the general community and school interests.