

SEWER OBJECTORS WIN OUT IN COURT

Judge Charlton Rules That Tax Is Excessive and Illegal ESTIMATES PADDED In Many Instances Is Greater Than Value of Property Liable

BARTLESVILLE, Jan. 13.—Judge J. R. Charlton of the district court, rendered a decision against the city of Bartlesville Wednesday in the petition for an injunction filed by property owners of the west side of the city. The residents of sewer district No. 12 asked an injunction to restrain the city and the county treasurer from collecting taxes assessed against lots in that district for the construction of a sewer which has been completed recently.

Judge Charlton in handing down his ruling said he had found that the estimate of the city engineer for sewer district No. 12 had been padded about one-third, or \$23,377.45 and the entire proceedings based upon this padded estimate were declared by the court to be illegal and void. The court also found that the city had charged an expense of 7 per cent, or \$10,997.65 against the project, which appeared in the city engineer's estimate. The services of the city engineer and his assistants, who were paid by the city at large and that of this charge \$5,500 was illegally included in the sewer project.

The decision made it plain that Judge Charlton held that the law and the facts made it illegal to levy taxes and to have ordinances or establish sewer districts upon an estimate which is padded to cover the difference between the face value of the sewer warrants and the actual cash cost of construction. The decision points out that the city engineer based his preliminary estimate not alone upon the cost of material and labor necessary in the construction of the sewer, but that he took into consideration the fact that the tax warrants when issued would probably be worth only seventy per cent of the value of the sewer at the time they were added to his estimate on the actual cost of the material and labor necessary in the construction of the sewer the estimated amount of the depreciated value of the tax warrants. Because of this procedure, the opinion holds, the taxpayers were called upon to pay one-third more than would have been necessary had the estimate been made on a cash basis.

Judge Charlton also held that the value of the lots assessed were from \$10 to \$200 each with an average of the lots worth from \$25 to \$100, while the sewer tax in the majority of the instances exceeded the actual value of the lots.

The court held further that the engineer's estimate was made at least a year before the sewer was constructed, at a time when the price of labor and material was greater than it was at the time of the construction of the sewer that it was made before such sewer district was established and that the contract was let before such a sewer district was declared a necessity or established in said district and that accordingly the proceedings from the time of the estimate to the passing of the ordinance of assessment, although apparently regular on their face, in many instances were illegal and void and cannot be upheld by the court.

A. O. Harrison, city attorney, announced Wednesday afternoon that he would ask for a new trial and in case this is denied he would appeal the case to the supreme court.

State Briefs

Arrested for Pueblo Murder. GUYMON—Texas county officers have brought Al Davis from Amarillo, Texas, on a charge of killing A. O. Pueblo of Toledo, Ohio, whose body was found several days ago on a road southwest of here.

Challenge to Spelling Bee. ARDMORE—Rotary is to have a chance to show how well it can serve in the way of spelling. This opportunity came at the way of a challenge Wednesday from the Ryonis club, which was accepted. Similar challenges are expected by the Lions and Kiwanis and any member appointed to spell who fails to show up and perform will be fined \$5. The Ryonis people are using this method to build up their education loan fund.

Deputy Sheriff Indicted. OKMULGEE—The first indictment was returned by the grand jury since it was empaneled primarily for the purpose of investigating the affairs of the defunct Bank of Commerce. Lee Orum, Dewar deputy sheriff, was indicted on a murder charge in connection with the killing of Walter Weir at Dewar on Christmas eve.

Cantwell Heads Texas School. STILLWATER—Word comes from Austin, Texas, that J. W. Cantwell, for six years president of the A. & M. college here, and who resigned last April, has been appointed superintendent of the Texas state juvenile training school at Gatesville.

Dipping to Be Continued. SALLISAW—Agreement has been reached between the state department of agriculture and Washita county whereby work in eradicating saddle ticks will continue uninterrupted. Recently a strict quarantine was ordered when some opposition to the work was encountered.

Helping Nature Along. ARDMORE—Mother Nature is not speedy enough in aging illicit liquor, so local bootleggers have devised a method of letting the sewer gas in the job. A quart jar was found suspended to the lid of a man-hole. The sewer gas was strong enough to lift a man's hat, and so was the hooch.

Bank Closed Second Time. GETTIE—The Guthrie State bank, formerly Oklahoma State bank, was closed Wednesday for the second time since October of last year. Oklahoma City bank exam-

Famous Banker's Daughter Is Wed



Mrs. Artemus L. Gates, nee Miss Alice Trube Davison.

Miss Alice Trube Davison, daughter of Henry P. Davison, member of the Morgan banking firm, has become the bride of Artemus L. Gates. The wedding took place at Locust Valley, Long Island, N. Y., where the Davisons have their summer home.

Lines Arrived and formally closed the institution, announcing that their action was due to a gradual run.

Shoppers Back to Work. CHICKASHA—Pursuant to a call by company officials, 25 Hock Island shopmen who were recently laid off here have returned to work. It is reported that more will be ordered back shortly. Shops are now being operated five days a week, after being closed down several days on account of a slice in the force.

Looking Out for Smallpox. HEAVENER—At a special meeting Thursday of the American Legion the former soldiers offered their services to the city officials in enforcing the smallpox quarantine. No serious case of the malady has been reported here, but every precaution is being taken to prevent an epidemic.

Lone Farmer Found Dead. HENNESSEY—R. J. McKisick, retired farmer, was found dead by relatives at his home near here, Tuesday. McKisick has been living alone, as his family was in Colorado. He had been in poor health.

Apperson Station Robbed. PONCA CITY—Two bandits held up and robbed the station agent and telegrapher at Apperson late Wednesday night, according to word received here. The bandits, through broken window panes and made their victims hold up their hands, after which they locked them in an empty boxcar.

Vote for Good Roads. ERICK—By a vote of 412 to 54 Erick citizens Tuesday carried a bond issue of \$30,000 to build clay roads within this township. An election is called for the 17th of bonds of \$10,000 to extend and improve the city water system.

Make Lands Productive. CHICKASHA—Terracing of all hillside land in Grady county is being urged by A. P. Houston, county farm agent. He insists there are many acres of land in the county that can be made fertile and productive by terracing.

Name New School Official. MUSKOGEE—The office of supervisor of school insurance has been created here by the school board. John J. Moffatt, insurance man, has been placed in charge of the office. He is to be paid \$150 a year. His job is to see that all policies are kept up to date and he will check up on the valuation of all school properties.

Woman Required to Appear On Own Volition and Serve Sentence. Special to The World. PICHER, Jan. 13.—Mrs. Ida (Judith) Williams of this city, a repeated offender against the prohibition law, was tried in county court at Miami Tuesday and convicted on a charge of illegal possession of intoxicating liquor. She was sentenced to pay a fine of \$150 and costs, and to serve 60 days in the county jail. She was given a little time in which to arrange her affairs, and instructed to return on Saturday and receive sentence, so as to begin serving out her time.

HAVE COLOR IN CHEEKS Be Better Looking—Take Olive Tablets

If your skin is yellow—complexion pallid—tongue coated—appetite poor—you have a bad taste in your mouth—a lazy, no-good feeling—you should take Olive Tablets. Dr. Edwards' Olive Tablets—a substitute for calomel—were prepared by Dr. Edwards after 17 years of study. Dr. Edwards' Olive Tablets are a purely vegetable compound mixed with olive oil. You will know them by their olive color. To have a clear, pink skin, bright eyes, no pimples, a feeling of buoyancy like childhood days you must get at the cause. Dr. Edwards' Olive Tablets act on the liver and bowels like calomel—yet have no dangerous after effects. They start the bile and overcome constipation. Take one or two nightly and note the pleasing results. Millions of boxes are sold annually at 15c and 30c.—Advertisement.

320 1/2 South Main OVER WOOLWORTHS

PHONES OSAGE 78-79

MILLER LUMBER CO. COURTESY—QUALITY—SERVICE

202 North Main St.

PYTHIANS LOOK FOR ACTIVE YEAR

Orchestra Makes Music for Official Installation of Sisters

Special to The World. BARTLESVILLE, Jan. 12.—The Pythian order of Bartlesville is making elaborate plans to carry on its activities with the same vigor as last year. The first thing they did was to establish in this city back in 1909. The most elaborate installation in years was held at the Pythian castle Thursday night and the following officers were installed by the Knights of Pythias: O. A. Anderson, chancellor commander; H. J. Arnett, vice chancellor; Charles Eastburn, president; George R. McKean, keeper of records and seal; C. A. Huling, master of work; Tom B. Strickler, inner guard; C. O. Harney, outer guard; L. C. Teyford, master of work; H. Phinkett, master of exchequer; W. S. Morris, master of finance; C. H. Huling, junior trustee; C. H. Huling, junior trustee.

The Pythian Sisters installed the following officers: Cora Fowler, president; Annie Jeffrey, most excellent chief; Flo Richards, excellent senior; Ella Smith, excellent junior; Dena Strickler, manager; Jessie Fishback, mistress of the lodge; Lydia Schroeder, mistress of finance; Gladys Combs, pianist; Ida Trippett, guard.

One of the interesting features of the occasion was the appearance of the recently organized Pythian orchestra composed of Helen Spayd, pianist; Courtney Lyke, flute; Jake Julian, mandolin; Ruth Backman, violin; Stanley Upham, saxophone, and Charles Driscoll, drum.

SPY LIVES TO AN OLD AGE

Escaped From Death Sentence and Saw Many Years of Service. Special to The World. PONCA CITY, Jan. 13.—Captured while wearing the Confederate gray and within the Confederate lines and sentenced to hang as a union spy, yet Jonathan C. Lindsey, whose death occurred here during the past week, lived to a ripe old age. He was a member of company C, Sixth volunteer cavalry, during the Civil war and was assigned to scout duty. It was while attempting to get information within the Confederate lines that he was captured as a spy. He determined to make a break for liberty, preferring death by shooting, but he managed to escape under a shower of bullets and finally reached the Union lines again.

At the time of the grand review of the federal army in Washington, Lindsey did provost duty and continued to do so until three months after the war's close. Later he served at Fort Hayes, Dodge and

MEN!

We've Got 'em! Officers' Dress and Army Shoes at Our Special Prices—

\$4.95



Built of Solid Calf Skin Leather, full welt soles; just as illustrated.

Genuine Army Shoes

\$4.95



Made of Russian Calf, welt soles, and the best bet for every-day wear.

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BOSTON SHOE SHOP

320 1/2 South Main OVER WOOLWORTHS

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MILLER LUMBER CO. COURTESY—QUALITY—SERVICE

HEATED ELECTION ON

Buffaloes and Eagles in Combat Over Election of City Officials to Serve for One Day. Tulsa is in the midst of a heated election strife. The Buffaloes and Eagles are about to lock horns and talons in a great political battle. Boy scouts have chosen the historic animal of the plains and the majestic American eagle as the two banners under which they will soon stage an election for the city officers.

The boy scouts are going to run the city's government for one hour on February 1, and the election is being held to find the most popular boy for mayor and the boys best fitted to fill the office of the city commissioners.

Registration and filing for offices are on this week and heated interest is being shown in the coming election by all boy scouts. To be nominated the boy must have the signatures of 10 fellow scouts who have not signed the petition of any other candidate running for that office. Primary election will be held January 20 and the final general election the following Friday. On the night of January 27, a court of honor will be held in the municipal auditorium when the results of the election will be announced and the honors awarded. All city officials will take part in the ceremony.

The scout executives council will hold a luncheon at the Y. M. C. A. January 16 at 12:15 o'clock.

CONSIDER SEVERAL MATTERS.

Chamber of Commerce Directors Announce Important Program. Directors of the Chamber of Commerce at their weekly meeting at Hotel Tulsa Friday noon will consider referendum No. 27, by the United States chamber of commerce, which relates wholly to taxation matters.

Directors are to decide Friday whether the board of directors shall consist of 24 members, 11 of whom shall be elected each year. If the change is adopted, there will be 20 new directors to elect this year.

DELAWARE'S PRIMEVAL FORESTS RE-SOUND TO MUSIC OF AX.

Special to The World. JAY, Jan. 13.—John W. Hoffman of Kansas City and E. H. Brady of Muskogee, head men in the Hoffman Fire & Lumber Co., also interested in the National Hardwood company, with their attorneys, Ross Jones of Muskogee and I. W. Randolph, were here Tuesday, closing up the Tyson Grass sale, by which the site for their mill was purchased. The men say that work is progressing rapidly on the railroad. The steel is already being laid and the switches are being put in near Salina.

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BANK CREDITORS CALLED

Ten Per Cent Ready to Be Paid Over to Depositors. Special to The World. PICHER, Jan. 13.—All creditors of the defunct Picher National bank who have received certificates showing their claims proven, have been called upon by N. M. Dwyler, receiver, to present the same at his office and have the dividend in-voice thereon, so as to get their checks in payment of the first dividend of 10 per cent.

The checks have been received from the controller of the currency, and amount to about \$20,000 in the aggregate.

Bar Gambling and Drinks.

PICHER, Jan. 13.—According to the hall regulations recently prepared by a committee appointed by Picher, East No. 150, American Legion, gambling by members is strictly forbidden in the hall. Furthermore, any member guilty of drunkenness is subject to a fine of \$5 for the first offense, and to expulsion for a subsequent offense.

Telephone bills are due. The company respectfully requests prompt payment, thereby avoiding the charge of 50 cents for discontinuing and restoring service. This charge becomes effective after the 15th of the month.—Advertisement.

Every Department Offers Exceptional Values Saturday - Vandevors. Shoe Dept. Specials for Saturday at \$4.85 - these \$12.50 values are worth looking at. Choose Any Winter Dress At 1/2 Price Just 1/2 Saturday. Evening Gowns 1/2 Price. Specially Low Prices on Toiletries Saturday.

Only \$5.00 Down. Balance Easy Monthly Payments. Let us prove that the Eureka is the best, regardless of price or type. Phone Osage or Cedar 572 for Free Trial.

NOTICE! We are in the same location and prepared to serve your wants for Keys and Locks. Safe Work a Specialty. CEDAR 181. TULSA KEY SHOP 106 EAST THIRD ST.—IN SAME LOCATION

Three Watch Repair Men And One Clock Repair Man. QUICK SERVICE AND A SQUARE DEAL GUARANTEED. We are now thoroughly equipped to repair any make of watch, clock or piece of jewelry. Dr. G. H. Huddleston Registered Optometrist. B. T. LOLLIS, Manager Manufacturing and Repair Department. John, The Ring Man.

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