

RULES IN CONTRACT

Engineer Lewis Says They Should Be Submitted.

AGREEMENT IS IRONCLAD

State Officer Points to Terms Offered Settlers by the Deschutes Irrigation & Power Company.

SALEM, Or., Sept. 13.—(Special.)—Because the Deschutes Irrigation & Power Company has already embodied in its contracts with settlers many rules governing the supply and distribution of water, State Engineer Lewis thinks it is time general rules were adopted on the subject and approved by the State Land Board.

The ironclad agreement which the company has incorporated in its contracts, whereby the settler makes the terms of the contract a part of the deed from the state, even though the state refuses to recognize the contract, seems to form the chief basis for Mr. Lewis' desire that rules be adopted in the near future.

Manager J. O. Johnston, in behalf of the irrigation company, argued that the adoption of rules and regulations is a very serious matter, for the rules when once adopted will probably remain in force for many generations, hence the board should not act hastily.

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After making various other provisions regarding the use of water by the settler, the contract closes with a section authorizing the State Land Board "to incorporate this contract in its deed for said premises and to convert the same into a deed, so that the contract may be treated as an exhibit to said deed and a part thereof to the same effect and intent as if therein written and incorporated."

Still stronger provisions are contained in the release of lien which the company issues to settlers before they can secure deeds from the state. In this document it is stipulated that if the state agrees to sell the land, the settler shall not be bound by the terms and conditions of the contract in his deed, then the settler, his heirs and assigns agree that the contract shall forever be deemed, between the parties thereto, to be a part of the deed as fully as if written at length therein, anything in said deed to the contrary notwithstanding.

ROSEBURG FAIR OPENS.

Creditable Lot of Exhibits and Good Racing Programme.

ROSEBURG, Or., Sept. 13.—(Special.)—The twelfth annual District Fair was opened here today under favorable auspices. The pavilion exhibits are better and more extensive than ever before shown here. The blooded livestock is also the best ever exhibited here.

The horticultural products exhibited cannot be excelled anywhere. The agricultural section is also well fitted. The domestic, fancy work and art departments, unusual interest is shown, and the displays are very comprehensive.

Good racing programmes have been arranged for each day, and some very fast horses are now at the track, which is in excellent condition. A feature of local interest is saddle horse races scheduled for each day. A light shower has cleared the atmosphere, and a successful fair seems assured.

SHINGLES ARE ON THE RISE

Effect of Agreement of Millmen to Shut Down for Three Months.

TACOMA, Wash., Sept. 13.—(Special.)—A second advance in the price of shingles is announced by millmen. This is, in part, the effect of the recent agreement among shingle manufacturers on Puget Sound and Gray's Harbor which provides for a three-months, beginning December 1, a month ago the prevailing price for Eastern shipment was \$1.5 a thousand. Today local firms are taking orders at \$1.6. Shingle men state that jobbers have awakened to the fact that the manufacturers mean business. The close of lake traffic about November 1 always has the effect of increasing prices, but never so early as at present. The prospect of a shortage, too, encourages Eastern dealers to buy heavily. Shingles are at least 10 cents higher today than a year ago.

PETITION AGAINST SALOONS

Forest Grove Council Has It Read and Defer Action.

FOREST GROVE, Or., Sept. 13.—(Special.)—At the meeting of the City Council last evening City Recorder King, who is about to move to his farm near town, resigned his office and J. C. Clark was elected in his place. Mr. Clark has served two terms in the position and is familiar with the duties. A petition which had been circulated by the W. C. T. U., and which had the signatures of over 100 voters and 30 women citizens, was presented praying the Council to put a stop to the sale of liquors in "commercial clubs" and other unauthorized places, of which there are two or three now running

publicly. The Mayor and a majority of the Council said they were elected on the license issue and had attempted to license saloons, but the temperance people had tied their hands so far by injunction and they did not consider themselves responsible for present conditions. They now had two suits pending in court, which would probably be decided in a couple of months, and they were not in favor of any more litigation until they had a decision of the Supreme Court defining their rights in controlling the sale of liquors. No action was taken on the petition.

GIRL HEROINE AT BEND.

Terribly Burned in Saving Life of a Babe.

BEND, Or., Sept. 13.—(Special.)—Grace Kever, a candidate for the Carnegie medal for heroes. By her prompt action she saved the life of the baby of Mrs. Rowley, for whom she works as nurse girl. In doing so she suffered severe burns upon her arms, back and side and risked her own life in saving that of her charge. In lighting the alcohol lamp, the girl ignited the bottle of alcohol with which she had filled the lamp. The bottle burst and the flames spread quickly over the baby. The girl extinguished the flames on the child's clothing, and her own dress caught fire. Running out of the room, she put the infant in the arms of Mrs. Rowley, and ran towards the river to extinguish her burning dress. A tub of water stood on the porch, and she tipped this over, quenching the flames. Grace Kever is but 15 years old. In addition to the painful burns on her body and arms, there are blisters on her neck and face. She was taken to the hospital, where she is being treated. Her condition is serious, but she is expected to recover.

ELECTRIC LINE TO SALEM

PORTLAND CONSOLIDATED PEOPLE BEHIND THE PROJECT.

Plant of Citizens' Light & Traction Company at Oregon State Capital is Purchased.

SALEM, Or., Sept. 13.—(Special.)—Manager W. C. of the Citizens' Light & Traction Company, in this city, returned from Portland tonight, announcing that the party of Eastern capitalists behind the Portland Consolidated Railway Company has purchased all the interest in the local plant heretofore owned by I. W. Anderson, of Spokane, and the firm of Rhodes, Sinkler & Butcher, of Philadelphia, and will take immediate possession. Among the principal projects of railway extension contemplated by the new management is the connection of Salem and Portland by electric railway, to be promoted in the near future. Extensive building of lines out of this city and southward through the Valley is also contemplated.

Negotiations for this sale have been pending for some time, but have been conducted very quietly. The Philadelphia capitalists who sold out their interests came to Oregon two weeks ago and looked over the property here and since that time have been in Portland arranging the details of the deal. The consideration of the sale is not known, nor was the amount of the interest sold made public.

The local company is capitalized at \$200,000 and owns not only the electric light, street railway and electric power plant, but also the gas plant. The company has an option on water powers on the Santiam near Mehama and through its agents has an option on the purchase of a source for a water supply for a new water system for the city.

SOME SAMOANS DISSATISFIED

Talk of Revolt from German Rule in Upolo.

ABERDEEN, Wash., Sept. 13.—(Special.)—Captain Sangberg, of the schooner Oceanic, who reached here a few days ago from Apia, Samoa, after a voyage of 40 days, says that there is much discontent among the natives of the island of Upolo, of which Apia is the chief port, with German rule, and that a revolution was talked of when he was there.

One cause of dissatisfaction is the fact that in the island of Tutuila, where Americans are in control, labor is much better paid. Captain Sangberg is the chief town on the island of Tutuila, and has the finest port of any of the islands. While at Apia, Captain Sangberg witnessed a feast of natives of all the islands at which 20,000 persons were present. The occasion was the dedication of a Catholic church composed of cement and built by the natives.

The wrecks of several warships which went ashore at Apia during the hurricane of years ago are still to be seen. Captain Sangberg, on his arrival here, turned over the Vance to Captain Jorgensen, whose log was broken shortly before the vessel sailed for Apia.

Found With Bird on Him.

ALBANY, Or., Sept. 13.—(Special.)—Frank Caldwell, residing south of Albany, appeared in Justice of the Peace W. E. Risley's court today and pleaded guilty to killing Chinese pheasants out of season. The Justice imposed the minimum fine of \$10 and costs. Young Caldwell was found crossing a field with the bird in his possession last evening. Deputy Game Warden I. A. Munkers made the discovery, and let Caldwell go on a promise to pay his guilty duty.

This is the second case of violation of the game law to come before Linn County courts this season.

Large Fruit Dryer Destroyed.

EUGENE, Sept. 13.—(Special.)—The large fruit drying establishment of Hensil & Stangen, on the trail about six miles north of Eugene, burned at an early hour this morning, and is a total loss. This was one of the largest fruit dryers in this county and was only a few years old. It was worth about \$300, and was covered by insurance.

Find an Apparent Shortage.

OLYMPIA, Wash., Sept. 13.—(Special.)—Experts who are going over the County Treasurer's books since 1883 have discovered, it is reported, an apparent shortage of \$100,000 in the administrative of George Gebach, from 1883 to 1887. Mr. Gebach is now in Idaho.

Chamberlain's Colic, Cholera and Diarrhoea Remedy distributed and entered in all forms and in all stages. It never fails. For sale by all druggists.

FOR GREAT ORCHARD

Rich Tract Near Lewiston to Be Irrigated.

PLANS ARE NOW COMPLETE

Portland Capital Back of Company That Has Secured Control of 40,000 Acres of the Finest Land in Northwest.

LEWISTON, Idaho, Sept. 13.—(Special.)—Through filing of condemnation proceedings in the District Court here today for land on Craig Mountain, here became public a big irrigation project that is under way for this section of country. The project is of vast importance to this community and involves the expenditure of a large sum of money. Hartman, Thompson & Powers, well-known investment bankers of Portland, are at the head of the enterprise. Suits just filed involve the condemnation of lands which will be the initial reservoirs of the project, and plans for early work on canals and laterals are being made. The land comprising 40,000 acres south and east of Lewiston are being rapidly pushed.

Mr. Powers, who has been looking after the enterprise, has been in Lewiston many times, but his plans have been worked out so quietly that up to this time no statement has been issued by him or by his associates. With Mr. Powers are strong capitalists of Portland, San Francisco and Lewiston, and no stock is being sold nor any company organized to handle the project, the financing of the same remaining in first hands. F. D. Warner, of Portland, is manager here for Mr. Powers, but could not be seen today relative to the project. There is perhaps no finer body of land in the entire Northwest than that which lies in the district south and east of Lewiston, and while these lands are semi-arid in nature, there has been no year when a crop failure has been recorded. The promoters have quietly secured a large area of land. The plans are underfoot to convert the lands into orchard tracts, making it the largest irrigated district adapted to deciduous fruits in the entire Columbia and Snake River Basins.

SECRETARY NICHOLS IN A HUFF

Resents Apparent Intent to Undo the Work He Had Accomplished.

OLYMPIA, Wash., Sept. 13.—(Special.)—That the members of the State Tax Commission are attempting, without authority, to dictate the policy of the State Board of Equalization, when the law of 1905 made them members of the board this year only to enable them to gain information for their own work, were assertions made by Secretary of State Nichols, at a short, but warm session of the Board of Equalization this afternoon.

Mr. Nichols, who, under the provisions of the law, has served on the Board of Equalization for five annual sessions, took affront at a motion made by Chairman T. D. Rockwell, of the new Tax Commission, that it was the sense of the board that the counties of the state should be reclassified for the purpose of equalizing the taxes. Mr. Nichols, apparently, took this motion to be a criticism of the classifications of last year, at which time the board was composed of himself, the State Auditor and the Land Commissioner.

Mr. Rockwell said that he believed he had a right to make a motion, and that he did not consider the making of it to be an attempt to dictate to the board. Auditor Clausen and Chairman Rockwell attempted to smooth matters down by pointing out that the board was not ready to take up the matter anyway, inasmuch as all county reports were not in. Rockwell thereupon withdrew his motion, but Nichols left the room. A private conference was immediately called of the members left by Auditor Clausen. It was decided that a motion to reclassify was not necessary, that the board should proceed to classify the counties without reference to last year's work and without terminating it a reclassification.

ABNER WEED HAS SIGNED UP

Government Requirements Nearly Met on Klamath Project.

KLAMATH FALLS, Or., Sept. 13.—(Special.)—Abner Weed, of Clatskanie, Cal., signed up his entire excess land holdings, amounting to 7400 acres, with the Klamath Water-Users' Association to reclassify the lands. This makes 72 per cent of the total excess land under the lower project, whose owners have signed the excess deeds, only lacking 28 per cent of the amount asked by the Government.

GROUND LIKE A SPONGE

HEAVY RAINFALL QUICKLY ABSORBED IN THE PALOUSE.

First Moisture That Has Been Precipitated in That Section Since June 23.

GARFIELD, Wash., Sept. 13.—(Special.)—Rain for the first time in 81 days has been falling in the Palouse country throughout the entire Palouse country this morning. The wheat crop here is one of the largest in the history of the Palouse, but it is believed he was either going to drop or that the parched earth drinking it in quickly. The oldest pioneer wheatgrower says this is the first year in the history of the country that what rain has fallen at harvest time. Senator McCrooke, the wheat king, says this is the longest dry spell ever known in the Palouse country. "I have raised wheat here for 18 years," he said, "and I never dry crop except experience. Indications are that the rain will continue through the night."

No Damage to the Grain.

COLFAX, Wash., Sept. 13.—(Special.)—Nearly half an inch of rain fell throughout the Palouse country since 1 o'clock this morning, stopping all harvest work. No damage is feared to the grain, which is unusually hard and dry, but the rain will be of inestimable value to fall pasture, late fruit and sugar beets.

This is the first rain that has fallen in more than two months, and the ground was dryer than it has been in many years.

Insures Start for Fall Grain.

THE DALLES, Or., Sept. 13.—(Special.)—The last 24 hours has seen the breaking of the long and unusual dry spell throughout Wasco County. Over half an

inch of rain has fallen in that time, which, according to the weather record, is more than the ordinary fall at this season. This insures a splendid start for the fall grain, the seeding of which is now going on throughout the grain-growing belt.

Forest Fires Checked.

GRANT'S PASS, Or., Sept. 13.—The first rain for over three months fell in this city and over Josephine County yesterday. Because of the unusual dryness, the deep dust and parched condition of things generally, the rain is of great benefit. Forest fires, burning in the surrounding mountains, are checked by the heavy showers, and the atmosphere is cleared of the dense smoke.

CAR HITS A PATROL WAGON

Bay City Policeman Will Die of Numerous Fractures.

SAN FRANCISCO, Sept. 13.—Policeman Thomas F. Bean, while on a patrol wagon tonight, received injuries that will result in his death. The wagon was on the way to secure a prisoner, when it was struck by an electric car. The vehicle was dashed against a telegraph pole and badly damaged. Bean was pitched into the door of the Harbor Emergency Hospital. He sustained fractures of the head, legs and arms. The driver, George Shepton, was badly hurt.

Acrobatic Youth Tumbles.

ALBANY, Or., Sept. 13.—(Special.)—While the 8-year-old son of Ole Saltvelt, was performing acrobatic feats with some companions today, when the former fell, suffering a severe fracture of the left leg and lateral to the hip. He was lying on an upright position, and fell to the ground.

HAMILTON IS IN HIDING

REMITTANCE MAN WAS OUT OF FUNDS.

Kept in Seclusion of Union-Street Lodging-House at Seattle and Alarmed His Friends.

SEATTLE, Wash., Sept. 13.—(Special.)—James Hamilton, the son of Sir James Hamilton, Brigadier-General in the British army and a nephew of the Duke of Abercorn, has been living in seclusion in a Union-street lodging-house. Young Hamilton himself made his presence known and offered the explanation for his disappearance that his funds had given out and he was waiting for a remittance. Money must come either from the Duke of Abercorn, or from the Duke of Devonshire, or from the Duke of Devonshire, or from the Duke of Devonshire, or from the Duke of Devonshire.

ROBBED OF HER JEWELS.

Mrs. G. W. Davis Loses Handbag and Contents on the Flyer.

TACOMA, Wash., Sept. 13.—(Special.)—Mrs. G. W. Davis, of Portland, was robbed of a handbag containing jewels valued at \$450 while making the trip from Seattle to Tacoma on the steamer Flyer last night. Mrs. Davis remembers having the jewels when she left the Lincoln Hotel, in Seattle, and believes she was robbed while at the dock in Seattle, where there was a large crowd. Today Mr. Davis notified the Seattle police of the robbery. Included in the stolen jewelry was a sunburst worth \$300. Diamond earrings worth \$100 were saved. Mrs. Davis having taken her husband's advice to wear them.

Dead Body by Roadside.

GRANT'S PASS, Or., Sept. 13.—Yesterday afternoon the body of a man was found dead by the roadside, in the lonely pine woods along Rogue River, seven or eight miles below here. A farmer coming to Grant's Pass for supplies discovered the body.

The coroner about the body, and the condition of the road, would indicate that murder had been committed. The dead man's identity is not known, but it is believed he was either going to or from the fields on the Lower Rogue and Applegate.

Boy Will Recover From Shock.

WOODBURN, Or., Sept. 13.—(Special.)—Ben Edridge, of Champegoe, who was struck by lightning as he was returning from school to the house, will recover. But little hope was at first entertained that he would survive the great shock. The electrical bolt struck the left side of his face and descended through his body.

The report that a Portland woman hopped was struck by lightning near Hubbard turns out to be incorrect.

Hops Benefited by the Rain.

WOODBURN, Or., Sept. 13.—(Special.)—The rains helped the hops and the outlook seems brighter, provided the rains cease. East of Woodburn the yards have mostly made as good a showing as last year, but west of this city the output shows a shortage of one-third from last year, and in some instances one-half.

HONOR HIS MEMORY

American Board Commissioners at Walla Walla.

SEE WHITMAN'S GRAVE

Vigorous Defense of the Whitman Story Is Presented at the College Memorial Chapel by President Capen.

WALLA WALLA, Wash., Sept. 13.—(Special.)—The elaborate preparations of the citizens of Walla Walla to entertain the delegates on the way to Seattle to attend the annual convention of the American Board of Commissioners for Foreign Missions were marred this afternoon by the necessity of leaving out the exercises arranged to take place at the Whitman monument. A bad engine in Montana made the special train of 10 coaches four hours late and the 200 delegates who expected to spend two hours near the scene of the massacre of the martyred missionary were only able to catch the glimpse of the monument and grave in the approaching twilight, while the train made a two-minute stop for the hour.

Early this morning a special train left here with a committee of citizens to meet the visitors at Walla Walla headed by President S. B. L. Penrose, and Mayor Gilbert Hunt. It was 1:30 P. M. when the special train bearing the delegates pulled into Walla Walla and was immediately switched on the O. R. & N. tracks arriving at Walla Walla at 4:45. They were met at the depot by a committee and citizens and driven to Whitman College gymnasium, where a banquet had been prepared in their honor by the ladies of the Congregational Church. Covers were laid for 200 guests.

At 8 o'clock the guests were ushered across the campus by college students to the chapel of Whitman memorial building, where the exercises of the evening took place. The platform was occupied by officials of the American Board and members of the local committee. A choir of 30 college students furnished music. The large room was crowded to the doors by delegates from New England, New York and Middle States, and college students and citizens of Walla Walla.

President Penrose introduced President S. B. Capen, of the American Board, as the first speaker. After voicing the appreciation of the visitors for the hospitality received, he gave the address on "The Significance of the Whitman Commission," which was to have been delivered at the monument this afternoon. It was a vigorous defense of the Whitman story and the great service rendered by the American Board missionary to the United States. Dr. Penrose was congratulated on his work in helping found a Christian commonwealth.

A. E. Dunning, editor of the Congregationalist, said the making of the nation was in the hands of the youth of the West as the East is practically cast in a mold. Roosevelt's special power developed in such surroundings. David P. Jones, the Mayor of Minneapolis, spoke on the responsibility resting on educated men and women, telling students that they would help Whitman most by using their education to advance good citizenship.

Dr. Dawson, the London evangelist, said the battle of the missionary must be fought, not in Asia, but in the pews of the church. The dramatic feature of the evening was the sending of a telegram to Dr. Pearson, on motion of Dr. Patten, secretary of the board. They agreed unanimously to wire him that "the Congregationalists, on their way to the meeting of the American board, stopping at Whitman, send greeting, rejoicing in what you have done for this institution as a memorial for one of our hero missionaries."

The change of programme necessitated the omission of the recollections of Mrs. N. A. Jacobs, the sole woman survivor of the great massacre, which were to have been read by herself. As the delegates marched out of the building in procession they were cheered by an enthusiastic crowd of the students who had assembled on the steps to bid them farewell. The special train which bore the guests away left the depot at about 10 o'clock.

NORTHWEST DEAD.

Thomas Morrow.

PULLMAN, Wash., Sept. 13.—(Special.)—Thomas Morrow, a prominent young business man, died here last night, of peritonitis, after an illness of but three days. Two hours after Morrow's death his wife gave birth to a baby boy. Morrow had been here five years, and was unusually popular. He was a member of the Knights of Pythias, and will be buried by that order. He left a widow and two children, the eldest aged 15 months.

Mrs. J. R. Trembath.

OREGON CITY, Or., Sept. 13.—(Special.)—Martha, aged 51 years, wife of John R. Trembath, Sr., died suddenly at the family home here this afternoon of blood-poisoning resulting from an abscess. Martha Willis was a native of Cornwall.

"Clothes don't make the man—but they often make or mar his pleasure."

Every man owes it to himself and to his business to wear clothes that look well, that are just right—and yet dress within his means. Every garment we make exactly represents an original custom made model, the cost of which would be prohibitive except to the very wealthy—and yet when it is reproduced and the cost spread over a number of garments, the price is moderate.

ROSENWALD & WEIL CHICAGO NEW YORK. Our style book, "Deeds in Cloth," is sent on request.

THE XXTH CENTURY SEWING MACHINE. The highest type of FAMILY SEWING MACHINE—the embodiment of SIMPLICITY and UTILITY—the ACME of CONVENIENCE. Expert Sewing-Machine Repairs. Also sewing-machine oil of absolute purity and the best Needles and Parts for all machines at Singer Stores.

CASTORIA. The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of Dr. J. C. Fletcher and has been made under his personal supervision since its infancy. All Counterfeits, Imitations and "Just-as-good" are but Experiments that trifle with and endanger the health of Infants and Children—Experience against Experiment.