

HEROIC PLUNGE

Plunges Into Surf Near Mocpils to Save Drowning Girl.

BRAVE STRUGGLE IN SEA

Exhausted Swimmer Finally Brings Senseless Form Ashore, but Refuses to Tell His Name to Excited Crowd.

MONTESANO, Wash., July 24.—(Special.)—At the risk of his life, Freeman Durdie saved little May Hicks from drowning in the surf at Pacific, a Summer resort, near Mocpils, a few days since. Modest as he is, young Durdie declined to give his name to the crowd that gathered around him when, almost exhausted, he brought the senseless child ashore after a hard struggle with the undertow.

The tide was running out in the evening, but the balmy air tempted a number to bathe in the shallow water. May Hicks had ventured out until the water was nearly to her waist, when she was seized by the undertow and swiftly carried out to sea.

Just at this critical moment Freeman Durdie, a youth of 19, sauntered along the beach. Durdie is in the employ of a contractor putting in a bridge over Joe Creek, and was returning from Mocpils with the mail for the crew at work on the structure. Durdie did not hesitate a minute, but, dropping his package of letters and papers, and seizing a three-foot plank lying high up on the beach, he plunged into the sea.

It took but a few moments to reach the child, who had swallowed so much sea water that she was unable to struggle. For a quarter of an hour the strapping brawler the adverse current, and finally, when nearly breathless from his long swim, he managed to get to the bottom and he struggled ashore with his helpless burden.

Attracted by the cries of the bathers, a crowd had gathered and watched the silent struggle on the surf. Congratulations were showered on the hero, but to all requests for his name, the youth replied that he had only done his duty, and did not see that he had performed any marvelous feat. When he arrived at the station, he handed the child to his mother, and his fellow-workers finally obtained enough facts from him to identify Durdie as the hero of the rescue.

NEGLIGENCE MUST BE SHOWN

Supreme Court Makes Ruling Regarding Logging in Streams.

OLYMPIA, Wash., July 24.—(Special.)—The Supreme Court late this afternoon handed down a decision of importance to logging interests which use streams or rivers within the state for carrying on their business. The case was that of W. H. Mitchell vs. the Lea Lumber Company, from Thurston County.

Damages and injunction were asked for by plaintiff on account of the use by the defendant of the Deschutes River. A non-suit was granted by the lower court and the case was brought to the Supreme Court and trial ordered. The higher court says the testimony may show that Mitchell is entitled to recover, but is not entitled to an absolute injunction.

A new principle is laid down by the Supreme Court in this case to the effect that in order to recover damages in such cases it must be shown by the plaintiff that the stream is being negligently used. The court recognizing the fact that logging is an industry entitled to use streams within reasonable limitations.

FEDERS FOR CULDESAC LINES

Labor Is in Great Demand in Lewisiston Country.

LEWISTON, Idaho, July 24.—(Special.)—An Evening Teller special from Idaho announces that the Northern Pacific made its first definite move today in the construction of the Culdesac-Granville extension of the Clearwater Short Line Railway. A crew of surveyors short this morning to run lines from the new town of Lewisiston to Nez Perce, which will tap the rich Nez Perce Prairie. Another line is to be extended to the timber belt of the Craig Mountains.

So great is the demand for labor here that when Foreman Ryan, of the bridge construction crew, attempted to renew work on the tracks, and they began to bridge this morning, he was able to secure but two men. Farther up the country the railway contractors are making work on the Culdesac-Granville extension, the farmers evidently having the better of it for the men are forsaking the construction camps for the harvest fields.

CRUSHED BETWEEN CARS

I. L. Walker is Killed in Yards at Ashland.

ASHLAND, Or., July 24.—(Special.)—Lumford I. Walker, employed as a night car inspector in the Southern Pacific Railroad yards at Ashland, was crushed to death while engaged at his work, at 2 o'clock this morning. With another inspector he was working on the breakdown of a freight car, without displaying end lights. The locomotive of a freight train switching in the yards moved some cars on the same tracks, and they became the car at which the men were employed, catching Walker, who was badly crushed and lived less than two hours after the accident happened.

Walker was 40 years of age, and left a widow and three children. He was a member of the Woodmen of the World and was greatly respected.

START FOR AMERICAN LAKE

First Battalion of Fourteenth Infantry Leaves Vancouver.

VANCOUVER, Wash., July 24.—(Special.)—The first departure of the troops for American Lake commenced this morning, the first battalion of the Fourteenth Infantry leaving for that place. They marched as far as Hignawana today. The battalion was accompanied by Captain Robert E. Noble, assistant surgeon. Troops will follow in regular order from now on.

Company B of the Hospital Corps, consisting of 100 men, arrived at this post this morning and will have here soon for American Lake, they were commanded by Captain Albert E. Truby. Two batteries of field artillery are expected to arrive here from California some time this evening.

PRIZEFIGHTERS MUST GET OUT

Seattle Chief of Police Says Crooks Follow in Their Train.

SEATTLE, July 24.—Chief of Police Wapenstat gave instructions today that in the future prizefighters, their trainers

and hangers-on would not be permitted to remain in Seattle and continue their prizefight preparations. The Chief said he would draw a gang of crooks that give it a misdemeanor for anyone to be connected in any capacity with a prizefighter. The minimum punishment is a \$50 fine and 30 days in jail and the maximum \$1000 fine and one year in jail.

LINEMAN'S ARM IS CRUSHED

E. J. Johnson Was Beating Way South From Portland.

ALBANY, Or., July 24.—(Special.)—To fall from the roof of a moving passenger car and have his arm crushed under a pulp under the state law which makes it a misdemeanor for anyone to be connected in any capacity with a prizefighter. The minimum punishment is a \$50 fine and 30 days in jail and the maximum \$1000 fine and one year in jail.

CANAL IS TO BE BUILT

COLD SPRINGS PROJECT MUST WAIT FOR LABOR.

Bid on the Government Irrigation Dam and Reservoir Has Been Rejected.

PENDLETON, Or., July 24.—(Special.)—Notwithstanding the fact that the bid on the Government dam and reservoir of the Cold Springs irrigation project was rejected, the work of constructing the canals and other features of the project will proceed, it is thought, at once.

The Puget Sound Bridge & Dredging Company, Seattle, has secured the contract for building 25 miles of main canal from the Umatilla River to the reservoir site, at a bid of \$48,592, has already made partial arrangements for beginning work on their contract. In agreement of the company has been in Echo and Hermonist this week making purchases of hay, beef, vegetables and grain, and will soon establish headquarters preparatory to beginning actual work on the canals and ditches.

The work under this contract includes 700,000 cubic yards of earth excavation, 6000 cubic yards of rock excavation, 2300 cubic yards of concrete and 3000 cubic yards of masonry. The concrete will be placed at various places. The concrete will include the headgate, which will be a massive structure, for the diversion of the water into the canal. The work on the main canal leading to the reservoir.

The Newport Land & Construction Company, of Echo, was the second lowest bidder on that part of the government work, their bid being \$55,675, and if the Seattle company fails to build the canal work will be turned over to the Newport company. These bids were next lowest.

The labor question is very puzzling and contractors are very doubtful about securing a sufficient number of men. It is almost impossible to secure any sort of a crew now, and it is thought that work will not progress very rapidly on the government work. The work is being started now and it is thought that it may be started now in accordance with the terms of the bid.

REPUSES SCHOOLHOUSE SITE

Southern Pacific Declares Its Lands Are Not for Sale.

SALEM, Or., July 24.—(Special.)—Governor Chamberlain is much incensed over the refusal of the Southern Pacific Company to sell a small piece of land near Drew, in Douglas County, for a schoolhouse site. In response to an appeal from the school district to him for assistance, he has declined to do so, and has ordered condemnation proceedings, and says that if necessary he will act as attorney for the district in the effort to secure the land.

According to the statement made by the directors of the district, the only desirable location for a schoolhouse in that sparsely settled district is upon land owned by the railroad company. The district asked the company to sell enough land for a schoolhouse site, but after the request went from one officer to another it was refused. The company, says Chamberlain, "if it cannot sell a few acres for a site for a schoolhouse in a remote school district, they will find some way to compel it to do so." The Legislature of 1905 passed an act authorizing school districts to bring condemnation proceedings to secure sites for schoolhouses, and I have advised these people to proceed under that law. I have also called that act to the attention of the railroad people."

Appointed by the Governor.

OLYMPIA, Wash., July 24.—(Special.)—The following appointments were announced today by Governor Mead: Dr. James R. Yocum, of Tacoma, member of the State Board of Health, for term ending December 30, 1910, succeeding himself, term expired.

J. D. Cornett, of North Yakima, trustee of the State Normal School at Ellensburg for the term ending June 26, 1912, succeeding himself, term expired. Henry A. Williams, Ellensburg, member of the State Normal School at Cheney for the term ending July 29, 1912, succeeding himself, term expired. L. L. Tallman, Walla Walla, member of the State Board of Pharmacy for the term ending December 31, 1911, succeeding himself, term expired. D. S. Yarwood, Mohler, Joel Shoemaker, Seattle, and John F. Green, Harrison, delegates to the National Irrigation Congress in Boise, Idaho, September 3 to 8.

Few Democrats at Convention.

LEWISTON, Idaho, July 24.—(Special.)—Less than 20 Democrats, representing 37 precincts of Nez Perce County, were in attendance at the county convention today, which selected 27 delegates to the State Democratic Convention, which convenes in Couer d'Alene City Monday, August 6.

TRACK BAD SHAPE

Rotten Ties Picked Out Near Diamond Lake.

NONE OF DEAD RECOVERED

Passenger on Great Northern Flyer Says Train Was Run at Great Speed Through Tunnel to Sharp Curve.

SPOKANE, Wash., July 24.—When the Spokesman-Review correspondent left the scene of the disastrous Great Northern wreck, 30 miles from Spokane, none of the bodies buried in Diamond Lake had been recovered. Efforts with a steam derrick to raise the submerged locomotive and cars were unsuccessful. The known dead

BELIEVED TO HAVE BEEN KILLED BY PULJANES

CORVALLIS, Or., July 24.—(Special.)—It is believed here that the Lieutenant Williams referred to in a dispatch in yesterday's Oregonian, announcing the defeat of a detachment of Philippines constabulary and the killing of Lieutenant Worwick, of Kansas, and 13 privates, is Lieutenant Floyd Williams, formerly a well-known Oregon Agricultural College student and athlete. According to the dispatch, Lieutenant Williams was in command of the detachment which was attacked and defeated by 600 hostile natives on the island of Leyte.

Relatives of his at Independence also believe the man in command to have been Lieutenant Floyd Williams. Latest letters from him were to the effect that he was to leave Manila for the field July 1. He was then expecting promotion.

Williams was a well-known athlete. For several years he has been in command of the detachment which was attacked and defeated by 600 hostile natives on the island of Leyte. He was then expecting promotion.

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locate the engine, we were unable to get the bodies."

GREAT NORTHERN'S EXTENSION

Will Develop Country Between Tacoma and Portland.

TACOMA, Wash., July 24.—(Special.)—The Tacoma-Portland line of the Portland & Seattle Railway is being built as an extension of the Great Northern. All the tracks from Tacoma south are to be honeycombed by electric branches and railroads of the Hill system. The branch from Chehalis into the Big Bottom country is to be finished for the Portland & Seattle. The line crosses that city parallel with the present line of the Northern Pacific. He is still buying rights of way in the city limits of Centralia and Chehalis.

ALMHOUSE TO BE ERRECTED FOR PERMANENT CHARGES AND CLOTHING FACTORY TO GIVE EMPLOYMENT TO SAN FRANCISCANS.

SAN FRANCISCO, July 24.—After an extensive investigation, the manner in which relief is being dispensed to refugees in this city, Allan Pollock, of the Relief and Red Cross Funds Association, has made recommendations for some changes in the method of caring for the homeless. He urged the issuance of clothing be immediately stopped and that \$200,000 be appropriated for the purpose of permitting orders to be made on retail stores for clothing.

PHOENIX ROYAL REPUDIATES

Vienna Company Claims Exemption Under Earthquake Clause.

SAN FRANCISCO, July 24.—The Phoenix Royal Insurance Company, of Vienna, which carried about \$2,000,000 insurance in this city, has decided not to pay any loss growing out of the conflagration of last April. The company's policies carried on the earthquake clause. The following official notice was issued by the delegates sent from the home office and the adjuster:

To the claimants of the Austrian Phoenix Royal Insured Insurance Company, of Vienna, Austria.—We wish to convey to you the instructions received from the home office of this company, Austria, viz: That all claims which have been filed against this company by reason of the earthquake which occurred on the morning of April 18, 1906, are invalid, as all policies of this company became null and void by said earthquake, as the same was wholly responsible for the conflagration that followed.

FREIGHTHANDLERS ON STRIKE

Tie-Up at Bay City Is Assumed

SAN FRANCISCO, July 24.—Between 400 and 500 freighthandlers in the employ of the Southern Pacific struck today. Their action further complicates the freight tie-up in Oakland. The freighthandlers' demand an increase of 10 cents from 25 cents to 35 cents an hour, such as was granted the freighthandlers on this side of the bay over a year ago.

Every hour adds to the serious nature of the freight tie-up, which threatens to become a situation of the gravest nature to the Southern Pacific, and it is feared that all shipments of lumber have been forbidden from the north to this city, about 400 cars of freight were added to the congestion today, and increased the confusion that already exists.

A conference was held by the leadership of the Southern Pacific today, and E. E. Calvia, E. W. Luce and other officials devoted their time and energy to solving the problem. Julius Krueger, president of the city, was present to give his attention to the meeting. He left the details to the local officials, after warning of the grave situation that confronts the city, and urging them to take drastic measures.

As a result of this conference, the officials of the Southern Pacific decided to do missionary work among the consignees, and show them the extremity in which the city and the state are placed on account of the lack of cars, and appeal to them to do their part and help clear the crowded tracks. If this method is unsuccessful, and the consignees are still unwilling to unload their freight, other methods will be tried to force them to take care of the goods they have ordered.

As soon as the ashes of the fire had cooled, large orders for all kinds of goods were sent East, and the goods were rushed out with the greatest possible speed. These goods arrived in the city, but the merchants found that, instead of being provided with ample accommodations, they had a hard time to get any. The result was that the freight stood on the sidings waiting to be unloaded, and the consignees had no place to put it.

Milwaukee Company Withdraws.

SAN FRANCISCO, July 24.—The Milwaukee Mechanics' Insurance Company, of Milwaukee, Wis., has withdrawn from the State of California, and given notice to its agents to cease writing business here.

The company's loss in the fire which it insured at \$1,000,000, was \$2,387,070.34. The company has a net surplus, after the deduction of its losses here, of \$327,915.98.

Berkeley Police Threaten Strike.

BERKELEY, Cal., July 24.—The police force of Berkeley with the exception of Chief August Vollmer's office force, gave notice last evening that unless the pay of each officer is increased at once the police will be left without police protection. Eight veteran officers presented their ultimatum to the Town Trustees. Chief Vollmer's office force had a hard time to get any. The result was that the freight stood on the sidings waiting to be unloaded, and the consignees had no place to put it.

Deaf Mute Boy Drowned.

MARTINEZ, Cal., July 24.—Harry Islet, the son of John Islet, a wealthy rancher, of Martinez, was drowned while bathing in the river at Knightston. This is the third child of Islet who has been drowned in the waters of the bay near here. All the sons were deaf mutes and when in danger while bathing had no means of attracting the attention of those who might have saved them.

Reward Offered for Assassin.

OLYMPIA, Wash., July 24.—(Special.)—Governor Mead today offered a reward of \$500 for the apprehension and conviction of the man who waylaid and killed Jack Demish, in Stevens County, June 13 last. The officials of Stevens County have advised the Governor that a reward may lead to the apprehension of the assassin.

THE PEOPLE RELIEF

Pollock Urges That Issuance of Clothing Cease.

EACH REFUGEE TO GET \$10

Almhouse to Be Erected for Permanent Charges and Clothing Factory to Give Employment to San Franciscans.

SAN FRANCISCO, July 24.—After an extensive investigation, the manner in which relief is being dispensed to refugees in this city, Allan Pollock, of the Relief and Red Cross Funds Association, has made recommendations for some changes in the method of caring for the homeless. He urged the issuance of clothing be immediately stopped and that \$200,000 be appropriated for the purpose of permitting orders to be made on retail stores for clothing.

Mr. Pollock would have \$10 given to each refugee, for the purpose of assisting them to take the first step toward becoming self-supporting. He strongly advised the immediate abolishment of the soup kitchen.

Other features of the scheme outlined by Mr. Pollock are that \$500,000 be distributed among charitable institutions for relief work; that the immediate completion, at a cost of \$100,000, of an almshouse for refugees who will be permanent charges; that \$200,000 be appropriated for the purpose of permitting orders to be made on retail stores for clothing.

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that the land was not swamp-land, for when patent has been issued it will be presumed that all the prerequisites have been complied with, and a title conveyed is inalienable to collateral attack; and, finally, that Morrow could not hold possession of a claim upon which final proof had not been made by the deceased, and, therefore, he is in no position to question plaintiff's title.

FORCED OUT

Terrible Calamity That Has Befallen a Large Clothing House.

Charles A. White, Omaha's largest clothier, with an established reputation of over 20 years for carrying on the highest grade of men's, boys' and children's clothing, shoes and furnishings, was forced from his building, which was leased over his head without notice, just at the time when his indebtedness for this season's goods was due.

Not being able to find another location in Omaha adequate to dispose of his large stock at this unfortunate time, he was compelled to move the stock where he could realize on it quickly to save his good name, and chose Portland as the best place, freight rates being cheaper than to points in the interior.

This immense stock of \$108,000 worth of men's, boys' and children's clothing, shoes, furnishings, etc., has been moved into the large storeroom, 34 North Third street, corner of Couch, Portland, Oregon, where this magnificent stock will be sold out at retail for

99 1/2 Per Cent Less Than Manufacturers' Cost FOR NINE DAYS ONLY. SALE BEGINS THURSDAY, JULY 25, AT 8 A. M. AND CLOSES SATURDAY NIGHT, AUGUST 4, AT 11 O'CLOCK. This is a tremendous sacrifice, as we were considered very close buyers by the trade. You cannot appreciate what a great reaction this is until you see the goods and prices.

Do Not Miss This Rare Opportunity of getting the biggest bargains in Clothing, Furnishings, etc., ever offered to the people of Portland, as you may never be able to get a chance like this again. Below we give all the prices, to show what tremendous sacrifices we are making. Just remember that all goods priced in this advertisement can be brought back any time during the sale:

A fine suit of men's clothes, all to match \$2.98 This suit is positively worth \$12.50 or your money refunded at any time during the sale.

Men's fine Suits and Overcoats, in chevrons and Scotch plaids \$4.98 (Worth \$15.00 or your money refunded at any time during the sale if you are not satisfied.)

Men's splendid Suits and Overcoats, in velour finish cassimeres, all sizes \$5.93 (Positively worth \$18.00 or your money refunded.)

Silk and satin-lined Dress Suits and Overcoats in plain checks and striped colorings \$7.98 (They are positively worth \$22.00.)

Men's extra fine Dress Suits and Overcoats in all the latest styles and shades, all sizes, all sizes, all sizes, equal to the finest \$40.00 tailor made-to-order garments for \$12.00 (Don't fail to ask to see these garments.)

Men's finest Waterproof Overcoats (maker's guarantee ticket on every coat, worth \$20 to \$25) \$2.98 (Don't fail to see them.)

Men's fine Dress Pants 98c (Worth \$2.50 or your money refunded.)

Men's fine Trousers for Sunday wear, in worsted and fancy stripes, all sizes (Positively worth \$5, \$6 and \$7 or your money refunded.)

Boys' Suits and Overcoats \$1.98 (Worth \$4.50.)

Boys' finest Suits and Overcoats, worth \$5, \$6 and \$7 \$2.49 (Worth \$10.00 or your money refunded.)

1000 pairs Boys' Knee Pants, worth \$1.00 \$1.50

Men's best quality Unlaundered Shirts, worth \$1.00 42c

Fine Dress Shirts, worth \$1.50 19c

Men's fine Silk-Embroidered Suspenders, worth 75c 6c

Good heavy Socks, worth 25c 12c

Over 1500 pairs of fine Knickerbocker calf, worth from 50c to \$1 14c

Men's Handkerchiefs, worth 25c 3c

Men's and Boys' Caps, worth 35c 13c

Men's Blue Flannel Shirts, worth \$2.50 75c

Men's Overalls, all sizes, all sizes, all sizes, worth \$2.50 39c

Black and Tan Hose, worth 25c 4c

Towels, worth 15c 4c

Odd Coats and Odd Vests at your own prices; 500 of other articles too numerous to mention.

MEN'S FINE UNDERWEAR AT LESS THAN HALF THE COST OF PRODUCTION.

SHOES.

Men's velour calf, worth \$2.50, all sizes, all sizes, all sizes, worth \$2.50 \$1.25

Men's fine black Kangaroo and cow calf, worth \$4, at \$2.49

Men's cordova and kangaroo wets, worth \$4.50, at \$2.51

Men's finest wets in vel