

#### Surveyor Reports Fence Around Federal Land Is No Solid Barrier.

### STOCK IS NOT KEPT OUT

Witnesses for Defense of Wealthy Rancher Say Enclosed Land Is Used for Pasture by All Who Desire.

Witnesses for the defense in the trial of William Hanley for the alleged un-lawful fencing of Government land in Harney County yesterday testified that the inclosure surrounding the public land was not such a formidable ob-struction as to prevent stock from com-ing onto the premises. The same wit-nesses gave further testimony to the effect that the pasture lands so in-closed were commonly used by all of the residents of that section of the county. Witnesses for the defense in the trial

the residents of that section of the county. The principal witness for the defense was A. Faulkner, County Surveyor of Harney County, who was on the stand for the greater part of the day. Last April Mr. Faulkner made a survey of the defendant and the map which he prepared from his observations and field notes, showing the present condi-tion of the fencing, was admitted in evidence. In making this survey Mr. Faulkner and three ansistants spent 16 days, while the special agent, repre-senting the Government, devoted less than three days in making the observa-tions on which the Government insti-tuted a criminal suit against Mr. Hancounty. The tions on which the Government insti-tuted a criminal suit against Mr. Han-

#### Many Openings Are Found.

Many Openings Are Found. On direct examination, Mr. Faulk-ner testified that on one side of the inclosed tract, in a distance of 13% miles, there were 60 openings in the fence through which cattle had access to the land inclosed. Of that number of openings witness said 12 were gates, 25 were gaps where the wires had been cut or removed, while the other 20 en-trances resulted from the fact that the fence had failen down. On another side of the inclosure in a distance of 10 miles, witness testified that he found 35 other such openings, five of which side of the inclosure in a distance of 10 miles, witness testified that he found 35 other such openings, five of which were gates, 20 places in which the wire had been cut while the fence was entirely down in the other 10 instances. United States Attorney McCourt de-prediated the weight of this testimony to some degree by gaining from the witness the admission that in the ag-gregate the 55 openings about the in-closure did not exceed 2000 feet, or about two-fifths of a mile for the en-the distance of over 65 miles around the inclosure. Witness further admit-ted that some of the openings in the line of fence had been made recently, but when asked if the partial destruc-tion of the fence had been made to make a definite statement insisting that he or definite statement insisting that he over high hot here maintained for two or the fence was not such that it would turn stock.

#### Caught Up by McCourt.

Caught Up by McCourt. William E. Reed and W. T. Struck, who accompanied Faulkner on his sur-vey of the inclosure, corroborated the direct testimony of the surveyor. The former, however, made an admission on cross-examination by District At-torney McCourt, of which the prosecu-tion sought to make a point tending to show that neighbors residing outside the inclosure were not welcome to graze their stock on the fenced land. Reed, in testifying that he had fre-quently seen sheep on the pasture land, said that whenever he approached the flocks, the herders always "hiked" and invariably hid themselves. The District Attorney tried to the the witness down on this point and prove that there was some good reason for the herders to show any sharm at the approach of anybody representing

in all seriousness that "Umbrells Jim-hile" pursued her a few evenings since, while armed with a large revolver. He fired three shots after her, she said but thanks to her sprinting ability she out thanks to her sprinting ability she provided the leaden missiles and even would have been killed or injured any way, she said. This unknown over powered the swatic Irishman and took insisted. She told of another little girls who had been threatened with a revolver away from him. the child here been killed or injured any way, she said. This unknown over powered the swatic Irishman and took to first in Sheridan's hands. "Imbrelia Jimmis" has been solourn-for thereabouts and has been in trouble of thereabouts for the has LSB years. He has always been looked upon as quite faulties with mischlevous boys. He has always been looked upon as quite faulties with mischlevous boys. He has always been looked upon as quite faulties with mischlevous boys. He has always been looked upon as quite faulties with mischlevous boys. He has always been looked upon sen the faulties with believe he attempted to hoot a little girl, especially when the child. In South Portland, Sheri dan is the bugaboo whereby parents fighten the'i little ones into good be-parote a face at her and her image dates a face at her and her that on the made a face at her and her that the hand her her and her has been to be and her her and her made a face at her and her image.

#### SESSION 26TH ON

BISHOP S. P. SPRENG OPENS OREGON CONFERENCE.

Evangelical Association Names S. A. Siewert Secretary-Lay Delegates Admitted for First Time

The twenty-sixth annual nession of the Oregon Conference of the Evangelical Association was opened yesterday morning at Grace Church, Lents, by Bishop S. P. Spreng, D. D., who delivered his first message, covering the different phases of a minister's life. He said it was well to profit from the past, but necessary to plan for the future, to occupy new fields. The bishop declared the work of the church and ministry should be conducted on same business principles, and con-demmed all fanaticism. The opening ad-dress was delivered with force and elo-quence and commanded close attention by

quence and commanded close attention by the large audience present. The conference was organized by the appointment of S. A. Slewert as secretary, and L. C. Hoover and W. A. Gueffroy, as-sistants. After the organization, Bishop Charles W. Smith and Rev. W. B. Hol-lingshead, district superintendent of the Methodist Episcopal Church, were intro-duced to the conference. Bishop Builth said in his talk that it afforded him great pleasure to be present and greet the members of the Evangelical Conference, and especially to meet Bishop Spreng, whom he had known and associated with on inferdenominational committees in New York. Both, said Bishop Smith, were re-York. Both said Bishop Smith, were re-formed editors, having been in editorial harnees in Pennsylvania about the same length of time. He'closed his remarks by extending the best wishes and greetings of the Methodist Churches of the state. Bishop Spreng announced that for the first time lay delegates were to be ad-mitted. The following were sent by the two districts: 3. Heist, J. Smelzer. 3. Wadley, William Fisher, J. C. Lackel, A. Bittner, B. F. Heinrich, A. W. Frank-hauser. These were given seats in the conference. York. Both, said Bishop Smith, were reconference.

hauser, These were given seats in the conference.
On roll call the following responded: Revs. F. Bens, Portland; B. F. Culver, Portland; F. M. Fisher, Jefferson; H. E. Hornschuck, Portland; E. D. Hornschuck, Bellingham, Wash.; H. O. Henderson, Salem; T. R. Hornschuch, Seattle; F. W. Launer, Little Falls; Exra Maurer, Salem; G. W. Plumer, Everett, Wash.; C. W. Ross, Canby; N. Shupp, Milwaukle; S. A. Slewert, Tacoma; Theodore Schauer, Fortland; W. E. Simpson, Tizardeville; A. Weinert, Portland; J. A. Goode, Lents, Hunerant deacons-H. R. Geil, Albany; L. C. Hoover, Monmouth; E. G. Hornschuch, Portland; A. Gueffroy, Salem.
It was decided that the hours of the semion should be between 5 and 11:20 A. M., and 2:30 and 5 F. M. Conference went into executive seesion to pass on the charts of the semion and the potence.

went into executive session to pass on the charter of the ministers, after which adjourned. In the afternoon the time y occupied by the appointment of standing committees and hearing reports from the district elders, which showed satisfactory progress. Arrangements were completed for a lecture tonight by Bishop Spreng in the church, to which the public is in-



THE ELSNER HOTEL ON SEAVIEW BOULEVARD



ONE OF THE COTTAGES.

#### WE ARE **GREAT THINGS** ING

Wonderful changes are going on these days at Columbia Beach. Building after building goes up, improvement after improvement goes in, change after change takes place, and still the good work goes on.

The visitor at Columbia Beach these warm, resort-suggesting days will discover that we are indeed doing great things. The photographs used in this advertisement give but a partial idea of the real magnitude of the improvements now being carried forward. Columbia Beach is in truth the seaside capital of the Northwest.

Columbia Beach will have two roomy and well-equipped boat-houses, one on Neacoxie Greek and the other on Smith's Lake. The former will house the new rowboats and cances placed there by the company and the latter will make a home for the new 24-foot launch.

Columbia Beach will have a large number of rustic seats and bridges. Grading is now being done on the baseball diamond and running track. Two regulation tennis courts are being installed. These will be "matched board" courts to insure good footing and make them usable at any time.

2500 feet of 12-foot by 3-inch planking is being laid on Fifth street, connecting Idylewylde Park with the Beach front. Two wells have been bored, with a splendid flow of good drinking water, a report upon which will be published within a few days. At both wells we are erecting tanks of 30,000 gallons capacity each. A gravity system will supply the entire beach. Thousands of feet of pipe is now on the property.

Why not arrange to spend your Decoration Day outing at Columbia Beach. Special round-trip rates for Saturday, Sunday and Monday, \$3.00. Ample accommodations.

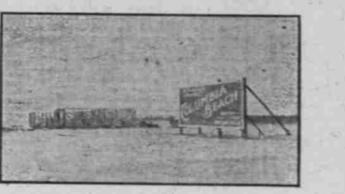




"THE SEASIDE CAPITAL OF THE NORTHWEST"



YE IDVLEWYLDE HALLE



BUILDING OPERATIONS ON BEACH FRONT

NEEPER'S COTTAGE.

15





FOUNDATION WORK ON BARN AND GARAGE

of these tanks in the upper story of typical Dutch mills. We have placed in our stables one of Studebaker's best spring hacks, a fine span of black mares and a full equipment for single, double or saddle use. Every noon train is met by this hack. All these things the company is preparing and installing for the use of Columbia

Beach residents After the Summer rush season is over a large, comfortable and substantial hotel

building will be erected on the beach front and a pier will be extended into the ocean. Orders have just been placed with Meier & Frank for equipping the dining-hall and the Elsmer Hotel preparatory to caring for the Northwest State Conference of the Young Men's Christian Association

During the season a Ohautauqua Auditorium will be crected, seating 3000 people. Our building department now has plans ready and orders to go ahead on numbers of beach cottages. The livery stable and grocery store will soon go up. Lumber is already ordered.

Columbia Beach is the liveliest beach proposition on the Coast today. It has grown and it is growing. Columbia Beach in its present state of improvement presents the strongest argument for itself, either as an investment or as the proper place for your permanent Sur mmer home. SEE US NOW !

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the approach of anybody representing the Hanley Interests. In response to more direct questions in explanation of this conduct on the part of the herders, the witness explained that it was customary for the keepers of sheep eithe to lie down on the ground or get be hind some obstruction whenever

hind some obstruction whenever a stranger approached. During the examination of Faulkner the defense offered in evidence a score of photographs which had been taken for the purpose of showing the actual condition of the fence at the time the surveyor made the detailed examina-tion of the inclosure last month. In connection with his testimony, Reed further supported the contention of the defense that the inclosed premises were used by all stockmen for grazing their defense that the inclosed premises were used by all stockmen for grazing their herds, by testifying that annually the neighbors assembled at the principal ranch to attend the "round-up" and claim their cattle. He declared that stockmen residing outside the inclo-sure at no time were prohibited from driving their herds onto the fenced hand and that when outside stock was brought onto the inclosed grazing lands the employes of Hanley never attempted to drive them out.

## ST. JOHN FREIGHT OFFICE

Councilman Davis as Agent. The O. R. & N. will open a regular freight office in the warehouse of the saturday with Councilman A. W. Davis as agent. Only carload business will be handled at present. This, however will be of great advantage to local shippers, as it will give St. John termi-ming tates and place it on the railroad map. Before long the company ex-pects to build its own depot and house map. Before local freight. Mr. Davis, the new agent, has been in the employ of the O. R. & N. for a the cashier's desk of the Soft John form the cashier's desk of the John form the John fo

"UMBRELLA JIMMIE" FREED

Court Holds Child Accuser Imagined

"Bugaboo" Fired at Her.

"Umbreils Jimmie" Sheridan, buga-boo of the children of South Portland, have sup in the Municipal Court yester-day morting on a charge that would have sent him to the penitentiary or insane asylum had he been guilty. But the court found that he had been made and so he escaped punishment. Maggie Cosgrove, 14 years old, was the complaining witness. She testified

MESSAGE FOR THE TIMES PEDAGOGUE IN Writer Discusses the Need of

World-Philosophy,

PORTLAND. May 27—(To the Editor.) —The Oregonian editorial entitled "A Little Philosophy" is fine and to the point. What the present and coming gen-erations need is a philosophy that is condensed and practical, and hence capa. ble of being utilized. In addition to the books recommended to the young friend. I call his attention to one more, that of Drummond's "Ad-Samuel Flint, teacher at a rural school Samuel Flint, teacher at a rural school

to the young friend. I call his attention to one more, that of Drummond's "Ad-dresses," a small book, less than one inch thick and printed in large type. The chapter on "Love" (the supreme gift), the gradest thing in the world, will make anyone a more spiritual person who will read it over again and again. The world is awakening finally to the fact that what it most of all needs is the simple truth, told in the smallest number of words possible, and in a way that reaches the hearts of maykind, something to make mankind better and more canable

to make mankind better and more enpable in every way to meet the requirements of plain Christian citizenship and neighborly love one to another. Ironbound orthodoxy is gradually weak-

ening and giving place to a better con-dition of public thought that is surely coming to stay and raving against it cannot avail anything.

Dutch-Americans intend to send to Queen Wilhelmina of the Netherlands in appropriate present to signify their princess. The movement started on the suggestion of the Netherland colony at New York and was taken up by the buch legation at Washington. J. W. Matthes, vice-consul of the Nether-lands at Portland, has received com-munications from the East requesting that he give former citizens of the old ountry now in Uregon an opportunity to contribute to this fund. Mr. Matthes announces that he will

**84 Fourth Street** 

**Board of Trade Building** 



dillion of public thought that is surely coming to stay and raving against it cannot avail anything. The church that does not keep up to day with public thought is destined to fall into decay and pass away in time under the radiant sunshine of truth that nothing can hide from us any longer. WARREN OLCOTT WENDELL. PRESENT FOR WILHELMINA PRESENT FOR WILHELMINA

## **OPPOSES BROADWAY SPAN** Mr. Gerlinger Gives Reasons for the

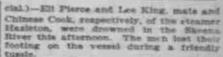
New Steel Project.

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