



TAFT WILL FIGHT FOR INDIAN LANDS

Prosecution to Reclaim Titles, Plan.

"JOKER" IN LAW TO BE OFFSET

Startling Conditions Bared by Department of Justice.

BATTLE TO BEGIN IN FALL

Government Will Try Coup by Seeking Receivers for Tracts, to Insure Benefits for Final Successful Litigants.

BEVERLY, Mass., Aug. 8.—A vigorous prosecution to reclaim title to a vast amount of Indian land in Oklahoma is being planned in the Department of Justice for the coming Autumn. One of the principal actions in prospect is to overcome the effect of an ingenious "joker" written into the Indian appropriation bill just before that measure was handed to the President for his signature. The "joker" was discovered by Solicitor-General Bowers, but it was agreed between the President and Mr. Bowers that it was too late to send the bill back to Congress and that a means of offsetting the "joker" would be devised.

This "joker," which is now a law, granted the right of appeal to the United States Supreme Court in a case involving over 30,000 Indian tracts which had been decided in favor of the Government by the Court of Appeals of the Eighth Circuit. As the matter had been taken into the Circuit Court on a demurrer, the defendants had no right of appeal to the Supreme Court.

Delay Primary Object.

It is the belief of the Government officials that the authority to appeal was secured, not with any idea that the case might be won in the court of final resort, but simply to gain a delay of a year or 18 months.

This belief is based on the fact that the lands involved in this case are practically all coal and oil lands and every day that passes they are being stripped of their natural resources as fast as the coal can be mined and the oil pumped. A year and a half's delay means millions of dollars to the claimants.

The plan to offset this move is to apply to the United States Court in Oklahoma for a receiver for the lands just as soon as the Autumn term begins. In this way the court will exercise full control over all operations and make secure the benefits for the final successful litigants.

Starting Conditions Found.

In investigating the contracts by which it is contended the Indians have been defrauded of the lands granted to them by the Government, it is said the Department of Justice has unearthed a startling condition of affairs, involving many well known persons. The Government is fighting the cases hard for the Indians and once the lands are reclaimed, it is proposed further to protect them if Congress can be prevailed upon to do so.

The defendants in some of the actions that are pending have offered unique legal propositions to be met by the Government. In the first place, they claim that having granted the land to the Indians, the Government has not the constitutional right to restrict this land. The Court of Appeals decided against this claim, however.

Right of Congress Questioned.

It is argued in another case that the Indians have been granted citizenship and have become citizens of the state and Congress has no right to act respecting them.

The Government is preparing a novel answer to this suit. It will be contended that while the Indians may have been granted the right of citizenship under the United States, they do not become citizens under the 14th amendment providing that persons born in and under the jurisdiction of the United States or naturalized were citizens of the United States and of the state in which they resided.

Government Has Defense.

It will be claimed that the Indians were not born under the jurisdiction of the United States, but under the tribal jurisdiction. The United States deals with the tribes, but never with the individuals.

The outcome of this contention will be watched with interest.

President Taft has told several of his callers recently that he was fully acquainted with Vice-President Sherman's attitude as to the Indian cases involved in this pending Oklahoma investigation, and that he knew the Vice-President was strenuously opposed to allowing the big fees to attorneys in connection with which the alleged attempt at bribery occurred.

French Steamer in Distress.

SYDNEY, N. S. W., Aug. 8.—The French steamer Salazie is reported in distress 32 miles off Jovers Bay, a port 85 miles from Sydney. A steamer was today dispatched to her assistance. The Salazie plies between Marseilles and Australian ports.

ONE WOMAN'S SCRIME PROMPTS ANOTHER

DROWNING OF BABES ON CONTRA COSTA RANCH Imitated.

Woman Recently Released From Asylum Throws Two Children in Bath Tub, Hangs Herself.

SAN FRANCISCO, Aug. 8.—(Special.)—A domestic tragedy so identical with that which occurred on the Milo ranch in Contra Costa County last week that it must have been taken as a guide occurred today in Point Richmond, across the bay from San Francisco.

Mrs. William Westman, aged 38 years, who recently returned from the Napa hospital for the insane, drowned her two little children in a bathtub and then committed suicide. The woman came back from the asylum about a month ago and doctors said she was cured of melancholia with suicidal tendency.

Today she sent her 14-year-old boy, Fred, to play in the yard. As soon as he was gone she took the 1-year-old girl, Hilma, and an 8-year-old boy, Claude, and drowned them in a bathtub. Then she slashed her wrist, but missed the artery, so she went to the attic and hanged herself.

The young boy found the dead children and summoned his father, who is employed in a local ironworks belonging to the Standard Oil Company.

SHIP'S TRIAL TEST BEST

New Battleship Delaware Makes Great Showing on Trip.

NEWPORT, R. I., Aug. 8.—The new battleship Delaware returned from her trial trip along the coast to the Bradford Coaling Station tonight with one of the highest crews in the service over the showing made by the big fighter. In addition to the records reported from Washington today it was learned tonight that "Dreadnought" held one satisfactory test of steaming 20 knots an hour for 24 hours.

Captain Charles A. Gove expressed his keen pleasure not only over the hauling ability of his ship, but over her fighting qualities. All her turret guns were discharged simultaneously and then the whole battery of ten and 12-inch guns were fired at once.

This supreme test of a battleship's "offensive power" the new ship met excellently, wireless reports said tonight.

SWIMMING DEER LASOED

Captain W. L. Beyer Makes Capture From Launch.

While coming down the Columbia River yesterday afternoon in his launch, The Dix, Captain W. L. Beyer captured a full-grown deer, which was attempting to swim across to the Washington side. Seeing the deer in the distance, Captain Beyer headed his launch to the opposite side and finally got close enough to lasso the deer.

The first throw was successful and for several minutes there was a tug-of-war of an exciting nature. The deer was finally subdued and hauled on deck. Captain Beyer came on to Portland, arriving last evening with his prize.

Captain Beyer announced that he would present the deer to the city and will take it to the City Park today.

OREGON MIDDY HONORED

H. A. Roesch Escapes Courtmartial and Gets Fine Berth.

WASHINGTON, Aug. 8.—(Special.)—Pie-eating contests are expected to become popular at the Naval Academy at Annapolis. Midshipman H. A. Roesch, of Portland, Ore., who escaped court-martial for refereeing one, has been assigned to the new dreadnought Delaware. When Roesch jumped the coast, Superintendent Bowen wanted him court-martialed. The Navy Department held the thing was too trivial for notice, as Roesch had merely supervised it, and it was not an attempt at hazing.

His graduation, which was being held up, was immediately allowed and his assignment to the biggest battleship of the Navy followed today. Roesch is the crack rifle shot of the Army and Navy.

FIRES ARE UNDER CONTROL

Around Orofino 1000 Acres of Timber Are Destroyed.

LEWISTON, Idaho, Aug. 8.—Governor Brady, who is now at Grangeville, has joined in asking for Federal aid to extinguish forest fires where necessary. Reports from the National Forest on Sellway and Middlefork are to the effect that forest fires are burning in the timber belt. Superintendent Bowen wanted him court-martialed. The Navy Department held the thing was too trivial for notice, as Roesch had merely supervised it, and it was not an attempt at hazing.

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WRECK RESTS ON REEF

Princess May Passengers Now on Way to Vancouver.

JUNEAU, Alaska, Aug. 8.—The steamer Princess Beatrice sailed for Vancouver today with the passengers of the wrecked steamer Princess May, which went on the reef on Sentinel Island early last Friday morning.

Advice received from the scene of the wreck today say that the vessel has settled easily on the reef. There has been little movement since the steamer foundered, and it is believed that there is no danger of the steamer breaking up as long as the weather remains fair.

KNIGHTS FILL UP CHICAGO HOTELS

City's Visitors Number 250,000

30,000 WILL PARADE TODAY

Honors Are Paid Earl of Euston and Lord Athlumney.

TRAFFIC IS SUSPENDED

Crowds Surge Out of Templar Way and Flood Whole of Hotel Loop. Two Million People Are Expected to See Parade.

CHICAGO, Aug. 8.—(Special.)—Two hundred thousand Knights Templars and their friends arrived in Chicago today. All day the streets thrilled with the blare of bands and the tread of marching escorts. Tonight every train entering the city bore its contingent of Knights and their followers.

Tomorrow, it is confidently predicted, 250,000 strangers will have arrived in the city to form a living background to the parade of from 30,000 to 50,000 Knights, mounted and afoot, which, promptly at 10 o'clock tomorrow morning, is due to march northward to the downtown section.

All the hotels in the loop have long since been filled. The hostleries in the outlying district are crowded, and boarding-houses, even on the outskirts of the town, have their share of visitors. Even private homes have been called upon to provide shelter for the pilgrims. When the grand rush comes every available bedroom that money can buy will have its occupant.

Rooms Secured in Homes.

Tonight the crowds in State street and Michigan avenue shattered all records. It was the great crowd of Sunday night swollen by many thousands of newcomers. Traffic during the evening and indeed during the greater part of the day, was almost out of the question. The throng, jostled and jammed out of Templar Way and Michigan boulevard, flooded the whole loop. The sidewalks were inadequate to hold it. The sightseers, swept along by the irresistible current, filled the hotel lobbies, eddied into the streets, pre-empted the restaurants and jammed the theaters.

Titled Delegates Arrive.

Distinguished among the host of distinguished arrivals of the day came the Earl of Euston, Lord Athlumney and the delegation from the great provinces of England and Wales. In civilian dress not yet having donned their resplendent Templar regalia, more gorgeous than any worn by the American commanderies, they descended from the special train to be received with honors and to be escorted to the Congress Hotel by a bodyguard, second only in size, and brilliancy of accoutrements to that of the deputy acting grand master, W. B. Melish, himself.

Chicago has made admirable preparations for the great parade tomorrow. All

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WOMEN GAMBLERS BEG FOR SECRECY

CONSTABLE AT NARRAGANSETT PIER SOUGHT BY SOCIETY.

Publicity Dreaded by Leaders of Society Caught in Raid on Secret Gambling-House.

NARRAGANSETT PIER, R. I., Aug. 8.—There is consternation tonight in the higher society circles of this fashionable Summer resort because of the fact that Constable John G. Cross, who conducted the gambling raid at the Narragansett Pier Club Sunday, may make public the names of the society men and women who were on the premises at the time.

Prominent matrons, personally, or through emissaries, have besought the officer all day not to give out their names.

Constable Cross thus far has complied. There were upward of 30 society women in the crowd about the roulette wheels and other games of chance at the time of the raid, according to Mr. Cross.

As an aftermath of the raid four men appeared in court today. Constable Cross, who led the raid, was arraigned on the charge of assault but discovered that the warrant was invalid, not bearing the signature of the complainant, John H. Powers. He moved the case be squashed and the court sustained him.

George L. Cutting, of Worcester, and Policeman John G. Cullen brought cross-suits against each other. Cullen charging Cutting with assault and carrying concealed weapons and Cutting charging Cullen with assault. Each case was continued two weeks.

When the regular police appeared during the raid, Cullen attempted to arrest S. Y. Ivins, of New York, a deputy, and Cutting interfered and is alleged to have struck Cullen on the head with the butt of his pistol. Ivins escaped.

The ball of William Arnold, who was charged with maintaining a gambling place, was increased from \$600 to \$3000.

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ALL TIMBER LAND TO BE PROTECTED

Forest Officials to Control Fight.

RELIEF AT CRITICAL TIME

Private and National Woods to Have Use of Soldiers.

CO-OPERATION IS PLAN

With 17,000 Regulars Fires Will Be Stamped Out—President's Order, First Misunderstood, Relates to All Forests.

FOREST FIRE SITUATION.

President orders commanders of Army posts in Pacific Coast and Northwest to hold troops in readiness to aid forest service.

Forest officials near scene ordered to call on Army for aid, if needed, and to adopt emergency measures.

Timberworkers at present fight fires with independent patrol, but their forces are almost exhausted.

Fires well under control in Orofino district, but continue smoldering.

Aberdeen threatened with destruction by raging fire.

Clearwater district fires burst out anew, fanned by strong wind.

Colville forest still blazing on all sides.

When President Taft ordered the 17,000 troops of the Regular Army now in the Pacific Northwest to respond to calls for aid in fighting forest fires, the protection was given to the entire forests of the Western country and was not limited to the National forest reserves. Officers of the Western Forestry & Conservation Society were at first disposed to question the efficacy of the order because of a possible conflict of authority.

Message Is Ambiguous.

This arose from a somewhat ambiguous telegram from Associate Forester Potter which appeared to say that the troops should be subject to the call of the Forest Service only. Mr. Potter's message follows:

Washington, D. C., Aug. 8.—The War Department has directed commanding officers of all posts in Montana, Idaho, Washington, Oregon and California, upon application to them by forest officers, to lend every assistance possible in suppression of forest fires. The order contemplates co-operation. Where necessary to transfer troops, railway transportation to be furnished from Washington.

POTTER, Associate Forester.

Blanket Order Issued.

That the soldiers are to be used for the handling of forest fires on lands held under private ownership as well as National reserves, although under direction of the Forest Service, appears from later advices from Washington which say that President Taft issued the order authorizing the employment of the soldiers for this purpose in response to calls for aid from the Western Forestry & Conservation Society and from the Western Pine Manufacturers' Association. Immediately

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TO PLAY TRAGEDY, ILLINGTON GOAL

"THE MEDIA," GREEK MASTER—"THE MEDEA," GREEK MASTER-

Like Maude Adams, Margaret Hillington-Bowes Will Give Great Production in Open Air.

TACOMA, Aug. 8.—Announcement was made in Tacoma today of a project that will interest in an unusual degree literary and dramatic circles. Some time next Summer Margaret Hillington (Mrs. Edward J. Bowes) will head a company of players presenting for the first time in modern times "The Medea," the Greek tragedy of Euripides, in the stadium.

It so happens that the story of "The Medea" fits ideally into the setting furnished by the stadium with the latter's background of blue water.

Maude Adams' presentation of Joan of Arc in the stadium at Harvard and her appearance in "As You Like It" in the open-air theater at Berkeley, were given widespread attention.

The performance of "The Medea" will be an ambitious scale and will have a literary and dramatic importance that will attract literary and classical students as well as lovers of the drama.

Margaret Hillington is now deeply engaged in preparing her new play, "Until Eternity."

GREYHOUND JOINS COYOTES

Tame Pet Hears Call of Wild and Responds to It.

A once tame greyhound, owned by Martin Smith of Sandy, has become wild and now consorts with the coyotes in the hills of the surrounding hills. It has been three years since this greyhound heard and responded to the call of the wild, and it has never ventured back to his old home in Sandy except to come to the outskirts to steal chickens from hen-roosts.

The companion of this greyhound is a coyote, and they have frequently been seen together running through the outskirts of Sandy. Several persons have tried to get photographs of the strange couple, but have failed.

The greyhound has lost all desire to return to his former home, and has become even more wild than his companion. The animal has quite a history, having been raised from a puppy in the neighborhood. But one day he disappeared from his home and several weeks afterwards was seen with the coyote which has been his constant companion ever since.

GAMBLER LEFT \$1,000,000

Nurse, Who Wedded Dying "Big Jim" Kennedy, Gets Fortune.

NEW YORK, Aug. 8.—"Big Jim" Kennedy, it was known, made a good thing out of his clubs here and in Chicago, but until today the trained nurse he married on his deathbed never dreamed that her share of his estate would be one-third of \$1,000,000. The highest estimate of friends was \$300,000.

As filed today, the will shows that it was drawn on the day of the marriage, July 1, last, four weeks before Kennedy died, when he knew that he could never recover from a lingering illness. An appraisal list shows \$100,000 in stocks and bonds and the rest in gold-edged realty.

Kennedy's property in Saratoga, acquired late in life, he intended to make a rival of Canfield's, but his title, he found, prohibited any use of the house other than for residence, and "Kennedy's" was never opened.

WITNESSES ARE CAPTIVES

Murderer Holds Up Streetcar and Tries to Escape.

OMAHA, Neb., Aug. 8.—After slaying two companions near South Omaha, a dead, an Austrian, a section hand on the Northwestern railroad, captured a streetcar yesterday, placed on it the only two witnesses to the double murder and made a fast run to Omaha. The police arrested Arlik after a chase.

Arlik killed Antonie Carner and Jose Nelicitch with a knife, after a quarrel about a woman. Two section men saw the act and started for a telephone to report to the police.

Arlik forced them at the point of a revolver to board a car with him. He told the motorman to run with all speed through to Omaha or he would shoot the witnesses. The motorman did so, but the two witnesses jumped from the car on the way.

NO BROWNE JUROR CHOSEN

First Week of Trial Sees Not a Man Ready to Serve.

CHICAGO, Aug. 8.—At the close of the first week of the second trial of Lee O'Neil Browne, minority leader in the State Legislature, charged with buying votes to elect William Lorimer to the United States Senate, not one juror has been accepted.

Questioning of the second venire of 100 was ended today. Nearly all pleaded prejudice.

STEVEDORES WILL STRIKE

Hamburg American Line Workers to Join Mechanics.

HAMBURG, Aug. 8.—The stevedores, ship cleaners and painters employed by the Hamburg-American Steamship Company voted today to strike.

Already 8000 mechanics connected with the shipbuilding companies are on strike and it is the announced intention of the companies to lock out 15,000 other workers, beginning August 11.

13 KILLED WHEN TRAINS COLLIDE

Smcker Crumples and Men Are Mangled.

PASSENGER HITS WORKTRAIN

Ignacio Scene of Wreck on Northwestern Pacific.

ENGINE MEN ARE VICTIMS

Presence of Work-Train in Path of Regular Is Not Yet Explained. Men in Smoker Crushed as They Sit in Seats.

SAULALITO, Cal., Aug. 8.—Thirteen are dead and 12 injured in a wreck on the Northwestern Pacific at Ignacio tonight, according to the figures just furnished by the dispatcher.

The majority of those injured were riding in the smoking car of the passenger train. They were residents of Petaluma, Santa Rosa and other nearby towns and several, it is reported, were delegates to the state convention of the Red Men, which meets at Santa Rosa tomorrow.

Trains Meet in Curve.

The wreck occurred at a curve a mile and a half south of this place. The passenger train was traveling at a speed of 40 miles an hour and the special, composed of an engine and a caboose of a work train, was also going at a fair speed.

It is a mystery as yet how the work train happened to be in the path of the regular evening train. At the office of the dispatcher of the Northwestern Pacific information was given out that one of the conductors had made a mistake in his orders and failed to take a siding. Suddenly the passenger train was jerked forward by the quick shutting down of the brakes and at the same time there came a terrific impact and the sound of escaping steam. The two engines had plunged into each other's throats and the weight of the passenger car had crushed the baggage car and the smoker together so that two-thirds of the smoker was telescoped. The engines were on end, snarling.

When the dazed passengers made their way out of the three rear coaches, which were unharmed, they found a pathetic scene. It was light enough to see plainly. From the huddled smoking car came shrieks and groans and the waving of blood stained arms. It seemed as if the passengers in the smoker—between 25 and 30 men—had been caught in a sitting position and those who were not killed were panned in so by the weight over their legs that they were unable to help themselves or their neighbors in misfortune.

A few men made their way out of the smoke-stricken throng to the forward end of the smoker where the greatest damage had been done. They had no tools but they tried by unaided strength to pull away windows and jumbled timbers. In that mass of wood and flesh, however, there was little movement.

Mangled Bodies Found.

Work on the rear half of the smoker was easier. Some of the rescuers scattered to nearby houses to telephone for help, while others sought to get the injured out of the wreck.

One man was lying by the side of the track with his head gone. Another man was sitting in a window of the smoker, an expression of mingled wonder and pain on his face. The messenger, a young man of the name of Emerson, was found dead. Engineer Reynolds of the passenger train was injured and a quick examination of the wreck of the freight car showed the dead bodies of the engineer and the fireman.

F. A. Myers, of Petaluma, was one of the passengers. He was in a rear coach and was unharmed.

He said that he had two friends on the train who went forward to the smoker a short time before the collision, and that he was unable to find them. They were William Poehman and George Riley, of Petaluma.

HATTERS TAKE APPEAL

Judgment of \$22,000 for Injury to Trade Will Be Fought.

NEW HAVEN, Conn., Aug. 8.—The famous suit of D. F. Loewe and Chief of Police Danbury, against Martin Lawler and others, in which the plaintiffs alleged that 200 members of the Hatters' Union conspired to injure their trade, has been appealed.

The defendants appealed from a judgment of \$22,000 given by a jury in the United States District Court.

JAILBREAKERS ARE CAUGHT

Men Starved From Hiding Places in Mountain Fastnesses.

LONDON, Ky., Aug. 8.—Officers returned today with Francis Gilreath and Charles Walker, who escaped from jail here Friday last, overpowering the jailer and driving back Sheriffs and citizens.

The men were chased into the mountains near Wilton, Knox County, and surrendered last night after being surrounded and kept from obtaining food or drink for several hours.

THE VACANT CHAIR.

