LINES ARE HELD

FOR SPARK FIRES

RAILROADS LIABLE FOR DAM-

AGE CAUSED BY SOOT.

United States District Court Decision

Fixes Responsibility for

Many Forest Blazes.

By the terms of a decision of the

the United States District Court here

rallway companies are made respon

sible for all damage done by fores

fires started by sparks from engines on forest reserves. The decision was

given in the case of the United States

against the Corvallis & Eastern Rail-

court affirmed the decision of 1910, by the District Court here, holding the

railway company liable for \$4500 dam-

age done by forest fires near Detroit

The case in the first place was in

the form of a test of the law, and it is

believed the decision of the higher court will make possible the collection

of large sums from railroad companies

The railroad companies are made just

as responsible to the Government or

forest reserves as to farmers along

its right of way, the Government hold-

ing the right to collect damages from

the lines for every fire set by sparks

It is believed the decision will have

toward eliminating forest-fire

the effect of making the railway com-

troubles in forest reserves crossed by

railway lines. The case is the first of

the kind to be settled definitely, and it is believed it will be of utmost im-

OREGON PLAN IS FAVORED

Democrats in Massachusetts Would

Elect Senators by Evasion:

BOSTON, Oct. 5.—The Democratic State Convention today ratified the ticket aiready selected, headed by

Eugene N. Foss, of Boston, for Gov-ernor, and David I. Walsh, Clinton, for Lieutenant-Governor. The platform demands an immediate

way Company, in which the

in the Cascade forest reserve.

for damage done by forest fires.

from engines.

IDINGS OF WEALTH HERALDED BY HILL

CentralOregon Joyiulat Completion of Line.

PROSPERITY THEME AT BEND

Soll Reflects Latent Profits, Says Railroad Builder.

MORE SETTLERS, IS SLOGAN

With Vigor of Youth Veteran Traffic Chief Swings Sledge That Drives Golden Spike and New Line Is Ready for Operation.

BEND, Or., Oct. 5 .- (Special.) -- Cen tral Oregon today celebrated the completion of the joint Hill and Harriman line to Bend, and gave a ringing wetome to James J. Hill as he drove the final golden spike in one of the ties of the new system built to bring transportation to a vast empire.

All Central Oregon united in the celebration and hundreds of settlers, aged pioneers, sturdy men and women drove hundreds of miles to greet the railroad builders and to see the unfamiliar sight of locomotives and private cars standing on the tracks of an interior city and to hear the addresses of the men whose plane of future extenthey hoped to hear unfolded. Mr. Hill gave a message of optimism and encouragement to the hardy ploneers who had assisted in the development of the country.

Win Victories by Plow Is Plea. He urged the people of the interio to win new victories with the plow, to put new energy into cultivating the soil, and to make Central Oregon the kome of a million people, and promised the aid of the railroads in the work of

"When the Southern Pacific Hallroad drove its lines up into this country, said Mr. Hill, "...ey had a hard time, and now the country is growing to a point where it is easier for them, and in order to help them out and in order te make it still easier, we have come over to extend them a helping hand and to help them open up this country; but I hope they have got breath and tween the rails. Before he could get life in them strong enough to keep out of the way the short train went them well up to the front,"

Representing the Harriman system in the absence of Vice - President O'Brien, of the O.-W. R. & N. R. B. Miller, traffic manager, congratulated the people of Central Oregon that two great railroad systems had shown them their faith and confidence in the re sources of the interior by spending \$12,-800,800 to give the country their trans portation services. Both systems had built lines up the Deschutes Canyon as far as Metolius, and had then decided, for the sake of economy of operation. maintenance and reduction of interest charges, to operate a joint line from Metolius to Bend. This is for the benefit of the interior country, said- Mr.

The people will resp the benefit of these economies," he continued. we feel that we are partners with the people in the development of this vast territory, and we feel proud of the partnership knowing that it means narmony and co-operation, and the greater prosperity of the community."

Big Growth Forescen.

Bubbling over with enthusiasm is Central Oregon today and the railroad has arrived. Will it stop? Will two rallroads expend \$23,000,000 to pene trate a rich country and not build ex-Central Oregon is optimis-It foresees more railroad building in a future not far distant.

In the meantime it will not wait, but will keep busy reclaiming land, putting the soil in cultivation, building sawmills, developing waterpower, raising livestock, starting dairies, founding infustries to provide traffic for the new

lines when they come. Bend was astir for the arrival of James J. Hill at 10 o'clock this mern-Sprightly and gental, Mr. Hill greated the assembled crowd and started for an automobile ride to Three Sisters, returning in an hour and

a half. Parade Opens Celebration. At 11 o'clock an automobile and ininstrial parade passed through the atreets of the city, exhibiting the prin-

ipal products of the interior, and a broncho-busting exhibition for the musement of city visitors followed. The spike-driving ceremonies were held at 1:20 in the afternoon. Dr. N. C. Coe, Mayor of Bend, gave the welcome. William Hanley, president of the Oregon Development League, then delivered an

address and laid the cornerstone of Bend's new union station. Hill, then, surrounded by a crowd of several thousand visitors. walked from the speakers' platform, grasped a hig steel hammer and, with the vigor of a young man, struck two blows upon the golden spike and the crowd cheered as the hamme:

railroad was finished to its

ISLANDS' BIRTH SEEN BY SAILORS

VARIOUS PROGENY ADDED TO GROUP OF BOGOSLOV.

Log of Scaling Schooner Tells of Strange Phenomenon - Smoke Column Is 11 1-2 Miles High.

SAN FRANCISCO, Oct. 5 .- (Special.)—The birth of several new islands in the Bogoslav group, south of the Aleutian Islands, in the Bering Ses. was reported by the sealing chooner Elvira, Captain Peterson, which is in port today from Dutch Har-bor. Captain Petersen's log has a record of the phenomenon, which will be of great interest of scientific men all

"On the morning of September 2," he says, "we were lying about 18 miles off the Bogslov group. At 4 o'clock the watch reported strange lights and sounds coming from the island. We all went on deck and saw the islands enveloped in a mass of flames and smoke. At the same time we could hear explosions that seemed to go of like the firing of hig guns. The sky Governor Tener Inspects Dam and was colored with the reflection of the flames, which shot right up to the tlouds. We could hear the burning lava dropping into the water and were ready to steam away if necessary. The disturbance continued until 4 o'clock n the afternoon and then atopped for half an hour.

We then made an observation of the height of the rolumn of steam and smoke that had issued from the crater and found it to be 11's miles high.

"At 4:30 the worst eruption started and kept up for half an hour. During that time even the sea was put into motion by the disturbances and the light shot up to the sky like inverted lightning. The explosions at this time were the heaviest of the day and continued long after a light for which settled at 5:10 had shut the islands from our view.

"We lay there all night and next found that several morning islands had come up through the cean and that the group had been changed in many ways. When we left the group was still steaming and we could hear occasional explosions."

HIT BY TRAIN IS SURVIVED

The Dalles Brakeman Felled and Run Over Only Slightly Hurt.

THE DALLES, Or., Oct. 5 .- (Special.) -Frank J. Robbins, an O.-W. R. & N. brakeman, after being hit and knocked tive, tender and after one car passed

over him, escaped with slight injuries Robbins jumped off the car to throw a switch and did not know anothe engine was passing on a parallel track, coming from the same direction. The engine hit him, throwing him severa and if they are not ready to go shead feet ahead of the car from which he we will try to take the load ourselves, had just alighted and leaving him beover him. He sustained only slight bruises about the body and was taken to The Dalles Hospital.

TROOPER SHOOTS LOOTER AT SIGHT

Summary Vengeance Taken at Austin, Pa.

BODIES WHOLLY DESTROYED

Number of Dead in Disaster Never Can Be Told.

FIRST STORES REOPENED

Decides to Recommend State Control of All Similar Enterprises in Future.

AUSTIN, Pa., Oct. 5 .- (Special.)ummary vengeance was taken today upon a negro looter of bodles of victims of the disaster here. He was caught robbing the corpse of a woman and the soldier who found him shot him on the spot. Two farmers, Elljah Proudy and W. C. Bayless, who live near here, saw the incident and their

versions agree.
"This negro," said Mr. Proudy, "was looting. He found the body of a woman in a pile of wreckage. The woman had a diamond ring on her finger.

"The negro tried to pull it off but could not do so. Then he drew his kulfe and had started to cut off the finger, when a member of Company C, of the State Constabulary, with some other men came up and saw what he was doing. The constabulary man drew his pistol and shot him dead."

Few More Bodies Found. With 600 workmen attacking the piles of debris on the site of what was once the pretty little village streets, the chaotic conditions are fast being changed, but though the unsightly plies are diminishing few bodies are being found.

The belief is held now that many of the bodies were entirely destroyed by being ground to pulp by the huge bat-tering ram of timber that rode the crest of the flood. Others may have een scattered down the valley and buried in mud, while still others were comsumed by fire. The exact toll may never be known. Only six bodyes were recovered today, beside the face of another and a skull so badly charred that neither the sex nor approximate The first husiness enterprises since the destruction of the village appeared (Concluded on Page &)

BIBLE BARTERED FOR BOOZE, BELIEF

TRUSTY "DUTCH" KEEPS NOT

Book of Books Not Found on Person of Charles Reiff Who Stole Scriptural Writings to Read.

Suspected of bartering for drink the Bible which a charitable woma given him to read, Charles Reiff, alias "Dutch," trusty at the police station after being sent to the detective headquarters in the Alasworth building last night wandered into the police sta tion drunk, and asked to be locked

The Bible, which he carried with him, after he had written his name in it, was not found on his person when he was searched before being locked

Reiff Tuesday night stole a Bibl from a fellow-prisoner, declaring that he wished to read it, having not seen was caught he cried pitterly and was allowed to read the book. Yesterday heavily veiled woman brought Relff a Bible for himself.

When Reiff did not return to the police station, after being let out to make fires in the detective headquarters, Jailer Burri searched all the saduring Burrl's absence "Dutch" came back to the station. His term yet to serve is to November 7.

MAN-LIKE OWL IDENTIFIED

Bird Caught at Sheridan Is Common in California.

"The man-faced owl told of in The Oregonian yesterday as having been caught near Sheridan, Or., is a barn owl, quite common in California, but never known to have come this far north before," said State Game Warden Finley yesterday.

"The owl," said Mr. Finley, "is also known as the monkey-faced owl. It common throughout California, and is also frequently seen in Southern Oregon. It is a native of America and not of India. The owl is fully scribed in my book, "American Birds.

It is very useful about a farm, for it is the fee of rats, gophers, mice, squirrels and other rodents. Being swift on the wing and noiseless flight, it finds them easy victims. One of these birds will destroy more mice and rats in one night, than a dozen

HONORS PURSUING HAZEN

New Brunswick Premier Has Choice of Two High Offices.

ST. JOHN, N. B., Oct. L.—O. Z. Doug-ias-Hazen, Premier of New Brunswick, has received an offer of the office of Canadian High Commissioner at London, with a salary of \$25,000 annually.

It is said that Premier Hazen has the alternative of accepting a place in the alternative of accepting a place in the Federal Cabinet as Minister of Railways and Canals.

Deputy Di Felice, who has been aboard the torpedo cruiser Coatit, telegraphs that the occupation of Tripoli will be a tonic which Italy needed in Railways and Canals.

ITALIANS OCCUPY FORT AT TRIPULI

Part of Fleet Now Anchored in Harbor.

NEW BOMBARDMENTS BEGUN

Turks Report Attacks on Benghazi and Derna.

PEACE TERMS DISCUSSED

Germany Reported to Favor Italian Ultimatum as Basis; Britain Is Said to Propose Joint Government of Territory.

LONDON, Oct. 5 .- The Italian flag floats over Sultania fort at Tripoli. which is occupied by landing parties. Part of the fleet is anchored in the harbor and the other warships lie a short distance from the dismantled

fortifications. According to a Constantinople report, the Italian warships bombarded Benghazi and Derna today.

Rumors of a naval engagement in Turkish waters, of an attack against Mytilene and of the blowing up of the Italian battleship Conte di Caviour at Tripoli have not been confirmed from

A report is current from Constantinople that while Germany favors the adoption of the Italian ultimatum as the basis of peace negotiations, Great Britain proposes that Tripoli shall be-come a privileged tributary Turkish villayet, under joint Turkish-Italian administration, thus retaining the suzerainty of the Sultan.

QUICK CONQUEST IS PLANNED Italy to Make Display of Imposing

Strength in Africa. ROME, via frontier, Oct. 5 .- Advices eccived here say that the most serious iamage and loss of life during the the vicipity of the French fort which dominates the northwest side of the city and at the docks. The new Spanish forts near the hospital scarcely resisted and tumbled at the first shells, some casualties resulting. The defenders hurriedly retired to the Pasha's sues, including Canadian self-respect." dominates the northwest side of the

Deputy Di Felice, who has been LONE ROBBER KILLS MINER castle.

-Photos by American Press Association.

Saloon Patrons, With Hands in Air, Give Money at Gun's Point.

WALLACE, Idaho, Oct. 5 .- Clad in a suit of black and with his face blackened, an unknown man shot and in-stantly killed Owen Perry, a proson Pine Creek, a few above Kellogg, in a holdup of a saloon at 8 o'clock tonight. Entering the saloon when the room was filled with miners and lumbermen, the robber ordered hands up,

All complied, but Perry was so slow as to lead to suspicion of resistance and he was shot down.

All the men, including the bartender. lined up against the wall and their game. pockets were searched. The cash register was then broken open and the contents taken. The lone robber then Port backed out of the door and disappeared in the darkness. No trace of him has

John Spain, Buckaroo Champion, Is Charged With Cattle Rustling.

LA GRANDE, Or., Oct. 5 .- (Special.) -John Spain, who was acclaimed king of the buckaroos at Pendleton Round-Ip and who wen the Round-Up saddle that went with the championship of the forthwest for riding bucking horses, Henry McGrath and Zibe Morris, all cowboys of Union, Or., will be placed on trial for cattle rustling tomorrow. Jim Dalton, of North Powder, owned

last November. The Spain brothers and members of the McGrath and Morse families are known throughout the whole range Northwest as cowpunchers and bucka

roos of unusual skill.

YOUTHS DEAD ON SHASTA

Bodies of Mapes and Barr Found at Bottom of Canyon.

SISSON, Cal., Oct. 5 .- At the bottom of the narrow box canyon on the east slope of Mount Shasta, the bodies of Harry Mapes and Herbert Barr, two 19-year-old boys, who were lost in a snow storm a week ago, were found oday by Matt Kolen, a veteran mountain guide.

Two miles from where the bodies found was a hunter's camp established by the two victims shortly efore they were lost in the storm. More than 100 men have been searching for the young men for several

The bodies were removed from the canyon and brought here by automo-

TIGERS FOOD FOR CHAMPIONS AGAIN

McCredie's City Chaps Humble Villagers.

United States Circuit Court of Appeals, which was handed down yesterday in SCORE, 6 TO 3, TELLS TALE

> Crumbling of House of Hogan Heard Above Rooters' Din.

BEAVERS' WORK SUPERIOR

Henderson and Teammates Have Bad Start but After Steen Goes in Portland Players Handily Overtake Vernon.

BY W. J. FETRAIN. LOS ANGELES, Oct. 5 .- (Special.)-Walter McCredie's champion Beavers triumphed over Happy Hogan's wouldse champions today in the second game of the series. It was a decisive vic-tory. The final score was 5 to 3 and it required only nine innings for Portland to gain the decision.

While Portland excelled in every department, the Villagers battled hard in the earlier rounds and made a strong bid for the game. Most of Vernon's chances were due to the wildness of Benny Henderson, who started the game, and to an error by Bill Steen, who relieved the big pitcher after two men had been passed in the third in-The Portland outfield was not ning. quite up to form during the first part After the third inning of the game. Steen pitched great ball and worked

like a Trojan to win the game Not once did the Beavers falter in their attack against their former teammate, Al. Carson, who did the honors for Vernon, and upon whose chances of beating Portland the sports of this

The piatform demands an immediate revision of the tariff and favors reciprocity with other nations, direct legislation, an income tax, a revision of the present taxation system and the adoption of the Oregon plan for the election of United States Senators until an amendment for direct election is secured. The enforcement of all laws against monopolies also is urged.

Governor Foss, in addressing the convention, devoted himself principally to the tariff lesues and to the question of reciprocity with Canada. He declared that if food products and raw material were given to Massachusetts free of duty, manufacturers would not ask unreasonable tariff rates on their output. On reciprocity he said: town wagered large sums Vernon Fans Dejected. As a moult bes Angeles fandom, at least that portion of it which has pinned its faith in Hap Hogan, comprises a very dejected lot of people to-

night. The game showed the class of the we teams so clearly that very few of the most enthusiastic Hogan supporters can be found who will not concede the championship to McCredie, and that gentleman is about the happiest individual in Los Angeles ronight. Speak-ing of the "joyful stuff," it might also be mentioned that 15 ball-tossers who affect on the road are no less pleased

than McCredie. For six innings Carson worked nicely and held Portland to two runs and three hits, while Henderson's wildness and Steen's error gave the Villagers the lead, as the Hoganite crew tallied one run in the second off Henderson and one each in the fourth and sixth off Steen.

Hogan Waxes Merry. With the score in his favor, Hogan

"ragged" the Beavers continually and the overflow crowd rent the air with all sorts of noise-producing devices. But all of this found the Portland champions displaying their "class" and maintaining a bold front. They came right back at the Tigers at their own The Hogan crowd could not stand the gaff and wilted under the

Portland put a crimp in the village lads' chances by scoring two runs in the seventh, another in the eighth and the final and sixth tally was shoved across in the ninth.

Once the Beavers started it was so TRIAL FACES COWBOY KING easy that most of the crowd started The exodus began in the seventh, when Portland lambasted Carson for a couple of long hits and took the lead away from the Tigers; and when the champions continued to score in the following innings, with the Vernon chances looking slimmer and slimmer every minute, unhappy hundreds turned their backs on the slaughter of Tigers.

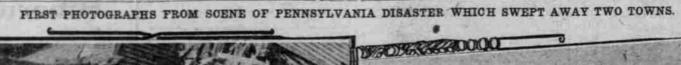
Outfield Has Off Day. The Beaver outfielders, while they were not interfered with by the crowd today, did not behave in the field with their customary dash and energy. Hits the horses, which he alleges were stolen dropped between Krueger and Ryan and Chadbourne and Krueger which ought to have been caught, and had they been captured Vernon would have

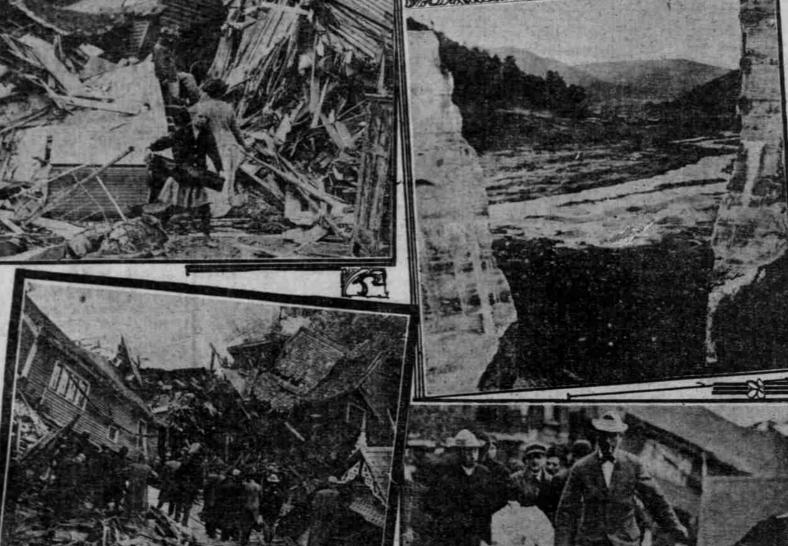
Vernon tallied the first run of the game in the second inning. Brashear was first man up and he got two bases on a dinky Texas Leaguer which ought to have been corralled by either Krueger or Chadbourne. McDonnell caught the Portland infield up in the air and his intended sacrifice went for a hit because Lindsay covered third and Peckinpaugh was off his balance and could not field the ball, which permitted Brashear to reach third. This gave the Vernon rooters a chance to turn

Henderson put everything he had on the ball in the effort to get Burrell, but he failed to get the globule over the dish and Burrell's pass filled the sacks. Hap Hogan hit a dinky bounder to Peckinpaugh, who could not get Brashear at the plate and one run

Henderson fanned Carson, but Carlisle walked, again filling the sacks. Ross flied to Ryan, who made a fine catch and the side was out.

In the third inning, after Henderson (Concluded on Page 10.)





-FLOOD SURVIVORS IN AUSTIN SEARCHING BUINS OF THEIR HOMES FOR VALUABLES. 2—GREAT HOLE IN BUINED DAM, LOOKING UP CREEK INTO EMPTIED BASIN. 3—WRECKAGE UNDER HILLSIDE NORTH OF AUSTIN. 4—TAKING FIRST BODY OUT OF AUSTIN DEBRIS.