

BAY CITY VICTOR IN SUPREME COURT

High Tribunal Holds Incorporation Action Is Proper in Eyes of Law.

BOND ISSUE IS RELEASED

Decision Upholding Judge Galloway Means City Will Proceed to Develop, Declares W. E. Proctor, Who Brought Test Suit.

SALEM, Or., April 29.—(Special.)—The Supreme Court today held that the incorporation of Bay City, which it is believed, will in a few years become an important shipping point, is legal. The high court sustained a decision of Circuit Judge Galloway, of Tillamook County.

W. E. Proctor, of Bay City, brought the suit as relator in the name of the state to have determined the legal status of the municipality. The boundary lines in the petitions for the election and those given in the court records were not the same, and it was feared the discrepancy invalidated the election.

"Now that we are certain we have a city," said Mr. Proctor, "the work of building and extending streets will be started. Much sewer and street improvement has been held up pending the decision."

Channel Work to Start

Mr. Proctor also announced that the work of providing a channel 15 feet deep and 200 feet wide to Bay City would be started soon. The United States Government has appropriated \$407,000 for the work and the Bay City port has raised a similar amount on a bond issue. The bonds have been sold, and the money is in a New York bank awaiting the action of the United States authorities.

The opening of the channel will give an impetus to the timber industry in the vicinity of Bay City. Mr. Proctor estimates that one-fifth of the timber of the state is tributary to Bay City. Although the city has fewer than 500 inhabitants now, the improvements that are planned and the making of the channel will increase greatly the population within a year.

Salem Annexation Valid

Annexation of certain territory to the city of Salem in 1910, including the Asylum and State Penitentiary, was held valid by the Supreme Court today and the case of N. Day against the city of Salem was dismissed. The decision of the lower court being reversed. The court held that the question of residence is a matter of intention and that the fact that employment in the city would not invalidate the election as the question of intention was not raised.

Other cases were decided as follows: J. P. Loveland vs. J. M. Meyers, appealed from Clackamas County, affirmed. F. F. Williams vs. Pacific Surety Company, appealed from Multnomah County, judgment for rehearing granted. Peter Wagnone vs. Milton G. Smith, appealed from Multnomah County, judgment affirmed.

Kate Strode vs. Frank E. Smith, appealed from Clatsop County, affirmed.

N. V. Stevenson vs. C. A. Smith, appealed from Multnomah County, petition for rehearing denied.

C. E. Price vs. A. D. Ford, appealed from Multnomah County, reversed.

H. B. Noble vs. J. M. Smith, appealed from Multnomah County, judgment modified.

BANKER IS REARRESTED

Charge Is Receiving Deposits Knowing Bank to Be Insolvent.

CATHLAMET, Wash., April 29.—(Special.)—F. W. Parker, president of the defunct Skamokawa private bank, who has been confined in jail since March 3, on a warrant issued on an information filed in the Superior Court of this county charging him and S. D. Strong, president and cashier, respectively, with the crime of receiving a deposit in the bank on March 3, with knowledge of its insolvency, was released from custody this morning on a bail bond in the sum of \$5000.

Immediately upon his release Parker was rearrested on a charge of receiving a deposit in the bank, knowing it to be insolvent, on March 19. Both defendants will be tried at the next term of court which convenes in May. Strong has been out on bail since his arrest on April 5.

TIMBER CRUISE CASE UP

Simpson Logging Company Will Test Credibility of Figures.

MONTESANO, Wash., April 29.—(Special.)—The suit of the Simpson Logging Company, of Mason County, to test the credibility of the recent cruise of Chehalis County will be tried before Judge Clifford, of Pierce County, here tomorrow. Judges Sheeks and Irwin were both removed from the case when Attorney Abel swore that they were prejudiced. Jerry McGillivuddy, chief cruiser, accompanied by Assessor R. W. Wiley and others, cruised the eight sections in question and stated that they will make a good showing tomorrow.

The county cruised the Simpson Logging Company's holdings, then ordered a re-cruise, the difference being 100,000,000 feet. The company then brought suit for a rebate in taxes.

SUIT TO CONTEST ELECTION

Defeated Candidate at Drain Charges Illegal Voting.

ROSEBURG, Or., April 29.—(Special.)—Charging that at least two illegal votes were cast in the recent city election held at Drain, N. D. Cool, a merchant who was defeated for Mayor by C. E. Hazard, by one vote, today filed a suit in the Circuit Court in which he asks that he be declared Mayor and that Hazard's commission as Mayor be cancelled.

Cool names in his complaint two persons whom he charges with voting illegally. Both of these people, Cool says, voted for Hazard.

SEATTLE ORPHANS AIDED

Millionaire Provides \$500,000 for Charity Home.

SEATTLE, Wash., April 29.—(Special.)—Disposing of a \$1,000,000 estate, the will of David R. McKinlay, a Seattle pioneer who came here 30 years ago, but who has passed the last years of his life largely in California, filed today for probate, provides \$500,000 for a

"Seattle Orphans Home" to be erected after the death of the widow, Mrs. Ida C. McKinlay, who is made executrix.

The widow gets the income from the southeast corner of Second Avenue and Seneca street during her life and at her death the property goes to the orphan's home. The property is occupied by the Lois Theater and the Germania Cafe, under ground lease. The orphan's home is to be in control of the board of deacons of Westminster Presbyterian Church. Other bequests are:

To Aunt Margaret Pellock, of Seattle, \$500; to Father James McKinlay, who has ample property of his own, \$5; to niece, Geraldine Confer, of Stockton, Cal., \$1000; to Mrs. Lucy M. Gould, of Stockton, Cal., \$1000; to Mrs. Jessie Alexander, of San Francisco, \$500; to Gwyneth Young, daughter of Horace H. Young, of King County, Wash., \$500; to

HOT STOVE JOKE IS NO JOKE TO BAKER PLAYER.

William Bernard.



William Bernard.

The old joke about carrying off a hot stove has ceased to be a joke to William Bernard, of the Baker Players. In one act of "Fifty Miles From Boston" a cook stove is used and hot tea is served. To make it entirely realistic Mr. Bernard had a small electric heater placed inside to keep the beverage piping hot. The heater is one he used in his dressing-room and while trying the effect just before the matinee it was found to be impractical, so it was disconnected, and one of the stage hands, carrying it by the cord, brought it to Mr. Bernard's door, rapped and called: "Here is your stove, Mr. Bernard."

Bill opened the door, reached off his hand and took it—not by the cord, never dreaming it was hot. It was so intensely hot it scorched the flesh and he nearly fainted with the pain. Dr. Rockey dressed the wounded hand, and the actor, who is playing a field, which role Bill is playing this week, is doing duty with a south paw swathed in bandages.

Robert S. Allen, of Seattle, \$500; to the First Presbyterian Church, of Benecia, Cal., \$1000; to Westminster Presbyterian Church, of Seattle, \$500, for a St. Patrick's patronage; to Ida C. McKinlay, wife, the remainder of the estate.

THE DALLES MEN HELD

PRIZEFIGHT PROMOTING LAID TO BOSTWICK AND MURRAY.

Clothing and Bartender Face Charge of Allowing "Boxing Exhibition to Become Real Ring Battle.

THE DALLES, Or., April 29.—(Special.)—Harvey Bostwick, dealer in men's furnishings here and William Murray, a bartender, were arrested today by Constable Harper on a charge of promoting a prizefight. They were arraigned before Justice Douthett today on \$1000 bonds for Wednesday. Each furnished \$1000 bonds for his appearance in court.

Punishment upon conviction for this offense is a fine of \$1000, or imprisonment of from one to five years in the penitentiary.

Bostwick and Murray were promoters of the vaudeville fight who were charged with the "boxing exhibition," between Ray Woolsey, of this city, and Earl Drum, of Big Eddy, here, April 19. The mother of Woolsey requested the officers to prevent the exhibition, saying she had learned it was to be a fight to a finish and she did not want her son to be a participant. Officials informed Mrs. Woolsey they could not prevent a "boxing exhibition" from being held, but that they would not allow a prizefight and promoters of the fight in this city.

Constable Harper was ordered to attend the ring battle and stop it if it developed into a real fight. The official decided at the end of the third round that it was a battle for "blood," and commanded the promoters to call it off. It is said the promoters decided to obey the order, but being unable to do so, they changed the bets and the purse, changed their mind and allowed the ring struggle to be resumed, the result being that Woolsey knocked out Drum in the third round.

The knockout did not end all the fighting that night, however, a "free-for-all" being started by the supporters of the vanquished fighter who commenced an assault on Promoter Murray, who also acted as referee.

Constable Harper had a strenuous time putting an end to the free-for-all. Many prominent business men who witnessed the "boxing exhibition" have been subpoenaed as witnesses.

TILLAMOOK CLUB ELECTS

Fred C. Baker Is Chosen President of Commercial Body.

TILLAMOOK, Or., April 29.—(Special.)—This evening the annual election of officers of the Tillamook Commercial Club was held at the club rooms. There was a good attendance. The following officers were elected:

President, Fred C. Baker; vice president, J. L. Henderson, Russell Hawkins, F. H. Haradon, Frank A. Rowe, William Roy, secretary, E. J. Clausen; treasurer, Will Spalding; trustees, S. M. Kerron, B. C. Lamb, John Grant, Ira Smith, W. G. Dwight, F. D. Small.

Oregana Soon to Be Out

UNIVERSITY OF OREGON, Eugene, April 29.—(Special.)—The editor and manager of the Oregana, the official newspaper of the University of Oregon will be chosen at a meeting of the sophomore class called by President Hardesty for tomorrow night. The Oregana is published annually by the junior class. This year's number, the work of the present class of 1915, will appear in about 10 days. During junior week-end.

GOAL TO BE MINED

Fossil Deposits to Be Developed and Railway Built.

GOOD QUALITY ASSURED

Letter From Portland States, on Reliable Authority, That O.-W. R. & N. Has Appropriated \$10,000 for Survey.

FOSSIL, Or., April 29.—(Special.)—A mass meeting of farmers and business men of Mayfield yesterday was held in Fossil this afternoon to consider the propositions of Joseph J. Henry, a financier from Chicago, and his associates, Anthony Mohr and J. E. Rainey, of Portland, and Dr. A. Ives, of Chicago, with reference to the development of the coal deposits situated ten miles south of Fossil, and in connection therewith the building of a railroad from Condon to Fossil, and thence to the coal fields. W. J. Edwards presided and James S. Stewart was secretary of the meeting.

Mr. Henry said he had been interested lately by Anthony Mohr, who had partially developed the coal prospects near Fossil nine years ago, to the extent that he had come out from Chicago to Portland several weeks ago with a view to organizing a company to mine the coal on the market. Mr. Mohr, he said, had felt that the Fossil coal fields all the time, but had seen little prospect of making much headway with their development until last Fall, when the prospect began to look good for railroad extension from Condon to Fossil, within striking distance of the mines. Mr. Mohr then went East, and brought Mr. Henry out to Oregon to investigate.

Meanwhile Mr. Mohr cleaned out one of his old tunnels at the coalfields, and this morning he took Mr. Henry and J. A. Miller, Mayor of Fossil, to view the coal ledge exposed. They returned to Fossil at noon, enthusiastic over what they had seen.

Mr. Henry said he had taken up the matter of railroad extension with Vice President J. P. O'Brien of the O.-W. R. & N., from whom he read a letter in which Mr. O'Brien practically guaranteed the speedy building of a railroad into Fossil whenever it could be shown that there was coal enough in sight to insure shipment of 300 tons a day. From Fossil on to the mines, wrote Mr. O'Brien, he would prefer the coal company to build its own road, but that the O.-W. R. & N. would lend the rails for that purpose at 7 per cent interest. Then Mr. Henry produced an expert assay of the Fossil coal, which showed it to be the equal of the widely known Rock Springs product. In conclusion he asked for help from the people of Fossil and Mayville to the amount of \$10,000, to be used exclusively in developing the mines.

His proposition met with considerable favor, and committees were appointed to solicit and handle the money, as follows:

Trustees—J. A. Johnson, J. T. Cooper, J. S. Stewart, J. A. Miller, J. T. Cooper, J. A. Mote, William Keys, C. D. Barnard, J. S. Stewart, H. D. Keyes.

If the soliciting committee meets with the success anticipated, a diamond drill for development of the coalfields will be on the ground some time in May.

A letter from Portland received this evening contained the statement, on reliable authority, that the O.-W. R. & N. Company has appropriated the sum of \$10,000 for the purpose of the proposed extension from Condon to Fossil.

TAIL ENDERS ALL WIN

SPUDS, BUCKS AND MINERS TAKE TRI-STATE GAMES.

Irrigators Suffer First Defeat of Season While Bears and Yaks Are Roundly Beaten.

The Jinx took a hand in Western Tri-State League affairs yesterday and there was a complete reversal of form, the three tail-end teams winning. La Grande, last year's losers, took delight in twisting the tail of the Bears, beating Walla Walla 5 to 2. Baker beat North Yakima, 6 to 3.

At Walla Walla it was a case of heavy hitting. La Grande got 15 singles off "Baker" Kelly, Jamison, the former University of Oregon pitcher, fanned the first six men and struck out 16 all told. He also got three hits. Martini, Bear left fielder, stopped two by sensational pegging. Lundstrom, of Walla Walla, got a home run. La Grande bunched hits effectively and Walla Walla couldn't connect.

The score: R.H.E. La Grande 5 15 11 Walla W 2 5 4 Batteries—Jamison and King; Kelly and Brown.

At Pendleton the Bucks celebrated their first appearance on the home ground by giving Boise her first defeat.

Pendleton ushered in the baseball season with a mammoth automobile parade headed by the Round-Up Band, preceding the game. Last night an elaborate banquet was tendered at the Commercial Club. All business houses were closed during the afternoon in honor of the occasion.

The Bucks landed on Chapman in the first six straight hits, netting four runs. Finley was rushed in and let in two more before he tightened. Later he was pounded hard. Berger was wild and effective in pinches. The day was cold.

The score: R.H.E. Boise..... 6 10 5 Pendleton 13 13 4 Batteries—Chapman, Finley and Gard; Berger and Hawthorth.

The Miners, playing abroad again, this time at North Yakima, defeated the Yaks, 6 to 2. Maturing started the game for Baker, but he gave away to Coleman, who finished strong. Kille pitched the entire game for North Yakima and held the Miners to six hits, but the four errors of his teammates counterbalanced his effective pitching. Both teams played ragged ball. The score: R.H.E. Baker..... 6 6 5 North Yak. 3 8 4 Batteries—Manning, Coleman and Harlow; Kille and Stanley.

POWER MOWER PROVIDED

Chemawa School Appoints Full-Blood Indian Librarian.

CHEMAWA, Or., April 29.—(Special.)—Superintendent Wadsworth has just received notice that within a short time he will receive a new range for use in the kitchen at the Salem Indian School, a new electric dough-mixer which has been needed in the bakery for many years, and a power lawn mower for use on the spacious lawns at the school.

The new auditorium is to be supplied with modern equipment, consisting of a drop curtain, another for use in connection with the moving picture machine, and three different sets of scenery.

The library which was established a few weeks ago is to have an appropriation of \$300 with which to purchase books for the use of the red children. Paul Kininook, a full-blood Indian from Alaska, has been appointed librarian.

New Catholic Church Dedicated.

RAYMOND, Wash., April 29.—(Special.)—The new Catholic church, Twelfth and Blake streets, was formally dedicated and named Sunday, Right Rev. Edward J. O'Neil, Bishop of Seattle, officiating. The new church which was opened Easter Sunday will be known as the Church of the Immaculate Conception.

The Dalles Fruit Escapes Frost.

THE DALLES, Or., April 29.—(Special.)—Fruit in this vicinity again escaped the much-feared frosts last night and the predicted freezing weather for Eastern Oregon tonight it is believed will not do any damage here. Seven inches of snow was reported at Shaniko last night.

Milwaukee Opens Offices.

REDMOND, Wash., April 29.—(Special.)—General offices of the Puget Sound & Willapa Harbor (Milwaukee) Railway Company have been established in this city with C. H. Evers, chief engineer; M. B. McBride, auditor, and F. J. Long, right-of-way agent, in charge. The new offices occupy commodious quarters in the Nixon block on First street and are being rapidly put in

Learn to Embroider—Free Classes Daily

Mid-Season Clearance Stamped Goods

We Made Up Too Large a Stock—Season Has Been Backward Hence These Sacrifice Prices When They'll Benefit You Most

The Needlecraft Shop makes its own stamped goods. Our patterns are exclusive and adapted to the needs of Portland women. In view of the enlargement of our store, we made up a large stock, but the backward season has brought us to a realization that we are overstocked.

This Mid-Season Clearance, which starts this morning, brings phenomenal reductions on every stamped article in the shop. With all Summer ahead, when women will have an opportunity to make up pretty needlework of every sort, this is a sale that YOU will not want to miss.

Come today—anticipate your Needlework purchases for months to come! These savings will surely bring the largest crowds that ever attended a Needlework sale in Portland.

Look at These:

- 50c to \$1.00 Linen Centerpieces, 27x27 inches, tinted and stamped in floral and conventional patterns 39c
- \$1.10 Stamped Huck Towels, 22x36 inches, new patterns 79c
- \$1.25 new Bulgarian Stamped Waists, dozens of patterns, on fine lawn, 93c
- \$1.50 new French Knot Waist Patterns, stamped on fine voile \$1.19
- \$1.65 Stamped Nightgowns, French knot patterns, with cotton to embroider, at only \$1.39

F-R-E-E

\$1 in 2 1/2" Green Stamps

—with every purchase of 50c or more, during this sale, in addition to regular stamps. No extra stamps given without this coupon.

Read Every Item

- 25c and 35c Stamped Linen Centers—18-inch, on best art linens, 19c.
- \$1 Children's Stamped Lawn Dresses, 73c.
- \$1.25 to \$1.65 Children's Stamped Linen and White Jumpers—ages 2 to 4, 65c.
- 25c Stamped Sailor and Dutch Collars—new Bulgarian patterns, 15c.
- 85c Stamped Pillow Slips—new envelope style, pair 69c.
- 35c Stamped Lawn Breakfast or Boudoir Caps, each 23c.
- 65c Stamped Linen Centers—new punchwork patterns, 39c.
- All Hand-Embroidered Goods, greatly reduced.
- \$9 Hand-Embroid'd Tea Napkins, doz. \$5.95
- \$9 to \$12 Hand-Made Centerpieces—beautiful gifts for the bride, \$6.

Our Embroidery Contest Closes May 17—\$75 in Cash Prizes—Enter Now

The Needlecraft Shop

384-388 Yamhill, Two Blocks West of Broadway

TAIL ENDERS ALL WIN

shape for a long tenure. About 50 men are now in the employ of the new company under the jurisdiction of the local officials.

SPUDS, BUCKS AND MINERS TAKE TRI-STATE GAMES.

Irrigators Suffer First Defeat of Season While Bears and Yaks Are Roundly Beaten.

The Jinx took a hand in Western Tri-State League affairs yesterday and there was a complete reversal of form, the three tail-end teams winning. La Grande, last year's losers, took delight in twisting the tail of the Bears, beating Walla Walla 5 to 2. Baker beat North Yakima, 6 to 3.

At Walla Walla it was a case of heavy hitting. La Grande got 15 singles off "Baker" Kelly, Jamison, the former University of Oregon pitcher, fanned the first six men and struck out 16 all told. He also got three hits. Martini, Bear left fielder, stopped two by sensational pegging. Lundstrom, of Walla Walla, got a home run. La Grande bunched hits effectively and Walla Walla couldn't connect.

The score: R.H.E. La Grande 5 15 11 Walla W 2 5 4 Batteries—Jamison and King; Kelly and Brown.

At Pendleton the Bucks celebrated their first appearance on the home ground by giving Boise her first defeat.

Pendleton ushered in the baseball season with a mammoth automobile parade headed by the Round-Up Band, preceding the game. Last night an elaborate banquet was tendered at the Commercial Club. All business houses were closed during the afternoon in honor of the occasion.

The Bucks landed on Chapman in the first six straight hits, netting four runs. Finley was rushed in and let in two more before he tightened. Later he was pounded hard. Berger was wild and effective in pinches. The day was cold.

The score: R.H.E. Boise..... 6 10 5 Pendleton 13 13 4 Batteries—Chapman, Finley and Gard; Berger and Hawthorth.

The Miners, playing abroad again, this time at North Yakima, defeated the Yaks, 6 to 2. Maturing started the game for Baker, but he gave away to Coleman, who finished strong. Kille pitched the entire game for North Yakima and held the Miners to six hits, but the four errors of his teammates counterbalanced his effective pitching. Both teams played ragged ball. The score: R.H.E. Baker..... 6 6 5 North Yak. 3 8 4 Batteries—Manning, Coleman and Harlow; Kille and Stanley.

GAVEL OF EASTERN ORIGIN

President of Willamette Student Body Accepts It for Associates.

WILLAMETTE UNIVERSITY, Salem, Or., April 29.—(Special.)—A. M. Corpe, a freshman in the College of Liberal Arts, presented to Miss Jessie Young, president of the Willamette student body, a gavel which is to become the property of the associated students.

About this gavel is woven a tale of considerable interest owing to the fact that Dr. McLoughlin brought the seeds of the original tree from the East Valley. Last year, just prior to his graduation from the La Grande High School, Mr. Corpe secured a large limb from one of these trees that had been broken off by a storm, from which he made this gavel that connects the old Oregon with the new.

Seventy-eight per cent of the population of England and Wales is found in the towns.

Knowing how to buy clothes is more important to you than knowing how to wear them; in some respects the latter depends on the former.

If you want exceptional satisfaction you ought to expect to pay \$25 for a suit; at that price you can buy ready clothes that will be a credit to you.

There are so-called "made-to-measure" clothes at that price, and even less, but if you're going to have "made-to-measure" clothes go to somebody who really knows how and pay the price—\$60 to \$75.

If he does know how, you'll get some good clothes.

But just compare our clothes, ready, at \$25 or \$30 with the average "made-to-measure" product.

You'll learn something about buying clothes.

"Who makes them?" is very important. Find our mark in them as a sign of quality.

Hart Schaffner & Marx Good Clothes Makers

SAM'L ROSENBLATT & CO. Exclusive Agency Northwest Cor. 3d and Morrison

Dekum Ave.

"Why?"

—Because it paves the way to an ideal residential property within your means—IRVINGTON PARK.

—Because the Street Railway Company will very shortly be operating streetcars over Dekum Ave. to Twenty-fourth street on a seven-minute schedule.

—Because it is one of the widest and most sightly suburban thoroughfares in Portland.

—Because the Dekum-Ave. district, with its many advantages—wide streets, eight-foot parkings, 14-foot alleys, etc.—is bound to develop into a community of modern homes and beautiful surroundings.

—Because property in this district is being offered at a much lower figure than was asked many years ago for property far less desirable and with fewer advantages.

—Because the Dekum-Ave. district adjoins a progressive residential section that is showing remarkable building activity and development.

—For these and many other reasons you should acquaint yourself with Dekum Ave. and the district it touches.

Irvington Park 50x100-Foot Lots From \$500 Up And on Easy Terms

Holcomb Realty Co., Owner

F. B. Holbrook Co. Disposal Agent 214 Lumber Exchange Building Second and Stark Streets.

Fishing Is Good Every Day in the Week

In the Salmonberry or Nehalem rivers. They are filled with gamey trout, and a few days in the woods or at the Tillamook beach resorts will give you a new lease of life.

ROUND-TRIP FARES FROM PORTLAND DAILY VIA THE



Salmonberry \$3.55 Mohler (Nea-Kah-Nie) .. \$4.35
Wheeler (Nehalem)..... \$4.50 Bar View..... \$5.00
Bay City..... \$5.50 Garibaldi (Bay Ocean) .. \$5.10
Lake Lytle..... \$4.80 Tillamook \$6.00

With corresponding low fares to other points where fishing is good. Train leaves Union Depot 8:45 A. M. 4th and Yamhill 3:50 A. M. daily.

Call at City Ticket Office, 80 Sixth street, corner Oak, or at Fourth and Yamhill streets.
JOHN M. SCOTT, General Passenger Agent, Portland, Or.