

TRY TO BREAK LAW

Gamblers in Washington Make Up a Large Purse.

PUT UP ANOTHER SCAPEGOAT

Constitutionality of the State Law Will Be Tested—Point Not Touched on by the Supreme Court in Its Last Decision.

OLYMPIA, Wash., Sept. 12.—(Special.)—Another attempt will be made to break the law passed by the last Legislature, making the conducting of gambling resorts a felony. The first step was taken today when there was filed an application for a writ of habeas corpus for Otto Stuth, who was arrested in this city last Thursday on a charge of conducting a money playing slot machine in a local saloon. The application was made direct to the Supreme Court, Judge Linn, of the Superior Court, being ill, and the court made the writ returnable at 10 o'clock September 23.

It is contended in the application for the writ that the new law is in conflict with section 19, article 2, of the constitution, in that the subject matter of the act is not expressed in the title. It is contended that the subject-matter of the act is directed against those who open or conduct certain gambling games, while the title refers to those who maintain gambling resorts.

This point was not touched on in the recently decided Dietrick case, wherein the constitutionality of the law was upheld by the Supreme Court. In the latter case it was contended that the new act was amendatory of an old one and should therefore set out the amended section of the old act in full in the title of the new. There is a coincidence in that in each case the gamblers' attorney is a member of the Legislature that passed the law. Dietrick's attorney was Senator Will Graves, of Spokane, and Stuth's is Representative Charles D. King, of Thurston County.

That an organized movement is back of the effort to defeat the law and that Stuth's arrest was caused by his own friends is undoubted here. It is known that gamblers in all parts of the state have chipped in, and that 5 per cent. of a big purse is now available, the balance to be paid if the law is knocked out. A little finer hand is visible than in the Dietrick case, where the victim escaped the Penitentiary by a hair's breadth.

The complaining witness against Stuth was a well-dressed stranger giving the name of Robert Hamilton. A time was chosen when there was no chance for immediate interference by the lower court. Hamilton promptly appeared and no one knows from whence he came or where he went. There are no other witnesses named in the information, and if the Supreme Court again upholds the law, the case never comes to trial in the lower court for want of prosecuting witnesses.

It is said a prominent law firm of Seattle will later appear in the case.

ROAD TO SEVEN DEVILS.

Eastern Capitalists Looking Into the Project.

BAKER CITY, Or., Sept. 12.—(Special.)—More than one interest is centering in the construction of a railroad into the Seven Devils country from here. The growing demand for such a road has induced a number of men who are in touch with capital back East to investigate, with the result that at last there is good reason to believe that the road will soon be built. A gentleman has been found who is looking for a safe investment, who has money sufficient to build the road, and is willing, if all the conditions are found to be as represented, to make the venture.

It is a well-known fact that the mines ever in that country are very rich and that they can be worked at a handsome profit, provided some means of cheap and quick transportation can be provided. The bulk of the ores are smelting ores, and while they are rich enough to warrant a high tariff in the way of railroad freight, the cost of hauling to the railroad by team now is prohibitive.

In addition to the mining interests, which, it is claimed, are willing to guarantee sufficient business to make the road pay from the start, there is the fruit, grain and stock business, of Pine and Eagle valleys, that is being maintained at a profit now, when everything has to be hauled to market a distance of 45 miles. The local freight and passenger business from these rich valleys is sufficient to insure a profitable return on the money invested, so it is claimed.

All these claims in the way of mining and farm produce traffic are susceptible of proof, or at least can be demonstrated to a reasonable certainty, by a careful investigation of the conditions. It is this investigation which is to determine the matter, and the promoters of the enterprise seem to have no fear of the outcome. The investigation in the interest of the gentleman who is prepared to put his money into the enterprise is now in progress, or soon will be. Experts on the subject of prospective railroad traffic and cost of construction will go over the ground and report to their principal.

So far as the Harriman interests are concerned, they will be taken into consideration, because it is self-evident proposition that they will have to be considered. It seems to be a settled fact that while the Seven Devils country is regarded as Harriman territory, the Harriman people have no objection to the outsiders building a feeder for the main line, so long as the outsider can show that he is not connected in any way with a rival transcontinental road. Nothing that the promoters of the Harriman lines will be tolerated, according to the statement of a gentleman who has looked into the matter, but a friendly investor, who wishes to do a legitimate local railroad business without any part of the Harriman territory, where the chance of a rival connection is remote, and the right of the Harriman syndicate to acquire the property, whenever necessary, requires, is guaranteed.

All these details in regard to the future of the proposed road and its relation to the O. R. & N. have been gone into. No definite agreement has been entered into on the part of the parent road, so to speak. Such an agreement is not necessary. All that is required is for the man who proposes to build the road to have faith in the willingness of the Harriman people to treat him fairly, and he can go ahead.

The man who proposes to build the Seven Devils road has faith in his ability to take care of himself, so far as the Harriman interests are concerned. When he becomes satisfied that the road will pay a fair interest on the bonded indebtedness, and leave a reasonable profit to the owner, after paying operating expenses, he is ready to go ahead and build.

FOUR OF STANFORD STUDENTS.

Treatment Last Year in North Decides Their Itinerary for Them.

SAN FRANCISCO, Sept. 12.—(Special.)—Stanford mandolin, guitar, and glee clubs will make a tour at the end of the present semester into Northern California, Oregon and probably into Washington. Formerly it was the club's custom to tour the southern coast of California, but as an experiment the last

tour was made to the north. The treatment accorded college men was such that without debate it was decided to repeat the trip this year.

Upon the occasion of their former trip, Stanford men were entertained by leading clubs in Portland and a retired army Colonel in Southern Oregon was so well impressed that he invited the entire troupe, over thirty in all, to be his guests. The invitation was accepted and the students from Stanford spent three days on his farm.

HELPS ESTABLISH AN ALIBI.

Register Dresser Remembers Seeing Rev. Mr. Kennedy in Land Office.

OREGON CITY, Sept. 12.—(Special.)—Rev. R. H. Kennedy, the alleged minister-burglar of Hillsboro, accompanied by his attorney, S. B. Huston, was in the city today in quest of evidence for his defense of the charge of burglary that has been preferred against him in the courts at Hillsboro. Mr. Kennedy alleges that on the night of the burglary at the Warren residence, on the morning of September 1, he was in Portland, and claims to have evidence to the effect that he retired at 11 o'clock on that night, arising at 6 o'clock the following morning, when he came to Oregon City to transact some business at the local Land Office.

Register Dresser distinctly remembers

KILLED WHILE HUNTING

SOUTHERN OREGON FARMER IS ACCIDENTALLY SHOT BY FRIEND.

Died of Death From Severing of an Artery Before He Could Be Brought to Camp.

ASHLAND, Or., Sept. 12.—(Special.)—G. W. Woody, a farmer, about 24 years of age, residing near Phoenix, was accidentally shot and killed yesterday at noon while out hunting in the mountains 25 miles east of Ashland by a companion, James Daily.

A deer jumped up between Woody and Daily. Daily, who supposed that his companion was on the further side of the mountain top from him, fired twice at the animal, the second bullet striking Woody in the left shoulder, cutting an artery. He died in half an hour from loss of blood. The body was brought to Ashland today, and an inquest will be held tomorrow.

A jolly party of young folks of Phoenix, consisting of Mr. and Mrs. G. W. Woody,

to \$300,000 feet of lumber. The steamer which is to tow her has on board a cargo of over 1,000,000 feet of lumber.

PROPERTY ALL CLASSIFIED.

Washington Equalization Board Has Now County Assessing to Do.

OLYMPIA, Wash., Sept. 12.—(Special.)—The State Board of Equalization today completed the classification of property in the state for the purpose of levying the state tax. All that now remains for the board to do is to assess to each county its share of taxes. This last work will be completed early next week, and the board will complete its labors considerably ahead of the statutory time.

In the classification of lands all counties remain the same as last year, with the exception of Cowlitz, Garfield and Asotin. Cowlitz is dropped from the \$5 class to the \$3 class, Garfield from the \$5 class to the \$4.50 class, and Asotin from the \$5 class to the \$3 class.

There are 13 classifications this year instead of 12 of last year on lands. This was occasioned by the creating of a \$4.50 class for Garfield County's benefit. The values fixed on lands in the several counties are as follows:

Class 1—\$11 per acre, King County.
Class 2—\$9 per acre, Ferry, Whitman, Skagit.
Class 3—\$7.50 per acre, Pierce County.
Class 4—\$6 per acre, Walla Walla, Whitman.
Class 5—\$5.50 per acre, Snohomish.
Class 6—\$5 per acre, Columbia, Clark, Island.
Class 7—\$4.50 per acre, Chehalis, Clallam, Knap, Lewis, Lincoln, Cowlitz.
Class 8—\$4 per acre, Garfield County.
Class 9—\$3.50 per acre, Jefferson, Pacific, Skamania, St. Helens.
Class 10—\$3 per acre, Wahkiakum.
Class 11—\$2.50 per acre, Adams, Kittitas, Mason, Yakima.
Class 12—\$2 per acre, Asotin, Chelan, Douglas, Klallam, Okanogan, Stevens.
Class 13—\$1.50 per acre, Franklin, Lincoln.

On valuation of improvements per acre, Cowlitz, Asotin and Lincoln Counties secured reductions, all other counties remaining the same as last year. There are 11 classes, as follows:

Class 1—\$20 per acre, Ferry, King, Pacific, Pierce.
Class 2—\$15 per acre, Chehalis, Thurston, Wahkiakum.
Class 3—\$10 per acre, San Juan, Snohomish.
Class 4—\$8 per acre, Clallam, Island, Jefferson, Kitsap.
Class 5—\$6 per acre, Cowlitz, Clark, Mason, Skamania, Walla Walla, Whitman.
Class 6—\$5 per acre, Okanogan, Skagit.
Class 7—\$4 per acre, Chelan, Lewis, Yakima.
Class 8—\$3 per acre, Kittitas, Spokane, Stevens.
Class 9—\$2 per acre, Klallam County.
Class 10—\$1.50 per acre, Asotin, Columbia, Garfield, Walla Walla, Whitman.
Class 11—\$1 per acre, Adams, Douglas, Franklin, Lincoln.

On railroads the board has decided to make no change in the classification, which is the same as last year, and the counties are classified the same, except that in Walla Walla and Yakima Counties horses, mules, etc., are reduced from \$35 per head to \$25.

The valuations placed on all personal property are the same as last year, and the counties are classified the same, except that in Walla Walla and Yakima Counties horses, mules, etc., are reduced from \$35 per head to \$25.

BAKER CITY RESIDENCE BURNS.

Defective Flue Starts Blaze and Gale of Wind Aids in Destruction.

BAKER CITY, Or., Sept. 12.—(Special.)—The residence of Hon. F. M. Saxton was partially destroyed by fire yesterday morning at 11 o'clock. The fire caught from a defective flue, leading from the kitchen. The wind was blowing a gale at the time and it was with difficulty the firemen prevented the flames from spreading to other buildings near by.

A portion of the furniture was saved from the first floor, but all the contents of the upstairs rooms were destroyed. Miss Georgia Savage and Smith, a teacher in the public schools, lost all of their belongings, including several heirlooms and mementos that cannot be replaced. The young ladies were away at the time and had the clothing they wore left. The loss on the building and contents was about \$2500, which is partially covered by insurance.

Released From New York Jail. NEW YORK, Sept. 12.—Edwin D. Boers,

FALL FASHIONS FOR MEN

Exactness in style, excellence in quality, extensive variety and thorough workmanship are the leading features of our Fall display of high-grade clothing.

Our magnificent array of all the very latest ideas in correct dress for men are a combination of high-grade values and moderate prices. The Fall stock embodies only the latest shapes and fashions in Fall topcoats, long overcoats, with belts, rain coats and suits.

Every garment will compare favorably with the product of the best merchant tailor at less than one-half the cost.

Prices range from \$15.00 to \$30.00

Stylish, Dependable School Clothing for Boys

Our stock consists of only the most up-to-date styles and patterns, and all made by the best high-class, exclusive makers. All styles, Sailor, Norfolk, Russian, and single and double-breasted suits, in mixtures and plain blues and blacks.

Before purchasing your Fall suits for the boys let us show you our large assortment at \$2.50 to \$7.45

SAMUEL ROSENBLATT & CO.

CORNER THIRD AND MORRISON STREETS.



RAIN CREATING HAVOC.

EASTERN WASHINGTON FARMERS IN GLOOMY FRAME OF MIND.

Most Prolonged Downpour in That Section in Twelve Years—Some Were Foreboded.

SPOKANE, Wash., Sept. 12.—(Special.)—Reports of damage to the grain and hay crops are coming in from all sections of Eastern Washington, except in the Big Bend, where a few districts have not materially suffered from rains. For the past two weeks rain has fallen in heavy showers nearly every day, the drenched expanse extending from Walla Walla County north to the international boundary line and over into North Idaho, where the damage is not so extensive as in Walla Walla, Lincoln, Spokane and Stevens Counties.

No such prolonged rain has been known in this section in 12 years. Even the most optimistic farmers are gloomy now, as they see the fruits of a season's labor in a serious condition. A fair estimate of the wheat harvest is that two-thirds has been cut. Much of this is stacked in the fields and is swelling from the continued downpour.

In the Palouse country last night nearly half an inch fell, and more fell today. In the past two weeks there has been an occasional dry day or two in some sections, only to be followed by more rain before the grain has a chance to dry out and harvest could be resumed. Farmers are holding grain to warehouses, and there has practically been no harvest work for the past ten days. Standing grain is damaged most.

A few farmers, warned by the lesson of 12 years ago, hurried harvest work after the first rain two weeks ago, and by working night and day had their grain all under cover before the next storm. Such continued wet spells is a most unusual thing in Eastern Washington, and is particularly disastrous coming in a year when all farming work was fully a month late owing to the long cold spring.

INSTRUCTOR IN MUSIC AT WESTON NORMAL SCHOOL

WESTON, Or., Sept. 12.—(Special.)—The regents of the Eastern Oregon State Normal School have elected Miss Ethel Grace Garfield, of Walla Walla, Wash., instructor.

In the department of music in the State Normal School at Weston. Miss Garfield was educated in Whitman College, and was for two years a student in the conservatory of that institution. Much of her training in instrumental music was received under the tuition of Antone Schott. Miss Garfield is well known in Eastern Oregon as a vocalist of rare merit and as a skilled pianist.

SEATTLE, Wash., Sept. 12.—(Special.)—

Bishop O'Dea, in an interview today expressed in strong general terms his disapproval of the oath required of members of the International Typographical Union, on the ground that the nature of the oath is such as might bring the person taking it into conflict with the laws or rules of general society. That part of the oath of the Typographical Union is which he takes exception is the clause reading:

"That my fidelity to the union and to the members thereof shall in no sense be interfered with by any allegiance I may owe to any other organization, political, social, religious, secret or otherwise."

Bishop O'Dea points out that if this is to be given the literal construction, that in case of conflict members are to place their allegiance to their union above their allegiance to state or church, that the effect of the obligation is bad and the oath should never be taken. He said:

"The right of individuals to unite in organizations for their mutual aid and advantage must be admitted as beyond controversy, but the rules or such bodies should at all times be subject to the laws of God and the laws of the state. If the oath of the Typographical Union is subject to the construction that it requires the members taking it to obey the rules of the organization, even though the rules require doing any act that is against science or good morals, or in violation of the laws of the state, it is certainly a bad oath and should not be taken. I think the union should consider this question in view of the seriousness of the point involved."

the good-will of the people of this country, and I know that its recent action in a certain line in rejecting socialism last year by a heavy majority met with the hearty approval of nearly every Catholic journal of this country. Its decision was widely commended and the union itself was held up as a model for other organizations in this respect, and every well-wisher of it was proud to see that the union had taken a step in the right direction. I feel, be pleased that the union has taken a step in the right direction, and I feel that the union would be so amended that every objectionable feature would be obliterated."

SEWER SYSTEM IS DEFECTIVE.

Salem's Typhoid Fever Epidemic Laid to It by Dr. Hutchinson.

SALEM, Or., Sept. 12.—(Special.)—Dr. Woods Hutchinson, secretary of the State Board of Health, inspected the sanitary conditions at Williamsport University today and pronounced them entirely satisfactory.

He also inspected Salem's sewer system, and pronounced it very unsatisfactory. He says that the sewer system is not as extensive as it should be, and that even where sewers are provided, not all the dwellings are connected with them. He believes that the sewer system is responsible for the large number of cases of typhoid fever in this city in the past two years.

BIG CHUNKS OF GOLD.

Suggest of \$140 Largest Found in Clean-Up at Sterling Mine.

MEDFORD, Or., Sept. 12.—(Special.)—There was a display of gold nuggets at the Medford Bank yesterday which were taken out of the celebrated Sterling mine, owned by H. E. Ankeny, about 15 miles south of Medford. The value of the nuggets is between \$500 and \$600. They were all good-sized pieces and were all picked up by hand during the clean-up process. The largest nugget weighed nearly 310.

This represents but a very small part of the season's clean-up of this mine. The bulk of gold from this mine is made into bricks, which weigh nearly 3000 each, of which several have been sent to the mint.

Attempted Assault on Child.

WARDNER, Idaho, Sept. 12.—D. H. Holdman attempted to assault a 12-year-old girl here yesterday.

The Minnie, accompanied by his wife, broke into the residence of the girl, where the attempt was made. The child's cries aroused the curiosity of a neighboring barber, who, accompanied by his wife, broke into the residence of the girl, where the attempt was made. The child's cries aroused the curiosity of a neighboring barber, who, accompanied by his wife, broke into the residence of the girl, where the attempt was made.

Paid Large Succession Tax.

VANCOUVER, B. C., Sept. 12.—From the estate of the late A. G. Ferguson, who died in San Francisco a few months ago, the Provincial government collects a nice little sum of \$10,000. This amount came to the province's coffers under the succession law, which enacts that those who benefit from property left them, even if foreigners, must pay a certain percentage of the value of the property.

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Shooting Affray in Harney County.

ONTARIO, Or., Sept. 12.—Word reached here today that a shooting affray had occurred at Andrews, Harney County, and that a man had been shot and mortally wounded. No names are obtainable or any particulars. The news was received in Burns from a business man from Andrews, and requested that the Sheriff and Coroner come at once. Coroner Marsden and Sheriff Allen have left

for the scene, but it will probably be several days before the facts are known here, as Andrews is an isolated place, 125 miles from telephone connections.

Rebekah Lodge at Rainier.

RAINIER, Or., Sept. 12.—(Special.)—Fern Rebekah Lodge, No. 132, I. O. O. F., was instituted at Rainier, Or., last evening by Fern Baber, special deputy grand master, assisted by E. E. Sharon, grand secretary, I. E. Baber and Misses Lange, Foss and White, from Portland. There were 11 charter members, and quite a class of initiates. The following officers were installed: Emily Mitchell, noble grand; Mary J. Clark, vice-grand; Edith E. Clark, secretary; Eleanor Symons, treasurer. Members and visitors were treated to an elegant banquet at Syverson's at midnight.

Bybee Parts With a Big Tract.

MEDFORD, Or., Sept. 12.—(Special.)—The William Bybee tract of land, comprising nearly 500 acres, an isolated hamlet last Wednesday. The Jackson County Improvement Company purchased 1743 acres of the land, which is that part known as the "Bybee tract." The price paid for this was \$2 per acre. The remainder of the tract, which includes the Antelope ranch of 1500 acres and the Rogue River ranch of 1100 acres, was sold to his son, Frank Bybee, together with about 200 head of goats, 20 head of cattle, and 20 horses.

Clark Factionists Released.

BUTTE, Mont., Sept. 12.—George Casey and J. Allison, two prominent citizens of Butte, Clark's property arrested some time ago for bribery in connection with the election in Butte last fall, and their cases dismissed today by the County Attorney, there being no evidence against them.

The average straight-ahead motion of the stars is now put at 21 miles a second.

THE VALUE OF CHARCOAL.

Few People Know How Useful It Is in Preserving Health and Beauty.

Nearly everybody knows that charcoal is the safest and most efficient disinfectant and purifier in nature, but few realize its value when taken into the human system for the same cleansing purpose.

Charcoal is a remedy that the more you take of it the better; it is not a drug at all, but simply absorbs the gases and impurities always present in the stomach and intestines and carries them out of the system.

Charcoal sweetens the breath after smoking, drinking or after eating onions and other odorous vegetables.

Charcoal effectively clears and improves the complexion, it whitens the teeth and further acts as a natural and eminently safe cathartic.

It absorbs the injurious gases which collect in the stomach and bowels; it discharges the mouth and throat from the poison of catarrh. All druggists sell charcoal in one form or another, but probably the best charcoal and the most for the money is in Stuart's Absorbent Lozenges; they are composed of the finest powdered Willow charcoal, and other harmless antiseptics in tablet form or rather in the form of large, pleasant tasting lozenges.

The daily use of these lozenges will soon lead to a much improved condition of the general health, but better complexion, sweeter breath and purer blood, and the beauty of it is, that no possible harm can result from their continued use, but on the contrary, great benefit.