

# HIT BY AN ENGINE

Clackamas Farmer Is, Perhaps, Fatally Injured.

## ACCIDENT AT OREGON CITY

Humphrey Jones, Farmer, Picked Up Unconscious—His Daughter and a Girl Friend Have Broken Bones.

OREGON CITY, Or., Sept. 2.—(Special.)—Humphrey Jones, a prominent farmer of Clackamas county, was perhaps fatally injured this morning in attempting to drive across the Southern Pacific Railroad track in this city in front of an approaching overland train. The other occupants of the wagon were Miss Kate Jones, a daughter of the farmer, and Miss Edna Irish, a neighbor. Jones was picked up in an unconscious state and taken to Portland, where his condition is reported alarming.

Mr. Jones and companions were on the way to this city and were descending Singer Hill, at the base of which the roadway crosses the railroad track. The second section of the northbound California overland was just pulling out of the depot yards as the team neared the foot of the hill. Mr. Jones, whose sight and hearing are impaired because of his advanced age, he being past 60, neither saw nor heard the approaching train, and before the daughter, who observed the danger, could divert the team from its course, the wagon was on the track, when the collision followed.

By tightly applying the airbrakes, the momentum of the train was checked sufficiently by the engineer to prevent what would have certainly resulted in the instantaneous death of the three occupants of the vehicle. As it was, they were thrown violently from the rig which was entirely demolished, one of the horses being so badly injured that it had to be shot. Miss Jones sustained the fracture of a leg and Miss Irish escaped with a broken cheek bone.

The scene of the accident is a dangerous one and the wonder is that more accidents do not occur, since the railroad company has provided no protection, not even stationing a flagman at the dangerous point.

## CRATER LAKE A WONDER

William E. Curtis Pays Tribute to Southern Oregon Freak of Nature.

KLAMATH FALLS, Or., Sept. 2.—(Special.)—William E. Curtis, the famous and world-renowned newspaper correspondent, accompanied by Mrs. Curtis, who were the guests of the O. R. & N. and the Pacific officials on a visit to Klamath Falls, were banqueted by the business men of this city Thursday night.

Mr. and Mrs. Curtis had returned from Crater Lake, where they had been sightseeing. They were guests on the trip of Charles S. Fee, general passenger agent of the Oregon Coast and Puget Sound routes, and his wife, Mrs. Fee, who were in charge of the party.

"The drive over from the railroad was delightful and the forests were as fine as I have ever seen. You have a beautiful lot of timber around you. The water supply of this country surpasses any I have ever seen."

"It seems to be a good farming country here; the soil is exceedingly rich, and wherever the water is you can see what can be done with it if it is irrigated."

"We are all going to help get an appropriation through Congress to locate Crater Lake National Park. Crater Lake has not been very much advertised, and Congress is entirely ignorant of the attraction of this beautiful and wonderful lake."

"When you get a railroad in here, we expect you to improve your roads and get ready to accommodate tourists. As soon as you provide easy access to suitable accommodations at Crater Lake, crowds of tourists will visit it every summer. Next to the Grand Canyon of the Colorado, I think I think Crater Lake has the grandest scenery in America."

Besides Mr. and Mrs. Curtis and Messrs. Fee and Craig were James Horburgh, Jr., assistant general passenger agent of the Southern Pacific; W. E. Traas, of Portland; F. D. Judah and G. Hassel, of San Francisco; and E. D. Burrows, of Washington, D. C. They left this morning by stage for Pokeama, where their private car awaits them.

## GETS ALL ITS MONEY BACK

Investor in Get-Rich-Quick Concern Resorts to the Courts.

TACOMA, Wash., Sept. 2.—(Special.)—Judgment for \$100 was given in the Superior Court to the Pioneer Bindery & Printing Company against the Investors Mutual Reserve Company, a "get-rich-quick" concern.

Ellis & Fletcher, attorneys for the printing company, will ask the court to appoint a receiver for the company.

Attorney J. Quick, representing Young Fole, who took out a bond in the company, will join forces with Ellis and Fletcher in an endeavor to recover money for his client from the men behind the Investors Mutual Reserve Company. Thaddeus Hill, president of the company, said today that the reason Fole couldn't get his money was because the bond was not due.

"The money is not in the treasury to pay him, but will be by the time his bond is due," he said, "and the reason there is no money in the treasury is because we pay it out for the matured bonds as fast as they come in."

A man by the name of Knight, residing in Oregon, is vice-president of the company.

## NEW OREGON INCORPORATIONS

Articles Filed With the Secretary of State at Salem.

SALEM, Sept. 2.—(Special.)—Articles of incorporation were filed in the office of Secretary of State Dunbar this week as follows:

Kishwaukee Land Company; principal office, Portland, Or.; capital stock, \$2,000; incorporators, H. C. Campbell, C. F. Swiert and E. E. Mallory.

Beine Portland Lumber Company; principal office, Portland, Or.; capital stock, \$500; incorporators, John B. Kelly, H. F. Estes and E. L. Estes.

Oregon Wood Distilling Company; principal office, Portland, Or.; capital stock, \$5,000; incorporators, H. B. Williams, W. H. Young and H. C. Campbell.

Bennett Trust Company; principal office, Marshallfield, Or.; capital stock, \$500; incorporators, J. W. Bennett, T. T. Bennett and Bennett Swanton.

Coco Bay Mining, Milling & Transportation Company; principal office in Coos county; capital stock, \$100,000; incorporators, H. O. Wilson, I. S. Patton, C. J. Brauchle, L. W. Parker and C. A. Behl.

Cascade Electric Company; principal office, Portland, Or.; capital stock, \$10,000;

## INCORPORATORS, J. H. Alexander, C. F. Wood and E. B. James.

The A. W. Schmale Company; principal office, Portland, Or.; capital stock, \$10,000; incorporators, A. Schmale, Minnie Schmale and A. M. Brown.

The General Contracting Company; principal office, Portland, Or.; capital stock, \$10,000; incorporators, Sanderson Keel, C. A. Bell and Frank F. Freeman.

Clatsop County Lumber Company; principal office, Portland, Or.; capital stock, \$10,000; incorporators, W. L. Dudley, L. A. Terex and William E. Streeter.

Bank of Mount Angel; principal office, Mount Angel, Or.; capital stock, \$10,000; incorporators, M. Collins, C. R. Houghton, J. W. Eber, Fred Schwab and N. Mickel.

Freemont Power Company; principal office, Baker City, Or.; capital stock, \$300,000; incorporators, John Thomsen, John Whitsam and Walter Fenwick.

Bohemian Smelting & Refining Company; principal office, Portland, Or.; capital stock, \$500,000; incorporators, Ed LeRoy, H. Daniel, J. W. Sherman, Wylie G. Woodruff and J. R. Keefer.

Portland & Suburban Express Company; principal office, Portland, Or.; capital stock, \$20,000; incorporators, George W. Simons, Frank Fenwick and E. E. Mallory.

## SHOT HIS BOY COMPANION

Youth Confesses to Accident That Injured Crutch and Limb.

CHEHALIS, Wash., Sept. 2.—(Special.)—Last Sunday afternoon, Clifford Pickett, son of Robert Pickett of Curtis, and two boys were standing near a barn on the Casagrande place, when a bullet crashed into the leg of Clifford Pickett. Young Pickett has had one leg amputated above the knee and has hobbled around on crutches ever since. The bullet entered the crutch and passed through into the opposite leg.

It was thought that the bullet was fired by a hunter, but a few days ago the confessed that he accidentally discharged the gun he carried and it was the bullet from this that entered Pickett's leg. Through fear of arrest the three boys kept silent until the confession of a few days ago.

## WARDEN HAS LITTLE SAY

GOVERNOR'S DESIRES ON APPOINTMENTS ARE WEIGHY.

Late Captain of the Guard Kees Does Not Get Expected Soft Berth.

OLYMPIA, Wash., Sept. 2.—(Special.)—A dispatch sent out from Walla Walla yesterday that a soft berth had been provided by Warden Kees for C. B. Wood, late captain of the guard at the penitentiary, who was ordered dismissed by the Governor, by the appointment of Deputy Assessor E. G. Rourke, traveling guard, was proved inaccurate by the Board of Control today, who, after a consultation with the Governor, directed the appointment of A. B. Estabrook, of Bellingham, traveling guard, to succeed J. D. Smith, who gets Wood's place.

According to Walla Walla reports Wood was to get Rourke's place. The statement emanates from the executive department that there is no clash of authority, however, and that Kees fully understands that Estabrook is to take Smith's place. Estabrook is an old friend of the Governor and was Sheriff two terms of Whatcom County when the Governor was prosecuting Attorney. He was given a position as guard at the penitentiary early in the year but did not like the work and resigned after a few days.

The law gives the warden the appointive power of this subordinate, but as the warden is appointed by the Board of Control and the Board of Control is appointed by the Governor, the desires of the executive as to appointments are weightier than those of the warden.

## STRUCK BY FLYING CHAIN

John Hamlett, Logging Engineer, Given Concussion of the Brain.

ALBANY, Or., Sept. 2.—(Special.)—John Hamlett, in charge of the engines at the Curtiss Lumber Company's logging camp near Berry, was struck on the head by a chain, which was flying in the air. The engine was pulling a heavy log by means of a cable, when the coldshut on the butt chain broke, sending the chain with terrific force against Hamlett's head, causing concussion of the brain.

A special train brought the injured man to Albany for treatment. He is about 35 years of age and unmarried. The only relative known of him is a brother at Baker City.

## Sale of Daily Olympian.

ABERDEEN, Wash., Sept. 2.—(Special.)—Announcement is made here today of the sale of the Daily Olympian, of Olympia to King Hartwell. King has been connected with the Post-Intelligencer and recently has been doing the editorial work on the Olympian. Hartwell for some time has been connected with the Bulletin of this city.

H. D. Crawford, of this city, who was connected with the Bulletin and the Olympian, in the deal, retires from both publications.

## Thief Traced by Snuffbox.

HOQUIAM, Wash., Sept. 2.—(Special.)—E. Olsen was brought here today from Mcclips, the new summer resort at North Beach, on the charge of burglary. It is alleged Olsen entered a cottage and stole a snuffbox. The theft was traced to Olsen by a snuffbox the cover of which was left in the cottage.

Olsen is an inveterate user of snuff and the officer found the missing half of the box in Olsen's pocket. He was held by Justice Warren to answer to the Superior Court in the sum of \$200 bail.

## Protest to Canadian Minister.

VICTORIA, B. C., Sept. 2.—Announcement was made today by counsel for the State of California in the case of George D. Collins, wanted in San Francisco on a charge of perjury, that the Washington Government had appealed to the Canadian Minister of Justice at Ottawa, protesting against the order of Chief Justice Hunter in handing the accused over to the custody of the Sheriff, in opposition to the order of two other judges on the same bench.

## O. R. & N. Petition Is Denied.

PENDLETON, Or., Sept. 2.—(Special.)—J. W. Morrow, tax agent of the O. R. & N., today petitioned the County Board of Equalization to reduce the assessment of the company's property in this county from \$12,000 to \$5500 a mile. The petition was denied.

A Warning to Mothers. Too much care cannot be used with small children during the hot weather of the summer months to guard against bowel troubles. Give Chamberlain's Colic, Cholera and Diarrhoea Remedy and then a dose of castor oil, and the disease may be checked in its incipency and all danger avoided. The castor oil and this remedy should be secured at once and kept ready for instant use as soon as the first indication of any bowel trouble appears. This is the most successful treatment known and may be relied upon with implicit confidence even in cases of cholera infantum. For sale by all druggists.



IF YOU WANT TO KNOW WHAT SMARTLY DRESSED MEN WILL WEAR THIS SEASON, ASK BEN SELLING

Ben Selling announces his return from New York and begs to advise that his Fall Stock is now ready for inspection. As always Made Right --- Fit Right --- Priced Right Suits and Overcoats \$15 to \$35

# BEN SELLING LEADING CLOTHIER

## LACK WATER RULES

Hundreds of Settlers on New Irrigation Projects.

REGULATIONS ARE NEEDED

Those Proposed by the Land Companies Were Rejected Some Time Since by State Board for Various Reasons.

SALEM, Or., Sept. 2.—(Special.)—The adoption of rules and regulations governing the distribution of water to settlers by irrigation companies who have reclaimed land under the Carey act, is one of the important duties the State Land Board must soon perform.

Two large areas of arid land in the Deschutes country, in Crook County, have been put under irrigation and next Spring hundreds of settlers will begin using water from the irrigation systems.

As yet no rules have been adopted, though the State Land Board has had the matter under consideration once or twice in an informal way. The state law accepting the terms of the Carey act, provides that the reclamation company shall adopt rules, with the approval of the board, which virtually means that the rules must be adopted by the board also.

The Three Sisters Irrigation Company, now owned by the Columbia Southern Irrigation Company, submitted a set of rules more than a year ago but, the board rejected them, on the ground that some of the regulations were unreasonable, unfair to the settler and not within the intent of the reclamation laws. One of the most objectionable rules was that requiring payment of annual water rates in advance, with the privilege of shutting off the water if the rate was not so paid. This the board thought unreasonable because the settler gets his money when he sells his crop and it is most convenient for him to pay at that time.

Another objectionable provision was that which gave the company the double remedy of shutting off the water and bringing suit to foreclose the lien for the amount due, with attorney's fees. The board was of the opinion that if the irrigation company has a lien on the land this is security enough and there should be no authority to shut off the water supply in case the company and the settler disagreed concerning the amount due or the company had not been paid all it claimed. The provision regarding the payment of an attorney fee was also thought unreasonable.

There were provisions in the proposed rules fixing a maximum amount of water to which the settler should be entitled and authorizing the company to appropriate the water pro rata in case there should be a shortage. Concerning these provisions the board was in some doubt and desired further information before giving the rule its approval. The irrigation company has not submitted other proposed rules and the whole matter remains in abeyance.

The state now has a State Engineer who will investigate subjects of this kind and advise the board. Whether the companies will concede the right of the board to reject unsatisfactory rules remains to be seen. It is contended by some who have read the law that since the companies are given power to adopt rules with the approval of the board, the board has no power to adopt any rules except those that may be proposed by the companies.

## Will Open Up a Fine Country.

HOQUIAM, Wash., Sept. 2.—(Special.)—A contract was awarded today to ex-State Representative Philbrick to build three miles additional railroad for the Chehalis County Logging Company. This will extend the company line eight miles in all. The result of building this road, Mr. Philbrick says, will be to connect several logging roads running north from Montesano and the plan is eventually to open up a fine section of country to settlers.

## Indian Pupil Arrested for Theft.

SALEM, Or., Sept. 2.—(Special.)—William Cauter, a pupil at the Chemawa Indian School, was arrested by Sheriff Culver today on a charge of stealing a quantity of clothing from the school and attempting to sell it to a second-hand dealer in this city. Cauter is about 21 years of age. He has been stealing from the school for some time, but not until today was evidence secured to connect him with the theft. He had part of the clothing in his possession when arrested.

## Mate Nelson Shot to Frighten.

HOQUIAM, Wash., Sept. 2.—(Special.)—Mate Nelson, of the tug Daring, gave bonds in the sum of \$500 today for his appearance in the Superior Court, to stand trial on the charge of assault with intent to kill. Nelson's attorney made a hard fight for his client's release. The shooting was admitted, but on the ground that it was simply done to frighten Sumner, who caused Nelson's arrest.

## Property Goes to Children.

VANCOUVER, Wash., Sept. 2.—(Special.)—The will of the late Jane Gillihan has been entered for probate at the Superior Court of this county. Jacob A. Earnest is named as executor without bonds. The property is divided equally between her children, Isaac R. Gillihan, Mrs. Isabel Zeek, Jennie Baker, Mrs. Annie Earnest and George W. Gillihan.

## Run Risk of Losing Licenses.

HOQUIAM, Wash., Sept. 2.—(Special.)—The Council, which is pledged to a closed town, does not indicate sympathy with the business men, who favor a wide open policy. It has given an ultimatum that saloon men who start dancshalls will run the risk of a revocation of their licenses.

## MILL TO BE REBUILT

Green Point Property Passes Into New Hands.

DEAL MADE AT HOOD RIVER

Robert Smith and F. S. Stanley, Formerly of Wisconsin, Purchase Controlling Interest in Lumber Company.

NORTHWEST DEAD.

James R. Means.

PENDLETON, Or., Sept. 2.—(Special.)—James R. Means, an Oregon pioneer, died early this morning, after a few days' illness, aged 79. He was a native of Kentucky, where he lived until 1842, when he crossed the plains with an ox team. He arrived in Umatilla County in the Fall of that year, first settling at Nolin and later coming to Pendleton. He is an Indian War veteran.

T. J. Million.

PENDLETON, Or., Sept. 2.—(Special.)—T. J. Million died this morning from a complication of diseases, aged 55 years. He was a native of Missouri and had resided in Pendleton 25 years. He was a member of the first volunteer fire department of this place. He was also a member of the Masonic Lodge under whose auspices his funeral will be held tomorrow afternoon.

Second Term in Penitentiary.

VANCOUVER, Wash., Sept. 2.—(Special.)—Frank Pfister, who has been held at the County Jail here to await trial, pleaded guilty to the charge of grand larceny today and was sentenced to a term of two years in the State Penitentiary at Walla Walla. Pfister was a man about 45 years of age and had served a previous term at the same prison.

Thieves Steal Army Blankets.

VANCOUVER BARRACKS, Wash., Sept. 2.—(Special.)—During the night a storeroom at the Seventeenth Battery quarters was broken into by burglars and several blankets and other articles were taken.

Offer for Oats Pool.

SALEM, Or., Sept. 2.—(Special.)—The Waldo Hills Grain Association has received an offer of 35 cents a bushel for its pool of 30,000 bushels of oats. The offer has not been accepted, but the sales committee is awaiting further bids.

Gold Brick From the Lucky Boy.

EUGENE, Or., Sept. 2.—(Special.)—A \$500 gold brick was brought down from the Lucky Boy mine in the Blue River district yesterday, the result of a two-weeks' clean-up.

## 20 MULE TEAM BRAND BORAX SOAP

If you want to know why just procure a cake and try. Hand, one of the "20."

Use our Borax Soap and Soap Chips in dishwasher, laundry water, cleaning water, wash water, and all water into which the hands are dipped—the result will be white, soft hands and hygienically clean garments, dishes, etc.

SEND for beautifully illustrated booklet "Borax in the Home" which contains information of value to every woman. Also sample of Borax, Boraxo Bath Powder or Boric Talcum Powder FREE.

Ask your dealer for 20 MULE TEAM brand PACIFIC COAST BORAX CO., SAN FRANCISCO, CAL.

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