CONTROL OF BIG INDUSTRY IS STAKE

California Barrel Company Fails to Force to Wall Competing Concern.

BONDS TO BE GUARANTEED

Court Holds for Western Cooperage Company in Fight Against Bond Issue of $600,000 to Back Up a Big Deal.

Suit of the California Barrel Company against the Western Cooperage Company to restrain the latter corporation from guaranteeing a propdsed bond issue of $600,000 by the Eastman Lumber Company, was decided in favor of the defendant company by Judges Gantenbein, Gatens and Morrow in a decision rendered in the State Circuit Court yesterday. While only the issue of bonds was involved in the litigation which was decided yesterday, the inside facts pertaining to the suit reveal a determined fight for the control of the cooperage business on the Pacific Coast.

Vitally interested in the court's decision yesterday were three large cooperage corporations—the California Barrel Company and the Woerner Cooperage Company, both of San Francisco, and the Western Cooperage Company of this city. The two San Francisco companies are engaged principally in the work of assembling materials and the manufacture of staves and other products for the cooperage trade, for which there is a big demand in California by reason of its big wine industry. Until recently oak and other hardwood lumber were obtained from the East for the manufacture of these products, although Oregon spruce is gradually replacing those woods now.

The Western Cooperage Company, with headquarters in this city, was organized originally in Los Angeles by Watson Eastman. It was not long until Eastman, realizing the importance of the industry and recognizing that eventually timber on the Pacific Coast would be utilized in the cooperage business, went to Aberdeen, Wash., where he located. Building a small plant, he began the manufacture of staves. He prospered, and when his business reached such proportions that the Aberdeen plant could not handle the trade, he erected another plant at Houlton, Or., where he continued the manufacture of staves and other materials which were used by his factory at Los Angeles and Seattle in the manufacture of barrels.

Finally the California Barrel Company and the Woerner Cooperage Company bought into the Western Cooperage Company until the stock in the latter corporation was owned equally by the three companies in shares of one-third each. About this time Frederick J. Koester, of the California Barrel Company, and Eastman, of the Western Cooperage Company, aspired to control of the cooperage business on the Pacific Coast. Accordingly they decided to invest in a large acreage of Oregon spruce and undertake to convert the California wine trade to the use of Oregon spruce as a practical substitute for Eastern oak.

With this object in view, they interested the California Barrel Company, and the three companies jointly purchased a tract of 16,000 acres of land, heavily timbered with spruce, in Clatsop County, from the Charles A. Street Lumber Company of Chicago. For this property a consideration of $1,000,000 was agreed upon as the purchase price. The three companies joined in the organization of the Eastman Timber Company as a holding company for the timber land. With funds advanced by the three companies, $500,000, or one-half of the purchase price was paid and the sale closed.

Freezeout Was Proposed.

During the last year, Koester, representing the California Barrel Company, sought to induce Woerner, of the Woerner Cooperage Company, to join him and through a consolidation of their holdings, secure control of the cooperage business, leaving Eastman and his associates of the Western Cooperage Company, out in the cold. Woerner, however, was not won over by Koester but, instead, went over to Eastman. Woerner and Eastman then evolved a plan for issuing bonds to the amount of $600,000 for the purpose of refunding the indebtedness of the Eastman Timber Company. This issue of bonds was authorized at a meeting of the stockholders of the interested companies but before the bonding firm would advance the money, it was demanded that the Western Cooperage Company guarantee the bonds.

It was at this stage in the proceedings that Koester, through the California Barrel Company, instituted suit to restrain the Western Cooperage Company from furnishing the desired security. It was alleged by the plaintiff company that the Western Cooperage Company could not so proceed for the reason that, under its articles of incorporation, it did not have the corporate power to guarantee the bonds of another corporation. On this point, the court held that since the ownership and development of the timberland directly concerned the cooperage industry in which the Western Cooperage Company was engaged, the company had the right to provide the surety if it so desired. The court further held that the charges of fraud alleged to have been practiced in voting the bond issue were improperly founded.

Because of the importance of the suit and the fact that the bonds voted for are to be issued on August 1, the case was heard before the three Circuit Court Judges during the vacation period. The plaintiff corporation was represented by W. W. Cotton, James G. Wilson and Campbell, Metson & Drew, of San Francisco. The defendants were represented by Dan J. Malarkey, Chamberlain, Thomas & Kraemer and Carey & Kerr.

RUN TO SEATTLE PLANNED

Day Set Apart at Exposition for Portland Automobile Club.

Tuesday, August 17 has been set aside as the Portland Automobile Club day, at the Alaska-Yukon-Pacific Exposition. Plans for a demonstration and reception for the local club upon their arrival at the Exposition city are under way by the Seattle Automobile Club.

Through the energetic efforts of the officers of the local organization the management of the Alaska-Yukon-Pacific Exposition consented to designate a day. President E. Henry Wemme, of the Portland Automobile Club, has proceeded to plan all the details of the run to Seattle. A route has been laid out which embraces the various towns between here and the Sound. Stops will be made by the autoists in these burgs just long enough to disturb the peace and quiet of the community.

Special provisions have also been made to carry the lighter cars across the river on two large barges to Kelso where the automobiles will assemble and the caravan will proceed to Seattle on Monday, August 16. The roads from here to Seattle are reported to be in excellent condition.

It is expected that at least 100 machines will be entered in the run. The club officers extend an invitation to all owners of machines in Portland to join the excursion. Upon the arrival of the rubber-tired caravan at Seattle it is the intention to parade through the streets for a short time and then run through to the Exposition grounds.

AUTO CLUB MEMBERS GIVE

Subscription Being Taken for Family of Boy Killed by Car.

Because of the death of 4-year-old Julius Rozeen, who was struck by an automobile and killed within a stone's throw of his home, at No. 5 Hibbard street, Montavilla, last Sunday afternoon, the officers of the Portland Automobile Club are circulating a subscription for the benefit of the little victim's family. While making a rigid investigation into the exact manner in which the little fellow met his death when struck by the powerful machine, driven by William Eastman, a chauffeur for R. Becker, a member of the club, the appointed committee found the family to be in straitened circumstances and dire need. Secretary Will Lipman has the collection of the fund in charge. He hopes to be able to raise at least $500 among the members of the club.

Despite the fact that Eastman, the death-dealing chauffeur was arrested immediately following the accident and subsequently exonerated by a Coroner's jury, the club is taking the necessary steps to have his license revoked. While no specific reason is given for their action, yet it is intimated that the example will serve as a warning to other chauffeurs, who participate in less serious occurrences through sheer recklessness.

Fast Drivers Hauled Up.

Numerous complaints to the police to the effect that automobiles were making upper Washington street dangerous in the evenings by reckless and speedy driving, caused the detail of two officers in plain clothes to this district last night as spotters. Patrolmen Marsh and Montgomery, who were selected as the look-outs, nabbed three fast drivers at King and Washington streets, took them into custody to the City Jail, where they were required to put up cash bail of $25 each for their appearance in the Municipal Court tomorrow morning to answer to the charge. The victims were J. Manning, H. E. Noble and Lewis I. Thompson.

Lodge Installs Officers.

At the last meeting of Portland Assembly, No. 26, Lincoln Annuity Union, the following officers were installed by Deputy President J. H. C. Montgomery; Past speaker, Kate Young Misner; speaker, Emma Belcher; vice-speaker, Dr. J. C. Twitchell; chaplain, Zoe A. Gregory; clerk, Lou Ellen Cornell; cashier, O. F. Bowder; sergeant-at-arms, Mary J. Card; inside doorkeeper, D. F. Bowder; outside doorkeeper, Emily McClements; trustee, R. B. Thompson; medical examiners, Dr. J. C. Twitchell and Dr. W. M. Killingsworth. Monday evening will be given to whist and a social time.

Soldiers, Sailors and Veterans.

We furnish agents and proxies for registering on lands in the Spokane and Coeur d'Alene Reservation on receipt of $5 for either reservation or $7.50 for both. Registration guaranteed or money refunded. R. L. Bogardus, 32 Symons Block, Spokane, Wash.

MAZAMAS GO SOON

Mountain Climbers to Leave Portland August 2.

MOUNT BAKER THEIR GOAL

Will Proceed From Portland to Bellingham, Wash., and Thence to Mountain and Then Proceed With Ascent.

The Mazamas are completing preparations for their annual outing, which will be held this year at Mount Baker. The last several days of warm weather have given stimulus to their zest for mountaineering, and both billy-goats and nanny-goats are looking forward in eager anticipation to life in camp on heathery slopes and amid the cool of the glaciers.

The party will leave Portland over the Northern Pacific the night of Monday, August 2. The afternoon of Tuesday will be spent in Bellingham, where entertainment will be provided by the Board of Trade of that city, and where numerous additions will be made to the party. Automobiles will be furnished by Bellingham citizens, and on the morning of Wednesday the whole party will be speeded via Deming to the end of the wagon road, where the hike over the trail will begin, a distance of some 15 miles, to permanent camp. Return will be made about August 16.

Three years ago the Mazamas camped on the northeast slope of Baker, and found the ascent of the mountain on that side exceedingly difficult, although the scenery was grand beyond description. The site selected for the camp this year is on the southwesterly slope of the mountain, at an altitude of about 5000 feet, and will enable an ascent to be made with comparative ease.

The following is a partial list of those who have either registered for the trip or expressed their intention of going: M. W. Gorman, C. H. Sholes, Miss Anna Rankin, Miss Eleanor Gile, F. W. Benefiel, Nels Polson and son; R. W. Montague, Jack Montague, Walter Armstrong, Mrs. Margaret B. Biddle, Mrs. Helen B. Voorhies, Miss Maude B. Holliday, Miss Sadie Sattlemier, Miss Martha Goldapp, Edmund V. Batstone, Marie A. Rockwell, W. E. Stone, R. B. Hess, C. A. Wyman, Miss J. Pfaff, Miss Alice W. Morgan, C. W. Whittlesey, Miss K. W. Hayek, E. H. Loomis, Dr. and Mrs. Otis Akin, Charles Knapton, Mrs. F. P. Larrabee and two sons, Miss Elizabeth David, W. P. Hardesty, Bernhard Hahn, Dr. W. C. Adams, John A. Lee.

A few more persons can be accommodated if their applications are sent in promptly to John A. Lee, secretary outing committee, 84 Fourth street.

AT THE HOTELS.

The Portland.—E. Rlodes Moller, Hood River; Mrs. J. L. Harris, Kansas City; Mrs. F. J. Laben, Pueblo, Colo.; C. W. Stults, New York; H. D. Roberts, Cleveland, O.; A. E. Magill, Oakland, Cal.; John A. Murphy, Pittsburg; Mattie F. Hasle, F. G. Balyeat, Miss F. G. Balyeat, H. F. Balyeat, Maurice J. Quinn, Clement P. Quinn, Dallas, Tex.; C. J. Tuttle, Henry Coulam, Salt Lake City; Grace Stonebraker, Red Cloud, Neb.; Mrs. L. M. Stonebrake, Ellen Stonebraker, Red Cloud, Neb.; Mary D. Jones, Denver, Colo.; Frieda Gross, Cole Camp, Miss.; N. C. King and wife, Havana, Ill.; C. C. Quinn and wife, H. L. Miller, San Francisco; A. H. Dingwell, Seattle; D. E. Stifft, Minneapolis; J. M. Riggs and wife, Winchester, Ill.; J. Bauer and wife, San Francisco; S. A. Benedict, Chicago; C. A. Groves and wife, Spokane; I. Friedlick and family, Des Moines, Ia.; Lyman Fargo, Pocatello, Idaho; Frank S. Dietrick, Boise, Idaho; Mr. and Mrs. A. G. Towns, Charles E. Miller, W. A. Barbour, A. W. Garland, San Francisco; I. Wertheimer, Miss Wertheimer, R. J. Laison, Pittsburg; J. G. Harvey and wife, Dr. and Mrs. Morton, Los Angeles; Mrs. L. J. Perkins, George E. Bridger, Houston; L. G. Johnson, Chicago; N. R. Zwelow, Cleveland; C. W. Lloyd and wife, Oroville, Cal.; Mrs. S. J. Service, Miss Akens, Mrs. Van Adistons, J. L. Lowe, G. H. Harkrader, Detroit; W. H. Scott, Goldfield, Nev.; Mrs. J. S. Givens, Muskogee; J. W. Wentworth, New York; Louis C. Kilsey, Salt Lake; John Summerville, Salt Lake; G. H. Guthridge, M. M. Harris and wife, Los Angeles; J. W. Tucker, A. R. Cooper, San Francisco; F. W. Carnahan, Mrs. Carnahan, Elizabeth Carnahan, Elum, Cal.; G. E. Patton, Monmouth, Ill.; E. C. Hutchinson and wife, San Francisco; O. D. Pierce, Boston; W. A. Scott and wife, Denver; J. R. Elliott, Lansing; R. K. Mead, Bert Atwell, Dubois; C. Yeates, Chicago; A. E. Dutton, San Francisco; B. V. Cecil, R. P. Melvin, Annapolis, Md.; M. B. Rice, Lakeview, Or.; F. H. Jackson, Berkeley; C. E. Town and wife, Saginaw, Mich.; A. A. Patten, C. S. Northam, Chicago; R. J. Jackson, Albany, N. Y.; Lee Willard, New York; Phyllis Haseltine, Los Angeles; W. A. McDonagle and family, Duluth, Minn.; Mrs. S. E. Sargent, Methuen, Mass.; Miss Marcia Elstner, Mrs. H. F. oDil, Miss M. L. Doll, Shreveport; M. R. Bacon, Mrs. Bacon, John Bacon, Matthew Bacon, Detroit; J. K. Ross, St. Louis; Mrs. C. H. Simpson, New York; Miss L. A. Steel, Miss L. B. Steel, Brooklyn; Mrs. L. A. Joyce, Miss Joyce, Seattle.

The Oregon—Agnes Lovejoy, Clara E. Smith, Florence Thaler, Aberdeen; James P. Eaglesen, Washington, Pa.; Geo. H. VanHorn and wife, Grand Lodge, Mich.; Mrs. S. J. Service, Anna M. Akins, Gertrude Van Adestine, Detroit; Mrs. Geo. C. Miller, Miss Hazel Miller, Walla Walla; Otto Kasch, E. Merz, E. C. Knapp, C. Merz, T. O. Knight, George Boyd, F. D. Bradford, Chicago; J. H. Morris, Yreka, Cal.; E. W. Reed and wife, Philadelphia; G. L. Coleman and wife, The Dalles; A. Lelaw, Seattle; W. G. Wilson, Lastent, Ill.; J. G. Boyer and wife, Shreveport, La.; C. B. Wilson and wife, Denver; Mrs. Hughs, Mae Hughs, Sherrer, Tex.; Caroline C. Yeates, Chicago; F. D. Frienel and family, Dayton, Ohio; L. F. Griffith, Salem; I. M. Blackford, Clatskanie; U. H. Helm, F. W. Boerner, Rodney G. Robinson, Tubbock, Texas; C. F. Lester, Warreton; F. M. Mohsin, Mr. and Mrs. M. Olsen, Calcutta, India; G. C. Dana, Everest, Kan.; C. C. Roop, J. C. Weaver, Wakefield, Kan.; L. Oelting, Gardiner; Dr. R. D. Boyd, Salem; C. L. Reynolds, Chicago; Miss Fannie Brenner, Miss Tillie Brenner, Albany; J. R. Long, San Francisco; N. S. Walpole and wife, Miss Jeanne Walpole, Pueblo, Colo.; Mat Horne, Brow City; Mrs. Curran, Grass Valley; F. A. Roth, Cincinnati; J. G. Von-Lahr, Norwood, O.; P. Nolan, Waterville, Wash; S. Raphael, New York; W. R. Cheney and wife, Redlands, Cal.; G. B. Nason, Centralia; John Luder, San Francisco; A. L. Anderson, Goldfield, Nev.; George E. Sorag and wife, Meridien, Conn.; Albert W. Savage, Roy C. Wilcox, Meriden, Conn.; E. H. Truman, Lincoln, Neb.; E. H. Boyd, Fort Worth; Charles R. Bishop and wife, Victoria, B. C.; H. F. Miller and wife, Aurora, Ill.; Mr. and Mrs. Henry Rothchild, Mr. and Mrs. Charles F. Langley, George F. Miller, W. E. Bayless, Thad Young, J. B. McCreadie and wife, Port Townsend; F. W. Settlemeier and wife, Woodburn; T. J. Mullins, Mrs. Stiner, San Francisco; Ivan Pankey, Seattle; Louis Pankey, wife and daughter, Ashland; J. A. Bucklin, Chicago; James Perrault, Jr., and wife, Boise; J. T. Robertson and wife, Chicago; J. M. Cummings, Seattle; J. C. McCaustland, Spokane; T. C. Stephens, Edward McLean, F. H. Wood, Chicago; Mrs. M. S. Jones, Echo; J. P. Prince, W. E. Amann, San Francisco; Carrie Olsen, The Dalles; Wm. M. Godfrey, city; Mrs. Dr. J. M. Emerson and two daughters, Dr. J. M. Emerson, Mrs. M. A. Blackman, Miss Belle W. Taylor, Miss C. Murphy, Miss N. M. Walsh, Mr. and Mrs. Washburn, Miss Florence Hirsh, Miss M. H. Looby, Mr. and Mrs. W. B. Comfort, Mr. and Mrs. W. J. Weller, Miss Marion Weller, Miss Beakes, Miss Irene Comfort, Miss G. C. Shrady, Mrs. M. F. Coleman, Miss Florence Coleman, Mrs. A. Patterson and two daughters, J. A. Kornichan and wife, Louis C. Steets and wife, Miss Steets, Miss C. F. Southard, Miss Minnie Smith, Mrs. C. D. Kelsey, Miss D. P. Kelsey, Mrs. M. Remsen, Mrs. G. Combers, Miss Susan Baldwin, Miss Page, A. K. Woodberry and wife, M. K. Woodberry and wife, Miss Alice Sargent, Miss Baker, Miss C. M. Lamson, Miss Crane, Miss Florence Larzelere, Miss Mabel Atchison, E. H. Miller and wife, Charles Adams and wife, Miss Susan V. Knox, Miss Annie R. Knox, J. L. Keller, C. F. Gallagher, R. W. Starr and wife, Miss Louise Delschley, Miss R. M. Dice, V. V. Beard, wife and two boys, Miss L. M. Coleman and mother, Miss Lydia A. Northrup, Miss Jean L. Shelton, E. R. Collard and wife, Thomas Hunter and wife, Miss Mary R. Reed, Miss Hochreiter, Mrs. Mary R. Smith, Miss Mary A. Smith, Miss Mary M. Weigand, Miss Molly Weigand, Miss L. J. Kelly, Miss E. G. Kelly, Miss Emma J. Lapham, Miss Sarah McLelland, Sanford Abrams and wife, A. L. Carpenter and wife, Miss Stockman, Miss M. E. Pennypacker, Miss Ida M. Hamilton, Miss Millie Skens, Miss B. Rouff, Miss H. Machetts, Mrs. Mary Tyson, Miss M. B. Tyson, Miss Marion J. Welsey, Miss Laura M. Mills, Miss Mary Yeakle, Miss Sophia Yeakle, Miss Katherine McNulty, Miss Jane Parry, Miss Parry, Miss Fithian, Mrs. V. McKenzie, Mrs. R. C. Cook, Miss J. M. Davis, Mr. Kingsberry, Miss Julia Sternberger, Miss Carrie E. Lee, Wm. McKeon, Miss Anna C. Hedges, Mr. Caldwell, Mr. Pennypacker, New York City; W. E. Bayless, Seattle; Abe Ball; Miss Tillie Ball, Miss Frances Willelshofer, Owensboro, Ky.; H. S. Procring, Frank Von, Neport, Ky.; D. Maddock, Milwaukee; C. W. King, Birmingham, Ala.; W. R. Sanders, Miami; G. Kellogg, Atchison; H. H. Spears, Lexington, Mo.; D. Aldadeson and wife, Salem.

The Perkins—I. L. Kern, Pearle Fetch, Belmer, Neb.; T. M. Ward, city; E. Klingensworth, Fargo, N. D.; W. A. Doll, Donburg; C. J. Rohmer, Spokane; H. E. Bessett and wife, Independence; B. N. Bassett, Walla Walla; C. A. Cutler and wife, Perkins, Ill.; E. W. Peterson, E. E. Peterson, E. B. Peterson, San Diego; E. W. Rowe, Seattle; J. F. Gilles and wife, Eugene; C. K. McDowell and wife, T. B. Croal and wife, Del Rio; L. Bellinger, C. A. Stewart, Spokane; J. B. Eaton, Union; E. M. Knapp, Milwaukee; C. H. Peck, T. Howard, J. D. Altman, Remington, Ind.; W. C. Ryan, Ft. Wayne; Minnie Hanler, Mrs. Hanler, Minneapolis; H. E. Sunday, Edmunds; Miss Mary Blimper, Cincinnati; H. C. Nealy and wife, Los Angeles; R. Hodgkins and wife, Atlantic; J. Garther, New Albany, Ind.; F. W. Davis, Jeffersonville; J. P. Butler, Chicago; Fred Dallenback, Champaign, Ill.; A. E. Eaton and wife, Mrs. B. Ferfguson, Mrs. W. D. McKinnon, Oakland; E. C. Loehs, Noblesville, Ind.; Clyde Strait, Hartford City; C. S. Walling and wife, W. M. Taylor, Paris, Ky.; J. M. McCall, Independence; W. A. Bressler, Monmouth; R. E. Berkshire, Owensboro; W. P. Graham, Frankfort; Mrs. M. Coyle, Newburg; F. H. Croxton, Angola; J. C. Cunn, Sioux Falls; G. W. Long, Astoria; G. Sullivan, Goldie Crooks, Salt Lake; J. E. Bernard and wife, Eureka; Marie Kron, Billings; F. A. Stebbins, Springfield; E. J. Davidson and wife, Miss Pearle Davidson, Nome City; W. McMillan, Boise City; Altha Haviland, Savanna, Ill.; Janet L. Lanik, American Falls; J. C. Donn and wife, New York; J. S. Shaul and wife, Raymond; C. Burnett, International; A. Miller, Boadette; S. Heller, Minneapolis; C. M. McFarren and wife, Pennsylvania; E. M. Bates and wife, Mrs. C. H. Bates, Mrs. W. H. Holmes, Williamsport; J. De Muth and wife, Rose City, Mich.; Miss H. Chubbeck, Canada; F. K. Boobe, Ft. Wayne; W. H. Burghardt, Salem; Paul Fundman, Butler; A. Mallenkoff and wife, Conway; A. F. Adams, Hood River; F. J. McNulty, Newark; Mrs. C. Ruckelman, Miss Ruckelman, Cincinnati; Miss J. E. Scott, Salt Lake; E. Hooden and wife, Decorah, Ia.; L. O. Quammen, Lidgerwood, N. D.; E. L. Tweeden, Myrtle Tweeden, Milwaukee; Jeannette Grabe, Milwaukee; E. H. Bock, Rochester; T. A. Headgson and wife, Denver; M. A. Bassit, St. Louis; E. M. Wickham, Walter Dunkel, Delaware; E. Johnson, H. Johnson, Port Huron; Mrs. W. Jackson, Miss V. Jackson, Miss B. Jackson, Sioux City; A. W. Rogers, San Juan; Leslie Butler, Hood River; W. G. Bradley and wife, Ashland.

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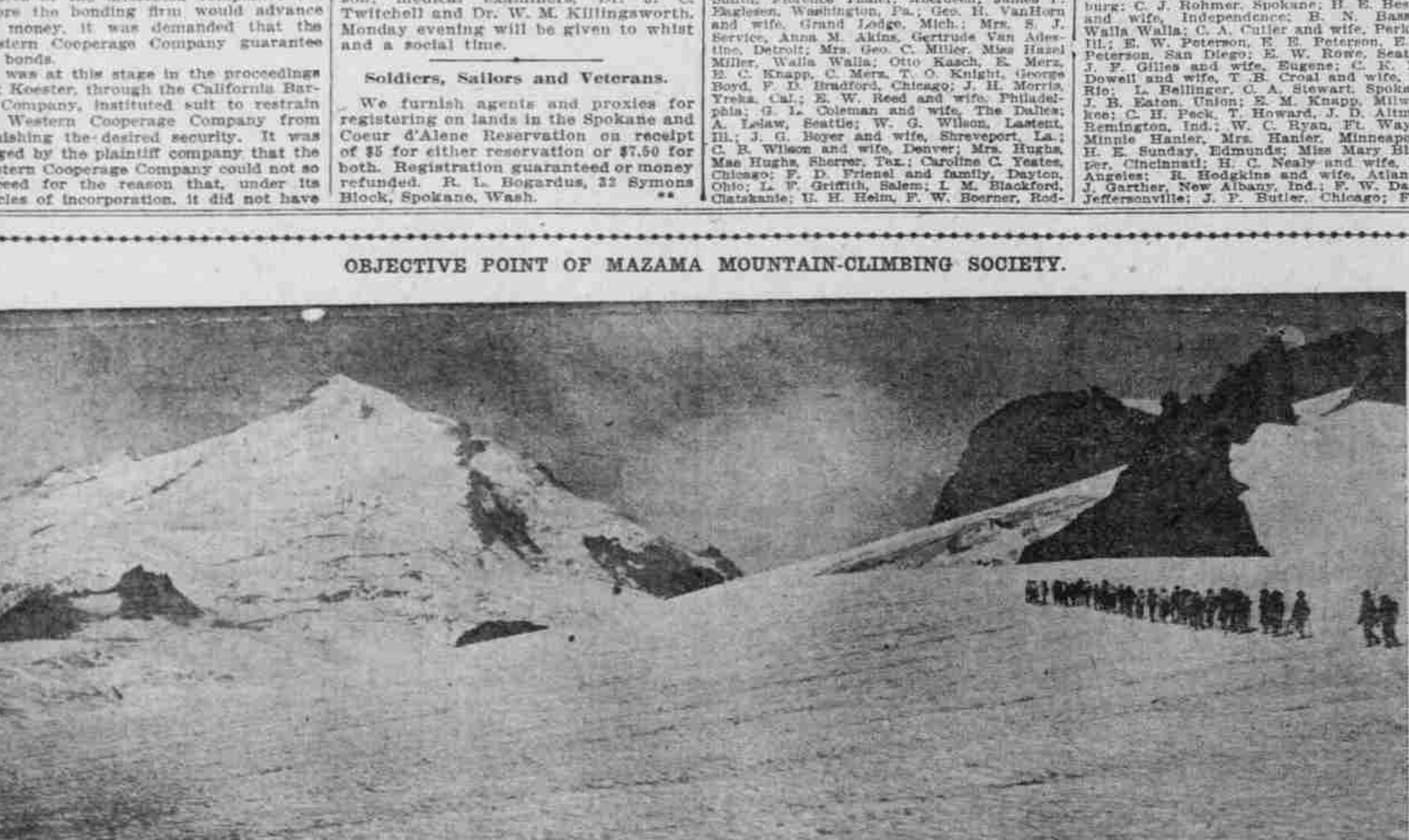

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