

## BEGIN SUIT FOR TIMBER LAND WORTH OVER \$1,000,000

Government Files Notice of Action Against C. A. Smith Co. of Coos Bay.

TRACT SAID TO BE IN LINN COUNTY.

Lumber Company's Financial Agent Charged With Illegal Action.

(By Associated Press.)  
PORTLAND, May 25.—To recover 9,280 acres of the best timber land in Oregon, valued approximately at \$1,000,000 now in the possession of C. A. Smith, the millionaire lumberman of Minneapolis and Coos Bay, United States Dist. Atty. John McCourt today filed bills of complaint in a suit in equity.

The defendant named are C. A. Smith, his financial agent, Frederick A. Kribs, and the Mealy brothers who are alleged to have secured "Dummy" entrymen and the entrymen themselves.

The tract is in Linn county. Unless the holding is cancelled, it is alleged, by June 4, 1908, Mr. Smith will have absolute possession.

## ESSAYS FOR CONTEST MUST BE IN SOON.

Saturday Last Day on Which Manuscript Will be Received on "Coos Bay as a Summer Resort."

Saturday will be the last day on which the Chamber of Commerce will receive essays in the "Coos Bay Summer Resort" prize contest. The essays are expected to be about 750 words each. The following prizes have been offered for the best ones: For first prize, by Seymour Bell—\$10.

Second prize, by Walter Lyon—\$5.00.

Third prize, by Geo. Goodrum—hat.

## R. D. HUME MUST PAY FINE IN CANNING CASE.

Oregon Supreme Court Holds Law providing for License Valid—Action Hard Fought in Court.

SALEM, Ore., May 23.—Affirmation of the case of the state vs. R. D. Hume by the Supreme Court makes it obligatory upon the defendant to pay a fine of \$500 for canning salmon in hermetically sealed tin cans without having first secured the proper license from the state. The conviction was secured by a deputy game warden in Curry county and the case was appealed on an alleged error made by the court.

Hume through his attorneys challenged the validity of the law licensing salmon canneries, on the ground that the law was not within that function of the legislative powers defined as police regulation. The attorneys contended in was the intention of those who framed the law that it was to be a means only of raising revenue, and therefore was unequal in its operation and violated the organic law of the state.

The Supreme Court held that it was properly under the category of police regulation and not invalid.

## SAYS TAFT WILL HAVE BIG LEAD IN CONVENTION

Manager Claims That He Will Have a Walkaway in the National Republican Convention at Chicago.

COLUMBUS, Ohio, May 25.—Arthur I. Vorhys, manager of the Taft canvass has out the statement in which he says the last convention to choose delegates to the Chicago convention has now been held. He says the nomination of Taft on the first ballot is now a foregone conclusion. Of the 980 delegates, Vorhys says 563 have been positively instructed to vote for Taft or are under resolutions of endorsement equivalent to the instructions. He says Taft at this time, has a total delegate strength of approximately 700.

FRESH HALIBUT at Ellerby's Fish Market.

## ASKS PAROLE FOR J. C. WILCOX

Petition to Gov. Chamberlain to Free North Bend Dance Hall Proprietor From County Jail is Being Circulated.

Petitions to Governor Chamberlain asking for the parole of J. C. Wilcox, the North Bend dance hall proprietor who is serving a twelve months sentence in the county jail at Coquille for his numerous offenses, are being quietly circulated in North Bend. A number of signers has been secured and as Judge Guerry, who was Wilcox's attorney, is planning to go to Portland tonight or tomorrow, it is presumed that he will take the matter up immediately with Governor Chamberlain.

The application for a parole so soon for Wilcox comes as a great surprise and will probably be hard fought

by a number who were instrumental in securing his punishment. They claim that it would be a travesty on justice for Wilcox to be paroled so soon, especially in view of the leniency that Judge Hamilton has previously shown Wilcox. Judge Hamilton in sentencing Wilcox a few weeks ago called attention to the fact that he had shown great leniency to him but as it was apparently not appreciated, he thought that it simmered down to a determination of whether Wilcox or the law should prevail.

One of the grounds set forth in the application for a parole for Wilcox is said to be that his punishment took on the nature of persecution rather than prosecution.

There are several indictments still hanging over Wilcox's head and as to what will be done with them, Prosecuting Attorney Liljeqvist has not announced.

## DALLAS, TEXAS, SWEEPED BY FLOOD

Trinity River Suddenly Becomes Raging Torrent and Sweeps City.

(By Associated Press.)  
DALLAS, Tex., May 25.—Trinity river is a raging torrent. Bridges in several sections have been washed out and it is reported that a number of persons have been drowned. A section of the Texas and Pacific

bridge was washed out and fifteen men thrown into river, six being drowned. The city is without water, the mains probably being broken by the force of the flood.

At two o'clock, the flood reached 51.3 feet, the highest ever known. The situation is growing worse every hour. It is estimated that two thousand are homeless in Dallas. The city will be in darkness tonight. The mayor issued a call-conference to business men.

## NORTH BEND SCHOOL SITE

Accept Major L. D. Kinney's Tract—Bay City School District Organizes.

By a vote of 56 to 3, the residents of North Bend this morning decided to accept Major L. D. Kinney's offer to donate four acres of land for a site for the new \$40,000 high school. The election was in the nature of a caucus.

The site is nearly in the geographical center of North Bend, being just east of the commissary building. While it is a little out of the center of population now, there is a feeling that the city will grow that way and as the pupils residing farthest from it now will have to walk only about three-quarters of a mile, they do not think it will be any hardship on them.

Superintendent Raab announces that the title for the site has been practically cleared so that it will come to the school district unincumbered. In addition to donating the site, Mr. Raab says that Mr. Kinney has promised to bear the expense of clearing the title.

## Bay City Organizes.

The residents of Bay City held a meeting at Frank Marhoffer's store Saturday night to organize the new school district there. Messrs. McNeal, Ben Mathison and Wm. Phillips were elected directors and Mrs. W. F. Squires clerk. Another meeting has been called to be held Wednesday night at the C. A. Smith lumber company's office to discuss and also to determine the site for the proposed school building. Dr. J. T. McCormac of the Marshfield school board was present Saturday evening.

## BIG CATCHES OF HALIBUT ARE MADE.

The record halibut catch in Coos county was made Friday afternoon by Jack Ellerby and Walter Durgan when they landed fifty-one, the largest of which weighed about 120 pounds. They were out only about four hours when they had a load.

The run of halibut on the banks off Coos Bay was evidently heavy Friday as the fishermen for the Empire Market also landed a fine catch.

ANDERSON & HALL agents for South Marshfield Coal. Phone 817.

## HARRY THAW MUST REMAIN IN THE STATE INSANE ASYLUM

## TWO VESSELS ARE ASHORE

Trading Schooner Louise P. Runs Aground Near Cape Flattery Today.

(By Associated Press.)  
SEATTLE, May 25.—The trading schooner Louise S., owned at Port Townsend, is ashore at Tillar Point midway between Port Angeles and Cape Flattery.

(By Associated Press.)

NEW YORK, May 25.—The Clyde steamer Seminole, from San Domingo and West Indian ports, is reported ashore near Point Pleasant, N. J.

## MAJOR MCINDEE GETS COL ROESSLER'S PLACE.

New Orleans Man Appointed to Take Charge of Government Work on the North Pacific Coast.

WASHINGTON, May 25.—Major James F. McIndee, engineer officer now stationed at New Orleans, was ordered to proceed to Portland as soon as possible after July 1 to relieve Colonel S. W. Roessler.

The order of the Chief of Engineers follows:

"Major James F. McIndee will temporarily transfer the duties in his charge to First Lieutenant Wildure Willing and will proceed to Portland, as soon as practical after July 1, and relieve Lieutenant-Colonel Solomon W. Roessler of the fortification and river and harbor works in his charge, together with the money, property and records pertaining thereto, and will also report to the commanding General, Department of the Columbia, for duty as chief engineer officer of that department to relieve Lieutenant-Colonel Roessler, who will proceed to Newport, R. I., and relieve Major Harry Taylor of the duties in his temporary charge pertaining to the Newport engineering district."

Major McIndee has for a long time been stationed at New Orleans, where he has had charge of Sabine Pass and improvement of the lower Mississippi. He has also been on duty in Washington, and is highly regarded in the engineer corps.

Major McIndee has long been anxious to go to Portland. He has relatives at Astoria.

## JOHN QUIGLEY BURIED HERE.

Funeral of Coos County Pioneer Held This Afternoon.

John Quigley, generally known as George Quigley, was buried here this afternoon, the remains having been brought here on the M. F. Plant from San Francisco where he succumbed suddenly of apoplexy a few days ago. His daughter, Mrs. J. S. Worthington, at whose home he died, accompanied the body.

The funeral was held from the undertaking parlors of M. J. Mangan at 2 o'clock this afternoon, the Rev. Father Curley conducting the services. Burial was in the Catholic cemetery.

Mr. Quigley was born at Liverpool, England. He was 76 years old. He came to America in 1865 and to Coos county in 1869. He was 76 years old. He was married here, and for years conducted a boarding house at Libby. Mrs. Quigley died five years ago. He is survived by two daughters, Mrs. Worthington of San Francisco, and Mrs. Richard of North Bend. Also by the following step-children, Mrs. D. Donovan of Beaver Hill, E. F. Swearingen of Cedar Point and Mrs. T. Schulz of Ukiah, Cal.

VOTE FOR R. E. L. Bedilion, Democratic candidate for representative from Coos county. He stands squarely for statement No. 1 and pledges himself to vote for the people's choice for United States senator regardless of politics or personal preference.

IF YOU have some good potatoes bring them to F. S. Dow.

Chief Justice of New York Supreme Court Refuses Request For Release.

JUDGE SAYS HE IS STILL INSANE.

Lawyers of Slayer of Stanford White Ask Permission to Change Him.

(By Associated Press.)  
POUGHKEEPSIE, N. Y., May 25.—Harry K. Thaw, slayer of Stanford white, will not be released from the lunatic asylum. This decision was rendered by Justice Morschauer of the Supreme Court in an opinion filed early this morning in the matter of Thaw's application for release by a writ of habeas corpus.

Justice Morschauer declares Thaw is now insane, that his commitment to the asylum by Justice Dowling after the last trial of the case was entirely legal.

Thaw's lawyers will apply for permission to place Thaw in some other institution.

Thaw apparently accepted with resignation the decision that he is still insane.

## MANY ATTEND NUPTIALS AT BAY CITY SATURDAY.

Marriage of Miss Judith Nelson and Heming Groth Solemnized at Home of Bride's Parents.

Miss Judith Nelson and Mr. Heming Groth were united in marriage at the home of the bride's parents, Mr. and Mrs. N. J. Nelson in Bay City, Saturday evening, the Rev. Bengston officiating. The bride was dressed in white China silk and carried roses. The maid of honor was the bride's sister, Miss Hannah Nelson. W. Ashlund acted as groomsmen. The bride recently moved here from Minneapolis and is an accomplished young woman. The groom also came here recently from Minneapolis and is employed at the C. A. Smith mill. Among those present were: Mr. and Mrs. Louis Nelson, Miss Hannah Nelson, Mr. Martel Nelson, Mr. Wolfred Nelson, Mr. Fredrick Nelson, Mr. and Mrs. B. Mathison, Miss Hannah Larsen, Miss Signa Larsen, Miss Hilda Larsen, Mr. John Dahlquist, Miss May Swanson, Mr. John Lindahl, Mr. Algot Nord, Mr. Gust Erickson, Mrs. N. E. Anderson, Mr. Albert Alquist, Mr. and Mrs. J. L. Dahlin, Mr. John Anderson, Mr. and Mrs. A. Johnson, Mr. William Durrand, Mr. Gust Anderson, John Lindquist, Fred. Matler, D. Nordquist, F. W. Dunn, Miss Grace Johnson, Frank Marhoffer, Peter Erickson, Mr. and Mrs. A. Erickson, John Eastman, Fred Edlund, Mr. and Mrs. E. Alquist, Mr. and Mrs. Fred Peterson, John Lofgren, Malcom Anderson, Arthur Chope, William Naslund, Ed. Anderson, Mr. Landstone, W. D. Balne, Aug. Akason, Mr. and Mrs. C. A. Larson, Erik Edlund, Carl Edlund, E. S. Laven, Arnid Burman, Otto Acklund, A. Sandberg, Mrs. J. Swanson, Joe and Lindsay Anderson.

The Coos Bay orchestra furnished music for dancing. A light supper was served at 12 o'clock.

Enjoy Outing.—Although Sunday morning's weather looked anything but inviting it could not dampen the spirit of the many Sunday excursionists that had planned parties for various parts of the bay. Among others who enjoyed to the uttermost the glorious afternoon at Jordan's cove was a party from North Bend. The party consisted of Mesdames Hames, Welling, Johnson and Talferro. Misses Goldie Childs and Emma Johnson, Messrs N. Hames, Leo Hames, Paul Talferro, Wm. Ireland, Harry Russell, Lou Loomis and Roy Lawhorne. The day was given up to the usual festivities of such occasions.

VOTE FOR I. T. Weekly, Democratic nominee for county commissioner. He is in favor of good roads and equal apportionment of funds for each and every district.