

RUMOR THAT JOHN F. STEVENS IS INSPECTING COOS BAY

Report of Railway Man's Visit Incognito Creates Stir.

CONTRACTOR PORTER IS EXPECTED HERE

Subscriptions For Completing Survey Coming In Well.

Somebody started the report yesterday that John F. Stevens, J. J. Hill's right hand man in railroad building in Oregon, was on Coos Bay incognito and quite a flurry was occasioned, especially in North Bend where the story was in more general circulation than elsewhere. Nobody was able to find any stranger who would admit that he was John F. Stevens although several said that they would like to know as they could anticipate the glorious reception that would be accorded the railroad man. As Mr. Stevens made his original trips around Portland and through Oregon under an assumed name, there is a mere possibility that he might be here.

It was stated on reliable authority that Mr. Stevens and one of the Porter brothers will visit Coos Bay shortly. While no statement has been given out, it is expected their visit will determine whether or not they will start in on a Coos Bay line soon. Rumors that they have parties negotiating for terminal facilities and rights of way in this section cannot be confirmed.

Money Still Coming.
G. W. Carleton reports that good progress is being made in the canvass for additional funds to complete the survey of the first section of the Coos Bay-Boise line. Chief Engineer Haines will return at once and push the work as rapidly as possible and it is practically certain that the required \$5,000 will be raised before September 1.

QUIETLY WED IN COQUILLE

Albert Seelig and Miss Ellen Johnson Surprise Their Relatives.

Albert Seelig and Miss Ellen Johnson were married at the South Methodist parsonage in Coquille Monday evening, the Rev. C. H. Cleaves officiating. The wedding was a complete surprise to the young couple's many friends and relatives on the Bay, some of the relatives not having learned of it yet today.

Immediately after the ceremony, Mr. and Mrs. Seelig left for Portland via Roseburg and they had planned to meet Mr. and Mrs. C. A. Johnson, the bride's parents, there. The latter reached home yesterday from a trip to Finland, coming in via Drain instead of waiting for a ship at Portland as Mr. and Mrs. Seelig evidently expected.

Monday Mr. Seelig informed his associates at the McPherson-Ginsler Company that he was going to the beach for a few days outing. Miss Johnson had been spending the summer at the beach with her sister, Mrs. John Merchant.

The extent of the young couple's honeymoon trip is not known. Mr. Seelig had planned to leave here tomorrow for Europe where he has some business affairs to look after and it is possible that he and his bride will go there before returning to accept the congratulations which their many friends will shower on them, even if they were not let in on the secret.

"CASTLEWOOD" at the P. K.

DECISION AN IMPORTANT ONE

Vital Points Passed On By Supreme Court In Coos Bay Port Case.

Concerning the upholding of the Port of Coos Bay by the Oregon Supreme Court, a Salem dispatch gives the following particulars:

"While the language used in the amendment to section 2, article 11, of the constitution, taking the power of enacting special laws away from the Legislature, would appear to give incorporated cities the exclusive control and management of their own affairs, even to the extent of legislating within their borders without limit, to the exclusion of the state, the state cannot surrender its sovereignty to municipalities, and all charters or special laws adopted by cities are subject to the approval or amendment of the Legislature.

"Thus holding, the Supreme Court, in an opinion written by Justice King, affirms the decree of Judge J. S. Coke of the Circuit Court for Coos county, in the case of E. E. Straw, appellant, vs. the Board of Commissioners of the Port of Coos Bay, and holds the act of the Legislature of 1909, creating the Port of Coos Bay, constitutional. The literal import of the amendment, the court says, strictly construed, would mean an absolute surrender of the control of municipal affairs to the cities and towns. But a 'logical sequence of a judicial interpretation to such effect would amount to a recognition of a state's independent right of dissolution; it would but lead to sovereignal suicide; it would result in the creation of states within a state, and eventually in the surrender of all state sovereignty—all of which is expressly inhibited by article 4, section 3, of our National Constitution.

"Several other important points are covered by the opinion, among which is, that, although under the initiative and referendum amendment to the constitution, the people have the power to enact laws independently of the Legislature and review the acts of that body, either branch of the legislative department—the people of their representatives, the Legislature—may enact any law and may even repeal any act passed by the other."

SELL PRICE SHIPYARDS

Several at Bandon to Bid On It—Start Work On Railway.

(Special to The Times.)
BANDON, Ore., Aug. 26.—Several parties are here to bid on the Price Shipyards which were ordered sold by the circuit court. While the identity of some of the bidders is kept secret, it is known that some of them have orders for some good sized vessels which they will build on the Coquille if they secure the yards. The survey of the Bandon-Port Orford line has been completed and it is announced that grading and actual construction will begin next week. The company has been granted a right of way through the timber held by the Smith-Powers Company free on condition, that they log the right of way and deliver the logs to the company at Bandon.

An enthusiastic meeting of the Chamber of Commerce was held here, the speakers being Editor Cornwall of The Timberman, Editor Carroll of the Portland Telegram, and Col Rosa of Bandon.

BALLINGER SHUNS PINCHOT FIGHT

Secretary Instructed By President Taft to Avoid Personal Controversy at Meeting In Seattle.

(By Associated Press.)
SEATTLE, Wash., Aug. 26.—The first National Conservation Congress met in the Alaska-Yukon-Pacific Auditorium this morning with delegates from all parts of the United States and Canada present. The session was occupied by speeches of welcome and responses and an address by Joseph N. Teal, chairman of the Oregon Conservation Commission, on the "Necessity of Conserving Our Resources."

Gifford Pinchot will be the principal speaker tomorrow morning and will preside at tomorrow afternoon's session. Former Governor Pardee of California, who led the fight in the irrigation congress against Secretary Ballinger's policy, will be the principal speaker tomorrow afternoon. Promoters of the Congress hope the strife between followers of Pinchot and Ballinger will not attract so much attention as to push aside the other important matters. Ballinger, who is in Kittitas county, will not likely attend the Congress, his friends stating that he is avoiding a personal controversy at the request of the national administration. President Taft, according to dispatches from Washington, is making a personal investigation of the charges filed against Ballinger's administration and the Interior Department.

PURE FOOD IS THEIR THEME

Heated Debates Over Use of Benzoate of Soda at Denver Today.

(By Associated Press.)
DENVER, Colo., Aug. 26.—The federal government was accused of licensing the sale of medicated food fit only for sewer, at the convention of the Association of State and National Food and Dairy Departments today. Dr. Charles A. L. Reed of Cincinnati, declared that the Remsen board in urging the government to allow the use of benzoate of soda as a food preservative had ignored public welfare. The speaker said the recommendation to the Department of Agriculture benefitted only two classes of people. Those who made benzoate of soda and others who manufacture food of such character as to require it as a preservative. Dr. Reed's address followed speeches by members of the referee board.

After a sharp and protracted debate, a resolution endorsing the findings of the so-called Remsen board which declared benzoate of soda not harmful when used as a preservative was adopted by the convention of state and national food and dairy departments today by a vote of 57 to 42.

TODAY'S WHEAT MARKET.
(By Associated Press.)
CHICAGO, Aug. 26.—The wheat market closed as follows: September, 98 7-8c; December, 94 1-8c; May, 97 3-4c.

SCHIVELY CASE NEARS FINISH

Impeachment Trial of Washington Commissioner Nearing Close.

(By Associated Press.)
OLYMPIA, Wash., Aug. 26.—George E. Lee, assistant attorney general, opened for the state today in the impeachment trial of State Insurance Commissioner Schively. George C. Israel, counsel for the defense, closed the arguments this morning.

IDAHO COUNTIES DRY.
First Local Option Elections Held In State.

(By Associated Press.)
BOISE, Idaho, Aug. 26.—Idaho county voted "Dry" yesterday under the local option law. Canyon county also voted against saloons by a majority of 1850. These were the first local option elections in the state.

"CASTLEWOOD" at the P. K.

NEW RECORDS MADE TODAY BY AVIATORS IN FRANCE

REFER CHARTER TO COMMITTEE

Will Determine Whether New One Will Be Submitted In December.

Whether or not the voters of Marshfield will be asked to pass on a new charter at the December election will be determined this week by a special committee consisting of Messrs. Hennessey, Albrecht, Savage and Snover. The matter was brought up last evening and Mayor Straw referred it to the special committee above named. City Attorney Snover said that an attorney should be engaged to rewrite, codify and cut down the charter drafted by the citizen's committee. He said it was a big job and explained that Bandon had paid \$250 recently to an attorney for drafting its charter.

Some of the councilmen were in doubt as to the necessity of adopting a new charter now that the bonding feature of the present charter has been amended. Some thought that the charter proposed by the citizen's committee, contained too much and provided features that are not suitable to a city as small as Marshfield. Councilman Albrecht proposed that another amendment to the old charter be submitted at the December election which will enable the city to buy in special improvement bonds if necessary. City Attorney Snover informed him that under the last amendment, the city could not issue a special issue of bonds to take up the improvement bonds, that is the total bonded indebtedness of the city cannot exceed five per cent of the assessed valuation. As the present limit will be about \$98,000 and about \$60,000 of this amount will be required to pay up old warrants, etc., the balance available for buying improvement bonds is less than \$40,000.

Other amendments to the old charter were also discussed but no action was taken.

City Recorder Butler was instructed to prepare a statement of the city's debt to determine the amount of bonds that the city council shall issue. They are empowered only to issue sufficient to pay off the warrant indebtedness up to the date of the election and before any additional amount can be issued, it will have to be submitted to a vote of the electors of the city.

Other Business.

The Prospect avenue grading was accepted and the contractors, Hagquist and Bkorquist, to whom O. J. Signalness transferred the contract, ordered paid in warrants.

The intersection of Fourth street and Central avenue was ordered paved with bituminous rock. The grade of Fourth street from Donnelly avenue to Kruse avenue was established and the city engineer instructed to prepare plans and specifications for improving it.

The Coos Bay Paving and Construction Company was awarded the contract for paving Fourth street from Central to Commercial with the understanding that the property owners who pay cash are entitled to a ten per cent rebate. The same company was given the contract for putting in the manholes, catch basins, etc., in the sawdust flat district.

That the contract between the city and the water company expired several months ago was the report made by City Attorney Snover to the city council last night. The copies of the old contract have disappeared from the office. The last franchise granted the company is also missing from the regular filing place. The attorney was instructed to try and secure copies of both and to report a new contract soon.

City Attorney Snover reported that the lot at the foot of Market avenue

Wright Brothers Will Make Desperate Effort to Retain Title.

LATHAM SETS NEW PACE FOR MACHINES

Covers Nearly 96 Miles In Less Than Three Hours.

(By Associated Press.)

AVIATION FIELD, RHEIMS, France, Aug. 26.—The fifth day of aviation week was ushered in with ideal weather conditions. Light airs and an overcast sky brought the flyers early and by noon a dozen machines were circling above the plain. It is stated that the Wright brothers intend to make a desperate effort to wrest from Paul Ham, the endurance prize and capture the height and weight carrying events. In his second attempt, this afternoon Hugh Lambert, the French aviator, broke the world's record for time and distance.

Latham was the first to get away in the effort to beat Paul Ham's record yesterday; Curtis was sixth. Curtis accomplished three rounds in impressive style but his speed proved disappointing. Latham who was still high in the air when Curtis descended had a pretty race with Lagrange for about four miles. Lagrange was overhauling Latham when he was obliged to descend. Latham, after covering 70 kilometers (43.47 miles) was obliged to descend because of trouble with the ignition. Ten minutes later he was in the air again racing with another machine. Latham finally came down after he had covered about 153 kilometers (91.01 miles). The record for distance was 83.07 miles made by Paul Ham. Latham started on his second effort this afternoon but had not been up long when a sharp squall wind and rain broke. The spectators did not believe it possible for Latham to ride out the storm but to their delight he only mounted higher and took his machine over the Tribunes at a height of 300 feet. The eighth lap covered in eight minutes and 20 3-5 seconds, the fastest time Latham has yet made. His time at the conclusion of the ninth lap was 1:19:56 2-5. Latham remained in the air two hours, 58 minutes and 9 3-5 seconds and covered a distance of 95 miles and 3,855 feet.

SEARCH STRIKERS' HOMES.

Pennsylvania District Now Under Martial Law.

(By Associated Press.)

PITTSBURG, Aug. 26.—The state troops have begun searching the houses of the striking employes of the Pressed Steel Car Company. While not openly resenting this action, the strikers are sullen. The entire district continues under martial law. The government inquiry into the charges of peonage have begun. A thorough search will be made and the statements of the men alleged to be forcibly detained in the plant taken.

is a street, although it had never been formally dedicated by the city. He said that a tax levy had been made for the purchase of it with the specified intention of making it a street. The old question about the Lockhart building being in the street was brought up but no action was taken.

Justices Shuster of North Bend, and Pennock of Marshfield, canvassed the returns of the city election and certified to the result. A couple of the spoiled ballots were missing but it was stated this did not affect the result.

A. O. Rogers and W. T. Merchant were ordered to connect up their sewers with the city sewage system.

"CASTLEWOOD" at the P. K.

FUMBLE COSTS TEAM CONTEST

Hook, Ladder and Hose Team No. 1 Wins Race Last Evening.

Hook, Ladder and Hose Company No. 1 last evening defeated Team No. 2 of the Marshfield Fire Department in the race pulled off on Front street. The run of two blocks and a half, the ladder hoisted and water turned on the roof of the Rogers building was effected by No. 1 in 1:31. Company No. 2 owing to a fumble was 1:39 or thereabouts making it, Leonard Mauzey is captain of Team No. 1 and Will Longstaff captain of Team No. 2.

Marshal Carter was the starter and Wm. Cox and Ralph Matson the timekeepers. Tomorrow night, the entire department will enjoy a banquet at the Chandler. The defeated team will have to bear one-half the expense of the banquet, the balance being borne by the whole department.

FRENCK BARK LOST AT SEA

Crew Deserts the Gael, Bound From London to Oregon Near Australia.

(By Associated Press.)
SAN FRANCISCO, Aug. 26.—A cable dispatch from London received by the Merchants' Exchange, reports the French bark Gael, bound from London to Oregon, has been abandoned at sea and part of the crew has arrived at Bunbury, West Australia.

OTHERS ARE THREATENED.

Anderson Says He Was Hired to Log Reserve.

TACOMA, Wash., Aug. 26.—Claes W. Anderson, under arrest charged with taking 800,000 feet of timber from the National Forest reserve in Coos county, tells the federal officers, who seem to believe his story, that he was hired by prominent men whom he has not yet named to log land which they claimed as their own. He declares he had no idea he was on government land. He was arrested in South Bend and will be taken to Portland for trial. He says he will make the names public later. He was released under \$500 bonds.

PIANO STUDIO of Louis H. Boll in First Trust and Savings Bank Building is now receiving a limited number of pupils for special hours of instruction. Pupils desiring appointments should apply immediately.

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