

IT IS COMPARATIVELY SIMPLE FOR ONE TO ACHIEVE GREATNESS IN DEFEAT

Coos Bay Times

MEMBER OF ASSOCIATED PRESS

SOMEONE HAS SAID:
"A store's advertising space in a newspaper, compared with the space used by other stores, should define its comparative importance in the community! Does your store's advertising space do that?"

YOUR ADS CARRYING
Your store-news, should appear as regularly as does this newspaper. If a newspaper omitted an issue now and then—even for so weighty a reason as fearing that it might rain—it would not be a good newspaper.

VOL. XXXV Established in 1878 as The Coast Mail MARSHFIELD, OREGON, TUESDAY, JULY 25, 1911—EVENING EDITION A Consolidation of Times, Coast Mail and Coos Bay Advertiser. No. 9

BIG LEGAL BATTLE FOR \$6,000,000

Corporations Go Into Court In Seattle Over Property of Great Value—Government Is Involved in Legal Tangle.

(By Associated Press to Coos Bay Times.)
SEATTLE, Wash., July 25.—A suit was filed in the United States District court here yesterday by counsel of the Bunker Hill Smelting Company against the St. Paul, Minnesota and Manitoba Railway company for the possession of land in Snohomish county, alleged by the

plaintiffs to contain 18 copper claims, smelting plant, power plant, tunnel 2,000 feet long and other property valued at \$6,000,000. The land is at Reiter on the Snohomish river. There is dispute over the value of the land for mineral purposes, but there is no conflict as to the enormous value of the water power which may be developed on the land. The government is cooperating with the Smelting company in the present suit. The land is now claimed by the Cascade Power Company, which is a branch of the so-called Water Power Trust, which it is alleged has gained control of nearly all the water power sites in the Pacific northwest.

LET US TALK IT OVER

THE TIMES has so frequently and forcefully stated its belief in the principle of the city's ownership and control of a waterfront railway on Coos Bay that reiteration seems unnecessary. With the costly experience of so many American cities standing as a warning, Coos Bay should not repeat the error and regrets of other municipalities. The Times opposed the Blake franchise when every consideration, personal, material and selfish, dictated that this paper should support it. It opposed it on the high ground of the common good and it contends now that the city has escaped from one private franchise it should not grant another.

J. N. Teal, a prominent Portland attorney, who cannot be accused of being either a dreamer, theorist or socialist, told the business men of Marshfield a few weeks ago at a meeting in the Chamber of Commerce, that under no conditions should they surrender control of the Coos Bay waterfront to private parties or corporations. He then told how it cost J. J. Hill a million dollars to secure entrance to the waterfront and terminus in Portland.

Now comes the Portland Oregonian, which is as free from taint of socialism or municipal ownership microbes as Mr. Teal, and it tells how despite Interstate Commerce commission and laws and "common user" clauses the Milwaukee road with its great trans-continental system is being shut out of Portland. The matter is told in an entirely impersonal and impartial manner. It is merely given as part of the news of the day and the bare facts are printed. Here is the article as it appeared on the first page of the Oregonian in its issue of Wednesday, July 12, head lines and all:

"MILWAUKEE ROAD BARRED FROM CITY"

Corporation Doesn't Like Ziegler Ordinance. Measure Blocking Railroad From Obtaining Waterfront Property, Plan to Enter Abandoned.

"Entrance to Portland by the Chicago Milwaukee & St. Paul, which has been under contemplation, is effectively barred through the adoption by the people of this city last June of what is known as the Ziegler ordinance. This was announced unofficially by D. O. Lively, a member of the Charter Revision Commission, at a meeting of the Commission last night.

"An official of the Chicago Milwaukee & St. Paul only today told me," said Mr. Lively, when the subject of street vacations was proposed for the consideration of the Commission, "that so long as the so-called Ziegler ordinance remained on the statute books of Portland it would be impossible, as well as impracticable, for his company to seek the entrance to this city it had been contemplating for some time. The effect of the Ziegler measure is to deprive any corporation entering the city from obtaining any waterfront property. Without it, a transcontinental road could not be induced to enter Portland or any other city."

Mr. Lively was asked his authority for the statement, but declined to divulge the name of the railroad official, explaining that he was not at liberty at this time to make the announcement.

The Ziegler ordinance was adopted by popular vote of the electors of this city and can only be amended or repealed by the same course. This means that unless a special election is called by the city authorities, the ordinance cannot be submitted for repeal or correction by the people before the regular biennial city election in June, 1914.

Now this ordinance may be one not permitting a railway to acquire ownership of waterfront which would be proper if applied to all, but when it comes after other roads have secured property it is not a square deal for the Milwaukee. The time to stop all this is right at the beginning. If the Milwaukee road were assured use of the waterfront on the same terms as other roads it would be glad of the opportunity, but when it is shut out after the other roads have secured entrance it is clearly unfair. It is a case of "locking the barn after the horse has been stolen."

This ordinance that bars out a great transcontinental road from Portland was submitted to a vote of the people just as the Blake franchise was. It proves how careful the people should be in guarding their rights and how plausible franchise seekers can make their arguments so that they can fool the people to their own undoing. If the people retain the ownership and control of their waterfront it would be impossible to shut out other roads as all would be given an equal opportunity and a square deal.

Franchise seekers will tell the people there is no need to worry about exclusive rights. They will tell you that the Interstate Commerce law and the "common user" clause is sufficient protection. How about Portland? The Milwaukee road has high priced attorneys. They know about the Interstate Commerce law and "common user" clauses, but there was an ordinance that shut them out. The same experience has been encountered in other harbor cities. Why shut our eyes to simple truths. Why delude ourselves with hopes that are belied by practical experience. The Times has it from good attorneys that a franchise now before the council has a common user clause that is not worth the ink with which it was transcribed to paper. It is there, of course, for a purpose. Its purpose is to befuddle and befool the people into giving away what they should hold fast with an ever tightening grip.

What applies to the railway franchise applies also to all other franchises although the railway and water franchises are most important.

There is not a city in America but has deep reason to deplore the inconsiderate generosity of its early administrations in giving away the cream of the public-utility-rights, inspired as they undoubtedly were with the hope that such gifts would aid materially in the up-building of the place. All have been profoundly disappointed; their faith and good will and public spirit have been discredited and the gifts they made in the popular interests have been used to strangle and stultify the hope and pride which actuated them.

The very people who seek these advantages and claim them as expedients in the progressive trend of the city, are the first to exact the grossest tribute from them once they are worked out and applied; the cinch always comes direct from the beneficiary, and the people are made to realize their stupidity sooner or later, and mostly sooner. If the public rights are worth so much to these corporations they must certainly be worth considerable to those whose heritage they are.

Let us play the game with the cards face up. Deal squarely with the corporations and in turn make them deal squarely with the people.

EXPLOSION INJURES EIGHT.

GARY, Indiana, Shaken by Terrific Explosion That Shatters Building (By Associated Press to Coos Bay Times.)

GARY, Ind., July 25.—Eight were injured and many lives imperiled

in an explosion that wrecked a three-story building occupied by a restaurant, and shook the entire business section of the city. The police believe the explosion was caused by a leaking gas pipe in the basement, but the occupants express the opinion that the building was wrecked by a bomb.

BOUTELL DENIES STATEMENT

Ex-Congressman Now Minister to Switzerland, Says Hines' Testimony in Reference to Him Is False.

(By Associated Press to Coos Bay Times.)

NEW YORK, N. Y., July 25.—Edward Hines testified in the Lorimer investigation in Washington that a fragment of a letter he produced was in the handwriting of H. S. Boutell, former member of congress and at present United States minister to Switzerland. It reads as follows, "I should like to have the senator

(meaning Lorimer) know who was the only man in Washington who went to the point in his behalf and brought of the goods."

This was communicated by cable to Minister Boutell and the following from him was received by the Associated Press today:

"Berne, Switzerland, July 25.—I never heard President Taft speak of the situation but once when he expressed no preference or objection to the numerous candidates mentioned, but hoped the republican caucus would decide on a candidate and elect at once. This view was known to all and I never wrote any one on the subject." Signed Boutell.

GOES OVER NIAGARA IN A BARREL

BOBBY LEACH MAKES PERILOUS TRIP OVER HORSESHOE FALLS AND ONLY INJURY SUSTAINED IS A BROKEN LEG.

(By Associated Press to Coos Bay Times.)

NIAGARA FALLS, July 25.—Bobby Leach, veteran navigator of the whirlpool rapids of Niagara river,

went over the Horseshoe Falls this afternoon in a stave barrel flashing over the brink. The barrel shot downward and disappeared in spray and spun 153 feet below. The barrel reappeared in a short time with part of one end knocked off. Efforts to capture it were begun at once. The barrel was later recovered and Leach taken out. He had sustained a broken leg but otherwise was uninjured.

CONFESSES TO AN AWFUL CRIME

J. H. WILSON, SECTION FOREMAN AT RANIER, WASH., ADMITS TERRIBLE DOUBLE MURDER BUT SAYS HE WAS MENTALLY IRRESPONSIBLE.

(By Associated Press to Coos Bay Times.)

OLYMPIA, July 25.—J. H. Wilson, foreman of a section crew at Ranier, confessed to prosecuting Attorney John M. Wilson and Sheriff Gaston today that he killed Archie Coble and his girl bride at Ranier on the night of July 10. He says he went into the house and killed Coble and then his wife, afterwards violating her body. While confessing to the crime he declares he has no recollection of it, alleging that on the night of the murder he was mentally irresponsible. He admits that for years he was addicted to degenerate practices that weaken the brain. Undoubtedly was the murderer and

then made a clean breast of the crime. Speaking in a quiet tone he said he always maintaining however, that he had no recollection of going to the Coble home the night of the murder. Wilson was the section foreman at Ranier and when John Mulqueen, an aged lunatic, was arrested for the crime, Wilson tried to stir up a movement to lynch him. Later he went out of his way to throw suspicion on Swan Peterson who had worked in his section gang for a day or two. Mrs. Wilson wife of the prisoner was the first to suspect him of the murder. She knew his degenerate practices which had always been a cause of discord between them and called attention of the authorities to several clues against him. Wilson slept in a tent the night of the murder and says when he woke up he saw blood and thought he had the nose bleed. Wilson said he had been noticing Mrs. Coble for some time before the murder and thought she was a nice little woman.

SAVES KITTENS BUT LOSES LIFE

Sad Fate of Los Angeles Artist Who Braved Death For Her Pets.

(By Associated Press to Coos Bay Times.)

LOS ANGELES, Cal., July 25.—Miss Louise Frederick, an artist, aged 35 years, rushed into a burning building today to rescue her four kittens and succeeding in throwing them in safety to the street, but was herself overcome and fell back into the flames and burned to death.

MRS. MAGINNIS SEEKS DIVORCE

Begins Action for Separation and Alimony From Tom Maginnis.

Saturday, before Judge Coke, in Chambers, was presented a motion for suit money and alimony in the case of Oma Maginnis vs. Tom Maginnis in a suit for divorce. Both parties are well known. Mr. Maginnis being the owner of considerable Marshfield property.

Peck & Peck appeared for the plaintiff and Bennett & Bennett for the defendant.

A temporary allowance of \$50 per month was awarded the plaintiff for the maintenance of herself and two little girls. Tom Maginnis, Jr., aged eight years, was placed in the care of his father until further order of the court.

AMERICAN-GERMAN TREATY.

Kaiser's Government Has Forwarded Its Comment to a Washington. (Special Long Distance Telephone to The Times.)

BERLIN, Germany, July 25.—The German government has finished its study of the American-German arbitration treaty proposals and formulated its comment thereon, which comment has been forwarded to Washington as a basis for negotiations. An official statement of the nature of the German views cannot be obtained but there is reason to believe that as earlier stated it is favorable.

THE ALLIANCE FOR PORTLAND

Leaves Last Evening With Good Freight Cargo and Many Passengers.

The Alliance left late yesterday afternoon for Portland with a good general freight cargo and a large list of passengers for the Rose City. Many of the passengers were going through from Eureka.

Among those going from Coos Bay, were the following:
Geo. Friess, C. P. Persinger, Mrs. C. P. Persinger, A. S. Ballington, Gerald M. Lee, C. C. Winternuts, C. A. Ackerman, Mrs. W. E. Wells, Mrs. M. H. Morf, Inez Morf, Harold Morf, Willis P. Jones, Harriet Falls.

HONEY BEE STINGS OLD MAN TO DEATH

DUBOIS, Pa., July 25.—Philip Dusch, a well-known resident of Brady township, died recently 39 minutes after being stung by a honey bee. Mr. Dusch went out to place a cap on a hive and was heard to call. His wife rushed to his side in time to see him fall. Before dying, Dusch said he had been stung but once and that right on the point of the jaw. He was 82 years old.

STEEL TRUST HAS AGREEMENT

Copy of Ironclad Pact Is Found and Placed in Records.

(By Associated Press to Coos Bay Times.)

WASHINGTON, D. C., July 25.—When the House Steel Trust Committee met yesterday, Chairman Stanley put in to the records a copy of an ironclad agreement by which the Steel Plate Association of the United States in November 9, 1900, and eleven other great steel companies entered into an agreement and apportioned among themselves all shipments of steel plates. Fines of \$1,000 were frequently imposed for violations of the agreement.

A copy of the agreement was placed in the report over the protest of Richard Lindabury, counsel for the United States Steel corporation, who protested that the alleged agreement was dated a year before the formation of the United States Steel company and that no such agreement now existed. Chairman Stanley replied to this by saying that members of the association were bound by the agreement which resulted in the recent indictments.

BILLION FEET IN TOWNSHIP 25

Cruiser McCarty Gives Some More Official Figures of Standing Timber.

D. C. McCarthy, the county timber cruiser, has just completed cruising timber in township 25, range 10, and has made his computations. The following are the official figures: Timber in Township 25, Range 10: Second growth fir 964,025,000 Old growth yellow fir 139,840,000 Red cedar 7,840,000 Hemlock 41,020,000 Total feet 1,152,725,000 No. of acres 24,107.42 Average per acre 48,200 Sixty per cent of the second growth is of good quality. Mr. McCarthy has moved his crew into township 28, range 9, on the East Fork of the Coquille, and is working west from the county line.

DREDGE OREGON FOR COQUILLE

Enterprising Business Men Want River Improved From Riverton to Coquille.

(Special to The Times.)

COQUILLE, Ore., July 25.—At a rousing and enthusiastic meeting of the Commercial club held here Saturday evening, addressed by J. J. Sayer of the Oregon Development League, it was resolved to enter on a new era of enterprise and practical work for the development of Coquille.

The improvement of the river from Riverton to Coquille will be the first project to be undertaken by an aroused public spirit. It was decided to secure the dredge Oregon to deepen and widen the river channel from Riverton to this city. One thousand dollars was promptly subscribed toward this plan and a committee appointed to continue the canvass for subscriptions for the work.

Mr. Sayer delivered a helpful and purposeful address that was enthusiastically received.

SEAL TREATY RATIFIED.

Now Passed on to Other Powers For Acceptance. (By Associated Press to Coos Bay Times.)

WASHINGTON, D. C., July 25.—The North Pacific Fur Seal treaty prohibiting sealing and regulating killing of seals on land, was ratified by the Senate yesterday. There was no discussion. The treaty does not take effect until accepted by all the signatory powers, United States, Great Britain, Russia and Japan.

Don't forget the Turkish Baths. PHONE 214-J.

OAKLAND HEN LAYS A FOUR-OUNCE EGG

OAKLAND, July 25.—Another record for freak egg-laying was won by Oakland recently when a Buff Orpington hen owned by G. J. Surryhne of Elmhurst presented her keeper with an egg measuring seven inches in circumference and weighing four ounces. This remarkable trophy will be preserved and placed on exhibition at the local Chamber of Commerce.

WHEN THIEVES FALL OUT THERE'S A NEW DEAL BUT THEY DON'T PUT BACK