

GOVERNMENT MUST SUE HARRIMAN IN OREGON

Lawyers Declare That Case Must Be Opened Against the Southern Pacific to Determine Whether Land Grants Have Been Forfeited.

(Washington Bureau of The Journal.)
Washington, Aug. 13.—Lawyers of high official connection with the federal government, and who have investigated the Southern Pacific land grant issue as related to western Oregon, appear to hold as a consensus that preliminary investigations now being carried on will accomplish little; that only one course is open—for the government to begin suit in the federal courts to determine whether or not the Southern Pacific grant lands in western Oregon are forfeited because the railroad company has not complied with the terms of the grant act of the 30's, when the lands were given to the original company on condition that they were to be sold for not more than \$2.50 an acre were to be sold for more than \$2.50 an acre, and that a considerable portion of the land originally granted remain unsold.

It is a question, then, not of facts to be ascertained in Oregon, beyond the mere fact that some of the lands have been sold for more than \$2.50 an acre, and that a considerable portion of the land originally granted remain unsold. It is a question of the law, and the knowledge that any lands remain unsold, and that some lands have been sold for more than the stipulated price, is all that may be ascertained in Oregon, and the only question remaining is as to how to proceed to procure an adjudication of the question—whether the government or some individual shall go into court to prosecute the case.

It is not understood why the department of justice has consumed so long a time in handling the preliminary phases of the case, although it must be said in justice to Attorney-General Bonaparte that in saying this the government lawyers do not assure the good intentions of the head of the department.

Investigation for endless months never would settle the issue, which must be settled solely in court.

Interest has been manifested among the government lawyers in the theory advanced by several western lawyers of standing that the railroad company, under the terms of the grant act, was made a trustee and that, in the absence of faithful execution of the trust, it is competent for the court to remove the trustee and appoint another.

The theory appears to find supporters here among those high in authority.

A multiplicity of cases in which forfeiture of land grants has been the issue are found in the records of the courts. Decisions have been varied, according as the circumstances differed.

One principle, however, appears to have been accepted by the court, and enunciated with frequency—that only the courts may decide that neither the executive or legislative branches of government may validly declare the grants forfeit.

TRAINS COLLIDE IN ELDER SNOWSHEDS

Passengers Are Thrown From Seats and Several Injured in Wreck.

(Journal Special Service.)
Sacramento, Aug. 13.—A collision between Southern Pacific eastbound passenger train No. 10 and westbound passenger train No. 8, in the snowsheds at Elder station, on the Sierra Nevada mountains, this morning resulted in the injury of several passengers on train No. 3. The injuries were caused by passengers being thrown from their seats. By some misunderstanding of signals train No. 3, instead of taking the siding at Elder, kept on the main line. No. 10 was waiting for the westbound train to pass, and the pilots of the two locomotives came together with such force that passengers on both trains were thrown violently from their seats. No one on train No. 10 was injured.

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Pond's Extract Cream, in glass jar, value 25c, special 17c.
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Here's a list of values that should bring you to the third floor on a buying trip. We are closing out several lines of French Haviland China in exquisitely decorated designs. They come in assorted sizes and decorations; only one or two of a kind; but values—goodness, you never saw anything like it. Why, you can buy berry or oatmeal plates in assorted decorations for, each 15c.
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Plates, assorted decorations and sizes, special, each 25c.
Creamers, special, each 40c.
Tea Pots, special, each 90c.
Sugars, special, each 75c.
Chocolate Pots, each 90c.
Tea Cups and Saucers, special, each 25c.
After Dinner Coffee Cups and Saucers, special, each 15c.
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All assorted sizes and decorations. Many other articles at equally attractive prices to close out odd line.

It is without question the millinery sensation of the year. We do not believe so large a number, such an immense assortment, has ever before been placed before the people of Portland with an invitation to buy to their hearts' content. Don't think it is too early to purchase, for Ostrich Plumes are as staple as thread or stockings, or anything we carry. They can be used on any hat you have, and to buy now means to save. You have read the former advertisements; you surely know without our telling you here how this bargain came to be; but are you among those who bought? If not, we would advise you to be here tomorrow. The selection is still as good as ever; come in black, white and colors, and reduced like this:

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LOT 4.—Men's Medium Grade Shoes and Oxfords, made in all leathers and covering the popular fashionable shapes. Hundreds of pairs in the most desired styles for street and dress wear. Our \$3.50 and \$4 shoes have always been popular for the good styles and satisfactory wear. Buy them now for \$3.19.



Men's Summer Underwear

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Men's Summer Underwear, shirts and drawers in blue, brown, pink; 50c values; special, the garment 37½c.
Men's Summer Underwear, shirts and drawers in blue, gray, ecru and pink; 75c values; special, the garment 49c.
Men's Muslin Nightgowns, with or without collar; plain or with fancy borders; 75c values; special 49c.
Men's Golf Shirts, in gray or tan, with soft collar and cuffs; good \$1.25 value; special 95c.
Men's Pure Linen Handkerchiefs, with hemstitched border, ¼-inch hem; regular value 20c; special 12c.

Linen Suits at \$18.95



Here is a bargain that only early birds will share in; an assortment of the noblest, most jaunty linen suits possible to design; they come in white or colors, in daintily trimmed lingerie effects or plain tailored styles and really worth to \$58.50 each; just two dozen on sale Wednesday—they should last until about 9 o'clock; but while they're here you have your choice \$18.95 for

Women's Linen Suits, in white or colors, in jaunty Eton effects, trimmed with rich lace, others in extremely modish tailored styles; the regular values run to \$28.50 each; special for Wednesday \$9.98

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