

# REGULATIONS CLOSED BY BLANKET ON FISHING BOATS' CONFERENCE CARDS CONFISCATED

### Filing of Suit for Non-Support by Mrs. De Divers Saves Husband From Marrying Again and Becoming a Polygamist.

Being prosecuted by his wife for failing to support her has probably saved E. F. De Divers from prosecution for bigamy. For he had procured a license to marry Mrs. Minnie Johnson, but was arrested by Deputy Sheriff N. H. Bird on the charge of nonsupport of his wife before the marriage ceremony was performed.

The prisoner's wife, Mrs. Nellie De Divers, did not know of her husband's proposed second marriage until she went to the county clerk's office yesterday afternoon to swear to the complaint charging that De Divers had failed to support her.

Then Mrs. De Divers was informed that on Tuesday evening De Divers had procured a marriage license for himself. While Mrs. De Divers was discussing the affair in the county clerk's office, a brother of Mrs. Johnson, whom De Divers was to marry, came into the office looking for his prospective brother-in-law. He had heard that De Divers was already a married man and left the impression among the deputy county clerks that he had turned out to get De Divers' scalp.

Deputy Sheriff Bird learned from Mrs. Johnson's brother that the marriage had been planned for 3 o'clock yesterday evening, but for some reason it was postponed. De Divers was arrested about 10:30 o'clock and placed in the county jail in default of \$500 bail.

Mrs. De Divers was formerly Miss Nellie McDonald and lives now with her parents at 128 Spring street. She married De Divers December 24, 1902, the ceremony being performed by Rev. H. T. Talbot. The couple afterward lived at 1184 East Main street. They have one child, Clarence, aged 3 years.

De Divers when seen at the county jail this morning said that he had believed his wife had secured a divorce. He said they separated several months ago and he went to Seattle and at the time Mrs. De Divers told him she intended to secure a divorce. He had not been notified that she was divorced, he said, but presumed that she had gone ahead and obtained a legal separation.

When De Divers secured the marriage license he gave his address as 303 Corbett street. Mrs. Johnson is a widow of the same age as De Divers, 29 years. The affidavit on which the license was issued was sworn to by John Cordano.

## NO RECEIVER FOR LEMCKE COMPANY

### Judge Gantenbein Finds Resources More Than Ample to Meet Obligations.

Judge Gantenbein in the circuit court yesterday afternoon denied the application of J. A. Curry for the appointment of a receiver for the H. W. Lemcke company, holding that Curry had failed to prove either that the company was insolvent or that there was an immediate danger of insolvency. The judge held that though there are large obligations for the company to meet the resources are more than sufficient to meet them. One tract purchased for \$150,000 appeared from testimony to be worth \$200,000. In announcing his decision the judge said: "I do not wish to be understood as indorsing the management of the corporation. I think that some of the officials have to say the least been extremely thrifty. There is no doubt whatever that misleading representations of material facts were made by some of the defendants to Curry and that he acted upon these representations to his injury."

A condition precedent to denying the receivership, all the offers made by some of the defendants in their affidavits must be made good. They must refund any money received by H. W. Lemcke and John P. Sharkey with which they were not paying their club bills. They were not justifying their charging these bills on the corporation. The stipulation held in the name of G. C. Lemcke must be reconveyed to the corporation, and all the other offers must be made good.

The club dues paid by Sharkey and Lemcke, out of corporation funds, amounted to less than \$50. Mr. Lemcke said today that the corporation is in a very healthy condition and has over \$217,000 of net assets, over and above all liabilities.

## PLENTY OF WATER HERE FOR WARSHIPS

Captain P. J. Werlich, lighthouse inspector of this district, stated this morning that in his opinion, it would be perfectly safe to bring a fleet of warships, soon to visit this coast, to Portland. He said the fact that the Christianson was here some time ago and found any amount of water, demonstrates the safety of bringing the vessels up the river.

## ROONEY INQUEST IS STILL UNDETERMINED

No decision has been reached by acting coroner L. Finley whether to hold an inquest over the body of E. J. Rooney, the Spanish-American war veteran who was killed by a north bound "R" car at Third and Main streets, Tuesday night.

According to witness interviewed by Finley, Rooney was greatly under the influence of liquor at the time of the accident and stepped directly in front of the car. The coroner learned from coroner Shely that the car was running between 12 and 15 miles an hour which is greatly in excess of the speed provided by law.

Rooney is to be buried by the Portland Camp of the Spanish-American war veterans. The members of this organization are using in declaring that Rooney did not use intoxicating liquor and therefore should not have been drunk when he met his horrible death. Deceased had a brilliant record in the Philippines.

## KILLS HIMSELF AFTER SLAYING HIS SISTER

(Journal Special Service.) Mahoney City, Pa., Aug. 28.—Thomas Mahoney shot and killed his sister, then committed suicide.

## G. E. Slater Arrested Here for Passing Worthless Checks in Coast Cities.

Race horses and whiskey, a combination that has been the ruin of many men, are primarily responsible for the downfall of G. E. Slater of Indianapolis, Indiana, who was arrested yesterday in the Elks' club, Seventh and Stark streets, by Detectives Price, Alden and Maloney, on a warrant charging him with obtaining money under false pretenses.

Slater is now locked up in the city prison in default of \$1,000 bonds and it has not yet been determined whether to try him in this city or turn him over to the San Diego, California, authorities, who have requested that he be held here until the arrival of an officer with regulation papers.

## POLICE REPORT HAD WRONG MAN IN JAIL

### J. J. Kelly Corrects Station Record, Which Gave Account of His Arrest.

Through blunder by the police department it was inadvertently published in the issue of The Journal last evening that J. J. Kelly of Washington street, who is alleged to have been held up and robbed by Lem Williams, a notorious negro ex-convict, was incarcerated in the city prison on a charge of drunkenness. Mr. Kelly was not under the influence of liquor at the time of visiting the station when his alleged assailant was brought to headquarters, and trying to lock up.

The publication of Kelly's arrest for drunkenness in connection with the article dealing with his strenuous experience at the hands of the footpad was due to a mistake of Captain G. H. Bailey of the second night relief. In the check as to the police head-quarters Captain Bailey in making out his report to Chief Gritzmacher unintentionally wrote "Kelly was drunk when caught by the police on a charge of drunkenness," when he should have written "Williams," etc.

A representative at the station in using the report for reference in writing the story of the crime naturally accepted Captain Bailey's report as correct. The mistake was corrected by Mr. Kelly, who submitted the following statement to this paper:

The statement published in The Journal of my having been robbed by the negro Lem Williams and his subsequent incarceration in the city prison, except that part of it which says that Captain Bailey locked me up on a charge of drunkenness, I was not at all under the influence of liquor at the time. I was very much excited after my encounter with the negro, but was not at all under the influence of whiskey, nor was any such intimation made by Captain Bailey, nor anyone else at the police station. My reason for signing the check as to the police is because of the fact that the negro was looking at several pads of letters which were in my pocket and which contained the name of the firm that I bought out, and I was afraid that if I signed my own name to the check the negro would do me bodily harm.

## PENDLETON'S BONDS GOOD IN PENDLETON

(Special Dispatch to The Journal.) Pendleton, Or., Aug. 29.—That Pendleton and Tillamook county are dependent upon the eastern money markets has been shown by the course of affairs in this city. The banks of Pendleton, unaffected by the financial embarrassment, have been found in better condition.

## VIOLATORS OF SALOON CLOSING GET FINED

Louis Trummer, proprietor of a saloon on Washington near sixth street, who was arrested last Monday morning for keeping his place of business open after hours appeared in the police court today and was fined \$25 by acting Judge Strode.

## SMALL BOY'S STUMP SPEECH LANDS HIM IN OFFICER'S HANDS

Stump speeches on the inefficiency of the police department, when made in the hearing of a member of the department by a small boy, are unwise and lead to the juvenile court, as Philip Polasky, aged 14, who lives at 208 Park street, can testify.

## DEATH DROPS CURTAIN ON 14 YEARS OF FAITHFUL SERVICE

Fourteen years of faithful service in the employ of one firm was ended this morning by the death of John Dorney, head bookkeeper and cashier for the Western Union Telegraph company. Mr. Dorney began work with the company as a messenger when 15 years old and has been with the Portland office continuously since then.

## Authorities Take Solid Stand on Sale of Coarse Pictures.

"The authorities have wisely started a crusade against the exhibition and sale of immoral or suggestive postcards and I want to give notice at this time that any one else brought before me on this charge will be severely dealt with," said Acting Police Judge Strode this morning in passing sentence on A. A. Wise, a cigar dealer at Sixth and Stark streets, who was arrested yesterday by Patrolman Westbrook for selling and exposing for sale lewd pictures.

It was shown to the court that Wise had all of his wealth, amounting to \$700, on deposit in the Oregon Trust & Savings bank at the time that the defendant voluntarily removed all of the offensive cards from in front of his shop. Judge Strode tempered justice with mercy by imposing the small fine of \$10. Under ordinance 14049 Wise could have been fined from \$10 to \$200 or imprisoned for 30 days, or punished by both fine and imprisonment.

## BRIDE OF FIVE DAYS IN COURT'S CUSTODY

### Officers Will Probably Send Young Woman to Good Shepherd Home.

Though George H. Sands was married last Saturday, and had the consent of his bride's father to the marriage, he is not lord and master of his wife to-day. The juvenile court has her and may send her to the Home of the Good Shepherd for a time, whether Sands has her to go or not.

Sands' bride was Miss Emma Toole, who became a ward of the juvenile court some time ago. Last Saturday Mrs. Toole was married to George H. Sands at the corner of First and Alder streets. Mrs. Sands and Joe Doshier were taken into custody by Detective Kay and McCulloch.

## DANISH HIGH SCHOOL IS INCORPORATED

(Special Dispatch to The Journal.) Salem, Or., Aug. 29.—Three companies filed articles of incorporation with the secretary of state yesterday. These were the Pacific Danke Haiskole, the St. John Light & Heating company and the Hermiston Loan & Improvement company. The first is a corporation established for the purpose of founding a Danish high school at Junction City, Lane county. In this school will be taught Danish history, American and Danish history, English, bookkeeping, physiology, physics, botany and other subjects which it is customary to teach in Danish high schools. The incorporators are Soren L. Jensen, A. C. Neilson, C. Sand, Troles Kling and Jens Larson. The capital stock is \$5,000.

## STREET MEETINGS ARE CALLED DISTURBANCE

(Special Dispatch to The Journal.) Reno, Aug. 29.—Rev. Leslie M. Burwell, J. T. Taylor, R. D. Williams and H. H. Hall, after a night in the jail, appeared before Judge Bell and were found guilty of disturbing the peace by holding street meetings. They were sentenced to pay a fine as fine. They will appeal their case to the district court.

## CHEHALIS BURGLARS SERVE REFRESHMENTS

(Special Dispatch to The Journal.) Chehalis, Wash., Aug. 29.—The Hartman & Nathan department store was entered last night by burglars, who loaded themselves up with cutlery, jewelry and clothing and made their escape without leaving any clues. Evidence of a feast in the grocery department was plentiful in the shape of melon rinds, empty sardine cans and other debris.

## UMATILLA INDIANS TO GET RENT MONEY

(Special Dispatch to The Journal.) Pendleton, Or., Aug. 29.—In the vicinity of \$50,000 is to be paid to the Umatilla Indians of the reservation by Agent A. E. McFartridge, beginning Monday. Payments will be by check. The money to be paid the Indians is that which has been paid at the agency office by the state renters of Indian lands. Much of it has been collected since Agent McFartridge has been here. Altogether it is estimated there is about \$50,000 of Indian money under his control.

## FORMER PORTLANDER CHARGED WITH CRIME

(Journal Special Service.) Seattle, Aug. 29.—W. E. Wyman, local manager of the California Saw works, was arrested last night on the charge of embezzling \$20,000 from his firm. He refused to make a statement. Wyman was with the same concern in Portland for several years.

## Governor at Corvallis.

(Special Dispatch to The Journal.) Salem, Or., Aug. 29.—Governor Chamberlain left this morning for Corvallis, where he will attend a meeting of the board of regents of the State Agricultural college and incidentally attend the Benton county school fair.

## Rushlight Prevents Council From Revoking General Electric Heating Franchise—Asks for Forfeiture of Bond for \$50,000.

After adopting a recommendation of the council street committee to forfeit the Portland General Electric company's heat franchise, the council was blocked in passing an ordinance revoking the franchise yesterday afternoon by Rushlight, who refused to give his consent to suspension of the rules until he could learn whether the \$50,000 bond of the company could be forfeited. Rushlight, wants, in addition to the revocation of the franchise, the forfeiture of the company's bond. Other members of the council held that it was a matter for the court to decide.

Eleven of the 15 members of the council yesterday voted to annul the heat franchise, the affirmative being Annand, Baker, Belding, Callara, Conannon, Cottel, Driscoll, Dunning, Kellaher, Menefee and Vaughn. The four opposed to revoking the franchise were the terms of Wallace and the city and emergency hospital site and the Shephard building ordinance.

There is a discussion over the heating franchise matter with some personalities on the part of Wills, who made a speech for the measure. Wills said he was thinking about the interests of the people who were depending on heat this winter instead of the company and thought they ought to be given some consideration.

One thousand dollars was put up by the company and is now in the hands of the city treasurer. The company also executed a \$50,000 surety bond. It is believed that the \$1,000 can be confiscated for failure to comply with the terms of the franchise. The forfeiture of the larger sum is a matter for the courts to determine.

## MOTHER UNABLE TO WIRE FOR SON'S BODY

Mrs. Moore prostrated over inability to telegraph regarding son's remains. Because of the telegraphers' strike Mrs. Sadie E. Moore has received no message as to the disposition of the body of her son, Guy E. Moore, who died from over-exertion in rescuing two young men who were helplessly drifting away in Lake Michigan while a gale was blowing.

## LUKE WRIGHT SAYS JAPS' HANDS ARE TIED

(Special Dispatch to The Journal.) Seattle, Wash., Aug. 29.—Luke E. Wright, ex-ambassador to Japan, arrived in this city yesterday on the steamer Minnesota from Yokohama, en route home. He does not believe there will be an serious result about the United States refuse the demands of Japan for indemnity for killing Japanese poachers in the Pribilof islands in 1904. The Japanese are not looking for war, as their finances will not permit a fight.

## ACCUSED OF BEING MUNDSHANKS' PARD

Pendleton, Or., Aug. 29.—Baill Parr, a half brother of George Kenan, is now in the county jail with many accusations against him, one of which is that he is implicated with Jake Mundshanks, the alleged horse thief, who recently escaped from the officers at Echo.

## Palmer Mill's Fire Department.

(Special Dispatch to The Journal.) La Grande, Or., Aug. 29.—One of the highest water tanks in Oregon is soon to be erected near the George Palmer mill at Oro Dell. Many details are to be settled, but in the main a tank of 50,000 gallons capacity will be erected on an 82-foot tower and will be used as a reserve for the fire system now about completed in all buildings owned by the company.

## LAND FRAUD CASES OBJECT OF ANOTHER ATTORNEY'S VISIT

Another assistant United States attorney general is about to descend upon Portland to investigate the land fraud situation. United States Attorney William C. Bristol has received notice that Alfred W. Cooley, assistant attorney general, will be in Portland some time between September 10 and 15. Just what Mr. Cooley is coming for or who he is coming after is a matter of speculation. His visit is believed, however, to be connected with the investigating further along the lines started by Secretary of Interior Garfield and Commissioner of the General Land Office, who made searching inquiries into the land fraud conditions in Oregon while on a tour of the west several weeks ago.

## LABOR DAY PARADE WILL BE GALA ARRAY OF COSTLY FLOATS

Features of the big Labor day parade are rapidly being gathered into shape by the executive committee of the unions and the promise was made this morning that there would be 800 men in line when the procession leaves the starting point at Seventh and Burnside streets.

Every union in the city is to be represented and most of them will have all their members march in a body and in smart-looking uniforms. Less interest is being taken in the competition for the prize offered for the best representation.

## Salem, Falls City & Western Files Its Official Figures.

(Special Dispatch to The Journal.) Salem, Or., Aug. 29.—The first annual report that has been made to the state railway commission was received from the Salem, Falls City and Western Railway company today. The following is a brief summary: Gross earnings from operation \$74,484.75 Operating expenses \$48,818.21 Income from operation 25,666.54 Interest on funded debt accrued 6,500.00 Interest on interest-bearing current liabilities 244.27 Taxes 388.88 Total deductions from income 7,131.63 Net income 18,534.91 Surplus 19,239.08 Capital stock issued and outstanding 100,000.00 Funded indebtedness 117,000.00 Cost, construction and equipment to date 306,803.00

A complaint was today received from Phillips Brothers, the Tacoma Meat company, O. D. Jones, H. F. Putnam, W. B. Winy and G. D. Burdick concerning the contract used by the Southern Pacific, the O. R. & N. and the Northern Pacific for the shipment of livestock. They claim that the values placed on livestock are undervalued and unreasonably low and that shippers are forced to release companies from all liability for injury to the animals or to stock even when the injury is the direct result of unserviceable equipment. It is also made a matter of complaint that livestock shipments are required to be accompanied by an attendant and that one-car shippers are discriminated against in the matter of return passage.

## FANTASY PLAYERS PLEAD GUILTY

Five Chinese entered pleas of guilty of gambling today and escaped with small fines. Joe Sue, one of the well known boss gamblers, and five patrons of his place at 85 Second street, who were taken into custody by Detectives Kay and Kienlin in a raid on the place last Saturday afternoon, were before Acting Judge Strode. Joe Sue was fined \$15 and the others escaped with \$10 fines apiece.

The Chinatown squad apparently cannot be active for any length of time as no raids have been made since last Saturday, although illegal gaming and other drawings are known to be taking place daily. From an official source it has been learned that since the Chinese have been assigned for duty in the Chinese quarter, 128, 128 1/2, 130 and 95 1/2 Second street, although gambling is said to be in progress in these places.

## SEVEN DEATHS FROM PLAGUE AT BAY CITY

(Journal Special Service.) San Francisco, Aug. 29.—The local board of health vehemently denies the truth of certain sensational stories printed in the east regarding the number of bubonic plague cases in San Francisco. It is stated that the first case was discovered there have been but nine cases, of which seven were caused by the people who had their backs up. Every precaution has been taken to prevent its spread. All visiting vessels are being examined by quarantine officers.

## ASK THIRD TERM FOR ROOSEVELT

Politicians Say the People Would Consider No One Else If He Were in Race. (Journal Special Service.) Washington, Aug. 29.—Politicians who are drifting into Washington after having taken their summer vacations in various sections of the United States give the impression that the people generally refuse to abandon the idea of having President Roosevelt succeed himself.

## DINAN HAS MAGAZINE WRITER IMPRISONED

(Journal Special Service.) San Francisco, Aug. 29.—Ex-Chief of Police Dinan has secured a warrant for the arrest of George Kennan, a writer for McClure's Magazine, on the charge of criminal libel. Dinan wrote an article in the September McClure's in which he accused Dinan of taking certain graft money. Dinan states he will also attempt to have S. E. McClure brought to San Francisco to stand trial with Kennan.

## Printer Accused of Forgery.

Pendleton, Or., Aug. 29.—W. E. Atkinson, printer, was brought down from Freewater last evening by Joe Laville, a deputy appointed for the purpose. Atkinson has been charged with forgery and was bound over to the circuit court by Justice Pearson at Freewater. He is charged with having passed a bogus check for \$21 on his employers.

## SODAVILLE HOTEL NOT HALF INSURED

(Special Dispatch to The Journal.) Lebanon, Or., Aug. 29.—The Hotel Sodaville, at the Mineral springs of Sodaville, was destroyed yesterday with nearly all its contents, was valued at about \$1,800, with \$700 insurance. The contents were valued at \$700, with \$400 insurance. The fire is supposed to have started from a spark falling on the roof. For a time it looked as if the town of Sodaville will go up in smoke as a large two-story frame building stood only about 25 feet away, but the people of the town, including men, women and children, turned out in a body and formed a bucket brigade. By hard work the flames were confined to the building.

## PILLSBURY AIDED IN ORGANIZING FAKERS

(Journal Special Service.) San Francisco, Aug. 29.—The Glass trial today developed the fact that the Pacific Telephone company framed up articles of incorporation of a fake Home Telephone company, applying for a franchise in Oakland in the office of Evans S. Pillsbury, the company's attorney, who recently testified he allowed the company to present an affidavit of \$100 a month. Scott and Sherwin were also recalled. The state will probably close this afternoon. It is rumored that Glass may take the stand in his own defense.

## CROSSED WIRES CAUSE COMMERCIAL CLUB FIRE

A roof blaze was quickly quenched by the timely arrival of the fire department today developed the fact that the Commercial club building was destroyed by a fire which started on the roof of the building. The fire started on the roof of the building, but the people of the town, including men, women and children, turned out in a body and formed a bucket brigade. By hard work the flames were confined to the building.

## Cloud Over Holdings in Peck Addition to Be Threshed Out in Court—Five Hundred People Own Property in Suburb.

Another claimant for the dead body washed ashore at Ilwaco has arisen in the person of Mrs. J. C. Nusbaum of the Kellogg apartment house, Grant and Front streets, who declares that the description of the teeth of Dr. James M. Smith, given in The Journal yesterday corresponds exactly with the teeth and dental work of her husband, who was drowned at Long Beach, July 27.

So certain is Mrs. Nusbaum that the body is that of her husband that she has instructed Coroner J. C. Finley to have the body sent on from Ilwaco. The body was expressed from there today and will reach Portland tomorrow morning.

It is said that there is absolutely no way of identifying the corpse excepting by the teeth. With both Mrs. Smith and Mrs. Nusbaum furnishing descriptions of their husbands' teeth which apparently exactly coincide the only recourse the two women will have to see which shall be awarded the recovery of the body will be expert examination on the part of the dentist who performed the work.

Dr. D. Howard Miller, the dentist who did most of Dr. Smith's dental work is positive that he can identify his work if any question arises. But Mrs. Nusbaum also has her husband's dentist make an examination of the body in protecting what she believes to be her right to the body. There is a strong possibility, however, of the body not being that of either man and of both widows being disappointed when it does arrive. For the undertaker at Ilwaco who has prepared it for shipment to Portland declares that there is but one gold tooth, and that on the upper right side of the mouth. If this is found to be correct the body will be without a claimant when it reaches Portland and will probably be buried in the potter's field here or returned to the county authorities at Ilwaco for interment.

Mr. Nusbaum was drowned in much the same manner that Dr. Smith met his death and in the same spot at Long Beach. There is a very dangerous undertone in the case, and it is believed since the day of their drowning unless that thrown up by the surf at Ilwaco should prove to be one or the other.

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