

LOCATORS STORY OF HARD BIG BATTLE

Pay Fees for Railroad Lands and Now Find They Have No Priority Rights—Linn County Settlers Among Greatest Sufferers.

(Special Dispatch to The Journal.)
Albany, Or., May 7.—Reports from the department of justice and interior to the effect that applicants for the unsold grant lands of the Oregon & California railroad will have no priority of right over other applicants has brought consternation into the hearts of a host of claimants, who rushed onto these lands and paid high sums to in-scrupulous locators.

In Linn county alone possibly 50,000 acres of these lands have been filed on and applied for and the tender made to the railroad company offices at San Francisco. Fees ranging from \$15 to \$50 have been paid for this privilege, and the parties locating the seekers after timber lands assured them that they would have a priority of right and have the first undoubted claim to the lands in question should the government succeed in their efforts to declare the lands forfeit.

Feared Work.
When the matter was first made public, the rush for these claims was akin to madness, and parties well versed in the subject declared that not one of them could possibly acquire a prior right to the lands in question. The madness for timber lands reached such a height that hundreds of local parties and from elsewhere were induced to pay large sums into the hands of locators, without any motive was gain, with no thought that the parties so located would ever be able to realize on the lands in question.

In most cases the program was followed, and if complying with all possible legal requirements amounts to anything the claimants for these lands should receive consideration. The plan was as follows:
First the persons desiring to be located accepted the cruise of some locator, and on being acquainted with the description of the lands made an affidavit to the effect that they had settled on these lands and were actual residents and homesteaders.

Not Worth the Fee.
This application was filed with the county recorder on records together with a statement that the tender had been made the railroad company, and that their application for purchase had been rejected by the railroad company. Over 300 of these papers have been recorded in the office of the county recorder, and according to the decision they are not worth the fee of recording.

In addition to the above many of the claims have been duplicated, and even if the applicants should have an opportunity to purchase endless litigation would ensue. Many of the parties in applying for the lands were induced to apply for lands in other counties without any idea of settlement or sincerity on the part of the would be possessor of these railroad lands. In fact in many instances the affidavit reads that they are actual residents on the lands applied for when the citizens of this section and other portions of the state know that they are engaged in business and have made no attempt to comply with the laws relating to residence and settlement.

The whole matter is decidedly complicated, and the ruling of the department that these are claims of no value and worthless will bring some order out of the chaos and save endless litigation and possible prosecution for false affidavits made by the seeking purchaser.

New York State League.

(United Press Leased Wire.)
Syracuse, N. Y., May 7.—The season of the New York State League opens today and will continue till September 20, the schedule providing for 140 games. For the initial games today the teams will line up as follows: Utica at Wilkesbarre, J. & G. at Scranton, Albany at Binghamton and Troy at Syracuse.

Thrilling Account of Fight at Menabba Between French and Berbers Is Sent to Paris by Commander of Troops.

(United Press Leased Wire.)
Paris, May 7.—A thrilling account of the fight at Menabba on the morning of April 16 between a French column and an army of Berbers, has been received. This engagement will rank as one of the most memorable of the Moroccan campaign, especially in view of the remarkable heroism of officers and men who participated in it.
The Berbers, whose numbers included 600 horsemen, attacked the French camp in two parties. One party crawled within a few yards of the camp and rushed to the attack with loud shouts. A desperate hand to hand conflict followed.

Tribesmen Used Knives.
The tribesmen used knives and sabers and attempted to kill every officer with whom they came in contact. One Berber slipped into a major's tent and was about to shoot that officer who saw him just in time and cut him down with a terrific blow of his sword.
After 30 minutes of savage fighting the Berbers were driven out of the camp by a detachment of the foreign legion.

Meanwhile another party of the enemy were pouring a destructive fire into the camp from an eminence at the opposite side, being entrenched behind the walls of an old fort. An attacking force took the position by storm, and the walls were blown to pieces, in which 23 out of 73 men were killed or wounded. They ascended the hill and reached the walls under a raking cross-fire from the other tribesmen.

Moors Dislodged.
The Moors were dislodged, but the French force were losing so heavily that the commander prepared to retire. At some distance from the base of the wall he ordered his men to lie flat on the ground. Then the field guns began to shell the enemy, who were finally forced to cease fire.
Immediately after ordering his men to seek cover the commander saw that a soldier had been wounded at the foot of the wall and was lying there helpless. In order to save him from falling into the hands of the enemy the commander risked his own life in dashing across the open space and carrying the wounded man back to safety. Although the bullets plowed up the ground on all sides, neither of them was hit. Less fortunate was a young soldier who had followed his superior. A bullet struck him in the chest and he died, exclaiming: "For France, my captain."

Black Dress Goods.

Some Special Friday and Saturday Bargains.

We are headquarters for fine French novelty suitings and mourning goods of all kinds. Note these specials: 44-inch black tansie, \$1.00 grade, 75c; 44-inch black wool taffeta, \$1.50 grade, 95c; 54-inch black wool Panama, \$1.15 grade, 85c; 46-inch crepe egypta, \$1.00 grade, 75c; 44-inch herringbone raye, \$1.50 grade, 95c; 44-inch crepe de Paris, \$1.50 value, 92c. McAllen & McDonnell, Importers, Third and Morrison.

Society of Colonial Wars.

(United Press Leased Wire.)
Louisville, Ky., May 7.—The high tribunal assembly of the General Society of Colonial Wars will be in session here during the remainder of this week, with headquarters at the Seebach. Many visitors arrived today from various points throughout the country. Tonight there is to be a reception in honor of the delegates and other visitors. Other entertainment features will be luncheons, automobile rides, river excursions and a grand banquet.

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BREWERS WILL REFORM SALOONS
Realize That Improperly Conducted Places Are Menace to Business.

(Special Dispatch to The Journal.)
Milwaukee, Wis., May 7.—Plans for a national campaign which is to include every state in the union for elevating the standard of the saloon business of the country will be launched at the convention of the United States Brewers' Association here today at 10. The association includes nearly every brewer in America and all the influential members have agreed that disorderly and disreputable saloons must be eliminated. With this end in view, it is believed a good part of the time of the convention will be given up for the discussion of this important subject.
In a small way the crusade against dive saloons has already been begun by the brewers in various parts of the country, but the plan is to extend this movement and during the next year many undesirable saloon men will be driven out of business. In a number of cities this work is now under way and it is believed that the national association has decided to take hold of the subject and extend the house-cleaning.

NEW CORPORATIONS FILE THEIR ARTICLES
(Special Dispatch to The Journal.)
Salem, Or., May 7.—Articles of incorporation have been filed in the office of the secretary of state, as follows:
Aluvial Land company; principal office, Salem, Oregon; capital stock, \$5,000; incorporators, M. L. Jones, Conrad Krebs, Leonard Krebs and M. W. Krebs.
E. W. Melien & Co.; principal office, Oregon City, Oregon; capital stock, \$15,000; incorporators, E. W. Melien, William M. Smith and O. W. Eastham.
C. L. Pennell and James Plain Hackett; principal office, Portland, Oregon; capital stock, \$5,000; incorporators, W. W. Savage, C. L. Pennell and James Plain Hackett.
Phoenix Manufacturing company; principal office, Portland, Oregon; capital stock, \$5,000; incorporators, Edwin J. Stephens, W. J. Hoag and Frank H. Gibbs.

LYONS SHIPPERS ASK FOR FREIGHT DEPOT
(Salem Bureau of The Journal.)
Salem, Or., May 7.—Shippers of Lyons on the Corvallis & Eastern railroad have presented to the railroad commission a formal complaint alleging that the Corvallis & Eastern through lack of enterprise has neglected to build a freight shed at that station and will maintain an open shed. Freight is left exposed to the weather and all articles must be shipped prepaid which is an annoying and principal complaint is signed by several persons. Formal answer must be filed by the railroad company within 10 days.

GOVERNOR GOODING TO ATTEND SESSION
(Special Dispatch to The Journal.)
Boise, Idaho, May 7.—Governor Gooding is to leave for Washington, D. C. Friday of this week to be present at a meeting of all the governors of the states and territories with the president to confer upon "The Conservation of the Natural Resources of the Country." East governor is to be accompanied by three representatives for the state, to be known as advisers. The Idaho contingent will be F. F. Johnson of Wallace, E. E. Hoover of Boise and Fentress Hill of Milner.

SEATTLE MAN ASKS MONEY FOR INJURIES
(Special Dispatch to The Journal.)
Centralia, Wash., May 7.—George A. Ballard of Seattle, has presented a demand against this city for \$12,500 to compensate him for damages claimed to have been sustained by him through excavation into an unguarded excavation in the street April 4. It is alleged that the excavation had been properly guarded and red lights placed there but had been removed by some hoodlums in the night.
To Discuss Merit System.
(United Press Leased Wire.)
Chicago, May 7.—The second biennial convention of the national assembly of civil service commissioners opened in Chicago today for a two days' session. The organizations represented at the meeting include the United States civil service commission, the state commissions of New York, Massachusetts, Illinois, Wisconsin and Colorado, and the municipal commissions of New York, Buffalo, New Haven, Milwaukee, Troy and a number of other cities. The program provides for papers and addresses witnessed here, first and foremost among the attractions is the annual convention begun today by the South Carolina division of the Travelers' Protective association, which has attracted delegates from all the chief cities of the

GAMBLING CLOSED BY BELGIUM AUTHORITIES
(United Press Leased Wire.)
Ostend, Belgium, May 7.—Ostend's popularity as an amusement resort is threatened by a judgment rendered by the court at Bruges condemning M. Marquet, proprietor of the Kursaal gambling rooms to three months' imprisonment and a fine of \$120 for contravention of the anti-gambling laws. The court also orders the confiscation of all the money and other property found in the Kursaal when it was raided by the police.
The first sentence was imposed three years ago, but he escaped by a technicality and this time an appeal will be taken at once. In the meantime, however, all the preparations for the coming season at Ostend are suspended.

STILTS IS ELECTED MAYOR OF KLAMATH
(Special Dispatch to The Journal.)
Klamath Falls, Or., May 7.—John R. Stilts has been elected mayor of Klamath Falls by a plurality of 58 over Frank Ward, J. E. Ankeny, Elias Auerbach and Marion Hanks were elected councilmen from their respective wards; A. L. Leavitt, police judge and J. W. Siemens, city treasurer.
Irrigated Lands Opened to Entry.
(United Press Leased Wire.)
Helena, Mont., May 7.—This is the date fixed by the government for the inauguration of the irrigation project embracing the Sun-river district in Montana, one of the largest undertak-

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