

STOP ERECTION OF FRAME BUILDINGS WITHIN FIRE LIMITS

Proposed Building Ordinance
Would Raise Class of Business
Blocks; Chinese Particularly Affected.

Two amendments to the building ordinance have been prepared by Building Inspector Plummer, and will be submitted to the city council at the meeting this week. These amendments are aimed to further raise the class of buildings within the fire limits, and will in time assure Portland solid structures in the crowded business districts.

The first amendment prohibits the erection of any frame building within the fire limits. The other amendment prohibits the alteration of class C buildings at an expense in excess of 40 per cent of the original cost of the old building. The latter is aimed to prohibit the Chinese from honeycombing large rooms with smaller rooms, and fire traps. The first amendment is as follows:

Proposed Amendments.
"No wood frame building now erected within the fire limits shall be enlarged or built upon. No wood frame building in the fire limits which has deteriorated or has been damaged to an extent exceeding 40 per cent of its original value, not counting the value of the foundation, shall be altered or repaired."

No alterations or repairs shall be made to any wood frame building in the fire limits of the city of Portland in excess of 20 per cent of the original cost of the building, exclusive of the cost of the foundation; provided, that alterations or repairs to any such building shall be made in excess of 5 per cent of the original cost of the building, exclusive of the cost of the foundation, if any alterations or repairs exceeding 5 per cent of the original cost of such building, exclusive of the cost of the foundation, have been made in a period of six months previous to the application for the permit for such alterations or repairs."

The second amendment follows:
"No repairs or alterations in any class C building in the fire limits of the city of Portland shall be made in excess of 40 per cent of the original cost of the building, exclusive of the cost of the foundation; provided, that no alterations or repairs in any such building shall be made in excess of 10 per cent of the original cost of the building, exclusive of the cost of the foundation, if any alterations or repairs exceeding 10 per cent of the original cost of the building, exclusive of the cost of the foundation, have been made in a period of six months previous to the application for the permit for such alterations or repairs."

San Francisco, Aug. 7.—The first important seizure of arms and ammunition intended for Spanish revolutionists, according to the authorities, was made today. Hundreds of rifles and ball cartridges were seized by government agents who boarded a steamship chartered, it is alleged, by Carlist sympathizers.

The government officials declare that many steamers are on their way to Spanish ports with munitions for the revolutionists. A sharp lookout is being kept along the coast for attempts to smuggle in the supplies.

**SAYS MESSENGERS
MAKE GOOD MEN**
Manager J. W. Hays of the Hasty Messenger company believes that Paul Binkley, a 19-year-old messenger, was badly scared when he made a signed statement Saturday to Probation Officer Tschelcher to the effect that the boys were obtaining liquor both for their own use and for delivery to various parts of the city.

"During my 30 years' sojourn in Portland as manager for the Western Union Telegraph company, the Postal Telegraph company, the Pacific Messenger company and the Hasty Messenger company I have employed probably 5000 boys and young men as messengers and clerks," said Mr. Hays today, "and I am glad to be able to assert that out of this little army of boys that have been in my service less than half a dozen have turned out badly. These young men are filling the most responsible positions in our city and state. Seven were in Oregon's legislative hall at its last session. We have dozens of lawyers, doctors, dentists, actors, and I know of four that became ministers of the gospel. They became business men, railroad clerks, telegraph operators, newspaper men—in fact, the ex-messenger will be found in every walk of life, and what might be remarkable to state, they will all say that the happiest days of their life was during the period when they 'donned the cap' as messengers."

**KENILWORTH WANTS
FIRE PROTECTION**
Fully 100 residents of Kenilworth have signed a petition to the council asking for the establishment of a fire station in their district. At the present, the nearest fire protection is the station at Milwaukie and Powell streets. This is about one and a half miles from Kenilworth. There is another station in Woodstock, but it is two miles away.

The fire department owns a lot of 100x100 feet at Francis and Greenwood avenues in Kenilworth and that section of the city has made rapid strides the year, which further necessitates the placing of a fire station at that point. The property owners do not expect to get the protection this year, but have started their movement in sufficient time to get it in on the appropriation for next year.

**SLIDES DOWN MT. HOOD;
INJURIES ARE SLIGHT**
(Special Dispatch to The Journal.)
Hood River, Or., Aug. 8.—Dr. W. S. Nichol, of Hood River, while climbing Mount Hood yesterday, lost his foothold, and after sliding down the mountain a long distance, succeeded in stopping just before reaching the edge of a high precipice. He was slightly injured.

Mrs. French Dies at Dalles.
The Dalles, Or., Aug. 8.—Mrs. French, wife of Paul M. French, vice president of the firm of French & Co., bankers, died in The Dalles hospital yesterday morning after an illness of three weeks. Besides her husband she leaves two little boys, one 3 years of age and the other 18 months. Her parents live in California.

Restraint Order Stands.
Presiding Judge Gantenbein in the circuit court today declined to remove the restraining order in the divorce case of Laura B. Greenfield against G. L. Greenfield, whereby Greenfield, a shoe merchant, was ordered not to dispose of certain property. The order was made until the case is tried on its merits, this being agreeable to both sides.

PORTLAND FOR ENCAMPMENT Movement Organized to Bring Grand Army Meeting to Coast.

Portland's campaign for the 1912 national encampment of the Grand Army of the Republic has been started. Today a strong committee from the department of Oregon called upon C. C. Chapman, manager of the Commercial Club Promotion committee, and obtained his cooperation in working for the big gathering. From this time on, a consistent effort will be made to bring the veterans of the Civil war to Portland two years hence.

W. J. R. Beach of Forest Grove, department commander; C. A. Williams, adjutant general; M. A. Pratt, post commander; and R. C. Markee, senior vice commander of Sumner Post, formed the Grand Army committee. The members were given the warmest encouragement by Manager Chapman. Preliminary plans were outlined to arouse an interest in Portland as the rallying point for the 1912 encampment.

Oregon will send a strong delegation to the national encampment next month at Atlantic City and the Portland board will supply 5000 buttons of attractive design to be used in working among the delegates. The Oregon veterans will carry letters of invitation from Governor Bowerman and Mayor Simon and the G. A. R. delegates from other coast states will work with the Oregon delegates.

"Aside from the considerations of financial gain to the city from the coming of such a large body of men to Portland," said Post Commander Pratt, "I want the boys and girls of this coast to see that army of men. It will be a lesson in patriotism such as they never saw before or will see again. The parade of the grinning veterans of the Civil war at a national encampment is a scene one never forgets. It makes better citizens and more patriotic people."

CARLISTS LOSE CARGO OF ARMS

Government Makes Seizure at
Bilbao; Watch Kept for
Other Consignments.

(United Press Leased Wire.)
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TWENTY MILLIONS ORDER FIRST YEAR OF PAYEE ALDRICH

That's Size of Excess of Receipts Over Expenditures—Comparisons Made With '07 and All Other Years.

(United Press Leased Wire.)
Washington, Aug. 8.—A surplus of \$20,214,000 in government receipts over expenditures is shown today in official reports of the first year's operation of the Payne-Aldrich tariff law, ending August 6. The surplus is nearly \$15,000,000 more than that of 1907, which was a record year. The total receipts for the year ending August 6, were \$875,650,816.

Except for the year 1907, the surplus this year is greater by \$75,000,000 than that of any other year in the history of the country. Disbursements for the Panama canal during the year are given as \$33,000,000. If the treasury is later reimbursed for this item by the sale of bonds authorized by congress, the working balance for the government will reach \$150,000,000.

COURT HOLDS UP DIVORCE DECREE

Judge Gantenbein Would Dis-
courage Unfair Tactics in
Court.

Lois W. Porter will not obtain a divorce from Leonard W. Porter by default, as her attorney had hoped. Upon a showing by Roscoe C. Nelson, attorney for Porter, that he had been taken unaware by W. L. Cooper, attorney for Mrs. Porter, when a default was entered, Circuit Judge Gantenbein this morning set aside the default and permitted Porter to file an answer and cross-complaint.

In his cross-bill Porter asserts his wife became a monomaniac in her jealous accusations against him. When he went to the kitchen window to shave by the light it afforded, he says, Mrs. Porter seized his razor and put it to the window to watch women on the street. Another time, says Porter, he was holding the baby when his wife began throwing his clothing into the fire. Sometimes she declared that he ought to look down the street for other women of her imagination. She woke him up in the still hours of the night to make false charges against him, he says; reviled him when he came home from work and told the neighbors he was a reprobate.

Porter also accuses his wife of beating their children inhumanly with a large stick of wood. She called his father an "old gray-whiskered blanket-blank," he alleges, when his father was at the house to help him out in a painting job. In her complaint Mrs. Porter says she was compelled to cook and wash for her father-in-law, and when she remonstrated with her husband for boarding him, says her husband started to beat her. She tried to call assistance from the neighbors, but he threatened to beat her.

This is the second divorce suit for the Porters. They were married the last time in 1903. She says she took him back because he promised to be a better man. He says he took her back because she promised to curb her temper and restrain her jealousy. Each parent wants the custody of the children.

**SHOOTS NEIGHBOR;
KILLS HIMSELF**
Richard Traul, Civil War Veteran, at Spokane Assails
C. H. Sawyer.

(Spokane Bureau of The Journal.)
Salem, Aug. 8.—Big game candidates filed their declarations with the secretary of state this morning, and as August 14 is the last date on which candidates can file their nominating petitions and be allowed to file cuts of the names of their supporters, it is expected that a large number of petitions will be received during the week.

While August 14 is the latest date for the filing of nominating petitions where cuts and arguments are to be used by the candidates, should they decide to discontinue with them they may file their nominating petitions as late as September 3. August 22 is the latest date at which candidates will be allowed to file cuts and arguments in behalf of their candidacy with the secretary of state, and it is expected from now that an important amount of literature will be received by the secretary.

**GRACEFUL TRIBUTE
PAID DEAD EDITOR
BY ARCHBISHOP**
Archbishop Alexander Christie wrote the following tribute to Harvey W. Scott:

"One of the most admirable elements in the character of Mr. Scott was the faithful industry with which he pursued the cultivation of his superb intellectual powers."

"In this single respect he has bequeathed to the youth and young men of Oregon the fine legacy of an inspiring career. Genius with Mr. Scott was a capacity for large labors, as well as an intellect richly endowed. If he departed this life occupying a place of national honor in his chosen field, it was because he was willing to spend delights and live laborious days."

**NATIONAL JOURNALISM
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The following dispatch was received by The Journal from Washington this afternoon:

"National journalism, as well as the Pacific coast, suffers a great loss in the death of Mr. Scott. In my opinion he was one of the nation's most forceful writers. While our views generally differed on the fundamentals of government, yet I have always had admiration for his abilities and I sympathize with the community, his family and his friends in their bereavement."

**RATES FOR CUTTING
WOOD GO HIGHER**
New rates for wood cutting prescribed by the Wood Sawyer's association will be made cost for all classes of work in excess of \$2 an hour. The table of charges issued by the association is as follows:

Wood	1 cut	2 cuts	3 cuts
Slab	 50	 60	 75
Shed	 75	 85	 1.00
Shed	 50	 60	 75
Time sawing	 12 per hour.		

HOLD SESSIONS NEARLY 2000 DELEGATES ATTEND 56TH ANNUAL CONVENTION AT MINNEAPOLIS.

(United Press Leased Wire.)
Minneapolis, Minn., Aug. 8.—Welcomed by Governor Eberhart and Acting Mayor Van Ness, the 56th convention of the International Typographical Union opened today with a large attendance. Delegates from San Francisco, Salt Lake and Houston already are booming their respective cities as the place for holding the next convention. As an inducement the Salt Lake Commercial club has wired that it has set aside \$6000 to entertain the printers if they will choose the Utah capital as their meeting place in 1911.

William Miner, delegate from San Francisco, addressed the convention shortly after its opening. He said: "I have come 8000 miles by land to this splendid convention and let me remind you that this is the oldest union in the country. Since its organization in 1872 our growth has been wonderful. It looks as though things were working in our favor."

Between 1800 and 2000 delegates and visitors were on hand this morning at the opening of the convention. Addresses of welcome were responded to by President James M. Lynch. The reports of officers were then presented to the convention.

President's Report.
The report of President Lynch was a comprehensive document, reviewing the progress made by the International Typographical union since the last annual convention, and outlining new policies and touching upon those that have become a part of the work and history of the organization. Especial attention was devoted to the home maintained at Colorado Springs for aged and indigent printers and also to the anti-tuberculosis crusade undertaken by the organization, the results of which so far are reported to be of a most gratifying character.

Secretary-Treasurer Hays, in his annual report, showed that the average paying membership of the organization for the year ending May 31, 1910, was 47,848, an increase of 2327 over the year 1909, and 4108 over 1908. This is the largest average membership upon which per capita tax has ever been collected by the international union.

The members on the old age pension roll of the organization received \$106,740 during the fiscal year. Since the establishment of the burial benefit the international has paid \$810 burial benefits, amounting to \$562,975, and since 1891, when the international began the payment of strike benefits, there has been expended in this direction a total of \$3,838,897.02.

The delegates to the convention of the international union and the meeting of the woman's auxiliary, which is also in session, will remain in this vicinity the entire week. Ample entertainment for the visitors in the way of automobile rides and outings has been prepared by the local unions, of Minneapolis and St. Paul.

CANDIDATES FILE DECLARATIONS

Seven Republicans and One
Democrat Announce Inten-
tion of Entering Race.

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PRESIDENT'S MAN NORTON ADMITS TALKING POLITICS

And With Crane of Massachusetts, Too, but Knows Nothing for Publication About Ballinger Matter.

(United Press Leased Wire.)
Beverly, Mass., Aug. 8.—Admitting that he "talked politics" with Senator Crane of Massachusetts, Secretary Charles D. Norton responded at Beverly today almost as suddenly and mysteriously as he disappeared yesterday. Norton said he brought no message from Crane to the president, and that he knew nothing of a definite change in the situation arising from a report that Secretary Ballinger would resign from the cabinet about October 1.

Senator Crane is expected at the summer capital soon to report the results of his western trip. Crane has maintained silence since he talked with Secretary Ballinger in Minneapolis recently, and has refused to discuss the question whether or not he carried to Ballinger an intimation from the Republican leaders that the secretary's resignation would be appreciated.

Among President Taft's callers this afternoon were Timothy W. Woodruff of New York and National Committeeman Booker of Connecticut.

NORMAL FAMILY LIFE IMPOSSIBLE

Senate Committee Reports De-
plorable Conditions in Coal
Regions.

(United Press Leased Wire.)
Washington, Aug. 8.—After an investigation of more than 50,000 individual cases among the miners of the western Pennsylvania bituminous coal fields, the senate committee on immigration, headed by Senator Dillingham of Vermont, has reported that conditions prevailing among the miners are not conducive to normal family life.

Seventy-five per cent of the mine workers are foreigners who are unable to read the English language and many of them are unable to speak English intelligently. Criticism is made of the custom of the companies in virtually compelling these foreigners to trade at the stores owned by the corporations.

ONE OF FEW SURVIVORS OF OLD SCHOOL OF EDITORIAL WRITERS

"Mr. Scott was one of very few of the survivors of the old school of editorial writers," said Judge C. H. Carby. "Henry Watterson and one or two others still remain, men of national reputation, who have been recognized for their individual influence in journalism."

"Mr. Scott was a conscientious writer, who had a marvelous command of English and wrote in effective manner upon any subject that he had in hand. Few men in our country had as wide and extensive knowledge of history and literature, and he had the rare quality of having at his instantaneous command the results of his wide reading and study. He could quote at length from the poets and he had a thorough knowledge of the events of history. He was a forceful character and made his impression upon the history of his city and his state."

"Journalism has undergone a great change since Mr. Scott began his editorial career. The identity of individuals who contribute to the editorial pages of our principal newspapers is now more or less lost sight of. In the earlier school, men were known by name to their readers, but this is becoming rather the exception than the rule."

"Mr. Scott was always a factor to be counted in the affairs of the day."

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COURT ENDS LONG DRAIN OUT SUIT Insurance Company Wins in Case Involving Child La- bor Law.

By overruling a demurrer to the answer in the case of the Wind River lumber company against the Frankfort Marine, Accident & Plate Glass Insurance company, Judge R. S. Bean in United States circuit court today, probably brought an action of long standing to an end, and at the same time hampered down important findings in a question raised as to the validity of the Oregon child labor law.

Judge Bean stated that the plaintiff sought to recover on the theory that the child labor law, which it violated by employment, although regularly enacted and apparently valid, is in fact invalid and void. He found for the insurance company.

The history of the suit begins back in February, 1903, when the insurance company contracted with the lumber company, indemnifying it for one year against any common law or statutory liability for damages on account of bodily injuries received by any employee in the yards and in the mill of the lumber company. In the contract was a clause wherein the insurance company provided it would not protect against injuries to children.

September 24, 1903, David Westman, 15 years old, employed as an oiler in the mill, was injured and got a judgment for \$5000 damages from the mill company. Therefore the mill company sued the insurance company to collect the amount Westman was employed in violation of the Oregon state child labor law.

The plaintiff made the contention that the child labor act is unconstitutional and void because it is class legislation, and, second, because it is in violation of the Oregon constitution, which provides that every act shall embrace but one subject. Judge Bean held that the first objection is not tenable, and that it is quite competent for the legislature to pass an act protecting children.

CADDY SUSPECTED OF RICE MURDER

Pasquale Guillano Arrested at
Cleveland; Relatives Sus-
pect Higher-Ups.

(United Press Leased Wire.)
Cleveland, Ohio, Aug. 8.—Pasquale Guillano, 17 years old, a caddy recently discharged by the Euclid Golf club, where William L. Rice, a wealthy attorney, who was shot to death Saturday, played golf, was arrested today by the police. It is alleged that Guillano quarreled with Rice.

Guillano denied that he even knew of Rice's death until informed of it by the master caddy at the clubhouse. The mystery surrounding the shooting of Rice is deepened by the fact that no money or valuables were taken from the body. A sack of debris which was found near the body leads to the belief that Rice surprised a thief at work and was shot down.

Close friends of Rice declare that the attorney had powerful enemies and that he came to his death through them. "His enemies are Rice's brother-in-law, H. Steward, a brother-in-law of Rice, 'the assassin' is a man of considerable importance. Rice has not been concerned in small affairs for many years."

William Nelson Cromwell, attorney in charge of Rice's affairs, announced this afternoon that he would pay \$1000 in addition to the \$5000 reward offered by Rice's partners for the arrest and conviction of the murderer.

"SHE COULDN'T COOK" SO HUSBAND TURNED WIFE AND BABY OUT

"She couldn't cook. I had to go to restaurants to get my meals and so there wasn't any use in keeping her around."

This was the explanation given by Morris Simon, a trunk manufacturer at 225 Sheridan street, for turning his wife and nine-months old baby out of the house and nailing the door shut. He told his story on the stand in municipal court today and added that he had been ill and unable to work from the scare given him by Sergeant Kinlein, who got in by way of a side door with a revolver in his hand.

Morris 310 and advised his wife to take her case to the divorce court if there was any more trouble.

COURT CANCELS PATENT TO LANE COUNTY LAND

Evidence produced by the government in the land case brought against Harry W. Dunn showed so conclusively that the homesteader not only swore his claim was best fitted for agricultural purposes, when in fact it was heavily timbered, and further that he never resided on the property, that Federal Judge R. S. Bean today handed down a decree for the United States, annulling patent to Dunn's 179 acres in Lane county. Dunn took up the land in May, 1901, and in 1903 made commutation proof of residence. He and witnesses testified that the land was agricultural in character, and best suited for farming and grazing. When government special agents investigated they found the land heavily timbered and more valuable for the timber on it than for farming. They further discovered Dunn had never lived on the claim.

DELEGATES HAVE ROYAL TIME IN HOQUIAM, WASH.

The delegates who went to Hoquiam to represent Portland at the meeting of the Northwest Washington Development association, returned yesterday exceedingly well pleased with the trip. The delegates were royally entertained, the banquet at the Grayport hotel being a brilliant affair. The meeting is regarded as a big boost for the southwestern part of the state, which is progressing very rapidly.

DISEASE SPREADS TO ALL BUT 4 COWS IN DAIRY HERD

Ravages of Tuberculosis Fol-
low Animals for Months, as
Shown by Veterinarian's
Test; Herd Quarantined.

Evidence of how one tuberculous cow may infect an entire herd is convincingly demonstrated in the finding of only four healthy cows in a herd of 58 animals. This startling condition was found Friday and Saturday by Dr. A. Silverwood, who tested a dairy herd on Columbia slough.

Many of the cows looked healthy enough, but when placed under the scientific scrutiny of the veterinarian, the awful ravages of the disease were found. Four healthy cows out of 58 is the largest record the inspectors have reported. Immediately 37 of the animals were quarantined, and the supply of milk ordered stopped. The owner was instructed to have the cows slaughtered under government inspection.

Forecast Proves True.
Dr. Silverwood began Thursday evening on the herd. Before the test, however, he made a superficial examination, and noted several cows as suspicious. When the test was made the following day, the reaction positively showed his forecast was correct. Greater still was his surprise to find almost every animal responding to the test, and some showing they were in advanced stages of tuberculosis. Some showed they had only suffered from the disease a few weeks. All cows except four responded to the test, showing beyond a question that tuberculous trouble had been in the herd a long time.

By going over the figures taken from observations of the respective animals, it can be shown that the disease started with one cow. The test on this animal showed her to be in the last stage of the disease. Observations of the other animals graded down to those which have become infected lately. The herd has practically been intact the past two years, further showing that the disease has been communicated from one animal to the other. Milk from this herd has been coming to Portland.

Another Test for Some.
In the herd were seven cows which responded feebly to the test, showing they were in the first stages of tuberculosis. These will be kept apart from the others and another test given them. Ten other animals were also placed for segregation.

The owner of the herd has asked for another test of the cattle and Dr. Silverwood is willing that this shall be taken. It is assured beyond question that the results will be obtained, as the test given by the veterinarians has proven absolutely correct all over the country. It is the same test as given by the government.

In another herd of 26 cows, 25 were condemned. The owner of this herd attempted to beat the health officers to the test by doing it himself. When the veterinarian went to his dairy a few weeks ago, he discovered the animals had been infected. He could not give a true test under such conditions, and had to wait until the disease had time to show itself. The idea was to find out which animals would respond to the test, and sell them before they were condemned.

PHYSICIANS HOPEFUL FOR QUICK RECOVERY

B. Lee-Paget of the Portland Trust company received a telegram at noon today from Mrs. Benjamin I. Cohen, giving the encouraging information that Mr. Cohen's condition is about the same as yesterday and that both Mr. Cohen and his physicians feel hopeful.

Mr. Cohen, president of the Portland Trust company, was stricken with heart failure last Thursday while on a recreation trip through British Columbia. He is at St. Joseph's hospital, Victoria. While his condition is critical slight improvement has been noted since Saturday.

Painless Dentistry