

FISHERMEN AND CANNERS FALL OUT ON TILLAMOOK BAY

Are 1 1-2 Cents Apart on Prices Asked and Offered for Chinooks; Few Boats on Bay So Far.

(Special to The Journal.)

Bay City, Or., July 20.—About 100 Tillamook bay fishermen have organized for the purpose of boosting the price of chinook salmon to five cents per pound. A temporary organization with Blaine Hayes of Tillamook, as president and E. H. Eads as secretary, was arranged at Bay City. Overtures have been made to the canneries on the bay with the result that E. Elmore & Co.'s cannery at Garibaldi has offered 3 1/2 cents for chinook over 25 pounds, and 3 cents for fish under that weight. Two cents was offered for silversides and 5 cents for crabs.

The fishermen have made a counter demand asking 5 cents for chinook and allowing the fall market to set the price on silversides and other small fish. This the canneries refuse, as they claim the price is prohibitive and base their refusal on the claim that Alaska prices govern, the fishermen taking the stand that there is no reason why the canneries at Nehalem, in the same county, should pay the price they demand and the canneries here not.

The fishermen have offered to arbitrate the matter with the canneries on a basis of information found upon investigation of the market conditions. Usually at this season from 50 to 75 boats are actively engaged in fishing for salmon but this year the bay is almost deserted.

W. O. Chase returned from Portland on Friday where he had been looking up a market for fish and reports that he found a market for all that can be caught on the bay at 5 cents a pound. The union is at present shipping from Elliott's dock at Tillamook and yesterday shipped over one ton outside. It is now somewhat handicapped because of a lack of ice and is endeavoring to interest a cold storage man in putting in an ice plant on the bay.

Owing to the fact that the men are sailing boats on the bay, the canneries, and most of the gear that is as yet not paid for, the canneries have the whip hand and the result of the efforts of the fishermen towards bettering their lot is clothed in doubt.

LOGGING COMPANY WILL RAISE STOCK

Smith-Powers Concern Hopes to Supply the Two Beeves It Needs Each Day.

(Special to The Journal.)

Marshfield, Or., July 20.—The Smith-Powers Logging company has purchased the Queen ranch on the south fork of the Coquille river and will go into the cattle business on a large scale for the purpose of producing its own meat to be used in the logging camps of the company. The ranch which was purchased in one of the finest sections of Oregon, and in connection with it the company expects to use a large amount of land the firm now owns in the same neighborhood, which will give a large range. It is expected to stock the ranch with several hundred head of cattle.

Cattle have become so scarce in this country that it is with difficulty they can be purchased in sufficient quantities to supply the local market. It requires about two head of beef a day to supply the Smith-Powers logging camps and the boarding houses and vessels of the C. A. Smith company, so it will pay the company to produce its own beef and also to produce the big ranch.

The Smith interests own about six townships of timber lands in the country along the south fork of the Coquille river, which insures logging operations in that locality for many years to come. The ranch which is being developed, logging operations of the company in the future.

The ranch just purchased is near Eckley. It is a country particularly well adapted to the livestock business.

"AUNT NELLIE" MARTIN BURIED, COTTAGE GROVE

(Special to The Journal.)

Cottage Grove, Or., July 20.—The funeral of Mrs. Nellie Martin, better known as "Aunt Nellie," was held from the Christian church here yesterday afternoon, V. E. Hoven officiating and interment being made in the I. O. O. F. cemetery. Mrs. Martin was 84 years of age and one of the pioneers of the valley, coming across the plains to the Cottage Grove country in 1858. The cause of death was paralysis, she having been about a week before death. She had recovered from a similar stroke five years before.

An odd incident of the life of Mrs. Martin was that both she and her husband were raised by the same mother, Mrs. Martin's mother dying at the time of the child's birth. Mr. Martin's mother then took the orphaned child to raise, her own baby being but two months of age.

There are six children living, as follows: N. H. Martin, of this city; Jesse Martin, Freewater; J. S. Martin, Silver Lake; Mrs. E. C. Barlow, Lopez, Wash., and J. R. and U. S. Martin, of Seattle. Marlon Martin, the father, died four years ago at the age of 80. He was a prominent citizen of the state, having been a member of the legislature, where he made a record, and was Cottage Grove's first postmaster.

Fears Runaway, Jumps, Breaks Leg.

(Special to The Journal.)

Cottage Grove, Or., July 20.—Mrs. Alice Van Valin is suffering from a severe fracture of the right ankle, caused when she jumped out of a buggy Thursday morning. She and her daughter, Mrs. J. H. Chambers, had been visiting the mill at Latham. When the two started for home, Mrs. Van Valin got into the rig first, when the horse started, and fearing a runaway she jumped to the ground. The injury was severe and will be a long time properly healing.

Garment workers picnic Bonville tomorrow. Fare \$1 round trip. Children Special train leaves Union depot 9 a. m. half fare.

HANFORD HANDLED BY HIMSELF

"The Offer of Judge Hanford," Was What Chief N. P. Land Man Called It.

(United Press Leased Wire.)
Seattle, Wash., July 20.—The fact was developed that Judge Hanford was negotiating with the Northern Pacific for land, he reduced the taxes of the Northern Pacific by \$40,000 in the case of the company against King county.

Seattle, Wash., July 20.—George H. Plummer, western land agent for the Northern Pacific railroad, again took the stand this morning and read more of the correspondence between the railroad and Judge Hanford for the Hanford Irrigation company. He testified that the Northern Pacific entered into eight transactions with the Hanford people. But not the offer of Judge Hanford, referred to the Hanford Irrigation company. Thomas Cooper of St. Paul, chief land commissioner of the railway company, in which the witness said that a certain price named by Hanford for some 8000 acres was "fair" and also that "it is all they can afford to pay."

Representative Higgins also questioned Plummer as to why Cooper in one of his letters, referred to the matter as "the offer of Judge Hanford" rather than the Hanford Irrigation company. Plummer could not answer that, he said. Higgins asked Plummer if he knew whether or not Judge Hanford took the matter up with other officials than Cooper and himself. Plummer said he did not think Higgins expressed a doubt as to whether Plummer actually knew.

Renton Injunction Case Opened.
The congressional committee this morning issued a subpoena for all of the records in the offices of Attorneys Kerr and McCord in the Renton injunction case. This indicates that the committee intends to go deeper into the case in which Hanford granted a blanket injunction in favor of the street car company. This injunction led to the protest mass meeting, and the starting of the impeachment campaign against Hanford.

An unexpected move indicating that the congressional committee intends to probe deeper into the relationship between Judge Hanford and Kerr & McCord, came this morning when the federal committee issued subpoenas for all of the stenographic records and books in the offices of the attorneys dealing with the Seattle & Renton streetcar case.

In addition to the famous Renton injunction case it is believed that the committee intends to probe the present receivership affairs of the Renton road and the actions of Kerr & McCord in that connection.

Kerr & McCord, representing the Renton line bondholders, opposed the application made by William Crawford, former president of the road, for a receiver in the state court, alleging that the company was not insolvent. Within a few days Kerr & McCord went into Hanford's court and alleged that the road was insolvent and asked Hanford to appoint a receiver, which he did.

The move of the government committee was looked upon by attorneys today as being highly significant.

Kerr & McCord Men Friends.
Evidence brought out thus far has shown that the relations between Hanford and the two attorneys have been very close. They were associated in the Hanford Irrigation company and both Kerr and McCord drew large fees through Hanford's court in the Alaska Packing case.

Kerr & McCord again were the attorneys who secured the injunction against Hanford last summer in the Renton case. Just before the noon adjournment it became clear that the committee in its questioning of Plummer, the Northern Pacific land agent, was leading to the period at which Ballinger became United States land commissioner. It is not known whether or not the reclamation service released the lands wanted by Hanford before or after Ballinger's appointment. This point will be developed this afternoon.

NUMEROUS ACCIDENTS REPORTED TO POLICE

Numerous accident cases have come to the attention of the police within the past 24 hours, the most serious of which was the case of George Seam, aged 20 years, a dishwasher, at the Baltimore Dairy Lunch on Third and Oak streets, who last night sustained a deep cut on the right hand which severed an artery and from which he nearly bled to death. He was taken to St. Vincent's hospital in the Red Cross ambulance, where he is reported to be improving.

E. J. Blazler, of 513 Jefferson street, while riding his motorcycle at Third and Salmon streets, collided with an auto truck belonging to the Columbia Contracting company, driven by W. W. Taylor, but was not seriously hurt. Andrew E. Morgund, of Lents, driving an auto, ran down Antonio Cumbulo, of 90 East Forty-seventh street, Grand avenue and Hawthorne last evening and was arrested by Patrolman Wilson for a violation of the traffic ordinance. Cumbulo was not seriously hurt.

C. Graboff, of 827 East Kelly street, and Ed Jones, of 467 Clifton street, both riding motorcycles, collided at Sixth and Taylor streets yesterday and both sustained painful but not serious injuries. Their machines were damaged. C. DeLollo, of 1432 East Davis street, ran into the 12-year-old daughter of G. W. Walker, at Sixth and Morrison streets yesterday afternoon, but did not injure the child seriously. He accompanied the father to the police station, but Walker declared he would not prosecute.

W. S. CHANDLER TO MOVE TO MARSHFIELD TO LIVE

(Special to The Journal.)

Marshfield, Or., July 20.—M. C. Horton, vice president and general manager of the First National bank of this city, will retire from that institution, having sold his interest in the bank to four other stockholders, W. S. Chandler, Dorsey Kreitzer, William Grimes and Judge John S. Coke. Mr. Horton will return to his old home, Poplar Bluffs, Mo., where he will engage in the banking business. W. S. Chandler, whose home is in San Francisco, will come to Marshfield to make his permanent residence and will devote his time to looking after the bank and other extensive financial interests in this locality. Mr. Kreitzer, who has been cashier of the bank, will succeed Mr. Horton as manager and together with Mr. Chandler will conduct the business.

'LESS HELL, MORE HOGS, ADVICE TO CENTRAL OREGON

Governor Feels Town Like Redmond Should Handle Own Moral Problems; If They Can't, Militia Can.

(Special to The Journal.)

Redmond, Or., July 20.—Governor West arrived here yesterday at noon and departed immediately in an automobile for Deschutes to confer with the officers of the Central Oregon Irrigation company. From there he went to Laidlaw to investigate conditions under the Columbia Southern project. Returning to Redmond, he addressed a large audience in Ehret's hall at 9 o'clock last night on "Prison Reform" and "Law Enforcement."

On the subject of "Law Enforcement" the governor said that it would be better for the towns of central Oregon to take care of their own local conditions without the interference of the chief executive, or, in other words, to raise "less hell" and "more hogs." But where the local authorities failed or refused to enforce the law he would have to interfere with the state militia, he said.

The governor left this morning at daybreak for Prineville and Burns.

GIRL FORGIVES THE MAN WHO SHOT HER

Miller, Married, Lured Her to Vacant Lot When She Turned Him Away.

(United Press Leased Wire.)

Denver, Colo., July 20.—After fleeing all night long Eugene Miller, the married man who when his stenographer sweetheart refused to have anything further to do with him, lured her to a vacant lot and shot her, was captured at a ranch seven miles southeast of Denver. A bottle of carbolic acid was found in his pocket, and he declared that he had intended to commit suicide, but that he was captured before he had a chance.

When brought to the city Miller admitted the shooting, making a statement in which he said he took the girl Georgiana Lichtenwalter to a lonely spot intending to kill her where he would not be seen. He declared that he was sorry that he did not kill, instead of only wounding her.

Miller was then taken to the hospital, where he was confronted with the young stenographer, who identified him, and then murmured her forgiveness.

The girl told the police that Miller fired without provocation and without warning, asking her to turn her head and then shooting when she was not looking.

Miller heard the statement calmly, and then declared that it was true. He showed no emotion.

FUND IS USED UP FOR RIVER SURVEY

Malheur Adjudication Must Wait Years Unless 1913 Legislature Digs.

(Salem Bureau of The Journal.)

Salem, Or., July 20.—A petition was received today by the state board of control from the Nevada Ditch company of Ontario, Or., of which C. W. Malheur is president, asking for the adjudication of the waters of the Malheur river and all its tributaries.

"We can take no action on the petition now," said State Engineer Lewis, "because with the large amount of work now under way unless the next legislature materially increases our appropriation, it will be several years before we can take up any more streams." The state board of control now has under course of adjudication the Umatilla, Powder, Grande Ronde, Stiver, Rogue, Lost and Chewaucum rivers and Willow creek, which is a tributary of the Malheur river. It will take several years, with the present force employed, to complete this work.

Ferguson Goes to Spokane July 22.

(Salem Bureau of The Journal.)

Salem, Or., July 20.—State Insurance Commissioner J. W. Ferguson will leave next Monday for Spokane to attend the National Insurance Commissioners' convention.

GOVERNMENTS WOULD PUT END TO ATROCITIES

(United Press Leased Wire.)

Washington, July 20.—The state department and the British government today are in accord in the effort to punish the perpetrators of the atrocities in the rubber districts of Peru. The suppression of the horrors is the one object aimed at.

DOUBLE EDGED ANSWER GIVEN BY CRAWFORD TO PERPLEXING QUERY

(Salem Bureau of The Journal.)

Salem, Or., July 20.—Over in Harney county a woman is candidate for county superintendent of schools, and W. L. Newton of Seaside, who is a candidate for attorney general, is asked to qualify for office should she receive the highest number of votes.

"She can't and yet perhaps she may," says the attorney general. "It all depends. The congressional act says no one is eligible for county office except an elector. At present a woman is not an elector. The amendment would become effective as soon as the governor issued a proclamation which, without doubt, would be issued before time to look her to qualify for office in case of her election. Therefore she can't and yet she might."

WOMAN LEADS FIGHT AGAINST GOVERNOR



Mrs. Clara D. Sevier.

San Antonio, July 20.—Mrs. Clara D. Sevier of New York is leading a fight against Governor Colquhoun of Texas in an effort to compel him to discontinue his attempt to restore the ancient Alamo, which the Daughters of the Republic are seeking to take out of his control.

PERSONALS

D. H. Bodenheimer, a manufacturing chemist of New York, is a guest at the Multnomah.

H. J. Frer and A. G. Sutherland, business men of Roseburg, are at the Multnomah.

Mrs. Maude M. Houle of Pittsburg, who has large holdings at Spokane, is at the Multnomah.

Colonel A. Hasbrouck, U. S. A., formerly stationed at Vancouver barracks, is at the Multnomah.

Marlin Finberg, a wholesale wine merchant of San Francisco, is at the Multnomah.

George H. and party of lumbermen of San Francisco, are at the Multnomah.

J. M. Johnson and wife, H. D. Johnson, Mrs. Frank R. Coffin, B. W. Walker and daughter of Boise, are at the Portland on their way to the beach to spend their vacation.

Astoria, H. George, a canneryman of Astoria, and wife, are guests at the Portland.

E. B. Hazen, a lumberman of Bridal Veil, Or., is registered at the Portland.

W. E. Schimpff, a brewer of Astoria, is registered at the Portland.

W. L. Stienberg, a business man of North Yakima, is registered at the Portland.

W. I. Reed, the well known lumber man of Oakland, is registered at the Seward.

Mrs. M. C. Clarke, wife of a business man of Condon, and son are at the Seward.

Colonel Bagnall and wife of Port Stevens, are registered at the Seward.

J. M. Rust of Rust & Co., of Los Angeles, and wife, are registered at the Seward.

J. V. Gregory, H. E. Jones, G. W. Dutton and John H. Lewis, lumbermen of Tacoma, are at the Seward.

William F. Darch, a merchant of Goldendale, Wash., is registered at the Seward.

A. M. Suong, vice president of the Wheel Lumber, Bridge & Supply Co., of Lincoln, Neb., is at the Seward.

J. G. Wetter and John Case, mining men of Boise, are registered at the Seward.

Miss Susan N. Clarke is up from Seaside for a few days, a guest at the Seward.

H. E. Albert, the well known banker of Salem, is registered at the Bowers.

R. O. Johnston and wife of Spokane, are registered at the Bowers.

A. Nelson, a business man of Tacoma, and wife, are guests at the Bowers.

John H. Stevens, a business man of Lincoln, Neb., is registered at the Annex.

R. W. Macey and H. M. Hilliard of Oregon City, are registered at the Annex.

Phil Melcher Jr. and wife and Miss Lillian Melcher of the Imperial hotel, and K. K. Kuhl and wife, are in attendance at the Potlatch at Seattle.

R. P. Wehr, a sheepman of Condon, Or., is registered with his wife at the Perkins.

Edwin A. Harris, a capitalist of Hood River, is registered at the Perkins.

J. W. Hobbs, a merchant of Eugene, and wife are registered at the Perkins.

M. J. Van Hook, P. H. Crow and J. W. McRoberts of Twin Falls, Idaho, are registered at the Perkins.

C. H. Vogely and son, Nick, are registered at the Perkins, from Burns, Or.

Tom Farrell, wife, daughter and son, are on a tour to Tillamook and expect to return this evening or Sunday.

Assistant Postmaster W. F. Williamson left this afternoon for Fort Stevens, Wash., to join his family there for a 10 days' vacation.

R. C. Bishop leaves tomorrow morning on a trip to San Francisco, Los Angeles, Texas points, St. Louis and Kansas City, to be gone about three weeks.

COOPERATIVE STORE WILL OPEN TONIGHT

The cooperative grocery store at Shaver street and Albina avenue which has been started at the instance of Councilman Will H. Daly and others will have its formal opening tonight. An invitation has been issued to the general public to attend. There will be music demonstrations of goods and some special bargains for the evening. The new enterprise will be known as the "First Mutualist Store." Though the formal opening is tonight it has been selling goods since Monday. All the stock in the store is held by members of the First Mutualist association composed for the most part of people living in the vicinity of the store who will be customers of it. Officers are: president Will H. Daly; secretary-treasurer B. O. Keen; directors: Dr. L. M. Davis, J. A. Randall, Mrs. Bertha Fisher, B. S. Ogil and M. A. Gowing.

R. L. Yorker, an experienced grocer, is manager of the store.

STEFFENS ASSERTS DARKER VIEW OF McNAMARA'S GUILT

Defense in Darrow Bribery Trial Prepares to Make Aggressive Fight to Show Absence of Crime.

(United Press Leased Wire.)

Los Angeles, July 20.—There was no session of the Darrow trial today and the defense forces occupied the time with preparations to follow up the testimony of Lincoln Steffens, self-admitted moral philanthropist, who spent more than a day on the witness stand. Steffens' testimony, under cross-examination by District Attorney Fredericks, covered an astonishingly wide range of subjects, extending from ethics to metaphysics. He admitted that while he and the defendant were trying to make easy terms for the McNamara brothers during their trial, both knew they were guilty. Because the men were not intentional murderers and because their crime was "social, not individual," Steffens said, he was moved to work for them. Darrow, he testified, was actuated above all by his desire to save human lives.

After an astonishing declaration that he is "worse than an anarchist—a heve in Christianity"—Steffens at the close of the session was asked by Juror Snyder if he believes in "direct action," meaning violence in class strife. After some hesitation, Steffens replied: "This Los Angeles experience went far to convince me that the golden rule and the force of good will will not be sufficient, and that after all the thing would have to be fought out. But I have not finally come to that conclusion; I want to try out the good-will plan further."

At the end of Steffens' testimony his story remained unshaken under the hours of attack by the state. This included the declaration that Darrow told him, and no one else, November 25, that he would consent to a plea of guilty by the McNamara brothers, and that he (Darrow) and the late Judge Cyrus McNutt secured the McNamara's consent the following day, three days before the bringing of Lockwood.

While on the stand the witness stated that in an effort to assure himself that the death penalty would not be inflicted, he visited Judge Walter Borden, presiding in the case. Borden, he testified, gave him this assurance, but he admitted the judge made no agreement to that effect.

GUARDSMEN LEAVE FOR GRAYS HARBOR TESTS

The Third Infantry and the ambulance corps, Oregon National Guard, left this morning for Grays Harbor to take part in a 10 days' maneuver, beginning tomorrow, in which will participate the National Guard of five northern states, together with all the regular army. Included in the program of maneuvers are cross country marches, sham battles, battalion, regimental and brigade drills and other features of real and mimic warfare.

Williamette valley and eastern Oregon companies of the Third regiment arrived in Portland late last night and early this morning and were held at the union station until the departure of their trains.

Promptly at 6 o'clock this morning the first train pulled out, carrying Company H, R, P, C, and sanitary troops of the Third Infantry, in four coaches and stocks and baggage in five freight cars. At 12:30 the second train, left with Companies A, B, E, G, I, K, L and M in six coaches and an extra coach for baggage, and with all the troops will detain and pitch camp for the night. Tomorrow morning the Oregon troops together with the Idaho National Guard and several companies of regulars will start on the first march of the encampment.

CHILD STRUCK BY AUTO; NOT SERIOUSLY HURT

Opal Frieda Summers, 288 Jefferson street, 6 years old, was knocked down at noon today by a touring car driven by E. A. Baldwin. At first it was thought by spectators that the child had been killed. The accident happened at the corner of Madison and Fourth streets and the little girl was hurried to a nearby drug store where an examination by Dr. Ben N. Wade disclosed that the injuries were only superficial.

"I was going down Madison street," said Mr. Baldwin, "at a moderate rate of speed and I was obliged to slow up at the corner of Fourth to let some automobile trucks pass. When I started ahead again the child darted out from behind one of the trucks and ran into the wheel guard of my machine. The machine did not run over her."

Mr. Baldwin declared the accident is corroborated by several people who saw it. Little Miss Summers was taken to her home 15 minutes after the accident in Mr. Baldwin's car.

CARLYLE, WHO SHOT HIS BROTHER-IN-LAW, FREED

(Special to The Journal.)

Weiser, Idaho, July 20.—Accused of the murder of his brother-in-law, Paul Carlyle accompanied his mother to her home in southeastern Idaho this week. The Carlyle case attracted much attention here. Clarence E. Verback, the victim, was said to have had the trust his attentions on his wife from whom he had separated. She was living at the home of her brother and Verback went there, armed. A quarrel followed and a bullet from Carlyle's gun killed him. A jury exonerated Carlyle.

THAT C. P. R. FREIGHT TRAINS WILL RUN INTO TACOMA IS CONFIRMED

(United Press Leased Wire.)

Tacoma, Wash., July 20.—Judge George Reid, assistant to President Howard Elliott of the Northern Pacific here, confirms a rumor that the Northern Pacific has entered into a 10 year traffic agreement with the Canadian Pacific by which the Canadian Pacific freight and passenger trains are to be carried into Seattle and freight trains to Tacoma.

WOMEN'S CLOTHES BLAMED FOR CRIME

President of Clark University Says Boys Are Severely Tempted.

(United Press Leased Wire.)

Greeley, Colo., July 20.—That the style of women's clothes was responsible for the murder of 13-year-old Julia Connors in New York, as well as Thursday night's shooting of Miss Georgiana Lichtenwalter in Denver, was the statement made here today by G. Stanley Hall, president of Clark university, Worcester, Mass.

The murder of the little Connors girl, which horrified New York for days, was confessed to by a youth named Nathan Swartz, who committed suicide, leaving a note saying that the "beautiful make-up of the woman" was responsible for his crime. Miss Lichtenwalter, a 19-year-old stenographer, was lured to a vacant lot and shot by Eugene Miller, a married man with whom she refused to elope.

In a lecture before the men of the State Teachers' college, Professor Hall made the following comment in response to a question regarding the Swartz case: "While this is an extreme case, to my way of thinking the reason Swartz gives for his crime opens a wide field for careful study. Present-day fashion arouses in the minds of men, and particularly in the minds of boys, the feeling of sex-consciousness."

Professor Hall stated that the high altitude probably is partly responsible for some of the so-called sex degeneracy in the West, but that he did not advance this statement as a positive opinion.

HIGH TENSION WIRE HOLDS MAN FAST

Stanford Student Victim of Peculiar Accident at Frat House Fire.

(United Press Leased Wire.)

Stanford University, Cal., July 20.—Held helpless by a highly charged wire for five minutes, Frank Walter, a student of the university, was almost shocked to death in a fire which partially destroyed the Zeta Psi fraternity house here today.

When the flames, which started from an electric iron, began to envelop the building, the student volunteer fire brigade answered the call. In fighting the flames young Walter touched an exposed wire. It was five minutes before he could be torn from his grip.

The student's escape from the fire, with \$6000 loss. The Zeta Psi house is the oldest fraternity house on the campus, having been built in 1881, when Stanford's pioneer graduating class were freshmen. Walter may recover.

DESIRE TO BEAT TRAIN COST DAN KIRK'S LIFE

Freewater, Or., July 20.—"I'm going to beat that car," said D. R. Kirk, known as "Red Dan," in contradiction to the many Kirks of the Walla Walla valley, as he went to his death on the Interurban carline yesterday.

Kirk, a young man named McQueen were driving on the Locust road, one mile north of this city, when the car was observed. McQueen said, "If you are bound to cross you can count me out," and sprang from the back. Kirk drove on and would have beaten the car, but the horses, catching sight of it, balked right on the track, with the result that the car, which was traveling fast, threw Kirk out of the wagon. His neck was broken and death instantly ensued.

Mr. Kirk was a well known rancher, having resided in Vale, Walla and Umatilla counties for the last 35 years. He was born in Gallatin, Ont., Canada, 51 years ago. He had been married three times and leaves a son by his first wife, a son by the second wife, and a son and two daughters by his present wife, who was Miss Josie Shelton. The youngest child is only 3 months old. He leaves four brothers, James of Vincent, Andrew of Manitoba, John of Salem, William of Rosalia, Wash., and two sisters, Mrs. Cheley of Lewiston, Idaho, and Mrs. Sieman of Walla, Wash. He was a prominent Odd Fellow of Mt. Plagah lodge, Walla Walla, under whose auspices the funeral will be held Sunday in Walla Walla.