Upholding of Claims of Private Parties Said to Be Contrary to Real Law Covering Dispute.

By J. B. Zlegler.

Statements have gone out as to what

with the facts. in the foreshore above law water. commissions work at any would be private or public. ontrary, in the next consecutive ses-

by specific designation. Since that time every case from the was made, Willamette river has upheid the state's The meeting was held in the comnumber of them referring to these acts block, Justice Lord In the Andrus case

Justice Thayer in the Johnson case, saying that "it is unreasonable to sup-pose that the legislature meant to convey away the banks of the river, that they could no more do that than they could grant away the entire bed of the Stops at High Water Mark.

In Montgomery vs. Shaver, Justice Wolverton, referring to the pleadings that upland owners title extends to low established that it is only necessary to been an attempt to revive the sport. refer to the citations."

Justice Eakin who concurs in

and instead of the validity of this act as to the shore of the Willametto be here. Another big feature of the never having been questioned, it has not only never been recognized but at numerous times has been expressly denumerous times has been expressed by the denumerous times has been expressed by the denumerous ti

The courts having denied its validity and the legislature having repealed it at the first opportunity, how can this court now revive the private claim, as against the common law, the federal law, the judicial construction of the statute and its repeal—that is in the absence of any law to sustain the the

Outside of all that is the question of public policy. At a time when modern commerce is crying for systematized public terminals—see the reports of Tompkins, commissioner docks for the harbor of New York-and the failure of private water terminals is painfully evident; that a riparian license on public foreshore should be construed as perpetually and sension and perpetual franchise.

Public Wants Possesion. What the public is interested in is not technical definitions and formal recognition of title, but actual possession and use. The word title without that means nothing, and the real title follows actual right to use.

The state's title is one merely "in trust for the people." That is the common law destring firmly established.

mon law doctrine firmly established, and the legislature has never been empowered to grant it away.

When the court at this time construes

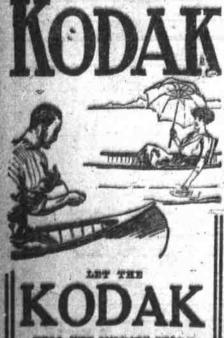
an unused license of the vintage of 1862 against all former law, to interpose beforeshore for port improvement to develsp our commerce, it goes beyond its reasonable rights, and the public should stand upon its rights to unimpeded commercial highways to defeat the attempted destruction of a law so fundamental, of such tramendous importance and so vitally necessary to our commercial

A Heense of the date of 1862 conferring a right to construct a wharf over the state's foreshore, and not yet used, is of about as much intrinsic merit now as would be a bottle of beer uncorked on the same date.

FRUIT PICKERS' CASE

Washington, June 27.—After a con-ference with President Wilson today, Secretary Bryan announced that the exclusion of Japanese fruit pickers by ranchers yesterday at Hemet, Cal., would

be investigated by the state department. Bryan declared the Japanese embassy made no representations on the matter, but indicated that he wished to have the facts at hand in case the matter should develop into an international incident. Secretary Bryan and the president also discussed diplomatic appointments.



Columbian Optical Co.

The Industrial Welfare commission called the larger employers of women and minors into conference this morn-ing concerning its proposition to have all women and minors released from imployment at 6 o'clock Saturday evenngs. This would practically amount to

which the court's decision in the public paper representatives from the confer- life to a cone, wide and roomy at the dock suit is based at utter variance be said by employers which they would It is said that the acts of 1874 and not like the public to know. The rul-It is said that the acts of 1874 and 1876, as granting title to upland owner down to low water mark have never been disputed and therefore claims that hereafter notices to newspapers of under the act having existed without to meetings to be hold would include inunder the act having existed without question by the state, now operate to disbar the state from any title or right disbar the state from any title or right commission's work at any given time of the class were all dressed in white, with bounders of red flowers their

At the meeting most of the larger sion of the legislature, 1878, the acts of 1874 and 1876 were repealed in toto; by specific designation.

REVIVE HOSE RACING IN PENDLETON ON FOURTH

Pendleton, Or., June 27,-Hose team racing is to be revived in Pendleton at the Fourth of July celebration this year. Seven teams from the fire companies of this city are now practicing with their carts during the evening in that upland owners title extends to low preparation for the contests. Back in water, says: "The law to the contrary the '90s, Pendleton had a hose team in this jurisdiction, that it steps at hard to beat, and this is the first time ordinary high water mark, is so well since those patmy days that there has

The celebration planned this year is to be a two-day one and plenty of enpresent decision, says essentially the same thing in the Portional General the Pondieton league team will be absent case. So the court reverses itself.

And instead of the validity of this representing a half dozen towns will

Two boxing bouts are to be staged by Dudley Evans, one on the Fourth between Jockey Bennett and Billy Gaf-ney and one on the 5th between Ike Cohen and Jack Duarte, both well known

Portland middleweights.

The finance committee yesterday The closed its campaign, having raised \$2054.50 from the business men of the

ALBANY DOG ORDINANCE ATTRACTS ATTENTION

Albany, Or., June 27.—Because he was arrested for violation of the provisions of an ordinance recently passed by the city council, making it an oftotally excluding the public, fa not fense for dog owners to permit their only a reversal of established law as dogs to run at large within the city to the public title but a reaction against limits, A Goldblatt sought to make a n of the doctrine of fran- | test case out of the charge against him chiass, which has come to preclude the and employed Attorney Dan Johnston old discredited claims of absolute pos- to attack the sufficienty of the ordito attack the sufficienty of the ordi-nance. When the case came up in the municipal court yesterday it was dismissed on the ground that the defend-ant promised to dispose of the dog and that he would hereafter obey the

The case attracted much attention be-cause the framers of the ordinance have been subjected to much criticism and ridicule because of its alleged stringency and by the fact that it is claimed it works a hardship on deg owners, who have threatened to referendum it. On the other hand, the provisions of the ordinance have a large number of sup-

BAND TO PLAY TONIGHT AT WASHINGTON PARK

This evening at 8 o'clock the Port-land park band, W. E. McEiroy, director, will play at Washington park, at the head of Washington street. An exceedingly attractive program has been prepared, as follows:

March, "Triumphal" Brocke
Overture, "Festival" Leutner
Walts, "Espana" Waldteufel
Baritone solo, "L'Ebreo" Apolloni
Eugene Cloffi,
Medley, "Bits of Remick's Hits" Lampe

Medley, "Bits of Remick's Hits". Lampe Intermission.
Comic opera, "Mile. Modiste"... Herbert Ports Rican dance, "Rosita"... Missud Grand selection, "Il Troyatore"... Verdi Incidental soles by Messrs, Lehr and Cloffi.
March, "The Whip"..... Holzsman Last night's concert at South Parkway attracted an immense crowd that activished that a selection of the content of t

enthusiastically encored every number. Sunday afternoon at 2:30 the band will play at Peninsula park, and on Sunday evening at 8 o'clock a concert will be given at Washington park.

Sent to Rockpile.

Thirty days on the rockpile was the entence given Cash Weir, 683 Belmont street, 52 years old, a steamboat man, this morning in the municipal court for throwing a rock at W. H. Moser, East Taylor street, last evening, the rock striking the windshield of Moser's auto. Weir offered no reason for his act, further than to say that he was drinking and did not know what he was doing. Special Patroiman C. J. Andrews saw Weir pick up the rock and throw it. It happened at East Morrison and Water streets. Weir stepped from the curb, throwing the stone with all his strength. The frame of the wind-shield was badly mashed. Moser had is family in the auto with him.

Campbell Fund Incorporated,

(Salem Bureau of The Journal.)
Salem, Or., June 27.—The David
ampbell Memorial and Medal fund beame incorporated when articles were iled with the corporation commissioner yesterday afternoon. The purposes of the Corporation are to receive and expend funds for gold medals to be awarded members of the Portland fire department for acts of special bravery in the saving of human life. The fund will also be a memorial to the memory of David Campbell, the Portland fire chieftain, who sacrificed his life in the course of duty during the big east side fire, June 28, 1911. The incorporators are A. G. Long, John T. Carroll, W. T. Pan-gle, C. A. Bigelow and M. Lauden-kloss, There is now in the fund \$2,212.75.

Fruit Inspector Resigns,

Hood River, Or., June 27.-John B. castner, who has been the official fruit inspector for Hood River valley, has resigned his position in order to give his time to his private business. Mr. Castner, is flood River's most expert apple packer and his services are in streat demand by outside districts. It is expected that H. M. Holbrooke will be appointed to succeed Mr. Castner.

Address to Class Delivered by Attorney W. W. Cotton; Glee Club Sings.

forium of the high school building. Girls with bouquets of red flowers, their class color,

Miss Caroline Lowengart sang two soloe, accompanied by Francis Richter, Amelia Wright.
The boys' and girls' glee club sang Commercial

English course-Laura Lillian Akin, gnes G. Herron, Laura Hackmann. haries Newel Huggins, Frank L. each, Hazel S. Isakson, Bernard B. reeding, Buth Mildred Johnson, Mar-Riceding, Ruth Mildred Johnson, Marjorle Brundage, Crystal Keck, John B.
Carr, William Lowis, Russell J. Case,
Emily L. Marshall, Lillian Ina Compton, Grace May, Elvin Charles Condit,
Pauline Mimms, Arrilla Cook, Sarah May
Parr, William Cooke, Delvin LeRoy
Peterson, William W. Crittenden, Dana
C. Poulson, Docume Marsan, Discourse C. Poulsen, Dorothy Margaret Diamond,

Saturday evening closing regulations, especially for fits dequerment ators that complete principally women.
The commission may make an agree-inent with the employers or issue a railing excluding a class of \$2 was gradulating class since the days of in 60 days regardless of protest. It designed the old wooden building in Morrison street than a legal described by the fold would become affective with the employers or protest. It designed the old wooden building in Morrison street that he wasted his office to be so efficient that people would declare opening a class of \$2 was gradulating class since the days of in 60 days regardless of protest. It designed the old wooden building in Morrison street than a legal described by the old wooden building in Morrison street than a legal described by the old wooden building in Morrison street than a legal described by the old wooden building in Morrison street that the wasted his office to be so efficient that people would declare opening in the wasted his office to be so efficient that people would declare opening in the wasted his office to be so efficient that people would declare opening in the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his office to be so efficient that people would declare opening that the wasted his o College preparatory course—A. Roland Boscow, Charles T. Howe, Dora M. Broetje, Ruth E. Leonard, X. D. Clerin, Myrtle Ione Miller, Ellen A. E. Domi-nique, Claude P. Resing, Frances E. Gol-den, Lillian M. Stevenson, Marguerite

Gross and Grace Catherine Townsend, Teaching course—Opal B. Bretz, Win

Commercial course -- Margaret Be-

Children's Imported Dresses

In a Most Important Unprecedented Sale

Sizes for Girls From 2 to 12 Years

Selling Regularly at \$75.00, \$43.50, \$38.50, \$26.50, \$20.00 to \$5.50

Clearance \$19.50, \$16.50, \$15.00, \$10.50, \$10.00 to \$3.98

-Exclusive styles and models, no two alike, reflecting the most attractive youthful fashions. Of

-Plain gored and artistically draped skirts-box pleated skirts and skirts with small clusters of pleats. Some of these dresses have yokes of Paris nets, others with collars of lace or net and

-In such popular colors as cadet, navy and light blue, rose, red, white, champagne and gray.

-Fourth Floor.

fine serges, voiles, batiste, broadcloth challies, Panama cloth and plaids.

others again finished with pretty Persian trimmings and fancy bandings.

-Fashloned on the long straight lines and French waisted effect.

75c Child's Bloomer Dresses, Clearance 59c

-Mothers will certainly appreciate the perfection and unusually low

prices of these practical play dresses, with bloomers to match. Made

of plain pink and blue chambray, checked and striped gingham and

percale, in two pretty models. They are veritable "mothers' helpers."

In square and round neck, kimono sleeves, with bandings and pip-

ings and in belted style. The bloomers are full cut and made with

\$1.15 Child's Bloomer Dresses 89c

-In four different models; white pique, with light blue bandings;

blue and white checked gingham, with trimmings of plain blue

chambray and plain blue and tan chambray, with fancy striped

bandings. Made square-neck style, with kimono sleeves, buttoning

on shoulder with four pearl buttons. Bloomers, full cut, to match,

Bathing Suits for All Ages

Conforming to the Latest Caprice of Fashion

Without Sacrifice of Good Taste

WOMEN'S BATHING SUITS AT \$3.50, \$4 TO \$17.50

-In a variety of styles and materials of silk and satin, trimmed with vivid

Cubist colorings and fancy buttons. The regulation bathing suits, in many

new styles in mohair and cotton serges, plain or trimmed with striped or

CHILDREN'S BATHING SUITS 85c TO \$1.75

-Of flannels and brilliantines, in the bloomer style, having sailor collars,

GIRLS' BATHING SUITS \$2.25 TO \$3.50

-For girls from 10 to 16 years, in many attractive styles. Many of navy blue, trimmed with red braid. Some with fancy button, side closing;

BATHING CAPS SELLING FROM 25c, 35c TO \$1.75

All the different shapes and styles in plain rubber caps, in all the new

colorings; also the pretty Billie Burke style and the new hood caps. In

many dainty colorings. Some Dresden patterns, with plain bands. Some have perky bows or fluffy rosettes in very bewitching designs, 4th Floor,

dotted bandings or braids in different color combinations.

Some plain and others braid trimmed. Sizes from 2 to 8 years,

others buttoning down the front. Bloomers of same materials.

band and button holes. Sizes 2 to 5 years.

Sizes 2 to 6 years.

From Paris, Berlin and Vienna

Latin course—Ambross Brownell, Edith Alms Sutton, Ruth Estelle Gra-ham, Susie May Thomas, Lawrence Ros-enthal and Boulah May Wagner. Domestic art course - Bertha Moy

Scientific course—Laurence E. Gage. Those who received honorary mention

Laura Bachmann, Grace May, Frank L. Beach, Ruby Ethel McKay, A. Roland Boscow; Win S. Osborn, Opal E. Bretz, Dana C. Poulsen, Ambrose Brownell, Elva T. Rossi, Russell J. Case, Joseph

dently from the forearm in a box in the O.-W. R. & N. yards of this city very good statute, yesterday affords the local police matter for investigation, and at present the only solution offered is the suggestion of her early experiences. When she that the bones were from a physician's laboratory, as they showed revidences toria in 1880 she was the only clerk beginning been sawed. A small boy sides the postmaster. At Scattle at the Gross and Grace Catherine Townsend.
Teaching course—Opal E. Bretz, Win
S. Osbora, Katherine L. Erdner, Elva T.
Rossi, Marie S. Jensen, Edith Beatrice
Stevenson, Esther Louise Johnson, Ruth
Vanzandt, Mildred E. Markillie and Rose

Journal Want Ads bring results,

One hundred and twenty officials and employes of the Portland postoffica gathered uset night at the Oregon hetel to welcome Frank S. Myers, the new postmaster. The banquet was given by Branch 61, United National Association of Postoffica Clerks, but there were a number of invited guests present. The number of invited guests present.

same time there were only two clerks in the service. Mrs. Wheeler, who is timekeeper here, represented the women clerks in her remarks.

ment, and president of the clarks' according spoke of the cight bour per-

E. C. Clement, Vateran postoffice in pertor, told an interesting story of an early experience in the service. Harry J. Durand, the other inspector, who works out of Portland, was introduced

ent of Bridges and Ferries, Murmane the county commissioners yesterday the county sent a letter to the Portland Railway, Light & Power company requesting the removal of poles and wires from the east side of the Burnside bridge that the approach may be rebuilt without Ray Landon, of the financial depart- delay and inconvenience.

"Lowest in the City Prices" Sale

All Goods Purchased Saturday Will Be Charged on Your August 1st Bill

Sipman Wolfe & Ca

Dainty Neckwear With

Parisian Chic

Newest Smart Vesties 65c

-Made of moire-finished pique. This material looks like moire and launders like pique. Smart flat collar and tailored vest, trimmed with tiny rhinestone buttons.

Epaulette-Shaped Collar 95c

-Made of colored messaline silk, with four-in-

hand tie of same material. There is a pretty

China Silk Collar 75c

-Flat collar, with accordeon pleated side frills of same material. Launders perfectly.

Elizabethan Ruff 65c

-A dignified and graceful ruff made of ac-

cordeon pleated maline in white, black, laven-

For the Kiddies

\$2.50 Japanese Kimonos

Clearance \$1.75

-Up to 3 years of age we are showing the most fascinating lit-

tle kimonos, made of white Jap-

anese silk poplin, with flying storks embroidered by hand;

prettily finished with white wash ribbon all around.

BATH TUB FLOATERS

—Family of swans on sponge, 55c; single swans, 25c and 55c; fishes, 35c.

NURSERY

ACCESSORIES

—Hand-painted toilet articles in designs of dainty wreaths and bowknots.

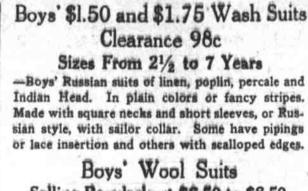
Talcum Powder, box \$1

Comb and Brush Sets at

touch of white piping.

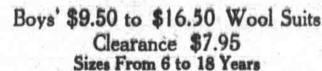
Newest French Books -"La Maison," Henry B. Bordeaux. Anges Gardiens," Marcel -"Les Prevost.

Read "The New Philosophy of Henri Bergson," by Le Roy. -Book Shop, Basement

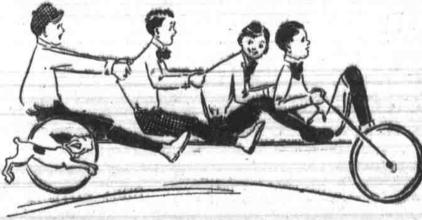


Selling Regularly at \$6.50 to \$8.50 Clearance \$5.00 Sizes 6 to 18 Years -Suits with one and two pairs of pants, of all

wool materials, in light and dark mixtures diagonals, stripes, checks and plain colors. Doublebreasted and Norfolk styles and sack suits. Serge or mohair linings. In brown, tan, gray, blue and purple mixtures. The pants are full lined, and they represent the best tailoring.



-Our entire line of Spring models, in all-wool suits, exclusive styles, in mixtures only, such as black and white checks, fancy tan, brown or gray mixtures, herringbones, plaids and diagonals, in tweeds and worsteds. Regulation and fancy Norfolk styles, also double and single breasted. Best quality of linings throughout.

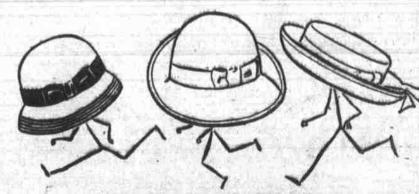


A Great Sale of Boys' Blouses

At Clearance Prices That Are Unsurpassed -Into this sale go all our boys' blouses, and mothers will do well to take this opportunity of stocking up for the vacation period, now at hand.

—Blouses of madras, percales, French flannel, soisette, fancy cords, chambray, sateen and khaki, in plain colors, as well as fancy stripes, and in light or dark colors. Made in the tapeless fashion, laundered or in soft styles. Laundered blouses without collars, in plain or pleated style—the soft blouses with turndown or golf collars. In sizes 5 to 14 years and at reductions such as

50c Blouses 39c \$1.50-\$1.75 Blouses \$1.19 \$1.00 Blouses 79c \$2.00-\$2.50 Blouses \$1.39



For Boys From 1 to 14 Years

—Fine Milan straws in black, white, navy blue, burnt and fancy combinations. Hats in the very newest 1913 shapes—the regulation sailors, the Tyrolean and the Rah Rah, with high or medium and low crowns, medium and wide brims, some with bound edges; others plain, with silk bands, in white, black or navy blue.

—This sale also includes imported straw hats in the latest English middy shapes, in black and white, as well as Panamas.

65c Hats, clearance 39c \$2.50 Hats, clearance \$1.79 \$1.00 Hats, clearance . . 69c \$3.50 Hats, clearance \$1.98

\$1.35 Hats, clearance .. 98c \$4.00 Hats, clearance \$2.35 \$1.75 Hats, clearance \$1.29 \$5.00 Hats, clearance \$3.19 \$2.25 Hats, clearance \$1.48 \$7.00 Hats, clearance \$4.95

95c to \$7.50 Satin Hangers 75c-\$1.50 Creeping Beads 35c 85c SWEATERS 59c -Sizes 1 to 3 years. In red and oxford. Radical Clearing Reductions on All Boys' Straw Hats \$1.25 SWEATERS 79c -In belted style. White and red, with contrasting belt. Sizes I to 3 years. —Fourth Floor.

New Crepe Balkan Blouses for Juniors -Just received-showing the

latest models, trimmed with plain or striped crepe.
—Fourth Floor