SAILING OF BRITISH VESSEL RESTRAINED BY ORDER OF COURT

Carnavonshire Detained on a Complaint of Breach of Contract.

LUMBER COMPANY ACTS

Alleged Failure to Deliver Lumber Shipment to Kobe, Japan, Basis for Legal Action.

Alleging breach of contract, the Pacific Export Lumber company this morning secured an order through the United States district court, restraining the sailing of the British steamer Carnarvonshire of the Royal Mail Steam Packet line. A pilot had been ordered for her at 10 o'clock this morning, but up till 2 o'clock no arrangement permitting the sailing of the steamer had been made.

The Royal Mail Steam Packet line, according to complaint filed by Woods, Montague & Hunt, attorneys for the lumber company, entered into a contract to deliver a certain amount of lumber at Kobe, Japan, the lumber being a part of a contract taken for immediate delivery by the lumber company. Finding that their space was running low, the Royal Mail agents refused to take the lumber. Suit was at once instituted by the lumber company and the restraining order was secured. Attorneys for both parties endeavored to settle the matter out of court this morning.

Last night three Lascar seamen on the Carnarvonshire escaped from the vessel as she lay at the Linnton dock of the Clark & Wilson Lumber company and have further added to the troubles of the ship's officers. The three men robbed a number of their comrades before decamping. The police and immigration officers have been called in and are making every effort to capture the men before the steamer sails.

COOS BAY SUPPLIES THE COIN

Progressive Community to Finance Dredging Operations.

Financial arrangements for the operation of the government dredgers Col. P. S. Michie and Oregon, ordered laid up today by the United States Engineer corps, have been completed by the Port of Coos Bay commission and no time will be lost on the improvement of Coos Bay harbor.

Owing to the shortage of funds experienced by all government projects through the failure of congress to pass the rivers and harbors bill, the local engineer corps had found it necessary to order the dredgers tied up. A hurried conference between Captain T. J. Macgenn and Major Jay J. Morrow here Wednesday resulted in the Port of Coos Bay commission being asked to finance the dredgers till such time as the government appropriations are passed. Major Morrow received word this morning of the decision of the commission to finance the project.

"I want The Journal to express my thanks to the people of Coos Bay for their action in this matter," said Major Morrow. "The time for operation of the Michie is short enough as it is for us to get results and by helping us out in this crisis the commission not only helps themselves but also aids us to make a good showing during the year. We can now go ahead with the work, assured that every minute of available good weather can be utilized to advantage."

LINER ENCOUNTERS HIGH SEAS

George W. Elder Arrives From Coast Ports.

Meeting with a storm the like of which Captain Lofstedt has never seen equalled at this time of the year, the steamer Geo. W. Elder which arrived in last night from Eureka and Coos Bay, had a rough trip up the coast. The Elder met with the tail end of the storm which the steamer Bear bucked all the way up to Cape Blanco. From Eureka up to Coos Bay she bucked head seas and a heavy wind which made fast sailing an impossibility. For a few hours after leaving Coos Bay, the sea was still rough but rapidly cleared as the mouth of the Columbia river was neared. The Elder brought 116 passengers and 200 tons of freight north.

CARRIES FIRST GRAIN CARGO

British Steamer Virginia Scheduled to Leave Today.

Bearing the first cargo of grain to clear during the fiscal year of 1914, the British steamer Virginia, under charter to M. H. Houser is to leave down the river this afternoon at 3 o'clock. She is bound for the United Kingdom stopping only at Lecu, Chile, to coal.

The cargo of the Virginia amounts to 297,724 bushels of wheat valued at $164,070. It is practically the last of the 1913 grain crop, but one steamer the Dutch steamer Maria, due to sail Monday, remaining to clear with old crop grain. The fiscal year of 1914 commenced July 1 and the cargo of the Virginia is the first wheat cargo to leave this port to be credited to 1914.

MOTOR SHIP IS COMING HERE

Malakka Booked to Arrive Here in the Fall.

Substituting for the Danish steamer Cathay, the motor ship Malakka will arrive in Portland late in the year in the service of the East Asiatic company. She is to be placed on the berth for August, loading at Copenhagen, Gothenburg, Christiana, Antwerp and London, according to information received here this morning.

The Malakka is one of the new motor ships being built for the East Asiatic company. The Danish motor ship Siam visited this coast last winter but failed to touch here, her Portland cargo being reshipped from San Francisco. The word from Copenhagen received this morning contains positive information that the steamer has 2500 tons of cargo for this port and will call here probably in December.

ALONG THE WATERFRONT

In tow of the Shaver towboats, Shaver, Henderson and Sarah Dixon, the third log raft to be made ready for the sea was taken down late last night from Wallace's Slough to Astoria, arriving at 5 o'clock this morning. The tug Hercules is en route up the coast for her tow and should arrive tomorrow morning.

Close to 100 reservations for space on the steamer George W. Elder, sailing for Coos Bay and Eureka tomorrow morning had been made up till noon today promising one of the heaviest passenger lists which has left for Coos Bay in some time.

Bringing 19,000 barrels of fuel oil for the Union Oil company the tanker Catania, Captain Canty, arrived in late last night and will leave down this afternoon.

Unloading cement, the McCormick line steamer Willamette is at Supple's dock today. She leaves down to commence loading late tonight.

MARINE INTELLIGENCE.

Due to Arrive.

El Segundo, from San Francisco	July 18
Yucatan, from San Diego and way	July 19
Breakwater, from Coos Bay	July 20
Beaver, from San Pedro and way	July 21
Hornet, from San Francisco	July 21
San Roman, from San Francisco	July 21
Hercules, from San Francisco	July 21
F. H. Buck, from San Francisco	July 21
Northland, from San Francisco	July 21
J. B. Stetson, from Alaska	July 22
Siskiyou, from San Pedro	July 23
Geo. W. Elder, Eureka and Coos Bay	July 24
Roanoke, from San Diego and way	July 26
Rose City, from San Pedro and way	July 26
Paralso, from S. F. and way	July 28
Bear, from San Pedro and way	July 31
Quinault, from Alaska	Aug. 3

Due to Depart.

Bear, for San Pedro and way	July 21
Quinault, for Alaska	July 18
Willamette, for San Diego	July 18
Geo. W. Elder, for Coos Bay-Eureka	July 19
San Ramon, for San Francisco	July 21
Breakwater, for Coos Bay and Eureka	July 22
J B. Stetson, for Alaska	July 23
Beaver, for San Pedro and way	July 26
Roanoke, for San Diego and way	July 29
Paralso, for Coos Bay and S. F.	July 30
Rose City, for San Pedro and way	July 31
Thos. L. Wand, for Alaska	Aug. 1

From San Francisco.

Steamers Harvard and Yale, alternating, leave San Francisco for San Diego on Mondays, Wednesdays, Fridays and Saturdays, connecting with steamers from Portland. Northbound, they arrive at San Francisco on Tuesdays, Thursday, Saturdays and Sundays.

Vessels in Port.

Name—	Berth.
Oakland, Am. sch	Astoria
Chinook, dredge	Astoria
Hawth, Br. bk	Linnton
Rochelle, Am. str	O. W. P.
Alliance, Am. str	O. W. P.
Jack Burnham, gas sch	O. W. P.
Alcides, Am. sch	Linnton
Eric, Am. sch	Westport
Maria, Dutch, str	Montgomery No. 2
Virginia, Br. str	Irving
Carnarvonshire, Br. str	Linnton
Mable Gale, Am. sch	Astoria
New Zealand Transport, Br. str. I. P. Lbr. Co.	
Pleiades, Am. str	Astoria
Daisy, Am. str	Wauna
Mayfair, Am. str	Prescott
Bear, Am. str	Ainsworth
Willamette, Am. str	Supples
Quinault, Am. str	Oak St.
Catonia, Am. str	Willbridge
Geo. W. Elder, Am. str	Columbia No. 1

En Route to Load Grain.

Name—	Sailed from
Desaix, Fr. sch	Hamburg
Englehorn, Br. ship	Valparaiso
Falls of Afton, Nor. bk	Iquique
Herwig Vinnen, Ger. sh	Hamburg
Kirkcudbrightshire, Br. sh	Newcastle
Nordhav, Nor. sh	Santa Rosalia
Notre Dame d'Arvor, Br. bk	Antwerp
Cambria, Princess, Nor. str	Port Pirie
Maresa, Nor. sh	Melbourne
Kurt, Ger. bk	Santa Rosalia
Delbek, Ger. bk	Santa Rosalia
Kincrossshire, Br. sh	Honolulu
Katanga, Belg. bk	Santa Rosalia
Olivebank, Br. sh	Callao
Henriette, Ger. bk	Newcastle
Lasbek, Ger. bk	Santa Rosalia
Hafrsfjord, Nor. bk	Port Phillip Head
Sparton, Nor. bk	Callao
Wandsbek, Ger. bk	Santa Rosalia
Samantha, Nor. bk	West Coast
Talkirk, Br. bk	Newcastle
Thomasen, Russ. sh	Newcastle, Aus.
Saxon Monarch, Br. str	
Henrik Ibsen, Nor. str	San Francisco
Strathord, Br. str	San Francisco
Queen Elizabeth, Br. sh	Melbourne
Sigguard, Nor. sh	Rockhampton
Tellus, Nor. bk	Callao
Alcides, No. bk	Callao
Pierre Antoine, Fr. bk	Antwerp
Marana, Nor. bk	Melbourne
Hans, Ger. bk	Santa Rosalia
Inverthorie, Br. str	Antwerp
Balderas, Br. str	Manila
Cloughton, Br. str	Buenos Aires
Omega, Ger. bk	Callao
Livelyclyde, Br. sch	Callao
Antonia Vinnen, Ger. sh	Port Lincoln
Don of Ogil, Br. str	San Francisco
Fernley, Br. str	
Vendee, Fr. bk	Newcastle, Australia
Asunason Maru, Jap. str	Yokohama
Daventry, Br. str	San Francisco

Miscellaneous En Route.

Sawwey, Br. str	Hamburg
Alsania, Ger. ss	Hamburg
Andalusia, Ger. ss	Hamburg
Cardiganshire, Br. str	London
Merionethshire, Br. str	London
Monmouthshire, Br. str	Antwerp
Notal, Dan. ss	Antwerp
Pierre Antoine, Fr. bk	Antwerp
Radnorshire, Br. ss	Antwerp
River Forth, Br. ss	Antwerp
Santa Cecelia, Am. ss	New York
Sambia, Ger. ss	Hamburg
Sudmark, Ger. ss	Hamburg
Suevia, Ger. ss	Hamburg
Transvaal, Dan. ss	Antwerp
Inverbervie, Br. ss	Antwerp
Framley, Br. ss	Antwerp
Oristano, Br. str	Antwerp
Maria, Dutch. str	Antwerp

En Route to Load Lumber.

Name—	Sailed from
Lempac, Br. ss	Amsterdam
Ecclesia, Br. ss	Honolulu
Queen Maud, Br. ss	San Francisco
Strathlorne, Br. ss	San Diego
Strathdon, Br. str	San Francisco
Queen Margaret, Br. str	San Francisco
Hyndford, Br. ss	San Francisco
Invergarry, Br. bk	Honolulu
Clan MacLeod, Br. str	Moji
Framley, Br. str	Antwerp
Strathfillon, Br. str	Victoria
Cape Finisterre, Br. str	Shanghai
Strathleven, Br. str	Eureka
Stratholdbyn, Br. str	Eureka
Bessie Dollar, Br. str	San Francisco
Wm. H. Smith, Am. sch	Callao
Imberbourne, Russ. sh	Callao
Strathesk, Br. str	Callao
Inverclyde, Br. str	Nordenham
Eric, Am. sch	Honolulu
Aurora, Am. sch	Antofogasta
W. H. Bowden, Am. sch	Mollerde
Colla, Br. str	Shanghai
Kenkan Maru No. 8, Jap. str	Yokahama
Samar, Am. sch	Callao
Strath, Br. str	San Francisco

MARINE NOTES

Astoria, Or., July 18.—Arrived down at 5 a. m.—Log raft.

London, July 18.—Arrived—Russian bark Marlborough Hill, from Portland.

San Francisco, July 18.—Arrived at 6 a. m.—Steamer Roanoke, from Portland.

Tatoosh, July 18.—Passed out during the night—Barkentine James Tuft, for Portland.

San Pedro, July 17.—Sailed—Steamer Beaver, for Portland.

Monterey, July 17.—Sailed—Steamer F. H. Buck, for Portland.

Maderia, July 16.—Sailed—Danish steamer Natal, for Portland.

Coos Bay, July 17.—Arrived at 4 p. m.—Steamer Paralso, from Portland.

Astoria, July 17.—Left up at 12:30 p. m.—Steamer Catania. Arrived at noon and left up at 1:30 p. m.—Steamer Geo. W. Elder, from Eureka and Coos Bay. Sailed at noon—Lightship No. 88 for Station. Sailed at 4:30 p. m.—Steamer Breakwater, for Coos Bay.

San Francisco, July 17.—Sailed at 2 p. m.—Steamer Yucatan; at 5 p. m.—Steamer Northland, for Portland.

San Pedro, July 18.—Arrived—Steamer Portland, from Portland.

North Head, Wash., July 18.—Condition at the mouth of the river at 8 a. m., smooth; wind north 12 miles; weather, clear.

Tides at Astoria Sunday.

High water—11:03 a. m., 5.8 feet; 10:02 p. m., 8.4 feet. Low water—4:52 a. m., 0.4 feet; 4:14 p. m., 4.2 feet.

Daily River Readings.

STATIONS.	Flood stage in feet.	Height	Change in last 24 hours	Rainfall in last 24 hours
Lewiston	24	2.4	(—0.3)	0
Umatilla	25	13.3	(—0.1)	0
Albany	20	1.3	0	0
Salem	20	0.2	0	0
Wilsonville	37	3.0	(—0.3)	0
Portland	15	10.9	(—0.2)	0

(—) Falling.

River Forecast.

The Willamette river at Portland will fall very slowly during the next two or three days.

NAVAL MILITIAMEN LEARNING RAPIDLY; SOME GET SEASICK

(Continued From Page One.)

concerting to those unaccustomed to the sea.

The night before leaving speculation had been rife among the "landlubbers" as to the effects of seasickness. Their questions that particular morning were answered in a very practical way, as by 8 a. m. fully 70 per cent of the militia were in the throes of mal de mer; and in fact a goodly per cent of the regular crew. In the great majority of cases this had passed away by noon, though a few were sick until late in the following day, and some of the worse cases had not entirely recovered until after the Fourth of July.

One poor soul who was terribly afflicted by the nausea had asked the day before how the ship rode the waves; his answer had been, "She is as steady as a church." The next day while writhing in his misery he was heard to excuse his misinformant in these words, "I don't think he meant to deceive me, he must have meant a Holy Roller church."

Duties Are Explained.

However, on Thursday little attempt was made at establishing a regular routine on account of sickness.

On Friday the regular duties aboard ship were explained to the militia and they entered upon their duties as sailors. The boys stood regular watches with the enlisted crew on the bridge, decks, and engine and fire rooms. They washed down the decks and did most of the heavy work under the direction and much to the delight of the "regular" crew.

Saturday being the Fourth of July, was celebrated by games and sports on the quarter deck, for practically the entire day. Sunday was occupied in routine duties and chapel.

Monday "Field day" was ordered. "Field day" on a battleship comes usually on Saturday, but was postponed on account of Saturday being the Fourth. This day consists in a thorough cleaning of the entire ship. Bare spots are painted, all brasswork is burnished, the crew washes its clothes and everything is generally made shipshape and tidy.

Tuesday was spent in the regular routine work and Honolulu was reached Wednesday morning after sunrise. Chaplain J. Richard Olson of the Oregon Naval Militia had given the men and officers two stereopticon lectures and the Oregon and Washington bands combined had played music daily on the ship.

The ship proceeded to the coaling dock after the arrival in the harbor and the men being promised shore leave in accordance to the celerity with which they coal ship, have fallen to in great style in hopes of a long leave ashore. The vessel is expected to leave here Saturday night for Port Angeles to begin target practice.

Winners Are Named.

Following is the program of Fourth of July events and results:

Wheelbarrow race—First, "Shrimp" Walker, Washington, coxswain; second, C. T. Wrucke, Washington. Prizes, $1 each.

Three-legged race—F. E. von Grownewald, first, Oregon; second, C. W. Hinckley, Oregon. Prizes, $1 each.

Potato race — A. P. Wilson, first. Prize, $1.50.

Shoe race — J. Bernstein, Oregon, first. Prize, $1.50.

Flour contest — Four contestants rooted in pan of flour for $3 in 25 cent pieces. Won by Oregon.

Pie eating contest—B. A. Ribble, Washington, first. Prize, $1.

Apple contest—W. H. Warren, U. S. S. Milwaukee, first. Prize, $1.

Spar boxing on six-inch gun—P. C. Lind, Oregon, first, $2; A. P. Wilson, Oregon, second. Prize, $1.

Tug of war—Washington, best two out of three from Oregon, lost to Milwaukee crew by two out of three. Prize, $7.70; each man on team 70 cents.

Olive race—J. Bernstein, Oregon. Prize, $2.

Judges—Lieutenant Commander C. Blain, Oregon; Lieutenant Commander W. B. Allison, Washington.

Contest committee—Lieutenant Commander G. F. Blair, Oregon, and Lieutenant Jr. W. F. Gresham, U. S. S. Milwaukee.

DEATH OR BANISHMENT MAY BE FATE OF MANY OF HUERTA'S OFFICERS

(Continued From Page One.)

the constitutionalist leader from here, however, in favor of a general amnesty.

Representatives of the powers were urging the United States to influence Carranza to assume the debts incurred during President Huerta's regime.

The Brazilian minister in Mexico City telegraphed to Secretary Bryan that President Carbajal assured the diplomatic corps there Friday of his intention not to stand in the way of Mexico's pacification and to remain at the head of the government only during the period of transition between the Huerta regime and constitutionalist rule.

From John Silliman, representing the state department at General Carranza's headquarters, came a message saying communication with San Luis Potosi was interrupted, but it was reported the constitutionalists had captured the city.

General Zapata, the southern rebel leader, was considered another grave danger. He and his followers are in the capital's immediate vicinity and it was reported they would not recognize Carbajal.

There was also a threat of trouble in the contention by the members of the Maderista congress which President Huerta dissolved, that they are the only legally qualified lawmakers in Mexico.

Preparing to Occupy Capital.

Juarez, July 18.—A rebel mobilization at Queretaro, preparatory to occupying Mexico City, was being planned by the constitutionalist leaders today.

Orders were sent to General Obregon to disarm all federals between Guadalajara and Mexico City and General Jesus Carranza, commanding the rebels' new central military division, was negotiating for the surrender of San Luis Potosi.

It was stated that the 5000 federals interned at Fort Wingate, on the American side of the border, would be permitted to return to Mexico at once but the expectation was that the rebels would arrest their officers and exile them later.

Throughout Mexico the disarmament of the federals will be carried out as rapidly as possible and the rank and file will be disbanded, but the officers, it was said on high authority, will either be executed or banished for terms of from 5 to 10 years. President Carbajal was understood to find no fault with the disarmament but to object to the punishment of the officers.

Orozco Will Not Surrender.

El Paso, July 18.—Determined not to surrender, no matter what may happen to the regular federal government, General Pascual Orozco has escaped from San Luis Potosi with 4000 federal irregulars, it was learned here today, with the avowed intention of continuing guerilla fighting as long as he has a man left.

Brother Charles Will Not Try.

Lincoln, Neb., July 18.—Charles W. Bryan, William J.'s brother, says he has decided not to try for the Nebraska Democratic governorship nomination.

COUNTY INVESTIGATING COMMITTEES FORMED, FOR IMMEDIATE WORK

No Time Will Be Lost in Searching Inquiry Into the Business Affairs.

BUG JUICE ISSUE FIRST

No Closed Sessions Will Be Held Unless They Shall Become Necessary for Uncompleted Meetings.

Plans for sweeping investigation of county business methods were formed in an hour by joint committee of the Taxpayers' and Nonpartisan league this morning.

"We want to get at this investigation and finish it in the shortest possible order consistent with complete ascertainment of facts," said George W. Lawrence Jr., voicing thus the sentiment of the joint committee.

"This is public business that is being investigated; we want the public to share in all the information obtained; there will be no closed meetings unless essential to the success of uncompleted effort," said George C. Mason, manager of the Nonpartisan league.

Committee Is Named.

Investigation of the now notorious purchase of bed bug juice was first ordered. George C. Mason, Charles D. Mahaffie and Paul Seeley were appointed a special committee of three to do the work. This committee met immediately upon adjournment of the general committee in the Nonpartisan league offices, Northwestern Bank building, where the general meeting was held, beginning at 10 o'clock.

"Why has the efficiency code adopted last autumn not been operated; why are reports not received from many departments, and why do other departments report inefficiently?" was the next question. George W. Lawrence Jr., Dr. A. J. Giesy and D. A. Pattullo, were appointed a committee to find out.

Mr. Mason said it had been intimated to him that investigation of county relief board expenditures and county court house construction methods would reveal interesting if not startling facts.

Seeley and Leo Friede were asked to investigate the expenditures of the county relief board.

Task Big One.

Investigation of court house construction methods was stated by Mr. Friede and admitted by the others to be a big task, involving as it did about a million and a half dollars. Expert aid may be necessary in going through accounts. George C. Mason and Dr. A. J. Giesy were asked to name a third, or as many more members as might be necessary to serve on a committee of court house construction investigation.

A preliminary Taxpayers' league report dealing with failure of many county departments to make reports in line with the requirements of the efficiency code was received. The superintendent of highways has made no report, it was stated, neither has the superintendent of the detention home or the county veterinarian. The fruit inspector, county board of relief and county physician were mentioned as having complied with the terms of the efficiency code from the beginning, and the superintendent of the county farm was commended for the painstaking thoroughness of reports made since last January. Reports from the county hospital and the superintendent of bridges and ferries were described as "poor."

Further Meetings Planned.

Further meetings will be held in the Nonpartisan league offices, second floor of the Northwestern National bank building. Dr. A. J. Giesy was elected permanent chairman of the joint committee and Charles D. Mahaffie permanent secretary. In the absence of Dr. Giesy this morning, Amedee Smith presided and made the committee appointments.

There were present at the meeting Amedee Smith, George W. Lawrence Jr., Leo Friede, L. J. Goldsmith, secretary of the Taxpayers' league; Paul S. Seeley, Charles D. Mahaffie and George C. Mason.

The Taxpayers' league committee consists of Dr. A. J. Giesy, Paul S. Seeley, Charles D. Mahaffie and Leo Friede. The Nonpartisan league committee is composed of Amedee Smith, D. A. Pattullo, George C. Mason and George W. Lawrence Jr.

At the meeting of the committee appointed to investigate the bug juice purchase, Mr. Mason said charges had been made there much more serious than that the exterminator had been bought at $2 a gallon when it might have been bought for 65 cents a gallon. "That would be merely poor business judgment," he said. "I have been told there is more than poor business judgment in this proposition, and our committee will seek to learn what are the facts."

LOCATIONS SOLD ON ORCHARDS, FARMS, IS THE ALLEGATION MADE

(Continued From Page One.)

that the company either never owned the lands so described, or had deeded them to others years previous.

Some of the property in question had been held for 50 years and other parcels had been deeded by the company as far back as 1892.

In all 39 Minard affidavits and a similiar number of deeds, bearing prior dates were offered as evidence, with an object of proving that Minard and his co-defendants had made location filings without regard to the records or the status of the properties.

The last witness for the state before adjournment was taken until Monday, was C. F. Impy, a clerk in the O. & C. land department who testified that thousands of duplications had been made in filing claims for lands within the boundaries of the grant. As high as seven claims had been filed on one tract of land he said and 17,600 claims had been filed with the company up to May of this year.

When court reconvened this morning H. J. Harper, the Tacoma barber who pleaded guilty, served 30 days and was pardoned by President Wilson four days ago, was recalled to the stand. Attorneys for Sellers had recalled him to identify papers for the incorporation of "The Monarch Coal company," documents which were never filed. Harper said he and Sellers had gone into partnership in the latter part of 1911 and had planned to operate a coal mine. The defense wished by his story to show that Sellers gave his time to work connected with the proposed mining operations, and Harper was the man who worked the "location" scheme. In this connection Harper's testimony did not seem very convincing.

After Harper was dismissed, United States Attorney Reames began to introduce the documents to prove allegations that Minard filed applications on lands within the grant limits, which had been previously deeded by the Oregon & California railroad to other parties. First, Reames offered as evidence a mass of affidavits made by Minard, which set forth that he, Minard, had applied for the land, and had offered the railroad the customary $2.50 an acre for the property, and had been refused. Thirty-five of these affidavits were submitted, without objection from the defense.

Lands in Various Counties.

Then Reames introduced deeds showing that these same lands had been transferred by the company to individuals, some back in 1892. The lands in question are situated in various parts of Douglas, Lane, Marion and Jackson counties, and several of them include valuable farms and orchards. In Marion county some locations were made by Minard, it is alleged, on old donation lands which never were held by the railroad company.

C. G. Sutherland, former chief clerk to J. P. O'Brien, vice-president and general manager of the O.-W. R. & N. railroad, testified that Minard was a "frequent visitor" at his office in the Wells Fargo building, where the locator filed his application. At that time Sutherland was a director in the Oregon & California railroad. In a statement made to postoffice inspectors he had declared the filing of Minard's application was considered as a "joke" by himself and his superior officers. On the stand, however, his memory was hazy on this point and he said he faffed to recall the statement. When Sutherland was dismissed he left the stand and on his way from the courtroom walked over and shook Minard warmly by the hand.

Sutherland's Testimony.

His testimony in brief was this. In October, 1908, Minard came to his office with 29 applications and $400. With each application he tendered this money, which was in gold. After that he made his appearance frequently, but in each instance applications were received and filed away in the company's records and the money refused.

Once, Sutherland said, he asked Minard what kind of a situation he would be in should the much used $400 be accepted.

"Oh," responded Minard, "there's lots more where this came from."

Ryah objected strenuously to the introduction of this testimony on the grounds that the indictment did not charge that there had been inefficient tenders made. In reply United States Attorney Reams said:

"We want to show by this line of testimony that the act of the defendants in making a tender was utterly useless, that filing the applications was worthless just as the indictment charges."

Government Upheld.

Judge Bean ruled in favor of the government, and the defense saved an exception.

C. F. Impy, formerly chief clerk for the Oregon & California land department, now a resident of San Francisco, was the last witness before adjournment was taken.

He testified that he had completed a list showing the number of applications filed on Oregon and California lands, with the number of duplications on various tracts. As high as seven applications had been made on one tract, and a total of 17,600 applications had been filed up to May of 1914, he said.

His evidence showed that there were six tracts on each of which seven claims had been filed; 27 tracts with six each; 107 with five duplications each; 291 with four; 881 with 3; 2607 with 2 and 7714 with only one claimant.

No Effort Made, Charge.

In this connection the government declared it wanted to show that the defendants had made no effort to ascertain whether there had been prior applications for the lands on which they filed location claims and to further prove that the men so located had very little opportunity to secure the lands even if the government had ordered their sale at $2.50 an acre to those making first application.

Under cross examination Impy said he did not know why he had been ordered to file the applications and volunteered the information that many other people in addition had applied but had taken away their applications when the tender of $400 was declined.

The defense attempted to have him admit that the company had gone to heavy expense and trouble to keep a record of claims because it felt that it would be compelled to surrender the lands to applicants. But the best it could do was to gain an admission that he had no way of telling whether Minard had made applications prior to the thousands of others that have been filed.

Testimony Becomes Monotonous.

At the afternoon session yesterday the government put a number of witnesses on the stand in an effort to prove "overt acts" on the part of the defendants. It really marked the second stage of the government case. In the first instance the prosecution submitted testimony to show alleged fraudulent intent and the second step was to show alleged fraudulent use of the mails.

The testimony of the witnesses was monotonously the same in principal details. They had heard about a big opportunity to gain much by the expenditure of little, talked it over with the men who represented themselves as locators and then invested varying sums in claims.

As evidence of 15 alleged overt acts the government introduced letters in court admitted by Minard to have been written by himself, to persons who had bought claims. The government asserts that these letters were used by selling agents, including Logan and Sellers, to persuade other prospective "investors" to buy locations. Apparently the agents did not have much hard work to perform in securing their money. One witness Norman W. Evert, of Tenino, Wash., a merchant, said he closed the deal in three minutes while S. E. Bunker, ex-policeman of Cle Elum, Wash., parted with $150 for a claim after 10 minutes' conversation.

D. B. Burcham, of Cle Elum, was the first witness of the afternoon. He had known Sellers for 10 years, he said, and Sellers' reputation had been good. Sellers, he declared, gave him information concerning the claims saying he got it from Logan and Harper. He then identified a letter he had received from Minard in November, 1911, informing that his application for a claim had been filed.

At the time, he said, he was struck with the inconsistency of Minard acting as attorney for claimants and as attorney for the railroad as well.

Dr. C. A. Betz, of Seattle, identified a check for $25 which he had given Sellers in part payment on a claim. He never got the money back and never heard from Sellers until a year later, when he threatened criminal proceedings. Then Sellers wrote and said he had been unable to find a suitable bitt of land.

On cross examination the physician admitted he had mailed the check and offered his testimony to the United States Attorney when he heard that the trial was on, but he denied that he wanted his money back.

Woman Among Witnesses.

Others on the stand included F. F. Haight, of Cle Elum, M. B. Peterson of Tenino, Carl Peterson of Seattle, and Mrs. B. Waddington, a former resident of Tenino, but now of Oak Harbor, Wash. She paid Harper $155 for a location.

E. E. Calhoun of Cle Elum, who followed her on the stand, said he paid Logan $195 in Seattle for a claim on the understanding that the deed was to be delivered within four months. His mother and father also took claims, paying $215. Calhoun said he did not invest until he had a specific description of the land which was said to be good, tillable and so clear of underbrush that a horse could be driven through it.

4 PARTY TELEPHONE SERVICE CAN BEGIN WITHOUT AN ORDER

(Continued From Page One.)

shown that the rate is unreasonable or insufficient, or that the service afforded is unreasonable or inadequate, it will be the udty of the commission subsequently, if such fact appear, to exercise its jurisdictions."

That the company is paving the way for an extension of the rate to other cities of Oregon is shown by the following extract from the order:

"Section 65 of the public utility act makes it unlawful to favor a particular locality and certain consequences follow from the voluntary establishment of a service and rate such as is entertained in your letter. Among them is the fact that such rate is to be treated as reasonable service to expect. No reason is apparent on the surface of the correspondence submitted to the commission why, if beneficial, it should not be extended to other localities of the state served by your company. If Portland is entitled to such a rate, Salem, Astoria, Medford, Baker and other localities should be entitled to the same treatment."

The announcement by the railroad commission that it will not oppose the plan of lower rates for resident users of the Pacific Telephone & Telegraph company means, according to Will H. Daly, commissioner of public utilities and father of the plan for a lower rate, that a $1.50 a month service will be in operation by the telephone company within two weeks.

W. J. Phillips, division commercial superintendent of the company, says, however, that 10 days will see the new rate in operation in Portland. This $1.50 a month service will not change the other rates in effect but is only aimed to give those who use a telephone infrequently an economical service.

It is proposed to allow 30 outgoing calls to be made a month and three cents extra for each additional call.

CHURCH SERVICES

(Continued From Preceding Page.)

an first at 11. Holidays by appointment.

St. John's, Milwaukie—Rev. John D. Rice. S. S. 2. Evening prayer and sermon, 3. Services 4.

St. Paul's, Woodmere — Rev. Oswald W. Taylor. S. S. 5. Services 4.

St. Peter, Michigan and Alberta—George F. Hopkins, pastor. S. S. 10. Sermon 11. Sermon 7:30 p. m.

Friends' Church.

Sunnyside—East Thirty-fifth and Main sts. Homer Cox, pastor. Services 11 and 7:30. S. S. 9:45. C. E. 6:30. Prayer meeting Thursday, 7:30.

Lents—South Main st., Rev. John Riley, pastor. Preaching 11 a. m. and 7:30 p. m. Bible school 9:45. C. E. 6:30 p. m.

West Piedmont Friends—Rev. T. J. Coburn. Preaching 11 a. m. and 7:30 p. m. Bible school 10 a. m. S. S. 10. C. E. 6:15.

United Evangelical.

First—E. 28th and Maple—Rev. C. C. Poling. Services 11 a. m. and 8 p. m. S. S. 9:45. K. L. C. E. 6:45.

St. Johns—J. A. Goode, pastor. Preaching 11 and 7:30. S. S. 10. K. L. C. E. 6:30.

Wichita — Rev. H. H. Farnham, pastor. Preaching services every first and third Sundays of each month. S. S. second and fourth Sundays. C. E. 6:30 p. m.

Oekley Green—Willamette blvd. and Gay—Rev. S. L. Lovell, pastor. 11 and 7:30. S. S. 10. K. L. C. E. 7 p. m.

Lutheran.

Zion's German (Missouri Synod) Corner Salmon and Chapman. H. H. Koppelmann, 10:15, 7:45. S. S., 9:15.

Bethany Danish—M. C. Jansen-Engholm, pastor. Union avenue and Morris. Services 11 and 8. S. S., 10.

Immanuel—Rev. J. Richard Olson, 19th and Irving sts.—11 and 8; S. S., 9:45.

St. Paul's German—A. S. Krause, pastor. Services 10:30 a. m. German. S. S., 9:30 a. m.

United Norwegian—Detmar Larsen, pastor. 11 and 7:30. S. S. 9:45.

Elim chapel—Rev. B. J. Thorson, 11. S. S. 10.

Swedish Mission—Rev. B. J. Thoren, 11 and 8. S. S. 10. Y. P. 6:30.

Trinity German (Missouri Synod)—Williams avenue and Graham—J. A. Hinbach. S. S., 9:15. Services 10 and 7:30.

Our Savior's, Norwegian—E. Grant, corner E. 10th. Rev. Geo. Hendriksen. S. S. 10. Norwegian services 11.

St. Johns—S. S. 10. Preaching 11.

Immanuel German (Sellwood)—H. O. Ebeling. 10:30. S. S. 9:30.

Swedish Augustana—Rev. H. E. Sanstedt, 10:45 and 7:45. S. S. 9:30.

Grace English (Missouri Synod)—Albina avenue and Mason (Piedmont). O. Loercke, pastor. 10:30 and 7:30. S. S. 9:15 a. m.

St. James' English—West Park and Jefferson sts.—Rev. J. A. Lenz, pastor. S. S. 10. Luther league 7. Services 11 a. m. and 8 p. m.

Bethai—Ivy and Williams—Rev. J. A. Slowey. Services 11 and 8. S. S., 10.

United Norwegian (Protestant)—H. O. Hendrickson, pastor. Service 11. S. S., 10, 8 p. m., Lunde's hall, Vernon.

Mission (Mostavilla)—Hamilton's chapel, corner E. Gilsan and E. 60th. W. F. Lutz, pastor. S. S. 9:30. German service at 10:15 a. m.

Evangelical Association.

Carson Heights—J. Stocker, pastor. 11:30 and 7. S. S. 10:30.

First English—East Sixth and Market sts. Rev. E. C. Hornschuch, pastor. S. S. 10 a. m. Y. P. A., 7 p. m. Services 11 and 8 p. m.

First German Evangelical—H. Schaknecht, pastor.

Memorial—Calvin S. Bergstresser, pastor. S. S. 10; 11 and 8. Y. P. A. 7.

Universalist.

Church of the Good Tidings, Broadway and E. 24th—Rev. J. D. Corby. S. S. 12. Services at 10:45 a. m. C. D., 6 p. m.

"New Proofs That the Bible Record Is True."

Nazarene.

First Church of the Nazarene—Rev. C. Howard Davis, pastor. S. S. 9:45. Services 11 and 8. Street meeting 7. Y. P. 7:30.

Scandinavian Nazarene—6th Garfield. S. S. 10 a. m. Services 11 a. m. and 8 p. m. Young people's meeting 7 p. m.

Brentwood Church of the Nazarene—Rev. Aaron Wells. S. S. 10. Services 11 and 8. Y. P. S. 7. Prayer meeting Wednesday, 8 p. m. Young People's meeting 7:30.

Bellwood—R. C. Baker. S. S., 10 a. m. Preaching 11 a. m. and 7:30 p. m.

Catholic.

Holy Redeemer—Rev. Joseph A. Chapman. Low mass, 8 and 9; high mass and sermon, 10:30. Benediction, 7:30.

St. Ignatius—Rev. F. Dillon, S. J. Low mass, 8 and 9:30. Mass, sermon and benediction, 10:30.

St. Joseph's (German)—Rt. Rev. James Rauch, V. G. Low mass 8. High mass and sermon, 10:30. Vespers and benediction, 3:30.

St. Francis—Rev. J. H. Black. Low mass, 6, 8 and 9; high mass and sermon, 10:30. Vespers, instruction and benediction, 7:30.

St. Lawrence's—Rev. J. C. Hughes. Low mass 6, 8 and 9; high mass and sermon 10:30.