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AFTER STANDARD OIL

Government Asks Rehearing of Famous Rebate Case.

SAVE INTERSTATE COMMERCE LAW

Should Decision Stand, Prosecution of Future Cases of Like Nature Would Come to Naught.

Chicago, Aug. 22.—Petitions for a rehearing in the Standard Oil case were presented by the Federal government in the Circuit Court of Appeals here today. It is authoritatively stated that this is the administration's attempt to save the Elkins act and the interstate commerce law from becoming futile.

The filing of the petition marked the appearance of Attorney General Bonaparte in the case as well as that of Frank B. Kellogg, who is a special assistant to the attorney general. Besides these two names the petition is signed by Edwin W. Sims, United States district attorney at Chicago, and Special Assistant James H. Wilkerson, both of whom presented the government's side of the case in the original hearing before Judge Landis, who administered the famous fine of \$29,240,000 against the defendant.

Although it is not specifically stated in the petition, it was agreed by counsel for the government in their conference at Lenox, Mass., following the reversal by the Appellate court of Judge Landis' decision, that if the interpretation of the law given by Judges Grosscup, Seaman and Baker was allowed to stand, successful prosecution of rebate cases against corporations would be impossible in the future. The lawyers at the conference, over which the attorney general of the United States presided, were a unit in expressing the opinion that the reforms in rebate matters brought about by the Roosevelt administration would represent so much loss of time unless the higher court can be convinced that it is in error in the construction of the law.

BOYCOTT IS EFFECTIVE.

Japanese Liner Forced to Cross Pacific Without Cargo.

San Francisco, Aug. 22.—Proof of the effectiveness of the Chinese boycott on Japanese goods was furnished today when the Japanese liner Hongkong Maru arrived with no cargo.

Of Chinese passengers the Hongkong Maru had only two. Eight took passage at Shanghai, but the boycott authorities heard about it and six were persuaded to go ashore and wait for an American liner. The other two were allowed to remain on the vessel for the reason that if they had awaited another vessel their registration tickets would have expired before they arrived here.

According to passengers on the Hongkong Maru there is a great business depression in Japan, and a number of steamship companies are on the verge of bankruptcy.

BUSINESS WILL INCREASE.

Railroad Officials Much Encouraged by Outlook.

Chicago, Aug. 22.—Traffic officials generally are predicting a large increase in the movement of general merchandise within the next few weeks. From investigations made by them of the conditions of stocks now in the hands of country merchants, they have found that these are run down to an extent that it will be absolutely necessary to have them renewed if the holders are to continue in business at all.

In a week or two agricultural communities will begin making their fall purchases. With the present crop prices they are certain to be in funds, and they are expected to be liberal buyers.

Plague Cases Reported.

Astoria, Aug. 22.—Dr. Holt, the local quarantine officer, received notification today that during the past ten days three new cases of bubonic plague have developed at points about San Francisco bay. The quarantine regulations applying to vessels hailing from San Francisco have been in full force for about a year, and the discovery of these new cases will mean that the regulations will continue for some time yet, in order to guard against a possibility of contagion being brought to this port.

Treasure Room Looted.

New York, Aug. 22.—It became known tonight that jewels valued at more than \$50,000 had been taken from a secret treasure room in the mansion of Frederick G. Bourne, at Oakdale, L. I. The treasure room was built when the mansion was erected and its existence was known only to the family. The jewels were those worn by Commodore Bourne's three daughters, Marion, Marjorie and Florence, at brilliant society functions.

Roosevelt Books Passage.

New York, Aug. 22.—It is reported here today that President Roosevelt has engaged passage on the liner Celtic, which will sail March 7, 1909, for Europe. If this report is true, he will remain in the country less than three days after his successor is inaugurated, and will lose no time in starting for the hunting trip in Africa that he has planned.

FEAR STRIKE RIOT.

Conditions Growing Serious in Alabama Coal District.

Birmingham, Ala., Aug. 24.—The nerve tension in the Alabama strike zone is exceedingly taut. The attempt at assassination of a nonunion miner at Pratt City last night is a theme of general discussion. Deputies attempted to make an arrest for trespass at mine No. 5 of the Tennessee company near Pratt City today and met resistance on the part of white women. Two women were arrested.

A big barbecue was held at Fulton Springs several miles north of this city today. Several thousand miners, union men, were present, and W. R. Fairley, Alabama member of the national board of miners, was among the principal speakers.

A number of evictions from company houses has been accomplished at the Sayre mines. Big bodies of men are meeting all trains along the north end of the mineral railroad.

Reports come that threatening letters are being dropped on the porches of homes of men remaining at work, and as a result many men are leaving.

AVERT CLASH ON BORDER.

French and German Officers Cooled in Emergency.

Paris, Aug. 24.—War between Germany and France was averted by the cool headedness of French and German army officers in a dramatic frontier episode which is reported from Lunenburg. Two German army corps are engaged in maneuvers near the border, and yesterday morning a battalion of French rifles, marching out from Ramboisvillers, approached within 50 yards of the frontier and suddenly found itself face to face with a German regiment which was drawn up at an equal distance on the other side.

The troops stood looking at each other for a moment without uttering a word or giving vent to an explanation, and then their respective commanders simultaneously ordered them to face about, and they were soon at a prudent distance from each other.

A fine illustration of military discipline was given on both sides, as a cry might have been the signal for serious trouble.

BUILD MANY SHIPS.

Japs Will Have Large Fleet of Auxiliary Cruisers.

New York, Aug. 24.—According to Kashiera Shiba, one of the managers of the Mitsubishi dockyard at Nagasaki, Japan, the Japanese government is making earnest efforts to increase its fleet of auxiliary cruisers. Mr. Shiba, who arrived at the Hotel Astor tonight, declared that while the Japanese navy is highly efficient, there is need of a fleet of steamships which could, in time of war, be converted into cruisers.

"Our dockyard," said he, "is working at its fullest capacity. We are at present turning out three 14,000 turbine steamships, which will do 21 knots, and which will ply between San Francisco and Hongkong via Japan. The boats will use oil for fuel. In addition to these boats, we are building four large steamships, which will run from Japan to England via the Suez canal. All these vessels will be at the service of Japan in case of war. Our dockyard, of course, is not the only one that is active in producing this big order for auxiliaries. The dockyards at Kobe and other places are all running at their full capacity."

Strikers Cry Conspiracy.

Montreal, Aug. 24.—A formal statement issued today by Bell Hardy, chairman of the federated trades of the Canadian Pacific railway system, charges that the strike of the past three weeks, in which 8,000 workmen have been engaged, is due to a conspiracy on the part of some of the officials of the company to disrupt the unions and drive the union men from the company's employ. This conspiracy, Hardy alleges, had its inception in conferences held by the railway superintendents and master mechanics early in the present year.

Cloudbursts in Colorado.

Pueblo, Colo., Aug. 24.—Cloudbursts in the vicinity of Florence tonight transformed Oak, Chandler and Sand creeks into raging torrents, which are sweeping through Florence and vicinity leaving ruin in their wake. The damage is expected to aggregate \$150,000. The Florence Fuel company alone has been damaged to the extent of \$2,000. Water covered the Santa Fe tracks to a depth of several feet, and the Rio Grande's are in danger.

Derelict in Mid-Pacific.

Honolulu, Aug. 24.—The steamship Asia which arrived here today from Hongkong and Yokohama encountered a derelict schooner in latitude 23.56 north, longitude 163.25 east. It is thought that the dismantled vessel was the Japanese schooner Kinomoto Maru. The Asia carries a cargo of silk valued at two and one half million dollars, to be landed at San Francisco. The steamer Aorangi en route from Vancouver to Australia arrived here today.

Meteor Falls in Kansas.

Salina, Kan., Aug. 24.—A large meteor fell three miles north of Ellsworth last night, lighting up the country for miles around, and burning brightly 20 minutes after it struck the ground. The meteor exploded when it struck the ground, and shook the town of Ellsworth.

NEWS ITEMS FROM WASHINGTON, D. C.

RENEGADES GO HOME.

Utah Indians Who Went to Dakota, Returning to Reservation.

Washington, Aug. 25.—The officials of the Indian bureau are expecting soon to hear of the arrival at their old reservation in Utah of 400 renegade Indians, who have spent the greater part of the last two years on the Sioux lands in South Dakota.

The Utes started on the long march overland July 20 and when last heard from had passed Fort Robinson, half way between the starting and stopping points. At Robinson some of the Indians dropped out and the bureau is now puzzled as to what to do with the stragglers. They are going slowly over the journey of 600 miles, disturbing no one and attracting little attention.

The Indians have manifested no disposition toward improper conduct. When they went away they said they were confident they could do better north, where game was more plentiful and the supervision less rigid. On arrival, they professed to be satisfied with their new homes and haughtily spurned overtures to return. When, however, they found that game laws were as rigid in one state as another, and especially when they discovered that they must work or starve, they seemed to experience a gradual change and they have recently been insistent upon returning to their Utah lands.

NEEDS LARGER NAVY.

Vessels Out of Commission Must Be Prepared for Emergency.

Washington, Aug. 22.—With the best portion of the American navy in Australian waters on its cruise around the world, and with demands for gunboats in Cuban waters, at San Domingo, Venezuela, Central America and various other places where American interests may need protection, the Navy department has been put to it to secure enough ships to fill urgent needs. Some vessels which have been long out of commission and others which had been relegated to innocuous demetude because of their antique build and equipment have been ordered into commission, and it is probable that the next congress will be asked to provide for some additional gunboats which can on occasion be utilized for police duty.

The gunboat Ranger, an old iron and wood barkentine, will be placed in commission at Cavite. The Frolic, a mere steam yacht used during the Spanish war, will also be placed in commission and accompany the Ranger to New York. The Wheeling will be placed in commission at the Puget sound navy yard.

Warships Not Faulty.

Washington, Aug. 26.—The report that the battleships of the North Dakota and Delaware class are regarded as unsatisfactory by the naval board, recently in session at Newport, is not credited here. Assistant Secretary Newberry, who was in consultation with the board, stated that no radical changes would be made in the plans of the Florida and Utah, the battleships of the Dreadnaught type. The board will not have its report completed until next week, when it will be sent to the president for approval. The new idea that will be recommended as a result of the Newport conferences will be carried out in the Utah and Florida, but will not be the cause of any changes in the plans of the North Dakota and Delaware.

Attack Immigration Law.

Washington, Aug. 21.—The Oceanic and Mercantile Steamship companies have appealed to the Supreme court of the United States the cases which were decided against them in the Federal court of New York and in which are involved the question whether the collector of customs is justified in refusing clearance papers to vessels which refuse to pay penalties imposed upon them for bringing undesirable aliens into this country. This brings into consideration the constitutionality of the present immigration law insofar as it deals with this point.

Press Rebate Cases.

Washington, Aug. 18.—The attorney general's office has been constantly in touch with the Interstate Commerce commission's representatives at San Francisco, where the railroad rebate cases are soon to be heard. It is reported that Attorney General Bonaparte has given orders that the agents of his office be in constant attendance at the hearings, as the reports are expected to have important bearing on rate and rebate litigation that is soon to be begun through the department.

To Build Clear Lake Dam.

Washington, Aug. 26.—The secretary of the interior has authorized the reclamation service to begin construction of the Clear Lake dam in the Klamath irrigation project, by force account. The total estimated cost of this work is \$165,000. Bids for erection of this dam have been rejected on the ground of excessive cost, and it is believed that work can be carried on effectively and economically with the force in hand.

Bacon Silent About Castro.

Washington, Aug. 20.—Assistant Secretary Bacon declined today to discuss the news from The Hague to the effect that the war minister had assured The Netherlands government that this country would interpose no objection to a blockade or other maneuvers on the part of The Netherlands against Venezuela.

CATCH JAP SEALERS.

Two Vessels With Crews of 59 Captured by Revenue Cutter.

Washington, Aug. 20.—Dispatches received today by the Department of Justice and the revenue cutter officials of the Treasury department state that two Japanese poaching vessels with total crews of 59 men have been captured by the revenue cutter Bear, near St. Paul's island, the chief island of the seal group in Behring sea. The dispatch received at the Department of Justice came from Assistant United States Attorney Raht at Valdez, who informed the department that the steamer Dora had just put in there.

The captain brought word of the capture, with the statement that the Hinzler Maru, the larger of the two vessels, was painted white in imitation of the revenue cutter Manning, which is at San Francisco, and that in further imitation of the United States vessel the Hinzler Maru carried forward yards of paper mache. The boat had a crew of 32 men and the Zeiki a crew of 27. The captain of the cutter Bear in his dispatch to the revenue cutter service, says that the captured men will be taken to Unga, Alaska, and turned over to a United States commissioner. He says he has sufficient evidence to convict the men and it is therefore, assumed here that the vessel captured contained seal skins.

WORK OF VALDALS.

Ninety-four Years Ago British Tried to Burn Capital.

Washington, Aug. 26.—Ninety-four years ago Monday a British army, under the command of General Ross, entered the city of Washington, having defeated 6,000 American soldiers on their way.

The capital was abandoned to the invaders, President Madison and other high officials of the government having left the city before the arrival of the British. In revenge for a Washingtonian having attempted to kill General Ross, whose life was saved at the expense of his horse, the British attempted to burn the capital. That building was saved, but the congressional library was destroyed, and with it many valuable historical documents.

The torch also was applied to the White House, the Treasury and the War and State departments, and before the British evacuated the city and the flames were extinguished, property valued at \$2,000,000 had been destroyed, and in addition several scores of Americans were killed or wounded.

Enlarge Bremerton Yard.

Washington, Aug. 21.—Naval department officials have decided that Puget sound navy yard shall be made the principal naval station on the Pacific coast and are formulating plans for its enlargement. It already has been decided to recommend at the next session of congress that another drydock be authorized, making three in all, and that when this is under way, a fourth will be asked. It is the intention of the department to equip this yard so it can handle all repair work on the larger vessels on the Pacific and Oriental stations. Detailed plans are now being worked out.

Extend Cable to Cordova.

Washington, Aug. 22.—Brigadier General Allen, chief signal officer of the army, today received information that the Washington-Alaska military and telegraph system had been extended to Cordova, Alaska, by the construction of a branch from the existing cable on the north side of Montague island to Cordova. The work was completed by the cable ship Burnside and the office of Cordova was called and opened for business on August 12. General Allen says the branch will be of great convenience, not only to the army, but also to commercial interests in Alaska.

Slow to Adopt New Plan.

Washington, Aug. 25.—T. P. Kane, deputy controller of the currency, stated today that the published statement that a large number of national banks in Oklahoma had notified the controller of the currency of their intentions to surrender their national charters and enter the state banking system, because of the opinion rendered by the attorney general that they cannot lawfully avail themselves of the state guaranty laws was not in accordance with the facts.

Stands All Tests.

Washington, Aug. 20.—The army airship board today decided that Captain Baldwin's dirigible balloon had met all conditions entitling him to the amount agreed upon for its purchase. The board calculated that the airship had maintained an average speed of 19.75 miles an hour while in the air two hours, one minute and 50 seconds, this being slightly more than the required minimum per cent of the maximum speed of 19.61 miles an hour.

Will Push American Claims.

Washington, Aug. 21.—Minister Coolidge today reported his arrival at Managua, Nicaragua. He has quite a number of claims of American citizens for injuries received during the recent trouble in Nicaragua, which will be pushed.

Bacon Takes to Mountains.

Washington, Aug. 21.—Assistant Secretary of State Bacon left Washington today for a month's vacation in the Rocky mountains, where he expects to hunt and fish.