

GUILT IS IN INTENT

Possession by Permission No Defense for Larceny.

50 DECIDES SUPREME COURT

Manny Howard Refused Certificate of Probable Cause - Decisions Handed Down in Six Cases, Five of Which Are Affirmations.

Where a defendant received property with intent to steal it is guilty of larceny, even though he received it with the consent of the owner.

SALEM, Nov. 3.—(Special.)—The Supreme Court handed down decisions in six appealed cases, in five of which the lower courts were affirmed.

State of Oregon, respondent, vs. Alexander Meldrum, appellant, from Baker County, Robert Eakin, Judge, affirmed; opinion by Justice Bowen.

In the case of the State of Oregon vs. Manny Howard, jointly indicted with Alexander Meldrum, Justice Bowen rendered a decision denying the application for appeal.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 1, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 2, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 3, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 4, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 5, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

State of Oregon, respondent, vs. R. W. Deal, appellant, case number 6, from Union County, Robert Eakin, Judge, affirmed; opinion by Justice Wolterson.

George H. Burnett, Judge, affirmed; opinion by Justice Bowen.

The Supreme Court cites section 1111, of Hill's code, which provides that "the naming and one executor in will shall not operate to discharge such executor from any claim which the executor had against him."

G. F. Luckey, administrator, respondent, vs. Lincoln County, appellant, from Lincoln County, Judge, affirmed; opinion by Justice Wolterson.

Field that where an objection has been made to the mileage of a witness who read out of the county and more than 30 miles from the place trial, and was called without a special subpoena having been secured, it is necessary, in order to recover the mileage, to show not only that the testimony was material, but also that the oral examination of the witness was important and desirable.

Petitions for rehearing were denied in the following cases: Everts vs. Kraft, findings amended; Hanthorn vs. Quinn, Lewis vs. Blackburn, Brown vs. Case.

ONE FIGHT ON TWO TRUSTS Result of Congressional Campaign in Massachusetts.

BOSTON, Nov. 3.—As the result of an issue raised in the campaign in the Tenth Congressional District, Messrs. William W. Towne was turned over to Washington, respectively the Republican and Democratic candidates for Congress from the district.

IN HARMONY WITH CASEY Colombian General Wires Troops Are Being Transported.

PANAMA, Nov. 3.—General Perdomo sent telegraphic message yesterday to the authorities at Bogota as follows: "Troops and war material are at present transported across the isthmus on trains furnished by the railroad company."

THE DAY'S RACES. At Lakeland. CHICAGO, Nov. 3.—Lakeland results: Six furlongs—Automaton won, Fake second, Filiform third, time, 1:35 3-5.

At Aqueduct. NEW YORK, Nov. 3.—Aqueduct results: Selling, seven furlongs—Stark won, True Blue second, Maiden third, time, 1:28 1-5.

All-Americans Win at Seattle. SEATTLE, Nov. 3.—The All-American bowling team today defeated a picked team from the Bismarck Club in a series of five games with a total score of 2752 pins, against 2633 made by the locals.

SEATTLE DEFEATS IDAHO

UNIVERSITY OF WASHINGTON TOO MUCH FOR THE MINERS.

Ten-to-6 Score by a Field Goal and Touchdown—Tilly Makes Sensational Run.

MOSCOW, Idaho, Nov. 3.—(Special.)—Idaho was outweighed 30 pounds to the man today in the game with the University of Washington, and the men from Seattle rolled up a score of 10 to 6, or five points in each half.

COURT BLOCKS HIS FIGHT WITH RICE.



WILLIAM ROTHWELL, "YOUNG CORBETT."

25 yards in one of the most sensational plays the day. The ball went back to Washington on a fumble and Spiedell punted 25 yards. Axtell made 5, Jenkins 20, and then Idaho could go no further and the pignick was over.

SMITH A PROFESSIONAL. The Famous "Locomotive" Is Barred From the Berkeley Varsity.

SAN FRANCISCO, Nov. 3.—(Special.)—"Locomotive" Smith, the famous Berkeley halfback, who coached the University of Oregon eleven during the season of 1901, has been declared a professional.

Los Angeles to Have Good Races. LOS ANGELES, Cal., Nov. 3.—James W. Brooks, manager of the Los Angeles Racing Association, announces that the 1902 season, 1903, racing will begin here and continue for 40 days.

National Field Trials Today. NEW YORK, Nov. 3.—At Wheatley Hills, the county seat of William C. Whitney, the 32d annual field trials of the National League Club of America will begin tomorrow.

Wisconsin Eleven Coming West. MADISON, Wis., Nov. 2.—The Wisconsin University football team will make the trip to the Pacific Coast for games with Leland Stanford University and the University of California during the Christmas vacation.

Corbett-Rice Fight Is Off. Legal Interference Seizes Club Managers Out.

WATERBURY, Conn., Nov. 2.—William L. Crowley, of Hartford, manager of the proposed exhibition, announced that both the Corbett-Rice bout and the preliminary bouts were off, on account of legal interference.

All-American Team Soon to Reach Portland. The All-American bowling team, which is now doing stunts over in Seattle, will be in Portland in a few days, and, if possible, arrangements will be made to hold an exhibition of some sort.

match, but very little was done about the matter, and the probabilities have been that no match will be bowled.

KNOCKS OUT TWO MEN.

Bantam-Weight Champion Too Much for Halliday and Finucane. CHICAGO, Nov. 3.—Harry Forbes, the bantam-weight champion, met two men in the same ring here tonight and defeated both.

MOB TAKES NEGRO'S LIFE

He Attacks Woman With an Ax With Purpose of Robbery. SALEM, Ala., Nov. 3.—Sam Harris, a negro, and who lives six miles south of here, about 5 o'clock this morning, during Mrs. Meadows' absence, and with an ax attacked Mrs. Meadows and her 18-year-old daughter, crushing Mrs. Meadows' skull and fracturing that of her daughter.

Colored Soldier Shoots Another.

MISSOULA, Mont., Nov. 3.—Frank Scott was shot in the abdomen early this morning by John Tyler, and is supposed to be mortally wounded. Both men are colored privates of the Twenty-fourth Infantry, stationed at Fort Missoula.

Sheriffs Trap and Slay Outlaws.

GUTHRIE, O. T., Nov. 3.—Bert Casey, an outlaw leader, and Jim Sims, one of his lieutenants, trapped by two Deputy Sheriffs near Cleo Springs, in Woods County, were today shot and killed.

Dies From Wounds at Hands of Son.

WAUKESHA, Wis., Nov. 3.—George Bowers, Sr., aged 74 years, died today from an assault committed last night by his son, George Bowers, aged 38. Young Bowers also seriously wounded his mother. Bowers returned home in a quarrelsome condition and attacked his parents with a cordwood stick.

As to Wet Feet

Probably there is no caution given by a doctor to his patients which is so important or so constantly repeated as the command to a girl not to get her feet wet.

A long train of fms follows upon wet feet, and the health of many a woman has been undermined by neglect of this.

With women wet feet are not the result of storms—for then rubbers are worn. They are the result of unexpected showers when no rubbers are at hand.

See these shoes for yourself and you will certainly buy a pair. We have them at all times in all sizes and widths.

Boots \$3.00 Oxfords \$2.50 Goddard-Kelly Shoe Comp's SIXTH AND WASHINGTON STS

MINING DEAL COMPLETED

LARGE COMPANY TO OPERATE GRANT COUNTY PROPERTIES.

W. E. Hurd Puts Through a Deal on Which He Has Worked Several Years.

W. E. Hurd of this city, principal owner of the Potosi group, Orphan Boy group, and Golden Gate group of mines in Grant County, in the Red Boy and Greenhorn districts, who spent five weeks ago to organize a company to operate all these mines under one management, returned Saturday, having successfully carried out his scheme.

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PIANO CLUBS

A Money-Saving, Pleasure-Giving Plan.

Wholesale Prices to Retail Buyers or Members on the Very Best Planos Made—Astonishingly Small Payments—Investigate and You Will Join One of the Clubs Now Forming.

Under the club system inaugurated for the first time in Portland by Eilers Piano House, purchasers get the benefit of the retailers' profit.

On Sunday morning we advertised our intention of forming piano clubs in Portland, the same that had been employed so successfully by our San Francisco house a short time ago.

To begin with, members of these clubs get the very best pianos made, such as the Kimball, Decker, the Weber, Chickering and others, and they get them at dealer's prices, and in addition they have been constantly kept busy sending out the pianos.

There will be four piano clubs—"A," "B," "C" and "D," each club being limited absolutely to but one hundred members.

Members of Club "OB" will deposit \$5.00 and then \$1.00 weekly.

There are also two organ clubs, limited to but 100 members each.

And remember, you get dealer's prices—\$75 and \$80 organs, with two sets of reeds and couplers, 20 for \$28, \$48 and \$52.

And remember, every instrument we sell is guaranteed by us for five years.

Four other stores—San Francisco and Sacramento, Cal., and Spokane, Wash.

Uniform Inimitable Unique Hunter Baltimore Rye The American Gentleman's Whiskey

NO PAIN! NO GAS!

No charge for painless extraction when teeth are ordered. All work done by graduate dentists of 12 to 20 years' experience; a specialist in each department. We will tell you in advance exactly what your work will cost by a free examination.

New York Dental Parlors Fourth & Morrison Sts., Portland, Ore. H. L. Lightfoot, D.D.S., and N. P. Terminal Co., D.D.S.

HAND SAPOLIO FOR TOILET AND BATH Delicate enough for the softest skin, and yet efficacious in removing any stain.

THE PALATIAL

OREGONIAN BUILDING



Not a dark office in the building; abundant, fireproof, electric lights and artesian water; perfect sanitation and thorough ventilation. Elevators run day and night.

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WINE of CARDUI FOR WOMEN

THE MODERN APPLIANCE—A positive and perfect remedy for all cases of indigestion, flatulence, constipation, and all other ailments of the digestive system.

MEN NO CURE NO PAY

THE MODERN APPLIANCE—A positive and perfect remedy for all cases of indigestion, flatulence, constipation, and all other ailments of the digestive system.

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