DEMANDS HELD UNJUST

Peace Terms Allow No Recognition of Union.

EIGHT HOURS IMPRACTICABLE

Lender of Mine Operators Holds the Earnings of the Men Are Not Less Than Callings Requiring Equal Skill and Training.

BAER'S REPLY IN A NUTSHELL,

The demand for 20 per cent increase in wages is arbitrary, unreasonable and

Less than a 10-hour day is neither practicable nor desirable.

The rate of wages is not lower than in other sections.

The earnings of the men are not less than in other collings requiring equal skill and training. Employes of economic habits have

been able to save money. Children are not prematurely forced into the breakers, instead of being sup-ported and educated on the earnings of

The terms of appointment of the on preclude the United Mineworkers of America from any rec-

WASHINGTON, Nov. 11.-President Buer, of the Philadelphia & Reading Coal & Iron Company, has filed with the Anthracite Coal Strike Commission the reply of that company to the statement made by John Mitchell, president of the Mineworkers of America, concerning the points involved in

America, concerning the points involved in the authracite coal strike, Following is the full text of Mr. Baer's statement: "To the Anthracite Coal Strike Comme-sion: The Philadelphia & Reading Coal & Iron Company, replying to the demands of John Mitchell, representing certain an-thracite mineworkers, says: "First-That it owns 37 collieries situ-

ated in the Countles of Schuylkill, Northumberiand and Columbia, and that it did operate, previous to the strike lunuguthe United Mineworkers of America, 33 collieries and four washerice, and that at that time it had 26,829 cmployer in and about the mines.

Higher Wage Demand Arbitrary.

Second-The first deman! for 20 per cent increase upon the price paid during the year bul to employes performing contract or piece work is arbitrary, unreasonable and unjust. This company denies there is such similarity between the mining of bituminous and of anthracite coal as to make wages paid in one a standard for the other. It hvers that the bituminous fields extend over many states of the Union; that they differ widely in the physical and local trade conditions, which largely control wages; that the work of mining an-thracite coal is not substantially similar work to the mining of bituminous coal, We admit that the tendency

Pay Not Less Than at Other Mines. "Third-This company denks that the present rate of wages is lower than is paid in other mines in the same locality and controlled by like conditions. This com-pany is not informed as to the average nnual carnings in the bituminous coal fields, but it avers that nearly all of its, former employee who during the past five months worked in the bituminous mines have returned to the anthracite coal re-gions, preferring to work in the anthracite mines. And it further ayers that the annual earnings of the anthracite minework-ers are largely reduced by their refusal to work as many days as it is customary to work in other occupations, and that by great loss, and the cost of producing at is largely increased, and the annual of its employee diminished,

"Fourth-This company denies that the average annual earnings of the men working full time in the anthracite coal fields are less than the average annual earnings of occupations requiring equal skill and

"Fifth-This company denies that "the rate of wages in the anthracite coal fields is insufficient to compensate the mineworkers, in view of the dangerous character of the occupation in relation to accidents, Hability to serious and permanent disease, the high death rate and the short trade life incident to this employment."

Region Generally Prosperous. Sixth-This company avers that, while the sixth specification is too general and vague for specific answer thereto, it is true that the anthracite coal region, almostly entirely dependent upon the an-thracite mining industry, is one of the most prosperous in the United States, and that the employes of economic habits have saved and invested their, earnings in houses, building associations and other and that deposits in savings. state and National banks aggregating mil-lions of dollars have been made by such employes; that the standard of living is equal to that of the average Amer. workman, and that the towns and cities are better than any mining towns in the bituminous con, fields of the United States.

This company denies that the alleged increased cost of living has made it impossible to maintain a fair standard of life upon the basis of the present wages, or to secure any benefit from increased prosperity, and that the condition of the workpoorer on account of it.

Education in Reach of All.

This company further denies that 'the children of the anthracite mineworkers are prematurely forced into the breakers and mills instead of being supported and edu-cated upon the earnings of their parents, because of the low wages of such parents. or that such wages are below the fair and just earnings of mineworkers in this industry. It avers that the State of Pennsylvania makes large annual appropria-tions to schools, and that the school districts levy local taxes for school purposes; that textbooks are supplied from public funds, and that the laws provide for compulsory attendance at public schools. In the County of Schuylkill this company puld for school taxes in the year 1901 \$80, 600. The local-school boards are elected by the qualified voters of the townships, boroughs and cities. The means of education organ and cities. The means of education provided by the state, through its system of free schools and compulsory attendance, are not fully utilized because of the failure of local school boards to enforce compul-

evry attendance, but the wages paid are

gions desiring to attend school. Child Labor Laws Obeyed.

"No boys are employed in and about the mines and breakers in violation of the statutes fixing the ages of employment. In addition to provisions for education, ample hospitals for the care of the sick and injured are maintained in the anthra cite coal regions. This company avers that there is not anywhere else in the world a mining region where the workmen have so many comforts, facilities for education, eneral advantages and such profitable cm-

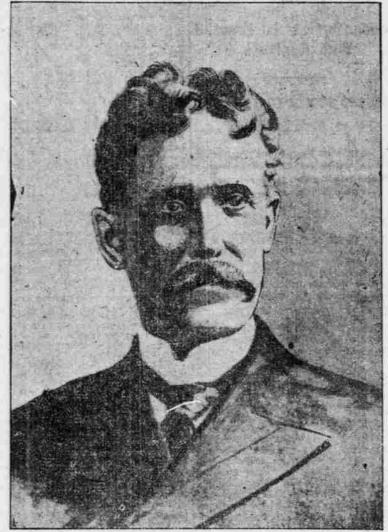
"Seventh-This company denies that the second demand, 'for a reduction of 20 per cent of hours of labor without any reducin support of the demand are impracticable any recognition in the proceedings, recoming so far as they relate to the mining of anthracite coal. The certified miners, under present conditions, seldom work eight "Further answering, it says that if and

lence were used to prevent pumping of the mines to save them from destruction and to prevent nonunion men from working. The situation is well described in the proc-lamation of the Governor of the State of Pennsylvania, to which we beg to refer as part of this answer. This company avers that these acts of intimidation to person, Injury to person and property and disturb-ance of the public peace were contrary to the law of the land.

Union Connot Be Recognized. "This company, further answering, avers that the jurisdiction of this commission is limited to the conditions named in the statements of the coal company presidents by virtue of which the commission was appointed, and that by express terms as well as by necessary implication the in-vestigation is confined to matters affecttion in earnings for all employes by the hour, day or week, is either just or equitable, and avers that the reasons assigned Mineworkers of America from any part or

hours a day. The greatest cost in the pro-duction and preparation of anthracite cost for market is not in the cutting of the shall obey the law of the land, respect the coal. Many employes are paid by the right of every man to work, whether he month, the pumping continues day and belongs to a union or not, and shall honnight, the machinery is expensive, and the cost of coal is largely conditioned on the curing good work, efficiency, fair produc-

PRESIDENT OF AMERICAN BANKERS' ASSOCIATION.



MYRON J. HERRICK, OF CLEVELAND, OHIO,

collicries running full time. The output is tion and necessary discipline, trade agree entirely dependent on the quantly of coal ments may become practicable.

a certified miner is willing to cut daily.

"And, further answering, the company and because of this it is seldom practica-says it does not and will not directioninate

ble to work the breaker full time Ten-Hour Day Not Too Long.

"In general we deny, in so far an relates to anthracite mining, "that the 10-hour day is detrimental to the healthy life of the and, making all neccentry allowances for and state governments and of labor organizations is conditions, it denies that the izations is toward shorter hours, but deny that a working day of few than 10 hours that a working day of few than 10 hours that a working day of few than 10 hours than 10 hours than 10 hours that a working day of few than 10 hours than 10 hou this company is lower than that paid in the bituminous coal fields, whose coal output competes actively with the products of 10 hours is too long, but there is no exhausting labor which justifies a reduc-tion of hours of work in the unthracite coal mines.

"Any increase in wages will necessarily increase the price of coal to the public, restrict its use, and aeriously affect the ability of the industries using bituminous coal; it will bear heavily on the workmen and necessarily oppress the general pub lic and injure the general business of the country. Because of the injury to the mines by the strike of the United Mineworkers of America, the cost of producing coal has been greatly increased, and a temporary advance in price was made by this company, but it will be impracticable to continue such increase when mining op-

erations become normal. No Trouble About Weighlug of Conl. "Elighth-This company, replying to the third demand, eavs it has had no disagreement with any of its employes about the weighing of coal. The quantity is usually determined by measurement. When coal is mined by the ten, it is customary and necessary to make allowances for slate and impurities. But this commany does not mine by the ton. It denice that there is anything unceasonable or unfair in the method it has practiced in arriving at the measurement of coal from its mines.

"Ninth-This company, replying to the fourth demand, says that the United Mineworkers of America are primarily a bitu-minous coal organization; that bituminous coal is a rival competitor in the market with anthracite coal; that ever since the America in the anthracite fields the business conditions in the anthracite mines have become intolerable; that the output of the mines has decreased, discipline has been destroyed, strikes have been of al-most daily occurrence; men have worked when and as they pleased, and the cost of mining has been greatly increased. At the Shamokin convention of the United Mine-

workers of America, referred to in the statement, it was resolved; "That the United Mineworkers at any colliery, when the employes refuse to become members of the organization or went the button, the local governing such colliery, after using all persuesive measures to get such employes to join, and fallin in such, shall have full power to suspen full operation at such colliery until such employes become members of the organi-

Inauguration of the Strike.

"Subsequently, towit, on May 12, the United Mineworkers of America inaugurated a strike, and by threate and intimi-dation caused a suspension of work at all mines. Under date of May 21 they Issued a formal official order requiring all pump-men, firemen and engineers to desert their posts of duty, with intent to force submission to their unjust demands by the de-struction of the mines. By threats and violence they tried to prevent other men from taking the places of the firemen, pumpmen and engineers. The raid United Mineworkers of America well knew that if this company did not succeed in keeping the pumps going, the mines would be so greatly injured that it would be impossible to mine coal for many months after the strike ended; and that by reason thereof the workmen of the anthracite fields would be deprived of employment and the public be made to suffer untold hardship because

of the inability to produce fuel.
"In obedience to the power expressly given by the Shamokin convention, to sus-

against workmen belonging to the United Mineworkers of America, or any other labor organization, so long as they perform milefactory work and behave as law-ablding people should, but that the company is detrimental to the healthy life of the mineworkers; that shorter hours improve the physical, moral and mental conditions of the workers, and that shorter hours in to doubt the right of employment to has got tired of its so-called leaders on the

> THE PHILADELPHIA & READING COAL & IRON COMPANY "By GEORGE F. BAER, President. F. Whalen, "S. P. Wolverton, Counsel."

Miners Stand by Blacklisted Men. TAMAQUA, Pa., Nov. 11.—At a meeting of the employes of the Lehigh Coal & Navigation Company a committee was appointed to wait upon W. D. Zehner, the superintendent, and inform him that unless the 218 officials of the various locals in the Panther Creek Valley, who, it is alleged, have been blacklisted, are reinstated in their old physicians before the end of the week a general strike, will

Other Operators' Replies Received. WASHINGTON, Nov. II.—Carroll D. Wright, of the Anthracite Commission, has received the replies of the six signa-tory parties representing the cold opera-tors to the statement of Jehn Mitchell. filed with the commission. These replies will be sent to Mr. Mitchell and made public tomorrow, except that of President Bacr, of the Reading Company, which made public today.

Under Bosses Reinstated

SHAMOKIN, Pa., Nov. 11.-All under cosses, who went out with the pumpmen and engineers during the recent strike, were reinstated today at the Philadelphia & Reading Coal Company's mines at Shamokin and Mount Carmel, The miners are idle still because of the mines not being in good working condition.

Tenchers' Row May Break In Union. CHICAGO, Nov. 11 .- As a result of the vote in favor of an affiliation of the Chi-cago Teachers' Federation with the Ecderation of Labor, the termer organization is threatened with disruption

MASCAGNI IS RELEASED. Famous Composer Effects Temporary

Settlement of \$10,000 Bond. BCSTON, Nov. 11 .- Pietro Mascagni, the imposer, appeared in court today in the ed \$10,000 bonds for him at the time of his arrest on mesme process Sunday, court ordered his release.

Later in the day Mascagni was again arrested on a meané process in connection with the suit brought against him by Joseph Smith, who conducted the negotiations in Italy that resulted in the compos-er's contract for his American tour with the Mittenthal Bros. Mr. Smith asserts that he has a contract by which Mascagni agreed to pay him a certain per cent of the \$60,000 he was to receive from the Mittenthal Bros. For this commission, \$1200, Mr. Smith now sues. The writ in this case is returnable on the same day as the Mittenthal writ, December 1.
A temporary settlement was quickly ef-

No Longer Excited Over Mascagni. ROME, Nov. 11.-Now that the facts in connection with the arrest of Mascagni at Boston are known, the excitement raised by the incident has subsided.

fected through the acceptance of a \$12,000

Castro Returns to Caracas WASHINGTON, Nov. 11.-A cable re-ceived from Minister Bowen, at Caracas, announces the return of President Cas-tro to that capital. The Minister indi-cates that the war is over, and the expend operations at such collieries until ecutive branch of the government is re-such amploves become members of the or-catabilished at Caracas.

Oxnard Begins Anew Anti-Reciprocity Campaign.

A WARNING IN LATE ELECTIONS

Indorsement of Roosevelt Means Less Strength for Beet-Sugar Octopus, and Its President Already Shows He Realizes as Much.

OREGONIAN NEWS BUREAU, Washington, Nov. 11 .- Oxnard is here already fighting Cuban reciprocity. He and other beet-sugar advocates recognize that in a treaty with Cuba sugar is likely to be given 3 per cent, instead of the 20 per cent carried in the bill, which failed at the last session. As this trenty does not have to go to the House, it will require simply two-thirds of the Senate to put it through, and the hearty indorsement which has been given the President in the late elections will probably end a great deal of the opposition that was displayed at the last session. If the friends of Cuban reciprocity insist upon action, they can keep the treaty before the Senate to the exclusion of all other business, and so pass it in spite of the opposition that

The Oxnard interests have begun their campaign early, as they did before the last session, but they are not so arrogant as they were a year ago, as they know what it is to encounter the determination of the President to carry out what he believes to be justice to the Cubans.

DUE TO ROOSEVELT.

Dubols Says Irrigation Bill Proved the Death Blow to Democracy. OREGONIAN NEWS BUREAU, Wash-

ington, Nov. 21.-Fred Dubois attributes Republican success in the Mountain States to the enactment of the irrigation law. He says President Roosevelt was given credit for it, and was entitled to the credit of recommending and urging the passage of the law, although it was passed in the House by Democratic votes. Still, the Democrats could not convince the people of the West that anybody but Roosevelt was responsible for that law, and the Republican vote was an indorsement of the President's policy.

Dubols declares that National issues played no part whatever in the Mountain States, and says that the Republican platform, with its indorsement of tariff revision, was simply a humorous feature of the campaign. He does not think Republican success is at all permanent, but says when the people find that they are not going to get large amounts of money out of the Treasury under the irrigation law, which they now expect, they will return to the Democratic party. At present every county, according to the Senator, thinks it is going to get a large share of money, of which there is only \$9,000,000 available for irrigation purposes. This amount, he says, will not spread over all the territory that expects it.

DEMOCRATS WANT NEW LEADER. Lind Might Win if He Had Not Just Come Over From Republicans.

OREGONIAN NEWS BUREAU, Washof the workers, and that shorter hours in-the members of its organization. Respect-ficer of the House, and may call anoth man. George B. McClellan is quite favorably spoken of, but as he seems to be slated for the Democratic nomination for Mayor of Greater New York, it is not probable that he will aspire to the House leadership. Already there is talk of John Lind, just elected in the Minneapolis district. Lind was a power in the House as a Republican, and he is beyond question one of the ablest men the Democrats have elected to the next Congress.

The fact that he has changed politics would probably cause some old-line Democrats to oppose Land, but the gountral honor of a Democratic nomination may again be given to Richardson.

ADDICKS APPEALS TO "MACHINE." He Wants to Use Federal Patronage.

but Rooseveit Is Not Willing.

OREGONIAN NEWS BUREAU, Washngion, Nov. II.-Addicas, of unsavory reputation in Delaware, is asking the National Administration to assist aim to the Senatorship. He wants an the patronage or Delaware placen in his names to that end. Being a member of the Republican National committee, he can got some cialms upon the kepubican macaine, but It is concilled if President Proservill bent ignore the depublicans who have been ngating adoless and his methods. Addicks is decianing that he and another hepublican will be excited as boon as the Legislature meets; but this is a part of his brag. No one has any configure in

MERCER MAY BE REWARDED.

him. The probabilities are that Denware

will go unrepresented for another two

Well-Known Aebraskan Wao Was Knifed May Be tierk of House. ORLGONIAN NEWS BUREAU, Wash-

ington, Nov. 11.-The popularity of Representative Dave Mercer, who was defeated for re-election by the aid of Editor Rosewater, in Omaha, may result in making poor debtors' session to secure formal re-lief from obligation to those who provid-seems to have held a mortgage on the place for a great many years, whenever the Republicans were in control, but Mercer's friends may desire to show their conndence in him by making him the clerk, a position usually given to an ex-member. Mercer's chances would be much enhanced if Dalzeil should win the Spaakership, as the clerk would then be given to some other state.

Hypnotism Employed in Murder Case SAVANNAH, Ga., Nov. 11.—Hypnotism has been employed in the case of an ex-convict named Milier, a negro, who confessed to the murder of Gugie Bourquin and his colored body servant, to make him reveal the facts. Miller alleged he was hired by a white man to kill Bourquin. His confession was regarued as a fabrication, and he was put under hypnotic influence in order to prove or disprove his strange story.

or disprove his strange story.

Miler, in his trance, said he did not fire the shots that killed Bourquin, but that he heard them and knew who fired them. He was put into a buggy with two officers and made to go through with two officers and made to go through with what he alleges to have been his connection with the tragedy. Still in a trance, he drove into the country and pointed out the exact locality where he asserts the shooting occurred. Miller described minutely four men, who, according to his

TRUST FIGHTS CUBA THOUSANDS HAVE KIDNEY TROUBLE AND DON'T KNOW IT



To Prove What Swamp-Root, the Great Kidney Remedy, Will Do for YOU, Every Reader of "The Oregonian" May Have a Sample Bottle Sent Free by Mail.

Weak and unhealthy kidneys are responsible for more sickness and suffering than any other disease, therefore, when through neglect or other causes, kidney trouble is permitted to continue, fatal results are sure to follow.

Your other organs may need attention-but your kidneys most, because they do most and need attention first.

If you are sick or "feel badly," begin taking Dr. Kilmer's Swamp-Root, the great kidney, liver and bladder remedy, because as soon as your kidneys are well they will help all the other organs to health. A trial will convince anyone.

The mild and immediate effect of Dr. to pass your water frequently night and illmer's Swamp-Root, the great kidney day, smarting or irritation in passing, and bladder remedy, is soon realized. It brickdust or sediment in the urine, head-Kilmer's Swamp-Root, the great kidney and bladder remedy, is soon realized. It stands the highest for its wonderful cures of the most distressing cases, sleeplessness, nervousness, heart disturb.

Swamp-Root will set your whole system ance due to bad kidney trouble, skin erupright, and the best proof of this is a tions from bad blood, neuralgia, rheu-

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Oct. 5, 1991.

I had been suffering severely from kidney trouble. All symptoms were on hand; my former strength and power had left me; I could hardly drag myself along. Even my mental capacity was giving out, and often I wished to die. It was then I saw an advertisement of yours in a New York paper, but would not have paid any attention to it, had it not promised a sworn guarantee with every bottle of your medicine, asserting that your Swamp-Root is purely vegetable, and does not contain any harmful drugs. I am seventy years and four months old, and with a good conscience I can recommend Swamp-Root to sil sufferers from kidney troubles. Four members of my family have been using Swamp-Root for four different kidney diseases, with the same good results."

With many thanks to you, I remain, Very truly yours,

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Dr. Klimer, the eminent kidney and blad-der specialist. Hospitals use it with won-derful success in both slight and severe cases. Doctors recommend it to their patients and use it in their own families, because they recognize in Swamp-Root the greatest and most successful remedy. Swamp-Root is pleasant to take and is You may have a sample bottle of this for sale the world over at druggists in famous kidney remedy. Swamp-Root, sent free by mail, postpaid, by which your may teet its virtues for such disorders as kidney, bladder and uric acid diseases, poor digestion, when obliged Y., on every bottle.

EDITORIAL NOTICE-If you have the slightest symptoms of kidney or EDITORIAL NOTICE—If you have the slightest symptoms of kidney or bladder trauble, or if there is a trace of it in your family history, send at once to Dr. Klimer & Co., Binghamton, N.Y., who will gladiy send you by mall, immediately, without cost to you, a sample bottle of Swamp-Root and a book containing many of the thousands upon thousands of testimonial letters received from men and women cured. In writing, be sure to say that you read this generous offer in The Portland "Daily Oregonian."

murdered Bourquin. Miller is illiterate, being able neither to read nor

POSTAL RECEIPTS GOING UP Last Month Credited With a Good

Increase Over October, 1901, WASHINGTON, Noy, 11—Statistics of the gross postal receipts of the Government for last month, as compared with October, 1901, at 56 of the largest postoffices in the country, show a total of \$5,589,589, an increase of 13 per cent. The increase at New York was 11 per cent, and at Chicago 19—per cent, the receipts being \$1,185,588 and \$58,1891 recently of The increase in and \$864,884, respectively. The largest in-crease was 35 per cent at Los Angeles, closely pressed by 33 per cent at Milwaukee. The largest decrease was 11 per cent at Buffalo.

Hancock to Be Leceiving Ship. WASHINGTON, Nov. II.—The Secretary of the Navy has directed that the Army transport Hancock, recently transferred to the Navy, be placed in commission at the Mare Island navy-yard as soon as practicable, in order that she may be ready by December 1 to sail by way of the Straits of Magellan to New York, where the will replace the triple-screw cruiser Columbia as a receiving ship. The Hancock is smaller than the Columbia, but has greater living accommoda-

Given Old Places by Roosevelt. WASHINGTON, Nov. 11 .- The President has appointed William Michael Byrne to United States District Atterney for ware, Mr. Byrne resigned this poei-Delaware, tion last October and was a candidate for Congress in the recent election as a Union Republican. He, however, was de feated, and has now been given back his old position.

To Cut War Department Estimates. WASHINGTON, Nov. 11.-In the cett-mates for the next fiscal year, Secretary Root will reduce the amount for the War Department, not including the army, to \$50,000 less than the expenditures were before the beginning of the Spanish War, Owing to the extra force necessary dur-ing the war, the expenses were largely

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Purifies the blood, gives strength to the nerves, and brings color to the cheeks. Ayer's Pills regulate the bowels, cure constipation and biliousness, and aid the digestion. Two grand family medicines. Sold

ed today that the Monitor Wyon be delivered to the Government at Mare Island Navy-Yard, San Francisco, No-

TAFT NAMES NEW OFFICIAL Illinois Man Made Superintendent of Education in Philippines.

WASHINGTON, Nov. II .- A cable dispatch received at the War Department from Governor Taft announces that he has appointed Elmer D. Bryan, formerly of Bloomington, Ind., as Superintendent of Education for the Philippines. Mr. Bryan has been Superintendent of Schools of Manila.

Christmas Presents Subject to Dury. WASHINGTON, Nov. 11.—The Insular Bureau of the War Department has in-formed the Philippine Government that, according to the decision of the Cabinet, Christmas presents sent to the islands will be subject to the same duty as other

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Headache, billousness, heartburn, Indigestion, and all liver ills are cured by

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