## it over, and Boyd & Arnold, after waiting THE RECEIVER STAYS

JUDGE STEARNS DECIDES THE PRA-GER FAILURE CASE.

#### Charles E. Morgan on Trial-Theater Injunction Dissolved-True Bills Found.

A petition for the removal of F. K. Ar-nold as receiver in the case of the H. R. Claffin Company va. Prager Bros., and the Farmers' & Mochanics' Store, was denied yesterday by Judge Stearns. The H. B. Claffin Company is required to give a bond sufficient to cover the amount of the Judg-ments against Prager Bros., in favor of relatives. These judgments are in the sum of \$42,000, and are claimed by the H. B. Claffin Company to be fighting and void. The bond to be filed in to serve to protect Prager Bros. from damage sustained, in the event the invalidity of these alleged relatives' judgments in not catabilished. A petition for the removal of F. K. Ar-

the event the invalidity of inese alleged relatives' judgments is not catabilished. Proceedings by the H. E. Claffin Com-pany, enjoining the shortiff from selling the property in the Farmers' & Mechanics' store, and praying the court to tura the same over into the hands of the receiver, were also ordered taken. The property will then be sold by the receiver, and the indements scaling Prayer face. will be orjudgments against Prager Broa, will be or-Gored paid by Judge Stearns, in the order in which they were taken, save the judg-ments in favor of the relatives, attacked by the H. E. Claffin Company. The amount of these relatives' judgments is to be turned over into the hands of the court, pending a final decision in the H. B. Challn Com-pany suit as to whether or not the relatives' claims are determined to be valid or

The other judgments against Prager Bros. will be paid in full in the order in which they were fied and decreed in Judge Shatinek's court. In case the property does not realize sufficient money to pay all of the judgments in full, all firms hold-ing judgments, after the fund has been exhausted, will, of course, get nothing. The judgments in favor of the alleged relatives. contested by the H. B. Claffin Company, occupy a leading position on the judgment list, and will be paid in their order, but, as otherwise stated, this money will be held subject to the control of the court, for final disposition, when the H. B. Claffin Com-pany litigation is disposed of.

#### SHORT LINE RECEIVERS ANSWER Pour More Railroad Dosuments Filed

in the Federal Court.

Four documents connected with the case of John Dillon, trustee, vs. the Oregon Short Line & Utah Northern Railway Company, were received by express from Omaha yesterday, by Captain Sladen, and filed in the United States circuit court.

One is the joint and several answers of  $\mathbf{S}$  H. H. Clark and others, receivers of the 0, S L. & U. N. R. Co., to the bill of complaint of John Dillon against them, or so much thereof as is material saving all exceptions in their favor. It admits all and singular nearly all the allegations of the bill of complaint, except those of the ninth paragraph and a part of the tenth, in regard to which they claim to have no definite and certain knowledge, and are willing to leave to the court to decide. These defendants expressly deny that they have in any way diverted or used the revenues coming into their hunds as receivers for the purpose stated in the complainants' bill, but, on the contrary, have administered the property fairly, and disposed of the income of the O. S. L. & U. N. R. R. Co. according to the orders made for their government All of these things the defendant is ready and willing to maintain and prove, and so

prays to be dismissed with costs. A second document is the separate an-swer of the O. S. L. & U. N. R. R. Co. to the bill of complaint of John Dillon, trus-tee, sgainst the defendant company nbove mentioned, admitting the greater part of the allegations of said complaint, and pleading want of sufficient knowledge to make definite, positive and direct answer to the others, and asking to be dis-

tissed with costs. The next is the separate answer of the Union Pacific to the same complaint, and is much to the same effect, but stating that in regard to the lith paragraph thereof it is not sufficiently advised to make definite answer. Defendant prava that complainant be required to submit all his proofs, and that upon a final hearing and determination of the cases the re-

spective rights and liabilities of the several parties may be found and deter-

upon him to make good his deficiency unti Morgan has heretofore borne a go character, and drink is said to have cause his downfail. He has got well braced up since his arrest, and in court yesterday presented a good appearance. His defense nappears to be that he was acting as much

nppears to be that he was acting as much for the headquarters agency of the insur-ance company, at San Francisco, as for Boyd & Arnold in this city, and therefore is not responsible to Boyd & Arnold for all of the money he received, particularly for this 5600 charged, or the lion's share of it. A contrary claim is made by the prosecu-tion. The trial was not concluded yester-day and will be taken up around this mornday, and will be taken up again this morn

#### Right-of-Way Transferred.

A very lengthy document was yes filed in the state circuit court, which related to a transaction between the South-ern Pacific and the Northern Pacific Ter-minal Company. From the 39 pages of typewriting in the document, it was supposed to be comething important, but a careful examination showed that it amount ed to nothing more than a transfer of the right-of-way of the Southern Pacific over the portion of Fourth street included in th Terminal grounds," to the Terminal Com-pany, with provisions that in case exist-ing arrangements should come to an end, the right-of-way should revert to the

Southern Pacific. The West Side trains of the Southern Pacific now run into the Union passenger depot and to the Southern Pacific freight depot near the west side of the Terminal grounds, and so no longer has any use for the other track, which runs diagonally across the grounds. The whole matter is of but little interest to any one except the railroad companies.

#### In Justice Geisler's Court.

Hans Johnson and A. Waltlen had a searing before Justice Gelsler yesterday, harged with the larceny of two calves be-

charged with the farceny of two caves be-longing to William Hess. Johnson was discharged, but Walten was held in \$100 to appear before the grand jury. Lee Lung, a Chinese, was fined \$15 for defacing a building. A month ago, while the opening of a new joss house, on Sec ond street, was being celebrated, a pis tol ball crashed through one of the from ol ball crashed through one of the from indows, passing over the heads of those windows, passing over the heads of indee inside, and creating a great excitement. Lee Lung was supported of being the guilty party, but he claimed he was in Vancouver at the time. He is thought to be a member of one of the highbinder ind, the evidence being strongly against tim, he was found guilty and the fine

# imposed. A Waitress Sues Mr. Quimby.

A Waitrees Sues Mr. Quimuy. The high water of June, 1894, is partially responsible for a small suit which was tried before Judge Hurley yesterday. Georgie Dickerson, a waitrees, chaims \$5 due from L. P. W. Quimby for services rendered. Mr. Quimby tenders \$14. He says the young woman is mistaken in her ac-count, and declines full allowance during the flood consequent of interrution to the flood, consequent of interruption to business. The case was previously tried in a justice's court, and was appealed by the hotel-keeper. A remaining witness in the case will be examined today.

#### Seld Back May Have to Pay.

A suit of Henry Fallon vs. Charles W. Johnston and Seld Back was tried before Judge Hurley yesterday. Seld Back indorsed a note for \$300 for Johnston in Sep-tember, 1833, and unless Johnston comes to the front, will have to pay it, as the jury returned a verdict for the full amount and for attorneys' fees. During the trial of the case, it was shown that \$15 a month interest was paid.

## Albina Grocer Attached.

R. Sylvester, an Albina grocer, has been attached by his creditors on suits filed in the state circuit court, as follows: R. L. Sabin, of the Merchants' Protective Union, for \$112 76, in behalf of the following firms: Closset & Devers, \$71 25; Charles Hegele & Co., \$15 25; Luckel, King & Cake Soap Co., \$6 25; B. Guggenheim, on a claim assigned by Walter Bros., \$25 52; Mary Stark, note,

#### Marshall Gets Minety Days

H. E. Marshall, convicted of petit larenv in stealing old iron chains and bolts from the Cascades & Eastern railway, a the Cascades, was yesterday sentenced by Judge Stephens to 90 days in the county Jail.

#### Court Notes.

Henry Alkan has filed suit in the state dreuit court against G. Heitkemper for

# THE MORNING OREGONIAN THURSDAY, FEBRUARY 28 1895.

# NO GORE WAS SPILLED BUT THE SEARS-M'GINN BATTLE

# CREATED A SENSATION. A Variety of Stories About the Great

# Conflict-As It Appeared From Several Points of View.

The street fight Tuesday night between State Senator McGinn and Sheriff Sears was an agitating topic of conversation yesterday. No similar incident had exited so much conversation since the celeed encounter between Governor Pen-r and James O'Meara, many years Comments on the opisode were varius, and a great many people offered a variety of personal reminiscence about their exact whereabouts and their impres-sions when the sensational incident ocurred; while those few who were fortu



As Mr. Sears Thinks It Was. nate enough to have seen the thrilling epi

sole were centers of attraction; indeed, were heroes as much envied and admired as Tom Sawyer and Huck Finn, after they got back from the celebrated drowning adventure. Grand Army men refreshed their memories of famous battles and told anew stories of curnage and bloodshed on many a gory field. Students of history re vived stories of the deadiy encounter be-tween Aaron Burr and Alexander Ham-liton, and the no-less noteworthy meeting between Abraham Lincoln and Jame between Abraham Lincoln and James Shields; while those inclined to biblical lore made mention of the justly celebrated duel between David and Goliah, which, they added, apologetically, was hardly a parallel, because it was not fought according to modern ring tactics. There was consid-erable talk about the international en-counter between Heenan and Sayres, which

was determined with the effusion of cor siderable gore, but without powder and shot. It resembled the Portland meeting in the one gratifying respect that no lives were lost. The battle between Sullivan and Kilrain was also reviewed; and on man attempted to give his personal experi-ences on the cold, chilly, clammy morning when Mr. Dempsey broke Mr. Campbell's nose; but his remarks were promptly ex-

punged from the record, as they opened old wounds in the pockets of those nu-merous persons who had staked their all on the Portland gent. There was some inquiry into the rights

and prerogatives of state senators and sheriffs to meet in deadly combat on the street in public, and it was argued, on the one hand, that a member of the legisla ture makes and unmakes laws, and it is



sheriff replied that he would not lay his DIGEST OF THE LAWS hands on the man.' Mr. McGinn no doubt felt relieved when, after a sizepiess night, he arose yetter-day morning and was authoritatively inbay morning and was authoritatively in-formed-if he was informed-that Mr. Sears intentions were comparatively pa-cific and altogether praiseworthy. Next time the humane and gentle sheriff draws a pistol on Mr. Medium, the PASSED BY THE EIGHTEENTH BIa pistol on Mr. McGinn, the senator no doubt profoundly hopes that hostilities will be suspended until it can be ascer-tained beyond any shadow of reasonable Fifty-Three Senate Bills and Forty-

Five House Bills Went to the doubt what end of the weapon he intends to use. It will prevent misunderstandings and hard feelings afterward. Besides, in governor. A synopsis of each is printed

and hard feelings afterward. Besides, in the mournful event the weapon had been accidentally discharged, and Mr. McGinn had been obliged to turn up his No. 10 toes to the datises, it would have been very comforting to him to reflect as he there has be found entered the japper gates that his friend, Mr. Sears, didn't know it was loaded. WHY NO ARRESTS WERE MADE.

It is understood that no arrests were made because none of the officers saw any blows struck and the theory is that th sheriff had his gun out merely to examine

2-Repealing jute mill act. 7.-Preventing title to streets and public property of cities and towns and county roads being lost by the statute of limita-Sepator McGinn was seen yesterda walking jauntily down Stark street. The only visible signs of his encounter were a scratch over the eye and a bruise over tions, by enacting that title shall not be extinguished by adverse possession, no matter how long continued. &-Authorizing mayors and other officers the left ear. When asked about the affair, he said: of municipal corporations to bid in prop-

fair, he said: "Sheriff Sears acted like a madman. He seemed to have no control over him-self, either for defense or offense. I had to take hold of him to keep him from hurting himself. He was as weak as a kitten, and danced about flourishing his arms like a windmill. He was trembling and shaking all over and had he tried erty at tax sales. 13.—Fixing the in rape cases at 16 years. 14.—Exempting county roads from taxaarms into a windmin. He was training and shaking all over, and, had he tried to shoot me, he would have hit anybody to the right or left or behind him, but I couldn't have been safer. There was nothing in the story that I offered to atisfaction of mortgages. 24.—Providing that judgment debtors shake hands with him, nothing at all. I was on my way down the street to get a Turkish bath, when he came out of the entrance to the Worcester build-

ing and stopped me, saying: "'Well, you sneaked that bill through on me, didn't you. No man would have done that-no man but a sneak.' done that-no man but a sneak." "When he called me a sneak I slapped him. He stumbled into the street and drew his revolver and tried to hit me with it. I knocked it out of his hand and held him to keep the poor man from hurting himself until the officers sepa-rated us. Scars seemed somewhat scared, as he said to the officers:

'Don't let him hit me; keep him off. "I wouldn't have hurt him for the world. He could do nothing, and I really pitied him. I was very much surprised o see him go all to pieces in that fashion I thought him quite a different man. But I suppose he was feeling pretty bad and thought I was at the bottom of his

troubles, poor fellow." Sheriff Sears did not lose his trusty revolver, as some thought. Somebody picked it up after it had been knocked from the sheriff's hand, and had carried it into the pawnshop close by, where Mr. Sears afterwards secured it, without interest. Among those who claim to have an intimate knowledge of the proper method of handling a gun, the sheriff has been criticized for his awkwardness in using his weapon. Had he desired to use it as a club, they say, he should have grasped it by the barrel near the end; instead, he held it by the middle, which, perhaps, accounts for Mr. McGinn's es-cape from serious injury. It is explained, however, that the sheriff did not wish to use it as a club, but merely to give extra use it as a club, but merely to give extra weight to his fist in punishing his ad-veraary. But the sheriff is criticised most severely for having used his weapon at all. Being a peace officer, they say his revolver should have been drawn only when necessary in the performance of his duty.

Up to the hour of going to press there was no further breaking out of hostilitie

### AMUSEMENTS.

"Captain Swift" a Great Success. The genuine merit of "Captain Swift," s presented by Giffen & Neill's stock company, could not be better demonstrat-ed than by the large and appreciative au-dience that witnessed the production at the Marquam Grand last evening. The story told in the drama is full of interest, yet not so intricate as to be tiresome. Each one of the eleven performers is an accomplished actor, who is not only perfectly at home on the stage, but has so thoroughly familiarized himself with the requirements of dramatic art that the character in which he is cast becomes a part of him-

135.—Authorizing acquisition of rights of way for logging roads, skid roads, etc. 154.—Limiting Habilities of stockholders board of horticulture, giving it new pow seif, and his impersonation therefore be-comes realistic. Add to this a well-man-aged stage, accurate and pretty stage settings, and an orchestra that is in harmony in corporations to amount of their unpaid stock. 166.—Eastern Oregon branch asylum. 161.—Authorizing sheriffs to charge 10 with the scene presented to the eve, and the whole combination becomes a joy to the theater-goers. There is nothing shod-dy about this stock company, and it must 161.-Fixing salaries of county clerks as cents a mile mileage instead of expenses, follows; Baker \$1500, one deputy only be seen to be appreciated. Benton, \$1800; Clackamas, \$1800; Clatsop, This evening will be Multnomah Athletic Columbia, \$1800; Coos, \$1200; Cro Curry, \$1000; Douglas \$2500, fi \$2000: Co Club night, and about 150 Multnomah men will attend in a body. Managers Heilig first deputy \$1200, second deputy \$500; Gilliam, \$5500; Grant \$2400, one deputy \$1200; Har-ney \$2400, one deputy \$1000; Jackson \$2000, one deputy \$1000; Josephine, \$1200; Klam-& Lesster expect to make these specia nights a feature, and their efforts so far have met with the most gratifying sucath, \$1800; Lake, \$1800; Lane, \$2000; Linn,

of prisoners, the sheriffs in such counties shall receive no compensation for the board of such prisoners, but the same must be given to such lowest bidder, and in such case the sheriff shall afford all facilities to such person or persons for carrying out his contract with the county for the board of such prisoners. Provided, further, that in counties of more than 50,000 inhabitants the fees now paid by the state for transporting and conveying convicts to the state penitentiary, and insane and idiotic persons to the state asylum, when conveyed by such sheriff in pursu-ance of the adjudication of any authorized tribunal of the state, shall be paid into Ninety-eight bills, 53 originating in the enate and 45 in the house, passed both nouses of the legislature and went to the povernor. A synopsis of each is printed below. Nearly all of them have been print-below. The Orseonian before, and of such

below. Nearly all of them have been print-ed in The Oregonian before, and of such as have been so printed enough is said to enable readers to recognize them. Others, the said expenses shall have been audited and allowed as other claims are sudited and allowed against the county, and to no case shall the sheriff in such counties of more than the sheriff in such counties of never before printed, are given in more aplete form. In numerical order, the more than 50,000 inhabitants be allowed to receive any compensation from the state whatever for the transportation or conveying of such convicts, insame or idiotic persons, but all fees now allowed

by law and paid by the state for such services shall be paid into the county treasury of such county; provided, further, also, that in counties contain more than 50,000 inhabitants the sheriff shall be entitled to receive all mileage for serving process or papers in civil cases, but shall not receive any mileage -Fixing the age of consent of females in criminal cases whatever, or on exec tions in civil or criminal cases." The act goes into effect at once, 162-Creating sixth judicial district.

162.--Creating sixth judicial district. 166.--Amending Lincoln county enabling 23 .- Providing for the assignment and

> 169,-Punishing for killing songbirds or molesting their eggs or nests by \$5 to \$100 fine, to be worked out in default of its payment at the rate of \$1 a day.

182.—Florence charter. 185.—Albany charter.

nerating offenses which shall work revo-ation of license to practice. 213.-Protecting fish and game. This is

wholly a sportsman's measure, similar to

the present game law, and provides for the appointment by the governor of a fish and game protector with \$2000 salary and

228 .- Amending the ballot law by pro

Half

186 .- Asylum sewerage appropriation of \$15,000.

182.-Dallas charter. 195.-Changing time for meeting of sol-diers' home board to the fourth Tuesday

M.-Providing that judgment debtors may redeem property ane year after con-firmation of sale. 25.-Defining felony to be a crime which is punishable with death or by imprison-ment in the state penitentiary. When a crime punishable by imprisonment in the penitentiary is also punishable by a fine or imprisonment in the county jail, in the discretion of the court, it shall be deemed a misdemeanor for all purposes, after a judgment imposing a punishment other taan imprisonment in the penitentiary. 31.-Prescribing method of discharging attachments. of March, June, September and Decem 197 .- Preventing sale of unwholesom

attachments. food, etc.; vetoed. 21-Providing that attachments may be 201 .- Regulating the practice of medi sworn out where mortgages or other bledges have been given, but have been cine, providing for a state board of medi-cal examiners consisting of three allo-paths, one eclectic and one homeopathist, endered nugatory by act of defendant. 37.-Authorizing Astoria to build a bridge to be appointed by the governor, and enu

ENNIAL SESSION.

Governor for Approval.

Senate Bills.

bills passed were as follows:

ross Young's bay. 41.-Per diem and mileage of legislature, \$40,000

45.-Creating ninth judicial district.

51.-Hillsboro charter. 60.-Creating eighth judicial district. 61.-Allowing county courts to improve oads by planking or laving puncheon

\$500 expenses yearly. The close season 68.-Regulating railway traffic between the dalles and Cellio. This is the much-contested measure of Senator Smith of for elk, moose and mountain sheep is put from December 1 to August 1. Spotted fawn may be killed at no time: deer at no time unless used or sold for food. Sherman, and provides that when any company shall complete the necessary wharves and sidings for the transfer of freight around the dalles of the Columbia over the O. R. & N. tracks, the O. R. & Close season for grouse, pheasants, etc. December 1 to September 1. Denny pheas-ant at no time East of the Cascades; birds may be killed between October 15 N. Company shall receive and transfer the and November 15. Cold storage is pro freight at rates not to exceed certain mini-mum rates, set out in the hill and pub-lished in The Oregonian of February 25. hibited in close seasons. Sink hoxes, flashinghts, blinds, etc., are prohibited. Duans must have fishways. Fines are from \$25 to \$200, and in case of non-70 .- State militia code. The amended bill of Senator Gowan, a digest of which has been printed in The Oregonian. It is a complete code for the Oregon National Guard, and is soon to be published in from as to solv, and in case of non-payment they may be liquidated by im-prisonment at the rate of 32 a day. Hall of the net incomes from fines after costa are deducted go to informers. No men-tion is made of the salmon industry. pamphlet form.

74.—Authorizing the domestic animal commission to apply the "tuberculin" test to cattle in supposed cases of tuberculosis. R.—Requiring building and loan associa-220.-Establishing boundary between Wasco and Multnomah counties. 222.-Brownsville charter. tions to deposit securities with the secre-tary of state or trust companies, and to make statements of their affairs to the viding that a candidate's name may ap-pear in only one place on the ballot, however many parties may have indorsed secretary of state, and punishing failure to him, and with description of party limited to three words. The voter is to mark at the left of the name he wants to vote for, do so by fines. Officers selling stock of companies without deposits as security may be fined \$100 to \$500, or imprisoned from 10 days to six months, or both. Fallnstead of as now, scratching out th others. others. 228.-Authorizing the formation of ir-rigation districts, by county courts upon vote of voters in proposed district. Taxes are assessed upon the property of the districts, and a board is created to dis-burse the funds. The bill has been printed in The Oregonian, and has been approved by the governor. ure to furnish statements is punishable by a fine of \$25 a day during delinquency. 84.—Requiring executors and administra-tors to report to county court in April and

October of each year.

85.—Baker City charter. 87.—McMinnville charter. 89.—Appropriating \$5000 for the relief of

Iva Templeton, of Linn county, 100 .- Cornelius charter.

101.—Burns charter, 112.—Requiring the superintendent of the

233.-Oregon City charter. 237.-Authorizing a vote in Coos county at the next general election on the quesnsane asylum to report to county courts tion of relocation of the county seat. the discharge or death of patients 241.-Athena charter. 241.-Authorizing Lane county to operate 113.-Making streets and alleys public highways. free ferries.

115 .- Fossil charter.

urers as follows: Baker, \$600; B 500; Clackamas, \$1000; Clatsop, \$500; ambia, \$500; Coos, \$500; Curry, \$400; Cr \$400; Douglas, \$1000; Gilliam, \$250; Gra \$800; Harney, \$700; Jackson, \$800; Josephin \$400; Klamath, \$400; Lake, \$400; Lane, \$5 Linn, \$1000; Lirceah, \$400; Marion, \$12 Malheur, \$600; Multsomah, \$5000; Morro \$500; Polk, \$750; Sherman, \$200; Tillamo \$250; Umatilla, \$900; Union, \$760; Was \$800, Washington, \$800; Wallowa, \$ 1999. Washington, 2800; Wallowa, 220; Yamhill, 2600, and county judge of Lincoln county, 3699. 116.—Canyon City charter. 122.—Corvailis charter. 125.—Creating liens on horses for shoe-

ing. The lien follows the horse into the hands of purchasers. It takes precedence of mortnages, bills of sale, and the animal may be sold as with other lien laws. 120.-Changing the name of East Cot-tage Grove to Lemati. 131.-Pruirie City charter. 142.-Astoria charter.

169 .- Legalizing Astoria water bonds is sued in 1895.

176-Mount Angel charter. 228-Giving Multhomah county a county unditor, with salary to be fixed by the bunty court, not to exceed \$2400 a year. 223.-Fixing salaries of justices of cities of 50,009 inhabitants at \$2000 a year. Fees go into the county treasury. No office out is allowed, but the county court may furnish blanks and stationery. Constables receive Si500 and no fees. Taking effect July, 1806. Printed February 27. 242.-Independence charter. 259.-Ashland charter.

251.-Pruhibiting minors from going into places of evil resort and fining corpora-tions flow for sending them there. A clause in the original bill "except by written consent of parents or guardians"

stricken out by amendment. 254.—Ashland charter. 253.—Forest Grove charter.

290 .- Hubbard charter. 317-Oakland charter

all-Authorizing the governor to lease, by contract, convict labor at not less than 35 cents a day. Nothing is said about the

ugar industry. 355-Taking St. John's out of Portland, 315-Fixing times of circuit terms in the irst judicial district.

348-Ashland charter.

350-Sheridan charter 251-Dalles City charter.

358-Harri 339-Harrisburg charter. 309-Portland bridge bill. Printed Febuary 17.

361-Burns charter.

and-Creating office of lumber surveyor in Lane county. 290-Legalizing Governor Pennoyer's reission in the Arrington case

281-Roseburg charter. 382-General appropriation bill. 383-Amonding Portland charter. The water committee of the city of Portland is "directed to take charge of the so of waterworks known as the East waterworks, and shall maintain and or ate the same, and shall as soon as prac-ticable after the pussage of this act connect said waterworks with the Bull Run system of water of said city of Port-land. Said committee shall have the sole management, supervision and control of the said East Side waterworks, and shall ollect the water rates and revenue deof such maintenance and operation as herein provided for. The committee shall pay the expense of maintaining and oper-ating the system of waterworks created and provided for by and under the act of 1885, and the acts supplementary thereto, and for repairs and extension of mains to the entire system, together with inter-est on the vonded indebtedness created thereby and authorized to the extent of \$3,200,000, and out of any surplus shall reimburse the city of Portland to the extent of \$15,000, to meet the interest on \$250,000 of the bonds, known as the East Side water bonds, which bonds were as umed by the city of Portland under the act consolidating the cities of Portland, East Portland and Albina." The act goes

254-Legalizing Portland city hall bonds.

Mrs. Louisa R. Robie, a granddaughter

of General Stark, now 55 years of age, is living in Manchester, N. H. She is in ex-cellent health, and is in full possession of

AMUSEMENTS.

Heilig & Lesster .... Lesses and Managers WEEK OF FER. 25 (SATURDAY MATINEE),

MARQUAM GRAND OPERA-HOUSE-

mined according to the rights and powers conferred upon any of them, and asks to be allowed to attach to and make a part of said contracts such appropriate all gations as may be necessary to the as-sertion of any relief to defendant.

The fourth document is a stipulation by which complainant Dillon agrees that de fendant may have until March 16 to file answers to complainant's bill.

#### TRUE BILLS FOUND.

#### Among Others, Charles Landrew, Parse-Snatcher, Is Indicted.

Indictments were returned by the grand jury yesterday, as follows: George Smith and Randall Robinson, ne-

larceny of \$2 from Lou Hall, a Charles Landrew, larceny of \$50 from

Mary R. Thompson. Landrew, when ar-He is the man who snatched Mrs. Thomp-son's purse from her on the street. William Richardson, indecent exposure. George C. Leland, larceny of a pair of

troumers and a vest from Frank Cunning

Dr. C. Von Andlau, also known as C. Nicf. obtaining \$100 from Dr. William Hasenbalg by exhibiting to Hasenbalg an alleged telegram, purporting to come from 8t, Paul. Minn., which read: "Property sold, \$785; each in First National bank, This was written by Von Andlau \$1500." on a receiving blank, and was shown by him to Hauenbalg us a genuine dispatch, and, by means of it, he secured the \$300. You Andlau is at present serving a sen-

tence of 15 days in the county fall, for practicing medicine without a license. In the following cases, the accused were exonerated, not true bills being returned; Dr. Paul J. A. Semler, practicing medi-

cine without a license. Mike Monk, larveny of an overcoat and ring from the dwelling-house of E. J.

Dougherty. A. E. Anderson, forgery of a check for \$150 on the Merchants' National bank, with the name of James G. Cunningham at-tached, and passing the same on B. Gobbi.

#### GIFFEN & NEILL SHOW GOES OX. Preliminary Injunction Dissolved-

### To Se Heard on Its Merits.

Judge Shattuck yesterday dissolved the preliminary injunction in the case of John F. Cordray vs. The Giffen & Neill Dramatic Company, and today the case will be tried upon its merits, on the admission either of onal testimony or by af-filavits. In dissolving the injunction, the court held that there was no contract shown, and the performance was not of the unique and extraordinary kind, as far as the judicial knowledge of the court went. Testimony in to be taken today i order to give the court a better insigh into the whole transaction between Cord ray and Giffon & Neill, and, in the mean time, the show proceeds at the Marquan Grand without court interference. After full and complete testimony has been submitted to the court, a final decision of the whole question will be rendered.

#### CHARLES E. MORGAN ON TRIAL.

#### He Cinims He Did Not Embezzle \$600 From Boyd & Arnold.

Charles E. Morgan, an insurance agent, was on trial in Judge Stephens' court yes-terday, on a charge of embergaling Heo from Boyd & Arnold, by whom he was employed. Morgan collected the money as arance premiums, and neglected to pay

6634 62 The time for J. C. Read to plead to the indictment charging him with robbing the East Portland First National bank was ed indefinitely by Judge Stephens esterday.

Licenses to wed were issued vesterday to James W. Linehan, aged G. Mary Kelly, 6; Thomas H. Benefield, 38, Lovey A. Mc-Donaid, 21; Charles Niblin, 37, Amy C. Anderson, 28.

In the suit of L. Jacquot vs. J. McKeran, to recover for grubbing and clearing land, tried before Judge Hurley, the jury found a verdict for \$54.60. The amount sued for was \$272.50.

In the matter of the estate of Jacob L Huber, deceased, the county court yester-day confirmed a sale by the administrator of a piece of property on the Taylor's ferry road, for \$2000.

Annie Knapp and Florence Mairet, executors of the estate of Ivan M. Abrahamson, have filed their final account, showing that the estate con dists of 10 acres of land 50 cash, and a \$769 50 certificate of de-

Yesterday Judge Stearns set the divore ilt of Lillian Mackintosh vs. Willis A. Mackintosh for trial, March 16. Mackintosh has had 45 days to pay alimony and attorneys' fees into the court and to make further answer in the case, but has done neither, consequently he was yesterday declared to be in defnuit, and the case will go to trial without intervention upon his

MAY BE 'OPERATED.

part.

of debt.

#### Efforts Being Made to Run the Oregon City Sash Factory.

OREGON CITY, Feb. 27 .-- Some of the wople interested in the Oregon City Sash & Door Company failure are trying to arrange for continuing the operation of the plant. There promises to be much builddo ne here this year, and it is thought that, with proper business management, such an establishment would pay well. No efinite plan for operating the mill has et been presented, however. The cir-umstances are such that something in the nature of a co-operative company seems the most feasible, and, if a man who thoroughly understands the business can be selected, it is probable that the plant will be operated to work its way out

Otto F. Olsen, an electrician working for the Portland General Electric Company slipped while oiling some machinery in the cast side power-house this afternoon, and fell upon a dynamo. His right arm was severely burned, but it will not be permanently disabled.

#### HOTEL ARRIVALS.

### THE PORTLAND.

THE PORTLAND. G H Burton S F W C Breckindige Hamilton Can P O'Donnell Berkip C J E Parker Okgo J F Volmer Volmer Miss G Bowden do M A Lacy S F C R Cooper Omaha C H Beera & w do W E Fuller do H M Herman & W Spokane S E Grove Oakland J R McKinney New Whatcom

Occidental Hotel, Seattle.

Rates reduced from \$ 50 to \$2 per day.

As Many Declare It Was.

folly to attempt to render him amenabl to their operation; and it was pointed out that the members of legislature are ex-empt from civil processes during the ses-sion of the legislature, and by analogy, it was claimed that he ought to have priv leges to use his good right arm in public that, of course, common, every-day, ordi-nary citizens could not expect to possess. On the other hand, it was claimed that the sheriff is the chief peace officer of the county, and on his shoulders reat the dig-nity and order and safety of over 100,000 souls-or, rather, persons, including Chinese and Indians not taxed. The enforce-

nent of the law rests in his hands, and to that end a very large gun is allowed to re-pose in his pocket. The sheriff is the emdiment of public peace, and is, in fact, the law itself: so, if there is a little irregularity in the discharge of that high func-tion, it is but a manifestation of the irreg-ularity of the law, and so nobody is to blame. Besides, who so mighty as to dare place the sheriff under arrest? The chief of police? Mr. Minto doubtless feels that professional delicacy forbids him. The

coner? The coroner is in some cases the sheriff's understudy, but in this case there were no corpses. Manifestly, the sheriff can't arrest himself, and it would not be in accord with police ethics to have any hireling deputy or uniformed understrap per perform that ungrateful service. So the whole matter is in very perplexing



hape, and nobody seems to know just what to do or how to do it; though, to be gure, quite a large percentage of the com-mon, unofficial herd are bold and unreaionable enough to say they know what ught to be done

The gayety of nations was somewhat nhanced yesterday when Mr. Sears' oficial organ, in giving a highly-graphic Searse-sque account of the terrific fray, added the following: "Although Sheriff Sears used his revol-

ver to strike with, and would probably have felt more pleased had he been given the chance to deal a few more blows, he had not the slightest intention of using

'Captain Swift'' will be on all week, with matinee Saturday.

Minstrels at Cordray's

The next attraction at Cordray's theaer, commencing next Friday evening, for three nights and a Saturday matinee, will se Mahara's mammoth minstrels. An ex-\$600. change says: "W. A. Mahara's Mammoth Colored Minstreis, notwithstanding the weather, succeeded in attracting a full house last evening. Nearly every seat was occupied, and the old building was requently made to tremble as if an earthunke had struck it from the long and oud encores the performers received. We ian't know the day when we have enloyed such a hearty laugh. The audience was kept in an uproar of laughter from beginning to end, and there will be more than one mad housewife today when they discover all the buttons off their husbands' pantaloons and vests."

#### At the Horse Show

There were over 3000 people at Professor Gleason's horse show last night, and they laughed until their sides ached over a little incident that was not down on the prowould as soon ride that horse as eat a turkey dinner. The professor overheard him, and offered him \$10 if he could saddle \$1000; Polk \$1600, one deputy \$1000; Marion \$5000, deputies \$2500; Morrow \$2400, one deputy \$1000; Sherman,

ate of Buffalo Bill's Wild West show. Tonight at the Exposition building, the professor will handle six horses, two of them thoroughbred runners, three wild bronchos, and one victous runaway. The cowboy will doubtless be on hand.

# Margunm Grand Lectures.

Professor N. N. Riddell, Ph. D., the dis inguished scientific lecturer and reform-

on the scientific evidence of Christianity, the science of the soul, why God made a devil, heaven and hell, the fallacies and superstitions of the age, and other sub-jects of importance to all persons who are not sure of the foundation on which they are building their hopes. He will

begin his lectures in the Marquam Grand Sunday evening, March 3. Professor Rid-dell is a clear, analytical reasoner, a rapid, intense speaker, who never fails to entertain, inspire and instruct his

auditors.

V. Adel Burdick, executrix of the of William H. Burdick, deceased, has fulthe weapon in any other way. Upon be illed her trust, and has been discharged ing asked why he did not use his fists, the by the county court.

\$2000; Malheur \$1800, one deputy, \$900; Marion \$2500, deputies \$1800; Morrow \$2400, one deputy \$1000; Polk, \$1600; Sherman, other rivers.

\$1200; Tillamook \$1600, one deputy \$600; Umatilla, \$2000; Union, \$1800; Wallowa, \$1500; Wasco, \$2000; Washington \$2200, on deputy \$800; Yamhill \$1800, one deput deputy \$600. Multnomah county, clerk of county court \$3500, one depity at \$1800, and such others as county court may allow at such salaries not exceeding \$1200 as county court may allow; Multhomah county,

clerk of circuit court, \$3500, one deputy at 1800, others as county court may allow and fix salaries not to exceed \$1200 a year. Fixing salaries of county recorders as follows: Baker, \$1500: Benton, \$1000; Clackannas, \$1500: Clatsop, \$2000; Jackson, \$1400; Linn, \$1800; Marion \$1200, deputies, \$750: Umatilia, \$1800; Union \$1500, one deputy \$800; Washington \$1500, one deputy, where Science \$2000 mil-\$600; Yamhill \$1400, one deputy \$600; Multnoman \$3500, one deputy \$1500, others as allowed by county court not exceeding \$1200 salary. Fixing salaries of sheriffs: It is made the district attorney's Baker \$2000, first deputy \$1200, second dep-

uty 1900; Benton, \$2000; Clackamas, \$2000; Clatsop, \$2000; Columbia, \$1500; Coos, \$2900; Crook, \$2500; Curry, \$1506; Douglas \$2500, aramme. Among the five vicious horses that were introduced were two wild bron-chos, the kind that cowboys tell of. As the professor was about to operate on the wildest of the two, a man on one of the front rows was heard to remark that he would as scon ride that horse as cat a would set on the two and a scat a him, and offered him file if he could saddle and ride the broncho. The man promptly self of coat and hat, went at the horse in approved cowbcy style, first lassing the animal, throwing him down, then putting on a blinder, saddled him, mounted, and, despite the tremendous bucking of the broncho, succeeded in riding him. Upon inquiry, the rider proved to be J. B. Haynes, otherwise known as "Texas Joe," vided, that in counties of more than 59-on in puts with the tremendous bucking of the broncho, succeeded in riding him. Upon inquiry, the rider proved to be J. B. Haynes, otherwise known as "Texas Joe," vided, that in counties of more than 59-on in puts with the tremendous bucking of the county count of succeed \$1500 a year. Fees, rewards vided, that in counties of more than 59-on in puts MIL's Wild West show. board of prisoners, etc., as now. "Pro-vided, that in counties of more than \$2,-000 inhabitants the county court of such county shall have the right to advertise for bids for the board of prisoners, and

\$900; except in Multnomah, Jackson, Lane and atsop, Wallowa counties, and requiring monthly Wallowa counties, and requiring monthly statements to be filed by sheriffs as to

deputies employed. 16.-Corvallis charter. 18.-Gold Hill charter. 24.-Woodburn charter, 27.-Protecting fish in Wallowa county

by the governor.

231 .- Dundee charter.

40.-Protecting salmon in Rogue and

4.-Authorizing Portland school district to borrow money. 42.-Authorizing the formation of diking

districts, similar to road districts. Pe-titions for dikes will be acted upon by the county court, which appoints viewers and assesses benefits and damages as

with roads. The office of county super-intendent of diking is created. This act is of interest in Clatsop county, which is probably the only county in the state

needing its provisions. 45.-Creating a pharmacy board of five members, to be appointed by the govern or, and enacting conditions of pharmaceu tical registration; enacting a list of pois ons unlawful to be sold unless so marked and the sale recorded in a registry book. Violation of these provisions makes the owner of the offending pharmacy amonable to \$10 to \$100 fine. Dispensing without license is punishable by \$50, and costs at the first offense, and \$100 at the second.

to look after the enforcement of the law and prosecute offenders. 52.-Taxing insurance companies: For filing power of attorney, S: for each fire insurance company, \$50; life, \$100; life and accident, \$100; excepting benevolent orders: examination of books of company or as-sociation, the expenses of the examination; tines and penalties to go to the school fund; 60 per cent of licenses to go to the general fund; 40 per cent of fees to go to the insurance commissioner. March 1 all fire, life, accident, plate-glass

Dr. I. S. JORNSON & Co.-11 is dury mark there if first learned of your Joinson's Associate Language. I first four forty govers I have used it in my family. I regard it as non of the best and safest family remedies that can be found used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that can be found a used in the safe tamily remedies that the safe tamily is a safe tamily the safe tamily taken tamily the safe tamily remedies that the safe tamily taken t Every Sufferer From Rheumatian, Seiment, and the tax may be concluded of distraint. This bill is expected to raise \$40,000 a year revenue. It is the only rev-enue bill passed by the legislature, \$1.-Lieu land act. This is the cele-hrated bill of Representative Daly so

for bids for the board of primers, and the bid pland act. This is the cele-such prisoners to the lowest responsible bidder, and if any responsible bidder, other than the sheriffs, have received the contract from the county for the board  $\mathfrak{A}_{2,-}$  Fixing the salaries of county treas-



# WEEK OF FER. 20 SATCHION ANTIFACT, First Appendance Here of "GRIFFEN & NEILLIS" STOCK COMPANY, In the Great Romantic Drama, "CAPTAIN SWIFT." Sale of seate opens Friday at 9 A. M. Special prices: Lower floor, 50e and 75c; dress circle, 35c and 50c; gallery, 25c; boxes, \$5. ct creating the state

THREE NIGHTS AND SATURDAY MATINES Commencing Friday eve., March 1, Fifth Senson of Prosperity. W. A. Mahara's Mammoth Colored Operatic MINSTRELS: MINSTRELS

Grand Gorgeous, Elevated, Flower First Part, 0 Colored Artists, More exciting than a cir-

nto effect at once.

all her faculties.

us. M.R.-Blackbird Band is unequaled. M.R.-Pickaninny Drum Corps. M.R.-Challengs Band of Drum Majors. M.R.-Wonderful Street Parade at Noon. A show for ladies, gentiemes and children. So extra charge: prices as usual. All the pupils of the public schools will be admitted for 10c, sturday matinee.

SUNDAY EVENING, MARCH 3, SCIENTIFIC LECTURE ON

"THE WORLD'S REDEMPTION,"

By Professor N. N. Riddle, Ph. D., celebrated lecturer and author of scientific religion. Admission, 25c.

FROFESSOR GLEASON-

duty

Remains in Portland five days more only by quest, and will give his

MARVELOUS EXHIBITIONS DAILY.

in order that every man, woman and child may be able to attend this

GREAT AND INSTRUCTIVE SHOW.

TONIGHT AT EXPOSITION HALL AT 5:15 O'CLOCK.

Prices to suit all. Admission: 3000 seats, only 10c: 2000 seats, only 20 cents, Grand band concert 7.30 to 8:15.



Dropped on Sugar, Children Love to take Jonssow's Avenrez Lucinesr for Croup, Colds, Reve Threat, Tousilius, Colds, Cramps and Pains. Be-lieves Summer Complaints, Cuts. Brutes Like magin.

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