

TIME TO CONSIDER

Assessor Greenleaf to Give Answer Next Monday.

LETTER TO COUNTY COMMISSIONERS

Have They Right to Index-Increasing Cost of Making the Annual Military Roll by Assessor.

Assessor Greenleaf yesterday morning had a conference with the Board of County Commissioners concerning the order for him to index the military roll...

The Board of County Commissioners met yesterday afternoon. It is as follows: Office of Assessor, Multnomah County, Oregon-Portland, Oct. 5-To the Honorable Board of County Commissioners...

"Your order requesting me to turn over to your honorable body the index as far as completed, together with the cards, memoranda, etc., I have not complied with for the reason that there is considerable data connected with this index that has to be used in correcting and perfecting the assessment...

"I am, Sir, very respectfully,  
Yours respectfully,  
"R. S. GREENLEAF,  
Assessor."

The Commissioners said this was satisfactory; they had no desire to worry the assessor on the subject of the index. They expressed the opinion that the authority of the Commissioners over this particular work would be conceded, and that the whole difficulty would soon be adjusted.

"There is no use talking about going into court to get me to turn over that index," said Assessor Greenleaf to a reporter. "If I find that the Commissioners have a right to take it I will interpose no objection. Responsibility rests upon me as well as upon the Board of Commissioners, and I want to be satisfied that it is the proper way to handle it."

"Military Roll Expensive, Too." The Commissioners got the idea that this index was costing too much by lumping the military roll expense with the cost of making the index. About September 1 the index to that statement that the cost of the index to that time was about \$800. Since then all the work that has been done on it has been by the two girls that were discharged, who worked at it only four or five days in September. So the expense of making the index has not grown so rapidly. However, about \$700 more has been expended on it since it was practically completed. The two together make it seem pretty expensive.

"What did it cost last year?" "About \$500. In the previous years it was done in connection with other work, and I did not ask any extra pay for it except one year, when I made a duplicate copy for the clerk."

**EAST SIDE AFFAIRS.**  
**Stephens School Library-Other Matters.**  
The action of the School Board in providing for the sale of one lot of the Stephens Addition property to provide a library for the Stephens School, is very gratifying to the teachers and pupils. There are lots of books in the lot, which James B. Stephens, and the property is considered valuable. The price of one lot will probably provide almost as good a library as the Thompson building in Central Avenue. The lot is owned by Stephens School, says the library is needed very much. So far there has been no selection of books, and nothing will be done in that direction until the lot has been sold.

The library of the Thompson School was selected with great care, and has proved a great boon to that school and neighborhood. The principal reports that there is constant demand for the books on the part of the pupils. Now that Stephens School is to be provided for, the people sending their children to school on the lot, on Milwaukee street, think the board ought to get another lot and provide that building with a library. Until the past year there was not even supplementary reading in the Brookline building, but through the efforts of the principal, teachers and pupils, a fair supply has been secured. Here the school has helped itself, and if a good library was placed in the building by the school, the lot, it is carrying out the wishes of James B. Stephens, the donor of the property. The land donated is not regarded as suitable for school buildings, but may be sold for the benefit of the Portland schools.

**Funeral of William Copeland.**  
The funeral of William Copeland, of Fairview, who died Tuesday, took place Wednesday from the Smith Memorial Church. The deceased had been a resident of Fairview and was 28 years old. His health had been failing for some time and he traveled widely, but without favorable result. Rev. W. T. Scott conducted the services, and the remains were buried in the Hill cemetery. A mother, two sisters and two brothers survive him.

**Home From Dawson.**  
Archie Turnbull arrived this week from Dawson, where he went two and a half years ago, and, like many other Alaska argonauts, he thinks there is no place like home. He says affairs have settled down to business as usual, and that he is on his way out. Among Portland men he met recently was J. L. Sperry, who has been

shipping hay to Dawson. H. H. Wendling, an East Side who went to Dawson several years ago, Mr. Turnbull says he has heard of, but had not seen for some time.

East Side Notes.

W. R. Insley, of Sunnyside, left yesterday for Seattle, to take part in the Epworth League convention.

The Epworth League officers of Centenary Methodist Church met last evening at the home of Mr. M. Mays, the new president, and made plans for the coming year. There was a full attendance. Dr. Gue was present, and aggressive work was outlined. The league is made up of young people.

Great difficulty is experienced in hiring men or boys to store wood in house basements, and great piles of wood remain out of doors for weeks before any one can be hired to move them. Many households are given up, leading a man to do this work and have handled the wood themselves. It is hinted that this is McKinley property, and the way to get men to carry in wood is to vote for Bryan.

The Presbytery of the Cumberland Presbyterian Church tendered Rev. G. A. Blair an offer of the place of synodical missionary for this state, but he has not accepted it as yet. Mr. Blair has accepted a temporary call to the West Walla church, and will remain there this winter. Eventually he may accept the place, as the presbytery is very desirous that he should undertake the work.

Mrs. Moore has opened stylish dress-making parlors at 133 Russell street, Alhambra.

Dr. Wise, room 614, The Dekum.

"QUO VADIS" LAST NIGHT.

Strong Play Well Presented at the Marquam.

"Quo Vadis" was very strongly presented last night at the Marquam Grand Theater by Whitney & Knowles' powerful company. The audience, though large, was not such as the really fine scenery deserved. Mr. Blair has accepted a temporary call to the West Walla church, and will remain there this winter. Eventually he may accept the place, as the presbytery is very desirous that he should undertake the work.

Mason Mitchell's impersonation of Petrarch, the exquisite, but withal, manly, stands out as the best histrionic work of the play. A magnificent physique, a handsome, expressive face, and an easy, confident bearing, constitute in him an ideal Petrarch. Following closely came Marcus Ford's characterization of Vinicius, the tribune. Strong, rugged and impulsive, in the earlier acts Mr. Ford was indeed the picturesque and the dramatic. In the latter part of the softening influence of the sweet Lygia, he was perhaps more strong as the lover and defender of the faithful. Nero was portrayed by Joseph Callahan, and into the character of the emperor, and in acting, he threw all the repulsive factors so strongly brought out in the story. His work was clever and consistent. Willard Newell made the worst of the thickest parts of the play, the Greek, Theodore Marston's Herculean physique fitted the part of Ureus admirably. Lygia, the Christian heroine, was portrayed by Mary Emerson in a sweetly artistic manner. The play, with its music, the Greek slave, and Winnifred Bonneritz, as Poppaea, the Empress, did excellent work in their respective roles. The minor parts were in sufficiently capable hands to complete a well-balanced company.

Curtain calls were numerous and spontaneous, and were a good indication of appreciation of the creative intelligence of the first-class performance.

"Quo Vadis" will be presented again tonight, the engagement closing with the matinee Saturday afternoon.

COMING ATTRACTIONS.

"Wang" at Cordray's Sunday. The special contract which gives Cordray Thompson the exclusive right to produce "Wang" assures the public a perfect performance during the engagement in this city at the Cordray for the first four nights of the engagement. There will be positively nothing omitted in this great production; every detail will be strictly adhered to in the scenic manner which was accorded it in its New York City run. De Wolf Hopper as "Wang." The immensely popular banjo scene, which is usually omitted by traveling companies producing this opera, and to supersede the expense of banjos and the teaching to play the instrument. There need be no fear but that they both will be seen in the Boston Lyric production.

"A Night in Town."

Eddie Foy and a fine company of comedy players will appear at the Marquam Grand, Thursday and Wednesday, October 8 and 9, in an entirely new comedy entitled "A Night in Town." That is to say, entirely new to this country, for it has already been produced in London, under the name of "In a Wayward Moment," and ran for over a year. The piece is a translation of an Italian comedy and is strictly of the legitimate sort, depending entirely for its success on its line and situation. It is a much more ambitious effort than any in which Foy has been formerly engaged, and affords this comedian a particularly good chance to display his rather remarkable talents. All admirers will be delighted to hear that he has launched forth into the legitimate field. He will be supported by a first-class organization. The number of seats will begin tomorrow morning.

Accepted Out in Wages.

BLOOMSBURG, Pa., Oct. 4.-The employees of the Pennsylvania Railway Company agreed to accept the 25 per cent cut in their wages. Their action this time is final as the men have already returned to work. The Danville rolling mills have also resumed work after an idleness of several months.

Daily Treasury Statement.

WASHINGTON, Oct. 4.-Today's statement of the treasury balances in the general fund, exclusive of the \$30,000,000 gold in reserve in the division of redemption, shows:  
Available cash balance.....\$29,281,206  
Gold.....\$3,928,282

Benjamin B. Campbell Dead.

SANTA BARBARA, Cal., Oct. 4.-Benjamin B. Campbell, a well-known attorney of Pittsburg, is dead in this city, aged 72 years. He had been ill with the first oil well put down in the United States. A daughter, Mrs. Margaret DeLand, the authoress, survives him.

VEHICLE TAX CONTEST

ARGUMENTS BEGUN BEFORE JUDGE CLELAND.

W. D. Fenton Conducts Case for Plaintiffs and City Attorney for the City.

In the suit of William Gadsby and others disputing the legality of the license ordinance, City Attorney Long argued before Judge Cleland yesterday that the Legislature has provided the city with two methods to raise revenue. The first is the direct tax, not to exceed \$1,000,000 on all real and personal property, and the second by a license tax. That the charter contemplates that a tax be raised by assessment of valuations on all property, and applied to certain funds, and be not otherwise used, and that the rest of the revenue required to conduct the affairs of the city be obtained from a license tax, to be used in all of the funds whenever the Common Council deems it necessary. Each fund should have its stated

clear a violation of any city ordinance attempting to impose revenue license taxes a misdemeanor and to attempt to collect the enforcement of any tax by force or imprisonment.

"The power to license or regulate under the police power being conceded, the amount of such license is to be determined from the nature and character of the business sought to be licensed. If the business is lawful without such license, or if it is one that is not peculiarly subject to police regulation, then the amount of such license fee cannot be fixed beyond a reasonable sum for compensation for issuance of the same, although indirectly it adds to the revenue of the city.

"If the license fee is imposed for the purpose of revenue and is imposed upon an occupation, it then must be imposed so as to be uniform and equal, and the classification must be reasonable.

"When license taxation is invoked, this power is subject to the restrictions of the constitution, and where a business is sought to be taxed, the rule of the constitution as to equality and uniformity must be followed, even though the tax is graduated according to the volume of business."

City Attorney Long argued at length in favor of the license ordinance, and read many authorities favoring his position. He frequently referred to the following

DEATH OF H. E. BATTIN



WELL-KNOWN EAST SIDE MAN DIES AFTER A LONG ILLNESS.

Henry E. Battin, a well-known and formerly prominent business man of Portland, died at his home on the Base Line road, near Wilberg Lane, yesterday morning at about 2 o'clock. He was born in Chest County, Pennsylvania, September 24, 1847, and was a veteran of the Civil War, having served at private in the One Hundred and Ninety-second Pennsylvania Volunteer Infantry, Company M. He first came to San Francisco, and thence to Portland, about 20 years ago, and embarked in the commission business on Front and Alder streets, the name of the firm being H. E. Battin & Co. He became identified with Portland affairs, and was chairman of the committee that conducted the first campaign and movement that made W. S. Mason Mayor, and also was prominent in the independent movement that placed C. F. Bebe in nomination for Mayor. He has always been a Republican, but was independent in action. May 20, 1888, Mr. Battin was appointed Deputy Collector of Internal Revenue at Skagway. He was elected Mayor of that place, and while in that position the outlaws of Skagway were driven out of town. While he was Mayor of Skagway he succeeded in establishing order, and his administration as Deputy Collector received high commendation. His best city was in California, having been given a vacation, but, not recovering, he resigned the Collectorship, and returned to his home on the East Side. For the past three months Mr. Battin had been confined to his home almost constantly, and he felt that death might come at any time, but he viewed the inevitable with calmness and resignation. During his business career at Portland he established a name for integrity, encouraged the growth of the city, and lent his aid in the development of the mines of the state. He was a member of George Wright Post, G. O. U. W. A widow, but no children, survive the deceased. J. W. Battin, living on the Base Line road, is a brother. The funeral will take place Sunday, but the hour has not yet been fixed.

proportions of the direct tax and as much in addition as the Council shall find is needed. The charter provides that the 2-mill tax levy shall be distributed into:

Street lighting, 1/2 mill; fire department, 1/2 mill; police department, 1/2 mill; interest on bonded indebtedness, to pay the debts, liabilities and expenditures of the city or any part or item thereof.

THE MEN WHO FOUGHT.

Civil War veterans and Spanish War veterans will join hands in honoring President McKinley's policy at the meeting Monday evening.

A GOOD SPEECH APPRECIATED

They Couldn't Do Better Than Get Judge Williams.

PORTLAND, Oct. 3, 1906.-To the Editor-Suggestion made that Judge Williams repeat his Hillsboro speech at a mass-meeting to be held in Portland. It is conceded that Oregon is safe for the Indians, as usual, doubtful.

If there is gain to a ticket through public discussion of issues involved in our state, why not have such men as Judge Williams in the line of the parade? The writer doubts if there will be during the whole campaign a more lucid presentation of the issues than that of the charter of the city of Portland. It will have Fairbanks, of Indiana, and Carr, of Illinois, in Oregon, would it not be wise for the National committee to secure, if possible, so much of the service of Judge Williams as his strength will permit, at points where the enemy is preparing for special onslaught? If advocacy of Republicanism by any one man could save a state to the party, Indiana, New York, or any other doubtful state, it would be safe with Judge Williams on the stump within its borders.

Oregon would be highly honored in sending greetings to the Republicans of the East through so distinguished a citizen, the committee would have no abler representative, and his convincing arguments, his characteristic manner (excluding the pay this far being his own), his personal experience in long and distinguished public service, his sincerity of purpose, his vigorous exhortation and his superb oratory, would not only convince, but captivate the people who were fortunate enough to hear him.

Last Male Transport.

CHICAGO, Oct. 4.-A special to the Record from New Orleans says: The British Army headquarters in this city are to be closed within the next few days. Since the English officers were sent here in August, 1899, to purchase supplies, 16,000 horses and 4,000 mules have been shipped from this port to Cape Town, as well as large quantities of forage and other supplies. The last of the British transport Montezuma with horses and mules for Cape Town has practically terminated the work of the headquarters.

Story of the Detective.

"It was just 27 years ago tomorrow that I left Chicago on this mission. I had a great deal to do, and I was not to be seen for a long time. I started to work as a laborer, I started to work as a miner. I very soon discovered that the beliefs of Mr. Gowan were not only correct, but the murderer of the man who had been killed was not even he imagined. Inside of six months I became a member of the Molly McGuire organization. My principal recommendation for membership was the fact that I was a fugitive from justice for murder. I also let it become known that my case was so

desperate that I was almost ready to do anything. In nine months I became secretary of the Schuykill County organization of the Mollys. Following that position, I was elected to the office of the sheriff, and had free access to any and all Molly McGuire lodges in the anthracite coal region. This privilege was something no ordinary member could get. For three years I was in the mines and traveled over these five counties, closely observing everything that was done, and gathering evidence with ceaseless secrecy. I discovered this organization, having among its members County Commissioners, Justices of the Peace, constables and burgesses, which office corresponds to that of Mayor here.

HOW JAMES MCPARLAND BROKE UP COALMINERS' OUT-THROATS.

Detective Who Is Visiting in Portland Once Made History in Pennsylvania.

Not many persons in Portland are aware that the scene of the present peaceful anthracite coal strike in Pennsylvania was the scene of the bloody Molly McGuire organization. And fewer people of this city know that James McParland, now a guest here, is the one individual who terminated the bloody struggle of those nation miners. The detective's novels were surpassed by the cool courage and perseverance of this one man, and a chapter in American history was written that has not faded in posterity. The name of James McParland as a benefactor to his race. Perhaps no other individual in the Nation ever did more for law and order and the preservation of the peace than the detective who ruined the Molly McGuire. Certainly very few men can say that to their individual effort 23 atrocious murderers were hung and 43 accomplices given penitentiary sentences for varying periods of their lives.

In Scribner's History of the United States, recently published, James McParland's work of running down the Molly McGuire is mentioned in a picture of the great detective, together with that of Franklin B. Gowen, president of the railroad that bore his expenses, is published with the account. After the close of the year's trial, during which so many were sentenced, George McDonough dramatized the scene from life, under the caption of "Molly McGuire and the Detective." The playwright made a fortune representing that play for a continuous run of four months in Chicago. Mr. McParland's home, in the Dearborn Theater. Newspapers of the United States were filled with stories of Mr. McParland's great work. Dozens of plays were patterned after Mr. McDonough's, and even the fame of Major Allan Pinkerton, founder of the Pinkerton Detective Agency, and Mr. McParland's employer, was dimmed by the latter's work.

Mr. McParland is now superintendent of the Western division of the Pinkerton Detective Agency, with headquarters at New York. He is in Portland on one of his regular inspection trips over the West, and will leave south Saturday evening. He would not be taken for a detective. His appearance is that of a business man. He is a member of the Molly McGuire. He is not pleased to him, as he is very modest over his success. When asked about his work, he inquired which piece was referred to, and insisted that Molly McGuire were ancient history.

When Coal Regions Were Terrorized. From 1865 the anthracite coal regions, comprising Schuykill, Carbon, Luzern, Columbia and Northumberland Counties (Lackawanna has since been cut out of the territory), were infested by a gang of murderers. A deep mystery attached to each of the many cases. That the murders were committed by some of the coal miners was believed, but for some purpose or other the Molly McGuire Mining bosses and owners, railway superintendents and officials and others over the miners were found dead. Only once did it appear that robbery was the motive. Alexander McPherson was murdered in 1868, when it was believed he was taking to his colliery \$30,000 to pay the miners. As it happened, he had sent his money on the morning of the murder, without valuable about the usual time of his trip, and the murderers got nothing. This was the only case where robbery seemed to actuate the murders. Other outrages were committed, such as burning the breakers, each of which might cost from \$200,000 to \$300,000, and the destruction of other valuable property. In this, as in the murders, a spirit of revenge seemed to be the motive.

Molly McGuire Suspected.

A general belief prevailed that the work was being done by a secret organization, by some called the Molly McGuire, by others the Buck Shots. Mr. Gowen, then president of the Philadelphia & Reading Railroad Company and Reading Coal and Iron Company, practically the same organization, had tried in every way to bring the offenders to justice. His career was a long one, and he was familiar with all their secrets and possessing written records, there would be any amount of "squealers" to furnish convicting evidence. Several attempts were made on Mr. McParland's life after the trial closed, but he eluded the assassins. Many of the Molly McGuire, who were not charged with the crime, had been in the coal mines now in the mines of Colorado, especially, and other sections of the country. The best of friendship prevails between the Molly McGuire and the old ex-members when they meet today.

Arrests Made in Two Days.

"As a result of my labors, when we had everything finished and ready for the strike, in two days we arrested the leaders of the Molly McGuire in five counties, and the murderers, with the exception of a couple who got away before we were ready to begin. We subsequently brought some of the murderers from Canada and placed them in the penitentiary. That conviction would be well-nigh impossible unless I took the stand. Major Pinkerton would not ask me to do so, but I would do it to rid the community of the terrible gang. We tried, convicted and hanged 23 murderers, and tried and convicted some 45 for such crimes as conspiracy to murder, kidnapping, etc. The first and sentenced them from five to 23 years each in the penitentiary, thus effectually destroying the organization. It took a little over a year to prosecute all, thus retarding my work to the period of four years.

"Had I not appeared as a witness in the case, we could not have convicted the members of the gang. But know how the Molly McGuire were familiar with all their secrets and possessing written records, there would be any amount of 'squealers' to furnish convicting evidence. Several attempts were made on Mr. McParland's life after the trial closed, but he eluded the assassins. Many of the Molly McGuire, who were not charged with the crime, had been in the coal mines now in the mines of Colorado, especially, and other sections of the country. The best of friendship prevails between the Molly McGuire and the old ex-members when they meet today.

PERSONAL MENTION.

E. P. McCormack, a Salem attorney, is registered at the Imperial.  
James Finlayson, a prominent citizen of Astoria, is at the Perkins.  
Thomas Carstens, a Seattle cattle-dealer, is registered at the Perkins.  
R. T. Grant, a Portland logger, is at the St. Charles, with his wife.  
J. T. Bridges, a business man of Roseburg, is registered at the Imperial.  
D. W. Eaves, a business man of Lewiston, Idaho, is at the St. Charles.

John Lyson, a timber man of Kelso, Ore., is registered at the Imperial.  
Julius L. Heas, of San Francisco, formerly a Portland contractor, is at the Imperial.  
Ex-United States Senator John B. Allen registered at the Portland yesterday from Seattle.

Captain C. F. Leavenworth, a well-known business man of Olympia, Wash., is seriously ill at the Imperial.  
Misses Ella Hill and Rose Gilbert, of Astoria, are at the Imperial.  
NEW YORK, Oct. 4.-Northwestern people registered at New York hotels today as follows: F. M. Blyth, of Portland, at the Hotel Hamilton; J. L. Linn, of Astoria, Wash., at the Broadway Central; E. Neilson, of Seattle, at the Cosmopolitan; E. O. Graves, of Seattle, at the Manhattan; V. B. Miller, of Seattle, at the Murray Hill; W. H. Masterson, of Astoria, at the Murray Hill; and Mrs. W. H. Masterson, of Astoria, at the Criterion.

Not on the Programme.

PARIS, Oct. 4.-There was a serious accident today in the menagerie of the countess de Fribas, in the department of Aroche. A large animal, whose object was to witness a local butcher enter the lion's cage, play a game of cards with the lion, and drink a bottle of champagne. The performance was successful. The butcher, however, was warned to the lion and held a glass of champagne under his nose, whereupon the lion bounded upon the butcher, ground his shoulders against his jaws and mangled his body fearfully. When the butcher was removed he was almost dead.

In the meanwhile the audience was frightened in a great number of persons were trampled upon and badly injured.

Cathartic or purgative pills do more harm than good. Carter's Little Pills do only good, but a large amount of that. Only one pill a dose.

SUGAR-BEEF PREMIUMS.

The premiums for sugar-beef exhibits at the State Fair have been awarded as follows: C. H. Chapman, of Salem, first; Mrs. J. V. Taylor, of Salem, second. The only other exhibitor was J. R. Douglas, of Linn County. The awards were made as the result of a chemical test for the purpose of determining the per cent of saccharine matter. The winning exhibit shows the following tests: Average weight, 10.5 lbs.; total solids, 1.5 per cent; sugar in sugar, 11.8; sugar in beef, 11.8; solids not sugar, 4.1; purity of juices, 79.9. The tests were made by Professor S. K. Kelsey, of the Oregon Agricultural College.

SUNDAY TRIPS TO BONNEVILLE.

The Sunday trips to Bonneville still continue popular, many people taking advantage of the low rate and splendid train service to spend Sunday under the pines and along the banks of the Columbia. The train leaves Union depot Sunday morning at 9 o'clock; returning train reaches Portland at 4:30 P. M. Fare is only 25 cents for the round trip.

One Crop Does Not Fall Him.

Bryan seems to have raised nothing on his farm but a crop of paramount lies. The "Entony" organ-Wiley B. Allen Co.

IN THE SEVERAL COURTS

COURSE OF THE DEFENSE IN THE DIXON CASE.

Will Probably Assert That Dixon Was Victim-Probable Statements-Court Notes.

The course pursued by counsel for George Dixon indicates that the defense will be that Dixon was the victim of Matthew Frost, and took part in the deed forgeries. The evidence submitted by the prosecution yesterday was merely cumulative regarding minor features of the transaction, and it is expected that the testimony of J. M. Hodson, upon whom the scheme was worked, will be the main feature of the defense. He told how he happened to become the purchaser of the property and of various meetings of work. The man was the body-master, or president, of the lodge. The modus operandi was as follows:

"Suppose there was one lodge here and another at Oregon City. The body-master at Oregon City found a man whom he knew, and asked him to take a piece of property close in on the East Side for sale cheap, and asked witness if he would like to buy it and build some more houses. Mr. Hodson said they went over and looked at the property. The price asked was \$2800, but considering some street improvements, sewer work, etc., which was necessary, he thought \$3000 was a fair price. He closed the deal for \$2200. The witness told of receiving the deed and abstract at Schiussel's office. Dixon said he had a piece of property to sell. Schiussel said he thought it was a very straight abstract and a competent man. The witness recollection was that Dixon said he thought it was a good abstract.

W. J. White, who made the Henry Ackerman, on the Henry Wilson street, testified that after the murder of the witness he was told a lady would call for it. It was delivered to a messenger boy.

Curtain and Paul Hutter, messenger boys, who took deeds from the Recorder's office, testified. Dixon, they said, sent a note for his deed, signed Emma Gilchrist.

Recorder Beach testified concerning the filing of the deeds for record, and that they were returned the same day by request, being recorded at once.

Chief Justice states that regarding statements made by Dixon at the time of his arrest, but in none of these did Dixon admit the crime.

The cross-examination of Mattie Frost was completed yesterday, and the defense asked various questions as to her conduct. She admitted going into a saloon with two men, and going to her residence with a man who accosted her on the street.

SAYS NOTICE WAS NOT SERVED.

James Gleason Announces the Wrath of Opposing Lawyers. James Gleason, attorney, appears to have aroused the ire of Claude Stearns and J. H. Murphy, brother members of the bar. Mr. Gleason has a notice of appeal dismissed after the case on appeal has been heard and taken under advisement by Judge Fraser. The ground stated in the motion is that the notice was never served on the opposing counsel.

The opposing counsel yesterday filed affidavits stating that the notice was served June 14 at Mr. Gleason's office, on Mr. C. G. Thompson, who, it is said, stated that he had authority to receive it, and accepted service by signing the name of Gleason to the acceptance, which it is asserted the court records show. The Stearns and Murphy attorneys were asked to occupy the office jointly with Mr. Gleason for seven years, and the understanding of the bar has been that Thornton has authority to accept service for his associates; also that Mr. Gleason tried the case, and in that manner recognized the validity of the service.

The matter referred to is Frayne and Frayne, who are attorneys at law, and who have a notice of appeal dismissed after the case on appeal has been heard and taken under advisement by Judge Fraser. The ground stated in the motion is that the notice was never served on the opposing counsel.

This is not nearly as bad as the case where an attorney challenged the sufficiency of a complaint after the case had been tried over a half a dozen times, beginning in the Justice Court. Counsel for the defendant, after numerous juries had disagreed, actually returned a verdict, and then made the point that the complaint was fatally defective, and Judge Shattuck sanctioned the objection.

Fleets Fourteenth Amendment.

E. B. Seabrook, attorney, yesterday argued in Judge Sears' court that the labor law is contrary to the 14th amendment of the United States Constitution, because it is a contract of summo or no, and that the 14th amendment provides for the trial by jury. The court will probably decide the matter, with the understanding that the judgment would be paid, and yesterday Mr. Seabrook asked to have the judgment set aside. Mr. Seabrook also stated the unconstitutionality of the law as stated. The court will render a decision today.

Fortcoming Decisions.

Judge Sears will decide the following cases this morning at 9:30 o'clock. Maxwell vs. boat Kilkicat; motion to set aside judgment in the case of Smith vs. Blandard; motion to disallow costs.

Central Americans in New Orleans.

CHICAGO, Oct. 4.-A special to the Record from New Orleans says: The Senator Luis A. Corea, the Nicaraguan Minister to Washington, bringing important information relative to the proposed Nicaraguan canal system. An organized Nicaraguan National Council for New Orleans, arrived here today on the steamship Esther, after five days' detention at the Custom House in New Orleans. The country is entirely peaceful, all the recent revolutionary talk has subsided. President Zelaya has organized a very strong and popular government, which is meeting with general commendation.

Sugar-Beef Premiums.

The premiums for sugar-beef exhibits at the State Fair have been awarded as follows: C. H. Chapman, of Salem, first; Mrs. J. V. Taylor, of Salem, second. The only other exhibitor was J. R. Douglas, of Linn County. The awards were made as the result of a chemical test for the purpose of determining the per cent of saccharine matter. The winning exhibit shows the following tests: Average weight, 10.5 lbs.; total solids, 1.5 per cent; sugar in sugar, 11.8; sugar in beef, 11.8; solids not sugar, 4.1; purity of juices, 79.9. The tests were made by Professor S. K. Kelsey, of the Oregon Agricultural College.

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