

WILL MAKE A TEST CASE

CITY OFFICERS TO TRY TO FORCE SIDEWALK REPAIRS.

Councilmen and the Board of Public Works Wreathle With the Perplexing Problem.

The city authorities decided yesterday to go ahead and force sidewalk repairs, charging the cost to the abutting property. The joint meeting of the City Council and Board of Public Works was well attended and the question of sidewalk repairs discussed in all its phases. City Engineer Chase reported that Portland has 34 miles of wooden sidewalks needing repairs; that he has notified several hundred owners of abutting property to repair them, but that no attention was paid to his notices except in a very few cases. Last year he served 200 notices and not more than 5 per cent of the parties responded.

Richard Williams, who acted as chairman of the joint committee, said: "The city is advancing money to repair these walks, but the general fund will not hold out, and the warrant liens issued against the abutting property are of no value in the money market. The city is in a predicament. City Attorney Long thought the City Council had the first power to order the repairs, and that the Board of Public Works could then authorize the City Engineer to do the work, making the expense a lien on the property. He thought a test case could be carried to the State Supreme Court and decided within 30 days. This would settle the matter and property owners would govern themselves accordingly.

A Councilman suggested that the Supreme Court had now adjourned for the term, and Mr. Long replied that at further a decision could be reached by October. Mr. Chase said the most trouble he had was with large property-holders in the matter. The owner of a cottage usually complied with his order to repair sidewalks, but the man with large holdings paid no attention to him; in fact, sometimes he had been told to go ahead and place a lien on the property if he wanted to.

There was talk of declaring that sidewalks a nuisance and of arresting the owner for maintaining a nuisance; there were suggestions made of barricading the sidewalk, of tearing it up, and some member even spoke of arresting the Councilmen for allowing such sidewalks to exist, but these propositions were all set down as impracticable, and the gentlemen got down to Richard Williams' announcement as a basis—that the property is liable for the repairs. "We must be careful, however, to go about this matter correctly," Mr. Williams said. "Be sure you have the proper owner and that the notice has been legally served."

Auditor Devlin said: "Under the former charter the property-holder could be arrested, but the present charter seems to be defective in the matter of forcing the repairs." He suggested that a test case be made by the city, and that the property-owner who refused to pay for sidewalk repairs be picked out. In order thoroughly to test the matter and thus firmly establish the city's right to force the repairs, the Board of Public Works was unanimously agreed that Mr. Chase said: "Gentlemen, I want some sewer inspectors, sidewalk notice deputies, laborers—"

"Don't leave the Councilmen," interrupted Mr. Williams, "as they might not care to meet with us again," and the Councilmen hurriedly vacated the room, leaving the Board of Public Works to itself.

NEW COMMITTEES.

The following committees, appointed by Chairman Mills, of the board, were announced:

Street Lighting and Lights—A. H. Bryman, A. L. Maxwell, W. B. Chase.

Purchasing Supplies—William Macmaster, A. L. Maxwell.

Ordinance, Bonds and Contracts—Richard Williams, A. L. Mills.

Street Cleaning and Sprinkling—Maxwell, Williams, Chase.

Engineer's Department—Mills, Macmaster, Chase.

Parks and Cemetery—Bryman, Chase, Williams.

Highways, Bridges and Elevated Roadways—Macmaster, Chase, Bryman.

Utilities, Remonstrances, Judiciary—Williams, Macmaster.

Railways, Telegraphs and Telephone Companies—Williams, Maxwell.

City Hall and Public Buildings—Mills, Bryman.

SUES FOR \$60,000 DAMAGES

New York Drummer Who Was Injured on the Denver & Rio Grande.

Max Moses, a traveling salesman for a New York clothing house, yesterday filed suit in the State Circuit Court, against the Denver & Rio Grande Railroad Company for \$60,000 damages on account of personal injuries sustained at Glenwood Springs, Colo., May 2, 1901.

Moses boarded the train in Colorado en route to Oregon. While on the train, he was in the upper berth of a Pullman car, a large rock fell through the roof of the car, and struck him. He was knocked out of his berth and landed on the floor and against the seats, striking on his head, back and spine. He alleges that he was internally injured, spurt blood, received a severe shock to the nervous system and was badly injured in the region of the spine. As a result, he says he was unable to move without assistance, but finally succeeded in continuing his journey to Spokane, Wash., where he was taken to a hospital. He complains that he is subject to fainting spells and great pain in the region of his liver, and that he is entirely incapacitated from proceeding with his work. He is 40 years of age, and has previously, he asserts, been strong and hearty and able to earn \$2000 per year. His attorneys are O'Day & Tarpley, and Robertson, Miller & Rosenhart.

Probate Matters.

John C. Lewis and Lucius Allen Lewis yesterday resigned as executors of the will of Cicero H. Lewis, deceased. The resignation of the executors was filed in the County Court, and provides that they reserve the right to apply to be and to be named as executors and trustees of the partnership estate of C. H. Lewis and Henry P. Allen, partners as Allen & Lewis. The request is made that Clementine P. Lewis be appointed sole executrix of the will, and that she administer all the property save and except the partnership property.

Emma Cleave was appointed administratrix of the estate of her husband, Henry Cleave, deceased, valued at \$5000. She and two children are the heirs.

Albert B. Ferrara petitioned to be appointed administrator of the estate of P. T. Roberts, deceased, valued at \$2000. The only heir is a daughter whose whereabouts is unknown.

The final account of Agnes Grooms, executrix of the estate of her husband, William Grooms, deceased, was filed. The property consists of the east 1/2 of lot

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Cases Numbering 428 Were Treated Last Year.

Patients to the number of 428 were admitted to the County Hospital during the year ending June 30, 1901. There were 48 deaths and 15 births in the same period. Dr. Harry F. McKay, County Physician, yesterday submitted his annual report to the Board of Commissioners. In details will be of interest to the taxpayers and to physicians. They are subjoined:

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Malaria..... 15	Apoplexy..... 1
Pneumonia..... 38	Epilepsy..... 1
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Pleurisy..... 4	Phthisis..... 1
Gangrene of limbs..... 1	Chorea..... 1
Hemiplegia..... 1	Ball's palsy..... 1
Bronchitis..... 14	Raynaud's disease..... 1
"Tubercular..... 1	"Sclerotic..... 1
Valvular disease..... 10	Gouty disease..... 1
Endocarditis..... 2	Morphinism..... 1
Hypertrophy of the heart..... 1	Diabetes..... 1
Alcoholism..... 12	Asthma..... 1
Alcoholic gastritis..... 1	Stomachitis..... 1
Stomachitis..... 1	Rheumatoid arthritis..... 1
Carcinoma of stomach..... 1	Lumbago..... 1
Ulceration of stomach..... 1	Eurialgia..... 1
Carcinoma of liver..... 1	Rheumatism..... 10
Chronic hepatitis..... 1	Dysentery..... 1
Chronic nephritis..... 10	Dislocation..... 1
Chronic pyelitis..... 1	Al cases..... 46
Chronic cystitis..... 1	Unaccounted..... 1
Spastic paralysis..... 2	Total..... 428

Deaths and Cause Of.

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American born..... 241	Italian..... 4
Irish..... 50	Chinese..... 1
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HUMANE WORK FOR CHILDREN

Easy to Create Interest Through the Dumb Animals.

The July meeting of the W. C. T. U. Federation was held yesterday at the Boys' Brigade Hall, on East Thirtieth, fourth and Yamhill streets. Mrs. M. A. Ambler, president of the Salem Federation, presided over the session. The side Union, made a brief address of welcome and Mrs. Anna R. Riggs, president of the Federation, led the Scripture reading.

THE HUMANITY WORK AS RELATED TO THE DEVELOPMENT OF CHARACTER IN CHILDREN

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A SONG BY GEORGE OLSEN AND PAUL RIGGS

two little boys, concluded the morning program.

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