

HEARINGS ON CASE

State of Washington Before Supreme Court.

ARGUMENT OF BOTH SIDES

Judges Ask Questions—Chief Justice Speaks of State Ownership—Defense Says Power to Own Stock Cannot Be Restricted.

Before the United States Supreme Court, Attorney-General Stratton, of the State of Washington, yesterday argued that by merging ownership of the Northern Pacific and Great Northern in the Northern Securities Company the constitutional enactments of several states were overturned and there was accomplished indirectly what the court had said could not be accomplished directly.

WASHINGTON, April 14.—The United States Supreme Court today heard arguments in the case of the State of Washington vs. the Northern Securities Company, and the Northern Pacific and Great Northern Railroads. The two railroads, Attorney-General Stratton appeared for the state, and made the opening argument, contending that the Securities Company was the only one that can properly hear the case, and that if it refuses to hear it there is no tribunal to which the state can apply for the redress of a wrong.

He frequently interrogated members of the court. Justice White asked why the state could not pass a law of its own to cover the case, and Mr. Stratton replied that he thought the state had the right to do so, but was entitled to an independent proceeding for injunction. In reply to Justice Harlan, he said that the state might, of course, proceed against either of the railroad companies, but that the Northern Securities Company could not be thus reached in a state court.

The Chief Justice wanted to know if the state could not institute a suit and give the securities company a chance to come in. "Yes," was the reply, but it won't come in, as has been made manifest in Minnesota.

He agreed with a suggestion made by Justice Brewer that the railroads involved are interstate roads, and that on this account it was competent to appeal to the National authorities.

Summing up the case, Mr. Stratton said the question presented is "whether the stock and power of control of two gigantic railroads, the Northern Pacific and Great Northern, Montana, North Dakota and Minnesota, may be consolidated, so as to create a monopoly in railroad traffic there, in defiance with the laws of such, or whether a corporate entity can be created and used for the express purpose of overthrowing the constitutional enactments of a number of sovereign states and thus accomplishing what the Supreme Court has decided could not be done directly."

DOG SHOW JUDGE COMES

FRED MANSELL, ENGLISH EXPERT, HERE FROM LONDON.

Over 300 Animals Will Be on Exhibition at the Great Portland Kennel Show.

Fred Mansell, Esq., the English dog fancier, who will act as judge at the bench show of the Portland Kennel Club, which begins tomorrow, arrived last evening and is at the Portland. Mr. Mansell's home is in London. He has always taken a keen interest in dogs, and is regarded as one of the best bench show judges in his home country. He came to America for the purpose of judging the Boston dog show, and upon invitation of the Portland Kennel Club decided to visit the Northwest and pass judgment upon the dogs of the Portland show.

The entry list for the bench show is now in the hands of the printer, and will be completed today. It contains some 300 entries, which means that upwards of 300 animals will be on exhibition when the show opens. In every way the coming exhibition promises to be the best thing of the kind ever held in the Pacific Northwest.

The show will be held in the east wing of the Exposition building, which has been elaborately fitted up for the occasion. Some of the kennels have been beautifully decorated, so that the favorites may enjoy the comforts of a happy home. The doors will open tomorrow morning at 10 o'clock and close at the same hour on the evening. The exhibition will last four days, ending Saturday night.

PITTSBURG MYSTERY SOLVED.

Young Man Confesses to Killing Man Because He Loved His Wife.

PITTSBURG, April 14.—William J. Byers, a young man of prepossessing appearance, who was arrested today at his home in East Pittsburgh for the murder of August Layton, near Turtle Creek, last Spring, Byers was trapped through the agency of a letter written to a young woman telling of his crimes. Byers confessed to having shot Layton five times, and after a talk with the prisoner, Superintendent of Police McAleer concluded that the killing was the result of a conspiracy and tonight ordered the arrest of Layton's wife, who is now the wife of Frank Williams, of East Pittsburgh. Byers at one time boarded at the Layton home in Turtle Creek, and it is said he became infatuated with Mrs. Layton. His story, as told to the police authorities tonight, clearly implicates the woman in the murder.

PITCHER WITBECK COMES.

College Man with Record in an Eastern Minor League.

Portland Team Wins Easily.

In a practice game on the professional baseball grounds yesterday afternoon the Portland team defeated the Portland Business College by a score of 25 to 8.

SUPREME BASEBALL COURT.

Spalding's New Scheme for Control of the Professional Game.

NEW YORK, April 14.—A. G. Spalding has devised a new scheme which has just been made public for the control of professional baseball.

Montana Woolgrowers in Session.

MILES CITY, Mont., April 14.—The annual meeting of the Eastern Montana Woolgrowers' Association convened here today at the home of the prominent stockman of the state in attendance.

Bavaria Closed to French Nuns.

NEW YORK, April 14.—The Bavarian Government has forbidden the Prince of Thurn and Taxis to offer an asylum to the Sisters of St. Claire, just driven from France, says a Munich dispatch to the American and London papers.

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D. F. HUPP, WHO SUCCEEDS JOE TINKER.

D. F. Hupp, who arrived in the city Friday, promises to make one of the best men on Portland's baseball team during the coming season.

RACES AT OAKLAND.

Fifteen-to-One Horse Won the Mile-and-an-Eighth Event.

MEMPHIS, April 14.—Montgomery Park results.

Four and one-half furlongs, selling—Merac won, Searcher second, Jessie Menace third; time, 1:56 1/2.

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ESTIMATED POPULATION

FIGURES AND CONCLUSIONS OF CENSUS BULLETIN NO. 135.

All Guesses as to Population Are Found to Be Too Large.

Census Bulletin No. 135, just issued by the Census Department, contains the results of a study made by the Bureau into the accuracy of the methods of estimating population in vague, especially in large cities. The main methods are four: The first assumes that the city's rate of growth between any two successive censuses is maintained during the intervening decade; the second assumes a constant or known ratio between the total population and the number of children of school age; and the fourth assumes a constant known ratio between the total population and the number of names in the city directory.

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ARE THE BEST NOT MANUFACTURED CIGARS LARGE AND SMALL SIZES THE HILSON CO. MAKERS

WORK SOON TO BEGIN.

On Railroad From Valdes to Eagle City in Alaska.

SEATTLE, April 14.—According to the plans of the Land Credit and Mortgage Company, of London, work on a railroad from Valdes to Eagle City will begin shortly and will be rushed to completion without delay.

Selling Price Not Assessed Value.

SPOKANE, April 14.—An important ruling regarding taxation of mines was made by the Supreme Court of Perry County. In a case involving taxes on the Quip, Long Pine, Tom Thumb and other leased properties, the court held that the Assessor cannot base the valuation of the mine by the selling price of the stock, but must try to determine the real value by the location of the property, its condition and its ability to produce.

Japs Robbed by White Men.

SPOKANE, April 14.—Five Japanese laborers were attacked by three white robbers last night in the section-house at Kline, on the Northern Pacific, about 35 miles west of Spokane. The three overpowered the five Asiatics, bound them, robbed them of watches and money and departed leaving the prisoners tied.

Great Race Track Swept by Fire.

NEW YORK, April 14.—Maupet race track, the half-mile circle that revolutionized racing in this state, has been swept by fire. The grandstand, which seated 4000, the paddock, platform and hotel were destroyed. In its last days it was known as the Queens County Bank, a picnic ground. About seven years ago a syndicate of the track's promoters had built the half-mile track. Strings of electric lights were placed about the ring and the famous night racing meetings began. Wonderful tales are told by turfgoers of the track's success. It is believed that in two instances a horse that race last was placed first by the judges, because men in power were betting on that horse. The electric lights neutralized color, so that many errors, unintentional and otherwise, were made in announcing the order in which racers had finished. The scandal became so great that racing in this state lapsed in the balance and finally a law was passed forbidding night racing. The financial loss caused by the fire is small.

Boycott Has No Apparent Effect.

KANSAS CITY, April 14.—The boycott measure begun by the Kansas City Livestock Exchange last week against the Stockyards Company had no apparent effect on the receipt of cattle, hogs or sheep at the market today. It is believed, however, that it will furnish a fairer test of the import of the commission's requests to their customers to ship to other markets. Both sides to the controversy maintained their positions today. The Stockyards Company may tomorrow ask the courts for an injunction to force the commission to withdraw their boycott.

Do You Wish the Finest Bread and Cake

It is conceded that Royal Baking Powder is purest and strongest of all baking powders, absolutely free from alum, ammonia and every adulterant. "Royal" makes the best and most wholesome food.

ROYAL BAKING POWDER CO., 100 WILLIAM ST., NEW YORK.