CEMENT LAW VALID

Mayor Williams Says So, and He Ought to Know.

NEW WALKS CONTRACTED FOR

Many Persons Still After Permits for Wooden Structures, but It Is Too Late Within the Defined Limits.

The consensus of opinion on Portland's new sidewalk law seems to be that the ordinance is a fine thing, and will do endless good for the city if properly enforced. There has been some talk of testing the legality of the law, but it is doubtful if such proceedings will be resorted to, for there are but few citizens who are hostile to it. Several hundred feet of new walk were contracted for yesterday, all of which will be of the permanent variety, and contractors expect to have all the work they can handle in the next few weeks. The city authorities state that they will enforce the ordinance to the letter, and all who attempt to delay will be brought to time.

A stone walk is for many reasons superior to the wooden variety. It is more sanitary, it is less dangerous to walk over, it will not catch fire and spread a conflagration, and it is cheaper in the long run. One individual said yesterday that wood walks were three times as cheap to build as concrete, and that the interest on the first cost of one of the stone variety would pay for the repairs for a wooden one indefinitely. This statement is said by cement walk advocates to be all moonshine. "For a 50-foot lot a concrete walk costs just $45, and a wooden affair $32, making a difference of about 23 per cent in favor of the latter," says an expert. "On the other hand, a board walk will not remain in good condition for over five years, while a stone walk will be good at the end of 20. Assuming that 5 per cent is a fair rate of interest, and multiplying $45 by this amount, the gentlemen above mentioned will have $2 25 a year to keep his wooden planks in good order. He will have to be a good manager to do this. He might be able to do it for the first two years, but after that time he would be swamped." Many people declare that one reason that the wooden walks have been so poor in this city is that the low grades of lumber have been used for sidewalk purposes.

Thomas McCusker, president of the Civic Improvement League, said yesterday to an Oregonian reporter: "I heartily favor the ordinance and think it will be beneficial to the city. However, I think that in the case of contemplated improvements on a lot or block the owners should be granted time to make the walks correspond with the improvement they intend to make, so that they will not have to tear up a good walk later on. This is a matter that can be adjusted later, I suppose. But you can put me on record as saying that I will do all I can to make good walks in Portland."

The Law Is Valid.

Mayor Williams says the ordinance is valid. Some attorneys have expressed an opinion to the contrary, based on the provisions of sections 127, 128, 129 and 130 of the city charter, regarding street improvements, which provide, among other things, for the repair and maintenance of wooden sidewalks. The Mayor thinks, notwithstanding, that the ordinance will hold water. Speaking yesterday in regard to the matter, the Mayor said: "The ordinance is valid. It simply provides for the construction of sidewalks of certain materials, and it does not interfere with the improvements of streets. Richard Williams telephoned me about the ordinance, and this caused me to examine it more carefully. I am convinced the Council had full power to pass the ordinance." The speaker then called attention to part of paragraph 36, of section 32, of the charter, that reads as follows:

"The Council has power and authority within the City of Portland to establish districts and to determine the character of sidewalks in any district, and to specify a time at the expiration of which all sidewalks shall be of a specified kind."

"This provision gives the Council authority to pass such an ordinance," said the Mayor. "In my judgment, wood ought never to be used in a city for any sort of a pavement. I never knew a wooden pavement that was not a failure. Pavements ought to be made of stone, asphalt or something durable."

Why One Man Complained.

One man said yesterday: "I don't like to be forced to do anything I don't want to." His companion said: "I notice that Mr. Elliott has some danger signs on your sidewalk. I should think you would get enough cash from the rent of the bill boards on your land to pay for a good walk around it; one that would last, and not a rickety one. I wouldn't talk about laws until I obeyed them a little, if I were you."

No More Wooden Permits.

A number of persons showed up at the City Engineer's office yesterday morning to get wooden sidewalk permits, but much to their sorrow they were refused, and while some of them went away with cement walk requisitions, others went empty-handed. Most of these belated ones had been notified some time ago to make repairs, but had postponed the matter so long that they are now sorry for being so negligent. If their walks are in good shape, they will not have to build for some time to come, but if they are not, the city authorities will be on their trails and make them come up to time. Mr. Elliott's men are doing a rushing business signing permits and inspecting property. The new Council has acted very generously toward him in the matter of granting money to hire additional deputies. Under the Bancroft bonding act, citizens can have a stone walk laid in front of their premises and pay the city for it in 10 years' time, in annual installments, if they wish.

Good Walks on These Streets.

The specifications for the walks that the Council has decided to lay on Fourth and Fifth streets are being prepared by the chief deputy at the City Hall. From Glisan to Jefferson the walks will be laid most of the way the full width of the space reserved for pedestrians. Near the Jefferson-street end of the improvement 12 or 6-foot walks will be put in instead of 15, as they will be in the business section. The walks will have to be colored to protect passers' eyes, and at every corner the intersecting street names will be impressed in the curb for the information of strangers.

To facilitate this sort of work, the engineer has provided his office with a cement testing machine. A sample of cement is secured from the contractors and molded into a briquette, which has a cross section at the middle of one square inch. This briquette is allowed to harden under water for seven days and is then put in the machine between two jaw-like pieces of brass. A brass cup is so arranged at the end of a system of levers that when it gets a certain weight of shot in it it pulls the jaws apart and breaks the cement. From the amount of shot in the cup the breaking strain is easily figured. For good cement the figure should be over 500 pounds. Some cement at the office only stood 200 pounds. This will be condemned. As an additional precaution, the dry material is sifted through a screen with 100 meshes to the inch, or 10,000 to the square inch. If more than 14 per cent fails to pass through, it is declared to be bad and unfit for use.

GLAD TO ESCAPE.

Rough Experience of a Guest of a Western Hotel.

Washington Star.

"The saying that 'men live to eat' loses all its truth if a fellow is traveling around some of the small towns I know if in the United States," said a traveling man who was at one time a delighter of the populace from behind the footlights at the Ebbitt House the other evening. "I recall vividly an experience in hotel matters while traveling with a male quartet concert company out in Colorado several years ago, that takes my Panama.

"Our party alighted from a train at a town where we were billed, and on looking about the depot we could discover no one but the sleepy station agent and a stout, sawed-off German. We didn't expect a brass band to meet us, but we did think the hotels might extend greetings, at least in a business way, and at once we had a premonition that all was not auspicious. After eyeing our bunch for a few moments the sawed-off German came up cautiously and apologetically asked:

"'Do you fellers want a hotel?'

"We told him we didn't care for the whole house, exactly, but would like a few rooms and a chance to put our feet under a table. The little German then got up courage enough to plead guilty as proprietor of the only hotel in the town, so, of course, we threw ourselves and our grips upon his mercy.

"It was one of the hotels where they have four kinds of meat—lamb, ram, sheep and mutton—and you get tea, coffee and milk all in one cup. The puzzle is to guess what you're drinking. You pay $1 a day to eat at the table spread with an oilcloth and $2 a day at the table on which are oranges and pickles and a caster. Around the walls and on the stationery were notices to the effect that 'We meet all trains; sample-rooms for commercial men; best of accommodations for man and beast.'

"The culinary department of that hostelry was sadly neglected. By getting lunches from the stores we managed to stifle the pangs of hunger and so subsisted. We did a great business there, though, and had no kick coming on that score.

"In order to reach our next engagement it was necessary for us to take an early train from this town, so as we retired to our adjoining cells we left explicit orders with the proprietor, who was also clerk and chambermaid, to call us for the 6 o'clock train. Despite the lack of accommodations we slept soundly, and in the morning about daylight we were awakened by a tremendous pounding on our doors and were greeted with:

"'Do you fellers vant to dake dot sigr o'clock drain?'

"'Yes,' we yelled.

"'Vell, she's vistled.'

"The depot was several blocks away, but we were determined to make an attempt to get out of that town, so we threw some of our clothes on and what we couldn't get on we carried in our hands and made our way running to the train. The conductor heard our shouts and held the train, although he afterwards said he feared we were a gang of hold-ups. We were holding up our clothes. Fortunately it was early and the passengers did not see our predicament, and we finished our toilet on the train."

DAILY CITY STATISTICS.

Marriage Licenses.

Fred Sheaffer, 19; Emily Chase, 17.
Stephen E. True, 28; Lizzie Kuntz, 25.
Emil Johnson, 26; Olivia Bostrom, 21.
F. E. Fremont, 44; Eugenie Snelling 38.

Deaths.

August 6—William H. Andrus, 65 years, Good Samaritan Hospital; albuminuria.
August 5—Clarence A. Francis, 50 years, Mount Tabor; drowning.
August 6—Arthur S. Gibbs, 45 years, Good Samaritan Hospital; pulmonary tuberculosis.

Contagious Disease.

August 7—Georgina Irvine, 18 years, 660 East Ankeny; diphtheria.

Birth.

August 7—To wife of William T. Means, Woodlawn, boy.

Building Permits.

August 7—M. Galvin, Sacramento street, between Rodney street and Union avenue, cottage; $1000.
August 7—H. C. Hutchinson, East Madison and East Twenty-second streets, cottage; $1600.
August 7—F. I. Ball, Tenth, between Cottage and Hall streets, two-story dwelling; $1800.

Real Estate Transfers.

Benton Killin and wife to A. E. Morterud, 8x50 feet, block 2, Carter's Addition	$ 150
A. E. Morterud to Magdalena Morterud, 8 x50 feet, block 2, and 25x100 feet, block 2, Carter's Addition	1
Sheriff, for R. W. Wilbur, to Jane Bentley, lot 4, Bradley's Addition to East Portland	1015
T. Buckman and wife to L. C. Quigley, lot 6, block 58, Stephens' Addition	1050
M. and L. McGrath to I. E. Nordgard, 5x70 feet 100 feet north of block 68, in Caruthers' Addition to Caruthers', and 10 feet perpetual right of way south of above	1250
Sheriff, for R. McKenzie to R. L. Maclay, lot 11, block 9, Lincoln Park Annex	5
E. Dorsey to E. I. Elvers, lot 3, block 49, and lot 3, block 60, Portland City Homestead	200
Catherine Dorsey to E. I. Elvers, lot 3, block 49, and lot 3, block 60, Portland City Homestead	200
L. J. Elvers and wife to P. A., Jr., and W. W. Marquam, lot 3, block 49, and lot 3, block 60, Portland City Homestead	225
Christina K. Birrell and husband to O. F. Paxton, lots 1, 2 and 6, block 13, Goldsmith's Addition	6000
Louis P. Beno to S. J. La France, north ½ lot 2, block 26, Portland	7100
A. A. Baker and wife to L. J. V. Viesson, lot 1, block 1, East Lynne tract	1800
Elizabeth Ryan to H. S. Tuthill, lot 3, block 20, Irving's Harbor View Addition	1000
E. Ryan to A. N. Wright, lot 2, block 20, Irving's Harbor View Addition	1000
Peter W. Brost and wife to James H. Nickerson, lot 35, block 14, Albina	2000

For Guaranteed Titles.

See Pacific Coast Abstract, Guaranty & Trust Co., A. B. Manley, secretary; W. Y. Masters, attorney, 204-5-6-7 Failing bldg.

Beautiful Mummy Blue.

London Tatler.

Hamlet reflected curiously upon the fact that the body of a great ruler might yet come to be used to "stop a hole to keep the wind away," but modern ingenuity has discovered more useful, if not more honorable, uses for the bodies of departed Emperors. Manufacturers of artists' colors now often use mummies in making their colors, and it is almost certain that a small percentage of some ancient Egyptian rulers went to compose some of the colors used by various R. A.'s in painting their portraits for this year's academy. Mummies were usually preserved in bitumen or the best pitch, and this blended with the bone of the mummy gives a peculiarly beautiful tint, especially in brown or dark blue. The export of mummies is now forbidden, but one will last a manufacturer for years. The colors so made are principally used by portrait painters.

Heartily Indorsed by Calbreath.

OREGON STATE INSANE ASYLUM, Salem, Aug. 7.—(To the Editor.)—I have read your editorial in yesterday's Oregonian on "Excursions to the Insane Asylum," and most heartily indorse your views. But as a matter of information, I will state that I called the attention of the Asylum Board of Trustees to this subject at the meeting in July, and it was unanimously decided that this custom would be discontinued in the future. Yours respectfully,

J. F. CALBREATH,
Superintendent.

Many causes induce gray hair, but Parker's Hair Balsam brings back the youthful color.
Hindercorns, the best cure for corns. 15cts.

WORK ON NEW HATCHERY

BUILDINGS WILL BE ERECTED ON SALMON RIVER PLANT.

Salmon Are Being Taken for Spawning With View to Replenishing Columbia River Supply.

Work of building the new hatchery on Salmon River has started in earnest. A right of way was secured to the new site, and a direct road has been cleared, which makes it more convenient to get to and from the plant. Material for the buildings required is now being delivered on the grounds, and the buildings will shortly be erected. There will include a house for Superintendent Brown and helpers.

Racks were put in the river some time ago, and now salmon are being taken for spawning in satisfactory numbers. Some were taken several weeks ago, but it was found that it was altogether too early. This week the salmon are running, and it looks as if all the fish needed will be caught, and that the first season's operation of the new hatchery will prove a success. The location is considered the best in the state, and much is expected from it in replenishing the supply of chinook salmon in the Columbia River.

REV. RAY PALMER HERE.

Will Remain Two Weeks—Has Received Call From Chicago.

Rev. Ray Palmer, formerly pastor of the Second Baptist Church, East Side, arrived yesterday from Chicago, and will make a stay of two weeks in Portland. He is still the pastor of the First Baptist Church, at Chillicothe, Mo., but has been filling the pulpit of a large Baptist Church of Chicago. He has also been conducting meetings in Willard Hall, in Chicago.

Mr. Palmer has received a call to become the minister at Willard Hall, Chicago, but has not made up his mind that he will accept. He says that the offer and field are very tempting. Services are conducted in Willard Hall on both gospel and temperance lines, and the minister who is in charge must in large measure be undenominational, but the field for work, Mr. Palmer says, is one of the largest and most extensive in the United States, as all classes of people attend the services held in the hall. The call to be leader at Willard Hall is very urgent, and is backed up by the Woman's Christian Temperance Union. From Portland Mr. Palmer goes to Tacoma, where he will preach in the Baptist Church, and from there he goes to San Francisco. While in Portland he will be the guest of Mr. Severn, on East Ankeny and East Fourteenth streets. Mr. Palmer is alone, his family being at Chillicothe, Mo. He will occupy the pulpit of the Second Baptist Church tomorrow morning.

RAISED A FIVE-LEGGED MARE.

William Endersby, of Cherryville, Is Owner of the Animal.

William Endersby, who lives at Cherryville, in Clackamas County, has a five-legged mare, which he raised from a colt. It is a freak of nature which attracts much attention. The fifth leg and hoof is attached to the right front fore foot. About midway between the knee and ankle there is a limb, and from here the leg starts out from the main leg. The false leg is only about six inches in length, and terminates in a well-formed hoof about three inches across. The hoof is on the inside of the leg.

Mr. Endersby first noticed this peculiar formation shortly after the colt was born, and came to the conclusion that the animal might be of no value. However, the mare grew to be a fine beautiful black animal, and full of activity. Contrary to expectations Mr. Endersby says that the fifth hoof does not interfere in the least, and the mare can work in harness or under the saddle.

MALICIOUS WORK OF VANDALS.

Rowdies Damage Property in Electric Park, Near Milwaukie.

Complaint is made that rowdies from Portland are making a practice of going out to Milwaukie and damaging Electric Park. The Milwaukie band went to much trouble and expense in fitting up this little park with electric lights and seats for the benefit of the public, in which to give free concerts. Private picnic parties are also given in the cool grove.

People come there from Portland in the evenings and destroy the benches and damage the grounds in a spirit of pure maliciousness. There is no objection to any one going to the grounds and having a good time, but destructive visits will not be tolerated. Mr. Keller and some other citizens of Milwaukie have decided that they will take steps to put a stop to these outrages if they are not discontinued.

FUNERAL OF HARRY SMITH.

Death Said to Have Been Caused by Great Religious Excitement.

The funeral of Harry Smith, who dropped dead at the home of his parents on Ellsworth street Tuesday, was held yesterday morning from Dunning's undertaking parlors, East Sixth street. Dr. George B. Van Waters, rector of St. David's Episcopal Church, conducted the services. The cause of his death was given as heart failure. It is asserted by his relatives that religious excitement operating on his naturally weak heart was the cause of his death. He had been attending the campmeeting in progress on East Twelfth and Division streets, and professed to have been converted. He is said to have been under great excitement while attending these meetings. Smith was 21 years old and unmarried.

Funeral of C. A. Francis.

The funeral of Clarence A. Francis, who was drowned in White Salmon River Tuesday, August 5, was held yesterday forenoon in the Mount Tabor Methodist Church. Rev. S. E. Memminger, a close friend of Mr. Francis, conducted the services in the presence of a large attendance of friends of the family. Lone Fir cemetery was the place of interment.

Death of John Carter.

John Carter, a well-known farmer living near Mount Tabor, died yesterday. He was 79 years old. A number of relatives survive him.

Daylight Burglary.

Yesterday afternoon the restaurant at 90 Grand avenue was robbed. While John Dikeman, proprietor, had stepped out for a few minutes, leaving $7 30 on the desk, some fellow slipped in and took the money. Mr. Dikeman was out of the room only a few minutes.

Death of Civil War Veteran.

John E. Mayo, Assistant Adjutant, Department of Oregon, G. A. R., yesterday received a dispatch stating that John A. Atkins, a member of Sumner Post, died in St. Helens. Instructions were sent that Atkins' body should be buried at St. Helens. He was about 63 years old. He recently underwent a surgical operation in St. Vincent's Hospital, and it was thought he was improving.

East Side Notes.

Fidelity Lodge, No. 14, Degree of Honor, is preparing to hold an open meeting in Woodmen Hall, East Sixth street, next Thursday evening.

Martha Washington Social Club, composed of members of the Eastern Star, enjoyed an outing up the Willamette River yesterday. The trip was made in a launch, and a landing was made near Milwaukee, where there is a grove. Here the day was very pleasantly spent.

HAPPY DAYS AT THE BEACH

All Who Can, Get Away; Others Stay Home.

A month at the beach is now the usual thing with most families in Portland. A few years ago it was not so easy to get away, even for a few days. The man of the house and his wife spent all Spring in making up lists of necessary articles, in figuring on expenses and in wondering whether it was really worth the while. Then the man interviewed the various agents, strove to get baggage concessions, spent a whole lot of money on fishing gear and ammunition and announced to his wife that she must use the utmost economy.

Finally the whole family embarked with a full kit of tents, provisions, beds, blankets, creels, clam buckets and a Chinaman. A month later the family returned and tried to reconcile themselves to the prospect of the next Summer in Portland.

But all that is changed and the two beaches are to the Portlander simply his recreation ground. Inquiry at the steamer offices made it plain that this Summer is witnessing an immense increase in travel to the beaches. At the office of the O. R. & N. the agent said: "Our boats are crowded. The people were a little late in starting, but now they are going—all classes of them. Most go simply for the sake of a little recreation. Many go for two, three or four weeks, and quite a few husbands and brothers buy the five-trip tickets. The Potter averages 200 a trip, and on Saturday she will carry 400 down for Sunday."

At the office of the Astoria & Columbia River Railroad they were satisfied with the extent to which people avail themselves of present facilities. It was remarked especially that a great number of tourists are visiting the beaches. After seeing Portland under the salubrious sun they feel an intense desire to see the cool waters of the Pacific, and as a consequence very hotel on Clatsop and North Beach is filled to its capacity.

Portlanders are a home-loving people and at the shore most prefer the cottage plan. In olden days the cottager was largely dependent on this city and his clam basket for his supplies, but all that is changed. There is almost as good service at the beach as in Portland. A prominent local groceryman, who has just visited both Clatsop and North Beach, says: "People live quite as well there as here. They buy the best, buy plenty and enjoy themselves. The cottages are full, and on Saturday night the rooms at hotels are at a premium."

The various resorts appeal to various tastes. Each man will swear vehemently that his own mile of beach is the choice spot on the whole coast, yet each year witnesses great migrations from north to south and from south to north.

Perhaps the fond father or the brother or the uneasy admirer wonders what the women find to do lacking his presence. The book stores can answer the question. They report that there is a daily call for something to read at the coast, and observation has determined on the following as essentials in Summer literature: There must be no moralizing; there must be plenty of excitement, and above everything else the story must end happily.

And the man who sits in a restaurant and waves viciously at the flies may be comforted by the thought that his wife or his sweetheart is looking out toward the setting sun, a book in the sand at her feet, and the puppets of a story that ends happily gradually giving place to those real people of which she is one and he the other. And if he will only go down over Sunday, the real story ends happily too.

MERCURY TAKES A FALL

But Weather Still Seems Warm Enough With Maximum of 86.

The hot weather has moderated, and yesterday the maximum temperature was 10 degrees less than on the two preceding days. The warm spell has not passed, however, and the forecast for today is that the temperature will reach about the same maximum as yesterday. The cool wave has come from the South, and while it is an improvement on the extreme heat of a few days ago, is still warm enough to cause considerable discomfort. A maximum temperature of 86 deg. is far in excess of the ordinary Summer heat, and, except for the thermometer, the people would have regarded yesterday as nearly up to the standard of the hot days. The hourly temperatures yesterday were as follows:

5 A. M.	62	12 M	83
6 A. M.	64	1 P. M.	85
7 A. M.	65	2 P. M.	86
8 A. M.	66	3 P. M.	86
9 A. M.	69	4 P. M.	86
10 A. M.	75	5 P. M.	86
11 A. M.	80	6 P. M.	85

ONLY NINE DOLLARS.

Round Trip to Spokane via the O. R. & N. Co.

Spokane will have a great street fair and carnival August 4-14, and the O. R. & N. Co has made the very low rate of $9 for round trip from Portland. Tickets will be sold at this rate on August 9 only, and will be limited for return to August 13. The Spokane Flyer leaves Union depot at 6:15 P. M.; arrives Spokane 9:50 following morning. Get tickets at O. R. & N. office, Third and Washington.

PORTLAND-CHICAGO.

Seventy hours and thirty minutes (70½) is the time of the "Chicago-Portland Special" from Portland to Chicago. Leaves Portland every day at 9 A. M. Ticket office Third and Washington, O. R. & N. Co.

IN TOMORROW'S OREGONIAN.

Additional to all the news and the customary departments, The Sunday Oregonian tomorrow will contain:

WONDROUS LAKE CHELAN—Trip described by Professor W. D. Lyman, of Whitman College, Walla Walla. Illustrated.

MULTITUDES WHO LIVE AND DIE IN PUBLIC—New York's tenement-house population know no privacy from birth till death. Illustrated.

NEW YORK'S "400" TO ENTER WASHINGTON CITY—Wife of the new British Ambassador will be "it" in society this Winter. Illustrated.

HEADACHES: THEIR CAUSE AND CURE—By P. F. Mobius, M. D., professor in Leipsig University.

MOST USEFUL SERVANT OF THE RAILROAD—How the telegraph was utilized half a century ago. Illustrated.

HOMES AND HAUNTS OF FAMOUS AUTHORS; VI, RUSKIN—By W. G. Collingswood, author of "Life of Ruskin."

GEORGE ADE'S FABLE—How Wiesenstein did not lose out to Buttinsky.

MR. DOOLEY'S LETTER—Why reform administrations fail.

HIS LODESTAR—A fine short story by John Fleming Wilson, of Portland.

SCENIC BEAUTY OF PORTLAND HOMES—No. 8.

SEEK TO END A LEASE

WILLIAM PATTERSON AND WIFE SUE J. M. ARTHUR.

Complaint Is Made That Valuable Water Rights Were Unknowingly Leased for Five Years.

Mrs. J. E. Patterson and William Patterson yesterday filed suit against J. M. Arthur in the State Circuit Court to compel him to surrender certain water-rights at Mt. Tabor, and for the appointment of a receiver to collect water-rents.

According to the complaint the Pattersons own a tract of land known as Crystal Springs Park, which they leased along with the water rights in July, 1882, to James D. Hart for five years at a rental of $300 per year, payable in installments of $32 50 monthly. J. M. Arthur succeeded to the lease by assignment from Hart, and in July, 1897, sought a renewal of the lease for five years, or until July 31, 1902.

The Pattersons, in their complaint, allege that Arthur on all occasions expressed great friendship for them; that when they agreed to enter into a new lease at their house, there was no one present to render advice or assistance except their daughter, and when they suggested that they should call in a lawyer Arthur assured them it was not necessary, and informed them the new lease was a copy of the former lease, with the exception of the dates, and that he was inclined to treat fairly with them.

It is averred that the plaintiffs are aged 72 years and 62 years, and are inexperienced in business matters, and they confided wholly in Arthur, but now have ascertained that he seeks to hold the property for another five years, under a clause in the instrument which reads, "Will extend lease another five years if party of second part desires." The plaintiffs aver that they never knowingly agreed to any such a thing, and did not read the lease before they signed it, and this clause was fraudulently inserted. They assert that $32 50 per month is at the present time and has for some time past been a grossly inadequate price for the use of the property, because the population in the neighborhood has largely increased, and there is a demand for more water.

The Pattersons allege that the premises and water rights are now worth $600 per month, and that Arthur has refused to surrender possession, thus preventing them from leasing to others. They charge that he is selling the water and collecting water rents under the name of the Mt. Tabor Water Company and the court is asked to declare the lease terminated and to appoint a receiver to collect the water rents while the suit is pending. E. W. Bingham and Robert F. Bell appeared as plaintiffs' attorneys.

Who Owns Saloon Fixtures?

There was an argument before Judge Bellinger yesterday in the case of Louis Eberling, a bankrupt, as to whether the restaurant fixtures in a saloon at Sixth and Stark streets belong to the bankrupt or to Fred T. Merrill. Eberling opened an oyster house at the location mentioned and Merrill advanced him $575. As security he was given a bill of sale for the property. Eberling alleges that he put in $225 of his own money, and always considered that he owned the place although he was in debt to Merrill. It transpired at the hearing that two brothers of Eberling desire to be named as preferred creditors.

Creditors After J. D. Forbes.

Jno. D. Forbes yesterday filed a petition in bankruptcy in the United States District Court. His liabilities amount to $1349, and his assets are nominal. Forbes is a resident of Quincy, Columbia County. He admits that in May last at the demand of Broughton & Wiggins he transferred property to them to the value of $1000 to the exclusion of other creditors, and says he did it because he was almost forced to. The other creditors objected to this, and will ask the Bankruptcy Court to straighten the matter out.

Murderer Belding Arraigned.

A. L. Belding, who murdered his wife, mother-in-law, and also George Woodruff, was arraigned before Judge Sears yesterday and pleaded not guilty. His trial was set for September 3. His attorneys are Dan R. Murphy and John F. Watts. They will interpose a defense of insanity.

Articles of Incorporation.

Incorporation articles of Roberts, Perrism & Co. were filed in the County Clerk's office yesterday by J. H. Roberts, George Perriam and George Taylor. The capital stock is $10,000. The objects are to repair vessels, to act as salvers, wreckers, etc.

Court Notes.

The trial of C. J. Cooper on a criminal charge was set for September 8, by Judge Sears yesterday. Cooper is at the present time serving a sentence in the county jail for the larceny of Mary Johnston's famous novel, "To Have and to Hold."

J. H. Hawley yesterday filed an attachment suit in the State Circuit Court against Julia Robinson to recover $45 which it is alleged Mrs. Robinson received at Baker City from the Washington National Building & Loan Association and which amount Hawley asserts was collected for his use. He also demands $7 interest. Mrs. Robinson conducts a restaurant on Morrison street.

Judge Webster yesterday entered an order allowing Mrs. Anna E. Albee to dispose of and handle her property on her own account. Mrs. Albee on the witness stand testified that her husband deserted her five years ago and she was obliged to support herself ever since. She said that so far as she knows he went to Alaska.

The final account of Thomas Whalen and Thomas Callaghan, executors of the estate of Richard Haley, deceased, was filed in the County Court yesterday. The receipts were $8254 and the disbursements $1757. There is $6497 for distribution among the heirs.

The inventory and appraisement of the estate of George C. Sears, deceased, was filed yesterday. The propery in Yamhill County is valued at $5621. The property in Multnomah County is valued at $1300. The inventory of the estate of Jennie M. Sears, deceased, was filed, showing property worth $2000. Mr. Sears deeded most of his property to his children before his death, so it does not appear in his estate.

A BRICK MASTERPIECE.

Effect Produced With Simple Means in a London Cathedral.

London Mail.

Many persons went to the New Roman Catholic Cathedral at Westminster on Sunday, in the hope, due to a misconception, of taking part in the opening ceremony.

The only ceremony that took place was the admission by turnstile of such visitors as chose to pay a small fee for liberty to inspect the interior of the edifice. Cardinal Vaughan's secretary, Mgr. Johnson, said yesterday that the consecration of the cathedral will probably not take place until next year.

Meanwhile many persons are availing themselves of the opportunity to visit the cathedral, the structure of which is now complete, with the exception of the summit of the lofty campanile, which now forms a striking addition to the towers and steeples of London. When finished the campanile will be 273 feet high, or within 100 feet of the height of the dome of St. Paul's.

As it at present stands, the interior of the new cathedral is the apothesis of the common yellow London brick. In material there is no difference between the vast piers and archivolts of the cathedral and the ugly arches that run along the side of the underground railway. But Mr. John Francis Bently, the architect of the cathedral, who lately died in the hour of his triumph, has, with mere yellow brick, produced one of the most wonderful interiors in the world. Architectural experts say that there are fewer finer examples of Byzantine architecture in existence. Some day the interior may be lined with marble and mosaic, but at present it is mere yellow brick, with some minor marble pillars. The walls, the piers, the arches, the vast domes—all are compounded of the yellow brick which is to be found in the structure of the most monotonous of London houses.

But the architect has so fashioned his brickwork that the cathedral interior is even now grand in its severity, and has an air of such immensity that even the interior of St. Paul's seems small in comparison.

ALL HOME MADE.

Why the Village Autocrat Ceased to Be So Cock-Sure.

Youth's Companion.

The village autocrat was holding forth at the grocery store, and political economy was his theme.

"This country will never be what our forefathers meant it eh'd—the land o' the free—till ev'ry man's his own producer and his own consumer!"

The sentiment was a taking one with his listeners until one of them suggested "Guess you'd fare slim for breakfast if that law was to go in force t'-night!"

That set the visitor to taking account of her breakfast table. There was coffee from Java, and sugar from Cuba, and beef from Dakota, and potatoes from Maine, and flour from Minnesota, and wood from Nova Scotia, and coal from Pennsylvania. Every one of these had come over several lines of railway, each of which was operated by hundreds of trained men on whose precision rests the comfort of the morning meal.

Yet it was but a short century since the condition so graphically described by the country philosopher actually existed in New England. We cannot return to it, but while it lasted it certainly did make strong men and brave women.

In a recently printed history of a Vermont family—Samuel Slade Benton and his descendants—there is a vivid picture of the independence of their life.

"They were sufficient unto themselves," writes their grandson, "and by severe and constant toil they took from the soil nearly all that was necessary for a plain, simple, healthful life." Then he goes on to enumerate their products; bricks, mortar, logs, lumber, maple sugar, flax, wool, potash, wheat, rye, oats, barley, corn, apples, currants, cherries, plums, pears, berries, fish, poultry, game, horses, sheep, cattle, hay and a score of other articles. By barter from Portland or Boston they obtained salt, almost the only necessity of life which Vermont did not provide.

The philosopher of the grocery store might well reflect that a life so strenuous left little time for meditation and none to gossip. Says their historian: "The ax and the crowbar, the beetle and the wedge, the sickle and the scythe, the shovel and the hoe, the flail and the fan were the simple implements by which they subdued the wilderness, cultivated the soil and gathered the harvest. They had no eight-hour day, but labored 'from sun to sun.' With the exception of the Fourth of July, when they assembled to hear the Declaration of Independence read and usually to hear an 'oration' by the minister; and Thanksgiving, when they worshiped and fed on the good things they raised, they had no holidays. Labor was so constant and unremitting that it became a habit of their lives, and their descendants, even now under better conditions, often feel that a leisure hour is an offense."

Deceptive.

Philadelphia Press.

"Dey oughter pass a law," said Hungry Higgins, nursing his leg, "ter compel people ter call deir dogs be appropriate names."

"What's de matter now?" inquired Dusty Rhoads.

"Why, a woman down de road said if I didn't git out of her yard she'd call 'Fido.' O' course I laffed. Den she called Fido, and Fido didn't do a ting. He was a big brindle bull."

ONLY NINE DOLLARS.

Round Trip to Spokane via the O. R. & N. Co.

Spokane will have a great street fair and carnival August 4-14, and the O. R. & N. Co. has made the very low rate of $9 for round trip from Portland. Tickets will be sold at this rate on August 9 only, and will be limited for return to August 13. The Spokane Flyer leaves Union depot at 6:15 P. M.; arrives Spokane 9:50 following morning. Get tickets at O. R. & N. office, Third and Washington.

RECREATION.

If you wish to enjoy a day of rest and pleasure, take the O. R. & N. train from Union depot at 9 A. M. for a short trip up the Columbia, returning, if desired, by boat from Cascade Locks. Tickets and particulars at O. R. & N. ticket office, Third and Washington.

CLASSIFIED AD. RATES

"Rooms," "Rooms and Board," "Housekeeping Rooms," "Situation Wanted," 15 words or less, 15 cents; 16 to 20 words, 20 cents; 21 to 25 words, 25 cents, etc. No discount for additional insertions.

UNDER ALL OTHER HEADS except "New Today," 50 cents for 15 words or less; 16 to 20 words, 40 cents; 21 to 25 words, 50 cents, etc.—first insertion. Each additional insertion, one-half; no further discount under one month.

"NEW TODAY" (gauge measure agate), 15 cents per line, first insertion; 10 cents per line for each additional insertion.

ANSWERS TO ADVERTISEMENTS addressed care The Oregonian and left at this office, should always be inclosed in sealed envelopes. No stamp is required on such letters.

The Oregonian will not be responsible for errors in advertisements taken through the telephone.

AMUSEMENTS.

SHIELDS' PARK—EDWARD SHIELDS, Prop. 13th and Washington streets. Every Night. No liquors sold. Demontrello, Wonderful Trick and Barrel Jumper. The Lamonts, Premier Acrobats. Helen Lamar, "Jane Conquest." Dorothy Dene, "The Pride of Newspaper Row." The Lawrences, Comedy Sketch Artists. Duffy Children, in a New Sketch. The Hit of Last Week's Bill, Burton and Draper, Comedy Horizontal Bars. Polyscope, Showing a Baker Theater Sunday Afternoon Crowd. Joseph Thompson, New Illustrated Songs. Come early. General admission, 10 cents.

Pabst beer is always pure

Brewed from carefully selected barley and hops—never permitted to leave the brewery until properly aged.

CHAS. KOHN & CO., Distributers, Portland.

The Royal Fruit Jar

BY EVERY TEST THE BEST

MADE IN FINE FLINT GLASS WITH GLASS COVER

FULL MEASURE

PINT, 1½-PINT, QUART, 2-QUART

ASK YOUR DEALER FOR THEM OR SEND YOUR ORDER TO

PRAEL, HEGELE & CO.

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Ha! Ha! Ha! Didn't Hurt a Bit

This is no exaggeration. We extract hundreds of teeth daily and the patient never suffers the slightest pain. We do all of the highest class of work at the most reasonable prices. If you need anything in our line call and see us.

WE EMPLOY NO DENTAL STUDENTS

WISE BROS. DENTISTS

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Both Phones: Or. South 2291; Col. 368. Open evenings till 9; Sundays from 9 to 12.

WINCHESTER

TAKE DOWN REPEATING SHOTGUNS

A Winchester Take-Down Repeating Shotgun, with a strong shooting, full choked barrel, suitable for trap or duck shooting, and an extra interchangeable modified choke or cylinder bore barrel, for field shooting *lists* at only $42.00. Dealers sell them *for less*. This makes a serviceable all round gun within reach of everybody's pocket book.

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