

EXHIBITS AT ST. LOUIS

no one is actually using it, the diversion cannot be disturbed later on. If at the time of diversion, others on the stream, above and below, have sufficient water for their beneficial use, they cannot complain at a later date.

Oregon Must Have Building and Display.

There is no occasion for a constitutional amendment or a legislative act, and both of the questions asked at the beginning of this letter are answered in the negative.

MRS. MONTGOMERY TO WOMEN

Their Duty is To Make Expositions at St. Louis and Portland Social Success-Oriental Exhibits for Lewis and Clark Fair.

"Whether it be a log cabin or an Indian tepee, the State of Oregon should have some sort of building in the Louisiana Purchase Exposition, to be held at St. Louis in 1904."

"The board of lady managers was formed by an act of Congress, and it was said that it grew out of a desire of President McKinley to honor the women of Oregon."

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WATER RIGHTS IN OREGON

Prior Appropriation Superior to Riparian Ownership.

PORTLAND, Nov. 4.—(To the Editor.)—As the laws of our state in relation to the use of water for irrigation have been mentioned in the press and on the platform, it may be of general interest to present a brief statement of them.

The doctrine of riparian rights is defined as follows: Every proprietor of land on the banks of a natural stream has a right to have the water of the stream continue to flow in its natural course as it was wont to run, without diminution in quantity or deterioration in quality.

If this is the law of Oregon, it is a property right and cannot be taken away by an act of the Legislature, nor by a constitutional amendment. Property cannot be confiscated in that manner.

The doctrine of appropriation is perhaps the most original contribution of our Western civilization to the science of jurisprudence. According to this doctrine, a right to the use of the water of natural streams, not already appropriated by others, may be acquired by simple appropriation, irrespective of the ownership of the lands through which the stream may flow, or any other considerations.

The Supreme Court of Oregon has adopted this doctrine of appropriation, and need the following language: The law regards the appropriation which is first in time to be prior in right, and that such appropriation constitutes a vested right, which the courts will protect and enforce.

JURY SAYS "NOT GUILTY"

THAT IS THE VERDICT IN SLOT-MACHINE CASE.

Device Run by Henry Scheffer Not for Gambling, But to Drum Up Trade.

Another nickel-in-the-slot machine, but played this time only for drinks or cigars, was on exhibition in the Municipal Court yesterday, when Hent Scheffer, of the Grotto saloon, Third and Yamhill streets, was charged with conducting a device of the character of a nickel-in-the-slot machine, October 21. The case was tried before four jurors.

The complaint sworn to by Police Sergeant Church stated that the defendant's machine had been played for money, checks and slugs as representatives of value, and that in playing an element of chance existed. Church showed that this notice was attached to the machine: "This machine can be played for cigars or drinks only. Minors positively prohibited from playing." At the top of the machine are places for the reception of money marked "10, 25, 50 cents, 1 and 2."

TALKS ON MUSHROOMS.

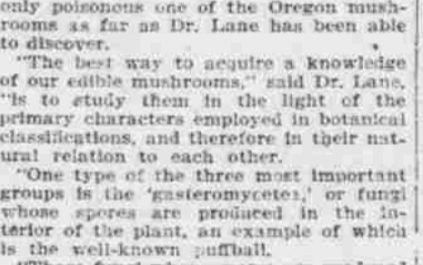
Dr. Harry Lane Describes Edible Varieties at the Cooking School.

The lecture on "Mushrooms" given by Dr. Harry Lane yesterday afternoon at the School of Domestic Science was a revelation to his audience, most of whom have been carefully brought up to believe that any mushroom other than the common "meadow" variety is a trawled and therefore a deadly poison.

Dr. Lane is recognized as the best authority on mushrooms in the state, and is very enthusiastic about them, declaring that they have a food value exceeding that of many vegetables. The lecture was illustrated with numerous specimens of fungi gathered by Dr. Lane for this purpose. These specimens were of great variety in color and size, from the common little white puffball to the deadly

CRACK FOOTBALL ELEVEN

THE TEAM OF THE NORTH PACIFIC DENTAL COLLEGE, WHICH HAS WON MANY MATCHES THIS SEASON.



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"amanita," which is a brilliant yellow, shaded with scarlet, in color, and is the only poisonous one of the Oregon mushrooms as far as Dr. Lane has been able to discover.

"The best way to acquire a knowledge of the edible mushrooms," said Dr. Lane, "is to study them in the light of the primary characters employed in botanical classifications, and therefore in their natural relation to each other."

"One type of the three most important groups is the 'asteromyces,' or fungi, whose spores are produced in the interior of the plant, an example of which is the well-known puffball.

"These fungi whose spores are produced on the exterior surface of the cap are known as 'hymenomyces,' of which the common meadow mushroom is a good example.

"The warm-blooded animals have the vital habit of absorbing oxygen from the air and giving off what is known as carbonic acid gas or carbonic oxide as a waste product, which is so vitally necessary to the being of all animal life. Thus, owing to the inscrutable laws of Nature, a balance is maintained between the life-giving oxygen that you give away for nothing, and the carbonic oxide that you receive in return for it."

"There is no distinguishing rule by which you may tell an edible fungus from a poisonous one. Each variety and species must be learned even as we learn to recognize certain trees and flowers.

"A large number of fungi are edible and wholesome; a few are poisonous. It is the part of wisdom to learn the distinguishing characteristics of such as are known to be noxious and of a respectable number of those that are known to be good, rather than to discard all species upon account of the evil repute of the few.

"The identification of mushrooms and toadstools which are so utterly whimsical and unreliable that I wish to call your attention to them. These are of interest merely from the fact that they are full of errors and have a wide circulation among the people. One of these foolish tests is that if a mushroom has a pleasant taste and odor it is safe food. The folly of this test may be known by the fact that the deadly amanita, and the poisonous fly agaric have no unpleasant odor and are both sweet and toothsome. Another test is that if a mushroom is good if the skin will peel from the rim to the center of the cap. In some edible mushrooms the skin will peel and in others it will not, and it is totally false to peel in the cinnamon cortinarius, which is a thoroughly good mushroom."

Dr. Lane considers mushrooms nearly, if not quite, as nourishing as meat, and makes the encouraging statement to mushroom-lovers that there are between 80 and 100 different edible varieties to select from. During one of his mushroom investigations Dr. Lane discovered some Italians eating, with great relish, some mushrooms of the amanita variety which he had always considered poisonous, but as they did not kill the Italians he was obliged to give up the old theory.

WILLIAM MARSH ON TRIAL.

The trial of William Marsh on a charge of assault on Marjorie Brown, 11 years old, a ward of the Boys' and Girls' Aid Society, was commenced yesterday before Judge Cleveland and a jury comprised as follows: A. N. Lamb, J. W. Gilbert, B. Mason, James Humphrey, L. M. Parrish, H. S. Mason, H. B. Stout, Larkin Russell, William Butler, Jacob Krimmel, Robert Craig and William Friedlander.

Marsh formerly resided at Yakima and Olympia, and was at one time a deputy United States Marshal. In 1888 he was stationed at Vancouver Barracks, and was a sergeant in one of the companies. Recently he has been engaged in timber land speculations. He is attended at the trial by his wife and little boy, the latter about 5 years old. J. W. Stapleton appears as his attorney, and John Manning is prosecuting the case.

The inventory of the estate of John Bernard Clark, deceased, was filed in the County Court yesterday, showing property valued at \$1000.

The Sheriff has served papers received from Washington County in a divorce suit filed by Gertrude Hockett against Rowie Hockett, on the ground of desertion.

George Hammond and William Harris, a baseball player, charged with larceny of

wants settled with the different parties and payment of the \$10 was tendered to Woodard, Clarke & Co., but was not accepted.

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HILL MILITARY ACADEMY WINS

HARD-FOUGHT GAME.

Grand Stand by Hill Takes the Heat Out of High School, Which Never Recovers.

The Hill Military Academy football eleven won a hard-fought game from the team from the Portland High School on Monmouth Field yesterday afternoon, by a score of 6 to 0. The game was a close contest from start to finish, and it was a matter of conjecture all the time which side would be the victorious team.

The High School players played harder ball in the first half than they did in the second, which partly accounts for their defeat. The Hill tally, made in the middle of the first half, was the result of a great stand taken at a time when the High School boys were putting up a superior game. Instead of keeping up the game the High School players seemed to lose heart, and permitted the Hill players to hold the two teams near the middle of the gridiron the rest of the contest.

Hill won the kick-off, and sent the ball 40 yards down the field, only to see it worked back again in a few minutes by fierce line plunges by the High School players. At the center line, Hill took a brace and held the High School for downs, getting the ball. The ball then was carried steadily toward the High School goal until the 25-yard line was reached, and here fumbles were so frequent that the soldier boys could advance no further. The High School boys could do nothing when the aphorism was turned over to them, and were forced to punt. Holcomb kicked the ball 20 yards, and then, by the finest run of the Holman quarter of the Hill team, carried the ball to the High School goal line, 50 yards away. He kicked the goal a moment later, and made the score 6 to 0, in just 30 minutes and 25 seconds.

The High School kicked off 45 yards, and the Hills worked the ball to the 20-yard line, where they could advance no further, and were forced to punt. Martin kicking the ball 15 yards, the High School could not advance, and the ball was given to Hill again on the 35-yard line. After two downs the High School kicked the ball 10 yards and punted to Hill's 10-yard line. Hill carried the ball three yards to the center of the field, when time was called.

At the second half, Hill kicked off to Hill, who carried the ball up past the center line and lost it on downs. The Hills could do nothing, and, after several changes of hands, the ball went to the High School on the center line. Holcomb punted 30 yards, but Hill could not keep it, and the High School tried to carry it on. Hill got the pigskin on a fumble on the 45-yard line, but he could not advance any further, changing hands all the time on fumbles and failures to make yardage.

Holman and Martin put up a good, stiff game all the time, and the whole Hill Military team showed the good coaching of Coach Ziegler's training. Fullback McDonald was in the game from the start, and hit the line hard on the plunges. Holcomb, for the High School, and Wilhelm and Marshall were the bright stars, and it was to their credit that Hill did not pile up a bigger score. Captain Chester Hughes, of the High School team, was out of the game, having broken his arm a few weeks ago. The line-up was as follows:

H. M. A. Position. P. H. S. Brooke L. R. Brooke Holman F. R. Holman Levy L. G. R. Cason Kelly C. Howe, Carlson Wood F. R. Holman Savage R. T. L. Holcomb Palmer R. E. L. Montague Holman F. R. Holman Martin (Capt.) L. H. R. Wilhelm Mardolani, A. R. H. L. Marshall, Goodall McDonald F. R. Holman

Officials—Umpire, R. W. Willoughby, Medical College; referee, W. O. Rudy, B. S. A.; linesman, Joe Pratt and Tom Ross; timekeepers, Hugh J. Boyd and H. Elwood Minton.

Touchdown, Holman; goal kicked, Holman; time of halves, 20 minutes.

TO SETTLE CHAMPIONSHIP.

Portland Academy Will Meet Bishop Scott Eleven Today.

The Portland Academy and Bishop Scott Academy teams will line up against each other today on Monmouth Field in what promises to be one of the hardest-fought games of the season. The two elevens are of equal strength, and in a practice game last week Bishop Scott defeated the Academy. Neither of the teams has been beaten in the interscholastic league, and today's game will settle the championship question. The game will be called at 3:30 P. M.

CAR JUMPS THE TRACK

Saloon Is Crashed Into, Two Persons Killed and Six Injured.

KANSAS CITY, Nov. 4.—A heavy load-carrying car on Broadway here jumped the track today, crashed into a saloon, and crashed into a saloon. Two persons, a woman and a negro, were killed, and six others were injured.

ED JOHNSON IS RELEASED.

Negro Indicted for Barges Murder Is Discharged From Custody.

Ed Johnson, a negro, jointly indicted with A. T. Gladisee, also colored, for the murder of Louis Barcus, was discharged from custody by Judge Sears yesterday on a writ of habeas corpus. At the trial of Gladisee, a month ago, in which no jury disagreed, there was no evidence against connecting Johnson with the crime. R. B. Sinnott and Oscar A. Neal, attorneys for Gladisee, filed the habeas corpus petition, asking for the release of Johnson, not set forth in the petition that at the trial referred to there was no testimony whatever against Johnson, and also that he was not brought to trial at the last term of court, as the statute provides, and a motion for his discharge was denied. District Attorney Chamberlain did not resist the petition or motion. The second trial of Gladisee will be commenced this morning. Bond was found behind the Willamette Iron Works on the morning of July 29. Gladisee was seen with him the previous evening, and is supposed to have killed him for the purpose of robbery.

SPECIAL GOLF ASSOCIATION MEETING.

NEW YORK, Nov. 4.—Arrangements for a special meeting of the United States Golf Association, to be held in this city next week, have been completed. The object of the meeting is to consider the report of the committee appointed at the annual meeting on the revision of the constitution. The question is whether the association should remain as it is, made up of associate members who vote and pay \$50 a year with allied members without a vote at \$25 a year, or whether all the clubs will be put on equal rights basis at \$25 a year dues.

CIVIC IMPROVEMENT TICKET ELECTED.

MEMPHIS, Nov. 4.—(Special.)—The whole Civic Improvement ticket, including the amendment of the city charter, was elected here yesterday, except Elsie Wright, who was defeated by John Redmond by a vote of 85 to 28. The vote was the largest that has been polled for some years. Jacob Wornum was elected Mayor over M. B. Hendrick by an almost two-to-one vote.

CHOLERA MORBUS.

This is an extremely dangerous disease, in which every neighborhood some one has died from it, and in many instances before a physician could be summoned. It is characterized by a sudden onset, with vomiting, diarrhea, and a severe pain in the stomach. It is caused by a bacterium, and is highly contagious. It is most common in warm climates, but has recently been reported in several parts of the United States. It is important to recognize the symptoms early and to seek medical attention immediately. The disease is usually fatal within a few days if not treated properly.

RIGHT TACKLE, 175; TEMPLETON, RIGHT HALFBACK, 115; ROWELL, LEFT HALFBACK, 190; RUMBAUGH, RIGHT END, 140; FRANCIS, LEFT END, 140; COATES, QUARTERBACK, 182; MORRISON, FULLBACK, 177—A total of 1883 pounds, an average of over 162 pounds. It has been a surprising fact that a college with a list of students less than 150 could get together a team of the strength and speed of this one.

AEOLIAN RECITAL.

According to popular demand, Mr. M. B. Aeolian has decided to resume the free Aeolian recitals, which were so full of genuine interest and pleasure to all lovers of music during the past three seasons. The first recital for this season will be given tonight in the beautiful recital hall, 33-35 Washington street, corner Park.

For this "opening" night, a special program has been in preparation, which will be rendered on the Aeolian-piano, orchestra and by means of the organ, and a rare treat in store for those who will be so fortunate as to attend. Seats are free and all are cordially invited.

Nothing in Portland has ever been given that made it possible to increase the desire for hearing good music as have these Aeolian recitals. Even if you lived in New York or Boston, you would have no better opportunity, though at great expense, of hearing the best works of the masters in music than is afforded at these recitals, and so it will be with genuine pleasure and satisfaction that the music-loving people of Portland will note the continuance of the Aeolian recitals during the coming winter months.

Now is the time to take a good fall medicine. Hood's Sarsaparilla is the best. It purifies the blood.

DAILY METEOROLOGICAL REPORT

PORTLAND, Nov. 4.—3 P. M.—Maximum temperature, 52; minimum temperature, 40; river reading, 11 A. M., 8.6 feet; change in 24 hours, -0.1 foot; total precipitation, 3 P. M., 0.00 inch; total precipitation since Sept. 1, 1922, 5.53 inches; normal precipitation since Sept. 1, 1922, 6.39 inches; deficiency, 0.86 inch; total sunshine Nov. 3, 5:21; possible sunshine Nov. 3, 10.

PACIFIC COAST WEATHER.

Table with columns for Station, Wind, and other weather conditions. Includes locations like Astoria, Baker City, and Portland.

WEATHER CONDITIONS.

A few light scattered showers have occurred during the 24 hours. Light drizzle in Washington and Northern Idaho, and rain, mixed with snow, has fallen generally in Western Montana.

The temperatures continue unseasonably low in the North Pacific States, and frosts are indicated for Tuesday morning in the Willamette Valley and in the Sound country. The weather will continue partly cloudy and somewhat unsettled, with conditions favorable for light, widely scattered showers.

Forecasts made at Portland for the 24 hours ending at midnight Wednesday, November 5: Portland and vicinity—Partly cloudy, with possibly an occasional light shower; westerly winds, shifting to northeasterly.

Western Oregon—Partly cloudy, with possibly showers; frost in early morning; winds mostly northeasterly.

Western Washington—Partly cloudy, with frost in early morning; northeasterly winds.

Eastern Oregon, Eastern Washington and Idaho—Partly cloudy.

MEETING NOTICES.

The ladies of the Lincoln-Garfield Corps will hold an afternoon and evening social in the Manly block, Alameda, Thursday, Nov. 6, 1922. Coffee and ice cream will be served. The ladies have some useful articles for sale. Also, minerva candles. Don't forget date and time.

MINEVERA LODGE, No. 19, I. O. O. F.—Special meeting this (Wednesday) afternoon at 7:30 o'clock to attend funeral of our late brother, H. Scheelard. B. KLOTZ, Sec.

WASHINGTON LODGE, No. 46, A. F. & A. M.—Special meeting this (Wednesday) evening at 7:30 o'clock. Work in M. M. degree. All Master Masons cordially invited. By order of the W. M., HENRY ROSE, Sec.

PORTLAND CHAPTER, R. A. M., No. 2.—Special convention this (Wednesday) evening at 7:30 o'clock. Work in R. A. M. degree. By order of H. P., HENRY ROSE, Sec.

FUNERAL NOTICES.

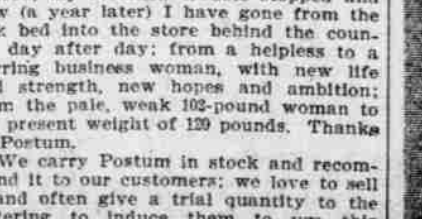
McNEILL.—At his daughter's residence, Mrs. J. P. McNeill, Mr. Frederick McNeill, aged 82 years. Funeral from his daughter's residence, 526 Irving St., Thursday, Nov. 4, at 8:30 A. M.; thence to cathedral, 15th and Davis sts., at 9 A. M. Friends invited.

JACOBS.—At St. Vincent's Hospital, Nov. 3 at 2 P. M. Charles Bennett Jacobs, aged 53 years. Funeral from Edward Holman's, 4th and Yamhill, at 2 P. M. today, to the Crematorium. Friends invited.

J. P. FINLEY & SONS, Progressive Funeral Directors and Embalmers, Cor. 3d and Madison streets. Competitive lady ass't. Both phones No. 9.

EDWARD HOLMAN, Undertaker, 4th and Yamhill sts. Rena Stinson, lady assistant. Both phones No. 507.

"Let the GOLD DUST twins do your work."



is a woman's best friend when wash day comes around. It makes the clothes sweet and clean. Takes only half the time and half the labor of soap. Just follow directions on package. Made only by THE N. K. FAIRBANK COMPANY, Chicago, New York, Boston, St. Louis.—Makers of OVAL FAIRY SOAP.

CLASSIFIED AD. RATES.

"Rooms," "Rooms and Board," "Housekeeping Rooms," "Situations Wanted," 15 words or less, 10 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," 30 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" (guarantee agent), 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 enclosed 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.

MARQUAM GRAND THEATER—CALVIN HEILIG, Manager, Friday, Saturday nights, Nov. 4 and 5, 8 o'clock. Columbia 266. Matinee Saturday at 2:15. GREAT! THE FAMOUS FAIRY COMEDY. A grand new magical sensation. The most wonderful of new magical sensations. The most wonderful of new magical sensations. The most wonderful of new magical sensations.

THE BAKER THEATER—GEO. L. BAKER, Manager. Phone—Oregon North 10th, Columbia 266. The largest Tuesday night of the season. TONIGHT AND EVERY NIGHT THIS WEEK. MATINEE SATURDAY. WM. GILLETTE'S GREAT WAR PLAY, "FIELD BY THE REEF." Presented by the Incomparable Neill Stock Co. Prices—Evening, 15c, 25c, 35c, 50c, Matinee, 10c, 15c, 25c. Next week, beginning Sunday Matinee, Wm. Crane's greatest success, "The Sorcerer."

CONDRAY'S THEATER—TONIGHT AT 8:15, LAST PERFORMANCE OF THE AMERICAN COMEDY-DRAMA, "ON THE LINE." A comedy in three acts. Great Cast, Fine Scenery, Sensational Climaxes, Three nights, beginning Thursday, Nov. 4, Matinee Saturday, 2:15. "PINKIE'S BALL." New Musical Comedy. Big Crowd of Pretty Girls. Prices—Evening, 25c and 50c, Matinee, 25c to 50c. Next week, beginning Saturday, "NEXT ATTRACTION," "TON YONSON."

HEWLETT'S Magnificent \$50,000 Masterpiece, "A GLIMPSE OF THE Harem," "A GLIMPSE OF THE Harem," "A GLIMPSE OF THE Harem." POSITIVELY THE LAST WEEK. ACROSS FROM THE CHAMBER OF COMMERCE, ON STARK STREET. Since it has been here it has been visited by thousands of ladies and gentlemen, all of whom speak of it in the highest terms. Every one who sees it is an enthusiastic admirer. ASK YOUR FRIENDS WHAT THEY THINK OF IT. You can't afford to miss seeing it. OPEN FROM 1 TO 6 AND 7 TO 10 P. M. ADMISSION, 25c.

AUCTION SALES TODAY.

By the Ford-Wilson Auction Co., at 182 1st st., at 10 A. M. Wilson & Ford, auctioneers.

NEW TODAY.

CHEAP—QUARTER BLOCKS IN HAWTHORNE PARK. Thos. Scott Brooke, Concord bid.

MORTGAGE LOANS

On improved city and farm property. R. LIVINGSTON, 224 Stark st.

MORTGAGE LOANS

On improved city and farm property, at lowest current rates. Building loans, installment loans. Macrina & Strick, 311 Worcester blk.

BE AN ARTIST

You can, if you study with us. Our method is the best in the world. In New York and Paris. Holmes' English and Business College, 41th and Yamhill sts.

FOR TODAY

Lay in your winter outfits; they will keep! 1c each. The best of European potatoes 25c sack; good apples, 60c box; we have fresh Oregon butter, 60c square; Oregon fresh eggs, 25c dozen; cured, no home, 10c lb; cream, 10c square; and last, but not least, Hewitt's "Cure" for colds, 25c. Postpaid, 30c. Sold all over at 15c per unit. Full weight for 50c post. All this week. Fall weight and measure. Write for our catalog, 221 1st, Cor. Salmon, Phone South 766.

FOR TODAY

Lay in your winter outfits; they will keep! 1c each. The best of European potatoes 25c sack;