

WHO OWNS MARQUAM BUILDING?

surrer is Argued in Suit Against

Title Guarantee & Trust Co.

A demurrer to the answers in the suit of P. A. Marquam against the Title Guar-antee & Trust Company, and United States Morigage Company to recover the Marquam block and other propery was argued yesterday before Judge Cleland. The answer of the mortgage company sets forth, among other things, that Marquam delayed the foreclosure of the mortgage against his property by appeal-ing to the Supreme Court, and other dila-tory tactics, and pleaded that the loan was usurious. It is alleged that the foreclosure of the mortgage was regular and that Marquam has no further rights in the property, and it is noked that the case be dismissed.

case be dismissed. The Title Guarantee & Trust Company and J. Thorburn Ross in their answer allege numeroug other reasons why Mar-quam is not now entitled to redeem his property. They aver that Judge Cleinnd in his decree foreclosing the mortgage against Marquam, heid that the property had been properly managed by the Title had been properly managed by the Title Guarantee & Trust Company, as much rents as possible collected, and that the Trust Company did not precipitate the foreclosure of the mortgage when acting as trustee for Marquam, by neglecting to pay the interest notes, but failed to pay the interest because there was not suf-ficient revenue realized from the property over and above expenses to do so over and above expenses to do so

Attorneys E. B. Watson and A. H. Tanner, representing Judge Marquam, moved to strike out everything in the answers except the part relating to the degree of except the part relating to the degree of the Supreme Court in the foreclosure suit. This decree fixed the smount due the mortgage company, and the claim or lien of the Title Guarantee & Trust Company under the trust deed from Marquam. Coursel argued that all other matters pleaded in the answors were immaterial. Meesrs. Tanner and Watson say that the Supreme Court in its decree did not termi-mate the trust between Marquam and The <text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text>

10:40-Address, Some Opportunities period the Endeavorers of This District," Rev. Frank H. Mizsell, of Oregon City. 11:10-"The Christian Endeavor Advance Campaign," Rev. A. J. Montgomery. Afternoon-2-Quiet hour, led by Rev. H. S. Templeton, example that of the state union.

ex-president of the state union. 2:50-"The Junior Work," Mrs. C. E. Eber-

man. 5-Workers' conference, conducted by Rev. Clarence E. Eberman, field secretary of the United Society.

4-Business meeting, reports of committee on ton of officers, pledges, etc.

Eventrig T-30-Praise service.

7:30-Praise service, 7:45-'Loyalty to Our Church.'' Dr. E. L. House, pastor of First Congregational Church, Portland, 8:30-Reception to Rev. Mr. and Mrs. Eber-

man. Sunday, March 15.

10:30-Preaching services at the various 2:30-Mass meeting of all Endeavorers at the

3.30-Mass meeting of all Lourscores at the Plint Presbyterian Church, corner Twelfth and Alder streets. Address, "A Piedged and Consecrated Life," by Field Secretary Eberman. T30-Rov. C. E. Eberman will preach at the First Congregational Church, corner Park and Madhum streets.

POSTOFFICE DISCONTINUED

Say, Will Hinder Development. It is surprising how some of the new stars have made permanent places for themselves in the theatrical firmament. S. Miller Kent, who is starring in "The Cow-

"You can say that the mining men of Eastern Oregon, as well as Eastern Oregon, as well as those of Southern Oregon, are a unit in their op-Southern Oregon, are a unit in their op-position to the bill passed by the recent Legislature placing a special 'tax and very heavy premium upon all corpora-tions, and particularly mining companies, for the very privilege of having a name," said W. C. Cowgill, city editor of the Baker City Democrat, who is here on a short business trip. "The mining men do not believe that Governor Chamberlain was fully advised of the facts in the case, or he would have vetoed this bill. Under fits provisions, the prospector, the ploneer, the discoverer,

Special Tax on Corporations, They

prospector, the ploneer, the discoverer, the small mineowner, has no show what-

to develop his property or profit by discovery. The extremely high tax. his discovery. The extremely high tax, based on capital stock, is prohibitory. I discover a good-looking ore ledge; I spend \$500 to \$2000 in prospecting it; I find that it has the promise of a permanent pro-ducer; my money is all up; It is neces-

sary to raise a development fund in or-der to block out sufficient ore to sell the T.20-Rev. C. E. Etterman, corner Park and Madiaon streets. Officers of Northwestern District-President, Rev. Albyn Esson, Portland; first vice-president, Rev. J. H. Gibson, Portland; second vice president, J. A. Rockwood, Portland; third present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O present law, I cannot afford to do this, "O capital stock, besides a tax on my build-or capital stock, besides a tax on my build-present law, I cannot afford to do this, "O capital stock, besides a tax on my build-ing and machinery. It is a hard law on the poor man, and affects oil and coal development as well as gold mining. It will just as certainly prevent the invest-ment of capital in Oregon by foreign an imposition when there are other just as good mining states as ours which en-as good mining states as ours which en-

ment of capital in Oregon by foreign companies, as they will not stand such an imposition when there are other just as good mining states as ours which en-

shiper Keni, who is starring in "The Cow-boy and the Lady," and who will be the attraction at the Marquam Grand Theater next Monday and Tuesday nights, March 9 and 10, will very likely appear after this season in Charles Hawtrey's great play. "A Messenger From Mara." Seats are now selling for both nights. "The Game Keeper."

"The Game Keeper" will open at Cord-ray's next Wednesday and continue the rest of the week. The songs sung by Thomas J. Smith this season are all new and were expressly written for this sea-son's production. "The City of Rest" as

"The Cowboy and the Lady."

WHISKY VS. COFFEE. A Woman Experiments.

Some families have sad experiences with whisky. Probably twice as many families have sickness and distress caused by coffee and the cause not sus-pected half the time.

A woman from Tacoma, Wash., says: "One of our family had become so ill that the doctor finally pronounced him incurable from enlarged liver. He recormmended a sea voyage, which might prolong his life, but said it was only a question of time when he would die from the disease. "'He was dreadfully nervous, thin, could

courage foreign capital. If we keep on making laws it will soon be so that a man cannot breathe in Oregon without putting a nickel in the slot. "I finally came to the conclusion that coffee made the mischlef, so took coffee away from him altogether, and next morning gave him Postum Food Coffee.

ecasts made at Portland for the 28 hours nding at midnight Saturday. March 7: Portland and vicinity-Occasional rain; brisk Lone Fir. hervices at the grave purvace ROBERTSON-At the residence of his parents, March 6, 1903, Orville O. Robertson, aged 26 years, 11 months, 6 days. Funeral will take place today, March 7, 1903, at 2:30 P. M., from the residence of his parents, 29 East 15th North. Friends invited. Interment at Salem, Or. Salem, Or., papers please copy.

WEATHER FORECASTS.

to high southerly winds. Western Oregon and Western Washington Occasional rain; brisk to high southerly wind Eastern Oregon-Light rain or snow. Eastern Washington and Northern Idaho-Rain; brisk to high southerly winds. Bouthern Idaho-Cloudy and occasionally

threatening EDWARD A. BEALS, Forecast Official.

UNCALLED-FOR ANSWERS.

WERS ARE HELD AT THIS OFFICE R THE FOLLOWING ANSWER CHECKS D MAY HE HAD BY PRESENTING UR CHECKS AT THE OREGONIAN OF-

YOUR CHECKS AT THE OREGONIAN O FICE: A-2, 3, 92. C-7. D-6, 10, 12. $E-6, 7, \circ 29, 96.$ F-Farmer. G-0, 10, 11. H-5, 6, 10, 94. J-2, 3, 97. L-2, 5, 9, 10, 11. M-4, 10, 10. M-4, 10. M-4,

EDWARD HOLMAN, Undertaker, 4th and Yamhill sts. Rens Stinson, lady assistant. Both phones No. 507. SCHANEN & NEL, MONUMENTS, cemetery work, etc., 268 First.

SPECIAL OFFERS.

SPECIAL OFFERS. Ala. Cleburne Co., 10-acres vineyard tract. Ariz. Yuma Co., 183 acres and impts. Can. Mantoba. 460 acres and impts., near Newdale: 400 acres tillable. Colo., Denver, 14-rm. Conn., New Haven Co., 40 acres and impts. Cheago. Grossdale. good residence of Mantoba. 450 acres and impts. Cheago. Grossdale. good residence of Mantoba. Grossdale. good residence of Mantoba. 40 acres and impts. Cheago. Grossdale. good residence of Mantoba. Grossdale. good residence of Mantoba. Grossdale. good residence of Mass. Franklin Co., 100 acres and impts. Mass. Franklin Co., 100 acres and storts with stream. Mass. Franklin Co., 100 acres and storts No. Martindale ave. and 2000 acres. Min., Stevens Co., 100 acres and storts N. J. Trenton. modern 11-rnoon residence and 10 acts. Hillerest ave.; convenient to R. R. N. J. Menson Co., 100 acres. and 1000. Mass. Millanstort. M. D. Ranson Co., 100 acres. and Impts., un-Min., Grand Laisnd, 2 residences and 8 lots. N. J. Cowseo, harse residence and 100. Mass. Millerest ave.; convenient to R. R. N. D. Ranson Co., 100 acres. minproved. M. D. Ranson Co., 100 acres. minproved. M. D. Ranson Co., 100 acres. and Impts., un-Gran. Grant Co., 301 acres. and Impts., un-Gran. Braman. 6 rood bids. lots. Tens. Mastrong Co., 50 acres. and Impts., un-Gran. Wharton Co., 100 acres. and Impts., un-Gran. Winterland. Co., 50 acres. and Impts., un-Gran. Mineritan Co., 100 acres. and Impts., un-Gran. Wharton Co., 100 acres. and Impts., un-Gran. Wharton Co., 100 acres. and Impts., un-Min. Mastrong Co., 50 acres. and Impts., un-Min. Mastrong Co., 100 acres. and Incorporated April 22, 1887. In 1892 a large corporation desired for cer-tain reasons to have \$30,000 in Greeon; this money was sent to us, and we issued a certifi-cate payable on nimety days' call. In 1803 there was much trouble in the financial world and the large corporation wanted its money. It accordingly called the certificate. It was premptly paid. t accordingly promptly paid. We are always ready to respond to the de-mands of our clients in good times and in had. Can we not serve you? Can we not serve you? We shall be glad to give particulars of our settleates of deposit, if you will call on PORTLAND TRUST COMPANY OF OREGON 100 THIRD STREET.

W. M. OSTRANDER,

350 LOTS ON ST. JOHNS CAR LINE, ONLY a few blocks from drydock site. Brown, 333 Stark st., opposite Library. J. P. FINLEY & SON. Progressive Funeral Directors and Embalmers, cor. 3d and Madison streets. Com-petent lady ass't. Both phones No. 3. FOR SALE-NEAT 5-ROOM COTTAGE, WITH bathroom, pantry, cement wood cellar. Own-er, D 6, Oregonian.

JONES-In this city, March 5, 1903, John Jones, aged 48 years. The fumeral services will take place at Finley's chapel at 10 A. M. boday. Friends invited. Interment Lone Fir

REYNOLDS. The funeral services of the late Clara Reynolds, who died March 4, will be held at the tamily residence. Fortsmouth, to-day at 1 P. M. Friends invited. Interment Lone Fir connerry.

POTTER-At the family residence, 33 North 9th st., March 4, Charlotte R., wife of Charles P. Potter, aged 35 years. The funeral services will be held at the chapel of J. P. Finley & Son Sunday, March 8, at 3 P. M. Friends invited. Interment Riverview cem-etery.

O'REILLY-At the pastoral residence, 620 Will-iams ave. Mra Bridger O'Eelly. ared 73 years, mother of Rev. C. J. O'Reilly. Funeral on Monday at 10 A. M. from Church of the Immaculate Heart of Mary. Please omit

NEW TODAY.

ILLUSTRATION NO. 5.

PORTLAND TRUST COMPANY OF OREGON.

Incorporated April 22, 1887.

Portsmouth

Villa Extended

THE CREAM OF

THE PENINSULA

OF OREGON 109 Third street, or upon our

agents, J. W. Atwater & Co., University Park Station.

We have a great many lots

The Oldest Trust Company in

LOT 50x100, HAWTHORNE PARK, SALMON and 10th sts., \$350 cash, balands long time. X 11, Oregonian. BEAUTIFULLY IMPROVED HOMES, \$300 up; lots cheap. M. W. Parsons, 411 Spencer up: lots cheap. st., Montavilla.

MUST BE SOLD THIS MONTH: 5-ROOM cottage, Vancouver ave., four blocks Russell st., Albina. Address owner, Oregonian.

5-ROOM COTTAGE, ON EASY TERMS; ALSO good residence lot for sale on installments. Seward, 209 East 7th st., city. Phone Russ 1422.

MOUNT SCOTT REAL ESTATE OFFICE, Lents, Or. All kinds of property cheap. Take Mount Scott car; fare 5 cents. O. R. Addition.

\$3250-Corner lot, with good house, walking dis tance. Vancouver car. Also fine lot, Holla day's Add., \$1100. Miller, 363 Chamber Com.

Homes built on easy payments, any part city; lots furnished if necessary; low rate interest, City Building Co., 612 Commercial bidg.

100x100 IN NICE HESIDENCE PART OF city for sale chcap, as owner is compelled to sell; part cash. O 10, Oregonian.

LOTS, CLOSE IN, \$350; \$5 PER MONTH, Houses near steel bridge on easy terms. W. Reidt, room 15 Washington block.

FOR SALE-STRICTLY MODERN S-ROOM bouse, Al location, West Side; a bargain, Owner, room 107. Sherlock bidg.

NEW 6-ROOM MODERN HOUSE, FULL basement Wheeler's Ad., 32800, 107 Sherlock bldg.

FOR SALE-SMALL ORCHARDS WFTHIN two miles of statebouse. E. Presnall, Salem.

M. BILLINGS: real estate, loans at reasonable rates, fire and life insurance. 509 McKay.

FOR SALE-FARMS.

FOR TALE-FARMS.

23 ACRESS FINE GARDEN LAND, FINE new buildings and fences; best of water; abundance of all kinds of choice fruits; lo-cated on good road, in good neighborhood, near H R station, P. O. school, stores, churches, etc.; chose to proposed elsentic car line; a fine and lovely home for little money; the greatest bargain on the market; nothing better; \$2500. Address owner, Furry Ellis, Beaverton, Or.

RELINQUIEHMENTS-A few choice relinquishments in Klickitat Valley, Washington; price from \$200 to \$850; come see them. K. C. LAND & LOAN CO., Goldendale, Wash. Write for our booklet descriptive of farms for sale in the famous Klickitat Valley.

in this well situated addition. 45000-FARM 160 ACRES; 50 CULTIVATED, well watered; soil for hay, fruit, hops, etc.; 5 miles northeast of Oregon City; good roads to Oregon City and Portland. Also other farms in Clacksmas County, reasonable prices and easy terms. Inquire of Commercial Easts, Oregon City, Or. Should you desire a home we will build for you. Call up-

140 MILES 8. OF PORTLAND, NEAR RAIL-road, 2 miles from best market in Oregon, I have 150 acres of high foothill land, 60 acres improved; cretarid, house, new barn, 4 cows, wagen and team, mowing machine, etc., for \$1400, two-thirds cash. P. Mutter, Saginaw, Gr.

FOR SALE-RANCH OF 200 ACRES, WITH house, burn and other buildings. Inquire 308 Mill st., Portland.

<text><text><text><text> North American Building, Philadelphia. of different sizes and prices

on the owner, PORTLAND TRUST CO.