

Bottom Many Years Ago.

# THE LOCATION AN IDEAL ONE

He Tried to Have the Villard Doci Placed There Twenty Years Ago-But Ellis G. Hughes Protents.

The river captains and steamboatmen of Portland have long considered the subject of a drydock here, giving particular ntion to the question of location. Perhaps the closest student of the subject has been Captain James T. Gray, who ran for many years on river boats, serving for a long time as master of the Lurline. In discussing the proposed site for the new Port of Portland drydock, Captain Gray said yesterday:

"I have looked into this question with a great deal of interest, Years ago, on my trips up and down the river, I studied all the available sites for a drydock. That was in the days when Villard completed his railroad and was planning many great enterprises here. The question of a site enterprises here. The question of a site for the Villard drydock was up, and, as you know, a location was chosen at Al-bina, with unsatisfactory results. I was against that location from the first. Not only was the nature of the ground such as to make the building of the dock im-practicable, as was soon proved, but it would have been impossible to get a ship in during high water. If they had suc-ceeded in building a guidance wall for this purpose, it would have had the effect of deflecting the channel. "Among all the locations that have late-ly been proposed as sites for the Port enterprises here. The question of a site

ly been proposed as sites for the Port of Portland's new drydock, there are only two, in my opinion, that are worthy of consideration for the purpose named. One is at Linnton. There is good bottom there for a dock, but there is the same trouble about an entrance that there is at the Villard site. It would be almost imposabout an entrance the elimost impos-villard site. It would be almost impos-sible to keep the opening clear, owing to the nature of things, and it could only be done at the expense of thousands, and perhaps millions, of dollars. All these points should certainly be taken into con-points should certainly be taken into con-

"The other site-and, in fact, the only one left-is at Mock's Bottom. It struck me at once when I first saw it that it would be an ideal place for docks, not only drydocks, but also docks for general shipping. My mind was then set upon a graving dock, not a floating dock, but that is only a matter of construction the site is only a matter of construction, the site being a perfect one for either kind of a dock. There is a deep slough running through the bottom-in these days it had 26 feet of water in it-and it occurred to me that canals might be dug through the

me that canals might be dug through the land and the earth excavated used for filling in the land around the canals for docks and warehouses. "Only one objection to the Mock's Bot-tom site has been pointed out, and that is not a serious one. The current sometimes backs up at a high stage of water, form-ing an eddy there, but the duration of such conditions is short, and even then, if necessary, a ship could be docked. The excavating of a basin for the dock will no doubt have some effect on the current there, but 1 an certain the change will be

but the Judge failed to see the bearing upon the case and stopped the story be-fore it was well begun. "And you didn't interfere?" asked the attorney for the defense, calling forth an admission from the father that a slight blow had been dealt one of the boys with a cane, but nothing so violent as the as-sault upon the helpless woman. "Assault my mother" said the first defendant, as he took the stand in his own defense. "Why, Judgs, I would not think of such a thing; but Your Honor can see that behind the stove is no place for a wood-box. It is unhandy in the first place."

for a wood-box. It is unhandy in the first place." "Skip the second place." said the Judge, and tell me about this assault. "Why did you use your mother violently?" "I used no more force than was neces-sary to put the wood-box where it should have been." was the dogged reply. "I started to move the wood-box and mother grabbed hold of my suspenders to stop me. She pulled at them so violently that they broke, and she fell upon the floor. I then put the wood-box back in the cor-ner, and that was all there was to it." Defendant No. 2 told a story that could Defendant No. 2 told a story that could not be distinguished from the one told by his brother, and the testimony was at an

"This is no case for a Justice's Court," announced the Judge in tones which showed plainly that he was displeased to have wasted his morning in such trivial matters. "I will throw the case out of court and advise the members of the family to live apart if they cannot get along together."

# GAME PAYS IN MAINE.

#### How the State Makes Money Out of Sportsmen.

Game Warden Quimby is in receipt of a copy of a report the Commissioners of Fish and Game, of the State of Maine, have junt published, showing the amount of money expended by the state for the of money expended by the state for the preservation of game, and also the amount of money brought into that state by outside sportsmen. The local game warden thinks it would be a good thing. if: Oregon followed a similar plan and appropriated sufficient money for the hiring of deputy wardens to enforce the game laws. The report shows an enor-mous expenditure by outside sportsmen during the hunting season. In part the

mous expenditure by outside sportsmen during the hunting season. In part the report is as follows: "Guides registered, 1801. They report having guided residents and nonresidents as follows: Residents, 4134; resident hunters, 1600; nonresidents, 9199; nonresidents, 9199; nonresidents, 3252; total number of c guided, 78,171, at \$3.59 a day, \$274,588. days

From various sources it is reported that a total of 10.862 deer have been killed, and as it is impossible to ascer-tain the number legally killed, it is esti-mated that at least 20,000 deer were killed in the state of Maine in 1862.

"It is shown that the total number of nonresidents coming to Maine for the year 1902 in the inland territory of the

year 1902 in the inland territory of the state was 133,855, with returns from two counties missing and incomplete returns from seven counties. "They paid for board alone \$1,371,301. Add to this 3300,000 paid guides, and it makes a total of more than a million and two-thirds of dollars left by these people in the state for board and guides alone. It is believed that a most con-servative estimate would be that these visitors leave at least 1900 each on an visitors leave at least \$100 each on average in the state. Indeed, some them spend more than \$50 a day."

# POLICE AT CORNERS.

#### Crowded Sections of City to Have More Protection.

The crowded sections of the city are to have better police protection. An officer has been stationed at Third and Mor-rison, one at Third and Washington and

GIRLS

EAST SIDE CITIZENS SAY THEY ARE "FRETFUL, PEEVISH AND RUDE."

Unkind Men Speak of "Intentional Delays," "Spiteful Misrepresentations," "Neglects Without Cause."

A rousing meeting of the East Twenty-eighth-Street Improvement Association was held last night in the Mission Chapel, on East Glisan and East Twenty-eighth street, with Frank Motter, president, in the former meeting, business was taken up, The most important was the tele-phone discussion. Frank Motter, W. T. Gardner and Mr. Raeber submitted their report, which was in the form of a com-munication to the Pacific States Tele-graph & Telephone Company, to be signed by members and others in the neighborhood. The communication, which was thoroughly discussed by Messra. Motter, W. T. Gardner, W. Becker and

was thoroughly discussed by Messra. Motter, W. T. Gardner, W. Becker and Mulliam Deveny, was amended and finally adopted. It is as follows: "To the Management of the Pacific States Telegraph & Telephone Company--We, the members of the Improvement As-sociation of the East Twenty-eighth-street district, residents of that section, submit to you this our respectful, but serious protest against the poor telephone mervice and the improprieties which we are con-stantly subjected to. "We assume that you cannot be aware of the neglect of us by your employes; the unrestrained violation of the rules of your company; the breaches of pro-priety; and the indignities perpetrated over your 'phones, or else you would have corrected them long ago. "We do not censure the young ladies in the central offices for being fretful, peev-ish and rude. They are but human. But we do blame their employers for not knowing that there are feglects without cause; delays intentional; misrepresenta-tions from spite, and vulgar, obscene language because of instrention. "We submit that operators should not be allowed to tell subscribers that the line is out of order when it is not; that the line is busy when it is they, them-selves, that are busy; that they cant' raise

the line is busy when it is they, them-selves, that are busy; that they can't raise parties when they haven't tried to raise

parties when they haven't tried to raise them. "We submit that parties should not be allowed to use the line longer than your rules permit; but, most of all, that you should stop vulgar and obscene conversa-tions from being held over your lines. "In conclusion we further protest from outsiders who wish to use the 'phone for emergency cases, and yet cannot get the use of the same for their money. This is important, as most of these calls are for medical attention. "We feel that you would prefer to have us present these grievances first to you for correction, and we trust you will appreciate the motives that prompt us and give these matters your serious at-tention.

"We are ready to substantiate all and more than we have mentioned above." A recess was taken, when all the mem-bers signed the statement, and a special committee of Messra Atwood and Speel-man was appointed to secure signatures of others in the community. W. T. Gardner reported that the Port-land Gas Company had agreed to lay gas mains at once to East Twenty-eighth street and the Sandy road. D. T. Shannon reported that a 20-inch water main was to be laid from East Thirty-fifth on East Stark to East Twen-ty-eighth street, thence to Sandy road, thence to Oregon street, there to East Sixteenth street, thence to Hancock street and to Albina, and that the contract for "We are ready to substantiate all and

and to Albina, and that the contract for distribution of the pipe would be let in

Washington street. The commission will organize, elect a working committee of six members, and adopt rules and regula-tions for carrying out the legislative act when the act becomes operative. May fit on Priday the commission will confer with the Lewis and Clark board of direc-tors of the Fair corporation. The com-mission and the board will proceed to out-line plans for joint work in promoting the plans for joint work in promoting the law goes into effect. That worthy of-fice will be a lucrative one, and will yield perhaps fibe per month to its lucky pos-sessor. Already many worthy gentlemen are bestirring themselves for the position, the office will yield revenue for nearly three years. Although the clerk will prob-ably not be elected right away, yet he

ably not be elected right away, yet he may be chosen provisionally. Among the gentlemen who would be giad to have the favors extended their way are: J. C. Havely, of Portland, chief clerk in the chief engineer's office of the O. R. & N.; E. A. McDanlel, of Baker City: J. E. Lathrop, of Portland; A. C. Jenninga, of Lane County, chief clerk of the House of the Oregon Legialature; Henry E. Reed, of Portland, secretary of the Lewis and Clark board; C. B. Irwin, of Salem, formerly clerk of the Oregon commission to the Chicago Exposition; Charles Murphy, reading clerk of the House: Frank Middleton, journal clerk of the Senate; Frank Motter, reading clerk of the Senate; Clarence Butt, of New-berg; J. A. Finch, of Albany; Edward Everett Young, and F. V. Drake, of Port-land.



the steamer.

the steamer. Having reached England, Dr. O'Hagan Instituted a comparison between the Saxon and the Celt, pointing out that in the former there was more realism and in the latter more idealism. "The Eng-lish," said the speaker, "are a strong and progressive nation, but they are largely horizoned by the things of the earth and at times can be both aggressive and oppressive."

earth and at times can be both aggressive and oppressive." Describing his trip up the Rhine, the speaker stated that the river, divested of its historical association, was far from equal to the Saguenay of Quebec, the Hudson of New York or the Columbia of Oregon and Washington. The City of Munich he described as a great center of art he having found them

great center of art, he having found there some of the masterpieces of the famous Dutch. German and Flemish schools of

Dr. O'Hagan next gave a graphic and highly interesting description of the "Pas-ston Play" at Oberammergau, in South Bavaria, which he considers as one of the greatest events in his life. From the "Passion Play" he passed to Italy, re-ferring to the beauty of the Tyrol scenery on his trip from Innsbruck to Verona. Italy he declared to be a land of art, one which has preserved its medieval monu-ments better than any other country in Europe, and that there was but one Venice, and that one famous for its gondolas and-"tips."

sondolas and-"tips." Florence was next described as the birthplace of Dante, Boccaclo, and Michael Angelo, the lecturer declaring that no other city in the world, with the same peopulation, had produced. In one cen-tury, such a flowering of genius as Flor-ence, the shrine and home of the Italian renaissance.

ence. the shrine and home of the Italian renaissance. Dr. O'Hagan closed his lecture by a brief description of the City of Rome and his audience with Pope Leo XIII, whom he designated as the "White Shepherd of Mankind, reigning in the City of the Seven Hills." The attendance, which has increased nightly since the first of the series of 10 lectures, was very large last evening. Most Rev. Archbishop Alexander Chris-tie and a large number of his clergy were also present last night. Dr. O'Hagan will leave for Ogden this morning and from there will visit Salt Lake City, Omaha, Dubuque, Chicago and Cleve-land, delivering courses of lectures in each of these cities. He will sall for Europe March II, where he will spend two years in study and travel.

# PERSONAL MENTION.

W. R. Hume, a well-known politician of Astoria, is at the Imperial



Spring Dress Fabrics-A remarkable showing of all the newest and best materials. New Walking and Dress Skirts-The very latest styles and materials-All prices. The Spring display of Silk and Cotton Waists is second to none in the land-Second Floor.

Opening Days

With temperature trying to make you believe

that Spring was only a delusion we scored a gen-

uine triumph at yesterday's millinery opening. The verdict: What fine millinery: pretty, stylish

and dainty headgear-A showing altogether the

most charming you have ever seen. Come to

learn what is new in millinery, and if to buy, to buy that which is correct and safe. Beautiful

Hats will also interest you. Come today.

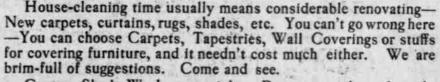
# 'Onyx' Hosiery for Women

Every pair of block or fancy Hosiery for men, women or children bearing the stamp "Onyx," contains more wearing quality and style than any other make manufactured. This is better recognized by women than men, women being the better judges as to quality in hosiery. The "Onyx" stamp is the standard of good hosiery and is known in every home in the length and breadth of the land. The Spring and Summer styles in black and fancies now ready. The largest, the best assortment you ever chose from.

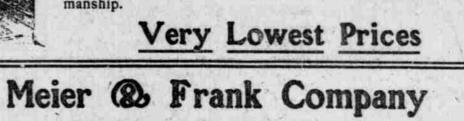


Prices ranging from 50c to \$3.50 pair.

# **New Carpets and Curtains**



Custom Shade Work a specialty-Best materials and workmanship.





Professor O'Hagan Speaks of the Life and Art of Europe.

"A Peep Into the Life and Art of Europe" was the subject of Professor Thomas O'Hagan's lecture at St. Mary's Academy last evening. The lecturer commenced by briefly sketching his trip across the Atlantic in 1900, and the incidents that happened on the steamer.

dock was never completed. Had they chosen Mock's Bottom for their site, Port-land would have had a drydock all these "At Sixth and Washington streets there is always danger of an accident. Street 20. years." The Pos

Port of Portland Commission will hold its regular monthly meeting Thurs-day atternoon, when it is possible that some action may be taken on the selec-tion of a site for the dock.

#### CAN CONDEMN PROPERTY.

# Port of Portland Has Right of Eminent Domain. The Port of Portland has the power of

The Port of Portland has the power of eminent domain, and could proceed to con-demn any site for the drydock if the own-ers of the site should hold it for too high a price. This power was granted by the Legislature of 1861, in the act creating the Port of Portland. M. C. Banfield, president of the com-mission, said yesterday that, even if con-demonstron proceedings were successful.

mission, said yesterday that, even if con-demnation proceedings were successful against the owners of the Mock's bottom site, the costs of the lithration might amount to more than the money saved. Section skil of the new code, conferring the right of eminent domain on the Port of Fortland, reads: "In correling on any work in this act

"In carrying on any work in this act provided to be carried on by it, or in carrying out and executing any of the powers in and by this act to it granted, the said Port of Portland shall have the same right of eminent domain and to take private property for public uses as exists at this time under the laws of this state in favor of corporations organized for the construc-tion and operation of railroads, and to be exercised in the same manner and on the same terms as by the laws of this state provided in the case of said corporations, save only that in the case of the said Port of Portland the right shall extend to the taking of, and the said fort of Portland shall have and there is hereby granted to it the right to take any and all privite property under asid right of eminent do-main, which shall be found necessary or convenient in carrying on any work or the exercising, carrying out or executing any power in this act provided to be carried on, exercised, carried out or executed by it."

# WASTED HIS TIME.

#### Family Quarrel About a Wood-Box Heard by Justice Reid.

A family quarrel over a wood-box took up most of the time in Justice Reid's Court yesterday morning. Arthur Hainey and his brother, Albert, argued for the side that wanted the wood-box in the corner, while the father and mother of the boys represented a faction that thought that a wood how belowed

"My own boy." cried the mother, "my own boy assaulted me. He threw me upon the floor and drew the wood-box over me. He bruised my arms," but here the Judge protested that it was uncleas to roll up her sleeve for the purpose of board in its work of immigration for Courses.

showing the scratches. The father had acted in the capacity of a referee in the match, and stood on the side of his injured better half. Mr.

is always danger of an account. Street cars going along Washington street do not have to stop before crossing Sixth street, but along here is a favorite drive. Teams, bloycles and especially automo-biles come charging up or down the street blues come charging up or down the street at a great speed. Our luck cannot con-tinue forever, and I do not wish to trust to luck any longer. I want to have offi-cers at these places to prevent accidents if they can."

FELL INTO TRAP. Katle Clark Mistakes Policeman for Farmer.

Because she couldn't tell a policeman without seeing his uniform. Katle Clark is locked in the City Jall on a charge of

Officer Slover was used as a decoy and an attempt made to find out if the women of Whitechapel would solicit contrary to orders.

orders. The police are at a loss to know why Katle made such a mistake, but she took the officer for a farmer, and thought she would make a little easy money. Of course, the officer was well disguised, and must have played his pair well, for Katle Clark is an old resident of that section, and is said to be an expert at working the acricultoriats. the agriculturists

Well, this time she got the wrong farm-er, and a moment later she was in the arms of the law (not the officer, although

he had her in charge). Katle Clark will tell her tale to Muni-cipal Judge Hogue this morning, but it is thought she will not attempt to make a defense

"Any one who would be caught so easy," she was heard to say in a dis-gusted tone, as she was led to the cell, ought to pay a fine."

# ADVERTISING MATTER.

#### Will Be Distributed in California to Good Advantage.

Secretary Max M. Shillock, of the Board of Trade, received the following letter from a prominent local business man who from a prominent local business man who be at present solourning in San Francisco: "Kindly send me some 1965 matter, Peo-ple here know nothing about the Fair. I can distribute 106 folders to good ad-A faining quarter over a wood-box book up most of the time in Justice Beid's Court yesterday mothing. Arthur Hainey and his brother, Albert, argued for the side that wanted the wood-box in the corner, while the father and mother of the boys represented a faction that thought that a wood-box belonged behind the stove. The specific charge that called forth all of the argument was that of assault and battery, in which the boys were the de-fendants and the mother the prosecuting witness. "My own boy," cried the mother, "my own boy assaulted me. He threw me upon the face and drew the wood-box in the corner, while the father and send the stove. The specific charge that called forth all transportation companies take good care of them and consequently Ban Francisce is filling up with people and everything is immensely prosperous. The cur I came down in carried nine Minnesota men who were going to locate in California."

Oregon

# Benema, No Care, No Pay.

Thalbey commenced on a long-drawn tale of the wrongs both he and his wife had suffered at the hands of their willful pons.

jointly with the Montavilla board to se-cure improvements and do away with long delays at the East Twenty-eighthstreet carbarn.

street carbarn. William Deveny and G. Heitempker reported they attended the meeting of the Board of Education and laid before that body the need of school facilities in the district, and that the matter had been reforred to City Superintendent Righer. After transacting much routine busi-ness the association adjourned to meet again in the Mission Chapel March 23.

AT WORK ON FAIR SITE Fifty Men Are Basily Employed on

the Grounds. Fifty men are working on the Lewis and Clark Fair site. Ten of these are surveyors who are preparing a contour map. Twenty other men are clearing away failen trees, logs and dead under-brush, and the rest are planting trees and shrubs and doing nursery work. "They are all doing good work." said Superintendent Huber yesterday. By tomorrow the site will be entirely clear of logs, dead undergrowth and rub-

clear of logs, dead undergrowth and rub-bish. Many small fires are now consum-ing patiently the wet heaves of waste and sending forth choking smudges. This This work has now lasted two weeks.

Boys have done several acts of vandal-ism in the past few days. Several trees have been cut down and others have tave been cut down and others have been hacked. A fence around the grounds # needed

Eighty trees have been permanently planted. They are 30 feet apart, and are set along a straight line about 600 feet long. About 60 of the trees are elms, the rest chestnuts. About 1000 other trees will be planted later, and a large number of shrubs. They have been temporarily placed in the ground near Thurman street. The trees are as follows:

Beach Horn beam (beech). Red leaf prune

Spanish chestnut .... Horse chestnut ..... Cork Elm ...... ceping elm lack walnut untain ash Miscella The following shrubs have been secure Pink apires. White spires Duitchies graselis Duitchies fortunii Tartorean honeysuckle French honeysuckle appulus (high cranberry). Boxwa

Fort Orford cedar ... English yew ..... All these trees and shrubs were secured at Oswego, and were brought down on a barge. The shipment weighed about 50

WOULD LIKE TO BE CLERK.

# Number of Applicants Who Would

Assist Pair Commission, The Lewis and Clark Commission will meet next Thursday afternoon at 365

J. C. Watta merchant of Ruben, Or., is a guest of the St. Charles. John W. Langdon, a banker of Walla Walla, is staying at the Imperial.

Leroy Brown, 'a prominent business man of Silverton, is at the Imperial. George R. Riddle, a mining man from Grant's Pass, is a guest of the Perkins. George H. Dufur, of The Dalles, son of ex-Senator Dufur, is at the St. Charles, accompanied by his wife.

W. S. Levens, a well-known resident of Baker City, who was formerly Mayor there, is visiting in the city.

T. O. Trullinger, a miliman of Astoria, and P. A. Stokes, a merchant of the same town, are registered at the Imperial. Ex-Senator Haines, of Forest Grove, who has been on a short visit to San Francisco, arrived here yesterday on his

way home. Colonel Converse J. Smlth, of Boston, and Colonel John C. Linck, of Tacoma, special agents of the Treasury Departs ment, are in the city, checking up the different Government offices in the Fed-eral building.

Mra. C. J. Willits, who for several wars held the position of stenographer n the office of Collector of Customs, but who, a few months ago, was transferred to the Immigration Bureau, at San Fran-cieco, is in the city visiting for a few

Among the well-to-do ranchers of the Among the weit-to-do ranchers of the Middle West, who are seeking locations in Oregon, are: A. R. Hepburn, of Souns, N. D.; J. A. Gemmill, of Edin-burgh, N. D., and George S. Downing, of Brandon, Manitoba, who are guests of the Perkins.

of the Perkins. S. H. Brown, Jr., of Boston, vice-presi-dent of the Columbia River & Puget Sound Navightion Co., arrived here yes-terday for a visit of a few days. Mr. Brown was a resident of Portland 20 years ago, at which time he was inter-ested in the Oswego Iron Works, and he has many old friends here.

H. C. Campbell, manager of the Co-lumbia River & Northern Railway Company, who, having a premonition of an attack of appendicits, went into hospital on the 2d of this month, had an opera-tion performed which proved successful. He recovered so rapidly that he was able to leave the hospital yesterday entirely well again.

NEW YORK, March 9.-(Special.)-Northwestern people were registered at New York hotels today as follows: From Portland-R. McCarron and wife. at the Union Square; F. S. Morris, at the rris.

From Scattle-Mrs. R. C. Stevens, at the Grand; J. P. Jay, at the Hoffman; Miss M. E. King, at the Navarre. From Hoquiam, Wash.-O. Fealason, at the Grand Union.

# LONG TIME, GENTLEMEN.

We don't care when; you can have We don't care when; you can have your suit made any time between now and the 4th. Just get in line and get your order in. You have to buy a suit this Spring. We are the only popular-priced union tailoring house in this city; this guarantees good work. See special offer for today on page 7. THE J. M. ACHESON Co., Merchant Tailors.

Have you friends coming from the East? If so, send their names to the Denver & Rho Grande office. 134 Third street, Port-iand Or.



02

JOHN LABERTEAUX' NOVEL PLEA IN DAMAGE SUIT.

Is Suing Street-Car Company Because an Accident Has Given Him Double Eyesight.

John M. Laberteaux, who alleges that e sees double because of a street-car coldent, wants \$10,000 damages from the Dregon Water Power & Railway Company. The trial of the case was begun before Judge Frazer and a jury yester-day, and will be concluded today. Labertcaux testified that on November 7. 1962, as he was attempting to board a car at the corner of Hawthorne avenue and East Forty-fourth street, the motor-man started the car suddenly and he was

thrown to the ground, striking violently on the back of his head. Laberteaux did not know what occurred after that for 24 hours, and did not entirely regain

for 24 hours, and did not entirely regain consciourness for several days. Laber-teaux is 71 years old, and was formerly in the grocery business in Portland. He is a large man, weighing considerably over 200 pounds, and he testified that he has enjoyed good health and good cycelight before the fall, never wearing glasses ex-cept to read. Now, he said, when eating his means he sees two places of brand when there is only one in front of him, and everything else in the same way. He thinks he has two dollars in his hand when there is only one, and if he rides on a street-car cannot tell if he is paying the conductor one for or two.

the conductor one far or two. Dr. Richard Nunn, an expert oculist, testified that he examined Labertcaur's eyes, and as a result of the tests made and from statements of his patient con-cluded that he is afflicted with double vision. This might be occasioned from the effects of a fall where the head was injured. The witness said in such examinations the answers of the patient had to be relied upon to a considerable extent, but the examination, nevertheless, was sufficiently thorough to convince the phy-

sician. Dr. S. E. Josephi, who treated Laber-teaux for the wound resulting from the fail, testified that Laberteaux was dazed. Dr. Josephi hus treated Laberteaux at other times and told of advice given him. Judge Frazer decided to have Dr. E. D. Conneli, an oculist, examine Laberteaux's

The defense which the company will offer is that Laberteaux carelessly got in front of the car as it was turning into Hawthorne avenue; that he was struck by the car and knocked down, and that the accident was not caused by the mo-torman starting the car suddenly as La-berteaux was in the act of getting on.

W. G. SMITH & CO. Third Floor Washington Building, Are the Leading

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worth \$500. They were hitched to a lamp- tie C. Gay against Charles S. Gay, beworth \$500. They were hitched to a lamp-post in front of the Portland Club, on Fifth near Alder street, and brock loose and ran to Sixth and Burnside streets. One of the horses was killed and the other was injured. Todd said he did not see the automobile, but was told about it by others. He also stated that his business suffered because of the loss of the horse. The automobile came along Alder street and turned the corner into Fifth street on the west side. Todd's horses were on the east side of the street. The witnesses dif-fered as to how close the automobile came to the horses, but it was admitted that

to the horses, but it was admitted that the man in charge of the automobile, when he noticed that the horses were fright-ened, turned the machine around and got out of the way as quick as he could.

For the plaintiff, it was conceded by his attorney that the automobile had a right to be on the street. This being the case, Judge Cleiand, after deciding that no negligence or carelessness had been shown, held that Todd had no cause of action. Dr. Lawbaugh states that he had action. Dr. Lawbaugh states that he had full inquiries made concerning the run-away, and found the man running the aubile was not at fault, otherwise he

would not have fought the suit. Confidence in His Wife.

The will of Isaac Kaufman, deceased, was admitted to probate by Judge Web-ster yesterday. The property, valued at over \$200,000, is bequeathed to the wife, Clara Kaufman. The father, in his will, bestows his blessing upon his children, Leonard and Edna Kaufman, and ex-memore that their mother will esses confidence that their mother will care for and protect them and make suit-able provision for their wants. Clara, Kaufman is named as executrix without bonds, and is granted full power to manage the property free from the control of the court.

## Why She Left Home.

Edward Pfirter has filed an answer to the sult for a divorce brought by his wife, Mary Pfirter, In which he denies all her charges of cruel treatment and threats. He alleges that she left home, not through fear of him, but only to create appearances for the purpose of this suit.

## Court Notes.

James Roach has filed a mechanic's lien suit against M. C. Gartheff and W. K. Smith to recover \$30. Dammage Suit Brought Against Dr. E.
A. Lawhaugh Is Dismissed.
C. W. Todd's back team did not run away on the night of December 2, 1902, because of the negligence of the man in charge of Dr. E. A. Lawbaugh's automo-bile. Judge Cleland so beld yesterlay and granted a nonsuit in the case of Todd against Dr. Lawhaugh for damages.
Todd testified that his two horses were
suit for a divorce was filed in the State Circuit Court yesterday by Net-

cause of desertion and nonsupport. The parties were married in 1980, and have two children, aged 14 and 29 years, respectively.

Articles of incorporation of the North-Articles of incorporation of the North-western Dairy Company were filed yes-terday by J. V. Burke, A. W. Payne and Ira Bronson. The objects announced are to engage in the wholesale and retail dairy, milk, ice cream, butter, cheese and medice business in Course and Wash. produce business in Oregon and Wash-ington; capital stock, \$112,509

The will of Sarah Kahn, deceased, was The will of Sarah Kuhn, deceased, waw admitted to probate yesterday in the County Court. By its terms 200 is de-vised to Gertle Kahn, a daught and the rest of the estate is bequeathed to the children of the testatrix, Fellx, Charles and Bertle Kathn, and Mrs. D. Solis Cohen. Felix and Charles Kahn are named as executors without bonds. The value of the property is not stated in the petition acco mpanying the will

# TRY TO BURN DOCK. Firemen Extinguish Incendiary

Blaze at Mersey Pier.

An attempt to burn the Mersey Dock was made yesterday by a gang of hobos. Robert Smith, who was passing, noticed the flames and notified the Fire Department in time to save the dock from burning. Chemical Company No. 1 and Hose Company No. 1 answered the alarm After the flames were extinguished. Dis-trict Attorney John Young make an in-vestigation as to the cause of the firs. and found every evidence to indicate that it was incendiary. Beneath the dock a large pile of dry kindlings and wood had been piled, to these and to the woodwork of the dock coal oil had been applied and a flame started.

a flame started. This is the second attempt of the kind in the past week. Last Friday an at-tempt was made to burn the Columbia dock, but was stopped before the flames had any beadery.

dock, but was stopped before the fiames had any headway. The Fire Department was kept on the run yesterday. Six alarns were an-swered during the day. But two gave any promise of being serious. The fire ba-neath the Mersey dock and a roof fire at the plumbing shop of William Muirhead were stopped none too soon. Both were anywered by chemical and hom commend. answered by chemical and hose con

ies No. L. Other alarms were from box 7L box 91 and box 17.

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