LAW PRIOR TO 1901 CONSTRUED

Possession of Real Property by Tenant Puts Intending Purchaser Upon Inquiry as to Title of His Landlord.

Under the laws in force in this state erty did not cut off the lien of a mort-

levy of taxes. The possession of a tenant is sufficient to put an intending purchaser of real property upon inquiry concerning that tenant's interest and title. If such an intending purchaser fails to make inquiry, he is charged with notice of the of the tenant's landlord.

SALEM, July 20 .- (Special.)-The Su preme Court today handed down decisions in three appealed cases, in each of which the decision of the lower court was affirmed. The decisions, in brief, are as

Middleton vs. Victor Land Company. J. H. Middleton, respondent, vs. F. M. Moore, defendant, and Victor Land Company, appellant, from Multnomah County, Alfred F. Sears, Jr., Judge; affirmed. Opinion by Justice Wolverton.

This was a suit by plaintiff to foreclose a mortgage. The Victor Land Company claimed to be owners of the land by virtue of a tax sale which the company claimed devested the property of the lien of the mortgage. The facts are that in July, 1893, F. M. Moore, being the owner of lot 8, block C, Cherrydale Addition to Portland, mortgaged it to one Wiley,

trustee, to secure the payment of four promissory notes of \$175 each.

In April, 1897, Wiley assigned the notes and mortgage to Middleton. Moore sold the lot to the Victor Land Company, and this suit was brought to foreclose the mortgage. The Land Company answered that in 1992, being prior to the time they received the deed from Moors, the Sherift of Multnomah County executed and deliv-ered to the company a tax deed to the lot in question in pursuance of a sale for de-linquent state, county, school and Port of Portland taxes for the year 1897, and city taxes for 1888. The lower court sustained a demurrer to the defense and entered a decree of foreclosure.

The issue presented in the Supreme Court was whether under the law in force in 1897 and 1898 a tax deed cut off the lien of a mortgage executed anterior to the assessment and levy of the tax for the non-payment of which the property was sold. The opinion of the Supreme Court cites section 2752 of Hill's code, as nded in 1892, and sections 2770, 2794 2909 to 2815 and other sections in force 1897 relating to taxation and tax sales.

It is shown that under the statute the sale of real property conveyed to the purchaser "all the estate or interest therein of the owner"; that prior to 1884 the statutes of the state made the tax a lien upon the property and the Sheriff's tax feed conveyed an "absolute title," but in that year "the Legislature undeniably led to inaugurate a radical change in the tax system, by foregoing any lier for the taxes assessed and selling only the estate or interest of the owner, in the process of the enforcement of the tax. The same poley prevaled until the act of 1801, with which we have nothing to do." The opinion again says: "By eliminating the provision for a lien and declaring that the effect of the sale shall be, not to vest an absolute title in fee simple, but to con-vey the estate or interest of the owner, the policy of the Legislature is well in dicated that the derivative title to th realty only is subjected to sale for the ment of dollinguent taxes. The sale and conveyance in the present instances, therefore, did not operate to cut off or deprive plaintiff of his mortgage

Randall vs. Lingwall, Bessie Randall et al, respondents, va C. G. Lingwall, appellant, from Marion County, R. P. Boise, Judge; affirmed.

Opinion by Justice Bean.

This was a suit to quiet title. The plaintiffs are the widow and daughter, of O. P. Randall, who died in 1888. In 1888 O. P. Randall bought the property is question and soon after conveyed it to his brother, T. J. Randall, who had his deed recorded. In 1891 T. J. Randall re-con-veyed the property to O. P. Randall, but the deed was not recorded. The grantee took possession and in 1893 leased the property to G. G. Gans, who continued in actual possession until the commence-ment of this suit. When O. P. Randall died in 1896, his brother discovered that the deed to the property had not been recorded and he immediately claimed title and demanded that Gans pay the rent to

m. Gans complied by paying for the onths of March and April in order to avoid controversy, but without informing the representatives of O. P. Randall. In April, 1898, T. J. Randall sold the property to Lingwall, who, before purchasing it, examined the property and saw Gans in possession but made no inquiry of him as to his title or interest in the property. In December, 1858, the deed from T, J. to O. P. Randali was found and recorded. Upon this state of facts the Suprem Court holds that the possession of Gans was sufficient to put Lingwall upon inquiry as to his title and interest, which It is niso held that Gans by reason of his having paid rent to nam for two months, for the reason that he had not notified the O. P. Randall heirs of his intention to cease to pay rent to m, nor had he taken a lease from T.

C. C. Cline, respondent, vs. L. J. Shell, pellant, from Multnomah County, M. C. corge, Judge: affirmed. Opinion by Chief Justice Moore.

This was a suit to foreclose a mechan-On appeal no legal questions were involved but after a thorough exam-ination of the evidence the decree of the lower court is affirmed.

PASS ON POUR CASES.

Washington Supreme Court Gives Interesting Decisions.

fense included in a greater bars a pros-ception of the greater.

The case came up from Lincoln Coun
Attorney-General Will Not Object On August 9, 1961, an information was filed against P. Durbin, charging him with assault and battery on Thomas Amery. He was arrested and bound over trial. Subsequently a new informa-was filed reciting the same acts. but charging him with an attempt to commit mayhem. On motion of the Pros-ecuting Attorney the first action was dismissed on the ground that "another charge had been placed against the defendant." He was tried under the second office of the County Clerk showing charge and convicted of assault and battery. Under the rule above given the There are 13 heirs.

Supreme Court roverses the case and orders the discharge of the defendant.

The Supreme Court today affirmed, with slight modifications, the judgment of the Superior Court of Kittias County the Superior Court of Kititas County in the case of Rothchild Brothers (cor-poration), appellants, vs. Nicholas Rol-linger and Lena Rollinger; respondents. The action was brought by the Rothchilds to remove a cloud, quiet title and obtain possession of certain real estate in the Middle Kittitas irrigation district. The title of the Rollingers consisted of a tax deed, and the judgment of the lower court was in their favor. The decision of the Supreme Court covers the following

In the organization of an irrigation district under the law of 1890 less than 50 names to the petition for organization is sufficient if the number of freehold-ers signing constitute a majority of the ers signing constitute a majority of the freeholders in the proposed district. An inadequate price for the lands does not invalidate a tax sale if the sale was properly advertised. The only modification of the decree of the trial court is in the giving of a lien against the land for the sum of \$101.04 in fayor of the Pothedian for the sum of \$101.04 in fayor of the Rothchilds for taxes paid on the land by them for the year 1898.

Through a decision handed down by the Supreme Court today the two years' term imposed upon Matt Snider by the Superior Court of Skagit County is reduced to a term in the county jail. Matt Snider and one Julius Snider were jointly tried under an information charging them with aesault with intent to kill one Alexander Brown. The verdict of the jury was as

"We, the jury impaneled to try the above entitled cause, say that we find defendant Matt Snider guilty of the crime of assault with a deadly weapon, and that we find the defendant. Julius Snider, guilty of assault and battery."

Under the laws of this state assault and battery is a misdemeanor; assault with intent to kill is a felony punishable by imprisonment from 1 to 14 years, and assault with intent to commit great bodlly harm is punishable by imprisonment for not more than 1800, or both. Under the verdict above given Matt Snider was sen-tenced to two years in the penitentiary,

The Supreme Court says there is no such offense named in the statutes of this state as "assault with a deadly weapon," that the language of the verdict is what must be construed by the court and in this case it can only be con-strued that the words of the verdict, "with a deadly weapon," are surplusage, and that the defendant is convicted of simple assault. The case is reversed with instruction to the lower court to so modify the judgment.

The Supreme Court today declared the ection of the criminal code of 1881, im-osing the obligation upon the putative father to support his illegitimate child, an

invalid act.

The Territorial Legislature, of 1881, as a part of the general penal code, passed an act entitled, "An act relative to crimes and punishments and proceedings in criminal cases," and the sections above mentioned are contained in this act, as sections 1214 to 1221. These sections provide that an action may be commen against the putative father by filing a complaint. Defendant is then brought in by service of summons in the usual method, and the issue is tried as an ordi-nary civil action. If the accused is found guilty judgment is entered charging him with the support of the child in such sum as the court shall direct, which is collected by execution issued by the clerk. There is no arrest, fine, or punishment, and the Supreme Court therefore declares the action to be a civil one, and that it was not competent for the Legislature, under the title chosen for the act, to include anything but what related to crimes and their punishment.
Without such an act in force there is

no law in this state, says the court, to compel the support of an illegitimate child by the father. The case comes up from Skagit County and is entitled State of Washington, respondent, vs. Peter Tie-

DUNSMUIR LOSES TWO POINTS. Suit to Break Brother's Will Goes Over Until December.

Edna Wallace Hopper against James Dunsmuir, seeking to break the will of the millionaire's brother, allowing the ap-peal with costs, and ordering the defend-ant to make full answer to all the questions objected to.

As there is little chance of the prelim inary questions being settled by October. in view of this decision, the court or-dered the trial to be further adjourned until the December sitting. A further appeal was then argued in the same case, the plaintiff appealing from the order of Justice Drake on the application for a better affidavit of documents from the defendant. This appeal was also allowed in favor of plaintiff with costs, Mr. Dunsmuir being ordered to make full disclosures of all documents in his possession relating to the suit in any way.

WORKED EMPLOYES LONG HOURS. Senttle Department Store Manager is

Under Arrest. OLYMPIA, Wash., July 20.-State Labor Commissioner William Blackman returned Saturday from Scattle, where he placed Bon Marche department store, on a charge of violating the ten-hour-day law of the state. The case was kept quiet in Seattle, but will be heard there today, Commissioner Blackman appearing for

esses to prove that since July 3 the Bon Marche has been compelling its emplo to work from 7:55 A. M. to 10 P. M., w only 1% hours at noon, in direct violation of the law which prohibits the employ-ment of such labor over ten hours per day. Employers violating such law are subject to prosecution, and upon convic-tion a fine of not less than \$10 nor more

COOS BAY CLAM INDUSTRY. Product Has a Wide Distribution on

the Coast.

MARSHFIELD, Or., July 20.—(Special.)

—The Coos Bay Clam Company, under the management of F. S. Dow, is becoming quite a factor among the industries of the bay. The clams are packed in square cans and frozen. It is claimed that freezing improves the flavor. Upwards of 500 cases have already been shipped to Wells, Fargo & Co., at San Francisco, who act as distributers for California, Arizona, Nevada and New

The company also puts up clam juice The industry as yet is in its in fancy, but the increasing demand indi-cates that the future will show great

Heavy Loss to Touchet Farmer. PENDLETON, Or., July 20 .- The barn a stack of headings and a number of farm implements belonging to Edward Ketcherside, a farmer residing a short distance east of Touchet, Wash., were destroyed by fire Saturday evening. -The OLEMPIA, Wash., July 20.—(Special.)——stroyed by fire Saturday evening. The Supreme Court today in a decision loss means several hundred dollars, lays down the rule that except in cases of felony an acquittal for a minor of- fire was started by some of the heading

> SALEM, July 20.-(Special.)-Attorney General Crawford, upon whom notice was served in the matter of the application of Henry St. Rayner for relastatement as an attorney in the courts of this state, says that he will offer no objection to the granting of the application.

Thirteen Helrs to Gray Estate EUGENE, Or., July 20.—(Special.)-Letters of administration were filed in the

COOK POURED COAL OIL ON SMOUL-DERING COALS.

Three People Lost Their Lives, Including a Millionaire Contractor From Pittsburg.

SEATTLE, Wash., July 20.-A special via steamer Meteor from Nome this

ened ruins mark the site of what were the Golden Gate Hotel and adjacent buildings, and the public today has been curiously watching the operation of the sluicing of the embers for the gold dust and coin that were lost in the fire. More painful finds, however, have been the re-mains of three human victims, Mr. and Mrs. R. M. Hayes and Sherman Grigg. all connected with the Nome Exploration Company. Mr. Hayes was a prominent millionaire pipe contractor from Pitts- over \$50 on his person at the inquest held

ence of Electrical Workers, sent out a statement today to all the Coast electrical

workers' unions relative to conditions in the linemen's strike. He says: "Reports from locals all over the Pa-cific Coast show gains in our favor. Out of the whole number of union men out on strike, estimated at about 1500, we have not had over ten men desert us and re-turn to work since July 21."

RANCHER'S BODY FOUND. Yambill Farmer Had Been Dead Several Days.

M'MINNVILLE, Or., July 20.—James E. Rummel, a bachelor, who recently came to this city from Idaho, was found dead on his ranch eight miles southwest of this place, on Saturday. The hody was found by Hiram Rummel, a brother, who went out to visit him from this city. The was found lying face downward, bands under the body, and was in an advanced state of decomposition, hav-ing been exposed to the hot sun at least

Rummel was seen on his place as late as Thursday. At first a theory of mur-der was entertained, as he was known to be a man of means, but the finding of

ALBANY, Or., July 20 .- (Special.)

-Mrs. Mary Jane Thompson, who died at her home in this city July

PIONEER OF LINN COUNTY.



The Late Mrs. B. A. Stafford,

16, was born February 11, 1852, in Newton County, Missouri, the daughter of Mercer Thompson, That year her parents crossed the plains to Oregon, settling near Roberts Bridge, in this county. She was married November 3, 1873, to B, A. stafford, who, with two daughters, Mrs. Dr. Tilton, of Ashland, and Mrs. E. L. Case, of this city, survive her. Her brothers and sisters were A. L. Thompson, of Waterville, Wash.; L. G. Thompson, of Shedd: George L. Thompson, of Albany: H. L. Thompson, of Edwall, Wash.; Mrs. Taylor, of Montesano, Wash., and Mrs. Alice Boulin, of Portland. She united with the M. E. Church

when 8 years of age, and was almember, living an unselfish life, not only in her beautiful home, but among her neighbors, beloved by all fortunate in knowing her. Her life was a useful one, and she-will long be remembered for her many acts of love and kindness

urg. Pa., who had come here to lay the exploration company's oil pipe line, and Mr. Grigg was his assistant The fire broke out at 5 A. M. on Sunday morning, July 5, when nearly all the

guests were in their beds, after having celebrated the Fourth by a ball at the Golden Gate Hotel. The second cook, E. R. Burr. came down shortly before 5 o'clock, late for his work and still stupid from the effects of the Fourth of July celebration. To expedite matters, he took a can of coal oil, poured out half a bak-ing-powder can of the oil, and throw it on he smouldering fire. There was an al-nost immediate explosion, and the whole can of coal oil was scattered over the

floor, Burr made matters worse by throw-ing water on the flames. Then he fled. The fire followed him almost as rapidly as he advanced toward the front of the building. Harvey Edgington, the night clerk, rushed to turn in an alarm, and then hurried down the corridors to awaken the guests. The progress of the fire was so rapid, however, that in an in-conceivably short time the whole lower floor was a sheet of fire, and the flames beiched across Second street and licked the old A. E. messhouse, directly oppo-The Golden Gate Hotel was a big three

story structure, a regular death-trap, with no fire escapes or emergency exits, and It burned like a tinder-box. cellent fire department was soon on the VICTORIA, B. C., July 20.—The full scene of action, and the work of rescue court gave judgment today on the appeal in the case of Hopper vs. Dunsmuir, a to the windows, and hastily awakened to the fargons case brought by guests, in every degree of dishabilite, descended, for it was only those who re-ceived the earliest warning who were able to effect their exit by the corridor. So swiftly had the hotel become a fiery fur-nace that the chemical engine was useless by the time it arrived, although it had responded promptly to the call. Three hose pipes were soon playing on the fire, and, though for a time it looked as if the wind would fan the blaze to the whole town, the damage was finally reduced to the area of a block west of the Golden Gate and several small buildings oppo-site. For a time the postoffice, next to the hotel, on the east, was in grave dan ger, and the Recorder's office, across th street, was also on fire, but these buildings escaped with charred walls and roofs Mr. and Mrs. Hayes were on the third floor, and it is supposed that, having found the corridor a mass of fire, cated. Their remains have been recov ered, as have also those of Sherman D. Grigg. The hotel register was burned, and it is therefore impossible to say positively whether there were other vic-tims. The hotel was crowded, and many under arrest Manager Buchanan, of the of the guests were strangers here. Fred Edgington awoke to find himself in an attic, cut off by fire. He reached a window and jumped to the ground, breaking

his thigh in a terrible manner.

Daggett & Harris, proprietors of the otel, estimate their loss at \$50,000. Various business houses had warehouses in the vicinity, which were badly damaged, and these losses, with those of the gue make the total loss aggregate nearly

The cook, Burr, has been held for man slaughter, as a result of the Coroner's in-

PACIFIC COAST DEAD,

Oregon Sanders. SAN JOSE, Cal., July 20 .- Oregon San ders, a leading attorney of Fresno, and one of the prominent Republican politiclans of the state, died in this city yesterday. He was familiarly known as the "Spellbinder from the Rosin Belt," a title given him in fun on account of his most able oratory. He was a natural orator, gifted beyond the ordinary mark, finely educated, and with a native talent that won him attention.

For four years he was District Attor-ncy of Tulare County, and subsequent four years he served in the state's employ under Attorney-General Hart. but 51 years of age.

Miss Agnes Kurtz,

SALEM, Or., July 20.—(Special.)—Miss Agnes Kurtz died at the home of her pa-rents in this city last night, aged 22 years. Deceased was a daughter of Mr. and Mrs A. B. Kurtz, and has lived in this vicin ity for the past H years. Besides her parents, she left the following brother parents, mic left in the control of and and sisters: Ellja, Clinton, Fred and Hannah Kurtz, of Salem; H. A. Kurtz, of Oakland, Cal., and J. M. Kurtz, of Logan, Neb. Miss Kurtz suffered a severe attack of typhoid about three months ago, and her death was due to a complication of diseases growing out of her weakened constitution.

SAN FRANCISCO, July 20.-The death s announced of John W. Rourke at his esidence in this city of heart disease. For over 30 years he had been connected with the Bank of California, latterly as accountant. At the time of his death he was the third or fourth oldest banker in the city in point of service and was known

not only to almost every business man in the city but all along the Pacific Coast. Linemen Strikers Are Firm. SAN FRANCISCO, July 20.—Secretary F. H. A. Holden, of the Western Confer-

by the Coroner Saturday night, and th entire absence of wounds, dispelled this suspicion. The verdict was that he died from natural causes. He had experienced heart trouble and rheumatism. Just prior to his death he' was engaged in burning brush, and when found was lying where the fire had passed over, though he was not burned. He was 72 years of age, and had been engaged in mining since 1865 in Idaho, Washington, Oregon and Alaska. His latest operations were near Pierce City, Idaho

SALEM NO PLACE FOR THUGS. Suspicious-Appearing Strangers Not Allowed to Remain.

SALEM, Or., July 20 .- (Special.)-If the satisfy of Portland police should result in the criminals being driven out of that city, the seekeers for pastures green will find Salem no place of rest. It is the peticy of Chief of Police Gibson not to per-mit strangers with no employment and no visible means of support to stay in the

officers are that when suspicious-looking characters are seen hanging around town inquiry shall be made of them as to their business here and the place from which they came, and if the strangers cannot locked up as vagrants.

Occasionally there have been hold-ups in Salem, though it has been pretty satisfactorily shown that many of the reports of robberies were false. It is by constant watching for suspicious characters and prompt action in driving them out of the city that Salem has become known as a law-abiding city which can be guarded by a small police force.

SALEM'S POPULAR LOAN.

Bonds Will Be Issued in Small

Amounts and Sold to the People. SALEM, Or. July 20.—(Special.)—Pro-eedings are pending for a new bond issu-n this city on the popular plan which met with so much favor three years ago. Existing bonds to the amount of \$30,000 are due, and a new issue will be necessary as the city is not able to pay them. bonds drew 5 per cent interest, and were held by San Francisco investors. Nearly two years ago Banker X. Bush paid off the bonds for the city and held them until such time as a new issue could be effected. He receives 4 per cent interest. The new bonds will be in small amounts, and they will be sold to small investors, so that residents of Salem who have savings they wish to invest will be able to buy them. When the last issue was made the city was offered a premium for the bonds if sold in a block. The offer was refused, the Council preferring to have the bonds owned and held by residents and taxpayers of Salem. That plan of making a loan oved to be very popular with the people

BICYCLE WAR IN SALEM. Wheelmen Will Protest Against the

Passage of Stringent Ordinance. SALEM, Or., July 20 .- (Special.)-A very lively meeting of the Salem City Cou cil is expected to take place at the Ci Hall tomorrow evening. The new anti-

bicycle ordinance will come up for final passage, and a number of bicycle-riders will be present to protest against it. The proposed ordinance provides, among other things, that pedestrians have the right to all sidewalks and that no bicyclist shall attempt to pass a pedestrian on the sidewalk without first securing express permission. The ordinance also extends the limits of the territory in which bi-cycles are excluded from the sidewalks entirely, and makes other regulations that will greatly reduce the usefulness of the wheel as a means of getting about the

The wheelmen contend that the present ordinance is sufficient if it be enforced so as to punish the few riders who violate it.

Injuries to Lane County Men EUGENE, Or., July 20 .- (Special.)-J. Taylor, of Hale, was brought to Eugene today for treatment, having fallen from a bridge on which he was working and

received serious injuries. A man named Vincent, while running a mower, nearly lost his hand near Eugene today. He was fixing the sickle, when the horses started, and his hand was ter-

Appointed on Medical Board. OLYMPIA, Wash., July 20 .- (Special.)-The Governor today appointed Dr. Casper W. Sharpless, of Seattle, a member of the State Medical Examining Board for the term ending May 22, 1995, vice Dr. W. C. Cox. of Everett, term expired.

Olympia Pioneer's Fatal Fall.

TEN YEARS THE SENTENCE

PERJURERS SMITH AND LANE SEN-TENCED AT ASTORIA.

Broken Kneecap Man and His Confederate Are to Be Taken to Salem Pealtentiary Today.

ASTORIA, Or., July 20.—Josiah S. Smith, allas John R. Rodgers, and John Lane, slias Charles R. Lane, slias John L. Bock, alias John E. B. Myers, alias John Anthone Market Charles and American American derson, were this afternoon sentenced by Judge McBride, of the Circuit Court, to serve ten years each in the penitentiary. They are the men who committed perjury case of John L. Bock va. the City

The suit was to recover \$5000 damages for injuries to Bock's right kneedap, which was alleged to have been broken by falling through a hole in the street in this city. A verdict of \$2500.50 was obtained on the second trial, but before the judgment was paid the two men were arrested to the control of the second trial. rested in California, where they live, and charged with perjury. On Saturday night Smith was convicted and an about an

hour later Lane pleaded guitty.

Lane was brought into court promptly at 2 o'clock this afternoon, and when questioned said he had no statement to make. In sentencing him the court said

The crime to which you have confessed is a most grave one. To testify falsely in a court, thereby misleading the court and the jury, is a heinous crime, as it violates the sanctity of our tribunals of justice. You are guilty of this crime in its highest degree for you have commitits highest degree, for you have commit-ted perjury for the purpose of gain. It appears also that you have been traveling about the country for years making claims for damages for alleged injuries to your broken leg. I believe the case war-rants a heavy punishment and shall inflict the highest penalty allowed by the law; therefore, I sentence you to serve a term of ten years in the penitentiary." Lane was immediately taken back to all and Smith was brought in. Attorney Noland presented a petition for a new trial on the grounds of insufficient evi-dence to warrant a conviction, error in the rulings of the court, the failure of the court to grant a change of venue and benot appear that Astoria was a municipal

nstitute a crime. motions were overruled without Attorney Donovan then made a plea for elemency, reciting the previous good character of the defendant, telling of the trouble he had had in losing all his prop-erty, of his extreme age and the serious liness of his wife. Smith, when asked if

he had any thing to say, replied:
"I don't believe I have. I will leave it all to you, Judge." The court then proceeded to pronounce udgment, saying in part:

The remarks I made in the other case apply equally to this one. This defend-ant testified in this court that Bock broke his leg in Astoria, and thus aided in se-curing the verdict of the jury allowing damages. It also appears that wherever Lane has gone this defendant has been to aid him. They came here first for the express purpose of laying the foundation for their claim. They also went to Portiand and Seattle for a similar purpose, and at San Francisco they beat a poor woman out of a large sum. When I am appealed to for sympathy in this case, my mind reverts back to the time these men went to see that aged lady in San Francisco, Lane shedding crocodile tears It is a presumption with him that an idle by to plead his cause until they preman with no apparent means of gaining an honest livelihood makes his living dishontory. His instructions to the local police of the man in the formula of the desiry. His instructions to the local police of the man in the formula of the formula over his misfortune and Smith standing fendant is not an ignorant man. He knows the law and the consequences of violating it. Whatever trouble he is in he has brought upon himself. I shall impose the same penalty in his case, and

> wo prisoners will be taken to Salem by Sheriff Linville tomorrow.

Court Adjourned at Astoria

ASTORIA, Or., July 20.—(Special.)— Judge McBride adjourned the session of the Circuit Court this evening. The argument of the injunction case of E. D. Brooks vs. H. B. Parker goes over until the next term, but the injunction suit of the O. R. & N. Company vs. James Weich regarding possession of certain property adjacent to the company's wharf in this city will be argued before Judge McBride in Portland at some date to be agreed upon by the interested parties.

Customs Launch Inspected. ASTORIA, Or., July 20,-(Special.)-Cap-tain Hamblet, of the United States reveue cutter service, arrived in the city from San Francisco last evening to inspect the new launch being built at the Leathers yards for the local customs department. After completing his examination this morning he said the work would be ap-proved. As soon as the machinery is in stalled in the vessel she will be inspected by another officer of the revenue cutter

ASTORIA, Or., July 20 .- (Special.)-The Astoria Box Company has received a contract for furnishing 250,000 feet of lumbe for the Lighthouse Department. It will be sent to Tree Point, Alaska, on the steamer Homer and will be used in the onstruction of lighthouses,

Stealing Salmon From Traps. ASTORIA, Or., July 20 .- (Special.) Fishtrap pirates are reported to be at work in Baker's Bay. At an early hour yesterday morning two of the outside traps in front of Chinook were lifted and a large quantity of salmon stolen.

FOREST FIRE NEAR SEATTLE. Warden Arrests Man for Starting the

SEATTLE, Wash., July 20.-A big fire s raging in the forest two miles north of Woodinville. Urged on by the steady north wind, the flames are rapidly spreading and moving southward. The trees and brush are dry, and wherever a flying spark finds lodgment a new quickly started.

So far no damage has been done to property save the timber. The flames have been working mostly through loggedoff lands, and tonight are not near en to any human habitation to cause uneasi

Fire Warden Reed arrested J. G. Smith Woodinville tonight on the charge of starting a fire. The warden says he caught Smith in the act of setting fire to the brush on section 33. Smith owns the land on which he is accused of starting a

The warden, as soon as he arrived here, engaged 20 men to fight the fires and three men with teams to haul water. He ex-presses the bellef that he can get the fire under control.

GREAT WORK WITH BIG GUNS. Const Artillery at Fort Worden Makes a Record.

PORT TOWNSEND, Wash., July 20.-The One Hundred and Twenty-sixth Company, Coast, Artillery, in recent practice with ten-inch guns fired at two-minute inter-

service, and has won compliments for Captain Manus McCloskey, under whose personal supervision practice was held Captain Clarence Deems, after 39 years continuous service in the Army, has been advised of his promotion to the rank of Major. Captain Deems now is senior officer at Fort Worden, commanding the Sixty-second Company, Coast Artillery.

SHOT FROM THE DARKNESS. Ilwaco Saloonkeeper is Wounded in

the Abdomen

ILWACO, Wash., July 20 .- (Special.)-William Black, ssloonkeeper, was shot this evening, and serious doubts are felt as to his recovery. The bullet took ef-fect in his abdomen. There is an unex-plained mystery about the affair. Black was closing up his place for the night, when, he says, he was called to the window by a man whom he recognized, who fired at him, wounding him and escaped in the darkness. The wounded man gave the name of his assailant ed man gave the name of his assailant to the officers, but none of the men having knowledge will disclose the shooter's identity. Black will not say what reason, if any, there was for the crime.

Federal Court Must Try. SAN FRANCISCO, July 20.—Judge Beatty, of the United States Circuit Court, today handed down an opinion denying the petition of the American National Bank to have its suit against Henry Wadsworth, as receiver for the Pacific Coast Warehouse Company, re-manded to the state courts. Wadsworth is also receiver for Eppinger & Co., who

control the warehouse company.

The Judge maintained that since Wadsworth had been appointed receiver for the Pacific Coast Warehouse Company by the United States District Court he wa Pederal officer. For that reason the state courts would be without jurisdiction. The suit is one on the part of the bank to recover certain grain seized by Wadsworth as receiver. The grain was being removed from the Port Costa warehouse at the time of the seizure,

Candidates for West Point.

WALLA WALLA, Wash., July 20.-(Spe cial.)-Examinations, mental and physical for Senator Ankeny's cadetship nomina tion to West Point were held at Whit man College today, with seven candi-dates—Rudolph Rupp, John K. Paxton and George Gray, of Walla Walla; Chauncey Wernecke, of Seattle, and C. H. Hartson, Guy Steinbaugh and Leland L. Deffenbaugh, of Spokane.

corporation. He also presented a motion asking for a rest of judgment because the facts stated in the information do not ner in the mental branches will get the appointment, subject to further tests at Vancouver Barracks. New Quarters for Nampa Leader.

NAMPA, Idaho, July 20 .- (Special.) day E. H. Dewey contracted with the Nampa Leader Company to erect a twostory brick building for the paper's use here, to be completed this Fall. Modern machinery will be installed by the Leader including one new typesetting machine and in the Spring a daily edition of the paper will be launched. The Nampa Leader is one of the oldest weeklies in Southern Idaho, having survived the ordeals known only to a pioneer newspaper.

Clatskanle-Mist Road Surveyed, ST. HELENS, Or., July 20 .- (Special.) The survey has been completed for a new location of the wagon road between Clatskanie and Mist. The new road will be built on a 6 per cent grade, making tain. Money is being subscribed to make the improvement, and the work will be finished at an early date. The improvement will be an important one, as this road is the only outlet by which a num-her of shingle and sawmilis in the Lower

Nehalem get their products to the rall

Put in His Hay on Sunday. ST. HELENS, Or., July 20 -(Special.)-The hay crop of Columbia County is a large quantity this season, but now that the weather is favorable for harvesting there appears to be a dearth of laborers sentence him to serve ten years in the give a satisfactory account of themselves they are told to "move on." In nearly every instance they comply with this gentle hint, for if they do not they are locked up as variants.

State Penitentiary."

Smith smiled and replied: "Thank you."

The defense was allowed 90 days in man at Warren managed to get a good part of his hay crop under shelter by locked up as variants. securing hands, who were employed else-where on week days, by putting in some

long hours on Sunday. Corvallis Votes for a Schoolhouse CORVALLIS, Or., July 20.-(Special.)-The school district that consists of Corvailts and vicinity voted in a bond election today for an issue of \$5000 of school bonds for the purchase of a block of ground and the erection of a needed building. The vote was nearly five to one in favor of the issue. One department of the school has been conducted in an old church building for the past two years.

Professor Angell Gives Up Classes. BERKELEY, Cal., July 20.-Professor James R. Angell, assistant professor of experimental psychology in the Univer-sity of Chicago, who has been giving two courses in philosophy in the Summer ses-Sion of the University of California, was obliged to return to his home in Chicago on account of ill health, and his work is being completed by Professor George M. Stratton, the regular professor of psychology in the university.

Odell in San Francisco,

SAN FRANCISCO, July 20.-Governor Odell, of New York, and his party spent today in sightseeing. Mayor Schmitz waited on the Governor this morning and made him and his friends the city's guests for the day. Governor Odell and his party will leave San Francisco tomorrow evening, going from here to Yellowstone Park.

Fell From a Load of Hay,

ALBANY, Or., July 20 .- (Special.) -- Henry Dittmer, a farmer residing near Albany, was quite severely injured today while hauling hay. Dittmer was working on top of the load, when he slipped and fell to the barn floor below, striking on his head and shoulder. His injuries were painful, bones in the wrist being broken.

Senttle Fixes Circus License, SEATTLE, Wash., July 20.—(Special.)— The Council tonight fixed Ringling Bros.' license at \$500 per day. The circus is

Drank Battery Fluid. Lebanon Criterion, Abel Uglow, a prominent citizen and apitalist of Dallas, took poison by acci-

dent last Friday. Mr. Uglow went into the drug store of Belt & Cherrington and took from the shelf what he sup a jar containing battery fluid. He poured out a goodly portion and swallowed con-siderable of it before he was made aware of his mistake by the terrible burning of the mixture.

No one was present in the store at the time except the telephone operator in the next room, who heard him making distressed complaint, and went to his assistance. Mr. Cherrington was telepho to, and asked the contents of the jar. answered that it was poison, and told the operator to give immediately lime water. This was done, and Mr. Uglow is now much better. He will recover.

Edith Was So Hungry. Adams Advance.

At a dance at Long Creek the other night Miss Edith Ivy got hungry before supper was ready and forced herself into the kitches. The landlady protested and OLYMPIA, Wash., July 20. — G. A. Barnes, one of the oldest and most distinguished ploneers of the city, is lying in a cerious condition as the result of a fall from a ladder. He is 82 years of age, and located here in 1832. For 49 years he has resided on the homestead in which he now lies in a critical condition. Miss Ivy twined her fingers into the hair of Mrs. Bly and over and over on the floor they rolled, biting and scratching and kicking. Edith put up a \$300 bond

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Portland Citizens Appreciate "The Little Conqueror."

Every class of citizens has sick kidneys. The busy business man rushing through life on the run falls to realize the con-stant strain he daily puts upon the kid-neys. The mechanic forced to assume stant strain he daily puts upon the kidneys. The mechanic forced to assume unnatural positions, stooping and straining at his work, does not know that his backache is simply kidney ache. The clera on ...s feet continually leaning over a counter or deak; railroaders, conductors, engineers, atreet-car men subject to constant jarring, all have backache from the kidneys. Don't neglect a bad back. A lame, weak or aching back, if neglected means future trouble—kidney trouble, urinary trouble. Doan's kidney Pills cure overy form of kidney ill, cure a bad back and make sick kidneys well. Doan's Kidney Pills cure overy form of kidney ill, cure a bad back and make sick kidneys well. Doan's Kidney Pills are indorsed by people you know. Read what a Portland citizen says: "Some time last Fall I began having considerable trouble and annoyance from a dull, aching pain in the back over the kidneys. I think it was caused from the constant shaking and jarring of the car. I thought at first it would disappear as quickly as it came, but this was not the case. Learning of Doan's Kidney Pills, I procured a box at the Lane-Davis Drug Company's store, corner of Yamhill and Third streets, and took them according to directions. The result was entirely satisfactory. The backache grew less and less and soon disappeared, and as far as I can tell, it has gone for good for there have been no symptoms of a recurrence." For sale by all dealess. Price, Soc. Mailed by Foster-Milburn Co. Buffalo, N. Y., sole agents for the United States. Remember the name, Doan's, and take no substitute. no substituta.

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