## Report of Committee on Bar Jetties.

### DELAY IS NOT SERIOUS

Stone Up to Requirements of Size and Quality.

DREDGE HAS BEEN RUSHED

Chamber of Commerce Agrees That Delay Was Unavoidable-Twenty-Two Feet of Water at Low Tide,

The Chamber of Commerce yesterday fiecided that the extension of Columbia bar jetty, while delayed, is going forward as rapidly as circumstances permit. The Chamber arrived at this decision, from the investigations of its standing committee on navigation.

The report of the committee was adopted by the trustees of the Chamber without by the discussion. The trustees present were W. J. Burns, L. A. Lewis, W. H. Corbett, Samuel Connell, A. F. Biles and Alfred

The navigation committee is composed of George Taylor, E. T. Williams, Alfred Tucker, W. S. Sibson and W. D. Wheelwright. Mr. Wheelwright is not in the city, and did not participate in the investigations of the committee,

"Our report," said Chairman Taylor yesterday, "Is the product of extensive inquiry and mature deliberation. We made an impartial quest after facts and we have set them forth as faithfully as we could. As to the dredge matter, we shall not report until we secure further

#### Investigation Was Thorough.

The committee spent a full week gathering information about the jetty. Mr. Taylor visited the jetty about three weeks ago and thereby acquired close information about actual conditions. The whole committee conferred with Major Langfitt and Assistant Engineer Hegardt, who put the members in possession of the precise

The members are all practical shipping men. They regret the delay for it means as much to them as to anybody, but they e no help for it. It took them no time at all to see that the Government enginsers and the stone contractors are doing as well as they could be expected to do. The report is as follows:

### Report of Committee,

PORTLAND, Or., Sept. 21, 1903.—Chamber of Commerce, Portland, Or.—Gentlemen: Your navigation committee, to whom was referred the questions of the present condition of the bar and the standing of the improvements on the jetty, beg to report as follows: The Government Engineers informed us that

the latest official survey of the har was made in June, showing 22 feet at mean lower low water. This has been confirmed unofficially. The pilots, we believe, claim about a foot less than this, which resulted, we understand, from the different methods in measuring. In any case, the depth of water is about a foot more

### Contract for the Jetty.

Your committee called on Major Langfit, of the United States Engineers, who most courteously gave them the information they asked for. The Northwest Construction Company, to whom the centract was awarded for the rock to be provided for the jetty, are con-siderably behind in their supply of the rock, but by October 10, when their time expires for the completion of the first contract, they will be only about one month behind, or say, 50,000 tons, which could be very readily made up within the month, when they get the second contract going, and which 50,000 tons would add only about 500 feet to the jetty. The contractors are now delivering from 1000 to 1200 tons per day, and expect in a week or so to be delivering 2500 tons, or more, per

rock of various sizes, which is being supplied from quarries just below Maygers, and the second contract, mostly requiring larger rock, will be furnished from Bugby's. The Government is keeping the jetty just far enough ahead of the rock to protect it from storms and the possibility of washing out; and the Construction Company is so far up to its work that the jetty will have to be extended somewhat to allow of the Government's receiving the quantity of rock, as tendered by the Con-struction Company, before shutting down for the Winter. The time of commencement for the delivering of rock on the second contract will not be until the 10th of next October, but Major Langfit and his assistants say that the delivery on this second contract will commence

### Quality of the Rock.

There has been a great deal said in the pub There has been a great deal said in the public prints and by irresponsible purities that the quality of the rock is very poor. Your committee is assured that the rock already furnished is entirely in accordance with the specifications as to size, which called for pieces ranging from 25 to 1000 pounds, and also no up to six or eight tons, all of which requirements have been amply fulfilled. Mr. Hegardt, the superintendent at Fort Stevens and who took care of the former rock work and who took care of the former rock work on the fetty, states positively that the rock furnished is of fully as good quality as it is possible to get from any quarry in this neigh-horhood. Also, that the Construction Com-pany, in a great many instances, has delivered

larger rock than was called for.

Regarding the statement that rock dumped over the jetty has disintegrated and broken up. the statement is absurd, for it is a fact that positively no rock is yet showing above the water, nor near enough to the low water line to allow of its being seen except by a diver. At the time of the commencement of the work the most absolute and positive instr tions were given to the superintendent at Fort Stevens, that no rock was to be received which Stevens, that no rock was to be received which did not come fully up to the requirements, both as to quality and size of pieces, and from the well-known reputation of Major Langfit and that of his superintendent, Mr. Hegardt, we are very safe in assuming that this has been fully lived up to.

It will not be possible to continue the work very much longer this Winter, which was entirely expected by those who are familiar with the conditions at the mouth of the Co-

with the conditions at the mouth of the Columbia River, as it would be most dangerous to both life and property to attempt to con-tinue the work on the jetty, five miles out at sea during the Winter months.

Major Langfitt very kindly extended an invitation to the committee or any members of the board of trustees, to take a trip to the jetty, when every information would be given them and the whole works shown, but this was considered by the committee as hardly necessary, especially as some of its members have intely been out on the jetty, and the information given by Major Langfit confirms what they saw, but it can be easily arranged if desired.

and hereby reports that although the Northwest Construction Company is somewhat be-hind in its delivery of rock on its first con-tract, the delay therefrom is not serious, and

has made no material difference in the work that could have been done towards the exten-sion of the jetty for this Winter, and that everything that could reasonably have been expected has been done by the Government efficials and by the Northwest Construction

Respectfully Yours, GEORGE TATLOR, E. T. WILLIAMS, W. S. SIBSON, ALFRED TUCKER, Navigation Committee

Work on the Dredge.

It is quite likely that the committee's IT CANNOT DICTATE TO HER tenor as on the jetty. From all that the committee has learned, the building of the dredge has been rushed as fast as has been possible or has been convenient to the Navy Department.

#### DEFENSE OF REFERENDUM Briefs Submitted to Supreme Court by Friends.

The "friends of the court" who will argue to sustain the validity of the initiative and referendum before the Supreme Court have prepared two briefs. The first sub-mits that the declaration of emergency of the Legislature, placing in immediate effect the new Portland charter under the initiative and referendum was constitu-tional and valid. The second maintains that the initiative and referendum itself is constitutional and valid. Both submit that the decision of the Circuit Court of Multnomah in Kadderiy et al. vs. the City of Portland should be reversed. The Circuit Court held that the ulti-

mate decision as to whether a law is nec-essary for the immediate preservation of the public peace, health or safety "cannot be controlled or affected by any recitals in the bill" to that effect. "The elaborate provisions designed to afford the electors an opportunity of approving or rejecting measures adopted by the Legis-lative Assembly would prove of little value, were the construction adopted that the Legislative Assembly possesses the absolute power to decide in what cases the referendum power may be exercised

y the people." The first brief argues that the question of emergency is political and not judicial and is to be decided by the Legislature in every case and not by the courts. It sets forth also that the initiative and refrendum does not apply to local laws.

The second brief submits that the mendment is a valid part of the constitu-

on. It argues to three conclusions: 'First-The judicial department has no juriediction to pass upon the ratification of any amendment to the constitution; that power rests exclusively in the political department, composed of the legis-lative and executive departments of the state government. The initiative and referendum amendment is a part of the con-stitution because it has been submitted to the people by two consecutive Legislative Assemblies and ratified by a majority of the electors of Oregon. "Second—The amendment was legally

submitted and ratified under the legis-lative construction of Article XVII of the institution and under the well-settled

rules of law such legislative construction is conclusive upon the court. "Third—Assuming that the court has jurisdiction and that such legislative con-struction of Article XVII is erroneous, the amendment was legally submitted and ratified because no other amendment was legally pending either before the Legislative Assembly or before the people at the time the initiative and referendum amendnent was proposed."
The Circuit Court held the amendment

invalid because other amendments were pending when it was proposed, The first brief is signed by Mayor Williams, J. B. Waldo, W. S. U'Ren, Senator John H. Mitchell, J. C. Morelund, Governor Chamberiain, Tilmon Ford, George C. Brownell, C. E. S. Wood and J. N. Teal. The second brief has the same signatures except that of Mayor Williams, who feels that his official position restrains him from participating in the argument over the initiative and referendum.

#### SOCIAL LIONS MURDER HIM Prominent Pole Seiged and Poison Injected Into His Forehead.

NEW YORK, Sept, 22 -- A case of murder by the injection of poison by means of a hypodermic syringe is reported SOVE a London dispatch to the Herald, by the scow correspondent of the Daily Mail, who writes that an unpleasant smell proceeding from a wicker basket which arrived as luggage at the Brest railway station in Moscow, and for which no claimant appeared, caused an examinacialment appeared, caused an examina-tion to be made, when the body of a well-dressed man was found. An examination showed that death had resulted through the injection of poison under the skin by means of a syringe. Inquiries instituted which proved that the murdered man was a well-to-do landowner named Martin Tomashesky. perpetrators of the crime have been discovered. The chain of evidence is so complete that they have admitted their guilt, The circumstances under which the deed was committed are of a highly sensational character. Tomashesky had no occupa-tion, and resided at a hotel. He was passionately fond of cardplaying, and visited a club every night, where he played for heavy stakes, and was as a rule very fortunate. cards with two other friends of the fam. get their bills paid. ily. Then at a given signal he was neared, his mouth covered so that he could not and the paison was cry for assistance, and the poison was injected under the skin of the forehead. The three men then watched the effects of the poison for about half an hour, at cause the law gives the commissioners the same time taking his money from his pockets, which they divided among state fund. After their victim died they placed the

ody in a basket, and one of the men tied a piece of cord tightly around the throat to make sure, as he says, that there could be no further trouble with the mur-

dered man. The perpetrators of the crime were confident that their social positions would prevent any suspicion falling on them. It was only after the strong chain of eviwas only after the strong chain of evi-dence had been completed that they con-

### DEMAND FOR BEER GROWS Brewers Find, However, That Great-

er Economy Must Prevail. PHILADELPHIA, Sept. 22.-At today's session of the Convention of the United States Master Brewers' Association, the 400 delegates formulated a plan whereby stricter economy would be exercised about breweries by employes, so that material would not be wasted. The art of brewing was also discussed in detail and some few economical phases were brought out to lessen the cost of production. It was found by the reports of delegates from nearly every part of the United States, that the beer market was widening, and that the consumption of it was steadily in-

The apprentice question, as taken up, by thoroughly capable young men could be employed and taught how to brew beer to a perfected state. The delegates also de-scribe the methods by which the brewing industry would reach the acme of perfection.

No mention was made at this session of the question of the quality of beer. Un-officially, it was said that no complaint outside of Philadelphia, had been made of the ingredients of the beverage. The convention adjourned after selecting St. Louis as the next place of meeting. The present officials will serve for another

DO YOU WEAR GLASSES! Properly fitting glasses and MURINE promote Eye comfort. Murine makes weak Eyes strong. Druggists and opticians, or Murine Eye Remedy Co., Chicago.

Mrs. Riggs Will Ignore State Commission's Demand.

Superintendent of Florence Crittenton Home Says Only Board of Manngers Can Make Her Resign-Board Is Divided.

Mrs. Riggs hurls defiance at the State Commissioners of the Crittenton Home. Will she be ousted? Not she, and chal-lenges her enemies. Resignation, in her view, would put her "under a cloud" and that's what she can't and won't endure, indeed she won't, so there's no use talking about it.

Things are getting into a pretty fix, that's a fact. Mrs. Riggs, at Mrs. Breyman's house the other day adverted to Governor Chamberlain's letter as a "death blow,"

but after thinking it over all night she decided not to surrender in passiveness and nonresistance.

Here is Mrs. Riggs' defiance as pro-mulgated yesterday: "The State Board of Commissioners is not responsible for my appoint ment as superintendent of the Flor ence Crittenton Refuge Home, an consequently its members have no author-ity to demand my resignation. The Commissioners were named by Governor Chamberiain to audit the expenditure of \$6000 appropriated for the Home by the Legislature, and further than performing that duty they have nothing to say about the mismanagement of the Home's affairs They have charged me with mismanage ent and have asked me to resign. fuse to resign. I do not expect the State Commissioners to acquiesce in retaining me as superintendent of the Home. The only alternative, then, unless the local managers request that I resign, is for the Commissioners to refuse to audit any more bills incurred by the Home. I pro-pose that I shall be set right before the world, because I would rather be right

than be superintendent.
"The State Commission has nothing to say about what I shall do in the prem ises. All it can do is to refuse to audit any bills that may be presented, or acquiesce in retaining me as superintendent of the Home. I never expect the members to acquiesce. The feeling exhibited at yesterday's meeting was an evidence that they have their minds made up fully to oust me from office. But I have so thing to say about that, and the board of local managers has something to say

If Mrs. Riggs were fighting the three mmissioners alone, she might hold the fort, but a strong contingent of her own board of managers is yoked up with the commissioners and is pulling against her. Even more than a majority of her own board is thus lined up in opposition. Here's how the women divide:

For Mrs. Riggs-

Against Mrs. Riggs—
Mrs. H. H. Croster
Mrs. A. J. Hamilton
Mrs. A. J. Hamilton
Mrs. Frank Hacheney
Mrs. Hamilton Meade
Mrs. J. C. Moreland
Miss F. A. Hayden
Mrs. H. J. Shane
Mrs. Agnes McGowan

Mrs. H. C. Albee and Mrs. S. E. Foster are also members of the board, but seldom go to its meetings. Their allegiance is in doubt, but it is claimed by the anti-Riggs faction. But how they will line up makes little difference because nine of the 15 members have made common cause against Mrs. Riggs.

These nine can bring tremendous preare to bear on Mrs. Riggs without a ubt, but can they force her to resign? Probably not from the presidency of the board of managers, for she was elected to that office last April and her tenure is to last until a year from that time. As to the office of superintendent, that's differ-ent, perhaps, but if it isn't Mrs. Riggs can hold on. But she would bring calam-ity to the Home, because her retention will shut off its sustenance.

The women will look up their constitu-tion and by-laws about superintendent. The name of that office was originally ; euphemism for matron, for when Mrs. Riggs moved over town three years ago "matron" was not good enough. This is why Mrs. Brown out at the Home is "matron" and Mrs. Riggs in Macleay building is "superintendent," and some-body else out at the Home is "house-

Mrs. Riggs' refusal to resign, if long ontinued, will get the Home into a peck of trouble. The commissioners will off on the supplies of money. The Home thus thrown on its own resources, will be put to severe straits. It will not be able to pay running expenses. Its matron and its housekeeper will not get their salaries, nor will Mrs. Riggs get tunate. On the day of the murder his cousin called at the hotel and askes him the Home will not have money for car fare, nor will the butcher and the baker

Mrs. Riggs may hope to stave off all this by getting out a mandamus to compel the commissioners to pay over the nthly \$250. But Governor Chamberlain does not think this outome likely, be-

tate fund.

His Excellency has counseled the commissioners, should Mrs. Riggs keep up her fight, to notify all creditors of the Home that their board will not be reensible for further debts. Mrs. Riggs is not so thriftless as not

to have saved a penny for a rainy day. At least this is what is told of her in gossiping circles. She owns some property and is not entirely dependent on ner salary in the Home.

#### RELIGION NOT CONCERNED Hostility to the Mayor Attributed to Purely Economic Grounds.

PORTLAND, Sept. 22.-(To the Editor.) That portion of your opening editorial Monday's issue which refers to Mayor Williams' administration merits some no-tice, and I trust you will pardon my taking issue with you on one or two points.

The city's material progress is the result of conditions as far removed from the Mayor's reach as the antipodes. tory, then she has had a fifthy past; and as for problems being grappled with as fast as they arise, why-taking a single instance-has so long time been allowed Chiefly, however, would I draw attention to the Mayor's attitude to the gambling question. I think you do him an injustice in stating that he has changed his opinion as to the eradicability of vice. Don't you mean that he has changed his policy instead of his opin-ion? This is the purport at any rate of his own statements to citizens who have waited on him regarding the question. Moreover, according to his own state-ments, he has changed his policy-not because of any altered view on his part as to the degrading effect of the vice, and the possibility of enforcing the law against it—but because of pressure brought to bear upon him. As to whether this fact is proof of incorruptibility of purpose and high motives let they of purpose and high motive, let those

who read judge.

You say that the disapprobation which

citizens is with them not a question of results in government, but one of religious convictions. In this you are fundamentally wrong, as he is also in the attitude he takes to the protests being made. It is not a question of religious views at all, except in so far as regard for law underlies and permeates all religion. Those who are behind this movement base their attitude and action solely ligion. Those who are behind this move-ment base their attitude and action solely on the fact that Mayor Williams has de-liberately taken upon himself to elect that not only shall the law of the state and the provisions of the city charter be ignored, but that he will pursue a course in direct antagonism to them. This is the rock upon which the opposition is based, and no argument in the world can overturn it. The fact that he is a lawyer of such long The fact that he is a lawyer of such long experience makes his action all the more damnable, and if his policy is persisted in he will wreck himself and his administration, because he is running against one tration, because he is running against one of the fixed economic laws which ruth-

of the fixed economic laws which ruth-lessly govern society, notwithstanding all the attempts of men to evade them. He is rapidly falling to a lower place in the public estimate, and the cause of this is entirely his illogical and utterly unjusti-fiable attitude on this one subject. Yours, A BUSINESS MAN. This letter comes to us anonymously, with no marks of its authenticity, responsibility or origin. As a fule a correspondent signing himself "Business Man" never was in business, just as the propertyless always sign "Taxpayer." We give it space, however, out of a desire to be fair to the Mayor's opponents, with this disclaimer of the responsibility which might properly attach to an anonymous letter.

### MARKET COAST LUMBER. President Stickney Will Create One at Omaha.

In a speech delivered at an Omaha ban-just President A. B. Stickney, of the Chicago Great Western Railway, showed that it is to be the policy of his road to en-courage the shipment of Pacific Coast lumber products into the territory the Great Western taps.

A significant feature was that Presi dent Stickney urged the Omaha people to prepare to make Omaha a great market center for the lumber and shingles of the Pacific Northwest. He urged that the pineries of Michigan, Wisconsin and Minnesota were practically depleted and that the Middle West would have to depend on the Pacific Northwest for its lum oer and shingles. The Chicago Great Western has recent

purchased extensive acreage near Minneapolis and St. Paul for the purpose of giving that road an opportunity to put in great storage yards. Mr. Stickney de-clares he anticipates a growth of the lum-ber traffic from the Pacific Northwest which will make these yards absolutely necessary. Something of the same character is anticipated at Omaha.

The interest shown by Mr. Stickney in

the Omaha lumber market may mean that the lumbermen of the Northwest have gained a valuable ally. Pacific Northwest lumbermen have been fighting for several years to obtain rail rates that would enable them to compete successfully in the Missouri River territory against the yel-low pine manufacturers of the Southern States. The railroads have not granted the rates lumbermen believe are neces

Mr. Stickney's prediction is that the Missouri River country will have to depend largely upon the Pacific Northwest for its future lumber supply and he would make Omaha a distributing center. If he lends his influence to aid the lumbermen, it is possible that some further con cessions may be made by the transcontinental lines.

The Omaha has just completed its lin into Omaha. The road now has a line from Omaha into St. Paul and another reaching Chicago. The Great Western's St. Paul line is 25 miles shorter than any other route, but its Chicago line does not enjoy a similar advantage.

An interesting discrepancy is shown in a new folder just issued by the Great Western. The new Omaha line is shown very prominently on a detail map of the system. On the two covers the familiar maple-leaf design that has characterized the Great Western's advertising for years is shown. On the maple leaf the Omaha line is hung up at Fort Dodge and apparently one would have to walk into the Nebraska metropolis if he patronized the Stickney route. The oversight in not cor-recting the maple leaf has created some comment in railroad circles.

New Mileage Book Soon in Effect. CHICAGO, Sept. 22.-It has been decided at a meeting of passenger traffic officials that the new 2000-mile interchangeable books will go into effect November 1. The new book will be good on all trains and no question will be raised as to whether the person presenting it is the purchaser or not. It was announced officially that the fol-

lowing lines had entered the new Bureau and would accept the book on their trains Chicago & Alton, Chicago & Northwest-ern; Chicago, Burlington & Quincy; Burl-ington Lines in Missouri; Chicago, Great Western: Chicago, Milwaukee & St. Paul Chicago, St. Paul, Minneapolis & Omaha part of the Great Northern; part of the Northern Pacific; Quincy, Omaha & Kansas City, and Wisconsin Central, Officials of the roads represented in the

new mileage bureau say that all West-ern lines, with the possible exception of the Rock Island, will join the bureau as soon as it is in operation.

Record for Earnings of New Haven. NEW YORK, Sept. 22.—It is stated by the Herald that the annual report shortly to be submitted to the board of directors the New York, New Haven & Hartford Railway will show the largest gross earnings in the company's history. The total gross is given as \$47,296,000, an increase of \$3,775,000. Not earnings were \$13,545,000, an increase of \$1,054,000, and the surplus, after charges have been deducted for the year amounts to \$5,827,000, an increase of \$1,148,000,

#### COURSES IN ENGINEERING Important Addition to Studies at Columbia University.

The introduction of courses in civil enineering, mechanical engineering and ably for this year's increased attendance at Columbia University. Until these courses were opened at University Park, Portland was without home facilities for these branches of college work. This year only students entitled to

freshman standing are admitted to these courses. Those who begin this term will be advanced rapidly until graduation, four years hence. The young men of Portland who are unable to leave their homes during the school year are welcoming the opportunity to take up these standard courses so convenient to their

Freshman work is also introduced in lassics, English, general science, history and economics, finance and commerce in addition to the engineering courses above mentioned. These courses are open to to elapse in having the space between mentioned. These courses are open to the car tracks on Third street repaired? high school graduates and all applicants who have attained a corresponding grade in reputable preparatory schools. The academic courses at Columbia University are attended by a large number of stu-dents who are doing their preparatory work for these collegiate courses. The expansion of the school in this respect is looked upon as a principal cause for the large increase in attendance this year. The indications are that this increase reach 60 per cent, as it has now passed the 57 per cent mark.

Chamberlain's Colle, Cholera and

Diarrhoea Remedy.

The uniform success of this preparation in the relief and cure of bowel complaints has brought it into almost universal use. It never fails and when reduced with water and sweetened is pleasant to take. You say that the disapprobation which it is equally valuable for children and his course meets from some of the best adults. For sale by all druggists

### CHIEF WITNESS MISSING

TRIAL OF ACCUSED INCENDIARY SUDDENLY STOPS.

Joseph Magee Secures Release and Goes Hoppicking-District Attorney Threatens a Surprise.

The trial of Samuel Wolfe, a tailor, on a charge of erson, set for yesterday, was indefinitely postponed by Judge George, on motion of District Attorney John Man-ning, because Joe Magee, the principal witness for the prosecution, has disap-peared. Magee was held in the County Jaff for some time to insure his appearance at the trial, but he finally succeeded in getting on the right side of the officers of the law, and promised that, if they would only trust him with his liberty, he would be on hand when wanted, but he failed to keep his word, and Sheriff Storey s searching for him, armed with a bench

Welfe is accused jointly with George Hanlon of setting fire to a dwelling-house at 321 East Eleventh street, on the even-ing of July 4, for the purpose of obtaining insurance which he carried on his household furniture. The building was owned by George Wagner and Herman Ellerman, and part of it was occupied by Hanlon and his wife. Mrs. Wolfe and Mrs. Hanlon were not at home when the fire broke out, and their husbands were said to be out of the city at the time. The theory of the prosecution is that, if Wolfe did not apply the match himself, he caused it to be done, and this fact was to have been proved by Magee,

Wolfe's trial was set for yesterday, and that of Hanlon was to follow. The de-fendants, who were at liberty on bonds, were in attendance when court convened, surrounded by friends and witnesses, and represented by able counsel. F. P. Mays r. Hume for Wolfe.

After three jurors had been called, and the clerk was proceeding to read the names of other jurors from the list, Mr. Manning came walking hurriedly into the courtroom, and, after raising his hand to stop further proceedings, addressed Judge George, saying it was necessary to ask for a continuance of the trial until the beginning of October, and requesting the ssuance of a bench warrant for the missing witness, Joe Magee.
"He was allowed to go to the hopfields,"

said Mr. Manning, "to pick hops. He re-turned, but left for parts unknown Monday night. He can testify to a letter he received from Wolfe at Scattle, in which he is told to be careful what he says, and that the insurance will soon be paid."

The District Attorney, with a suspicious glance at Wolfe, said Magee had been in-fluenced to run away, and that he wanted a bench warrant issued, and desired to have him located and arrested. It was necessary to make an example of wit-

Mr. Hume, attorney for Wolfe, vigor ously objected to any postponement of the trial. He stated that they had all the witnesses for the defense present, and had brought witnesses from Albany and Salem, and a continuance under the circumstances was not proper. Counsel said he was tired of hearing about witnesses disappearing. The same thing happened when the case of "Chick" Houghton was called for trial on Monday. Aplund, the man he was said to have robbed at

Robse's Park, had gone away.
"I have practiced law in Portland for
20 years," said Mr. Hume, "and I have
never, as District Attorney or otherwise, been accused of tampering with witnesses I never have anything to do with a wit ness on the other side: I don't care to know anything about them whatsoever The District Attorney let Magee go himself. He had him in tail; why didn't he keep him there? The order of the court was that Magee should be held in jail or be released on bonds, and yet he permitted him to go to the hopfields. There is nothing in the records to show that he was released from the jail, and it appears to me that Magee ran away because he was

afraid to testify."

"Don't make any grandstand play like last evening to be treated for an attack that before the jury," retorted Mr. Man-ning; "If you do, I'll read a letter found upon Magee, Wolfe's co-conspirator, that will shock both you and the jurors."

"If you have got a play like that, make it," declared Hume. "The court will throw the letter out as soon as it is read. What you ought to do is to find the wit-Your whole army of policem Deputy Sheriffs ought to be able to get

"I'll read portions of the evidence Magee gave me," answered the District Attorncy. "Wolfe said it was easy to make torney. "Wolfe said it was easy to make 450, and Magee he knew wanted money, but did not like to do the work. Magee knew Wolfe wanted to set fire to the wolfe had talked to another man about it and to his partners."

Concerning the witnesses for the de-fense from Albany and Salem, Mr. Manning said; "They will simply say Wolfe was in those cities at the time of the fire. It is reasonable to suppose that an incendiary would not be at home when his house is burning. As to Magee, I have just received a note stating he is

hiding in the city. Mr. Hume read authorities to show that nder the facts presented, the court was ot justified in granting a continuance. Judge George, however, decided to refer the case to Judge Cleiand, the presiding Judge, to be reset for trial at some future date, and allowed the application for a bench warrant.

#### MANIA FOR SAVING MONEY. Winters' Complaint Against His Wife as Ground for Divorce.

George A. L. Winters, an electric line-man, says his wife, Bertha E. Winters, desires to accumulate property at any sac-rifice, and in furtherance of her desire contracts debts which she does not pay and which he is unable to liquidate, much to his annoyance. Winters has filed suit in the State Circuit Court for a divorce. They have been living at East Forty first and East Main streets in a comfort electrical engineering accounts consider- ably furnished house. Winters elleges that his better half, in order to save rented the dwelling-house and moved into the cowahed which, he avers, is unfit for numan habitation and unhealthy. charges that she neglects her household duties, leaving the dishes unwashed for days, and conducts herself in such a man-ner as to forfeit the respect of her neigh-

> Winters recites further in his complaint that soon after Mastin V. Leasia had shot and killed his father-in-law, Drews, Mrs. Winters obtained a revolver, which she has since kept in the house, and has remarked more than once that Drews got what he deserved. Winters asserts that the defendant possesses an ungovernable temper and he is afraid of he parties were married in August, 1900, and the name of Mrs. Winters before marriage

Says Her Husband Is Cruel, Belle Munson has sued Manuel Munso

for a divorce because of cruel treatment and failure to provide, and she asks that her former name, Nutt, be restored. litigants were married in Grant's Pass, November 27, 1909. Mrs. Munson alleges that her husband made a practice of abusing and beating her and falsely ac-cused her of unchastity. She says he did not supply her with the necessities of life, and she was forced to leave him and go to her sister for assistance and

Saves a Deputy's Salary.

Since the Board of County Commissio es dispensed with the services of Deputy Sheriff Adkins, who worked exclusively in Justice Reid's Court, assisting Con-

stable Jackson, legal papers are sent by the Constable to the Sheriff to be served, when he has more work than he can do. Adkins was discharged in order to save the salary paid to him, 175 a month. The service of papers from the Justice Court direct from the Sheriff's office does not en-tail any extra expense on the county, be-cause there are a number of deputies in the office, and the additional Justice Court the office, and the additional Justice Court work can readily be divided among the lot without entailing much extra duty on

#### COUNTY PRISONER INSANE. Jailer Makes Charge Against Man

Who Robs Churches. County Jailer Jackson yesterday filed a complaint in the County Court charging John C. Fabricius, a prisoner in his custody, with insanity. Mr. Jackson states that the man has been having fits, and after the country of the country ter watching him closely for some time he has reached the conclusion that he is mentally unbalanced. Fabricius is accused of stealing a magic lantern from C. L. Hanson, valued at \$60. He is an old offender and an ex-convict. His specialty is robbing churches. Like Martin Allen, the epileptic, he is probably crim-inally insane, especially on the subject of appropriating bibles, prayer-books, church organs and things of that sort.

Land Company Incorporated Articles of incorporation of the Arieta Land Company were filed in the County Clerk's office yesterday by T. L. Potter, F. L. Potter, H. L. Chapin and I. M. Chapin; capital stock, \$1000.

ASSSAIL HIS NEGRO POLICY Think Washington Puts Too Much Stress on Education,

NEW YORK, Sept. 22.-Booker T. Wuchngton and his methods have been critiised by the local Presbytery in its week-y meeting, says a dispatch from Phila-elphia. The question was brought up through the report of the Freedmen's com-mittee, of which the Rev. J. Calvin Meade The report gave credit to Washington's

influence for the increase of interest in the board. It deplored "the animal trait in the negro, which is so prominent," and continued: "Yet it is to be questioned whether we should not balance the brutal assault on womanhood with the subtle power of seduction in which the white man of social standing is an adept." It urged the churches to "rise above prejudice and devote all energies toward

dealing with the negro problem," and deplored any mob violence.

Immediately after the reading. Dr. James A. Warden, superintendent of Sab-bath schools and missionary work, said:

"I seriously question the methods of Booker T. Washington in educating the negro. He is giving exaggerated impor-tance to industrial education and subordirating the education of the spiritual and religious influences. Booker T. Washington was in a pulpit in this city recently, and throughout his sermon spoke on horseshoeing and carpentering, not once mentioning Christ. I believe that the Presbytery should choose their own leader for the higher education of the negro. "I question whether the popularity of Booker T. Washington helps the Freed-men, but it does help Washington and the

sacts of Concern to Go at Auction. NEW YORK, Sept. 22.-Notice of the in-ention of the syndicate which underwrote the loan of \$5,050,000 to the Consolidated Lake Superior Company to sell at auction the assets of the company held by them as collateral for the loan was today sent by Speyer & Co. to the officers of the com-pany. The details of the saic have not yet been made public.

Tuskegee Institute."

BINGHAMTON, N. Y., Sept. 22.—The demurrer in the case of Richard Cantield, the alleged gambling-house keeplet of New York, was filed in the Supreme Court here today. The argument will be made before Justice Sewell next Monday. Captain Korff Has Rheumatism. ASTORIA, Sept. 22.—(Special.)—Captain Korff, master of the British bark Australia, now lying at the quarantine sta-

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Every bottle is sold with an absolute guarantee that there is nothing else so good for the stomach and bowels as Abbey's Salt of Fruitsa most pleasant tasting tonic laxa-

At bedtime and in the morning take two teaspoonsful of Abbey's Effervescent Salt in a tumbler of water-not cold, there will be no reactionary or bad after effects. Abbey's Salt does not depress the heart.

It is indorsed by the leading physicians, and sold by the druggists in all parts of the civilized world, 25c., 50c and \$1.00 per bottle. Guaranteed free from opiates and drug stimulants. If you are not using it send for a trial bottle free today. Address the Abbey Effervescent Salt Company, Ltd., 9 Murray Street, New York City; 144 Queen Victoria Street, London, England: 712 Craig Street, Montreal, Canada.

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FOR TOILET AND BATH

It makes the toilet something to be enjoyed. It removes all stains and roughness, prevents prickly heat and chafing, and leaves the skin, white, soft, healthy. In the bath it brings a glow and exhilaration which no common soap can equal, imparting the vigor and life sensation of a mild Turk. ish bath. All Grocers and Druggists.

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symptoms. Dr. Miles' Heart Cure. is a great heart and blood tonic about which you will learn a great deal and also about heart trouble by sending postal for free book on diseases of the heart and DR. MILES MEDICAL CO., Eikhart, Ind.

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Instant relief and refreshing sleet for skin-tortured babies and rest for tired, worried mothers in warm baths with Cuticura Soap, and gentle anoistings with Cuticura Ointment, purest of emollient skin cures, to be followed in severe cases by mild doses of Cuticurs Resolvent. This is the purest, sweetest, most speedy, permanent and economical treatment for torturing, disfiguring, itching, burning, bleeding, scaly, crusted and pimply skin and scalp humours, with loss of hair, of infants and children, as well as adults, and is sure to succeed when all other remedies

and the best physicians fail. The agonizing stehing and burning of the skin, as in eczema; the frightful scaling, as in psoriasis; the loss of hair and crusting of the scalp, as in scalled head; the facial disfigurement, as in acne and ringworm; the awful suffer-ing of infants, and anxiety of worn-out parents, as in milk crast, tetter and salt rheum, - all demand a remedy of almost superhuman virtues to success fully cope with them. That Cuticurs Soap, Ointment and Resolvent are such stands proven beyond all doubt. No statement is made regarding them that is not justified by the strongest evidence. The purity and sweetness, the power to afford immediate relief, the certainty of speedy and permanent cure, the absolute safety and great economy have made them the star skin cures and humour remedies of the civilized world.

Sold throughout the world. Cutiours Reservent, 55c. (In form of Chocolate Coated Pills, 35c, per visil of 50), Clin-ment, 50c, Soop, 55c. Decotes London, 25 Charterionses Sq.; Paris, 5 Rue de la Pairs Boston, 137 Columbus Ava. Patter Drug & Chem. Carp., Sole Proprietors. na Send for " How to Cure Skin Tortures." etc

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