

CHARLES ELLIOTT

City Engineer Places It on Inspector.

HE RELIED ON GAYWOOD

Experts' Testimony in Length of Sewer Contradicted.

OTHER TESTIMONY IS HEARD

Witness Who Said That City Official Was to Receive Part of Profits of Contractors' Pool, Retracts.

Before an open meeting of the special investigation committee of the Council yesterday afternoon City Engineer Elliott's answer to the report of the four examiners of the Tanner-Creek sewer was read and a quantity of outside testimony heard on the pool of the contractors. The testimony substantiated the account of the pool published in The Oregonian in October.

The City Engineer practically places the responsibility for the defects found in the sewer upon the shoulders of the inspector, James Caywood. He contradicts the examiners as to the lengths of the old and new sewer constructed. W. L. Chandler, a surveyor in the City Engineer's Department, testified that he had rechecked the measurement and that the length given in the filed report was correct. The City Engineer plainly stated that the experts were in error in the particular.

"In hearing testimony on the contractors' pool, intimations were made that a portion of the money, \$3000, which was to be divided among the pool's members should go to some city official. This testimony was finally retracted, however, after persistent questioning by Chairman Zimmerman and W. R. Ayer, one of the protesting property-owners.

City Engineer's Answer.

City Engineer Elliott's answer may be summarized as follows:

"That so much work was under way during the summer that he had not time to give his personal attention to every part of it, and relied largely upon the report of his inspectors.

"That all outward appearances of the sewer was being built according to specifications on every occasion when he visited it, and that a casual inspection would not have shown the defects stated by the investigators.

"That he had relied upon the inspector's report as to the construction of the sewer, and had asked the Council to make an examination to clear away the rumors of faulty construction.

"That the missing stone blocks in the walls are in places where the brick work interfered with the timbering of the tunnel, but that he had been assured the timbers had been removed sufficiently to allow of all the specified brick being laid.

"That the missing stone-block bottom at Sixteenth and Alder streets is due to the negligence of the inspector.

The Missing Bottom.

Following is Mr. Elliott's answer to important charges:

"In reference to the third item, that a portion of the old invert was left in the sewer, I will state that the old invert mentioned was beyond the base of the new sewer, which was to be repaired, and consists of a stone bottom which is a portion of the circular sewer beyond the new sewer.

"That this bottom consists of stone blocks set on concrete two feet in depth, which is in first-class and durable shape, and being the same as contemplated in the construction of the new sewer, it is needless to remove; that the stone blocks in places were left in by my directions and instructions given to carry out the concrete base of the sewer as per plan.

"It appears by the examiners' report that this bottom was not made according to instructions.

"As to the quality and quantity of concrete, I will state that there is no way of determining the quality or quantity except through means of the inspector in charge, on whom I relied to see that the provisions of the specifications were carried out. The amounts of concrete used were obtained from reports of the inspector by him at the completion of the work.

Sewer the Right Length.

"In reference to the statement made by the examiners that the length of the new sewer measured 114 feet instead of 115 feet, as certified to in the certificate of acceptance, I wish to state that these measurements have been rechecked and verified by the surveyor, and the examiners have been found to be in error, and that the length of the sewer is 115 feet, as formerly stated, and that the length of the repaired portion of the sewer as accepted by the city was 618 feet instead of 619 feet, as reported by the examiners.

"All statements made by me in reference to the length of the sewer are correct in every detail.

"As to the stitches in the top of the crown and the patches in the old sewer, the bottom of which was to be repaired, Mr. Elliott states that the contract did not call for repairs of cracks, as this could not be done without considerable expense.

"As to the method of laying the blocks, I will state that wherever the bottom was worn through the debris was excavated, the space filled with concrete and the blocks set on edge which was for a distance of about 70 feet. On the remaining portion of the repair work, the top course of the brick bottom was removed and a portion of the lower course necessary to give a uniform surface to the new stone block bottom.

"This involved an equal amount of work as called for and sustained the lateral pressure of the sewer.

Concrete Was Saved.

"Therefore, on this portion no concrete was used, as it was unnecessary, and made a distinct saving, as all concrete used was to be paid for at a rate of one cubic yard, and made a superior piece of work, and has the effect of a stone block bottom, as contemplated.

"I will state further that at various times when complaint was made by the inspector in charge that workmen were slighting and neglecting to properly perform the work I instructed him to discharge any one from the work who was guilty at any time of doing anything not up to the requirements of the specifications.

Blames the Inspector.

"I desire further to state that in no class of work does responsibility for results rest more on the inspector in charge than upon the construction of sewers, as in this case. Work once done is able to be inspected only by outward appearance, except the same be torn up again for that purpose.

"As to the cement used in the concrete, several leading questions were asked by City Engineer Geoggin. He replied that the brand used in this job was the Standard brand, one of the brands accepted by the City Engineer's office. He admitted that no samples of the lot used in the sewer had been tested, reliance having been placed on the brand.

The witnesses were sworn, and stenographic notes taken. The same property-owners present at the locked-door session Friday were again there. W. R. Ayer led in the questioning for the property-owners, while E. W. McCluggage and L. J. Goldsmith were occasionally curious.

The most sensational testimony deduced was that from Mr. Reinstein. He was asked of the partnership between himself and E. W. Riner on a bid for the sewer, and what was afterwards cut under by the bid of E. M. Riner. According to a document read Reinstein was to finance the construction of the sewer, he drawing two-thirds of the profits. He remarked that he didn't get a fair deal, and Mayor Williams took a hand. Reinstein explained himself by saying that he referred to the pool of the contractors, and not to any work on the part of an official. The Mayor was satisfied, as the chance remark had to his mind reflected directly upon the Executive Board. Reinstein, however, stated that some of the profits were to go to some one outside the pool. On closer questioning, however, he modified his testimony, and said that such was his belief at the time, but that he had been told nothing.

Contractors Were to Divide \$3000.

E. W. Riner plainly told the plan of the contractors in the pool. He said that \$3000 was to be divided among the members, but that no part of this was to go to any official. The contractors had met in the Jacobsen-Bade office and had agreed to let the independent construction company do the work. Each was to receive \$500 for keeping out of the way and bidding higher than the pool figure.

Sidney Smyth, of Smyth & Howard, frankly added interesting details. "I was to get a share, though I would have been willing to take 20 cents, for I wouldn't have the job," he said.

H. C. W. Riner testified that as a member of the sewer committee of the Executive Board he had recommended the acceptance of the sewer, following the report of the City Engineer.

ONLY ONE INSPECTOR.

James Caywood Tells What He Knows of Sewer's Construction.

Following are some of the questions asked Inspector James Caywood at the locked-door session of the committee Friday, Chairman Zimmerman leading the questions:

Question—Of course you were not there day and night, and at the times you were not there the contractors could practically do as they liked?

Answer—No, I was not there twenty-four hours in the day. They were running this work days and nights, Sundays and all.

Q.—(By Mr. Smith)—There was no inspector to take your place when you were not there?

A.—No, I was there myself. I put in double time. In the month of August I put in eleven days' extra time, and in the month of September I put in twenty days' extra time.

Q.—(By Mr. Zimmerman)—At the same time you certify here that the work was done according to specifications?

A.—It was so far as I saw, concerning my connection with it.

Q.—When you really didn't know whether it was or not?

A.—Well, I was in command of the whole thing and didn't suppose the instructions I had given the parties would be deviated from.

Q.—You were there and they did a certain amount of work during the night, could you examine it the next day and see if it had been properly done?

A.—The same parties were doing the work as the day through; there was very little change in the men.

Q.—(By Mr. Teal)—That does not answer the question.

A.—When was the question?

Q.—Why, yes; certainly, I could tell whether it was done correctly or not.

A.—And it was done correctly in your estimation?

A.—Well, it was done, as far as my knowledge of the thing was concerned, the same as the work was done when I was there.

Q.—Did you look over the work done at night the next day?

A.—I looked at it every day. We were working at four different places.

Q.—What is your opinion about the durability of the work that is done there?

A.—Gentlemen, I think that sewer is as well constructed as any of them, so far as the sewer is concerned, and I have been on several sewers.

There were three men working on that sewer as bricklayers that have worked on other sewers here in town. The others were new men, the sewer men brought up from California.

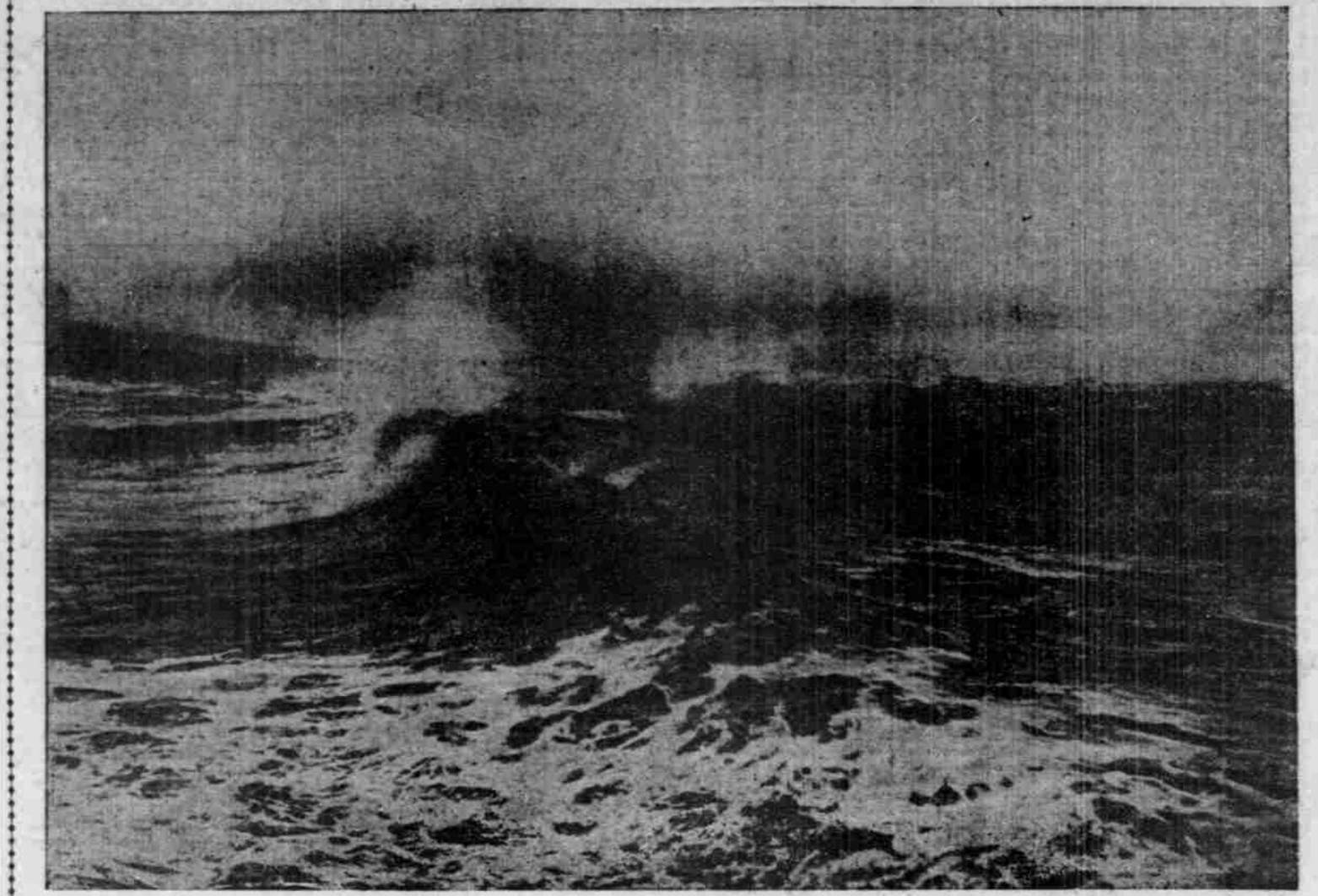
Again in the testimony Mr. Sigler asked this question:

If that report is true, do you think that this is a good sewer and one the city should accept and pay for?

A.—Yes, in case the lines are met as they should not. These people say it is inferiorly done. I can go to any sewer in this town and find defects.

Q.—What do you think of that report?

OREGON CAMERA CLUB OPENS ITS ANNUAL EXHIBITION OF PRINTS



"AFTER THE STORM," BY GEORGE F. HOLMAN, WHICH WON THE HOLMES MARINE TROPHY.

Beautiful studies of Oregon scenery, inland and along the coast; snapshots from Chinatown; portraits of lovely women and children, and some wonderfully fine marine views, are included in the pictures displayed in the Oregon Camera Club's first annual exhibition of prints, opened last evening in the clubrooms, in the Mackay building. Among the Indian pictures, which every one examined with interest, J. P. Flagman's "Swish" deserves especial mention. The Indian in this picture is mounted upon a cayuse, standing ankle deep in ferns, against a background of tall timber. J. A. Horn has a fine picture of an Indian basket-weaver, and another picture with a splendid Western flavor, with a good hunting story behind it, is George F. Holman's "Wounded Monarch"—a big cougar with a broken back raising himself to snarl his dying defiance at the hunter. Mr. Holman has been receiving his friends' congratulations upon winning the Holmes marine trophy for his picture, "After the Storm," and the picture of Harry G. Smith, who won the Judd cup, and Henry Berger, who won the Gavin cup, also attracted much attention last night. Mr. Thorne's prize was won in consequence of his success in portraiture. The portraits are all interesting this year, especially so L. N. Lipman's portraits of Mrs. Lipman, and Mr. Westinger's "Portrait of an Artist," which is a charming picture of Mrs. Beatrice Barlow Dietze. So well arranged as to lighting and composition that it looks as if copied from some very good painting is Lynde W. Jones' genre print, "No Pun for Baby," in which several laughing country children are holding a struggling, angry baby in a big watering-trough. This print won the Alfred Anderson trophy. H. J. Thorne's study, which won the Smith cup, shows two farm horses and a colt taking their noon rest beside the wagon. The sunlight on the horses, wagon wheels and fence-lined road makes this a very delightful composition. Two grand new views of Mount Hood are exhibited by H. Clausen, Jr., one of these having been taken from a point 4500 feet high, on Larch Mountain, and the other from a snow-covered plain in Eastern Oregon. Hugo B. Goldsmith, a member of the club, who is now in San Francisco, sent up for the exhibition a number of admirable studies of Chinese children, a trio of laughing, chattering little girls and a row of funny little boys sitting on the curb receiving many compliments. Charming landscapes are exhibited by W. D. Weaver, whose subjects include "Little Haystack Rock," at Cannon Beach, Oregon; "Dix's Road," at Walla Walla, and "O'Hana River," by Miss Bertha Bierman and George E. Bauer, of the City of Eugene. Mr. Westinger, Mr. Smith and C. J. Gray exhibit some attractive portraits of children. "Corridors of Mission San Juan Capistrano," by Martin R. Winch, is one of the most beautiful of the photographs.

RENOMINATED FOR MAYOR

WILLIAM SCHINDLER HEADS MILWAUKEE CITIZENS' TICKET.

Annual Election Will Take Place December 5—Independents Will Put Opposition Candidates in Field.

At a mass meeting of the citizens of Milwaukee held last night in Woodmen of the World Hall, C. K. Ballard, chairman, the following "Citizens' Ticket," was nominated, to be voted for at the annual election, which will take place Monday, December 5:

For Mayor—William Schindler.
For Councilmen—Q. J. Roberts, George Hilvel, Phillip Streib, Arthur Webster.

Recorder—Jesse Keck.
Marshal—Arthur Dowling.

Treasurer—F. H. Leclaire.
Nominations were all made by acclamation. Mayor Schindler, who was renominated, has been Mayor since Milwaukee was incorporated a year and a half ago, and was instrumental in bringing about incorporation. On receiving the renomination he said if elected he should work to build up Milwaukee as in the past.

After the meeting adjourned Captain Harlow announced that another meeting would be held next Saturday night in the Town Hall, where an "independent ticket," in opposition to the "Citizens' Ticket," would be placed in the field. He characterized the ticket nominated last night as the "railway ticket." It is considered likely that Ike Mullan will head the "independent ticket."

The Milwaukee City Council held its final meeting for the fiscal year last night in Woodmen of the World Hall. The principal business was the financial report of the year as read by Mayor William Schindler. It showed that for the fiscal year 1903-04 the disbursements left a balance of \$53,911 in the hands of the Treasurer. The Mayor called attention to what had been done

WHAT THE MARKETS OFFER THE THANKSGIVING DAY MENUS.

PORTLAND HOUSEWIVES WILL FIND THIS WEEK AN UNUSUALLY VARIED ASSORTMENT OF GOOD THINGS FOR THE THANKSGIVING TABLE.

The list of articles procurable contains nearly everything in the way of poultry, game, fish, meats, vegetables and fruits, and what is more, the prices generally are very reasonable. Turkeys, however, are higher than usual, at least at the present time. What they will be tomorrow evening remains to be seen, but the wise purchaser will not postpone his buying until the last moment in the hope of getting a bargain. It is worth something to have a good supply to select from and time in which to make a proper selection.

The following prices will prevail in the Portland markets today and tomorrow:

Poultry.
Turkeys, Oregon and Washington, 25 to 27 1/2 cents per pound; Eastern, 20 to 24 cents.
Chickens, 16 to 18 cents.
Ducks, tame, \$1.50 to \$2 per pair.
Geese, tame, \$1.25 to \$2 each.

Game.
Cannaback ducks, \$1.75 per pair.
Mallards, \$1.25 per pair.
Wildgeese, \$1 per pair.
Sprigs, \$1 per pair.
Squab, \$1.50 per pair and scarce.
China pheasants, few to be had, \$2 per pair.
Native pheasants, \$1.50 per pair.
Grouse, scarce, \$1.75 per pair.
Quail, 75c per pair.
Wild geese, 75c each.
Belgian hare, 50c each.

Meats.
Sucking pigs, \$2.50 to \$3.50 each.
The regular cuts of beef, veal, mutton and pork sell at the established prices and are not affected by the extra Thanksgiving demand. Prices are not easily quoted, as nearly every butcher has a different scale, but their figures do not vary much.

Fish.
Salmon, 10c per pound.
Halibut, 10c per pound.
Sea bass, 15c per pound.
Striped bass, 15c per pound.
Tomatoes, 15c per pound.
Flounders, 10c per pound.
Herring, 10c per pound.
Cattfish, 10c per pound.
Smelt, Puget Sound, 10c per pound.
Labsters, 15c per pound.
Crabs, 12 1/2 cents each.
Shrimp, 30c per pound.
Clams, hard shell, 5c per pound; razor, if procurable, 15c per dozen.
Oysters, Olympia, 30c per pint; Toko Point and translated Blue Point, pint cans, 45c; quart cans, 70c; Eastern, quart cans, 50 and 70c; Blue Point in bulk, solid meat, 40c per pint.

Fruit.
Apples, 75c to \$2.00 per box.
Oranges, new naval, 25c to 75c per dozen.
Lemons, 20c to 25c per dozen.
Grape fruit, three for 25c.
Tangerines, 30c per dozen.
Pomegranates, 50c to 75c per dozen.
Persimmons, 20c per dozen.
Bananas, 25c to 30c per dozen.
Pineapples, 50c each.
Pears, Fall Butter and Winter Nellis, 20c per dozen.
Grapes, California Tokay, Corbin and Verdel, 50c per basket; Spanish Malaga, 40c per pound.
Strawberries, Oregon and California, 30c per pound.
Huckleberries, 10c per pound.
Cranberries, 8 1/2 to 15c per quart.

Vegetables.
Celery, 5c to 10c per stalk.
Cauliflower, 10c and 15c each.
Cabbage, white and red, 2c per pound.
Brussels sprouts, 2c for 15c.
Tomatoes, 10c per pound, 40c per basket.
Egg plants, 10c per bunch for 5c.
Green onions, two bunches for 5c.
Radishes, two bunches for 5c.
Lettuce, hot-house, 5c per head; head, two heads for 5c.
Beans, green and wax, two pounds for 15c.
Bell pepper, green and red, 10c per pound.
Spinach, 3c per pound.
Water cress, 5c per bunch.
Chicken lettuce, three bunches for 10c.
Potatoes, Irish, 1 1/2c per pound; sweet, 2c per pound.

ARE TO CONSOLIDATE.
Churches Getting Ready to Carry Out Recently Proposed Plans.

The first move towards consolidation among the Congregational, the Methodist Protestant and United Brethren churches in the city was made yesterday when Rev. R. F. Shafer, pastor of the First United Brethren Church, was made a member of the Congregational Ministers' Association. This was done in accordance with the general plan decided upon by the national bodies of the churches concerned.

There is yet one more point to be covered in the final consolidation of the churches, the vote of the coming Topeka convention of the United Brethren Church. Delegates to that convention were chosen all over the country Sunday. If the movement proves agreeable to that body the three churches will combine.

Narrowly Escaped Injury.
E. E. Lewis, an architect having offices in the Commercial block, narrowly escaped serious injury at Third and Stark streets last night. While crossing he was struck by a street-car and knocked down. He was attended by Dr. Samuel C. Shoups. His injuries were not severe.

Lewis' cure is an effective remedy for rheumatism on the legs. All druggists, 25c.

TO LECTURE TONIGHT ON EXPOSITIONS

A lecture will be delivered this evening at 8:15 o'clock, at the Concordia Club, and under the auspices of the Young People's Culture Union, of Temple Beth Israel, by Rev. Alfred W. Martin, on "The Greatest Fair in the History of Expositions—Chicago, 1893, Paris, 1900, and St. Louis, 1904." The lecture will be illustrated by 100 views, and on account of the approaching Lewis and Clark Exposition, what Mr. Martin has to say will be of special interest to the people of a coming exposition city like Portland. Mr. Martin visited all the three expositions named, and will give a lecture dealing with architectural, artistic and educational features. Those who have heard his lecture say it is the nearest approach they know of to an actual visit to the three expositions, without leaving home.

Baby Home Desires Aid.
The ladies representing the Baby Home will be at Skidmore's drugstore and at the vacant store, 308 Third street, just south of the Taylor-street Church, to receive during the year, including the erection of the water plant and installation of electric lights and building of sidewalks, and said he was gratified that the city had met all its obligations and come to the end of the year with a good sum on hand.

All forms of scrofula, salt rheum and eczema are cured by Hood's Sarsaparilla, the blood purifier.

GIANT CONES FREE

Souvenirs to Be Given Away at Exposition.

INDIANS GATHER ONE MILLION

First Consignment of 8000 Arrives—New York Will Spend \$35,000 on State Display—First Ore for Mineral Exhibit.

Giant cones are to be given out at the Lewis and Clark Exposition as souvenirs to all who wish them. One million of these cones are now being engaged for distribution during the Exposition. The cones are to be given away from the Lewis and Clark Exposition and a number of redskins are now at work. The first consignment of 8000 reached Portland yesterday and will be placed in storage until needed.

These cones are by no means ordinary souvenirs. They are made of a material more than eight inches in length and many are a foot and a half long. They are broad and durable, and will not decay in a great many years even when continually exposed to the air. Dr. Day Rader has been designated by the Lewis and Clark State Commission to arrange for the cones and Commissioner Rafferty will pay a visit to Josephine County Indians in the near future to make further arrangements for gathering the cones on a large scale.

The question of suitable free souvenirs has long been considered. It has been recognized at Exposition headquarters that a suitable and appropriate souvenir should be secured and when Dr. Rafferty suggested that the State Commission procure and at the same time less expensive than the big pine cones the idea at once met with general approval at headquarters.

Eastern visitors, particularly, who never cease to wonder at the huge Oregon trees, will hold the souvenirs in high favor. It is thought that there will be secured nearly 1,000,000 of the cones and, if necessary, arrangements will be made for many more than that number.

The distribution will be made from the forestry department. The State Commission resources of the Northwest will be on exhibition. A man will be placed in charge of a free distribution booth, where the cones will be dealt out to all who desire them.

ROGUE RIVER APPLES ARRIVE

First Free Contribution Received for Horticultural Exhibits.

The first free contribution of apples for the horticultural exhibits at the Exposition was received yesterday from the Rogue River Fruitgrowers' Association. There were 20 boxes of the very finest apples which were delivered to the commission without any expense to the Exposition. The apples were at once transferred to cold-storage rooms to be preserved until the opening of the Exposition.

This was the first free consignment of apples received, although numerous requests were sent out in which the fruit-growers were invited to participate in the state apple exhibit. While several hundred apples are now in storage, they were purchased by Secretary Giltner at the regular market price in different parts of the state.

Hood River is preparing an apple display to be presented with the county display, and fruit-growers from that district give the assurance that they will send several hundred apples they can grow and keep for exhibit purposes with the end in view of making a clean sweep of the awards next year.

MINERALS FOR OREGON EXHIBIT
First Ore for State Display is Shipped From Bohemia District.

The first portion of the Oregon mineral exhibit for the Exposition arrived in the city yesterday and will be placed in storage for the winter. The shipment comes from the Bohemia district, located in Lane County and occupied all of one car. The ore represented are gold, silver and copper, and the exhibit is a remarkable one, coming from one of the richest undeveloped districts of the state.

The material benefits that come from a full display of minerals was recently illustrated yesterday when an inquiry was received by Commission Secretary E. C. Giltner about some iron ores which he saw with the exhibition at the Exposition at St. Louis. The ore came to the notice of a friendman who uses large quantities of iron. He became interested at once and inquired of the commission about the property for the purpose of getting information of the quantity of the ore with a view to arranging for the development of the property, which is located near Columbia City, 30 miles from Portland.

COMMISSION AT WORK.
For New York State Building and Exhibit \$35,000 is Available.

New York, which has made the largest state appropriation, outside of Oregon, for the Exposition, is arranging an exhibit at this time and has also taken up plans for a fine state building, according to a letter received by Secretary E. H. Reed, yesterday, from Governor B. B. Odell.

New York has set aside \$35,000 to be spent at the Lewis and Clark Exposition. Governor Odell states in his letter that he has just appointed a Lewis and Clark State Commission for New York to rush through the plans of the participation of his state.

Clarence Luce, one of the newly appointed Commissioners, also writes asking for information regarding the allotment of a building site. He states that plans for the New York building are now being drawn and that it will be but a short time until work is under way. He adds that the Empire State will have the state building completed and all exhibits installed in various departments by the time the Fair opens, June 1.

CLASSIFYING THE EXHIBITS.
Many Applications for Space Are Irregularly Submitted.

The exhibits department is now engaged in grouping and classifying the hundreds of applications for space that have come in with the first rush for exhibit space, which characterized the opening day of making space awards. Director of Exhibits H. E. Doeh commended the information to Exposition headquarters yesterday that many of the applications have been irregularly submitted, and while this will not count against prospective exhibitors, new application forms must be submitted to receive the others. The following rules governing applications for exhibits must be observed by those who do not wish to have the trouble of writing second applications:

"Make applications in writing upon forms furnished by the Exposition and obtainable at headquarters in the Stearns building. A drawing should be submitted on a scale of one-quarter inch per foot of both the ground plan and the elevation, showing distinctly the distribution of the exhibit; also a mention of every article to be placed in space applied for, signs and schemes of color and decorations proposed.