BIG PROGRAMME FOR CLOSING DAY

Attendance Expected to Exceed Any Occasion Except Portland's Own.

SPECIAL STATE EXERCISES

Receptions, Musicales, Dynamiting of Sham Battleships, and Band Concerts Will Be Features for Saturday.

ORDER OF THE DAY, OCTOBER 12.

9 A. M. to 12 M.—De Caprio's Administration Band, Transportation building.

10 to 11 A. M.—United States Artillery Band, Government Terrace.

10 A. M. to 12 M.—Free biograph exhibitions, Government building.

10 A. M. and hourly thereafter—Free moving pictures, Nebraska Pavilion, Agricultural Palace.

11 A. M.—Free illustrated travalogue and lecture on "Panoramic Colorado" by Gilbert McClurg, Government building.

11 A. M.—Airship flight by airship "City of Portland."

1 to 5 P. M.—Free biograph exhibitions, Government building.

1:30 to 4:30 P. M.—Free illustrated lectures, California building.

2 to 5 P. M.—Free biograph exhibitions, Wyoming exhibit, Agricultural building.

2 to 5 P. M.—Free biograph exhibitions, Nebraska exhibit, Agricultural building.

2:30 P. M.—Grand concert by the Ellery Royal Italian Band, Gray's Boulevard bandstand.

2:30 P. M. to 5:30 P. M.—Concert by De Caprio's Administration Band, California building.

2 P. M.—Illustrated lecture on Alaska, Government building.

3 P. M.—Free illustrated lecture on the American Navy by Barry Bulkley, Navy Department, Government building.

3 P. M.—Illustrated lecture on the Panama Canal, Government building.

3:30 P. M.—Timber-testing by Government experts, Government building.

3:30 to 4:30 P. M.—Concert by the United States Artillery Band, Government Terrace.

4 P. M.—Special airship flight by the airship "City of Portland."

5 P. M.—Government buildings close.

6 P. M.—All exhibit buildings except Foreign and Oriental buildings close.

7:30 P. M.—Grand concert by the Ellery Royal Italian Band, Gray's Boulevard bandstand. (If weather is bad concert will be in Auditorium.)

7:30 P. M.—Grand electrical illumination of Exposition grounds and buildings.

Further information may be obtained from official daily programme.

Tomorrow—and then the end.

Saturday, the last day, is to be made a fitting climax to Portland's great Fair. It will be an occasion calculated to leave a lasting impression with those who attend to pay their last respects. The attendance should be larger than on opening day or on the Fourth of July. In fact there should be nearly as many people on hand as there were on Portland Day. The Exposition can hardly be termed the greatest possible success without a big closing-day demonstration on the part of the public.

For many days past the programme for Saturday has been under consideration. At this time one of the most elaborate programmes since the opening of the Exposition has been arranged for and additional features will be added today.

Every Building Will Be Open.

Every building and every department will be open from early in the morning until late at night. There will be band concerts every hour of the morning, afternoon and evening and the various state buildings will receive the public at informal receptions and musicales. Special closing exercises are being planned by a majority of the state buildings.

The final closing of the Government building will be doubly impressive. Its career will be terminated with retreat parade. An infantry trumpeter will sound retreat, a field rifle will fire a salute and the colors will be lowered to the impressive strains of "The Star Spangled Banner."

Nightfall will bring on enlivening scenes. The greatest spectacular event of the Fair will take place on Guild's Lake in the form of a mimic naval battle. Admiral Oskar Huber will have the whole Exposition Navy blown up at the end of the battle with heavy charges of dynamite. The ships being of no further use after the close of the Fair this means of disposing of them was hit upon by the Admiral.

The day will have a number of names. It will be known as "Closing Day," "Officers and Stockholders' Day," "Press Day," "Railroad Day" and "Multnomah County Public School Day." The pupils and students of schools throughout the county, as well as Clackamas, Polk and Yamhill Counties, will be admitted to the grounds free.

Order of the Day.

The order of the day so far as arranged up to last night follows:

8 A. M.—Gates open.

9 A. M.—Exhibition buildings, Government buildings and Trail open.

9 to 10:30 A. M.—Concert by De Caprio's Administration Band; Grand Colonnade, near Administration building.

10 to 11 A. M.—Concert by United States Artillery Band, Government Terrace.

10 to 12 A. M.—Free biograph exhibitions, Government building.

11 A. M.—Airship flight by Lincoln Beachey in Captain Baldwin's airship, "City of Portland." Exposition Aerodrome.

11 A. M.—Illustrated travelogue and lecture on "Panoramic Colorado," by Gilbert McClurg, Government building.

1 to 5 P. M.—Free biograph exhibitions, Government building.

2 P. M.—Illustrated lecture on Alaska, Government building.

2 to 5 P. M.—Free biograph exhibition, California Building.

2 to 5 P. M.—Free biograph exhibition, Wyoming booth, Agriculture building.

10:30 to 12 M.—Concert by De Caprio's Administration Band; Gray's Boulevard bandstand.

2 to 5 P. M.—Free biograph exhibition, Nebraska booth, Agriculture building.

2:30 P. M.—United States Lifesaving Service exhibition drill, Guild's Lake.

2:30 P. M.—Grand concert by the Ellery Royal Italian Band, Gray's boulevard bandstand.

2 to 5 P. M.—Farewell concert by De Caprio's Administration Band, Transportation bandstand.

3 P. M.—Illustrated lecture on the American Navy by Barry Bulkley, Government building.

3 P. M.—Illustrated lecture on Irrigation, Government building.

3:30 P. M.—Lecture on the Panama Canal, Government building.

3:30 P. M.—Timber testing exhibit, Government Forestry building.

4 P. M.—Special airship flight by Lincoln Beachey in Captain Baldwin's airship, "City of Portland," Exposition Aerodrome.

3:30 to 4:30 P. M.—Farewell concert by United States Artillery Band, Government Terrace.

5 P. M.—United States trumpeters sound the signal to drop colors; all flags on Government buildings hauled down as Artillery Band plays the "Star-Spangled Banner," and Government building closes forever.

6 P. M.—Exhibit buildings, except Foreign building and Oriental building, close.

7:30 P. M.—Grand concert by the Ellery Royal Italian Band, Gray's Boulevard bandstand. (If weather is bad concert will be held in Auditorium.)

10 P. M.—Foreign and Oriental buildings close.

11 to 12:15 A. M.—Grand farewell concert by the Ellery Royal Italian Band, Gray's Boulevard bandstand.

10:30 P. M.—Grand "Goode Night" display of fireworks and blowing up of six warships, Guild's Lake.

1 A. M.—Gates and Trail close, grounds dark.

PYTHIANS DRILL AT FAIR

ASTORIA TEAM, UNIFORM RANK, TAKES FIRST PRIZE.

Hubbard Gets Second Place and McMinnville Third in the Contest on Fair Grounds.

Rain did not interfere with the celebration of Pythian day at the Lewis and Clark Exposition yesterday, more than 2000 Knights of Pythias attending the Fair from all parts of Oregon. As the features of Pythian day were to take place out-of-doors, the advent of rain early in the afternoon was expected to be a serious drawback.

But the members of this thriving and growing order are not of the kind that become disheartened because of a little Oregon mist, and promptly at 2 o'clock, as scheduled, the uniformed rank of the Knights of Pythias marched through the gates. After a short parade through the grounds, they assembled in the large plaza in front of the Oregon building, where a competitive drill was held, which was participated in by companies from Astoria, Hubbard and McMinnville. Here they were also reviewed by Brigadier-General Atkin, of the Oregon Brigade, Uniform Rank, K. of P.

Astoria was awarded the first prize for proficiency in drill, receiving a cash remuneration of $125. Hubbard was second, with a prize of $100, and McMinnville got third place, receiving $75. McMinnville also received a cash prize of $50 for bringing the greatest percentage of membership. There were 24 members in the McMinnville team. No Portland teams were entered, not having a membership of 21, which is the required number to enter in the competitive drill.

MRS. M. J. WESSEL, WHO SUPERINTENDED EXHIBIT WHICH TOOK GOLD MEDAL.

ADMISSIONS, 24,102.

The turnstiles recorded 24,102 admissions yesterday.

Several thousand people saw the three companies drill, and, while the teams were almost equally matched, the decision of the judges met almost universal approval. The evolutions and sword drills of the Astoria team were particularly good. All of the teams were greeted with loud and continued applause when they were drilling. Captains Murphy, Dunbar and Smith, of the Oregon National Guard, stationed at the Exposition, acted as judges.

The presentation of the prizes was made by Grand Chancellor Marion F. Davis, of Union, who was elected to the office he now occupies for the ensuing year Monday.

After his speech, Grand Chancellor Davis presented the prizes. The members of the three companies united in giving three cheers for the grand chancellor and for Brigadier-General Atkin. The companies then broke up and spent the night in seeing the Exposition and in hitting the Trail.

Catholic Schools' Day.

Free admission will be granted today to teachers and students of all Catholic schools. The day has been designated as Catholic schools' day and many students are expected to take advantage of the opportunity to see the Exposition again. Priests familiar with the faces of their students will station themselves at the pass gates to identify those seeking free admission.

California Will Entertain.

The California Commissioners will entertain in their building today in honor of the various exhibitors at the Exposition. There will be a special musical programme and refreshments will be served. The reception will begin at 3 P. M. and continue for an hour.

ASK JOINT SESSION

Counsel Wants Circuit Court to Sit en Banc.

IN REED WILL LITIGATION

Attorney Joseph Simon States That Whatever Verdict, Appeal Will Be Taken to the Supreme Court of Oregon.

A request that the four judges of the State Circuit Court of Multnomah County sit in joint session and hear the trial of the Amanda W. Reed will case on appeal from the County Court, was made by Joseph Simon, attorney for the estate, yesterday morning. Mr. Simon said the case would be appealed to the Supreme Court no matter whether the contestants or the estate won. Judge Frazer remarked that in that event he did not see why it was necessary for the four judges to sit in the case.

Mr. Simon responded, "If the four judges cannot afford to sit in an important case like this, I do not see how they can take the time to sit together in any case. My reason for making this request is that the decision of the four Circuit Judges would have great weight with the Supreme Court.

Certain heirs of Mrs. Reed contested the will on the ground that under the California law not over one-third of an estate can be devised for charitable purposes, and she left all the rest and residue of the estate to found an institution of learning to be known as the Reed Institute. The contestants allege that at the time of her death she was a resident of Pasadena, Cal., and her estate therefore subject to the provisions of the statute of that state. County Judge Webster, after hearing evidence, decided that Mrs. Reed was a resident of Portland with a Winter place in Pasadena. The amount involved in the suit is about $500,000.

REASON FOR POSTPONEMENT

Attorney Declares He Wants to Attend the Exposition.

"I desire to go to the Exposition with my family, and S. C. Spencer wants to attend the Republican peace conference," said James Gleason, attorney, in Judge Frazer's Court yesterday in asking for the postponement of the trials of Henry Clay Jordan and his son O. F. Jordan. They are charged with having falsified the books of the International Manufacturing & Mining Company, of which they were officers.

"I can try a lawsuit most any time," Mr. Gleason proceeded to say, "but there are only three days of the Fair left and my family want me to go with them."

Judge Frazer looked astonished and asked: "Is this the only reason for asking a continuance? The court had a vacation of two months and there was ample time this Summer to enjoy the Fair."

"Oh, well," continued Mr. Gleason, "Mr. Spencer, the attorney on the other side, will want to hang around the Republican peace meeting and he won't care."

Mr. Spencer objected to a postponement of the trial and Judge Frazer, who was considerably amused, inquired, "Have you no better reason than this for postponing?"

"No, that is the real reason," responded counsel, "I asked Judge Shattuck once to postpone a case and when I told him I wanted to go to a horse race instead of alleging sickness or a trial in another court or absence of witnesses, he granted the request, saying he desired to encourage truthfulness among members of the bar."

The cases are set for trial today and as Mr. Spencer insisted that they be proceeded with, Mr. Gleason will probably not be able to go to the Fair. Henry Clay Jordan was convicted in June last of embezzlement of moneys of the International Manufacturing & Mining Company, of which he was president, and a motion for a new trial is still pending.

Says Assessments Are Illegal.

"There is not a street improvement assessment that is legal," said Ralph Dunlway, attorney, in Judge Frazer's Court yesterday. Mr. Dunlway is constantly contesting the validity of assessments for improvements in the courts, and he believes he is thoroughly informed on the law governing such matters. He also has had occasion many times to call the attention of the courts to the imperfect manner in which street work is frequently performed by contractors.

"Thousands of dollars of illegal street assessments have been paid," continued Mr. Dunlway, "and it is time the public learned this."

The attorney was arguing the case of the Portland Trust Company and George H. Cook and others involving the improvement of Union avenue and the improvement of Karl street.

"The price is generally high," said counsel, "and the work poorly done, and the assessment usually unequal. Property not in the district will be levied on and some in the district will escape assessment."

HOLD GRAND TEMPLE HERE

Rathbone Sisters Elect Grand Officers and Receive Supreme Chief.

The Rathbone Sisters concluded the session of the Grand Temple last night. During the afternoon they participated in the Pythian parade. Tuesday night a reception was given to the supreme chief, Lydia Munroe, at Riverside, Cal. The following officers were elected: Past grand chief, Mildred L. Bright, Wasco; grand chief, Laura M. Hooghkirk, Rainier; grand senior, Elizabeth Dunning, Portland; grand junior, Ida M. Harris, St. Helens; grand manager, Inez Chase, Coquille City; grand protector, Margaret Slocum, Union; grand guard, Kate E. Supple, Portland; supreme representative, Cora M. Davis, union; alternate representative, Mabel Chastain, Milton; grand trustees, Lillie B. Brock, Hood River; Mrs. Hochstetter, Portland.

Return to Texas for Trial.

Sheriff A. R. Anderson, of Houston, Texas, arrived here yesterday with requisition papers for W. D. Alverson, who is wanted at Houston to answer to answer to a charge of embezzlement of $2000 from J. F. Walls, an undertaker. Alverson was employed by Walls as an embalmer. He collected money due his employer and kept it. Several months ago he fled, and the Texas authorities have been looking for him ever since. Alverson was arrested by Sheriff Word a week ago, and has since been confined in the County Jail.

Did Not Sell Youth Tobacco.

Doris Kirth, who conducts a store at Williams avenue and Russell street, was acquitted in Judge Frazer's court yesterday of selling a package of tobacco to Floyd Krouse, a boy 9 years old. The boy testified that he bought the tobacco from Mrs. Kirth, but he did not tell a very straight story, and Guy Robinette, his companion, failed to corroborate him. Mrs. Kirth, her husband, G. G. Kirth, T. M. Bird, O. Lent and E. Roberts all testified that tobacco is not sold to boys in this store.

For Satisfaction of Judgment.

The United States National Bank has brought suit in the State Circuit Court against Will C. Gibson to recover $500 on a judgment on a note obtained September 19, and to have set aside a deed in the name of Myrtle C. Gibson, the wife of the defendant. The deed was executed August 21, for lots 3, 4 and 16, block 3, Delmar Shaver's Second Addition. It is alleged that Gibson owns the property, and his wife holds it to hinder and delay his creditors.

Adjourn Trial of Ferraris.

The trial of Louis Ferraris, for the murder of Carlo Bonando, was adjourned by Judge Sears yesterday until this morning, because Deputy District Attorney Moser, who is engaged in the prosecution of the case, desired to attend the meeting of the grand lodge, Knights of Pythias. The examination of witnesses will probably conclude today.

Calculates Cash in French.

M. Dub has sued Joseph Benno in the State Circuit Court to recover $459 for goods sold and delivered since May, 1905. Dub does not understand American finance, and in the complaint which he has filed states the amounts due in francs, which his attorneys have computed into dollars and cents.

HOGAN IS VERY RESTLESS

Man Who Confessed Killing of Woman Cannot Sleep.

A cool candid, but very nervous man is John D. Hogan, self-confessed slayer of Mrs. Louise Jenkins, who walked into police headquarters early Tuesday evening and gave himself up. By an information filed in the Municipal Court yesterday by Deputy District Attorney Adams, the prisoner is charged with murder in the second degree.

Hogan is greaty disturbed because of the fatal affair, which occurred Saturday night, and during all of Tuesday night he slept very little. The least noise would waken him, and he was never found asleep when the station officers entered the jail.

Yesterday afternoon, Hogan posed for a photograph. He was perfectly willing to sit, and said he had no reason to conceal anything. He candidly tells of the affair that has landed him in jail, and which, if proved guilty, will send him to the penitentiary for life. As published yesterday, he maintains the blow that killed Mrs. Jenkins was delivered in self-defense, and that he did not know she was dead until Tuesday night. He says he recalls quite clearly the brawl that ended in the death, although he was slightly intoxicated at the time.

John D. Hogan, Who Confessed to Slaying Mrs. Louise Jenkins.

Although Hogan claims the death of Mrs. Jenkins was purely accidental, or the result of a blow delivered in self-defense, the state will attempt to prove murder in the second degree. The penalty for this, if proved, is life imprisonment in the penitentiary.

Yesterday Hogan engaged the services of Attorney Samuel H. Gruber, who will defend the prisoner. Hogan is from Chicago, and is a stamp and dye man by trade. He declined to make any statement concerning his family, and would not say whether he was married.

Any one can take Carter's Little Liver Pills, they are so very small. No trouble to swallow. No pain or griping after taking.

What to See Again Before the Fair Closes

An exhibit, small in number but vital in interest, should not be lost sight of in the Transportation building. It serves the same purpose as examination by a non-expert of the exhibit on electricity. Side by side, or rather end to end, may be seen the little "Oregon Pony," the first locomotive brought to Oregon in 1862, and the immense new Southern Pacific engine of 1905, ready to take up its work. Could there be a more suggestive contrast, as marking the progress of forty-three years? It may well be that this monster, which dwarfs a man looking up into the cab or standing by its eight drivers, instinct with power and dormant energy, may have reached the top mark of the steam locomotive. Very probably by the time the next exposition West of the Mississippi opens its doors this may be a back number in sight of its coming rival the electric locomotive.

On the way to the Government building, and passing behind the Mining building, stop for a moment and take note of the advances made in concrete as the coming building material, occupying the middle ground between the frame building and the cut stone edifice which cost so much. There are several exhibits of machines, material, and finished product. All in Portland are familiar with the concrete basement for the new houses rising on every side. Few have made acquaintance here with the possibilities of the finished blocks of fine grained concrete for the upper structure. In price and appearance, as well as in durability, it compares favorably with brick, when used in corresponding grade of strength and thickness.

Outside the back porch of the Idaho building stand three great blocks of bituminous coal. Whoever in Oregon believes in the early development of coal fields in this state of superior quality to the lignite which is so far the only product of the mines, (and who that knows anything of the geology of Oregon is faithless in this matter?) should not pass these Idaho blocks without examining them and specially noting the analysis attached to each. So will he have a basis of comparison with samples from Oregon veins which surely will come to the front in early days to come.

Remembering what varieties of mineral wealth are hidden in Oregon hills a last look should be taken at the collections from sister states, Idaho, Utah, California, Washington. This is another of the chances that will be lost when the Fair gates close next Saturday night. It has happened to many to run across in their summer outings in the mountains, or to have mysteriously unwrapped and shown to them by some fortunate finder, some specimen that they may have some vague notion that they ought to recognize. But its name and belongings, its place in nature, its possible value, the neighbors it indicates, how ignorant are most persons. Our eyes are holden. All this four months now past these dictionaries have been open to us. Here is a borderland between absolute ignorance and expert knowledge, that can be crossed by any one, who has taken time and some thought to educate himself in this Exposition into, at any rate, the primary class of mineralogy.

Books are to most of us sealed—the language is unfamiliar, the written description we cannot identify—but here has been, and is for just three days more, the chance to make a slight acquaintance by seeing. We cross this white bridge of Nations just this once more on our way to the palace that the nation has built and filled for us. Can we pass without learning by heart the features of this view, ours today, to be gone tomorrow? The clearest blue vault overhead, the waters of the lake dimpling under the gentle breezes, the white buildings of the fairy city on the hill sparkling in the sun, the dark green of the masses of fir-clad hills, the darker for the shadows in which they lie, and in the East the snow pyramids of Hood and St. Helens, so close they seem in the clear air. As we pass, the airship rises from its moorings, and mounts gently in the sunshine that dazzles every eye fixed on it. The aeronaut, who has at this Exposition won name and fame as the first navigator of the air who has converted experiment into successful practice—he steers his craft here, there, and about, now higher, now lower, until every movement and gesture is plain to the crowd of gazers below him. We take count of the quickened revolution of the fans at the head of the strange ship, and she responds at once. The white rudder at the stern changes its alignment ever so slightly and the ship veers round at once in answer. So easy, so safe, it looks that the sense of danger is not present. Each wonders to his neighbor if, by the time some other Exposition opens its gates, rides in airships, or on aeroplanes, will not be as open to the visitor in search of excitement as the chutes to the merrymakers, who plunge and dash along the water as we pass.

The Government building is thronged with visitors. The word has gone out, whatever you miss, fail not to see this condensed show of what our Government is doing for our people. Surely never were amusement and instruction more deftly blended. The people of Oregon, all visitors to the Fair, owe much to President and Congress who made all this possible. In the four months' enjoyment of it the efforts of those three or four Oregon men should not be forgotten who fought our battle in Washington, and won for us the hard fight.

It hung long in suspense then, though we here now take it as a matter of course. Without the Government exhibit, the wide scope of the Exposition could never have been reached. Let us not forget it.

One great object-lesson it is found to be by these families of the people, young and old. The children are lifted to follow the fish as they poise themselves in the glass tanks, and they stare open-mouthed at the snapping turtle, that uncouth and frighening inhabitant. Then we all crowd round the hatching troughs and watch the infant swarms of chinook and silver side, humpbacks, and lake trout, restlessly moving.

The fathers and mothers find all kinds of interest in the mailcarriers, from dog team in Alaska to the Porto Rican donkey, the modern traveling postoffice to the extinct pony riders of the now transformed American desert. The United States Army and Navy we read of both become live to all as we see guns and warships, docks, revenue cutters and surveying ships. The Mint, West Point and Annapolis, hospitals, schools and the rest of the soldier's and sailor's life, pass from the domain of words into the sphere of actuality. Then all in the West recognize irrigation and forestry as live issues, on which hang the solution of the problems of the West for the intending settler. Here, then, in this series of models, and of photos crowding the walls, we learn what these great words mean. Irrigation sites? Here they are—rocks, sage plains, waterfalls, dams, ditches, before our eyes. Forestry? That is the text, here is the sermon and the application. Perhaps it is as well that Western people should learn to value the magnificence of the forests of the Pacific Slope by comparing what we know so intimately with the counterfeit presentment of what is called a forest in these Eastern and Middle States. If they value the trivialities there remaining, how much more should not we be jealous of our own splendid share in the Nation's heritage?

The crowd fills also the exhibit from Alaska and the Philippines, the children smooth down the soft furs and wonder at the trapper's spoils. These widely separated regions are brought too close together, and, I think, the teaching of the Philippine collection is largely lost.

But the hour strikes, and, unwillingly, the crowd is pressed out from the great building so full of value. The bridge is black with people, the cries, raucous and loud, of the spielers along the Trail fill the air, and we take refuge from instruction in amusement. So one more of the last days of the Fair is gone.

WALLIS NASH.

RAILWAY HAS CINCH

Wagons May Not Trespass on Bridge Right of Way.

DRIVER BROSY CONVICTED

Knocked Down Bridgetender Who Assaulted Him, Is Convicted in the Municipal Court and Loses on Appeal.

The Portland Consolidated Street Railway Company has exclusive right of way in the center of the Morrison street bridge, which drivers of delivery wagons must respect or suffer the consequences. C. M. Brosy, a driver for the Union Laundry Company has become thoroughly convinced of this fact after two trials on a criminal charge resulting from a difference of opinion between him and J. H. Frye, a bridge tender. The center of the bridge is reserved for the use of the car company and on each side of the double car tracks is a guard rail about four inches in height. The tracks and rails occupy fifteen feet space and on each side of the tracks is a narrow roadway for wagons. Brosy in August last was driving across the bridge and to get out of the way of two farm wagons had the temerity to turn his horse into the space belonging entirely to the Portland Consolidated Company and at once Mr. Frye got busy. He grabbed the horse Brosy was driving by the bit and proceeded to jerk the horse and to make Brosy understand that he was trespassing on the place sacred for the use of the cars and must move the rig in a hurry. Brosy got off the wagon and says Frye struck him and Brosy retaliated by striking Frye, who fell and his head struck against one of the guard rails. He sustained a cut near the temple. Frye testified that he only pushed Brosy away, but F. W. Larison, a teamster for the Standard Oil Company testified that Frye did strike Brosy.

The case was tried in Judge George's Court yesterday on appeal from the Municipal Court where Brosy was convicted and fined $40. The jury at noon yesterday returned a verdict finding Brosy guilty of assault and battery and recommending him to the mercy of the court which means that a low penalty be imposed. It came out in the evidence that it was against the bridge rules for teams to go on the space reserved exclusively for the tracks and cars. The court did not declare against this rule or the guard rails. Judge George held that reasonable rules were proper and the guard rail was not in dispute.

SAVINGS BANK EXPLAINS

Why the Coffey Check Was Turned Down—"No Funds."

PORTLAND, Oct. 11.—(To the Editor.)—We wish to make an explanation in regard to the publicity given to our bank in connection with the nonpayment of a check drawn by J. O. Coffey.

Mr. Coffey had a savings account in our bank amounting to $100, which is not subject to check. Nevertheless, he drew a check in the amount of $100 and left the city. The next day the check was presented at our paying window and was turned down for want of funds.

We have over 7000 savings depositors in the bank, and when checks are presented, the paying teller has no time to look over the savings accounts, and is not supposed to do so. Anyway, when Mr. Coffey's check was presented, the paying teller refused payment on account of no funds. It seems that Mr. Coffey was then arrested in Tacoma for obtaining money under false pretenses, or something of that kind.

It seems that the check was presented a second time, and the bookkeeper told the party presenting the check that Mr. Coffey had no funds in a general account, and, that if there was anything to his credit in the savings department, it was not subject to check.

While we feel very sorry for Mr. Coffey, there is only one rule to follow in banking, and that is written down in our passbooks very plainly. Article 3, of our savings passbook, reads as follows: "Deposits may be withdrawn by the depositor, either personally, or by order in writing, or power of attorney, upon producing his passbook and having the same entered therein." Article 11 reads as follows: "At a final settlement of a deposit account, the passbook must be returned to the bank." Had Mr. Coffey complied with these regulations, plainly printed in his savings account book, he would have saved himself and ourselves all this trouble. But the following letter from Mr. Coffey shows that he acted in good faith, no doubt, and thought he had a right to check against the account, but, after a full explanation of the matter, as shown by the letter, Mr. Coffey fully exonerates the bank and its officials.

Very truly yours,
W. H. MOORE, President.

P. S.—You understand, a passbook is negotiable, and, accompanied with a written order, must be paid for by the bank for the amount of the balance.

The letter to the bank from Mr. Coffey follows:

PORTLAND, Or., Oct. 10.—Oregon Savings Bank, city—Gentlemen: In reference to the article that appeared in The Oregonian, and to the general statement that has been made in reference to the unfortunate affair that terminated in my arrest, I beg to state that, at the time I opened my account in the Oregon Savings Bank I was not aware of the fact that I was opening a savings account, and did not know that it was a savings account at the time I drew my check against your bank. That, while I regret the result of this matter, I feel that I made a mistake, and that your bank could not have done other than they did, under the rules and regulations in the passbook, in refusing payment of the check, unless I surrendered the passbook with it, and I hold you absolutely blameless in the matter. Very truly yours, J. O. COFFEY.

UNIVERSITY CLUB HOME

WILL MOVE PFUNDER RESIDENCE TO ITS LOT.

With Site and Renovated Building, the Cost Will Be Forty Thousand Dollars.

The purchase by the University Club of the residence of Louis G. Pfunder, at 427 Washington street, completes that organization's plans for having a permanent home. The lot at the northwest corner of West Park and Stark was sold to the club by H. W. Scott about six months ago, and the Pfunder house, which is commodious, will be removed to this property at once after which it will be thoroughly remodeled and a large addition built to it. It is the intention of the club council to make the new quarters as comfortable as possible and build it strictly on club house lines. The present quarters in the Failing building have been only temporary and are not suited to the needs of clubdom, so the prospect of having a thoroughly equipped club house is most gratifying to the members.

The club house, when completed, will offer all reasonable accommodations to its members and will compare with any club in Portland. The upper floor will contain ten sleeping apartments, with baths. On the main floor will be the parlors or social halls, a large library, rest rooms and office. The dining-room will be on the main floor of the addition and will be designed in anticipation of enlarged membership. The billiard and pool rooms, bar and Turkish baths will occupy the basement. By the time the building is finished the new club headquarters will represent an expenditure of about $40,000, about $25,000 of this having been paid for the lot.

The University Club has attained a membership of 209 in the four years it has been in existence and it is one of the most exclusive organizations of the kind in Portland, and the fact that all its members are of necessity university men places it on a high intellectual plane. The foremost citizens of Portland are among its members and keenest interest is taken in the club's remarkable growth and in its welfare.

Mr. Pfunder's family expect to vacate the house just sold to the club by the fifteenth of October if possible, and in that event the removal of the building will not be delayed but work begun at once.

BUSINESS ITEMS.

If Baby Is Cutting Teeth

Be sure and use that old and well-tried remedy, Mrs. Winslow's Soothing Syrup, for children teething. It soothes the child, softens the gums, allays all pain, cures wind colic and diarrhoea.

Habitual constipation cured and the bowels strengthened by the regular use of Carter's Little Liver Pills in small doses. Don't forget this.

PRESENT STATUE TO STATE

HEROIC FIGURE OF MISSOURI FOR CAPITOL GROUNDS.

Commission From That State Exhibits Good Will in Giving Symbolic Creation.

Oregon was made the recipient yesterday of the imposing statue that stands in front of the Missouri building at the Lewis and Clark Exposition. It was given by the Missouri Commissioners as a token of good will.

The statue will be placed at Salem. It is a heroic creation symbolical of Missouri, the figure of a woman bearing the shield of the state representing a value of $2400. A site at the Oregon capitol is to be selected at once and the statue will be removed there immediately after the close of the Exposition.

The presentation occurred yesterday forenoon. E. E. E. McJimsey, vice-president of the Missouri Commission sent a brief communication to President Myers of the Oregon State Commission stating that the statue had been given to this state. President Myers promptly wrote a note of acceptance and appreciation. The communication, whereby Oregon becomes owner of the statue, is as follows:

"My dear Mr. Myers: In response to your communication of recent date, and in compliance with the suggestions therein contained, the Missouri Commissioners to the Lewis and Clark Exposition take pleasure in presenting to the State of Oregon, for removal to the State Capitol grounds at Salem, the heroic statue now occupying a place immediately in front and to the left of the Missouri State building.

"This statue, as you are aware, is typical of Missouri and bears the shield of that state. That it may serve as a perpetual and pleasant reminder, to all who shall hereafter look upon it, of the proud and affectionate regard in which the daughter, Oregon, is held by her mother, Missouri, is the earnest wish of E. E. E. McJIMSEY,
Vice-President."

Clackamas Children to Come.

OREGON CITY, Or., Oct. 11.—(Special.)—Arrangements have been made by School Superintendent Zinser by which the pupils of the Clackamas County schools will visit the Fair on the last day of the Exposition. A special rate to school children has been made for the day by the Oregon Water Power & Railway Company.

Special cars have been engaged for the accommodation of the little folks, who will leave this city at 9:40 o'clock A. M. The little folks, accompanied by their parents, in whose care they will be during the day, are requested to congregate at the County Courthouse in time to leave by the 9:40 car.

Ellery Band Concert Sunday.

Although the Lewis and Clark Exposition officially closes next Saturday night, the Ellery Royal Italian Band will not conclude its engagement until Sunday. It will give a concert Sunday afternoon in the bandstand on Gray boulevard, following which Director Ferullo will be presented with a purse which is being raised among the music-lovers of Portland. The California building will also be open on Sunday. The regular 25-cent rate for admission will be charged at the Fair Sunday. It is understood that all of the Trail attractions will close Saturday night.

Itinerary of Lewiston Trip.

The general passenger department of the Oregon Railroad & Navigation Company will issue an artistic itinerary for the excursion of Portland business men to the Lewiston-Clarkston Fair. It will be an artistically designed and cleverly arranged booklet, which in addition to the itinerary of the train will contain the personnel of the party and a brief address in which is set forth the purpose of the excursion. It is being prepared by R. M. Hall, O. R. & N. advertising agent.

Founders' Day Exercises Postponed.

PACIFIC UNIVERSITY, Forest Grove, Or., Oct. 11.—(Special.)—Because of the Oregon Congregational Association, which convenes here next week, the faculty has postponed Founders' day for one week. This is the annual student celebration. Under the direction of the senior class a fine programme is in course of preparation for October 25.