RIVAL ROADS ARE IN THE COURTS

Legal Warfare Over Right of Way on North Bank of Columbia.

WALLULA PACIFIC'S CLAIM

It Tries to Prevent the Portland & Seattle From Building by Claiming Prior Title to Right of Way.

VANCOUVER, Wash., Feb. 7.-Legal warfare over the right of way for the orth Bank road was begun in earnest ere today, when a demurrer in the case rought by the Columbia Valley Railway ompany, the parent of the recently ored Wallula Pacific, to enforce a con ract entered into by the Columbia Valler in 1800 with Fred Dee for 100 feet right in 180 with Fred Dee for 100 feet right of way across his farm, was argued before Judge W. W. McCredle in the Superior Court by Judge Martin L. Pipes and George Stapleton for the plaintiff and James B. Kerr, general counsel for the Northern Pacific at St. Paul, who a now stationed at Vancouver to look after the interests of the Portland & Seattle. At the conclusion of the arguments, Judge McCredle took the matter under advisement and will probably render his decision voder.

Wants Contract Executed.

The suit is directed against Charles Wiegand, who succeeded to the piece of land involved upon the death of Dee, the party to the contract with the Columbia Valley, and is for the specific performance of the contract. In the original document, produced in evidence, the contraction for the strip of land to be sideration for the strip of land to be crossed by the tracks of the Portland & Seattle was to be \$1, which was paid at the time the contract was signed, and an additional \$300 when deeds should pass from Dee to the railroad company. These deeds have not hitherto been demanded. deeds have not hitherto been demanded, but since the activity along the north shore of the Columbia by the Hill road, it seemed desirable to the men behind the Columbia Valley, generally believed to be Harriman officials, to secure title to the lands involved. The rights of way demanded in pursuance of the old contracts are necessary to the Portland & Seattle if that line would follow its original surveys along the river. The case involved yesterday will determine case involved yesterday will determine the fate of four other similar suits where in the Columbia Valley is suing for the performance of contracts made in 1839. By consent of the litigants the decision Wiegand case will settle the others.

A Session at Vancouver.

As a matter of expediency the hearing of the arguments on the demurrer was had at Vancouver, although it would properly come before Judge McCredie at Goldendale, as the land involved is sit-uated in Klickitat County, which is in the same district of the Superior Court as

The demurrer under fire yesterday was interposed by the Columbia Valley upon the filing of an answer by the Portland & Seattle to the original complaint against Wiegand by the Columbia Valley attorneys. The answer made some startling allegations, among them being the statements that the Columbia Valley did at no time, either when the contract with Fred Dee was made in 1899 or at the present time, expect to build a railroad down the north bank of the Columbia River, and it was further charged that the paper railroad represented by the in-corporation of the Columbia Valley was not possessed of enough money to build such a road. It was alleged that the re-cent efforts of the Columbia Valley in trying to gain title to the right of way along the Columbia were merely to annoy and harass the Portland & Seattle.

Calls It Paper Railroad.

Mr. Kerr for the defendant Wiegand referred to the contract Dee had signed wherein it was pointed out to him that by reason of the railway that would be built across his farm the remainder of his property would be enhanced in value, and contended that as the railway com pany had not at the time the contract was executed nor at any later time the intention of building such a railroad, the tefendant Wiegand could not be forced to perform his share of a contract which bound nobody except himself. Before Wiegand can be compelled to perform his part of the contract, argued Mr. Kerr, the ability and willingness of the plaintiff corporation must be shown.

There was no reason to believe this pa per railroad ever intended to build across the 100-foot strip on Mr. Wiegand's farm," said Mr. Kerr. "The situation is that of a man anxious to get railway facilities for his farm, who signs a contract that is seemingly not binding on the railroad ompany. This argument, if made any-vhere else but in a court of law, would be sughed at as preposterous. That this near Wiegand should sign a contract in-lefinitely precluding himself from the en-oyment of 100 feet of his land would be ghed at by the layman.

Right of Way Representatives.

"Representations were made to the ware of this land by the right-of-way gents of this paper railroad that the Coimbia Valley would build from Wallula b liwado, making the land it should pass brough very much more valuable. The rough very much more valuable. The promises to the owner of the property knowing them to be false, for they no more intended to build at that time than they do now. The sole purpose in acquir-ing this right of way was in order to har-sas, amoy and hinder the Portland & Se-attle Railway Company." George Stapicton took up the cudgel for the plaintiff corporation, contending the

the plaintiff corporation, contending the defendant knew what he was doing when he signed the contract and was satisfied th its terms. He urged that the court uld do nothing less than insist on its

Contract in Writing.

"Here we have a contract in writing, signed, sealed and recorded, with the con-deration set forth, with \$1 paid and the balance to be paid when the deed shall be transferred to the Columbia Valley." said be. "The party to the contract had

territory along the Columbia. Three injunctions will be asked for in the Superior Court at 2 o'clock by Attorner Stapleton, acting for the Columbia Vailey Railway, to stop the grading now going forward at points near Cape Horn. James B. Kerr will appear to contest the issuing of injunctions. The Columbia Vailey bases its ciaims for the three pieces of right of way now being improved by the Portland & Seattle graders on locations made in the original surveys of the road in 189. It is said these locations expire at the end of said these locations expire at the end of five years, and the Walluia Pacific was formed recently for the express purpose of maintaining locations at strategic points along the river and thus stopping the construction of the Hill road.

LUCAS TEMPTING TACOMA

Wants to Get City Into Northwest Baseball League.

TACOMA. Wash., Feb. 7.—(Special.)—W. H. Lucas, president of the Northwest Baseball League, arrived in Tacoma this morning from Portland. H. D. Merritt, of Spokane, also arrived early today. The two say their meeting here was entirely unexpected, and has nothing to do with the baseball situation.

two say their meeting here was entirely unexpected, and has nothing to do with the baseball situation.

"I shall spend several days here looking around," said Lucas. "Tacoma has a chance to get into a good league if she wants to improve the opportunity. It will be a severe knock to the town if there is no baseball here this season, after it has been dropped by the Coast League. Tacoma is a good baseball city under Tacoma is a good baseball city under the right conditions, as was proved dur-ing the season of 1902. She'll find good company in the Northwest League. The directors will establish a salary list sat-isfactory to all members and one which will not drive the club into bankruptcy." Lucas can get the old ball park, and if there is a limit on salaries it is be-lieved tonight that he will find backers for a club here before he leaves the

RULED OFF FOR BRIBERY.

Discipline for New Orleans Horse-

men-Touts Also Excluded. NEW ORLEANS, Feb. 7.—Chris Martin and Sam Most were ruled off the turf at City Park today for an attempt to bribe Jockey B. Smith. The case has been under intestigation by the stewards for some days past. W. H. Rudolph and Gerald Evans shared the same fate, on a charge of offensive touting, and other practices contrary to the best interests of the turf. Results:

Seven furlongs—Siy Ward won, Wickford second, Maneuver third. Time, 1:32 3-5.
Steeplechase, short course—Gould won, Giass Lender second. Evander third. Time, 3:37 2-5. 3.87 2-5.

One mile and one-extreenth — Sailor boy won, Beil Indian second, Coruscate third. Time, 1.30 2-5.

One Mile—Hattie H. won, Regale second, Yachting Girl third. Time, 1:46 4-5.

Six furiongs—Trichimingo won, Airship second, Modred third. Time, 1:16 4-5.

At New Orleans Fair Grounds. NEW ORLEANS, Feb. 7.-Fair Grounds

Five and a half furlongs—Bertha El won, French Nun second, Margaret Angela third. Time, 1:10 2-5. Five and a half furlongs—Lady Henrietta won, Elastic second, Dr. Coffer, third. Time, 1:10. 1:10.

Three and a half furlongs—Rudy won, Big Store second, Quaggs third. Time, 0:44 4-5.

Mile and one eighteenth, selling—Footlight's Favorite won, Captain Bob second, Mr. Jack third. Time, 1:30 3-5.

Seven furlongs—De Resske won, Broomhandle second, Collector Jessup third. Time, 1:30 1-5.

Bix furlongs—Third Alarm won, Rolla second, J. C. Clem third. Time, 1:17.

At Oakland. SAN FRANCISCO, Feb. 7 .- Oakland race

Pour furiongs—Hoot Mon won, Pimkin second, Paladini third. Time, 0:85.

Futurity onurse—Forerunner won, Hector
second, Massada third. Time, 1:10%.

Mile and 50 yards—Hi Caulap won, Pronta
second, Harbar third. Time, 1:43%.

The Kannaka handicap, mile, purse \$1000—
Bannock Beile won, Ed Sheridan second, Ginette third. Time, 1:40%.

Mile and a quarter—Bonar won, Iras second, W.B. Gates third. Time, 1:07%.

Five and a half turiongs—Royal Rogue woo,
San Nicolas second, EZ Dinero third. Time,
San Nicolas Second, EZ Dinero third. Time,

LOS ANGELES, Peb. 7 .- Asoot races: Steeplechase, short course Cazador won, ron King second, Decimo third. Time,

Four furlongs—Allerton won, Hand Maiden second, Blue Bottle third. Time, 0:49%, Mile—Ethylene won, Chactas second, Pinta third. Time, 1:42.

Mile—handicap—A. Muskoday won, Orilene second, Chimney Sweep third. Time, 1:40%, Brooks' course—Ebony won, Miss Betty second, The Hugienot third. Time, 2:00%, Five furlongs—Duruma won, Silver Wedding second, Neatness third. Time, 1:01%.

Portland Los Angeles Trade Stands. According to advices received by Manager McCredie of the Portland baseball team, from President Eugene F. Bert, of the Pacific Coast League, the latter intends that the Atz-Schlafly-Flood-Smith

trade between Portland and Los Angeles last Summer shall be a bona fide one, and that the players involved in the deal shall remain with the contracting clubs.

That means that Jud Smith and Tim Flood will wear Portland uniforms, while Jakey Ats will play with the tribe of Morley this season, Notwithstanding the fact that Portland

Notwithstanding the fact that Portland loses so good a man as Atz. McCredie gets the better of the deal for the reason that he gets two and possibly three men, should Toren come up to expectations, in exchange for one man.

The loss of Atz does not deprive the local team of an infielder, for the club will have four good men on the diamond positions. Lister on first, Flood at second. Sweeney at short and Smith at third should round out an infield that will play the game, and play it right.

Jud Smith has few superiors as a third buseman, and in addition was one of the most reliable hitters on the Los Angeles team during the past three seasons.

Tug-of-War Tournament.

There were no waits at the tug-of-wa tournament at the Armory last night, and four interesting matches took place by 10:30 o'clock. The quickest contest was that between Denmark and Sweden, the Swedish team pulling the Danes over the mark in exactly 1 minute and 57 seconds The Swedish team got a good start by taking three inches when the starter's pis-tol rang out, and it was easy work from

then on.

Finland and Norway put up a hard constest, Finland coming out winner by Minches at the end of 15 minutes. Finland, so far, is at the top of the list, having won every pull. The Swedish team is anxious for another go with the Finns, as it lost to them by one-quarter of an inch only Monday night.

Italy dispatched Canada in double-quick order, pulling the team to the mark in a minutes and 15 seconds. The Italian team has made a good showing, and is looked upon as finishing close to the top of the list.

The United States defeated Garmany by

The United States defeated Germany by 16% inches after a 15-minute puil. The Americans took the lead from the start and gradually gained over every effort on the part of the Teutons to hold them.

The tournament will continue all the week.

said he. "The party to the contract had opportunity to examine into our good faith and our capabilities, and he solemnly agrees to the compact. We are met at the threshold of the courts by an intruder, another corporation, which seeks this same land, and at whose solicitation Wiegand disregards his obligations to the Columbia Valley Railway Company."

The arguments continued from noon till dark, and a young couple walting for Judge McCredle to come from the bench and marry them constituted the audience. These two, holding hands in the gloaming, listened wearily to the wordy warfare of rival railroads for hours. As dusk fell the two were made one.

Strong attempts will be made today to stop the work now being done by the Portland & Seattle at points in disputed

Two Portland Families Have an Experience and Narrow Escape:

AIR PUTS OUT THE LIGHTS

So Much of It in the Pipes That When the Flame Is Turned Down the Pressure Extinguishes the Blaze.

Is the present system, or tack of sys tem, for distributing gas of question able quality a menace to the lives of

This is the question which very nat urally asserts itself in the light of two complaints which have reached the ears of Councilman John Annand, member of the Council Committee assigned to the work of investigating the methods pursued by the Portland Gas Company in its dealings with an outraged public. Mr. Annand says these complaints may figure in the forthcoming gas investigation which is to be taken up, he stated yesterday, within the next week. Other business of urgent nature alone has prevented progress in the investigation up to this time, he says. the ears of Councilman John Annand

Gas a Menace to Life.

Under the complaint of the latest victims to report to Mr. Annand the gas now being supplied is of such mis-erable quality as to endanger the lives of the consumers. In short, the charge implied is that there is so much air infused into the lighting fuel that when a gas jet is turned low the pressure of air is such as to make it possible to extinguish the light, thus sure of air is such as to make it possible to extinguish the light, thus
leaving a volume of escaping gas.
Such a mishap in any residence or
business house might easily result in
loss of life, in fact, escape from serious consequences under such a condition might well be regarded as a
special dispensation of good fortune.
Those who have experienced such
mishaps recently in their homes are F.
J. Steinmetz, 5444 Gilsan street, and
S. H. Shaver, 475-Larrabee street. The
two residences are in altogether different portions of the city, and receive their gas supply from different
storage tanks. At both homes the
claim is made that the gas became extinguished in some mysterious manner,
leaving a volume of deadly fluid to fill
the rooms. The effect was exactly the
same as if the gas had been blown out

same as if the gas had been blown out by some unsophisticated ruralite, and the usual fatalities might have been attendant upon the mishap but for timely discovery. Escape a Narrow One.

Mr. Steinmetz, who conducts a real estate and employment office on Morrison street, believes the escape of his family and of himself from asphyxiation was a narrow one, and in no way due to any precautions on the part of the gas company.

"My wife and I was to be a located as a second company."

of our residence a few nights ago," said Mr. Steinmetz, "when we detected an odor of escaping gas. At first we paid little attention to it. It is only a piece of good luck that before leaving the room a mo-ment or two later to retire I traced the odor to its origin. The gas was escaping from the valve with a faint hiss. My wife and daughter were sure they had not turned the gas out, and we remembered clearly that it had been lighted a short time before. It had been left turned down until there was but a very small jet of flame. At first we were at a loss to know what had put the light out, but study of the gas fixture made it apparent to me that the pressure of imprisoned air had

Not the Only Complaint.

That is not my only complaint against the gas company," he continued. "Dur-ing the few years I have been dealing with the outfit I have had many unpleas-ant experiences, and at no time have I ever received at the company's hands what I considered fair dealing. It appears to me as if it is here for the purpose of robbing its patrons. Its methods are noth-ing short of high-handed. I don't believe it has any graded system of charge for its service. I am convinced it piles its charges up as high as it believes the victime will stand. It's a fact that my gas bill was higher this past month than dur-ing the same period a year ago, notwith-standing the fact that there have been but very few occasions upon which we have used the gas at all.

"The supposed reduction in rate is another hoax. If it takes off one end it adds on at the other, and there's no mistaking this fact. Every time it cuts its rates my bills manage to become a little steeper. I hope it does not make any further reductions. Its system of rebate for prop payment is another hoax, I believe. It simply uses this scheme to get people to pay up promptly, and the supposed rebate is nothing more than mathematical gym-

8. H. Shaver's Experience.

The experiences of Mr. Shaver, an en The experiences of Mr. Shaver, an engineer on the river steamer Charles R. Spencer, are very similar to those of Mr. Steinmetz. He was attracted by the smell of escaping gas in his home, and found that one of the gas jets had become extinguished in a mysterious manner. It, too, had been turned down, and Mr. Shaver attributed the extinguishing of the light to undue pressure from imprisoned gas or to some defect at the storage tank.

WEDDING AT VANCOUVER Lieutenant W. H. Raymond and Miss

Beatrice Cottrell Married.

VANCOUVER, Wash., Feb. 7.—(Special.)

-Lieutenant William H. Raymond, of Vancouver Barracks, side-de-camp to General Williams, and Miss Beatrice Cottrell, of Owensboro, Ky., were married hast night at the home of Colonel Hodgson, uncle of the bride. Rev. William C. Sheppard, rector of St. Luke's Episcopal Church, officiated at the wedding, which was one of the most brilliant ever held at the post. After the ceremony an elaborate banquet was served.

Mr. and Mrs. Raymond left in the evening for an extended wedding tour. They will make their home at Vancouver Barracks. VANCOUVER, Wash., Feb. 7.-(Special.)

"Dad" Moulton Accepts Offer.

SALEM. Feb. 7.—(Special)—'Dad' Moulton, who coached the track teams of Stanford and Pacific University, has wired his acceptance of a contract to train the Willamette University team this year. Willamette has prac-tically decided to maintain both a track team and a baseball team this season.

PENDLETON, Feb, 7.—An order has just been issued by the County Court whereby peddlers of stovek ranges, vehi-

cles, fanning mills and other similar goods within the county must first pay a license of \$500 per year. The action was taken upon the recommendation of the hardware and implement-dealers of the county, and it is thought the license will have the effect of barring out such companies from doing business within the county. All other classes of peddlers, excepting farmers selling their produce, are required to pay a license of \$10 per quarter.

Albany Will Play Tenpins.

Albany Will Play Tenpins.

ALBANY, Or., Feb. 7.—(Special.)—At the Alco Club, in this city, the bowling alleys are being made the regulation width for ten pins, a game which has here supplanted the once popular game of cocked hat. The 38-inch alleys are being widened to 42 inches, and ten pins will be the game in the future. Some excellent scores have been made at ten pins on the local alleys, the champion for last month being H. A. Nelson, who made a score of 279 out of a possible 383.

Umatilla Candidates File.

PENDLETON, Or., Feb. 7.—Nominating petitions are being filed here almost daily by candidates for the various county ofby candidates for the various county of-fices. Among the lateat are those of C. W. Steen, of Milton, for Representative, and H. B. Lee, for County Commissioner. Mr. Steen reserves the right to vote for whom he desires for United States Sen-ator. Other petitions are those of F. W. Hendley for Recorder; J. H. Parkes for Coroner, and G. W. Bradley for Treas-urer.

DRUNKEN SAILORS MUTINY ON JOY COASTING STEAMER.

Leader Has Thumb Chopped Off by Comrade During Melee in San Francisco Harbor.

SAN FRANCISCO, Feb. 7.-There was a riotous scene on board the steamer Indiamapolis which sailed today for Seattle. It is alleged that the crew came aboard under the influence of liquor and refused to obey the orders of Captain Johnson. The officers arrested John Reising, the leader of the mutiny, and put him in rons, but the sailors in a new burst of fury, made a fierce rush and took Reis-ing away from the officers.

One of the sallors seized a hatchet and

One of the sailors select a natchet and attempted to strike the frons from his leader's wrists. In trying to do this be cut off one of Reising's thumbs.

The ship lay to and Dr. Trotter was called aboard from the quarantine station. He dressed the man's injuries and the steamer proceeded on her way. the steamer proceeded on her way.

MANGLED UNDER WHEELS.

Fred Fitzpatrick Cut to Fragments by Train at Wyeth.

CASCADE LOCKS, Or., Feb. 7 .- (Spe cial.)—Last night at Wyeth, Or., Fred Fitzpatrick, an employe of the O. R. & N. tie-treating piant at that place, was run over by train No. 4, and his mangled re-mains scattered along a quarter of a mile of the track. Nothing was known of the accident until this morning about 6:30 o'clock when Olaf Cask, the night watchman for the tie plant, was returning along the track to his home. About 100 yards east of the station he found horrible evidence of the tragety. There was absolutely nothing left by which the dead man could be identified except some portions of the clothing, which, added to the fact that he was missing, gave a clew.

The unfortunate young man was on his new to the bone of a young life whom

way to the home of a young lady whom he was going to accompany to a party when the accident happened. He evidently had tried to cross the cattle guard at that place in front of No. 4, had got his foot caught, and before he could extricate himself was struck by the engine, torn from the cattle guard and dragged

along until cut to pieces.

Fitspatrick had been working for year at the railroad tie-treating plant Wyeth, and living with his father and mother. He had four brothers, all work-

DRIVEN INSANE BY CRANK.

Tacoma Literary Woman Dies From

Acute Religious Mania. TACOMA. Wash. Feb. 7.—(Special.)—Mrs. Ann Bjorklund dled yesterday of acute mania in the hospital for insane at Fort Stellacoom, where she was taken a few days ago. She was formerly Miss Anna Hanson, who came to Tacoma N Anna Hanson, who came to Tacoma 20 years ago. She was an accomplished woman of fine literary taste and was a frequent contributor to newspapers and magazines. She had developed considerable ability in a political line. During the past year friends of Mrs. Bjorklund say she had been persecuted by some unknown religious fanatic, who was continually sending her tracts and warning her by letter of what she might expect in the hereafter. These letters are said to have been responsible for the religious mania that unsettled her mind and resulted in her death. Her friends are emphatic in denuncia-tion of the man and in Judge Snell's court recently stated that hanging was too good for the fellow.

BRIDGE MATERIALS ARRIVE.

Work on North Yakima & Valley Railway Progressing Rapidly.

NORTH YAKIMA. Wash., Feb. 7.— (Special.)—Two carloads of material for the North Yakima & Valley Railway bridge across the Naches River arrived here today from Chicago. The bridge was in a wreck between St. Paul and Chicago last December and had to be sent back to the factors otherwise it would have to the factory, otherwise it would have been here and nearly completed. Track laying is progressing rapidly. The grading over the short stretches of

The grading over the short stretches of the right of way that were granted by the court last week is about completed and ten days more the track will be com-pleted five mils from here up the Naches Valley. The road will be completed for the 20 miles up the valley by about April 10.

Customs Officers Upheld.

ASTORIA, Or, Feb. 7 .- (Special.)-Letters were received at the Custom-House today from the Department of Commerce and Labor rendering decisions in two matters that have been pending before the department for over a year. They are in relation to the remeasurement of the French bark Europe and the French ship Jules Gommes, when they arrived here in November and December, 1904, respectively, and the action of the local customs authorities is confirmed in each case. The letters state that in the future, whenever a vessel arrives at this port and the compartments are not prop-erly designated, the master may be permitted to mark the compartments in ac-cordance with the regulations and the Collector is to report that fact to the de-

Timber Near Seaside Sold.

ASTORIA, Or., Feb. 7.—(Special.)—A bill of sale was filed for record at the County Clerk's office today, whereby N. D. Bain sells to C. C. Clarke all the merchantable timber on what are known as the Hirsch and Holladay tracts near Sea-side for a consideration of \$4356.

Multnomah Republican League Ready for Work.

WOULD HARMONIZE PARTY

It Completes Its Programme by Electing Fifteen Vice-Presidents. One for Each City Ward and Five for County.

With a political organization completed or the coming campaign, the Multnomah Republican League has started on its ca-reer of trying to harmonize the party and to elect on June 4 all the candidates who shall be nominated at the primaries on April 29.

At the second meeting of the league, held last night in Selling-Hirsch building, the organization was perfected by the the organisation was perfected by the election of 15 vice-presidents—one for each ward in the city and five for the country precincts of the county—and by the adoption of by-laws in conformity with the constitution adopted at the initial meeting two weeks before. Dr. O. P. S. Plummer, president, presided, and Allan R. Joy occupied his seat as secretary.

Men for Precinct Captains.

The next session is to be held Tuesday night, March 6, unless sooner called by the president. Meanwhile men for pre-cinct captains are to be recommended for

Last night's session was attended by some 40 braves, and lasted from 8 to 10 o'clock. The first meeting was graced by 100 patriots; consequently last night's doings were carried on short-handed, due to the fact that many of the braves had

Among the foremost celebrities, besides Among the foremost celebrities, besides President Plummer and Secretary Joy, were: Charles E. Lockwood, John Gill, F E. Beach, S. C. Beach, D. J. Quimby, Willis Finher, Dudley Evans, J. T. Gregg, S. H. Gruber, J. C. Bayer, N. D. Beutgen, L. D. Cole, A. B. Ferrera, T. J. Cleeton Peter Hobkirk, Al Cook, M. G. Griffin, and James Sharinghousen, of Rockwood, and Charles Cleveland, of Gresham.

" Vice-Presidents Chosen.

The vice-presidents, according to the constitution adopted two weeks before were to be \$6 in number, one from each precinct, but last night the constitution was changed to make the number 15—one

was changed to make the number 15—one from each city ward and five from the country precincts. The following vice-presidents were then elected:

Ward 1, R. A. Preston; Ward 2, F. A. Jones; Ward 3, Charles E. Lockwood; Ward 6, L. D. Cole; Ward 5, A. B. Ferrera; Ward 6, Edward Ryan; Ward 7, M. G. Griffin; Ward 8, R. W. Parker; Ward 9, E. C. Robbins; Ward 10, J. T. Greek; country precincts—T. L. Evans. Gregg; country precincts-T. L. Evans, of Huriburt; J. J. Johnson, of Lents; T. J. Monahan, of St. Johns; W. H. Burk. of West Portland; A. E. Lui 64 Washington st.

These men were all elected unanimous-ly, except Ferrera, Fifth Ward, who won over Blaise Labbe, on the second ballot, by one vote, 19 to 18.

A special committee was appointed to draw up by-laws, S. H. Gruber, M. G. Griffin and John Gill, and its work was adopted with minor changes. The ex-ecutive committee "shall take charge of active campaign work of the Republican party for Multnomah County, which it ahall press with all vigor." The secretary is to be paid \$25 a quarter, and the dues are to be \$1 a year a member. All Republicans are eligible to membership. The present membership comprises three men from each county precinct and 50 from the county at large. The executive Sichel, D. J. Quimby, Dr. Charles A. Macrum, Dr. Emmet Drake, Peter Hob Macrum, Dr. Emmet Drake, Peter Hob-kirk, E. A. Cooke, J. B. Magers, F. S. Doernbecher, N. D. Beurgen, all of Port-land; W. J. Miller, of Linnton; John Hoffman, Bertha; H. C. Smith, Wood-stock; Thomas Corder, Troutdale; Charles Cleveland, Gresham,

Wants to Go to Legislature. William Wanner, residing at 4 North Ninth Street, yesterday filed a petition for nomination on the Republican ticket for member of the Legislature. He prom-ises to vote for the candidate for United States Senator who receives the high number of votes at the June election.

LOST POCKETBOOK LEFT UNDER PILLOW AT HOTEL.

Portland Man Hurriedly Returns to El Paso to Find Money Has Disappeared.

EL PASO, Tex., Feb. 7 .- (Special.)-Some person in El Paso is \$300 richer today and J. W. Flegel, of Portland, Or., is that amount poorer, Mr. Flegel slept at the Hotel Francis last night. When he retired, he placed his wallet contain ing the money under his pillow. He had arranged to catch the morning train for Los Augeles and in his hurry he left the building without taking his pocketbook

While it was lying under his pillow he was speeding westward. Suddenly when he was about 10 miles out of the city he missed his wallet. Collecting his thoughts, he had the conductor stop the train in good time for him to catch un incoming train and he was landed in the city in rapid time, but his money disappeared.

SMOTHERING THE SCANDAL

Simmous' Funeral in Church Despite Protest-Coroner Ends Inquiry.

PEORIA, Ill., Feb. 7.-Funeral services of the late Rev. George Simmons, who committed suicide Tuesday morning, will be held from the First Baptist Church, of which the dead man was pas-tor, at 10 o'clock Friday morning. The sermon will be preached by a minister from Kansas City, who has not yet been

A storm of protests which was raised in the church this morning when there was talk of holding services in the church, has quieted down and there will be no

coroner Baker concluded his inquest this afternoon, and the jury returned a simple verdict of death from cyanide of potassium taken with suicidal intent.

A mass meeting of the depositors of the People's Savings Bank, of which Dr. Simples was this owner was the tonight. mons was chief owner, was held tonight, and a report made there indicates that the bank will pay from 80 to 100 cents on

the dollar.
The plan of the Coroner to go into th investigation of charges brought against the dead minister was abandoned under pressure of public opinion.

MCKIBBIN HATS

One reason why so many men are buying McKibbin hats this year is that they have found out that many other men are brushing up their old McKibbins and making them do again. Qualifies last even if styles be changed. New style McKibbins comprise every late effect. \$3.00 Pick out the best dealer in your town and ask him about the McKibbin.





A Perfect Cold Weather Drink

BLE OF ALL BEVERAGES.

HIRED BY COLLIER'S

Former Agent of "Fads and Fancies" Admits Selling Out.

Paid Salary of \$100 for So Do ing-Impeached on Cross-

Examination by

the Defense.

NEW YORK. Feb. 7.-Examination of Colonel W. D. Mann on a charge of per-jury preferred by Robert J. Collier, pubisher of Collier's Weekly, was continued today. Moses Ellis Wooster, agent for "Fads and Fancies," who testified yester-

day, was cross-examined today by Colonel Mann's counsel. Witness said that after Colonel Mann had written "O. K." upon the letter of Count Reginald Ward, which forms the basis of the perjury charge, he (Wooster). showed it to the circulation clerk, and afterward put it in a tin box at his home. Later he said he gave it to the law firm which is at present acting as counsel for Robert J. Collier, and a month after giv-ing them the letter went into their em-

Martin W. Little, Colonel Mann's coun sel, during the sharp cross-examination of Wooster, elicited from him that in his previous testimony at this hearing he was in error concerning 25,000 shares of mining stock, which he said Count Ward gave him. Mr. Wooster corrected these points, one being about the date of receiving the stock and the other about the number of shares in each installment. At this point, while Assistant District Attorney Hart was objecting to the line of questioning pursued by Mr. Lit-tleton, Justice McAvoy interrupted the lawyers to say that the cross-examination was progressing satisfactorily to him, and that it tended to impeach the testimony of the witness. He added that although Wooster had sworn that he saw Colonel Mann O. K. and sign the initials "W. D. M." to the Count Ward letter, that

did not make it so.

Referring again to the salary which
Wooster says he received, Mr. Littleton You are getting \$100 from the Col-

'What are you doing for them?"

pose of putting Count Ward's name on the posting or free lists, and that he had no other significance.

Littleton then offered to Wooster what he said was the free mailing list of Town Topics for 1903, and the witness said he could not find Count Ward's name there-After Wooster left the witness stand. Edwin' B. Hay, a handwriting expert, testified that in his opinion the "O. K." and the initials "W. D. M." were in Colo-

nei's Mann's handwriting. Court then adjourned until tomorrow. TESTIFIES AGAINST MANN MRS. MIMS HERE TODAY

> Christian Science Lecturer to Speak at Belasco Tomorrow Night. Mrs. Sue Harper Mims, C. S. D., who will lecture on Christian Science at the Belusce Theater tomorrow evening un-

der the auspices of the local Christian Science Churches, is expected to arrive in Portland from California this morning. According to reports of the San Francisco papers, Mrs. Mims addressed large audiences in San Francisco on Friday and Sunday last and the lectures were well received.
The Richmond Times Dispatch prints

the following of Mrs. Mims and her lecture recently delivered in that city: Mrs. Mims is one of the first ladies of At-lanta, Ga., being the wife of the ex-Mayor,

lanta Ga. being the wife of the ex-Mayor. Major Livingstone Mims. She is a typical lady of the land, most gracious and charming in her manner, very sweet and womanity. but when it comes to the matter of her lecture, she becomes really masculine in her grasp of the subject, the clear elucidation of its depth and the forceful logic with which its statements are driven home. She was listened to with the deepest interest and the audience departed evidently well pleased with their experience.

Mrs. Mims made it very plain that Christian Science healing results from the practical understanding that God is spirit and man as his child is spiritual, and not material. If man can be seen as the spiritually perfect son of God, then his sins and sicknesses disappear. It is this truth of being that heals, not human will nor influence. Thus Christian Science teaches that sin and dieaze have no divine authority.

Chistian Scientists affirm that the

Chistian Scientists affirm that the octrine of their adoption has brought into their lives some measure of phymental and moral betterment and they are therefore desirous recting any misconception of Christian Science existent in the public mind. For this purpose one or more complimentary lectures are provided each year by the churches of this denomination, and the general verdict regard-ing Mrs. Mims would indicate that she well qualified to present the subject

Admission to the lecture will be free and no general reservation of scats will be made. The doors of the Be-lasco Theater will be open at 7:15 and closed at 8 o'clock, at which time the

Bill for a Greater Pittsburg. HARRISBURG, Pa., Feb. 7 .- Governor Pennypacker today signed the Greater "There is nothing for me to do but come here and testify under subpena."

The witness said that the placing of the "O, K." and the initials "W. D. M." on a joint vote of both cities.

Come Now Own Up

You don't like those gray hairs, do you? And your husband certainly doesn't like them. Then why not try a bottle of Ayer's Hair Vigor? It restores color to gray hair every time, all the deep, rich color of early life. And it cures dandruff also.

The best kind of a testimonial-"Sold for over sixty years."

Made by the J. C. Ayer Co., Lowell, Mass. Also Manufacturers of AYER'S SARSAPARILLA — For the blood. ATER'S PILLS — For constipation. AYER'S CHERRY PECTORAL — For Coughs. ATER'S AGUE CURE — For malaria and ague.