# CARELESSNESS ALMOST DEADL'

Thomas Cahill Victim of Gas Greed.

IS PARTLY ASPHYXIATED

Company, Because Bill Is Disputed, Removes Meter, but Leaves Leaking Pipe in Saloon and Bartender Nearly Dies.

Because of alleged carelessness on the part of an employe of the Portland Gas Company, Thomas Cahill, a bartender in company, fromas canin, a barcan a saloon at 47 North Sixth street, narrowly escaped death by asphyxiation, yesterday afternoon. In removing a meter from the saloon, the workman representing the gas company allowed so large a quantity of the poisonous fumes to escape the control of the contr oganitity of the poisonous fumes to escape that Cahill was entirely overcome when found by W. C. Brown, who entered the salson a short time later.

The incident occurred in the salson

owned by David Pyper and Duncoln Mc-Callum. The proprietors had refused to pay a gas bill which they regarded as ex-orbitant, and yesterday afternoon the my sent one of its men down to cut off their supply of gas and remove the meter. Cahill was the only person in the saloon besides the workman, who left as soon as he had completed the job. When Brown, who is a member of the Globe Investment Company, entered he found room filled with the gas fumes and the bartender deathly sick and almost unconscious. Although hardly able to breathe the gas himself, Brown succeeded in entering and dragging Cahill to the street, where he was partially revived. He was very sick throughout the remainder of the day, however, and was hardly able

The proprietors of the saloon are indignant about the matter, and threaten to bring a damage suit against the gas com-They assert that the employe of corporation neglected to use dution in removing the meter, and that the odor of gas could be detected for hours afterward, although everything possible

was done to ventilate the room. The bill which the saloonmen The bill which the saloonmen refused to eet was a charge of \$12.50 for the month of January. The only gas which was used was the supply for a single arc lamp. This lamp, they say, was purchased from the gas company, which told them that it would not consume more than 34 worth of gas during a month. The monthly bills had previously been on the average about \$4, and the highest that they had ever paid for one month was \$7.

## CHILD IS CONVALESCENT

Little York Girl Will Undergo Second Operation on Eye.

The little York girl who was operated upon at St. Vincent's Hospital Thursday is reported to be progressing favorably, and unless serious complications set in she will be ready for a second operation in the prescribed time, when it is hoped that the cavity can be made to accommodified. that the cavity can be made to accommodate an artificial eye. Drs. Nunn and Parker, who have the case in charge, state that the suggestion referred to in yesterday's account of the case—that of transferring the cornea of a live rabbit's eye to the cycball of the patient-have been made by someone not fa with the conditions or with plastic surit has ever been entirely successful. In the present case the eyeball is entirely destroyed, and it is doubtful if even the conjunctiva can be transferred, the mus-

It is learned that the accident by which this child's eye was burned out happened about three months ago, and she has been without medical attention since then. Mrs. scow which was built through the good offices of the Volunteers of America they having solicited the building ma-terials and the labor. The -Volunteers state that they first discovered this family and have assisted it various times, the erection of the house being their principal The Juvenile Court officers have n instrumental in furnishing immedi-relief and procuring proper attention for the afflicted child.

ds, cooking stove and other necessary furnishings have been provided in the new home, and the family will be comfortable. Many citizens congratulated Officer Haw-ley and Mrs. Daggett yesterday on the apt manner in which they had afforded relief in this case. The question of feeding herself and six children on meager wages is the most serious queswhich now confronts the mother. her oldest, aged 13 years. The youngest is about 18 months old. These six children have to care for themselves while the mother goes out to day labor. It is such cases that would come under the supervision of a day nursery if one were

Is Common Reputation Sufficient to Justify Revocation.

PORTLAND, Feb. 9 .- (To the Bötter.) -- On last Wednesday evening the license committee of the City Council presented to that body a

dence which obtains in courts of law, or is it diobted with large discretionary powers in the premises? The Portland city charter gives to the Council power to grant licenses and to regulate and restrain liquordealers and th places of business. The city charter, there-fore, clothes the City Council with large dis-cretionary powers both in granting and revolding liquor licenses. In the exercise of such discretionary powers the Council may act upon its own knowledge, or upon hearsay ten-timony, or upon wholly circumstantial evi-dence, or upon general reputation and public dence, or upon general reputation and public report, and it is in no zense bound by the rules governing the admissibility and suffi-ciency of evidence in courts of law. The Council always exercises its discretionary pow-ers in granting or refusing a liquor license. It may equally exercise such powers in re-voking a liquor license. Now, in the case of Mr. Richards, is there sufficient evidence to justify the Council in

Now, in the case of Mr. Richards, is there sufficient evidence to justify the Council, in the exercise of its discretionary powers, in revoking his license? It seems to be generally admitted and understood that in the Richards 'hotel' there are certain private rooms or inciosures in which liquors are soid to agrites who wish to drink in secrecy. In State vs. Barge (82 Minn. 256), a case involving a city ordinance which prohibited licensed incorrelaters from constructing or maintain-

ing any stall, booth or other inclosure of any hind in or connected with any place in any building where intoxicating liquors were sold. Chief Justice Start, in deciding the case, said: "It is a fact of which we may take judicial notice that opportunities for men and women, old or young, to lounge, firink and carouse in secreey, free from the observation of the po-lice and of all other persons, are democalleing in the extreme, and directly tend to drunken-ness, licentiousness and the corrupting of un-wary youth. The existence of any drinking booth, stall or other like inclosure with screens, curtains or partitions, within the room named in the license for the sale of in-toxicating liquors, affords just such oppor-tunities."

funities."

Now, if a court can take judicial knowledge that such saloon booths or secret drinking inclosures, wherever they exist, promote immurality, and can use such knowledge as evidence, why cannot our City Council, in the exercise of its wider discretionary powers, under the charter, take knowledge that such secret drinking and carousing rooms or inclosures as those publicly and generally known to exist in the Hichards place promote drunk-timess. Herntfourness and the corrupting of the canes. nness, licentionness and the corrupting of outh, and use such knowledge as sufficient vidence to junify the revocation of his li-

The fact is that the very existence of such The fact is that the very existence of such bears, booths or secret drinking places in any saloon in the city, whether we have a "box ordinance" or not, is sufficient evidence to justify the Council in revoking the license of the kerber of such saloon.

Hence, when we recommer that it is a matter of common and public knowledge that such secret drinking rooms or inclosures exist in the Richards "hotel" and that their very existence is evidence of practices therein which are against public morals and the public wel-

are against public morals and the public wel-fare, and when we remember all the testimony to disquasting, demoralising and degrading per-formances in the flichards place, brought out formances in the flichards place, brought out in his recent trial and in the investigation before the license committee, and when we remember the generally and notoriously had reputation of the place, and when we remember the large discretionary powers of the Council, under the charter, in granting and revoking liquor licenses, and when we remember that the Council is elected to protect the rights and promote the swifare of member that the Council is elected to pro-tect the rights and promote the weifare of the public and not to champion the individual interests of liquor sellers and bandy-hous-keepers, we are constrained to say that the Council has sufficient evidence to justify it in contains the license of T. I. Richards. Why revoking the license of T. I. Richards. has it not been revoked? Perhaps the partisan politicians know. Perhaps the Liquor Association knows. Perhaps the "red ticket" men know. Perhaps the misrepresented and outraged people know, and when they get a chance to express themselves at the politicity will let it be known that they know. Superintendent Anti-Saloon League.

MAYOR LANE NOT WILLING TO CRY QUIT.

Executive Board Orders Arc Light So Placed as to Shine Upon Entrance.

That Mayor Lane is determined to throw as much light as possible on future operations of Thomas Richards, is operations of Thomas Richards, is shown by the fact that yesterday his Executive Board ordered an immense are lamp to be immediately placed at a point "on the west side of Park street, 50 feet south of Alder." This will bring the beacon directly in front of the Park-street entrance to the establishment, concerning which there was so much testimony before the Council investigating committee relative to the arrival of closed carriages being coincident with the sudden darkness that enshrouded the locality.

place episode yesterday as a direct thrust at his own administration. The United States Pidelity & Guarantee Company had served notice on the Executive Board that Kay's \$1000 surety bond had expired on January 12, and inasmuch as he had not renewed it, the company renounced all further responsibility in the matter. Such conditions are of frequent occurrence, but the Mayor was up in arms in

"The surety company has been in the habit of dropping policemen as soon as they get busy," said the executive, warmly. "Kay has been pretty busy lately, and that is the 'reason they ar after him. I think they ought to be noti-fied that all the policemen will get bonds elsewhere." he continued but at this junc-ture Chief Deputy Auditor Grutze calmly informed the Mayor that Kay had been notified several times to put up a new bond, and had as frequently promised to do so on pay-day, so the incident was

Searching for Lost Boat, Make Grewsome Discovery Under Dock.

A river mystery that will probably never be solved, was brought to light late yes-terday afternoon, when small boys, in search of a drifting boat, discovered, under the Greenwich Dock, a portion of a human skeleton. Deputy Coroner Arthur L. Finley responded to a call, and by using lanterns and stick, gathered up the THE RICHARDS LICENSE the victim, or to determine the man-

ner of death. "It was the worst case ever coming to "It was the worst case ever coming to my attention," declared Deputy Coroner Finley last night, after completing the grewsome task of gathering up the frag-ments of the skeleton and placing them in a coffin. "The bones we found will not weigh over 15 pounds. The fact is, there is just enough left to prove it to be a portion of a human being. The bones will have to be buried immediately. There is not a thing left that in any way serves

Initiative for Alaskan Line Will Be Taken Today by Committee.

## CERTAIN GUARANTY ASKED

Bodies Will Request Business Men to Do Their Part to Secure Trade. \*

### ALASKANS AND STEAMSHIPS.

The following is an extract from a resolution passed by the Chamber of Commerce of Douglas, in Southeast-ern Alaska, which shows the feeling that exists among the merchants of the cities in that part of the terri-"Whereas, The Alaska Steamship Company and the Pacific Coast Steamship Company have ceased to bination whose principal object at the present time seems to be the exaction of an altogether unwarranted and extertionate increase in freight rate, from the small shippers especially, by an illegal discrimination in favor of the large ones as against the small; and.

"Whereas, We believe the whole system of rebating is vicious, illegal and unjust; therefore, be it "Resolved, That we will, by all means within our power, encourage and support competing lines."

Portland merchants and other busine men, who for months have been agitating the establishment of a steamship lin between this port and Alaska, today will have an opportunity to demonstrate that their conservatism is of the sort that does not prevent them from taking advantage of an opportunity. The merchants will be approached by the committee of 11 men. representing the four commercial organizations of this city, who will ascertain whether the business interests of Portland are willing to assist in securing the line. It is clearly up to the business men, and if Portland continues to allow Seattle, San Francisco, Tacoma and Vancouver, B. C., to grow rich from the wonderful Alaska trade while this city gets practically none of it, they will have no one to blame but

being coincident with the sudden darkness that enshrouded the locality.

Policeman Kay likewise received instructions yesterday moraing to keep in touch with the situation as much as possible, and to make an occasional tour of inspection through the Richards Hotel for the purpose of ascertalizing whether he was violating any of the municipal laws, it being obvious that the Mayor has no intention of suspending hostilities in that direction merely because a majority of the City Council declined to revoke Richards liquor license.

That the Mayor is also sensitive upon the subject of Policeman Kay at the present time is shown by the avidity with which he selzed upon a commonplace episode yesterday as a direct thrust at his own administration. The United at his own administration. The United has been supragated and that other line would have been started long before this had the opportunity presented itself.

If the business men are sincere there is only one possible thing that will prevent the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men decide that the steamers from being started on the route. This is the proposition that will be submitted to the business men asking the confidence of the control and the present street and the submitted to the business men asking the confidence that Port land will not allow this opportunity to stip by. It However, the general opinion among the

able terms, the ilne will necessarily have to be delayed. The terms of the proposi tion made by the owners of the ships have never been made public. But the 11 men of the committee all of whom are representative and responsible business men, are of the opinion that the proposi-tion is a good one, and in fact, are very enthusiastic over it. enthusiastic over it.

## Will Be Asked for Guarantee.

The business men will not be asked to dig down in their pockets and dig down in their pockets and produce a large sum of money to be handed un-ceremoniously over to the owners of the steamships. They will only be requested to guarantee the companies a certain amount of money or freight. If the line should be a paying proposition from the start, the merchants would not be out a cent and would have greatly increased. BOYS FIND HUMAN BONES cent and would have greatly increased their business. But should the receipts of the steamer fall under a certain amount, the merchants would have to guarantee to furnish a certain amount of freight for the steamers, they will be par-ticularly enterprising in working up Alaskan business.

The majority of the Alaskan enthusiasts believe that it will be advisable to start with one ship, taking the stand that it would be asking too much of the merchants to have them guarantee freight and passengers for two vessels. Then it can be determined with one vessel whether Portland has a chance to enter

the proposed contract it could be secured upon 160 days' notice.

But there are those with believe that the line should start with not less than two steamers, and some of the most optimistic think that three vessels could be used to advantage. The latter, however, are very much in the minority. It is proposed to first put on a steamer to run from Portland to Valdez, Seward City and Dutch Harbor. Then there are those who think that a steamer should connect Portland with Juneau, Douglas and other cities in Southeastern Alaska.

The merchants of the whole of Southeastern Alaska are very much dissatisfied with the present, systems of transportaeastern Alaska are very much dissatisfied with the present, systems of transportation and would welcome a competing line from Portland, as the foregoing resolution, passed by the Douglas Chamber of Commerce, would indicate. Portland could hardly hope to compete with Scattle on the passenger travel to Southeastern Alaska, as steamers from Puget Sound follow the inland passage. Vessels from Portland would have to go by the outside route, which is just as good for freight traffic as the other passage. Very little rough water is encountered

for freight traffic as the other passage. Very little rough water is encountered from Scattle to Southeastern Alaska when the inland passage is followed. The resolution passed by the Douglas Chamber of Commerce was received recently by the Portland Chamber of Commerce. Accompanying it was a commu-nication in which it was stated that the association was composed almost exclusively of business men. It asks assistance in the fight to secure a system of freight charges that will permit the people of Alaska to exist. It says that they have been patient and long-suffering, but now are ready to concernic with the now are ready to co-operate with the business men who will come to their as-sistance, and will "let the chips fall where they may."

## Ready for Spring Rush.

It is thought that if an option on one of the three steamships is closed imme-diately that the vessel can be brought to Portland in time to catch the miners who will flock to Alaska with the open-ing of Spring. Ever since the inception of the agitation Alaskans who are spend-ing the Winter in the states have been much interested and are still keeping themselves in touch with the proceedings. If the line is started they will know of it and it is thought that the vessel could get more freight and passengers than could be accommodated on the maiden

represents the Commercial Ciub, Chamber of Commerce, Manufacturers' Association and the Board of Trade, and which will make the canvas of the city today, is composed of George Lawrence, Fletcher Linn. A. H. Devers. Manufacturers' As-sociation: T. W. B. London, W. B. Glafte Commercial Club; George Lawrence, R. S. Farrell. Sal Blumaner, Chamber of Com-Parrell, Sal Blumauer, Chamber of Com-merce; J. H. Page, David Brown, Wallis Nash, Board of Trade. The committee will meet Tuesday afternoon to report upon the result of the canvass.

## TUG-OF-WAR CONTEST.

Last Opportunity Tonight to Witness This Great Tourney.

The husky sons of Finland bid fair to make a clean sweep in the international tug-of-war tourney now being held at the Armory, for they annexed their sixth successive victory last evening by pulling the Danes out of the cleats in a trifle over two minutes.

A large crowd was present and the feats of strength were heartily applanded. Much amusement was furnished by the contest between the boys' teams, known on the boards as the Johnny Duck and Billy Goose Regiments. The Johnny Ducks proved the strenger, and scored over their young opponents in a pull lasting about five minutes. The first bout of the evening was between the German team and the Italian seven, which event was won by the latter after a strong pull in which they carried their rivals over the mark. The Norwegian team defeated the United States by consistent work on the rope, for they pulled m won in two minutes. The losing team was given a hearty applause, as were the vic-tors. The last bout on the programme as a pull between the Canadians and At the conclusion of each night's pul there is a dance held on the floor of the hall, which is beartily enjoyed by the young folks in afterdance. Tonight closes

## Arrested for Stealing Bicycle.

Implicated indirectly with the larceny a bicycle, Edward Wright, a 20-year-old boy, was arrested with Frank Hendricks last night by Detective Murphy, and both were locked up in the city jail. Hendricks is accused of stealing the wheel and selling it to a pawn dealer for \$2.50. At the request of Hendricks, Wright says that he carried the wheel down a flight of stairs. not knowing that it did not belong to Hendricks, and turned it over to him. Af-ter selling the wheel Hendricks offered the boy \$1 for his trouble. The case will be tried in the Municipal Court this morn

## Chinese Mission Entertains.

A well-attended musical and literary en Taylor-Street Church by the young people of the Methodist Episcopal Chinese Mission, 2674 Stark street. All of the participants were Chinese, and the 25 nur whether Portland has a chance to enter missionary work. A report on the work supcessfully the field on a larger scale. If the trade justifies another vessel under Sing Kai.

## SCOTTISH RITE MASONS GIVE A BALL AT THEIR CATHEDRAL

AT THEIR CATHEDRAL

Finley last night, after completing the grewsome task of gathering up the fragments of the skeleton and placing them in a coffin. "The bones we found will not welph over 15 obes at the coffin. The bones we found will not welph over 15 obes at the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night, which all the Ancelent & Accepted Scottlah Rite Welph over 15 obes at the Cathedral last night with a dark of the Welph over 15 obes at the Cathedral last night with card that possible was done for the early large and the police that the remains are those of some unfortunate sailor who fell overboard, as there have been everal such cases in recent years.

Women's Club's New Home.

Women's Club's New Home.

The Women's Club met for the first time In its new quarters in the Eliks' logeroomy sextenday. The beautiful hall was much admired by the members, who feel that have been everal such cases in recent years.

Women's Club's New Home.

The Women's Club met for the first time In its new quarters in the Eliks' logeroomy sextenday. The beautiful hall was much admired by the members, who feel that have been several such cases in recent years.

Women's Club's New Home.

The Women's Club met for the first time In its new quarters in the Eliks' logeroomy sextenday. The Acceptance of the Cathedral last programs was in the bands of the Cathedral last programs was in the bands of the Cathedr

# HEALTH IN THE FOOD

Every one knows that Royal Baking Powder is absolutely pure. The housewife uses it with confidence, and she is justified in so doing.

But how few realize that Royal Baking Powder is a direct product of the healthful and delicious grape! The product of the grape, crystallized and ground, is the cream of tartar which forms the active principle of every pound of Royal Baking Powder.

Fruit properties are needful for the healthfulness of the body, and the grape as used in Royal Baking Powder is the most valua-

ble and healthful of all.

## Royal Baking Powder

produces food remarkable both in flavor and wholesomeness.

ROYAL BAKING POWDER CO., NEW YORK.

# SIX MORE DIVORCES

Judge Frazer Grants the De-

Cruelty and Drunkenness Are the Other Charges Upon Which Dissolution of the Marriage Bonds Is Requested.

Judge Frazer yesterday granted six dirorces, three of which were for descrtion. Lizzie Butler abandoned M. D. Butler. Mich., in October, 1891. Butler testified that his wife left him in May, 1901. He

The decree was allowed. Joseph L. Johnston was divorced from Nellie E. Johnston because of desertion in Walla Walls in 1896.

from Andrew Banister, who deserted her in Portland in November, 1994. They were united in the holy bonds of wedlock in ine Grant, who was divorced from W. Grant, testified that he called her had names and falsely accused her of indrunkard. They were married at Vanouver. Wash., six years ago. The maide

George W. Blanchard was cruel to the children, stated Martha Blanchard, his wife. He bumped their heads against the wall, struck them, pulled their hair and threatened them. These acts, she said. occurred frequently, without cause. Mrs. Blanchard also testified that she was bad-ly treated by her husband. Their marriage was solemnized in New Era in 1892. Mrs. Blanchard was granted a divorce and the custody of the three children.

Harriet B. Hillyer told the court that her husband, Charles H. Hillyer, to whom she was married November 15, 1992, could earn from 250 to 275 a month, but he would not work much, and when he did, squan-dered his money for drink and cigarettes. He spent most of his time drinking and loafing and she was compelled to work for a living. She said she gave him money and he spent it for liquor. He threatened to kill her and their child, and she went to her father. E. A. Sprague, for protection. Judge Frazer granted the decree. Jennie Rogers has sued F. S. Roger for a divorce because of desertion. Ina Moore has sued W. H. Moore for a

ACCUSE INSURANCE COMPANY

Rallway Men Think They Have Been Buncoed by It.

Believing that railroad men of Oregon are being deceived by a fake insurance company, charges have been made to the District Attorney against the Railway Employes' Mutual Protective Society, an alleged bogus concern which has for its object, it is charged, the buncoing of the content of their money. railroad employes out of their money. Evidence is now being gathered by the railroad men and if it is satisfactory to Deputy District Attorney Adams, a com-plaint will be issued against the society. Employes of the O. R. & N., in Washington, idaho and Oregon, it is said, have been buncoed out of several thousand dol-lars in the last six months. The head offices of the society are in San Fran-cisco, with branch offices in cities along the Pacific Coast. The society issues both accident and death policies, but has no license in the state and consequent is not held liable by the courts. On inquiry of Secretary of State F. I. Dunbar, it is learned that the society has not, up to the present time, com-plied with the statutes of Oregon relating to insurance companies, and is not licensed to transact insurance business within the state. The Secretary says The Secretary says that the society is not a fraternal ass

ance company doing business in Oregon in violation of the insurance laws is liable to a fine of not less than \$100 or more than \$60, or imprisonment in the Count

Jail not less than ten days or more than six months. Sheriff C. C. Pennington, of Union County, acting by authority of Secretary Dunbar, notified the branch office at La Grande, Or., a few days ago that the society must recall its agents and pre-vent them from soliciting further business within the county. Other Sheriffs in the state will likely receive the same

The society, which has confined its op-erations in this state to employes of the O. R. & N., claims to have the backing of the employes of the road.

JULIUS MEIER TESTIFIES.

Trial of A. E. Kern and Dr. Paul J. A. Semler Is in Progress.

The trial of A. E. Kern and Dr. Paul J. A. Semler for attempting to extort \$300 from Meier & Frank Company is still in progress in Judge George's Court. Julius Meler occupied the witness stand yester-day morning for over two hours, undergoing cross examination by Thomas O'Day, of attorneys for the defense, and proved himself a match for that able practitioner. In fact, Mr. Meier had the best of the game most of the time, and Mr. O'Day lost his temper upon numerbeen injured by the Deutsche Zeitung. They were married in and Mr. Meier was ready with complete explanations, but they were not such as Mr. O'Day desired. Mr. Meier explained his answers, saying on one occasion that the firm began business 50 years ago and had always possessed a reputation for honesty and fair dealing, and would not be robbed by blackmallers.

be robbed by blackmallers.

Louis Klug, the young man who called published in Deutsche Zeitung, admitted the fact, but denied that he had stated that the article was already prepared and that Mr. Meier had better call upon the publishers of the paper and see about kissed Mrs. Weiss twice while on the way. it. He acknowledged that he went to but excused himself with the threadbare San Francisco two days later. He denied plea that she had tempted him. The having told Mr. R. L. Henninger that if could have got money from Meier & Frank Company, and if he, the witness, had been allowed to handle it, he would have succeeded and that Semier and and found accordingly.

## MIKE MARTIN CONVICTED.

Jury Refuses to Accept Drunkenness as Excuse for Act.

Mike Martin, a longshoreman, was tried and convicted by a jury in Judge Sears' court yesterday of assault with a dangerous weapon on J. Allen Harrison, agent of the Vancouver Transportation Company, at the foot of Taylor street, December 29 last. The evidence showed that Martiin was intoxicated at the time. He made a demand for money and flour-lahed a revolver, and later discharged it without effect. Martin contended that the revolver was accidentally discharged dur ing a struggle between him and Mr. Har-rison. He said he had just returned from Eastern Oregon and had been drinking heavily. D. Conner, M. Johnson and William E. Larson testified to the previous good reputation of Martin, R R defendant, made an eloquent plea to the jury in an effort to convince it that the accused was so drunk that he was not re-sponsible for his act, but the jury refused to accept drunkenness as an excuse

Miles S. Griswold, residing at the Exnond Hotel, filed a petition yesterday for mination as State Senator N. D. Beutgen has filed a petition for nomination as Representative on the Re-publican ticket. He pledges himself to vote for the Republican receiving the highest number of votes at the June election for United States Senato

DELIGHTFUL NEWPORT. splendid Weather at This Popular Pacific

Delightful in every particular is the weather at Newport and the Southern Pacific and the Corvallis & Eastern railroads have resumed their cheap rates to this place for the Winter. Particulars by asking at Third and Washington streets. Portland.

Policeman Dismissed for Kissing Woman He Escorted.

COMPLAINT BY MRS. WEISS

Patrolman H. E. Parker, Who Was Accused of Assault by Owen W. Hall, Admonished to Be More Careful.

For being too lavish with his affections while escorting a woman home, Patrolman William Nelson was dismissed yesterday from the police force by the Exec-

utive Board. On the night of January 30, Nelson was directed by Captain Slover to accompany Mrs. Emilie Weiss to her residence at East Nineteenth and Pacific streets. The woman's husband had been arrested for both to the Central Station. After she had registered a complaint against her husband and he had been locked up, Neison was told to take her home on a street-car, Instead of doing so he started on the way that his familiarities with her became so marked that the next day she filed charges with the Police Commissioners accusing him of conduct unbecoming

At the trial Nelson admitted having Police Commissioners not only believed her story that she had offered him no encouragement, but were of the opinion that even if she had he was not justified in taking any liberties with her whatsoever.

Nelson has ten days in which to appeal to the Civil Service Commissioners. In the matter of the charges preferred against Patrolman H. E. Parker, who pany fire on the afternoon of January II. the Police Commissioners found that Parker used more force than was necessary in the instance complained of, but in consideration of the importance and ur-gency of the duties of a patrolman at fires, together with the previous good record of Parker, the Commissioners rec-ommended that he be admonished to be careful in enforcing orders and to use as little physical force as was actually

necessary. F. W. Hensworth was appointed a special policeman for the district bounded Eighteenth and Twenty-third streets, Washington and Marshall, and Charles A. Tennant was named for the same post tion at the Exposition Rink,

Communications from the City School Board, asking for the appointment of a truant officer, and that all the fanitors of school buildings be made special policemen, were referred to committee.

### Will Announce Decisions. Judge Frazer will decide the following

ases this morning: State of Oregon, ex rel. Isaakson, vs. Patrick Bruin; motion to strike out parts of amended complaint.

Benjamin H. Bowman vs. George P. Holman; motion to set aside default. Victor Land Company vs. Fred Newouse: motion to set aside default. Guarantee & Trust Company vs. D. K. Abrams et al.; demurrer to com-

George W. Stapleton, guardian, vs. President and Trustees of Pacific University State of Oregon vs. Portland General amended complaint.

## Lumber Company Incorporates.

Articles of incorporation of the Sellwood Lumber Company were filed in the County Clerk's office yesterday by James F. Kertchem, F. J. Lazarus and Frank Nelld: capital stock, \$5000. The objects are to manufacture lumber, etc.