

JURY AWARDS \$4000

Decides This Sum Will Pay for Life of John Larson.

KILLED BY CAVING SEWER

Administrator Asked \$5000 From Construction Company, but Jurors Make Compromise After Hearing Hard-Fought Trial.

A verdict of \$4000 in favor of plaintiff was returned by a jury in Judge Fraser's court last night in the case of John O. Miller, administrator of the estate of John H. Larson, against the Pacific Bridge Company.

The suit was for \$5000 damages on account of the death of Larson, who was killed while employed by the defendant in the construction of the Irvington district sewer. While working in a tunnel at the intersection of East Seventy and Thompson streets, a cave occurred, injuring Larson so badly that he died two days later. Under the laws of this state a suit for damages in a case of fatality cannot be brought for a larger sum than \$5000.

Spencer & Davis and Walter H. Evans represented plaintiff in the case, while Delph, Mallory, Simon & Geisler appeared for the bridge company. The issue involved was bitterly contested by both sides, but the jury was not long in arriving at a verdict.

FOUR COUPLES DIVORCED.

Friar Wife, Desertion, Jealousy and Incompatibility the Causes.

Four mismatched couples were quickly granted decrees of divorce by Judge Sears yesterday morning. Charles Corser, of Edwsville, Or., declared that his wife Lana, whom he married in San Francisco, November 11, 1906, had refused to live on a farm with him, and as he had no other abiding place, he was obliged to drift along without the pleasure of her society. The judge lost no time in placing Mr. Corser in a position to find somebody else more inclined towards paternal pursuits.

The case of Cynthia J. Caldwell against John E. Caldwell presented several pathetic features. The couple was married at Walls, Wash., November 6, 1884, and they have four children. The evidence showed that Caldwell abandoned his family two years ago, and that his wife has since been obliged to work at dress-making in order to support herself and children. The decree was granted, and Mrs. Caldwell was awarded the custody of the minor children.

The galling ties that bound widower Katie J. Wilson to Josie Wilson were reluctantly severed by Judge Sears yesterday, who assumed jurisdiction of the case. Mrs. Wilson could afford to lose her. They were married in Oklahoma in 1894, when she was sweet 16, and two children blessed their union. Mrs. Wilson's charms attracted the admiration of other men, however, and, according to her statement on the witness-stand, she became inordinately jealous of her frequently accusing her of unfaithfulness. Her charges were pronounced ridiculous. It was also alleged that he threatened to kill her upon several occasions. In view of these circumstances the court granted her decree, at the same time awarding the children to Mr. Wilson with her consent.

Jessie M. Bell was divorced from Harvey W. Bell, and the plaintiff allowed to assume her maiden name of Wing, for the reason that defendant was alleged to have another wife living at the time he married her.

JUDGE GOES TO PRINEVILLE

Arthur L. Frazer Will Hear Important Crook County Cases.

Judge Arthur L. Frazer, of the State Circuit Court of Multnomah County, will leave today for Prineville, Crook County, Oregon, where he will preside at the trial of some important cases. He expects to be absent from the local bench at least a fortnight.

Among the cases that will be heard by Judge Frazer will be that of the people against Fred Shepherd, charged with the murder last month of R. P. Zell on a ranch about 35 miles south of Prineville. Shepherd was a hired man on the place, and became infatuated with the wife of his employer to such an extent that he invaded their room at an early hour in the morning, armed with a Winchester rifle, and killed Mr. Zell. What adds to the horror of the situation is the fact that Mrs. Zell has since declared that after murdering her husband in cold blood, Shepherd criminally assaulted her. The case is likely to excite a great deal of attention, as at one time there were threats of lynching Shepherd. All those involved in the tragedy are connected with prominent families of Crook County.

JUDGES MAKE RULINGS TODAY

Number of Cases Will Be Decided in State Circuit Court.

A number of rulings will be rendered in the State Circuit Court this morning on various questions at the bar. The following are the cases to be heard:

O. R. & N. Co. vs. T. T. Struble et al.; Motions to allow separate trials.

Goslin & Hamblet vs. The Finance Company; motion to dissolve injunction.

J. Weinstein vs. Glens Falls Insurance Company; motion to strike out parts of complaint.

Nora Armstrong vs. Portland Railway Company; demurrer to complaint.

Judge Gantwein will hand down decisions in the following cases:

William Martzoff against the Williams Stone Company, and L. S. Cleaveland against Frank Loretz and others, both on their merits.

Held for Raising Bills.

John W. Morgan, charged with raising the value of bills from \$1 to \$20, was lodged in the County Jail yesterday by Thomas B. Foster, of the Secret Service Department. Morgan, who is said to have operated in the largest cities of the Northwest, was captured in Montpelier, Idaho. After his capture Morgan confessed his crime.

Mike Potato Given Ten Years.

Mike Potato, the rapulsive-looking brute who was found guilty recently of an attempted criminal assault upon 19-year-old Mabel Maxe, was yesterday given the limit by Judge Frazer, who sentenced him to ten years at hard labor in the State Penitentiary at Salem. He will be taken there early next week.

Port of Portland Must Pay.

A decision was handed down by Judge Wolverson, in the Federal Court, yesterday morning, establishing the right of the Government to obtain damages from a public corporation of the state. The decision was in the suit of the Government against the Port of Portland to recover damages done to the lighthouse

sender Manzanita by the tug John McCracken and the dredge Columbia a year ago. The decision of the court set aside an appeal for an exception made by the Port of Portland on the grounds that it is not amenable for damages done by its employees while operating property in a public capacity.

Case in Hands of Jury.

After a trial lasting five days the case of R. P. Hosking, administrator of the estate of Jerome Sullivan, against the Portland Consolidated Railway Company was submitted to the jury at 6:30 yesterday afternoon in Judge Gantwein's court. At late hour last night the jury had not agreed upon a verdict, and in case they do it will be presented to the court in the morning.

Sullivan was killed in August, 1905, by a collision between a horse and buggy in which himself and a man named Keck were riding, and which was owned by the company and which was coming along Powell street. The suit was for \$3000 damages.

AT THE THEATERS

What the Press Agents Say.

TWO PERFORMANCES TODAY

Ibsen's "Doll's House" in Afternoon; Comedy Tonight at Heilig.

There will be two performances at the Heilig Theater, Fourteenth and Washington streets, today. This afternoon at 2:15 o'clock the brilliant young actress, Jane Corcoran, supported by James N. Brophy, will present Ibsen's great play, "The Doll House." Tonight at 8:15, last night's big success, "The Freedom of Susanna," will be the bill, which will serve as the offering for tomorrow (Sunday) night.

"The Gay Lord Quex" in Matinee.

"The Gay Lord Quex" will be produced at today's matinee by the popular Baker company, offering "The Pinner of Wakefield" even tonight. This great Pinner comedy is one of the greatest successes of the Baker stock season. This is its first production in the West.

End of "Uncle Josh" Engagement.

"Uncle Josh Perkins," which will finish its engagement at the Empire with tonight's performance, has an absolutely original plot, superb dialogue and is different from all other types of character. Monster matinee this afternoon and concluding performance tonight.

Matinees at the Star.

Matinees will be given today and tomorrow at the Star, where the Allen Stock Company is offering "The Pinner of Wakefield" also play in a comedy-drama and shows the company in a new light. It is different from anything else towards paternal pursuits.

COMING ATTRACTIONS.

"Lady Huntsworth's Experiment,"

London Success, at the Baker.

This week's great success of the Baker Theater will be followed by another comedy of even greater scope and attraction, "Lady Huntsworth's Experiment," being the offering of the Baker company. This comedy has had a tremendous success both in London and New York.

Hi Henry's Minstrels at Heilig.

The advance seat sale will open tomorrow (Sunday) morning at the Heilig Theater box-office, Fourteenth and Washington streets, for Hi Henry's big minstrel, which will give performances Tuesday and Wednesday nights, October 16 and 17, with a bargain matinee Wednesday.

"Pete Peterson" Coming to Empire.

"Pete Peterson," which opens at the Empire at tomorrow's matinee, is a Swedish comedy-drama abounding in satirical songs, sparkling dialogue and is different from all other types of character. It is a very much pleased with the new field.

"Parsifal" Seat Sale Tuesday.

The seat sale for both in and out-of-town reservations for the grand spectacular scenic production of Richard Wagner's great drama, "Parsifal," which will be the attraction at the Heilig Theater next Friday, Saturday and Sunday nights, October 19, 20, 21, will open next Tuesday morning at the box-office of the Heilig Theater. Out-of-town orders addressed to W. T. Fangle, manager, must be accompanied by money-order and self-addressed stamped envelope to insure safe return.

"The Two Orphans" Next Week.

For next week, "The Two Orphans" will be the attraction given by the Allen Stock Company at the Star. The play will have a strong revival and will call for the full strength of the company.

AT THE VAUDEVILLE THEATERS

Week's Wind-Up at Grand.

Today and tomorrow are the last of the current comedy bill at the Grand. There is a laugh in every specialty. It has been months since there has been so much fun and music on a single programme. All the specialties are clever and the card is one of the best presented in weeks.

Carnival of Patriotism at Lyric.

The attraction at the Lyric this week is nothing short of a big brilliant carnival of patriotism, "The Defender," which the Lyric Stock Company is presenting, is one of the most popular of modern military dramas. It tells a thrilling story of the Civil War.

Good Acts at Pantages.

The "Variety" quartet from Chicago shares first with La Tempie, the Australian wonder-worker and magician at Pantages this week. Then there are many other strong acts. Miss Curran and Miss Martin, Portland girls, are making their vaudeville debut in a singing act, which has made good.

"A Mother's Secret" at Lyric Next.

Commencing Monday afternoon the Lyric Stock Company will present the powerful domestic melodrama, "A Mother's Secret."

EXCURSIONS TO SEASIDE

\$1.50—Round Trip—\$1.50.

Until further notice the Astoria & Columbia River Railroad company will run an excursion to Seaside and return each Sunday at the exceptionally low rate of \$1.50 for the round trip. This is the season of the year when a visit to the ocean is a source of pleasure and joy never to be forgotten. No smoke, dust or oil, and plenty of room for all, giving one a delightful trip along the shores of the matchless Columbia river. The train leaves Union depot 8 a. m., returning leaves Seaside 5 p. m., giving four and one-half hours at the beach. Tickets at 28 Alder street and Union depot. Phone Main 300.

Colored Student Burned to Death.

HUNTSVILLE, Ala., Oct. 12.—The main building of the Oakwood Manual Training School, near here, was destroyed by fire this morning. One student was burned to death. The purpose of the school is to educate the colored race.

NEWPORT AND YAQUINA BAY

Summer Excursion Tickets Are Still on Sale.

The dates of sale of Summer excursion tickets to Newport and Yaquina Bay have been extended to October 15 with a final return limit of October 31, which will enable those who have not already been to this delightful resort to take the outing at the reduced rate offered during the Summer. Full particulars in regard to rates etc. by calling at City Ticket Office, Third and Washington streets, Portland.

NEW BISHOP HERE

Dr. Scadding Arrives to Pre- side Over Oregon Diocese.

PLEASED WITH NEW FIELD

Prelate Will Hold First Services Here in Consecration of New Trinity Church Tomorrow—Church- man Heartily Welcomed.

Right Rev. Charles Scadding, successor, as bishop of the diocese of Oregon, to the late Rev. B. Wistar Morris, of the Episcopal Church, reached the city yesterday to take up his new duties as head of the diocese. Bishop Scadding came from his former home, Chicago, over the Canadian Pacific, and had an uneventful trip. He was accompanied by Mrs. Scadding. Upon their arrival at the Union Depot at 4:30 o'clock in the afternoon Bishop and Mrs. Scadding were met by prominent local Episcopal clergymen and laymen, who extended a hearty welcome. They were then driven to the home of Mrs. C. H. Lewis, where they will remain for a few days before going to the Episcopal residence, Twentieth and Everett streets.

Bishop Scadding says he is greatly impressed with the opportunities which the new field affords. While it is all new to him, he said he had seen enough of the country to form a liking for it. He added a fine tribute to those whom he has met thus far, saying there is an abundance of warm hearts and great sympathy and interest.

"It is difficult for me to discuss the future at this time," he said, when asked for a statement. "The field is all so new to me, and I must take time to find out the conditions that prevail and to familiarize myself with the vast new country embraced in the diocese. I must say, however, that I am very much pleased with the new field."

The first services to be conducted by Bishop Scadding will be the consecration of the new Trinity Church. The impressive consecration service will be held tomorrow forenoon, beginning at 11 o'clock. In the evening the bishop will conduct the services at St. David's Church, East

Twelfth and Belmont street. This service will be held at 7:30 o'clock. Among those who met Bishop Scadding at the depot yesterday afternoon were: Rev. George B. Van Waters, D. D., Rev. A. A. Morrison, D. D., George C. Nicholson, Dr. S. E. Joseph, John McCracken and Whitney L. Boies.

The new head of the Oregon diocese is a man of substantial size. He is in his prime, and gives the impression of having been a vigorous sportsman, such as golf, cricket and baseball.

He was born in Toronto, Canada, November 25, 1852, received his education at the Toronto University, and was ordained to priesthood in 1886. He served as curate in Buffalo, and then for two years as assistant to Rev. W. S. Rainsford, of St. George's Church, New York. His next duties were as rector of Trinity Church, Toledo, O., and from 1885 until his election as bishop he was rector of Episcopal Church of La Grange, a suburb of Chicago. In 1895 he was married at Toledo to Miss Mary Pomeroy. They are now in the city.

He is the author of "Direct Answers to Plain Questions for American Churchmen," and has gained success as a lecturer in England, lecturing on "The Church in America" and "Picturesque Alaska." He has been active in Sunday school and missionary work in Chicago, and was chairman of the Sunday School Commission of the diocese of Chicago. He was elected bishop of Oregon June 14 by the 38th annual Episcopal convention, and was consecrated September 23, at Chicago, shortly before starting for Portland.

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PLAN EAST SIDE STREET

May Build Highway Across East Portland.

The indications are that Portland will have another highway 40 feet wide, connecting with the Burnside bridge and extending to Fairview, a distance of about 13 miles. At a meeting of the street committee yesterday, Dr. William De Vinne, of Montavilla, and several residents of Center Addition were present to oppose the widening of Villa avenue, which will be part of this highway, and they convinced the street committee with the demonstration they presented, that it would not be practicable to widen the avenue to 70 feet, but that it can be made a 60-foot street through to the city limits.

The next movement will be to introduce a resolution to improve Villa avenue from Wilberg Lane to the city limits at the next meeting of the Council. There is no active opposition to this, as the street must be improved before the water committee will lay a supply pipe for that part of the city.

There is now good reason to hope also that a 60-foot connecting street will be opened through the Ladd tract, west from Wilberg Lane, to connect with East Burnside street. William Ladd is reported to have said that a 60-foot street would be a good thing, and it is understood that he will not oppose its opening, but will expedite it. Beyond the city limits, where the county has jurisdiction, assurances are given that the farmers want this road, and will give land for it where necessary to get it opened from Fairview. The Montavilla Board of Trade and Center Addition Push Club will work in harmony for this improvement.

DAILY METEOROLOGICAL REPORT.

PORTLAND, Oct. 12.—Maximum temperature, 69 degrees; minimum, 53 deg.; river reading at 8 A. M., 1.7 feet; change in past 24 hours, rise 0.4-foot. Total precipitation, 5 P. M. to 5 P. M., 0.06-inch; total since September 1, 1906, 5.12 inches; normal, 3.05 inches excess, 0.07-inch. Barometer reading (reduced to sea-level) at 5 P. M., 30.19 inches.

PACIFIC COAST WEATHER.

WIND. Direction. Force. State of Weather. Precipitation.

Baker City..... 56.0-60.0 4N Pt. Clody. Clear. 0.00
Boles..... 58.0-60.0 4N Pt. Clody. Clear. 0.00
Bozeman..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Helena..... 62.0-60.0 4N Pt. Clody. Clear. 0.00
Kalama, B. C..... 58.0-60.0 4N Pt. Clody. Clear. 0.00
North Head..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Portland..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Red Bluff..... 78.0-60.0 12NW Pt. Clody. Clear. 0.00
Roseburg..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Salem..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Spokane..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Tahoe, Island..... 60.0-60.0 4N Pt. Clody. Clear. 0.00
Walla Walla..... 64.0-60.0 12SW Pt. Clody. Clear. 0.00

WEATHER CONDITIONS.

The North Pacific storm has moved rapidly eastward to the Dakotas. It caused several rains in the North Pacific States and high winds along the coast. The barometer has risen rapidly in Oregon and Washington during the last 12 hours and the rains have practically ceased and been followed by much lower temperatures in Southern Idaho, Utah and Nevada.

The indications are for fair weather in this district Saturday, except along the coast where showers are probable. It will be warmer east of the Cascade Mountains.

WEATHER FORECASTS.

Western Oregon and Western Washington—Fair, except showers near the coast; south to east winds.
Eastern Oregon, Eastern Washington and Idaho—Fair and warmer.
EDWARD A. BEALS, District Forecaster.

TODAY, SATURDAY SPECIALS

COATS

A REGULAR \$10.00 VALUE \$5.45
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Regular \$25 Suits, very stylish, today \$12.50

Extra Size Skirts

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