

WARRANT FOR \$5000

Longshoreman's Widow Wins Her Suit for Damages.

KILLED IN VESSEL'S HOLD

Jury Sustains Contention of Plaintiff That Sling Used in Loading Lumber Was Improperly Handled by Stevedores.

A jury in Judge Frazer's court yesterday afternoon awarded Mrs. Ellen Galvin \$5000, the full amount asked for, in her suit to recover damages from Brown & McCabe, the stevedores, and the longshoremen who were responsible for the death of her husband, who was killed last summer, while helping store cargo into a ship for the stevedores.

Under the statutes of Oregon, no greater amount can be sued for than \$5000 in cases where the accident is fatal. In this case Michael Galvin, the husband, was injured June 9, and died two days later. Some heavy timbers were being loaded into the hold of the vessel, and one of them became detached from the sling and fell, striking Galvin, who was working in the hold.

It was testified during the trial that five pieces of timber were in the sling at the time of the accident, and that the contention of Henry E. McGinn, attorney for the widow, that an odd number of pieces could not be carried with safety in the sling on account of its inability to "buckle." The defendant made a bitter fight on this point, but it is evident the jury took the same view of the matter as the plaintiff's attorney, and the verdict was returned within a few minutes after the jurors retired.

Great interest was manifested in the case by the members of the longshoremen being well represented at all stages of the proceedings. Their sympathies were strongly with the widow of the man who was a member of their organization. William D. Fenton and R. A. Letter represented the defendants.

ONLY DECLARED A DIVIDEND

George A. Hart, Arrested Here on Robbery Charge, Tells His Story.

George A. Hart was arrested at the Lewis and Clark camping ground, on top of Mount Tabor, yesterday by Deputy Sheriff Beatty and Leonard, on a complaint, signed out by the chief of police, Bellingham, Wash., accusing him of having stolen \$300 from "Dr." Tapping, an itinerant vendor of patent medicines. According to the complaint, Tapping, which he made to the arresting officers, he some time ago established "Dr." Tapping in the business of manufacturing and selling an article called "Dr. Tapping," under the name of the Oriental Remedy Company, which he claims to have organized personally for the purpose of touring the coast cities. It was understood that partnership contemplated an equal division of the profits, he said, but Tapping is alleged to have collected all the money and placed it in a safe in the name of Bellingham, giving him a few dollars at a time as the spirit moved.

Upon reaching Bellingham both men occupied the upper room of the hotel, and it was observed the doctor "cash" a bag of money between the mattresses of the bed upon which he was sleeping. Watching his opportunity, the doctor was wandering through the jungle of dreamland, Hart says he made a raid on the exchequer and came to this city, but before doing so informed the chief of police of Bellingham, as to what he had done, and telling him also that whenever the doctor was prepared to settle with him upon the basis of an equal partnership arrangement, he was willing to meet him halfway.

TWO FORGERS PLEAD GUILTY

Dan Currier and Beth Smith Will Be Sentenced Later.

Two forgers pleaded guilty in the State Circuit Court yesterday morning and will be sentenced later. One of them, Dan Currier, was accused by Deputy District Attorney Moser of having given a check for \$34 to M. Scheel, October 23, to which he had signed the name of J. D. Burke, a fictitious person. The check was secured, were afterwards pawned. On the same day he purchased jewelry from A. C. Feldenheimer, giving them in payment a similar check for \$34. He also attempted to pass another bogus check on E. J. Jaeger, of Jaeger Bros, but the police were notified and he was arrested.

UNION SEES TO EVICT HIM

Charges G. W. McCoy Withholds Possession of Leased Ground.

George W. McCoy is the defendant in a new case brought before a jury in Judge Cleland's court yesterday. McCoy, Union No. 59, Brotherhood of Carpenters and Joiners of America, is seeking to recover \$2500 damages alleged to be due from defendant for not vacating premises belonging to the labor organization, according to agreement.

The complaint recites that the union is the owner of lot 10, block 333, in the subdivision, and that McCoy leased the property March 15, 1903, moving three buildings upon it, with the understanding that whenever the union desired to vacate the property, McCoy would take them away and surrender possession.

It is claimed that last May the labor people decided to erect a building of their own, and with that object in view notified McCoy to vacate. This, it is alleged, he has refused to do, and suit is brought to recover damages accordingly.

JURORS ASK INFORMATION.

Submit Hypothetical Questions to Circuit Judge Sears.

At 2:30 o'clock yesterday afternoon, the members of the county grand jury, accompanied by District Attorney Manning, appeared before Judge Sears and presented a written hypothetical question covering the main features incident to

UNINVITED ENTRANCE INTO GRAND JURY ROOM

Henry E. McGinn, attorney for the plaintiff, was in the grand jury room at the time of the alleged offense. Judge Sears informed them that such a proceeding could only be construed as contempt of court, and not as an indictable offense.

The jurors next inquired whether if a Deputy District Attorney was appointed, and he was the attorney and legal adviser of the complainant, his appearance in the role of Deputy District Attorney would vitiate any indictment that might be returned in such a case. The judge failed to disclose to the grand jurors the fact that he was attorney for the complaining witness, Judge Sears.

Further inquiry was made concerning the legal right of the District Attorney to be in the grand jury room at the same time. The jurors were informed by the court that this made no difference.

BOTH ALLEGE DESERTION.

Two Wives Apply to Divorce Court for Relief.

Annie Back has commenced suit in the State Circuit Court against Fred E. Back, asking for a divorce. They were married November 2, 1885, at Monticello, Ia., and have three children, Ida, aged 29, Edna, aged 14, and Ella, aged 3 years. Plaintiff alleges that her husband deserted her April 10, 1905. She asks for the custody of the two minor children, and the right to resume her maiden name, Annie Boney.

Emily Gowanlock has brought suit against James A. Gowanlock, charging desertion. They were married here February 17, 1893, and have one child, a son, James Kenneth Gowanlock, aged five years, whose custody the mother desires. She alleges in her complaint that her husband deserted her May 7, 1905, and that he is drawing a monthly salary of \$150, besides owning considerable property; she therefore asks for \$25 a month to pay for the care of the son.

SUES FOR LOSS OF TEETH.

Many Barbata yesterday sued the Portland Railway Company in the State Circuit Court for \$5000 damages on account of personal injuries alleged to have been sustained by her October 29, 1905, in a collision on the Grecham-Portland line, by reason of which she was thrown against a seat and had several teeth loosened. Harry Yaukwich is her attorney.

COURT NOTES.

Charles Rice Warner, James William Purcell and Harry James Martin have incorporated the Warner Gas Fixture Company, with a capital stock of \$5000.

Judge Webster yesterday set aside the will of James A. Howard, dated June 11, 1894, and leaving a will dated May 28, 1901, and leaving an estate consisting of an alleged claim for \$25 against the estate of one dead, and a contract to be validated the will upon the ground that testator was not of sound and disposing mind at the time of its execution, but was suffering from the effects of mental disease.

PAYMENT FOR WATER MAINS

Method Suggested for Equalization of Costs and Benefits.

PORTLAND, Nov. 14.—(To the Editor.) The article in last Sunday's issue of your paper, headed "Water Mains in Portland," clearly demonstrates that the method now in vogue in this city, by which the expense for water mains is borne by the owners of the property, is not only not equally unjust to compel the owners of large or small tracts of land, who have been progressive enough to install a water main, to pay for the pipes would be fully refunded. By this method, the waterworks fund would constantly increase; the water mains installed by the city would be reduced and a sinking fund could be created, which in a few years would be adequate to pay for enlarging the water main and duplicating the supply pipe. I am of the opinion that the water board has full power, under the present charter, to carry out such a method.

WILL GIVE FULTON AID

Commercial Bodies to Work for \$2,500,000 Postoffice.

Commercial organizations of Portland are to back up Senator Fulton in his endeavor to secure a \$2,500,000 appropriation for a new Postoffice building in Portland. The plan was made by the Chamber of Commerce yesterday. At a meeting of the board of trustees a resolution was passed urging that the appropriation be made, inasmuch as there is great need for a new building. Other commercial bodies of Portland will be asked to co-operate with the Chamber of Commerce.

Why Bid Was Withdrawn.

PORTLAND, Nov. 14.—(To the Editor.)—An article appeared in yesterday's Oregonian to the effect that certain architects are withdrawing bids submitted for city work in St. John's account of changes being made in the plans and specifications after bids had been submitted.

How to Cure a Cold.

The question of how to cure a cold with unnecessary loss of time is one in which we are all more or less interested, for the quicker a cold is gotten rid of the less the danger of pneumonia and other serious diseases. Mr. B. W. L. Hatfield, of Waverly, Va., has used Chamberlain's Cough Remedy for years and says: "I firmly believe Chamberlain's Cough Remedy to be absolutely the best preparation on the market for colds. I have recommended it to my friends and they all agree with me." For sale by all druggists.

CARS ALL TIED UP

Service Paralyzed by Burning Out of Power Cables.

PEOPLE OBLIGED TO WALK

Excessive Current on Ground Return Wires Causes Them to Give Way—Brilliant Display of Pyrotechnics.

MAIN POWER LINE BLOWS DOWN

Portland was plunged in darkness this morning shortly after midnight by the blowing down of the main power line from the generating plant at Oregon City. Late cars were halted and passengers were compelled to walk home in the teeth of a severe wind and rain storm. The city remained dark for about two hours, when the steam plant in North Portland was hooked on and supplied the necessary power. The transmission line could not be set up last night, and it was necessary to repair the damage early this morning. The accident occurred after the auxiliary steam plant had stopped for the night, and it required some time to cut out the Oregon City line and connect up the North Portland plant.

By the burning out of the return circuit between Washington and First street car lines and the substitution of the Portland General Electric Company at Seventh and Alder streets, the street car system of the city was put in commission yesterday morning about 5 o'clock. It was not until 5 o'clock in the afternoon that full service was resumed.

Excessive current on the ground return wires is thought to have caused the paralysis of service. The cables running to the Morrison street car lines are in a conduit and conductors are under ground, it is impossible to examine them, but a new circuit was finally established. The old wires will be dug up today and new cables drawn into the conduits.

The return circuit to Washington and First street car lines from the substation are on poles in plain sight. All seem to have burned out after experiencing the stormiest voyage of the season. The three vessels report heavy seas and thick fog along the coast.

The Alliance and F. A. Kilburn left Coos Bay Tuesday morning and were roughly tossed about in pushing out to sea, but both weathered the storm splendidly and made good time up the coast considering the strong gale blowing almost the entire distance from Coos to the Columbia River.

The Alliance left Coos Bay ahead of the Kilburn and succeeded in getting out without shipping any big seas, and Captain McLellan, who has succeeded R. W. Merriam in command of the Kilburn, decided that he could make it if Kelly, the Kilburn's passenger to become frightened, but the coolness of Captain McLellan, Purser A. A. Short and other officers of the vessel soon quieted their fears. However, they were well pleased when the danger was over.

Had the two vessels remained in the harbor two hours longer it would have been impossible for them to get out for several days, for the storm which wrecked the British ship Galena off Clatsop Beach was already making itself felt.

Just before the Kilburn left San Francisco a change was made in her complement of officers. Captain R. W. Merriam was already making itself felt.

Several of his best friends among the knights of the grip in Marshfield and Eureka have commenced circulating a petition to have him reinstated as commander of the while the many logs are aboard at the Custom House with 17,024 bushels of wheat valued at \$30,000. She is under charter to Kerr, Gifford & Co. of the United Kingdom, and will leave down tomorrow.

The German steamship Eva cleared yesterday with 2,561,875 feet of lumber, valued at \$42,915 for Antofagasta, Chile.

The Gulfske, harbor laden for Valparaiso, left for the port of Eastern and Western Mills today. She secured a crew yesterday and will leave down within a few days.

The Alliance brought in a full general cargo last night, in which were included two cars of saw from North Bend for Eastern shipment and two cars of condensed cream from the same point for local distribution. The Alliance will sail on her return trip to Coos Bay on Friday night.

Five feet of water is now reported on the Snake River and on Saturday the Mountain Gem will enter the O. R. & N. service, working in conjunction with the regular steamers Spokane and Lewiston. The Mountain Gem is now on the way at Riparia, being inspected preparatory to her return on the new run from Lewiston to Riparia.

The high winds of yesterday prevented harbor movements, and the following are listed for today: steamer Antec from Alaska dock to the Portland Flouring Mills; French bark La Tour de Auvergne Oceanic to Greenwich dock; Norwegian steamer Terje Viken, Portland Lumber Company to North Pacific Mills British bark, Robert Duncan, Banfield's; British ship Buccleuch, Elevator dock to stream.

Arrivals and Departures. ASTORIA, Nov. 14.—Condition of the bar at 3 P. M., obscured; wind, south, 32 miles; weather, rain. Sailed at 8:15 A. M.—Steamer Alliance. Arrived at 8:40 and way ports. Arrived at 8:40 and left at 8:40 and left at 10 A. M.—British steamer Dunfermline from San Francisco and way ports. Arrived at 10 A. M.—British steamer Dunfermline from San Francisco and way ports. Arrived at 11 A. M.—Steamer J. H. Stinson, from San Francisco. Arrived at 11 A. M.—British steamer Dunfermline from San Francisco. Arrived at 11:30 A. M.—Bark Pacifica, from Astoria. Arrived at 1:30 P. M.—Bark Pacifica, from Astoria. Arrived at 2:30 and left at 10 A. M.—Steamer Lakme, from San



Baking Powder Absolutely Pure

DISTINCTIVELY A CREAM OF TARTAR BAKING POWDER

Royal does not contain an atom of phosphoric acid (which is the product of bones digested in sulphuric acid) or of alum (which is one-third sulphuric acid) substances adopted for other baking powders because of their cheapness.

GALE ALONG COAST

Three Steamers Report Encountering Bad Weather.

HEAVY SEAS AND FOGS

F. A. Kilburn, Alliance and Lakme in From San Francisco and Way Ports—Captain Merriam Loses Command.

Will Enter Behring Sea Trade.

Seattle, Wash., Nov. 14.—The Pacific Coast Steamship Company is to enter the Behring Sea trade and will place five large vessels in the trade next season.

Longshoreman Labels Yosemite.

Alleging Personal Injuries Sustained Through Negligence of the Owners and Master of the Steam Schooner Yosemite.

Ties Affloat Off the Bar.

Samson Will Tow Louis.

Comper Clears With Lumber.

Peter Iredale's Crew Paid Off.

Marine Notes.

RIVER NAVIGATION IMPEDED

Breaking of Boom on Cowlitz Throws Logs Into Columbia.

GALE IS STILL RAGING.

Wind Attains Velocity of 60 Miles Off the Bar Last Night.

TRINITY DISCUSSED BY BAPTISTS.

SHIPOWNERS DISGUSTED.

Owing to Crimping Practices Morven Will Not Return to Sound.

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J. Whyte Evans & Harry L. Sale ROOM 7, CHAMBER OF COMMERCE

LUMBER MILL FOR SALE

A Chance of a Lifetime

Capacity 15,000 feet per day. Can be increased to 25,000 feet daily at an additional expenditure of \$1000. Located one and a half miles east of Rainier, Or.

There are now about 5,000,000 feet adjoining the mill, part of which is owned by the owner of the mill, the balance of it easily acquired at a very reasonable figure.

Good dock, with deep water, goes with the mill. Dock capacity of 500,000 feet.

Twenty-two feet water at low tide. Logging railway and canal connected with mill, now in operation.

The above 5,000,000 feet of timber is all first growth, a large percentage of which will run in the clear.

Price, \$10,000.

Easy Terms Can Be Arranged

Francisco. Left up at 10 A. M.—Schooner Alpha. San Francisco, Nov. 14.—Arrived—Schooner Premier, Gray's Harbor; steamer Barraouta, Portland; steamer Evon, Astoria; steamer Buckman, Seattle; Sailed—Steamer Atlas, Portland; schooner Mary Dodge, Gray's Harbor; schooner W. H. Townsend, Port Townsend.

New York, Nov. 14.—Sailed—Potadam, Rotterdam; Teutonic, Liverpool; Sailed—Seminole, San Francisco via Madras. Yokohama, Nov. 9.—Arrived—Aragonia, Portland, Or. Yokohama, Nov. 14.—Arrived previously—Doris, from San Francisco.

Hongkong, Nov. 14.—Arrived, previously—Empress of Japan, from Vancouver. The hill liner Dakota and an immediate return to Southern California was planned. Unless the condition of the tracks between Seattle and Tacoma precludes the passing of trains, it is probable that the party will probably pass through this city today.

Excursionists Coming Today. The Los Angeles Times special train from Seattle to Los Angeles will probably reach Portland today. The party reached Seattle yesterday from the Orient and strong southerly gale along the coast.

Eastern Oregon, Eastern Washington and Idaho—Thursday, rain; fresh southerly breeze. EDWARD A. BEALS, District Forecaster.

AUCTION SALES TODAY. At Gilman's auction rooms, 411 Washington street, at 10 o'clock A. M. S. L. N. Gilman, auctioneer.

By J. T. Wilson, at saleroom, 208 First st., at 10 A. M. Groceries, etc. J. T. Wilson, Auctioneer.

Today at Baker's auction rooms, corner Alder and Park streets; furniture, etc. Sale at 10 o'clock, Baker & Son, auctioneers.

FUNERAL NOTICES. WARD—November 12, 1906, Margaret Kennedy Ward, beloved wife of T. H. Ward and mother of Mrs. Madge Ellis, of Vancouver, B. C., and Mrs. E. B. Wilson, of San Francisco, Cal. Funeral will take place Friday, November 16, 1906, at 9:15 A. M., from Dunning, McEzra & Gilbaugh's chapel, Seventh and Pike streets, thence to the Cathedral of the Holy Spirit, at 10:30 A. M., where services will be held. Friends invited.

DUNNING, McENTE & GILBAUGH Successors to Dunning & Campbell, undertakers and embalmers, modern in every detail; Telephone Main 430. Lady assistant.

EDWARD HOLMAN, Co. Funeral Director, 320 3d st., Lady assistant, Phone M. 267.

J. P. FINLEY & SON, Funeral Directors, No. 261 3d st., cor. Madison, Phone Main 2.

F. S. DUNNING, Undertaker, 414 East Alder, Lady assistant, Phone East 52.

ZELLER-BYRNES Co., Undertakers, Embalmers, 278 Russell, East 1088, Lady asst.

ERICSON UNDERTAKING CO., 409 Alder st., Lady assistant, Phone Main 613.

PIANO STUDIO—LOUIS H. BOLL, 107 COLLEGE AVE. 10th and WASHINGTON street, is now open for reception of pupils.

A Self-Evident Proposition

"Persistent success is proof of merit." The fact that for over fifty years the demand for Ghirardelli's Ground Chocolate has been steadily increasing, is convincing evidence of its goodness. On no other basis could our present enormous business have been built up. Ghirardelli's Ground Chocolate contains all the natural goodness and nothing else; it is absolutely pure and has a delicious richness of flavor that is unique.

Ask your grocer for it. Be sure that you get it. Ghirardelli's Ground Chocolate