

LEWIS JOKE MAY PROVE EXPENSIVE

Official Airy Persiflage by St. Johns Mayor and Recorder Objected To.

J. S. DOWNEY ASKS \$5000

Uncomplimentary Words in Warrant Drawn in His Favor Made Basis for Action in State Circuit Court.

P. W. Hinman, Mayor of St. Johns, and W. L. Thornyke, Auditor, City Judge and possessor of numerous other municipal titles, may have to pay \$5000 for a small but very sarcastic official jest, in which they indulged last September.

Suit for the amount named was filed in the State Circuit Court yesterday by the victim of the joke, J. S. Downey, resident of St. Johns and formerly a Deputy Sheriff of Multnomah County. Downey takes the matter very much to heart in his complaint and says that his character and reputation have suffered a shock which only a check for \$5000 can alleviate. It is said unofficially that Downey has a good case and stands an excellent show of collecting damages. For what was obviously intended as a sarcastic jest, in reality, has the effect of officially designating Downey as a person who says little in many words and likewise as an absolute idiot. Here is the cause of the trouble:

Treasurer of the City of St. Johns, pay to the clerk of the State circuit court, the sum of \$24.00 out of the general fund and charges the same to said fund, issued for settlement of Windy Downey's Hayes-street office. (Signed) P. W. HINMAN, Mayor. W. L. THORNYKE, Auditor. Appended to this invoice was Mr. Thornyke's indorsement combined with the official seal of the Recorder's office. This sarcastic warrant was issued to the court to pay costs of a litigation in which Downey was contesting the right of St. Johns to make a levy for the improvement of Hayes street. The order for improving the street was passed in the form of an ordinance by the St. Johns Council. But down that way when anyone becomes dissatisfied with local ordinances he appeals forthwith to the State Circuit Court, at Portland, which has full jurisdiction. Downey was very active in opposing the improvement in question, and succeeded in defeating the project. Auditor Thornyke is said to have exercised his sarcasm thoughtlessly, or with a momentary disregard of fine official decorum, and the matter might never have been noticed had not the warrant come to Downey's attention at the Courthouse.

TO TEST GARRETT'S SANITY

Trial of Anton Grohs' Slayer to Await Inquiry by Commission.

Peter Garrett, youthful saloon-brawler and murderer of Anton Grohs, a saloon-keeper, will be tried as to his sanity rather than for murder during the April term of the State Circuit Court. If a jury finds he is not mentally sound the fellow will be sent to the asylum. If adjudged sane he will stand trial for murder, in which event he will undoubtedly go to the gallows, as his crime was a wanton and cold-blooded act which was committed in the presence of witnesses. Presiding Judge Sears of the Circuit Court, handed down a decision yesterday which gives Garrett the right to an examination bearing on his sanity. The petition for a lunacy commission was made a week ago by J. F. Watta, attorney for the murderer. It was contested by the District Attorney's office on the grounds that the court had no jurisdiction to name a lunacy commission. The District Attorney likewise contended that such a proceeding would establish a bad precedent. On the other hand, numerous affidavits by local physicians were presented to show that Garrett is mentally unsound. The matter was taken under consideration by the court on Saturday, and his decision has been awaited with more than ordinary interest, inasmuch as it is without precedent in the local courts. In presenting his findings Judge Sears quoted extensively from findings in similar cases. Summing up the results of his researches in the case, the court said in part: "What results would follow a determination that this defendant is now insane I will not stop to inquire; whether under the statutes this court can commit Garrett to the asylum or whether it should properly relegate this subject to a further inquiry, as in ordinary cases of insanity, need not now be determined. Inasmuch as there are no common law crimes in Oregon, we go daily to the common law for inquiries concerning definitions and procedure, and the question now before us is monstrous which asserts the inability of this court to determine the mental state of one who is charged at bar with the awful deed for which the prisoner stands arraigned. "The District Attorney seems to think that the court is establishing a bad precedent in permitting this inquiry, fearing that it will become common among future prisoners to invoke the power of the court in a similar direction. Believing, however, that the court is clothed with a broad discretion in the premises, I cannot think the evils which he fears will result, but even though such be the case, the rule is too well established to admit of cavil or criticism based solely upon the doctrine of inconvenience. "I am of the opinion that this defendant should be allowed to withdraw his plea of not guilty, and that an inquiry should be made as to his present mental state. I should have said that the motion of defendant's counsel is supported by affidavits containing the findings of several men of repute in the field of mental diseases. Such will be the order of the court. "April 29 was set as the date for opening the examination. A jury or insanity commission will be selected from the regular panel and the question of Garrett's mental condition at this time will be placed in their hands for decision. Should the man be adjudged sane, it is believed there will be no further hope for him, as there were no extenuating circumstances, so far as can be learned, in connection with his cold-blooded crime.

THEIR HEIR TO BIG FORTUNE

J. S. Harrison, Who Absconded With \$410, Said to Be Worth Millions.

John Schuyler Randolph Harrison is either a very rich man or a very big liar. The authorities have been thus far unable to determine which. Harrison is one of the favored scions

who view the world from behind a set of iron bars in the County Jail. He is charged with having appropriated trust funds aggregating \$410. But if what he says is true the sum he levanted with is indeed insignificant.

Harrison's alleged wealth was brought to the attention of the State Circuit Court yesterday forenoon by Attorney McCamm, who has been retained by the defendant to fight the charges of larceny against him. Harrison's arraignment was to have occurred yesterday, but the attorney asked that the case be postponed for a few days while he has time to investigate as to whether or not he has been dealt with his father and brother, to a vast estate in Philadelphia. If the man's claim is true he is worth many millions.

Harrison's claim is that he has been wandering around the country, doing little or less, for the past eight years. His immediate folks are poor, he said, but an Ellen Curtis, some niece of Philadelphia, or did own it up to the time of her death three weeks ago. Now all the Castles are dead, at least all of those rightfully able to claim a part of the alleged estate in question. Being next in line, Harrison says he will get the money, sharing equally with his father and brother.

KILLDALL CASE IS NEAR END

Alaska Fish-Packer Accused of Violating the Federal Statutes.

The case of Simon F. Killdall occupied the attention of Judge Wolverton yesterday in the Federal Court, the case having been continued from Saturday last. Joseph Killdall, a brother of the defendant, was on the witness stand yesterday, and was subjected to a searching cross-examination by Attorney Bristol. The witness is a co-defendant in the case which the Alaska Federal Court will have against F. S. Killdall, in case Judge Wolverton decides that a warrant for his removal shall issue. United States Attorney Bristol made a long argument for the Government yesterday afternoon, in which he contended that Killdall and his associates had violated the law by evading the license tax which related to the business of salting salmon for the market, and that the defense had made the mistake of trying to acquit the defendant of the charge of violating the law with respect to the fish commodity, which they contended did not apply to salted-salmon in cargo. The fact was pointed out during the course of the trial that dog-salmon, which most Americans do not eat, if they know it, are considered good in Japan. The case will be resumed at 10 o'clock this morning, when M. G. Munly will make the closing effort for Killdall.

SOUTHERN PACIFIC CONVICTED

Railroad Found Guilty of Violating the Safety-Apppliance Law.

Judge Wolverton rendered a decision in favor of the Government yesterday, in the suit of the United States against the Southern Pacific Company for violation of the safety-appliance act. The complaint was to the effect that the Southern Pacific Company had violated the safety-appliance act in Portland which were lacking in effective safety appliances, thereby violating the law. United States Attorney Bristol prosecuted for the Government and W. D. Fenton, who appeared for the Southern Pacific Company, asked for 30 days in which to determine what course the company will take in the matter. The penalty for each violation of the law under the safety-appliance act is a fine of \$100.

NEW TRIAL IN DAMAGE SUIT

J. H. Oatman Seeks Recompense for Stumbling Over Telephone Wire.

A second trial in the case of J. H. Oatman against the Pacific States Telephone & Telegraph Company was taken up by the State Circuit Court yesterday afternoon, the company having been allowed the privilege of a new trial recently. At the first trial the plaintiff allowed damages in the sum of \$353. He asked for \$3000 as recompense for a broken collar-bone which he sustained by falling over a loose wire left in the street by the company. The case was assigned to Judge J. H. Crawford, of the Seventh District, who will sit during the April term in place of Judge Cleland, whose health is yet unimproved and will not admit of his return to the bench at present.

EARLY CLOSING MOVEMENT

Consumers' League to Discuss Reform at Meeting This Afternoon.

An open meeting of the Consumers' League will be held at the Trinity parish-house, on Nineteenth street near Everett, this afternoon at 4 o'clock. A number of citizens will discuss the question of closing the department stores on Saturday afternoons during August and an hour or two early every night throughout the summer. It is given the clerk more of an opportunity for recreation. Among the speakers who will address the public on this question are P. McDonald, editor of the Labor Press, who will speak from the point of view of the wage-earner; Miss Constance McCook, who will speak from the young woman's point of view; and W. P. Olin, of Olds, Wortman & King, who will show how the employer looks at the situation. Rev. E. E. S. Ely will suggest various ways of crystallizing public opinion along these lines, and he will speak at one time in Rockford, Ill., where early closing of the stores during the summer was brought about. He will speak from personal experience.

Do Not Crowd the Season

The first warm days of Spring bring with them a desire to get out and enjoy the exhilarating and sunbathing. Children that have been housed up all winter are brought out and you wonder where they all came from. The heavy winter clothing is thrown aside and many a cold has been caught. A cold wave comes and people say that grip is epidemic. Colds at this season are even more dangerous than in winter, as there is much more danger of pneumonia. Take Chamberlain's Cough Remedy, however, and you will have nothing to fear. It always cures and we have never known it fail. It is pleasant and safe to take. Children like it. For sale by all druggists.

STEAMERS TIED UP

Sailors on Lighthouse Tenders Quit in a Body.

FISHING SEASON AT HAND

Armeria and Columbine Are Tied Up at Astoria—Men Leave on Pay Day to Engage in Salmon Fishing.

The United States steamers Armeria and Columbine, of the lighthouse service, are tied up at Astoria on account of lack of seamen to man the ships. Yesterday was payday and the crews of the respective vessels quit as soon as the checks for the month of March made their appearance. The steamer Heather is at present at sea, but her sailors will probably resign as soon as she crosses in. April 15 marks the opening of the Spring salmon season, and as a majority of the sailors on the Government boats are engaged in fishing during the season, it is not strange that they quit the service on the last payday. It generally requires two weeks or more to prepare for the opening of the salmon season and sailors are not taking chances in being behind. While the Government boats are the first to feel the effects of the fishing season, the merchant vessels running in

STEAMER INTELLIGENCE

Table with columns: Name, Due to Arrive, Date, From, To, Remarks. Lists various steamers like Alliance, Aralia, Columbia, etc.

REINSPECTING ASTORIA BOATS

Assistant Inspectors Howe and Wynn on the Lower River. The regular weekly concert at the Seamen's Institute will be given on Thursday evening of this week instead of Wednesday as heretofore. An unusually large program will be given this week and a cordial invitation is extended to all.

Carries Cement Down the Coast.

The gasoline schooner, Sotoyoma sailed from Astoria yesterday with 2000 barrels of cement for Gardiner City. The cargo was dispatched by Taylor & Co., of this city. The vessel is under charter to transport two hundred tons of cement to the same port. The Sotoyoma is a gasoline schooner and hails from San Francisco.

Concert Is Postponed.

The regular weekly concert at the Seamen's Institute will be given on Thursday evening of this week instead of Wednesday as heretofore. An unusually large program will be given this week and a cordial invitation is extended to all.

Westerner at Aberdeen.

ABERDEEN, Wash., April 1.—(Special.)—The steamer Westerner reached port Sunday with passengers and freight from San Francisco and after going to the marine railway for slight repairs, will lead at the Western mill.

Franklyn Grounds at Antwerp.

ANTWERP, April 1.—The British steamer Franklyn, which arrived yesterday from Portland, was grounded when entering the river and sustained damage to her bulkheads and engines.

Marine Notes.

The steamer Alliance, for points on Coos Bay, will sail tonight. The steamer Arrived up yesterday afternoon and anchored at the dock today. The steamer Arrived up yesterday afternoon and anchored at the dock today. The steamer Arrived up yesterday afternoon and anchored at the dock today.

Captain Assumes Blame for Wreck.

VICTORIA, April 1.—The steamer Empress of Japan which arrived today from the Orient today, brought several members of the crew of the wrecked steamer Dakota. The crew state that Captain Franke has taken full blame.

COOPER IS INTERVIEWED

YOUNG PHILANTHROPIST WILL BE MONTH IN ST. LOUIS.

Talks of the Medicines He Controls That Have Been Sensation in East.

ST. LOUIS, April 1.—I. T. Cooper, of the "Great Cooper" as he is called, was seen in his hotel this morning by a reporter and proved to be a comparatively young man, as he is little over 30 years of age.

Cooper is the man who is said to have created a sensation in Eastern cities by his extensive charitable work and the enormous sale of two preparations of which he is the owner. While talking his face lights up with a smile, almost boyish in its expression, and he seems very young to have acquired the enormous fortune he is said to possess. When asked about his plans for his visit to St. Louis, he said: "I shall remain in this city about four weeks. I have come here to introduce my preparations in my usual way and will give the public ample opportunity to ascertain whether the claims I make for these medicines can be verified."

"It is one of my beliefs that every successful man should devote a part of his resources in aiding the unfortunate. I rely to a great extent on the public for information concerning families, or individuals who are in need and I therefore, be very grateful to all who will send me the name and address of people who are destitute."

Upon being asked about the public demonstration, Cooper said: "I have appeared each night in the city and have visited before audiences that ranged from two to ten thousand people, and have stated that I would remove in less than three minutes' time, deafness of years standing. I have treated in public each night, never over a hundred people, and I shall do this work in St. Louis to some extent, and I will then devote what I am successful or not. It will be time to discuss this work after I have given one of these demonstrations as my claims would now seem extravagant. The preparation with which I give these demonstrations is not the one to which I owe my success, as my New Discoveries is my principle remedy. This preparation is for the removal of all forms of stomach trouble. I have not yet decided where my headquarters will be while here, but will know within the next 24 hours."

and will not give his reasons for such action until they are told before the commission. Advices that Lloyd's agent has made agreement with a Japanese firm for salving the cargo. Disposition of the cargo will be decided on by the underwriters. It is reported at Yokohama that the vessel will be sold by auction as she now lies. Several bids have already been received.

New Chief Engineer on Armeria.

ASTORIA, Or., April 1.—(Special.)—Joseph Startup, for a number of years chief engineer on the lighthouse tender Columbine, has been appointed chief of the tender Armeria. The appointment of Mr. Startup to the Armeria has not yet been announced, but Mr. Munday, who came here on the Armeria, will fill the position temporarily.

Pilots' Office Moved.

The office of the Columbia River pilots has been moved from the old quarters at 25 North Second street to the corner, 23 North Second street. The new quarters of the pilots now occupy the ground floor of the building on Second and Ankeny and is much more roomy and lighter than the old quarters.

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Advertisement for Imperiales Cigarettes. Includes illustration of a man in a suit and hat, and text: "One of the finest tributes to the genuine value of IMPERIALES CIGARETTES... 10 for 10 cents... Sold Everywhere... THE JOHN BOLLMAN COMPANY... San Francisco"

Advertisement for Ghirardelli's Ground Chocolate. Includes illustration of a man in a suit, and text: "The Cook or should know that his reputation is safe when he prepares a cup of Ghirardelli's Ground Chocolate... Ghirardelli's Ground Chocolate"

Advertisement for California Fig Syrup. Includes illustration of a woman in a long dress, and text: "THE VALUE OF PERSONAL KNOWLEDGE... Personal knowledge is the winning factor in the culminating contests of this competitive age... CALIFORNIA FIG SYRUP CO. SAN FRANCISCO, CAL., U.S.A. LONDON, ENGLAND. NEW YORK, N.Y."

Advertisement for "Tut, tut" Biscuits. Includes illustration of a man in a top hat, and text: "'Tut, tut,' says the Man Who Knows. Uneeda Biscuit 5c NATIONAL BISCUIT COMPANY"