

BANK-RECKERS CASE UP TODAY

Demurrers of Ross, Burkhart et al. Will Be Passed Upon in Court.

ISSUE ONLY TECHNICAL

District Attorney Manning Has Chance to Hold Title Guarantee Officials Even if Present Indictments Found Defective.

J. Thorburn Ross, John E. Atchison, T. T. Burkhart and George H. Hill, the indicted officials of the Title Guarantee & Trust Company, will know today whether their demurrers filed against them by District Attorney Manning are free from legal technicalities.

Upon the question raised by the demurrers to the fourth indictment against them, the court will probably decide the question of the last of the week.

Delicate Matter to Decide.

It is not explicitly provided that bankers who receive the people's money after a bank is insolvent shall be exempted from punishment during the 18 months, but it is implied by the language of the new statute, and it is upon this delicate question that the three Circuit Judges must pass.

In case it is decided that the law was not in effect at the time the Title Bank failed, it will mean that when these officials received deposits with the knowledge of the bank's unstable condition, they did so lawfully.

The motion of John E. Atchison and T. T. Burkhart to dismiss this information because it was not filed in the Circuit Court on or before the first day of the next regular term of court after the filing of the charge in the Municipal Court is also to be passed upon today by Judge Cleland.

The Other Informations.

The three other informations allege that the bank officials received \$228,278.87 from State Treasurer Steel, belonging to the school fund, Agricultural College fund and University fund.

Ross has demurred to the indictments separately from Atchison and Burkhart, and Hill has filed no demurrer. All the demurrers urge that the informations do not conform to chapter 8, title 18 of the Oregon Code.

That the alleged crimes were not committed in Multnomah County; that they were not committed within three years prior to the filing of the informations, and hence were outlawed.

Wallace McCamant appears as attorney for Ross, while Carey & Kerr are the attorneys for Atchison and Burkhart.

STREETCAR COMPANY IS SUED

Damage Action Begun in Circuit and County Courts.

Two damage suits have been brought against the Portland Railway Company, one in the Circuit Court for \$222, and one in the County Court for \$100. The first was brought by M. M. Donohoe, who says he was driving along Seventh street on February 7, when he was run into by a car at the corner of Thurston street.

Lena Plant brought the suit in the County Court. She says she boarded a twenty-third street car at 11 o'clock on the night of December 17, last. She signed for the car at Eighteenth, Third and Washington streets. When she got on one of the cars, she alleges, the car gave a sudden jerk, throwing her on her face.

SUES FOR DEATH OF CHILD

Mother Asks \$5000 for Son Who Fell Through Roadway.

Barbara Greene is seeking to recover \$5000 damages for the death of little Harry A. Greene, Joseph Paquet, James B. Tillotson and the Pacific Bridge Company are named as defendants in the suit, which is being tried before Judge Gantenbein in the Circuit Court. It is alleged that the plank had been removed from the elevated roadway over the gulch on East Stack street, and that no barricade had been placed across the road, to prevent school children and others from falling 30 feet to the stagnant water below.

Convicted of Statutory Offense.

Andy Jeffery and Elma Genini were declared guilty of a statutory offense yesterday by a jury in Judge O'Day's department of the Circuit Court. Mrs. Genini's husband was the complaining witness. He asserted that Jeffery had broken up his home, although he had moved his family from place to place to avoid the man. He said that it would be only a short time after he had settled in a new town until Jeffery would show up. He told of having been shot at by Jeffery when he was living in a Washington town, and discovered Jeffery at his home. Jeffery and

Mrs. Genini were arrested in a rooming-house at First and Jefferson streets. Judge O'Day will pronounce sentence later.

Sues Standard Oil Again.

Ernest Peterson, who recently recovered \$2200 damages from the Standard Oil Company on account of the death of his daughter, Victoria Beatrice Peterson, by burning, has brought another suit against the company, this time to recover \$250. The complaint was filed in the Circuit Court yesterday. The 16-year-old girl was employed at Troutdale as a domestic for Mrs. Mary Rowley. She purchased a quantity of what was supposed to be coal oil, from Fox, a Troutdale grocer, on March 15, 1906.

The liquid proved to be distillate, which exploded when the girl was about to light a fire. Peterson says the girl could have earned \$15 a month, and therefore, sues to recover \$250, which he says she would have earned before she became a victim.

Lawyers Sue John Conrad.

The name of John Conrad is again before the Circuit Court. John Logan and W. J. Makellin, the attorneys who defended him, have turned their accounts over to the Merchants Loan & Trust Company, which has brought suit against the saloonkeeper to recover \$200. The complaint states that the attorneys were employed from June 1 to October 1, last year, and charged Conrad \$200. Of this amount he had paid but \$50.

Wants Her Money Back.

Ed De Divers, who was recently in court seeking a divorce from his wife, must appear again, this time to defend a suit to recover \$500. He and his wife, Nellie De Divers, had been made defendants in an action filed in the Circuit Court by Annie Moses. She says she loaned De Divers the money April 7, 1904, but that he has not returned it.

PRESIDENT OF OREGON BOYS' CONFERENCE.

Francis Moran, of Eugene. EUGENE, Or., March 2.—(Special.) Francis Moran, recently elected president of the Boys' Conference at Corvallis, is a son of Colonel and Mrs. George O. Moran, of Eugene. This choice, made from 13 boys from different sections of Oregon, is a tangible expression of their appreciation of the character and ability of Francis. He was born December 25, 1892, in Eugene.

For the two last terms he has been president of the local boys' organization, formerly known as the Sigma Beta Mu, but recently changed in name to Phi Alpha Pi.

There are 44 banks here, and the clearing-house has declared that all must go by September, 1908, that have less than \$200,000 paid up unimpaired capital, or in other words 24 must be consolidated, as they have less than the required amount. Of the 20 remaining banks five have just \$200,000 capital. The authorities have voted \$25,000,000 for good water. The bonds bear 4 per cent. The bond market is hardly favorable but the local banks have taken some of them.

At the Chamber of Commerce banquet there was a reference made to any depression. They want good water and a harbor, and they shouted themselves hoarse. They want what Portland already has. They did not mention any other city. New York, Chicago and San Francisco are not on the Los Angeles map. They know only Los Angeles and talk only Los Angeles. Neither newspapers nor speakers have any discouraging words to say.

Portland and Oregon stand well with both local papers and travelers. One of the best-informed men in the country told me yesterday that he believes Portland could float bonds to better advantage than any other Western city. This is also true of other Oregon cities and towns. He thought the present year would be the best for disposing of bonds.

During the past decade—even better than 1906, and insisted that Portland should put forward her improvements now, as the most solid and substantial of the Pacific Coast cities.

James Oliver Passes Away at South Bend, Ind.

SOUTH BEND, Ind., March 2.—James Oliver, millionaire plow manufacturer, died here this morning.

Mr. Oliver was born in Scotland, August 25, 1823. His father was a shepherd and a man of great physical power. James Oliver was 2 years old when his father and mother determined on their adventurous trip across the Atlantic. The household goods were sold and the family embarked on a sailing vessel. It took two months to reach New York.

Approaching manhood, Mr. Oliver entered the employ of the St. Joseph Iron Company. He remained with that company until it was dissolved. One day Mr. Oliver visited Goshen, Ind., and called upon a man who owned a small blast furnace. A deal was struck, and Oliver purchased a fourth of the business. Later he was enabled to buy out his partner and became sole proprietor.

In 1859 Mr. Oliver began the manufacture of chilled plows. In 1877 Mr. Oliver purchased 32 acres of farm lands near South Bend, which is at present the site of the Oliver Chilled Plow Works. His friends told him that he had purchased too much property, but today the factory buildings occupy many more acres than those included in the original purchase.

Mr. Oliver always took a loyal and devoted interest in the advancement of the city which he was proud to call his home, and which his great plow establishment potentially helped to give worldwide fame.

His first notable work of semi-public character for the benefit of the city was the erection of the Oliver Opera-House. Mr. Oliver's next notable work of a semi-public character was the erection of the magnificent Oliver Hotel. The first stone for the foundation of the structure was laid in July, 1898, and the hotel was opened to the public on the morning of December 21, 1899.

Mr. Oliver's interest in South Bend was also shown by his creating means by which the city could be supplied with a greatly needed city hall. He made the city a proposition in which he expressed a willingness to erect a city hall and await the payment of the expenditure by the taxpayers of the city on terms satisfactory to the officers who arranged the transaction. As a result, South Bend has a large and attractive city hall, which it probably would not have had for many years but for Mr. Oliver's generous proposition.

Mr. Oliver was married in 1844 to Miss Susan Doty, of Mishawaka, and the couple lived happily together 28 years. Mrs. Oliver died in 1902.

Two children survive him—Joseph D. Oliver, who will succeed his father as president of the company, and Mrs. George Ford, wife of ex-Congressman Ford. Mr. Ford is secretary of the company and is a lawyer in South Bend.

Thomas Wanamaker, Philadelphia. LIVERPOOL, Feb. 2.—Thomas B. Wanamaker, of Philadelphia, son of ex-Postmaster-General John Wanamaker, died suddenly at the Hotel Liverpool here today.

Mr. Wanamaker arrived here on Thursday from Egypt, where he has been traveling with his mother in search of health.

PHILADELPHIA, March 2.—Thomas B. Wanamaker had long been a sufferer from rheumatic gout, complicated with various ailments, and about the first of the year sailed for Egypt. On February 1, public announcement was made that Mr.

No Use to Die. "I have found out that there is no use to die of lung trouble as long as you can get Dr. King's New Discovery," says Mrs. J. P. White, of Rushboro, Pa. "I would not be alive today only for that wonderful medicine. It loosened up a cough quicker than anything else, and cured lung disease even after the case is pronounced hopeless." This most reliable remedy for coughs and colds, la grippe, asthma, bronchitis and hoarseness, is sold under guarantee at Woodard, Clarke & Co.'s drug store, 32c. and 15c. Trial bottle free.

If Baby Is Cutting Teeth Be sure and use that old-well-tried remedy, Mrs. Weston's Soothing Syrup, for children's teething. It soothes the child, cures the gums, relieves pain, cures the diarrhea, and keeps the bowels regular.

Eye Glasses \$1.00 at Metzgers.

WILL COME

Los Angeles Interested in the June Rose Festival.

TOM RICHARDSON WRITES

Declares That Orange-Pickers Are Optimistic and Are Rapidly Getting Rid of Emergency Currency—Advertise Portland.

That there will be a large delegation from Los Angeles during the Rose Festival next June is the announcement made by Tom Richardson in a letter to the Commercial Club yesterday. Mr. Richardson went to Los Angeles ten days ago to attend the banquet of the Los Angeles Chamber of Commerce.

The value of the advertising bureau maintained by various commercial bodies of the Northwest is also referred to by Mr. Richardson. Lectures on Portland and Oregon are given daily in the Chamber of Commerce by Mrs. Frances K. Headlee, in charge of the bureau. Large crowds are always in attendance and numerous enquiries regarding the state are made.

Mr. Richardson also reports that this section stands well with both local people and travelers, favorable comments being made in all quarters. Mr. Richardson's letter is as follows:

"Yesterday I addressed both the Chamber of Commerce and Ad Club upon the importance of an excursion to Portland in June upon the occasion of the Rose Show. There will be an excursion—depend upon that."

"Here is where optimism abounds. Every item in every paper takes the optimistic side. For instance they destroyed \$1,000,000 in clearing-house certificates yesterday and there are still outstanding \$3,000,000 of the \$3,000,000 issued last Fall. The occasion was treated in spectacular style.

"There are 44 banks here, and the clearing-house has declared that all must go by September, 1908, that have less than \$200,000 paid up unimpaired capital, or in other words 24 must be consolidated, as they have less than the required amount. Of the 20 remaining banks five have just \$200,000 capital. The authorities have voted \$25,000,000 for good water. The bonds bear 4 per cent. The bond market is hardly favorable but the local banks have taken some of them.

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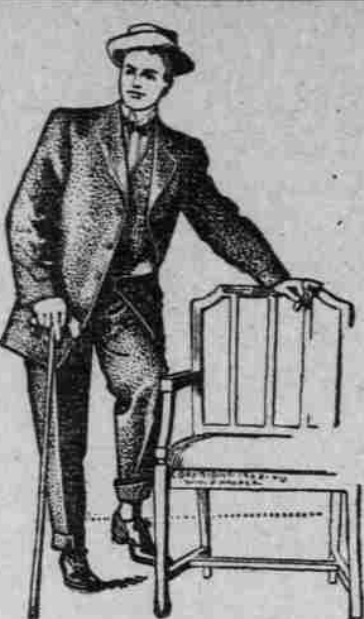
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Here is the correct cut for a business suit for Spring—cuffs, lapels, the front curve and dip all carried to just the right point of style and good taste.

Our other new models have from two to four buttons and every variety new points made for Spring.

LION Clothing Co. Guskuhn Prop. 166-168 Third Street.

Wanamaker had retired from the firm of John Wanamaker.

While it was known that Mr. Wanamaker was ill, it was not believed that his condition was dangerous until yesterday, when the family received a telegram stating that he was dying.

His mother, his sister, Mrs. Barclay H. Warburton, and his niece, Mrs. Ferdinand Wanamaker, the daughter of his brother, Rodman Wanamaker, were with him when he died. His home here, Wanamaker was born in this city, and was in his 84th year. He graduated from Princeton, and soon afterward became a member of the firm of John Wanamaker, and was the executive head in the absence of his father. He was interested in many enterprises, and was the proprietor of the Philadelphia North American, having purchased the newspaper from Clayton McMichael in 1899.

Mr. Wanamaker leaves a widow and two young sons. He had come here for his health from Louisville, Ky., nine years ago. Tallafiero was once political writer of the Louisville Courier-Journal, and afterward of the editor of the Louisville Post. He was regarded as one of the ablest newspaper men in Colorado. Tallafiero was 36 years old. He is survived by his mother and two brothers.

Capt. J. H. Cosgrove, Engineer.

SAN FRANCISCO, March 2.—Captain John H. Cosgrove, pioneer marine engineer of the Pacific Coast, and for 25 years superintending engineer of Broadway wharf, for the Pacific Coast Steamship Company, died at his home in this city. He was in charge of the engine room of the old Mail liner Japan when that vessel caught fire off the China coast and went down with 400 people. Cosgrove was the last one of five survivors to leave the decks. He was 76 years old.

Multnomah Handball Tournament.

Eight of the crack handball players of the Multnomah Amateur Athletic Club participated in a tournament at the club court yesterday, and the winning quartet will be the guests of the losers at a box party at the Hellig Theater tomorrow night. The winning team consisted of Arthur O. Jones, T. Morris Dunne, Tom Cleland and Ben Holladay, while George McMillan, A. B. McAlpin, Sam Holbrook and S. C. Moore were the losers. The game was for 61 points. The losing team scored 54 points, which indicates the closeness of the contest.

Habitual Constipation

May be permanently overcome by proper personal efforts with the assistance of the one truly beneficial laxative remedy, Syrup of Figs and Elixir of Senna, which enables one to form regular habits daily so that assistance to nature may be gradually dispensed with when no longer needed as the best of remedies, when required, are to assist nature and not to supplant the natural functions, which must depend ultimately upon proper nourishment, proper efforts, and right living generally. To get its beneficial effects, always buy the genuine Syrup of Figs and Elixir of Senna manufactured by the CALIFORNIA FIG SYRUP CO. ONLY SOLD BY ALL LEADING DRUGGISTS one size only, regular price 50¢ per Bottle.

KIDNEY-CURE TEA

W. J. VAN DAMME, 153 Morrison street, next to Post Office. NEW TESTIMONIAL: To Whom It May Concern: After suffering for the past 25 years with kidney trouble, and spending more than \$1000 on doctors and medicine, I got no better. These different doctors that have been treating me have called my disease Rheumatism, Chronic Appendicitis, Fibrous Tumors and Heart Trouble. I called on Van Damme and obtained from him a bottle of his "Kidney Cure Tea" about six weeks ago, and have since used four other bottles, making five in all, and today I consider myself a new person. For any further testimonials call at my home and I will gladly furnish them. MRS. E. L. FITZGERALD, 888 Sandy Road, Portland, Oregon, February 29, 1908. Put up 50¢ and \$1.00 bottles.

SALE OF TEN WIRE TAPESTRY BRUSSELS RUGS 9x12 SIZES FOR \$19.25 Ending today, in the Carpet Department—Sixth Floor—A season-end offering of some of the best patterns in our stock of Tapestry Brussels, the very best grade in floor-coverings of this particular weave—rich Oriental designs and colorings for living-room, dining-room, library and den. Also in conventional designs and neutral colorings for general use, and some especially adapted for offices. Today these regular \$27.50 room sizes at the above special.

BASEMENT SPECIALS ENDING TODAY TOOLS FOR THE LAWN AND GARDEN Steel Trowels; special, each 5¢ 14-tooth Lawn Rakes; special, ea. 40¢ 7-in. and 8-in. Hoes; special, each 25¢ 13-tooth Bow Rakes; special, each 60¢ 12-tooth Malleable Rakes; special 25¢ 4-prong Spading Forks, short handles; 14-tooth Malleable Rakes; special 30¢ special, each 65¢ GREAT SALE OF OFFICE FURNITURE THIS WEEK TULL & GIBBS COMPLETE HOUSE FURNISHERS SALE OF BRUSSELS LACE CURTAINS SIXTH FLOOR

party at the Hellig Theater tomorrow night. The winning team consisted of Arthur O. Jones, T. Morris Dunne, Tom Cleland and Ben Holladay, while George McMillan, A. B. McAlpin, Sam Holbrook and S. C. Moore were the losers. The game was for 61 points. The losing team scored 54 points, which indicates the closeness of the contest.

CONCRETE IS KING! It reigns, with royal power and imperial sway, over the magnificent empire of building material of every kind and description. Tracing its lineage from the days before history was written, down through the ages of the progress of man, occupying its throne with dignity, firm integrity and universal satisfaction, emerging victorious from every fray with competition, flaying cheap, temporary and weak material, decrying extravagance, costly manipulation and danger, in every respect the perpetual friend of staunch construction.

CONCRETE IS KING! Not only has concrete proven itself vastly superior to every other known building material, but it follows, as the day does the night, that an investment in a concrete manufacturing plant is the KING OF ALL INVESTMENTS. The application of oil to the uses of commerce was hailed as a money-saving, energy-increasing innovation. It was not long after that, that oil investments were pronounced the best in the land. And, they were. Thus, with Concrete. Once let the people completely understand the tremendous efficiency of Concrete construction and investments will follow logically and quickly.

CONCRETE IS KING! Because conditions have made it king; because the people who know have proclaimed it king; because other aspirants for the honor have been woefully incapable. When this great people, stretching itself, awakens to the inspiring facts about Concrete, those who have pioneered in the establishment of Concrete manufacturing industries will have the "bull by the horns;" will have gone forth into the field of competition, cleared it for action, intrenched themselves behind public opinion, impregnable fact and conquered the great bulk of the coming demand. Hence,

CONCRETE IS KING! If you will call at our office we will be pleased to tell you about our plant; our \$100,000 company; our success in already selling 83% of our stock; of the enormous demand and excessive number of orders on hand; of our inability, with present machinery, to cope with conditions; of the necessity of enlarging the plant; of our purpose to do so by selling the balance of our stock. We will tell you how easy it is to become one of us by investing all the way from \$50 to as much as you like in the stock of this company at \$10 per share. It will do you no harm to get acquainted.

BLUE DIAMOND PRESSED STONE CO. 218-220 ABINGTON BLDG.—MAIN 773—PORTLAND, OREGON