WHOLESALE

PUBLIC'S RIGHTS OF FIRST CONCERN

House Committee on Fulton Resolution Strikes Keynote in Its Report.

PROMPT ACTION

Purchasers Shall Not Jeopardize Oregon's Appeal That Railroad Grants Revert to Public-The Courts Will Protect Them.

ington, March 28.—Following is a par-ital text of the report of the House committee on public lands on the Fulton resolution instructing the Attorney. General to institute suit against the Gregon & California Railroad Company compet forfelture of the remainder of its grant. After reviewing that part of Townsend's report touching on ine failure of the railroad company to comply with the provisions of the grant and recommending that the resolution pass without amendment, the House ommitten says;

committee says;

Confronted by these conditions it becomes the duty of Congress to authorize the Department of Justice to institute proceedings which shall effectively assert and enforce the rights and remedies of the people. It is quite probable that the courts will hold that the limitation to the grants in question is a condition subacquent and that the remedies of the Government are those of a granter upon a breach of such a condition. Of these remedies, the right of forfeiture is not only the most important, but the most effective, and it is quite probable that such will prove to be the only practicable remedy which the Government can joy upon.

Congress Can Claim Forfeiture.

Congress Can Claim Forfeiture.

Upon this view of the case, the Attorney-General investigated the law concerning his authority to claim forfeiture on behalf of the United States. The Constitution commits the disposition of the public domain to Congress. This includes the proper to annex conditions subsequent to a grant, and it is quite probable that a forfeiture for a breach of a condition imposed by Congress can only be claimed by the same subsection. Therefore, the Atterney-General has requested that Congress shall remove all doubt upon the subject by specifically authorizing him to claim forfeiture on behalf of the United States in suits about to be commenced. It should be noted that the real purpose of the resolution is to authorize a claim-of forfeiture. The resolution does not arbitrarily declare a forfeiture, but authorizes the courts to ascertain whether the United States is emittled to a forfeiture, and if it so finds, to enforce the same. The only effect of the resolution is to grant this request, because the Attorney-General already possesses ample authorize to assert all other remodes on bailet of the United States. Willie the resolution directs the Attorney-General to enforce all rights and remedies, including that of forfeiture, it is explained by the Attorney-General in the tenorution was drawn in this form to pre-

Objections Have Been Considered.

Several of the corporations and in-dividuals who purchased quantities ranging from 19,300 to 45,000 acres each, appeared before the committee and requested certain amendments to be made for their projection. In sup-port of their request, they represented that they purchased these lands in ignorance of the condition of the grant restricting sales to actual settlers in quantities not exceeding 160 acres and at a price not exceeding \$2,50 per acre. and made other improvements, while many of them have simply purchased the lands and are new holding them as an investment of speculation. Many arguments were advanced by these purchasers to support their claim for presention at this time. The subject was thoroughly discussed before the committee; a number of these large purchasers were represented in person, by officers, and by courses, and the Department of Justice participated in the hearing. The following general features were developed:

First—There is no uniformity in respect to the circumstances under which these large sails were made. It is impossible to define circumstances which were common to all of these tails. The most that probably can be said is that some of them bought the land in violation of the law, but ignorant that the purchases were unlawful.

Redress in Courts of Equity.

Redress in Courts of Equity.

Second—Every defense urged by less purchasers will be considered by court of equity, and if sufficient, nder the rules of equity, the rights of I parties will be amply protected by to court.

all parties will be amply protected by the court.

Third—The rallroad company was reorganized early in its history, and, as
it is a purchaser from the company which originally became vested with the grant, any amendment of the resointion profesting purchasers would be equally available to the railroad comrany. Moreover, on July 1, 1887, a mortgage of \$2,0,00,000 was placed upon the grant and the other property of the company by the railroad company and each of the amendments proposed would have validated this mortgage and proven an effective ohstratelion to any suit against the railroad company.

struction to any suit against the rail-road company.

Fourth—It is insulvisable for Con-stress or any department of the Govern-ment to recognize in advance any equitable or legal rights growing out of these unlawful sales in view of the fact that the Denartment of Justice proposes to base its suit against the railroad company upon these unlawful sales.

Sales Violation of Grant.

It was urged on behalf of these purchasers that in all previous resolutions and acts of Congress directing suits for forfeitures, such ing clauses were annexed in favor of Innocent purchasers, but it was pointed out by the Department of Justice that in all such crases the ground of forfeiture was not based upon unlawful sales. Upon all former occasions the ground of forfeiture consisted of fraudulent representations as to the construction or completion of the road or some other transaction to which the purchaser was not a party and in these cases the sales themselves were not in violation of law; but, in this case, the sales were unlawful and constitute the very ground for the chain of forfeiture. It is apparent that the former acts and resolutions relating to forfeiture furnishing precedent for this case. It is quite clear that Congress should not direct a claim of forfeiture apon the ground that unlawful sales have been made, and at the same time in any manner recognize the validity of those sales.

This is a very luportant matter. A very plain and at the same time a yeer salutary law has been very flagrantly violated. The Department of Justice has requested Congress to remove every obstacle to the enforcement of the law. It is innecessity that Congress should not, in attempting to

do so, impose a still greater obstacle and take the risk of destroying whatever rights and remedies the people now have. Even though it be true that parties bought large quantities of these ands through ignorance of the law, they certainly are not in a position to ask Congress to destroy or impair any rights or remedies the Government has against the railroad company. Whatever consideration Congress may uitimately extend to these purchasers, it is clear that the rights of the people must be paramount in the present action of Congress and that no private interests ought to claim consideration in a way that would be to the detriment of the interests of the people, particularly when their equities can and will have full consideration by the court.

The necessary intervato the people

The necessary injury to the State of Oregon resulting from the policy pursued by the railroad company does not require demonstration. However, upon this question the committee has had the benefit of the personal knowledge of Representative Hawley, in whose district most of the land grant is situated, and from his statement, supported by apt flustrations, it is clear that the Injury even exceeds that which would naturally be presumed.

Let Justice Be Untrammeled.

This subject has received more than usual concideration. It is the sense of this committee that the Department of Justice should have anhampered apportunity to enforce all rights and remedies of the Government and should receive the unqualified co-operation of Congress in its efforts to do so. The resolution in its present form was prepared under the direction of and approved by the Attorney-General.

The resolution includes the grant under the act of May 3, 1883, which was a grant to ald, in the construction of a military wagon read from Roseburg to Coos Bay, in Oregon. This grant involves at the present time approximately 20,030 acres of land. The grant contained a similar provision restricting the disposition and sale of the land. It is unnecessary to discuss it separately, and it should be added that the present claimant of these lands has requested the Department of Justice to bring a suit asserting all of the rights and remedies of the Government, to the end that all disputed questions may be permanently determined by the courts.

FEELING IS VERY BITTER AGAINST PRISONER.

Believed Attempt on Bulkley Wells Was to Destroy His Testimony Against Adams.

sult of the attempt to murder General Bulkley Wells, general manager of the iora, yesterday morning, Sheriff Fitzpatrick is taking precautions to guard the jail in which Steve Adams, charged with the assassination of Arthur L. Collins. The feeling against Adams is becoming more litter from day to day.

Feeling against Adams has also been engendered, it is said, because of the fact

chigendered, it is said, because of the said that during the past two weeks fully a acore or more of miners and others who were deported during the trouble of strike days have returned to the district and are actively engaged in circulating among all

classes and attempting to create sympa-thy and sentiment for Adams. General Wells secured a confession from Steve Adams in Idaho in which Adams implicated himself as the slayer of Collim, but Adams has since repudiated his confession, and for this reason it is believed that Adams' friends may think that if Wells should be gotten out of the way before the case comes to trial, it would be difficult to convict Adams. About a

ompanies of the district, stating that heir mills would be blown up and that hey would be given trouble in different vays, and following the attempt on Genral Wells' life more guards have been mployed and increased precautions are

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Better Mail Service for North Bend. MARSHFIELD, Or., March 29.-(Spe MARSHFIELD, Or., March 29.—(Special)—North Bond is hereafter to have a direct mail service from Roseburg. The mails for Coes Bay are brought from Roseburg overland and heretofore have all been deposited at Marshfield and the North Bend mail separated in this office. According to an order received from the Postoffice Department, North Bond will be a server and the server of the

IS DEDICATED

St. James Congregation Attends Appropriate Opening Services.

MANY VISIT NEW TEMPLE

Large Number of Out-of-Town Clergymen of Evangelical English Lutheran Faith Attend Ceremonies.

James Evangelical English Lutheran Church, at West Park and Jefferson were held yesterday. The streets. church was well filled at the morning, afternoon and night services. About 250 were served with refreshments, preparations having been made by the women of the church. For this purpose they utilized the basement, which has been finished to be used for ban-quets. The service last night was in charge of the St. James Luther League,

a band of young people.

The full consecration service was used in the morning, when the visiting pastors, assisted by the church council and the building committee, moved up the aisle repeating the service arranged for the purpose. The consecration prayer was offered by the pastor, Rev. J. Allen Leas, who is also the president of the Pacific Synod, with which the congrega-tion is connected.

The out of town pastors present were the Rev. M. E. Boulton, of The Dailes; Rev. E. G. Lund, D. D., of Scattle; Rev. W. C. Drahn, of Vancouver, Wash.; Rev. W. R. Kroxberger, of Oregon City and Rev. B. Merz, of Macksburg.

'Local pastors present were Rev. C. J. Renhard, of immanuel Swedish Luthern Church, Ninteenth and Irving streets; Rev. Tolin, of the East Side Lutheran Mission, and Rev. A. Krause of St. Mission, and Rev. A. Krause, of St. Paul's Lutheran Church, at East Twelfth and Clinton streets. Dr. Lund delivered a strong sermon on the vision of Jacob at Bethel, from Genesia xxxviii; 2. He stated the reason for calling the church the House of God was because of God's presence there. Mr. Boulton brought greetings from Zion's congregation at The Dailes. Last night C. A. Ruff, president of

Last night C. A. Ruff, president of Sj. James League, gave the address of welcome, while W. S. T. Derr, president of C. C. L. League expressed his belief that although this was the first English Luitheran Church, in Portland there would be others. Other speakers were Dr. Lund, Rev. Mr. Boulton and Rev. Dr. Drahn.

The anthems and solos rendered by Miss Metta Brown, Miss Mary Koch, Henry G. Lettow, Tom C. Ordemann and the choir added much to the services. Miss Brown rendered "Oh, Rest in the Lord," Memisiasohn: Miss Koch. "O

Mendelsaohn; Miss Koch. Divine Redeemer, Gounod; Mr. Letrow, "Hail, Holy Light," Mills; and Mr. Ordemann, "Oh, Loving Father," Teresa da Riego, The evening service closed with the singing of the Luther League Rally Hymn. Rally Hymn

UNION MASS MEETING HELD

Bishop Hartzler Preaches to Evangelical Congregations.

"Blest be the tie" was the slogan at the union mass meeting held yesterday afternoon at the First United Evangeliafternoon at the First United Evangeli-cal Church. East Tenth and Sherman streets, where Bishop H. B. Hartzler was the principal speaker. Rev. S. A. Siewert, First English Evangelical As-sociation, Rev. H. C. Shaffer, of the United Brethren, and Rev. J. Bowersox, of the Second United Evangelical Church, assisted in the services. Rev. A. A. Wieter the Winter, the pastor, was in charge. Bishep Hartzler said that 40 years ago such a meeting among the denominations could not have been thought of, but now it has

Perhaps our hope for one organic church may never come true," said Bishop Hartzler, "but those of common purpose may come together. This meet-ing causes a thrill to the heart and it stirs one's blood to come into contact with these brethren of the different churches. Especially are these unfo gatherings met with in the West, lool ing in the direction of federation, and ald not block the progress in that di

The hishop preached a gospel sermon, full of eloquence and interest. Last night he preached in the Second United Evangelical Church, Albina.

gelical Church, Albina.

Following are Bishop Hartzler's appointments during his stay in Oregon:
March 20, Lewisville; March 31, Bridgeport; April 3, Dalias; April 2-6, Dalias; April 5, Independence: April 7, Buena Vista: April 8, Covvalis; April 9, Boolah; April 10, Sodaville; April 12, Salem; April 13, Brooks; April 13, Clear Lake; April 14, Pleasantdale; April 14, Dayton; April 15, La Fayette; April 16, Hillsboro; April 15, La Fayette; April 16, Hillsboro; April 15, La Fayette; April 16, Hillsboro; April 16, La Fayette; 15, La Fayette: April 16, Hillsboro: Laurel; April 19, St. John; April 19

WORK IN TURKEY DISCUSSED

Special Musical Programme Also Is

The Y. W. C. A. rooms were filled to overflowing Sunday afternoon, when the work in Turkey was splendidly presented by Miss Frances Gage, who was for some time a teacher in a native school and is now Northwest secretary of the Y. W. C. A. M. Kartozian and Barza, his wife, native Armenians, were present and spoke of their country.

Special music was rendered by the choir of the First Congregational Church, under the leadership of Mrs. Schwab. The members are Mrs. Mary Dearborn Schwab, Miss Petronelia Connolly, Stuart McGuire and Dr. George Almblie. Miss Marion E. Thomas was the accompanist. Two anthems with Two anthems with sole parts by Mr. McGuire and soles by Dr. Ainsile and Mrs. Schwab were

Miss Pearl Chandler, the member ship secretary, announced that the lay-ing of the corner stone for the new Y. W. C. A. building will take place April 15, and that two divisions of ie organization are engaged in a confore that event.

A class was formed for the study of the "Island World," under the lend-ership of Miss Mable Goss. This class at the Association rooms on Tuesday nights.

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MASON-EHRMAN & CO., 5th and Everett.
WADHAMS & CO., 4th and Oak,
WADHAMS & KERR BROS., Hoyt and 4th.

POTATO AND ONION BUYER. CAL. VIGORIT POWDER CO., 182 Madison POWER TRANSMITTING MACHINERY.
Willamette L & S. Wks., Front and 17th. PUMPING LACHINERY.
HENRY R. WORTHINGTON, TO lat st.
DEANE STEAM PUMP CO., 70 lat st.

RAILS, CARS AND LOCOMOTIVES. REFRIGERATING AND ICE PLANTS.

PORTLAND Rice Mill Co., 514 Com'with bldg. BOAD & STREET-MAKING MACHINERY. BEALL & CO., 321 Hawthorns.

PARAFFINE PAINT CO., Commonwealth bid. SAILS, TENTS, AWNINGS.
PACIFIC TENT & AWNING CO., 27 N. 1st. SAWDUST. RTLAND BAWDUST CO

A. H. AVERILL MACHINERY.
A. H. AVERILL MACH. CO. 320 Belmor
THE MACHINE MFG. AGENCY, 70 1st :
PORTLAND IRON WKS., 14th and North
MULTNOMAH IRON WKS., 248 Grand, SAW MANUFACTURERS.

SAWS, MACHINE KNIVES, ETC. E. C. ATKINS & CO., INC., 60 1st st. N. W. SCHOOL PURNITURE CO., 344 34.

J. SIMON & BRO. 244-248 Front. SEEDS AND POULTRY SUPPLIES.
J. I. BUTZER, 188 Front.
PACIFIC SEED CO., 201 Front.
PORTLAND SEED CO., Front and Yambii

SEWING MACHINES. I. S. SIGEL (Singer, Wheel.), 385 Morrison SHINGLES CAR LOTS. UNIVERSITY LBR. & SHINGLE Co., C. of C. H. WOLF & SONS, 73-76 let.

SHOE STORE SUPPLIES. HERTSCHE BROS. 229 Oak. SIGNS.
FOSTER & KLEISER, Everett and 5th.

B. TRENKMAN & CO., 102 N. 4th. SODA WATER MANUFACTUBERS. PIONEER SODA WORKS, 416 Water. STEEL BEAMS, CHANNELS, ETC.

STEAM TABLES, HOTEL RANGES, OREGON SHEET METAL WKS, 146 Pro COLUMBIA STEEL CO., 146 10t STEEL RIVETED PIPE, B. TRENKMAN & CO., 102 N. 4th.

STOVES AND RANGES.

M. SELLERS & CO., 5th and Pine.
CRIBBEN & SEXTON CO., 17th and Upshur,
LOWENBERG & GOING CO., 18th and Irving STRUCTURAL STEEL WORKS. NORTHWEST BRIDGE CO., 200 Stark SYRUPS, PRESERVES, JAMS, ETC. PACIFIC COAST SYRUP CO., 24 Front N

B. TRENKMAN & CO., 102 N. 4th. TANES, BARRELS, KEGS.
FINKE BROS., 183 Madison.
OREGON COOPERAGE CO., ft. Market. TALKING MACHINES AND RECORDS. EILERS PIANO HOUSE, Wash. & Park sta

PACIFIC METAL WES, 73 N. 24 TRANSFER AND STORAGE.

NATIONAL TREMSFER & Storage Co., II ist.
HOLMAN TRANSFER CO. 8-12 Frost.
OREGON AUTO-DESPATCH CO., 13 lst st.
CITT TRANSFER & Storage Co., 103 Frost.
OREGON TRANSFER CO., 124 Sth.
NORTHWESTERN TRANSFER CO., 45 lst.

TRUNKS AND BAGS.
MULTNOMAH TRUNK CO., 121 E. Water.
PORTLAND TRUNK MFG. CO., 34 & Pine.
HARRIS TRUNK CO., 122 9th.

WHOLESALE

ROSENFELD SMITH CO., 41 Front. TRUSSES, ELASTIC HOSIERY.

TYPEWRITERS AND SUPPLIES.
C. SMITH & BRO. (L. & M. Alexander), CHARLES COOPEY & SON, 300 Oak M. WAGON AND TRUCK WORKS. HENRY BERGER CO. 128 1st

WARM AIR HEATING. BURKHART & WEAVERSON, 305 4th. MOORE-MEAGHER CO., 42 lst. WATER AND SEWER SYSTEMS.
JACOBSEN-BADE CO., 308 Davis.

WINES AND LIQUORS.
BLUMAUER & HOUH. 108 4th.
W. J. VAN SCHUFVER & CO., 108 2d.
ROTHCHILD SROS., 20-28 N. 1st.
HENRY FLECKENSTEIN & CO., 204 2d.
MIKE JACOB & CO., 31 Front.
KOHN, CHAS. & CO., 3d and Pine.
F. ZIMMERMAN & CO., 81 Front.
H, VARWIG & SON, 231 Front.

WINES AND LIQUORS—WHOLESALE F. BOTEPUHR & CU., 3a and Ash. WIRE AND INSULATED WIBE. WIRE AND IRON WORKS.

JOHN A. THOEBLING'S SONS CO., 21 1st. WIRE ROPE, LOGGING TOOLS. B. MALLORY & CO., 68 1st. WOOLENS AND TRIMMINGS.

FINANCIAL

ABSTRACT OF TITLE.
PACIFIC Title & Trust Co., 204 Falling bldg.
SECURITY Abstract & Trust, 7 C. of Com. ACCOUNTANTS.

ALEX C. RAE, 406 and 407 McKay bidg.
W. R. MACKENZIR, 224 Worcester biock CERTIFIED PUBLIC ACCOUNTANT. LESTER, HERRICK & HERRICK, Wells Fargo bldg.

H. E. NOBLE, 312 Commercial bing. DVERBECK & COOKE CO., 328 C. of Com. CIVIL ENGINEERS, SURVEYORS.

PRANK A. JACKSON, 321 Falling bldg. FIRE INSURANCE AGENTS.
LAMBERT-WHITMER CO., 107 Sherlock.
W. J. CLEMENS, Commercial Club bldg.
HENRY HEWETT & CO., 228 Sherlock bldg.
HALL & VAN FRIDAGH, 44 Concord bldg.
D. W. HOELBING & CO., 311 Stark.
E. L. PETTIS & CO., 109 4th.

LIFE INSURANCE COMPANIES.
MUTUAL BENEFIT LIFE OF NEWARK, N. J., Falling bldg. NORTHWESTERN MUTUAL LIFE OF MIL-WAUKEE, Concord bldg. LIVESTOCK INSURANCE COMPANY. NATIONAL Livestock Ins. Assn., ette, 6th and Washington sis.

MECHANICAL ENGINEER. TRUMAN J. GLOVER, 601 Mchay bidg. WILLIAM MAC MASTER, SOT Worcester bid.

DONALD G. WOODWARD, 104 2d st. REAL ESTATE.
KNAPP & MAUREY, 7 Chamber of Com,
WAKEFIELD, FRIES & CO., 229 Stark. STOCKS, BONDS AND GRAIN. DOWNING-HOPKINS CO., 201-4 Couch Bidg.

TIMBER LANDS.

JAMES D. LAUEY &ACU., 829 C. of ComFREDERICK A. KRIBS, 328 Chain. of ComEMBODY & BRADLEY CO., 708 C. of Com.
MAGINNIS & SON (Or. Thr. Co.), 403 McKay
T. H. CURTIS, 250 Aider st.
C. C. SHAY, 304 Abington bidg.

WHITTEN & BRYANT, 538 Cham. of Com.

RETAIL ART PICTURES AND FRAMES. KELLER THE ART MAN, 471 Washington, CHRISTIANSON ART CO., 575 Stark.

PRED A. BENNETT AND LES. OREGON MOTOR CAR CO., 86 10th et. CROWE-GRAHAM Motor Co., Wash. & 18th. COVEY & WALLACE Motor Co., 18th & Alder AUTOMOBILES, SECOND-HAND, *
PORTLAND MOTOR CAR CO., 524 Alder BUILDERS' HARDWARE, TOOLS. J. KADDERLY, 130 1st.

AVERY & CO., 48 Bd. COLEMAN HARDWARE CO., 109 Bd. W. G. SMITH & CO., 3d floor, Wash, bldg. CHINA, GLASSWARE, POTTERY. BAILEY & CO., 424-426 Washington,

DRUGGISTS.
KNIGHT DRUG CO., 207 Washington,
EYSSELL'S PHARMACY, 227 Morriso
GRADON & KOEHLER, 1st and Main. C. R. HANSEN, JH. men, 26 N. 2d; women, 843 Washington.

843 Washington.
SCANDINAVIAN-AMERICAN & PACIFIC STATES, Burnside and 2d. FARM PRODUCE AND MEAT BUYER. FISH, GAME AND POULTRY. COLUMBIA FISH CO., 2d and Ankeny, G. COVACH & CO., 275 1st.

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CLARKE BROS., 289 Morrison,
MARTIN & FORBES, 347 Washington FURNITURE, CARPETS, ETC. COHN BROS., 180-182 1st.

GROCERS AND MERCHANDISE.
RICHET COMPANY, 112 Front.
A. H. BELL, 85 Front.
JONES' CASH STORE, 80-82 Front.
FRANKLIN & CO., 182-184 Front.

T. W. HANEBUT, 308 Washington J. C. P. WESTENGARD, 288 Front THE ESMOND HOTEL, Front and Morrison,

LAUNDRIES.
CITY LAUNDRY, 9th and Flanders.
TROY LAUNDRY CO., 10¢ 5th.
U. S. LAUNDRY CO., Grand ave. & Salmon. MEAT MARKETS.

HARRY WOOD MARKET CO., 1st and Alder.
JONES' MARKET, 151 4th.

BOSTON PACKING CO., 1st & Burnside, 3d

& Ankeny,

MONEY LOANED ON JEWELRY. PIONEER LOAN OFFICE, 18 N. 3d. TLE MEYERS, 143 Sc

STANDARD LOAN OFFICE, 189 84, RELIABLE LOAN OFFICE, 61 84. ORIENTAL RUCS. PLUMBING AND HEATING.

JACOBSON DE TEMPLE CO., 308 Davis,
H. CLAUSSENIUS & SON, 125 lith.
T. J. JOHNSTON CO., 209 Washington,
J. T. SHEA, 2d and Ankeny,
WILLIAMS & HEGGS, 25 5th.

SASH AND DOORS. KELLY, THORSEN & CO. 52-54 Union Ave. SILK WAISTS, SEIRTS, ETC. SING CHONG & CO., 333 Morrison.

school of the First Christian Church, and a lecture at the Y. M. C. A. on the life of Christ Illustrated by moving pictures. It and Sunday Schools.

Stereopticon Also Taken Up by Port-land Sunday Schools.

School of the First Christian Church, and a lecture at the Y. M. C. A. on the life of Christian Church yesterday morning more than 90 slides were thrown men's meeting yesterday afternoon was the stereopticon has come to have a more than 90 slides were thrown on the screen, Illustrating Church, East Ankeny and East on the stereoptic on has come to have a more than 90 slides were thrown men's meeting yesterday afternoon was the stereoptic on has come to have a more than 90 slides were thrown on the screen, Illustrating Church greater at the Y. M. C. A. on the life of Christian Church yesterday at the Y. M. C. A. on