

PAY \$50,000 ON AUTO OWNERS' DAMAGES

ARE QUERIED
Hexter & Strause, Butchers,
Acquire Property Said to
Be Worth \$100,000.

COURT DECREE FULFILLED

Firm Obtained Option on Property
for \$50,000 in 1905—Owner
Then Refused to Sell and
Butchers Brought Suit.

Louis Hexter and Lehman Strause, of the firm of Hexter & Strause, acquired a suit on the southwest corner of Park and Morrison streets yesterday for \$50,000 on an option given three years ago, and recently confirmed by the courts after considerable litigation. The former owner is Sarah A. Merrill, and the property is said to be worth now about \$100,000. The suit was made as a result of a suit brought in the Circuit Court over two years ago, and carried to the Supreme Court. A decision in the case was rendered by the latter recently.

The order of the court provided that upon the payment to the Clerk of the Circuit Court, \$50,000, the deed should be made out in favor of the firm, which conducted a butcher shop on the corner over two years ago. June 8, 1905, the firm took an option on the property for 60 days, the consideration to be \$50,000. By the same agreement they were to pay Mrs. Merrill \$125 a month rent. The option was made by the neighbors, as well as the Merrills, who resided in the building, of foul odors arising from the shop and as a result the butchers agreed to improve the basement and drainage system from the building, and by keeping only fresh meat to eliminate all odors.

Within the 60 days Hexter & Strause demanded their deed, offering the \$50,000. The deed was refused and they therefore deposited the money with a local bank. A year later, on July 25, 1906, Mrs. Merrill filed a complaint in the Circuit Court asking that the contract made in 1905 be set aside, and alleging that the marketmen had failed to make the improvements and had practiced fraud upon her. This was later disproven in the testimony. Had the contract been set aside by the Court the butchers would have been ousted from the premises.

In reply to Mrs. Merrill's suit they brought a counter suit alleging that Mrs. Merrill refused to give them their deed according to agreement because of increasing real estate values, the contract having been made during the exposition.

Judge Fraser decided that the contract was binding and Mrs. Merrill appealed the case in 1905, represented as counsel by Governor Chamberlain, while Hexter & Strause were represented by Senator Joseph Simon.

Mrs. Merrill was at first represented by Attorney M. B. Keefe. When he discovered yesterday that the deal was about to be closed, he fled in the Circuit Court and attacked the \$50,000 for attorneys' fees. Shortly afterward he had a long conference with Mrs. Merrill's husband, however, and withdrew the item. Deputy County Clerk Lounsbury received the \$50,000 and turned it over to Mrs. Merrill's attorney, giving Hexter & Strause the deed.

AUTO OWNER SEEKS DAMAGES

F. P. Baumgartner Blames County
for Collision With Dirt Wagons.

Because the automobile of F. P. Baumgartner ran into a number of gravel wagons on the Base Line road the night of April 4, Baumgartner is seeking to recover damages from the county. A hearing was had before Commissioners Lightner and Barnes in the County Court yesterday morning. The testimony of Baumgartner's witnesses was that a steam roller was left standing in the road. This was not seen by the chauffeur until the speeding machine was upon it. Baumgartner's quick swerve carried the automobile into the wagons, which had been left in the ditch. Not only was the car damaged, but two wagon-tongues were broken.

The chauffeur testified that the machine was traveling at 10 miles an hour, while the engineer of the roller said he did not believe an automobile going at that speed could do so much damage. He said also that a red light was left burning high in the rear of the roller, while the chauffeur says that he saw none. He says that there were four wagons, while the workmen allege there were but two. The automobile party was just returning to Portland, about 10:30 P. M.

Baumgartner demanded \$150.00 for the repairs to the machine, and \$10, which he was obliged to expend for towage and for hauling the car to the repairers. The matter under advisement, and will render their decision next Wednesday morning.

COMMITTED TO FRAZER HOME

Four Children Taken From Intemperate Parents by Juvenile Court.

The four children of Mrs. C. Sennas, who lives at 945 East Thirty-first street, have been committed to the Fraser home by the Juvenile Court. The Juvenile Court officials offered to leave with Mrs. Sennas her youngest child, a babe of three years, but she preferred to have the children kept together.

Complaints by neighbors led to investigation by the Probation officers of the Juvenile court, with the result that Sennas and his wife were found to be intemperate, and the children in a destitute condition. The 5-year-old child was found sick, being cared for by his elder sister, aged 12. Sennas is a ship carpenter, but has not worked of late.

The appointment of Robert Livingston, W. D. Wakefield and William Mackenzie as appraisers of Antoine Labbe's joint interest in the estate of Blaise Labbe and John Labbe, was approved by Judge Webster in the County Court yesterday. The appointment was made by United States Circuit Judge W. B. Gilbert. The will provided for this appointment in case either of the Labbes wished to purchase the interest of Antoine Labbe. Blaise Labbe states in his petition that he now intends to do so.

Morrow Presiding Judge.

Judge Robert G. Morrow will make his debut in the Circuit Court this morning as Presiding Judge. In this

WILL DOUBT BUILD

Six-Story Warehouse for
Blake, McFall & Co.

PAY \$65,000 FOR SITE

Wholesale Paper-Dealers Acquire
Fourth-Street Frontage of "Dexter"
Property, Which Will
Be Improved at Once.



The Late Rev. E. C. Parker.

Blake, McFall & Co. yesterday concluded a deal for the Fourth-street frontage of the Dexter property. This piece is 125 feet on Fourth street, 306 on the south side of Ankeny and 101 along the line of the Marshall-Wellis Company building. The sale was effected through the agency of W. Street and the figure at which the deal was closed was a little over \$65,000. This sale was referred to in The Oregonian a few days ago as having been made for the Mercantile Investment Company, who owned the half block, but at that time the purchaser's name was withheld, upon request, as future plans had not been determined.

Blake, McFall & Co. announce their intention to erect on the site a six or seven-story building to be occupied by the firm as a paper warehouse and salesroom, offices, etc.

With the completion of the building of the Pacific Paper Company and the one now under way, the locality will become a center of that character of wholesale and retail trade, for already within a few blocks are located stationary stores and commercial buildings. The new building to be located here probably cost from \$50,000 to \$70,000, judging from the cost of similar buildings of recent construction. Until the architects have reported on plans and specifications, however, a more accurate estimate cannot be made.

Mall & Von Borstel yesterday reported the sale of the southwest corner of East Twenty-fourth street and Sandy boulevard for L. Olsen to F. J. Mells. It is said to be the purchase of an intention to build on the site at once. The purchase price was not reported.

YEON BUYS QUARTER-BLOCK

Dr. Andrew C. Smith Sells Corner
for \$65,000.

John B. Yeon announced yesterday the purchase from Dr. Andrew C. Smith of the southeast corner of Sixth and Everett streets, the consideration being \$65,000. This figure is about on a par with similar lots in the same vicinity. A lot at the corner of Sixth and Hoyt was sold last week to J. F. Moore, of Fort Worth, Texas, for \$30,000, and another on Sixth near Irving sold by E. J. Horgan for the same consideration. Dr. Smith bought on Seventh, between Gilman and Hoyt, from Monasters & Burke, for \$65,000. It is announced by these purchasers that the sites are to be built upon, with the exception of the property bought by Mr. Yeon. In that case, the intentions of the buyer could not be learned last night.

FIND NO TRACE OF STEVENS

OFFICIAL SEEKS IN VAIN FOR
RICH BRIDEGROOM.

Report That He Is Hiding in His
Apartments Vigorously Denied
at Madison-Park.

Vigorous denial is made at the Madison-Park apartment-house, Park and Madison streets, that T. M. Stevens, whose sensational matrimonial entanglements are causing a stir in the city, is occupying his apartments. Equally vigorous denials were made to officials by the proprietor of the house. Stevens is said to be spending his honeymoon out of the city, but persistent rumors have been to the effect that he has simply been in hiding or seclusion at his apartments. This, however, is denied by the proprietor of the place, though there are reasons to believe that Stevens' honeymoon has not extended beyond the city limits.

The clever young man who tried to get funny in an afternoon play is not as wise as he thinks he is," said the proprietor. "Mr. Stevens is not at the Madison-Park, and has not been here for several days."

So insistent were certain officials in locating Stevens and so dubious were they of his departure from the apartment-house, that the proprietor took oath as to his absence from his establishment. So Mr. Stevens' honeymoon is free from annoyance and worry.

However, W. H. Stevens said yesterday that the bride and groom would likely return at any hour. He expected them last night, and not later today. Then, he said, Mr. Stevens would likely explain the dilemma in which the bride and groom were placed.

SPEAKS AT CAMPMEETING

F. H. Ashcraft Attracting Large
Audiences at Center Addition.

AGRICULTURAL COLLEGE WILL EXTEND ITS CAMPUS.

Twenty Acres, Surrounded by State
Property, Has Long Been Handicap to Institution and Will
Now Be Purchased.

For the purpose of arranging for the purchase of 20 acres of land lying between the State Garage and Regents W. P. Cotton in this city yesterday morning. Mr. Cotton was absent from the meeting, but a number of the other regents attended. Among those in attendance were Governor Chamberlain, J. H. Ackerman, Superintendent of Public Instruction; A. H. Buxton, president of the State Garage, and Regents W. P. Keady, Portland; J. T. Apperson, Oregon City; W. W. Pierce, Hot Lake; J. D. Otwell, Central Point; E. B. Irvin, Corvallis; E. E. Wilson, Corvallis; W. J. Kerr, president of the college faculty; and Regent Mrs. Clara B. Waldo, Salem.

Twenty acres of land lying alongside and between the property already owned by the Agricultural College has been a source of hindrance to the growth of the institution. At the time the site of the college was selected, title to this property could not be secured, and consequently the college buildings and land surround it.

It was decided at the meeting to purchase the 20 acres, which will cost from \$1200 to \$3000 an acre. The purchase will be made at once, and the property will be a valuable acquisition to the college.

The Agricultural College is in splendid condition, according to J. K. Weatherford, of the college, who arrived in Portland yesterday. There will be between 1500 and 2000 students attending next year, he predicted, and in order to accommodate them it will be necessary to ask for an addition to the administration building.

It is noted that the recent good roads conference recommended that the college establish a chair of road-building in connection with our engineering department.

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INTERPRETERS FIGHT SHY AT SICILIAN'S CASE

Wild-Eyed Latin Hints Darkly
About Black Hand, and Portland
Italians Decide to Keep Hands Off.

JOE PHILIPPE, a wild-eyed, long-haired fanatic from Sicily, escaped conviction of a charge of larceny, in the Municipal Court yesterday morning, because none of his countrymen would testify against him or act as interpreter in his case. Making it known that he was a member of some mysterious black hand organization, Philippe muttered something in his native tongue to each of five prospective interpreters brought into court and each of them hastily withdrew from the case, saying they didn't wish to have anything to do with the matter. Among those who declined to interpret themselves in the Sicilian's case were John Cordano, a real estate man, and Albert Ferrera, well known as a lawyer.

AMUSEMENTS

What the From Agents Say.

Big Show at The Oaks.

New Parade is a Wonder.

Orpheum—An Attractive Bill.

Water Headliners.

AT THE VAUDEVILLE THEATERS.

Pantagruel Attractions.

Don't Miss the Grand.

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SAN FRANCISCO VETERINARY COLLEGE. Next session begins Sept. 15. Catalogue free. Dr. Chas. Keays, Pres. 1518 Market St. S. P.

Special sale this afternoon at Rosenthal's.

SCHOOL BOYS LAND

Agricultural College Will
Extend Its Campus.

BOARD OF REGENTS MEETS

Twenty Acres, Surrounded by State
Property, Has Long Been Handicap to Institution and Will
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Stand them in a row and look at them. If this doesn't convince you that KORN-KINKS is the best corn food, then the TASTE will. Korn Kinks tastes better and is better. It is the malted flakes of the choicest selected white corn. Crisp, appetizing and wholesome. Contains more nutrition than the others and is easily digested. Your grocer sells it. The only Malted Corn Flakes.