

CONSE OF OPENS CASE FOR PEOPLE

Declares Harriman Roads Have Forfeited Title to Oregon Land.

TERMS OF GRANT PLAIN

Federal Official Replies to Fenton and Says Contemporaneous Legislation Shows Intention of Congress.

The Government had an opinion yesterday in the argument of the Oregon & California land-grant suit before Judge Wolverson in the United States Court. During both the morning and afternoon sessions, B. D. Townsend, who appears for the people as a special assistant to the United States Attorney-General, ably presented the contentions of the Government. He assailed vigorously only the argument advanced by W. D. Fenton, counsel for the Harriman interests, and insisted that the failure of the railroad company to live up to the terms of the grant constituted such a violation of its terms as to warrant forfeiture of the land which was asked by the Government. Mr. Townsend probably will not conclude his argument until late today.

Mr. Townsend argued that the only rights acquired by the defendant Oregon & California Railroad Company to the land included in the act of July, 1866, was that conferred by the Congressional act of April 19, 1862, imposing the terms and conditions by which the land should be sold in quantities of not to exceed 160 acres to each purchaser and at a price not exceeding \$250 an acre. This act, he contended, was a grant that had lapsed and was not fact alone justified the imposition of the reasonable conditions respecting sale of the land that were incorporated in the original grant.

After reviewing the early history of the attitude of Congress on the subject of land-grant legislation, Mr. Townsend pointed out that all the land-grants executed by the Oregon & California company, indicated that the making of such grants was subject to the condition that the natural resources of the country and the building up of a superior character of citizenship, be the objects of the land-grants executed by the Oregon & California company, and that the land-grants should be sold in tracts of not exceeding 160 acres to each purchaser and at a price not exceeding \$250 an acre. The same condition, he said, that demanded the incorporation of a condition in all land-grants, was responsible for the placing of some restrictions on the disposition of such lands and imposed those conditions even before the act of April, 1862. Mr. Townsend called attention to the fact that in February, 1862, a resolution was presented in the House of Representatives fixing the acreage and price at which such lands should be sold. The following month the Oregon & California Military Road grant was passed, those conditions were imposed in the grant, although it is true that the sales were made only to actual settlers and was eliminated for the reason that it had been shown that the lands included in the grant were susceptible of agriculture and residence. During that time, asserted counsel, no old grant was re-issued or a new one made without having incorporated therein the condition limiting the sale and the price to be charged for the land.

YOUNG CRIMINAL SENTENCED

John Rigby Must Serve Year for Stealing Woodstock Postal Funds.

An unpleasant duty devolved on United States Judge Wolverson in the Federal Court yesterday, when he sentenced John Rigby, a former Woodstock postmaster, to a year in the penitentiary for stealing postal funds. Rigby was sentenced to a year in the penitentiary for stealing postal funds. Rigby was sentenced to a year in the penitentiary for stealing postal funds.

ELECTION AGAIN DEMANDED

Hogiam May Establish Precedent in Recall Law.

HOQUIAM, Wash., March 2.—(Special.)—Following the quashing last night by the original writ of the Superior Court, of the Fourth Ward belligerents against the Hogiam City Council in an effort to compel a special election to replace Councilman Gillespie, who was appointed by the Council over the protest of the Fourth Warders, Attorney Morgan today secured another writ of the same tenor, returnable Saturday next, wherein the Councilman are again elected to appear and show cause why such special election should not be called.

Slave Girl May Be Deported.

An effort will be made by the Federal authorities to effect the deportation of Ah Tai Jai, alias Ling Jai, the Chinese slave girl, who recently figured in an episode from Portland Chinatown to Astoria. It was in connection with the girl's arrest and return to this city that the character of her life she was leading was disclosed. Deputy United States Attorney Walter Evans is making an investigation,

NEW OFFER FOR MADISON BRIDGE

Streetcar Company to Accept \$1200 for Right if It May Repair Span.

OTHER CONDITIONS MADE

Josselyn Wants to Operate Cars at Own Risk Until October 1 and Leave Question of Rental to Public Vote.

The railway company to accept \$1200 from the city for surrender of the railway rights on Madison street bridge.

The bridge to be operated by the County Commissioners for street railway and foot passengers only. The company to assume the risk of operating its cars over the bridge.

The city to submit to a vote of the people in June the question of reducing the rental on new bridge to \$7500 per year for a term of 25 years.

The city to have the right to make plans, specifications, and let contract for the erection of a new bridge, to give the contractor the right to use old structure until October 1, 1909.

President Josselyn, of the Portland Railway, Light & Power Company, has an entire proposition to make to the city in regard to opening the old Madison Street bridge to traffic.

A \$2000 note was given S. P. Lee August 21, 1892. Mrs. Wood says that if it had been computed at 8 per cent interest for the last 16 years it would have amounted to \$3564.98, whereas she says Quackenbush only received \$2500 on it.

Since January 2, 1882, only three funds for transactions were obtained from the County Court, says Mrs. Wood, and since October 1, 1888, no court orders have been secured by the executor. She says he charged \$150 executor's fees for his services since August 2, 1897, but that this is more than they are worth.

LIVED HERE THIRTY YEARS

W. C. Brown, Former Southern Pacific Master Mechanic, Dead.

W. C. Brown, for 36 years a resident of Portland, died yesterday at the Portland Sanitarium. Mr. Brown was master mechanic of the Southern Pacific Company for a number of years, and was engaged in various business enterprises in Portland and the state. He leaves a widow, two sons and one daughter. The sons are W. C. Brown, of Ocean Park, Wash. His surviving daughter is Mrs. Frank Halfpenny, of Toppensh, Wash. Mr. Brown was a member of the A. O. U. W., Fidelity lodge No. 4.

THE LATE W. C. BROWN, WHO LIVED IN PORTLAND 36 YEARS.

He leaves a widow, two sons and one daughter. The sons are W. C. Brown, of Ocean Park, Wash. His surviving daughter is Mrs. Frank Halfpenny, of Toppensh, Wash. Mr. Brown was a member of the A. O. U. W., Fidelity lodge No. 4.

POWER DIGGER TO BE USED

Lateral Sewers Will Be Laid in Center of Streets in Brooklyn.

All lateral sewers in the district between East Twenty-sixth and East Forty-first and between Ellsworth and Division streets, will be laid in the center of the streets, so that a power digger can be used, materially reducing the cost.

MAYOR IS STILL UNWILLING

Bellevue City Cannot Shift Responsibility for Madison Bridge.

Mayor Lane said yesterday that even if the Portland Railway, Light & Power Company should make repairs to the Madison Street bridge, he would not assume responsibility in case of accident, which had no actual bearing on the case whatever.

NEW OFFER FOR MADISON BRIDGE

Streetcar Company to Accept \$1200 for Right if It May Repair Span.

OTHER CONDITIONS MADE

Josselyn Wants to Operate Cars at Own Risk Until October 1 and Leave Question of Rental to Public Vote.

LANDLADY IS ACQUITTED

Mrs. Leary Arrested Because Guests Couldn't Show Marriage Licenses.

Charlesness in keeping up the register in her rooming house at 424 1/2 Sixth street occasioned Mrs. Ethelyn Bean's arrest. The Municipal Court, yesterday forenoon, on the serious charge of keeping a disreputable house, trying to force a disreputable house on the place discovered three couples in the place whose names appear on the register or on the marriage certificate records at the County Clerk's office for that matter.

BAILEY TO NAME DEPUTIES

Will Select Three State Dairy Inspectors.

Although New Law is Not Definite, Appointment is Left in His Hands by Governor.

AMUSEMENTS

What the Press Agents Say.

Paul Gilmore Popular as Ever. The well-known actor, Paul Gilmore, is leaving in an impression at the Baker Hotel, which by most theatregoers is considered the best of the original success.

AT THE VAUDEVILLE THEATERS.

London's Dancing Girls—Orpheum. It is seldom that the vaudeville patrons of any theater have the opportunity of seeing a performance of the highest quality.

COMING ATTRACTIONS.

The Matchmaker. A comedy-drama in three acts, announced for presentation at the Baker all next week, opening Sunday matinee next, by Daniel Sully and a strong cast.

THE MATCHMAKER.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

DECLARES RENTAL IS EXORBITANT.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

POWER DIGGER TO BE USED

Lateral Sewers Will Be Laid in Center of Streets in Brooklyn.

All lateral sewers in the district between East Twenty-sixth and East Forty-first and between Ellsworth and Division streets, will be laid in the center of the streets, so that a power digger can be used, materially reducing the cost.

MAYOR IS STILL UNWILLING

Bellevue City Cannot Shift Responsibility for Madison Bridge.

Mayor Lane said yesterday that even if the Portland Railway, Light & Power Company should make repairs to the Madison Street bridge, he would not assume responsibility in case of accident, which had no actual bearing on the case whatever.

FILES CURED IN 6 TO 14 DAYS.

Files Cured in 6 to 14 Days. Files cured in 6 to 14 days or money refunded, 99c.

In the Morning

Try a Charcoal Lozenger and a Glass of Water if Your Breath is Foul and Your Mouth Tastes Bad.

Immediately upon arising in the morning, should you have a bad breath, a disagreeable taste in your mouth, try a charcoal lozenger. Simply chew the lozenger up as you would so much candy and drink a glass of water, washing it down into the stomach in this manner. The effect is almost magical. The mouth becomes sweet and the breath pure and fragrant in a very short time.

CHILDREN'S COLDS AND THEIR RESULTS

COLDS NOT SO HARMLESS AS MANY PRESUME.

Some of the Most Serious Diseases Have Their Origin in a Common Cold. Children are particularly susceptible to colds and often serious diseases of after life have their foundation in early colds.

Another child catches cold and before it fully recovers takes another cold and happens before that is over contracts a fresh one. This succession of colds or even the neglect of the first attack causes inflammation of the mucous membrane, which was at first only a common cold, and the doctor tells you that the child has contracted scarlet fever, and if the child is lucky enough to live it has developed weak lungs, making it susceptible to all lung diseases.

Still another child catches cold, a stubborn cough becomes chronic and the child's system is developed which weakens the system, thereby paving the way for the germs of other diseases. Diphtheria, whooping cough, scarlet fever and similar diseases could often be avoided if each cold received proper attention.

BELLE WAYMIRE TO RETURN

Radding, Released From Jail, Says She Will Serve Sentence.

Having served his six months' sentence for conspiring with Mrs. Belle Waymire to injure the reputation of Mayor Harry Lane, E. Radding was released from the County Jail yesterday. He said that Mrs. Waymire will continue to live at some time in the Spring to serve her six months' term. Radding said that she would give up her custody of her child, Radding says he knows that the woman is now in Missouri and that the child is now in Oregon.

AMUSEMENTS

What the Press Agents Say.

Paul Gilmore Popular as Ever. The well-known actor, Paul Gilmore, is leaving in an impression at the Baker Hotel, which by most theatregoers is considered the best of the original success.

AT THE VAUDEVILLE THEATERS.

London's Dancing Girls—Orpheum. It is seldom that the vaudeville patrons of any theater have the opportunity of seeing a performance of the highest quality.

COMING ATTRACTIONS.

The Matchmaker. A comedy-drama in three acts, announced for presentation at the Baker all next week, opening Sunday matinee next, by Daniel Sully and a strong cast.

THE MATCHMAKER.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

DECLARES RENTAL IS EXORBITANT.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

POWER DIGGER TO BE USED

Lateral Sewers Will Be Laid in Center of Streets in Brooklyn.

All lateral sewers in the district between East Twenty-sixth and East Forty-first and between Ellsworth and Division streets, will be laid in the center of the streets, so that a power digger can be used, materially reducing the cost.

In the Morning

Try a Charcoal Lozenger and a Glass of Water if Your Breath is Foul and Your Mouth Tastes Bad.

Immediately upon arising in the morning, should you have a bad breath, a disagreeable taste in your mouth, try a charcoal lozenger. Simply chew the lozenger up as you would so much candy and drink a glass of water, washing it down into the stomach in this manner. The effect is almost magical. The mouth becomes sweet and the breath pure and fragrant in a very short time.

CHILDREN'S COLDS AND THEIR RESULTS

COLDS NOT SO HARMLESS AS MANY PRESUME.

Some of the Most Serious Diseases Have Their Origin in a Common Cold. Children are particularly susceptible to colds and often serious diseases of after life have their foundation in early colds.

Another child catches cold and before it fully recovers takes another cold and happens before that is over contracts a fresh one. This succession of colds or even the neglect of the first attack causes inflammation of the mucous membrane, which was at first only a common cold, and the doctor tells you that the child has contracted scarlet fever, and if the child is lucky enough to live it has developed weak lungs, making it susceptible to all lung diseases.

Still another child catches cold, a stubborn cough becomes chronic and the child's system is developed which weakens the system, thereby paving the way for the germs of other diseases. Diphtheria, whooping cough, scarlet fever and similar diseases could often be avoided if each cold received proper attention.

BELLE WAYMIRE TO RETURN

Radding, Released From Jail, Says She Will Serve Sentence.

Having served his six months' sentence for conspiring with Mrs. Belle Waymire to injure the reputation of Mayor Harry Lane, E. Radding was released from the County Jail yesterday. He said that Mrs. Waymire will continue to live at some time in the Spring to serve her six months' term. Radding said that she would give up her custody of her child, Radding says he knows that the woman is now in Missouri and that the child is now in Oregon.

AMUSEMENTS

What the Press Agents Say.

Paul Gilmore Popular as Ever. The well-known actor, Paul Gilmore, is leaving in an impression at the Baker Hotel, which by most theatregoers is considered the best of the original success.

AT THE VAUDEVILLE THEATERS.

London's Dancing Girls—Orpheum. It is seldom that the vaudeville patrons of any theater have the opportunity of seeing a performance of the highest quality.

COMING ATTRACTIONS.

The Matchmaker. A comedy-drama in three acts, announced for presentation at the Baker all next week, opening Sunday matinee next, by Daniel Sully and a strong cast.

THE MATCHMAKER.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

DECLARES RENTAL IS EXORBITANT.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

POWER DIGGER TO BE USED

Lateral Sewers Will Be Laid in Center of Streets in Brooklyn.

All lateral sewers in the district between East Twenty-sixth and East Forty-first and between Ellsworth and Division streets, will be laid in the center of the streets, so that a power digger can be used, materially reducing the cost.

In the Morning

Try a Charcoal Lozenger and a Glass of Water if Your Breath is Foul and Your Mouth Tastes Bad.

Immediately upon arising in the morning, should you have a bad breath, a disagreeable taste in your mouth, try a charcoal lozenger. Simply chew the lozenger up as you would so much candy and drink a glass of water, washing it down into the stomach in this manner. The effect is almost magical. The mouth becomes sweet and the breath pure and fragrant in a very short time.

CHILDREN'S COLDS AND THEIR RESULTS

COLDS NOT SO HARMLESS AS MANY PRESUME.

Some of the Most Serious Diseases Have Their Origin in a Common Cold. Children are particularly susceptible to colds and often serious diseases of after life have their foundation in early colds.

Another child catches cold and before it fully recovers takes another cold and happens before that is over contracts a fresh one. This succession of colds or even the neglect of the first attack causes inflammation of the mucous membrane, which was at first only a common cold, and the doctor tells you that the child has contracted scarlet fever, and if the child is lucky enough to live it has developed weak lungs, making it susceptible to all lung diseases.

Still another child catches cold, a stubborn cough becomes chronic and the child's system is developed which weakens the system, thereby paving the way for the germs of other diseases. Diphtheria, whooping cough, scarlet fever and similar diseases could often be avoided if each cold received proper attention.

BELLE WAYMIRE TO RETURN

Radding, Released From Jail, Says She Will Serve Sentence.

Having served his six months' sentence for conspiring with Mrs. Belle Waymire to injure the reputation of Mayor Harry Lane, E. Radding was released from the County Jail yesterday. He said that Mrs. Waymire will continue to live at some time in the Spring to serve her six months' term. Radding said that she would give up her custody of her child, Radding says he knows that the woman is now in Missouri and that the child is now in Oregon.

AMUSEMENTS

What the Press Agents Say.

Paul Gilmore Popular as Ever. The well-known actor, Paul Gilmore, is leaving in an impression at the Baker Hotel, which by most theatregoers is considered the best of the original success.

AT THE VAUDEVILLE THEATERS.

London's Dancing Girls—Orpheum. It is seldom that the vaudeville patrons of any theater have the opportunity of seeing a performance of the highest quality.

COMING ATTRACTIONS.

The Matchmaker. A comedy-drama in three acts, announced for presentation at the Baker all next week, opening Sunday matinee next, by Daniel Sully and a strong cast.

THE MATCHMAKER.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

DECLARES RENTAL IS EXORBITANT.

As the rental fixed for our use of the new bridge is beyond our means, our company could not and will not pay the new bridge at the rental fixed by the act, which calls for a minimum charge per car would mean \$18,000 a year.

POWER DIGGER TO BE USED

Lateral Sewers Will Be Laid in Center of Streets in Brooklyn.

All lateral sewers in the district between East Twenty-sixth and East Forty-first and between Ellsworth and Division streets, will be laid in the center of the streets, so that a power digger can be used, materially reducing the cost.

Ask your Grocer for Honolulu Plantation Co's extra fine dry granulated SUGAR. If you want an absolutely pure Cane Sugar 99 1/2% Cane Guarantee.

AMUSEMENTS. The Grand Vaudeville de Luxe. Week of March 1. Another Big Bill. Coin's Dogs. Happened in Dogville.

PAINTAGES THEATER. The Four Hanlons. In Their Whirlwind Comedy Sketch.

THE GRAND VAUDEVILLE DE LUXE. Week of March 1. Another Big Bill. Coin's Dogs. Happened in Dogville.

ANNOUNCEMENTS. Dr. Horn, the optician, 3d floor Sweetland bldg., guarantees satisfaction or money refunded. No fancy prices.

WRESTLING. Con Albright of Rochester, N. Y. vs. Ed. O'Connell For Welterweight Championship of World.

EXPOSITION RINK TONIGHT. Admission, \$1.00; reserved seats, \$1.50. Tickets at Cadwell's and Schiller's. Skating suspended for one night only.

MONTEREY PACKING CO. Monterey, Cal. S. W. HUGHES, AGENT, PORTLAND, ORE.

COOKED FOR CONNOISSEURS BY COMPETENT CHEFS. Spice, Mustard or Tomato Sauce, as you prefer. For Sale Everywhere.

SCOTT'S EMULSION. I purchased a bottle of Scott's Emulsion and immediately commenced to improve. In all, I think I took 14 bottles, and my weight increased from 133 pounds to 184 pounds in less than six months.

HAND SAPOLIO FOR TOILET AND BATH. Fingers roughened by needwork catch every stain and look hopelessly dirty. Hand Sapolio removes not only the dirt, but also the loosened, injured cuticle, and restores the fingers to their natural beauty.

WOMEN'S SOCIETY. The well-known E. K. Childs Medical Company, with wonderful herbs and roots, has cured many sufferers when all other remedies have failed.

SALEM WOOLEN MILLS CLOTHING COMPANY. Grant Phlegley, 712 1/2 Stark. SEE SUNDAY'S BIG AD.

DIED. FOSTER—In this city, March 2, Robert Foster, aged 47 years, 2 months and 10 days. The remains are at Finley's parlors. Funeral notice hereafter.