IS PORTLAND ON **COLUMBIA RIVER?**

Question Raised by Fishermen Is to Be Decided by Judge Gantenbein.

GOES MERRILY ON

Lower River Men Jealous, Contend Upper River Fishers, Who Say Order Compelling Closing Willamette River Was Illegal.

When the law refers to the "waters of the Columbia River," does it not mean the waters of the Willamette, also?

This is the latest question growing out of the continuous warfare between the lower river fishermen and the upper river fishermen, and it will be decided by Judge C. U. Gantenbein, of the Circuit Court, Monday. The court's decision will also settle the point whether Portland is on the Columbia River.

If the decision of Judge Gantenbein is in the affirmative, the general impression said to exist throughout the East that Portland is located on the banks of the

Said to exist throughout the East that Portland is located on the banks of the Columbia will be confirmed, and the gen-eral proposition recalls the old contro-versy as to whether the Mississippi River

versy as to whether the Mississippi River above St. Louis is the stream commonly known as the Missouri, that rises in the Rockies, or the stream that has its source in Northern Minnesota.

It is the contention of Attorney-General A. M. Crawford in a fisheries case now pending, that Willamette River is a part of the Columbia. This is as the lay mind would interpret the contention, although probably Attorney-General Crawford would say that the real contention is that the term "waters of the Columbia River" includes those of the Willamette.

Want Smaller Missource

Want Smaller Rivers Open.

The contention is made in the case instituted by the Portland fish dealers and the fishermen now at work on the Willamette and Clackamas Rivers to restrain the Master Fish Warden from enforcing the closed season on the two streams.

Prior to this year the closed season on the Columbia and its tributaries, including the Williamette and Clackamas, was from March 15 to April 15. Under an agreement with Washington, the last Oregon Legislature fixed the close season on the "Columbia River, its waters and sloughs," from March 1 to May 1. The new law does not mention the Williamette or Clackamas Rivers specifically, and the fishermen are contending they have the right to fish the two streams from April 15 to May 1. 15 to May 1.

Under the 1901 law, however, the State Board of Fish Commissioners has the power to close any stream frequented by salmon upon giving a specified notice. This notice must be published for 30 days in a newspaper in each county affected by the order, and the notice must also be posted on the banks of the streams closed, and filed in the office of the County Clerk of each county.

The Board attempted to close the Willamette to fishing between April 15 and May 1, and the notice was published, but was not posted and filed according to law.

Closing Order Ignored.

The fishermen accordingly have nored the closing order and on April 15 Master Fish Warden H. C. McAllister at-tempted to seize \$1100 worth of salmon caught in the two rivers and sold to the Portland Fish Company. The latter secured a temporary injunction restraining the state authorities from interfering with the fishing and application for a permanent injunction was argued Thurs-

ceding the defect in the notice given by the Board of Fish Commissioners, Attorney-General Crawford is making the contention that the law which refers only to the Columbia River by name includes also the Willametto-or in other words. that the Willamette is a part of the Co-

Hence the question: Is the City of Portland on the Columbia River?

John F. Logan, attorney for the fishermen, in a brief filed in the case yesterday, ridicules the idea of the Willamette River being a part of the Columbia. He declares it would be as reasonable to assume that the Cowlitz River in the State of Washington is a part of the Columbia and that the Oregon fish laws apply to that stream.

that stream.

There have been more Royal Chinook salmon in the Willamette River this year than ever before and the fishermen have been getting some good catches. As a result, the lower river fishermen are making a loud roar. They allege the upper river fishermen are despoiling the future prospects of the industry by capturing fish that would otherwise attain the spawning grounds. Lower river observers say it would be no surprise if the chaing fishermen should get out their nets and gear and openly defy the law closing the Columbia River until May 1.

Hatcheries Need Eggs.

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Mr. McAllister, who visited the lower river Thursday, says there has been no attempt yet to violate the law and he believes there will be none. Notwithstanding the taking of fish now in the Willamette and Clackamas, he says he believes the fish hatcheries will take more eggs this year than last. However, says Mr. McAllister, the hatcheries can take care of all the eggs they get, and if the unusual run of fish now in the river were undisturbed, the future supply would be greatly augmented.

On the first night of fishing in the two rivers the catch was about 13 tons. It has fallen off since then and Thursday night was about three and one-half tons. At the Portland Fish Company's office it is stated the average catch on the two rivers has been seven or eight tons a day. The fishermen get about 6 cents per pound on the fishing grounds and the product is sold almost exclusively to Portland fresh fish consumers.

"The row raised by the lower river fishermen is due wholly to jealousy," said the manager of the company yesterday.

"The Willamette is perpetually closed above Oregon City Falls and the fishermen are working only about six miles of the river below there. More fish than ever before are getting over the falls, and the industry will fot be harmed by the fishing now going on.

Old Law Up Sleeves.

"It is my understanding that the Williamstte and Clackamas were intentionally omitted from ...e new law by the Legislature. The Clackamas County dele-Legislature. The Clackamas County delegation was in a position to defeat the bill and supported the act closing the Columbia with the understanding that the Williamette and Clackamas were not to be affected. The other fellows had this old law up their sleeves all the time and planned to close the two rivers under an order from the board. The notices were defective, however, and we assert that fishing on the two rivers is lawful. Frank M. Warren, president of the Warren Packing Company, yesterday characterized the objections raised by the lower river fishermen as an attempt to

make a mountain out of a molehill, and is inspired by jealousy. Mr. Warren says the industry will not be harmed materially by the fishing now going on in the Willamette and Clackgmas.

About 100 nshermen are engaged in taking the Royal Chinook, which is the largest of the salmon species, and runs in the Spring. The fish weigh from 16 to 50 pounds each. None of the cold storage plants or canneries are in operation and dish dealers say the salmon caught here are not shipped out of this territory. Puget Sound markets are getting the king salmon from Alaska and wholesalers say salmon are cheaper in Seattle than King salmon from Alaska and wholesalers say salmon are cheaper in Seattle than in Portland. With the opening of the Columbia River, May 1, prices are expected to advance rather than fall, as the hatchery and cold storage demand will more than take care of the increased supply.

GOOD THINGS IN THE MARKETS

C TRAWBERRIES at 121 and 15 cents a) box are the prevailing feature of the fruit market this week. From now on the housekeeper's dessert problem will be auch simplified. Fresh berries and cream, shortcakes, sherbets, sponges, creams and syllabubs-there are vistas of delight opening with the berry season.

Rhubarb is cheaper, too, costing about 5 cents a pound. Rhubarb cream ple is something I met recently and found good for a change. There are also reduced rates on grapefruit-4 for 25 cents; rates on grapefruit—4 for 25 cents; oranges 25 cents a dozen, and some kinds of apples. Tamarinds are displayed at 25 cents a pound. They are useful for 25 cents a pound. They are useful for 25 cents a pound. cooling drinks on thirsty Spring days, for sherbets and for mixed fruit punch or jelly. Vegetables become daily more injelly. Vegetables become daily more inviting, both in price and quality. Green Oregon asparagus is perhaps the most popular fresh vegetable toat the market affords. At present it costs 20 cents a pound; but the California kind can be had from 8 to 12½ cents a pound and is not to be despised.

Green peas cost 10 cents, and sugar peas 124 cents a pound. Fresh celeriac is coming in at 10 to 15 cents a root. The green tops and stalks should be dried and saved for flavoring soups, sauces and dressings in the coming evil days when for a while real celery will be out of season. Fresh tomatoes are looking more rosy at 15 cents a pound. Cucumbers are to be had from 10 cents up, and cauliflowers for 15 to 25 cents each. Young onloss to 15 cents on 15 cen cents each. Young onlons in 10-cent bunches are much to the fore in their delicate array of white and green. If delicate array of white and green. If tomatoes, cherries and grapes are used as hat triumings, why not the dainty onion? Chicory is nice and crisp just now and paves the way for the Oregon head lettuce that will be so highly praised by our Summer visitors. Watercress, too, is good, and so is spinach; but I saw few other greens

few other greens.

Poultry prices are unchanged. Spring lamb is lower in price and so is its accompanying green mint. In the fish market, bass, both black and striped, is slightly to the few prices are the few prices. ly lower in price, the former costing 30 to 40 cents and the latter 20 to 25 cents a pound. Baby salmon costs 20 cents a pound; cropples, catfish, sole and shrimps 15 cents; salmon 12%-15 cents; hallbut and lack cod 13% cents; herring, perch and black cod 12½ cents; herring, perch and flounder 10 cents. Shad is more plentiful and costs 10 to 12½ cents a pound; chad roe costs 40 cents a pound, and frog legs 50 cents a dozen. Some frozen smelt were offered at three pounds for 25 cents. Crabs are selling at 15 to 20 cents each, but Coast lobsters are not to be had, though a small consignment of brilliant Elestern lobsters was displayed. There were plenty of clams, including the large "New York" clam, which is more rarely seen than its smaller resistives. if rarely seen than its smaller relatives. If you desire oysters, get them soon; for there are now but few days before the beginning of the "R'less months," when all tradition-respecting housewives avoid

A DISTINCT GAIN.

That is what our new clothing store will prove to be for this city. You will say so when you see our \$15 and \$25 Suits. J. L. Bowman & Co., Fifth and

Why pay rent when you can own a home without paying more? See Gregory's ad, on page 11.

Swell English pumps at Rosenthal's.



FULTON DINNER TONIGHT

PLANS MADE FOR SUCCESSFUL LOVE FEAST

Aim of Committee Has Been Not Only to Honor Guest, but to Unite Republican Party.

The Fulton dinner at the Commercial Club this evening promises to be a great event in the history of the Republican party in Oregon. President S. C. Pier and the Executive Board of the Union Republican Club have done much toward bringing about a united Republican party in Multnomah County. The dinner will be absolutely informal, and among those who will address the Republicans will be Charles W. Fulton, T. B. Wilcox, W. D. Fenton, W. D. Wheelwright, Judge Llonel R. Webster, Dr. Andrew C. Smith, Judge M. C. George, Dr. J. R. Wetherbee and a number of other prominent Republicans. The committee agreed to submit the number of those who intend to participate in the dinner by noon today, and hence those who wish reservations to be made for them should communicate either with some of the members of the Union Republican Club or with the steward of the Commercial Club, not later than 12 o'clock. event in the history of the Republican

the Commercial Club, not later than 12

All Republicans who appreciate the services of Charles W. Fulton to the State of Oregon, and who desire to see a united party, are asked to be present.

Amusements What the Press Agents Say.

Black Patti Today and Tonight, The last two performances in this city of the celebrated colored singer Black Patti will be at the Baker this afternoon and tonight. Always a favorite herself, with her magnificent soprane voice, she has surrounded herself with a company of singers, dancers and fun makers this season headed by the always comical Tim Owsley.

The First Born." One of the most talked about of all the theatrical novelties ever presented in this city is the Baker Stock Company's production of the famous Chinese drama. "The First Born," at the Bungalow. The two closing performances will be the matinee

Everybody Going to the Lyric. "Sapho" is drawing large houses at the Lyric Theater this week and everyone who has seen the production says it is one of the best bills offered by the Lyric Stock Company this season. Miss Duncan has made quite a hit and so have a number of the members of the company. Last performances this afternoon and tonight.

Many Throng Star. The motion picture theater at its very best is represented by the Star, which gives continuous performances afternoon and evening. This week's programme of films consists of five great series of picture plays besides the illustrated songs of incomparable Dow Brink.

AT THE VAUDEVILLE THEATERS.

Rill Closing at Orpheum.

The bill for the current week at the Orpheum closes with the evening performance tomorrow, and if you have not seen it do not delay securing reservations, for there are capacity houses nightly. As a laugh-producer the bill has seldom been equaled, t is composed of a variety of acts such as go to make up a pleasing programme.

Children's Matinee-Pantages Today Children's Matthee-Fantages Today.

Send the children to Pantages Theate
matinee today to see Rafayett's acrobati
dogs, the most remarkable troupe of edu
anted canines in the world, a very enjoyabl
entertainment that will appeal to the chil
dren and grown-ups as well. There ar
seven big comedy attractions on the pre
gramme besides the moving pictures.

Dolls For Children Dolls For Children.

This is the day to send the children to the Grand, where the Eight Dresden Dolls are appearing. At every performance this week a dresden doll has been given away. The doll act is featuring Jessie Morris, the dainty comedianne. L. V. L. Granville has a protean sketch, "Twixt Dawn and Daylight," which is unusual in treatment and

COMING ATTRACTIONS. Norman Hackett Tomorrow.

Beginning tomorrow (Sunday) night a continuing Monday and Tuesday nights, favorite actor, Norman Hackett, and splendid company of players will present the brilliant comedy-drams success. Climates," at the Heilig Theater, Fourtee and Washington streets. Seats are now a ing at theater for the entire engagement

Andy Rice Coming-Orpheum Andy Rice coming Orpheum.

Andy Rice is coming to the Orpheum next week. Andy is a top-notcher Hebrew impersonator of the rapid-fire caliber and is said to be strictly on the job. It is said for this individual that his patter is new, and quite out of the ovdinary from the usual monologue of this nature. He is proving a hit on the circuit.

"The Private Secretary."

Secretary," which will be given by Baker Stock Company all next week, opening to-morrow matines at the Bungalow, will be of special interest because of the well-known players who will have the important familiar roles. James Gleason will play the famous role of Spalding, originated in London by Beerbohm Tree.

Pantages Theater-Next Week. Alton & Oliver who open at Pantages Theater next Monday for a week's engagement have something new in a dramatic playlet. "A Sacrifice." The cast consists of two women, one a society queen and the other a poor woman. The society queen is of a new brand, and handles the revolver like a typical Westerner.

"In the Hills of Carolina"-Lyric. One of the best rural comedy-dramas available for stock is "In the Hills of Carolina," which the Lyric Stock Company will offer all next week, starting with Sunday matinee. There is a lot of sood comedy in this play and Miss Lily Branscombe will handle the most of it. Mr. Conners will do his share of laugh making.

Next Week at the Star. Commencing tomorrow afternoon the Star will present an entirely new sories of motion picture films of even a better grade than those usually offered. The management offers something especially good to its patrons. Remember the Star's shows are continuous every afternoon and night.

Bruning Accepts Appointment. COLFAX, Wash., April 23.-(Special.)-

HENS 20c Pound SKAMOKAWA BUTTER, roll. 60¢ RANCH EGGS, dozen.....25¢ Chinook Salmon, lb 121/20 Halibut, lb. 10¢ Large Crabs, 2 for 25¢ Shrimps, lb. 15¢ to 25¢ RAZOR CLAMS, dozen 10¢ COLUMBIA FISH CO.

THIRD AND ANKENY STS. Main 5. A 5556.

Branch for Butter, Washington-Street Public Market.

BAYOCEAN

Get acquainted with the power plant, the rock-crusher, the dredge and the stone train-Sunday papers.

Positively No Branch Shoe Shops in Portland

Sample Shoes at Gift Prices



Shop is in direct communication with the largest manufacturers and whole-salers in the country. It secures direct from them immense shipments of their samples, and as everybody knows a sample is the most perfect thing of its kind. "Since opening my parlors," said Mr. Wright, "I have sold thousands of pairs of shoes, and it is only a matter of time when I shall require many additional rooms. My dealings with the makers and wholesalers quire many additional rooms. My dealings with the makers and wholesalers insure my purchasing several thousands of pairs of shoes each month. Good sample shoes for men and women. In the ordinary retail stores these shoes sell for \$3.50 to \$8 a pair. I have made a flat schedule for these samples, and never charge more than \$2 a pair for women's shoes and \$2.50 a pair for men's shoes. I sell the finest shoes made and can fit everybody, no matter how fastidious may be their tastes, or whether they require the strongest and most durable kind of shoes for everyday walking and working purposes. I keep open daily until 8 P. M. and Saturday until 10 P. M., and I welcome every visitor to my parlors, whether they come to buy or to look over my stock. Especially do I extend a cordial welcome to all those who are in any way skeptical about the quality of the shoes I offer at such remarkably low prices."

Sixth Floor-Take Elevator

Lewis L. Bruning, of this city, has ac-

Rooms 600-601

Oregonian Bldg.

Lewis L. Bruning, of this city, has accepted appointment by Governor Hay as a member of the State Embalmers' Excounty.

Mr. Bruning is also Coroner of Whitman amining Board. The other two years.

amining Board. The other two members are Undertaker O. W. Stone, of Daven-Spring style shoes, Rosenthal's.



The MOST PROGRESSIVE STORE in PORTLAND TELEPHONES: Pacific, Main 5700; Home, A 1412

SPECIALS FOR TOD Flour, Mail Bag brand, per

CREAMERY BUTTER Springdale Creamery

Oakland Creamery, roll.55¢ Norway Creamery, roll. 60¢

SPECIALS

10 packages Acro Wash Pow-Sugar, 18 lbs. \$1.00 Standard Tomatoes, doz. 75¢ Vernon Milk for \$1.00 14 cans Buttercup or Mt.

cans25¢ 1-lb. can Ghirardelli's Choco-paghetti and Vermicem, perbox, box, oc English Breakfast Tea. Gunpo w der or Uncolored Japan lbs. Pink Beans bls. Lima Beans Beans Busses Jelly Dozen EGGS.

2 Dozen EGGS.
3 pkgs. Gelatine bottles Catsup 2 DOZEN EGGS.

3 pkgs. Gelatine
3 bottles Catsup
5 pounds Dry Green Peas.
5 lbs. Sago
5 lbs. Taploca
2 lbs. Brick Codfish.
3 bottles Extract
3 bottles Extract
4 large lyory Scap
2 large lyory Scap
5 large lyory Scap

large Ivory Soap.....

MEATS COFFEE

7 lbs. our No. 101. \$1.00 4½ lbs. Grand Special. \$1.00 ONE LB. MONARCH COFFEE 25¢ 1 lb. Cut Loaf Sugar. FREE VEGETABLES 4 lbs. Green Peas. 25c
4 lbs. New Potatoes. 25c
4 lbs. Bermuda Onions. 25c
Rhubarb, pound 5c
2 bunches Asparagus 15c
3 bunches Green Onions 5c
3 bunches Radishes 5c

12 BARS SAVON SOAP. 25c 2 cakes Sapolio 15c 6 cakes Naptha Soap. 25c

2 CAKES OF HONEY FOR. 25c LARGEST CASH GROCERY AND MARKET IN PORTLAND.

SAVE ON MARKETING

We Sell At Wholesale Price SATURDAY'S SPECIAL—BEST CREAMERY BUTTER 55c and 60c Square

LA GRANDE CREAMERY 264 YAMHILL STREET

FOMORROW

COME OUT

You are a thinking man. You don't need to be told that water won't run up hill, or that you can't light your cigar with a piece of ice, And yet, has it ever occurred to you that you are not getting anything in return for the money you give your landlord? Is it not

true that you only have the mere privilege of spending thirty days under his roof? Only 720 hours! You can't eat the floors or the ceilings. But when you pay rent you are in reality PAYING FOR THE HOUSE.

Suppose you pay rent for a few years and then move away, as of course you must. EVERY CENT you have paid in rent IS FOR-FEITED. And the landlord then proceeds to SELL THE HOUSE to the next man that comes along.

Now, there's no economy in that. You must live. You must have a house. Why not OWN YOUR HOME-Pay rent to yourself-BE YOUR OWN LANDLORD? Then, after a few years, when you have paid for the house, you can quit and the HOUSE BELONGS TO YOU, and you can stop paying. Isn't that what you want to do? Of course it is. Anybody with half a head could understand that.

GREGORY HEIGHTS is a beautiful residence addition surrounded on all sides by beautiful residence additions, with restrictions of all kinds. It is on Sandy Boulevard, the most popular auto route in Portland. Sandy Boulevard will soon be paved and the electric

GREGORY HEIGHTS lots are high and dry, 255 feet above the river. Have beautiful view of mountains and river. Plenty of Bull Run water. Streets graded. Cement sidewalks. Electric lights. Buildings must be at least 15 feet from front lot line. No saloons, no stores, no laundries, no livery stables. No lots sold except to Caucasians.

GREGORY HEIGHTS is at the end of East Ankeny-Rose City Park carline. Take car at Third and Yambill. Be sure to see a Gregory Heights salesman. Do not be misled by unserupulous solicitors.

Good lots for as low as \$100; best one don't cost much more. Only \$5 down and \$2.50 a month.

We build homes and sell to you on terms less than you now pay rent. Ask about our special proposition—six months' rent free. Come out tomorrow. Look the property over, and if you don't like it we will be very much disappointed. If you can't come Sunday, come to our downtown office any weekday and we will take you out to property.

OFFICE: 418 CORBETT BLDG., FIFTH AND MORRISON; OPPOSITE POSTOFFICE

