CASE GOES OVER

Final Argument Over Distributive Rate Is Postponed.

O. R. & N. IS IN LIMELIGHT

Testimony Taken Before Interstate Commerce Commission Reveals Hidden History of Affairs of Line-Huge Profits Paid.

Taking of testimony by the Interstate Commerce Commission in the Portland distributive rate case was concluded yesterday. Final argument is to be made before the Commission in Washington, December 15. It was agreed that J. N. Teal, counsel for the Portland Chamber Tesl, counsel for the Portland Chamber of Commerce and the merchants of this city, will file his brief by November 10, while W. W. Cotten, general counsel for the O. R. & N., is to submit his brief not later than December 1.

As a witness for the defendant railroad, 31r. Cotton yesterday reviewed briefly the early history of the O. R. & N., Including the corresponding of the corresponding to the corresponding of the corresponding of the corresponding to the corresponding of the corresponding to the correspon

the early history of the O. R. & N., Including the reorganization of the corporation in 1896 and its subsequent operations. When the road was reorganized if years ago Mr. Cotton festified that it was operating 1985 miles of track had a total bonded indebtedness of \$22,655,000, outstanding capital stock aggregating 25, 500,000 and fixed charges of \$12,6250 annually. Today the company owns and centrols 1894.53 miles of railroad with a bonded indebtedness of \$22,022,000 bearing 4 per cent interest, \$24,000,000 of common stock and \$11,000,000 of preferred stock.

Paid a 79 Per Cent Dividend.

Paid a 79 Per Cent Dividend.

Answering questions from Mr. Teal, Mr. Catton admitted that the O. R. & N. in 1805 distributed a 75 per cent dividend and the following year paid a further dividend of 125, per cent. The witness further testified that the dividends on preferred stock since 1819 amounted to 1851; per cent. This large disbursement of profits, he said, was due to the fact that it represented the dividends for a number of years. Mr. Cotton also testified on cross-examination that before the reorganization of the company in 1896 its capital was \$46,500.000. From R. H. Miller, general freight agent for the O. R. & N., who was recalled by Mr. Teal, it was learned that a change in the rate on said from Salt Lake to Oregon points was not contemniated. He also declared that there was no intention on the part of the traffic department at the present time to change any of the existing rates. Mr. Teal also asked for an explanation from Mr. Miller why the rates on Portland merchandise eastbound advanced 64 cents in 100 milles after passing Arcadia. Answering, Mr. Miller said this unusual increase in proportion to the rates up to Arcadia was due to the fact that Arcadia is recognized as the point midway between Portland and Sait Lake and from which point rates governing the jobbing territory of the two cities are compated. Mr. Teal insisted that such a decisive jump in eastbound rates after reaching Arcadia seriously affected the business of Portland Jobbers.

Reductions to Be Made.

In connection with his questioning of Mr. Miller, Mr. Teal read figures from a new tariff issued by the O. R. & N. Thursday in which reductions, effective November 12, are announced on sait and a few other commodities from Portland to points in Eastern Oregon. Mr. Teal states of Oregon and Washington. "We see no reason why the manufacture of the contraction of the same points. It is now as a rule impossible for the majority of them to distribute their products outside of the states of Oregon and Washington." to points in Eastern Oregon. Mr. Teal said the O. R. & N. was deserving of credit for these reductions, which apply to certain rates which were included in the complaint of the Portland Chamber of Commerce in the distributive rate

During the concluding session of the During the concluding session of the hearing yesterday, Mr. Cotton referred to the purchase by the Oregon Short Line of fit.000,000 of stock from the O. R. & N. and said that he had made a computation of the earnings of that stock, which had averaged only 6 per cent per annum. This was regarded by Mr. Cotton as the poorest investment that ever had been made in the early history of the development of the Pacific Northwest by any individual or corporation putting several millions into business here. millions into business here.

Pacific Coast cities to the interior town

will rejoice if the interior cities of the two states also get reasonable rates."

VERY FEW DELINQUENT

Tax Roll Is Cut Down to \$109,000

According to Sheriff.

Multnomah County's tax roll has been

reduced from \$4,586,449.27 to \$109,589.27.

ccording to figures given out by S. B.

Martin, chief deputy in charge of the

tax department of Sheriff Stevens' of-

fice. A large part of this unplad balance

represents personal taxes of citizens who

have left the state since the assessments

Martin turned over to County Treasurer

Lewis \$95,821.83, in addition to the

amount turned over to the County Treas-

The total amount turned over to the

County Treasurer this year is \$4.219,-629.12. The tax department now has on hand in cash and checks. \$143,683.11. The

S per cant rebute allowed all persons who pay their taxes early reduced the tax roll by \$113.597.76, while the penalty and interest have increased the roll by \$125.50.

tax roll by \$112.597.76, while the penalty and interest have increased the roll by \$4957.69. The tax roll, as first made up, amounted to \$4.581.497.18. Second payments of taxes became delinquent October 4. Payments are still being made, however, and the \$109.539.27 delinquent list will be considerably reduced.

Bootlegger Is Fined.

LA GRANDE, Or., Oct. 15.—Thirty days in jail and \$250 fine was the sentence named by Circuit Judge Knowles today

on Ralph Atkinson, found guilty of hoot-legging. On another charge the jury dis-

On October 13 Deputy

made.

Big Discrepancy Shown.

J. B. Pope and J. M. Willie, Jr., en-gineers employed by the O. R. & N., and H. A. Fairchild, chairman of the Wash-ington Railroad Commission, were re-H. A. Faircaile, chairman of the Washington Railroad Commission, were recalled an witnesses yesterday and teatified as to the difference of about \$5,000.000 which was disclosed in the estimates of the Harriman cusineers and the engineer employed by the Washington Commission as to the cost of duplicating the lines of the O. R. & N. in the State of Washington. Washington.

members of the Interstate Commerce Commission left last night for San Francisco and other California points, where further rate hearings will be con-ducted. During the afternoon the mem-hers of the Commission were entertained with an automobile-tour of the city, the guests of Mr. Cotton and Mr. Teal. Having been in continuous session since reaching Portland the first of the week, resterday afternoon was the first oppor-tunity the Commissioners had for seeing the city and admiring its beauties as they reflected on a matchless Oregon October day.

MEARS MAKES POSITION PLAIN

Shows Basis of Jobbers' Contention in Rate Case.

W. A. Mears, manager of the trans-portation bureau of the Seattle Chamber of Commerce, returned to Scattle last night after attending the Interstate Com-

night after attending the Interstate Commerce Commission hearing in this city.
It is the opinion of Mr. Mears that the
josbers of the North Pacific Coast made
an effective presentation of their case
for reduced distributive rates over both
the Hill and the Harriman roads.
"The railroad attorneys during the
hearing of both the Scattle-Taosuma suit
against the Hill lines and the Portland
suit against the Harriman lines continually tried to befor the lasses in the
cross-examination of the shipper-witnesses," said Mr. Mears yesterday. "All
that Portland, Seattle and Tacoma are
making from the Interstate Commerce
Commission is reasonable rates into adjoining states on the east of us. My definition of a reasonable rate is a rate out
of Pacific Coast terminal cities that will
be somewhat proportionate to rates out be somewhat proportionate to rates out of cities east of the Rocky Mountains of approximately the same population and approximately terminal facilities of the same cost where the circumstances and conditions are as near as may be similar. "For this purpose we recovered."

"For this purpose we prepared tables showing the freight rates out of Portland, Seattle and Tacoma castbound, mile for mile, as compared with the rates out of St. Paul, Chicago, Omana, Kanaas City and Winnipeg westbound. We chowed conclusively that our rates are, practically speaking, 120 per cent higher dealers carry it.

Apples Are Making Oregon Famous



GO WITH US TONIGHT

And visit these tracts. It is a beautiful trip and you will be well repaid. You will be back to Portland 7 A. M. Monday. When possible we prefer to have purchasers see the land. If you can't spare the time we will select for you, using our best judgment in every case.



OUR 10-ACRE ORCHARD TRACTS IN THE FAMOUS UMPQUA VAL-LEY ARE A FINE INVESTM

Wisitors to Oregon always refer to our splendid apples. Without the slightest exaggeration apples are making the State of Oregon a household word throughout the United States.

The immense profits from apples in this state seem incredible, yet the testimony of all apple raisers is to the same effect, that full-bearing orchards, properly cared for, will pay a net annual income of from \$500.00 to \$1000.00 per acre.

We don't claim that the Umpqua Valley is the only place in this state where apple culture is made highly profitable, but we do claim that the climate and soil of this valley are ideal for the production of perfect Spitzenberg and Yellow Newtown varieties, the best commercial apple in the world.

We make a business of apple culture and apple lands, and when you buy one of our orchard tracts you can feel assured that the land was selected by experts who have made a life study of soil and climatic conditions favorable to the best results in apple production.

I No other form of investment offers one half the inducements. The profits are enormous and will continue so indefinitely. There are no failures-with care the crop is certain. These tracts make most desirable home sites and if you don't wish to live on the ground, what a splendid provision it would make for your sons' future. We plant and care for the orchard for three years or more as desired.

FILL OUT THIS COUPON

W. C. Harding Land Co., Portland, Oregon: Please send full particulars about tenacre orchard tracts to:

Name.... State

TERMS

A cash payment, then monthly, quarterly or semi-annual installments. Write today and let us furnish you full information.

W. C. Harding Land Co.

CORNER FOURTH AND OAK STREETS

Board of Trade Building-Ground Floor

PORTLAND, OREGON

than rates out of any of these cities westbound. We simply ask the Commis-sion for a reasonable rate and see no reason why the manufacturer and pro-

ducer and shipper in other commercial ways is not entitled to the same rate eastbound to the midway points as the Missouri River cities have westbound to the same point. We showed the Commission by witness after witness that the distribution territory of the West Coart Theater Tickets.

"We see no reason why the manufac-turer and producer on this coast is not THINKS HUSBAND UNTRUE as well able to distribute his products into the territory of Missouri River cities as the latter are able to distribute their

goods into territory contiguous to the Coast. The way in which the attorneys of the railroads tried to befog this issue was in cross-examining the witnesses to Mrs. Armstrong Is Said to Have Played a Strong Part in Breakshow that the rates into any interior point, such as Walla Walla. Baker City, or Pasco were a few cents less per 100 pounds than the rate from Missouri River cities to the same points, entirely welling the fact that the distance from Pacific Coast cities to the interior towns ing Up the Domestic Happiness of This Particular Family.

of Oregon and Washington is only about 25 per cent of the distance of Missouri That she was greatly worried when River cities to the same points. The cause of their action was to seek to make the Commission believe that this her husband came home at midnight with the stubs of two theater tickets in his pocket, is the statement Georgia Allen makes in a divorce complaint against Fred Allen, which was filed in the Cir-cuit Court yesterday afternoon. Mrs. Allen says also that her husband seemed Coast terminal points and our own in-"The truth of the matter is that Port-land, Seattle and Tacoma have no enmity to take delight in telling her that he was often called in from the street as he was passing the Wells-Fargo barns against any interior city. They hope that Spokane will get rates that are reasonable and know that in the growth of at Seventeenth and Northrup streets, to drink beer with a Mrs. Armstrong. Spokane. Waila Walla, Baker City or any other interior town, the Coast cities will be benefited. All we ask is a reas-One day the discussion over Mrs. Armstrong became so heated that Mrs. Affien says her husband clenched his fist, gritted his teath, and told her he would kill her and would be protected by the courts because of his fraternal affiliaonable rate and when given a reason-able rate each Coast city will be amply able to take care of its own interests and

> Allen's alleged habits are further disclosed by the assertion in the complaint that he was once seen to board a Council Crest car with a woman, whom Mrs. Allon does not name, and that he was seen again at the Rose Festival with the seen again at the Rose Festival with the same woman. In November he was-seen at the Bungalow Theater, says Mrs. Allen, with his arm about a woman's walst. Mrs. Allen asserts that "it drove her mad to think her husband would do such things." She says he told her in the presence of her mother that this woman was very good to him, would awaken him in the morning, and care for him when he was sick, that he would do as he liked about keeping company with her. She says her husband left her last May. She wants \$25 a month allmany. She married Allen at Grays River, Wash. November 9, 1904.
>
> Circuit Judge Gatons granted four di-Circuit Judge Gatens granted four di-

Beecher was granted a decree after the court had heard the testimony of wit-nesses that Minnie Beecher remained away from home for four weeks at a time, being entertained during this period by her male admirers. Bescher said also that she left him again in January, 1965. and was afterward arrested at Salem in company with O. E. Seeley. Beecher sald he took her back, but that she told him she did not love him, and de strated the truth of her assertion by strated the truth of her assertion by her actions. They were married at Oreson City, January 17, 1904, and have one child. Bertha B. Kruger accused H. Emil Kruger of having deserted her. Judge Gatens allowed her a divorce, and \$75 a month for the support of her three children. She married Kruger December 15, 1861.

W. J. Staples secured a divorce Lena Staples, whom he married July 6, 1904. He said she left him last year. Rosa A. Coffman obtained a divorce from D. A. Coffman because he left her in April, 1968, and has not lived with They were married October

Maffet Wins Case. suit of the Silverfield Company business.

against William R. Maffett a jury in Judge Cleland's department of the Cir-cuit Court returned a verdict for the defendant yesterday. The company sued for \$500.

ATWOODS TO TAKE MEDICINE

Their Prison Term.

Drs. C. H. and C. H. T. Atwood, convicted last January of maintaining maisance by conducting a maternity has pital at Tremont, on the Mount Scott carline, surrendered themselves to Sheriff carline, surrendered themselves to Sheriff Stevens yesterday, and will serve out their terms of five months each in the County Jail. They were sentenced by Circuit Judgo Cleland, after having been convicted by a jury in his department on January 14 last. They were out on \$1000 half each while their cases were on appeal in the Supreme Court. That tribunal confirmed the decision of the lower court about a week ago.

ourt about a week ago.

A feature of the Atwood case was the testimony of May Petty, now Mrs. James Pinch, who was a nurse at the hospital, and told of the manner in which it was

SAY THEY ARE INNOCENT

Alleged Footpads Deny They Committed Robberies.

Fred Cobb and Bert La Barge, the young men arrested and charged by the grand jury with three holdups, were ar-raigned in the Circuit Court yesterday afternoon, and informed Presiding Judge afternoon, and informed Presiding Judge Bronaugh that they are not guitty of any of the charges. It is alleged that they assaulted J. J. Crawford on September 25, intending to rob him, and that on the following night they held up and robbed A. B. Hutching of a watch, chain, charm and \$24 in cash. On September 27 they are alleged to have held up C. M. Lee, relieving him of \$19 in cash and his gold watch and fob.

gold watch and fob.

Charles Jones was arraigned and pleaded not gullty to a charge of maintaining a disreputable establishment on Septem-

HEIGHTS HOME SCORCHED

Residence of Walter Mackay, on Park Avenue, Damaged \$5000.

Fire, causing approximately \$5000 damages, occurred vesterday in the residence of Walter MacKay, 723 Park avenue, in the Kings Heights Addition. The blaze broke out in the garret and was first noticed by a domestic who was in the sewing-room on the top floor. A telephone call was sent to the Fire Department followed by a box glarm, rung in from the corner of Park avenue and St. Clair street. The firemen put out the fire after it

The firemen put out the fire after it had burned a large hole through the roof. The damages consist mostly of injuries to the handsome furnishings of the home, which were theroughly soaked.

The blaze occurred about 1 o'clock, when most of the residents of this fash-loughly neighborhod, were at home-

when most of the residents of this fash-ionable neighborhod were at home for luncheon, and a large crowd of well-known people gathered to witness the fire. Owing to the prompt action of the firemen the flames did not extend below the upper floor. Many of the neighbors helped in removing furniture and bric-a-brac from the lower floor. Four-Cent Fare Displeases.

SALEM, Or., Oct. 15.—(Special.)—Residents of Detroit, Or., have filed a complaint with the Railroad Commission against the four-cent passenger fare charged by the Corvallis & Eastern Railway. Complaint is also made that there is no depot or other facilities at Detroit and that the train service is madequate, inasmuch as all the trains are freight trains and not equipped for passenger

Mrs. Allen Finds Suspicious Alleged Physicians Willing to Serve Charlton Says West Will Continue to Draw Heavily.

NEW SERVICE DESCRIBED

Passenger Official on Return From East Gives Details of Service Over North Bank to Be Installed October 31.

A. D. Charlton, assistant general pas-senger agent for the Northern Pacific Railroad Company, returned yesterday from a husiness trip to Chicago, filled with optimistic predictions for another prosperous year for his company. When seen after his arrival, he gave addiseem after his arrival, he gave addi-tional details concerning the new mod-ern train the company is to put inte operation between Portland and Chi-

rage on October 21, by way of the North Bank road.

The new train, which is scheduled to make the trip each way in 72 hours, Mr. Charlton said, would be similar to the North Coast Limited that runs from Scattle east the complement will con-Seattle east. Its equipment will consist of a smoking-car, first-class coaches, through dining-car, tourist and standard sleepers and an observa tion car. The train will be lig throughout with electricity, and contain every modern feature. The new train will leave Portland 9 o'clock in the morning, and will leave Chicago

at 18 e'clock every morning.
On the same date that the new train goes into service, several changes in the schedules of other trains will go into effect. The through train to St. Paul, by way of the North Bank road, will leave thereafter in the evenings, but its equipment and running time have not been determined. There will be but little change in the schedules of the local trains from Portland. "There is every indication that business this Winter will be away ahead of business last Winter," said Mr. Charlton. "The westbound travel is so heavy that trains are being run in two sections on the eastern end of the company," and all our sources of

pany's road. All our sources of in-formation indicate that the travel will be heavy during the Spring and Sum-mer, and we expect that it will equa-the travel of this last year, although there is no exposition to attract it. Furning this last Summer and this Fall During this last Summer and this Fall, the business of the company has been the biggest in its history. "There is considerable interest in the

East concerning the Apple Show at Spokane, and this will cause much through traffic, in addition to an in-crease in local traffic for the same reason. The interest in the fair is much greater this year than last. Especially is this true in Oregon, which will be represented at the fair, although last year it had no exhibits entered in competition there.

"The people in the East and Middle."

"The people in the East and Middle West are talking much now about Oregon and Washington, and many of those who came here to inspect the country this year are certain to return next year for the purpose of making their homes in this part of the coun-

Suicide Was Known in Albany. ALBANY, Or., Oct. 15.—(Special.)— Bert Adams, who committed suicide in the railroad yards at Ashland Tuesday said he drank a great deal.

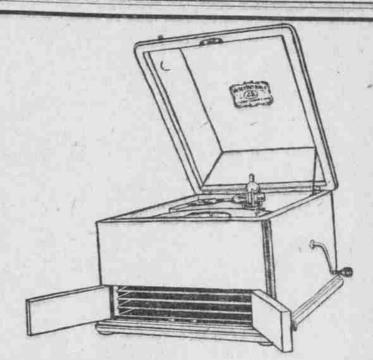
Alpha Zeta Ticket Wins.

by shooting himself in the head, worked as a painter in Albany this Summer.

Among other work, he assisted in painting the Linn County Courthouse. It is raid by drank a record deal of the drank and the drank are deal of the county Courthouse. It is Taylor, Miss Christine Wilson, Alex Robinson and Charles Ward were also selected as student representatives on the discipline committee

PACIFIC UNIVERSITY. Forest Grove, Or., Oct. 15.—(Special.)—After one of the most stremuous campaigns ever carried on at the university, Charles Ward, of Kelso, was elected president of the student body. The entire Alpha Zeta ballot was victorious in today's election. The following officers were chosen: President of the discipline committee.

The old, old story, told times without manber, and repeated over and over again for the last 36 years, but it is always a welcome story to those in search of health—There is nothing in the world that cures coughs and colds as quickly as Chamberlain's Cough.



Victrola XII--A Wonderful New Victor Talking Machine

Above we show the newest type of hornless Victor. An entirely new principle is involved in this handsome, compact instrument. Instead of a horn it has an amplifying sounding-board with quadrupled surface.

This invention increases the volume of tone and gives it a mellow, natural quality not to be told from life itself.

Victrola XII is in the form of a handsome and unobtrusive cabinet of finest piano-finished mahogany. When closed there is nothing in its appearance to suggest a talking machine.

The records are placed on a turn-table, under the lid, which shuts in all sound of operation. The small doors in front are opened or shut to regulate

the volume of sound from very soft to very loud. PRICE \$125; CASH OR INSTALLMENTS Free Concerts Daily-Everyone Welcome.



Sixth and Morrison

Opposite Postoffice.

Store Open This Evening. Wholesale and Retail Victor Machines, Records and Supplies.