City Attorney Declines Outside Aid in Conducting Broadway Span Fight.

PIPES AND FULTON PIQUED

Lawyers Declare Jealousy and Vanity Prompt Official's Act-Men Retained by Club Threaten

City Attorney Grant has decided that his office does not need assistance in way bond injunction hearing in Salem munication to an official of the North Cast Side Improvement Club thanking that organization for the proffered use of its attorneys, H. H. Riddell, C. W. Fulton and Martin L. Pipes, but protesting that William C. Benbow, one of his deputies, has the case well in

'Mr. Benbow has spent considerable "Mr. Benbew has spent considerable time in preparing our arguments," said Mr. Grant yesterday, "and we naturally feel fully expable of handling the city's side of the controversy. In refusing the assistance offered me I did not wish to appear ungrateful, but as a matter of fact other attorneys would be more of a detriment than help, in view of the fact that they have not followed the case all the way through.

Outside Aid Declined.

informed that improvement club that I have no objection to the attor-fleys appearing on behalf of the club, at the same time setting forth the be-lief in the ability of my deputies and myself fully to protect the city's in-

myself fully to protect the city's interests."

Mr. Grant later admitted that he expects to win at Salem and does not feel like sharing with outside attorneys the glory which would naturally come to this office as a result.

In spite of objections from the City Attorney, Martin L. Pipos and Charles W. Fulton will appear for the property owners, and taxpayers composing the North East Side Improvement Association when the Broadway bridge case is heard before the State Supreme Court next week.

case is heard before the State Supreme Court next week.

They contend that their activity in the case should not conflict with the authority of the legal department of the city and say that the apparent effort of the City Attorney to prevent their appearance was prompted only from a spirit of fealousy and vanity.

In discussing the subject yesterday Judge Pipes said:

"Senator Fulton and myself were

Judge Pipes said:

"Senator Fulton and myself were employed by the East Side Improvement Association in the Broadway bridge case at the trial in the Circuit Court. We appeared and argued the case at both of the hearings in that court, with the consent of Judge Kavanaugh, the then City Attorney, and with his consent were enrolled as atnaugh, the then City Attorney, and with his consent were enrolled as at-torneys of record in the cause.

"When the newspapers published a few days ago that the court has issued an injunction restraining the transfer of the \$125,000 worth of bonds, I ex-pected that the City Attorney would pected that the City Attorney would confer with us about that subject. I waited until Tuesday morning, but receiving no communication from him and having no knowledge of the case except what I gained from the newspapers, I called up Mr. Grant, the City Attorney, on the phone and asked him about the status of the case.

"To my surprise he indicated to me that he did not know whether the services of myself and Senator Fulton would be required or accepted by him, but said he would confer with Mr. Benbow, his deputy, and ask him about it. Since that time I have received no communication from him.

Help Not Wanted.

"I learn, however, from Mr. Riddell, associated with us in the case, that he had today conferred with Mr. Ben-low, who said to him that he was willing to have a conference with Mr. Hiddell, but not with any other per-lon. Mr. Riddell tells me that he also asked Mr. Grant about our connection with the case and that Mr. Grant told him that he had no objection to our appearing for the association, but that office had the case in hand and

his office had the case in hand and would not require sur help.

"I learn from Senator Fulton that he also asked Mr. Grant over the telephone about the case yesterday morning and received the same answer. He has not heard from the City Attorney's office concerning the case. It seems to me that the City Attorney has treated Senator Fulton and myself with marked and deliberate discourtesy. That, however, is a personal matter and of no public concern. What is of public concern is that, in a case involving ublic concern is that, in a case involving profile concern is that, in a case involving important public interests, the City Attorney is willing to refuse our assistance. It looks to me like a case of petty vanity and jealousy, and it is for the City Attorney to explain to his constituents his conduct in the case.

Court to Decide.

For myself, and I think for Sena-For myself, and I think for sena-tor Fulton, I will say that notwith-standing this action of the City At-torney, we intend to appear in court next Thursday in behalf of the City of Portland as the authorized attorneys of the city and present the case of the city to the court, with the court's permission, the City Attorney to the central notwithstanding."

Fulton Expresses Same View.

Mr. Fulton, after hearing Judge Pipes' statement, added: "I think the remarks of Judge Pipes are entirely proper and in order, in view of the fact that the case is one of public concern and our clients are numerous. They and the public should be given to understand the situation as it is. We are not seeking a corner glory, but we do not desire to be the case properly presented unless we shall be afforded an opportunity to

LOCAL GOVERNMENT ISSUE

Clark County Voters Will Decide for or Against Townships.

VANCOUVER, Wash., Oct. 11 -- (Special.)—Five hundred and five voters have signed a petition for township organiza-tion. The County Commissioners will place the question on the ballot for de-

cision by the voters.

Two years ago the same question was voted on, but me it lacked a majority of the votes cast, it was lost.

The various county granges are in

FAMOUS ACTRESS WILL APPEAR AT NEW HEILIG IN NEW



MARGARET ILLINGTON,

Miss Margaret Illington, who is Mrs. E. J. Bowes, of Tacoma, off the Miss Margaret Illington, who is Mrs. E. J. Bowes, of Tacoma, off the stage, will appear at the New Heilig tonight in "The Whirlwhind." Miss Illington has returned to the stage after a two years' retirement, and it is more than a coincidence that the author of her new play is also the author of "The Thief," in which she was last seen in Portland. Henri Bernstein is declared to have ecored another triumph in "The Whirlwind," and Miss Illington has an excellent supporting company in the principal roles, which are played by Walter Edwards, Edward Eisner, Charles Swickard, Melville Rosenow, C. M. Lynton, Miss Georgie Cooper-Woodthrope and Miss Gabrielle Ross. The engagement is for three nights, with a matinee Saturday.

BOARD SEEKS BIDS

Early Construction of Lincoln High Is Purpose.

TWO SETS FIGURES ASKED

If Estimates Exceed Appropriation, Building Will Be Erected With the Auditorium Unfinished. Night Work Provided.

Plans for the new Lincoln High School were accepted by the School Board at its meeting last night, and the architects. Whitehouse & Foulthoux will be notified to advertise for bids at once. All bids are to be in by noon, December 1. The advertising will be in two parts, so that bids will be received upon the building complete and also on the building, eliminating the auditorium and a few minor features, as will be designated in the architects. tures, as will be designated in the architects' plans.

The reason for the bids being in two parts is that in case the sum require for the erection of the complete build ing exceeds the amount allowed for that purpose, the finishing of the auditorium can be postponed without in any way interfering with the use of the building.

The auditorium is to be located on

the first floor and will measure 61x74
feet, with a stage 24x35 feet.
The matter of conducting night
schools for the coming season was also

brought up, and it was decided that the following be opened: First—Elementary schools located at Lincoln High School, Pailing School, Stephens School, Albina Homestead and

Thempson School.
Second—High school department at

the Lincoln High School.

Third—Machine shop practice, woodworking, mechanical drawing, electrical construction, plumbing, Boys' School of Trades. ewing and cooking, Girls'

It was also decided that instead of

conducting the night achool five nights a week as has heretofore been the policy, the three-night-a-week plan will be adopted. This will lighten the duties of the teachers and also make it easier for those who work during the day to attend school at night. The school nights will be Monday, Wednesday and The question of employing another

supervisor in sewing was brought up and acted upon favorably. With many new teachers in the upper grades this year, many of whom know nothing of the art of sewing. It is necessary for a supervisor to make frequent visits to the classes to give instruction. The request that a boys club be allowed the use each evening of the manual training room and basement to

the Shaver Elementary School and that a girls' club be organized, was brought up, but left over for consideration.

PERSONAL MENTION.

A. W. Trow, of Ontario, is at the Ore-

Charles Albee, of Pendleton, is at the

J. M. Weisel, of Denver, is registered

H. S. Harkness, of The Dalles, is at J. K. Pratt, of Eugene, is registered at the Portland.

W. J. Farrell, of Long Beach, Cal., is at the Lenox. Mr. and Mrs. T. A. Soule, of Lebanoss are at the Parkins.

H. N. Dryer, of Umatilla, is registered at the Imperial. J. K. McGregor, of Mosfer, is staying at the Imperial.

J. M. Upton, of Coos Bay, is registered at the Cornellus.

Miss Jonny Earhart, of Medford, is staying at the Ramapo. W. El King, of Hood River, is reg-istered at the Oregon. A. J. Pitners, of Rhaville, Wash, is

mond, Wash., are staying at the Cornelius.

Mr. and Mrs. W. S. Hall, of Siletz, are staying at the Perkins.

Mr. and Mrs. R. A. Viest, of Forest Grove, are staying at the Lenex.

G. J. Gessling, manager of the Hood River Milling Company, is at the Portland.

CHICAGO, Ill., Oct. 12 .- (Special.) The following Portland people are registered at Chicago hotels today: At the Stratford, Mr. and Mrs. W. S. Finley, H. T. Bagley, Mrs. Bagley; at the Grand Pacific, H. J. Jennings; at the Lasalle, Sig. Kaisel, T. Wallace.

NEW YORK, Oct. 12.—(Special.)— Northwestern visitors registered in New York hotels today are as follows:
From Portland—At the Algonquin, L.
N. Levinson, at the Astor, W. L. Blante.
From Astoria, Or.—At the Navarre.
Mrs. C. A. Gearhart, Miss E. Gearhart. From Forest Grove, Or.—At the Navarre, Mrs. H. B. Luce.
From Spokane—At the Brostel, J. J.

From Seattle-At the Grand Union, W. M. Felton; at the Wolcott, Mrs. E.

FRANK ESTATE \$450,000

WIDOW NAMED AS ADMINISTRA-TRIX BY COURT.

Sigmund Frank's estate, valued at \$450,000, was admitted to probate by County Judge Cleeton yesterday morn ing, and Mrs. Fannie Frank, his widow. was appointed administratrix. Mr. Frank, who was senior member of the depart-

ment store of Meler & Frank, died Octo-Besides the widow the heirs are two sons, M. Lloyd Frank and Aaron Meier Frank, aged 23 and 19, respectively. The appraisers appointed by the court are Arthur E. Eckhardt, W. C. Cannon and

arbur E. Eckhardt, W. C. Cannon and John A. Albrich. The widow was required to give a bond of \$500,000 to insure the faithful performance of her duties as administrativa.

Henry Ott, administrator of Fred Ott's estate, filed his final account yesterday, and asks that the property be turned over to William Ott, of Dayton, the father and only heir. Ott died March II. The property was appraised at \$3300, \$3000 of this being represented by a life insurance policy. The disbursements amounted to \$33.50, leaving \$2505.50 for distribution.

Agries W. Niblen was appointed executrix of Anna Sofian Niblen's will. Mrs. Niblen died September 22, leaving property estimated to be worth \$300. She gives her two sons, Charles E. and Johan A. \$100 each, and her husband, Erick

A. \$100 each, and her husband, Erick Niblen, a life interest in the balance. When he dies, Agnes W. Niblen, a daugh-ter and the executrix, is to be given the

The estate of Edward Lund is worth \$5452.71, according to the report of the appraisers, filed in the County Court yes-terday. They are W. T. Vaughn, F. S. Akin and W. M. Gregory.

FAKE JEWELER IS FINED A. Walter Wolf Shows Up Deals of

Isadore Holsman.

Stinging denunciation of the methods Stinging denunciation of the methods of jewelry salesmen who dispose of pinch-bock articles at high prices to the unwary was made by A. Walter Wolf, an attorney, yesterday in Municipal Court, in argument upon the charge of fighting against Isadore Holsman, proprietor of an establishment at Pifth and Washing-ton streets.

This place is in a class with those of Mazourosky and Cranwell," said the attorney, "and I ask the court to take into consideration the character of the business these men carry on. In passing

Holsman was indignant at the attack upon his business and had to be re-strained by Balliff Van Overn from mak-ing a scene in the court while the attor-ney was speaking.

Pete Ljublich alleged that he had pur-

chased in Hoisman's place a watch, ring and bracelet for \$34 which he afterward found to be worth about \$1. He went back three times for an adjustment and was assaulted and driven out of the store. favor of township organization, and are creating a sentiment for it. Especially Mr. and Mrs. J. Anderson, of Rose-this true in some parts of the country where little read work has been done.

Mr. and Mrs. L. V. Raymend, of Ray-remitted.

VAST WATERFRONT TRACT IS BARGAIN

50 Acres Below Swan Island Sold for \$123,625 to Local Man.

SUM MEANS \$2472 A UNIT

East Side Land Grasped Quickly by Investor at Price Considered Extremely Low-D. Parker Bryon Closes Deal.

Fifty acres of waterfront lying on the East Side just at the south end of Swan Island and north of the Portland Flouring Mills, D. Parker Bryon announced yesterday were sold by him for A. M. Parsons, of Los Angeles, to a local investor for \$123,625. This is at the rate of \$2472.50 an acre.

The piece lies on what is known as the East channel. By streets it is bounded on the north by Killingsworth avenue and on the south by Webster street. On the east is the right of way of the O. R. & N. Co. and on the west the Willamette River. It is just south of Mock's Bottom, which is held by F. W. Leadbetter, Lewis Russell, Percy Blyth and associates. To the south is a 55-acre tract held by the Portland Gas & Coke Company.

In the part between the shore line and the eastern boundary is 40 acres and the section between the shore line and the harbor line contains about ten acres more, making the total 50 acres. For shipping purposes it is all that can be desired, for the depth of the water at the harbor line is 42 feet. Altogether there is a frontage on the river of 1635 feet, and the distance back to the right of way of the O. R. & N. Co. is about 2000 feet.

Buyer's Name Withheld.

Buyer's Name Withheld.

Mr. Bryon would not give the name Mr. Bryon would not give the name of the purchaser, saying merely he is a Portland investor with plenty of capital and would likely hold his investment for the rise in value that is bound to come. The price paid, \$2472.50 an acre, is considered extremely low. Property in this vicinity has been appraised by different men familiar with waterfront values at \$1000 a front foot in value. Another man placed a value in value. Another man placed a value of \$5000° an acre on this particular

Mr. Bryon left last night for Los Angeles, where he says he will close the deal. Thus far it has been conducted by telegraph. Mr. Parsons, Mr. Bryon said, was in need of money in a hurry, and for this reason was willing to sacrifice his Portland holding. This was the only piece of Portland property he held.

The terms desired by Mr. Parsons, Mr. Bryon said, were half cash and the rest in a comparatively short time. The buyer, however, made it optional that he be allowed to pay all the cash at once.

Sale Made Oulckly. Mr. Bryon left last night for Los

Sale Made Quickly.

"The man who got this bargain," said Mr. Bryon, "is a Portland man who already has large holdings of city property. He is noted for his conservatism. I went to him, told him what I had to offer and the price it could be got for. His answer was to reach for his checkbook and write out a check. I shall leave for Los Angeles at once to get the necessary signature and close the deal. It has been only three weeks since the property was listed with me to sell."

Less than two weeks ago the sale of the two blocks at the foot of East Stark street by the Spanton Company for a figure announced as more than \$215,000 was made public. This piece comprised \$10 feet frontage and was known as the Mount Hood road waterfront, though owned by E. P. Clark, of Los Angeles. It was bought by

Two Sons Are Other Heirs—Fred
Ott's Father Inherits All of
Property Left by Son.

Rhown as the mount mod road water
front, though owned by E. P. Clark,
of Los Angeles. It was bought by
William Reid. Besides being one of
the first of the Fall transactions of
magnitude, this sale seems to have stimulated inquiry for waterfront property to a marked degre.

Waterfront Land Popular.

is prophesied among real estate at is propossed among real estate men that waterfront will be among the most active of any class of Portland property this Fall, and this prophecy bids fair to be borne out. There is an increased inquiry for land along the river and another important sale has been made, it is said, and may be anyoursed in a short time.

nounced in a short time.

Strategically the piece that Mr. Bryon announces he has sold is considered valuable from a railroad point of view. It is the only strip for a long valuable from a railroad point of view. It is the only strip for a long distance that is not controlled by the Hariman lines and it is pointed out that a tunnel can be put through the Peninsula with outlets at this point and on the Columbia that will be considerably shorter than the one now in process of completion for the O. R. & N. Co.

OREGON ELECTRIC SALMON-STREET FRANCHISE LIKELY.

Question With Executive Board Before Final Action-Traveling Merchants Blocked.

The City Council yesterday approved the report of its street committee, which favored the granting of the Oregon Electric Railway Company a franchise on Salmon street, from Front to Tenth, and on Tenth from Salmon to Flanders. The frenchise was referred to the Executive Board for valuations, and when the Executive Board has acted, the franchise will be returned to the Conucil for final

For the protection of local merchants, a license of \$20 per day to conduct busi-

a license of \$20 per day to conduct business here.

All firms or corporations holding franchises granted to them by the city will be required in the future to make regular reports of their business to the city, according to the provisions of an ordinance passed yeaterday by the Council. The ordinance is a copy of the charter provision on the same subject, with the exception that it provides a penalty for

provision on the same subject, with the exception that it provides a penalty for firms violating its provisions.

An ordinance providing that ten or more horses cannot be kept in a building which does not conform to certain restrictions for protecting it from fire, was defeated by 12 to 2. The sentiment was expressed that the ordinance provided more safety for horses than for human beings, and that it would unjustly cause people who now have good



Nature, Highest Artistic Skill, Unequaled Energy and \$1,500,000 Have Made Possible This Beautiful

The circumstances composing Laurelhurst never have occurred in combination before, and never will again. See, NOW, what has been made within just one year, and is making of the unequaled opportunity which the builders of The Addition With Character

Laurelhust have had the keenness to grasp: The beautiful
work of Nature herself; the great size of the charming tract,
left, intact for the propitious moment by the whim of a great fortune-maker, William S. Ladd, who
saw from the first the "meaning" of land ownership in relation to the inevitable progress and greatness of the Pacific Coast; the artistic powers of the great landscape artists, the Olmsteads, to work WITH Nature and not mutilate her; the indefatigable efforts of the Laurelhurst builders which have so energized the civic pride of Portland's city fathers as to produce the desire, then the will, and at

last the power, to expend One and a Haif Million Dollars To promote the vast work of improvements now being uninterruptedly pushed to completion at Laurel-

Go, NOW, and see with your own eyes, in order perfectly to realize what these forces and the "army" of men, horses and machinery have accomplished in the past year and are doing at Laurelhurst.

Last of Laurelhurst Now on Sale The last division of this tract, the "Southeast Quarter," containing but 450 of the 2200 lots of the entire addition, is now ready for sale and your selection. The prices range from \$1000 up, upon the very moderate terms of 10 per cent cash and 2 per cent a month. Many of the finest locations of the addition are in this last portion now offered, and will not be long available. Therefore, we say again, see Laurelhurst at once.

Laurelhurst is located on the East Side, but 11/2 miles from Burnside Bridge, a mere 15-minute car ride from the business center.

aurelhursi Co

MEAD & MURPHY
SALES AGENTS

522-26 Corbett Building

CAR FENDER SELECTED

AFTER STUBBORN FIGHT, NEL-SON DEVICE IS ADOPTED.

Eight Councilmen Vote for Contrivance, While Six Declare Against Authorizing Its Use.

Portland are authorized in an ordinance adopted after a stubborn fight by the City Council yesterday afternoon. Council approved the report of its the adoption of the Nelson automatic fender, and the local street railway companies will be given until July 1 of next year to equip their cars with

For nearly three years the Co has been more or less agitated the selection of a suitable fender. nearly three years the Council state law requires that every streetcar operated in the state must be provided with a fender projecting in front of the car and having a majety bumper above it to prevent deadly contact. The char-ter provides that the Council shall select the type of fender to be used in Portland, and it was in accordance with these two laws that the Council took its final action on the matter yesterday. Those voting yesterday for the Nel son fender were: Councilmen Annand, Concannon, Driscoll. Dunning, Kubli, Menefee, Rushiight and Watkins. Those opposed were: Councilmen Baker, Bel-ding, Cellars, Devlin, Ellis and Wallace. Councilman Devilin, his and wance.
Councilman Devilin, in voting, explained that he was not opposed to the
type of fender selected, but believed
that the law of the state was not in
accord with that of the city and said
he would not favor any fenders until
either the state or the city should have

either the state of the dry should have the entire authority.

F. I. Fuller, vice-president and gen-eral manager of the Portland Railway, Light & Power Co. made a persistent effort to prevent the adoption of the Nelson fender. While he said it would cost his company between \$50,000 and \$60,000 to equip its cars with the new appliances, he did not mind that fea-ture if only the device were otherwise desirable. His objections to the fender were numerous. That it would require the fitting up of all their cars with air appliances was one of his chief objec-tions. the entire authority.

CHURCH SCHISM IS HEALED

Two Reunited Baptist Congregations Celebrate Peace.

The first banquet and business meet-ing of the new East Side Baptist Church, closing with a harvest of finanthe ensuing year, was held Tuesday night in the former Second Baptlat Church building, East Seventh and East Ankeny streets, and was attended by about 200 people. Rev. Albert Ehrgott, the pastor, presided.

people. Rev. Albert Ehrgott, the pastor, presided.

The room had been elegantly decorated with Autumn leaves and the tables were supplied with a substantial spread. It was announced that the property of the two former churches now owned by the East Side Baptist Church will be disposed of and a fine, modern church building erected in the vicinity of East Twentieth street and that this plan is now being worked out.

Addresses were delivered by Rev. S. E. Dart, city missionary; Rev. J. D. Sprinkton, superintendent of the American Baptist publications of the northwest, Rev. F. C. Parker, state Baptist secretary; Mrs. H. S. Black, Rev. H. S. Black, U. K. Hall, Charles Bank, Professor J. C. Werschkul, Mrs. J. C.

the financial question.

The report of the clerk showed there is a total membership of 321. Large credit was given Rev. H. S. Black for the union of the two several churches and a harmonious spirit was manifested. Within a year, if the plans which are now materials are carried out, the are now maturing are carried out, the new church will occupy a new and mod-ern edifice near East Twentieth street.

JAPANESE SEND THANKS

Portland Chamber of Commerce Receives Resolution of Gratitude.

Secretary Giltner, of the Portland Chamber of Commerce, believes the Japanese are among the most appreciaterday a translation of a resolution adopted by the Tokio Chambes of Com-merce, expressing gratitude for the hos-pitality shown the Commercial Commissioners of Japan upon their visit to the Pacific Coast last year. The resolution, signed by the 39 commissioners is:

signed by the 29 commissioners is:

The Honorary Commercial Commissioners of Japan who, at the invitation of the Associated Chambers of Commerce of the Pacific Coast, made an extensive tour through the United States in the latter part of 1909, occupying three months and covering 11,000 miles and 52 cities, desire to place on record their most grateful recognition of the courtesy and hospitality uniformly extended to them both by the officials and the people of the United States. They believe that this visit has materially contributed to the consolidation of the bonds of amity and good understanding and the development of trade relations between the two uniform, whose centinued welfare and

BABY ONE YEAR OLD **GOT ECZEMA**

Got eczema on hands, face, nose and mouth-Hard crust formed, cracked and blood ran out-Itched frightfully-Could not rest - Mitts on hands to prevent scratching -Mother forced to sit with baby day and night-Used Cuticura Soap and Ointment as directed-In three days crust began to come off-In a week there was no more scab-Now baby is cured without a mark - Sleeps soundly in her cradle and parents in their bed - No more sleepless nights because of baby's suffering-Cuticura seems a wonderful remedy for this disease.

Extract from the letter of Mr. Renry M. Fogel, R.F.D. 1, Bath, Ps., December 9, 1909. Cuticura Remedies are sold throughout the civilized world, Cuticura Soap (25c.), Cuticura Ointment (50c.), Cuticura Resolvent (50c.), and Corp., Sole Props., 135 Columbus Ave., Bos ton. 33 Mailed free, 32-page Cuticura Bool on How to Treat the Skin and Scalp.

Werschkul and J. C. Gibson presented prosperity will always be the object of their sincere solicitude. The original resolution was woven in milk and is considered one of the treas-ured records of the Tokio Chamber of

Lame back is one of the most com-mon forms of muscular rheumatism. A few applications of Chamberlain's Liniment will give relief. For sale by all dealers.



Is It

This is the bottle to look for when you want a beer = of assured pur-"It's the Water" ity and wholesomeness

Olympia Beer

Is made in a plant where modern methods and scrupulous cleanliness are dominant factors. For instance, Olympia beer is cooled in a glass-tiled room - entirely enclosed-and every bottle is washed three times inside, twice outside and then rinsed before it is filled.

-that makes Olympia beer so good. Phone your orders to Main 671 or Ind. A 2467.

"It's the water,"-rightly

proportioned brewing water

OLYMPIA BEER AGENCY

Run Down and See the High Tide Sunday From the Fine Veranda of the

HOTEL GEARHART

83 Round Trip Good Over Sunday.