

TABLES TURNED ON CHINESE HUSBAND

Judge McGinn Grants Decree to Wife, With Permanent Alimony Demanded.

SIX YEARS UNHAPPY ONES

Court Scores "Asiatic Mendacity" and Says He Wishes Woman Had Asked for More Than Amount She Named in Suit.

More than six years of irritating matrimonial life with her Chinese husband ended for Mrs. Selma Wing Lee, a white woman, yesterday afternoon, when Judge McGinn granted her the divorce she had asked for and granted it to his wife, with all the permanent alimony she asked.

Judge McGinn in deciding the case accused the Chinese husband of mendacity in presenting his case and at the same time lamented the fact that a white woman should have entered into "such an abhorrent matrimonial relationship."

Judge Rejects Letters.

Mrs. Wing is a native of Sweden and was a widow when she was married to her Chinese husband at Vancouver, Wash., November 24, 1904. Her husband presented letters supposed to have been written by a white man to appear that the woman and he were "affinities."

Dr. Wing Lee testified that he found these letters by accident in looking about the house, and she denied that she had ever known such a man as the one whose name was signed to the letters.

Both Richards, Mrs. Wing Lee's 12-year-old daughter by a former marriage, testified that she had until recently occupied the same room with her mother and always with her mother when she left the house.

Workers at the People's Institute testified that they had been acquainted with Mrs. Wing Lee for years and that she bore an excellent reputation. Even the small Chinese son of Wing Lee by a former marriage testified that he liked his step-mother and that she had treated him better than his father had.

Money Earned, Says Court.

In refusing to allow the Chinese to present evidence to prove that he was not in financial circumstances to permit him to pay the alimony asked, Judge McGinn said:

"There is no use to give this evidence. I think that a woman who has lived years with a Chinaman is entitled to at least \$750 for having done so."

In deciding the case he said in part: "Anyone familiar with Asiatic mendacity and who has heard the evidence of this woman's good character cannot help but realize that the charges against her are manufactured. I don't believe this woman ever had anything to do with the letters presented in evidence, but that they were prepared for the purpose of harassing her. The decree will be awarded to the defendant to do with the letters as she sees fit."

\$7500 VERDICT IS ALLOWED

Pacific Monthly Held Liable for Elevator Accident.

For the death of her daughter, Mabel Putnam, who was killed in an elevator accident in the Kelly building September 2, 1910, Mrs. Myrtle Putnam was awarded \$7500 damages, the full amount allowed by law, by a jury in Judge Gatens' court yesterday afternoon. The suit was against the Pacific Monthly, by which firm Miss Putnam was employed at the time of her death.

The defendant company controlled the operation of the elevator in which the fatal accident took place.

Miss Putnam at the time of her death was 28 years of age. She was killed on the eve of her wedding.

After the testimony had begun to be taken in the case R. A. Letter, one of the attorneys for the Pacific Monthly, moved the court that the case be discharged on the grounds that the elevator operator, J. P. Gerardy, who was alleged to have been careless, was working for the same firm as the victim of the accident. He contended that the law would not permit a verdict against the company under such circumstances and presented a number of legal authorities to prove this contention.

The court, however, overruled this motion, and after the case was closed yesterday Mr. Letter said that an appeal would be taken to the Supreme Court in an effort to set aside the verdict.

Samuel White, one of the attorneys for Mrs. Putnam, in his plea to the jury in behalf of his client explained that while he did not ask the jury to be moved entirely by their sympathies, he said he was sure that in reaching a verdict they would take into consideration the pathetic side of the case.

Mr. White in his argument to the jury asserted that the Oregon law works an injustice in the matter of allowing damages resulting from death. He said that while a person could bring suit for any amount he might desire for the loss of a limb or other injury, the law was so framed that a life could be valued at more than \$7500 by a jury.

The jury was out but one-half hour. The evidence showed that Miss Putnam was on her way into the building, where she was employed as a stenographer and when she went to leave the elevator at the fourth floor it suddenly began to descend, catching her so that she was crushed and died almost immediately.

HUBBY WAS LAZY AND CRUEL

Divorce Proceeds Bring to Light Domestic Differences.

Laziness, on the part of her husband, was one of the reasons that Mrs. Essie Flory gave yesterday in her suit for divorce from Arlo Ewing Flory. Not only does Mrs. Flory charge laziness

to her husband, but extreme cruelty and desertion also.

Mrs. Flory states in her complaint that she and her husband were married at Vancouver, Wash., October 3, 1906. When she became sickly and had frequent fainting spells, her husband refused her medical aid, and was so lazy, she states, that she was compelled to teach school and work as she could to earn her own living. Flory is now in Walk Walla, his wife says.

Frank F. Denesch filed suit for divorce yesterday against Mae McCoy Denesch, charging her, among other things, with having thrown various articles of household furniture at him. He says also in his complaint that his wife sometimes struck him.

Mayme L. Handy filed a divorce suit yesterday against Walter W. Handley, charging him with cruelty. They were married in Salt Lake City, February 21, 1910. Mary Cecil is plaintiff in a divorce suit filed yesterday against Andrew Ceslik. They were married June 14, 1909, in Chicago, and she charges him with having deserted her March 1, 1910.

CONDEMNATION SUIT STARTED

Transcontinental Telegraph Company, Formerly Postal, Is Plaintiff.

Suit to condemn a right of way for its line of wires from Nicolai street, along the Northern Pacific Railway Company's right of way, to the line between Multnomah and Columbia counties, was begun in the Circuit Court yesterday by the Transcontinental Telegraph Company, formerly the Postal Telegraph-Cable Company.

The distance of the right of way desired is given as 14 miles. The court is asked to fix a price for the right of way, on the opposite side of the company's tracks to the now occupied by the Western Union Telegraph Company.

Until the condemnation suit was filed yesterday, few people in Portland seemed to realize the name of the Postal Telegraph-Cable Company had been changed. In the complaint filed, it is stated that the name of the company was changed January 12, 1910.

Patrolman Takes Fast Ride

Pistol Shots Do Not Deter Speeder When Officer Follows.

So fast did D. R. Titus, manager of an automobile company, drive his car, while taking a midnight party to the Milwaukee tavern, that Patrolman Keegan, in another car, chased him from the Hawthorne bridge to the Sellwood car barn and fired three shots at him, before the chase ended.

Keegan was on the bridge, early yesterday morning, when he saw Titus speeding at his speed. He stepped into the middle of the roadway and attempted to stop the car, but the driver went on without heeding him. Another car was close behind, which Keegan tried to stop, but the driver made his best speed. Titus kept ahead, gaining a little at length, Keegan pulled out his revolver and fired, whereupon Titus came to a stop. He said that he did not know he was speeding. In Municipal Court yesterday his case was continued.

Plumbing Suits to Be Tried.

Efforts of the so-called "plumbing trust" to have the suits brought by G. F. Fleischer against local dealers in plumbing supplies thrown out of court on grounds that the complaints were not technically correct in their form, were defeated yesterday, when Judge Gantenbehn overruled the demurrer of the defendants. The case will now go to trial at a date still to be set.

Fleischer brought a suit in his own name against a number of wholesale dealers in plumbing supplies and one in the name of the Multnomah Plumbing & Heating Company. He asked the court that a verdict of \$50,000 be granted on the grounds of a conspiracy to injure him and his business.

Both Howard Elliott, president of the Northern Pacific and Julius Kruttschnitt, vice-president and director of maintenance and operation of the Union Pacific and Southern Pacific systems, are likely to be in Portland today.

Among matters that will demand their attention here is the plan for improvements in the local terminal yards, which recently were pronounced dangerous by the State Railroad Commission.

Discussion of the Union depot project is not likely to be brought up at this time, as the Hill interest will not be represented unless Carl R. Gray, the new president, is called into conference. James J. Hill heretofore has expressed himself as unwilling to enter into a depot agreement in Portland unless his roads were allowed to take half of the terminal company stock. At present the Southern Pacific and O. W. R. & N. Co. own 49 per cent and 29 per cent, respectively, and the Northern Pacific 20 per cent, thus giving the Harriman interests control.

Mr. Hill, it is understood, favors an independent depot, and has not seemed eager recently to join with the other roads in the plan to put up a new Union station at which trains of all lines entering Portland can be accommodated.

According to recent movements of Hill officials the erection of a new passenger station for the accommodation of the North Bank and Great Northern trains exclusively, rather than of a Union depot for all roads, seems to be the earliest step toward the relief of Portland's terminal situation.

In addition to the business which he has with Mr. Elliott, Mr. Kruttschnitt will probably inspect work on the Harriman bridge. J. P. O'Brien, general manager of the lines here, is desirous also of taking him on an inspection trip toward the newly-completed Peninsula tunnel.

How does the commission plan work in cities where it has been tried? will be the subject for discussion at the future meetings of the Progressive Business Men's Club, which holds a luncheon on Thursdays in Richards' Cafe. It is a comparatively new organization, having for its object the discussion of civic improvements and business conditions.

At yesterday's luncheon the principal speaker was Clinton L. Shorno. He dealt with the duties of the business man as related to his citizenship. Brief talks were made by other members of the club. Indorsement was given to the way in which the Library Association are meeting the needs of the people.

The officers of the club are: President, Eugene Brookings, vice-president, John G. Peters, treasurer, Earl L. Clark, and secretary, Henry M. Browning.

WOOD PAVING FOR EAST SIDE STREET

Carbolinum-Treated Blocks to Be Given Exhaustive Test.

FIRST AWARD IN TEN YEARS

Street Committee Gives Fisher, Thorsen & Co. Contract for Improving East Morrison From Water to Union Avenue.

The first carbolinum-treated wood block pavement to be laid in Portland in 10 years will soon be put down on East Morrison street from East Water street to Union avenue. The blocks will be laid by the Carbolinum Wood Preserving Company, of which Fisher, Thorsen & Co. are the local agents.

This is the same company which paved Fourth street and Washington, from First to Third, 10 years ago.

Consideration of bids submitted by three companies resulted yesterday afternoon in the recommendation by the street committee of the Executive Board to award the contract for this work to the Carbolinum Wood Preserving Company, the bid of which is \$18,662.19, after deducting \$627.50 for a concrete retaining wall, which has been eliminated because it was put in by Studabaker Brothers, who wished to have it done under their supervision for their own foundation.

City Engineer Morris says that East Morrison, from East Water street to Union avenue, is one of the most heavily traveled thoroughfares in Portland and it was only after careful investigation that the committee consented to the paving of this stretch of street with wood blocks. It will be a severe test of the qualities of this character of paving, but Mayor Simon declares that he is pleased with the recommendation of the committee and that he believes the blocks will stand up under the traffic.

"I have been anxious to see wood blocks in competition with the other pavement," said the Mayor, "and I am glad the committee has recommended the award of contract to the carbolinum company. Fisher, Thorsen & Co., its local representatives, are thoroughly reliable, financially sound, and will guarantee the pavement to wear. Their guarantee satisfies me that the blocks will stand the heavy traffic, but in case they should not, Fisher, Thorsen & Co. can be depended upon to replace the pavement, even without being asked by the city to do so."

Owing to the fact that the street is so largely used and that it is very important to complete the work in rapid time, the contractors will make a record job of it, according to M. G. Thorsen, a member of the firm. The company has completed a new wood-treating plant of large capacity and will be able to supply the blocks as fast as they can be laid.

The street committee yesterday also recommended the award of contract to the Consolidated Contract Company, a local concern, for paving Commercial street from Skidmore street to Killingsworth avenue. Its bid being below that of the Oregon Hissam Paving Company, the old bidder. The new company bid \$175, as against \$185 a square yard by the old company. This action also pleased Mayor Simon, who had caused an investigation to be made as to the ability of the new company to carry out its contracts and decided it is responsible.

During the meeting Chairman R. T. Platt announced that the committee will not "load up" the incoming administration with a lot of paving work that cannot be done this season.

"We don't intend to burden the next administration by leaving for it a big lot of work that can't be done during the paving season of this year," said Mr. Platt. "We will award only such contracts as can be finished the latter part of October or early in November."

DAM TO BE STRENGTHENED

Bondholders of Idaho Project Vote \$1,000,000 for Work.

BOISE, Idaho, May 4.—The big dam at Mackay, Idaho, on the Lost River project, a structure that has played an interesting part in political affairs in this state, is to be reconstructed at a total cost of \$1,000,000, through the re-financing of the project, and made perfectly safe. The deal financing the project was consummated a few days ago in Chicago and means the opening of a rich section of Southern Idaho.

The bondholders of the project voted, at a meeting held there, and attended by State Engineer Robinson, Governor Hawley, Attorney-General McDougall and J. E. Clinton, a prominent Boise banker, to expend \$2,900,000 on the project placing it in the very best possible condition.

Boy Injured While Playing.

PENDELTON, Or., May 4.—(Special.)—Fred Dozier, the young son of Mr. and Mrs. Neil Dozier, of this city, sustained a fracture of thigh bone yesterday afternoon in a peculiar accident. He had a rope about the neck of his dog, with which he was playing, when the animal suddenly started down the street. The boy became entangled in

Friday and Saturday

GREAT OVERSTOCKED SALE

Robert Douglas, the Tailor, Will Sell Any \$40, \$45, \$50 Suit for Only

\$25

Continued cold weather during the past few weeks has greatly reduced the sale of Summer suits—many a man putting off its purchase because he felt he could well do without a while longer. Therefore our stocks are larger than they ought to be at this time and we feel compelled to resort to drastic measures to reduce them. We are going to make it worth every man's while to buy at once by giving the free and unrestricted choice of our \$40, \$45 and \$50 Suitings for only \$25.

Bear in mind that we carry the largest and most select line of tailor's woolsens in the Northwest.

Bear in mind that every suit is made to your own individual measure in our own sanitary workrooms in this city by highest class union tailors.

Bear in mind that every suit sold by this store is backed by a most binding guarantee of giving satisfactory wear.

Bear in mind that if any suit fails to come up to your ideas in fit or wear we will either replace it free or refund the money.

Robert Douglas, The Tailor

Open Evenings 125 Fifth Street, Near Washington

Whidby Island last night, resisted all efforts of two powerful tugs to pull her off the sand in which she lies. Her cargo of telegraph poles and lumber is being removed, and the tugs will make another effort tonight. However, it is feared the steamer will be held fast until the high tide of May 12. Water is rising in the hold, indicating that the ship struck a rock.

Cathlamet May Be Power Site. CATHLAMET, Wash., May 4.—(Special.)—A representative of the Oregon-Washington Electric Company is here looking over the field in the vicinity of Cathlamet with a view to locating a site for the development of electric light and power. It is probable that an application will soon be made to the Council of the City of Cathlamet for a franchise.

VOTE: X 12

For Mayor

Gay Lombard

Republican

FAVORS:

- Commission Form of Government
- Clean Council
- Impartial Enforcement of All Laws

OPPOSES:

- Special Permits
- City Hall Lobbying
- Graft of Every Description



GAY LOMBARD

WHAT THE PAPERS SAY:

Evening Telegram Evening Journal Evening News

"It must be said to the credit of Mr. Lombard that he is the only candidate for Mayor who is squarely and flat-footedly meeting every issue presented and talking right out in meeting like a real man."

"The campaign of Gay Lombard must have appealed strongly to the people of Portland. It has been a direct, forceful and impressive discussion of public affairs. It has included a courageous review of not only measures but men. The Journal believes Mr. Lombard should be nominated because of the enemies he has made."

"Gay Lombard, one of the most fearless and honest members of the City Council, may be a candidate against Simon for the Republican nomination for Mayor. . . . Ever since his election to the Council, Mr. Lombard has been on the right side of every question."

(Paid Advertisement)

DEPOT SITUATION IS UP

NORTHERN PACIFIC AND HARRIMAN OFFICIALS TO CONFER.

Howard Elliott and Julius Kruttschnitt Expected to Plan for Terminal Yard Improvements.

COMMISSION RULE TOPIC

Progressive Business Men's Club to Discuss Operations.

FRANK S. GRANT

CITY ATTORNEY.

Candidate for Republican Nomination May 6.

(Paid Advertisement.)