

CAPT. HEARN'S TRIED

Justice Thinks Grand Jury Should Investigate Charge.

SEEMS A QUESTION OF VERACITY

Defendant in Libel Case Stoutly Avers He Did Not Misquote Grant in Newspaper Interview.

Justice Vresland yesterday held Captain Hearn, of the British ship *Genista*, to the grand jury on the charge of criminal libel against John Grant, the editor of the *Portland News*. The \$500 previously deposited as security for his appearance was allowed to stand, and Captain Hearn left last night for his ship at Astoria. He asked an early consideration of the case by the grand jury, and was promised that that body would be called to take up the matter Monday morning. Captain Hearn stoutly maintained that Grant had told him what he had reported in the *Oregonian* interview.

H. E. McGinnis appeared for the state, and J. C. Couch Flinders for the defendant. The complaint was read by Justice Vresland. He said he was born in Massachusetts and had resided in Oregon about 20 years, 15 years of which time he had been in the sailing boarding-house business in Portland and Astoria. The interview of an Oregonian reporter with Captain Hearn, published in the *Sunday Oregonian* of September 14, was read by McGinnis, and the witness denied that he had made the statements therein attributed to him by the captain. He said he did not tell Captain Hearn that he could have sailors for \$15 each; but he did tell the captain that he could have sailors at the same rate as the last ship. Witness said that Captain Hearn referred to the controversy between the sailing boarders and the boarding-house keepers, and said the matter was likely to get into the courts, in which case the sailor boarding-house men would not get the best of it. "I then told him," said the witness, "that the courts here would not give us a just decision, in our view, according to the evidence presented, then we could appeal to higher courts in San Francisco, as we had done before."

Witness testified that he had thought of proceeding against Captain Hearn immediately upon the publication of the objectionable interview, but had been advised by Judge McGinnis to keep out of the courts. Since then he had heard much unfavorable comment on the remark concerning the Judges attributed to him, and he had concluded that he could not afford to ignore the matter.

Witness said that he saw the captain the day after the publication of the objectionable matter, and had told him that he lied.

The charge for sailors. On cross-examination Mr. Flinders asked the witness what had been charged for sailors for the ship that sailed before Captain Hearn's ship.

"Must I answer that; must we go into that matter?" asked Grant. "Yes," responded his attorney, Judge McGinnis. "Better answer the question."

"One hundred and five dollars per man," said the witness. "Then you admit that in effect Captain Hearn did not misquote you in that respect when he did not give you exact words?"

"Yes; but I didn't name any sum to him." J. L. Lawrence, the reporter to whom Captain Hearn had given the interview, testified that Grant objected to, testified to the correctness of the reported interview, and also to the fact that Grant had afterward told him that Hearn had misunderstood his statement; that Grant said he had meant that he had the right to appeal to other courts if Judges here should go against him. The reporter also said that Hearn did not seek the interview and that he gave out appeared to be in good faith.

Stuck to His Statement. Captain Hearn was called in his own defense, and strongly reasserted the truth of the published interview. Not only was it true, he said, but he had asked for it to be regarded as confidential, and Grant had given him liberty to repeat it. The captain said that in the interview with the reporter in front of the miller boarding-house, a search for doctors was in progress, and Grant came up and told Mr. Latta he was a liar for what had been published. He then turned to me and said it was a liar, too.

"No, I'm not, Mr. Grant," said "You will know that I spoke the truth." "Well, then, you misunderstood me," said he.

On cross-examination the witness detailed the circumstances of the interview, which occurred in the office of Balfour, Guthrie & Co. He swore that he bore the complaint no malice whatever; that he did not know at that time of any proceedings in court bearing on the present difficulty between shipowners and boarding-house men; that he merely made the statement when the reporter sought information from him touching the situation.

"St. Paul and Minneapolis have about grown together and are practically one city," Colonel Crooks said. "A splendid system was developed in the present between the cities convenient and rapid, although the centers are nine miles apart. The old spirit of rivalry seems to have subsided, and there is business enough for both, without disputing over it."

"Minnesota will give McKinley 50,000 majority. All the business interests of the state are identified with the success of the Republican party, and the people fear a change might be followed by widespread disaster, as in 1893. Many new enterprises are being held back, in view of the election, and should the present Administration be sustained, the country will enjoy four years of the highest prosperity it ever saw."

"I notice that Mr. Bryan and his supporters have recently begun to quote Abraham Lincoln quite freely, but there is one expression of Lincoln's that Bryan will never quote, and that is: 'We should never swap horses while crossing a stream.'"

MERCY HOME NIGHT SCHOOL. It Will Open on Monday, October 1. Monday, October 1, the Sisters of Mercy will reopen their night school at the Mercy Home, on Sixteenth street. This school gives to young women the advantages of a plain and solid education, which will assist them in carrying out their plans, whatever may be their vocation in life. The school begins every evening at 7:30 P. M., and lasts till 9 o'clock.

The Home affords pleasant accommodations at reasonable prices to young women in stores or offices. All girls in search of employment may find it easily by calling on the Sisters.

Another work carried on in the institution is the training of young girls for housework and dressmaking. Some who have attended the industrial school are now earning their own living and as far as can be learned they are giving entire satisfaction to their employers. Any one desiring private lessons in English, fancy work, painting or music can receive them by applying to the Sisters.

Burns, of Balfour, Guthrie & Co., to the effect that the sailor boarding-house people made overtures for a settlement of the present difficulty.

"We have never spoken to Burns about the matter at any time since this difficulty came up," said they. "If anything, the overtures for settlement came from the other side. We are willing to do business when they treat us right, and not before."

"I will put up \$500," continued Sullivan, "that we never spoke to Burns about the subject, nor made any overtures for a settlement."

NEEDS AN ASSISTANT.

City Physician Tells Councilmen a Hard-Luck Story.

A City Physician's duties in Portland, where city finances do not encourage employment of much help, are varied and heavy, as Dr. J. C. Zan can testify for the past week. At the meeting of the committee on health and police yesterday he and Mayor Rowe urgently asked that some additional arrangement be made for attending to and handling the occasional malpractice patients found in Portland. Ever since these mild cases spread through the little towns of Oregon and Washington last Fall Portland has received an occasional patient. Last week five were cared for. They seem to have come from the Columbia, from which direction most of those discovered in Portland have come. In caring for these five patients

SWEEPSTAKES WINNER, OREGON STATE FAIR, 1900.



CHAMPION SHORTHORN BULL TOPYMAN 17847. Imported from Canada by Chas. E. Ladd for Oak Hill Farm.

This stock bull, now at the head of Charles E. Ladd's herd of Shorthorns at Oak Hill Farm, has a record of note. He was winner in 1897 and 1899 of first prize, as best bull of the breed, at the Winnipeg Industrial Exhibition, and in 1899 as the best bull of any age, in Canada's greatest stock show in Toronto, London and Ottawa. He is a bull of grand constitution and quality, straight in all his lines, with level back and quarters; wide, full crops, deep forelegs and flanks, and the best of buttocks. He stands well on short, straight legs, well set under him, and walks like a winner. Topsyman carries a list of champion bulls being got by Stanley 788, by Challenge, by Brampton Hero, who was by Royal Brampton, by Champion of England.

The dam of Topsyman was Nonpareil Victoria, herself a first prize winner at Toronto, sired by the imported Crickshaw Victoria bull, Vice Consul 4122, a championship winner at Toronto. Topsyman is not only a champion, but also the sire of a champion, having begotten the great Moneyfall Lad 50521, winner of the championship at Toronto three times, and as often at other leading shows in Canada.

Topsyman is also brother to Lord Stanley, winner of the Junior championship over all beef breeds at the World's Fair at Chicago, being by the same sire.

MINNESOTA FOR M'KINLEY.

Colonel William Crooks Says She Will Give 50,000 Majority.

Colonel William Crooks, who has returned to Portland after spending a few weeks at his home in St. Paul, says the wheat crop of Minnesota will not amount to more than 40 per cent of the average. A very dry Spring, followed by a wet harvest, are the reasons given for this. The grass crop and other products yield well, however, and farmers will do very well as a result.

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RUSHING STREET WORK

REFEAL OF BANCROFT BONDING ACT IS FEARED.

Street Committee Finds Its Hands Full of Business-Hard Day's Work.

Some fears seem to exist in the minds of Portland people that at the next session of the legislature the Bancroft bonding act for street improvements will be repealed. In view of this possibility, a rush is being made to secure street improvements before its advantages are removed. Many petitions are filed with the City Auditor, some of which receive the sanction of a majority of property-owners affected, while others are remonstrated out.

At yesterday's meeting of the street committee, a petition was read for the improvement of East Eleventh street, with more than half the property-owners' signatures attached. Bol Hirsch appeared before the committee and stated that he was credibly informed the improvement was being made at this time in order to get the benefit of the bonding act, as it was feared a repeal this Winter might deprive property-owners of the privilege if they waited until Spring. Mr. Hirsch

owns considerable unimproved property adjacent to the street. When the petition for improvement was being circulated he said this argument was used and he felt sure that many property-owners signing did so because they feared a repeal of the bonding law. He asked the committee not to grant the prayer of the petition, because he thought it was originated to saddle the burden of paying interest for 30 years upon the city, rather than from a desire to improve a street which was needed for the convenience of property-owners. Mr. Hirsch estimated that at least \$500 improvement bonds would be issued for the work, interest on which would be a burden to the city for 30 years. He believed in each property-owner paying for his improvements and interest also if he did not pay down promptly, and was willing to postpone improvement of Eleventh street until such time as there appeared more urgent need. Attention was also called to the fact that the petition for improvement was not signed by both sides were well improved as the property thereabout was thoroughly accessible. Mr. Hirsch said that he would remonstrate against the petition, as he had never done that, but hoped the committee would deny it.

Councilman Holbrook, who represents the ward in which the improvement was contemplated, replied that the petition if not most of the persons signing the petition honestly desired the improvement now, and were not seeking to take unfair advantage of the city. Parallel streets had been improved, and the benefits properly-owners thereon, and the owners along Eleventh street felt that they were entitled to the same benefits. Mr. Holbrook stated that Mr. Hirsch was Ladd owned considerable unimproved property along the street and were opposing the petition. If the people on Eleventh street wanted their property improved, he saw no reason why they should wait for a perfectly lawful measure should be repealed, under the provisions of which improvements had been conducted for many years along that street.

"It has been the rule with the committee to grant petitions for improvement wherever half the property-owners do not remonstrate, and as over half those along East Eleventh between Gilean and Belmont were on the present petition, the committee recommended, that it be granted."

The same switch problem was presented to the committee by the petition of the Oregon Packing Company for the right to lay a switch from the Southern Pacific track to their plant on East Ninth and Belmont streets. This question was not so bitterly contested as the Front-street switch was, yet over it is promised a fight. W. L. Bolse, representing the Hawthorne property, was called in to appear against granting the franchise. He said the switch would be about a mile in length and being laid down Ninth street, penetrated the heart of East Portland, where the district was devoted strictly to residence purposes. As the switch was for the accommodation of only one factory, he thought the committee should not grant the franchise if protested against by other property-owners. Mr. Bolse admitted the right of the Council to grant such a franchise regardless of remonstrance, but urged that the wishes of property-owners affected should be heeded. He announced that when the Hawthorne property was platted and streets dedicated, the streets were opened for public use, and reservation was made by the owners of the property were to have the power of granting or refusing franchises for street railways, etc. Mr. Bolse said it was his belief that because of this reservation the Council had no right to grant franchises along streets in the original Hawthorne property, but the right lay in the present owners of the property.

Property-owners were not represented otherwise in the protest except in a short petition which might be termed a remonstrance. The speaker said the nature of the franchise had become known only a short time previous, and he was confident that a larger number would appear to protest at another meeting if the question were postponed.

Councilman Holbrook said the Oregon Packing Company had lately increased the capacity of its plant, was handling much fruit from up the Valley, and would be greatly accommodated by the proposed switch. He also understood that if the franchise was granted two other factories intended to locate on the street. At the time the request was made by the com-

pany he did not know there was any opposition, and would be glad to hear what people living along Ninth street in Stephens street, Hawthorne addition had to say. The committee postponed consideration of the franchise until the next meeting.

Action on the following petitions for improvement of streets, by the city engineer, was taken at the meeting: East Thirty-fifth, between Hawthorne and East Sixth; rejected. East Twelfth; rejected. East Tenth, between Hawthorne and Division; rejected. East thirty-third, between Belmont and East Salmon; recommended. East Oak, between Twelfth and East Fifteenth; laid on the table. East Oak, between East Fifteenth and East Sixteenth, north half of street; recommended. East Sixteenth; rejected.

J. H. Peterson was recommended to receive a franchise for grading the east half of East Twenty-sixth street in Goldsmith addition. The petition of Pat Powers to grade and put in 100 feet of macadam on Gilean street between Twenty-third and Twenty-fourth streets was also recommended. City Engineer Chas reported yesterday that to make this fill about 700 yards of earth would be required. If the contractors were given the work in months time to complete the work, they would bid for the work at a much lower figure than for immediate completion, as the longer period would enable them to get the best material. It was estimated that to rebuild this elevated roadway at least \$100 would have to be expended, while \$200 would probably cover the cost of making the fill, which would be permanent. By following the roadway under the head of repairs, Mayor Rowe suggested that if estimates of the cost were made of a full adjacent property-owners would voluntarily contribute a considerable portion of the cost for making the fill. The permanent improvement and great convenience of the fill would be the inducement to them. This plan will be followed. When the probable cost is known, property-owners will be asked to contribute what they can, and if it remains to be made in not greater than the city will commence the work immediately. Straightening Seventh street was again before the committee. The committee representing the Seventh-Street Improvement Association, asked the committee to adopt the surveyor's report. Some doubt existed in the minds of some committee members as to whether it was best to do this, until the protesting property-owners had been heard. As adoption of the report will commit the Council in no manner involving stockholders, until further proceedings, this was done and an ordinance was prepared. Following that will be the appointment of viewers who are to assess the work. Then the protest will be taken up. If there are any, which Mr. Gilean expected from the fight that has always been made on past occasions. The viewers' report on Twenty-first, Twentieth and Thirtieth streets, which irregular tract at that intersection is being dedicated, was also adopted. Early next week the City Attorney will submit an opinion regarding the Second-Street franchise, upon which the improvement of that street between Morrison and Madison has been hanging.

DR. GUE AT CENTENARY.

Will Preach His First Sermon Today—East Side Affairs.

Rev. George W. Gue, D. D., appointed pastor of Centenary Methodist Church, will preach today in that church, morning and evening. His morning subject is, "The Future of the West." This subject is suggestive of what he may say, as it will be his opening sermon for the conference year. A large congregation will likely be present at this service this morning. There is no change in the situation, and there will be none until Bishop Andrews has reached Portland and has heard the facts. No doubt he has received the resolutions passed by the official board and knows something of the situation by this time. Dr. Rockwell, the new presiding elder for Portland district, will be back next week, and may have considerable to do with adjusting the existing difficulties.

A prominent member said yesterday that the protest was not made to the appointment of Dr. Gue on personal reasons, but that the members of the congregation of the church would suffer under his pastorate. It was thought that by setting forth the sentiment of the membership and the condition of the church, the bishop might make some change that would prove beneficial both to the church and to Dr. Gue. It is still hoped that an exchange may be made by which harmony and good feeling may be restored. Dr. Ford, of Southern Oregon, is suggested as a suitable man for Centenary, and Dr. Gue could be sent to district. All these matters are being talked up among the members. The members do not constitute the telegram from Bishop Andrews that he would not review the matter at all, but simply that Dr. Gue is the pastor of Centenary church for the present year, and that the members of the church will give them a hearing. Perhaps no single event in church circles in this state has been so widely commented on by the press as the appointment of Dr. Gue to Centenary not only in the Methodist, but in other denominations, and the outcome is being watched with interest.

Matters on the Peninsula. During the present week the Peninsula has received a large degree of interest in the location of the new saw mill at the foot of Portsmouth avenue. Already about half a dozen families have moved into vacant houses near University Park. The location of the mill, in a business manner, of the mill, has occupied a large dwelling near the entrance to the defunct Portland University, and the other families are being located in the neighborhood of the mill. The neighborhood will receive about 75 per cent increase to the population, and later there will be a greater increase. Work has been in progress this week on the foundation of the mill and also the dock. The owners of the mill hope to have the machinery transported from Troutdale in a short time. Some has already arrived.

Work done by the county on the Willamette boulevard last Spring was very opportune, as it will be used for the coming Winter more than ever before. For a considerable time the boulevard had been gravely from Albina to Troutdale University Park and almost to Portsmouth avenue, a roadway being formed in the center for vehicles. The city has been in progress this week on the foundation of the mill and also the dock. The owners of the mill hope to have the machinery transported from Troutdale in a short time. Some has already arrived.

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H. EDWARDS

This handsome Mahogany-Finished Arm Chair. A most attractive parlor piece: this week, special. For \$5.25.

This pretty hall mirror, polished oak, golden finish—12x12 mirror—\$3.00. 14x14 mirror—\$3.00.

We are showing a very nice line of combination bookcases, in golden oak and mahogany finishes, from \$11.50 to \$35.00.

We have just received a carload of bedroom suits, solid oak, golden finish, serpentine front. A Bargain at \$25.00.

H. E. EDWARDS, 185, 187, 189 and 191 FIRST ST.

Airlight Heaters

This airlight heater we can sell in polished steel, with low cast draft, size 12 inch, for \$4.25; same in Rustic iron, with top draft, for \$4.75. Others as low as \$2.50.

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THREE SPEECHES IN OREGON

C. E. Carr, ex-Minister to Denmark, Coming Next Month.

The Republican State Central Committee has been advised by the National committee that C. E. Carr, of Illinois, ex-United States Minister to Denmark, has been assigned to Oregon for three campaign speeches. Mr. Carr will come between October 21 and 23. Dates have not been decided, but the speeches will probably be at Portland. Mr. Carr is said to be a No. 1 campaigner. Ex-President Thomas McClelland writes to Chairman Bishop that Mr. Carr may be departed to do some first-class work for the Republican cause.

Incomparable Values

For a fine all-wool Blue Serge Suit. Other stores get \$13 for the same suit.

Takes a swell all-wool Oxford Gray, cut to fit as a tailor-made suit.

SALEM WOOLEN MILLS STORE

J. L. BOWMAN, Manager. 85 Third Street.

H. LIEBES & COMPANY

OF PORTLAND

288 Morrison St. Jno. P. Plagemann, Manager. Oregon Telephone Main 24.

Manufacturers of Genuine Alaska Sealskin Jackets.

A beautiful assortment and endless variety of Fur, Stern Collars and Fur Calottes. Over 100 styles to select from.

Eton Jackets, Fancy Fur Novelties, Animal Scarfs, Cluster Scarfs, Fox Boas in endless variety.

FURS REMODELED

Don't postpone having your fur garments remodeled after the very latest in style, fit and workmanship the very best.

Send for illustrated catalogue.

Telephone Main 24.

TO SAN FRANCISCO BY STEAMER.

At this season of the year the ocean trip to San Francisco is particularly delightful. The ocean is Pacific, both in name and nature, and the scenery, from the Columbia River bar, with its forts and six-mile long jetty, to the world renowned "Golden Gate" of San Francisco, is all that can be desired.

The steamers "Columbia" and "State of California," of the O. R. & N. Co.'s line, are large and commodious, and make the 750 mile run between the two ports in 49 hours. Accommodations can be served and tickets purchased at City Ticket Office, 90 Third street, corner Oak V. A. Schilling, city ticket agent.

Work will begin this week on the wagon road east of Selma.

THROUGH TOURIST EXCURSION CARS TO THE EAST

Are operated from Portland over the Oregon Short Line Railroad in connection with the Union Pacific and the Denver & North Pacific. These tourist excursions run through to Chicago and the East without change, and are personally conducted excursions, which means that a special conductor is in charge to look after the convenience of passengers. For berth reservations and further information, apply to city ticket office, or address W. E. Coman, general agent, Oregon Short Line Railroad, 143 Third street, Portland.

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SUNDAY TRIPS TO BONNEVILLE

The Sunday trips to Bonneville still continue popular, many people taking advantage of the low rate and the scenic beauty of the trip. These Sunday under the pines and along the banks of the Columbia. The train leaves Union depot Sunday morning at 9 o'clock; returning train reaches Portland at 4:30 P. M. Fare is only 50 cents for the round trip.

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This handsome Mahogany-Finished Arm Chair. A most attractive parlor piece: this week, special. For \$5.25.

This pretty hall mirror, polished oak, golden finish—12x12 mirror—\$3.00. 14x14 mirror—\$3.00.

We are showing a very nice line of combination bookcases, in golden oak and mahogany finishes, from \$11.50 to \$35.00.

We have just received a carload of bedroom suits, solid oak, golden finish, serpentine front. A Bargain at \$25.00.

H. E. EDWARDS, 185, 187, 189 and 191 FIRST ST.

Albina Improvements.

George W. Bates, Police Commissioner and banker of Albina, is making an extensive improvement on the north side of the Central Methodist Church, on Kerby street. The high bank has been cut away back for a large dwelling, which will cost between \$250 and \$300. It is

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