

TO END REWARD CONTEST

COUNTY SUES EDWARD KING AND MRS. ANNIE WHITLOCK.

They Will Be Forced to Interplead in a Suit to Settle Disposal of \$500 at Stake.

Multnomah County, represented by District Attorney Chamberlain as counsel, yesterday filed suit in the State Circuit Court against Edward King and Mrs. Annie Whitlock, to have the court decide what disposition shall be made of the reward in the Wade and Dalton case.

The facts of the arrest and conviction are recited in the complaint, and it is further stated that both King and Mrs. Whitlock furnished material testimony at the trial, and that each claims the reward. The county, it is alleged, is willing to pay the reward, but is uncertain concerning the rights of the parties, and has therefore issued a warrant payable to the Clerk of the Court. It is asked that King and Mrs. Whitlock be requested to interplead and that the court, after a hearing, decide who is entitled to the money.

It is stated that the detectives who made the arrests expect to share the reward with Mrs. Whitlock if she succeeds in getting it, and there is still another report that the boy, Willie Smith, thinks he ought to get some of the money.

WHY ISAKSON LOST HIS JOB.

He Wants His Dismissal by Police Commissioners Reviewed in Court.

The facts attending the removal of O. I. Isakson from the police force were brought out in the argument before Judge George on the petition filed by Isakson for a writ of review of the acts of the Board of Police Commissioners.

The attorneys for Isakson, Gustave Anderson, John F. Logan and Dan J. Malarkey, contend that no written charge was made against Isakson, as the city charter provides shall be done. It was further argued that the complaint against Isakson was that he went into an open shed at 2:30 o'clock in the morning, and was seen sitting in a buggy which was there, and that the Police Commissioners thereupon concluded that Isakson was there for the purpose of going to sleep, and so decided that he was guilty of neglect of duty.

City Attorney Long admitted that there were no written charges filed as provided for in the charter, but that Isakson appeared and answered such charges as were made against him, and therefore waived any informality.

Gustave Anderson argued that the fact that Isakson appeared before the Police Commissioners and testified did not vest the Commissioners with jurisdiction. Consent did not vest jurisdiction, but only the filing of a complaint.

Mr. Anderson read numerous authorities, from which the following points are taken: "Every power must be exercised in the manner provided by law. Consent will not avail to change the provisions of law. In every proceeding it must be shown that every preliminary has been complied with."

"A person being in the presence of the court does not authorize a judgment entered against him, unless he has legally been brought into court."

Counsel said Isakson was picked up on a street rumor and ordered to appear before the board by the Chief of Police. He had to obey; if not, he would have been removed for not obeying the chief's order. The board failed to file a written complaint, but simply called him up and told him there was a charge against him. They attempted to charge him with sleeping.

His removal not only cuts off his present employment, said Mr. Anderson, "but makes him liable for all future employment under the city government for all time to come. A written complaint must be kept on file in the office of the Police Commissioners. Because a man said he saw him in an open shed at

2:30 o'clock in the morning, and a boy saw him in a buggy, they remove him." "Was he trying to become a mounted policeman?" interrupted Judge George. The court did not insist upon an answer to the question, and every one present smiled broadly at the joke.

Mr. Anderson, continuing, said: "They conclude he went in there to sleep because he was found in the shed, but he was not charged with sleeping, nor attempting to sleep, and was found guilty of conduct unbecoming an officer. He was found guilty on the statement of a boy of what his father would say if his father was there before the board, that Isakson was sitting in a buggy."

Mr. Anderson spoke at some further length and submitted numerous authorities.

Mr. Long, for the Board of Police Commissioners, argued that Isakson did not object that there were no written charges filed against him. He appeared before the board and waived all technicalities. The City Attorney said they had no right to consider the evidence at all, and if the record was incomplete, the commission had the right to make it complete on its own motion.

"The court knows how clerks sometimes keep a record," he said, "and if it is not correct, the court orders it corrected. The minutes of a record are sometimes kept on slips of paper and written up afterwards."

Mr. Long urged that a writ of review was not the proper remedy to invoke; it should have been a mandamus for a prohibition. The filing of a written complaint was only for the benefit of Mr. Isakson and not for the public. He was the only person affected by it. If he waived it, that was all that was necessary, and the question of evidence and the manner of procedure were supreme and cannot be reviewed.

Mr. Malarkey and Mr. Logan spoke at considerable length in answer to Mr. Long. Judge George took the matter under advisement.

SUES MOSES BLUMAUER.

Robert Hightett Seeks to Recover \$3172 Alleged to Be Due Him.

Robert Hightett has filed two suits in the State Circuit Court against Moses Blumauer to recover money alleged to be due on account of business transactions. In one complaint Hightett sets forth that on October 11, 1898, Charles Hirstel, as trustee, delivered to him his promissory note for \$250, and as security executed to him a mortgage on 230 shares of stock in the Southeast Portland Real Estate Association. Hightett avers that in the year 1900 he assigned this stock and the note to Blumauer as trustee, and that Blumauer has refused to return the note or stock, although it has frequently been demanded from him.

At Dawson in January, 1901, Hightett alleges that he lent Blumauer an overcoat valued at \$25, which he says he never got back. He asks for judgment for \$253 and interest.

In the other complaint Hightett recites that at Dawson in August, 1901, he advanced to Blumauer \$500 which the latter has since refused to pay. He also recites that on December 6, 1901, he received a note from Blumauer under the firm name of Phil Blumauer & Co., on which there is a balance of \$32 due.

Another allegation by Hightett is that in January, 1901, at Dawson, he furnished board and lodging to Moses Blumauer for 24 days at the rate of \$4 per day, for which there is \$96 due, making altogether \$496, which he seeks to recover in this case and interest. Henry E. McGinn appears as attorney for Hightett.

Articles of Incorporation.

Articles of Incorporation of the Guenther Solerless Can-Machine Company were filed in the County Clerk's office yesterday by Henry L. Guenther, Charles C. McGowan and George W. Stapleton. The capital stock is \$50,000. The objects announced are to manufacture and sell Guenther's machine for capping and compressing cans, and Guenther's machine for flattening can bodies.

Incorporation articles were filed by the same persons for the McGowan Invest-

ment Company. The objects are to acquire and dispose of patents for Guenther's machines for capping and compressing cans, and Guenther's machines for flattening can bodies. The capital stock is \$50,000.

Court Notes.

A. A. Sullivan yesterday filed an attachment suit in the State Circuit Court against H. E. Rogers for \$400, which he alleged Rogers received for his use and neglected to turn over. The case was settled and dismissed soon after the papers were served.

Alice Geneva Allison has sued Thomas J. Allison for a divorce, she also asks for the legal custody of their minor child. They were married in Idaho in 1883. She charges in her complaint that of recent years he was addicted to the habitual use of intoxicants, and she was compelled to leave him.

The United States Mortgage Company yesterday filed suit against P. L. Willis in the State Circuit Court to recover \$23 for the rent of three office rooms in the Commercial block, from January 14 to January 21. The United States Mortgage & Trust Company held a mortgage on the property for \$100,000, executed by the Portland Savings Bank. The mortgage was foreclosed and the company in the complaint sets up that it became the owner of the building on January 15 last.

HE HAS GLASS TO BURN.

But the Independence Man Won't Tell Where It Is.

An Independence man, who has a mountain of glass, is very eager to interest Portland capitalists in the development of the property. So eager is he that he has been sending free samples of the precious mountain to be analyzed. To the request that he give the location of the prize, he responded that the mountain is easy of access, either by water or rail, but did not tell anything more, lest he should fall to excite the curiosity of some of the greedy people for whom Portland is famed. So in very discreet language he replied that the mountain is far enough from here, where to be near enough to somewhere. He said that the silicates fused under a burning lens, and are of the finest kind for making glass. As he knew of no commercial body more alive to the industries of the Northwest than the Manufacturers' Association, he sent a sample piece of the mountain to be tested. He denied that the volcano within hailing distance of the place.

Secretary Melisac put the sample through a very patient test. It was subjected to a blast and its temperature raised to 1500 degrees, but the heat never faded it, and did not even fuse the edges. As there was nothing in the sample that would make glass, perhaps the Independence man sent the wrong piece of the mountain. The sample was, however, a very fine one of building stone, for when, at white heat, it was plunged into water, it did not break. It is manifestly impossible, therefore, for the Independence man to have melted any substance like the sample under a burning lens.

Interferes With Theaters' Business.

NEW YORK, Feb. 1.—Enforcement of the anti-standing-room statute in the theaters by Fire Commissioner Sturges, has caused great commotion among theatrical managers. However, the mandate was obeyed practically to the letter, and hundreds of persons were turned away from the leading playhouses.

At the Metropolitan Opera, where grand opera is on the bills, over 150 general admissions had been sold when the firemen detailed for the purpose ordered the management to provide seats or compel standers to leave the house. Seats were provided in the gallery. Maurice Grau declared that if the order continued in force it will mean a loss on the season of \$100,000 and that the season will have to stop. This house was built with the intention of providing standing room for 1500 persons without interfering with the

safety or comfort of the subscribers, Mr. Grau declared.

Theater managers on Broadway declared that the enforcement of the law is an unwarrantable hardship, and that unless the order is repealed the loss will be larger than some can stand. It is expected the managers will meet at once and determine upon some line of action.

ONE ON "TOM" SAMMONS.

His Friends Had Him Having Smallpox When It Was Chickenpox.

WASHINGTON, Jan. 27.—Here is a good one on "Tom" Sammons, the genial and able private secretary of Senator Foster, of Washington. Some days ago, Mr. Sammons complained of feeling badly, and showed indications of a slight fever. As time went on, his symptoms grew worse, and his face began to flush. Soon spots made their appearance, and there was a general scattering from his vicinity. "It looks like smallpox, Sammons," was the delightful assurance given on every hand. "I guess I'll cut you off my calling list for a while," "The place for you," said another, "is over the hill, near the poorhouse, in the District Detention Hospital," chimed in another.

Sammons went home very much perplexed and somewhat worried. The doctor was summoned, but promised no comfort. He called next day. "My man," said he, "you've got the chickenpox, that's all." But just the same, Sammons has been coming up like a caged lion, and rumors are doing the house say his temper is none the best since his enforced confinement.

Work of Carnegie Institution.

BALTIMORE, Feb. 1.—D. C. Gilman, president of the new Carnegie Institution, in speaking of the great work before the organization, said:

"Before more done letters will be addressed to the heads of universities, colleges and technical schools in different parts of the country, and to men of ability not connected with universities—astronomers, chemists, physicists, electricians, engineers and investigators of social problems. When their answers are received they will be collected and considered. One or two other lines of inquiry will be instituted, one in order to ascertain the extent to which provision has already been made in this country for research, and the other to ascertain what are the methods employed in foreign countries."

BUSINESS ITEMS.

If Baby Is Cutting Teeth.

Be sure and use that old and well-tried remedy, Mrs. Winslow's Soothing Syrup, for children teething. It soothes the child, softens the gums, allays all pain, cures wind colic and diarrhoea.

Distinguished everywhere for Delicacy of Flavor, Superior Quality, and Highly Nutritive Properties.

GRATEFUL—COMFORTING

EPPS'S

THE MOST NUTRITIOUS

COCOA

BREAKFAST—SUPPER.

Sold only in half-pound tins. Labeled JAMES EPPS & CO., Ltd., Homeopathic Chemists, London, England.

Agents, SHERWOOD & SHERWOOD, San Francisco.

Roberts Bros

164, 166 AND 168 THIRD STREET

PORTLAND, OREGON

Great Removal Sale

The people of Portland appreciate a genuine mark-down sale, and hundreds of shrewd buyers have already availed themselves of this opportunity for securing good quality merchandise at exceedingly low prices. Remember, this sale will only last 30 days, as after that we move into our temporary store now being built for us at Cor. Fifth and Yamhill. As new quarters will not be large enough to hold our enormous stock, you can readily see the reason why we are making such immense reductions.

100 Misses' Cloth Jackets at \$1.25

Greatest bargain of its kind ever offered by any store in the Northwest. These are mostly all this season's styles. Sizes 12, 14 and 16. Colors, Tan, Navy, Black and Brown. Regular price, \$2.75, \$3.50, \$4.50 and \$4.75. Your Choice While They Last, \$1.25.

Ladies' Raglan Coats at Bargain Prices

These are new goods just received and earlier in the season would be worth from \$18 to \$20 each. Sizes 34 and 36 only. Sale prices, \$10, \$11 and \$12.

Waists and Skirts

Exceptional reduction on all Flannel Waists, Silk Waists, Walking Skirts and Dress Skirts.

600 yds. Corded Wash Silks, 29c yd

All the latest designs, and newest colorings.

New Shoes at Reduced Prices

Every pair of shoes in our stock are new this season. No out of date styles to offer you. Rare opportunity to procure good shoes at little money.

Men's Laundered Percale Shirts, 59c

20 dozen Men's Fine Quality Percale Shirts. These are excellent values at 85c and \$1. Colors are absolutely fast. Styles are the latest. Sizes 14½ to 17.

25 doz. Corsets, Sale Price 43c

A Genuine Bargain. R. & G. and Warner's latest models. All sizes in Black and Drab.

50 doz. Underwear, Sale Price 43c

Women's natural gray wool plated Vests and Pants, finished seams, gusset sleeves, silk trimmed neck.

48 prs. Lace Curtains, Sale Price \$1.26

Beautiful designs, double thread throughout, 58 inches wide by 3½ yards long. Our regular \$1.75 kind.

3 bales Comforters, Sale Price \$1.26

Full size, covered with silkoline on both sides. Filled with clean white cotton batting.

96 Honeycomb Bedspreads, \$1.10

Extra heavy, full size white Bedspreads, worth, regularly, \$1.65. Marseilles patterns, hemmed, ready for use.

NO MORE DREAD OF THE DENTAL CHAIR

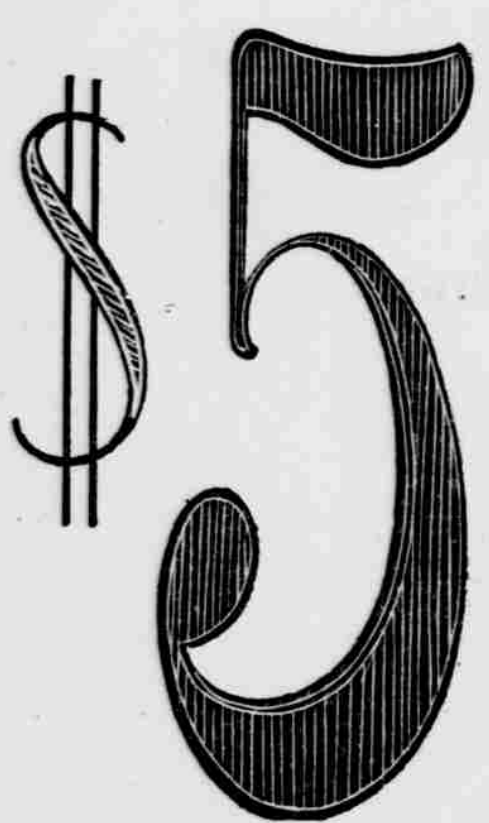
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At these old established and thoroughly reliable Dental Parlors where Pain is Unknown the highest class of dental work is done in the most approved and scientific manner. Skilled Eastern Graduate Specialists in every department do their modern work without pain. The prices charged are less than one-half that demanded by private obscure dentists whose "conscientious scruples" (?) will not allow them to advertise because they are positively unable to do the work and please their patients and compete with our prices and work.

WE SAVE YOUR TEETH

Our painless method is a priceless secret. Desired and counterfeited by a great many who claim they have guessed it, and advertise that it is their own, as it is; for our methods are known and used by the New York Dentists only. All of our old, time-tried specialists are at work as usual. The same doctors who worked for you in times past at the New York Dental Parlors are still there and will endeavor to treat all with special courtesy and dispatch. Our prices are the lowest consistent with first-class work.

A FULL SET ONLY FIVE DOLLARS



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We make no charge for painless extraction when other work is ordered.

Patients who live out of the city can order a full set of teeth in the morning and have them complete to take home same evening—a perfect-fitting piece of work, backed up with our TEN-YEAR protective guarantee.

BRIDGE WORK OR TEETH WITHOUT PLATES

In our GOLD CROWNS and BRIDGE WORK, of which we are making a SPECIALTY, the most BEAUTIFUL, PAINLESS AND DURABLE of all dental work known to the profession, you will find an example of the HIGHEST ARTISTIC ATTAINMENT, the adaptability of which to the HYGIENIC conditions of the mouth is unquestioned.

Set of Teeth	\$5.00	Gold Crown	\$5.00
Gold Filling	1.00	Silver Filling	.50



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Every department of our complete establishment is in charge of eminent Dental Surgeons who are at the top notch in their profession.

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