PORT OF COLUMBIA STATUTE IS VALID

Circuit Judge Cleland Holds Act of Last Legislature Constitutional.

CASE IS DECIDED

Decision Means Much to Shippers of Portland and the Columbia River. Towage and Pilotage Service Is Now Under One Board.

Presiding Judge Cleland, in the Multnomah County Circuit Court, holds that the act creating the Port of Columbia is constitutional. This decision was rendered yesterday when Judge Cleland overruled the demurrer that had been filed by the members of the newly-created Port of Columbia Commission to the complaint of Sylvester Farrell in a suit to restrain the commission from issuing bonds in the sum of \$400.000 and entering on the discharge of its duties. An appeal to the Supreme Court will be taken immediately, and it is expected a final decision from the Appellate Court will be received within 60 days.

This decision means much to the shipping interests of Portland and the Columbia, and the members of the commission feel confident it will be sustained by the Supreme Court. The announcement of the initial victory for the Port of Columbia was received with rejoicing among Portland's shippers. The law creating the Port of Columbia was enacted at the last session of the Legislature. From the time the law was passed its yalldity has been assailed on constitutional grounds, its opponents contending that the Port of Columbia is a municipal-Presiding Judge Cleland, in the

has been assailed on constitutional grounds, its opponents contending that the Port of Columbia is a municipality that was created by the Legislature in violation of the amendment to the state's constitution adopted at the preceding general election, barring creation of municipalities. tion of municipalities by the Legisla-

To test this question, Sylvester Far-To test this question, Sylvester Far-rell, a member of the Board of Pilot Commissioners, which is retired by the creation of the new commission, brought suit. The members of the commission by their attorneys, Cham-berlain and Thomas, submitted a de-murrer to the complaint. In sustain-ing the demurrer Judge Cleland holds that the Port of Columbia is not a corporation, neither is it a municipality, but rather a quasi-corporation. He contends that the constitutional provision must be held to apply only to cities and towns and not to the class of legislation by which the Legis-lature created the Port of Columbia. In supporting the demurrer of the de-fendant commission, Judge Cleland

"The purpose of the act is to pro-mote the navigation of the river on which the prosperity of the state so much depends. Such an act as this, in the opinion of the court, is not within

the opinion of the court, is not within the class of special laws.

"This district, comprised of three counties, does not approximate the con-dition that exists in incorporating a city or town, but is created in an exercise by the state of its power to

validity of the Port of Co-Court in affirming the judgment of the lower court is of vital importance, not only to Portland and Multnomah County, but to the Counties of Clatsop and Columbia, which would share equally the benefits following the equally the benefits following the equally the proposed new plan for combining the towage and pilotage services between Astoria and the bar. At the present time the pilotage services between a commission con-At the present time the pilotage service is in charge of a commission consisting of three men, two of whom, it is provided, shall reside at Astoria. This gives to the city at the mouth of the Columbia the control of the pilotage of all vessels, which it would lose under the Port of Columbia law. The towage service is controlled by the O. R. & N. Company.

By combining both the towage and the pilotage services and placing the same under one board of commissioners, the law proposes to make both

ers, the law proposes to make both more efficient and reduce the charter rate on vessels in this port. Now that the differential in favor of Puget Sound which has been levied against foreign vessels loading at this port has been removed, the operation of the Port of Columbia law will materially benefit all other shipments in this re-

ASTORIA WILL STILL FIGHT

Clatsop County Judges Do Not Consider Decision Final.

ASTORIA, Or., June 22.—(Special.)— The decision of Judge Cleland on the Port of Columbia iaw will not check the fight by Clatsop County against the enforcement of the measure, judg-ing from remarks made today by por-sons who are directing the fight, When told of Judge Cleland's ruling this afternoon County Judge Trenchard, said:

"That will-make no difference with us. The County Court has taken this matter up in the interest of the tax-payers of the county, and in this we have the support of the people. We know the measure is unjust, and believe it is unconstitutional, and the Courts Court has instructed its at County Court has instructed its attorneys to take whatever steps are necessary to carry the contest up until the law has been defeated or its many weak points have been passed upon by the higher courts."
Judge F. J. Taylor, who is one of

the heaviest taxpayers in the county and is also one of the three attorneys employed by the County Court to test

the law, said:
"Just what steps we shall take I cannot say as I have not consulted with my associates since today's de-cision was rendered, but we shall concision was rendered, but we shall continue to fight, probably by intervening with briefs in the appeal of the Portland case, and perhaps by bringing an independent suit. That the law is unconstitutional, I thoroughly believe. It is not a question of what benefits to the state or any district may accrue from the operation of the law. The one question before the courts is the constitutionality of the law. If it is one question before the courts is the constitutionality of the law. If it is not constitutional no court has any right to consider the question of street, and Mrs. Foster lives at 1527 Peninsular street, and Mrs. Foster lives at 1537 Curtis avenue.

G. C. Fulton, another of the attor-eys employed by the County Court,



STRAWBERRIES GROWN IN THE CITY LIMITS OF PORTLAND

Here are pictured, exact size, a few strawberries from the garden of Francis Clarno, 358 Larrabee street. They are the recently developed "Oregon Berry," not so dark as the Magoon, larger and of most delicious flavor. Mr. Clarno offers them as evidence that the very finest strawberries may be, and actually are, raised in the heart of the City of Portland

which I do not believe it will, that will not settle the matter as, if neces-say, we shall begin a suit in the United States Court in the name of a property owner who is not a resident the district, and carry it to the United States Supreme Court for a decision."

WILL GO TO TILLAMOOK

Rev. D. H. Hare, of First Presbyterian Church, Receives Call.

It is probable that Rev. David H. Hare, who resigned as assistant pastor of the First Presbyterian Church, to take effect July 1, will accept a call to the pulpit of the Tillamook Presbyterian Church. This



Rev. D. H. Hare,

work he will probably take up about July

He was an efficient worker with the Portland church, but felt that in a church of his own he would have an opportunity to do better for himself.

FAMILY SUES FOR ESTATE

Widow of Joseph Skelton Disputes Property With Stepdaughter. .

Mrs. Effie A, Skelton, widow of Joseph Skelton, who died from injuries sustained in a runaway June 13, will contest with Mrs. Herbert W. Foster, her husband's daughter by his first wife, for possession of Skelton's estate, estimated by the widow to be valued at \$35,056. That a contest will be waged is evidenced by a petition which was filed by the by a petition which was filed by the widow yesterday asking for letters of administration. The daughter petitioned the County Court for the same authority

the County Court for the same authority a few days ago.

Mrs. Skelton is 38 years old and Mrs. Foster is 34. Skelton was more than 60 years old, and married the petitioner December 6, 1892.

The estate to which both women say

The estate to which both women say they are entitled to letters of administration consists mainly of real estate which the widow estimates to be worth \$32,000 and the daughter \$34,000. The daughter asserts the property nets an annual income of \$1220, and the widow makes no mention of an income. In her petition the daughter states her father's personal property amounts to \$2120, and the widow avers it is valued at more than \$3000, of which \$2516 is represented by cash in a local bank,

Closing Attraction at the Heilig.

"The Cicland decision will have no effect on the fight to be made here. If Multnomah County appeals to the State Supreme Court, we shall intervene with briefs setting out our contentions. If that case is not appealed we shall begin an independent suit. Even should the State Supreme Court uphold Judge Cicland's ruling, that will be the clossing attraction of the season at the Heilig.

SECRETARY OF COMMERCIAL CLUB ISSUES BULLETIN.

Comments on Remarkable Growth of Suburban Manufacturing Town in Past Five Years

GEORGE J. Perkins, accretary of the St. Johns Commercial Club, has pre-pared a report on the outlook of that

St. Johns Commercial Club, has prepared a report on the outlook of that town. He begins with a reference to its natural advantages, Among other things he says:

"As late as three years ago the population of St. Johns did not exceed \$600, its assessed valuation was about \$200,000, and its factories and other industries commanded only meager recognition. At the present time it has a population of not less than 4000 people, its payrolls aggregate at least \$65,000 a month and its assessed valuation is nearly \$2,500,000.

"Tts principal industries are two sawmills, one weolen mill, two machine shops, two shipbuilding plants, the Marine Iron Works, the Port of Portland Drydecks and a clgar factory. Many other large concerns, such as the Weyerhauser Timber Company, swift & Co., and the West Coast Lumber Company, have secured sites in St. Johns and its immediate vicinity during the last two years and have expressed their intention of building large plants as soon as the railroads now under construction are completed. "The following is a list of the new industries for which sites have been prepared and construction commenced during the last three months: Asbestos plant, collapsible box factory, planing mill, sheet metal and blow pipe factory, turpentine plant.

"The new six-team ferryboat of the St. Johns Transportation Company)

prepared and construction commenced during the last three months: Asbestos plant, collapsible box factory, planing mill, sheet metal and blow pipe fac-tory, turpentine plant. "The new six-team ferryboat of the St. Johns Transportation Company will begin running before the end of the week, thereby rendering the city conveniently accessible from the farm-ing country west of the Willamette Biver.

The political, educational and re-ligious development of the city is commensurate with its industrial development, and it is the opinion of the weiopment, and it is the opinion of the most conservative citizens that the advancement during the next two years will be greater than during the two just ended, due to the fact that both the Portland & Seattle and the O. R. & N. Rallroads will soon be completed

through the city.

"The St. Johns Commercial Club has recently engaged and furnished three large rooms in one of the new buildings and is in a healthy and prosperous condition, having about 98 mem-

Portland Preacher Is Chased by She Bear

Experience Near Mount Adams, Captures Two Cubs Seen in Flesta Parade.

The two bear cubs which attracted so much attention in the rose parade Fri-day were captured by Rev. S. C. Lapham, pastor of the Second Baptist Church, at Mount Adams last week, after a most Mount Adams last week, after a most exciting experience with the mother of the cubs. Mr. Lapham and a compainion were on the lava beds, about 10 miles from Mount Adams, when they sighted three bear cubs. Mr. Lapham went nearer to investigate, when he saw in the brush a monster bear, the mother of the youngsters. He was but a short distance away when the old bear came of the youngsters. He was but a short distance away when the old bear came out of the brush, looking for trouble.

She reared up on her haunches and opened her jaws. Mr. Lapham admits that he thought he was gazing into some yawning chasm. Bear and man gazed at each other for a moment, when there followed the finest sprinting match seen for many a day between the bear and the minister. Mr. Lapham jumped over fallon logs, plunged through the brush and leaped crevasses, the bear in close pursuit, trying to get in a blow from the rear.

After chasing Mr. Lapham for a quarter

of a mile, the mother bear suddenly re-membered that she had left her cubs. Besides, Mr. Lapham's companion was ap proaching. She stopped and returned to her bables. This was well for Mr. Lapher bables. This was well for Mr. Lapham, who was nearly exhausted and could have gone but a short distance further. Neither he nor his companion had a gun and they were four miles from camp. They took a position from which they could see the bear and the three cubs. The cubs climbed a tree, and the mother bear, thinking they were safe from harm, disappeared in the timber.

Mr. Lapham and his companion then started a fire at the foot of the tree. started a fire at the foot of the tree, where they remained all night. In the morning they cut the tree down and cap-tured two little bears, the third being killed when the tree fell.

the personal property and her dower Of the estimated value of \$220,000, in the estate, \$155,000 is set as personal property and \$35,000 as real estate.

WOMAN MUST STOP PRACTICE Judge Warns Mrs. Fred Everett

From "Tongues of Fire." When County Judge Webster told Mrs.

Fred Everett yesterday to return to her husband and attend the meetings of the "tongues of fire" sect no longer, or go to the Insane Asylum, she took the for-

mer course.

"Would you interfere with the commands of the Lord?" asked an ardent woman believer of His Honor as Everett led his wife from the courtroom and started for his home at the foot of Curry street in South Portland, where he burns charcoal for a living.

"In this case it is a question of obey the court or go to the asylum," returned the judge. Mrs. Everett chose to obey the court and her husband joyfully acquiesced.

esced.

In her cell at the County Jall, where she was held pending the order of the court, Mrs. Everett procisimed loudly that she had the gift of many tongues and that but a short time ago "the spirit of the Lord burned the devil out of her." Her hushand told the court later that his wife had become frenzied over the teachings of the "tongues of fire," preached to believers by John Glasgow, a negro, who has gathered many followers to him, who aver he is a saint of God. His wife, said Everett, neglected to cook dinner for him aver he is a saint of God. His wire, said Everett, neglected to cook dinner for him and forgot to come home nights. The warrant for the woman was sworn to by C. G. Brisco, Everett's employer, near whose home at East Twedfth and Divi-sion streets, the "tongues" hold forth. A full dozen of her strange co-religion-lists, men and women, black and white, visited Mrs. Everett at the Jail and asked leave to-hold their services in the corridors. It was refused them. Then

asked leave to hold their services in the corridors. It was refused them. Then one, Mrs. Francesca C. R. Grolhpen, told the jaller to lock them all up. "We all have the Pentacost," said she, "and we are all alike."

The rites of the "tongues of flame" are said to resemble those of the Holy Roller sect, led by the notorious Creffield. Those following it often become affected with a religious mania which seems to put them on the verge of insanity.

3 Days' Sale of Buffets

Monday, Tuesday, Wednesday

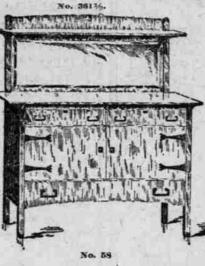
The richest, rarest bargain-giving we have yet presented. Beautiful Buffets going at such remarkably low prices that the buyer will be bewildered, surprised, astonished. "Seeing is believing," so do not take our word for it, but come and see. Here are values not to be obtained at any other



These Extremely Low Prices for Three Days

\$70 Buffets, now only\$49.00 \$60 Buffets, now only\$38.00 \$48 Buffets, now only\$30.00 \$35.00 Buffets, now only\$26.50

We cannot illustrate all of these beautiful little Buffets-in fact, only three are shown here. If you are in the market for one of these handy little dining-room accessories, you should not pass this sale by. We assure you that you'll be amply rewarded for inspecting the many styles numbered in this great sale. You have, perhaps, learned to know what a Gevurtz sale means. If so, you will need no urging to be on hand during the three days named.



Opportune **Buffet Bargains**

No. 3611/2. - Golden oak, hand polished, like cut; French bevel mirror. Regular price \$48. Now \$30.00

No. 58. - Weathered oak, like cut; large French plate bevel mirror; regular \$50; now\$38.00

No. 351 .- Golden oak, hand polished, French plate glass, ike cut, regular \$46.50; now\$35.00



No. 109 .- Early English finish, solid oak, beautiful polish, large No. 133.—Golden oak, beautiful polish, French plate, regular \$65.00; now\$49.00 No. 345.—Golden oak, a very handsome piece, with French plate glass doors, etc.; regular \$70.00;

now\$49.00 No. 303.—Golden oak, beautiful hand polish, bevel French mirror, regular \$40.00; now. .\$30.00 No. 301.—Golden oak, hand rubbed, bevel plate mirror, regular \$32.00; now\$26.50

No. 179 .- Golden oak, very handsome little Buffet, with French plate mirror, regular \$35.00;

YOU CAN HAVE EASY TERMS IF SO DESIRED



New Go-Carts Just Received

On Thursday we unloaded a carload of Go-Carts -newest styles-direct from the factory. Many very beautiful designs. All the latest models, and we sell them at the lowest possible prices, on the easiest possible terms.

GET THE NEW BABY A NEW CART.

Give it an airing these fiue mornings. A very little money will secure one of these, say

\$1.00 DOWN-50¢ A WEEK.



Gas Ranges That Fight the Gas Trust They have patent burners, so constructed that they burn ONE-FOURTH less gas than the ranges sold by the GAS COMPANY.

Method" Gas Range. Prices are lower than Gas Company's ranges, and we sell them on easy payments.

They are the kind of range you'll want. Investigate this "New

FOUR-BURNER RANGES \$16-\$1 DOWN, \$1 A WEEK.

Plate Racks at \$3.50



These are just like the cut, and are solid oak, golden and

weathered finish. Size, 3 ft. long by 20 in. high.

They are a new arrival, and will be placed on sale this week at\$3.50 To introduce our large crockery and tinware department, in the new basement, we place on sale tomorrow (Monday)

MONDAY

SPECIAL

a large nickel Coffee Pot. nickel -placed, and having double copper bottom 45c COFFEE

POT 15e





\$2.50 Comforters at \$1.15 On Wednesday we place on special sale a lot of fine comforters-Fall stock prematurely arrived-\$2.50 values for the low price of \$1.15. Fine opportunity to stock up on bed coverings at a

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