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FOR Women **BEEHIVE** Outfitters
MILLINERY

Sale of Pattern Hats

All \$12 Patterns for
one week at **\$6**

These hats were the choice hats of the season.

**QUESTION SETTLED FULL TEXT OF THE
FINALLY DECISION**

JUDGE McBRIDE QUASHES THE WRIT OF PEREMPTORY MANDAMUS AND SUSTAINS THE LAST RECENT ACT OF THE COUNTY COURT IN THE LOCAL OPTION MATTERS.

JUDGE THOMAS A. McBRIDE'S DECISION IN MANDAMUS PROCEEDINGS REGARDING WITHDRAWAL OF SIGNATURES.

The following despatch reached the office of the Morning Astorian at 3 o'clock yesterday afternoon, from C. J. Curtis, of the attorneys representing the County Court of Clatsop County in the pleadings yesterday before Hon. Thomas A. McBride, in the matter of the local option issues pending on the score of the recent writ of mandamus put out by that jurist:

"Houlton, Or., May 13, 1908.
"Astorian,
"Astoria, Oregon:
"Judge McBride has quashed the writ of mandamus. The action of the County Court is sustained. The County Court's act was a judicial one, and not subject to mandamus. There will be no election in precincts numbers two and three."
"(Signed), C. J. CURTIS."

This puts an end to the legal controversy and narrows the local option contest in this city to the efforts now on foot to re-open precincts numbers one, six and seven; and these matters must be left to the action wishes of the voting population of those wards at the polls on the first of June next.

The full text of Judge Thomas A. McBride's decision on the local option contest is given below and it clearly states the reasons for it, and why the writs of mandamus were quashed.

"Now at this time, this cause coming on to be heard on a motion to quash the writs of mandamus heretofore issued in the above-entitled action and P. J. Brix against defendants and the defendants appearing by C. H. Abercrombie and C. J. Curtis its attorneys and after hearing arguments of counsel, the court being fully advised in the premises, finds that the petition as passed upon by the defendants, did not contain sufficient signatures to present the question of prohibition to the electors at the June election, and that six signers of said petition in precincts 2 and 3 of Astoria had withdrawn their names in writing prior to the determination of said matter and that said signers had a right to withdraw their names upon sufficient cause shown to the defendants. It is therefore ordered, adjudged and decreed that said writs of mandamus heretofore issued in precincts 2 and 3 of the City of Astoria be and the same are hereby quashed.

Said order is made to both precincts."
THOMAS A. McBRIDE,
—Judge.

SECRETARY METCALF.

Will Spend Vacation in California About July 1.

SAN FRANCISCO May 13.—Secretary of the Navy Victor H. Metcalf will leave for Washington this morning. "I am compelled to return to Washington at once," said the secretary last night, "but I shall return about the first of July for my summer vacation which I will spend in California."

DYNAMITE STREETCAR.

PENSACOLA, Fla., May 12.—Police and private detectives made every effort last night and today to locate the persons guilty of the dynamiting of a streetcar operated by strikebreakers last night. No arrests have been made. The attempt to assassinate the motorman and conductor aroused considerable feeling. Neither motorman nor conductor was seriously hurt.

Plan for Summer Comfort



Don't add the heat of a kitchen fire to the sufficient discomfort of hot weather. Use a New Perfection Wick Blue Flame Oil Cook-Stove and cook in comfort.

With a "New Perfection" Oil Stove the preparation of daily meals, or the big weekly "baking," is done without raising the temperature perceptibly above that of any other room in the house.

If you once have experience with the

NEW PERFECTION Wick Blue Flame Oil Cook-Stove

you will be amazed at the restful way in which it enables you to do work that has heretofore overheated the kitchen and yourself.

The "New Perfection" Stove is ideal for summer use. Made in three sizes and all warranted. If not at your dealer's, write our nearest agency.

The **Rayo Lamp** gives perfect combustion whether high or low—is therefore free from disagreeable odor and cannot smoke. Safe, convenient, ornamental—the ideal light. If not at your dealer's, write our nearest agency.

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CASTORIA

The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of and has been made under his personal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but Experiments that trifle with and endanger the health of Infants and Children—Experience against Experiment.

Chas. H. Fletcher

What is CASTORIA

Castoria is a harmless substitute for Castor Oil, Paregoric, Drops and Soothing Syrups. It is Pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. It cures Diarrhoea and Wind Colic. It relieves Teething Troubles, cures Constipation and Flatulency. It assimilates the Food, regulates the Stomach and Bowels, giving healthy and natural sleep. The Children's Panacea—The Mother's Friend.

GENUINE CASTORIA ALWAYS Bears the Signature of

Chas. H. Fletcher

The Kind You Have Always Bought In Use For Over 30 Years.

THE CENTAUR COMPANY, 77 MURRAY STREET, NEW YORK CITY.

PECULIAR ACCIDENT.

Professional Weight Lifter Crushed by Mass of Iron Is Dying.

NEW YORK, May 13.—Crushed by a mass of iron weights which he was attempting to lift, Warren Lincoln Travis, a professional weight lifter, is dying in a hospital. Travis was practising in a Brooklyn gymnasium for an exhibition which he intended giving at a park this summer, when the accident happened. He intended to lift 20 men on a platform on his shoulders. Yesterday he arranged a platform resting on two horses and placed on the platform dumbbells, three weights aggregating about 3000 pounds in all. Twice he lifted the platform on his shoulders successfully but the third time one of the horses broke and the shifting of the weights that followed knocked over the other horse, which struck Travis, felling him. The entire mass of weights crushed him to the floor. Unable to free himself, Travis shouted for help, and the janitor of the gymnasium summoned assistance from the street. Several men quickly removed the weights, but Travis, when removed to a hospital, was found to be suffering from internal injuries, with a dislocated hip and scores of cuts and bruises. The surgeons say he will probably die.

AWARDED \$6000 DAMAGES.

Patent Medicine Concern Published a Bogus Testimonial With Young Saleswoman's Picture.

NEW YORK, May 13.—Because a patent medicine concern published her pictures and a testimonial which she said she did not give, Miss Frances Wynne, a saleswoman in a department store, has recovered \$6000 damages. Miss Wynne stated in her suit that while she was engaged in a prominent store a fellow worker told that he knew of a place where they could get their pictures taken without payment simply by allowing the photographer to display copies in his show window. Miss Wynne with her friend took advantage of the offer. Later she was astounded to see her picture in a newspaper advertisement of a patent medicine with a testimonial as to the good effects of the medicine, signed "Miss Elizabeth Wynne." Miss Wynne stated that the publication of the advertisement made her life unbearable. Her friends and fellow employees made fun of her and she was finally compelled to resign her position. An agent for the medicine company testified that the testimonial was signed with Miss Wynne's consent and that she consented to the publication of the picture. This Miss Wynne denied and the jury found in her favor.

MRS. HOWARD GOULD.

Bequeathed One Dollar by the Will of Her Father Who Died Last Week

CHICAGO, May 13.—A dispatch to the Record-Herald from Pittsfield, Ill., says: Mrs. Howard Gould, wife of the multi-millionaire New Yorker, and her sister, Mrs. Sun Yue, wife of a San Francisco Chinaman, were bequeathed one dollar each by the will of their father, Solomon Perry Clemens, filed here yesterday. His estate, which is valued at \$6000, is left to his widow during her lifetime, with the exception of the two dollars mentioned. Mr. Clemens, 70 years of age, was adjudged insane by a commission in the Pike county court, March 6 last, and sent to the asylum at Jacksonville, Ill. The commitment was for the remainder of his life and he died there May 8. He was totally blind and in a most serious physical condition. So far as known no word ever came to the desolate man from either of his daughters, although they were apprised of his commitment to the asylum. On behalf of the girls it has been said that their father was not always kind to them and that they were practically forced to go out and combat the world for means to live.

ACTORS' FUND DEFICIT.

William H. Crane Offered a Resolution, That Was Adopted.

NEW YORK, May 13.—The twenty-seventh annual meeting of the Actors' fund of America was held yesterday. Less than fifty of the 1800 members were present. Daniel Frohman, the president, said that in the 27 years of the fund's existence it had disbursed more than a million dollars to the needy, but that the last year had shown a deficit of \$27,000. Wm. H. Crane said that it is hard to find them when they are prosperous. Thereupon the speaker offered a resolution to ask all the managers in America to insert a clause in the contracts to deduct from the fourth week the annual \$2 dues for the fund. The resolution was unanimously carried. The following officers were elected for the ensuing year: Daniel Frohman, president; J. R. Grismer, vice-president; Tony Pastor, second vice-president; Henry B. Harris, treasurer; Frank McKee, secretary; Al Hayden, F. A. Mackey, Wm. H. Crane, Heinrich Conreid, Jos. Brooks, Thos. McGrath and Frank Burbeck, trustees.

CHARGED WITH FORGERY.

LOS ANGELES, Cal., May 13.—Charged with forgery on two counts, Dr. F. C. S. Saunders, promoter of a sanitarium at Sierra Madra was arrested here yesterday and lodged in jail. He will be arraigned tomorrow.

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We sell quality groceries at popular prices and guarantee everything we sell

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THE JEWEL

With Moving Pictures and Illustrated Songs

IS NOW OPEN

Performances at The Bijou Dream has been discontinued

Cor. 11th & Commercial
OPPOSITE STAR THEATRE

FREIGHT RATE.

Entire Campaign Against Increase May Hinge on Case Now Before a Federal Court.

CHICAGO, May 13.—Upon the decision of Judge Kohlsaat of the federal court in the case of the Beatrice and Blue Valley Creamery Companies against the Pere Marquette, Grand Trunk and Michigan Central Railroads may hinge the entire campaign against the general advance in freight rates. Buried in a comparatively unimportant injunction suit in which the final arguments were heard yesterday is the whole issue which will serve as a precedent in the coming great contest.

Judge Kohlsaat's decision will determine whether a federal court has power to enjoin the railroads from advancing rates pending a hearing before the Interstate Commission which alone is granted power to determine questions of unreasonableness and discrimination, or whether it can sit only as a court of review after the opinion of the commission has been given. The case in which Judge Kohlsaat's decision will decide this question is the application of the Beatrice and Blue Valley Creamery Companies of Nebraska for a preliminary injunction to restrain the Michigan Central, Grand Trunk and Pere Marquette from advancing their freight rates on cream pending a hearing before the Interstate Commerce Commission as to the reasonableness of the advance.

ITINERARY ARRANGED.

SAN FRANCISCO, May 13.—Rear Admiral Charles S. Sperry will not succeed Rear Admiral Thomas as commander-in-chief of the Atlantic fleet until May 15 but he already has arranged the itinerary of the big squadron for the first leg of its voyage after its departure from San Francisco. The mayors of the numerous California, Oregon and Washington towns which the big white and buff vessels will call on or pass by have been informed of the exact time of their arrival by the naval authorities. This cruise will end at Puget Sound.

May 20 will witness the arrival of the ships at the Columbia River lightship. At 3 a. m. on the 21st the big ships will arrive at the entrance of the Straits of Fuca.

COFFEE

Why Schilling's Best? Because it is best and your money is yours if you think you don't find it so.

Your grocer returns your money if you don't like it; we pay him

NEW TO-DAY

The Palace Restaurant

The ever-increasing popularity of the Palace Restaurant is evidence of the good management, and the service, at this popular dining room. For a long time the reputation of the house has been of the best and it does not wane as time progresses. The system used, that of furnishing the finest the market affords, and all can be obtained, in season, is a plan that will always win, coupled as it is with the best of cooking and prompt service. A common saying nowadays is "Get the Palace habit."

The very best board to be obtained in the city is at "The Occident Hotel." Rates very reasonable.

The Commercial.

One of the coziest and most popular resorts in the city is the Commercial. A new billiard room, a pleasant sitting room and handsome fixtures all go to make an agreeable meeting place for gentlemen, there to discuss the topics of the day, play a game of billiards and enjoy the fine refreshments served there. The best of goods are only handled, and this fact being so well known, a large business is done at the Commercial, on Commercial street, near Eleventh.

The Clean Man.

The man who delights in personal cleanliness, and enjoys his shave, shampoo, haircut, and bath, in Astoria, always goes to the Occident barber shop for these things—and gets them at their best.

GOOD WOOD.

If you want a good load of fir wood or box wood ring up KELLY the WOOD DEALER, The man who keeps the PRICES DOWN. Phone Main 2191—Barn, Cor. 12th and Duane.

New Grocery Store.

Try our own mixture of coffee—the J. P. B. Fresh fruit and vegetables. Badollet & Co., grocers. Phone Main 1281.

Just received a new line of umbrella covers. See C. H. Orkowitz, 137 Tenth street.

LADY MANICURIST ENGAGED.

"The Modern," A. E. Petersen's beautiful tonorial establishment, has been further modernized by the permanent engagement of a highly trained young lady manicurist, who will also serve the house as cashier.

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