DELIVERS WARM DENUNCIATION

District Attorney Chamberlain Scores the Port of Portland Commission in no Measured Terms.

Charges Collusion with Wakefield and the Deliberate Defrauding of the Laboring Men of the City.

"I maintain that the Port of Portland had no right under the law to let the contract to build the drydock at any point outside the limits of this

"I believe there was connivance in the letting of that contract and that the taxpayers have been ruthlessly injured. Let me not be misunderstood. I reiterate that the law has been evaded and 9,000 workingmen of the City of Portlan dpushed aside by this Port of Portland Commission and its unusual executive sessions that seek to cover up that which every one should

These statements District Attorney Chamberiain made with emphasis at the opening argument of the celebrated case before Judge George and Judge Frazier

The law in this particular case plain and not capable of miscoustructhe letting of the contract, practically in executive as it was done, defeated the ons of business principles and evaded

The following is an excerpt of the law to which the District Attorney referred; "In its discretion, the Port of Portland site for and to erect, hold, own and oper a drydock at or in the boundaries of

the corporation.' Leaving the subject of law, the attorney for the plaintiffs recounted a brief history of the case, stating that on July 25, 1902, the Fort of Portland received bids for the construction of a drydock, and the contract was let to Robert Waketield in the sum of \$165,000, he being the lewest bidder. On the following day, 20, the board again met and went executive session, and at this meet-Wakefield cut his bid down to \$162,-000. The fact was brought out that Wakefield was given the information that could build the dock outside the limits of the corporation, at a place existed no union labor, and for this reason he was able to make a bid ower than his competitors, who believed that the money to be paid for the struc-ture would have to be expended in Port-

HE TALKED EARNESTLY. Mr. Chamberlain talked earnestly and

to the point. He said that the contract had been granted without the law, in the arst pince, and that was not all, but to a man who was an avowed enemy to abor organizations, 'One hundred and staty-ten thornand dallacs is an amo that should be divided among the artisans of this city, and not by the evasion of clear law be spent at a place where cent of the amount was con-

At this point of the argument Judge Frazier asked if it were the opinion of the attorney that every part of the machinery should be purchased or made in

I not only believe that every portion of the structure that can be secured here but I am sure that it is the duty, legal duty, of the Port of Portland to spend every cent of that money right here in Portland, provided the apparatus secured here, and I believe that

A QUESTION OF POWER.

ORIENTAL LINERS

NEWS OF THE

Frazier, "and do I understand you for say that the Port of Portland cannot go outside of the limits of this port to secure the construction of what may be deemed necessary? Mr. Chamberlain,"

continued Judge Frazier, "should a stat-ue be desired for this port, and the execution of the work be done in Italy, what would you say?"
The District Attorney thought that the question was not hypothetical, and told the judge so. He said the question was of law pure and simple; that he held that the Port of Portland could not under any conditions build a dry dock outside the limits of the Port. When a marble

Judge Fragier asked several questions as to the meaning of the "confines" of the

statue came in order it might be another

"How far does the Port of Portland extend?" asked the judge.
"I believe to the boundaries of Multnomah County," replied the attorney.

"Down the Columbia River?"
"Yes;" replied Mr. Chamberlain. the Oregon side, so far as the county

"You believe then, Mr. Chamberlain," said Judge George, "that the dock could be constructed on the Columbia, if done on the Oregon side."
"Yes, I think it could be," was the re-

NOT A FAIR QUESTION. "Now about that contract," said Judge George. Why had not the board the right to let it to Mr. Wakefield? Wit ask you another question, Were you to build a house and had received many bids, you would take the lowest, of course. Do you think you would then advise all the other chance and try and get down as low as the man you accepted?".....

"It's not a fair question, your Honor is could build the dock outside the limits of the Port, and on that assurance, he made the bid at the figures accepted. The other contractors should have had the

MAKE NO MISTAKE.

At this time Mr. Chamberlain warmed up and in language not to be mistaken, he said: "I believe there was connivance "I believe there was connivance n the letting of that contract, and that the taxpayers have been ruthlessly injured. Let me not be misunderstood. I reiterate that the law has been evaded and 9,000 workingmen of the city of Portpushed aside by this Port of Portland Commission and its unusual execusessions that seek to cover up that which every one should know.

A QUESTION OF POWER.

After a few minutes further argument the a question of power," said Judge the court adjourned for the noon recess.

RIVER STAGES

Indrapura Sailed From Hong Kong Forecast Official Beals Makes a for Portland This Morning.

The Oriental liner Indrapusa sailed from Hong Kong this morning at 2:30 e'clock for Portland and way points. She is bringing the usual heavy consignment of Chinese and Japanese goods, and is expected to arrive here by January 1.

The Indrasomha reached Yokohoma on November 30, after an unusually long and very rough passage. She sailed from Astoria on November 4, and was therefore 26 days en route. It usually requires but 17 days to make the run.

The Indravelli, now loading here, is deprobably reach 18.5 feet by Saturday. pected to sail tomorrow.

KELLY ON TRIAL.

NEW YORK, Dec. 4 .- Thomas Kelly, alias Tobin, was put on trial this morning for murdering Captain Graft. His attorney tried to have an insanity commission examine the prisoner, but the court refused, and ordered a jury drawn.

MRS. BOTKIN DIVORCED.

SAN PRANCISCO, Dec. 4 .- William A. Botkin has been given a divorce from Cordelia Botkin, the convicted poisoner of Mrs. John P. Dunning, on grounds of desertion before the poisoning occurred.

IN OREGON

Comparative Statement.

Forecast Official Beals gave out to The Journal the following report of the fiver stages this morning at points stated and comparative statement for the past three

The rainfall over the Willamette Valley averaged 2 inches in the last six hours and the river will probably reach 15 feet at Portland by Sunday afternoon. It will

UNITED STATES COURTS.

In the habeas corpus proceedings of Tai Jung and Lee Gim, before the United States District Court, the petitioners were discharged by Judge Bellinger.

Hearing on petition to discharge in bankruptcy J. A. Wilson was continued until Monday, December 8.

The case of Villard vs. Chadwick was tet for trial Tuesday, February 3, 1903.

The marshal's sale of the effects of Carl Reine, a deceased seaman, was approved by the courts this morning.

The case of J. R. Sheridan vs. Postal Telegraph & Cable Company, was dismissed by the court this morning. A petition in bankruptcy was filed this morning by James O. Smith of Inde-

pendence, Polk County.

Toys! Toys! Toys!

Our rush holiday wholesale trade on Toys is now nearly over, and we are closing out our large remaining stock at greatly reduced prices. Every description of dolls, games, iron and mechanical trains, children's books, rocking-horse, doll buggies, Chinese and Japanese curios, matting, etc. Ladies' embroidered wrappers, jackets, gent's smoking jackets, etc.

ANDREW KAN & CO.

COR. FOURTH AND MORRISON.

MEETS MONDAY

The U. S. Senate Has Adjourned

WASHINGTON, Dec. 4.-When the Senate assembled today it was agreed that when adjournment was taken it would be until Monday. Beveridge sent a lengthy telegram to the desk from nonpartisan convention held in Oklahoma and Indian Territories and opposing the

preparation of exhaustive statistical mat-ter pertaining to the trust laws. Proctor reported favorably from the military affairs committee the House bill to promote the efficiency of the militia. The Senate then adjourned.

WASHINGTON, Dec. 4.-The House committee on appropriations today fin-ished work on the invalid and pensions tically the same as for the fiscal year

ALASKA'S NEEDS.

WASHINGTON, Dec. 4.- Regarding the needs of Alaska and what should be done in her behalf by the present session of Congress, Governor Brady makes the fol-lowing recommendations: "An overhanling of the public land

laws; an appropriation to provide for an Alaskan exhibit at the St. Louis Exposition; amendments to the liquor ficense law; enactment of a dor claim law to run for five years; a delegate to look after the interests of the district in Washington; a commissioner of fisherfes, with vessel, helpers, etc.; a commissloner of mines similar to the minister of mines in British Columbia; a commission to examine into the condition of natives of Alaska and to report to Congress with recommendations; encourage to those who are undertaking to furnish means of transportation; Alaska shall be made a lighthouse district and be furnished with a tender to do

Mr. Ivey, who is here in the interests of Alaska, will press this matter and it is understood he has the firm support of President Roosevelt.

TO PAY COMMISSION. WASHINGTON, Dec. 4.—Yesterday afternoon the House, without opposition, passed a bill appropriating the sum of \$50,000 to pay the expense of the coal

FOR GOLD. WASHINGTON, Dec. 4.—Senutor Lodge has introduced a bill for the much-needed regulation of currency in the Philippine

"PHANTOM" JACK IN A VERY TIGHT BOX

(Continued from First Page.)

of Information was inaugurated by this board, which is now in a fair way of completion. The committee in charge having about \$10,000 now raised for this

The formation of Boards of Trade and other organizations throughout the state and the sending of names of parties writing for information to these various bodies, has assisted very materially in increased activity of business

throughout the state. The representation of Oregon at the Japan National Exposition was called to the attention of the board March 13, and committee. Fifty thousand leaflets were purchased from the Oregonian Publishing Company and distributed through the East, and at the Charleston fair; also 5,000 books entitled "Oregon Resources," were published and distributed by the board.

A steamship company was organized to carry on traffic between Portland and Alaska, but owing to lack of support by merchants has so far not accomplished the good work it was intended to carry out. When the rush is on this coming spring it is hoped the merchants will assist in securing a part of this business. ORIENTAL TRADE.

A protest to the government officials in regard to not receiving bids for lumber, for Portland delivery has resulted in Portfund's receiving a share of this business to the Philippines.

Trade in the Orient has been a subject of much discussion, and correspondence with the United States Consul at Singa pore and speeches made by the Hon, H. B. Miller. Consul to China, have given considerable information to the manufacturers and jobbers of Portland which will prove of much value in the future. The secretary having been requested to forward samples of manufactured articles made in Oregon to both China and Singapore upon receipt of same, price lists and catalogues from different factories in Portland have been sent to Singapore and South Africa.

Mrn. G. H. McKinney, manager of the Harriman Advertising Bureau, addressed a large gathering of Portland citizens and officials in July on the subject of immigration, and a committee from the board assisted in raising a fund of \$2,671 for the purpose of publishing a booklet descriptive of Oregon and its resources. One hundred and lifty thousand of these books were published, 100,000 of them having been forwarded to Mr. McKinney at Chicago for general distribution, board retaining 25,000 copies for the use

of its members. OSAKA EXPOSITION. Regarding the exhibit of Oregon at Japan next year the board ordered that be referred entirely to the Lewis and

Clark Fair board. At the request of members of the board. the rooms at the Union Depot were offered by the terminal company free of charge for the maintenance of a permaent exhibit and bureau of information

for the benefit of the state. By request of the board, Mr. George H. Maxwell addressed the citizens of Port-Mr. F. H. Newill, chief hydrographer of the reclamation service, met a (ew members of the board, giving them general information regarding the new irrigation the report concludes with a resolution tendering a vote of thanks to the press of the city, and recommendations for carrying on work in 1903.

TO LAY CABLE.

SAN FRANCISCO, Dec. 4.—The cable ship Silvertown arrived this morning from London, and will commence laying

RATHBONE PLEADS.

WASHINGTON, Dec. 4 .- Major Rathbone has arrived here and will push his claims for vindication. He will appeal to senate for an investigation. Hann

IS SUSTAINED

Many Persons Seek to Operate Slot Devices--- Close Line Drawn.

Council Is Unanimous in Its Vote.

Mr. Sharkey Asks Pardon for His Belligerent Attitude While in Battle.

There was not a dissenting vote at the Common Council meeting yesterday afternoon when the vetoed East Side oil ordinance came up for consideration. Eleven councilmen sustained the mayor in his views regarding the impracticabil-ity of creating what nearly every busi-ness man, property holder and manufac-turer across the river stigmatized as a nuisance, that is, a fuel oil district.

When the muditor had finished reading the velo message with call was ordered

the veto message a roll call was ordered and every councilman voted with the mayor's veto without a question. So soon as the result had been recorded Council-man Sharkey asked permission to address the members of the Council, and this is what he said: EXPLAINS HIMSELF.

"I am on record for fighting against the creation of the oil district, the ordinance for which has been justly killed today. However, let it be understood that if in my earnest efforts to defeat the measure I was at times vituperative, wish my col-leagues to believe me when I say that not the incipiency of an ill feeling ever entered my mind against any one of them. for the stand they may have taken. I was against the measure because my constituents, one and all, were adverse to such a proposition, and justly, too, I believed. On my part, nevertheless, it was a good-natured battle and I wish you all to think so.
"I do not believe," concluded Mr. Sharkey, "that millions could touch the

little finger of this Council."

So ended the East Side fuel oil district, which came so near being a perpetual menace, and because of the fear of it, strenuous efforts were put forth to bring about the result which happened yesterday afternoon.

PENSION EMPLOYES

The O. R. & N. Extends Helping Hand to Its Men.

SALT LAKE, Dec. 4.—Notice was posted at Oregon Short Line headquar-ters, algued by General Makeser Bencroft, today, announcing that on Januar a pension system would be established The same system goes into effect on the Union Pacific, Southern Pacific and Oregon Railroad and Navigation Company.

EFFECTS HERE. ouncement that the O. R. & N. Company will also institute a pension sys-tem, as recently given out, is but the outcome of a conference of leading offi-cials of the leading Harriman lines. As yet nothing official has been said by any O. R. & N. official, while the announcement may be considered semi-official. It is understood that the intention of the pension system is to retire persons in the employ of the various companies after they have been in their employ for a number of years, and not under any circumstances allow any one at the age

vork for them.* 2 This will involve an annual expenditure of several hundreds of thousands of dollars, and has met with the approval of leading officials.

IS HE CRAZY?

William Henderson, a Criminal, Seems to Be Very Violent.

(Journal Special Bervice.) SAN FRANCISCO, Dec. 4.-Is William

Henderson insane? That question is foremost in the mind of the police department of this city. Late yesterday the prisoner, arrested for complicity in the murder of Policeman Robinson eight months ago, developed signs of violent insanity and had to be placed in a straight jacket and taken to the emergency hospital. The examining physicians have not yet reported.

Many believe the terrible strain upor

the mind of the prisoner has caused him to lose his mental balance. His true name is Jack Frazer and he is the sun of a well known merchant of Montreal. He went into court and gave evidence that led to the conviction of Woods, who fired the fatal shot. The murder was a most brutal one

The man who turned state's evidence has never been released and some think that

TWO MORE DEAD

(Journal Special, Service.) SAN FRANCISCO, Dec. 4-It has de veloped that John Barry and John Me-Ginley, the first a riveter and the second a driller, are also among the dead. They perished with 12 others in the blowing up of the oil-burning steamer Progresso yesterday morning. The lost bodies are undoubtedly imprisoned inside the hull of the sunken ship and cannot be recovered for several days. The boat will be pumped out and raised and when this is done the corpses will be delivered to relatives and friends. The docks about the iron works of the Fulton Company was crowded this morning with relatives de-manding admittance, but the police, act-ing under instructions from the manager of the works, kept all outside. Not even reporters were admitted. It is known the company will take up the work of raising the vessel as soon as possible. Two bodies were recovered from the wrecked Progresso today. Charles Glenn and Howard Dowe, both seamen. They were blown overboard from the deck and had their eyes blown out and were hor-ribly mangled and burned.

Charles Coopey

Military and Civilian Tailor FOUNDATION

Northeast Cor. Third and Stark Sts.

HAS NO USE FOR MONEY MACHINES

'Money paying slot machines may not operate in this city, and the least infraction of the law that you observe must be followed and the effender brought to

So said the Mayor to Chief of Police McLauchlan when the latter called at the City Hall this morning and reported that a new device had appeared in the city that came very near the line of coin-paying apparatus. The device is a wheel, and is intended for unifons. It pays checks, "good for drinks." Chief McLauchlan asked the Mayor what to delay the control of the c Lauchlan asked the Mayor what to do going expression from the chief executive. In speaking about the matter later, Mayor Williams said that he had been pestered a great deal of late by persons who desired to run various devices of slot machines. "There is only one course for the police, and that is to arrest every person detected in operating a machine that pays money," said the Mayor. "Trade paying machines we cannot touch," con-cluded the Mayor, "as the charter protects them."

UNEARTHED CHILD'S BODY

Workmen Make Startling Find Under Old Bridge.

This afternoon the telephone at the police station rang furiously. Capt. Holman, who was on watch, answered the call and was told by some individual at the other end, who was greatly excited, that a body had been found under an old bridge on Hood street, and that it was a murder or suicide. After further questioning it developed that the body was that of a child Visions of another Underwood infanticide flashed before the vision of the official. He notified Coroner Finley of the discovery, who sent out one of his men to make an investigation. On arrival at the scene he found group of workmen discussing the find The sensational features were eliminated when it was found that the body of the child had been in a glass jar, where it had been placed for preservation by some doctor or medical student. The contact of a shovel had broken the glass, and the body of the infant at once crumbled away upon exposure to the air.

SANDBAGGED

A Fight Narrowly Averted in Justice Reid's Court.

Attorney Ed. Mendenhall made a spring at B. O. Carl, who was in the witness chair, and seizing him by the shoulder, stated in an excited tone; "I will allow no scoundrel to make the insinuations that you have!" For a few seconds it looked as if a fight would take place but peace was restored by Judge Reid The trouble arose about the trial of a case this morning, wherein B. O. an agent of the Mutual Reserve Life Insurance Company, was the defendant. The plaintiff, John Hahn, stated that he had contracted for a \$1,000 life insurance of 76 or over to be actively engaged in policy from Carl, but later upon exami-work for them.* drawn up for \$2,000. This he refused to accused Mendenhall of trying to bulldoze him, and threatened to settle with him when court adjourned by doing him physical violence. He then went further and made some remarks touching on Mendenhall's veracity, when the lawyer lost his temper and the above scene took

A BIG JUMP.

Wadhams, Kerr & Co. this afternoon report that sugar of all grades has gone up 40 cents per hundred pounds. Lang & Co. and other wholesale houses predict further advances soon and there is small doubt that by the end of the week the sugar market will have taken cuch a jump as will cause dismay in the hearts of the householder with a sweet tooth.

AGRICULTURAL SOCIETY,

The agricultural committee of the Lewis and Clark Fair will hold their first meeting on December 11. This committee con-sists of the following members: P. L. Willis, A. Bush, John F. O'Shea, George W. Riddle and J. C. Cooper. At this meeting the committee will arrange a plan of action for the future.

INCOME SMALLER.

The receipts of the municipal court from fines and forfeitures are consider-ably smaller for the month of November than the previous month. This is ac-counted for from the lack of prosecution of the gamblers, who are now running without molestation from the authorities, and consequently no fibes come from this quarter.

AN IDAHO CRIMINAL.

Sheriff M. D. Rice of Pocatello, Idaho, left this morning for home with C. S. Smith, who was arrested in Seattle for assault with intent to kill. The prisoner was housed at the city jail last night.

TRIXIE STILL HERE.

Trixie Jordan, the girl wanted at Spo-kane for larceny, is fighting her extradition. Detective McPhee is here with the papers and auxious to return with his The case is being heard before fustice Reid this afternoon

Letter Carriers Band

Will give their next

Dance at Burkhardt Hall Saturday Evening.

These dances and the music have been very popular. Get invitations PORTLAND, OR. from your carriers.

· ******************************** PHIL METSCHAM, Pres. The IMPERIAL HOTEL

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In a location of low rents. Goods bought for cash. Small profits. MY PRICES TALK Look at my stock before buying holiday presents. Opp St. Charles Hotel. OPEN EVENINGS.

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GENERAL MACHINISTS REPAIRING ELEVATORS A SPECIALTY.

AGENCY OTIS ELEVATOR COMPANY Nos. 206-208 Madison St., bet. Front and First. PORTLAND, OREGON

ANNUAL REPORT

(Journal Special Service.) SALEM, Or., Dec. 4.—State Game Warden Quimby filed his annual report with the governor today. He reports that game is generally plentiful and that especially deer and elk are increasing under the protection laws. There is a growing sentiment in favor of game protection. He favors at the coming session of the Legislature the enactment of laws to prohibit the sale of upland birds; shortening the open senson; prohibit spring shooting; reducing the limit of ducks killed by half; reducing trout fishing; the establishment of a trout hatchery; the removal of restrictions on geese; the removal of protection for black bass; increase of the bounty on cougars and wildcats; placing a bounty on crows; ncrease the penalties for game law violations; more rigid trespass laws; a nonresident hunting license; a gun license for residents of the state; protection for hens; changing the open season for deer, to make it begin August 15, and provisions enabling taxidermists to op-

BIRTHS.

Cox-In Portland, November 30, 1902, to Mr. and Mrs. Robert F. Cox, 467 Sixth street, a girl.

Scobee-In Portland, December 1, 1902, to Mr. and Mrs. James E. Scobee, Hendrick avenue and Going street, a ber. Everest—In Portland, November 28, 1902, o Mr. and Mrs. J. A. Everest, 693 Second street, 'a girl. Rost—In Portland, November 28, 1902,

to Mr. and Mrs. Thomas Brannon, 654 Hood street, a boy.

Kari-In Portland, November 29, 1962, o Mr. and Mrs. Matt Karl, 971 Moody street, a girl.

to Mr. and Mrs. H. J. Rost, 285 Hooker

streat, a boy.

Brannon—In Portland, November 25, 1902,

CONTAGIOUS DISEASES.

Claude Stratton, typhold fever, at 191 Shaw street. Orris Purdiu, scarlet fever, at Fulton Park. Gladys Roberts, diphtheria, at 462 Flint street.

DEATHS.

Elliott-In Portland, November, 20, 1902, J. W. Elliott, aged 69 years. Flatanaka—At St. Vincent's Hospital, November 30, 1902, J. Flatanaka, aged 31

Campbell-at 247 Eleventh street, Harriett Biddle Campbell, aged 85 years, Hansen-At the Salem Asylum, Decem-ber 1, 1992, Minnie Hansen, aged 42 years. The Edward Holman Undertaking Co., funeral directors and embalmers, 280

Yamhili. Phone 507. J. P. Finley & Son, funeral directors and embalmers, have removed to their new establishment, corner Third and Mad-

ison streets. Both phones No. 9.

Crematorium, on Oregon City car line, near Sellwood; modern, scientific, complete. Charges—Adults, \$35; child-ren, \$25. Visitors, 9 to 5 p. m. Pertland Cremation Association, Portland, Or.

Burkhardts florists, Main 502. 23d & Gilsan. Clarke Bros. for flowers. 293 Morrison

Brass Match Lighter

Gasoline Gas Lamp

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Guaranteed one

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plete stock of Gas and Gaspline Mantels in the City at 5c up

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109 Fifth St., near Washington **FAMILY ROOMS**

Gentlemen's Resort... ouis Dammasch

Goodnough Bldg., 168-179 Fifth St. Cold Lunches. Schlitz Beer on draught

THE NEW PATENT Hercules Umbrella Guaranteed Rust and Wind Proof

\$1.50 up.. Also other lines of Umbrellas from Fifty Cents up.

Lewis Vismara, gs Third Street.

Caught in the Act



You touch the button and we will do the rest. There is no Light as

Convenient **Economical**

The Electric Light

Portland General Electric Co.,

SEVENTH AND ALDER STS.