

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 port."

These statements District Attorney Chamberlain made with emphasis at the opening argument of the case before Judge George and Judge Frazer this morning.

"The law in this particular case is plain and not capable of misconstruction," continued Mr. Chamberlain, "and the letting of the contract, practically in executive as it was done, defeated the canons of business principles and evaded a carefully worded statute."

The following is an excerpt of the law to which the District Attorney referred: "In its discretion, the Port of Portland has power to acquire, own and hold a site for and to erect, hold, own and operate a drydock at or in the boundaries of the corporation."

HE TALKED EARNESTLY. Mr. Chamberlain talked earnestly and to the point. He said that the contract had been granted without the law, in the first place, and that was not all, but to a man who was an avowed enemy to labor organizations.

A QUESTION OF POWER. "It is a question of power," said Judge Frazer asked if it were the opinion of the attorney that every part of the machinery should be purchased or made in Portland.

NEWS OF THE ORIENTAL LINERS

Indrapura Sailed From Hong Kong for Portland This Morning.

The Oriental liner Indrapura sailed from Hong Kong this morning at 3:30 o'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.

KELLY ON TRIAL.

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

MRS. BOTKIN DIVORCED.

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

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 Until That Date.

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 a nonpartisan convention held in Oklahoma and Indian Territories and opposing the omnibus bill.

WASHINGTON, Dec. 4.—The House committee on appropriations today finished work on the invalid and pension bill and it totals \$138,840,000. It is practically the same as for the fiscal year ending 1903.

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 Egan makes the following recommendations: "An overhauling of the public land laws; an appropriation to provide for an Alaska exhibit at the St. Louis Exposition; amendments to the liquor license law; enactment of a donation claim law to run for five years; a delegate to look after the interests of the district in Washington; a commissioner of fisheries, with vessel, helpers, etc.; a commissioner of mines similar to the minister of mines in British Columbia; a commission to examine into the condition of the natives of Alaska and to report to Congress with recommendations; encourage miners to those who are undertaking to furnish means of transportation; that Alaska shall be made a lighthouse district and be furnished with a tender to do the work."

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 strike commission.

FOR GOLD.

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

"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 purpose.

NOT A FAIR QUESTION. "Now about that contract," said Judge George, "why had not the board the right to let it to Mr. Wakefield? I 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 bidders that they could have another chance and try and get down as low as the man you accepted?"

MAKING NO MISTAKE. At this time Mr. Chamberlain warmed up and in language not to be mistaken, he said: "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 workmen of the city of Portland pushed aside by this Port of Portland Commission and its unusual executive sessions that seek to cover up that which every one should know."

RIVER STAGES IN OREGON

Forecast Official Beals Makes a Comparative Statement.

Forecast Official Beals gave out to The Journal the following report of the river stages this morning and points stated and comparative statement for the past three years, as follows:

Table with 4 columns: River Name, 1901, 1902, 1900. Rows include Portland, Salem, Eugene, Albany.

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 THEI vs. Chadwick was set for trial Tuesday, February 3, 1903.

The marshal's sale of the effects of Carl Reino, 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 Independence, Polk County.

ORAKA EXPOSITION.

Regarding the exhibit of Oregon at Japan next year the board ordered that it 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 permanent exhibit and bureau of information for the benefit of the state.

By request of the board, Mr. George H. Maxwell addressed the citizens of Portland upon the subject of irrigation, and Mr. F. H. Newell, chief hygienist of the reclamation service, met a few members of the board, giving them general information regarding the new irrigation law and the practical operation of same.

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 the Hawaiian Cable on December 10.

RATHBONE PLEADS.

WASHINGTON, Dec. 4.—Major Rathbone has arrived here and will push his claims for vindication. He will appear to the senate for an investigation. Hanna will present it.

WET VETO SUSTAINED

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 impracticability of creating what nearly every business man, property holder and manufacturer across the river stigmatized as a nuisance, in an oil district.

When the auditor had finished reading the veto message a roll call was ordered and every councilman voted with the mayor's veto without a question. So soon that the result had been recorded, Councilman Sharkey asked permission to address the members of the Council, and this he did.

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 in my earnest efforts to defeat the measure I was at times vituperative, wish my colleagues to believe me when I say that not the impetuosity of an ill feeling over for the stand they may have taken. It was against the measure because my constituents, one and all, were adverse to such a proposition, and justly, too, be it noted, 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 bottom of the Common Council's anger. So ended the East Side 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 a 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 headquarters, signed by General Manager B. B. Crockett, today, announcing that on January 1, 1903, the pension system of the O. R. & N. will be put into effect on the Union Pacific, Southern Pacific and Oregon Railroad and Navigation Company.

EFFECTS HERE.

The announcement that the O. R. & N. Company will also institute a pension system, as recently given out, is but the outcome of a conference of leading officials 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 of 70 or over to be actively engaged in the service of the company.

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 Service.) SAN FRANCISCO, Dec. 4.—Is William Henderson insane?

"That question is foremost in the minds 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 upon the mind of the prisoner has caused him to lose his mental balance. His true name is Jack Frazer, and he is the son 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 he is feigning insanity now.

TWO MORE DEAD

(Journal Special Service.) SAN FRANCISCO, Dec. 4.—It has developed that John Barry and John McGinley, 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 old burning steamer Progresso yesterday morning. The 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 demanding admittance, but the police, acting 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 Dove, both men, they were blown overboard from the deck and had their eyes blown out and were horribly mangled and burned.

CHARLES COOPEY

Military and Civilian Tailor

Northeast Cor. Third and Stark Sts. Second Floor. PORTLAND, OR.

HAS NO USE FOR MONEY MACHINES

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

"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 offender brought to punishment."

So said the Mayor to Chief of Police McLaughlin 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 saigons. It pays checks, "good for drinks," Chief McLaughlin asked the Mayor what to do about it, and received in reply the foregoing 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," concluded 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 a 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 WITH WORDS

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. Carl, 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 policy from Carl, but later upon examination he found the policy had been drawn up for \$2,000. This he refused to pay. While Carl was on the stand he 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 place.

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 show a sudden 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 consists of the following members: E. Carl, Willis A. Bush, John E. 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 considerably smaller for the month of November than the previous month. This is accounted for from the lack of prosecution of the gamblers, who are now running without molestation from the authorities, and consequently no fines 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 Spokane for larceny, is fighting her extradition. Detective McFarlane is here with the papers and anxious to return with the prisoner. The case is being heard before Justice 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 from your carriers.

The IMPERIAL HOTEL PORTLAND, OREGON. EUROPEAN PLAN ONLY. Rates from \$1 to \$2.50 per day. Seventh and Washington Sts.

1872 BECK, The Jeweler 1902. 207 MORRISON STREET. 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.

W. D. TIERNEY. J. RIGEN. The Little Art Shop. Exclusive Pictures :: Artistic Framing :: Novelties. 346 ALDER STREET. Between SEVENTH and PARK.

PRECEDER & TUERCK GENERAL MACHINISTS. REPAIRING ELEVATORS A SPECIALTY. AGENCY OTIS ELEVATOR COMPANY. 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 season; prohibit spring shooting; reducing the limit of ducks killed by half; reducing trout fishing; the removal of restrictions on killing geese; the removal of protection for black bass; increase of the bounty on crows; and wildcats; placing a bounty on crows; increase the penalties for game law violations; more rigid trespass laws; a non-resident hunting license; a gun license for residents of the state; protection for sage hens; changing the open season for deer, to make it begin August 15, and provisions enabling taxidermists to operate.

BIRTHS. Cox—in Portland, November 30, 1902, to Mr. and Mrs. Robert F. Cox, 467 Sixth street, a girl. Scoles—in Portland, December 1, 1902, to Mr. and Mrs. James E. Scoles, Hendrick avenue and Going streets, a boy. Everest—in Portland, November 23, 1902, to Mr. and Mrs. J. A. Everest, 883 Second street, a girl. Root—in Portland, November 23, 1902, to Mr. and Mrs. H. J. Root, 235 Hooker street, a boy. Brannon—in Portland, November 23, 1902, to Mr. and Mrs. Thomas Brannon, 654 Hood street, a boy. Karl—in Portland, November 29, 1902, to Mr. and Mrs. Matt Karl, 971 Moody street, a girl.

CONTAGIOUS DISEASES. Clinton Cameron, measles, at 228 Harrison street. Claude Stratton, typhoid fever, at 121 Shaw street. Orris Purdin, scarlet fever, at Fulton Park. Gladys Roberts, diphtheria, at 403 Fifth street.

DEATHS. Elliott—in Portland, November 30, 1902, J. W. Elliott, aged 69 years. Flatanaka—in St. Vincent's Hospital, November 30, 1902, J. Flatanaka, aged 21 years. Campbell—at 37 Eleventh street, Harriett Biddle Campbell, aged 85 years. Hansen—at the Salem Asylum, December 1, 1902, Minnie Hansen, aged 42 years. The Edward Holman Undertaking Co., funeral directors and embalmers, 220 Yamhill, Phone 507.

J. P. Finley & Son, funeral directors and embalmers, have removed to their new establishment, corner Third and Madison streets. Both phones No. 9. Crematorium, on Oregon City car line, near Sellwood; modern, scientific, complete. Charges—Adults, \$35; children, \$25. Visitors, 9 to 5 p. m. Portland Cremation Association, Portland, Or. Burkhardt florists, Main 502. 23d & Gilliam. Clarke Bros. for flowers, 223 Morrison street.

F. W. BALTES & CO. Printers. Second and Oak Streets. BOTH PHONES. 109 Fifth St., near Washington. FAMILY ROOMS...Gentlemen's Resort... Louis Dammasch. Goodwood Bldg., 168-170 Fifth St. Opposite Postoffice. 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, 51 Third Street.

Caught in the Act. You touch the button and we will do the rest. There is no Light as Convenient As Economical Nor as Safe as The Electric Light. Portland General Electric Co., SEVENTH AND ALDER STS.