# BELDING SAYS "I EXPECTED IT"

## Not Disturbed by Yesterday's Decision.

### Motion for New Trial Will Be Filed Within Thirty Days--No Hope Left.

A. L. Belding, multi-murderer, sat in his cell yesterday afternoon when The Journal reached the County Jail. A trusty who had been told previously by a Journal reporter that Belding must hang, seized the paper and rushed to Belding's cell to show him the news that cut off his last hope.

Belding read the whole story. "Well," said he, "I expected it. And the sooner this thing is over, the better."

This has been the manner in which Belding has acted for a long time. Jailer Jackson states that the condemned man seems not to care about his serious condition.

When District Attorney John Manning was informed that the Supreme Court had upheld the Circuit Court, he stated that he had expected such a decision. He said that he would await the arrival of the mandate from Salem, after which he would bring the case into the Circuit Court in the proper time. He said his next official act in the Belding case would be to ask to have the murderer sentenced, and the date of execution set.

**The Defense's Action.**

Attorneys Dan R. Murphy and J. F. Watts, who represented Belding, will file a motion for a new hearing in the Circuit Court within 30 days, as the statute gives them that number of days in which to act. There is no hope, however, that they will be granted the new hearing, and the application will be filed merely to lengthen the time of life for their client.

Belding has made numerous enemies since he has been incarcerated in the County Jail, and if he has made any friends, no one knows it. It will be remembered that he attempted to break jail about one month ago, and that he told his cell mate, George Smith, that he would kill any and all who stood in his path to liberty. Since that time, Belding has been cordially hated by all of the deputies, and it is seldom any one speaks a kind word to him.

The best Accident and Health Insurance sold at 209 Marquam Bldg. Agents wanted in Oregon and Washington.
ALDRICH & WETZEL.

**Children's Eyes....**

Are often neglected. If a child of yours complains that he cannot see clearly, that he has dull pains near his eyes, or that he has to partly close his eyes to see distinctly it is a sure indication that something is wrong. He should be brought to our optician at once and fitted with a pair of our sight preserving glasses.

**A. N. Wright**
THE IOWA JEWELER.
293 Morrison Street, near 5th.

W. P. Kraner. F. J. Patterson.

**W. P. Kraner & Co.**
MERCHANT TAILORS

Importers of English and Scotch woolens.

228 Washington St., Portland Ore.

## PERSONALS.

L. Brinckerhoff, of Chicago, is in the city.

C. E. Moulton, of Tacoma, is at the Perkins.

A. Clant, of Chicago, is a guest at the Imperial.

O. G. Ramistrong is here from New Hampshire.

W. M. Hauley, a miner of Alaska, is in Portland.

E. B. Hauley, a stockman of Seattle, is at the Imperial.

F. T. Harris, a leading physician of Wardner, Idaho, is in the city.

P. S. Davidson, a prominent millman of Hood River, is at the Imperial.

E. T. Applegate, of Louisville, Ky., is in the city for a few days on business.

W. G. Chase, a prominent merchant of Chicago, is spending a few days in the city.

A. G. Dexter, a well-known traveling man from New York, is at the Portland.

M. Tithian, one of the prominent leather merchants of Chicago, is here on business.

Mrs. C. W. Fulton, wife of the Senator from Clatsop, spent yesterday in Portland.

D. McCarthy, a well-known baseball player of New York, is registered at the Imperial.

Morris E. Ward, of Chicago, is spending a few days in Portland taking in the sights.

Willis E. Everette, a leading physician of Dawson City, will spend a few days in Portland.

Capt. Powers of the Wiscombe Park left this morning for Seattle to make a short visit.

S. P. Schulze, a commercial man hailing from San Francisco, is visiting his business friends in this city.

C. E. Boulden arrived in the city yesterday from Washington, D. C., to examine the Collector of Customs' offices. He expects to remain here about four days.

Mrs. S. G. Fulton, wife of Assistant General Freight Agent Fulton of the Northern Pacific, will return tomorrow from San Francisco after an absence of several weeks.

George E. Lamberson, secretary of the State Board of Horticulture, is at Salem today in connection with work concerning the issuing of the annual report of the board.

## A STEREOPTICON EXHIBITION

The members of the commercial organizations of this city will be given a treat on Saturday evening in the form of a stereopticon exhibition. The plates are of scenes along the line of the O. R. & N. Co. in Oregon and Washington and are the ones which will be sent to the immigration bureau of the Harriman system at Chicago, for the purpose of advertising Oregon. The exhibition will be made under the auspices of the Chamber of Commerce, Board of Trade and Manufacturers' Association. The exhibition will be given in the rooms of the Commercial Club in the Chamber of Commerce Building.

## PROSY SCHOOL MEETING

At the meeting of the Board of Education last evening Richard K. Warren and Mrs. C. W. Sitton failed to put in an appearance. H. S. Allen, the school clerk, stated that on February 4 and February 6, respectively, the salaries of janitors and teachers would be due, and intimated that it would be necessary to borrow money for the purpose. On motion of Mr. Wittenberg, the chairman was authorized to borrow the required amount—$3,600, and the meeting adjourned.

**AMUSEMENTS.**

**MARQUAM GRAND.** Cal. Heilig, Manager. Wed. and Thurs. nights, Jan. 28, 29, Popular Ladies' and Children's Mat. Thurs. afternoon at 2:15 o'clock. Stetson's Big Double "UNCLE TOM'S CABIN." Company. Watch for the big parade. Evening prices—Entire lower floor, 75c. Entire balcony, 50c. Gallery, 35c and 25c. Popular Matinee prices—Adults, 50c; children, 25c—to any part of the theatre. Seats are now selling.

**The BAKER Theatre.** Geo. L. Baker Manager. Tonight and every night this week. Mat. Sat., Brandon Thomas' Successful Comedy, "CHARLEY'S AUNT." A scream from start to finish. The Baker prices never change—Evening, 15c, 25c, 35c and 50c; Matinee, 10c, 15c, 25c. Next week, Belasco and De Mille's Powerful Play, "Men and Women."

**CORDRAY'S Theatre.** J. F. Cordray, Manager. Tonight and Tues. and Wed. nights, at 8:15, Myron B. Rice presents the Effervescent Ecstasy, "WHOSE BABY ARE YOU? A play every mother, daughter and sweetheart should see. Thurs., Fri. and Sat. nights and Sat. Mat., H. A. Du Souchet's Successful, Side-Splitting Farce, "MY FRIEND FROM INDIA." Prices—Evening, 25c and 50c; Matinees, 25c to any part of house; children, 10c. Next week—"The Burglar and Waif" and "Weary Willie Walker."

**FREDRIX-BURG Music Hall.** VAUDEVILLE, COMEDY, BURLESQUE, BRILLIANT, DAZZLING, and SPECTACULAR. NO WAITS. DASH AND GO. SOMETHING DOING EVERY MINUTE. SPECIAL SUNDAY EVENING PERFORMANCE.

CONCERT HALL—
BLAZIER BROS.
CONCERT EVERY NIGHT.
242-248 BURNSIDE.

**GLOVE EVENT**

Long delayed shipment of

**LADIES' FRENCH KID GLOVES**

Are being SACRIFICED.

**$1.50 Gloves for 95c**

MANUFACTURER'S LOSS YOUR GAIN.

Here is a chance to secure the best Glove, and latest Spring shades, and save 55c Pair.

MISSES' REAL FRENCH KID GLOVES.....50c
LADIES' UNDRESSED and WASHABLE GLOVES 50c

CALL AT ONCE AND HAVE A PAIR FITTED.

**McAllen & McDonnell**

Corner Third and Morrison. Phone Main 732.

THE STORE NOTED FOR GOOD GOODS AT THE LOWEST PRICES
BAZAAR PATTERNS REDUCED TO 10c.

# APPOINTEES ON THE COMMISSION

## Are Hodson and Courtney Eligible.

### Weight of Legal Authority Seems to Settle the Matter Affirmatively.

There has been considerable discussion among attorneys and others as to whether C. W. Hodson and A. A. Courteney, who were appointed on the Civil Service Commission, were legally qualified to hold their offices or not. In the case of Mr. Hodson the point was raised yesterday: "Can a person, holding the office of Representative in the Oregon Legislature, which enacted the new charter authorizing the appointment of the Civil Service Commission, legally qualify and hold office as one of the Commissioners?"

In the case of Mr. Courteney the question was: "Can a person, who has merely filed his declaration of intention to become a citizen of the United States legally hold office as a member of the Portland Civil Service Commission?"

**Hill's Case Cited.**

The opinions were all practically in the affirmative, in answer to both questions. One attorney cited the case of George H. Hill, who, while a member of the Oregon House of Representatives, was also appointed to a place on the Port of Portland Commission. There were grave doubts as to Mr. Hill's being able to hold the latter office, and at one time it looked as though the matter would be adjudicated upon by the courts. Since it was not, there was no judicial settlement of the question made.

City Attorney McNary was asked his opinion on the two questions at issue, and said:

"Section 29 of the new charter says: 'No person is eligible to any office of the city, except as otherwise herein provided, who at the time of his election or appointment is not a citizen of the United States and a resident and voter of the City of Portland and entitled to the privileges of an elector, according to the Constitution and laws of the State of Oregon, and who has not resided in the City of Portland for three years preceding his election or appointment, or who has not resided for three years next preceding his election or appointment within the territory embraced within the city at the time of such election.'

**Charter Is Ambiguous.**

"Although the charter may seem a little ambiguous and uncertain, I am inclined to think that Mr. Courteney is qualified thereunder to act as a member of the commission. It is not a question of differentiation in the matter of qualifications. The office differs from an elective office, it not being an office of emolument. It is my judgment that his declaration to become a citizen entitles him to certain privileges, among which are voting, making homestead entries, etc. This being so he would be entitled to hold the office to which he has been appointed. This is my opinion, but I admit that I have not looked up the authorities very fully.

"In the case of Mr. Hodson, the enactment of the city charter was first provided for by a former Legislature. That body created a Charter Board. It provided that the result of their deliberations, when formulated, should be submitted to the people for a vote in 1902, and that if it should receive the affirmative vote of a majority it should be submitted to the next Legislature and by that body it should be enacted into a law. This being so, the charter is practically the creation of the voters of the city and not of the Legislature, which merely ratified the popular will of the voters. This being so, I cannot see it in any other light than that Mr. Hodson is legally qualified to serve as a member of the Civil Service Commission."

**Judge Watson's Opinion.**

Judge E. B. Watson, who was formerly a justice of the State Supreme Court, said that when Mr. Courteney declared his intention to become a citizen of the United States he undoubtedly becomes an elector, and electors are eligible to offices either elective or appointive. "As to Mr. Hodson's qualifications," said he, "I am of the opinion that he is eligible because the office is an appointive one and without emolument. Judge Watson then referred The Journal to section 30, article iv., of the Constitution of the State of Oregon, which declares:

"No Senator or Representative shall, during the time for which he may have been elected, be eligible to any office, the election to which is vested in the Legislative Assembly; nor shall he be appointed to any civil office or profit which shall have been created, or the emoluments of which shall have been increased during such term, but this latter provision shall not be construed to apply to any officer elective by the people."

Those attorneys who held contrary opinions declined to be quoted and none of them could, or would, furnish any authorities to sustain a conclusion in opposition to the affirmative side of the question.

## RECOMMENDS 9 1-2 MILLS.

As a preliminary to the special meeting of the Council today, the Council Committee on Ways and Means held a session yesterday afternoon and had a catch-as-catch-can wrestle with the tax levy. After the usual mental acrobatics incident to gatherings of this sort, the committee ground out its conclusions. A flat tax levy of 7 mills on the dollar was decided upon, with an additional levy of 2½ mills to apply on the bonded indebtedness of the city. This does not include a sinking fund tax.

The valuation of city property is $43,953,492, and the revenue the tax would yield on this valuation amounts to $417,558.19. At the special Council meeting this afternoon the recommendations of the Ways and Means Committee were submitted. Segregated, the levy shows:

Street lighting, 1½ mills, $65,930.24; fire department, 2¼ mills, $98,896.35; police department, 1 4-5 mills, $79,116.28; street repair fund, three-quarters of a mill, $32,965.12; library, one-fifth of a mill, $8,796.70; parks, one-half mill, $21,976.75; interest on bonded indebtedness, 3½ mills, $109,883.75; total, $417,558.19.

## TO CONDUCT NEW MILL.

Messrs. P. A. Livesly, M. M. Cavanaugh and Charles J. Schnabel have filed articles of incorporation of the Lone Star Lumber Company with the County Clerk. The corporation is to operate the saw mill formerly conducted by the St. Helens Lumber Company at St. Helens, and is capitalized at $50,000, with shares at $100 each.

SOLID SILVER THIMBLES, All sizes.
**15c**
By mail, 17c.
JAEGER BROS., Jewelers—Opticians.
280 Morrison St., near Fifth.

## CITY BRIEFS.

**If city subscribers fail to secure their paper, they will confer a favor if they will call up Main 500 and enter their complaints.**

**WEATHER FORECAST.**

Unsettled weather continues in the Pacific Coast States, and moderately heavy rains have fallen in California and rain or snow has occurred generally in Oregon, Washington and Idaho.

The temperatures in Western Oregon and Western Washington are below the normal. It is warmer this morning in Northeastern Washington and Southeastern Idaho. Reports from the East are missing.

**The River.**

The following river stages are reported this morning: Portland, 17.8 feet, rise last 24 hours, 1.9 feet; Salem, 28.6 feet, rise 1.6 feet; Albany, 27.0 feet, fall, 4.3 feet; Eugene, 40.2, fall, 2.3 feet. The flood crest passed Salem at midnight; the stage was 29.0 feet. The river at Portland will come to a stand at about 20.0 feet Wednesday night or Thursday morning.

Oregon and Western Washington—Tonight and Wednesday, rain or snow; variable winds.

Eastern Washington and Northern Idaho—Tonight and Wednesday, unsettled, with rain or snow; cooler north portion.

Southern Idaho—Tonight and Wednesday, rain or snow.

EDWARD A. BEALS,
Forecast Official.

**Coast Championship Basketball.** Seattle vs. Portland. January 31, 8:15, Y. M. C. A. Gym. Athletic event of the season. Don't miss it. Seats 35c and 50c; now selling. Decides the Coast championship.

**Civil Engineer** and surveyor. Call 643 East Thirty-sixth stret.

**Try our** celebrated Merchants' Lunch, 25c. Rath & Sandy, 145 First street.

**Are you afflicted?** If so, ask your druggist for Guinean's Remedy. It cures are marvelous.

**Mayor Williams** today affixed his signature approving the official bond of Charles H. Hunt, the new chief of police. It is for $10,000, and the sureties are S. W. King and Charles Olds.

**Beginners'dancing class** the 1st and 15th of each month. Class Monday and Thursday evening to continue for three months, at Professor Eaton's, Arion Hall. Private lessons daily. Phone West 793.

**The Thiel Detective Service Co.**—Established 30 year, 206 Cham. of Commerce, Portland, and New York, Chicago, St. Louis, St. Paul, Kansas City, Denver, City of Mexico, Montreal, Seattle, Spokane, San Francisco.

**Councilman Sharkey** is at Grants Pass. This morning Mayor Williams received a letter from him, in which he registers a protest in advance against any of the oil ordinances being finally disposed of for the present.

**Thiel Detective Service Co.**—Established 30 years, 206 Cham. Commerce, Portland, N. Y., Chic., St. Louis, St. Paul, Kansas City, Denver, City of Mexico, Montreal, Seattle, Spokane, San Francisco.

**The North Dakota Press Association** will be in Portland on February 17, and have written the Mayor a letter asking what the newspaper men here will do, if anything, toward their entertainment on that day. The Mayor has referred the letter to the secretary of the Board of Trade.

**A. D. Charlton,** of the Northern Pacific, announces the following changes in the time card of that road: The Puget Sound Limited arrives at 5:30 o'clock p. m. now, instead of 5:15 p. m., as formerly. The Twin City Express arrives at 7 p. m., instead of 7:15 p. m., as formerly.

**Thomas Wall,** the well-known hackdriver, who died Saturday, was buried from Finley's undertaking parlors this forenoon. Deceased was 34 years old. Interment was made at Lone Fir. The expenses of the funeral were borne by hackmen, stablemen and hotel men.

**The street car service on Morrison** street was blocked for quite a while yesterday on account of the breaking of the trolley wire on that street, between Sixth and Seventh streets. It took about two hours to fix the wires, when traffic was resumed. The ends of the broken wire hung down on the ground and sparks could be seen flying around.

**Complaint is made** of the bad condition of Columbia street, between Front and Water streets. The macadam, which originally covered the boulders forming a foundation to the paving, has disappeared under the heavy wheels of traffic and the floods of rain. Now only the boulders are left and teamsters say it is quite a hardship to drive over these.

**Portland Club, Fifth and Alder. Finest lunch in the city. Portland Club, Fifth and Alder.**

## CONGESTION OF TRAFFIC.

Last night a broken axle of a wagon loaded with cordwood at the corner of Fifth and Morrison streets impeded streets cars on both streets as well as other traffic for some time. The air was laden with voluble profanity and there were a great many smothered oaths struggling for expression, but this did not help out any. Stick by stick the load of wood was taken off, after which the horses were able to easily remove the broken wagon.

## NEW INCORPORATIONS.

Articles of incorporation of the Oregon White Pine Lumber Company were filed in the County Clerk's office yesterday by Blair T. Scott, F. W. Mulkey and C. L. Fay. The capital stock is $150,000.

Incorporation articles of the Lone Star Lumber Company were filed yesterday by P. A. Livesly, Charles J. Schnabel and M. M. Cavanaugh. The capital stock is $50,000.

# PORTLAND'S BADLY ROTTING BRIDGES

## Of Ninety Only Six Are in Repair.

### Most Serious Condition of Affairs Calling for an Instant Remedy.

"There are fully 90 bridges in the City of Portland, all of which, excepting a possible half dozen, are very badly in need of repair," is the somewhat startling statement made to The Journal by City Engineer Elliot. When he was asked what was to be done in the matter Mr. Elliot replied:

"At the next regular meeting of the Council the matter will come up, and I have made a detailed report which is quite voluminous, covering the condition of the bridges of this city. When I first took the office of City Engineer I made a personal examination of every one of the structures, so as to be able to intelligently report on them. I wrote the entire report out in person. It is quite appalling to realize the terrible condition these bridges are in."

"What will be done in the matter?" was asked.

"The adjourned meeting of the Council Tuesday afternoon is to fix the tax levy. When that is determined, and the city knows what it will be allowed to expend in the several directions toward public improvements, then we will know just how far we can go in repairing and building bridges. If the bridges of Portland were placed end to end they would extend a distance of eight miles. Very few people realize that this is true. To keep these 90 bridges in perfect order is no light task."

**Bridges Needing Repairs.**

"Among the bridges to be repaired or rebuilt, what ones can you mention?"

"Well, there is the wooden bridge in Front street, across the Wood-street Gulch. Every bent there needs to be replaced. The whole structure needs general repairs, and in fact will have to be practically rebuilt throughout.

"The East Eighth-street bridge across Stevens' Slough needs a new deck and new stringers to make it safe. Besides this the substructure need thorough repairs.

"An entire new bridge on Williams avenue at Weidler street is badly needed. It is possible that extensive repairs may do, but it would prove cheaper in the end to put in a new bridge.

"A general overhauling and repairs to the bridge across Sullivan's Gulch at East Twelfth street are indispensable.

**One Is Repaired.**

"The Willamette Heights' bridge, which has been undergoing repairs and which was thrown open to wagon travel a week ago, will be in readiness to permit the passage of street cars this week. The repairs on the First-street bridge over Marquam Gulch have now been fully completed, and the structure is open to travel."

The City Engineer, when asked whether he favored bridges wherever fills are practicable, said:

"Wherever the matter can be done at once, as in the case of small bridges, I would favor making fills and thus establishing an improvement that will be permanent."

# WILL ADDRESS BOARD OF TRADE

## Prominent Engineer Will Make Some Comparisons.

Elmer Lawrence Corthell, late consulting engineer to the Argentine Republic, will deliver an address on "Two Years in Argentine as Consulting Engineer of National Public Works," in the rooms of the Oregon Mining Exchange on the second floor of the Chamber of Commerce Building, on February 25. The lecture will be under the auspices of the Portland Board of Trade, and will be illustrated with stereopticon views.

Mr. Corthell is now delivering a series of lectures on this subject in various cities of the United States. Mr. Corthell was a delegate of the Argentine Government to the International Navigation Congress held at Dusseldorf, Germany, last summer. In the lecture that he will deliver Saturday evening he will include some remarks which he made before the Congress.

The Board of Trade has invited the members of the Chamber of Commerce and the Manufacturers' Association to attend this lecture, as it will deal mainly with commercial features in both the Argentine Republic and the United States.

**GUARANTEE**

*We hereby authorize all dealers in Hyomei, our wonderful breathing treatment for colds, catarrh and all diseases of the nose, throat and lungs to return the money to any purchaser whom it has not benefited. The R. T. Booth Co., Ithaca, N.Y.*

**Breathe Hyomei and it will cure your cold, cough or catarrh quickly and pleasantly**

Complete treatment, a pocket inhaler(lasts a lifetime) with a month's supply of Hyomei, costs $1.00 Extra bottles of Hyomei, 50c. All druggists sell it under our guarantee, or mailed on receipt of price Describe your case; medical advice free.
*The R. T. Booth Co., Ithaca, N. Y.*

**Olds, Wortman & King**

**Only 5 Days More**

**Of Our Big Annual Clearance Sale....**

Only five days more will our prices be down to the basis you want them. Keep this in mind, consider all your needs thoroughly and the saving it will work in your expenses, if you provide liberally now, while

OUR ENTIRE STOCK IS MARKED AT SUCH SPECIALLY LOW CLEARANCE PRICES. And bear in mind THERE ARE ONLY FIVE DAYS MORE IN WHICH YOU CAN TAKE ADVANTAGE OF OUR EXCEPTIONAL BARGAINS.

**ORIENTAL SPLENDOR**

In colorings and designs will be found in our new and beautiful display of Floor Coverings.

EXCLUSIVE CARPET HOUSE

**J.G.Mack&Co.**

86-88 THIRD STREET

Opposite Chamber of Commerce.

**IF YOU COULD BE ASSURED $1,000.00**

in about eight years for the systematic saving of about 25 cents each day, would the plan not be worth investigating? Ask the

**Equitable Savings & Loan Ass'n.,**
240 STARK STREET
CHAS. E. LADD, President. THEO. B. WILCOX, Vice-pres.
F. McKERCHER, Secretary.

**RUY LOPEZ HABANA CIGARS**

SIG SICHEL & CO., Distributors.

# WANT ANOTHER TAX LEVIED

## Bill for Appropriation for Oregon Information Bureau.

Secretary William Killingsworth, of the Oregon Information Bureau, has returned from Salem, where he consulted with various legislators regarding the passage of a bill providing for a tax wherewith to maintain the bureau, as also branch bureaus. Owing to the pressure of business at the present time, he has been advised not to put in his bill now, but that he should wait toward the latter part of the session.

The bill will provide for the levying of a tax of one-half of 1 mill for the maintenance of branch bureaus in every county in the state. These branch bureaus are to be under the management of the commissioners of the respective counties. These commissioners are to report to the central management at Portland. The last section of the bill provides that annual reports of the finances of the combined bureaus be made to the Secretary of State.

**Donnerberg & Rademacher, Plumbers.** Removed to 84 Fourth st. Both phones.

**BAKER THEATRE.**
GEO. L. Baker, Mgr.
The Comedy Sensation of the Hour TONIGHT
And every night this week,
**CHARLEY'S AUNT**
The Baker prices never change—Evening 15c, 25c, 35c, 50c. Matinee 10c, 15c, 25c.
"It will make you laugh." Next week, Belasco and DeMille's "Men and Women."

MRS ELLA HIGGINSON'S
**Mariella of Out-West**
"Is a fascinating book and every page is worth reading."
—Oakland Tribune.
For Sale by All Booksellers.

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Tailors and Importers
249 Morrison St. Portland, Or.

PARISIAN TOILET PREPARATION
**BA-BA-LENE SKIN CREME**
Purest in the World

Cleanses the face of all impurities—a cooling and healing preparation for the face.

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Every Steinway is an Art Piano—whether cased in inlays of rare woods and precious metals or in the severest ebony finish. It is an art of invisible form expressed in a marvelous tone, an absolute relation of registers, a refinement of mechanism, found only in the

**STEINWAY PIANOS**

And which can be produced only through the Steinways' system of manufacture. Possession of a Steinway is an indication of both cultivation and prudent thought.

**Soule Bros. Piano Co.**
326 WASHINGTON STREET, OPPOSITE IMPERIAL HOTEL.

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