

GOSSIP OF CITIES
ABOUT THE DAY

Interesting Letter from San Francisco in Which Are Discussed the Important Happenings of the Week.

Political, Social and Industrial Subjects of Interest Occurring in Big City at the Golden Gate.

(Journal Special Service.)
SAN FRANCISCO, July 27.—"Viva Italia! Viva America! Viva California!" These were the shouts heard at the banquet which was given at the Palace Hotel in farewell to the Italian minister, Edmund Des Planches, who paid a visit to the Coast and was royally entertained by the Italian colony. Andrea Barbato, Secretary of the Italian American Club, presided and introduced the speakers, paying a glowing tribute to the minister and his countrymen. Dr. De Vecchi, when he rose to reply to the toast given in honor of the Italian people, said, in closing: "We who are here do not represent Italy. The true representatives of that great population are the working men. Humble and drudging as they are, we now see them aiding and developing the resources of this beloved land. They are the true Italian, our real contribution to American progress."

Al Dobson Returns.
Al Dobson has returned from Chicago, bringing with him his famous racehorse, Epicure, and a string of others that he picked up while East. Epicure won several thousand dollars for his owner, but unfortunately met with a mishap on the track a couple of weeks ago, and Dobson thought best to bring him back to the Coast to recover his form. Dobson is one of the old-time newspaper men and for many years held a desk on the Examiner. He was one of the best known writers on sporting events on the Coast. His recent purchase of Epicure has brought him much good fortune.

Death of Dr. Foute.
The death of Rev. Dr. R. C. Foute, rector of Grace Church, removes one of the most prominent figures in the Episcopal diocese. As told in these dispatches some days ago, Dr. Foute was stricken with paralysis from which attack he never recovered. Dr. Foute was of Southern birth, his parents being wealthy land owners in Georgia. When the Civil War broke out among men linked his fortunes with the Confederacy. After taking part in a series of adventures with the Southern privateers he became a member of the crew of the ram, Merrimack, and participated in the famous sea fight between the Federal Monitor and the Merrimack. Dr. Foute came to Grace parish in 1884 and remained there continuously until the time of his death. During a general convention of the Episcopal Church last year, Dr. Foute's name was prominently mentioned for the Bishopric of Hawaii, but he expressed his desire to remain a priest with his parish and the honor was given to another.

Condition of Garment.
Manager Chapman of the United Railroad testified before the arbitration board the other day with relation to the claim of the carmen that they are not treated properly by the company and said: "In all the years of my railroad experience, about 18 in number, I do not know of any place where the conditions are so favorable for the work on the cars, or where the same pains have been taken to give the men the best time-conditions possible. I have given this matter close personal attention so as to give to each man the highest possible earnings. Taking hours, wages and climatic conditions into consideration I do not know of any place superior to San Francisco for carmen's work." Of course, Ex-Congressman Livernash did not see it that way. He testified that he has taken his statement up for analysis. The arbitration board, when the mass of testimony is brought up to them, will take months to digest it all.

Boss Kelly's Defeat.
The indomitable Martin Kelly went down in defeat before the Supreme Court, where he has brought action against the Republican organization and the election commissioners to have his faction recognized. Consequently "Boss" Kelly will not be represented on the ticket in the coming primary election, but he is irrefragable and will most certainly undertake to claim recognition in some other way. He has long been a thorn in the side of the better element of his party, and is a man whose methods are always reprehensible. Whether he be affiliated with one party or the other.

Elks' New Lodge Boom.
The order of Elks have taken possession of their new lodge room and are across the bay in Oakland. The order is very strong in that city, and they have built a magnificent house, which was opened with suitable ceremony last Thursday night. The lodge room is a grand piece of work. The station of Exalted Ruler is at the east end of the hall on a raised stage, while opposite is an organ loft, with an excellent instrument. The decorations of the hall consist of two full-crowned elks, a doe and a fawn, this being the only lodge in the United States that owns such a complete collection of these animals. A grand opening of the new building will occur some time in September when the grand officers of the order will be present.

The Old Occidental.
The old lease of the Occidental Hotel expired on the first of this month, and since then there has been much speculation as to what disposition will be made of the valuable property. A contract was held between the heirs of the late Maj. W. B. Hooper and the representatives of the various parties interested in the property resulted in an agreement that the Occidental Hotel shall be maintained for a number of years practically under the control of the family. Something like \$100,000 will be expended in modernizing the house.

The announced resignation of W. S. Leake as manager of the Call, while it did not come as much of a surprise to his intimate friends, has at the same time created considerable comment and speculation. Leake is largely inter-

Mayday Jones' Famous "Hot Weather Sketch" of J. P. Morgan, Which So Amused the Financier Last Summer.



JAMES R. KEENE.

ested in the race track enterprise, headed by Tom Williams, and it is supposed he expects to devote his time, in that direction. John McNaughton, who has for some years been chief editorial writer on the Call, will, at least for the present, be managing editor of the Spectator's paper.

Bert Worthington, formerly superintendent of the Coast Division on the Southern Pacific Railroad, has been appointed to a newly created position in the company, to be known as that of assistant to the general manager, with headquarters in this city. The new assistant, on account of having been private secretary to H. E. Huntington for a number of years, has a thorough knowledge of the inner affairs of the company, and may be regarded as a very competent man to fill this important position.

Oregon Hotel Arrivals.
Recent arrivals at the hotels are: W. E. Kelly, Gordon Voorhis, H. Raster, H. Tennett, George Finley, Thomas R. Foley, J. C. Simpson, Smith Baker, O. W. Hoxford and wife, S. F. Friedman, F. S. Grant, G. W. Yamhill, A. M. Moore, O. Caroline, L. A. Friedman, M. R. Blake, C. C. Cronin, C. Page, C. Corwin, F. J. Ransoh, R. B. Miller, C. S. Hanawalt, A. L. Craig, T. B. Wilcox, R. B. Wilcox, E. W. V. Branne, W. B. Lobner, H. T. Orrath, H. J. Kingsley, W. E. Cowan, H. H. Yerrington, C. A. Whitmore, W. J. McCammon, E. S. Howe, A. L. Lovelace, A. N. O'Connell and wife, Dallas, H. H. Brook, Roseburg, M. McGill, Salem, J. Bates, Astoria, H. M. Hogue, Albany; James Stokes, Astoria; M. B. Vawter, Medford; F. E. Harris, Astoria; I. S. Morgan, Mayfield; L. C. Clarke, Salem; W. E. Stingley, Lakeview.

BIRTHS
July 25, to Mr. and Mrs. W. Kellander, of 441 Third street, a daughter.
July 25, to Mr. and Mrs. C. Lee Dargatzis, of 902 East Sixth street, a son.
July 24, to Mr. and Mrs. C. M. Morser, of 760 Vancouver island, a son.
July 17, to Mr. and Mrs. L. W. Davison, of 822 Missouri street, a daughter.
July 24, to Mr. and Mrs. J. Martin, of 720 North Twenty-second street, a daughter.
July 14, to Mr. and Mrs. J. E. Eron, of Gresham, a son.
July 22, to Mr. and Mrs. W. Porter, of 771 Grover street, a son.
July 20, to Mr. and Mrs. H. W. Turner, a daughter.
July 22, to Mr. and Mrs. J. M. Rice, of 425 East Oak, a son.

CONTAGIOUS DISEASES
July 21, L. Fenton, of Dallas, Or., smallpox.
July 24, Grace Baumgarten, of 102 Twelfth street, measles.
July 23, Curtis Gould, of Arbor Lodge, measles.

DEATHS
July 21, Joseph M. Coulter, aged 77, at 248 Oak street, interment Salem, Or.
July 23, Bertram W. Wain, aged 14, at King and Wayne streets, of meningitis; interment Beth Israel Cemetery.
July 24, W. MacIntyre, aged 65, at County Hospital, of septicaemia; interment Lone Fir Cemetery.
July 24, Boris Starrett, aged 8 months, at St. Vincent's Hospital; interment Lone Fir Cemetery.
July 24, Ruth Tooley, at 515 North Twenty-first street; interment Multnomah Cemetery.
July 23, Baby Toole, at 594 Corbett street, of meningitis; interment Chittick, B. C.
July 23, Little Biederma, aged 31, at 435 Sixty-sixth street, of peritonitis; interment at Tigard, Or.
July 18, Baby Worth, at 1009 East Morrison street; interment Lone Fir Cemetery.

The Howard Holman Undertaking Co.
Funeral directors and embalmers, 283 Yamhill. Phone 507.

J. P. Finley and Son, funeral directors and embalmers, have removed to their new establishment, corner Third and Madison streets. Both phones No. 2.

Grain-O
In comparing Grain-O and coffee remember that while the taste is the same Grain-O gives health and strength while coffee shatters the nervous system and breeds disease of the digestive organs. Thinking people prefer Grain-O and its benefits.

TRY IT TO-DAY.
At grocers everywhere; 10c and 25c per package.

MARKET
IS AGAIN
BUOYANT

Wall Street Has Another Scare This Morning, but Soon a Great Rally Is Made and Fear Is Over.

NEW YORK, July 27.—Fears of a



JOHN W. GATES.

panic passed with the splendid revival of stock prices this afternoon. The rally was not unexpected and the older members on the street smiled as they said that panicky feelings expressed by younger brokers Saturday are unwarranted.

The market opened very irregular, but with signs of good support, when at 10:15 o'clock the failure of Hooley & Co. was announced.

After the news of this collapse had become circulated stocks declined rapidly for 20 minutes, and other announcements were momentarily expected. However, the rally soon came and before noon arrived, quotations were jumping upward.

When the afternoon opening arrived the announcement was made that the Bassett Company of Boston, who are members of the New York Stock Exchange, had gone by the board. This, however, caused excitement, but the whirl soon subsided.

The feeling is general here this afternoon that the worst is over and that tomorrow will see the market in strident array.

The firm of Hooley & Co. is a young one, but prominent. The amount of their losses has not been made public. In conversation today James R. Keene said that his losses of last week would not embarrass him beyond a temporary spell.

John W. Gates said that he knew that the market was so strong that fear of a general panic should not be taken into consideration for a minute. Bassett's liabilities exceed \$750,000.

WAS KEPT PRISONER NEARLY 24 HOURS
William Ryan Objects to the Methods of Police in Holding Him as Witness.

The practice of the police in arresting persons and holding them prisoners under the pretense of their being witnesses, is emphatically objected to by William Ryan who was released from the City Jail this morning after being locked up since Sunday afternoon.

Ryan is employed by the Reed-Brunkly Shoe Company. Saturday night he says he gave a chance acquaintance of his, named Slagel, 10 cents with which to get a bed. At that time Slagel remarked: "I won't be broke long."

About midnight Ryan met the manager of Slagel's saloon and Slagel offered to sell him a bank book for \$2. Ryan tells what happened:

AMPLIFIED PREPARED
TO HEAR CASE

Piano-Tuning, Repairing, Polishing, Cleaning and Restoring at Extra Low Prices at Ellers Piano House Now.

With a large, model, modern repair-room, and a force of expert workmen, Ellers Piano House is prepared to place pianos in perfect condition and bring out all the merit there is in them. If your piano is out of tune, if it rattles, if the ivories are discolored, if the case is marred, or if it needs a general cleaning and overhauling, phone us and we will send a man to your house to examine it and make you an estimate of what it will cost to have it placed in perfect condition.

NEW YORK, July 27.—Fears of a

GREAT VALUE OF
CORBETT ESTATE

Inventory Filed by Appraisers Today Places the Total at \$2,621,538.85 to Go to the Heirs.

The inventory of the estate of the late Henry W. Corbett was filed with County Clerk Fields this morning, and it shows that the deceased president of the First National Bank was almost three millions rich.

The total value of the real and personal property amounted to \$2,621,538.85, and this amount was certified to by the appraisers, J. W. Newkirk, W. M. Ladd and A. L. Maxwell, and approved by the executor, Mrs. Emma Corbett, and the executors, William C. Alvord and Henry Ladd.

Excluding a number of personal debts, the inventory is as follows: Personal property in hands of executors, cash \$698.55.

Shares of stock in the City & Suburban Railway Company, \$162,250. Shares of stock in Columbia River & Northern Railway Company, \$20,000. Shares of stock in Donahue & Kelly Banking Company of San Francisco, \$2,500.

Shares of stock in First National Bank of Portland, \$150,000. Shares of stock in First National Bank of Heppner, \$2,500. Shares of stock in First National Bank of Pendleton, \$2,500.

Shares of stock in First National Bank of Grants Pass, \$5,000. Shares of stock in Independence National Bank, \$1,000. Shares of stock in La Grande National Bank, \$4,500.

Shares in Portland Trust Company, \$1,000. Shares in Security Savings & Trust Company of Portland, \$20,000. Shares in Vancouver National Bank, \$15,000.

Shares in Klickitat White Pine Company of Portland, \$10,000. Shares in Northwest Door Company, Portland, \$500. Shares in Oregon Transfer Company, Portland, \$5,000.

Shares in Portland Coal & Coke Co., \$100. Shares in Portland Gas Company, \$30,000. Shares in Portland Hotel Company, \$200,000.

Shares in Title, Guarantee & Trust Company, \$100. Shares in Trinidad Asphalt Paving Company, \$500. Shares in Willamette Iron & Steel Works, Portland, \$25,500.

Shares in Willamette Boiler Works, Portland, \$10,000. Shares in Masonic Building Association, \$500. Shares in Union Pacific Railroad Company (preferred), \$102,000.

Shares in Columbia Extension Gold Mines Company, total not known. Shares in L. E. Clark & Co. Fair, \$8,000 shares, 50 per cent paid, \$10. The bonds are as follows:

City & Suburban Railway Company, (mortgage), \$85,500. Columbia River & Northern Railway Company, \$51,000. Oregon Electric Line Railway Company (participating mortgage), \$25,200. Portland Gas Company, (first mortgage), \$38,000.

Riverview Cemetery Association, (first mortgage), \$13,000. Takina Light, Water & Power Company, (first mortgage), \$30,000. Bills receivable, \$633,000. Pictures, statuary, etc., \$3,500. Household furniture, \$5,000. Total value personal property, \$1,380,788.85.

The real estate was valued at \$1,155,750. Property outside of Portland and not already noted, \$45,000.

GROCERS HAVE A
GLORIOUS OUTING

Ralph Dunniway Is Hopeful that the Circuit Court Will Be Reversed on Initiative and Referendum Case.

"There is strong probability," said Attorney Ralph R. Dunniway, who has appealed the decision of the Multnomah Circuit Court, which held the initiative and referendum amendments to be legally adopted, to the Supreme Court, "that the decision of the Circuit Court will be reversed and the amendment declared to have been legally adopted."

"Granting for the sake of the argument," said Mr. Dunniway, "that the principles of law as announced by the Circuit Court are correct, then the turning point of the decision of the Circuit Court is found in this extract from its opinion:

"The action of the Legislative Assembly upon the four amendments in the sessions of 1893 and 1895 was in all respects regular and in strict conformity with the constitutional method provided for the adoption of amendments."

"Did the failure of the Legislative Assembly of 1895 to pass an act to submit these amendments to a vote of the electors oust the Legislative Assembly of jurisdiction over the proposed amendments?"

"If the failure to enact the necessary law at that session did not have that result, then it was competent for any subsequent Legislative Assembly to supply the omission, and it was a duty that should have been performed."

"If the contention which framed the Constitution intended the act of submission should be passed by the second Legislative Assembly which considered a proposed constitutional amendment, and by no other Legislative Assembly, it would have been very easy to state that the intent so clearly there need be no danger of misconstruction or misunderstanding. There is no room for doubt what Legislative Assembly must pass upon an amendment already agreed to by a Legislative Assembly. It is provided that a proposed constitutional amendment, if agreed to by a majority of all the members elected to each of the two houses, shall be referred to the Legislative Assembly to be chosen at the next general election, and if in the Legislative Assembly no next chosen such proposed amendment or amendments shall be agreed to by a majority of all the members elected to each of the two houses, then it shall be the duty of the Legislative Assembly to submit such amendment or amendments to the electors of the state and cause the same to be published without delay at least four consecutive weeks in several newspapers published in this state, and if a majority of said electors shall ratify the same, such amendment or amendments shall become a part of the Constitution. If the convention had desired to restrict the authority to submit to 'the Legislative Assembly so next chosen,' it would have repeated the clause, as had already been done, or written the word 'of the' instead of the word 'after the word duty.'"

"You will notice that the Circuit Court states that if the adjective 'that' had been used instead of the adjective 'the' before 'Legislative Assembly,' the amendment would be held to have been legally adopted."

"The Circuit Court overlooked or disregarded the fact that in the English language, as it is printed in dictionaries, 'the' and 'that' are equivalents. The is a milder form of that. See Webster or Century."

"This provision of the Constitution of Oregon was taken from the Constitution of Indiana, and the Indiana Supreme Court, in the case of Ind. v. Denn, 155 Ind. 104, 28 N. E. 22, in 1900, 73 Ind. 238, 37 Ind. 238, held that the word 'the' in the Constitution of Indiana, as it is printed in dictionaries, 'the' and 'that' are equivalents. The is a milder form of that. See Webster or Century."

"When was the proposed constitutional amendment to be submitted to the electors? The Constitution says 'then.' That is, 'at that time.'"

"By what Legislature was the proposed constitutional amendment to be submitted to the electors? The Constitution says 'the Legislative Assembly; not any Legislative Assembly.' Under the decision of the Circuit Court, the question whether the initiative and referendum amendments to the Constitution depends on whether 'the' as used in Article XVII before 'Legislative Assembly' is an adjective of same meaning as 'that' would be if the adjective 'that' had been used in Article XVII before 'Legislative Assembly.'"

"This is a very small point in grammar upon which to undo the work of two Legislatures and the large vote of the people of the state upon this initiative and referendum amendment."

"The point in grammar absolutely disappears when one consults the dictionaries."

"The point disappears when we consult the Indiana Supreme Court, when the amendments proposed in 1893 and agreed to in 1895 were defeated and ceased to be pending when the Legislature of 1895 refused to submit them to the electors in 1895."

"I have fully presented the case in my brief, and I hope that the case can be argued in August before the Supreme Court and there, settled at an early date."

Len and Herbert Lambert, who Harry McRae claims held him up and assaulted him at Madison and Seventh streets several nights ago, appeared in the Police Court and asked for an examination on the charge of robbery. The Lamberts claim they can prove an alibi, while McRae has identified them as his assailants. They will be given a hearing before Judge Hogue tomorrow.

Tony Gallagher, who while intoxicated, wandered into a foundry of Robert Gray, appeared before Judge Hogue and pleaded guilty to trespass, whereupon he was fined \$10. A charge of burglary was dismissed with the consent of the District Attorney.

P. Rothberger paid a fine of \$5 for assaulting Meyer Barell, a clothing merchant. Rothberger purchased a pair of trousers from the merchant. They did not fit and as Barell refused to exchange Rothberger sought revenge by striking the clothier.

Picnic at Oregon City Proves Greatest Kind of Success and Day Was Spent with Fullest Enjoyment.

Sports of All Descriptions Were Indulged and Dancing Ended the Day's Enjoyment—A Big Attendance.

(Journal Special Service.)
OREGON CITY, July 27.—The second annual picnic of the Portland Retail Grocers' Association, was held in General Park in this city, yesterday. About 500 grocers and clerks were in the city, many of whom were accompanied by their families. A large number of races and other sporting events were pulled off, and altogether the affair was a most successful one, exceeding the anticipations of the committee in charge. Besides the large crowd that came down from Portland, an excursion from Albany brought another crowd of several hundred people.

The sporting events opened with a baseball game between the Grocers and City Salesmen. The game was certainly a hummer. Only seven innings were to have been played, but at the end of the seventh the score was tied, each side having made four runs. Then for four innings neither team was able to get a man across the home plate. In the 11th inning the grocers secured the desired run and won the game.

The fair man's race was won by a local grocer named Green. The contestants in this race all weighed over 200 pounds, but all of them were sprinters and made excellent time. The prizes were a clock and a pipe.

Lewis Munson won first prize in the boys' race and Elmer King the second. Each of the winners received a baseball bat.

In the boys' race, 15 to 21, J. G. McElroy of Portland and Walter King, of Oregon City were the winners, the prizes being a pair of boxing gloves and a pocket knife.

In the grocers' race, G. Woolley, E. R. Raymond and J. Ziegler, all of Portland, were the winners. The prizes were an umbrella, nail puller and pair of slippers.

The clerks' race there were a number of contestants, the prizes being a gold watch, bob, valued at \$15, \$5 in cash and a handsome belt. The winners were Mr. McElroy, W. Long of Oregon City and M. D. Bartlett.

A girls' race under 12 years in which the prize, a pair of shoes, a box of bonbons and a pair of gloves, were won by Gertrude Thomas, Maude Farr and Marjorie Overton.

Another girls' race under 18 was won by Stella Mimmis, Myrtle Paddock and Julia Sheffick. The prizes in this race were a silk waist pattern, prize parasol and a pair of gloves.

A whole lot was a watermelon eating contest. The prizes were won by three boys from Missouri, whose names are not obtainable. A pie-eating contest also furnished a fund of much amusement. The winners in this were Fred Rappest and Martin Siler.

A wheelbarrow race was won by G. Simmons. In the tug of war Oregon City was victorious and each of the contestants were given a sack of flour on the winning side, while the losing side each received a package of soap.

A married woman's contest was won by Mrs. Johnson of Portland. She received a prize of a 34-piece silver set. An egg race was won by two boys whose names are not obtainable.

Baby Gwinn won first prize in the baby race and the ladies' prize waits Miss Florence McCullough of Portland took first honors.

The best gentleman waltzer was Mitch Hickey. Excellent order and general good humor prevailed. Dancing was indulged in all night, and when the grocers took their cars for home.

Married women's race — Mrs. Johnson first prize. Baby show — Mrs. J. G. Gwinn's baby first prize. The gate prizes were awarded as follows: First prize, 4.97 — Ladies' gold watch. Second prize, 4.81 — One dozen one-pound tins Country Club coffee. Fourth prize, 1.05 — One case Perfectly table fruit. Fifth prize, 1.45 — One case canned goods, Royal Club. Seventh prize, 4.69 — One box Fiesta La Sincerra.

FINE BAND CONCERT
One of the best out-door concerts ever given in Portland was that by the Nineteenth United States Regiment Band at the Plaza Saturday night. The 32 men comprising the band were brought over from Vancouver at the expense of the Regular line of steamers and the concert given free of charge. Round after round of applause greeted the band and several thousand people gathered to hear the sweet strains. Many favorable comments were made on the playing and the generosity of the Regular people.

CHAMP CLARK GONE
Congressman Champ Clark and family left yesterday for Pike County, Mo., their home. Clark stated that he was very much pleased with his Oregon visit, and that from now on he would do all in his power to help boom the Lewis and Clark Fair. Yesterday he and his family were taken to Cascade Locks at a steamer. They were accompanied by a party of Portland friends. The Missouri visitors took the evening train at the Locks.

EVEN WITH HIM
Mr. Flirty (tauntingly)—I saw Mrs. Berryman on the street, today. She looked charming in her mourning gown. Mrs. Flirty (sarcastically)—Indeed! It's a pity we all can't be widows.

CASTORA
For Infants and Children.
The Kind You Have Always Bought
Bears the Signature of Dr. J. C. Watson