

SUITS FILED IN WARE LAND CASE

Four Men Cited to Show Cause
Why They Should Not Give
Up Grants Which They
Fraudulently Acquired.

Three Are Supposedly Fictitious
Persons and the Officers do
Not Expect to Hear Anything
of Them.

The first of the suits to be instituted by the federal government for the recovery of lands granted under the fraudulent suits made before Marie L. Ware, as United States Commissioner at Eugene, were filed in the United States Circuit Court this afternoon. The defendants named are G. B. McLeod, William H. Watkins, James E. Warwick and Samuel L. Carson, and all four have been cited by United States Commissioner Bladen to appear before him on September 7 and show cause why the lands granted to them should not revert to the government.

This suit was begun by District Attorney Hall in the name of Henry M. Hoyt, acting Attorney General of the United States. The allegations of the complaints in each case are exactly the same, excepting the difference of the localities of the lands alleged to have been fraudulently obtained. In all 400 acres so far are involved. They are located in township 24 south of range 1 east of the Willamette meridian. The first filings were made, according to the affidavit, by Watkins, Warwick and Carson in 1892, and proofs were issued by the Roseburg Land Office in 1901, upon the presentation of fraudulent affidavits which were sworn to before Miss Ware. All three of the parties, the complaint alleges, were fictitious, and the names were used only in order to gain the lands, which were afterwards transferred to McLeod, who now holds them. Watkins, Warwick and Carson are supposed to have lived at Cottage Grove, and although the Commissioner has cited them to appear, he does not expect that they will ever be seen. The three are, in the minds of the officers, simply non-existent persons.

OYSTERS AND NOT HOTELS FOR TYLER

Tacomian Says He Is Not Con-
templating New Hostelry
for Portland.

"That's newspaper talk," was the reply W. D. Tacomian, a Tacomian and former hotel keeper, gave when asked if he contemplated engaging in his old-time profession in Portland.

"A good hotel run on the European plan would pay here in Portland," he said, "and there is, believe me, an opening, but I am in no way connected with the hotel business, and haven't been since 1899. I've got something better. It is oysters."

Mr. Tyler is now with a well-known Sound oyster company.

"The oyster trade," said Mr. Tyler, "is exceptionally good and we have about \$200,000 worth in our beds which we expect to find a market for this season. Business in general is good on the Sound."

Mr. Tyler, it has been rumored, was being backed in a proposition to build a new first-class hostelry in this city. He will be in Portland several days.

AN EXPLANATION

How a Fraud Is Practiced Upon the
Housewives and Others of Port-
land—Lookout.

Many Portland housewives have been artfully deceived for two or three weeks by grocers who have palmed off upon them Palouse and Montana flour, put up in imitations of "Pillsbury's Best" sacks. The imitations are not so perfect, however, as to be not discernible upon close inspection. Not many suspect the fraud, and, when the flour the sack contains is found not up to the claims made for that brand, blame is likely to be placed where it does not belong. It will be well, therefore, to closely inspect the sack when brought to the home, and see that "Pillsbury's Best" is plainly printed upon it.

Along about 1893-94, when North Dakota wheat first came into the markets at Duluth, Minn., and Buffalo, N. Y., it was discovered that it was not just to that grain to sell it at the ruling price of No. 1 wheat, the highest grade then extant. After long deliberation, an attempt was made to pass off the cheap, low-grade wheat as being thoroughly canvassed at both of these noted grain markets, it was agreed that a new grade should be established, that of No. 1 hard, and that thereafter North Dakota wheat should have this appellation in order that it might have the distinction to which its hard, brittle, plump, round, nutritious kernels entitled it. It was speedily discovered that North Dakota wheat produced the best grade of flour in the world, and it was not long before this nutriment was in demand at all the wealthy homes of this country and Europe. These grocers catering to what is usually designated as the "best" trade, that is, the wealthy classes, constantly kept this flour in stock, and by "word of mouth" its fame soon spread to all parts of this and foreign countries. Very recently Messrs. Nottingham & Co., Front and Alder streets, this city, arranged with the Pillsbury-Washburn mills of Minneapolis, to place its most noted brand, "Pillsbury's Best," on the Portland market. Its fame has spread in this city fully as rapidly as it did in New York, Philadelphia, Boston, London, Paris, Berlin and other great metropolises of the world. Wherever it has had a trial, without a single exception, the flour has given the same unqualified satisfaction that it has done elsewhere, and this seems to have impelled one or two small calibered grocers to counterfeit the sacks in a rather awkward way, and to attempt to palm off as "Pillsbury's Best" flour made from Palouse and Montana grains. These last-mentioned flour is made from Western soft wheat, and while of a good grade of the kind cannot, of course, very favorably compare with the product of the big mills of Minneapolis. As has often been stated in these columns, "Pillsbury's Best" is the best flour made in the world today, hence the incentive to counterfeit it is of the greatest magnitude. Not many dealers will stoop to this, however, most of them preferring to sell the genuine to deceiving their patrons and run the chance of losing their trade. But there are a few small fry in every business. And it pays to keep an eye on them.

There are no poorhouses in Serbia. Even the poorest people own property.

BOARDING HOUSE CASE IS ARGUED

Court Takes Mandamus Suit of
Smith and White Bros.
Under Advisement.

The mandamus case of Smith and White Bros. against E. W. Wright, E. M. Mears and Herbert Holman, composing the State Board of Sailor Boarding-house Commissioners, was unexpectedly brought up before Circuit Judge Cleveland, George and Sears this morning. Evidence on both sides was taken, and the matter was argued and submitted to the court. The case had been set for later in the day. The complainants had been refused a license by the board. The claim of the defense was that more than one sailor boarding-house would be injurious to the shipping interests of Portland. Theodore B. Wicox, president of the Portland Flouring Mills Company, was the principal witness on this point. His was the largest shipping company in Portland. Next in rank was Balfour, Guthrie & Co., and the third in importance was Kerr, Gifford & Co. The three companies did 85 per cent of the shipping business of Portland. He believed that all were of the opinion that it would be for the best interests of the port to have only one sailor boarding-house in the city.

E. W. Wright, president, and Herbert Holman, a member of the commission, testified that they had refused a license to Smith & White Bros. simply because the firm had not produced any evidence of its respectability, and the reputation of its members was bad. They had been having trouble on different ships, and one of them had been convicted of a crime. C. E. S. Wood and J. C. Flinders, attorneys for the majority of the exporters, testified substantially to the same effect, excepting as to any personal knowledge of the misdeeds of Smith and White Bros.

For the petitioners, Nell O'Hare, J. J. Fitzgerald and ex-Harbor Master J. J. Byrne testified that the Whites had never been in any trouble until last February, and that they and Smith had conducted a respectable sailor boarding-house. The trouble of February brought the Whites into court, and that was the only time the witnesses knew of petitioners having been brought into court.

For the firm, Harry White testified that he had been told by Wright and the other commissioners that he would be granted a license to run a sailor boarding-house if he could obtain the signatures of a number of shipping men to a petition. All the members of the Multnomah delegation, excepting Senator McGinn, were in favor of granting him a license, and when he informed Wright of this fact he was told to get Mr. Wicox's signature.

"But," continued the witness, "Wright told me that it would do no good anyhow. It was only a matter of form and they would not grant it."

The case was argued by W. T. Hume, for the petitioners, and Henry E. McGinn for the defense, and the matter was taken under advisement.

For Weak and Nervous People.

We have a cure for nervous and unsteady people, weak, fleshless people, and simply, pale, thin people, who are troubled with loss of ambition, failing memory, depression of spirits, lack of confidence, nervous headache and all the ills of a nervous system. It is produced by weakened nerves, brought on by the watery condition of the blood. Make strong, rich, red blood and furnish the source of the disease, and the cure then is only a question of days. The best flesh and blood builder is Dr. Cass's Blood and Nerve Tonic, in tablet form, to take at meal time. Sells at 75c a box, or 3 boxes for \$2, at all drug stores, or sent postpaid on receipt of price. People gain from 1 to 3 lbs. of solid, healthy flesh per week by the use of this medicine, that is, in addition to what is gained by good food. Address, Dr. Bosanko Co., Philadelphia, Pa.

ACTRESS IS ACCUSED

The proceeding was so novel to Louise Allers that when she was arraigned before Judge Hogue on a charge of larceny from the person she did not know as her attorney pleaded not guilty for her.

Miss Louise is a songstress at Blazer's First-street variety theatre and she was arrayed in the height of fashion when she appeared in court. The case will be heard later and the prisoner can secure her freedom if she furnishes \$750 cash bail.

J. M. Level is the complaining witness. When he came from the woods to Portland he had over \$80 in hand-earned cash. He purchased a new suit of clothes and other necessities and there was still \$60 jingling in his pockets when he entered Blazer's. He and Miss Louise had a pleasant evening and when the hour became late he claims she robbed him of \$50.

Level told a straight story to the police and when Patrolman Hemsworth saw the Allers woman running down Third street he became suspicious. He arrested her as she was about to enter her apartments at the Marquam Lodging House at Alder street, near Sixth. Level identified her and she was held at the station. The police are also keeping Level to insure his appearance against the alleged thief.

Oregon is represented by 52 distinct establishments in the exhibition at Osaka, Japan.

NO TIME WASTED

Prompt Action Is Pleasing Many
Portland Citizens.

Get down to the cause of everything. Bad backs are caused by sick kidneys. Cure the kidneys, you cure backache. Doan's Kidney Pills are for kidneys only. No time wasted trying to cure other troubles.

Portland people endorse their merit. Mrs. A. M. Hollabaugh, wife of A. M. Hollabaugh, proprietor of shoe repair shop at 192 Third street, place of residence 328 Grant street, says: "For two or three years I had kidney disorder and inflammation of the bladder. There was not so much backache, the principal symptoms being in connection with the kidney secretions, which were much too frequent and accompanied by pain. Learning about Doan's Kidney Pills, I called at the Lane-Davis Drug Co.'s store, corner of Yamhill and Third streets, and got a box. Before I had completed it I felt the beneficial results in every way. I hold a very high opinion of Doan's Kidney Pills and can cheerfully recommend them."

Foster-Milburn Co., Buffalo, N. Y., sole agents for the United States. Remember the name—Doan's—and take no other.

STATE TENNIS TOURNAMENT OPEN

Fine Weather Adds Much to the
Interest in This Year's
Championship Games.

The Oregon State Tennis Championship Tournament opened this morning at the Multnomah Club field. A fair sized crowd gathered to see the racket-wielders ply and several fine games were witnessed.

In the men's singles there are 32 entries and 14 entries in the doubles. The champion is decided by reducing first in the singles from 32 to 16, from 16 to 8, and so on until the final two decide which is winner.

W. A. Dughal is now holder of the championship of singles, having secured and retained it since 1902 and the winner of this year's singles will play Mr. Dughal for the honor.

W. A. Goss and C. D. Lundie were champions of doubles in 1902, but they will compete with the winners of this year's tournament for championship of '03. The following games were played this morning:

M. C. Cheal beat Dr. A. A. Morrison; score, 6-3, 6-0.

R. A. Lister beat J. Wesley Ladd; score, 6-2, 6-2.

Kenneth Fenton beat Harry Failing; score, 6-3, 6-2.

P. B. Gifford beat Harry Durand; score, 8-6, 6-2.

James F. Ewing beat Roderick MacLay by default.

CLAIMS SHE WAS BRUTALLY BEATEN

Mrs. Max Bell Swears Out
Complaint for Assault—The
Man Wanted Surrenders.

Max Bell, engaged in the slot machine business, was not taken by surprise this morning, when Officer Maloney served him with a warrant in which Mrs. Bell charges him with assault and battery.

Mrs. Bell was on hand at police headquarters bright and early to have her husband arrested. The woman carried the evidence of an assault with her, for her face was a mass of bruises, while her head and neck were covered with marks of abuse.

The couple reside at 754 Kelly street, and the woman asserts that she received a most brutal beating at the hands of her husband while he was in a fit of anger last night.

Bell, when he arrived at the police station, told Capt. Gritzmacher that he had experienced difficulty in being arrested. He had been at the station twice last night expecting to be locked up. When he saw Officer Maloney board a car today he concluded that he was the man wanted, so he told Maloney who he was and gave himself up.

Bail was fixed at \$100 which Bell had not furnished by noon.

In the case of the French ship which went ashore, on the Goodwin's evidence, given in the Admiralty Court, showed that by means of one short wireless message property to the amount of \$272,340 was saved.

RESEMBLE THE THREE SISTERS

Chickering, Weber and Kim-
ball Pianos as Difficult to
Duplicate in Merit as These
Three Peaks Are to Climb.

The Three Sisters have at last been scaled. Another brilliant piece has been added to the annals of the climbers, whose courage and enterprise have contributed so greatly to the history of Oregon and furnished invaluable assistance to science. Their recent daring feat has made the three beautiful mountains whose rugged nature has rendered ascent so difficult as to heretofore be considered impossible, a part of the glorious history of the state.

The lofty remoteness of the Three Sisters is strikingly similar to the position in the piano world occupied by our three leading pianos—the Chickering of Boston, the Weber of New York, and the Kimball of Chicago.

Science and stanch construction, unsurpassed beauty of tone and the finest most modern and artistic base finish have placed these three pianos on the highest pinnacle of piano perfection. So far removed are they, in fact, from all other makes that, although many strive to attain their altitude, all fall short in some important point of merit—either tone, quality, endurance or mechanical action—which render them lacking in the degree of perfection possessed by these instruments.

The Kimball piano, which has acquired this enviable standing in but 15 years, now ranks with its sister makes, the Chickering of Boston, that for 80 years has enjoyed an irreproachable reputation, and also with the Weber piano, which is originated by a musician to meet the needs of a musician, and is today beloved and used by musical artists all over the entire world.

These three superb pianos, in many beautiful styles of case finish, including uprights, baby grands and concert grands, are always to be found at our stores, and although greatly superior to all other makes, are but little higher in price.

The public is cordially invited at all times to call and examine these pianos, as well as the remainder of our high-grade instruments, which include the Aeolian Pipe Organ, the finest and best church and parlor organs, electric pianos, the great Kimball Pipe Organ, beside 20 additional makes of fine pianos, Ellers Piano House, Washington street, corner Park. Other big busy stores at San Francisco, Cal.; Spokane, Wash., and Sacramento, Cal.

**WIFE NOT ALLOWED
TO GIVE TESTIMONY**

John C. Eggleston Gets New
Trial on Ground of an
Error by the Court.

John C. Eggleston, who was recently convicted of the crime of adultery, was granted a new trial by Circuit Judge Sears this morning. The ground of the reversal was that the court erred in permitting the wife of the defendant to testify against him, and Judge Sears, upon considering the motion of Eggleston's attorney, George J. Cameron, for a new trial this morning, granted it, holding that authorities were overwhelmingly against the admission of the evidence which had been permitted.

RAILROADS EXPECT A GREAT BUSINESS

Very Healthy Condition An-
nounced, Especially by Car-
riers of Western Traffic.

(Journal Special Service.)
CHICAGO, July 28.—In the opinion of well-posted traffic officials all lines of business could not be in a much more healthy condition. Naturally, attention is concentrated upon Western territory, particularly that portion of the great crop-growing areas which serve as a guide for future business operations. Careful investigation has failed to disclose anything in the prospective conditions which would justify anxiety in New York's financial district in the Northwest railroad men are equally optimistic and fully as confident that not only is the crop outlook encouraging, but the indications point to a greater volume of traffic for the railroads than has assured one year ago.

In the Southwest traffic conditions are rapidly becoming such that officials say they have difficulty in handling it promptly, and are looking for a car shortage earlier than usual, although they claim to be better prepared for tonnage than ever before. There is now a great volume of merchandise going to the recently-flooded districts and the railroads touching those points are overburdened with traffic additional to that which has been pouring into other parts of the country for weeks. Officials of the lines directly west of Chicago say their reports from all distributing points could not be of a more encouraging nature.

The West is consuming an increasing tonnage of everything manufactured and vast quantities of supplies are moving forward now that were held back by the cold spell in June. The Southern lines also report a steadily increasing business in both directions and officials say they have few, if any, idle cars.

A UNIQUE BRIBE

(Journal Special Service.)
WASHINGTON, D. C., July 28.—Col. Clem, Chief Quartermaster of the Department of Texas, has caused to be transferred \$203 to the department here, stating that he received a present of a box of cigars from a contractor, in which was placed \$200 in bills. Col. Clem was very much angered by the find and sent the cigars to Gen. Fred Grant, commander of the Department of Texas. The matter was investigated and the contractor was questioned, when he said that he had sent the cigars, but knew nothing about the money. It was decided that prosecution could not be undertaken. The cigars were sold for \$3 and the whole amount sent to Washington.

WANT CHANGE

(Journal Special Service.)
MACKINAC ISLAND, Mich., July 28.—The International Federation of Commercial Travelers' organization began its annual meeting here today and will remain in session until Saturday. Nearly 100 delegates are present, representing organizations with a combined membership of 150,000. The federation aims to better the welfare and conditions of work of the commercial travelers of the country and among other things is concerning itself just now in a prolonged agitation for an interchangeable mileage ticket of \$2,000 miles.



3-Overland Trains Daily-3



2-Daily Through Trains to the Beautiful Twin Cities-2

Minneapolis and St. Paul

1—OVERLAND TRAIN DAILY—1

VIA THE

...Northern Pacific---Burlington Route...

...TO...

DENVER, LINCOLN, NEB.; OMAHA, NEB.; ST. JOSEPH, MO.;
KANSAS CITY, ST. LOUIS, AND ALL POINTS
EAST AND SOUTHEAST

ONLY DIRECT LINE TO THE FAMOUS

Yellowstone National Park

Your Baggage can be Checked Through to Destination. Union Depot Connections.



THE OLD RELIABLE

Pioneer Dining Car Line

EXCELLENT THROUGH CAR SERVICE

TRY THE

"North Coast Limited"

ELECTRIC LIGHTS—ELECTRIC FANS

THE CRACK TRAIN OF THE NORTHWEST



A. D. CHARLTON,
Assistant General Passenger Agent

255 Morrison St., cor. Third, Portland, Oregon





LARGEST CLOTHIERS IN THE NORTHWEST
S. W. Cor. Fourth and Morrison Sts.

THIS IS THE LAST WEEK OF OUR GREAT

SEMI-ANNUAL SALE

Prices on high-grade apparel for men and boys have never before been so ruthlessly cut. Alert, careful buyers are quick to seize an opportunity to economize, and the great SEMI-ANNUAL SALE affords saving chances rarely offered.

MEN'S and YOUTHS' 2-piece Outing and Business Suits and Straw Hats at 20 TO 35 PER CENT LESS.

Ladies' and Boys' Straw Hats, half-price.

Boys' \$5 Suits and Reefers, \$3.85.

Hundreds of other reduced articles that are most interesting.

Come and see for yourself.

It's Easy to Trace

THE WHOLESOME GOODNESS OF

SHIELD BRAND

Hams, Breakfast Bacon and Lard

The use of Shield Brand Goods insures good health to all who consume them. Made from Oregon wheat-fed hogs and government inspected. For sale by all first-class grocers.

UNION MEAT CO.

Union Made

MT. HOOD SHIRTS

Made "A Little Better Than Seems Necessary"

BY

The Best Workmen

FROM

The Best Material

WITH

The Best Machinery

NONE CAN BE BETTER!

Fleischner, Mayer & Co.
MAKERS