

KANGAROO COURT HAS NO VALIDITY

Chief Hunt Says He Will Continue to Release Prisoners Without Trial—Law Shows That No Such Power Resides in the Police.

George Wilson and C. Kenney, suspected highwaymen who were released from the city jail last Saturday by answering to the names of two drunken men who had been ordered let loose by Chief Hunt before any trial of the last two men had occurred, are still free. The police have been searching for them and Chief Hunt says he is anxious to arrest them.

Many people are wondering where Chief Hunt derives the power to allow prisoners to go before they have had a trial. Chief Hunt says he has an arrangement with the mayor regarding the matter, and that he will continue to hold his kangaroo court every morning. In speaking of the chief's allowing men to go free before they have been brought before a magistrate, Attorney J. M. Long said:

"If a person is arrested for breaking a law, it is the duty of the police to bring the disobeying of a city ordinance, no police officer has the power to release the arrested man. That power belongs to the magistrate. When a man is arrested for being drunk and disorderly, that person has violated a city law, and Chief Hunt has no legal right to release him if he were arrested while in the act of breaking the ordinance."

The American and English Encyclopaedia of Law says:

"A person arrested without a warrant should be brought immediately and without delay before the nearest magistrate."

It is a well established principle that it is the duty of an officer after making an arrest, to take the prisoner before a proper magistrate within a reasonable time."

Rouvi's Law Dictionary says:

"Negligent escapes take place when the prisoner goes at large, unlawfully, either because the building or prison in which he is confined is too weak to hold him or because the keeper by carelessness lets him go out of prison."

Twice last month men were released from the city jail who were confined there on charges other than that of drunkenness. The escape of Wilson and Kenney occurred because the men whom the chief ordered released happened to be unable to answer when their names were called. Wilson and Kenney answered in their stead.

OFFERS TO MEND DEFECTIVE STREETS

Repairs to the extent of several thousand dollars will be made to the various asphalt paved streets by the Trinidad Asphalt Paving company as soon as the weather settles so as to permit of the work being done.

"Wherever the work we have done shows poor material, we will repair it at our own expense," said Douglas Taylor, president of the company, today. "We ascertained that some poor material had been shipped to us without our knowledge, and some of this was used before we found out the facts. Most of the trouble is in the Sixth street pavement, and this street work has never yet been paid for by the city. We will repair all of it at our own expense as soon as the weather is so we can do so."

For many months several members of the city council have been endeavoring to bring about an expert investigation of the material used in the asphalt paving of Portland, and the result has been that the paving company brought a man from the east, who analyzed the material, finding some of it very poor. No more of this will be used, according to Mr. Taylor, except for temporary repairs to keep the street in repair until the new material arrives.

GRAND JURY CALLED TO MEET MARCH 17

Judge C. B. Bellinger made an order this morning calling a grand jury for the United States district court to meet in Portland, March 17, 1904. The panel follows: Joel Koonitz, farmer, The Dalles; Leslie Stroh, farmer, Gervais; Albert Feidenheimer, jeweler, Portland; Henry Krause, farmer, Aurora; Thomas Ryle, clerk, Astoria; George W. Landon, canneryman, Astoria; Alfred Suttan, stockman, Portland; S. E. Fisher, farmer, Halsey; C. W. Allen, farmer, Beaverton; W. W. Spaulding, meat dealer, Portland; James Steel, capitalist, Portland; C. O. T. Williams, broker, Oregon City; T. H. Bisbee, merchant,

HOOD HAS THREE DIFFERENT LIVES

E. W. Hood, charged with trespassing on the property of the Brooklyn school, has found a champion in Dr. J. Allen Gilbert, who declares this man with the three personalities, while suffering with strange hallucinations, is harmless. Municipal Judge Hogue continued the case indefinitely.

As the result of a blow on the head when he was 16 years of age, according to the physician, Hood's personality changed. Some time later an illness developed yet another personality. Since then, at irregular intervals, these curious changes take place in Hood. The physician stated that he secured the facts from Hood by hypnotic suggestion. While his rational self Hood is in deadly fear of being adjudged insane. In one mood he is abnormally thirsty and drinks quarts of water. In another he has a desire to gain knowledge and spends much time in study. In another he thinks himself a tramp. It takes but little to cause one of the changes—a street ride, or a suggestion.

Dr. Gilbert stated that Hood has twice enlisted in the United States army while in a patriotic mood, but as soon as his personality shifted he has deserted. He declared that he had made a close study of Hood and believed that there was no other such case on record in the world in which a man had three personalities.

LUTHER WESLEY IN STRANGE GARB

If Luther Wesley is permitted to thrust both legs into one trouser leg he remains quiet and gives no trouble to D. D. Jackson, the county jailer. Take the trousers out of his cell and he protests wildly and incoherently. His form of lunacy is one of the most peculiar known to the medical profession.

L. R. Webster, county judge, and Dr. Geary, the county physician, examined Wesley this morning and pronounced him hopelessly insane. He will be sent to the asylum at Salem. He is aged 42 years and was sent to the county jail Monday on request of Superintendent E. F. Hendon of the Odd Fellows' home.

COMPANY WOULD LIKE INFORMATION

Recently J. A. Krebs sued the Oregon Railroad & Navigation company for damages in the amount of \$700. He alleged that at 7:30 p. m. on last June 7 he shipped a number of horses to this city to be transferred to the Southern Pacific and sent to Brooks, and that they were so badly handled that two of them died and others were injured sufficiently to lower their market value by the time they reached here at 2 a. m. on June 9.

A motion was filed in the state circuit court by the company this morning that the allegations be made more specific. The company desires to know how the animals were injured, how many were hurt and what employes refused permission to take them out of the cars for water.

WRECKED SAILORS LEFT PENNILESS

Three sailors from the schooner Gem, which went ashore on Soladome beach February 16, arrived in the city this morning and have taken up temporary headquarters at the sailors' union hall. The men are Louis Christensen, W. M. Harrett and Henrik Abert. They report that the vessel will be a total wreck. After the schooner was wrecked they state that the captain left them without a cent, and they have been roughing it ever since.

The Gem belonged to O. J. Olsen of San Francisco, and at the time of the accident was en route to Tillamook. No lives were lost in the wreck. The sailors will remain here a few days and will probably make an attempt to collect their wages.

DENIES BURGLARY CHARGE

The trial of Henry Hagan on a burglary charge will take place in the state circuit court March 16. Through Attorney R. Sinnott he entered a plea of not guilty when arraigned before John B. Cleveland, the presiding judge, this morning. Sinnott appeared as a friend but was unable to represent the prisoner at the trial on account of a press of business, and the court will appoint counsel to defend the man. Hagan is accused of breaking into a store at 112 Sixth street on February 23.

HIS PROFILE NOT PLEASE HIM

PORTLAND MAN FIRED FROM TRAIN AT BUTTE BECAUSE HE COULD NOT ENDURE HIS IMAGE—HE THREATENED TO CHANGE HIS COUNTERPART.

(Journal Special Service.) Helena, Mont., March 3.—A special from Billings, Mont., says that George Gottschalk of Portland was removed from the east-bound Burlington train this morning on complaint of the train crew. The conductor of the train telegraphed ahead and upon the arrival of the train Gottschalk was turned over to the sheriff. The conductor complained that all day yesterday Gottschalk had stood in front of the mirror in the sleeper and looking at his image had cursed it vigorously and made violent demonstrations against his profile. The conductor feared that the man was insane, but local physicians think he has been drinking too much and that a few days' rest will straighten him out. Gottschalk had a ticket from Portland to St. Louis.

"A woman is at the bottom of it," said H. H. Tannese today, referring to George Gottschalk, who was taken off a Burlington train at Helena, Mont., and brought to Butte. He has been on a spree for the past six weeks. Relatives living at Belleville, Mo., 14 miles from St. Louis, learned of his condition and sent him a ticket and money to come home. He took the train on it Sunday and agreed to wait until Tuesday to leave, so that I could fix up some things for him to take with him, but Monday morning he left without saying anything to me. I did not know of it until after he was gone.

"He has worked for me for the past four years, and is a thoroughly honest and reliable man, except when he is drinking, which is only occasionally. He has said that some woman jilted him some ago, and he takes his own fault, and he keeps brooding over it, but never says anything more about his affairs, and it is this despondency that causes him to drink. Before he came here he was bookkeeper for a San Jose, Cal., brewery for 11 years."

TO LITHOGRAPH OR NOT TO LITHOGRAPH

At a meeting of five members of the Traveling Theatrical Managers' association Tuesday evening at Cordray's theatre resolutions were adopted demanding that lithograph posters advertising coming performances be placed. The resolutions are signed by John J. Holland, manager Richards & Pringle Minstrels; Harry Ward, manager Ward & Wade Minstrels; R. L. Grayson, business manager Olympia Opera Co.; C. L. Callahan, manager Sires of the Mines Co.; and R. W. Priest, agent Olympia Opera Co.

Harry Ward and John J. Holland, managers of two traveling minstrel companies scheduled to appear in Portland within the next two weeks, showed indignation when they were informed of the resolutions. Mr. Ward said: "We have gone to the expense of having printing done to go with these lithographs and all that expense will be thrown away unless the posters are distributed. If the theatres refuse to do the work, I shall do it myself. The refusal to put lithographs is part of an agreement of the local theatre managers' combination, but it is in violation of contract. The local theatre managers object to giving out the free tickets which pay for the posting of the lithographs."

Manager Russell of Cordray's theatre said today: "The contracts require traveling companies to conform to the rules of the theatres they visit and we can refuse to distribute lithographs on the ground that we have notified them that Cordray's theatre refuses such advertising matter."

DAYTON BANK CASE IS ABOUT ENDED

The filing of a stipulation between counsel representing the National bank of Dayton, Wash., and the attorneys of William S. Sibson, Peter Kerr and others, is the last step but one necessary before a famous suit is brought to a close. It is stipulated in the document filed this morning in the state circuit court that the court may dismiss the case on motion of the attorneys representing Sibson and the others.

About \$12,000 was at issue in the case. It was filed by the bank on August 25, 1901, and the legal documents now on file make a bundle weighing three or four pounds. In settling the case out of court it is specified that each side shall pay its own share of the costs.

The suit was over a wheat deal. The bank alleged that the money was due it in connection with the sale of a large amount of wheat. The Hamilton-Rourke warehouse system also figured in the case as a defendant.

HASTY DEPARTURE OF JOSEPH CLARK

For talking back in court Joseph Clark, a north end negro saloon keeper, was taken out of the municipal court room this morning in a manner that suggested a foot race. Clark persisted in standing up before the judge's bench, and was asked by a policeman Hammersley to be seated.

"I have business here," answered the saloon man. He was informed that it was one of the rules of the court that men be seated when waiting to have their wants attended to. The negro pronounced that he did not have to sit down and that he could not make him do so. The patrolman led the negro out of the court room so fast that he almost lost his breath.

OFFICER SAVES BURGLAR'S LIFE

By promptly answering the calls of a police whistle this morning, Patrolman Myers saved the life of a burglar.

At 7 o'clock this morning an unknown man, said to have been dressed in a long overcoat, went to the Chinese "chow" house, tied the front door with some small rope, and then went to the back door, where he expected to enter. The Chinese were heard to make strange noises about his place and, seeing a loaded revolver, stood in front of the door through which the robber would enter. The son of China also found a burglar, which he began to blow loudly, which are of especial importance to men engaged in the gathering and publication of news.

JUDGE PIPES WILL TALK OF LIBEL

Judge M. L. Pipes will deliver an address before the City Press club Saturday evening, March 12, upon the law of libel. A general invitation to be present has been extended to all newspaper men of the city, whether members of the club or not, and a large attendance is expected, as the topic of the address is of much practical interest to everyone engaged in newspaper work. Judge Pipes is thoroughly versed in his subject, and will discuss those features of the law which are of especial importance to men engaged in the gathering and publication of news.

THE JOURNAL LETS ITS LIGHT SHINE

Just because the region about the old postoffice at Fifth and Yamhill is lighted with a brilliant light and because of any special brightness in the downtown district by night, do not call in the police, or twist the fire alarm. The new electric sign of The Journal has been placed on The Journal building at Fifth and Yamhill streets, and in a matter of several feet long the word "Journal" is flashed out into the misty darkness.

The sign, three stories high, started on its beaming career last night, and caused the majority of people downtown to pause. Passengers craned their necks out of car windows to see what the new illumination was, theatre-goers picked their way for blocks by the sign's radiance and crowds gathered to examine the new wonder.

The good old Oregon journalistic rule of letting your light shine under a bushel and carefully disguising the fact that you are on earth is not being observed by The Journal, and hereafter all desiring to locate a newspaper office will not have to make a microscopic examination of a directory before knowing where to turn. Just start towards the city from any direction, follow the crowd and look for the biggest streak of light in the state; when you find it you will be at The Journal office.

MASTER BUILDERS HAVE GRIEVANCE

Members of the Master Builders' association are not favorably impressed with the requirements of the state commission of the Lewis and Clark fair relative to the letting of contracts for the erection of buildings for the exposition. They have appointed a committee of which G. W. Gordon is chairman to take the matter up with the commission and endeavor to have the requirements modified.

The contractors state that the commission insists that those submitting bids for the erection of the buildings must accompany them with certified checks representing 10 per cent of the construction cost of the structures. They also state that they are required to bid upon the entire six buildings in a lot. It is estimated that the six structures will cost in the neighborhood of \$70,000, and in order to bid upon the work they must deposit a check with the commission to the amount of \$7,000.

This ruling, so the contractors say, will make it almost impossible for local firms to bid upon the work. They state that few, if any, of them are so fortunately situated that they can deposit such a large sum in advance. They are desirous of having the buildings let by separate contract.

The contractors are also piqued because St. Louis firms would be given the contracts in order to keep the money resulting therefrom at home as much as possible. Every one of the local contractors, they declare, have contributed toward the enterprise, and this is another reason cited why they should be given the preference.

If the master builders do not succeed in inducing the commission to modify the plans as outlined the bids will be opened on March 19.

WILLAMETTE MAY BURST ITS BANKS

Wind off the coast is blowing at the rate of 30 miles an hour. The bar is observed, and it is likely that no waves will pass in and out today. No storm warnings have yet been displayed.

Some uneasiness about the Willamette river is again being felt. The weather bureau reports it is possible that a flood may occur. The rain today is general and at all points above excepting Salem the river is rising. At the latter place it has fallen 2.2 of an inch during the past 24 hours. There was a rainfall of 1.2 of an inch at Eugene last night, which was the heaviest reported. It was sufficient to raise the river at that point .5 of an inch.

The stage at Portland is 11.5 feet, a fall of half a foot since yesterday; at Salem, 14 feet; Albany, 16 feet, a rise of 2.

QUEEN WAS FATED JUST THE SAME

After her end is burned down to her steel hull, I went to Seattle just to see her. I intended going to San Francisco on her on the trip she is now due to make. Three times she has sunk, but each time it was in shallow water and she was raised. She surely is hoodooed. Her name was the Queen of the Pacific and that was changed after she sunk the last time, which was in Honolulu, thinking it would break the spell."

LOCAL LINE HAS NEW DISTINCTION BRINGS PEACE TO MANY SOULS

Evangelist George W. Wilson arrived this morning to conduct a series of revival services under the auspices of the Volunteers of America. Mr. Wilson is a member of the Illinois conference of the Methodist Episcopal church.

Mr. Wilson was born in Ireland. He began preaching at the age of 19. He was 12 years in the regular ministry and then turned his attention to evangelistic work. "During my life I have seen 30,000 souls at the altar," said Mr. Wilson today. "Seventeen thousand of these were in the Methodist church alone. I conducted services in Decatur, Ill., for 13 consecutive weeks. These meetings were held twice every day except Saturday. During this time 1,300 people were converted. I spent seven weeks in Wichita, Kan., converting 500 people. I do not know what I shall talk on this evening. I never do until I see my audience. I read people in much the same way that you read books. My home is in Urbana, Ill. I came here from Junction, Colo., where I was for two weeks. I intend to spend about four months on the Pacific coast. From here I go to Seattle. I have visited nearly every state in the union."

The meetings will begin with a service tonight at 7:30. There will be a song service followed by Mr. Wilson's address. After this week there will be two meetings a day, one in the afternoon, 2:30 and another in the evening at 7:30. These will be held in the Volunteers of America hall at Second and Everett streets.

Mr. Wilson has written several successful books: "The Sign of the Coming," "Get Rich with God" and another is now ready for the press.

COST \$50,000, WRECK SELLS FOR \$630

The schooner Frank W. Hows was sold at auction in Astoria yesterday afternoon. The Simpson Lumber company of San Francisco bought the lumber cargo for \$700. Captain Keegan bought the hull and rigging for \$30. The vessel originally cost about \$50,000. She went ashore at North Head last week and two men were drowned in the wreck.

SEEK TO RESTRAIN MESSENGERS

(Journal Special Service.) Chicago, March 3.—The Western Union will seek the enforcement of a federal injunction against the striking messengers on account of assaults by the boys on the non-union messengers. One of the latter was slashed across the face this morning and kicked and beaten by a crowd of messengers.

Duffy's Pure Malt Whiskey



LOOK FOR THIS TRADE-MARK ON EVERY BOTTLE.
MEDICINE FOR ALL MANKIND
At all druggists or grocers or direct, \$1.00 a bottle. Medical booklet free.
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CAPTAIN PORTER REGAINS REASON JAPAN IS NOT WORRIED BY WAR

SEES WITH AND CHILDREN AFTER NINE MONTHS' ABSENCE AND RECOVERS FROM DESPERDENCY—ILLNESS TOGETHER WITH INSOMNIA HIS ONLY TROUBLES.

Capt. H. J. Porter, formerly master of the British ship Indravelli, who was taken from the Hospertan lodging house to the Good Samaritan hospital last evening in a seemingly deranged condition, has completely recovered his faculties. His wife, who is well known in this city, arrived on the Indravelli with their two children this morning, and the family reunion was most affecting. The husband and wife had not seen each other for nine months.

"My being insane was all a mistake," said Captain Porter. "I had been greatly worried and as a consequence was troubled with insomnia. My condition being complicated with illness rendered me delirious. I am feeling all right now, and with my wife here will soon be as well as ever."

For some time Mrs. Porter lived in this city at the home of Mr. and Mrs. G. W. Roberts. Her husband mysteriously disappeared from New York City in last December. He is supposed to have been drugged and robbed. When he got over the effects of the drug he found himself in Boston.

When Captain Porter returned to New York from Boston and found his ship had sailed without him he traveled across the continent to Portland. Learning her husband had been found, Mrs. Porter set sail for America.

OPPOSITION OF THE STANDARD OIL CO.

(Special Dispatch to The Journal.) Monterey, March 3.—The National Oil & Transportation company, which is preparing to build an oil pipe line from Coalinga to the coast, has asked the Monterey city council last night for permission to lay its lines through the city streets and to operate them there for the next 50 years. This means an opposition to the Standard Oil company's line to Point Richmond.

The new pipe line will enter the county by way of Priest valley and run past the sugar factory at Spreckels. It was to have terminated at Moss Landing, 15 miles from here, on the opposite side of the bay. All arrangements had been made for locating and erecting the line at Monterey. The company several weeks ago obtained from the county supervisors the right of way for its line along the county roads.

CLEVELAND DRAWS THE COLOR LINE

(Journal Special Service.) Washington, March 3.—Representative Webb, Democrat of North Carolina, interrupted the reading of the District of Columbia appropriation bill in the house today to present to the house a demand from Grover Cleveland that he had while president entertained a negro at luncheon. The letter says the charge is fabrication out of whole cloth. The charge was made by the floor by J. Pitt, Republican from Kansas, several days ago in defending Roosevelt for his action in entertaining Booker Washington.

PATROLMAN HIRSCH IS MUCH BETTER

It is reported at the police station today that the condition of Patrolman Hirsch, who bid his son goodbye Tuesday and said that he was going to die, is very much improved. He has been home in bed much of the time since his strange actions and it is thought will soon be well again.

INSANE SOLDIER SHOTS.

(Journal Special Service.) Washington, March 3.—William O'Brien, a discharged soldier from the St. Elizabeth insane asylum, this morning shot Robert Manning and Arthur Wicker, two war department clerks. The latter was seriously wounded. The man came into the adjutant general's office and asked for papers. He was referred to the record and pension office, but cut loose with a pistol. Manning's wound penetrated the stomach and Wicker was shot in the left arm. O'Brien was disarmed by other clerks and then arrested.

STOVE ADMITTED.

W. E. Stowe, president and general manager of the Lumber company, was admitted to practice law before the state supreme court.