

INVESTIGATION WILL SHOW MORE DEFECTS

Experts Say the Closser Tanner Creek Sewer is Examined, the Worse Will Appear the Work Done Under the Supervision of the City Engineer's Office.

MAYOR WILLIAMS' NEW COMMITTEE NOT YET NAMED

Contractors Who Were Given Permission to Patch Up Conduit Are Said to Be Unable to Control Water Where it Flows Over Imperfectly Laid Bottom.

Opinions are diverse regarding the attitude of Mayor Williams in the Tanner creek sewer affair. He is being severely criticized by many for granting R. M. Elmer & Sons, the contractors, permission to go into the sewer and make repairs, and also for his decision to appoint another investigating committee. They feel that he is overstepping his authority, as it is claimed that the sewer has been accepted by the executive board, and the authority to grant permission to make repairs is vested in that body.

There are others who are of the opinion that the mayor was right when he gave the contractors permission to repair the sewer, as it is in a very bad condition, especially at the place where the stone block pavement has been omitted. These people are also of the opinion that Mayor Williams is acting in the proper spirit in appointing another committee of experts to make an investigation of the sewer.

Worse Than Reported. R. S. Greenleaf and George Knight, two of the experts who recently investigated the conduit, are of this opinion. They state that if the experts the mayor sends into the sewer are fair-minded men and make the proper examination of the drain, they will find the sewer in a much worse condition than it is shown to be in their report to the council committee.

"I am perfectly satisfied to have the mayor appoint another investigating committee," said George Knight today. "If the members of this committee know their business they will find the sewer in a more deplorable condition than shown in our report to the council committee. We were not prejudiced in favor of the property owners, and if anything, we gave Riner the better of the report all the way through. There were many defects found which were not named at all in the report."

"It will be impossible for the contractors to go into the sewer and make repairs that will cover up the defect. They are too glaring. They may be able to patch up the surface, so that the sewer will look better to the sewer owners, but it will be impossible for them to relay the bricks in the two outside tiers where there is no mortar without doing the work all over."

"I was not appointed by the property owners, as has been stated, but the council committee came to me and got me to act as an expert on the work. As far as I am concerned the report was not prejudiced in any way. If it had been I would not have signed it. Let the mayor appoint a committee. I am willing that he should do it. I also think he is doing right in allowing Riner to put the bottom in the sewer where it was left out beneath the mantle, for if it is not repaired it will be sure to cave in this winter, causing great damage. Whatever repairs are made will not cover up the defects so that they cannot be found."

R. S. Greenleaf is of the same opinion. He states that he is perfectly satisfied to have the mayor appoint experts to follow their investigation of the sewer. "If the experts are fair minded men and know their business," continued he, "I am pleased to have them make the investigation. It will only substantiate our report. They will find the sewer even more poorly constructed than stated in our report."

"If they attempt to disprove our report and give reports which are not true, then we will go after them. We gave an unprejudiced statement of the conditions in the sewer, and, if anything, we were a little lenient toward the contractors, as I realized under what difficulties he had labored."

Defects Could Not Be Overlooked. "The defects were not so glaring to be overlooked. We reported on nothing in which the whole committee did not concur. Individually we found many defects which were not incorporated in the report. There are many bad places in the drain of which we said nothing."

"Although the contractors are allowed to go into the sewer and make repairs it will be impossible to cover up the defective work so that it cannot be found. They may smooth over the surface, but any expert will be able to find the defects. This is especially true where the two outer layers of bricks have no mortar surrounding them."

"If allowed I would like to make the suggestion to the mayor, since he is going to order an investigation, that a portion of the sewer be uncovered from the surface so that everybody who aspires may see the poor construction of the drain. A short distance west of the manhole at Sixteenth and Alder streets there is a portion of the work which is but a few feet below the surface, and it can easily be uncovered. There is a space of over 100 feet in this location where the second and third tiers of bricks have no mortar surrounding them, and if the sewer is uncovered there it will disclose the defects so they may be seen by the public without going into the sewer."

It was stated at the city engineer's office this morning that the contractors were having a hard time controlling the water in the sewer. They have not been able to dam the water and fumes it over the space where there is no bottom and stone blocks have not been laid. The contractors are said to have several men at work in the sewer today.

Was Not Selected Committee. Mayor Williams had nothing to say today regarding the matter, other than that he has not selected the experts who are to go into the drain. Several members of the executive board were interviewed this morning. Mayor L. Boise stated that he had not selected the experts who are to go into the drain. "I have kept out of the mess so far," said he, "and I propose to keep out of it as long as possible. The matter is being handled by the council committee. Several others expressed themselves as being much aware of becoming mixed up in the scandal."

It was hinted around the city hall this morning that in all probability the city council will take some action at the meeting next week to compel the mayor to carry out the recommendations adopted in the report on the sewer regarding the removal of City Engineer Elliott and George Scoggins, his chief deputy, and Inspector J. M. Caywood. No trace of Walter Thomas has been discovered by the grand jury and it is still the opinion that he is in hiding in this city.

The grand jury today is investigating the Tanner creek sewer scandal, and will report the result of its findings tomorrow morning. Witnesses before the grand jury today were Contractor A. B. Simons and J. O'Neill, an employee of City Engineer Elliott's office. No one from Contractor R. W. Riner's office has yet been before the jury, but E. W. Williams, son of the contractor, has been watching the proceedings from the hallway.

The arson charges which have been placed against Bachelor, Miller and A. B. Coon for setting fire to the building known as the Tannhauser, 15th street, are also being investigated by the grand jury today. Fred Westenfelder, who owns the building, was before the grand jury this morning, as also was Mrs. Marie Fouchet, a ledger, who claims to have been offered \$10 by Coon if she would set fire to the building. Bachelor is said to have made a confession implicating Miller, and that Coon was to pay them \$50 for the job.

A. Howe, written with pen and ink. A careful inspection demonstrated that some of the names had been written and then erased before the insertion of Howe's name. Miss McCoy testified that when this jacket left her hands it had the name of Horace G. McKinley written on it in her handwriting, and that the name of George A. Howe, which now appears there, was not written by her. Miss McCoy was cross-examined by Attorney Hardy, who stood up, and leaning over the table, said, "You don't mean to testify positively that I brought that document and asked you to make a change in it, do you?"

"I do testify that you did bring an abstract back to me and asked me to make some change in it, and it is my best recollection and belief that this is the abstract which I had in my hand that you brought back," replied the witness.

"Haven't I had lots of business with your office, and lots of abstracts made for my client, Mr. Withers?" inquired Mr. Hardy.

"You never had but one abstract made there to my knowledge, and you had no other business there that I know of," replied the witness.

Charles A. Hardy this morning denied that he had ever met Miss McCoy, and did not know that she was connected with the Linn County Abstract company until she so testified on the stand. He stated further that he was not in Albany on the date the abstract is alleged to have been made, never had any business relations with her of any kind, and that whatever business he had with the abstract company there, which, he says, was considerable, was transacted with one of the managers of the concern, other than Mr. Payne, but whose name he could not recall. When asked why he did not cross-examine Miss McCoy more closely, he replied that he was so completely taken aback by the nature of her testimony that he failed to realize the importance of refuting it. Hardy said also that he was under the impression that the lands embraced in the Howe abstract were sold to a Wisconsin man named Sailer, who, it is alleged, is a personal friend of McKinley's.

Following is the letter written by McKinley to Frank Alley, in which the former's connection with the Howe lands is clearly disclosed.

Portland, Or., May 9.

Frank Alley, Roseburg, Oregon:

"Friend F.—I haven't received the map ordered—and did not know what you might have sent. R. to Eugene instead of this place. The case was postponed until the 15th. If you haven't

already sent it, please have it here by that time, if convenient.

"My friend, Mr. Withers, is the owner of the Geo. Howe lands, and he would look to me if anything was wrong; so I only favor you as far as I can. I would greatly appreciate, and would make it right with you to look after the matter for me in case any one intended attacking the title. Yours truly,

"H. G. McK." Six of the seven fraudulent entries which were conveyed from the original locators to George A. Howe, have been decided to one Withers of La Crosse, Wisconsin, the person to whom Hardy referred.

EVIDENCE CONTINUED.

Handwriting Expert Shearman continued his testimony this afternoon. He said that he had examined the signature of Horace G. McKinley on the bond that was given by him at the time of his arrest, and had compared the same with the signature of George A. Howe in his relinquishment to the United States at the time he made a forest reserve lien selection, using portions of 11-7 as basis. The witness testified that he knew of two other instances in which McKinley wrote the body of the document, the selection and the accompanying non-mineral affidavit. The lien selection was signed by George A. Howe, but witness was unable to say who signed the non-mineral affidavit. Mr. Heney here referred to the non-mineral affidavit to witness, and he identified the signatures and body thereof as being in McKinley's handwriting. The introduction of the non-mineral affidavit in evidence was objected to by Judge O'Day, and as there seemed to be some doubt regarding its admissibility, Heney withdrew the document.

A large diagram Mr. Shearman showed the "letter forms" in the non-mineral affidavit written and signed by H. G. McKinley, and displayed to the jury the strong similarity of the handwriting of the signature of George A. Howe. Maud Coffin, who is to be one of the witnesses in the case, was a conspicuous figure in the court room today. Rumor has connected her with some of the transactions in connection with the appearance in court aroused the curiosity of the spectators.

R. B. MONTAGUE'S STORY.

Linn County Deputy Clerk Gives Startling Evidence.

The evidence adduced by the prosecution in the land fraud cases yesterday afternoon was damaging in the extreme. R. B. Montague, the former deputy clerk of Linn county, completed the confession of his own share in the conspiracy, acknowledging that he had falsified certified to the execution of fraudulent homestead claims in Linn county. Miss Mida McCoy, a stenographer in the employ of the Linn County Abstract company, added to the evidence intended to identify Horace G. McKinley with the fraudulent entries, by testifying that she had seen McKinley, George A. Howe and Dixon give damaging testimony against Frank H. Walgamot, whose contradictory statements made to them seem to convict him of complicity in the fraud.

John P. Marshall, former cashier of the Astoria National bank, a handwriting expert of many years' experience, capped the sensations of the day by asserting that the signature of Joseph Wilson, Thomas Wilkins, George Graham, George Pettit and George A. Howe had been forged by Horace G. McKinley, that Emma Watson was the writer of the signature Emma Porter, and that the signature H. G. Lowell was forged by Marie Ware.

ACTORS WAIT FOR RETURN OF BAKER

Deputy Escapes and with Posses of Forty Farmers Puts a Stop to the Firing.

There is some uncertainty among the members of the Columbia theater stock company as to what course they should pursue, in view of an offer received by George Bloomquist, general manager of the organization, from the Tannhauser stock company of Milwaukee. The offer, which was in the form of a telegram, stated in effect that the Columbia company was to close, and the Tannhauser people could give the young actor employment.

Mr. Bloomquist at once communicated with Calvin S. Hellig and J. E. Blasier, both of whom are members of the company, and was then sent to Milwaukee stating that the report of the prospective closing was untrue. In reply came a letter from Manager Tannhauser, in which he quoted a letter addressed to him by New York agency, stating that Manager George L. Baker had himself said while in New York that the company here was to close "soon."

Until Baker's return from the east, which is anticipated late this afternoon, an explanation is lacking. Mr. Bloomquist has not accepted the offer and presumably intends to await developments. The company is expected to receive three weeks' notice of the closing, and none has as yet been given by the management. Cathrine Countess' contract is a guarantee of 20 weeks' employment and the season has not passed the 15th week. As her salary is a large one, it is not likely that the management would pay the guarantee and close the house.

PROPERTY OWNERS PROTEST VIGOROUSLY

Property owners on Russell street who are to be assessed by the city for the improvement of the thoroughfare, until the brick pavement, have filed a remonstrance with the city auditor. It is alleged in the protest that the work is not being done according to plans and specifications. They call special attention of the council to the "so-called vitrified brick." It is further stated that the city has not complied with the conditions of the charter in ordering the improvement.

"It is not the duty of these property-owners to continue the protest," to give any notice to the city of Portland, or its officers, that the city of Portland and its officers are not complying with the law and contract and specifications on Russell street.

"We do this further so that when this matter comes into the court the special argument that 'it is the duty of the property-owners to perform the functions of city engineer and executive board,' and that the property-owners have neglected to perform their office; therefore it is immaterial how much the contractor and the city engineer have deviated from the specifications and contract, and immaterial how poor a job has been constructed by the contractor and city engineer."

VIOLATION OF LAWS.

Havana, Dec. 1.—Louis Esteves, vice-president of Cuba, today resigned office, owing to continued ill health.

CHRISTMAS PRESENTS

High-Priced Dolls Given with Sables and Otters' SHOES with Men's Sables or Overcoats. Our reputation for quality and price is well known to be reliable. JOHN DELLAR, Cor. 1st & Yamhill.

C. & N. W. STOCK IS SPECIAL FEATURE

Shows Expelling Rise of Four Dollars a Share More Than on Previous Day.

CAUSE FOR PRESENT STRENGTH IS UNKNOWN

Amalgamated Copper Opened Higher and Closed at Advance of Twenty-five Cents.

(Special Dispatch to The Journal.) New York, Dec. 1.—This was a remarkable day on the stock exchange. As during the session of yesterday, Chicago & Northwestern was the special feature, and during the day showed an exciting rise of \$4 a share more than that of yesterday.

The market opened up with the expectation that it would be a dull stock account on account of the seasonal rise of yesterday, but the opening figure was \$11, an advance of 75 cents from the closing of the previous day. Just what is causing Chicago & Northwestern to show its present strength is unknown to even the larger traders and they are as completely in the dark as to the future movement of the stocks as is the humblest clerk who trades in a bucket shop.

One story which is gaining a great deal of attention is to the effect that some one is trying to buy up a majority of the shares of the road, as it is a very profitable line, and so perfect is the organization of the latter's holdings that it is believed that the price will be reached up beyond 300 if the present people try to obtain a majority.

The rise in Chicago & Northwestern has a very rapid as well as a steady one during the past two years. In 1892 it reached its low point at \$4 1/2 and its high at 10 1/2, and in 1893 it was high at 10 1/2 and low at \$7 1/2. It reached the top in 1897 at 12 1/2, and its low level at 10 1/2. Again in 1899 it showed an advance by striking the top notch of the year at 17 1/2 and the low point at 14 1/2. In 1901 its rise was very great—the stock reaching the top at 25 and the low mark at 10 1/2. A year ago it was high at 25 and low at 15. Of the former less than 100 shares was sold at the high mark.

Amalgamated Copper opened up higher at \$10 and closed at \$10 1/2, an advance of 25 cents during the day. Sugar Refining closed 50c higher after a very strong market. Atchafalpa at the close was showing an advance of 30c over the previous close, closing at 18 1/2. Ohio Fuel was a loser at the close of 75c. Metropolitan was practically level at 18 1/2, showing a rise for the day of 75c. Pacific Mail was quiet, but closed 25c higher.

FOUR MILITIAMEN WOUNDED AT ZEIGLER

Deputy Sheriff Escaped from the Stockade and with Posses of 40 Farmers Puts a Stop to the Firing.

Benton, Ill., Dec. 1.—Two companies of militia have arrived with rifles and shotguns, and are endeavoring to quell the riot at the Zeigler mines last night. Firing on the camp began at 10 o'clock last night and continued until 4 o'clock this morning.

Four militiamen were wounded. Deputy Sheriff Stein escaped from the stockade this morning, gathered a posse of 40 farmers, who rode into the mining camp and stopped the firing from the outside. Several additional companies of militia have been asked for.

A posse of 100 men left here for Zeigler today. More trouble is feared tonight, as threats have been made to dynamite Leiter's \$1,000,000 coal plant.

PRIVATE DETECTIVE FALLS INTO THE TOILS

M. C. Williams, arrested a few days ago by Detectives Kerrigan and Snow on the charge of stealing a diamond ring valued at \$100 from Miss Josie Davis, and held by Police Judge Hogue to answer to the grand jury, has an ambition to be a detective. His mental pabulum is yellow-backed literature.

When the man's grip was searched by the police it was found to contain two revolvers, a pair of handcuffs, an electric pocket lantern, a pair of felt-soled shoes and half a dozen dime novels dealing with the wonderful exploits of "Nick Carter."

Williams also had a number of cards in his grip advertising himself as private detective, with offices at Spokane, Wash. He will be defended by Attorney A. Walter Wolf.

WELSHEN IN A ROW.

City Treasurer J. E. Werlein and the city civil service commission are having a house controversy over the appointment of a clerk for the city treasurer's office.

Mr. Werlein affirmed this afternoon that he would refuse to recognize the desires of the civil service commission regarding the appointment of a clerk, as he thinks the demands are unjust.

J. S. P. Copeland was temporarily appointed clerk for a period of 30 days, November 7. At the recent examination of clerks, Mr. Copeland signally failed. Edwin W. Jones was the only applicant who passed. His name was certified to the treasurer Nov. 23. Two days later he received a communication from the commission asking when he intended to make the appointment of a permanent clerk.

Mr. Werlein thought the commission was forcing him to make the appointment immediately and became incensed. He waited upon Secretary McPherson of the commission and warm words resulted. Mr. Werlein was given to understand that he will be compelled to conform to the rules governing appointments. He replied that he did not intend answering the letter addressed to him asking when he is going to make the appointment, and that he is going to ignore the commission in their demands.

Preferred Stock Owned Goods. Allen & Lewis' Best Brand.

GREAT SHOWING MADE BY CLEARING HOUSE

November shows a great improvement in business over the same month of 1903. This is seen by the clearings of the associated banks of this city. The report of the clearing house shows that during the month of November, 1904, the clearings amounted to \$19,322,153.48 and the balances to \$2,509,335.

During the same month a year ago the clearings amounted to \$17,973,242.41 and the balances \$2,357,512.03, showing an increase of \$1,348,911.05.

QUEEN ALEXANDRA'S SIXTIETH BIRTHDAY

London Assumes Gala Attire in Honor of Occasion—Is Given Royal Salutes.

(Journal Special Service.) London, Dec. 1.—Looking as young and beautiful as the average woman of three-fourths her age, Queen Alexandra today celebrated her sixtieth birthday, having been born December 1, 1844. The anniversary was celebrated in the midst of a family gathering at Sandringham. During the day her majesty received many messages of congratulation, as well as a number of presents, the donors comprising the German emperor, the czar and zarina, the king of Portugal, the king of Italy and the members of the Danish royal family.

In the morning the Prince and Princess of Wales, with their children, visited her majesty to offer their congratulations. A feast was given in the afternoon to the school children of the parishes of Sandringham, Wolferton, Newton and Dersingham. In the evening the king and queen gave a dinner party. In observance of the anniversary the public buildings of the city and the west end clubs were decorated with flags. The customary salutes were fired by the royal artillery in St. James' park and at the Tower. All the ships at Portsmouth were dressed, and the royal standard flew from all the stations and the town hall. Royal salutes were also fired at Malta, Gibraltar and other places.

MAY HAVE OPERATED IN LOCAL HOLDUPS

Man Arrested at The Dalles Is Believed to Have Come from Portland.

(Special Dispatch to The Journal.) The Dalles, Or., Dec. 1.—The holdup man that assaulted and robbed Albert Johnson yesterday was caught at Arlington last night by Chief of Police Wood and Sheriff Saxon and brought to The Dalles this morning, where he was locally identified as the man wanted. He gave the name of Charles McWalters and is a desperate character.

He was arrested in a boxcar, where he was bending his way with a dozen babies, and is believed to be the man suspected of doing several holdups in Portland. He was arraigned before Recorder Filloon this morning and will be tried tomorrow afternoon.

WANTS TO OPERATE GARBAGE CREMATORY

Portland's garbage crematory occupied the attention of the city board of health at the monthly meeting held today. On invitation of Mayor Williams, Howard Whiting, who has constructed the crematory and who was foreman at the reduction plant for one year, was present with a plan to repair the furnaces and take charge of the crematory during 1905.

The crematory had not been doing good work, because it was not properly handled, he said. Those who had charge of it, did not know how to operate the plant.

Whiting told the board that he could take charge of the crematory, repair the furnaces, so they will do the work required of them, for a total expenditure of \$15,000 in 1905. Included in the \$15,000 is his salary of \$3,000 a year. At a special meeting next Tuesday morning some recommendation will be made to the city council regarding the crematory.

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M. C. Williams, arrested a few days ago by Detectives Kerrigan and Snow on the charge of stealing a diamond ring valued at \$100 from Miss Josie Davis, and held by Police Judge Hogue to answer to the grand jury, has an ambition to be a detective. His mental pabulum is yellow-backed literature.

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The Spiel of Baron Hohenstauffen

At the Columbia Theatre

Oh Baume und Countiss, Countiss und Baume— Eddie und Kitty for aye! True lof ist wundersame— Eddie und Kitty for aye!

Dit you seen dot "New Dominion"? Es ist so wunderschoen; Gewiss, in mine obinion, Die poetist kind of blay'n. Ein edler Deutscher poy (dot's me) Ich go selbst by Amerakie, I wants to studie botany, Foot studie som'dings mohr loffee; Die poetist Fraulein in der Sout'— Mein Gott, Ich kuss she on der mou'

Oh Baume und Countiss, Countiss und Baume— Eddie und Kitty for aye! True lof ist wundersame— Eh, Baron? Eh, Flora May?

Go to the Columbia Theatre this week and see "The New Dominion." don't miss it—it's the best ever.

FREE! FREE!

Extraordinary Offer

TO HOLIDAY SHOPPERS

To make their Holiday Purchases in the Month of November

| | | |
|----------------------------------|---------------------------------|------|
| Free \$25.00 worth of goods with | Purchase \$7.50 your own choice | Free |
| Free \$10.00 worth of goods with | Purchase \$3.00 your own choice | Free |
| Free \$5.00 worth of goods with | Purchase \$1.50 your own choice | Free |
| Free \$2.50 worth of goods with | Purchase 75c your own choice | Free |
| Free \$1.00 worth of goods with | Purchase 25c your own choice | Free |

We want you to see our Grand Holiday Display of Beautiful and Newest Creations

Elite Chinaware, Limoges China, French China, Dinner Sets, Salad Sets, Chocolate Sets, Rich Cut Glass Ornaments, Vases, Bric-a-Brac, Lamps, English Porcelain Ware, Novelties, and Dolls.

Fancy Articles of Every Description. Prettiest, Daintiest and Newest Things made, Collected from the Markets of the World.

Top Quality Teas, Coffees, Spices, Extracts, Baking Powder, Cocoa, Chocolates.

We want you to see our very reasonable prices. We want you to come just to look. Take advantage of this very liberal offer.

CUT OUT THIS COUPON, bring it to any of our stores before December 10, 1904, and receive with each purchase an added above a very handsome present of your own selection.

THE JOURNAL, DEC. 1, 1904.

Bring this Coupon with you to any of our stores. NOT GOOD AFTER DECEMBER 10, 1904.

Great American Importing Tea Co.

331 Washington Street, 223 First Street, Portland.



OUR PHONE IS MAIN 966

We have removed to our new quarters, corner Thirteenth and Irving streets, and are prepared to offer the trade the largest variety of Boves and Range, to be found on the Pacific coast. We carry in stock Hotel Range, Portable and brick-set, 4 feet to 12 feet, with single and double ovens; Portable Cabinet Ovens for Bakers, Restaurants and Logging Camps; copper and tinned hotel ware, Kitchen Utensils, Tinware, Colonial, Imperial and Amethyst enameled ware, etc. We solicit your patronage.

Loewenberg & Going Co.

THIRTEENTH AND IRVING STS.

The Portland

PORTLAND, OREGON.

American Plan \$3 Per Day and Upward

HEADQUARTERS FOR TOURISTS AND COMMERCIAL TRAVELERS.

Special rates made to families and single gentlemen. A modern Turkish bath establishment in the hotel.

H. C. BOWERS, Manager.