

LEFT IT ALL TO WANZER, HE SAYS

Whitney Boise Declares Former Engineer Watched Progress on Russell Street.

COMMITTEE NOT EXPERTS, HE SAYS

Had to Rely on Some One's Judgment and So They Relied on That of City Engineer—Case Is Being Heard Before Judge Fraser.

"We did everything possible to get a good street and then accepted that improvement because Captain Wanzer told us it should be accepted. The whole executive board never investigates a remonstrance of property owners further than to approve of the report made by the street committee. The street committee, referred the remonstrance on the improvement of Russell street from Williams avenue to Gustenbela avenue to Captain Wanzer, then the city engineer, and he reported that the work was well done." was the testimony of Whitney L. Boise, former member of the street committee of the city executive board, before Judge Fraser in the circuit court this morning.

Belied on Wanzer.

Mr. Boise testified this morning that the committee had relied entirely on Captain Wanzer.

"I never used more caution in the acceptance of any street than I did in this one," said Boise. "We looked at that street in every stage of its progress and went to it time and again. There were so many complaints about it that I became convinced that no matter what the committee might do, to make a good street the property owners would not be satisfied with anything but a lawsuit."

The committee were R. L. Gilson and myself. We were not experts and Captain Wanzer was our constant adviser. The manufacturers of the brick told us that it was impossible to burn brick of a uniform quality and we told the inspector to select brick of a quality as uniform as he could get. The bricks were tested and the tests showed that they conformed with the specifications. After complaint was made about the grouting, some of it was done over. The engineer's testimony on behalf of the city is being heard this afternoon. Attorney J. M. Long represents the objecting property owners. Deputy City Attorney K. E. Anderson, Attorney R. H. Giltner appear for the city.

Charcoal Kills Bad Breath

Bad Odor of Indigestion, Smoking, Drinking or Eating Can Be Instantly Stopped.

Sample Package Mailed Free. Other people notice your bad breath when you would not notice it at all. It is nauseating to other people to stand before them and while you are talking, give them a whiff of your bad breath. It usually comes from food fermenting on your stomach. Sometimes you have it in the morning—that awful sour, bilious, bad breath. You can stop that at once by swallowing one of two Stuart's Charcoal Lozenges. The most powerful gas and odor absorbers ever prepared. Sometimes your meals will reveal themselves in your breath to those who talk with you. "You've had onions" or "You've had cabbage," and all of a sudden you betch in the face of your friend. Charcoal is a wonderful absorber of odors, as every one knows. That is why Stuart's Charcoal Lozenges are so quick to stop all gases and odors of odorous foods, or gas from indigestion. Don't use breath perfumes. They never conceal the odor, and never absorb the gas that causes the odor. Besides, the very fact of using them reveals the reason for their use. Stuart's Charcoal Lozenges in the first place stop for food all sour breath and belching of gas, and make your breath pure, fresh and sweet, just after you've eaten. Then no one will turn his face away from you when you breathe or talk; your breath will be pure and fresh, and besides your food will taste so much better to you at your next meal. Just try it! Charcoal does other wonderful things, too. It carries away from your stomach and intestines, all the impurities there massed together, and which causes the bad breath. Charcoal is a purifier as well as an absorber. Charcoal is now by far the best, most easy and mild laxative known. A whole household will be benefited. In fact, the more you take the better. Stuart's Charcoal Lozenges are made of pure willow charcoal and mixed with just a faint flavor of honey to make them palatable for you, but not too sweet. You just suck them like candy. They are absolutely harmless. Get a new, pure, sweet breath, freshen your stomach for your next meal, and keep the system in good order. These two things are the secret of good health and long life. You can get all the charcoal necessary to do these wonderful but simple things by getting Stuart's Charcoal Lozenges. We want you to test these little wonder workers yourself before you buy them. So send us your full name and address for a free sample of Stuart's Charcoal Lozenges. Then after you have tried the sample, and been convinced, go to your drugist and get a 3c box of them. You'll feel better all day, more comfortable, and "cleaner" inside. Send us your name and address to-day and we will at once send you by mail a sample package, free. Address F. A. Stuart Co., 50 Stuart Bldg., Marshall, Mich.

COUNTY AND CITY OFFICERS CLASH

Chief Gritzmacher Refuses to Hold Man Arrested by District Attorney's Detectives.

SAYS ARREST WAS MADE WITHOUT DUE PROCESS

Deputy Haney Admits Chief Is Technically Correct, but Expresses Surprise at Discontinuance of Custom So Long in Vogue.

A miniature remnant has been caused in the district attorney's office by the absolute refusal last night of Chief of Police Gritzmacher to hold Dick Tako, arrested by Special Detective Maher on a charge of larceny without a duly verified complaint and warrant. The chief contends that as was acting entirely within his rights in refusing to lock up the man without due process of law. The county officials, while admitting that Gritzmacher's position is technically tenable, maintain that in scores of similar cases he never has raised the question of the legality in making an arrest on a felony charge without a warrant.

The clash between the county prosecuting officers and the head of the police department is the result of a mistake made by Cashier G. W. Uphaw or the Portland Trust Company of Oregon in cashing a check presented by Tako. It is alleged that Tako, in company with several other Greek laborers, came to the bank Tuesday afternoon with checks for various amounts, and that Uphaw cashed them. He is more than he was entitled to. The mistake was discovered immediately, but Tako maintained that he had not received more money than his check called for. One of his companions, however, informed the bank officials that Tako had received the money.

Tako Is Arrested.

Uphaw swore to a complaint charging the man with larceny and Maher was detailed to locate the man. Deputy Bert Haney issued the information, but it was not verified before Clark Hennessy of the municipal court and no warrant had been issued by Judge Cameron. Maher finally located Tako and took him to police headquarters. Chief Gritzmacher refused to accept Tako without a proper complaint and the fellow was turned loose.

Chief Gritzmacher, in discussing the matter this morning, declared that Haney could have secured the indictment of Judge Cameron on the complaint if he had used due diligence, and that he did not intend to take any chances in looking up any one without the necessary papers. "The county has turned the man over to Sheriff Stevens, but undoubtedly knew that he would not receive him unless a proper warrant had been issued. I told Maher to get Hennessy or the judge over the telephone and over by temporary appointment. I went out to look for the judge and during my absence Maher turned the man loose." Deputy District Attorney Bert Haney admits that the chief was technically justified in taking the stand he did, but is at a loss to understand why at this late date he sets aside a custom that has been in vogue for a great length of time.

RAILROAD COMMISSION IS VALID, STATES JUDGE

(Special Dispatch to The Journal.) Colfax, Wash., Oct. 4.—Judge S. J. Chadwick of the superior court of Whitman county holds that the law creating a railroad commission and instituting a power to make rates and joint rates with the state of Washington is constitutional, thus defeating the contention of the Oregon Railroad & Navigation company, the Northern Pacific and the Great Northern Railroad companies, which appealed from the decision of the railroad commission to the courts. The appeal was based on the grounds that that law was unconstitutional, in that it exempted electric railroads, and further, that the commission has no power to make joint rates. Judge Chadwick, who heard the arguments of railroad attorneys at Olympia, sides against the railroads in every particular and upholds the commission in making the joint rates.

PORTLAND YOUTH IS KILLED AT ABERDEEN

Aberdeen, Wash., Oct. 4.—Parting of a cable in a landing cable about 18 miles from here, Saturday night, caused the death of Howard L. Jenison of Portland. Young Jenison was struck on the head by the cable, which caused concussion of the brain. He was given prompt medical attention but failed to recover from the blow, his death occurring Monday morning. Howard L. Jenison was 19 years, 11 months and 27 days old at the time of his demise. He was the son of Charles T. Jenison of University Park, Portland. The remains were sent to Portland for burial.

The remains of Howard L. Jenison are being held at the morgue in this city awaiting the completion of funeral arrangements. Deceased was a well-known young man of this city, formerly residing at University Park. A wide circle of friends mourn his untimely death.

LUMBERMEN TO SUE NORTHERN PACIFIC

Seattle, Oct. 4.—After securing a fund of \$5,000 the Pacific Coast Lumber Manufacturers' association intends to start suit against the Northern Pacific railroad before the interstate commerce commission upon the allegation that the railroad has discriminated against it in failing to furnish sufficient cars for east-bound shipments. K. E. Anderson, a prominent business man of Walla Walla, Washington, is at the Oregon hotel.

Mail Orders Filled Here

With every 5 cents you spend at our store. Ask for them every time you make a purchase. They are good as gold.

PORTLAND'S NEW DEPARTMENT STORE THE GOLDEN EAGLE ENTIRE CORNER THIRD & YAMHILL

Gold Merchandise Coupons

But we can't fill mail orders on these hour-sale goods. These prices are for one hour only. Send us your name for our new fall catalogue.

White Sale Bargain Friday Marvelous Examples of Small-Profit Quick-Sale Merchandising for Tomorrow's Business

A day sure to be made the busiest of a mighty stirring week, by gigantic values that last for one hour each. Everyone sure of just what they come for, no matter if some of the lots are small they'll last for an hour's selling. But be here on the HOUR.

One-Hour Bargains in Both Ends of the Store

- These One-Hour Bargains Are on Sale in the Second Street Store—Old White Corner FROM 9 to 10 A. M. CARVING SETS—Consisting of knife and fork only, regular price is \$1 set, for 1 hour... 17c GINGHAMS—In short pieces, regular 10c grade; customer must take piece as it is, from 9 to 10... 5c FLOWERS AND FEATHERS—Trimming for Fall Hats, worth to 35c the bunch; 9 to 10, only, for... 2c TABLE LINEN—Good width, half bleached, and it's all linen, regular 50c goods, from 9 to 10, yard... 29c FROM 10 to 11 A. M. CALICOES—In all sorts of colors and the regular 7c grade for 1 hour only, yard... 4 1/2c TAPESTRY—Full 54 inches wide, rich patterns, regular price is 75c the yard, 10 to 11, yd... 33c MISSES' SHOES—Made of prime box calf, regular price \$1.75 the pair; from 10 to 11, only... 98c CLOAKING—Rich dark blue in color, the White Corner price was \$1.75 the yard, from 10 to 11... \$1.15 FROM 1 to 2 P. M. ART DENIM—A splendid grade, regularly worth 29c the yard, from 1 to 2 only, yard... 14c LACE CURTAINS—An assorted lot worth from 75c to \$4.25 the pair; from 1 to 2 only, \$2.49 down to... 37c TABLE LINEN—Bleached, and it is 60 inches wide; regular 65c the yard, from 1 to 2 only... 39c WOOL SUITINGS—In fancy mixtures for skirts, suits and coats, worth \$1.00; from 1 to 2, yard... 69c FROM 2 to 3 P. M. WOMEN'S PANTS—Camelhair, good value, no vests to match; regular 50c 1 hour... 25c EMBROIDERIES AND LACES—In edges and insertings, some of them worth 25c yard, 2 to 3 only... 4c KERSEY CLOAKING—Quite heavy, in black or blue, regular \$2 grade, from 2 to 3 only... 98c MEN'S UNDERWEAR—Heavy goods for out of doors workers—the sort that will stand hard wear, worth \$1 each, 2 to 3... 47c FROM 3 to 4 P. M. MEN'S SHIRTS—In stiff or soft styles, worth \$1.00 each, 36c DRESS GOODS—Light colored checks, regular 25c grade; for a hour only, yard... 12c BOYS' SHOES—Good heavy ones for school wear, worth \$2 the pair, from 3 to 4... \$1.19 BOYS' COLLARS AND CUFFS—Can be worn with waists, come dozen in box and sold that way, worth 10 each, 3 to 4, dozen... 5c

All Day Friday, Third Street Store Raincoats Worth \$12 \$5.59 Handsome Silk Waists \$2.69

The Third Street Store Offers These Hourly Bargains, One Hour Each

MEN AND WOMEN ARE WANTED TO FILL NUMEROUS CITY JOBS

Want a city job? The municipality has a lot of jobs to offer. If you're fit you can wear the helmet of a policeman or the blue shirt of a fireman. You can catch unlicensed dogs or dig ditches. And if you're a she there will be a chance to hammer a typewriter somewhere in the city hall before long.

LUCKY DOG; HE HAS TWO TAILS TO WAG WHEN HE WANTS TO

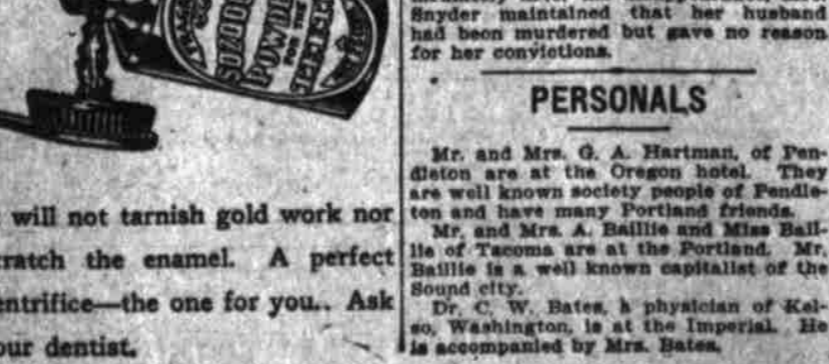


Lucky Dog! Has Two Tails to Wag. It is black and white and above the ordinary size and intelligence. It is one dog as far down as the diaphragm, and after that it is two dogs. It has only one gullet, but that gullet must feed two stomachs and two pairs of hind quarters. The dog therefore has six legs and two tails, four of the legs being hind legs, and all of them being perfectly formed and in use. When the little fellow takes breakfast in the morning the spectator is furnished with the rare sight of one dog feeding two dogs, of two tails wagging furiously as one mouth eats away with double gusto.

TESTIMONY IS GIVEN

(Continued from Page One.) A very early hour the next morning Mrs. Snyder was notified of the crime by telephone. She told the news to her husband, who arose with an oath and proceeded to Portland, there he met Perry and the man known as Brashear or Rogers and called his wife by long distance telephone, telling her that he had met them and would be home that evening.

SOZODONT TOOTH POWDER



EXPLOSION NOT SO FATAL AS REPORTED

(Special Service.) Bluefield, Oct. 4.—The reports of the explosion are greatly exaggerated. Almost the entire town escaped. It is known that there are about 1000 people living in the town. The explosion occurred in a building used for a school.

Low Rates to New Orleans

Account national convention Knights of Pythias, to be held at New Orleans in October, the O. B. & N. Co. will on October 7 and 8 sell round-trip tickets from Portland at \$19.00 to \$19.00. Further information for rates and conditions apply to the O. B. & N. Co., Portland.