

O. R. & N. PARTIAL TO COMPETITORS IS CHARGE

Northwestern Warehouse Company Is First Suit of the Kind—Alleges Railway Refused to Honor Its Orders Though It Is Large Shipper.

Discrimination in furnishing cars for the transportation of wheat and grain from eastern Washington and Oregon points is charged against the O. R. & N. Co. in a petition for a writ of mandamus filed by the Northwestern Warehouse Company in the United States district court this morning.

Competitors Get Cars.

The petition specifically charges that the railway company has refused to furnish the shipping cars with cars which to ship its grain from eastern Washington and Oregon points, but has furnished competitors of the Northwestern warehouse company with cars, thus discriminating against the Northwestern warehouse company and benefiting its competitors.

The warehouse company alleges that it has imported and exported 22 per cent of all the wheat and grain of all the basins from Portland to eastern Oregon and Washington points from 1901 to 1906. The company alleges that it is therefore entitled to 22 per cent of all the cars used for the transportation of grain between those points and asks the court to compel the railway company to furnish the warehouse company with its pro rata share of these cars.

The warehouse company also charges specifically that the railway company refuses to honor its orders for cars and that the railway company will only honor orders for cars for the transportation of grain from competitors.

Agreement Made to Commence Arguments Next Tuesday—Few Witnesses Called.

(Washington Bureau of the Journal.)—An agreement was reached by which the final arguments in the Hagerman case will begin Tuesday morning and Wednesday night respectively unless something transpires to necessitate a postponement. It has caused surprise that the defense will consume so little time. It was expected that the defense would call a multitude of witnesses, but few have been subpoenaed, of whom only a part were called to testify.

Freston Gally, Hagerman's son-in-law, and counsel for the defense, read many original letters to the jury which had been copied into the letter press copy books to be handed by any person in the office who might care to inspect them. As Attorney Worthington said in offering them in evidence a number of the letters were to Schiller B. Hagerman, the former commissioner of the Oregon State Police, and to assist his son. In other letters many said of the legislature, then in session:

"If there is no caucus, I stand a splendid chance to be elected, but if there is a caucus I am sure Corbett will be chosen senator."

FRAUD IN ELECTION IS CHARGED AT WOODBURN

Arrest Follows in Wake of Reform Movement—Much Unbusiness Results.

(Special Dispatch to the Journal.)—Woodburn, Or., April 4.—The first arrest through the activity of the Law and Order league was made yesterday afternoon, when Constable Beach arrested John St. Onge on a warrant sworn out in Justice Hayes' court charging St. Onge with illegal voting at the municipal election Monday.

St. Onge was allowed until Friday morning to plead and was placed under \$500 bonds, which were furnished by Rev. J. A. Levesque and N. Becker. St. Onge came to Woodburn from Canada last year and took out his naturalization papers. It is said, last month, there will be other arrests for illegal voting and the executive committee of the league is making steps to eradicate certain unlawful and obnoxious practices in this city. The reform movement is creating much bitterness and in some quarters considerable uneasiness. For the league's big stick is liable to descend at any time and at any place.

ABE TICHNER IS BUYER OF A LOT

Abraham Tichner has purchased the east 72 1/2 feet of the lot at the northwest corner of Tenth Street. The consideration was \$15,000. The property belonged to James Denholm of Coos Bay, who bought the site a few months ago for considerably less than the present selling price. D. B. Mackie of the Commercial Investment company made both sales.

LIPMAN BACK FROM JAUNT IN CALIFORNIA

W. F. Lipman, of the firm of Lipman, Wolfe & Company, has returned from a trip through California. The trip was of considerable duration. The trip was made in search of health and recreation and the greater part of the time was spent in fishing and hunting. He made Los Angeles his headquarters and while there participated in a number of trap shooting events.

MOUNT PITT ELECTION.

The Mount Pitt Hydraulic & Quartz Mining company, of Josephine county, elected its officers yesterday. Captain D. F. Tosler was re-elected president and A. R. Brooks was elected secretary. The old board of directors was re-elected except that Mr. Brooks was elected in place of R. B. Fisher, secretary. The mine is reported as showing up well.

Sunday School Convention.

The county convention of Sunday school workers met this afternoon at Grace Methodist church with a large attendance. There will be a session of the convention this evening and another tomorrow evening. A number of matters of importance to the Sunday school workers will be considered.

TRAFFIC WILL NOT WALK OUT

Labor Difficulties of Western Railroads and Employes Have Finally Been Settled.

(Special Dispatch to the Journal.)—Chicago, April 4.—The spokesman for the railroads this afternoon announced that every point in dispute has been settled. The heads of the settlement was a 10 hour day for the men in the train service and an increase in wages averaging 10 per cent. The men waived their demand for a nine hour day and a 10 per cent increase in wages. Forty-nine railroads, and 40,000 men are affected by the settlement. The increase amounts to \$4,500,000 annually.

HARRIMAN FIGHT MEANS THIRD TERM FOR TEDDY

(Journal Special Service.)—Washington, April 4.—Senator Harriman's fight against the Roosevelt-Harriman controversy and the exposure of the conspiracy to down him will be the active candidacy for the presidency in 1908, according to a western senator today said.

DISTRICT ATTORNEY JAMS DOWN THE LID

Deputy Wall Stops Gambling and Slot Machines in Washington County.

(Special Dispatch to the Journal.)—Hillsboro, Or., April 4.—The lid is on good and tight in Washington county for the first time. John M. Wall, the newly appointed deputy under District Attorney Hodges, yesterday served notice on all proprietors of saloons and drug stores that he would strictly enforce all existing laws as to gambling, operating slot machines and the sale of intoxicating liquors.

ORDER IMPROVEMENTS FOR PORTAGE RAILROAD

(Special Dispatch to the Journal.)—Balem, Or., April 4.—Improvements to the amount of \$2500 were decided upon yesterday by the board of portage railway commissioners to be made on the railroad at Celilo. It is proposed to lower the rack at Big Eddy and to put in a number of needed order that he has taken on to enforce the laws and be expected to do so.

SENATOR KINKAID IS RELEASED UNDER BONDS

(Special Dispatch to the Journal.)—Boise, Idaho, April 4.—Ex-Senator John Kinkaid, recently indicted by the federal grand jury, arrived here last night from Nevada in charge of a deputy United States marshal, but was released on \$5,000 bonds. His attorneys will have to pay a civil bond and a physical and mental examination.

O'MALLEY PITTS FOUR FOOTPADS TO ROUT

(Journal Special Service.)—Chicago, April 4.—When Edwin F. O'Malley and his 21-year-old nephew from the train at the Folk street station this morning long past daylight and started for the home of the nephew's parents in this city a man named O'Malley, who was worth \$500, three others helped when O'Malley chased the four through the depot, captured one and recovered his \$500.

DALLES ASKS CARNEGIE TO SHELL OUT CASH

(Special Dispatch to the Journal.)—The Dalles, Or., April 4.—At the meeting of the common council last night an ordinance was passed submitting to the vote of the citizens propositions for building a city hall at cost \$20,000 and requesting Andrew Carnegie to furnish \$15,000 for a library building of \$10,000, in either case the city pledging itself to support the former proposition by appropriating \$1,500 annually, and the latter \$1,000 annually. A vote will be taken at the city election next June.

REPORTS OF DEATHS IN FIRE ARE EXAGGERATED

(Journal Special Service.)—San Francisco, April 4.—The search of the ruins of the Connecticut street tenement continued all morning but only one body was found. It is believed that the first estimates of the dead were exaggerated and that not more than five perished. Mrs. Birpo and another woman with two children who had been reported dead were found alive and unharmed. All the injured are doing nicely.

MOSEY MAKES HARSH CHARGES AGAINST TAFT

Declares Taft Made Regular Business of Defrauding Money Lenders of Portland by Securing Cash on Forced Notes.

After a wait of three months in the county jail, W. H. Taft, well known as a realty agent and money broker, was put on trial today in Judge Crawford's department of the circuit court. Taft is charged with obtaining a forged check with intent to defraud Dr. George D. Peters.

Taft is represented in court by Attorneys W. R. McHenry and A. K. Clark, and from the first it became evident that a strong effort will be made to save him from the penitentiary. McGarry and Clark objected at every turn to the introduction of evidence and resorted to every possible technicality to secure a dismissal of the case.

Two Rich Strikes on Blue Ledge

Eight-Foot Vein of Pure Copper Glance Carrying Gold Made in First National.

(Special Dispatch to the Journal.)—Grants Pass, Or., April 4.—Two phenomenal strikes have occurred in the Blue Ledge district during the past week and the results are of the very best. The first of these was a shallow pocket. The first of these was in copper, made on the First National claim, owned and being developed by Dr. F. R. Hodges, of Adams.

EMPLOYERS' LIABILITY ACT IS BEING TESTED

(Washington Bureau of the Journal.)—Washington, April 4.—Every railroad employe and traveler in the United States is interested in the present test which is being applied to the employers' liability act adopted last year. Suits for an aggregate of \$25,000 have been filed in the District of Columbia courts for damages for injuries to a man who fell from the Baltimore and Ohio Railroad company for injuries received in the Terra Cotta wreck December 20, 1906.

FORESTRY SERVICE MAKES VALUABLE DISCOVERY—RELEASING TIMBER LAND.

(Washington Bureau of the Journal.)—Washington, April 4.—The forestry service has discovered that good commercial turpentine may be made from certain western species of pines as well as from those found in the south. Heretofore it has not been believed that western pines of any variety ever yielded a valuable product.

INVESTMENT OWNERS HELD RESPONSIBLE FOR LOSSES

Judge Hunt Decides That National Forests Need Not Be Fenced by Government.

(Washington Bureau of the Journal.)—Washington, April 4.—Cases just decided by Judge Hunt of the United States district court of Montana, owners of livestock are held responsible if they suffer their stock to drift upon the national forests. It was decided that the national forests need not be fenced to exclude stock, no matter what the state law is, and that therefore it is illegal not only to drive stock upon the forests, but even to permit them to drift there, unless the owner possesses a permit.

BROWNELL SUED BY LONE WIDOW

A suit has been brought by Piggett & Finch of this city in the circuit court of Oregon City against ex-Senator George C. Brownell claiming \$4,000 alleged to be due on an accounting of the Koppell estate. Mrs. Lizzie Koppell is the plaintiff.

ALMOST CUT IN TWO BY BREAK OF CABLE

(Special Dispatch to the Journal.)—Aberdeen, Wash., April 4.—Billy McCabe, a logger and well-known character about town, was nearly cut in two by the breaking of a cable at the logging camp of the Aberdeen Lumber & Shingle company, up the Winahash river. The character of the injuries renders his recovery doubtful.

LOUIS ZIMMERMAN BEGINS CAMPAIGN

Louis Zimmerman Thursday last filed his intention of becoming a candidate for nomination as mayor on the Republican ticket and is now circulating his petitions for signatures. As soon as the full number of names have been filed, and before Mr. Zimmerman will begin an active campaign for the nomination.

Express Gratitude.

Mr. and Mrs. W. H. Harris and family wish to express their heartfelt gratitude to the many friends and kind neighbors who bestowed upon them so much sympathy during the illness and death of their little daughter. They also wish to thank them for the many beautiful floral offerings.

REPRESENTATIVE BE APPROVED

Harriman's Lawyers Argue Before Commerce Commission Justifying Swindle.

MAY DISSOLVE MERGER OF PACIFIC SYSTEMS

(Journal Special Service.)—Washington, April 4.—The H. Harriman was present at the resumption this morning of the investigation of his railroad by the interstate commerce commission. He was represented by Attorney Cravath, who began an argument defending the Chicago & Alton deal.

"It is a well known fact that the laws of England or those proposed in many states the rapid development of the country would be impossible. The so-called stock watering, instead of being a vice has become a real aid. While it may now be the time to regulate the issue of stocks and bonds, the recapitalization of the Alton, done at the height of the country's development, following the Chicago & Alton deal, is regarded in that light. Everything was done in the open."

Public Utilities Bill.

Asked by Commissioner Lane how he would have the regulation of stock bond issues, Cravath replied that the interests he represents favor a public utility bill, as advocated by Governor Hughes in New York.

Attorney Lovett this afternoon is arguing in favor of Harriman to show that the purchase of the Southern Pacific by the Union Pacific was not in violation of the Sherman anti-trust law. He referred to the Alton deal and declared that Harriman was unjustly charged with full responsibility when a matter of fact he was only one of several in control of the syndicate.

More than usual interest attaches to the session of the interstate commerce commission today when the question of the legality of the cooperative arrangement between the Union Pacific and the Southern Pacific roads comes up for argument. The bitter controversy between the two railroads has been Harriman coming on the very eve of this hearing gives a pertinent twang to the hearing.

President Opposes It.

There is no doubt but the president is bitterly opposed to a continuance of the present arrangement between these great transcontinental lines controlled by Harriman, and it is equally sure that the investigation of the Alton deal will lead to the court of law, any effort to dissolve the existing understanding between them.

TO MAKE RECEIPT OF PASSES UNLAWFUL

Under an ordinance proposed by Councilman Vaughn at the meeting of the council yesterday afternoon, it shall be unlawful for any public service corporation to offer free passes to any public officer. The ordinance also provides that any public officer who receives his salary he must make an affidavit that he has neither solicited nor received any passes. The provisions of the ordinance do not apply to policemen.

THREE ARTICLES OF INCORPORATION FILED

Articles of incorporation were filed with the county clerk today as follows: The Robber Machinery company, incorporated in California, capital stock \$1,000. F. A. Rabenscrans, capital stock \$5,000. The Multnomah Building & Trust company, incorporators W. A. Spanton, C. W. Davis, H. E. Cobb, J. D. Morris and F. H. Whitfield, capital stock \$10,000.

VICTIM OF A TRAIN DIES AT ST. VINCENT'S

Richard White of Seapooose, who was injured by falling beneath the wheels of a freight train Monday night, died today at St. Vincent's hospital as a result of his injuries. He suffered the loss of a leg in the accident and the other leg was crushed so badly that it was amputated later.

CONSIDERED ADVERTISING MATTERS AT LUNCHEON

The executive committee of the Portland Commercial club held a meeting today at luncheon to consider special advertising matters and discuss promotional work for the year 1907. The committee is composed of T. B. Wilcox, William M. Ladd, A. L. Mills, Robert Livingston, L. A. Lewis, J. C. Ainsworth, J. Frank Watson, Walter F. Burrell, I. N. Fleischner.

Pendleton Elks Elect.

(Special Dispatch to the Journal.)—Pendleton, Or., April 4.—The Pendleton lodges of Elks have elected the following officers for the ensuing year: Exalted ruler, C. J. Ferguson; esteemed leader, Carl Cooley; esteemed loyal knight, Glenn G. Goodman; esteemed lecturing knight, Chas. E. Bond; secretary, Harry C. Thompson; treasurer, C. E. Bear; tyler, Harry Greenwood; trustee, Leo Teutsh.

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