# HIGH MARK

Registration at the Public Schools Shows That Last Attendance Will Be Surpassed by Present Term.

With a second day's registration of nearly 18,000 pupils in the city schools, there is an indication that the highest attendance of any time last year, 25,389, will be eclipsed by about 3,000 names before the end of this term.

Practically every school in the district shows a decided increase over the enrollment of the first day of last year and a good increase over yesterday. However, the school authorities do not believe that the highest point in at-tendance will be reached until Novem-ber or December, when they expect it to rest around the 28,000 mark.

This year the increase over the open-ing day of the preceding year has been largest, except the increase of 1905 over 1904, when the circumstances were unal. The increase of yesterday over opening day of last year was 1,845 dren. For the past five years the igures on the opening days are as fol-

Nineteen hundred two, 9.842; 1903, 11,037; 1904, 9.076; 1905, 12,870; 1906, 13,954; 1907 15,799. This year there are 44 schoolhouses, last year there were 40, in 1905 there were 32, in 1904 there were 31, in 1905 and 1902 there were 31.

were 30.

The increase of 1905 over 1904 is explained as being due to the burning of the Park school building and the inthe Park school building and the in-ability through various reasons to re-open the others at the general opening of school.

all of the schools in the county are now open except two, the one at Orient and the one on the Sandy road. County Superintendent Robinson has as yet received no advices as to the increase over last year.

## TILE DEALER PAYS HIGH FOR CURSES

Wagner in his own behalf declared that Hamilton had used strong terms in the office, in the presence of a young woman and that he did not follow the woman and that he did not follow the water inspector but was merely on his way to use a telephone. According to the tileman, Hamilton attempted to strike him and he defended himself. Wagner admitted using profane language prior to the assault but maintained that he was not responsible for the battle which followed.

Judge Cameron, after hearing the testimony, found Wagner guilty and imposed fines aggregating \$40.

## FIRE IN TAILOR SHOP **CAUSED BY LIVE WIRES**

soon had the flames under control. The Pon damage to the building will not exceed \$500 but the smoke damage to the hotel of

\$500 but the smoke damage to the hotel above can not be estimated.
"Bob," one of the horses drawing truck I, slipped and fell at Tenth and Washington streets while going to the fire and was injured on the forelegs. Another horse was substituted and the injured animal attended by a veterimary surgeon.

#### Building Permits.

Building Permits.

L. P. R. Le Compte, two-story store, East Harrison, between East Eleventh and East Twelfth, \$2,000; C. F. Swank, one-story dwelling, Brown, between Killingsworth and Surman, \$1,000; J. E. Baldwin, 1½-story dwelling, East Thirty-third, between Clinton and Division, \$1,500; Davenport Bros., barn, Second, between Gibbs and Grover, \$500; C. H. Robinson, shed, Albina, between Prescott and Skidmore, \$150; Mrs Mary Boyle, one-story dwelling, Revere, between Minnesota and Montana, \$250; Robert Craddock, 1½-story dwelling, Shaver, between East Thirteenth and East Fourteenth, \$1,300; Paul B. Powers, one-story dwelling, Mount Adams drive, \$1,800; Charles Courtnay, two-story dwelling, Morris, between Albina and Mississippi, \$2,000; C. W. Batchellor, two-story dwelling, East Ankeny, between East Twenty-third and East Twenty-fourth, \$2,500; Harriet J. Evans, two-story dwelling, Blondena, between Mississippi and Albina, \$2,000; T. O. Sands, one-story dwelling, East Fificenth, between Alberta and Wygant, \$3,000; C. R. Stepe, repairs to dwelling, East Forty-sixth, near East Washington, \$1,300; E. Christensen, garage, Faliling, between Michigan and Mississippi, \$2,000; R. L. Glisan, repairs to stable, Pifth, between Glisan and Flanders, \$100.

Walla Walla's Finest.

(Special Dispatch to The Journal.)
Walls Walls, Wash, Sept. 17.—Walls Walls police force appeared in helmets resterday for the first time in the history of the local police corps. Also they was new suits and carried billies.

## **BOURNE DELAYS** IN WASHINGTON

Junior Senator Writes That He Will Not Return October First.

Senator Jonathan Bourne, Jr., will not be home October 1 to greet his friends Year's Record Breaking and make arrangements to lead the Oregon delegation back to the Republican national convention. Instead he will remain in Washington to meet a party of Maryland friends about that time, and it will not be until after their visit that the senator will be in a position to tell just when he will journey

consequently those who were awaiting his arrival with much expectation for different and various reasons have ex-perienced another setback.

Dubbed "the Absentee."

congress adjourned it was thought that the junior senator would pay his home state a visit but he falled to materialize on Oregon soil. Since that time his friends and constituents here have been living in continual expectation of his arrival, but each suc-ceeding postponement has led them to bestow upon him the name of "the Ab-

There is much to be desired by the politicians in Senator Bourne's return. There are those who would like very There are those who would like very much to discuss the question of the United States district attorneyship. The subject of Mr. Bristol's retention or dismissal is agitating the minds of many and the attitude of Senator Bourne is a thing not glearly understood. Chris Schuebel of Oregon City is understood to be slated by Senator Bourne for appointment because of a political deht not alone to Mr. Schubel but to W. S. I'Ren as well, whose partner Schubel is.

The political sages would like to know

The political sages would like to know about this because if Schubel is not the choice there are others who would like to be and who have asked the sages to find out and use their influence.

On the Anxious Seat.

The coming senatorial contest for the seat now occupied by Senator Fulton is a very great reason why Mr. Bourne should return in the near future, according to some of the politicians. He is said to be practically pledged to the support of W. S. U'Ren in return for what U'Ren did for him in the last campaign and before, though this is denied by some of Bourne's friends. U'Ren has not announced himself and defiled by some of Bourne's friends.
U'Ren has not announced himself and
rumors have connected the Bourne helping hand with the boom of every other
candidate in the field, though the preference has been given to Frederick W.
Mulkey on account of his championship
of statement number one. All the candidates therefore are anyious to secure

Company Buys Landing Place for Grain Fleet.

The Open River Transportation company yesterday purchased the Spencer dock at The Dalles so that henceforth it will be in better shape to receive

"Bob" of Truck No. 1 Slips on Treacherous Street and Is Injured.

The Open River Transportation company's boat J. N. Teal is hauling all the wheat it can handle every trip down the river and the grain is being brought to the landings at a lively rate from all points. Superintendent Fred Snipes of the Open River Transportation company who has first returned from any superintendent returned from the first returne of the Open River Transportation company, who has just returned from an extensive tour of inspection between Portland and Umatilla, says that the Teal is now bringing 1,500 sacks of wheat into Portland every other day and that she could get much more if her tapacity would permit it. It seems now likely that another boat will be added to the service before long.

"There are at least 40,000 sacks of wheat at Alderdale on the north bank hotel, located on the second floor of for shipment to Portland, and at Chanhotel, located on the second floor of the building, forcing all of the roomers to vacate their apartments.

The fire department was called out the rate of about 1,500 sacks a day. We get a great deal of wheat from the company to the landing at the rate of about 1,500 sacks a day. We get a great deal of wheat from the correct side also there. The fire department was called out by an alarm from box 46 and although handicapped by the stifling smoke and being now, for instance, at least 15,000 the location of the fire in the basement, sacks at Quinton awaiting shipment to sacks at Quinton awaiting shipment to

> There never was a heavier movement wheat by boat down the Columbia than at present, so it is generally than at present, so it is generally con-ceded, and the situation will be greatly relieved here among exporters thereby, because it will assist them in getting their vessels dispatched for Europe in seasonable time. Within the neighbor-hood of 3,000 bushels coming in on the Open River steamer Teal every other day several ship cargoes will be brought out from the fields by the water route during the season.

Portland.

#### HAMILTON RELEASED AFTER LONG DURESS

J. T. Hamilton, the life insurance agent who was arrested early in August charged with forzery, was released from the county jall this morning and a not true information was filed in the circuit court by Deputy District Attorney H. B. Adams, ending the case. It was charged that Hamilton had drawn a note for \$187 and forged the name of L. C. Keating to it. He waived examination in the lower court and was bound over in the lower court and was bound over to the circuit court. In default of \$1,000 bail he was remanded to jail, where he remained until this morning.

#### MAN WITH THE KNIFE BOUND OVER IN COURT

Judge Cameron in municipal court to-day bound over to the grand jury in bonds of \$750, A. C. McDougall of Bon-neville, on a charge of cutting a res-taurant keeper named Melorick one night last week. The trouble arose when the restaurant man who conducts a place on Burnidde near Secondaria. a place on Burnside near Second street, requested pay for a meal. McDougall refused and ended the altercation by stabbing the proprietor with a pocket

Frank Nolan, Member of Postoffice Gang, Arrested -Believed to Be Thug Who Shot Policeman Sorenson During Robbery.

across the country to pay his Portland home a short visit.

Word has reached Portland from the senator that he will not be able to come home as soon as he intended, and followed the senator that he will not be able to come home as soon as he intended, and followed the senator that he will not be able to come home as soon as he intended, and followed the senator that he was acrossed this senator that he was acrossed the senator that he was acrossed the senator that he was acrossed to the senator that he was acrossed to the senator that he was acrossed to the senator that he will not be able to come home as soon as he intended, and postoffice robbery last winter. Nolan is believed to have been the man who shot Police Officer Screnson in the duel that took place with the robbery

> federal authorities and Assistant United States Attorney James Cole who se cured an indictment against the man before the last federal grand jury, had him arraigned this morning when "Big him arraigned this morning when "Big Johnny" pleaded not guilty.
>
> "Big Johnny" is wanted for joining Frank Wane, the leader of the famous gang, who is now serving nine years at McNeil's island; Charles Anderson, who is in the county jail awaiting trial, and another man, known as "Little Johnny," for robbing the Seilwood postoffice. He is a large man of powerful physique and is considered a dangerous character by the authorities. the authorities.

Nolan was taken at once before the

Operated in Washington. "Big Johnny" skipped out immediately after the Sellwood robbery and the police and federal authorities have never been able to secure a trace of him except once in Washington, when he got out of Seattle 10 minutes ahead of a federal officer who went to the

sound city to apprehend him. "Big Johnny" was with "Little Johnny" at the time and they are believed to have committed a robbery in Washington, where they secured \$125 and then where they secured \$125 and then skipped to Canada.

The man arrested today is believed to be the man wanted and he was bound over in the sum of \$4,000. Unable to raise the money he was placed in the county jail where an effort will be made to have him identified by "Toots" Bryant and other members of the gang who are awaiting sentence for the series of robberies committed in Portland last year. "Big Johnny" is believed to have aided in the attempted robbery on the Gresham bank with Wane and Ander-

Pred W. Wagner, a dealer in tiles and mantles, who was arrested last week for assault and battery and using profine language upon complaint of Robert G. Hamilton, an inspector in the city water department, was found guilty of both charges by Judge Cameron today. Wagner was fined \$25 for the assault and \$15 on the count of indulging in vilgar language.

Hamilton testified that he called at wagner soffice, \$68 Stark street, to would soon actior that his water rent would soon action the count of indulging in vilgar language.

Wagner was fined \$25 for the assault and \$15 on the count of indulging in vilgar language.

Hamilton testified that wagner followed him and without provocation knocked him to the sidewalk with several well directed blows.

Wagner in his own behalf declared that his water rent would soon action that his water rent would soon action the count of indulging in vilgar language.

Wagner was fined \$25 for the assault and \$25 for the ass

SOLD AT DALES

Sold at Dales

"Yes sir: yes, sir, I am not guilty; I don't know anything and am willing to go to trial right this minute."

He seemed like an animal. Sniffing the air, restless and glancing about in a startled sort of a way, he could not contain mimself. So excited did he become it was necessary to caution him against talking too much.

With "Big Johnny's" arrest the authernoon to go to trial right this minute."

OUT OF BUSINE

(Special Dispatch to The Journal.)

Tekoa, Wash., Sept. 17.—The fight tween the Idaho-Washington Light

With "Big Johnny's" arrest the au-thorities believe they have all of the robber gang save "Little Johnny." This latter man has served time in the state prison at Salem, and in other like insti-tutions. He is said to have traveled with "Big Johnny" and participated in many crimes with his big namesake.

Bryant Says Wrong Man.

William J. Mitchell, the federal of-ficer who tracked "Big Johnny" to Seattle, stated this morning that he did not believe the authorities had arrested the right man. Mitchell based his asser-

freight at that point. It was also decided to repair the wharf barge at Arlington so as to place it in shape for receiving freight in a few days. Men have already been started for Arlington to repair the barge.

The Open River Transportation company's boat J. N. Teal is hauling all the wheat it can handle every trip down the river and the grain is being brought to the landings at a lively rate from all points. Superintendent Fred Snipes of the Open River Transportation company is to the landings at a lively rate from all points. Superintendent Fred Snipes of the Open River Transportation company is to the landings at a lively rate from all points. Superintendent Fred Snipes of the Open River Transportation company is to the federal authorities.

## NO PROGRESS MADE IN SECURING FORD JURY

Half Dozen Talesmen in Special Venire Excused for Cause by Court.

(Pacific Coast Press Leased Wire.) San Francisco, Sept. 17 .- No progress pleting the jury in the case of Tirey L. Ford, accused of bribing a supervisor. A special venire has been called but only a half dozen talesmen answered and they were excused for cause

suicide at his home Sunday night by shooting himself with a 32-40 Winchester rifle. He was a cripple from having sustained severe injury in a mine near Baker City several years ago, and had also been a sufferer from rheumatism so that he was unable to do any work. His wife was away from home at the time he committed suicide, having gone to Portland to attend the funeral of her son Ivan Guthrie, who was drowned at Independence a week ago. Vandewalker was a half brother of M. C. Gregory, the Southern Pacific conductor residing in this city. He leaves his wife and three children and several brothers and sisters.

The verdict of the coroner's jury was death from suicide. suicide at his home Sunday night by

## NAVY MAY BURN OIL

## FOR NEW SUITS MANYTHOUSANDS

Clothes Over Last Season's Prices.

Exit hopes of winter clothes, that less coats. The Portland merchant tail-

secretary. It is claimed by the members of the

new association, which is called the Merchant Tallors' exchange, that a recent raise in the price charged per suit cent raise in the price charged per suit by the journeyman tailors as well as the higher cost of living, resulting in making a higher cost of production all around, is responsible for the change. Until this week the journeymen tail-ors have made a distinction between members of the new association, charg-ing the Ervin and Polityke compressiing the Ervin and Polivka companie rates as first-class tailors and the other six as second-class tailors. Now, how-ever, all eight have been raised to the

ever, all eight have been raised to the first class, this making an extra cost of \$2.86 for each suit in the tailoring. While there has been no increase in cost of the raw wool, tailors say, yet the cost of living has increased so and the difficulty securing workmen is such that it is much harder to get a piece of cloth manufactured than formerly Taking all these things into con-sideration, they have decided to unite and raise the price of a suit of clothes from \$5 to \$10 above what it would

have cost last year.

"It will be pretty hard to get a good suit of clothes for less than \$60 or \$65 in Portland this year," said one tailor this morning. "Those who charged \$50 for their suits now have to charge from \$55 to \$65—for business suits, of course; the suits are relead correspondingly. \$55 to \$65—for business suits, of course; dress suits are raised correspondingly—while those who charged \$45 now have to ask \$55 or \$60. Some of our members will charge from \$70 to \$75."
But this isn't all. The ready-made dealers have also raised their prices, and now the astonished and trembling yokel when he goes to buy a Sunday suit is haughtily introduced to goods that are to sell for \$60. Indications are good for a homespun year.

## WANDERED DAZED BACK TO HIS HOME

Remarkable Ending of Long Search for Missing Spokane Man.

(Special Dispetch to The Journal.) Spokane, Wash., Sept. 17 .- William Williams of this city was found today by his 15-year-old daughter wandering about in the vicinity of his own home. Williams had been lost for three months and all eforts to locate him had been futile. His mind seems to be a blank and he had forgotten where he lived.

## OUT OF BUSINESS

tween the Idaho-Washington Light & listed will amount to \$2,209,536.11. Power company and the light users of Tekoa grows more bitter with each suc-

ceeding day.

About August 15 the light company announced a new schedule of rates, to take effect September 1. This rate was not a genemal raise, but affected only the residences. A verbal agreement had been entered into between th company and a sitter's company and a sitter's company the series. and a citizen's committee, and this raise was in direct violation of this agree-When the raise was announced some

of the consumers drew up a remon-strance, threatening that if the rate became effective the citizens would cut out the lights. Nearly every light user signed it.
The company paid no heed, and the

result was a mass meeting, at which the light company was severely condemned. President James Shields and Superintendent Aldrich were present and attempted to defend their position, but this only angered the audience, and they finally retired from the hall. All agreed the enter into any contracts whether not to enter into any contracts what ever with the company and to support a

citizens' plant.

Committees were appointed to proceed with a plant. Estimates have been called for, and every indication points toward a citizens' plant.

The company placed a resident manager here shortly after the meeting, and a procedurates the part of the procedurates. special rates have been offered a few consumers, but so far none has wavered from his stand. The offer only makes the citizens more determined than ever to own their own plant.

#### MORE RAIN ON WHEAT FIELDS AT PALOUSE

(Special Dispatch to The Journal.) Garfield, Wash., Sept. 17 .- There was made this morning toward com- were several days of good harvest weather last week, and a great amount of wheat was threshed and stored in the warehouses for shipment, but Sunday night the rain set in again, and it has since been falling in copious showers over the Palouse wheat belt. Special Dispatch to The Journal.)
Roseburg, Or., Sept. 17.—A. D. Vandewalker, agea 53, of Olalla, committed walker, agea 53, of Olalla, committed of Garfield. He made the statement walker agea 53, or Olalla, committed the statement of the statement of the crop. of Garfield. He made the statement that he had threshed for the past 17 years and had never run his machine on the Sabbath day in all that time. The wheat is all cut and nearly all threshed, but there is a great amount of oats to cut and thresh yet.

## AT WALLA WALLA

MAVY MAY BURN OIL.

ABOARD BATTLESHIPS

Walla Walla, Wash. Sept. 17.—Informations charging five local houses with violation of the Sunday closing law were filed yesterday by Prosecuting Atternation by Stabiling the proprietor with a pocket will be proprietor with a pocket will be ready in about a month's time for her experimental trilat trips, so that the naval authorities may determine the advisability of using oil as a fuel on board the larger naval ships in piace of coal.

## Tailors Raise the Tariff of Willie Knapp Weighs 98 but Holds Year's Record in

Racing Saddle.

Willie Knapp, weight 98 pounds, win new brown suit and a plaid overcoat. ner of more horse races this year than Enter sagging coat collars, crooked any other jockey on the American droulders, bagging trousers and shape- tracks, is at the Portland hotel, where he said he liked Portland and was sorry

less coats. The Portland merchant tailors have formed a combine and have issued a new scale of prices ranging from \$5 to \$16 higher than those of last season.

The "tailors' combine," which includes eight of the best Portland tailors, has just been organized, but it has had time to announce that prices are to go up. Those in the combine are R. Reffling, J. B. Coffey, W. P. Kraner & Co., Herbert Greenwood, A. H. Griswoid, J. Polivka & Co., K. S. Ervin & Co., Ltd, and Breed Bros. They have elected K. S. Ervin president and J. B. Coffey secretary. of the American turf who plunge thou-sands on a single race have backed many nags because Willie Knapp had the mount. His name is proverbial for a good-ride and game race. He is no less a favorite with lesser lights in the sporting firmament, while actors and actresses always have a "hunch" when Knapp is in the saddle.

Pound and Half Saddle,

Of course the first question asked vas, "How many trunks does he carry?" But unlike most people of note Knapp miled and said:
"You should see my new racing saddie. I just bought a new one—a Spaid-ing—while in Chicago. It weighs a pound and a half. I will let you see it

pound and a half. I will let you see it as soon as I get my trunks."

And that was all there was to it. Knapp lives in his life work. He does not know what he is going to do after he quits riding and has sense enough to know that it is a serious question, especially to a jockey that has ridden for 10 years, as he has, and near the end of his riding days.

Knapp believes he is nearly through with the game.

"Ten years is a long time. I may last for a long time and I may last only another year. The thought is constantly with a jockey, but he can never tell

with a jockey, but he can never tell when he will be out of the game. His nerves give way; then his legs are no good. After that he is not fit to ride. Quick Beduction of Flesh.

"At present I am feeling fit and fine. I led the list of jockeys this year with Ratke a poor second. I ride at 98 pounds when in training, but have weighed as high as 115 pounds. I remember one night I weighed 115, but by a process known to jockeys and horsemen weighed only 102 pounds the next morning. To take off five pounds in a night is easy." next morning. To take off five pounds in a night is easy."
"But doesn't that weaken you great-

"Yes. It is especially hard on the nerves, but by looking ahead several days and seeing what mounts and weights one has, a jockey can save filmself from radical training very often."

Knapp is a pleasant chap. He impresses one with having a great deal of common sense. He is neither vain nor after glory. He realizes that riding is a business and knows that he cannot ride forever. What concerns him most is what he will do after his riding days are over. He doesn't know now, but men who have backed horses solely because Knapp was in the saddle would be willing to back him in most any kind of a business venture. Why? Because Knapp is temperate, keeps his head and lives like he rides—gamely. cause Knapp is temperate, keeps h head and lives like he rides—gamely.

Receiver Devlin of the Oregon Trust donned. & Savings bank this afternoon made his first report on the condition of the bank and announces that the total assets Tekoa, Wash., Sept. 17.-The fight be- that he has thus far discovered and The liabilities are about \$2,000,000.

The assets are divided as follows: Loans and discounts to September 14, 1907, \$625,747.39; collections made by receiver, \$24,823.87.

Stocks and bonds on hand-Bonds \$1,087,600; stocks, of known value, \$23,-

Columbia Seven-Year Irrigation company bonds, (of doubtful value) ,\$14,000. Overdrafts-\$257,144.86. Due from other banks, \$2,314.78.

These assets do not include a valuation on the lease on the bank's corner nor on the Home Telephone company's

#### COLLECTED BAD DEBTS BUT MADE NO RETURNS

Eugene Spencer, alias Campbell, who was taken into custody last week by Patrolman Wanless for vagrancy and subsequently booked on a charge of larceny by bailee upon complaint of D. H. Holbrook of Holbrook & Levin, tailors,

was given a preliminary examination in the police court today.

The complaining witness Holbrook, Dr. Bogart, a dentist, and M. Bird, a plumber, all testified that they had given Spencer bad accounts to collect, and that he secured money from them on the pretense that he intended to commence suit. The specific allegation of Holbrook is that the defendant mulcted him of \$5.25 by this method.

Holbrook is that the defendant mulcted him of \$5.25 by this method.

The accused man did not deny securing the sums testified to by the witnesses for the state, but held that there had been no criminal intent shown. Spencer also set up the defense that he had not been given sufficient time by Holbrook in which to prepare the papers in the contemplated suit.

Deputy District Attorney Haney in his cross-examination of Spencer effectually knocked the prisoner's claim of ually knocked the prisoner's claim of having been admitted to the bar in New York state. The defendant became rat-tled under the rapid fire questioning, and was forced to admit that he had only practiced law in the inferior courts. Judge Cameron has taken the case under advisement until Friday, and in the meantime Spencer is confined in the county jail.

#### RETIRED ADMIRALS WILL NOT COMMAND

(United Press Leased Wire.)
Washington, D. C. Sept. 17.—Secretray Metcalf states that no officer on the retired list would be assigned to the command of the Atlantic battlethe command of the Atlantic battle-ship fleet on its voyage to the Pacific. He made the deciaration when his at-tention was called to published reports indicating the possibility of the assign-ment of Rear Rdmiral McCalla or Rear Admiral Brownson to the place of Rear Admiral Evans. Both McCalla and Browinson are on the retired list.

#### RHONIMUS JURY TODAY PROBABLY

(Special Dispatch to The Journal.)

Pendleton, Or., Sept. 17.—In the circuit court today the case of A. D. Rhonimus, the aged slayer of Tom Myers, was resumed. It is thought the jury list will be completed today and the trial will begin tomorrow. With three murder trials the present term promises to be a long one.

Southern Facinc it must look into the matter.

Eastern Oregon Appointment.

(Special Dispatch to The Journal.)

Salem, Or., Sept. 17.—Governor Chamberla word, and you will get results. Phones: Main 7175; A-3280.

Oregon) District Agricultural society.

## SAVE YOUR COIN JOCKEY HAS WON MAY REVERSE SENTENCE ON JUDGE'S BAD BREAK

Attorneys for Reynolds Say Gantenbein's Remark During Jury Examination That Insanity Dodge Is Overworked Sufficient Grounds to Reverse Verdict.

What is claimed by the attorneys for the defense to be reversible error was made by Judge Gantenbein in the circuit court this morning at the trial of Charles H. Reynolds for the murder of George H. Hibbins on June 19. Attorney Logan asserts that a remark made by the judge is error sufficient to make by the judge is error sufficient to make certain a reversal of the case by the supreme court should the jury convict. Reynolds.

Insanity is only a part of the defense of Reynolds. His attorneys said this morning that they will rely upon a plea of justification, which is permitted by the judge and the trial of the killing was done to prevent the commission of a felony in the home. Whitesses have been brought from Walla, Washington, and Milton, Oregon, by the defense. Among them is District Attorney O. B. Rupp of Walla, who is expected to throw light on the character of the dead man.

On examining a prospective juror Attorney Logan said that emotional insanity or insane irresistible impulse, would be part of the defense. The juror said he did not believe in insanity as a defense and Judge Gantenbein questioned him as to his opinions.

In putting the questions the judge remarked that he thought sometimes the defense of insanity was overworked. Logan took an exception as to the judge's remark and the judge then instructed the jury that they were to disregard what he had said as to the insanity defense being overworked.

Special Venire Called.

A special venire of 10 men was ordered by Judge Gantenbein at noon. The entire panel of regular jurors had been exhausted, and only eight men of the lot accepted to serve as jurors. With the jury wanting four men to be complete, and only one of the regular panel yet to be examined when court adjourned at noon, Judge Gantenbein ordered the sheriff to serve a special venire to report at 2 o'clock. Since the selection of the jury began yesterday morning 41 jurors have been examined. Of this number 23 were excused. Some had opinions as to Reynolds' guilt or innocence, some were opposed to insanity or insane irresistible impulse, would be part of the defense. The juror said he did not believe in insanity as a defense and Judge Gantenbein questioned him as to his opinions.

In putting the questions the judge remarked that he thought sometimes the defense of insanity was overworked. Logan took an exception as to the judge's remark and the judge then instructed the jury that they were to disregard what he had said as to the insanity defense being overworked.

Colonel Jackson Skeptical

Reynolds.

Colonel Jackson Skeptical. Colonel Jackson Skeptical.

Colonel James Jackson was one of the regular panel and in answer to questions said he placed no credence in temporary insanity as a defense. He did not believe, he said, that a man could be sane at 1 o'clock, then go insane for half an hour, and be sane again at 1:30. Colonel Jackson was excused on a challenge for cause. Henry L. Corbett was excused for entertaining views similar to those of the colonel.

Special Venire Called.

innocence, some were opposed to insanity as a defense, while others objected to capital punishment. At noon the defense had used 7 of its 12 peremptory challenges, and the state had used four of the six it is allowed. But one juror, Thomas Hislop, was accepted this morning, bringing the number to eight. They are

### DRIVER, CUT ON HEAD, SUFFERS TWO HOUR'S BEFORE HELP ARRIVES

11:40 a. m.—J. B. Orrell, driver for the Warren Construction company thrown from the seat of his wagon by coiliding with another vehicle at Park and Yamhill streets and seriously injured about the face and head.

11:45 a. m.—Telephone message received at police headquarters and particle wagon with Patroiman Lytle and Gruber sent to the scene.

11:55 a. m.—Orrell, bleeding profusely from scalp wound over the left eye and painful gash on left cheek, is brought to headquarters and seated on a bench near the door.

CAPES NO LONGER TO BE WORN

BY PATROLMEN OF ROSE CITY

The capes that have so long distinguished Portland's policemen and given them the appearance of the constabulary of their mother country are to go. Chief of Police Gritzmacher has let fall the dictum that the famous capes must be supplanted by common American overcoats by October 19, when the force will hold a dress parade and inspection in winter uniforms.

On the same day the short sack coats which the police wear in summer will be put away with moth balls and the new long frock undercoats will be donned.

Those of the men—and there are a good many—who feel hurt at the abolishment of the capes will be allowed the solace of short blue capes on the overcoats. These outer capes, however, are to be optional with the policemen, and are merely in the way of a baim to the injured feelings. The overcoats and capes are not to be heavy, but are to be of light waterproof cloth.

Chief Gritzmacher, it is said, ordered the change because he has for some time been sensitive on the subject of the capes which have excited as much comment on the part of the country vis-

donned.

The new overcosts are to be made of blue cloth of the same color as the uniform, and with two rows of brass but-

### RAIN ON THE OUTSIDE CAUSES MUCH IRRIGATION ON THE INSIDE

A new record was established at the erage arrests on drunkenness charges central police station for the 24 hours range from 10 to 15.

Chief of Police Gritzmacher and ending at 10 o'clock this morning, when by official count the various policemen are unable to give any reasonable exof Portland arrested within the city limits 44 persons on charges of intoxication. This is a very large increase over all previous records, according to local police authorities. The daily av-tants.

## A GRAIN CROP

North Bank Rushing to Get Frisco Celestials Are Nearly to Deep Water on the Columbia.

(Special Dispatch to The Journal.) The Dalles, Or., Sept. 17 .- Tracklaying on the north bank road reached a which destroyed \$50,000 worth of proppoint 18 and one half miles east of The Dalles Saturday and is being pushed | Chinese and would have burned an enas rapidly as possible. With the tracklaying machine sometimes two miles of track is laid in a day. Construction trafhs follow the tracklayers and the road is ballasted and put in shape for the rolling stock very rapidly.

The object apparently, is to reach The Dalles in time to use the open river for the purpose of moving the immense crop of grain that is being harvested in the inland empire. There is some grading to be done opposite this point, but it is safe to state that within the next month north bank trains

this point, but it is safe to state that within the next month north bank trains will be hauling grain and loading it on boats at this point.

It has been surmised on good authority that a free ferry will eventually be established between this city and Washington, and that steamboats, in the employ of the Northern Pacific, will be transporting goods to and from this the employ of the Northern Pacific, will be transporting goods to and from this city. Farmers may be induced, by cheaper rates to tidewater, to haul their grain to this city and ship it on these boats.

#### battle- G. G. BROWN IS LAND BOARD CLERK

(Special Dispatch to The Journal.) of the state board this morning G. G. Brown was reelected clerk of the state land board, John Michel assistant clerk and C. R. Eberhardt attorney of the land board, in place of McCully, re-

# NARROW ESCAPE

Burned to Death in \$50,000 Fire.

(Pacific Coast Press Leased Wire.) San Francisco, Sept. 17 .-- A fire, erty, nearly ended the lives of three tire block of business buildings but for

ment.

The fire broke out at 2:40 this morning at the saloon of Marsh & Rickman at 1458 Bush street. The origin of the fire, while not definitely known, is believed to have been caused by the exploding of a gasoline tank in the saloon. The fire had scarcely been discovered before the saloon, the Chinese bazaar of Wa Sing Lung at 1456 Bush street and an empty store at 1454 were in flames from roof to basement.

Wa Sing Lung and two Chinese employes were asleep in the rear of the former's store when it took fire, and it was only after several futile attempts that they made their escape. it was only after several futile attempts that they made their escape.

The block which was threatened is bounded by Van Ness avenue, Bush, Pine and Polk streets.

The largest loss was sustained by Wa Sing Lung, who lost \$35,000 in draperies and silks. Marsh & Rickman suffered a loss of \$5,000. The buildings destroyed were worth \$10,000.

Hay Shipper Complains.

(Special Dispatch to The Journal.) Salem, Or., Sept. 17 .-- A letter nas seen received by the state railway com-Salem, Sept. 17.—At a meeting . mission from A. H. Denney of Lafayette mission from A. H. Denney of Larayette complaining of the failure of the Southern Pacific Railway company to send cars for the shipment of hay to Portland. The commission has notified him that the railway is liable to a fine of \$2 a day for failure to furnish cars within a certain time, and has notified the Southern Pacific it must look into the matter.