

ROPE IS KNOT FOR SLAYER OF MISS GRAY. TROUBLE READY STORES. JUDGE O'DAY'S WAY IS ILLEGAL

Roy Bateman, Fireman on Battleship Virginia, Suspected of Being Guy Prescott, Charged With Atrocious Murder—Identification Test to Be Made.

San Francisco, July 6.—Should Roy Bateman, second class fireman of the battleship Virginia, be identified tonight as Guy Prescott, suspected of the murder of pretty Josie Gray at Evansville, Ind., March 16, 1907, an attempt will be made to identify him upon his arrival at his home town, if R. E. Leaf of Santa Cruz, who is here to identify the man, knows the temper of the people of that city. Mr. Leaf was aboard the battleship Connecticut, where Bateman or Prescott, is confined today, but refused to see the suspected murderer until the arrival of his friend, George Boehme, of Evansville, who will come here tonight from another ship.

Jonathan Bourne, Oregon's junior senator at Washington, is coming to Oregon to pay a short visit. He will arrive during August some time and will spend several weeks in the state, making Portland his headquarters while here. This is the information that is filtering about among the close friends of the senator and has its rise from correspondence between those of his lieutenants here who are in touch with the senator and the senator himself at Washington.

As a result of the slights which he has had since his departure for official life in Washington, he will have a long and busy time. He does not get back and meets with the men who have sharpened their knives for him. What these knives mean is not clear, but it is believed that the senator is coming to Oregon at this time to build up his fences for the coming senatorial election in which he is probably to be a candidate to succeed himself.

The acknowledged representatives of Senator Bourne's political friends in the state at present, Thomas McCusker and A. W. Orton, are back of the movement to organize the next legislature on Saturday, August 1, or to make a candidate for speaker and will fight any one who is an anti-Statement No. 1 man, while he is not strong enough to provide the candidate signed Statement No. 1. It is believed that the same condition prevails in the senate.

Senator Bourne desires that the legislature should be organized along the lines mapped out by Orton and McCusker, according to the program outlined in the constitution. The senator is in earnest until late in August and may not be until during September. It is believed that the senator's visit to the legislature is timed just before the opening of the organization fight means that Mr. Bourne desires to have his hand on the reins when the fight grows hot and assist in the selection of men suitable to the occasion.

There are a number of men in Portland also who would like to talk to the senator. The senator should give the main opportunity to the men in the city. John B. Coffey, who led the Bourne battle line during the campaign of 1906 and was defeated, is one of the men who would like to see the senator. He has received a very short and business like note which said in substance: "I have no time to see you, but I will have placed it on file."

Lou Adams, another member of the legislature, called on Mr. Bourne and inquiring to Mr. Minto's position. For a time it was believed that Mr. Bourne was a lucky man. About that time, however, Thomas McCusker appeared on the scene and now no one knows where Mr. Bourne will be. The senator will be in the steps of the union depot for his visit at home.

Ordinance Exempting Certain Theatres From Fire Regulations Vetoed. Mayor Lane this morning vetoed the ordinance on the grounds that it applied to too limited a number of theatres. He declared that all the theatres in the city should be included and that he did not see why theatres that have been used as such for more than one year should be exempted.

When the ordinance was first introduced in the council, it was intended that it should apply to all buildings to be used for exhibitions, moving pictures or mechanical shows, and that it should be enforced by the fire department. The ordinance was amended to exempt all buildings which have been used for more than one year prior to its passage.

It seems to me that this is not fair and the law should be made to apply to all alike and if there are any theatres in which such amusements are being conducted which are not safe for the public, they should be required to conform to the law to the same degree that is required of others. There should be no exemption from such a dangerous condition wherein human lives may have to pay forfeit to such a condition. HARRY LANE, Mayor.

Clements Leaves the Star. B. E. Clements has leased the Star theatre for an indefinite period from the leased management company and will run the Washington street house as a synchronous show, giving the moving pictures and having the character of a picture show. The pictures are reproduced on the screen.

Nothing else could. His young wife, whose body died about a month after the murder, is pitifully alive. Story of Fiendish Crime. Prescott was employed as porter at the R. & G. department store, where today was bookkeeper, when the murder was committed. The store closed at 10 o'clock on Saturday evening, but Miss Gray remained to complete her work on the books. Her failure to reach home at 11 o'clock created the fear that some harm had befallen her and her aged parents who depended upon her as their sole support, gave the alarm.

The proprietor of the store was notified and, summoning the police, went to the store, where he discovered unmistakable evidence of crime. The store was bloodstained, coin was lying loose on the floor and there was every sign of a terrible encounter. Graped a Woman and Died. Hearing was taken from the vault, the door was opened and the girl, in a dying condition, was found. She would be able to give the name of her murderer, but she died before she could do so.

Investigation of the cash accounts showed that the murderer had secured about \$200 after striking down the girl with some heavy instrument. Suspicion was at once fastened upon Prescott, who was found at his home on Sunday. He was released on his own recognizance, but later released on what appeared to be a satisfactory alibi. Impression was made on his mind that he had been arrested and he was released on his own recognizance.

Bill Richards, another betting man, was pretty heavily touched on the field. It is said, "Dollar Bill" the character. It is rumored among the colored gang, raised to go for a job in the city and stayed over in Vancouver all afternoon. Bill might have let somebody else bet for him.

Some 20 Pullman car conductors and attendants had been conserving tips for months, but now they have gone to work saving again, vowing that Joe will kick the stuffings out of the Dane when the pair meet in Giddield, Labor day.

Dark, black clouds hovered over downtown all day yesterday and had not moved away yet to noon today, nor will they entirely disappear for many weeks. In other words, practically every colored man in town is dead broke. Joe Gans did it. Joe, the "old master," the idol of the African race and half the Caucasian. For weeks and weeks every colored resident of Portland had raked and scraped to get a little wad of the long green on tap for fight day.

It was to be velvet. Nobody could lick Gans. "Poo! poo! and a fudge for Battling Nelson; he's an upstart, anyhow!" "Well, the battle is history and the lure the negroes worked so hard to gather now reposes in the pockets of white men's trousers. Bob Roberts, a well-known colored sport, was probably hit hardest. Bob could see nothing but Gans at 20 rounds and at the finish. Three hundred dollars.

Two traveling men made a unique wager last week. The men are well known over the northwest, but for obvious reasons their names are not given—nor those of the entoushes they visited to decide the wager. Mr. Jones of Chicago bet Mr. Smith of Seattle that he would win a first-class grill in town where you could get perfect service. Mr. Smith bet that he would win a clean black streak of grease would show. Mr. Jones says there is only one place in America where you can get a clean black streak. That is at Sherry's in New York. They the mepkin stink yourself in time you get a steak and see if it isn't so.

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District Attorney, Coroner, Justices and Municipal Judge Commence Duties—Justice Court in New Quarters. (United Press Leased Wire.) Lincoln, Neb., July 6.—William J. Bryan is isolated today at Fairview Farm, rain and wind having cut off all communication with the outside world. The trolley line between Lincoln and Fairview is unable to operate today, the road being under water, which is rushing like a mighty river. A repair crew was sent out to inspect and rebuild the line today, but reported that the bridge near the Bryan farm is washed out. This means that the trolley will probably be out of commission for several days, as it will be impossible to rebuild the bridge at the present stage of the water.

George J. Cameron is district attorney today in place of John Manning, who was district attorney, officially speaking Judge Cameron stepped down from the bench of the municipal court at midnight last night and immediately afterwards assumed the title dignity and emoluments of the district attorney. Judge Cameron has little to do in his new office, but he says he is too busy to talk about what is going to do, and besides he wants to get into the office for the first time before he makes any announcements.

James Runkle, age 19, a tall, formerly of Tacoma, was drowned in the Willamette river this afternoon just below the Madison street bridge. In company with three other boys, Runkle had gone out in a row boat for a ride in the river. Runkle was the only one who was not rescued.

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driving, and reached home just in time to escape a drenching or possible injury in the flood. All communication with the Bryan home is by telephone. The flood situation, besides marooning Bryan, is likely to do serious damage to several state delegations in Denver and is likely to necessitate the postponement of the convention. The Oregon and Idaho delegations, and several hundred boosters are stranded on the Rock Island road at Fairview, six miles east of here, unable to get through to Lincoln. It is believed Theodore Bell of California, temporary chairman of the Denver convention, will be unable to get through to Lincoln. Bell drove five miles through mud to Bryan's home.

Judge O'Day Rules Adversely on Present Method of Assessing for Street Improvement—General Benefits Must Be Considered. In a far-reaching decision affecting the methods of street improvement, Judge O'Day in the circuit court this morning held that the city council has adopted an illegal method in violation of the city charter in assessing the cost of improvement to abutting property, without regard to the general benefit derived therefrom. Judge O'Day held that the city council also erred in merely "placing on the protests of property owners" the assessment which is made on the "considered," and the court said that so far as the records show nothing has been done except to place them on file. Judge O'Day referred to this as "every gentlemanly" procedure, but took exception to this does not amount to consideration.

Judge O'Day also held that the record in the case before him was defective in that the city assessor had failed to file a preliminary assessment. This point does not apply to later cases, as the assessor is required to make one and this weakness has been remedied. The thing that his holding is the defective procedure, so that persons must be assessed with regard to benefits, and not perfunctorily on the basis of the city engineer to make each lot pay for the work that is done in front of it. At the time the city mapped out its procedure under the amended charter, City Attorney Kavanaugh advised the council on the line of Judge O'Day's decision, but his advice was not followed and the city has proceeded to charge to each lot the cost of work done in improving a street in front of it.

That this is not a just assessment and not in accordance with the charter, which was passed by the city council, the property shall be considered. The case in which the decision was rendered is the case of the city engineer, C. E. Lewis, Mary Jacobson, William Jacobson and the George Ainslie Real Estate company, against the mayor and city council. The case is now on appeal to the circuit court. The city council is directed to start over again and proceed according to the charter. The city engineer is directed to go back to the city charter. The case has been heard for the first time in the circuit court. The city engineer is directed to go back to the city charter. The case has been heard for the first time in the circuit court.

That this is the philosophy of Mrs. Margaret Wood of 575 Northwicket street, who was burned destitute yesterday morning, and in her own neighborhood she finds consolation and cooperation. While she was attending mass in the morning at St. Mary's church, in Alameda, her 8-year-old daughter, Dorothy, whom she had left sleeping, awakened and started about the house on a trip down the stairs. She was still full of the wonder of the fireworks she had seen the night before in celebration of the glorious Fourth, so when she found some matches she thought they would make them go off the same way. She had had no firecrackers, and this was her chance to get them.

She lit the match and held on to it bravely, waiting for it to shoot, as she had seen so many of the little boys do in the street. The match, however, burned her little fingers, and she dropped it to the floor. Mating Catches Fire. The matting on the kitchen floor caught fire, and the child was surrounded by flames. She managed to unbolt the kitchen door, and her mother rushed over and rescued her from the burning floor. Holes were burnt in the matting, but she was unharmed. Police Officer Lillis, who was on duty, took the child back into the house and got the story from her.

She never was a large or strong child, but she does not take long. She is eight years old, and she has been in the world now for eight years. She came from England two years ago and has kept her mother and father busy with her scrubbing by the day. About a week ago she rented this house for \$8 a month. She has a room on the second floor, but it was saved. Later her mother came and took a room and this helped out her mother's working man whose help cannot go far. Everything Burned. Lately work has been slack, for two or three months, and she has had to leave town for only one day of work. She has been in the world now for eight years. She came from England two years ago and has kept her mother and father busy with her scrubbing by the day. About a week ago she rented this house for \$8 a month. She has a room on the second floor, but it was saved. Later her mother came and took a room and this helped out her mother's working man whose help cannot go far.

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Judge O'Day Rules Adversely on Present Method of Assessing for Street Improvement—General Benefits Must Be Considered. In a far-reaching decision affecting the methods of street improvement, Judge O'Day in the circuit court this morning held that the city council has adopted an illegal method in violation of the city charter in assessing the cost of improvement to abutting property, without regard to the general benefit derived therefrom. Judge O'Day held that the city council also erred in merely "placing on the protests of property owners" the assessment which is made on the "considered," and the court said that so far as the records show nothing has been done except to place them on file. Judge O'Day referred to this as "every gentlemanly" procedure, but took exception to this does not amount to consideration.

Judge O'Day also held that the record in the case before him was defective in that the city assessor had failed to file a preliminary assessment. This point does not apply to later cases, as the assessor is required to make one and this weakness has been remedied. The thing that his holding is the defective procedure, so that persons must be assessed with regard to benefits, and not perfunctorily on the basis of the city engineer to make each lot pay for the work that is done in front of it. At the time the city mapped out its procedure under the amended charter, City Attorney Kavanaugh advised the council on the line of Judge O'Day's decision, but his advice was not followed and the city has proceeded to charge to each lot the cost of work done in improving a street in front of it.

That this is not a just assessment and not in accordance with the charter, which was passed by the city council, the property shall be considered. The case in which the decision was rendered is the case of the city engineer, C. E. Lewis, Mary Jacobson, William Jacobson and the George Ainslie Real Estate company, against the mayor and city council. The case is now on appeal to the circuit court. The city council is directed to start over again and proceed according to the charter. The city engineer is directed to go back to the city charter. The case has been heard for the first time in the circuit court. The city engineer is directed to go back to the city charter. The case has been heard for the first time in the circuit court.

That this is the philosophy of Mrs. Margaret Wood of 575 Northwicket street, who was burned destitute yesterday morning, and in her own neighborhood she finds consolation and cooperation. While she was attending mass in the morning at St. Mary's church, in Alameda, her 8-year-old daughter, Dorothy, whom she had left sleeping, awakened and started about the house on a trip down the stairs. She was still full of the wonder of the fireworks she had seen the night before in celebration of the glorious Fourth, so when she found some matches she thought they would make them go off the same way. She had had no firecrackers, and this was her chance to get them.

She lit the match and held on to it bravely, waiting for it to shoot, as she had seen so many of the little boys do in the street. The match, however, burned her little fingers, and she dropped it to the floor. Mating Catches Fire. The matting on the kitchen floor caught fire, and the child was surrounded by flames. She managed to unbolt the kitchen door, and her mother rushed over and rescued her from the burning floor. Holes were burnt in the matting, but she was unharmed. Police Officer Lillis, who was on duty, took the child back into the house and got the story from her.

She never was a large or strong child, but she does not take long. She is eight years old, and she has been in the world now for eight years. She came from England two years ago and has kept her mother and father busy with her scrubbing by the day. About a week ago she rented this house for \$8 a month. She has a room on the second floor, but it was saved. Later her mother came and took a room and this helped out her mother's working man whose help cannot go far. Everything Burned. Lately work has been slack, for two or three months, and she has had to leave town for only one day of work. She has been in the world now for eight years. She came from England two years ago and has kept her mother and father busy with her scrubbing by the day. About a week ago she rented this house for \$8 a month. She has a room on the second floor, but it was saved. Later her mother came and took a room and this helped out her mother's working man whose help cannot go far.

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