

CITY SOLD BY BALL COURSES BIG LUMBER AND FOOT COMPANY A FOOT DESERT

Officials of Inman-Poulsen Company Bring Suit to Enjoin Criminal Prosecution for Obstructing the Streets.

George S. Shepherd, ex-councilman and attorney for the Inman-Poulsen lumber company, this afternoon applied to City Attorney Kavanaugh for a warrant for the arrest of Mayor Lane. The mayor is charged with obstructing East Washington street with a fire engine station, the station of the fireboat, according to Shepherd's application.

Asserting that the city officials have waited 29 years without asserting their right to open streets through its property, and that the city has been using to open streets was expressly given to John Poulsen in 1889 by the mayor of East Portland, the Inman-Poulsen lumber company this morning began suit in the circuit court to restrain the city and City Attorney Kavanaugh from prosecuting its officers for obstructing several east side streets.

The complaint states that the property on the Inman-Poulsen mill now stands was platted by James B. Stephens in 1869, much of the land then being in a slough. Dotted lines were shown where streets and blocks might be laid out, but it is alleged that they were never dedicated or designated as streets.

In 1889, it is stated, John Poulsen went to the mayor of East Portland and told him that the company had purchased the property and intended to use it for a mill, saying that if the city claimed any part of the street for the purpose the streets should be formally vacated. The mayor, it is declared, replied that if the city superintendent ever asserted any right to open streets through the property.

This content was obtained, it is stated, and the company proceeded to erect its mill and to fill in the slough with 1,000,000 cubic yards of material, at a cost of \$250,000. Through its predecessors in interest, it is asserted, the company has retained the property without question for 39 years.

The complaint also recites the destruction of the plan by fire in 1896, and says that the city stood by and saw one of the largest sawmills in the world erected on the premises without uttering a word of protest.

Under these facts it is claimed that the city is estopped from laying any claim to open streets through the property. It is also objected that the city attorney has no authority to act unless directed to do so by the city council. The court is requested to restrain the city or its attorney from proceeding with the six actions in the municipal court charging the city with obstructing the streets and from asserting any right whatever in the property.

The city's threat to arrest the mill company's officials for violating the law against obstructing the street is also requested to be enjoined.

George S. Shepherd is attorney for the company.

BANKER FACES FEDERAL JURY

Twelve jurors to hear the evidence in the case of the United States against James H. Parker of Baker City, president of the First National bank, charged with perjury in connection with a timber claim, were selected in the United States district court this morning. The jury is made up of the following: W. J. Rodgers, Isaac Hixson, C. W. Tracy, D. S. Dolye, S. M. Stiers, James A. Hewitt, J. A. Clemenson, J. K. Ely, John Ewing, W. I. Kayser, W. E. Adamson and George W. Hicks. Parker was indicted by the last federal grand jury. It is the claim of the government that the defendant perjured himself by swearing falsely when proving up on a timber claim with reference to the mineral stipulation. The man, an old miner, who made the complaint to the government officials asserts that he had been working the land taken up by Parker and that Parker had been paying him for the mineral that he had been working.

The government will put its first witnesses on the stand this afternoon. Several days will probably be required to hear the case.

Parker is represented by W. F. Butcher and G. A. Jones, both of Baker City. Arraigned this morning the defendant pleaded not guilty to the charge.

The other defendants for the November term were excused at noon, after the jury had been selected, until 10 o'clock Friday morning. There will be no court tomorrow, Thanksgiving day.

TURKEY TAKES BACK SEAT.

A Norwegian Thanksgiving dinner, consisting of the national fishbowl will be served by the ladies of the First Norwegian Methodist Episcopal church, corner of Thirteenth and Davis streets, tomorrow evening from 5:30 to 7:30 o'clock. Young ladies dressed in national costume will wait on the tables. This will be an excellent program, consisting of various kinds of instrumental music, songs by the Danish male chorus of this city, and other numbers.

Navigators of the "United States" Cast Away and Narrowly Escape Frightful Death—Perilous Descent Made in Arizona.

By J. K. Hutchinson, United Press Correspondent, Who Made the Ascent in the Balloon "United States." Ehrenberg, Ariz., Nov. 25, via Vicksburg, falling 16,000 feet to the Arizona plain, then dragged a mile through cañons and over boulders, while the shattered basket of our balloon, the "United States," ploughed a deep furrow in the earth, Captain Augusto E. Mueller and the writer made what is considered today one of the most sensational landings in the history of aeronautics, Monday afternoon at 4:10 o'clock, after having traveled more than 250 miles through the clouds in six eventful hours, filled with hairbreadth escapes and feats of daring.

Crushed and bleeding, we alighted, only to find that we were in the middle of a desert giving no sign of human habitation. Cold and hungry, we wandered through the terrible range in the bottom lands of the Colorado river, and were completely exhausted at noon the next day when we finally reached Ehrenberg, with its welcome food and shelter.

Cold Condensed the Gas.

Six hours after leaving Los Angeles, shrouded in the clouds, Monday morning at 10:13 o'clock, the balloon "United States" swept across the Colorado river at an altitude of 16,000 feet, more than 250 miles from our starting point. Ten minutes later the pendule rope of our balloon broke, the cold wind on the Arizona side of the river forced the flaming gas from the bag and buried us from an immense height to the rocks and desert crags below. By clinging to the rigging of the balloon we escaped instant death.

Above 16,000 Feet Again.

With terrible force the empty basket swept the ground and was shattered. Two bags of ballast were torn loose and most of our scanty store of provisions blown out. Relieved of this weight, the "United States" leaped back into the sky to an altitude so much over 16,000 feet that the instruments failed to register the height. Then we resumed our eastward course, falling slowly to the elevation at which we crossed the Colorado river.

Captain Mueller said today that our final landing was the most dangerous experience he has ever had, though he saved ourselves from being hurled only by climbing into the balloon rigging. As the big bag emptied of its gas it belled like a sail in the wind and the basket ploughed a deep furrow through the rocks and cactus of the plain.

DOBSON WINS LONG BATTLE

Building Inspector Dobson won his fight against the "thin walls" ordinance this morning when the council approved the mayor's veto of that measure, which was passed at the last council meeting with only two dissenting votes.

Mr. Dobson read letters from six fire chiefs in cities all over the United States, all of these condemning the ordinance, the leading architects of the city assuring him of their support. Miss Watson refused to ratify the ordinance.

In the face of all this Mr. Dobson said he thought there could be no doubt that the majority of architects and engineers of the city are not in favor of the ordinance to make possible the erection of flimsy buildings.

Burglar Takes a Rifle.

The police are looking for the robber who entered the room of Wayne Holley, 43 1/2 North Third street, yesterday afternoon, and after ransacking it walked away with Finley's new Remington umbrella with a gold top and a rifle.

C. C. RIDS THE SYSTEM OF CATARRH

Catarrh is a blood disease which causes a general inflammation of the inner linings or mucous membranes of the body. The diseasing of these delicate surfaces and tissues produces all the well known symptoms of the trouble, such as ringing noises in the head and ears, tight, stuffy feeling in the nose, pains above the eyes, irritation of the throat, sometimes slight fever, and a general feeling of weakness and ill health. Even the lungs become affected by the continual passage of impure blood through them, and there is danger of consumption if the disease is allowed to remain in the system. S. S. S. cures Catarrh because it purifies the blood. It goes into the circulation and removes every particle of the catarrhal matter, making this vital fluid pure, rich and healthy. Then the inflamed membranes begin to heal, every symptom disappears, the constitution is built up and health restored. S. S. S. rids the system of catarrh by attacking the root at its head and entirely removing the cause from the blood, thus making a permanent and lasting cure. S. S. S. is made entirely from health-giving roots, herbs and barks, and for this reason is an especially safe and desirable medicine. Look on Catarrh and any medical advice free to all who write.

TEACHERS WILL PROBABLY INSIST ON MORAL EDUCATION IN THE CITY SCHOOLS.

Teachers Will Probably Insist on Moral Education in the City Schools.

"Ethical Ideas and Ideals," an address by Professor Edward O. Sisson, was the principal feature of this morning's session of the teachers' institute. Professor Sisson chose as the dominant thought in his talk, the need of the formation and upbuilding of character.

The absolute and pressing demand of the age, said he, is that the character of the child be developed and trained. Industrial education, about which we hear so much, is a secondary consideration—character education is the one thing that counts. We are standing upon the verge of an educational era, which will surely lead us to the eternal problem—the development of character.

Experimentation is our only recourse, as it has been in the scientific world. Definite ideas as to how to develop character in a child are not understood. Little is gained in trying to teach the normal child what is right and what is wrong, for they are not conscious of right and wrong. They should acquire the idea of his potential ideal. This included the physical ideal of bodily health and cleanliness—the mental ideal to know why one knows a thing. What we need in the schools of this country is more athletic, more evenly distributed physical education is given to boys, who need it least. Every boy and every girl ought to grow up in athletic enjoyment.

The debt of youth should be emphasized to parents, to friends, to the community, to itself. There is no place here for arrogance or selfishness on our part of youth. A child should be made to realize at an early age as possible, that what he does or does not do, what he suffers, what he enjoys, affects others as well.

Professor Richard G. Boone told in a most interesting way the story of the life of Luther Burbank. He spoke of the development of Burbank's one great ambition, that was to increase the supply and improve quality of human food. A great principle—the moral principle and natural selection—may both have a pedagogical value. Even a seed responds to selection, and the possibilities upon her knowledge of the possibilities of development in the child.

The last number on the morning program was an address on Oregon history as seen from London, by Professor Joseph Schafer of the University of Oregon.

UMPUQA LANDS NOT WORTH TRIP

Hundreds of persons desiring to locate on farm lands which are to be withdrawn from the Umpqua forest reserve soon after the first of the year, have been going to Roseburg during the last few weeks and the town has become a veritable resort. Dispatches were sent out from Roseburg some time ago that on January 20, more than 30,000 acres of land would be thrown open to entry at the Roseburg land office.

J. B. Lyttleton, C. McKay, L. Oscar Levin and Peter A. Levin, all of Vancouver, Wash., are in Portland today, having just returned from Roseburg. They say that all the best pieces of land are to be withdrawn from the reserve and that with the exception of one or two parcels, the remainder is practically worthless.

The four Vancouver men say they registered the land office among the real estate men, range riders and many others and as a result of the investigation came to the conclusion that none of the land was worth taking. Mr. Lyttleton is having a big boom on account of the many visitors; the hotels are crowded, they say, and none of the range riders are getting any of the land they had hoped to possess by going to Roseburg.

Biggest Elk in Portland

R. L. Holland of Colorado Springs, Grand exalted ruler of the Beneficial Order of Elks, arrived in Portland this morning and is being entertained today by members of the local lodge. He is accompanied by two other of the national officers of the order, Alfred T. Holley of New Jersey, grand trustee, and Fred C. Robinson of Dubuque, Iowa, grand secretary.

An informal reception for Mr. Holland and the other officers will be held at the Elks lodge rooms this evening. Mr. Holland will make an address, talking on matters of particular interest to all members of the organization. His observations during visits to other cities and on questions from the viewpoint of the grand exalted ruler will be heard by all the Elks in the world. Mr. Lyttleton and Mr. Holley will also make addresses.

PORTLAND TEACHER MUST PAY UNCLE SAM

San Francisco, Nov. 25.—Miss Ruth Watson, a Portland, Or., school teacher, is congratulating herself that she was clever enough when she arrived from the Orient on the steamer Mongolia, Sunday, to qualify her declaration about her baggage so that the customs officers could not easily bring charges of smuggling against her. The federal officials, who have imported goods worth \$2,300, while her declaration accounts for only \$225 worth of silks and curios. Miss Watson admitted that her statement the explanation that not all the goods were intended for her own use. She intended to dispose of some of them. This the customs officials say saves her from the more serious complications, but it will not save her from the necessity of paying an extra charge on her importations.

PORTLAND MAN KILLS HIMSELF IN FOYER OF OPERA HOUSE— WALTER LUCKY COMMITS SUICIDE IN A SPECTACULAR MANNER.

Portland Man Kills Himself in Foyer of Opera House—Walter Lucky Commits Suicide in a Spectacular Manner.

(United Press Leased Wire.) Ogden, Utah, Nov. 25.—While a large audience was enjoying a musical comedy at the Grand opera house last night Walter Lucky, a young man, blew out his brains with a rifle in the foyer of the theatre.

Lucky, who was 30 years of age, stood at the theatre entrance with a Winchester rifle. Just before the audience emerged from the building he put the muzzle of the weapon to his mouth and pulled the trigger by means of a string. The sound of the shot was not heard above the laughter of the audience and attaches of the theatre removed the body before the axits were thrown open.

A letter in his pocket asked that a sister, Mrs. Harry Wood, 94 East Fifteenth street, Portland, Or., be notified.

Walter Lucky was a brother of Tad Lucky, Pearl Lucky and Mrs. Harry Wood of this city, and was the son of Mrs. Mary L. Butler, who lives at the Irving apartments, on Irving street. He said to have been wayward. The news of his death was a great shock to his mother.

A letter addressed to Tad Lucky, who was a young man from Montana. No dependency on the part of the young man was indicated by this letter.

PUBLICITY FOR STATE'S BANKS

The new state banking law requiring all banks to publish their financial statements went into effect today. However, it will make no change so far, at least, as the banks of Portland are concerned, as they have all been for some time complying with the provisions of the law.

The new law will have no effect whatever upon any of us, said President A. L. Mills of the First National bank. "All the local banks have been complying with the law for nearly a year, although only went into effect this morning. It will make no change whatever, as we had 18 months in which to get ready for it, and don't know how it will be as regards the banks outside of the city."

George W. Bates, the Albina banker, made a similar statement this morning. "The new law will have no effect whatever so far as we are concerned," he said. "I think the law is a good one. Publicity is always a good thing."

The new law requires that all banks must publish their financial statements whenever called upon by the law. The United States banks or their national counterparts call upon the national bank or their state counterparts. This takes a burden off the bank examiners, who have to call for bank statements whenever they saw fit and obviates any possibility of favoritism being shown.

NETERER MAY BE NAMED BY MEAD

(United Press Leased Wire.) Bellingham, Wash., Nov. 25.—Judge Jeremiah Netterer, whose second term on the superior bench of Whatcom county ends this year, will probably be named by Governor Mead to succeed State Supreme Judge Milo A. Root, who resigned last night. Governor Netterer were in conference at the Byron hotel for some time this afternoon and when questioned about the appointment both the governor and Netterer declined to make any statement.

Mead stated that he had the power of making the appointment and when asked to state whether the office would be given to Netterer he declined to answer. When Netterer was asked whether he had been appointed he said he could say neither "yes" nor "no." Mead and Netterer are personal friends.

Calloway of Soo Line Here.

W. R. Calloway, general passenger agent of the Soo line, with headquarters at Minneapolis, is in Portland today on a day's inspection of the local office of the road in this city and for a talk with traffic officials of other lines.

WILLS REAL ESTATE TO HER HUSBAND

The will of Jennie E. Hubbard was admitted to probate in the county court of Washington county this morning. Hubbard died October 30 and left property worth \$4,000. The real estate, worth \$1,000, is given to her husband, J. H. Hubbard, and the remainder of the estate, in personal property, to their daughters, Effie V. Hubbard and Bessie A. Hubbard. The latter being named as executrices of the will. Frank Cheney, I. N. Shatto and H. M. Grant have been named as appraisers.

BRANDES GRILL 103 SIXTH ST.

Will serve a fine eight-course French Dinner Thanksgiving Day... 75c From 11 A. M. to 9 P. M.

COOL BURGULAR SCORES AGAIN

Mrs. E. J. Glancy Another Victim of the Every Afternoon Thief.

Another daylight robbery was successfully executed yesterday afternoon in the home of Mrs. E. J. Glancy, 44 East Twentieth North, and a considerable amount of valuable jewelry, consisting of watches, diamonds, brooches, scarf pins, rings and trinkets of various kinds was taken.

Mrs. Glancy was away from home during the afternoon and does not know what time the burglary took place. The robber left no clue to his identity, and so far as the detective squad has ascertained has not yet sold any of his plunder.

The burglar is thought by everyone interested in the case, including the police, to be the same one who entered the home of County Commissioner Lighter Monday and made away with some very valuable jewelry and \$75 in money. In neither of his latest operations has he been seen by neighbors, and it is believed that he is an adept. It is thought that were he poorly clad some one would become suspicious of him and might appear an alarm on seeing him enter a house, but that he dresses well and does not prowling or glancing in the vicinity of the house he intends to rob, at least in the daytime.

All his tracks are covered and he apparently takes all the time necessary to search a house in an orderly fashion in neither of the burglaries of the last few days.

That thousands of dollars' worth of goods brought into Portland on the Southern Pacific trains have been stolen by the yardmen working about the cars is the opinion of Constable Wagner, who arrested W. A. Needham, one of the employees of the Southern Pacific, Monday night. The case bids fair to bring on an investigation which may result in the dismissal of many of the employees, some of whom, it is said, have been carrying on a systematic business of thieving for some time and who were caught accidentally.

It was found that a great many articles of value had been stolen from the baggage cars of the company and that Ben Smith, the owner and proprietor of a saloon at the southwest corner of Sixth and Hoyt streets, allowed his resort to be used as the hiding place for the plunder. W. A. Needham, one of the employees of the company was arrested Monday charged with larceny, it being alleged that as a surveyor's transit and level values at \$150. The instrument was the property of the company which swore to the complaint through H. L. Walker, the yard foreman. The instrument was found last night in Smith's room in the Standard rooming house, over his saloon, but on hearing of the arrest of Needham, Smith is thought to have hurriedly left town in the hope of inducing him to plead guilty and incidentally strengthen the cases against other employees whose arrests are to follow. Constable Wagner said this morning that Needham has admitted stealing the surveyor's instrument and several other articles from the cars.

The transit which was found in Smith's room had been neatly concealed under the bed, and with it was found a large quantity of other articles, also thought to have been stolen by Needham or some of the other employees. Needham is charged with larceny, while the warrant for Smith charges him with having stolen goods in his possession. These ingredients can be purchased at a district attorney's office. Special efforts to bring Smith back to Portland are being made. Deputy District Attorney Fitzgerald will proceed to the city of Shipper's Springs, which is in Washington, without extradition will be made in order that the case may be prosecuted as soon as possible.

VISIT TO JAPAN DID MUCH GOOD

The preliminary report of the commissioners from the Pacific coast to Japan has been received by Secretary E. C. Giltner of the Chamber of Commerce and is very flattering in its estimate of Japanese friendliness for the United States, and particularly the Pacific coast. Among the chambers of commerce that entertained the Pacific coast visitors here, those of Tokyo, Kyoto, Osaka, Yokohama and Kobe. The report advocates a return visit of the officers in bringing Smith back to Portland.

TWO NEW PORTLAND INCORPORATIONS

B. D. Coffey, N. S. Keys and H. Z. Coffey have filed articles of incorporation of the Coffey Plumbing company. The capital stock is \$4,000. The Oregon City Lumber & Manufacturing company has filed articles with a capital stock of \$75,000. It is formed by J. W. Maffett, C. S. Keller and C. E. Hicks.

HALL'S SPECIAL THANKSGIVING DINNER

Tomorrow, 12 M. to 8 P. M. Consisting of six courses, including turkey and cream. PRICE 75c 330 Washington St., bet. 6th and 7th.

The Portland Restaurant

205 WASHINGTON ST. has made special preparation for the Thanksgiving dinner at their special dining room. The usual TURKEY DINNER will be featured. Excellent service and accommodations will be much in evidence. Full course dinners will be served.

BEAUTY HINTS

Wonderfully Effective Recipe for Complexion Wash.

The accompanying recipe comes from a high authority on matters pertaining to the beautifying of the face. It is now in use by some of the leading beauty doctors and society ladies of our metropolitan cities.

Two ounces of Rose Water; one ounce Spirits of Cologne; four ounces Sartin. Put the Sartin into a pint of warm water (not boiling), then add the other two ingredients, and when dissolved and cooled strain through a fine cloth.

These ingredients can be purchased at any well stocked drug store and easily mixed at home. The above formula will make sufficient for a long treatment, although good results commence to be apparent after the first few applications.

It will produce the ruddy pink complexion so characteristic of the seashore maidens.

DR. BELL'S PINE-TAR HONEY

CURES COUGHS

Dr. Bell's Pine-Tar-Honey is Pure Pine-Tar and Pure Honey, combined by a scientific process with various other ingredients. The contents printed on every bottle.

OUR STRONGEST RECOMMENDATION—It Has Been Sold for Sixteen Years With a Steadily Increasing Sale.

Ask for DR. BELL'S PINE-TAR-HONEY, and Take No Substitutes. Look for the Bull on the Bottle and Our Guarantee No. 508. PREPARED ONLY BY THE E. E. SUTHERLAND MED. CO., Incorporated, Paducah, Ky.

SCOTT'S EMULSION

"After taking three bottles of your wonderful medicine, our baby was entirely well and needed no more medicine. At sixteen months of age she weighed thirty pounds. She had cried eight months, night and day, and nothing did her good until we tried Scott's Emulsion."—MRS. E. C. SMITH, Villa Rica, Ga.

probably saved this child's life. Four doctors had been tried. SCOTT'S EMULSION seemed to be just the thing needed, and it is just the thing needed by thousands of other children. It's so easily digested, so pure and harmless, yet most powerful in building up the most delicate child or adult. But be sure to get SCOTT'S EMULSION, there are so many worthless and harmful imitations.

ALL DRUGGISTS

A full copy of Mrs. Smith's letter and many others of a similar nature, together with some of our valuable literature regarding children, will be sent upon receipt of your address, mentioning this paper.

SCOTT & BOWNE
409 Pearl Street New York

THANKSGIVING MENUS

The Royal Canton Grille

352-354 Alder St.
An exceedingly appealing menu has been prepared for the festive board that will be headquarters for epicures upon the momentous occasion of the

Annual Thanksgiving Dinner

The Canton Grille will specialize Turkey Dinners tomorrow
At 40c
Full course. Accommodation for a multitude.

The Empire Restaurant

Will serve tomorrow a
50c Thanksgiving Dinner
Consisting of Soup, Salad, Turkey, Goose or Pig, Ice Cream, English Plum Pudding and hard sauce.
192 Third Street
Three doors south of Baker Theatre, from 12 to 8 P. M.

The Louvre

Fourth and Alder
NOVEMBER 26, 1908.
Table d' Hote—\$1.00
Toke Point oysters on half shell. RELISHES. Olives. Home made sweet pickles. SOUP. Consomme Zarina. Chicken a la creole. SALAD. Mayonnaise. Shrimps. Chicken Mayonnaise. FISH. Boiled chinook salmon. Hollandaise sauce. Fried fillet sole a la Horly. ENTREMES. Petites delectes chateau. Small cassoulette a la financiera. Apple fritters. Rice a cognac. PUNCH. Punch a la Romaine. ROASTS. Young turkey, chestnut dressing. Cranberry sauce. Suckling pig, apple sauce. Prime ribs beef. Yorkshire pudding. VEGETABLES. Mashed potatoes. Baked potatoes. Brussels sprouts. String beans. Fried sweet potatoes. Cauliflower in cream. DESSERT. English plum pudding. Hard and brandy sauce. Hot or cold mince pie. Pumpkin pie. Apple pie. Cakes. Assorted nuts. Cafe Noir.