

# ANCIENT BRIEF ATTACKS OFFICE

### Attorney General May Have No Legal Status According to Instrument on File at Salem—Constitutional Question.

(Salem Bureau of the Journal.)  
Salem, Ore., Oct. 21.—Ever since the creation of the office of attorney general, when the present United States Senator George E. Chamberlain was appointed by Governor Sylvester Penoyter to be the first occupant of the office, there has been a serious doubt in the minds of the best legal authorities in the state as to the constitutionality of the office.

The matter was brought to the attention of the supreme court in 1893 in a brief prepared by Attorney George G. Bingham of Salem, recognized as one of the most experienced trial lawyers in Oregon, at present connected with the legal department of the Southern Pacific company. The brief was filed in the matter of the claim of James McCain of McMinnville, then district attorney for this district, who had appeared in certain state cases before the supreme court.

**Brief Still on File.**  
The brief is still on file in the office of clerk of the supreme court at Salem. Through the brief goes into the matter of the constitutionality of the attorney general's office extensively that question was not passed upon by the supreme court. The brief was allowed his claim, which was \$20, for each case in which he appeared before the supreme court, together with the attorney general.

The office of attorney general was created by the legislature in 1851. The claimant McCain assisted by the attorney general, then George E. Chamberlain, appeared in and prosecuted certain criminal cases on appeal in the supreme court, and then the district attorney presented his claim for \$20 under a provision of the Oregon law, to be found in section 1073, page 703 of Hill's code, which is as follows:

"The district attorney shall in addition to the salary and per diem allowed him by the law receive the following fees:

"For prosecuting or defending any action, suit or proceeding herein mentioned on appeal to the supreme court \$20."

posed by the constitutional provision referred to and the several statutory provisions passed thereunder.

## BLAKESLEY'S TRIAL

(Continued from Page One.)  
without unusual features until the first venire of 20 men was exhausted and a second of 12 veniremen was called. District Attorney E. B. Tongue offered some variation from the routine during the examination of Charles R. West, a salesman.

West was excused by the prosecution. Attorneys Bert Haney and John H. Stevenson of Portland, counsel for the defense, deny that they have a witness named Wallace.

When the second squad of veniremen, 20 in number, were called about 11 o'clock, 11 telesemen occupied the jury box, and the state had exhausted two of its three challenges, and the defense four of its six. Attorney John Stevenson, acting for the defense, took up the examination of telesemen.

George Bagley of Hillsboro, special prosecutor for County Treasurer E. E. Quick, star witness for the state, acted as District Attorney Tongue. Amusement was furnished by the first witness called. He was J. Gentry. Asked if he knew whether Mr. Quick or Mr. Blakesley were on trial, he said he did not know. Gentry was passed for cause.

## THREE VICTIMS OF JOY WAGONS

### Portola Merry-makers Struck by Speeding Cars— All May Die.

(United Press Special Wire.)  
San Francisco, Oct. 21.—While viewing the Portola parade from the top of a telephone pole at Page and Market streets today, Gerald Mann, 29 years old, an employee of the Home Telephone company, came in contact with a live wire and was thrown heavily to the ground. He expired before an ambulance arrived.

San Francisco, Oct. 21.—The Portola festivities last night were marred by three serious accidents on lower Market street near the Ferry, which will probably result in the death of two men. In each case the victim was struck by an automobile and fracture of the skull resulted.

Charles Bowlin, a visitor from Fort Bragg, was the first to be hurt. He was endeavoring to dodge a handful of confetti being thrown at him, when he slipped off the curb in the direct path of a rapidly moving automobile. He was hurled several yards and his skull was fractured. He is at the Central Emergency hospital, and it is believed he cannot recover.

Shortly after midnight, Leon Shahan, residing at 2128 Mission street, was struck by a stanchion of an automobile which passed a streetcar, from which Shahan was leaning through a window. His skull was fractured. The physicians at the Central Emergency

and then joined the Baker stock company at Portland, Ore. Later Gleason took charge of the directing at Ye Liberty theatre in Oakland, but soon returned to the stage again in Portland. This was in 1907. There he remained until his illness forced him to quit active work. In Portland he was affectionately known as "Daddy" among the theatre goers.

Mr. Gleason was for some time a favorite member of the Baker stock company here, and his excellent character work made him many admirers. He was always considered one of the strongest attractions in the company. Off the stage he had hosts of friends who have watched with personal interest his progress during his illness. His constant good humor, big heartedness and frank open nature won him friendly constituents everywhere, so that when an appeal came for help recently from some of his friends in California he returned in a beneficent performance at the Baker last Monday, which netted between \$400 and \$500.

Mrs. Gleason, his widow, is an admirable woman of unlimited capacity for work and untiring energy, who in addition to her stage work and rehearsals here conducted a large class of dramatic students and interested herself in many public charities. Scores of friends here extend their sympathies to this lovable woman.

## NEW STATION ON THE O. R. & N. LINE

(Special Dispatch to The Journal.)  
Pendleton, Ore., Oct. 21.—"Coe" is the name of the latest station on the line of the O. R. & N. The new station is located at Horshoos Curve, and hereafter it will be Coe, instead of Horshoos Curve. The station is located at the site of the big Furnish-Coe dam and is named in honor of Dr. Henry Waldo Coe of Portland, who is associated with W. J. Furnish in the Furnish-Coe project. The first official notice of the change in the new time card, which gives the new name with the time of the arrival of trains. The only passenger trains that stop at this station are the Pendleton-Portland locals, and they must be flagged.

## DE LARA'S FRIENDS

(Continued from Page One.)  
day and looted of mail from Mexico, declared today that he believed the robbery was committed by members of a gang of Cholo railroad laborers employed at East San Pedro.

Kiff is the proprietor of a store in which the postoffice is located. Early today a pound package of tobacco, of

a brand carried by Kiff, was found cached near the Cholo camp. Kiff stated that the Mexican mail addressed to the camp was kept in a separate place and that the robber probably carried away letters addressed to his friends.

Kiff, it was stated, did not report the affair to the authorities until late last night, at which hour the Washington postal authorities were notified, and it is thought secret service men will soon be on the case.

It was rumored here today that mail addressed to friends of L. Gutierrez de Lara, the Mexican socialist imprisoned in Los Angeles on a charge of being an alien anarchist, was among the matter stolen. De Lara sympathizers believe this mail contained documents which might help him prove his innocence. Postmaster Kiff refused to discuss the report.

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# Cleaver & Havelick

Women's and misses' Tailor-made Suits. Two special lots for Friday and Saturday's selling. Style, fit and fabric right.

## \$37.50 AND \$25

Women's Tailor-made Waists—whites and colors. New plaited fronts, large pearl buttons. \$2.75 waists Friday and Saturday ..... \$1.85

Our Motto—Honest goods at honest prices. We have already pleased many—we can please you.

# Cleaver & Havelick

Creators of Foremost Fashions 409 Washington St.

# Will Offer Stock

On the Portland market for one week at only 10 cents per share. This is the ground-floor price. You should not miss this chance. You will get your money's worth. We have the oil and we have the land, right in the oil-producing belt in California on both sides of us. This is a chance you have not had offered you, and it may not happen again in a long time. We have one of the best oil propositions in California. The property consists of 151 acres, about 30 miles northwest of Coalinga, and is right in the oil belt. It is in section 8, township 17 south, range 11 east, M. D. M. The well is now only 166 feet deep, and a test made by A. Lascy, U. S. Dept., Mineral Surveyor, and sworn to, shows a production of 70 barrels per day of 24 hours.

We have a 20 years' lease, with bond to purchase. We pay 10 per cent royalty until we purchase the property.

One company in the Coalinga district paid \$50,000 bonus for a lease of 40 acres, and have to pay 16 2-3 per cent royalty. We have purchased a large Standard drilling rig, and will have things in full swing in a very short time, and will sink a well not less than 2000 feet, and expect to get a well equal to some of the gushers south of us.

With three wells 166 feet deep, we can get a pipe line and tanks, which would make our company a dividend payer. We have room for 151 wells; that would be one well to the acre. Some put three or four wells to the acre. What would 10 or 20 wells mean to our company? We predict our stock will be worth \$20.00 to \$40.00 per share, for the following reasons: We have a high-grade oil, being 28 gravity, that will bring almost double in price what most of the California oils bring. We are near the new Idra quick-silver mines, where they are burning wood at \$6.00 per cord, which would be equivalent to paying \$2.64 for oil for fuel. And we have 150 acres of land, where a great many companies have 20 or 40 acres. Below is the price of a few oil stocks outside of the Standard and Union oil stocks:

ASSOCIATED OIL .....	\$36.75	SENSON .....	\$ 7.25
CALIFORNIA OIL & GAS .....	13.25	SECTION 7 .....	20.00
WEST COAST, PREF. ....	85.00	S. F. & McKITTRICK .....	23.00
KERN RIVER .....	10.50	PALMER .....	5.00
SOUR DOUGH .....	2.50	RECORD .....	4.25

There are at least 85 companies listed on the S. F. Oil Exchange, and nearly all of them are paying dividends, and that is not one-half the incorporated companies in California who are paying large dividends. The Silvertip, to the south of us, two months ago was selling stock at a few cents per share. When they struck the oil strata they got a gusher that flows 1700 barrels per day. One party in Fresno had one thousand dollars invested. Within four days after oil was struck he could have sold his stock for \$200,000.

Our main office is 351-353 Bush street, San Francisco, Cal., and our Portland office is 225 Abington building.

Remember, we will sell stock at 10 cents per share until Saturday at 6 p. m. Any orders mailed from outside districts before that date will be filled.

We expect to have ample funds on hand by that date, and will proceed at once to sink several wells to a depth of 200 feet where the first oil was struck, and with the Standard rig will sink our well 2000 or 2500 feet. With three or four shallow wells, we will not need to sell any more stock.

Below is an inquiry made by the Fletcher Investment Company before deciding to take up our proposition of handling ore stock. They wanted to be sure they were not taking the people's money for stock in a company without merit. The following inquiry and answer was between the Fletcher Investment Company of Portland and Simonson & Harrell, abstractors and prominent business men of 16 years' standing in Merced, California.

Form No. 260.  
**THE WESTERN UNION TELEGRAPH COMPANY.**  
INCORPORATED  
24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.  
ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
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SEND the following message subject to the terms on back hereof, which are hereby agreed to.

Portland, Ore., Oct. 19, 1909.

Simonson & Harrell,  
Merced, Calif.

What showing has the Snelling Company got for oil on the Old San Carlos ground?

THE FLETCHER INVESTMENT COMPANY.

Form No. 106, S. F.  
**THE WESTERN UNION TELEGRAPH COMPANY.**  
INCORPORATED  
24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

The Company TRANSMITS and DELIVERS messages only on condition of limiting its liability, which has been assumed to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of the said telegrams, ordinary case where the claim is not presented in writing within 10 days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

RECEIVED at

Merced, Calif., Oct. 19, 1909.

The Fletcher Investment Co.,  
Portland, Or.

San Carlos's well said to be seventy-five barrel, one hundred seventy feet deep. Excellent Showing.

SIMONSON & HARRELL.

## TALKS ON TEETH

THE BEE DENTAL CO. DENTISTS  
Book About Teeth Free

We want to send a copy of our book on the teeth, entitled  
**ALVEOLAR DENTISTRY**  
To every reader of this paper who has lost teeth or whose teeth need attention. Are yours in perfect order?

This book is profusely explicit, and it goes down into the subject of teeth and how to care for them, with a complete description of the wonderful Alveolar Method by which we restore missing teeth without the use of plates or ordinary bridgework. No such comprehensive work on the teeth has ever been written before.

It tells how to prevent teeth troubles as well as how to cure them after they have become diseased.  
The chapter on the cure of pyorrhea (loose-teeth) is alone worth a great deal to those who are suffering from this dreaded disease and have been told by dentists who are not posted that it is an incurable disease. WE CURE PYORRHEA.  
This book is written in plain English, so it can be understood by everybody who reads it.  
For the man or woman who has lost teeth and is wearing a partial plate or a tortuous bridge it is a godsend, for the Alveolar Method will restore these missing teeth and do away with the plate or bridge. Alveolar teeth are just the nature's teeth, firm, beautiful and everlasting.  
We want to get this book into your hands with as little trouble to you as possible. All you need to do is fill out the attached coupon and mail it to us.  
The book will go to you the same day the coupon is received.  
Don't delay, fill out the coupon now, while the matter is on your mind.

FILL OUT THIS COUPON AND MAIL TO:  
THE BEE DENTAL CO., Abington Bldg., 106 1/2 St., Portland, Ore.  
Send postage paid, your book, "Alveolar Dentistry," to my address.  
NAME .....

## MAY HAVE TO FACE TWO CHARGES

(Continued from Page One.)  
more or less directly with draining the Oregon Trust of practically \$200,000 of its cash. Of this sum \$82,000 went into the Board of Trade building, \$50,000 was checked out to what purpose has not been found from the records of the bank, \$40,000 in notes was withdrawn and other sums also taken out, making the total amount close to \$200,000.

The grand jury is now making an effort to secure the testimony of a large number of witnesses who have not yet been brought before it for their testimony. The chief inconvenience of the investigation is the long lapse of time between the failure of the bank and the present investigation. This lapse has allowed many of the details to grow stale in the minds of witnesses, and other witnesses have left the state. It is believed, however, that there will be ample evidence and testimony upon which to base indictments.

It is probable that other violations of the state banking code will be charged against the directors and officials now in the limelight, as careful examination of that law will be made to determine whether the managers of the old institutions are criminally liable under other sections of that law than those prescribing embezzlement and the acceptance of deposits when they had knowledge that the institution was insolvent.

## How to Nip a Cold or Cough in the Bud

To let a cold or cough "wear itself out" is both needless and dangerous. If you will take five minutes to prepare the simple remedy described below, you can wipe out a cold or cough as soon as it appears. Even a morning cough will yield to it very quickly. A whole pint of it costs only 64 cents, but there is no better remedy at any price.

Take a pint of Granulated Sugar, add 1/2 pint of warm water and stir for 2 minutes. Put 2 1/2 ounces of Pinex in a pint bottle with the sugar and water. Syrup. This keeps perfectly, and lasts a family a long time. Take a teaspoonful every one, two or three hours. The taste is pleasing.

Use the ingredients as given here. Granulated sugar makes the best syrup. None of the weaker pine preparations will take the place of the real Pinex itself, which is the most valuable concentrated compound of Norway White Pine Extract. Your grocer has it or can easily order it for you.

## UNITED WIRELESS

For over two years a concern which calls itself by the ambiguous name of "United" Wireless, has attempted to establish commercial wireless communication direct between Portland and Astoria and FAILED. Now this is a fact. This is a fair sample of their ability to do overland business in spite of this failure they have boosted their wireless stock to a price of \$35 per share—250 per cent above par. They have recently installed a \$25,000 F. in a local hotel, a mere "toy" wireless, and promise to send messages 1000 miles without relay.

To expose this monumental fraud, I hereby offer to pay \$100 for a 100-word message sent during the day time from this station direct to Astoria.

## Why Not Rent a Piano?

Rent Money Applied in Event of Purchase—We Tune, Move, Store and Refinish Pianos at Reasonable Prices.

A piano can now be secured at Elfers Piano House at a monthly rental of \$2.00, \$3.00, \$4.00 and \$5.00 a month. Instruments delivered and returned free for parties renting for a period of six months or longer. All rent paid (less reasonable interest for amount rented) is allowed in the event of eventual purchase. Telephone or call at Elfers Piano House, 1212 W. Bond Street, Portland, Ore. Largest and leading dealer. Phone Exchange 21, or A-2124.

## Actor Gleason Gets Last Call

(Continued from Page One.)  
made his first appearance before the limelight with James O'Neil, who entered the profession the same year.

In the early '80s he played in the Wallack stock theatre in New York, and later was retained by Daniel Frohman as stage director. He came to the Pacific coast in 1894, coming to Eugene, Ore., and took the position of stage director of the Grand Opera house in San Francisco. As stage director for James O'Neil he traveled for two years,