BONDS THAT GALL SEVERED FOR 22

Court by Display of Black Hats.

Nearly a dozen candidates for divorce appeared in the circuit court this morning for the weekly Friday drawing of certificates of freedom. Nearly all were omen, and strange to say, nearly all of them came in black hats. Usually the divorce court gives a sea of color, but oday the crowd was of solemn garb, as though there were pangs of sorrow in the parting.

In the final division of cases Judge Gantenbein tried 10 and Judge Gatens Another case, which was to have contested, was assigned to Judge Cleland, but was not tried because one of the chief witnesses was too ill to

Pugilist Was Abusive. Stella Boyle, wife of Joseph C. Boyle, ateur pugilist, told how Joseph took her across his knees and spanked her when she displeased him. She said that invited some of his boon nights and with the assistance of a

keg of beer entertained them until the lowing Monday morning, She learned that some of these friends of her hushand were ex-convicts. Mrs. Boyle said that her pugilistic spouse once fell upon her heavily while she lay in bed, breaking her breastand two of her ribs. He did this maliciously and not accidentally, she said. Sometimes she was humiliated,

she said, by the black eyes her husband wore after having a bout with his friends. Mrs. Boyle was granted permission to resume her former name Stella M. Baumgartner. She married Boyle in Scattle in May, 1908. Georgia Kelsay obtained a decree from Leston N. Kelsay, without appearance on the part of her husband, al-though he had filed a cross complaint charging her with all manner of wrongdoing. Mrs. Kelsay said he drew a gun on her while they were living in War-

nor Canyon, Lake county, last August, that he called her vile names, and ac-She also charged Kelsay with drunk-They were married in Paisley. awarded custody of their four children and \$15 per month. Pallay Threatened to Eill.

Yetta Pallay testified that Sam Pallaw, lay, whom she married in Portland in December, 1899, threatened many times to kill her, the date of his last dire GOVERNOR RELEASES the children will be cared for by the threat being one day tals month. Their two children will be cared for by the father and mother of the plaintiff.

Chokings and curses were the things complained of by Mrs. Christine Martschinsky. She said George Martschinsky choked her until she was almost sense-less, and he ordered her away from Marischinsky had filed an answer alleging that his wife tried to scald him with hot coffee, but he did put in an appearance to support his charge. The wife was awarded cus-tody of their four children. They were married in 1892.

Bad names and worse charges, which she said were false, constituted the eruelty upon which Mrs. Jane D. Loeper obtained a decree from John F. Loeper. They were married in Dittler, Neb., in On the ground of desertich the fol-

lowing were granted decrees: married in Portland in September, 1904, eparated the same month four years

A. L. Brazee from Ora D. Brazee; married in Houlton, Cr., in December, 1902, deserted in March, 1908. Ella Allen May from James Meldrum May; married in Jewell county, Kansas, in March, 1882, deserted in 1905. Nellie Larson from C. W. Larson, arried in Portland 11 years ago separated in December, 1908.

E. Q. McKneely from Levina M. Mc-Kneely, married in Portland in Septemher, 1908, deserted in October, of the

WILLIAM K. SMITH TAKEN TO TACOMA

(Special Dispatch to The Journal.) Tacoma, Wash., Jan. 21.-The ship William K. Smith is expected to arrive mediately after the decision was anhere about 6 o'clock tonight. The local nounced gave notice of an appeal to the merchants exchange has received word by wireless that the Smith is in no danger of foundering. By the aid of binocllars, the tugs Daring and Cudhay with their tow could be distinguished at noon.

Seattle, Wash., Jan. 21 .- Enroute for Tacoma, the ship William K. Smith, in tow of the tugs Daring and Cudhay, passed Port Crescent soon after is leaking hadly, but there is no danger

DEATH SUDDENLY CALLS MRS. CAROLINE MASON

Mrs. Caroline Blake Mason, sister of Mrs. H. W. Corbett, died suddenly at Corbett's residence. Fifth and Yambili streets, yesterday morning. Mrs. Mason, while 70 years old, had enjoyed the best of health up to the time she was stricken. She was a native of Worcester, Mass., but had lived in Portland for many years. Mrs. Mason is survived by her hushand, Henry W. Mason; two sons, J. H. and A. B. Mason of this city; and Mrs. E. F. Barnard of Worcester, Mass.

The funeral will take place at 10 o'clock tomorrow morning at the residence of Mrs. H. W. Cornett. Rev. L Bliot of the Unitarian church, will officiate. Following the services at the residence, the body will be conto the Portland crematorium where it will be cremated.

Surgical Operations

They Pailed to Oure Painful Wloors. H. E. Boardman, Yonkers, N. Y.,

"I suffered from severe pains in my eyes, caused by ulcers, and doctored a great deal and underwent three opera-tions, but failed to get permanent retions, but failed to get permanent re-lief till I tried Hood's Saraaparilla. I can not too highly praise this remedy.

I recommend it heartly to all who are troubled with impure blood." Hood's Sarsaparlia expels all humors from the blood, cures all eruptions and builds up the whole system. It is dif-ferent from all other medicines.

SUNDAY DANCING MAY CONTINUE

Refuses to Recommend Ordinance Prohibiting It.

The health and police committee of the city council at its session this morning refused to recommend an ordinance made a request on the committee to gins January 26. advocate such legislation. Chief of Police Cox, in a communication to the by the association will be the establishexecutive board several months ago, ment of summer excursion rates from declared that dancing pavilions should not be run on Sunday and that their to the east during the national convenpresence in various parts of the city tions. were a source of annoyance to nearby residents and of prolific trouble for the pelice.

The committee adopted a resolution asking the Portland Railway, Light & Power company to permit the use of one of its cars for fender tests to be made soon, under the direction of the council. As soon as Councilman Baker returns from California the city council will designate a date for such tests. A number of different inventions now friends to their house on Saturday before the council for consideration will be tried out.

Department of Justice Soon to Institute Action Against Chicago Packers.

(United Press Leased Wire.) Washington, Jan. 21.—It was anunced today at the department of ustice that proceedings would soon be instituted against the beef trust at Chicago. The department has been investi-Or, in October, 1903. Mrs. Kelsay was gating complaints against the trust on the ground that it has been operating in restraint of trade. The suit will brought under the Sherman anti-trust

TWO MEN FROM ROCKS

Charles Vinberg and Conrad Olson, pardoned yesterday by Governor Ben-February 23.

Chief of Police Cox steadfastly refused to sign the request for a pardon. saying that the men were guilty and should serve their terms. Vinberg and his plan. were convicted of fleecing Charles Stromgren out of \$400 in a poker game. The latter claimed he was Stromgren served a term. the three

TACOMA ANNEXATION

(Special Dispatch to The Journal.) Tacoma, Wash., Jan. 21.-The annexamiles of territory, embracing a popula-Tacoma was declared invalid today by the east. Superior Court Judge C. M. Clifford and the injunction restraining the county ernoon at the St. Francis hotel here and commissioners from counting and certi- held a conference which lasted until fying the vote was made permanent, late in the evening. Beck vouchsafed The decision was based on the point the statement that the eastern vaudethat voters in some precincts had not ville situation would be changed, while

when to vote. The election, which carried by the narrow margin of 20 votes, was a result Angeles next Sunday. of the agitation for cheaper streetcar fares following recent radical fare boosts on suburban lines of the Tacoma Railway & Power company and Puget Sound Electric Railway company. Deputy County Attorney Oakley im-

WAYWARD GIRL READY

(United Press Leased Wire.)

state supreme court.

Woodward of Mendecino, father of passed Fort Crescent soon after 8 declock this morning. The tugs are Hael Woodward, 18, who was arrested order had been received for him. The taking the Smith directly to Tacoma here in company with Robert E. Cald-Vaudeville singer was arrested by Postand did not stop at Seattle. The Smith well, who is charged with deserting his al Inspector E. C. Clement and City wife, arrived today to take his daugh- Detectives Hellyer and Maloney. ter home. The police have notified the waived preliminary examination, and Mendocino authorities that they are asked for an immediate trial. George holding Caldwell on charges of passing worthless checks and deserting his wife, pending the arrival of an officer from Mendocino.

"Caldwell's wife is a most estimable woman," said Woodward today. "Hazel was studying at the German hospital training school for nurses at San Francisco and Caldwell wrote letters to her there. Afterward he went to San Francisco, took advantage of her inexperience and coaxed her to run away." The young woman has repented her her father.

STEWART DIES WHILE GOING TO OFFICE

Fred B. Stewart, bookkeeper for Roebing Sons company, wire rope manufac. for the defendant. turers, on Fifth street, died this morning in the office of Dr. George Wilson in the Oregonian building. Heart trouble was the cause of death.

The deceased was going to work, and feeling ill, went to the physician. He grew worse, and expired with n 20 minutes after reaching the physician's office. Mr. Stewart lived with his wife and two children at Seventeenth and Weidler streets. His father was James Stewart, an old time grocer in Portland. The coroner took charge of the body.

"POLICE DODGER" HAD THE GOODS WITH HIM

MEETING WILL FIX **EXCURSION RATES**

Air of Mourning About Divorce Health and Police Committee William McMurray Will Represent Coast Before Association.

> William McMurray, general passenger agent for the Harriman lines in Oregon, leaves tomorrow for Chicago to attend prohibiting the operation of dance halls the annual meeting of the Transcontion Sundays. The executive board had nental Passenger association which be-

The principal business to be taken up the east to the coast and from the coast

The principal feature expected to draw traffic to the Pacific coast this summer will be the Rose Festival to be held here in June. convention booked for Portland in the way of societies is the national convention of the Ancient Order of Hibernians in July.

California meetings will be the Hotel Men's association at Los Angeles in April, the National Institute of Homeopathy in the same city in July, the American Bankers' association in Los Angeles in October and Cancatenation of the Order of Hoo Hoo in San Francisco in September.

Mational Gatherings. Following are the most important national conventions to be held in the

April-Mystic Shriners, New Orleans, La.; Daughters of American Revolution, Washington, D. C.; United Confederate eterans, Mobile, Ala. May-Northern Baptist convention, Chicago, Ill.; National Retail Grocers,

Springfield, Ill.; Federation of Women's clubs, Cincinnati, Ohio; World's Sunday School convention, Washington, D. C.; Charities convention, St. Louis, Mo. July-B. P. O. E., Detroit, Mich.; National Educational association, Boston,

Mass.; Baptist Young People's convention, Saratoga Springs, N. Y.
August-Knights of Pythias, Mil-

waukee, Wis.; Knights Templar, Chicago, Ill. September-Grand Army Republic, Atlantic City, New Jersey, N. J.

SID HESTER'S LATEST FOR NELSON-WOLGAST

(United Press Leased Wire,) San Francisco, Jan. 21.—Sid Hester today evolved another scheme for staging the proposed Nelson-Wolgast battle. Following the posting of a deposit of \$2500 for the principals, binding the natch so far as he is concerned, the promoter today announced that if the San Mateo county supervisors refused to grant him a permit to hold the fight at Colma he would probably build an arena af South City, in San Mateo county, near the San Francisco city Limits. South who were sentenced to 90 days on the City is an incorporated town, and hense rockpile by the municipal court, were he will not be compelled to secure the consent of the supervisors to hold the Their time would have expired mill. If the town trustees give their sanction everything will be well and Hester claims the South City trustees have already assured him that they will place nothing in the way of

IMPORTANT MEETING

San Francisco, Jan. 21.—Although neither manager would affirm the ru-ELECTION INVALID mor, it is believed her today that Wil- caused by ill health. He is at present Morris, independent vaudeville in the hospital at Portland. magnate, and Martin Beck, manager of | Chandler is a breeder of fine cattle the Orpheum circuit, have reached an and familiar with the work of the board. tion election by which over 100 square agreement whereby the Orpheum organ- The annual meeting of the board which ization will remain the dominating vau- usually takes place in December will deville circuit of the west, and Morris' be held Friday, January 28, at which

The theatrical men met yesterday aft been given adequate notice where and Morris declared that the conference had little significance.

Beck intends to leave here for Los

TRIED NEW WAY TO SVE MONEY; LOST IT

"How did-that man get my money?"
was the question which worries George Smith of Scattle, Wash., all day yes-George Smith pospessed \$30. terday. Deciding to come to Portland and to conserve his funds, he sent a money order for that amount to himself in TO RETURN TO HOME Portland. I. E. Smith, an illustrated song singer, also known as George Emith, got the money order when he Los Angeles, Cal., Jan. 21 .- J. E. called for his mail. He cashed it, and when George Smith of Seattle, arrived Smith of Seattle got his money back.

O. R. & N. COMPANY OWNS RIGHT OF WAY

The O. R. & N. Co. has won an old suit for \$750,000 damages filed against it by J. E. Simmons, promoter of the Arlington & Pacific Coast Railway company, which made a survey in 1903-4 for a railroad between Arlington and Condon but which road was never built. folly and wants to return home with The Oregon Central Railroad company, a subsidiary of the O. R. & N., subsequently built a road over a part of the survey and the amount mentioned above was asked as damages. The case has been in the courts ever since and last Monday, after the plaintiff failed to Marie Cahill, charming comedienne, make a showing judgment was given

RESULTS TO DATE OF BRITISH ELECTION

London, Jan. 21 .- With 10 districts yet to be heard from, the strength of the various parties, estimated late today, follows: . Conservatives, 181; Liberals, 150; Irish Wationalists, 150; Laborites, 30.

This gives the Conservatives a majority of one member over the combined Liberals and Labbrites.

Fire Rages in Mississippi Town. Gulfport, Miss., Jan. 21.—The busi- after meals, nes section of the little town of Wig- This will quickly cure symptoms such John Mantis, a north end "police gins, near this place, was totally de- as backache, rheumatic palms in the

MAN'S STOMACH CUT WIDE OPEN

Enemies in Saloon and Stabbing Follows.

James Toney, a Bulgarian laborer, at the St. Vincent hospital.

George Miller and John Paterson are locked up in the city jail for doing the act. They were positively identified act. by Toney as his assailants and other eye witnesses have said they are the men. This afternoon they were taken before the dying man at the hospital and again identified. A death bed statement was also taken from Toney. Toney lives at \$11 Main street, Vancouver. Wash., and the other men are Austrians.

Bad feeling has existed between the men for some time, and they met last eyening in a salcon at Second and Peterson stabled him in the right side with a knife. He followed this assault with other thrusts of the knife, and when Toney sank to the floor they fled to another saloon. The cut ex-18 inches over the stomach. The knife was found in Peterson's pos-

OF WASHTENAY

Tank Steamer Which Mysteri ously Disappeared Thought to Be Headed South.

Scattle, Wash., Jan. 21. - Up to 1 o'clock today no word had been received of the tank steamer Washtenaw which mysteriously disappeared Monday night after making a futile effort to take in tow the ship William K. Smith, It is the danger.

San Francisco, Jan. 21 .- No word had been received from the tank steamer Washtenaw up to 1 o'clock this afternoon. No anxiety is felt here, as the boat is reported to have had a good supply of oil when she parted from the ship Smith off the Columbia bar. It is believed that the Washtenaw is en route to Port Harford.

MATLOCK.RESIGNS FROM AGRICULTURAL BOARD

(Special Dispatch to The Journal.)
Salem, Or., Jan. M.—W. F. Matlock of Pendleton, who for several years past has been president of the state board of OF VAUDEVILLE MEN agriculture, resigned yesterday and Street Railway Experimenting appointed in his place by Governor Benson. Mr. Matlock's resignation was

fair formulated.



will present her musical play success, "The Boys and Betty;" at the Bungalow theatre tonight

HOME MADE MEDICINE FOR KID-NEYS, LIVER AND BLADDER

Go to any good drug store and buy a one-half ounce vial Murax compound in original sealed package, one-half ounce fluid extract Buchu, six ounces GROSS EARNINGS good, pure gin. Mix together and you have the best medicine that can be had kidneys, liver and bladder. Shake bottle well each time and take one to two teaspoonfuls three times a day

Head's Sarsaparilia expels all humors from the blood, cures all eruptions and betterilies Carpentar and Price for robbing up the whole system. It is different from all other medicines.

Get it today. In usual liquod form or tablets called Sarsataba. 100 Dozes 11. The goods were found in his possession.

HUSBAND TIRES OF WIFE'S BONDAGE

Laborer Gets in Fight With Chapman Gallantly Writes of Intended Permanent Separation.

Declaring his marriage a failure, and is suffering with his stomach cut open throwing numerous verbal bouquets to from one end to the other as the re- his wife in parting, a letter was read in sult of a stabbing affray last night circuit court this morning that clinched in a saloon at 35 North Second street, the application of Mrs. Catherine R. He is hovering between life and death Chapman for divorce from Charles C. Chapman, president of the Chapman

Advertising company. Unlike the parting letters of most de-serting husbands, the Chapman missive pays a high tribute to the qualities of his wife, expresses hope that she will prosper when relieved from "dependent bondage," and declares his purpose to deal justly by her in alimony, besides next June., suggesting how she had best proceed to obtain a divorce.

\$60 per month alimony. This sum was agreed upon between the parties. Henry E. McGinn appeared for Mrs. Chapman. The parting letter, written three days formed. before Christmas, 1908, reads as fol

spare you as well as myself the pain of personal parting, I write you this let "Our marriage has been a failure, and my decision to leave you is irre-

"I sincerely believe that if you are not at once relieved that I have taken this step, you will realize upon reflec-tion that it is the wise and right thing for both of us. I know that with your indomitable will, tramendous pride, lofty ambition, strong personality, firm character, tireless energy, mighty spirit and splendid ambition you will accomolish much for yourself as well as for others, now that you are released from dependent bondage and relieved from

perplexing responsibilities. "Wishing you the full measure of independent success you so intensely yearn for as an individual, and sincerely believing that in giving you freedom I am doing the best I can to be of actual service to you, I am. Yours respect-

"CHARLES CLARENCE CHAPMAN." "P. S .- Herewith I enclose sufficient funds to cover your temporary personal needs. Of course I intend to deal justly by you-at least I will try to do so to the best of my resources. I am willing and anxious to protect your rights, belief here that the Washtenaw is in no and I suggest you see some high minded lawyer in whom you have personal con-fidence—some man capable of understanding your point of view. I will de fray his charges."

The Chapmans were married in Chicago in July, 1895, and separated just before Christmas, 1908. Desertion was the only charge made.

IRY AUTOMATIC

With Device to Prevent Accidents.

The Portland Railway, Light & Power company is experimenting with a fender which has been used successfully for tion of 10,000 people, recently voted to performers will appear on teh circuits time it is expected a new president will some time by the same syndicate in petition for admission to the city of of Mammerstein, Keith & Proctor in be elected and plans for the next state Columbus, Ohio, and Grand Rapids, Mich., and if the experiments prove what is expected, every car in the town will have the equipment as quickly as installation can be made,

This announcement was made by President E. S. Josselyn this morning, after he had explained that it is utterly impracticable to use the projecting type of fenders in a city where streets are

narrow and curves sharp.
"I understand that the council committee will inspect a fender at the fair grounds in the near future," said Mr. Josselyn, "with a view of having it adopted by the streetcar company here. I also understand that it is one projecting type. I want to say that the projecting fender is utterly impossible n this city without increasing the liability of accidents because of the narrow streets and sharp curves.

Trying Out Automatic Pender, "In Columbus, Ohio, and Grand Rapids, Mich., our people have adopted and are now using on their cars an auto-matic trip form of fender and we are now experimenting with it here. The fender consists of a swinging gate hanging down in front of the car and when it is touched by any object it immediately releases the wire wheel guards now in use and causes them to fall instantly on the rail and prevent any object from getting under the car. A spring holds down the guard tightly. spring attachment of this fender is different from any other ever tried here and has been found to work very satisfactorily.

"Our intention is to have this fender investigated by the council committee and if it meets with their approval every car will be equipped with it without delay.

"It is useless to talk of using projecting fenders here, it having been proved that they will not work in the congested districts of New York and other large cities."

WILL INQUIRE INTO STREET CAR ACCIDENT

An inquest will be held this afternoon over the body of Ruth Thornton 5 years old, daughter of Mr. and Mrs. N. E. Thornton, 69 East Twentyeighth street. She was killed by a Montavilla car near her home. The motorman was A. Clapp and the conductor of the car was A. H. Baker. The car was stopped within 30 feet after striking the girl. She was on her way to school. Indications are that the car taken the matter under advisement and crew was not at fault.

TAX INOPERATIVE

Salem, Or., Jan. 21.-By an opinion rendered at the request of the state loo were in this city yesterday on busi-treasurer, the attorney general has declared that the gross earnings tax imposed by the people at the June election in 1906 is inoperative by reason of Silas Wright of Liberal was a Thurs-

MISS CASE NOW MRS. W. M. BEAN

Impromptu Wedding Instead of **Program Announced With** News of Engagement.

(United Press Lessed Wire.) San Francisco, Jan. 21.—Miss Mary Adele Case of Portland, who was reported to have been engaged to Claus Spreckels Jr., on her return from Paris five months ago, is today the bride of Willard Metcalf Bean, nephew of former Secretary of the Navy Victor Metcalf. They were married last evening at Calvary church by the Rev. William Rader.
The engagement of Miss Case, who is known here as a singer of ability, was announced shortly after her return from abroad. The wedding was set for

According to Mrs. Bean, who made known her marriage today, the change With the decree granted by Judge in her plans was made suddenly. Gatens this morning goes an order for evening she telephoned to several of her friends, suggesting that they meet her at Calvary church at 6 o'clock. Before this company the ceremony was per-

"Dear Catherine—I have decided to live apart from you henceforth, and to

Selected to Succeed Dr. Ellot as President of National Association.

Washington, Jan. 21.—It was learned authoritatively today that Gifford Pinchot, former chief of the forest service, has been selected to succeed Dr. Charles W. Eliot as president of the National Conservation association. It is understood that Pinchot is holding back, declaring that he should not take the office until after the congressional investigation into the Pinchot-Ballinger controversy. His friends, however, are arging him to accept and they are confident that they can induce him to take the office.

The executive board of the associa tion will meet next week. The matter will then be taken up for action. Dr. Eliot retires at his own request.

IMPERIAL QUARTET AT WARDE LECTURE

(Special Dispatch to The Journal.) Vancouver, Wash., Jan. 21.—In response to an invitation from the library committee which is in charge of the lecture course, the ladies composing the 'Imperial Quartet" have kindly consented to sing a number of selections at the

ing of this week Frederick Warde is today the greatest on the stage on Shakespeare and before the grand jury the two man and before the grand jury the two man and his work is wonderful. He discusses enemies for some time. Bourgeois entered the saloon intoxicated and determine the saloon intoxicated and determine the saloon intoxicated to in conclusion a resume of his work and serve him. importance as a poet and dramatist, and urging a more careful study of his

works. Tickets can be had at Chumasero & Smith's drug store.

WHIPPING POST BILL FRAMED BY SHERIFFS

(Special Dispatch to The Journal.)
Vancouver, Wash., Jan. 21.—Sheriff
Sappington returned last night from
North Yakima, where he went to attend a meeting of the State Sheriffs' association. He reports a good meeting with an attendance of 30 members. The question of a whipping post for wife beaters was taken up and discussed and resulted in a resolution being adopted to frame a bill to be presented at the next meeting of the state legislature. Sheriff Sappington is a firm believer in the whipping post and will use his best efforts to have a law to that effect enacted. The question of a larger mileage fee was also brought up. This matter, however, will have to be brought before the county commissioners of the various counties. The

present fee of 10 cents a mile is not considered sufficient to meet expenses. The sheriff is loud in his praise of the Yakima people, who, he says treated the sheriffs royally. On Wednesday they were taken for an automobile drive about the valley, and yes terday they were entertained at a ban-The next meeting of the association

will be held at Everett, Wash., July 14

ANNEXATION" MEETING **NEXT THURSDAY NIGHT**

(Special Dispatch to The Journal.) ' Oregon City, Jan. 21.—B: Lee Paget of Oak Grove Improvement club has aunounced an annexation meeting will be held at Oak Grove Thursday night, February 3. Both the Gladstone and Milwaukie clubs have been invited. A like meeting was held some time ago. at which the only thing done was an unsuccessful attempt to force some of the prominent members of both of the clubs to declare themselves on the subject of annexing all of Clackamas county north of the Clackamas river to Multnomah county. This is the hobby of Mr. Paget, who is a Portland busi-

ness man. The Oregon City Commercial club has will in all probably have a representative at the coming meeting.

Personal Mention. (Special Dispatch to The Journal.)
Oregon City, Or., Jan. 21.—A. M. Gaylord and W. A. Gaylord, both of Water-

JOHNSON STILL IN MESHES OF LAW

Former Restaurant Man, Acguitted in One Liquor Case, Being Tried on Another.

Acquitted on one charge of selling liquor without license in the Delmonico restaurant last August, Ed Johnson former proprietor of the place, faced another jury on a twin charge today. The verdict of not guilty in the other came yesterday afternoon at 5 o'clock, after the jurors had wrangled over the

case for five hours. Yesterday afternoon also the selection of a jury for the second case began, but progress was slow. This time both sides were more careful and peremptory challenges were freely used. Not until nearly noon today was the jury

finally completed. Deputy City Attorney Sullivan pre cipitated a warm legal controversy this morning, after 12 men had been accepted by the defense and he had passed his regular time for challenging peremp-torily. He stated to the court that he desired to use another peremptory on one of the men he had passed, because of new information that had come to

his knowledge.
C. M. Idleman and Seneca Fouts, for the defense, protested that Sullivan's the defense, protested that Sullivan's right of peremptory challenge had ter-minated, and cited the law of 1909 to carry their point, Judge Morrow finally ruled that while the city attorney was percluded from further challenge as a natter of right, the court could grant him the privilege of challenge upon proper showing. The judge and the attorneys on each side retired to the judge's chambers for a secret confernce, after which the court granted Sullivan the privilege of another per-emptory. He used it to excuse Mc-Kinley Mitchell, without being required to state his reasons for so doing.

As made up the jury consists of B. Kellogg, G. W. Nothnagle, N. Leganit, J. T. McCabe, J. H. Criteser, G. W. Ogden, W. W. Savage, J. J. Allard, G. A. Cornish, Z. Fitzgerald, Albert Bittner and George J. Ross. In the case now on trial Johnson is charged with selling two bottles of beer to one Mackey on August 25 last. In the lower court he was fined \$100. In the case tried yesterday Johnson had been convicted in the municipal court and sentenced to 60 days on the rockpfie. Because of the lack of direct testimony of the sale by Johnson or his employes the verdict of not guilty did not come as a surprise. The testimony in the Mackey case is of much the same character.

GRAND JURY INQUIRES INTO MURDER CASE

Charges of murder, which have been changed from manslaughter, against Louis Blanchet, manager of the Monto Carlo saloon, North Fourth street, who shot and killed L. Caesar Bourgeois, a Belgian, on New Year's night, are being investigated today by the Multnoman

county grand fury. During the morning session more than Warde lecture to be held in the High a dozen witnesses against Blanchet were school assembly room on Saturday even-examined by the inquisitorial body.

The shooting occurred about 9 o'clock on the evening of New Year's day. Ac-

When refused the second time, Bourgeois is charged with having become abusive. Wild argument between the two followed. The Belgian threatened to "fix" the saloon manager. Bourgeois became belligerent and Blanchet, drawing a revolver, shot him. Bourgeois died within a short time.

ALDER STREET OWNERS FORM PUSH CLUB

Alder street property owners met at the commercial club last night and organized the Alder Street Improvement association by the election of Leo Friede, president, and the naming of several committees to take up various lines of work outlined at the meeting. The most important action of the meeting was the decision to place cluster lights on the curb the full length of the

street. A committee composed of J. B. Yeon, F. O. Downing and Dr. C. W. Cornelius was appointed to investigate the subject of opening Alder street through to

F. O. Downing, Henry Wagner and H. E. Coleman were named on a committee by President Friede and charged with the duty of investigating the cost of the various light designs and to report its findings at the next meeting of the as-

sociation. WANTS RIGHTS OF COMPANY ANNULLED

United States District Attorney John McCourt has brought suit in the federal court to annul the rights of the Umatilla Irrigation company, which owns a partly ompleted chain of canals near Pendle

ton, Or. In the complaint, the government attorney alleges that after spending \$20,000 on the work, the company abandoned it. The government seeks to annul all the rights of the irrigation company, complaining that at present any other project is prohibited from improving the adjoining land,



with the Ara-Notch in place of the bothersome buttonhole .15c. each-2 for 25c.

Gluett, Peabody & Co., Makers ARROW CUFFS, 25c, a Pair