

JUSTICE COURT IS SCENE OF NOTABLE BATTLE OVER \$1.74

Incorporation of Episcopal Church Causes Suit; Big Array of Politicians Is Called to Argue Case.

Politicians and the Episcopal church, as represented by Dr. J. J. Sellwood, locked horns in Justice Bell's court yesterday afternoon in a vigorous fight over the sum of \$1.74, interest on a fee for the incorporation of St. John's Memorial Episcopal church, two years ago.

There was a notable array of lawyers in the case. On one side was George Joseph, state senator; Bert Haney, chairman of the Democratic state central committee; and Claude Hicks. On the other side was Edwin G. Amos, state representative; E. I. Moses, who was a member of the clerical force of the last assembly; and Clyde Richardson. Debate was warm and clashes frequent, but the final result was a verdict against Dr. Sellwood for the interest of \$1.74 and costs of \$2.25.

The history of the memorable suit dates back two years when D. M. Donough, a member of the executive board under Mayor Lane, performed the legal work in connection with the incorporation of the church. Dr. Sellwood, chairman of the vestry, assumed the debt of \$25 in this connection. Donough later turned over the bill to Moses for collection. Dr. Sellwood agreed to pay it at the rate of \$5 a month, but when it came to the last payment, Moses demanded interest and Dr. Sellwood declined to pay it.

Moses then appealed to Bishop Scadding. The latter replied that it was a matter with which he could not interfere, and that payment of the interest rested with Dr. Sellwood. He added that if the church had applied to the chancellor of the diocese it could have secured incorporation papers free of charge.

With Dr. Sellwood's aid, and Moses determined to collect that \$1.74, the matter was carried into Justice court. Dr. Sellwood retained the firm of Joseph & Haney and also Claude Hicks to defend him. Moses brought Amos & Richardson into court to assist him in the effort to wring the \$1.74 from Dr. Sellwood.

"I see before me some shining lights in the future legal world," commented Judge Bell, as he rendered the verdict in favor of Moses. "Young men who will fight so hard for the principle involved in \$1.74 have great careers before them."

HARRIMAN SYSTEM GETS STEVENS?

Wall Street Reports Engineer Engaged by Rival Road.

(Special Dispatch to The Journal.) New York, April 5.—That President Lovett has managed to secure John F. Stevens for the Harriman system, is the report circulated in Wall street today. Confirmation of the rumor, is impossible, however, the Harriman executive offices granting only the statement that they have no information to give.

Mr. Stevens' resignation as President of the Spokane, Portland & Seattle, the Oregon Trunk Railway and other Hill lines in Oregon, and the appointment of his successor, was announced Saturday from St. Louis, but he has so far declined to give any inkling as to his future plans excepting that he intends taking a well deserved rest, including possibly a short trip to Europe.

It is believed here that while Mr. Stevens has already accepted some office even more important than that he held here, he is waiting for the announcement to come from those who made the appointment. Mr. Stevens is out of the city today.

SCHOOL DIRECTORS RECALLED IN TEXAS

(United Press Leased Wire.) Dallas, Texas, April 5.—President Clarence Lane of the Dallas board of school directors was recalled at yesterday's election here, according to complete returns today. Three members of the board were also relieved from office.

Canby Octogenarian Buried.

(Special Dispatch to The Journal.) Canby, Or., April 5.—Ulrich Altker, aged 82 years, father of Berthold Altker, a farmer residing near Canby, died Monday evening of heart disease. Born in Schwitzen, Germany, he came to Oregon in 1879, first residing near Lake Labish in Marion county, afterward moving to Polk county, where the family lived for some years, and finally coming to Canby to reside with his son, two years ago. The funeral is being held in Corvallis today.

Finnish Socialist Hall Ready.

Astoria, Or., April 5.—Saturday evening a series of three events marking the opening of the new quarters of the Finnish Socialist club of Astoria will begin. The Finnish drama, "The Destruction of Elina," will be presented in the original tongue on Tuesday evening. The festivities will end with a grand ball.

FRUIT BLOSSOMS IN WILLAMETTE VALLEY DAMAGED BY FROST

It is probable that considerable damage by frost was done to fruit blossoms in the Willamette valley and in the Yakima country. Warnings were sent out last evening by the weather office at Portland to Yakima valley and other northern points, but frost in the Willamette valley was unexpected.

There was no frost in the Rogue River valley, or even south of Salem. No advices have been received from Hood River, but it is thought that no frost occurred there.

The fruit that will have suffered was cherries and peaches, though the damage will not be serious, as fruit growers say that while the first blossoms if not damaged bring forth the finest fruit, there are always too many blossoms anyway, and that later buds will come out and the fruit will be as plentiful. So that the only real damage will be to delay the crop slightly.

CONVICTION ESCAPED BY MRS. PATTERSON

The jury disagreed last evening in the case against Mrs. Alice Patterson, who was charged in the circuit court with conducting a disorderly house. The evidence against the place was gathered by detectives in the employ of the Municipal association. This was the seventh case prosecuted by the association. None has resulted in conviction.

The woman was indicted by the December grand jury upon testimony of the detectives, who visited the Plaza. They said the Patterson woman introduced them to girls in the place. Emma Lane, the 17 year old wife of Tim Lane, who is serving one year in the county jail for placing her in "white slavery," was found in the Plaza hotel. She was brought from Seattle to testify yesterday. She told the jury Mrs. Patterson made a contract with her to stay in the place.

The jury was out from 4 o'clock in the afternoon until 11 o'clock in the evening. It stood 10 for conviction and two for acquittal. The evidence against Mrs. Patterson appeared very clear.

No Wallowa Election Contest.

Wallowa, Or., April 5.—The Wallowa election yesterday was a walkaway, the ticket having no opposition. Officers chosen in the light vote were: J. P. Morelock, incumbent, mayor; Edwin Marvin, incumbent, and J. H. Mims, incumbent, councilmen; Bruce Cox, treasurer; F. T. Baker, recorder.

Crowds attend Oaks Rink this week.

WOMAN ON A HORSE RACES DOWN HILL, RUNAWAYS BEHIND

Mrs. Justin Waugh, Caught on Wagon-Wide Road, Seizes Only Method of Escaping Injury; a Perilous Gallop.

(Special Dispatch to The Journal.) White Salmon, Wash., April 5.—To meet a runaway team down a mountain road so narrow as to prevent passing was the predicament Mrs. Justin Waugh, wife of a White Salmon physician, found herself in while horseback riding yesterday. To hesitate and scream or go into hysterics might have proved fatal. Controlling her nerves Mrs. Waugh, recently from the east, wheeled her horse in time to get it started on a mad gallop down the road, the runaways closely pursuing her, dashing around curves and along the brink of a deep canyon for nearly a mile. The decision of a foot or two from the trail or the stumble of a horse would have ended disastrously. Both team and rider reached the bottom without mishap, Mrs. Waugh refusing even to faint after the thrilling experience.

Reunion at Shiloh Field.

Pittsburg Landing, Tenn., April 5.—Many war veterans reached here today to take part in a two days' celebration of the anniversary of the battle of Shiloh. The reunion will begin tomorrow, at the scene of the historic conflict. The participants will include many members of the Battle of Shiloh Survivors' association, principally from Illinois, Missouri, South Dakota, Iowa and Tennessee.

Representative Smith Very Ill.

(United Press Leased Wire.) Bakersfield, Cal., April 5.—Suffering from a general breakdown, Representative C. S. Smith of California, will be unable to attend the extra session of congress. He is confined to his bed and his condition is said to be critical.

Ammunition for Fleet.

Mare Island, Cal., April 5.—The naval collier Saturn is along the Magazine wharf today to load 250 tons of ammunition for the Pacific fleet. The vessel probably will leave for the south late today or early tomorrow.

Camp Tenders as Fire Wardens.

Salem, Or., April 5.—While at the recent meeting of the new state forestry board, Dan P. Smythe of Pendleton, who represents the grazing interests on the

JAPANESE COUNTS DENOUNCE TREATY

Statesmen Declare Pact Does Not Put Mikado's Subjects on Equal Footing.

Tokyo, April 5.—That despite the formal ratification by the mikado and Ambassador O'Brien of the American-Japanese treaty, all is not pleasure in Japan over the measure was developed today when Count Okuma and Count Hayaashi issued statements denouncing the document as unsatisfactory and branding the diplomacy which produced it as failure.

Okuma and Hayaashi who are among

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Everyone attending our talking machine sale between the hours of 9 to 12:30, on Thursday, Friday and Saturday, will be given, absolutely free, one new latest double disc record. Remember, this offer is for three days only. Filers Music House, 353-355 Washington street.

Moonlight skating, Oaks rink tonight.

GIBSON FIGHTS EXTRADITION.

(United Press Leased Wire.) San Francisco, April 5.—Detective Sergeant Tucker of the Canadian northwest police, is here today from Edmonton, Alberta, to escort back Charles H. Gibson, held here for obtaining money under false pretenses. He is fighting extradition. It is alleged that Gibson sold a single piece of property to several persons in Canada, including the lieutenant governor of Alberta.

Masons' helpers, carpenters and painters may strike at Kingston, Canada, May 1, for increased wages.

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PACIFIC U. PROFESSORS SPADE LIBRARY SITE

(Special Dispatch to The Journal.) Pacific University, Forest Grove, Or., April 5.—A big jollification and rally was held here last night by the students in commemoration of the completion of the library fund. At 8 o'clock a large bonfire was lighted on the future building site and was immediately followed by a brief address by President W. N. Ferrin, who was largely responsible for completion of the fund. Professor Joseph H. Marsh, brother of the first president of Pacific University and librarian of the school, after a few words of appreciation to friends and students for their aid in making the building a reality, turned the first spadeful of earth at the northeast corner of the planned site. Following him short addresses were made by Professor Taylor of the Greek and Latin department, and Professor Mary F. Farnham, of the literature department. All the faculty members present were each made to turn one spadeful of dirt, and the general festivities were started by the students.

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