

THE TRUST ESTABLISHED.

Must Render an Accounting of the Rose Property.

In the suit of the heirs of John B. Rose against A. L. Denio, administrator of the estate of P. W. Swett, deceased, tried before Judge Langhorn, Thursday, a decision was rendered in favor of plaintiffs, who were represented by A. K. Kanaga, of this city. The origin of the suit was as follows: During his lifetime, and while he was incarcerated in jail on a charge of complicity in the murder of Jens and Lena Fredrickson, John B. Rose transferred to Captain P. W. Swett, president of the South Bend Land Company, in trust for the benefit of Rose and his estate, certain notes, mortgages, and stocks, the latter being two shares out of seven in all of the Shoalwater Bay and Eastern Oyster Company's stock, and which has a nominal value of \$50,000. The property consists of the Oakland, Cal., water front, over which there has been such extensive litigation during the past two years. Rose was one of the incorporators of the Shoalwater Bay and Eastern Oyster Company thirty years ago, when that company purchased the water front for the purpose of using it in keeping fresh large shipments of oysters from Shoalwater Bay pending their sale in the California markets. Subsequently the land, as is well known, became very valuable, until today it is worth in the neighborhood of half a million dollars.

AN INTERESTING SUIT.

The Town of Ilwaco Defeated in Its Suit Against Judge Broemser.

A lawsuit of a more than usually interesting nature has just been settled in the Pacific county superior court at South Bend. It was the case of the town of Ilwaco against Theodore Broemser, police judge, and arose out of the following circumstances: Six months ago Judge Broemser was deposed by the town council, and ever since he has been exercising the functions of that office. The council set up that he was a usurper and asked the superior court to sanction their actions. T. J. Clark, of Ilwaco, defended Judge Broemser, and took the ground that a municipal corporation had no power to summarily discharge an elective officer or one appointed to fill an unexpired term in an elective office. His argument before Judge Longhorn was a very able one. He also claimed that an officer must first be impeached and proven guilty of some act of malfeasance in office before they had any standing in court upon which to base their claims for his removal. The judge decided in favor of Mr. Broemser, holding that the council superseded their authority; that the statute of the state of Washington provided punishment for a judge who violated his official trust, and until that fact had been established the council had no power to come in to a court room and ask for the removal. Mr. Broemser was placed in a peculiar position from the fact that as no charge had been preferred against him he could not set up any defense in a quo warranto proceeding such as was brought against him. The decision in effect makes all the official acts of the acting police judge appointed by the council invalid. Attorney Clark's argument was highly commended, and completely disposed of the claims of his opponents, Messrs. Howen & Strout, of South Bend, and Mr. Dalton, of Ilwaco.

AT THE RESCUE CLUB.

A Splendid Program Well Rendered Last Evening.

The usual weekly meeting of the Rescue Club was held last evening. President Estes in the chair, and Miss Pearl Holden officiating at the piano. After prayer by Rev. Bushong, Erbie Leberman gave a recitation; vocal duet, Hazel and Frankie Estes; solo, Rose Parker, who was heartily applauded; recitation, Miss E. Crink; instrumental duet, Misses Jessie Jewett and Miss Hansen; vocal selection by the Misses D'Elia, who received a recall; recitation, Miss Andrews; vocal duet, Mrs. Adams and Miss Feely; instrumental duet, Misses Maudie Belcher and Besse Sorensen; recitation, Mrs. Busey; instrumental duet, Miss Elsie Parker and Freeman Parker, who responded to an encore; recitation, Fay Leberman; song, Madge Sovey, whose talent was appreciated and promptly rewarded by a recall; instrumental duet, Alfred and Josie Christianson; vocal solo, Miss Leslie Parker, which closed the exercises. Mrs. Cyrus Christie Ferrel, and Mr. Leberman were appointed a committee on program for next week.

MURDERED IN SEATTLE.

Tacoma, Nov. 18.—James King, aged fifty, a resident of South Bend, was found dead this morning. His head was crushed, and it is supposed he was sand-bagged. He was a son-in-law of Mrs. Charlotte Fetting, who was murdered in Seattle several months ago. It is conjectured he was possibly put out of the way by his mother's murderers, for fear he might tell something.

WON'T BE NEEDED.

Tacoma, Nov. 18.—The news this afternoon published the following dispatch, sent by James Cooper Wheeler, of Tacoma, to Consul-general Wilder, at San Francisco: "Can furnish 200 able-bodied men on twenty-four hour's notice. Can ship them from Victoria. Will cost \$30 per month a man and expenses. Reliable men, many of them old veterans."

SEATTLE DEFEATED.

Portland, Nov. 18.—The football eleven of the Seattle Athletic Club and the Multnomah Amateur Athletic Club played here this afternoon. The Seattle eleven was defeated by a score of 11 to 6.

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NOT CONFIRMED.

London, Nov. 18.—A dispatch from Madrid says the foreign office there has received advices that Admiral Melro has proclaimed Prince Pedro emperor of Brazil. The Brazilian minister here has no advices concerning the matter.

RAILROAD MEN ON STRIKE.

Philadelphia, Nov. 18.—The employes of the Lehigh Valley railroad company struck tonight. The strike is said to involve more than 95 per cent of the employes, including engineers, firemen, trainmen, and telegraph operators.

THE SHERIFF IS SATISFIED.

Chicago, Nov. 18.—The request of Geo. Painter, the condemned murderer, that his innocence or guilt be determined by a hypnotic test, has been refused by Sheriff Gilbert.

UNKNOWN VESSEL LOST.

Victoria, B. C., Nov. 18.—The vessel reported wrecked off the coast is not a steamer. The Paloma is missing from Seattle, but the old four-ton sloop is occasionally used in trading.

PEPPER'S BROTHER DEAD.

South Bend, Ind., Nov. 18.—Phillip Pepper, brother of Senator Pepper, died here this afternoon, aged 60.

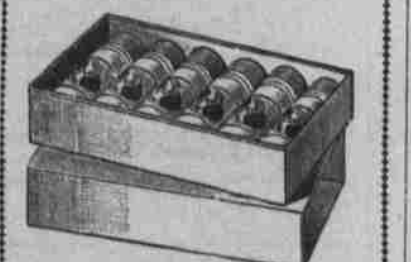


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Columbia, Wednesday, Nov. 15.
State, Monday, Nov. 20.
Columbia, Saturday, Nov. 25.
State, Thursday, Nov. 30.

Astoria and Portland Steamers.

Steamer R. R. Thompson leaves Astoria at 6 a. m., daily except Sunday, via Washington side of the river; returning leaves Portland at 8 p. m., daily, except Saturday. The Thompson makes landings on both sides of the river above Waterford, on both up and down trips.

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