# THE MORNING OREGONIAN, WEDNESDAY, FEBRUARY 27, 1907. VETO AX IS SHARP



**KELLIHER LIKELY** 

NOW TO GO FREE

Supreme Court Decides That

Convicted Man Shall Be

of the appellant (Kelliher), this is not the crime with which he is charged and does not tend to connect him with the forgery. Where the common design of the appellant and Turner was to procure per-sons to sign applications to purchase school land for appellant's benefit, and this is the only common design disclosed, receiving the benefits of such acts by the appellant with knowledge of their character does not tend to show that appellant was accepting the benefits of applications made in the names of fictiti-ous persons with knowledge of the fact, or to show a common design to commit

Pacific Railway and the Dominion gov-ernment is willing to grant to the com-pany for a terminus. The British Colum-hia government has submitted a claim to Ottawa claiming absolute jurisdiction over Indian reserves in British Columbia. HUMAN SKELETON IS FOUND

Mystery of Skull Creek, Idaho, Is

Partially Unraveled.

LEWISTON, Idaho, Feb. 26. - (Spe cial.)-By the finding of a skeletor minus the skull on the banks of Skull Creek, named after the incident, the mystery has been partialthe mystery has been partial-ly solved. The skull was discovered several years ago and no one ever tell where it came from. The re-mainder of the skeleton has just been found by Neil Willis and Charles Smith, while en route to Lewiston. The feet were still encased in boots that were almost rotted away, and en-circling the ribs was a cartridge belt. Near the skeleton was a revolver and an ax, the wooden handle of which was rotten. On bushes below the skeleton were bits of a man's clothes, washed were bits of a man's clouds, ways there by high water during the progress of disintegration. The last flood of the creek which could have carried the bits of cioth as high up as they were found was in 1894, showing that the man was killed at least 13 years ago. The supposition is, from the position in which the body was found, that the man climbed up the hillside under a rock to get out of the storm; that rocks slid down, pinning

him in a crevice where he starved to death. Who the man was is not known.

BETWEEN WALLA WALLA AND PENDLETON.

Only Temporary Tracks Rebuilt, and Should Heavy Rains Come Again Road Would Suffer.

WALLA WALLA, Wash., Feb. 26 .- (Speprice. cial.)-For the first time since January 29 trains will be operating tomorrow or the O. R. & N. directly between this city and Pendleton, and the regular Spokane-Pendleton trains will be running oin schedule time. The regular time card The damage to roadbeds has not been repaired, but the track has been cribbed

up and traffic communications are possi-ble. Owing to the sector Owing to the soft condition of the which has been thoroughly soaked with water, permanent repairs cannot be made, and another heavy rain would put the railroads out of business in this sec-tion of the country. Trains are running over the W. & C. R. to Dayton and Pas-co, but the Oregon branch is still out of commission and officials do not expect to have it open until the last of the week.

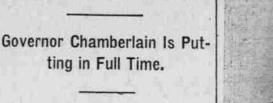
#### She Gets Divorce and Alimony.

PENDLETON, Or., Feb. 25,-(Special.)-W. D. Burford, local manager of the telephone company, lost out in the sen-sational divorce suit which was tried last week. Late yesterday afternoon Judge H. J. Bean awarded Mrs. Burford the decree of divorce and directed Mr. Burford to pay her the sum of \$15 a month as long as she lives and remains single, which according to life tables will amount to more than the \$2000 alimony she asked for. Burford filed the suit for divorce last

April and Mrs. Burford replied by filing a cross bill and yesterday's decision g

#### Woman Cause of the Trouble.

SEASIDE, Or., Feb. 28.-(Special.)-Louis Marcello, an Italian, familiarly known as "Gearbeart Louis," had an examination before Justice Young today on a charge of repeated threats to kill An, tone Scapeti, another Italian, with whom had been chums for 35 years until within the last three months. The origin of the trouble seems to be a woman. After hearing all the evidence, Justice Young put Marcello under a bond to keep the peace, especially toward Antone Scapeti, for a period of one year.



# JOHNSON ROAD BILL SLAIN

Expense Would Be Too Great: People Are Already Taxed Enough With No New Source of Revenue-Other Bills Are Killed.

SALEM, Or., Feb. 26 .- (Special.)-The most important veto the Governor has filed since the Legislature ad-journed was placed on record this afternoon. It puts an end to Senator Johnson's road hill, which provided for state, county and local co-opera-tion in permanent road improvement. It carried an appropriation of \$200,000 but Governor Chamberlain expressed

but Governor Chamberhain expressed the opinion that it would cost the state \$400,000 for the year 1908-9. He disapproved it for four reasons: That the county and state officers are given no initiative in the matter; it would very likely result in an accu-mulation of money in the treasury; the local debt certificates are non-taxable; and this Legislature made many large appropriations without many large appropriations without bringing any new subjects under tax-

Senator Beach's voting-machine bill was vetoed by the Governor this morning because it "smacks of an effort to legis-inte in the interest of one or more estab-lishments" making muchines costing less than \$500. The Governor thinks that if any discretion is given in selecting machines, the selecting board should have discretion as to price, for a better ma-chine might be secured at a little higher

"Skidoo" was the word the Governor said this morning to House bill 23, by Jackson, to regulate fishing on the Umpqua. The same act had been in-corporated in House bill 255, which has become a law, hence the veto.

Governor Chamberlain took a whack at the fee system today by vetoing Senate bill 181, by Johnson, requiring inspection of concentrated stock foods and the Issuance of licenses for the sale of the same

Senator Kay's bill permitting the garnishment of wages of public employes was vetoed by the Governor today. The Governor says such a law has been held unconstitutional and that it is also con-trary to sound public policy. If business men extend credit to public employes who are not trustworthy, public officers should not be harassed and annoyed because of such carelessness.

Beals' House bill 293, for the appointment of a state cheese, dairy and creamery inspector met executive disapproval this morning, because the duties should be performed by the Oregon Dairy and Food Commissioner.

Senate bill 77, by Hodson, to author ize reclamation companies operating under the Carey act to sell surplus water, was vetoed by the Governor today, because some of the companies have not now enough water and there are no means provided for ascertaining whether any of them have a surplus. He deems the act us to the interests of the settlers danger and of the state.

Chapin's House bill 245, requiring partnerships under an assumed name to file in the County Clerk's office a list of members of the firm, was vetoed by the Gov-ernor today because he thought that if people do not want to deal with a firm without anowing the names of the part ners, they can inquire and find out who



# **ROSENTHAL'S CHOICE**

The Opinion of the Great Artist on Musical Instruments.

The opinion of such a master of the plane as Moriz Bosenthal, who is com-ing to the Heilig meater on March 12, should carry a great deal of weight in all things of musical interest. With In an infings of marcar interest, with this in mind it is very interesting to note that Rosenthal considers the Weber plano superior to all other makes and uses it exclusively on his tour. From a musical and artistic point of view the Weber plano is un-consided. The Weber plano is unequaled. The Weber plano of today re eives the homage of the musical world

and the patronage of the public, not on past laurels, but on the unequivo-cal platform that it is absolutely the best plano made. Come in and see our stock of these magnificent instruments, Ellers Plano House, Sole Agents for the Weber. 353 Washington street.

> PROMISES RELIEF

#### WILL RAISE EMBARGO ON LUM-BER SHIPMENTS EAST.

Replies to Bellingham Chamber of Commerce He Hopes to Supply

Cars Within Two Weeks.

BELLINGHAM, Wash., Feb. 26.-Secretary of the Chamber of Commerce re-ceived a dispatch this afternoon from ceived a dispatch James J. Hill, pro mising that the bargo on forest products from Northwestern Washington would be raised within two weeks. At present 30 per cent of the mills in this district are closed,

and several thousand men are out of employment, owing to the inability of the raliways to handle shipments to the East.

"Evelyn Nesbit Shy and Unsophisticated," Says Amelia Rose

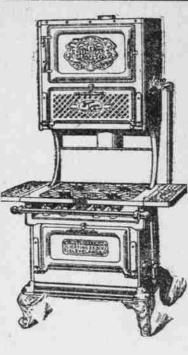
M ISS AMELIA ROSE, a celebrated New York model, is at present in Portland appearing in one of the mipor roles in the Augustin Daly Musical Com-

pany at the Hellig. This dark-eyed coryphee, whose pictures are widely advertised, is a contemporary of Evelyn

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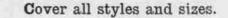


Cooking by gas is far and away ahead of any other method, and the gas range is unquestionably the greatest of all modern kitchen conveniences. The "New Process" Gas Ranges embrace in their construction distinctive features that combine for the most satisfactory results in cooking, baking and broiling, and for economy of fuel. This remarkable efficiency and economy is secured by reason of the scientifically correct construction of burners, by which the proper mechanical mixture of gas and air is obtained, thereby producing the greatest amount of heat for the gas used. Thus it is that in using a "New Process" Range your cook-



ing and baking are done at less expense and in a quicker and more satisfactory manner than by other methods. The many sizes and styles of this complete line will meet all demands for such a cooking apparatus. The liberal payment terms of

\$1.00 Down—\$1.00 Per Week





tor who was employed by White, I was Johns last night and took V. J. Shepard- liton, Twelfth Infantry, convicted of impressed with the fact that he avoided ntroducing me to White, though he was a frequent visitor at the studio." Below the average height, it was some-what of a disillusionment that Miss Rose

had won such a reputation among artists. but nevertheless she reproduces well on canvas, having large eyes, a rosebud mouth and a wealth of belligerent rich brown hair. She was the subject chosen to pose as grief for the monument erected in honor of President McKinley in Cleve-land, O., and again in the monument erected in honor of Governor Goebel. carried off the only set of keys belongin, to Grey.

Miss Rose posed for the posters sent broadcast by the company distributing Murad and Egyptian Deity cigarettes, Murad and Egyptian Detty cigarettes, showing a brilliantly colored Turkish girl in barbarous jewels and Oriental draperies. Harrison Fisher's "Minne-haha," which appears as a frontispiece on the latest edition of Longfellow's "Hiawatha" was also a study of the young model. NANCY LEE.

Agreed Upon.

WASHINGTON, Feb. 26 .- The President approved the court-martial sen-tence of First Lieutenant John S. Ham-



Hamilton Must Go to Prison.

EILERS PIANO HOUSE



Signed.....

For fifty years a staple remedy of superior merit. Absolutely harmless.

THE OREGONIAN

to 18 months' imprisonment in



forgeries. Justice Moore, having been for a num-ber of years a personal friend of Kelli-

her, took no part in the decision of this

Haines Mercanille Company, respond-ent, vs. M. H. Knapp, appellant, from Baker County, Samuel White, Judge; affirmed; opinion by Chief Justice Bean.

Nicholas O. Groesbeck et al., respond-ents, vs. John W. Groesbeck, appellant, from Union County, Robert Eakin, Judge: affirmed; opinion by Chief Justice Bean.

E. W. Haines, respondent, vs. J. W. Connell, Sheriff, and J. F. Schoch, ap-pellants, from Washington County, T. A. McBride, Judge; petition for rehearing denied: optnion by Chief Justice Bean.

Rehearing was denied in the case of A. P. Sprague vs. A. C. Schotte, and motion to recall mandate was overruled in the case of L. F. Guillaume vs. K. S D. Fruit Land Company, Motion to strike out objections to cost bill was overruled in the case of E. W. Haines vs. J. W. nell et al.

#### BRINGS IN CHARGE OF MURDER

Astoria Grand Jury Returns True

Bill Against Captain Forest.

ASTORIA, Or., Feb. 26.-(Special.)-The Circuit Court grand jury returned an in-dictment this afternoon against Captain C. M. Forest, formerly master of the schoomer Annie Larsen, charged with the murder on December 13 of Gysbertus Visser, known as George Fisher, a member

of the schooner's crew. The grand jury also returned an indict-ment against D. J. Ford on the charge of forgery. He is accused of passing a bogus check for \$1%. Both the indicted men will be arraigned before the court tomorrow.

A not true bill was returned by the grand jury in the case against Frank Holbrook, a boy who was accused of assaulting his stepfather, J. D. Johnson, with a descence wasness with a dangerous weapon

#### Expend Million on Terminals.

BELLINGHAM, Wash, Feb. 28.-San Brandarvortan, walder, 1995 26-San Francisco capitalists today reached an agreement with the Bellingham Bay & British Columbia Ratiway, whereby the latter company will spond \$1,000,000 with-in six months in improving its terminal facilities in this city, to enable it to han-die the output of the Northwestern Port-and Company Company's plant at Kasada land Cement Company's plant at Kendall, Twelve miles of trackage on the water-front and a new ocean dock are included in the contract.

#### Harrison Allen Has Resigned.

ASTORIA, Or., Feb. 25.-(Special.)-Harrison Allen, of Portland, was in the city today and confirmed the report that he had filed with Governor Chamberlain his resignation as Prosecuting Attorney for the Fifth Judicial District, to take effect March 1. He said the resignation was submitted without reservation and he has no knowledge of who his successor will

#### Conflict Over Indian Lands.

VICTORIA, B. C., Feb. 26.-A serious conflict has arisen between the Dominion and British Columbian governments with regard to the Port Simpson Indian re-serves on Difby Island, which the Indians are willing to sell to the Grand Trunk clearly.

Seaside Mills Will Resume.

SEASIDE, Or., Feb. 26 .- (Special.)-The plants of the Seaside Lumber Company, which have been idle for over three months, are to begin active operation tomorrow. The company has installed new machinery and the output is to be much greater than heretofore. During the time the mills have been shut down shipments of doors and windows have almost emptied the warehouses and the run during the coming year is to be a steady

MORE BOXES OF GOLD And Many Greenbacks.

355 boxes of Gold and Greenbacks will be sent to persons who write the most interesting and truthful letters of ex-

perfence on the following topics. 1. How have you been affected by coffee drinking and by changing from offee to Postum.

2. Give name and account of one or nore coffee drinkers who have been hurt by it and have been induced to quit and

use Postum. 2. Do you know any one who has been driven away from Postum because it came to the table weak and characterat the first trial?

4. Did you set such a person right re-sarding the easy way to make it clear, black, and with a snappy, rich taste? 5. Have you ever found a better way to make it than to use four heaping tea-spoonfuls to the pint of water, let stand on stove until real boiling begins, and beginning at that time when actual boll-

ing starts, boll full 15 minutes more to extract the flavor and food value. (A piece of butter the size of a pea will prevent boiling over.) This contest is confined to those who have used Postum prior to the date of this advertisement. Be honest and truthful, don't write poetry or fanciful letters, just plain, truthful statements.

Contest will close June 1, 1907, and n letters received after that date will be admitted. Examinations of letters will WANT SQUARE DEAL ON CARS be made by three judges, not members of the Postum Cereal Co., Ltd. Their de-cisions will be fair and final, and a neat claions will be fair and final, and a neat little box containing a \$10 gold piece sent to each of the five writers of the most interesting letters; a box containing a \$5 gold piece to each of the 20 next best, a \$1 greenback to each of the 100 next best, and a \$1 breenback to each of the 200 next best, making cash prizes distributed to 125 persons

Every friend of Postum is urged to write and each letter will be held in high esteem by the company, as an evidence of such friendship, while the little boxes of such friendship, while the little boxes of gold and envelopes of money will reach many modest writers whose plain and sensible letters contain the facts de-sired, although the sender may have but small faith in winning at the time of

writing. Taik this subject over with your friends, and see how many among you can win prizes. It is a good, honest competition and in the best kind of a cause, and costs the competitors absolutely nothing. Address your letter to the Postum Cereal Co., Ltd., Battle Creek, Mich., writing your own name and address clearly. writing

the partners are.

All blus passed by the recent session of the Legislature creating new district agricultural societies or increasing appropriations for the different fairs, will be vetoed by the Governor. Several such bills have already fallen under his dis-approval. Those already vetoed are Senate bill 62, by Smith, of Umatilia; Senate bill 166, by Johnson; Senate bill 198, by McDonaid, and House bill 280, by Belknap. All district fairs will run in the future

as in the past. In his veto message the Governor says that "horseracing is usually made the prominent feature of many of the fairs held under the auspices of these societies and I question very much if the good done by them in the way of displaying the resources of field, farm and range justifies their further extension or stantly increasing appropriations asked for their support.

# TACOMA CAN NOW PLAY BALL

### Court Grants Northwest League the

### Right to Lincoln Park Grounds.

TACOMA, Wash., Feb. 26 .- (Special) Tacoma baseball fans can have their baseball grounds on the South Tacoma line near Lincoln Park if they want to, says Judge Miller in the Superior Court, and before whom the arguments on the application of S. T. Keller for an order to restrain the baseball managers from proceeding with the preparation of the park was made.

Judge Miller Veld that it would be impossible to restrain the managers because the location of the grounds in the vicinity of the plaintiff's property had imposed its approach to any set of the set had impaired its value, as that had not been shown. He also held that as the matter of Sunday baseball being a nulsance had not yet been proves, he could not restrain on that ground. George M. Shreeder, the manager of

the local team, was the recipient of many congratulations this morning on the decision of the court, as the ques-tion of whether Tacoma was to have have baseball this year depended on this decision.

## Bilingham Shippers to Lay Case Be-

#### fore Interstate Commission.

BELLINGHAM, Wash., Feb. 26.-Following the refusal of President Elliott. of the Northern Pacific, to raise the em-bargo on forest products, pursuant to a resolution passed last night, the Northwest Shingle Manufacturers' Association issued a signed statement today, declaring for "a square deal on cars," and claiming that Northwest Washington was being discriminated against, while lumber shipments were accepted from points on Upper Puget Sound. In this statement a plan is outlined for

checking every car coming into this part of the state, where unloaded, where loaded and what disposition is made of it. In this manner, the statement continues it is expected that proof of discrimina-tion will be secured, when the matter will be laid before the Interstate Con

is making a campaign for the position. Corncerning the animated discussion of the subject between Judge Frazer and Mr. Manning several days ago, Judge Frazer said yesterday that he meant no reflection on Mr. Brand, who was sug-gested by the District Attorney for the He says he did not know Mr. Brand personally or by reputation at the time,

ut has since become convinced that any effection on him or upon his ability an attorney and prosecutor would have been an injustice

Charges Theft of Keys.



Few tobaccos suit all tastes. The one that can, most justly, lay claim to that distinctionbeing an exquisite blend of choice flavors, is the famous

LUCKY STRIKE Sliced Plug Pipe Tobacco

Cured by a secret process-it does not bite the tongue. Burns well, gives a long, cool, sweet smoke, without waste.



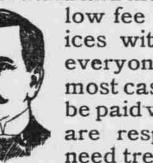


Louisville, Ky.

## PARK AND WASHINGTON PRIVATE EX. 23 MAIN 7070 ROOM 200 WE WISH TO CALL THE

To the fact that we have been Specialists for more than 25 years. We are still the leading specialists in Portland and the Northwest. Our

ATTENTION OF THE PUBLIC



low fee makes our services within the reach of everyone, as low as \$10 in most cases. Our fee may be paid when cured, if you are responsible. If you need treatment see us at

once. You want the best treatment you can get-therefore consult a reliable specialist now. Our reliability is unquestioned and our services the best you can get anywhere. Consult us at once-no matter what your ailment is. Remember we cure all acute and chronic special diseases.

If You Cannot Call, Write For Symptom Blanks

HOURS-8 to 5, 7 to 8:30, daily; Sundays, 9 to 12. Consultation free.

# OUIS MEDICAL AND DISPEN

CORNER SECOND AND YAMHILL STREETS, PORTLAND, OREGON

merce Commissio Probably the owner of the largest number of dogs in the world is a Russian cattle king, who has 35,000 shepherd dogs to look after 1,500,000 sheps.

Neshit Thaw, having posed for many of the same artists-Sarony, Haskell, Coffin, Henry Mosler and Elckmeyer. The latter knight of the brush is responsible for Mrs.

Miss Rose adhered to the fact that

Evelyn Thaw's eyes were of the melting sepia tone, which is contrary to the "Trish blue type." which she is gen-erally accredited to possess. It was obvious that Miss Rose enter-

tained strong antipathy for Stanford White, and she declared that this aver-sion was common among the chorus girls and models of Gotham.

"While posing for a New York sculp-

DISTILLERS

**BROWN-FORMAN CO.** 

Old Forester Whisky High in Quality and Price

EMIL WALDMAN, Representative

Care of Archer, Schanz Co., Portland Distributers

J. M. CRAIG, Pacific Coast Manager

Tucker Whisky Best Value on the Coast

Beech Fork Straight Goods

Thaw's well-known "Beauty and the Beast" portrait. "Evelyn Nesbit," naively remarked Miss Rose, "was a dainty, quiet-mannered girl and impressed us all as being shy and unsophisticated. She made an ideal model, with her perfect features and expressive brown eyes, and was highly esteemed by

her employers."