STATE NOW PARTY TO DUNBAR SUIT

Demand on Ex-Secretary to Refund Fees May Be Far-Reaching in Scope.

ALL OFFICIALS INTERESTED

Case Assumes Startling Proportions When District Attorney McNary Enters Into Matter-Argue Motion to Oppose Suit April 9.

SALEM, Or, March S.—(Special)—Judge Salloway today sustained the demurrer field by the defendant in the Seara-Dunwhich will now develop bar case, which will now develop a use phase of the suit, as Attorney McMahon this afternoon flied a motion to substitute the State of Oregon in the relation of John H. McNary, District Attorney, for Plaintiff Sears, McNary joined McMahon In this motion, which was based on an affidavit of McMahon to the effect that the State of Oregon is the real party in interest, and that it is the desire of Plaintiff Scars that the state be substituted.

Shortly before noon McMahon sent to

Shortly before noon McMahon sent to the office of the District Attorney an amended complaint with the State of Oreson, plaintiff, on the relation of the District Attorney, and requested Mr. McNary to sign it in his official capacity. Mr. McNary did so and returned the complaint, which, with the necessary affidavit and motion, was presented to the court at 1 o'clock.

Mr. Ringham, on behalf of Mr. Dunbar, viccorously opposed the motion to substi-

Mr. Ringham, on behalf of Mr. Dundar, vigorously opposed the motion to substitute the State of Gregon for the plaintiff Sears, and especially pleaded for time in which to consult with Mr. Fuiton. Mc. Mishon tried to get the time for hearing argument on the motion to substitute set for the next morning, but it was finally asset that the rection should be arrued. agreed that the motion should be argued before Judge Galloway at McMinnville on

April 3.

In discussing the motion Mr. Bingham claimed that no step should be taken in this action without due deliberation, for the reason that so much is involved. He said that this suit called into question the fees of all state officers, including the salary of the Governor and members of the Supreme Court. reme Court.

McNary joining in the case appears to mervary joining in the case appears to remove every possible obstacle to a trial upon the merits. It is said that great pressure was brought to bear upon Mc-Nary night before last and yesterday fore-hoon to prevent him joining in the proceedings. Mr. Dunbar, it is alleged is not the only state official whose fees and empluments are in question, and others are interested in knowing where this

interested in knowners of the going to end on the going to end on the sale of Judging by McMahon's past record in attacking officials, if he is backed up by McNary there is enough trouble ahead to keep the courts busy for some time. It is said that McNary stated to interested parties that he is a representative of the people, and that whenever private interests conflict with those of the public to the extent that he cannot perform his fluty as an officer be will resign.

BRIDGE TO BE COMMON-USER

Hoquiam and Aberdeen Discuss the Bridge Project With Chittenden.

ABERDEEN, Wash., March 29—(Special.)—A mass-meeting of business men of Hoquiam and Aberdeen was held here tonight at the suggestion of Major Chittenten, of the United States Engineer force of Seattle, to consent as to bridge proposed to be built across the Chehain and Hogulam Rivers by the Puget Sound

J. B. Bridges, attorney for the railway corporation, announced at the outset that all of the interests of the Puget Sound & Gray's Harbor Railway Company had been purchased by the Union Pacific Company, and that whatever action was taken would be in the interest of that cor-poration. Major Chittenden was chairman of the meeting.

The contention of the Hoquiam man

The contention of the Housam man was for a common-user bridge across the Housam River, rather than a parallel structure, which the orthern Pacific Company made contentiar for. After the hearing, Major Chittenden decided that on account of the river conditions at Housam a common-user structure was the only proper one, and sold that he would so recommend to the War Department. There came the real fight of the meet-

Ing, as to the proposed bridge to cross the Chebalis River at this point. Protests came from navigators in the waters of Gray's Harbor to the bridge, as its location would be foo near the mouth of the Wishkoft River. The arrangements for the bridge at the point selected were so favorable that Major Chitzenden will follow the plan favored by the rallway company and a majority of the business men present. men present.

INCREASE IN BANK DEPOSITS

Financial Reports at Eugene Show Prosperous Conditions.

EUGENE, Or., March 29.-(Special.) The condition of the three Eugene banks today as compared with the same date last year, especially in the matter of deposits, shows an unusual increase with each institution. When the First National was called upon for a statement on March 22, the books showed deposits in round numbers of \$1.28,000, as com-pared with \$227,000 on the same date last year, or an increase of \$405,000 in the last 12 months, or an increase in deposits of

over 50 per cent.

The statement of the Engene Loan & Savings Bank, given today, shows deputts amounting to \$746,000, as compared with March 8, 1906, \$441,000, or an increase

of 555,000, or nearly 70 per cent.

The Chambers-Bristow bank shows deposits this morning of \$156,000, as compared with deposits on March 25, 1905, amounting to \$15,000, or an increase of \$150,000, which is considered. \$71,000, which is an increase of over 60

Per cent.
The recapitulation of the bank state ments shows total deposits of \$5,328,000, which is an increase of over \$844,000 during the last 12 months

THIRD VICTIM OF TRAGEDY.

J. D. Maxwell Dies From Bullet Wound Inflicted by Son-in-Law.

OREGON CITY, Or., March 20,-(Special.)-The body of Joseph D. Maxwell, who died in the Good Samaritan Hespited last night as a result of a bullet wound inflicted by William W. Hender-son, who killed his wife and then suicided, was brought to this city today An inquest will be held. There are no cided, was brought to this city today and removed to Holman's undertaking partors, where an inquest was held, which developed nithing new. An autopsy showed however, that Maxwell's skull was fractured by the bullet from a 25-callber revolver, which plowed its way down the side of the man's head. The for the cent for unsatisfactory coffee down the side of the man's head. The for the cent for unsatisfactory coffee down the side of the man's head.

body was embalmed, pending the arrival of W. D. Maxwell, a son of the dead

man, from California.

The remains of Maxwell's daughter,
Mrs. Martha Ellen Henderson, were inhere Martha Ellien Henderson, were in-terred today by the Coroner in Mountain View Cemetery. No instruction had been received from her relatives concerning the disposition of the body, which was being held until it became known whether Maxwell would recover, but after his death there was no further reason for deferring the interment. The dead woman's estate was probated this afternoon and C. A. Nash was appointed administrator. The value of the property is \$4600.

WILL SAVE OLD BUILDING.

Governor Intercedes to Preserve His

torical Structure at Olympia. OLYMPIA, Wash, March 29.-(Special.) of the building here in which the first Legislature met was pre-rented today by Governor Mead. The day in enforcing fire protection plans and ordered this and a number of other

frame buildings destroyed.

The building was purchased some years ago by some seclety and Allen Weir has acted as custodian. He is in Alaska and will not return for some weeks. No one

seems to know the real owner.

The Governor heard today of the proposed destruction and secured promise
from the Mayor that the order would not
be enforced for some time. If the owners be enforced for some time. If the owners of the building can be located, it is the Governor's plan to have the building moved to the State Capitol site on the hill and there preserved.

The Governor has a fund appropriated by the last Legislature for preservation of historical relics, and part of this money will be used to move and care for the building.

FORMER PORTLAND DOCTOR IS ROUGHLY USED.

Traveling Specialist Draws Gun on Mob and Is Arrested for Carrying Weapon.

BELLINGHAM, Wash., March 29 -(Special.)—With well-matured eggs and shouts of rage and curses, scores of citizens of Everson, a town near Bellingham, assaulted Dr. S. Von Schultz, formerly of Portland, and pelted him until he re-sembled a walking omelet.

It is charged that the doctor, a traveling specialist, committed offenses on several boys of the town. As the mob pressed the physician after calling him outside his hotel, he drew a revolver, but before he could use it the weapon was

before he could use it the weapon was seized and he was hustled to jail.

Today he was taken before a Justice of the Peace, charged with carrying concealed weapons, but as it was proved he was the assaulted party he was released. He lost no time in fleeing toward Sumas in a carriage, but before reaching that town turned his horse toward Everson again.

Meantime another complaint had been sworn out against him and after being

sworn out against him and after being pursued by telephone by half the farmers and many other people of that neighbor-hood he was again taken. He was roughly handled.

PRISONER ELUDES HIS GUARD

Negro, Convicted of Taking Stolen Money, Makes Good Getaway.

HILLSBORO, Or., March 29.—(Special.)
-Charles Patton (colored) a prisoner at charms Fatton (content) a prisoner at the County Jall, and who was to have been sentenced Saturday for receiving stolen property, took leg ball this morn-ing, between 7 and 8 o'clock, and, although closely pursued, hid himself in the dense timber north of town. A posse of several men spent the day searching for the escape.

for the escape.

Patton pleaded guilty to the charge against him, and later testified that the money was given him by another party. The negro was taken out of juil this morning to bring in wood, and took French leave before the Sheriff was aware of it. Yesterday the Circuit Court jury acquitted Beard, from whom Patton swore he received the money, and it is said that the negro told his jailmate, said that the negro told his jailmate,

that if he got a chance he was going to run for his liberty.

"Dat jury sho' said Mistah Beard didn't gib me dat money, an' ef he didn't den I didn't git no money," was the negro's dictum, and at the first opportunity he made good his escape.

Building Five Schooners.

ABERDEEN, Wash., March 29.—(Spe-cial.)—President Lindström, of the Lind-strom Shipbuilding Company, who re-turned from California, where the Lindtrom Company owns yards, states that here are five steam schooners in course of building there, two for the Charles McCormick Company, of San Francisco; one each for Beadle Bros. Matthew Turner and the Holmes Eureka Lumber Company. The cost of the vessels will be \$80,000 each, Mr. Lindstrom says the prospects for continued activity in the ship-building line will be good for some time

Cases In Supreme Court.

SALEM, Or., March 29 .- (Special.)-The

SALEM, Or., March 29.—(Special.)—The following cases have been set for hearing in the Supreme Court:

Tuesday, April 9—Landawiek vs. Lane, from Multnomah County; MacDonald vs. Lane from Multnomah County.

Wednesday, April 19.—Lambert vs. Howard, from Douglas County; Maraters vs. Umpqua Valley Oil Co., from Douglas County.

ounty. Thursday, April 11-Keen vs. Keen, from Washington County; Latourette, Jr., va. Meidrum et al., from Clackamas County.

Law and Order Ticket.

WOODBURN, Or., March 25 .- (Special.) At a largely attended meeting tonight be following Law and Order and Street uprovement licket was selected to be Improvement licket was selected to be voted upon at the annual election next Monday: B. L. Randali, Mayor; Henry J. Altnew and George A. Landon, Councilmen; J. J. Hali, Recorder; S. C. Berry, Treasurer; Z. J. Riddle, Marshal.

The sentiment of the meeting was emphatic in favor of taw and order and the improvement of sixean.

he improvement of streets. Stockmen Sue Great Northern.

HELENA, Mont., March 29.—Three sults, originating in Finthead, Chouteau and Cascade counties, respectively, were transferred to the United States Court in this city today. The complainants aver that owing to alleged unnecessary delay to livestock shipments last Fall, their consignments depreciated in value to a total amount of approximately \$20,000, and the recovery thereof from the Great Northern is sought.

Switch Key Only Known Mark, BUTTE, Mont., March 29.-With Union

Pacific switch key No. 226 as the only means of identification, an unknown man about 45 years of age was found dead to-day in a pool of rain water on the flats.

Lane County Posse Is Scouring the Woods.

RUNS GAUNTLET BULLETS

Unknown Individual Who Has Been Pillaging Homes Defies Capture and Appears to Lead the Life of One Charmed.

EUGENE, Or., March 28-(Special.) Lane County is having a Trary experience of her own. For the past two months a desperado has taken refuge in some de is having a Tracy experience For the past two months a

desperado has taken refuge in some deserted cabins in the Lorane country and
has lived off the settlers by entering
their houses at night and stealing such
things as he wanted and mysteriously
avoiding all attempts at capture.
Thursday afternoon he was discovered
by some children hunting a lost cow. The
children immediately informed the Constable, who secured a posse of seven men
and went to the outlaw's rendezvous.
The Constable had his men approach
the deserted house from several directions. The outlaw was sitting on a
stump outside the cabin as the Constable
approached, lacing his shoes, Called upon
to surrender, he got up leisurely went into to surrender, he got up leisurely went into the cabin and got his gun, went out by a rear door and around the corner of the building, leveled his gun at the Constable and was in the and was in the act of firing when one of

the posse fired at him.

He turned and fied into the rear door. but six more shots were fired at him. The Constable sent for more men and 17 armed men besieged him in the building. hoping to capture him alive. At 2 o'clock Priday morning the desperado threw open the door and made a dash for libert, running the gauntlet of a fusiliade from hotguns and rifles and escaped to the woods in the darkness.

Search for him next morning failed to show that any of the shots had taken effect. The fellow bears a charmed life, as many of the posse were good shots. His mysterious actions and escapes have wrought the people up to a great pitch The cabin contained many articles he

had stolen from residents of the com-munity. Search is still being made for

VITAL STATISTICS LACKING.

State Health Officer Complains the Law Is Not Fulfilled.

SALEM, Or., March 29.—(Special.)— Wholesale neglect on the part of officials in the employ of State Health Officer Dr. Robert C. Yenney in reporting contagious diseases, birth and death cases, has forced him to resort to radical measures to over-come the trouble. He has consulted with Attorney-General Crawford, who states that if county or city officials refuse to comply with the law and do not enforce it, mandamus proceedings can be brought to compel them to do so, and in violation same they can be pro The Attorney-General says in his opin

ion, rendered today: As to whose duty it is to bring action against individuals who refuse or fail to comply with the State Board of Health law in regard to reporting contagious or infec-tious diseases, births and deaths, and in carrying out the previsions of the law, it is the duty of any and all of the officers connected with this department to act in such cases to whose attention the facts are

brough);
Section 2 of the 1905 act makes it ine duty of the County Boards of Health to inforce the rules and regulations of the State Board of Health in their respective countles for the prevention of epidemic, endemic and contagious diseases. Section 1 of the 1905 act provides that the County or City Board of Health shall appoint a secretary, who shall be the Health Officer of the art

who shall be the Health Officer of the ap-pointing board, and it is his duty to en-force the law.

Patture on the part of County or City Health Officers to report all cases promptly and otherwise execute the law covering such cases shall be considered a misder today.

TEACH SCIENCE FORESTRY.

New Department Added to State College at Pullman.

PULLMAN, Wash., March 29.—(Special.)

—A school of forestry, under the direction
of W. S. Thornber, professor of horticulture, will be established at the Washington State College, beginning next Fall. The course is a two-year one, and will be open to students who have completed the uivalent of two years' high school work. requivalent of two years dign school work. The work includes the history of forestry, silviculture, forest measuration and valuation protection, dendrology, forest products, technology, economics and forest management. The importance of forestry in the United States is considered under the following heads: The forest and the public: the consimption of wood: Na-tional and state reserves, and forestry as

EARTH SHAKES IN TACOMA.

Early Morning Shock Rattles Dishes

in the Houses . TACOMA, Wash, March 29.—Three distinct shocks of carthquake were feit here a few minutes before 7 o'clock this morning. Windows rattled in heavy brick buildings, and people in the skyscrapers felt a sensation of diz-

The first shock, at 5 A. M., was bare-

perceptible, and people thought it a blast at the Narrows. It caused a disturbance of dishes and looking glasses. At 6:55 came the second and

nore distinct shock.

The peculiar weather conditions the past few days have been commented upon. The quake reached to all sections of the city and along the line to Seattle, reports coming from various small towns to that effect. No damage is reported any-

Seaside Raising Library Fund.

SEASIDE, Or., March 29.-(Special.)-The beautiful drama, "Hearts and Dia-monds," was rendered in Gilbert's Hall last Tuesday evening by a local amateur troupe. The object of the play was to raise funds for a library and readingoom, which has long been needed in

Miss Jessie Hubbard, as leading lady, lowed splendid histrionic talent; Allen, as the step-mother, maintained her reputation for elecution and the ability to grasp the full meaning of everything in her lines. M. M. Moore as the old bachelor filled the part naturally and his wife as Sis was a close second. Miss Robinson, Mrs. Grayes and the other per-

formers did splendidly and Billy Drew as sheriff "took the cake." This is the initial movement towards establishing a resort for the Summer tourists, in which they may spend many a pleasant hour of their vacation.

Smallpox on Reservation.

SHANIKO, Or., March 29.-A case of smallpox has materialized at the Warm Springs reservation, and Superintendent Covey has ordered a jarge supply of vacine points, and is using every means to prevent the disease from be coming general.

KICKS COUGAR FOR A DOG

SAVAGE BEAST ENTERS BUNK-HOUSE DURING NIGHT.

Man Who Makes Mistake Is Badly Scratched and More Scared Than Big Cat.

WALLOWA, Or., Murch 29.-(Special.)-A cougar created a great deal of excite nent at the logging camp of McCully & Rumble, on the Wallowa River just below the fish hatchery, Tuesday night at a few minutes before midnight. Ira Lively and V. F. Ghormley had entered the bunkhouse and left the door slightly ajar. Af-

ter they retired a cougar arrived and en-tered the building. Lively heard it, and, thinking it was a dog, got up and kicked the beast to make dog, got up and kicked the beast to make it go out. The cougar scratched him severely on the leg. This frightened both beast and man and the cougar soon retreated and the men barred the door. The cougar attempted to re-enter, and climbed to the roof of the building.

The men then called for aid, and others who were in a near-by bunkhouse were awakened. William May soon arrived with a gun and slightly wounded the cougar, but in the darkness the animal escaped.

GIRL WIFE'S SACRIFICE.

To Save Her Father, She Will Tell of Cruelties of Husband.

SEATTLE, Wash., March 29 .- (Special.) -To prove that her father, William Con-stantine, a wealthy meat packer, was temporarily insune when he rushed into the office of his son-in-law, Jesse Hall, October 2 last, and shot the latter three times, Mrs. Myra Hall will go on the stand tomotrow and sacrifice her repu-tation by swearing that her stories of her husband's cruelty drove her father

to the act.
In the defense outlined by the attorneys for Constantine, whose liberty for 12 years is at stake, it was declared that the young wife will prove her husband a moral leper, a mental pervert, with whom to live was impossible and that when she told her father of it he was driven

Evidence to show that Constantine subsequent to the shooting made overtures to have Hall leave the jurisdiction of the court, so as not to appear against him. was refused admission by Judge-Morris

MRS. SULLIVAN DIVORCEE,

Separated From Her Husband, Who Is United States Attorney.

SEATTLE, Wash., March 29,-(Special.) On the grounds of incompatibility of temperament and that the husband ab-sented himself from home during her ill-ress, Lena Saunders Sullivan, wife of United States District Attorney Potter Charles Sullivan, of the Western District of Washington, was granted a divorce this afternoon by Judge Gilliam. The husband did not contest the application for a decree and announcement was mad-that they had agreed to an equal distri-bution of the property pending the decree The latter consists of extensive tide land in Tacoma, mining property in Nome and the home in Seattle. The couple were married in Tacoma in August, 1992, the bride, Lena Saunders, being one of the most popularly known young women of that city.

FINDS HIS BOY IN SPOKANE.

Lad Who Ran Away From Mount Augel Is Recovered by Father.

SPOKANE, Wash., March 29.-(Special.) Leon Sanders, 15 years old, who six months ago disappeared from Mount Angel College, Or., has been found in Spokane by his father, W. T. Sanders proprietor of the Ruby Creek Lumber Company, Boise, Idaho, who has searched



is destined to become the most desirable and popular breakfast food upon the market, as its great richness breakfast root upon the market, as its gleat richness, makes this certain. Served hot or cold for a light breakfast or noon day luncheon, it will satisfy any unperverted taste and prove most conducive to good health. It is the only food containing celery.

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In white lawn; regular \$1.75 and \$2.00 Waists-Today only

In white and ecru; silk lined; regular \$5.00 value-Today only

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In voiles; plain and embroidered; \$12.50 and \$15.00 values—Today, as long as they last (come early)

No mail orders filled on this number.

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high and low for the youth for six months. The father is wealthy.

Leon Sanders, after doing odd jobs, was employed by a blind man named Hurdy to act as guide in Spolane. Leon claims \$15 was owing him for wages, so he purioned \$12 from Hurdy. Leon was arrested and placed in the juvenile 3all. He became ili, and during his convalescence told to the matron his story, and his father was sent for.

father was sent for.

New Sawmill at Clarkes. OREGON CITY, Or., March 29 .- (Special.)—The Superior Lumber Company will next week file articles of incorpora-tion, with a capital stock of \$10,000, di-ylded into 1000 shares at \$19 per share. This company is composed of four residents of Ely. Fred Currin, Thomas E. Carrico, J. Everhart and George Everhart, and they have acquired the old Rambo & Mumpower mill that was formerly located on the Abernethy. The machinery is now being moved to Clarkes, where the new company has about 133 acres of fine fir timbered land and where operations will soon be commenced. The nill will have a capacity of 25,000 feet

Harriman to Enter Gray's Harbor ABERDEEN, Wash., March 29.-(Spe-

afternoon that the Gray's Harbor counatternoon that the Gray's Harbor country is soon to be entered by the Union Pacific. The Gray's Harbor and Puget Sound Rallway, which was projected by W. J. Patterson and other local men, has been sold to the Union Pacific and the Harriman system will prosecute the work

Build Bake-Oven at Chemawa.

SALEM, Or., March 29.—(Special.)—uperintendent Chalcraft, of the State adian Training School at Chemawa, Indian Training School at Chemawa. London uses 50,000 tons of sugar annually sesterday received plans and specifi- for jam making.

cations from Washington, D. C. for the new bakery which the Govern-ment will erect on the school grounds next to the laundry building. The new building will be 60x36 feet in size, and one story high, It will be equipped with a new rotary soapstone oven. The bids will be opened at Washing-ton April 22, and the work of construction will commence immediately after the award is made, the approximate cost being \$4000.

Read Today's Issue of

THE SPECTATOR

Everything About Everybody- Ask Your Newsdealer for It, Else You Will Miss Some Things

You Ought to Know

The General Condemnation of So-Called Patent or Secret Medicines

of an injurious character, which indulge in extravagant and unfounded pretensions to cure all manner of ills, and the

National Legislation Enacted to Restrict Their Sale

have established more clearly than could have been accomplished in any other way

The Value and Importance of Ethical Remedies. Remedies which physicians sanction for family use, as they act most beneficially and

are gentle yet prompt in effect, and called ethical, because they are of

Known Excellence and Quality and of Known Component Parts. To gain the full confidence of the Well-Informed of the world and the approval of the most eminent physicians, it is essential that the component parts be known to and approved by them, and, therefore, the California Fig Syrup Company has published for many

years past in its advertisements and upon every package a full statement thereof. The perfect purity and uniformity of product which they demand in a laxative remedy of an ethical character are assured by the California Fig Syrup Company's original method of manufacture, known to the Company only. There are other ethical remedies approved by physicians, but the product of the California Fig Syrup Company possesses the advantage over all other family laxatives that it cleanses, sweetens and relieves the internal organs on which it acts, without disturbing the natural functions or any debilitating after effects and without having to

increase the quantity from time to time. This valuable remedy has been long and favorably known under the name of Syrup of Figs, and has attained to world-wide acceptance as the most excellent of family laxatives, and as its pure laxative principles, obtained from Senna, are well known to physicians and the Well-Informed of the world to be the best of natural laxatives, we have adopted the more elaborate name of Syrup of Figs and Elixir of Senna, as more fully descriptive of the remedy, but doubtlessly it will always be called for by the shorter name of Syrup of Figs; and to get its beneficial effects, always note, when purchasing, the full name of the Company-California Fig Syrup Co .plainly printed on the front of every package, whether you simply call for Syrup of Figs, or by the full name, Syrup of Figs and Elixir of Senna, as Syrup of Figs and Elixir of Senna is the one laxative remedy manufactured by the California Fig Syrup Company, and the same heretofore known by the name, Syrup of Figs, which has given satisfaction to millions. The genuine is for sale by all leading druggists throughout the United States in original packages of one size only, the regular price

of which is fifty cents per bottle. Every bottle is sold under the general guarantee of the Company, filed with the Secretary of Agriculture, at Washington, D. C., the remedy is not adulterated or misbranded within the meaning of the Food and Drugs Act, June 30th, 1906.

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