

MISSING CHINESE WITNESS IS FOUND

Lee Hong Placed on Stand in Trial of Lem Woon for Murder.

TONG ARSENAL EXCLUDED

Will Not Be Considered by Jury as Exhibit in Case—Detective Tells of Identification of Accused by Dying Man.

Lee Hong, the Chinese witness who so mysteriously disappeared after the commencement of the trial of Lem Woon for the murder of Lee Dal Hoy, was found yesterday and was served with a subpoena for his appearance in court by the Sheriff.

Attorney Logan, counsel for the defendant, succeeded yesterday afternoon in having the Chinese arsenal excluded from the trial.

Judge Bronsgrub, in whose department the case is being tried, admitted the photograph of Lee, which appears on the marriage certificate, but upon motion of Attorney Logan, excluded the certificate itself.

Among yesterday's witnesses were William Ling, Detective C. H. Tichenor, William Jones and L. L. Levings, a newspaper man.

Lem Ling took up the entire forenoon. Lem said he was in a room at the old Arlington building, Fourth and Third streets, at the time of the murder. He saw three men run away, two of whom, he said, were Lem Woon and Yee Gueng.

Detective Tichenor told of the capture of the accused men, with Jo Bong. He said that when Lem Woon was discovered he was making an effort to smoke a water-pipe in a room on the third floor of 91 Second street.

The officer explained that a water-pipe is used by the Chinese to give them a "long, sweet smoke of fine-cut tobacco, the smoke passing through the water while being inhaled. He said he asked Lem Woon how long he had been there before the officers came, and received the reply, "About a half hour."

Detective John H. Price testified that in his dying statement Lee told of three men who were with Lem Woon when the latter shot Lee. He said two of these were Yee Gueng, Lem's co-defendant, and Yung Sing, Lee said the other man came from California; that he did not know who he was. He was a little taller than Lem, and wore a gray suit of Oriental pattern.

Detective Price said that Lee's identification of his slayer was positive, and that when accused, Lem answered Lee nothing, only hanging his head.

Lee Sing Sui, Lee's partner, said he was present when Lem Woon was accused by Lee of shooting him, and that when Lee asked him, "Why did you shoot me?" he would not answer.

Lee Hong, who translated, for the benefit of Attorney Wilbur, Lee's dying statement, was called to the stand at the adjournment of court last night. After being translated the dying declaration was written in English by Mr. Wilbur, who made his mark in lieu of a signature.

Detective Thomas Coleman was present when Lee accused Lem Woon of shooting him, and his statement that he saw the accused men, was given by Mr. Price. Yung Poo was placed on the witness stand by the state, when Attorney Malarky suggested that the state question him. Yung Poo was asked no questions, and left the stand.

FOURTH TRIAL FOR WALTON Jury Disagrees and Special Verdict Is Ordered for Today.

The fourth trial of Charles W. Walton for shooting Policeman Olaus Nelson, after holding up a Williams Heights streetcar at the Lewis and Clark Fair Grounds, will commence at 9:30 this morning. Judge Cleland issued an order yesterday for a special venire of 25 jurymen. The jury which tried the case for the third time, disagreed, and was discharged by Judge Cleland of the Circuit Court, at 1:40 yesterday afternoon. The jurymen were out 21 hours. Wednesday night they stood seven for conviction and six for acquittal, but when discharged were arrayed six for conviction and six for acquittal.

As the testimony as to Walton's guilt was overwhelming, his statement that he is innocent, standing alone against not only the oath of at least five men, but the police record of the money found on his person after his arrest, it was thought that the jury would give a verdict for conviction. The jurors are said to have taken into consideration the three years which Walton served in the penitentiary after his first trial and conviction, the fact that Policeman Nelson recovered from the gunshot wounds inflicted by Walton, and that the money stolen by Walton from the conductor was returned to the streetcar company. They are also said to have looked with favor on his talent as a musician, and to have thought he should be given a chance to reform. They took oath, however, before they were accepted as jurors, not to take these things into consideration, but to try the case and return their verdict upon the evidence.

The disagreeing jury was as follows: S. H. Davis, William Burlington, C. P. Bradshaw, H. Hildebrand, C. L. Myers, J. T. Chinnock, H. M. Wagner, Dave Fisher, Patrick Holland, E. L. Aiken, George H. Aiken, George H. Keene, A. B. Bloomer. Only the first three of these were drawn on the regular panel, the last seven being those brought in on a special venire.

VERDICT AGAINST HENRY LEHR Paper Carrier Shot by John B. Matthews Loses Suit.

Although Henry Lehr, an Oregonian carrier, was shot by John B. Matthews last December without a word of warning, a jury in Judge Cleland's department of the Circuit Court, decided yesterday that Lehr was entitled to no damages. Although he has in some measure recovered, the lad is said to be injured for life.

The boy was trying to cut the string to his bundle of papers one morning by using a rock. Matthews looked out of the upstairs window of another building, and seeing the boy, fired on him without asking a question. He took the boy for a burglar.

WIDOW BROUGHT SUIT TO RECOVER \$5000 DAMAGES. THE SCENE OF THE SHOOTING WAS THE PORCH OF A DRUGSTORE ON UNION AVENUE.

JUDGMENT FOR PLAINTIFF Jury in Damage Suit Returns Verdict Against Box Factory.

After being out only five minutes, the jury in Judge Cleland's department of the Circuit Court, which heard the testimony in the case of Dr. J. Allen Gilbert against the Standard Box & Lumber Company, awarded last night to the plaintiff \$522.50 damages, the amount for which he sued. Attorneys Bert Haney and John H. Stevenson represented the plaintiff, A. W. Frazer, an employe of the company, suffered an accident by which one of his legs was badly crushed by the machinery.

EXTEND TIME ON FRANCHISE Promoters of Sandy Road Line Given Additional Year.

The County Commissioners yesterday extended for one year the time in which John L. Hartman and J. W. Cook may build a streetcar line out Sandy Road from East Sixteenth to East Twenty-eighth street. The time limit of the franchise held by Messrs. Hartman and Cook would have expired June 25. This territory, it is said, is soon to be taken into city, when the extension to the present streetcar line will be built.

HABEAS CORPUS WRIT ISSUED East Side Grocers Will Fight Vehicle Tax in Courts.

Judge Gantenbein, in the Circuit Court, has granted J. C. Mann and A. A. Kaddery, grocers at 401 Hassalo street and 434 East Burnside street, respectively, a writ of habeas corpus. They asserted that they had been wrongfully arrested and were held by Chief of Police Gritzmacher because they refused to pay the vehicle tax imposed by a recent ordinance adopted in the City Council. It is contended that the ordinance is unconstitutional, because it imposes an unequal tax. The matter will come before Judge Gantenbein for argument at a later date.

DIVORCE GRANTED TO MRS. ELLIOTT. Mrs. Lilia R. Elliott, a Government postal clerk, was granted a divorce from Edward J. Elliott by Judge O'Day yesterday morning.

She accused her husband of cruelty and nonsupport. They married at Sacramento, in 1901. Until yesterday Elliott had contested his wife's suit, but did not appear yesterday, the wife relinquishing her request for alimony.

CHURCH WORKERS MEET United Brethren Conference in Session at Oregon City.

OREGON CITY, Or., June 18.—(Special.)—The conference of the United Brethren Church was called to order this afternoon by Elder A. R. Leady, O. A. Martin, of Portland, was granted an annual license to preach. Rev. W. O. Williams, of the Northern Ohio conference, and Ida B. Barclay were given advisory seats in the conference. The evening session was called to order at 8 o'clock. The whole evening and this morning and afternoon were taken up with the examination of preachers. Every name brought before the conference has been passed on favorably.

FISH CAUSES BOY'S DEATH Jerk of Sucker on Hook Pulls Child Into Water, Where He Drowns.

PENDLETON, Or., June 18.—(Special.)—A large fish caused the death of a 7-year-old boy at Echo about 3 o'clock this afternoon. Jimmy McRoberts, the little son of Mr. and Mrs. A. McRoberts, proprietors of the town restaurant, was sitting on the bridge which spans the Umatilla River fishing for suckers. A large one was hooked and the boy was given such a jerk that he lost his balance and fell into the river. The accident was witnessed by other boys and the alarm given. The body was recovered within 15 minutes, but all efforts at resuscitation failed.

SPEECHES END IN BENSON CASE. WASHINGTON, June 18.—Counsel for both sides made their closing arguments in the Hyde-Benson-Diamond-Schneider land conspiracy trial today. Justice Stafford will charge the jury tomorrow.

SPECTACLES \$100, at Metzger's.

Metzger & Co., jewelers and opticians, 342 Washington st.

IN LAPLAND WHEN THE DOOR OF A WARM ROOM IS OPENED DURING THE WINTER IT IS IMMEDIATELY FOLLOWED BY A MISTLEUR snow storm in the room, the condensed moisture falling in flakes.

DEFEATED CAKE BY 1522 VOTES

Chamberlain's Lead for Senator as Shown by Official Returns.

TOTAL VOTE IS 115,000

Republican Majority for Congressmen Reaches Grand Total of 38,762. Some 4000 Short of Vote for Roosevelt in 1904.

SALEM, Or., June 18.—(Special.)—The official returns from the recent election give Chamberlain a plurality of 1522 over Cake for United States Senator. While the official canvass has not been made, Secretary of State Benson has tabulated the figures from the different counties and the result is definitely known. There are some of the abstracts yet to be corrected by the County Clerks before the official canvass can be made. The official returns gave Chamberlain a gain of 100 votes in Crook County, as compared with unofficial reports.

The total number of ballots cast was in the neighborhood of 115,000, the exact number not being reported by all counties. Since there are some voters who do not mark their ballots as to all offices, it is not possible to determine the number of votes for any office the total number of votes cast. The largest vote was that for Senator, which was as follows:

Table with 2 columns: Candidate and Total. Amos (Prohibition) 3,787; Cake (Republican) 50,899; Chamberlain (Democrat) 52,421; Cooper (Socialist) 3,287. Total 110,374.

Republican Plurality 38,762. Party strength is computed according to the vote on Congressmen, and by this test it is found that the Republican plurality in the state is 38,762, Hawley having a plurality of 17,048 in the First District and Ellis a plurality of 21,714 in the Second District. This is by far the largest plurality ever recorded for Congressmen in either district. The plurality, however, is about 4000 short of the plurality for Roosevelt over Parker for years ago. The vote on Senator, by counties, is as follows:

Table with 2 columns: County and United States Senator. Baker 44,107; Benton 105,107; Blackman 105,107; Clatsop 184,887; Columbia 196,808; Cook 82,684; Crook 7,292; Douglas 87,190; Gilliam 16,453; Grant 496,696; Harney 393,358; Jefferson 18,498; Josephine 57,908; Klamath 37,723; Lane 198,281; Lincoln 133,194; Linn 201,329; Marion 291,329; Morrow 32,621; Multnomah 602,172; Polk 128,193; Sherman 60,112; Tillamook 37,844; Umatilla 167,207; Wasco 125,106; Wallowa 51,968; Washington 208,191; Wheeler 29,299; Yamhill 291,184. Total 3,787,500.

Vote for Congressman. The official returns of the vote on Congressman, by which party strength is measured, are as follows:

Table with 2 columns: District and County. First District: Baker 44,107; Benton 105,107; Blackman 105,107; Clatsop 184,887; Columbia 196,808; Cook 82,684; Crook 7,292; Douglas 87,190; Gilliam 16,453; Grant 496,696; Harney 393,358; Jefferson 18,498; Josephine 57,908; Klamath 37,723; Lane 198,281; Lincoln 133,194; Linn 201,329; Marion 291,329; Morrow 32,621; Multnomah 602,172; Polk 128,193; Sherman 60,112; Tillamook 37,844; Umatilla 167,207; Wasco 125,106; Wallowa 51,968; Washington 208,191; Wheeler 29,299; Yamhill 291,184. Second District: Baker 44,107; Benton 105,107; Blackman 105,107; Clatsop 184,887; Columbia 196,808; Cook 82,684; Crook 7,292; Douglas 87,190; Gilliam 16,453; Grant 496,696; Harney 393,358; Jefferson 18,498; Josephine 57,908; Klamath 37,723; Lane 198,281; Lincoln 133,194; Linn 201,329; Marion 291,329; Morrow 32,621; Multnomah 602,172; Polk 128,193; Sherman 60,112; Tillamook 37,844; Umatilla 167,207; Wasco 125,106; Wallowa 51,968; Washington 208,191; Wheeler 29,299; Yamhill 291,184. Total 3,787,500.

Amusements. What the Press Agents Say.

Only Three More Times. There will be but three more opportunities to see Howard Russell's success, "The Swindler," as presented for the first time on any stage by the Baker Stock Company this week. Tonight, tomorrow matinee and night will close the run.

"General Mixup." Only two more days of "General Mixup" at the Lyric. This is the musical comedy which is delighting the public at the Star Theater. The play is filled to the brim with military burlesque and the songs are numerous. There are catchy tunes, dancing girls and comedians who understand their business.

"Capital vs. Labor" Tonight. The greatest industrial drama ever written is "Capital vs. Labor," which is being presented by the Bunkell-Atwood Stock Company at the Lyric this week. Everybody declares it to be a wonderful play. The company gives an ideal performance. Go tonight and enjoy it.

"Jolly Widow" at the Oaks. Every night the Allen Curtis Company is growing in favor with the audience which makes the Lyric the most popular theater in the city. This week's bill is "A Jolly Widow." A dose of useful hints to housekeepers.

USEFUL HINTS TO HOUSE-KEEPERS

A COAT of Natural Jap-a-lac applied over old or new Hooleum or oil cloth will double its life, by preserving the original color or varnish which would otherwise soon be washed or worn off.

WEATHER BEATEN front doors are revived and beautified when coated with Jap-a-lac, and "newness follows the brush." It is best to use the color nearest that of the old finish.

WINDOW and DOOR screens should be coated with Jap-a-lac each Spring, using the Brilliant Black on the wire, and the Manogany, Oak, Cherry or Walnut on the frames. It gives them new life and the wire cloth is protected from rust.

PORCH FURNITURE should be protected and beautified each Spring with Jap-a-lac. It is best to use the color of the old finish; but if you wish to change the color, use Red or Green Jap-a-lac.

WICKER FURNITURE coated with Manogany, Ox-Blood, Red, Malacca Green or Gloss White Jap-a-lac, looks better than new.

WATER PIPES, furnace fronts, radiators, hot water tanks and iron fences are preserved and beautified with the use of Jap-a-lac. Use the Gold, Aluminum, Dead Black or Brilliant Black.

PICTURE FRAMES, candelabra, gas fixtures, lamps, etc., given a coat of Gold, Aluminum or Dead Black Jap-a-lac, are renewed almost beyond belief;—the Dead Black produces that beautiful wrought-iron effect.

OLD AUTOMOBILES, carriages, wagons, agricultural implements, etc., Jap-a-laced with either Brilliant Black, Red, Green or Empire Blue, look 100 per cent better, and are given new life. The cost is nominal, and the work can be done by an inexperienced person.

JAP-A-LAC is a household necessity, and can be used in a hundred and one ways, from "cellar to garret," and is especially adapted for finishing old or new floors and woodwork. Ask your paint dealer.

THE CHEAPEST STORE IN UNITED STATES Boston Store NORTHWEST CORNER FIRST AND SALMON Buys the \$85,000 Stock OF THE HUB The Hub Clothing Store, Third and Burnside, having been forced out of business, the building being leased over their heads, their entire stock of Men's and Boys' Wearing Apparel has been bought by The Boston Store and is NOW ON SALE AT 25c on the Dollar Sale Begins This Morning FIRST AND SALMON STREETS

Amusements. What the Press Agents Say. COMING ATTRACTIONS. "The Henrietta" Next Week. At last the Baker Stock Company is going to present "The Henrietta," which will open Sunday matinee next and run all week. It affords Mr. Allison and William Gleason splendid opportunity to be seen in the two great roles. "A Gentleman Convict" Monday. Commencing Monday night the Bunkell-Atwood Stock Company, at the Lyric, will make the first production on any stage of Charles Vernon Finlay's beautiful new comedy drama, "A Gentleman Convict." A great play, well acted and elaborately mounted. "Whirly-Girley" Next. The Allen Curtis Company, at the Oaks, in the latest musical hit, "Whirly-Girley," commencing Monday night. New songs, dances, jokes, costumes and scenery. All the principals in sidling roles and the dandy distinct song hits and a group of graceful dances. Sprightly chorus in the show business.

NORTH BEACH Will be the busiest and most brilliant pleasure haunt in this part of the country this Summer. Its thousands of devotees will rejoice to learn that in future they can go and come on a regular schedule, independent of tides. Commencing Wednesday, June 24 the popular excursion steamer of Oregon Railroad & Navigation Co., T. J. POTTER Will leave Portland, Ash-street Dock, DAILY EXCEPT SATURDAY AND SUNDAY, 8:30 A. M. SATURDAYS ONLY, 2:00 P. M. MAGNIFICENT DAYLIGHT TRIP DOWN THE COLUMBIA Direct connection at Megler with the Ilwaco Railroad, thence to the beach resorts. See published schedules. EXCURSION RATES FROM PORTLAND Season Tickets, on sale daily \$ 4.00 Saturday-to-Monday Tickets \$ 3.00 Five-Trip Commutation Tickets \$15.00 Reduced Rates Prevail From All Parts of the State. Purchase tickets at the City Ticket Office, O. R. & N., Third and Washington Streets. WM. McMURRAY General Passenger Agent PORTLAND, OR.