

# MARTIN GAINS VOTES IN CAUCUS

### Indications Are That Bean Cannot Muster Majority Necessary.

## STATEMENT MEN WEAKEN

### Legislature to Organize on Party Lines—Statement Men Try to Make Deal So They May Have Show in Committees.

Prospects for a caucus of the 52 Republican members of the House are brightening. There is a probability that the standstill Statement men, who have been holding out for an organization on Statement lines, eventually will come into the caucus which is being advocated by C. N. McArthur and L. E. Bean, the leading candidates for Speaker. This prospective action on the part of the Statement men, who have been opposing a party caucus, depends entirely on the strength these forces are able to muster in support of Bean, who is understood to be their choice for Speaker.

Members of the Statement camp, who had been contending for a Statement man for Speaker, suffered a serious setback in their plans when it developed some time ago that some of their colleagues in this county and throughout the state would not stand for a Statement organization of the Legislature. These so-called deserters from the Statement camp insisted that any caucus should be organized along party lines, that the qualification of the rival candidates, rather than a question of whether or not they were Statement men, should govern the selection of a presiding officer.

When this ultimatum had been issued the standstill members of the Statement men immediately began to look around for another lineup that would afford them the best possible advantage in the matter of organization. It was a case of anything to beat McArthur, and a conference was at once arranged with Bean, the leading opponent of the Multnomah County man, while no binding agreement was reached at the meeting of the Statement men with Bean, it is understood that the Lane County man, who also is an anti-Statement member, proposed in return for their support to give the Statement people one-third of the chairmanships of the important committees, and the same representation on all committees. This was said to be the best that could be obtained from Bean in the way of promises, and since then the Statement men have been doing everything within their power to advance the candidacy of the gentleman from Lane.

Just about this time McArthur and Bean had a meeting at Eugene, when both agreed to work for a caucus that shall be held at Salem on the morning of January 11, just before the Legislature opens. It was understood that the choice of Speaker will be determined. The terms of the agreement for a caucus between Bean and McArthur says that the caucus shall be binding unless it is signed by at least 40 of the 52 members. Ever since that contract was formed Bean has been making a vigorous campaign in the interest of his candidacy. It is not known whether or not the caucus will be held, although some of the Statement members in this county look wise and declare that there is something doing.

"We are not at all alarmed by the claims of McArthur as to his strength, which we are satisfied is exaggerated," said a Statement member yesterday. "Just now we are seeking to determine the actual strength of Bean, including the votes of those Statement men who have not yet signed the caucus call. If it develops that the combined strength of our forces is sufficient to insure our naming the Speaker we, of course, will not join the caucus. Otherwise it is just as likely that we will not."

"What we want is to have something to say about the election of Speaker," Mr. Bean has promised us a square deal, and that he will not use the office to the embarrassment of the Statement men. Since we evidently cannot sign up, it is apparent that McArthur measures up to our requirements as well as we could expect, and many of the Statement members favor him."

McArthur, however, unquestionably continues to be the leading candidate. It was reported yesterday that he had 21 members signed up in his contest for Speaker. Should the Republican membership of the House, 52 in all, go into the caucus he will need but six additional votes to give him the caucus nomination. If the standstill Statement men decide not to take part in the caucus and the 40 members called for in the McArthur-Bean caucus agreement sign up, it is apparent that McArthur already has a sufficient number of supporters to give him the caucus nomination.

Senator Jay Bowerman arrived in the city yesterday from Condon, and is looking after the interests of his candidacy for President of the Senate. It was almost entirely to the efforts of Bowerman that a caucus of the Republican members of the Senate has been assured. The call has been signed by 11 members of the Statement and 11 anti-Statement members of a total membership of 22. The other five Senators who have declined thus far to sign up are all Statement men, being Abraham Douglas, Albee, Keliher and Selling of Multnomah and Sinnott of Wasco and Hood River.

## WHITNEY TRIAL ON

### Witness Shows Peculiar Lack of Poison Knowledge.

## DOCTORS TALK OF DRUGS

### Question as to Calomel Being Mercu- rial Compound Puzles Physicians—Mistaken Diagnosis Is Blamed for Girl's Death.

Dr. G. B. Whitney, accused of manslaughter because of the death of his sweetie, Miss Mabel Wirtz, is on trial. The first witness for the state was called yesterday afternoon before a jury in Judge Cleland's department of the Circuit Court. He was Dr. J. A. Gilbert, who was called upon to treat Miss Wirtz a short time before her death, March 26.

He said that he found her mouth and throat badly swollen, and upon making inquiry found that she had eaten a tamale three or four days before. He thought at first it was ptomaine poisoning, with which she was afflicted, later telling the mother it might be diphtheria and even suggesting tonsillitis. He said he did not know it was mercurial poisoning, or salivation, until he was enlightened by Whitney, who had administered bichloride of mercury in medicinal form, March 14, or thereabouts.

Attorney Jeffrey, for the defendant, endeavored to show by Dr. Gilbert that his ignorance of the true nature of her illness was largely responsible for her death. The physician said he gave the girl calomel, but said he did not know whether calomel is of a mercurial nature or not; that he did not know its chemical analysis. He admitted, however, that two simple chlorides combined may poison the system. The physician also said that he injected anti-toxin for the diphtheria three times, 12,000 units in all. He took a culture to the health office, he said, to ascertain positively what the nature of the sickness was. Dr. Gilbert said this was the first time he had ever had a patient die from mercurial poisoning. He did not know what symptoms a mercurially poisoned person would exhibit at death.

The witness reiterated on the stand his statement, published at the time of Miss Wirtz' death, that he agreed with Whitney that he would sign "toxemia" as the cause of the girl's death if Whitney would sign a statement exonerating Dr. Gilbert from all responsibility for the girl's death. The doctor said he wanted Whitney to come to Portland and shoulder his own responsibility. He also admitted that he de- clared to have all the bills in connection with her treatment promptly settled.

Dr. Gilbert explained that "toxemia" is a general form covering many kinds of poisoning. He said he didn't think, at the time that it would pass the board. Asked why he was willing to compromise with Whitney, he said that the druggist could have kept the entire matter quiet, but that he wanted to save the girl's life, if it were possible.

Regarding the drafting of the statement, which Whitney signed, Dr. Gilbert said that he drew it strong to protect himself, and that he didn't want the writs family dragged into the affair. "If you knew the family you would know why," he added suggestively. He will be placed on the witness stand this morning to give the dates when he commenced his treatment of Miss Wirtz.

Dr. Ray W. Mattson, who conducted the post-mortem examination at the morgue, told of the inflamed condition of the mouth and throat.

The jury which is trying Whitney is as follows: E. A. Bamford, W. A. Cantrell, Theo. Bruggier, R. M. Bates, G. Day, H. C. Chickering, Fred Burgard, Richard Constable, Charles Bush, G. W. Gordon, R. P. McDonald, and D. C. Burns. Beach & Simon are associated with Attorney Jeffrey for the defense, while the prosecution is being conducted by District Attorney Cameron, and Deputy Fitzgerald.

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Yesterday Deputy Constable Kiernan invaded the island and arrested the farmer for having stolen property in possession. The owner of the property, Walter Johnson, of 70 Randolph street, had traced his property and caused the issuance of an arrest warrant from the District Attorney's office.

The boat was stolen from its moorings several nights ago. Coldert's story of receiving the boat from three young men in exchange for breakfast was not regarded as improbable, it being likely that hobos bound downstream might do such a thing. However, unless Coldert can produce tangible evidence of the existence of the trio, he may have to answer to a charge of stealing the launch.

## College Boys Will Be Here Tonight With Latest Song Hits



JESSIE, COOPER, NELSON, WOOD AND BURKE, WHO WILL SING "IN JAIL."

The annual concert of the University of Oregon Glee and Mandolin Clubs will be given at the Helix Theater tonight. The college boys bring with them an entirely new collection of songs. The songs are taken largely from comic operas, many of which have not yet appeared in America, and others which have just opened in New York for the first time this Fall. These operas will not be out West for a long time yet, but the best songs and most decided hits in them can be heard in the concert given by the University men.

Musicians in this city will be pleased to learn that Professor I. M. Glen, dean of the College of Music at the University of Oregon, will again make the trip with the Club, and will be heard here in one or two solos. Professor Glen has a rich baritone voice, of lyric quality, powerful and sweet. Those who have heard it once never forget it, so deep is the impression of haunting melody made upon the hearer. Circumstances and fate have hurried Mr. Glen from a large world in which he would have developed and made a great name for himself, had he had the opportunity earlier in life.

Of course there will be the old Oregon songs, which never have failed of appreciation, "Oh, Oregon," "Toast to Oregon." Besides these the Club presents a new set of the words of which were written by Charles W. Robinson, of Oregon City, and set to music by Robyn Nelson, of Albany. The title is "These Days at Oregon," and it is just as catchy as its predecessors. The New York hit, "In Jail," is rendered by Cooper, Nelson, Wood and Burke, with their original dance and verses will be one of the features of the programme. Van Dusen and Voight also have an original song, "The Hot Tamale March," words by Voight and music by Nelson, which they introduce in their Dago dialect sketch, "Is He In?" Never has a glee club appeared here before with so many original and catchy songs as the Oregon Club has this year.

## REGATTA FOR COAST

### Big Aquatic Gathering Will Be Held on River.

## FEATURE OF ROSE FESTIVAL

### Committee in Charge of Local Celebration Plans to Assemble Yachts and Other Water Racers Here in Spring.

Some mid-week evening, the exact date of which has not yet been decided upon, will be reserved for a Water Carnival as a part of the programme for the six days of the third annual Rose Festival, June 7-12, 1909. If present plans do not miscarry, the foremost racing crews of the Pacific Coast will be brought together for a regatta during the afternoon of the day on which the carnival is to be held.

Negotiations will be opened within the next two or three weeks with every rowing and aquatic club on the Pacific Coast, with the leading yacht clubs as well. Efforts will be made to renew amicable relations among the expert rowers of Portland, Seattle and British Columbia, and other Puget Sound points, to the north; and also with similar organizations at San Francisco, University of California at Berkeley, the Stanford University at Palo Alto and with aquatic clubs at Los Angeles and San Diego.

It is years past that local conditions at various points up and down the Coast have interfered with having any general regatta in which the best of water sportsmen could be brought out, but the Rose Festival management hopes, with the assistance of the Alaska-Yukon-Pacific Exposition Commission at Seattle, to arrange for a series of tournaments on the Northwest during the month of June next year.

Pacific Coast oarsmen are in class with the best of the amateur boatmen of the Eastern colleges and universities, and an executive committee of the Festival sees no reason why a grand tournament cannot be arranged, so that the flower of rowing athletes can be brought together, both at Portland during the Festival, and the week later at Seattle, as special attractions for the two big celebrations in the Pacific Northwest.

If such a thing is possible, the Festival will attempt to hold single scull races among the best of talent that California, Oregon, Seattle and British Columbia affords and will arrange for two, four and eight-oar matches next June.

For the yacht clubs of the Pacific Slope the local clubs will be asked to lend their support to a proposition to bring together the trimmest and fleetest yachts on the "sunset slope," and there is good reason to expect that a general representation will be made; from the fact that it has been several years since the Northwest-ern yachtsmen have had any chance to match prowess with the sailboat men of California.

Letters to the different organizations will be sent out before the year is spent, and handsome cash prizes and trophies will be hung up as added inducements for the water sportsmen to meet here during the next Rose Festival. Seattle can be relied upon to assist in this plan and Lake Washington which lies right at the foot of the Alaska-Yukon-Pacific Exposition grounds is one of the finest bodies of inland water on the Coast available for such feats of skill.

## RECORD TIME FOR VERDICT

### Manslaughter Case Disposed Of in Less Than Nine Hours.

Casper Blinkenstorf was found guilty of manslaughter yesterday afternoon by a jury in Judge Cleland's department of the Circuit Court. The jury brought in the verdict at 3:45 o'clock, having been out for an hour and a quarter. He recommended the prisoner to the extreme mercy of the court. Judge Bronaugh announced that he will pronounce sentence at 9:30 A. M. Friday. Attorney Lester W. Humphreys, counsel for Blinkenstorf, said he would not ask for time in which to appeal until sentence has been pronounced.

Second time was made in the trial of the Blinkenstorf case. It was just 8 1/2 hours from the time the first jurymen was called until the verdict was returned. Yesterday's witnesses told of Charles Hegburn's quarrelsome disposition when drunk. They were Charles Schenburger, Mr. Forester, C. W. E. Leht, Deputy District Attorney Mosesohn opened the argument for the state. Attorney John H. Stevenson followed for the defense, and Deputy District Attorney Page closed for the state.

## NO MALICIOUSNESS INTENDED

### Journal Contents Article Was Justified by Davis' Own Statements.

Answering the libel suit brought in the Circuit Court by L. M. Davis, the Journal Publishing Company asserts that it did not maliciously malign Davis in an editorial during the political campaign of last Spring, but only answered and criticized statements he made to a reporter on an afternoon paper in an interview, as well as an open letter to Governor George E. Chamberlain, which he published in The Oregonian, June 23.

The Journal contends that its article was justified by Davis' statement that there was a question in his mind whether Statement No. 1 pledge could be regarded as binding on a legislative candidate if Chamberlain was found to have used the phrase, "Bismarck Democrat" to deceive the voters of the state. Davis sued for \$40,000 damages.

## LIFE SENTENCE FOR JOHNSON

### Slayer of Companion in Barroom Gets Just Deserts.

Matt Johnson, the slayer of Fred J. Hook, who was convicted of murder in the second degree, was sentenced by Judge Cleland in the Circuit Court, yesterday morning, to serve the rest of his natural life in the Penitentiary. His emotion marked the prisoner's demeanor and he did not answer when the court asked him if there was any reason why sentence should not be pronounced. Attorney J. A. Jeffrey asked for five days in which to file a motion for a new trial. Johnson's neck is still swathed in bandages on account of the cut in his throat with the razor while on trial.

Jury Fails to Agree.

After deliberating for 19 hours without reaching a verdict, the jury which tried W. E. Douglas for embezzlement, was discharged by Judge Morrow in the Circuit Court at 5 o'clock last night. The foreman informed the court that the jury was nearly evenly divided on the question of Douglas' guilt. He is charged with having appropriated to his own use funds belonging to the Thiel Detective Agency while he was in its employ. Owing to the large amount of documentary evidence the case took up much time, and it will now be necessary to submit it to another jury.

Fitted suit cases, Harris Trunk Co.

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## A HANDSOMER SELECTION

Was never set before your eyes than the ones that are included in our great \$15 sale. None worth less than \$18 and from that up to \$30. Brownsville Woolen Mill Store, Third and Stark Sts.

Right Johnson Gets His.

C. J. Johnson pleaded guilty to simple larceny before Judge Gantenben in the Circuit Court yesterday, and was sentenced to serve six months in the County Jail. He was charged with larceny, belonging to Elmer M. Downing, on November 22. An effort was made to arraign him early last week, but as there were no roads by Johnson's jail, the wrong men were brought into the court-room.

## CHASERS HUNT YEGG

### Chase in Bank Robbery Gets Warm in Utah.

## SECRET SERVICE MEN WORK

### Mysterious Charles Price Said to Be Closely Followed by Government Detectives, Who Find New Clues Near Great Salt Lake.

To Woodcross and the upper Salt Lake valley the search for one of the East Side Bank robbers shifted yesterday and now that entire district is being gone over with a fine comb. Advances to this effect were received by the local authorities, and at the same time it was urged that the local and be worked meticulously on the theory that one of the three holdups has remained in Portland.

The mysterious Charles Price, who called for the \$200 of stolen money shipped by him to Ogden on Saturday, has been traced to Woodcross, a settlement of 200 people about 15 miles south of Ogden and a similar number of miles north of Salt Lake City. It was learned yesterday that the secret service men had located the trail definitely at Woodcross, and thought it was a matter of only a short time until the fugitive would be flushed.

But for the nervous demeanor of the postal clerk at Ogden, the fellow would have been caught on asking for his mail. For the minute the money was returned by Charles Price, a plasterer who had received it by mistake, officers were stationed at the postoffice and these men, it is learned, were actually in the postoffice when the fugitive put in appearance. Being naturally very suspicious, the fellow read instantly in the face of the clerk that something was wrong. Without a moment of hesitation he turned and ran from the postoffice.

Escapes by Odd Luck.

Two strokes of good luck saved him. A streetcar was passing, which he boarded. The car took him to the Union Depot at Ogden. All trains on the Oregon Short Line back out of the depot and leave by way of a "Y" and a trail was already under way when the fellow ran up. By a neat bit of sprinting he climbed aboard.

Officers were sent ahead to Salt Lake to detain the fellow, but the train slowed down at Woodcross and he jumped off, so members of the train crew reported on being interviewed later by the authorities. Considerable time was then lost in exchanging wires with Portland in an effort to establish beyond doubt that the money recovered was that stolen from the East Side Bank. Without being certain of that the authorities hesitated in making an immediate active chase. This was another bit of good luck for the fugitive.

It is learned that he did not secure quarters at Woodcross, and that he did not hire a rig from any of the farmers in the immediate vicinity. He could not have gone inland, for the Wasatch range is nearly impassable at this season; while to the west is the Great Salt Lake, and a great view of holding the train at Woodcross the authorities, who are being advised locally of the progress of the chase, say he had to proceed either south to the Hot Springs, covering miles of slushy roads, or pass over a long stretch of small hills and walk back to Ogden; provided, of course, that he did not find safe harbor in the vicinity. The officers are at least sure of covering both routes, and incidentally canvassing the farmhouses thereabouts.

Expect Leading Clue.

It is believed here that when the officers get through with their present search they will have discovered that the fugitive hired some farmer to take him some as far as the Hot Springs, just out of Salt Lake, from which place he could have walked along a suburban pathway and taken a streetcar to the city, or he could have been dully notified the tracing of the fellow would be next to impossible, for the description of him is such that he is not likely to be recognized by the Utah metropolis.

Formal application for permission to return to Portland for the purpose of identification by H. H. Newall, president of the East Side Bank, has been made. It is probable that the bank will get all the money back, which will reduce the loss materially. Newall said yesterday that he had heard nothing about the money being recovered, but the question may have been being dully notified and is now negotiating for the return of the cash.

The belief is growing that one of the papers headed east, one went south into California, and that the other is remaining in Portland. The officers are investigating a cipher message sent here from Roseburg the day after the holdup by a passenger on the southbound train to a woman of notorious reputation. This may have no bearing on the case, but the officers are leaving nothing undone—at least nothing that occurs to them as likely to land them on a fresh trail.

## 3400 ORIENTAL RUGS

Choice Persians, carefully selected by a member of the firm, who is conceded to be one of the best experts in the rug trade, are offered at remarkably low prices, which will puzzle the trade. While Mr. George Atiyeh was gathering fine rugs in Constantinople for regular business, owing to the unsettled conditions in Turkey for the last few months, he obtained them at very low prices, which will enable us to offer values that will set the town agog. This great bargain event will give every one an opportunity to secure beautiful Persian rugs to give as a Christmas present, which by far is the most acceptable and appropriate, or to furnish his home with the richest floor-coverings ever made, at a remarkable saving. The quality, and not the size or name, governs the prices. However, we will quote these few:

Kheva Rug, 10 ft. 1 in. by 7 ft. \$56.00  
20 Semah, high grade, about 6 ft. 5 in. by 4 ft. 7 in. \$44.00  
18 Kerman, high grade, about 6 ft. 7 in. by 4 ft. 6 in. \$68.00  
16 Saruk, high grade, about 6 ft. 8 in. by 4 ft. 3 in. \$74.00  
Royal Serapi, 14 ft. by 10 ft. 6 in. \$230.00

You must see these rugs to appreciate their values, and we cordially invite you to call early and make your selections.

## ATYIEH BROS.

### The Largest Exclusive Rug Importers in the Northwest. Wholesale and Retail.

### 394 WASHINGTON ST.

By a verdict returned yesterday morning...

Couldn't Sell Stuff.

Expect Leading Clue.

Common Sense And A Tablet

Do Away With Dyspepsia, Stomach Trouble and Make Meals A Pleasure.

When your stomach goes on a strike and mass meetings of indignation are held all over your system, then it is that you should sit up and take notice.

It is clearly and only a question of common sense—is this thing called dyspepsia. "Take away" by abuse, over eating, excess and high living, the things which the stomach needs and you have dyspepsia and indigestion; then other maladies follow these—this is common sense.

The stomach is willing enough but you won't let it do its work. You take away the materials which are so necessary for it to use.

Give back these materials and dyspepsia and indigestion flee and the whole machinery of man begins slowly to move and do its work.

What the stomach needs is nerve force, fluids for its digestive glands, nourishment and power. All these necessities it takes from the blood. If dyspepsia gives nothing to the blood, the blood gives nothing to the stomach.

This is common sense also, pure, simple and unadorned.

Stuart's Dyspepsia Tablets are common sense pressed by high power into tablets. In these tablets are powerful essences which go into the stomach, digest food, stop gas making, prevent decaying of food, enrich the gastric juices, are absorbed by the blood and thus give strength to furnish a better fluid for digesting the next meal. Every physician knows what comprises these tablets; every druggist has the same knowledge also. They are natural common sense digesters which do the work for the stomach quickly and well. Every drug store carries them, 50c per package. Send us your name and address and we will send you a trial package by mail free. Address: F. A. Stuart Co., 150 Stuart Bldg., Marshall, Mich.

**A RARE OPPORTUNITY FOR ORIENTAL RUG BUYERS**

Coming as it does from a house of established integrity and reliability, this sale has a significance that careful buyers will at once appreciate.

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Kheva Rug, 10 ft. 1 in. by 7 ft. \$56.00  
20 Semah, high grade, about 6 ft. 5 in. by 4 ft. 7 in. \$44.00  
18 Kerman, high grade, about 6 ft. 7 in. by 4 ft. 6 in. \$68.00  
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Common Sense And A Tablet

Do Away With Dyspepsia, Stomach Trouble and Make Meals A Pleasure.

When your stomach goes on a strike and mass meetings of indignation are held all over your system, then it is that you should sit up and take notice.

It is clearly and only a question of common sense—is this thing called dyspepsia. "Take away" by abuse, over eating, excess and high living, the things which the stomach needs and you have dyspepsia and indigestion; then other maladies follow these—this is common sense.

The stomach is willing enough but you won't let it do its work. You take away the materials which are so necessary for it to use.

Give back these materials and dyspepsia and indigestion flee and the whole machinery of man begins slowly to move and do its work.

What the stomach needs is nerve force, fluids for its digestive glands, nourishment and power. All these necessities it takes from the blood. If dyspepsia gives nothing to the blood, the blood gives nothing to the stomach.

This is common sense also, pure, simple and unadorned.

Stuart's Dyspepsia Tablets are common sense pressed by high power into tablets. In these tablets are powerful essences which go into the stomach, digest food, stop gas making, prevent decaying of food, enrich the gastric juices, are absorbed by the blood and thus give strength to furnish a better fluid for digesting the next meal. Every physician knows what comprises these tablets; every druggist has the same knowledge also. They are natural common sense digesters which do the work for the stomach quickly and well. Every drug store carries them, 50c per package. Send us your name and address and we will send you a trial package by mail free. Address: F. A. Stuart Co., 150 Stuart Bldg., Marshall, Mich.

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