

CHARLES WARRINER TWICE INDICTED

Ohio Grand Jury Acts, but Has
No Evidence of Crimes
Prior to 1905.

WOMAN IN CASE APPEARS

Mysterious Mrs. Stewart Ford Gives
Evidence—Total Amount Stolen
May Never Be Known,
Books Missing.

CINCINNATI, Nov. 15.—Charles L. Wariner, former treasurer of the Big Four Railroad, was indicted on two counts today by the grand jury on charges of grand larceny and embezzlement.

While \$643,000 is known to have been stolen, the starting fact was developed by today's proceedings that the company's cash books prior to 1906 have disappeared and that it will never be possible to tell the full amount of the giant defalcation.

Prosecution Is Indefinite.

The comparatively small amount upon which Wariner was indicted represents the latest known theft. It has been placed at that figure so that, if conviction fails, the railroad authorities may proceed on any other of the numerous thefts. This means that the prosecution may be maintained indefinitely.

Amazing figures were presented today showing the progress of the thefts for the last five years. The shortage thus estimated follows:

During 1905, \$18,000; 1906, \$50,000; 1907, \$80,000; 1908, \$22,000; 1909, \$33,000; total for five years, \$203,000.

Of this sum Wariner claims to have paid \$600 a month to each of two persons in the form of blackmail. The rest, he alleges, he lost in speculation.

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After the grand jury had adjourned for the day, Prosecutor Hunt announced that Wariner would be summoned as a witness to give evidence against those he accuses of blackmail.

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mail contracts for the four years beginning July 1, 1910, as so far awarded, follows:

Seattle to Skagway, two trips a month, Pacific Coast Steamship Co. of San Francisco, \$18,000 per annum.
Seattle to Skagway, Alaska Steamship Co. of Seattle, \$250 per round trip.
Seattle to Skagway, Alaska Steamship Co. of Seattle, \$250 per round trip.
Seattle to Nome, Pacific Coast Steamship Co., \$600 per round trip.
Seattle to Nome, Alaska Steamship Co., \$600 per round trip.
Seldovia to Sunrise, Thos. M. Odell of Sunrise, \$3,400 per annum.
Eagle to Tanana, Northern Commercial Co. of San Francisco, \$25,000 per annum.
Tanana to Fairbanks, Northern Commercial Co., \$6,450 per annum.
St. Michael to Tanana, Northern Commercial Co., \$10,921 per annum.
St. Michael to Kotzebue, Northern Commercial Co., \$2,500 per round trip.
St. Michael to Kotzebue, Ira M. Bank, of Nome, \$4,000 per annum.
Valdez to Fairbanks, Northern Commercial Co., \$2,500 per annum.
Fairbanks to Tanana, Northern Commercial Co., \$13,980 per annum.
St. Michael to Tanana, Northern Commercial Co., \$30,000 per annum.
Kosarefsky to Kaitag, James Atchison of Kaitag, \$225 per round trip.
St. Michael to Unalakleet, Northern Commercial Co., \$800 per annum.
Nome to Unalakleet, John Highness of Nome, \$18,000 per annum.
Kotzebue to Shungnak, Josef Davidovics of Kotzebue, \$300 per round trip.
Barrow to Kotzebue, Josef Davidovics, \$700 per round trip.
Kotzebue to Homer, A. C. Brown of Ellamar, \$650 per annum.
Homer to Seward, Anton Elde of Seward, \$94 per round trip.
Circle to Chaitanka, Northern Commercial Co., \$4,000 per annum.
Circle to Miller House, Northern Commercial Co., \$1,125 per annum.
Eagle to Fort Yukon, Northern Commercial Co., \$6,520 per annum.

LABOR LEADERS WORRY

GOMPERS MAY YIELD CHAIR
FOR PRISON CELL.

Enthusiastic Delegate Proposes That
Whole Convention Go to Wash-
ington With Gompers.

TORONTO, Ont., Nov. 15.—Just as the convention of the American Federation of Labor was about to adjourn for the day, a telegram was received from Washington announcing that the stay asked by the attorneys for President Gompers, Vice-President Mitchell and Secretary Morrison, in the proceedings against them for contempt of court, had been denied by the Court of Appeals of the District of Columbia.

President Gompers plainly was surprised, and, as he read the message to the convention, delegates sat as though dazed.

"That means that the resources of the lawyers have been exhausted, doesn't it?" asked one of the delegates.

"The chair is not in a position to state," replied President Gompers. Then, as he read the message stating that the mandate goes down Saturday morning, the faces of himself and his fellow-officers betrayed the anxiety under which they were laboring.

A telegram signed by the three defendants was sent to their counsel in Washington asking when it would be necessary for them to put in an appearance to avoid forfeiting their bonds, which amounted to \$12,000, and stating that they would like to remain in Toronto until the close of the convention Saturday night.

"I am not certain whether, under the law of the District of Columbia, we can appeal," said Mr. Gompers, after adjournment.

"But, if we do go, the convention must stay here and carry on its proceedings in a dignified and orderly manner."

"We'll charter a train and all go down with you," volunteered one of the delegates. "And even the seceders will join you," added J. J. Reid, president of the seceding faction of the electrical workers.

The suggestion that the convention be adjourned to Washington in the event of the departure of Gompers, Mitchell and Morrison was taken seriously by many delegates and it was said a resolution to that effect might be prepared. Pending a reply from Washington, the executive council held a long session tonight, at which plans for meeting the situation which confronts the three labor leaders were discussed.

Many delegates have expressed disapproval of the plan suggested by the central labor union of Philadelphia that a two weeks' general strike be ordered as a protest against the contempt imprisonments.

Whether or not to admit Japanese members into the American Federation of Labor was the last question which arose in today's session. Much opposition developed. The subject was finally referred to the executive council.

The matter arose during the discussion of a report favoring starting unions among farm employees and unskilled workmen in small towns, these unions to be chartered by the Federation. Japanese laborers' unions would come under the head, it was declared by the delegates.

GOMPERS IS GIVEN NO DELAY

Court of Appeals Denies Application for Stay of Mandate.

WASHINGTON, Nov. 15.—The Court of Appeals of the District of Columbia denied today an application made by counsel for Samuel Gompers, John Mitchell and Frank Morrison, sentenced to jail for contempt of court, for a stay of the mandate to the Supreme Court of the District of Columbia until January 2, 1910. Unless notice of an appeal is given before next Friday night, the mandate will be handed down Saturday.

STATE'S TITLE CLEARED

Supreme Court Holds Washington
Owns Capitol Grounds.

WASHINGTON, Nov. 15.—The title of the State of Washington to the ground which the Capitol is located was cleared today when the Supreme Court of the United States decided that Clara and May E. Sylvester had not a right to claim the ground. The grounds were donated in 1855 for Capitol purposes by Edmund Sylvester, husband and father, respectively, of Clara and May E. Sylvester, but his heirs have since claimed the donation on the ground that it was not legally made. The State Supreme Court held the transaction correct and the Federal Supreme Court today upheld the finding.

A SIMPLE REMEDY.

A soldier who has experienced all kinds of weather, dry or rainy, says that any one suffering from rheumatism, lumbago or kidney trouble, of any form, will get quick relief by procuring from his drug-gist two ounces Salgrene and four ounces pure Olive oil and mix thoroughly, take two teaspoonfuls every three hours until relieved, then a teaspoonful three times a day.

New Orleans Is Commissioned.

VALLEJO, Cal., Nov. 15.—Under command of Commander Rodger Welles, the cruiser New Orleans was placed in commission today by the Navy Department. She will leave early next year for the Philippines.

PSYCHOLOGY MAY SAVE THIS WOMAN

Munsterberg Writes That Sug-
gestion May Have Entangled
Mrs. Kvalshaug.

DEFENDANT IS HYPNOTIZED

Three Times She Relates Story of
How Police, by "Third Degree"
Methods, Wrung Confession
That She Shot Husband.

TACOMA, Wash., Nov. 15.—(Special.)—Professor Hugo Munsterberg, the world-famous psychologist of Harvard University, has been brought into the trial of Mrs. Martin Kvalshaug, charged with complicity in the murder of her husband, for which crime Charles Newcomb is already under sentence of death.

The state, in its case against the woman, produced a confession in which she admitted her part in the crime. Attorney Kelly, for the defense, has received a letter from Professor Munsterberg, in which the latter reviews the crime—having been supplied with his data by Mr. Kelly, and declares that the statements of Kelly being true, the woman must have been in such condition at the time of her confession that admission of the crime was doubtless due to suggestion on the part of the men examining her.

"Third Degree" Incidents Related.

Based on this letter the defense has employed H. C. Stevens, professor of psychology of the University of Washington, and the latter at midnight last night, in the County Jail, is declared to have thrown the woman into a hypnotic state, during which she detailed all the incidents of the alleged "third degree" indignation.

In this hypnotic state, it is said, she told of a series of bullying questions, finally culminating in the revolver that had killed her husband being thrust before her eyes.

At this point the woman shivered and drew back in her hypnotic state as though she were truly acting again the scene, and trying to withdraw from sight of the weapon.

Ether Suggestion Aroused.

"Take it in your hand; see the blood on it!" Professor Stevens quoted Fitzgerald as saying as he forced the weapon in her hand. At this time she said Detective William Fackler said to her:

"Take up your veil; I'll wipe the tears out of your eyes."

In her hypnotic state the woman turned her head aside, coughing.

"Quit, take it away. Oh, I wish you would take him out of here with that. I don't like that perfume," she quoted herself as saying.

"Where did you smell that before?" asked the hypnotist.

"At the hospital," replied the woman. "What is it?" she was asked.

"Ether," she replied.

Before this took place the woman had rehearsed her story of the night of the crime, the subsequent arrest, the preliminary examination in the city jail. When she had stated this much concerning the examination she could go no further, and had to be thrown into a deeper hypnotic state, when she told of being led from room to room, being talked to by different people who sneered at her and how Deputy Attorney Burmeister had examined her when she is alleged to have confessed. She said the Deputy Prosecutor would hurl the questions at her in a commanding way and that she answered in terms of "yes" or "no."

Three different times Mrs. Kvalshaug has been hypnotized and been asked to rehearse the story of the crime, her connection with Newcomb and the story of how her confession was secured. Each time she has substantially told the same story.

A confession obtained by threats is valueless in determining guilt or innocence, according to Professor Munsterberg's letter, and to the testimony of Professor Stevens.

Tired to "Break" With Newcomb.

Mrs. Kvalshaug was on the witness stand the greater part of the day. She denied Newcomb's suggestion that she should kill her husband, in fact was not aware that it was until after she was arrested. She testified that time and again she tried to "break" with Newcomb.

After her testimony, Dr. Stevens, the psychologist, was called and he took up the remainder of the day explaining to the jury the science of psychology.

MOTHER OF SIX IS SUICIDE

Wife of Rancher Summons Neigh-
bors, Then Drinks Acid.

SPOKANE, Wash., Nov. 15.—(Special.)—A rancher living four miles northwest of Almira, Wash., committed suicide this morning by drinking carbolic acid. She leaves six children, the oldest a girl of 15, the youngest 3 months old.

Mrs. Taylor had become temporarily insane. She was in Almira sleeping yesterday. This morning she telephoned for Mrs. Evans, in Almira, requesting her to come, and later phoned one of the neighbors, inquiring if Mrs. Evans had passed the neighbor's house. She telephoned another neighbor, asking her to come. The neighbor found Mrs. Taylor had washed and dressed the children, as if going out. As soon as the neighbor arrived she went into the bedroom, on the pretext of changing the pillow-slips, locking the door behind her. Entrance was gained by procuring from his drug-gist two ounces Salgrene and four ounces pure Olive oil and mix thoroughly, take two teaspoonfuls every three hours until relieved, then a teaspoonful three times a day.

TOPEKA, Kan., Nov. 15.—The coroner's jury that investigated the death of Mrs. Mary A. Short, who died Nov. 10, confessed to having murdered by putting poison in her coffee, today returned a verdict of death by natural causes.

The analysis of the stomach showed no trace of poison.

Costly Fire Visits Moscow.

MOSCOW, Idaho, Nov. 15.—(Special.)—Fire this evening destroyed the A. W. Hendricks dye works and William Pyles' bakery, as well as the Hendricks rooming-house and a vacant restaurant room. Mr. Pyles says the fire originated in the dye works and Mr. Hendricks thinks it started in the bakery.



Underwear is the most important part of a man's attire. Good Underwear such as we sell will prevent colds and radiate good feeling. We sell very good Union Underwear at \$1.50 per suit, all wool at \$2.00, silk and wool at \$4.50.

LION CLOTHIERS

166-170 Third St.

In the bakery. All the buildings were framed and located on Main street. Losses will reach several thousand dollars with only \$200 insurance on Hendricks' dye works.

LOWIT REFUSES TO TALK

INDICTED MAN BROUGHT BACK FROM DENVER.

Ex-Proprietor of the Golden Eagle Store Unable to Put Up Bond, Spends Night in Jail.

Stubbornly reticent, Gus Lowit, indicted for conspiracy to defraud the defunct Oregon Trust & Savings Bank, refused last night at the County Jail to make any statement concerning his relations with the officers of the suspended institution. In the custody of Deputy Sheriff Beatty, Lowit arrived in Portland at 10 o'clock last night from Denver. Not being able to furnish the required \$10,000 bonds, in which he is held, Lowit spent last night in jail, but he expects to secure his release today. District Attorney Cameron also returned to Portland on the same train.

Deputy Sheriff Beatty and his prisoner were not expected until this morning but they caught one of the fast through trains out of Denver and reached this city several hours earlier. Lowit was taken immediately to the County Jail. He objected at first to spending the night in jail, complaining to Night Jailor Phillips that he was suffering from an affection of the heart which made it essential that he have more comfortable quarters. This was a request that could not be granted without a written order from Presiding Judge Bronough. Because of the late hour no attempt was made to communicate with that official. After telephoning to District Attorney Cameron, Lowit submitted to the inevitable and went to bed.

"What have you to say concerning the charge against you?" was asked.

"I have no statement to make tonight," said Lowit.

"What about your relations with the officers of the defunct bank?"

"I have nothing to say."

"What will be your defense of the charge of conspiracy to defraud?"

"I will not discuss the subject at all."

Since the indictment of Lowit and the officials of the suspended bank, it has been intimated that Lowit was indicted and returned to this city to be used more as a witness against the officers and directors than to be prosecuted criminally.

The specific charge against Lowit is conspiracy to defraud the Oregon Trust & Savings Bank. As proprietor of the Golden Eagle store for some time prior to the Summer of 1908, when the bank closed, Lowit succeeded in obtaining about \$100,000 in overdrafts from the bank.

OLDFIELD LOWERS RECORD

Mile Mark on Three-Quarters Track, Clipped to 53 3-5 Seconds.

SAN ANTONIO, Tex., Nov. 15.—Jockey Oldfield in his heat at the Fair Grounds today lowered his mile record for a three-quarters mile track from 55 seconds, made Sunday afternoon, to 52 3-5 seconds, which is also a new universal mark.

In a six-mile race the 100-horsepower

A FOOD DRINK

Which Brings Daily Enjoyment.

A lady doctor writes: "Though busy hourly with my own affairs, I will not deny myself the pleasure of taking a few minutes to tell of my enjoyment daily obtained from my morning cup of Postum. It is a food beverage, not a drug like coffee. I began to use Postum 3 years ago, not because I wanted to, but because coffee which I dearly loved, made my nights long weary periods to be dreaded and unfitting me for business during the day."

"On advice of a friend, I first tried Postum, making it carefully as suggested on the package. As I had always used 'cream and no sugar,' I mixed my Postum so. It looked good, was clear and fragrant, and it was a pleasure to see the cream color it as my Kentucky friend always wanted her coffee to look like a new saddle."

"Then I tasted it critically, for I had tried many 'substitutes' for coffee. I was pleased to find it mixed with my Postum in taste and effect, and am yet, being a constant user of it all these years."

"I continually assure my friends and acquaintances that they will like Postum in place of coffee, and receive benefit from its use. I have gained weight, can sleep and am not nervous." Read "The Road to Wellville," in pkgs.

"There's a Reason."

Ever read the above letter? A new one appears from time to time. They are genuine, true, and full of human interest.

SPECIAL SALE

OF

LADIES' FINE

TAILORED SUITS

Wednesday, Thursday, Friday

All Suits of the Following Price-Range Included:

- \$30 Suits, Special Price, \$21.50
- \$35 Suits, Special Price, \$27.50
- \$40 Suits, Special Price, \$31.50
- \$45 Suits, Special Price, \$35.00
- \$50 Suits, Special Price, \$39.50
- \$60 Suits, Special Price, \$48.50

All New Styles of the Present Season

R. M. GRAY

Ladies' Entrance, 148 Fourth Cor. Fourth, at Morrison

Darraque, driven by Kirscher, came up from the rear, drove past De Hymet in a Stoddard on the stretch, and crossed the tape a length to the good. Time, 5:53 1-5.

DO YOU GET UP WITH A LAME BACK?

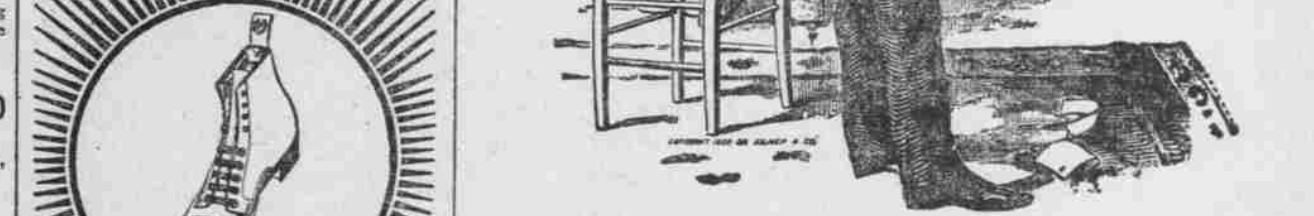
Football Hurts Fatal
Boy Injured in Game November 6 Dies in Richmond.

RICHMOND, Va., Nov. 15.—Walter J. Luffey, Jr., died today as a result of injuries sustained in a football game November 6.

Soldiers Leave Cairo.

CAIRO, Ill., Nov. 15.—The last of the outside companies of militia and the visiting officers left here today. Governor Deneen on the advice of Sheriff Davis, ordered the militia to their homes.

THE PACKARD SHOE



Thousands of men look up to THE PACKARD as their guiding star in footwear. It is always up-to-date and they find it never fails to bring them maximum service at minimum expense.

PHILLIPS SHOE CO.

100 Sixth St., Portland, Oregon

Have You Rheumatism, Kidney, Liver or Bladder Trouble?

To Prove What Swamp-Root, the Great Kidney, Liver and Bladder Remedy Will Do for YOU, All Our Readers May Have a Sample Bottle Sent Free by Mail

Pain or dull ache in the back is evidence of kidney trouble. It is nature's timely warning to show you that the track of health is not clear.

Danger Signals.

If these danger signals are unheeded, more serious results follow: Bright's disease, which is the worst form of kidney trouble, may steal upon you.

The mild and immediate effect of Swamp-Root, the great kidney, liver and bladder remedy is soon realized. It stands the highest for its remarkable curative effect in the most distressing cases. If you need a medicine, you should have the best.

Lame Back.

Lame back is only one of many symptoms of kidney trouble. Other symptoms showing that you need Swamp-Root, are being obliged to pass water often during the day and to get up many times during the night.

Catastrophe of the Bladder.

Inability to hold urine, smarting in passing, uric acid, headache, dizziness, indigestion, sleeplessness, nervousness, sometimes the heart acts badly, rheumatism, bloating, lack of ambition, may be loss of flesh, sallow complexion.

Prevalency of Kidney Disease.

Most people do not realize the alarming increase and remarkable prevalence of kidney disease. While kidney disorders are the most common diseases that prevail, they are almost the last recognized by patient and physicians who usually content themselves with doctoring the effects, while the original disease constantly undermines the system.

A Trial Will Convince Anyone.

In taking Swamp-Root you afford natural help to Nature for Swamp-Root is a gentle healing vegetable compound—a physician's prescription for a specific disease.

If you are already convinced that Swamp-Root is what you need, you can purchase the regular fifty-cent and one-dollar size bottles at all the drug stores. Do not make any mistake, but remember the name, Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y., which you will find on every bottle.

SAMPLE BOTTLE FREE.—To prove the wonderful merits of Swamp-Root you may have a sample bottle and a book of valuable information, both sent absolutely free by mail. The book contains many of the thousands of letters received from men and women who found Swamp-Root to be just the remedy they needed. The value and success of Swamp-Root is so well known that our readers are advised to send for a sample bottle. Address Dr. Kilmer & Co., Binghamton, N. Y., be sure to say you read this generous offer in The Portland Daily Oregonian. The genuineness of this offer is guaranteed.