

JUDGE SEES WAY

PROSECUTION CAUTIONED TO FIND LAW OR EMBEZZLEMENT CHARGE WILL FAIL.

STATE ADMITS WEAKNESS

CUSTOM OF AUDITOR IN ISSUING PERSONAL WARRANTS FOR PUBLIC SUPPLIES MAY FREE HIM—OTHER CHARGES OVERHANG.

OLYMPIA, Wash., Dec. 9.—(Special.)—Ortis Hamilton may go free from the charge of embezzlement, according to the admission made tonight by attorneys for the state.

It was not an attorney for the defense, but the trial judge himself who pointed out the possible fatal loophole in the prosecution.

Judge Sees Loophole.

Law Evidently Weak.

TONIGHT the state's attorneys are searching the books in the state law library with haste and anxiety.

But the other charges of forgery and of obtaining money by false pretenses will be promptly pressed, although they cannot be called for trial before the February jury term.

Under Washington laws today a dollar's worth of goods must commit deliberate perjury before his claim will be considered by state authorities.

ILLIHEE CLUB GETS BUSY

Annual Dance of Salem's Big Social Organization Being Planned.

SALEM, Or., Dec. 9.—(Special.)—Committees have been appointed to take charge of the third annual New Year's ball of the Illihee Club.

Reception—Governor Benson, A. N. Gilbert, Mayor Rodgers, L. F. Griffith, E. P. McCormack, J. A. Carson, W. H. Byrd, R. Cartwright, W. T. Williamson.

Invitations—W. C. Smith, H. W. Meyers, F. N. Gillingham.

Entertainment—R. E. L. Steiner, M. L. Meyers, T. B. Kay, A. B. Fleming, P. E. Smith.

Decorations—Charles V. Galloway, Curtis Cross, W. I. Pooler, E. A. Dinsmore.

Floor managers—J. A. Wilson, R. C. Bishop, F. G. Deekbach, Romeo Goulet, B. O. Shuckling, S. P. Skitt, W. J. Ball, Harry Moir.

Refreshments—F. L. Baker, W. S. Walton.

The house committee has general supervision.

SCRIBE GETS STATE BERTH

Seattle Man to Be Secretary of Washington Railroad Board.

OLYMPIA, Wash., Dec. 9.—(Special.)—F. M. Larned, of Seattle, has been appointed secretary of the State Railroad Commission.

POLICEMAN MADE TARGET

Private at Vancouver Fined for Snowballing Patrolman.

VANCOUVER, Wash., Dec. 9.—(Special.)—For throwing snowballs at Patrolman Ira Cresap, Bon T. Brown, private in Battery A, Fourth Field Artillery, spent last night in the City Jail.

NEW CONTRACT TO REGULATE LIVESTOCK

Commission Prescribes Form to Regulate Railroads and Shippers.

UNIFORMITY IS SOUGHT

Valuation in Determining Liability Greatly Increased, in Comparison With Contracts Now Enforced in Oregon.

SALEM, Or., Dec. 9.—(Special.)—The State Railroad Commission, which has been investigating the livestock contracts in use on the railroads of Oregon, today entered an order prescribing uniform contract for the use of all railroads in the state.

At the request of the Railroad Commission the last Legislature passed an act which makes it unlawful for a carrier to change or limit its common law liability when handling livestock shipments, unless permitted to do so by the Commission.

One-Sided Provisions Out.

Many of the one-sided provisions of the old contracts have been eliminated.

1. If the shipment is over more than one line the carrier will be liable for the full bill of lading.

2. The carrier is held liable only for loss or injury caused by its own negligence.

3. Shipper agrees not to load a car if he finds defects which make it unsafe or unserviceable.

4. Shipper agrees to load and unload his stock and to see that the shipment is accompanied by attendants to look after it.

5. If shipper neglects to send attendants and railroad employees to attendants it is done at shipper's risk.

6. Shipper assumes risk of loss or injury to stock caused by any of the following: wild, unruly or weak or from ill effect of being crowded in cars.

7. Shipper agrees to protect the carrier if his stock is infected with any disease.

8. Lien of carrier to be removed from train or car.

9. In event of loss or injury shipper agrees to notify agent of carrier before removing the stock.

10. It provides that all suits or actions for the recovery of claims under the act must be begun within 60 days after the date when received notice that his claim is refused.

Contract Valuations Compared.

The following table shows how the valuations compare with those found in Southern Pacific contracts now existing:

Table with 2 columns: Item and Value. Includes Station or breeding jack, Horse, mule or ass, Bull, ox or beef steer, etc.

Astoria & Columbia River, Central Railroad of Oregon, Coos Bay, Roseburg & Corvallis, etc.

Idaho Country Thawing.

WEISER, Idaho, Dec. 9.—(Special.)—The weather has moderated in this section.

Under Washington laws today a dollar's worth of goods must commit deliberate perjury before his claim will be considered by state authorities.

ODD CASE TO BE RETRIED

Cripple Awarded \$1000 for Baggage Car Ride Must Sue Again.

OLYMPIA, Wash., Dec. 9.—(Special.)—Declaring that passion and prejudice must have influenced the jury, the State Supreme Court today set aside the \$1000 judgment recovered by Lilly Caldwell, of Vancouver, against the Northern Pacific Railroad.

SALEM, Or., Dec. 9.—(Special.)—The following cases have been set for hearing in the Supreme Court:

Tuesday, December 21—Lathrop vs. M. W. of A.; Albright vs. Brown.

Wednesday, December 22—Eugene Planning Mill Co. vs. Snell, Collins vs. Mason.

December 23—Pinn vs. Vaughn; Eacott vs. Crescent Coal & Navigation Company.

Leviston Tribune to Resume.

LEWISTON, Idaho, Dec. 9.—(Special.)—The Lewiston Tribune will resume publication tomorrow morning.

Portland Man to Wed Milwaukeean.

OREGON CITY, Or., Dec. 9.—(Special.)—A marriage license was granted today in this city to William D. Kearns, of Portland, and Miss Alma Matthews, of Milwaukee.

A Cross Glove Order Makes A Good Xmas Present

From \$1.50 Up

AMERICAN RED CROSS MERRY CHRISTMAS HAPPY NEW YEAR

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High-grade Letter Paper and Envelopes in decorated fancy boxes; Memorandum Books, Shopping Lists, Appointment Books, Address Books, Diaries for 1910, leather bound; Desk Pads and Writing Sets; Imported English Playing Cards; Game Counters, fancy sets; Bridge and "500" Sets; Pearl and Gold-Handled Penholders; Postcard Albums; Beautiful 1910 Calendars and Pads; Imported Rag Books, will not fade, can be washed; Simplex Typewriters; Poker Sets, Dominoes, Checkers, Checker Boards, Cribbage Boards; Christmas Seals of all kinds; Christmas Tags of all kinds; Christmas Decorations; Waterman and Conklin Fountain Pens, sold on guarantee; Savings Banks; Christmas Greeting Cards.

Wood Burning Outfits; Leather Pillow Cases; Fine Tooled Leather Table Mats in Oriental colors, 8 to 30 inches diameter, oval circles and oblong, all shades of skins, priced from 75c to \$30 each.

Cigar and Cigarette Cases, Wallets, Coin Purses, Bill Books, Card Cases, Pocket Flasks, Smoking Sets in Brass, Cuff and Collar Boxes, Hand Bags, Military Hair Brush Sets in Sterling Silver, Ebony and other choice woods, all in nice cases; Cross Gloves and Leathers; Fine Fountain Pens; Cross Coat Hangers; Leather Picture Frames; Pipe Racks, Tie Holders; Pocket Knives; Cameras.

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MYSTERY IN DEATH

Aberdeen Doubts It Came When Mrs. Graham Prayed.

Autopsy Will Be Held

Incoherent Testimony of Child, Leads Only Person at Deathbed, Leads Authorities to Doubt Story, and Insist on Inquiry.

ASBERDEEN, Wash., Dec. 9.—(Special.)—Mystery still surrounds the sudden death of Mrs. Jennie Graham, who succumbed suddenly at her home here Tuesday, after praying continuously for two days, that she might die and join her friend, Mrs. C. C. Wilson, who had passed away Sunday.

It was decided today that an investigation by the coroner should be made, and an autopsy will probably be held tomorrow. No physician was in attendance when the end came and the only light on the affair is that given by a little girl who was at her bedside.

The child's rather incoherent testimony was that Mrs. Graham was taken with cramps. This symptom is observable in death by acute poisonings. It is said, also, that the suicide theory is doubted, and as there was no outward mark of a violent end, an autopsy will result.

Mrs. Graham was 58 years of age and her death would not have created such a weird impression here had it not come while in the midst of supplications to the Lord to let her die. She had been in apparent good health previously.

A son is expected from Tacoma, to take charge of the burial.

EXTRADITION IS REFUSED

Governor Rules in Favor of W. W. Todd, Once of North Dakota.

SALEM, Or., Dec. 9.—(Special.)—Governor Benson today decided not to honor the requisition of the Governor of North Dakota for W. W. Todd, formerly a practicing attorney of that state, who is charged by the North Dakota authorities with forgery in connection with a home-ward relinquishment.

In a lengthy communication to the Governor of North Dakota, Governor Benson states that "it does not appear that Mr. Todd had anything to do with the forgery of the name of Paul J. Schie to the relinquishment."

It is of the utmost importance to your health, if you have suffered from malaria, the grip or fever, that you cleanse the blood of the lingering germs and put it in condition to resist disease.

Dr. Williams' Pink Pills are sold by all druggists, or sent, postpaid, on receipt of price, 60 cents per box; six boxes for \$2.50, by Dr. Williams Medicine Company, Schenectady, N. Y.

CARNEGIE HONORS HOQUIAM

Philanthropist Gives City \$20,000 for Its Library.

HOQUIAM, Wash., Dec. 9.—(Special.)—The City of Hoquiam having complied with all requirements for the maintenance of a public library, Andrew Carnegie, through his private secretary, has advised Frank H. Lamb, of the board of trustees, that the \$20,000 offered by Mr. Carnegie is subject to his order.

The board will endeavor to obtain an additional \$5000. A modern library building, formerly residence property, is being used as a public library. The city guarantees a fund of \$3000 per annum to perpetuate maintenance.

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