



NEW TACK TAKEN IN BRIBERY CASE

Law Inadequate, Says Browne's Attorney.

LEGISLATOR'S TRIAL HALTS

No Offense Against Illinois to Take Money, Asserted.

BURGLARS AT COURTROOM

Defense of Representative Accused of Taking Money to Vote for Senator Lorimer Has to Show That It Is Not Punishable.

CHICAGO, May 25.—(Special.)—Attorney W. S. Forrest has until 2 o'clock Thursday afternoon to search for authorities supporting his theory in the case against Representative Lee O'Neill Browne that the laws of Illinois cannot reach a legislator who gives or accepts a bribe for voting for United States Senator.

The delay was granted this afternoon, following a rather lurid court scene, during which the attorneys for the defense declared that State's Attorney Wayman was keeping witnesses bottled up so that they could not be taken into Sangamon County, where, he said, lay the venue. If the state had any jurisdiction in the case, Attorney asks questions.

"Why should there be strife between the officers of the state over jurisdiction?" shouted the attorney. "Why should the people be subjected to the expense of a trial twice? What's the matter? It appears that Sangamon County can't get the witnesses. It appears that they are being withheld. Why is the State's Attorney of Cook County keeping witnesses away from Sangamon County when Sangamon County wants to investigate the case? Why is it? The jurisdiction, if Illinois has any jurisdiction, certainly is in Sangamon County."

Several Contentions Made.

During the course of the afternoon Mr. Forrest made the following contentions, among others: "When a legislator does any act which he could not do if he were not a legislator, it does not follow that he must do that act by virtue of his office as legislator. A representative is not acting as a member of the General Assembly in voting for Senator in joint assembly any more than the Cook County judges are exercising their judicial powers when they elect Park Commissioners."

"It is no offense to give money corruptly after an officer has voted honestly. White voted for Lorimer because he was a friend of Lorimer, and there was no corrupt agreement or implied, and if thereafter he was given money it would be no offense."

Judges Referred To.

"Judges and clerks of election cannot be punished under the state laws for corrupt acts relating to the election of members of Congress, jurisdiction lying in the Federal courts. There is no state law regulating the election of United States Senators."

A sensational turn was given the Browne trial when an attempt was made during a noon recess to burglarize Judge McSurley's courtroom in the Criminal Court building.

Lock on Door Jammed.

A lock on the main door had been jammed so badly it was necessary to remove it before the door could be reopened. Whoever attempted to secure access to important papers by breaking into the courtroom, had apparently been frightened away by attacks of the building.

Judge McSurley, State's Attorney Wayman and assistants, lawyers for the defense, court stenographers and newspapermen were all at lunch when the attempt was made.

When he was informed of the matter, State's Attorney Wayman said he does not take to court with him the alleged confessions made by Representatives J. C. Beckmeyer and Michael S. Link, the contents of which have been kept a close secret.

AGITATORS FLOOD FRESNO

Spokane Disturbers Now Threaten Trouble in Southern City.

FRESNO, Cal., May 24.—Industrial workers of the world are arriving in this city from Spokane in large numbers, and the agitators have caused such disturbances that it has come to open war between them and the local police.

BEREAVED MOTHER SEEKS SLAIN SON

LETTER COMES FOR JOHN HOFFMAN, VICTIM OF GOHL.

Pathetic Appeal Comes From Germany From Woman Blinded by Tears as She Writes.

HOQUIAM, Wash., May 25.—(Special.)—In far-off Germany a mother is anxiously awaiting a reply to a letter she sent to her son in Aberdeen. A small nephew eagerly wishing to go to school has written to his uncle for money to pay his expenses. The nephew says that his brother already has gone to school a year.

Neither will ever hear from the son and uncle, who lies dead in the waters of Chehalis River, where his body was thrown after he had been cruelly murdered by William Gohl, who will serve a life sentence for the crime.

The man's name is John Hoffman, and friends have written to his mother telling her that she never will hear from her son again. The pathetic letter she wrote to her boy seemed to contain a promise that all was not well with him. She said: "If you are alive and well, hasten to reply. I can't write—the tears are blinding me."

All the members of the family signed the letter.

POISON POINTS TO JAIL

Spokane Woman May Be Prosecuted for Attempting Suicide.

SPOKANE, Wash., May 25.—(Special.)—Audrey Gilmore, who last night swallowed bichloride of mercury tablets because she was sick and discouraged, must now face a charge of attempted suicide. The young woman may be compelled to serve two years in the State Penitentiary because a small messenger boy notified the Emergency Hospital physicians. Prosecuting Attorney Erad C. Fugh filed an information against the woman this morning.

Miss Gilmore was a lodger at the Crescent Hotel. She had been stopping there only a few days. Last night she summoned Ora Forbes, a messenger boy, and sent him for bichloride tablets. She then dissolved the poison and in the presence of the boy swallowed the solution. Her death was prevented by the arrival of the Emergency Hospital physicians.

MUSEUM GETS TROPHIES

Seven Tons From Africa Added to Carnegie Institution.

PITTSBURG, May 25.—Seven tons of African hunting trophies, constituting a collection similar to that which Theodore Roosevelt had sent to the Smithsonian Institution at Washington, are on their way to Pittsburg from Nairobi, British East Africa, for the Carnegie Museum here. Childs Frick, son of H. C. Frick, of the United States Steel Corporation, recently undertook a hunting and exploring expedition into Africa at his own initiative and expense. His own trophies and several which he bought for the museum, fill 13 barrels and 17 cases.

Among the specimens are an elephant, hippo, rhino, two giraffes, five zebras, elands, water bucks, war hogs, roan antelope, kudu, gnus, oryx, dikdik, kimprippers and various other antelopes and gazelles, a leopard, a cheetah, jackals, four hyenas, bat-eared foxes, and many smaller animals; a considerable collection of larger birds, a very large collection of skulls and skeletons, reptiles and snakes in alcohol, and several cans of dried lions' meat.

FIRE WIPES OUT WISTER

Oklahoma Town, Named for Author, Is Destroyed.

FORT SMITH, Ark., May 25.—Practically the entire business section of Wister, Okla., 50 miles southwest of here, was burned today and tonight.

One man, whose identity has not been established, was burned to death in the Brown Hotel.

The first fire began early today and burned seven business houses and three hotels. Several more business blocks were burned tonight.

Least the entire town would be burned, houses and stores were dynamited. The fire was believed to be under control at 11 o'clock. Its cause is unknown.

OLD OREGONIAN IS DEAD

John P. Velten Laid to Rest by Family and Many Friends.

John P. Velten, an old resident of Oregon, who died Tuesday, was buried yesterday from the Finley mortuary chapel. The body was attended by a large escort to Riverview cemetery, where it was interred.

Mr. Velten was 81 years of age and a native of Germany. He was a resident of Hillsdale, near this city.

Mr. Velten leaves five sons and one daughter. They are William Velten, a house and store owner; Carl Velten, a tailor and Peter Velten, a retired business man, both of this city; A. K. Velten, a real estate dealer; John Velten, a tailor of Salt Lake City; Carl Velten, a farmer living near Portland; and Mrs. Schott of Condon, Oregon.

FINE SYSTEM IS OPPOSED

Experts Would Give Medical Aid to "Drunks" on Arrest.

ST. LOUIS, May 25.—Fines and imprisonment for drunkenness will be superseded by medical treatment if three staid members of the National Conference of Charities and Corrections have their way.

GRAND JURY TAKES UPSMITH MYSTERY

Ericson Avoids Voluntary Statement.

POISONED WINE IS FEATURE

Drink Given by Undertaker Makes Woman Sick.

MRS. BODEN TELLS STORY

Friend of Missing Woman and Hearse Driver Take Stand. Ericson Deluges Los Angeles Friend With Letters.

Poisoned wine, wholesale letters from Ericson to Leibrick in Los Angeles, and the fact that the grand jury has begun a probe into the case, were some of the features which entered into yesterday's developments of the Mrs. Hanna Smith mystery. Still more sensational developments are expected within the next 24 hours.

Eric E. Ericson, the undertaker who has been custodian of the missing woman's funds since the death of her husband in 1907, and who had the "take" telegram sent to put friends and relatives of Mrs. Smith off the trail, yesterday refused to appear before the grand jury. He was given an opportunity to make a voluntary statement, but did not take advantage of it.

It is believed, however, that the man who has acted so queerly in the mysterious disappearance of the old Swedish widow will come before the inquisitorial body either this morning or afternoon and state his side of the case. Until this is done, no little suspicion is pointed in his direction. He has engaged Charles Schnabel to represent his legal interests.

Witnesses Heard by Jury.

The development of yesterday was the story told by Mrs. O. Boden, an intimate friend of the missing woman for years past. She was before the grand jury yesterday afternoon, as was A. B. Chase, cabman and hearse-driver for the Ericson Undertaking Parlor. Before she went in the grand jury room Mrs. Boden told The Oregonian how she had called on the Oregonian when the latter was very ill, and how Mrs. Smith had then, between sobbing, said she had been given wine by Ericson which had made her deathly sick, which Ericson himself refused to taste.

This was on the occasion of Ericson's birthday, according to the tale the missing woman told Mrs. Boden. The undertaker denies this story absolutely, maintaining that his birthday is in February and that he never gave her any wine which made her sick.

The story told by A. B. Chase, hearse driver, has been the subject of consideration by the authorities, and is believed, as he was before the grand jury yesterday. Chase maintains that he saw Mrs. Smith enter Ericson's establishment on the Sunday night she disappeared, adding that there was another woman with Mrs. Smith, who

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INDEX OF TODAY'S NEWS

The Weather. YESTERDAY'S—Maximum temperature, 71 degrees; minimum, 64 degrees. TODAY'S—Probably fair; westerly winds. Foreign. Japanese magazine predicts war with United States over Panama Canal is finished. Page 5. Mrs. Roosevelt chairs with Queen Mother Alexandra while Colonel talks to Parliamentary Union. Page 2. National. Senator La Follette argues for reorganization of Interstate Commerce Commission. Page 6. Domestic. Mother pleads in court for baby held for board bill. Page 1. J. Koehler—"Golden rule" Chief of Cleveland police, suspended on charges of immorality. Page 1. Christian church secker blames minister for downfall, declaring he sought intimacy with her. Page 1. Sugar weigher's confession implicates late H. O. Havemeyer; frauds more than 29 years own. Page 2. That Prohibitionists forged to win campaign is charged in Illinois. Page 5. Attorney for Lee O'Neill Browne says Illinois law cannot punish legislator for accepting bribe. Page 1. Pacific Coast League results: Portland 6, Sacramento 2; Los Angeles 2, San Francisco 0; Oakland 4, Vancouver 10. Oregon University team wins fast game from W. S. C. Page 10. After both shells swamp in heavy sea, University of Washington, spurring victory, decides to race again with Stanford. Page 8. Commercial and Marine. Oregon wool market in an uncertain state. Page 23. May wheat soars in Chicago pit. Page 23. Stock market weakened by reports of Senate proceedings. Page 11. Wool bids rejected by Echo growers. Page 23. British steamer Glenlee chartered for Orient; lumber in demand. Page 22. Pacific Northwest. Hartman crews survey new east and west routes across Eastern Oregon. Page 8. Portland and Vicinity. Grand jury probe brings out story of alleged seduction in Mrs. Smith mystery. Page 1. Wife of convict, hearing story of troubles, stops moving-picture show of husband's case and charges exhibitor is his betrayer. Page 11. Tacoma pledges its support to Rose Festival. Speed and equipment was expected to result from new O. R. & N. Spokane services. Page 14. Arguments in Scriber case to be completed today. Page —. Opinion taken on quarter block at Sixth and Alder at \$500,000; syndicate being formed to take it at \$500,000. Page —. Council committee urges acceptance of Terminal Company's offers for Broadway bridge concessions, but entire body must decide O. R. & N. portion of deal. Page 10.

HYDE JUROR IS ANNOYED

Sibley Man Says He Was Influenced by His Views Only.

KANSAS CITY, Mo., May 25.—Samuel R. Johnson, of Sibley, Mo., the last juror to agree to the conviction of Dr. B. C. Hyde, does not want people to think he was influenced by anything but his own beliefs when he voted adversely to the physician. Writing to Judge Ralph S. Latashaw today, the juror said: "As one of the jurors in the Hyde case, I wish to say that there was not any game of chance to my knowledge in deciding the case, and that I reached my verdict by my own deliberations."

DEAD MAN IMPLICATED.

"What did you say when advised to confess?" asked Clarence Lexow for the defense. "I said the only confession I can make will carry me into a cemetery and Mr. Stinson (the Government prosecutor) does not want that." "You are referring to Henry O. Havemeyer?" asked the lawyer. "Yes, I am," answered Spitzer. He added: "I left my effects in Atlanta. I came here to unburden myself of the great wrongs I had done all these years. I wanted to confess all my sins before this court and tell all I knew."

COAL MINERS VICTORIOUS

Forty-two Illinois Operators Accept Terms of Strikers.

ST. LOUIS, May 25.—Forty-two coal operators in the Belleville district this afternoon voted to accept the terms of the striking coal miners in Illinois and to accede from the Illinois Coal Operators' Association.

INSURGENTS ARE BEATEN

Madrid Claims Complete Victory at Bluefields Bluff.

SAN JUAN DEL SUR, Nicaragua, May 25.—A report has just been received here from Government sources of the complete defeat of the insurgents at Bluefields Bluff.

SUGAR FRAUD MORE THAN 29 YEARS OLD

Late H. O. Havemeyer Is Implicated.

SPITZER'S STORY CONTINUED

Confession Delayed Because It "Led to Cemetery."

PRISONER TALKS FREELY

Ashamed, He Says, to Have People Know He Committed Crime Without Reward—Trust Regarded as Being Invincible.

NEW YORK, May 25.—Oliver Spitzer, ex-superintendent of docks of the American Sugar Refining Company, explained today why he did not confess at the trial ending last February, when he was sentenced to two years at Atlanta. "Such a confession, he declared on the stand today, would 'have carried him to a cemetery.' In other words, he would have implicated a dead man—Henry O. Havemeyer, late head of the sugar trust.

Spitzer was under cross-examination by the defense at the trial of Charles E. Hefke, secretary-treasurer of the American Sugar Refining Company, who, with five subordinate, is charged with conspiracy to defraud the Government by underweighing sugar. He repeated that he had made his confession, not with hope of pardon, but to ease his conscience, and he added that after his conviction, his attorneys, now appearing for several of the defendants, had urged him to tell all he knew.

SEARCH FOR GIRLS VAIN

Vancouver Man Unable to Recognize Daughters After Nine Years.

VANCOUVER, Wash., May 25.—(Special.)—After nine years' absence from his two daughters, Catherine, 16 years old, and Agnes, 14 years old, Charles Garrett returned to see them last night, but failed. He would not know them if he met them on the street, he said.

Nine years ago Mr. Garrett and his wife separated. She took the children, and he went to California. Later the mother died, and Garrett married again, living in Eureka, Cal. The children were kept in a school here, and later were cared for by Mr. and Mrs. Jake Fritz, a few miles out in the country.

Garrett returned last night and wanted to see his children, but he was unable to find them. He had agreed years ago that he would give up the care of them, and was not to see them again, but he became homesick for a sight of them, and made a special trip from California to see them, but in vain.

MINISTER BLAMED FOR WOMAN'S FALL

CHURCH WORKER FAILS IN SECURING EXONERATION.

Chico, Cal., Christian Church Gets Sensation When Mrs. Purvis Files Serious Charges.

CHICO, Cal., May 25.—(Special.)—Mrs. W. E. Purvis, formerly a prominent worker in the Christian Church of Chico, has created a sensation here by making a sworn affidavit and sending it out for publication, in which she alleges that Rev. G. L. Lobdell, of that church, kissed her and sought intimacy with her.

She declares she said to her that his wife, although an accomplished woman of high ideals, was not such a companion as he needed, and that under such conditions he believed polygamy to be justified and not immoral. Her affidavit contains many sensational allegations. Mrs. Purvis was, she says, called to account before the church board for alleged misconduct in church affairs, and she blames Mr. Lobdell for this. She denies any misconduct and has called upon the church board to exonerate her, but her statement did not receive favorable consideration. She makes a detailed statement in her affidavit to prove the untruth of charges made by Mr. Lobdell and others connected with the church.

'CHAMPION' MAN IS KILLED

Noted George Rosman, 80, Run Down by Engine at Tacoma.

TACOMA, Wash., May 25.—(Special.)—George Rosman, of the Orting Soldiers' Home, who won first prize at the A. Y. P. Exposition last Summer for being the best specimen of manhood over 80 years of age, was run down by the Grays Harbor special in the station yard this morning, receiving injuries from which he died within a few hours. To the last he displayed his remarkable vitality, remarking as he was being removed from under the locomotive wheels, which had frightfully crushed both feet, "looks as if I was done for now."

Rosman was 80 years of age and served with Company X, Second Michigan, in the Civil War. He had been in the home four years and is declared by Commander George Tibbets to have been "one of the finest men in the state and an exemplary citizen."

Rosman had secured a week's furlough and was on his way to visit his daughter on Fox Island.

GIRL GONE, ALSO \$25,000

Confidential Clerk and Man Disappear at Same Time.

OAKLAND, Cal., May 25.—Belle C. Jenkin, daughter of Mr. and Mrs. Joseph H. Jenkin, well-known residents of Oakland, has been missing since April 15 and she is accused by the real estate firm of Harry L. Holcomb of having embezzled more than \$25,000. For the past four years Miss Jenkin had been employed by the Holcomb Company as a confidential accountant. At the same time the girl disappeared Harry Houston, also an employe of the firm, was reported missing and the police say that Houston and the girl have gone to Honduras.

Miss Jenkin and Houston were seen together at various resorts in Alameda County for nearly two years previous to their disappearance and Houston's wife secured a divorce.

Experts have for several weeks been investigating the Holcomb Company's books with the result that a shortage of more than \$25,000 has already been discovered and transactions uncovered which lead the experts to believe the shortage will exceed \$25,000.

SEYLER FREED OF CHARGE

Man Accused of Murdering Girl on Pier Acquitted.

MAYS LANDING, N. J., May 25.—William Seyler, charged with the murder of Jane Adams on the million-dollar pier at Atlantic City last February, was acquitted tonight. The jury was out over five hours.

Seyler took the stand today in his own defense. He maintained he did not know how the girl met her death and that the last he saw of her she was standing on the pier.

When the verdict was announced, there was a cheer from the crowd which was quickly silenced by Judge Trenchard. Seyler fairly leaped at his counsel when he realized he was again a free man.

After greeting his counsel, he walked over to the jurymen and shook hands with each of them, at the same time warmly expressing his thanks.

Orvis Seyler, William's brother, who has been held as a witness, was formally discharged and the two brothers immediately left for Atlantic City.

OLDEST EX-MIDDY IS DEAD

Captain Jones Took Part in Merrimac's Battle With Monitor.

PASADENA, Cal., May 25.—Captain John Pembroke Jones, until today the oldest living graduate of the United States Naval Academy and a veteran of the Mexican and Civil Wars, died at his home here today, aged 85 years.

Captain Jones was born in Virginia in 1825 and graduated from the Naval Academy in 1847. When the Civil War broke out, he resigned from the United States service and entered the Confederate navy, serving as executive officer of the Merrimac in that vessel's encounter with the Monitor.

GOLDEN RULE CHIEF ACCUSED OF CRIME

Koehler of Cleveland Is Suspended.

CHARGED WITH IMMORALITY

Roosevelt's Best Police Chief Declared Drunkard.

HE THREATENS EXPOSURE

Inquiry Into Charges May Draw Out Sensational Statements by Koehler Against Prominent Men. He Vows Dire Vengeance.

CLEVELAND, May 25.—Chief of Police Frederick Koehler, known throughout the country as the "Golden Rule" Chief and lauded by ex-President Roosevelt as the best Chief of Police in the country, was suspended today by Mayor Baehr on charges of gross immorality, habitual drunkenness and disobedience of orders.

Tuesday has been set as a tentative date for Koehler's trial by the Civil Service Commission. Statements by Koehler and his accusers today point to sensational testimony, which may involve many prominent men.

Koehler Will Drag Others Down.

Koehler has intimated he intends to fight the charges to a finish, and if he is disgraced, he will not be the only one to fall.

Among the charges brought against Koehler is that during the seven years he has been at the head of the Police Department he has utilized the detective force for the collection of facts concerning prominent officials and others, to be used if he was attacked.

The charges are the culmination of a series of attacks against the Police Chief. After he had been informed of his suspension today, Koehler exclaimed: "These charges are the work of the character-snatchers, grave-robbers and blackmailers who have been after me for years."

Author of Golden Rule Policy.

Koehler joined the police force as a patrolman 14 years ago. Under Mayor Tom Johnson his rise was rapid. He was appointed Chief in 1903 and since then has attracted National attention by his policy of the "golden rule."

Briefly this policy was that for minor offenses, such as intoxication or disorderly conduct, it was better to admonish the offender and persuade him to go home than to arrest him. His opponents have accused Koehler of increasing crime by this policy.

CONFIDENTIAL CLERK AND MAN DISAPPEAR AT SAME TIME.

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Miss Jenkin and Houston were seen together at various resorts in Alameda County for nearly two years previous to their disappearance and Houston's wife secured a divorce.

LANDS BILL IS CHANGED

Senate Committee Decides to Protect Filings Already Made.

OREGONIAN NEWS BUREAU, Washington, May 25.—The Senate public lands committee today decided to amend the bill authorizing the President to make withdrawals of public lands by adding the provision that withdrawals shall not affect legal rights of any settler or entryman under the homestead or desert lands acts, initiated prior to the order of withdrawal made under the proposed law.

Western Senators will attach a \$20,000,000 irrigation bill to this withdrawal bill before it passes the Senate, and hope by this means to insure the early adoption of both measures.

POWDER TRUST'S CASE IN

Government Has 60 Days in Which to Present Rebuttal Testimony.

NEW YORK, May 25.—The defense today closed its case in the suit of the Government against the E. I. Dupont de Nemours Powder Company. The prosecution has 60 days to submit rebuttal evidence and finish the case. The testimony will then be presented to the United States Circuit Court at Wilmington, Del., for decision. The action was brought under the Sherman anti-trust law.

An adjournment was taken to June 1 for the Government to begin its rebuttal in this city.

