THE MORNING OREGONIAN, WEDNESDAY, NOVEMBER 23, 1910



Emotion No Excuse, Judge Says. TEWART IS BACK Bandon, was sentenced to 15 years in the penitentiary. In both cases insunity was the defense. ber of Chehalis County, but adopted the plan of having timber owners turn in a certified cruise of their holdings. This plan will save the county \$50,000. nsequences of his own DIEWAHI voluntary act, and so far as the capability to form a criminal intent is con-cerned, it is sufficient to hold the de-fendant responsible under this indictof which amount timber holders would is the interpretation put upon the PARALYSIS of which amount timber holders would pay the lion's share. All estimates will be checked up, and when a cruise is refused, the county will cruise the timber. The matter was left to com-INFANT HAS what is expected. Nampa's First Victim of Disease Ex-Alleged Vancouver Embezzler missioner W. G. Hopkin to report Depected to Recover. cember 19. The contract for frescoing the new in Sheriff's Custody. county courthouse was let to the As-sociated Artists' Company, of Milwau-kee, the price being \$1000. A. G. Glea-son Company, of Sattle, was awarded the contract for the electrical fixtures, NAMPA, Idaho, Nov. 22 .- (Special.) -The first case of infantile paralysis in this vicinity developed this week in

ent only after it had becknowledge. He did this cord, without the knowledge or suggestion of any University authority and in ignorance of any conference resolution prohibiting it. He alone is responsible. The student sentiment here is in sym-pathy with the Emerald editorial which has been censored by the Corvallis students.

SCHOOL SITE BIDS OPENED

New \$75,000 Building in Roseburg Will Be Centrally Located.

ROSEBURG, Or., Nov. 22.—(Special.) —The members of the Roseburg School Board met in special session late to-day and opened sealed proposals for a site upon which to erect the proposed \$75,000 high school building. Seven sites were offered, ranging in price from \$1000 to \$7000. Two men owning property in West

Two men owning property in West Roseburg offered to donate the necessary land, but owing to the fact that it is the wish of the people that the school be centrally located, it is not probable that their generosity will be

cepted Definite action relative to selecting the site will be initiated in a few days.

FARMERS' UNION FORMED

State Meeting Will Convene at The

Dalles Today. THE DALLES, Or., Nov. 22.-(Spe-ial.)—An informal meeting of the armers of the county was held at the commercial Club rooms Monday and the organization of The Dalles Local County and one of Louis J. Wade, cruiser for Masses or of Lewis THE DALLES, Or. Nov. 12.—(Spe-cial.)—An informal meeting of the farmers of the county was held at the Commercial Club rooms Monday and the organization of The Dalles Local and Co-operative Union was perfected. The officers elected were D. J. Cooper. M. Remington, secretary and treasurer. The officers of the National union and many of the delegates who are as. And perfected international convention. The officers of the National union and many of the delegates who are as-seembling for the state meeting tomor-promptu talks from C. S. Barrett, Na-tional president; F. A. Sikes, state president; Senator Brooks, of Tennes-see, and the state delegate to the Na-tional convention. POKANE

SPOKANE SENDS CATTLE

Three Stock Trains Are Made Up of

103 Cars of Fat Beeves.

VANCOUVER. Wash., Nov. 22-(Special.)-One hundred and three car-loads of fat cattla arrived here this afternoon from Spokane. The cattle afternoon from Spokane. The cattle are bliled to the Union Meat Company, in North Portland.

In North Portland. The 103 cars are in three special stock trains, and all left Spokane last night about 9 o'clock, making the run to Vancouver and North Portland in about 10 hours.

FILM MANAGERS WILLING

Reform Promised if Committee Will

Submit Complaints.

At a meetting yetserday afternoon o

VANCOUVER, Wash., Nov. 20.-(Spe-cial.)-Affecting about 200 acres of Vancouver waterfront, now valued at about \$150,000, a decision has been ren-dered by Judge John R. Mitchell, at the Olympia.

The case is that of Alma D. Katz, vm. O. B. Hathaway, et al, an action for specific performance of contract, to compel the defendant to deed over the property, on the Columbia River, a short distance below Vancouver, for approximately \$21,000, of which \$5009 had been paid.

A contract to sell the land was entered into some years ago, the price to be about \$31,000. The land did not change hands, and later the railroads built through this city, and the prop-erty became much more valuable. The plaintiff, a company, assigned the claim to Katz, who brought suit in the Superior Court. The land is now esti-mated to be worth \$150,000.

Attorneys for the defendant tonight said that the case would be appealed to the State Supreme Court.

PORTLAND MAN'S BID LOW Chehalis County Opens Proposal

for Cruising Timber Lands.

MONTESANO, Wash., Nov. 22 .- (Spe cial.)-Bids for cruising timber of Che-halls County were opened Monday by the County Commissioners, but no ac-

ate 05- Va-	LICENSE I	DENIE	D; TE	ARS
	Husband-to-Be	Too	Recently	Di-

VANCOUVER, Wash., Nov. 22 .- (Spe vancouver, wash, Nov. 22.-(Spe-clal.)--When Carl Quarnberg, Deputy County Auditor, asked E. L. Kellogg, of Portland, how long he had been divorced, as Kellogg asked for a license to marry Violet S. Orr, the ap-plicant answered about "three months."

"I am sorry to inform you then that it will be impossible to make out this license, as the law requires one to be divorced at least six months before marriage license can be granted."

Miss Orr, who heard the conversa-tion, dropped her head and wept bit-terly at her disappointment, but the law was inviolable, and the unhappy

couple, with dashed hopes, returned to Portland.

Thomas H. Blackstone, assistant postmaster at Ridgefield, and a promi-nent citizen of that town, secured a license to marry Martha H. Packard today.

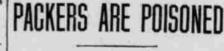
At Felizatowe, England, a fisherman lost his hook in attempting to land a fish. Im-mediately afterward the same fish, with the hook in its glin, was caught by another fisherman hearby.

ment if, when he committed the charged in the indictment, provided he did commit the act, he had at that time sufficient reason and understanding to enable him to know the nature, quality or consequences of the act he was committing, or to distinguish between right and wrong as to such act. "If you are satisfied beyond a reason-able doubt that when Richardson killed

ordinary

Hale, if he did so, he was controlled by mere emotional insanity or temporary frenzy or passion arising from excitement or anger and not from any mental-dis-case whatever, you are instructed that the defendant has failed to establish his defense of insanity, and you should ren-der a verdict of guilty of the crime as charged or guilty of one of the lesser crimes included."

The jury was as follows: Sam B. Archer, A. W. Hammersmith, E. C. Comstock, Charles J. Allen, Edgar Stipe, A. D. Chutterer, J. O. Hanthorn, G. M. Farr, W. E. Reed, A. N. Church, Tom Meinberg and T. J. Brown.



MIDNIGHT LUNCHEON AT APPLE SHOW CAUSES ILLNESS.

Spokane Men Stricken by Drinking Coffee and Eating Sandwiches

Made by Negro.

SPOKANE, Wash., Nov. 22.-(Special.)-As a result of being poisoned while par-taking of a midnight luncheon at the National Apple Show grounds Sunday, John Lynch, of Spokane, is in the hos-pital, and W. E. Parmelee, superintend-

pital, and W. E. Parmelee, superintend-ent of the grounds and buildings and A. E. Parmelee, his son, also were taken violently ill from the same cause. Sunday night the packers who had been working for several hours loading the big show on the special train to carry the display to Chicago, hired a negro to cook coffee and made sandwiches for them. All of the men drank of the coffee and several ate the food.

coffee and several ate the food. A short time afterward the packers were taken violently sick. All except Lynch revived after emetics and restora

tives had been applied. The cause of the strange illness which overtook the men is still a mystery, though there are many symptoms of copper poisoning and a few of the effects of measure

of mercury. CARTER SLATED AS JUDGE

Court of Commerce to Receive Montana Senator. It Is Said.

BUTTE, Mont., Nov. 12.—Private ad-vices from Washington say that the appointment of judge of the Court of Commerce, created by the last Con-gress, will be tendered to United States Senator Carter. For that purpose it is said he has

For that purpose, it is said, he has been summoned to Washington by President Taft.

Former Portland Resident Says Prisoner Conducted "Fake" Shop Here-Wife Engages Law-

yer to Defend Him.

VANCOUVER, Wash., Nov. 22-(Spe cial.)-Dr. Francis Stewart, wanted here CRUISING BIDS REJECTED for alleged embezzlement and larceny of \$1600 from the K. & S. Chemical Company, which he organized with a capitalization of \$75,000, arrived tonight from Vancouver, B. C., in custody of Sheriff Sappington. Stewart will be given a pre-liminary hearing before EL M. Scanlon,

liminary nearing before in al. Scannon, justice of the peace, tomorrow. Mrs. Cora G. Waggoner, now of Iola, Kansas, but formerly of Portland, Or., in a letter to E. M. Scanlon, receiver for the bankrupt company, says she is sure Stewart is the same man who cheated her out of two She writes:

Stewart is the same man who cheated her out of \$250. She writes: "I turned over to Stewart \$250 in cash. He skipped out with the money that night or the next day and I have never seen him since. His stock of goods turn-ed out to be mostly empty shelves, color-ed bottles, and bottles containing water and fake ingredients. I realized \$2 from a nearby druggist for a few things, and that is all I ever did get. If I can do anything to put this man in the penitenanything to put this man in the peniten-tlary, I shall be only too glad to do so. The name of our company was the Rose Chemical Company, and our place of isiness was 127% Lownsdale street, Portland, Or.

Madame Stewart, Dr. Stewart's wife, who is in Portland, has retained W. E. Yates to fight his case.

Stewart says he is innocent.

MANSLAYER MUST HANG

Court Overrules Motion for Retrial for Frank Garrison.

MARSHFIELD, Or., Nov. 22 -- (Special.) -In the Circuit Court at Coquille today Judge Coke overruled the motion for a new trial in the case of Frank Garrison, new trial in the case of Frank Garrison, found guilty of the murder of Roy Per-kins. Before being sentenced to hang, Garrison made a long statement, in which he declared that the officers had given untrue evidence and had made threats to get a confession from him. The date of the execution was not made

public, it being contained in the sealed death warrants sent to the penitentiary officials at Salem, who must execute

William Penn White, convicted of man-slaughter for killing his stepfather at

WOMAN ADDS TO CHARGE the family of Martin Larsen, residing a abort distance east of the city.

The victim is a baby less than a year old. The home is quarantined and every precaution is being taken to pre-yent the spread of the disease. A slight fever and other symptoms such as would be incidental to a stomach or intestinal disorder indicated the approach of the aliment. These were followed by convulsions, leaving the body partially paralyzed. The baby will recover, it is believed. Physicians think the right arm and

right leg will not be permanently par-

Chehalis County to Require Timber

Owners to Give Estimates.

the price being \$1000. SURETY COMPANY TO PAY

Ortis Hamilton's Bondsmen Will

Settle With State.

OLYMPIA, Wash., Nov. 22 .- (Special.)-Some time ago it was announced by Governor Hay that the National Surety Company of New York, which

ompany was on the bond of Ortis the Portland Mills. Hamilton, ex-Adjutant-General, now serving a term in the state penitentiary for embezzling state money, could

write no more state bonds, as it re-fused to pay the \$20,000 Hamilton bond.

cial.)—A. R. Berg, 35 years old and un-married, was accidentally killed at Stafford's logging camp, on the Hump-tulips River, 15 miles northeast of here, yesterday, by being crushed to death by a log. Berg was working on a side hill when a log he was bucking caught him beneath the heavy timber and crushed him beyond recognition. Berg has a brother in Tacoma. Flood Protection Asked. DAYTON, Wash., Nov. 22 .- (Special.) -Asserting that the value of their property is greatly reduced because Dayton has not provided proper pro-tection from floods, property-owners

and none will deny but that is

Logger Crushed to Death.

MONTESANO, Wash., Nov. 22 .- (Spe-A. R. Berg, 35 years old and un-

of West Dayton have united to peti-tion the Council to appropriate funds for building dykes from Rock Hill to property in jeopardy is more than \$1,-500,000.

Marshfield Feels Storm.

MARSHFIELD, Or., Nov. 22 .- (Special.) Owners to Give Estimates. MONTESANO, Wash., Nov. 22.—(Spe-cial.)—The County Commissioners to-day rejected bids for cruising the tim-bond. \$20,000, and not force the state



Your Guests Will Be Delighted

With all of the dainty dishes you set before them if you have used KAOLA in the making of them. KAOLA is pure, sweet, wholesome, white, odorless and never turns rancid.



For shortening-frying-cooking-baking you will find KAOLA more satisfactory than lard or butter. It is entirely a vegetable product. Not a particle of animal fat. Adds 100% to the goodness of things

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