

LOUIS DAVIS WINS IN HOMICIDE APPEAL

Supreme Court Reverses Polk County Court's Verdict of "Second Degree."

JUDGE ERRED, IT IS HELD

Fact That Young Man Had a Pistol on Him Is Not Proof That Murder Was Intended, Is Sub of Higher Court's Decision.

SALEM, Or., April 7.—(Special.)—Holding that the lower court erred in its instructions, the Supreme Court today reversed the verdict of second degree homicide in the case of Louis Davis, who killed his mother-in-law, Mrs. Eliza J. Stewart, at her home near Ballston, Polk County, last June. Justice Eakin wrote the decision.

Davis, who had been an inmate of the State Insane Asylum, arrived at the home of Mrs. Stewart, where his wife was living, early in the morning of June 30, 1913. He was warned by his father-in-law, G. M. Stewart, to go away, but refused and, according to Stewart, drew a pistol. The latter then summoned to the scene a neighbor, and Stewart again ordered Davis to leave. According to the witnesses, Davis commenced shooting the first shot striking Agnes, as Agnes and Stewart were trying to disarm Davis. Mrs. Stewart was killed. Stewart had a pistol, but said he did not fire it. The Supreme Court held that Davis' having a pistol when he arrived at the house was not conclusive evidence that he intended to use it.

DEFENSE HAS NEW EVIDENCE

Attorney Toose Promises Proof That a Shot Was Fired by Mr. Stewart.

DALLAS, Or., April 7.—(Special.)—Additional evidence, by which it is proposed to impeach the testimony of state witnesses, is promised by Attorney Walter Toose, counsel for Louis Davis, who today won the right of a new trial.

Davis' new trial will come up at the August term of court in Dallas County when a change of venue to Marion County will be asked.

Davis' defense has been self-defense, and Attorney Toose tonight said he still will be conducted on that basis. Mr. Toose said he had gathered evidence tending to show that Stewart, Davis' father-in-law, also had fired a weapon during the quarrel. This point was denied by Stewart at the trial.

4 ASK COMMISSIONERSHIP

Only Republicans Enter Race for Wheeler County Office.

FOSSIL, Or., April 7.—(Special.)—County Commission seems to be the office in greatest demand in Wheeler County, judging from the number of candidates. Those in the race are: M. Duke, of Fossil; S. Nelson, of Winlock; R. E. Wright, of Spray; and E. R. Laughlin, of Mitchell, all Republicans.

Oscar Kelsey, Republican; Joe Younce, Republican and Tom Craig, Democrat, are candidates for Sheriff. A. R. Lamb and Rafe Hankins, Republicans, are out for County Treasurer. Scott Sasser, Democrat, the incumbent, is the only candidate for County Clerk.

CHEHALIS PIPES READY

Work on Gravity Water System Is Progressing Rapidly.

CHEHALIS, Wash., April 7.—(Special.)—The first water pipes for use in the big main to be laid from the intake for the Chehalis gravity water system that is being built from the headwaters of the north fork of the Newaukum River to this city were hauled out this morning.

The pipes, which are made of wooden staves, are the first to be made by the Pacific Coast Pipe Company. Work on the two gravity water systems being built for Chehalis and Centralia is progressing rapidly.

WHEELER ROAD WORK ON

Hills to Be Eliminated on Rowe Creek Highway Near Fossil.

FOSSIL, Or., April 7.—(Special.)—Work on the Rowe Creek wagon road, between Fossil and Mitchell, that will eliminate two steep hills and make an easy grade all the way, was commenced last week under the supervision of the County Court. Sam McGilvray, for eight years roadmaster of Gilliam County, has been employed to oversee the work. The estimated cost of the new road is \$12,000.

NEWAUKUM FARMER DIES

Hans Jensen Drops Dead Loading Wagon at Chehalis Warehouse.

CHEHALIS, Wash., April 7.—(Special.)—Hans Jensen dropped dead from heart disease this afternoon at a local warehouse while loading his wagon with supplies. He was 52 years old and a well-to-do farmer of the north fork of the Newaukum Valley. A widow, several children and a brother survive him.

MAYOR'S CHAIN RETURNED

Pendleton Executive Gets Back Article Lost by Thief.

PENDLETON, Or., April 7.—(Special.)—Mayor Matlock lost a highly prized and valuable gold watch chain several months ago, and he advertised, offering a liberal reward for its return. He has since mourned his loss, until yesterday, when it was returned to him by the manager of a local moving picture theater, who found it where it had been dropped in an aisle by someone evidently other than the rightful owner.

"JAIL THEM," SAYS CROOK

Oregon County Wants Washington Men Confined During Appeal.

NORTH YAKIMA, Wash., April 7.—(Special.)—Engelhart & Risner attorneys here for Crook County, Oregon,

in extradition proceedings against Willis Thorp and W. C. Calhoun, prominent stockmen of Tappanish, Wash., have been instructed to take aggressive measures to compel actual imprisonment of the defendants, pending the outcome of a habeas corpus action in resistance of the extradition. The Oregon officials complain that, although the case has been pending for nearly a year, Thorp and Calhoun are only nominally in custody of Sheriff Metzger, of this county.

BOOSTER MEETINGS SET

FOSSIL COMMERCIAL CLUB WILL HEAR DR. WITCOMBE.

Banquet for Farmers and Business Men Also to Be Given—Contests for School Children Arranged.

FOSSIL, Or., April 7.—(Special.)—In response to an invitation issued from Fred Edwards, president of the Fossil Commercial Club, Dr. James Withycombe, of Corvallis, will address the club at a public meeting in the Court-house Saturday night, May 2, an "Agricultural Possibilities of Wheeler County." After the lecture the club is to give a banquet to farmers and business men from all over the county, at which Dr. Withycombe again will speak. Politics will be avoided at both meetings.

Since the recent visit of Tom Richardson, the Fossil club has been active in the formulation of plans for the general welfare of both town and county. To instill the boosting habit into the school children, a prize of \$5 has been offered for the best essay on "Wheeler County," and \$2.50 is offered for the best club slogan, the contests being open to all children of school age in the county. Two other prizes are offered for the best argument for a six-acre public park, the best of the arguments to be used in the legal pamphlet to be issued to the voters of the town in advance of the bonding election. The children are taking great interest in these contests, and in addition are sending out club literature, describing the advantages of Wheeler County in letters that friends are writing to relatives and friends in Western Oregon and Eastern states.

WOMEN MANAGE 'CLEANUP'

Chehalis Makes Plans to Beautify City Early in May.

CHEHALIS, Wash., April 7.—(Special.)—Chehalis' 1914 cleanup day will be early in May, and the city commission will turn the management of the campaign over to a committee of the Women's Improvement Club. The city will provide teams for the work. On suggestion of the women's club the city has named Miss Rachel Russell as pure food commissioner. A pure milk ordinance was urged yesterday by the club, which claims that one dairy is peddling a product from cows afflicted with tuberculosis.

HILL OFFERS \$50,000

\$200,000 Endowment for Eugene College Is Begun.

EUGENE, Or., April 7.—(Special.)—An offer of \$50,000 to start a \$200,000 endowment fund for the Eugene Bible University was received today from James J. Hill, the St. Paul "Empire Builder." It came today, just two weeks after E. C. Sanderson, president of the Christian Church College in Eugene, made a plea for assistance in the office of Mr. Hill in St. Paul.

BIBLE UNIVERSITY DONEE

Railroad Builder's Gift Makes Possible the Expansion of Institution, After Five Years of Struggle.

by Christian Church Member.

The gift means much to the Bible University. For the past five years it has struggled through a period of expansion. It has developed a \$100,000 campus in addition to a \$20,000 campus for a girls' college, established three years ago. On the two campuses are six buildings, one of which is a \$40,000 stone structure, built in 1908. The Eugene Bible University has the largest theological school on the Pacific Coast, with an enrollment of 125 students, of which 50 are preparing to fit themselves as ministers. With the college plant modernized and equipped now properly endowed, plans are being laid for one of the strongest denominational colleges in the country.

It is proposed to raise the remaining \$200,000 by subscriptions from the Pacific Northwest. The field of the college, as allotted by the Christian Church, includes Oregon, Washington and Idaho, and it is believed that, with J. J. Hill's gift as a start, the money can be raised.

WAITRESS DIES IN FIRE

EFFORTS TO SAVE WOMAN IN CONDON HOTEL BLAZE FUTILE.

Victim Hung Lifeless on Third-Story Window; Several Persons, Including, Are Injured.

CONDON, Or., April 7.—(Special.)—One death, several persons injured and a loss of \$14,000 was caused by a fire which destroyed the Oregon Hotel in this city early this morning. The fire started in the laundry room from an unknown cause and spread rapidly. The entire building was soon a mass of flames. All occupants except two waitresses escaped serious injury. One jumped from a third story window and sustained severe injuries to her back. Her companion fell half way out of the window and hung there apparently overcome by heat and smoke. Efforts made to save her were futile. The dead woman is Gertrude Hjortas. She has no relatives here. The Chinese cook sustained a broken leg and A. Bush was seriously injured internally. The building and contents were insured for \$7000.



Own This Magnificent Laurelhurst Home!

Ten-room modified Swiss Chateau located on double corner in the very heart of the most exclusive homes in LAURELHURST, one block from car.

Many unique features incorporated and details worked out, making it in a class by itself.

Interesting features are the massive cement porch, portico and pergolas, arranged especially for private automobile entrance at side and rear, sun-room or tea room with automobile entrance from garden pergola. All windows and French doors have a special design of art plate glass.

Inside finished in Eastern quarter-sawn oak and select Oregon fir. Walls treated with flat-tone and decorated to harmonize with furnishings.

For particulars call at 270 1/2 Stark street, or Phone Main 1503, A-1515. Auto service.

PAUL C. MURPHY, Vice-President and Sales Agent for **Laurelhurst** The Addition of Beautiful Homes.

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INDIANS USE INJUNCTION

Braves of Lummi Tribe Want Fishing Place Protected.

SEATTLE, April 7.—Replacing tomahawks and war paint with the injunction, the braves of the Lummi Indian reservation, located in Whatcom County, near Bellingham, are out after the scalps of fishtrap owners who, they declare, are encroaching upon fishing grounds reserved to the Indians through an ancient treaty with the United States. United States District Attorney Clay Allen has been asked to become chief of the band and lead in the contemplated legal strategy. Through Craven & Green, attorneys

CLARKSTON, Wash., April 7.—(Special.)

Superintendent Theodore Sharp, of the Indian agency at Lapwai, Ida., is advertising for Hereford bulls to be furnished to the Indians on the Nez Perce Reservation. This is in line with the policy of the Commissioner of Indian Affairs, who is endeavoring to secure the raising of more and better beef cattle by the Indians.

Club Joins Fruit Association.

CLARKSTON, Wash., April 7.—(Special.)—The Vineland Industrial Club Distributors' Association, and a committee of six, headed by George Dag-

Cattle for Indians Wanted.

LEWISTON, Ida., April 7.—(Special.)



YOUR grandfather would have given up all hopes of having a new suit for Easter, with only four days to spare.

Today, upon a few hours' notice, you can choose an Easter Suit here at Ben Selling's that would do justice to any Fifth Avenue tailor.

All that is to be desired in custom tailoring, with the worries and high prices left out, have made

Stein-Bloch, Atterbury System and R. B. Fashion Clothes

the choice of Portland men, of every age, and in every walk of life.

Come now and see the great display of new Spring and Summer Clothes, from which to choose your Easter Suit!

--- \$20, \$25, \$30 and Upwards

The Boy's Easter Suit

Blue Serges and smart patterns that will appeal to mother and boy alike! The utmost in value and style—\$5 to \$15.

Sole Portland Agency for "L" System Clothes for Young Men.

Sold in Portland only by the Ben Selling Hat Store. Dunlap Hats, \$5.00 Brewer Hats, \$3.00

BEN SELLING LEADING CLOTHIER

Morrison Street at Fourth

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RAYMOND, Wash., April 7.—(Special.)—Raymond Camp, No. 372, Woodmen of the World, will soon move into its new lodge building which is receiving the finishing touches and which will be formally dedicated some time next month. The new building is 48x110 feet and two stories high.

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Sacred music for Easter—and other times—in your own home on the Victrola.

Do you crave for the good old songs of heart and home that bring you the memories of days gone by? Do you want some inspiring band music to set your feet and heart a-patter?



Hear your favorite hymns at any Victor dealer's. There are Victrolas and Victrolas in great variety of styles from \$10 to \$200. Victor Talking Machine Co. Camden, N. J.



Victrola XVI, \$200 Mahogany or oak

Do you desire the pleasure of having the greatest opera stars at your command, of having repeated the gems you may have heard, the arias which may have impressed you with their sublime beauty? You have only to wish for all this music to actually hear it. No matter where you live, the Victrola brings this same music.

We have a Victrola for you at whatever price you want to pay and are very liberal with our terms, spreading easy payments gotten in the pleasure you and your family derive.

Do not deprive yourself longer. Visit our Victor Department and make your selection and have it delivered today.

Steinway Weber and Other Pianos Sherman Clay & Co. Pianolas Morrison at Sixth Opposite Post Office