

BLESSED BE THE MAN WHO IS IN A HURRY. HE NEVER STOPS TO TELL HIS TROUBLES

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ORE. SUPREME COURT REVERSES CONVICTION OF J. S. BARTON

Retrial Ordered in Noted Coquille Assault Case—Reasons for Reversal Told.

PROSECUTOR'S COMMENTS ON EXCLUDED EVIDENCE

Also Holds Instructions Asked by Defense Should Have Been Given to Jury.

SALEM, Ore., May 26.—Because prosecutor Liljeqvist commented upon evidence which the court had ordered excluded and because the court refused to give instructions asked for by the defense, the Oregon Supreme court reversed the Circuit court of Coos county in the case of Jesse S. Barton, convicted of assault upon Miss Madge Yoakum. Barton represented Coos county in the last legislature. Miss Yoakum at the time of the alleged offense was a clerk for the company at Coquille, with which Barton is connected.

Cause of Reversal
During the trial prosecutor Liljeqvist sought to introduce evidence to show the reputation of Miss Yoakum. The court excluded this and the prosecutor then stated to the jury what he intended to show by the evidence. Prior to the indictment of Barton, a petition of citizens of Coquille, deploring the moral conditions in Coquille and calling attention to Barton's case, was addressed to the grand jury. The Supreme court held this showed a strong sentiment against Barton and the court should have instructed the jury not to be guided by sentiment.

C. A. SMITH AND WIFE ARRIVE

Head of Lumber Company Is Here for Short Stay—Capt. Olson's Fast Trip Up.

Mr. and Mrs. C. A. Smith arrived here yesterday on the Adeline Smith to spend a few weeks on the Bay. This is Mrs. Smith's first trip here in over five years and in honor of her coming, Capt. Olson made one of the fastest trips from San Francisco that the Adeline has yet made, her running time being only about thirty hours. Mr. Smith has been indisposed and yesterday and today was confined in his apartments at the office building by a bad toothache. He has just returned from an extended eastern trip. F. A. Warner who was expected here with him will probably not arrive before a week or so.

Mr. Smith has been anxious to have Mrs. Smith visit here before but on her previous trip to the Bay, she encountered the worst storm that has prevailed along the coast in a long time and she became very seasick and had a horror of the ocean voyage. However this time they had a fine trip up. Mr. Smith wanted her to see the many changes they had made in the plant here and she also wished to visit at the home of their son, Vernon A. Smith.

It was said that there was nothing new to give out concerning Mr. Smith's visit here this time. Aside from the completion of the plans made for docks and warehouses necessitated by the opening of South Front street. Other matters are the inspection of the Eastside mill, which has been reopened since his last visit and also the inspection of the Smith-Powers road which A. H. Powers is completing.

Mill Slough Filled.
This is Mr. Smith's first visit here since the completion of the Mill Slough fill. Owing to his indisposition he has not been able to see the marked changes that the fulfillment of his wish has wrought in the appearance of Marshfield. The closing of Mill Slough has been a hobby with him since his first visit to Marshfield, even before he acquired the big interests here and was personally interested, and its realization will be a source of great satisfaction to him. Just how long Mr. and Mrs. Smith will remain is not known.

SHAMROCK IS LAUNCHED.

Sir Thomas Lipton's Yacht Slides Into Water Today.

GOSPORT, England, May 26.—The Shamrock IV, challenger for the America's cup, was launched here today and christened by the Countess of Shaftesbury.

As the new challenger slid down the ways, the Countess of Shaftesbury, who had done similar service for the Shamrock III, christened Sir Thomas Lipton's latest champion. Yachting experts appeared greatly impressed with the boat and expressed the opinion that she had a better chance than any of her predecessors.

BARTON CASE IS REVERSED

Oregon Supreme Court Orders New Trial in Coquille Assault Case Today.

The Oregon Supreme Court today reversed the conviction of J. S. Barton of Coquille on the charge of assaulting Miss Yoakum and ordered a new trial. No details of the grounds on which the Supreme court reversed the decision of the circuit court were given. It is not likely that a new trial of the case can take place before September.

The Barton case was submitted to the Supreme Court about a month ago. C. F. McKnight and Judge Sperry were attorneys for Barton and District Attorney Liljeqvist had charge of the prosecution, but in submitting the case to the Supreme Court, Mr. Liljeqvist had a Salem attorney argue it for him.

The Barton case caused quite a furore at Coquille. Mr. Barton was indicted on charges preferred by Miss Yoakum, an employee in his office, with attempting to assault her in the vault of the abstract office at Coquille.

ROOSEVELT IS IN WASHINGTON

Former President and Party Arrive at National Capital Today—Kept Busy.

WASHINGTON, D. C., May 26.—Col. Roosevelt and party arrived here this afternoon and were met by a committee of the National Geographic Society and immediately began carrying out the program.

WASHINGTON, D. C., May 26.—Colonel Roosevelt's third visit to Washington since he quit the Presidency more than five years ago excited the keenest interest. The principal interest centered in his lecture before the National Geographic Society and the conference with the Progressive leaders in Congress. He was also to pay his respects to President Wilson.

PANAMA TOLL IS DISCUSSED

Senator Jones, of Washington, Says If Law Is Repealed People Will Rewrite It.

WASHINGTON, D. C., May 26.—The Panama Tolls Exemption repeal was debated again in the Senate. Senator Jones of Washington led off with an attack on the bill. "The American people will not have their rights foreclosed in this manner," he approved this legislation," he said. "Repeal this law now and the people will rewrite it and insist on it."

Senator Jones said that the time to arbitrate the dispute with England was before the repeal and not after the war advocates of the repeal, he said, had exercised "Huertain" ingenuity seeking out a reason. Sutherland, of Utah, introduced a resolution calling on the president to submit to Great Britain a proposal for the creation of an impartial tribunal for Arbitration.

Meet Today.—A meeting of the Chamber of Commerce executive committee is to be held late this afternoon to consider a plan for sending the Coos Bay concert band to Portland and to tour the Willamette Valley. They will probably take up the Fourth of July celebration matter also. The saloons are objecting to donating more than \$25 apiece for the celebration and some threaten to drop the celebration.

Many Wanted Building.—There was a land office rush for the old Tabernacle building which the Smith company offered free to the party removing it. Mrs. H. H. Harris responded soon after the Times issued and got it. Many others applied and this morning three men were waiting at the office anxious to get it.

TWO LIVES IS COST OF KISS

Reginald A. Barr of Lisle, Ill., Says He Accidentally Killed Sweetheart—Suicides.

LISLE, Ill., May 26.—Reginald A. Barr, leaving behind him a note declaring that his slaying of his sweetheart, Florence Bentley, on Saturday night was accidental, jumped beneath a moving train early today and was killed. He said he attempted to kiss the girl and she screamed and he placed his hand on her throat. "She became quiet all of a sudden," said the note. The note said he had attempted suicide by drowning and poison unsuccessfully.

CEREMONY IS HELD TODAY

Body of Late Empress Dowager Haruko, of Japan, Is Placed in Grave.

KYOTO, Japan, The casket containing the body of the late Empress Dowager Haruko, was placed today in a grave at the imperial mausoleum of Monoyama. The burial place is near that of the Emperor Meiji. Thousands of people knelt in prayer during the ceremony.

CHINESE CONSUL SEEKS GIRLS

Statewide Search in California for Chinese Children Who Were Kidnapped.

SAN FRANCISCO, May 26.—The two children of the Chinese Consul General at San Francisco were found asleep in a dry creek bed today where they had wandered and become lost.

SAN FRANCISCO, May 26.—A statewide search was inaugurated today for the two little daughters of Shan Ching Shu, Chinese Consul General in San Francisco, who disappeared from their Berkeley home Sunday night. The theory is advanced in Chinatown that enemies of the faction represented by Shan spirited the girls away for political purposes. The children, aged 13 and 8, wore the Chinese costume. Neither speaks English.

BIG LOGS TO PANAMA FAIR

C. A. Smith Company Ships Four Monster Pieces on Adeline Smith for Fair.

The four big logs contributed by the C. A. Smith Company towards the erection of the Oregon Pavilion at the San Francisco Exposition are being loaded on the Adeline Smith this afternoon. The logs are immense ones, being forty-five feet long and five feet in diameter at the small end. Two of the logs are fir and two cedar. The Adeline Smith took four similar logs donated by the Simpson Lumber Company down a few weeks ago.

E. U. Wheelock, the new general manager of the C. A. Smith company, and his wife who have been spending a week or ten days on the Bay will leave on the Adeline this evening.

J. E. Oren, former manager of the C. A. Smith Co. who was here last week for a visit, stated that business was picking up. He is now running a cabinet mill at Bay Point and operating two retail yards, one at Concord and one at Lafayette. Owing to the rush of business, he is operating the mill day and night.

HOW TO SAVE MONEY—TRADE WITH HAINES.

M'NARY WINS BY 16 VOTES

Defeats Judge Benson for Oregon Supreme Court Nomination by Small Margin.

PORTLAND, Ore., May 26.—Official count, as received here from various counties and tabulated today gave Charles L. McNary a plurality of sixteen votes over Henry L. Benson in the republican primary contest for the nomination for the supreme court. Recent unofficial counts gave Benson a small plurality. Benson's supporters are hoping the official count at Salem might restore his lead.

REPUBLICANS TO BE REUNITED

Senator Borah Presents Picture of Reorganized Party Stronger Than Ever.

DETROIT, May 26.—A picture of the future Republican party reunited with the Progressive element, which left it in 1912, was painted by Senator Borah of Idaho, speaking at the state-wide conference of Republicans. "The Republican party is coming back into power," said Borah. "I said a year ago that the amalgamation which would take place would be an amalgamation of the voters, not of the assumed leaders. It is our duty to make it clear that the Republican party is to be as it was in its best days, a thoroughly progressive party."

UNITED STATES TROOPS TARGET

Shooting Occurs in Coal Fields of Colorado for First Time Since Army Entered.

TRINIDAD, Colo., May 26.—For the first time since they assumed control in the strike districts in Colorado, it was learned today, the United States troops were fired upon last night. The shooting occurred at the miners' camp at Segundo, where twenty shots were fired at the Federal troops.

ENGINEER OF TUG IS HURT

In Attempting to Start Flywheel with Crowbar Percy Milburn Receives Injuries.

Percy Milburn, engineer of the tug Coast, will be confined to his bed for at least three weeks as a result of injuries sustained last night when he attempted to start the gasoline engine of the tug by means of a crowbar.

The tug was coming out of the south fork of Coos River when the engine failed and in attempting to get the fly-wheel in motion Milburn placed the iron bar between the spokes to form a lever. The engine was quick to respond, throwing the crowbar which struck Milburn across the forehead knocking him unconscious.

Milburn was found by other attendants of the boat and he was rushed to the office of a physician, who upon examination found that in addition to the wound in the head, three ribs had been broken. Milburn did not regain consciousness until early this morning. He says that he can remember nothing that happened after he placed the crowbar in the spokes of the fly-wheel.

The tug Coast is used for towing barges up and down Coos River. It was recently brought to Marshfield by Eddie Morris, who operated the boat for several months on the Siuslaw.

Milburn says he has had little difficulty in starting the engine before. It always responded to the action of the crank he says.

Milburn has a room in the Bay View apartments.

MEXICAN PEACE DELEGATES WILL NOT GUARANTEE LAND TITLES

J. R. SILLIMAN AT VERA CRUZ

American Vice Consul Declines to Discuss His Experiences During Imprisonment.

VERA CRUZ, May 26.—John R. Silliman, American vice consul at Saltillo, arrived here today from Mexico City. He declined to discuss his experiences during his imprisonment until after he had made an official report to Washington.

QUIET IN MONTEREY.

Normal Conditions Are Restored in Northern Mexico.

WASHINGTON, D. C., May 26.—Normal conditions are prevailing again in Monterey, Consul General Hanna reported today to the State Department. The railroad to Saltillo was to resume the carrying of passengers today and Hanna reported his plan to go to that city. Mrs. John R. Silliman, wife of the vice consul, received word at Saltillo of her husband's safe arrival at Vera Cruz. Mrs. Silliman expects to leave Saltillo soon with a party of other American women.

NO ORDER FOR BRIDGE WORK

Supt. Thos. Dixon Says Chief Engineer Hood Has Not Ordered Work Started Yet.

EUGENE, Or., May 26.—The date for starting construction work on the three big bridges on the Coos Bay-Eugene line has not been fixed and no definite preparations for contracts for the work have been made, except the original contract let by the Southern Pacific company to the McArthur Perks company, Thomas Dixon, superintendent of the Coos Bay-Eugene line, when asked about the matter today, made authorized the following statement: "The date for starting the bridge work has not been fixed, but we expect to get notice soon."

Under the contract which the McArthur Perks company has, Chief Engineer Hood of the Southern Pacific has the right to fix the time for commencing the various work along the route and it is up to him to say when the bridge work starts. The McArthur Perks company has been anxious to get all the contract work under way.

However, Chief Engineer Hood is said to be relying on the statement of Engineer Broughton, who took the soundings for the big bridges, and that was that the Coos Bay bridge could be completed in six to nine months. As the contract for the structural steel for the Coos Bay bridge does not call for the beginning of the delivery of it until January 1 next, there is ample time to begin the work and have it ready. It is reliably understood that the steel for the big bridges will be brought in after the rails have been laid to the points where needed, the heavy girders being handled better on cars than on ship.

RELATIVE IS FOUND DEAD

J. C. Walling and wife left yesterday on the Breakwater for Portland in response to a telegram announcing that their son-in-law's body had been found in the river there. They had received word a few days ago that he mysteriously disappeared. No particulars were given but Mr. Walling was inclined to think that he must have met with foul play. He said his son-in-law had been engaged in the spice business at Portland. In order to get home from his place of business, the son-in-law had to cross the river and might have either accidentally fallen in or been slugged. Mr. Walling has been here for some time for the purpose of starting a brick plant and resided on South Broadway.

DON'T SCATTER SHOT
Concentrate your advertising in the newspaper that reaches the people you want to talk to. Ammunition costs money. The Times saves money to advertisers.

Unexpected Hitch in Peace Conference at Niagara Falls Occurs Suddenly.

STILL HOPE TO SOLVE PERPLEXING QUESTIONS

Mexicans Say It Is Impossible for Them to Guarantee Action of New Government.

NIAGARA FALLS, May 26.—The wind in the Mexican mediation case suddenly veered once more today. When all seemed going well and everyone was optimistic and the Mexican delegates, believing they had reached accord with the Americans, were about to issue a formal statement explanatory of their position on the land question, and regretting it was clearly impossible for them to give guarantees as to the action of a new and recognized government, there came a sudden halt.

After making all preparations, the Mexicans said they had concluded to issue no pronouncement. It was obvious that there must be some more definite assurances respecting the land question to meet the declared purpose of President Wilson. How it was to be worked out was not clear, but little doubt was felt by those participating that it would be worked out.

Following the Mexican's announcement that they would not issue a statement, the American delegates dashed up in autos, rushed to the room of the mediators and a prolonged conference ensued. Justice Lamar later dictated the following: "We have begun to discuss terms and details of a plan of pacification. On a number of them we find ourselves in substantial agreement. Others are still under discussion and as to them there has been no agreement."

POSTPONEMENT OF TESTIMONY

New Haven Case Dropped Until June 3—Books of J. P. Morgan to Be Inspected.

WASHINGTON, D. C., May 26.—Further testimony before the Interstate Commerce Commission on the financial affairs of the New Haven railroad was postponed today until June 3 to permit the examiners to inspect the books of J. P. Morgan & Co., and the personal letters of the late J. P. Morgan.

JACOB RIIS DEAD.

HARRE, Mass., May 26.—Jacob A. Riis, author and social worker, died of heart trouble at his summer home at Aster, Long Island. He was a close friend of Theodore Roosevelt.

PRISON TERMS FOR OFFENDERS

LONDON, May 26.—The suffragettes who slashed the pictures in the National Gallery and Royal Academy and several window smashers were convicted and sentenced today. Six months imprisonment was given the picture destroyers, while the window smashers received four months. One frail girl collapsed in court as the result of a hunger strike.

FLOODS SWEEP UTAH VALLEY.

RICHLAND, Utah, May 26.—The dam of the Hatchtown irrigation reservoir in Garfield county, 65 feet high and 300 feet long, broke last night and released a flood which is rushing down the Sevier River Valley. The settlers were warned and it is believed that no lives were lost, but many homes were swept away.

No Deal Made.—Mrs. Enoch Holland states that the report about the Michael Kerrigan property at the corner of Broadway and Commercial being sold is incorrect. Mr. Kerrigan has been quite sick at the Holland home.