THE WEATHER.
Tonight and Saturday, fair; light frost tonight; easterly winds.

The Oregon Daily Journal

Second Edition

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STOLE FROM EMPLOYER TO KEEP SISTER FROM HORROR OF STARVATION

J. M'Diarmid Absconds With American Type Founders' Coin.

Leaves Bride and Bright Future for Sense of Duty.

He Kissed Her Goodbye and Vanished From Human Ken.

A brother's devotion for a sister, a sister who was his companion in childhood, has caused James C. McDiarmid, bookkeeper for the American Type Founders Company of this city, to forget stern duties. He heard her cry of destitution and casting his probity to the winds responded to her call. Back to her impoverished home in Boston he sent aid. It was other people's money. Today McDiarmid is a fugitive, charged with a crime which the law calls embezzlement. A bright career is probably ended, and all because he chose between fraternal love and duty.

JAMES C. M'DIARMID

Last July James McDiarmid was engaged by the American Type Founders Company as an expert bookkeeper. He came highly recommended from the Oregon Railway & Navigation Company, and the officials in the auditing department of that company say that a more competent man has never been in their employ. He entered into his new position with assurance and very soon his capability was known to John S. Pinney, manager of the type founding company. McDiarmid worked faithfully and received a good salary in return. He was quiet, even to reticence, and his habits were above criticism. Prior to his coming to Oregon he was engaged in profitable mining operations in California and while there he met Miss Nellie M. Gibson of Ashland, Or., grew to love her, and after a courtship of three years' duration he married on February 21 of this year. Bringing his young bride to this city he established a pretty home at 364 Taylor street, and no couple seemed happier than James McDiarmid and his pretty young wife. When the husband was not at his office he could be found by his fireside, and not a foreboding thought troubled the waking moments of the wife.

Touches His Heart.

Early in February, or during the latter part of January, it is said that McDiarmid received a letter from his only sister, a young married woman living in Boston. She related a story of destitution and said her husband had proven utterly worthless and would not provide even food for his wife and two little children. James McDiarmid knew the husband of his sister; he had known him on the wedding day in Edinburgh, Scotland, a few years ago. At that time the man was well to do and a gentleman. He came to America and by bad speculations he lost all he possessed and becoming despondent began to drink. The downward journey was short and soon the brother-in-law became so low that one room in a tenement house was the shelter he provided for his family. As an occupation, it is said that he did odd jobs about saloons, getting a stray dime here and a drink there. It was then that the wife wrote the sad story to her brother Jim. It was then that he responded with a brother's love. He sent money—all he had, and more—and there was enough to get in the little room back there, but Jim McDiarmid is a fugitive.

Speaks Well of Him.

At the American Type Founding Company's office there is a keen feeling of regret. Nobody about there will say aught but that the missing bookkeeper was an industrious man and one never to be suspected of a crime. Mr. Pinney, when speaking of the subject today, said:

"I will admit that I am a poor judge of human nature, or else James McDiarmid has some excuse to offer for his doing as he did, which will explain away the odium under which he now is hidden. I employed him last July and a more competent man I never knew. He is a man about 32 years of age and very prepossessing in his looks and is thoroughly educated. He graduated, I believe, from the Edinburgh University, but of this I am not positive. He learned the details of this intricate business very rapidly; so quickly, in fact, that I detailed him on March 4 to go to Seattle, where the company is enlarging the plant, making it into an independent branch. When he left I instructed him to take apartments at the best hotel in the city at our expense. This he did by taking rooms at the Hotel Cecil, a new hostelry, which is said to afford good accommodations. His work in Seattle would have occupied six weeks, and at the expiration of that time it was the intention of the company to make him manager of the Portland office, vice myself, slated for a promotion. I also informed him that he could return to Portland every Sunday and be with his young wife, of whom he seemed very fond.

Last Seen of Him.

He returned to Portland, leaving Seattle on a late train March 7, and Sunday, March 8, he affectionately bade his wife good-bye, telling her that he was compelled to return to Seattle at 2 o'clock that afternoon. The last seen or heard of him by his bride was at 1 o'clock that Sunday afternoon.

"We had received no word from him and believed he was still in Seattle. Imagine my surprise when my manager, H. W. Rowland, wired from Seattle February 11 asking me why I was holding McDiarmid. Instituting inquiries I discovered that he had been in Portland the previous Sunday and that was the last of him. I ascertained that he had entered into his duties at Seattle with spirit and had employed a bookkeeper, as I had instructed, and was progressing well with his work.

Found Discrepancies.

"Not mistrusting that anything was wrong with his accounts, I secured the services of my old bookkeeper, W. A. Lee, who is now in business for himself in the Marquam building. An hour or two before Mr. Lee made his appearance for work I rung up a customer on the telephone and requested him to remit $500, an amount he owed the company. I was nonplussed when he told me he had paid me by check several days before. True enough he had done so, and the check had passed through the bank in regular order, but had not been entered on the cash book. That fact told the tale. McDiarmid had evidently exchanged the check for $500 in cash, which is now missing. I wish to reiterate," said Mr. Pinney, "that James McDiarmid had no superior in his profession that I know of, and enjoyed the acquaintance of some of the best citizens in Portland. His fall is a sad one, take it as you may. He had a young sister," concluded Mr. Pinney, "who was in dire need several weeks ago, and I know he sent money to her in Boston. He was kind-hearted to a fault.

A Call On Mrs. McDiarmid.

"Have you any good news for Mrs. McDiarmid," said the lady who opened the door to the reporter when he called at 364 Taylor street today. "Every one who calls, she believes has tidings from her husband," were the parting words as she hastened up stairs to tell the young wife that a visitor wished to see her.

Coming hurriedly from her apartments above, Mrs. McDiarmid met the caller in the hall.

"Mrs. McDiarmid, have you heard anything from your husband?" was asked.

"No, not a word; and I would rather die than be in this suspense. I am sure something terrible has happened to him, else he would not have left me," replied the deserted wife, whose eyes were red from recent weeping.

Mrs. McDiarmid bore the ordeal of a brief interview with fortitude, but under no consideration would she listen to questions reflecting on her husband. She said that she had been engaged to him for two years prior to their marriage, and had met him in California three years ago. Seeing that Mrs. McDiarmid was becoming agitated from questioning, the interview ended and her parting words were: "Jim will come back to me soon. You will see."

McDiarmid's Courting.

The following dispatch was received from Ashland, Ore., the home of the young wife, and where she so often awaited the visit of the man who has now deserted her:

"Ashland, Ore., March 20, 1903.

"Oregon Daily Journal,
Portland, Oregon.

"Mrs. Nellie Gibson McDiarmid was raised in Ashland, and is one of the most esteemed young women in the town. She is the daughter of J. R. Gibson, a well-to-do and industrious fruit grower. She first met James McDiarmid during a year's residence at Hornbrook, Cal., some three years ago. Mr. McDiarmid was at that time employed there as bookkeeper and also had successful mining deals on hand. He bore an excellent reputation in California, and left there for employment in the auditor's office of the O. R. & N. Nellie Gibson and James McDiarmid had been engaged two years before they were married in February. He frequently visited her here, and her friends speak of him as a quiet, unassuming and refined gentleman of superior education. He is a Scotchman, 32 years of age and belongs to a prominent Scottish society in Portland. Friends of the young couple are numerous in Ashland, and when the wedding occurred there were hosts of congratulations.

"VALLEY RECORD."

There is a Weekly Journal, at only $1 a year, to any address. There is a Semi-Weekly Journal, 104 copies during the year, for only $1.50, to any address.

WOMEN KILLED BY FAST TRAIN

Four Meet Death While Walking on Track.

(Journal Special Service.)

PHILLIPSDALE, R. I., March 20.—While walking on the track of the New York & New Haven Railway this morning, four women were crushed to death under the wheels of a fast express train.

The women were residents of Pawtucket. They started on a pedestrian expedition to a neighboring town and took the railway track as the most direct route. A train approached from the direction in which they were facing and whistled loudly. The women made a dart to one side, stepping onto the adjoining tract. Another train came along at that instant and dashed over them. The women probably failed to hear the whistles of the second train. Their bodies were frightfully mangled. An inquest will be held tomorrow.

SURVIVES DUEL, IS KILLED BY A BLACKBERRY PIE

(Journal Special Service.)

REDDING, March 20.—After surviving a desperate duel with knives, in which he killed his opponent, and was himself terribly carved, Lee Barnes has been laid low by a plain, ordinary blackberry pie.

Barnes is dying from the effects of eating an entire pie yesterday. Shortly after finishing the pastry he was seized with violent cramps, stitches which had been taken in his lungs and abdomen broke and the surgeon says his recovery is impossible.

A few weeks ago Barnes fought a terrible duel with Bill Silverthorn, in which the latter was killed. Barnes was almost disemboweled, and was at first supposed to be dead. He regained consciousness, however, and was on the high road to full recovery when he went against the blackberry pie, which has apparently done deadlier work than Silverthorn's dagger.

GRAND JURY CONTINUED

(Journal Special Service.)

SEATTLE, Wash., March 20.—Judge Griffith of the Superior Court today made a ruling that a Superior Court grand jury when convened could remain in session as long as the members saw fit. The opinion, while not made from the bench, can be formally secured by application if the members of the jury want it. The opinion was made at the request of several attorneys, who asked Judge Bell to look up the matter and give them his ruling. It has been generally understood that the jury would have to adjourn at the end of three calendar months, which would be March 31. If the opinion is handed down in the regular form the gamblers and other criminals in the tenderloin district will be forced to close business. Ever since the jury has been in session they have been quietly resting on their oars, expecting that when the grand jury adjourned they would be allowed to resume their former business. The news of the opinion created consternation among the gamblers and lawbreakers yesterday. It is feared that the jury will keep on indefinitely, even if it does cost the taxpayers $75 a day.

INSPECT CELILO PORTAGE

Governor and Party Go Over the Proposed Route.

Citizens of The Dalles Accompany Officials on the Trip.

No Work for Ninety Days After Adjournment of Legislature.

(Journal Special Service.)

THE DALLES, March 20.—Governor Chamberlain, Secretary of State Dunbar and State Treasurer Moore made an inspection this morning of the proposed route of the Portage Railroad which is to be constructed by the state around the rapids of the Columbia at Celilo.

The three officials came up from Portland last evening and a special engine and car took them to Celilo this morning. They were accompanied by a number of prominent citizens of The Dalles.

The appropriation made for the Portage Railroad is $165,000. The inspection made today is the first step toward carrying the undertaking into execution.

"We are here simply to look over the route," said the Governor. "No work can be done until ninety days have passed from the adjournment of the Legislature, so as to give the required opportunity for invoking the referendum. Our first step then will be to obtain a survey and estimate by competent engineers and then bids for construction of the road will be received. We must find out, of course, whether the road can be built for the amount of the appropriation."

The length of the road will be about eight and a half miles and it is the generally accepted opinion that the most feasible route is between the O. R. & N. tracks and the river, starting at the big eddy four miles from The Dalles and ending above the Taffe tannery at Celilo. The route was carefully inspected and frequent stops made in order to allow closer examination of the topography. It is estimated that for at least two miles the road must be built on trestles, which must add materially to the cost. Residents of The Dalles are confident the total cost will not exceed the appropriation, but some serious doubts are expressed by others. This question is a very important one, for if the bids exceed the appropriation, the Governor and his colleagues might decline to run the state into debt by commencing work. The appropriation is to cover terminals and rolling stock, as well as the construction of the road.

Among the citizens who accompanied the state officials on the trip were: Mayor F. S. Gunning of the Dalles, Judge Blakeley, ex-Governor Moody, Representative Whealdon, Sheroff Sexton, Walter Moore, E. O. McCoy, H. J. Maier, F. A. Seufert, Arthur Seufert, J. C. Hostetler, G. J. Farley, J. M. Russell, F. A. French, J. T. Peters, James Ireland, Ed. M. Williams, Fred. Wilson, F. J. Bonn, S. Bolton, J. B. Crossen, A. J. Falt, R. Campbell, Assessor Woodcock of Wasco County, and W. H. H. Dufur.

About five and one half miles of road will run through the property of F. A. Seufert; William Michaels owns about half a mile; Sylvester Farrell two miles, and I. H. Teffe a quarter of a mile of the proposed route. It is believed that reasonable terms can be made with all of them for right of way.

ADVANCE ENTRIES AT OAKLAND

OAKLAND, March 20.—The over-night entries for tomorrow's races are as follows:

First race, seven furlongs, selling:

4422	Cougar	108	4454	Myriad Dancer	97
4429	Flo Culver	100	4414	Lou Cleveden	103
4379	Donee	100	4414	J. McCarthy	113
4419	Yellowstone	105	4435	Sir Dougal	103
4338	St. Germain	105	4295	Sailor	105
4418	F. Pearce	105	4454	Declaimer	102

Second race, nine sixteenths, purse, 2-year-olds:

4447	Rapid Water	115	4421	Bombardier	104
4447	H. L. Frank	107	4332	Toledo	110
4403	Military Man	110			

Third race, eleven sixteenths, purse:

4433	Zon Zollern	110	4351	Peter J	91
4171	Money Muss	107	4393	Double Six	105
4427	Royal F	106	3994	Duke of K	103
	Orleans	105	4304	Organdie	89

Fourth race, four miles, Thornton Stakes:

4445	Star Cotton	113	4411	Siddons	115
4430	Learoyd	106	4327	Artilla	111

Fifth race, mile and seventy yards, handicap:

4449	Horton	109	4429	Diamante	102
4448	Grafter	108	4412	Flush of Gold	105
4435	Meehanus	104	4418	Albert E	89
4375	Lender	104	4443	Orlana	100
4455	Barklyite	107	4455	Forest King	99
4429	Antilee	105	4459	Lady Kent	99
4455	Grail	106			

Sixth race, mile and eighth, selling:

4451	Filibuster	100	4430	Baffled	101
4460	Greyfeld	112	4424	Rosarie	86
4378	Windward	100	4442	Goldone	104
4442	Bonnie Lassak	104	4230	Reana	102
4457	Louwelsea	89	4460	Gilisando	100

Seventh race, three quarters, selling:

4248	Fairbury	103	4431	Glendenning	103
4446	Mimo	96	4448	Solon	108
4448	Ned Dennis	108	4431	Rag Tag	104
4448	Propeller	99	4263	Ada N	105
4454	Hainault	106	4429	Ethylene	99
4446	Quiz II	108	4389	Oraina	92
4429	Kitty Kelly	102			

Indications—Weather clear, track fast.

M'BRIDE MAY VETO.

(Journal Special Service.)

OLYMPIA, March 20.—Governor McBride may veto the appropriation bill for the Lewis and Clark Fair. This is said to be his intention at this time, although he has not definitely announced his purpose. The St. Louis appropriation, however, will stand.

MISSOURI COURTS STRIKE BEEF TRUST HARD BLOW --INFLICT HEAVY FINES

Packing Companies Get Scorching from High Court.

Must Pay $5,000 Each in Fines, or Leave the State.

Armour, Cudahy, Swift, and Other Large Firms Lose.

(Journal Special Service.)

JEFFERSON CITY, March 20.—The hardest blow the meat trust has ever received was dealt by the Missouri Supreme Court today.

The proceedings to oust the five defendants from the State, brought by the Attorney General last summer, culminated in the decision of the Supreme Court, which affects the biggest packing companies in the country.

Fines of $5,000 each were assessed against Armour & Co., Cudahy Packing Company, Hammond, Schwartz & Shields and the Sulzberger Packing Company.

In addition to this the Supreme Court orders the members of the combine to pay at once the full costs of the action, which will amount to $5,000 in each case.

The strongest point in the decision, however, is that in which a penalty is fixed for violation of the order to pay.

It is decreed that unless the members of the meat trust shall pay the fines and the costs of the action within 30 days, they will be ousted from the state and prevented hereafter from doing business within the borders of Missouri.

There still remains the termination of the definite "ouster" proceedings which are yet to be heard on the merits of the contention of the Attorney-General. The decision of the court today is taken as evidence that the combine will be declared an unlawful aggregation for the purpose of restricting trade and controlling prices.

WOMAN WHO CAUSED A TRIPLE TRAGEDY

MRS. E. L. BURDICK.

BUFFALO, March 20.—It would not surprise those who have been watching the latest developments in the Burdick murder case if Mrs. Burdick, wife of the man who was mysteriously murdered, should be placed under arrest at any moment.

The finding of the letter from Arthur Pennell in which the latter, addressing Mrs. Burdick, said that he felt he would be compelled to kill Burdick, furnished the police with an important clue which they have been following energetically.

Mrs. Burdick, whether or not she knows anything of her husband's murder, was undoubtedly the direct cause of the Buffalo triple tragedy in which Burdick, Pennell and Mrs. Pennell were killed.

The expected arrest was not made today, which leads to the belief that there is no foundation for the report that Burdick was killed by a policeman in Pennell's employ.

Interest now centers in Mrs. Burdick's forthcoming testimony when the inquest is resumed.

TREATY IN GRAVE DANGER

Cuba Must Act Quickly in Its Ratification.

(Journal Special Service.)

WASHINGTON, D. C., March 20.—As a result of a conference this morning between Cuban Minister Quesada and Assistant Secretary of State Loomis, the former at once dispatched a telegram to President Palma urging that the latter immediately call an extraordinary session of the Cuban Congress for the purpose of ratifying the amendments to the reciprocity treaty that was adopted by the United States Senate yesterday afternoon.

Under the terms of the treaty ratification must take place before April 1, in order that the compact be binding upon both parties. In view of the fact that but ten days remain, during which time it will be necessary for Cuba to ratify the treaty, and for the same to be returned here for exchange, grave fear is entertained that the action of the American Senate in amending the treaty may result in killing it altogether.

UNION ANGRY AT THE FIRM

Meier & Frank Co. Said to Have Incurred Wrath of Plain People.

There is a lively row on over the discharge of two delivery drivers from the department house of the Meier & Frank Company. The two men say that they have been discharged without cause, and if such can be proven to be the case the unions may take retaliatory action against the firm. President Fellner of the Drivers' Union alleges that one of the firm's members ordered him off the sidewalk in front of the store, and that an effort is being quietly made by the firm to break up the union.

The Meier & Frank Company depend almost entirely for their patronage in quarters where the unions are most strong, and a lively fight may be waged before the battle is won by either side.

NEGROES TO FLOCK INTO CALIFORNIA

Will Colonize Southern Part of State.

(Journal Special Service.)

LOS ANGELES, Cal., March 20.—There is a feeling somewhat akin to alarm in this city over reports that immense numbers of negroes are to colonize in Southern California.

Traveling passenger agents of the Southern Pacific Railroad say that since the company put on cheap colonization rates 2,000 negroes have come to Southern California.

These agents declare that 15,000 more negroes will arrive here before the first of June.

The Herald of this city, in an editorial, says that Southern California is to become the Mecca for the blacks of the Southern States.

FORT BRAGG LUMBERMEN ON STRIKE

Discharged Men for Forming Union.

(Journal Special Service.)

UKIAH, Cal., March 20.—One thousand employes of the Fort Bragg Union Lumber Mills are on a strike. The trouble was caused, it is said, by the discharge of several union men, who were organizing the employes.

The formation of the union has been in progress for some time, but the companies had taken no action in the matter until yesterday.

Citizens of Fort Bragg declare there is not the slightest danger of trouble, but despite this the companies are preparing to take armed men into the lumber country. The employers have asked thirty deputy marshals sent to Fort Bragg. Many laborers heretofore employed in the lumber camps are leaving for other towns.

SHIPS MEET IN A HEAVY FOG—SIX DIE

(Journal Special Service.)

NEW LONDON, March 20.—Two steamers came into collision off this port at an early hour this morning during a dense fog, and as a result two passengers and four members of the crew of the passenger vessel Plymouth are dead and several others are in hospitals more or less seriously hurt.

While the Plymouth was steaming at slow speed and blowing her fog siren at frequent intervals the big freighter Taunton loomed suddenly through the mist and struck her, head on. The freight boat was making good speed and tore 35 feet of staterooms and superstructure from the side of the Plymouth, just aft of the pilot house. Many staterooms were smashed to kindling wood, being for the most part occupied by passengers who had not yet arisen. Two of these were killed outright and many were crushed or badly shaken up.

A gaping hole was torn in the side of the ship below the water line, flooding a steerage compartment and drowning four colored waiters, and perhaps others.

There was momentary confusion as the passengers began to tumble from their berths and scramble to the deck, but the officers of the Plymouth remained cool and it was soon ascertained that by closing water bulkheads it was possible for the ship to proceed here under her own steam.

The Taunton arrived this afternoon. She was not seriously damaged by the collision.

Divers are at work this afternoon recovering the bodies of the dead, four having already been taken out of the Plymouth's crushed compartments.

All the injured are being cared for in the hospitals here and all will recover.

COLLINGE CASE IS DISMISSED

The charge of seduction preferred against Dr. Collinge by Miss Maud Marsells, was dismissed this morning by Municipal Judge Hogue at the instance of Deputy District Attorney Adams. The reason given was that the District Attorney had no jurisdiction to prosecute where the offense was not committed in this county and state.

Attorney James Gleason, who has been retained by Dr. Collinge, appeared in court this morning, and demanded that the case be called. As there was no way out of it the case had to be dismissed. It had been continued four times, and would have been continued this time had not Attorney Gleason demanded a hearing.

Suit for $10,500 was filed in the Circuit Court yesterday against Dr. Collinge by Miss Marsells. She alleges in her complaint that she was a woman of good repute in Vancouver, B. C., and that Dr. Collinge seduced her. She asks $10,000 for mental suffering and $500 for the care of her child and medical attendance