

GOOD EVENING.

The Weather: This afternoon, tonight and Thursday, snow; southerly winds.

Oregon



Journal

IT'S Thoroughly Up-to-Date

In all the Requirement of a Modern Newspaper—That's What the People Say of the Journal

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PORTLAND, OREGON, WEDNESDAY EVENING, JANUARY 20, 1904.

PRICE FIVE CENTS.

MANING MEANS TO CLOSE ALL GAMBLING

"I Will Not Let the Matter Drop with the Fishbeck Case," Declares the District Attorney.

Will Proceed on His Own Initiative—Claim of Mrs. Minnie Fishbeck for \$165 Lost by Her Husband Will Stir Up a Storm.

"I shall not let the matter drop with this case. The district attorney has power to proceed on his own initiative against the gamblers, and I shall exercise that power."—District Attorney John Manning.

When the question was put squarely to him this afternoon, District Attorney John Manning said:

"I shall not let the matter drop with the Fishbeck case. The district attorney has the power to take the initiative in cases against the gamblers and I shall exercise that power. I have always stood ready to take up any case that is brought to me in good faith, and have never refused to issue a warrant under these circumstances."

"Previously the district attorney made this statement: 'I have no interest in the case further than to see a poor woman get justice. She has lost her money through the shortcomings of her husband, and it is only right that if any consideration is shown it should be to the woman instead of the gambler.'"

"I have not singled out Erickson for a mark to prosecute. Any other house would have been served in the same manner under the circumstances."

"I have no desire to interfere with the policy of the city in the regulation of gambling as it is up to the city to control that as they see fit."

"However, when a woman is deprived of her money and comes to me to help her recover it, and the owner of the gambling house tells me to tell her to go to hell, I could not take a back seat and let the matter pass over. It has been customary in cases of this kind for the proprietors of gambling houses to make good money lost. I have since learned that Erickson was drinking and probably not responsible for what he said."

"They can all roast me as much as they please, but Erickson will not open his club rooms until the woman is paid, that is if I can find any way to keep him closed."

Mrs. Fishbeck's Story. Mrs. Minnie Fishbeck gave her side of the case as follows:

"I had saved \$165 by working as a domestic. This sum I gave to my husband to make a payment on a lodging house which we had arranged to buy. He lost the money gambling. It means

much to me as it represents months of hard work, and as I am the one who must suffer through the loss I have sworn to some complaints in the hope that they will refund to me the little fortune which means so much to me, and surely makes but little difference to a big gambling house. Mr. Manning is being abused for trying to get justice for me. I don't know anything about the law and have left everything to him. He has promised me that he would try to recover the money that I have lost through no fault of my own. I don't want to do anyone an injustice, and don't have any further interest in the affair than to try and recover the money."

"The story that it is all spite work on my part because Mr. Erickson would not give me employment to run one of his rooming houses, is not true. I never worked for Mr. Erickson nor made any arrangements to do so. I for a time worked for the woman who kept the St. Paul house, which was afterward bought by Erickson and is now being re-modeled. I can show by the people for whom I have been working that I had the money and am an honest woman. The loss of the money is a great blow to me as I have been laboring and saving for months to get together enough to make a payment to go into business for myself. My husband was drinking or he would never have lost the money."

Had Been Drinking. The story told by Mr. Fishbeck follows: "I took \$165 from my wife to make a payment on a rooming house. The man with whom I was dealing is a saloon man and did not show up during the forenoon as agreed, to close the deal, but left word that he would be around that afternoon. I strolled about town and met some friends and took enough drinks to make me reckless. I drifted into Erickson's to see some of the carpenters with whom I had previously worked, and made a few small bets at the table. I lost. Thinking that I would get even I made larger bets and in a few minutes was broke. It had been said that I did not lose the sum of money that I claimed, but this I can prove by men who knew what I had and were present when I lost it."

"The story that I was discharged by Erickson is all a myth. I never worked for Erickson. I was employed by the Wedding Brothers, who have charge of the work of remodeling the Erickson place. I was let out by them along with five others, as the work had arrived at a stage where all the men could not work to advantage. Erickson did not enter into the proposition."

KAISER PERSONALLY DIRECTS HIS TROOPS

Berlin, Jan. 20.—The Kaiser is angered at government officials for their failure to make preparations for such an emergency as has arisen in Africa, where natives are in revolt and he is personally supervising arrangements for rushing reinforcements. He has issued a call for volunteers and several royal princes volunteered among the first. The Kaiser refused them as not desirable policy that ruling princes should risk their lives.

The emperor will leave Berlin tonight, traveling all night to be in time to reach Wilhelm Haven and bid his departing troops Godspeed.

BODY IN THE RIVER

Walla Walla, Jan. 20.—The body of Mrs. Margaret Adams, a widow, aged 74 years, was found in the Touchet river a short distance below Watsburg yesterday. She had been very feeble for some time and it is supposed that she fell in. Five children survive her.

GLOVER WOULD LIVE

Sacramento, Cal., Jan. 20.—William Glover, who is sentenced to hang on February 4 for a murder committed in Placer county, has made application for a commutation of the sentence to life imprisonment. The governor will investigate the case.

ADMITS TESTIMONY OF SPIRITUALISTS

Laport, Ind., Jan. 20.—The jury in the Mrs. Rhoda Benham \$20,000 will case this morning after 12 hours deliberation gave a verdict for the defendant, and sustaining the will. The testatrix was a spiritualist and the testimony showing that she communicated with her friends

DEFENDANT BITTERLY DENOUNCED BY STATE

San Francisco, Jan. 20.—The state today began the closing arguments in the case of Mrs. Martha Bowers, who is on trial for the murder of her husband. The prosecutor bitterly arraigned the defendant for her alleged relations with Patrick Leroy. He pointed out that the state had incontrovertibly proved that the couple frequently drank together in the neighborhood saloons and that she gave him her watch containing the picture of her husband, which he subsequently scratched out. He declared that the defense had failed in every line of evidence.

ELOPED WITH TWO.

La Grande, Or., Jan. 20.—Information has yet been received of the whereabouts of Mrs. J. W. Bowers and Mrs. Clifford of Elgin, who eloped with W. Y. Hoaglin a few days ago. Mr. Bowers, husband of one of the women, was in this city yesterday, and afterward took the train for Portland, where he believes his guilty partner is. Mrs. Clifford was deserted a short time ago by her husband.

AMERICAN WOMAN FIRST.

Berlin, Jan. 20.—Miss Ina Milroy of Detroit today secured the degree of a doctor of science, being the first woman ever so honored in Berlin.

LOST IN LIFE VERY SHOCKING MANNER

Columbus, O., Jan. 20.—Colonel Brice, superintendent of the Central Ohio Gas company, while attempting to shut off gas in a trench this morning, was buried in a cavern beneath 11 feet of earth. The gas, caught fire from a torch and the entire fire department battled for hours to extinguish the spreading flames. Brice was unrecognizable when removed.



ACCUSES 'AMERICA' Diplomatic Agent of Russia Says Uncle Was Unfriendly in Acts.

London, Jan. 20.—The Port Arthur correspondent of the Daily Mail cables that he had an interview today with Admiral Alexieff, the Russian viceroy in the far East, who spoke hopefully of the possibility of arranging a modus vivendi with Japan. The viceroy then referred the correspondent to his diplomatic agent, M. Planchon, who emphasized the impossibility of Russia's evacuation of Manchuria, and said: "Orders were given six months ago to evacuate New Chwang and Manchuria, provided the Chinese would agree to my simple terms, but owing to the intrigues of the Japanese minister with the Wai-Wu-Pu (Chinese foreign board) these orders were countermanded." Planchon declared that the action of the United States in making a commercial treaty with China without Russia's consent, under existing circumstances, was unfriendly and undiplomatic. Russia, he said, would not open Mukden and Antung under the present regime nor allow consuls there. If Japan wanted Korea Russia would not interfere, provided other powers allowed it.

MINERS WOULD HAVE HOME FOR WORKMEN

Indianapolis, Ind., Jan. 20.—At the United Mine Workers' morning session the delegates adopted a resolution calling for appeals to different state legislatures asking the enactment of laws compelling railroads to pay 1/2-cent a ton on all coal carried out of the state and also for operators to pay 1/2-cent a ton on all coal mined, and miners one-half of 1 per cent of their wages into a general fund to be used for building and for the maintenance of a home for aged and crippled miners.

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DOWIE'S SECRETARY CLOSELY CORNERED Elijah II Luxuriantly Quartered at Palace Hotel—Question of Alms Giving Comes Up with Things Not Answered.

(San Francisco Bureau of The Journal.) San Francisco, Jan. 20.—James Alexander Dowie was at home this morning in his palatial quarters at the Palace hotel. He refused to open his extensive mail before eating breakfast and receiving a few believers in his strange creed, who listened to him speak of his tour of the country and of his prospects of overcoming the so-called prejudice against him by the newspapers. Dowie is not a lover of newspaper men, especially those of the press of "damnable sensations," as he terms certain Philadelphia and New York publications. To reporters Dowie appears in the being of his secretary, Arthur Newcomb, and will not hold conversation direct with scribes. Only the Dowieites are supposed to have a right to speak with Elijah II.

MANY WITNESSES YET TO BE CALLED

Chicago, Jan. 20.—More than 100 witnesses remain to be examined in the Iroquois fire case and it will require at least another week. If the coroner decides to call only the important ones the trial may close this week. Edwin Price, manager of "Bluebeard," was on the stand this morning. His testimony showed the work of the Chicago building inspectors in a poor light compared with the inspectors of other cities. He laid all the blame on the theatre management and tried to exonerate Klaw & Erlanger.

STRENUOUS DAY IN THE WHEAT PIT

Chicago, Jan. 20.—Today was one of the most strenuous days in the wheat pit in recent years. May wheat closed at 92 1/2 cents. The excitement of the close was terrific. Armour was long on his line of 15,000,000 bushels and did not appear in the market until the advance was already sharp. The advance netted him nearly \$340,000 profit on today's trading. The traders now predict \$1 wheat. The advance today was due to the frantic efforts of the shorts to get to cover before the market went higher.

TRAIN'S BODY CAN BE VIEWED BY ALL

New York, Jan. 20.—George Francis Train's body will lie in state in the undertaker's chapel from 5 o'clock tonight until 1:30 tomorrow afternoon, where children, workmen, and all will be allowed to view them. There will be no public funeral service.

FAVORING THE FAIR

Washington, Jan. 20.—Commissioner Boise of the Lewis and Clark fair will start for home today and the other commissioners will soon follow. Mr. Boise stated in an interview today that all the commissioners consider Lewis and Clark matters to be in excellent shape and are confident that the exposition will receive full recognition and a very liberal appropriation of funds. Chairman Tawney of the house expositions committee has invited Senators Mitchell and Fulton to confer with him relative to the form of the report from his committee, which may take the shape of a substitute bill embodying Mr. Tawney's views. He is opposed to having a national commission, and favors placing the control of funds with the officers of the local corporation and an official of the treasury department. He also opposes the proposition of a permanent memorial building and favors several minor changes in the bill pending.

WILL REPORT FAVORABLY.

Washington, Jan. 20.—Senator Fulton was authorized by the claims committee today to report favorably on Senator Mitchell's bill for the relief of G. G. and I. N. Day, contractors on the canal and locks at the cascades of the Columbia and claiming \$52,000 as extra compensation over the contract on account of damage to work by the floods of 1894.

JOSEPH NEWELL, AN HEIR, BUT IS MISSING

A wanderer on the face of the earth, Joseph M. L. Newell, if he but knew it, is one of three heirs to an estate valued at nearly \$8,000, and until he is found not one of the three may touch the property. For over nine months not a word has been heard concerning the whereabouts of Joseph Newell, although his last address was Crawford, Neb. Mrs. Bridget Newell, aged 86 years, the mother of the missing man, died in St. Mary's hospital at Vancouver, Wash., January 4, 1904, of paralysis leaving her property to be equally divided between her two sons, Leo and Joseph, and Clara Silver, the daughter of her dead daughter. The estate consists of 46 lots in Santa Rosa park, East Portland, and a house and two lots in Vancouver. The exact value of the property is not known, but it is estimated to be about \$8,000. Leo Newell is in Portland and is striving to locate his brother. "The last letter I received from him was dated April 1, 1902," said he, "and was mailed at Crawford, Neb. Since then my brother has been completely lost track of. I don't know what business he is in." Leo Newell is a jockey, and during the last race season was at the Oakland track. He attended his mother during her illness. The niece, Miss Silver, resides in Vancouver. Mrs. Newell was born in Ireland and came to the Willamette valley in the early '60's. Leo Newell was born in Portland in 1882. His father, F. G. C. Newell, died here in 1872. The Newells have a half brother, the son of their father, Rev. Father James Newell, who is a Roman Catholic priest in San Francisco.

FOR SAFETY OF CROWDS

Wooden Theatres Should Be Torn Down, Say Investigators.

MANY CHANGES FAVORED

Report Recommends Many Alterations to Bring Portland Amusement Places Up to the Requirements of City Ordinance.

The principal feature at the regular session of the city council this afternoon is the report from the special commission appointed to investigate the condition of theatres, halls, public buildings, and other places of amusement or public gatherings, with particular reference to the safety of the inmates in case of fire or riot. This report shows that the inquiry has been extended to only five theatres so far, and the commission desires further time in which to complete the remainder of the work.

"We do not intend to rest with merely the theatres," explained Councilman Bentley, chairman of the commission, "but will continue our efforts to ascertain the conditions in tenements, halls, churches, or any places where there is any large gathering of people. The schools should be looked after." The findings of the commission with reference to those playhouses which have already passed under its scrutiny shows that many of the ordinances are neglected. The complete report is as follows:

"Four committees is unanimous in the opinion that one of the first requisites for public safety in the city of Portland is a full paid fire department. Should a fire occur now in one of the theatres it would be a matter of from 10 to 30 minutes before the extra men could all report for duty. These minutes lost might mean the death of a great many people, and we wish to impress the necessity of a full paid fire department."

Baker Theatre. "We find that the Baker theatre and the Corday theatre are constructed of wood and the only way to make them safe or fireproof is to tear them down. In the investigation of the Baker theatre we find and recommend the following changes to make this class of building as safe as possible and to comply with the present laws. Mr. Baker, the manager of the theatre, is ready and willing to make such changes. We recommend that the skylight over the stage be made larger and to open automatically. It is now operated by a man in the flies."

"That the standpipe and hose reels which are now in use be changed to comply with the present law and to be tested directly to 40 and running down to a point where there are no seats more than six seats from an aisle, as provided by the ordinances at the present time."

"That the stage portable attachments and the spot lights and plugs used on the stage be made in accordance with the national code of rules for this purpose."

"That the wires on the back of the switchboard be changed to comply with national code of rules. Otherwise the wiring in the Baker theatre is in good condition."

"That the door to the property room

(Continued on Page Two.)