

JOHN HALL WILL SUCCEED HIMSELF

Reappointed to the Office of U. S. District Attorney for Oregon.

THE PRESIDENT RECEIVED NO RECOMMENDATION

As the Delegation Could Not Agree He Made His Own Choice.

(Journal Special Service.)
Washington, Nov. 12.—John Hall has been reappointed United States district attorney for the state of Oregon by President Roosevelt. The president notified the Oregon senators several months ago that unless they could agree upon a candidate he would fill the office without consulting them further. No recommendation was made, and the president appointed Hall for another four years' term.

John Hall's reappointment ends a deadlock in the Oregon delegation which has existed for more than two years. He was first appointed to the office of United States district attorney in January, 1918. His first term expired four years later, but Senator Simon and Senator Mitchell failed to agree in recommending any one for the office, and Hall continued to hold it.

When Senator Fulton succeeded Senator Simon in February, 1922, it was common gossip that George C. Brownell was to be recommended to succeed Mr. Hall but difficulties arose. Senator Mitchell was committed to the candidacy of Judge J. C. Moreland and some vehement protests were entered against the appointment of Brownell. The latter finally announced that he had withdrawn from the race.

With Mr. Brownell out of the running, Senator Fulton became an open advocate of the re-appointment of John Hall. In this he was supported by Congressman Hermann. Senator Mitchell and Congressman Williamson made a firm stand for Judge Moreland. Before the delegation left Washington last June President Roosevelt informed Senator Fulton that unless some candidate could be agreed upon he would appoint a man of his own selection. It was well understood that the president's choice was John Hall.

Several efforts were made by the delegation after returning to Oregon, to reach an agreement, but the deadlock continued unbroken. The last conference was held about two months ago at the Portland hotel and was without result.

President Roosevelt evidently became satisfied that the delegation would not be able to agree upon any one for the office, and therefore took the matter into his own hands. Senator Mitchell and Senator Fulton tell me that they made no recommendation to him. Yes, it is unusual for the president to make such an appointment without a recommendation from the senators—indeed, I think it is almost unprecedented. I have not yet received any notification of my re-appointment.

Neither Senator Mitchell nor Senator Fulton had received any recent intimation from the president of his intention to reappoint John Hall, although it was well understood that Hall was his choice for the office. Field Senator Mitchell: "The president told us some time ago that we must agree upon some one for the office or he would make the appointment without a recommendation from us. I presume he was not willing to wait longer."

Senator Fulton preferred not to discuss the appointment further than to say that the president had always been very friendly to Hall and inclined to reappoint him.

The president's action disposes of a problem which has been a source of

much vexation to the Oregon senators. It has been apparent for several months that Hall's reappointment was the almost inevitable solution, but Senator Mitchell was bound to Moreland by pledges of long standing, so that the deadlock remained unbroken. It is not unlikely that President Roosevelt desired to have the appointment settled before the trial of the land fraud cases, which are to come up at this term of the United States court.

HOT WORDS IN COURT

(Continued from Page One.)
In this establishment, but those who are familiar with the situation are skeptical as to the alleged transfer. Carson is known to be McDevitt's right hand man, and he is still manager at the Orpheum. If Judge George denies that the law is against Sheriff Word, it is known that Carson will open a pool room in the Orpheum annex.

J. N. Fishman, who is suing the sheriff for \$10,000 damages for "injury to his reputation," due to being arrested while employed at the Warwick pool room where the place was seized by the sheriff, was also an interested listener. There was a host of lesser lights in the gambling world present. All appeared to understand that the decision of the court means much.

Army of Legal Talent.
Attorney Geary was reinforced by Senator Simon and Attorney Dan R. Murphy. The latter lawyer asserted that he has not been retained in the case. He was industriously engaged in searching the law books for decisions to strengthen the stand assumed by the plaintiff's counsel, however, and Mr. Murphy has not the reputation of devoting his time to a case from philanthropic motives.

District Attorney Manning occupied a seat well to the fore during the whole of the argument. The decision, from a professional standpoint, meant something to Mr. Manning. He is charged by the sheriff with refusing to file information when the poolroom men were arrested. If Judge George should decide that Sheriff Word had enough law on his side to warrant him in holding the poolroom until the final adjudication of the case, the opinion would tacitly rebuke Mr. Manning for the stand he took.

Deputy District Attorney Moser was in court during a part of the time that the argument was in progress. Then he was in the hallway, near the entrance to the court room, in conversation with Peter Grant, who saw fit to leave the room during the reading of a number of decisions in order to enjoy a cigar.

When Mr. Geary's argument is boiled down it is practically that nothing can be looked on as a nuisance which is licensed by law, and that conducting a pool room is not gambling within the meaning of the statute. His strong case in point, intended to strengthen his attitude, was taken from the 89th Minnesota reports, in which the supreme court of that state declares that selling a nut is not gambling.

Judge McGinn quoted decisions which he asserted overruled the Minnesota decision. He also drew attention to the fact that the supreme court of Minnesota virtually nullified its decision by admitting that if the prosecution had been brought under the section of the codes declaring the pool room to be a common gaming house, and as such, a public nuisance, it would have been upheld.

Judge McGinn directed the attention of the court to numerous decisions in effect that the wearing of money in anything in which the element of chance enters is gambling. Betting on horse races was specifically classified as gambling in a number of opinions.

After Attorney Geary had argued in recapitulation Judge George asked Attorney McGinn if he had any specific law to quote showing that the sheriff had the right to hold possession of the gambling house. The reply was that the sheriff is empowered to take whatever action he may deem necessary in order to prevent the violation of law.

The court was given a list of money by the counsel for both sides in the controversy and took the matter under advisement.

FAMOUS SALOON CASE DECIDED AT SALEM

(Special Dispatch to The Journal.)
Salem, Or., Nov. 12.—Judge Galloway this afternoon decided the famous saloon case of the state of Oregon against J. P. Rogers, by deciding that the justice had no jurisdiction in the matter, and that the city charter gave the city exclusive jurisdiction in all matters. Rogers was arrested under the state law, for selling liquor on Sunday, and fined \$25 and costs. The case was taken to the circuit court on a writ of appeal.

Salem now has no law controlling saloons, as the city ordinance was declared unconstitutional by the legal authorities. All cases against saloonkeepers by Prof. Drew will be settled in accordance with Galloway's decision.

CHINAMEN BRING SUIT AGAINST SHERIFF WORD

Lai Way and See Wong are aggrieved. Sheriff Word, during his raid through Chinatown Thursday, is alleged to have broken down their doors and to have "maliciously, feloniously and illegally" seized some of their doors and tables and carted them away. Demanding damages in the amounts of \$118 and \$25 respectively they filed suits in Justice Reid's court at 1 o'clock yesterday afternoon, through Attorney E. E. Bennett.

Lai and See gave their place of business as 131 1/2 Second street. Lai charges that the sheriff and his agents took away one door and destroyed two more, causing a total loss to him of \$118. The latter alleged to have been taken from See's place, are worth \$25, he says. Both men also want costs collected.

ODELL DENIES THAT HE IS TO BECOME MANAGER

(Special Dispatch to The Journal.)
Newburgh, N. Y., Nov. 12.—When Governor Odell was asked tonight if the report printed in one of the New York dailies this morning concerning his having been named for president and manager of the Pacific Mail line after January 1, was true, he said: "There is absolutely nothing in it so far as I know. Two years ago I received a very flattering offer, but declined to accept. That is all there is to it. The story is an old one. No one has offered me a position and I am not looking for one. What I am looking forward to is the closing of my official duties, becoming a private citizen and going on a vacation."

WILL FIGHT FOR YAMHILL COUNTY

Liquor Interests Will Attempt to Wrest Victory from the Prohibitionists.

Prohibition was adopted in Yamhill county last Tuesday by the narrow margin of 12 votes. A dispatch from McMinnville gives the official count as follows: For prohibition, 1,455; against prohibition, 1,472.

A recount will be demanded by the liquor interests in the hope of reversing the result. The rejection of a very few ballots might be sufficient to accomplish this. Several grounds of contest are alleged. Among them is the contention that the election was not legally ordered by the county court. It is also asserted that many of the voters in McMinnville college who reside in other counties voted upon the question of prohibition for Yamhill county. This they had no right to do, although entitled to vote in Yamhill for presidential electors.

There are 17 or 18 saloons in Yamhill county. McMinnville, Sheridan, North Yamhill, Newberg, Carlton and other towns have each from one to half a dozen saloons. The aggregate of the liquor business of the county is of considerable magnitude and a strong fight will be made to keep the county "wet." Attorneys have been retained by the liquor interests to contest the election. It is thought that in any event the saloons will be able to continue in business for many months to come, as the contest will be carried to the supreme court. The decision in the trial court is adverse to the liquor men.

BAD ODORS FROM SEWER CONTRACT

(Continued from Page One.)

also hesitate to loan their money for fear the work will be tied up by remonstrances.
The sum of \$35,393 is involved in the Tanner creek sewer contract. The original contract was for 1,175 lineal feet of new sewer, amounting to \$35,393; 215 lineal feet of repairs to old sewer, \$4,242; 6 manholes, \$1,800; 300 cubic yards of concrete, \$4,990. Total, \$45,425.

Certain changes were allowed in the contract and extras were granted which brought the bill accepted by the city engineer to a much larger sum than that of the original contract. It was as follows: 1,175 lineal feet of new sewer, \$35,393; 215 lineal feet of repairs to old sewer, \$4,242; 6 manholes, \$1,800; 300 cubic yards of concrete, \$4,990. Total, \$45,425.

There is just \$2,393 difference between the sum named in the original contract and the amount allowed by the city engineer in his acceptance of the work. There are many who are of the opinion that much of the extras allowed were not necessary, and before the council committee is through with the matter it is intimated that they will make a thorough investigation of what has been done with all the concrete which was purchased.

Can Riner Get His Money?
There is much question at the present time whether or not Contractor Riner can hold the city liable in case the council attempts to withhold the money which he claims is due him. Some people are of the opinion that since the city engineer has accepted the work and has turned in his acceptance to the city with a certification that the sewer is constructed, the contractor can hold the city liable for the amount claimed. On the other hand, authorities say Riner cannot receive his money until the city engineer's report has been approved by the city council and the assessment levied on the property owners.

Contractors are now wondering who will be awarded the contract for the big Irvington district sewer in case the executive board refuses to award the contract to E. W. Riner, who was the lowest bidder. The Oregon Savings bank, on whom the contractor drew a certified check for one-third the sum named in the bid to act as a bond for his good intentions, may take the contract for the amount bid by Contractor Riner if the managers can get some one to take charge of the work. Riner's bid was for something over \$118,000, while the next highest was that of Contractor Sweeney, which was nearly \$2,000 higher.

If Riner's bid is not accepted, in all probability the contract for the sewer will be awarded to Contractor Sweeney. The fate of the Irvington sewer contract will await the result of the investigation of the Tanner creek sewer.

Just Arrived.

"Cellian" self-playing pianos. The most natural and perfect players on the market. E. W. Williams, Inc., 250 Alder street, Portland.

"THE PAINLESS DENTIST."

Woman's Pride Should Be Her Teeth!

To give to a set of teeth the natural quality which only a "Dentist" can give. We give our work that care. We put thought and judgment into the selection of our materials. We do our work perfectly and wear to your entire satisfaction. Extracting, Cleaning, Filling, Straightening, Crowns and Bridge Work, in all branches. We are experts in all branches.

Why wear a plate when your lost teeth can be restored to a more serviceable, comfortable and durable condition by the system of teeth without plates? Our motto is "The Lowest Price." A written guarantee given with our work.

IT TAKES CARE
To give to a set of teeth the natural quality which only a "Dentist" can give. We give our work that care. We put thought and judgment into the selection of our materials. We do our work perfectly and wear to your entire satisfaction. Extracting, Cleaning, Filling, Straightening, Crowns and Bridge Work, in all branches. We are experts in all branches.

Office Hours—9 a. m. to 6 p. m. Evenings—7:30 to 10 o'clock. Sundays—9 a. m. to 1 p. m.

Dr. B. E. Wright's Dental Office

2624 WASHINGTON ST., COR. 17E. Branch office Bluffside Bldg., Salem, Or. HIGH-GRADE WORK—SMALL PRICES.

IS SUSPECTED OF MURDERING FAMILY

(Continued from Page One.)

Just after young Adolphus Weber left the witness stand at the coroner's inquest tonight he was arrested and charged with the murder of his father, mother, sister and brother. Sheriff Keenan took young Weber with him into custody after the coroner's jury returned its verdict, charging the young man with the crime.

The most horrible allegations yet made against Weber were made during the inquest tonight by District Attorney Robinson. The district attorney, who examined young Weber before the largest crowd that has ever attended an inquest in this county, charged that shortly after the other four members of the Weber family were murdered Thursday night and their bodies burned, Adolphus Weber was seen to throw in a box a number of cartridges in front of the postoffice here.

The cartridges which are now in the possession of the prosecuting attorney are the same as the eight which were taken from the bodies of the prisoner's father, mother and sister; that before the murder Adolphus Weber had told Adrian Willis, his closest friend, dozens of saloons in McMinnville, a village college who reside in other counties voted upon the question of prohibition for Yamhill county. This they had no right to do, although entitled to vote in Yamhill for presidential electors.

When he appeared on the street today, young Weber wore a heavy overcoat and his hands were wrapped with lint. He is 20 years of age, thin and very pale, claiming to be a sufferer from heart disease. His apparent indifference and the cleverness with which he answers all queries surprised even the officers who have observed him closely during the past few days. Weber has been put to the severest of tests in an effort to force a confession.

Yesterday he was taken to a place where the bodies of the victims were taken after the fire. He was suddenly shown the charred remains of his victims, but he glanced at them and said in a spirit of bravado: "They look first rate."

Is a Genius.
Adolphus Weber is a man of great genius, say the officers. He is cunning and remarkably intelligent, but has a violent temper, which he is unable to control. When he becomes angry he is a maniac and does not cool easily. The townspeople cite an incident in young Weber's life to show what passions he has worked himself into. When quite young Adolphus had a fighting rooster which he said could beat any other in the country.

One day the rooster came off second best in a fight with a better bird. In his rage the boy seized his rooster and pulled its head off. His anger did not subside until he had stamped the body of the unfortunate rooster under his feet. At school young Weber had a reputation of being a fine scholar, but was dubbed "Nutt" because he read books which they could not understand. He is an expert chess player and has quite a reputation as a landscape artist.

At the inquest held here last night over the bodies of the Weber family it developed that Adolphus had purchased a new pair of trousers at Cohen's clothing store and had changed them for the pair he had on running to the fire. He threw the old trousers which he carried in a bundle into the blaze so that they were destroyed. This fact he mentioned in his statement to the coroner. It is considered an important fact. His evidence at the inquest last evening was as follows:

"I left the house some time in the evening, but I cannot state the exact hour. I took a short walk, or run, as is my custom, and then came down town. In coming out of my home I struck a plug and ripped my trousers, about six inches. I went to Mr. Cohen's store and bought a new pair. I put them on in the store and went out on to the street once more. I was wearing a new pair of trousers, which were Weber's. I ran up there and shoved the bundle containing my pants through one of the windows. I tried to get in, but could not, so I went around the corner, where some of the firemen had broken a window.

"They were bringing out a body—that of my sister. I went in and saw my little brother, picked him up and brought him out. Some of my friends took charge of me."

Deputy Sheriff John Fulton was put on the stand and identified the body of Mrs. Weber. He said that Mrs. Weber had about six inches of hair, which she wore in a bun. He knew the family well, and their domestic relations had always been pleasant, he thought. The inquest will be continued this evening, or Monday. What is considered the most important piece of evidence is the statement of the central operator, who said that some one had attempted to get him at 7 o'clock from the Weber home, but he could receive no answer.

Mrs. Weber received a bullet in the side, but the bullet did not penetrate her arm. This would show that she had her arm above her head when shot and was in the act of reaching for the telephone for help when she received her death wound. Adolphus Weber has not yet been taken into custody, but he may be at any moment.

PREFERRED CLAIMS WILL ALL BE PAID

Administrator Reports That Estate of Joseph Holladay Was Never Solvent.

After a number of necessary disbursements the amount of money remaining on hand as the residue of the estate of Joseph Holladay will be sufficient to pay the claims of preferred creditors, in the first semi-annual report of Charles H. Carey, who succeeded Fred R. Strong as administrator. County Judge Webster is asked for an order allowing the money to be expended in satisfying such claims. The report was filed in the county court yesterday.

The amount of cash on hand is given by the administrator as \$64,499.49. Expenses yet due and unpaid aggregated \$22,177.85. The amount available for distribution, therefore, is \$42,321.64. The total number of claims at this time amount to \$195,951.69. At the time of the death of Holladay the aggregate amount of claims was \$114,687.41. This amount exceeded the total valuation of the estate by \$12,135. It is pointed out by the administrator that the estate was never of a solvent condition. Certain provisions of this report were embodied in Strong's reports.

The Willamette mill and the Seaside properties, belonging to the estate, "come in" for special attention. All the work done on them, the items of expense in conducting them and their condition at the present time are given in detail.

WALLA WALLA STUDENT IS VICTIM OF THEIF

(Special Dispatch to The Journal.)
Walla Walla, Wash., Nov. 12.—Harold Ellis, a student in the dormitory, was robbed of \$15 this morning. He left the money in a box on a bureau before going to breakfast and it was gone on his return. It is supposed that a fellow student in the thief, but no trace as yet has been found. This is the first theft this year. Almost \$200 was stolen in this way from the dormitory last year.

NO LONGER A LUXURY—American Cut Glass

Perfect in quality, exquisite in workmanship—new and exclusive designs, artistic and brilliant

Specials

- These 8-inch Bowls.....\$3.79
- 8-inch Nappies.....\$1.23
- Salts and Peppers, Sterling Tops.... 43¢
- Sugar and Creamer.....\$3.79

Japanese Fan-Tail Gold Fish

Fresh Shipment by the Last Oriental Steamer.

Small.....35¢ Large.....50¢

AQUARIA

All sizes.....50¢, 85¢, \$1.25

GOLDFISH FOOD, box.....10¢

Bargains in Cameras

- BULLET KODAK SPECIAL, 4x5; takes plates or films; manufacturer's price is \$22.50.....\$10
- ADLAKE MAGAZINE, 4x5; regular \$19.....\$5.00
- ADLAKE MAGAZINE, 3 1/4x4 1/4; regular \$7.....\$3.00
- EUREKA FOLDING, 4x5; regular \$35.....\$15
- REFLEX, 4x5, with Goetz Lens; regular \$102.50.....\$60

All these cameras are in perfect condition and will be sold subject to approval.

We Do Developing and Printing
Quickly and well at popular prices—no machine or tinnip work—only skilled men attend to this work.

CYKO POSTAL CARDS, dozen.....15¢

Easy to Work, Perfect Results.

You can always save money and get the best here. The only drug store with a complete telephone exchange—four trunk lines and ten extensions. The only store receiving Canadian money at full value.

Woodard, Clarke & Company

NO DULL EVENINGS with a Phonograph in the Household

To make the dull, rainy evenings bright and happy ones get one of the Columbia Phonographs The Journal—by special arrangement with the Columbia Phonograph Co.—is making it possible for you to own.

Just Think of It—a Phonograph Free!
Not a toy, but a guaranteed perfect talking machine. Call at the office of The Journal or the Columbia Phonograph company and hear one play. Then ask or write for the information enabling you to get one.

"Journal" Graphophone Agreement
PORTLAND, OR.....100...

Gentlemen—I hereby subscribe for the Daily and Sunday Journal, to be delivered by carrier, for a period of one year at the rate of six per month in consideration of which, and which I hereby set forth as a condition, you are to furnish me entirely free at the office of the Columbia Phonograph Company, No. 128 Seventh street, two records of my choice (upon my paying \$1 for express charges from factory packing, etc.), for my exclusive use during the term of this subscription. It is agreed further that I am not compelled to purchase any further records in return for this Graphophone during the term of my subscription; but if at any time and at my own option I do purchase 20 additional records of the Columbia Phonograph Company at their above address, and complete this subscription, the machine then becomes my exclusive property forever.

NEW OLD Signed.....

Start paper (Date).....Address.....

Solicitor.....

NOTE—The Columbia Phonograph Company will allow a credit on any large Columbia machine to the amount of \$5.00 at any time during the year in exchange for this Graphophone at their office, No. 128 Seventh street.

Hotel Estacada

On the Banks of the Clackamas
OPEN ALL THE YEAR
GOOD HUNTING AND FISHING
REGULAR MEALS FIFTY CENTS
G. W. P. trolley cars to its door.
For Special Luncheon or Dinner, phone Mr. Martineau, manager.

Calumet Restaurant

149 Seventh Street
Whish to call the attention of the public to the excellent dinner served daily from 4:30 to 8 p. m. for 50 cents.
Also the daily noon meal from 11:30 a. m. to 2 p. m. for 25 cents.
Our every effort is directed toward giving perfect satisfaction.



Correcting of Sight

Start out right. It pays. Consult only the best of authority. Remember, your first glasses should be exact. If not, they'll cause trouble and derange your vision for future permanent results.

When required

OUR OPTICIAN

can give you absolute satisfaction. His experience, his knowledge and his up-to-date methods will surely commend themselves. Our rapidly growing optical business is no better proof.

OCULISTS' PRESCRIPTIONS

Accurately and promptly filled.

A. & C. Feldenheimer
Jewelers. Silvermiths.
Cor. Third and Washington

ADVANCE IN PRICE OF LOGS IN CANADA

(Special Dispatch to The Journal.)
Vancouver, B. C., Nov. 12.—With only from \$400,000 to \$500,000 worth of logs on the market the price of logs has advanced locally from \$2.50 to \$3 a thousand feet to \$3 to \$3.50 a thousand feet. The output of logs not increasing has warranted the advance.

FIRE AT CHESTER

(Special Dispatch to The Journal.)
Geneva, Ill., Nov. 11.—Fire destroyed the general merchandise establishment of Quillan & Co. yesterday, with a loss of \$5000. The residence of Peter Peterson was also burned. The fire is thought to have started from the remains of a bonfire that was left in a box in the yard during the evening.