

DAD KEEPS BURGLAR ALIVE

Mrs. L. V. King Uses Phone to Outwit Burglar—Queer Telephone Message From Pharmacy—Holdup Frustrated

Mrs. L. V. King, wife of a railway mail-clerk who lives at 1224 Mississippi avenue, is thinking her stars and the Pacific States Telephone company today that her humble cottage is equipped with a plan to catch burglars.

Without a second of any kind, Mrs. King had only a female cousin to keep her company, a thug attempted to effect an entrance to her home. He was not an ordinary burglar, for he did not run when the woman called out and asked who was there.

King is away at work from 4 o'clock in the afternoon until 8 in the morning. He had just received his month's salary and it was all in the house. The girl who happened to be staying with Mrs. King was Miss Aileen Tatom of this city.

Residents of North Albina believe that the attempted burglary last night was committed by one of a gang of all-around thugs who have been operating in that part of town for several weeks. They are especially suspicious of one man who has been seen hanging about the neighborhood for a week and who was the cause of several exciting little experiences on the part of North Albina people last night.

This individual entered Millhollen's pharmacy, at Killingsworth and Albina avenue, early yesterday morning and asked permission to use the telephone. He announced to central that he was a physician and had a hurry-up call after getting his number he spoke

through the receiver after this wise: "Hello, is that you, Mike? This is Dr. Winslow. How's the patient, how's the pulse? How's the heart?" etc.

Deliverer Queer Message. Without apparently giving his party time to answer, the "doctor" hung up, told central he had been given the wrong number, and, calling for another delivery of similar message to "Pat," this time saying he was Dr. Lafier. A third message of a similar kind was being given to a third party when Dr. A. B. Stone, whose headquarters are at the drug store, thought it was about time to get his gun. Stone walked up to the fellow, and after asking what school the "doctor" had graduated from, and receiving an insolent reply, ordered him from office place. The fellow went, but only after he had put his hand upon his hip pocket, and then changed his mind about it.

Dr. Stone staged up the "doctor" as a fool. He was a short, dark, heavy-set man, with an evil face and shoddy clothing—a man who had cursed central with every other word he spoke.

So many attempted robberies during the past two weeks that Stone immediately called up police headquarters and asked that an officer be sent out to arrest the suspicious character. The response was that a dark form would be sent out later a second call for a policeman was made, but none came.

Shortly after the holdup had left the drugstore, Lloyd Millhollen, the proprietor, went out to notify a nearby den of telephone call. When he reached the corner the "doctor" suddenly stepped from behind a telegraph pole and confronted him. Millhollen drew his revolver and covered the stranger. He believed that the "doctor" intended to hold him up, but when the stranger saw the drop was on him he made no hostile demonstration, but tried to avert suspicion by asking a trivial question about the telephone.

When Policeman Adams, who patrols North Albina at night, passed the drugstore, he was told about the evil-looking individual. When the officer passed the Killingsworth street car stop, he returned to the drugstore and told him to look out for the fellow and hold him if he saw him prowling about. A little later Loy saw the man and stepped inside the barn for his gun. But when he returned the stranger had disappeared.

When he telephoned the stranger was not under the influence of liquor and Dr. Stone believes that he was communicating prearranged signals to "pat," around though who have been operating in that part of town for several weeks. They are especially suspicious of one man who has been seen hanging about the neighborhood for a week and who was the cause of several exciting little experiences on the part of North Albina people last night.

Fred P. Nicholas Accused of Having Accepted Petty Bribe for Desk Purchase.

(Journal Special Service.) San Francisco, Nov. 17.—This is the fact that the grand jury has voted to indict Supervisor Fred Nicholas on the charge of accepting a bribe of \$25 from a furniture concern, from which desks for supervisors were purchased, was officially confirmed this morning, although the indictment has not yet been filed. Nicholas denied that he had accepted the bribe.

Word was received this morning that the steamer bearing Mayor Schmits from office place, will not arrive in New York until Wednesday. Whether the mayor will be taken into custody upon his arrival is not yet known.

PACIFIC POLICY WILL NOT ANSWER FOR CUBA

(Journal Special Service.) Washington, Nov. 17.—Secretary of War Taft had to cut short his tour of the army posts of the west and is now hurrying back to Washington to take hold of the Cuban situation. Alarming reports of a condition bordering on anarchy there have reached Secretary Root and a conference will take place as soon as Secretary Taft reaches Washington. The policy that is being pursued in Cuba by the United States is said to be the underlying source of the trouble.

President Roosevelt has ordered that the American troops shall not use force except in cases of dire need, and Governor Ernest has therefore ordered to stop the revolutionary leaders around Havana who are making trouble.

It was the original intention of Secretary Taft to have appointed a commission of seven members, to be composed of two Liberals, two Moderates and three Americans, including Governor Magoon, to revise the electoral laws of Cuba and the civil service law and to provide for the judiciary's independence of the executive.

Thus far neither Cuban party has been able to select representatives on the commission.

CHINESE PLANNED TO KILL COUNTRYMEN WITH BOMB

(Journal Special Service.) San Diego, Cal., Nov. 17.—Two Chinese were probably saved from violent death by the work of immigration inspectors, when a third Chinese was arrested by the police. The man was charged with being unlawfully in this country. The officers had followed him all the way from Lower California and Inspector J. J. Canfield, assisted by Constable William J. O'Connell, arrested him outside of a tule swamp car near Las Flores, in the northern part of the country.

Although contraband, he talked English and explained to the officers that three sticks of dynamite and some fuse and caps which were found in his possession were to be used for blowing up two Chinese. He acknowledged that he had been chosen by his fellow countrymen to kill these men and that he was trying his best to reach the field of his assigned labors. He will be deported as soon as he can be given a hearing.

Nothing Heard From the Mountain Section—Twenty-Five Bridges Reported Out.

(Special Dispatch to The Journal.) Seattle, Wash., Nov. 17.—With the subsidence of the waters, the point in the flooded section of King county at Auburn north toward the Duwamish and south toward the Stuck and Puyallup valleys, there is left two miles of the bridge, which was held in place by the tide which flows in from the sound at Seattle and Tacoma, respectively. Northern lake extends from O'Brien through White River valley and down the delta, in the Black and Cedar River valleys, to the Black River junction, and thence spreads over the land of the Duwamish valley south to the Duwamish river to a point where it sweeps into the channel. The lake extends south four miles and is three miles long.

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Submerging the lower valleys has been the only damage inflicted. The low tide has saved both great valleys. The waters have been tapper gradually by the tide, and although several days may elapse before the waters have been confined to the channels, there is no danger of a sudden release of the water and the consequent rush that would carry with it everything in its path, between which place and O'Brien the high point of the Northern lake lies, the waters at noon today had dropped 28 inches from the high water mark of Tuesday. At this rate the rivers should reach their respective channels by tomorrow night or Monday.

Railroad communication on the Northern-Pacific has been established between Seattle and Auburn and trains from the latter place have been run to Palmer and thence over the Palmer cut-off to Enumclaw, but the loss of the Buckley bridge stops all traffic in the direction of Tacoma, via Meeker junction. The first line of communication between Seattle and Tacoma will be opened by Monday. Division Superintendent Weymouth was driving piles yesterday afternoon for the construction of a temporary bridge across the river at Stuck and predicted its completion by Monday. Weymouth has abandoned his own division extending from Seattle to Black River junction to help at the scene of the greatest damage.

Nothing From East. Wires have been down since Tuesday beyond Palmer junction, so absolutely nothing is known of the conditions of the east, or the time when transcontinental traffic can be resumed in that direction. The loss of Lester and Weston bridges is definitely known, but only rumor holds that the bridges are gone beyond Palmer and Yakima valley.

The Seattle-Tacoma Interrun cannot possibly establish through-line traffic in less than three weeks. Every vestige of new work for double tracking to flood, and long stretches of the old bed have been washed away. Miles of track are under water and the stations have toppled over.

JAPS NOT INCENSED BY EXCLUSION AFFAIR

(Journal Special Service.) Tokyo, Nov. 17.—The minister of foreign affairs today told a representative of the Progressive party that the views of the American and Japanese governments were identical with regard to San Francisco's exclusion of Japanese from the public schools. The minister said he trusted that a satisfactory settlement would be made by evoking Article 6 of the American constitution.

Fernis Miners Visit Mitchell. (Journal Special Service.) Minneapolis, Nov. 17.—A delegation of miners from Fernis, British Columbia, is closeted this afternoon discussing with President John Mitchell's proposition from the Fernis operators for a settlement.

Attorney Logan Blames Official of Marion County in the Murray Murder Case.

(If Deputy District Attorney McNary of Marion county had done his duty, the killing of Lincoln Whitney would never have taken place, said John F. Logan, attorney for O. R. Murray, the would-be slayer, today. "All the Murrys wanted was the assurance that the matter would be taken up and investigated. It was McNary's sworn duty to arrest Whitney, whether the Murrys wanted it done or not."

Logan explained that he wished to set John Manning right in the matter. "Manning" said he "did all that he could." When Murray called on him he told the boy that the crime had been committed out of this county he could do nothing in an official way. Acting as a private citizen, he then gave Murray an introduction to McNary.

McNary's excuse for not making the arrest is absurd. In the first place, he said that he had not the power to issue a warrant and therefore could not arrest the seducer. Then he said that the Murrys' offer for not making the arrest is absurd. In the first place, he said that he had not the power to issue a warrant and therefore could not arrest the seducer. Then he said that the Murrys' offer for not making the arrest is absurd.

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WEDDING BELLS RING FOR FRANCES J. HENEY

(Journal Special Service.) Oakland, Nov. 17.—The wedding of F. H. Heney and Mrs. Rebecca Belvin took place this afternoon at the residence of St. and Mrs. John McMullen, Jr. Piedmont. Out of deference to the expressed wishes of the bride and groom, none but immediate relatives of the contracting parties were present. Mr. and Mrs. Heney will postpone their honeymoon trip on account of the "graft" investigation. They will make their home in San Francisco.

WOODLAND IS LITTLE INJURED BY FLOOD

(Journal Special Service.) Kalama, Wash., Nov. 17.—The flood is subsiding in the Lewis and Cowlitz valleys as rapidly as it came up. Much damage was done to logging interests and farm lands, and the town of Castle Rock and several other places suffered the loss of buildings while inhabitants were compelled to flee to the hills. Little damage was done at Woodland, the report of the city having been submerged proving inaccurate. Many bridges are out and the entire region will feel the effects of the flood for years.

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There are many West Aes in today's Journal that will interest you.

La Grande Man Appointed by Governor Chamberlain to Succeed Judge Robert Eakin in Tenth District.

Thomas H. Crawford of La Grande has been appointed by Governor Chamberlain to succeed Judge Robert Eakin on the circuit bench of the Eighth district and will begin his duties upon that bench on January 1. His term will extend until the next general election in June, 1909.

Judge Crawford is one of the oldest lawyers in point of experience in eastern Oregon. He is about 55 years of age and has been a lifelong Democrat. He stands at the top of the legal profession in eastern Oregon, and though he has never had public position or served upon the bench, he is recognized as one of the most learned men in eastern Oregon.

The appointment has been made upon the recommendation of a large number of lawyers of the Tenth district, members of both political parties joining in urging him to fulfill the duties devolving upon him.

SECOND TRIAL GIVES HER LARGER DAMAGES

Mrs. Carrie B. Fisher Awarded Twenty-Eight Hundred Dollars by Jury.

A jury in Judge Cleland's department of the circuit court this afternoon returned a verdict awarding Mrs. Carrie B. Fisher \$2,800 damages from the Columbia River & Northern Railway company. This was the second trial of the suit, a previous verdict in favor of Mrs. Fisher for \$2,500 having been set aside by Judge Cleland as being excessive.

Mrs. Fisher claimed damages for injuries resulting from falling off a trestle 15 feet into the Columbia river at Lyle, Washington, on February 22, of this year, and going under the water twice. She was endeavoring to board a train of the C. R. & N. for Goldendale, Washington, in the darkness, and fell off the trestle just as she was stepping aboard the car. The company was charged with negligence in not providing lights to enable the passengers to find their way from the river boats to the train.

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POLL OF UNION LABOR MEN ON PRESIDENT

(Journal Special Service.) Minneapolis, Nov. 17.—A suggestion of how laboring men may clamor for Roosevelt's aid was shown this morning in a poll of 112 Federation of Labor delegates, representing 1,000,000 union men. Fifty-two voted in favor of Roosevelt, 19 for Bryan, 11 for Hearst, six for Taft, and two each for Cannon, Shivers and Root. The others voted for unimportant men.

DRAWN KNIFE ON GIRL AND IS SOON JAILED

Joe White, colored, a recent arrival from Routin, B. C., was arrested last night by Patrolman Ehmson on a charge of making threats to kill. It is alleged that White, while in a restaurant, 11 North Sixth street, drew a knife and announced his intention of slaying Annie McNeil, a waitress in the place. He was apprehended after leaving the restaurant.

White was taken to the station C. A. Morning put in an appearance and accused the negro of having robbed him of a watch and chain earlier in the evening. Morning signified his intention of swearing to a complaint this morning, but failed to appear. White was given a hearing before Judge Cameron this morning and the case was continued until Monday for further testimony.

TWO WOMEN VICTIMS OF POWDER EXPLOSION

(Journal Special Service.) Oakland, Cal., Nov. 17.—An explosion occurred at the fuse works of the Coast Manufacturing & Supply company at Pittsburg, four miles from here, this noon. It is reported that two white women and three or four Chinese were killed.

County Commissioners Refuse to Discriminate Between Males and Females.

In a letter addressed to County Clerk Fields, County Judge Webster and Commissioners Barnes and Lightner assert that no discrimination between male and female deputies in the matter of salaries will be made. The petition of the male deputies for increased salaries was denied.

The court letter states that the law provides for only eight deputies for the county clerk and that the additional employees are not deputies. The court admits having authority to fix the salaries of the additional employees but declares that the salaries of the deputies is fixed by statute and that the statute prevents the county court from changing it. The court said in the letter:

The county court is desirous of adjusting the salaries of all county employees so that each shall receive fair and just compensation for the services rendered, but under no circumstances can the court entertain a proposition to discriminate as between employees on account of sex.

The temporary assistants for special work provided for by the statute may properly be paid such reasonable compensation as this court may fix, but such employees are not deputies. The term "deputy," as used in the statute does not merely indicate a distinction as to the character of service to be performed, but it has reference also to the position of the person performing the service.

County Clerk Fields has in his office 24 employees. Under the view taken by the county court eight of these are deputies, while the remaining 16 are classed as "additional help."

TRIAL MARRIAGES ADVOCATED

Henry Clews' Daughter, Wife of Congressman Parsons, Advocates Startling Theory.

(Journal Special Service.) New York, Nov. 17.—Startling reforms are advocated from the press. The author is Mrs. Elsie C. Parsons. She is a daughter of Henry Clews and wife of Congressman Herbert Parsons, who is a friend of Roosevelt and chairman of the Republican committee, had much to do with the election of Hughes.

In her book Mrs. Parsons suggests that it would be well to encourage trial marriages, the federation of labor that entered into view with permanency, but with the privilege of breaking the match if it proved unsuccessful, and in the absence of offspring, without incurring public or family odium.

"Might it not be well," Mrs. Parsons asks, "to embody in the marriage license laws about the personal health and character of the bride and groom and likewise a certificate of labor that the bride has received in her childhood?"

Mrs. Parsons, in the course of the books, makes many other equally interesting suggestions.

GIRLS' SMALL WAGES

Settlement Worker "Made Impassioned Speech on Cause of Orphans"

(Journal Special Service.) Minneapolis, Nov. 17.—Mary E. McDowell of the University settlement in Chicago, in an impassioned address, the most sensational event of the convention, told the federation of labor that on account of insufficient wages paid to the working girls the great army of them were physically and morally unfit for marriage. She said that 3,000,000 women in this country, whose average wage was \$5 per week. The average age is 18, and 95 per cent of them have other dependents on them.

TACOMA LINE WILL BE OPEN TOMORROW

Official announcement was made this afternoon by A. D. Charlton, assistant general passenger agent of the Northern Pacific, that passenger service between Portland and Tacoma will be resumed tomorrow morning. A passenger train will leave the union station at 8:30, carrying Tacoma and Seattle passengers, and transfer will be made at Kelso by steamer to the Tacoma train waiting at Castle Rock. All the boats necessary to handle the business will be on hand.

Another passenger train will leave the Portland union depot about 11 o'clock a. m. to take care of the accumulative business at this end of the line. The passengers on the flood-bound train north of Kelso are being taken off this afternoon by steamer and will reach Tacoma this evening.

Passengers from the sound to Portland will reach this city tomorrow night.

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Case Against Alleged St. Johns Magistrate Dismissed by

St. Johns was all agog yesterday over the case of G. F. Samberg, charged with wife-beating. The trial was on, and out of it came a story of compelling domestic troubles that have been stirring up the Samberg home.

Samberg was arrested last Monday on a warrant sworn out by his neighbor, W. G. Lytle, and was arraigned before Judge Thornध्ये of the municipal court, who fixed his bail at \$500. The bail was immediately furnished by the Portland Manufacturing company, with which Samberg is employed as a foreman.

Mr. and Mrs. Lytle testified yesterday that on the night of November 7 they were awakened by a great noise that seemed to have its source in the Samberg home. Many times before they had heard that Samberg was accustomed to beating his wife, and they immediately decided that some steps should be taken to prevent the cruelty. The next morning the little Samberg daughters were questioned, and according to the testimony told Mrs. Lytle that the cause of the disturbance was that their father had been whipping their mother again.

When Mrs. Samberg was seen she had big scratches and black and blue spots on her face.

Against this testimony, however, were the statements of the entire Samberg household that the character of Samberg was unimpaired. That he was a model husband and father. The little girls testified that their father always treated them the best way in the world. All had the same little story to tell, and were according to Mrs. Lytle were called upon to testify that the outward character of the man was all that could be desired, and that when they were out on a "big tear" with the man he was always good-natured and pleasant instead of boisterous or cruel.

The court, although expressing belief that Samberg was guilty of roughness toward his wife, and that testimony in his behalf was prepared at his command in his household, found that there was not enough evidence against him to convict him, and dismissed the case.

Important Decision Rendered in Hard-Fought Case of Sellwood Against Commissioner Reid.

(Special Dispatch to The Journal.) Oregon City, Or., Nov. 17.—The new law relating to spraying was upheld yesterday, when the jury in the suit of T. R. A. Sellwood vs. James H. Reid brought in a verdict for the defendant after being out about three hours. The verdict was expected by all parties to the case, and the jury was out much longer than anticipated.

The trial of the case lasted two days and aroused intense interest, not only in Clackamas county but in other sections of the state, as it was generally considered a test of the law, under which the defendant, Reid, while acting in his official capacity, notified T. R. A. Sellwood of Milwaukee to spray the trees in his orchard, and after his failure to do so took some men, went into the orchard and sprayed the trees, which were then infested with San Jose scale. The law has been bitterly opposed and antagonized by several fruitgrowers and the victory for the adherents of clean fruit is generally satisfactory.

The rulings of Judge McBride on questions that arose during the trial were in favor of the defendant in every instance. The court said that Reid had a right to consider the trees, after Sellwood had failed to comply with the law, and his instructions to the jury were clear and decisive. He said there were only three propositions to be considered—whether or not the orchard was infested; whether the plaintiff had been given notice and time in which to spray, and whether he had sprayed. The court defined the duties of the fruit inspector, and said when the official found an orchard infested with the trees, it was his duty to notify the owner, and after he had failed and neglected to spray his trees, the inspector could use his discretion in either cutting down the orchard or spraying the trees himself and charging the expense as a lien against the property. He ruled that it was not necessary for the fruit inspector to warn of the consequences that might ensue in case of failure to spray, and that ignorance of the law was no excuse.

The result of the trial will no doubt make things easier for the fruit inspectors, who have generally been harassed and have aroused the animosity of scores of people. There are merchants in this city who deal in fruit who, it is alleged, have made it a point to defy the law, and it is considered that the trial will have a beneficial effect in that respect, and unlawful practices will now come to an end.

NEW YORK CHINESE IS ARRESTED FOR INSANITY

Sing Sing, a Chinese from New York, was arrested in a lodging-house at Grand avenue and East Stark street last night on an insanity charge. In response to several telephone messages from residents of the neighborhood several policemen were sent to make an investigation. In a room in the lodging-house Sing was found howling and screaming from some unknown cause. After being locked up in the city prison he became quiet. He will be examined by the alienists as to his sanity.

RESIGNATION OF MANY MEN TO BE USED AS ARGUMENT FOR GRANTING INCREASE.

Sixty men have resigned from the fire department so far this year, and this fact will be held up to the council next month as a good reason for an increase in the salaries of all firemen.

At present the salaries paid are \$65, \$70 and \$75. According to the estimate for the department now being compiled by Chief Campbell, the scale next year will be \$75, \$80 and \$85.

There is talk of increasing the salaries of policemen to \$100 a month, a raise of \$30, and the fire department will try hard to get a raise of \$10 at least. It has been proved a number of times that good men are constantly resigning from the fire department because they are offered better wages outside, where they will have more time to themselves.

The conversion of the fireboat from a coal-burner to an oil-burner will probably be recommended to the executive board by Chief Campbell before long.

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