

# WOMEN'S ELIGIBILITY IN GRAVE DOUBT

### Open Letter Addressed to Candidate for City Attorney's Office Raises Serious Questions Whether Attorney Has Been a Resident of Portland Required Five Years.

S. C. Spencer, an attorney, has written an open letter to W. R. McGarry, candidate for the Republican nomination as city attorney, in which he directly questions the eligibility of McGarry to hold office under the city charter.

Sentiment amongst the legal fraternity seems very much against McGarry. A paper endorsing Kavanaugh has already been signed by 110 attorneys, including many of the prominent members of the profession.

Mr. Spencer quotes the number of authorities regarding the interpretation of the charter on the length of residence in the city required, particularly as to the phrase "at least five years preceding such time."

The letter is as follows:

**Questions for Answers.**

Section 229 of the charter of the city of Portland provides as follows:

"The city attorney shall be an attorney of the supreme court of the state of Oregon and shall be an elector of the city and of the state of Oregon at the time of his election and must have been such for at least five years preceding such time."

"I would like to ask you if you have been an attorney of the supreme court of the state of Oregon for the last five years?"

"I would like to ask you if you have been an elector of the city of Portland and state of Oregon for the last five years?"

"I would like to ask you if you will have been an elector of the city of Portland and state of Oregon for five years at the next city election?"

**Eligibility Vital Point.**

"I look upon the office of city attorney of the city of Portland as one of its most important offices, and you are a candidate for that high office. If you are not eligible to this office it is a matter of great public importance and passes way beyond personalities. It would be nothing else than a public calamity for a man to be nominated or elected to this office who is not eligible.

"If you should not be eligible and should be elected to this office and assume the duties thereof and the question of your eligibility thereafter should be questioned in the courts and the courts should decide that you are not eligible, it might raise grave questions of a jurisdictional nature relative to proceedings instituted by the city in which part had been taken by you.

**Affidavit in Supreme Court.**

"On the 14th day of July, 1904, you filed an affidavit in support of your application for admission to practice in the supreme court of this state and the other courts therein. In this affidavit you state that you were admitted to practice in the state of Michigan on the 19th day of April, 1887, and that you had practiced your profession in various other places throughout the state of Michigan for the last seven years, with your

# SUMMER GIRLS NEW PASSENGER SERVICE OVER SPRINGFIELD CUT-OFF

### Dowie's Holy City to Be Made Into a Fashionable Resort for Chicago People.

Chicago, May 2.—Zion City is to be a summer resort. Following the action of Receiver John C. Hately of dismissing the old management of the Zion City hospice and installing Homer Kessler, former controller of the city, as head of that institution, steps are to be taken to make the city one of the most attractive places on Lake Michigan.

Zion City has the finest bathing beach on the north shore, and this is to be developed. Parks will be built, pavilions constructed and docks made. For years the hospice had been conducted at a loss, but with the installation of the new regime it is to be pushed as a summer hotel. It will be altered and additions built if needed, and the surrounding lawns and streets of the city will be parked and beautified.

Officials of the Goodrich lines have promised to make Zion City a stopping point and to push the place as a summer resort if the officials will cooperate with them in making the place attractive to summer excursionists.

**Bridge Across Willamette River at Springfield on the Cutoff Branch.**

(Special Dispatch to The Journal.) Eugene, Or., May 2.—The Southern Pacific company is said to be working on a schedule for a suburban passenger service between Eugene and Springfield over the new Springfield-Henderson cutoff branch. A daily train may also be put on between Eugene and Wendling, the Booth-Kelly sawmill town 20 miles up the Mohawk valley from here. Freight trains have been operating over the cutoff branch since last fall, but as yet no passengers have been routed over it.

# MEXICO MAKES LAY FOUNDATION FOR WAR OF FAMOUS CASE

### Hundred Thousand Troops Gathered Upon the Border Near Guatemala. Question Whether Government Can Prosecute Sale of Liquor on Special Reservation.

(Special Dispatch to The Journal.) Mexico City, May 2.—News received today states that Mexico's preparation for war promises to involve the President Calles in Guatemala in serious difficulties at home. Revolution is said to threaten him.

Over 100,000 troops are mobilized near the Guatemalan border. A serious situation has arisen in Guatemala because of the international dispute in the extradition of General Lima, who is wanted in Mexico on a charge of conspiracy to bring about the assassination of former President Barrios of Guatemala.

Insults are daily reported to Mexican citizens in Guatemala. The people are greatly inflamed. Before the Lima incident revolutionists in Guatemala had plotted to overthrow Cabrera.

(Special Dispatch to The Journal.) Washington, May 2.—In holding Cowhite Williams, a Nez Perce Indian, to answer to the federal court, which convenes at Moscow on May 15, on a charge of introducing liquor on a special government reservation, United States Commissioner "Nell" yesterday laid the foundation for a case which may become as famous as the Haff case in Kansas and the Dick case from Nez Perce county.

Federal courts will be asked to decide whether the sale or introduction of liquor on a special reserve, where the title is still vested in the government, can be prosecuted. Williams is charged by Indian Agent Lipps with carrying whiskey on the special reservation near Kamiah, which had been set aside by the government for the exclusive use of the Presbyterian Indians as a site for their church building.

Commissioner O'Neill holds that as such land is owned and controlled by the government and is set apart for the use of the Indians within the reservation, the title is still vested in the government, and can be prosecuted. Williams is charged by Indian Agent Lipps with carrying whiskey on the special reservation near Kamiah, which had been set aside by the government for the exclusive use of the Presbyterian Indians as a site for their church building.

# TEN SLEUTHS HUNT FOR THREE PAIRS OF WOMEN'S HOSIERY

Thirteen pairs of gents' socks of various hues and three pairs of women's hose are reported by Mrs. Farrell of 74 Fourth street to have been stolen from her clothes line yesterday afternoon. Detectives Jones, Tichenor, Haller, Price, Baty, Alden, Hawley, Kay, Klein, Inskip and Inspector Bruin are working on the case.

A. M. Knapp, having offices in the Lumber Exchange building, reported to the police this morning that a sneak thief entered his rooms Saturday afternoon and carried away 43 in nickles and about 30 carried checks ranging from \$1,000 to \$5,000 and made payable to M. E. Woodcock.

# MEDICAL STUDENTS ARE GIVEN THEIR DIPLOMAS

### Senator Fulton Delivers Address to Graduating Medics of Willamette University.

(Special Dispatch to The Journal.) Salem, Or., May 2.—Amid profusions of flowers and surrounded by an audience composed of friends and fellow students of the Willamette university college of medicine was held last evening at the First M. E. church, and 16 students were given their diplomas. The program was excellent and the address of Senator C. W. Fulton was well calculated to be of special interest to young people on the threshold of their life's career. He spoke of the requisites for true success and said:

"It is necessary that our associates be the best. The tallest trees of the forest are not surrounded by ill-shaped and scrubby ones but by vigorous and fine trees. It is only when excellence supports genius that the latter is able to reach the highest pinnacle of success. Young people, take in the right direction, yet difficulties will be in the way, but none so great that they cannot be conquered. Above, beyond the clouds of darkness there breaks a glorious day. Let your motto be 'Nil desperandum.'"

The charge to the class was given by Dr. L. F. Griffin of this city, a member of the faculty, and the degrees were conferred by Rev. John H. Coleman, president of the university.

The members of the 1907 class were: Myrtle Louise Austin, of Portland; W. H. Becker, of Salem; Joseph R. Barr, of Springfield; David A. Forbes, of Oregon City; J. L. George, of Salem; Lorin L. Hewitt, of Salem; Rider R. Hamilton, of Astoria; William C. Kautz, Jr., of Seattle; Smith J. Mann, of Corvallis; Henry C. Handle, of Portland; William H. Pollard, of Tigardville; William C. Rehn, of Brownsville; Omar K. Wolf, of Salem; Elmer Jacob Wainwright, of Long Creek; Robert Lee Wood, of Amity.

# FORTUNE SMILES UPON MOTORMAN

(Special Dispatch to The Journal.) San Francisco, May 2.—Army officer, motorman and capitalist. These are three successive stages in the career of Charles L. Silcock, who was found in this city yesterday after being reported missing by his mother. The young man entered the office of Postmaster Flak yesterday as a humble motorman. He left the building a capitalist, for the postmaster informed him that a young estate was awaiting him in Tennessee. The finding of the young man yesterday brought to light a story of a varied career which began when his name was entered in the army register to be written later among the names of the missing.

In the beginning Charles L. Silcock added to his signature the words, "First Lieutenant, Twenty-fourth United States Infantry." For a time he wore the shoulder straps. Then he wearied of the army, resigned and came to this city.

One day Silcock, the motorman, failed to appear at the car barns and his whereabouts became unknown. Queries began to come from La Follette, Tennessee, where the mother of the former lieutenant resided. The mother wrote to Postmaster Flak that she had not heard from her son since last January. She stated that she had telegraphed \$115 to him and had received no reply. She said that her son had fallen heir to a \$50,000 estate.

# SEATTLE DOES HONOR TO JAP

(Special Dispatch to The Journal.) Seattle, May 2.—With the arrival at the pier of the steamer Katwacht, which met the Aki Maru at Smith's cove, the reception to General Kuroud took on a formal tone. In charge were the chamber of commerce, Asiatic and Japanese societies. The government was represented by Major-General Arthur MacArthur, Colonel Frank Winn, Major W. W. Hart and two non-commissioned officers, who will act as the escort for the imperial Japanese party from Seattle to Washington.

Government Sends Corporals to Washington.

# UNIONS ABANDON PLAN TO IMPEACH ROOSEVELT

(Special Dispatch to The Journal.) Chicago, May 2.—The labor men have decided to abandon the plan of filing articles of impeachment against Roosevelt, the legal committee advising that it would be "worse than useless" to attempt to proceed against the president at this time, when the senate is filled with his political associates and dependents.

Instead of impeachment resolutions, a meeting attended by 40,000 workers last night adopted an open letter criticizing the president and pledging support to Meyer, Haywood and Pettibone. Eight thousand were given "undesirable citizens" buttons.

# TOOTH PULLERS HOLD SESSION

The Oregon State Dental association met in annual convention at 2 o'clock this afternoon in the rooms of the Portland Commercial club. The convention will remain in session throughout the remainder of the week. The last session will be held Saturday afternoon, when officers for the ensuing year will be elected.

It is estimated that between 50 and 100 visiting dentists will arrive in the city by tomorrow morning.

Dr. B. Frank Gray, of Colorado Springs, this afternoon delivered an interesting lecture on "Mal-occlusion of Teeth."

# FORMER ARMY OFFICER, THEN STREETCAR JEHU, BECOMES A CAPITALIST SUDDENLY.

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# MURDER TRIAL JURY GOES TO THE THEATRE

(Special Dispatch to The Journal.) Seattle, May 2.—Innocent Himeboch, juror in the case of Ruth Jackson, on trial for the murder of her husband, has set a new precedent for juries. He believes that it should not be all work and no play for the twelve jurors, and accordingly went to Judge Morris with a request that he be allowed to take his colleagues to the show. Nat Goodwin is playing in town and Himeboch always admired Goodwin as an actor. The court thought it over and decided that if there was nothing relating to murder in the show it would be meet and proper for the jury to attend. So it came to pass that when the curtain rose on "An American Citizen," Goodwin faced a box filled by the 12 good men and true.

# SHIPPERS GRANT PART OF EMPLOYEES' DEMANDS

(Special Dispatch to The Journal.) Seattle, Wash., May 2.—The Puget Sound Shipping association this morning decided to grant in part the increase asked by the longshoremen. The rate for overtime has been the bone of contention, but the owners have agreed to pay the 50 cents an hour asked. They have also agreed to the following scale:

General merchandise, 40 cents an hour, an 11 cent increase over the present scale; on creosote material, 50 cents an hour, 75 cents for overtime, increase of 25 per cent; wheat, 50 cents an hour, 62 1/2 cents for overtime; lumber, 50 cents an hour and 75 cents for overtime. The ultimatum was delivered today to the union with the declaration that if it is not accepted by May 4 open shop will be declared.

# TWO BABIES SUFFOCATED IN FIRE AT CHEHALIS

(Special Dispatch to The Journal.) Chehalis, Wash., May 2.—Today at noon fire broke out in the Idaho restaurant on Chehalis street. Three children who had been playing upstairs were taken out, two of them being dead. The third was badly damaged and the Grand opera-house was on fire several times. The fire company gave very efficient service and the water pressure was heavy. The fire was an extremely dangerous one, owing to the inability to reach the second floor. The weather made the wooden structure burn like tinder. Estimated loss is between \$2,000 and \$3,000. Mrs. Strahm lost her husband a little over a year ago.

# WOLF NAMED FOR MAYOR OF SILVERTON

(Special Dispatch to The Journal.) Silverton, Or., May 2.—A meeting was held in the opera-house Tuesday evening, when J. C. Wolf was placed in nomination for mayor of the city of Silverton. F. W. Potter, H. D. Mount and Julius Alm were nominated for councilmen, Wilson Bowser for recorder and M. J. Adams for treasurer. The city election will be held next Monday. It is understood that another ticket will be placed in the field by the so-called independence people and will be headed by the name of L. E. Rauch, an attorney of this city.

The question of purchasing a road roller will also be decided at the coming election, and it is very likely to carry in favor of the transaction.

# GET AN INJUNCTION TO RETAIN SALOON LICENSE

(Special Dispatch to The Journal.) Seattle, Wash., May 2.—James F. Wilson, one of the saloon men at Youngstown, who are within one mile of West Seattle, has obtained an injunction in the superior court restraining the county commissioners from revoking his license. The commissioners must come into court tomorrow and show cause why the injunction shall not be made permanent. County Superior Judge Valente has granted the injunction and found that the saloons in question are about 100 yards within the limit. City Attorney MacMahon of West Seattle opposed the restraining order, calling attention to the statute which prohibits saloons within one mile of any incorporated city.

# RANCHER FOUND DEAD IN GREASER CANYON

(Special Dispatch to The Journal.) Lakeview, Or., May 2.—Charlie Thompson, a Lake county rancher, whose home is at Farnip Creek, rode over from Lakeview a few days ago, and with the avowed intention of bringing in a force of arms or otherwise Pat Angland, a young Irish sheepman, whom he accused of having wronged his (Thompson's) mother's daughter aged about 19 years.

Thompson's horse, saddle and bridles were found and on him were bloodstains. Shortly afterward Thompson's dead body was discovered in Greaser canyon. A bullet had passed through the head from the chin back. Details are at this time lacking, so that how he received the wound that killed him is not known. He may have committed suicide, he may have been killed in a gun fight, and he may have been murdered. Upon being informed of the discovery the sheriff and district attorney started at once for the spot.

# END OF PARIS BAKERS' STRIKE IS IN SIGHT

(Special Dispatch to The Journal.) Paris, May 2.—The end of the bakers' strike is in sight, the men having voted to return to work. An attempt to photograph the American, Law, who was injured by the mob, failed. The man's name was beaten almost beyond recognition. It was thought at first that Law had been killed, but it was learned later that he still lives. He is a naturalized American, having been born in Russia.

# FRENCH AND JAPANESE ENTER INTO AGREEMENT

Tokio, May 2.—It is believed that a Franco-Japanese agreement has been concluded for the mutual respecting of French rights in France's Asiatic territories and Japanese rights in Formosa, Corea and the Liaoting peninsula. The treaty has been postponed until the conclusion of the Russo-Japanese entente for the preservation of the post-bellum status quo in the far east, which depends upon the pending commercial and fishery negotiations. A signing of the treaties for the latter has already been finished and detailed official statements are being prepared.

# WHITE TEMPLE TO GIVE SPECIAL SONG SERVICE

Tonight there will be a special song service at the White Temple. Mrs. Walter Reed, Miss Kate Lawler, Mr. Robinson and Mr. Beicher will sing special numbers and favorite hymns of the congregation will be sung. Dr. Brougher will speak and E. E. Smith of Spokane will make some brief remarks. A large attendance of members is desired for this will be the last prayer meeting for Dr. Brougher before going east next Monday.

# PROSPECTING FOR OIL IN VICINITY OF EUGENE

(Special Dispatch to The Journal.) Eugene, Or., May 2.—The Great American company, composed of Portland and Eugene men, has taken options on over 400 acres of land six or seven miles south of this city and will at once commence prospecting for coal and oil. A three-foot ledge of good coal has been found near the surface and it is expected by the company that a good vein will be found further down. A gasoline engine and drill were put to work on the property yesterday for the purpose of sinking a prospect hole. There are some copper indications also in the vicinity of this land and the company may hold the land on which they are located and prospect for this metal.

# STREETCAR SITUATION TAKES SERIOUS ASPECT

(Special Dispatch to The Journal.) Salem, Or., May 2.—George R. Ridgeway, who was charged with practicing optometry without a license, entered a plea of guilty and was fined \$20 by City Recorder Moore this morning. It is the first case of violation of the new optometry law in this section of Willamette valley.

San Francisco, May 2.—The street car situation has a serious aspect this morning. The attitude that the United Railroads adopted at Wednesday's joint conference aroused the men and they are constantly on duty at the jail. A general meeting may be called for Saturday and a vote on a strike taken.

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# PLANS FOR REMODELING THE SOLDIERS' HOME

Salem, Or., May 2.—Governor Chamberlain has returned from Roseburg, where he consulted Commandant Elda of the Soldiers' Home relative to the new assembly hall to be erected there. The buildings at the home are to be renovated and about \$3,500 will be spent for improvements. The governor found conditions at the home satisfactory.

# DREAM OF LOVE ENDS IN TACOMA

### Mrs. Richardson and Frank Irons, Who Eloped From Portland, Caught in Sound City.

As the result of several months' investigation by Lou Hartman, a private detective, Frank B. Irons, alias Voberg, and the wife of C. V. Richardson of this city, who are said to have eloped last October, were arrested at 231 1/2 South C street, Tacoma, yesterday afternoon by Deputy Sheriff Steno and Detective Hartman.

Irons, who was a driver employed by a local grocery firm, and Mrs. Richardson are alleged to have fled from Portland together on October 28, 1906, and journeyed to Tacoma. Mrs. Richardson's young son was also taken along by the couple.

Detective Hartman, who was retained by the husband, after a long search, located the pair in the Sound city. The arrests were made yesterday morning, and Irons, after the officers had forced their way into the house, endeavored to secure a revolver, but was prevented by Detective Hartman.

The case will be tried in Tacoma. Detective Hartman returned to Portland last night with Oliver Richardson, the child of the unhappy couple.

# FEDERAL JUDGE COMES TO PRONOUNCE SENTENCE ON MAYS, JONES AND SORENSON.

Tomorrow is the day set for the sentencing of ex-State Senator Franklin F. Mays, ex-Representative Willard F. Jones and George Sorenson for conspiring to defraud the government out of its public lands. Judge William H. Hunt of Montana is expected to arrive in Portland tomorrow in time to hold court, although up to the present time no information has been heard from him relative to his arrival.

Mays, Jones and Sorenson were convicted last summer in the Blue Mountain land fraud case. Judge Hunt presided at the trial, the last one in which Francis J. Heney participated.

In addition to sentencing the convicted men, Judge Hunt will also decide the bills of exception in the Mays, Barnard, Zachary and Hendricks cases. Jones and Hendricks will not be sentenced until after the hearing in the Butte creek conspiracy case, in which ex-United States District Attorney John H. Hall, ex-Senator W. W. Steiwer and others are indicted. Zachary and Hendricks will be government witnesses in this case, and to sentence them at the present time would disqualify them as witnesses.

After deciding the bills of exception, Judge Hunt will leave for San Francisco, where he will sit on the United States circuit court of appeals for several weeks. He will then return to Portland and resume the hearing of the land fraud cases.

# CHAMBERLAIN HONORS ANDERSON EXTRADITION

(Special Dispatch to The Journal.) Salem, Or., May 2.—Governor Chamberlain today honored requisition papers from Governor Gillett of California for Ernest H. Anderson, who is charged with embezzling \$15 while in the employ of James Moran in San Francisco. Patrick O'Connell is named as the agent to return Henderson to California.

# DISTRICT ATTORNEY HAS KELLIHER CASE RETRIED

(Special Dispatch to The Journal.) Salem, Or., May 2.—District Attorney J. H. McNary yesterday filed a motion for rehearing in the case of the state of Oregon against A. T. Kelliher and H. H. Turner. This is the famous land case in which the defendant Kelliher through the instrumentality of H. H. Turner, is alleged to have defrauded the school fund of the State of Oregon 101 1/2 acres of land, a large portion of which is situated in the counties of Coos, Curry and Jackson and is covered with pine and fir.

The brief submitted to the court says the real issue tried in the circuit court between the state and Kelliher was this: The state contended that Kelliher was guilty of forgery which the defendant denied and by way of a bar to the prosecution contended that he had secured his valuable holdings by reason of having committed the crime of perjury. The supreme court some time since rendered an opinion stating that there was no testimony corroborating the testimony of Turner and that there was no testimony connecting Kelliher with the commission of the crime charged in the information except the testimony of H. H. Turner.

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The question of purchasing a road roller will also be decided at the coming election, and it is very likely to carry in favor of the transaction.

# NOB HILL BURGLAR IS ESCORTED TO PRISON

Ernest Lane, the Nob Hill burglar, was taken to jail by Sheriff Stevens and Deputy Baty today to serve his 15 years' sentence for assault and robbery. At the capital they were told that while in the reform school Lane had broken all records for good behavior. He had never received a black mark, had never been caught, and the authorities had so much confidence in him that for a time before being paroled he was put in charge of

# WILLIAM CARTER INDICTED TODAY

William Carter, alias William Curtis, was one of the robbers mixed up in the looting of the St. Johns postoffice, according to an indictment returned by the federal grand jury this morning. Carter is in the custody of the indictment against Carter was John Doe, an unknown member of the gang who has not been arrested.

It is believed that the grand jury is hearing the evidence against Wayne, Kelley, Smith and Rankin today. Louis W. Smith, the bartender at the Manhattan saloon, was another witness today, as were Officers Evans and Phillips, who were detailed on the Sellwood robbery the day after it occurred.

Carter was indicted for robbing the St. Johns postoffice and for looting the St. Johns postoffice. The members of the gang against whom evidence was heard today will be indicted for the Sellwood robbery.

James Currin, who was indicted last week, was arrested yesterday at Oregon City and brought to Portland. Currin was indicted for breaking a rural mail box. He gave bond yesterday afternoon in the sum of \$750.

# PROSPECTING FOR OIL IN VICINITY OF EUGENE

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# RIOT IN WHEAT PIT

(Special Dispatch to The Journal.) Chicago, May 2.—The market is on a rampage with bullish excitement on account of crop damage report that prevailed at the board of trade. The advance threw the pit into a state of excitement bordering on riot. July wheat soared to 85 1/2 and has advanced 3 cents in two days.

# RUSSIAN PRISONERS FIRED UPON

St. Petersburg, May 2.—For refusing to obey their guards, the prisoners at Vibourg prison today were fired on by the soldiers. One was killed and many wounded. The revolt was the direct result of the dome's action of abolishing drumhead courts-martial. This emboldened the prisoners, who hung out red flags today.

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