POWELL MURDER CASE COMES UP

Linn County Man Will Stand Trial for Killing of Homer Roper.

(Special Dispatch to The Journal.)

Albany, Or., March 8.—Judge Burnett opened circuit court in this city this morning at 9 o'clock. The Powell murder case will come up before the grand jury at this session. The grand jury will be called on this afternoon to ascertain whether Powell is to be indicted.

Over 50 witnesses came down from Brownsville to appear in court in the Powell case. Practically all of them were at the dance on the night of the murder.

Powell shot and killed Homer Roper three miles northwest of Brownsville on the night of January 28. The trouble which resulted in the killing arose over Roper's continued attentions to Leah Powell, the 15-year-old daughter of the man now in jail on a murder charge. Roper eloped with the girl and went with her to eastern Oregon, and after Powell brought his daughter back he ordered young Roper to stay away from her.

Roper continued to meet the girl secretly, however, and on the night of the murder he went uninvited to a party at the home of J. A. Neis, where Miss Powell was a guest, and met the girl outside the house. Noting her absence, Miss Powell's brothers went home to tell their parents. Mrs. Powell went direct to the Neis place, while Powell, taking a 44-caliber rifle and mounting a horse, started on a detour toward the place to intercept the couple, believing they were eloping again.

Three Shots Are Fired.

Before Powell reached the Neis farm Mrs. Powell had found her daughter and taken her into the house. Powell rode up to the rear of the Neis house, and as he dismounted heard Roper call from a nearby shed, "I've got the drop on you." Powell then fired one shot, striking a horse in the shed, and as Roper ran out into the open he fired twice more. Both bullets struck Roper in the head and either would have caused instant death. How he put two bullets into Roper's head before the boy fell is as yet an unexplained mystery.

After the killing Powell awaited the coming of the sheriff and surrendered without resistance. He waived examination before Justice Swan here, and was held for the grand jury without bail. He has since remained in the county jail here.

HEALTH TALK THAT STIRS UP PASTORS

(Continued From Page One.)

tention of the brethren to it at every opportunity, disagreed, and said the trouble with all his erring brethren was that they slept too much and were so tardy in arising Monday mornings that they could not get to ministers' meeting on time. He cited himself as an example and said he always arose early and thrived on little sleep. But he recommended a spade, a hoe, rake, a tree pruner and the like for one's health, and said he had used them so effectively that in the 20 years he had been in the ministry he had never had a vacation.

Rev. E. A. Smith suggested that the devil, too, never took a vacation and that ministers should not follow his example. Rev. Mr. Bentzien said if the devil would take his vacation it might be better for his victims.

Dr. W. T. Jordan told of his state of health and recommended horseback riding and country life. He admitted his body to be less strong than those of many and said he had suffered much illness early in life and had had two operations. On his arrival here doctors advised him to have another, but he finally found one who told him to get a horse instead.

Good Horse Trader, Too.

Riding with his wife left him in much better health and he has been improving and growing younger every day since then and a few years later sold his horses for about $200 more than he had paid. So he recommended horses for the health.

He praised the papers as particularly good for Monday morning. He also recommended laughing as a good cure for disease and said he had been feeling better ever since a day last week when he had heard that Dr. Brougher had been ring master of the Bungling Brothers circus at the Y. M. C. A., with his own sons as monkeys, and some brother had asked the minister, who has had much to say on a similar subject recently, "What would Jesus do at a circus?"

Dr. Leonard added that he had received a laugh from an anti-evolutionist, who said that men might come from monkeys, but that he had heard a preacher had produced monkeys, so what was the difference?

Dr. Blackburn treated the matter more seriously and praised the thought of the paper. He pronounced the paper sane, and said that Dr. Jordan's remarks showed good "horse sense" which brought its laugh slowly but surely. But he deplored the fact that if a man were limited to eight hours of sleep and the working day was eight hours long, that there would be eight off hours, and that most men had not been trained to know what to do with their off time.

Idle Hours Dangerous.

"It is not what we shall do to earn our living that is the important question, but what shall we do while we are not earning our living?" he said. "Men should be trained to take care of their minds and bodies, not to subject them to abuses during these off hours. And these teachings are as essential to their welfare as all our spiritual sermons. It is in the off time that all the wickedness of the world is done."

POLICE CHIEF KILLED BY WOMAN BANDIT

(United Press Leased Wire.)

City of Mexico, March 8.—Felicano Fortuna, captain of police at Vera Cruz, is dead from the effects of a knife wound inflicted recently by a woman member of a gang of bandits whom Fortuna and a posse were pursuing, according to a dispatch received here today. The gang was led by Ridrigo Lagunas, who is wanted on a charge of murder. The police engaged in a running battle with the bandits during which a woman sprang at the captain and stabbed him. The bandits escaped, the woman with them.

UNRUH SCOFFS AT BALDWIN'S "SISTER"

Los Angeles, March 8.—Denying that there is such a person as a sister of E. J. (Lucky) Baldwin, who died at Arcadia last Monday, H. A. Unruh, for years confidential secretary to the noted turfman and now administrator of the estate, today scoffed at the claims of Mrs. Mary Baldwin Morin of Freeport, Ill., who, according to reports, intends to contest the will of the man she says was her brother.

"I am positive there is no sister of Baldwin living," emphatically declared Unruh, "and what good would it do her if there was? Under the laws of this state no one can inherit except the children."

It is considered probable that if Mrs. Morin presses her claim a test will be made on the provision in Baldwin's will bequeathing $10 to any person who might prove relationship to him.

TO CURE A COLD IN ONE DAY.
Take LAXATIVE BROMO Quinine Tablets. Druggists refund money if it fails to cure. E. W. GROVE'S signature is on each box. 25c.

NEW FLOURING MILL BEING BUILT AT ISLAND CITY

La Grande, Or., March 8.—Forty-five thousand dollars will be expended on the Island City Milling & Mercantile company's new building, which is to replace the one destroyed by fire last July. It is being erected at the corner of Jefferson and Elm streets.

"WHEN I QUIT ENJOYING LIFE'S GOOD THINGS, LET ME DIE," SAYS JOHN L.

John L. Sullivan, beau ideal of every pugilistic schoolboy, the hero of a generation of sports just passing, came to Portland this morning.

"I am tirder than I ever was before in my life," was his first comment, for he had been traveling all night from Tacoma, Wash. The clerk at the desk of the Portland told him that a $2 room was available.

"Oh, make it three dollars," he exclaimed and this is the careless, money-scorning spirit that has characterized Sullivan's life and causes his manager, M. F. Hall, all varieties of trouble now.

With a voice that is a cross between the boom of a bass drum and the mutter of friendly thunder, John L. welcomed the newspaper man to his room. "I've been trying to make up the loss of last night's sleep, but I'm always glad to welcome new friends," he said.

Then he went on to talk of days spent in training for real conflicts.

"Times aren't what they used to be," said the veteran fighter mournfully. "You don't get scarcely a meet any more that isn't framed up. In my day we used to go in and mill for a finish. Handling the gloves is the best, cleanest sport in the world when it's run straight, but you put it down from me, it's not run straight any more. I don't say that because I want to put a crown round the heads of the old fighters, but because I know it to be a fact."

"Mr. Sullivan, did you ever say, 'Touch me light, Mr. Corbett?'" was a question that made the fighter start up from his recumbent position on the bed and laugh with a "ha ha" that shook the furniture in the room.

"That was only a story they told on me," he declared. "I just happened to be a little tired when I met Jim Corbett. If I'd been at normal he never would have carried the world's championship away from me. Look at him now. Where is he? And where is Bob Fitzsimmons and a bunch of the others that were only meteors in the pugilistic sky? Why, I've outlasted them all. See here—and he rolled up his sleeve to show biceps bulging out in a way calculated still to strike terror to the heart of the uninitiated—I keep myself in training all the time yet. Every day I box. I've got to do it in order to keep feeling good. Weigh too much as it is, but if I quit exercising I'd put on more flesh than I could carry.

"Yes, I enjoy life as well as I ever did. I am a little past 50, it's true, and I've put in a strenuous time of it, but you just mark my words, I'm good for another fifty yet. I'll keep on enjoying life too. When I quit appreciating the good things, then I want to shuffle off. That's the reason I keep traveling. I don't have to, but none of this retired stunt in mine. No, if you please! I haven't any more use for Dr. Osler and his theories than a lot of other red blooded men who are as young at 50 as he was at 25.

"If young fellows would be careful to exercise and keep their muscles trained, their lives would be lengthened by at least a fourth, and they'd enjoy themselves while they live. But you've got to be careful about high living and 'booze,' too. Of course, I haven't strictly practiced that little sermon, but I might have lived to be 200 years old if I had.

"This Pacific coast is the best part of America. I always enjoy a trip out here and if—" John L.'s voice trailed off into an indistinct murmer and his visitor, looking up in surprise, discovered that the veteran had drifted off into slumberland again.

JAIL BIRDS WRITE RHYME IN THEIR CELLS DOING TIME

(Special Dispatch to The Journal.)

Vancouver, Wash., March 8.—Since the city jail was built it has held some notable and notorious criminals. It has given shelter to yeggmen, murderers, wife-beaters, and almost every kind of criminal. Some of these have left their "mark" upon the wall, in the form of bits of verse, which they penciled with short stubs of lead pencils. Some of an artistic turn of mind have left cartoons of the police chief, some of the officers, and other pictures, several of which are exceptionally well drawn.

The city council has made an appropriation to have the city jail overhauled and repainted inside. Work will begin in a short time now. In order that the work of these comparatively "mute, inglorious Miltons" may not be lost and partly out of desiring to have something unique, John Secrist, chief of police, has copied a number of the snatches of verse scratched on the walls of the cells.

Following are a few samples:

"A yeggman stood in a lonely spot,
His eye was bent on a sleepy cop.
His ear was keen as a slippery fox,
For inside his pal was drilling a box.
With tickle and feather and bottle of soup,
All was ready to make the scoop."

"The key to this door is in the Columbia river," in cell No. 1.

"The world is dark and gloomy,
My heart is cold and sad,
My thoughts are always evil,
My deeds are ever bad.
Curses and kicks where'er I roam,
The jail or the prison is my home.
—"Jungle Jimmy."

"Laugh, and you're a fool;
Weep, and you're crazy:
Work, and you are stupid;
Loaf, and you're a vag.
—"Mike, the Sage."

"Go join the gang and be a yegg,
Get caught and you're cracked.
Beat the bulls and you're a gentleman.
—"Gloomy Gus."

FRENCHMAN TAKES UP TASK OF DIOGENES, BUT POLICE OBJECT

In Sunny France, years ago, Henri Joubert read of an ancient Greek gentleman named Diogenes who armed himself with a lantern and went in search of an honest man. Henri never learned whether Diogenes found the person of undisputed integrity, but when he came to Portland Saturday he concluded it was a good place to take up the investigation begun long ago in Greece.

The Frenchman lighted a small lantern and being near the union depot thought that as good a spot as any to begin his search. Henri was just out of the woods of Columbia county and in good physical condition to search night and day if necessary. He is near sighted and wears thick glasses, but thus equipped he could scan the faces of those he met with a penetrating eye. The little lantern flashed into the faces of several dozen wayfarers Saturday evening, but Henri did not stop one of them, for marks of absolute honesty were always lacking.

Neither was he favorably impressed with the countenance of Officer Wade, who accosted him a few minutes before midnight. Wade found the Frenchman carrying a big grip and a parcel containing a supply of whisky for the coming week. The lighted lantern was still in one of his overloaded hands. Wade sent Joubert to the police station in the patrol wagon, and there a stout blackjack was found in one pocket. This caused a fine of $10 to be imposed today.

FIGHTS SUIT OF ADMINISTRATOR

Declaring that Leon P. Simon, a machinery oiler who was killed while in the employ of the Clark & Wilson company, went outside of his duties to experiment with a belt sawdust conveyor, the company is resisting the effort of E. M. Lance, administrator of the estate, to collect $7500 damages for his death. A jury is being secured in Judge Gatens' department of the circuit court.

One sad feature of the case was the birth of a child to the wife of Simon the day after he was killed. Simon was 26 years of age and met his death on February 20, 1908. He was drawn into the machinery and almost instantly killed while trying to adjust the belt on the conveyor.

The company asserts that he was not directed to work at the point where his clothing caught in the machinery and that he assumed the risk in order to carry out his experiment with the sawdust conveyor, which is alluded to as a "toy."

The administrator claims that the company is responsible for the accident.

Tomorrow and Wednesday will positively be the last days for discount on west side gas bills. Read "Gas Tips."

Gregory's last stand. See page 4.

MURDER MYSTERY AT WASHINGTON

Walter F. Schultz of Chicago Left Dead in Vacant Lot—No Clue.

(United Press Leased Wire.)

Washington, March 8.—Following the partial identification of a body believed to be that of Walter F. Schultz, an artist of Chicago, the police are endeavoring to ascertain the identity of his murderers. Schultz was a visitor to the Taft inauguration and had been traveling for his health. How he came to be found with his throat cut, on a vacant lot in Alexandria, is the puzzle that detectives are trying to solve.

When found the body was partially covered with snow. In one of the pockets was a draft for $300 and a letter signed "Your sister, Ellen Dorothy." There was a card of Mrs. Alma H. Gillette of Sioux City, Iowa.

The police learned from Sioux City that a Mrs. Gillette there is a sister of Schultz. Her husband has telegraphed the authorities to hold the body for further instructions and also to conduct a vigorous investigation.

TEACHERS' MEET NOT YET DATED

(By Journal Leased Salem Wire.)

Salem, Or., March 8.—The executive board of the Oregon State Teachers' association was unable to agree about anything at the meeting in State Superintendent Ackerman's office Saturday, and will hold another meeting Monday, April 12. It was practically decided to obtain at least two speakers of national reputation to address the next convention, but no one was selected. The discussion of the finances of the organization occupied most of the time of the meeting.

It was decided at the last convention, held in June at Eugene, that the next convention should be held at Albany, but it was left to the executive board to fix the date. The board was unable to agree Saturday, further than to make selections of alternative dates, the close of the school year in June and the close of the schools for the Christmas holidays, from which a final choice will be made at the next meeting.

COURT BAILIFF HAS HIS LITTLE JOKE

"You must be quiet, gentlemen. This more resembles a Democratic convention than a court of justice."

This was the rebuke administered to a buzzing crowd of lawyers and jurymen while circuit court was in session this morning. The monitor was Bailiff Courtney, who had rapped vigorously for order a moment before by direction of Presiding Judge Gantenbein.

The bailiff's allusion to the implied turbulence of a Democratic convention had the effect of increasing the disorder for a moment, for the surprised attorneys exchanged broad smiles and whispered to each other. Even Judge Gantenbein indulged in a half concealed smile at the bailiff's original method of restoring order.

Bailiff Courtney no doubt found vindication in the quiet that soon prevailed after his admonition was given.

Gold Dust
the composite cleanser

We would be forced to enlarge our factories many times if Gold Dust was used for ALL the purposes in the homes where it is already used for SOME purposes.

When you use Gold Dust—the composite cleaner—you do not need to use borax, ammonia, kerosene or naphtha.

Please read the directions on the package.

Gold Dust is safe, economical and harmless to hands or fabrics.

LEGISLATURE OF IDAHO ADJOURNS

Direct Primary One of the Fruits of Session—Final Grind of 36 Hours.

(United Press Leased Wire.)

Boise, Idaho, March 8.—The Idaho legislature adjourned at midnight, after an almost continuous session of 36 hours. Clocks were stopped in house and senate a few minutes before midnight Saturday night. The most important work of the legislature was the passage of the county local option law, the direct primary law, and the employers' liability law.

The clocks in house and senate were stopped just before midnight Saturday night and started again at the same hour Sunday night, as adjournment was taken. Recesses were taken at various times to allow the tired legislators to refresh themselves.

Pandemonium reigned in the house all yesterday. With its work practically completed and only awaiting the senate's windup of business, efforts were made to secure reconsideration of defeated pet measures, their advocates taking advantage of the absence of leaders who were seeking rest. Such attempts resulted in the drowning of the speaker's voice and making him the target of any inoffensive missile which members were able to secure.

When the riotous session was ended the floor of the house was knee deep with papers.

House members then made their appearance in the senate gallery and threw thousands of bills on the heads of the solons below. Lieutenant Governor Sweetzer maintained the dignity of the senate by clearing the gallery. More than 100 bills were passed by the house and senate during the Saturday and Sunday session.

AMATEUR AERONAUT DIPPED INTO THE SEA

Los Angeles, March 8.—After being driven out to sea, narrowly escaping drowning and finally being rescued by being dragged a mile through the surf by a parachute, Eugene Savage, an actor whose family lives at Portland, Or., said today that he felt no ill effects from his perilous adventure.

Savage, who takes an amateur's interest in aeronautics, consented to make an ascension at Long Beach yesterday when he learned the professional balloonist, scheduled to appear, had been detained by illness.

A fresh breeze carried Savage and the balloon seaward. Then Savage cut loose and dropped into the waves. Hope of his reaching the beach in safety had been abandoned, when the wind changed its course, lifted the parachute half out of the water and drove it ashore.

SAYS LAFE PENCE HAS WHIP HAND

City Cannot Oust Him From Macleay Park Before June 1.

Expressing himself as believing that the city cannot compel the Pence company to remove its flume from Macleay park before June, H. M. Tomlinson, deputy city attorney, has addressed the following written opinion to A. L. Barbur, city auditor:

"The park board has requested an opinion from this office relative to the proper disposal of a certain certificate of deposit on the Title Guarantee & Trust company, which was deposited with the auditor, March 15, 1906, by the Pence company to insure the removal of the latter company's flume from Macleay park.

"I am informed that the park board, March 2, 1906, passed a resolution which purported to grant the Pence company the privilege of constructing and maintaining a flume through Macleay park, from the date thereof to May 15, 1907, and provided that the grantee should remove the flume at the expiration of said time unless an extension of time be given.

"The deposit of the $500, certificate was intended to serve as a bond to secure the faithful performance of the conditions named in the resolution, the terms of which were agreed to and accepted by the Pence company. The flume was not removed as agreed, no extension of time was given, nor was any action taken by the city to recover on the bond.

"With the tacit acquiescence of the city the flume was maintained in the park by the Pence company, until early in the fall of 1908, when a complaint was filed in the municipal court charging the Pence company, and Lafe Pence, its president, with the violation of an ordinance which prohibits the maintenance of obstructions in public parks. Before service of the warrant in this case was secured the Pence company undertook to enter into a new written agreement with the city to the effect that in consideration of an extension of time by the city, the flume would, unless removed on or before June, 1909, become the property of the city of Portland. This agreement, I am informed, was signed by the Pence company, and by the mayor, and was assented to by the park board.

"Now, I am of the opinion that the park board had no charter power, in the first instance, to lease a right of way over a public park, but the city, with a full knowledge of the action of its officers, having without objection allowed the Pence company to build and maintain a flume over public property, the courts would probably hold that the city is now estopped to deny that the construction of the flume was not authorized by it.

"The bond, that is, the certificate of deposit, was given to insure the performance of the original agreement, but the city by action of its officers and the tacit acquiescence of its people, has waived the performance of that agreement, and the city cannot now legally hold the certificate to insure the performance of a new and different agreement in which the conditions and penalty of a breach are different. If the flume is not removed in June, as agreed, the city will be authorized in taking possession of the flume to the exclusion of the Pence company."

City Election at Oakland, Cal.

(United Press Leased Wire.)

Oakland, Cal., March 8.—A heavy vote is being polled today in the municipal election in this city. Active workers for Mayor Frank K. Mott and Dr. F. F. Jackson, the rival candidates for mayor, were busy early getting out the voters and the total vote cast will probably be the largest in the history of Oakland. Both sides are putting up a hard fight. The administration forces claim the election by 5000 or 6000, but Dr. Jackson claims the vote on the charter amendments, Friday, presages the defeat of Mayor Mott and his associates.

CLEARS THE COMPLEXION OVERNIGHT

Pimples, Rash, Eruptions, Etc., Quickly Eradicated by New Skin Remedy.

Since its discovery one year ago, poslam, the new skin remedy, has, in its extraordinary accomplishments, exceeded the most sanguine expectations of the eminent specialist who gave it to the world. It has cured thousands of cases of eczema and eradicated facial and other disfigurements of years standing. The terrible itching attending eczema is stopped with the first application, giving proof of its curative properties at the very outset.

In less serious skin affections, such as pimples, rash, herpes, blackheads, acne, barber's itch, etc., results show after an overnight application, only a small quantity being required to effect a cure. Those who use poslam for these minor skin troubles can now avail themselves of the special 50-cent package, recently adopted to meet such needs. Both the 50-cent package and the regular $1 jar may now be obtained in Portland, at the Skidmore Drug Co. and Woodard, Clarke & Co. and other leading drug stores.

Samples for experimental purposes may be had free of charge by writing direct to the Emergency Laboratories, 32 West Twenty-fifth street, New York city.

CASTORIA
For Infants and Children.
The Kind You Have Always Bought
Bears the Signature of Chas. H. Fletcher

Greatest Sacrifice Clearance Sale of

MEN'S SHOES

Ever Held in Portland

To make space for Spring Goods, we offer our present stock—every pair of which was custom-made—at genuine sacrifice values. Everything has the regular selling price stamped upon the sole so that the reduction will be plainly in evidence

PROTZMAN-CAMPBELL SHOE CO.
146 FIFTH STREET
Between Morrison and Alder — Opposite Meier & Frank's

Sole Depot in Portland for United Workingmen's Boot & Shoe Manufacturing Company's Custom-Made Work

Answer Journal Want Ads

You can answer all Journal Want Ads that interest you, and the only cost will be a little part of your time.

It's a mistake to think you must pay postage on every one you answer.

Where the name is designated like this—E-874, Journal—you can bring your answers to The Journal office and they will be delivered promptly to the advertiser. You can bring your answers in on your way to or from work, or some friend may bring them in for you. In this way you can save money and learn whatever you wish.

This is an excellent way to answer Journal Want Ads. Try it today.

IT IS GOOD BUSINESS GOOD CITIZENSHIP
to give your life insurance to
Oregon Life
The Policyholders' Company

A. L. MILLS.....President
L. SAMUEL.General Manager
CLARENCE S. SAMUEL
Assistant Manager

Home Offices
CORBETT BUILDING,
Cor. Fifth and Morrison Sts.
PORTLAND, OREGON