

ADJUTANT GOVERNOR COMPLAINT HAMILTON

Adjutant General at Governor's Request Called Into Consultation and Complaint Is Filed Specifying Shortage in Accounts.

(Special Dispatch to The Journal.)
Olympic, Wash., May 5.—Complaint was filed and a warrant issued in the court of Police Judge Milton Gliese here this morning, charging former Adjutant General Otis Hamilton, in charge of the state militia department, with the embezzlement of \$1185 state funds, but the shortage already unearthed, and it is said, admitted by Hamilton, will approximate \$20,000. Other charges that may be brought against him are forgery and perjury.

Arrived Last Evening.
Hamilton, who arrived here last evening with recently appointed Adjutant General George P. Lamping, supposedly on another mission and little suspecting the turn affairs would take this morning, will not be served with the warrant until this afternoon. He spent most of the day closeted with Governor M. E. Hay, Attorney General Bell and Assistant Attorney General W. F. McGill, who filed the complaint. It is declared that Hamilton committed the embezzlement of large sums, believed to aggregate \$20,000 or more.

Where Shortage Exists.
Most of the shortage, far unearthed came through falsification on the purchases of ammunition and quartermaster supplies from the government arsenals, for the use of the state militia, vouchers and sub-vouchers being made out, the signatures of government officers in charge of the arsenals forged, the vouchers sworn to, and personally handed into the governor's office and the draft for the expenses personally received. Although a crude method, under the former method of state accounting, it was why worked. The specific charge in the complaint of embezzlement is for October 3, 1907, although his misappropriations are said to have commenced within four or five months after entering office in August, 1905, and to have covered a space of a year and a half.

Hamilton, when taken out to lunch this noon by Attorney General Bell, said to newspaper men that he had nothing to say. The warrant will doubtless be served this afternoon.

DOCTOR HILL SURE THAT POLITICS IS A BACK OF ARREST

Doctor J. W. Hill, principal of the Hill Military academy, was principal of the Bishop Scott academy in Hamilton was a scholar there. Doctor Hill said this afternoon that he had known nothing more about the man than a worthy scholar.

"I am sure that there must be politics back of the charge," he said. "I am sure that there must be politics back of the charge," he said. "I am sure that there must be politics back of the charge," he said.

SHOULD KNOW COLOR OF THEIR CUSTOMERS

Isaac Brun, a wholesale liquor dealer with store at the corner of Alder and Broadway streets, was charged with Voluntary in the federal court this morning for shipping liquor to Indians in the Siletz reservation. Brun contended that he had addressed the liquor in response to a mail order to Oscar Wood at Toledo, and that the government had tolerated shipping to him without his knowledge.

STRUCK DOWN WIFE WITH BLOW ON FACE

Cruel and inhuman treatment, backed by several more specific allegations, is charged in an action for divorce brought today in circuit court by Nellie W. Smith against William C. Smith. The two were married in Portland in 1906. The plaintiff declares that during one period, the defendant at intervals of two or three weeks repeatedly assaulted and beat her. He threatened to kill her on December 26, 1908, the day after Christmas, struck her unconscious with a blow on the face, and afterwards that she was in a state of unconsciousness for about two hours.

JACOBBERGER HEADS A BODY OF ARCHITECTS

Joseph Jacobberger was last night elected president of the Portland architects association at a banquet and business meeting held at the Commercial club last night. Dr. Williams was the vice-president elected. J. A. Foulhoux the secretary and John Wilson the treasurer.

Post Toasties

Appeal to Good, Bad and Indifferent Appetites—morning, noon and night.

"The Taste Lingers"

Made by Grocers.

"NOTES" OF THE PROSECUTION

(Continued from Page One.)

For some excuse to acquit out of it. Supported by Journal.

Davis was back on the witness stand for cross-examination this morning and admitted that the Journal supported him for the legislature up to the time of his election, he being a candidate on the State ticket. This is important, for in order to establish his case Davis must show malice on the part of the Journal prior to the publication of the editorial of which he complains, on June 28, 1908.

It will be argued that the Journal did not enter any great degree of malice when it supported Davis, making no criticism of him until after an interview appointment with him in a newspaper in which doubt was cast on his fidelity to his pledge and he was quoted as saying he would not vote for a Democrat. The Journal's action was a Democratic move, said the prosecution.

Davis followed his admission that he was supported by the Journal by saying that he paid \$50 for the campaign. He admitted that this money was not paid to the Journal, but to Thomas McCusker, who was a close friend of Davis. He said he paid no money to the Journal, except for advertising, just as other candidates did.

Impending questions were also asked Davis as to a conversation that took place in the Commercial club this morning to attend the convention of the Oregon Threshermen's association. He incidentally said that he had a good talk on good roads with Maurice Eldridge of the good roads bureau of the department of agriculture.

In the course of his address this morning Mr. Eldridge said that automobiles were based on roads, and that any other traffic. He cited examples of many roads in France and England that have kept in perfect repair for hundreds of years, but that have had to be rebuilt within the past two years. The reason, he said, was that the automobiles were shaking the roads at a high rate of speed that they shake out the "packing," and as a result the highways are broken up.

250,000 ACRES Field of Reclamation Interests in Oregon Widened —Idaho Withdrawal.

(United Press Leased Wire.)
Washington, May 5.—Withdrawing 242,000 acres of land in Oregon from entry today, Secretary Ballinger ordered 120,320 acres in Idaho thrown open.

In connection with the Malheur project in eastern Oregon the secretary ordered 148,000 acres withdrawn from entry. The secretary also ordered 242,000 acres in Idaho withdrawn from entry. The secretary also ordered 242,000 acres in Idaho withdrawn from entry.

Twenty-two thousand acres of the Dallas land district was withdrawn absolutely and will be held for a reservoir site for the John Day project. In the Burns land district he also withdrew absolutely 10,000 acres in connection with the Harney project.

For reservoir sites and investigation, 62,000 more acres were withdrawn from entry. The secretary also ordered 242,000 acres in Idaho withdrawn from entry. The secretary also ordered 242,000 acres in Idaho withdrawn from entry.

THRESHERMEN HEAR TALK ON GOOD ROADS

Philip S. Bates, Secretary. A. H. Averill, President. B. B. Clarke, Publisher American Thresherman.

Water Board's Investigation Shows That Pumps at Palatine Hill, Albina and Lincoln Stations are in Very Bad Shape.

The investigation into the conduct of the water department, now being made by the city water board, was a boom-erang for that body this morning when it developed from the testimony of W. J. Sharp, chief pumping engineer, that the Palatine Hill pumping station had never been thoroughly overhauled and that the big Holly pump had been worked continuously for nine years without any necessary repairs.

While Engineer Sharp was careful not to criticize the water board overtly it was the inference from his testimony together with other well known facts that had an appropriation been made to overhaul the engines and other pumping machinery several years ago when this was recommended to Colonel Smith who was then superintendent of the water department, efficient service might be expected now in case of necessity.

One of the engineers of the water department, when he learned of the investigation this morning, declared that the responsibility for the present condition of the pumps had been placed largely with the water board. He said that an expenditure of \$2000 would have been sufficient to overhaul the pumps, but that the former head of the water department had refused to recommend this outlay, though advised to do so.

Recommendations Out Down.

This same official stated that he could show many letters on file in the water board in which Chief Engineer Clarke had recommended improvements in the service and which had been put in two by the economical water board.

Mayor Lane asked questions of the witnesses summoned before the board this morning, although the statements of the various engineers were somewhat conflicting, the general impression conveyed by these is that the pumping system is in a dilapidated condition.

A. Fugy and J. A. Leslie testified that the Albina pumps are worn out and that sand and gravel is drawn into the water from the river, which is causing the pumps to wear out. The pumps are in a very bad shape and need to be replaced.

Lincoln Pumps Inoperable.

The Lincoln street station when the break in the main line occurred, the pumps were in a very bad shape and need to be replaced.

It is a jolly state of affairs," exclaimed the mayor after Fugy had replied to a question as to how long it would have taken him to get the second pump at Lincoln street in shape to do work.

"Why, it couldn't have been done possibly inside of 48 hours," said the witness.

"Do you mean to say that if the town was burning up and we wanted water from this pump you couldn't have gotten it?"

"Yes, I guess that's about right," answered Fugy.

Only One Pump in Repair.

Of the three pumps at Palatine Hill only one would give any service at all when the break in the submerged pipe happened, according to the testimony of the chief engineer in charge at that station. The machinery that drives the water into the city reservoirs consists of a large pump at Palatine Hill and two smaller pumps at the Worthington make. One of these pumps was all that could be put in service when the other two reservoirs were falling so alarmingly.

In answer to inquiries as to why these pumps were not replaced frequently Leslie said that they were tested often and that he makes reports to the board. He said that he has been told not to interfere with the pumps.

Leslie said to have disobeyed orders given him by the board in packing the pumps at Palatine Hill. He was directed in putting in the packing to use some of the old packing when it seemed advisable to do the work this way.

The water board had only examined three witnesses up to noon and there were several more to be examined. It was thus far to be called upon for information. The investigation has not yet been completed and the blame for the situation is being fixed for bad conditions that exist in the water department.

The testimony shows, however, that the pumps and other machinery necessary to fill the reservoirs in times of emergency are in need of a thorough overhauling. It is also shown that the pumps have not been kept in good condition and that the responsibility for this is not likely to be easily fixed.

Knabe pianos. The Wiley B. Allen Co.

THRESHERMEN HEAR TALK ON GOOD ROADS

Philip S. Bates, Secretary. A. H. Averill, President. B. B. Clarke, Publisher American Thresherman.

The remedy for this, said Mr. Eldridge, lies in covering all macadam roads with a thin coating of tar which will help to hold together the stones and body of the macadam. This is being done everywhere on the European country roads since the general introduction of the automobile for country touring.

The speaker tackled the roads problem from three points of view—why we want good roads, how to raise the money for them, and how to build them. He said that Oregon is pretty low in the average of good roads for this country. We have three tenths of a mile of roads for one square mile of area. The average for the country is seven tenths of a mile. However, Oregon has but one people to the mile of roads, while Massachusetts has 164.

Four hundred threshermen from the grain districts of Oregon and Washington met in the Commercial club this morning to attend the convention of the Oregon Threshermen's association. He incidentally said that he had a good talk on good roads with Maurice Eldridge of the good roads bureau of the department of agriculture.

In the course of his address this morning Mr. Eldridge said that automobiles were based on roads, and that any other traffic. He cited examples of many roads in France and England that have kept in perfect repair for hundreds of years, but that have had to be rebuilt within the past two years. The reason, he said, was that the automobiles were shaking the roads at a high rate of speed that they shake out the "packing," and as a result the highways are broken up.

JUDGE SENTENCES ADOLPH NORDSTROM TO HANG JUNE 18

(Special Dispatch to The Journal.)
Tillamook, Or., May 5.—Adolph Nordstrom, who murdered John Peterson near Tillamook February 28, was today sentenced by Judge Galloway to hang June 18.

Sheriff Crenshaw and Deputy Sheriff Bodwell started for Salem with the prisoner at 9:30 this morning in the sheriff's automobile. Large crowds were present but there were no demonstrations. The prisoner was laughing and joking and smoking a cigar.

ASTORIA SUICIDE MAY BE FORMER SALEM MAN

(Special Dispatch to The Journal.)
Astoria, Or., May 5.—Shortly before midnight last night a man supposed to be Jay Brown, Salem, shot and killed himself in this city. He went into a new building near the water front and put a pistol to his head. There is no motive known for the suicide. To identify the man, he had nothing in his pockets except a marred 25 cent piece. The body was found by a policeman at the Central Hotel in this city last Saturday as James Brown of Salem. The coroner is now investigating.

The dead man looks like one accustomed to indoor and perhaps clerical work. No motive is known for the despondency is presumed. He was a young man, about 5 feet 7 inches, medium build, dark hair, dark eyes, soft striped shirt with white collar. On the right wrist is a small tattoo mark. What looks like a Catholic emblem was found in a pocket.

(By Journal Leased Wire.)
Salem, Or., May 5.—The Astoria suicide is believed to be Jay Brown. He formerly worked at the asylum and also at the Oregon State Penitentiary in Salem. He was married last fall. He had no relatives here. He was about 30 years old.

THREE BROTHERS ARE BEHIND THE BARS

(Special Dispatch to The Journal.)
Pendleton, Or., May 5.—Like Parr, the fourth of the brothers who were sent to jail during the past few days as a result of a crusade being made here by the Oregon Agricultural College, are now in the county jail. The three brothers are now in jail. Frank Parr is serving time for a similar offense and the other two are serving time for a similar offense.

WOMAN'S CORPSE FOUND AT RAINIER

Rainier, Or., May 5.—The body of an unknown woman, about 45 or 50 years of age, with light brown hair and of heavy build, was picked up by fishermen near Rainier. The body was found in a light blue calico dress, a long black coat and a fur around the neck. The feet were encased in rubber boots and there were a pair of heavy men's work gloves. Around the body was a tangled fishline.

Swindle Laborers.

San Francisco, May 5.—David B. Cole, convicted of impersonating an officer of the United States geologic survey, has been sentenced to 18 months imprisonment at San Quentin by United States District Judge Van Fleet. Cole collected \$1000 from each of 38 laborers whom he sent to Alaska under the misrepresentation that he wanted them for government work there.

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

DRUGS TO RELIEVE THE LAW TO WORK

Detectives Arrest Tough Characters on Opium Smoking Charge.

What is said by the local detectives to be the nucleus of a big gang as has been gathered in by Detectives Price and Coleman in two series of arrests. Gay Draper, arrested on a charge of visiting a place where opium is smoked, is said to be running a dive at seventh and Everett streets, where the arrest was made. Gay Draper, W. B. Lane, Midge Williams and May Draper were the quartet who were arrested on the opium charge, and a full set of smoking paraphernalia was taken to hold them on evidence.

The men are said to be conducting this house and in connection to have a full set of furniture and other goods. It is known to these people as a "flat joint layout," consisting of an arrangement of knives and rings on a board. The four arrested on the opium charge were arrested on information given by Jos Farley and Harry Wallace, who were arrested on charges of larceny. Farley and Wallace are two men who are accused of having robbed Peter Draper, who was arrested on a charge of larceny. The four arrested on the opium charge were arrested on information given by Jos Farley and Harry Wallace, who were arrested on charges of larceny.

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LAPLAW-BUTTE LINE IS ASSURED

Harriman Interests Incorporated in Montana for \$16,000,000.

(Special Dispatch to The Journal.)
Butte, Mont., May 5.—Incorporation of the Laplaw-Butte line, which will connect the Harriman interests, herald the building of a new railroad line into Butte, to connect the Montana line with the Pacific. The company is capitalized at \$16,000,000, and to connect the Oregon Short Line with the O. R. & N. at Laplaw Junction, Idaho.

The line will run from Laplaw Junction up the middle fork of the Clearwater river, thence south to the Bitter Root mountains, which it will cross through the Lela Pass. Thence it will go by the easiest route to Missoula, thence through Missoula, Granite, Powell and Deer Lodge counties to Butte. The distance to be covered is 350 miles. The new road will traverse a section of the rich country and pay a filing fee in this state of \$1800.

PROMINENT MEN GO TO TRIAL IN JUNE

After much delay the time of trial in federal court of William Maher, Edward Stoffer and J. M. Neil, indicted for the alleged fencing of some 9000 acres of government land in eastern Oregon and Idaho, has been set for June 30. This case which has been pending for some time, has attracted great interest because of the prominence of the men involved, and the nature of the transactions alleged to have taken place. Neil was at one time prominently connected with the wrecked Boise City bank. The other two defendants are prominent in the business of eastern Oregon. Judge Lionel R. Webster appeared before the court, representing the government and entered a formal plea of not guilty.

WANTS RAILROADS TO PAY FOR LOST GOODS

Judge J. B. Cleland's department of the circuit court in an action for \$815 damages brought against the Astoria and Pacific Coast Railway company by Mrs. Lela C. Maxwell. Mrs. Maxwell alleges that she shipped a trunk over the company's road and that while it lay in the depot at Astoria, it was filled of a part of its contents.

FAST TRAINS CAN NOW BEAT THEIR SCHEDULE

Assistant General Freight and Passenger Agent Ralph Jenkins of the Spokane, Portland and Seattle returned this morning after his trip to the 10 new stations on the Pasco-Marshall Junction line of the North Bank road. He reports that the new line from Portland to Spokane is now working in splendid shape and that with the new locomotives that have been broken in for passenger service the present passenger schedule can easily be exceeded when desirable.

Convict Is Retaken.

(By Journal Leased Wire.)
Salem, Or., May 5.—James A. Comings, one of the trustees who escaped from the convict farm at Astoria, has been retaken by the officers at Red Bluff. A warrant for his arrest was issued by Governor Benson this morning. Comings was confined in the county jail at Astoria and sentenced to serve one year.

Three New Citizens Admitted by Court

John Alick, a Russian, and Gustav Granfors, from Finland, were granted citizenship by the federal court this morning. Citizenship was also granted to Joseph Neufeld, but only after the objection of the local residents. Neufeld, with a friend, had formally made known his intention of becoming a citizen while still a minor.

SENATOR BOURNE'S MOTHER IS BETTER

(Washington Bureau of The Journal.)
Washington, May 5.—Senator Bourne's mother, at New Bedford, Mass., is slightly improved but the senator will remain a short time to be certain he can safely leave. Her condition holds little hope of permanent recovery.

Special Agents Appointed.

(Washington Bureau of The Journal.)
Washington, May 5.—R. R. Kessler, a clerk in the boundaries committee room, has been appointed a special agent in the interior department and will leave next week to begin his duties at Seattle. C. W. Richie of Roseburg, Or., has been appointed a timber cruiser and assigned to duty at Boise.

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No stomach dosing—breathe it in and the dry antiseptic germ killing air will give instant relief and permanent cure. It is a reliable relief in consumption. Complete outfit including inhaler \$1.00; extra bottles 50 cents. Hymel is sold by leading druggists everywhere.

Pendleton Man Attempts Suicide

(Special Dispatch to The Journal.)
Pendleton, Or., May 5.—Due to the prompt rescue of a physician who was immediately called, Arthur Loring, a young man of this place, who attempted to commit suicide yesterday afternoon by swallowing strychnine, is thought to be out of danger. Loring is the son of a wealthy retired farmer and he was due to domestic trouble, he having had a divorce suit in the courts for several months. The attempt at suicide was made in a lodging house, in the presence of a friend.