

APPEAL IS MADE FOR JAS. M'GUIRE FOR CITY COUNCIL

H. G. Parsons Sounds Praise of Candidate for Ellis' Place in the Recall Election of Tenth Ward.

An appeal in behalf of James Maguire as a candidate for councilman in the tenth ward to succeed J. H. Ellis was made last night in a letter by H. G. Parsons. He urges concentration of the anti-Ellis vote on Maguire, the letter saying:

"A resident of the tenth ward begs a portion of your space to reiterate an assertion of the importance of careful and concentrated action in the selection of our representative to succeed Councilman Ellis, whose recall is demanded by a large percentage of the citizens of the ward. The want of proper representation is keenly felt at this juncture, and it is to be anticipated the return of the present councilman by reason of a division of the forces seeking his recall. If we can concentrate on one candidate we need fear no concern over the result, and it is for this purpose I make an appeal to all good citizens to support James Maguire, irrespective of any personal regard for any other candidate in the field. For some of the other opponents of Mr. Ellis I entertain high regard, but I propose to sink and subordinate every consideration except the best interest of the ward.

"This man Ellis is of small and egotistical calibre and has accomplished nothing except to establish himself as a boaster and pretender. He has sent to the voters a letter and statement in which he makes many claims of things accomplished during his term but those who have noted his record know his pretensions are sham. He has been induced to submit to the people a misleading charter amendment which, if enacted, will throttle the small home owner and give to the real paying trust an actual monopoly in the city, and to a corrupt councilman a wider range for graft.

"A great body of the Tenth ward voters have centered on James Maguire, who has real interest in the ward and whose long residence and standing in the ward carries assurance that we will not be misrepresented in the city government. Mr. Maguire was chosen a member of the city's governing body a body of first importance in the development of the city and state. He has the confidence of his fellow members of that board. His integrity is attested by his business standing and reputation. We can put our confidence in the assurance that our confidence will not be misplaced. A vote for Maguire is a vote for the Tenth ward and the city."

WORKINGMEN'S CLUB SEES JOKER IN ELLIS PAVING MEASURE

Declaring that the Ellis initiative measure for competitive paving will result in granting a virtual monopoly to one paving company instead of bringing competition into the city's business, a resolution was adopted by the Workingmen's Political club at its meeting at 205 1/2 First street Wednesday evening, stating that this measure was not for the benefit of the people. The club, of which W. J. Long is president, called attention to the resolution to the clause of the measure providing that all specifications must include one "non patentable" kind of pavement. It is this clause, which, it is said, will work to the advantage of one paving concern. The resolution is as follows:

"Whereas, there will appear on the ballot to be voted upon June 5, an initiative measure which if adopted by the voters will generally change the proceedings for the improvements of streets and will give to the council greater power than is now granted, and whereas the only paving company with a 'non patentable' pavement is the Barber Asphalt company, and this company has control of all asphalt bids in Trinidad and California, and controls and monopolizes all the asphalt in the world, and

"Whereas, said measure takes from the executive branch of the city council power to determine who shall be the lowest responsible bidder, and further gives the power to deprive the lowest bidder of the right to be awarded the contract on the ground that said lowest bidder is not responsible, thereby adding cost to the property owners. Be it therefore resolved, that we are opposed to said measure and believe the same to be in the interest of the paving monopoly and not for the benefit of the people."

STRAW VOTE GIVES MAGUIRE PREFERENCE

By a vote of 14 to 9, voters of the tenth ward declared themselves as favoring James Maguire for the place of Councilman Ellis at a mass meeting at Lundy's hall on Alberta street last evening. The vote was taken at a late hour after a number had departed. C. A. Ambrose and W. G. Steel each received nine votes.

The Ellis amendment for competitive paving was scored by George S. Shepherd, a former councilman, and by H. G. Parsons, who declared it would mean placing more power in the hands of the council than is present, and that it was framed for the purpose of defeating the bill for a municipal paving plant.

Councilman Ellis, the first Portland official to face the recall, was defended by O. M. Hickey and A. W. Britton, who declared that Ellis had worked for the interests of his ward and did not deserve to be recalled.

FRAUDULENT SIGNING CHARGE AGAINST TWO

C. F. Peck and L. C. Hammer were arrested yesterday afternoon upon indictments returned by the May grand jury. They are charged with fraudulently signing another's name to a petition. The act is alleged to have been committed last December. Deputy Sheriff Harry Bulger arrested the men and they are held in the county jail under bail of \$2000.

"OPHELIA" WINS HIGH PRAISE

Final Performance of Hamlet Brings Splendid Acting by Miss Marlowe.

"Hamlet," the final performance of the Northern and Marlowe engagement at the Heilig, provided more of a success for Miss Marlowe than for Sothorn. While there is probably none on the stage today to equal Mr. Sothorn in the role of the Dane, there is yet something lacking from his portrayal, something that events it from being compelling as it should be. It certainly is not Mr. Sothorn's reading of the lines, though he seemed a trifle too much in a hurry last evening to get the fullest effect. It was more a lack of inspiration as to what is finest in the role.

But Miss Marlowe's Ophelia was exquisite. She was a trifle heavy at first but this was soon done away with and in the later scenes, ending with her final appearance, notably her acting of the mad scene, she fulfilled every desire that one could have for the part. The entire production, of course, was magnificent. Miss Kruger did well as the queen and scored quite remarkably in her supporting parts. The acting of the warring repeated on the stage was evidently intended for her—she had the good sense not to respond to them. Howland Buckstone as the first grave digger gave his always intelligent conception of the part, and the host of other important roles were capably played. William Harris as the ghost deserves particular mention. Scenic and from the point of view of stage craft the performance was satisfactory.

Yesterday afternoon "As You Like It" was given to a very large and appreciative matinee audience.

TWO MESSENGER BOYS COLIDE WITH AUTOS

Mrs. E. E. Juston, of 115 Union avenue north, at 7 o'clock last night, ran down and injured Elmer Benson, an Hawaiian Western Union messenger boy at the corner of Third and Oak streets. Mrs. Juston was driving in her automobile and the messenger boy was mounted on a wheel when the collision occurred.

Patrolman Kingel, who saw the accident, took the injured boy to police headquarters and Mrs. Juston deserted her automobile and the messenger boy was taken to the hospital. The boy was well cared for by the called her physician, Dr. C. H. Wheeler, who came to the station and dressed the wounds. The injuries are not serious and the accident was unavoidable. The bicycle was wrecked.

Another collision occurred at nearly the same time at First and Oak streets, Frank Dobeck, 234 Eighteenth north, reported that an automobile bearing number Oregon 1179 collided with him while he was riding his bicycle, knocking him to the street, and without stopping to determine the damage that might be done, sped away. The bicycle was completely wrecked.

MISS HAZEL WARMOTH IS PENINSULA QUEEN

Miss Hazel Warmoth of Kenton was the victor in the voting contest for Rose Festival queen of the peninsula. Miss Warmoth received 44,357 votes, the largest total ever reached in any similar contest in that section. Miss Rachel Johnson of Peninsular station was second in the race with 12,194. Mrs. Schreiber of Kenton was an energetic worker in behalf of the successful candidate and contributed largely to her victory. The peninsula will be represented in Friday's parade by 50 young girls who will distribute flowers from a beautifully decorated float. A novel feature will be a "one armed band" from North Albina.

DODGES CAR, SKIDS, WEDGES HOTEL DOOR

A Hot car owned by C. A. Ruff of 735 Hoyt street, occupied by six passengers, crashed into the front of the National hotel at Front and Yamhill streets late last night, smashing the door and windows and wedging itself in the door. The driver attempted to dodge a street car on the wet streets, over which the sprinkler had recently passed, causing the car to skid and sending it hurtling into the hotel front. None of the occupants of the car was injured. The front axle of the car was broken and the hotel front badly damaged.

FIRE CHIEF CONQUERS BLAZE ALL BY HIMSELF

But for the timely arrival of Fire Chief Campbell at the printing establishment of Bushong & Co. in the Pacific Monthly building at West Park and Starbuck street it is likely that the building would have been destroyed by fire last night. A blaze started in a refuse can in the press room and was discovered by a passer-by. An alarm was telephoned in and Chief Campbell broke through the door and with a small extinguisher which he carries in his auto, succeeded in extinguishing the blaze before the department arrived. No loss was sustained.

ACCUSED OF STEALING THEIR OWN AUTOMOBILE

A. R. Murray and A. H. Morton, proprietors of the Model Dairy at Montaville, were arrested last night by Detectives Cameron and Frensen in Montaville on a warrant charging them with larceny, sworn out by Edward Gould, a garage man at 2048 East Stark street. The men are accused of stealing their own automobile, but the contention is that the two men forcibly entered the garage Friday night and took the machine, against which there is a repair bill of \$210, without the permission of Gould.

EXCESSIVE SPEED CAUSE OF WRECK OF THE COLUMBIAN

State Inspector Finds Track and Roadbed Flawless; Steel Cars Save Passengers; R. R.'s Blame Tanks.

(Special Dispatch to The Journal.) Eugene, Wash., June 3.—The excessive speed at which the Milwaukee & Columbian Limited was running Tuesday in an effort to make time caused the Marengo wreck Tuesday morning, according to A. W. Perley, state track inspector. "I was on the ground nine hours after the accident and made minute inspection, and have been forced to the conclusion that the accident was caused by fast running," says Perley in his report to the state railroad commission.

Perley says if the equipment had consisted of wooden cars the result probably would have been more disastrous and the train would probably have been destroyed by fire. Not a single car telescoped, as all were steel. Perley found the track equipment without a flaw. The wreck occurred in a deep cut where there was a recent degree of curve, but the track was elevated five inches and the rails were held by modern tie-plates with four spikes at each plate. These were not damaged at the place of derailment.

Railroad officials believe the larger, heavier cars used on the new train may have had something to do with the wreck. It is recalled that the Great Northern experienced similar wrecks when the Oriental Limited started. Investigation showed that when the larger cars were partially filled with water, the fluid would rush to one side when the train was rounding a curve, causing the tender to lift and leave the rails.

SAYS "WAPPY" TOLD HIM TO LIE TO THE GRAFT COMMITTEE

(Continued From Page One.) recollection whether he was sworn or not when testifying before the council investigating committee.

During the cross-examination extending over the greater part of two days, Tupper displayed remarkable self-control and memory. State's counsel stated that Tupper had undergone an operation at Hot Springs, that the wound re-opened Friday night. Despite the pain Tupper bravely remained on the stand, answering questions calmly, but twice Friday afternoon late he was excused and again this morning he was excused for 10 minutes. That his illness has not impaired his mentality was continually exhibited in sharp exchanges between the defendant and the witness.

At no time did Tupper permit himself to be trapped into making admissions contrary to his testimony in direct examination and his quickness in divining the ulterior purpose of many of Morris' questions was surprising. An unexpected manner caused much backing and filling on the part of counsel for the defense. Morris' attempts to impeach the reliability of the witness by attempting to elicit answers showing that Tupper testified as he did before through fear of arrest or promises of immunity, were repeatedly answered in a way that produced confusion.

Asked if he did not sign a statement in which he swore that he was called to confer with Detective Tupper and Prosecutor Murphy, upon threats or promises, Tupper answered that he decided that he could not go before the grand jury and perjure himself and get anything by it.

Mr. "Bo" of Lying." Tupper also admitted that his testimony before the council investigating committee was the biggest job of lying he had ever done. John H. Argens, former proprietor of the big Casino crib house, followed Tupper on the stand, and testified that he was called and attempting to secure permission to open up, and Gill referred him to Wappenstein.

About two weeks after he had opened his house with F. J. Long as manager, he swore that the house was ordered closed and that he accompanied by Long, visited Wappenstein's office to discover the cause. He swore that Wappenstein's opening remark to them was, "What are you trying to run down there—a bargain counter?"

Wappenstein had told him to take along and that upon the conclusion of the conference he had whispered to Long regarding the money and that Wappenstein had said "Never mind that."

He said that the conference took place at about 1 o'clock in the afternoon and that Wappenstein had instructed Long to return at 5 o'clock the same afternoon. F. J. Long swore that he had returned and had a talk with Wappenstein who advised him to see Tupper. He went to Tupper and the two were paying money, he was perfectly willing to, too. He testified that Tupper cut him off short and that he had never paid him any money. In reference to the complaint that he was cutting prices by reducing the rent to women, Long swore that Wappenstein had told him to fix that matter or he would put all crib houses out of business. Asked how he happened to go to Tupper, he said he had gone to get lined up like a rest of them and because Wappenstein had told him to.

BERNARD VELGUTH IS NOT GRANTED DIVORCE

Judge Kavanaugh, of the circuit court, denied a divorce Friday evening to Bernard Velguth, who charged his wife, Nadine, with joy riding and frequent road houses. She opposed the suit by showing that he had been leading a similar life. During the course of the two days' trial, much evidence was given by both sides, showing that the two young people had led a life, in which wine and joy riding figured prominently. Judge Kavanaugh declared that such conduct was not conducive to a happy home, and it was adopted "four-bit water" as a slogan, and declared one of his chief ambitions if elected will be to bring the water rates as nearly as possible to the figure of the slogan.

Mr. White also stands squarely for the commission form of government. He says he will favor immediate submission of the question and will resign his office at any time to help along the commission cause. He also takes the view that the public service corporations should pay a larger proportion of the taxes, and declares he will oppose street vacations without adequate compensation to the city.

ONE-LEGGED NEWSBOY WORKS FOR WOODEN LEG



Freddie Spaulding, the little fellow on crutches who is seen every afternoon at Seventh and Washington streets selling Journals, has all the elements of a hero in his brave little heart. Fred lost a leg two years ago and now makes his way about with the aid of a pair of crutches. When seven years old he fell from the sidewalk in his home town, Salem, and broke his leg. Blood poison set in and the limb had to come off.

One day after Fred got well he decided that he must have an artificial leg. Wooden legs cost money—\$100—which is a good deal of money for a small boy, with but one leg, to make. Freddie's education is not being neglected; he goes to school and he has no trouble in keeping up with his classes.

MISSOURI TAKES CONFERENCE MEET

One Record Broken By California Entrant in Minneapolis Games.

(United Press Landed Wire.) Minneapolis, June 3.—The University of Missouri captured first honors in the "big eight" conference track and field games at Northrop Field this afternoon, with a total of 35 points. The University of Chicago was second with 25 1-3 points, California third with 20 points and Wisconsin fourth with 19 1/2.

One conference record was broken and two tied. These performances are all the more remarkable because the track and field were held at the University of California, broke the conference record in the running broad jump, clearing 23 feet and 1 inch. The former record was 23 feet and three-quarters of an inch, made by H. M. Friend, of Chicago University, January 3, 1905.

Ira Davenport, of the University of Chicago, was forced to tie his own conference record of 1:15 3-5 seconds to win the half-mile event.

Earle Steele, of the University of Missouri, in winning the two-mile race, tied the record of W. Fred Allen, of the University of California, broken by Steele, of 9:50, established June 3, 1905.

The pole vault and broad jumps ended in ties and the points were divided between the universities represented. Coyle, Chicago, Graham and Murphy, Illinois, tied for first place at 12 feet. The three men divided 10 points among them, this giving Illinois six and two-thirds points. Mercer, of Wisconsin, was fourth.

Table of points for various universities in the conference track and field games.

"FOUR-BIT WATER" IS CANDIDATE'S SLOGAN

R. B. White is the Democratic nominee for the city council in the seventh ward and is making a vigorous campaign for election tomorrow. He has adopted "four-bit water" as a slogan, and declares one of his chief ambitions if elected will be to bring the water rates as nearly as possible to the figure of the slogan. Mr. White also stands squarely for the commission form of government. He says he will favor immediate submission of the question and will resign his office at any time to help along the commission cause. He also takes the view that the public service corporations should pay a larger proportion of the taxes, and declares he will oppose street vacations without adequate compensation to the city.

WILDCAT IN PATH, STAGE TEAM RUNS WILD; ONE IS DEAD

(Special Dispatch to The Journal.) San Francisco, Cal., June 3.—Frightened to madness by a wildcat that dashed across their path, the four horses pulling a stage loaded with passengers from the big trees of a Yosemite valley, dashed down a steep grade today.

As a result one man is dead, three women are badly injured and eight others seriously cut and bruised. The stage was the first of four which were carrying a party of Raymond-Whitcomb passengers. The frightened horses went beyond the driver's control and plunged down the grade over rocks and logs. The stage was overturned. H. S. Licencing of Allentown, Pa., who was seated in the rear of the vehicle, was thrown out. His skull was fractured and he died almost instantly. Miss Martha Webber, of Boston, had her arm broken and may be infernally injured. A Jackel of New York city was badly cut about the face and body. Miss A. Diesenderfer of Boston suffered a broken shoulder and possible fracture of the skull. Seven other passengers, men and women whose names cannot be ascertained tonight were more or less cut and bruised.

The driver of the stage had his ankle sprained. The injured passengers as well as the body of Licencing were brought to Allentown tonight where they are being cared for.

The excursion was in charge of R. H. Yard, of the Raymond-Whitcomb concern, who telephoned the particulars of the accident here tonight to Carroll Hutchins, the local representative of the company. Hutchins left the scene of the accident immediately.

WIFE MURDERER MAY HAVE FAKED SUICIDE

Spokane, Wash., June 3.—Swearing from the belief that Herman Roestal had drowned himself in the river, Spokane police are taking up new clues tonight in the belief they will capture the murderer alive in the adjacent woods. Finding Roestal's hat and coat on the river bank is believed by the police to be half a dozen men closely tallying with the murderer's description have been arrested within 30 miles of Spokane since the crime. Friends of the victim are collecting a substantial reward in the hope of bringing Roestal to justice. Roestal's home where the crime occurred is heavily guarded to protect the survivors from a new attack, threatened at the time of the crime.

HERDER IS FOUND DEAD ON WAGONTIRE MOUNTAIN

Lakeview, Or., June 3.—The body of John Sagoday, a sheep herder employed by Manuel Saunders of this place, was found on the top of Wagon-tire mountain, where he had died from an attack of heart trouble while looking after the band of sheep in his charge. The dead man was about 35 years of age, French, and had been in the country a few years. A brother, Peter, had his remains interred at Paisley. Coroner William Wallace went to the scene, but could find no evidence that the deceased had died otherwise than by natural causes.

MOTOR BOAT MEN TO ENTERTAIN ASTORIANS

The Portland Motorboat club will entertain the Astoria Motorboat club at a banquet at the Portland Commercial club at 6:30 o'clock this evening. Secretary C. V. Cooper of the Portland club will be toastmaster. Covers will be laid for 75. The Astoria club will arrive here at 4 o'clock this afternoon in 12 launches from the city by the sea to participate in the Rose Festival marine parades and sports.

WOMAN'S HATPIN HURTS PREACHER IN BATHTUB; LIVED IN ADJOINING ROOM

Dr. Yoakum Victim; May Establish Home for Needy in Portland.

Dr. Yoakum, the evangelist who is doing such excellent work at the Second Baptist church, East Seventh and Ankeny streets, was painfully injured by a hair member of his congregation Thursday evening, when a hatpin pierced his temple to a considerable depth.

"From now on," said Dr. Yoakum, "I shall declare war on the long hatpins. I was bending over a sick man, when this woman wearing the long pin attempted to see the man, and in doing so her hat came in contact with my head, and the long pin entering my temple, nearly knocked me down. Had not a brother placed his hands on me, I probably would have fallen."

Dr. Yoakum is a brother to B. F. Yoakum, head of the Frisco railroad system. Since the meetings at Portland, which began a week ago, it is said that a great number of cases of illness and drunkenness, have been cured by the doctor.

"As soon as people learn that I am not a fakir; that I am not doing this for money, they will better understand how the cures are made," said the doctor. Dr. Yoakum operates a home at Los Angeles for the poor and unfortunate, where 300 persons are fed and clothed the year around. He also operates a large general merchandise store, where no money is taken in over the counter. Everything is free to the needy.

Dr. Yoakum claims that he is endeavoring to establish a similar home in this city. Already five acres and \$500 in cash have been offered. The matter will be taken up later. Dr. Yoakum leaves the city tonight.

Dr. Yoakum claims that he is cured of injuries that 32 physicians failed to relieve by a few hours of prayer. Since then, he says, he has been teaching the gospel and healing the sick for the love of the work.

Dr. Yoakum is a large, good looking man, with a very pleasing personality. He talks straight from the shoulder, earnestly and forcefully; and he says that the women who attend his services tomorrow afternoon will hear the straight talk of their lives.

HELD AS WITNESS IN BAD CHECK CASE

William Davis, former proprietor of the Willamette rooming house, was taken into custody yesterday evening by Deputy Sheriff Leonard, to be used as a witness in the bad check cases against Charles Barrett, James Wheelon and F. L. Wheeler. The cases come on for trial in the circuit court, and Davis was taken into custody in view of his recent attitude when questioned by the prosecutor.

Barratt, Wheelon and Wheeler are accused of fraudulently issuing and passing a check of \$2300 on the Merchants National Bank. The check was drawn on a bank at Pocatello, Idaho, and cashed by the Portland bank. Wheelon and Wheeler are also involved in the charges of taking part of the bullion from the steamer Humboldt last summer while the box was coming from Alaska. Attorneys Moser, McCue and Bowerman represent the three men. Deputies District Attorneys Fitzgerald and Collier will prosecute the cases.

AUTO OVERTURNS; ONE DEAD, FIVE WOUNDED

(United Press Landed Wire.) Richmond, Va., June 3.—When an automobile overturned in the suburbs this evening, Miss Mildred Calisch, daughter of Rabbi S. Calisch was killed and five other young boys and girls were more or less seriously injured.

MURDERS HIS WIFE THEN KILLS HIMSELF

Wheeling, W. Va., June 3.—O. P. Fairchild, a wealthy farmer of Franklin, Pendleton county, W. Va., late today, shot and killed his wife and then turned the weapon on himself, dying a few minutes later.

CHAUFFEUR-MURDERER ATE AND SLEPT NEAR CORPSE SMOLDERING IN CHEMICALS; POLICE SAY HIS NERVE REMARKABLE

(United Press Landed Wire.) New York, June 3.—Upon the statement of Eileen McCombie, 7 years old, and upon admissions of Harry A. Scheib himself, the police tonight insist they will prove that the chauffeur now accused of murdering his wife and putting her body in a solution of chemicals to aid decomposition, ate and slept in one room with the body in an adjoining bath room, for at least two months.

Coroner's Physician Lehane swore in court today that the body must have lain in the tub at least four months before it was discovered. Scheib has told the police he moved away from the apartment in which the body was found three months ago. Eileen today told the police she saw Scheib hurrying away from the direction of the house of death 24 hours before the body was found.

The police said tonight that the consummate nerve exhibited by Scheib under the most grilling examination is the nerve of a man who they believe would divert suspicion, reside in the same apartment that contained the body of his dead wife.

So far Scheib has had the best of the police. At today's hearing they failed to prove even that a murder had been committed. Nothing really has been proved against Scheib, except that his action in paying rent for an apartment he did not use, and which it now seems certain contained the body during a part of that period, at least is suspicious.

STENOGRAPHER'S BODY FOUND IN LONELY HUT

(Special Dispatch to The Journal.) Oregon City, Or., June 3.—Julia Maxwell, formerly a stenographer, aged about 40, was found dead yesterday morning in her cabin three miles from Welch's, on the Mount Hood road. She had died of a heart overdrive of laudanum probably taken to lighten pain due to a heart affection. She lived alone and is said to have come originally from Portland. The body was taken to an undertaking parlor in that city, where an inquest was held by the coroner of Clackamas county.

DR. LANE DENIES HE IS TAKING ANY SIDE

Dr. Harry Lane, who yesterday declined the appointment of Mayor Simon to the city commission to frame a commission charter because of having previously promised to cooperate with another committee to work independently, denies that he is urging the election of either Simon or Ruslight. He makes this statement because of a statement attributed to him in an afternoon paper. His letter to Mayor Simon declining the appointment did not mention the candidacy of either Ruslight or Simon, and he has made no statement concerning either as a candidate, he says.

Advertisement for the City Council election featuring a cartoon character and the slogan 'WISH I HAD VOTED 141'. The cartoon character is holding a sign that says 'PHONY PAVING AMENDMENT' and another sign that says 'CITY COUNCIL'. The slogan 'WISH I HAD VOTED 141' is written in a speech bubble. The cartoon is signed 'MURRAY WADE' and 'PROPERTY OWNER'.