

HEART FAILURE IS DIRECT CAUSE OF MERRICK'S DEATH

Coroner's Jury Finds That Portland Postmaster Was Not Victim of Drowning; Water in Pool Very Warm.

(Special to The Journal.)
Lakeview, Or., Aug. 21.—A jury before Coroner William Wallace brought in a verdict that the death of Charles H. Merrick resulted from heart failure. Dr. Carl Griffith of Burns, Dr. E. D. Everett and Dr. Bernard Daly of Lakeview gave testimony concerning the death.

In the minds of the physicians nothing else could have caused death, as the short time ensuing between the finding of the body and immediate measures toward resuscitation could not be accounted for otherwise.

Dr. Everett is secretary of the Lakeview Commercial club and his duties kept him busy until an early hour this morning. "Mr. Merrick could not sleep," he stated to his friends that he would wait for them until they were through their labors, that he needed the baths as he had found them very beneficial. Up to the time of the accident he had been in his usual good spirits, joking and laughing with others in the party.

Auto Party at Baths.
Several auto loads of visitors had preceded the party to the baths, but they had left a few minutes before the body was discovered. The pool where the body lay is about 50 feet in length, 20 in width and about two feet deep at one end with gradually sloping cement floor, which at the deepest place is 5 feet 10 inches.

Around the pool or tank on three sides is a board walk or platform and there is no trouble for a person to get out of the water. At the point where the body was discovered the depth is about four feet six inches and would no more than come to the breast of a person if he were standing.

Water Very Warm.
One theory of the case outside of heart trouble is that on the south side of the building are two pipes that supply the pool with a continuous stream of fresh water. At this point the water is warmer and it is possible that the effect of the extreme warm water, which leaves the springs at about 180 degrees temperature, had something to do with the sudden stopping of heart action.

Bourne Expresses Sympathy.
Washington, D. C., Aug. 21.—"I am impressively shocked at the telegraphic notice just received of the death of Charles H. Merrick. In my opinion, Oregon has lost a most loyal and conscientious citizen, as well as the nation and the community have lost a most efficient public servant.

FRIENDS UNITE IN PAYING TRIBUTE TO DEAD POSTMASTER
The flag of the Portland postoffice was placed at half mast this morning on receipt of the news of Postmaster Merrick's death and a general gloom pervades the building. From the highest officials of the federal government to the newest clerk in the postoffice expressions of genuine regret are to be heard.

"This sudden death is a great shock," said United States District Judge Wolverson. "I thought a great deal of him personally and as an official knew him to have been deservedly popular with all. He was very efficient as a postmaster."

"Postmaster Merrick was an efficient postmaster as Portland ever had and I prize his friendship greatly," said Judge Hoan of the United States district court.

"A popular, efficient man and most pleasant in business relations, his death is a loss to the government service," was the tribute of United States district attorney John McCourt.

"Personally I knew Mr. Merrick little but in business and official relations I found him very prompt and obliging to deal with," said United States Commissioner A. M. Cannon.

"Without wishing to disparage the work of any other man who has held the position of postmaster of this city, I can say that he was the most unselfish and popular man who has ever held the office," said United States Marshal Scott.

"There has never been a better postmaster in the state and his death comes as a blow to the government service to the state of Oregon and the city of Portland," said J. W. Cannon of the local secret service.

Johnson's Schedule Arranged.
New York, Aug. 21.—Arrangements for the projected tour of Governor Johnson of California, progressive nominee for vice president, in the interest of the new party, were completed today at progressive national headquarters here. The schedule calls for Governor Johnson to leave San Francisco August 27, speaking at the following places:

Salt Lake August 28, Denver, August 31; Topeka, Kan., September 3, morning; Lincoln, Neb., September 3, evening; Cleveland, Ohio, September 5, Watertown, N. Y., September 6.

Governor Johnson will speak at the Ohio and New York state progressive conventions.

Succeeds Hanford on Federal Bench



Judge Clinton W. Howard of Bellingham.

(Special to The Journal.)
Bellingham, Wash., Aug. 21.—Clinton W. Howard, who was appointed federal judge by President Taft Monday, was born in Lima, Ohio, July 25, 1864. He spent his summers working on a farm and attended school in the winter. In 1885 Mr. Howard graduated from Grinnell college, Davenport, Iowa. He then took a two years' law course at the University of Michigan, graduating in 1887. Mr. Howard's first law work was done as an assistant in the office of Woolson & Babb at Mount Pleasant,

Iowa. Two years after graduation he determined to come west, and located in Fairhaven, now a part of Bellingham. From the time of his arrival at Bellingham until January, 1892, Mr. Howard was associated with Albert Sherman in law practice. Since 1892 he has been associated with Thomas G. Newman under the firm name of Newman & Howard. Judge Howard is a member of the Episcopal church, a charter member of the Fairhaven Masonic lodge and a charter member of the Elks' lodge of Bellingham.

WITH KIT ON BACK GOVERNOR TO GO ON PRACTICE HIKE
When He Gets Through He Expects to Know Whether Officers of Second Battalion Are Right or Wrong.

(Salem Bureau of The Journal.)
Salem, Or., Aug. 21.—Halted proceedings long enough to tell that he had "hoofed it" a little in his day himself, Governor West, at the hearing in connection with the dismissal of five officers of the Second battalion of the Third Infantry, Oregon National Guard, yesterday afternoon, announced that he intended to give the experiences of the militiamen a test by donning the full equipment carried by them and making a forced march just a little farther than they were ordered to march.

Harry E. Williams, deposed captain of Company F, was explaining the fatigued condition of his men and defending his action in questioning the justification of the order from General Maus that the men retrace their steps from Gate, Wash., to Oakville.

"Just wait a minute," interrupted the governor. "To give you all a square deal I've secured a horse and equipment like you carried and I intend to make a similar march, and I am going to invite you, Captain Williams, to go along with me to see that I don't shirk."

"Yes, but will you work up some bilsters on your feet first?" asked Captain Williams.

Governor Feels Not the Bilsters.
"I'll take you along and let you see how many bilsters you can put on me," retorted the governor. "I've done a little walking with a load on my back myself and I know what it is. I might tell you I've covered 52 miles from Sun up to Sun down, but that was in Alaska where the days are long. I've also covered 15 and 16 miles a day with a heavy pack."

After taking testimony at morning, afternoon and night sessions, Governor West took the cases of the dismissed officers under advisement until he can make a test of the men's hardships and review the mass of testimony submitted. The dismissed officers are: Major R. O. Scott, Captain Harry E. Williams, Captain Walter L. Hooge Jr., First Lieutenant Harry C. Brumbrough, and First Lieutenant Richard Leigh.

Maus' Charges Not Sustained.
Both Governor West and Captain Howland, who represented General Maus, made special effort to bring out any facts that would substantiate unofficial statements that General Maus was intoxicated when he issued the marching orders. But none of the witnesses testified that he knew the general was under the influence of liquor.

HOUSE REPASSES BUDGET BILL OVER TAIT'S 2ND VETO
(Continued From Page One.)
The adjournment of the commerce court as expressed in his former veto message.

The Republicans who voted with the Democrats in the house to override the veto included La Follette of Washington, Hawley and Lafferty of Oregon, French of Idaho, Kent of California and Curry of New Mexico.

Before a roll call was ordered, Congressman Fitzgerald of New York bitterly denounced President Taft, declaring it was necessary to educate the president regarding legislation. Congressman Gillette of Massachusetts defended the president and charged the Democrats with attempting to block adjournment of congress.

JUDGES REAPPOINT LESLIE M. SCOTT AS THE U. S. MARSHAL

Federal Judges Fill Vacancy Caused by Resignation of Mr. Scott; Appointment Is Accepted.

Leslie M. Scott has been reappointed United States marshal for this district by United States District Judges Wolverson and Bean and will qualify this afternoon. The appointment was made under a statute which authorizes the temporary appointment of a marshal in vacancies of this nature. Mr. Scott accepted his reappointment at once, as he feels that it is a tribute to his work during the past year, and that it is absolutely without political strings.

Marshal Scott was appointed to the position about a year ago by President Taft during a recess of congress. The senate never took any action later confirming the appointment, and when President Taft withdrew his name from the senate August 19 Mr. Scott at once telegraphed his resignation, as he felt that his appointment had been due entirely to political reasons. The resignation was accepted at once, and a telegram sent to Mr. Scott, but as he was away from the city on a vacation, he did not receive the telegram until he returned to Portland yesterday.

Meantime the business of the office was carried on by his deputies in his name, as no knowledge of the resignation had come to them. The discovery of the fact was made as the result of a telegram sent to the department of Justice in the name of Marshal Scott. The reply brought the news that there was no marshal in this district, and that all transactions made in his name were without authority.

Fortunately vacation time made the business of the office light, and but \$68.70 was paid out and a few papers served during the 10 days between the acceptance of the resignation and its discovery. A telegram was sent immediately upon receipt of the information to the department, with the result that the court was instructed to appoint a temporary marshal.

GOVERNOR GETS READY FOR RAID ON PORTLAND
(Salem Bureau of The Journal.)
Salem, Or., Aug. 21.—Governor West's first public move in connection with his announced intention of attacking vice in Portland, which city will be his next objective point in his law enforcement campaign, will be to confer with Mayor Washburn and Chief of Police Slover and officials of Multnomah county. He made a statement to this effect today, but said he did not know how soon this conference could be held. However, it will be within the next few days.

The governor declines to discuss his plans, but intimates that he expects a big fight and is making adequate preparations for it.

Since the city and county officials there ostensibly will be with him in his efforts, the lines of campaign will necessarily be differently drawn than in smaller places where officials were openly rebellious.

That the governor has agents at work in Portland gathering evidence cannot be doubted, and from the governor's confidence it seems apparent he is securing facts that will cause some big surprises.

His appointment yesterday afternoon of Mrs. Lola G. Baldwin as special agent of the state had nothing to do

SHERIFF GELLATLY RAIDS BOAT HOUSE

Benton County Official Puts Liquor Selling Dive Out of Business.

(Special to The Journal.)
Albany, Or., Aug. 21.—Diversity was added to the liquor smashing activities of the police here last night when a raid was made by Sheriff Gellatly and deputies of Benton county on a houseboat which has been tied on the Benton county side of the river for several days and which is said to have been the scene of considerable hilarity. When the party on the houseboat discovered the officers approaching they dumped about a barrel of bottled beer overboard, but a considerable quantity is said to have been smashed by the officers.

Comment about the streets of Albany runs from absolute approval of the actions of the police authorities to the opposite extreme, where the police are accused of duplicity and pulling off "raids" to avert a clean-up by Governor West. It is claimed by some that the really big "blind pigs" are still running without interference and that the raids are being made on the small ones and after plenty of notice has been given so that results will be more spectacular than damaging.

with the Portland campaign, he said today. He said he gave her appointment so she would have ample power in carrying on her rescue work when she was outside of the city of Portland.

WAITER CONFESSES; \$10,000 IN LOOT FOUND
(United Press Special Wire.)
San Mateo, Cal., Aug. 21.—Mysterious robberies that have occurred in this vicinity are cleared up today by the confession of Frank Masse, formerly a hotel waiter here, who broken down when "sweated" and led the police to a cleverly concealed cache, where more than \$10,000 worth of jewelry and plate were uncovered.

AGED DALLAS FARMER DIES BY OWN HANDS

Westbound Freight Tariffs Are Said to Be Too High; Relief Is Asked.

(Salem Bureau of The Journal.)
Salem, Or., Aug. 21.—The state railroad commission today sent a telegram to the interstate commerce commission calling attention to numerous advances in freight rates under the new transcontinental westbound tariff, and asking that the rates be suspended until investigation is made.

"This is a matter of great public interest, and we believe you would be fully justified in exercising your discretion by suspending advances in tariffs and instituting inquiry in which carriers will have opportunity to justify the increases attempted," says the commission in its telegram.

The proposed advanced rates affect a list of articles covering three pages in the tariff book.

His Mission for Peace.
(United Press Special Wire.)
Paris, Aug. 21.—The trip soon to be made to Switzerland by Youssouf-Izard, heir presumptive to the Turkish throne, is considered in diplomatic circles here today to be connected with peace negotiations with Italy.

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and running at the nose stopped. Moreover, this remedy does not simply give you temporary relief, but heals and strengthens the weakened, inflamed membrane lining of the nose and throat, making it less sensitive to dust, dampness and certain odors, which generally bring on the fits of sneezing and weeping.

Don't suffer any longer, and don't experiment with strong snuffs, powders and sprays which only aggravate the trouble, but try this simple, sensible treatment. If you are not satisfied after fair trial, your druggist will give back your money.

BATTERED CORPSE OF MAN FOUND BY FISHER

What may develop into a murder mystery came to light at noon yesterday, when George Thompson, while hunting for fish worms, stumbled across "the body of a man in the brush on the island north of the old fair grounds, near Gull's lake. The body was found in a spot infrequently visited by persons living on the island. From all indications the man had been dead for about five days.

On the arms and about the face and head of the corpse were several scratches and bruises. The right eye was puffed and discolored, showing that the man either was struck by a blunt weapon or fell on a stone. A careful examination by J. C. Steyer, deputy coroner, showed that a struggle had taken place. The grass and weeds near the body had been trampled and in several places heel marks were found.

There is nothing on the clothes to disclose the identity of the dead man. He was about 55 years old, and had four fingers missing from his left hand.

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SEASON \$4.00	2 persons, 1 day... \$4.50
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	2 persons, 1 week... \$24.00
	(With meals at Hotel rates \$2.50 up)

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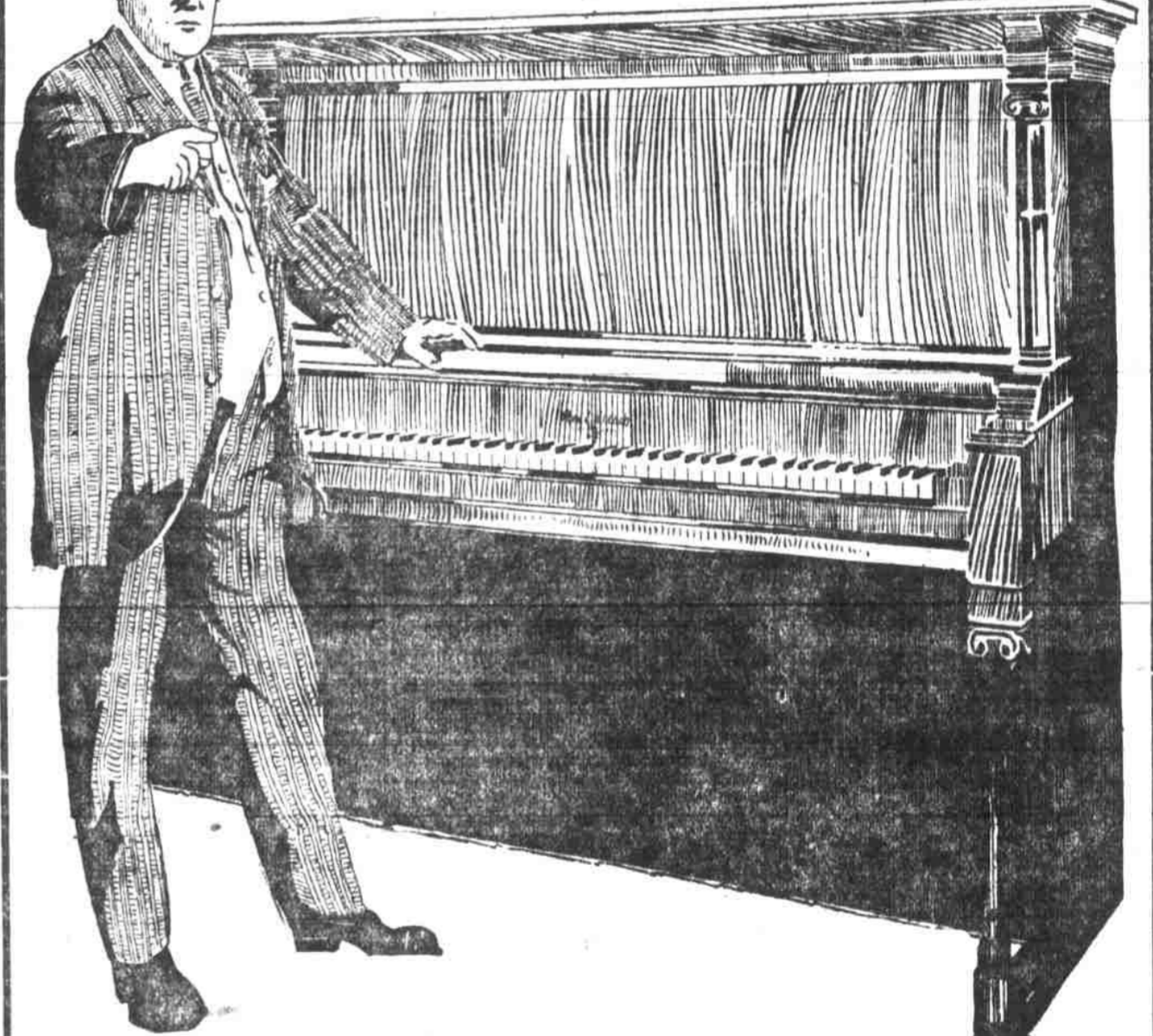
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