

THE BEST NEWSPAPER

The Daily Capital Journal

THE LARGEST CIRCULATION

SEVENTY-SIXTH YEAR.

SALEM, OREGON, WEDNESDAY, AUGUST 13, 1913.

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GOVERNOR SULZER OF NEW YORK IS IMPEACHED

NOTE OF 79 TO 45 IS RECORDED

Sulzer's Confession That She and Not Governor Was Concerned in Wall Street Operations Is Disregarded and Frawley Report Is Followed.

[UNITED PRESS LEASED WIRE.] Albany, N. Y., Aug. 13.—Governor Dan Sulzer, of New York, was impeached by the assembly of the state today at 5:16 o'clock this morning by a vote of 79 to 45 after an all night session.

It was announced here today that the house of the legislature will meet until 3 o'clock this afternoon. A board of managers of the house has issued a 5000-word statement on the impeachment charges, which will be read as soon as the senate meets. At the same time a copy will be served on Governor Sulzer. The charges will be read by the assembly of the state at 5:16 o'clock this morning. Mrs. Sulzer's confession that she, and not the governor, was concerned in Wall Street operations, and will follow the Frawley report on the charges of insider trading.

Confession Confirmed. Governor Sulzer today said of Mrs. Sulzer's confession: "I could not say anything referring inquirers to Mrs. Sulzer. The governor had requested me to repeat what she said, declaring that she did not want her name used as a shield against his impeachment. But when the story is published, there is harm in confirming it. In my opinion Mrs. Sulzer is the victim of the situation. I understand she is a widow. I understood her to say she had signed all the checks used in the Wall Street operations. She is the governor as a mere child so her household finances are concerned. She has no idea of the value of money."

GOVERNOR DECLARES IT IS NOT SUICIDE CASE

At Japanese Hearing That Man Found Dead Could Not Have Infringed Wounds Himself.

At a hearing of Matsura, Nakamura Koda, the three Japanese accused of the murder, had not been finished at 12 o'clock today. Five more witnesses to examine, but likely that Justice Webster will give the opportunity of passing the case until late this evening or early next morning. The court room has been crowded since the hearing began. The proceedings and notwithstanding much of the testimony has been given by the Orientals, the crowds seem to have much interest in the questions answered transmitted by the interpreters, Attorney McInerney.

At 10:30 this morning the state committee on the examination of 15 witnesses, the defense started introducing testimony introduced by the state yesterday was along lines that gave by witnesses at the coroner's inquest, but when Dr. E. Fisher was called to the stand when the case was again opened at 9 o'clock a new sensation was created. Dr. Fisher, who is conceded to be one of Salem's leading physicians, testified that no person could walk, or move, after receiving a cut in the neck that inflicted on the neck of the murdered man, owing to the fact that the limbs being shattered and the whole system dead. Dr. Fisher testified that the wound could not have been self-inflicted on account of the most important members in the human system being severed. Fisher further testified that he

the all-night vigil, but is said to be prepared to sacrifice herself so far as may be necessary to preserve her husband's reputation.

Test Case Planned. Governor Sulzer appeared at the capitol today, accompanied by Samuel Thomas, his legal adviser. It is understood Sulzer plans to sign the pardon of a prisoner after Lieutenant-Governor Glynn takes charge. Then if the warden of the prison refuses to recognize the pardon, a test case will be inaugurated to see who really is governor.

"This will be a fight to a finish," said Thomas. "This assembly will be Tammany's graveyard. It can never survive what it has done today."

No Circuit Promised. The following statement was issued here this afternoon by Lieutenant-Governor Glynn: "I do not intend to enter into any physical contest with Mr. Sulzer over the office of governor. As far as I am concerned there will be no circuit or military maneuvers about occupying the executive chambers. The law with me is supreme."

The board of managers of the assembly presented the articles of impeachment to the senate this afternoon. The next move is awaited anxiously but Sulzer probably will refuse to surrender his office. At 4 o'clock Assemblyman Levy finished reading the articles of impeachment to the senate and Senator Wagner announced he would summon the impeachment court to meet here at noon September 18.

believed that the man did not commit suicide from the fact that the throat was cut above the voice box, while in the great majority of suicide cases, of throat cutting especially, the voice box is still connected with the upper portion of the throat.

Kiyokawa Very Excited. A. Yokmoah, a local Japanese barber, was the first witness called by the defense this morning.

Yokmoah testified that along about 4:30 on the afternoon prior to the evening when the murder was committed, the man who was killed came into the barber shop and appeared greatly agitated about something. The witness stated that while the murdered man had always been a very talkative fellow, he was silent that afternoon and talked of having a revolver in his pocket at the time. Yokmoah testified that Kiyokawa, the murdered man, was greatly agitated over something and after remaining a short time in the barber shop, left and walked down to Ferry street and went east toward the place where the murder occurred. The witness further stated that he afterwards saw Kiyokawa standing in front of the Koda noodle house along about 4:40 that afternoon.

Deputy District Attorney Heltzel tried hard to break down the Oriental's testimony, but that person was fixed in his opinion and the cross-examination resulted in merely a repetition of the former statements made by him.

The officers who made the arrests testified the same as they did at the coroner's inquest and Wm. Marsh, who was in the noodle house at the time the row started, gave the same testimony as he did before the coroner's jury.

THREE THOUSAND DEAD.

[UNITED PRESS LEASED WIRE.] Mexico City, Aug. 13.—More than 3000 rebels were killed in the recent engagement at Torreos, according to latest advices received here. The rebels, it is said, have abandoned their attack on Torreos and are now moving westward and southward toward the states of Durango and Zacatecas.

Seeking Slayer of Rich Milliner

Man and Girl Suspected of Killing Martin for Purpose of Getting Jewels and Money.

[UNITED PRESS LEASED WIRE.] New York, Aug. 13.—Police search is on here today for a man and a girl who were the last persons renting a room in which the body of William Martin, a rich milliner, of Toronto, was found here. Martin had been murdered. His hands were tied behind him and a rubber tube from a gas jet was in his mouth, wedged in by a towel. Several hundred dollars in jewels and money were missing. Two men and a girl took the room recently, one of the men claiming the girl was his wife and that the other man was his brother. The landlord was about to order them to leave when he found the corpse of Martin.

NEGOTIATIONS STILL ON WITH TELEGRAPHERS

Southern Pacific Officials Say There Is Every Prospect of Reaching an Agreement With Men.

[UNITED PRESS LEASED WIRE.] San Francisco, Aug. 13.—Negotiations are still being conducted here today between a committee representing the Order of Telegraphers and officials of the Northern Central and the Southern district of the Southern Pacific regarding a demand of the telegraphers for a flat increase in pay. General Superintendent E. W. Campbell, of the northern district, which includes Oregon; General Superintendent J. M. Davis, of the central, and General Superintendent H. Z. Platt, of the Southern districts are here representing the company.

If the general superintendents refuse to grant the demands, the committee will appeal to the general manager. Southern Pacific officials declare there is every prospect of reaching an agreement. It is understood that an offer of an increase has been made, but that the operators held out for more. The telegraphers have not joined forces with the other orders which are seeking an adjustment of the rights on electric line, but are conducting their negotiations separately.

CHAMBERLAIN CHOSEN.

Washington, Aug. 13.—Senator Chamberlain, of Oregon, was today chosen by the steering committee to be chairman of the military affairs committee of the senate.

Siegmund Says it is Time for Council to Get Down to Business

"If the city council will cease playing politics and get down to brass tacks, the taxpayers would be a whole lot better off," said Councilman John Siegmund yesterday afternoon, when approached concerning the final disposition of the proposed purchase of a new combination pumping and hose fire truck, the fact that the fire department has no ladders, the wrangle over who should act as mayor and why the members of the council are unable to agree on anything.

"Here we have an appropriation on hand with which to purchase a new fire truck," said Councilman Siegmund. "What have we accomplished? We have on hand a machine that is absolutely worthless to us; we can't accept it and, what is more, we have delayed matters to the detriment of the people of Salem in general.

Costly Experiments.

"This experimental stage has cost the taxpayers of Salem something, and the next time the council proposes to purchase anything, it should know just exactly what the nature of it is. We need a combination auto truck and pumper, but now we will have to wait for some time before getting that machine. In other words, we will 'lock the barn door after the horse has been

PRESIDENT THINKS IT HIGH TIME SOMETHING IS DONE FOR FARMER

Little Federal Legislation Framed to Aid Men Who Till the Soil, He Says

DUTY OF GOVERNMENT

Says Some System Must Be Put in Operation to Relieve Farmer and Put Him on Better Footing.

[UNITED PRESS LEASED WIRE.] Washington, Aug. 13.—In a statement today in regard to rural credits, President Wilson said: "There has been too little federal legislation framed to serve the farmer directly, and with deliberate adjustment to his real needs. We long ago fell into the habit of assuming that American farmers enjoyed such an immense advantage over the farmers of the rest of the world, and were so intelligent and enterprising, and were so at ease upon the incomparable soils of our continent that they could prosper no matter what handicap they carried. We never exaggerated their capacity or opportunity, but neglected to analyze their burdensome disadvantages. One of the chief disadvantages has been the fact that the farmers have not been able to secure extended bank accommodations, which they need every year, without paying burdensome rates of interest and saddling themselves with mortgages and obligations of every kind.

"Other countries have systems of rural credit, put in operation, not only for relieving the farmer, but also to put his enterprises on a footing easy of accomplishment. Our farmers must have similar means afforded them. This is our next great task and duty."

The Weather

The Dickey Bird says: Oregon: Fair tonight and Thursday; showers east portion tonight or Thursday; westerly winds.

Bomb Outrage is Narrowly Averted

San Franciscan Discovers Blazing Sack Around Quart Bottle of Gasoline and Black Powder.

[UNITED PRESS LEASED WIRE.] San Francisco, Aug. 13.—Chance discovery of a blazing sack in a hole directly under the window of the bedroom in which there slept Pietro Pedone and his wife, blocked a bomb outrage directed at their lives. Under the sack was found a quart bottle of gasoline and a bomb of black powder. Pedone killed Marion Palestro several years ago during an outbreak among North Beach fishermen. Recently he was acquitted of the charge, and he believes now that friends of the victim sought revenge.

HOLDS AGREEMENT WITH UNION INVALID

Attorney-General Says Constitution Forbids Granting Privileges to Any Particular Person.

Attorney-General Crawford this morning rendered an opinion in the matter of the state printer entering into an agreement with the typographical union concerning the employment of printers, in which he holds that no such contract can be made legally. The constitution forbids the granting of any special privileges to any person, firm, corporation, etc. The attorney-general holds that, under this, the state printer can no more enter into a contract with the unions than he could make a contract that only Methodists, Catholics, Masons or any other sect or fraternity should be permitted to work for the state.

The bill of rights says there are only three qualifications that should be taken into consideration in the selecting men for government or public employment, and these are diligence, honesty and efficiency. As to the matter of raising the wage scale, this was not passed up to the attorney-general, but is plainly fixed by the law, which says that the scale shall be the usual scale for like work in the state.

In regard to the appointment of Plimpton as secretary of the printing board, no action has been taken, and there may be none. The matter will be left as it is, at least until after the return of Governor West, who is now at his Seaside ranch. The general opinion is, that, while Plimpton is qualified to

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MISS WARRINGTON LAYS BARE SORDID STORY OF INTIMACY WITH DIGGS

Admits Many Escapades Before Trip to Reno and Tells of Joyrides to Road Houses and Hotels With Caminetti, Diggs and Miss Norris.

[UNITED PRESS LEASED WIRE.] San Francisco, Aug. 13.—Mercilessly attacking her character previous to the Reno affair, and forcing her to bare every clandestine act and intimacy with her paramour, Maury I. Diggs, former state architect, now on trial for violation of the Mann white slave act, Miss Marsha Warrington, aged 20 years, of Sacramento, at noon today was subjected to a grueling cross-examination by Attorney Nate Coghlan, for the defense.

Coming in such sharp contrast with the consideration under which she was shielded as much as possible by Special Prosecutor Theodore Roche, who dwelt only fleetingly on the actual acts alleged as the basis for the indictment of Diggs, the Warrington girl was visibly shocked and numbed. Her answers came gaspingly—a simple "yes" or "no," which often had to be repeated at the request of Judge Van Fleet, to be heard at all.

Met Him Under Assumed Name. Every secret relationship with the defendant seemed to have been gathered by the defense and hurled at her remorselessly, from her admitted introduction to Diggs on a Sacramento street corner, under a fictitious name, through many early indiscretions, and finally to wild joy rides about Sacramento county and frequent visits to other California cities, where all-night stops at hotels were made by Diggs and Caminetti, Miss Warrington and Miss Lola Norris.

It was brought out by Attorney Coghlan that Miss Warrington and the other three had not only frequented the road houses adjacent to Sacramento, but that San Francisco, San Jose, Stockton had been the scenes of recurrent escapades. The offices of Diggs had been made a frequent rendezvous for admitted intimacies, according to the girl's testimony.

"Did the relations between you and Diggs in his office occur more than once?" asked Attorney Coghlan. "Yes," breathed Miss Warrington, her hat pulled low over her eyes. "Once it followed the drinking of champagne there," she added.

Diggs Shows Interest. During this fire of cross-examination Diggs leaned forward eagerly, shuffling uneasily in his chair. Caminetti was leaning over shoulder anxiously, while the father of Diggs sat listlessly and aimlessly making pencil marks on a piece of paper.

Miss Lola Norris, a year younger than Miss Warrington, and the next witness to be called, when Miss Warrington's cross-examination is finished, will be subjected to the same searching examination, it is declared, as the cost of hearing out the Warrington girl's story for the prosecution.

Diggs Delays Trial. The opening of the trial was delayed today, owing to the lateness of Maury I. Diggs in reaching court. Judge Van Fleet fumed at the delay, and said it must not occur again.

While the court was waiting for Diggs, Miss Warrington, supported by her sister, Mrs. S. Haley, of Sacramento, entered the court room. She was heavily veiled, but seemed to be more composed than yesterday, and apparently was prepared to face her ordeal with as near composure as was possible in the circumstances.

Owing to the fact that business called him, John S. Chambers, managing editor of the Sacramento Bee, was allowed to take the stand when Diggs finally arrived, and court opened. He was to testify as to Diggs' allegation that the Sacramento newspaper was on the point of printing a story of the Diggs-Warrington and Caminetti-Norris affair.

Did Not Threaten Them. Chambers denied that his paper had

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