HILLSBORO, OREGON, THURSDAY, SEPTEMBER 12, 1895.

NO. 25.

THE CHURCH ASSASSIN

Durrant's Attorneys Have patch from Washington says:
Considerable interest is being mani-Another Sensation.

KNOW WHO KILLED MISS LAMONT

The Defense, It Is Alleged, Has Witnesses to Show Who Committed the Murder.

San Francisco, Sept. 11.-An evening paper prints a sensational story about the defense which will be offered in the trial of Theodore Darrant for the murder of Blanche Lamont. The following statement is credited to a person connected with the defense:

The alibi will be strong, but the defense has witnesses to show that Darrant not only did not commit the murder, but will indicate who did commit it. There will be more than one implicated in the murder. Witnesses will testify that they saw the girl enter the church on the fatal afteruoon with a certain man, and at that time a second man was in the church.

The story of Blanche Lamont's last courtroom during the present week. Many details which the prosecution was unable to supply at the preliminary examination will be forthcoming, and the proceedings will furnish a dramatic interest strongly in contrast to the mathematical monotony of the past week. Eges were on the young schoolgirl and her escort that afternoon, and those eyes will tell of the steps they saw taken on that tragic journey. Eyes were on the unsuspecting girl and the young man supposed to be Durrant when they boarded the car at Powell street and when they entered the Bartlett street church, from which one of them was never to emerge alive. The owner of these eyes will tell their stories, fully believing that their organs of "ision were not deceived Attorneys for the defense will stoutly contend that they are mistaken; that their eyes have played them false and that it was not Darrant but some other person they saw with Blanche Lamont. In two cases at least there has been no concealment that Durrant's attorneys would attack the clearness of vision of the witnesses, and on the ground that the latter had a plain physical defect in their eyes. These two, by the way, are the most important witnesses for the prosecution-Mrs. Mary Vogel and Mrs. Caroline Leak The prosecution has been aware of this intention for training. some time and preparation has been Mrs. Leak, that lady, it is understood, has confided to the police that the church she was easily able to identify the defendant in the crowd on the sidewalk from her window. She had not been previously notified of his coming, but the moment the party took its stand on the sidewalk opposite she is said to have picked the prisoner out Mrs. Hackett was at her side, and as soon as the old lady

ett, there's Theodore Durrant." Mrs. Leak has been seen herself to confirm this story, but she still prefers to keep her story until she reaches the stand. If the story is correct it will undoubtedly go a long way to establish the competency of Mrs. Leak's vision.

panion and said: "Why, Mrs. Hack-

With Mrs. Vogel the test will be more severe. On Saturday her eyes were examined by Opitcian Muller and his assistant, Harry Clark. They put her to all the tests known to the business, and at the end of the examination pronounced her eyes to be in good condition. They will testify, if called upon the stand, that Mrs. Vogel could easily have distinguished from her window the features of a man standing in front of the normal school.

New York's Fxcise Law.

New York, Sept. 11.-The question whether the clubs of the city will be amendable to the excise law has been a point of much discussion with the present administration. The police commissioners today had a conference, after which Mr. Roosevelt gave out tative from the Baldwin locomotive

'A club or corporation can no more violate the law than an individual. with Sir Henry W. Tyler, ex-presiclub that violates the law by selling depart tomorrow for Peru, where it is liquors, it, or its employes, will be porceeded against just as a saloon bility of the electric locomotive is to keeper or his empolyes. If an officer has evidence of violation in a club it above the sea level. Sir Henry Tyler . is his duty to make an arrest, and he has been in this city for several days will do so or be called to account. If in conference with members of the any person has evidence and applies Baldwin firm. It was decided last for a warrant, I have no doubt the night to make the experiment and tocourt will grant it without discrimina-

North Yakima, Wash., Sept. 11 .-Picking in the hopyards became quite general today. A week or two ago the indications were that not over 8,000 bales would be picked, but it is now believed the yield will amount to 14,-000, as most of the growers who cultivated their yards have managed to secure picking money. The main trou-ble now lies in the scarcity of pickers. Secretary Ross, of the Hopgrowers' Association, said today that he could have though in some outlying yards \$1 is which is at present chiefly controlled next meeting paid. which is at present chiefly controlled next meeting tion of Labor.

ANDRE'S BALLOON TRIP.

Arctic Explorers in Washington Ridl New York, Sept. 11.-A Herald dis-

fested here by those interested in Arc-

the proposed attempt of S. A. Andre to reach the North Pole by means of an IT MUST NOW BE EXPEDITED of the North Pole by means of an IT MUST NOW BE EXPEDITED airship. Mr. Andre is to leave Europe early in 1896, in time to reach the Norskoarne island by June. The start in the balloon from there is to be made in July on a clear day when a brisk southerly wind is blowing.

The greatest objection to Mr. Andre's plan in the opinion of General loonists to guide their airships. Mr. der not only embraces the work on and regard the teachings of the mis-navy yard ships but also the work on sionaries as tending to overthrow the jection. He has devised a steering arrangement. Notwithstanding Mr. Andre's plausible reasoning, Arctic explorers here believe he will find himself woefully mistaken in such calculations

It will not attempt to prove that these parties did commit the murder. The parties did commit the murder. The statement as to this are so direct that statement; as to this are so direct that antee has he that the wind when he is to take workmen from the ships "But we in America should be chary pole?

unable to land on account of weather government ships to do outside work ister projects of European governments conditions, and any reports he will as it comes in." bring back will consequently be of little value "

Engineer-in-Chief Melville, of the lieving shipbuilders of penalties in-United States navy, was just as emphatic in saying that the plan would "The contractors all provide penalbe unsuccessful. "While I do not like ties for failure to complete work on demands. to use slang," he said, "I must say them. Penalties for delay have fre-Mr. Andre's plan is a fool scheme, and quenty been imposed upon contractors public press of our country a misconthat is all there is about it. A fickle by the navy department, but unfortuwind will blow Mr. Andre's airship nately, congress has in almost every government bases its intervention on around like a feather, and if he escapes instance, when it was asked, relieved with his life he will be lucky."

His Friends Say He Does Not Believe the Fight Will Come Off.

paper will print a report that Champion Corbett's friends do not believe congress, should not be completed with the fight with Fitzsimmons will come reasonable dispatch, and I am simply off, and that consequently he is not in insisting on prompt compliance with

Davies, who says:

on the day Darrant and the jury visited not appear to have the life and energy demonstrate to the world that ships tributed this to the fact that he had where in the world." hours and other dissipations. Corbett under his direction. is a wonderful man, though, and a saw the group she turned to her comlieve they will meet, at least not in Texas. When a governor of a state The pension app announces he will stop a fight, he has been rejected by Secretary Reyusually means it, and in this instance nolds. Godfrey served in Company F.

Smith, says:

"Oh, Jim don't need much training. Five or six weeks will suffice. He will do ample training in time to meet his opponent. Fitz is working hard and will do credit to himself, but if the fight occurs, it will result in a victory for Corbett '

THE ELECTRIC LOCOMOTIVE.

xperiments to Be Made Upon a Rail-Philadelphia, Sept. 11.-A represenworks, with an expert electrician from the Westinghouse company, together When evidence is secured against a dent of the Grand Trunk railroad, will said a test of the possibility and feasibe made upon a railroad 15,000 feet morrow the party leaves for South America. The name of the company proposed to do the work cannot be learned. It is said that should the report of the Baldwin-Westinghouse experts be favorable it will probably lead to the placing of the first large order for electric locomotives. The Baldwin company is said to be represented by Arthur Church, of this city, and J. Blunt, of Pittsburg, will look after the interests of the Westinghouse

The Trade of the Kootenai Country. Vancouver, B. C., Sept. 10 .- Fifteen used 1,000 more pickers and that 2,000 members of the British Columbia additional would be required before Board of Trade left today for a tour the end of the week. Growers are through the Kootenai country, in orpaying 75 cents per box as a rule, al- der to secure the trade of that district,

WORK ON THE NAVY

ging for Years.

Secretary Herbert I as Given Orders That Work on all Vessels Must Be I ushed Forward.

Washington, Sept. 10. - "Yes,"

yards have been lagging for years

For a long time delay was for want of armor, but armor is now being fured in humiliation in the peace and the shibit October 4 and 5. There will be all binds of facilities are shown but the shibit October 4 and 5. when he commences the journey.

Mr. Andre told General Greely in nished promptly. The Texas and loss of territory, has greatly weakened the imperial authority, and the distance of the latter bandwart of several hundred thousand panied by two men, and that he expected to reach the Pole in twenty-one days. When he reaches the Pole what ought to have been in service months and the latter, the imperial authority, and the dissipant authority will he do? Will he wait there until ago. Officials at the navy yards nat- vailing discontent and disorder. plan in order to get an answer. and the Puritan. All the ships ought sult and reflected to be now in commission, and I have our authorities. to ridicule Mr. Andre's plan. "I do ordered that they be pushed to comnot think Mr. Andre's plan will be pletion. Precisely the same reasons with the prevailing demand in the successful," he said. "Because there which have operated to delay the build- United States that China should be are so many difficulties he will have to ing of ships at navy yards naturally held to a strict account for these outovercome in order to reach the Pole, influence contractors. They are someand if he does pass over the point we're times tempted to neglect government exercised by our government that it all anxious to know about, he may be work and use part of the force on the does not lend itself to advance the sin-

which congress has fallen into of re-

CORBETT OUT OF TRAIN NG. It is to be hoped that these penalties will be allowed to stand.

"There is nothing about shipbuild-New York, Sept. 11.-A morning United States. No good reasons can teed by treaty and permitted by Chibe given why such ships, authorized by nese laws." An interview is given with Parson shown that we can build ships and About Thirty Thousand Cases. guns equal toany in the world, and I "I saw Corbett about a week ago hope our shipbuilders, who are now and did not like his looks. He did looking for contracts abroad, will which he formerly possessed, and his can be built not only as well, but as eyes were dull and listless. I at- rapidly in the United States as any-

been knocking around the country a | The secretary also said that he was great deal, playing ball, attending pushing along the manufacture of ordtheatrical performances, keeping late nance and all other works in progress

In his annual report upon the public great fighter. If he trains and gets in building and grounds in Washington, condition, there is no doubt that he Colonel Wilson says that he has thorwill whip Fitzsimmons. Bob, how- oughly overhauled and repaired the ever, is in great condition right now. White House. It was found that the and will put up an awful fight. If flooring in front of the state dining-Jim is not right up to the mark he room, where the crowds gather during may suffer defeat. I don't attach receptions, had become weakened and much importance to what I hear of sank. The beams were found to be the condition of the men, for don't be- giving way, and these were renewed

The pension appeal of John Godfrey I think Governor Culberson is in earn- Third Kansas volunteers, which was called into service by the governor of Another of Cobrett's friends, Al the state. The secretary says no other person than the president has authority to call the state militia into the service of the United States.

CHICAGO'S "FINEST."

What Is Required for Appointment or the Police Force.

Chicago, Sept. 10.-Every muscle in the body of an applicant for the police or fire department will be tested before appointment will be made by the civil srvice commission. Dr. Hawley, the commission's examining physician, returned from New York last evening where he had gone to study the methods of examination made by the physicians of the civil service commission of that city. He found Dr. A. H. Brown, the examining physician, had given up his life to a study of the work, and had devised a system of examination which, Dr. Hawley claims, is so perfect that no improvement is possible. He brought back the plan of the commissioners and explained it to them. Chief Badenoch looked askance. Dr. Brown gives the result of his research to Chicago with but one restriction, that is that he be allowed to oversee the manner in which it is being applied in order that examinations may be kept up to the high grade he intends them to be. By the examination a complete record of the applicant's physical condition is made.

Dr. Brown has divided the various' parts of the body into sections to bearing. which he gives a relative value to the entire body. The applicants have then to stand a certain percentage of these marks in order to pass inspection.

FOSTER ON CHINA.

The Ex-Secretary Speaks of the Riots

Shipbuliding Has Been Lag-ging for Years.

Watertown, N. Y., Sept. 10.—The Hon. J. W. Foster, ex-secretary of state and recent counsel for the Chinese government, in an address on for-

careful inquiry and observation, is that the masses of the population in China, particularly the common people, are especially hostile to the missionaries and their work. Occasionally riots have occurred, but they are said Secretary Herbert today, "it is almost invariably traced to the literal true that I have given orders that or prospective office-holders and the Greely and other Arctic explorers, is work on vessels under construction for ruling classes. These are often bigoted the generally believed inability of bal- the navy shall be expedited. The or- and conceited to the highest degree, vessels being built under contract. All existing order of government and sohave been urged to increased diligence. ciety, which they look upon as a per-"The ships building in the navy fect system and sanctified by great an-

they will leave no ground for the prose- starts will obligingly continue to blow which are building and do repair work of our condemnation, when we recall cation to stand on, so far as Darrant is from the south while he goes to the with them, putting them back when the many outrages which have been inthe repair work is completed. Not These are questions which explorers only have the Texas and Maine been United States, and remember the Rock tween August 16 and 31. journey will be told in Judge Murphy's are asking each other, and they are all delayed by this practice, but also the Springs, Wyo., riot, a few years ago, waiting for Mr. Andre to attempt his monitors, the Terror, the Monadnock was equally cruel and fatal in its reand the Puritan. All the ships ought sult and reflected more severely upon

"I am, however, in full sympathy rages, but in doing this care should be The secretary deprecates the practice national trouble of China to their own syndicate, received another check for benefit. The United States is strong

"There seems to be in a part of the ception of the ground upon which our account of these riots. It is not bethem of these penalties. The effect of cause we are a Christian country, and such action is necessarily demoralizing. are seeking to support a Christian It is to be hoped that these penalties propagandism in China. It is simply because the people, in whose behalf our government intervenes, are American ing that now renders it difficult in the citizens pursuing an avocation guaran-

NEWS FROM ALASKA.

charged. The season's run is prac- possession are 15 inches long. tically over, although some Indians are ployes, who claim the management not

Chris Henne, a young man recently from Stanford university, has returned from the Yukon country via St. Michael and Unalaska. Mr. Henne is a hunter of considerable note. Outside of a moose, some mountain sheep and a bear that he bagged, he saw no game. In speaking of the mining in. from decay, terests in the Yukon, he said the ontlook was rather discouraging, though a Wash., district land office for the few miners were making money.

has on a new boat on the Yukon, the 170.43 acres; one pre emption, 100; Alice, which is of 500 tons. The largest nugget taken from Birch

creek this season was found by Vic 1,486.15; twenty-eight homestead proofs, 3,989.67. On the first trip down the river of

A Woman Who Rides a Breakbeam. San Bernardino, Cal., Sept. 10 .- A woman passed through this city this morning who had crossed the desert on a brakebeam. Her name is unknown, and the place from which she started is also a secret. She was dis- C. O. White is interesting farmers in covered two days ago, near Daggett, close her identity, but said her husband year or two. It was adopted unanimously, although had been living in an Eastern city, Peter Christopher, who lives six and had deserted her, taking with him miles north of Pendleton, lost about their little girl. She heard he was in sixty sacks of wheat one day last week. orphanage. Being without means she morning, and loaded it in a wagon and started our to beat her way. As soon drove away and then returned for as the trainmen heard the woman's story they sympathized with her and she was taken to Los Angeles in a ca- them away. E. Bruce has been arboose. She is a woman about 35 years rested, charged with larceny of the old, has blue eyes and a fair complex- wheat. on, short hair, and is of courageous

Parker.

NORTH PACIFIC NEWS

Happenings of Interest in the Progressive Northwest.

Budget of Items Cathered From All Parts of Oregon, Washlugton and Idaho.

mittee at work devising a sewer and drainage system for the town. The Ilwaco, Wash., cranberry ranch will yield 2,000 barrels of berries this

year, and they will be worth, it is said, \$12 a barrel. Mr. Hume's Rogue river cannery has closed down, after a successful season.

exhibit October 4 and 5. There will South Canterbury, Conn., and they be all kinds of fruit on show, but the were married: Mrs. Mott was jealous. far-famed Hood River apples will be One stormy night when her husband

built by W. S. Byers, proprietor of the stand it no longer, and started out in

Sheriff Houser, of Umatilla county, Or., turned over to County Treasurer which he had collected for taxes be. his long lost wife.

Vale, Or., the county seat of Malheur county, is having quite a build-ing boom. Two large fireproof build-ings are going up, and a hotel to take the place of the one recently burned.

A petition signed by many citizens

\$10,000 Wednesday to continue work enough to act independently of Euro- on the Santiam mines, says the Albany pean combinations, and China has Democrat. The mill is expected at Alnever failed to comply with its just bany in a few days, and will be run ning by November 15.

The election to vote upon the question of consolidating New Whatcom, Wash., and Fairhaven will be held September 21. Little interest is manifested in New Whatcom, as only three-fourths of the qualified electors have thus far registered.

they will indulge in horseracing. seven up," etc. It is very doubtful as they have business to look after at work of centuries. Professor Johnson, collector for the

Seattle, Sept. 10 .- Advices from States, has found in Cow Creek canyon Alaska say the steamer Afognak ar-rived at Juneau recently from the Chil. found in Oregon. The wood of the cat canneries, bringing down fifty new tree is unusually tough, and samfishermen, who were recently dis- ples of the needles in Mr. Johnson's The warrants drawn during the

put for the summer will be a trifle over 33,000 cases. Consideralbe dissatisfactory street lighting, \$559.50; general detection of Armenia by an international partment, \$407.40; fire department, \$873.96; health department, \$78.45; only worked them like dogs in all cemetery department, \$56.25; street the circumstances it would be useless

Because of trouble in King county. Wash., between the coroner and commissioners over the fees that shall be allowed the former, the body of Baby Hansen was left in the undertaker's establishment in Seattle for ten days, awaiting burial. It has not been embalmed, but was temporarily preserved

The report of the Spokane Falls, month of August shows the following The Alaska Commercial Company business transacted: Two cash sales, two script entries, 820; two timber proofs, 320; sixteen homestead entries.

> pounds for twenty-four hours. He uses may be applied." little wagons to handle the fruit on the platforms and in the dryer. He is silver and protection as a means of now drying varieties of the Italian, stopping robberies, and by enabling silver and French prunes, and has 100 men to make an honest living. tons of his own, and has just bought 100 tons more.

Oregon and had placed the girl in an The men came about 1 c'clock in the more. Someone saw them when they came the second time, and frightened

The postmaster at Orondo, Wash. Fort Smith, Ark., Sept. 11.—Dud from Monday, September 2, 1895, the for the murder of B. F. Peitzel, father exchange, estimates the crop of oranges Lucky has been sentenced in the United Orondo postoffice will be the mail dis- of the two little girls whom Holmes is in the state at not over 100,000 boxes, States court to hang on Tuesday, Oc- tributing center on the route from alleged to have murdered in a St Vin- against 5,000,000 the season of 1898-English Delegates Will Come.

Cardiff, Wales, Sept. 10.—Before

States control of Deputy Orondo to Chelan, and also on the control of the crop of a failure to convict Holmes in this year will come from the Manatee the trades union congress closed today, December. The condemned man was from Waterville to Orondo. All mail Philadelphia he will be handed over to river section on the gulf coast, where it was voted to send two delegates to a member of a gang of trainrobbers and for Chelan, Methow and Okanongan the Indiana authorities, and will only the freeze of last winter did compararepresent British workingmen at the wreckers. Lucky was the 151st pervalleys is ordered to be transferred at the be brought to Canada after all attempts tively little damage. Cincinnati fruit to convict him in the United States of dealers have already bought the entire route for delivery.

AFTER FORTY YEARS.

Happy Accident Reunited

Winamac, Ind., Sept. 9.-By the accidental dropping of a diamond ring st the station here yesterday, a hus-band and wife, who had been separ-BRIEF REPORTS OF LATE EVENTS they left together for Boston. Charles S. Mott, of Boston, stepped from the train to leave a dispatch. As he walked towards his car a lady lcaned from the window of another car and asked the doctor to hand her a diamond Hood River, Or., has a council com- ring which had just slipped from her finger, and was lying at his feet. Dr. Mott picked up the ring and the inscription on the inside read:

'Charles Mott to Veral Borns." She cried out: "Charles, my hus-

Dr. Mott clasped the wife, who had fled from him in anger forty years te-

In 1855 Dr. Charles Mott was s well-known physician of Boston. He fell in love with Miss Veral Burns, of had been detained very late by a lady The new millrace which is being patient, the crazed wife determined to way to New England to visit the scenes of his childhood, when the happy ac-Kern Monday the sum of \$10,508.15, cioent occurred which reunited him to

THE WORLD'S LARGEST CITY.

A Prediction That Chicago Will Soot

have Eight Million People. Springfield, Mass., Sept. 7.-Chicago will be the world's largest city-A petition signed by many citizens and nearly all of the business men of Waitsburg, has been presented to the city council, asking that the laws regarding Sunday closing be rigidly enforced.

Superintendent Lawler, of the London

will have a population of nearly 8,000,000 within a very few years. This is the startling announcement of Elmer Corthell, a distinguished engineer and scientist. Mr. Corthell made his notable prediction in his paper on "Growth of Great Cities," read before will have a population of nearly the Association for the Advancement of Science, now in session here. The following is his estimate of the popu- that he acts at his peril if he executes lation of the world's greatest cities in an unconstitutional statute. 1920:

London, 8,344,000; Chicago, 7,797, 6,808,600; Berlin, 3,422,221; Philadelphia, 1,838,160; St. Petersburg, 1,470,833.

ture status of the great municipalities is denied to any executive officer whatrested largely on causes which had ever. The Umatilla Indians are camped in contributed to the phenomenal increase the valley near Enterprise, Or., await- in Chicago in a brief period, and where it was fast closing in on the cities of the Old World whose accumuif the Lapwais visit Wallowa this fall, lations of inhabitants had been the

Dismemberment of Turkey Possible. Constantinople, Sept. the sublime porte was not opposed to lawful claims for the largest possible tically over, although some Indians are still bringing in a few fish. The outment of August to run the city of signatory to the treaty of Berlin, but commission.

Lord Salisbury replied that under kinds of weather, but that they also department, \$801.20; total, \$3,354.53. to continue the interview. If, he said, the porte persists in the refusal the powers will undertake the suggested reforms and rest satisfied. If, however, the porte continues to resist, Lord Salisbury added, it will be the greatest uneasiness here.

Idaho's Governor on Train Robbers. Boise, Idaho, Sept. 7 .- Governor McConnell has received from the Chicago Times-Herald a request for his train-robberies. He says:

responsible for the safe delivery of that an investigation should be insti-J. P. McMinn, who lives on Walla tuted by the general government as to the P. B. Weare, James Buck, the first
J. P. McMinn, who lives on Walla tuted by the general government as to
Walla river, has a fruit dryer in opthe causes which have brought about eration that has a capacity of 15,000 the present condition so that a remedy

He then advocates free coinage of

Canadians Remonstrate.

Ottawa, Sept. 7.-The Canadian stocking Umatilla county, Or., with government is preparing a case to subby the crew of a freight train, on Mongolian pheasants In the vicinity mit to Washington, through the Britwhich she was stealing a ride on a of Milton, the increase has been very ish government pointing out the disasbrakebeam. She was dressed as a boy. rapid. E. J. Sommerville put out two trous effect the construction of the Chibut as seen as the trainmen brought of the pheasants a year ago and now cago canal will have on Canadian her from under the car they were con. there are forty or fifty about his place. shipping. The minister of justice says vinced she was a woman, which she There are at least 300, and perhaps 400 the law of nations governs the Canafinally admitted. She refused to dis. near Milton, all bred during the past dian case in question. It is contended that the water level of the great lakes is likely to be lowered. A government engineer who is looking into the matter said the government had reports that as the harbors on the American side of the lakes will be as injuriously affected as the Canadian harbors, the American points concerned will use their influence to prevent the construction of the canal.

> Philadelphia Will Try Holmes. Toronto, Sept. 9.-The local authorities have been notified that H. H. has received instructions from the post- Holmes, the alleged murderer, will office department to the effect that soon be placed on trial at Philadelphia a capital offense have proved abortive. stock of the season.

BOWLER HAS DECIDED

Controller's Decision in the Sugar Bounty Case.

HE HOLDS HE HAS JURISDICTION

That Part of the Act of Congress Making the Appropriation to De-

clares Unconstitutional. Washington, Sept. 7.—R. B. Bow-ler, controller of the treasury, today rendered an opinion in the now celebrated Oxnard sugar-bounty claims, in which he holds, first, that he, as controller, has jurisdiction of the case, and, second, in his opinion, the act of March, 1890, making the sugar bounty appropriation, is unconstitutional. He, however, decided that the papers in the case should be sent to the court of claims for the rendition of a judgment, in order that there may be furnished a precedent for the future action of the executive department in the adjustment of this class of cases involved in

these sugar bounties. The claim decided today is on substantially the same footing as all other sugar-bounty claims, for the satisfaction of which congress at its last session appro-priated \$5,329,000. The controller an-swers at length the argument presented by connsel at the hearing in which his jurisdiction was attacked, and in the course of his reply he says statutes which do not conform to the constitution are not law, and, therefore, when a statute is in apparent conflict with the constitution it becomes the duty of the executive officer to determine for himself as between the statute and the constitution whether the statute is the law. It is true that the statute is to be considered prima facie constitu-tional and should be followed unless it is clearly unconstitutional. It is also true that an officer acts at his peril if he does not execute a constitutional

As the controller does not act under the directions of the secretary of the 600; New York, 6,337,500; Paris, treasury, or the president, his decisions, within the sphere of his jurisdiction, are final and conclusive upon the executive branch of the government, and it It was noticeable that the burden of follows that the power to resist the Mr. Corthell's theorizing for the fu. execution of an unconstitutional statute

statute, but it is none the less true

It was claimed that no executive officer had the right to raise the point ing the arrival of the Lapwais, when which had advanced it to a position of unconstitutionality of a statute, or even of a case in court, nor to finally determine its validity by the only branch of the government conceded to have the power to settle such questions. This contention cannot sound, as shown by the decision of the ficially announced that Rustem Pasha, other courts. Applied to the question the Turkish ambassador to England, of the payment of money from the has telegraphed the foreign minister of treasury of the United States by an Turkey that he has had an interview officer sworn to support the constiturelative to the Armenian question with tion, he would be without power to Lord Salisbury, whom he assured that protect the treasury against such un-

NEVADA COUNTERFEITERS.

A Bogus-Money Maker Turned State's

Carson, Nev., Sept. 6. - Chris Grass, charged with having molds for making counterfeit money in his possession, was cleared in the United States district court. The principal witnesses against Class were Detective Harris and Frank Jennings, who signal for the dismemberment of Tur- turned state's evidence. Grass claimed key. The dispatch has caused the that an officer came to him in Reno and told him he had three counterfeiters in his employ. Grass said he would discharge them, but the officer asked him to keep them until he could complete his chain of evidence. When views as to the best way to prevent finally the officers came to arrest the men, they had skipped to Oregon. "I beg leave to suggest that congress should enact laws making all railroads with him to identify them, which he did. This made one of them, Jenpassengers and their valuables, and nings, angry, and he implicated Grass, who was placed under arrest. Jennings turned state's evidence and pleaded guilty, but to no avail, as all three have been cleared. The marshal and district attorney promise to intercede with the judge for Jennings and get a light sentence

Kansas Stockmen

Topeka, Kan., Sept. 6 .- A big fight is on in Kansas between livestock men and Governor Morrill. Today the commission men of the Kansas City stockyards telegraphed the governor demanding the reorganization of the board. They gave as a reason that two men of the present board, constituting a majority, publish broadcast every report of Texas fever in any community, in order to justify the collection of 2 cents a head for all shipments into and through the state. The stockmen of the state are also organized, and will demand of the governor the removal of the board. The stockmen of Kansas buy cattle in New Mexico and Texas, and they say the 2 cents for inspection is a rake off for the board. The stockmen of this state represent a third of its wealth; more than a third of the money on deposit in the banks of Kansas belongs to stock raisers.

Florida's Poor Orange Crop. Jacksonville, Fla., Sept. 6.-Secre tary Turner, of the Jacksonville fruit