

KEEP WELL POSTED

On the current events of the world's progress by reading the DAILY REVIEW. Delivered by carrier, 50 cent month.

ROSEBURG



REVIEW

PROFITABLE INVESTMENT

Advertisers get good returns from announcements placed in live papers—the DAILY AND WEEKLY REVIEW. Try them—the results are so good.

VOL. XI.

ROSEBURG, OREGON, FRIDAY EVENING, DECEMBER 18, 1908.

NO. 251.

ARREST TWO MEN

Suspected Robbers of Train Train Near Portland

REJECTED LOVER MURDERS

Wave of Crime in Los Angeles—Three Murderers Hanged at New Westminster, B. C.

Special to the Evening Review.
PORTLAND, O., Dec. 18.—Two men, one of them armed, and both said to answer the description of the bandits who held up the O. R. & N. train 8 miles east of Portland, last night, and dynamited the express car, were arrested today and are now being brought to Portland. Tramps who were on the train declare they can identify the robbers.

The booty secured by the robbers consists of one package containing articles worth \$700. That they did not get away with an more is due to the presence of mind of Messenger Huff, who tossed the remainder of the valuables into one corner of the car where it was overlooked by the bandits.

Carnival of Crime.
LOS ANGELES, Calif., Dec. 18.—Three safes were blown, a horse and buggy stolen, two offices looted, several residences burglarized and two women assaulted by robbers in and around Los Angeles last night and today. The detective force seems helpless to check the wave of crime.

Rejected Lover Kills.
BOSTON, Mass., Dec. 18.—Maud Hartley, aged 17 years, daughter of Dr. A. Hartley, of Somerville, was shot and killed today by James Hammond, a rejected lover of the girl. The murder was committed at the

girl was boarding a street car. Hammond is in jail.

Three Murderers Hanged.
NEW WESTMINSTER, B. C., Dec. 18.—Three murderers swung to death from the same trap here today. They were James Jenkins, a negro; John Portella, a Filipino; and Lee Chang, a Chinaman. Portella smiled down at the husband of the woman he murdered until the death cap was put over his face. The Chinaman collapsed on the scaffold and had to be held up while the noose was adjusted. Jenkins displayed a feeling of indifference.

Jenkins died for what the chief justice of Canada characterized as the most atrocious crime in the history of the Dominion. The negro assaulted and murdered Mrs. Mary Morrison, near Hazelton, June 9, last. He was found in Bellingham, in jail on a vagrancy charge, when the crime was traced to him.

Portella murdered a married woman with whom he was living on a sloop at Vancouver. Chung killed a compatriot.

O. R. & N. HELD UP WITHIN EIGHT MILES OF PORTLAND
Express Car Blown Open, but Bandits Got Little Booty—Passengers Were Not Molested.

PORTLAND, O., Dec. 18.—O. R. & N. train No. 11, westbound, was held up and the express car dynamited by four robbers at 8:50 last night eight miles east of Portland. The robbers did not molest the passengers, but uncoupled the mail and express car and compelled the engineer to pull down the track a short distance toward Portland. The express car was blown open with dynamite and Express Messenger Huff was forced to open the safe.

The robbers got little for their trouble. Only a few packages were obtained in the safe. These were taken, and a small amount of money was taken from the messenger himself—about \$3. The mail car was not entered, and no attempt was made to rob the passengers.

General Manager J. P. O'Brien, of the Harriman lines, has offered a reward of \$1500 for the arrest of each of the robbers.

MR. CHECKERS IS NOW AT OMAHA, NEBRASKA.

JAPS DISTURB INDIA.

Anglo-Indians Call Them Spies Instigating Revolution.

CALCUTTA, Dec. 17.—Englishmen in India strongly suspect Japan of responsibility for much of the increasing unrest among the natives. In view of the Anglo-Japanese alliance, the European press and officialdom handle the subject very gingerly, practically confining themselves to expressions of surprise at the growing number of Japanese tourists in the country and hinting that their business seems strangely mysterious.

In commercial circles the situation is openly discussed, however. The tourists are boldly called spies. Japan, it is asserted, is positively known all over the orient to be planning an eastern Asiatic federation under the mikado's domination.

The present period of agitation dates, too, it is pointed out, from the beginning of India's popularity with the so-called Japanese "tourists" just after the Manchurian war. The Hindus make no secret of their belief that when the insurrection which they are planning breaks out the Japanese will help them with men and money despite the alliance with England.

SPECIAL ROUND TRIP RATES ACCT. XMAS AND NEW YEAR.
Southern Pacific Co. announces special round trip rate of a fare and one-third, account Christmas and New Years, for all points on the Southern Pacific where the one way fare is not more than \$10.00. Sale dates, Christmas, Dec. 23, 24 and 25; New Year's, Dec. 31 and Jan. 1, 1909. Return limit, Jan. 4, 1909.

WANTED—At once, for cash, one fresh milk cow and calf. Jersey preferred. Address R. E. B. this office.

Matinees every afternoon at The Crescent. 5c.

RIGHT TO APPEAL

Bonaparte Recommends Change in Existing Law

CITES STANDARD OIL CASE

Annual Report of Attorney General Touches Upon Various Phases of Law's Progress

Special to the Evening Review.
WASHINGTON, D. C., Dec. 18.—The annual report of Attorney General Bonaparte was submitted to Congress today. It says in part:

Appeals in Criminal Cases.
It is obviously in the public interest that whenever a conviction shall have been reversed on appeal by the defendant to a circuit court of appeal there should be a right of appeal by the government to the Supreme Court of the United States from such judgment of reversal. In such cases there arises no question of double jeopardy, for the appeal of the defendant from the original conviction is recognized by the undoubted weight of well-considered judicial authority as a waiver of his rights as a defendant in the case. In the absence of some provision of law such as is here recommended guilty parties may escape from just punishment under the law as finally determined by the court of last resort. I advise, therefore, that the very useful but insufficient statute allowing an appeal to the government in criminal cases be amended in this respect. Under the existing law, when a demurrer is sustained because of the invalidity or construction of the statute upon which the indictment is founded, the case may be taken direct to the Supreme Court of the United States. But, should the demurrer be overruled, a conviction had, and the case reversed and remanded for a new trial by the Circuit Court of Appeals, on the ground that the demurrer should have been sustained by the trial court, such case can not be taken to the Supreme Court. This inconvenience should be remedied by an amendment of the act.

Standard Oil Case.
In the case of The United States vs. Standard Oil Company of Indiana, the Circuit Court of Appeals for the Seventh Circuit reversed the judgment of the lower court, imposing a fine of more than \$25,000,000, and remanded the case for a new trial. An application for the allowance of a writ of certiorari in this case has been presented to the Supreme Court.

I submit that in cases like these the United States should have the right to a review upon writ of error by the Supreme Court as a matter of right. An amendment of the present statute would seem to be appropriate as to all criminal proceedings, but the suggestion is especially made in connection with prosecutions under the statutes first above mentioned, because in such prosecutions the wealth of the defendant usually renders an appeal on his or its part from any adverse judgment a matter of course, and absence of any right of appeal by the government from a reversal constitutes, therefore, a serious practical impediment to the impartial administration of justice.

Taking of Testimony.
I renew the recommendation of my last annual report that a statute be passed authorizing any court of the United States engaged in the trial of a suit in equity arising under such statutes to appoint simultaneously as many commissioners to take testimony in different judicial districts as the judge or judges of the court in question may deem appropriate to the ends of justice. It is no hardship that defendants, who are almost invariably rich corporations employing many counsel, should be obliged to take evidence in different places at the same time instead of successively and such a provision of law will tend, in a marked degree, to promote the expeditious determination of these protracted litigations.

I further advise, as in my last report, that in civil cases under such statutes the process of the court to and the attendance of witnesses shall have the scope which is now has in criminal cases; and may be served, as in the last-mentioned cases, by the marshals of all judicial districts of the United States.

Banking Crimes.
The number and gravity of offenses against the national banking laws by officers or employees of national banks constitute matters of reasonable solicitude and regret. The moral culpability involved in such offenses seems often to be imperfectly appreciated and although they usually excite great indignation and provoke loud complaints from the sufferers when they are first discovered, so much time is frequently lost in the preparation for trial and actual trial of these long and complicated cases that the crime itself has faded from

public memory when the criminal is at last convicted, and there is need of vigilance left he finally escape with wholly insufficient punishment. The department has felt bound in duty energetically to assist the several United States attorneys in bringing this class of offenders to justice, and to do all in its power to assure them adequate penalties.

Corporations.
The United States has had occasion of late years, and will probably have occasion in future, to prosecute criminally many corporations or other artificial persons. As such offenders can not be physically arrested, it is obviously desirable to have the legal effect of an actual arrest and removal to the trial district in the case of the natural person.

Land Fraud Cases.
The land-fraud cases have forcibly illustrated the unfortunate consequences of administrative laxity and toleration of abuses in the enforcement of any laws during a considerable length of time. Acquisition of title to public lands in direct violation of the plainly expressed intent of the statutes, and through glaring misrepresentations of fact, often, indeed usually, accompanied by false oaths, had become so scandalously frequent in many localities as to be generally deemed there merely instances of peculiar business methods. The activity of this department in seconding the efforts of the Department of the Interior to remedy these abuses and to protect the public domain has constituted a valuable object lesson to promote a just and healthy public opinion in this respect.

Extradition.
It is often far more tedious, difficult and expensive to secure the removal of a criminal from one federal district to another than to secure his extradition by a foreign power, and it has been found by experience that certain districts constitute, for practical purposes, sanctuaries for certain classes of offenders against federal statutes. As a matter of justice and public policy, no good reason exists why a warrant of arrest issued by any court of the United States should not be directly executed in any part of the United States, and our existing law ought, in my opinion, to be so amended as to effect the result as nearly as the language of the Constitution may permit.

MYRTLE CREEK BANKER SUES WIFE FOR DIVORCE.

Eight Pages of Typewritten Matter Detail His Woes—Four Other Cases are Filed.

If there is anything within the range of human possibility that Mary E. Lamb did not do to make life a tremendous burden to her husband Nathan H. Lamb, it must have been because she did not think of it—at least this is the inference to be drawn from the complaint of the husband, who today filed a suit for divorce in the circuit court here. Lamb is a partner of Attorney B. J. Howland in the banking and real estate business at Myrtle Creek, and Mr. Howland appears as his lawyer in the present suit. The Lams were married in this city last April. He is 53 years of age and she is 47.

It required eight pages of closely typewritten language to describe the husband's marital woes, and one part of the complaint could only be referred to in an abstruse way. He recites a long story of continual nagging on part of his wife and indiscriminate gossip tending to humiliate his married life and embarrass his business. He says his wife was unjustly jealous of a lady neighbor and he describes a course of incidents growing out of this feeling that reads like a chapter from Dante's "Inferno." Mrs. Lamb, according to further allegations, also spread derogatory stories concerning the stability of the bank, blocked real estate deals by refusing to sign deeds, made insinuating and humiliating remarks concerning his character in the presence of other parties; disgraced him in the presence of his friends; referred to other ladies in opprobrious terms; schemed to deprive him of his property, and spread falsehoods about him all over the neighborhood. There are a few of Mr. Lamb's grievances. There is still one more allegation equally as vital to his case, but the details are too nauseating to print.

Other Cases Filed.
H. M. Barrett vs. H. E. and W. W. Barnum, the Eastern Minnesota Land Co., Chas. Keith (receiver) and S. S. Peterson; action to set aside two deeds and a mortgage involving part of sec. 29, 21-9, and to vest title in the name of H. E. Barrett, subject to his debts.

Minnie Ambury vs. C. E. and Hattie Bogue; action for \$2940 damages for alleged misrepresentation of the acreage and quality of a tract of land sold by defendants to plaintiff.

Norman S. Richards, attorney-at-law, vs. John H. Holland; action for \$500 fees for defending Holland in a suit brought by Alice Holland in Clatsop county, Wash. Attachment has been levied on lands in sec. 26, 31-2.

J. F. Barker vs. C. W. Robinson; action for \$70.25, alleged to be due on a grocery bill.

HEAD LEADS PRIZE SHOOT.
Edward Head has shot his way to the front in this week's prize shoot at the Indoor Rifle Range. His score is 28 points, and only one more day to shoot, as this week two prizes go tomorrow night. The next highest is 26 points, which stands for 2nd prize up to the present.

ROUSES FRESH IRE

Roosevelt Withdraws Marines From Battleships

SENATE TAKES EXCEPTION

The Willamette Students Suspend For Prank—Collision at Sea Costs 8 Lives

Special to the Evening Review.
WASHINGTON, D. C., Dec. 18.—The senate is planning a further attack on Roosevelt today, following the introduction of a resolution calling upon the committee on military affairs to investigate the president's action in ordering the withdrawal of marines from battleships. The resolution provides that the committee ascertain whether congress has a right to provide rules for the government of marine corps which bind the president as commander-in-chief of the army and navy to continue the corps in the manner intended by law.

Students Suspended.
SALEM, O., Dec. 18.—Three students were suspended from Willamette University by the faculty today as the result of the carrying away of the corner stone of Eaton Hall, which was formally dedicated Wednesday. The students are Geo. P. Lowe, of Portland; Chester V. Nelson, of Tacoma, and Lewis Hobson, of Salem.

Wright's New Record.
LEMAN, France, Dec. 18.—Willbur Wright today broke all previous

records for aeroplane flights by going 61 1/2 miles in an hour and 54 minutes. He will receive a prize of 20,000 francs unless this record is beaten before the end of the year.

Very Expensive Patch.
SAN FRANCISCO, Dec. 18.—As a sequel to a very sensational divorce last spring, David T. Hanbury, a multi-millionaire, and his pretty wife, formerly a telephone girl, have patched up their trouble. Hanbury gave his wife \$4,000,000 worth of property for a Christmas present.

Collision at Sea.
DOVER, Eng., Dec. 18.—The Swedish steamer Lindholm and the German steamer Frederik E. Muller collided in the English channel today, and the former sank, carrying down eight passengers.

St. Paul's Coast Plans.
NEW YORK, Dec. 18.—President Harding, of the St. Paul Railroad, which concern has just issued \$150,000,000 worth of bonds to build an extension to the Pacific coast, is organizing a holding company to amalgamate the temporary organization now in charge of the construction work on the coast project. Harding is negotiating for the purchase of a 60-mile branch, which is to form the first link in a line to Spokane. Before June of next year, it is announced, the coast extension will be ready to receive freight traffic.

Notice to Our Customers.
We are pleased to announce that Foley's Honey and Tar for coughs, colds and lung troubles is not affected by the national Pure Food and Drug law as it contains no opiates or other harmful drugs, and we recommend it as a safe remedy for children and adults. Ted Cross Pharmacy.

A supply of the new edition of the Oregon mining laws has just been received at this office. It includes everything to date in legal mining procedure. Copies only 40 cents each. T. F.

For a nice Christmas present buy a Potted Fern. For sale at The Rose.

Dorothy Dainty RIBBON SETS



"Dorothy Dainty"
Ribbon Sets, in pretty boxes, make a charmingly appropriate gift for Christmas.
As useful as they are beautiful.
Give your little girl a set for Christmas.

Other appropriate gifts for children

Fine Kid Gloves
A Set of Furs
"Comfy" House Slippers

The store for practical Christmas gifts

Josephson's
ESTABLISHED 1877
SINCE 1877
WE'VE BEEN TREATING PEOPLE SQUARE
THE FOREMOST DRY GOODS ESTABLISHMENT OF SOUTHERN OREGON

ROYAL BAKING POWDER
Absolutely PURE
Comes from Grapes
The only baking powder made from Royal Grape Cream of Tartar
Imitation baking powders are made from harsh mineral acids and leave in the food unhealthful properties

THE ROSEBURG NATIONAL BANK
Established 1908.
CAPITAL, - \$50,000.00
Safety Deposit boxes for rent. By the year \$2.00, or will rent by the month.
Our conservative management offers substantial advantages to present and prospective patrons. We are prepared to handle all business entrusted to us accurately and expeditiously.

OFFICERS.
J. W. Hamilton, President. A. C. Marsters, Cashier.
J. F. Barker, Vice President. W. T. Wright, Asst. Cashier.

DIRECTORS.
J. W. Hamilton
N. Rice,
J. F. Barker,
S. C. Bartrom,
W. T. Wright,
J. O. Newland,
I. Abraham,
Chas. W. Parks,
A. C. Marsters.