

# LA GRANDE EVENING OBSERVER

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## FEDERAL JUDGE OVERRULES THE PLEAS IN ABATEMENT

[By Scripps News Association]  
United States district judge, C B Bellinger this morning overruled the plea in abatement filed by United States Senator John H. Mitchell and the other defendants in the Oregon land fraud cases. The decision was a very exhaustive one, covering twenty six pages of type written matter adverse to Mitchell on every question. As a result of this decision of Judge Bellinger, all the defendants must stand an early trial, as the only remaining dilatory actions are the demurrers, and the court's decision leaves no apparent grounds for the demurrers. The court held that the Grand Jury was legally organized, and the objections as to the qualifications of the jurors was found to be without

force or effect. There was no defect in the organization which would invalidate the jury.

### MUST GO TO TRIAL

The court also held that the validity of the proceedings before the Grand Jury could not be assailed by a plea in abatement, in as much as it is practicable to follow the state procedure, and such a plea is not recognized by the Oregon statutes. Senator Mitchell, Hermann and Williamson, and the other defendants were present at the time the decision was rendered. United States Attorney, W J Heney is greatly elated over the decision and says "It is a clean sweep and clear decks for the trial in June." There are still demurrers to be argued, but it is

a mere matter of form, and the defendants place no reliance upon them. This decision disposes of the attempts of the defendants to avoid trials.

### HENEY'S ACTION LEGAL

Regarding the right of Heney to act as District Attorney, the court ruled that the question could not be raised collaterally, as he is "de facto" District Attorney. The court refused to consider the allegations of the prejudice of attorney Heney against Senator Mitchell, stating that it was a mere matter of opinion and, even if true, would not suffice to set aside the indictments. The court stated that Heney's influence with the Grand Jury could not be affected by his residence.

## FLEETS STILL APART

[By Scripps News Association]  
London April 25—A dispatch to the Exchange Telegraph from St Petersburg says: "General Kurapatkin has resigned from the command of the second Russian army, and will be succeeded by General Kaulbars." The dispatch also adds that three of the revolutionary leaders in Russia have been arrested.

### WILL HAVE CONVOCACTION

St. Petersburg, April 25.—While giving an audience to the members of the nobility of Kastrons at Tsarkoie, the Czar of Russia said: "My will regarding the convocation of representatives of the people is unshakable, and the minister of internal affairs is making every effort for its speedy realization." This message is evidently intended to quiet the fears of the people that promised the Czar's rescript would not be unfilled.

### JAPANESE FLEET SIGHTED

Salgon, April 25.—Advices just received from Kamranh bay say that twenty Japanese war ships passed the bay on the evening of April 23, between the hours of eight and nine o'clock.

### RAILROAD IN OPERATION

Fushan, Korea, April 25.—The first train from Liao Yang, since the retreat of the Russians from that place, reached Mukden yesterday. Regular trains will be run between Dainey and Mukden for a few days. Large quantities of supplies are being sent to Tie Pass from New Chawing in junks up the Liao river.

### TOGO'S FLEET OFF KOREA

Chifu April 25.—It is reported today from Korea that Admiral Togo, with a major part of his fleet, was at Tsardus bay, near Fushan, Korea, on April twentieth.

## WOMAN REVEALS TRUSTS

[By Scripps News Association]

Chicago April 25—A fourteen year old boy and several men in the mail departments for the packing houses were examined before the Federal Grand Jury today in search of incriminating testimony against the beef trust. It is reported that Mrs Mary E Marcey, the former stenographer of a Kansas City packing house, has also testified. It is said that the woman, who is a socialist writer, obtained her position with the packing company in order to secure material to advance her theories, and that the papers and evidence she has secured are of great value to the prosecution.

### Anti-Japanese Move

[By Scripps News Association]  
Monterey April 25—The second day's session of the Grand Parlor of the K S G W which commenced this morning, was electrified by the presentation of radical anti-Japanese resolutions by the Grand Treasurer, Mc Dougald of San Francisco. However it was voted down as a political measure. Redding, Chicago and Ventura are working for the next session of the Grand Parlor. Ventura is enthusiastic and has the best chances. The fight on the Grand Trustees has not yet crystallized.

### Leaves For Europe

[By Scripps News Association]  
Salt Lake Utah April 25—Former Senator, Frank J Cannon, left for Europe today, severing his connection as editor of the Salt Lake Tribune and abandoning a strenuous campaign against the Mormon Church.

## THOUSANDS CROWD MILWAUKEE BANKS

[By Scripps News Association]  
Milwaukee Wis April 25—Despite the assurances of business men and strong financiers that all the depositors of the First National Bank would be paid dollar for dollar, an immense crowd of people began to gather in front of the bank at an early hour this morning. At eight thirty, a long line was formed and kept in order by a heavy body of police. The crowd showed evidence of being panic stricken.

### NO DISORDER DISPLAYED

There was no disorder displayed by the crowds aside from the ordinary pushing and shoving. Both the First National Bank and the Milwaukee Trust Company opened at nine o'clock and began paying every demand. Thomas Spence, a well known real estate man, escorted by ten policemen, pushed through the crowd and deposited fifty thousand dollars. The crowd cheered him, but the line did not diminish. Bigelow admits a deficit of one million dollars of the bank funds.

### RUN ON TRUST COMPANY

The crowd of people had waited long before the opening of the bank of the Milwaukee Trust Company, despite the statements of the concern that it was not involved in the financial troubles of the First National Bank or of president Bigelow. President Bigelow was one of the directors of the trust company, but was removed as soon as his defalcation became known. By nine forty-five this morning, the crush of people at the First National Bank had reached the aggregate of five thousand.

### WANTS BAIL INCREASED

O E Bosworth, a National bank examiner, and his assistant, F L Klein, arrived here at noon today and began an examination of the affairs of the First National Bank. It is reported that district attorney McGovern has demanded that the bail bond of ex president Bigelow be increased, and that twenty five thousand dollars is not sufficient. The report that cashier Goll had been arrested in Chicago has not been confirmed.

### QUIET PREVAILS

(2 p m)—Toward noon the crowds around the bank began to thin out, and it is now believed that the worst of the run is over. The enforcement of the notice rule did not cause any trouble, and the people are taking the announcement calmly and dispersing quietly.

### WILL MEET ALL DEMANDS

(Later)—Nearly a hundred policemen are trying to preserve order in the crowds surging around the banks, but the work is difficult. The directors of the First National Bank had a meeting this morning and issued a statement that they would meet every demand. No other local banks are as yet affected. Bigelow is said to be in good spirits today.

### HAVE PLENTY OF MONEY

(Later)—The Clearing House Association has declared that the First National Bank is perfectly safe and that it is paying all demands. Director Beggs, of the First National Bank and the Milwaukee Trust Company, says that the thirty day withdrawal notice may be enforced by the trust company. A million dollars from Chicago banks and the same amount from the local banks poured into the coffers of the First National today. Bigelow did not appear in the bank today, but remained at home. He will probably appear before the Federal Grand Jury on May 19th. It is reported that cashier Goll has been arrested in Chicago. The First National Bank has already announced that it will enforce the thirty days notice rule in the savings department.

## FIERCE ARABIAN BATTLE

[By Scripps News Association]

Arden, Arabia, April 25.—A relief force under Risen Fasha, consisting of six thousand men, has been defeated by the insurgents. Only a thousand reached Saman, where they fled after they had been routed. The insurgents only captured seven guns and two hundred camels, laden with supplies and ammunition. Further reinforcements have been dispatched to Saman, which is closely invested by the Arabs.

### An Early Season

[By Scripps News Association]  
Seattle April 25—A dispatch from Nome this morning states that all the ice is out of Kehrung Sea, and the season is open fully a month earlier than usual. The steamship companies here are "jumping sideways" at the news, and will try to dispatch the first vessels two weeks earlier than they expected. The first seamen are not scheduled to sail before the middle of May.

### Defense Opens

[By Scripps News Association]  
Sacramento, Cal., April 25.—The defense in the Bankers case opened this morning. The witnesses thus far are all Bakersfield people, who swear that detective Hartling is unworthy of belief.

## STORM ABATING IN NEW MEXICO

[By Scripps News Association]

Gallup, N M April 25.—The storm of the past few days is now breaking and the prospects of lifting the blockade which has held up all the traffic on the Santa Fe service, is much improved. Hundreds of men are repairing the washed out tracks at Blue Water. Temporary tracks have been built around the wreck near Crookton fifty miles west of here. All the east bound trains which have been held up arrived here today, and all the West bound trains are stalled at Albuquerque on account of the washout at Blue Water.

## BROKERAGE FIRM DISSOLVES

Chicago April 25.—The Chicago brokerage firm of Tracy & Co., of which Gordon Bigelow, son of the president of the First National bank of Milwaukee, was one of the members who dissolved partnership yesterday.

## PRICE OF OIL IS CUT

[By Scripps News Association]

Lima, Ohio, April 25.—The Standard Oil Company today cut the price of crude oil four cents per barrel for the West, two cents for the eastern field of Ohio, and Indiana is cut one cent. This brings the Kansas oil down to fifty seven, just one half the price paid before the anti-Standard agitation began in Kansas.

### May Accept Rebates

[By Scripps News Association]

Washington April 25.—Attorney General Moody has decided that the Government may accept rebates from the transportation companies' lines, thus reversing the decision of the comptroller of currency. The rebates were secured from certain Western railroads engaged in transporting material for contracts on Government works.

## TESTIMONY IN THE PATTERSON CASE

[By Scripps News Association]

New York April 25.—As a result of rescinding the order excluding women from the court room, many women and girls were present this morning at the Patterson trial. Walter Norris, desk sergeant of the Leonard street section, was the first witness. He identified the revolver secured when Naa Patterson was brought to the police station. Captain Sweeney told of the conversation with the prisoner after her arrest.

Dr Weston, the coroner's physician, sat beside attorney Levy during the medical testimony of Dr Higgins. Higgins described the course of the bullet that killed Caesar Young, using the skeleton which figured in the former trial. The objection of the defense to the skeleton was overruled. Miss Patterson seemed unmoved. Several other witnesses were heard today.

The La Grande Iron Works is so rushed with orders that Mr Fitzgerald is now in search of three additional machinists.

## LADIES' SUIT SALE AT LIBERAL PRICE REDUCTIONS THIS WEEK



For this week we place on special sale our entire line of Ladies' Silk Shirt Waist Suits, Sicilian Shirt Waist Suits and Ladies' Tailored Suits, at sweeping price reductions. ANY SUIT YOU MAY SELECT AT SPECIALLY REDUCED PRICES. This in connection with the fact that we absolutely guarantee our suits the best value in Eastern Oregon at popular prices make this the greatest suit buying opportunity ever offered at the opening of the season. EVERY SUIT AT REDUCED PRICES.

### LADIES' HATS

We sold more hats during Easter week than any week in the history of our millinery department. We mention this fact merely to show you that, THE INCOMPARABLE VALUES and ABSOLUTELY RELIABILITY OF OUR MILLINERY department is becoming better known and appreciated. AUTHENTIC HATS FROM RELIABLE MAKERS HERE AT SAVING PRICES

NEW SILK COATS IN THE LATEST METROPOLIN STYLES

### MEN'S SUITS

Individuality, style, perfect fit and workmanship are only a few of the characteristics of The Kirschbaum guaranteed clothing now ready for your inspection.

Suits, \$ 8.50 to \$20.00  
Top Coats 12.50 to 18.00

**The Pair**  
THE PLACE TO SAVE MONEY



## Keeps the Chaps Away

It is the little things of life that annoy us. "We can dodge an elephant, but not a fly" says some philosopher. You can't very well avoid annoyance from chapped and roughened skin these days unless you rely on

### Cu Lem Cream

It relieves at once and heals in a few hours. If we knew of anything better we would recommend it. Customers say there couldn't be anything better.

Price 25 cents

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