THE MORNING OREGONIAN, THURSDAY, SEPTEMBER 23, 1902.



Relatives and Friends of Two Youthfal Pauilists Surround Them-Eye-Witness Tells Story of Duel Which Cost Carlson's Life.

Just when it looked as if a second special venire would have to be issued, the two last members of the jury which will determine the fate of George W. orty") Baldwin, his father, William win, and his uncle, Frank ("Seven-Baldwin, and his uncle, Frank ("Seven-ty") Baldwin, charged with manslaughter, were accepted by both the state and the defense at 3:30 o'clock yesterday after-noon. A concession by the state assisted in completion of the jury, and within half an hour after that body had been sworn the opening statements had been made and the taking of testimony be-gun. Only two witnesses were examined, the father of Frank Carlson, who was builde in the fist fight with George Bald-Baldwin, killed in the fist fight with George Bald-win, and Ford Hamilton, a particular friend and schoolmate of the participants in the contest, and also a witness of the earlier stages of the match. When their evidence had been given the court took a recess until 9:30 this morning, and allowed the jury to separate after the us-ual admonition about discussion of the case had been given.

Source of Delny Avolded.

When the case was called by Judge George at the morning session the court-George at the morning session the court-room was well crowded with spectators, relatives of Carlson and Baldwin and witnesses. District Attorney Chamber-lain and his deputy, Mr. Manning, ap-peared for the state, and immediately be-hind them sat Jonas Carlson, the father of the dead boy. W. T. Vaughn repre-sented the defense. On his right sat George Baldwin and on his left William Baldwin. The mother of the one and Baldwin, The mother of the one and wife of the other occupied a chair with-in the bur, and "Seventy" Baldwin was seated a little distance away. More than half the jury was secured before noon. Of the 14 talesmen examined, seven were accepted. They were D. M. Averill, John Landigan, F. M. Sutford, J. Win-ters, Hans Larsen, F. W. Orth and E. B. Madden. The seven excused were G. H. Thomas, Philo Holbrook, B. Z. Holmes, E. House, N. Darling, A. Rasmussen and W. Schmale. A recess until 2 o'clock was

then taken. When the afternoon session was opened the seven jurors and the five talesmen who had been summoned by special venire took their seats. The elder Baldwins entered, and neither one showed the least emotion. George Baldwin, his face flushed with anxiety, followed, and he figuratively dropped into the seat reserved for him by the side of his attorney. His Rough Rider hat, pinched to a peak, he nervously held in his hand for a second, and then with a giance at his father and mother he tossed it under the table. He seemed to feel his position deeply, and during the afternoon he seldom moved or spoke except to look at his mother or to answer questions by his attorney.

Baldwin Avoids Observation.

Even in leaving the courtroom during a receas, he did not lift his eyes from the floor nor cast a glance at the spec-tators, many of whom were friends. He was apparently oblivious of the presence of the two girls, Josephine Smith and Ida Fiedler, over whom the trouble originated, and although they were seated in one of the most conspicuous benches in the courtroom, and one which the prisoner's eyes first meet when he

was accepted by both sides, and that com-pleted the jury, which was impanelled at 3:30 o'clock. Two Versions of Fight. After a recess of five minutes the open-ing argument for the state was made by Deputy District Attorney Manning, who spoke less than 10 minutes. His speech in brief was that Frank Carlson was in company with two girls on Sat-urday, July 19, and that George Bald-win struck him and knocked him down. Subsequently Carlson and his brocket aim down. Subsequently Carlson and his brocket are William Baldwin, who, in the course of a conversation, offered to bet \$25 that Frank could not whip his son, but as he had only fi with him he offered that as a wager. The fight took place the follow-

before he had got fairly started the Dis-

thet Attorney withdrew his exception and accepted the juror. Mr. Miller was opposed to but not preju-diced against prizefighting, would not be influenced by the youth of the principal.

a wager. The light in the North Pacific mill yards, and resulted in Carlson's death. The state would prove that Carl-son's brothers had tried to separate the men, but they were pulled off by Bald-win's father, who almost tore their olethes of and table (Backet) to the clothes off, and told "Bhorty" to "slug him." This and more, he said, would be proved by the state's witnesses.

Mr. Vaughn occupied 15 minutes, and he distributed his remarks impartially between the jury, the defendants and the audience. He said that after the first fight Baldwin was willing to shake hands, but he was hounded by the Carlsons un-til he had sitter to stress to a mactine

Jonas Carlson's Evidence.

Immediately after Mr. Vaughn con-cluded, the state called its first witness, Jonas Carlson, of Montavilla, the father of the dead boy. He said he saw Frank's body when it was received at his home the Tuesday after the duel. Frank was not quite 20 years old. On cross-ex-amination he said Frank had been working in the city, and he had not seen him for two weeks before the fight. At that time he had come home with a bas-ket of cherries, and the family had had a plensant time. Frank was never quar-

Ford Hamilton, 21 years old, of 921 Sa-vier street, a schoolmate and a partic-ular friend of George Baldwin and Frank Carlson, was the first witness of the fistic duel that the state called. On his way home one night before the fight he saw Carlson and William Baldwin talking on the corner of Twenty-fourth and Savier streets. As he was passing by the father drew away, but the winess said he heard him say: "Til have "Shorty" down there." "All right," said Carlson, "Til see him there." That was all of the conversation he heard. He had been told that a bet of H had been made, but he new rothing of it not fid he then heard knew nothing of it, nor did he then know the location of the place referred to. He stiended the fight, which took place in Nicolal street, near the North Pacific mill. There was a crowd there, and first all went to a sawdust plie. The spot was not suitable, and so they re-turned to Nicolal street, where they found a level place. All five of the Carlsons were there, and so were William and "Soventy" Baldwin. Everybody had a hand in the arrangements, and no pacticular person had charge. Fred Baldwin, George's brother, asked what sort of a fight they were to have, and Frank Carl-son said "a fair fist fight." "No," said Fred, "we'll start with a rough and tumble and finish with the

fists.

Description of the Fight.

In the mix-up Baldwin threw Carlson down, and the crowd yelled "punch him." William Baldwin interfered, and then Carlson rolled George over, and the father again interfered, pulling Carlson off. The crowd rushed in then, and the witness crowd runned in then, and the witness could not see what happened afterward until the two stood up for the fist fight. "Shorty" hit Carlson on the nose, and that member began to bleed. The witness then stepped to the rear. He heard Fred Baldwin say, "Shorty' has the best of it, hasn't he?" and Oliver Carlson reply, "Tes, I believe he has," He saw the father once in a while during the fight. After Carlson hads fallen the last time the prisoner's cycs first meet when he leaves the bar, they might as well have been in the cupola, so far as appear-ances went. When by the side of his attorney, he raised his eyes to the jury-bor only when a talearman was heling of the constant of the crowd went home. attorney, he raised his eyes to the jury-box only when a taleaman was being ex-amined, and when that duty was com-pleted he lowered them to the table until questioning of the next candidate was begun. The interrogations that seemed to have the only interest for him were those relating to the sentiments of the taleamen as to prizefighting and sympathy for the youth of the principal in a fatal contest, and from the first, F. Gilbert, to the last, W. J. Miller, he was all at-tanting in order to avoid the fight, nor George tention. Mr. Gilbert was the first of a long row that had to answer questions on these points. He had expressed sympathy for the defendant, and there was a probabil-influence his verdict. The court took him at his word and excused him. W. Taylor was excused by Mr. Vanghn, and James Shaughnessy passed a satisfactory ex-summoned were W. S. Failing. Charles struck five minutes after the fight had begun, and the blood sickened the witness and he retired. On redirect exam-ination, he said the fight lasted from 20 to 80 minutes.

Vore, and, on making some inquiries, as-certained that he could build the house for \$1500 less than Silverfield said it would cost. Meler then ended all negotiations concerning the house, because he considered Silverfield had misrepresented the price in order that he might consistently ask a high rent for the place. Silverfield denied this, or that a house as good as he proposed to build could be erected for less than the sum he had mentioned. • Meler, thinking the plans represented many of his own ideas, retained the blue print copies, and testified also that Vore

WILLIAM BALDWIN, ON TRIAL FOR MANSLAUGHTER.

-Drawn from life by Harry Murphy.

in its printed pamphlets as the Oregon rested and brought back to Portland a few days ago.

ment is good, and that there is no reason why it should be set, aside, or its satisfac tion in any manner interfered with.

DOWN TO DWELL WITH SATAN.

Where Mrs. Coles Says Her Husband Threatened to Send Her.

Majorie Coles has sued James W. Coles for a divorce, and asks the court to enjoin him from selling his property until the case is disposed of. Coles is a car-penter. He owns a dwelling-house at Montavilla, valued at \$2000, and property in the East, which the plaintiff says is worth \$5000.

Mrs. Coles, in her complaint, alleges that they were married at Bridgeport, Conn. in 150. She charges her husband with having treated her in recent years in such a cruel manner as to make it impossible (cr her to live with him longer. Informations were filed by the United States District Attorney yesterday against James Barkley, William Smith, J. N. Smith and John R. Franklin for selling whisky to Indians. All the ac-She avers that in April, 1900, he cut her wrist and struck her in the face with his cused are from Umatilla County, fist; also that in November, 1901, he threat-

were recently arraigned before and com-mitted by the Commissioner at Pendle-

STRATTON WILL CONTEST

ION DECIDES TO BATTLE FOR HIS FATHER'S MILLIONS.

Will Allege Parent Was Incompetent Mentally-His Lawyers Will Get \$1,000,000 if They Win.

DENVER, Colo., Sept. 24.-Harry Strat-ton, of Pasadena, Cal., after a conference today in this city between his attorneys, Judge A. T. Gunnell, of Colorado Springs, and Wolcott & Valle, decided to contest the will of his father, Winfield S. Strat-ton, leaving the bulk of his center out ton, leaving the bulk of his estate, esti-mated to be worth \$19,000,000 to \$12,000,000, for the establishment of a home for poor when the application for probate in made at Colorado Springs. the contest will be instituted. It is un-derstood that, aside from the allegations that the will is void on the ground of multic multic and its relations public policy and its visionary provisions, it will also be averred that W. S. Strat-ton was mentally incompetent to dispose ton was mentally incompetent to dispose of his property. It is said that Wolcott & Valle will receive \$1,000,000 as their fee if they succeed in breaking the will. Young Mr. Stratton would not consent to begin suit until he was assured by his attorneys that the clause in the will providing for the forfielt of his because providing for the forfeit of his bequest of \$50,000, if he should make a contest,

was void. Judge A. T. Gunnell, young Mr. Strat-ton's attorney, made the following state-ment for publication this afternoon: "We have practically decided to make the contest. But Mr. Stratton will not

seek to disturb any bequest except that providing for the Stratton Home. He will make the contest at the risk of losing the \$50,000 to which he is entitled under the will. No one has assured him that if he makes the contest he will not "Mr. Stratton feels hurt by the pro

vision in the will which gives all his father's diamonds, books and various other personal effects to a nephew. He He Interprets that as a reflection upon him. That portion of the will grieved young Mr. Stratton very much, and we think it shows conclusively that there was a disinclination on the part of the late Mr. Stratton to do justice to his own flesh and blood.'

ROYAL VISITOR'S MISSION

Crown Prince of Slam Will Study American Conditions,

WASHINGTON, Sept. 24 .- The Slamest

Minister, Mr. Phyla Akaharaj Varadhara, accompanied by Edward H. Loftus, secretary of legation, conferred with Third Assistant Secretary of State Pierce today respecting the forthcoming viait to the United States of Chowfa Maha Vajarhavudh, Crown Prince of Slam. The visit will be semi-official in character. The Crown Prince does not wish to be burdened with a full official reception, which would divert him from more serious purposes of his trip, but he does wish to have sufficient official recognition to in-sure comfort in his movements and opportunities to meet persons who may as-sist him in his mission, which is to study our industrial systems. The royal visitor wianes about six weeks for this purpose. in that time traversing the country from New York to San Francisco, at which point he will take ship for home. He will smil for New York October 10, and will be presented to President Roosevelt

at the first suitable opportunity

Not Injured in Fight With Grizzly. BUTTE, Mont. Sept. 24.-Reports sent out from the Yellowstone National Park to the effect that S. Osgood Pell, a prom-inent New Yorker, had been injured in an encounter with a large grizzly bear, while

unting in the Rocky Mountains south of the park, are untrue, so far as to fils being injured, although he had a narrow escape. Mr. Pell wounded the bear when

"A GORDON Hat (soft or stiff) by any other name-would be as good."-

True. But-

Nine-tenths of the satisfaction of having a good thing comes of knowing that it's good.

The tenth tenth is the ability to get another like it.

So look for the GORDON trade mark.

started to attack him, but six shots from his rifle finished the brute. Mr. Pell's horse was nearly killed by the bear before it was dispatched. Mr. Pell and party were in Livingston last night their way home.

BEEF TRUST GIVEN UP.

Packers Are Alarmed by Speeches of President Roosevelt.

CHICAGO, Sept. 24.-The combination of the great packing-houses of the coun-try, which has been under consideration and in process of actual formation for the past six months, has been abandoned at least for the present, says the Tribune. The decision not to complete the combina-tion is due in a large degree to the atti-tude of the National Administration toward trusts, as outlined by President Roosevelt in his recent speeches, and to the possibility that, in the event of a consolidation. Congress might remove the tariff on cattle. It was learned last night that a final

meeting of the heads of the firms known as the Big Four packing-houses in Chi-cago had been held, at which it was agreed to end all negotiations at once. This was followed by an order issued from the offices of Swift & Co. that the firm's employes should immediately dis-continue the inventory of property and stock, which had been ordered started for the purpose of tabulating a report of the financial standing of the company, which was to have been used as a basis for the division of shares in the combin

Rare Manuscripts for Princeton. PRINCETON, N. J., Sept. 24.-The Unt-ersity library has been enriched by a ollection of rare manuscripts owned formerly by Rev. Dr. Samuel Miller, the celebrated minister, and Miss λ , S. Hunt, of Washington, D. C. These include the oration on the death of Washington, by oration on the death of Washington, by General Henry Lee ("Light Horse Harry"), in which occurs originally the phrase "First in war; first in peace; first in the hearts of his countrymen."

Pure White Whale Captured.

NEW BEDFORD, Mass., Sept. 24.-The shaling bark Platina, of this port, reports the capture, near Barbadoes, of a ire white whale, which made 100 barrels

"I want some

more."

For any case of nervousness, sleepless-ness, weak stomach, indigestion, dyspep-sia, relief is sure in Carier's Little Liver Pills.

What Was Lawyer's Work Worth? The trial of the suit of James Mannery against Charles E. Runyon, to recover \$140 expenses of a big timber land deal in Columbia County, was continued be-fore Judge Frazer yesterday, and will be concluded today. The time yesterday was principally taken up in examining inwers as witnesses to ascertain what lawyers as witnesses to ascertain what certain services performed by Ralph R.

Duniway, attorney for Mannery, are buniway, attorney for Mannery, are worth. Mr. Duniway claims \$100, and Runyon thinks about \$15 is enough. At-torneys who testified included H. M. Cake, J. V. Beach, H. K. Sargent and H. R. Nicholas. H. B. Nicholas.

ened to drown her, saying he had been planning for a long time to get rid of her.

manager. The attorney thinks his judg-SILVERFIELD SUES MEIER FOR HIS

Dispute About Plans for House That

A suit of S. Silverfield, the furrier, agninst Julius L. Meler, to recover a set of blue prints of architectural plans was heard by Judge Cleland yesterday, and proved to be full of interest. The testimony disclosed that last Spring Silverfield contracted to erect a dwelling-house, which Meler was to occupy as tenant,

and was a piece of spitework on the part of Silverfield, who dragged Meier into court for nc other reason. Counsel said

Was Granted by Inadvertence.

by Silverfield to prepare the plans and spe-

TEMPEST IN A TEAPOT

BLUE PRINTS.

Was Never Built Ends in Costly Wrangle Between Merchants.

G. H. Vore, an architect, was engaged

was excused by Mr. Vaugnn, and James Shaughnessy passed a satisfactory ex-amination and was accepted. The next summoded were W. S. Failing, Charles Urfer, S. Chase and R. C. Prince, Mr. Prince was accepted, while Mr. Chase was excused by the District Attorney. Mr. Failing had a strong prejudice against prizefighting, or any lights by agreement. He was perfectly willing to fight when occasion demanded such an act, but he would prosecute anybody and everybody who engaged in a prearranged con-test. The defense challenged him, and in abswer to a question by Mr. Chamberlain, he said that a man who caused death was responsible for the crime, whether the act was committed in a prizefight or a preliminary. The chal-lenge was sustained by the court.

One Man Has an Opinion.

Mr. Urfer has seven sons, whose ages range from 9 to 25 years, but he said that fact would not influence his verdict so far as the youth of Young Baldwin was concerned. He was prepared to try the case on its merits, and he was accepted. The panel lacked two of completion and two of the special venire remained. They were H. L. Stephenson and W. J. Miller, Mr. Stephenson nearly enused the is-suance of another special venire. In re-ply to Mr. Vaughn's first question as to whether he had read the concurrence whether he had read the newspaper ac-counts of the fight, he said he had, and he added, "I thought from what I read that it was an accidental affair." Ar-Afthat it was an accidental affair." Af-ter a few more minor questions he was accepted by the defense. Interrogated by Mr. Chamberlain, he said he had formed the opinion when he read the articles. He thought the parents as well as the boys were to blame for permitting the appointment for the fight, but the youth of George Baldwin would have no ef-fect upon his verdict. As he had formed the opinion he was excused by the Dis-trict Attorney, but as the state had al-ready exhausted its peremptory chal-lenges, he was called back to the chair and the examination was resumed. Asked if the opinion would lurk in his mind during the trial he shift it exectly be the during the trial, he said it possibly might, but that it might be changed by the evince. His opinion was positive, and at dence. His opinion was positive, and at the present time it would take a great deal of evidence to change it. He was then submitted to the court. "If it was an accident, do you think the defendant would be guilty of a crime?" asked Judge George. "That would depend upon circum-stances."

stances. 'Is your opinion so fixed that you can-

not diaregard it?"

"It will remain as it is until I get evi-dence to change it." "The juror." said the court, "inadvertently expressed the opinion which he had formed. When asked whether he had not formed, when asked whether he had formed an opinion he should simply have answered yes or no. Instead he volun-teered an opinion, and by his apswer he virtually passed upon the case before its trial. The exception is allowed." Mr. Vaughn obtained permission to ask another question about the opinion, but

made him a present of them. Meler stated that his having copies of the plans did not injure Vore or Silverfield, for the rea-When Hamilton concluded a recess unwhen riamiton concluded a recess un-til 5:30 A. M. today was taken. The jurors were permitted to separate, but were admonished not to converse about the case with anybody or discuss it among themselves. Any person who might atson that they have the originals. When Meler declined to surrender the blue prints Silverfield sued him to recover them R. C. Citron, aftorney for Silverfield, argued that Silverfield employed Vore and tempt to engage them in conversationy knowing that they were jurons, must be reported to the court. Meler had no right to a copy of the plans, and they wanted their property back.

The state will have 19 and the defense 16 witnesses, and District Attorney Chamberlain thinks the trial will con-Vore testified that he gave Meier the blue prints, but was loth to admit that he told him to keep them. Attorney George W. Joseph, for Meter, argued that the case was a frivolous one. tinue two or three days.

MIDWAY FOR '04 FAIR. Engineer Stakes Out Grounds for

the St. Louis Attraction.

the blue prints were not worth anything, and the architect could print as many ST. LOUIS, Sept. 24.-The amusement boulevard of the Louisiana Purchase Excopies as he wished from the originals It was a case of a tempest in a teapot. position, corresponding with the famous Midway Plaisance at the Chicago World's Fair, along which will be placed most of the concessions, was located and staked out today by Chief Engineer Rich-ard H. Philips, Director of Works Taylor and Director of Concessions Grave. The Mr. Citron, in response, said the value of the property cut no figure. It belonged to the plaintiff and he wanted it. Judge Cleland took the matter under advisem MOVES TO SET ASIDE JUDGMENT. and Director of Concessions Gregg. The lines run from a point near the northwest corner of the site between the location of the transportation building and Skinker road and the location of the machinery building on the same thoroughfare, run-ning parallel with Skinker road until after Building Loan Association Claims It The motion to set aside the service of ummens and to set aside the judgment in the suit of Fred Fritz against the Wash-ington National Building & Loan Associalit has accended the slope of the wooded plateau. On the summit of the plateau the boulevard will spread out in fanshape tion, set for hearing today in the State Circuit Court, was continued by Judge Sears yesterday, by request of counsel, until Cctober 7. At that time W. R. Pet-ers, an attorney, of Scattle, who desires as it takes a trend toward the southeast until it ends somewhere in the rear of the southwest corner of the fine arts palace. Larger concessions, like the City of Jerusalem, will be located on the exten-sive area west of Skinker road.

Frederick Wellington Ruckstuhl has been appointed chief sculptor of the World's Fair. He will have active/direction of the modeling of all sculptural ef-fects at the exposition. Mr. Ruckstuhl is a sculptor of distinction. He is descended from the French Huguenots, and came with his family to St. Louis when a child.

To Washington, D. C., \$15 85 Round Trip.

be issued against the property of the cor-poration in Portland to satisfy the judg-From Chicago via Pennsylvania Short Lines October 3, 4, 5 and 6. Return limit October 14, which can be extended to No-vember 3. Address F. N. Kollock, Passenger Agent, Portland, Or.

ment

G. A. R., ATTENTION.

The best and most comfortable route to Washington, D. C., is via the North-West-ern line, C., St. P., M. & O. Ry. For full information as to rates, etc., write or call on H. L. Bisler, general agent, 248 Alder street. Portland.

Mrs. Coles further asserts that Coles threatened her with a razor and an ax, and told her he would send send her down to dwell with Satan before long.

KEENAN SPRINGS SURPRISE.

Confesses Robbery of Cunningham After Others Escape Conviction. F. N. Keenan, jointiy indicted with James Hughes and Chester Harvey for larceny of \$5 from the person of William Cunningham, an old man, while the latter was intoxicated, created a surprise yes-

terday by standing up before Judge Cle land and entering a plea of guilty. He will be sentenced Friday. Hughes was tried and acquitted on Mon-day, and on Tuesday Harvey was tried

and the jury disagreed, but stood 10 in his favor, and two for conviction. Consider-

ing the result of these two trials an ac-knowledgment of guilt on the part of Keenan was entirely unlooked for. The robbery occurred on Second street, near Couch, and the perpetrators were

observed by Officers Gibson and Balley, who made the arrests. The men ran into a saloon, where the officers found them. on Monday.

It is stated by a person who alleges that he has been told the true facts in the case that the officers made a mistake in ar-resting Harvey and Hughes, and that others were concerned with Keenan in the ssion of the crime.

SUED IN WRONG COUNTY.

Ground on Which Mrs. Littler Contests Husband's Plea for Divorce. In the divorce suit of J. C. Littler

igainst Sarah J. Littler, Judge Sears yes terday denied the motion to quash service of summons. The motion was argued by Attorneys Hewitt and Sox, of Albany, ar was based on an affidavit that Littler re-cides in Linn County, and that Mrs. Lit-tler is in Sonoma, Cal., and that as neither party ilves here the court has no juris-It was contended that the suit must be

brought in the county in which one of the litigants lives, but Judge Sears held that in this case that is unnecessary. The attorneys appeared in behalf of the

defendant, who evidently desires to contest the case. The parties were married only a short time ago, and the divorce is asked on account of desertion.

OPPOSE BRICK PAVEMENT.

Twenty-third Property-Owners Will Remonstrate Against Plans.

The property-owners on Twenty-third to appear in the case, will be here. Fritz holds investment stock in the com-pany, which he alleges is worth \$1905, and street are circulating a petition remon-strating against the improvement of the

street, from Washington to Nicolai. They the company offered him only \$700 for it, contending that because of losses susobject to a brick pavement, but will be satisfied with macadam. Some prefer tained by the company during the duli times, the stock depreciated in value, and the company could not afford to pay any more. Frits sued to recover the full stone, laid in cement, as was recently used on Washington street, if the car company will fix the street between ifs tracks in a first-class manner. Other property-owners say a wooden block pavement is more. Fritz sued to recover the full amount of his investment, and after conslderable delay his attorney, William Reid, took judgment by default against the company, and caused an execution to

Admits Sending Improper Letter by Mail to Illinois Man.

Recently the attorneys for the Wash-ington National Building & Loan Com-pany asked to have the judgment re-opened, saying that it had been entered through inadvertence. The corporation In the United States District Court yesterday G. R. Sacket pleaded guilty to a charge of having sent obscene matter through the mail, and he will probably also filed an affidavit attacking the service of summons on J. H. Hawley as its Orebe sentenced today. Sackett, when a resident of Ontario, Or., in March, 1900, malled an obscene letter to John Newell, gon manager, asserting that he does not hold such a position. Attorney Reid has filed counter-affdavits showing that Haw-ley has defended numerous suits here for the company in the past, and is described

Will of Carsten Hansen

For Selling Liquor to Indians.

and

The will of Carsten Hansen, deceased, was admitted to probate in the County Court yesterday. The estate consists of real property valued at \$5000, which is devised to the wife, Ellise Hansen, who is named as executrix without bonds. There is a residence at Mount Tabor and a farm at Bethany. To the children, Adolph Mary and Anna, \$1 each is devised.

Court Notes.

Samuel A. Dorrance was appointed in the County Court yesterday guardian of Sarah J. Dorrance, insand

Kahn Bros. yesterday filed an attachment suit against B. Raffaelo, common known as R. Bonofiglio, to recover \$163.

C. H. Williamson, indicted for passing a forged check, pleaded not guilty when arraigned before Judge Sears yesterday. The trial will be held soon.

Judge Webster leaves Friday night for Green River, Wash., where his wife has been staying for several weeks for the benefit of her health. He will be back

A petition in bankruptcy was filed in the United States District Court yes-terday by J. E. Bond, a farmer of Eu-gene. His liabilities are placed at \$2399 76, and his assets, consisting of exempt property, at \$115.

PALMA FIES A PROTEST.

Objects to United States Removing Cuban War Records.

HAVANA, Sept. 24 .- One month age President Palma wrote a letter to Wash-880 ington asking that all the military rec-ords now in charge of Chief Clerk Stein-hart be kept in Cuba for at least one year, as they were absolutely necessary to conduct government business. Presi-dent Palma did not receive a satisfactory

reply to this request, and last week the War Department sent orders to its agents here to send immediately to Washington the records of the Auditor's office. Preparations are being made to comply with these orders. President Palma, however, strongly ob-

jects to the removal of the documents in question, and has protested to Washington in the matter. He says the Cuban Government is now paying all the ex-penses of keeping up the Auditor's office. and is willing to continue to do so, and that it is a matter of justice to allow the government to have easy access to the

New Cable Laws in Time of War;

BRUSSELS, Sept. 24.—The Congress of International Law, which is in session here, has adopted new resolutions re-specting the use of submarine cables in time of war.

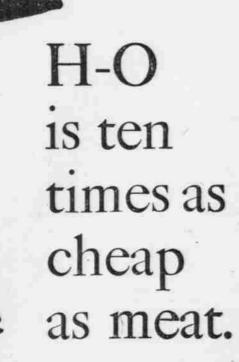
The first resolution declares that a sub-marine cable connecting two neutral territories is inviolable.

The second resolution says that cables onnecting beiligerents may be cut anywhere except in a territorial sea or in neutralized waters. The third resolution sets forth that a

cable connecting neutral territory with the territory of a belligerent must not be cut in a territorial or neutralized sea.

and in the open sea only within the lim-its of effective blockade. The fourth resolution says that the liberty given to a neutral state to transmit telegrams must not degenerate into dis-loyal and manifest assistance to a belligerent.

Merit wins and this is the reason for the unequalled popularity of Hood's Sarsa-





A piece of beef which costs twentyfive cents, translated into energythat is, into bone, blood, brawn and brain-will only yield 68 per cent. as compared with twenty-five cents' worth of H-O, which will yield 345 per cent. H-O is cheaper than meat, and better.



best. All desire the work done, but the majority oppose the use of bricks. SACKET PLEADS GUILTY.

records.