

Land-Fraud Case Assumes Lively Aspect.

marked Judge Pipes, rising, "I don't like to object, but the counsel is turning this case topsy-turvy. According to the usual course of procedure he should prove conspiracy first and then any overt act. So far not a word has been said tending to prove a conspiracy, or to connect the defendants with the crime."

TRIAL NOW IN FULL SWAY

There is an adage some place in the world that a lawyer's tongue is a fearful thing. When the trial of the land conspiracy case is a thing of the past it will no longer be an adage, but an axiom, for all promises pointed to a battle of lawyers, a war of words heated and hissing at times, a long array of objections and technical points with the possible revelations of the witnesses, all of which, though as yet indistinct in the distance.

Lawyers Have Verbal Battle Over Objections.

Mr. Greene was excused after having shown that he had charge of the papers now in testimony and that he had registered with the court on February 22, 1904.

BINGER HERMANN TESTIFIES

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Courtroom Is Crowded With Curious Spectators Who Enjoy Clash Between Attorneys and Follow Trial With Interest.

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Many Objections Made.

The early part of the session was a continuation of the case of Judge Pipes as compiled and memorized during the two previous days. It was of no particular interest except to Judge Pipes, who seemed to enjoy it. No one else apparently paid attention to Marie Ware read the Eugene Guard carefully, while Mrs. Watson looked over her shoulder at the advertisements and land notices. The advertisements and land notices. The advertisements and land notices.

Patents Submitted as Evidence.

On the ruling of the court the patents issued to Emma L. Porter, Harry G. Barr, Joseph Wilson, Frank H. Wolgamot, Maud Witt, Henry Young, Zenas K. Watson, Alexander B. Brown, Thomas W. Williams, George L. Pettus and George L. Pettus were submitted as evidence.

Judge Galloway on Stand.

When the court was called at 10 o'clock, Judge Williams Galloway, of McMinnville, was called to the stand. The judge testified that he was the receiver of the Oregon City land office from February, 1898, until July, 1902. It was the custom of the office for the receiver to take the final proofs, but that was simply a division of labor and not a law. The judge examined the papers submitted that day before as evidence, and testified that in some of them the handwriting was his, in others of the clerks in the office, while he had written the correspondence at the Washington office from March, 1897, until February 1, 1902.

Couldn't Identify Her.

"Can you identify this woman Porter who appeared before you as Mrs. Emma L. Watson, now in the courtroom?" questioned Mr. Hall.

Tells of Senator's Visit.

"The cases had been pending for some time," continued Mr. Hermann, "and Mr. Puter was anxious to have them considered. I informed Senator Mitchell all that I was very busy and had no time, but I referred him to Governor Richards, my assistant."

Battle of Words.

The first little pleasantries of counsel occurred about this time, when Mr. Coleman was asked if he could identify the signature of the law firm of Dudley & Michener as a Washington corporation.

Accused of Using Trap.

"I object," said Judge Pipes. "The counsel should have shown the last letter first if it was necessary to refresh the witness' memory, instead of using this trap." Mr. Heney turned quickly.

Inspector Greene Called.

Colonel A. R. Greene, of Portland, testified that he was a special inspector for the Interior Department, that he had been appointed in 1892, and had served for the last eight years continuously.

Art Rooms Open Today.

The rooms of the Art Association in the Library building will be open this afternoon from 2 to 4 o'clock with free admission. The photographs now exhibited are selected from the French Paintings of the 18th century. To this period belong the popular paintings of Madame Lebrun and Greuze, as well as the work of the far greater artist, Watteau, the poet of the 18th century, and of Chardin, who, like the better-known Greuze drew his subjects from humble life, but ranks far above him as an artist. The most important works of these and other painters of the time are represented in this collection of French art photographs.

Take Plea of Cure for Consumption for Coughs, Colds and Consumption, Etc.

here as at the hotel. We would like to spend the day in trial."



CITY ENGINEER ELLIOTT, WHOSE REMOVAL IS RECOMMENDED BY THE COUNCIL, AND COUNCILMAN ZIMMERMAN WHO BROUGHT IN THE REPORT OF THE SPECIAL INVESTIGATING COMMITTEE.

POWER TO AMEND

Authority of the Legislature Is Questioned.

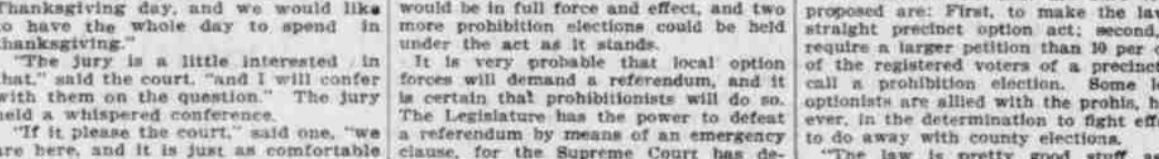
SUPREME COURT HAS DECIDED

Amendments to Local Option Law Can Be Made, and by Tacking on Emergency Clause Referendum Avoided.

Power of Legislature.

As to the power of the Legislature to amend or repeal any initiated law, the court said:

FLASHLIGHT PHOTOGRAPHS OF THE TANNER-CREEK SEWER



An iron rod, 3 1/2 feet long, was pushed by hand under the bottom of the wall, showing the bricks had no solid foundation. The examiners at work. The man holding the lantern is J. H. Cunningham. These photos were taken nearly 50 feet underground.

Legislature Will Favor Amendments.

From present appearances the ruling sentiment of the Legislature will favor amendments, but it is as yet extremely doubtful how the session will line up on the question of taking the ratification of the amendments out of the hands of the people who enacted the original law.

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the other, prohibs do not expect the league to be in a fit condition for business. The executive committee of the league had a meeting Tuesday night, but gave out that its deliberations were not yet ready to be announced to the public.

Dr. J. R. Wilson, president of the league in Oregon, has declared himself in favor of amendment, but prohibs contend that he is not backed up unanimously in his own camp. They declare that a very vigorous part of the league is dead set against changing the law in any particular.

"If the Legislature once begins to tamper with the act," say prohibs, "no body will be able to recognize it after the Legislature shall have finished. The people knew what they were doing when they voted for the measure. The law should at least have a fair trial."

Such was the sentiment of the prohibs committee which met last evening. L. H. Amos was there; also B. Lee Paget, H. W. Stone, J. P. Newell, T. S. McDaniell and A. E. Davis, the last named of whom took the place of F. McKencher. Prohibs threaten to bring up the issue of prohibition in the entire state if the Legislature "monkeys" with the law.

"We'll do it by means of the initiative," exclaimed one of the cold-water partisans yesterday. "We've got a good thing in that initiative and we're going to have a good time with it."

The committee last night discussed plans for fighting liquor people who are seeking to have the prohibition election in Yamhill and Coos Counties declared invalid. The action of the County Court of Gilliam in setting aside the election, the committee regarded as a high handed act and will take measures to chase the County Court into the woods.

CONTRACT TO BE LET.

Construction of Portage Road to Begin Soon.

The contract for the Portage road will be let by Monday at the latest, and work will commence on it in as short a time as is possible. The contract will be awarded to the lowest bidder, and will include the furnishing of all material and labor for the work.

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WOULD GO TO WAR

Oregon Militia Officers to Join Chinese Army.

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