

PATRICK RICE

Court of Appeals Affirms Sentence on Lawyer.

FOR MURDER OF HIS CLIENT

He Caused Valet to Kill Aged Millionaire and Therefore is Equally Guilty—Majority of One Decides the Case.

ALBANY, N. Y., June 9.—The Court of Appeals today, by a divided court, voting four to three, sustained the lower court in adjudging Albert T. Patrick, the New York lawyer, guilty of murder in the first degree, in causing the death of William Marsh Rice, an aged millionaire, formerly of Texas.

On April 1, 1902, Patrick was convicted on an indictment charging him with the murder of Rice by chloroform and mercury, administered to him during his sickness on September 22.

The case reached the Court of Appeals on March 14 of this year, when David R. Hill, who appeared for the appellant, based his argument for a reversal mainly on the contention that the condition of Rice's body, revealed by the postmortem examination, might have been caused by fluids used in embalming.

Patrick has succeeded in postponing the ultimate decision of the fate for over three years by a display of acumen and resourcefulness that has excited the wonder of the members of the bar and the public at large. The opinion of the court, written by Judge Gray, is exhaustive, reviewing the formidable record in every detail, and containing upwards of 35,000 words.

Theory of Prosecution. Judge Gray sets forth the theory of the people was that the theory of the prosecution had the voluntary confession of Jones that it was he who did it, induced and aided thereto by Patrick, but the defendant was a principal in the commission of the crime, under the law, if he aided and abetted it, whether present or absent, or if he directly or indirectly "counseled, commanded, induced or procured another to commit it." After a review of the evidence, the opinion continues:

Patrick Principal in Crime.

It was not claimed that Patrick personally committed the murder, for the prosecution had the voluntary confession of Jones that it was he who did it, induced and aided thereto by Patrick, but the defendant was a principal in the commission of the crime, under the law, if he aided and abetted it, whether present or absent, or if he directly or indirectly "counseled, commanded, induced or procured another to commit it." After a review of the evidence, the opinion continues:

Good Ground for Verdict.

The jury might well find upon the evidence that the death was not the result of natural causes and that it was due to some criminal agency. They could well conclude that the autopsy disclosed a natural cause for the death and that, in the light of the medical opinions, it could only be accounted for as having happened in the way testified to by Jones, that is, by chloroform poisoning administered while the victim was sleeping. The persons who assisted at the autopsy testified to peculiar conditions making a natural death incredible. It was for the jury to say whether the facts and their opinions, with that of the medical witnesses, satisfactorily accounted for a death by chloroform poisoning. The finding of mercury in the body of the deceased, as having given mercurial poison to the deceased to weaken his system.

JEWELS, LACE AND SABLES

PRICELESS WEDDING GIFTS FOR GUSTAVUS'S BRIDE.

British Society Turns Attention From Alfonso to Princess Margaret's Coming Marriage.

LONDON, June 9.—With the departure of King Alfonso, the interest in society begins to center on the coming wedding of Princess Gustavus Adolphus, eldest son of Crown Prince Gustave of Sweden and Norway, and Princess Margaret Victoria, daughter of the Duke of Connaught, to which unusual attention is drawn by the present crisis between Norway and Sweden. The wedding guests will begin to arrive next week.

Elaborate descriptions are published of the trousseau of the Princess Margaret and of the dresses of the bridesmaids, a view of which has been given to the members of the press. The four bridesmaids will be Princess Mary of Wales, Princess Patricia of Connaught, Princess Beatrice of Sax-Coburg and Gotha, and Princess Eugenie of Battenberg.

The wedding dress is a cloud of pure white Irish lace, posed over white satin and strewn with garlands of orange blossoms and myrtles. The corsage is cut on, and there is the regulation court train. This is an importation from Paris, but practically all the other dresses for the bride and bridesmaids are of English make or Irish material.

The Duke and Duchess of Connaught gave a garden party at Clarence House today for the display of the magnificent wedding gifts, which formed an amazing show of jewelry, especially rubies. Princess Margaret Victoria's favorite gem. The Duke and Duchess of Connaught gave their daughter a diamond tiara and a sable coat. King Edward and Queen Alexandra gave a magnificent tiara of rubies and diamonds, while a beautiful necklace of rubies and diamonds is the joint gift of the Princess and Princess of Wales. Princess Beatrice and the Duke of Fife, Princess Victoria and Prince and Princess of Denmark. The Khedive of Egypt sent a diamond tiara. The Duchess of Abercorn sent other Irish treasures, in behalf of the ladies of Ireland, called at Clarence House and presented to Princess Margaret Victoria a beautiful wedding lace and a veil of choice Irish manufacture. Prince and Princess of Sweden and Norway, on behalf of the Swedish and Norwegian residents of London, presented to the Princess a service of gold plate.

NORWAY'S GENTLE HINT TO KING OSCAR



THE BIG SICK STICK.

ENDS ALL STRIFE

(Continued From First Page.)

heads of the policy-holders and will estimate entirely the one-man power to which so much objection has been made.

Morton Chosen as Compromiser.

The selection of Mr. Morton, in the opinion of those who have followed events, is in the nature of a compromise and a victory for the Hyde faction. In any event, the outcome was seemingly a surprise to some of the members of the so-called Alexander forces.

ACQUITTED OF CONSPIRACY

Goldfield Bankers Cleared of Charge of Embezzlement Also.

GOLDFIELD, Nev., June 9.—The preliminary examination of J. B. Young, of the Goldfield Bank & Trust Company, and Francis L. Burton on the charge of conspiracy and obtaining money under false pretenses resulted today in their acquittal. Young was remanded in custody pending trial on the charge of embezzlement. Twenty-four thousand dollars' worth of Young's personal securities have been attached, and these, with other will, it is estimated, pay the creditors of the bank 50 per cent.

HYDE AND DIMOND ON BOND

To Appear for Trial in California Land-Fraud Cases.

SAN FRANCISCO, June 9.—Frederick P. Hyde and H. P. Dimond, ordered removed to the District of Columbia for trial by United States District Judge De Haven, today gave bonds in the sum of \$20,000 and \$10,000, respectively, for their appearance before the Supreme Court of the District of Washington on October 2.

WESTINGHOUSE ACCEPTS TOO

All Trustees Secured—Mutualization Assured by New Deal.

NEW YORK, June 9.—A letter has been sent Thomas F. Ryan by George Westinghouse, of Pittsburgh, according to membership on the board of trustees of the Equitable Life Assurance Society. Ryan Westinghouse, financial manager of the society, tendered his resignation as

HIS PLEA FOR PEACE

(Continued From First Page.)

and German Ambassadors. They feared that unwise counsel in the Caar's domain might prevail. Finally, it is said, when the Caar expressed a desire to treat along the lines which he was given to understand Japan has laid down, the President's application was drafted and immediately dispatched. It is understood that the French Ambassador conveyed yesterday morning to the President Russia's willingness to treat for peace.

REID AIDS IN NEGOTIATIONS

Russian Officials in London Expect an Armistice.

LONDON, June 9 (1:35 P. M.)—Much satisfaction is expressed in official and diplomatic circles here at the apparent success of President Roosevelt in bringing Russia and Japan together for the purpose of ending the war. Since his arrival here Whitehall field, the American Ambassador has been in close and frequent communication with the Foreign Office. The Ambassador is not willing at the present juncture to disclose the result of his weak end, but apparently he is well pleased with the progress of the negotiations, as, after a busy week socially and officially, the Ambassador and Mrs. and Miss Reid leave London tomorrow to spend the week end with Earl Egerton, of Tatton, and his wife, the Duchess of Buckingham and Chandos at Tatton Park, Knutsford, Cheshire.

ALFONSO'S VISIT ENDED

King Sees Firemen Drill, Monkeys Eat and Wonders of Windsor.

LONDON, June 9.—The ceremonies attendant upon the visit to London of King Alfonso of Spain ended tonight with a dinner at Marlborough House and a state ball at Buckingham Palace, which latter was the most brilliant function of the week's heavy programme. His Majesty spent the morning in witnessing a drill of the fire brigade, inspecting the pictures in the National Gallery and in seeing the Zoological Gardens, where he joined other royal visitors in feeding the monkeys with nuts and the elephants with biscuits.

LETTER FROM LOUBET TO CZAR

French President Will Indorse Arguments of Roosevelt.

PARIS, June 9.—(1:10 P. M.)—M. Bompard, the French Ambassador to Russia, returns to St. Petersburg tomorrow, after a lengthy conference with President Loubet at the Foreign Office, in which it is understood the peace situation was fully considered. This will place the Ambassador in a position to co-operate strongly in the pacific efforts of the United States, and it is intimated that he may carry an autograph letter from M. Loubet to Emperor Nicholas along lines similar to President Roosevelt's message.

Gram is Peacemaker.

SEATTLE, June 9.—In an attempt to bring about a peaceful settlement of the warfare now being waged on Puget Sound between the members of the International Longshoremen's Marine and Transport Association and the Sailors' Union of the Pacific, the American Federation of Labor has sent Charles H. Gram, president of the Oregon State Federation of Labor, to Seattle to act as mediator. Mr. Gram said he did not know just how long it would be before the committees from the opposing unions could get together, but that the mediator was anxious to bring an end to the controversy in the near future.

Tacoma Girl Shoots Herself.

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Clements a Defaulter.

ST. PAUL, June 9.—Thomas B. Clements, who was president of the defunct National Bank of Faribault, Minn., was today indicted by the United States grand jury on 20 counts, alleging embezzlement, misapplication of funds and the making of false entries. The amount covered in the indictment totals up to more than \$30,000, but according to the estimate of the receiver the total amount involved is nearly \$200,000.

THEY WILL AGREE

France and Germany Will Negotiate on Morocco.

POWERS WILL NOT CONFER

Germany Bases Claim on Most Favored Nation Clause of Madrid Treaty — France Says It Does Not Apply.

PARIS, June 9.—The return of Prince von Radolin, the German Ambassador to France, tonight is expected to be followed by a speedy conference with M. Rouvier with a view to ameliorating the Franco-German tension. The cabinet will not act on the German note until after Prince von Radolin and M. Rouvier have conferred together. The semi-official Temps urges that a direct agreement between France and Germany relative to Morocco can accomplish more than a conference of the powers.

KAISER'S CLAIM ON MOROCCO

Based on Madrid Treaty Which France Says Does Not Apply.

PARIS, June 9.—Germany's note to the powers proposing an international conference on the subject of Morocco is regarded in the highest quarters as revealing the gravity of the situation almost to the point of making it menacing. France has received a copy of the note, showing that Germany acted openly in appealing to the powers, notwithstanding the official statement from Berlin that Morocco invites the conference. The officials here interpret the German note as showing that Germany is the real upholder of the conference.

The text of the note shows that Germany relies mainly on article 17 of the Madrid treaty, signed July 3, 1880, which General Lucius Fairchild signed for the United States. Article 17 recites that Morocco recognizes the most-favored-nation status of the powers in the case of all the powers represented at the conference. The German note holds that this gives the powers equal rights to consider the affairs of Morocco.

The French answer is as follows: "Article 17 refers to the preceding articles, which deal solely with the protection of the lives and property of foreigners residing in Morocco. Therefore, article 17 gives the powers equal treatment concerning the protection of lives and property, but does not warrant the German claim that the powers agreed to exercise equal political control over Morocco."

It is desired that Washington and other capitals receiving the German note observe the limited application of article 17.

SULTAN CHANGES HIS TONE

Gives British Minister Cordial Welcome and Talks Business.

FEZ, Morocco, June 7.—Gerald A. Lowther, the British Minister to Morocco, had an hour's private audience of the Sultan today, and the political situation was fully thrashed out. The cordiality of the Sultan noticeably differed from his attitude in the official reception of the British Minister. It is still hoped here that an agreement will be reached directly between France and Germany, as otherwise a diplomatic struggle disadvantageous to all is foreseen.

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IN A WEEK We treat successfully all private nervous and chronic diseases of men, the blood, stomach, heart, liver, kidney and throat troubles. We cure SYPHILIS without mercury, many cured forever in 20 to 30 days. We remove STRICTURE, without operation or pain, in 14 days. We stop drains, the result of self-abuse, immediately. We cure the sexual vice of any man under 50 by means of local treatment peculiar to ourselves. We Cure Gonorrhoea in a Week. The doctors of this institute are all regular graduates, have had many years' experience, have been known in Portland for 15 years, have a reputation to maintain, and will undertake no case unless certain cure can be effected.

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Stricture, Varicocele, Nervous Debility, Blood Poison, Rectal, Kidney and Urinary Diseases. And all diseases and weaknesses due to inheritance, evil habits, excesses or the result of specific diseases. Write for Symptom Blank and Book If You Cannot Call. CONSULTATION AND EXAMINATION FREE. Office Hours: 8 A. M. to 8 P. M., Sundays, 10 to 12 only.

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Twenty Years of Success In the treatment of chronic diseases, such as liver, kidney and stomach disorders, constipation, diarrhoea, dropsical swellings, Bright's Disease, etc.

Kidney and Urinary Complaints, painful, difficult, too frequent, milky or frothy urine, unnatural discharges speedily cured. Diseases of the Rectum Such as piles, fissures, fissure, ulceration, mucous and bloody discharges, cured without the knife, pain or confinement.

Diseases of Men Blood poison, acute, chronic, unnatural losses, impotency thoroughly cured. No failure. Cure guaranteed. YOUNG MEN troubled with night emissions, dreams, exhausting drains, backaches, nervousness, etc., which deprive you of your manhood. UNFIT YOU FOR BUSINESS OR MARRIAGE. MIDDLE-AGED MEN, who from excesses and strains have lost their MANLY POWER.

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