

BENNETT'S REPLY IS MOST CAUSTIC

Counsel for Williamson Attacks Heney.

MPUGNS HIS MOTIVES

Stinging Remarks Made by Attorney for Defense.

QUERY AS TO BIG FISH

Asks Why Government's Prosecutor Does Not Go After Pillsbury and Millionaires Who Pillage the Nation.

"Heney says that Biggs is a lawyer, and a crooked one, and he does it to arouse in your minds that prejudice which many men hold against lawyers, but I maintain that it is a base thing for a man to arouse prejudice against a brother lawyer in this way. Mr. Biggs may not be a good lawyer. Perhaps that is the reason he is so honest, but there is an old saying that has come down to us from the knowledge of old days that it is a dirty bird which defouls its own nest." These remarks and other words were hurled at the jury and part of it at the United States Attorney yesterday during the argument of A. S. Bennett in closing the defense of Williamson, Gesner and Biggs before the Federal Court. The long days of the trial have gone, the first argument of the prosecution has been made, and A. S. Bennett, who has waited patiently under the flings of the Government attorney, has had his say. Men are sometimes held up to sarcasm, to ridicule and to verbal chastisement before their fellow men, but it is seldom that one sits under all punishments combined, as Mr. Heney did yesterday.

Day of the Defense.

It was the day of the defense, and the attorneys for the defendants made all out of the occasion to their power. Mr. Wilson took the first hour of the session with his closing remarks, and ended his address in a clear and earnest appeal for his clients. A. S. Bennett began at 10 o'clock and held the floor until 4 in the afternoon, when court was adjourned with him still unfinished. His address was one of the efforts of his long career, and ranged in expression from the half-audible, heart-to-heart conversation to the jury, to the fiery denunciation of the prosecution, to the methods, and of its attorney. He followed the evidence from first to last, picking flaws as he saw them and arguing that throughout the case of the Government ran a thread of corroboration which, when it was put together in one story, vindicated the defense and proved its contentions and its plea of innocence.

Scathing Terms for Heney.

In his argument, as the testimony moved the thought of the speaker, Mr. Bennett arraigned Mr. Heney in scathing terms, holding him up to ridicule before the jury, and at times verging close to personalities. He likened the prosecuting attorney to the wicked gossip who designs to attack with her tongue the reputation of a woman already stained by sin, but who gathers with her any reflection against the virtue, the chastity or the good name of a woman of known honor and good intention. In speaking of the allegation made by Mr. Heney that the defense had tampered with the witnesses for the Government, Judge Bennett said that it was an evil mind that found evil on every hand, and he likened the prosecution to an angel surrounded with his satellites who had come here to purge the world of crime—a great angel who could do no wrong, and who alone, with his creatures, was holy and just.

Places a New Construction.

Passing to the testimony of Pearl Vanderpool and the remarks made upon it by Mr. Heney in his argument, Judge Bennett placed a new construction upon the matter and threw ugly insinuations at the purity of the District Attorney's mind. He argued that Miss Vanderpool, a simple country girl, one of the few who had possessed the strength of character to remain openly true to her friendship for the defendants, had been cruelly and shamefully treated in the courtroom by Mr. Heney, who was a man without respect for age or innocence. He argued that when Mr. Heney had asked her in his examination whether or not she had visited Williamson at the hotel, a man who was old enough to be her father, and with whose children she had perhaps frolicked in her girlhood, the questioner had construed her admission to an evil purpose and had leered and grinned unbecomingly at her statement.

Bennett Is Sarcastic.

The speaker threw sarcasm into his speech in replying to the remarks of Mr. Heney, who had said that Russia was a land of usefulness and of graft, by stating that the dominion of the czar was cursed with the secret service system; that it was a land where the detective, the spotter and the spy entered the home of the innocent and dragged them away to unmerited though certain conviction. This country had always been a land where a man accused of crime was tried before a jury of his neighbors, gathered honestly and freely, and before whom the evidence was placed fairly and openly. Up to this

CHOICE BETWEEN MENTAL GIANTS

Taft and Root Strongest Candidates for Presidential Nomination.

PROBLEM MAY BE SOLVED

Resignation of Chief Justice Fuller Would Leave Way Clear to Taft—Both Men Are of Roosevelt Type.

OREGONIAN NEWS BUREAU, Washington, Aug. 1.—

The retirement of Chief Justice Fuller from the Supreme bench any time within the next three years would do much to clear away what promises to become a complicated situation in the Republican party. As events have shaped themselves in the last few months, it has been demonstrated that two very big Republicans will be in line for the Presidential nomination in 1908, Elihu Root, Secretary of State, and William H. Taft, Secretary of War. Not in many years has any party been able to bring forward two such strong men for this nomination. And yet, at this time, Taft is not annoyed by the Root boom, so-called, nor is Root at all uneasy on account of the frequent mention of the Taft boom.

Court Needs Man Like Taft.

The United States Supreme bench is in sore need of big, healthy men like Taft. There is no man of his caliber on that bench today. Of late there has been much comment on the character of men who have recently been appointed and the comment is not altogether favorable. But the addition of William H. Taft would materially raise the Supreme Court in the estimation of the

Makes Zoological Comparison.

The speaker then taught natural history to the jury for a moment, bringing back to their recollection the scarcity of white deer and of white squirrels. He compared the defendants to these animals, arguing that it would be as probable that they were guilty when they had held such untainted reputations from boyhood to the present as that three white deer should be found in one hand numbering no more than the population of Prineville. Nor was it logical for the District Attorney to argue that the defendants say no wrong in stealing from the Government.

Not a Symptom of Guilt.

Williamson was not connected with the case by any evidence, the speaker contended. It was not a symptom of guilt that he had been in Prineville on June 15, 1902, and had then forgotten the visit. The strain of the campaign had brushed the matter from his mind. Mr. Bennett contended that the opportunity to steal did not prove a man a thief, and so, though Williamson had been at Prineville, it did not follow that he had planned to steal from the Government while on that visit.

"Williamson is the man Heney is after," continued the attorney. "He has admitted it. He is after 'big game,' and in his eyes Newt Williamson is the biggest game in this case. But where are the Pillsburys and the others who have stolen millions of acres of land—men big in crime? Who are these men, these big fish? Who are the big thieves—the men big in crime? It is not these who are sought, but the men big in honor, in reputation in the neighborhoods in which they live. Heney is like the wicked gossip who does not attack the woman whose name is smirched, but who rolls as a sweet morsel under her tongue anything she can gain against the good name of a woman renowned for her good works, her chastity and her virtue. He is after Gesner and Biggs, but Williamson the most of all, for he is a Congressman, one who has fought his way from the foot, and it will be a big feather in the District Attorney's cap if he can pull the man

LEONARD WOOD ON GENERAL STAFF

Desire of President Causes Army to Gnash Teeth in Anger.

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Major-General Leonard Wood is once more a bone of contention in the Army. Having forced his confirmation as a Major-General, President Roosevelt is now reported to be trying to make Wood a member of the general staff, against the wishes of that body and Lieutenant-General Chaffee. As a result, the Army is gnashing its teeth in rage. In the meantime, General Wood is somewhere in Massachusetts, recuperating after an operation for a thickening of the skull due to a slight blow suffered some months ago.

Both Men of Roosevelt Type.

There is this to be said about both Root and Taft; they are not the kind of men who would be chosen by practical and lifelong politicians to lead the Republican party in the campaign of 1908. They are not the kind of men who are popular with everyday politicians. They don't lend themselves to the play schemes of politicians; they don't play peasant politics. They are, to a great extent, patterned after the Roosevelt type; bold, firm, fearless and absolutely honest. No hint of corruption or graft ever attached to Root or Taft; it never will. They are, like Roosevelt, the kind of men the people can trust and, in this age when graft is rife and corruption is unearthened at every turn, they are the kind of men the people want in power. And, like Roosevelt in another respect, Taft and Root are men who do things.

Each Admires the Other.

If the next Republican National Convention is controlled by men like Aldrich, Depew, Platt, Elkins, Penrose, neither Root nor Taft will receive the nomination, but, if the convention truly reflects public sentiment, and the will of the people is observed, the choice will probably lie between these two mental giants. But so friendly are the relations between them; so great the admiration of one for the other, that neither would resort to any unfair means to prevent the nomination of the other. Should one be nominated, he would beyond a doubt desire the support of the other, would want to keep him in his Cabinet.

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QUARANTINE MAY CAUSE CIVIL WAR

Yellow Fever Embroils Two States.

LOUISIANA IS INVADED

Armed Boats From Mississippi Are Aggressors.

GUNBOAT MAY FIGHT THE I

Lake Borgne Fishermen Ordered to Stop Fishing—Governor Blanchard Orders Out His Naval Brigade.

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GLAD TO VISIT AMERICA

Interview With Sergius Witte, Sent From Atlantic Ocean.

ON BOARD STEAMSHIP KAISER WILHELM DER GROSSE, via Wireless Telegraph Station at Siasconnet, Mass., Aug. 2.—After a good passage across the Atlantic, Sergius Witte, Russia's envoy to the peace conference with the Japanese representatives at Portsmouth, N. H., is in perfect health. Speaking of his approaching arrival on American soil, Mr. Witte said: "I am happy to visit America, which country I am most anxious to know. My only regret is that I cannot speak English, as I should like thoroughly to appreciate the country whose progress and development are so interesting and instructive. I shall also be glad to have personal intercourse with President Roosevelt, who has reached such a prominent position as a statesman, and to present to him the greetings of Emperor Nicholas."

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ATTORNEY HENEY UNDER FIRE



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