

BRIBERY USED TO POISON OPINION

Beef Trust Lawyer's Girt to Reporter.

HIS REPORTS MISLEADING

President Arraigns Trust for Evil Methods.

LAW PROVIDES NO REMEDY

George W. Brown Admits Making Christmas Gift to Inter-Ocean Man. Who Loses His Position Upon Exposure.

WASHINGTON, Jan. 26.-By authority of President Roosevelt, correspondence was made public at the White House tonight relating to methods alleged to have been employed by attorneys for the beef packers who are under indictment at chleage to influence public opinion in behalf of the packers. The documents consist of a communication made to Aterney-General Moody by United States District Attorney Morrison, of Chicago, setting out certain alleged facts regarding the payment of a sum of money to a Chicago newspaper reporter by one of the attorneys for the packers, a letter from the Attorney-General to the President, transmitting Mr. Morrison's report, expressing the opinion that no way existed under the law by which the alleged offense could be punished, and a letter from the President to the Attorney-General directing the publication of the correspondence in order that the public might be informed of one situation, at least, which the Government has to meet in prosecuting the case against the pack-

The correspondence follows, with the exception of certain exhibits in Mr. Morison's report, which were not furnished. Mr. Moody wrote to the President on January S:

Says Lawyer Bribed Reporter.

beef-packers has given a sum of money to a in reporting the proceedings in that case, and ing its investigation. No evide unsuccessfully attempted to give a sum of be obtained however, that any of Chicago, who declined to receive it. In view of the fact that articles of the reporter of the Inter-Ocean have been misleading, con-tain many false statements of fact and have been circulated widely throughout the coun-iry, I deem it proper to bring the subject to your attention. Under the statute which restricts the power of the Federal courts to nish for contempet of court there seems to he no remedy. I am advised by the District offending attorney would not be likely to prevail in the Federal courts. await your instructions with reference to the subject, if you have any to give.

Morrison's Story of Bribery.

The report from Mr. Morrison referred to by Mr. Moody was dated Chicago, January 18, and is as follows:

I have the honor to may that on the 27th fay of December, 1905. Judge George W. Brown, who is one of the attorneys for the Hassler, who is a reporter for the Inter-Ocean and who reports the proceedings of the beef trust case, a certain amount of money, estensibly as a Christmas present, the exact amount I do not know, and directed him to give \$100 of it to a Mr. Elwell, who is a re-porter for the City Press of Chicago, and who is also detailed to report the court procredings in this case and whose reports are used by all of the newspapers of Chicago and largely by the Associated Press. Mr. Hamler had intimated to Mr. Elwell before day that he was going to receive a present and on that day met him to the co of the Federal building and handed him \$100. Mr. Elwell declined to take it and he pushed it into his pocket with Judge Brown's card and told Mr. Elwell that Judge Brown had sent it to him. Elwell went to his employer and told him about it, and his employer told ilm to take the money and give it to Judge Brown, which he did, and Judge Brown told him that he did not mean anything by it; that he just wanted to make him a Christma present. I then requested Captain Porter to have an interview with Mr. Hassier, which he

Inter-Ocean the article which I herewith en-This morning an article appeared in the Inter-Geran, a copy of which I herewith

The Inter-Ocean circulates quite generally among the farmers, perhaps more so than any other Chicago daily. The jury empaneled to try the immunity issues appeared in court yes-terday morning, but, owing to the illness of Mr. Hines, the hearing was postponed until

Brown Offers Explanation. After Jodge Brown knew that I was famillar with the facts, he came to the office to see me. He had learned that we knew about the matter. His explanation was that com-plimentary articles had been written about nim in the papers, and he thought Mr. Eliwel wrote them, and gave the money to Mr. Elwell out of gratitude for what he had said. I do not remember any articles as especially com-plimentary to him, but am having the matter ooked up to see whether there were or not. gave Mr. Hassier money at the same time to retain for himself. The amount he gave Mr. Hassier was not stated. Judge Brown stated that the money he gave was his own money and that his clients knew nothing about it.

beg to call your attention to the fact that the jury returned yesterday morning and re-mained in Chicago over night and had every

opportunity to read the article published in

Admission of Bribery.

One of the inclosures with Mr. Morrison's letter was the following report of a secret service operative to his chief: Department of Justice, office of United States Attorney, Northern District of Illinois, Chicago, January 10, 1906. Exhibit A.

John Wilkle, Chief of Secret Service, Treas . . and after showing him an ar-

He said he did. I asked him why, etc., and he failed to make mitiefactory reply, asking me if I knew whether or not secretary of State Root told Attorney-General Moody and the President that the Government had made a fatal error in forcing the packers to give up their secrets, and that the packers are entitled to immunity, etc. I told him I knew nothing about the matter at all. He then said for me to find out if Mr. Root did not tate to the President and he would tell ne about this money transaction. tie did hand money to a reporter at the time mentioned, but he would not tell me why he did it, nor from whom he obtained the money. He was very bitter against the President and Attorney-General for the mariner in which Secretary Morton and the Santa Fe Railway were let off, etc. He further said the Department of Justice is very corrupt, and that if he dared to do so, he would write it up. etc. I told him I would like to know from whom the money came and for what purpos and asked him to tell, but he refused, saying to go shead and find out all I could, and when the proper time comes, he will tell all about it and probably write it up, though when he does so we will be disappointed, as there is nothing to it. I reported the result of my interview to Mr. Morrison, etc.

Publicity Is Sole Remedy.

The letter of President Roosevelt to Mr. Moody directing the publication of the correspondence is dated January 26, and rends:

to be no opportunity for action in the courts it appears from District Attorney Morrison's statement, have been guilty of bribing a re-porter—the reporter having disseminated false and misleading statements as to the case against the beef trust-it seems to me that the only course left is to publish Mr. Morrison's letter and the other documents in the case. This I direct to be done. Extraordinary efforte have been made in this case as in one or two similar cases, to poison the public mind by the dissemination of false and misrading statements and it is right that the public should know why and how their circula

EASY MONEY HAS BEEN ABOUT

Hints at Bribery Put Morrison on Trail of Guilty.

CHICAGO, Jan. 28 .- (Special.)-The revelations from Washington were not wholly a surprise to a majority of newspaper men who have been connected in a professional way with the Governmental investigation of the packing business and the subsequent proceedings resulting in the indictments under which the packers are being prosecuted. The Pederal grand jury which voted the indictments had been In session but a short time when rumors began to float about that certain news-paper reporters had been approached. Reputable reporters were not particularly concerned in the matter, as they felt soo, the United States District Attorney at Chicago, showing that one of the counsel for the defendants in the indictures.

Discago, showing that one of the countries to the defendants in the indictment against the beef-packers has given a sum of money to a stop of United States District Attorney Morrison while the grand jury was make the properties of the Chicago Inter-Ocean, engaged Morrison while the grand jury was make the grand jury was maken the grand jury was maken the grand gra nce could to another reporter of the City Press fers had been accepted. As a matter of a legislative body before, and the way fact, the Government's information was first obtained from newspaper men who had been given the indirect hint that they might make some "easy money" if they

Secret Service Put to Work

It was through these vague intimations that venal reporters were being subsidized, so to speak, that Mr. Morrison reached the conclusion that the interest of the Government demanded the assistance of the secret service. The matter was placed in hie hands of Chief Wilkie at Washington, and through him Captain Porter, in charge of the Chicago branch of the secret service, was authorized to watch the movements of suspected per-

One of the secret service men witnessed the passing of a sum of money between Prank P. Hassler, the Inter Ocean re-porter mentioned in Mr. Morrison's letter, and Hector Elwell, the reporter of the City Press Association, who has been following the progress of the beef trust case from its beginning and furnishing information for all of the newspapers of the city. The money which Mr. Elwell turned over to his employer, H. L. Sayles, was thrust into his pocket by Mr. Hassler while they were talking together on the seventh floor of the Federal building a day or two after the jury had been called to hear the overland. to hear the opening statements on the im-munity pleas. The money was returned soon after Mr. Sayles received it.

Only Wrote Two Lines. The complimentary article which Mr. Brown, who is usually called Judge Brown, felt it his duty to recognize in a fluancial way through the medium of a Christmas present, is understood to have been written by Mr. Elwell, while he was been written by Mr. Elwell, while he was describing the personnel of the legal ar-ray appearing in Judge Humphrey's court as counsel for the packers. Mr. Elwell could not remember last night what he had written about Mr. Brown, but he was of the belief that he had given about two lines to the attorney from Wheston or lines to the attorney from Wheaton, or about the same amount of given to the other lawyers for the de-

Hassler's Attack on Government.

The following are extracts from an aricle published in the Inter-Ocean January 18 on the packers' cases:

Anxiety to escape responsibility for the de-feat of the Government in the packers' case has caused a rupture between the Depart-ment of Justice and the Department of Com-merce and Labor. That the pleas of immu-nity filed by the packers will be upheld by the courts is now the conviction of the chief representatives of the Government and the question now agitating them is whether At-torney-General Moody or Commissioner Gar-field of the Bureau of Corporations will be the scapegoat. Commissioner Garfield same to Chicago yesterday and as prepared viz-

field of the Bureau of Corporations will be the scapegoat. Commissioner Garfield came to Chicago yesterday and so prepared vigorously to resent any attempt of Attorney-General Moody to make the Department of Commerce and Labor bear the odium of the policy pursued by the Government in the prosecution of the packers.

The packers proposed to let both Commissioner Garfield and Attorney-General Moody explain why they are being prosecuted on evidence which they were forced to give against themselves. Attorney-General Moody will also be given an opportunity to explain why a simple document produced by one official of the Santa Fe sufficed to give immunity from prosecution to the rail-

PUTTING BOOTS TO OWNERSHIP

Old Parties Gobble All Political Spoils From Hearst Men.

THEY ONLY GET SHELLS

Republicans and Democrats Eat Kernel of Nut First-Brooklyn Ownership Officials Join With McLaughlin.

NEW YORK, Jan. M .- (Special.)-They are beginning to "put the boots" to Representative William Randolph Hearst's Independence League party, and putting them good and hard, too. The league beadquarters are crowded nightly with woebegone Assemblymen and Aldermen, all of whom have sad stories to tell of something new in the line of political abuse,

ise has broken it." declared one unhappy leader, "and nearly every man whom we elected to an office with patronage has gone back on us."

Otherwise, it might be mentioned, the Independence League organization is in magnificent shape.

When the Board of Aldermen met to organize, there were 34 Republicans, 15 Municipal Ownership men and 22 Democrats. The Hearst people (you can call them Municipal Ownership or Independence League, just as you see fit), combined with the Republicans and gave them the vice-president, the chairman of the finance committee (who is ex-officio a member of the sinking fund commission), number of other choice details and the bulk of the patronage. They also voted for a resolution providing that the committee assignments, etc., could not be changed except by a two-thirds vote. The result is that the Republicans are now thoroughly independent, for, even if the Democrats and Hearst men combine, they cannot vote out the Republicans,

What Difference Does It Make?

The Hearst men have a clear majority on the committee of privileges and elections; and are prepared to vote to unseat a number of Tammany men. On this subject the Republicans are supremely indif-

"What difference can it possibly make to us?" remarked a Republican Alderman today. "We lose nothing and gain nothing, whether a Tammany man is fired out Proofs that offers of money had been to make way for a Hearst follower, or whether he retains his seat. So that bunch can go ahead on that line as far as

they please." they are getting "atung" is a marvel. Everything that has been accomplished up to date has been put through by Tam many or the Republicans, while ownership legislation has been quietly sidetracked.

Same Story in Albany.

Up in Albany it is the same sad story. Municipal Ownership men introduced a resolution calling for a legislative investigation of the late city election, and investing the committee with most drastic powers. The resolution is in a committee. It is going to stay there, too. Assemblyman Long put in a bill for 75-cent gas. There isn't going to be any gas legislation, unless present plans are changed. Rates will be reduced, but the body which will perform the work is the State Gas Commission, a Republican body appointed by a Republican Governor.

Measures calling for a corrupt-practices

ONE OF THE RICHEST YOUNG-STERS IN THE LAND.



America is down among the pine hills Field, the 12-year-old grandson of the great Chicago merchant, who died, leaving a fortune of \$150,000,000, ac cumulated through a long life of industry and enterprise.
With the exception of an \$8,900,000

bequest for the Field Museum, Chicago, and legacies amounting to \$17.568,000 to friends and relatives the entire estate is to be kept intact until one of the two sons of Marshall Fleid, Jr., grandson of the testator shall have reached the age of 50 years. They are now 9 and 12 years of age, respectively. Marshall Field, Jr., died on November 27, 1905, of a builet wound accidentally inflicted while handling a revolver. Stipulated sume are to be paid to the two grandsons when they reach the age of 25, 30, 35, 40 and 45,

act, changing the ballot laws, providing for direct nominations of all officers, in-cluding United States Senators, amending the insurance law and the rapid transit act have been introduced by league members, and no partiality has been shown Every one was promptly referred to the proper committee, and there it will stay. Some of the legislation demanded by the league will be adopted, but the measures

PORTLAND, OREGON, SATURDAY, JANUARY 27, 1906.

that will pass will be introduced by Republican members, and the league bills will never be heard of again.

Euchred Out of Seats

The Hearst forces expected great things when they filed contests against six Tammany members. The committee on elections was appointed to hear the cases, and it was announced, although not by the committee, that all the ballot boxes would be opened and the "plot which resulted in the seating of McClellan laid bare."

Two days after the committee was apcointed it met and organized. A week later it met again, and decided to adjourn for another week. One of the contestants. who began to get nervous over the delay, asked a member what prospect of success

"Well," was the reply, "of course," it would be improper for me to say anything officially, but if you have a good case I believe we will reach a decision in time to give you a seat in the Assembly for two or three days before final adjourn-

And that is the programme. On the last day of the session the committee will probably report that the Tammany men in the case are not legally members, and should be ousted. The House will indorse the action, the Municipal League members will be seated, and before they have time to look around the Assembly will adjourn sine die. Of course, they will get full pay for the session, and the Tammany men, having worked steadily, will have drawn all their money, so the state will pay double for a very inferior bunch of mem-

On the question of opening 16 ballot boxes, Chairman W. J. Gratton, of the Assembly elections committee, was refreshingly frank, but he gave but cold comfort to te Hearst men.

"If we do open the boxes," he said. "We will only examine te ballots to discover what the vote for Assemblyman really was. We have not the slightest intention, or even the right, to pass on the Mayor alty question in any way, manner or form.

Spoils Go to Democrats.

The Hearst people elected two borough presidents. Bird S. Coler, in Brooklyn, and Joseph Bermel, in Queena. They both sent telegrams to Hearst on election night, but that is all they have sent the Municipal Ownership League up to date.

Coler has used all his patronage (and he has a lot of it) to strengthen the Demoeratic party in Brooklyn. Every appoint nent he has made has gone to members of the McLaughlin faction, who for years controlled the organization there. communit faction, ruled by Senttor Mc-Carren, has got nothing, but it has been as well treated as the leaguers, who complain they have not even received kind treatment

Listen to the sad complaint of a Hearst district leader:

"I called on Coler to ask him for a job, my pocket of \$47 in cash and a gold watch. The next time I go back there I will leave my valuables at home and take a revolver and a bodyguard of at least five detect-

"We will have a Democratic party on every corner before the year is out," commented one disgusted warhorse. "It is getting so bad in Brooklyn that, if you see two men fighting on the street, it is a safe bet that they belong to opposing Democratic factions."

President Bermel, of Queens, is forming a Democratic organization of his own, and to strengthen himself has appointed to office a number of men who opposed him at the polls. He is recognized by Tammany, and is proving as satisfactory to McClellan as if he had been named by the Mayor himself. Consequently, the Hearst men speak of Bermel with curses and in tears.

Goldstein Versus Rosenthal.

Municipal Justice Rosenthal, of Brook lyn Municipal Ownership), it is alleged, promised, during the campaign, to make Jacob Goldstein, his "leader," chief clerk of the court, a position paying \$3000 a year. After election Rosenthal named his wife's brother. Goldatein has now gone to law and asked to have Rosenthal removed on the following grounds:

ing a valuable consideration for votes (the said valuable consideration being the offer to

Second-That he committed perjury by swearing, as required by law, that he had not offered any valuable consideration, Third-That he is morally unfit to hold of-

fice, because he didn't keep his word to Gold-Fourth-That he is legally ineligible for the office because he is not and never was a citi-

Fifth-That he should be sent to the penientiary for illegal voting, because allens have

no right to the franchise. Rosenthal, in reply, denies everything. The case is exciting much interest in Mu-

Ownership Men Get Naught.

Sheriff Flaherty, of Brooklyn, has given the choicest places in his gift to members of his own Musicians' Union; Register Boulton has looked after the stereotypers, while County Clerk Hartzheim has cared for the Tokaji family and his own reletives. But the ownership men who are not musicians or stereotypers or Tokalis are angry, and declare that something must be done pretty soon or they will organize a new party.

In the meantime, Standardbearer Hearst is enjoying himself in Mexico, far from the cries of his disappointed adherents.

Inspect Animals for Army.

OREGONIAN NEWS BUREAU, Washontegonian news suread, wasnington, Jan. 25.—A board to consist of Major Charles M. O'Connor, Fourteenth Cavalry: Captain Prank A. Grant, Quartermaster, and Veterinarian Henry W. Peter, Fourteenth Cavalry, is appointed to meet at Souttle to inspect public animals being purchased under contract for the army.

STRIVE IN VAIN

Rescuers Are Powerless While Waves Wash Women to Death.

CHEERS TURN TO PRAYERS

Valencia Wreck Yields Its Clinging Freight to Sea - Thirty-Seven Alone Are Saved-Search for Dead Begins.

VICTORIA, B C., Jan. 28.-Advices to the Associated Press from Cape Beale report communication has been held with ineman Logan's party, which went by the land trails to the wreck on the 23d. This party was eyewitnesses of the awful sight when the shipwrecked people were clinging to the rigging as seen from seaward by the steamer Queen, and could do nothing to save the people, who were swept to death before their eyes.

The wreck lay 15 yards from the bluff when they reached the top of this bluff on the morning of Wednesday, and they could plainly see the people clinging to the rigging and others huddled on the top-

Those on the ship cheered wildly when they saw the parties on shore, thinking their rescuers had come. Impotent, the party stood watching while the waves swept the people from the rigging, and about 12 o'clock noon that day an imnense wave struck the wreck and crushed everything to pieces. Everybody was at once swept to destruction from the

Nine Are Recovered. Nine bodies were recovered up to noon The bodies of four men were

picked up this morning. None had been dentified The shore for miles is strewn with all kinds of liquor, claret, port wine, sherry, gin and whisky. About 100 kegs have been washed up on the beaches. Sixty of

them are unbroken; also great quantities of olive oil, canned and fresh fruit and vegetables Systematic patrols are being organized in Barclay Sound, and parties of Indians sent to the different islands in the hope of finding other survivors of the Valencia disaster. - Since the discovery of the sur-

vivors of the second liferaft on Turret Island, the fishing launch Shamrock has been cruising among the islands near the entrance to the sound, which are in the way of the current setting from the scene of the disaster. The settlers of Uculetet Peninsula, near where the Pass of Melfort was lost, are scouring the

Search for Lost Man.

Up to this morning the search for the issing waiter Frank, who was lost in the bush of Turret Island after landing from the raft with the three survivors now at Youquart fishing station, has been unsuccessful. Indians are continuing the

search. The wrecked steamer Salvor left for Touquart this morning, and will take the survivors on board, so that the surgeon on the wrecker can attend to them. Unfortunately, Dr. McLean, of Uculetet, was bsent from that village.

It is expected that the greater number of bodies will be found on the islands of Barcley Sound, as the tide and current will carry them to the westward from the scene of the wreck now breaking into fragments and scattering debris along the coast line. Five Bodies Are Found.

But five bodies have been located up to this morning, and one entirely nude had

BEAU BRUMMEL OF THE NEW

RRITISH CARINET.



Earl of Crewe. The Earl of Crewe, whom the Lon-

don Tallor and Cutter calls the Beau Brummel of the new English Cabinet, because of the continual neatness and perfect form of his garments, is Lord President of the Council, Before assuming the present title he was known as Lord Houghton, and was Lord Lieutenant of Ireland from 1892 to 1895. Lord Crewe was a widower when he married his present wife Lady Margaret (familiarly Lady ter of the Earl of Rosebery, His father was the well-known poet. Richard Monckton Milnes, who was raised to Peerage in 1863 as Lord Houghton Lord Crewe was born in 1858, and was educated at Harrow and Trinity College, Cambridge. He to the author of a book of verses and of articles on

been seen in the surf but not recovered The survivors who were at the Darling Creek telegraph hut, most of them suf-fering severely from the privations endured, left there this morning with a party of rescuers from the Salvor, headed by Captain Ferris, of the steamer Princess May, who joined the Salvor's company when she left here. Another party left Bamfield this morning to meet them, taking supplies and boots for the unfortunate men, many of whom are barefooted, and

make their way over the rough trails. Thirty-Seven Survive.

will suffer terribly in consequence, as they

Unless some survivors are found on floating wreckage, a small hope, it is not expected that more than the 37 men, now accounted for, will survive the disaster,

which involved the loss of 117 people. The list, which does not include those who had been drowned before the wreck went down, follows:

Captain O. M. Johnson, master; W. Holmes, first officer; A. Aberg, fourth officer; W. Downing, chief engineer; E. E. Hopkins, second freight clerk; J. E. Hoddinot, chief steward; N. H. Campbe second steward; Wilkins, barkeeper; Mrs. Musgrove, stewardess; Hughes, porter eight women, names unknown; three chil

The corrected list of survivors follows

dren and 40 men, names unknown.

C. Alltson, passenger, 619 Gaultier street, St. Paul; J. Johnson, third cook, 115 Russ street, San Francisco; G. L. Willits, passenger, 101/2 Julia street, San Francisco; P. Polyner, fireman, 25 Essex street, San Hapgood, editor of Collier's Weekly, was Francisco; G. D. Haraden, passenger, 41914 South Main street, Los Angeles; M. Farprey, quartermuster, 1006 Minna street, San Francisco; P. V. O'Brien, waiter, 235 Stevenson street, San Francisco; K. F. Carrick, first assistant engineer, 1505 Sanchez street, San Francisco; W. D. Johnson, coalpasser, 295 Pine street, San tor criticized Judge Deuel for his connec Francisco; C. F. Luhme, baker, Winchester Hotel, San Francisco; J. Segalos, fireman, 604 Third street, San Francisco; F. to the fact that the names of scores of Lehn, first assistant freight clerk, 76 Du- persons of the highest financial and social oce street, San Francisco; Joseph Mc-Caffery, passenger, West St. John, N. B.; forts of the defense to prove that the J. Walch, waiter, 36 Chattanooga street, statements contained in the alleged libel San Francisco; A. Hawkins, passenger, 314 were correct, and therefore justified. To Fourth avenue North Seattle; J. Hoddi- attain this end, some of the inner workings nott, waiter, 1918 Leavenworth street, San of Town Topics, a weekly publication Francisco; Peter Peterson, second officer, which circulated extensively in social cir-1127 Twentieth street, San Francisco. At cles, were laid bare. It was in this con-Cape Beale, from landed lifeboat: T. Mc- nection and through testimony concerning Carthy, boatswain; T. Brown, sailor; W. a limited edition of a book which bore Goslin, sailor; T. Shleids, sailor; J. Marks, the title, "Fads and Fancies," that the sailor; T. Lampen, sailor. At telegraph names of prominent people became inhut, landed from lifeboat: F. F. Bunker, of San Francisco, recently named assistant superintendent of schools, Seattle, who lost wife and two daughters; J. Ritchey, fireman; Charles Samuel, firstclass passenger, bound for Seattle; Mike Howe, second-class passenger, bound for Seattle; R. Brown, second-class passenger; Yosuki Hosoda, Japanese, from Oakland; T. J. Campbell, Alameda; B. N. Ledhas, fireman; A. Willis, second-class

man; George Long, fireman; one man, name unknown, remains on island. This makes 37 in all, none women or cildren. Two men and a boy are reported to have been seen at a camp fire on the beach near Klanewak. When a tug approached shore they made no effort to

passenger, bound for Spokane. At To-

Hancock, chief cook; M. Stanelar, fire-

quart, taken from Turret Island:

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IN TEN MINUTES

Jury Quickly Forms Opinion on Denunciation of Slander Sheet.

JEROME'S CLOSING SPEECH

Declares Friendship for Man He Is Prosecuting and Loathing for Those He Is Forced to Champion in Court.

NEW YORK, Jan. 26.-An unusually sensational trial came to an end today, when a jury in the criminal branch of the Supreme Court reported that Norman not guilty of criminal libel. The verdict was rendered ten minutes after the case had been given to the jury. The charges against Mr. Hapgood were brought at the instigation of Judge Joseph M. Deuel, of the Court of Special Sessions, and were based upon an editorial in which the edi

tion with Town Topics. The real interest in the case was du standing became involved through the efvolved. "Fads and Fancies" was sold to subscribers at \$1500 or more per copy.

Jerome Loathes His Task.

"I will not attempt to disguise from you the utter loathing and contempt I feel for some of the witnesses whom I myself have introduced." declared District Attorney Jerome to the jury, in his argument for the prosecution. He continued

For more than two weeks we have been wandering through Vanity Fair, witnessing exhibitions of human weakness and folly, and in some instances, of human degradation It may be that I ought not to be here pro cuting one of the best friends I've got for a crime-watch in my private judgment I be-

lieve he ought to have done, and which I

might have done in his place with m heat and more vigor than he displayed, The law not to restrict the liberty of the press has provided that if the published as ticle be true and is published with justifiable ends, it is a defense. On the ground of excuse the prosecution concedes that this put ication was honestly made in a it was true. If you find that the article was

true you have got to acquit. Decadence of Newspapers.

Now let us see the character of this paper referring to Town Topics). Mr. Shepard has told you that Colonel Mann has stated it was the natural evolution of personal journalism. If that is true, it ought to be applicable to more than one daily paper in New York whose trend is that way. There is scarcely a morning paper that does not print vile scandais and obscene matter. I don't see what interest articles relating to the adultery of this or that person have for you' and me

Does it serve a useful purpose? Is it other than fifth? It was put there for no other purpose than that of paying dividends to the stockholders. The average number is run from the counting-room etandpoint. Many of the advertisements are but a corruption fund to induce quiet about this, that or the other. This is not a pleasant statement to make. but if you ask the average newspaper man why a certain paper let up on a certain proporition, his reply will be, "Why, didn't you see that ad of no and so?" There papers haven't yet reached the condition that this

vile sheet has reached. I am not here to justify Town Topics. Justification of the editorial denouncing Justice Deuel means that Deuel was part owner of the paper, censor and reviser of the proof, and that the paper which he edited in part extorts money and prints scandal. It is al leged that he threatened to make public the family skeletons of society people until they

gave money. Defends Hapgood's Motives.

The defendant in this case is an old-tim friend of mine. Only the best of motives could have actuated him in writing these articles from information obtained by talk from me. In a measure, I was the expurgated author. I talked to bim honestly and told him what I thought of Town Topice. But he did not violate my confidence. His actions throughout this whole proceeding have indicated firmness of professional honor. He did not even reveal to his counsel the talks that he had with me until I suggested it to him. If people had the courage to come into court this scandalous paper would have been wiped

I think in your deliberations, the question you will turn on in that of justification and whether Hapgood wrote the article with good intentions. The gist of it will be, Was there reasonable ground for arraigning a Judge as

a blackmailer? Justice Fitzgerald then charged the jury. Colonel Mann, editor of Town Topics, said that he had nothing to say regarding the verdict, but that he had brought a

civil suit against Collier's. Jerome Congratulates Hapgood.

As Mr. Hapgood left the room, Mr. Jerome slapped him on the shoulder, saying: "My dear old man, I am very much pleased that it turned out as it did." They left the courtroom together.

ROOSEVELT SENT BOOK BACK

Denies He Gave Photograph for Fads and Fancies.

WASHINGTON, Jan. 25.-In view of the centimony of Colonel Mann, editor of (Concluded on Page 4.)