CASE IS OPENED AGAINST BORAH

Burch Tells Story of Land Conspiracy.

WAS ATTORNEY ALL THROUGH

Acted First for Steunenberg, Then for Barber.

WARNED BY LAND OFFICE

Government Says Dead Governor Borah Was Acting in Carrying Out Timber Land Steal.

JURY TO TRY SENATOR BORAH.

- BOISE, Idaho, Sept. 24 .- The jury to try Senator Borah is as follows: Jules C. Miller, farmer.
- J. B. Yates, president of the Boise J. S. D. Manville, woolgrower,
- Thomas B, Gess, real estate. A. C. Boot, printer and publisher Ora G. Cox, carpenter.
- T. W. Randall, farmer, Bilderbock, president First National Bank, of Emmett, Idaho.
- Peter Neth, rancher, Albert Beck, rancher, E. S. Cushman, retired rancher
- Mr. Gess was foreman of the jury, which acquitted William D. Haywood of the murder of Governor in which case Mr. Borah appeared as prosecutor.

BOISE, Idaho, Sept. 24.—The Gov. erament today revealed the charge in the case of the United States Senator fraud. The jury was completed at the morning session and during the aft. ernoon Judge M. C. Burch, of Detroit, Micha special assistant to the Attorney-General, made the opening state ment of the prosecution. He arraigned the late Governor Frank Steunenberg as the central figure in the alleged conspiracy by which it is alleged that more than 17,000 acres of virgin forest land, thick with towering pines, came fraudulently into the possession of the Barber Lumber Company, a Wisconsin corporation operating a plant in this city

Mr. Burch connected Mr. Borah with the land transactions only as attorney first for Steunenberg and then for lumber concern. He declared that Mr. Borah interested himself in all matters having an outward bearing on the land claimed by dummy entrymen. turned over to dummy trustees, and by them deeded over to the Barber Company.

Borah Warned of Fraud.

All of the deeds went through Mr. Bo rah's office and stand in the County Clerk's office as being recorded at his request. It is alleged that Mr. Borah approached the Register of the Land Office with regard to several claims which were held up and was warned by that official that the claims were fraudulent and should be let alone

Charles H. Moyer, president of the Western Rederation of Miners, who is out on ball awaiting trial in the Steumenberg matter, was an interested listener to Mr. Burch's arraignment of Mr. Borah.

Dummy entrymen who say they swore falsely for money in the interest of th members of the timber conspiracy, George E. Long, one of the alleged dummy trustees, will take the stand, according to Mr. Burch, and lay bare their part in the transactions which form the basis of the indictment against Mr. Borah and 12 others.

Steunenberg and William Sweet, a min ing man, Mr. Burch declared, put up the first money, \$7500, to carry on the alleged fraud. Governor Steunenberg openly stated that he was interested in securing timber claims as a speculation and induced others to go in with him. One man approached was the present Governor, Frank Gooding, who, however, when he heard of the scheme, refused to have a part in it. Through A. B. Campbell, a mineowner he met during the famous Coeur d'Alene trouble, Mr. Burch declared. Steunenberg and his local associates were introduced to J. T. Barber and G. C. Moon, of Eau Claire, Wis. The latter put up \$35,000, which, it is alleged, Steunenberg disbursed as agent,

Altogether, it is alleged, three groups of land were secured by means of three sets of dummy entrymen and three dummy trustees. In all these cases the deeds of transfer were handled in the office and in the name of Mr. Borah as attorney. Got Pointers From Morrison.

Mr. Borah is alleged to have sought information of ex-Governor Morrison was taking out for school purposes. The information desired reached the Barber Lumber Company, which had been newly formed, and was jotted down on its books. On the day for filing 45 men standing in line claimed tracts of land which is now held by the lumber company 'and which, strangely, did not overlap the state's claims or the claims of each other, eccording to Mr. Burch. down on its books. On the day for according to Mr. Burch.

The Government attorneys say Mr. Borah's case come under the head of a

misdemeaner and not a felony, the maximum penalty upon conviction being a fine up to \$10,000, or imprisonment up to two years.

Rulck and Hawley Pass the Lie. District Attorney Ruick intimated in ourt today that persons had been active in talking to prospective jurors in Mr. Borah's behalf and the statement was denounced as "an unqualified falsehood" by J. H. Hawley, of the de-

Federal Judge Whitson, who came from Spokane, Wash., to preside at the trial at the request of Judge Dietrich, of this jurisdiction, allowed a rather wide latitude in the examination of jurges. This was due party to the fact that the Government attorneys were confronted by many men who claimed political and personal acquaintance with Mr. Borah and who declared that it would take exceptionally strong evi dence to destroy the regard in which they have always held him. The Gov-



souri, Who Made Vigorous Democratic Speech at Nashville.

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ernment accepted only those men who declared that the Senator's exalted position would not deter them in dealing equal and exact justice as between him and the United States.

Mr. Ruick put each candidate for the trial panel through a long series of questions as to what he, personally thinks of the District Attorney's course in the matter. The defense at first objected to many of the interroga tions, but eventually allowed Mr. Ruick to have his way without hindrance.

Questions Asked by Ruick.

"Has it ever appeared to you," asked the District Attorney of each talesman, "that the charges against Senator Borah were trumped up for political effect?"
"Do you believe the statement appear ing in a local paper that the Govern at Washington was displeased with the action of the District Attorney in permitting the indictment of Senator Borah?" "Have you, from reading the papers, imbibed or gained the impression that the ers was not in good faith-that the Government was not behind the prosecutors? 'Have you formed an opinion that the

District Attorney did not act in good faith, but from personal motives?" Would the argument that the Governnent having received in the first instance its full price for the timber lands taken influence you to disregard any unlawful acts which surrounded the operation? "Would you be slow to believe anything reflecting upon Governor Steunenberg or any other men of your community whom

"Finally, would you believe the evidence of a man who confessed to perjury before the land office if the Government has to depend upon the testimony of such mer to make out its case?"

you have respected so long?"

Do They Believe in Conspiracy?

The opposing counsel have had several clashes on the question as whether or not a furor can be disqualt. fied because of his belief or disbellef that a conspiracy to defraud the Government existed regardless of Mr Borah's connection or disconnection with it. The Government authorities contended that if a juror has belief as to the guilt or innocence of any one of the 12 persons indicted with Mr Borah it disqualifies him from serving as a juror for Mr. Borah. The defense contended that Mr. Borah is the only defendant at the bar at this time and that the guilt or innocence of the others has nothing to do with his case In this connection A. A. Fraser, counsel for the defense, made a statement that 99 out of every 100 persons in Idaho probably believe there was a conspiracy. The question before the court for determination, however, is only as to whether or not Mr. Borah was in any way connected with such a conspiracy.

The Government attorneys, after consulting authorities, came to the conclusion held by the defense and withdrey their challenge against these jurors who said they had some opinion as to the existence of a conspiracy, but were not satisfied of Mr. Borah's connection with One of the jurors passed yesterday was discharged today because of prejudice against any and all corporations and their

BORAH DEMANDS VINDICATION

Will Insist on Trial, Regardless of Fate of Others.

BOISE, Idaho, Sept. 23 .- A decision in favor of the defendants who are trying to escape trial on technicalities in the land-fraud cases would, in all probability, bring to an abrupt close the trial of Sen-ator Borah, Although Borah is not a party to the pleas in abatement to be

the special Assistant Attorney-General in charge of each prosecution, said today:

HARAHAN SCORES STUYVESANT FISH

Says He Lent Railroad Funds to Himself.

GAVE WORTHLESS SECURITY

Ex-President of Illinois Central a Hypocrite.

SO SAYS HIS SUCCESSOR

Scorching Reply to Fish's Attack or Harahan's Methods - Removed Because Trust to Railroad Was Betrayed

CHICAGO, Sept. 24.-(Special.)-An un authorized loan of \$1,500,000 made from the treasury of the company by Stuyvesant Fish to himself, and upon worthless security, is assigned by J. T. Harahan as one of the principal reasons why his predecessor was ousted from the presidency of the Illinois Central Railroad

This charge is contained in a state ment issued by Mr. Harahan today to the stockholders of the company, in reply to the charges which Mr. Fish has brought against him. For methods of high finance, according to Mr. Harahan, Mr. Fish is hard to beat, for in addition to loaning himself money without the knowledge of the directors or the stockholders of the Illinois Central, he also oaned large sums to the Trust Company of the Republic at a time when he was a member of the executive committee of that institution.

It is further charged that large loans of the stockholders' money were made by the former president of the Illinois Central without authority to the presi dent of the trust company and that the railroad suffered a large loss in conse

In Mr. Harahan's opinion it is somewhat hypocritical for a man who has re ruthlessly betrayed the trust which the stockholders reposed in him to charge his successor with juggling of accounts and with padding returns in order to menal and false earnings.

In the Harahan statement it is related that the railroad company was reimbursed for the Fish loan through the erosity of an unnamed director, who took all of the unmarketable security which Mr. Fish had put up with the railroad company and also a mortgage upon his residence in New York and up on his interest in the estate of the late Hamilton Fish. What Mr. Fish was doing all of this time with 12.000-odd shares of Illinois Central stock is not

WOULD AVERT FUEL FAMINE

Governor Suggests That Railroads Grant Low Rates.

That the railroads should put in a low

rate on slabwood from sawmilis in the southern part of the state to Eastern Oregon, where a fuel famine threatens, is the opinion expressed by Governor Chamberlain to the Railroad Commiston. Chamberlain to the Railroad Commiston. He suggests that such an arrangement be secured from the Southern Pacific and O. R. & N. lines, so that people on the plains in the bunchgrass sections need not shiver through the Winter. The shortage of coal from Wyoming and Washington will, it is feared, work a hardship on Eastern Oregon communities unless the usual fuel supply is furnished from some other source. furnished from some other source. That the solution of the problem is the hauling of sinbwood from the Valley mills, where they are burned as waste, is the belief or the Governor.

HINDUS OFF TO SOUTHLAND

Orientals Leaving Victoria by Hun-

VANCOUVER, B. C., Sept. 34.-(Spe. cial.)-Every Hindu in British Columbia who can raise the cash is leaving for California this week to reach the sunny California this week to reach the sunny South before frosty weather comes in the North. Last Winter Hindus in large numbers died in British Columbia, succumbing to the rigors of a Winter altogether new to them. Hundreds have been leaving within the last 10 days for California points.

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WAIT A MINUTE!

RECEIVES SHOCK

McClellan Almost Wins at Primaries

BITTER CONTEST IN TAMMAN

Efforts to Dethrone Mayor's Followers Fail.

BOSS HAS NARROW ESCAPE

Rioting in New York Grows Out of Fight for Control - Repeaters Driven Out-Many Men Are Kicked and Beaten.

CHICAGO, Sept. 24 .- (Special.) -- By leaders in a dozen districts to the narrowest margin and over-whelmingly defeating the efforts of Charles Murphy to dethrone Maurice Featherson and Francis J. Lantry, followers of Mayor McCiellan at today's primaries, the bitterest held in years, made definite progress in their efforts to dispose Mr. Murphy as leader of the Tammany organization

Throughout the day there was rloting in many districts. On the upper East Side there were fights at practically all the polling booths, and the police were kept constantly on the jump. In the eleventh district, where George W. Plunkitt made his picturesque fight against Thomas J. Mc-Manus, there was rioting all day. More than 200 policeman, as well as scores of deputy sheriffs, patrolled the district all the afternoon and evening, and kept the large crowds moving.

Bands of repeaters brought from Philadelphia and Jersey City were moved from place to place during the early afternoon, but every effort to take them to the polling booths, was resisted by watchers of the opposing factions and the result was that the repeaters returned home without vot

Scores of men attempting to vote on the names of registered voters were kicked and beaten so badly that in several instances they had to be taken to hospitals.

PITCHED BATTLE ON STREET

Street Corner Rowdles Start Free Fight, in Which Bullets Fly.

NEW YORK, Sept. 24 .- Two men, one of them a policeman, were hurt in a serious disturbance in West Fifty-seventh street, just before the polls for the Democratic primaries opened this afternoon In this district there was a hot contest for the Tammany leadership. How the trouble started is not known, but suddenly a street corner argument developed into a free-for-all fight. Several shots were fired, a great crowd gathered and

for a time the police were unable to re

LINCOLN, Neb., Sept. 24.-The conventions of the Republican, Democratic Populist, Prohibitionist and Socialist par ties met at the State House today, per fected organizations and adjourned after appointing committees on resolutions. Governor George L. Sheldon was made chairman of the Republican committee and P. E. McKillip chairman of the Dem-

ocratic committee.

In the report of the Republican committee on resolutions, Secretary Taft was indorsed in strong language for the nomination for President in 1908.

The Democratic delegates admit that



York, Who Shook Charles F. Murphy's Control of Tammany at

there is but one candidate for their ticket

SAN FRANCISCO. Sept. 24.—Daniel A. Ryan, an attorney who has been prominent in Republican politics, was nominated for Mayor by the Republican municipal convention tonight. The name of Edward Taylor, present Mayor, was also placed in nomination, but the vote re-sulted in favor of Mr. Ryan by 104 to 45.

HEARST DENIES CANDIDACY Does Not Seek Presidency, but Will

Back Independent League. EW YORK, Sept. 24.-1 published here, William R. Hearst takes occasion to deny that he is a candidate for the presidency on the Independence League ticket, or on any other ticket. "I cannot conceive of any conditions under which I would be willing to become a candidate," he said. "This determina-tion is not because of any feeling of pique or disappointment at the result of the late election. I am well satisfied to have the efforts of the league through the election of others to promote the principles I stand for. I dislike holding office and dislike being placed in a position where the sin-cerity of my principles can be questioned through campaigning for some office that I don't want and that I would only consent to hold through a sense of public duty, as I would serve on a jury."

Tammany Leader Assaulted.

NEW YORK, Sept. 24.—John J. Dooley, a politician and member of Tammany, who is seeking the Democratic leadership of the 23d Assembly District in the known persons and sustained a fractured

THETIS BRINGS SURVIVORS OF THE JOHN CURRIER.

visions Were Getting Low-The Story of the Shipwreck.

SEATTLE, Wash., Sept. 24 .- (Special.)-The revenue cutter Thetis arrived here late today with the survivors of the American ship John Currier, wrecked in Nelson's Lagoon, Bristol Bay, on August 9. There were 110 white men, 130 Japanese and Chinese and the wife and five chil-dren of Captain Murchison in the party. According to Captain Murchison the Currier was driven ashore on August 2 by a fierce gale that came up during a fog. Before the commander could make out his bearings his ship had been piled up on the rocks. The crew and passen-gers were gotten off safely and the following morning, when the fog lifted, the crew took off all the ship's stores and the baggage of the passengers and crew.
It was estimated 30 days supplies were on hand, but Captain Murchison, given command of the party by tacit understanding, ordered everybody on two meals a day. No warning was given, but it was thoroughly understood anyone stealing supplies would be shot. As a result there was no pilfering. Ten days after the party landed on a coast so bleak and barren that there was neither shelter nor food supplies, the Currier dashed herself to pieces on the rocks. From that time until the revenue cutter McCulloch ampared Sentember II, not a

The policeman and the other man both had bad scalp wounds and were taken to

ALL PARTIES IN CONVENTION

Nebraska Republicans for Taft, and Democrats for Bryan.



and that is Bryan. Most of them favor Johnson for the Vice-Presidency. REPUBLICANS CHOOSE RYAN

Nominated for Mayor Over Taylor. Langdon Gets Unanimous Vote.

William H. Langdon, the District At-torney, was nominated to succeed him-self. The vote for Mr. Langdon was

skull and possibly internal injuries.

not a bribe.

Rescue Comes Just in Time, for Pro-

McCulloch appeared September II, not a ship hove into sight.

Immediately after landing two members of the crew were sent away with an Indian guide to seek help, and the com-pany intended to send out again just as the revenue cutter appeared. The Mc-Culloch transferred her passengers to the Thetis, which brought them here. A bread line on the Thetis was formed at meal hours. Captain Murchinson and crew will be sent to San Francisco, the fishermen and Orientals to Astoria, Or.

ATTEMPTS TO KIDNAP LONERGAN

Bogus Detective Plans Great Coup.

BURNS STOPS THE ATTEMPT

Borland Gets Friendly by Saying He Is Magazine Writer.

STORY OF THE BRIBES

Lonergan Tells How He Got \$4000 From Gallagher, Who in Turn Received \$15,000 From Ruef to Bribe the Supervisors,

SAN FRANCISCO, Sept. 24 .- (Special.) A big sensation was sprung in the trial of Tirey L. Ford today when the prose cution made the charge and substantiated it by the testimony of ex-Supervisor Lonergan himself, to the effect that detec tives in the employ of the United Railroads had tried to kidnap Lonergan and get him out of the way. Lonergan is a vital witness for the prosecution. attempt to kidnap him was made last night by Detective Barlond, who tried to induce Lonergan to go automobiling with him. In waiting was a locar character, known as the "Banjo-Eyed Kid," who was to have taken care of Lonergan for such period as the defense deemed nec-

Borland Passes a Magazine Wirter.

Borland has been paying generous atention to Lonergan for the last three He represented himself to the former Supervisor as a magazine writer from the East and the two wined and dined together, took auto spins about the city and exchanged confidences. The coup was arranged for last night but Detective Burns stepped in and stopped the

Lonergan was the first witness called today, and he recited the story of the attempt to get him out of the way. Lonergan and former Supervisor Gallagher confessed on the stand today that they had received bribes from the United Railways for their vote on the trolley permit. Lonergan testifled that he had received \$4000 from Gallagher, and Gallagher in turn testifled that he had received \$15,000 for his vote from Abe Ruef. The prosecution will show that the money was passed from Ford to Ruef, by Ruef to Gallagher, and by Gallagher to the

members of the Board. Lonergan Sticks to His Story.

In spite of a severe cross-examination by Earl Rogers, chief of consul for Ford, Lonergan stood by his story. The only point made by the defense was the introduction of a signed statement made by Lonergan in which he said that he had voted for the permit because he believed it for the good of the city. This statement, it was developed, had been secured from Lonergan by Detective Borland, who represented to Lonergan that the statement would be published in the Eastern magazines in order to give Lonergan a chance to "set himself right with the world."

It was brought out today that Ford's

defense will consist of the claim that

the money paid to Ruef was a fee and

Ruef Still Lives in Luxury.

SAN FRANCISCO, Sept. 24.-The fact that the prosecution intends to make use of Abe Ruef as the ster witness in the trials of the indicted bribegivers has caused an abandonment of the attempt to lodge him in the city prison along with prisoners of less degree, and he has now been installed in a residence on Pacific avenue where he has al! the comforts enjoyed in the Fillmore-street mansion. Judge Dunne ordered Chief of Police Biggy last week to close up the Fillmore-street mansion, which had been Ruef's abode, and it looked as though there was no place for him to go but to the city jail. Then along came Detective Burns, who inspected the jall, and said he would not house a dog in such a place. So the matter was held in abeyance until yesterday, when Ruef was taken to the handsome boarding-house of Madame De St. Germain, where he has two rooms, a sept at the Madame's own table, and such luxuries as piano, books, pictures and easy chairs, not to everlook his own graphophone, on which he terns out the highest class operatio selections.

GASOLINE WRECKS YACHT

Tank Blows Up and Kills Four Men on Ohlo.

GALLIPOLIS, O., Sept. 24 .- The gasoline tank on the yacht Blanche exploded last night while carrying a party of 22 men on the Ohlo River. All those on board were thrown into the water and four were drowned. The

JOHN E. EDWARDS, postoffice clerk. J. R. SIMMONS, druggist. F. H. BRAKE, assistant bank cashier, J. WILLIS FIDDLER, postmaster at

Harrison,
None of the bodies have been recovered. The explosion was caused by a lantern falling from the roof of the vacht to the engine, igniting the gaso-