

ORCHARD CALLED
PLEADS "GUILTY"
Self-Confessed Assassin of
Governor Steunenberg Is
Ready for Punishment.

HIS ACTION IS SURPRISING

Public Had Expected the Prisoner
Would Take Advantage of Delays.
Judge Wood Sets March 18 as
Date to Pass Sentence.

BOISE, Idaho, March 10.—The last
chapter of the famous Frank Steunenberg
murder case was heard this morning
when, in the District Court for
Canyon County, at Caldwell, Harry Or-
chard, whose startling confession made
public in February, 1907, caused the
arrest of Charles H. Sawyer and William
D. Hayward, president and secretary of
the Western Federation of Miners, and
George A. Pettibone, honorary member
of the organization, and the subse-
quent trials, faced Judge Fremont
Wood and pleaded guilty to the charge
of murder in the first degree. Pending
and during the trials of Hayward and
Pettibone the trial of Harry Orchard
had been postponed from term to term
in the Canyon County Court. After
Pettibone had been acquitted, the opin-
ion was expressed in many quarters
that Orchard would take advantage of
every legal right he might have to
obtain his own release or a light sen-
tence.

Orchard's Plea a Surprise.

The stand he took this morning was
a surprise to most persons, and his
attorney says, was entirely voluntary
on his part, and against the advice of
many who had seen and talked with
him.

There were few persons in the court-
room this morning. Orchard was taken
to Caldwell on the interurban line from
the penitentiary in Boise, in charge of
Warden Whitney and a guard. On the
same car was his attorney, Frank T.
Wynman, of this city.

The case was called at 10 o'clock,
and Mr. Wynman at once notified the
court that Orchard desired to withdraw
the plea of not guilty which had been
entered in his case upon his first ar-
rangement by order of the court, and
enter a plea of guilty instead of the
charges in the indictment.

Prisoner Not the Least Nervous.

Judge Wood questioned Orchard as
to whether he fully understood the
status of the case—what it meant for
him to plead guilty, and if he under-
stood that to plead guilty to the charge
in the indictment meant pleading
guilty to first-degree murder.

Perfectly calm, with no indication of
any emotion in his face or voice, Or-
chard answered that he had gone over
the matter thoroughly with his attor-
ney, and had made his mind up defini-
tely. Judge Wood allowed the plea
to be changed and set date for sentence
for Wednesday, March 18, at 10 A. M.

DENIES APPEAL IN OPEN COURT

Supreme Court Affirms Decision
Rendered by Judge Harris.

SALLEM, Or., March 10.—(Special).—
Holding that the sections in the civil
code providing that notice of appeal
may be given in open court does not
apply to criminal proceedings, the
Supreme Court today, in a per curiam
opinion, dismissed the appeal in the
case of the state vs. Jake Berger for
want of compliance with the law. The
court holds that notice of appeal in
criminal actions should be served upon
the Clerk of the Court and the Dis-
trict Attorney of the county in which
the judgment roll is filed. This is an
appeal from the decision of Judge L.
T. Harris, of the Circuit Court for
Lane County. The court has previously
held in the case of Crawford vs. Craw-
ford that this law did apply in probate
proceedings when judgment was
rendered in vacation.

Upon the ground that the contract
entered into between the County Court
of Columbia County and H. B. King,
publisher of the Oregonist, by which
the publication was appointed the of-
ficial paper of the county, nullified a
previous contract which fixed the ad-
vance compensation at \$1, and that the
paper was entitled to compensation at
the rate of 50 cents per inch, the Su-
preme Court, in a unanimous opinion,
affirmed the decision of Judge T. A.
McBride, of the Circuit Court for
Columbia County, in the case of
E. H. Flagg vs. Columbia County,
allowing Flagg's claim for \$193.50 in
full for publication of the court pro-
ceedings for the year 1906.

On the ground that by the terms
of the will of the late Lyman A. Sav-
age, the widow, Theresa Jane Savage,
has authority to sell a five-acre tract
of land belonging to her estate for
\$2,000, notwithstanding the adverse
claims of the other heirs to the estate,
the Supreme Court reversed the de-
cision of Judge McBride, of the Cir-
cuit Court for Marion County, and af-
firmed the decision of Judge James
Seymour, appellant, vs. Elmer M. Sav-
age et al., respondents, for the same
reasons. The opinion is given by Chief
Justice Bean.

Petitions for rehearing were denied
in other cases as follows: *Boeing vs.
Boeing Junction Lumber Company*,
*Johnson vs. Sheridan Lumber Com-
pany*, *Rochevsky vs. Stanley*, *De
Rooban vs. Schmidt*.

CANNERY FOR INDEPENDENCE

Stock Subscribed and Articles to Be
Filed by Committee.

INDEPENDENCE, Or., March 10.—(Spe-
cial).—Saturday was a great day for In-
dependence. At a mass meeting held by
the citizens of Independence and the
farmers of the vicinity, a resolution was
passed authorizing and directing a com-
mittee of four to file articles of incorpora-
tion for the Independence Canning Com-
pany, with capital stock of \$100,000. Nearly
\$200 was subscribed and the whole
amount was pledged by the committee.
One hundred farmers have taken stock
along with the citizens of Independence.
Within a radius of three miles around
Independence are several thousand acres
of rich sandy bottom lands adapted to
the raising of tomatoes and small fruits
which makes it one of the best locations
for a cannery in the Willamette Valley.
A number of farmers will plow up a
portion of their hop yards and put the
land into cherries, berries and tomatoes.
At the annual meeting of the Independ-
ence Driving Club, held here today, it was
decided to hold a three-day meet in the
Spring, in connection with a stock show.
The report of the treasurer showed a nice
balance in the treasury. The club has
one of the best half-mile tracks in the

WAGGONS NAMED
End of District Attorneyship
Fight in Sight

BRISTOL OUT IN A WEEK

Senate Will Rush Action on Con-
firmation and Bristol Will Auto-
matically Retire—Not Need-
ed in Land Cases.

OREGONIAN NEWS BUREAU, Wash-
ington, March 10.—The nomination of
John McCourt today will be followed next
Monday by a favorable report from the
committee on judiciary of the Senate and
confirmation will later than Tuesday,
possibly the day the committee re-
ports. The nomination of Chris Schuebel
was withdrawn when the nomination of
Mr. McCourt was sent in.

The President is thoroughly tired of this
District Attorneyship scrap and was as
much relieved as the delegation when no
objection turned up to Mr. McCourt.
As soon as he is confirmed, Mr. McCourt
will be instructed to relieve W. C. Bris-
tol and the latter will retire, his recess
appointment automatically expiring upon
the confirmation and qualification of his
successor.

The Department does not intend to re-
tain Mr. Bristol as a special counsel in the
land-fraud cases, as Tracy Becker and
F. J. Heney are amply able to perform
any special service along that line that
may be deemed necessary. Mr. Bristol
may, therefore, expect to vacate next
week.

United States Attorney Bristol yesterday
declined to discuss the appointment of
Mr. McCourt and his probable confirma-
tion by the Senate. The District Attorney
did not so much as intimate that he would
with pleasure surrender the office to his
successor, although Mr. Bristol's abdic-
ation of the office at this time would re-
lieve him of a vast amount of work that
awaits the coming of the grand jury,
which will convene next Monday. He
refused to say anything and referred the
interviewer to his "invariable" rule not
to talk.

An interesting legal question will be
presented should McCourt's nomination
promptly be confirmed by the Senate
judiciary committee next Monday and the
action of the committee ratified by the
Senate. The point involved is whether
the appointment of McCourt, made at a
regular session of Congress, takes pre-
cedence over the appointment of Bristol,
which was made during a recess of Con-
gress, to hold until the close of the fol-
lowing session of Congress, as provided
in the Constitution. The United States
Constitution provides that vacancies shall
be filled by the President by appointment
which shall expire at the end of the
following session of Congress.

Mr. Bristol holds what is known as a
"recess" appointment, in fact, during
the tenure of his office since December,
1905, he has held three commissions. Mr.
Bristol was first appointed by Presi-
dent Roosevelt to the office of United
States Attorney on December 1, 1905, just
before the recess of Congress convened.
His second commission was issued on
June 30, 1906, under the same conditions,
while his third commission, bearing date
March 11, 1907, one year ago today, was
also issued during a recess of Congress.
The commission expressly provides that
the appointee shall hold office until the
close of the following session of Con-
gress, which, in this case, is the present
Congress before next June.

Lawyers are not agreed on the in-
terpretation of the Federal Constitution
and the customary practice in such
cases. Some contend that a "re-
cess" appointment holds until the close
of the succeeding session of Congress.
Others maintain that the nomination
and confirmation of an officer at a regu-
lar session by implication supersedes
any prior appointment and commission
made by Congress. The view which is
differed from by still other lawyers,
who declare that the regular nomina-
tion and confirmation of a new Dis-
trict Attorney supersedes any previous
commission operative before Congress
adjourns only when the "recess" ap-
pointment of the incumbent of the of-
fice has been revoked or recalled.

The attention of Congress last
night was called to this provision of
the Federal Constitution, which might
permit him to retain the office until
the present session of Congress ad-
journs, even though Mr. McCourt's ap-
pointment be confirmed by the Senate
next Monday. But Mr. Bristol declined
to discuss the matter or to indicate
that he would raise the point which
does not appear to have been decided
by the Federal authorities.

The appointment of Mr. McCourt and
the probability of his confirmation at
this time are considered significant
as showing a determined effort on the
part of some one higher up to prevent
Bristol from proceeding with the busi-
ness of the Federal Court and such in-
vestigations as he may have planned.
Last Summer, when he had indicted
the furniture trust and was about to
take up further investigations, news
came from Washington that there were
no further funds with which to defray
the expenses of the grand jury, and it
had to be discharged. Efforts on the
part of Bristol to get another grand
jury together since proved futile until
about two weeks ago, when he secured
permission from the United States At-
torney-General to convene such a body
for the purpose of relieving the awfully
congested condition of the court, be-
fore which a score of criminal cases
are pending. Seventeen men are in jail
awaiting trial and many of them have
been held prisoners for several months.

Receiving this permission, Mr. Bris-
tol at once drew a list of 60 names,
from which he has arranged next Mon-
day to select a grand jury of 12 men.
In the meantime, together with his as-
sistants, Mr. Tucker and Mr. Evans,
he has been working diligently prepar-
ing the evidence and subpoenaing wit-
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sented to the jury for investigation.
Now, if Mr. McCourt's appointment is
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duced into office immediately, the
work of the court will be badly con-
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Grand jury will be in session, Mr. Bris-
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Mr. Bristol's friends are inclined to
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him on the very eve of the convening
of a grand jury which has called to
dispose of cases that should have been
tried several months ago. But Mr. Bris-
tol is seemingly indifferent, having
worked faithfully to bring the cases to
trial, and is keeping his own counsel.

If Baby Is Cutting Teeth
Be sure and use that old well-known
Mrs. Winslow's Soothing Syrup, for children
teething. It soothes the child, softens the
gums, relieves pain, cures that dreadful
croupy cough, cures colic, and
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brings the bowels regular.



March 11, 1794, just 114
years ago today, Congress
passed an act authorizing
formation of the United
States Navy.

Now, according to the
Naval Year Book, our Navy
ranks as second in the
world—twenty-nine battle-
ships.

Our Clothing for Men
ranks first—examples of
the new Spring styles here.

LION
CLOTHING CO
Gus Kuhn Prop
166-168 Third St.

EDWARD SMOOTHS KAISER
Sends Friendly Letter Condemning
Action of London Times.

BERLIN, March 10.—A local news
agency declares today that it has learned
from an unimpeachable authority that
King Edward has sent a letter to Empe-
ror William, couched in cordial and
friendly terms, concerning the revelations
by the London Times of the existence of
private correspondence between the Em-
peror and Lord Tweedmouth, First Lord
of the British Admiralty. According to
this agency dispatch, King Edward, in
his letter, takes the view that the British
Parliament and the public, as well as an
immense majority of the press of Eng-
land, sharply disapproves of the action
of the Times. Continuing, the dispatch
says that the attempt of the Times to
publish private and non-political ex-
change of correspondence in an unnatu-
ral way and in a manner antagonistic to
Germany caused the British King to
write as he has to Emperor William.

Northwestern People in New York.
NEW YORK, March 10.—(Special).—Peo-
ple from the Northwest registered at New
York hotels today as follows:
From Portland—P. Minor, at the Bel-
mont.
From Tacoma—Mrs. C. E. Simons, at
the Breslin.
From Spokane—L. Clark and wife, Mrs.
G. Nettleton, at the Murray Hill.

Spokane Educator Resigns.
SPOKANE, Wash., March 10.—(Special).—
J. A. Torrey, for the last four years
superintendent of the Spokane public
schools, announced tonight that he will
resign his position July 1 and engage in
business in the Inland Empire. He will
devote his attention to irrigation enter-
prises in which he is interested in the
Yakima Valley and British Columbia. His
successor has not yet been appointed, and
as yet no applications have been filed, for
his appointment was unexpected.

Druggist Can't Sell to Minor.
ALBANY, Or., March 10.—(Special).—
That a druggist cannot sell liquor to a
minor on a prescription without violat-
ing the law was the decision of Judge
George H. Burnett, in the State Circuit
Court here today. Upon such a case,
E. M. Bresler, a Lebanon druggist, was
adjudged guilty and was fined \$50 and
costs.

Start Work on Second Trunk.
VANCOUVER, B. C., March 10.—(Spe-
cial).—William Wainwright, vice-presi-
dent of the Grand Trunk Pacific Rail-
way, Canada's new transcontinental line,
announced in Vancouver today that be-
fore May 1 construction work would be-
gin on the first 100 miles of track east
from the Pacific Coast. The first 100
miles extending through the Coast Range
of mountains will be the costliest and
hardest job of the entire line between the
Atlantic and the Pacific. It is expected
that the cost will average, for this sec-
tion, \$5,000 per mile, or a total of \$5,000,-
000.

Crying of Baby Saves Family.
VICTORIA, B. C., March 10.—Fire last
night completely destroyed the bungalow
home of H. A. Walker, of Dallas Road,
with all its contents, the loss being esti-
mated at \$2,000, partially insured. The
crying of a child awakened Mr. Walker
and his family just in time for them to
make their escape with little more than
their night clothes.

Those Sudden Twinges
Pain is nature's signal of distress, a
warning that must not be ignored.
Those sharp twinges in the back, those
stab-like pains that follow any sudden
twist or turn, are ample signs of hid-
den danger in the kidneys.
No trouble starts more easily, gains
ground more rapidly, nor proves more
often fatal than any disorder of the
kidneys. All the outward appearances
of health may remain until a terrible
disease has taken root.
It is best to learn the duties of the
kidneys, to watch for early signs of
trouble, and to correct any irregular-
ity before its serious stage begins.
The blood goes to the kidneys in an
incessant stream, to be cleared of poi-
son and relieved of surplus water.
This is passed off by the kidneys in the
urine. It is the retention of poison
in kidney trouble that breeds
fatal disease.
Don't wait. The moment you feel
any uneasiness, lameness or pain in
the back, the moment the urine shows
irregularity, either in its appearance,
or in the quantity or number of the
passages, begin with Doan's Kidney
Pills. This remedy has been curing
kidney trouble for seventy-six years,
and never yet has failed to give relief
if taken in time. It cures the kidneys,
and thus cures backaches, lame back,
headache, dizzy spells, urinary trou-
bles, rheumatic pain, gravel, dropsy,
swellings, nervousness, languor, sciat-
ica, and all other symptoms of kidney
troubles.
Fifty thousand people have testified
to the worth of Doan's Kidney Pills.
Here's a sorry case:
PORTLAND PROOF.
Mrs. J. W. Painter, 445 E. Market
street, Portland, Or., says: "I have
just as much confidence in Doan's Kid-
ney Pills today as when I publicly
recommended them in 1905, after they
had relieved me of kidney trouble. A
severe spell of sickness which I had
when young, left my kidneys in a dis-
ordered condition and as time passed,
I suffered from frequent attacks of
backache. The pain was sometimes al-
most unbearable and I was unable to
assume any position that was com-
fortable. Headaches and dizzy spells
were of frequent occurrence and it was
often quite an effort for me to get
about. The various remedies I used
proved of little avail and when Doan's
Kidney Pills were brought to my at-
tention, I procured a box at the Lau-
davis Drug Co. The results of their
use were gratifying and I do not
hesitate to recommend them to others
affected in similar manner."

ROMANCE ENDS IN CHICAGO
Lester D. Jenkins, Married in Port-
land, Gets Divorce.

CHICAGO, March 10.—(Special).—Lester
D. Jenkins, connected with the Whitney
Opera-house, today was granted a decree
of divorce from Lola C. Jenkins, with
whom he lived but three months.
Jenkins said they were married at
Portland, Or., March 27, 1905. Their mar-
ried life continued until May 27, 1906,
when Mrs. Jenkins, filing of the charges
of matrimony, left hastily for Chicago.
When Jenkins returned home Mrs. Jen-
kins had gone. Since then, he told Judge

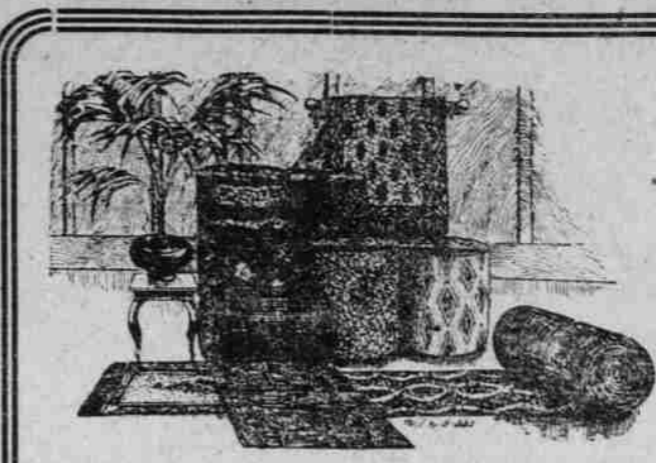
REPUBLICAN CANDIDATE FOR
COUNTY CORONER

J. C. SILL
He Is the Only Independ-
ent Candidate for
Coroner.

J. C. Sill is well known here as a
manufacturer of caskets. He is deal-
ing with all undertakers and treats
them all alike, will continue to do so
if elected Coroner—without fear or
favor.
The principles he stands for:
"The most necessary and important
needs of the city are a public morgue
and an ambulance, under the jurisdic-
tion of the Board of Health.
"The living shall respect the dead."
J. C. Sill's character is irrefragable
and his business career clean. If elected
to the office of Coroner, he will
perform his duties in an honorable and
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Many other sizes besides the following offered for selection. Mail orders and
out-of-town inquiries carefully and promptly attended to.

- Regular \$29.30 Axminster
Rug, 8 ft. 3 in. by 11 ft.; sp'l \$18.00
- Regular \$25.00 Body Brussels
Rug, 7 ft. 7 in. by 8 ft. 3 in.;
special \$18.00
- \$27.50 Wool Velvet Rug, 8 ft. 3
in. by 12 ft.; special \$20.00
- Regular \$30.00 Body Brussels
Rug, 8 ft. 3 in. by 12 ft.; spe'l \$20.00
- Regular \$31.50 Axminster
Rug, 8 ft. 3 in. by 10 ft. 6 in.;
special \$21.00

SALE OF ROOM-SIZE
CARPET RUGS

—in the Carpet Department, end-
ing today—Splendid assortment of
these rugs, in practical room and
hall sizes, and in variety of patterns
and pleasing color combinations—
made up in our own workrooms
from short ends of carpets—these,
in every respect, being equal to
rugs woven entire on the looms.

- Regular \$29.75 Body Brussels
Rug, 8 ft. 3 in. by 10 ft. \$22.50
- Regular \$31.50 Axminster
Rug, 8 ft. 3 in. by 11 ft. 6 in.;
special \$22.50
- Regular \$34.00 extra Velvet
Rug, 8 ft. 3 in. by 10 ft. 6 in. \$25.00
- Regular \$38.00 Body Brussels
Rug, 10 ft. 6 in. square; sp'l \$27.00
- Regular \$40.00 extra Velvet
Rug, 8 ft. 3 in. by 12 ft.; sp'l. \$30.00
- Regular \$46.75 Wilton Velvet
Rug, 10 ft. 6 in. by 12 ft.; sp'l \$31.50

SALE OF
LACE CUR-
TAINS AND
CURTAIN
MATERIALS
Today in the
Drapery Dept.

TULL & GIBBS
COMPLETE HOUSE FURNISHERS

SALE OF
UPHOLSTERY
MATERIALS
THIS WEEK
In the Drapery
Department

Northwestern People in New York.
NEW YORK, March 10.—(Special).—Peo-
ple from the Northwest registered at New
York hotels today as follows:
From Portland—P. Minor, at the Bel-
mont.
From Tacoma—Mrs. C. E. Simons, at
the Breslin.
From Spokane—L. Clark and wife, Mrs.
G. Nettleton, at the Murray Hill.

Spokane Educator Resigns.
SPOKANE, Wash., March 10.—(Special).—
J. A. Torrey, for the last four years
superintendent of the Spokane public
schools, announced tonight that he will
resign his position July 1 and engage in
business in the Inland Empire. He will
devote his attention to irrigation enter-
prises in which he is interested in the
Yakima Valley and British Columbia. His
successor has not yet been appointed, and
as yet no applications have been filed, for
his appointment was unexpected.

Druggist Can't Sell to Minor.
ALBANY, Or., March 10.—(Special).—
That a druggist cannot sell liquor to a
minor on a prescription without violat-
ing the law was the decision of Judge
George H. Burnett, in the State Circuit
Court here today. Upon such a case,
E. M. Bresler, a Lebanon druggist, was
adjudged guilty and was fined \$50 and
costs.

Start Work on Second Trunk.
VANCOUVER, B. C., March 10.—(Spe-
cial).—William Wainwright, vice-presi-
dent of the Grand Trunk Pacific Rail-
way, Canada's new transcontinental line,
announced in Vancouver today that be-
fore May 1 construction work would be-
gin on the first 100 miles of track east
from the Pacific Coast. The first 100
miles extending through the Coast Range
of mountains will be the costliest and
hardest job of the entire line between the
Atlantic and the Pacific. It is expected
that the cost will average, for this sec-
tion, \$5,000 per mile, or a total of \$5,000,-
000.

Crying of Baby Saves Family.
VICTORIA, B. C., March 10.—Fire last
night completely destroyed the bungalow
home of H. A. Walker, of Dallas Road,
with all its contents, the loss being esti-
mated at \$2,000, partially insured. The
crying of a child awakened Mr. Walker
and his family just in time for them to
make their escape with little more than
their night clothes.

Those Sudden Twinges
Pain is nature's signal of distress, a
warning that must not be ignored.
Those sharp twinges in the back, those
stab-like pains that follow any sudden
twist or turn, are ample signs of hid-
den danger in the kidneys.
No trouble starts more easily, gains
ground more rapidly, nor proves more
often fatal than any disorder of the
kidneys. All the outward appearances
of health may remain until a terrible
disease has taken root.
It is best to learn the duties of the
kidneys, to watch for early signs of
trouble, and to correct any irregular-
ity before its serious stage begins.
The blood goes to the kidneys in an
incessant stream, to be cleared of poi-
son and relieved of surplus water.
This is passed off by the kidneys in the
urine. It is the retention of poison
in kidney trouble that breeds
fatal disease.
Don't wait. The moment you feel
any uneasiness, lameness or pain in
the back, the moment the urine shows
irregularity, either in its appearance,
or in the quantity or number of the
passages, begin with Doan's Kidney
Pills. This remedy has been curing
kidney trouble for seventy-six years,
and never yet has failed to give relief
if taken in time. It cures the kidneys,
and thus cures backaches, lame back,
headache, dizzy spells, urinary trou-
bles, rheumatic pain, gravel, dropsy,
swellings, nervousness, languor, sciat-
ica, and all other symptoms of kidney
troubles.
Fifty thousand people have testified
to the worth of Doan's Kidney Pills.
Here's a sorry case:
PORTLAND PROOF.
Mrs. J. W. Painter, 445 E. Market
street, Portland, Or., says: "I have
just as much confidence in Doan's Kid-
ney Pills today as when I publicly
recommended them in 1905, after they
had relieved me of kidney trouble. A
severe spell of sickness which I had
when young, left my