

ORCHARD GETS DEATH PENALTY

Sentenced to Execution, but Judge Wood Recommends a Stay.

PRISONER IS IN TEARS

Breaks Down as He Attempts to Thank Court for Recommendation to Board of Pardons. Judge's Review of Case.

BOISE, Idaho, March 18.—Stating that he believes Harry Orchard, in his testimony in the trial of William D. Hayward and George A. Pettibone for the murder of ex-Governor Frank Steunenberg, Orchard, his confession, the arrest of Charles E. Moyer, secretary of the Western Federation of Miners; William D. Hayward, secretary-treasurer of the Federation; and George A. Pettibone; the plea of guilty entered by Orchard to the charge of murder in the first degree, the sentence of death to imprisonment in the state penitentiary. The sentence of death was pronounced in accordance with the plea of guilty entered by Orchard Tuesday of last week when arraigned. Judge Wood presided at both the Hayward and Pettibone trials.

In sentencing Orchard and recommending the commutation of his sentence, Judge Wood reviewed the case from the time of the killing of Frank Steunenberg to the present, including the arrest of Orchard, his confession, the arrest of Charles E. Moyer, secretary of the Western Federation of Miners; William D. Hayward, secretary-treasurer of the Federation; and George A. Pettibone; the plea of guilty entered by Orchard to the charge of murder in the first degree, the punishment for which, under the Idaho statutes, is death.

In regard to the part of Orchard in the trial, Judge Wood said: "I am more than satisfied that the defendant now at the bar of this court awaiting final sentence has not only acted in good faith in making the disclosures that he did, but that he also testified fairly to the whole truth, withholding nothing that was material and declaring nothing which had not actually taken place."

Facts Only Could Have Stood Test. "It was the particular province of the court to observe and follow the witness upon the former trial, and I am of the opinion that no man living could conceive the stories of crime told by the witness and maintain himself under the merciless fire of the leading cross-examination attorneys of the county unless upon the theory that he was testifying to facts and circumstances which had an actual existence within his own experience. A child can testify truthfully and maintain itself on cross-examination. A man may be able to frame his story and testify to a brief statement of facts involving a short, single transaction. But I cannot conceive of a case where even the greatest intellect can conceive a story of crime covering years of duration, with constantly shifting scenes and changing characters, and maintain that story with circumstantial detail as to the times, places, persons and particular circumstances, and under as merciless a cross-examination as was ever given a witness in an American court, and, besides, testify that he was speaking truthfully and without any attempt either to misrepresent or conceal. Believing as I do that this defendant acted in good faith, and that when called as a witness for the state he told all and withheld nothing, I can the more readily fulfill the duty that I consider the law imposes upon me.

Advices Stay of Execution. "This defendant also testified to a long series of most atrocious crimes committed by himself and others in the State of Colorado, and he was corroborated in such details in relation thereto that there can be no doubt about his participation therein. While these offenses were committed in the State of Colorado, this state, I think, under the circumstances, is under some obligation to withhold execution of the only person who has voluntarily and freely disclosed these transactions.

"Again, under the circumstances involving the defendant, no good purpose can be advanced by his execution, and there can be no demand therefor except from those persons who stand charged by his voluntary confession with grave crimes, or by the defenders or apologists of such persons. If there were no moral obligation on the part of the state to grant the partial immunity recommended, I would still say that there could be no good reason in this case for inflicting the extreme penalty while so many crimes have been disclosed that are yet unpunished."

Orchard Thanks Court With Tears. Judge Wood, after reading his ruling, formally sentenced Orchard and fixed May 15 as the date for the execution. Orchard asked permission to speak, and it was granted. He thanked the court for the review of the case given and for the kindly remarks in regard to him. He repeated that he had told the whole truth and that his presence in this court of mercy had never been made to him. Before he had concluded tears were streaming from his eyes, and he all but broke down as he again, in a broken voice, thanked Judge Wood for his recommendation to the Board of Pardons.

In Judge Wood's ruling he laid special stress upon the crimes in Idaho and plainly intimated that the end of prosecutions of those believed to have perpetrated them had not come. In this connection he said: "Judges and executives may be put out of the way by the hands of assassins, but there will be others to take their places, just as ready and just as determined to perform their duties as their predecessors were and backed by a public opinion that will ferret out and discover the author of every such crime and bring him to punishment."

PROPHECIES HIS FREEDOM

Federation Official Says Orchard Will Be Let Go by Governor.

DENVER, March 18.—"I know nothing about what will be done with Orchard," said James McFarland, the detective who secured the confession of Orchard, today. "He was never promised any immunity and never asked any. I do not know whether his sentence will be commuted or not. He is guilty and he has confessed his guilt. His only hope is that he will be let go by the hands of some of those who caused him to commit his crimes. The fact that they were cleared by juries makes no difference to him."

GROUND S BROKEN

First Spade Turned for Oregon Building.

CEREMONY IS INFORMAL

Governor Chamberlain Unable to Be Present—Golden Shovel Used. Oregon Will Have First Structure Erected for 1909 Fair.

SEATTLE, Wash., March 18.—(Special.)—Oregon commissioners to the Alaska-Yukon-Pacific Exposition formally accepted their building site this afternoon and the first spadeful of dirt was turned to inaugurate the beginning of the work upon the handsome exhibit palace Oregon will maintain during the 1909 fair. W. H. Wehrung broke the ground with the golden shovel which will be used on other similar occasions.

Director-General I. A. Nadeau formally tendered the building site to the Oregon commission and W. H. Wehrung, president of the commission, accepted it. Together with D. T. Lewis, of Portland, architect for the Oregon commission, Mr. Wehrung started the work on the structure. The site had been chosen several months ago by the entire commission, Professor S. Meany, of the University, gave a talk of an historical nature.

Governor George E. Chamberlain was unable to come to Seattle today, so the ground-breaking was awarded and completed within a few minutes time.

Oregon plans a formal celebration to mark the occasion. After the exhibit building is laid or when the building is dedicated at the time of its completion. The contract for the structure has been awarded and the contractors hope to be able to complete the building within 90 days. Comparatively little work will be necessary to clear the site for an exhibit building on the fair grounds. California commissioners are preparing a draft plan for a state building, and it is declared by residents of the fruit belt that they will be able to erect a building of their own and make an exhibit outstripping that of any other section. The plans have been prepared for the Washington state building.

HOLD FAIR WITHIN TENTS

Arrangements for All-Benton School Fair in September.

CORVALLIS, Or., March 18.—(Special.)—The All-Benton School Fair, which is to occur in the first days of September, is to be held on Main street. Two huge tents, 150 feet long and 24 feet wide, will be stretched in the center of the street on the two most important blocks, and in these the displays will be made, instead of in the courthouse, as last year.

A third tent of almost equal size will be placed on a side street entering Main, and this will be used for dresses by public speakers. There is already much enthusiasm throughout the county for the fair. The coming event will be much more important in products and attendance than was the last, which, however, was very successful.

STRIKE WONDROUS RICHES

NOLAN CREEK PANS \$1000 TO \$1800 TO THE TON.

Pan of Dirt Taken Haphazard Goes \$542—Statements Backed by United States Commissioner. SEATTLE, March 18.—The Post-Intelligencer will say tomorrow: "A copy of a letter received from Nolan Creek, in the Koyukuk, by Joseph Matthews, of Fairbanks, has reached this city. It tells of the richness of the Nolan Creek strike, the writer saying that it is the equal of the far-famed Eldorado, in the Klondike."

BETTER OREGONIAN DELIVER.

SALEM, Or., March 18.—(Special.)—Receiving today the rural mail carriers delivering mail from the rich post-office will leave the office 45 minutes later than heretofore, thereby receiving The Morning Oregonian for distribution the day of publication. Heretofore The Oregonian has reached Salem at 11 o'clock, three hours after the rural carriers had left on their routes. Now the rural carriers will have their copies of The Morning Oregonian.

CHARGED WITH EXTORTION

Chehalis Man Accused of Threatening a Teacher.

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ROYAL Baking Powder

To the woman who bakes, Royal is the greatest of time and labor savers. Makes home baking easy, a pleasure and a profit.

The only Baking Powder made from Royal Grape Cream of Tartar

With minimum trouble and cost biscuit, cake and pastry are made fresh, clean and greatly superior to the ready-made, dry, found-in-the-shop variety.

ancient to modern times and finished with a special application to the University of Oregon and the referendum movement against its appropriation.

ISSUE MANY FREE TICKETS

REPORT OF RAILROADS ON THE PASSES GIVEN OUT.

Figures Show That \$8250 Is Donated Each Year in Transportation by the Railroads in Oregon.

SALEM, Or., March 18.—(Special.)—The annual reports of the railroads of Oregon, showing the free transportation given, indicates that the railroads donate about \$8250 worth of transportation to charity each year. Under the Railroad Commission law the railroads are not permitted to give passes to any persons except employees of their own or their lines and persons engaged in charitable, educational or religious work. The law requires that the railroads make annual reports showing the names of persons to whom transportation has been issued. All the roads have complied with the law and the reports make up a very lengthy document, as practically all employees who must travel have charity passes. Many of the railroad officials have annual passes for their families, as also do some of the railroad physicians and attorneys. The report of transportation issued to charity, educational and religious workers shows that the O. R. & N. and Southern Pacific issued 28 annual passes of this kind last year. In seven months granted trip passes to the amount of \$2189.00. The Corvallis & Eastern issued seven annuals and \$132 in trip passes. Computing the annual at a value of \$100 a year, a low estimate, and figuring the trip transportation for 12 months at the same rate as reported for seven months, it shows that each year a year will be not less than \$2500, and this does not include concessions granted to clergymen and others holding "transcontinental" Oregon Bureau joint half-rate permits.

CARE'S SPEECH IN ALBANY

Large Crowd Greet Candidate and Receives Him Warmly.

ALBANY, Or., March 18.—(Special.)—At the Courthouse tonight a large crowd gathered to greet Mr. C. C. Calkins, candidate for the Republican nomination for United States Senator. Mr. Calkins' reception was enthusiastic.

His address was an hour or more in duration and held the audience in close attention. Mr. Calkins urged party fealty upon his audience, insisting that the needs of this state can be remedied only by the aid of the Republican party. He is a firm believer in the policies of President Roosevelt and urges that their maintenance is in the best interest of the people.

TWO SCHOLARSHIPS OFFERED

Association of Collegiate Alumnae and Women's Club Federation.

UNIVERSITY OF OREGON, Eugene, Or., March 18.—(Special.)—A scholarship valued at \$500 has been offered to the young women of Oregon for the year 1908-09 by the Oregon branch of the Association of Collegiate Alumnae.

Applications may be made to any member of the scholarship committee, consisting of Mrs. M. C. Baker, East Portland High School; Mrs. Hugh H. Herdman, the Guillemet, Portland; Miss Margaret Nash, St. Helen's Hall; Miss Elizabeth Wacker, Portland; Miss Helen Wilson, Miss Helen Wilson, Auen's Preparatory School, on or before May 1, 1908, in the form of an informal letter, in which the candidate shall state fully what work she has covered in her preparatory school, what course she is desirous of pursuing at the University and whatever further information she may consider relevant. The committee will base the scholarship on the evidence presented by the candidate of her ability and her prospect of success in the course she chooses for her college career.

The Federation of Women's Clubs of Portland, Or., has awarded a scholarship of \$250 for the year of 1908-09. The conditions of this scholarship have not been made public as yet, but it is thought the opportunity for securing a free education will be given to the most deserving student that applies for it.

Development of the University.

UNIVERSITY OF OREGON, Eugene, Or., March 18.—(Special.)—Professor E. G. Young, head of the department of economics, addressed the students today on "What is a University For?" The speaker traced the value of the university from

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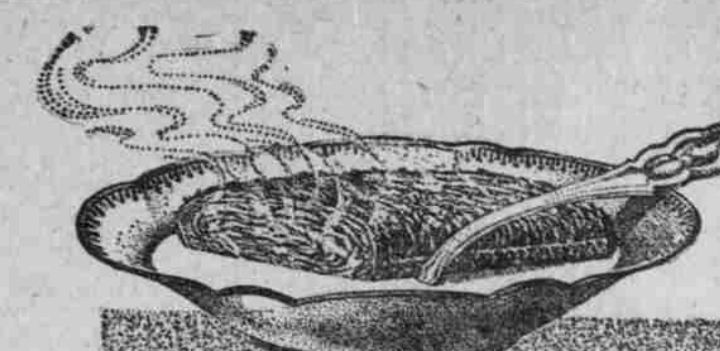
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A GOOD BREAKFAST FOR

Start the day right by eating a breakfast that gives the greatest amount of mental and physical strength with the least tax upon the digestion. Two Shredded Wheat Biscuits with a pint of hot milk will supply all the energy needed for a half day's work—and the cost is about five cents.

For breakfast heat the Biscuit in oven, pour milk over it (hot milk in winter) and add a little cream. If you like TRISCUIT (the Shredded Wheat wafer) for luncheon or any meal with water, cheese or marmalade. At your grocer.

FROM ONE TO SEVEN YEARS

Sentence of Youth Who Placed Tie on Railroad Track.

HILLSBORO, Or., March 18.—(Special.)—Circuit Judge McBride today sentenced John Inglebreten, of Cornelius, to an indeterminate sentence of from one to seven years for placing a tie on the Southern Pacific track near Cornelius, early in the morning of January 9. Young Inglebreten is but 15 years of age and seems hardly responsible for his actions.

He placed the obstruction on the railroad track before daylight in the morning, and but for the watchfulness of the engineer, the Forest Grove local passenger might have been wrecked. It is thought he might have been connected with a holdup in this city last Fall.

Prepares for Her Suicide.

CONDON, Or., March 18.—(Special.)—The funeral of Mrs. R. Froman, of this city, was held Monday afternoon. Mrs. Froman had been mentally deranged for over a year, and on Saturday evening while alone at the ranch, went out to the woodshed and shot herself through the head. She dressed herself in the clothes in which she wished to be buried, and tied a towel around her neck to keep the blood from running down and staining her garments.

Both Food AND Medicine

WE like best to call Scott's Emulsion a food-medicine. It is a term that aptly describes the character and action of our Emulsion. More than a medicine—more than a food, yet combining the vital principles of both. It is for this reason that

Scott's Emulsion

has a distinct and special value in all wasting diseases.

There is nothing better to remedy the troubles of imperfect growth and delicate health in children. The action of Scott's Emulsion is just as effective in weakness and wasting in adults.

When eyes grow dim, you help them. Do the same with the bowels when age makes them less active. There is nothing more important. Costive bowels mean that decaying food is clogged there. And the ducts of the bowels suck its poisons into the blood. You can't feel well until this is corrected. But do it gently—with a bowel irritant. And do it regularly—on a Cascaret a day. Coax the weak bowels—don't drive them.

Cascarets are candy tablets. They are sold by all druggists, but never in bulk. Be sure you get the genuine, with CCC on every tablet. The price is 50c, 25c and Ten Cents per Box

ALCOCK'S The only Genuine POROUS PLASTER

Brandreth's Pills

Established 1752 The Great Laxative and Blood Tonic NONE BETTER MADE