HENEY HAS GUN READY TO SHOOT

Ruef Trial Almost Causes an Open Fight Among the Lawyers.

HENEY CALLS MURPHY LIAR

Grilling Cross-Examination of Gallagher by Ach Provokes Prosecutor to Fury-He Tells of Threats and Insults.

SAN FRANCISCO, May &-Endeavoring to come to the defense of the prose tion's star witness, who was being and accused of having put words in the mouth, Assistant District Attorney Francis J. Heney precipitated a sensational scene in the courtroom this afternoon in the trial of Abraham Ruef.

The outbreak occurred during the cross-examination of James L. Gallagher, the prosecution's principal witness in the bribery-graft cases, whose home in Oakland was blown up two weeks ago. Gallagher, who admittedly was the agent and go-between of Ruef and the Superlysors, had testified that Ruef in structed him to "hold up" the application of the Parkside Realty Company for a trolley franchise and subsequently told him to see the other members of the Board, advise them that each Super visor would get \$750 to pass the ordi nance and to "put it through." He also told of Ruef's message to the Board that there would be \$250 more in it for each member when some months later the Parkside Company wanted the troiley route in the franchise changed.

Ach Rattles Gallagher.

So hoarse that he could not speak above a whisper without great effort, Henry Ach commenced Gallagher's cross-examination at 2 o'clock. For some time he was unable to find any vulnerable point in the witness' testimony, but as the cross-examination continued and became more severe, with a repetition of the same question in various forms and a relentless probing for details, Gallagher became nervous and confused The gruelling began to tell on the staid and phlegmatic witness and he moved restlessly and uneasily about in the

Wrought up by Mr. Ach's methods and insistence on categorical replies, Mr. Heney remonstrated and said that it was about time that Mr. Ach was stopped from putting words into the witness' mouth and of trying to mislead him. Mr. it was the Assistant District Attorney who had put words in Gallagher's

Hency Threatens to Shoot.

'You are a liar," retorted Mr. Heney, rising to his feet.

"Put him in jail," shouted Mr. Murphy. "If either of you want anything and will come outside. I'll give it to you this minute," challenged Mr. Heney, as he reached for his hat.

Take that big gun out of your pocket," retorted Mr. Murphy, "then I'll call you a Har."

"Yes, and, if I do, I'll use it," said Mr. Hency, as he started toward the table of counsel for the defense, at the same time dropping his hand to his side menacingly. He was stopped by Detective Burns, sitting directly behind

The court all this time was exclaiming "Gentlemen, gentlemen." Mr. Ach pushed his associate back into his chair, admonishing him "to be a

Court Fails to Restore Peace.

Order being restored, the court said "If it were not for the fact that I want to get through with this case, there would be no trial of it for a week." "If Mr. Heney has a gun in his pocket," said Mr. Ach, but was interrupted by the Assistant District Attorney with:

"Yes, I have a gun. An attempt has been made to assassinate me and one other man connected with this proceeding by some of their crowd of thugs. There are about half a dozen in this

courtroom right now."
"Yes, Burns thugs," interjected Murphy. "No, your thugs."

The trouble had broken out again. "He goes around making a big noise, thinking he will scare somebody," shouted

Heney Says Life in Danger.

Mr. Ach, addressing the court, said he desired to take an exception to the statement made before the jury that the Assistant District Attorney was in court armed. He declared that Ruef did not have in his employ any person other than his attorneys and his office boy, and asserted that Mr. Heney had no right to come into court with weapons on him. If he considered his life in danger, he

should have a guard with him. Mr. Heney declared that he had been receiving letters threatening his life, and, taking one from his pocket, said: "Here is one right now that came in care of your

The Assistant District Attorney also stated that in coming to and going from the courtroom he was dally being called vile names by persons in the corridors and on the sidewalks in front of the

building. After the court had again severely admonished the attorneys, saying that he would greatly regret to postpane the trial for a week, and, while very patient and making all allowances, he would not again permit such a scene to go unpunished, Mr. Ach resumed the cross-exam-

ination of Gallagher. Asked if he did not testify before the grand jury that Ruef said there "ought to be \$750 in it for each Supervisor," instead of "there would be," the witness declared that he "would not say positively" that he had not made such a statement, but was satisfied that he had not, and attributed it to an error upon the part of the reporter who took down the

Just before court adjourned, Judge Dool-

afternoon, Mr. Heney apologized, saying

he greatly regretted the affair. "I would like to say in extenuation said he, "that I have been under a heavy strain, trying cases for four years here and in Oregon. I deeply regret on your honor's account that it occurred."

As the attorneys met outside in the cor-

ridor, Mr. Hency approached Mr. Ach and for a moment it looked as if the affair of the afternoon would be renewed. "You accused me of 'fixing' the witness I won't stand that from any man," vehemently declared the Assitant District Attorney. Ruef's counsed paid no attention to the remark.

Money to Throw to Birds.

Gallagher was preceded on the stand by State Senator George B, Keane and Willam J. Dingee, a prominent capitalst. Keans was for some years Ruef's law pariner, later secretary to Mayor Schmitz which position he resigned to accept the appointment as clerk to the Board of Supervisors. He was called by the prosecu tion merely to identify the records of the

Dingee told of conversations with Mayor Schmitz regarding the Parkside matter, the Mayor being favorable to the project. He also told of a remark made to him by Ruef when talking about the Parkside proposition that "if they," referring to the Parkside people, "wanted to throw money to the birds, I am one of

HAVE OUTLAW PENNED IN

HALF-BREED MOSNEY, IS RUN DOWN AT LAST.

Desperado Trailed to Cave Near Arrow Creek and Must Surrender or Starve.

BUTTE, Mont., May 8.—A special from Lewistown, Mont., to the Miner Sheriff Edward Marton and Deputy

Sheriff Al Morgan, now in the field after the notorious half-breed outlaw Mosney, are uninjured and have the desperado corralled in a cave near Arrow Creek.

John Walsh rods in from there today and brought this news with him He states that the officers soon got on to the trail of their man, and finally penned him up in his retreat, from which he can escape only through surrender, as it will do him no good to fight, all the advantage being on the Sheriff's side.

the Sheriff's side. Walsh said it was expected when he left that there might be a termination of the affair at any moment and added that there is no room for doubt as to the man being Mosney

IMPROMPTU FARCE

Students Make Good Use of Theater Given Them.

UNIVERSITY OF OREGON, Eugene Or. May & —(Special.)—By way of appreciation for the gentlemanly manner in which University studen have conducted themselves while attending the Orpheum Theater since its opening, L. F. Mummy, manager of the theaten turned the place manager of the theatest tarned the place over to the students for one night, and the college boys organized a minstrel show, which they presented to a packed house this evening. The show was a farce, gotten up on the spur of the moment, but every one had a good time, the actors as well as the audience. All of the actors were hasphall masks to of the actors were baseball masks to ward off the flying vegetables. There was no rowdylsm, but just a little college fun. Joshes were cracked on the faculty and promient citizens, and students were made the butts of jokes.

FIREMEN CONFESS ARSON

Admit Having Burned Jamestown Exposition Buildings.

NORFOLK, Va., May 8 .- Four members of the Jamestown Exposition Fire Department and two of the Powhatan Guard were today held to the grand jury on the charge of arson. Two of the men filed written confessions that they started the fire on the grounds which destroyed the Philippine villages and other villages, ten days ago. They said it was understood that Fire Chief Miller had recommended a out in both forces and salaries and they thought a fire would demonstrate the value of both the firemen and guards of the

BRIEF NEWS BY TELEGRAPH

Chicago—Gill W. Barnard, one of the most widely known Masons in the United States, is critically ill here. St. Petersburg-King Gustave, of Sweden, and his suite left Friday for Reval, where they will embark for Sweden. New York.—The annual convention of the Federation of American Zionista will be held at Atlantic City, July 10 to 15.

Winnipeg, Manitoba.—The Grand Trunk Railway Company will erect six 10,000,000-bushel elevators on the Kam River at Fort William.

New York.—The Chamber of Commerce has \$70,000 left of the San Francisco relief fund and will probably give it to the San Francisco hospitals.

Butte—Negotiations are under way for the settlement of the linemen's strike on the Rocky Mountain Bell Telephone Company's lines in Montana and Wyoming. New York—The tank steamer Washtenaw, laden with oil, from Sabine, Tex., went on the sand keys near Moumouth Beach, N. J., Friday. She got off at the next flood tide. Chicago—The arguments on the appeal of the Standard Oil Company from the fine of \$29,240,000 imposed by Judge Landis were concluded Friday. The court took the appeal under advisement.

Tokio.—Baron Sone, Vice-Resident-General in Corea, in the Ji-Ji Shimpo is quite outspoken, and recommends drastic measures to suppress the agitation against Japan in Corea. His return home is generally believed to be connected with important political changes in Corea.

cal changes in Corea.

New York.—Charles S. Naething, a wealthy restauranteur, has been appointed administrator of the estate of his brother, John Philip Naething, who went West in 1872 and had not been heard of till a year ago. The estate consists of \$2834, his share of his father's fortune.

New York.—The annual convention of the National Wholesale Grocers' Association at Atlantic City. June 3-4, is expected to be the greatest gathering of food purveyors ever held in the country. It will represent about nine-tenths of the grocery trade of the country, and 1000 delegates will be present

Guatemaia City.—Persistent reports are current regarding the presence of Mexican troops on the frontier, and the Guatemalan government has requested the Government at Washington to ask an explanation from Mexico. Mexico denies that any more than the regular frontier guard is on the bound-ary.

Sacramento, Cal.—A gasoline tank in a large bathing establishment in Oak avenue, between Seventh and Eighth streets, exploded Friday morning. The flames destroyed the bath-house and the saloon of Charles Bauer and the insurance office of Nathan & Michels; loss \$40,000, small insurance.

Appleton, wis.—wisconsin paper manuscrivers propose that newspapers be printed on black paper in white ink. The advantages suggested are the preservation of forests, the saving of millions of dollars annually in pulp wood and the reduction in the price of print paper, to perhaps one-half the present price. Black paper can be made of old and used newspapers.

Advises the Visiting Bishops What to Do.

SIDES WITH SENATOR KNOX

Believes Congress Should Not Infringe on Prerogatives of Any State, Which He Says Would Call for "Thunder."

WASHINGTON, May 8.—A committee from the board of bishops of the Methodist Episcopal Church, whose general conference is now being held in Baltimore, today called on Speaker Cannon and presented to him resolutions that had been adopted by the conference and asked that the Littlefield interstate liquor shipment bill new nending before liquor shipment bill now pending before a committee of the House be reported with favorable recommendation; that the House pass the bill and send it to the Senate for favorable consideration and that action be had before the adjournment of the present session of Congress. ment of the present session of Congress. Among them were Governor Hanley, of Indiana; Governor Hoch, of Kansas, and Judge Charles A. Pollock, of Fargo,

Speaker Cannon, after reading the resolution, alluded to the consideration that has been given to this question by the Senate committee on judiciary and called attention to the report of Senator Knox declaring the Littlefield and other bills to be unconstitutional, which he considered to be a very able document. He said that if Congress attempted to overreach and infrings upon the prerogatives of the state, the state would "soot

The Speaker was rather inclined to think that better results could be obtained if the conference pursued the lines of a bill drafted by Mr. Knox after re-jecting the Littlefield measure, which, he said, was pronounced by a committee of able lawyers in the Senate to be un-

VETERAN BISHOP RETIRES

Thoburn Asks Methodist Conference to End His Labors.

BALTIMORE, May 8.-Giving advancing years as his reason, Dr. J. M. Phoburn, missionary bishop of Bombay India, today asked the General Conference of the Methodist Episcopal Church to retire him from active service. His request was referred to the committee on piscopacy. A deep impression was created among the delegates, who testified their regard for him by rising and ap-

plauding him.

Bishop Goodsell presided today. A large Bishop Goodsell presided today. A large number of memorials were handed up from the various conferences. Mrs. Florence D. Richards, of the Central Ohio Conference, secured the unanimous adoption of a resolution appealing to Congress to submit to the states an amendment to the Constitution prohibiting polygamy. The resolution points out that two such propositions are before the United States. propositions are before the United States Senate,

Missions in Asia.

Bishop William F. Oldham, of Singapore, read the report of the missionary bishops of Southern Asia. sionary bishops of Southern Asia. The effect of the victory of Japan over Russia in their war, the report said, is registered in the thinking of said, is registered in the thinking of every Asiatic. National and racial self-consciousness everywhere has been quickened. In the Malay archipelago, the report continued, the increased power of Japan is dimly felt to be a threat rather than an incitement, and reported experiences of Formosa and Carsa land stability to Furnary will reported experiences of Formosa and Corea lend stability to European rule. In the Philippines at first the Japanese success produced some wild talk, but the American concession of a larger degree of self-government than has yet been youchsafed to a dominated people in the history of nations, together with the object lesson of how Asiatics may fare at the hands of other Asiatics, has made for a degree of con-Asiatics, has made for a degree of contentment with the American programme that could scarcely have been looked for at the beginning of the quadrennium. There was a larger stride towards democracy in the Far East during the quadrennium than any half century, possibly any century, in

Paget Enters Protest.

Something of a sensation and not s little amusement was created when Delegate B, Lee Paget, of Portland, arose and denounced as "obscene and obnoxious" some literature that had been distributed among the delegates. The offending mat-ter proved to be advertisements of certain whiskles, contained in a pamphlet issued as a souvenir of the Jamestown Exposition and setting forth the resources of Maryland and industries of Baltimore. The books were stamped with the com-pliments of a leading business man of German universities are foreigners.

this city, who was formerly a Methodist minister. Bishop Goodsell, in the chair, cut off discussion by saying that the hour of adjournment had arrived.

NOTABLE MODERN MISSIONARY

Bishop Thoburn's Long Career in

Asia-Predicts Asiatic Invasion. Bishop James M. Thoburn, who ap plied to the general conference of the Methodist Episcopal Church, at Baltimore, yesterday, to be retired from active service, had had a most remarkable career. He is nearly 72 years old and was elected to the bishopric in 1888, being assigned to India and Southard where he had previously between the control of the property of the plant of t

ern Asia, where he had previously la-bored. He served continuously, being one of the most noted missionaries of modern times, until his health was shuttered. Three years ago he was ohliged to cease the hard toll and priin India and come home to rest.

By the whole church and by the world at large as well, Bishop Tho-burn is held in high and loving esteem.

burn is held in high and loving esteem. Here in Portland, where he lived most of the past three years, while resting from his missionary labors, he was greatly beloved, as indeed is the case throughout Methodism, especially.

Last September, during the annual session of the Oragon Conference in this city. Bishop Thoburn thrilled his hearers by declaring that he saw, in the coming to America of vast hordes of Hindoos, the will of God, and the subsequent working out of the greatest missionary movement the world ever witnessed. Because of his long service in India and his great knowledge of the situation, his words cre-

service in India and his great knowledge of the situation, his words created a profound impression throughout the country.

Although probably the best-known of all Methodist bishops, both at home and abroad, Bishop Thoburn has spent the greater part of his ministerial life in countries across the seas. In stature, it is said, he is the smallest of the bishops. His wonderful vitality and bishops. His wonderful vitality and grim determination, however, kept him up in the conflict, and he toiled on for many years, even after his physical needs required him to rest. That he will be retired there is no doubt.

CHOICE OF CONSERVATIVES

(Continued From First Page.) ballots are taken, Bryan's supporters will melt away like snow, and soon leave him

in a hopeless minority. A careful canvass of the situation has convinced them that the "eentiment" for Bryan is the reflection of despair and indifference rather than of fanatical enthu-

Weak in the South.

Particularly is this so in the Southern States, they say, where the delegates have been suspicious of Bryan ever since he spoke in Madison Square Garden, after tree and was apparently satisfied that his trip around the world, and advocated he had found the right place and began Government ownership of railroads. Of course, he took it back later, but the damage had been done.

Whether the strength of the anti-Bryan combination will be thrown to Harmon at the start is a question as yet undecided. Several leaders of conservative sentiment favor keeping the Ohio man in the background as far as possible Their idea is to split the votes of the anti-Bryan men up among a number of favorite sons, and throw the convention into a hopeless deadlock.

Harmon Cast for Moses.

Then when the men from the South are sick and disgusted and eager to go home, Harmon will be suggested as the one man gates will turn to him as their political

THE DAY'S DEATH RECORD

Ludovic Halevy, Dramatist.

PARIS, May 8.-The death is announced of Ludovic Halevy, the well-known drawas a member of the French Academy and was born in this city, July 1, 1834.

Jerome Flannery, Cricketer. NEW YORK, May 8 .- Jerome Flannery, the leading authority on cricket in the United States, is dead of con-

Uphold Interborough Ruling.

NEW YORK, May 8 .- Attorney-General Jackson will not be permitted to bring suit against the Interborough Metropolitan Company to vacate its charter and annul its corporate exist-ence. The appellate division of the Supreme Court today sustained a ruling to this effect, which recently was

Northwestern People in New York. NEW YORK, May 8 .- (Special.)-The following from the Pacific Northwest registered at New York hotels today: From Portland-C. P. Maginnis, at the Plaza; J. J. Delury, at the Albert. From Seattle-Mrs. O. E. Anderson, at the Girard.

WHAT THE PUBLIC SHOULD KNOW

The STANDARD TRUST CO.

is now ready for business in its offices in the Chamber of Commerce building, Stark-street entrance, No. 265-267.

Transacts a General Trust Company Business

Acts as trustee under mortgages, trust deeds and in all fiduciary capacities and prepares papers therefor.

Certification of bond issues by this corporation assures protection to the public and investors and increases the market value of bonds. It offers an absolutely safe investment in

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based on Portland Business Property, in units of \$25.00, drawing 4 per cent interest annually, payable every six months and cashable under contract; in addition, they participate in the profits. Principal and interest absolutely safe.

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will be ready for business in the near future-just as soon as its safes and literature are ready.

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It deals in gilt-edge bonds.

Heinze and Clements Asked to Make Good Losses.

AETNA BANK CASE AGAIN

Receiver Wilson Sues for Value of Stock and Other Sums-Accuses Them of Misconduct and Also Fraud in Management.

NEW YORK, May &-A suft to recove approximately \$180,000 from F. Augustus Heinze and A. B. Clements was begun in the Supreme Court here today by Robert Lyons, receiver of the Aetna Banking & Trust Company, of Butte, Montana. Helnze formerly was president and Clements manager of the institution. They are asked to account for \$100.000 worth of stock, a credit of \$57,770 and for another amount of \$42,000.

It is stated in the complaint, that in

November, 1906, Heinze paid \$100,000 to for the benefit of its creditors. This \$100,000. according to the complaint, was distributed among the creditors, redu distributed among the creditors, reducing the bank's Hability to that extent. The receiver now asks the Court .nat, if this application of \$100,000 was proper, Heinze and Clements be required to account for stock of the bank having a face value of \$100,000. They also are asked to account for alleged less and despect to account \$100,000. They also are asked to account for alleged loss and damages to the com-pany which, it is charged, were due to their negligence, unlawfud acts, miscon-duct and fraud.

DIGS FOR BURIED LOOT

Mysterious Stranger Causes Much Excitement in Salem.

SALEM, Or., May 8 .- Much excitement was caused here today by the arrival of a mysterious man, who began excavating near the river in a spot where it has always been rumored a notorious outlaw buried \$10,000 and much valuable jewelry, following a murder in California and flight to Sa-lem. The outlaw was followed here by lem. The outlaw was followed here by officers and the impression remains that the loot was hastily buried in this city. The man who arrived here to-day paced off 100 steps from a certain erty owner, who continued the exca-vation. Hundreds visited the spot during the day.

The mere fact that

Scott's Emulsion

is universally recommended for Consumption is proof positive that it is the most energizing and strengthening preparation in the world.

It warms and nourishes, it enriches the blood, stops loss of flesh and builds up. Get Scorr's.

A sarge sample will be sent free upon receipt of this ad-vertisement and your address. SCOTT & BOWNE

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WANT a Young Man's suit without frills, with simple yet stylish lines, a tone of quiet elegance combined with quality? Take this one. You'll say we've rare good judgment in clothing values; and see why we emphasize the Ederheimer-Stein make.

Other styles with more marked features if you want them. Tell you more when you come in.

A pattern to please every fellow. Sizes

Baseball Suits and Watches Free With Suits

Cor. Third and Morrison

Sam'l Rosenblatt & Co.

FANCY PRICES For Men Tan Russia Low Shoe. Two brass buckles, heavy, single soles, regimental heels. A "live" model for stylish young men. Price \$4.00

In the matter of style, "Crawfords" lead the shoe procession. Look in the "Crawford" window today and you see the models which our competitors will show next season. Other manufacturers have long paid the "Crawford" the compli-

ment of imitation. "Crawfords" are better than any other shoes sold at the same prices; and as good as many sold at much higher prices. Do not take our word for it-we may be prejudiced-but examine the shoes.

We Welcome Investigation Any Time

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