

HENEY SHOT BY EX-CONVICT HE EXPOSED

Graft Trials Have Climax in Attempt at Assassination.

WOUND MAY NOT BE FATAL

Rejected Juror Attacks Heney in Courtroom, Approaching Suddenly.

SAYS HENEY RUINED HIM

Overpowered, He Expresses Indifference as to Fate.

POPULACE IS INDIGNANT

Ruef Sends Chauffeur for Doctor and Joins in Denouncing Crime. Returned to Jail—Will Be No Let-up in Prosecutions.

SAN FRANCISCO, Nov. 13.—The San Francisco bribery-graft cases had a dramatic climax today, when Assistant District Attorney Francis J. Heney, who has been in charge of the prosecution during its course of two years, was shot and seriously wounded in the crowded courtroom by Morris Haas, an ex-convict.

The shooting occurred during a brief recess in the trial of Abraham Ruef on the charge of bribery, which is now in its fifth week. With four uniformed policemen in the hall, half a dozen of the prosecution's special detectives within a few feet, one of them detailed especially as his bodyguard to see that no attempt was made upon his life, and several court bailiffs and attaches scattered about, the aggressive special prosecutor whose fearless and relentless work in the exposure and prosecution of graft in the municipal affairs of this city, earned him many enemies, was shot in sight of 500 persons. Mr. Heney is now in the Lane Hospital and the physicians say that his wound is not fatal. Haas is in the city prison. The would-be assassin is a Jew and a saloonkeeper, who was drawn upon the jury panel in the second trial of Ruef and, after having been temporarily passed by both sides, was exposed in a dramatic manner by Mr. Heney as an ex-convict and discharged from the jury. Haas declared after the shooting that Heney had ruined his life by this exposure and that he had determined to kill Mr. Heney for that reason.

While Court Was in Recess.

Mr. Heney had finished the examination at noon of James L. Gallagher, the prosecution's most important witness in all the bribery-graft cases and the confessed "go-between" of Ruef and the former Board of Supervisors. Henry Ach, chief counsel for Ruef, had subjected Gallagher to a severe cross-examination for two hours in the afternoon, when Judge Lawlor declared a brief recess at 4:30 o'clock. The jury filed out and Mr. Heney, Mr. Ach and Mr. Duster, at the request of the Judge, went into his chamber to confer with him on some proposed instructions to the jury. At the conclusion of the conference Mr. Ach, Mr. Duster, Ruef and Judge Lawlor went out of the courtroom to the street in front of the building, which is on Fulton street, near Van Ness avenue.

Mr. Heney, instead of going outside to enjoy a brief airing, stepped for a moment into an ante-room and then came back to his counsel table. While many of the persons who crowded the courtroom had gone out on the sidewalk, there was still a large crowd in the room.

Shot Suddenly Fired.

Mr. Heney was leaning over on his table, conversing in low tones with A. McCabe, chief clerk of the District Attorney's office. Directly in front of him was James L. Gallagher, the witness, and a representative of the Associated Press had just walked to Mr. Heney's table and was standing at his left elbow, waiting for an opportunity to speak to him, when a small man, neatly attired and having a decidedly Jewish cast of countenance, approached the Assistant District Attorney from behind in quick steps, but with deliberation. Suddenly his right hand shot out and, before the newspaperman, Mr. McCabe or John Foley, Mr. Heney's special bodyguard, sitting about eight feet away, could make a move, there was a flash and a loud report rang through the courtroom. For a moment everybody seemed

CONSIDERS HENEY MARTYR TO PUBLIC

LANGDON'S TRIBUTE IN BELIEF HENEY WOULD DIE.

Had No Motive but Pure Devotion. No Threats of Assassination Will Stop Prosecution.

FRESNO, Cal., Nov. 13.—District Attorney Langdon, of San Francisco, is in Fresno. When informed by an Associated Press representative of the shooting of Francis J. Heney, he expressed deep horror. He declared the prosecution would go on and said the criminals who had debauched San Francisco had gone the extreme length.

Mr. Langdon had just telephoned to his



Kwang Su, Emperor of China. Whose Death Occurred Yesterday.

office in San Francisco and had received the report that there was no hope of saving Mr. Heney's life. Mr. Langdon's face and voice showed the intense emotion under which he was laboring as he said:

"If there was ever a clear case of a man's offering his life for his country, it is the case of Mr. Heney. He was actuated in his work by no motive but a pure devotion to the good of his country and of his fellow-citizens, and his death will be that of a martyr to the public cause. It would be inappropriate at such a time as this to discuss the possible effects of Mr. Heney's death upon the promotion of the grafters, but I may say that no threats of assassination will avail to stop it and the prosecutions will continue, even if more lives must be sacrificed. And I am taking the first train back to put in motion the wheels of the law to make sure that justice is meted out promptly and surely to this assassin. Mr. Langdon, accompanied by his wife and brother-in-law, C. E. Conneau, leaves on the midnight Santa Fe train for San Francisco.

TRADE EXPANSION RAPID

Dun and Bradstreet's Report a Healthful Industrial Tone.

NEW YORK, Nov. 13.—Dun's review of trade tomorrow will say: "Expectations are being fully realized in the increased demand for manufactured products that each day reduces the percentage of idle machinery and the number of unemployed. The depleted condition of stocks in all business branches, and throughout all industrial channels there is a sudden pressure to meet requirements that assures activity for some time at least. Several of the railroads are in the market for steel rails, although few important contracts were placed this week. Increased activity and strength is noted in every variety of trades."

Expansion continues in trade and industrial lines, shipments over the railroads are increasing, idleness is being diminished, prices in numerous instances are higher, collections are better and sentiment is brighter than it has been for 12 months past. In many sections retailers stocks are broken owing to conservative purchases heretofore made, and as a result requests for immediate shipments are quite the rule. On this account and because of more reasonable weather, sorting up orders in wholesale and jobbing lines are of larger volume. Spring business is developing freely, although widespread improvement in this direction is not looked for until after the turn of the new year. Demand for holiday goods is increasing. On the whole the situation is becoming more favorable.

SHANKLIN IS PRESIDENT

Former Seattle Pastor Head of Wesleyan University.

NEW YORK, Nov. 13.—William Arnold Shanklin, president of Upper Iowa University, Fayette, Ia., and formerly pastor of the First Methodist Episcopal Church of Seattle, was elected today president of Wesleyan University, Middletown, Conn. Dr. Shanklin succeeds Acting President Northrice, who has been at the head of the university since the resignation of President Bradford P. Raymond about two years ago.

TOO BAD, UNHAPPY ONES

Now You'll Have to Live in Dakota One Whole Year.

SIOUX FALLS, S. D., Nov. 13.—The new divorce law, increasing the period of residence from six months to one year, was carried on November 3 in South Dakota by a vote of 2 to 1, according to unofficial figures compiled today.

SOVEREIGNS OF CHINA ARE DYING

Emperor Is Removed to Death Chamber.

DOWAGER IS CRITICALLY ILL

Nation Shaken by Reports From Royal Palace.

IMPERIAL EDICTS ISSUED

Prince Chun Made Regent, While Son Becomes Heir-Apparent. Empress Attends Grand Council and Swoons.

PEKIN, Nov. 13.—The entire Empire of China has been shaken by reports emanating today from the royal palace, one of which conveyed news of the death of Emperor Kwang Hsu, and another which told of the serious illness of the Dowager Empress who, it is also believed, is dying. The Emperor was transferred to the death chamber at 3 o'clock this afternoon, but at 4:30 o'clock official information was made public that the Chinese ruler was still breathing. The Dowager Empress attended a meeting of the Grand Council soon after the transfer of the Emperor to the death chamber, but her condition was such that she fainted during the session.

Two Edicts Issued.

Two imperial edicts were issued from the palace this afternoon in quick succession. The first makes Prince Chun Regent of the Empire, and the second appoints his son, Pu Wei, heir presumptive. Simultaneously with the removal of the Emperor from the Winter palace to the death chamber in the Forbidden City, the members of the Grand Council assembled in the palace. The Dowager Empress was present at the meeting, and is reported to have swooned. At 4:30 o'clock this afternoon a palace official of high standing said the Emperor was still alive.

All the government offices were deserted. The palace is crowded with officials. Prince Chun is a brother of the Emperor. His name is Tsai-Feng, and he succeeded to the title of his father, Prince Chun, in 1901. He is a Lieutenant-General of the Plain White Banner Corps, and visited Germany in 1904 as a special commissioner of the throne.

Refuses Medical Aid.

This last illness of the Emperor assumed a serious aspect a fortnight ago. It was then declared that he was suffering from a grave intestinal complaint. He has persistently refused to accept Western medical aid, although medical men attached to the legations here have stood ready to give their services. His Majesty has been suffering for 10 years past from chronic nephritis, which recently became complicated with diabetes and sciatica. It was admitted yesterday.

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PLEADED GUILTY TO EMBEZZLEMENT

MAN WHO SHOT HENEY GIVEN TWO YEARS' SENTENCE.

Collected Money for Firm and Kept It, Claiming Right to Its Use.

SAN BERNARDINO, Cal., Nov. 13.—Morris Haas, who shot F. J. Heney in San Francisco today, was sentenced to prison for two years by the Superior Court of this county, May 23, 1888, he having pleaded guilty to the charge of embezzlement.

Haas was a traveling salesman, representing Heiler Brothers & Company and



The Dowager Empress of China, Who Is Reported to Be Near Death's Door.

Schlesinger & Green, the latter being cigar merchants of San Francisco. On July 27, 1887, Haas collected from H. J. Wild, a San Bernardino cigar dealer, \$275, due Schlesinger & Green, appropriating this sum to his own use. Complaint was sworn to by John Schlesinger, who testified at the preliminary trial that Haas had been given some accounts for collection, totaling \$3200; that Haas never sold any goods, but sent in two fictitious orders and arriving at San Bernardino, collected the Wild account, asking Wild to have the check made payable to him.

From the testimony it appears that Haas disappeared and nearly a year later was arrested in Philadelphia and brought back to California. Haas did not deny the collection, but his defense was that he was entitled to make collections and use the money for his expense account, which Schlesinger denied. Haas was bound over and in the Superior Court pleaded guilty.

Send Troops Against Russia.

ST. PETERSBURG, Nov. 13.—A special dispatch received here from Juita, on the frontier between Persia and Russia, says a detachment of Persian nationalists has been sent by Satar Khan from Tabriz and is engaged in throwing up fortifications in the vicinity of Juita, for the purpose of resisting a possible Russian advance toward Tabriz.

Grant Now in Command.

CHICAGO, Nov. 13.—Major-General Frederick D. Grant assumed command of the Department of the Lakes at Army headquarters today.

METCALF RESIGNS, HEALTH NOT GOOD

Newberry Succeeds as Secretary of Navy.

CALIFORNIAN NERVOUS WRECK

Roosevelt Gives High Praise to Retiring Official.

FRICION WITH NEWBERRY

Metcalf Frequently Annoyed by Assistant's Assumption of Authority—Will Return to Law Practice in San Francisco.

WASHINGTON, Nov. 13.—(Special.)—Informed by his physicians that it would be necessary for him to take a complete rest for two months, Secretary of the Navy Metcalf handed his resignation to the President today, and Assistant Secretary Newberry was appointed Secretary. Mr. Metcalf seemed to be enjoying excellent health when he returned from his vacation, but he soon began to fall under the strain of official duties and anxiety over the condition of his son, who is now in a sanitarium in Los Angeles. He was unable to go on the stump during the campaign, owing to an attack of illness, and again yesterday he was confined to his house, but he was able to attend the Cabinet meeting this morning. He discussed with the President the Surgeon-General's dictum that he must have absolute rest, and as he did not wish to absent himself for two months when his term of office was nearly at an end, he tendered his resignation, and after going to his office, he made it out in regular form and sent it in.

Friction With Newberry.

The President accepted it at once and Mr. Newberry was appointed. It was stated at the White House that Mr. Metcalf was retiring solely on account of his health, and that his work had been most highly appreciated.

There has been some talk about friction between Mr. Metcalf and Mr. Newberry, whose ambition to become head of the department has been well understood. It was said that Mr. Newberry had taken advantage of every opportunity during the temporary absence of the Secretary, and that the latter was annoyed when he was in that manner committed to policies which he did not approve. This is possibly which no one seems ready to substantiate, and in official circles it is glibly denied. As an instance of Mr. Newberry's readiness to exercise authority, it is remarked that yesterday he accepted a bid for the battleship Utah, and promulgated an order relieving marines from duty on shipboard.

Mr. Metcalf's resignation takes effect.

CALL ON PRINCE TO PROTECT THEM

GERMAN MINERS BLAME MANAGERS FOR DISASTER.

Shouts Greet Eitel Frederick at Hamm and He Promises to Appeal to Kaiser.

HAMM, Westphalia, Nov. 13.—A crowd of 1500 angry miners made a hostile demonstration this afternoon while Prince Eitel Frederick and Minister of Commerce Debruck were visiting the scene of the catastrophe. The miners greeted the Prince with shouts, indicating their belief that the disaster was caused through the fault of mine management. The dis-



Victor H. Metcalf, Who Has Resigned His Position as Secretary of the Navy Because of Executive Displeasure.

trict Governor tried, in a speech, to pacify them, but they hooted him down and some of them struck up the "Marsellaise," blocked the road and prevented the Prince's automobile advancing.

Later the Prince received a deputation of miners in the company's office. The spokesman asked him to report to Emperor William that they wanted a law for the protection of the miners. The Prince promised that he would inform his father of their desire. The leader of the men subsequently made a speech to the crowd, requesting it to disperse quietly, and this was done.

WANTS DECISION ENFORCED

Eugene Woman Asks That Pressure Be Put on Secretary Garfield.

OREGONIAN NEWS BUREAU, Washington, Nov. 13.—Mrs. Mary E. News, of Eugene, Or., today asked the Supreme Court of the District of Columbia to issue a writ of mandamus against Secretary of the Interior Garfield to compel him to recognize and follow the decision of the United States Circuit Court of Appeals for the Seventh Circuit, which held it unnecessary for her personally to inspect a tract of public land before making timber and stone entry thereon. She declares in her petition that Garfield declines to follow this ruling, claiming that he construes the law differently.

WARMLY WELCOME FINLEY

Portland Ornithologist Asked to Instruct President's Son.

WASHINGTON, D. C., Nov. 13.—William Lovell Finley, of Portland, who was instrumental in securing establishment of Government bird preserves in Oregon, called on the President today and exhibited his bird pictures and those taken by Mr. Bohman. The President was so much pleased that he gave Mr. Finley a cordial letter of introduction to Kermit Roosevelt, who is at Cambridge, and asked him to call on him and give him pointers on the use of the camera in photographing wild birds and game. Kermit is to be the official photographer on the President's African hunting trip, but has had no experience in taking pictures of this type. Finley promised to visit Kermit next week.

DIES FROM ARROW WOUND

Director of Tea Company Killed by Belligerent Coolie.

CALCUTTA, Nov. 13.—(Special.)—From Assam comes news of the death of Mr. A. A. Glass, managing director of the Boroi Tea Company, as the result of an injury which he received at the hands of one of his coolies. Mr. Glass, who was the reverse of a hard master, had gone down to the coolie lines on receipt of information that the man in question refused to turn out to work. Mr. Glass was sitting on horseback outside the hut, and after giving orders that the man should be made to turn out, the coolie suddenly rushed out armed with bow and arrow, and before anybody could interfere had sent a rusty shaft through Mr. Glass' ribs, narrowly missing the heart. It was found impossible to withdraw the arrow, and the head had finally to be cut out from the wound. The injured man at first did well, but blood-poisoning set in, and he died a few days later.

FRIGID WAVE HITS DENVER

Mercury Drops to 8 Degrees Below Zero at 8 A. M. Yesterday.

DENVER, Nov. 13.—Today was the coldest November day experienced in Denver in 28 years, the thermometer registering 8 degrees above zero at 8 o'clock this morning.

NO REDUCTION IN TOBACCO TARIFF

Both Parties in Favor of Present Rates.

BIG INDUSTRY IS AT STAKE

Change Now Would Mean General Disturbance.

FEAR EASTERN PRODUCERS

Free Trade With Philippines Would Open Way for Tremendous Amount of Smuggling, Says Representative Griggs.

WASHINGTON, Nov. 13.—From the attitude assumed by both Republican and Democratic members of the House ways and means committee at today's hearing on the proposed revision of the tariff it became evident that there is general satisfaction with the present duties on tobacco and tobacco manufactures. The Democrats appear content with the present high tariff, on the ground that tobacco is a product on which the Government should derive revenue, while the Republicans favor the present rates because they offer the protection desired by the American tobacco interests.

Oppose Any Change.

Representatives of the tobacco growers of New England, Florida and Georgia opposed any change for higher or lower rates, contending that such action would disturb the conditions of trade. While M. L. Floyd, chairman of the tobacco board of trade of the Connecticut Valley, was giving the committee information, Representative Griggs, of California, asked if the tobacco growers were afraid of free trade with the Philippine Islands. "They certainly are," was Mr. Floyd's reply. "Bornea and Sumatra, where the tobacco industry is in the hands of the Dutch, are so near the Philippines that the Dutch tobacco-growers would be able to make their costs lower than the Philippines and raise tobacco with the labor that costs but 15 cents per day, when our labor costs from \$1.50 to \$2 a day."

Fear Island Producers.

"It would take our standing Army to keep these same growers of Sumatra from smuggling tobacco into one or more of the 1500 islands in the Philippine group," he added, "where they could pack it and ship it to this country free of duty." "Have you mentioned these views to Mr. Taft, the President-elect?" asked Mr. Griggs. "I have not the pleasure of his acquaintance," was the reply. Representative Nicholas Longworth asserted that tobacco was grown successfully on only one of the Philippine islands.

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