



## HASKELL INDICTED WITH SIX OTHERS

### Grand Jury Acts on Oklahoma Frauds.

## SWINDLE WORKED ON INDIANS

### Bought Lots at Half Price in Names of Dummies.

## CONSPIRACY IS CHARGED

### Names of Persons All Over Country Used to Secure Lots—Signatures Forged When They Refused to Sign Quitclaims.

MUSKOGEE, Okla., Feb. 2.—(Special.)—The United States grand jury for the eastern district of Oklahoma turned into court here today three indictments in the Muskogee townsite land-fraud investigation and stated to United States District Judge Campbell that they would have no more such cases at present. One indictment was against Charles N. Haskell, Clarence W. Turner and Walter R. Eaton, the second was against William T. Hutchings and Clarence W. Turner, and the third and last was against Albert Z. English, Frederick B. Severs and Jesse Hill.

Each one of these indictments first recites that the United States has always exercised official functions in the matter of protecting the Indian tribes in the enjoyment of land set apart for their use, supervising through the Interior Department the selling of such land when this is done under the law for such land, and also taking care of the proceeds for the Indians, and then the act of March 1, 1901, is referred to.

### Got Title Through Dummies.

This act provides for the selling of lots in townsites in the Muskogees, or Creek Nation, reservation, at auction to the highest bidder at not less than their appraised value. The act, however, contained a provision in favor of persons already in occupancy of land within townsites, in that it permitted such persons to purchase not more than two lots at one-half of their appraised value. Under these circumstances, it is charged, the defendants, in violation of section 449 of the revised statutes of the United States, conspired so to manage matters by means of "dummies" that they finally would come into possession of any valuable lots in Muskogee at one-half of their appraised value. They would first schedule with the townsite commission the names of all the persons they could think of in different parts of the United States, and so set the Government machinery in motion, which would finally result in the issue of patents in the names. While the machinery was grinding, the defendants would secure quitclaim deeds from these prospective patentees. Having secured record title, the defendants would then hasten to dispose of the lots to innocent third parties. The result of all this is charged as a fraud upon the United States and also upon the Creek Nation, wards of the Government.

### Acts Done in Conspiracy.

Overt acts to the number of 47 in the first indictment, 13 in the second and 22 in the third are set forth as having been committed by the different defendants in pursuance of the conspiracy. These overt acts consisted in the writing of letters, signing of deeds, and the making of payments and accepting of patents from the Government. In cases where dummies refused to sign quitclaim deeds or demanded money, as was charged in the indictments, forgery of deeds in their names was resorted to to complete the claims of title.

Thomas P. Owen of Muskogee, attorney for Haskell, made promise of his appearance Friday morning to give bond in the sum of \$5000. Turner was first to give bond, in the sum of \$10,000. Hutchings and Eaton followed and gave a \$500 bond each. All will probably be arraigned before Judge Campbell Friday morning. English is in Los Angeles, Cal.

### Associates of Haskell.

Eaton is a brother-in-law of Walter R. Ritchie of Lima, Ohio. He is the secretary of the Indiana Contracting Company, of which Haskell is president and which, it is alleged, scheduled the names of "dummies" to secure town lots. Hill came here from Texas and became identified with the Muskogee Development Company.

### INQUIRY IS GROWING WIDER

On-Lots Frauds in Oklahoma to Be Thoroughly Probed.

MUSKOGEE, Okla., Feb. 3.—The Government sprang a surprise in the Muskogee town lots fraud investigation here today when it was announced that the probing of the grand jury would be extended to include alleged frauds in scheduling "individual blocks." Many persons built temporary fences around whole blocks of land and claimed ownership on the ground that these improvements secured deeds to be property. It had been supposed that the investigation would not take in so wide a scope but would be confined to the securing illegally of town lots.

## FORGETS DETAILS OF HIS HOME LIFE

### APHASIA STRIKES DOWN CALIFORNIA YOUTH.

### Talks With Father as Stranger and Can Remember No Incidents of Past.

RIVERSIDE, Cal., Feb. 2.—Florin G. Lee, the young student whose complete lapse of memory constitutes one of the most remarkable cases of the kind ever known, was brought to the home of his parents in Riverside last night, from Los Angeles. When Lee left the Los Angeles jail in company with his father and other relatives, he said:

"There is really no reason why I should go to Riverside; I do not know anyone there."

He did not recognize his father, and talked with him as though he were an utter stranger.

He listened with interest to his father's descriptions of scenes of Riverside, with which the young man had been perfectly familiar since childhood. He appeared to have no recollection of them whatever.

It is thought that a few weeks of rest among his relatives and friends, amid familiar scenes, may restore his memory. His condition is ascribed to overwork. His mind is not affected except in memory, and his manner is entirely rational.

## M'LOUGHLIN RELICS FOUND

### Workman Digging on Site of House Makes Valuable Find.

OREGON CITY, Or., Feb. 2.—(Special.)—Valuable historical relics supposed to have belonged to Dr. John McLoughlin were found by workmen excavating here yesterday on the site of the old McLoughlin home, which has been removed to make way for an office building for the Hawley Pulp & Paper Company.

One of the workmen, Edward Scurfus, in digging where the house formerly stood, brought to light an English shilling of the date of 1801, bearing the name and profile of George III; a silver dime of 1836; several metal buttons of a fashion of long ago, and a copper and brass vase. An old sword, thought to have been carried by Dr. McLoughlin, it was found had been used as a stove poker by the family residing next door to the old McLoughlin home for a long time.

These relics will be preserved, and if the house is bought by the city and made a museum, as the plan is, they will be added to the collection of McLoughlin relics which it is hoped to form here.

## DUKE SECURES HIS BONUS

### Irish Court Decision Gives Manchester \$125,000 a Year.

DUBLIN, Ireland, Feb. 2.—(Special.)—The Irish law courts, after many days, passed in investigation, have reached a decision respecting the estate of the Duke of Manchester which puts \$25,000 annually into his pockets. It was Manchester who, in 1900, married Miss Helena Zimmerman, daughter of Eugene Zimmerman, of Cincinnati, O.

The Duke sold his estate to tenants under the act of 1903, which provides that when an estate is insolvent, the vendor, being a tenant for life, gets no bonus, but if the estate is solvent, the bonus goes to him. The courts have decided that although a receiver had been appointed over the estate in the interest of the creditors, it escaped insolvency by a few hundred pounds a year.

## G. N. EARNINGS FALL OFF

### Net Loss of 3 Per Cent Shown Over Last Year's Income.

ST. PAUL, Feb. 2.—The semi-annual statement of the earnings and expenditures of the Great Northern system for the six months ending December 31, 1908, shows a falling off in the road's income as compared with the same period last year. The net operating income for the last half of 1907 amounted to \$12,868,712, while for the last half of 1908 the operating income was \$12,492,100, showing a decrease of \$376,612, or a net loss of 3 per cent.

The total operating expenses were cut \$5,991,881, or about 11 per cent.

## FROSTBITE MAY BE FATAL

### British Hunter Fighting Slow Death at New York Hotel.

NEW YORK, Feb. 2.—Hon. James Knivett Escount Howard, of London, is lying at the point of death at the Waldorf-Astoria, the result of an experience while hunting in the frozen wilderness of British Columbia.

Physicians state that one of Howard's feet and several fingers will have to be amputated.

Howard is the only brother of the Earl of Suffolk, who married Miss Daisy Lettice, sister of Joseph Lettice, of Chicago.

## SEVEN SHIPS ON PACIFIC

### Small Total of American Merchantmen is Deplored.

NEW YORK, Feb. 2.—The congress for the development of the merchant marine of the United States had for its principal speaker tonight Congressman J. D. McCleary of Minnesota, who declared the adoption of the proposed ship subsidy bill was the only solution of the question.

Mr. McCleary said the Pacific Ocean should be a great American lake, but that today there are but seven ships in the merchant marine on that body of water now flying the American flag.

## ANTI-STATEMENT MEASURE KILLED

### House Votes It Down by Five Majority.

## TWO STATEMENT MEN FOR IT

### Two Unpledged Members Line Up With Opposition.

## BROOKE EXPLAINS BILL

### Brandon, Farrell and Dimick and Others Make Speeches in Opposition While Brady and Bean Address House in Its Favor.

STATE CAPITOL, Salem, Feb. 2.—(Special.)—After two hours' debate, the anti-statement bill, introduced by Representatives Brooke and Bean, failed to pass the House this afternoon by a vote of 27 to 32, one absent.

With the exception of Brady and Richardson, the 25 Statement Republican members voted with the seven Democrats against the bill. The opposition was further strengthened by Farrell and Leinanweber, unpledged Representatives. The other 25 anti-statement Republicans voted solidly for the bill which made it a misdemeanor for any candidate for office to make a pre-election pledge, the performance of which would be in violation of the state or Federal Constitution.

"The bill was not drawn to subvert the will of the people or to defeat the purposes of the primary election law," declared Representative Brooke, one of the authors of the bill, in opening the discussion in its favor. "It is intended merely to pave the way by which the constitutionality of all pledges made by candidates before they are elected can be tested. I do not undertake to say that Statement No. 1 is unconstitutional.

"This bill, if enacted into a law, would provide a means of forever settling a controversy that is serving to divide the voters of this state and will continue to cause such a division until the status of such pledges can be determined legally. Through its operation it now secures for us United States Senators, who are elected, not on their merits or for what they can do for the state, but because of their position on this question. At the present time the only way that this question can be legally decided is in the United States Senate and we wish to make it possible to solve the problem in our courts right here at home."

"Insult to People," Says Brandon.

Brandon charged that there was no need for the enactment of the proposed law and asserted that a candidate for

(Continued on Page 4.)

## 'LUCKY' BALDWIN VERY NEAR DEATH

### NOTED TURFMAN SINKING RAPIDLY AT HOME.

### Worry Over Present Crisis in California Racing Affairs Complicates Illness.

LOS ANGELES, Cal., Feb. 2.—(Special.)—E. J. Baldwin, generally known as "Lucky" Baldwin, is dangerously ill at his country home at Arcadia. He suffered a nervous collapse today and in the sinking spell that followed was very near death. He rallied, however, and was reported resting well at midnight. He may die before daylight, however.

Although Mr. Unruh, manager of the Baldwin estate, did everything in his power to spread the report that Baldwin is not seriously ill, late tonight it was stated by George Loss, the well-known bookmaker, that "Lucky" is so critically sick that the end is probably very close. Dr. John W. Trueworthy, who has been Baldwin's physician for many years, was called early and was at the bedside all day and tonight.

It is said that the worry over the racing situation in California has been one of the things to bring on the attack.

## BURY MILLION FOR CENT

### Colorado Undertakers Take Odd Agreement on Their Hands.

GRAND JUNCTION, Colo., Feb. 2.—The Mesa County Commissioners today awarded the contract for burying the deceased paupers of the county to a firm of undertakers who will receive one-millionth of a cent for each body prepared for burial. Competition for the contract was exceedingly keen, one bid being received of one-tenth of a mill of a cent for each pauper. One firm offered the county 10 cents each for the privilege of burying the paupers, but the County Commissioners said they could not accept a bounty from an undertaker on the dead paupers.

## WEDDING HURRIES ACTION

### Montana Legislature Plans a Stop to Undesirable Marriages.

HELENA, Mont., Feb. 2.—Immediately after hearing of a Chinese-American wedding yesterday, the Legislature passed the miscegenation bill hurriedly and unanimously. The intermarriage of all races and nationalities has been a subject of comment throughout the state for many years. Lately many unhappy endings have come to light. Provision has been made in the bill for stern penalties to be inflicted upon those solemnizing such marriages.

## VERMONT MARKSMEN BEST

### Battleship's Gunners Make Most Efficient Record in Navy.

WASHINGTON, Feb. 2.—For comparative battle efficiency of United States ships in combined night and day practice, made on the records of Magdalena Bay and Manila and while on duty at Gibraltar with the Atlantic fleet, holds first place.

## SECRET SERVICE TO ACT ANYWHERE

### Roosevelt Tells What Government Needs.

## RESTRICTIONS AID CRIMINALS

### Public Interests Suffer if Officials' Hands Tied.

## SHOULD USE BEST MEANS

### President Declares Need of Detective Force Under Attorney-General to Run Down Criminals in Any Department.

WASHINGTON, Feb. 2.—Declaring that "if the Government is to act with full efficiency against criminals, it must have some kind of Secret Service agents who can act against criminals anywhere," President Roosevelt in a statement made public at the White House tonight emphatically reiterated his opposition to restricting the field of the Secret Service.

"The position of the administration is," said the President, "that it is against sound policy to discriminate in favor of criminals by discriminating against the use of the Secret Service to detect and punish them."

### Normal Functions Unchanged.

"At no time has the President or any administrative officer claimed that the restrictive legislation of the last session affected the Secret Service division of the Treasury Department in the matter of suppressing counterfeiting or protecting the President. As a matter of fact, the limitation did not apply in the slightest degree to the normal functions of that service and the claim that the Secret Service was not hampered in looking after counterfeiting is admitted, but the assertion that the restriction was harmful to the Government interest is not correct."

### Usefulness Is Restricted.

"The effect of the limitation was materially to circumscribe the field of usefulness in which the trained agents of the Secret Service had hitherto been advantageously employed. Under the limitation it became impossible to use these investigators in the class of cases in which they have been especially successful for many years. The phraseology of the restrictive legislation is such that any person who was employed in or under the Secret Service division during 1909 for even so short a period as an hour became disqualified for promotion or employment in any branch of the Government service where either his compensation or expenses would be payable from any appropriation in the sundry civil act.

"The limitations tied the hands of the

(Concluded on Page 3.)

## WAS QUALTROUGH DRUNK OR TIRED?

### CAPTAIN SAYS HE WAS FATIGUED, TOOK ONE DRINK.

### Many Witnesses Testify to His Intoxication—Surgeon Says Very Susceptible.

GIBRALTAR, Feb. 2.—All the evidence in the court-martial of Captain Edward F. Qualtrough, of the battleship Georgia, on charges preferred by Rear-Admiral Walwright that he was under the influence of intoxicants at a reception given at Tangier by the American Minister, Samuel R. Gummere, was presented today.

"The hearing was held on the battleship Louisiana and a number of witnesses testified that Captain Qualtrough was intoxicated and unfit for duty.

"The accused officer, who took the stand in his own behalf, made a lengthy statement to the effect that he was ill and suffered greatly from fatigue and that he had only taken one glass of sherry and nothing more. He had smoked a strong cigar.

Surgeon Crandall, of the Georgia, one of the two witnesses for the defense, testified that Captain Qualtrough's physical condition was such that he was then very susceptible to the action of liquor and tobacco. The defense then introduced the records of the Captain, the 38 years he had served and the two letters of recommendation secured by him during the present cruise.

"The decision will not be officially given until it is finally approved. In the meantime, Captain Qualtrough will remain aboard the Georgia, under arrest, not being allowed either on the bridge or on the quarterdeck."

## HASKELL SEEKING PEACE

### Alarmed at Boycott of Oklahoma. Calls Railroad Conference.

CHICAGO, Feb. 2.—(Special.)—Governor Haskell, of Oklahoma, has sent out an invitation to the executive officers of all railroads operating in that state to meet him in a general conference. He has been moved to do so by the widespread publication of a statement that the roads generally are much dissatisfied with the provisions of the constitution and laws the state has adopted, so far as they affect transportation lines.

Some roads, such as the Santa Fe, have allowed it to be understood that they will build no more lines in the state under the present conditions. In proof of their purpose they have stopped all construction work within the state and projected lines have been abandoned for the time being.

Members of the Corporation Commission of the state and committees of the Legislature that have had charge of railroad affairs also have been invited. It is hoped that out of this confab will come a way of ending the antagonism which now exists and of stimulating roads to resume their construction work. It is realized that Oklahoma must have railroads at any cost.

## BUTLER TO GET MILEAGE

### Penalty of Tardiness in Delivering Oregon's Vote Waived.

OREGONIAN NEWS BUREAU, Washington, Feb. 2.—Under decision rendered today by Controller of Treasury R. H. Butler, of London, official messenger who brought Oregon's electoral vote to Washington, will not be penalized because he failed to arrive within time fixed by law for delivery of electoral vote. His mileage amounting to about \$750, will be paid and no effort will be made to impose penalty of \$1,000 which is imposed by ancient law governing such matters.

The controller decided this question on commonsense grounds, waiving all technicalities. Inasmuch as the Vice President accepted the Oregon vote brought by Butler, and inasmuch as the Government was in no way injured by his delay in reaching Washington, it is held that he is entitled to his mileage.

Butler is now in Tennessee visiting relatives but will return to Washington for his mileage.

## BOSTON WOMAN NO THIEF

### Mrs. Dunphy Free of Giles' Charges of Larceny.

CHICAGO, Feb. 2.—Mrs. Martha Mabelle Dunphy, of Boston, who has been on trial for the theft of \$3000 worth of diamonds from Charles E. Giles, a Dorchester, Mass., moneylender, was acquitted by a jury today.

Alfred Varion, of New York, who took a statement from Mr. Giles, in which the broker is alleged to have made several assertions detrimental to the prosecution, was the last witness called. Giles made the statement in Mr. Varion's office in the belief that the latter was to act as his attorney.

In the statement, which was read to the jury, Mr. Giles admitted that he assisted Mrs. Dunphy in pawing some of the jewelry and that after he redeemed the articles himself.

"This statement is said by counsel for the defense to contradict Mr. Giles' testimony last Monday."

## SHIP CARGO OF CORPSES

### Five Thousand Dead Chinamen to Be Taken Home for Burial.

NEW YORK, Feb. 2.—Five thousand Chinese corpses bound for their final resting places in the Flower Kingdom, will leave Brooklyn Wednesday on the steamer Shimosa. The bodies were disinterred from burying grounds all over the United States.

## PURSUIT OF WIFE ENDS IN MURDER

### Idaho Mining Man Shot Down in Denver.

## DEED SEQUEL TO ELOPEMENT

### John H. Cradlebaugh Tracked Fred W. Walton.

## DAY'S RECORD SANGUINARY

### Murder, Suicide and Larceny in List of Police for Day's Work—Two Crimes Dating Back to Events in East.

DENVER, Feb. 2.—Fred W. Walton, ex-grand master of the Oddfellows for the State of Idaho, was shot twice by John H. Cradlebaugh, at Sixteenth and Chambers streets, shortly after noon today. Walton died soon after being removed to the hospital. Both men are from Wallace, Idaho, and Cradlebaugh, also, is a prominent Oddfellow.

Walton was dying when the hospital was reached, but gasped out:

### Makes Dying Statement.

"That man thought I stole his wife." The shooting was witnessed by hundreds of shoppers, and a wild rush for safety took place when the shots were being fired.

Cradlebaugh, according to Chief of Police Armstrong, called on the latter at police headquarters late last night and told him that Walton had run away from Wallace with his wife, that he had traced them from Idaho to Seattle, and thence to Denver.

### Did Not Want Trouble.

Cradlebaugh told the chief he did not want to make any disturbance, but simply wished to recover his children, whom their mother had taken with her. Cradlebaugh, who was arrested immediately after the shooting, refused to make any statement.

## CRIME CAUSES NO SURPRISE

### Wallace Citizens Had Been Expecting Tragedy for Years.

WALLACE, Idaho, Feb. 2.—(Special.)—News of the shooting of Walton on the streets of Denver by Cradlebaugh occasioned no surprise among their acquaintances here, owing to the fact that Cradlebaugh was known to be in possession of the facts in connection with the infatuation of Walton for his wife for

(Concluded on Page 3.)

## INDEX OF TODAY'S NEWS

The Weather.  
TODAY'S—Occasional rain; southeasterly winds.  
YESTERDAY'S—Maximum temperature, 42 degrees; minimum, 40.6 degrees.

Mrs. Striding denies Lord Northland proposed to marry her. Page 3.

National.  
Governor Haskell and six other prominent Oklahomans indicted for town-plot frauds. Page 1.  
Roosevelt issues statement against restrictive laws of Secret Service. Page 1.  
Mondell denounces Forest Service as autocratic. Page 3.

Politics.  
Court-martial on Qualtrough sits at Gibraltar. Page 1.  
House debates agricultural bill and Pinchot gets both praise and blame. Page 3.  
Los Angeles adopts many changes in charter. Page 3.

Domestic.  
Riverside, Cal., boy loses his identity. Page 1.  
Prominent Idaho man kills man in Denver who stole his wife. Page 1.  
Flood in Northern California breaks levee, swamps town of Tehama and stops railroad traffic. Page 2.  
Mrs. Dunphy acquitted of robbing Giles. Page 1.  
Lucky Baldwin, famous horseman, dying. Page 1.

Anti-Japanese Movement.  
California House rejects bill forbidding alien land ownership. Page 4.  
Nevada Assembly adopts resolution in favor of exclusion. Page 4.

Pacific Northwest.  
Signs of awakening activity in real estate sales in Northwest. Page 5.  
Big Stock swindle bobs up again in arrest of W. R. Clemens at Moscow. Page 2.

Commercial and Marine.  
Renewal of wheat buying in interior. Page 15.  
Two-cent bulge in wheat at Chicago. Page 15.  
Better tone in stock market. Page 15.  
Little freight offering for transportation to Oriental ports. Page 14.

Legislatures.  
Anti-statement bill defeated in House by narrow margin. Page 1.  
Burial of bill for G. A. R. control of Soldiers' Home averted. Page 1.  
Ways and means committees of both houses have difficult problem in scaling down appropriations. Page 6.  
Both houses at Salem liberal in granting "more" salary bills. Page 7.  
House kills off many measures proposed. Page 7.  
Another insurance bill introduced in Senate by Kay. Page 8.  
Initiative and referendum bill introduced in Idaho, but not expected to pass. Page 8.

Anti-track bill at Olympia precipitates discussion of state's morals. Page 5.

Portland and vicinity.  
County Judge employs expert to examine books of county officials. Page 14.  
O. R. & N. to operate "farmers' special" through Eastern Washington in March. Page 14.  
Mount Tabor property-owners to improve streets with hard pavement. Page 5.  
George Sellers must pay \$5000 for stealing affections of Mrs. Noyes. Page 10.  
Six hundred pupils complete grammar schools. Page 10.

