THE MORNING OREGONIAN, WEDNESDAY, FEBRUARY 17, 1909.



and Mrs. Charles H. Eastman, who was speaking with Senator Carmack when he was killed, was called. Mrs. Eastman told how she met Carmack and identified and rackling flames. the exact spot were killed. Story of Killing.

"Senator Carmack came swinging along," said she. "His eyes lighted up with a pleasant look, and we both stopped. He raised his hat and was look-

last year by the Immigration Commis-sion, created by Congressional resolution in 1907. Field agents of the commission are still in California studying the for-eign additions to the population. Their object is to obtain information in re-gard to both the immigrants who pass beneath the notice of the officers of the

Government and also those who are re-

ported to have been smuggled across the border. A study has been made of the mode of life of the Japanese in that state, the effect of the leasing system and all the relations of the races with a view of arriving at some conclusions regarding the future de-velopment of the Oriental.

Writhes

bribery graft trials.

One Man Who Had Passed Muster Is Shown to Have Expressed Sympathy With Calhoun and

Under

Probe.

was prior to this that Mr. Rock, It was prior to this that Mr. Rock, angered by persistent inquiries relat-ing to his friendships, his political af-filiation and his personal opinion of Mr. Hency and others, excitedly ex-sistence.

Suddenly from behind me came a voice, saying. Well, here you are. We have saying. the drop on you." "Did you see anyone?" "No, sir. The voice came from behind

and very near to me.

into his pocket and drew slowly a platol. It seemed to catch. I put my hands to my face. Then the volce be-gan behind me again, and it said: You cowardly scoundrel, hiding behind a woman's skirts, are you? Get out, you dastard.

"When I saw the revolver I jumped to one side and turned. The revolver in the Senator's hand was upside down. That is, he held it by the barrel."

The prosecutor sent for the revolver, and the witness gave a dramatic illustra-

ing of the Senior's position. "I put up both hands," she said, "and jumped back. I heard the shot and turned. I thought I recognized Dr. White as the man with the revolver and I screamed. 'My God, doctor, don't shoot, please don't.' I then recognized that it was Unlared Conner. that it was Colonel Cooper. "Then 1 sprang against the fence and

saw young Cooper and heard two other shots fired so rapidly that I thought they were simultaneous."

"Young Cooper was standing near me, his arm extended as though in the act of firing a pistol. Senator Carmack was lying in the gutter in a pool of blood and I turned and denounced Colonel

Cooper."

"I said that he was a brutal murderer; that he had taken advantage of my pres-ence to kill a man without giving him the chance of a dog; that I d vither be the dead man in the gutter fain to be When the state concluded with Mrs.

Eastman, the court adjourned

HARRIMAN AT GALVESTON

Denies He Is Inspecting Railroads

on Southern Journey.

GALVESTON, Tex., Feb. 16.-E. H. Harriman and party arrived here to-day from the East. They remained but a few hours. They are on the way to San Antonio, for Mr. Harriman de clared that he is not on an inspection tour, nor is he concerning himself over railroad details right now. Ar-rangements have been made for an ex-tended stay at San Antonio.

CONDENSED NEWS BY WIRE

Des Moines, Ia.-The Senate of the Iowa Legislature passed a bill Treaday taking the names of the President and Vice-Presi-dent off the ballot.

Vienna.-The report in this city that Austro-Hungary was about to hence a loan of \$70,009,000 to prepare for any contingency with regard to Servia, is untrue.

Denver.--Charged with holding a baby 2 weeks old as lien for a bill its father cannot pay, Dr. Charles Graf has been ar-rested at the instigation of the father

Chicago --President Rossevel soon is to receive 2000 press clippings on the world cruize of the United States field. These, which fill two volumes, 14814 inches, are the gift of a Chicago admirer, who does out want his name used.

Bishop, Cal.-Mistaking the roats of water

ALBANY ATTORNEY GIVEN SPE-CIAL COMMISSION.

"What fild you do?" "Nothing. I saw Mr. Carmael: with hat still raised, look over my shoulder with a look of surprised inquiry. As he did so, he put his right hand back trict Attorney in Judge Wol-verton's Court Here. verton's Court Here.

st reports show that no Americans

ALBANY, Or., Feb. 16.-(Special.)-J. ALBANI, OL. Feb. 16. (Special) J. R. Wyatt, a leading local attorney, has received notice from Attorney-General Bomparte of his appointment as a spe-cial assistant United States District At-cial assistant United States District Atduties in Portland the latter part of next month, and will clear up the present

locket in Judge Wolverton's court. Mr. Wyatt studied law here in the ofce of J. K. Weatherford, and upon his fice of J. K. Weatherford, and upon his admission to the bar formed a partner-ship with Mr. Weatherford. For many years he has been one of the leading at-torneys of Linn County, having a large practice here, as well as in other parts of the state, particularly in Lincoln. Cruck and Harney counties. Mr. Wyatt has also been prominent politically here, and some after big admission served as and soon after his admission served as Deputy District Attorney for Linn

County. J. Russell Wyalt, whose appointment as Assistant United States Attorney was announced yesterday is well known in Portland and he has many friends here. Mr. Wyatt is a brother-in-law of Senator Bourne, Mrs. Bourne being his sister, and it is believed that his appointment was due to Mr. Bourne's influence. Mr. Wyatt is a very ca-

influence, all, what is an extansive legal practice in Western Oregon. He has, however, for sometime past de-sired to practice law in Portland and he is willing to sacrifice his legal busi-ness at Albany in order to get estab-lished Inhed United States Attorney John McCourt

onfirmed the aunouncement of the ap-olutiment of Mr. Wyatt by Attorneyeneral Bonaparte and stated the appointment was made upon his own rec-ommendation. Mr. Wyatt, according to Mr. McCourt, will not take any part in the prosecution of the land fraud cases left over by Francis J. Heney.

Oil Concern Gets Reprieve.

SHERMAN, Tex., Feb. 16.-Judge H. O. Heap, counsel for Chester E. Dorches-ter, Federal receiver of the Water-Pierce Oil Company, last night received a message from the clerk of the Supremo Court of the United States stating that a mandate in the recent decision uphold-ing the State of Texas in the matter of receiver for the company, had been stayed for 20 days from February 18, The message states that the mandate is stayed in the matter of the fine, the state receivership and the Federal receivership. No grounds are given for the action.

Marriage Licenses.

Maringe Licenses, JONES-WHITMORE-Beri Jones, Salem, Or., 22; Wreatha Whitmore, 17, BURR-FITCHFORD-H. W. Burr. St. John. Or., 35; Lida F. Pitchford, 26, CRAWFORD-GRENIG-L. S. Crawford, Arleia, 22; Mrs. Lillis Grenig, 30, BELL-PALMATEER-John Hunt Bell, Arleia, Or., 38; Mrs. Edna Palmateer, 34,

Wedding and visiting cards. W. G. Smith straighten out the tangle

DECLARES WAR THREATENED

California Legislator Says He Saw

Letters to Prove It. SAN FRANCISCO, Feb. 16 .- That this

SAN FRANCISCO, Feb. 18.—Front this country was on the verge of war with a naval power of the Orient recently was the assertion of State Senator Richard J. Welch, who is here with a legislative committee which is instigat ing the Islais Creek project. Welch

"If you had seen the correspondence that passed between President Roose-velt Governor Gillett and Speaker Stanton that I have seen, you would know that there was only a short time ago the danger of a conflict between two great naval powers of the Pacific." This statement was made in answer to the argument of an opponent of the Islais Creek project that supporters of the plan had attempted to gain support for it by maintaining that a Government Navy-Yard would be established at Hunters Point. Welch insisted that

such a navy-yard would surely be built within the next ten years. MONTANA STILL AFTER JAPS

Exclusion Memorial Expected to Pass-Segregation Fight Ahead.

HELENA, Feb. 16 .- After having canvassed the House thoroughly, Represen-tative Norton, of Silver Bow, announces that the memorial of which he is the author, asking that Congress continue in force the Chinese exclusion act and en-large its scope to include all Mongolians, will pass the House by a large majority. There are many members of labor unions

determined. It was apparent during yesterday's session of court the relations between the attorneys representing opposing sides of the case today appeared more hostile than usual and there were sev-eral sharp exchanges between Heney and Stanley Moore of the defense. Of the 17 talesmen examined during the day Charles H. Suydam, a whole-sale grocer, was the only one who qualified. Tomorrow's early session will be devoted to a preliminary exam-ination of the 60 citizens comprising the twelfth special venire. Book Friendly to Bribers. determined. in the House, and many other members whose constituents are largely union men and they will, they declare, support the measure. At the present time the bill is in the committee on labor, the bill is in the committee of iabor, but a report will be made this week. Speaker McDowell referred the bill which would exclude Mongolians from the public schools to the committee on military affairs and Norton declares he will have it re-referred to the com-mittee on education. That this bill will not pass scenes cortain

Straighten Accounting Tangles.

Accounting department problems in handling the business of the Lewiston The testimony all flows and the con-tradicted by H. C. Thaxter, member of the League of Justice, who testified that in several arguments about the bribery cases Rock had taken the po-sition that the grafters were held up. Riparia and the Culdesac-Grangeville lines are to be solved by a delegation of Hill and Harriman officials who will visit Lewiston and look over the mat-ters to be arranged. These two roads

two lines, and a session on the matter was held yesterday between Auditor Bialsdell, of the O. R. & N., and Assistant Controller Johnson and Traveling Accountant Arnold, of the Northern Pacific. The three officials left inst night for Lewiston, where they will go over the situation in detail and

SAN FRANCISCO, Feb. 16 .- Three of the 12 jurors temporarily passed to try Patrick Calnoun upon a charge of bribery had been excused or dismissed when today's session of court ended, and and

day's session of court ended, and another citizen had unexpectedly qualified for a place in the jury-box. With two places remaining to be filled, the completion of the jury appears to be retarded at least a week and the fact that peremplory challenges are still to be exercised indi-cates that the trial will establish a record for duration over the preceding bribery graft trials.

Rock Friendly to Bribers.

The testimony Mr. Rock had given as

Jury in First Supervisor's Trial to Jurors Under Searchlight.

Be Charged Today.

"I don't want to serve on this jury. P'll bet that nimely-nine out of one hundred men who sit in this box have no opinions

on the case, and most of them sit here

and lie about it." "I may have 'roasted' you," testified

the juror in reply to a question by Mr. Heney, "If I did it was before you were shot. After you came back I thought you did a game thing, and I've told other people a."

ARGUMENT IN COFFEY'S CASE

It was clearly shown today that the conduct of every juror heretofore ac-cepted has been subject to keen survell-lance by agents of both prosecution and SAN FRANCISCO, Feb. 16 -- Arguments In the case of ex-Supervisor M. W. Coffey, charged with having accepted a defense. In two instances members of the panel, who were subsequently ex-cused, were obviously astonished to learn bribe of \$4000 for voting for the United Ralfroads Company trolley franchine, were completed today and the charge to the extent of the information relating to the jury will be delivered by Judge Dunne their private lives possessed by the pros-ecution. One of the jurors, Walter J. ow morning.

With the trial of Coffey the first prose-Rock, a young stationery salesman, drew tears when he appealed to Judge Lawlor for an order of discharge after a severe with the trial of concy the first prose-cution of any member of the Schmitz Board of Supervisors on charges arising out of the bribery graft investigation has been taken. Coffey, with the rest of the members, was granted immunity, but this was later withdrawn in his case, as examination by Assistant District At-torney Heney, saying the proceedings were an attempt to besmirch his honesty, this was later withdrawn in his case, as the prosecution alleged that he had not

and another, Walter L. Baskette, insisted that it would embarrass him to return a verdict against the defendant because his employers, W. P. Fuller & Co., had sold goods to the United Rallroads. Both men had occupied seats in the box for Ailments of Men fortnight or more.

Happily Overcome More May Be Attacked.

It was intimated that there may be SUCCESSFULLY TRIED BY further attacks upon the integrity of one or more of the jurors comprising the original complement of 12, and nearly a MANY. dozen witnesses, summoned for some purpose not yet revealed, were excused with the understanding that they would return at some future date to be later

The second secon of water

when rothing followed by a drink of water. By mixing it at home no man need be the wiser as to another's shortcomings, and expensive fees are avolded. Tack of polse and equilibrium in men is a constant source of embarrassment even when the public least suspects it. For the benefit of those who want a re-storation to full, bounding health, and all the happiness ac-companying it, the above home treatment is given. It contains no opiates or habit-forming drugs whatever. Mix it at home and no one will be the wiser as to your affliction. sition that the grafters were held up. Mr. Thaxter continued: "He said that the prosecution grew out of the personal grudge of Mr. Spreckels toward Calhoun and that the desire was to land Calhoun irrespective of any one else. He closed one of the discussions with the assertion that the good citizens in general were lired of the prosecution and wanted it stopped, and that business would not get better until it was. Rock said he did not be-lieve immunity should be granted the Supervisors. T believe,' he said, 'that



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Emperor of Germany, King of England, Prince of Wales, King of Spain, etc.

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were built jointly and are for joint operation by the O. R. & N. and North-ern Pacific. Just how to keep the ac-counts has vexed the auditors of the

not pass seems certain.