

# CALHOUN'S FIGHT FOR TROLLEY LINE

### Phelan Tells Story of Civic Disaccord Due to Efforts for Franchise.

## CALHOUN'S LIBERAL OFFER

### Charity Might Have Had \$200,000 Paid to Grantees if City Had Accepted—No Trace of Bribe Fund in Banks.

SAN FRANCISCO, May 11.—For the first time since the inception of the Broadway investigation, James D. Phelan, one of the central figures in the prosecution of the cases, and Mayor for three terms, was called as a witness in the trial of Patrick Calhoun today. His examination was carried on by Francis J. Heney, and the controversies over the installation of overhead or underground electric propulsion systems on the lines of the United Railroads, prior to the fire of 1896, was the only subject of inquiry reached before court adjourned.

### Calhoun Fought for Trolley.

Mr. Phelan stated that, as president of the City Adornment Association, he had not a committee of the Board of Supervisors in 1905 to protest against the granting of an overhead trolley permit for the Butler street line. The petition of the company was rejected by the Board in November. The witness said that at these meetings Calhoun had protested against the underground conduit, because it gave but 80 per cent of the efficiency gained from the overhead system.

"Mr. Phelan, what were the grounds for your objection to the overhead trolley system?" asked Mr. Heney.

"First, because the wires and poles were unsightly; second, because we believed San Francisco to be as good as Washington or New York, and entitled to transportation as modern; and thirdly, because we saw no good argument in favor of the overhead, outside of the easier cost of construction to the company, a matter with which we did not think it necessary to deal."

"At one of our conferences Mr. Calhoun offered to give the amount of the difference in cost for lower Market street construction, amounting to \$200,000, to any organization which would name the street to the Park Parhandle extension work, in which he knew me to be interested."

Mr. Phelan was still under direct examination when court adjourned.

### Bribe Money Kept From Banks.

At the morning session Victor Rossett, chief clerk of the Wells-Fargo-Navada National, was examined for the purpose of showing that the \$200,000 in currency drawn from the mint on Calhoun's order, did not pass through the regular channels. He produced bank deposit tags showing that from April to September, 1906, little over \$12,000 in currency was deposited. Similar showings were made as to the accounts in the Crocker National Bank and the Mercantile Trust Company, both of the United Railroads Company and its officers.

Charles Holbrook, vice-president and chairman of the board of directors of the United Railroads, was examined at length as to the respective merits of the overhead and underground electric railway systems. He said that in 1906 4000 miles of overhead lines and 1000 miles of underground lines were built in the United States.

Henry Rook, who superintended the construction of the Market street cable line in 1883, said the same conduit was in use at the time of the fire and was only slightly damaged.

## MAN FOUND DEAD IN BED

### George A. Emerson Dies Suddenly at Home in Scappoose.

SCAPPOOSE, Or., May 11.—(Special.)—George A. Emerson, 25 years old, was found dead in his bed at Wikstrom's sawmill today.

He was employed at the mill and did not show up for work at the usual time. His companion, thinking he was ailing, did not disturb him. At noon, when he again looked after Emerson, he was found dead.

Emerson leaves a wife and child. He has long lived in this county.

## SAY JUDGE IS PREJUDICED

### Accused Los Angeles Grafters Ask Change of Court.

LOS ANGELES, May 11.—The attorneys for Thomas H. Broadhead and Samuel Schmieck, former city officials charged with accepting bribes, made a mild sensation in court, where the cases are being tried today, by asking for a change of venue to another department of the Superior Court on the ground that Judge George R. Davis is biased and prejudiced against the defendants.

## HAINS IS FOUND GUILTY

(Continued From First Page.)

In the same crime there was no demonstration in court when the verdict was returned.

Captain Hains stood up and faced the jury, throwing back his shoulders in military fashion, while Foreman Sundling recited the verdict. As he heard the decision, Hains' face was as white as chalk. He stood for a few moments motionless, staring at the jury. Then one of his lawyers touched him and he quietly sat down.

A few moments later, apparently little affected by the verdict, he walked from the courtroom with a steady stride, and was taken back to jail.

In striking contrast was the grief of his aged father, General Peter C. Hains, and of his brother, Major John P. Hains. For a moment they sat as if dazed, and then broke down and wept. The captain's mother was not in court. General Hains, however, quickly communicated the verdict to her over the telephone.

After the jury was discharged, Juror Craft said four ballots were taken. On the first ballot, six voted for murder in the first degree, and six for acquittal on the ground of insanity. On the fourth ballot the compromise manslaughter in the first degree was reached. Little consideration was given to the expert testimony, Juror Craft said.

They believed, he continued, that Mrs. Claudia Hains had confessed to her husband regarding improper relations with Annis, and that Annis deserved his fate, but none of them would consider the unwritten law, and, therefore, the manslaughter verdict resulted.

"The jury has the right, from the results, to find an intent to kill," said Justice Garretson, in his charge to the jury,

"but there must not only be an intent, but also a premeditated and deliberate design to kill."

### Murder Not Excusable.

The court said there was nothing in the record, on which the jury could assume that the defendant's act was justified or excusable. He told the jury that if no premeditation was found, the jury should consider a verdict of murder in the second degree or manslaughter in the first degree, the judge defining the latter as killing on the impulse of the moment in the heat of passion or because of a peculiar set of circumstances which con-

Justice Garretson said the presumption of sanity existed and it was for the jury to say whether that presumption had been removed by the evidence.

Speaking of the domestic relations of the defendant, Justice Garretson said the wife of Mrs. Hains did not have to be shown. It was sufficient, in consideration of the defendant's mental condition, if he had been told of such relations and he believed them to have existed.

"In fairness and justice, Mrs. Claudia Hains should have been in court, to answer such grave charges," said the justice. "Neither she nor the dead man are on trial in this case."

## NEWLANDS RECALLS R

### TELLS ARTISTS WHY RECENT ART BOARD FAILED.

### Congress Was Jealous of President's Action, He Says—Art Council Is Planned.

WASHINGTON, May 11.—Architects, artists, landscape gardeners, sculptors, men of science and others from organizations for the promotion of art, met in convention here today. The object of the gathering is the formation of a National Art Federation, and it is being held under the auspices of the National Academy of Art, of which James Pierpont Morgan is president, Vice-President Sherman welcomed the guests.

A strike was created when Senator Newlands, of Nevada, in speaking of his bill for the creation of a Government Bureau of Fine Arts, declared that President Roosevelt encroached somewhat upon the prerogatives of the legislative branch of the Government, by appointing, without authority, a council of art which would pass on the designs for contemplated Government structures. Congress, he said, had rejected this interference, and the council had gone out of existence. Senator Newlands gave the council credit, however, for performing distinguished services while they held office.

A suggestion that in the improvement of rivers and harbors there should also be an artistic development of the waterfront of every town upon the river harbor, met with hearty applause. The Senator closed by saying that the United States Government should lead in artistic development, while the states individually should follow.

The delegates were received in the East Room this afternoon by President and Mrs. Taft.

## HEAVY SNOW IN MONTANA

### Over Foot Falls Near Bozeman, Spoiling Arbor Day Exercises.

BUTTE, Mont., May 11.—Reports from eastern, central and southern portions of Montana tell of a heavy snow storm today. A foot of snow fell in Gallatin County, being the highest at this time of the year in the history of the county. Bozeman had to abandon its Arbor day exercises because of the deep snow.

In Beaverhead County six inches of snow fell on the level, while in the mountains the fall was much heavier. It is feared that this snow, which is melting rapidly, will cause serious floods, as the rivers are now running nearly bankful.

## BOOSTER FUND IS STARTED

### Oregon City Commercial Club Out of Debt and Money in Treasury.

OREGON CITY, Or., May 11.—(Special.)—The Commercial Club of Oregon City tonight started on its campaign of publicity, with the appointment of the following committee: Dr. A. I. Beattie, chairman; C. D. Latourette, treasurer; James J. Campbell, Tom P. Randall, George E. Ham and E. G. Caulfield. The First National Bank has headed a subscription list with \$100. The Commercial Club now has a paid-up membership of \$1, though organized only a few months ago. The institution is entirely out of debt.

## GENERAL STRIKE IN FRANCE

### (Continued From First Page.)

will retire and leave to others the abdication which would be a mortal blow to the rights that Parliament holds from the nation and the essential, vital and permanent interests of the nation itself.

Toward the close of the meeting of the federal committee the speakers became more excited in their denunciation of the government. A caricature of M. Clemenceau was carried into the hall amid shouts and jeers.

"You are fighting for liberty of opinion and liberty of association," shouted M. Faureon, "and you must not resume work until you have obtained the right to organize as a syndicate."

### Make Strike Complete.

Permanent strike and branch committees were created and delegates were dispatched to the provinces to pursue an active propaganda to make the strike complete. The secret committee, composed of men whose names were not made public, so that they might escape the government's surveillance, was abolished.

Dispatches were received from many cities announcing the support not only of the postal employees but of the various trades unions. The Miners' Congress, now in session at Lens, also pledged aid. The president of the committee declared that tomorrow not a letter must leave Paris.

### Main Danger Is Violence.

The general opinion is that the Government, with the aid of the soldiers and the co-operation of the commercial bodies, will be able to maintain crippled services. The main danger is that violence may occur and that passions may be aroused by the appearance of the general Federation of Labor.

The Paris Chamber of Commerce sent out a letter to all chambers of commerce in France with full instructions relative to a scheme for a business letter service which is to be carried out by automobile, if the railroads fail.

### Government Ready for Struggle.

MARSEILLES, May 11.—The military and civil authorities, with the aid of the Chamber of Commerce, have completed arrangements for wireless telegraphy and automobile service to insure the continuation of the transmission of telegrams and letters in case of a strike.

# SECRETARY WILSON SUDDENLY SILENT

### Head of Department of Agriculture Drops His Controversy With Patten.

## TAFT TELEGRAM CAUSE?

### Bulls Resume Trading, but Lack Aggressiveness Without Leadership of Wheat King, Who Also Has Nothing to Say.

## CHICAGO, May 11.—(Special.)—

"I shall have nothing further to say about either Mr. Patten or the wheat market. I don't want to get into a personal controversy, and too much already has been said."

Waving this verbal flag of truce, Secretary James Wilson, of the Department of Agriculture, today retired from the fray that he stirred up with the king of the Chicago wheat pit.

Secretary Wilson's sudden reticence on the subject that has been his chief talking point for several weeks followed the receipt of a telegram from Washington that was delivered to him at the Federal building during the forenoon.

### Message From Taft?

Mr. Wilson denied that the message was from President Taft, and that it instructed him to say nothing further in regard to the Wilson-Patten controversy. Rumor had it, nevertheless, that such was the nature of the message.

The Secretary was not willing to reiterate his statements, but what is too high at the present prices, and that "speculators" have been issuing false market reports.

"I want to let the whole matter drop," he said.

That Mr. Patten is of the same mind is evident from the fact that he refused today to make any statement, or to see newspaper men. He had left word with his negro doorkeeper that he would not be disturbed.

### Bulls Resume Activity.

With the bearish sentiment following the Wilson statements withdrawn, the pit today took on a distinctly bullish aspect. Buyers were plentiful and sellers were few. The Patten interests seemed inactive in the market, and the presence of the big trader in Chicago apparently gave courage to the minor bulls.

Patten was on the floor for a few minutes during the session, but did nothing in the pit. After the advance the trading was dull and confined to professionals. The bulls seemed, in the absence of aggressive Patten support, afraid to force matters.

The range of prices for the day follows:

	Open	High	Low	Close
May	1.12 1/2	1.14 1/2	1.12 1/2	1.14 1/2
July	1.12 1/2	1.14 1/2	1.12 1/2	1.14 1/2
September	1.05 1/2	1.07 1/2	1.05 1/2	1.07 1/2

A severe case of nerves has developed on the floor because of a fear that Patten has gobbled up all of the July wheat in sight, and firm cables from Liverpool increased the local nervousness.

## BROWN JURY IN WRANGLE

### Loud Voices Heard in Discussion of Famous Kidnaping Case.

SAN FRANCISCO, May 11.—The jury in the case of Luther G. Brown, accused of having kidnaped, in 1907, Fremont Older, managing editor of the Bulletin, was called for by the foreman at 10 o'clock tonight in a courtroom where the case was given to the jury at 5 o'clock this evening and the members of that body have been wrangling ever since over several important points, the principal of which was the question as to whether or not Brown requested the constables who took Older out of the city in an automobile to do so without giving him an opportunity to inform his attorneys or his friends of his arrest.

The testimony regarding this issue was called for by the foreman at 10 o'clock tonight, and the voices of the jurors in argument could be heard for a considerable distance from the juryroom. Shortly after midnight the jury was locked up for the night.

## JOHN SALVATOR VANISHES

### Archduke No Sooner Discovered Than He Leaves Paynesville.

PAYNESVILLE, O., May 11.—As suddenly as he came into public notice when he proclaimed himself the missing Archduke Johann Salvator, of Austria, John Salvator, a machinist, who has been working here in a foundry for the last four weeks, disappeared tonight. Finding upon his return to his boarding-house the published story of his supposed noble birth, his renunciation of his imperial title for the love of Ludmilla Scubel, the opera singer, and his subsequent fall into poverty and obscurity, Salvator, supperless and dressed in his working clothes, hurried away.

Fellow-workmen of Salvator said he told them just before quitting work tonight that he intended to leave at once for some Western state.

## SAYS HE STOLE HORSES

### Implicates Father and Brother and Warrants Are Issued.

SPOKANE, May 11.—Arrested on suspicion in a suburb of Spokane last night, Matt Bishop, a youth from Idaho, has confessed that the 11 horses he was driving to town to sell were stolen from the Coeur d'Alene Indian Reservation near St. Maries, Idaho.

On the lad's confession warrants have been issued for his father, Theodore Bishop, and brother, Will Bishop, of Latah, Idaho, and Esler Wheeler, a business man of Harrison, Idaho, on the charge of horsetealing.

The boy says they floated the horses across the lake on a scow, then drove them to Spokane.

## SIGHTS AT GRAYS HARBOR

(Continued From First Page.)

visitors left with a most happy impression of this lively town, to say nothing of a fragrant bunch of violets for every one. A most agreeable half hour was passed at the growing and enterprising town of Elma. The Elma cornet band, many citizens and several hundred school children were at the station and their welcome was very cordial. A luncheon was served at the new Hotel Wakefield. The

freedom of the town was extended by State Senator "Jack" O'Donnell; witty response was made by W. A. Williams. At Montezano a band and many citizens turned out and made things pleasant.

## PARTY TO LUNCH IN TACOMA

Portland Business Men Will Be Shown City From Autos.

TACOMA, Wash., May 11.—(Special.)—When the Portland business men arrive here tomorrow morning at 11 o'clock they will be met at the station by a delegation from the Commercial Club in automobiles. If the weather is fair they will be given a ride over the city, to be followed at noon with a luncheon at the club. Several addresses will be made by prominent Tacomans, including Mayor Link. The special is scheduled to leave here at 2 o'clock.

### Latch String Out at Lyle.

LYLE, Wash., May 11.—(Special.)—The town of Lyle is still booming. At another enthusiastic meeting of the Commercial Club, arrangements were made to welcome the Portland business men here the night of May 14. A brass band will lead the business men to the hall that has already been secured. Here they will be welcomed and anything the community can offer will be theirs.

## SURVEY PRIEST RAPIDS

### ENGINEERS SEEK TO OPEN UPPER COLUMBIA RIVER.

### After Completion of Cello Canal, Steamers May Operate as Far as White Bluffs.

TRINIDAD, Wash., May 11.—(Special.)—The arrival of two men, Government employees, who last evening rowed a skiff to this town, marks the beginning of the realization of one dream of the Columbia River Valley residents—the opening of the river from Kettle Falls to the sea.

The men are carrying out an order of Congress to examine the river with a view to determining the advisability of appropriating the money to open the river. They came here yesterday from Wenatchee, and this morning continued up stream. They will go to the Priest Rapids to take horse crossings, and continue up river on foot along the bank.

With the completion soon of the Cello canal and locks project, the Cello and Snake Rivers will be opened to the sea from Lewiston. On the Columbia from its confluence with the Snake steamer traffic is now possible up by Pasco and Kennewick to White Bluffs. Further up stream there is a strip from Spokane Landing to Kettle Falls, open through state and Government work recently completed.

But one link remains to be cleared of obstacles, that from White Bluffs to Spokane Landing, a part of which is open, though not accessible to boats.

## OFFICERS FOIL HOLD-UP?

### Police Arrest Heavily-Armed Pair Near Princess Hotel Saloon.

By the arrest of two men who acted in a suspicious manner shortly before 1 o'clock this morning near the Princess Hotel saloon, at East Third and East Burnside streets, the police believe that the holdup of this place was frustrated. The men gave the names of Earl Charlton and George Fitch. They were taken into custody and the police found a loaded revolver and 50 cartridges in Charlton's pockets. Neither suspect had any money.

The two men were seen hanging about the front of the hotel for a long time by Sergeant of Police Keller, who, finally convinced that they were bent on robbery, confronted them and disarmed Charlton.

Fitch admitted that he was a hobo, bound for California. Charlton claimed to have relatives near Vancouver, Wash., and said that he had been employed recently in a lumber camp. They will be held for investigation.

## TAX AGENTS AT VANCOUVER

### Railroad Terminals Inspected and Value Figures Obtained.

VANCOUVER, Wash., May 11.—(Special.)—State Tax Commissioners J. E. Froot, T. S. Rockwell and O. E. Cogwin spent this morning in looking over the railway property and terminals of the Northern Pacific and North Bank railroads in this city. They were accompanied by Charles A. Murray, tax agent for the two railways. They were separating the operating from the non-operating property with a view to assessing both properties.

The commissioners also while they were here inspected the property of the Vancouver Traction Company, which owns the street railway system. This property also the commissioners assess, besides the property of the telephone and telegraph companies.

## TO RESUME PROBE TODAY

### Legislative Committee Will Decide as to Further Procedure.

OLYMPIA, Wash., May 11.—(Special.)—Tomorrow the legislative investigating committee will resume sessions here and will probably determine whether to close up its business and report on Schively and Nichols or to continue in session, investigate Clausen and go into other offices.

Governor Hay has gone to Walla Walla to preside over the Conservation Congress, so the committee will have to proceed without his advice.

## NEGROES AMBUSH ENGLISH

### Lieutenant and 12 Native Police Are Killed in Nigeria.

LAGOS, British West Africa, May 11.—Lieutenant D. A. Vanrenen, assistant resident administrator of a district in Northern Nigeria, three other Englishmen and 12 native police were ambushed recently by natives at a point 60 miles northeast of Zungeru. The lieutenant and 12 native police were killed. A British force has been dispatched to the locality.

### Auto Speedway Improved.

ASTORIA, Or., May 11.—(Special.)—The County Court at its today's session awarded a contract to Andrew Johnson for clearing and grading about three miles of the main county road from Astoria to the east line of the county, near Vesper. The completion of this section of the road will remove all the worst places on the automobile road from the southeast section of the county to Seaside via Astoria.

June Butterick's Delineator and Style Books in. Agents Nemo Corsets.



Granted that we save you only 25c to 40c on the dollar on your purchases at our Owl Cut Rate Drug Store.

# \$13.68 The Lowest Prices Ever Quoted on Silk Princess Dresses

That is, for Silk Dresses of this character, and we wish to say in connection with this sale, that at no time in the history of garment selling have such values as these been offered.

Comparative prices have been handled so recklessly that they cease to mean anything in connection with Silk Dresses. There seems to be an unrestrained impulse for some stores to outdo each other when quoting values and comparative prices.

## We Are Going to Let These Silk Dresses Speak for Themselves.

There's a great many Silk Dress Sales going on everywhere—all heralded by out-of-reason comparative prices. We'd like awfully well to have you use this sale as an object lesson to illustrate the Lipman, Wolfe & Co. policy.

Shop around—see them all—the \$30.00 Dresses, the \$35.00 Dresses—and the \$40.00 Dresses, then come here—keeping in mind the "value and worth" quoted elsewhere and you will realize the phenomenal values of these

# Silk Princess Dresses at \$13.68



## These Dresses on Sale Today

## JAP STUDENTS STRIKE

### 1500 WANT HIGH SCHOOL TO BE MADE UNIVERSITY.

Government Sees Politics Behind Move and Will Make Example of Scholars.

TOKYO, May 11.—Fifteen hundred of the students of the Commercial High School in this city held a mass-meeting Tuesday, and adopted resolutions declaring that they would refuse to longer attend the school unless the Imperial Government raised the school's rank to that of a University. At the close of the meeting the students formed in a body before the buildings, sang the school song, removed their insignia and marched away. In return the Government has decided to make an example of the students.

While the Government will allow the students time to realize the seriousness

## "KAS-TIE-ON"

That's the name of the Best Looking and Best Wearing

### STOCKING FOR BOYS AND GIRLS

They cost 25c pair and wear \$1.00 worth.

For Sale only at

**Lennon's**  
FOR GLOVES AND UMBRELLAS  
309 Morrison St.  
C. F. BERG, Manager.



of the step and to consider the resolution, drastic measures will be taken should they remain obstinate and not return to their studies when the school re-opens Saturday morning. A number of influential leaders in the opposition party are supporting the striking students in their stand, and are attempting to make a political issue of it. Indications are that the students will abide by their resolutions.

The first sleeping-car was started over the tracks in 1858.

Manila—The Destroyer Barry, Bainbridge, Decatur and Dais conveyed by the auxiliary cruiser Rainbow, will report for China Saturday, en route to join the third division of the Pacific squadron.