"THE GIRL WITH THE MUTT"

to be elected by popular ballot enthroned and crowned.

FOR TAKING FEES.

Mayor Learns Official Is on Payroll and Charges for Tubercular

Cases.

City Bacteriologist Matson came in for

mild grilling at the hands of Mayor

as there is no ordinance as yet appro-priating funds for their pay. A few ap-plications have been received, but it is apparent that the fact that these posi-

tions are good for but four months in the year will prove a drawback in securing good men for the places. Very few experts, it is pointed out, care to work for an indefinite period and then be released from further duties.

NURSES KEEP MISS WELCH

Her Until Graduation.

Following the unanimous request by the senior class of nurses at the Good Samaritan Hospital Training School for Nurses that Miss G. Mary Welch, the present superintendent of nurses, con-tinue in charge of the senior class until

graduation, in place of Miss R. M. Jolly, who succeeds Miss Welch as superintendent of nurses December 22. Miss Welch will hold the senior class examinations at the end of the present year, instead of June, 1910.

Miss Welch's methods have made her

CHRISTMAS LINENS.

Let this be your Christmas store. Just now we are offering some great specials in table and fancy linens. We import direct—you get the benefit. McAllen & McDonnell, Third and Morrison.

# FINES ASSESSED FOR LAND FRAUDS

J. H. Raley Pays \$10,000, and Others From \$500 to \$5000 on Admission of Guilt.

TECHNICALLY ONLY, PLEA

Whole Sum Paid to Government Is \$45,500-R. E. Porter Asks Jail Sentence, but Hopes Raise Money Later.

DEFENDANTS	PAY	\$45,500.
Pleaded guilty-		Fines
J. H. Raley		\$10,000
J. W. Crow	881 SYR	5,000
C. W. Matthewa		
Trilliam Caldwell		2,500
John Winn		3,500
William Slusher		5,000
William Rahe		500
Alonzo Knotts		
Balley Ross		1,000
Samuel Olmstead		500
A. P. Bowman		5.900
George H. McDonal	d	2,500
Joe Parks		500
George H. Adams.		2.500
Total fines asses	med	345,500
Total money paid t	o the	Unit
ed States by entr	ymen.	26,000
The same of the sa	W- 27-5	MARKS TO SERVICE
Total money 'le	us in	the
Umatilla const	dracy.	\$71,500

When 15 leading citizens of Pendleton when is leading Chizens of Pendeton and Umatilla County yesterday pleaded guilty in the United States Court to the charge of entering into a conspiracy in 1962 to obtain illegally a large acreage from the Federal Government, United States District Attorney McCourt promptly recommended that the pleas be acceptable of the Court of ly recommended that the pleas be accepted, and that Judge Wolverton make their punishment substantial fines, omitting the imprisonment penalty. The District Attorney was joined in that request by the Attorney-General of the United States.

Among the defendants were some of the largest landowners and richest stockmen of Fastern Oregon, Colonel J. H. Raley, a lawyer for many years, heading the line.

Colonel Raley, in tendering his plea of guilty, said that all of the defendants

guilty, said that all of the defendants had acted in good faith and had not vol-untarily violated the Federal law.

#### Guilt Is Technical.

Guilt Is Technical.

"Technically, I am guilty, and have been so declared by the court after a careful scrutiny of the law and the decisions by Your Honor," said Mr. Raley. "But I want to say for myself, and for all the defendants here, who will probably submit themselves to the mercy of the court with a similar plea, that we believed we were within the pale of the law in all of our proceedings, as I interpreted its meaning. My connection with the case has been as an open book, and when the first Government inspector came to Pendleton to look up the entries which had been made I gave him all the information I had.

Every entryman whose filing in the Umatilla reservation has been attacked and who appeared before me held up his and who appeared before me held up his right hand and swore that the filing was to be made for his own benefit. These men are reputable citizens, who have lived for years in that community, and in doing what they did in this case they followed my advice. I have practiced law 14 years before Your Honor and the couris of this state, and this is the first time my integrity ever has been questioned."

the defendants to be citizens of worth in Umatilla County, of business integrity and probity. He said that the defendants had come in voluntarily with their pleas of guilty, and that he had consulted with the Attorney-General as to their acceptance, and he recommended that they be ince, and he recommended that they be fined, but not imprisoned.

"It is always an unpleasant duty to imposs a penalty on reputable men, but one which cannot be shirked," said Judge Wolverton, in passing sentence, "The scheme to defraud the Government in this pase was a conspiracy to evade the provisions of the statutes as to the entry of land. The plans of the men engaged in the conspiracy did not contemplate that the Government should lose any land. They intended to pay the full price for it, and I regret that so many honorable and reputable citizens of Oregon should be prought before the bar of this court upon a charge of this kind.
"I exceedingly regret that Colonel Raley

should be among the defendants, as I am compelled to suppose that he gave the advice upon which the other defendants acted. Colonel Raley has gained a high position at the bar of this state and has carned the confidence of the people. I regret that he made this mistake for his own sake and because of his action bring-ing odium upon the legal profession."

### Porter's Sentence Deferred.

The court then fixed the fines and ordered that all of the defendants stand committed until the fines were paid, with the exception of Robert E. Porter, whose sentence will not be fixed until the besentence will not be fixed until the beginning of the term of court in 1910. Porter
is without means and has a large family,
the wife and mother being consumptive.
He asked for a jall sentence, but hopes
to evade it by raising some money before the day he will have to appear.

John Vert, one of the indicted men,
failed to come in with the other defendants, and will be required to appear for
trial December 18.

All other indictments pending in the

other indictments pending in the "Umatilla conspiracy" cases were distraffic missed on motion of the prosecuting at-

Immediately following the action of the court in fixing the penalties, the convicted men, with two exceptions, called upon United States Marshal Reed and Cierls Cainon and discharged the fines by checks upon the American National Bank of Penalticon which institutions had accomplished. of Pendleton, which institution had guaranteed the paper. George H. McDonald and William Rahe said they were unable by the Marshal. It was thought that others of the defendants would come to their rescue and raise the money necessurv to free them.

### Old Neighbors Prosecuted.

It was only by an accident that the "Umatilla conspiracy" case reached the United States grand jury in 1908, only John McCourt, of Pendleton, to indict and

prosecute his old neighbors.

In October, 1906, Special Agent E. W. Dixon, then in charge of Oregon investigations, went to Pendleton and for seven months was occupied in taking testimony. He found that 105 entries had been made, compresses about 2000 acres in the language of the company of the language of the company of the language of the languag comprising about 20,000 acres in the Indian reservation, by clerks and laborers, sourse of them women, and in one case an employe of the Postoffice was used.

THREE PRETTY PARTICIPANTS IN COMING FRENCH FETE



MISS ALTA RUSH AS "THE KISS"



and in the vicinity of Pendleton and Pilot Rock. In every case it was asserted that the lands covered the range used for many years by some one of the defendants and surrounded his patented holdings. During the investigation it was learned that the so-called conspirators, all of whom were large sheep and cattle coveres had employed the entrymen at

#### owners, had employed the entrymen at compensations of from \$50 to \$100 each to patent the land for their own use. Action Had Been Delayed.

The special agent brought the case to the attention of the District Attorney in 1907, but it was not presented to the grand jury. When McCourt took to office, in 1908, it was one of the first cases called to his attention and in May of that year United States Attorney McCourt then submitted a recommendation for leniency, saying that he came to his present position from Pendleton, and that he knew the defendants to be citizens of worth in Umatilia County of heritages.

The Government still has title to all the lands which were sought to be segregated, not an acre having been patented. In addition to the \$25,000 furnished to the "dummles" with which to pay for the lands stands forfeited under the law, the Government is ahead \$45,500 in fines. Late last night Judge Wolverton stayed the sentence in the cases of Will-iam Rahe and George H. McDonald, al-lowing them 20 days in which to raise the money. In case of their failure to of discharge the obligation, it is prepable in that the officers of the Government here that md. The object of the discharge the appearance of the pen-

### S. P. FIGHTS FOR FOURTH

Case Opposing Engines on Street Is Before United States Court.

Vacation of Fourth street by steam er gines was a topic in the United States Court before Judge Bean yesterday. The Southern Pacific Company asserts the franchise given it to traverse that thoroughfare by the Town Council in 1868 still holds good. Portland will contend that the present City Council has the power to revoke the old grant.

When the grant was given the Southern Pacific Portland was a village and Fourth

street paralleled the western edge of the Thus far the railway attorneys have only submitted documentary evidence as to the validity of the grant. Later in the progress of the hearing the City of Portland will assert that the occupation of Fourth street for steam transportation did not become vested in the Southern Pacific as a right and that the City Coun-

cil has the authority to regulate such The controversy was caused by the en-actment of an ordinance in 1907 prohibiting the use of steam engines on the Fourth-street line, the statute becoming inoperative because of an injunction obtained by the railway company. The case is now being heard on its merits.

The Southern Pacific is building a cut-off between Beaverton and Willsburg.

crossing the Willamette by means of a bridge below Oswego. This is said to be intended to divert all traffic north of Beaverton to the east side of the river.

# LOCAL ARCHITECT WEDS

Arthur G. Herald Marries Dr. Ella K. Dearborn at Latter's Home.

Dr. Ella K. Dearborn, a well-known Portland physician, was married last evening to Arthur G. Herald, a local architect, at her residence, 800 Union avenue. The ceremony was performed by Res William T. Kerr.
H. C. Herald, a brother of the groom, acted as best man, and Mrs. Nellie I. Monical as bridesmaid. The couple will make their home at the Union-avenue address.

an employe of the Postoffice was used.

The lands selected were the roughest of the hills and not in any sense agricultural and were situated along McKay Creek

PAZO OINTMENT is guaranteed to cure any case of Itching, Blind, Bleeding or Pratruding Piles in 6 to 14 days or money refunded. 50c.

Final Rehearsals Will Be Held This Afternoon.

ROSE MAYPOLE FEATURE

Ancient France to Be Translated to Portland in Beautiful Setting of Entertainment Friday

and Saturday.

Final rehearsals for most of the par ticipants in the French Fete will be held Good Samaritan Class to Be Under this afternoon, many wanting just this last meeting to add ease and finish to their dance.

The Parmeda, or rose Maypole, was given an extra rehearsal vesterday and wound the pole, for the first time, in trial for Friday night. This was their last meeting before they open the fete, n their pretty dance, which is a survival of an ancient nature festival.

In an elaborate celebration in the garden of Versailles, which Queen Marie Antoinette had prepared for a party of guests, this "Parmeda" was danced by 24 of the most beautiful of the young French girls of the court.

In the fete the pole will be wound with roses, over 1000 being used. Miss La Vena McGrew will lead the dance, but the rose queen will be chosen after the Saturday matines and crowned at the Saturday evening performance.

The little flower girls to the queen will also revive an ancient nature story,

which has survived in the French "Bat-tle of the Flowers."

The beautiful French ballet, however. will be taken from the opera, in which La Camargo, who was the favorite and idol of the court and of all gay Paris in the early years of Queen Marie Antoinette's reign, this celebrated dancer fairly recreating the ballet as a thing of beauty and grace. It was said of La Camargo that royalty itself bowed at her shrine, and that she refused a coronet many times

net many times.

All of the painters of her day begged an of the painters of her day begged her to let them paint her portrait, and one of them, Lancret, caught her in one of her famous butterfly poses and immor-tailzed himself, as well as her, in his "La Camargo." In this portrait Miss Evelyn Wilson will pose in the tableaux vivants which forms part of the fete.

## NATIONS TO BE SHOWN

Institute Booth at House Beautiful Show Has Novel Plan.

The House Beautiful Exhibition and Charity Fair, which opens Monday night in the Armory, under the auspices of the People's Institute, will have for one of its best features a booth conducted by the women composing the board of di-rectors of the Institute Club, representing a different nation every day of the

for sale and the refreshments, will be typically German. Tuesday the booth will be Japanese, with pretty Geisha girls in attendance. Wednesday, Italy will be the nation represented, and other nations, for Thursday, Friday and Saturday.

day.

The closing day of the fair, Saturday,
December 1l, will be devoted largely to
school children, and all are invited to attend. Many samples will be given away. Tuesday will be the baby parade and show, with several prizes, the first two

# SPECIAL VENIRES BASE BAR PLAINT

Jury Drawn in Open Court Satisfactory, Say Attorneys Seeking Reform.

#### STREET TALESMEN FOUGHT

Judge O'Day Tired of Seeing Same Faces in Box Every Term-Detectives Scan All Called. Say Barristers.

Interviews yesterday with Attorneys Alex Bernstein and Thomas O'Day, members of the committee appointed by the Multnomah County Bar Association charged with the duty of purging juries from the taint of "professionalism," indicate that the complaint from members of the bar runs more to the system of summoning special venires, than it does to criticism of those county officers whe are charged with the drawing of the original list at the beginning of each term.

ferm.

"At the January term of each year it is the duty of the County Court to draw a jury list of at least 1000 names from the roll of taxpayers," said Attorney Bernstein, "and as that is done in open court there can be no possible exception taken to the committee of lawyers being present.

#### Officials Not Blamed.

"We do not question the integrity of the officers who make the jury list from the taxroll, but after that is done the evil comes out. Let me make the procedure plain. The first list of 1000 or 1500 as it may be in Multnomah County, is certified to the County Clerk, who prepares a slip for each name and then places them in the jury-box. From that assortment a being cash. Wednesday evening the DR. MATSON IS REBUKED in the jury-box. From that assortment a list of 110 is drawn under the direction of the presiding judge of the court. CITY BACTERIOLOGIST CHID

"There are four courts running which require juries, therefore there are 48 of the 110 in service all the time. The others are excused, Suppose a jury is not obtained from the number of members of the regular panel available, and the court orders a special venire issued: The practice is then to go out among the body of citizens and summon such as are the most speedily available. Those are usually found near the Courthouse and are the professionals against whom we complain

## Detectives Scan Jurors.

Simon and members of the Board of "I have no hesitation in saying that the interests are better organized here at this time than for 26 years. The streetcar company has divided the city into districts, and after an accident Health yesterday morning, when it was reported that he had been charging for the examination of tubercular sputum, in into districts, and after an accident they have so arranged that their doctor shall be the first man there. Then come the claim agents and the other addition to his salary from the municipality. Health Officer Wheeler was instructed by the board to have this pracstructed by the board to have this practice discontinued at once and to notify him that such examinations are a part of his public duty.

Mayor Simon did not even know that Dr. Matson is on the city's payroll. He was great surprised to hear that, in addition to his regular salary, he had been charging for public work. Dr. Alan Welch Smith moved that Dr. Wheeler be instructed to notify Dr. Matson to cease railway representatives. The insurance companies have their private detec-tives, who investigate every juror whose name is on the list and ascer-tain where his sympathies tend. It is said that these detectives have even sounded out prospective jurors and are Welch Smith moved that Dr. Wheeler be instructed to notify Dr. Matson to cease taking fees from public patients. It was carried without further delay, and all of the members expressed themselves as of the opinion that the duties of the City Bacteriologist includes that of examining tubercular sputum, the same as of caring for the cultures in diphtheria cases.

The board did not elect any inspectors to take charge of the pure milk work, as there is no ordinance as yet appro-

sounded out prospective jurors and are always around the Courthouse ready to suggest the names of their friends to the officer who has charge of summoning a special venire."

Judge O'Day, a member of the bar, who took an active part in the passing of the resolution appointing the lawyers' committee to investigate jury methods at the meeting Tuesday night, said:

### General Discontent Reigns.

"I do not know of any specific cases where juries were tampered with, but there is a general spirit of discontent among members of the bar. I have one case in mind where three members of a jury wre summoned from the body of the county and that jury stood nine to three, the last members standing together. It may have been a coinci-dence, but we are told of others.

"The evil seems to be more in the fact that the people who are interested in stacking a jury are ready for every contingency and have their agents waiting to suggest the names of good

waiting to suggest the names of good men and true whenever new jurors are needed, than it does in the failure of the county officers to do their duty.

"What we want is to see a jury made up from the reputable people of the county. There is a question as to whether the Sheriff may go outside and summon a special venire from the body of the county before the regular jury list is exhausted. That has never been determined. We are all ready to take determined. We are all ready to take chances with an average jury of un-trammeled citizens, and we are tired of looking at the same faces in the jury box every term. They may be there by accident, but it is certain they are making a living and a business of it."

### Lawyers Plan Crusade.

popular with the nurses, and fears have been expressed that, with her promo-tion to the assistant superintendency of the hospital, Miss Jolly may introduce different methods into the training school It was said last night that certain of the alleged professional class of jurors had gone to the length of having themselves placed on the tength of having themselves placed on the tax-roll for a watch or other article of jewelry to qualify as jurors. Attorneys announce their intention of waging the fight until they are able to defeat the efforts of the "spotters" and detectives said to be employed by the insurance companies and other corporations. They which they are not prepared for, and which might cause them to fall in their As the senior class just marks time in the Spring, it has been decided that all who are able may graduate in December, while they will, of course, be compelled to fulfill their period of training in the hos-pital itself. panies and other corporations. plan to recommend the employment of Miss Jolly will take charge of the junior and intermediate year nurses De-cember 22, and will be entirely free to introduce her own training methods. other sleuths to watch the "gumshoe work of corporation representatives. It is said to be a contempt of court to ap-proach a juror who has been summoned for service.

### American Minister to Lecture.

M. B. Parounagian, a native of Ar-nenia, who-was educated to be a Mohammedan priest, and later converted to Christianity, will deliver his lecture on "Turkey and Mohammedanism," in the Taylor-street Methodist Church tombr-Buy one piece of Piper Heidsleck to-bacco and you will understand why it is preferred by chewers who know. To might. Although Mr. Parounagian is a Methodist minister, he will appear at the lecture in the garb of a Moham-

Every mother feels a great dread of the pain and danger attendant upon the most critical period of her life. Becoming a mother should be a source of joy to all, but the suffering and

danger incident to the ordeal makes its anticipation one of misery. Mother's Friend is the only remedy which relieves women of the great pain and danger of maternity; this hour which is dreaded as woman's severest trial is not only made painless, but all the danger is avoided by its use. Those who use this remedy are no longer despondent or gloomy; nervousness, nausea and other distressing conditions are overcome, the system is made ready for the coming event, and the serious accidents so common to the critical hour are obviated by the

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der the auspices of the Epworth League, and the mency received from the sale of rickets will be used for the benefit of Conrad Johnson, a San Francisco stone-cutter, who was injured by a fall.

## DR. WETHERBEE SCALDED

Commercial Club Head Injured in Preparing Bandage at Hospital.

With his right hand and arm scalded the result of a failure to regulate i hot water pipe in one of the dressing rooms at the Good Samaritan Hospital. Dr. J. R. Wetherbee, president of the Commercial Club, has been compelled to postpone several surgical operations and turn others over to other sur-

trols the flow of water. A terrific stream of steam and water gushed out, owing, it is said, to a regulator placed on the pipe being out of working order.

As a result the skin was peeled off of a portion of Dr. Wetherbee's arm and his hand severely scalded.

Dressings were placed on the arm immediately and although attending to his practice yesterday. Dr. Wetherbee was compelled to postpone operations scheduled for today and townersew. No scheduled for today and tomorrow. No serious injury resulted and it is expected the dector will be able to resume his work within a few days.

Chow Bat and Chow Fat, Chinese, joined their countryman, Yip Fong, in a plea of guilty in the United States Court yesterday, the three being ordered deported by Judge Wolverton. A nominal fine was also imposed on the Celestials for attempting to smuggle five Chinese into the United States aboard the steamer Henrik Insen last Dr. Wetherbee was preparing to make a dressing in the second floor dressing aboard the steamer Henrik Ibsen last room and pressed the pedal that con-

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