

SECOND JEER OF DEFIANCE HURLED

Interstate Commerce Commission Will Ignore Decision of Court.

RAILROADS ARE WARNED

Secretary Moseley Tells Companies Violations of 16-Hour Labor Law Will Be Prosecuted, Despite Recent Adverse Ruling.

CHICAGO, May 13.—(Special.)—The Interstate Commerce Commission through its secretary, Edward A. Moseley, has hurled its second edict at the United States courts. This time it is the result of a decision of the Seventh District, in which lies Chicago.

Mr. Moseley has written a sharp letter to every railroad company in the United States, serving notice upon them that the commission will ignore the decision of Judge Grosscup and his associates in the 16-hour labor law case.

Commission Will Prosecute.

Not only will the commission ignore the decision, which was to the effect that the railroads have the legal right to work telegraph operators more than 16 hours in day offices when the work is performed on "split tricks," but it will also take immediate steps to prosecute all railroads that follow the decision of the court.

This, coming as it does on top of the announcement by the commission that it will ignore the decision of the United States Court with respect to allowances made by railroads for the elevation of grain, the railroad presidents are wondering what will become of them now that they are between two fires. If they obey the decisions of the courts, they will be prosecuted by the Interstate Commerce Commission for flagrant violation of the law, and if they obey the orders of the commission they will be impaled upon another horn of the dilemma.

Moseley Labor's Friend.

In connection with Mr. Moseley's letter attention is called to the fact by many of the railroad men that the secretary of the commission is the avowed friend of the labor organizations, one of which has attacked in the courts the interpretations which the railroads are making of the 16-hour law.

Both with respect to this decision and to the decision of the courts in the Peavey elevator case, the managers of the Chicago railroads have decided, upon the advice of attorneys, to follow the decision of the courts. Although none of the railroad men would be quoted, they condemned the position assumed by the commission and declare that it is little short of anarchistic.

400 EARTHSHOCKS FELT

Costa Rica Has Unusual Experience; Work on Ruins Takes 6 Months.

SAN JOSE, Costa Rica, May 13.—The earth tremors continued today. In the month since April 12, 400 distinct shocks have been recorded. The volcanoes of the vicinity exhibit no special activity.

It is estimated that a force of 2000 men will be required for six months to clear the ruins of Cartago. Half that number of men is engaged under good organization. Samuel T. Lee, American Consul at San Jose, is active in the work of rescue.

WALLA WALLA FEELS SHOCK

Two Distinct Earthquakes Are Recorded by Weather Bureau.

WALLA WALLA, Wash., May 13.—Two distinct earthquake shocks, each lasting about 1/2 minute, were recorded by the Weather Bureau here today.

These disturbances were noted about 3 o'clock this morning and were slight.

Needles Feels Earthquake.

NEEDLES, Cal., May 13.—A sharp earthquake shock was felt here at 10:30 o'clock last night. The tremors lasted one minute, the movement apparently being north and south.

No Quake Felt on Canal Zone.

WASHINGTON, May 13.—There is no foundation for the report of an earthquake in the Panama Canal zone, according to a statement today by the Isthmian Canal Commission.

GRAVES FOLLOWS PINCHOT

Chief Forester Will Adhere to Policies Predecessor Laid Down.

SEATTLE, Wash., May 13.—Chief Forester Henry S. Graves, of the United States Department of Agriculture, declared today that the policies laid down by Gifford Pinchot, his predecessor in office, will be rigorously followed out.

Runners Will Be Given Tryout.

For the purpose of selecting the Portland Y. M. C. A. relay team for the annual Portland-Salem relay race on May 28, a tryout over about a four-mile course through the city streets will be held this afternoon, starting at the Portland Y. M. C. A. building, at 5:30.

About 20 men under the captaincy of Ferd Newell have been training for a couple of months for the relay race. Ten men will be selected to represent the association.

Oldest Church Building Now Standing in New York Is St. Paul's Chapel, the cornerstone of which was laid in 1764.

PHYSICIAN ACCUSED OF POISONING SWOPE FAMILY JESTS AS JURY DEBATES HIS FATE.



DR. BENNETT CLARK HYDE.

HYDE, SURE, JESTS

Swope Family Does Not Stay for Possible Verdict.

JURORS TAKEN TO HOTEL

After Long, Wearing Speeches by Lawyers, Relief Is Felt for End of First Ordinal—Closing Argument Is Most Bitter.

(Continued From First Page.)

Dr. Hyde and his wife remained in the room with the couple. The scene resembled a social gathering more than the convening of intimates about a man upon whose judgment that might mean destruction was being weighed.

Seated in the center of the little circle of people, the physician lighted a cigar, tilted back his chair and began to tell stories. Soon the party was laughing and joking.

But the aged father of Dr. Hyde was not present. The long hours of the trial had exhausted him. When the last speech was finished he went to his hotel and retired.

While Mrs. Hyde wept convulsively, the prosecutor, Virgil S. Conkling, today asked the jury that in his opinion the husband to inflict the death penalty upon the physician.

Dr. Hyde Unmoved.

The impassioned appeal of the prosecutor did not move Dr. Hyde. When Mr. Conkling had ended his plea to the jurors to send the defendant to death, the physician turned about in his chair and smiling at his wife, said: "Why that man wants to hang me."

Still sobbing, Mrs. Hyde put her arm upon her husband's shoulder, but said nothing.

Attorney James A. Reed began his final argument for the state at 7 o'clock tonight.

Mr. Reed argued at the outset of his talk that Dr. Hyde began to collect testimony last December to use in his trial, although at that time no charge had been filed against him.

Physician's Course Traced.

"He did not go to Mrs. Swope when he found he was suspected and plead with her to have autopsies made on the bodies of Colonel and Christian Swope to prove they did not die of poisoning," said Mr. Reed. "No, he left her house and came to Kansas City and employed experts to begin the study of poisons."

The reason Dr. Hyde said "I don't remember" so many times on the witness stand, averred Mr. Reed, was because he could not weave falsehoods fast enough to cover his evil acts.

Dr. Hyde was characterized as a physician who had grown so accustomed to suffering and so hardened to crime that he was able to commit the atrocities he is said to have committed in the Swope house without flinching.

Greed for Gold Drove Him On.

The attorney described Dr. Hyde's greed for gold as making him bolder every time he accomplished a crime and added to his wealth. With Moss Huntton gone, he said, the physician was nervous to do away with Colonel Swope; the coming into his hands of a part of Christian Swope's property led him to poison Margaret Swope, hoping her money, too, would roll into his coffers.

"Oh, he would poison the whole family," shouted Mr. Reed.

Time after time, as Mr. Reed progressed, Attorney Walsh arose to correct him on what he averred were errors in the state's representative's presentation of testimony.

"The jury will remember the evidence," let the attorney proceed," said Judge Laitshaw.

Grave Robbing Hinted At.

Although he was unable to speak directly of Dr. Hyde's being charged with grave robbing a few years ago, Mr. Reed brought the matter to the minds of the jury by talking of Dr. G. T. Twyman, the Swope family physician, who recently died.

"He was an honest man," the attorney said. "He never robbed a grave in his life."

"Of all the defenses that have ever been set up in a case, this is the strangest," he continued. "At first it was set up that Colonel Swope died of hardening of the arteries. Next they said he had uraemic poisoning, and

then the defendant got on the stand and swore he died from old-fashioned apoplexy.

"At first they said Christian Swope died of meningitis. Then they tried to prove he died of typhoid fever. Seeing that this would not do, they went back to meningitis." Mr. Reed assailed the physician for his cyanide purchases for the alleged use of killing cockroaches.

"When did cockroaches begin eating cyanide?" he said. The spectators broke into laughter. "And when he was summoned before Dr. Twyman to explain his actions, as a criminal throws away his revolver, he discarded the capsules. And Tom Swope picked them up."

Prosecutor Conkling's address was severe. He told the jury plainly he believed Dr. Hyde guilty and for this reason was working so hard to convict him. He pleaded the case as disposed of in this trial. If the present arraignment fails to bring a verdict, he intimated, the defendant would never be brought to trial again.

The final argument for the defense, delivered by Attorney John H. Lucas, was as mild as Mr. Conkling's was severe. He said Dr. Hyde had been an honest country boy, who had never done any harm. The attorney also called attention to the fact that Dr. Hyde's father, a minister and the son had been well reared.

VIGIL LEADS TO SUICIDE

FEARING INSANITY WOMAN ATTEMPTS TO END LIFE.

Woman Keeps Watch Over Dead Son for Three Weeks, and Strain Afflicts Mind.

RENO, Nev., May 13.—(Special.)—Mrs. George D. King, a resident of Virginia City, formerly Miss Hazel Haley, teacher in the schools, shot herself last night with suicidal intent, sitting on the floor with a looking-glass before her. She never lost consciousness, although her bullet fractured the skull. She is in a dying condition.

Her husband, who was sitting on the porch, rushed into the house and she declared it was death or insanity. Her dying statement was taken last night. Her son, Tony King, committed suicide and the body was kept in the house for nearly three weeks before the officers were notified, and the body was buried in the morning.

She has given evidence that her mind was unbalanced. She declared she could not live without her boy.

SACRAMENTO LOSES; PROTEST

Ball Hits Bat-Boy and Umpire Refuses to Count Run.

SACRAMENTO, May 13.—Vernon took a ten-inning game from the Astors this afternoon that was protested by Captain Graham, the score being 4 to 3.

The protest was registered in the seventh inning, when Bordman singled to right field, scoring Pearson and Perry, the latter being runner on base. The ball was pitched by McGreevy, because the ball, when thrown by Coy, struck the bat boy, who was standing beyond the plate.

Graham protests on the ground that the ball was blocked and the run should have been counted. The umpire, who was erratic in his pitching, making a wild throw in the fifth inning that let in a brace of tallies. Score: R H E Vernon 5 5 5 Sacramento 4 4 4

KAUFMAN TO MEET LANGFORD

Fighters Will Go Twenty Rounds in San Francisco, June 11.

SAN FRANCISCO, May 13.—(Special.)—At the California heavy-weight, and Sam Langford, the Boston middle-weight, have been matched for a 20-round fight in San Francisco on June 11 before the Metropolitan Athletic Club, according to a message received tonight from Billy McCahey, who is acting as agent for Blot's club and the Columbia University baseball team will play on Multnomah field. The game will be held at 3:30 o'clock.

In the first game the trial team from the University downed Cass Campbell's bunch of losers by the score of 6 to 2. McCahey has been strenuous since then and expects to take "Dolly" Gray's bunch into camp. Captain Morris will probably pitch for Multnomah and be opposed on the mound by Kirk Papko and Frank Klaus, but the latter wanted \$500 for his end, and the fight was called off.

SPY CASE IN CASE IF COIN SHOWS UP

Pitman's Offer of \$1000 Reward Is Regarded as Joke by Detectives.

WOMAN HAS ALL HIS MONEY

Deserted Husband Has Had Much Trouble in Police Court, and Friends Are Skeptical as to His Liberal Money Offer.

LOS ANGELES, Cal., May 13.—(Special.)—While the police departments and sheriff's offices of various cities and counties on the Pacific Coast are anxiously watching for the missing Mrs. Helen A. Pitman, who left this city more than two weeks ago with several thousand dollars in currency and jewelry valued at \$17,000, it is known that she is in or near San Bernardino.

Members of the police department and the Sheriff's men are somewhat skeptical about his ability to pay \$1000, and also afraid that he may "renege" if he has the cash with which to make good. Some of those who know him best intimate that the missing woman was Pitman's best meal ticket. If he could get her with her money and jewelry intact he could easily pay the reward, provided she shared her purse with him.

The case is now a by-word with detectives who are amused at the strange predicament of a man with whom they have little sympathy. The case was once held in San Francisco on a grand larceny charge and was once examined by the police. The case of a fallen woman, and also had trouble with another detective, gives him rather poor standing with the officers.

In the meantime, however, he is working for the \$1000 reward, but the "wise ones" are first asking to see it placed with somebody who will be sure to pay it over when the case is closed. The missing woman has, besides a plentiful supply of money, valuable jewelry with her. Among the pieces are five solitaire diamonds, a ring with a large emerald, a diamond screw earrings, one diamond locket with a two and one-half carat stone in the center of a gold body in which 32 names were engraved on the inside pages; a marquise ring of 16 diamonds and five emeralds in the center.

JEFF TAKES TEN-MILE WALK

Fighter Then Recupulates with Hot Salt Water Bath.

BEN LOMOND, May 13.—James J. Jeffries, undefeated heavyweight champion of the world, confined his morning exercise to a 10-mile tramp to Santa Cruz, where he recuperated with a hot salt water bath.

Jeffries walked away the morning hours by the sea, and after pulling a body up and down the San Lorenzo River. In the afternoon he decided on the long walk to Santa Cruz.

He declared before starting that he intended doing the entire 10 miles in slow time, and had made up his mind to a hot salt tub bath at the end of the journey. In his trip to Santa Cruz Jeffries was accompanied by his brother Jack. Both Choyvink and Armstrong were well pleased with the morning exercise. The long walk and the resultant rest from the strenuous period in the ring. "Times, boxes would not be displaced if Jeffries decided to make a man Weston every day until the fight."

It is believed here that Eddie Graney since a good chance of being selected as the third man in the ring. Manager Sam Berger left here for San Francisco this evening, there to take up again the case of the missing woman. Jeffries is the only one of the three men under consideration who is openly satisfactory to Berger. The latter is sure to oppose violently the selection of Graney, and Welch when the question comes up again the coming week, but both Rickard and Gleason are favorable to Graney, and it is believed that the latter will not oppose the selection of the blacksmith. Jeffries today refused to discuss the matter, one way or the other.

FASHION PLATE WINS RACE

Restigouche Makes Him Struggle for Metropolitan Handicap.

NEW YORK, May 13.—Ten thousand race-gamblers, Fashion Plate, a four-year-old gelding, won the Metropolitan Handicap at Belmont Park today in the fastest time in the history of the event.

The colt, quoted at comparatively long odds of 6 to 1, covered the mile in 1:27 4/5. Prince Imperial, entered by the Woodhaven stable, and quoted at 10 to 1 for place, was second. Jack Atkin, winner of the 1905 Metropolitan handicap, finished third, at odds of 5 to 1.

The crowd had its curiosity pleasantly gratified by a vie with close range of August Belmont, sponsor of Belmont Park, in the role of a recent Benedict. Robertson that was Mrs. Belmont and the center of attraction in the club house enclosure.

James R. Keene's Maskette, S. C. Hildreth's Pricelion, and E. Schreiber's Jack Atkin, all heavily backed, were looked upon as probable winners.

Restigouche showed in front at the starting for nearly three-quarters of the distance set a heart-breaking pace, with Jack Atkin and Prince Imperial close up. At the turn the stretch the field drew horse tired, and Fashion Plate, admirably ridden by McGee, forged ahead.

Multnomah to Meet Columbia.

For the second time this season, the Multnomah Club and the Columbia University baseball team will play on Multnomah field. The game will be held at 3:30 o'clock.

In the first game the trial team from the University downed Cass Campbell's bunch of losers by the score of 6 to 2. McCahey has been strenuous since then and expects to take "Dolly" Gray's bunch into camp. Captain Morris will probably pitch for Multnomah and be opposed on the mound by Kirk Papko or Pinnegan of Columbia. Ed. Rankin will handle the pitcher.

Montavilla to Enter Rose Festival.

At a meeting of the Montavilla Rose Association next Monday night arrangements will be made for Montavilla's part in the Rose Festival parades. The meeting will be held in Grebel Hall, East Eightieth and Stark streets.

Portland Agents Maggioni, Consuelo, Carlyle and Rigo Gloves

\$50.00 Tailor-made and Novelty Suits at \$18.00

—The amazing values you will see here in these suits will be a revelation to you. You won't believe without seeing them that such excellence is to be found in a Sale. They are suits that can be worn on any occasion whether for afternoon or evening. Not only will the extraordinary merit of the different weaves appeal to you, but the smartness of the models and the skilled needlework used in their their making.



—Made of imported materials such as French and storm serges, wale diagonals, shark skin and fancy whipcords. In black, navy, tan, champagne, copenhagen, violet, rose, castor and reseda. —These are plain tailor-made suits with shawl revers and fancy buttons. Others are elaborately embroidered and fancy trimmed. Every jacket is lined with finest quality self colored peau de cygne silk. The skirts are made in the newest plaited and fancy models.

MIDDY BLOUSES AT \$1.15 Regular \$1.50 Value

—Good Style Middy Blouses for girls and young women. Made in the regulation cut, of good quality, light-weight duck. Made with sailor collar of navy blue flannel trimmed with three rows of white braid and two stars. Cuffs made to match the collar and trimmed with braid.

June Butterick Patterns Now on Sale

—First issue of the Butterick Book on designs for Embroidery and Braiding. Price 10c. Two designs FREE with each book.

More Fresh Air Plants Summer Neckwear

—Today we place on sale another shipment of a thousand bunches of Air Plants. For table decoration and millinery purposes. Many stores have been advertising these as wonderful bargains at 15c. —Today we offer them at our regular price, 7c.

\$5 Trimmed Hats \$1.95

—Many of these hats are made of braid and smartly blocked shapes. The trimmings are varied enough to satisfy every purpose. They come in black and a large assortment of pretty light Spring shades. —Most of them go on sale Saturday for the first time, being a special lot bought for this sale. Others are pretty hats taken from our different tables and put into this sale to increase the number and variety of selection. There are none in the lot worth less than \$3.95 and many sold regularly for \$5.00.

LATE FICTION For Sunday Reading

—"The Ramrodders" by Holman Day. "The Undesirable Governess" by Marion Crawford. "Sally Bishop" by E. Temple Thurston. "A House of Lies" by Sidney Warwick. "Emigrant Trail" by Geraldine Bonner. Price \$1.18. You'll always find the latest fiction at our store before other booksellers.

The Cause of Colds

Good Advice Regarding the Prevention of Coughs and Colds.

If people would only fortify and strengthen the system, the majority of cases of coughs, colds, and pneumonia might be avoided. These troubles are frequently due to weakness, which produces a catarrhal condition of the mucous membrane, which is an internal skin of the body. When this skin is weakened it becomes easily infected with germs which cause many of the diseases to which flesh is heir. Healthy mucous membranes are essential safeguards of the body's general health.

Hood's Sarsaparilla

Gives the system the best preparation for the hot waves of Summer which are so enervating to the weak and rundown. Take it this Spring. It effects its great cures, not simply because it contains sarsaparilla, but because it combines the utmost remedial values of 20 different ingredients. Get it today in usual liquid form or tablets called Sarsatabs. 100 Doses \$1.