SPRECKELS' GRAFT CRUSADE IS NAUGHT

California Court of Appeals Sets Ruef-Schmitz Supervisors Free.

CHIEF WITNESS IS GONE

Higher Tribunal Holds Defendants Have Right to Speedy Trial, and Compels Judge Lawlor to Dismiss Indictments.

SAN FRANCISCO, Aug. 15.—The District Court of Appeals of the First District issued a peremptory writ of mandate today to compel Superior Judge Lawlor to dismiss the indictments pending against Patrick Calhoun, Thornwell Mullaly, Tirey L. Ford and William M. Abbott, charged with bribing the Ruef-Schmitz Supervisors in connection with the United Railroads trolley franchise.

The decision was written by Presiding Judge Lennon, with the concurrence of Judges Chipman and Kerrigan. Judge Lennon said that in his opinion the defendants had a right to a speedy trial, and, inasmuch as the case had been indefinitely postponed by Judge Lawlor owing to the absence of the main witness, James L. Gallgher, the judge believed there was nothing else to do but order the dismissal of the indictments.

Ford Case Basis of Test.

It was Ford who made a test fight for the writ of mandate; later Calhoun, Mullaly and Abbott filed petitions to the same end. The opinion was written with reference to the Ford case, but the same points were made applicable to the others. Owing to the fact that Judge Hall was disqualified by reason of his relationship to one of the attorneys for the defense, District Judge Chipman, of Sacramento, sat in his place.

This decision virtually ends the graft prosecutions financed by Rudolph Spreckels and backed by Special Prosecutor Francis J. Heney and Detective William J. Burns.

The District Attorney, both in Judge Lawler's court and before the Supreme Justices, admitted that in the absence of James L. Gallagher, hte defaulting state witness, nothing could be accomplished by trial.

The graft prosecutions were started in the Fall of 1906, while San Francisco was just beginning to clear away the ashes of its great catastrophe. All of the 300 indictments, except those of th French restaurant scandal, which formed the opening wedge against Mayor Schmitz and Abraham Ruef, related to alleged acts of bribery during the confused times following the fire.

Supervisors Win Immunity.

It was not until March, 1907, that Burns caught Supervisors Lonergan, Boxton and Walsh in the act of accepting a decoy bribe. On their confessions others of the Schmitz board were involved. Then several more, on the promise of immunity, turned state's evidence.

The indictment of the four United Railroad officials was the culminating act of the prosecution, and on them Heney and Burns made their hardest fight. There were 14 true bills against each. Ruef, turning state's evidence, said before the grand jury that he had received $200,000 from Ford for putting through the trolley franchise ordinance. Of this, he said, the Supervisors received $85,000, he and Schmitz dividing the rest.

Later Ruef repudiated his confession. Gallagher, who was Acting Mayor in Schmitz' absence, confessed that he distributed the sum among enough Supervisors to carry the bill, reserving a $15,000 commission for himself.

Ruef Now Serving Term.

Ford was the first to go to trial and a disagreement resulted. In his next two trials the jury voted acquittals. Ruef was tried on a trolley indictment and found guilty in December, 1908, after proceedings lasting more than three months. He is now serving a 14-year term in San Quentin.

In the course of Ruef's trial Heney was shot down in court by an ex-convict who subsequently committed suicide in jail. Hiram W. Johnson, now Governor of California, succeeded Heney as prosecutor.

Calhoun was the last to face Judge Lawlor. The jury was unable to agree on a verdict.

When Charles Fickert became District Attorney in January, 1910, following Heney's defeat for election, Gallagher left the state, being seen on an Atlantic liner and later traced to British Columbia. On the ground that he had no means to convict, Fickert made a motion to dismiss the United Railroad indictments. This was refused by Judge Lawlor. Ford appeared at the next calling of his case and demanded either an immediate trial or the quashing of the charges. Judge Lawlor continued to postpone the trial over Ford's protest. Proceeding for release in habeas corpus were then begun in the Supreme Court of the state, but were denied with the suggestion that a writ of mandate would be the proper remedy. This, thereupon, was applied for.

MEDFORD TO SHOW PEARS

Annual Exhibit Is Proposed by Southern Oregon City.

MEDFORD, Or., Aug. 15.—Medford will give a district fair October 3 to 7, which will be the beginning of a pear show that it is hoped will eventually rival in importance the Spokane apple show.

The state appropriated $1450 in all for the enterprise, and in the last few days about $3000 has been raised among Medford business men. It is intended that in all $5000 shall be subscribed.

There is great local interest in the enterprise, and it is already planned to have automobile races and aviation exhibitions. Mayor Canon, of Medford, has been elected president, A. K. Ware secretary, and George Davis treasurer.

FARMER BAILS MRS. REESE

Woman Sent to Rockpile, Then Pardoned, to Stand Trial.

IOLA, Kan., Aug. 15.—Mrs. Ella Rees, who, after being sentenced to the rockpile last week by Municipal Judge Smeltzer, was pardoned by the Mayor of this city, then placed in jail again on a contempt of court charge by the judge, was released today on $200 bond furnished by a farmer living near Iola. She is to appear for trial next Friday.

PALACE OF POPE IN ROME, WHERE PIUS X IS ILL, PAPAL SECRETARY OF STATE AND PHYSICIAN ATTENDING HIS HOLINESS

THE VATICAN

AIR REVIVES POPE

Restlessness at Night Due to Long Daytime Sleep.

REPORTER ANNOYS SISTERS

Representative of Giornale d'Italia, Disguised as Inspector for Gas Company, Obtains Interview Unawares.

ROME, Aug. 15.—The cool air of the early morning helped to freshen the Pope, who, when he was visited by his physicians, appeared to be no worse than yesterday. Professor Marchiafava, the consultation doctor at the Vatican, explained that the Pontiff's restlessness during the night was due perhaps to the fact that he had slept longer than usual yesterday afternoon.

An incident amusing to some, but annoying to the sisters of the Pope, is related today. The sisters, who have been besieged by newspaper men and photographers, have become unapproachable to those wishing information regarding the Pontiff's condition for public use. Late yesterday afternoon a reporter, disguised as an inspector for the gas company, entered their home and, after examining the meter and the pipes, humbly inquired about the holy father.

The sisters answered candidly. A few hours later they were chagrined to see every word they had spoken published in the Giornale d'Italia.

This morning a genuine clerk from the gas company's office visited the home of the sisters and was immediately overwhelmed by a torrent of Venetian remonstrances. He was at a loss to know how he had given offense.

STATE'S HOPE IS IN FARMS

(Continued From First Page.)

that particular crop for which his land is best suited; that he is not daily impoverishing his land by demanding of it an unnatural thing; that certain rotations exist which will not only yield a greater yearly return, but at the same time strengthen and revivify his land. The league can bring these necessities home to the state in a way that no other instrumentality can.

We have here as our inheritance a vast region, rich with natural advantages and brimming with commercial and industrial promise. Our mission is to present these advantages honestly and fairly, but energetically, in the race for commercial supremacy, and to support those men and those measures or things which in the greatest degree and with the greatest rapidity will bring these hopes to their proper culmination. If this is to be, however, the league must be supported. It will not be enough that we have these gatherings, interesting and instructive though they may be. The real effective work must be done elsewhere and we must all do our share.

Lively Gives Advice.

D. O. Lively said, in part:

Riding through Oregon for the past two years I can see but little change outside of the cities. Where the people in the communities of Texas and Oklahoma have spent one dollar in exploiting their resources, Oregon has spent five, and possible ten. Seeing this, the conclusion is forced that our efforts are not properly directed and that we are not getting returns in the way of actual settlers in keeping with the money, literature and effort that has been expended for that purpose. We are not attracting actual farmers to our vacant acres, simply and solely for the reason that Oregon is known almost exclusively for its superiority in the production of fruit. There has been, generally speaking, a sporadic effort to direct attention to the opportunities which Oregon offers to the general farmer, but these efforts have been chiefly used as a tail to the apple kite.

I contend that we must change ammunition if we are going to bring down the game. Fruit has been the great headliner on the greater part of the literature that has been written and distributed concerning Oregon. We must use another headliner.

It is my opinion, that if, within the next four years, the railroads and communities of the Pacific Northwest will spend the same amount of money and the same amount of enthusiasm in an effort to secure actual farmers for this country that have been used in the past four years, instead of a 40 per cent increase in 10 years, we will have a 500 per cent increase in four. Instead of vacant land we will have a densely populated and prosperous agricultural population. Instead of sending to California for lettuce, potatoes, cabbage and beans, we will have a supply to sell; instead of producing two million dollars worth of apples and sending $5,000,000 over to Missouri River for live hogs and packing-house products, we will keep this money at home and have a surplus for export.

WOMEN TO FIGHT SLAVERY

Auxiliary of National Socialist Party Plans Campaign.

MILWAUKEE, Aug. 15.—An attack on the white slave traffic has been planned by the women's committee of the National Socialist party.

At a meeting today the committee made plans for a campaign that will extend all over the United States. Reports will be received next February on the work.

Arrangements were made at the committee meeting for the circulation of a petition through the Socialist ranks asking for the pardon of Angelina Neapolitano, the Canadian woman serving a life sentence for the murder of her husband.

Portland Firm's Bid Lowest.

ASTORIA, Or., Aug. 15.—(Special.)—Bids were opened by the Astoria Water Commission tonight for building a reinforced concrete dam that will create a 100,000,000-gallon storage reservoir at the headworks of the water system on Deer Creek. The bid submitted by Bidwell, Hayden & Company, of Portland, in the sum of $74,857.80 was the lowest, the others being as follows: C. L. Houston, Astoria, $89,741.50; Jahn Contracting Company, Portland, $100,-$61.60; Oalmberg & Mattson, Astoria, $109,367.80; Puget Sound Bridge & Dredging Company, Seattle, $114,930. All the bids were referred to the engineer to be examined and reported upon as soon as possible.

CARDINAL MERRY DEL VAL — DR. PETACCI

—Photos by American Press Association.

YOUNG GOMEZ IS ACCUSED

Cuban President's Son Shoots at Editor, Who Calls Him Assassin.

HAVANA, Aug. 15.—Following the revolver duel in the Cafe Cosmopolita last night, between Miguel Gomez, son of President Gomez, who opened the fire, and Congressman Armandi Andres, editor of El Dia, an anti-administration newspaper, that publication today asserts that many friends of Gomez fired upon the editor and that the President's son was the leader of a band of assassins.

The walls of the Cafe Cosmopolitan and the fronts of the adjacent buildings show bullet marks greatly exceeding in number the shots that could have possibly been fired by the principals.

Neither Andres or Gomez was hurt by the shots last night. Both were arrested, but were released later on bail. Young Gomez weeped when he revealed his identity to the police. He gave as a reason for the attack newspaper articles attacking his father and himself which have been published in El Dia.

HITCHCOCK PLAN SSAVING

Payment for Mails on Basis of Cost to Roads Is Proposed.

WASHINGTON, Aug. 15.—Radical readjustment of the methods of computing the pay of railways for transporting the mails, which will effect an annual saving of approximately $9,000,000, was recommended to Congress today by Postmaster-General Hitchcock.

Mr. Hitchcock proposes to effect such saving by paying the railroads on the basis of cost, with 6 per cent profit. The plan provides that all railways shall report annually to the Postmaster-General the expenses incurred in carrying the mails, in order that the department may determine the cost to the railways and a fair rate of profit.

The method of fixing railway mail pay in accordance with weight has proved expensive and unsatisfactory, says Mr. Hitchcock. He suggests the substitution of the method of fixing compensation in accordance with the amount of space required in cars.

Mr. Hitchcock sent to Congress a draft of a bill which would carry the new plan into effect.

TOGO VIEWS SKYSCRAPERS

Japanese Admiral Takes Birdseye View of New York From Tower.

NEW YORK, Aug. 15.—Admiral Togo had a comparatively quiet day. His interest in America's largest city is intense and today he asked for another birdseye view of it from the top of the Metropolitan tower. The Admiral's previous visit to the tower was disappointing because a haze blotted out a large part of the landscape.

After this lofty view of the city, Admiral Togo visited the Brooklyn Navy-yard. He was the guest of the Press Club tonight.

S. Takaki, Admiral Togo's secretary, has recovered from the attack of acute indigestion which forced him last night to leave the banquet given by Colonel Robert M. Thompson and is able to perform his usual duties.

TWO HURT AS CAR SKIDS

Hoquiam Man May Die From Injuries Sustained in Automobile.

HOQUIAM, Wash., Aug. 15.—(Special.)—As a result of speeding a borrowed automobile, Andrew Niland, of Hoquiam, lies in the hospital with a fractured hip and suffering from internal injuries which may prove fatal, and a companion named Baldy suffered a broken shoulder, when the car left the road tonight, turned completely over and around, striking a stump alongside the road.

The machine was going 40 miles an hour, and, striking the loose gravel, skidded, leaving the highway. That both men were not killed is considered miraculous.

FOREST LINES RUN

92 Miles of Telephone Wires Will Aid in Fire Patrol.

PROMPT REPORTS IS AIM

Fires May Be Combatted at Once by Communication With Central Stations—Huge Saving of Timber Results From Protection.

WALLOWA, Or., Aug. 15.—(Special.)—Installing seven new telephone lines this season, aggregating 92 miles of Government line and connecting nine ranger stations with the supervisor's office, increasing the total length of Government lines on the Wallowa and Minam forests to 130 miles, one of the new lines completed, one to be finished this week and the other five under construction and being rushed to completion as fast as men and packhorses can get material over the difficult mountain trails, the Forest Service is fast preparing for an efficient fire patrol on the National forests.

To provide ready communication between rangers and the supervisor's office, to permit of prompt reports in case of forest fires and enable the service to extinguish them at their inception, to facilitate reporting and the handling of stock on the reserve and to assist in finding and returning strayed stock are some of the uses of the Government lines as defined by Acting-Supervisor Sherman A. Brown, of the Minam National Forest, yesterday.

The line between this city and Powwatka ranger station was completed several weeks ago; the line from the Bear Creek ranger station is now within two miles of this city and will be completed this week; lines under construction are: From College Creek station to Imnaha; from near the Tenderfoot mine to Joseph; from Fish Lake to Halfway, and from Katherine Creek by way of Mount Fanny to Cove.

The installing of the telephones is expensive work over the high ranges, through deep canyons and along winding streams. The lines are being built along some of the roughest country in Oregon. But the saving in administration expense will offset the cost of erecting and maintaining the lines and the saving of timber, livestock, range and water supply effected by their use will make them some of the most profitable investments made by the Forest Service.

KLAMATH GETS SURPRISE

Plowing for Next Year's Crop Something New, Which Kansan Springs.

KLAMATH FALLS, Or., Aug. 15.—(Special.)—Plowing for next year's crop in Klamath County at this time of the year is something new up to this year, when A. P. Hutchins, formerly a Kansas farmer, but now a rancher of the valley south of here, has turned his Government irrigation water to good account in putting his ground in shape for plowing.

Mr. Hutchins has harvested about 100 acres of Fall-sown wheat. This wheat, he says, will go at least 40 bushels to the acre, although not yet threshed. On the ground harvested he turned the water, and, after flooding it thoroughly turned it off and put men and teams to plowing up the stubble preparatory for next year's crop.

Irrigated Vegetation Flourishes.

WEST STAYTON, Or., Aug. 15.—(Special.)—Since the crops have been harvested, the irrigated lands here stand out brilliant and green among the yellow stubble fields and dried up vegetation all about. Especially does the Oregon Agricultural College experiment station corn loom up; the irrigated corn being twice the height now of the non-irrigated. The Oregon Agricultural College is still putting out vegetables on the farm, having planted cauliflower and broccoli within the last few days and the Willamette Valley Irrigated Land Company is putting more land into alfalfa. This company has a tract of five acres, set out to apples and sown to Kentucky Wonder beans, to demonstrate what can be raised between rows while a young orchard is maturing.

ENGLISH CAPITAL TO BUILD RAILROAD

San Francisco Confident of Success of Line to Butte by Way of Boise.

COST IS SEVENTY MILLIONS

Noteworthy Financiers, Including Promoter of Concern That Owns British Bechuanaland, Are Listed in Enterprise.

SAN FRANCISCO, Aug. 15.—(Special.)—There appears to be a probability that something more than preliminary work will soon result from the incorporation last year of the Butte, Boise & San Francisco Railroad Company, with a capital of $25,000,000, and that San Francisco will have another outlet to the Northeast, obviating the long haul via Ogden.

An influential group of English capitalists has investigated the feasibility and possibilities of the proposed line, and has decided to undertake the work of construction, word to that effect having come from Victor H. Ruelens, now in London. Ruelens says a board of directors has been formed, composed of the following English financiers: Marquis of Winchester, also a director of the British South Africa Chartered Company; Earl of Fitzwilliam, director of the National Bank, Ltd., London; Lord Denbigh, financier; Lord MacDonnell, late British Secretary for Ireland; F. R. Knollys, brother of Lord Knollys, secretary to King Edward VII; F. J. Atkinson, Accountant-General of the United Provinces of India; E. A. Maund, founder of the British South Africa Company and business associate of the late Cecil Rhodes.

An advisory board is to reside at Butte. Ex-State Senator Haviland will be the head and most active member.

The cost of the line is estimated at $70,000,000, but the directorate of the construction company feels there will be no trouble in obtaining this amount of English capital, considering the wealth and influence of its members. The British South Africa Company, of which Maund was the promoter, has a capital of $40,000,000. It owns British Bechuanaland and controls most of the railroads now developing in South Africa.

As soon as the construction company is fully completed, actual work on the project will be undertaken in the United States, using Butte as headquarters.

ASYLUM GUARDS CAUGHT

Confinement of Detectives Results in Scandal at Insane Hospital.

CHICAGO, Aug. 15.—For a week three detectives have been "patients" at the Cook County Asylum for the Insane at Dunning. The result of their detention was seen today when President Bartzen, of the County Board, suspended four attendants, charged with cruelty.

The secret investigators, while confined with the insane, watched physicians, nurses and other attendants and made reports of their actions.

Medford After Colonists.

MEDFORD, Or., Aug. 15.—(Special.)—To bring Medford her share of the colonists who start West September 15, when the colonists rates are in full force, the Medford Commercial Club has shipped five large boxes of literature to an agent in Minneapolis to distribute. Among the literature sent were several beautifully illustrated booklets and many of the business men's bulletins that the club has been issuing in co-operation with the Southern Pacific railroad. These bulletins deal with fruit growing in the valley.

Hood's Sarsaparilla

Acts directly and peculiarly on the blood; purifies, enriches and revitalizes it, and in this way builds up the whole system. Take it. Get it today.

In usual liquid form or in chocolate coated tablets called Sarsatabs.

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The New Fall Season's Arrivals

A New Fall Suit at $22.50

That others ask $32.50.

These suits are of finest serges and mixtures, Skinner satin lined, paneled skirt—coat 28 inches long, color gray, brown in several shades and black.

New Fall Millinery

Trimmed and felt shapes for early season wear. Many of the newest styles are shown in our millinery departments such as

The New Hel-Met, the New Pogue, the New Men-Wor and Many Other Shapes

Mostly velvet-covered and trimmed. Colors navy, green, red, coronation purple and mixed shades. The new felt in several shades, all colors. Veils to match.

Dainty Neckwear for Fall

We have just received from New York a most complete line of beautiful Neckwear. You will find everything that's new in this vast assortment. Large Dutch collars, lace Fichus, stock collars, jabots in pastel shades, side ruffles and cascades. Prices from 25c to $5.00.

New Fall Kid Gloves, $1

We are now in position to supply you with our wonderful Kid Gloves at One Dollar. All the new shades in the wood, brown and tan are in this stock. White, black, grays and several other colors. A regular $1.25 gloce at $1.00

New Corsets for Fall

Just received by freight today a complete stock of the noted C. & B. Corsets in all the newest styles for Fall. Every corset has the best of style, together with comfort and perfect fit—$1.00 to $3.50. Binner Corsets, $5.00 and up.

Put in Your Order Now for YOUR NEW FALL FURS

A small deposit will hold any Fur or Set until wanted. A visit to this large and most magnificent showing of new Fall Furs will readily convince you of the wonderful assortment we carry, and the convincing prices which we have to offer. FURS MADE TO ORDER for Particular People.

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CHICAGO.... MILWAUKEE.	$72.50	ST. PAUL... MINNEAPOLIS DULUTH... OMAHA.... KANSAS CITY WINNIPEG..	$60.00
ST. LOUIS....	$70.00		
NEW YORK.. PHILADELPHIA	$108.50		
BOSTON.....	$110.00		
BALTIMORE.. WASHINGTON	$107.50	DENVER... COLORADO SPRINGS	$55.00

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Tickets told August 3, 4, 5, 14, 15, 16, 17, 21, 22, 23, 28, 29, 30; September 1, 2, 4, 5, 6 and 7. Return limit October 31. Stopovers and choice of routes in each direction.

Rochester, $91.35; August 14 to 17.

Inland Empire Express Leaves..... 9:55 A. M.
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Summer Excursions to the East

August 14, 15, 16, 17, 21, 22, 23, 28, 29, 30.
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CHICAGO AND RETURN.....$ 72.50
ST. LOUIS AND RETURN.....$ 70.00
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ST. PAUL, MINNEAPOLIS, DULUTH OMAHA, KANSAS CITY, ST. JOE AND RETURN..$60.00

Tickets allow fifteen (15) days for going passage, final return limit October 31. Go one way and return another if you wish, stop-overs allowed within limit in each direction.

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