

## DYNAMITE CASE IS IN HANDS OF JURY

### 40 Separate Verdicts Are Necessary.

### LONG SESSION IS EXPECTED

### Court Asks That All Evidence Be Weighed Carefully.

### UNIONS' RIGHTS DEFINED

### Judge Says Testimony of McManigal and Clark Should Be Received With Caution—Burns' Statements Not Considered.

#### PROMINENT DATES IN TRIAL OF MEN ACCUSED OF DYNAMITE CONSPIRACY.

February 6—Federal indictments against 54 labor leaders returned at Indianapolis.

February 14—Arrests made simultaneously in 20 cities.

October 1—Trial begins. Orde McManigal pleads guilty.

October 3—Jury obtained.

October 7—Edward Clark, of Cincinnati, pleads guilty.

November 23—Bond of Herbert S. Hoeklin increased and he is committed to jail.

December 2—Defense begins presentation of testimony.

December 15—Arguments begun.

December 26—Case submitted to jury with instructions to return separate verdicts. Forty defendants remain.

INDIANAPOLIS, Dec. 25.—Whatever is to be the outcome of the three months' "dynamite conspiracy" trial, in which 40 labor union officials are accused of complicity in the McNamara plots to destroy property, including the wrecking of the Los Angeles Times building, where 21 persons were killed, now rests with the jury.

Federal Judge Anderson, a few minutes after 5 o'clock tonight, instructed the jury and ordered it to retire. The court then adjourned until 9:30 A. M. tomorrow, thus precluding the return of the verdicts before that time should they be found.

The verdicts, while separate as to each defendant, are to be returned at one time.

#### Long Session Is Foreseen.

"How long will the jury be out?" was the question asked as the jurors filed out. A basis for a belief that verdicts would not be reached when court opens tomorrow was found in the court's instructions "carefully to weigh all the evidence in the case." It has required almost 12 weeks to introduce the evidence.

The defendants who await the outcome include Frank M. Ryan, president of the International Association of Bridge and Structural Iron Workers, of which John J. McNamara, the confessed dynamiter, was once secretary; various executive board members of that union; Herbert S. Hoeklin, accused as an accomplice of Orde E. McManigal, and the confessed dynamiter; Glad A. Truimoe, secretary of the California Building Trades Council; R. A. Clancy, San Francisco, and J. E. Munsey, Salt Lake City, Utah.

#### Charge Is Conspiracy.

These men are not charged under the Federal laws with personally causing any explosion. They are charged with conspiracy to violate Federal laws and with aiding in the illegal transportation of dynamite and nitro-glycerin on passenger trains.

In closing his argument to the jury, District Attorney Miller again referred to the argument of United States Senator Kern, counsel for the defendants. Senator Kern had left the city, saying he was going to Washington.

The Los Angeles Times building explosion was called "the crime of the century." Mr. Miller said, "but the real crime of the century will be this damnable conspiracy. It would be an everlasting disgrace to our country and to our civilization if these 40 conspirators are not convicted. Gentlemen of the jury, a United States Senator, sworn to uphold the laws of his country, has dared to stand before you in defense of these enemies of the Republic. You should find these conspirators guilty and put your seal of condemnation upon such conduct by a United States Senator."

#### Court Says Union Is Legal.

After stating the substance of the various offenses charged and mentioning the Nation-wide strike of the Ironworkers' Union, which the Government charged was the motive for 100 explosions on the work of contractors who refused to recognize the union, Judge Anderson, in his instructions, said:

"It was not unlawful for the structural ironworkers to organize the union to which they belong. It is not unlawful for the defendants to be members of that or any other labor organizations. Men have the right to use their combined power through such organizations to advance their interests in any lawful way; but they have no right to use this power in the vio-

## TAFT SAILS FROM COLON FOR HOME

### GOETHALS TRAVELS ON ACCOMPANYING WARSHIP.

### President Says He Will Appoint Civil Officials of Zone on Return to Washington.

COLON, Dec. 25.—The United States battleship Arkansas, with President Taft aboard, sailed from Colon at 7 o'clock tonight for Key West. The Presidential party went aboard the Arkansas about an hour prior to her departure. Colonel Goethals, the chief engineer, boarded the battleship Delaware, which accompanied the Arkansas.

The warships are expected to reach Key West Sunday and the President is due at Washington Tuesday.

President Taft expressed great pleasure over his visit to Panama and said he would appoint the Civil Governor and subordinate officials on his return to Washington.

## BEE TREE YIELDS HONEY

### Albany Men Obtain 40 Pounds From Maple in City Limits.

ALBANY, Or., Dec. 26.—(Special.)—Taking honey from a bee tree within the city limits of Albany was the unusual feat performed yesterday by E. Bilyeu, janitor at the Linn County Courthouse, and Edward Hilliard, of this city. They obtained 40 pounds of honey from a big maple tree which stands on the bank of the Calapooga River in Albany's Chautauqua Park. Hilliard discovered the tree last Spring, but it was necessary to deface the tree and perhaps kill it to get the honey, the bees were not disturbed. Recently when the Oregon Electric freight line was surveyed across the corner of Chautauqua Park it was discovered that the tree was in the right of way and would have to be cut down, so Bilyeu and Hilliard took the honey yesterday.

The deposit of honey was about 25 feet above the ground. From the large amount of empty comb in the tree, Bilyeu estimates that had they taken the honey last summer before the bees began to use it as a food supply for the winter they would have obtained about 200 pounds of honey.

## LOST KEYS SCARE OLCOTT

### Marriage License Register Obtained After Considerable Delay.

SALEM, Or., Dec. 26.—(Special.)—It developed today that Secretary Olcott, who yesterday claimed a "Clerical error" in nearly having his bride, came very nearly having his plans upset. The marriage license was obtained Tuesday night behind locked doors at the County Clerk's office, with Deputy Sheriff Esch acting as the witness. County Clerk Allen had been called and sworn to secrecy. The next day was a holiday and the office would be closed. The vault where the marriage license register is kept was locked. Secretary Olcott told the County Clerk to draw the curtains of the office, lest someone might see him. This was done and the County Clerk began tumbler for the keys that would let him obtain the marriage license register. He could not locate them. Pockets were turned inside out, drawers were ransacked and for a time the County Clerk declared that the keys had been lost and it would be impossible to issue the license. Finally the Secretary of State located the keys and the marriage license was obtained.

## SENIORITY PLAN FEARED

### Bryan Says Democrats Threatened With Letting Minority Control.

LINCOLN, Neb., Dec. 26.—In an editorial in the Commoner today, William Jennings Bryan predicts that the Democratic party is facing a struggle in both Senate and House over committee assignments. "If (the party) is again threatened with the blight of seniority," the article continues, "that is, it will be asked to put the ambitions and interests of individuals above the welfare of the party."

"Progressive Democrats will be in the majority in the caucus of the Senate. Will they allow the reactionary minority to man the ship and allow length of service to outweigh sympathy with the progressive?" If it were a personal matter the new Senators might prefer to yield to the old, but a man acting in a representative capacity is not at liberty to be courteous at the expense of his constituents.

## FIRECRACKERS ARE BARRED

### Portland Chinese Denied Noisy Celebration of New Year.

Chinese of Portland will not be permitted to shoot firecrackers as a part of their first observance of the American New Year's day. This was the edict of the City Council yesterday when a request by the Chinese that they be permitted to conduct a noisy celebration was turned down.

This year for the first time the Chinese will observe January 1 as the beginning of the new year. In celebration of the adoption of the new calendar, elaborate preparations had been made for a firecracker celebration throughout Chinatown, the intention being to attract a great deal of attention to the new step in advance taken by the Chinese people generally.

### La Follette Returns to Platform.

MADISON, Wis., Dec. 26.—United States Senator La Follette will make his first public appearance since the election in the Minneapolis Auditorium next Monday night under the auspices of the Minnesota Progressive Republican League. He will talk on "A New Deal in Politics."

## BULGAR AND TURK STILL STEADFAST

### Both Declare They Cannot Recede.

### OBSERVERS PREDICT PEACE

### Turkey Said to Be Willing to Promise Reforms.

### OTTOMAN REPLY IS READY

### Envoy Characterizes Demands of Allies as Absurd—They Retort That Talk of Retaining Towns Is "Laughable."

LONDON, Dec. 26.—Both the Turks and the Balkan allies are standing by their guns on the peace terms. Both say it is impossible to recede from their positions.

Nevertheless, those who think they know what is going on behind the scenes still believe the probabilities of the conclusion of peace are greater than of the resumption of war.

The exchange of cipher dispatches between the administration at Constantinople and Rehad Pasha continues, but the chief of the Turkish plenipotentiaries declines to divulge the nature of the reply he will present to the allies Saturday, when the conference reassembles. It is understood this will be as already outlined, with the additional promise that Turkey will apply to the European territories remaining to her the reforms which Count von Berchtold, the Austro-Hungarian Foreign Minister, proposed before the war.

### Terms Absurd, Says Turk.

"While I cannot discuss the reply of the Ottoman government," said Rehad Pasha tonight, "nothing prevents me from saying that the terms the allies have proposed are simply absurd. They have produced this impression wherever heard, even outside Turkish circles. It has never been known that after the conclusion of the armistice one belligerent party could ask the other to concede territories bravely defended and still resisting with heroism."

"Why should we do this, especially when the Bulgarians had three reverses at our hands just before the armistice, while the Greeks who continued to fight were defeated both on land around Janina and at sea off the Dardanelles?"

### Allies Surpass Limit.

"Turkey was induced to accept an armistice only on the advice of the powers, in order to avoid useless carnage on both sides. The same humanitarian principle should govern the peace terms."

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## SHIPPING FACILITIES IMPROVED.

Interesting articles concerning the improvement of Oregon's facilities for commerce by river and ocean will be printed in The Oregonian Annual that will appear next Wednesday. The deepening of the Willamette and Columbia Rivers, the completion of the south jetty at the entrance to the Columbia and the plans for the north jetty, progress on the Celilo Canal, building of public docks and the development of Coast harbors are subjects of particular interest, in view of the early completion of the Panama Canal. They are improvements of vast importance, even without considering the greater shipping that the canal will bring.

The building of electric railroads and the increase in water-power development are other subjects that the Annual will take up in detail. Complete confidence in Oregon is shown by the Hill and Harriman interests, which are investing millions of dollars in new electric lines. The entrance into Portland of a second big power company is another significant event. The activity of the steam railroads, including their terminal plans in Portland, is also an indication of Oregon's growing importance in the eyes of outside capitalists.

Orders for the Annual are now being received. The price is 5 cents. Domestic postage 5 cents. Foreign postage 10 cents.

## BREAD AND WATER IS FATE

### Eugene Penalizes City Prisoners Who Refuse to Work.

EUGENE, Or., Dec. 26.—Eleven city prisoners, charged with vagrancy, are now living on bread and water, as a result of refusal today to go to work in the streets. These men were picked up last night and each was given five days' work on the streets, but after they had been fed a breakfast of good beefsteak, fried potatoes, bread and coffee, they refused to leave the jail, and the chief of police announced a bread and water diet until they agreed to go to work or until their sentence had expired.

The chief also took away their tobacco and their newspapers.

## GUM CHEWER DISCREDITED

### Federal Judge Doubts Witness Whose Jaws Work Too Rapidly.

CHICAGO, Dec. 26.—United States Judge Carpenter today revealed one method he has of judging whether a person is testifying truthfully. If the witness chews gum and talks rapidly the chances are no great weight should be attached to his statements, the court said.

This developed when the court told Joseph Bruna, a witness chewing gum while on the witness stand:

"The harder a person chews gum the less responsibility you can place in his testimony."

## WILSON DISCUSSES CURRENCY REFORM

### Callers Talk to President-Elect in Bed.

### POSITIVE VIEWS EXPRESSED

### Attack of Grippe Abates, but Physician Advises Caution.

### DIGESTION IS AFFECTED

### Quick Change From Warm Climate of Bermuda Is Believed to Have Caused Illness—Trip South to Be Made Today.

PRINCETON, N. J., Dec. 26.—Propped up in bed, President-elect Wilson sat for two hours today talking about currency reform with Representative Glass, of Virginia, chairman of the sub-committee on banking and currency reform, and Dr. H. P. Willis, a New York financial writer.

"The conference concerned generalities," Mr. Glass said afterward. "The Governor has some positive ideas about currency reform and expressed them more decisively and clearly than anyone else I have ever met."

Mr. Glass said he was not at liberty to disclose what was done in the conference.

### Money Topic at Conference.

"That's what he talked about," he said, as he exhibited with a smile a handful of \$5 pieces. He remarked, however, that none of the bills proposed to be before his committee in Congress was authentic and the committee had not yet drafted any measure. He added that public hearings would begin in January.

The Governor had almost recovered tonight from his attack of grippe, but in compliance with the physician's orders he remained in bed and saw no one but Glass and Willis.

### Virginia Trip to Be Made Today.

He will leave at 10:30 A. M. tomorrow for Staunton, Va., his birthplace, there to celebrate with the townsfolk his 56th birthday on Saturday. The train will reach Washington at 3:15 P. M. and will be there 15 minutes while the two special cars carrying the Governor and a party of Virginia living in New York are being switched from the Pennsylvania Railroad to the Chesapeake & Ohio.

It will be the first time, however, that the President-elect will have stopped in the National capital since election.

A coincidence of the journey is that Richard H. Taylor, one of the Secret Service men detailed with the Governor

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## DEWEY AT 75 HAS RECIPE FOR YOUTH

### ADMIRAL ADVISES AVOIDING MIDNIGHT BANQUETS.

### Veteran Sea Fighter on His Birthday Is Told That He "Looks Like Ensign."

WASHINGTON, Dec. 26.—Admiral George Dewey, hero of the battle of Manila Bay, today celebrated quietly his 75th birthday. The veteran sea fighter said he never felt better in his life, and friends who called to congratulate him on the anniversary of his birthday declared that he looked "like an ensign."

The Admiral attributed his splendid physical condition to constant riding and to the further fact that he keeps away from midnight banquets. He said that he abandoned attending banquets long ago.

"So should any man," he declared, "who wants to feel as young as I do when he is 75."

Admiral Dewey passed a few hours at his office as president of the general board of the Navy. Later he went for a drive with Mrs. Dewey and there was an informal family dinner at the Dewey residence tonight.

## PASTOR PRIZEFIGHT FAN

### Dr. W. B. Hinson Finds It Hard to Pass Bulletins of Contests.

"When I was a youth I often thought I would like to be a prizefighter, and even in recent years I have found it difficult to hurry by a bulletin-board where returns from some big match are being shown," said Dr. W. B. Hinson, pastor of the White Temple, yesterday noon in the first of a series of talks he is giving to men in the auditorium of the Young Men's Christian Association.

Dr. Hinson did not enter into any defense of the prize ring, and his remarks were made in rather a jocular vein and incidental to his address, which was on "Power." He emphasized the masculine side of Christianity and said that to be a Christian is to be strong, not weak. The individual gets power, he declared, in the degree that he is prepared to receive it.

Dr. Hinson will speak at the Y. M. C. A. each day at 12:20 o'clock. The meetings are on the "drop-in" order, open to all men and with no obligations to remain through the half-hour talk, if so much time cannot be spared.

## VESSEL BEACHED IN GALE

### Crowd, Powerless to Aid, Watches Italian Steamer's Peril.

PENZANCE, Eng., Dec. 26.—The Italian steamer Tripoli from Genoa to Barry, Wales, was wrecked in Mounts Bay on the extreme southwest coast of England, this afternoon. Twenty-seven of a crew of 28 men had a thrilling escape; the other was drowned.

The vessel was buffeted by fierce gales from Christmas morning. The Captain today found himself in a perilous position and unable to get out of the bay, and determined to run ashore. The beach was lined with spectators, powerless to lend aid, who watched the vessel almost helplessly in the grip of the wind and the tide. Finally the steamer's nose was pointed shoreward and she drove in under full steam, running deep into the sandy bottom.

A life rope was rigged to which the crowds ashore clung and one by one the crew left the vessel, over which huge waves were breaking. One of the men was carried off by a heavy comber.

## \$300,000 DEAL IS CLOSED

### A. S. Benson Buys River Frontage of 68 Acres From John Mock.

One of the most important land deals of the year was closed this week when A. S. Benson purchased from John Mock a tract of 68 acres for \$300,000. The land is a part of river frontage known as Mock's Bottom, and lies between Willamette boulevard, opposite Columbia University, and the Willamette River.

Mr. Benson is a son of S. Benson, the millionaire, who is an extensive holder of inside city property. Mr. Benson later will develop the tract. This property is in the vicinity of the proposed American Steamship Company and lies directly opposite Swan Island, where it has been suggested to build big municipal docks.

Mr. Mock has reserved four blocks facing Willamette boulevard for residential purposes. The sale was negotiated by John B. Yeon.

## MANY "TICKERS" PAWNED

### Police Report Shows 120 "Raise the Wind" Christmas Eve.

On the night before Christmas, 120 citizens of Portland pawned their watches in duly licensed pawnshops within the city. The fact was revealed yesterday when Detective LaSalle worked overtime in docketing the reports.

Every sort of horologe, from the dollar variety to the most intricate repeater in its heavy gold case, is included in the list. They brought all the way from a few cents up to a goodly number of dollars.

What the aggregate significance of this spurt in hypothecated tickets is, Detective LaSalle could only surmise. Without doubt, many of the offerings are the love-lorn youth without funds to make the expected present to his best girl, and not a few indicate only the desire of some penniless rounder to have his fill of "tom and Jerry."

## CHRISTMAS TRADE RECORDS SMASHED

### Volume and Quality Best in History.

### CLERKS ARE KINDLY TREATED

### Customers Send Gifts to Shop-Girls Who Try to Please.

### PLANS FOR 1913 STARTED

### Merchants Say Solid Business Conditions of City Are Reflected in Increase and All Are Satisfied at Result.

From a business point of view Christmas was entirely forgotten by 9 o'clock yesterday, except insofar as the business should serve as a guide for the following year, for with the stroke of the clock buyers for the large stores were beginning to plan for the Christmas of 1913. Heads of business concerns were unanimous in their opinions as to the success of the season and as to the excess of the volume of business over that of all previous years.

Not only, however, did all records for volume go by the board, but the class of goods sold was far superior to that of former years, which in itself, besides being a tribute to the powers of selection by the stores, was indicative of the solid wealth of the community.

In many other ways, too, this Christmas season has been remarkable, to judge by the opinions of men foremost in the commerce of the city.

### Early Shopping General.

Through repeated requests, posted conspicuously in the stores, and from the valuable help, in that direction as in many other, shoppers generally paid far greater attention to the need for shopping carts, which a greater spirit of readiness between customers and servers and between employers and employees was in evidence all through the busy days.

W. F. Woodward, of Woodard, Clark & Co., said: "Last Tuesday night I said that never in 30 years had we had so thoroughly harmonious a season."

The extraordinary part of it all is that it came with the removal of what had been a dangerous part of the town from a retail shopping point of view.

"When we bought the ground we had our misgivings, we were somewhat fearful and we have been agreeably disappointed. We seem to have stepped into an even better zone, for in addition to enjoying a record Christmas, by far the best we ever had, the spirit of readiness between customers and servers as well as the volume of business has increased."

### Store to Reduce Hours.

Equally happy was the tone of H. C. Wortman, of Olds, Wortman & King. "Our holiday business really has been much beyond what we were led to expect. The volume was very strong, much larger than ever before, but the class of merchandise also has been above the average, showing that people have money to spend and in spending it have evinced a keener desire for the more solid and lasting things than in previous years."

"If our own business is anything to go by, and I should say that it reflects the tone of the entire commercial world here, then the pulse of the public is extraordinarily good. Customers have treated our employees with a greater consideration, our employees have served us wholeheartedly and we are making what reparation to them we can."

This consideration of the company to their servants takes the form of a reduction in hours. Formerly the stores opened at 8 and closed at 6. From now onward they open at 8:30 A. M. and close at 5:30 P. M., except on Saturdays.

"We merely could repeat at this time," said Julius L. Meier, of the Meier & Frank Company, "how gratified we are at the unflinching response on the part of the public in making this Christmashide the greatest ever experienced by us in the whole history of our business."

"As each year turns out to be better than its predecessor, so will our efforts continually turn the head of shopping more of a pleasure than a business by all the means at our disposal, and that will be the foremost thought in our minds throughout the coming year."

### Buyers Plan for 1913.

"Already our buyers have begun planning for Christmas, 1913. Basing their opinions on the holiday just past, their efforts will be directed towards the procurement of goods of a uniformly high class, with something distinctive about each individual object."

"We have no possible means of gauging our business by that of previous years," said W. F. Lipman, of the firm of Lipman, Wolfe & Company, "because this is the first year in our new store. All the same, we are absolutely and completely satisfied with the business. Never have we sold merchandise of such high class; never have we had so many customers or so many individual purchases. In two days in this store the business has been as large as that of a whole week in the old, and it is so varied that comparison is impossible."

"One of the features of the shopping (Concluded on Page 3.)

