

THE FRAUD TRIAL

Challenges of Minor Details Give Promise of Big Legal Battle.

STATE PRESENTS ITS CASE

Circumstantial Evidence Relied On to Prove That Ballot-Changing Was Done by Albin Clark as Chairman of Board.

The trial of Albin L. Clark, charged with altering 126 ballots in Precinct 37 at the election on November 3, was begun before Circuit Judge Gatten yesterday.

At 3 o'clock yesterday the jury was completed. At 5 o'clock, when the case adjourned, two witnesses for the state had been examined, but their testimony was only preliminary, and was given chiefly to make a complete record.

Clark is being defended by Wilson T. Hume and Sam Silverman. The prosecution is in the hands of Albin Collier and Joseph L. Hammersly, Deputy District Attorneys.

In his opening statement to the jury, Mr. Collier said that the state would rely largely on circumstantial evidence to prove that Clark, who was chairman of the day election board, changed the ballots. The case was outlined briefly to the jurors.

Two Others Are Involved. Clark was indicted with Daniel B. Culhane, a juror on the day board, and James N. Linn, a watcher at the polls for the Democratic party. It was found that on approximately 126 ballots voted by M. Hurlbut had been erased and votes for T. M. Word for Sheriff substituted.

By process of elimination, it was determined that this must have been done while the day board was in charge of the ballots. Previous testimony that Word's recount proceedings against Sheriff Hurlbut showed that Clark, Culhane and Linn were the only persons who saw the ballots while they were being counted.

As soon as the trial started yesterday, Attorney Hume began making the state's attorney prove everything. He objected to minor details that his opponents thought would be admitted without question. As one man put it, he was going to make them prove that the sun set regularly on the night of November 3.

Mr. Hume objected to the introduction of the ballots, poll books and tally sheets. It was necessary to call Deputy County Clerk Bush to prove that these were the books and ballots which had been used in Precinct 37. Mr. Bush could not say that he had last seen them. Therefore, it was necessary to call Circuit Judge Kavanaugh to testify about the ballots.

Mr. Hume also objected to the testimony of the word-hurlbut recount proceedings and had gone over the Precinct 37 situation thoroughly. He said that the charge of the ballots, the 126 ballots, was necessary to the case.

Six Democrats Are on Jury. The testimony of Mr. Bush and Judge Kavanaugh was as far as the trial proceeded yesterday. The names of the jurors were a rather long ordeal. Mr. Collier questioned each man closely on circumstantial evidence. The names of the jurors were: J. L. Stone, foreman; H. H. Hurlbut, Jr.; J. W. Word, Jr.; J. W. Word, Sr.; J. W. Word, Jr.; J. W. Word, Sr.; J. W. Word, Jr.; J. W. Word, Sr.

The jury as finally selected is composed of six Democrats and six Republicans. They were all in favor of Tom M. Word, a Democrat. During the recount hearing, testimony of a somewhat sensational nature showed that deputies of Mr. Word, who was then Sheriff, were actively engaged in campaign work for the Democratic party.

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prepare a guide on Oregon and the Northwest. Dr. Forgo recently issued a similar guide-book on California.

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CARBONATED RESERVE

Intercoast Trade Increase Is Drawing Inactive Vessels.

ONLY INTERNEDED SHIPS IDLE

Marston Is Fixed for Second Voyage at 70 Shillings to Sydney or 80 Shillings to Melbourne.

Indicating the increase in the intercoast trade, several more of the vessels laid up on the Columbia River and in the Puget Sound are being refitted for service at once.

The three carriers have been laid up at St. Helens, the steamer since January 7, the Nehalem since December 6 and the Temple E. Dorr since December 3. Not long ago the demand for comparative rates for carrying lumber and other cargo was so high that the idle vessels here lately other than German carriers intended for the war.

From time to time carriers that have made Oakland Creek their rendezvous for months are being called on, and among the number drawn from cover is the steamer Hardy, which discharged San Francisco cargo at Couch-street dock yesterday and loads back with lumber for San Francisco for the Charles R. Lumber Co. Her total capacity is 475,000 feet, or less than half that of any of the McCormick steamers can handle, so it is apparent that the little vessel is coming into their own again through the larger carriers finding profitable voyages, mostly in the offshore and in the Canal trade.

J. J. Moore & Co., which firm chartered the Portland-owned schooner W. Marston early in the year to load here for Sydney, has fixed the vessel for a second voyage from the river at 70 shillings to Sydney or 80 shillings to Melbourne. The schooner Mathew Turner obtains the same terms for her second voyage from the Columbia or another Pacific port to Australia.

The barkentine James Tuft, taken a week ago by Coyne, Mackal & Co. to load lumber for South Africa at 105 shillings, has been rechartered to Heatley & Co. at 115 shillings.

Hind, Ralph & Co., which took the barkentine Amazon for lumber to Sydney at 67 shillings or Melbourne at 75 shillings, will load her for two and possibly three voyages under an arrangement that nets her 65 shillings to Sydney. J. W. Vance & Co. have chartered the schooner Kona and Salem to load on the North Pacific Coast for Australia. The schooner Kona is fixed for Sydney and 80 shillings to Melbourne and the Salem for Melbourne at 80 shillings.

data on the subject from the railroads and the Chamber of Commerce.

VISITORS TAKEN ON TRIP

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