

CONSIDINE ON THE STAND

HIS STORY ON HIS FIGHT FOR LIFE WITH MEREDITH.

He Has No Recollection of the Details of the Encounter—Testimony Nearly All In.

SEATTLE, Nov. 16.—John W. Considine, charged with the murder of Dr. Meredith, appeared today in his own behalf. His story was a long one, and he was subjected to a searching cross-examination, but when asked about his testimony he was of considerably less material importance than that of many of the other witnesses who have been heard for the defense. His story of the fight was but a brief one. The shock of the first discharge of Meredith's shotgun stunned him, and from that time, according to his testimony, he scarcely knew what was going on. He realized that he was engaged in a struggle for his life, and was able to swear to every movement made by Meredith. Of his own actions and the beating of Meredith by Tom and other details he had no recollection. The remainder of the day's session was taken up with the testimony of physicians as to the effect of the shock of the shotgun explosion on Considine, and the effect of the blows struck by Tom Considine on Meredith's head.

The defense may not put any more witnesses on the stand. It reserved the privilege, however, of offering additional testimony Monday morning. The case will not go to the jury before Thursday.

ALLEGES SELF-DEFENSE.

Story of the Man Who Killed the Marshal of Cosmopolis.

ABERDEEN, Wash., Nov. 16.—W. J. Yourex, who shot and killed Marshal Fenwick, of Cosmopolis, and fatally wounded Constable Fenwick, of Aberdeen, is in a hospital here with a shattered left arm and shoulder and a battered head. He says the shooting was done in self-defense. A warehouse had been partially built on his ranch near North River, he says, without his authority, and he tore it down. He was arrested on the complaint of the owner of the building and taken to Cosmopolis by Constable Fenwick. Fenwick and Smith attempted to disarm him in court. Yourex said he was entitled to carry a revolver by reason of his acting as a mailcarrier for the Government, and refused to give it up. The officers drew their weapons, and all three got into the street, where the shooting occurred. Fenwick followed Yourex for over a block, though shot in the stomach, and shattered the man's arm with a bullet, and then beat him in the face. Yourex says he is not insane, though committed to an asylum five years ago, and discharged after a month's incarceration. Last May he married a woman who lived in Astoria. Both Smith and Yourex belong to the G. A. R. Physicians have no hope of the recovery of Fenwick or Yourex.

Charged With Incest.

OLYMPIA, Wash., Nov. 16.—James Ingraham is in the County Jail here, charged with incest with his daughter Lillie, a girl of 15 years. Ingraham resides near Buena, and has been a resident of several months. A few days ago the Ingraham girl was a complainant against William Chappel for criminal assault. Chappel is now in jail awaiting trial, in default of \$1000 bail. The crime of incest alleged to have been committed on November 14. The preliminary examination will be held next week. In the meanwhile the girl is in the custody of her mother's brother near Tenino.

Rolling on Insanity Laws.

SEATTLE, Nov. 16.—An important opinion constraining the laws of the State of Washington regarding insanity, and the care of the insane, has been rendered by the Attorney-General's office at the request of F. L. Goddard, Superintendent of the Western Washington Asylum for the Insane. Assistant Attorney-General Dalton writes the opinion. He holds, in substance, that where an insane patient is merely paroled by the superintendent of an asylum he or she may be recommitted simply on order of the court. Where a patient is discharged, however, a regular hearing must be had and a new commitment signed, in all respects the same as if the patient had never before been declared insane.

Registration for City Election.

CHICAGO, Nov. 16.—The total registration for the city election, which will be held December 2, is less than 150. Three Councilmen are to be elected for two-year terms. It is now to be decided whether the city will levy a tax for a public library.

Guilty of Manslaughter.

EVERETT, Wash., Nov. 16.—George Price, a Sioux Indian, was found guilty today of manslaughter after a trial of two days. Price kicked his mother to death.

IDAHO TRAIN COLLISION.

Brakeman Was Killed, and Engineer's Injuries Proved Fatal.

BOISE, Idaho, Nov. 16.—A collision occurred at 4 o'clock this morning near Orchard, on the Oregon Short Line, between an eastbound freight and a westbound passenger train that was backing up. Engineer Ashgrove, of the freight, was terribly scalded, and died in a short time. Charles Wallace, head brakeman of the freight, who was on the engine, was killed, and his body is still under the wreckage. The following were injured: H. W. Knox, fireman on freight, right leg below knee badly bruised; recorder, Eph McDowell and Frank O'Neil, engineer and fireman on helper, bruised and cut, not seriously.

Ex-Queen Lillookalani, of Hawaii.

SAN FRANCISCO, Nov. 16.—Among the passengers on the steamer Arctica, which arrived from the Orient today, was Queen Lillookalani, of Hawaii, who is on her way East for a protracted visit.

DIPLOMA FACTORY FRAUD.

Manager of a New York "University" Is in the Toils.

NEW YORK, Nov. 16.—James Norton-Smith, manager of the Central University of Medicine and Science, Jersey City, has just been arrested on a charge of attempting to obtain money by false pretenses. The charge was made by Chief of Police Benjamin F. Murphy, and was based on a letter received from Dr. D. H. Harrison, of San Antonio, Tex., to whom Norton-Smith had sent a letter offering to furnish him a diploma for \$10. The false pretense, it is said, consisted in a representation made in the letter that the Central University was incorporated under the laws of New Jersey. It was incorporated two years ago, but in July last complaint was made to the police that Norton-Smith was conducting an illegal business and selling diplomas to anyone who was willing to pay him a charge of \$10. As no one could be found to whom he had offered a diploma he could not be indicted. Through his counsel, it is said, he offered to cancel his act of incorporation if the authorities would drop the prosecution. Prosecutor James S. Erwin agreed to let him, and the certificate was cancelled. Subsequent developments show that he resumed business almost immediately. When arraigned before the Chief, the accused denied that he had written the letter received by Dr. Harrison.

Colonel William H. Powell.

OLDENBURG, N. Y., Nov. 16.—Colonel William H. Powell, United States Army, retired, died at Oldenburg, N. Y., today, after a long illness. He had entered the Army as private in 1862 and won his first commission the same year.

A UNIT ON PRUNE PRICES

SPECIAL MEETING OF WILLAMETTE VALLEY ASSOCIATION.

Members Unanimously Decide to Hold Out for Five Cents Per Pound for 40s.

SALEM, Or., Nov. 16.—At a special meeting this afternoon, the stockholders of the Willamette Valley Prune Association decided without a dissenting voice to state by the association price of 5 cents for 40s in 25-pound boxes. This is at the rate of 4 1/2 cents for the same size in bags, and as everybody knows, is far above present market quotations. The top price now is 3 1/2 cents, with 2 cents more frequently offered. The association has received a letter from a Chicago commission house, stating that certain San Francisco dealers are offering Oregon Italian prunes at 3 1/2 cents, which would mean 3 cents to the grower. While it is probable sales have been made at that price, association people state that 3 cents has not been accepted to any considerable extent around Salem. As December is a dull month the association does not expect that the top market will be reached until after January 1. Manager Gile announced that the association has sold approximately 1,000,000 pounds of Italian prunes at 5 cents for 40s in boxes, but these sales were made early. No sales now are being made. Rev. F. M. George, a Rosedale grower, wrote that he sold his crop at 6 1/2 cents for 40s in 25-pound boxes. He says prunes are higher in Iowa than they were last year, and has ordered another carload sent to him.

NOT SO BAD A CORN STATE.

Salem Farmer's Crop Averaged 50 Bushels to the Acre.

SALEM, Or., Nov. 16.—According to recent estimates of the corn crop of the United States for 1901, the average yield per acre is 17 1/2 bushels. The average yield last year, under favorable conditions, was 26 1/2 bushels per acre. Judge T. L. Davidson, of this city, says his corn crop this year will yield him 50 bushels per acre of shelled corn, or 100 bushels of ears. This is not a bad showing for a poor corn state.

Judge Davidson has been raising corn for the last 30 years, and has directed his attention to "making" corn as well as raising it. That is, by selecting his seed carefully, and studying the requirements of Oregon climate and soil, now has a kind of corn altogether different from what he had 30 years ago, though he has not changed his seed in the meantime. He now has corn that can be depended upon to produce a crop every year, maturing at the right season and yielding a good measure per acre. It is in this respect that Judge Davidson has the advantage of others who have tried corn raising in Oregon. In a statement made to the Oregonian last week, Judge Davidson gave a detailed account of his methods of planting, cultivation and harvesting, and the good crop he has now stored in his barn is the best evidence that his ideas are founded upon the experience of years.

When asked today whether it pays him to raise corn, Judge Davidson said that he does not raise corn for profit, but for his hogs and chickens. It would bring 30 cents per bushel in the market, or 30 per acre. He thinks this is a little more profitable than what he has to do with corn, and does not employ much labor. The work does not come in a rush, and can be done almost entirely by hand. No complicated and expensive machinery is required, and his corn land need not be summer-fallowed. The corn, however, must be threshed, and this probably offsets the threshing bill of a wheat crop.

The experience of Judge Davidson does not prove that Oregon may become a great corn-producing state, but it does demonstrate that farmers can profitably raise corn in such quantities as they may need for fattening their livestock. It shows that a farmer must "grade up" his soil crops, just as he does with his stock, and improve the quality. It is related of a New York farmer that he raised corn with corn whose ears grew four feet from the ground. The ears of the cornstalks were practically worthless and were a detriment to the corn. By selecting for seed the best ears growing closest to the ground, he finally had a kind of corn whose ears grew within two feet of the ground. In this way Judge Davidson has changed the nature of his corn until he has seed that will produce a maximum of perfect ears, maturing at the proper season.

HOP MARKET AT SALEM.

Business Dull at Prices Chiefly Between Nine and Ten Cents.

SALEM, Or., Nov. 16.—The hop market at Salem continues dull. Growers, however, are gradually letting their crops go. Prices are 9 to 10 cents, and even 10 1/2 cents is sometimes reported, but as the best of the crop has been sold, the latter price is not often paid. The market has been desirous of selling, but have been slow, because they were not satisfied with prices. Manager Winstanley, of the Hopgrowers' Association, says more hops are added to the pool every day, and that the low prices are helping to make the formation of the pool a success.

Woolen Mill at Brownsville Sold.

ALBANY, Or., Nov. 16.—Referee Bryant, having refused to confirm a former sale in bankruptcy of the property of the Eagle Woolen Mills, of Brownsville, a resale of the same was had at this city this afternoon, resulting in an increase in the price received. The price was sold to N. P. Crume and John Thompson, of Albany.

Man Injured by a Horse.

SHANICO, Nov. 16.—Duncan Chisholm, a successful sheepman of Kent, met with a rather painful accident today, by which he lost part of the index finger of his left hand. He was on his way from Shanico to the Caledonians from Portland, and walked up the hill two miles east of here. One of the horses took fright at a horse and plunged, striking Mr. Chisholm and knocking him to the ground. The animal then stepped on his hand, and his hoof cut his finger off at the first joint. Mr. Chisholm took the train for the Dalles to have the wound dressed.

Cured of Piles, Saved From Knife.

Mrs. Aaron Medron, of Savannah, Ga., writes: "Ever since the birth of my first child, six years ago, I have suffered greatly from piles. I could not bring myself to bear the thoughts of a surgical operation. Pyramid Pile Cure entirely cured me." For sale by all druggists. "Piles, Causes and Remedies," free. Pyramid Drug Co., Marshall, Mich.

Fair Prices for Sheep.

SALEM, Nov. 16.—Farmers in this vicinity have been selling some of their surplus sheep recently and are realizing a good profit, though prices are somewhat lower than they were early in the season. Spring lambs bring about \$2 per head and 2-year-olds about \$3.25. A number of sales were made this week at 24 cents per pound, for both lambs and sheep. As there is promise of an advance in prices, or at least no further decrease, locally, farmers are not disposed to sell any more except where they have more than they can keep.

COURT DECIDES AGAINST CARR.

His Fence Around the Public Domain Must Come Down at Once.

SAN FRANCISCO, Nov. 16.—The United States Circuit Court of Appeals has formally denied the application of Jesse Carr for an order restraining the United States Marshall in Oregon from tearing down a stone fence around what is known as the Clear Lake ranch on the Oregon and California boundary. The ranch comprises 38,000 acres, and the fence which surrounds it is 44 miles in length. The Government demands the land as part of the public domain. Years ago Carr laid claim to the land and thereupon the Interior Department ordered Carr to abandon his claim of title, but he refused to vacate. Carr was then brought in to the United States Court at Portland to expel him from the ranch. Judgment was rendered in favor of the Government, and the United States Marshall for that district was ordered to remove the fence built by Carr. Before the Marshall could act, however, an appeal was taken to the United States Circuit Court of Appeals here, and an application made for a stay of proceedings. Upon denying the appeal today, the Court of Appeals issued an order to the Marshall of this district to enforce the judgment of the United States Court. Carr will carry the order into effect within the next few days.

CHINESE CANNOT PROCEED.

Decision in Case of Those at San Francisco en Route to Mexico.

WASHINGTON, Nov. 16.—In the cases of 39 or more Chinese, who recently arrived at San Francisco en route to Mexico, and who were refused permission to proceed by the immigration authorities at San Francisco, on the ground that their ultimate purpose was to cross the Mexican frontier into the United States, contrary to law, the Treasury Department will instruct the Collector that the Solicitor of the Treasury has held that there is no appeal to the department in such cases, and, therefore, his decision will stand. The matter was referred to the Attorney-General, who declines to give an opinion, on the ground that the cases are now before the United States Court at San Francisco. The department has taken a firm stand against permitting Chinamen to cross the United States into Mexico, as investigation has disclosed the fact that nearly all of them recross the border into this country. The long border line makes it almost impossible to patrol the territory so as to prevent this, and officials purpose to see what virtue there may be in refusing them permission to land on American soil for any purpose whatever.

San Francisco Tanneries on a Strike.

SAN FRANCISCO, Nov. 16.—Practically the entire force of the two big tanneries of the Leggett-Hellwig Tanning Company, in South San Francisco, is out on strike. Six hundred and seventy-five men have obeyed a call of the Tanners' Union and declined to go to work until they shall have made some different arrangement with their employers, who they allege are paying them less than they deserve. They do not complain of their pay, but want recognition for their union.

Senator Bacon Returns From Trip.

SAN FRANCISCO, Nov. 16.—United States Senator Bacon, of Georgia, arrived from the Orient today on the steamer Gaelic. Charles Conant, a representative of the War Department, who is on his way to Washington with the report of the Philippine Commission, was also a passenger on the Gaelic.

SERIES OF MONTHLY FAIRS.

The Dalles Commercial Club Sets the Date for the First One.

THE DALLES, Or., Nov. 16.—At a meeting of the Commercial Club last evening, it was decided to hold a series of monthly fairs in this city. The first fair is being fixed for Saturday, December 7. The promoters of the fair expect to secure one of the stockyards in the east to send to the fair a large number of choice animals, and to place them on sale on appointed days. A suitable place will also be selected for the marketing of farm products. The purpose of this undertaking is to increase traffic in produce and stock, and to place the business in the hands of local buyers and sellers at fixed periods.

Jury Finds Davis Guilty.

A verdict of guilty as charged in the indictment was returned last night by the jury in the case of R. E. Davis, charged with assault with a dangerous weapon upon Ben Wilson, of this place. Davis was a pilot in Wilson's face three times, and was found guilty of the crime alone saving Mr. Wilson's life. He will be sentenced Monday.

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Concert by Mrs. Dierke.

MOUNT ANGEL, Or., Nov. 16.—Mrs. Beatrice Barlow Dierke, the well-known pianist, is to give a concert at Mount Angel College on December 7. There has been no previous musical performance at this institution since the appearance of Paloma and Karla Schramm last May, and Mrs. Dierke's coming is regarded with much anticipation. On the day following the concert there will be a reception tendered Mrs. Dierke by the Mount Angel students, and a contest will also be held between the musical departments of the young men's college and the young women's academy, Mrs. Dierke acting as judge.

Good Price for Horses.

ST. HELENS, Or., Nov. 16.—Eight head of horses, the property of the Columbia Logging Company, were sold by order of the court to satisfy mortgages and claims against the company. The price paid for the eight head, \$664, is considered very good, taking into consideration the fact that the sale was a forced one.

Decides in Favor of Mrs. Whale.

SALEM, Or., Nov. 16.—The suit of Mrs. Anna Whale vs. Claud Gatch, receiver of

If you want to know what smartly dressed men will wear this season ask BEN SELLING about it.



There is a World

Of satisfaction in being clothed from this store, because we take all the responsibility of having you dressed correctly. If you will leave it to us this Fall and Winter, we will clothe you in the best READY-TO-WEAR garments that have ever been made, and whether it be a suit or overcoat, you will be dressed as well as the best and at little cost compared to what a merchant tailor will charge. We are showing every desirable fabric, made up for us SPECIALLY by the best WHOLESALE TAILORS in AMERICA. Come in and look us over. It will pay you to do so.

Suits \$15.00 to \$30.00

Overcoats \$15.00 to \$50.00

Have you bought your Fall hat

Boys' Clothing

The largest assortment of OVERCOATS in the city; priced modestly—\$3.45 to \$10.00.

Our Sailor Suits

Are the pride of our department; more of them than any two stores in the city—\$2.50 to \$10.00.

ROLLER SKATES FREE with boys' suits and overcoats.

ALWAYS \$3.00 The Best \$3.00 Hat in the World.

The perfection of hat values. You will never know the BEST until you have tried a BREWER. Every new shape and block.

LEADING CLOTHIER Ben Selling S. E. cor. Fourth and Morrison Sts.

Shedd, who will move it to Brownsville, while the woolen mill, which has cost about \$140,000, was bid in by J. Bronstein & Son, of this city.

Mining Stock Quotations.	Bid.	Asked.
Adams Mountain	2 1/2	3
Astoria-Melbourne (Globe)	2 1/2	3
Buffalo	2 1/2	3
Champion	2 1/2	3
Caribou	2 1/2	3
Gold Hill & Bohemia	2 1/2	3
Huron	2 1/2	3
Lead Horse	2 1/2	3
Oregon-Colorado M. & D.	2 1/2	3
Riverdale	2 1/2	3
Sumpter Consolidated	2 1/2	3

SALES.	100 shares at 15
Caribou	100 shares at 15
Lost Horse	100 shares at 15
Oregon-Colo	100 shares at 15
Oregon-Horse	100 shares at 15

SPOKANE, Wash., Nov. 16.—The closing bids for mining stocks today were as follows:

B. A.	B. A.
Am. Boy	11
Black Mt.	11
Crystal	11
Deer Trail	11
Gold Republic	11
L. P. Surp.	11
L. Droyers	11
17th St.	11
Morn. Glory	11

SAN FRANCISCO, Nov. 16.—The official closing quotations for mining stocks today were as follows:

Andes	40	Mexican	10
Belcher	30	Occidental Con.	11
Bullion	20	Overman	11
Caledonia	20	Potosi	11
Chollar	10	Belcher	11
Confidence	10	Standard Nevada	11
Crown Point	10	Standard	11
Gold & Curry	10	Union Con.	11
Justice	10	Yellow Jacket	11

NEW YORK, Nov. 16.—Mining stocks closed today as follows:

Adams Con.	40	Utah Chif	10
Alice	30	Ontario	10
Breece	10	Ophir	10
Champion	10	Shannon	10
Com. Tunnel	10	Potosi	10
Con. Cal. & Va.	10	Savage	10
Deadwood	10	Standard	10
Horn Silver	10	Standard	10
Iron Silver	10	Standard	10
Leadville Con.	10	Standard	10

BOSTON, Nov. 16.—Closing quotations:

Adventure	32	Osceola	38
Allouez	40	Parrot	37
Champion	40	Parrot	37
Battle	40	Parrot	37
Bingham	40	Parrot	37
Centennial	40	Parrot	37
Copper Range	40	Parrot	37
Cal. & Va.	40	Parrot	37
Franklin	40	Parrot	37
Isle Royale	40	Parrot	37
Leadville	40	Parrot	37
Old Dominion	40	Parrot	37

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