

HANGING DATE SET

Execution of Pleasant Armstrong January 22.

JUDGE EAKIN NAMES THE DAY

Further Proceedings to Save Murderer of Minnie Ensminger Have Not Yet Been Disclosed by His Attorneys.

BAKER CITY, Or., Dec. 12.—(Special.)—Judge Eakin today fixed the date of the execution of Pleasant Armstrong, who murdered Minnie Ensminger last Christmas eve, for January 22, 1904, in the jail yard of this county.

This case has been pending in the Circuit Court here since November 27, when the mandate of the Supreme Court affirming the judgment of the lower court on appeal was received. The question involved is one of grave importance.

Armstrong was convicted under a law which required all sentences for murder to be executed at the county seat. Armstrong was first sentenced to be hanged in this city on May 8, 1902. His case was appealed to the Supreme Court and a stay of execution granted. May 21, 1903, a new law went into effect requiring all executions for murder to take place at the State Penitentiary.

When the case was called today Armstrong's attorneys moved the court to discharge the prisoner on the ground that he could not be executed under the old law because it had been repealed, nor could he be executed under the new one, because it was passed after the crime was committed and was therefore ex post facto.

A new warrant fixing the place of execution for this county cannot issue, because there is no law for such a procedure. The only thing the court could do, counsel contended, was to follow the mandate of the present law and issue a warrant fixing the time and place of execution at Salem, and if that warrant was attacked in the Federal Court and declared void, the residue of the case would rest with the Legislature and not with the court.

District Attorney White contended that the original warrant is not dead; that it is still in force, the execution having been suspended by the appeal to the Supreme Court. The only thing for the court to do was to fix the date for the execution.

The effort of Armstrong's attorneys was to secure a resentence and the issuance of a new death warrant, and immediately habeas corpus proceedings would be instituted in the Federal Court to procure Armstrong's release on the ground that he was about to be executed under an ex post facto law.

It is not known what course will be pursued now. Probably an appeal from the order fixing the date of execution will be taken to the Supreme Court of the state. In the meantime Armstrong will not be executed January 22, or at least it is not likely.

It is claimed that an appeal from Judge Eakin's order will not lie, and that an appeal to the Federal Court is not possible, because the Federal question is not involved in the present order of the Circuit Court.

A few people knew the case was coming up this afternoon, the purpose being to avoid the presence of a large crowd. Armstrong seemed depressed and took very little interest apparently in the proceedings.

MARINE LIFE EXPERIMENTS.

Dr. Loeb Says Results Will Be Useful in Study of Nervous Diseases.

BERKELEY, Cal., Dec. 12.—Professor Jacques Loeb, of the physiological department of the University of California, has just completed the series of experiments to ascertain the relative amounts of marine animals of distilled water, sugar solutions and solutions of the various constituents of sea water, that have produced remarkable results.

The experiments have led the physiologist to no less a conclusion than that sea water is a physiologically balanced salt solution. In the series of experiments it was found that the serum of an animal is similar solution in relation to the tissues of an animal.

"The solution," says Dr. Loeb, "in which there is a mutual prevention of the poisonous actions which the individual constituents have if they are alone in solution. If the changes of the concentration of the individual constituents of a solution, a physiologically balanced solution take place within certain narrow limits one can call forth in the tissues properties which they do not normally possess, such as artificial parthenogenesis, rhythmic twitchings and the increase in the irritability of the muscles and nerves. I am of opinion that this point of view will prove fruitful in pathology, especially in the study of nervous diseases."

NEW PASTOR FROM HONOLULU

Rev. E. S. Muckley Accepts Call to First Christian Church.

HONOLULU, Dec. 12.—(Special Correspondence.)—E. S. Muckley, pastor of the Christian Church of Honolulu, has accepted a call to the First Christian Church, of Portland, Or., and will leave here to go to his new pastorate at the end of December. He came here about two years ago from Bellefontaine, O., and has had a very successful pastorate.

On Charge of Conspiracy.

SPOKANE, Wash., Dec. 12.—W. H. Johnson, a well-known lumber dealer of this city, was bound over to the Superior Court today on the charge of conspiring to defraud J. M. Bunker out of \$4000.

Strange Basque People.

The Reader. The Senator had never seen an ox-trail. On a plateau in the rocky uplands a couple of thousand Basques were gathered. . . . Hardy folk, tanned and sun-

proof. In the center of the plateau was a huge rock, weighing about 6000 pounds. It was settled well in place. Hitched to it by long chains, were two yokes of oxen, the lean, small, but sturdy hill cattle, black or gray. A wild ox-driver guided them into a careful attempt to budge the huge rock. Again and again he drove the goat into flank or shoulder or neck, till the gashed bulls rained blood in his straining in the yoke. He was wild with excitement, mad with eagerness, the man; he screamed and sent the iron into the quivering brutes. Quite as mad, wholly as wild, were the men and women who cheered him on. In half an hour of this torture the animals did not move the stone an inch; finally one of them went down on his knees, then fell; the on-lookers roared with approval. Other oxen were brought up; again the blood spurted and splashed; the rock moved a little. The betting was keen. . . . silver pieces of ten cents, of five cents, even fabulous paper money worth a dollar, were won in the event. "Three to one they don't go six inches!" "Five pesetas!" Oh, 'twas a merry game and bloody.

MISREPRESENTING A SENATOR

Far Be It From Alabama's Venerable Statesman to Condemn Good Gravy.

Washington Post. We do not think that Senator Pettus has been fully understood in the matter of his alleged condemnation of gravy. It seems to be accepted everywhere as a fact that the venerable Alabama statesman had pronounced a sweeping, wholesale anathema against gravy of all kinds and conditions, consigned it to the index expurgatorius; banished it forever from the menu of civilized mankind. His own position in the position of striking a death blow at one of the most precious of American institutions. No wonder an enlightened and patriotic press has been stirred to remonstrate in all its various forms.

As we say, however, it does not seem fair to Senator Pettus to take all this for granted. No doubt he has issued a malediction against certain kinds of gravy—that particular kind, for instance, which is made of lard and flour, and which brings discontent, if not flat anguish, to the very stoutest sidekick.

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NEW IDEAS IN MEN'S DRESS.

Fancy, Jeweled Shirtstuds Are Considered Smart Now.

New York Herald. It is no longer correct to say it is not proper to wear anything but mother of pearl or plain gold studs in linen and evening shirts. Enamels are being much used for these adjuncts of evening dress, and the most striking light-colored and beautiful. Waistcoat buttons, links and studs of pale rose enamel on gold with a raised design in the center in brilliant are now made.

A white enamel in hexagon form outlined with diamonds, and the effect in a shirt front is extremely good, giving the appearance of diamonds and diamonds. The tendency has come in to have these studs and buttons inlaid with diamonds or a colored jewel. They occasionally are made of onyx with a diamond in the center, and these look well even with a white waistcoat, but the smart men of the day are not infrequently seen with waistcoat buttons matching their stud links.

How Sharkey "Fed His Face."

Chicago Tribune. Sharkey, the heavyweight, was at the height of his fame. He was managed by Tom O'Rourke and the two men were in Chicago.

Sharkey had been a sailor until a few months before, and his manners were those of the forecastle. Now, he and O'Rourke had much money in his pockets and Sharkey was anxious to see what he could do for himself.

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An Unpleasant Thought.

Century. I cannot bear to think upon it. The fact that Winter's coming. I love to coast and kick and slide. But there are other things besides: The dentist, dancing school and sums. Begin when chilly weather comes. To put on Winter underwear.

Her Span of Life.

Chicago Inter Ocean. There died at Providence, R. I., on Monday, an old Quakeress, Phoebe Gifford,

TOO FRIGHTENED TO SHOOT

BOY WITH REVOLVER WATCHES BURGLAR AT WORK.

"Buck Fever" Holds Him While Thief Deliberately Breaks Open Strong Box and Walks Away.

BOY, Wash., Dec. 12.—(Special.)—The store of Nelson Murray was entered at 3 o'clock this morning by a burglar who carried away jewelry, cigars, revolvers and other valuables worth \$250. The burglar found the safe unlocked and took from it a small strongbox, which he carried across the street and opened with a hatchet. The box contained nothing of value.

While the burglar was at work in the store a night telegraph operator named Hammond saw the light from the crack in the door. He called out to the burglar at once ran to the house of Constable McDannell and aroused him. The Constable returned with Hammond and being afraid that there might be several burglars in the store left the 13-year-old operator to watch with a big revolver in his hand and went for more help.

The young man was watching the store the burglar came out with his bag of plunder on his back and slowly crossed the street to the rear of the depot, where he broke open the strongbox. The boy watched him all the time, but had the "buck fever" and was unable to shoot. "To tell the truth," says the young man today, "I was too scared to lift up the revolver."

The burglar got clear away.

MURDERED BY MASKED MEN.

Inexplicable Shooting of a Japanese at Edmonds.

EDMONDS, Wash., Dec. 12.—A masked man entered a section-house near the station here at 6 o'clock last night, and without warning shot and instantly killed one of four Japanese section hands occupying the building. One of the Japanese jumped through the window in the excitement, and sustained severe injuries from his fall to the ground. The others remained quiet and were unharmed.

The assailant, evidently taking fright, turned and fled. He was last seen hurrying down the tracks toward Seattle. He is described as a white man of medium size with a slight mustache and dark complexion. Sheriff Brewster, Deputy Beard and a Deputy Coroner, who were on duty and arrived in Everett at noon with the body of the murdered Japanese. The attack seems to have been entirely unprovoked. The theory of robbery has been advanced, but some believe that the assailant held a grudge against the dead Japanese.

CHINESE MUSICIAN SLAIN.

An Unknown Man Walks on Theater Stage and Fires Deliberately.

SAN FRANCISCO, Dec. 12.—During a performance tonight at a Chinese theater on Washington street an unknown Chinese walked out from the side of the stage and drawing a revolver from his blouse began shooting at one of the musicians. He fired four times and notwithstanding there were several hundred Chinese in the theater, made his escape.

The wounded musician was taken to a hospital where he died. He was shot twice through the body. His name was Gee Ah Gun. No cause is known by the police for the shooting.

FIRE AT OREGON CITY POLICE

Suspicious-Looking Characters Sent to Jail for Fifteen Days.

OREGON CITY, Or., Dec. 12.—(Special.)—J. J. Backenrope and Jack Houston are the names of two suspicious-looking characters who were arrested in this city last night by Officers Shaw and Noblett after an exchange of pistol shots in the local Southern Pacific Company's yards. Both were today sentenced to 15 days' imprisonment in the county jail on the charge of carrying concealed weapons.

When searched at the jail after their arrest both men had revolvers and among other of their personal effects was a newspaper clipping of the hold-up of the W. P. Company's street railway car at Midway last May.

ITALIAN KILLS PARTNER.

Wife of Shooter Says the Other Man Fired First.

SPOKANE, Dec. 12.—Antonio del Vecchio was shot and killed tonight by his partner, G. J. Dillo. Both were Italian and were in the saloon and grocery business. Dillo's wife, who was the only witness, says Del Vecchio fired first and that her husband was trying to make the gun from him turned it toward him and pulled the trigger.

EDITORS OF THE "SUPAO."

Evidently the Life of "We" in China Is Not One Grand Sweet Song.

Indianapolis Journal. In Germany the position of a newspaper editor is a precarious one. He must be very careful not to criticize the Emperor, or otherwise to incur the wrath of the press censor, or to draw attention to himself and his paper will be suspended. But in China it is even worse. The offending editor who expresses opinions contrary to those of the administration is liable to the extreme penalty—death in no merciful guise. Several months ago a preacher of reform in Pekin was beaten to death with bamboo rods. Later the editors of the publication called Supao were charged with sedition. Their sedition consisted in advocating modern methods in the administration of the government. This brought down upon them the anger of the Dowager Empress, who ordered their instant apprehension. It appears, however, that the editors had realized the enormity of their offense, for they sought refuge in the foreign consulates, where they came under the protection of the Consulates.

The question whether the daring newspaper men should be surrendered to the native authorities or referred to the legations. It was certain that if this should be done cruel and barbarous punishments would follow. The British Consul stoutly opposed giving the fugitives up, but for some reason or other, United States Minister Conger sided with the Russian representative, who wished to accede to the Chinese demand. An agreement was finally reached to detain the newspaper men for trial by a mixed tribunal.

The trial has not yet taken place. On nothing more than an accusation the men have been kept in prison, all bail having been refused. And now the government announces that a special deputy will be appointed to be instructed to see that this deputy will be instructed to see that this deputy should be the defendants be found guilty. Evidently the penalty has already been decided upon, and the trial will be a mere form. All of which goes to show that the life of the Chinese editor is not one grand sweet song, and that he who incurs the wrath of the Chinese law is the most unenviable of culprits.

Act to Borrow a Million.

VICTORIA, B. C., Dec. 12.—The British Columbia Legislature adjourned tonight January 1. The various bills before the House were passed and the Lieutenant-Governor tonight assented to them. Among other acts passed were "an act to borrow one million dollars."

Scotchman Defeats American.

EDINBURGH, Dec. 12.—Bain, of Scotland, defeated Carkeek, the American wrestler, in the final bout for the world's wrestling championship tonight. After wrestling 14 minutes, Carkeek dislocated his shoulder.

Railroad Men to Work Overtime.

ALTOONA, Pa., Dec. 12.—Orders were issued today for the employees in the Pennsylvania Railroad shops to work full 12 hours a day with overtime when necessary to get out the work. Between 1000

Yule-Tide Gifts

PIANOS ORGANS THE PIANOLA STOOLS SCARFS AND MUSIC CABINETS AT EILERS PIANO HOUSE No. 351 Washington St. Corner Park

who was born one year after Elijah P. Lovejoy, 14 years later than Benjamin Lundy, the original abolitionist, and ten years later than Lucretia Mott, one of the earliest Quaker agitators against slavery. Lundy organized the first anti-slavery society in the United States, when Phoebe Gifford was a girl of 12, and he died in La Salle County, Illinois, in 1839, when Phoebe was 26 years of age and a worker in his cause.

Lucretia Mott entered actively on her work against slavery a few years after Lundy had organized his first society, and she died in Philadelphia in 1860. Phoebe Gifford, the Quaker preacher, was 77 years old.

Elijah P. Lovejoy, who was so zealous in opposition to slavery, was killed at Alton, Ill., in November, 1837, while Phoebe Gifford lived on for 66 years, or until November 23, 1903.

The life of Phoebe Gifford, Quaker preacher, measured the century in which the slave trade was suppressed, slavery abolished and the freedmen in the United States were given the same rights as the early Quaker agitators.

CHURCH ATTENDANCE IN CITIES

In New York and London Statistics Show It to Be Surprisingly Light.

New York Sun. The census of the church attendance in the district of Manhattan island to the west down to Eighth street, taken last night, November 15, may be regarded as approximately accurate, for the return of church-goers proportionately to the population of the district is about the same as that shown by a similar census for the whole borough taken a year ago. That is, less than a quarter of the population are to be found in the churches on Sunday.

In London a census of church attendance as enumerated by the Daily News of that town was about the same. In Boston, where a similar census is about to be taken, the results are not likely to be far different.

In this uptown district of Manhattan it was found that women were in a great majority among the attendants. That, too, is the general experience. In the Roman Catholic churches they were two-thirds of the whole; in the Protestant, 56.6 per cent. Women and children, together, made up 74 per cent of the Roman Catholic attendance and 67 per cent of the Protestant. The whole number of men in the churches on that fine November night was estimated at 438,000. In the Catholic churches the percentage of men was about 26.5, in the Protestant about 30.

At all times the pillar of the church has been the religious faith of women, but probably never before to an extent as great as that of the women of the city of Manhattan males and females in the population were not far apart in number in 1900, or 203,540 males to 218,495 females, yet two-thirds of the church attendance was made up of women.

Of the male population, 70,220 were foreign born, and of the females, 73,242. Of course, the census could give us no statistics as to the nationalities of the attendants, so that we are unable to do more than guess as to the percentages of the native and the foreign born; but the fact that, out of a total of 109,562, were at the Roman Catholic churches, would indicate that the percentage of the foreign is much the greater.

The largest attendance at the churches was at the Episcopal churches, which were 17 per cent of the total attendance, and one-third that of the Baptist. The inference would seem to be that there is at least much curiosity as to Christian Science.

The statistics, as a whole, are a repeated demonstration of the fact that in New York, as in London, more than three-fourths of the population are neglectful of public religious worship.

One Woman's Way.

"You'll have to step inside the car, madam. You are not allowed to ride on the front platform," announced the conductor to a passenger in a Broadway car. "I'm not going far," she replied, indifferently.

"Not," he insisted, "it's against the rules to ride on the platform, so just step inside."

"Oh, I much prefer to stay out here, and I'm going to, unless you can tell me what my fare and I shall do as I like," she retorted. And she did. To the amusement and evident delight of those who had heard the conductor, she stood on the front platform until she reached her destination, while the conductor in helpless rage spluttered away in the rear.

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Sam's Rorenblatt & Co.

RELIABLE CLOTHIERS CORNER OF THIRD AND MORRISON STREETS



USEFUL ARTICLES FOR Holiday Gift Buyers

A suggestive list of specials for the Christmas shoppers of only the best high-grade merchandise

- Smoking Jackets \$4.50 to \$12.50
Lounging Robes \$6.50 to \$21.50
Umbrellas \$1.00 to \$10.00
Canes \$1.00 to \$3.50
Gloves 75c to \$2.50
Hosiery 25c to \$2.00
Mufflers \$1.00 to \$3.00
Handkerchiefs 10c to \$1.00
Fancy Vests \$3.50 to \$5.50
Pajamas \$1.50 to \$3.00
Shirts \$1.00 to \$3.50
Hats \$3.00 to \$7.00
Neckwear 50c to \$2.50
Suspenders 50c to \$3.00
Underwear, per suit, \$2.00 to \$10.00
Nightrobes \$1.00 to \$5.00

We carry a full line of guaranteed Jewelry in all the latest novelties.

Latest style Collars and Cuffs in both the E. & W. and Arrow brands.

and 3000 additional men will be given employment. RED WING'S SPANKING MACHINE A Minnesota Substitute for the Old-Fashioned Hand Method.

Chicago Record-Herald. News from the Minnesota State Training School at Red Wing to the effect that a "spanking machine" has been adopted in that institution to take the place of the old-fashioned hand method naturally excites public curiosity as to the nature of the mechanism and the results attending its use.

Is it a revolving paddle, an oscillating ping-pong racket, or a contrivance that presents the imitation of the human hand? It is applied to the child's hand or to a less exposed part of the anatomy? In the absence of mechanical details we can only guess as to the plan of the instrument. It is too mechanical. The recipient cannot enter into the spirit of it. There is lacking that depth of feeling that

comes from the knowledge that a human being with whom you sustain a certain personal relation is punishing you. The wielder of the paddle, moreover, has a certain joy in the work. He finishes the job under the mental elation that comes from the consciousness of a duty well done and not shirked.

The spanking machine will not do. It is not psychological. Unless the boys of Minnesota are totally unlike all other boys they will welcome the experience of being spanked by an ingenious machine that has no feeling and that raps the lean boys just as hard as the fat ones.

Saloons Make Losing Fight. Vancouver Independent. The recent effort of the liquor dealers to gain control of the city government of Vancouver, was but the first step of an effort to gain control of the legislative branch of the state government. The saloons, in selecting the men who will compose the next Legislature, it is their purpose to effect a repeal of the gambling law. It is needless to say that their efforts will be fruitless.

AT THE PORTLAND. THE PERKINS. L. G. Reeves, Calif. H. Nelson, Astoria. W. A. Short, Ashland. E. A. Beaman, Astoria. Mrs. J. Smith, Seattle. F. H. Mylner, L. Gr. Mrs. Mylner, do. T. Moffatt, do. Mrs. J. Smith, Seattle. O. R. Hunt, Salem. Mrs. W. O. Miner, do. Miss Miner, do. O. W. Howell, Forest. Mrs. Howell, do. Flora Gilland, do. T. Prince, Dundas. Mrs. M. C. Clark, Paul. Mrs. L. R. Shelly, Mt. Mrs. Hunt, Woodburn. Mrs. Hunt, do. E. F. Hester, S. F. E. F. White, Ore. L. S. Cavanaugh, Stm. Mrs. M. Stewart, Sead. Mrs. H. F. Schoen, Dallas. Mrs. Brown, N. Ym. W. R. Kunitz, T. Dallas. F. Fife, Chicago. Mrs. Woodward, do. J. H. Downey, Seattle. Mrs. Downey, do. M. Parsons, Col. Spr. E. Homan, Washn. Mrs. Homan, do. E. Dixon, do. Mrs. A. B. Keith, Mont. Mrs. Keith, do. Sarah Neely, Albany. W. Williams, Eugene. Mrs. Williams, do. E. Stone, S. F. F. Fife, Chicago. P. Krone, Independ. G. M. Mills, Washn. Mrs. Duthel, do.

Hotel Brunswick, Seattle. European plan, popular rates. Modern improvements. Business center. Near depot. Tacoma Hotel, Tacoma. American plan. Rates, \$1 and up. Hotel Donnelly, Tacoma. First-class restaurant in connection. Balnear Grand Hotel, Seattle. European plan. Finest eat on Coast. Hdqrs. naval, military and traveling men. Rooms in suite and single. Free shower baths. Rates, \$1 up. H. P. Dunbar, prop.

The St. Helena Hotel, Chehalis. American plan. First-class. \$1.50 to \$2.50. "77" "A COMMON COLD" "The history, literature and therapeutics of the condition known as a 'Cold' shows conclusively that very little has been known in regard to this state. 'Who has not witnessed the many failures of a 'good sweating,' a dose of castor oil,' etc? The fact is, we have been overlooking the true origin of the diseased state known as a 'Cold.' It is primarily a disease of the stomach, a derangement of the processes of gastric digestion."—Medical Times.

The use of Dr. Humphreys' "Seventy-seven" breaks up the Cold, and if alternated with or followed by the use of Specific No. 10, the stomach will perform its functions, and the gastric derangement caused by taking cold will be corrected. In small bottles of pellets that fit the vest pocket. At drugists, 25 cents each. Medical Guide mailed free. Humphreys' Med. Co., cor. William & John streets, New York.

COLDS

J. R. Robertson, F. Gre. A. B. Cordley, do. Mrs. M. McDonald, F. L. Kent, do. L. Arlington, A. Van De Vanter. L. Weston, Norway. F. W. Morgan, Tacoma. E. A. Beaman, Chehalis. E. S. Werner, Clatsop. J. J. Morrow, Astoria.