

FREE MAN

Jury Finds Van Houten Not Guilty.

TEN BALLOTS ARE TAKEN

Five Jurors for Manslaughter; Seven for Acquittal.

CROWD HEARS THE VERDICT

Friends of Man Accused of Murder of Albert Young Shower Him With Congratulations in the Courtroom.

December 27—David G. Van Houten shot and killed Albert Young at the North Pacific saloon, of which Young was the proprietor. Van Houten fled after the shooting.

December 28—The fugitive was captured at his barn in Montavilla by Acting Detectives Roseman and Vaughn and Officer Price. He refused to make any definite statement, but admitted his act was the result of domestic complications. His friends averred such to be the case.

December 29—A charge of murder in the first degree was placed against him. When arraigned on this charge he pleaded not guilty.

January 25—He was placed on trial in the Circuit Court. A jury was readily secured. During the taking of testimony Van Houten broke down several times and sobbed aloud, briefly delaying the examination of witnesses.

January 30—The jury acquitted him and he was released. Last night he was about the streets until late, receiving congratulations from friends.

David G. Van Houten walked out of the Circuit Court at 9 o'clock last night a free man. When he shot and killed Albert Young at the saloon last December he committed no offense for which he was amenable to the law. So a jury of his peers concluded, after deliberating on the case for four hours and twenty-three minutes.

Insanity figured little in the deliberation of the jury. The point to which most of their attention was confined consisted of the alleged ruminations of Van Houten's home. This element of the case was what secured for Van Houten his acquittal, so one of the jurymen declared afterwards. Ten ballots were necessary for a verdict. On the first ballot five were for conviction of manslaughter and seven were for acquittal. After further deliberation a second ballot was taken with the same results. The fourth ballot was produced of another vote for acquittal. Several more ballots showed the same results, four jurymen clinging to their views that Van Houten should not be cleared, a heavy dinner and further discussion, and the 12 men came to an agreement. Shortly after 8:30 o'clock they determined that Van Houten was not guilty. A heavy dinner and further discussion, and the 12 men came to an agreement. Shortly after 8:30 o'clock they determined that Van Houten was not guilty.

The news spread through the corridors and out into the streets. Van Houten's friends and people with active curiosities were in waiting. By the time Judge Sears and the prisoner were on hand the room was crowded to the doors.

Van Houten walked into the room in charge of a deputy sheriff and visibly was laboring under great excitement. The jury was already seated. When Foreman Benfield handed the sealed verdict to Clerk Johnson, the court ordered Van Houten to stand up. He arose and stood staring blankly in front of him.

"We, the jury, find the defendant, David G. Van Houten, not guilty," read the Clerk, unfolding the ballot.

The defendant stood for a full minute as if in a trance. He was the center of attention for every eye and not until he turned to his aged father and his face broke into a smile was the hush in the courtroom broken. Then his friends thronged about him to offer their congratulations. Several threw their arms about his neck and embraced him. Van Houten left the courtroom very shortly, after expressing his thanks to the jury, the court and to his friends.

Van Houten on the Stand.

Most of the two closing sessions of court, before the jury retired, were taken up by the final arguments and the taking of evidence in rebuttal. Contrary to expectations, Van Houten was called to the stand the first thing upon the opening of the morning session. While on the stand he wept copiously and displayed far more emotion than manliness. His answers to the questions put to him were very faint and entirely inaudible except to those in close proximity to the witness-stand. In answer to Attorney Logan's question he told of his meeting with Young and of the reports he received of his wife's faithlessness.

District Attorney Manning questioned him closely with a view to testing his sanity and his memory of the past. From Van Houten's answers to these questions he remembered little. The tears were welling down his cheeks, and his face was covered with his hands when he stepped from the stand and resumed his seat near his father and attorneys.

Agnes Van Houten, the defendant's little daughter, was present in the courtroom during the morning proceedings. She was not placed on the stand, having been brought into court merely for the purpose of establishing her identity in the eyes of the jury as Van Houten's daughter.

Showed Mental Unsoundness.

Dr. W. O. Manlen was called to the stand in the capacity of an alienist. Attorney Cleator put up numerous hypothetical questions to the witness tending to develop whether a person acting as Van Houten had acted would be considered mentally sane. The doctor gave it as his opinion that the defendant's actions would indicate he was not of sound mind. After several witnesses had testified to Van Houten's reputation and good character the final arguments were commenced. Deputy District Attorney Spencer summing up the evidence for the state.

In urging that the defendant was guilty of the charge against him, Mr. Spencer attacked the reputation of Charlie May, the backdriver, who has been more or less conspicuous in the tragedy. He branded May as a party to the killing because of the tales he had carried. He also attacked Van Houten for working

WAGE CUT AFFECTS ALL

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Allege That 10 Per Cent Reduction First Tried There Is Intended to Be Made General.

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This is the claim the strikers made to Labor Commissioner William Blackman, who returned to Olympia today after an unsuccessful attempt to settle the controversy. The mill involved is said to be the largest shingle-mill in the world and is owned by Michael Earles and his brother, State Senator John Earles. The mill belongs to the Shingle Manufacturers' Association, and is it claimed by the strikers that on account of its employment of so many men, this mill was chosen by the association to make the first cut in wages in the state in order that the association might test the strength of the shingle-weavers' unions and learn if a general cut would be possible to maintain.

The shingle-mill in question announced a reduction of 10 per cent in the men's wages on January 1, and the men to the number of 60 refused to return to work. The mill has been securing a few employees now and then until at last it is running to about two-thirds capacity, or about 400,000 per day, instead of its full capacity of 600,000.

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MAJOR HODGSON NAMED.

Appointed Quartermaster at Vancouver, to Succeed Hathaway.

Major Frederick G. Hodgson, Quartermaster, United States Army, will be the next Quartermaster of the Department of the Columbia, assuming his duties at Vancouver Barracks when the present Quartermaster, Forest H. Hathaway, is retired as a Brigadier-General.

Major Hodgson was appointed as a cadet to the United States Military Academy from Vancouver in September, 1877, from where he graduated June 11, 1881, and was assigned as a Second Lieutenant to a troop of the Sixth Cavalry. On July 7, 1883, he was promoted to the rank of First Lieutenant, and on March 13, 1894, was again promoted, being made a Captain and Assistant Quartermaster. Under the act of February 2, 1901, he was made a Major and Quartermaster.

Major Hodgson's volunteer record is equally faultless. He was appointed a Major and Quartermaster in the volunteer service May 12, 1898, and on August 19, 1898, was appointed a Lieutenant-Colonel, and was mustered out March 2, 1899. For the past seven years Major Hodgson has been in the Quartermaster-General's office in Washington, D. C., where he has been an assistant in the construction and repair department, which has thoroughly acquainted him with all matters relating to water supplies, sewerage, lighting, heating and plumbing in military posts. He was also a member of the

HARES LAY HARD COURSE

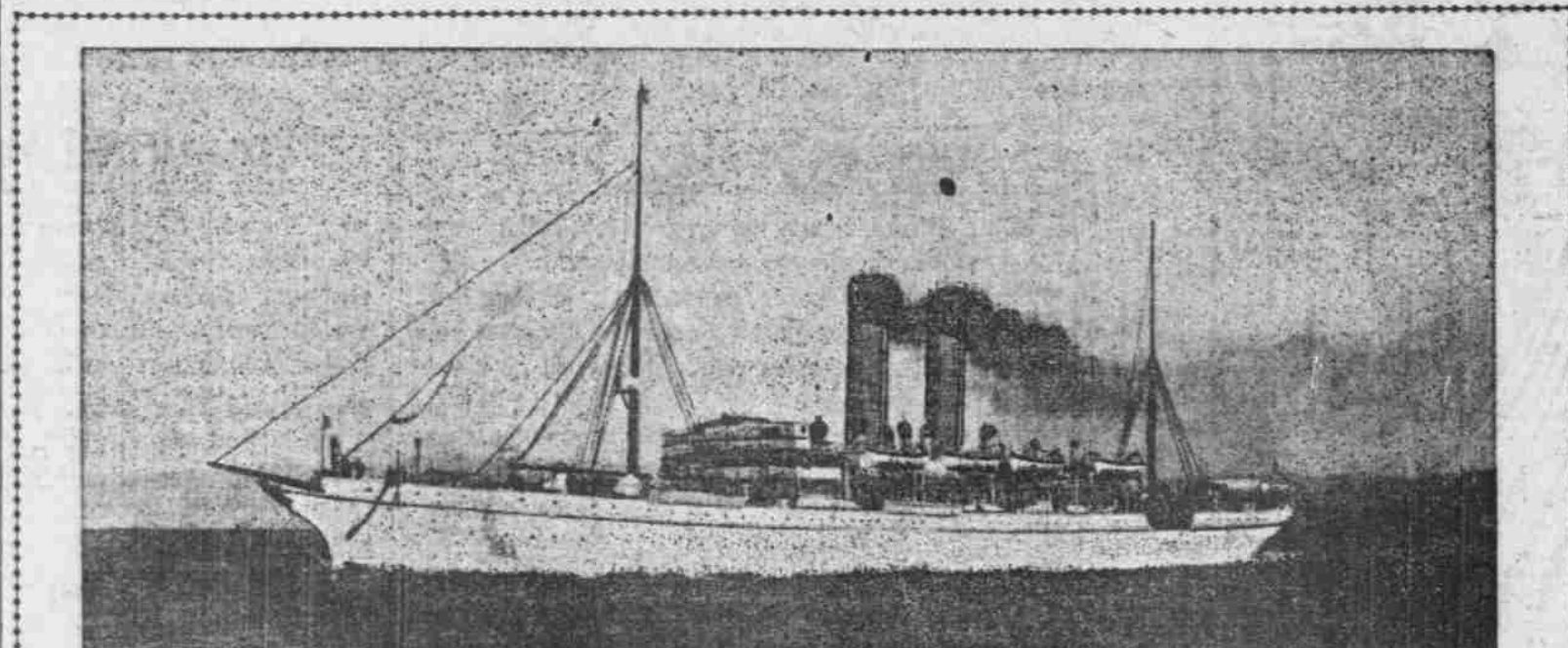
HUNT CLUB RIDERS DECEIVED BY BLINDS.

E. M. Lazarus, on Bob Crawford, Finishes First, and T. Robertson, on Daisy, Second.

Mrs. F. G. Buffum and Mrs. J. V. Rounsavell were the hares in yesterday's Hunt Club paper chase and the course, covering a distance of eight miles, was by far the most difficult ever attempted by the club members. All of the jumps were hard to make and cleverly planned, with a double jump added for good measure. These two jumps were very close together, so close in fact that there was just time for a horse to regain his stride before he had to top the next jump. The blinds were also cleverly placed and of the 12 riders who rode through, not one missed going wrong at some point of the route. E. M. Lazarus, on Bob Crawford, won the race, T. Robertson on Daisy, was second and President F. O. Downing on Rocket, was third.

The start was from the Clinton School and a big gallery was present to see the riders off. Considering the route traveled, the run was made in a remarkably short time. The 12 started were off before the unlucky number was discovered, and while a number of things happened, none were serious and those who rode through were generous in their praise of the hares and all declared the day's sport to have been a most enjoyable one.

The first division finished a bit straggly, but the race between Judge A. H. Tanner and J. T. Dillon, leaders of the second di-



THE S. S. NIPPON MARU, WHICH WITH HER SISTER SHIPS, HONGKONG AND AMERICA, HAVE BEEN IMPRESSED INTO TRANSPORT SERVICE BY THE JAPANESE GOVERNMENT.

turbines, affording a speed of 24 knots an hour, or whether it will be possible to place in their hulls 20,000 horsepower motors, which will drive the vessels at a rate of 25 knots an hour.

AGAIN BOOMS ROOSEVELT.

Congressman Bede Makes a Witty Speech at New York Banquet.

NEW YORK, Jan. 30.—Congressman J. Adam Bede, who assumed the House of Representatives Thursday with a humorous speech—his first in Congress—has made his initial appearance in this city at the West Side Republican Club's dinner. Mr. Bede assured the gathering that his state (Minnesota) will favor the nomination of President Roosevelt, and continued:

"In our country it would be a handicap for the candidate of either party to be ranked as a millionaire, though we are getting so rich that the majority of us will be millionaires after a while."

"Events are moving rapidly, and we have not had time to solve all our problems. Some people have complained because wealth has accumulated. Personally, I have never complained of that. The trouble is, we have learned to accumulate, but have not yet solved the problem of distribution. That is one of the problems of the future, but it will solve itself if we give it time."

So closed his witty speech, the Democratic party to disband and come over to his side.

Bristow Is Improving.

WASHINGTON, Jan. 30.—Fourth Assistant Postmaster-General Bristow, who has been ill with the grippe was better today and expects to resume his official duties next week.

not so much to secure arbitration of the strike, which he attempted to do after reaching there, but to investigate charges made by the strikers that the mill was employing boys contrary to the child labor law. Mr. Blackman found one boy under 14 years of age at work, and compelled him to cease work. About a dozen other boys, who claimed to be over 14, but under 15, were at work. These do not come within the scope of the child labor law, but they are subject to the workings of the compulsory school law, and Mr. Blackman reported them to the County Superintendent of Schools.

The millowners assert that they were compelled to make a reduction in the men's wages in order to successfully operate the mill. They had no fault to find with the character of their work, but made the cut as a matter of forced economy. They refuse to arbitrate the question of wages, and also say they will not take any of the strikers back even at the reduced wages.

On the other hand, the strikers assert that the price of shingles has not gone below the price paid last year when the scale of wages now demanded by them was accepted by the millowners without protest; that one of the objects of the Manufacturers' Association is to keep up prices by curtailing the output; and that the shingle-weavers as a class should not be made to suffer a reduction of wages as well as a partial loss of employment.

All shingle-weavers' unions in the state are to be called upon to aid the striking men in Bellingham. In some way the millowners have, until now, succeeded in keeping the story of the strike out of the newspapers.

State Holds Oil Concerns Are Trusts.

AUSTIN, Tex., Jan. 30.—County Attorney Brady today filed two suits in the District Court on behalf of the State of Texas against the J. J. Guiffey Petroleum Company, of Beaumont; the Beaumont Confederate Oil & Pipe Line Company,

equipment board of the Quartermaster-General's office. Major Hodgson's knowledge of these affairs will be of great value to the government when he is stationed at Vancouver Barracks, owing to the extensive improvements that are being made there.

REV. E. A. HOLDRIDGE DEAD.

Former Pastor of Forbes Presbyterian Church Passes Away.

The remains of the late Rev. E. A. Holdridge, who died in Santa Monica, Cal., were laid in their last resting place in the Modesto cemetery, at Modesto, Cal., on Tuesday.

Rev. Mr. Holdridge will be remembered as the pastor of the Forbes Presbyterian Church of this city a few years ago. He was well known throughout the Northwest as an evangelist. It being related that he caused 175 conversions in Walla Walla in one evening.

The many friends of the popular minister, in this city, were grieved to learn of his untimely death and tendered their heartfelt condolences to Mrs. Holdridge and family.

Offered to Walter Damrosch.

PITTSBURGH, Jan. 30.—The position of director of the Pittsburgh Orchestra has been offered to Walter Damrosch in succession to Victor Herbert, whose resignation will take effect at the close of the present season. Mr. Damrosch will give his answer in a few days.

New Rifles for the Army.

WASHINGTON, Jan. 30.—The War Department has announced that by the latter part of the summer or early fall there will be enough new Springfield rifles on hand to equip the entire Army, and that this will be done as quickly as possible.

vision, was the most exciting of the day. Judge Tanner was out to win the race, and but for the number of tantalizing blinds which fooled all of the riders he would have had Banner up and contesting with the winners. Just before the start Judge Tanner showed he was out for blood when he hauled from a hidden recess a great handkerchief. He carefully tied this around his cap in such a manner that it not only hid his headgear in place, but anchored his glasses as well, and hooded in this manner he made the journey. Mr. Dillon and Judge Tanner rounded into the stretch together and up to the finishing point, first Judge Tanner was front and then Mr. Dillon and throughout the stiff ride a blanket could have covered both horses. When within a length of the finish, Judge Tanner let go of Banner's head and, in a driving finish, he won by half a length.

Mr. Chase had the misfortune to break a stirrup strap and had to fall out of the race. In some unknown manner the story got out that he had received a fall, but this was not so, for he had dropped out to find the missing riding gear. Mr. Jenkins helped him in the search and when the stirrup was found they rode back to town. Mr. Downing's mount in turning a corner on one of the paved streets fell, but no damage was done.

The next event of the club will be "Mrs. Downing's Cup Run," which is set for February 22. This race promises to be one of the best in the history of the club. Those who rode through were: Miss S. B. Wrenn, Miss K. E. Cronin, E. M. Lazarus, T. Robertson, James Nicol, President F. O. Downing, Judge A. H. Tanner, J. T. Dillon, John Latta, Ambrose Cronin, Charles Moon, S. A. Chase, Henry Metzger and others.

Officers of Court Installed.

Officers of Immaculate Heart Court, No. 1045, Catholic Order of Foresters, were installed in the hall on Stanton street, Albert a few evenings ago, as follows: Henry C. Allehoff, chief ranger; John H. Marpert, vice-chief ranger; John



New 7-room house on E. 16th st.; reception hall, pass pantry, porcelain plumbing, piped for gas and furnace; full lot, 60x140.

\$2600

\$250 Down and \$30 a Month.

This is one of a large list of new, modern houses of various designs, in different locations, at cash prices. Terms equivalent to about 10 per cent down and monthly rentals. If we have nothing to suit you we will build to your order on the same terms.

A FEW BARGAINS FROM OUR LIST

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|---------------------------------|------------------------------------|
| 5 rooms, Roosevelt st., \$1850. | 6 rooms, Twenty-third st., \$2350. |
| 6 rooms, Johnson st., \$2250. | 6 rooms, Twenty-third st., \$2350. |
| 6 rooms, Johnson st., \$2250. | 6 rooms, Johnson st., \$2250. |
| 6 rooms, Tillamook st., \$2700. | 6 rooms, Skidmore st., \$1800. |
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We have a very beautiful lot in South Portland on which we will build houses.

East 16th Street.

6 rooms, lot 52x100, \$2600.

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