Reach at Least Eighty-

One.

Injured Sailors Blown Into Sea.

Commander Disagrees With Ad-

miral Rae-Pumping Out

Flooded Fireroom.

SAN DIEGO, Cal., July 22.-The Ben-

nington horror, which yesterday shocked

an entire Nation by its long roster of

casualties grew with each passing hour

of the day. Even the wildest early esti-

mates of the terrible results of the ex-

ploding bollers aboard the gunboat have

not been exaggerated and, instead of les-

sening the extent of the catastrophe.

later and completer details have added to

the appailing total of four score before

the last word shall have been written

and one of the darkest pages in Ameri-

These figures, which at first glance ap-

pear exaggerated, are made up of the

the injured now in the various hospitals

and the total number missing, and are

Dead at morgues, 52; dead in the

looded fireroom of the ill-fated warship,

injured who may die, 10; missing, 15.

en is based upon the opinion of Dr. M.

H. Foster, of the United States Marine

Hospital Service, in charge of the medi-

cal staff, and the number of missing upon

the statement of Commander Young. The

were drowned and that the waters of the

Goodrich Will Investigate.

The day brought other development

and news of the most intense interest

Washington came information that Rear-

Pacific squadron, had been ordered to San Diego forthwith. This is taken to

causes of the explosion aboard the Ben-

nington and the fixing of the blame

Smith, both from Mare Island Navy-yard,

operations on the wrecked vessel, and

the latter to assist in caring for the in-

jured and direct the burying of the dead.

comed by the overworked medical corps

The Bennington tonight lies deeper

on the shore of the bay and no apparent

progress was made in the work of pump-

ing out her flooded compartments. Until

this is accomplished, the secrets of her

horror chambers will not be discovered

This much is known, however: Seven

the fireroom. How many more may be

found in the compartments, now forbid-

Boiler, Not Explosives, the Cause,

Commander Lucien Young was seen in

his quarters aboard the Bennington this

sion and its effects upon the machinery

"As to the cause of the explosion, I

cannot say anything, because I do not

age was caused by exploding boiler or

hollers. The crownsheet of botler B collapsed and the botler-head blew out,

breaking through the steel bulkhead sep-

arating it from boiler D, the other main

port boller immediately aft. Boller D

was forced back, the crownsheet col-

lapsing and breaking down the steel

bulkhead separating it from the fire-

room. Every one in the fireroom at the

inioned down by the collapsed crown-

seet of boller D, and four more by the

ursted bulkhead. These bodies we are

will be necessary to cut the steel bulk-

ead in two places. One of the bodies is

wedged in such shape that it may be

secessary to dismember it in order to

take it out. We are hindered, of course,

by the water in the boller and firerooms

out as rapidly as possible. I cannot ex-

press an opinion as to when we will reach

The Associated Press has a dispatch

C. W. Rae, chief engineer of the Navy,

to the effect that he can only account for

plosion of high explosives" was sug

from Washington, quoting Rear-Ad

now trying to release. In order to do this

bodies are wedged beneath collapsed

now in charge.

therefor. Captain Drake and Surgeon

Admiral Goodrich, commanding

mean a naval investigation into

and importance to naval officers.

bay will give up this number of dead.

ca's naval history closed.

ommarized as follows:

Total, \$1.

#### PRICE FIVE CENTS.

# HENEY ASSERTS: BENNETT DENIES

District Attorney Accuses Defendants.

## MAKES FORCEFUL ARGUMENT

Defense Denounces Prosecution of the Government.

## "ALL THREE ARE HOUNDED"

Williamson, Biggs and Gesner Are Facing Second Trial-Government Gathers New **Evidence** 

The second trial of Williamson, Van Genner and Biggs on the charge of subornation of perjury, has commenced.

United States District Attorney Heavy has stated the case of the Government to the jury, clearly, fully and

The defense, through Judge Bennett has told what ground will be taken by his clients in the battle to be fought out once more, and has attacked the post tion of the Government and its attorney, has disclaimed guilt on behalf of the three accused men and has de claimed with fiery words of denunciatien that the Government and its detectives have harried the men accuse from pillar to post like worried rabbits in front of bloodthirsty dogs.

All is ready for the old story to be told again and this will be commenced in the recital tomorrow morning at 10 o'clock when court will convene again. In the meantime the prosecution has told the fury what it intends to prove and this statement reveals the fact that derendants will have to face new evidence not brought out at the former trial and will be put still more upon their mettle in establishing their innocence. Mr. Williamson will be proved to have been in Prineville on June 15 and to have stayed there until June 24. when the trial has come to his conneche testified in the last trial not to will have this time either to admit or the knowledge of the conspiracy alleged in the indictment.

## Theory of Case Changed.

The theory of the case will be changed, according to a statement made by Mr. Hency at the end of yesterday's session of the court and the contention the perjury was committed by the entrymen at the time they made final proof and not at the date of filing upon their claims. It is possible that this theory will be argued before the court on Monday morning when the testimony is commeaced. In that case Judge Bennett will contend that the indictment is defective and should be dismissed, owing to its obscurity and un-

The interest in the opening of the second hearing yesterday centered in Mr. Heney's statement of the cause of the Government, his close adherence to trial, and the flery and impassioned deration to his address. At this time he trandeclared that the defendants and been gather evidence shown by the former trial to be necessary, and without time to collect their breath after the exer- their home ranch and range. tion of the first hearing. The three men were worried and harried and hunted before the nunting dogs and allowed no Government. It was like hunting for the proverbial needle or seeking for a find what the indictment did mean and after examination the instrument was, in the minds of the attorneys for the defense, a mass of indecision and obscurity

In his opening argument Mr. Heney followed closely the ground covered by the testimony at the previous trial and by it showed what the Government would attempt to prove. In adition to what had been brought out it was promised that new facts would be shown which defendants with the charges made by the indictment. It was practically prom- shown to be the case, the speaker argued, timony of Charles Graves, the County Surveyor of Crook County, would show during the visit of Williamson in Prinesurvey the claims desired to be taken fense charged was one of the most bein by the firm for protection to the sheep this the testimony of other entrymen not asked for at the former trial will be porative to the evi-

promises to bring many witnesses to show that the defendants in the case have been of the best reputation from childhood until the time of the present rouble. ,it states that it will not deny that Genner selected timber claims for his neighbors to file upon, for he had right to do such things. Mr. Willamson has nothing to conceal as to his presence in or absence from Prineville, and would testify according to truth as he found it. The attorney ontended that Mr. Williamson was a truthful man and would so testify, though it landed him in the peniten-tiary 40 times over. The defense had nothing to hide, and would rely upon the common sense of the jury and the fact that the defendants had no interest or part in any transactions other than by law allowed them

In stating his case to the jury yesterday morning, Mr. Heney commence by saying that it was his duty as the District Attorney to outline the cause which the Government would attempt to show in order that the jurors might understand the evidence as it would be brought before them. He stated that the indictment alleged the defendants to have conspired to get men to swear falsely in an effort to secure Government, land. This was the plain statement of the case and what the Government had to show in order to

make its case good,
"It is sufficient to prove," said Mr. Heney, "that there was an understanding between Gesner and Biggs that the parties should be secured to file upon the timber lands for a certain price. and that this agreemfit was under stood by Williamson and Biggs and Gesner.

#### Circumstantial Evidence

"Circumstantial evidence is sufficient to bring a conviction," further con tended Mr. Heney. "So, if events are brought out in the evidence to show that the parties were working in conjunction to obtain a certain end, namely, the taking of the timber claims then the presumption of the guilt of the defendants is clear.

"The Government will show that Williamson and Gesner were in the sheep business in June, 1902, and that in the early part of that year many Castern people came into the district to file upon timber claims. The deendants contend that at the time there was great dissension between the sheepmen and cattlemen, and they say that the coming of the Eastern people put the idea of taking the Government and ipto their heads as a means of protecting their range against the cat-It seemed to them that the easiest way to protect their land was to get a large number of men to file upon claims. If they did this, and by that act caused a large number of penpeople to perjure themselves, then it s to be expected that these same men wil be unwilling witnesses when called to tell of their perjury,

## Will Show Agreement.

"But from these witnesses the Government will show that there was an agreement entered into between Gestion with the conspiracy, so that when ner and them relating to the taking and final sale of the claims to the firm have remembered his whereabouts he of Williamson & Gesner. We expect to prove by Ernest Starr, a nephew bring counter proof to deny. Tals fact Mr. Williamson, that he did make an alone, it is argued, strengthens the agreement with Gesner to seil his case of the Government inasmuch as the claim to the firm when patented. This Williamson in Prineville same thing will be shown by other wit-

> The speaker explained that the contract ade was not one that could be enforced at law, and did not have to be to show guilt. But nevertheless it was an agreement, as recognized by the law, in that it is shown that the people took the claims with the understanding that they were to realize \$75 upon them. Mr. Heney tion and showed how he had arrived in Princyllie June 15. The failure of Willlamson's memory at this point was dwelt upon, and it was stated that the Government expected to be able to show that he had been there, and by Williamson's own testimony that he would not deny having been there at the time.

From this the case was traced through per relating to the method of procedure, and it was pointed out that this conversation was about two weeks before the filings of June 30, or at about the time Prineville, according to the hotel regisferent loans made the firm by the banks at Princville and at The Dalles, and arnunciation of the Government and its gued that the activity of Williamson in this regard showed his interest in the

With the plat of the claims Mr. Heney hurried by the court from trial to trial demonstrated that he intended to prove without being given an opportunity to the claims to have been selected with intent on the part of the defendants, and that they desired the lands to protect

the speaker contended, by his having hanto the speaker declared, like rabbits died the large checks drawn upon the firm of Williamson & Gesner, as well as by his conversations with Geener and by incident of the meeting in the office bewith claimants, at which time the latter were advised to relinquish their claims,

was brought out by the attorney. "If all of these facts are shown, as summing up his argument, "then the Government will expect a verdict of guilty. and if we do not show these things, then we will not expect a verdict."

## Mr. Bennett's Statement.

Mr. Bennett, in opening his statement ntended that it was necessary for jurors to keep the exact allegation of the would still more closely connect the had conspired to induce a large number it must be proved that the defendants made a deliberate agreement to get the persons knowingly to swear falsely, not

verdict it must be shown beyond a doubt that the defendante had conspired to get men to perjure themselves. The defens

# POLICE OFFICER AMONG MISSING

Local Department Can Find No Trace of Detective Lou Hartman.

## HE STARTED FOR CHICAGO

Went on Journey to Bring Back Prisoner Wanted Here, but Has Not Arrived at His Destination.

City Detective Lou Hartman, one of he hardest-working and most popular officers on the local police force, has myseriously disappeared. Chief Gritzmacher knows nothing of the detective's whereouts, and an investigation will probably begin today. The officer has dropped out of sight as completely as though the ground had opened and swallowed him. One week ago last Wednesday, the local Police Department was notified by the Chicago authorities that they had ar-

rested and held for the Portland officers Al Lawrence, who is wanted in Portland or, and is alleged to have collected \$300 from Charles Callahan, fleeing with the oney. Callahan swore to a complaint, and the police departments throughout the country were asked to watch for Lawrence. Detective Hartman had handled the case in this city, and when word. of Lawrence's capture was wired here the detective was instructed by Chief of Police Gritzmacher to go to Chicago and

#### return with the prisoner. Starts on Journey

Detective Hartman secured the necessary papers and left Portland the next evening. A few hours after he left word was received from the Chief of Police of Chicago saying that Lawrence had been set at liberty through habeas corpus proofedlings, and that a smooth lawyer had gained him his freedom. He was said to have left Chicago immediately in company with his wife. When this piece of news was received.

Detective Hartman was wired on the trein to return, the message teiling him the reason. The telegram was not reported back as undelivered, and it was supposed that Detective Hartman had received the message and was coming back to Portland. should have arrived. It was then supposed that the message had missed and he had gone on to Chicago. The Western Union was appealed to, a tracer was sent after the message, and word came back that it had been delivered to tor of the train, who did not report back at the next station that he was unable to deliver the message, and, it the message was received by the detective

## All Trace of Him Lost.

It could not be learned whether the ofmessage, if he did receive it. Chief until Hartman reached Chicago. He was due in that city last Tuesday morning. Nothing was heard from him on that day or the following, and on Thursday the An effort was immediately made to find found. It was ascertained that the train which Hartman left Portland reached Chicago on schedule time and without accident en route. Friday the Chicago Police Department was asked whether Hartman had arrived. Word not reported at headquarters there. Omaha was questioned, and Hartman had not been seen there. Every means of finding a trace of the officer was used, but to no avail. Detective Hartman has disappeared, and beyond that the local po-

## Bears Good Reputation.

Hartman is a faithful officer and an exemplary man in every way. He is not a drinking man, and enjoys an enviable reputation for straightforwardness. No reason for his disappearance can be determined. It is feared that the message missed him and he has encountered trouble or foul play en route, or else he ty ceived the message, got off the train to ed from taking the returning train,

have heard from Detective Hartman either after he got the message or from Chi cago," said Chief Gritzmacher. "He is an obedient officer and has a spotless record. He was very aggressive, and for that reason has many enemies among the nal class, and it is possible sor these have met him and put in operation

At any rate, the local Police Department is greatly worried over the affair, and steps will be taken today to institute a thorough search for the miss

## COLLIDE ON STEEP CURVE

teen Passengers.

Electric-Cars Crash and Injure Four-

PORTSMOUTH, N. H., July 21,-(Special.)-There was a sad ending to Porta-mouth's gala day tonight when a head-on collision took place on the South Road near Scharman's Hill on the Portsmouth near Scharman's Hill on the Portsmouth street railway, between a car of that road and a car of the Hampton, Exeter & Amesbury Railway, loaded with excursionists for Haverbill. The cars crashed together on a steep grade and while rounding a curve, neither motorman seeing the other car in time to prevent a collision. As a result of the collision, is persons were badly injured, if probably fatality.

George Pahls, of Portsmouth, fracture of George Pahls, of Portsmouth, fracture of the right leg and injury to abdomen, will probably die: George Pahin, her If-months-old son, fracture of left leg, bad-ly bruised, condition serious; Mrs. J. B. Pahis, laceration of left temple, badly shaken up, condition very serious; Mrs. W. Wallace Junkins, Portsmouth, dislo-cation of right hlp, fracture of left leg and severe shock.

## **NEARLY CHOKES GRANDDAD**

Parker's Grandson Escapes Drowning, but Risks Judge's Life.

POUGHKEEPSIE, N. Y., July 22. Alton Parker Hall, grandson of Judge Alton B. Parker, had a narrow escape from drowning while swimming in the Hodson River with his grandfather at Esopus today. He was rescued by Edward Fritz, of Poughkeepsie. The boy was out of sight, but Fritz dived and caught hold of his hand about six feet under water, bringing him to the surface and to the

Judge Parker was prevented from aidhad been on the Judge's back, becomfrightened and, before falling off into the water, had choked his grandfather breath

### Populist Leader Dies Insane

AL. IN, Tex., July 2.-Marion Williams, the widely known "middle-of-the-road" Populist, died here today in the insane asylum, where he had been confined for several years.

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hurch asnouncements. Page 21, lassified advertisements. Pages 13-23. links Root, the new Secretary of State. Page 28. high explosives in the part of the ship where the explosion occurred, and I am aptain Peary tells what he expects to do. scitive that it will be found that all

damage was caused by the bollers."
"What was the condition of the bollers Captain?" was asked. "So far as I know, they were in first-class condition. They had been recently tested to 225-pounds pressure. At the time of the explosion we carried but 120 Dr. John Floyd, Oregon's early friend. Page

## plank to greet him. He then declined to make any further statement. Commander Young stated that 18 men are missing besides those accounted for at the morgues, hospitals and in the fireroom. He believed that these 18 men were drowned and that their bodies will found on the shores of the bay from

"I am quite satisfied," he said, "that nore men were blown into the water than were picked up by the rescue boats. Loss of Life Now Expected to These men, I believe, were too seriously injured to keep affoat any length of time and were drawned. No one could have been on the gundeck, especially amidships, and escaped death or injury."

There was lessening of the strain at the various hospitals where were wit-nessed such terrible scenes of suffering and death during the previous 24 hours. MANY BODIES ARE MISSING There was still work to do, however, but willing hands were always ready to take the burden off those who had borne it so nobly during the hours following the dis-aster. At Agnew sanitarium, where a large majority of the victims have been treated, there were still 24 sufferers, alnost a dozen of whom are expected to die of their terrible injuries:

#### Noble Women of San Diego

Too much praise cannot be given this institution, Dr. Gochanauer and its corps of able physicians. Dr. Foster, who is in direct charge of all the cases, does no hesitate to speak in the highest praise of their untiring efforts to relieve the suffering seamen. He does not fall to mention the women of San Diego, have volunteered to the number of several hundred, brought linen, me every other article which their thoughtfulness and good judgment dic tated in the present emergency. Twenty of these volunteer nurses were taken in it. The death list may be swelled to and they rendered noble and efficient

At St. Joseph's Sanitarium, a quiet, peaceful-appearing retreat far up on the them are horribly injured, but the alster superior in charge believes all will recove; though some will be crippled and maimed for life.

known dead, the probable victims among Close to the water front in the old army barracks, nine other victims are looked after by Dr. Kneedler, of the Army medical corps, at Fort Rosecrans. The majority of theses nine are very badly scalded and may die. It was to this place that Ensign Perry was taken from the The total of probable deaths of injured explosion and from there his dead body was removed only a few hours later. His widow arrived here on the afternoon train from San Francisco. Until she was met and told by Lieutenant Yates at the station she did not know that her hus-band was dead. The telegram conveying commander believes the missing men news of his death did not reach San Francisco before she took the train for San Diego. She came hoping to find he was not seriously hurt and the news of

his death was a terrible shock to her. Tomorrow the Bennington's dead will be accorded all the honors of a military funeral, and the bodies will be interred in the cemetery on the Point Lema Government reservation. Just how many will be buried here cannot be determined tonight, not even by the offigers in charge of the preparations. relatives of the dead from every quarter today and several have requested the bodies of their dead shipped to them. The request will be complied with and until tomorrow the exact number that will be escorted to their

Diego will not be known. nore of hearses and undertakers' wagons will carry the bodies, together women, to Fort Rosecrans. There religious ceremonies, Catholic and Episserve of San Diego has been ordered to report to quarters tomorrow and act as an escort to the burial ground.

## British Navy Sends Sympathy.

From the British Admiralty Office came a telegram today extending sym- han, secretary of the department. afternoon. He was asked to make a pathy and laying its floral tribute upon

"London, July 22.-Vice-Consul C. R. Allen, San Diego: Please arrange for a suitable, wreath to be sent on the occasion of the funeral of the victims of the accident to the U. S. S. Benningto with sincere sympathy of the British Navy and Admiralty."

## Hull Not Badly Wrecked.

Chief Engineer Lieutenant Wade, of great damage has been done the hull of the Bennington. 'The water came in very gradually," said he, "and for that reason I do not think extensive damage has been done to the section of the

hull now below the water line." He could not offer an opinion as to when the ship would be pumped out, further than to call attention to the immense pumps now being put down into the hold for drawing off the water. At Bennington that rapid progress is being made in pumping the water from the fireroom. It had been lowered sufficiently to permit a resumption of work easible these may be recovered during the night.

## Name, Age, Rank and Birthplace

SAN DIEGO, July 22.-Following is the fficial list of known dead among the crew

ENSIGN NEWTON K. PERRY, 26, Charles-ton, S. C. WENLEY M. TATLOR, 28, seamen, Atlanta, Ga. BERT A. HUGHES, 19, Maman, Clark Ark. ANDREW KAMERER, 25, freman, London

# **GRAFTERS FOUND** BY THE HUNDRED

Great Work of Milwaukee Grand Jury.

## MANY OFFICIALS ARE GUILTY .

Crime Honeycombs State, County and City Offices.

### AFTER THE BIG ONES NOW

District Attorney's Clean-Up Shows Rottenness to Permeate City. Regular Paydays for Dividing the "Velvet." .

MILWAUKEE, Wis., July 22 - (Special.) -Graft, graft, graft, and then more graft-that's the story of Milwaukee, a story that covers a ne tol of nearly two years of active graft-hunting that involves 106 persons and that has resulted up to date in the return of 251 indictments. sage of the Milwaukee Street Rallway Company's "snap" 35-year-francise ordinance, grafting has spread in all directions. Two courageous and able District Attorneys have grappled with the grafters, big and little, and just now the battle for civic honesty is being fought most furiously. Milwaukee is honeycombed with graft. Justice Daivi J. Brewer, of the United States Supreme Court, must have been aware of this fact when ho made his sensational address on graft in this city last Wednesday. The decent people here, and a vast majority of the people are decent and honest, say the juriet hit the mark accurately. He said: There is today so much grafting soing on among public officials as to startle us. I among public officials as to startle us. I am not speaking now about the coarser kinds of grafting such as buying votes, paying money and similar, offenses, which we all condemn. I have reference to the more insidious way—that one who, holding public office, is not carrying on the duties of that office with an eye single to his trust in prostituting in one way or another that office for his own gain or the gain of his friends.

## Rottenness Is All Through

Milwaukee's story of graft differs from other stories because rottenness prevails -city, county and state. It reveals officials banding together under rules, systematically throwing fat contracts to private concerns and dividing the With Surgeon Smith came four hospital last resting place high upon the slope so much to each man. Not long ago this The saddening procession of the themselves County Supervisors, thanks Bennington's dead wil start from the to the people's votes, inclosed the graft plaza, in the center of San Diego, at 2 money in envelopes and "paid off" the o'clock Sunday afternoon. A score or members of the ring at stated intervals. The operations of Aldermen were discovered to be just as brazen. A State with the masses of flowers that have Senator was next hit by the grand jury's lightning, and then came county officers,

> miscellaneous crowd of smaller grafters, The latest thunderholt which fell yeste day struck Thomas Clancy, chief of the Fire Department, and William J. Coerper, one of the experienced officers of the force, and also William E. Hanraperjury in connection with a story they fend. Trial, however, may bring out evi-

city employes, business nen, contractors,

newspaper reporters, architects and a

### dence of a more sensational nature Grand Jury Still at It.

And now Milkaukee is wondering "what next?" The grand jury which, under the law may continue its probing until snow files, informed Judge Tarrant, to whom it reported the last batch of true bills. that it had more work to do and the the Bennington, does not believe that jurors proceeded to withdraw into their consultation room and map out operations for next week No one knows just what will happen and District Attorney McGovern, who is decidedly reticent on all matters pertaining to future develop

## After the Big Grafters.

"I am after the big grafters," he said, the little ones can be gathered in at our 7 o'clock tonight news comes from the leisure. We intend to get all the big grafters without regard to politics, revious condition of servitude."

torney to establish legal precedents. In Wisconsin graft has not often been "investigates," and, unlike Illinois, where a grand, jury indicts for robbery, assaults and similar crimes or offenses, in the Badger state the grand jury is called when illegal acts affecting the public public prosecutor faced new and strange passed upon by the Supreme Court. Intimes since 1902, but the greatest num-ber have come in the last year or eigh-

And where did the lightning strike?