

# HENEY FLAYS J. N. WILLIAMSON

### Calls Him the Brains of the Conspiracy to Defraud Government.

### ARGUMENT IS NOW ON

### End of Third Trial of Congressman and His Associates Is Near, and Case May Go to the Jury Tuesday.

J. N. Williamson is now bearing the brunt and stress of the action in the Federal Court, as he is being held up to the jury by United States District Attorney Henev as the head and front of the conspiracy formed to persuade the ignorant and trusting men and women of Prineville and vicinity to commit perjury, that the firm of Williamson & Gesner might have sheep range. Scathing words and severe denunciations are being hurled at the defense in general and at Mr. Williamson in particular by Mr. Henev, who yesterday afternoon launched himself into the curtain of his opening address to the jury.

The address made by Mr. Henev at the close of the first trial of the Williamson case was filled with argument, and short. The speech at the second trial was filled with fiery denunciations of Attorney A. S. Bennett, and studded with force words, but from the commencement of this, his third effort, Mr. Henev will adopt another tack and leave no oratorical boulder unturned in his effort to present his case and impress the jury.

#### Talks to the Jurors.

From the prelude of Mr. Henev's address Mr. Bennett will have to look to his laurels as a sympathetic speaker else the District Attorney will out-Henev Bennett and shed the tears himself. The man from California has adopted the familiar and the personal style, along with his other phases of oratory, and directs the mind of Don Zan to his store and the thoughts of Worth Hinton to his corns and fertile fields. Each man is known to the speaker, and the jury loses its impersonal organization under his words and becomes 12 separate men, each with an opinion to form.

There will be no personalities in the present argument, so Mr. Henev declared yesterday afternoon, unless they are brought in by Mr. Bennett when he makes his reply. The District Attorney deplored the fact that in former trials things had been said, and that during the present hearing words had passed, it had been a temptation for him not to throw back a word when Mr. Bennett had brought personalities into the hearing, but yet in spite of this it would be best to drop all rancor and leave the attorneys out of the consideration of the case and listen to the evidence alone.

In his opening remarks the speaker paid tribute to Mr. Bennett as an attorney. He said the counsel for the defense was a hard fighter, and one who made the cause of his clients his cause to such an extent that he could see no good in the opposite side. It was this characteristic that made it impossible for Mr. Bennett to see any good in the speaker who, if half as bad as he was supposed to be, driven from the state and the country.

#### Wishes to Be Fair and Just.

Mr. Henev stated that he wished to be fair and just. He said he was not allowed to tell what he thought of the evidence, but he could tell what he thought of a prosecuting officer who would bring a man to trial upon evidence which he did not believe to be true. It was the province and the duty of such an officer to be just, and a man who was not, one who hid from the defendants evidence in his hands to their favor, or hindered them in establishing their innocence by credible means, was as great a criminal as any wearing stripes in the penitentiary of any state.

Continuing in his remarks Mr. Henev said that it was an easy matter to convict a man who had stolen a loaf of bread, but it was hard to convict one high in honor, in influence and power, from whom the people expect an example of honesty. "How easy," he said, "it would be to convict Marion R. Biggs, upon the evidence here against him, if he stood alone in the case and unsupported. But when J. Newton Williamson is tried with him how quickly great political force and powerful friends gather around his cause."

#### Williamson Blamed the Most.

Henev held Williamson guilty of denouncing his community by his acts and his example.

"It is the fear of punishment and the shame of discovery that deters most men from crime," the speaker said. "But if a Congressman enters into a scheme to influence a lot of poor and ignorant men and women to disobey the law, then the community begins to lose its fear and shame. They say 'How can any one point the finger of shame at me when I am only doing what our Congressman is doing?' I say the only safety is to make the Newton Williamson of this town whom the people expect an example of honesty."

"A man who could manipulate a convention and secure the nomination for Congress in such a fight as Williamson had," continued Mr. Henev, "is the man to be the head and brains of a scheme. His brain worked it out when he was in Prineville in June, 1902."

Mr. Henev then took up the consideration of the case in chronological order and commenced to review the testimony of the Government.

He went over the actions of the principals from the inception of their alleged conspiracy and showed that there was a deliberate plan to secure land for the use of the firm. It was not the cattlemen. Mr. Henev argued, that had caused the trouble but the desire of Williamson and Gesner to force the rival sheep firm of Morrow & Keenan out of the country or out of business. Every act showed that to be the case and the location of the claims taken demonstrated that it was the intention of the defendants to secure tracts of land in such position that by fencing them it would control the holdings of Morrow and Keenan and force their evacuation.

Says Understanding Existed. There could be no doubt, Mr. Henev contended, but that there was a complete understanding between the claimants and Gesner that the former were to transfer their claims to the firm as soon as they secured title from the Government. It was also absolutely impossible, the speaker argued, that Williamson did not know of the plan or of its progress. The testimony of the Government witnesses destroyed the presumption.

"Williamson tries to hide his treacherous conduct behind a treacherous memory," said Mr. Henev. He says he can not remember having been in Prineville in June and he never seen Gaylord until as a witness here, but there is no doubt that he remembers being in Prineville or that he saw Gaylord in his office on December 11."

J. H. Gray was recalled at the opening of the session and was questioned by Mr. Bennett about the value of the timber on the claims taken at the sug-

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gestion of Gesner. The witness did not praise the timber very highly. James Keenan told of his association with Williamson and Gesner and of arrangements made by which he was to move from the vicinity of the Williamson range in exchange for land in the Cascade forest reserve.

At 4 o'clock court was adjourned until tomorrow morning at 9:30 o'clock when Mr. Henev will finish his argument. Mr. Bennett will follow for the defense and it is thought the case will go to the jury Tuesday noon.

#### HERMANN'S TRIAL IS DELAYED

No Arrangements Regarding Charge of Destroying Letter-Books.

OREGONIAN NEWS BUREAU, Washington, Sept. 22.—No arrangements whatever have yet been made for the trial of Representative Binger Hermann in the Federal Court in this city on the indictment returned against him last March, charging him with destroying 25 letter-press copybooks when retiring from the Land Office.

It was expected at the time the indictment was returned that his trial would come up early in October, but it now seems probable that it will be allowed to wait at least until after Mr. Hermann has been tried on several indictments in Oregon. Mr. Hermann's attorney has heard nothing as to the plans of the Government. It seems quite probable that the trial in Washington may be postponed until some time after Congress meets.

#### AT THE COMMERCIAL CLUB

Officers of Cruiser Falke Entertained at Luncheon.

Officers of the German cruiser Falke were the guests of honor at a special noon luncheon given by the Portland Commercial Club in the Chamber of Commerce building yesterday.

Those present were: Captain Paul Behnke, Lieutenant Gieser, Lippmann and Gleiss, President Calk, Governor Chamberlain, General J. E. Finzer, Colonel G. U. Gastenbain, Colonel James Jackson, Charles H. Carey, General T. M. Anderson, Sig Siebel, O. Lohan, C. Lombard, E. G. Jones, W. L. Boase and Dr. Gustav Barr.

The affair, while informal, was a most enjoyable one. Head Steward Clark, of the club, had given special attention to the table decorations, and the menu, as one of the officers of the warship remarked, would have called forth favorable comment in any of the best-equipped clubs of Europe.

The address of welcome was delivered by President Calk. The hospitality of the State of Oregon was extended the officers by Governor Chamberlain. Captain Behnke, speaking for himself and his brother officers, dwelt at length on the friendly relations existing between Germany and the United States. He spoke of the promise of future development of commerce on the Pacific Ocean, and he aroused his audience to a high state of enthusiasm in felicitous references he made to characteristics of President Roosevelt and the German Emperor.

#### THE M. J. WALSH CO.

Portland's largest lighting supply house is full to the brim with new lighting fixtures in gas and electric. Intending purchasers will do well to call at once and make their selection. Estimates given on all kinds of electrical and gas work. Electric and gas jobbing of all kinds promptly attended to. M. J. Walsh Co., 343 Washington street. Phone Main 879.

#### Los Angeles Doctor Disappears.

Dr. Thomas H. Jones, a Los Angeles physician, who arrived from Medical Lake, Wash., September 15, and registered at the Golden West Hotel, has disappeared. His brother, J. B. Jones, a Los Angeles capitalist, has written the police department that he fears the doctor has met with an accident or has been robbed. The doctor is said to have had a considerable amount of money on his person at the time of his disappearance. Detective Hartman, who has been detailed to look

# PORTLAND'S GREATEST DAY

## SATURDAY, SEPTEMBER 30

When every LOYAL citizen will lend his or her aid to swell the attendance and tell the world that we are worthy of the confidence bestowed upon us when PRESIDENT ROOSEVELT and CONGRESS helped us to make this a WORLD'S FAIR in fact as well as in name---

LET EVERYONE respond to duty. Let it not be said that AVARICE or GREED stood in the way of a successful termination of the GREATEST EVENT in the history of the Northwest. Chicago had 700,000 on Chicago day ---let 100,000 be the mark for PORTLAND DAY.

To help swell the attendance we will GIVE AWAY with every boy's suit or overcoat purchased from now till Friday evening, September 29th,

## A SOUVENIR TICKET FOR PORTLAND DAY

also with every purchase of \$5 or over we will give one ticket, thus enabling every one of our customers to do their duty.

This will be PORTLAND'S opportunity---will you do your share?

# MOYER THIRD AND OAK

for the missing man, also entertains the thought that Jones has met with foul play.

Jones, according to the letter received from his brother, is slightly demented, and is easily persuaded by strangers.

#### A FEW AT CUT PRICES

Eilers Piano House Offers Tomorrow Following Good, Used Pianos.

Eilers Piano House offers tomorrow the following good used pianos: Baus, largest size, fancy oak case, \$290.

Emerson, in excellent condition, oak case, \$285.

J. & C. Pletcher, very handsome ebony case, \$90.

Wing & Son, walnut case, \$145.

Draper Bros., oak case, \$165.

Weser orchestral grand, mahogany case, five pedals, \$215.

J. P. Hays, rosewood case, \$125.

Ludwig, largest size, oak case, \$153.

P. G. Leitch, mahogany case, looks like new, \$184.

Jacob Dell, mahogany case, three pedals, \$132.

Starr piano, very fancy walnut case, new, \$215.

Payments of \$10 cash and \$5 or \$6 a month secure the price at Eilers Piano House tomorrow or Tuesday.

#### GIVE EMPLOYEES TICKETS

Meier & Frank Ask Them All to Go to Fair on Portland Day.

In keeping with the extensive preparations under way for making Portland day an overhadowing success at the Fair, and with its customary enterprise, the big department store of Meier & Frank last night gladdened the hearts of its 300 employees by distributing 1000 souvenir tickets among them and announcing a full holiday for next Saturday, at the same time advising all hands to go and have a good time.

It was a feature in itself when quitting time came to observe the expressions of gratitude in the faces of the numerous employees as they filed past one of the proprietors at the door, he being almost deluged with appreciative terms.

Twenty-third and Johnson streets at 7:40 o'clock last night. Galloway, who was driving on the tracks, failed to hear the car going, and in the collision which followed he was thrown to the ground. He was slightly bruised about the head and body. Galloway was taken to Good Samaritan Hospital, where his bruises were dressed.

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Come and See Them All

#### Meier & Frank Ask Them All to Go to Fair on Portland Day.

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#### Laundry Wagon and Car Collide.

William Galloway, a driver for the Union Laundry Company, was hurt in a collision between his wagon and a street-car at

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