

PROSECUTIONS
FOR SCHMITZ

Prosecution Will File 70 Indictments and Put Mayor Behind Bars.

SCHMITZ SHOWING FIGHT

Will Accuse Judge Dunne of Prejudice When Trial Begins—Even Talks of Running Again for Office of Mayor.

SAN FRANCISCO, May 18.—(Special.)

The graft prosecution, now that it has the assurance of Ruff that he will tell the complete story of corruption to the grand jury, has turned its attention to Mayor Schmitz. Before the end of next week Assistant District Attorney Honeys will ask the Judge to give Schmitz into the custody of a special officer. In order to bring this about, the prosecution will, if necessary, file 70 indictments against Schmitz. The indictments will charge the Mayor with having been a party to the bribery of the members of the Board of Supervisors in all the crooked deals in which they engaged. The money of Ruff is explicit on this point.

"Mayor Schmitz knew what the supervisors were doing and was a party to every deal," said Ruff.

Defiant, Though Prison Waits.

With 70 indictments against him, the Mayor's bail will become prohibitive, and, if plans carry, he will be ordered into the custody of William J. Biggy, who is at present Ruff's jailer. All overtures made by Schmitz for leniency have been rejected by the prosecution and the Mayor has begun his hopeless battle. He made his first move today, when he notified the District Attorney Langdon that on Monday he would file an affidavit alleging prejudice on the part of Judge Dunne and ask that the case be transferred to another court. This application will be opposed by the prosecution and the demand will be made that the trial proceed once before Judge Dunne.

Says He Will Run Again.

Your correspondent was able to secure another statement from the Mayor today. It was brief, but interesting. "I will be ready for trial on Monday," said Schmitz, "and I will be acquitted. I should thank my thoughts to the election, when I shall be a candidate to succeed myself."

There was something in the mighty bluff of the Mayor which demanded the measure of admiration. But Schmitz's humor had passed before the clock had tolled off another hour. He emerged from his office to encounter a newspaper photographer. The Mayor made a rush at the photographer, seized the camera and rode away in his automobile. After he had gone a block, he returned and placed the camera on the sidewalk and sped on in his machine.

Final Overtures Rejected.

The decision of the Mayor to fight to the end was made today after his overtures to the prosecution were finally rejected. George Keane, formerly secretary to the Mayor, endeavored to persuade the prosecution to accept a confession to Schmitz for a confession. The prosecution is determined that Schmitz shall go to prison for a time sufficient to satisfy the interest of future city officials. If the Mayor had not waited so long, his chances of leniency would have been much greater.

That Schmitz will play for delay, as did Ruff, was made plain in the affidavit filed tonight, in which he charges that there is prejudice against him. Rudolph Spreckels, Mr. Honeys, Mr. Burns, the Supervisors and the newspapers to bring about his downfall. He contends that the prosecution is using \$1,000,000 to encompass his defeat and is prepared to spend as much more. He says that Rudolph Spreckels simply wishes to see the Mayor out of office and government in order to grab all the franchises in sight.

That there is something of a community of interest between the Mayor and Patrick Calhoun, president of the United Railroads, in their defense is shown by the fact that Schmitz and Calhoun make identical charges.

Calhoun last night admitted that he had made full preparations for his defense. Moritz Rosenthal, the Chicago attorney who succeeded in giving the makers an income of \$100,000 a year, admitted that Rosenthal would defend him.

Association to Disbar Ruff. Ruff's own testimony, given before the grand jury, will be sufficient for the purpose.

ASK TO HAVE DUNNE REPLACED

Schmitz's Attorneys Make Charges Against Spreckels and Others.

SAN FRANCISCO, May 18.—District Attorney Langdon was tonight served by Mayor Schmitz's attorneys, Metson, Campbell & Taylor, with notice of motion for substitution of trial judge on the ground that Judge Frank H. Dunne is disqualified by bias and prejudice. Accompanying and supporting this motion is a lengthy affidavit by Schmitz in which charges of an extremely sensational nature are made against Rudolph Spreckels, his associates in the bribery graft prosecution, and Judge Dunne himself.

Among Schmitz's allegations are the following: That Mr. Spreckels and the associates who are with him the financial guarantors of the bribery graft investigation and prosecution, long since exhausted the original fund of \$100,000 pledged by Spreckels and have expended nearly \$1,000,000 in a municipal purification campaign, that the expenditure of this vast sum of money is by way of an investment from which actual monetary returns are expected; that Spreckels and his prosecuting associates desire and purpose to overthrow the present municipal administration, in order that they themselves may assume the reins of government and secure for themselves street railway and water franchises which will net them millions of dollars of the public money; that Judge Dunne is aware of this intent and purpose and is therefore, in accordance with the conviction of Schmitz is desired as a means to these ends, and that it is the wish of Judge Dunne that a biased and prejudiced jury be selected to secure such conviction; that for many and various reasons, the same as set forth recently by Abraham Ruff in his application for a subpoena for Schmitz to

have a fair and impartial trial at Judge Dunne's hands.

District Attorney Langdon said of this motion and of the Mayor's affidavit: "This would be amusing if it were not so despicable. It is merely and patently a dilatory move. The serving of notice that Schmitz's attorneys propose to pursue for him the same blockading tactics engaged in by Ruff's attorneys. It is a complete exposure of the insincerity of the Mayor's loud and oft-repeated demand for an immediate trial. The Mayor never has wanted an immediate trial of any kind. Now that he is face to face with his case he would stave it off by any legal means within his power. The prosecution will file on Monday counter-affidavits disproving the allegations made by the Mayor to the grand jury."

As far as the prosecution is concerned the trial of Schmitz will be begun before Judge Dunne. The signature of C. H. Fairall to the Mayor's affidavit is the first indication that the Stockton attorney who, with Ach. Shortridge and Murphy defended Ruff, has joined the list of Schmitz.

WRITES LETTER TO JUDGE

Christian Science Leader Declares She Has Attended Personally to Investments and That Suit Was Contrary to Her Wishes.

UNDER COMMITTEE'S THUMB

Member Confirms Statement Schmitz Has Signed Agreement.

SAN FRANCISCO, May 18.—Notwithstanding the many contradictory stories told about the scope and power of the committee of seven, it is now generally conceded that the identification of municipal affairs in this city is to some extent at least in its hands. In a written agreement, it is said, Mayor Schmitz has bound himself to carry out any request which this committee, made up of representatives of the five leading commercial organizations of the city, may make of him. The committee already has begun an investigation into the conduct of the police department and gradually extending the scope of its activities to the works board, street department and other branches of the municipal government. Its purpose is to make a thorough inquiry into the conditions that exist in various branches of the city government and to make such changes in personnel and methods as shall be judged necessary.

Mayor Schmitz has written a promise to carry out the wishes and instructions of the committee in administering the affairs of the city," said E. W. Shuck, a member of the committee of seven yesterday. "The committee's agreement with Mayor Schmitz is short, barely embracing ten lines of writing, but it contains an sweeping promise to act absolutely and completely as the committee may decide. Mayor Schmitz has not resigned. All reports and notices which the committee has only writing between him and the committee is this ten-line agreement."

If we demand the removal of the chief of police, or any other official connected with the city government, he must remove those we designate, or go back on his written promise. The Mayor has written to him in his promise. If he disregards that we can do nothing, but I believe that he will do anything the committee asks, but it is not only a binding, but anxious to do what we want."

COURT OF MANY OPINIONS

Two Decisions Rendered on Saloon Fight Within Three Hours.

PENDELTON, Or., May 18.—(Special.)—The unusual proceedings of a court reversing itself, and that, too, in three hours after it had made its original decision, occurred here this afternoon, when at 3 o'clock the County Court denied the petition of C. L. Morgan for a liquor license at Harriet street, and before 6 o'clock rendered its former action, held that the demonstrators had failed to show that the petitioners did not have a majority of the voters on that petition, and ordered the clerk to issue the license as asked for.

LION LOOSE IN CITY

Beast Creates Panic in Atlanta Streets Before Capture.

ATLANTA, Ga., May 18.—A performing lion escaped from his cage at a local theater tonight, made its way through the stage entrance to Myrtle street, in the center of the city, and caused wild excitement before it was driven into a basement and captured by its keepers. The street was crowded with people, who fled in panic, one man shouting at the beast and slightly wounding it.

THE DAY'S DEATH RECORD

Carlos Roloff, Treasurer of Cuba.

Rev. Walter J. Hill, St. Louis.

ST. LOUIS, May 18.—Rev. Walter J. Hill, aged 88, instructor in philosophy at St. Louis University, died today. He was one of the most profound students of philosophy in the country.

NEW ORDER OF TELEGRAPHERS.

MINNEAPOLIS, May 18.—The dissatisfied members of the railroad telegraphers' order, which is holding its annual convention in Minneapolis, today announced and organized the Order of Railroad Telegraphers, Dispatchers, Agents and Signal Men. The new organization is a protest against the action of the existing body in refusing to reinstate L. K. Marr, who was expelled for alleged irregularity. Upwards of 100 were present at the reorganization. Among the officers elected were J. W. Richman, Philadelphia, president; J. R. L. Austin, Denver, secretary-editor.

Outlaws Break Jail.

SHAWNEE, Okla., May 18.—B. W. Franks and David McCullough, charged with the robbery of the bank at Asher, Okla., last Christmas of \$36,000, with another prisoner, escaped from the county jail here last night. The fact did not become known until today. They made good their escape.

IMMENSE STOCK OF FICTURES

At Barrett's Prices 25.

OBSCURE MEN WHO
WROTE INFLUENCE

Supports Assertions of Defendants Who File Answer in Equity Suit.

WRITES LETTER TO JUDGE

Christian Science Leader Declares She Has Attended Personally to Investments and That Suit Was Contrary to Her Wishes.

CONCORD, N. H., May 18.—Counsel for the original defendants in the suit in equity, brought by "next friends," to secure an accounting of the property of Mrs. Mary Baker Eddy, today made answer in the Superior court to the supplemental bill filed by the complainants. They deny that they induced Mrs. Eddy to transfer her property under a trust deed to Henry H. Baker, Archibald McLean and E. J. Parnell, and they deny that the three trustees are the agents or attorneys of the defendants. They deny that there is any combination to surround and seclude Mrs. Eddy or to take charge, possession and control of her property, and they deny that there is any reason to believe that any money or property of Mrs. Eddy has been misappropriated.

A letter from Mrs. Baker G. Eddy to Judge Robert Chamberlain, who is to preside in the case, was filed in the Superior court this afternoon. The letter says: "It is over 40 years that I have attended personally to my secular affairs, to my income, investments, deposits, expenditures and my employees. I have personally selected all my investments except in one or two instances, and have paid for the same."

"The increasing demand upon my time, labors and thought, and a yearning for more peace and to have my property and affairs carefully taken care of for the persons and purposes I have designated by my last will, induced me to select the present trustees to take charge of my property."

The suit was brought without my knowledge and is being carried on contrary to my wishes. I feel that it is not for my benefit in any way, but for my injury, and I know it was not intended to protect my person or property."

STYLE OF WINNER CLOAKS

EDITED ADOPTED BY DICTATORS OF FEMINE FASHION.

Western Manufacturers Decide on Length and Style of Cloaks and Skirts for Next Winter.

CLEVELAND, O., May 18.—(Special.)—Lady readers of the Oregonian are hereby notified that they will wear in the way of wraps next winter. Members of the Western Cloak Manufacturers' Association met in the Hollenden Hotel today and determined what the style of women's suit and cloak wear for the next year should be. The meeting brought to Cleveland the cloak makers from Chicago and Toledo, St. Louis and all the prominent cities in the Middle West and the Coast.

The work of settling arbitrarily upon the female wearing apparel for the next year was no light task. It took the 35 members six hours, from 10 o'clock in the morning until 4 in the afternoon, to do it. The biggest question was length. The makers determined that the loose-fitting cloaks should be 52 inches long next winter. The tight fits shall be from 50 to 55 inches, depending on the size of the form. Short jackets shall be from 25 to 30 inches long in the rough goods. Fine goods are panned.

Skirts shall no longer be designed to attract the eye to other factors in feminine beauty, but will be loose fitting. Hat and headwear will be simple, Chicago and Pittsburg stood out for short skirts fitting every curve of the figure. They were overruled, however.

PATHETIC FIGURE IN CASE

(Continued From First Page.)

talismen that reported in court last Monday was at the close of today's session reduced to a file of 28 men, and it is predicted that another special venire must be called about Tuesday in order to complete the jury.

Today's proceedings showed a sharpening of the contest between opposing counsel. There was an absence of yielding and differences were fought out and left to the court for decision. The ever-changing jury list was composed of men beyond the middle line of life, but the unexpected challenges may change it in any direction.

The Haywood family was absent again this morning, and the prisoner sat alone behind his lawyers. He consulted them frequently as the examination progressed, and particularly on the exercise of challenge rights.

E. F. Richardson took up the examination of Isaac Bedell, a farmer. He had already been passed by the state grand jury, and was also accepted by the grand jury, which was then called upon to exercise its third peremptory challenge.

Walter Shaw, at No. 4, was excused. Mr. Shaw's brother is a member of the State Legislature. As such he voted for Senator Borah, now one of the state's counsel.

No Unions in His Days.

M. H. Goodwin, a lumber dealer, called to replace Mr. Shaw, said he was called on in Maine. Moving to Boston, he took up a trade as a carpenter. "Did you belong to a union?" he was asked. "No, we didn't have such things in those days," he declared.

Mr. Goodwin is apparently 70 odd years of age. Leaving Boston he went to Mississippi to live. "But I soon left there in a hurry," said Goodwin.

"Why did you leave in a hurry?" he was asked. "It was '61," came the reply amid laughter.

Mr. Goodwin said he had formed a tentative opinion jury list was expressly unqualified. He was thereupon challenged for cause by the defense, the state resisting.

Judge Wood denied the challenge and an exception was noted. He was then examined along another line by the defense and declared he did not approve of many of the acts charged to the Western Federation of Miners, and that he had a prejudice against the organization to a certain extent. He could not say but that his prejudice extended from the organization to Haywood as an officer of it. Mr. Goodwin was again challenged for actual bias. Once more the state resisted. The proposition Ruff was questioned by the court, as he declared he knew nothing of the Western Federation of Miners except what he had read in the papers. He stated positively that nothing he held against the Western Federation of Miners would influence his verdict. Judge Wood then upon denied the challenge. The defense again excepted to his ruling.

The next arbitrary challenge was with the prosecution and was exercised by W. N. Rudge, a farmer and Road Supervisor at No. 8. Mr. Rudge had applied to Judge Wood for discharge on the ground that he was unable to do the road of his district in good condition. His application came too late, however, Judge Wood said at the time.

RUSSIANS APPLY THE TERM

Adopt "Undesirable Citizens" as Fitting the Terrorists.

ST. PETERSBURG, May 18.—President Roosevelt's utterances in which he used the words "undesirable citizens" in reference to E. H. Harriman and Haywood, Meyer and Pettibone have just been received here by mail and are attracting wide attention. The phrase has a particular interest for Russia on account of the industrial questions here and the similarity between the murder of ex-Governor Steuneger and political crimes in this country.

TOUR DOWN RIVER

Roosevelt to Go on Tour of Inspection of Mississippi.

FROM IOWA TO MEMPHIS

In Reply to Governors of 15 States, Including Oregon, President Agrees to Join Party Early in Month of October.

WASHINGTON, May 18.—President Roosevelt is planning a three or four days' trip next Fall down the Mississippi River from some point in middle Illinois to Memphis. It will, if made, be with the members of the Inland Waterways Commission, who, like the President, will be guests of the Lakes-to-the-Gulf Deep Water Association. The President will leave Oyster Bay for Canton to attend the dedication of the McKinley monument September 20. The voyage down the Mississippi River will, if nothing prevents, follow. Recently he received an invitation to make the trip from a number of governors. The President has sent to the state executives the following letter:

Reply of President.

Washington, D. C., May 18.—My Dear Governor—I have received the invitation so kindly sent me through the Governors of Arkansas, Florida, Illinois, Iowa, Kansas, Maine, Louisiana, Missouri, Nebraska, North Dakota, Oregon, South Dakota, Tennessee, Texas and Wisconsin, asking me to accompany the Inland Waterways Commission for a trip on the Mississippi, so that I may familiarize myself with certain features of the situation which the Commission has been appointed to consider. I deeply appreciate the invitations.

Let me say a special word of appreciation of the invitations, which come from the Governors of Maine, Florida and Oregon, all of whom, although the states of which they are Governors are not on the Mississippi. The improvement of the river is of enormous importance because of the benefit for more peace and to have my property and affairs carefully taken care of for the persons and purposes I have designated by my last will, induced me to select the present trustees to take charge of my property."

The prosecution exercising its fifth peremptory challenge excused George Gribble, at No. 5. He was formerly a miner and a member of the Knights of Labor.

T. C. De Clercq was under examination at No. 5 when court adjourned until Monday morning at 10 A. M.

Great Agricultural Empire.

The basin of the Mississippi, taken as a whole, from the Great Lakes to the Gulf of Mexico, is the greatest agricultural empire that men have ever cultivated, and an system of water highways is needed to supply any inadequacy of land carriage for the products of this region.

Unless something unforeseen should occur to alter my plans, I intend to accompany the members of the Inland Waterways Commission on a three or four days' trip at the beginning of next October down the Mississippi River from some point in Middle Illinois or Iowa to Memphis. I feel that the problems before the Commission concern vitally not only the people of our entire country, and anything I can do to forward the rapid solution of these problems, and the proper utilization of our great opportunity, is amply indeed to do.

ADDITION STRIKERS' RANKS

New York Longshoremen Resolve to Fight to End.

NEW YORK, May 18.—About 100 strikebreakers employed upon the docks of the Wilson line joined the strikers today. Seventy strikebreakers employed by the French line also marched from the pier and joined the strikers.

Announcement is made that the finance committee of the International Marine Company has approved every act previously done by its officers and has ordered that the strike of the Mississippi River from some point in Middle Illinois or Iowa to Memphis. I feel that the problems before the Commission concern vitally not only the people of our entire country, and anything I can do to forward the rapid solution of these problems, and the proper utilization of our great opportunity, is amply indeed to do.

Major Edwin Hurd Conger was born in Knox County, Ill., March 7, 1848, and was graduated from Lombard University, Galesburg, in 1867. After his graduation he served through the Civil War, when the war he took up the study of law, completing a course in Albany Law School in 1869.

Mr. Conger practiced law at Galesburg for two years, moving to Iowa, where he was farmer, stockman and banker. He served as State Treasurer of Iowa, 1882-5, and as member of Congress, 1885-9. At the close of his term he was appointed minister to Brazil, where he served from 1891 to 1893. In 1897 he was again appointed minister to Brazil, and transferred to China in the following year. During the Boxer siege he was in Peking with his wife and daughter, conducting negotiations on the part of the United States after the capture of Peking by the allies. He was also head of the commission that negotiated a new commercial treaty with China in 1907.

Mr. Conger was appointed Ambassador to Mexico in 1905, but resigned after a few months' service. He was a Knight Templar and a member of the Royal Legion and the Order of the Dragon.

THREE KILLED IN PANIC

Lamp Explodes at Graduation Exercises of Colored School.

FORT GIBSON, I. T., May 18.—At the graduating exercises of the Fort Gibson colored schools here tonight, a lamp exploded on the stage, creating a panic among the 300 negroes, men, women and children present. The audience stampeded, trampling to death three persons. Over 20 others were seriously injured. Their names are obtainable tonight.

The bodies of the three persons killed were so badly crushed that they were hardly recognizable.

Scurvy Rages in Russia.

ST. PETERSBURG, May 18.—The report of the medical inspector in the famine district of Samara and Ufa and in the Turgal Steppes, Asiatic Russia, shows a large proportion of those afflicted with scurvy are children. Since January 15, when scurvy first became menacing in Ufa Province, the case officially registered have averaged 107 daily. The average now is several times greater.

Demand for Dinan's Removal.

SAN FRANCISCO, May 18.—The committee of seven has adopted a resolution calling upon the Chief of Police Dinan to resign because of failure to properly protect the interests of the city during the street strike.

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Trousers \$4 to \$10
Suits \$20 to \$40
Illustration of a man in a suit.

We're Busy!

Easier than we ever were before—and that's the reason we're only using about half the usual amount of space for our ad today.

This being so very busy demonstrates in the most positive manner that the men of Portland like Columbia tailoring.

And no wonder; for we have decidedly raised the standard of tailor work in this town, and we've decidedly lowered the cost—two factors of the greatest importance to men who demand high-class garments, and yet who appreciate the value of money, and the saving that is possible here.

If you're unacquainted with us, we'd be delighted to "break the ice."

Why put off that which is to your best interests?

Columbia Tailors
Elks' Bldg. 7th and Stark.

tion against Columbia is being formed near Clentuego. The cruiser Des Moines has been ordered to the scene to watch for the expedition. This plotter against President Hayes is stated, have purchased a quantity of arms left over from the revolution in Cuba a year ago.

Finish Cruiser at Navy-Yard.

SAN FRANCISCO, May 18.—The United States cruiser California was towed from the Union Iron Works today to the Mare Island Navy-yard, where the big warship will be completed. On account of the strike of ironworkers the Union Iron Works people were unable to go ahead with the almost finished cruiser.

Prince Happy With Humble Wife.

BERLIN, May 18.—The death at Salzburg yesterday of Prince Charles of Hohenzollern-Langenberg recalls a princely affair which has long been forgotten. Prince Charles was the eldest son of Prince Ernest, and was heir to the headship of his house, but immediately after his father's death in 1890 he renounced all his rights to the large family estate, so as to be able to marry Marie Grashof, a beautiful girl of the people. His rights passed to his brother, Prince Hermann, now Viceroy of Alsace-Lorraine.

The morganatic marriage of Prince Charles was solemnized in Paris in 1881. The couple lived in the greatest happiness for 40 years, the wife dying in Bed. The King of Wurtemberg ennobled her in 1880, conferring on her the title of Baroness von Bronnau. Prince Charles was born in the Prussian army and a