CLEARING WEATHER BOON TO FARMERS

Some Chance Given in Valley to Save Crops Believed Ruined.

DAMAGE HARD TO FIGURE

Letup of Rain Proves Great Benefit to Hopgrowers and All Hope Now That Dampness Is Thing of Past Till Fall.

SALEM, Or., Aug. 17.—(Special.)—A heavy rain all last night was followed by sunshine and a clear day for the greater portion of today and offered some chance for the farmers to take steps toward saving some of their crops.

Regardless of the more favorable appearance of the weather considerable damage has been done, particularly to the grain, and farmers are not satisfied that the rain is all past as yet.

Several days probably will be required to place the crops in a condition to handle properly and in the meantime further rains may do irreparable damage.

What the loss has been to the farmers of this section of the Willamette Valley as a result of the heavy rains and drizzles of the past few days it is impossible to estimate, even in round figures, representing dollars. But in many directions the farmers have been hard hit, particularly with their Spring grain.

This respite will be a boon to the hopgrowers if the rain has ceased permanently. There are some of the more pessimistic who say conditions favor more rain, but the one hope now is that the present weather may continue.

NORTHERN IDAHO GRAIN HIT

All Harvest Operations Have Been Suspended in Three Sections.

LEWISTON, Idaho, Aug. 17.—(Special.)—With heavy rains for the past two days that have come at a most inopportune period of the year, conditions in the grain fields of Northern Idaho do not present so rosy an aspect as a month ago. In the fields of the Lewiston country and the Camas and Nez Perce Prairies all harvest operations have been suspended and will not be resumed for several days. The greatest damage that has resulted to the crop is bleaching that comes from the moisture.

"There will be between 25 and 35 per cent less than an average crop," stated D. W. Greenburg, chairman of the State Grain Commission of Idaho, today. "This is due largely to the late Spring rains. There is a heavy acreage of Summer-fallow. The quality, however, will be on an average with former years. The reports from Southern Idaho are favorable and farmers are assured of a heavy crop. Farmers here are reluctant to sell in spite of the lowering of the market. A large majority will hold their crop."

WENATCHEE FRUIT DAMAGED

Dust Followed by Rain Storm Reduces Quantity and Quality.

WENATCHEE, Wash., Aug. 17.—(Special.)—Following the severe dust storm of a few days ago which caused a damage of $50,000 to the fruit crop, rain commenced falling yesterday and has continued for 48 hours. The extent of the damages caused has not been determined, but if the rain continues for another day or two the loss to the growers will be heavy.

Early estimates of 5000 carloads of apples have been reduced considerably. Experts declare the rains will have a tendency to soften the fruit, and interfere with the coloring. This is the first time on record that rain has fallen at this season here.

The first carload of apples ever to be shipped directly from here to Europe left today for London. Fruit shipments to date aggregate 150 carloads.

WASHOUGAL COUNTRY IS HIT

Recent Heavy Rains Do Some Damage, but Are Beneficial, Too.

WASHOUGAL, Wash., Aug. 17.—(Special.)—The recent heavy storm has done some damage in and around this section. The Skye Lumber Company lost about $8000 worth of ties which broke away and were scattered along the Washougal River and out on to the Columbia. The Washougal River rose over six feet. The ties were in a boom at the mouth of Conger Creek and the strong current broke the boom.

C. W. Cottrell's new work on the river for the increase of his water power has been flooded and damaged to some extent. The hay crop has suffered and all standing grain has been damaged some. The damage is offset, however, by the benefit that will be done to late potatoes and all pastures and late hay. The late fruits will also be helped.

CLOUDS BREAK, FARMERS HOPE

Wind Up and Threshing Around Woodburn Likely to Resume.

WOODBURN, Or., Aug. 17.—(Special.)—With weather conditions greatly improved and the wind blowing from the north again and the clouds somewhat broken, farmers have hopes of being able to complete threshing the grain that has been so thoroughly drenched during the past few days.

No especial damage has been done to hops. Prunes and other fruit were not materially damaged. Considerable damage is reported to baled as well as unbaled hay.

STORM DISTURBS CAMPERS

Waldport Is Visited by Loosened Elements—Salmon Run Aided.

WALDPORT, Or., Aug. 17.—(Special.)—A very hard storm struck here Thursday, continuing through the night, causing much discomfort among campers.

A high wind and tide somewhat interfered with beach travel, but it is thought the storm will cause a large run of salmon into the bay.

WENATCHEE TO CELEBRATE

Completion of Big Canal Occasion for Merrymaking September 2.

WENATCHEE, Wash., Aug. 17.—(Special.)—Wenatchee is to hold a big celebration September 20, as a tribute to the completion of the Wenatchee Canal Company's irrigation system in the valley ten years ago this month. The building of the canal reclaimed the valley from the desert stage to one of the most famous applegrowing districts in the world, making possible homes for 25,000 people.

Governor Hay, Judge Thomas Burke and Judge Graves, of Seattle, will be among the speakers. A feature of the celebration is to be the free distribution of Wenatchee fruits to visitors. Invitations are to be sent all over the Northwest. It is probable that an annual event will result from this first celebration.

SPOKANE VOTERS TO SAY

Special Election Ordered to Decide on Charter Change.

SPOKANE, Wash., Aug. 17.—The peremptory write of mandate to compel the City Commissioners of Spokane to call immediately a special election for submission to the voters of charter amendments abolishing the commission form of government was granted today by Judge J. Stanley Webster, of the Superior Court. The writ was asked by T. C. Cooper and other signers of a petition for a charter election. Among other changes the charter amendments would provide a government by a Mayor and ten Councilmen.

The Commissioners had refused to call a special election on the ground that it was contrary to the provisions of the state law and that the amendments only could be submitted at a regular city election and also on the ground that the amendments were really designed to frame a new charter and not merely to make changes.

RAIN MAY BREAK RECORD

Total for Month Now Within .38 Inch of High Mark of 1899.

VANCOUVER, Wash., Aug. 17.—(Special.)—Approximately five times the average amount of rainfall for August has already fallen this month, according to records kept by A. A. Quarnberg, Government weather observer of this city. If, during the remaining days of this month .38 of an inch of rain falls, all records for the past 60 or more years will be broken for August rainfall here. The annual average is one-half an inch. In 1907 it was 1.38 inches, and in 1911, .76 inch. In 1899, the record amount fell, 3.03 inches. To date this year, 2.65 inches have fallen.

The temperature yesterday was extraordinary, not varying more than five degrees during the day, reaching a maximum of 59 and a minimum of 54. Persons are wearing Winter clothing, and fires are being enjoyed in many public and private buildings.

N. B. Coffman Is Delegate.

CENTRALIA, Aug. 17.—(Special.)—N. B. Coffman, of Chehalis, has been appointed a delegate from this state to the Northwest Products Exposition to be held in Minneapolis November 12 to 23. The appointment has just been made by Governor Hay.

DARROW ACQUITTED; TO BE TRIED AGAIN

Jurors Embrace Lawyer, Judge Congratulates Him, When Verdict Is Found.

THREE BALLOTS ARE TAKEN

Prosecutor Says He Will Insist on Trial Upon Indictment Involving Bain, Which Will Be Set Next Monday.

(Continued From First Page.)

when it left the box," said Chief Counsel Rogers, "the jurors themselves say that virtually one ballot was taken, although two others were taken as 'feelers.' I do not believe the District Attorney will be foolish enough to try to convict Darrow after what has happened."

Notwithstanding Fredericks' statement that the Bain case was a stronger one than that on which Darrow was tried, attorneys for the accused lawyer pointed out that it was a much weaker case, chiefly because there was no connection shown in that case between Bert H. Franklin, the confessed briber, and Darrow.

Wide Divergency Indicated.

It is pointed out further that there was a wide divergence in the Bain bribery evidence as given in the case just ended. Franklin testified that he had received a check for $1000 from Darrow with which to bribe Bain and that he had deposited it in a bank from which he drew $500 in currency. A bank clerk testified he gave Franklin bills of the denomination of $50 and $100, while the money turned over by Mrs. Bain to the District Attorney consisted entirely of $20 bills. In explaining this discrepancy to the jury, District Attorney Fredericks said the bank clerk's memory might have been at fault.

Two o'clock next Monday has been fixed as the time for the setting of the trial of the Bain case and Mr. Darrow said that until disposition was made of that indictment he would not announce his future plans.

Instructions Favor Defense.

The case went to the jury today at 9:20 o'clock. The instructions of the court were regarded as favorable to the defendant. The court eliminated the first count in the indictment that Darrow had bribed George N. Lockwood, a regularly drawn juror in the case of J. B. McNamara. The evidence, Judge Hutton instructed, did not justify a verdict of guilty on the first count.

The second count charged Darrow with attempting corruptly to influence a man about to be drawn as a juror.

The court also instructed that a verdict of guilty could not be found on the uncorroborated evidence of accomplices.

"If you find no evidence independent of the testimony of accomplices," said the judge, "you must find the defendant not guilty. Admission alleged to have been made to accomplices by the defendant should not be regarded as corroborative. The testimony of a feigned accomplice, however, does not require corroboration."

This instructin applied to Lockwood.

The crowd that waited for the return of the jurors was composed mostly of Darrow partisans and seemed confident of acquittal.

Judge Offers Congratulations.

When the jurors filed into their seats hundreds searched the faces of the men for some indication of the result of their brief deliberations. Most of the faces were expressionless while one or two showed suppressed excitement. What sounded like a long sigh and a few handclasps followed the announcement of Foreman M. R. Williams that the verdict was "not guilty."

An effort had clearly been made to obey the warning against a demonstration and the spontaneous outburst ended abruptly. With the formal thanking and discharging of the jury, the crowd rushed forward. Golding and Dunbar, of the jurors, embraced Darrow. Judge Hutton was one of the first to congratulate him.

"Hundreds of thousands of hallelujahs will go up from as many throats when they hear of this," said the Judge as he grasped the hand of the acquitted lawyer.

Although the members of the jury declared that they were always of one mind, three ballots were taken, in order, as one of them said, that no "undue haste" would be shown. The first ballot was 8 to 4 for acquittal and the second 10 to 2. The third ballot was a unanimous vote for "not guilty."

There was a cheer in the jury room when the verdict of acquittal was reached that was heard in Judge Hutton's chambers below.

Darrow Makes Statement.

Mr. Darrow dictated the following statement concerning the outcome:

"It has been a long, hard ordeal, and of course I have a great sense of relief at its close. None of those who knew me ever believed that I was corrupt and their encouragement and faith has been my greatest help in this trial. The indictment and prosecution could not have happened except under the tense excitement and strain of the dramatic close of the McNamara case.

"I shall spend the rest of my life as I have that which is past, in doing the best I can to serve the cause of the poor."

District Attorney Fredericks was not present when the verdict was announced. He was visibly perturbed when informed of it.

"I have nothing to say," he said. "We gave the jury evidence which in our judgment was complete and convincing. I think the jury has taken into account what has been said by the defendant's counsel more than they have the evidence. However, we don't quarrel with verdicts. It is our business to present evidence, theirs to consider it."

Mrs. Darrow collected the autographs of the 12 jurors. "They are 12 new friends," she said, "and I will keep them forever."

Trial Outgrowth of Times Cases.

The trial of Darrow was the direct outcome of the trial of J. B. McNamara for the dynamiting of the Los Angeles Times building.

On November 28, 1911, Bert H. Franklin, chief detective of the McNamara defense, was arrested for the bribery of Lockwood. On December 1 the McNamara brothers pleaded guilty, J. B. McNamara to murder in destroying the Times building and J. J. McNamara to dynamiting the Llewellyn Iron Works.

On January 15 Franklin made a confession to Assistant District Attorney Ford that he had bribed Robert F. Bain, the first juror sworn to try the McNamara case, and that he had sought to bribe five other prospective jurors, including Lockwood. The latter had reported early in November to the District Attorney that Franklin had approached him, and from that time he acted under the instructions of the prosecution.

On January 29 two indictments were reported by the county grand jury against Darrow for the alleged bribery of Bain and Lockwood, and upon arraignment the lawyer entered pleas of not guilty.

The trial on the Lockwood indictment was begun on May 15, and just 13 weeks and two days elapsed until the case went to the jury, making it the longest criminal trial ever held in Los Angeles County. During that time approximately 2,000,000 words were transcribed by the court reporters, for which the cost to the county was something like $6000. The entire cost of the trial was close to $20,000.

Many Witnesses Examined.

In the main case of the prosecution, which began with the completion of the jury on May 24, 38 witnesses testified and exactly the same number of witnesses were introduced by the defense. On rebuttal the number of state witnesses was swelled to 50. The prosecution rested on July 8, and the defense ended on August 5, after a lengthy cross-examination of Darrow, who occupied the stand a week. Four days were required for the state's rebuttal, and both sides finally rested on August 9.

In presenting the case against Darrow the prosecution produced evidence purporting to show that in addition to the alleged corruption of jurors, Darrow had been guilty of tampering with state witnesses in the McNamara case. The chief reliance of the defense was that the agreement between the prosecution and defense by which the McNamaras entered their pleas of guilty, was made prior to the alleged bribery of Lockwood, and that there was therefore no occasion for corrupting jurors. It was also maintained throughout that Darrow was the victim of a "frame up" on the part of Franklin and the authorities.

UNION MEN SEND TELEGRAM

Portland Labor Council Members Say Freedom Is Vindicated.

Elated at the acquittal of Clarence Darrow, union men in Portland held an informal meeting yesterday and sent a telegram of congratulation, as follows:

"The union men of Portland congratulate you upon the favorable verdict awarded. The victory is greater than merely a vindication of your conduct. It is a vindication of the principles of right against wrong, freedom against slavery. Our hearts go out to you in this your hour of triumph."

The telegram is signed by the secretary of the Central Labor Council.

WASHOUGAL MILL READY

Work on Lumber Yard Being Rapidly Pushed by Able Men.

WASHOUGAL, Wash., Aug. 17.—(Special.)—Work on the new Washougal lumber yard and mill is being pushed. The new factory building is complete and contains the sticker, planers, band and cut-off saws. A new drier is to be built and the yard is well laid out and large lots of lumber have been received from the Skye lumber mill, seven miles from Washougal. A new boiler-house has been built and other buildings erected.

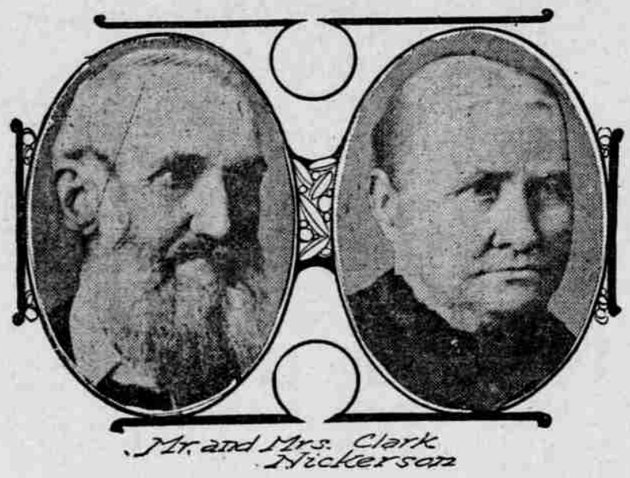
W. J. Waldie, formerly in the lumber business at Hood River, is in charge of the work, ably assisted by two of his boys, all able mill men.

The men behind the new enterprise have considerable capital and expect to build a flume from the mouth of Cougar Creek and flume the lumber from the Skye mill into town. They are getting the right of way with little or no difficulty.

Portland Firm Lands Contract.

WEISER, Idaho, Aug. 17.—(Special.)—Although the City Council rejected all bids for paving Weiser's streets and awarded contracts for waterworks and sewer extensions, street grading and 18 miles of cement sidewalks, it is believed from inquiries that a large number of bids for the four classes of paving will be submitted three weeks hence. On the big improvement job, which was estimated to cost $450,000, 24 contractors submitted bids, contracts going to the Reliance Construction Company, of Portland, for sidewalks and grading, at $117,830; Bird Mendenhall, of Salt Lake City, for waterworks, at $63,984, and G. A. Heman, of St. Louis, for sewer work, at $52,727. Brisk demand is apparent for the district improvement bonds and representatives of Seattle, Denver, Salt Lake, Boise and Portland bonding houses have been investigating the issues.

GRANTS PASS OCTOGENARIANS, HEALTHY AND ACTIVE, ARE FRUITGROWERS.



Mr. and Mrs. Clark Nickerson

GRANTS, PASS, Or., Aug. 17.—(Special.)—Mr. and Mrs. Clark Nickerson, who recently celebrated their 65th wedding anniversary, are respectively 85 and 88 years of age, being among the oldest married couples now living in this county. They were married in Porter County, Indiana, July 18, 1847. In 1874 they came to Oregon, settling in the Applegate Valley upon a homestead.

Mr. and Mrs. Nickerson are quite active, not appearing to be more than 50 years of age.

Mrs. Nickerson has a sister living in this county who is 92 years of age. Mr. Nickerson, until recently, was engaged in the mercantile business in this city, but at present is attending to a half-acre tract, on which he takes great pleasure in raising berries and other fruit.

OUT-OF-COMMON TALES OF LIFE IN THE FOUR CORNERS OF OREGON

How Poison Creek Gets Its Name Is Told—Splendid Asters at McMinnville—Figs Grow in Umpqua Valley—How Timber Wolf Foils Trapper.

Fallen One Nourishes Young Ones.

QUINABY—Among the natural curiosities of interest to visitors to this section, is an ash tree, which struck by lightning, has laid upon two supporting stumps for 20 years, and out of which six young trees have grown to a height of 30 feet, according to the Salem Statesman. The tree, which is on the old Kaiser farm, now owned by the Hon. M. L. Jones, does not touch the earth and so cannot draw nourishment from that, but the entire heart of the original ash has been given up to the younger trees, one of which died this Spring when nourishment from the mother tree was exhausted.

Rival to Finney's Turnip.

PENDLETON—The "Mr. Finney" in this case is no other than the Rev. J. M. Cornelison, Presbyterian missionary on the reservation and his turnip is a "whopper" to be sure. It is a pink top turnip and it measures exactly 31 inches around and weighs 16 pounds, according to Mr. Cornelison. The turnip was found growing behind Mr. Cornelison's hen house at the Tutilla mission, says the East Oregonian. It was a "volunteer" turnip and had neither cultivation nor irrigation. The turnip seems to have surpassed in all respects the one made famous by Longfellow's first poem.

Loganberries Big Crop.

BROOKS—Since the beginning of the loganberry season six weeks ago, 34,000 crates of berries have been shipped from this station.

When the season closed Saturday it was found that 37 cars, carrying 400 tons, had been turned over to the Portland cannery, $31,000 being the tidy sum growers received from this source alone. These figures do not include berries dried or sold in the open markets. The Aspinwall farm contributed 125 tons and the Bales yard was another large producer.

9000 Pounds of Honey.

PRAIRIE CITY—John Flock, of Prairie City, returned from Burns Sunday where he delivered a ton of honey. Mr. Flock has 101 stands of bees and this year has extracted 9000 pounds of honey. He will return later in the month with another ton of honey, says the Canyon City Eagle.

Old Bill, Horse, Is Dead.

PRINEVILLE—Old Bill, one of the best and smartest old horses that ever drew a breath, has laid down and died. Old Bill must have been at least 30 years old, and long has been seen on the streets of Prineville hauling a cart of compost from the Hamilton stables to the dumping ground north of Ochoco, a driver not being needed, as old Bill knew the way just as well without one, says the Review. All he needed was a man at one end of the trip to load and one at the other end to unload. He will be greatly missed.

Fountain Presented to Barlow.

BARLOW—Miss Mollie Barlow has presented a beautiful drinking fountain to the city of Barlow. The fountain has been needed for years and the gift by a former resident is highly appreciated, says the Oregon City Enterprise. The fountain is 15 feet high, and is a most attractive ornament to Barlow. Miss Barlow is the daughter of the late Mr. and Mrs. William Barlow, well known and prominent Oregon pioneers, from whom the town of Barlow received its name. Miss Barlow is held in the highest esteem by all the residents of Barlow, where she made her home until her removal to Portland several years ago.

Poison Creek Well Named.

BURNS—Many persons wonder why the stream coming from the mountains into the valley east of Burns was named Poison Creek, but the reason was explained to the News a few days ago. Along the banks of the stream wild parsnip grows plentifully and in the Spring when the ground is soft the stock can easily pull up the stuff by the roots. It is poisonous and causes the loss of many animals hence the name and also the necessity of herding or fencing stock away from it.

Timber Wolf Rivals Fox.

Medford Mail-Tribune.

MEDFORD—The fox, with all of his accredited cunning and subtlety, has not a whit the better of the Oregon timber wolf. According to Charles Wilkinson, a trapper in the Dead Indian country, the wolf has in addition to a great strength, almost human intelligence.

On one occasion traps were carefully laid around a hollow stump, which had been baited and holes left in the stump showing the meat, Wilkinson tells the Mail-Tribune that the traps were covered with snow in front of all the holes, effectively commanding all possible entrance to the bait. However, when Mr. Wilkinson arrived to inspect the traps next morning he found that they had been dragged to one side and the bait gone.

At another time the wolves dug under the traps and obtained the bait without springing the trap. Mr. Hammersley, the Government hunter, who is in that section is having the same lack of success and the cattlemen are daily complaining of their losses.

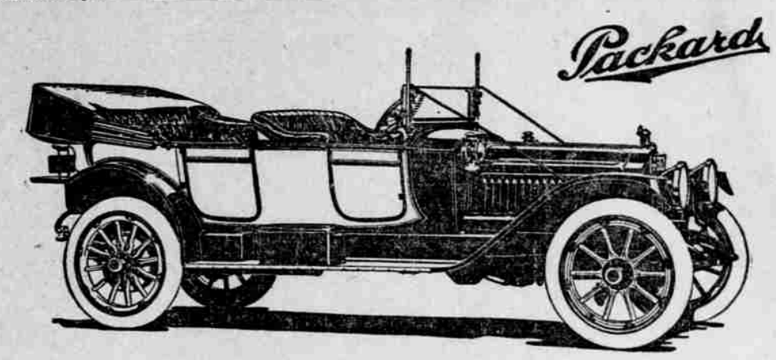
McMinnville Has Fine Asters.

MCMINNVILLE—The finest field of asters in the Northwest grows near here. They are at the place of Herbert and Fleishauer, of this city.

Two floral experts made a visit here last Sunday especially to see the asters of which so much has been heralded abroad, says the McMinnville Register. They were S. B. Hendee, of Hendee Bros., florists, of Milwaukie, Or., and William Schaumann, formerly of W. Atlee Burpee Company, at their Fordhook Seed farms near Philadelphia, Pa., now with J. J. Butzer, of Portland. Both gentlemen were profuse in their praise of the choice specimens now to be seen in full blossom in the gardens and specimens were taken to Portland to place on exhibit at the Forests' club meeting in that city.

Figs Grow in Umpqua Valley.

ROSEBURG—That figs will grow in the Umpqua Valley is a settled fact. There are a number of persons who have one or more trees on their premises, and each year a crop is produced. The News declares no particular attention has been given to the cultivation of the fruit, but from the many evidences of its adaptability to this section there will no doubt be many figs set out by orchardists in the near future. The latest proof that figs do remarkably well in Umpqua Valley comes from George Neuner who resides near the river west of the railroad, and recently he sent a fine display of figs to the News office.



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