

TESTIMONY LOOKS BAD

FOR DR. VAN GESNER

Portland, July 11 .-- Aside from the testimony of bot has broken all records.

VAN GESNER."



COWBOY SPECIAL

Alsupareque, N M., July 10 .- The

Santa Fe special chartered by Walter

the rectrd between Los Angeles and

Chicago, reached here at 0:32 this morn-

ing and remained just long enough to

change engines and take on 100 quarts

of champagne and other liquors. Scott

paid for the liquir with a \$500 note. The train is 50 minutes behind schedule,



VOL. XXXVII

ROSEBURG, DOUGLAS COUNTY, OREGON, THURSDAY, JULY 13, 1905.

PLEA FOR NEW TRIAL IN **BREAKS RECORD** SENATOR MITCHELL'S CASE

Defense. Heney's Reply. Demurrers Overruled.

John H. Mitchell's motion for a new [of not guilty directed on the sixth count, [his faithful clerk, Miss Mary A. Mee,

a (d the act of the Congressman in writing the numbers of sogine and presented the engineer and "states and ex-sensor. Thurston and general cordist returned on an indictt ict Attorney Heney to show the relations between Dr. were iced and engines changed. The failure of the Government to detunent be treated as so much sur-

Genner and Christian Fenerhelm and the knowledge of the average time from Albaquerque over prove that Senator Mitchell received a pinsage. defendant, was the most interesting piece of testimony in the steep morita Pass, the heaviest on ince, was 44 1-3 miles an hour.

dictment, furnished the principal ground there was a count upon which no proof That timber claim of yours and all the balance, I have got having covered 221 miles from Kansas contended and the District Attorney such a verdict the rights of the defend-

to throw them up. I am sure we would get into trouble City in 251 minutes. He is now 1 hour proved this allogation. The defense deproved this allegation. The defense des "And there is another reason. It is clared that there was error when the impossible for counts to determine what turned down on them. I know that Mr. Moody and The Chicage, July 11-Scott's "Coyote" jury was instructed that it might return reasons move juries to return the ver-Dalles Land Office are laying for us. I do not want to get into trouble over them, and don't want any of my friends schedule prepared by Santa Fe officials proven, the general verdict covering all go before a jury the courts have never

> hands and grant a new trial. What Were the Influences?

prove this count, that such evidence as verifiet upon any one or all of th was introduced in its relation was for counts or a general verlict on the inthe sole purpose of showing knowledge, dictment?" Mr. Thurston real exten and that the jury hat been informed sively from legal authorities to sho three or four times that the Government that it had been held to be error when

Successor of the Late Secretary of State John Hay



ELIHU ROOT, LAWYER AND STATESMAN.

to have been committed, shall defeat the tor Mitchell had been indicted for sol

historic verdict against Senator Mitchell, ornation of perjusy of his old low parts

OREGON STATE TROOPS DRANK CARBOLIC ACID BY MISTAKE Dr. Jesse Hinkie, an old time and re-

Plaindealer.

spected extrem of Jack on county, and for Central Point, where he also conducted a drugstore, died Thursday afternoon at 4 o'clock. Dr. Hinkle, who was 77 years of age, had been accustomed to take a does of brandy from a bottle which he kep* on a shelf in his drugetore. Thursday at noon he started to go for his dinner, but turned and remarking to

verifict will stand and the defective in- thought was brandy took a potation

tor died at d whelewik.

Dr. Hinkle was formerly from Meriwithin the past year. His funeral took place Friday.

of about \$1000, which by will he has bequeathed to his clerk, Miss Mee, who

was as a daughter to Dr. and Mrs. Hinkle, now both deceased

JAPANESE GLAD TO GET SAKHALIN

Tokio, July 10 .- The announcement interest, the object of the assembly be- part of the companies will be on the tar-

careakorsk, followed by the northern camp life, for which they are paid \$1.50 organizations will take their turn at the light of the garrison, has been received for each day at the camp. fiesdles butts. Suppr will be at 5:25, and the aith great satisfaction by the Japanese Company D of Roseburg there will be at troops will form for dress parade, the he landing of the army at Saknalin the encampment Companies A and C, of prettiest ceremony of the day, at 6:15. marks the first entry of the Japanese Eugene: L, of LaGrand; D, of The When there is no parade, the ceremony non Russian territory proper. The Dailes; I, of Woodburn, M, of Salem: of retreat will be observed at sunset. Japanese have expressed themselves G, of Albany, B, of Ashland; Troop A. Tattoo will sound at 9, call to quarters pleased to be again in possession of the of Lebanon, and six companies from at 9.45 and taps at 10 o'clock. sland, declaring that they have long Portland. tell that the bargain under which they One pleasing prospect for the guards- bein's orders for the regular tours of

disputshed the place 40 years ago was nearlishectory. The Japanese express the belief that ey will specify control that entire grounds that the boys in khaki may tions of this order and all other breaches sland, as they regard the garrison there constitute a feature of the centennial. being incapable of serious resistance. ROUTINE OF CAMPU. ad are confident that it will certainly is captured.

nind from the start, and that was that and good work accomplished, and yet ideal one, and it is expected that this the tovernment had from the start it. the work will not be so ardnone but that deal one, and it is expected that this vear's encampment will prove one of the formed the jury that there had been the men will have rienty of time for best that the Guard has ever held. or recoment made as charged in the

adictment, and that there would be no. "When some evolutive was offered," Booth-Kelly Lumber company and until within the last few days, gave effort made to prove its "When some evidence was offered," some kind of a big yield. Some kind of a promose of a big yield. Some kind of a pest, however, has attacked the vines, and the melon growers have not as yet in ovelege, and that alone. The jury during the summer. By the forest fire been able to determine what it is that is cas advised those or four times that hill timber rangers are appointed by causing the damage. A vine will be in the toucernment would not attempt to tive the sixth count, and I cannot

GO INTO INCAMPMENT Evidence Brings Congressman Williamson Into South the "Crosses Cowboy," to break Objections and Exceptions of Attorneys for many years a practicing physician at At Gearbart Park. Company "D" Joined the Troopers at "Camp Lewis and Clark."

Dates med.

The most widely read newspaper oublished in

ii Oregon and consequently the BEST alver-medium. Large, modernly equipped Job r department in connection. Katablished Subscription, 52 per year for Semi-Weekly.

No. 56

Roseburg Plaindealer

Amid the cheers and farewell greetings of wives, sisthree witnesses to having met and conversed with Con-tressman Williamson relative to filing on timber claims sout maket to the claims sout maket to the form the to a second sout maket to the form the claims sout maket to the form the claims sout maket to the form wals to his home, he went to the shelf nual encampment at Gearheart Park. The roster of those ticir claims for them, the following letter, read by Dis. ineman with a \$20 gold piece each and ladge Bennett on the side of the Senafrom it and drank it before he realized W. Haynes, 2nd Lieut. H. C. Slocum, jr., Sergts. Z. N. that he had made a mistake and taken Agee, P. A. Webb, M. F. Wright, F. G. Stewart; Corporals payment from Kribs on January 4, 1994, "But when it comes to a verdict re-as charged in the sixth count of the in-turned upon an indictment in which next to the brandy. He at once saw the next to the brandy. He at once saw the seriotsness of the situation, and his own Houck, J. A. Buchanan; Musician Thos. Carlon; Privates "Princyille, March 12, 1905.—Christian Fenerhelm: Fort Madison, fowa, July 11.—Scott's upon which the defense predicated its was offered, the verdict should be set side and be set aside and be set aside in toto. For by made to relieve him but without avail. and after suffering agontes, the old doe- Gas, Dowell, Ferguson, Fraley, Gaddis, Goodman, Hedgpeth, Chas. Hedgpeth, Harpham, Johnson, Jones, King, Kidd, docia, lilinois, but had resided at Cen. Kirk, Leavengood, Long, Marks, Miller, McNamee, Ostral Point for 20 years. His wife died mondson, Ragsdale, Ryan, Short, Sawyers, Thomason, Wilson, Winston, Buzzell, Hildeburn, McWilliams, Rast, El-Dr. Hinkle left an estate of the value more, McLaughlin; J. Hamlin, cook; Edwin Moore, mascot.

> Gearbart Park, at which the state recreation and amusement. Reveille will militia will camp ten days, is said to be sound at 5:20, and after setting up exeran ideal ground for the purpose, cool cises the men will breakfast at 6 o'clock. and shaded, but with plenty of open From 6:45 to 8:15 the troops will drill, ground for drill work. Guardmount will be held at 8:45, and The camp will be known as "Lewis from 10 to 11 30 the soldiers will drill by and Clark Camp' and will be under the hattalions. Dinner will occur at 12:20, command of Col. C, N. tiantenbien. The annual encampment of the Na- for their own amusement, of course sub-

tional Guard is an event of considerable ject to the regulations of the camp. A the landing of a Japanese force at the landing of a Japanese force at akhalin Island and the occupation of tics and give the men a taste of actual ment being made whereby the different

Provision is made in Colonel Gantenjacent to the Lewis and Clark fair without permission, and to punish violaof military discipline the delinquency court will convene every afternoon at 2

The orders of the day are arranged so "clock. Major John May has been that considerable drilling will be done named as delinquency court officer.

The Weyerhauser Timber company, | The melon crop of Josephine county, individual timber owners, by county perfect vigor and within 24 hours will

quish your claim

the Williamson trial today:

Fortland, July 11-- Exonination of defense the witnesses of this proscention in the This witness was followed by Frank When the big engine came to a stand-Will amond and ir not more reactiones. Ray, where this was similar to the others, still a mole of 3000 fought like demons The evidence off-real reals to show in already tool. He had been induced to to get a first look at the Crossus of plud contracts between entrymen and takenips timber claim through Green Death Valley who is intent on eratterdefendants to turn their lands over fleard, his father indiaw, who, in turn, ing his wealth in thorough. Western many mail practs were made. 3 S Williamson felt the first direct nor His story was in the main a reper cameras fought to get near and get a was not expecting to prove the sixth ever a general verlict had been re breath of the government's case against fillon of those told by other witnesses. him yesterday all rmon, when John S. Lay was followed by Frank S. Wat come the millionaire miner was Mrs. Watkins testified in the foleral court kins, who brought the name of Mr. Martha Breit, whose huchand was an that he had most the congression in the Williamon into the case for the first old friend and cloum of. Scott's when he

the Deal. Van Gesner's

Letters.

weasts near Privacille, and that Williams time, but whose story was otherwise the was a late member of Buffalo Biff's sim had taken his styleyds from him same as three that had been told bes Wild West show. After the lady gave a and entered in it the descriptions of the fore. He had seen Biggs and had spreed resounding smack on Scott's theek the fund he de ired him and his wife and to take up claims and to induce some of latter posed for a picture with his dog, a brother-in law to the upon under an ince his relatives to do the same. He had our picked up in the streets of Los plied contract to deliver the status, or been breed to relinquish, and had been Angeles.

the firm as soon as patentel. The with summoned to appear before the grand Scott was corrolled by a crowd of ness further testified to his facil con- jury. That was about the whole of his newspaper men and announced be tract with the firm of Williamson & story.

to show the film for a similar of a structure of the system of the jury when the film of the system of the system of the jury when the lake Show of the structure of the system of the s dent to securing the chaim out of his handmering of the property man in the would not undertake to get him to New own money, in order that he might glass corridor forced the correction adjourn for. York in best than its house. It is doubt avoid illegality, and keep himself clear the day, in hopes that the noise would fullif any road will accept the thirteenof the law. It was the first rightening convert Crane apparently has the same hour challenge, of the web which the prosection manner story to tell, of how he met Biggs, was Before leavin ises to weaks around the three default entroid by the promise of \$75, and not others in filing on timber land deads and trainmen for the conforts of ALL-

The rest of the session of the afters. His take commonwes the same as the the trip, and the honor of breaking the noon delayed as it was by the grant tor of those already, unfolded, and peord. The special encoded 2240, and + ment upon the Mitchell, notion for a promises nothing newnew trial, followed the lines shown by DISCOUTEFACT WILL DRAFT

the witnesses of the proceeding days: Portland, Or., July 12 -- Evidence was Henry 4. Deard, the mountaineer presented at the trial of Congressmant and magnificent tips to his attendants. whiceonfessed on the previous day of Williamson and his co-defendants to trial how he had perjured housed, he day, showing that the firm of William fore United States Countrisioner Higgs, son a treamer borrowed money to pay JOAQUIN MILLER in order to file upon the claim assot out, the cost of proving up on timbe

shot at Scott. The first person to we

would try to get a 13 hour train to New

Before leaving his private car Scott made a sussish thanking the railway of

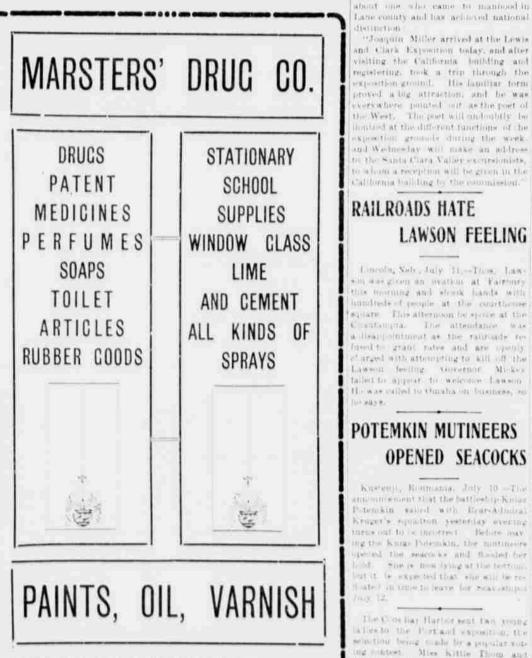
in 45 hours and 4 minutes, which is 12 hours and 52 minutes botter than the provides record of a special. The run cast scott \$5500 pins the champagae tail

into an express wagon with its floring notice of protection by United States injunction, guarded by four policemen, and was driven rapidly to his hotel.

to get into trouble. You go before Mr. Biggs and relin- for the run from Los Angeles to Chicago. costs must, as a matter of law, fail to refused to take the case into their own Scott escaped, the crowd by jumping the ground. What Government Admits.

District Attorney Heney answered that ["Who can tell what influences were the Government had announced from exerted upon the jury by the record the very first that it did not expect to mendation that the jury could return a

li Greatier, was claims filed by 45 persons, at this related to the stand for the rest of the stigation. Insinuations were made crassesamination by Judge Bennett Heney that the defense had been tan The evidence of the actions was a repose period with witnesses. The prosect tition of that in first direct examination. If in is expected to conclude this more brought out under the cross-time of they ang-



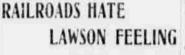
Best grade of family flour, Bushford's Read the Plaindealer for all the News and the News

AT EXPOSITION

This is "Western Authors' Week" at in Levis and Clark Exposition, in angulation to Pacific coast literary Monday's friegram bad this mutan about one who came to mannood in are county and has achieved national

"Joaquin Miller arrived at the Lewis count. Wherefore, argued the District turned on an indictment containing a and Clark Exposition today, and after

visiting the California building and Attorney, the pressure of this count in defective count. The next matter upon which 1 ad-registering, took a trip through the findant's interests. The next matter upon which 1 ad-fendant's interests. Whether this state of facts and the re-tributed to regulation, "is the prepaleting remarks." verywhere pointed our as the poet of marks of District Attorney Heney relas made by the District Attorney after to West. The poet will underfully be true to the unreturned indictment our type were sealed to the effect that an the West, the poet will uncloubly be ionized at the different functions of the exposition grounds during the week, and Westmeday will make an address is the Santa Chara Valley excitionists, is when a receiption will be given in the information of Brue's American power to which as the introduction of Brue's American a the state definition will be given in the information of Brue's American power to which as the introduction of Brue's American and the which as the introduction of Brue's American power to which as the introduction of the trial, effect of this remark. But it came on and the marginal the time of the trial. and the various other contentions of ers, the jury with tremendous power on th "altionnia building by the commission." for declared by counsel for the defense authority of the Government that zena



wat this morning. He tooked canonical and and a submit for Your Book and tired of it all as he sat there with whether Your. Honor's instruction Loncoln, Neb., July 11.-Thos. Law- mines crossed in his characteristic artic completely removed from the minis i uses given an ovation at Fairwary full-and watched closely the effect of the jury the effects of Mr. Hency Loncoln, Nab., July 11 .-- Thos: Lawis morning and should hands with onchword on the face of Judge De Has remarks. It came from the District numbreds of people at the courthense wen. But the face of the court was a Attorney, the only man who is in a sphare. This atternoon be space at the mask. He heard the arguments of the position to know what passed in the

Constanting a. The attendance was prosention and the defense all e but grand bury room, and it came as in a description must as the railfourie re- betrayed no sign of his opicion on any authority of authorities, and an profreed to grant rates and are openly statement afford by either sile, nonneed prejolicial to the defendant's interests. aween feeting toovernor Mickey Whencourtopened Monday merning

Objects to History.

alled for appear, for welcome hawson becommand Thursons announces that in the senator fromston also raised an

ther, Judge Tanner. It was id lasing

the way called to thinkha on business, so connection with a solution for a new trial objection to the introduction of hences anatomication and soil that he had n a notion for arrest of infigment had History of the United States Senate at Jonor that were Judge Belinger alive been find and which would be submitted (the time of the trul) without argument. Excemator threes, (1) desire even to say you conclude that there had been erton then began lineargoment for a new to a decision revolved survey in this rest, and no scener has been filed by

trial. He sold that of the seven compactance by the tate temented Junyo Jia (the 'to versional' Nothing stands in the indictment on which, Senator inger on a please anatoment. They against one pleas and the court relief Mitchel was tried, there were five which its, it structure to use, there were cards be on on the ground that we had no charged as many separate and doring? Festerior, and such that it would be right to be a rise in abatement, and Kustenit, Rommania: July 10 -The are. There was no authority upon stand scrubian by an appendic frontial, that they way for us to proce

memory to at the battlost pekinar, the statute, the sonator saily for groups. The reaction abottoment was interpresed terrikin sailed with Hear-Admiral ing together the various disness charged to true : qualiton yesterilay evening in the influtions against Mitchell. They is solatile frome or recorded the concerner. Before tear of Warmow come to a question," and or title act dorth in the plan if all the og tie Kinge Potenkin, the motimeers Mr. Thurston, which I do not believe, next, and then preced to say that som Hepot to the dry during his argument second the searches and floaded for Your House understood at the time you could bing on acceler to the pleas on the in the ground that they acceler prejudi-She is non-lying at the bottoms charged the jury. It is charged herein records of the court was assumbles of such things of the second them was the tothe expected that she will be resulted with the result of an antipolity that on Langary 4, page addition in against the plana is abatematic statement mode to Mr. Hence, near the ated in universide each for Searchiper detectant received 65% from Kriter. In Communicatinguitered in the measure of control the tria that Semantic Mitchell's is aloged that three separate parments the control beining to be end the right house should an income of \$18,000 a

constituted distinct and separate and of a trial to just on the growthm of a year, At more much adjourned until 2 The Cons has Hartor sent two young In develops, and I think the District, pleasing above sent.

The Close has Harbor sout two yound attempts and 1 think the District Attempt with Attempt will confess that there was also interface in the dominant was also interface in the cases of the Entropy will be by a popular was also interface in the close that there was also interface in the cases of the Entropy will be by a popular was also interface in the cases of the Entropy will be by a popular was also interface in the cases of the Entropy will be by a popular was also interface in the case of the Entropy Supports Version. The dominant states against second to be popular was also interface in the case of the Entropy will be be according to the second to be popular was also interface in the case of the Entropy Supports Version. The declared the second to be popular was a single popular was a charged in the case of the Entropy Supports Version. The declared the second to be popular was a single popular was a charged in the case of the terms of the second to be popular was a single popular was a charged in the case of the terms of the second to be popular was a single popular was a charged in the case of the terms of the second to be popular was a single popular was a single popular was a charged in the case of the terms of the second to be popular was a single popular was a charged in the case of the terms of the terms of the second to be popular was a single popular was a s Hest grade of family flour. Exclided's Question of instructions. The only response he had to instruct to Wegner, charged with comparative de Thile of Douglas' at only \$115per Mr. Thurston said that an instruction 'the new platot offered by the belows fraud the to communit, this morning en-"had been asked that there be, a variant was what had been suggested to firs need a power non-genty.

Bennett Speaks. Judge Remote then addressed th court on Vehauf of Mitchell to supple

norit the argument of ex-Senato mustion. His paterned to the plea in

Beney Quotes Thurston District Attorney Henry read the must be asked for Senator Thursto or to why an indictment had not been erroge Congarnet Semator, Mitchell fo anomation of perguey, and declare

tost by the form of the question and the materies of corned his had been interpol to show why an indistment

ave been imposed upon in this re-

"Now as to the statement made in

be closing argument that the grand

ury had returned another; indictment

against Senator Mitchell. That was

spuvalent to saying that the 21 men

onstituting the grand Jury believed

"When the attorney for the defend

ant has hinvelf crimical the issue by

asking a question, the court may allow an answer. The Supreme Court of this state and of the United States has held

that an objection must be made at the passib has been finished. The objection

The rights of the defenant were not mined by the remark, for the reason

that Tanner had been on the witness

stand and told the whole story, and the

most it could have done would have

oven to aid the jury in believing Tan

mned in this case came too late

າຍະພັກ

Tanners' testimony

MARY TEADINGSY

had not been returned and that he lei

natified an answering it as he did:

Every shareholder in the ROSEBURG ROCH-DALE COMPANY is purchasing groceries from him-

self cheaper and better than he could elsewhere, and at the end of the year takes home to himself the profits on these purchases. This is the Cooperative way.

DO YOU SHARE IN THE PROFITS OF THE GROCERIES

YOU PURCHASE? IF NOT, WHY NOT?





