# **OCTOPUS ACQUITTED**

## **Charge of Receiving Rebates Not** Proven by Government.

## **ATTORNEYS ARE DISHEARTENED**

## Jury Acquits by Order of Judge-Decision of Appeal Court Makes Conviction Impossible.

Chicago, March 10 .- "Not guilty." This is the result reached yesterday in the government's famous suit against the Standard Oil company of Indiana. The suit wherein the defendant company at one time faced a fine of \$29,-240,000 at the hands of Judge Landis on a charge of having accepted rebates from the Chicago & Alton railroad, came to an end abruptly. Judge An-derson, before whom the case was brought after reversal by the United States Court of Appeals, instructed the jury to find a verdict of not guilty.

Judge Anderson's decision was not altogether unlooked for, he having previously announced that the proof relied upon at the first trial was incompetent and it was with something of Attorney Sims and his assistants attempted to show the admissibility of the Illinois classification to prove the existence of a legal rate of 18 cents. This was a vital point in the government contention. Assistant District Attorney Wilkerson admitted that the prosecution could not supply the proof deemed necessary and suggested dismissal. John S. Miller then moved for an instruction verdict of not guilty. This was ordered.

As to whether prosecution on seven other indictments still pending against the company will be instituted, Mr. Sims would not express an opinion, stating that this rested entirely with the attorney general.

### WOOL STORAGE HOUSE.

#### Growers Form Company and Start Building at Chicago.

Chicago, March 11 .- The election of officers of the Warehouse & Storage company, and the laying of the corner stone of an immense warehouse, which, when completed, will accommodate 25,-000,000 pounds of wool, were two steps taken today in a movement to make this city the wool center of the world.

J. E. Cosgriff, of Rawlins, Wyo., was chosen president; A. G. Leonard, Chicago, vice president; R. B. Thomp-

acres of ground. It will likely be which was reported early in the week good and will stand the test of the ready for occupancy May 15, in ample as drifting without masts off the Vir- courts. ear's clip ginia coas

## Remaining Standard Cases Desperate -Rebate Law About Dead.

SMALL HOPE IN TENNESSEE.

Washington, March 12,-The officials of the department of justice today again declined to discuss what further action woud be taken by the government with respect to the several other criminal cases against the Stand- Government Will Stock Klamath Resard Oil company for accepting rebates now pending in the courts for the Northern District of Illinois. It is understood, however, that Messre. Wilkerson and Sims, the government attorneys, will come to Washington within the next few days for a conference with Attorney General Wickersham, when it is presumed a course of action will be decided on.

The decision of the court in the \$29,-240,000 fine case leaves still pending in the Chicago District court three double cases, in which two separate grand juries have found indictments. These three double cases are understood to be similar, if not identical, with the case decided yesterday.

Consideration already has been given by government counsel to the case of the United States against the Standard Oil company, which shortly is to come to trial at Jackson, Tenn.

The indictment in that case contains 1,500 counts, the specific charges being that the Standard shipped from Whiting, Ind., to various points in the South 1,500 or more carloads of oil on which concessions in rates were made by the railroads.

The decision of the Circuit court a Chicago is not binding as a matter of an air of hopelessness that District law on the Tennessee judge, who may try the case, as he is not in the same circuit, but it is considered likely that he may follow the Chicago court so far as the two cases have similarity. The Tennessee case probably will be heard by Judge John E. McCall, of the western district of Tennessee.

## WIRELESS TELLS OF WOE.

Atlantic Stations Pick Up Fragments of Appeal for Help From Sea.

Boston, March 12. - Another sea tragedy has been revealed to naval operators at the government wireless stations at Charleston navy yard and Newport by fragmentary messages received through the ether. Whether the breaks in the message are caused by the distress on board the vessel sending them or not is not known. Not the technical ground that the clause enough has been received at either sta- fails to declare that an emergency this is likely to prove a strong impetus tion to locate or identify the craft in trouble.

"In distress, notify life-saving stations-west-south-east-," is the

fragments of a message about the same about May 20. Consequently water time which were in effect that a vessel was drifting in distress off the New Jersey coast. The word "Trainer" was among other unconnected words received and this led to the supposition son, Chicago, secretary and treasurer. that the message might have referred E. Chamberlain. It is the opinion of The building will occupy nearly two to the schooner "Ann B. Trainer,"



OPEN SILETZ LAND.

Subject to Entry in April.

and Receiver G. W. Bibee, of the Port-

vation will be subject to application

m. two days later, Thursday, April 22.

Notice that the survey of these two

7 south, range 9 west, will be thrown

The lands thus thrown open to entry

includes some of the most valuable

vey. In the meantime many squatters

Portland-Register A. S. Dresser

## INDIANS GET CATTLE.

ervation With Fine Herd.

Klamath Falls-Under what is officially known as the McLoughlin agreeland land office, announce that two and ment with the Klamath and Modoc Inone-half townships in the Siletz reserdians, which was approved by congress about three years ago, the authorities and entry next month. Legal applicaare now advertising for 6,000 head of heifers of Durham stock, 2 and 3 years tions for the entry of sections 19, 20, old. If these can be had for division 21, 22, 23, 24, 25, 26, 27, 28, 35 and 36, among the Indians to be placed on township 6 south, range 10 west, will be received at the land office in this their fine allotments it will put them in a position to realize handsomely city beginning at 9 o'clock Tuesday from this productive addition to their morning, April 20. Applications may wealth. The Klamath reservation also be made for entry on lands includ-with its area of over 1,800 sugare ed in the south half of township 6 miles is not excelled elsewhere on the south, range 9 west, beginning at 9 a. coast either for meadow lands or upland pasture.

half sections has been approved has The McLaughlin agreement under which this purchase is to be made agbeen received wby the local land office gregated \$537,007.20, more than half officials. On March 23 all of township a million, which they were entitled to open to entry on the same conditions. as indemnification for over 600,000 acres of lands excluded from the reservation by an erroneous boundary survey. They were to receive a cash timber in the state. Formal entry, settlement and improvement of these payment of \$25,000, which was paid them two years ago, and \$350,000 was lands has been held up for a number of placed in the United States treasury to years pending an approval of the surdraw 5 per cent interest, this interest to be paid annually. Of this deposit have taken possession of quarter secthey can, on properly signed and ap- tions of land and have done much towards improving the same and estabproved petition, draw annually, if they wish, 10 per cent of the principal. lishing a home thereon. Under the From the deposit they have drawn inrules of the general land office reguterest for two years and for the fiscal lating filings on this land, all bona fide settlers will have 90 days in which to year ending June 30, 1908, drew \$35,make formal entry on the particular 000, or 10 per cent of the principal.

From the difference between the full tract on which they have been living At the expiration of that period the total of \$537,007.20 and \$350,000 deland becomes subject to application posit this purchase of cattle will be and entry by any American citizen. made, also agricultural machinery, etc., without drawing upon the deposit in the treasury which draws interest.

## WATER CODE FAULTY.

Present Effectiveness Denied by Some on Account of Emergency Clause.

Salem-Attorney General Crawford is of the opinion now that the emergency clause in the irrigation code is defective. He bases his opinion upon which has been awarded for this year pared. exists, as has been required by the Oregon Supreme court. If the view

way the message was read at Newport. ex-Governor Chamberlain are void and rights in Oregon are still open to plunder by ruthless corporations.

The emergency clause in the water code was framed by Supreme Justice Will R. King and ex-Governor George the Supreme justice that the clause is

## DEAD EXCEED THIRTY.

Disastrous Effect of Tornado Which Swept Brinkley, Arkansas.

Brinkley, Ark., March to people were State Treasurer Christiansen Brinkley, Ark., March 10 .- Thirty injured and property worth \$1,000,000 was destroyed as a result of the tornado that wrecked this town. Two and One-Half Townships to Be

The tornado shrieked above the city only a few minutes, but its work of CONFESSES, THEN GOES TO I olic church, standing directly in the path of the storm, alone escaped damage. It has been converted into a

hospital.

The prnicipal streets are impassible and are piled high with wreckage. Every business house is in ruins and there is hardly a home that has not been damaged. All the hotels were demolished, but the guests escaped.

Relief squads have been at work at day caring for the dead and injured. The Rock Island and Southwestern (Cotton Belt) railroads have placed cars at the disposal of the local relief committee and many people are leaving Brinkley, seeking temporary refuge at other points nearby.

Governor Donaghey arrived from Little Rock this afternoon in response to a call from the citizens' committee. Hundreds of people are homeless and are wandering about, seeking a temporary abode. Three special trains arrived from neighboring towns today, bringing relief workers, physicians and nurses.

Mass meetings have been called for tomorrow in Little Rock and other citics to raise funds for the storm victims.

## FIGHT 2-CENT FARE.

#### Railroads to Start Suits at Once in Many Western States.

Chicago, March 10 .- A meeting of the executive committee of the Western Passenger association will be held tomorrow to formulate a plan of action in view of the decision of the Federal 000 people will be brought to the court nullifying the 2-cent passenger Norhtwest during the present colonist and maximum freight rate law in Missouri. It is understood that there is will settle in territory tributary to the an almost unanimous opinion that the Rose City. The west bound colonist roads ought to return to a 3-cent fare as soon as the schedule can be pre-

One large system is known to be in fator of accepting the suggestion of the court, and make the rate 21% cents for the "strong" lines and 3 cents for For both of these amounts, Car of the attorney general is correct, the out 250,000 pieces of illustrated litera-appointments made under the act by ture to help induce would-be homeseek- sentiment is against this, however, as receipt books. The discourd it is regarded as in conflict with that shortage came when the couty Another wireless station picked up the law will not go into effect until that any person desiring literature of part of the court's decision which dethis character to send away may have clares that the railroads ought to earn

A meeting of the executive officials literature is artistic in the extreme of the Western roads will be held soon with a view to concerted action against all 2-cent passenger laws. It is expected that suits will begin soon in Lakeview-Mr. Elliot, who is in Illinois, Oklahoma, Kansas, Nebraska, charge of the irrigation scheme carried Iowa, Minnesota, Wisconsin and Indi-

UTAH CASH STOLE turns \$70,628 State Money

Appropriates Two Large Tax P. ments to Carry Through No. vada Mining Scheme.

Salt Lake City, March 13 .- A m age of \$70,628.34 in the fands of state, discovered less than a week a has been repaid to the last penny James Christiansen, ex-state trees admitting the defalcation, is away settlement with the criminal laws county jail. Restitution was made his bondsmen, after the delloquest

cial had turned over to them all mining holdings and his wifehad m graged her home to swell the anon the security. The bondamen say will lose but little.

Christiansen has retained md gressman W. H. King and briter counsel. The attorneys say that is will demand a speedy hearing, but fuse to outline their future count.

Although he has admitted the propriation of the state's merry there is evidence of a clumy the to hide the deficit by falsification the books of his former effer, G tiansen receives more sympathy a his friends," is the comment of

who know most of his personal shit It is related that supposed from interested him in certain mining and prises, principally in Nevada, and st funds ran low, appealed to him every form of argument and art of y suasion to save their undertakings ruin by raising the sum needed to

them on a paying basis. The investigation disclosed Christiansen on May 26, 1968, 5 taken \$10,628.94, which was pail Mrs. Julia A. Kimball as an him ance tax. On January 4 of the pr ent year County Treasurer Jobs Gn beck paid Christiansen \$60,000, an tion of the county taxes due the a urer paid the balance of the out taxes to Christiansen's success. I formal examination of the books of

office began, and the disclos made.

## CRISIS IN FRANCE.

to Upset Cabinet.

season, and that a majority of them rate of \$25 from Missouri river points is lower than it has been in years and in bringing new settlers to Oregon. The Portland Rose festival is sending

Helps Advertise Oregon.

of the Hill and Harriman lines center-

ing in Portland estimate that fully 50,-

Portland -- Passenger traffic officials

ers to come to Oregon, and announces it by simply sending a post card to 6 per cent for the stockholders. festival headquarters in this city. This

s. may be that the special session out by the Elliot Irrigation & Reservoir ana and possibly Michigan. The Kan-sas senate killed the 2-cent bill, but a

and is most convincing in addition.

Irrigation Dam Completed.

of wool. It is proposed to store at least 25,000,000 pounds of wool each season, and arrangements are under way to increase the amount to 50,000,- Siam Cedes 15,000 Square Miles Un-000 the second year.

#### NEW STOCK-RAISING PLANT.

#### Hybrid Alfalfa Likely to Be a Great Success.

three varieties of Siberian alfalfa, a clover which grows north of the Arctic circle, and some 300 other varieties of seeds suitable to the semi-arid region the extent of \$20,000,000, will be furof the West, Professor Niels Ebbsen Hansen, chief plant explorer of the United States Department of Agriculture, has returned from a nine months' trip in lands rarely visited by an American.

It was Professor Hansen's third trip also a gradual abolition of British exto Northern Siberia and his fourth to tra territorial rights in Siam. the highest latitudes of European Russia. He intends to combine the best elements of alfalfa of four continents and of all climates in a plant which which will, it is claimed, make this country the greatest producer of beef and mutton in the world.

#### Trouble for Castro.

government has sent a cable message to Senor Lorena, the Brazilian minister here, who is caring for French interests, annuoncing the approaching departure from France for Venezuela, ex-President Castro, and asking of case he attempted to land. Senor Lorena replied that inasmuch as Castro had been criminally indicted in Venebe arrested.

#### Russian Rule at Harbin.

St. Petersburg, March 11.-The proposed inter-ministerial conference on the situation at Harbin, Manchuria, due to the efforts of the local Russian authorities to control municipal govmier Stolypin. A dispatch received a number of Chinese merchants in Harbin have yielded to pressure and agreed to pay taxes to the Russians.

#### Aboriginal Giant Found.

San Pedro, Cal., March 11 .- The skeleton of an Indian was unearthed at Whites point today by men operating a street grading machine. It was that of a man of unusuaal stature, with abnormally large head and thickhaving been buried many years.

BRITAIN GAINS TERRITORY.

der Industrial Treaty.

London, March 12 .- Fifteen thousand square miles of territory has been added to the British empire by the treaty signed yesterday at Bangkok, Siam, under the terms of which Siam cedes to Great Britain the states of LaCrosse, Wis., March 11.-With Kalantan, Tringan and Kedah, which

hereafter will be administered with the Malay Federated states. Under the treaty British capital to

nished for the construction of railroads south from Bangkok. These lines are to be controlled by a new department quite distinct from the present railroad administration of Siam, which is ad-ministered by Gemans. There will be

#### Death Harvest in Georgia.

Atlanta, Ga., March 12 .- Ten persons were killed in the tornado that will withstand the coldest weather and swept across Alabama and Georgia last night. The storm plowed two miles of timber and farms near Cumming, Ga., and destroyed much property. Cuthbert, Ga., reported the damage at Caracas, Venezuela, March 8, via ness block was damaged. Homeless Willemstad, March 10.—The French persons wandered through the town spring at frost prevention. searching for household goods which the wind had scattered.

## Life Saves by Wireless.

Eureka, Cal., March 12 .- The oil steamer Asuncion, Captain George E. what action Venezuela would take in Bridgett, en route from San Francisco to Portland, hove to 100 miles north of here this afternoon and notified the Fort Humpoldt wireless station that a zuela on a charge of conspiring against sailor had fallen from the rigging to the life of President Gomez, he would the deck. The message stated that his injuries had resulted in severe internal hemorrhages, and medical advice was asked for and was promptly given.

## Again on Visiting Terms.

Victoria, B. C., March 12 .- News was brought by the steamer Suveric, which reached port today, that Japan ernment, has been postponed indefi-nitely on account of the illness of Pre-sian warships to receive the first Ruswar. They are the Korietz and Glyak, today from General Horvath says that new vessels named after two of the same name sunk during the war, and had come from Russia, to be followed J. M. Thorne, of Roseburg, as chief to good, \$4.75@5; common to medishortly by the new cruiser Pavel III, Dzibuti and another battleship.

#### Death List Now 35.

Brinkley, Ark., March 12, .- Thirtyfive persons were killed by the tornado here and more than 200 injured, according to a statement issued tonight York and others in Paris, is at Coos fats, \$6.75. ness of skull, and gave evidence of side aid for the homeless was made by the mayor.

of these errors, but enough defects in now covers an area of 60 acres at an sion is in effect. the bills passed by the last legislature average depth of 19 feet, and 100 have already been discovered to keep acres at a less depth. The digging of the special session occupied for a week the main canal and laterals is now beat the least. ing done, and a considerable area of

Nursery for Rogue River Valley.

Medford-Rogue river valley is to have one of the largest nurseries in the West. The Yakima Nursery company has leased 300 acres of land from Dr. C. R. Ray, near Tolo. Trees, shrubbery, flowers and seeds of all kinds will be grown and distributed. W. D. Ingles, president of the Yakima Nursery company, and L. E. Hoover, of this city, consummated the deal. Ingles and Hoover have also purhcased the William Vonder Hellen 320-acre ranch, about three miles from Eagle Point, paying \$13,250.

#### Fruitmen to Experiment.

Medford-The Rogue River Valley Horticultural society has re-elected J. E. Watt, president for the third term. The other officers are: H. T. Findlay, vice president; Harry Tuttle, secretary; J. A. Perry, treasurer. Professor Ogara addressed the fruit men. Mr. Ogara will have headquarters at Medford during the coming summer and di-\$500,000. Nearly half the main busi- rect his investigations in cross polleniness block was damaged. Homeless zation. Experiments will be made this ter prices.)

las and Klamath counties are to organ- 20@22c; geese, 10c; turkeys. 18@20c. ize an association for their common protection. The commercial clubs of Southern Oregon have taken up the pressure to bear at the next legislature for measures which the peculiar needs

Medford-Petitions asking the Jackson county court to appropriate \$70,000 pound; beans, 25c pound; cabbage, 216 for the construction of the Crater lake road, for which the state has appropri- \$4.50 crate; onions, 40@50c dozen; ated \$100,000 contingent upon a \$100,- parsley, 30c box; sprouts, 121/c pound. 000 appropriation from Jackson and

## Thorne for Insurance Clerk. zer has announced the appointment of clerk in the insurance department. um, \$3.25@4.50; cows, top, \$4.25; Mr. Thorne is well known in Douglas fair to good, \$3.50@4.00; common to county and is an experiened banker.

French Colony for Coos Bay. Marshfield-E. Grapin, who represents a colony of French people in New

of Baker City, clerk. No other business was transacted except that the board began work preparing the blank forms which will be used by the board and by water users in the business of the commission.

year.

### PORTLAND MARKETS.

Chinnok Heads Water Board.

its first meeting elected J. C. Chinnok,

Salem-The State Water Board at

Wheat - Bluestem, \$1.16@1.18; club, \$1.08; red Russian, \$1.01; valley, \$1.05.

Oats-No. 1 white, \$38 per ton. Barley-Feed, \$30 per ton. Hay-Timothy, Willamette valley,

\$13@15 per ton; Eastern Oregon, \$16 @14.50; vetch, \$13.50@14.50.

Butter-City creamery, extras, 36c; fancy outside creamery, 32635c; store, 18@20c. (Butter fat prices average 11/2 cents per pound under regular but-

Eggs-Oregon ranch, 24@25c dozen. Poultry-Hens, 15%@16c; broilers, Southern Oregon Counties to Unite. 20@25c; fryers, 18@20c; roosters, Medford-Jackson, Josephine, Doug- old, 11@12c; young, 14@15c; ducks, Veal-Extra, 10%@11c; ordinary, 7608c; heavy, 5c.

Pork-Fancy, 9%c; large, 8@8%c. Apples-75c@\$2.75 box.

Potatoes-\$1.25@1.35 per hundred; sweet potatoes, 216@3c.

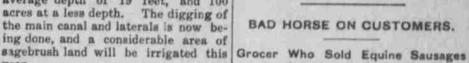
Vegeables - Turnips, \$1.25 mack; carrots, \$1.25; parsnips, \$1.50; beets, \$1.50; horseradish, 1Cc pound; artichokes, 90c dozen; asparagus, 18a20c (0.3 14c; cauliflower, \$2 crate: celery,

Onions-Oregon, \$1.75@1.90 cwt. Hops-1909 contracts, 10@1034c; 1908 crop, 7@8%c; 1907 crop, 3@4c; 1906 crop, 1 %c.

Wool-Eastern Oregon contracts, 16 @18c; valley, 15@16%c; mohair,

Cattle-Top steers, \$5@5.25; fair medium, \$2.50@3.50; calves, top, \$5 @5.50; heavy, \$3.50@4; bulls and stags, fat, \$3@3.50; common, \$2@2.75. Hogs-Best, \$7.25; fair to good, \$6.75@7; stockers, \$5.50@6.50; China

will make an attempt to correct some pletion of the dam there. The water 2-cent rate made by the state commis-



Comes to Grief, Too.

Chicago, March 10 .- J. J. Schmidt, butcher at Chicago Heights, was found guilty today in Judge Kersen's finance, and M. Picard, minister court of selling diseased horse flesh which had been made up in sausage. The conviction followed an investigation started by butchers in Chicago Heights and Harvey, who were unable of contracts revealed lately by to understand why Schmidt could sell Picard has startled the country his product at a lower price than they could afford.

Schmidt's sausages were said to is granted sufficient funds to put have gained such a reputation for navy in first class order, sweetness of flavor that he was able to sell great quantities. This is believed to have caused the enmity of his competitors, with the result that they examined his product. The butcher was convicted under the state law prohibit- deputies, who investigated the st (@18; clover, \$12(@13; alfalfa, \$14.50 ing the sale of diseased cattle. The accounts in behalf of the finance of (@15; grain hay, \$13(@14; cheat, \$13.50 penalty is a year in tail, and a fine of mittee, reports that millions have penalty is a year in jail, and a fine of mittee, reports that millions barel \$1,000. Schmidt's attorneys entered a swallowed up without any beek motion for a new trial. Assistant the navy. In one case bollers to State's Attorney George Gunther pros- \$150,000 were purchased for ships in ecuted the case.

#### Utah is Urged to Action.

Salt Lake City, March 10.-Governor Spry sent a measage to both houses of the legislature today containing his views on the subject of prohibition. He recommends that a local option and strict regulation bill be passed at this maintains that the question of an session of the legislature, cautions against radicalism and desires that the welfare of all be considered. The governor also mildly rebuked both senators and representatives for not taking action on this question without so much delay. The message was placed on file in the senate.

#### Miners Off for Alaska.

Seattle, March 10,-With the largest passenger list leaving here in months, bringing memories of the days of the Klondike, the steamer Ohio sailed tonight for Valdez and Seward. She took 350 passengers, of whom 200 are bound for the interior. The steamer Portland sails tomorrow night for the same ports and will have about 200 passengers. The Hayades is oading for the Hawailan islands. The Rainier arrived from San Francisco.

### Bryan Measure Passed.

Lincoln, Neb., March 10 .- The lower house of the legislature passed tolay the bank deposit guaranty bill, cording to a statement issued tonight York and others in Faris, is at coos in the state of the issues. The measure is one of by Mayor Jackson. An appeal for out-side aid for the homeless was made by view of possibly bringing a colony to good, \$4.75@5.25; ewes, ½c less on to be paramount in the Nebraska camframed by a joint committee of the paign last fall.

Paris, March 13 .- France, like United States, is confronted withat deficit in her revenues. The baint 1909 necessitated the issue of \$12.00 000 in treasury bonds, while the m lar estimates for 1910 show a defet \$45,600,000.

The situation complicates the pr posal to revise the French tarif, it already has precipitated squa between M. Caillaux, minister marine, over the insistence of the a ter on large credits to restore the st

ciency of naval material. Scandalous corruption in the mil the minister of marine has practing refused to continue in office missi

It has been learned that a new monopoly existed among the many many tractors, who charged exorbitant p and made enormous prefix. Brousse, a member of the change were put out of commission before a boilers were furnished.

Powers Uneasy on Servis. Berlin, March 13 .- The latest la vian note, in which that country a forth that she does not desire to ; voke war with Austria-Hungary, tion of Bosnia and Herzegovina m be regulated by the powers, us livered at the foreign office here to Servia's renunciation of terri compensation is regarded official, a peaceful sign. The fact ren however, that Servia's military parations are being continued, as causing counter preparation copart of Austria-Hungary.

Shortage in Wheat.

Stockton, Cal., March 13.-The city of milling wheat has me

prices to a point where buyers m to purchase any grain. when wheat or barley reached an point there has been sufficient to so all demands, but now there encugh good milling grain in the to supply any mill for many days a the holders will not sell union in get far more than the price base quotations at other cities.

Foot of Snow in Wyomits. Cheyenne, Wyo., March 13-41 of snow, accompanied by a high r has fallen in Western Nebrats Wyoming during the last 45 la Stock is suffering severely is a portions of Wyoming.

matter. Thes association will bring

of this section of Oregon necessitate.

Support Crater Lake Scheme.

Klamath counties, have been placed in circulation and are meeting with great success.

Salem-Insurance Commissioner Ko-, choice, 21@22c.