CONVICTION INVALID

New Trial Ordered in San Francisco Graft Case.

APPELLATE COURT FINDS ERRORS

Louis Glass, Convicted Telephone Official, Must Be Tried Again on Bribery Charge.

San Francisco, April 15 .- By a decision of the District Court of Appeals, handed down today, the conviction of Louis Glass, ex-vice president and general manager of the Pacific States Telephone company, found guilty of having offered a bribe to Supervisor Thomas F. Lonergan to influence his vote on the granting of a franchise to the Home Telephone company, is reversed and a new trial ordered.

The reversal is based upon two points: First, the admission into evidence of matters pertaining to certain from the Supreme bench shall have transactions in relation to the Home Telephone company franchise at Oakland, held by the appellate judge to be be appointed to succeed him. irrelevant to the case on trial; and second, that Judge William P. Lawlor refused to instruct the jury as requested by the defense, not to allow the refusal of E. J. Zimmer, an official of the Pacific States Telephone company, to tes- terms in the legislature, in 1907 and tify to influence their minds, nor to 1909. view his refusal as an indication that he was withholding evidence which might incriminate the defense.

The decision of the appellate justices sustains the indictment under which Glass was tried, though after an exhaustive discussion of its text, they declare it to be "not a model," while sufficient for its purpose.

The verdict against Glass was brought on August 30, 1907, and on the state penitentiary. The health of min Pashs. the prisoner was very poor, and he was liberated on bail on that account, pending the result of his appeal. The first Bey, commander of the battleship case against Glass resulted in a mistrial, and his conviction followed the second presentation of the evidence.

KILLED IN RIOT.

Clash of Church and State Authorities in Mexico Serious.

City of Mexico, April 15 .- The rioting at Velardeha, the big coal mining camp in the state of Coahuila, last Saturday, according to a dispatch received tonight, was more serious than at first reported, 30 men being kliled and many injured.

The trouble was instigated by Father Ramon Velenzuela, the parish priest, it is asserted, who lies near death in a

Many Americans reside in Velardena, the camp being controlled by American capital. The leaders of the mob, which was well organized, avoided attacking Americans or destroying American property.

The fighting occurred when the jefe politico of the town, an officer corresponding to a mayor, attempted to stop a religious procession headed by the village priest, Mexican laws forbidding such parades. A thousand parishioners followed the priest, wishing to witness the annual burning of Judas, and the mob, becoming enraged, stoned and later burned the house of the jefe.

That official and his wife escaped by climbing a rear wall and seeking protection in the American colony. The rioters then stormed a Chinese hotel, looting it of all liquors and foods and terrorizing the neighborhood by the night orgy.

The police force fired in their endeavors to restore order. The officers were forced to retreat, leaving six of troops, which had been telegraphed pared the way for the actual inaugurafor, arrived on a special train, and a fierce fight with the rioters ensued.

Father Valenzuela was arrested. One of his followers succeeded in smuggling in a knife to his cell and the priest stabbed himself six times in a vain attempt to commit suicide. He was discovered by the guards just in time to save his life.

Objects to Adjournment.

tend a hearing before the Interstate stitution to a lingering death. Commerce commission on tidewater coal rates during the week beginning April 19. Attorney McReynolds, for the government, declared that he would not assent to adjournment.

Wagner Loses License.

Nicholas Wagner, master of the bark than a hundred lives being lost, has received word from the Alaskan board of das have been swept by the flames, and inspectors that following a further scores of villages destroyed. hearing of his case his license as master and pilot has been revoked. Wagner filed an appeal from this judgment with Supervising Inspector Birmingham today.

"Coffin Nails" Barred.

BEAN IS APPOINTED.

Supreme Judge of Oregon is Nominated and Will Be Confirmed.

Washington, April 16 .- The president sent to the senate yesterday the following nominations: United States district judge for

Oregon-Robert S. Bean. United States district judge, flirst division, district of Alaska—Thomas

United States marshal, first division of the district of Alaska-Daniel A. Sutherland.

Judge Bean will probably be confirmed early next week. His nomination was referred to the senate judiciary committee, and is expected to be favorably reported when next that committee meets. There is not known objection to his confirmation.

The nomination of Mr. Lyons, formerly law partner of Representative Ellis at Pendleton, was returned to the senate, the charges upon which the original nomination was withdrawn having failed of substantiality.

McBride for Bean's Place.

Salem, April 16. - Announcement was made yesterday afternoon at the office of Governor Benson that as soon as the resignation of Justice Bean been received, Circuit Judge Thomas ciety be formed, with a president and A. McBride, of the Fifth district, will secretary and executive committee

To succeed McBride, Representative J. U. Campbell will be named by the governor. Mr. Campbell has been practicing law at Oregon City for about 15 years and has served two

MENACED WITH WAR.

Serious Revolutionary Movement Turkey is Feared.

Constantinople, April 16.—The third day of the revolutionary movement in and there hold all future celebrations. the capital was marked by more disorders, the most serious of which was a lynching during a demonstration by authorized to adopt plans to finance the September 5, 1905, he was sentenced marines, who objected to the new minby Judge Lawlor to serve five years in lister of marine, Vice Admiral Adjie-

> The marines gathered in force and seized and conveyed to the palace Arif Assar-I-Tefik, a member of the committee of Union and Progress, who ordered the guns of his ship trained on at its height. His intention was to support the committee.

efforts of the palace guard to save him. entire question. Edhem Pasha, the new minister of war, and Nazim Pasha today made the soldiers to obey their officers. They were heartily cheered.

Porte circles are disquieted by news from Salonika and Monastir, where the influence of the committee of Union thorities may not be anxious to hand and Progress is strong. Officers of the the matter over to a commission, since Porte have received telegrams from the Supreme court of the United States these sections demanding the re-estabhas already rendered a decision in favor
lishment of the status quo, failing of Oregon's contention in the matter.

the Alaska-Yukon-Pacific exposition,
the right to a change of venue by simply alleging in an affidavit that he beTurks, who are eager which the committee leaders threaten to march ion Constantinople with the is Sand island at the mouth of the Coentire Third army corps, whose officers lumbia. The Washington people are are now in communication with the now making an effort to have the case Second army corps with a view to co- reopened by the United States Supreme operation.

CALHOUN TRIAL BEGINS.

Hency Undertakes to Prove Charges of Bribe Giving.

San Francisco, April 16. - After jury the trial of Patrick Calhoun, president of the United Railroads, yesterday attained the stage where the taking of testimony was commenced, and when court adjourned for the day Ferdinand P. Nicholas, the ex-supervisor who is accused of accepting a bribe paid through Abraham Ruef, had been ordered to answer the first vital question in the case. The final accept-ance of Michael Murphy, a retired their number dead in the street. Later police sergeant, as the 18th juror, pretion of the trial, and Assistant District Attorney Heney, after outlining to the jury the case he expects to prove, gave way to the first witness.

Sultan Again Holds Helm.

Contantinople today brings into clearer perspective the latest turn in Turkey's difficult path toward constitutionalism. The counter revolution involves at New York, April 15 .- A protest least the temporary overthrow of the against the continuation of the present Reform party and the partial triumph them at about 18,000, or more than hearings in the government's suit of the reaction spirit, The suitan viragainst the coal carrying railroads was tually has gained control of the helm Oregon. Mr. Talbott reports the fleece entered at today's session here by of state and all Europe looks anxiously Frank H. Platt, of counsel for the Le- for the next move. The situation quite promising for the men engaged high Vallley Railroad company, who closely resembled that of 1877, when in the goat business. declared he would be compelled to at-

Forest Fires in Mexico.

forest fire is raging in the Zitacuaro The consideration was \$16,000. The mountains, in the state of Michoacan. new depot will cost approximately Thousands of persons have been ren-dered homeless by the fire, and a great remodeled and used for a freight depot San Francisco, April 15.—Captain quantity of the dye woods in which the and warehouse. Baker is the second region abounds has been destroyed. city in Oregon in volume of freight bus-Star of Bengal, which was wrecked on Owing to the isolation of the region, iness. The building of the new passenthe Alaskan coast last September, more the fire will have to burn itself out. ger depot and freight warehouses calls mohair, choice, 23@23%c per pound. Already a number of valuable hacien- for a rearrangement of sidetracks.

Measles Delays Troops.

Norfolk, Va., April1 6 .- An epidemic of measles in the United States training station at St. Helena, with an outbreak of the same disease aboard the United States auxiliary cruiser

OREGON STATE ITEMS OF INTEREST

PIONEERS WILL CELEBRATE.

Provisional Government Day to Be Observed at Champoeg May I.

F. X. Matthieu Cabin No. 12, Native Sons of Oregon, of Butteville, has ssued the program and invitations for the annual celebration at Champoeg, for Saturday, May 1, in commemoration of the first provisional government meeting, held at Champoeg, May 2, 1848. This will be the 66th anniversary of that event, and the ninth anniversary of the dedication of the monument erected to its memory. Joseph Buchtel, of Portland, will act as chairman, and Hon. P. H. D'Arcy, of Salem, port. He estimates that 80 per cent will deliver the annual address. Parfor the day.

Mr. Buchtel, who will preside, desires to form an organization to handle Pendleton it was found that the disease future celebrations, as the expense is had attacked turkeys in an adjoining burdensome on Matthieu cabin. He field and also pigs had been seized with will propose at the conclusion of the the disease after eating dead chickens program at the celebration that a so- and turkeys. secretary and executive committee. An effort will be made to change the place for holding future celebrations fully established, but the pigs taking from Champoeg to Wilsonville, be- the disease from having eaten the cause of the greater conveniences at the latter place. Mr. Buchtel has looked up a ten-acre tract at Wilsonville, on the river and electric car line, which he proposes should be purchased and made a permanent state park in memory of the first meeting of the provisional governmenat, May 2, 1843, which he says is the right place. He would not remove the monument already erected at Champoeg, but erect another on the Wilsonville state park, The organization which he will undertake to form at the celebration will be movement.

NO NEED TO COMPROMISE.

Oregon Already Owns Sand Island,

Says Governor Benson. Salem-Governor M. E. Hay, of Washington, has written Governor Ben- prospector from California. It consists the Yildiz Kiosk when the rising was son, of this state, in regard to the boundary question long pending be-tween the two states. It is understood Arrived at the Yildiz Kiosk, the men the Washington authorities favor an lynched Arif Bey, notwithstanding the arbitration commission to consider the

Governor Benson has acknowledged the receipt of the communication from round of the barracks and exhorted the the governor of Washington and has taken the matter under advisement, burg. While he will say nothing as to the merits of the matter, it is gathered from other sources that the Oregon au-

> The principall ground for litigation out the state. court.

Plan Strawberry Day. Milton,-Plans which were started

for the celebration of Milton's annual strawberry day, at a meeting of the Progressive association held in Alliance hall, are progressing, and it is thought three months spent in completing a by the next meeting all of the preliminary work will have been completed. It is proposed this year to celebrate on a more extensive scale than ever before. Besides an excellent literary and musical program, a big horse show will form a part of the festivities. This was last year an important part of the program, but arrangements are being made to make it much better than on last season, horses being entered from all the towns in Umatilla county and many across the line in Washington.

Goat Business Growing.

McMinnville-In view of the probability of there being a home market for Oregon mohair with the erection of the contemplated mohair mills in a suburb of Portland, there is an awak-London, April 16.—The news from ened interest in the angora goat busi-contantinople today brings into clearer ness in this county. E. S. Talbott, erspective the latest turn in Turkey's who has raised stock and bought stock here for a number of years, makes an estimate of the number of goats already owned in the county, and places one-seventh of the entire number in very fine this year, and the outlook

New Depot for Baker. Baker City-The O. R. & N. com-

pany has just purchased additional City of Mexico, April 16 .- A great grounds for the erection of a depot.

Ready to Bore for Oil.

Astoria-A scow load of machinery has been taken to the Hess ranch on the south shore of Youngs bay, where Harrison, Brenner & Palmberg, of this city, will bore for gas and oil. Boring Hogs—Best, \$7.25@7.50; fair to will be commenced as soon as the machinery can be set up. The firm has St. Paul, April 15.—Governor Johnson today signed the anti-cigar-tte bill the transportation of from 1,500 to 1,-which makes it a misdemeanor to manufacture, sell or give away cigarettes Philippines. It is said that fully 500 pan have the disease.

Prairie, will delay for 20 days at least secured leases on a large tract of land in this vicinity and arrangements have been made to sink several wells at value of the state.

Solvento leases on a large tract of land in this vicinity and arrangements have been made to sink several wells at value of the state.

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FOWLS ARE STRICKEN.

Epidemic of Tuberculosis Reported in Oregon Poultry.

Portland-According to reports re ceived by Dr. R. C. Yenney, secretary of the state board of health, there

Grove was found to be afflicted with the disease and that 16 died at last reof the flock was affected. Dr. McClure tween the two districts affected. At

Dr. Yenney said that the fact of the beings from affected fowls had not been affected fowls was significant.

Salem—That the state of Oregon will be enabled to save thousands of dollars on surveys and other reclamation work by taking advantage of the experience of others is the opinion of State Engineer John H. Lewis, who, with F. M. Saxton, of Baker City, has just returned from a tour of Idaho, Wyoming, Colorado and Utah. The Oregon men made a special study of Syracuse.

Rochester, N. Y., April 14.—Swept for violating the building law, is was dismissed on promising to miss alterations which would increase to safety of the building. According to safety of the building was erected, to December 13, 1906, he was arrested for violating the building law, is alterations which would increase to safety of the building. According to safety of the building was dismissed on promising to miss alterations which would increase to safety of the building. According to safety of the building. According to safety of the building was erected, to December 13, 1906, he was arrested to safety of the building law, is safety of the building was erected to be under the building was erected to safety or violating the building law, is safety of the building was erected to be under the building was erected to safety or violating the building law, is safety of the building was erected to safety or violating the building was erected to safety or violating the building law, is safety or violating the building law, is safety or violating the building law, is safety or violating the building was erected to safety or violating the building was dismissed on promising to safety or violating the building was dismissed on promising to safety or violating the building was dismissed on promising to safety or violating the bu Water Board Gets Pointers. the administration of the water laws and the methods of keeping the office records pertaining to this work. Mr. Lewis states that Wyoming has the best irrigation system in the country.

Copper Mine Near Rogue.

Roseburg-A valuable mineral find in Southern Oregon has just been reported by G. W. Morris, an old time it was a hardship on the homeless. of a ledge of rich copper ore, carrying \$17.48 in gold to the ton. The mineral crops out of the ground for a distance of 600 feet, and the ledge is from 500 to 600 feet in length. A piece of the ore about a foot square yielded over three ounces of copper. The ledge is situated at the top of a mountain about eight miles south of Rose-

Medford Schools at A .- Y .- P. Medford-A. B. Robinson, superintendent of Multnomah county schools, who has been touring the state in an effort to arrange a school exhibit for Medford schools and as a result the local schools will prepare an exhibit reports that he is meeting with the fere with the graft prosecutions. best of success in his efforts through-

PORTLAND MARKETS.

Wheat-Bluestem milling, \$1.25@ 1.30; bluestem shipping, \$1.17½@ 1.18; club, \$1.14@1.16; Turkey red, \$1.15; Russian red, \$1.08@1.09; valley, \$1.101/4. Oats-No. 1 white, \$40@41 per ton.

Barley-Feed, \$32.50@33.

Hay-Timothy, Willamette valley, \$14@16 per ton; Eastern Oregon, \$17 @19; clover, \$11@12; alfalfa, \$14@ 14.50; grain hay, \$18@14; cheat. \$14 , @14.50; vetch, \$13.50@14. Apples-65c@\$2.50 per box.

Potatoes-\$1.25@1.40 per hundred;

sweet potatoes, 21/2@3c per pound. Vegetables-Turnips, \$1.25 per sack; carrots, \$1.25; parsnips, \$1.50; beets, \$1.75; horseradish, 10c per pound; artichokes, 65@85c per dozen; asparagus, Oregon, 75@85c per dozen; cabbage, 234@434c per pound; lettuce, head, 85c per dozen; onions, 40@50c per dozen; parsley, 35c per dozen; rhubarb, 3@4c per pound; spinach, 4c. Butter-City creamery, extras, 271 @29c; fancy outside creamery, 25@ 29c per pound; store, 18@20c. Butter

fat prices average 1 %c per pound under regular butter prices. Eggs-Oregon ranch, 2134@22c per

14@15e; ducks, 20@223@c; geese, 10 @11c; turkeys, 20c; squabs, \$2.50@3

per dozen. Onions - Oregon, \$1.75@1.85 per hundred. Veal-Extras, 10@10%c per pound;

ordinary, 81/09c; heavy, 7@8c.

Pork-Fancy, 91/0010c per pound; arge, 8@9c. 1908 crop, 63/@7c; 1907 crop, 3@ 41/c; 1906 erop, 11/@2c.

Wool-Eastern Oregon, 16@18c per pound; valley, medium, 18%@19c; coarse, 17@17%c per pound, Portland;

Cattle-Top steers, \$5.25@5.50; fair to good, \$4.75@5; common to medium, \$3.25@4.50; cows, top, \$4.25; fair to good, \$3.50@4; common to medium, \$2.50@3.50; calves, top. \$5@5.50;

Hogs-Best, \$7.25@7.50; fair to good, \$6.75@7; stockers, \$5.50@6.50; China fats, \$6.75.

JURORS SWORN IN.

Outlook for Start in Calhoun Trial to Much Impsoved.

San Francisco, April 14. Altransis of sured of a place unique in the annals of Dozen People Perish in film trial of Patrick Calhoun, who is charged with having offered a \$4,000 bribe to a former supervisor, made a great stride toward completion yesterday. The twelfth juror was sworn to try the case, and when the hour of adjournment was reached the attorneys were engaged in threatens to be a serious spread of tu-an honest effort to discover a thirteenth Refugee Home Erected Immediant berculosis among poultry flocks of the talesman, free from disqualifying opin-Dr. S. W. McClure, chief of the state ions and beliefs. There is a possibility bureau of animal industry, advises Dr. that the alternate juror, who will hold Yenny that a flock of 59 chickens himself in readiness to serve if any bought at Eugene and taken to Forest member of the original panel is disqualified, will be selected today, in which event the taking of testimony will be begun Thursday.

Thirteen weeks have elapsed since the rott's band will furnish good music for the day. All who attend are requested to bring their lunch baskets well filled be affected with tuberculosiz, but no peared in court to answer the first of be affected with tuberculosiz, but no peared in court to answer the first of burned like tinder, and the second of the United Railways apbe affected with tuberculosis, but no peared in court to answer the strength of the strength o with complicity in the tangled scandals charged against the municipal administration headed by Mayor Eugene Schmitz and Abraham Ruef. During that time sixty two days have been use the land the season of the strength of the season of the strength of the season of the season of the strength disease being communicable to human have been summoned to attend the sessions as prospective jurors.

MANY FAMILIES HOMELESS.

Rochester, N. Y., at Mercy of Flames

One hundred families are homeless and militiamen guard what little they have saved of their household effects. Some of the homeless are quartered in precinct houses and a large number passed the night in a public school Civil War in Turkey is Cause of Park building. A heavy rain set in and, while it belped to extinguish the blaze,

The Palmer building, a four-story brick structure devoted to manufacturing interests at Main and Gibbs streets, was the starting point of the blaze, which spread over a wide area and started a second series of fires.

Governor Gillette Vetoes Bill. Sacramento, Cal., April 14 .- Governor

Gillett announced officially yesterday that he would not sign the change of venue bill. The measure was introduced man Grove L. Johnson. It gives to every defendant in a criminal action realized here that alarming roots by alleging in an affidavit that he be- Turks, who are eager to terroris the lieved the judge to be blased. The Citizens League of Justice of San Franfor the fair. Superintendent Robinson the bill, claiming that it would intereisco appealed to the governor to veto

Taft Favors Statehood.

El Paso, Tex., April 14 .-- A special to the Times from Santa Fe, N: M.,

that he would remain as governor of New Mexico uptil statehood is secured. He received a letter from President Taft assuring him of the president's confidence and co-operation. The Taft letter was not given out. Mr. Taft gives assurance of the early passage of big Aki and Satsuma. the statehood bill.

Excursions in Airships.

Berlin, April 14.—Preparations for the international aeronautical exhibithe fleet of Japan. In military after tion to be held at Frankfort next July are approaching completion. All sorts the greatest secrecy has been all of air craft will be seen in flight and tained. The army is being iscensed facilities will be offered visitors to make trips in airships starting from the exhibition grounds. For sixty days durand other contests. The Zeppelin and the Parseval airships will travel to Frankfort by air and take passengers on excursions along the Rhine.

Castro Is Not Prisoner.

Paris, April 14.—The French government does not regard Cipriano Castro in vence of 2 cents a barrel in the proany sense as a prisoner. Should Castro come to St. Nazaire the government has immediately, was announced the leading millers of this state. Poultry — Hens, 10%@17%c per no intention of molesting him unless the leading millers of the pound; broilers, 25c; fryers, 18@ he tries to foment public disorder. It advanced to \$7 a barrel, which is the property of the pr 22%c; roosters, old, 10@11c; young, is believed, however, that Castro will higher mark ever attained in this table. April 22. highst mark ever attained in highst mark ever attained in Mhile many of the bakers had personal to the laws ously reduced the weight of the laws ously reduced the weight of the laws.

750 Appeal to Roosevelt.

Des Moines, In., April 14 .- More than 750 Des Moines school children have signed a petition to Theodoro Roosevelt asking him to change his mind and not Hops-1909 contracts, 9e per pound; kill defenseles animals in Africa. The letter is in the hands of Mrs. Elizabeth Baird, secretary of the Humane Socicty, who will send it to Mr. Roosevelt. by the jobbers and millers.

Raines, 18 years old, son of the postmaster here, smoked a pipe yesterday, he was taken to jail. He will face trial Thursday on the charge of having vio-lated the newly enacted law prohibiting minors from smoking.

Dos Moines, Is., April 14.—An in- in the last two weeks 50 cents and in the last two w vestigation conducted by the Des dred in St. Paul, and further subsulted in the discovery that six out of every ten children examined are inevery ten children examined are in-fected with tuberculosis.

ROOKERY IS BURNE

Lodging House,

VICTIMS ARE ALL LABORING ME

After San Francisco Quake ig Scene of Holocaust.

San Francisco, April 17.—Fireinth St. George hotel, a flimsy stretch erected shortly after the sarthqui and since used as a lodging book snuffed out a dozen lives between an the aleeping occupants of the street could be aroused the fate of many of them was sealed.

The great rookery had 600 rows and was mostly occupied by interior men and their families. Five bottomer to the contract them to be contracted to the contract remain buried in the smoking of

smouldering wreckage.

The St. George hotel was of the most flimsy construction, and its potrouble with the board of public with since the building was creeted by

Insurance agents estimated that the fire resulted in a less of \$82,500.

SULTAN PREPARES TO FLY

In Government Circles.

Constantinople, April 17. - Paris reigns in government circles and the sultan is reported to be in resting for flight. The chief officers are me tinous, the Constantinople garning is rushing preparations to assist the troops said to be advancing upon in city from the Northwest, and the pre ministers are resigning as fast aspenible. It is doubtful if the soldiers beautiful can cope with the forces which, it's rumored, are rallying to the standa

of the Young Turks. Business is again at a standstill me private citizens are taking all possible precautions to defend their property is city.

PREPARING FOR WAR.

Japan Greatly Increasing Navy at Doubling Army.

Victoria, B. C., April 17 .- That Japan fears another war with Rusis at s making the same careful and spe Governor Curry announced yesterday tematic preparation for it as press the recent war is the news given by passengers from Yokohama. Tu large battleships of the Dreads class are being built, one at Kure take named the Setsu, and the other at Iskohama to be named the Kawachi, lot stronger and with larger guns than the

In conversation regarding the fer entertained of the return of war all Russia, an arrival by the Tess Man said great additions had been made a preparations have been continuous, but to over 20 divisions, so that a farce of 1,000,600 may be mobilized what satessary. Prior to the last war 500,000 men represented the total number that could be put in the field, including an branches, and that number proved !adequate.

Bread Follows Flour Up. Los Angeles, April 17.-Another se

of family and bakers' flour, effect immediately, was announced tolay advanced to \$7 a harrel, which is the of bread, those who had not describe said they would prepare to do so a order to prevent loss. Some will make the loaves in three sizes.

Flour Raises at Portland. Portland, April 17.-Grocers all cut the city advanced the price of four le cents a sack yesterday, as a result the rise of 40 cents a barrel annual now being retailed at from \$1,55 Galena, Kan., April 14.—Because Ace their baking at home will hardly so their baking at home will hardly so compare it with what flour cost these year ago, when they will find a difference of 35 cents.

Flour is at \$7 per Barrel. St. Paul. April 17.-As a resil the corner in wheat, flour has advatial advances in prices may be the ruling quotation today was