



HERMANN'S TELEGRAM

Tip to Mays Introduced in Court.

HIS SON ACQUIRED LAND

Hermann Testifies That Mays Had no Interest in Forest Reserve.

HERMANN HELD 30,000 ACRES

Testified That None of His Family Acquired Public Land During His Administration Later Admitted That His Son Made Homestead Entry.

WASHINGTON, April 9.—Binger Hermann who has been testifying in his own behalf for the past five days was put under cross examination late today.

After testifying that none of his family had acquired public lands during his administration, Hermann qualified his statement, later, by stating that his son, Schiller, had made a homestead entry, to which the title has not yet been acquired, that Schiller had purchased three such entries before the claimants received a patent at a cost of \$3,000. Hermann admitted that he had acquired 30,000 acres of public lands in Oregon, while he was receiver of the public moneys, at Roseburg.

This he maintained was not the cause of his losing that position.

District Attorney Baker next produced a telegram from Hermann to F. P. Mays sent July 25, 1902, three days before the proclamation creating the Blue Mountain Forest Reserve was issued. This Baker contended was a "Tip" from Hermann to Mays, that the latter might take the necessary steps to make entries in the state school lands for which he was negotiating, in this reserve.

On direct examination Hermann testified he never had any business dealings with Mays; never written him, nor had interviews with him; that Mays had no interest in the Blue Mountain Reserve, that Hermann knew of, and that he wished the jury and court to understand this statement to be as strong as the English language could make it.

Baker read this statement from record and asked defendant if when he made it he did not think all traces of this telegram had been destroyed in the destruction of his books. Hermann would not admit this. He said he now remembered the telegram and had probably sent it in answer to a query by Mays, or because Hermann knew Mays to be a leading public man, in Oregon and simply wished his informed of the action taken.

Baker placed in evidence a regulation of the land office, forbidding the giving of evidence, in advance and another forbidding and officer or employee of the government, acquiring public lands, was placed in evidence by Baker.

HARRIMAN TO ANSWER.

Will Appear Before The United States

Circuit Court is Decision. WASHINGTON, April 9.—According to the decision of the Interstate Commerce Commission, today, E. H. Harriman will be made to appear in the United States Circuit Court in New York, in answer to the proceedings to compel him to answer certain ques-

tions which he refused to, while stand at the recent hearing commission in New York referred to was that investigation of the Union Pacific Harriman was asked how much of the Southern Pacific stock, he owned, individually, and how much he paid for it. On the advice of the counsel he refused to answer. Another question which he refused to answer and on which the commission wishes light, is whether, the directors of the Union Pacific, were interested in the sale of certain shares of the New York Central at the time they were sold to the Union Pacific.

FORRESTERS RALLY.

Prominent Local Men Attend Grand Rally in Portland Last Night.

PORTLAND, April 9.—The Forresters of America held a grand rally here tonight at the Forresters Hall. One of the principal events of the evening was the address of Grand Chief Ranger Dalgity, of Astoria. A big parade was held and a reception and banquet was held at the Forresters Hall. At Arion Hall the order went through the ritualistic work an initiated a large class.

BIG MACHINERY ORDER.

General Electric Company Receives a Million Dollar Order From Japan.

NEW YORK, April 9.—Announcement is made today that the Oji Paper Co., of Tokio, has placed a million dollar order for electrical equipment with the General Electric Company, to be completed and shipped to Japan within six months. The machinery ordered comprises, besides the motor equipment for the paper making machinery, a water power electric plant which will be erected 15 miles from the mills proper.

HER FATHER DYING

Daughter is Refused Admittance By Mother.

SHE TRAVELED 2000 MILES

Married Against Parents Wishes Is Refused Entrance To Dying Father—Fearing He Will Die Before Mother Forgives Girl Invokes Aid Of Law.

CHICAGO, April 9.—At the end of a 2,000 mile journey, Mrs. Helen Browning of the State of Washington, has been denied audience with the dying father to whose side she sought to hasten when she learned that his death was imminent.

Between them stands the woman's mother, still bitter because of the daughter's marriage many years ago against parental objection. Resolutely she refuses her daughter even admittance to the house.

The dying man is William Sage of Waukegon. Stricken with paralysis as the result of a runaway accident at a funeral a year ago, in the last week he has grown rapidly worse. One of the family wrote Mrs. Browning that to see her father alive she would have to hasten.

Reaching her former home in Waukegon yesterday she was met at the door by her mother. With tears streaming, she implored admittance, but the mother was obdurate and she was turned away with bitter reproaches.

Mrs. Browning is now at a hotel at Waukegon. In agony lest her father die before her mother relents, she consulted an attorney in the afternoon in the hope that she might through legal proceedings reach his side and obtain from him the forgiveness which her mother withholds.

BASEBALL SCORES.

At Oakland.—Portland 0, San Francisco 2. At Los Angeles.—Los Angeles 4, Oakland 2.

DEFENSE IN RUEF CASE

Seems to Be Delay Proceedings.

ACH IN WAR OF WORDS

Ruef Counsel Repeatedly Warned and Told His Conduct Was "Most Reprehensible."

TWO MORE PROBATION JURORS

Defense Will Use Every One Of Its Ten Peremptory Challenges—Five More Probation Jurors Are To Be Secured.

SAN FRANCISCO, April 9.—Four talesmen were examined today in the Ruef trial. Two of them withstood the qualification tests and were passed into the box as probation jurors. They are James Otis, commission merchant and Simon Varnhagen, produce dealer. The other two were excused for bias.

As a result of today's proceedings, the number of jurors who have qualified, but who are yet subject to peremptory challenge, was increased to seven, and five more talesmen remain to be examined before the present panel is exhausted.

A statement was made by the defense recently that it will exercise all of its ten peremptory challenges is taken to mean that none of these seven venemen will be permitted to try the case. The feature of today's proceedings was a heated encounter between Special Prosecutor Johnson and Henry Ach, of the counsel, for the defendant, and repeated warnings to Ach by Judge Dunne, that his conduct was "most reprehensible."

LUMBERMAN IN JAIL.

Manager Of Barber Lumber Company Jailed For Contempt Of Court.

BOISE, April 9.—L. G. Chapman, manager of the Barber Lumber Company is in jail tonight, committed for contempt, by United States District Judge Beatty. The application will be made at once to Circuit Judge Gilbert, at Portland, for a writ of habeas corpus. or some weeks the Grand Jury has been investigating the manner in which the Barber Company obtained its title to a large amount of timber land of the Boise River.

Chapman, was summoned by subpoena, duces tecum, and should have brought books and other records of the company. On his demurring, he was ordered by the Court Saturday last, to bring all of the records touching upon the acquisition of titles to the land. Yesterday he appeared before the Jury with such records. Discussion arose whether the jury should be permitted to examine the entire contents of the books and papers or only such features as were pointed out by Chapman.

On application of District Attorney Bulck, Judge Beatty broadened the order, requiring Chapman bring all of the records of the company and ordering him to permit the Grand Jury to examine them fully. On advice of attorneys Chapman today formally refused.

He was then committed to the custody of Marshal Rounds, with instructions to lock him up. A little later the Judge, authorized the Marshal to give him the freedom of the jail.

STRANGE CASE.

Woman Mistaking Death Notice in Paper for Her Own, Drops Dead.

CHICAGO, April 9.—A dispatch to the Tribune from Evanston, Ill., says: Prostrated by reading an account published in a newspaper of her supposed death, Mrs. Louisa Duley aged 49, expired last night.

Through an error the death of a woman of the same name was reported as having occurred in Mrs. Duley's house, and as she read the story she fell from her chair to the floor. A physician was called, but was unable to learn the reason for Mrs. Duley's death.

She became rational later and after taking a few minutes, began to cry: "I am dead; I am dead; I saw it in the paper," and died in hysterics.

MEXICAN-AMERICAN COMMERCE.

Efforts Being Made to Develop Possibilities and Boost San Antonio.

CHICAGO, April 9.—The co-operation of all the civic clubs of Chicago, particularly the commercial associations is asked by the International Club of San Antonio, Tex., in the up-building of trade between Mexico and the United States. C. W. Lunsford, special commissioner of the San Antonio organization arrived in Chicago and will remain here several weeks presenting to the representatives of the cities big clubs and the immense commerce and the peculiar advantage of San Antonio as a "Substation."

After accomplishing his mission in Chicago, Mr. Lunsford will visit New York, Boston, Philadelphia, Baltimore and Washington in the interest of the club.

"KID" CURRY GOING

Effort to Exterminati Bands Being Made.

SEARCH FOR GILL'S BODY

Congressman Pray Leads Effort To End Career Of Horse Thieves And Train Robbers In the Little Rooky Mountains.

BUTTE, Mont., April 9.—A Havre special to the Miner says: Congressman elect Charles N. Pray, of Montana, last night led a surrounding mob in a search which intends to bring to justice all the surviving members of the "Kid" Curry gang of horse thieves and train robbers. The Little Rockies, a Chouteau bunch of mountains detached from the main range and surrounded by plains on either side is to be surrounded by state and United States officers. Officers who went out of Havre tonight with Pray announced simply as their purpose the possible recovery of the body of A. G. Gill, who disappeared mysteriously from his ranch at the foot of the Little Rockies at the beginning of the winter. Gill was declared an informer by the Curry gang, and was shot at several times by assassins on his way over the mountains and roads. About November 15 Gill left his ranch and has never been seen since.

The man hunting party is to be guided by Charles Crawford of this city who for six years was under sheriff of Chouteau County. Pray was State Senator of that county and has long been noted as a vigorous prosecutor of range thieves.

TREASURY SUPERVISORS.

BERLIN, April 9.—Five American treasury supervisors who were appointed to superintend the observance of custom rules regarding exports from Europe to the United States are conferring here as to the best way of dealing with the various manufacturing interests in different European countries. The conference will last for several days.

DELMAS IS FINISHED

Pleas Written and Unwritten Law.

DEMENTIA AMERICANA

The Name He Gave to Thaws Insanity Which Experts Failed to Classify.

HIS SPEECH A MIGHTY EFFORT

A Thorough American in Protecting His Wife From A Violator Of The Highest Of Human Laws—Denounces White, In Better Terms.

In an eloquent appeal, both to the written and unwritten law, Delphin M. Delmas, this afternoon commended Harry Thaw's fate to the jury. The California attorney, concluded his five hours summing up speech declaring, that his client was justified in killing Stanford White.

Tomorrow morning, Jerome will make his appeal in behalf of the prosecution, Justice Fitzgerald, will probably charge the jury immediately, and by tomorrow evening at the latest, the famous case will pass to the deliberations of twelve men, who have so carefully attended its uncertain course for weeks past. Jerome expects to speak for three or four hours. Justice Fitzgerald would not say today whether he will or will not charge the jury directly after the District Attorneys remarks but the general impression is he will do so.

With the exception of the moments when he was reading from the testimony Delmas, speech today, was one of sustained oratorical effort. He threw about the form of Harry Thaw a cloak of chivalrous knight hood.

"Why" he thundered, "Should we who admire the chivalry of the knights of the middle ages, who went about redressing wrongs and rescuing maidens in distress, with-hold our sympathy from this brave man." Bitterly the attorney assailed Stanford White.

He declared that White sought to play with Evelyn Nesbitt, so long as her beauty lasted, and then would have thrown her away "Like a dirty rag, to float down life sewers to a grave in the potters field.

Delmas discussed but briefly the testimony of the expert witnesses, declaring, whatever weight might be attached to their utterances it was on the side of the defendant.

He declared the burden of proof as to Thaw's sanity at the time of the homicide rested with the prosecution, which had failed to make out its case.

In discussing Thaw's mental state Delmas came at last to "Unwritten law." He declared the experts had been at a loss to classify the form of insanity from which Thaw suffered.

"I will suggest a name for it," he declared. "I would call it 'Dementia Americana.' It is a species of insanity which has been recognized in every state of this union. It is that species of insanity, which makes every American believe his home, his wife, his daughters, are sacred and that whoever stains the virtues of his threshold, violates the highest of human laws."

Twice during his closing periods, Delmas was interrupted, by Assistant District Attorney Garvan, who suggested the argument was taking too wide a scope, and Justice Fitzgerald, called Delmas' attention to the fact. Thaw seemed to be in the best of spirits and

declared to his lawyers that he felt the case was one.

In view of the District Attorneys remarks, before the lunacy commission that Thaw is today hopelessly insane, much interest attaches itself to the line of argument, he will pursue in asking for the man's conviction.

LONG RIDE.

Lieutenant McCabe To Ride Arabian Stallion From Portland To N. Y.

JUNCTION CITY, Kan., April 9.—Lieut. McCabe of the 18th Cavalry, stationed at Fort Riley, has received notice from Washington, that he had been selected to make the ride from Portland, Oregon, to New York on an Arabian stallion. The purpose of the long ride is to test this breed of horses and to determine its value as a cavalry horse. McCabe expects to be ordered to Portland within the next two weeks. He will be accompanied by an orderly and will travel with full field equipment. The distance by rail from Portland to New York, is 3181 miles. The route McCabe will follow will be longer than that.

PRESIDENT INHERITS ESTATE.

NEW YORK, April 9.—President Roosevelt is the sole beneficiary under the will of Lulu B. Grover of this city, which was filed yesterday. President Roosevelt will accept the estate and turn it over to some New York charity.

SNOW IN NEW YORK.

NEW YORK, April 9.—Over five inches of snow fell here today. The snow was followed by heavy rain. The weather is the most remarkable for April, in history of the weather bureau.

THE IROQUOIS FIRE

Final Trial of Iroquois Theater Investigation.

CHICAGO THREE YEARS AGO

Former Building Commissioner George Williams Last One Of Eight Persons To Be Tried—596 People Lost Their Lives.

CHICAGO, April 9.—For the last time in a case that will be called for trial today the defense will ask of the law whether the defendant at the bar is responsible for the Iroquois Theatre horror of three years ago and its 596 deaths. In Judge Kavanaugh's court, George Williams, building contractor under Mayor Harrison will be arraigned on the charge of malfeasance in office.

Unusual interest attaches to the case from the fact that it is destined to bring either the final curtain in the legal drama or the first real hearing of charges on their merits. Judge Kavanaugh long ago upheld the validity of the ordinance found faulty on March 19 by Judge Kimbrough of Danville in freeing manager Will J. Davis on the charge of manslaughter.

On account of this difference of opinion it is considered a fair presumption that the merits of this case, if it is pressed, will be passed upon fully with the probability of their final disposition by the Supreme Court.

Of the eight persons held accountable for the Iroquois catastrophe by the coroner's jury, Williams alone remains before the bar of justice. With him in the indictment for malfeasance was named Edward Laughlin, building inspector, who approved the Iroquois Theatre with its fault equipment of fire fighting apparatus. But Laughlin died last year before preliminary hearings of the Davis indictment.

The maximum punishment that can be meted out to Williams if he should be found guilty of neglect of duty is a fine of \$1,000.