

STOESSEL IS ORDERED HOME TO STAND COURT MARTIAL FOR THE SURRENDER OF PORT ARTHUR TO THE JAPANESE

RUSSIANS FORMALLY SURRENDER FORTRESS

Ceremony an Imposing One—Garrison Marches Out and Lays Down Its Arms Before Victorious Hosts.

Great Indignation Throughout Czar's Domain over Treatment Accorded Hero of Port Arthur and His Gallant Comrades.

(Journal Special Service.)
St. Petersburg, Jan. 5.—It is officially announced that General Stoessel, must come home to stand a court-martial for the surrender of Port Arthur.

This announcement has provoked an outburst of protest from the press of the country, who point out that not a single member of the royal family is at the front in the far east. Criticism of this type has resulted in the suppression of the Russ.

The Nova Vremya states: "By all means let us have a court-martial and make it, if possible, severe and cruel. The judge will perhaps deal leniently with those who have given blood and lives for their country. Perhaps also, the court will determine why the fortress known to be threatened by blockade was not supplied with necessary food and ammunition to enable it to hold out."

Among the people of the country the proposed court-martial of General Stoessel is indignantly resented. Stoessel is looked upon as the hero of the war and his gallant defense gives him a deep hold on the hearts of the populace.

ARTHUR GIVES UP.

City and Fortresses Formally Turned Over to General Nogai.

(Journal Special Service.)
Tokyo, Jan. 5.—At 9 o'clock this morning the Russian and Japanese commissioners began to assemble to effect the formal turning over of the city to General Nogai.

RUSSIAN DERSHIVES.

Religious Fanatics Who Seek to Exterminate "Heathen" Japanese.

(Journal Special Service.)
St. Petersburg, Jan. 5.—Among the interesting incidents in one just received from Artillery Captain Ugorsky, who tells of a curious state of religious exaltation produced among the uneducated Russian soldiers by the strained excitement of the last few months.

OFFICERS DISARMED.

Russians Can Wear Side Arms But That Use Is Prohibited by Victors.

(Journal Special Service.)
Tokyo, Jan. 5.—A supplementary agreement was published today which pro-

CALL KUROPAKIN A BETTOR.

(Journal Special Service.)
London, Jan. 5.—The enemies of General Kuropakin are, says a dispatch from St. Petersburg, doing everything they can to discredit him at the present juncture. The latest report spread by

ACTRESS EDNA MAY GETS HER DIVORCE

(Journal Special Service.)
New York, Jan. 5.—Miss Edna May obtained a divorce yesterday from Fred Titus. The suit was filed about three years ago. The granting of a decree has revived interest in the stories from England during recent years, which told of the intention of the actress to marry various titled and untitled gentlemen.

Miss Edna May refused to be seen. Mr. Petty, of Syracuse, father of the actress, spoke for her, denying that she had another marriage in prospect.



U. S. Senator Dubois, Who Has Presented Affidavits Charging Timber Frauds in Idaho.

MAYOR AND CHIEF APPEAR IN COURT

Indicted Officials at Liberty on Own Recognizance, Will Be Arraigned Monday.

BONDS REQUIRED FROM ELLIOTT AND OTHERS

Grand Jury Examined City Jail, and Is Now Making Up Final Report.

Mayor George H. Williams, indicted yesterday by the county grand jury for malfeasance in office, appeared at the courthouse today and arranged to make an appearance on Monday, when he will be arraigned, and, unless granted further time, will then enter a plea of guilty or not guilty.

JURY SAYS NOT GUILTY BUT JUDGE SENTENCES

(Special Dispatch to The Journal.)
Colfax, Wash., Jan. 5.—Charles Martin, charged with murder for the killing of Frank Parker, was found not guilty by a jury at midnight on the ground of insanity.

NEBRASKA LUMBERMEN WILL VISIT OREGON

(Journal Special Service.)
Butte, Mont., Jan. 5.—Members of the Nebraska Lumber Dealers' association, 250 strong, will visit the big lumber mills of Oregon in June in search of new markets, according to word received here today by officials of the Big Blackfoot Milling company.

CORPSE OF PURE FOOD MAKER FOUND IN RIVER

(Journal Special Service.)
Battle Creek, Mich., Jan. 5.—The body of N. S. Phelps, the missing financier, who is connected with several large pure food concerns in this city, was found in the river here today. He has been missing several months. It is believed that he committed suicide on account of business reverses.

ARBITRATION TREATY WANTED BY GERMANY

(Journal Special Service.)
Birmingham, Jan. 5.—The Post here says that Germany is seeking to arrange a German-American arbitration treaty similar to the Anglo-American treaty recently signed.

BIG MEN INVOLVED

Missoula Citizens Implicated in Land Frauds in Montana.

INDIANS WERE TOOLS OF SWINDLERS, IT IS SAID

Information, Pointing to Conrad, Opponent of Gibson for Senate, Has Been Filed in Washington, Says Rumor.

(Journal Special Service.)
Helena, Mont., Jan. 5.—Government agents are on the way to Montana to inspect the alleged wholesale land frauds, according to private advices received here.

Information had been presented to the secretary of the interior alleging violations of the land and desert-land laws in Montana on a gigantic scale. The information presented alleges that great tracts of timber lands in Missoula county, Montana, were taken up and patents secured from the government by perjured evidence.

It is alleged that many of these claims were taken by Indians. Twelve or fifteen prominent citizens of Missoula county are implicated in the frauds.

It is reliably stated that information has also been presented to the department involving W. G. Conrad, of Great Falls, Mont., Senator Gibson's principal opponent for the senatorship, in frauds committed northwest of Great Falls.

It was rumored here that Senator Gibson had presented the information to the department, but this, according to the message, he denied in positive terms, asserting that he had presented no information of any kind to the department and received no communications implicating any of the citizens of Montana.

In connection with the alleged frauds a special agent, it is said, has just submitted a report to the secretary alleging wholesale frauds by land companies operating near Libby, in Flathead county, Mont.

All of these cases will be investigated as soon as inspectors can be sent to Montana. In this state it is said that certain wealthy and influential men have been obtaining large tracts of desert-land and lands said to contain copper and other ores by fraud. According to the report, women and men have been used as dupes in Montana, just as they were used in Oregon.



Dr. Leroy S. Chadwick, His Daughter Mary, and Sheriff E. D. Barry of Cleveland, Who Took the Doctor Into Custody.

BIRTHS FAR EXCEED DEATHS IN THE CITY

Vital Statistics for Past Year Show a Healthy Growth in Population.

There were 1,650 births in the city of Portland the past year. Rating the population at 150,000, each individual in the city contributed .01 toward the increase in population by birth.

The following are the monthly records of births: January, 142; February, 151; March, 128; April, 148; May, 119; June, 138; July, 124; August, 140; September, 140; October, 123; November, 123; December, 146.

EASTERN OIL LOWER.

(Journal Special Service.)
Toledo, O., Jan. 5.—The Standard Oil company today cut the price of eastern crude oil to 5 cents a gallon and western crude oil to 4 cents a gallon. No reasons are given.

HOT FIGHT FOR GAVELS

No Election in Either House of Legislature Likely on First Ballot.

VAWTER HOLDS BALANCE OF POWER IT SEEMS

His Stand Will Affect Speakership and Laycock's the Presidency of the Senate—Many Claims.

The organization of the legislature is occasioning one of the keenest political fights that Oregon has witnessed in recent years.

Senator Kuykendall and Senator Carter, the chief candidates for president of the upper house, both profess to be absolutely confident of election.

A. L. Mills and T. B. Kay, the leading candidates for the speakership, are running about neck and neck, while W. L. Vawter, the third man in the race, professes to believe that the honor must eventually fall to himself.

In the contest over the presidency of the senate the issue is plainly drawn between the machine and the anti-machine forces. Kuykendall has the backing of every vote which the Republican organization can throw to him.

On the other hand, Senator Laycock of Crook, Grant, Klamath and Lake, who was accounted a supporter of Carter, declared this morning that he was unpledged.

"I am not pledged to anyone," said Laycock this morning. "I wish to get through certain legislation in the interest of my district and that will probably determine my vote for president of the senate. We want a law that will afford some revenue to our county from migratory stock. At the present time we are subject every year to the incursions of large bands of sheep from other counties where there is no summer range. From May to November these herds live upon the ranges in my district, and there is no compensation for the serious loss which they inflict. We want a law which will afford some protection from this evil and some revenue to the county."

Laycock Wants Certain Laws.
"I suppose that the senators from Umatilla, Wheeler and Morrow counties would be reluctant to vote for such a law as we want. I think, however, that Senator Ross would support it. I have not promised my vote to either Senator Kuykendall or Senator Carter, though both are good friends of mine. I shall probably vote with whichever one will give the best assurance of such legislation as my district needs."

This declaration by Senator Laycock will doubtless afford fresh encouragement to the Kuykendall forces. Ross and Kuykendall are under no slight obligations to eastern Oregon. It is quite likely that he will assure Laycock of his aid in securing the legislation he desires.

It is highly probable, however, that there will be no election of either president of the senate or speaker on the first ballot. In the upper house the number of "doubtful" senators makes

FOUR HIT, ONE DEAD, IN A STREET DUEL

(Journal Special Service.)
Chicago, Jan. 5.—In a desperate battle with ten armed hold-up men and train robbers at 11 o'clock this morning, Policeman James O'Keefe was killed and Policeman Richard Birmingham was probably fatally injured. Ollie Feinberg is fatally and Frank Gaggan slightly wounded.

The policemen were sent to arrest Feinberg and Gaggan for shooting a policeman. After considerable search they found their men, and approaching called on them to surrender.

The men hesitated and both policemen fired revolvers to enforce their demands. Feinberg and Gaggan exchanged