

GOOD EVENING.
The Weather.
Showers and cooler Wednesday
probably showers; south to west
today.

The Circulation
Of The Journal
Yesterday Was 20,600

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OBJECTIONS OF LAND FRAUD DEFENDANTS WIPED OUT BY BELLINGER WHO UPHOLDS ALL PROSECUTOR'S CONTENTIONS

"A CLEAN SWEEP"

"This Clears Decks for Early Trials," Declares Hency.

GRAND JURY HELD TO BE LEGALLY CONSTITUTED

Mitchell, Hermann and Williamson Listen in Crowded Court-Room to the Demolition of First Defense Offered.

Every objection raised by Senator Mitchell's plea in abatement to the indictment found against him by the federal grand jury was swept aside this morning by Judge Bellinger. It was a signal victory for the government and Senator Mitchell will be obliged to face trial in June.

Judge Bellinger's decision was rendered in a crowded courtroom, many of the leading members of the bar being present. Senator Mitchell occupied his customary seat beside his attorney, Judge A. S. Bennett, but his composure seemed undisturbed as the elaborate defenses reared by his counsel were one by one swept away by the court.

"This clears the decks," said United States District Attorney Hency after the adjournment. "It is a clean sweep for the government and means an early trial for Senator Mitchell upon this indictment. A demurrer is still to be argued but that is a mere matter of form and I think the defense so regards it. The indictment is all right."

In dismissing Senator Mitchell's plea in abatement Judge Bellinger has disposed of all similar pleas filed by other defendants in the land fraud cases as stipulated that all should stand or fall together. Some demurrers remain to be argued but they are regarded as purely formal.

In Senator Mitchell's case the demurrer is to be argued by briefs. If the demurrer is overruled, as the prosecution expects, the defendant will then be compelled to enter his plea, guilty or not guilty, to the indictment.

Upon every issue raised, the court decided in favor of the government. The contents of the defense that certain of the grand jurors were not qualified to act; that the grand jury was not legally organized; that Francis J. Hency had no right to regularly act as attorney for the defendant; that the contents of the indictment were not properly raised by plea in abatement, and therefore the court and not a jury must decide upon the legality of the grand jury's proceedings.

HOP POOL ATTACKED

Shorts Ask Court to Enjoin From Combining to Get Prices.

SAY ACTION WOULD PROVE THEIR RUIN

Producers Declare That Injunction Proceedings Do Not Bother Them, and That They Will Hold.

Dealers who have sold short in hops today attempted to prevent the formation of the big pool of the Oregon product by praying for an injunction by the circuit court restraining the growers from entering into what the complaint says "is a combination, pool and trust, in restraint of trade, calculated to ruin dealers who depend on free and open competition."

A. C. Her, representing the shorts, through their attorneys, Bernstein & Cohen, filed the injunction suit this forenoon, and an order issued at once for the defendants to appear and show cause why they should not be restrained permanently from forming the pool.

Other members of the proposed pool expressed themselves in the same manner. They declare there was no law that could stop them from holding their crops, and that were the court to grant an injunction the shorts who need hops so badly would not be able to fill their contracts without paying higher prices.

Back of the suit of Her are the brewers and other short sellers, who claim that there was a pool to be formed now, with the supply less than the demand, they would be ruined in business.

So desperate is the situation for the shorts that they are carrying the fight into the federal court, invoking the anti-trust statute, on the ground alleged in the state circuit court suit—that the pool would be a trust, combination and in restraint of trade.

The proposed pool was to tie up 15,000 bales of hops, and would take that amount off the market at once. The proposal to pool these hops was made some time ago, but it was not prior to a week ago when the idea took tangible form, and Conrad Krebs, of Salem, and Julius Pincus of Isaac Pincus & Sons, of Tacoma, were the chief movers in calling the meeting.

At the meeting this afternoon were M. H. Durst, the heavy California grower; James Sewell and George Bagley of Hillsboro; William Davis and Mr. McPherson of Forest Grove; George A. Dorcas and William Cheshire of Eugene; T. A. Riggs and Mr. Giltner of

WOMEN PRESENT AT TRIAL OF ACTRESS

Court Rescinds Order Barring Sex From Nan Patterson's Ordeal.

TESTIMONY THE SAME AS AT FORMER TRIALS

Captain Sweeney Tells of Conversation He Had With Prisoner at Her Arrest.

New York, April 25.—As a result of rescinding the order excluding women from the courtroom, many women and girls were present at the Nan Patterson trial this morning.

Walter Norris, desk sergeant at the Leonard street station, was the first witness. He identified the revolver secured when Nan was brought to the station.

Captain Dennis Sweeney told of the conversation he held with the prisoner after her arrest. The testimony does not differ from that of former trials.

Yesterday the photographer and architect who had prepared the pictures and plans of the cab in which Young was killed, briefly explained their contributions to the case.

Wardman Edward J. Quinn, who took Miss Patterson from the hospital to the police station, told his connection with the affair and identified J. Morgan Smith and his wife. Quinn said that Miss Patterson was hysterical on the trip from the hospital to the station house, but that she became cool and collected when the station was reached.

Justice Gaynor has denied the petition compelling the district attorney to return the letters taken from the Smiths when they were arrested.



Senator John H. Mitchell and His Attorney, A. S. Bennett, as They Appeared in Court This Morning.

PORTLAND MAY BE THE CHOSEN CITY

Permanent Headquarters of Women of Woodcraft May Come to Oregon.

WILLIAM REIDT WILL DONATE GOOD LOCATION

W. O. W. May Reduce Payment of Policies Instead of Raising Rates.

Los Angeles, Cal., April 25.—Thursday the Women of Woodcraft members will decide upon a location for their headquarters. Oakland and Salt Lake are making a strong fight. Oregon delegates, however, want the headquarters at Portland, having the support of the head officers of Washington and Montana.

The rate proposition is under discussion by the Woodmen of the World. Instead of raising the rate, a resolution has been introduced that if a member dies at any time during the first year he shall receive but one half of his policy, the second year two thirds and after two years the full amount.

The fact becoming known that a desirable location would be donated the Women of Woodcraft should the city of Portland be chosen as a permanent site for its headquarters has stimulated all members of the northwest states to redoubled efforts to secure a favorable consideration of the Oregon metropolitan.

Bigelow's confession, in which he admitted to the board of directors that he was a defaulter to the extent of \$1,450,000, was begun Saturday evening. The money, he said, had been lost in speculation in wheat and stocks. Not a dollar of it could be recovered, and the only sum he could offer toward recompensing the bank were personal securities valued at \$300,000.

Bigelow has for years been recognized as one of the foremost financiers of the country. For 15 years he has been associated with the First National bank and his business connections with prominent financial concerns, were legion.

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OREGON WHEAT TURNED THE TIDE

Broke the Bull Pool in Chicago—Mixed With Graded Grain.

LAWSON TELLS WALL STREET TO KEEP COOL

Advises Traders to Hold Steady—Two Failures Announced in New York.

Chicago, April 25.—Oregon products are proving an important factor in the Chicago market. Oregon wheat to the amount of 15,000,000 bushels, put on the Chicago market in the last few days, was an important factor in the big drop in values that has taken place in the big fight that has raged between the Gates bulls and Armour bears.

At present it is leaving the wheat market severely alone, as far as the May option is concerned. The wheat market today was quite exciting, but it was purely a professional affair and prices were up and down at will.

At the close today May was but one quarter cent above yesterday, while July and September were each up one half cent.

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KAULBARS IS CHIEF

Kuropatkin Succeeded as Commander of Second Army Corps.

TOGO AND HIS SQUADRON ARE LOCATED OFF KOREA

Russian Fleet Taking Coal Off Hainan Island—Czar Again Promises Reform and Public Assembly.

London, April 25.—A dispatch to the Exchange Telegraph from St. Petersburg states that "Kuropatkin has resigned as commander of the second army and is succeeded by General Kaulbars." The dispatch adds "three of the chief revolutionary leaders of Russia have been arrested."

A Chinese dispatch states that it is reported from Korea that Admiral Togo with a major part of his squadron was at Tsushima bay, near Fushan, Korea, on April 20.

The governor of Hainan island has wired the Chinese government that the Baltic fleet is taking coal off the coast of Hainan. It is reported that the Russians will make a prolonged stay off Hainan island, where they will await the arrival of Nohogoroff's third Baltic squadron, which is now en route.

It is reported from St. Petersburg that the admiralty has no information as to whether Rojensky is waiting for Nohogoroff's detachment, and suggests the transport fleet may be left to the care of the slow but powerful ships of the latter's squadron while Rojensky tries conclusions with Togo.

This message is evidently intended to quiet the fears of the people that the promises contained in the czar's rescript have not been fulfilled.

It is stated on good authority that accounts to all political and religious prisoners will be proclaimed shortly. The government has decided to proceed by peaceful methods in future rather than by an exhibition of force.

Bombay, April 25.—The Times, commenting on the recent liberal opposition in the British house of commons to the strengthening of the northwestern frontier of India, says that the opposition does not realize the importance of the matter. It asserts that a Russian army of 200,000 men is concentrated in Central Asia, that the Russian force is within striking distance of Herat, Afghanistan, which it could capture in a week.

ARABIAN INSURGENTS WIN A BIG VICTORY

Aden, Arabia, April 25.—The relief force under Risa Paasha, consisting of 6,000 men, has been defeated by insurgents. Only 1,000 reached Sanaa, where they fled after being routed. The insurgents only captured seven guns and 200 camels laden with supplies and ammunition. Further reinforcements have been dispatched to Sanaa, which is closely invested by Arabs.

MILLION DOLLAR STEAL CAUSES RUN ON BANK

Milwaukee, Wis., April 25.—Despite the assurance of business men and strong financiers that all depositors of the First National bank will be paid dollar for dollar, an immense crowd of people began to gather in front of the bank at an early hour this morning.

The crowd manifested every evidence of being panic-stricken and an immense throng surged around the bank all day clamoring for their money.

Crowds of people also waited long before the opening of the doors of the Milwaukee Trust company, despite the assurance that the concern was not involved in the financial troubles of the First National, or Bigelow. The latter was a director of the company, but was removed as soon as his default became known.

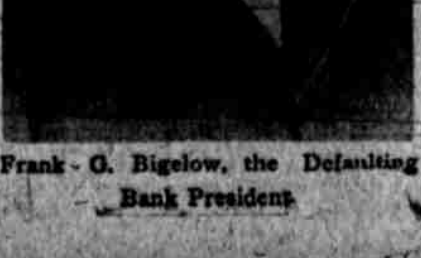
50,000. The crowd cheered him, but the line did not diminish.

Nearly a hundred policemen tried to preserve order, but it is difficult work. The directors of the First National held a meeting this morning and issued a statement declaring that they will meet every demand. No other local banks are affected as yet. Bigelow is said to be in good spirits today.

The Clearing-House association has declared the First National perfectly safe, and it is paying all demands. Director Beggs, of the First National and Milwaukee Trust company, says that the 26-day withdrawal notice will be enforced by the trust.

A million dollars from the Chicago banks, and the same amount from local banks, poured into the coffers of the First National today. Bigelow did not appear at the bank today, but remained at home. He probably will appear before the grand jury May 19. It is reported that Goll has been arrested in Chicago.

Bigelow was arrested last night on complaint sworn to by United States District Attorney J. C. Butterfield, charging him with embezzling a sum exceeding \$1,450,000. Henry C. Goll, assistant cashier of the bank, will also be arrested. Bigelow was held under \$25,000 bonds to the federal grand jury.



Frank G. Bigelow, the Defaulting Bank President.

WILL FURLOUGH FOUR CLERKS AT ROSEBURG

Washington, April 25.—Commissioner Richards of the general land office has decided to furlough four of the clerks on duty at the Roseburg land office pending a resumption of business at that place.

RESERVED FOR EMPLOYMENT
General Land Office
New York, April 25.—The Board of Supervisors of the city of New York has decided to reserve for employment the four clerks on duty at the Roseburg land office pending a resumption of business at that place.