

# TO INDICT TOMORROW

## Marion County Grand Jury Will Report on School Land Frauds.

# BIG FISH HELD BUT SMALL FRY LET GO

## Consequently Few Indictments Are Expected; But All of Ring Leaders in Frauds—Where the Benefit Lies.

(From a Journal Staff Correspondent.)  
Salem, Or., April 27.—The investigations of the Marion county grand jury into the school land frauds have brought to light a mass of incriminating evidence and laid bare the operations of the scoundrels who have robbed the state of immense tracts of land.

Indictments will be returned tomorrow afternoon when the jury will present its final report. Owing to the inadequacy of the state laws and the limited jurisdiction of the grand jury, which can indict only for crimes committed in Marion county, many of the scoundrels will escape, but it is believed that the investigation will result in the restoration to the state of hundreds of thousands of acres fraudulently secured by land thieves.

### New Indictments Expected.

It is expected that the indictments will be few in number, for the grand jury has sought to reach only the principals, allowing their tools to escape. Probably a hundred indictments could be returned if the smaller offenders were to be brought to justice.

### The Men Involved.

E. A. D. Futner, notorious for his frauds against the government, has been a large operator in state school lands, and much of the grand jury's time has been devoted to his case. It is freely predicted that he will be found among those indicted when the report is filed.

A. T. Kellier, formerly of Salem, secured immense tracts of land through dummy or bogus applications in the names of fictitious persons. In hundreds of cases applications for the purchase of land were made in fictitious names, and the claims were immediately assigned to Kellier. The evidence against him is regarded as very strong.

F. W. Jewett of Hillsboro, Minnesota, is another heavy operator whose transactions have been under constant scrutiny since his holdings of school lands are said to have been secured from the state through frauds.

### Turner Under Searchlight.

H. H. Turner of Salem, a notary public, whose name has been attached to a large number of applications for school lands declared to be fraudulent, was before the grand jury this morning. Experts on handwriting have declared that Turner forged the signatures of some of these applications, and then attached his notarial certificate, declaring that the fictitious applicants had made oath before him in answer to questions there recorded. Turner is believed to have been in the employ of Kellier.

### Law's Arms Is Weak.

The state laws are very inadequate for the punishment of persons guilty of land frauds. There is no provision for the punishment of conspiracy to defraud the state or its lands. Offenders can be reached only where they have violated the statutes against forgery, perjury and subornation of perjury. Furthermore, the Marion county grand jury cannot reach criminals whose crime was committed in another county. Hundreds of fraudulent applications emanated from Multnomah county, but these cannot be acted upon by this grand jury. Portland men have been before this grand jury during its sessions, among them George Sorenson, Thad S. Potter and Charles F. Lord, all under federal indictment; J. J. Fitzgerald, J. S. Wells, M. F. Culver and W. T. Burney.

Most of all of them certified as notaries to applications for school lands, which are regarded as fraudulent.

William K. Jones of Portland, formerly a member of the legislature and recently indicted for the second time by the federal grand jury, was a heavy operator in school lands, especially in the proposed Blue mountain reserve. Many of the transactions in which his name appears are said to be tainted with fraud.

### Mays, McKinley and Others.

F. P. Mays, state senator from Multnomah county, and also under federal indictment, appears in the background, having been interested in the Blue mountain operations.

Horace G. McKinley, Dan Tarpley and

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# GOT PRICE FOR VOTES

## District Attorney Manning Says Councilmen Withheld Franchises

# WILL ASK AT ONCE FOR A GRAND JURY

## Satisfied That There Has Been Corruption in City Council, and Is Determined to Unearth Dishonest Men.

"I am almost certain that a grand jury will be called," said District Attorney Manning today, "for the evidence that has been adduced in my investigation of the charges of corruption in the city council is of so serious a character that nothing short of a complete and vigorous investigation will satisfy the ends of justice."

"Some of the testimony is specific. It names men and sums of money alleged to have been paid to influence votes, and even goes so far as to give in exact detail the attempts, and it is asserted, the successful attempts, to purchase the support of councilmen for certain measures and their votes against others."

"I have had before me Councilmen Merrill, Sharkey and Bentley, J. C. Ainsworth, J. H. Thatcher, district manager of the Pacific States Telephone and Telegraph company; Manager Stow of the new telephone company, who is trying to obtain a franchise and who failed in such attempt more than a year ago, and Manager Craney of the Trinidad Asphalt company."

"I cannot give out their testimony, especially in reference to the councilmen, who are under investigation. I must maintain silence. But I may say that Councilman Merrill although subpoenaed as a witness, has not been referred to in any of the charges that have been lodged against members of the council."

The particular matter just now under inquiry is the alleged handling of money by Councilman Rumell for the purchase of councilmen's votes, and that \$10,000, or approximately that sum, was paid to defeat the proposed franchise asked by the new telephone company a year and a half ago.

Other charges will follow in the investigation—the claim that money has been grafted from contractors on street and other work for the city, that contracts have been manipulated in a manner to cause the city to pay more than it should for many improvements of the past three years.

"Say to the people," said Councilman Manning, "that I am under investigation. Turn on the spotlight, and if there has been corruption let the guilty men be punished. I care not who they may be; any man who will betray his trust and accept money or other consideration for his vote as a public servant, such a man should receive no merciful treatment from the courts, for my part, I hope the investigation will be pushed to the extremity. I certainly welcome it."

# CARNEGIE ESTABLISHES BIG PENSION FUND

(Journal Special Service.)  
New York, April 27.—The announcement is made today that Andrew Carnegie has established a \$10,000,000 fund to provide "retiring" pensions for teachers of universities, colleges and technical schools in the United States and Canada.

# CONFESSES TO KILLING AMERICAN TEACHERS

(Journal Special Service.)  
Washington, April 27.—The leader of the outbreak who murdered four American school teachers near Cuba, Philippines, in June, 1902, has been captured and has confessed. The government will urge the extreme penalty.

# WOMAN FRIGHTENS CHILDREN INTO OBEDIENCE, BUT USES ARSENIC INSTEAD OF SUGAR.

(Journal Special Service.)  
Salt Lake, April 27.—A demurrer in the case of Don Carlos Mussen and Charles Smurthwaite against the Mormon church and Joseph F. Smith, trustees, was filed this morning. It states that the church was improperly made the defendant because it is a voluntary religious association and not a corporation or legal entity.

# STEEL KING TASTES LIFE IN CITY JAIL

(Journal Special Service.)  
Pittsburgh, April 27.—James B. Laughlin, treasurer of the famous steel firm of Jones & Laughlin, worth \$3,000,000 in his own name, was arrested at an early hour this morning while trying to use his night key to let himself into his home. He was mistaken for a burglar by a special policeman, and in spite of the protests of the multi-millionaire, dragged into a police box, bundled into a patrol wagon and locked in a dirty cell. He was refused the right to telephone to the father or wife, the police telling him that all good burglars had alibis.



JESSE EDWARDS OF NEWBERG



E. L. SMITH, PRESIDENT



TOM RICHARDSON, SECRETARY



ORVILLE JOHNSON OF BAKER CITY

# DR. MACKENZIE WEDS MRS. BROWN

## Groom Prominent Physician and Bride Well Known in Spokane Society.

### CEREMONY PERFORMED BY ABBOTT THOMAS

## Numerous Portland People Present—Couple Leave for Trip to California.

(Special Dispatch to The Journal.)  
Spokane, Wash., April 27.—At the home of Mrs. H. B. Luhn, in this city, yesterday afternoon, Dr. Kenneth A. J. Mackenzie of Portland married Mrs. R. E. Brown, sister of Mrs. Luhn. The ceremony was performed at 2 p. m. by Abbott Thomas of Mount Angel, and was attended only by near relatives of the pair.

These persons were here from Portland to attend the wedding: Mrs. R. L. Barnes, Miss Isabella MacLean, Ronald S. Mackenzie, Miss Jean Mackenzie, Miss Barbara Mackenzie and Andrew Kerr.

The bride and groom left on the afternoon train to visit in Salt Lake, San Francisco and southern California before returning to Portland, where they will make their home.

Mrs. Brown has been a resident of Spokane for years, and is well known in society.

# "SEE, MAMMA IS ANGRY, WILL KILL HERSELF"

## Woman Frightens Children Into Obedience, But Uses Arsenic Instead of Sugar.

(Journal Special Service.)  
Salt Lake, April 27.—"See, mamma is angry; now she's going to kill herself." This was the exclamation often used by Mrs. Jane Maynard to frighten her children into obedience. Following the words, the woman would put sugar in a glass of water and drink the mixture and feign illness. This always had the effect of producing good behavior.

The Maynards lived at South Jordan, a settlement a few miles from Salt Lake. Yesterday afternoon during her husband's absence, the mother had trouble with one of the little ones. The children were unable to tell exactly what the mother did, following her reproach of the lad, but the neighbors afterward found the woman lying dead in her home.

An examination disclosed that death resulted from strychnine poisoning. So far as is known no motive for suicide existed. The strychnine was used in poisoning wolves that prey on the flocks.

It is believed the woman made a mistake and put strychnine instead of sugar in her glass yesterday.

# GOT THE EXPERIENCE SHE WAS LOOKING FOR

(Journal Special Service.)  
Chicago, April 27.—Seeking material for a book on the "Temptation of Young Women in Chicago," Mrs. Anna Howard was not disappointed. She found an entire and complete array of material before her left the cab which was to convey her within sight of the "seamy side."

In the Harrison street police court today she asserted that she had been robbed by Robert Pie of \$700 and had been injured by him. She engaged the cab on which Pie was employed and decided to visit a "west side" "tavern" for her first impressions. Mrs. Howard said.

It is alleged by Mrs. Howard that Pie seized and chloroformed her, after which he took her diamond rings, valued at \$700, from her ears and fingers.

"I returned to consciousness in the cab before I got home," Mrs. Howard reported to the police. "I did not know my diamonds were gone until I reached my room."

# FORGET HILLS RUSH

(Journal Special Service.)  
Pomeroy, Wash., April 27.—The Pomeroy flour mill, containing \$10,000 worth of grain and four, burned early this morning. Loss \$25,000. Origin unknown. The Allen town was damaged by water.



F. C. WILLIS OF ECHO



F. J. BLAKEY OF ROSEBURG

Some of the Officers and Delegates to the Oregon Development League Convention.

# FIFTY MILLIONS IS THE SHRINKAGE

## Eleven of Leading Stocks Plunge Downward in Spite of Juggling.

### BEARS SURPRISED AND BULLS PANIC STRICKEN

## Amalgamated Feels Lawson's Fist to Tune of More Than Five Millions.

(Journal Special Service.)  
New York, April 27.—The total shrinkage in the value of 11 of the leading stocks in today's slump aggregates \$50,237,672. Among those showing the heaviest loss are: Amalgamated, \$4,450,000; Atchison, \$3,994,999; Smelter, \$1,250,000; St. Paul, \$1,237,454; Canadian Pacific, \$2,750,000; Louisville & Nashville, \$4,400,000; New York Central, \$4,500,000; Pennsylvania, \$18,000,000; Reading, \$4,200,000; Tennessee Coal, \$1,250,158; Union Pacific, \$7,847,118.

Such a crash was witnessed on the stock exchange today has not been seen in this city for many a day.

The Bismarck defalcation in Milwaukee is generally accredited by the trade as being the principal cause of today's severe slump.

The bulls are panic-stricken and even the bears, whom the market enriched, do not know what to say of today's performances on change.

The market opened with a downward tendency and but for very slight delays, the price gradually worked toward the bottom. The closing was the weakest seen in years.

The losses shown today are heavier than during any recent session, all things considered.

Tennessee Coal & Iron proved a gold mine to the bears with its net loss of \$5,125,000 on every share or a total loss on all stocks issued of \$1,250,158.

Pennsylvania railway is worth just about \$10,000,000 less this evening than it was last night. During the day it lost \$2,274,000 on every share of stock.

Amalgamated Copper ran up against Lawson and the bears today and the total stock of the corporation is valued at \$4,500,000 less than last night.

On account of a very unfavorable statement the Atchison railway received a slump of \$2 a share today or \$2,000,000 on its total holdings.

Union Pacific had more trouble today in its conflict with the moriger crowd and this, with other bear causes, let the price down just about \$7,847,118.

Reading railway stock could not withstand the general slump and prices are \$2 off on each share. On its total capitalization Reading today lost about \$4,200,000.

# ANOTHER KANSAS REFINERY

(Journal Special Service.)  
Kansas City, April 27.—H. H. Tucker, Jr., today bought a 40-acre tract at Turner, Kansas, on which he will build a large independent oil refinery.

# TURKEY LEASES TRIPOLI TO A FRENCH COMPANY

(Journal Special Service.)  
Rome, April 27.—A sensation has been created by the announcement that Turkey has leased Tripoli for 99 years to a French company, which undertakes to make extensive improvements in the port, securing in return import and export pecuniary advantages.

# RAILROADS DEMANDED

## More Transportation Facilities, Keynote of League's Talk.

# GROWTH RETARDED BY LACK OF COMPETITION

## Men Who Are Pulling Altogether in Well-Directed Effort to Build Up the State Discuss Oregon's Resources.

# YOUNG PATRICIDE IS AN EPILEPTIC

## State Rests Its Case and Boy's Mother Goes to Stand to Show Son is Insane.

### WOMAN SWEARS HUSBAND WAS LAZY DEGENERATE

### Youthful Murderer's Sister is Among Witnesses and States He is Seventeen.

(Special Dispatch to The Journal.)  
Chesham, Wash., April 27.—The state's case was brought unexpectedly to a close in the trial of Tom Brown for slaying his father this morning after three witnesses had been called. These were Surveyor Geiger to identify the plot he had made of the scene of the tragedy, John Whitehead, who staid there the night of the crime and who dug up the first bullet fired at Brown and produced it in court and identified the same, and Mrs. Myrtle Young, sister of the defendant. She lives in Dryad, 12 miles from Brown's and had not been home for two years until her father was killed. She was married at 18, and gave Tom's age as told by his parents at 17.

The state rested, Attorney Falkner stating that the defense had stated in open court that they admitted the killing, and would plead insanity for the prisoner.

Florence A. Brown, mother of the prisoner, was the first witness for the defense. Attorney Ponder stated they would prove her husband was a drunken, indolent, degenerate man, who had threatened his family, and threatened his wife with death if she did not destroy her son Tom, after his conception, and other statements along such lines to show that the defendant was an epileptic and had been so for years.

The mother's testimony was along lines to establish these statements. There was a sharp legal contest over the admission of certain evidence, Falkner contending that the defense had no right to introduce evidence showing the cause of insanity alleged, but might produce testimony to prove that the boy was insane. The court permitted the evidence to go in.

Walter Blake was the first witness examined yesterday. He is a brother of Mrs. Florence Brown, mother of the boy who is being tried for his life. Mr. Blake testified to being called to the scene of the tragedy, on the evening that it occurred, from his home about one mile distant from that of the Browns.

Blake stated that on the day of the murder he saw Tom Brown at the school house, and when called to the Browns' home that night he met Tom about a quarter of a mile from the house. He asked him why he had killed his father and the boy replied that he had to do it, and that if he had not killed him then he would have had to do so at some other time. When Blake told the boy that he could have found protection at the Blake home, the boy insisted that he had to kill his father.

Blake told the story given by Tom to him at the time of the murder, beginning with his return to his home after school was dismissed, of his discovery that his father had borrowed his pony to use without his knowing it, and his starting down the road to meet his father and brother Charles when he found this out.

According to Blake the accused boy told him that he had found his father with the team stuck iron pulling too heavy a load and that a quarrel ensued in which Tom insisted that his father take the pony out. Tom claimed that

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### TRAVELS FIVE DAYS IN ARCTIC ATMOSPHERE

(Continued on Page Two.)

"I did not suffer much until the third day. The car seemed to get colder and colder and I feared to go to sleep. Staying awake is what makes a fellow crazy. I felt a grinding pain in my stomach, as though two horses were pulling together. I walked up and down the car until I dropped. Tom insisted the car was terrible and a time when I came over me. A pricking sensation through the legs and arms kept me from sleeping. I saw my first star, and I saw the northern lights. I saw the aurora borealis. At every stop I made I made efforts to attract attention by the firing of a pistol. I saw the aurora borealis.

Omaha, April 27.—With a revolver, Emil Schwartz fought against death in the ice box of a Union Pacific refrigerator car. After five days of Arctic exposure he finally attracted attention and gained relief by firing a pistol shot through the roof of the car as the brakeman was passing overhead.

Schwartz was en route to New York from San Francisco, and rode in a refrigerator car from Laramie, Wyoming, to Omaha. During the journey he lost 15 pounds, and when rescued both feet were frozen so he could not stand. Describing his experience, Schwartz said:

"I did not suffer much until the third day. The car seemed to get colder and colder and I feared to go to sleep. Staying awake is what makes a fellow crazy. I felt a grinding pain in my stomach, as though two horses were pulling together. I walked up and down the car until I dropped. Tom insisted the car was terrible and a time when I came over me. A pricking sensation through the legs and arms kept me from sleeping. I saw my first star, and I saw the northern lights. I saw the aurora borealis. At every stop I made I made efforts to attract attention by the firing of a pistol. I saw the aurora borealis.