

Showers tonight and Saturday; easterly winds.

HELD OFF BY NEW THEATRE SHOTGUNS IS PLANNED

Michael Devanne and Wife Defend Farm From Oregon Water Power & Railway Company Engineers.

Modern Playhouse, to Cost One Hundred Thousand Dollars, Will Be Erected at Park and Alder Streets.

JURY HAD VALUED LAND AND COURT HAD MONEY

Two Thousand Dollars for Three and a Half Acres No Inducement, However, and Sturdy Farmer and Spouse Order Construction Men to Get Clear Off the Place.

MARQUAM WILL BE USED FOR STORES AND OFFICES

Philip Gevurts to Have Charge of Financing Arrangements and House Will Be Leased and Managed by Calvin I. Heilig—Columbia Secured for Five Years.

Michael Devanne and wife, who own a farm near Fairview, held a party of railway construction men at bay with shotguns yesterday and finally drove them off the farm, although the road company had secured an adjudication on the price of the right of way and had paid the money over to the court.

A modern theatre, to cost \$100,000 is practically certain to be erected at the corner of Alder and Park streets, if plans and specifications now under consideration can be made to fit the ground. The theatre will be built to house attractions that now go to the Marquam Grand and will be leased and managed by Calvin I. Heilig, Philip Gevurts will have charge of financial arrangements.

It was brought out by the testimony that the owner had bought the land at the rate of \$2,000 for 165 acres and that for farming purposes the present market value was about \$60 per acre. The Devanne family, it is said, objected to selling the land because they were opposed to having a railroad through the farm, and it was not charged that their motive was cupidity.

The location is regarded as ideal. It is between the two principal streetcar lines of the city, and is close to the heart of the business district, but sufficiently convenient to residential districts of the west side to be assured of popularity as a family theatre. Alder street, on which it would front, is paved with asphalt, and is one of the most beautiful streets in Portland. The absence of a trolley line on the street will, it is said, add greatly to the value of the theatre as a musical house.

As soon as the verdict was rendered the company paid over the money to the court. Men were sent out to go over the ground and make final location of the track. Mr. Devanne promptly appeared with a shotgun and a few minutes later his wife came, carrying a shotgun in the hollow of her arm. They ordered the railroad men to get off of the farm.

Capitalists Have Faith in It. The theatre will be built by Mr. Downing and local capitalists who have entire faith in the proposition and are enthusiastic in its support. Mr. Downing is on a trip to Alaska, but is expected home within a short time.

MOB OF SCHOOL CHILDREN NEARLY LYNCH NEGRO

Fiend Attacks Girl in Park—Police Rescue Him From Infuriated Pupils.

The "only question yet to be settled in the state and office feature in connection with the building," said a man who is interested in the project. "There is a desire to make it exclusively a theatre building on the ground floor and have offices in the upper stories. But if the ground is to be used for anything else, some stores will probably be built in the first story. The structure will be of handsome design and the theatre will be a credit to Portland. Matters regarding location and design will be settled within a short time and the project will go through soon."

Chicago, March 23.—Quick action by the police of south Chicago prevented a mob from trampling James Lewis, a negro, to death. The negro attacked Miss Florence Adams, stenographer for the Illinois Steel company, as she was crossing a small park and knocked her down when she refused him money. Her cries attracted the attention of school children, 500 of whom took up the pursuit of the negro. Three patrol wagons followed with police and nearly all the residents of the district took part in the chase. The negro finally fell, utterly exhausted at the feet of some children. Nearly all his pursuers were pouncing on him when the patrol wagons dashed up and he was hastened away.

Mr. Heilig and the Northwestern Theatrical association may abandon the Marquam theatre about April 1, and that building will be remodeled by the Title Guaranty & Trust company and devoted entirely to stores and offices.

TEDDY AGAIN DECLINES A THIRD NOMINATION

Washington, March 23.—Representative Foster of Vermont yesterday took to the White House for the purpose of introduction two of his constituents, John S. Mead and J. S. Manning, both of Rutland. The latter said to the president that he had been a delegate to the last Republican convention and had the honor of voting for Roosevelt as the presidential candidate and hoped to have the opportunity to help in his nomination for another term. The president thanked him, but said that a second nomination was an impossibility.

Mr. Heilig arrived from Tacoma today and has been arranging final details. Although this morning was the date set for the arguing of the injunction suit brought by Mr. Heilig against the city of Portland, the matter was not discussed. John F. Logan, attorney for Mr. Heilig, said that a deal was now on which might do a deal with the case altogether. Officials of the city had threatened to close the playhouse if certain improvements were not made and the injunction proceedings were brought to stay this action.

ESCAPES LYING TO DIE ON GALLOWS

Poplar Bluff, Mo., March 23.—Curtis Jackson, a negro, was hanged this morning for an assault upon Mrs. Dan Norman, a white woman. Jackson narrowly escaped lynching at the time.

MODERN HOTEL PLANNED BY CITY OF MANILA

Washington, March 23.—Advices from Manila state that the capital of the Philippines is to have a modern hotel, to be owned by the city, and to which the insular government will lend aid. The city has asked for proposals from contractors for a building containing 300 rooms.

EMPEROR OF AUSTRIA'S CONDITION IS SERIOUS

Paris, March 23.—Dispatches from Vienna report that Emperor Franz Joseph's condition is serious. He has been rapidly falling of late and it is feared that, owing to his advanced age, he will not rally from the present attack.

STANDARD OIL SHIP SEIZED BY PIRATES

London, March 23.—Advices from Tokyo state that a launch belonging to the Standard Oil company has been seized in Chinese waters by pirates. A number of American rifles and 1,400 pounds of ammunition were captured with the vessel. The American gunboat Callao is en route to the scene.



Paul Musa, Accused Murderer.

SUSPECT MUSA BREAKS SILENCE AND DAMAGES HIS OWN CASE

Police Elated by Result of Today's Examination of Man Charged With Kuhn Murder—Alibi Weakened by Testimony of Three Men Who Knew Musa.

Paul Musa, the young German accused of the murder of Julius Kuhn, broke his silence under severe questioning this morning and admitted to Captain of Detectives Bruin that he tried twice on February 15 to borrow a revolver from Joseph Milner, the tinner who makes affidavit that Musa confessed the murder to him. He wanted the gun, he states, to protect himself from wildcats on the road through the woods from Boring to his farm. He admitted that he went home without any gun in his possession. He claims he stayed at his home six days, not leaving for Portland again until February 21, and says he has witnesses to prove it.

Captain Bruin and the detectives put Musa through a "sweating" process. "He admitted," said the captain, "that twice on February 15, just two days before the murder, he attempted to borrow a revolver from Joe Milner. When he asked him why he wanted the gun he said he wanted to go to his ranch and he wanted it for protection. He said the woods were filled with wildcats that sometimes attacked a man and he didn't like to go through them without a gun. He remarked also that he was afraid he might be held up. He admitted that he left here on the 15th for his home and declares he took no gun with him. Musa claims that he went to his ranch and remained there six days. He avers he has witnesses to prove this. He denies positively that he came back to Portland on the night of the 16th, but that this we can prove beyond a shadow of a doubt. This is one of the strongest points against him."

This morning Captain Bruin directed his detectives to bring in all those who had seen the murderer, that they might be taken before Musa for the purpose of identification if possible. Gustav Droege, who was walking along the sidewalk with a couple of women when the murderer ran from the saloon and down the street with a handkerchief over his face, looked Musa over and declared he fit the description of the murderer in every way in point of stature, form and appearance. But he could not tell about the face and was unwilling to say he was sure Musa was the same man.

Preparations were being made this morning for the arraignment of Musa, but it was finally decided to postpone this. The police say they will probably file an information direct in the circuit court and thus avoid any preliminary hearing. William Severn, brother-in-law of Musa, reached the city from San Francisco this morning and first learned of the arrest when he saw an account of it in the newspapers. He immediately called at the station and asked to see Musa. The police declined to let him into the cell until this afternoon, however.

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KILLS WOMAN; ADMITS ACT

George Blodgett of Kallispel, Montana, Shoots Alice Gordon Four Times, Then Waits for Police.

DELIBERATELY PLANNED TO COMMIT THE DEED

Told Man With Whom He Was Drinking at Hotel Van Noy Bar That He Was Going Up Stairs to See Her and That If She Refused to Take Drink He Would Kill Her.

"I am your man. I killed her. I told her I would do it, and she didn't believe me. You don't need to make any rough house. I will go along with you without making any trouble." The murder was due to jealousy and was carefully planned by Blodgett, who armed himself and went to the woman's room with the intention of killing her. George Blodgett of Kallispel, Montana, sat on the edge of a bed at the Hotel Van Noy, Elgin and Pine streets this afternoon and coolly waited for the police to arrive and place him under arrest at 1:15 o'clock this afternoon for the murder of Alice Gordon, who lay dead on a bed in room 43, with bullet holes in her breast. When Sergeant Taylor and Station Officer Casey reached the room he greeted them with the foregoing words.

"I am going upstairs," he told a man named Floyd, with whom he was drinking at the bar on the corner. "I am going to ask her to take a drink with me, and if she refuses I am going to kill her. In less than 15 minutes you will know her fate." Shot Her in Bed. When the police arrived Blodgett was sitting on the edge of the bed and paying no attention to the burning bedclothes, ignited by the discharge of his weapon. The flames were extinguished by the police. Blodgett evidently shot the woman while she was sitting up in bed, as she had thrown the clothing back, indicating that she had made an attempt to rise when she was murdered.

Blodgett was seen by a neighbor, walking to a wash basin, cleaned his hands of blood. After drying his hands he removed a carnation from a cluster lying in the basin and gently laid it on the woman's breast. Next he bent over and kissed her bloodstained face.

Ready to Go With Police. "I am ready to go with you now," he then said quietly. He was led out of the room and to police headquarters. Detective Vaughn and Helvey arrived meantime and making an investigation. Coroner Finley was notified and removed the body to his undertaking rooms after securing all the information at hand.

The dead woman was aged 31 years and is said to have had relatives on the sound. She had been employed as singer at Blaxier's concert hall, Third and Burnside streets, for about six weeks. Blodgett became acquainted with her about a year ago at Kallispel and deserted his wife and two little children for her. He has been with her most of the time since then and the woman is said to have given him cause for jealousy after securing all his money, about \$2,300, and leaving him penniless.

"I became acquainted with her at my home a year ago," said Blodgett at police headquarters. "I deserted my wife and children for her. She got \$2,200, all my money, and here lately had been acting as if she wanted to get rid of me. I determined to kill her if she did not do right. I loved her and I did wrong and suffered for her—then she threw me down and I determined that she should suffer for it."

The woman occupied room 25 at the Van Noy hotel and had been there since she began her engagement to sing at Blaxier's six weeks ago. Blodgett is said to have been at the Dalles until two weeks ago, when she telegraphed him to come to Portland. Ever since his arrival he and the woman have been quarreling, at times violently, and for

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LIST OF BOOKS FOR BINGER

Government Furnishes Detailed Information Regarding Files Alleged to Have Been Burned by Hermann.

GEARIN ARRIVES TO WORK FOR RIVER BILL

President Personally to See That Eight-Hour Law Is Enforced Where Applicable—House Committee to Consider Anti-Injunction Bill Lest It Be Taken Into Politics.

(Washington Bureau of the Journal.) Washington, March 23.—When the case of the United States vs. Binger Hermann was called today the motion of the defendant for a bill of particulars was granted. District Attorney Baker was prepared to furnish the bill immediately and submitted a list of letter-books belonging to the government with dates of the same, which it is alleged were destroyed by Hermann. Baker asked that the case be set for trial April 2, to which date Attorney General Gatlief stated that his colleague, Attorney Worthington, was absent from the city and asked that the action fixing a date of trial be deferred until his return. Baker then suggested April 15, to which date Gatlief proposed the same objection, and the matter went over until Worthington could be consulted.

Gearin in Capital. Senator Gearin reached here last evening and was in the senate today. He expressed himself as much pleased with the political situation in Oregon. Gearin will at once, with Senator Fulton, take up with the house members the bill appropriating \$400,000 for the Columbia river and endeavor to secure early action. It is unsuccessful in getting it through as an independent measure, efforts will be made to incorporate the item in the sundry civil bill.

Enforce Eight-Hour Law. The president has written to the secretary of the American Federation of Labor that he would personally see to the enforcement of the eight-hour law where applicable. The house committee on judiciary, as a result of the labor men's threats to take their contentions into politics, have decided to consider the anti-injunction bills instead of ignoring them, as planned. Senators Beveridge, Dillingham and Patterson have been named as senate sponsors on the statehood bill.

The house judiciary committee today decided that insurance was not an object of interstate-commerce and that congress hasn't the power to legislate in connection with it.

FIREMEN PLUNGED INTO FLAMES FROM ROOF

Santa Rosa, Cal., March 23.—Fire early this morning in the heart of the business section destroyed several frame buildings on Fourth street. The Masonic temple, the Armory and the city hall were menaced and slightly damaged. The Greening stables, with 40 horses, the Iron shoe shop and the Mitchell poultry store were destroyed. Mr. and Mrs. Irons, who were sleeping in the rear of the store, were rescued with difficulty. Two firemen had narrow escapes as the result of the sudden collapse of the roof and crawled out through the debris. The records were removed from the city hall, which barely escaped destruction. The loss is \$5,000.

SLAVE OF DRUG HABIT SEEKS PRISON SENTENCE

(Special Dispatch to the Journal.) The Dalles, Or., March 23.—A man arrested here yesterday for larceny in a lodging-house pleaded guilty to the crime before Justice Douthett late in the afternoon and was held to answer before the circuit court. He is a victim of the morphine habit and pleaded guilty because he believes a sentence in the penitentiary will cure. He is well connected, and believes if free from the habit that he will become a good citizen.

FOOTBALL ABOLISHED BY NORTHWESTERN

Chicago, March 23.—The board of trustees of the Northwestern university today voted to abolish football under American rules for the ensuing five years. The matter has been under consideration since last fall. The Rugby game will be substituted.

GOVERNOR PATTISON IS RAPIDLY FAILING

Columbus, O., March 23.—The physicians of Governor Pattison issued a bulletin this morning stating that the governor is not so well. A dropical condition has developed at the base of his lungs.

NEW JAPANESE LOAN IS OVERSUBSCRIBED

Tokyo, March 23.—The new Japanese loan of five per cent has been oversubscribed by more than \$4,000,000. Subscriptions are principally from financiers, chiefly from London.

OIL KING MAY SEE HER

Attorney-General Hadley Willing to Declare a Truce While Rockefeller Visits His Grandson.

SUBPOENA-SERVERS TO BE GIVEN NEEDED REST

Rogers Agrees to Tell All That He Knows in Missouri Case Hearing and Will Interpose No Further Objections to Being Examined Regarding Reformation of Combs.

(Journal Special Service.) New York, March 23.—Herbert A. Hadley, attorney-general of Missouri, will arrive in New York City at noon today prepared to follow up his victory in the Missouri courts. Hadley said today: "If John D. Rockefeller wishes to hold his infant grandson in his arms I will declare a truce and arrange with his lawyers to permit him to come to New York without interference. If the fear of subpoena services is keeping him away, he is an old man and probably wrapped up in the baby. I will give him time until the baby is able to be taken to Lakewood." H. H. Rogers, who denied the right of Hadley to force him to testify in the suit of the state of Missouri against the Standard Oil and its allied companies last month until the decision pending in Missouri affecting the same line of inquiry had been announced, sent word to Henry Wellman, the New York representative of the state of Missouri, that he would interpose no further objection to Attorney-General Hadley's proceedings. The hearing in the case of the state of Missouri against the Standard Oil company will be resumed before Commissioner Sanborn today. Attorney-General Hadley of Missouri arrived here today and will be assisted by Henry Wellman of New York as counsel for the state of Missouri. Officials of the Standard Oil company, H. H. Rogers, H. W. Tilford, W. H. Tilford and W. M. Van Buren, will appear upon the stand and answer all questions which may be put to them. It is expected that in that case the attorney-general will consent to waive the appearance upon the stand of John D. Rockefeller, who has been successfully dodging the officials of the court who had been sent out to summon him to appear as witness.

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URGES ROOSEVELT TO AT ONCE TAKE ACTION

Governor Chamberlain Writes President Relative to Wenaha Reserve Trouble.

(Special Dispatch to the Journal.) Salem, Or., March 23.—Governor Chamberlain yesterday wrote a communication to President Roosevelt concerning the trouble between the sheepmen of Umatilla county and those of the state of Washington, which has arisen from the use of the Wenaha forest reserve as grazing land for their flocks. The Umatilla sheepmen recently submitted a report in which the grievances of and discriminations against the Oregon sheepmen were set forth. The governor says: "I earnestly beseech that you require a complete investigation to be made as to the troubles growing out of the use of the Wenaha reserve to the end that an equitable adjustment thereof may be had and destruction of life and property avoided. Both these contingencies are likely to happen unless something can be done to make the people living in the section where these troubles exist feel that they are fairly treated. I beg that you will give this matter into the hands of the proper officials with instructions that a full investigation and report be made to you at once, as in my opinion the situation will not admit of delay."

CALIFORNIA ATHLETES OFF FOR OLYMPIC GAMES

(Journal Special Service.) Staten Island, N. Y., March 23.—J. H. Sedgwick and Charles Zeno, San Francisco athletes who have been selected for the Olympic games in Greece, arrived this morning via Panama. They will leave for Greece tomorrow.

FROZEN TO DEATH IN THE KUYUKUK COUNTRY

(Journal Special Service.) Fairbanks, Alaska, March 23.—Eric Erickson, an employe of the Northern Commercial company, was found frozen to death on the trail in the Kuyukuk country. His body was in a kneeling position, with the hands to the face as though warming them.

ZELAYA SECURES LICENSE TO MARRY

(Journal Special Service.) Washington, March 23.—Alfonso Zelaya, son of the president of Honduras, has secured a marriage license today to Miss Marie de la Cruz. Zelaya is the youth's present name and was born in Honduras.

NEWSIEST, BEST, BRIGHTEST—THE SUNDAY JOURNAL

These few words tell you what you can expect in The Sunday Journal, the leading newspaper in the northwest. In it you will find the news of the world and articles by special writers to interest, amuse and instruct you. The children and the grown-ups have their departments, therefore The Sunday Journal is designed for all. It would be impossible to describe the many good things you will find in The Sunday Journal, but get it and read it and you will have no other newspaper for your Sunday reading. The Workers' Magazine this Sunday will have a number of articles to interest both the workmen and the business man. They are real helps in the walks of life of each. Mrs. Osborne, the creator of fashions for American society, has a whole page of the latest things for spring wear and Mrs. Symes has several important things to tell women who are seeking health and beauty. Portland has an army which wears uniforms every day. You will be surprised to learn how many there are. The pictures of some and something about the uniforms they wear and what they stand for, you will find in The Sunday Journal. No more picturesque fighting force could be imagined than the rough riders who are to be organized in England. Their leader is quite a character. If you want to learn something of this corps of fighting men read The Sunday Journal. Don't forget the children. They are always remembered in The Sunday Journal, for the colored comic pictures and Polly Evans' page is for their benefit and amusement.