

# ELEVEN JURORS ACCEPTED IN THE BLUE MOUNTAIN LAND FRAUD CASE

### Mitchell Trial Makes Its Influence Felt and Delays Trial's Progress.

### ALL JURORS QUESTIONED CAREFULLY BY ATTORNEYS

### Large Number Excused by Court, Prosecution and Defense—Hency Busy Preparing for Taking of Testimony and Admission of Evidence.

### Bill—The Blue Mountain Reserve Case.

Scene—United States district court. Enter the shade of Senator Mitchell.

Twenty jurors have already been examined in the land fraud case in which Senator Franklin Pierce Mays, Willard N. Jones and George Sorenson are defendants, but at noon today the jury was one short of the necessary 12. If John H. Mitchell had not been included in the original indictment this preliminary work would have been completed in a few hours. It is his influence, lasting long after he has passed away, that has caused much of the delay. The questions asked of the men in the box and the challenges interposed show plainly the realization of both sides that the departed senator in his days of power made not only enemies but bitter enemies, and that inquiry put oftener than any other: "Were you ever affiliated with the Mitchell faction, the Simon faction or the Moody faction?"

### Shewen Jurors Accepted.

The examination of jurors began yesterday morning. Before adjournment for the day eight acceptances were recorded. This morning three were added, making 11 in all. Those accepted are as follows:

- George H. Bull, merchant, Lebanon, Linn county.
- J. B. Pettyjohn, farmer, Williamson, Yamhill county.
- Walter A. Goss, tennis champion, and manager Acme mills, Portland.
- Robert N. Lovelace, farmer, Rainier, Columbia county.
- William J. Fullam, shoe dealer, Portland.
- Garrett W. Versteeg, brickmaker, Portland.
- Andrew Verrier, architect, Salem, Marion county.
- Thomas C. Bodley, florist, Portland.
- J. E. Zeigler, stockman, Gervais, Marion county.
- W. M. Kapus, department manager with Portland Gas company, Portland.
- J. Buchner, farmer, Tallman, Linn county.
- Just before noon Judge William D. Fenton, who is doing the questioning for the defense, began the examination of John W. Armstrong, a teamster living at Elsie Park, this county.
- Of those already rejected one, George H. Andrews, was excused by consent. Others were disposed of as follows:
- Edward P. Hutchins, expected defense to prove innocence; excused by the court.
- George W. Kennedy, needed evidence

to remove his prejudice; excused by the court.

A. L. Miner, admitted prejudice; challenge for cause by defense and allowed.

Norris Perklus, banker of North Yamhill, decided opinion as to the verdict in the Mitchell case; peremptorily challenged by the government.

John W. Prober, farmer of Albany, peremptorily challenged by defense; reason not disclosed by examination.

Robert J. Stewart, Portland manufacturer, was a fellow lodge member of Senator Mitchell; known Sorenson; patronized Sorenson's favorite cigar store; peremptorily challenged by the government.

Amos Beach, Woodburn constable, sat on the jury that convicted Clarence E. Zachary; peremptorily challenged by defense.

This left both sides with only one peremptory challenge. There were two vacancies in the box and one juror still to examine. The defense asked that the box be filled. This would enable them to see ahead a little and reduce the danger that their last peremptory might not be put to the best use. Although the value of the defense called the examination of the remaining unquestioned juror before filling the box, Judge Hunt stretched a point and granted the request. A few minutes later the defense, in an excess of caution, wanted to pose J. Buchner for cause and reserve the privilege of going back and challenging him, but the court decided that this was asking altogether too much. The defense thereupon took exception to the ruling and accepted Buchner.

### Money Very Busy.

United States Attorney Bristol looked after the government's interests in court this morning. Special Assistant Attorney General Francis J. Hency was busy with the final preparations for the introduction of evidence and put in only an occasional appearance, at no time remaining in court more than a few minutes.

The small army of attorneys engaged in the defense was reinforced this morning by the arrival of James E. Fenton, who came from Seattle to join his brother and W. Lair Hill in the fight to save Senator Mays. Edwin F. Mays, brother of the senator, took part in the conference of the defense. These conferences were frequent, as the attorneys for Mays made no moves without consulting ex-Judge Pipes and S. B. Huston, attorneys for Jones, and ex-Judge Sweek, attorney for Sorenson.

A mass of evidence is to be introduced by the government in its effort to prove that the defendants conspired with Senator Mitchell, Land Commissioner Binger Hermann and Congressman J. N. Williamson to defraud the government out of 200,000 acres through the creation of a forest reserve that would include immense holdings acquired by them in various ways, fraudulent and otherwise. On the establishment of a reserve, land quoted at \$1.25 an acre would at once become worth \$5.00 an acre for scrip purposes, thereby assuring enormous profits, providing the government did not interfere. In this instance the government interfered and investigation was following a string of indictments.

Among the witnesses to be called by the prosecution are Captain Salmon B. Ormsby and Daniel Webster Tarpley, who testified before the grand jury that made the investigation. It is expected the trial will last about three weeks.

# HOLD-UP MEN GET BUSY AGAIN

### Three Victims Report Sensational Robberies to Officers at Police Headquarters.

### NUMBER OF HOUSES ENTERED BY THIEVES

### Detectives Recover Part of Stolen Goods and One Suspect Languishes in City Prison, Pending an Investigation by the Authorities.

Two hold-ups, a couple of burglaries and a number of petty thefts during the past 24 hours indicate that the lull in the crime carnival was only temporary and with renewed vigor the criminals who infest the city are again commencing extensive operations.

J. E. Burgess, a railroad man from Albany, and F. Shadon, a bartender at the Seattle saloon, were held up and robbed at an early hour this morning at Park and Davis streets by a masked highwayman. The footpad secured \$100 from Burgess and relieved Shadon of \$2.70. The railroad man arrived here yesterday with the savings of several months' wages and the two hoodlums struck up an acquaintance with Shadon and confidentially informed his new friend that he was the possessor of \$100. This served to intensify the mixologist's friendship and the two hoodlums' companions started out to take in the sights.

They had not progressed very far when the highwayman put in an appearance. Burgess started to resist, but Shadon advised him to submit and the crook lost no time in relieving both men of their coin. Shadon upon being interrogated at the station by Captain Bailey became extremely nervous and conveyed the impression that he might have been implicated in the robbery. Acting on this theory he was locked up pending a further investigation of the case by the detectives.

### Robbed on East Side.

James Kilroy reported to Patrolman Mallet at midnight that he had been beaten and robbed by two young men at Ankeny and Front streets. His eyes were badly blackened and the blood was streaming from a gash on his face. After taking Kilroy to the station the policeman made an investigation and found the man's hat, a pocket watch and a rosary at the scene of the hold-up. Kilroy claims that the highwayman secured \$20 from his pockets after striking him repeatedly in the face and then disappeared in the night.

P. A. McPherson, with offices in the Sellsing-Hirsch building, reports that his diamond stud was either lost or stolen while he was in Kruss's grill on Stark street last evening. He has arrived here on horseback and there are a number of small villages in the Terremote district were destroyed.

### FURIOUS STORM

(Continued from Page One.)

owing to the severe shaking which they received from the earthquake, and at Salvador and Santa Termino a number of public buildings will have to be razed. At Lallala 70 houses fell. A number of small villages in the Terremote district were destroyed.

### REIGN OF TERROR.

Horrible scenes in Stricken City—Many Made Handless by Disaster.

(Journal Special Service.)

Buenos Ayres, Aug. 21.—The cut-off in the San Diego telephone line has been repaired and hundreds of private messages have been received. They report everything in a satisfactory condition there. Refugees are arriving at Santiago on horseback and say that a reign of terror prevails in this country. Squares are full of people who have been driven from their homes. Thousands are praying in the streets and many have gone mad. The government has declared an indefinite period of mourning. Public relief subscriptions have been opened in Buenos Ayres. The Jockey club gave 60,000 pesos and the Argentine government will pass an appropriation for the relief of sufferers.

### BUILDINGS DISAPPEAR.

Administration Building and Victoria Theatre Sink Out of Sight.

(Journal Special Service.)

Santiago, Chile, Aug. 21.—Carlos Edwards, one of the proprietors of the Mercurio of Valparaiso, has arrived here on horseback. He confirms the reports that the Alameda quarter and principal avenue of Valparaiso have been transformed into heaps of ruins. When he left the city, inhabitants were wandering about looking for relatives and friends. The majority sought refuge in the hills, in parks and along the seashore.

The administration buildings and the Victoria theatre have disappeared, even to the foundations.

When Edwards left it was impossible to determine the number killed. At one depot he saw 50 bodies. The main hotel was standing and all the guests escaped.

Destruction of the villages of Papulo, Zapilla and Renza has been confirmed.

The barracks of a lancer regiment at Limache was wrecked and two officers were buried beneath the falling walls.

# This Great Sale Ends Saturday Night

From now until Saturday night will be a time of great value-giving on all of the finest grades of Clothing and Haberdashery. The entire line of Chesterfield Fancy Suits in light and medium weights are on sale at greatly reduced prices, and every man knows that prices reduced here means something. The end of the season being the only time during the year that any concessions are made from the marked price.

All \$18 and \$20 Chesterfield Suits at . . . . . \$13.50  
All \$22.50 and \$25 Chesterfield Suits at . . . . \$16.50  
All \$30 and \$35 Chesterfield Suits at . . . . . \$23.00

### SALE ON PARAGON TROUSERS.

All \$5.00 Trousers at . . . . . \$4.00  
All \$7.00 Trousers at . . . . . \$5.00  
All \$8.00 Trousers at . . . . . \$6.00

### HALF PRICE SALE ON FANCY VESTS

\$3.00 Vests at . . . . . \$1.50  
\$3.50 Vests at . . . . . \$1.75  
\$4.00 Vests at . . . . . \$2.00  
\$5.00 Vests at . . . . . \$2.50

Special sale on all light weight underwear. Sale ends Saturday night. Your opportunity nearly past.

# R. M. GRAY

# COUNTERFEITER'S OUTFIT ON ABANDONED VESSEL

### Life-Savers Find Sinking Yacht Deserted With Spurious Gold Coins Aboard.

(Journal Special Service.)

Los Angeles, Aug. 21.—Long Beach life-savers sighted a yacht which appeared to be in distress two miles off the shore and made hurried preparations to go to the assistance of those on board. When they approached the craft, which was driving ashore with all sails flapping, they found nobody aboard. The men boarded the yacht, which was a small sloop, and found a full counterfeiter's outfit.

There were dies for making \$5 and \$10 gold pieces and several strips of metal, from which spurious money is believed to have been made. There were signs which indicated that the yacht had been recently abandoned. The boat was in a sinking condition and was left by the life-savers, who allowed her to go ashore.

The sloop has been identified as one which has frequently been rented at San Pedro by two men. When the men left San Pedro yesterday they were trailing a small open boat behind the sloop. It is believed that they became frightened and abandoned the craft at sea and made their way ashore during the night.

# ACTRESS HAS FIST FIGHT WITH DEPUTY SHERIFF

### Mrs. Leslie Carter Payne Puts Up Hard Battle With Officer in Her Auto.

(Journal Special Service.)

Patchogue, Aug. 21.—A woman in a fast auto, said to be Mrs. Leslie Carter, the actress, and Deputy Sheriff Addison H. Bumstead figured in a lively fist fight in front of the Beach Haven postoffice late yesterday afternoon. Those who witnessed the affair say that they never saw a more daring attempt to stop an automobile than the feat of Bumstead, while both Bumstead and the crowd agree that they never knew a woman to use her fists in such an effective fashion. Bumstead said the man, presumably Payne, the actress' husband, crouched in the corner of the car and took no part in the proceedings.

The auto did not stop when commanded to do so, and the deputy sheriff made a daring leap for the machine and landed. Then followed a fight in which the officer did not have his official timers with him he could not make out a case and arrest Mrs. Carter, but permitted her to proceed after she had apologized.

# GENERAL PALMER'S DAUGHTER IS DEAD

(Special Dispatch to The Journal.)

Dayton, Or., Aug. 21.—This community was shocked Sunday morning at the news of Mrs. John Moore's death. She was down town and did some shopping Saturday evening, apparently in her usual health.

On awaking Sunday morning her husband found that her spirit had taken its flight. An autopsy showed heart failure the cause.

Mrs. Moore was the daughter of General Palmer, who figured prominently in the early history of Oregon.

Besides her husband she is survived by a sister and brother. Another sister, Mrs. James Martin, preceded her only a few months ago.

The funeral will be held today at 2 p. m. from the M. E. church.

# MANY TEACHERS PASS M'INNIVILLE EXAMS

(Special Dispatch to The Journal.)

M'inniville, Or., Aug. 21.—Those who were successful in the recent August teachers' examinations are as follows:

First Grade—Elizabeth Kirk, Mildred Stott, Lula Mann, Aris Hampton, Nellie Nelson, Elsie Oliphant, Mattie Cavitt, E. H. Buchanan, Loretta Gordon, one, Rhoda Newkirk, Susie Burden, Mattie Brown, Eva Alderman, Gustie Updegraph, Agnes Hillary, Flora Bass, Anna Gallup.

Second Grade—Lulu Oida, Flora Bertman, Laura Manchester, Martin McDonald, Evelyn Dix, Pearl Agee, Dorcas Caldwell, Terris L. Strait, Lydia Manchester, Fanny Rippey, Lela Murray, Lizzie McAllister.

Third Grade—Stella Warner, Doris M. Duncan, Marguerite Hammond, Ethel Linville, Gertrude Holmes, Ruth Blair, Laura Corrigan, Myrtle Gause, Madge Planch.

Primary—Winifred Bogus, Ida Mae Smith.

# JEROME IGNORED IN ICE TRUST INQUIRY

(Journal Special Service.)

New York, Aug. 21.—The grand jury has taken the investigation of the ice trust out of the hands of District Attorney Jerome and began what the jurors say will be an independent investigation, which is likely to result in indictments. This is the first time in many years that a grand jury has decided to act independently of the district attorney.

The cause of this drastic action was that the only evidence produced by the district attorney was that provided by the officials of the accused trust. Mr. Jerome was also frank in stating his belief that the trust had not conspired to raise the price of ice and that no indictment would be found.

# Taft to Decline Place on Bench

Washington, Aug. 21.—Secretary Taft will decline appointment to the United States supreme court bench and remain in the cabinet. He will notify the president to this effect early in September, as court assemblies for the autumn term in October.

This determination upon Mr. Taft's part means that he probably will make his visit to the Philippines next winter. It also means that he will continue to be presidential timber until the nomination is made by the Republican national convention.

# MRS. MARY F. WALKER DIES NEAR ALBANY

(Special Dispatch to The Journal.)

Albany, Or., Aug. 21.—Mary F. Walker, wife of Cyrus H. Walker of this city, died Sunday afternoon at her country home near this city. She was a native of Linn county and 45 years of age. A daughter of one of the oldest pioneer families, Hon. Jason Wheeler of this city, she was a woman highly spoken of, and a splendid Christian character, being a member of the Congregational church.

Her husband, Cyrus H. Walker, is said to be the first white child born west of the Rocky mountains. Besides him she leaves two sons and a daughter to mourn her untimely death. The funeral was held yesterday afternoon from the Baptist church and was conducted by Rev. S. A. Douglas.

# SCOTT SAWYER DIES AT MOUNTAIN RESORT

(Special Dispatch to The Journal.)

Silverton, Or., Aug. 21.—Scott Sawyer, proprietor of the Silverton steam laundry, died Saturday evening at the Brewsbush hot springs, 15 miles up the mountain trail from Detroit, where he

# BANKRUPT SALE OF THE \$6,000 STOCK

L. MING & CO., 88 6th St.

Ladies' and Gents' Furnishing Goods of all kinds at HALF PRICE. Come in and look over our immense stock before buying elsewhere and you will find a purchase from us after getting our extremely low prices. THE PRICES ARE OUT IN HALY. MAN, SING & CO. 20 6th Street, Between Oak and Stark.

# CUT RATES

For 30 Days Only

\$2.00 Gold Crowns . . . . . \$5.00  
\$3.00 Gold Crowns . . . . . \$3.50  
\$10.00 Plates . . . . . \$7.50  
\$15.00 Plates . . . . . \$12.50  
Fillings, up from . . . . . \$5.00  
Work Guaranteed.

# Boston Dental Parlors

20 1/2 Morrison St., Opp. P. O. and Station & Franklin.

# WARM WEATHER WILL HELP

Now is the Time to Get Rid of Your Catarrh by Using Hyomel.

Every one who is afflicted with catarrh should take advantage of the warm weather to get rid of this annoying and distressing disease. For the right treatment in August and September will give benefit much more quickly than in the winter and early spring.

The germ-killing and health-giving Hyomel when breathed in the summer months has an even more beneficial action than when used in the colder weather. It is nature's own remedy for the cure of catarrh. It goes to the most remote air cells in the nose, throat and lungs, killing and driving from the system the catarrh germs.

Hyomel is the simplest, most pleasant and the only guaranteed cure for catarrh that has ever been discovered. It is sold by Woodard, Clarke & Co. under a guarantee to refund the money if it does not give complete satisfaction.

At this season of the year, the first day's use of Hyomel will show a decided improvement in health and in a short time there will be no further trouble from catarrh.

You take no risk in buying Hyomel. The complete outfit costs but \$1.00, extra bottle, 50c, and if after using, you say it has not helped you, Woodard, Clarke & Co. will return your money.

city as well. As much crushed rock is needed for the improvement and repair of the city streets as for the maintenance of good country roads, and if we had the prisoners we could put crushed rock in here at the cost of crushing. It would save the city money, and give the taxpayers some return for the money it costs to keep the city prisoners.

While Mr. Harriman is doing such big things in the transportation world, he might, it would seem, put on another steamer or two between here and San Francisco.

# Woodard, Clarke & Co.

## SHIVERS ATTENTION!

The Ever Ready \$2.98 Safety Razor

Regular \$5.00 Razor—24 blades—10 shaves to a blade, 230 shaves. Shave a year and a half—no cutting—no cussing—no honing or strapping, in fact ever-ready.

## SAFETY RAZORS AND OTHERS

Meaning the old standbys. Some men like one style better than another. We have them both, and here is an opportunity to purchase your favorite at far below the regular price.

Star Safety—special . . . . . \$1.10  
Radio Magno Safety, 4 blades—special . . . . . \$3.00

### OLD STYLE.

Peerless—special . . . . . \$1.25  
Boric—special . . . . . 98c  
Swedish—special . . . . . \$3.50  
Columbia—special . . . . . \$1.10

### RAZOR HONE—SPECIAL.

Old Hickory . . . . . 52c  
Barber Special . . . . . 29c  
Genuine Belgian Hone . . . . . 98c  
Apart . . . . . 52c

### RAZOR STROPS—SPECIAL.

Double Swing . . . . . 29c  
U. S. Cavalry . . . . . 58c  
Koken's . . . . . 85c  
Radium Double . . . . . \$1.25  
Russia Shell . . . . . \$1.75  
Genuine Horseshoe Strop . . . . . \$1.15

# GILLETTE SAFETY RAZORS \$5.00

## Family and Medicinal Liquors

### SPECIAL

Fisher's Rye, quart, special . . . . . 95c  
Muskingum Valley Whisky, full quart . . . . . \$1.25  
Chicken Cock Rye, quart, special . . . . . 95c  
Paul Jones, quart, special . . . . . \$1.00  
Hunter's Baltimore Rye, special . . . . . \$1.05  
DeWitt's Special Scotch, special . . . . . \$1.05  
Extra Fine Old Scotch, special . . . . . \$1.15  
Fine Old Bourbon, special . . . . . \$1.15  
Fine Old Canadian Rye, special . . . . . \$1.15  
White Port, special . . . . . 75c  
California Port, quart, special . . . . . 25c  
California Sauterne, quart, special . . . . . 25c  
Cabernet, Sauterne, Burgundy, Reising, Extra Seleccion California, quart, choice . . . . . 42c  
Our Special Port and Sherry, for this week, gallon . . . . . \$1.00

# SHAVING BRUSHES AND CUPS

## SILVER EXCLUSIVENESS

Beautiful After Dinner Coffee Sets

Model Wedding or Anniversary Gifts Are the Rule

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Cor. Third and Washington Sts.