

BRISTOL TO DIRECT LAND FRAUD CASES

Oregon Trials to Be Pulled Off Notwithstanding Absence of Prosecutor Heney

Cases May Be Called at an Earlier Date Than Would Be the Case Did They Await Heney's Freedom From California Work.

The appointment of Francis J. Heney as deputy district attorney for the city and county of San Francisco with full power to investigate the graft charges against Abe Ruef and others in that district, will in all probability result in the resumption of the land fraud trials in Portland at an earlier date than otherwise would have been the case, and under the direction of United States Attorney Bristol.

It is understood that as soon as possible Mr. Bristol will take up the matter of the land cases with United States Circuit Judge William B. Gilbert and attempt to come to some definite arrangement in regard to the disposition of the judges for the Portland court in order that the trials may be held at as early a date as possible.

If Mr. Heney is entangled in the investigation of the graft charges in San Francisco it will mean that he will have urgent business in the Bay City for some little time. In that event it will be impossible for him to return to Oregon to take up the trial of the Oregon cases on schedule time. If it is found that he will be absent for a longer period of time Mr. Bristol will begin the trial of the land cases as soon as a judge can be sent to Portland to preside over the cases.

The condition of Judge Morrow, who is suffering with eye trouble and is therefore unable at present to occupy his place upon the bench at San Francisco, will have to do with the resumption of the trials here, as both Judge Wolverton and Judge Hunt are now in that city attending to his duties, the first hearing of the insurance cases, the second on the bench of the circuit court of appeals. It is expected that the disposition of the Oregon land fraud appeals will be known in a short time.

MISS ANNE DITCHBURN IS THROWN FROM HORSE

Young Society Girl Has Narrow Escape From Serious Injury While Riding

Miss Anna Ditchburn, who is very well known in Portland musical circles, had an exciting experience yesterday afternoon, that nearly resulted seriously. Miss Ditchburn was horseback riding and while going up Alder street, her horse made a dash up Tenth street to Morrison and up Morrison to Lovejoydale, where she attempted to turn south to the stable. Being unable to make the sharp turn the animal ran into the embankment at the corner, throwing Miss Ditchburn to the street. Miss Helen Barber, who was passing, grabbed the horse by the bridle and prevented him from tramping upon the young rider.

After Miss Ditchburn had been taken home in a carriage, a physician was called. He found no injuries, excepting a few abrasions on the left shoulder and a sprained wrist.



United States Attorney Bristol, Who Will Direct Land Fraud Cases While Special Prosecutor Heney Is Absent in San Francisco.

NEWSBOY FRIEND GOES PEACEFULLY TO HIS REWARD

Isaac Wolfe Who, Every Thanksgiving, Giving Fed Ten Thousand of Chicago's Arabs, Found Dead in Bed, but His Kindly Charity Will Be Continued by Brother.

(Journal Special Service.) Chicago, Oct. 22.—Isaac Wolfe, the "friend of the newsboys," is dead, but the dinner he gave to 10,000 kids every Thanksgiving night will go on as before. Wolfe was found dead in his bed yesterday morning. He had been in poor health for months and his death resulted from a complication of maladies.

Wolfe was born a poor Jewish lad in London. He came with his parents to America when very young, and as soon as he was able to toddle on the streets he began selling newspapers in Lafayette, Indiana. When he was 15 years old he came to Chicago, engaged in the clothing business, prospered and died worth several hundred thousands of dollars.

Twenty-five years ago Wolfe announced a free dinner for newsboys on Thanksgiving. A hundred boys responded. The feast was such a success that Wolfe continued the spread until, for several years past, 19,000 boys enjoyed his bounty. These annual feasts cost Wolfe \$5,000, and just before he died he asked his brother to see that the usual dinner is given this year. Not only will this be done, but the brother has already announced that the dinners will be continued as an annual memorial to Isaac Wolfe.

DIAMOND RING MYSTERIOUSLY GOES ASTRAY

Mrs. Roy Welch of Seventeenth Street Bemoans Loss of Valued Gem Which She Has Been Unable to Locate Since Its Disappearance.

The mysterious disappearance of a valuable diamond ring from a house at 56 North Seventeenth street has caused considerable anxiety to the owner of the ring, Mrs. Roy Welch. The ring was valued close to \$300 and was much more highly prized by Mrs. Welch than these figures can express.

The Welch family recently moved to Portland, having come from Cottage Grove, but Mr. Welch was formerly in the drapery business in this city. About two weeks ago the house was engaged at 56 North Seventeenth street, and the family moved in immediately. However, there were some repairs to be made on the house and seven or eight men were working on the house preparing it for occupation at the same time that the Welch family were moving into it. In working about the house Mrs. Welch, in order not to damage the ring in any way, removed it from her finger and placed it on a shelf in the pantry, high enough and far enough out of reach, as she thought, to escape the hands of any one who should accidentally be planning around in that particular place. But upon going back for the ring shortly afterward, she found that it had disappeared.

The ring is a three-stoned diamond set peculiarly cut as to be readily recognized. It is an old style of cut that has been recently remounted, and the stones are very valuable. Mrs. Welch feels her loss acutely, and although very anxious to obtain the ring, has refrained from the more severe methods to secure it.

OLD SPANISH BUNCO GAME TRIED AGAIN

Harry T. Nicolai Picked As Victim by Gang Operating Old Trick From Barcelona

Old "Spanish Prisoner Game" Comes Into Light Again, but Portland Man Doesn't Jump at the Chance to Be Swindled Out of Cash.

Exposed many times, but still operating their swindle from Barcelona, Spain, an organized gang of expert bunco artists are trying that beautiful piece of fiction, the "Spanish prisoner game," on a Portland business man.

Never was a more alluring bait dangled before the eyes of any man than that contained in a letter received by Harry T. Nicolai, manager of the Nicolai-Neppach planing mill, a few days ago.

Written in Spanish, penned by a rich man who says he is wasting his life away in a dungeon, smuggled out of the prison by a priest, this missive telling how Nicolai can easily earn \$55,000 by helping a blood relative in his time of dire need, is believed to be duplicated by other letters now in the hands of other Portland men of Spanish descent.

Wealthy Spaniards of San Francisco received so many of these letters from the Barcelona gang that the detectives of that city made a thorough investigation several years ago.

It was found that the writers of these letters were operating all over the world, that they had hundreds of associates, and that they were using the names of prominent people, who through some pretext or another were induced to advance a sum insufficient in comparison with the pile of gold promised them for a slight confidential service.

Mr. Nicolai has been asked to forward \$500. "I can't do that," said Mr. Nicolai this morning. "At the same time I want to know who

JAPAN RESENTS EXCLUSION FROM STATE SCHOOLS

Imperial Government Considers the Situation Critical, and the People Regard Action of the Golden State as Tantamount to a Declaration of Racial War.

(Journal Special Service.) New York, Oct. 22.—A cable to the Sun from Tokyo says: It would be difficult to overestimate the gravity of the situation caused by the anti-Japanese feeling that has been given vent in the United States. During his 19 years' residence in this country your correspondent has never seen the Japanese press so agitated against the Americans.

At a dinner last night, attended by 150 prominent bankers and business men at the Imperial hotel, deep feeling was expressed that America should regard with indifference acts that are tantamount to a declaration of racial war. Little was said regarding the American protest against Japan's program in Manchuria, the killing of the Japanese seafarers, the murder of a Japanese bank president in San Francisco, attacks by John D. Rockefeller on Japan's commercial teachers, the Hawaiian exclusion policy, the public insults to Professor Omori and Congressman Kahn's war chest, all of which incidents have occurred within three months, but the exclusion of Japanese children from the public schools of California cuts into the public's national feeling.

There is evidence that the government regards the situation as extremely serious. It has taken measures to calm the press and discourage mass meetings which have been called to adopt retaliatory measures. The Jiji Shimbun prints a long anonymous article, which, however, is known to emanate from a member of the government, attempting to explain in a way, the acts which offend the Japanese. The imperial government recognizes that opposition to the Japanese is now local, but the opposition politicians hold that it is not a local manifestation and point out that the American authorities have taken decisive steps to define the relations between the two countries.

RESERVATION IS DISGRACE. SAYS FULTON

Umatilla Indian Agency Festering Sore and Blot on Oregon, Declares the Senator

Babes of the Government Should Be Kicked Out and Forced to Work for a Living Instead of Being Kept in Luxury and Coddled, He Says.

"The Umatilla Indian reservation is a festering sore that is a blot upon the country." Thus spoke United States Senator Charles W. Fulton at the Imperial hotel today.

The volcanic expression from the senator came after a talk with T. C. Taylor, a well-known business man of Pendleton, and several other eastern Oregon men, in which the humiliations which citizens of the United States suffer under the hands of the Indians and their agent, O. C. Edwards, were related. Strong hints of graft were made in reference to Agent Edwards, although his name was not mentioned directly. The result of the conference was a promise on the part of Senator Fulton to take up the matter with President Roosevelt directly upon his return to Washington in November.

The indignities to which the whites referred were briefly outlined as follows by Senator Fulton: A man must pay 5 cents a head to drive sheep across the reservation; 10 cents to drive horses and cattle across, and in addition he must give a bond that he will not commit damage while traveling through the territory, and hire an escort of the Indian soldiers.

"The status of the white man compared to that of the Indian in Umatilla county is nauseating," added the senator. "The Indian is the baby of the nation and all because easterners have the running of their administration. Most of the agents are from the east and are unfit to handle the problem."

"The Indian race is one that must be protected," said the senator. "The Indian race is one that must be protected."

EARLY TRIAL IS SCHEDULED FOR MURDERER HOSE

Judge Sears Retains One Juror of Regular Panel in Order That Special Verdict Can Be Summoned to Hear the Case Soon as Possible.

In order that Henry Rose, who murdered Madge Wilson, alias Madge Doyle, last Friday morning, may be tried as soon as possible, Presiding Judge Sears in the circuit court this morning ordered that one juror be held after the others are discharged. So long as one juror of the regular panel remains in attendance on the granting of a special verdict as early as possible may be drawn. This technically was resorted to this morning when District Attorney Manning stated that he desired to try Rose this week and asked Judge Sears to hold the juror.

Holding the entire regular panel to try one man being too expensive, Judge Sears announced that he would hold one juror, and when the trial comes up special verdictmen can then be secured, thus avoiding the necessity of keeping from 20 to 40 idle men on the county payroll.

Rose was taken into court this morning to plead to the charge of murder in the first degree. His attorney, W. Seton, asked that he be allowed until Wednesday morning to plead.

"His physical condition on Saturday was no bad that it was impossible for me to see him, and I have as yet had no opportunity to interview him," said Seton. "The granting of an additional time was opposed by District Attorney Manning. 'If the court were to see the statement made by this man recited to writing, it would appear that there is little need for time for him to plead,' declared Mr. Manning. 'By his own confession his was one of the most atrocious crimes ever committed in this county.' 'This is a case of some importance to the defendant,' said Judge Sears. 'He may have until Wednesday morning to plead.' 'The date of the trial will be agreed upon Wednesday after Rose enters his plea. District Attorney Manning declares that he will begin the trial this week if possible.'"

BRIDGE WILL BE EXAMINED BY ENGINEER

City Officials to Make Inspection of Burnside Street Structure at Once

Foreman Stutzman Gives More Details Concerning Dangerous Conditions of Bridge, Over Which Heavy Traffic Passes Every Hour of the Day.

Aroused by the statement of the condition of the Burnside street bridge printed in The Journal on Saturday afternoon and Sunday morning, City Engineer Taylor will immediately make an examination of the 1,500 feet of defective piling on the east approach of the bridge to determine for himself whether or not the structure is safe for the heavy traffic which continually passes over it.

Bridge Engineer Harry Stutzman, while deploring the excitement caused by the publication of the facts concerning the bridge, says that the repairs will have to be made in a short time to insure the safety of the structure. Today he spoke again of the defective portions that demand attention.

"When the representative of The Journal came to me on Saturday," said Mr. Stutzman, "I took him down on the draw-protecting pier and showed him the condition of the piling."

"The piling work was put in some 14 years ago and is now so rotten that when it becomes necessary to replace some of the piling along the sides special splices is much longer than the piling of a blacksmith shop before they would hold. The work will go out with the first high water, in my opinion, as it swayed and wavered during the high water of last winter."

"It will cost some \$50,000 to replace this protection, owing to the depth of the water and the consequent great length of the piles. This piling is put in as a protection to the draw when open and as a protection to the steel pier from collision and drift. Without it a vessel passing through the draw, if it sheered from its course, would run into the draw or the pier."

Mr. Stutzman also said that this protecting pier had been built at a later time than the approaches of the bridge. The bridge was put in operation by the opening of the draw about 14 years ago, but the approaches had been built some time before the real completion of the structure, so that the piling of the approaches was in fact older than the new draw to be washed out from around the draw pier.

Where Repairs Are Needed. The 1,500 feet of piling at the east end is that portion of the structure which is most needful of attention, according to Mr. Stutzman, for here the 14 or 15-year-old piling supports night and day the abnormally heavy traffic which is continually passing over the bridge. These piles are about 50 feet in length above the ground and it is safe to presume that they are badly decayed if those of the middle pier are so rotten as to be in danger of being washed out by the first high water.

It is true that about a year ago, some temporary repairs were made to the east approach, but this was simply decking and a new stringer or so, which put the upper surface of the bridge in good condition but left the rotting piles to support the added weight of the heavier deck.

Two years ago the west approach of the bridge was repaired, at which time the old piles which had been put in

WATERFRONT STRIKE NEAR SETTLEMENT

Strikers May Sacrifice Twenty Members of Union to End Lone Industrial Contest

Unless the exporters stand out for unconditional surrender on the part of the striking grainhandlers, or what practically amounts to unconditional surrender, the waterfront strike will be called off tonight.

After a long conference with their attorney, Russell E. Sewall, this morning the union committee announced that it would offer to make further concessions, conditions which, if accepted by the exporters, will mean that the grainhandlers will go back to work under practically no better conditions than those under which they labored before the beginning of the lockout one month ago.

Union Will Forfeit Members. The concession means that 50 weighers, samplers and machine men went out with the rest of the members of the Grainhandlers' union will have to look for other jobs unless the exporters care to discharge their present weighers, samplers and machine men and take the others back, which is not likely to happen. The union will waive the demand that these 50 workmen be reinstated with the rest of the grainhandlers. For the purpose of getting their own jobs back, the grainhandlers will forfeit these men and leave them to their fate.

The Grainhandlers' union has now relinquished its carry demand except: First, the shortening of the regular workday from 10 to 9 hours; second, a slight increase of pay for overtime work; third, that weighers, samplers and machine men be finally compelled to join the union. These, it will be seen, are all minor demands. The one chief demand made in the first place was for a raise of wages from 35 to 40 cents an hour and pay and one half for overtime.

Martyrs of the Strike. The weighers, samplers and machine men have played a peculiar part in the present strike and so far seen destined

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PROUD OF HER HUSBAND WHO IS A CONVICT

Wife of ex-Senator Burton Accompanies Him to the Yawning Doors of the Prison.

(Journal Special Service.) St. Louis, Oct. 22.—Ex-Senator Burton arrived this morning and surrendered to the United States marshal, to begin his six months' sentence in the Iron county jail at Jantzen, Missouri. He was accompanied by his wife and little niece, who will live at Ironton during his incarceration.

Mrs. Burton affectionately placed her hand on her husband's arm and said: "I was never so proud of my husband as I am now."

Burton silently kissed his wife, and then turned to the marshal, said: "I'm ready."

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BREAKING CIRCULATION RECORDS

The entire edition of The Sunday Journal was sold out at 10 o'clock yesterday; this morning the plates were put on the big press, and another edition was run off to fill the orders of news agents whose supplies had not kept pace with the growing demand for Portland's popular paper. More Sunday Journals were delivered by carriers, sold on newsstands, and sold on the streets yesterday than were ever before delivered and sold. We are glad of that; it shows the efforts that have been made to make The Sunday Journal the people's paper and the best paper in the northwest are appreciated, and it encourages us to do more along the same line.

The Saturday Journal must be mentioned, too, as it reached the high water mark in its successful career last week. More copies of The Journal were printed and sold last Saturday than were printed and sold on any previous Saturday in its history. That's encouraging; it shows the thought and work and money expended on that issue have been used with judgment, and that the people agree with us that The Journal is the best Saturday paper in the northwest. We know it is the best and cheapest. It has all the news from every part of the world; its literary features are well chosen, and its comic supplement does just what comic supplements are expected to do, make young and old laugh. And it is sold for 2 cents. People who are offered a paper for 10 cents a week will not pay 5 cents for a single copy. They know it is not worth it. They know The Journal is worth the 2 cents for which it sells, and that is one reason for its phenomenal growth.

We will make the Sunday Journal and the Saturday Journal and all the other issues of The Journal better, as we are anxious to keep on breaking circulation records that are higher now than those held by any paper in Oregon. And we want to keep our big new press busy all the time.

For the Week Ending Oct. 21

The following is the advertising record of the three daily papers of Portland, for the week ending with Sunday, October 21st:

Six Week Days	Journal	Oregonian	Telegram
	Inches	Inches	Inches
Local Display	3,919	3,261	5,385
Foreign	749	1,152	719
Classified	4,334	1,880	1,163
Display Real Estate	180	125	557
Readers	44	69	49
<b>SUNDAY</b>			
Local Display	1,719	1,807	
Foreign	109	355	
Classified	409	737	
Display Real Estate	478	342	
Readers	17	30	
<b>Total for Week</b>	<b>8,956</b>	<b>9,482</b>	<b>7,973</b>

For the week ending October 14th The Journal carried more volume of advertising than The Oregonian, but for the week ending October 21st The Oregonian exceeds The Journal. Of course The Telegram, the evening edition of the morning paper, is not in the race, both its morning and evening editions exceeding it in volume of business as well as in price paid for advertising. However, it is not a daily paper for the Journal publishing only six issues.