RUEF OUT FOR DUNNE

Two Sets of Legal Reprisals to Be Instituted Against Court—Heney Charged With Conspiracy in Case of Former Boss.

(Hearst News by Longest Leased Wire.)

San Francisco, March 7.—Abe Ruef's counsel made known tonight that they propose to institute two sets of legal reprisals against Superior Judge Frank Dunne on Monday. One of these will be an application to superior Judge Buck for an order compelling Judge Dunne, to show cause why he should not be held in contempt for refusing to obey the subpoena directing him to appear before Henry Ach this morning and have his deposition taken in the civil proceedings begun by Ruef to recover the money he was compelled to pay for his private imprisonment on Fillmore street.

The other proceedings will be a motion before Judge Dunne that he be disqualified from taking part in any proceedings against Ruef.

"This motion will be made on behalf of Ruef under section 170 of the code of civil procedure," said Attorney Frank Murphy. "The section provides that when a person cannot have a fair and impartial hearing before any judge of a court of record by reason of prejudice or bias that the action shall be transferred to some other department of the same court.

"We stand prepared to prove that District Attorney Langdon, Rudolph Spreckels, Francis J. Heney, Detective William J. Burns and Judge Dunne were all members of a conspiracy to bring about the conviction of Ruef. We shall prove that Judge Dunne lent his aid and assistance to cajole Ruef in pleading guilty.

"We shall also produce circumstantial evidence to prove that Judge Dunne on or about the time the trial of Eugene Schmitz began, well knowing that immunity had been promised to Ruef, entered into a corrupt bargain with Heney whereby he agreed to prevent testimony from going before the jury that was trying Schmitz that Ruef had been granted immunity. We shall show by this same circumstantial evidence that Judge Dunne sustained the objections of Heney to questions asked of Ruef as to whether such immunity had been granted him.

"We shall also include Chief of Police Biggy in these contempt proceedings and prosecute them vigorously. We shall make every effort to send them both to jail for refusing to obey the order of the court to make the depositions wanted by us."

District Attorney Langdon and other members of the prosecution refused to make any reply to the charges of conspiracy filed by Ruef.

ROSSITER TO FILL STILLING'S POSITION

(Hearst News by Longest Leased Wire.)

Washington, March 7.—The president will send the nomination of W. S. Rossiter as public printer to the senate next week. Mr. Rossiter's appointment is not to be permanent, it is said by those who have talked with the president on the subject.

When Mr. Rossiter finishes putting in effect a number of reforms that he deems necessary and has put the big printing shop into thorough working order it is his wish to return to his place in the census bureau. It will be remembered that the president named Mr. Rossiter for the post when he removed Mr. Stillings.

THIRD MARKET DAY PENDLETON'S BEST

(Special Dispatch to The Journal.)

Pendleton, Or., March 7.—The third market day in this city was the best yet held. Over 500 outside people were in the city, and $50,000 worth of property was sold, including 50 head of horses, four jacks, a large amount of poultry, many wagons and buggies and other property. Buyers from all over the county were here. The market days will continue permanently the first Saturday of each month.

Salem Schools Renamed.

(Special Dispatch to The Journal.)

Salem, Or., March 7.—The Salem board of education tonight adopted resolutions officially designating the north ward school as Grant school, in honor of Ulysses S. Grant. The south ward school is named after Lincoln, and it is proposed to name each of the five large schools in honor of some eminent American.

DIARY OF A THREE-RIGGED LOVE THAT SAT ON ICEBERGS AND CHILLED ITS "INARDS"

July 20, 1906—Harry and Bertha Johnston married at Vancouver, Washington, promising each other to be faithful and kind through all the years to come.

January 5, 1907—Harry threw Bertha against the wall and showed his temper. (This and the incidents that follow are according to Bertha's version, given yesterday in her complaint for divorce.)

May 10, 1907—Harry demanded all of Bertha's money. Cursed her and left the house, staying away all night.

July 4, 1907—Harry became angry, knocked Bertha down with his fist, and stepped over her body on his way to the door.

September 10, 1907—Harry packed up and announced that he was going away to stay. Stayed away two weeks.

October, 1907—Harry became angry because dinner was not ready when he came home. Choked Bertha and threatened to kill her.

Like the Cat, Came Back.

November 24, 1907—Harry packed up again and said he would not return. Came back in three weeks.

December 24, 1907—Another and a final packing up. Harry said he would not come back, and he hasn't.

February 29, 1908—Harry knocked Bertha down at Third and Harrison streets, leaving her stunned as he ran away in the darkness.

March 1, 1908—Harry arrested on complaint of wife, on charge of non-support.

March 3, 1908—Judge Webster heard their troubles and awards wife $30 per month for herself and child.

March 7, 1908.—Bertha files suit for divorce.

Times too numerous to mention—Harry told Bertha about the charms of "Kate," and said Kate would take him to Alaska with her.

Above is a brief chronology of the married life of the Johnstons, as it is narrated in the divorce complaint filed yesterday.

Love Spats Only.

Johnston is a ladies' tailor, and his version of the story is vastly different, as he indicated in defending himself before Judge Webster in the nonsupport case. He declared that he has not mistreated his wife, except that they have had a few "spats," and he intimated that a mother-in-law has had something to do with his failure in the matrimonial line.

He promised Judge Webster that he would go to work at a job that was offered him and pay his wife the sum decided upon as just by the court. He has done as he promised so far, but his feelings are likely to be ruffled by the allegations contained in his wife's complaint.

Mrs. Johnston asks for the custody of their 11-months-old child and for $40 per month alimony. This is $10 per month more than Judge Webster was willing to allow while they are still mated. Johnston conducted his own case in the county court and showed that he is a fighter. It is said that the plaintiff has a small bundle of letters written by "Kate" to Harry that may give him an uncomfortable hour if the case comes to trial. These letters were offered in evidence before Judge Webster, but the court excluded them.

TWO SHOTS AT WEISER BANKER

Masked Stranger Attempts Life of Edward Shainwald—Makes Escape.

Weiser, Idaho, March 7—An unknown man tonight attempted to kill Edward Shainwald, president of the First National bank of this city. Mr. Shainwald and his wife had just returned from down town and he was sitting in the front room of his residence when someone knocked at the outside door. He went to the door and opened it a little way.

He observed a stranger there with a blue handkerchief pushed up on his forehead, partly under his hat, and as he looked suspicious, Mr. Shainwald did not open the door very wide. He asked the stranger what he wanted and the latter replied he had a telegram for Mr. and Mrs. Shainwald.

Mr. Shainwald attempted to close the door, when the man fired twice at him. One ball ranged upward and went into the ceiling in the rear of the room. The other went through the door, coming out on the inner side. The revolver was so close that Mr. Shainwald's right wrist was badly burned by the powder.

After firing the second shot the man ran away, going in the direction of the the ground, and efforts were the ground, and efforts were being made to find him. He is described as about 27 years of age, medium size and smooth shaven.

Mr. Shainwald says he has no recollection of ever having seen the man before and has never had any business transactions with him to the best of his knowledge. It is a mysterious case.

Messages have been sent east and west from Weiser to officers of neighboring towns to be on the watch for the man if he should attempt to walk on the railroad track.

Mr. Shainwald says he has noticed men about his house after night of late.

MARTIAL MEN FIGHTERS ONLY

Ransdall Bill Starts Something to Put Them Out of Engineering.

(Special Dispatch to The Journal.)

Washington, March 7.—Representative Ransdall of Louisiana today introduced a bill which makes good a prediction in these dispatches last fall, that a movement had been launched for the creation of a new executive department of transportation and public works, which is part of a plan of members of the national congress of rivers and harbors and the inland waterways commission as well as prominent officials of the government here, to take from the war department authority over engineering works on rivers and harbors, from the treasury department public buildings; from the agricultural department national forestry, and from the interior department the irrigation of arid lands, and give all these to the proposed department, as well as the reclamation of 80,000 acres of swamp overflow lands of the south and middle west.

Ransdall is a member of the inland waterways commission and president of the rivers and harbors congress.

Roosevelt Said to Favor It.

The war department has been advised for many months of these plans and has quietly been preparing to forefend against legislation which would rob it of its traditional function to take care of the nation's engineering works on rivers and harbors. So far as that department is concerned there will be intense opposition, but it is now well known that Chief Forester Pinchot and Chief Newell of the reclamation service are favorable to the proposed radical change. It has been alleged by friends of the proposed new department that President Roosevelt is of the opinion that some such plan should be wrought out. His utterances in his message and in speeches on numerous occasions are cited in support of that claim.

Army Laughed at Eads.

That the matter will arouse acrimonious debate is indicated by the alleged fact put out last fall by proponents of the movement, that army engineers are antiquated and the citation of the good history of jetty building at the mouth of the Mississippi 50 years ago by Captain Eads, when the army is alleged to have laughed at the jetty idea, which Eads proceeded to prove to be the best means of deepening channels at river mouths. They claim vast sums of money have been wasted by the war department in handling inland river works.

On the other hand, the army fairly scorns the pretensions of the supporters of the new movement. It says they have presumed to speak in an ultimatum on a question which has not yet even been slightly probed, and that the nation is absolutely unprepared to say whether or not the plan proposed is good or bad.

Roads and Rates Go, Too.

The bill even comprehends also the subtraction from the interstate commerce commission of supervision over roadbeds and rates and the inclusion in the functions of the proposed department of the activities of the bureau of standards, now in the department of commerce and labor; the geological survey, now in the interior department; the office of public roads, now in the agricultural department, and the creation of a bureau of mining technology for the new department.

A general movement, of which Representative Randall's bill is the first phase which has gone before congress directly, contemplates the most sweeping realignment in this make up of the several executive departments that has ever been proposed since the republic was founded. It would give to the proposed department powers so vast it would be a portfolio to be prized.

Only a Bunch of Fighting Men.

The army, as soon as the bill became a law, would be merely an army, with its engineering corps reduced to an inconsequentiality. The transportation, forestry, irrigation, draining, geological and other bureaus, now such important parts of the respective departments, would carry to the proposed department enormous authority, such as would enable the secretary of transportation and public works to compete with the secretary of state for premiership in the cabinet.

MRS. EARLE TIRED OF "SOUL MATE" BUNKO

(Hearst News by Longest Leased Wire.)

New York, March 7.—Mrs. Ferdinand Pinney Earle, whose husband parted with her and their child last summer to cast his affection upon Miss Julia Kuttner, has risen in rebellion and sundered the bond of friendship that survived the "soul mate" arrangement, according to a cablegram received in New York today.

Albert Kuttner has returned from Europe, where his sister, her mother and the artist have been living. He said that Earle had changed his mind about living abroad permanently and would return soon to his home in Monroe, New York. It is expected that Miss Kuttner and her mother will also return. It is stated in the cable dispatch that Earle's decision to return follows a serious falling out with his wife, with whom he was on the best of terms at the time of separation and the order of her father that he give their home a wide berth.

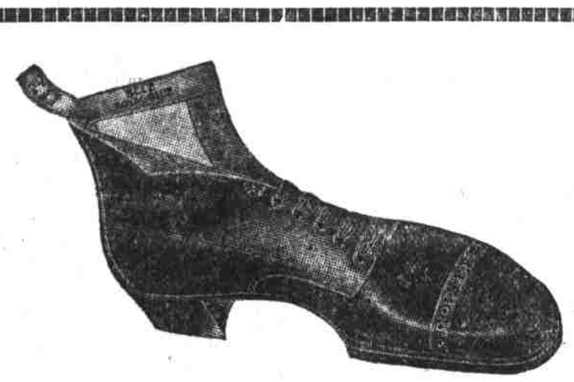
TESTIMONY FINISHED IN WHIPPING CASE

Testimony in the case against Principal Hughson of Portsmouth school, charged with assault upon Arthur Mathews, one of his pupils, whom he punished, was completed yesterday afternoon. Several students in the school were called as witnesses before the attorneys began their concluding arguments. Justice Reid took the case under advisement, and will render his decision tomorrow morning at 9:30 o'clock.

FARMERS DON'T LIKE TAX REFORM SCHEME

Salem, March 7—At a large meeting on Howell Prairie tonight the proposed amendment to the constitution to exempt all improvements on land in the cities and country was debated by a representative of the Portland Tax Reform league and Colonel E. Hofer of Salem, the latter appearing by request of the farmers against the proposed amendment.

Resolutions were adopted expressing the sentiment of the farmers against the proposition, as being in the interest of the large cities and the corporations.



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Other houses will have them next season.

Satisfaction guaranteed in all cases. Garments to order in a day if required. Full dress and Tuxedo Suits a specialty.

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108 THIRD STREET

MADAME GOULD DENIES MARRIAGE

Former Wife of Count Boni Says She Is Not Wedded to Prince.

(Hearst News by Longest Leased Wire.)

Paris, March 7.—Madame Gould, who recently secured a divorce from Count de Castellane today authorized the United Press to deny the report that she had married the Prince de Sagan.

Madame Gould has announced her intention of leaving here shortly for the United States with her children to spend three months with her American relatives. It is understood that Count Boni consented for her to take the children from France, a formality required by the divorce already secured.

A secret marriage in France is almost impossible because the law requires the publication of the banns a fortnight in advance. Further, unless there is a marriage contract the law requires a man and wife to appear, and Madame Gould's lawyers have arranged no such contract for her.

NINE CHINESE FOUND GUILTY

Boston, March 7.—Nine Chinese were found guilty tonight of murder in the first degree. The verdict was reached after five hours' deliberation and it is believed to have established a record for capital conviction in this country. The murders were committed in Chinatown one night during the height of Boston's old home week celebration last August.

For several weeks there have been rumors of warfare between the two secret societies. On the night in question, a company of Chinese, dressed in black and wearing masks, appeared in the principal street in Chinatown. A large number of residents were out celebrating and feasting. Without warning, the masked company opened fire with army revolvers, shooting down every Chinaman in their path.

Their murderous march continued for several blocks, when they separated and disappeared down side streets, leaving behind them four dead Chinamen and a number of wounded. The police set to work, and with the aid of friends of the dead Chinese finally arrested ten of the Celestials. Nine of them were indicted for murder and the other as accessory before the act.

The first trial proved abortive after proceeding a week, on account of the illness of a juror.

The second trial began 33 days ago, and the case went to the jury at 1:30 this afternoon.

Blast furnacemen in the north of England have had to submit to a reduction in wages as the result of a recent meeting of the conciliation board. The output of the iron trade has considerably decreased of late.

"77"

Seventy-seven for Colds and

GRIP

For Grip, Colds, Influenza, Catarrh, Pains and soreness in Head, Chest and Back, take "Seventy-seven."

For Coughs, Sore Throat, General Prostration and Fever, take "Seventy-seven."

For the prevention of Grip, Colds and Pneumonia, take Humphreys' "Seventy-seven." At Drug stores, 25 Cents.

Humphreys' Homeo. Medicine Co., Cor. William and John Streets, New York.

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MARCH

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Our many patrons and the public at large are cordially invited to call and enjoy the collection we have of the SEASON'S LATEST CREATIONS IN MILLINERY ART.

We begin our Second Spring Season with a much larger stock, a much more attractive store, and are amply prepared to handle satisfactorily our rapidly increasing patronage.

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PERSONS WITH NOUN NAMES PREDOMINATE AT PORTLAND

Most of the names of persons arriving at the Hotel Portland yesterday were nouns of one kind or another. In glancing over the register one might imagine, if he had imagination enough, that he were reading a page advertisement of some sort.

A. W. Diamond, of San Francisco, was one of the early arrivals. Near the name of Mr. Diamond, and quite appropriate at that, is the signature of E. H. Prince, of Chicago. And then comes S. E. Bridgett, of San Francisco. G. H. Hubbard, also of San Francisco, signed up near Mr. Bridgett.

Following come the names of George Dickey of San Francisco, N. A. White of New York and C. W. Mount of Lewiston, Idaho, in quick succession.

The others with the noun names are E. B. Lyon, Minneapolis; H. I. Miller, Aurora, Oregon; C. G. Bride, New York; I. N. Hatch, Chicago; H. Graham, San Francisco; F. A. Gardiner, San Francisco, and W. A. Lamb of Chicago.

Other nouns are expected today and tomorrow and in fact every day as long as business at the hotel continues good.

FEUD RESULTS IN TWO DEATHS

Alabamans Fight Over Trial of Man for Cutting Wire Fence.

(United Press Leased Wire.)

Decatur, Ala., March 7.—An old feud today resulted in two deaths and the fatal injury to another contestant. W. F. Holland and his son, Walter Holland, are both dead and J. W. Turner is not expected to live as the result of a deadly fight which occurred in the county courtroom today. All the parties concerned are prominent people.

Yesterday an older Holland mortgaged some lands to Kirk Holland. Turner bought the mortgage. Bad feeling grew from this and the vendetta was declared.

A few days ago the Hollands accused the Turners of cutting their wire fence. This was denounced. The Turners were arrested and were today acquitted in court.

After the proceedings, Walter Holland told Turner: "You swore to a d— lie."

Instantly he drew a revolver. Turner's sons, Bob and John, rushed toward Holland with drawn knives and stabbed him to the heart. The elder Holland rushed in and met the same fate.

In the fight the elder Holland was beaten over the head and probably will die. Instantly there was a panic in the courtroom and a stampede followed for the doors. The Turner boys escaped.

Friends of the Hollands are scouring the whole country for the young Turners. More trouble is certain. The neighborhood is in a high pitch of excitement and further bloodshed is unavoidable.

BAILEY ON RUN IN HOME STATE

(United Press Leased Wire.)

Waco, Texas, March 7.—With songs of "Coal oil, coal oil, Joe, we have Bailey on the go," the delegates to the anti-Bailey convention began pouring into the auditorium at 10 o'clock this morning. There were 3,000 people present, with the Houston train bringing the south Texas contingent, yet to arrive.

The convention adopted a resolution, lengthy, condemning Bailey on his own admissions and facts brought out in the investigation at Austin were boldly flaunted. Bailey may not be a delegate to Denver.

Bryan was indorsed as a candidate, "pure, fearless and wise."

The annual convention of the International Printing Pressmen's union will be held in Mobile next June. The question of the eight hour day will be the most important matter before the convention.

REVOLT RENDS SEATTLE UNION

Seceding Carpenters Call Leaders Obstinate; Leaders Say, Scabs.

(Special Dispatch to The Journal.)

Seattle, March 7.—Eighty-one carpenters, members of local union No. 131, withdrew from that organization and formed an independent union known as the Independent association of Carpenters and Joiners at a meeting last night.

This step was taken, according to A. N. Boblett, president of the new association, because the carpenters are unwilling to submit longer to the domination of the heads of the union and refuse to be subjected any more to dictation from the Building Trades assembly and Central Labor council, and because they wanted to go to work again in order to pay their way and save their families from starvation. Boblett says that a reduction in the scale of wages operative six months ago is inevitable and members of the new union were forced to recognize that fact.

The revolt against the two organizations that dominate the union workers in Seattle has, according to Boblett, only just started, and he claims that in a brief space of time the carpenters' union as it stands will be either a thing of the past or be absorbed by the new organization.

Self-defense, coupled with the desire to see building operations on a large scale, is given by other members of the new union as reasons for the revolt. Carpenters say they have been kept idle by the unreasonable attitude of the two dominating organizations, the heads of which were obstinately holding out against conditions apparent to any observer.

Frank Rust, one of the leading union men in Seattle, said he was convinced that the new organization was an aggregation of "scabs."

"These will be found," he said, "to be men who have withdrawn from the union and were never loyal to its obligations. They are simply trying to disrupt the mother union without offering to the men they induce to leave it any compensating advantages. Of course men who have formed the new organization will be expelled, and they can consider themselves outside of unions as long as they live."

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—AND—

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—AT—

The Model

The independent Barber Shop; the place where you are not grafted.

HAIRCUTTING 25c

The finest 11-chair Barber shop in the city. Only the best of skilled Barbers employed. 91 Sixth street, just south of Wells Fargo Bldg.

WHEAT ASSOCIATION IN FINE CONDITION

Pendleton, Or., March 7.—At the annual meeting of the Inland Wheatgrowers association this afternoon President Charles A. Barrett, H. J. Taylor, John Bahr and C. H. Rosenberg were also reelected. The report of President Barrett shows that $31,150 has been expended in the past year for sacks. The association has $1,100 cash on hand. Over 400,000 sacks have been purchased by bids in the past two months at a saving of 2 cents each.

BURGLAR IN SALEM HOTEL GETS EIGHTY

(Special Dispatch to The Journal.)

Salem, Or., March 7.—The Cottage hotel was burglarized this evening. Mrs. M. Hunt lost $80. Her room was ransacked at supper time during her absence. This lead the police to believe the guilty party is someone familiar with the premises.

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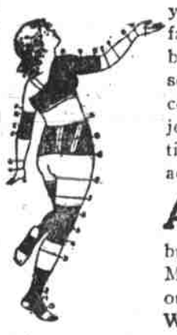

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