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JOURNAL CIRCULATION

YESTERDAY WAS

29,000

CROSS APPEALS FOR SYMPATHY

PORTLAND WANTS BATTLESHIPS TO VISIT CITY DURING FIESTA OR KNOW REASON FOR NOT COMING

ENTITLED TO RECOGNITION

C. W. Hodson, President of Commercial Club, Will Present City's Case at Washington — Invitation to Admiral Evans.

An active bombardment of the United States navy has been begun by the Portland Rose Festival association. The attack is being made in two directions—upon Secretary Metcalf in Washington by the senators and congressmen there, and upon Admiral Evans himself by means of letters and telegrams sent to him at Paso Robles, California.

It is the hope of the festival association that the double attack will prove successful and that at least a portion of the battleship fleet will join with the mosquito fleet in lowering their colors to Portland and her Rose Festival.

C. W. Hodson, president of the Commercial club, is in Washington today and personally conducting the foray at the national capital. The following telegram was sent him by President Chester A. Whitmore of the festival association today:

"C. W. Hodson, St. James Hotel, Washington.—Can you endeavor to get battleships for Portland? We have taken subject up with Admiral Thomas. He replies as follows: 'Impossible to visit Portland. Itinerary ordered from Washington after May 23. Ships at navy yard docking and preparing for cruise to Australia.'"

Mr. Whitmore also sent a personal telegram to Mr. Hodson asking him to see Senator Nixon of Nevada, a personal friend of Mr. Whitmore, and ask his help toward getting the battleships for Portland.

It is suggested by the festival association that all citizens of Oregon having friends in congress outside of the Oregon delegation write them asking their assistance in the fight the association is making to secure the fleet for the festival.

But although every effort is being brought to bear in Washington the association has determined to follow the suggestion of Secretary Metcalf and send a suitable detail of the fleet to Portland. A special committee from the festival association will also go to San Francisco to extend the invitation in person to Admiral Evans and the officers of his fleet.

Letter to Evans.

The letter written the admiral and an answer to which is expected within a few days is as follows:

Dear Sir—When your fleet arrives in San Francisco buy a special envoy from the Portland Rose Festival and extend special invitations for officers and crews to visit Portland during our next Grand Annual Rose Carnival, June 1 to 6, 1908, and participate in the festivities.

There will be four beautiful daylight parades and a magnificent illuminated parade, of which the water pageant will be one in which we desire your launches in harbor to assist.

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MAUD ALLEN, PRETTY GIRL WHO DANCED WAY TO FAME



This picture of Maud Allen, who was Miss Maud Durrant, was taken just before she left London, where she made a tremendous hit in the dance of "Salome." Miss Allen's identity as Miss Durrant was revealed in a letter to a former schoolmate in San Francisco.

RUEF'S LIFE IS THREATENED

Former Boss Scared by Warning Following Blowing Up of Former Supervisor Gallagher's House Last Night — Police Suspect Crank of Crime.

(United Press Leased Wire.) San Francisco, April 23.—Abe Ruef's life has been threatened, according to a statement made today by the ex-boss. The statement, coming so soon after the blowing up of former Supervisor Gallagher's home in Oakland, last night leads to the belief that a crank was responsible for the Gallagher outrage, as the motives for attempts on the lives of Gallagher and Ruef would necessarily be different. Ruef having drawn away from the prosecution and lining up with the indicted higher ups, while Gallagher is giving the graft prosecution all the aid in his power.

Prosecutor Haney still refuses to discuss the possible motive for the attempt on Gallagher's life.

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BUNKO MAN WORKS WOMEN

George E. Littell Alleged to Have Secured \$1,000 From Mrs. J. M. Prettyman of Portland—Arrested at Oakland by Government.

(United Press Leased Wire.) San Francisco, April 23.—George E. Littell, said to be one of the most daring and cunning confidence men in the country appeared before United States Commissioner Hancock today for examination for removal to Seattle for trial on a charge of impersonating a federal officer.

Littell was arrested in Oakland a week ago on complaint of Mrs. Josephine Daubney, a Seattle widow, who charged that Littell secured \$470 from her after having courted her and securing her promise to become his wife. Littell represented himself to the widow to be a federal officer.

MAYOR WILL START RED HOT FIGHT

In Open Letter Executive Calls Upon Council to Aid Him in Ousting Inman-Poulsen Company From City Streets.

With the fireworks over in regard to the vacation of streets now occupied by the Inman-Poulsen Lumber company, Mayor Lane has gotten down to the real business in the case and will institute proceedings to compel the company to move off. To this end Mayor Lane addressed a communication to the council this afternoon, in which he asks the members of the council and the city attorney to aid him in retaining the city's rights in the streets.

Just what steps will be necessary to accomplish this end Mayor Lane has not determined, and will not until he secures the views of the councilmen. City Attorney Kavanaugh says that if the mayor directs the chief of police to remove the millowners from the street they will have to do so if they have no rights to the property.

Such action would undoubtedly result, however, in the company asking for an injunction against the enforcement of the order which would bring the matter into the courts, where it is sure to go whatever course is followed.

Mayor Lane believes that another method should be adopted. He believes that ouster proceedings should be started on behalf of the city, and will take up the question with the city attorney. The city attorney is now being occupied by the said company to the exclusion of the public. I write this to respectfully intimate to you that acting under the authority vested in me as mayor of this city, I shall immediately institute proceedings so far as it lies in my power to do so to secure the possession of said streets to this city.

Asks Council's Aid.

To this end, I as mayor of this city, do hereby call upon you as the lawful representatives of the city, and upon the city attorney as its legal advisor, to tender me all the aid and comfort in your power in an effort to retain the city's rights to these streets.

"In this action upon my part, there is no intention to do any injustice to the present occupants of the streets, but it is my full intent to secure to this city if I can do so all and every such right as belongs to it."

"Sincerely hoping that the city may secure the benefit to be derived from your earnest, active and wise assistance in this matter."

"Yours respectfully,
"HARRY LANE, Mayor."

Railroad Bill Passes.

(United Press Leased Wire.) Albany, N. Y., April 23.—The Frisbie bill extending 10 years the corporate life in New York of the Canadian Pacific railway, passed the senate today.

The bill, which was defeated in the senate last year, now goes to the governor.

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FIGHTING LAND GRANT AMENDMENT

Congressman Mondell Says Rights of People Will Probably Be Destroyed If Fordney's Amendment Is Accepted.

The land lies along the Oregon & California railroad and was granted to the company in 1866. Before being patented the government amended the grant so that the land could be sold in batches of 10 acres at \$2.50 per acre to actual settlers. Since 1893 the Harriman management is alleged to have sold not less than 1,000,000 acres for as much as \$10 per acre, and is still holding 2,000,000 acres as an investment.

Claiming that this disregard of the law has led to the devastation of the country and defeated the object of settlement for which the grant was made, the department of justice seeks to take the matter to court, but it is necessary to have congress authorize the suits. Scarcely had the debate on the proposed resolution begun before Representative Fordney of Michigan introduced an amendment to protect innocent purchasers. Including the inhabitants of small towns and 45,000 acres bought by lumbermen, all of whom are said to have purchased the land in ignorance of the restrictions. It was pointed out that the government itself in the Oregon transactions had not always recognized the restrictions.

The amendment was savagely attacked, the charge being made that it was an attempt to let Harriman escape.

Fordney of Michigan, an extensive owner of timber lands in Oregon, was recognized to offer the amendment. Speaker Cannon announced a three-hour debate divided into an hour to amend and two hours for the resolution of the committee. Mondell, chairman of the lands committee, controlled the time for those supporting the resolution. The amendment was adopted, and the government would probably be destroyed if the amendment was adopted, as it would cut the ground from under the government completely.

In answer to questions Mondell said the lands committee was practically unanimous for the resolution against the amendment, the department of justice being strongly opposed to the amendment. Senator Fordney having said that the government would not institute suit if any amendment was adopted.

Robinson of Arkansas opposed the amendment in an eight-minute speech. Hawley in a 10-minute speech supported the amendment, and probably would not have introduced the resolution if the government take up the forfeiture.

Hawley said he had received a request from small land owner constituents that the resolution be amended.

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CARELESSNESS NOT CRIME SAYS BAIKER

Pipes Outlines for Prosecution

District Attorney Manning Calls Attention to Use of School Funds.

(Special Dispatch to The Journal.) Salem, Or., April 23.—Disayed by the court of every technical plea that able counsel could set up, the attorneys for the defense in the Ross case today pleaded before the jury misfortune and mismanagement in behalf of their client, and asked the jury to discriminate between misfortune and crime. William M. Kaiser, known as one of the most successful jury lawyers in Marion county, opened the argument for the defense, and at once put in an appeal for his client that might secure his acquittal through sympathy.

The case of the state seems clear, and in view of previous rulings of the court is believed to be substantial. On the other hand, the entire case of the defense has depended almost entirely upon technicalities.

Pipes Sums Up Case.

"It has been clearly shown," said Judge Pipes in summing up the case for the state, "that state money, known as the educational fund, including the irreducible common school fund, was deposited in the Title Guaranty & Trust company bank between June 8 and October 23, 1907. That this money after August 31 was paid out by the bank to meet its obligations in one way or another, and that after August 31 all the cash assets of the bank were not available to pay the sum deposited by State Treasurer Steel."

"We have shown by the books of the bank that this state money was paid out after August 31 by an accelerated geometrical progression until the bank closed, with almost every cent of the state's money paid out."

"The irreducible fund was meant to have been irreducible," said John Manning, district attorney of Multnomah county, in his opening argument, "and it was never intended by the framers of the constitution of Oregon that anybody should have used that money, not even Mr. Ross or Mr. Burkhart."

"Set Aside for Education."

"That money had been set apart for the education of our children and laws passed for its protection. The land board only can loan the money. The bank had no authority to delegate a power to the bank he did not have himself."

"It has been shown that all the money in the custody of the state treasurer deposited in Portland was in the Title Guaranty & Trust company, the most unreliable institution in the state," said Steel, whom you and I have elected to trust with the funds used to educate our children, but this money in an insolvent bank. There was no reason for this or no understanding that such should be the case between Mr. Ross and Mr. Steel, who the court has said was an unwilling witness."

The testimony of Mr. Ross was sharply criticized by Mr. Manning. He said Ross had been presented with the golden opportunity of explaining the matter in full to the jury, but had declined. He simply took refuge behind the legal technicalities of the case, and had not converted one dollar of school money to his own uses.

Kaiser and McCamant.

Mr. Manning was followed by W. M. Kaiser. Kaiser was in turn followed by McCamant, who made a strong and able plea for sympathy, alleging at the same time that the state had not established the guilt of his client. Following Judge Pipes, who made the argument for the state, the case will go to the jury and a verdict may be rendered at this evening.

When the court convened this morning permission to put Mr. Burkhart on the stand was granted to the defense. Through Mr. Burkhart, the McCamant endeavored to show that the failure of the Oregon Trust & Savings bank brought on the failure of the Title Guaranty & Trust company. This evidence was not allowed by the court and was ruled out, because it was not material to the case. The defense thought to strengthen their plea of misfortune through this testimony, by showing that the failure of the Oregon Trust & Savings bank was the cause of the failure of the Title Guaranty & Trust company.

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SOLDIERS WILL AID IN FLEET'S WELCOME

(United Press Leased Wire.) Seattle, Wash., April 23.—All regular army troops in the vicinity of Seattle will participate in the welcome of the Atlantic fleet to this city. In reply to the request of the chamber of commerce, Major-General J. Franklin Bell, chief of staff of the army, has issued orders at Washington to this effect. The issuing of this order means that 1,600 soldiers of the regular army gathered in the city to aid in welcoming the fleet. Of this number about 1,500 will be of the coast artillery service at the Puget sound forts and 300 men of the Third Infantry at Fort Lawton.

FRENCHWOMEN WILL FIGHT DUEL; MERRY WIDOWS AS SHIELDS

(United Press Leased Wire.) Paris, April 23.—Mlle. LaLoie, a writer, is seeking a pistol duel with another woman writer, and has authorized her seconds, M. DeForge and H. Aubrey, to challenge her.

The two women recently engaged in a dispute in the Chatelet theatre over the question of women wearing hats in playhouses. This has led to the story that Merry Widow sailors will be used as shields by the spectators.

GREAT COCKTAILS! VANDALS DESTROY 4,000,000 OYSTERS!

(United Press Leased Wire.) Paris, April 23.—Four million oysters were destroyed at Cancale by infuriated fishermen as the result of an attempt by the Cancale fishermen to kill competition.

The immense cargo of the bivalves came from St. Malo and before the vessel carrying it had dropped anchor the local fishermen held a council of war at which it was decided that forcible measures should be taken to protect the local market. A body of 300 fishermen was thereupon selected to capture the invader, come steamer and destroy her cargo. They put out in boats and clambering aboard they took possession of the vessel and brought her to the wharf. The sacks of oysters were then handed out and pounded to powder. Not a single shell was left intact.

(United Press Leased Wire.) Hot Springs, Ark., April 23.—The most sensational robbery in the history of the city occurred early this morning when four masked men entered a gambling room known as the Indiana club, lined up everybody in the place, took the club's \$10,000 bankroll and escaped.

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HOLD UP GAMBLING HOUSE

Four Masked Thugs Steal \$10,000 Bankroll From the Indiana Club at Hot Springs, Arkansas, and Make Escape Before the Alarm Is Given.

(United Press Leased Wire.) Hot Springs, Ark., April 23.—The most sensational robbery in the history of the city occurred early this morning when four masked men entered a gambling room known as the Indiana club, lined up everybody in the place, took the club's \$10,000 bankroll and escaped.

The robbery was carried out with neatness and dispatch, the robbers evidently having planned the raid carefully. There were a number of players at each of the tables distributed about the big room when the four men entered quietly through the rear door. Their presence had not been noticed until the leader shouted the command, "Hands up."

Taken completely by surprise and seeing resistance useless, the quartet fled in a moment, leaving the robbers disposed of themselves about the room in such a manner as to be able to cover all of their victims, players and dealers instantly obeyed the command. They were then lined up against the wall and guarded by three of the intruders, while the leader opened the bank cash drawer and extracted the bankroll.