

# MITCHELL'S OFFENSE

## Former Editor Mine Workers' Journal Says He Wrote Editorial Deliberately and Is Glad of It—Pleads for Free Press.

(United Press Leased Wire.) Indianapolis, Ind., Dec. 25.—That John Mitchell, former head of the United Mine Workers, at present under sentence of nine months in jail for contempt of court in publishing an editorial held contemptuous by a federal court, had never seen the article and did not know of such a court ruling, is the statement today of S. M. Sexton, former editor of the Mine Workers' Journal.

Sexton moreover declares that the trial of Mitchell before the supreme court of the District of Columbia was a breach of the law, which in Washington, since the trial, shall be tried in the court having jurisdiction where the alleged offense was committed. Sexton says: "I was the editor of the Mine Workers' Journal and wrote the matter complained of and in referring to the contempt sentence against Mitchell, can say that I never wrote anything with more deliberation. I wrote it in studied contempt for an obscure judge of a remote region who deliberately trampled under foot the constitutional right of free speech. I was not in the slightest peaceable assembly and the inestimable right of trial by jury.

Mitchell never saw the editorial until he was served with the legal process and knew nothing about its prior appearance. Mitchell is a resident of Illinois. He is held in contempt of court at Washington for an offense of which he is entirely innocent. "He was utterly ignorant of the alleged offense committed in the state of Indiana. He was tried in Washington, contrary to a decree of the United States supreme court in the given case of Charles A. Dana, editor of the New York Sun, in 1897, when the supreme court decided that offenders must be tried in the court under whose jurisdiction the said offense was committed.

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## LABOR MEN SEE GOOD COMING OUT OF THE DECISION

Washington, Dec. 25.—Labor men who opposed Gompers' plan in the 1908 campaign are flocking to enthusiastic support of him. John Mitchell and Francis Wright to terms of imprisonment. That the action by Justice Wright supplies exactly the thing that was needed to solidify the labor forces, is the consensus of opinion among union men here. "Respect for a decree of the United States supreme court in the given case of Charles A. Dana, editor of the New York Sun, in 1897, when the supreme court decided that offenders must be tried in the court under whose jurisdiction the said offense was committed.

## ALIENS' BILL IS AGAIN TO FRONT

(Continued from Page One.) out of the San Francisco school question. The Chinese controversy in California in 1886 and the Italian controversy in Nevada in 1890 were cited as instances of the embarrassment of government officials when called upon to protect aliens under state jurisdictions. But the bill in the house would seem to indicate that the state department insisted strenuously on the passage of the bill as the result of diplomatic correspondence with Japan. It is stated here that this is actually what happened, with reference to the San Francisco school trouble.

## COVERS SCHOOL CASE

Representative Henry of Texas led the opposition to the measure. An spirited controversy with Representative Jenkins, who championed the measure, Henry succeeded in drawing out the information that this law is expressly framed to apply to such cases and would apply in another controversy over schools in San Francisco. "The state department informs this house through its judiciary committee that it is talking nonsense, complications growing up," declared Jenkins, in advocating the bill. "Henry asked if a Japanese went into this country under this law and alleged a conspiracy against a board of education, whether the law would apply, Jenkins said that it would apply, but Henry pinned him down to it. Finally Jenkins said: "I agree with the gentleman from Texas that if two or more persons in a city conspire together to prevent one of those aliens going into the public schools this law would apply.

## KELLAHER TO FIGHT

(Continued from Page One.) stink so that people up in the fifth and sixth stories of the downtown buildings have to shut their windows and hold their noses when the scavenger wagons go by. They go down Morrison and Washington streets right in the middle of the afternoon, when there are most people on the streets.

## NEEDS COLLECTION SYSTEM

"This must not be allowed to go on much longer. The only thing that the city is to do is to have a collection system, which should be included in the appropriation for a new crematory." And the doughty councilman reiterated his intention of laying the matter before the council and moving the appropriation of \$250,000 for a new plant, which he insists must be placed on the city somewhere, preferably down the river, where the garbage can be hauled down on barges.

## DETACHMENT LEAVES DAWSON WITH MAIL

Dawson, Dec. 25.—A northwest mounted police detachment left today for Heccher Island and Fort MacPherson with mail. The expedition is expected back in March and will travel a weathervane course over the Rocky mountains, penetrating the Mackenzie valley via Peel river. The noted mushers Forest, Simons and Hewitt are in the party, with Indian trail breakers and several dogs drawing toboggans.

# STORY EVOLVED FROM BROKEN ENGAGEMENT WITH THE DUKE DE ABRUZZI.

(United Press Leased Wire.) Washington, Dec. 25.—The end of the romance of beautiful Katherine Elkins and the Duke of the Abruzzi is to be like the final chapter of an old-fashioned novel, in which the heroine dies with her memories to convent walls and the hero betakes himself and his weary heart to the seclusion of the world to seek forgetfulness. The authoritative announcement in the early part of this month that there would be no marriage between Miss Elkins and the Italian prince and cousin of the king was hardly cold when the noble brought from Rome the report that the duke was planning to be off to an unexplored mountain fastness of India. Subsequent dispatches have confirmed that report and ever since Washington has been wondering what the young woman would do with herself, it being assumed that no affection has been as deeply wounded as her royal suitor's by the breaking of the engagement.

## TWO CLEVER SWINDLERS ALLEGED TO HAVE BUNKOED MANY LOCAL MERCHANTS.

(United Press Leased Wire.) Alleged to have worked the time honored city directory bank game on enough Portland merchants to net them several thousand dollars, J. W. Stanley and James Gage are prisoners in the city jail and will be examined in justice court this afternoon. More than 20 of the large business houses of the city promise to have witnesses at the hearing.

## GOMEZ RECOGNIZED AS CHIEF MAGISTRATE—CASTRO MAY LOSE \$2,000,000.

(United Press Leased Wire.) Caracas, Dec. 25, via Trinidad, Dec. 25.—Vice President Gomez has been recognized as chief magistrate by the country at large and Venezuela's first bloodless revolution is believed to be over. Even General Celestino Castro, brother of the runaway president, who was chief of the department of Tacira, has turned over to the new military commander of that district all the arms and ammunition in his possession, 6000 rifles and 3,000,000 rounds of ammunition. Cipriano Castro, the fugitive, is being sued for money and property alleged to have been obtained wrongfully. Among others who have entered suit against him is Mrs. Crespo, widow of former President Joaquín Crespo, who seeks to recover two years' rent of the Miraflores palace, a beautiful structure built by her husband when he was president, which has been used by Castro since his triumphal entry into Caracas nine years ago. The suits will probably result in Castro's losing property worth \$2,000,000.

## SCRIBER WAS IN TIMBER FRAUDS

(Continued from Page One.) promoters. The money necessary was advanced by Scriber and the others a time to time, and claims aggregating thousands of acres of timber lands were taken over through the applicants who were provided by the conspirators. Wilson, Crowder and Ross are named as the incorporators of the Northwest Timber company, which was organized in Washington in July, 1904. It was under this name that the business of the men was carried on afterward.

## MORSE FRIEND

(Continued from Page One.) mobile journey Johnston telegraphed to Secretary of State Root asking that the United States government demand of Mexico an explanation of the arrest of Morse. Johnston is confident that some mistake has been made. Before leaving he said: "Morse was one of my closest friends and is well known in New York society circles. You are not a very fine gentleman. He is one of the best men I ever knew and I am sure he would not shoot a man unless under justifiable circumstances or in self-defense. I have received two dozen telegrams from prominent people in New York inquiring about Morse, but since the reports are so vague I am unable to give them any information."

## GRAFTER STOOD PAT

(Continued from Page One.) ate certain of his fellow councilmen. Klein is further alleged to have said that Martin's family was being well taken care of and that Martin would be out of jail next March. It has developed that the city councilman alleged to have been implicated in the recent graft case, stood pat. Martin to appear before them, ostensibly as a witness in a petty case, and then gave him an ovation for "standing pat."

## HENEY IS NOT TO PROSECUTE PITTSBURG MEN

(United Press Leased Wire.) Washington, Dec. 25.—That he has absolutely no intention of participating in the Pittsburgh graft cases when they come to trial was the statement made by Francis J. Heney, the San Francisco graft prosecutor, today. He declared he was not here in connection with the expose of municipal corruption at Pittsburgh and denied the report that his conference with President Roosevelt Tuesday was relative to the Pittsburgh situation.

# PEACE IN SIGHT FOR VENEZUELA

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## WAVE DAMAGES STEAMERS

(United Press Leased Wire.) Catania, Sicily, Dec. 25.—A tidal wave accompanying the earthquake here did heavy damage to shipping. Many vessels were damaged. The most seriously damaged so far as known are the Swedish steamer Asta, the Austrian steamer Budatwo and the Italian steamer Orseo.

## ADOLPH ROOS DEAD

(United Press Leased Wire.) San Francisco, Dec. 25.—Adolph Roos, a prominent merchant of this city, died suddenly at his home here early today of heart disease. He was the founder of the large business of Roos Brothers and was widely known in the state. He was a native of France. He was 72 years of age. He leaves a widow and three sons, George, H. Leon L. and Robert A., all of whom are associated with the firm of Roos Brothers. The funeral will be held Wednesday.

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# Piano Tuning and Repairing

Our tuning and repairing department has for years been considered the finest on the Coast, but realizing that the best was none too good for our patrons, we engaged the services of Mr. J. A. Shaw, a piano and player-piano expert of wide experience in Eastern factories. Mr. Shaw has surrounded himself with a corps of trained tuners and repair men and the quality of their work has met with our entire approval. Last year—under our \$1.50 per year contract—Eilers Piano House turned over 7500 pianos of various makes and styles. This season, with our doubly efficient corps of tuners, we expect to add greatly to this number. Let us explain to you how our yearly contract will save you money, will make your piano always being in tune, and best of all, will prevent your piano from depositing in your telephone or mail order. 353 Washington Street.

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The largest and most dependable line of Office Furniture shown in Portland, the most reasonably priced—selected for the purpose of meeting the demands of any office—Roll-Top Desks, Flat-Top Desks, Typewriter Desks, Standing Desks, Office Tables, Directors' Tables, Rotary Chairs, Office Chairs, etc.; in the mahogany and golden oak—polished and dull finishes.

All improvements that experience has suggested are displayed in our line of desks. In their respective grades they are unexcelled in quality of material, workmanship and finish, with the most satisfactory and many special features in arrangement and equipment of interiors. The new sanitary designs are extensively shown in the roll and flat-top styles. Sanitary Roll-Top Desks from \$38.50 up. Sanitary Flat-Top Desks from \$26.00 up. Roll-Top Desks in the standard design from \$23.50 up. Flat-Top Desks in the standard design from \$21.00 up. Mail orders and out-of-town inquiries given prompt and careful attention.

## New Spring Line of Bigelow Axminster Carpets

Our new and exclusive line of Bigelow Axminster Carpets for the spring is now ready for inspection. The designs and colorings surpass all previous efforts of this famous mill, and our stock is a careful and varied selection of the most artistic of their productions. The harmonious blending of tans, browns, blues and rose, in oriental and conventional designs, make these carpets most desirable for general furnishing. We suggest early selection by those who contemplate buying new floor coverings in the Axminster weave. The Carpet Department—Sixth Floor.

## Art Wall Papers

For the artistic and distinctive treatment of interiors we show an exclusive line of foreign wallpapers and fabrics—art productions from the world's most famous manufacturers. Silk damask and leather effects, Japanese hand-decorated leathers for vestibules, library and living-room friezes and wainscotings, sleeping-room papers in dainty floral effects with cretonnes to match, dining-room verdure papers in old English tapestry effects. We employ only skilled workmen in all branches of decorative and drapery work. An expert decorator is at your command for suggesting the most artistic and practical decorative schemes.

## "The Malleable" Is the Range Indestructible -- Riveted to Airtightness -- Will Last a Lifetime

Embodying all that fully meets the demand for the most modern, the most durable, the most economical range; the product of skilled range-builders—made of malleable iron and steel in combination—riveted together like a boiler—unbreakable—can't burn out—no repair expense—saves time and labor. "The Malleable" is the range where the very best results in cooking and baking are a certainty—where every feature of construction combines for comfort and convenience in the kitchen. Those who have in mind the buying of such a range should investigate the sterling qualities of "The Malleable."

## Bedding Specials

Today and Tuesday, in the Bedding Section—Sixth Floor.

- Feather Pillows in stripe ticking, regular \$1.50 values, at the pair . . . . . 90¢
- Cotton Blankets, gray, tan, brown and white, regular \$1.40 values, pair . . . . . 90¢
- Silkoline and Satine-Covered Comforters, full size, regular \$3.00 values, pair \$1.85
- Silkoline-Covered Comforters, full size, regular \$1.50 values, the pair . . . . . \$1.15

## Sale of Dressers

Three patterns from our line of medium-price Dressers in the golden oak, these bedroom pieces showing unusually good selection of oak stock. The mirrors are large and of French bevel plate, trimmings of cast brass, and the design and construction throughout are the best that is displayed in this grade. Sale today and Tuesday.

- Golden Oak Dresser with large shaped oblong mirror; special . . . . . \$14.75
- Golden Oak Dresser with oval-shaped mirror; special . . . . . \$14.75
- Princess Dresser in the golden oak; has fancy shaped mirror; special . . . . . \$14.85

## Home Office: CORBETT BUILDING, Corner Fifth and Morrison Streets, PORTLAND, OREGON.

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