

NO GRATERS CAN EXCEL RUSSIA'S

Only Mutual Fears of Factions Guilty All Alike Can Save a Horrifying Shakeup—All Rotten, From Royalty Down.

(United Press Leased Wire.) St. Petersburg, Jan. 2.—Russia's graft investigation is beginning to get unpleasantly near to men "higher up" and tremendous pressure is being brought upon the government to stop it before the revelations involve persons whose reputations must be protected in the interest of the country's welfare.

It is not yet easy to predict how the situation will develop. The various court factions would undoubtedly be enough to see one another discredited, but there are indications that all have been so corrupt as to render it unsafe for any one faction to urge exposure.

Should any one of the stronger groups prove to be made up, however, mainly of honest men, there will be every reason to expect a shaking up in the "higher circles" that will horrify the world.

More than 1500 arrests have already been made throughout European and Asiatic Russia on charges directly connected with corruption in the civil service, the present inquiry having nothing to do directly with the conditions in the army and navy, which have been reported to have fled. Men engaged in the inquiry are understood to have advised Premier Stolypin that the number of cases not yet fairly opened will run up into the thousands.

Those already in custody range from clerks and other minor officials to judges, chiefs of police and district governors. A number are of noble blood and nearly all are of good social position.

What is hinted now is that men in important places at court, relatives of the czar and perhaps even a grand duke or two, are about to be implicated.

Much of the suffering in the country's prisons is attributed to the graft system, which has been reduced, especially by the police and prison departments, to a science.

The number of captives held for trial or under sentence on political and ordinary criminal charges increased during the last year. He has a long record for efficiency in the army. From August, 1906, until recently, when he was succeeded by General Funston, he was commander of the infantry and cavalry school, the signal school and the staff college at Fort Leavenworth, Kan.

The result has been that the prisons have been filled to two-thirds of their capacity, and that the conditions in which they are kept are such as to spread epidemics of all kinds of diseases throughout the entire country. Sixty per cent of those who remain as long as three months in custody, it is estimated, develop tuberculosis, not to mention cholera, typhoid, smallpox and various fevers.

Commenting angrily on reports sent abroad recently of the number of executions in Russia, the New York Times quoted as pointing out incidentally that a smaller number suffer the extreme penalty at present than formerly when the total number of offenders was much less. In 1907, for example, he shows by official statistics that 744 sentences were pronounced, but that for 11 months of 1908 there were but 762.

The government is considerably more disturbed, however, over the recovery of enormous embezzlements among employees in the Imperial Bank of Russia than by prison conditions.

It can be estimated almost exactly what was lost through the prison authorities, and in addition, the losses were rather from the prisoners than from the imperial officers.

How much was lost to the bank, on the other hand, is not definitely known and cannot be ascertained without money of extraordinary kind may never be computed with absolute certainty. Most of it, too, is gone forever, and for years the government will feel the effects of the loss. Wherever investigations have been instituted, from the western frontier to Sakhalen similar conditions have been found.

BIRTHDAY RECORD IS HELD BY JUDGE BUSH OF ABERDEEN, WASH.

(Special Dispatch to The Journal.) Aberdeen, Wash., Jan. 2.—Born on New Year's day, the first hour of the day, the first day of the week, the first day of the month, and the first day of the year, is the unique record of Judge W. W. Bush, the recently elected justice of the peace for Aberdeen precinct. Besides this peculiar fact, Judge Bush's family can present a list of birthdays that is probably without parallel in the United States. His father was born on the Fourth of July, his mother on February 23, his wife on February 22, his eldest son on Christmas day, and his youngest son on Decoration day.

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RESCUERS MEET FATE OF THE MESSINA REFUGEES

(Continued from Page One.)

aster in southern Italy. In a letter sent to Dr. John L. Lohse from Rome, December 2, Dr. Sili stated that he and Mrs. Sili proposed leaving the following day for a tour of southern Italy and Sicily.

Since then no word has been received from the travelers and the fact that nothing has been heard of them since the catastrophe has given rise to the fear that they carried out their plans for a tour through southern Italy and met death.

Dr. Lohse, however, has not given up hope and declared today that he thought Dr. Sili and Mrs. Sili unless they hurried into the southland, would not have arrived at Messina or vicinity until four days after the earthquake, and are therefore safe.

Dr. Sili was a member of the Oakland board of health for many years.

VICE CONSUL PIERCE DEAD AT MESSINA

(United Press Leased Wire.)

Rome, Jan. 2.—That Joseph H. Pierce, American vice-consul at Messina, and other members of his household were drowned in the tidal wave after escaping from the earthquake is the news brought from Messina by Evelyn Pierce, sister of the vice-consul, who is the only survivor. Confirmation of Pierce's death came in a dispatch from Naples. A telegram sent last Wednesday by Consul Bishop of Palermo received here today says the death of Consul Cheney at Messina is practically certain.

Washington, Jan. 2.—The state department today received a cable message from Consul Crowsfield at Naples saying a wounded messenger had arrived bringing confirmation of the death of Consul Arthur S. Cheney and Vice Consul Lupton and Pierce at the American consulate at Messina. The messenger said he came direct from the consulate. He said it was impossible to recover the bodies. Mrs. Cheney is supposed to have been killed with her husband. Lupton was appointed only recently and had just arrived at Messina. His home was in Tennessee.

TWO DISTINGUISHED AMERICANS MISSING

(United Press Leased Wire.)

Rome, Jan. 2.—It is feared that Major General Charles B. Hall, of Fort Leavenworth, Kan., and John Townsend Trowbridge, the venerable author, were killed at Messina. It has been impossible to find any trace of them.

Trowbridge is 81 years old and is the author of half a hundred books. His last volume was entitled "My Own Story" and was published in 1902.

Major General Hall is a native of Portland, Maine. He has a long record for efficiency in the army. From August, 1906, until recently, when he was succeeded by General Funston, he was commander of the infantry and cavalry school, the signal school and the staff college at Fort Leavenworth, Kan.

SEARCH FOR THE DEAD UTTERLY HOPELESS

(United Press Leased Wire.)

Washington, Jan. 2.—A cable message to the department from Consul Gale at Malta says inquiries regarding missing Americans are being made. Many who applied at the state department immediately after the first news were notified that they have received no word from their friends or relatives.

Messages from Ambassador Griscom at Rome say Americans returning from Messina after seeking missing friends say the task is hopeless and that bodies cannot be identified.

LITTLE FOR THE LIVING; NOTHING FOR THE DEAD

(United Press Leased Wire.)

Cosenza, Jan. 2.—A courier from Palmi, on the Italian mainland, has arrived here bringing the news that a member of the royal family, has arrived and taken partial supervision of military relief work.

It is no longer possible to think of the dead, declared the duke; "the living must claim our attention and we must prevent the death roll from increasing. The disaster is a terrible one—a veritable scourge of God."

KING SELLS ESTATE TO AID HIS PEOPLE

(United Press Leased Wire.)

Rome, Jan. 2.—King Emmanuel today ordered the sale of his Sicilian estate, in the western part of the island, to provide funds for the relief of the destitute in southern Italy.

The property loss from the temblor is estimated to exceed \$1,000,000,000.

Prince Rostigliasi Hears News

(United Press Leased Wire.)

San Francisco, Jan. 2.—Prince Rostigliasi of Russia has arrived here on the steamship Siberia from Hongkong. He had heard nothing of the earthquake in his native land. The prince said he had many friends in southern Italy and he would endeavor at once to ascertain their condition and offer aid.

Red Cross Canvasses Boston

(United Press Leased Wire.)

Boston, Jan. 2.—A house to house canvass for the purpose of securing funds for the relief of the Italian earthquake sufferers was begun today in the Italian branch of the Massachusetts Red Cross society.

OVER THE SEA TO WED LOWER

Roseburg Girl Reaches Manila and Becomes Mrs. S. L. Kidder.

(Special Dispatch to The Journal.)

Roseburg, Or., Jan. 2.—A cablegram received from Stanley L. Kidder in Manila, P. I., addressed to Mrs. Clara Rast, states that Miss Maude A. Rast arrived in Manila December 31 and was married to Mr. Kidder. Both are well known in Roseburg. Mr. Kidder having been engaged in business here until one year ago, when he accepted a government position. Miss Rast sailed for Manila December 21 to be with the bride of Mr. Kidder. They will be absent from this country for about a year and a half. They will visit China and several other points of interest and return to Roseburg to make their permanent home.

PURSUES HUSBAND FAR FOR NAUGHT

Mrs. J. A. Higgins of Tacoma Makes Her Own Arrest, but Extradition Is Withheld.

(Special Dispatch to The Journal.)

Los Angeles, Jan. 2.—After pursuing her husband through three states and finally capturing and arresting him herself in Los Angeles on a warrant charging desertion, Mrs. J. A. Higgins of Tacoma has been informed by the police that he has been released and allowed to go his way, as the Washington authorities declined to defray the expense of extradition.

Mrs. Higgins was greatly disappointed at the outcome of her long chase and at once engaged a local attorney to see some way of punishing her husband.

Mrs. Higgins claims that in addition to having been deserted by her husband, he sold her home and decamped with \$1800, the proceeds of the sale, after also taking from their joint bank account several hundred dollars. December 3 she secured a warrant from a Tacoma justice of the peace and decided to hunt for and apprehend her husband. After searching the principal cities of Washington and Oregon, Mrs. Higgins came to California. San Francisco was scoured in vain, but while walking along Main street near First in Los Angeles, she literally ran into him. Producing her warrant she informed him he was under arrest.

Higgins tried to get away and put up a desperate fight, hitting the woman several times in the face with his fists, but she clung to him until a policeman rushed up and took him to the city jail. There the woman told her story to Captain Broadhead, and later to Deputy District Attorney Jones.

The Tacoma authorities were immediately communicated with, but a telegram from them stated that they would not ask for extradition papers.

CHECK FORGER TO BE BROUGHT BACK

George Diehl, who by means of a bogus telegram and a forged check secured the check of Downing, Hopkins company for \$1800 and who was arrested in Los Angeles after being brought back to Portland to answer to the charge of forgery.

Los Angeles also has a charge of embezzlement pending against Diehl, but as this city has the strongest case against him, the southern city has relinquished him to the Portland authorities.

A detective will leave immediately for the south to bring the prisoner back.

ASHLEY'S FOLKS SAY SHOT ACCIDENTALLY

(United Press Leased Wire.)

Sacramento, Cal., Jan. 2.—Yan Ashley, a well known young man of Sacramento, prominent in the national guard, lies seriously wounded at the Sutter Heights hospital. A bullet, fired either accidentally or with suicidal intent, having passed through his body close to the heart. The shooting occurred at Ashley's home Wednesday noon but the news was suppressed until yesterday. His parents declare the shooting occurred accidentally while Ashley was cleaning a revolver. It is said Ashley has had differences with his wife.

Murderer Surrenders

(United Press Leased Wire.)

Seattle, Jan. 2.—Half dead from exposure and hunger, Joseph Nicolas, the young Filipino murderer, who had been a fugitive from justice since a bloody outbreak at Port Blakeley Tuesday night, gave himself up to the authorities at Port Orchard yesterday. Nicolas fairly wounded George A. Brown, on the street, a few minutes after he had murdered Jose Santos' 4-year-old son and wounded a baby.

Thanks for America's Aid.

(United Press Leased Wire.) Washington, Jan. 2.—President Roosevelt today received a cable message from President Messigia of the Italian central relief committee expressing the deep gratitude of the Italian people for the sympathy and support offered by Americans to the earthquake victims.

No Steamers Engulfed

(United Press Leased Wire.)

Rome, Jan. 2.—It is rumored positively today that the report of a second tidal wave, engulfing vessels in Messina strait yesterday, was untrue.

Boston Italians Return

(United Press Leased Wire.)

Boston, Jan. 2.—Fifteen five Italians sailed today for the Italian branch of the Red Cross society.

OTHERS BESIDES THE COAL MAN

Los Angeles Thieves Get 20 Tons Out of a Yard in One Night.

(United Press Leased Wire.)

Los Angeles, Jan. 2.—The reign of crime in Los Angeles reached a climax today when the theft of 20 wagon loads of coal, aggregating 20 tons, was reported to the police by the Black Canyon Coal company. Officers followed the thieves by trail of coal in the street for a distance of three blocks but were unable to trace their movements further.

The thieves evidently used two heavy wagons, one trailed behind the other, and made five trips to the coal yard during the night. The robbery took place between 11 o'clock last night and 4 this morning and a watchman was on duty during the early part of the night. The theft is the boldest ever recorded here and has aroused the police to new efforts to check the criminal element which has held sway here recently.

LIGHT COSTS \$300 A NIGHT

It costs the Portland Railway, Light & Power company nearly \$300 a night to light the city of Portland, according to B. S. Josselyn, president of that corporation.

"We have given the executive board 10 days' grace before shutting off the lights in case a new contract is not made with the city so that the people will thoroughly understand the situation," Mr. Josselyn said this morning.

"If we cannot get the money that will be due for the street lights until January 10, 1910, even for emergency lighting contracts the city is authorized to expend but \$200 a night. It costs us approximately \$300 every night that the lights are on."

"We have put the matter before the public—we want them to understand the details of the situation if the executive board does not make a new contract and if the city is dark after midnight on the night of January 10."

CITY MAY OBTAIN CHURCH CONVENTION

Now that 1909 is here the railroads are beginning to talk about conventions and the city of Portland is no exception. The city is now in the hands of the general passenger agent for the Harriman lines, has already found a line on several of the lines, and is now in the hands of the Harriman lines. The Harriman lines are now in the hands of the Harriman lines. The Harriman lines are now in the hands of the Harriman lines.

The annual convention of the church will be held in Pittsburgh in October and the entire Pacific coast delegation will go to Pittsburgh. The Harriman lines are now in the hands of the Harriman lines. The Harriman lines are now in the hands of the Harriman lines.

CELEBRATED ARTIST DIES SUDDENLY

(United Press Leased Wire.)

Montreal, Jan. 2.—Sidney J. Yard, the famous water-color artist, died suddenly of heart disease yesterday afternoon near his home at Carmel. He had just completed a magnificent home at Carmel, and was preparing to make a carpet, Miss McCann, the postmistress, was held up and robbed of \$50 in government funds one night about two months ago.

POSTOFFICE ROBBERY

(United Press Leased Wire.)

Richmond, Cal., Jan. 2.—A crackman blew open the safe in the postoffice at this place at midnight, securing \$100 in coin and a quantity of stamps. They muffled the sound of the explosion with mail bags and a carpet. Miss McCann, the postmistress, was held up and robbed of \$50 in government funds one night about two months ago.

NEW RECORD MADE BY POSTOFFICE

The old year just out was the greatest ever, in a business way, in the history of the Portland postoffice.

December, always a good month owing to the holidays, leads all other Decembers in the matter of stamp sales. The increase in stamp receipts for December, 1908, was more than \$10,000 over the sales of December of the year previous.

The total amount received from the sale of stamps for last December was \$64,801.62, the sales of December, 1907, amounting to but \$54,573.76. This makes the increase of last December \$10,227.86 over the business of the same month of the previous year. The figures showing the business of the postoffice order department for the year have not as yet been compiled.

FOUR THIEVES IN PRISON

Three Fridays in January of the New Year Will Be Hangman's Day.

(Salem Bureau to The Journal.)

Salem, Or., Jan. 2.—Four men are in solitary confinement at the Oregon state penitentiary awaiting the execution of the death sentence, having been convicted of murder in the first degree. Three of them are sentenced to hang during this month. Three Fridays in January, the first month in the new year, will be hangman's day at Salem.

Math Jancijag, who killed his sweetheart at Oregon City, is the first. He is sentenced to be hung next Friday, January 8. Walter Johnson, who killed Walter Perdue in a lonely cabin in the timber belt of Washington county near Forest Grove, will hang January 12, unless some unforeseen circumstances delay the execution.

The third murderer is Harry Daley, who arrived at the penitentiary Thursday. Daley killed his partner in a Portland saloon. He will be hung January 29. The fourth and last man is Joe Anderson. He shot and killed a railroad engineer while attempting to board him up in South Portland a year ago. Anderson was sentenced to be hanged June 26 last, but he has appealed his case.

When Finch arrives there will then be five murderers in the state prison, an unusual number.

BREAKS DOWN ON HEARING SENTENCE

(Continued From Page One.)

over his forehead, piling his long black hair in confusion.

As Judge Bronaugh pronounced the sentence a hush fell over the courtroom. He spoke slowly and clearly, while hundreds of eyes from the big crowd were fixed on Finch. "This was what he said:

"You have been tried by a jury duly sworn and empaneled, on the charge of murder in the first degree, and the jury has returned a verdict convicting you of the crime as charged in the indictment. The time has now arrived under the law when it becomes the duty of the court to pass sentence upon you in accordance with the verdict."

Will Hang in Salem.

"The sentence of the court is that you be confined in the county jail of Multnomah county and that within 30 days you be removed by the sheriff of this county to the city of Salem, and delivered to the custody of the superintendent of the state penitentiary, and there to remain until the day of February, the superintendent cause you to be removed to a place within the inclosure of the penitentiary for that purpose provided, and that you there be hanged by the neck until you are dead. May God have mercy upon you."

It was 11:23 o'clock when Finch stood up for sentence. Originally 9:30 had been fixed as the time for sentence, but a postponement was granted until 11 o'clock to permit Finch's attorneys to prepare objections to passing sentence, and a motion in arrest of judgment.

When Judge Bronaugh asked if the defendant had anything to say, Finch himself arose, as though he were conscious of showing that his nerve had not deserted him.

Reasons for Objection.

Then, for over 10 minutes, Finch held the floor, reading the objections that had been prepared. He spoke with great rapidity and nervousness. The paper quivered in his hand as he read, but his voice was clear and strong. With the forefinger and little finger of his right hand he pointed to the polished table in front of him.

In objections made by Finch he covered much of the technical grounds previously argued by his attorneys during the course of the trial. He asserted that he had not been granted fair and impartial trial as guaranteed by the constitution of the United States and of Oregon, making an attack on the legality of the grand jury and indictment.

An intention to attack the initiative and referendum was also shown by alleging that the people of Oregon had no power to enact the law establishing the grand jury system without action by the legislature.

Reason for Objection.

That one of the jurors, whose name is unknown to the defense, and who was designated as John Doe, did on December 30 or 31, after the trial was over, state to some other unknown person that he and the rest of the jurors had made up their minds that Finch was guilty as soon as Miss Verna Burkhardt gave her testimony, was another of the grounds cited by Finch in objecting to the passage of sentence. Similar statements are said to have been made by other jurors, but no attempt was made to name them.

Lord Interrupts.

Confusion among the attorneys for the defense as to their course of action was again shown this morning, when sentence was being pronounced. Attorney Charles F. Lord interrupted and said that he and another of his attorneys did not agree as to when a motion in arrest of judgment should be filed. Finch handed a copy of the code to Deputy Sheriff Bulger, who was sitting him, and the officer passed it to Judge Bronaugh, who quickly settled the question by saying that it might be filed at any time before a motion for new trial.

Five days were granted by the court in which to file a motion for new trial. This acts as a stay of execution, and will prevent Finch being removed from the county jail for that period of time. The defense will then ask for a writ of probable cause to prevent his being taken to the penitentiary while the appeal is pending.

A long fight, of the Ruef variety, is forecasted by the objections and motions made by the defense. They are attacking the grand jury system and attempting to raise constitutional questions, eventually carry the case to the federal courts.

BANKER PAYS AMOUNT

(Continued From Page One.)

January 2, 1907, the two lots, according to the complaint, were transferred again, this time using from Newhall to R. T. Linnest. The consideration was \$10,000. The two lots, which are located at the northeast corner of Stark street and Union avenue, East Portland, were purchased by Linnest, it is understood, for the purpose of using the land as a terminal site for the Mount Hood railway.

Real estate men say that today the lots are worth perhaps \$20,000 or more.

EUGENE GROCERS TO COME TO PORTLAND

(Special Dispatch to The Journal.)

Eugene, Or., Jan. 2.—A number of Eugene grocers will attend the annual convention of the Retail Merchants and Grocers' association, to be held in Portland next week. Being desirous of inflicting the association for its long convention in Eugene, the commercial club and merchants' protective association members held a meeting here evening to discuss the matter of placing an invitation before the convention.

STANTON THINKS HE WILL BE SPEAKER

(United Press Leased Wire.)

Sacramento, Cal., Jan. 2.—Assemblyman Philip A. Stanton of Los Angeles has arrived early on the scene at the capital, with enough pledges in his inside pocket to make him confident that he will be elected speaker of the lower house of legislature on the first ballot.

"FATHER" HORTON OF SAN DIEGO ILL

(United Press Leased Wire.)

San Diego, Cal., Jan. 2.—"Father" A. E. Horton, founder of the city of San Diego, is ill with blood poisoning at a hospital. His physicians report that his case is hopeful, but that his advanced age is against him. Horton is 95 years old.

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SOUTHERN PACIFIC SPECIAL TRAIN

Special excursion train leaves Portland at 9:30 a. m. Saturday, January 16; arriving Los Angeles Friday, January 22, at 5:45 p. m. Tickets provide for stop-over on return trip, which may be made at pleasure within 90 days.

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