

APPELLATE COURT AFFIRMS SENTENCE AGAINST DEAD MAN

United States Tribunal Orders William Smith, Convicted in Oregon Land Fraud, to Serve Term.

(United Press Leased Wire.) San Francisco, Feb. 6.—A. H. Hedderly, Richard Hynes and William H. Smith, indicted in the Ninth federal district court on charges of conspiring to defraud the government of large tracts of land in Oregon will have to serve the sentences imposed by the lower court, following the affirmation of that judgment by the United States circuit court of appeals here.

The case against Hedderly, Hynes and Smith was tried in the local United States circuit court in November, 1908. It was appealed to the higher court and argued before them nearly a year and a half ago. During the meantime William H. Smith died near Salt Lake City, a fact known to District Attorney McCourt, but which was not told the appellate court as it might have caused considerable trouble in mixing matters up.

Smith was given a sentence by the lower court of \$5000 fine and two years in the county jail here. Hedderly a fine of \$5000 and six months in the county jail, and Hynes a fine of \$2000 and 90 days in the county jail. R. D. Jones, who with Smith, was the principal offender, died before the case was tried before the local court. The deaths of Smith and Jones leaves the two least principals to bear the punishment. Four others who were indicted at the time pleaded guilty and paid the fines which were assessed against them.

Jones and Smith worked their scheme through a corporation which they called the Port Orford Furniture company. Many people in Coos and Curry counties were persuaded to make entries on lands and turn them over to the company for \$100 apiece. The company needing money took Hedderly, who was connected with a bank, into the scheme and also Hynes, who was one of their agents. They did not secure title to any lands as the government started an investigation before they could accomplish their plans. They had in view and almost ready to be turned over, several thousand acres of land.

LEGAL TANGLE GIVES WELTY A NEW CHANCE

(Special to The Journal.) Colfax, Wash., Feb. 6.—Several courts are involved in a legal tangle in an endeavor to get Harry J. Welty, the convicted Bellingham banker, to the penitentiary. He has still out on bond and has a corpus writ. Sheriff Thomas of Bellingham is at Colfax and refused to receive Judge Neill's remanding order, stating that it was up to the Whitman county officers to place Welty in custody. Welty's attorney, Charles Hill, is in Spokane presenting the case to the federal court, while Welty's whereabouts is not known to the general public. Sheriff Thomas will give no information regarding the case, but the Whitman county officers state that Thomas has wired the state supreme court for instructions and will stay in Colfax until his orders are received. Sheriff Thomas said he does not know where Welty is and is not looking for him, stating that such procedure was up to his bondsmen and the Whitman county court. Welty was given a sentence of four to ten years for receiving deposits as president of the Home Savings bank of Bellingham after the bank was known to be insolvent.

Rancher Hardin Gets 20 Years.

(Special to The Journal.) Oregon City, Or., Feb. 6.—Circuit Judge Campbell yesterday imposed a penitentiary sentence of 20 years on William Hardin, a Bull Run rancher, who was convicted last month of a criminal attack on his stepdaughter, Eva Phelps, now Mrs. Eva Woods. Judge Campbell fined Hardin's bail at \$10,000 and he was unable to furnish the amount and is now in jail. The appeal will be appealed to the supreme court.

No Excuse Now for Greasy Doughnuts

A lady in Greenville, S. C., recently wrote a friend as follows: "For years, after preparing doughnuts with the utmost care, I was disappointed to see them come out greasy and unwholesome looking. However, with my first use of Cottolene for frying them, I was pleased as they were brown, crisp and delicious. "For making doughnuts, pantry, light bread and flaky biscuits, I prefer Cottolene to any other shortening on the market. We even carry a pair of it on our annual camping trips through the mountains. Cottolene—the perfect shortening—is made from vegetable-oil; it contains no hog fat—no indigestion."

A HEALTHY, HAPPY OLD AGE

May be promoted by those who gently cleanse the system, now and then, when in need of a laxative remedy, by taking a desertspoonful of the ever refreshing, wholesome and truly beneficial Syrup of Figs and Elixir of Senna, which is the only family laxative generally approved by the most eminent physicians, because it acts in a natural, strengthening way and warms and tones up the internal organs without weakening them. It is equally beneficial for the very young and the middle aged, as it is always efficient and free from all harmful ingredients. To get its beneficial effects it is always necessary to buy the genuine, bearing the name of the Company—California Fig Syrup Co.—plainly printed on the front of every package.

REGRETS KILLING OF FATHER OF ELOPER



J. B. Snead, Texas banker, who slew father of man who stole his wife.

Fort Worth, Texas, Feb. 6.—"I regret I killed Boyce, but I was driven to it. I was desperate. I did not know what I was doing." Fully realizing the enormity of his crime J. B. Snead, the wealthy banker, indicted for the murder of A. G. Boyce whose son A. G. Boyce Jr. eloped with Snead's wife made the assertion that he was crazed by the events following the elopement of his wife with young Boyce, Boyce, who was located in Canada, started here on learning of the murder of his father, and is under constant surveillance lest he avenge the death of the wealthy ranch owner.

NATIONAL MUSEUM TO GIVE SPECIMENS

Portland Will Receive Valuable Geological Material for Permanent Exhibit.

(Washington Bureau of The Journal.) Washington, Feb. 6.—For several months negotiations have been in progress for the enrichment of Portland's museum by the loan or gift of some of the duplicate treasures in the great national museum in this city. Owing to the recent removal of the national museum from its old quarters to the new and magnificent structure recently completed for it, the officials have found it impossible to make up a list of the geological specimens which it possesses in duplicate, but there is hope that this may be done soon, and then Portland will have an opportunity to see what there is here that would be of value in its museum. Senator Chamberlain has had this matter in his care and he has been in correspondence with the Smithsonian Institution on the subject. Honorable C. D. Walcott, secretary of the Smithsonian Institution, recently wrote to Senator Chamberlain as follows: "Referring to the letter of C. P. Wiegand, curator of the museum of the city of Portland, dated January 10, which you forwarded to the National Museum on the sixteenth instant, I beg to say that, as indicated in the enclosed copy of the museum's letter of September 5, 1911, to Mr. Wiegand, it was the intention to transmit to him as soon thereafter as possible, a list of the available duplicate geological material. Unfortunately, however, owing to the fact that the National Museum has not yet completed the reinstallation of its geological collections in the new building, it has not been found possible to prepare such a list, but the matter will be given the most prompt consideration that it is attended to as soon as practicable." It is believed that a duplicate list of geological material in the National Museum will show that some specimens will be available to give Portland.

HILLMAN MAKING NEW FIGHT AGAINST PRISON

(United Press Leased Wire.) San Francisco, Feb. 6.—The constitutionality of hearing evidence in criminal cases on the private books of the defendant is involved in the petition for releasing of the C. D. Hillman real estate agent, who is appealing before the United States appellate court for the Fifth district, sitting in session in San Francisco. The question came up when attorneys for the convicted Seattle millionaire land dealer moved to be permitted to show that Hillman's personal books were brought before the grand jury at the instance of the court itself. The appellants hold this unconstitutional. Hillman is under sentence to serve 2 1/2 years at the government prison at McNeill's Island.

LIEUTENANT'S ILLNESS NOT TO STOP WEDDING

(United Press Leased Wire.) Los Angeles, Feb. 6.—The condition of Lieutenant Commander Samuel Brown Thomas, U. S. N., will permit him to be married tomorrow night to Miss Grace Collins, well known in Pacific coast society, and the ceremony will be performed at his bedside. The wedding was to have occurred today, but Thomas was suddenly stricken with pneumonia, and he is very ill at the California club. Miss Collins insisted upon the ceremony at the first possible moment.

Farmers Oppose Wire Plan.

(Special to The Journal.) Oregon City, Or., Feb. 6.—Farmers near Boring and Sycamore are angered over the announcement of the O. W. P. company that it plans erecting high tension wires from Boring to Sycamore. The plan is to stretch the wires through the fields, and the ranchers assert the railroad company has not been granted the right to do this. A meeting has been called to protest against the plan of the railroad, and it is probable that a petition for an injunction will be filed. The Commercial club of Gladstone also has protested against the Portland Railway, Light & Power company erecting feed wires in that city, alleging that they are not properly insulated and are dangerous.

"PURPLE" CAUSE OF WIDOW'S MARRIAGE

Mrs. Patterson-Thurston Said Theosophist Got Husband to Look After Business.

(United Press Leased Wire.) San Diego, Cal., Feb. 6.—Mrs. F. M. Pierce, divorced wife of Francis M. Pierce, who is a member of the Theosophical society, Point Loma, was called to the stand yesterday as a witness for the contestant, George L. Patterson, in the Thurston will case in department No. 1 of the superior court. Mrs. Pierce was on the stand scarcely an hour, but during that time she proved to be one of the most important witnesses of the case. She told of a time when she resided at Point Loma, shortly after the wedding of Mrs. Patterson, the testatrix, to Clark Thurston, a prominent member of the society, when she was going from San Diego to the home on the ferry boat. She stated that on the boat with her were Mrs. Thurston, Miss White, head of the art department at Point Loma, Miss Davidson and several others. Mrs. Pierce stated that she overheard a conversation between Miss White and Mrs. Patterson in which the latter said: "Mrs. Patterson, I wish to congratulate you. I have been wanting to come down and see you since your wedding, but I have been so very busy." The witness alleged that Mrs. Thurston replied: "Don't congratulate me; congratulate 'Purple'." She did it. She thought I needed some one to look after my business."

"Mrs. Pierce, do you know whom she meant by 'Purple'?" asked Judge McKinley. "Yes, she meant Mrs. Tingley." Her testimony was unshaken in cross-examination.

29 REPUBLICANS AND 7 DEMOCRATS HAVE FILED

(Salem Bureau of The Journal.) Salem, Or., Feb. 6.—Ralph Clyde of Portland has filed a petition in the office of the secretary of state to become the Republican nominee for congressman from the Third district. Clyde asks to have printed after his name: "Insurgent—progressive—penitentiary, government ownership of railroads, telegraphs, Alaska coal. Against special privileges."

Henry Waldo Coe of Portland also filed petition to become delegate to the national Republican convention, and says that up to the primaries he will support Roosevelt for the presidency, and after that the nomination of those persons for president and vice president who have received the highest number of votes in the Oregon primary election. He asks that after his name be printed the words: "Roosevelt, prospectively secure deal."

Charles H. Fry of Beaverton, Washington county, has filed petition to become delegate to the Republican national convention. He promises to support for president the man receiving the biggest vote in the Oregon primaries.

CANBY HIGH LINE CANAL TO BE BUILT

(Special to The Journal.) Oregon City, Feb. 6.—The Canby Canal company has started work on the building of the high line canal from Mill creek, which will irrigate 15,000 acres of land at the start. It is planned to extend the work so as to water a large area. The low line canal, completed some time ago, furnishes water for 3000 acres, and the farmers who have profited are so enthusiastic over the enterprise that they are aiding the enlargement of the system.

FREIGHT TRAIN TAKES DITCH NEAR AUMSVILLE

(Special to The Journal.) West Stayton, Or., Feb. 6.—A north bound freight train went into the ditch between Aumsville and Macleay Saturday. One box car and the caboose went overboard. The passenger service from Portland was badly delayed on account of the wreck.

Bloodless Duel in Streets.

(United Press Leased Wire.) San Diego, Cal., Feb. 6.—Thirteen shots fired and nobody even scratched is the record of a running revolver duel here early today between Policeman John Schultz and John Fie, Chinese laundryman. John Fie had lost his last duel playing fan tan and was returning home when he mistook the policeman for a holdup. Pulling his gun, the Chinese fired three times, but missed the big policeman, although he wasn't 10 feet away.

BEWARE Young Man

It's the Little Dandruff Germs That Are Causing Your Hair to Thin Out.

Parisian Sage Stops Falling Hair.

The clever young man of today doesn't take any chances on losing his hair. A man who is baldheaded at 30 looks like 45, and is placed at a disadvantage when seeking employment.

If you have dandruff it means down near the roots of your hair an army of dandruff germs are attacking the hair root and destroying its vitality. Then hair falls out; grows thin and baldness results. Young man; put your faith in PARISIAN SAGE; it will stop falling hair, kill dandruff germs, scotch dandruff and itching scalp, or money back. PARISIAN SAGE is only 50 cents a bottle at Woodard, Clarke & Co.'s and dealers everywhere.



COURT RULES TRIBAL MARRIAGE SUFFICIENT

(United Press Leased Wire.) San Francisco, Feb. 6.—That Indians of California and Oregon whose tribal

rights have not terminated need not marry in accordance with the marriage laws of these states to conserve their rights of property descent to their heirs, is the opinion handed down today by the United States circuit court of appeals for the Ninth district, in the

case of Louise Colfax, wife of a half-breed Indian, who is held heir to Isaac Gohar's reservation land. She was married to him after the tribal custom.

dressed American women and honorable Japanese collided in a theatre lobby. A crowd which gathered as the lady slipped off a few remarks, cheered when the Jap bowed low and said: "The lady's apology is accepted."



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Yet, in the baking of our bread, every batch is baked under the same conditions — and every feature always has to be JUST RIGHT.

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We leave other bakeries out of the question—test all the brands baked in Portland and there's no question but that you'll like ours best.

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You take no chance with LOG CABIN BREAD—we authorize your grocer to sell it to you with a guarantee that it is always good.

If you are not already a regular user, one trial will convince you that

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