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SENATOR MITCHELL CONVICTED

Jury Recommends Mercy of the Court.

Portland, July 3.—On almost the stroke of 11 o'clock tonight the Jury in the case of United States Senator John H. Mitchell returned a verdict of guilty as charged.

The jury recommends the defendant to the mercy of the court.

The charge is that Mitchell, while occupying a high position, accepted pecuniary compensation for practicing before the federal departments at Washington.

There was little belief in the city that a speedy verdict would be reached and, when the hours wore away, and the jury hung far into the night, hope, even among the remaining few in the court room, ebbed to the lowest stage.

A few minutes before 11 o'clock the bailiff, as he had been a number of times before, was summoned to the jury room. A moment later he reappeared and communicated to those in waiting that the jury had agreed.

Judge De Haven, the attorneys, and the aged senator, whose last days were to be crowned with disgrace, were summoned, and, in an incredibly short time they appeared. Judge De Haven, ascending the bench without removing his overcoat, directed that the jury be brought in. They filed in and took their places in the jury box. Captain J. A. Shaden, clerk of the court, was handed the verdict by the foreman, and, opening it proceeded to read it amid the crash and the rattle of fireworks exploded in the streets on all four sides of the court house.

Captain Shaden spoke low, and, with the dim without, but two sentences of the verdict were audible, "guilty as charged," and "recommended to the mercy of the court."

The aged senator received the verdict with fortitude. Severe and evidently unexpected as was the blow, he showed no outward sign save by a ghastly palor and a nervous stroking of his beard that he felt the blow.

As Captain Shaden concluded, Judge De Haven said: "Gentlemen, is this your verdict?"

"It is," responded the foreman.

Clerk Shaden polled the jury, and Judge De Haven directed that it be discharged. When these proceedings were complete, Judge Bennett arose and, on the part of Senator Mitchell, moved for a new trial.

Judge De Haven directed that the motion be continued till next Monday and declared the court adjourned.

All morning and a portion of the afternoon was consumed by Heney in finishing the last argument of the prosecution. He devoted a large part of the time in demonstrating to the jury that Mitchell must have known where the alleged illegal fees came from. In alluding to Mitchell's age and long service, he compared him to Lord Bacon, who, in his old age, notwithstanding his services to his country, greater far than Mitchell's, was tried and convicted by the house of lords, and sentenced to be imposed.

Judge De Haven delivered the charge to the jury immediately on the conclusion of Heney's speech. The charge was fair and satisfactory to both parties. He told the jury it was its duty to convict if there was no reasonable doubt as to his guilt, otherwise the verdict should be for acquittal. The gist of the matter was whether Mitchell knew at the time the money was paid what and wherefore it was paid, and whether he

had done work before the department expecting compensation. This act was for the jury to decide.

The case went to the jury at 3:30 o'clock.

CITY COUNCIL.

Usual Amount of Business at Regular Meeting.

The city council met in regular session at the council chamber Monday evening.

Councilmen Noble, Cohn, Farnsworth and Warnock answered to roll call with mayor Gilliam in the chair.

Petitions of Phil Metschan, Jr., and McNamee and Donnelly for liquor licenses were granted.

An ordinance to prohibit the use of barbed wire on fences within the city limits of Heppner was read second time.

An ordinance to license bill posters was read second time.

A petition to allow business houses to remain open on Sunday was laid on the table.

The following bills were allowed:
Slocum Drug Co.....\$ 16 65
Heppner Transfer Co..... 10 00
E. B. Driskell..... 4 25
E. F. Neal..... 5 50
Ernest Cupper..... 2 50
J. W. Rasmus..... 60 00
W. A. Richardson..... 16 65
L. W. Briggs..... 8 33
Light & Water Co..... 97 80
C. E. Woodson..... 25 00

Land Values Increasing.

Morrow county wheat lands are rapidly advancing in value. A striking illustration can be noted in the sale of lands belonging to the estate of A. M. Gunn. The Gunn place consisting of 320 acres located in the Eight Mile wheat district was sold by the administrator of the estate about six weeks ago for \$6150. This was considered at the time of the sale a big price. The land was sown to wheat last fall and the prospects are now that it will yield 30 bushels to the acre. Under the law before the confirmation of a sale made by an administrator if any person will bid 10 per cent more than the original sale price also including the expense of another sale, then the property must be put up again for the higher figure. A prominent Eight Mile farmer has already put in a bid on the Gunn property offering the required 10 per cent increase and has furnished a proper bond to guarantee the transaction. This looks like people had considerable faith in Morrow county wheat lands.

Lexington's Fourth of July picnic was a great success. The attendance was large and everybody had a good time. Exercises consisting of band music by the Lexington band, and vocal music were held in the grove. Attorney S. E. Notson, of Heppner, delivered the oration. Mr. Notson spoke for three quarters of an hour and his effort is highly spoken of by all. There was a basket dinner under the shade of the trees. In the afternoon there was a ball game, horseracing and footracing. Everything was orderly and a general good time prevailed.

Bad Hotelkeeper.

Echo, Or., June 30.—E. D. Cass, proprietor of the hotel Develle, of Echo, got an idea into his head that he was bad, and proceeded to do up the town about seven o'clock in the morning. The first man he met was Bert Benedict, a guest at the hotel. He was about to make short work of him, when Deputy Sheriff Spike, who happened to be near at hand, with the assistance of two other men, succeeded in disarming him. But he immediately went to a hardware store and purchased a new gun, and walked directly into the White Front saloon and made another play upon Thad Barnes, the bartender, when he was again disarmed and taken to a room and kept in custody until a warrant was secured. He was then taken before Judge Dorn, who bound the prisoner over to appear before the County Court upon a bond of \$1500, which he is trying to obtain, escorted by the sheriff. It is currently reported upon the streets that the wife of the prisoner will seek a divorce at once.

While looking for bonds Cass made an excuse to step behind the bar in his hotel and caught a bottle containing poison of some kind and attempted to drink its contents but was prevented. He resisted the officer, and it took the united efforts of several men to land him in the City Jail. Much excitement prevails, as he is known to be in a desperate mood, and the people are afraid that serious harm will be done unless he is kept safely locked up. Jealousy and whisky accounts for his condition.

DIED.

MILLER—At the family home on Rhea creek, Monday July 3, 1905, Charles E. Miller, aged 43 years.

Deceased was born in Shitzer, Germany. He came to America about 20 years ago, first landing in St Paul Minn. where after a short stop he came to Morrow county and located on Rhea creek where he has since resided.

He leaves a wife and four children and a sister in St Paul, Minn., and a brother in Chicago, Ill.

The funeral was conducted at the Heppner cemetery Wednesday.

MARRIED.

ESTEB—CARLSON—At the residence of Judge T. W. Ayers in this city, Sunday, July 2, 1905, Mr. Samuel Esteb and Miss Hilda Carlson, Judge T. W. Ayers officiating.

Mr. and Mrs. Esteb are both residents of the Gooseberry neighborhood where they will make their future home.

Huge Task.

It was a huge task to undertake the cure of such a bad case of kidney disease as that of C. F. Collier, of Cherokee, Ia., but Electric Bitters did it. He writes: "My kidneys were so far gone I could not sit on a chair without a cushion; and suffered from dreadful backache, headache, and depression. In Electric Bitters, however, I found a cure, and by them was restored to perfect health. I recommend this great tonic medicine to all with weak kidneys, liver, or stomach. Guaranteed by Patterson & Son, druggists; price 50c."

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Some day you will get a bad scare, when you feel a pain in your bowels, and fear appendicitis. Safety lies in Dr. King's New Life Pills, a sure cure for all bowel and stomach diseases, such as headache, biliousness, costiveness, etc. Guaranteed at Patterson & Son's drug store, only 25c. Try them.

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