PROGRESS MAKING

Jury Secured in Hall Land Case in One Day.

WILL TRY BUT TWO DEFENDANTS

Ex-United States Attorney Hall and Edwin Mays at Bar-No Explanation Is Given.

Portland, Jan. 16 .- Twelve jurors satisfactory alike to the government and to the defense, were selected yes terday to determine the guilt or inno-cence of John H. Hali, ex-United cence of John H. Hall, ex-United States attorney for Oregon, and Edwin Mays, who are jointly charged with il-legally fencing public lands in Eastern Oregon. The first juror, Alfred Freerk-sen, a farmer of Lebanon, Linn county, was accepted at 11 o'clock and the jury was completed at 5:35 o'clock yesterday afternoon with the acceptance of Henry Freerksen, a farmer of Shedds, Linn county, and a brother of the first man selected. Both sides had exhausted

selected. Both sides had exhanated their three peremptory challenges be-fore the name of Henry Freerksen was reached, but he was subjected to a thorough questioning by Special Prose-cutor Henry before being accepted. When court convened yesterday morning Mr. Henry created a sensalition by announcing that of the 12 defendante named in the indictment only Hall and Edwin Mays would be tried at this time. His failure to indicate when W. W. Steiwer, Hamilton H. Hendricks W. Steiwer, Hamilton H. Hendricks and Clarence B. Zachary would be tried, if at all, is believed to give color to the report that these three defendants have been promised immunity in return for important testimony against their co-defendants. The testimony of these defendants, it has been romored, is considered essential to the cases of the government against Hall and Mays.

IDENTIFYING THE DEAD.

Many Boyertown Victims Burned Past Recognition

Boyerstown, Pa., Jan. 16 .- One hu Boyerstown, Pa., Jan. 16.—One hun-dred and seventy persons perished at the Rhoades opera house fire Monday night, according to figures compiled by Corener Strasser last night. The list of dead includes one fireman, who lost his life fighting the fire, and one man. Jacob Johnson, who died from injuries received in the bissing playhouse. Three charred badies were recovered from the ruins of the building yester-day, and of the 168 bodies or remains

lay, and of the 168 bodies or remains that lie in the improvised ruins of the building 114 have been officially or par-tially identified by sorrowing relatives or friends.

Not more than 25 of the entire num-ber of bodies removed from the fire have heads. There are several trunks which will never be recognized, as they were strangers in the andience that witnessed the play.

INDORSES SPARKS' ACTION.

Caucus of Nevada Legislators Sup-

Catson, Nev., Jan. 16 .- A joint can-

Heney Tells Sensational Story in His **Opening Statement.** Portland, Jan. 17.-In his opening address in the Hall-Mays conspiracy trial yesterday, Francis J. Heney charg-

ed that: Hall wanted resppointment as Unit-ed States district attorney and sought election of Senators Mitchell and Ful-

POLITICS FIGURE LARGELY.

ton to that end. He forced State Senator W. W. Stel wer to vote for Fulton in February. 1903, by threatening Stelwer and othe with criminal prosecution (Hall then being United States district attorney) for illegal fencing of public lands.

Fulton was a party to this deal with Steiwer and used his influence in Stei-wer's behalf to cause Hall to institute civil proceedings against Steiwer In-stead of criminal.

Brownell wanted to succeed Hall and had pledges of support from Mitchell and Fulton. Hall forced Brownell to retire and so to notify Mitchell and Fulten, by threatening Brownell with prosecution for acknowledging forged iand papers, for which Brownell later was indicted through Heney. Hall threatened Hermann, William-son and Mitchell with hand-fraud in-

dictment if they did not secure his re-

appointment. Hall had agreement with Steiwer, Zachary and Hendricks by which he allowed them to maintain their illegal lences, this being the alleged conspir

Hall save he and Mays will both take the stand in their own defense.

L. E. Webster, attorney for Hall, said that when his client first learned of the illegal fences in 1901, he noti-fied Steiwer, et al., that they must not fence government land. Webster de-nied that Hall was actuated by ulterior motives, politics or other.

Witnesses Putnam and King testified that they informed Hall by letter of the fences as early as March, 1960. The fences were not removed until 1965, after Hall was ousted from office.

INVESTIGATE HARRIMAN.

California Will Probe Into Actions of Southern Pacific.

San Francisco, Jan. 17 .- After 29 years of quiescent obedience, the state board of railroad commissioners flew full into the face of the Southern Pacific company today and ordered a search-ing investigation into the rebating pro-clivities of the Harriman lines, the Santa Fe and the Salt Lake road. At the same time the board, with the assistance of Attorney General Webb, passed the responsibility for efficacious action to the door of Governor Gillett. It lies with the chief executive to authorize the expenditure of the money that such an investigation will cost, and Mr. Gillett has no alternative but

to choose squarely between the people and the railroads. has developed a unique situation. The state railroad commission has always been the object of tender care on the part of William F. Herrin. Now the commission has suddenly decided to put Mr. Herrin and his associates on the carpet.

SEEKS TO RETAIN TROOPS.

Nevada Legislators Are Unanimous in Approving Policy.

ports Governor. Carson City, Nev., Jan. 17 .- At the Carson, Nev., Jan. 16. - A joint can-cus of the special committees of the senate and assembly of the Nevada leg-islature met vederaler and in the morning, petitioning the islature met yesterday and framed a president to retain the troops tempoaint resolution which will be introduc- rarily, passed without a negative ed in the senate today asking the presi-dent of the United States to retain troops in Goldfield until such time as the state can provide either a police and as he came into the hall was greetforce or other means to maintain order | ed with applause. in the camp. This is a decided victory Speaker Skaggs, who has opposed the governor in the matter of calling troops framing the resolution is composed of to Nevada, left the chair and Speaker 20 members, both Republicans and Democrats, with the pro and anti labor fore the house. Skaggs failed to vote on the measure, absenting himself at peaks both represented. The resolution will undoubtedly pass roll call. The governor is receiving the senate, while the general expressiongratulations from both parties since sion among the members of the lower the passage of the bill. There was a

OREGON STATE ITEMS OF INTEREST

GRAFT OLD TREES.

Diseased Orchards in Valley Are to Be Laid Low.

Corvatils-A movement is being launched here for a great campaign for the renovation of old orchards in the Willamette valley and other pasts of Oregon. President Newell, of the state board of horticulture, Mr. Lownsdale, Mr. Reid, and a large number of the fruit inspectors of the various counties are on the ground and are identified with the plan. The first gun in the campaign was fired by M. O. Lownsdale in an address before the cisiting hortithem. At the weekly or bi-weekly meetings, special subjects will be taken up, varying seconding to the particular portion of their work the growers are culturists and other winter short course students in college chapel. The ad-dress met with a hearty indoresement, and aroused much enthusiasm. The Agricultural college anthorities will join in the plan, and in an educational way and otherwise co-operate to the ut-most extent in furthering the movement

It is said that within three to five years a complete new orchard can be made out of the old one, and a profit of \$5 to \$10 per tree be realized. This was the assertion of Mr. Lownsdale in This his address. He says he has accom-plished this result with old trees on his farm, and that it can be done by any farmer who can do grafting or have it lone.

The thing to do, says Mr. Lownsdale, is to cut down the old trees. The best plan is to cut them close to the ground, leaving the roots intact. This should be done by the let of March. The next season, from the 10th to the 15th of May, such varieties as are best for the climate and for commercial purposes should be grafted on the three or four beet sprouts. This is the easiest and most certain plan. Two feet of the old trunk may be left and the graft applied to it the first year, and a year of time in reproducing the orchard is gained, but this requires an expert at grafting in order to be successful. By either plan the trees will be in good bearing in from three to five years, and a reve-nue of \$5 to \$10 each be realized.

Shingle Mill for Albany.

Albany-A shingle mill, with a ca-pacity of 60,000 shingles daily, will be established in Albany this winter by E. A. Thompson and Elmer Cramer, former employes of the Curtiss Lumber company in its big plant at Mill City. Work will begin on the new mill as The two men have secured the shingle manufacturing machinery of the Mill City mills, and have also acquired the a choose squarely between the people and the railroads. The sudden awakening of the board dustry a large one.

Glass Factory for Eugene.

Eugene-Eugene bids fair to have a giass factory in the near future. Gus-tave Mathisen, an expert glass blower, who was one of the promoters of the factory at Coburg, in this county, offers to put up a plant costing \$50,000 if the citizens of this city take stork in a com-pany to be organized to the amount of \$5,000. Mathiaen claims to be backed by ample capital. The matter will at once be taken up by the Commercial club and it is probable that some action will be taken immediately.

Lebonen Mills Reopen.

TOTAL DEAD 170.

Nearly Every Family at Boyertown i Affected.

Boyertown, Pa., Jan. 15 .-- When nightfall put a stop to the work of re-covering the dead from the ruins of the Rhoasses opera house, where Monday night's holocaust occurred, the official roll of victims numbered 167. Whether any more bodies are buried beneath the ruins cannot be positively stated, but it is the belief of those who had cultural society has decided to hold charge of the grewsome work that all of the dead have been removed, and either weekly or bi-weekly meetings the remainder of the winter for the that the total list of victims will not go special purpose of spreading informa-tion concerning the proper pruning and spraying of fruit trees. It has been over 170. The ratio of women and girls to men and boys is abort 9 to 1. Work of identification will not be begun until spraying of truit trees. It has been found that at one meeting the time is so short that all the subjects in which fruitgrowers are interested cannot be satisfactorily discussed, and that as a result the growers get partial informa-tion, which is of little practical use to them. today, as most of the bodies are still lying in a confused state at the four

improvised morgues. The population of the place is about 2,500, and the disaster paralyzed the town, and the people are going about dased. It is safe to say that everybody in the places either lost one or more relatives or was intimately acquainted with those who died in the fire. In several cases, whole families were wiped out.

ered for the reason that the pruning season is now on. After that spraying will be the subject of lectures and It was almost daylight yesterday be fore the flames were extinguished and rescuers were able to enter the ruins to Use of fertilizers, remove the dead. The morning was bitter cold, and by the time the be-numbed and exhausted firemen began methods and time of cultivation, thinning fruit, etc., will be taken up as the task of disentangling the mass of burned beams and twisted iron the entire ruins were coated with ice and there was danger of the walls falling. The work was slow at first and it was 7 o'clock before the first body was re-

SPECIAL SESSION CALLED.

Nevada Legislature Meets to Consider Goldfield Situation.

Carson, Nev., Jan. 15 .- The special ession of the Nevada legislature called by Governor Sparks met at noon yestersettlement of Harney county and con-tiguous country is a determined one and cannot be stopped. Welcome to New industry. Oregon City—Nothing in recent years has brought so much satisfatcion to the

duced relative to state rangers, constab

people of Oregon City as the announce-ment that a new paper mill is to be constructed at Oregon City on the East side of Wilammette Falls, fronting the basin, with the installation of two ma-chines of the largest capacity at the outset. Not less than 300 men will be furnished employment, and this means that from 400 to 600 people will be added to the population of Oregon City within a year, and that there will be a corresponding increase in the industry and business of the town. duced relative to state rangers, constab-ulary or military, to a special joint committee. There is a question as to the legality of the organization of the assembly. The members, under a roling from the attorney general, organized without ewearing in the speaker. Robert Skaggs. In the senate all of the officers were is a disposition to depose Skaggs, in case of a re-opening the question, it is expected that a lively fight will be had. expected that a lively fight will be had.

Governor Sparks, it is thought, will endesvor to influence the passage of a state ranger law similar to that of Tex-us, as he has the Texas law at band, and it has been read by a number of

representation. Senator Morehouse, formerly of Cali-

Only One New Case Bince Christmas in San Francisco.

San Francisco, Jan. 15 .- The campaign for the eradication of the bubon- side of East One Hundred and Fourth ic plague in San Francisco, which has street, between First and Second aveen conducted by Dr. Rupert Blue and mues, with 80 disposress warrants for sack; beans, 20c per pound; cabbege, Ic per pound; cauliflower, \$260.2.25 Ic per pound; cauliflower, \$260.2.25 most over. Only one case of plague and had refused to pay the landlord's a staff of 150 medical officials of the families who had unitedly demanded health authorities announce that no tenants. further daily plague bulletins will be Angry women surrounded a patrolisened. city last May there have been 137 veri-fied cases. Of these 17 were verified by clinical examination and 120 by bacteriological investigation. Of the total number of persons who contracted time struggling with little success to this disease, 74 died and 63 recovered. disperse an increasing crowd of anyry Only two cases remain onder treat-ment, and at the isolation hospital officers finally had the effect of putting there still remain 18 suspects under ob- a stop to the trouble. servation. While the plague has practically been While the plague has practically been stamped out, the sanitary campaign of Dr. Sine and the local health authori-more disposees warrants at the time. tics will continue for some time.

Hall and Mays Trial Making but Little Progress.

DEFENSE IS FIGHTING

HENEY IS MOVING WITH CAUTION

Session Largely Given Up to Reading of Letters Said to Show Conspiracy.

Portland, Jan. 18 .--- The government restorday continued laying the founds. tion of the case against John H. Hall and Edwin Mays.

Heney introduced some 50 letters, written from June, 1900, to September, 1902., by Hall, Mayr, Leomis, Stratford and Putnam. More such letters will follow today.

Hall objected seriously to only one letter, written by Secretary Hitchcock to Special Inspector A. R. Greene, directing Greene to investigate the fences. Hency' purpose is to show that this investigation was prompted by mettlers, who had appealed vainly to Hall to act against the fences. Hall objects to the letter because a copy and not the original letter has been offered and because it is irrelevant. Judge Hunt will decide the questions this morning.

Unlike Hall, Mays raised numerous objections in the course of the day.

The steps in the government's evi-dence of conspiracy will be about as followe

First-To prove Hall and Mays had frequent knowledge from protesting settiers of the fences as eatly as March, 1900.

Second-That Stelwer, Zeebary and Hendricks caused various persons to file on land for their company, in order to complete the company's enclosure of public land.

Third-That Hall and Mays took no. eteps to propriate the offenders, though they had f is knowledge of the fencing and the compiracy for more than three

At this stage, Steiwer is expected to testify about the alleged understanding by which Hall and Mays were not to prosecute him and his associates. One of the terms of this alleged agreement was Setiwer's vote for Fulton

George Brownell is expected to testify that Hall promised him immunity fromland fraud prosecution for his withdrawal from the contest for Hall's office.

TENANTS IN RIOTS.

Object to Paying More Than Rate They Fix Themselves

New York, Jan. 18 .- Foreible resistance by tenants whom an Upper East Benstor Morehouss, formerly of Call-fornia, now located in Goldfield, is in attendance, representing the Goldfield ohamber of commerce. PLAGUE CAMPAIGN ENDED. PLAGUE CAMPAIGN ENDED. Side landlord was trying to evict resultber of men were taken into enstody.

The riotous demonstration began when a city marshal and about 25 assistants visited the block on the routh

corresponding increase in the industry and business of the town. Road Will Go Under the Hamm Albany-The real property of the Corvallis & Eastern Railroad company situated in Linn county is to be sold

for delinquent taxes. A majority of the stock is now owned by the Harri-man interests. Sheriff Smith has be-where the labor mions have a strong gun the advertisement of the property for public sale February 17. The property advertised includes the roadbed and right of way of the company in this county, the roundhouse and ma-chine shops at this city and some tracts of real estate adjoining Albany.

PORTLAND MARKETS

Fruits-Apples, 75c@\$2.25 per box; peaches. 75c@\$1 per crate; pears, \$1.25@1.75 per box; cranberries, \$9.50 G\$12 per barrel. Vegetables-Turnips, 75s per sack; carnots, 65c per sack; beets, \$1 per

Barns-The business of the United States land office in this city for the quarter ending December 31, 1907, makes an excellent showing for this country, the total entries and proofs moved. for the period covering 51,200.69 acree and the payments, frees and commis-sions amounting to \$56,944.64. The month of December brought in \$29,000 of this sum. When it is considered

that the financial pan c held brainess in suspense a good part of the quarter, it will be seen that the movement for settlement of Harney county and con-

TALK SPRAY AND PRUNING.

Marion County Fruitmen Plan More

Frequent Meetings.

Salem-The Marion County Horti-

boat to perform. Thus the subject of

pruning will be one of the first consid-

Filing on Harney Lands

monstrations.

ion seems to demand

people of Oregon City as the announce-

for Governor Sparks, as the committee

Wants to Fine Standard.

Chicago, Jan. 16 .- District Attorney Sims, upon arriving today from Washington, where he is thought to

Postpone Seattle Fair.

Seattle, Jan. 16 .- While the idea is Scattie, Jan. 16.— while the idea is not received by with approval by the majority of the people, Colonel Biethen and others have recently began a move-ment to postpone the Alaska-Yukon exposition until 1910. The finanzial condition in all parts of the country into effect today.

duced by Monday.

To Preserve Battlefields.

Ottawa, Ont., Jan. 17 .- Representa-tives of the Canadian clubs throughout have discussed the matter with Presi- the dominion met in conference here dent Rousevelt, announced that he will today to discuss Lord Grey's proposal make an effort to bring the Standard to convert the more important parts of Oil company of Indiana to trial next the battlefields of the plains of Abraweek on the remaining 4,00° counts in the indictments returned against the corporation. It will be possible in the event that the company should be con-victed on each count of the indictment to impose fines aggregating a total of \$80,000,000. ional governments.

New Express Rates.

Jefferson City, Mo., Jan. 17 .-- The new schedule of express rates recently agreed upon by the board of railway ment to postpone the Alaska-Yukon exposition until 1910. The finanzial condition in all parts of the country and failure to realize on certain invest-ments cause this plan to be considered.

weeks, the Lebanon paper mill has re- per desen; calery, \$3.50 per crate; somed work and 50 men temporarily onions, 15@20e per dozen; parsley, 20e idle are again in employment. The reper dosen; pers, 10c per pound; pep-ornt flood piled so many logs in the pers, 86017c per pound; pumpkins, 168 Santiam canal that the mill could not 15c per pound; radishes, 20c per dos-get a supply of fuel wood for the regu-iar consumption of 30 cords daily. per pound; squash, 16115c per pound; Though this was the cause of the shut-tomators, \$2 per box. down, some feared it might be due to the financial stringency, but the prompt resamption of work has re-75c per hundred; sweet potators, \$3 stored confidence.

Large Timber Land Sale

Oregon City-The transfer of 1,850 cres of timbered lands on the Upper Molalla river in Clackamas county just been made public, through a deed filed in the office of County Recorder Ramsby. The price stated in the deed \$32.50. ia \$81,000 or about \$44 per acre. The purchaser is the Molalis Lumber com-pany, a West Virginia corporation, 23; clover, \$15; cheat, \$15; grain hay, which purchased the property from the \$15@16; alfalfa, \$15; vetch, \$14 Cornwell Lumber company, of Seginaw, Butter-Fancy creamery, 300,350 per Mich. Mich.

Change in Blue Mountain Reserve.

mates 131,643 acres of the Blue mount live, 9@10e; ducks, 16@17e; pigeons, tain forest reserve, as recommended by live, 9@10e; ducks, 16@17e; pigeons, the forest service. The greater part of 75c@41; squabe, \$1.50@2. Herinated consists of open Eggs-Fresh ranch, candled, 30e per timbered land, title to which has passed from the government.

Mines to Resume in Spring.

Mines to Resume in Spring. Baker City—The annual meeting o-the Highland Gold Mines company con-sumed a two-days' scanton. It was def Cided to resume work in the mines in the spring, money having been pledged by the Eastern and Southern interests. new; mohair choice 25@30e per pound.

per cwt.

Wheat-Club, 85c; bluestem, 87c; valley, 85c; red, 83c.

Oats-No. 1 white, \$27.50@28; gray, \$27.506828.

Barley-Feed, \$27.50 per ton; brewing, \$32; rolled, \$29(\$30.

Corn - Whole, \$32.50; eracked,

Hay-Valley timothy, No. 1, \$8 ponod.

Poultry-Average old hens, 12c per pound; mixed chickens, 115(@12c; spring chickens, 115(@12c; roosters, 8@10c; dressed chickens, 14c; turkeys, live, 16c; dressed, choice, 16c; gresse, live, 9@10c; ducks, 16@17c; pigsons, 15c; ducks, 16; 2022

7c: packers, 6@7c.

Keep Coolies at Home.

Honolulu, Jan. 15 .- A local Japanese newspaper prints an interview with Viscount Acki in which the viscount is quoted as follows: "I do not approve large quantity of opium is consumed in. of manual laborers going to America. the islands, mainly by the Chinese ele-ment. Congress has passed an act in-They cannot expect, after Japan's long isolation, to establish themselves in any Western country. Destiny and opportunity are in Asia, in Corea and Manchuria." Viscount Aoki expressed himself as opposed to Japanese seeking maturalization in America, for the rea-son that citizenship is only needed by permanent residents.

Put South Dakota in Commission.

has occurred in this city since Decem- collector more than the new rate they ber 26, and it was a Japanese who was had fired. The taking out of the furntaken ill after arriving from Stege, iture from the rooms of the first family Contra Costa, where he is believed to visited was the signal for an attack on have contracted the disease. The local the marshal and his men by scores of

man who had gone to the marshal's as-Since the origin of the plague in this sistance and has half torn his cost from

The immediate purpose of the dem-

Will Cut Off Opium Supply.

Washington, Jan. 18 .- Within a little over a month the law prohibiling the importation of oplum into the Philippines will become effective A

Warships Sail for Magdalens.

San Diego, Cal., Jan. 18 .- All that Washington, Jan. 15.—The battlo-ship Bouth Dakota has been ordered placed in commission at the Mare Is-land mavy yard on Japuary 27. | ing in target practice.