

It is a little strange that it is never known that a man "is a member of a prominent family," until he commits some offense that gets his name into the public prints.

Mr. Hearst buying a magazine is merely in keeping with the spirit of the age. A great many men own both newspapers and magazines. In England there is considerable of a custom that way. Mr. Hearst has the money, and the DEMOCRAT predicts, will present a magazine just about as readable as anything in the United States, and as readable, for that is half these pictorial days. Of course he will be accused of making a yellow production, but the fact is Hearst's papers are not as yellow as some that howl at his heels. Whatever the motive his papers stand for a higher moral sentiment than some of the infidel sheets that are perpetually crying yellow every time a paper comes out with a red head or one reaching across the paper. The DEMOCRAT isn't struck after the circus style of great heads and enormous waste of paper, but it is a right publishers have, and has nothing to do with the yellow part.

Senator Booth is one of the defendants in the land fraud cases who will face the judge and jury on the merits of the cases without any demurrers or pleas in abatement. The course is a good one and will help him, for what the people are demanding is a clean trial on the merits of the different cases. If the men can prove their innocence, and the DEMOCRAT hopes to see some of them do so, they should be acquitted, if guilty let them pay the penalty. An unpleasant feature is the fact that down in California, and other places there are men who have done ten times as much meanness and have not been touched; but that fact does not vary the situation, for every case must stand on its own merits. No one would ever be convicted for any crime if this was a good defense, for in everything there are more men not convicted than convicted; more common thieves, more big thieves, more highway robbers, more embezzlers, more murderers, and yet the courts of justice have a duty to perform when the opportunity offers which cannot be ameliorated by the escape of others from justice.

Portland Doings.

[SPECIAL CORRESPONDENCE.]

PORTLAND, Or., May 4.—The steamer Dispatch which arrived in port yesterday reports that on her way up from San Francisco off the California coast she collided with and killed an immense whale. The whale was struck amidships and was cut almost in two, becoming fastened to the bow of the steamer in such a manner that its body extended along each side of the craft. Before the whale could be dislodged the vessel had to back almost half a mile. At the time of the collision the steamer was proceeding at a rate of nine knots an hour and it is supposed the monster was asleep when it was struck.

After weeks of negotiation Isaac Graton of Portland has purchased a large tract of land at Milwaukie, a suburb of this city, for the purpose of erecting a palatial gambling house just over the Multnomah County line. Bids have been asked for a handsome club house with accommodations for knights of the green cloth.

The city council has refused to revoke the licenses granted to saloons around the entrance of the Lewis and Clark Exposition. There are 28 saloons in the vicinity of the fair grounds and although strenuous efforts have been made to compel a reduction in the number the council has refused to listen to the protest.

Emergency Hospital at the Fair

PORTLAND, May 3.—Dr. F. A. J. MacKenzie has been appointed medical director for the Lewis and Clark Exposition. Two surgeons and a staff of trained nurses will assist the medical director during the Exposition period. An emergency hospital will be established on the grounds in a building now being constructed for the purpose. The Exposition officials are taking this precaution to provide against any emergency that may arise, though it is not regarded as likely that there will be any great need for such a hospital.

At exhibitions held in the East there have been a number of prostrations from the heat. Oregon's mild climate gives promise of a very low percentage of heat prostrations; in fact the physicians scarcely expect any, but they will be ready in case their services are needed. There is also much less liability of accidents at this exposition, owing to the substantial character of the buildings and the fact that no intramural railway is required.

An ambulance wagon of the latest pattern will be provided, manned by a hospital corps selected by Adjutant General William Finzer of the Oregon National Guard, from among his best men.

Some Timber Land Contests.

EDITOR DEMOCRAT: Referring to an article in last week's issue of the "Scio News" commenting on the decision of the Hon. Commissioner of the General Land Office involving the final proof of the following: A. C. Gaines contested by F. I. Jones of Scio, that of Wm. M. Moore by Mrs. Wm. Brenner of Scio, that of George B. Leever by Wm. Brenner of Scio, that of Lee J. Gaines by Mrs. Al. Waddel of Portland, that of Orville F. Sexton by Al. Waddel, the well known traveling salesman for the firm of W. J. VanSchuyver & Co. of Portland, Oregon.

The editor of the "News" through misrepresentation on the part of some one, or through lack of knowledge concerning the merits of the final proofs of the above named entrymen, compares their cases with some of the "Puter McKinley entries of 11-7 fame," by stating that the improvements of the entrymen consisted of board houses of such construction as to afford residence during the summer season only, and that the lands in question are covered with a fine growth of valuable timber, and should have been entered under the Timber Laws whereby the government would have received something for the lands.

It is further alleged that the homestead law had not been complied with in any legal sense; while the statute of limitation will, perhaps, bar any action against the homesteaders, but it is not too late to prevent those five sections of fine timber from passing into the hands of a "rich syndicate" without the government receiving the legal price for the land.

In justice to the entrymen I wish to make a distinction between the homestead entries above mentioned as compared with those "straw" entries in 11-7 for which the government did not receive one cent.

As a matter of fact the entrymen named in the contest cases above, filed on their respective claims just as hundreds of other people did, and maintained residence by building houses and clearing and slashing some land, which cost them considerable in cash along with many a hard days work, and at the expiration of fourteen months or thereabouts these entrymen advertised to commute their homesteads, and on the date fixed by the register of the land office for the taking of their final proofs they appeared together with their witnesses submitting proof and paying the regular fees required by the local land office, and in addition thereto paid the government the sum of \$2.50 per acre for the lands, that being the price fixed by law for land situated as those are, within the 20 mile limit of the Oregon & California R. R. Company, known as "double minimum lands."

The person that makes such an absurd statement is either a brainless idiot or he is entirely ignorant of what he is talking about. In the first place he ought to know that the amount of land allowed each entryman is one hundred and sixty acres, and not one section. Then he states that the government did not receive the legal price for the land. Now it is a matter of official record that the government received the sum of \$2.50 per acre for those lands, or an aggregate of \$3000.00 for the five claims or quarter sections, the maximum price ever received by the government for such lands under any of the existing laws applicable to the Public Domain.

I would like to have the author of such a statement explain how the government was defrauded out of one cent on account of those entries. On the contrary, it can be very easily proved that only about a year ago, in that same locality, parties are trying to comply as near as possible with the land laws, and were about to commute on their homesteads and pay the government the same figure for the lands as the entrymen named above, when some of their good friends or neighbors filed contests against their entries, and the homesteaders being of limited means were unable to carry their cases to the Courts, after exhausting what little means they had in carrying the cases to the Department of the General Land Office, and the Hon. Commissioner's decision being in favor of the contestants, therefore the poor entryman had to drop out. And what was the result? In due time the contestants were allowed to file on the lands, then they relinquished their claims to some rich syndicate for a consideration and the lands were taken with Forest Reserve "Scrip". Did the government receive the legal price? Did it receive \$2.50 per acre for the land? No! It received an equal amount of land on some barren mountain in Arizona or Nevada. That's the way those contestants protected the interests of the government and kept those lands from going out of its possession without receiving the legal price, and thereby enable some R. R. Company to dispose of an equal amount of land for about five dollars per acre, that actually was not worth paying taxes on.

As a rule those contestants are people who sat by and allowed lands to be taken up before their eyes without making an attempt to use the rights given them as citizens, simply because they could not see where there was anything "in it" for them, (like the man from Missouri) they had to be "shown". Then realizing that those lands were of some value they began looking for something for themselves, but like "Rip Van Winkle" they had been caught napping and awoke only in time to learn that all of the desirable tracts had been gobbled up mostly by the R. R. Companies. Then in order to satisfy their own selfish end, they try to take advantage of their neighbors by instituting contests against their entries, and thereby try to take from them the lands they have legally purchased and paid the government as high a price as it ever received for similar lands. Such people do not deserve much credit or recognition from the citizens of their community, nor the public in general. While the decisions of the Interior Department may be in favor of the contestants, one can scarcely expect an opinion to the contrary at this time, when the government has been discovering such irregularities and frauds as some of those brought to light within the past year, hence those officials are not in a position to know the facts concerning each individual case. And the agents of the government who are sent out to investigate the work of the entrymen, instead of going out and making a personal examination of each claim and report them exactly as they find them then the homesteader who had made real improvements would receive credit for his work. But inasmuch as this would work too much hardship on the poor agent he prefers to spend his time around the hotels and enjoy a good "Havana" and secure what information he can from such people as the author of the article so ably hatched, over in the "Forks of the Santiam" and until such time as the government instructs the Special Agents of the Land Department to go out in the woods and make a thorough examination of the work done by the homesteaders and report the same to that department, just so long will the Hon. Commissioner and Secretary be without the facts necessary for them to give a decision according to the merits of each individual case.

However, those contestants must remember that the Courts after their cases have gone through the different departments of the Interior.

J.

For some time the public had great expectations of a terrific naval battle between the Russians and Japanese, but instead of that the fleets have not yet been in sight of each other, and days have passed without anything doing, but dispatches occasionally arrive telling of some of the boats being seen. This is not the way the great newspaper reading public of the world wants things.

Smith, San Francisco's absconding tax collector, has been arrested in the east while fleeing from his pursuers. Having made a big haul of nearly one hundred thousand dollars he stands a good chance of getting off with only a year or two in the penitentiary, perhaps less. A boy down in Portland got five years for stealing \$4 worth of things. The amount was too small for a light sentence. The shrewd robber takes a good deal, and gets a reputation as well as a light sentence.

The Prune Business.

Sanford Lasselle returned last night from Union, where he has been several weeks. While there he closed a five year contract with prune growers for their prunes at \$10 per ton green. A drier will be erected at Cove. The crop there is estimated at 1200 tons green, or about a third of that dry. While the valley crop is small this year Fortmiller and Lasselle Bros. will rustle for all of it possible.

In Portland on Sunday at Festival Hall, Lewis and Clark grounds, under the auspices of the Order of Railway Conductors excursion, a grand sacred concert will be given, under direction of Prof. W. H. Royer. The program will be of a high class and very choice. The Western Farmer Publishing Co., of North Yakima, Wash., is now issuing three papers, The Northwest Farm and Home, published for 58 years, the Poultry and Pet Stock, begun March 25, and the Dairy and Live Stock begun April 1st, all illustrated and well gotten up. All three can be gotten for \$3 a year.

Journal:—The case of the state against Ernest Case, a barber, of Oregon City, conducting business on Sunday, which has been pending in the justice court some time, was dismissed yesterday on the failure of the prosecution to establish the charges. The case was prosecuted by the Portland Barbers' union.

Mrs. J. C. Irvine yesterday afternoon and evening entertained a number of lady friends in a delightful manner. Four present have recently returned from long trips, offering many experiences of interest to relate and talk about. Neat refreshments were served. Those present were: Mmes. G. A. Westgate, C. B. Winn, F. M. French, L. E. Hamilton, J. O. Lee, W. H. Lee, P. A. Young, C. C. Hogue, R. E. Mission, C. V. Little, T. G. Hopkins, S. I. Stewart, Henrietta Brown, F. P. Nutting and Dr. O. K. Beers, Misses Elizabeth Irvine, May Norwood, Mary Stewart and Mrs. J. C. Irvine.

Chas. M. Elkins, of the Prineville bank is in the city on a visit with his father, County Treasurer Elkins.

Saturday Night Thoughts.

The war situation has been very tame the past week, as quiet as the deserted village. The land forces are hardly mentioned, resting on their arms, while the sea forces have been principally seen, the Russians going northward towards Vladivostok or some other place, and the Japs trailing them, evidently with some deep laid scheme in view, which may perhaps be sprung some day with a surprise for the world. Canning is the Jap, and, almost anything may be expected. In the meantime the public is looking toward other things.

In the United States the principal things attracting national attention have been the big Chicago strike and the Nan Patterson trial.

The Chicago strike has been the worst for a number of years, being characterized by violence and extreme measures. The state government was even asked to call out the militia, but very properly refused, and left Chicago to settle her own troubles, which she is at tempting to do through different means, one through a professional strike breaker, a new arrangement in affairs. The DEMOCRAT has never attempted to solve the strike dilemma and probably will not. It is a deep thing, which even our statesmen have been unable to fathom successfully, and, like other questions, will probably be settled only when the people are educated up to a higher standard of government.

Just why the Nan Patterson trial should attract so much attention the DEMOCRAT is unable to understand. The peculiarity of the case may possibly have caused it, though most murder cases are peculiar. Murder trials are occurring everywhere without much national notoriety, but this case has absorbed the first place in a great many of the big papers of the country regardless of nearness to the scene of the trial.

There is this much about such things. Modern methods of communication have brought different parts of the country so close together as to almost eliminate differences, and there is a heart throbbing that permeates the whole country.

A good deal of interest has been manifested in the coming Portland city election, this week the preliminary steps being taken in a direct primary nomination of candidates for the different offices of the city. The election has been run on modern methods, and the Portland papers have been full of advertisements of the candidates regardless of the politics of the men advertising. It seems to have become a commercial proposition of dollars and cents in the securing of influence, something that is characterizing affairs all through the country, a spirit of independence that is marked in all kinds of dealings, mixed up with it being the commercial spirit of gain that rules many. The selection of good men means a good deal for Portland, making it a fight of principle, much more than politics. This much may be said, Mayor Williams should not be reelected, and Portland needs a different kind of a man than Fred Merrill for mayor.

An Oregon event this week was the robbery of the bank at Woodburn by a couple of men, who were successful in securing several thousand dollars and escaping in broad day light, with six hours of day light ahead. This is one way of making money followed by a few men in the country, and a very poor one from any standpoint, business or any other. The chances are that the men will end their careers in the pen without a cent. The little money they secured, if they escape, will fly through their dissipated hands, and they have created an unnecessary spirit of uneasiness and fear among bankers.

COURT HOUSE NEWS.

Circuit court: New case: Eugene Gerard agt. Recovery of Our Lady of Jordan. To recover \$240 for services as teacher. Hill & Thompson attorneys.

Articles of incorporation filed for the Sweet Home, Foster & Cascade Tel. Co. Capital stock \$5,000. Place of business, Sweet Home. Incorporators G. M. Geisendorfer, J. A. Thompson, F. G. Matke, W. H. Dougherty and E. O. Russell.

Probate: In estate of Edwin Stone, personal property set aside for widow, except 123 sheep. In estate of W. E. Warner, petition for sale of real property filed.

Deeds recorded: Carl Faber to Geo. Kalb, 77.32 acres, \$2100. Jos Schraack to Theo Parker, 30 acres, 1000. Jos Carrae to Wm M. Kidder, 10 acres, 300.

Mortgages for \$1741, \$1450.

Sol Lindley, of Lebanon, brought the first home strawberries to market yesterday, leaving them at the Beams-Shaw Co's store. There were thirty boxes, and next Tuesday there'll be more. Mr. Lindley is said to have the earliest gardens in the county.

MISFITS.

The Portlands need body braces.

Portland needs some clean votes.

There are to be air ships at the fair.

Albany needs another night policeman.

What has become of the annual May festival of Music.

Woodburn will now take its place in the halls of fame.

The DEMOCRAT's small telegraphic service is appreciated.

Better let Nan Patterson go. She has been pretty well punished.

The hobo element has got to be fought good and hard.

Good, Jeffries is about to retire from the ring and stage to engage in mining.

There'll be a hot old time in Portland during the primary election tomorrow afternoon.

All suspicious characters are watched from the time they enter Albany, the proper plan.

The direct primary law is proving a big thing for the advertising business in Portland.

Under the direct primary law any man can get his picture in the papers by paying for it.

Get your fish hooks ready. Several fine salmon have been seen to go up the fish ladder at Oregon City.

Mayor Williams of Portland has made a bad ending of a career that has been notable in some respects.

Salem bankers are somewhat frightened and are organizing against hold-up artists, who strike where least expected.

How big it sounds before hand. One Portland candidate in a big advertisement yells: A vote for ——— is a vote for a champion of the people's rights.

Portland paper write-ups of the different candidates are a good deal like patent medicine ads. You never know what you are going to run upon until through.

Wisconsin has presented a splendid example by passing a law against giving tips, a system of bribery. Other states should fall in line, though it breaks up the Pullman Company.

All signs fall sometimes. A young couple passed up First street yesterday, occasionally hand in hand and sometimes with his arm around her waist, a pretty sure sign of a wedding, but no wedding could be run down. It may occur later.

A prominent Albany man has a fine cow, which has been giving five gallons of milk a day. "I'll wager \$40," said the man, "that the cow has not had a calf for a year." Getting no takers he added, "and another \$40 that her mother never did half a calf." The money was about to be put up when the point was observed and all money pulled down.

Letter List.

The following letters remain in the Albany, Oregon Post Office uncalled for May 4, 1905. Persons desiring any of these letters should call for advertised letters giving the date:

E. A. Bessey, (2), Mr. R. C. Cramer Robert Castleberry, Mr. F. M. Humbard, Mr. T. M. Humbert, Mr. H. J. Johnson, Mr. C. P. McNamee, Mr. P. L. McDaniel, Mr. C. O. Donovan, Mrs. Albin Petherer, Mr. Charley Spring, Mr. Jas. McD Wagoner, Mr. T. Hilary Wagoner, Mr. John Weatgeran. S. S. TRAIN, P. M.

Spokane has gone democratic. Let the orchestra play.

Shout, ye base ball cranks, Portland, has at last won a game.

The Willamettes defeated the Eugene high school club yesterday 8 to 4.

The U. of O and Willamette track teams were having a field meet at Eugene this afternoon.

After May 18 all butter will have to be marked if sold. This may prevent buyers from being sold.

Three huddled Michigan men have been indicted as whitecappers. After all Oregon isn't the whole shooting match in the indicting business. There are others.

Albany College.

The directors of the Albany College held meeting last evening, devoted to furthering the plans for pushing the work of the college. A president, a splendid educator and man of experience, was elected, but the name is withheld until the gentleman is heard from and it is known the position will be accepted.

Hereafter the college will be run on business principles, the directors assuming complete control of the financial part, paying salaries, expenses, etc., instead of leaving all that in the hands of the president, as heretofore.

President Lee has been selected to deliver the baccalaureate sermon on Sunday June 11. A good commencement program is being prepared.

GUGLIELMO HANGED,

Died Game. Garcia Shaved.

SALEM, Friday, May, 5.—Frank Guglielmo was hanged this noon at the penitentiary for the murder of his 16-year-old sweetheart Freda Garcia, at her home on 6th and Harrison streets Portland on the afternoon of June 14, 1904.

Guglielmo slept but little last night and contrary to expectations died game. He made a ten minute speech saying he had been persecuted because he was an Italian and blamed the Governor for not showing more consideration for the King of Italy and the Italian consuls at San Francisco and Portland.

The father of the murdered girl was present wearing a heavy beard, which he said he would not cut until his daughter's murderer was hanged. After the hanging he immediately boarded a car and went to the first shop and had his face shaved, except his mustache. Guglielmo had been acquainted with the young girl for nearly a year and four months before the tragedy occurred and she had promised to become his wife. Her parents Mr. and Mrs. Gaetano Garcia, were opposed to the engagement as they considered Guglielmo's morals bad, for though only 22-years old he had been married and divorced, because of cruelty to his wife. The young couple held clandestine meetings and the lover frequently called at the house when the parents were out.

On June 14, last Guglielmo received one of his love messages from Freda delivered to him at his saloon and in response he called at the house that afternoon. Freda was alone with her little cousin Concetta, who was sent outside by Guglielmo. A few seconds later the report of a revolver was heard, Guglielmo was seen to run out of the house, jump onto a bicycle which he had left at the gate and ride down the street in the direction of his saloon. He stopped at the saloon a few minutes and mounted his wheel and rode to Linton where he left his bicycle and walked to the woods where he thought he would be able to find a hiding place. He had killed the girl because he could not marry her.

He was captured, tried and on June 30 the jury found him guilty. A motion for a new trial was denied and the case appealed to the supreme court, where the judgement was sustained.

CHICAGO, May 5.—Governor Denson refused to order out state militia to Chicago until asked by civil authorities of Chicago. Mayor Dunne and chief of police O'Neil refused to make application. A number of riots was smaller today than yesterday.

Fifteen hundred new deputies were sworn in by the sheriff to assist police on strike duty.

PORTLAND, Or., May 4.—The Western Baking Company, the last of the Independent cracker companies on the coast, has been absorbed by the Pacific Coast Biscuit Company, the western cracker trust. The Pacific Coast trust has a working agreement with the National Biscuit Company whereby the territory is divided between the corporations.

Couldn't Agree.

NEW YORK, May 2.—Having failed to reach a verdict and declaring that it was hopelessly disagreed, the jury in the Nan Patterson case was formally discharged at 2:20 o'clock this morning. Future procedure in the case is uncertain. It has been intimated by the District Attorney's office that the people probably would not attempt another trial.

Result of Torn-ado.

OMAHA, May 3.—Three persons were killed and six injured by the collapse of a three-story building at 14th and Grace streets today. The building was occupied by the Omaha Casket Company, and the killed and injured were, with one exception, employes of the concern.

In a Sorm

GLENWOOD SPRINGS, Col., May 3.—For three days the President'sunting party has been stormbound in the mountains. Rain and snow have fallen continuously and tonight there is so sign of a break.

The Russian Fleet.

SINGAPORE, May 5.—Negobatoff's of 11 ships passed Singapore at 5 o'clock this morning. The Russian war vessels exchanged signals with the British warships in the harbor, all of which had their steam up and used their searchlights on the Czar's ships.

Struck by Typhoon

AMOY, China, May 4.—A typhoon which swept over the coast of South China this week is said to have damaged the Russian second Pacific squadron considerably. The lighter vessels are reported to have been scattered.

Nan Patterson Not Released

NEW YORK, May 4.—No positive steps were taken today toward having Nan Patterson released on bail, it being agreed by her counsel and her father that, even though bail were possible at once, it would be possible at once, it would be better for the girl to remain quietly in the Tombs for a rest after the ordeal she underwent last night.

Dickens's Not Guilty.

M'INNIVILLE, Or., May 4.—"Not guilty" was the verdict of the jury this evening in the case of John T. Dickens, of Sheridan, Or., charged with the murder of Marvin L. Potter, November 14, 1904, on the streets of his home town. The jury was out about five hours.

Register:—"Albany claims to have one live preacher. There are no dead ones in Eugene." All of Albany's are alive and attending to business.

DR. M. H. ELLIS,

Physician and Surgeon.

Albany, Oregon

Calls made in city and country. Phone Main 38.