

GRAND JURY HEARS THEM

PUTER, WATSON, ETC., GO ON STAND FOR PROSECUTION

WOULD NOT SUFFER IN SILENCE

Senator Mitchell and Congressman Herman May Not Be Permitted to Testify.

It Is Said It Will Depend On What Charges Others May Make Against Them, If Any Are Made—Various Witnesses Are Called By Jury.

PORTLAND, Dec. 19.—There appears to be considerable doubt whether United States Senator John H. Mitchell and Congressman Binger Herman, now on their way from Washington, D. C. to ask the privilege of appearing before the Federal Grand Jury in their own behalf, will be granted their wish. It is stated on good authority that these gentlemen will only be allowed to go before the Grand Jury in case that body believes that they have evidence necessary for the jury to know.

In charging the jury today Judge Bellinger stated that if persons connected with the testimony were to ask to appear in their own behalf, he recommended the request be granted, but specifically stated that this is not the legal right of such persons. He added it would be proper for the jury to allow them to appear if it saw fit to do so. If the jury is in doubt on any testimony or if the evidence is such as to admit of explanation, then the gentlemen may be called by the jury.

On the other hand, the testimony is definite and certain and there is no need for an explanation on the part of Mitchell and Herman, or if it is a statement of fact that is being debated and the admission of the gentlemen would encroach upon the prerogatives of the trial jury, then the privilege may be denied. In any case it is the opinion that under no circumstances will the officials, in the event of their being allowed in the jury room, be permitted to tell their story according to their individual desires. They will be subjected to the same rule of procedure as prevails in the cases of other witnesses examined. The reason of the postponement of the second conspiracy case has become apparent. It was ascertained today that on the evening of December 12 the defendants in the first case held a conference until late at night. At the meeting there were present Puter, Mrs. Watson, McKinley, Miss Ware and perhaps D. W. Tarpley. It was argued that they were at a disadvantage and that they had been convicted, with the exception of Miss Ware and there was a great deal of trouble ahead. All things considered, Puter, Mrs. Watson and McKinley did not see why they should suffer in silence while the investigators of the conspiracy rested in peace and security. It was then decided to tell what they knew. Miss Ware, however, held out. She did not concede that she had anything to confess. She, however, at last consented to go before the Grand Jury with whatever testimony she might be able to give. In return for this, it is said, the defendants were assured they could hope to receive the minimum sentence for the crime on which they were convicted. As to the cases which were postponed, it is not likely that the public will ever hear of them again. The agreement commenced in its fulfillment today when Puter and McKinley went before the jury and told what they knew. Marie Ware is in readiness to testify but was not called today. Clyde Lloyd, Eugene, and Thaddeus S. Potter were also witnesses. Potter is an attorney in the office of F. Pierce Mays, the well known lawyer of Portland.

BRITT AND NELSON READY.
SAN FRANCISCO, Dec. 19.—Not until five hours before the fight tomorrow

night will Jimmy Britt and Battling Nelson leave their training camps. All week, however, practically ceased yesterday and the boxers today did little more than move about in a restorative way. Nelson is slightly under weight, and Britt is a fraction over, so the forfeit money is safe on both sides. In interviews today both expressed confidence as to the outcome, and betting is light, Britt being the favorite. Today 10 to 8 were the figures at the sporting headquarters, but tonight the Nelsonites are demanding 10 to 7.

REPORTS ON PUBLIC BUILDINGS.
WASHINGTON, Dec. 19.—Secretary Shaw transmitted a statement to the House today relative to the public buildings under construction. He recommends appropriations to cover the cost of buildings on sites purchased. The list of sites includes Baker City.

JAPS CAPTURE KEKWAN FORT.
TOKIO, Dec. 19.—The Japanese captured Kekwan fort on Saturday.

HE TELLS STORY

TOGO RECOUNTS HISTORY OF ATTACK ON RUSSIAN TURRET SHIP SEVASTOPOL.

Shell Struck One Torpedo Boat and Four Shots Hit Another Boat—Flotilla Attacked Independently and Sevastopol Torpedoed.

TOKIO, Dec. 19. (11 a. m.)—Vice Admiral Togo's report upon the torpedo operations against the Russian turret ship Sevastopol was received today. It says:

"On the night of December 14 our torpedo flotillas made a gallant and brave series of attacks against the Russian turret ship Sevastopol. The flotillas arrived outside the entrance to Port Arthur about midnight on that date. The leading flotilla, under Commander Uchida and a special torpedo boat, partly for attack and partly to reconnoitre, closely approached the Sevastopol at 1 o'clock, and under the searchlights and fire of the enemy's ships and shore batteries, they attacked her.

"A shell struck Commander Mitamura's torpedo boat and four shots hit Commander Nakamura's boat, wounding three sailors. Subsequently our flotillas attacked, acting independently. Flotilla A, Commander Kasuma, advanced first for the purpose of destroying the defenses protecting the Sevastopol and also to draw while towing the boat the enemy's searchlights. Flotilla B, Commander Jinguji; flotilla C, Commander Otaki; flotilla D, Commander Seki, and flotilla E, Commander Kawase, approached successively and bravely continued the attacks from 2 until 4 o'clock in the morning.

"Commander Otaki's flotilla approached the closest and delivered the most vigorous attack. While retreating, one torpedo boat received several shots simultaneously, her commander, Lieutenant Nakahara, and five others being killed. The boat lost her freedom of motion and Lieutenant Nakahara's boat went to the rescue and, despite the heavy fire, endeavored to save her. While towing the boat the enemy's shells severed the hawser. Lieutenant Nakahara's boat was also hit and one man killed. Subsequently several shells hit and almost disabled Lieutenant Nakahara's boat, forcing him to abandon his comrade ship, which was sinking. Lieutenant Nakahara, however, steamed back, rescued the crew and abandoned the torpedo boat to her fate.

"Commander Kawase's boat, belonging to the same flotilla, was struck by a shell, killing one of the crew and wounding Lieutenant Takahashi and two sailors. Lieutenant Shono's boat was hit and one of the crew killed and five wounded. The boat was temporarily disabled, but his comrade ships, with Lieutenants Watacabe and Mori commanding, protected and rescued her. All the other boats, bravely defying the enemy's fire, succeeded in delivering attacks without suffering any damage.

"The result of their attacks is not definitely known, although it is evident that numerous torpedoes took effect.

CAN'T DANCE IN CAPITOL

HOUSE OF REPRESENTATIVES DISAPPROVES OF APPLICATION.

NOTHING NEW IN SMOOT CASE

Evidence Introduced That School Buildings Were Used for Places to Teach Mormonism.

Daughter of Mormon Was Excommunicated Because She Would Not Consent to a Decision of Mormon Court That Deprived Her of Piece of Land.

WASHINGTON, Dec. 19.—The Senate committee today developed nothing in the way of a sensation in the Smoot examination. Evidence was introduced by the members of the committee in the statements made by A. C. Nelson, Superintendent of Public Instruction for Utah, concerning the use of the school buildings for teaching the Mormon religion. Apostle John Henry Smith was on the stand for two hours. The other witnesses were Isaac Birdsell, a Mormon, who said his daughter was excommunicated because she would not obey the decision of the bishops' court, which deprived her of a piece of property to which she had a lawful title; and William Balderston, editor of the Boise Statesman, who testified in regard to the political affairs of the state.

Can't Dance There.

Washington, Dec. 19.—The House today emphatically disapproved of the proposition to hold the inaugural ball in the Capitol building. The House also voted down the resolution making a special order for January 5 of a bill to restore to the Naval Academy three naval cadets, who were dismissed for hazing.

The watch tower, reporting on the following morning, said that the Sevastopol had lowered at the bows considerably, facing toward south-southeast. Her condition is such that she does not change her position in the current. She is anchored close inshore in shallow water. "It is a source of satisfaction that our torpedo attacks were delivered without the least confusion. Each boat rendered material assistance to its comrades. The skillful maneuvering and bravery of the officers and men inspires me with a deep feeling of satisfaction and confidence."

TO BE DEPRIVED

MRS. CHADWICK WILL NOT BE ALLOWED TO SEE NURSE NOR EMIL CHADWICK.

She Pleads "Not Guilty" to Every Charge in the Federal Court Yesterday—Is Weak and Suffers and Is Returned to Quarters.

CLEVELAND, Dec. 17.—Mrs. Chadwick was arraigned before Judge Wing of the United States district court here today, and pleaded not guilty to every charge. She also declined to give bail and was removed to jail to await trial. President Beckwith and Cashier Spear, of the Citizens National Bank of Oberlin, were arraigned at the same time, but were allowed to depart after furnishing bonds, each in the amount of \$25,000, an increase of \$15,000 over the bond furnished previously.

Few persons were about the jail when Mrs. Chadwick entered a carriage to be taken to the court house, neither were there any persons about the Federal court building or in front of it. She entered the court room so heavily veiled it was impossible to see her face. She walked feebly and was supported at every step. After leaving the court room Mrs. Chadwick found the carriage was not waiting for her, and to avoid being stared at by the people in the hallway, the deputies took her back to the second floor; there she remained till a carriage was procured.

On reaching the jail Mrs. Chadwick was perceptibly weaker than when she started to the court. Mrs. Chadwick requested the medicine she brought from New York be sent to her. It is in the possession of Jailer Eggers, and Dr. Wahl ordered that it be not given her. He said she was under his treatment, and while the drugs may be perfectly harmless, nevertheless he is unacquainted with the prescription and does not care to have her take the medicine.

Sheriff Barry today expressed a firm determination not to allow either Emil Chadwick or Freda Swanson, the nurse, to see the prisoner. Both have heretofore been allowed to call on her. Bringing articles to Mrs. Chadwick in violation of the jail rules was declared later to be the cause of the sheriff's refusal to allow them to see her.

CONSERVATIVES PEAR REPRESENTATIVE METHODS.

ST. PETERSBURG, Dec. 19.—The Emperor's fête day passed without any untoward demonstrations at St. Petersburg, but was marked by a continuation of the Moscow disorders though not so serious as those of Sunday. One feature of the Moscow demonstration was the distribution of a violent proclamation by the Social Democratic Labor party. Other demonstrations were reported from various localities. The Conservatives are afraid the ill-advised course of the Extremists will drive the government to adopt measures just what a Liberal regime is being inaugurated.

WILL EARN LIVING.

Society Belies in Washington, Daughters of Oregon's Former Agent There.

Washington society is shocked according to a telegram, at hearing that the daughters of Captain John Mullan, long prominent members of society there, are going to open a laundry for the purpose of earning a livelihood. They own a handsome residence on Connecticut avenue and their mother was a belle of Baltimore long before the Civil War.

Captain Mullan was agent for Oregon during the term of Gov. Whiteaker or Gov. Gibbs, and made some collections for the state, and a prominent feature of the Legislature for a number of years here has been the introduction of a bill which never passes for the amount said to be due him from this state for commission on his collections. Mrs. Mullan is dead and Captain Mullan is said to be in very feeble health.

RUSSIANS ARE OPTIMISTIC

EXPECT PORT ARTHUR TO STAND THREE MONTHS YET.

THINK SQUADRON IS NEARING

Every Building in the Town Supposed to Be Damaged More or Less.

Battleship Sevastopol Torpedoed Successfully Ten Times by Japanese and Is Supposed to Be Absolutely Hors de Combat—Russian Officer Wounded.

TOKIO, Dec. 18. 11 a. m.—The battleship Sevastopol has been successfully torpedoed ten times. Advice from Port Arthur says she is aground and evidently disabled. Look for Pacific Squadron. Chefoo, Dec. 17.—(Midnight.)—Commander Mizzenoff, executive officer of the Russian battleship Poltava, until the vessel was disabled, and who on December 15 headed a party of seven Russians who left Port Arthur in a sailboat and arrived here yesterday with dispatches, said to an Associated Press correspondent tonight that there were 16,000 men in line in the forts. "Every building in the whole town is more or less injured. General Stossel has put the entire population on regular rations sufficient to last three months. I believe the Japanese will never take the fortress under present conditions. The hospitals contain 8000 patients. The Sevastopol is the only warship that has not been disabled. She sank one of the Japanese torpedo boats near the harbor entrance. Rear admiral Wrenius while going out in the harbor to visit the battleship Retvizan, was slightly wounded in the arm by a fragment of shell." When Mezenoff left Port Arthur he said it was calculated there that the second Pacific squadron was within ten days distance.

KEKWAN FORT

FELL TO THE JAPANESE AFTER A HAND TO HAND CONTEST YESTERDAY.

Interior of the Fort Is Wrecked—Two Tons of Dynamite Exploded on the Parapet and Fought Ensnared—Russians Retired to the City.

LONDON, Dec. 19.—According to special correspondents the capture of Kekwan fort was a complete surprise. Japanese shafts fired the parapet of the fort. Two tons of dynamite was exploded. The interior of the fort was wrecked. A fierce hand to hand contest followed. The Russians finally retired to the city. The Japanese took the fort.

FIRE A MINE

JAPANESE BLOW UP PORT KEKWAN MOUNTAIN NEAR PORT ARTHUR.

Japanese Have Gained Strong Position About One Thousand Yards Southeast of 203 Meter Hill and Will Now Assault New Town.

TOKIO, Dec. 19.—(Evening.)—The Japanese fired an immense mine under the north of Fort Kekwan Mountain at 2 o'clock (Saturday afternoon). The Japanese immediately charged and occupied the fort with a heavy force. It is reported that the Japanese have gained a strong position about 1000 yards southeast of 203 Meter Hill, preparatory to assaulting the new town and pushing between Liao Ti Mountain and the Russian headquarters at Port Arthur. The fighting against Sungshu Mountain continues.

TRY TO INDIOT LAWSON.

NEW YORK, Dec. 19.—Henry Wellington Wagon, who says he seeks the prosecution of Thomas W. Lawson, did not appear at District Attorney Jerome's office as he had announced he would, but his counsel, Charles M. Beattie, called on Jerome. Jerome refused to discuss the merits of the case, but declared he would give him the assistance and support warranted by his office for the purpose of bringing the case before a magistrate.

NAN NOW GOES ON THE STAND

TESTIFIES THAT SHE DID NOT KILL YOUNG

SHE DECLARES HE SUICIDED

"I Would Give My Life to Bring Him Back to Life," Said She On the Witness Stand.

Denied Every Circumstance Connected With the Affair Which Connected Her Name With His Death—Says She Did Not See Revolved.

NEW YORK, Dec. 19.—"Did you, or did you not shoot Caesar Young, Nan?" asked Lawyer Levy of Miss Patterson today. "I did not," replied the witness in a firm voice. "I would give my own life to bring him back if it were in my power. I never saw the revolver with which he was shot. There was a shot and then the end." In a voice quivering with emotion, and filled with dramatic intensity, Miss Patterson recited to the jury her dealings with Young. Not only did she swear that she did not kill Young, but she denied every circumstance in the case which the state had brought up against her. She denied she was dismayed because Young was about to leave her and go to Europe.

On the other hand she testified to the result of a conference with Young in which it was agreed that she would join him in England and take apartments at the Hotel Cecil, London, taking care that she keep her whereabouts a complete secret. One important feature brought out was the fact that Young gave the woman a postal card on which he wrote his name and address, saying it was something she might need. The crowd in the court room became suddenly still when the former show girl took the stand. At first her testimony in relation to herself was given in a low, firm voice, but as she proceeded her tones became more tense until in her account of the fatal cab ride, her voice was filled with tragic expression.

NAN EXPECTS FREEDOM.

Thinks She Will Get Verdict of Not Guilty from the Jury—New Testimony.

NEW YORK, Dec. 19.—When the trial of Nan Patterson was resumed today it was announced that evidence would be submitted by the defense. It was said that Miss Patterson herself would probably be one of the twenty witnesses called to the stand. Her counsel announced that they would, through witnesses, and through the defendant's own testimony, prove that she did not kill and did not plan to kill Caesar Young, as has been the contention of Assistant District Attorney Rand. Witnesses may be called, they said, to swear that they heard Caesar Young telephone to Miss Patterson the morning of the shooting, asking her to meet him before he sailed for Europe. They also declare they will be able to prove that she could not have premeditated murder sixteen hours before the shooting, as was argued by Mr. Rand, as she did not know she would see him on the morning he sailed. Miss Patterson has declared that she is not only willing, but anxious, to tell her story to the jury. "There is much I can tell the jury

MORE ACTS OF BRAVERY

JAPANESE MAKE A WONDERFUL RECORD AT PORT ARTHUR.

TOGO'S WONDERFUL CAMPAIGN

May Be Summoned to Tokio and Be Received With Highest Honors of Kingdom.

Condition of the Various Russian Ships at Port Arthur Is Such as to Believe Them All Hors de Combat—How It Was Done.

IS EVER PRESENT

LYMAN ABBOT, CONGREGATIONAL CLERGYMAN, AUTHOR AND JOURNALIST

Says His God Is Not "First Cause" but Ever-Present Force, Manifest in All Activities of Men and Workings of Nature.

NEW YORK, Dec. 19.—Dr. Lyman Abbott, in a sermon to Harvard students, has announced his belief in a religion founded, not on the Bible, but upon science and the outcrochings of the human heart, says a World dispatch from Cambridge, Mass. "I wonder," he said "if you will understand me when I say I no longer believe in a great first cause. My God is a great and ever-present force which is manifest in all the activities of men and in all the workings of Nature. "I believe in a God who is in and through and of everything; not an absentee God whom we have to reach through a Bible or some other outside aid, but a God who is closer to us than hands or feet. Science, history and literature tells us that there is one eternal energy, that the Bible no longer can be accepted as ultimate, that many of its laws were copied from other religions, and the Ten Commandments did not spring spontaneously from Moses, but were, like all laws, a gradual growth, and that man is a creature, not a creation.

"No thinking man will say there are many energies. The days of polytheism are past. There is only one energy. That energy has always been working. It is an intelligent energy. No scientist can deny it. It was working before Christ's time, even as it is now."

(Dr. Lyman Abbott is a Congregational clergyman, an author and a journalist. He was born at Roxbury, Mass., December 18, 1835. His father was Jacob Abbott. He has been editor of the Outlook (formerly the Christian Union) since 1881. He was pastor of Plymouth Church, Brooklyn, from 1888 to 1899. He originally studied law, but abandoned that profession for the ministry in 1860.)

BISHOP PHELAN DYING.

PITTSBURG, Dec. 19.—Rev. Richard Phelan, bishop of the Pittsburgh diocese of the Roman Catholic church, was still living at 10:30 o'clock today. During the night he took a turn for the worse. His physicians regard his death but a question of a few hours.

Colorado Feels Hitchcock, Too.

DENVER, Dec. 19.—Fourteen amended patents to timber claims in Colorado were cancelled today by the Land Office and many more will be cancelled during the week. The cancellations are made as locators have not complied with the terms of the timber claim act.

Is There a Limit to Your Purse?

If there is we can help you to keep your expenditures for

Holiday Presents

WITHIN THE LIMIT

Our spot cash plan together with economical business management enables us to sell everything at a smaller margin of profit than regular stores. WE DO NOT INCREASE OUR PROFITS ON

Holiday Goods

We carry a large line of

DOLLS, GAMES, TOILET CASES and FANCY NOVELTIES

But there are many who prefer to give

Practical Presents

To these we offer a splendid assortment of

Shoes, Clothing, Dry Goods, Blankets, Hats, Etc.


Try practical presents this year and your friends will appreciate them

The New York Packet

Salem's Cheapest One Price Cash Store.

Our store will be open evenings this week to give everybody an opportunity to do their holiday shopping.

...A MAN'S... CHRISTMAS



Hard work buying Christmas presents for most men--isn't it?

Why not give him something he will appreciate --a Suit or Overcoat, for instance?

Either would make an admirable gift--nothing more acceptable.

Bring us the size of an old garment, and we will help you select something suitable.

We'll exchange it with pleasure, or refund the money, if he's not satisfied.

HABERDASHERY

If you prefer a Smoking Jacket, Pair of Gloves, Tie, Muffler or something elegant in the Furnishing Line, please remember that you are sure to find the smartest and handsomest styles here.

We invite ladies looking for a gift for a Man's Christmas to COME HERE.

Juvenile Suits, from 3 to 9 years, at half price.

Salem Woolen Mill Store
C. P. BISHOP PROPRIETOR