

HE MUST PAY FULL PENALTY

FRANK GUGLIELMO DOOMED TO DEATH UPON THE GALLOWES.

HE KILLED FREDA GUARASCIA

Supreme Court Hands Down Opinion Confirming the Decree of the Trial Court.

In Heat of Rage Over Disappointment in Love Shoots His Sweetheart Dead in His Feet and in Cold Blood—Washington County Case Decided.

The supreme court handed down an opinion yesterday morning in which the decree of Judge Cleland, of the circuit court for Multnomah county, is affirmed in the case of the state vs. Frank Guglielmo. This is the case in which the defendant is charged with the murder of the murder of his sweetheart, an Italian girl, Freda Guarascia, and the affirmation of the decision of the lower court means that Guglielmo must suffer death on the gallows at the Oregon penitentiary for his cold-blooded and heinous crime.

The case in brief is that Guglielmo had been paying his attentions to the young girl and was very much infatuated with her. She, however, did not reciprocate his affections and refused to keep company with him longer. On June 14, 1904, Guglielmo called upon the girl for the last time, and in the interview, which was granted, when he again pressed his suit for her hand in marriage. She spurned his love and his matrimonial offer, whereupon he drew a revolver and shot her, killing her almost instantly. He was arrested, tried and convicted of his crime in the first degree and was sentenced to hang, but was granted a stay of execution on appeal.

The records in the case show that he was charged with the commission of a crime by an information, not sworn to by any person, upon which a bench warrant was issued for his arrest. The counsel for the defendant set up the contention that this was an irregular proceeding, in that it was in violation of Section 9 of Article I of the constitution of this state, which prohibits the issuance of warrants for the arrest of any person on the ground of a crime, supported by oath or affirmation. Another contention of defendant's counsel is that the court erred in denying defendant's motion to set aside the information on the ground that it violated certain sections of the federal constitution, that the circuit court in the organic law guarantee to every suspected person the right to be charged by indictment, found and returned by a grand jury.

Justice Moore, of the supreme court, however, finds contrary to these contentions, that the defendant was tried and impartially, that no prejudicial error was committed, and affirms the judgment of the trial court.

In another opinion, of which Justice Beane is the author, the decree of Judge T. A. McBride, of the circuit court for Washington county, is reversed and the case remanded for a new trial. The opinion holds that the court below was in error in the matter of admission of certain evidence in the case of the state vs. James G. Lee, in which the defendant was convicted of the murder of a calf and sentenced to a term of years in the penitentiary.

The only point of contention decided by the supreme court was that the trial court erred in the admission of evidence in the case tending to show the previous bad reputation of the defendant, or the commission of crimes other than the one charged against him. The court holds further that witness has right to explain, without entering into particulars, the grounds for any bias or hostility he may entertain for the person whom he is testifying against, but in this case the witness had any ill will or bias against the defendant and his testimony only tended to show the general reputation of the accused which was inadmissible.

Other Cases Disposed Of.

The appeal in the case of Albert Lillienbach, et al., respondents, vs. Mike Keppinger, et al., appellants, was dismissed without costs upon stipulation and the motions for rehearing were also denied in the following cases: H. Wollenberg, administrator, respondent, vs. J. F. Rose, appellant; Frank D. Bauers vs. John Bull; and A. T. Lewis vs. First National Bank of Portland.

MAY GET LIMIT

JOHN W. GILPIN AND MYRTLE P. WALLACE ROUNDED UP BY POLICE ONCE MORE

John W. Gilpin, a local painter, and Myrtle P. Wallace, a young Indian girl, both of whom have figured in police circles before, were arrested last evening and today will probably be required to face a charge of lewd cohabitation. On December 16 this same pair was rounded up by the police, Gilpin being booked upon charges of disorderly conduct and keeping late hours, and the girl for drunkenness and late hours. On January 31 the girl again appeared in the police court to answer to the charge of vagrancy. Judge Moore imposed a fine of \$40, but suspended sentence upon the dusky maiden's promise to leave the city and remain away.

It is supposed she departed at the time, at least nothing was seen of her

AMERICA LOOKS GOOD TO HIM

SO SAYS CHINESE PRINCE OF THE BLOOD ROYAL

AMERICAN PEOPLE PROGRESSIVE

The American System of Government is Founded Upon the Best Principles.

Prince Kang Yu Wei, Private Secretary to Emperor of China, Makes Inspection of Oregon Institutions and is Pleased With Result.

Government Officer Will Investigate Klamath Irrigation Project.

WASHINGTON, Feb. 20.—A conference of reclamation engineers has been called to meet at Klamath Falls April 1 to consider plans and estimates for the Klamath irrigation project. At that meeting it is hoped final plans may be made for buying out owners of small canals, including the rights of the Klamath Canal company. The government is willing to pay this company \$150,000 to get out of the way. The company demands more, but it is believed will eventually accept this figure.

If the proposal is accepted, the engineers expect to begin work on the project during the coming summer.

NO VIOLENCE IN THIS.

KIEFF, Feb. 20.—The employees of the Southwestern railroad today decided to call a general strike, but without resource to coercive measures.

STUDENT REVOLT

EMPEROR'S PORTRAIT TOBORN STRIPS AT REVOLUTIONARY MEETING OF SCHOLARS.

Universities, Colleges and Schools Close After Vote of Students—Only Resort to Military Keeps Movement From Spreading to Schoolboys.

ST. PETERSBURG, Feb. 20.—With a resolution, the student body of the great University of St. Petersburg yesterday voted to suspend studies for the remainder of the year, and almost the whole educational system of Russia entered upon a period of stagnation, the protest of the youth of Russia being against bureaucracy and other governmental grievances. Other universities of Russia, the Gymnasias and even the grammar schools are already on a strike and the military of Russia has portions of the Empire is obliged to resort to force to restrain the schoolboys of tender age from joining the movement.

At a meeting in St. Petersburg the students, at which over 3000 participated, beside voting in practical unanimity to suspend studies until September, adopted a set of resolutions demanding the formation of a constituent assembly and characterized the proposed summoning of Zebsky Sobor as inadequate for the emergency. The resolutions, after speaking of the various influences of absolute regime, declare for freedom of speech, press, conscience, right of association, assembly and strike. The meeting unanimously decided to express its disapproval of the government's action in dealing with the workmen who attempted to present a petition to the Emperor on January 22 and its sympathy with the victims of the soldiers. A large faction voted in favor of stopping the war. A strong revolutionary feeling was manifested and the "Marshall" and other revolutionary songs were chanted. A large portrait of the Emperor in the great auditorium of the University where the meeting was held was torn in strips. The police did not interfere.

OF GOOD BIRTH.

Is Assassin of Sergius, Who Still Remains Unidentified.

MOSCOW, Feb. 20.—Although the identity of the assassin of Grand Duke Sergius is not yet ascertained, the police are convinced that he is not a workman, but a man of good birth. His underclothing are of good quality and fashionably made and the outer workman's garb is evidently an assumed disguise.

THINKS BETTER OF IT.

Steamer Glen Turret Will Not Attempt to Run Blockade.

SAN FRANCISCO, Feb. 20.—It is stated that the British steamer Glen Turret, which has been loading at this port with barley, when it was rumored was to be delivered at Vladivostok, has abandoned any intention of running the Japanese blockade, her cargo having been re-consigned to Yokohama.

SLAUGHTER CONTINUES.

Several Persons Killed and Injured in Disturbances Yesterday.

BAKU, Feb. 20.—An attempted escape of a prisoner today led to serious disturbances, in the course of which several persons were killed or injured.

CANTORIA.

Deaths in Cantoria.

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over with Judge Bellinger at Portland, and the judge thought April a bad month to get a jury. The court expects to move back into its own quarters in May, and does not want the trials on while moving. Furthermore, there will be further investigations by the grand jury in April, which might interfere with the trials in court. These investigations will be concluded before June.

"IN TIME OF PEACE."

Lots Preparing for War With the Striking Workmen.

LODZ, Feb. 20.—Slight disturbances occurred in different sections of the city today. The large mills were closed and many persons are leaving the city owing to the report of a mobilization of reserves to be introduced February 2. Additional troops arrived here today.

JUSTICE IS BLIND.

For Falsifying Vouchers Official Gets Sixty Years and Then Some.

MANILA, Feb. 20.—Major Carrington, convicted of falsifying the vouchers of the civil government to the amount of \$1500, was today sentenced to a total of sixty years and five days imprisonment.

Cancer of the Colon.

CHICAGO, Feb. 20.—Dr. W. M. Harper, president of the University of Chicago, today submitted to another examination at the Presbyterian hospital, where he was taken to await an operation Wednesday. It is said the surgeons reached the conclusion that President Harper has a cancer of the colon.

MARTIAL LAW DECLARED.

ST. PETERSBURG, Feb. 20.—Martial law has been declared in Tsarskoe-Selo, owing to numerous threatening letters being received at the palace. The chief of the secret police ordered that special precautions to prevent any outrage on the imperial family be taken.

NO CHOICE YET

BOARD OF SCHOOL DIRECTORS UNABLE TO DECIDE UPON PLANS FOR NEW BUILDING.

Quite Probable That Meeting of Building Committee Will Be Held This Week and Definite Action Taken—Time Ripe for Beginning of Work.

Although no conclusion has been reached as yet by the members of the Salem district regarding the adoption of plans for the proposed new central school building, it is quite probable that a meeting of the building committee, of which Dr. Byrd is chairman, will hold a meeting some time this week and arrive at a definite understanding in the matter. The question was to have come up for consideration and adjustment at the regular meeting, on last Saturday evening, but, as has been the case heretofore, some of the members were absent and the matter was not taken up for discussion.

Everything, with the exception of the adoption of plans and specifications, has been arranged for the erection of the building, but it seems that the members are not a unit upon the choice of a design or character of material for the structure. The old buildings have been moved to either side of the half block which the new school house is to occupy and the old barn is being removed from the premises so that all will be in readiness for the beginning of the work when a choice of plans has been decided upon.

One or two sets of plans have been drawn up by Architect W. D. Pugh, but, while the members are agreed in the main upon the designs submitted, there is some difference of opinion as to the interior arrangements, which is not a serious matter to adjudge. Then again, other members of the board think more than one architect should have submitted plans for the proposed new structure in order that the different ideas could be taken into consideration before a definite conclusion is arrived at. The time, however, is growing ripe when the work upon the building should be begun and it is believed that no unnecessary delay will be had in the matter of the choosing of plans.

FAVOR PATENTS

SENATE WOULD CONFIRM RIGHTS OF PASTURE ON THE UMATILLA RESERVATION.

Gift Proposed for Indians in Oregon—An Appropriation of One Million and One-Half Dollars to Buy Coyville Lands—Klamath Included.

WASHINGTON, D. C., Feb. 20.—The Senate Indian affairs committee today reported the house Indian appropriation bill with amendments added, among them a provision directing that patents be issued to persons on the Umatilla reservation who submit proofs that the lands purchased by them are suitable for grazing only.

Another provision directs the payment of \$100 each to individual members of the Clatsop, Tillamook, Lower Chinook and Klamath Indians.

A provision to carry into effect an agreement between the Indians on the Colville reservation and the United States for the cession of 1,500,000 acres of land, and \$1,500,000 in set aside to pay for the land so ceded.

A provision appropriating \$537,000 to carry out the agreement for the purchase of the Klamath agency lands was also made.

ENTOMBED IN VIRGINIA MINE

TERRIFYING FATE OF COAL MINERS NEAR BIRMINGHAM.

ENTIRE FORCE PROBABLY DEAD

Scores of Rescuers Hasten to Relief But Death Locks the Doors Against Them.

Reported Over Hundred Have Been Destroyed in the Dark Caverns—Details of Cause of Disaster Will Never Be Known—All Union Men.

BIRMINGHAM, Ala., Feb. 20.—By an explosion in the Virginia mine, eighteen miles from Birmingham, at 4 o'clock this afternoon, between 110 and 135 union miners are entombed and it is believed that a number have suffered an awful death. Scores of vigorous rescuers are at work to relieve their friends and comrades. The explosion is believed to have been caused by an accumulation of dust, although the mine heretofore was noted as being entirely free of dust. It is also believed that, as the entire quota is probably killed, the details of the cause of the disaster will never be known.

The class of miners employed is the best in the district and all belonged to the United Mine Workers of America. Since the strike has been on in the Birmingham district many of the most industrious and thrifty miners of Pratt City and other important mining points have removed to the Virginia mines, so that the mines were worked to their full capacity by the most skilled miners in the community. Relief trains, with surgeons and workmen were dispatched as soon as the news of the disaster was learned. At midnight they had not dug half way through the mass of debris. It is thought that it will be 10 o'clock tomorrow before the interior of the slope is reached.

SUFFERS RELAPSE.

Former Apostolic Delegate is Now Threatened With Pneumonia.

NEW YORK, Feb. 20.—Cardinal Sattoli, formerly apostolic delegate in the United States, who had nearly entirely recovered from his recent attack of bronchitis, has suffered another relapse. Some fears are entertained about his condition, the correspondent adds, as he is now threatened with pneumonia.

ANOTHER RETURNS.

Steamer Brinkburn Guesses Again and Thinks She's Right This Time.

SAN FRANCISCO, Feb. 20.—The steamer Brinkburn, which left here recently with a cargo of supplies for Vladivostok, returned today. When it arrived at Victoria it received orders to return here on account of danger of capture by the Japanese.

LEFT IN A HURRY.

Man Accidentally Sets Room on Fire, Then Flees to Parts Unknown.

The fire department was summoned to the Eldredge block shortly before 9 o'clock Sunday morning to extinguish a fire in one of the rooms forming part of H. W. Harding's lodging house. The room was being occupied by a man named Cooper, who professed to be a hair dresser, and it is said that while slightly under the influence of liquor he dropped a lighted match or cigarette upon a lounge on which he was reposing. At any rate the man came running down stairs and started south on Commercial street with the tail of his overcoat on fire and upon investigation

PRESIDENT IS TAKEN TO TASK

ROOSEVELT'S MESSAGE OF CONDOLENCE IS CONDEMNED.

CONGRESSMAN BAKER PROTESTS

Finds Fault Because the President Did Not Protest at the January Massacre.

Declared People's Feelings Were Not Truly Expressed—Grovener Makes Reply—Introduces Resolution and Defied Members to Expel Him.

WASHINGTON, Feb. 20.—The House today, after a seven-hour session, passed the naval appropriation bill, carrying a total of \$99,914,350. The provision for two new battleships was retained. Both the majority and the minority reports were badly divided over the proposition, at least forty members of the latter going over to the Republicans, while about an equal number of Republicans voted in the opposition.

Several times during the debate the assassination of Grand Duke Sergius was referred to, the subject being brought up by Mr. Baker, of New York, who condemned the action of the President in sending a message of condolence to Russia expressing the sentiment that the government and the American people viewed the act with abhorrence. The people, he declared, did view with abhorrence the massacre in St. Petersburg on January 22, but the President, he said, had not seen fit to send a message of condolence on that occasion.

MILLION DOLLAR FIRE.

BOSTON, Feb. 20.—A fire causing an immense loss broke out on pier four of the Hoosac Tunnel docks at Charlestown early today. The origin was not determined, but it is believed to have started from spontaneous combustion. The flames spread with startling rapidity, communicating with the Furness-Dandee steamer, Philadelphia, tied alongside the pier, and in a few moments it was in flames, from stem to stern. It is feared that two sailors are lost. From the Philadelphia the flames jumped to the steamer Dalton Hall, of the Antwerp line, which was soon ashore. It is thought the loss will be nearly \$1,000,000.

WANTS IT, TOO

TEXAS PETITIONS TO BE JOINED WITH KANSAS IN STANDARD OIL INQUIRY.

Legislature of Lone Star State Sends Telegram to Congressman Campbell, Who Sees President Concerning Investigation Price of Crude Oil Rises.

WASHINGTON, Feb. 20.—Representative Campbell, of Kansas, author of the resolution providing for an inquiry into the operations of the oil interests of the country, had an extended conference with the president today regarding the investigation. Campbell informed the president that he had received from the Texas legislature a telegram urging him to request the president to inquire into the methods of the Standard Oil Company in the Beaumont fields of Texas. The Standard Oil Company, Campbell informed the president, was already preparing its defense and to resist to the utmost the government's investigation. The resumption by the company of the purchase of Kansas oil, he said, was undoubtedly decided upon in view of the action taken by the House of Representatives in requiring the investigation. "It would not surprise me," he said, "if the price of crude oil would be advanced on account of the present agitation."

JAPANESE REINFORCED.

MOUTOURAN, Feb. 18.—There is a noticeable reinforcement of the Japanese siege by artillery. The Japanese fire now exceeds the Russians in intensity and Lone Tree Hill is constantly bombarded. The new Japanese batteries are being erected east of the Russian center.

A Judgment of Millions.

ST. LOUIS, Feb. 20.—The United States court of appeals today handed down a decision in favor of the defendant in the case of the Stratton Independence Company, London, England, against the estate of Wm. S. Stratton, giving to the receiver a judgment of \$400,000. It is charged by the English company that during the life of Stratton he made fraudulent representations in the sale of a mine to the plaintiff.



Suits and Overcoats

Spring goods are beginning to arrive. The Fall goods are going. If you want to get a Suit or Overcoat at a greatly reduced price you will have to hurry. We have Suits and Overcoats marked down to \$6, \$8, \$10 and \$12.50, that were from \$10 to \$18 values.

Blankets

We have about 30 pairs of cotton blankets which we will put on sale this week at the following prices:

\$2.00 BLANKETS for\$1.35
\$1.75 BLANKETS for\$1.25
\$1.50 BLANKETS for\$1.15
\$1.00 BLANKETS for75

Dress Gloves

A big reduction in men's dress and walking gloves, in sizes from 7 1-2 to 9.

Best \$3.00 Hat on Earth

Spring Styles in Men's Stiff Hats Men's Soft Hats Ladies' Cowboy Hats All the famous "Roberts" make.



SALEM WOOLEN MILL STORE