公司,他们是一种"新工作"的是对作的。

Many of those who operated in for-

mer times are dead; some are living

and enjoying the fruits of their opera-

tions without fear of prosecution ow-

The state has sold the amount of

mostly filed in the months of Decem-

1902. The same notary is supposed to

have taken the acknowledgment of all

these bogus applicants, and the appli-

cations were all filed by the one party

who made the first payment, and all

subsequent payments have been made

ence as the applicants for the pur-

chase of this land, and the names

signed to the certificates were almost

all written by one individual. The evi-

dence of the forged character of these

certificates is now in the gands of the

district attorney.
About 150,000 acres of this land

have been sold to speculators residing

in Multnomah county, being in the

main land in the said reserve, and in

order to secure the land these opera-

tors have gone to innecent parties and

prevailed upon them to sign applica-

tions for the purchase of the same, in

which they swear before an officer

that the proposed purchase is for their own benefit and not for the pur-

pose of speculation; that they have no

contract or agreement, expressed or

implied, for the sale or disposition of the land applied for in case they are

permitted to purchase the same, which

affidavit is false, and the speculators

who procured these parties to make the

false oaths are guilty of subornation of

perjury. Taey reside out of this

county, and therefore we are unable to

indict them, but the matter should be

brought by some one to the attention

of the krand jury in Multnomah coun-

ty or the district attorney of the

oaths, we do not believe did so with a

criminal intent, for the reason that

that they were simply signing away a

of these people for the reason that we

have induced these people to swear

Fourth Judicial district.

There are no such parties in exist-

ing to the lapse of time.

by him or his assignees.

LAND FRAUD GRAFTERS **MUST ANSWER TO COURT**

GRAND JURY FINDS TRUE BILLS

Wealthy Operators and Speculators Ones to Suffer

Half Million Acres of School Lands spiracy, Alleged to Have Been Fraudulently Taken From State Through Carelessness of State Land Board Is Report From Jury Room,

(From Saturday's Daily.)

Promptly at 1 o'clock yesterday afternoon the Marion county grand jury came into court and filed its report covering the investigation made into toe state land deals under the direction of District Attorney J. H. McNary. The report covers six typewritten pages spiracy to defraud the state of its lands most of them in Multnomah county. a crime it is presumed the indictments contain charges of forgery, perjury and subornation of perjury, all of which constitute crimes under the statutes of would necessarily attach to a thorough

The grand jury reports that nearly 500,000 acres of land have been secured from the state upon fraudulent certificates, and that the signatures to a large number of the applications are forgeries, the balance having been obtained from those who for a paltry sum were it is to loog after such matters. willing to lend their names to enable We have only gone over the tri speculators to defraud the state.

order to enable that body to take such action as may be necessary to recover fun title to the lands covered. The grand jury charges that the sale of to make an earnest endeavor to recover what it can of those lost through

The following is the report in full: Oregon for Marion county.

at the regular April term of this court, of sale, upon which there is about beg leave to report that we have care- \$675,000 in deferred payments due. fully inquired into all cases brought be- Approximate screage of school lands O fore us and have reported a true er not for sale in Oregon:

frauds. During the investigations the 120. district attorney or his deputy have been in constant attendance before our body, and we also have been materially assisted by Mr. Oswald West, state land agent, and Mr. George C. Brown, School lands, 879,842.37; school

has greatly facilitated our work in the investigation.

in investigating the alleged frauds we have been confronted with the fact that our state has no statute making conspiracy to defraud the state of its lands a crime. The United States government has such a statute, and is pros-BIG STEALS PERPETRATED ecuting most of its cases under the same, as the statute of limitations does not run against such crimes until three years after the termination of the con-

> 'According to our instructions from the court we were confined, in bringing in indictments to the court, to limit tae same to those persons who have been guilty of forgery as defined by section 1858 of Bellinger & Cotton's code; to those guilty of perjury as defined by section 1875 of said code, and to those guilty of subordination of perjury and inciting perjury as 'defined by sections 1976 and 1877, re-

spectively, of said code, and our investigations have been greatly limited for the reason that, as instructed by this court, no persons guilty of the above mentioned crimes could be inand recites in detail the findings of the jury. Several indictments against same within three years prior thereto, parties alleged to have been connected and for the further reason that we with fraudulent deals in state land cannot take cognizance of crimes com-were also returned, but the identity mitted in other than Marion county, of the parties will be kept a secret Oregon. In a number of cases hereinuntil the arrests have been made. As after mentioned, the crime was comthere is no law in Oregon making con- mitted in other counties of the state-

In looking into these matters we investigation into each particular transaction, and have therefore confined ourselves to the transactions of the larger operators, and have left the smaller ones to the state land board. which has full power, and whose duty

We have only gone over the transactions of the last three years, except-A list of these fraudulent certificates ing in those cases which have been was furnished the state land board in brought to our attention by the state land agent, and where the frauds were so palpable that we have felt it our duty to investigate them in order to school lands has been controlled by a collect sufficient evidence to the school lands has been controlled by a the state land board to bring such proring and urges the present land board coefficient as shall be necessary to cancel the deeds or certificates, and thereby save a vast sum to the school fund.

As shown by the following state-In the circuit court of the state of ments the state of Oregon has remaining unsold something over 500,000 To the Hon. George H. Burnett, acres of surveyed school land. Of the lands sold about 900,000 acres are yet We, the grand jury, duly empanelled undeeded and covered by certificates

a true bill in each instance where the Benton, 320; Baker, 8000; Coos, 120; which we have every reason to believe lands. In other words, they were sinparties have been bound over to await Curry, 600; Crook, 30,000; Douglas, are fraudulent. The signatures to a ply lied to and deceived by these Our attention was called, after we ney, 170,000; Jackson, 900; Josephine, Torgeries, and the balance obtained ing the state of Oregon. There are were convened, by District Attorney 900; Klamath, 9400; Lake, 94,000; from those who, for a paltry sum, were about 20,000 acres of land purchased John H. McNary to the fact that the Lane, 160; Lincoln, 1300; Malheur, willing to lend their names to enable by the same means by parties in Crook state of Oregon had been defrauded 160,000; Marion, 80; Morrow, 800; these speculators to defraud the state county, Oregon; about 200,000 acres in out of large tracts of school lands, and Sherman, 2300; Tillamook, 400; Umatilwe have spent the greater portion of la, 1800; Union, 4000; Wallowa, 8900; our time since in investigating those | Wasco, 3300; Wheeler, 1800; Yamaill,

certificate of sale, subject to deed upon surrender of certificate and payment of full amount due:

clerk of the state land board, which lands acquired by deed or foreclosure, for \$2.50 per acre.

37,321.57; total school lands, 917,163.- and thereby retarding the growth of 34; agricultural college lands, 30,366.- While the parties purchasing these

by deed or foreelosure, 2,481.13; total lands have in most instances filed appropriate lands, 32,847.15; university lands, 885.51; university lands acquired by deed or foreelosure, 1341.44; total university lands, 1226.95; board would have enabled them to total, 951,238.04. have established their fraudulent character, and thus saved the state thou-Amounts outstanding on certificates of sale April 1, 1905: School land certificates, \$640,168.87; sands of acres of its best land, which has been delivered into the hands of school farm certificates, \$172,207.23; total common school fund, \$812,376.10; these operators at the minimum price of \$1.25 an acre, and without any ap-

agricultural college land certificates, parent attempt to prevent the same. \$27,379.54; agricultural college farm A greater part of the school lands of \$27,379.54; agricultural college farm certificates, \$8185; total agricultural the state, or at least those of any value, college fund, \$35,564.54; university have been disposed of, and the pres-land certificates, \$628; university farm ent board should make an earnest encertificates, \$3455; total university fund, \$4083; total, \$852,023.64. those it has lost through fraud.

We have furnished the state land That the sales of school lands hav board with a list of certificates covmatter about which there is no ques-

Hon. State Land Board, Salem, Or. Gentlemen: In your recent investigations of the alleged frauds in the purchase of state school lands we have gathered sufficient evidence of fraud to justify us in calling your attention to a large number of outstanding certificates, a list of which is attached hereto, covering lands sold during the last five years.

The records of the state land office show the lands sold under certificate, but not yet deeded to be near 1,000,000 acres. After an examination of the applications to purchase the land, we are of the opinion that those covered by the attached list and amounting to about 500,000 acres, are nearly all fraudulent, and should be fully investigated by your body before deeds are

Many of the signatures to these applications have been forged, and many are the signatures of irresponsible persons, who, for a consideration, have been induced to perjure themselves in order to assist certain persons in acquiring unlawfully large bodies of school lard.

If, upon looking over these applications, you are unable to detect fraud, the district attorney will, no doubt, in due time, furnish you with abundance of evidence to satisfy you as to their false and fraudulent character.

The list attached does not purport to cover all those transactions which may be fraudulent, as some may have been inadvertently omitted, and many small transactions, which are unquestionably framiulent, have been passed over owing to the great amount of time and expense which would necessarily attaca to such an extensive investigation. The latter will no doubt be detected upon investigation by your board. Yours very re-

Marion County, Or., Grand Jury. By J. A. Smith, Foreman.

ering nearly 500,000 acres of land, right they had to parchase school I think it would be better if the super-2400; Gilliam, 1700; Grant, 8200; Har- large number of these applications are speculaters for the purpose of defraudout of its lands. Mest of this land is various other parts of the state. There parts of sections sixteen and thirty- are about 65,000 acres of land pursix, and some is lieu land selected by chased by speculators residing in the the state to satisfy losses in said sec- East tarough the same methods. We' Acreage of state lands held under tions sixteen and thirty-six. Most of will say that in most instances these the former was sold prior to the pas- speculators approached young men and sage of the law raising the price of caused them to commit technical perschool land, and at the minimum price jury, and in some instances young woof \$1.25 per acre; the latter was sold men also. We have not indicted any

> plently secured lands are within the intent or knowingly swore to false boundaries of the proposed Blue Moun- statements, but have indicted all of tain reserve, and most of them were the operators and speculators who purchased by manipulators who had received inside information that the re- falsely and who have committed serve was about to be created. This crimes within Marion county, Oregon, must be true, for the reason that a large number of the applications to purchase were filed but a few days before the notice of the withdrawal was applicants for school land, as it has given publicity at Wasnington. Had permitted them to make small paythe government not detected fraud and made the reserve permanent, these rying them for an indefinite time upon fraudulent purchasers would have ex- their payment of interest upon the dechanged their lands, which cost them ferred payments, when they should but \$1.25 per acre, with the govern- have made the holders of the certifinent for valuable timber or other cates of sale pay the deferred installlands, or would have sold their right to select, or "script," at prices rang- lands promptly, as intended by the law. ing from \$4 to \$5 per acre, which would This requirement strictly enforced have netted them over half a million

There is no question but that many

ACKERMAN CANNOT DISCRIMIN-ATE BETWEEN WASHINGTON AND OREGON SYSTEMS.

While School System of Northern Sister State May Have Some Advantages Over Webfoot State the Reverse Is Also True-He Draws Comparisons

Superintendent J. H. Ackerman has just returned from Scattle, where he deavor to recover what it can of attended the Washington state teachers' institute. He has been absent been controlled by a ring or rings is a from the city and his official duties for the past ten days. The Seattle institute was in session for five days, and Professor Ackerman pronounces it a most successful meeting. He was upon the program for several addresses upon different educational subjects, and, while he thinks, or at least hopes, 115,000 acres of school lands, about that he imparted some little informa-45,000 acres of which is in what is tion along different ones to those in 45,000 acres of which is in what is now known as the proposed Blue attendance, he is certain that he tearned much that will be of great Mountain, reserve. The applications for the purchase of this land were benefit to him. The attendance at the institute numbered about 1,000 teachers and instructors, and considerable ber, 1900; January, 1901, and August, interest was manifest throughout.

"The institute system of the state of Washington is different from ours," said the professor," and, if anything, possibly a little bit better, although ours is a good one. At least this is so in point of attendance. The Washington county and state institutes never fail of a full attendance of teachers, as any tailure of teachers to put in an appearance for even a portion of a day is charged up to the district to which they belong and is deducted from the regular allowance of such district Their institutes are also of five days' ouration, instead of three as in Oregon, which gives the teachers and instructors more time to concentrate their minds upon the work and there is a great deal more accomplished. When the session lasts only three days it usually requires the first day for the ice to become broken; the second day is sevoted to work and the third the

teachers begin to leave for home. Pretty Well Balanced.

"In comparing the school systems of the two state, while it may be said that Washington has some advantages over us in some respects, it is also true nat we have equally as many advantages over them in others, so the scale is pretty well balanced. There is considerable difference between the systems of the two states and I am not prepared to say which is the better; neither would I care to if I felt cap able of so doing. One great difference to waich my attention was attracted ing your lumber of us.'
and that is the length of term and We have just got in a carload of porch him to hold office just as long as the and all you need in the line of paiuts. people see fit that he should serve, the Washington superintendents are electthey were told by the speculators that ed to office for a term of two years THE VOGET LUMBER they were doing nothing wrong, and and are limited to only two terms. I to not wish to criticize their law, but & FUEL COMPANY intendents were allowed at least two terms of four years each, as under the present system the official is constitu tionally obliged to retire just at the time when he is beginning to give the

"Another advantage which I think they have over us is the manner in which their state district allowance is regulated. Instead of allowing \$50 to each district, as the Oregon laws prescribe, the state allowance is based upon 2,000 days attendance and amounts to about \$200 to each district. I do not think it possible to secure any change in the Oregon law in this tivers occasions and only resulted in cailure. Senator Miller fried to get a bill through the last legislature to increase the district allowance to \$100. but the proposed law never saw the however, when the people of Oregon was realize the importance of increasing the semi-annual allowance to the school districts.

Oregon Scheme Better.

"One feature of the Washington system is much more satisfactory. This is the manner in which the text books! are selected for the schools. In Washington each county has its text book board, and each county board, if it sees fit, may select a different set of text books from that of its neighbor. urther than this, which I should think would make it the more confusing and unsatisfactory, every city with eleven school grades or over is authorized to select its own text books for the schools regardless of what is chosen by the text book board of the county in which it is situated. In my opinion the Oregon system of having a state text book commission, to select a se of text books for use all over the state, nas a tendeucy to make the system of education more uniform and satisfac-

tory. "Still another feature of their school system, which I must say that I do approve of, is their method of distribuion of the state and county school funds. Their system of distribution is based upon the actual days' attendance in schools, instead of upon the number of pupils in the district, as is in force in Oregon. While they may lose a little on account of non-attendance, the law has the effect of creating a personal interest on the part of parents and taxpayers and an apparent tendency to increase the attendance upon schools. Everybody is interested in keeping the couldren in school, and tat is the principal reason why the state of Washington excels Oregon in

school attendance. Would Adopt It.

changed with the government for other lands, but there is much of it yet in the hands of the operators, and we consider it the duty of the state land board and the attorney general to investigate the matter and take the necessary steps to have these transactions set aside and recover the lands to the state.

The law provides that the state land board shall not sell more than 320 acres of school land to any one person. The object of this law was plainly to favor and encourage the many settlers to purchase said lands and improve the same, and thereby develop the resources of the state, and to prevent the land barous from accumulations are large areas for more speculation, erg. "I started to adopt this system in

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make an accurate apportionment of the school funds to each district."
Superintendent Ackerman is not prepared to say at this time whether he known to mcsecal science in this co will take action toward securing the try. Through the use of these harm adoption of amendments to the Oregon less remedies, this famous docto the Washington system would be an actual advantage of that at present in effect in this state. He feels certain nowever, that the cultivation of the habit of official intercourse between this state and that of Washington will moderate. have a beneficial effect upon both, as it will have a tendency to promote better and closer educational relations blank and circular. Enclose star and each will get the benefit of the Address The C. Gee Wo Chinese Mediother's improved methods, by compari cine Co., 25114-253 Alder St., Portland,

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your advantage.

Nearly 200,000 acres of these fraud- believe most of them had no criminal

Should the state eventually recover feating the state and counties out of these lands and tae reserve be made the tax justly due upon said land. rightfully belongs. Even if the reserve mitted, is not created and these lands are sold to the highest badder, it will mean a vast addition to the school fund. There may be some of it at the present time which will not bring \$2.50 per acre, but there is a large part of the same which will undoubtedly bring a much larger figure and will more than off-

of the reserves in this state have been created for the sole purpose of including wifain their boundaries large areas of school land, which have been secured through the rankest kind of fraud. Deeds have been issued for a large part of it and the land exchanged with the government for oth-

in the last three years. In our opinion the state land board has been over-indulgent toward the ments on the certificates and by carments of the purchase price of said would have prevented the persons holding the said certificates from de-

permanent, it will be entitled to use them as base and select other lands in lieu thereof, and as, under the present remedied, and each applicant or holdlaw, lieu lands must bring at least \$5 er of certificate should be compelled to per acre, it will mean that the profits comply strictly with the letter of the of over half a million dollars will be law, to the end that the land applied diverted from the pockets of the spec- for might be subjected to its rightful nators to the school fund, where it burden of taxation. Respectfully sub-

> J. A. Smith, Foreman of the Grand Jury. A. J. Cone. F. J. Wild, G. W. Needham, William Kraus, N. Miller, W. H. Grabenhorst, Grand Jury.

Dated April 28, 1905. "SANTA CLARA" IS A BIRD.

John B. Montgomey Takes Half Hour's

Ride Among the Clouds in His Aeroplane.