

DAILY CAPITAL JOURNAL EDITORIAL PAGE

FEDERAL, STATE AND CITY OF PORTLAND POLITICS WRITTEN ON THE SPOT

Searchlight Information Given the Public in This Newspaper About Oregon Public Men and Circumstances

(The Daily Capital Journal Editorial Headquarters at the New Lange Hotel, Sixth and Washington Streets.)

Portland, May 27.

It is interesting to speculate how the boss will carry on his political traffic under the direct primary. It was hoped by many people that a good direct primary law would limit his power. The direct primary law has had but one trial in Oregon—nominating the Portland city ticket. But apart from whether it will strengthen this party or that, the direct question remains, **WHAT WILL THE DIRECT PRIMARY DO WITH THE BOSS, AND WHAT WILL HE DO WITH IT?**

It is stated that a partially decomposed Marion County boss is traveling over the county making up a slate; that is, **PROMISING PLACES ON THE TICKET TO A GREAT MANY PEOPLE WHO ARE THINKING OF BECOMING CANDIDATES.** He offers this man a place on the legislative ticket, that man a place on the county ticket, and another a place on the state or congressional ticket. He is also saying to a few of the wiser aspirants that he is in a position to furnish them transportation and other favors that may be handy in compassing a nomination. He adroitly tells them it is going to take a great many votes to get a nomination next time, and **"I AM IN A POSITION TO HELP YOU GET THEM."** By picking a great many men and making them promises, he is almost certain to get votes in return and quite a number nominated, or, at least, make them believe he did it. Then, after they are elected, he holds them up, declares they owe their place to him, and he forthwith **DELIVERS PATRONAGE FOR THEM.** Of course, back of all this process is method—the method of getting himself nominated. Being a politician by profession, and pursuing the game all the year around, he has in reality but one end in view, to keep in office himself. If he can round up on the legislative ticket, he has a vote to trade on United States Senator. If he has better luck still and can name several members of the legislative ticket, he may **BE IN A POSITION TO NAME THE SENATOR.**

All this omits one factor—**HIS OWN POLITICAL RECORD.** Can a boss, by merely promising places, blind the people to the results of his own selfish and despicable traffic? His business is bartering influence for spoils, exchanging the power he unlawfully wrests from the people and **CONVERTING IT INTO CASH FOR HIMSELF. WILL THE DIRECT PRIMARY CRIPPLE HIS BUSINESS?**

To get a correct idea of the situation as to the Oregon land fraud trials, one must keep in mind **TWO PREDOMINATING FACTORS,** to wit: The determination of the President to **STOP THE FRAUDULENT PRACTICES, WHICH ARE WIDESPREAD AND OF LONG STANDING.** Second, the disposition to take political advantage of the whole thing and wipe out men like Mitchell, Hermann, Williamson and

their friends. The Moody faction cannot be omitted from the calculation. Out of his seat in Congress, with Williamson re-elected and a successorship to Mitchell dangling in the air, Malcolm Moody has not been an indifferent spectator in the land fraud cases. Reported to be distantly related to Attorney-General Moody; reported to be a college chum of U. S. District Attorney Heney, it was natural that ex-Congressman Moody should be deeply, if not actively, interested. Remembering his own indictment and prosecution on a charge of postal fraud, **HE HAS NOT HAD ANY CAUSE TO SERIOUSLY REGRET THAT LAND FRAUDS WERE BEING PUSHED IN OREGON.** So it is not strange, that Moody influences are charged, that Moody has been in close touch with the situation from the standpoint of the prosecution; that Moody has been in conference with Heney and is at present occasionally seen at the Arlington Club with Special Agent Newhausen, who is in charge of all the secret service men and government detectives.

With a strong personal following in Eastern Oregon, Malcolm Moody is a candidate to succeed either Williamson or Mitchell, and his candidacy is not easily to be set aside, no matter what is the result of the land fraud cases. In getting rid of Jack Matthews and his four deputies in the U. S. marshal's office, places have been made for one Democrat, who served under Cleveland, and several Moody men. Deputy Marshal Driggs was in with Myers and Grady. The government has now cleared the ground for the trials. It has a judge who was selected by Heney, a public prosecutor selected and brought to Oregon determined to convict. A marshal and deputies of the same vindictive political persuasion. The public are saying, **LET NO GUILTY MAN ESCAPE.** The government is saying, **A CONVICTION MUST BE HAD AT ANY PRICE.** This explains the series of editorials from the tall, cracked tower, shortly after the indictments were procured, to the effect that it was now up to the government to secure these convictions; that, if these indictments fell through, the administration would be humiliated, **ROOSEVELT AND REFORM WOULD GET A BLACK EYE.** The government was on trial and would collapse if it fell down in a single case. **THIS WAS DONE TO COMPEL THE GOVERNMENT TO FORCE CONVICTIONS AT ANY PRICE.** Just as now the Oregonian is saying that the defeat of Williams for mayor means **A VERDICT OF A REPUBLICAN CITY AGAINST THE ADMINISTRATION'S LAND FRAUD PROSECUTIONS.** Will this help Williams?

In the mean time, one great result has been accomplished—Jack Matthews has been removed from the marshal's office. His books have been balanced up; special examiners will be set to work to dig up his record, and, if any flaws can be found, **THE WORLD SHALL KNOW THEM.** For a man who has been intensely active in politics, has handled enormous campaign funds, has held several important offices, has managed city, county, state and legislative campaigns, "Jack" Matthews has escaped all accusations of dishonesty. I suppose he is not as good or pure a man as some who continuously **ROAST HIM TO A FRIZZLE IN MARION COUNTY,** where crops of political saints are always maturing. I must confess to an agreeable disappointment in the man who was good enough to manage the details of Uncle Harvey Scott's senatorial campaign in 1902-3. I was dumbfounded to learn that he neither chews, smokes, drinks or gambles. He may use a swear word once in a while, **BUT IN OTHER RESPECTS HE IS ALMOST AS GOOD A MAN AS TOM KAY, OF SALEM.** There is no proof that he grafts. I cannot learn that he has ever kept a harem or even taken surreptitious lodgings at rooming houses, **A HABIT NOT UNCOMMON WITH SOME OREGON POLITICIANS OF PROMINENCE.** He came to Ore-

gon, a poor boy, with his mother. Like Heney, he was born in California. He graduated from Willamette university or the Willamette Iron Works, or both; I don't know which. He learned the machinist trade and politics in the Jim Lotan school, becoming practical and proficient. He had a staunch friend in old Fire Chief Morgan, who was his step-father. Jack is not a professor of religion, but **MAKES A FETTER OF LOYALTY TO HIS FRIENDS AND WORSHIPS THE MEMORY OF HIS MOTHER.** He keeps flowers on her grave at River View Cemetery, and at present he is a private citizen.

One newspaper besides the Capital Journal has had the nerve, the cool hardihood and the political audacity to come out and differ with the great government of the United States in its method of procedure in the land fraud cases. One other newspaper dares shy a brick at the influences now centering in the tall, cracked tower. One other editor has taken chances of incurring the anger of the Russian czar of Oregon journalism, the ill-will of master malpractitioner Heney of federal jurisprudence, and the frown of ex-Senator McGinn, whose main business is defending gamblers, practicing law at chambers and wholesale dealer in hypnotic mental suggestion to the occupant of the tall tower. This daring editor is J. S. Dellinger, of the Morning Astorian, and I shall probably be forever put on the black list for reprinting the following from the Morning Astorian:

NOTHING BUT POLITICS.

Walter F. Matthews has been removed from his office as United States marshal. No charges were filed against him. **IT WAS NOT CONTENDED THAT HE HAD BEEN GUILTY OF ANY OFFICIAL MISCONDUCT OR NEGLIGENCE OF DUTY.** Why, then, was he, without notice or opportunity to be heard, summarily removed? As time goes on, the people of Oregon will ask this question more and more frequently. Indeed, the people are already slowly awakening to a realization of the fact that possibly a conspiracy more infamous than any charged in the land fraud cases is in existence. That the purpose of the conspirators is to disrupt the dominant wing of the republican party by destroying its leaders, and that every effort, fair or foul, will be put forth to accomplish the desired result. If Mr. Matthews has been directed to no official duty, why, in order to properly prosecute Senator Mitchell and Messrs. Hermann and Williamson, was it necessary to dismiss him?

The first step taken by Mr. Heney in the prosecution of these cases was to secure the dismissal of John H. Hall, United States district attorney for Oregon. **NEXT CAME OFF THE MARSHAL'S HEAD.** The public is asking why. Mr. Heney was then appointed United States district attorney for Oregon. He was appointed by the late Judge Bellinger, not by President Roosevelt, as people generally believe, for temporary vacancies in the office of district attorney are filled by the court. Heney's appointment was made in direct violation of the United States statute, which provides that such official shall be a resident of the district.

Much has been said since Judge Bellinger's death of his judicial fairness. It is usual to eulogize the dead, but we shall speak plainly. It is well known that, while Judge Bellinger was honest of purpose, his mind was that of the advocate rather than the judge. **HE WAS AN INTENSE PARTISAN, AND SELDOM WAS A CASE TRIED BEFORE HIM WHEN HE DID NOT OPENLY ESPOUSE THE CAUSE OF ONE SIDE OR THE OTHER BEFORE THE TRIAL CLOSED.** In the cases in question he very clearly sided with the prosecution. But the question is, why is it necessary to resort to these unseemly practices and extraordinary proceedings in order to prosecute these cases according to the law? Or is the purpose to convict regardless of the law? Must there be a marshal who is willing to select jurors who will convict regardless of the evi-

dence? **IT IS NOW SAID TO BE A FACT THAT THE NAMES OF THE JURORS ON THE REGULAR JURY LIST HAVE BEEN DELIVERED TO SECRET SERVICE AGENTS WHO ARE TRAVELING OVER THE STATE MAKING CAREFUL INQUIRIES CONCERNING THEM. HAS ANY SUCH LIST BEEN FURNISHED THE DEFENDANTS?** What would be thought of them were they engaged in that character of work? Why these strange, unusual and indefensible proceedings on the part of the prosecution? It must be remembered that the President does not, cannot, know that he and his power as chief magistrate of the nation are being used to forward the scheme of the conspirators. Mr. Heney has fallen completely under the control of Scott, McGinn & Co., who are animated by two principal motives—first, hatred of Mitchell, Williamson and Hermann, and, second, to destroy the present republican organization and erect one of their own that will be devoted to the candidacy of H. W. Scott for the United States Senate.

IF THE INDICTED PARTIES ARE GUILTY, THEY SHOULD BE CONVICTED AND PUNISHED. TO THAT WE ALL AGREE. BUT SHOULD THEY NOT BE TRIED AS OTHER DEFENDANTS ARE TRIED? Is it necessary to reorganize the entire machinery of the court in order to try them? Why, we ask again, these most unusual, extraordinary proceedings, if simple justice, not injustice, is desired. It is a most strange and unprecedented proceeding in American jurisprudence. It reminds one of the "bloody circuit." No citizen of Oregon permitted to participate in the conduct of the prosecution! Marshals and district attorneys removed without cause, accusation or hearing, and jury lists confided to the prosecution long prior to the trial. The public is awakening to the fact that the judicial machinery of the state is being employed in a most strange and unusual manner, and it asks, **"WHY?"**

The motto of our government is, **GIVE EVERY MAN A SQUARE DEAL. ENSURE TO EVERY MAN A FAIR TRIAL.** Now, I have simply copied the above from the Republican organ at Astoria to point out two things that may happen. I do not vouch for the truth of the statements made. I do not know that the secret service agents of the government are scanning the jury lists in advance. I do know that **MR. REED, THE NEW MARSHAL, WAS ONE OF JUDGE BELLINGER'S JURY COMMISSIONERS** and made up those lists of jurors who are to try Mitchell, Hermann and Williamson. **AT LEAST, IT HAS BEEN SO PUBLISHED AND NEVER DENIED.** The accusation of the Astoria newspaper has been out since May 19th, and has not been denied. If it is a fact that no man will be allowed to remain on the panel who will not agree in advance to convict, **WILL THAT ENSURE A FAIR TRIAL?** If, in order for the government to have a jury in order for the GOVERNMENT TO HAVE A FAIR SHOW TO CONVICT ANY ONE OF LAND FRAUDS IN OREGON, they have got to rid the jury lists of all who do not stand ready to convict in advance, **THE GOVERNMENT CANNOT HAVE VERY MUCH OF A CASE TO BEGIN WITH.**

I know that political bias is a subtle influence. To allow any friends of the indicted land fraud conspirators to get onto that jury would be **DANGEROUS TO THE GOVERNMENT.** But isn't the policy outlined in the Astoria paper going to result in compelling these cases to be taken to some other court if it does not take them out of court entirely? Won't Heney-McGinn-Scott methods defeat all convictions in the attempt to force convictions? Isn't the honest intent and purpose of the President to stop land frauds going to be defeated by the evident intent and purpose to use the machinery of justice for political persecution? If what the Astorian says is true, **WHAT USE WILL THE DEMOCRATIC NEWSPAPERS OF**

THE EAST MAKE OF IT IF IT PROVES TRUE? If President Roosevelt is misled into sanctioning such methods on the part of the department of justice, will it not undermine and destroy the confidence of the whole nation in the judicial department? Of course, that is farthest from his thought or inclination. He is too fair and far-seeing an executive to get into that attitude. But it would seem as if the administration had gone to the limit in its demand **FOR THE GOVERNMENT TO HAVE A FAIR SHOW.** If it hasn't gone too far already, I miss my guess.

When Senator Fulton taught school at Waterloo, Linn county, Thomas McBride, now circuit judge, **DID HIM A GREAT KINDNESS,** and he and Fulton have been constant friends. When Assistant Attorney-General Robb left Portland Saturday night for Washington, he carried several names with him to lay before the President for the federal judgeship to succeed Bellinger. Of all the names submitted, if Fulton had his choice, **TOM MCBRIDE WOULD BE NAMED BEYOND A DOUBT.** Fulton considers that he is an able lawyer, a man of upright character, and a typical Western man. McBride is not above taking a drink or a smoke with any one. He is not afraid to meet members of the bar or even parties having litigation before him in friendly intercourse on the cars or in the hotels. His greatest disqualification for federal judge is that **WHEN HE RIDES ON A TRAIN HE PAYS HIS FARE.** He accepts railroad passes, but does not use them. He does not make long arguments against corporations and passes when on campaigns, **AND AS SOON AS HE IS ELECTED GO TO RIDING ON THEM.** He likes a quiet game of cards and in pioneer times was even known to play poker, and was once shot by a gambler who was sentenced in his court according to law.

All around, Tom McBride is a Western man, of homely virtues, a plain and unpretending citizen, **WHO FOUGHT INDIANS AND SOMETIMES NEGLECTS TO GET HIS HAIR TRIMMED IN THE LATEST STYLE,** but never misses taking a political trick. It is not likely that he will get the appointment. While Assistant Attorney-General Robb was instructed to call on Senator Fulton immediately on his arrival, **AND DID SO,** and has been in several consultations with him, and has shown him every possible courtesy, it is possible that some one will be named judge that will be a direct slap at the only remaining member of the Oregon delegation. But it seems settled at this writing that **MCBRIDE WILL NOT BE APPOINTED.** The Oregonian candidate was still hopeful Saturday evening. But as the one man Fulton objects to, he is practically out of the race. The appointment lies practically, in the opinion of those who were closest to Robb, **BETWEEN BEAN AND MCBRIDE,** either one of whom would be perfectly acceptable to Senator Fulton and Republicans generally.

The Hill-Harriman Wall Street combination are at last going **"TO SEEK OREGON'S GOOD."** They are going to build some line in Washington and Idaho **"FOR OREGON'S GOOD."** The Northern Pacific and the O. R. & N. are going to build a joint line to Clearwater, Idaho, **FOR OREGON'S GOOD.** The good of Oregon is all they are after. There is nothing too good, or quite good enough, for Oregon just now. Oregon is not quite good enough to have any lines built in Oregon, but let us be thankful that Oregon's good is to be looked after in other states. About 500 miles of road is to be constructed from Culdesac, through the Snake River valley, into the Nez Perce country.

All this construction through uninhabited desert and sagebrush country is **FOR OREGON'S GOOD.** It means taking five or ten millions of money made on the lines in Oregon, and spending it **DEVELOPING OTHER STATES, FOR OREGON'S GOOD.** We ought to be thankful that we are good for something, if nothing more than a target to be stood up and shot at. The past week the representatives of Harriman and Hill have been together at Portland, conferring with the engineers, and it was decided to expend at once from four to six millions to construct a railroad into the Clearwater country. The money was all ready. The surveys had been made. The division of spoils were agreed upon. There was the greatest activity in the Worcester block. That same day the Portland newspapers had flaring headlines as to **THE WONDERFUL THINGS THAT WERE GOING TO BE DONE FOR OREGON'S GOOD.** The contracts for construction were closed, and the Portland Journal of May 26 announced that "Last night the first contractor's gang left Portland for Bismarck, where the first work will be done" **FOR OREGON'S GOOD.** That is getting things going some. Wednesday a railroad manager told me that they were going to do something substantial **FOR OREGON'S GOOD.** But I did not dream it would come so quickly. It is remarkable how a few development conventions can set things going

all over the Northwest. Perhaps a few more—like the one at Independence, June 9th—may result in ordering **SOME EXTENSION WORK IN OREGON FOR OREGON'S GOOD.** In the mean time, The Journal will be edited on the spot and try to keep track of all the good things that are in the air and still to come **FOR OREGON'S GOOD.** The gentlemen in the New York skyscrapers who hold our destiny in the hollow of their hands, **UNTIL ROCKEFELLER GETS READY TO TAKE IT AWAY FROM THEM** may discover that there is a state called Oregon, and that it has people in it who want something done for Oregon, as well as for Idaho and Washington.

The opening of The Dalles state portage railroad is set for Saturday, June 10. It is to be a great event, and prominent business men attribute the sudden resolve of the O. R. & N. to build a line of railroad from Riparia to Lewiston as due to the state portage being thrown open. Others deny that and say it is due to other causes. The state portage has probably hastened the construction. But the state portage will not compel the construction of a railroad into the interior of the state. It will take some more potent influence to bring that about. A campaign on other lines will be necessary and is now being formulated on lines that will keep the Miss Nancy politicians guessing. That Oregon men of character and stability have decided the time has come to swing the big stick and twist the tail of Wall Street a few times can be read between the lines. What shape the tail twisting will assume no one seems to know. But that some of the best brains and some of the biggest purses in the state are enlisted is no secret. The fight will be for a line into the interior of Oregon from some point in the Willamette valley and from some point on the O. R. & N. It will be the biggest political fight ever opened up in the West, and fight to a finish. The decree of Harriman is that **THERE SHALL BE NO RAILROAD EXTENSION INTO THE INTERIOR OF EASTERN OREGON.** The decree of the owners of the Corvallis and Eastern railroad is that **THERE SHALL BE NO EXTENSION BEYOND THE CASCADES.** The Hammond ownership of that road is said to be a myth. It is said to be owned jointly by R. H. Hubbard, of New York, executor of the Huntington estate, and Henry Huntington. Can the embargo be broken? Can the all-powerful magnate be made to limber up? Is there virtue in the big stick? Time will tell.

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