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DAILY CAPITAL JOURNAL.

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FORTY-FIVE DAYS FAST ENDED

ROOSEVELT SAYS NO THIRD TERM

THAW CASE ARGUED TO JURY

THIRD TERM TALK

Disposed of Very Briefly by Teddy's Friend Jake

Washington, April 8.—"The President told me that he will not take a third term. I know the man. I know him enough for me. He will keep his word." Jacob Riis so disposed of the third term story after a visit to the White House today.

DOUGLAS COUNTY DIVORCE.

Young Gets a Divorce and Mrs. Young Gets Nothing.

Roseburg, April 8.—(Special)—A decree issued by Judge Hamilton at the close of a special term of the circuit court Geo. W. Young, a rich and wealthy capitalist, whose home is from Seattle over a year ago divorced from his wife, Marie Young, to whom he was married in Victoria, B. C., in July 1900. Mr. Young has been sojourning in California for the past few months with his father, who is in very poor health. The decree allows Mrs. Young nothing in the way of a cash settlement or alimony—not even her attorney's fee in contesting the suit. Young asked for $25,000 cash settlement and for a one-third interest in her husband's property. He alleged that he is worth $100,000.

In his petition, Young alleged that his wife was of an extremely jealous and suspicious disposition, and that she was constantly accusing him of infidelity, making life a burden to him. From the testimony adduced at the trial Judge Hamilton decided that Mrs. Young's charges were without foundation, and furthermore that her conduct was such as to "harrass and annoy" her husband. A decision was rendered accordingly.

BEF-ORE SCHMITZ CASES

San Francisco, April 8.—The case of Eugene Schmitz, on charge of extortion, and of Dinan on charges of bribery and conspiracy, were continued until April 12d.

Owing to the illness of one of his counsel, Ruef's trial was continued proceeding until tomorrow.

No Sensations Promised.

When the grand jury convened tomorrow it was announced that indictments would be filed and it is known that a number of them are prepared, a majority of them connected with the telephone scandal, and possibly one against Eugene Graney. As soon as the Graney case is finished the Supervisors overhead trolley franchise will be taken up. The most damaging testimony yet adduced in the graft investigation began today.

From Linn County.

Frank Anderson, one of Albany's prominent blacksmiths, has sold his interest in the shop to Lee Driver, and the business will hereafter be run by the new firm.

Claims for Albany.

Commercial claims Albany has the best service of any city in the valley. Commercial men make their headquarters for trips to adjoining towns, frequently remaining five or six nights in succession. Going out from here to Lebanon, Brownsville, up the C. & E. to Lowell and other towns, over to Corvallis, on to Harrisburg, Halsey, Shedd, Jefferson, etc., coming to Albany frequently to remain over night and get a fresh start in the morning. One can go to Corvallis three times a day, to Lebanon and north four times, south three times, in fact we have almost a street car system on heavy traffic days.

Chicago Markets.

April 8.—Wheat 76½@77, May 66⅝@66⅞, oats 42⅝

IRONS MAY BE USED

To Bring Millionaire Detwiler to 'Friseo

San Francisco, April 8.—The district attorney's office now looks upon Detwiler as a common fugitive, and taken steps, and announced it would take last week to run him down. Several days ago Burns telegraphed his intention to Detwiler's brother. The latter replied Saturday that he would take the matter up with his attorney. Nothing further has been heard. Today Burns took decisive action. What he did the detective force refused to reveal. It is reported that secret service men have been assigned to the task, with instruction to bring Detwiler to San Francisco, in irons, if necessary.

FIEND THREW SWITCH

Desperate Attempts to Wreck Trains in Ohio

Alliance, O., April 8.—The seventh attempt within a month to wreck the Pennsylvania passenger trains was made this morning within 500 feet of the depot. The engineer of a fast freight saw a signal suddenly change from clear to danger, and the emergency brakes stopped the train just in time to prevent a collision of loaded cars. The crew saw a man, who evidently threw the switch, running away.

There was an attempt to wreck the Pittsburg express at Parker, Penn., Sunday.

TAFT VERY POLITE

But Not Disclosing American Intentions Towards Cuba

Havana, April 8.—Rival delegations visited at the palace today in their efforts to obtain some definite announcement from the administration at Washington. All failed. Uncommunicative politeness was all they got from Secretary Taft. The liberals left the conference in a huff.

Nevada Train Wreck.

Reno, Nev., April 8.—The eastbound passenger train, No. 4, crashed into a freight train at Brown station, near Lovelock, Nevada, this morning. Engineer Frank Hampton, of the passenger train is reported killed, and several injured. Surgeons and a wrecking train was sent from Sparks.

Direct Legislation.

Grand Master Austin T. Buxton, of the State Grange, is in the city to confer with the state printer about the referendum petitions for the official pass bill and the armory appropriation bill of $100,000, upon which the state grange has decided to take the referendum.

Secretary Campbell, of the Monmouth State Normal school, was in the city Saturday to consult about taking steps to initiate a bill for the appropriation for the Monmouth normal, which was vetoed by the governor. He seemed very sanguine that such a bill would carry with the voters over the veto of the governor.

A Fatal Fire.

New York, April 8.—By this morning's fire the old Metropolitan Railway Company's barns were destroyed and resulted in a loss of nearly a million dollars. It also caused the death of Captain John Ryan and the injury of 14 other firemen.

COURT SUSTAINS COMMISSION

Justice Fitzgerald Holds Thaw Sane

Counsel for Defense Concludes Introduction of Testimony

New York, April 8.—Justice Fitzgerald today at the opening of court, confirmed the report of the Thaw lunacy commission, finding Thaw was sane. He directed the trial to proceed.

Before the jury was assembled this morning Jerome made a perfunctory appeal to the court not to confirm the lunacy report. "In view of the findings I can only accept it," said the court. "Then resume," Jerome called in. Dr. Hamilton took the stand.

Thaw's defense rested at 10:50, and the trial was adjourned until 2 o'clock this afternoon.

Preparing to Argue.

Jerome objected to Delmas' line of questioning Dr. Hamilton, the court sustaining Jerome. Efforts of defense to have Hamilton say he thought Thaw insane when he shot White were withdrawn. After a short conference with his colleagues Delmas announced "the defense rests."

The court intervened to say it wanted the taking of testimony to cease. He announced that by consent of both sides from this time on he would keep the jury together. Discussion was had as to the time for speeches. Delmas is to begin this afternoon. The jury was permitted until 2 p. m. to arrange its affairs for the few days in which they will be shut up. It is expected the case will go to the jury Wednesday or Thursday. Thaw today made a statement. He designated it as his fourth authentic statement since August 10. It was regarding his valet Bedford, saying: "Bedford is sober, serious and respected."

Delmas Begins Argument.

New York, April 8.—Delmas began his argument to the jury at 2 p. m.

Delmas said: "In performing my task I shall not attempt to arouse your passion, appeal to your sympathies or warp your judgment. Rely on nothing so unsubstantial or shadowy as 'unwritten law.' I place dense faith on the firm base of the laws of New York. Under the laws the defendant finds ample protection of his rights and life. In the performance of my task it will become my duty to speak of the dead. I shall not be unmindful of the injunctions of the departed. Only that which is good should be spoken, but I cannot forget the circumstances under which the living demanded that the truth be told, no matter how it blights the memory of the dead, or how painful to the survivors."

Opening by Delmas.

A distinguished gathering of lawyers and prominent men, among them being Senator Spooner, gathered to hear Delmas. Thaw's entire family and many women were present. There is scarcely room for the alienists, who gathered in force. The jurors took their seats and Delmas arose. He began by reading a statement of Jerome, when he asked for the lunacy commission, when the prosecutor said: "If the real facts were known we would have no right to be trying this man." Delmans calmly proceeded: "Gentlemen, if you had heard these words from the lips of an irresponsible babbler, instead of the official charged with a great public duty; if you had heard them spoken in a place where men resort instead of this great tribunal; had the occasion been a trivial discussion of an insignificant topic, instead of a debate, th eissue of which is life or death, and had you not heard the same lips make an appeal that the life of this man must be forfeited to the law, they might have filled you with amazement. It is now my duty to offer you all the assistance in my power to reach a correct decision on the momentous issue you must decide."

Appeals for Sympathy.

"Of the survivors I have only words of sympathy to speak. I wish I could remove the cloud which must henceforth darken their careers, that I could suspend in the case of the son the inexorable law that the sins of the father are visited upon the third and fourth generations. The story to which you've listened to for so many weeks is one of two young people destined by an inscrutable fate to be united, and to pass through life together. It is a story, the saddest and most mournful ever told in a court of justice."

Story of Evelyn.

The attorney took up Evelyn's story from her birth on Christmas eve, 1884, through her childhood and poverty. Delmas said the girl was endowed with beauty. At 15 her mother saw in this beauty a means of existence. He told of taking the child to Philadelphia, securing her employment as an artist's model, thence to New York, where the remuneration was greater. Told of White's desire to possess her, but, being too old to attract the child, he won the confidence of the mother and daughter in the capacity of their protector. The lawyer said he wished it was in his power to pass over the scenes next succeeding.

Excoriation of White.

"I wish I was compelled to recall how this man lured this beautiful child to his den resplendent with the works of his genius, how he, who was more than old enough to be her father, led her down step by step until when overcome by wine and drugs she became the unconscious victim of this man. Need I recall the terrible scene, told here with so much pathos, by her own lips. Oh, better for Stanford White that he'd never been born than that he had seen that day. Better that his ears had never opened than that he should have heard the shriek of his victim. He had perpetrated the foulest, most cowardly of sins. He had committed a crime which the chief executive of this nation, in his last message to congress said should be punished by death."

The Cry of the Faithless.

"He who had created altars, sanctuaries and churches, crowned with the emblem of redemption, had he forgotten the words of the Redeemer: 'He whosoever receiveth such a child in my name, receiveth me.' He who erected temples to the God of Isaac and Abraham and Jacob, had he forgotten the words of Jehovah: 'Ye shall not afflict a fatherless child, for if it cry unto me I shall surely hear, and my wrath shall wax hot, and I will kill you with my sword, and your wives shall be widows.' Did White imagine in his hardened heart that God would not hear the cries of that fatherless child in the silence of a great city. Did he imagine that he had forgotten his promise and his decree? Better for him had he died before that day, when death might have been deplored by his family, when his memory might not have survived only to be desecrated."

The Great Question.

"Gentlemen, is this story true, or is it true that Evelyn told it to Thaw in Paris in 1903? This is one of the greatest questions you must answer. The district attorney tells you it is a fabrication of the girl's own mind; that he tried to make her make a written statement of it, in corroboration of her own story. I call your attention to things you have observed as she told the story. You saw the horror on her face, her courageous struggling with her emotions; you saw her compose herself and resume work. I ask you on your oath was she playing a part?"

ABOLISH FRANKING PRIVILEGE

Washington, April 8.—The interstate commerce commission today held that express companies cannot give franks to railroad officials.

Short Telegrams.

At Ottwa, Ill., John and Bert Caupel, grown men, and Alfred Simon and Irving Kane, boys, were drowned when an electric launch struck a cable in the river and capsized.

A steamer brings news that General Puerto Cortez, of Honduras, has been captured by the Nicaraguans.

All refined oil has been advanced half a cent a gallon by the Standard Oil Company.

Snow in Northern Minnesota and Wisconsin has stopped spring planting. It is over ten inches deep at Fergus Falls, Minn.

LONG CHEAP TRIP

Offered Salem Men and Women to Go to Boise

That Salem people will have an opportunity to take a long low-rate excursion to Boise City and return is undoubtedly a settled fact. The special committee of the Salem Board of Trade has received its final information on this subject, and tomorrow morning will start out to secure the necessary names. The rate for the round trip, including sleepers, is $27.20, and the trip will consume four days. The proposition is to start the 22d, and all citizens of Salem and surrounding country and their families and friends will be eligible to go. All who decide to take the trip should leave word at President Thielsen's office before Thursday evening, as the matter must be closed up with the railroad companies by that time. The object of the trip is well known, to be for the benefit of our city and people, by learning more of the other towns, and having a good time together. The following itinerary has been agreed upon:

Leave Portland, April 22, 11:15 a. m., Monday.

Arrive at Hood River, April 22, 1:30 p. m., Monday.

Leave Hood River April 22, 4 p. m., Monday.

Arrive at The Dalles April 22, 4:45 p. m., Monday.

Leave The Dalles, April 22, 11:15 p. m., Monday.

Arrive at Walla April 23, 7 a. m., Tuesday.

Leave Walla Walla April 23, 12:30 p. m., Tuesday.

Arrive at Pendleton, April 23, 3 p. m., Tuesday.

Leave Pendleton April 23, 11:30 p. m., Tuesday.

Arrive at La Grande April 24, 3 a. m., Wednesday.

Leave La Grande April 24, 10:30 a. m., Wednesday.

Arrive at Hot Lake, April 24, 10:50 p. m., Wednesday.

Leave Hot Lake April 24, 2:30 p. m., Wednesday.

Arrive Baker City, April 24, 4:30 p. m., Wednesday.

Leave Baker City, April 24, 11 p. m., Wednesday.

Arrive at Boise City April 25,, 6 a. m., Thursday.

Leave Boise City April 25, 7 p. m. Thursday.

Arrive at Portland April 26, 11 a. m., Friday.

Government Phones in the Forest Reserve.

Arrangements are under way for the establishment of a system of telephones over the Blue mountain forest reserve. A line will start from Granite and extend southward to the old Sheep Camp up the Grand Ronde river; thence through Fly Valley to Starkey. From Fly Valley a branch line will be run westward through the Lehman Springs district to Camas Prairie. There will be several branch lines, one of which will reach Woodley and the Camp Carson district. It is the intention to ramify the whole Blue mountain reserve with telephone service. The phones are for the use primarily of the government rangers and other forest reserve officials, but the system will be connected with other phone lines, and arrangements will be made for the public to have access to and use of the same. When these proposed lines are completed there will hardly be any place too remote from civilization to have speedy communication with the outside world. The government has appropriated money for these phone lines, and the construction of the same will be under the direction of the forest reserve officials. It is the expectation to begin on the line from Granite to Starkey by the first of June, and the other parts of the system will be erected as speedily as the circumstances will permit.

Important Decision of Supreme Court

Washington, April 8.—The Isle of Pines is part of the territory of Cuba, and not part of the United States, so far as the collection of duties is concerned, according to an opinion which the supreme court handed down by Chief Justice Fuller today.

M'ADAMS' FAST IS OVER

North Salem Man Dies at End of 45 Days

Today would have completed a 45-day fast for Mr. McAdams, of North Salem. For 45 days he has lived without food, and remained conscious to the end. But this morning he was rapidly declining, and it was apparent he could not live more than a few hours longer. His case has attracted the attention of medical men all over the country.

H. F. McAdams breathed his last at 11:15 this forenoon. Coroner Clough has taken charge of the remains. He found the body merely skin and bones ,and there was general ossification of the veins and arteries in his limbs.

ODELL ON TRULY GREAT

New York, April 8.—The annual dinner of the Grillers' Club was held here and was made the occasion for speeches by a number of prominent New York state persons, including ex-Governor Odell, D. Cady Herrick and others. There were many jokes and humorous songs. Odell, in the course of a speech said:

"Some men who have become famous encircle themselves within the boundaries of their own egotism.

"Give me the simple man in preference to him whose constant hankering for power and pelf has distracted his imagination and led him to the belief that his honesty is the only simon pure article and that all other members of society are cheats, frauds and liars.

"It takes something more than the power to inflict personal or political chastisement to climb hills and to shoot, to make a brave man. The bravest man is he who can discern his own faults, and make both confession and reparation for them.

"Dignity is the characteristic of a gentleman. Responsibility should bring with it respect for judgment, but when there is a sacrifice of both dignity and responsibility through utterances that are incompatable with or both, that man is not a great man who thus indulges, no matter if the ignorant applaud him for these utterances.

"The paternalism in government which seeks to take away from the individual the powers of initiative and performance, which aims to safe guard him in the same manner we protect the infant, not only fails in its purpose, but is a positive injury to the community.

"It is much better for us to disagree with the great and the intelligent, to be tenacious of our rights, than to be like 'dumb driven cattle,' acquiescent, because it is easier to be followers than leaders; followers of those who, like ourselves, are but human and liable to err."

Probate Business.

The inventory of the Rose Matthieu, deceased, estate has been placed at $128. John Murray, J. J. Ryan and Francis Feller were the appraisers.

Elnor Brower, as executor in the estate of Levi Brower, deceased, reported the sale of certain personal property of the estate. The sale realized $412.50.

The bond of Willard Jefferson, as guardian of the estate and person of Wilson Van Cleave, an insane person, has been approved.

The final account of Cornelia Morris, as executor of the estate of Henry Morris, deceased, has been allowed, and the estate declared settled.

The final account of W. B. Morse, executor of the estate of Ethel Cusick Morse, deceased, has been approved.

Three Years for Vanderhoof.

F. H. Vanderhoof was this morning sentenced to three years' imprisonment in the penitentiary on the charge of uttering a forged instrument. State to recover costs and disbursements.

Dr. J. F. COOK

THE BOTANICAL DOCTOR, MOVED TO 340 LIBERTY STREET FOR ANY DISEASE CALL ON DR. COOK. CONSULTATION FREE.