

The Daily Capital Journal

SALEM, OREGON, TUESDAY, JANUARY 7, 1908.

NO. 6.

FIGHTING FOR THE THAW JURY

Octopus Interests Again Attacked by Government

TRAFIC SHORTAGE IS NOT COMPLAINED OF

Great Drop in Traffic Fills the Sidings With Empties That Are Earning Nothing

(United Press Leased Wire.) Chicago, Jan. 7.—"The drop in the over Eastern roads is the largest that has ever been experienced in the same time," said the freight traffic official of one of the largest eastbound systems today. "The decline came so quick it is difficult to realize it." Further reduction in the volume of freight handled by Eastern roads was recorded last week. Cars are to be found on all sidings, and it is estimated that there are 40,000 idle cars between Chicago and the Atlantic seaboard.

Bandits Hold Up a Train.
(United Press Leased Wire.) Kansas City, Jan. 7.—Conductor H. Drew and a colored porter of

the "Katy Flyer" engaged in a desperate battle with four bandits who made a bold attempt to hold up the passengers in the day coach just before the train left the depot. A few minutes before the train was to leave the quartet, armed with revolvers, entered one end of the car and were commanding the passengers to throw up their hands when Conductor Drew and the porter boarded the other end of the coach. Drew, assisted by the negro, immediately pitched into the bandits, and a rough and tumble fight ensued. The holdup men finally escaped without securing any valuables.

The case of Patrick Calhoun, of the 'Frisco United Railways is continued until Friday.

EVELYN THAW IN COURT

JURORS FINED \$250

HARD STRUGGLE TO GET TWELVE MEN FOR SECOND TRIAL OF DELIBERATE MURDER OF SANFORD WHITE—SOME EXCUSED AFTER CHOSEN

(United Press Leased Wire.) New York, Jan. 7.—The jurors entered the court room with their faces wreathed in smiles, but why, no one knew. A few minutes later, Harry Thaw advanced toward his seat with a springy step. In passing he stopped and chatted with Attorney Peabody a moment.

Considerable time was consumed in calling the names of the veniremen. Those who did not respond were fined \$250 each. When the examination was resumed Josiah Thaw, brother of the defendant, was the only member of the Thaw family present outside of Harry.

Myron H. Thayer, a contractor, was being examined when Evelyn Thaw entered and greeted her husband with a smile. Thayer was disqualified for bias.

After the first six prospective jurors had been examined and excused, W. H. Roberts was accepted as the tenth one. Nine were accepted yesterday.

Just before the adjournment counsel representing both sides agreed to the dismissal of jurors number five and six.

Pittsburg, Jan. 7.—According to a statement made by Mrs. Holman, mother of Evelyn Thaw, today, neither she, Howard Nesbitt nor Miss Ida Simonton will testify in the present Thaw trial. It has been common report that Miss Simonton would be one of the star witnesses for the state.

"Nothing would please more than a verdict of not guilty in this trial," said Mrs. Holman. "Harry's wife is my daughter, and therefore my own flesh and blood. Her happiness is mine. It would be a little short of unnatural for a mother to aid in sending her own daughter's husband to the electric chair."

Before noon another juror, Chas. C. Goss, an accountant, was selected and given seat No. 5.

The examination of veniremen was renewed this afternoon at 2:38 o'clock.

Charles McCullough, an accountant, caused the first laughter in the proceedings so far.

"I have an opinion in the case," he told Jerome.

"Would it require evidence to remove it?" he was asked.

"Evidence might remove it, but it would certainly not change it," was his humorous reply.

Everybody in the room was laughing when McCullough left the stand. The spectators were rebuked by the court for indulging in the demonstration.

Chicago Stock Markets.

Chicago, Jan. 7.—Hogs, receipts, 25,000; cattle, 6000; sheep, 11,000. Hogs opened steady. Mixed \$4.25 @ \$4.67 1/2; heavy, \$4.45 @ \$4.67 1/2; rough, \$4.25 @ \$4.40; light, \$4.25 @ \$4.50; cattle steady; sheep strong.

The Bird Study Club—
Meets at the Board of Trade rooms tonight at 7:30.

GREATEST LEGAL BATTLE

AGAINST INTERESTS

INVOLVES THE GREAT NORTHERN, THE STANDARD OIL OCTOPUS AND THE AMALGAMATED COPPER SYNDICATE THAT IS ROBBING THE WORLD ON STOCKS AND COPPER BOTH.

(United Press Leased Wire.) Washington, Jan. 7.—One of the greatest legal battles ever started in the United States supreme court began today in an effort to interpret the rebate laws.

While the Great Northern Railway is most vitally interested in the proceedings, the Standard Oil Company and other vast corporations are indirectly concerned, and each one of them was represented in court by an array of the leading lights in the legal world. Attorney-General Bonaparte and his assistant, Purdy, appeared in behalf of the government.

Corporations contend that one clause of the Hepburn act releases them from any penalties that might grow out of the violations of the Elkins law. The government takes the stand that this clause was inserted to preserve the old methods of procedure in causes then pending in the United States supreme court. The clause has not been referred to as a "sleeper," but it is supposed that it was inserted without debate in congress.

Dallas, Tex., Jan. 7.—The state of Texas has started after the Standard Oil Company energetically. Judge Calhoun, of the state district court of Austin, announcing from the bench that he would appoint a receiver to take charge of all property in the state belonging to the Standard Oil Company of Indiana, New Jersey and New York, the National Transit Company, the Union Tank Line Company, the Security Oil Company, of Beaumont, and the Navarro Refining Company, of Corsicana.

Judge Calhoun made his decision after argument by counsel for both sides had been heard on the point as to whether the Standard Oil Company had been given sufficient notice.

During the hearing it was shown that 49 cars belonging to the Union Tank Line Company that were in possession of the Texas railroads had been seized and are being held by the state.

Helena, Mont., Jan. 7.—Counsel for F. Augustus Heinze yesterday, in the federal court, asked for a stay of 60 days in the collection of a \$20,000 fine imposed upon him for contempt of court, in order that he may appeal to President Roosevelt. He also deposited the money in a bank subject to an order of the court, as Judge Hunt recently held that he could not remit it. It was imposed by Judge Beatty during the famous copper war for an invasion of Amalgamated Company property. Heinze also will ask the President to remit \$10,000 in fines imposed on two of his superintendents at the same time.

Chicago, Jan. 7.—Charging agents of the Standard Oil Company of Indiana with making false representations, concealing facts and with acting in bad faith, District Attorney Sims today took definite steps to

THE 'FRISCO BOODLERS GO INTO COMMON CELLS

Golden Eyeglass Criminals of California to Be Shown No Special Favors

San Francisco, Jan. 7.—Lawrence J. Dolan, who assumes the office of sheriff tomorrow, announced this morning that ex-Mayor Eugene E. Schmitz, convicted of accepting bribes, and Louis Glass, convicted of passing a bribe, can expect to give up their commodious quarters in the county jail for cells usually accorded men convicted of a crime. Dolan said this morning:

"I will move Schmitz and Glass from the guards' rooms, which they occupy now, to ordinary cells. I will not persecute them, but will treat them as I would any ordinary convict."

Washington, Jan. 7.—The nomi-

nation of Arthur Fisk to be postmaster at San Francisco will not go to the senate today, unless the President changes his mind.

Postmaster-General Meyer said he was sure the President did not intend to reappoint Fisk today.

Congressman Kahn said that he had positive information that charges against Fisk for violation of the postal regulations had been filed last May, and these charges had not been investigated by the postoffice inspectors, but for some unknown reason had been turned over to the superintendent of the San Francisco division for investigation. The result, he understood, was a whitewash for Fisk.

wards compelling the Indiana branch of the oil trust to increase its bonds from \$5,000,000 to \$30,240,000.

The government attorney took this action with only one object in view—to insure the government against loss through the possible manipulation of assets of the company pending the final settlement of the heavy fine. Attorney Sims filed the motion in the United States circuit court, but the matter had been delayed for two weeks on account of Attorney Miller, counsel for the Standard Oil Company being engaged at present in the Walsh case.

Sims says that, in view of the conduct of the trusts' agents the Standard Oil Company should be shown no leniency. He declares that in order to procure small bonds the agents represented the assets of the trust not to exceed a few millions, while in reality it had property valued at \$27,000,000; that while the company claimed that the profits were nominal, enormous dividends were piling up; that the earnings since its organization has been shown to exceed 72 per cent.

Attorney Miller will raise the question as to whether or not the Elkins act does not repeal the Hepburn act. This question is the same one that is being argued today before the United States supreme court.

Marriage License

A marriage license was issued this morning to Lester K. Smith, of Eastern Oregon, and Bertha L. Knight, of Turner, M. O. Knight witness.

Piles Cured in 6 to 14 Days.

PAZO OINTMENT is guaranteed to cure any case of Itching, Blind, Bleeding or Protruding Piles in 6 to 14 days or money refunded. 50c.

FORGOT HE KILLED A CHILD

(United Press Leased Wire.) Geneva, Switzerland, Jan. 7.—Scless, the forgetful murderer, who could not remember having killed a girl in the forest near Unterstulz, until shown the bloody knife with which he committed the crime has been sentenced to eighteen years' imprisonment.

"I may have killed the little girl, but if I did it has escaped my mind," he said calmly, when arrested.

"Oh, yes, now I remember," he exclaimed, in a tone of mild surprise, when the police laid the knife before him. And he promptly gave full particulars of the murder.

Somebody's Little Girl.

Bellingham, Wash., Jan. 7.—From a position in the ranks of the Salvation Army, down through the scariest way to a cell in the city jail of Bellingham, is the experience of May Stevens, who, with Grace Smith, a wandering companion, was placed under arrest last night for frequenting saloon boxes, and failing to show visible means of support.

Two years ago May Stevens, who disliked her home in Anacortes, ran away and came to this city. Needing some one to care for her, and knowing at that time nothing of the world's wickedness, the girl joined the ranks of the Salvation Army here and began taking part in the religious exercises of the society that are almost nightly held on the streets. Recently she dropped back into her wayward life.

CHICAGO STORE

PEOPLES BARGAIN HOUSE

OUR CLEARING SALE

Every department is busy; we are selling the goods regardless of cost. We must have room for our spring goods. If you want bargains in this season's best merchandise come to the Chicago Store the store that makes the prices and is always busy.

CLEARING PRICES

Fancy plaid dress goods, prettiest styles.
Clearing price, yd ... 15c

Fine wool dress goods, every style.
Clearing price, yd ... 35c

Winter dress goods at the same reductions.

CLEARING PRICES

Bleached table damask.
Clearing price, yd 25c

Winter table linens at the same reductions.

50 yards of plain and fancy dress and waisting silks at clearing prices.

50 yards of 7c dark and light colored outing flannels.
Clearing price, yd 3

Will find soiled goods in the different departments, caused by ill-treatment during our fall sale, at half price and less.

Men's \$15 suits now.... \$ 7.90

Men's \$20 suits now.... 11.90

Men's \$12 coats now.... 6.90

Men's \$18 coats now.... 9.90

Buy all must go.



The Store That Does the Business