

SECURING OF JURY SLOW WORK

ONLY THREE PERSONS HAVE QUALIFIED TO SIT IN CALIFORNIA HEARING.

San Francisco, Jan. 15.—Three jurors, any of whom may yet succumb to peremptory challenge, have been selected to try the case of Patrick Callahan, the street car magnate charged with bribery of municipal officials, and to achieve this result a panel of 150 citizens was thoroughly sifted in search of satisfactory material during a period of four days ending this afternoon, when court was adjourned until next Tuesday morning.

In order to save time, Judge William P. Lawlor, who is presiding over the trial, today directed the attorneys to proceed directly to those portions of the examination which tend to disclose bias or prejudice, and to this order was attributed the fact that the panel was exhausted before the usual hour of adjournment arrived. An early rebuke by the court and a threat of punishment for contempt checked the first tendency toward acrimonious dispute manifested by the attorneys this morning, and during the remainder of the day there was an absence of verbal encounter.

RINEHART CONVICTED ON 30 COUNTS

PENNSYLVANIA BANK WRECKER THEN SENTENCED TO 15 YEARS IN PRISON.

Pittsburg, Jan. 15.—J. B. F. Rinehart, former cashier and vice president of the Farmers' & Drivers National bank of Waynesburg, Pa., which institution failed over two years ago for \$2,000,000, was found guilty at noon today of wrecking the bank and was immediately sentenced to serve 15 years in the penitentiary by United States Judge James S. Young.

The jury found Rinehart guilty on all 30 counts charging him with making false reports to the comptroller of the currency and upon all the 19 counts charging him with making false entries and with abstraction in transactions connected with the Greene county political campaign of 1905.

Rinehart was not present when the verdict was read, but entered a few minutes later. Judge Young then caused a sensation among all concerned by calling Rinehart before him and imposing sentence.

Tears trickled down the cheeks of the dazed banker, and among the largest audience ever seen in the United States court here there was a death-like silence.

Later the jury conferred with the United States district attorney concerning an alleged charge to bribe one of its number.

Rinehart was taken to the penitentiary at 1:30 this afternoon. The jury was dismissed after each juror has been closely questioned as to whether any attempt had been made to influence him in rendering a verdict.

The arrest last night of George W. Worley, brother-in-law of Banker Rinehart, and J. L. Smith, a wealthy Green county farmer, on charges of alleged tampering with a personal friend of one of the jurors in the Rinehart trial, is one of the new sensations in this sensational case.

The arrest of a third person for attempting to corrupt a Rinehart juror is momentarily expected.

District Attorney Dunkel refuses to make public at this time the name of the third man wanted.

It is reported a private detective agency has been connected with the attempt at corruption of the jury.

MARION M. HUGHES PAYS HEAVY FINE AS 'VAG'

In the court of Justice of the Peace Small yesterday, Marion M. Hughes was tried for being a vagrant and pleaded guilty. He was fined \$50, which he paid. He is the man who was arrested Thursday at Bonner by the sheriff's officers, and is known as the consort of Nora Smith, colored, who will be tried this afternoon on the charge of having robbed a man of some money several days ago.

The 27 "vags" who were rounded up early yesterday morning were tried and all but three were given floggers. The three were released from custody.

RELIGIOUS DRUMMING CAUSES ACCIDENT

Mrs. Harry Smith and her little son narrowly escaped serious injury last night in a runaway that is said to have been caused by the too lusty beating of a bass drum used by the local corps of the Salvation Army. The accident happened about 8 o'clock and attracted considerable attention. Mrs. Smith was not badly hurt but the boy's right arm was seriously bruised and sprained.

EARTHQUAKE FELT

Capetown, Jan. 15.—Several earthquakes have occurred recently in various parts of South Africa. One was felt today at Johannesburg, but no damage was done.

ANARCHIST LEADER IN PRISON

EMMA GOLDMAN AND 'KING OF HOBBOES' ACCUSED OF TRYING TO INCITE RIOT.

San Francisco, Jan. 15.—Emma Goldman and Dr. Ben Reitman, who calls himself "king of the hoboes," who were arrested last night and charged with conspiracy to incite a riot, were arraigned before Police Judge Deasy today. They had remained in jail all night, being unable to furnish the \$1,000 bail demanded of each. Their attorney asked the judge to reduce this amount to \$10, but the request was refused and the hearing continued until tomorrow.

William Buvalda, an ex-soldier, recently pardoned from a military prison by President Roosevelt, who was arrested with Miss Goldman and Reitman last night, appeared before Judge Weller today and his case was continued until Monday.

In her cell at the city prison today Emma Goldman received the news of the death of her aged father in Rochester, N. Y.

TAFT IS BANQUETED IN GEORGIA

PRESIDENT-ELECT IS ENTERTAINED AT BRILLIANT FUNCTION AT ATLANTA.

Atlanta, Ga., Jan. 15.—President-elect Taft is being honored in the hospitable embrace of Georgia all day. Recognizing the climax of the varied and continuous demonstrations in the brilliant and imposing scene presented at the banquet here tonight, he exclaimed:

"I had not hoped to win the south, but the south has won me."

The banquet was the most ambitious event of its kind the city has ever undertaken. Participated in by more than 500 of the city's representative men, it was gloried in by the entire population.

"Talking through Georgia," is a literal description of Mr. Taft's trip today from Augusta to Atlanta, and wherever the special train came to a halt there were cheering crowds. A bunch of violets plucked from the grave of Alexander H. Stephens and presented by a grandniece of the distinguished Georgian, touched a tender chord and brought a warm tribute to the memory of Stephens at Crawfordsville. Atlanta's welcome to Mr. Taft began in the railroad yards, where all locomotives tied up their whistles and ceased only when he had retired for the night.

Governor Smith and a committee of 70 gave him a formal reception, after which the governor presented him to the crowd. Judge Taft had given care to his banquet speech, and he followed his manuscript closely. He said that the work of the next administration is to be a work of creation and of construction.

"Of course, the immediate great work of the administration must be the revision of the tariff," he said. In concluding, Mr. Taft said:

"I beg those of my hearers who differ with me politically not to suppose that their cordiality and courteous reception are misunderstood by me. I know that they spring from an earnest and patriotic desire to pay proper respect to the great office to which I have been elected and that they grow out of a sincere wish and proper assumption that, having been elected to the chief magistracy, I shall become the president, not of a party, but of the whole united people."

APPROVES REMOVAL OF MARINES

ADMIRAL DEWEY HEARTILY SUPPORTS ACTION OF PRESIDENT ROOSEVELT.

Washington, Jan. 15.—Admiral Dewey, president of the board of navigation, has sent a letter to Secretary of the Navy Newberry in which he cordially approves the withdrawal of the marines from the ships of the navy recently ordered by the president. He says it is the policy of the department to employ these men as an integral part of the navy and war plans are worked out accordingly, but when embarked they will be on ships especially fitted to carry expeditionary forces and advanced base material. If there had been 5,000 marines under his command at Manila bay, the admiral says, the city would have surrendered and there would have been no insurrection.

ENDOWS TWO SCHOOLS.

Philadelphia, Jan. 15.—The will of Joseph Wharton, the ironmaster, who died recently, was admitted to probate today. It disposes of an estate estimated at \$25,000,000. Mr. Wharton gives practically all his fortune to his widow, three daughters and his grandchildren. In the will Swarthmore college is given \$100,000 and \$500,000 goes to the Wharton school of finance and economy of the University of Pennsylvania.

GOES TO PORTLAND CHURCH.

Special to The Daily Missoulian. Wallace, Jan. 15.—Rev. Oswald Taylor, pastor of the Episcopal church at Wallace and one of the best-known ministers in the Coeur d'Alenes, has resigned his pastorate here to accept the charge of the largest Episcopal church of Portland. Rev. Mr. Taylor will leave this city April 1. Nothing has been done toward naming his successor.

WILFLEY ARRIVES.

San Francisco, Jan. 15.—Libbess R. Wilfley, formerly judge of the United States court at Shanghai, China, arrived from the Orient today on the liner Manchuria, en route to New York, having resigned his position voluntarily.

DON'T BE AFRAID OF ANY FOOD

GIVE YOUR STOMACH A GOOD EAT WITHOUT FEAR OF INDIGESTION OR DISTRESS.

As there is often some one in your family who suffers an attack of indigestion or some form of stomach trouble, why don't you keep a case of Diapiesin in the house handy?

This harmless blessing will digest anything you can eat without the slightest discomfort, and regulates a sour stomach five minutes after.

Tell your pharmacist to let you read the formula plainly printed on these 50-cent cases of Pape's Diapiesin, then you will readily see why they cure indigestion, sour stomach, heartburn and prevent at once such miseries as belching of gas, eructations of sour, undigested food, nausea, headaches, dizziness, constipation and other stomach disorders.

Some folks have tried so long to find relief from indigestion with the common every-day cures advertised that they have about made up their minds that they have something else wrong, or believe theirs is a case of nervousness, gastritis, catarrh of the stomach or cancer.

This is a serious mistake. Your real trouble is, what you eat does not digest; instead it ferments and sours, turns to acid, gas and stomach poison, which will putrefy in the entire digestive tract and intestines and, besides, poison the breath with nauseous odors.

A hearty appetite, with thorough digestion, and without the slightest discomfort or misery of the stomach, is waiting for you as soon as you decide to try Pape's Diapiesin.

One candy-like triangle, taken after eating, will promptly digest all your food, the same as a strong, healthy stomach would do it.

PROTECTION URGED BY MEAD

GVERNOR OF WASHINGTON ADVOCATES IMPORTANT MINING LEGISLATION.

Spokane, Wash., Jan. 15.—Legislation to protect the innocent purchaser of stock, as well as the legitimate promoter, from the irresponsible manipulator is strongly urged by Governor Albert E. Mead in his biennial message to the state legislature of Washington, now in session at Olympia. Governor Mead says on the subject:

"Legitimate mining in this state has often suffered because of the failure to protect with wholesome laws that industry from the operations of unscrupulous promoters. The unrestricted freedom with which wildcat companies can be, and have been, manipulated in the mining districts of this state, has cast an odium upon the industry of Washington which can only be removed through the enactment of laws that will effectually rid the state of this most undesirable class of fraudulent operators. Legislation should be enacted designed to protect the innocent purchaser of stock as well as the legitimate promoter from the irresponsible manipulators."

Incorporations based upon unpatented claims should be declared illegal, since such holdings may lapse at any time; or else the board of directors of such corporations should be made personally liable for all debts contracted until the claims are patented at the expense of the promoter; no transfer of promoters' stocks should be permitted until all of the treasury stock has been disposed of; all moneys derived from the sale of treasury stock should be placed in escrow until at least one-half of the treasury stock has been sold for cash, and unless such amount is sold within a certain time—say six months—all such moneys should be returned intact to the subscribers, and such other provisions should be incorporated as will adequately safeguard the interests of investors."

SENTENCED TO PRISON.

El Paso, Jan. 15.—Thirty-five alleged Mexican revolutionists, arrested in the course of internal disturbances in Mexico last summer, were sentenced by Judge Liras Lira at Chihuahua to prison terms ranging from seven years and two months to one year and three months. Fines were imposed against each of the 35, ranging from \$1,000 to \$1,800.

PRACTICALLY CLOSES.

New York, Jan. 15.—With the exception of W. W. Pilkington, in charge of the records of the Standard Oil company's pipe lines, the government's suit for dissolution of the Standard oil company came to a close here today. Two or three government witnesses will be heard in rebuttal in Chicago next Tuesday.

WOULD-BE SLAYER CAUGHT.

Helena, Jan. 15.—A Lombard special says after a short chase this morning at Three Forks, Tony Holly, the would-be slayer of Jacob Brentie, was caught by Sheriff Tedman and a deputy. Holly had \$400, including the \$165 taken from Brentie, in his possession at the time of his capture.

GOTCH WILL RETURN.

London, Jan. 15.—Frank Gotch, the world's champion heavyweight wrestler, having been unable to arrange a match with George Hackenschmidt from whom he won the title in Chicago last year, will sail for New York January 27.

WILFLEY ARRIVES.

San Francisco, Jan. 15.—Libbess R. Wilfley, formerly judge of the United States court at Shanghai, China, arrived from the Orient today on the liner Manchuria, en route to New York, having resigned his position voluntarily.

A Young Octopus.

Accompanying the message of the president was a letter to him from Herbert Knox Smith, commissioner of corporations, containing a summary of a report on certain features of the concentration of the water power of the country. It was on the informa-

THORNTON J. HAINS IS ACQUITTED OF FIRST DEGREE MURDER CHARGE

POINT OF ORDER IS MADE IN SENATE AGAINST SALARY INCREASE MEASURE.



CAPTAIN P. C. AND T. J. HAINS.

Flushing, N. Y., Jan. 15.—Thornton J. Hains was today acquitted of the charge of murder in the first degree, which grew out of the killing of William E. Annis at the Bay Side Yacht club August 15, 1908.

Hains stood guard over his brother, Captain Peter C. Hains while the latter shot Annis, but did not actually participate in the shooting. His brother, Captain Hains, has not yet been put on trial.

This is the second time that Hains has been acquitted of a murder charge. In 1891 he was tried in Virginia for killing his former friend, Edward A. Hannigan of Fortress Monroe, with whom he quarreled while camping. At that time he was acquitted on the ground that he acted in self defense.

The jury was out 22 hours. It was learned from Foreman Hill that 15 ballots were taken. The first stood 8 to 4 for acquittal.

Justice Crane shortly before 3 o'clock sent for the jury to inquire whether there was a possibility of reaching an agreement. The jurors sent back word that they desired a little more time.

After Hains had taken a seat beside his counsel, Judge Crane thanked the jurors for their services in the case and discharged them.

NET RESULTS ARE THREE LAWS

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so as to permit of the election of road supervisors by the people and to amend sections 1344, 1345, 1346 and 1347, regarding taxes for road purposes.

Woody.—To amend section 2542, revised codes, relating to taxation of property omitted from taxation during previous years.

Pierson.—To amend sections 1889, 1890 and 1891, relating to the state livestock sanitary board, authorizing the slaughter of diseased animals, or animals exposed to disease and providing for the appraisal and compensation.

Witmer.—To amend sections 2054 and 2055, revised codes, relating to contracts for taking care of the poor.

Harbert.—To establish a state fish hatchery in Flathead county.

Thompson.—To appropriate funds for the Bergius county dry-land farming experimental station.

Thompson.—To repeal section 4015, concerning banking corporations of this state.

SEES DANGER OF POWER TRUST

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ing company are the most important, now hold water power installations and advantageous power sites aggregating 1,000,000 horse-power, where the control of these concerns is practically admitted. This is a quantity equal to over 19 per cent of the total now in use. Further evidence, he says, makes it probable that these 13 concerns, directly or indirectly control valuable water power and advantageous power sites to more than 23 per cent of the total water power now in use.

OBJECTION IS RAISED TO AMENDMENT

POINT OF ORDER IS MADE IN SENATE AGAINST SALARY INCREASE MEASURE.

Washington, Jan. 15.—An amendment in the legislative, executive and judicial appropriation bill increasing the salary of the president to \$100,000, of the vice president and speaker of the house of representatives to \$20,000 with \$5,000 additional allowance for carriages and coachmen for the vice president and speaker and increase for the judiciary aggregating \$328,500, precipitated a lively discussion in the senate today. Senator Borah of Idaho made a point of order against these increases on the ground that they involve general legislation which, according to the rules of the senate, cannot be placed in an appropriation bill in face of a single objection. The debate centered upon the first of the amendments objected to which was to increase the salary of the speaker of the house, and various criticisms were called forth against such extensive advance of salaries, although many senators, without opposing some increase, insisted that it should be considered in a separate bill and not in one of the general supply measures of the government.

Without concluding the debate further, consideration of the amendment was postponed until next Monday. At 5:05 the senate adjourned.

OFFICIAL ADVANCED.

Denver, Jan. 15.—The Post today says that General Superintendent W. L. Park of the Union Pacific has been advanced to the head of the operative department of all the Harriman lines in the west.

FRENCH SHIP ALICE GOES ASHORE

VESSEL CARRYING CEMENT IS DRIVEN ON BEACH AT OCEAN PARK WASHINGTON.

Astoria, Ore., Jan. 15.—The French three-masted ship Alice, bound from London to Portland, went ashore during a gale at daylight today at Ocean Park, which lies about 20 miles up the Washington coast from the Columbia river. It is understood that the crew got safely ashore. There is a long, shallow, sandy beach at Ocean Park and the wrecked vessel should lie there in pretty good shape, though it is a difficult beach from which to get off a vessel into deep water once she is hard aground, as the Alice is believed to be. No details of the wreck are obtainable here up to noon. The Alice is cement-laden and was consigned to Hind, Rolph & Co. of Portland.

Glenwood Springs, Colo., Jan. 15.—In a collision between Denver & Rio Grande passenger train No. 5 west-bound, and eastbound freight train No. 86 at Dotsero tonight, at least 10 persons were killed and a number of others injured. As soon as information reached here that a wreck had occurred a special train was made up and all the available doctors and nurses in the city passed into service and carried to the scene of the accident. This train, it was expected, would bring back the injured and possibly the dead tonight, but was not expected to reach here before 2 o'clock. Meager details of the wreck are to the effect that the freight train was attempting to take a siding on orders to let the passenger pass, but had only partially run off the main line when the passenger train came tearing along and crashed into it. The chair car of the passenger train was torn in two and one tourist car telescoped. The passenger train was filled with passengers, most of whom were asleep. It is feared that the list of dead will be greatly augmented when full details are received. It is impossible at this time to get any of the names of the dead or injured.

TEN PERSONS KILLED IN WRECK

DENVER & RIO GRANDE PASSENGER COLLIDES WITH A FREIGHT TRAIN.

FORESTRY SERVICE IS ATTACKED

(Continued From Page One.)

but the present policies of the administration and accompanying evils thereof, together with others which are gravely apprehended for the future.

From the time it went into the land of our government has acquired, for sale and disposal, nearly 2,000,000 acres of land on this continent. We now have left in the United States some small remnant of some 300,000,000 or 400,000,000 acres; land unappropriated and specially and solemnly reserved for settlers for free homes, without any sort of impediment or handicap.

Wily Scheme.

"Our eastern fellow countrymen are fully acquainted with the fact that these lands may be taken by any citizen of any state, under homestead entry. But here is something that our eastern friends do not know and must waken to ask their congressmen about, namely, that before the present congress adjourns an effort will be made by a selfishly interested lobby, backed by a bureau of railroads, to have congress pass a bill confiscating these lands from settlement. This confiscation bill has been ingeniously disguised in purpose by its promoters. It is made to appear that it is wholly and solely to regulate the range and save the forage upon the western ranges for posterity. It may be that locking up the range for the exclusive use of those who can pay for its benefits is best. But what shall it profit us if we save the range for the few and by so doing prostrate the settlement of this western country to a point far beyond our own day and time?"

ARMS DEFEATS WEBB.

Victoria, B. C., Jan. 15.—The steamer Aorangi, which arrived today from Australia, brings details of the winning of the world's sculling championship in New Zealand by Richard Arms, who defeated William A. Webb December 16, on Wanganui river, by six lengths, after a runaway race. Until Webb was beaten he put up a hard struggle.

Lost Grip Found Through a Class Ad

Thursday night J. G. Weaver lost a valuable grip from his sleigh. Friday morning he had a class ad in The Missoulian. Last night William R. Mullen brought in the grip.

YOU TRY IT ONCE.

M'FARLAND HAS BEST OF HYLAND

CHICAGO LIGHTWEIGHT GIVES FIGHTING DICK A DRUBBING IN TEN ROUNDS.

Los Angeles, Jan. 15.—Puckey McFarland of Chicago and Dick Hyland of San Francisco fought 10 rounds, no decision, before the Pacific Athletic club tonight. McFarland displayed more cleverness in his style of fighting, but Hyland was strong throughout, coming back after every exchange, with the exception of the final rounds. McFarland landed many more clean blows than Hyland and was stronger in the finish. The Chicago boy started after his man in the 10th round, fighting him from one side of the ring to the other. The only thing resembling a knockdown occurred in this round, when Hyland half slipped to one knee. Al-most immediately he was up and fighting, but McFarland fairly smothered him with rights and lefts to the head. Hyland was hanging on throughout the last half of this round. Puckey excelled in long-range fighting, but Hyland more than held his own at close quarters. Charles Elyton was referee.

THOSE 'SMALL' SHOES WOMEN WEAR

THEIR REAL SIZES ARE AS MUCH A SECRET AS FAIR WEARERS' AGES.

Chicago, Jan. 15.—A proposition of the National Boot and Shoe Manufacturers in convention in New York city to stamp exact sizes on women's shoes has awakened opposition on the part of Chicago retail dealers. They say that the plan will not do here, and, from what they know of the nature of the fair sex, it will not do anywhere.

At present but few women's shoes are marked with sizes to the public. The shoe dealer has his own private mark.

"We deceive no one in regard to the material and size," said one dealer. "If a woman calls for a shoe three sizes too small she will get it if she insists. But we first measure her and see if she does not want the shoe that fits. She does not know what size it is. If she wants it to pinch, that is none of our business. Most women have no idea as to what size of shoe they are wearing."

"The majority of women are vain in regard to their shoes. They buy shapes that make the foot look smaller. I do not think the association will take any such action. It would only make trouble for the dealers and do no good."

The consensus of expert opinion was voiced by one critic in these words: "I think to satisfy the women that are vain it would be a good plan to follow the old custom of leaving the marks on the shoes unintelligible to the women. That satisfies both sides."

CYCLONE THOMPSON BEATEN.

Pocatello, Idaho, Jan. 15.—Pete Sullivan of Salt Lake won the decision tonight over "Cyclone" Johnny Thompson of Chicago in a fast 20-round contest. Only in the third was there danger of the shifty Utahan failing to stay the limit. Tom Painter of Evanston refereed the bout and his decision awarding the long end of the gate money to Sullivan met with unanimous approval.

COPY READER CHANGES 'MOTHER GOOSE RHYME'

Mother Goose had just handed in a poem. The young man who took it was a copy reader who formerly had been a reporter.

He glanced over the effusion, asked the gifted authoress a few questions, and then proceeded to put it in shape for the printers, with this result: Jack, aged 7, son of Peter Jones, 298 Spring street, and Jill, aged 6, youngest daughter of Mrs. Abigail Thompson, 256 Spring street, At 11 o'clock yesterday morning walked up the hill near the junction of Banker avenue and Fordyce place.

For the purpose, as Jill afterwards explained, of procuring a pail of water—although the improbability of their finding water at the top of the hill naturally suggests itself;

Jack, who was carrying the pail, had slipped on the return trip, accompanied by the little girl, when he stumbled, it is supposed, over some obstacle in the path, and fell, his head striking the ground with great violence. Dr. Slack, 427 Billings court, who was summoned at once, made a hasty examination, pronounced the lad's injury to be a fracture of the anterior portion of the cranium, and ordered his immediate removal to Blessington's hospital, 648 Kings-bone avenue.

And Jill, who had fallen at the same time, either through excessive fright or in consequence of having stumbled over the same obstacle, but had received no serious injury, went home unassisted.

"There, madam," said the young man, showing it to her, "that's the way it will appear tomorrow morning."

"You shan't print it that way!" shrieked Mother Goose, trembling with rage.

Tearing the sheet of paper to pieces and scattering the pieces on the floor, she picked up the poem from the desk and carried it to another newspaper office, where it was accepted and printed in the crude and incomplete form with which the reader of the unpublished work is familiar.—Chicago Tribune.