JAIL SIX MONTHS

SENTENCE PRONOUNCED UPON SENATOR MITCHELL.

ALSO A FINE OF \$1,000

Charge is Misusing His Influence as Federal Official-Trial of Cobban in Connection with Timber Land Entries in Montana.

PORTLAND, Ore.-United States Senator Mitchell, convicted of using his office of United States senator to further the law practice of the firm of Mitchell & Tanner of this city, was on Tuesday sentenced to pay a fine of \$1,000 and six months penal servitude. Pending a review of the case by the supreme court of the United States execution of the sentence will be deferred. In the meantime Mitchell will be placed under ball to the amount of \$2,000.

In pronouncing sentence upon the aged United States senator, Judge DeHaven said:

"The statute under which the indictment was found provides that the offense shall be punished by imprisonment of not more than two years or by a fine of not more than \$10,000. It also renders the defendant incapable of again holding any office of trust or profit in the United States. As I construe the language of the statute the punishment must be both fine and imprisonment, but the court is given great latitude in fixing the amount of fine or imprisonment. The court may make the punishment merely nominal. In pronouncing sentence it is not my purpose to comment on the evidence or the verdict found by the jury. In reaching a conclusion in this case, I have given consideration to the age of the defendant, which may be taken into account in mitigation of punishment, and the further fact that he is forever hereafter disqualified from holding office.

In view of these facts, and in consideration of the nature of the offense, the judgment of the court is that the defendant be imprisoned for six months in the county jail of Multonomah county, in this state, and that he be fined the sum of \$1,000."

Land Fraud Trial in Montana.

HELENA, Mont.-The trial of R. M. Cobban of Missoula, under the indictment returned by the United States jury four years ago, charging subornation of perjury in connection with timber land entries in western Montana, began before Judge Hunt. Special Assistant United States Attorney Maynard, in outlining the case to the jury, said it would be shown that Cobban and C. Griswold entered into a conspiracy to induce many men and women to enter upon land to be afterwards transferred to Cobban. . The land was subsequently acquired by Senator Clark, and in another suit now before the supreme court of the United States, the government is seeking to set aside Clark's title to the land. Mr. Griswold is a government witness, the indictment against him having been annulled.

INSURANCE COMPANIES CET A SCORING

BOSTON-Scathing criticism, pointed condemnation and fierce denunciation of the methods and course of the big insurance companies, characterize the annual report of Frederick L. | derstood. Cutting, commissioner of insurance for Massachusetts. The report is exhaustive in its review of methods employed by high insurance officials during the past several years, to whom he alludes in some instances, as "Judases," and to one company as the "Dr. Jekyl and Mr. Hyde company" and contains a -recommendation that the legislature take up the matter of deferred dividends and the relation between the insurance companies and their allied trust companies and other

Fraternal insurance and the case of the Royal Arcanum are dealt with at some length in the report, the commissioner expressing his opinion that the new rates recently adopted by that order and which caused such a stir within its ranks are not too high.

Consolidates Land Offices.

WASHINGTON-The president has issued an order consolidating the Tucson, Prescott and Phoenix, Ariz., land offices, with headquarters at Phoenix.

Japs Go to Get New Ship. VICTORIA, B. C .- The steamer Iyo, which has arrived from Japan, brought among her passengers Captains O. Kamimura and H. Ogura, Fleet Engineer H. Yamada and Lieutenant Commander Sato, Japanese officers detached from Togo's fleet since the battle of Tsushima and sent to England to take over the battleship Katori, recently launched, which they will take to Japan at the close of the war. A crew will be sent to England by the

built in England.

Funston Escapes Death. MONTEREY, Cal.-General Frederick Funston, commander of the department of California, his aides, Lieutenant Long and Lleutenant Burton Mitchell, department inspector of small arms practice, narrowly escaped death Saturday when an electric car crashed into the carriage in which he was riding. General Funston had his left hand severely bruised, but was otherwise unhurt. Mitchell sustained painful bruises about the head and Bennington was floated at 6:30 o'clock body. Lieutenant Long escaped with Tuesday afternoon and is now alonga few slight bruises.

CREW ALL ACCOUNTED FOR.

Victims of the Bennington Disaster Number One Hundred and Four.

SAN DIEGO, Cal.-Shocking and pathetic as have been the occurrences accompanying and following the explosion on the United States gunboat Bennington in San Diego harbor, the story of the frightful accident has reached the point where the feeling of suspense may give way to the relief of knowing that the extent of the disaster has been defined. The most important development of today is the certainty that no member of the crew of the Bennington remains unaccounted for and that no gruesome find awaits the exploration of the depths of the hold now being rapidly emptied of water.

The summary of the situation early this morning was fifty-four identified dead; four unidentified dead, which brings the total up to that of the number of the officers and crew, 197.

THE JAPANESE ARMIES NUMBER 550,000 MEN

URIDIAPUPDZE, Manchuria-The Japanese armies at present occupy the position of an immense sickle with the handle reaching from a few northward toward Kirin with the tip on the Korean coast south of Possiet

It is estimated that General Nogi has eighty battalions, General Oku restaurants in the Italian quarter, sixty, General Norzu thirty-six, General Kuroki one hundred and sixty, General Kawamura ninety and General Hasegawa one hundred and twenty, the battalions averaging a thousand men with 2,000 field and mountain guns and about one hundred siege guns.

The Japanese extreme left is guarded by General Tamura's cavalry division. The Chinese in the Japanese service are in the center screened by cavalry under the command of General Okihars.

CALLS ON THE PRESIDENT

Governor Carter of Hawaii Wants National Backing.

OYSTER BAY, L. I .- Governor Geo. R. Carter of Hawaii was a caller on President Roosevelt Monday. He came to the United States for the express purpose of presenting to the president a statement of the difficulties he has encountered as governor of Hawaii. Since his appointment to succeed Governor Sanford B. Dole, Governor Carter has had trouble with both the citizens and the officials of the territory.

Governor Carter's desire is not so much to resign his official duties as to obtain from the president assurances that his administration shall have the support of the national government.

TO MAKE AN INVESTIGATION.

Bennington Disaster Inquiry Will Be Far Reaching.

WASHINGTON-Secretary of the Navy Bonaparte said, relative to the Bennington disaster:

The public may rest assured that this distressing affair will be most thoroughly investigated, and that whatever action the results of this investigation may show to be proper will be taken by the department promptly and effectually.

Beyond this I can say nothing at present, because, as yet, the material factors are but very imperfectly un-

SEVERAL LAND FENCERS MUST COME INTO COURT

OMAHA-Information was filed in the United States district court Roosevelt, is as follows: against H. B. Reed on the grounds that he had illegally fenced 9,000 acres of land, and against Adam Miller, Clarence M. Miller, Charles Miller and William O. Miller for fencing 18,000 acres of public lands included questions with a view of compelling in the United States forest reservations in McPherson county. Caplases were ordered issued for the arrest of the accused parties and they will be taken before the United States commissioner at North Platte for arraignment.

The cases against these parties have been worked up since the conviction of the Krause brothers of Sheridan county under the direction of United States District Attorney Baxter and Special Assistant Attorney Rush by Special Land Agents De-Frees, Chambers and Dixon.

Bomb for the Sultan. CONSTANTINOPLE -- During the Selamlik here a bomb was exploded in the courtyard of the mosque,, close to the sultan. His majesty was not injured, but several members of his

suits were killed or injured.

Jerry Simpson III. ROSWELL, N. M. - Hon. Jerry Simpson, the former Kansas congressman, who acquired a national reputation as "Sockless Jerry," is seriously Suez route for the battleship being ill at his home here, and his death is expected.

Samuel Harper Dead.

CHICAGO-Samuel Harper, father of President Harper of the University of Chicago, died here Tuesday at the age of 87 years. He recently came to Chicago on a visit to his home in the east.

Bennington is Floated.

WASHINGTON-A telegram received at the Navy department over night from Captain Drake states that the side the wharf.

FIGHT THE FEVER

MODERN METHODS FOR SUBDU-ING YELLOW JACK.

SOME NEW CASES REPORTED

Infection Among the Italian Element Continues-Work of Sanitation and Campaign of Education Completely

NEW ORLEANS, La.-The apparnet increase in the number of cases of yellow fever is due to the discovery and transfer to the emergency hospital of eleven cases which had not been previously reported. That institution was in full blast and the screened ambulances which had been put in service were kept busy hauling the unfortunates to that institution.

The members of the Italian societies committees who have been doing missionary work among their people are responsible for the discovery of several of these cases.

The rule of infection among the Italian element continues. There have been very few cases among people of other nationalities and only two negroes have been found with the illmiles south of Liao Yang and passing ness. Yellow fever does not as a rule through Chantafu, the blade circling attack the negroes, the history of all epidemics being that they have as a rule been immune. One of the negroes reported today is a quadroon. Both of these men worked in saloons and

> The increase in the number of foci eight new spots being discovered, is also in line with the rule that has prevailed heretofore. In fact, there has not been a single exception. Every new focus is traceable directly to the original source of infection. A case was discovered in the residence of a well known citizen, a mixed servant being taken down with the disease during the afternoon. An investigation developed the fact that her mother lived in the Italian quarter, and that she had been in the habit of visiting her on Sundays. She had been there just seventeen days ago and had been there again last Sunday. Following up the mosquito theory, the girl was bitten by a mosquito in the infected house last Sunday and the regular period for the incubation of the germ (four to four and a half days) was up in the afternoon. She was immediately transferred to the emergency hospital and every precaution taken in the residence.

> The work of sanitation and the campaign of education has been completely organized and 500 men are actively at work. Another branch of the work has been organized for ward work in the education campaign, and Rev. Mr. Beverly Warner has consented to be superintendent.

The quarantine situation has been further complicated by the telegram to President Souchon from Dr. Mohr, acting health officer of Alabama, that he would require seven days' detention at the camp before any travelers would be admitted into Alabama, Texas and Mississippi have agreed to accept a five days' pratique from the marine hospital service. The detention camps are being capably whipped into the Daily Mail at Stockholm says: shape.

Tried to Kill Sultan.

SOFIA, Bulgaria.-It is reported from Constantinople that during today's Solamlik an attempt was made is possible that the Russian emperor to assassinate the sultan.

THE CHINESE NOTE IS MADE PUBLIC

OYSTER BAY .- The text of the Chinese note, made public by President

"Having viewed with profound regret the unfortunate interruption of peaceful relations between Japan and Russia the imperial government new learns with gratification that the negotiations are about to commence for the restoration of peace and amity. But in the present conflict Chinese territory has been made the theater of military operations. Therefore it is hereby expressly declared that no provision affecting China without the approval of China being previously obtained, which the treaty of peace may contain, will be recognized as valid. The diplomatic representatives of China in Japan and Russia have been instructed by telegraph to communicate this declaration of the governments of Japan and Russia respective-

Honolulu Has Objection.

HONOLULU-There is a protest here against quarantining cargoes at San Francisco, Coffeer, United States surgeon in the margine hospital service, says the San Francisco authorto warrant the action taken there and he cabled the marine hospital authorities at Washington that there is no need of quarantiting cargoes from Hawaii. It is believed that the fumigating at the quarantine station will injure the cargoes of sugar.

Heroic Son Loses His Life. NEW YORK-After having saved his mother and sister, who, with a score of others, were for a time in great peril from fire, Nathan Newman, 20 years old, lost his own life in a burning Brooklyn tenement house. Half a dozen families, all of them Hebrews living in the building, were asleep. When the fire started Newman got through in safety, but returned for his mother and sister. He other occupants of the house escaped. on the ill-fated gunboat Bennington. | at the exposition.

FORTY-FIVE DEATHS.

Yellow Fever Epidemic at New Orleans is Spreading.

NEW ORLEANS-Six deaths from yellow fever were recorded Wednesday up to 6 p. m., making a total to date of forty-five. The number of new cases reported yesterday, but compiled today, is eleven, making all told to date 165. There are now nineteen foci of infection. The organization of forces for fighting the spread of the infection and for a campaign of education and practical application of the mosquito extermination plans has been completed, and besides 100 men put on as extras to clean gutters by the city 350 men are working s part of the system of sanitation. Citizens are being organized in wards and these ward clubs will form precinct clubs, and a house to house canvass of every citizen and the oiling of every cesspool and water pond.

PRESIDENT ROOSEVELT WANTS PICTURE WITHDRAWN

SPOKANE, Wash .- President Roosevelt has objected to Spokane's literature bearing his portrait on the title page. Secretary Monroe of the Chamber of Commerce received a letter requesting the withdrawal of the brochues on the "Lewis and Clark Trail" from publication. The letter is dated from the White House, Washington, July 19, addressed to the of these terms. Chamber of Commerce at Spokane and declares that President Roosevelt is very much opposed to the appearance of his portraits in advertisements of any character and requests that the booklet of which the cover was enclosed be immediately recalled from circulation and notice be given when this is done.

The Chamber of Commerce at a special meeting today cancelled an order for 50,000 of the pamphlets and took steps to call in as far as possible those distributed.

HANGED FOR MURDER OF MOTHER AND DAUGHTER

THE DALLES, Ore.-Norman Williams, who murdered Alma Nesbit and her mother on March 8, 1900, was hanged on Friday at the Wasco county jail. He made no statement, his last remark being, "My lips are sealed to the world."

Mrs. L. J. Nesbit of Omaha and her daughter, Alma, were murdered near Hood River, Ore. The motive of the crime was the desire of Williams to secure a homestead adjoining his own in the Hood river country, upon which Alma Nesbit had located at his instigation.

Williams' two hapless victims were both from Omaha, while the murderer himself was a Nebraskan with an atroclous record in that state.

THE RECENT INTERVIEW BETWEEN TWO EMPERORS

LONDON-The correspondent

"The object of Emperor William's interview with Emperor Nicholas was to obtain the consent of the latter for a prince of the house of Hohenzollern to ascend the throne of Norway. It will consent, provided Russia be permitted to slightly rectify her frontier on the Atlantic."

The Daily Mail, commenting on the dispatch, suggests that the "rectified frontier" means that Russia wants to acquire the strip of Norwegian territory which parts off the inland from the Arctic ocean, thus gaining a seaport.

HILL ROAD GETS RIGHT-OF-WAY. STEPS PROMPTLY TAKEN FOR Great Northern and Homer Line Set

tle Their Differences. SIOUX CITY, Ia .- The Great Northern railroad and the Sioux City, Homer & Southern road, have settled their dispute as to the Northern's right to cross the Indian reservation and the Northern will proceed at once with its work on the Ashland extension. A hearing was to have been held before the secretary of the interior, but it was called off because of the withdrawal of the pretest territory. The secretary of the interior has approved the Northern's

Bishop J. W. Joyce is Dead. MINNEAPOLIS-Bishop Isaac W. Joyce, Methodist bishop, died at his home here Friday morning as the result of a cerebral hemorrhage and consequent attack of peralysis, which he ities were not advised by him that the sustained while delivering a sermon health conditions here were such as at Red Rock, Minn., camp meeting on Sunday, July 2.

Harriman Quits Rio Grande. NEW YORK-Information was received here that E. H. Harriman has deaths, making, all told, 154 cases and resigned from th Directory of the Denver & Rio Grand railroad.

Admitted 300 Chinese.

WASHINGTON-Reports from the immigration stations for the month of July show that during that month 311 Chinese applied for admission, and that 300 were admitted.

Doctors Will Make no Charge.

WHAT JAPS WANT

AN INDEMNITY OF A BILLION DOLLARS ASKED.

OTHER DEMANDS TO BE MADE

Cession of Sakhalin Island and Return of Manchuria to China-Conference to Meet August 8, when Terms of Protocol Will Be Submitted.

WASHINGTON.-Whether there is to be peace in the far east or a continuance of the war will be practically decided at the first business meeting of the Washington conference, which will convene at the navy yard, Portsmouth, N. H., about August 5. Baron Komura will on that occason communcate to M. Witte, the essentials of Japan's peace terms for further nego

This, it is declared, will not be done in a spirit of defiance. Indeed there are many evidences in the possession of the neutral governments that Japan is coming to the Washington conference, not imbued with a desire to humiliate Russia, but only to exact terms which will insure a lasting peace in the far east, and which will in a measure compensate Japan for the financial losses in the present conflict.

Although guarding with great care the official statement of its terms Japan has not kept from several friendly governments the general character

Official Washington has been enabled to form within certain limits a general idea of their character.

It is known that Japan will demand an indemnity that will approximately cover the cost of the war to date. This was communicated to Russia early in the preliminary negotiations. The amount is still a secret, but it is based upon the most careful estimates of the cost of the war and will be accompanied by a more or less detailed statement, showing the method by which the final figures were computed. It will not fall far short of \$1,000,000,-000, according to advices reaching here from well informed sources. Besides the indemnity, it is believed, Japan's other essential to the continuance of the negotiations are the cession to Japan of Sakhalien and the transfer of Russia's lease, of the Liao Tung peninsula and of the railway as far as Harbin, the recognition of Japan's predominating influence in Corea and the return of Manchuria to China.

If the Russian plenipotentiaries are prepared to accept these essentials, the officials here are confident that the bases will be laid for negotiations sure to lead to the sgning of the treaty of Washington, bringing peace to the far east.

PEACE PLENIPOTENTIARIES SAIL FOR AMERICA

PARIS-M. Witte, Professor de Wartens and a number of officials tentiary party, left the St. Lazare railroad station at 9:20 in the morning for Sherbourg from where they will sail for New York on the North German Lloyd line steamer Kaiser Wilhelm der Grosse, Many officials and diplomatists gathered at the depot, including Ambassadors Nelidoff and Cassini and M. Routkowski, the Russian financial agent, M. Witte remained on the platform smoking a cigarette and chatting with the ambassadors until the train pulled out when he raised his hat and bowed his farewell salutations to the crowd. M. Lepine, the prefect of police, remained beside M. Witte until his departure. Madame Witte and her daughter accompanied M. Witte to Cherbourg. Thence they will go to Brussels and remain there during the conference.

SUPPRESSING YELLOW JACK

NEW ORLEANS-Mayor Behrman issued a proclamation to the people of New Orleans urging them to heed the advice of the health authorities relative to the sanitation of their premises and calling special attention to the necessity of screening the houses and placing nets over cisterns and all pools of water which might breed mosquitoes. This proclamation was also signed by the president of the State Board of Health, president against the Northern's invasion of the of the City Health Board. Surgeon White of the Marine hospital service and the advisory committee of the New Orleans Parish Medical society.

> Yellow Fever Spreading. NEW ORLEANS-In response to the request of the State Board of Health, the City Board of Health compiled the figures of suspicious and actual cases of yellow fever and deaths and the figures as issued by the state board show between July 13 and July 21 there were about 100 cases, suspicious and positive, and twenty deaths. Since then there have been fifty-four cases and twelve thirty-two deaths. Today there were two deaths, making 34 to date.

OMAHA-Monday, August 21, will be Nebraska day at the Lewis and Clark exposition at Portland, accordcommission at a meeting held in Omaha Wednesday, which was attended by Commissioners William P. Warner of Dakota City, H. G. Shedd of Ashland and George L. Loomis of Fremont. Governor Mickey will head SAN DIEGO, Ca.-About twenty-five the delegation which will go from physicians of this city met and re- Nebraska and an orator of the day assisted them to a safe place, but was solved to make no charge for their will be selected later. Nebraska has himself cut off by the flames. All the services to the men who were injured been attracting considerable attention

WYMAN WILL TAKE CHARGE

Surgeon General to Have Control of Yellow Fever Situation.

WASHINGTON - Surgeon General Wyman of the public health and marine hospital service, who has been absent from the city on official business, is now on his way to Washington and upon his arrival will give personal attention to the yellow fever situation in New Orleans.

Acting Surgeon General Glannan of the public health and marine hospital service was informed by Surgeon White, who represents that service at New Orleans, that there had been a death from yellow fever in that city outside the district in which previous deaths had occurred.

PREPARATION FOR THE PEACE CONFERENCE

PORTSMOUTH, N. H .- Preparations for the peace conference are progressing rapidly and satisfactorily, and by August 5, the day on which the plenipotentiaries are expected to reach Portsmouth from Oyster Bay, on board the Mayflower and the Dolphin, all will be in readiness for their reception. The Washington government and the state of New Hampshire are co-operating in the effort to make the surroundings of the conference as suitable as possible and are receiving generous assistance from the people of Portsmouth and the adjacent villages of Kittery, Me., where the navy yard is located and Newcastle, N. H., near which the plenipotentiaries will have quarters in the Hotel Wentworth.

THE BENEFICIARIES OF MR. HAY'S WILL

WASHINGTON .- The will of John Hay, late secretary of state was filed for probate in the office of the register of wills for the District of Columbia. The beneficiaries are his widow and his brother and sister. His brother, Leonard Hay, and his sister, Mary Hay Woolfolk, are given all the property at Warsaw, Ill., and the sum of \$25,000 each. His brother, Charles Edward Hay, is given \$50,000, and Harwood Otis Whitney of Keokuk, Ia., \$2,000. All the rest of the property of all description is left to Clara Stone Hay, his widow. Nothing is contained in the will to indicate the value of the estate. Payne Whitney and James Wolcott Wadsworth, jr., sons-in-law of the deceased are named as executors of the estate.

FUNERAL OF GEN. BLACKMAR. Grand Army and Petriotic Societies Honer Dead Chieftain.

BOSTON-Veterans of the civil war sons of veterans, members of the Women's Relief corps and other pamaking up the Russian peace plenipo- triotic societies paid honor to the late General Wilmon W. Blackmar, whose funeral was held in this city, where less than a year ago at the national encampment of the Grand Army of the Republic, he was elected commander in chief.

During the morning the body lay in state in Memorial hall at the state house, surrounded by the battle flags borne by the troops of the commonwealth during the civil war. The funeral was conducted by Rev. A. H. Horton, chaplain of the Massachusetts

YOUNG RUSSIAN CHOOSES FREE AMERICA

NEW YORK .- A young Russian, claiming the title of Prince Potemkine, and said to be the son of Admiral Potemkine of the Russian navy, a descendent of the house of Potemkine from which the mutinous battleship Kniaz Potemkine derived its name, is in this city. He arrived Monday night on the French liner Labretagne. The young man made the trip in the steerage, although when his property was examined at Ellis Island it was found he had nearly \$25,000 in cash. To his fellow travelers the young man said he had sold his place in Russia, had divided a sum, the equivalent of \$10,-000 among his ten aunts and had left Russia for all time. He said after a short sojourn in the east he would go west and buy a farm. He declaimed against existing conditions in Russia and said he did not desire to live long-

Bryan at Chautauqua.

er in that country.

MASON CITY, Ia.-William Jennings Bryan opened the Clear Lake Chautauqua Monday with a lecture. Twenty-five hundred people heard him. Governor La Follette speaks Saturday.

\$100,000,000 a Year in Tips.

PARIS-According to statisticians. \$100,000,000 is spent annually in tips in France. In Paris alone \$25,000,000 is given in "pourboires" yearly. The average for Parisians per head and per day is 71/2 centimes.

Singing Evangelist Arrives, NEW YORK-Charles M. Alexander,

the singing evangelist, who conducting to the decision of the Nebraska ed the recent London revival meetings, arrived on the steamer Carpathia. He is going to the Moody summer conference at East Northfield. Mass.

New Panama Officers.

NEW YORK .- E. A. Drake, secretary and treasurer of the Panama Railroad company, has been appointed assistant to President Shonts, who sailed Saturday for Panama.