

# BINGER HERMANN ON WITNESS STAND

At Suggestion of His Counsel He  
Gave a Short Sketch of  
His Career.

LAND OFFICE COMMISSIONER.

Says President McKinley Kindly Se-  
lected Him for the Position—  
Perhaps Unkindly.

Washington, April 3.—Binger Her-  
mann, on trial for despoiling public  
records, testified in his own behalf to-  
day. At the suggestion of his counsel,  
Mr. Hermann gave a brief sketch of his  
career. He was born in Maryland in  
1844, went to Oregon when he was  
16 years old, taught school and was ad-  
mitted to the bar in 1866. That year  
he was elected to the state legislature.  
In 1871 President Grant appointed him  
receiver of public moneys in the Rose-  
burg land office. He was elected to  
Congress in 1884, and served 12 years,  
until the election of Mr. McKinley as  
president.

"President McKinley kindly selected  
me—or perhaps unkindly," remarked  
Mr. Hermann, "as commissioner of the  
general land office under Mr. Roosevelt.  
After leaving the land office in 1903,  
Mr. Hermann said, he had twice been  
elected to Congress, his last term ex-  
piring March 4 of this year.

Mr. Hermann emphasized the fact  
that during his public career he took  
great pains to travel over his state, and  
in these travels he made many friends.  
These friends wrote him many letters,  
and he never refused to answer a  
letter. As a consequence, he said that  
when he went into the land office as  
commissioner in 1898 he was receiving  
on an average of 10 to 15 letters a day,  
mostly from his Oregon friends.

E. P. Hough, who was a stenographer  
in the land office under Mr. Hermann,  
corroborated Mr. Hermann's story by  
presenting a Portland restaurant with  
Mr. Hermann and Mr. Rittenhaus when  
Mr. Hermann asked those young men  
if they had kept their shorthand books.  
He said Mr. Hermann's words were:  
"I wish you boys had your note  
books, then we could go to the world  
with us in those letters."

Hough said he did not remember that  
Mr. Hermann made any remarks about  
the destroyed letter books at that time.  
As to this incident, Mr. Rittenhaus  
has testified that only himself and Mr.  
Hough were present at this interview  
with Mr. Hermann, and that Mr. Her-  
mann asked minutely regarding what  
had been done with the destroyed letter  
books.

E. H. Cortes, who was a messenger  
in the land office during Mr. Hermann's  
administration, testified to finding two  
or three old letter books in a store room  
of the office, the letter books being  
those of Senator Carter, who was once  
a commissioner of the land office.  
Mr. Hermann then resumed the stand  
and explained that the first day he took  
up his duties as commissioner he was  
brought a letter book marked "private"  
by Mr. Hough, who had been assigned  
as his stenographer. It was explained  
to him that it was the usual custom  
for the commissioner to use a private  
letter book for his personal correspond-  
ence.

Mr. Hermann said that he corre-  
sponded confidentially with the mem-  
bers of his family in Oregon, and that  
he wrote his son many letters. He said  
he had departmental business to trans-  
act for his constituents and Oregon  
friends in practically every depart-  
ment and every bureau of every de-  
partment of the government. He said  
his mail was always opened by a rep-  
resentative to the proper divisions and  
all such replies were written for him  
to sign.

Mr. Hermann admitted in answer to  
a question by his attorney that he had  
aspirations to become United States  
senator, and that he corresponded  
with many persons in Oregon to keep  
in constant touch with the public  
situation. He said his personal corre-  
spondence also was increased by the  
fact that he had written a pamphlet  
describing the western boundary of the  
Louisiana purchase, and he had sent  
many of these pamphlets, together with  
a few kindly lines, to his friends in  
Oregon and the west. Requests for  
state maps, for information regarding  
homestead entries and letters from per-  
sons who had contracts for surveys,  
Mr. Hermann said, were written to him  
personally, to which he replied per-  
sonally. It was this character of cor-  
respondence that was copied in his pri-  
vate letter books.

The official correspondent of the  
land office, Mr. Hermann explained,  
originated in the thirteenth division of  
that office, where the letters were  
written. These letters were brought  
to him daily for his signature. They  
numbered from 150 to 250 a day. He  
said he signed these letters without  
reading them, simply looking at the  
initials in the corner to see that they  
came from the proper individuals in  
the various divisions.

During his administration of the land  
office, Mr. Hermann said, he did not  
remember having looked into one of  
his personal letter books. The only use  
they were ever put to was to obtain  
the address of some correspondent. He  
said about a year before his term ex-  
pired he noticed that these private  
books were increasing on the shelf very  
rapidly, and that too many unimpor-  
tant letters were being copied in these  
books.

Mr. Hermann described his daily  
duties as commissioner, saying that it  
was the busiest bureau in the govern-  
ment service. During Congress he was  
constantly visited by members and rep-  
resentatives. There are, he said, about  
25 attorneys in Washington who de-  
voted their entire practice to land  
matters, and these attorneys called on  
him frequently. It was brought out  
that whenever information was given  
to senators, representatives and attor-  
neys, orally, a record of the same was  
kept by the commissioner himself or by  
the head of any bureau in the office.

Mr. Hermann explained the frequen-  
cy of the visits of Senator Mitchell,  
saying that Oregon seemed to have  
more land matters to attend to than  
almost any other state, and that Sen-  
ator Mitchell's colleagues, Senator Mc-  
Bride, was physically incapacitated to  
attend around much.

The defense placed in evidence about  
100 letters written by Mr. Hermann's  
friends and relatives while he was com-  
missioner. Many of these letters were  
copied in the books which have been  
destroyed. Others were not copied at  
all, and all of them were placed in evi-  
dence, according to Atty. Worthington,  
as showing the character of Mr. Her-  
mann's correspondence.

# SCARAGIA WANTS SOME INFORMATION

Desires to Know What Authority  
Secy. Brown Had to Interfere in  
Bombardment of Amapala.

ASKS DEPARTMENT OF STATE.

Landing of Marines Causes Much Com-  
ment in Central American Repub-  
lics—Fighting Going On.

Washington, April 3.—Mr. Core, the  
Nicaraguan minister, called at the  
state department today and inquired  
what authority Phillip Brown, secre-  
tary of the American legation to Guate-  
mala and Honduras, had for his inter-  
ference with the bombardment of Ama-  
pala, Honduras, by the Nicaraguan  
forces.

Mr. Core's advisers from his home  
government show that Mr. Brown went  
to Amapala by the courtesy of Nicaraguan  
officers, assuring them that he hoped  
to persuade President Bonilla to sur-  
render, thus ending the bombardment  
of the city. The Nicaraguans con-  
sented to cease firing for 24 hours.  
Before that time Mr. Brown went to  
La Union, Salvador, and from there  
he directed a protest on behalf of Sal-  
vador against the renewal of the bom-  
bardment of Amapala, saying that  
Salvador would resent such action as  
a declaration of war by Nicaragua  
against Salvador.

It is the desire of the Nicaraguan  
government to learn by what right  
Mr. Brown is acting for Salvador. Such  
interference on his part is a radical  
step and all Central American republics  
are much interested in its outcome.  
State department officials, however,  
refuse to disclose what Mr. Brown's  
instructions have been.

President Bonilla is still surrounded  
at Amapala, so far as the state de-  
partment knows, but the bombardment  
of the town by Nicaraguan gunboats  
has ceased, according to dispatches re-  
ceived today from Secy. Brown.

The cruiser Chicago and the gunboat  
Princeton are both lying near the is-  
land on which Amapala is situated.  
Mr. Brown's dispatches today do not  
state whether President Bonilla has  
been offered a refuge on the American  
warships, nor whether he has taken  
any action in behalf of the United  
States government to protect the fu-  
turity president.

Mr. Brown is at La Union, Salvador,  
only a few miles from Amapala.  
COMMENT ON MARINES CASE.  
Puerto Cortes, Honduras, March 28,  
via New Orleans, April 3.—The inten-  
tion of the United States in landing  
marines upon the Honduras coast and  
the evident attitude granted them in  
protecting foreign life and property is  
exciting much comment here. It has  
been remarked as especially significant  
that the American landing parties, not  
only here but at Solva and Trujillo,  
have in each instance placed a Hotchkiss  
gun which they took ashore with  
them so as to sweep the seaward ap-  
proach.

The foreigners believe that this  
means the United States will not per-  
mit the ports to be bombarded. Inas-  
much as 90 per cent of the houses here  
and at Celba belong to foreigners, can-  
non shot fired into either place would  
do most damage to foreign owned  
property. It is believed that in these  
two ports Nicaraguan gunboats will be  
kept off by the Hotchkiss guns, while  
at Trujillo, despite the fact that it is  
a Honduran port, the Honduran gov-  
ernment will not be allowed to bombard  
in any attempt to recapture the port from  
the Nicaraguans.

Both countries are treated impar-  
tially in this respect. The powers  
granted Commander Fullam of the  
American gunboat Marietta, which  
landed these parties, are believed to  
be sufficiently broad to permit naval  
attacks, the foreigners fear that the  
Americans would not interfere to stop  
landing parties from charging the local  
garrisons and capturing the ports.

The fear, however, that such cap-  
tures would involve the horrors of a loot  
has been dispelled, at least for the coast  
towns where Americans are stationed,  
by the experience of Trujillo. There  
the Nicaraguan captors have conducted  
themselves in a most exemplary man-  
ner. Reports of conditions at captured  
interior towns are not so satisfactory.

At Trujillo, Commander Fullam is re-  
ported to have summarily settled the  
difficulty arising over the burning of  
some houses, and also one between  
United States soldiers and a local man  
Glynn and the Nicaraguans. Details  
about either of these affairs are not  
available.

At Puerto Cortes a dozen marines  
comprising the landing party are quar-  
tered in what is perhaps the most  
widely known of Honduran buildings,  
namely, the mansion formerly occupied  
by the Honduras National Lottery com-  
pany. The marines occupy a large  
room where the lottery drawings were  
held, and the Hotchkiss gun stands up-  
on the veranda. This handful of mar-  
ines is in the midst of about 1,500 Hon-  
duran soldiers, who are continually  
busy drilling and throwing up fortifica-  
tions.

IGNORANT OF CAPITAL'S FALL.  
New Orleans, April 3.—The unusual  
circumstance of half of the people of a  
country not much over 200 miles broad  
remaining in ignorance for at least a  
week of the fall of the capital and the  
flight of the nation's president is shown  
to exist by dispatches brought here by  
fruit ship passengers from the Carib-  
bean ports of Honduras.

As late as last Wednesday fully 1,000  
persons engaged in a sanguinary half-day's  
battle at Camagigua, in the northwest  
half of Honduras. This battle was be-  
tween 400 revolutionists and troops of  
Gen. Guerrero, a Graciano Indian lead-  
er, who was executing an order issued  
by President Bonilla before he had fled  
more than a week previously.

Guerrero wired the news of his vic-  
tory to that part of Honduras which  
was still more or less loyal to Bonilla,  
and ignorant of the disastrous outcome  
of the war. He did not give the num-  
ber of killed.

Complies with all requirements of the National Pure Food Law, Guarantee No. 2041, filed at  
Washington.



An old soldier writes about  
ARIOSIA Coffee: "Your coffee  
is the best and richest coffee I ever  
drank since I left the service, from  
'61 until I received your coffee  
yesterday." A soldier knows coffee  
by the taste, and the way it makes him  
feel, and would sooner go without  
his bread than without his coffee.  
Arbuckles' ARIOSIA was the first  
roasted, packaged coffee, packaged for

protection of consumers, roasted  
and the pores of each berry sealed with  
a coating of fresh eggs and pure sugar,  
to hold the goodness in and make the  
coffee settle clear and quickly. Better  
than "fresh roast." Warning a  
little develops the flavor and makes the  
grinding easy. Our enormous coffee  
business, exceeding the next four largest  
firms in the world together, reduces our

average cost per pound, and enables us  
to give you better coffee for your  
money than you can buy in any other  
way. There are more packages of  
ARIOSIA sold in the United States  
than all the other Coffee packages  
combined.  
If your grocer will not supply, write to  
ARBUCKLES BROS.,  
New York City.

Christmas, the American from Mem-  
phis, Tenn., whom they believe to be  
heading an expedition into Nicaragua.  
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# DOUMA'S DAYS NOT NUMBERED

Rumors That Cabinet Had De-  
cided to Dissolve it Are  
Positively Denied.

St. Petersburg, April 3.—The Associ-  
ated Press is authorized to give a posi-  
tive and categorical denial to the va-  
rious rumors telegraphed abroad to the  
effect that the cabinet had decided to  
dissolve the lower house of parliament.  
The correspondent learned that a few  
of the reactionary members of the  
cabinet maintain that the lower house  
should be dissolved on any pretext, but  
the matter has not been discussed at  
one of the last three cabinet sessions.  
The crucial moment, however, is ex-  
pected tomorrow, when a vote will be  
taken on the Constitutional Democra-  
tic motion to refer the budget to the  
committee. There is a Social Demo-  
cratic amendment to reject the budget  
totally, and the correspondent of the  
Associated Press has been informed that  
the passage of this amendment  
will be rejected by the lower house.  
The vote is expected to be very close.

The Social Democrats have succeed-  
ed in aligning the Social Revolution-  
ists, the Poles and a number of the  
Group of Toll, altogether 210 deputies,  
on their side. The Constitutional Dem-  
ocrats have a slight lead, expecting to  
have 240 deputies. But the reaction-  
aries, who are scheming to overturn  
the duma, may invoke the precedent  
established March 28 and vote with  
the Social Democrats against the Con-  
stitutional Democrats.

The Group of Toll will introduce to-  
morrow bills for the abolition of the  
death penalty and summary court-  
martial laws.  
The council of the empire has reject-  
ed by 104 votes to 25 a proposal to dis-  
qualify Prof. Maxim Kovalevsky as a  
member of the lower house. His dis-  
qualification was urged on the grounds  
that he was a supernumerary professor,  
and upon this basis he had already  
been disqualified by the senate.

The lower house of parliament yester-  
day began discussing the budget for  
1907. Finance Minister Kokovoff ap-  
peals to the members to deal with the  
subject in a national spirit and not  
from a standpoint of party politics. He  
declared he would generally be able to  
keep the expenditures within the limits  
laid down in the estimates, but addi-

tionary provision must be made for the  
army, railways and famine relief.  
The principal reply to the minister's  
representation was delivered by the  
financial expert of the Constitutional  
Democrats, ex-Minister Kutler, who  
criticized the budget from the stand-  
point of the present financial system of  
Russia, particularly the forms of indi-  
rect taxation bearing heaviest upon the  
poorer classes, but recognized the im-  
possibility of making reckless attempts  
to change the system.

BAPTIST CHURCH MERGER.  
Chicopee, April 2.—With a proposition  
before it looking toward the merger of  
two great church organizations, the  
annual conference of the Disciples of  
Christ met here today. At the 1903 con-  
ference a committee of 10 was appointed  
to make overtures and formulate a plan  
for closer relations between the Baptist  
and the Disciple churches. It is under-  
stood the delegates will advance a pro-  
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SPANIARDS FOR HAWAII.  
Washington, April 3.—On the re-  
quest of the territorial board of immi-  
gration of Hawaii, the department of  
commerce and labor has detailed In-  
spector Hendricks of the bureau of  
immigration to proceed to Madeira to  
accompany several hundred Spanish  
immigrants who are destined for Hon-  
olulu from Spain on board the steam-  
er Kumeru. Mr. Hendricks is to see  
that the immigrants are well treated  
and properly fed and cared for.  
The steamer Heliopolis, from Card-  
iff, sailed for Spain a month ago to  
take on 2,000 Spaniards who are to

SALT LAKE THEATRE.  
GEO. D. PYPHER, Manager.  
FRIDAY AND SATURDAY NIGHTS.  
Reappearance of the University Dram-  
atic Club.

MR. BOB  
Preceded by the One-Act Play,  
A MATCH FOR A MAGISTRATE

SPECIAL ANNOUNCEMENT!!  
San Carlo Opera Co  
At Salt Lake Theatre, April 15, 16, 17.  
Season ticket sale opens at box office  
today.

Repertoire:  
Monday, "La BOHEME."  
Tuesday, "FAUST."  
Wednesday, "The Barber of SEVILLE" and "PAGLIACCI."  
PRICES: Box and loge seats, par-  
terre and three rows direct, \$5; first balcony, \$4 and \$3; second bal-  
cony, \$2.50 and \$2.

The New Dancing Academy.  
COLUMBUS HALL  
No. 21 West First South St.  
Dancing taught quickly by an im-  
proved method. Waltz and Two Step  
in three lessons. Beginners class ev-  
ery Tuesday Eve. 8 to 11 p. m. ad-  
vanced Tuesday and Saturday Eve.  
8 to 10 p. m.  
Afternoon classes every Tuesday.  
Thursdays and Saturdays.  
Socials every Thursday and  
Saturday Eve.

go to the Hawaiian Islands.  
The territorial board of immigration  
is encouraging in every proper way  
the immigration to the islands of  
Spanish people. Large numbers of  
them already have arrived in the Is-  
lands and many thousands more are  
expected to reach Honolulu in the  
next six months.

Ophium  
Modern Vaudeville.  
ALL THIS WEEK.

Papinta  
Rialto Comedy Four  
Alice Davenport & Co.  
Morrow & Schellberg, Dorothy Kenton  
Charlotte Ravenscroft, Vivienne  
Every evening (except Sunday) 7:30  
to 10:30. Box seats \$1.00. Matinees  
Daily except Sunday and Monday, 2:30  
to 5:00. Box seats 75c.

Grand Theatre  
A. M. COX, Manager  
TONIGHT,  
Matinee Saturday, 2:30 p. m.  
THE LEIGHTON PLAYERS  
Presenting Edwin Milton Royle's  
Greatest Play,  
FRIENDS!

A perfect organization. Direct from  
Broadway. A week: The Breezy Farce Comedy.  
Evenings, 8:00, 8:15 and 8:30. Mat-  
inees, 2:30.  
Next Week: The Breezy Farce Comedy.  
INCOG.

LYRIC THEATRE  
Sullivan & Considine, Lessees  
ELEVATING VAUDEVILLE.  
The Great Maryanne, Electrical Spec-  
tacular Dancer.  
Armstrong & Holly, presenting their  
great comedy success, "The Express-  
man."  
Chavarr, world's greatest comedy vi-  
olinist.  
Leon La Chertiers, favorite baritone.  
Kipp & Kipp, comedy jugglers.  
Quirk & Mack, comedy boomers from  
Everywhere.  
Lyricscope, presenting laughable mo-  
tion comedy.  
Lyrics' Peerless Orchestra.  
Evenings, two complete perfor-  
mances, 7:30-9:15.  
Price, 30c, 50c, 75c. Matinee daily  
except Sunday, "Get the Lyric Habit!"

# Conference Week at Keith-O'Brien's

Charming Spring displays will tempt visitors who will  
begin to arrive today and tomorrow.

It will be a week of special inducements for out-of-town  
shoppers.

## GLOVES

Ideal 2-clasp kid gloves in black, white, tan, mode, gray, brown and red.  
Reduced from 1.25 to 98c  
A broken line of ladies' plique kid  
gloves, in small and large sizes only. 65c  
Special 1.85  
Long lisle gloves in black, white and  
gray; all sizes from 5 1/2 to 7 1/2 1.50  
Nonpareil, our best two-clasp, plique  
kid gloves, which we always  
sell at \$2.25, for 1.85  
Short silk, double tipped gloves, good  
qualities 65c, 95c and 1.25  
Long cape gloves, 16-button length, in  
new shades of tans 4.00

# AMUSEMENTS.

Theater—Last night's breezes from  
the north blew into Salt Lake the fa-  
miliar figure of Marcus R. Mayer, well  
remembered as the manager of Patti,  
Bernhardt, Henry Irving, Ellen Terry,  
Mrs. Langtry, and numerous others.  
Mr. Mayer is now in advance of the  
San Carlo Opera company headed by  
Lillian Nordica, Alice Nielsen, and the  
tenor Constantino. Mr. Mayer said this  
morning that the company had created a  
furore everywhere it had appeared.  
He had no doubt Salt Lake would  
give it an equal stamp of approval. The  
manager of the company is the well  
known Covent Garden theater director,  
Henry Russell, who brought out Enma  
Barnes. Mr. Russell has given his per-  
sonal attention to selecting every mem-  
ber of the company, chorus and orches-  
tra, so that the standard can be guar-  
anteed. Mr. Mayer says that the com-  
pany has been doing some lively jump-  
ing over the coast, skipping the wash-  
outs in order to get up into the north-  
west. To get from San Francisco to  
Portland, he had to make the trip via  
Ogden. The company is in the north-  
west this week, and will finish in Mon-  
tana, Saturday, April 12, after which  
he has no chance of any delay in reaching  
Salt Lake for the opening on Monday,  
the 15th.

The theater box office today is taking  
care of the demands of only those who  
desire seats for all three performances.  
For the first time in years the con-  
ference dates at the theater will be  
occupied by a home attraction, as noth-  
ing from the east happened to be com-  
ing this way in time to pluck these  
two plums. The University Dramatic  
club will hold the boards Friday and  
Saturday nights, presenting their re-  
cent success, "A Match for a Magis-  
trate" and "Mr. Bob." The sale is now  
going on at the box office.

Ophium—Next week's bill at the  
Ophium will comprise the following  
acts: Ned Weyburn's Dancing Daisies,  
accompanying Louise Mink; Elizabeth  
Murray, singing comedienne; Quigg,  
Mortimer and Nickerson, comedy  
harmonies; Dave Nowlin, the man with  
the flexible voice; La Bella Voce, chan-  
teuse legere danseuse acrobatique; La-  
mont's cockades, an extraordinary bird  
novelty, and the kladrome.

Grand—The Leighton players con-  
tinue to draw good business at the  
Grand and the "Standing Room Only"  
sign is sure to be hung out on the con-  
ference nights.

Lyric—The attractive bill at this  
house and the popular prices charged,