

La Grande Evening Observer

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STRUGGLE TO END TOBACCO OCTOPUS COMMENCED BEFORE LAST RESORT

WEAPON OF THE GOVERNMENT ON TRIAL

IF SHERMAN ANTI TRUST LAW IS CONSTITUTIONAL CASE WILL KILL TRUST.

CASE DOUBLY IMPORTANT

Hearing Commenced Before Last Court of Appeals to Settle Dispute Between Government and Trusts—If Anti Trust Law is Unconstitutional, Government's Weapon Will Vanish.

Washington, Jan. 6—Before the Supreme Court today began the final legal battle for life of the American Tobacco company and its subsidiaries. High priced corporation lawyers matched wits with the government's trust busters in the struggle to determine whether the Sherman anti-trust law is invalid or whether it has power to crush the tobacco trusts. On the outcome of the fight depends the life or death of a vast corporation which has invested a capital of more than \$400,000,000, or the future life of the Sherman anti-trust law, the government's strongest weapon against corporation aggression.

Attorney General Wickersham and special attorney J. C. Reynolds, will command the government forces. Attorneys Johnson and Hornblower will look after the interests on the other side. Johnson' opening argument consumed a greater part of the day.

The war is being fought out in the small prim chambers of the court of last resort, before none silk robed justices and an audience of lawyers.

This is the second time the story of the Tobacco trust has reached the supreme court. It was argued last year but sickness and death so thinned the ranks of the justices that it was decided a re-argument should be held so that the decision, considered so all-important, could be decided by a full bench.

As was the case last year, the court decided to permit the attorneys three days ago in which to present arguments. The trust had an exception in the bill of complaint, filed in July 1907, before the circuit court for the southern district of New York. It was alleged the company had acquired a monopoly in the tobacco business of the United States. It is alleged they secured control by a series of bold buccaneering exploits and had shelved competition of independent dealers and whipped them by main strength of dollars.

TAFT SPEAKS ON WEALTH.

Does Not Believe in Removing Prison Portion of Sentence.

Washington, Jan. 6—Declaring the fines have no effect against wealth, President Taft today refused to commute the sentence of W. S. Harlan, a wealthy turpentine man of Florida and Alabama convicted of peonage. "Imprisonment is necessary to retain enforcement of this sentence. It operates powerfully to prevent recurrence of such offenses by men of large affairs and business standing."

Harlan was sentenced to a fine of \$5,000 and eighteen months in jail. Taft commuted the sentence to six



JOSEPH R. LAMAR, NEW ASSOCIATE JUSTICE.

To be Called Upon to Act in one of the Most Important Cases Ever Taken to the Last Court of Appeals Shortly After Assuming the Robes of Justice, is What Has Fallen on the Shoulders of Judge Lamar.

FORMER SPOKANE CHIEF OF THE POLICE SHOT THROUGH LUNGS BY DETECTIVE IS THE CHARGE

Spokane, Jan. 6—The council voted a reward of \$7,500 for Sullivan's assassin.

Spokane, Wash., Jan. 6—While seated in the living room of his home last night shortly before nine, former Chief of Police John Sullivan, now captain of police, was shot through the right lung by a bullet fired by someone who stood outside the window. Sullivan picked up the bullet which dropped on the floor and staggered to the telephone and called the police.

He passed a comfortable night. Physicians said his chances for recovery today are good. There is no clue to the identity of the assassin. It is generally believed some ex-prisoner who sought revenge for a

ZIMMERLE BRINGS VISITORS

Two Prominent Men From Seattle Here to Investigate Conditions.

David Zimmerle, the Seattle capitalist who has been instrumental in the development of Grande Ronde orchards during the past year, arriv-

real or fancied work did the deed. Sullivan declares he will recover.

The window blinds were up and the room was brilliantly lighted. The bullet cut cleanly through the window pane, through the back of a solid chair and entered the lung from the back. He called for help a telephone station for the police. Neighbors heard a man running down the street and the frost-covered fence showed where the assassin stood.

Sullivan was not popular with many men he has arrested and it is known several convicts threatened to "get him."

Railroader is Arrested.

S. H. Elverum, special officer for the O-W was arrested today in connection with the shooting of Sullivan. Council met to offer a reward for the capture of the assassin.

ed this morning from Seattle bringing with him two prominent financiers of Seattle who are inspecting local orchard tracts with a view of expending large sums of money. Mr. Zimmerle and the La Grande Investment company were hosts to the visitors this morning and took them out to the various orchard centers. They will spend two or three days here in-

vestigating matters carefully before investing. The men are M. E. Brant and Henry Bock.

Killing Near Bellingham.

Bellingham, Jan. 6—Sheriff Whetcom of Skagit county with deputies and 100 volunteers and blood hounds are today scouring the hills near Acme for two thugs who yesterday shot and killed Justice of the Peace Galbra and seriously wounded W. E. Stevens of the Key City Logging Co. at Acme. All ways out are guarded. The men shot when they overtook the thieves and ordered them to submit to arrest for robbing a store. The robbers shot back and then fled leaving their old shoes which gave the hounds their scent.

MRS J. M. SELDER PASSES AWAY IN PORTLAND

PIONEER WHO CAME HERE ON STAGE.

Ailing But Death Not Expected—Husband Hurries to Portland.

Mrs. J. M. Selder, wife of County Commissioner Selder, died at the home of her daughter in Portland this morning, according to a meagre message received today.

Mrs. Selder has been ailing for some time, and it was primarily on account of failing health that she and her husband removed to Portland for the winter. The details of the rather unexpected end have not been conveyed to the sons, E. D. and Vernon of this city.

E. D. Selder awaits further information before going to Portland. The remains may be brought to Cove for interment.

On May 15, 1866, Miss Emeline B., daughter of Lorenzo and Marie Corpe married J. M. Selder and to them were born nine children, as follows: Della, wife of Siegel Coffman, near the home place, Dora B., in Portland, Elso, now Mrs. Gossett in California, Wilber, who died May 4, 1901, Eugene of this city, Glenn, Vernoon, Lois and Valma.

The couple moved from Indiana to the Grande Ronde valley, gaining transportation to Utah but had to stage it in to the Grande Ronde from that point. That was in 1879. While Mr. Selder accumulated wealth by hard toll, Mrs. Selder worked hand in hand with him and it was only last fall that the couple decided to spend their winters in Portland in ease and comfort.

ROBIN LIVED IN LUXURY.

Entertained Extravagantly at His Manor on Bank's Money.

New York, Jan. 6—Investigation of the transfer of a half million dollar estate and residence of Joseph Robin to his sister, Dr. Louise Robin, before the ex-banker gave himself up for the alleged theft of \$30,000 from the Northern Bank of New York, is being conducted by District Attorney Whitman today. The estate is known as Driftwood Manor and consists of 112 acres set off the road. The house cost \$125,000.

Robin entertained at week-end parties. Charles Janichan, a former estate manager said the banker frequently brought out automobile parties on Saturday nights and they stayed until Monday.

"The usual crowd composed ten persons," he said. "The women usually are chorus girls. After dinner there was generally dancing which ended with the women on the table kicking chandeliers. In the summer, Janichan said, there were water dances in the surf with costumes usually a negative quantity."

Packed Apples Condemned.

County Fruit Inspector Stillwell last evening condemned 500 boxes of apples stored in the Oliver warehouse. The fruit will have to be repacked.

COUNTY LEVY PLACED AT 10 MILLS; TOTAL HERE 34

The Levy.

State	2 mills
County	3 mills
School	2.2 mills
High school	4 mills
Soldiers Ind. fund	.03 mills
Library	.02 mills
Poor farm	.05 mills
Special road	.1 mill
General road fund	1.4 mills
Total	10 mills
City school levy	11 mills
Gen. City levy	13 mills
Grand total	34 mills

county is concerned at 30 mills, the county court this afternoon supplied the missing link in determining what tax the property owners of this city will have to pay this year. The total levy reaches 34 mills, in place of 30 mills last year. The county levy is reduced while the school levy has increased.

A reduction of two mills was made by the county court. The matter would have been attended to earlier in the session but on account of the fact that needed data from Salem did not arrive before, the matter had to be deferred. The state levy is two mills.

With the city school, the city and the county and state levies the entire levy runs up to 34 mills, segregated according to the table above.

SECOND INTERNATIONAL AIR MEET OPENS TOMORROW MANY FAMED BIRD MEN ALREADY THERE

San Francisco, Jan. 6—A dozen of the world's leading aviators are arriving here today preparatory to attend the second international aviation meet to be held in San Francisco and scheduled to open tomorrow. More than a score of machines are here. The Wright-Curtiss teams represents America; Hubert Latham represents France; James Radley, England. The meet lasts seven days.

Yankee Aviation Regulated.

Sacramento, Jan. 6—Regulation of

aviators and aviation is provided for in a bill which Senator Hare of San Francisco is preparing. The recent death of Hoxsey and Molasant caused Hare to investigate. It is stated the measure will provide that certain weather conditions must obtain and that the aviator be physically examined and that the machine be examined before flights will be allowed in California.

BIG GATHERING OF FARMERS THIS MONTH

THIS MONTH WILL SEE CONVENTION HERE.

Three Counties to be Represented at Two Days' Session of Farmers.

One of the most important gatherings of members of the Farmers Co-operative Union will be held in this city January 13 and 14 when three counties of Oregon will hold a tri-county convention here. Baker will send about 100 delegates, Willowa an equal number and Union county will of course be liberally represented at the two day's session. Matters of particular importance to the farmers of Eastern Oregon will come up for consideration and as there will be several officials of the state association here, the meeting will be of unusual large interest.

State Board to Meet.

Among other important features in connection with the gathering of farmers, will be the meeting of the state board of the farmers' union, as governed by the state association of which the various locals throughout the counties form the unit. In this connection will come men of state wide reputation, including C. C. Conner of Pendleton, Messrs. Waterman of The Dalles, Brown of Arlington, Norris of La Grande and Williams of Buhl, Idaho.

In addition to the delegations from the three counties officially to be represented, Pendleton will send several delegates and the organizer, Mr. Cox will likely be here as well.

ABRUZZI RUMOR REVIVED BY ROMANS

IN DEATH OF ELKINS CHIEF OF POSITION LEFT.

In America Too the Rumor is Given Credence—Widow Not Opposed.

Rome, Jan. 6—Italian newspapers freely predicted today that the death of Senator Elkins will be followed soon by the marriage of Katherine Elkins and the Duke D'Abuzzi. The papers assert real opposition came from Senator Elkins. It is reported the Italian king has informed the Elkins' that only a morganic marriage with the American heiress is possible owing to the fact that the Duke is remotely heir to the throne. It is said Senator Elkins said only a marriage with no reservations would be considered.

Credited in America.

Washington, Jan. 6—Rome dispatches regarding the Elkins affair are generally credited here. It is believed Mrs. Elkins favored the suit.

LaFollette After Wall Street.

Madison, Wis., Jan. 6—Asking that Wall Street be no longer allowed to select the president of this country, the LaFollette magazine editorially today urges the election of delegates to the national convention of 1912 at the direct primaries. All states are called upon to join in the movement. This means the voters will be enabled to secure a platform that would fulfill platform pledges, the editorial says.