

# La Grande Evening Observer

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## COURT UPHOLDS COMMISSIONERS ORDERS TO ROAD

LAW OF 1907 SUSTAINS RAILROAD COMMISSION'S ORDERS TO REDUCE RATES.

## RATES DISCRIMINATING

President Joselyn of the Portland Railway, Light & Power Company, Today Announced That the Rates Ordered by the Supreme Court Would Go Into Effect Tomorrow.

Washington, June 10.—The supreme court today declared that the Oregon law of 1907 creating a state railroad commission had sustained the commission's order to the Portland, Railway, Light & Power Co., directing them to reduce by five cents fares on the Milwaukee and Oregon City interurban division.

The court held that the rates from Oregon City and Milwaukee way points compared with fare to Lents were not necessarily unreasonable, but discriminatory and ordered the company to reduce the fares, also to give passengers free transportation privileges within the city limits of Portland. The court sustained the Oregon commission's order to regulate fares to the Oak Grove district.

Portland, June 10.—President Joselyn of the Portland Railway, Light & Power, announced today that the rates to Milwaukee and way points as ordered by the supreme court would go in effect tomorrow. It is understood that rebate checks will be redeemed by the company on presentation.

## TO TEST ALASKA COAL

Territory Product Being Considered for Navy.

Bremerton, June 10.—To make an official test of Alaska coal from the Berig river fields the cruiser Maryland sailed to Alaska and returned with her bunkers filled with the Alaska product, a part of which will be shipped east for mineral tests. If satisfactory Alaska coal may be adopted for the Navy.

## VERDICT FOR DEFENDANT

Question Involved Was Leasing of a Pasture.

The jury in the case of Mrs. A. M. Rinehart of Union against the Eastern Oregon Meat Co., of the same place, brought in a verdict at 11 o'clock in favor of the defendant. The plaintiff charged the defendant with the use of a pasture near Union and claimed damages in the amount of \$200, or rather for the fulfillment of an alleged lease. The defendant's defense was that the company never leased the pasture and was not in actual possession of the same.

## Damage Case This Afternoon.

The court this afternoon will take up a complaint against the E. O. Light & Power Co., brought by Greenwood, who is asking \$6000 damages for injuries received from a live wire of the light company. The accident occurred last June about four miles east of La Grande. F. S. Ivanhoe is attorney for the plaintiff, and John Rand of Baer represents the companies interests.

## Birth Record.

Born on Sunday evening to Mr. and Mrs. C. H. McCorkle, a seven and a half pound daughter.

## Cocktails for Bryan

GRAPE JUICE COCKTAILS FOR SECRETARY OF STATE

## Diplomatic Peace Drink

Californians Taking Big Chest of Grape Juice to Capitol.

Chicago, June 10.—With a big chest labeled "Diplomatic Peace Cocktails" in charge, a party from Richmond, Cal., passed through here this morning for Washington. The cocktails are pure grape juice and will be presented to Secretary Bryan. The Californians are en route to attend the conference before the sessions of the rivers and harbors board June 16.

## PERRY TO RUN MARATHON

La Grande Boy Will Contend for Honors in Northwest Meet.

Abe Perry, the well known long distance runner of Union county, will leave this evening for Portland where he will enter in the five mile race in the Pacific Northwest Amateur meet. This is the fastest meet of the year in the Northwest and several Olympic athletes will be among the contestants.

Perry will run unattached, and expects to give his opponents a run for their lives if they succeed in taking first place. Last year he established the Union county record in the mile run making the time in 4:48, and then leading the race by 50 yards. In his coming race Perry will be pitted against the best long distance runners in the country and to gain a place in such a race will be a great credit to anyone.

## MRS. DEAL DIES AT HOME

Pioneer of This Valley Passes Away Early This Morning.

Mrs. Robert Deal of South La Grande died at her home at 2 o'clock this morning. Mrs. Deal who was 69 years of age was an early pioneer in this valley and is well known to many of the old settlers. Interment will take place in the I. O. O. F. cemetery Wednesday afternoon.

Mrs. Deal is survived by her husband and a son and daughter, Robert Deal Jr. and Mrs. Maphafey, all of La Grande.

## A. CARTON HEPBURN.

New York Banker Who is Optimistic Over Business Outlook.



## MUCH COMMENT ON DECISION IN ST. PAUL CASE

JAMES J. HILL SAYS "MIGHT AS WELL TALK TO A LAMP POST."

## VINDICATION OF GOVERNORS SUGAR IS THREE-FOURTHS

"Sets at Rest Once for All the Question of the Right of the State Commission to Regulate Interstate Rates." McReynolds. Decisions Gains Approval of Many Governors

St. Paul, June 10.—Asked for comment upon the supreme court's decision in Minnesota rate cases, James J. Hill said: "You might well talk to a lamp post, I will never say anything on that subject." Governor Eberhardt is jubilant over the decision which will result in Minnesota railroads refunding to shippers approximately three million.

Governor Eberhardt said: "The supreme court decision is the greatest triumph that the principle of government control of corporations has enjoyed since the first attempt to regulate the activities of these creatures in this state. The decision is progressive, interpreting the progressive spirit of the constitution."

Commenting upon the Minnesota decision, McReynolds said: "The decision is an absolute definition of the rights of the state public utilities commission. It sets at rest once for all the question of the right of the state commission to regulate interstate rates."

Senator Wilson said: "I don't think congress will attempt to take from the state the power to control interstate rates. I heartily agree with the principles laid down, and consider this one of the most important decisions in years."

Commerce Commissioner Michord said: "This is certainly the correct interpretation of the law. Its effect will be wholesome."

Cincinnati, June 10.—Former Governor Harmon declared that the supreme court decision in the Minnesota case to be a complete vindication of the position taken by the governor's convention for which Governors Harmon, Hadley and former Governor Aldrich of Nebraska, prepared the gov-

## CARTER WITNESS IN INSIDIOUS INVESTIGATION

INSERTED ARTICLES IN NEWS-PAPERS OPPOSING FREE SUGAR.

## SUGAR IS THREE-FOURTHS

Intends to Carry Propaganda as Far as Possible—Hawaii Has Eighty-Two Thousand School Children and Cannot Educate Them Unless They Secure Good Price for Their Sugar.

Washington, June 10.—Former Governor Carter of Hawaii, a witness in the insidious investigation today declared that he was sent to Washington by the Honolulu chamber of commerce. He testified that he had inserted advertisements in newspapers opposing free sugar. All such advertisements he said first were examined by New York agents of Hawaii sugar concerns. He declared that Hawaiian sugar interests had sought for a hearing before the senate finance committee, but the members advised them to "come back and make arguments after the tariff passed."

Carter said his organization was the "Domestic Sugar Producers' association" and that it represented almost every American producer. Carter testified that they had raised money to carry on the campaign by assessing every sugar grower in Hawaii. He said that expenses had been less than \$100,000, adding: "We propose to carry our propaganda as far as we can. We must save the land of our birth, and 75 per cent of our revenue comes from our sugar. We have 82,000 children to educate and can't do it."

## J. J. WITTY SELLS OUT.

Will Move to Wallowa County on Larger Tract.

J. J. Witty the well known Fruitdale farmer has disposed of his 20 acre fruit tract to Mr. Waggoner of Wallowa county, exchanging it for a 160 acre farm. Mr. Witty is a rustler and his friends wish him all kinds of success in his new enterprise.

ernor's brief which was presented to the court.

## Judge Hopes to Parole Boy

BOY A PRISONER AT COURT HOUSE.

## Judge Will Investigate

Grant Parole If Facts Will Warrant.

Yesterday a youth who claimed to be only 17 years of age, plead guilty to a charge of stealing a watch in North Powder several months ago. Judge Knowles questioned him quite closely regarding his former record, where his parents lived and if they knew anything about his present condition. The prisoner at the bar stated that his parents lived in the east and that his mother did not know anything about his present trouble and that he did wish her to be informed of his waywardness.

The court was compelled to pass sentence which will keep the young man in the penitentiary for at least one year and unless pardoned by the governor for a period of seven years.

The boy has become quite a favorite with the sheriff's office attaches, he has assisted in keeping the lawn mowed and in fact anything whereby he could secure a little fresh air and be of any utility. The court was apprised of his good conduct and stated that before giving an order for his transfer to the penitentiary he would look up the facts and if warranted would grant a parole.

## WILSON MAKES NOMINATIONS

Cornelius Ford of New Jersey for Public Printer.

Washington, June 10.—This morning the following nominations were sent to the senate by President Wilson: Cornelius Ford of New Jersey, public printer; Herman Craven, of Washington, to be civil service commissioner; Frederick Brown to be the United States judge for the third district, Alaska, and A. B. Gray to be United States Marshall for Nevada.

## LECTURE WEDNESDAY

Wrong Date Given in Last Evening's Announcement.

Mrs. Sena Wallace will lecture in the M. E. church South next Wednesday evening, June 11th. Last evening the wrong date was given in the announcement printed in the Observer.

## CLARENCE H. MACKAY.

Presented Cup to Be Competed For by Army Aviators.



## COMPLETED VIADUCT WILL COST \$29,000

THAT SUM REPRESENTS ONLY EXPENDITURE OF COMPANY FUNDS.

## NEW PLAN IS SUBMITTED

O-W Plans for Proposed Viaduct Excluded, and Consequence of Meeting is That City Will Prepare Maps of its Desired Approaches, to Be Built by the City—Appears a Go Now.

Though still in status quo in so far as the saying of the final word to go ahead is concerned, it becomes very apparent that the O-W has under serious consideration the expenditure of about \$29,000 on the construction of a subway at North Second street crossing. The result of the meeting here yesterday afternoon between the city officials and O-W Engineer H. A. Brandon and Attorney C. E. Cochran was that City Engineer Neill was asked to prepare plans for the approaches to the subway in accordance with the wishes of the city council. That the subway is to be built seems certain, though the word to build it has not gone out—the matter is still in the negotiation stage. The chief difference now that is holding up complete and final plans is the matter of the approaches.

Plans drawn by the company call for a subway 180 feet long with 14 1-2 foot clearance under the railroad track, and a road way 22 feet wide, six feet of which shall go for a railroad and slightly elevated sidewalk on one side, leaving 16 feet for the concrete walls the full distance of the approach from each side, and for paving. The drainage is to be done through the medium of a huge electric pump.

The plan which the city proposes to set out in its drawings is for the paving and curbing to be built by the city up to the approach, which would be necessary under any plan, but instead of building the expensive cement wall, they hope to slant the parking from the curb back to the property line, which is to be done by the city. These could be seeded to grass and by careful attention hold the earth sufficiently well it is argued. It would not have the tendency of leaving the embankment so sharply defined it is claimed.

Official sanction has been obtained from company headquarters in New York to proceed with the work as soon as it becomes mutually understood just what is wanted. It is believed by local authorities in touch with the matter that it is only a matter of detail from now on and as soon as the city plans are submitted and acted upon, that some sort of a viaduct will be built. The approaches in any event are to be built by the city and the viaduct by the company. The company plans call for an outlay of \$20,000 by the city, but the revised plans will amount to much less than that it is said.

If the viaduct is completed it will be possible for the school board to subdivide the school districts in such a way that many children living just south of the railroad track can attend the Northside school with perfect safety in that they can cross in the viaduct and have school facilities brought much nearer to them.

## FERNANRO TELLS CONFLICTING STORIES ABOUT DEATH OF WIFE

The following from the Morning Astorian gives the different tales of P. Fernanro, the Spanish husband of Ruth Burnett, has related concerning his part in the stabbing which resulted in the death of his wife. As yet, however, nothing has been discovered that in anyway sheds the least particle of light upon the mystery:

Yesterday, P. Fernanro, held at the local police station in connection with the death of his girl-wife in the hospital Friday night the result of a knife wound, made an entire change in his story as to how the affair occurred.

According to what he said Friday night, his wife was cutting bread, when she fell to the floor, piercing her breast with a knife. He declared he had carried her to a bed where she was found by the physicians. The blood stains on his hands, he said, resulted from this.

Yesterday Fernanro told the deputy district attorney and officials of the city and county, that his wife was cutting toward her with the bread up to her breast. Suddenly she cried "I am cut" walked into the bedroom and lay down on the bed. He declared he had not touched her, but had run immediately for help. He offered no new explanation for the blood stains on his hands and on his tie. This story is in direct opposition to his elaborate explanation of the night previous.

Chief Kearney late yesterday received a telegram from the parents of the dead girl, stating that they would arrive as soon as possible. An inquest over the body will be held by the coroner's jury Monday morning.

Fernanro has asked permission to see his wife which was granted him. He will probably be taken over to the coroner's chapel sometime today.