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REJOINDER

HAS A STING

AUSTRIA ACCUSED OF IN-HUMAN ACT BY TORPEDOING ANCONA RECENTLY

SHIP SHOT DOWN AFTER ENGINES WERE STOPPED

Humane Feature Emphasized but International Laws Not Discussed, America Assuming that These Points Are Known to Austria and Therefore Not Open for Debate.

Points of America's Ancona rejoinder.

By the Austrian admiral's own admission that its commander torpedoed the Ancona after her engines stopped and passengers were still aboard, Austria violated international law and "entirely disregarded" humane principles which should govern sea warfare, in America's view.

Details of the sinking, and the matter of who perished, as sought by Austria, are hence "in no way essential matters of discussion."

The commander's capability is in any case established. Americans were put in jeopardy by his lawless act.

The administration holds Austria does not question or dispute recognized international law nor humane principles, so the United States does not feel called on to debate them.

America renews the demands of her original note and "sincerely hopes" Austria will meet them in a spirit of frankness and with "the same concern for good relations" now existing between the nations in which the United States make the demand.

Washington, Dec. 22.—(U. P.)—The United States will not argue with Austria any points involved in the sinking of the Ancona.

In the second American note to the Vienna government, made public by the state department today when it was delivered to Foreign Minister Burian in Vienna, this government states that it must "renew the definite but respectful demands made in its communication of the sixth of December."

This second note, extremely brief, is friendly in tone, but leaves no doubt of the determination that Austria shall make full reparation for American lives lost and shall punish the Austrian submarine commander whose "culpability is in any case established" and whose act, details of which were given in the Austrian admiral's statement, is held to be "wilful violation of the rules of international law and the principles of humanity."

Addressed to Ambassador Ponfield; the note says:

"Department of State, Washington, December 19, 1915.—You are instructed to address a note to the Austro-Hungarian minister of foreign affairs, textually as follows:

"The government of the United States has received the note of Your Excellency relative to the sinking of the Ancona, which was delivered at Vienna on December 15, 1915, and transmitted to Washington and has given the note immediate and careful consideration.

"On November, 15, 1915, Baron Zwiadinek, the charge d'affaires of the Imperial and Royal Government at Washington, transmitted to the department of state a report of the Austro-Hungarian admiral with regard to the sinking of the Italian ship Ancona, in which it was admitted that the vessel was torpedoed after her engines had been stopped and when passengers were still on board. This admission alone is, in the view of the government of the United States, sufficient to fix on the commander of the submarine which fired the torpedo, the responsibility for having wilfully violated the recognized law of nations and entirely disregarded those humane principles which every belligerent should observe in the conduct of war at sea. In view of these admitted circumstances the government of the United States feel justified in holding that the details of the sinking of the Ancona, the weight and character of the additional testimony corroborated the admiral's report and the number of Americans killed or injured are in no way essential matters of discussion. The culpability of the commander is in any case established, and the undisputed fact is that citizens of the United States were killed, injured, or put in jeopardy by his lawless act.

"The rules of international law and the principles of humanity which were thus wilfully violated by the com-

FESTIVAL HOUR

FOR 'KIDS' SET

CHRISTMAS DAY AT NOON CANDY HOUR.

Children, Don't Scramble—Plenty For All and All Will Get Share

Ah, children, listen. The hour has been set for the big candy festival on Christmas day when Pat Foley and Ole Rogers will open the huge candy bags and showers of goodies will fall upon all children who assemble at the Foley hotel.

It is to be at high noon on Christmas day. Don't get excited and be at the hotel early, for the hour has been set for noon so that all little children can go to Sunday school and church on Christmas day and still have plenty of time to be in on the big candy shower.

Ole Rogers has arranged some classy Norwegian dialect that he will recite just prior to the exploitation of the candy bags, and following this recitation of the famous "Norseman," taxi cab doors will be thrown open and 600 pounds of candy will be allotted to the kids who congregate for the occasion.

It will not be a scramble as many believe for individual sacks have been provided and each child will be handed his allotment with well wishes for a merry Christmas.

DINNER DANCE TO BE GIVEN.

Foley Grill To Be Scene of Joyful New Gathering.

The closing of nineteen hundred and fifteen in La Grande will be marked by a dinner dance to be given at the Foley grill. Dancing will start at 8 o'clock in the evening and continue between courses until the New Year breaks in upon the party.

Dancing the old year out and the new year in has been done in La Grande before but there never has been a dinner dance given before on New Year's eve.

A full orchestra will furnish the music and the grill is to receive special decoration suitable for the occasion.

LONG TERM IN PEN.

Short Work Made of Jordan Valley Cattle Rustler.

Baker, Dec. 22.—Secretary S. O. Correll of the Oregon Cattle and Horse Raisers' association yesterday received word from Caldwell, Idaho, that C. E. Young, the Jordan Valley cattle rustler, had been found guilty in circuit court of Canyon county and sentenced to a term of one to 14 years in the Idaho state penitentiary. This is one of the cases which the cattle men's organization took part in prosecuting, and Senator W. H. Strayer, acting as the representative of the stockmen, assisted in the prosecution of Young in his trial at Caldwell last week.

Wallowa Stars Elect.

Mrs. Schilke, a member of the grand lodge of Eastern Star will install the following officers in the Wallowa chapter tomorrow evening: Mrs. John McDonald, W. M.; Rebecca Mitchell, A. M.; Edwin Marvin, W. P.; John McDonald secretary; J. P. Morelock, treasurer; Mrs. Fay Roberts, conductor; Mrs. Maude Marvin, assistant; Mrs. Helen Bell, Ada; Mrs. Ray Searl, Ruth; Eva McIntyre, Esther; Mrs. C. B. Walker, Martha; Mrs. Mary Morelock, Electa; Mrs. Jane Mitchell, chaplain; Mrs. C. B. Walker, sentinel; Mrs. Ethel Mitchell, organist; Mrs. Patti Hunter, marshal; warder not appointed.

Villistas on the Run.

El Paso, Dec. 22.—Several thousand Villistas are reported sweeping into Juarez and plans for the surrender of the city are believed to have fallen through. Several were killed in that region and many injured.

General Pershing, commander of the American forces, has ordered his men to reply if there is any shooting across line. It is expected Oregon will control Juarez tonight. A band of Villistas who surrendered Juarez declared further resistance meant intervention. A hundred thousand of Carranza money has arrived, placating some rioters.

Commander of the submarine have been so long and so universally recognized and are so manifest from the standpoint of right and justice that the government of the United States does not feel called upon to debate them and does not understand that the Imperial and Royal government questions or disputes them.

"The government of the United States, therefore, finds no other course open to it but to hold the Imperial and Royal government responsible for the act of its naval commander and to renew the definite but respectful demands made in its communication of the sixth of December, 1915. It sincerely hopes that the foregoing statement of its position will enable the Imperial and Royal government to perceive the justice of those demands and to comply with them in the same spirit of frankness and with the same concern for the good relations now existing between the United States and Austria-Hungary which prompted the government of the United States to make them."

"LANSING."

HUNGARY WOULD PLEDGE OPEN DARDANELLES

Russian Influence in Balkans Must End. On Other Hand Riga Seems Safe.

London, Dec. 22.—The German offensive in the Riga region has completely failed; a Geneva correspondent says. General Hindenberg retired after burying his cannon and abandoning supplies. It is said five German divisions retreated. Sanguinary fighting goes on near Uxhul.

Million-men Bill Passes. London, Dec. 22.—After an all-night debate the bill calling a million more troops was passed by the Commons. Carson fought the bill, and arraigned the Dardanelles campaign, while the members snored.

Hungary Would Talk Peace. Berlin, Dec. 22.—Hungary is willing to pledge Russia that the Dardanelles will be open to Russian commerce as a condition of peace, Count Apponyi so declared to the United Press in an interview today.

Russian Balkan influence must be destroyed, though. He expressed surprise at America's tone in the Ancona note. "Violent expressions are uncalled for. I'd have asked America to amend her styles and language before a reply."

Apponyi leads the opposition in the Hungarian parliament, and is also an international peace leader. "We understand why Russia wants this assurance, but I don't see how that menaces our safety," he said. Apponyi believes Russia is a stumbling block in the path of early peace.

Berlin Admits Losses. Berlin, Dec. 22.—(Sayville wireless)—French forces have captured the summit of Hartmannswillerkopf by assault, it is officially admitted. Germans claim to have partly recaptured it. Fighting has been unusually severe for several days.

Kaiser Is Ill. Berlin, Dec. 22.—The Kaiser is ill, and unable to visit the western battlefront as planned. "Slight inflammation of the cellular system," an official statement said, "obliged him to stay inside."

MORE CHAPTERS IN MINE CIRCLES

CLAIMS HAVE BEEN POOLED BY CLAIMANTS.

Proposed Sale Recently Attempted Fails to Materialize.

Another suit has been filed in the circuit court to foreclose on the mining district up the river to satisfy labor claims. All these claims amounting to a good many hundred dollars have been pooled and assigned to E. J. Stewart and Mr. Stewart is the nominal plaintiff and the Camp Carson Mining and Power company is the defendant.

A similar suit was in court two or three years ago at which time Hudson Shropshire, who was one of the principal creditors, became the assignee of other labor claims and these were adjusted through foreclosure proceedings. Subsequently the manager of the mines, a man named Harvey of Seattle, continued with work at the mines with the result as before—an accumulation of claims for labor performed. It is these latter claims that are now sought to be liquidated through the usual process of a lien on the mining property and the appurtenances belonging thereto.

Late Proposed Deal Fell Through. There seemed to be a way out for the Carson mines a few weeks ago when a man came from Tacoma to conclude the arrangements for taking over the mines, and it was announced at the time that the prospective purchaser would take up outstanding claims and that he and his associates would thus succeed to the property. The filing of the liens in the present suit is sufficient indication that the proposed deal has not materialized.

Other Legal Troubles. In addition to this suit just filed there are some other matters to be settled by the courts, including suits for priority of rights and other questions incident to the legal status and ownership of the Camp Carson mines.

DIVINE SARAH DYING.

Reports Say Gangrene Has Gripped Noted Actress.

Paris, Dec. 22.—Sarah Bernhardt is dying, from gangrene, it is reported. Recently her leg was amputated and she didn't fully recover from the operation.

Wounded Highwayman Is Dead.

Seattle, Wash., Dec. 20.—Jack Woolfe, 23 years ago, who was shot Saturday night when he and Claud Tripp, aged 19, attempted to rob F. C. West, a driver of a laundry wagon on died today. Tripp, who was captured injured by West, is held in the city jail on a charge of attempted highway robbery. Woolfe, who was married and had a good position, decided to add to his income by highway robbery, according to Tripp.

Powers Gets First Bank.

Marshfield, Or., Dec. 20.—The first bank at Powers, the logging town which, in 10 months has grown from nothing to a population of 1200, was opened there last week. E. J. Loney, of Port Orford, is the owner of the concern. He has extensive business interests around Port Orford and owns the bank there also.

WASHOUTS AT WYETH SERIOUS

SEVERE GALE ABATES.

Portland, Dec. 22.—Washouts, snow-slides and swollen streams throughout the north-west have delayed traffic and paralyzed communication as the result of a three-day storm. An eighty-mile gale off the coast abated this morning.

MORNING MAIL TRAIN LATE

WHOLE DAY.

Detour Itself Meets With Trouble—Storm Breaks Out.

Washouts at Wyeth, west of The Dalles last night, threw a monkey-wrench into the machinery of railroading. No. 4, the fast mail due early this morning, and No. 6 due today at noon, were caught behind the trouble, in fact didn't leave Portland until this morning when it was found necessary to detour them over the S. P. & S. In that way the trains got around the track trouble hitting the good track at The Dalles and if all goes well the first of these delayed passengers will reach here this evening about 7:30. No. 18, due tonight at 8:30 was sent out of Portland on the O. & W. and it is expected that this train will be about on time. Several trains out of here yesterday were caught on the east of the trouble.

To add to the seriousness of the delay, the S. P. & S. had slide troubles and couldn't handle detoured trains until this morning.

Serious storms broke over the west coast yesterday afternoon and a great deal of harm was done to poles and other equipment.

SNOW DISAPPEARING.

Drifts Alone Remain to Hinder Traffic in the Valley.

Few farmers are venturing into La Grande this week, especially those who have to cross the valley. The Gekeler lane is blocked with snow and other lanes are likewise impassable. Arrangements were made to drive over certain fields to dodge the drifts, but the rain and thaw last night and today softened the dirt so that this makeshift is wellnigh useless. The warm weather has cleaned the paved streets of snow, and there is serious danger that the kiddies will have little or no coasting facilities Christmas day.

Road supervisors are rushing the work of opening the drifted lanes.

All Trains Late.

Vancouver, Wash., Dec. 22.—Train schedules are demoralized as a result of the storm. Trains from the north and east are five to ten hours late.

Centralia Hard Hit.

Centralia, Wash., Dec. 22.—The entire north end is flooded by swollen waters for Skookumchuck river, which began to recede only this afternoon. Other sections of the city are under water in places. Police, with flat boats moved stranded families. Schools closed yesterday and the city is compelled to furnish conveyances for school children. China ditch, flooded yesterday is back in its banks again.

CLERK'S OFFICE DRAWS CANDIDATES

C. M. HUMPHREYS WILL SEEK REPUBLICAN VOTES.

Other Names Being Mentioned for Same Office Informally.

C. M. Humphreys, better known to everyone as "Cash" Humphreys, who is now city treasurer and who has served the people of La Grande and Union county in various capacities that required the work of a public official, today announced that he had under earnest consideration the proposition of entering the race for county clerk.

"I do not claim the grass roots are on fire and that I hear a loud, sonorous voice calling me to serve the people as county clerk," said Mr. Humphreys, "but I do know that a number of Elgin and Union people have personally asked me to get in the race. Also some from Cove have made the same request and quite a few in La Grande have mentioned the matter to me. Should I get into this contest I will run for the office on a fair, square dignified promise to do my duty as laid out by the state law and to serve the county court as that body shall direct. I believe I have had sufficient experience to be competent for the place and if I run, which now seems possible, I will appreciate the support of all the people who believe in me."

Mr. Humphreys was recorder of the city of La Grande for several years, later was secretary of the commercial club and is now the city treasurer of La Grande. Back in the earlier days he was a railroad man, doing time on an engine, and from that position he emerged to make his fortune in the lumber business. In this business he was located at Elgin, but according to his own statement he did not make his fortune. "I will say this however," said Mr. Humphreys relative to his lumber career, "that I got a great deal of hard work and some worth while experience, and I believe it taught me to appreciate what the other fellows are doing who are playing that game."

Other Candidates Probable. Although no definite announcement has been issued as yet it is hinted in political gossip that other candidates will try for the clerk's office to be vacated by Ed Wright. Some contend that Miss Anna Alexander who has acted as Mr. Wright's deputy, will be persuaded by her friends to run for the place, and in case Miss Alexander refuses to run then it is said Kenneth McCormick, another deputy in the office and quite well known throughout the county, will run. The name of Marion Davis of Union has also been mentioned in connection with the clerk's office, and still others have been talked of but not strong enough to make a dent in the political horizon.

House Statement Verified.

Hot Springs, Dec. 22.—President Wilson has confirmed the House statement that his mission to Europe is not for peace. It is understood he will make no advances until he receives intimations they will be welcomed.

MAY BE EXPELLED.

Dr. Haiselden Found Guilty of Violating Professional Ethics.

Chicago, Dec. 21.—The council of the Chicago Medical society in a finding made public recommended to the society that Dr. H. J. Haiselden, who advised against operating on the Bolinger baby, be expelled from the society.

An operation might have saved the child's life, but the parents agreed with the surgeon that it should not be performed and the infant was allowed to die.

A series of articles over Haiselden's name, dealing with this case and the subject of eugenics generally, appeared after the death of the baby, and for these he was charged with unethical conduct and found guilty.

Dr. Haiselden is said to have set up the defense that for 2,000 years physicians have subscribed to a policy of secrecy on subjects which ought to be published for the enlightenment of the public. The decision of the council was unanimous. Dr. A. Augustus O'Neill, President-elect of the society, said that the report would come before the society for final action the second Tuesday of January.

Quarry Works to Capacity.

Centralia, Wash., Dec. 20.—Quarry No. 6, of the Hercules Sandstone company at Tenino, is working full capacity winding up the federal contract to furnish stone for jetty work at Grays harbor. According to Vice President William McArthur, the contract will be completed on scheduled time. The employees of the quarry had their first vacation Sunday since June, owing to a shortage of cars.

Baker Has Good Health Report.

Baker, Ore., Dec. 22.—Just one case of contagious disease in Baker in the year ending November 30, was reported today by City Health Officer Dr. J. W. Huff, at the city commissioners' meeting. The one case was chicken-pox. During the year 88 boys and 91 girls were born, while of 105 deaths 68 were males and 37 females.

ALL CITY TO SING CAROLS UPON STREETS

CHURCHES TO TAKE TURNS AT SINGING FOR PUBLIC FRIDAY EVENING.

FINAL DETAILS YET TO BE COMPLETED BY THE CITY

Commencing at 6:30 and Continuing Until 7:20 Churches and Sunday Schools Will Sing and Render Anthems at Various Corners of the City—Own Trees Not Slighted.

Harking back to the days of yore when Christmas spirit was the truest and deepest rooted, La Grande's churches will Friday evening sing carols to the Christ. City officials are this afternoon calling on every church organization in the city to participate in a semi-community sing in which all Sunday schools and church choirs will be asked to appear in a carol-singing program on the streets of La Grande.

While the proposition has not been carried to its full fruition early this afternoon, enough churches have fallen in line—in fact all so far interviewed have—to make the event a go and a big one at that.

Begins at 6:30.

Due to the fact that there are many Christmas tree programs Friday evening, the street programs will begin early. At 6:30 the first Sunday school and church choir, yet to be named, will begin to sing carols and anthems. All will not be at the same place, hence shoppers and storekeepers wherever they may be about the city will execute their errands to the tune of joyful Christmas carolling of children and elders. The principal corners of the city will entertain such gatherings and as rapidly as one Sunday school is through with its program, it will move away to its respective Christmas tree program in its church and another Sunday school will take its place. Thus the exercises will be continuous until 7:20. This is to be followed by a general Salvation Army service in tribute to Christmas, and on top of it all the Episcopal Sunday school will appear on the scene. Matters will be arranged to suit the different schools. The Methodist church South has its tree program and candy distribution at 4, while the Episcopal church program begins at 6:30 o'clock. The Methodist begin at 7:30, and the Presbyterian at the same hour. This is but a sample of how the schools can be arranged to appear in the program on the streets and not curtail their church services.

"We had at first thought of a community sing," said Manager Lafay, "but that doesn't work out as well due to the fact that programs in the churches begin at different hours. The public is cordially invited to help La Grande make joyous in this celebration. Abandon all else, is the city's advice, and attend these sings, go to the various trees later, and then return to your respective homes and there worship and make merry as conscience dictates."

OLD SITE INSPECTED.

Grants Pass Financier Looks Over Old Sugar Factory Site.

For the purpose of studying reasons why the Amalgamated Sugar factory left La Grande, and to look over the field in a general way, George E. Chambers, a Grants Pass financier has been spending a few days in La Grande. In company with F. C. Bramwell he visited the old factory site, and investigated sugar beet raising as it was carried on here when the factory was running. Southern Oregon is about to have a factory similar to the one built here. While Medford was generally considered to be the location of the plant, some think that it will go to Grants Pass.

PEACE AGREEMENT READY.

Mogul Said to Have Finally Ended Big Baseball War.

Cincinnati, Dec. 22.—The baseball peace agreement is written and will probably be signed this afternoon by magnates. The agreement details are not announced.

Jailed Until Drouth Comes.

Pendleton, Dec. 21.—Having been arrested a number of times of late for being drunk on the streets, J. E. Thomas, a Canadian Indian, will have no further opportunity of indulging before the saloons go out of existence. Brought before Judge Fitz Gerald this morning again he was told that he would have to remain in jail until New Year's day.