SCORE IN WILL CASE

Edna Hopper's Attorneys Make a Strong Point.

HEARING SUDDENLY HELD UP

Plaintiff Alleges One of the Witnesses to Dunamuir's Signature Did Not Know What He Was Signing.

VANCOUVER, B. C., Dec. 1.-The present hearing of the appeal in the Dunsmuir will case suddenly came to an end today, when a strong point was scored by the plaintiff, which sends the parties back for further evidence. This point is that the plaintiffs claim that one of the witnesses to Alexander Dunsmuir's signature to his will did not know that the document was will. Under the California law this would make the will null and void.

Lake Taxpayers' Petition is Granted by Governor Chamberlain.

SALEM, Or., Dec. 1.—(Special.)—A.
J. Nellon, who stole over \$5000 of Lake
County's money while he was Sheriff
of that county, was pardoned by Governor Chamberiain today upon the pe-tition of practically all the taxpayers who were affected by the crime. Neilon was met at the prison door by his wife, who has worked hard for several weeks securing the petitions which brought his release. They went to Portland

Netlon is a native of Northern California and comes of a good family, of high standing on Lake County. He was Sheriff from 1898 to 1990, and at the close of his term it was found that he was \$8000 short in his accounts. Suit was brought against his bondson appeal to the Supreme Court the case was reversed because of errors at the trial. Before the case could be tried again it was compromised. What amount the county received in amount the county received is not shown by the records here. Nellon was tried on a criminal charge

nellon was tried on a criminal dulity, and after a hard fight was found guilty. He was sentenced to serve a four-year in the reclamation of thousands of acres term in the penitentiary, and has term in the pentionitary, and has served one year of that time. In the petition for a pardon it was alleged in his behalf that he was held in jail at Lakeview one year before being sentenced to the penitentiary. It is also alleged that he had been of previous good character, one petitioner averring n his behalf that from the time he was indicted until he was brought to Salem there was not a day that he could not have left the county, for he was practically at liberty without bonds for a

It is stated also that his parents are nearly 20 years old and that they desire to see their son free before they pass into the great beyond. The petition was signed by all the jurors except three, by all the bondsmen except one and by practically all the legal voters in the county. The trial Judge, H. L. Benson, recommended that the pardon be granted because the taxpayers want it. District Attorney A. E. Reames de-clined to recommend a pardon, but said that since the taxpayers, who are most interested, want the pardon issued, he will not oppose it.

OAKMAN'S TRIAL IS SET.

Delayed That Evidence May. Be gambling was voted down. Brought From Old Home.

HILLSBORO, Or., Dec I.—(Special.)

—Bert Oakman, charged with slaying

Prank Bennett, August 27, was this
morning arraigned and pleaded not
gulity. His attorneys asked for further time to secure depositions from Monmouth, Ill., as to Oakman's previeus good reputation, and the court the date of trial on December 15. William Hays, of Sherwood, pleaded guilty to assaulting a saloonkeeper of that place with a knife and was sen-tenced to six months in the penitentlary, the minimum sentence for the The second indictment, charging him with assaulting the same man with a hatchet, was dismissed. As the case was strong against young Hays he pleaded guilty at the sugges-

WARDEN'S ACCOUNTS CORRECT

court to defend.

the attorney appointed by

Expert Reports Favorably After Examination at Idaho Penitentiary.

BOISE, Idaho, Dec. 1.—(Special.)—Sher-man M. Coffin, appointed by the Governor to make an expert examination of the accounts of Warden Perrin, of the Penitentiary, made his report today. He found the full amount on hand which should be in the possession of the warden, and makes a detailed statement of the same. The books are straight in every respect, according to this report, and the funds all on hand.

The warden is shown to have more than s called for by his books, his cash re-cources being in excess of his obligations. It is shown Perrin lost \$348.96 by the trans actions of U. G. Kelley, the clerk, over whose dismissal there has been so much

CAPTAIN LOST AT SEA.

Boom of Schooner Charles R. Wilson

Sweeps Master From the House. ABERDEEN, Wash., Dec. 1 .- (Special.)-Captain Albert Johnson of the schooner Charles R. Wilson, which arrived here today, was drowned at sea last night off Gray's Harbor. He was standing on the house when the boom struck him, throwing him into the water. A very heavy sea was running. A life preserver was thrown to him and a boat launched, but it swamped, almost drowning the mate, who was rescued the with great difficulty. The captain's tran body has not been recovered.

The schooner Charles R. Wilson left San Francisco November 25 for Gray's

Packers Need More Capital.

VANCOUVER, B. C., Dec. 1 .- A speclal meeting of shareholders of the ed to fill Mr. Williams unexpired tem. Rritish Columbia Packers' Association Mr. Williams, who has served as district raise additional working capital to the amount of \$500,000. It is announced that much of the working capital has been used in improvements and addi-tions to the canneries of the association and unusually large supplies are needed for the expected big run of mai-

Practical Work in Engineering. UNIVERSITY OF OREGON, Eugene, UNIVERSITY OF OREGON, Eugene, Dec. 1—(Special)—A general engineering class was organized at the university to-day for the purpose of fathering interest in engineering work, making it possible for the members of the club to get practical knowledge in such study. Temporary organization was perfected by the election of Herbert Moulton, '66, as presi-

dent, and Charles Dillow, '65, as treasurer. Members of the faculty addressed the meeting and it is understood that some geological maps of Lane County will be made. Only men who have reached sophomore standing are eligible for entrance.

Does Not Prove Makaweli Is Lost. VICTORIA, B. C., Dec. 1.—Chief Constable McDougall, of Clayoquot, after a careful investigation of recent wreckage along the west coast from Clayoquoit to Hesquoit, with a view to identifying any recent victim of the gales in that locality, has come to the conclusion that there is not sufficient conclusion that there is not sufficient evidence to justify the belief that the Makaweli or any other craft has gone down. He has not seen the ship's stern reported off Lennard Island, and says that the smashed ship's boat is a very ancient relic. The two life buoys of the Makaweli are, he says, not enough to jstify the belief that she has

The wreckage reported by the search The wreckage reported by the search officers consists chiefly of 6x6 lumber, 12 feet in length, with some few smaller pieces, two boxes of apples, with the words "Steamer Princess May" written across them in indelible pencil (the May is here tied up), and a new paint brush with the word "Eureka." There is not sufficient lumber to receive the is not sufficient lumber to preclude the probability that it has merely washed away from some vessel's deck cargo.

Suspect Caught at Arlington.

THE DALLES, Or., Dec. 1.—A tramp giving his name as Charles McWalters would make the will null and void.

The appeal will be continued at the next full court, when additional evidence on this point has been secured.

EX-SHERIFF GIVEN HIS FREEDOM

RIVING his name as Charles McWalters was this morning brought back to this city from Arlington by City Marshal Wood and Sheriff Sexton, under suspicion of being the man who held up, robbed and abused Albert Johnson in an East-End feed yard yesterday forence.

At the time of the robbery the Marat the time of the robbery the Marshai was in the railroad yards and saw
a man run to the train and board it as
it was pulling out for the East. Following this lead, the officers started
on the first train, and after searches at
Biggs and Grants, apprehended the fellow at Arlington last night. They feel
sure of his identity with the robbery
here. They are also of the opinion
that he is the same character who held that he is the same character who held up and robbed a citizen in this city on Tuesday evening in the residence por-

For Uniform Irrigation Laws.

SEATTLE Wash., Dec. 1.-During the SEATTLE Wash. Dec. 1.—During the present week's session of the Washington Irrigation Commission here a bill will be drafted to submit to the next Legislature which will have for its first objects the unification of the various laws of the tions respecting the general laws relating to riparian rights will also be covered by the bill. The passage of the bill, it is

Pastor Invited to Return.

OREGON CITY, Or., Dec. 2-(Special.) OREGON CITY, Or., Dec. 2.—(Special.)

—At a congregational meeting of the members of the First Presbyterian Church last-night a call was issued asking for the return of Rev. F. A. Mixsell to the pastorate of the church. At a recent meeting of the Presbytery of this district Mr. Mixsell was relieved of the pastorate of the Oregon City church because of a controversy between the pastor and the members of the managing board of the members of the managing board of the church. Mr. Mixsell is now engaged in missionary work, and is located at Baker

Suppression of Vice Voted Down. ABERDEEN, Wash., Dec. 1.—(Special.)

The Independent Citizens' caucus held
here tonight placed the following munici-

Deer Captured in Water. KALAMA, Wash., Dec. 1.—(Special.)— The crew of the steamer Joseph Kellogg captured a magnificent buck in the Co mbia River in front of Kalama today, ne deer had been chased by some dogs, ran into the river just below the fish house just as the steamer was leaving the dock, and started to swim across to Haven's Island.

The boat gave chase, and a rope was thrown over the buck's borns and he was lifted on board and tied without injury.

REDDING, Cal., Dec. 1.-Victor Barth who a few days ago reported that he had seen a couple of men placing dynamite on the railroad track and was held by the authorities pending an investigation of the matter, has been released. He insists on the truth of his story and though at first it was doubted, it now receives credence. A report that he was suspected of having robbed a Placer County miner was entirely without foundation

UNIVERSITY OF OREGON, Eugene. Dec. 1.—(Special.)—Members of the senior class are practicing to give the English society comedy play entitled "Gloriana." The cast of characters has been selected

The cast of characters has been selected, and the play will be presented after the Christmas holidays.

Professor I. M. Glen has charge of the troupe, and will take part in the play. Miss Alice Benson, of Portland, will appear as "Gloriana."

Lion's Bite Proved Fatal.

SAN FRANCISCO, Dec. 1 .- Charles Hendricks, a liontamer, who was badly lacerated by a huge lion during an exhibi-tion last Sunday, died today. The accident happened during a dangerous trick, in which the lion was made to jump through a paper hoop. The trainer slipped and was attacked by the huge beast, which tore his leg frightfully and caused a shock from which he could not recover

To Learn Cause of Accident to Ship. OREGONIAN NEWS BUREAU, Washington, Dec. 1.—A board of officers to consist of Colonel George S. Grimes, Artillery Corps; Major G. T. Hodgson, Quartermaster, and Captain F. A. Grant, Quartermaster, was today appointed to meet at Seattle to investigate and report upon the accident which occurred to the Army transport Burnside in Seamore Narrows on November 21.

Brodie Made School Clerk. OREGON CITY, Or., Dec. 2-(Special.) At a meeting of the board of directors of the Oregon City schools last night the resignation of C. O. T. Williams as clerk was received, and E. E. Brodle was elect-

Arrested for Child-Beating. OREGON CITY, Or., Dec. 1.—(Special.)
-Louis Toedtemeler, a German farmer residing near Stafford, was arrested to day on a warrant charging him with sault and battery, the particular offense being the alleged cruel beating of one of his children. Toedtemeler will have a trial in the Justice Court Saturday.

Selby Held to Superior Court. SAN FRANCISCO, Dec. 1.—Isanc Selby, who attempted to kill Judge Hebbard, was today held to answer before the Superior was fixed at \$10,000 bo

WHEAT MADE HIM

Farmhand Becomes Wealthy Eastern Oregon Rancher.

PENNILESS SEVEN YEARS AGO

Earnings and Profits Invested Land Bring Him Yet Larger Re. Can Take Life Easy Now.

PENDLETON, Or., Dec. 1 .- (Special.)-From a farmhand to an extensive wheatraiser, with property valued at \$35,000, ac quired in seven years—such is the success of Gunder Terjeson, a Norwegian farmer of the Juniper country, located about 20 miles north of Pendleton. Mr. Terjeson arrived in Umatilla County

seven years ago practically penniless. He hired out as a farmhand for two years and saved his earnings. He acquired sufficient capital to purchase a few farm-ing implements and horses, and then rent-ed a small farm in the Juniper district. He was attended with success from the beginning, and in a short time was able

to buy wheatland.

The land had been previously farmed, but the failure of two successive crops in the district was a hard blow to that section, and farmers disposed of their holdings at a sacrifice. Mr. Terjeson, however, went ahead, regardless of the talk of his distant neighbors, and was suc-cessful in raising good crops. At the end of four years he had his land paid for. and was ready to invest in more real

property.

His crops turned out well each year, and as he increased his earnings, Mr. Ter-jeson overlooked no opportunity to pur-chase more land. He kept up this system until this Fall, when he decided that he owned about all the land he could sucessfully manage.

"I think I'll get all my property ab-stracted and see just where I stand," said he to a neighbor the other day. Accordingly Monday be came to the city and had the work done. No one was more surprised than he himself when he learned that he was the proud possessor of \$35,000 worth of land, without a mortgage on an

Mr. Terjeson says he will not invest in more wheatland, and will take life easier in the future.

SUES STATE FOR BACK SALARY Washington Arid Land Commissioner Has Not Been Paid.

OLYMPIA, Wash, Dec. 1—(Special.)— John L. Murray, who was Arid Land Commissioner from April 26, 1992, to March 16, 1962, today brought suit to re-March 18, 186, today brought suit to re-cover from the state salary for his serv-lees at the rate of \$3000 per annum. The amount of the judgment asked is \$1777.70 with interest at 6 per cent. The office of Arid Land Commissioner at

the time Mr. Murray was appointed was established by law, but the Legislature had falled to make appropriation for the salary attached. Mr. Murray was ap-pointed at a time when the Government had given notice that state selections of 87,000 acres of land made several years prior thereto would be forfeited within 30 days unless steps were taken toward re-claiming the lands. Mr. Murray secured ABERDEEN, Wash. Dec. 1—(Special.)
—The Independent Citizens' caucus held here tonight placed the following municipal ticket in the field:

Mayor, John Lindstrom; Treasurer, W. B. Crammatte; Clerk, P. F. Clark; Attorney, A. M. Abel; Health Officer, Dr. Paul Smith; Councilman Fourth Ward, A. P. Stockwell; Councilman Fifth Ward, A. J. Anderson, Councilman Sixth Ward, W. H. White.

A resolution to suppress dancehalls and gambling was voted down.

the coming year.

WEBER SHOWING WEAKNESS.

Officers Believe Alleged Murderer on Verge of a Confession.

AUBURN, Cal., Dec. 1 .- Adolph Weber, under arrest here for the murder of four members of his family and for robbing the Placer County Bank of \$8200 today made a guarded proposal to Under-Sheriff May to confess the "Suppose I should confess to the robbery," he said, "which case would

be brought against me first?" This and other significant remarks and the palpable weakening of the sus-pect's nerve have convinced the officers that the boy is on the verse of confess-

ing, and that only the protests of his attorneys keep him from making a clean breast of the bank robbery. The District Attorney says he does not need a plea, as his case is strong

HOP CONTRACT THAT FAILED

Suit for Damages Results in Verdict for the Growers.

CORVALLIS, Or., Dec. 1.—(Special.)—A hop contract falled to make good before a Benton County jury in a verdict read in the Circuit Court this morning. The case was that of Neis vs. John and Frank Whitaker, for over \$600 damages for de-fendant's failure to deliver this season 20,000 pounds of merchantable hops, for which Nels alleged he held a contract. The case went to the jury at 4 o'clock rday afternoon and at midnight a sealed verdict was rendered The verdict was read this morning at the opening of court, and it finds for the

defendants, awarding no damages whatever to plaintiff. It is said the case will be appealed.

NORTHWEST DEAD.

John R. Lake.

M'MINNVILLE, Or., Dec. 1 .- (Special.) -John R. Lake, who died yesterday, was well known in Willamette Valley He was born in Henry County, Missouri, in 1835. Early left an orphan, he crossed the plains in 1853 with his uncle, driving an ox team. For several years his home Then he was engaged in cattle business near Brownsville, Linn County, from which place he went to Clark's Creek, Eastern Oregon, where he owned and frove the stage from Clark's Creek, to Baker City.

Thence he went to Scio, where he ducted a store for R. M. Wade & Co. Carrie Benjamin. After several years hate with Whitman College. The prelim-to Independence. Polk County he went lnary debate will be held December 1 to Independence, Polk County, where he lived ten years. Returning to McMinnville, he made his home with his sister, Mrs. A. J. Baker, until his death. Of his four children, three are living. They are J. R. Lake and Tom Lake, in the employ of the Southern Pacific, and Carrie Lake, of Walla Walla.

L. W. Moench.

ALBANY, Or., Dec. L.—(Special.)—L. W. Moench, for 29 years a prominent citizen and cabinet-maker in Albany, died yesterday of a complication of aliments. He is survived by a wife and six children.

Mrs. Fanny Stone.

ASTORIA, Or., Dec. I.—(Special.)—Word the Blue Mountains. At B has been received here that Mrs. Fanny Meacham. 25 miles west, the Stone, formerly Miss Fanny Raybond, of been three and four feet deep.

ROAD POORLY BUILT.

Thunder Mountain. BOISE Idaho, Dec. 1.—(Special.)—A case was filed in the United States Court to-day in which Theodore N. Barnadall, of Pittsburg, asks that Governor Morrison be Pittsburg, asks that Governor Morrison be restrained from paying out certain moneys held by him as trustee for payment on the wagon road into Thunder Mountain. The state appropriated \$20,000 for the road and persons interested in the camp contributed as much more.

This private fund has been held by the Governor, and when claims on the road fund were allowed by the board he would turn over half of the amount of such claims to the treasurer of this private

claims to the treasurer of this private fund. He still holds \$8932. It is alleged the road was not built according to contract, and that it is unsafe for heavy traffic.

Barnedall, who contributed \$5000, seeks to restrain the Governor from paying out more of the money to the contractors, setting up that it will be needed to put the road in shape to meet the require of the contract and specifications.

BAG OF GOLD HAS DISAPPEARED

Believed to Have Been Given Improper Waybill.

SAN FRANCISCO, Dec. L-The bag con taining \$15,000 in gold consigned to San Jose by the London and San Francisco Bank through Wells-Fargo & Co.'s express offices, which mysteriously disappeared after it had been prepared for shipnent on Monday, has not yet been found. The officers of the company say they be lieve that it was improperly way-billed and will be found at some point to which scaled safes were sent.

The amount has been made good at San Jose and no charges have been pre-ferred against any of the clerks who

Contest in Walla Walla County. WALLA WALLA, Wash., Dec. 1 .-(Special.)—An action was commenced in the Superior Court today by James Cusker, an elector of Ritz precinct, Walla Walla County, contesting the election of R. J. Berryman, the Republican nominee for Assessor, who was declared elected on the official count by a plurality of 34 votes over Michael Toner, Democrat. The complaint filed by the plaintiff's attorneys alleges that the election officers of every precinct in the county were guilty of misconduct in counting for Berryman votes which were cast for Toner to the total number of 19 votes. It is also alleged that in Ritz precinct the election officers permitted two votes to be cast and counted after the polls had been de-clared closed; that in Clyde precinct the election officers changed the polling place from the place designated by the County Commissioners. Berryman had the smallest majority of any Republican elected on

Pacific's New Squad Captain.

PACIFIC UNIVERSITY, Forest Grove Or., Dec. 1.—(Special.)—Henry Shannon was unanimously elected by the football squad last night to head the team next year. Shannon is a special student in the academy and is the first preparatory student ever honored with the football captaincy. He played half this year and was acting captain while Captain Philbrook was out of the game. He is a strong, heady player and has an unusual ability in handling men. Last year he captained the second eleven at O. A. C. where he was registered freshman. At the same meeting Willard Wirtz was recommended to the student body for election as football manager. Mr. Wirtz also holds the office of track manager and was assistant football manager this

Place for Marshfield Postoffice. MARSHFIELD, Or., Dec. 1.—(Spa-clal.)—A dispatch from Senator Mitchcill to State Senator Coke last night announced that the new site selected for the Marshfield Postoffice gas the old Masonic building on Front street, two blocks north of the present location. This settles a three-cornered fight that has been waged here ever since notice was given that the Postoffice would have to be moved from the Merchant building to make room for the new National bank which will be-

gin business here January 1. EIRs' Lodge of Sorrow.

ALBANY, Or., Dec. 1.—(Special.)—The Albany Lodge of Elks has issued invi-tations for their annual memorial services to be held in the Albany Opera-House on next Sunday, December 4. Elaborate prep arations have been made for this sorrow meeting by the Elks, and an appropriate programme has been a ged. Eulogies will be delivered by Reg. A. Dougias, of the First Baptist Church of Albany, and Hon. John M. Gearin, of Portland. Many invitations have been issued for

Says He Robbed Freight Car.

ASTORIA, Or., Dec. 1.—(Special.)—H. C. owe, a stranger, was arrested this afteroon by Sheriff Linville on the charge of obbing a freight car at the Astoria & Columbia River Railroad depot. Lowe admits his guilt and has been held to await the action of the Circuit Court. He is about 20 years of age and is apparently a victim of the amateur detective craze, as he carried a revolver and handcuffs and wore a metal badge inscribed "Interna-tional Detective Agency."

Fifth Will Sall on the Thomas.

SAN FRANCISCO, Dec. 1.-The Fifth Battery of Field Artillery, now stationed at the Presidio in this city, which was scheduled to sail for the Philippines on the transport leaving February I, has had the transport leaving reordary A, has had its orders changed and will sail on the Thomas on January 1. The Twenty-sixth Field Battery, from Vancouver Barracks, Wash. and the Twenty-eighth, from Fort Leavenworth, Kan., will sail with the Fitth on the Thomas.

Caboose Wrecked Near Roseburg. ROSEBURG, Or., Dec. 1.—North-bound local, No. 12, ran into and de-molished the caboose of a north-bound extra freight just west of West Fork at 8:20 A. M. today. The cause of the accident is unknown at present. Fireman George Bolter, of No. 12.

was slightly injured. A wrecker left this place at 11 A. M. and the wreck was cleared in two hours. The local arrived here four hours late. Pacific Chooses the Negative. PACIFIC UNIVERSITY, Forest Grove, Or., Dec. 1,—(Special.)—Pacific today chose the negative of the question, "Resolved, That the United States Should Adopt the

inary debate will be held December 18, when two teams will be selected, one to meet Whitman, the other the University Banquet for U. of O. Team. UNIVERSITY OF OREGON, Eugene, Dec. 1.—(Special.)—Saturday night Coach Smith and his intercollegiate champion-

ship football team are to be given a ban-

quet by the representative business men of Eugene. Plates will be prepared for Snow Falling in Blue Mountains. LA GRANDE, Or., Dec. 1 .- (Special.)-This was the coldest day of the season in La Grande and it has been snowing in the Blue Mountains. At Kamela and Meacham, 25 miles west, the snow has

FIGHT FOR AN HOUR

Allegation Concerning Highway to Sailors Battle on Board Schooner Annie Larsen.

ONE BADLY CUT WITH KNIFE

Race Prejudice Starts Combat That Rages in Spite of Captain and Crew Until Police Answer Riot Call and Make Arrests.

In one of the flercest and most bloody fights ever waged on the deck of a vessel in Portland harbor John Codesmann was stabbed three times in the head by Nes-tor Eltanon and suffered a broken thumb. On board the schooner Annie Larson, ly-ing at the dock of the Inman-Poulsen Lumber Company, the men fought for an hour last night, ending their terrific battle with knives and belaying pins only when met with force by Special Policeman Francis. Race hatred was the

A riot call was sent into police head-quarters and patrol wagon, in charge of Sergeant Hogeboom, went to the scene, accompanied by Policemen Stuart and Isaacs. They reinforced Francis and Special Policeman Parker and subdued

the desperate men.

Covered with blood and exhausted from Covered with blood and exhausted from his battle, in which he was so severely wounded. Codesmann was removed to the central station, where his injuries were dressed by Dr. Samuel C. Slocum. He was badly hurt, was faint from loss of blood and the results to him may prove fatal.

Assailant is Arrested.

Eltanon, still defiant and vowing vengeance on the wounded man, was handcuffed, placed under guard of Policeman
Stuart and taken to headquarters. He
was booked on a charge of assault with
a dangerous weapon and locked up in the
City Jail to answer to the charge before
Municipal Judge Hogue today. He is re-

City Jail to answer to the charge before Municipal Judge Hogue today. He is regarded as the aggressor in the affray, and witnesses state that Codesmann was obliged to fight for his life, as his assailant was armed with a long knife, such as are worn by seamen.

Too much liquor, imbibed during a walk on shore, was the direct cause of the outbreak last night, but, according to witnesses, among whom are Captain W. M. White, of the Annie Larson, bad blood has existed between the two seamen ever since the schooner left San Pedro, bound for this port. They met each other coming through the lumber yards last night about 19 o'clock. It is claimed that Eltanon dared Codesmann to go aboard the schooner, saying that if he did, he would murder him.

Intense race hatred exists between the

Intense race hatred exists between th men. Codesmann is a Russian, while El-tanon is a Finn. Both men claim to be-long to the Sallors' Union of the Pacific, and each dispute the other's claim to membership. Each calls the other noninfon, and over this difference both were

exceedingly angry. Crew Afraid to Interfere.

Members of the crew of the Annie Lar-sen heard the men quarreling as they came down the gang-plank to board the schoener, but paid no heed. Shortly after they came on deck, it is stated. Eltanon went to his bunk and secured his knife. Codesmann went to bed, or was in the act of undressing, when he was attacked in a most vicious manner, witnesses claim by Ettanon. He made several stabs for his victim's head, and the latter, fearing for his life, ran from his room, up the stairs and on deek.

stairs and on deck.

Eltanon followed, flourishing his knife and vowing he would kill Codesmann faced his assailant, but saw he stood no show to defend himself in such a manner, so rushed about the deck until he secured a belaying pin. With that as a weapon, he made a determined stand against hi foe, but it was not as effective as the long knife said to have been used by the desperate and drunken Finn, and overcome with fear, and having more hand-to-hand encounter. Codesmann threw down his weapon and started on a series of sprints fore and aft, dodging the vicious blows aimed at him with the knife in the hands of Eltanon.

Paid No Heed to Captain.

All hands were roused by the watchman, including Captain White. Hurricdly dressing, he rushed on deck and commanded the men to cease fighting. paid no heed to him, however, and he dispatched a member of the crew to notify Special Policemen Francis and Parker. They sent in the call to police headquar-ters, bringing the wagon load of officers. Hurrying to the scene, the special po-licemen rushed in on the fighters, but it was necessary for Officer Francis to use his club to subdue Eltanon. He was felled to the deck, and held down until the ar

rival of the police. Both men are able seamen. They shipped from San Pedro for the passage up the coast. Eltanon has been with the schooner but 15 days, while Codes has been with her several weeks board the vessel Eltanon is regarded as a bad man, and the police believe him to be a desperate character, judging from his action while being removed to jall. did not hesitate to express his hatred for all Russians, especially Codesmann.

SLAIN IN BATTLE WITH POSSE

Texas Man Who Killed Son-in-Law Has Advantage Until He Sleeps.

FORT WORTH, Tex., Dec. 1.-The sequel to the tragedy that cost the lives of Steve McKinney, his father and a hired man on their farm near Alvarado Tuesday came today. J. M. Williams, the triple murderer, barricaded himself in his home and defied the officers. He cost word to his daughter the widowed ent word to his daughter, the widowed bride of the man he had murdered, that if she did not come to him he would kill her. She went fearfully to the house, where she found her father, armed with a Winchester and in a frenzy of rage. The officers were afraid to fire into the house, for fear of killing some member of Williams' family, whom he held pris-oners there to shield him.

All night the officers watched from the McKinney home, where the bodies of the men killed by Williams lay. At last the men alted by window, in make the window, finally falling asleep. The widowed bride stole from the house and fied to the home where her husband's body lay, and officers were watching for an opportunity to make the murderer a prisoner.

As soon as the posse learned Williams was alone, they opened fire on the house. He was not slow in returning it. Finally the crack of his rifle ceased and upon investigating the Sheriff found the mur-derer lying on the floor with a bullet through his brain.

"CLOSED SHOP" HELD ILLEGAL New York Supreme Court Renders Decision Against Unions.

NEW YORK, Dec. 1.-That the "closed shop" is illegal was decided today by the Justices of the Appellate Division of the contract entered into between the firm of Morris Cohn & Sons and Coat, Tailors' and Pressers' Local N. upreme Court, sitting in Brooklyn. and Pressers' Local No. 55, of the United Garment Workers of America, whereby the firm was prohibited from employing labor not belonging to the local, and also



Miss Agnes Miller, of Chicago, speaks to young women about dangers of the Menstrual Period - how to avoid pain and suffering and remove the cause by using Lydia E. Pinkham's Vegetable Compound.

"To Young Women:—I suffered for six years with dysmenor-rhea (painful periods), so much so that I dreaded every month, as I knew it meant three or four days of intense pain. The doctor said this was due to an inflamed condition of the uterine appendages caused by repeated and neglected colds.

"If young girls only realized how dangerous it is to take cold at this critical time, much suffering would be spared them. Thank God for Lydia E. Pinkham's Vegetable Compound, that was the only medicine which helped me any. Within three weeks after I started to take it, I noticed a marked improvement in my general health, and at the time of my next monthly period the pain had diminished considerably. I kept up the treatment, and was cured a month later. I am like another person since. I am in perfect health, my eyes are brighter, I have added 12 pounds to my weight, my color is good, and I feel light and happy."—Miss Agnes Miller, 25 Potomac Ave., Chicago, Ill.

The monthly sickness reflects the condition of a woman's health. Anything unusual at that time should have prompt and proper attention. Fifty thousand letters from women prove that Lydia E. Pinkham's Vegetable Compound regulates menstruction and makes those periods painless.

READ WHAT MISS LINDBECK SAYS:

"DEAR MRS. PINKHAM: - Lydia E. Pinke ham's Vegetable Compound has greatly benefitted me. I will tell you how I suffered. My trouble was painful menstruation. I felt as each month went by that I was getting worse. I had severe bearing-down pains in my back and abdo-

A friend advised me to try Mrs. Pinkham's medicine. I did so and am now free from all pain during my periods."—Jessie C. Lindbeck, 1201 6th Street, Rockford, Ill.

FREE ADVICE TO WOMEN.

Remember, every woman is cordially invited to write to Mrs. Pinkham if there is anything about her symptoms she does not understand. Mrs. Pinkham's address is

it, my sick sisters? \$5000 FORFEIT if we cannot forthwith produce the original letters and signatures of above testimonials, which will prove their absolute genuineness.

Lydia B. Pinkham Medicine Co., Lynn, Mass.

Lynn, Mass., her advice is free and cheerfully given to every alling woman who asks for it. Her advice has restored to health

from employing even a member of the union unless such member held a card signed by the business agent of the local, was declared by the court to be contrary

W. C. T. U. WIRES ROOSEVELT

Sale of Liquor in Indian Territory

Connected With Statehood Issue. PHILADELPHIA. Dec. 1.-President Roosevelt was today requested by the W. C. T. U.," in convention here, to see that Congress observed the existing treaties with the Indians prohibiting the sale of intoxicating liquors before granting statehood rights to Indian Territory The resolution was presented by Mrs. Margaret Dye Ellis, of Washington, chairman of the executive committee. and was telegraphed to the President.

Mrs. Allen reviewed the work of the year in the expose of alcoholic nature of many patent medicines. Prominent phy-sicians were quoted as being opposed to the use of liquor for medicinal purposes and this was advanced as a strong argu-ment in favor of total abstinence. The report of the committee on resolutions was considered shortly before the the new loan will be readil afternoon adjournment and final action at nearly par, or above 885.

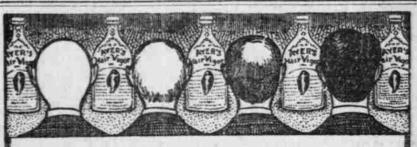
on it will be taken tomorrow. The res lutions, among other things, reaffirm the position of the union on the canteer question and protest against Reed Smoot retaining his seat in the United States Presiding Justice Hirschberg wrote the Senate. Senate. The resolutions request that the pending bill for the admission into the Union of Arizona, Oklahoma and Indian Territory and New Mexico should be so amended as to give a franchise to women and to further the organization of tem-perance societies as adjuncts to the labor organizations. One of the resolutions fol-

> writers of fiction to assume that the bot-tle and the pipe are necessary adjuncts of many of their characters, and we recognize the statements of Dr. Carruthe the well-known author on inebriety, 'that the use of alcohol is influencing the literature of the day." The executive committee announced

"We deplore the tendency of modern

convention of 1965 will be held in Los Angeles.

New Russian Loan Soon. PARIS. Dec. 1.-The bankers here ex-600,000 will be issued this or next month. A syndicate of French banks will take oximately \$160,000,000 and the Ger the new loan will be readily taken up



This your head to the left?

Then there's no use trying. It's too late! Nothing in the world can make hair grow on a bald scalp that has been smooth and shiny for years. It's too late! No use trying now!

Or is this yours to the right?

Good. Only look out for dandruff! It leads straight to baldness. But there's use trying now, for Ayer's Hair Vigor cures dandruff, keeps the scalp clean and healthy, and checks falling hair.

Made by the J. C. Ayer Co., Lowell, Mass. AYER'S SARSAPARILLA—For the blood. AYER'S PILLS—For constitution.

AYER'S CHERRY PECTORAL—For coughs. AYER'S AGUE CURB—For malaris and ague.