

HERVE ARRESTED; RETURNED TO SALEM

Survivor of Duel at Gates Accused of Murder in First Degree.

PROPPED UP ON COT, JOKES

Asks About Woman Who Caused the Tragedy and Admits Whole Affair Is "Bad Business"—Prisoner Believes He Will Recover.

ALBANY, Or., May 10.—(Special.)—Under arrest on a charge of murder in the first degree, William Herve, survivor of the pistol duel at Gates Friday noon, in which Henry Sullivan received his death wound, was taken to a Salem hospital tonight. In spite of his dangerous wound he stood the trip well, and present indications point to his ultimate recovery.

Herve reached Albany at 6 o'clock tonight, and his cot was placed in the Union Depot, where he remained until 11 o'clock, the northbound overland train late. He was in charge of Constable Prince Goodman, of Mill City, and was accompanied by Dr. Ransome, of Mill City, and D. E. Chapman, of Portland, who is an intimate friend of the wounded man. Deputy Sheriff Each, of Marion County, arrived from Salem at 7:50 and accompanied the party from Albany to the capital city.

Murder Warrant Served. Plans were made last night to bring Herve to the Albany hospital, but Sheriff Minto refused to permit him to remain outside of Marion County, as the crime occurred on the Marion County side of the North Bend. He refused to allow him to be moved at all until a charge of murder in the first degree was sworn out in the Justice Court at Mill City, and a warrant for arrest formally served on the wounded man. Herve was thus conveyed to Salem as a prisoner.

Physicians now believe Herve has a good chance to live. The wound has not been opened since the shooting, and it may be possible his stomach was not penetrated. If the bullet went straight it pierced the stomach, but it is possible it skirted a rib in its course through his body. Herve believes he will get well.

Wounded Prisoner Jokes.

Herve did not suffer much on the trip from Gates to Albany. He was propped up on his cot, and read for the first time newspaper accounts of the duel. Herve would make no statement for publication tonight. He generally avoids mention of the duel at all times, but spoke of it freely on the train today, remarking that it was "bad business," and again asking a friend how he thought his trial would come out. Since the shooting he has asked at different times about the whereabouts of Mrs. Elgie Reynolds, who was the cause of the affair, but has not asked to see her.

Mrs. Reynolds at Gates. Mrs. Reynolds came out to Gates from the Gold Creek mines Saturday night and was refused admittance to the Gates hotel, where her former lover lay wounded. She went into hysterics when the hotel people told her she was not wanted around the hotel at all. She is now staying at the Aberdeen Hotel at Gates. She also wanted to go to Sullivan's funeral yesterday, but friends kept her away.

CHEHALIS' REQUESTS MET

Northern Pacific Will Improve Depot Facilities.

CHEHALIS, Wash., May 10.—(Special.)—As a result of a conference today between Superintendent Albee, of the Northern Pacific, and a committee of the Citizens' Club, important changes will at once be made at the Chehalis depot. The house track will be moved eastward several feet from its present location, and the old depot moved accordingly, to allow a wider platform for passenger service. Electric gongs will be installed at Main and Prindle streets as a safeguard to the public. The local freight cars, for weighing carload shipments has been refused, temporarily. Other minor improvements requested were granted by Mr. Albee.

It was decided that Chehalis will be the terminus for the train soon to be added to the South Bend branch.

COOS BAY ROAD ORGANIZES

Officers Chosen and Plans Laid for Survey to Boise.

MARSHFIELD, Or., May 10.—(Special.)—The Coos Bay, Oregon & Idaho Railroad Company, a new organization for the purpose of promoting a railroad from Coos Bay to Boise, has elected the following officers:

President, W. Hennessey; Vice-president, William Grimes; secretary, J. R. Smith; treasurer, J. V. Hugh. These officers, together with J. C. Gray, of North Bend, and C. C. Carter, of Myrtle Point, make up the board of directors. A joint committee from the Marshfield and North Bend Chambers of Commerce is working out a general plan of action, and when this is announced an effort will be made to get the stock subscribers needed to carry on the preliminary survey work.

MOTHER HANDCUFFS CHILD

Fears Attempts Will Be Made to Kidnap Her Little Girl.

TACOMA, May 10.—Mrs. Edna Reed, divorced wife of R. T. Reed, a wealthy real estate man of Denver, created a sensation on the streets of Tacoma, where she appeared with her 2-year-old daughter Inez handcuffed to her. Twice since the divorce was obtained, Mrs. Reed says, attempts were made to kidnap the child. She believes the silver chained handcuffs will guarantee the child's safety. Mrs. Reed is on her way to the home of her parents in Quebec.

J. LAIRD IS DEAD, AGED 79

Coos County Resident Dies, Leaving Mother Nearly 100 Years Old.

ROSEBURG, Or., May 10.—(Special.)—James Laird, one of the best-known

old-time settlers in this section, died at the home of his son in Myrtle Point, Coos County, May 8, at the age of 77 years, and was buried at Dora today. He is survived by his mother, now nearly 100 years old, and living at Crescent City, Cal.; one sister at Crescent City; one sister in Josephine County, this state, and four sons and three daughters—James D. Walter, Joseph and Haley, of Seikum, Or.; Mrs. E. McDaniel, of Sacramento, Cal.; Mrs. Emma Anderson, of Klamath County, and Mrs. Emma Betty, of Fairview, Or.—and by about 25 grand-children.

GRANGERS MEET TODAY

STATE CONVENTION TO CON- VENE AT M'MINNVILLE.

Large Attendance Expected at 35th Annual Session—State Issues to Be Discussed.

M'MINNVILLE, Or., May 10.—(Special.)—Everything is in readiness for the opening of the 35th annual session of the Oregon State Grange, which will meet here tomorrow. Some of the state officers ar-

DEATH CLAIMS MAN WHO BECAME POPULAR BY BANQUETS TO WIDOWS OF DALLAS.

W. C. (UNCLE BILLY) BROWN, DECEASED.

DALLAS, Or., May 10.—(Special.)—W. C. Brown, aged 84 years, pioneer of 1847, and one of Polk County's most prominent citizens, died here this morning after a long illness.

Mr. Brown was born in Ohio and crossed the plains to Oregon in 1847. He was the first merchant in Dallas, and at the time of his death was the oldest man who had resided in this city continuously since its founding.

"Uncle Billy" Brown became widely known through his custom of giving an annual dinner to the widows of Dallas. Many times, when the old gentleman had made a big deal in hops, he would amuse himself by scattering nickels for the little boys of his home town.

all of whom have considered McFar-

today, but the largest number will come tomorrow morning, including the 66 delegates comprising the voting body. An enthusiastic reception is assured the several hundred visitors who will be in attendance during the four days' session. The various civic organizations have made arrangements for a hearty welcome, including public receptions and entertainments. Nothing will be lacking to make the occasion one of complete enjoyment to all. So far as can be outlined at this time the business of the State Grange will be along lines of improvement to its members and the extension of grange work in localities not yet well represented throughout the state.

The matter of discouraging the intended referendum against the State Agricultural College will be brought up, and there is no doubt but that the Grange will throw its influence in favor of the appropriation to the college, which the opponents are seeking to have withheld.

An important feature of Grange work will be a course of subordinate Grange lectures under the direction of State Lecturer Johnson. About 100 of the subordinate lecturers have promised to be present on Thursday, and they will be instructed in their duties and exchange ideas concerning their work.

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WATER BOARD HEARS CASE

Rival Companies Want Right to Divert Powder River's Flow.

SALEM, Or., May 10.—(Special.)—The Board of Control held a session at the State Engineer's office this afternoon, to take testimony in the matter of the diversion of water from Powder River. Two conflicting applications have been filed, one by the Cokingham-Thatcher interests, the other by D. C. Finkelburg, representing the Alameda Company of Chicago and New York, who has a preliminary contract with the Water Board.

The testimony is for the purpose of determining to whom the permit to take water shall be granted. Seven witnesses were heard today, and more will be called before the board adjourns on Wednesday afternoon. Two members of the Board, State Engineer John H. Lewis and E. M. Saxton, of Baker City, were present today. H. L. Holgate, of Bonanza, being detained by illness. A transcript of the evidence is being taken, to be used in case the dispute is carried into the courts.

Gladstone Will Celebrate Fourth.

ORGAN CITY, Or., May 10.—(Special.)—The Improvement Club of Gladstone has decided to celebrate the Fourth of July on the Chautauque grounds, a guarantee fund to insure the celebration has been started. The club is working for a 3-cent fare to Oregon City and a 10-cent fare to Portland on the Portland Railway, Light & Power Company's line. Only one stop is now made at Gladstone and the people want two more.

UMATILLA AGENT IS SUDDENLY OSTERED

Dr. McChesney, Agent From Washington, Replaces Pendleton's Mayor.

MOVE SURPRISES PUBLIC

Charges, if Any, Are Believed to Have Been Made by Clerk McManus, Discharged—Desks at Agency Rifled Last Week.

FARMERS TO CUT LEVEE

ONLY HOPE TO SAVE CROPS IN SAN JOAQUIN VALLEY.

Backed Up Floods Cover Great Grain Fields and Threaten Much Destruction.

STOCKTON, Cal., May 10.—(Special.)—The report reached Stockton this afternoon that the farmers along the French Camp Slough would cut the levee in several places to allow the water which has backed up from reclamation district No. 17 to escape into the San Joaquin, in hope of saving their crops.

The break in the main levee on the river has permitted a large volume of water to run into the 1600 acres comprising No. 17, and it has covered additional property on which there is a large crop of grain. By draining the surplus at once into the river at other points it is possible to save a lot of the grain.

Saturday it was believed that it would be possible to close the break, but tonight information from the scene is to the effect that this cannot be accomplished because of the heavy water. The loss will be the heaviest ever known for this time of the year.

NO BLAME IS YET FIXED

State Must Handle Any Damage Suits as Result Armory Accident.

SEATTLE, Wash., May 10.—(Special.)—George F. Vanderver, prosecuting attorney, declared this morning that if personal injury or damage suits as a result of the accident at the National Guard Armory last week were committed to him, he would be turned over to the Attorney-General, for the reason that the State of Washington is owner of the Armory and is civilly responsible for what occurs in that building.

The prosecuting attorney is of the opinion that a mistake was made in the attempt to lay the blame on the shoulders of any one person, in view of the fact that the architects who had the plans in charge and the building department, which should have inspected the Armory thoroughly before it was opened, would appear to be jointly responsible for the occurrence of the accident.

Vanderver would in no wise blame the contractors, Matthew Dow & Co., an contractor, he said, as supposed to construct according to the specifications given to them by the architect, Matthew Dow & Co, built the faulty railing in the manner set forth by the plans, it is asserted.

There is no law which would make the city of Seattle responsible for the accident through the alleged laxity of inspection of the building department, according to Mayor John F. Miller, who has given out a statement to the effect that if any crime were committed in the opening of the Armory without a permit and without proper final inspection, it would be necessary to indict the contractor.

WOULD-BE ROBBER FREED

Priest Will Not Prosecute Young Man Who Fired at Him.

CHICAGO, May 10.—Henry Vasey, a young Englishman who fired two shots at Rev. Father James K. Flaherty, when the latter discovered him in an attempt to rob the alms box of Corpus Christi Church, in this city, was freed today.

Father Flaherty refused to prosecute, from the time they begin to walk until they reach manhood, places within the city walls large enough and laid out in proper form for the playing of all sorts of games which are known to our boys and girls and are liked by them.

WABASH TRAIN ON WAY

Portland Cars Over New Route Diverted at Granger.

SALT LAKE CITY, Utah, May 10.—At 3 o'clock this afternoon the first through car of the Wabash and Harriman lines from St. Louis to the Pacific Coast passed through Salt Lake. At Granger, Wyo., the through cars to Portland were diverted to the Oregon Short Line, at Ogden the San Francisco sleepers went over the Southern Pacific and at Salt Lake the Los Angeles cars took the San Pedro, Los Angeles & Salt Lake tracks.

WILL DECORATE ELIOT

Japanese Ambassador to Give Him Rising Sun Order.

BOSTON, Mass., May 10.—Baron Takahira arrived in Boston late today, and Tuesday, in the presence of the Japanese Ambassador, will present to President Charles W. Eliot, of Harvard University, the emblem of the Order of the Rising Sun. The Emperor of Japan recently conferred that honor upon President Eliot.

MISS ISELIN IS COUNTESS

Millionaire's Daughter Becomes Wife of Count Mansfeld.

NEW YORK, May 10.—Miss Nora Iselin, daughter of C. O. Iselin, of New Rochelle, N. Y., was married here today to Count Ferdinand Collaredo-Mansfeld, an attaché of the Austrian Embassy in Italy.

man in Pendleton, practically every center of Indian lands, and most of the Indians will sign petitions asking for McFartridge's retention and indorsing him in every way.

The charges filed against him by McFartridge were not considered here at all. Among other things the discharged clerk coming onto the reservation drunk and of being found drunk in Pendleton. It is freely declared that nothing could have been further from the truth.

Gervais Gets Soaking Rain.

GERVAIS, Or., May 10.—(Special.)—A splendid rain has been falling since Saturday night and the ground is getting a good soaking. Crops, however, had not been suffering from lack of rain. May is going to be a good crop, but the acreage will not be large. There are not a few potatoes planted, largely because of the lack of seed. Hops will be a light crop, as the vine is not coming and missing hills are plentiful. Farmers are throwing away grain, and the acreage will be large.

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JUST ARRIVED--NEW STYLE GILLETT RAZORS. Every Home Should Have a BATH CABINET. It will give a healthy body and a beautiful complexion. Every home should have a Vapor Bath Cabinet, as the saving it will make, by keeping you well, will more than pay its original cost. It will relieve rheumatism, kidney trouble, cure the worst colds, catarrh, etc., and will beautify the complexion. PRICES \$4, \$5, \$7.50, \$12.50. If Interested Send for Free Booklet.

MONEY-SAVING BRUSH SALE THIS WEEK. TRIFORM Back Support Brace. The "Woodlark" Medical Battery for Home Use. ARTISTIC PICTURE FRAMING. WOODARD, CLARKE & CO. FOURTH AND WASHINGTON.

YOUNG MUST PLAY Taft in Hearty Sympathy With Playgrounds in Cities. TOWNS UNDER OBLIGATION Says in Letter to Annual Congress of Playgrounds Association That Places for Outdoor Games Must Be Furnished for Children.

London & Lancashire Fire Insurance Company. A white soap, it yields a snow white lather—a lather that cleans, but does not injure, the most delicate skin. Ivory Soap 99 1/100 Per Cent. Pure.

DELICIOUS Post Toasties. Whet the Appetite. "The Taste Lingers". Sold by Grocers. PAINLESS AND HIGH-CLASS DENTISTRY. Union Painless Dentists. CORNER FIRST AND MORRISON STREETS. Phone, Main 5505, A 2132.