



SENATE FACTIONS AGREE ON RATES

Each Side Believes It Has Bested Other Out.

WHICH IS WINNER, IN DOUBT

Supreme Court May Have to Pass on Question.

CHANGE IN SECTION MADE

Interstate Commerce Commission May Authorize Under Certain Conditions Higher Rates for Short Than for Long Haul.

WASHINGTON, May 13.—By a sudden change late today of supposedly irrevocable factions, the Senate by a vote of 52 to 40, adopted a compromise amendment to the railroad bill for the regulation of relative charges for long and short hauls.

The agreement was reached chiefly because each faction apparently thought it was getting the better of a shrewdly-driven bargain. Some Senators tonight suggest the Supreme Court may have to arbitrate the question as to which faction's judgment is right.

Before adjournment Senator Bacon sought to show that Senator Aldrich, leader of the forces in charge of the bill, had voted for a revision different from that which he had advocated during the long debate on this question. Senator Bacon was mistaken and was quoting from his (Bacon's) remarks.

Aldrich and Bacon Have Tilt.

"I hope the Senator from Texas will not interfere," said Mr. Aldrich laughingly, "the Senator is trying to justify his action in voting with me."

"That is the time I usually justify my vote," retorted Mr. Bacon.

While upbraiding regular Republicans for what he asserted was a change of front, Mr. Bacon was interrupted by Senator Atkins, whose ruddy face was wreathed in smiles, as he asked:

"Well, you are happy, aren't you?"

This reply plainly irritated the Georgia Senator, for he retorted rather sharply that it took "a very little thing to make some people happy."

Compromise Has Ulterior Meaning?

"Maybe the Senator will find that it is a big thing," said Senator Atkins, beaming across the chamber.

Significant glances passed between the Senators on the floor, and people in the galleries began to suspect that the compromise just adopted meant something different than was apparent on its face.

As adopted, the new provision strikes out of section four of the Interstate Commerce law the words "under substantially similar circumstances and conditions," and also eliminates the provision of that section and amends the section so as to make it read as follows:

Text of Section.

"Section 4. That it shall be unlawful for any common carrier, subject to the provisions of this act, to charge or receive any greater compensation in the aggregate for the transportation of passengers, or any like kind of property for a shorter than for a longer distance over the same line or route in the same direction, the shorter being included within the longer distance, or to charge any greater compensation as a through route than the aggregate of the local rates; but this shall not be construed as authorizing any common carrier, within the terms of this act, to charge as great compensation from a shorter as from a longer distance."

Provision Gives Lophole.

"Provided, however, that the Interstate Commerce Commission may, from its knowledge or information, or upon application, ascertain that the circumstances and conditions of the long haul are dissimilar to the circumstances and conditions of the shorter haul, whether they result from competition by water or rail, then it may authorize a common carrier to charge less for the longer than for the shorter distance for the transportation of passengers; but in no event shall the authority be granted unless the Commission is satisfied that all the rates involved are just and reasonable and not unjustly discriminatory or unduly preferential nor prejudicial.

"And provided, further, that no rates or charges lawfully existing at the time of the passage of this amendatory act shall be required to be changed by reason of the provisions of this section prior to the expiration of six months after the passage of this act, nor in any case where application shall have been filed before the commission in accordance with the provisions of this section, pending a determination of such applications by the commission."

Republicans Change Front.

Of the 56 votes in favor of the amendment 22 were given by Republican Senators who have opposed the insertion of any long-and-short-haul provision in the railroad bill, 13 by Democrats and the rest by Republicans, chiefly insurgents.

The negative vote was equally divided between Republicans and Democrats.

Senators Voting for Bill.

The Senators who voted for the provision were: Aldrich, Bacon, Beveridge, (Concluded on Page 4.)

PAINTER, TIED TO ROOF, IS ROASTED

HOPE, INTENDED AS SAFEGUARD, PINIONS W. ALVORD.

Injuries, Received When Spark Ignites Graphite, Probably Fatal. Companion Falls 30 Feet.

Held to the roof of a burning building by a rope he had tied around his body to keep him from falling, W. T. Alvord, a painter, was burned nearly to death yesterday afternoon. He now lies at Good Samaritan hospital with little hope of recovery.

Alvord was at work on the roof of the big plant of the Oregon Wood Distillery company on Linton road, near Whitwood Court station on the United Railways line. He was spraying the roof with graphite, an inflammable painting liquid. A spark from the smoldering of the plant fell on the roof and in an instant it was all ablaze. Alvord's clothing had become saturated with the liquid and caught fire.

Screaming with pain, he ran, stumbling and rolling over the roof. So intense was the pain that he was unable to free himself from the rope he had attached to his body to keep him from slipping from the roof. A hose was thrown to Harvel Faunelson, who was working with Alvord on a temporary stage below the roof, and in trying to grasp it he fell 30 feet, sustaining little injury.

By the aid of ladders men finally reached the burning painter and with the hose extinguished the flames. The lives of 20 men employed in the wood alcohol distillery were endangered by the fire. Several barrels of alcohol would have been blown up had the fire spread.

It was some time before Dr. S. M. Mann, of Linton, could reach the scene to administer medical attention to Alvord. He was later removed to Good Samaritan hospital in a Red Cross ambulance and though reported resting somewhat better last night, it is not believed he will live. His face, eyes and upper body are terribly burned.

ASIATICS ARE CONTENTION

International Socialist Party Sees Split Over Question.

CHICAGO, May 13.—(Special.)—A closed door for Asiatics, involving a split with the International Socialist party, or the advocacy of unlimited immigration, in opposition to the American Federation of Labor's policy, is an issue which is expected to bring some stormy sessions of the National Socialist convention, which meets in Chicago Sunday. Delegates from all sections of the country began to arrive in Chicago today and those from the Pacific Coast declared themselves ready to fight to a finish for the exclusion of Asiatics.

The immigration committee held a session which lasted throughout the afternoon, and it was predicted that its report to the convention would be in favor of repudiating the stand taken by the international organization. This will throw the main part of the contest into open convention, as many of the state delegations have been instructed to uphold the international committee's open-door policy.

50,000 ASK WALSH PARDON

Convicted Banker at Last Approves Efforts to Free Him.

WASHINGTON, May 13.—(Special.)—Bearing 50,000 names, a petition will be formally presented to the Department of Justice today for the pardon of John R. Walsh, of Chicago, now serving a term in the Leavenworth Federal prison for violation of the National Banking Laws. This was admitted last night by Richard Walsh, a son of the imprisoned banker.

This is the first petition which has received the sanction of my father," he said. "It was started without his knowledge, however. There have been several others which have been turned down by the Government authorities on account of the lack of my father's approval and signature.

"This one has been duly signed by him, and his attorneys have been instructed to get it in shape and present it as soon as possible."

COMET INSURANCE BOUGHT

Frightened Negroes Eagerly Pay Premiums to Clever Black.

LOS ANGELES, Cal., May 13.—(Special.)—C. B. Green, a negro, living on South San Pedro street, during the past several weeks has been collecting a weekly premium of 25 cents from half a hundred badly frightened negroes who fear death from the approaching comet. In return he gives them a \$500 insurance contract, agreeing to pay that sum to the widow or children of the victims in case death is met through the comet striking the earth.

He has a provision in the contract that death must not be due to fright alone.

HARRIMAN'S LODGE TAKEN

Southern Pacific Is Given Deed to Property at Pelican Bay.

KLAMATH FALLS, Or., May 13.—(Special.)—Deed was filed with the County Clerk this morning, transferring the famous Harriman property known as Pelican Bay Lodge from W. H. Holabird to the Southern Pacific Company.

This property, while having belonged to the Southern Pacific all the time, was in the name of Mr. Holabird, one of Mr. Harriman's closest friends, until today, so the transfer is in name only.

DR. HYDE JESTS AS HIS JURY DEBATES

Accused Physician Confident of Acquittal.

TWELVE MEN GO OUT EAGERLY

Swope Family Does Not Stay for Possible Verdict.

JURORS TAKEN TO HOTEL

After Long, Wearing Speeches by Lawyers, Relief Is Felt for End of First Ordeal—Closing Argument Is Most Bitter.

JURY TAKES MANY BALLOTS AND IS LOCKED UP IN HOTEL FOR NIGHT.

KANSAS CITY, May 13.—After the Hyde murder jury had deliberated for 1 hour and 40 minutes tonight without reaching a verdict, the jurors were sent to their hotel for the night. They will resume balloting at 9 o'clock tomorrow morning.

KANSAS CITY, May 13.—The case of Dr. R. C. Hyde, accused of murdering Colonel Thomas H. Swope, went to the jury at 9 o'clock.

Grown weary after more than four weeks of imprisonment, the balloting time was greeted with signs of relief by the jurors. During the final hours of the closing addresses, which occupied the entire regular court sessions for two days and entered into extra night sessions, the jurors looked often at the clock and moved restlessly in their chairs.

Jury Glad to Go.

When James A. Reed closed the state's final argument tonight and Judge Lathrop indicated the jury was free to begin voting on its verdict, the 12 men walked quickly from the courtroom. The court informed them it would wait until about midnight for a verdict. If none had been found at that time, said the court, they would be sent to their hotel to return tomorrow and continue their deliberations.

Dr. Hyde smiled as the arbiters of his fate retired. Turning to his wife at his side he said:

"I'll eat dinner at home with you Sunday, France."

Swope Family Goes Home.

Off at one side of the courtroom sat Mrs. Logan O. Swope. Clustered about her were all of her living children, with the exception of Mrs. Hyde. The jury filed past her as it went to its room.

As soon as the room was cleared sufficiently the Swope family went home.

When the jury retired the crowd was ordered from the courtroom and left unwillingly. It wanted to remain until a verdict was received, but the court would not permit it. In 15 minutes after the close of the arguments the marshals cleared the room.

Every marshal in the employ of the county was drawn into service. They were charged to clear the room as soon as possible and to use strenuous efforts to prevent a demonstration.

More than a dozen personal friends of Dr. Hyde were present.

(Concluded on Page 3.)

DEFY SUPERSTITION? NOT FOR THIS MAN

HE STARTED FACTORY ON 13TH; NOW HE HAS NO FACTORY.

Because It Is Friday, and 13th Beside, Fire Engine Blows Up, and Evil Day Has Sway.

CHICAGO, May 13.—(Special.)—The fact that Jack Johnson refused to take a bath on Friday, the 13th, is no reason why Frank B. McIlroy, president of the McIlroy Belling & Hose Company, should be superstitious—and he wasn't, up to today.

But the Commercial Club of Hammond, Ind., where the new McIlroy belling plant is—or was—located and a large number of citizens of that little city wish he had been. The wish was expressed after the belling plant had been destroyed by fire, entailing a loss of \$25,000.

The new factory was completed only last week and the announcement that its operations would begin tomorrow had been made. Then McIlroy decided to defy superstition. He started the machinery at 12 o'clock today and within 15 minutes the plant was in flames as a result of the explosion of the boiler.

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When the fire engine arrived the air chamber in its boiler burst, rendering it useless, so there was nothing to do but let the factory burn.

Friday, the 13th, reaped its reward, even though Mr. McIlroy is—or was—not superstitious. Only the walls of the factory remain standing. The stock and equipment are a total loss.

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ALASKAN CASES IN SCHWARTZ' HANDS

Full Responsibility Is Taken by Chief.

GLAVIS BLAMED FOR DELAY

Ballinger Took No Initiative on Cunningham Claims.

SECRETARY QUITS STAND

Testimony Is Given of Attack in Anonymous Circular Said to Have Been Distributed From Gifford Pinchot's House.

WASHINGTON, May 13.—Full responsibility for the "clear listing" of the Cunningham claims and the conduct of those cases before the General Land Office was assumed by H. H. Schwartz, chief of the field service, who was a witness before the Ballinger-Pinchot investigation committee today.

Mr. Schwartz laid the blame for the delay in reaching a conclusion in the Alaskan cases at the door of L. R. Glavis, to whom, he said, he had given all latitude in investigating them. He said Mr. Ballinger had never taken any initial action in those cases and that when he had "clear listed" them, as Commissioner of the Land Office, he had done so on his (Schwartz) recommendation on the basis of the report of Special Agent Love.

Schwartz' Answers Witty.

Attorney Vertrees, counsel for Ballinger, questioned Schwartz for several hours and his ready answers and quick wit kept the committee in an uproar all the while.

Mr. Ballinger was excused from the stand this morning with the understanding he might be recalled for further cross-examination.

While Schwartz was speaking of a meeting he had with Glavis in Seattle last summer, he said they incidentally discussed the clash between the Land Office and the Forestry Bureau.

Mr. Vertrees asked him to tell to what he attributed the quarrel.

Cause of Friction Told.

"There always will be friction, as long as the Forestry Bureau and the Land Office are in two different departments," was the reply. "They should both be either in the Department of Agriculture or in the Interior Department, and being in the Interior Department," he added with a smile, "I think they should be in that department."

One of the members of the committee was inquiring of Mr. Schwartz whether he did not think another department was needed, when Representative Graham (Dem.) broke in.

"Don't you think we need another Government?"

"Why," retorted Schwartz, quickly, "why, we've got the best Government on earth. All we need is a little better fellows to run it."

"Your complaint, then, is against the fellows who run the Government?" asked Representative Madison.

"Or against the fellows who make the law?"

(Concluded on Page 2.)

COMET MAY VEER SHIPS' COMPASSES

WIRELESS MESSAGES MAY BE AFFECTED, TOO.

Government Hydrographic Department Sends Out Warning to Mariners to Be on Lookout.

Fears that Halley's comet, beginning next Monday and lasting for four days, may interfere with wireless messages and with ships' compasses is expressed in a hydrographic bulletin sent out by the Government of Washington. The following concerning the electrical effect of the comet is taken from the bulletin:

"It is possible that during the approach and recession of Halley's comet unusual electro-magnetic phenomena may occur. Electro-magnetic waves may be set up by electrical discharges of meteoric particles, in which case disturbances would be observed in the receiving apparatus of wireless installations. The maximum effect will be observed between the 16th and 20th of May, and particularly on May 18.

"It is requested that wireless operators pay particular attention to static effects during this period and note anything unusual. The occurrence of meteorites should be logged by the watch officer, with details of time, size, direction and duration. The operator, hearing unusual noises in the telephone, should note the time and see whether there were any meteorites observed at that time; also the ship's head and the direction of the antennae at the same time.

"As the compass may also be affected, a close watch should be kept for unusual deflections of the needle, noting their exact time, amount, whether periodical, etc.

"In addition to the above it is requested that all shipmasters who view the comet will inform the Hydrographic Office of the brightness of the object as compared with bright stars in the heavens, the angular length of the tail, comparing the length with the angular distance between bright stars near it, its form and color. To make these observations it is suggested that shipmasters use their binoculars, spy-glasses or the low-power eyepiece of their sextants."

MAYOR FROWNS ON MATCH

Memorial Day Unsuitable to Wrestling Bout, Says Busse.

CHICAGO, May 13.—(Special.)—Mayor Busse issued orders today that no permit be issued for any Memorial day wrestling bout.

The date had been advertised for a world's championship open-air contest between Frank Gotch and Zyzanski. The Mayor declared that such public exhibitions are not befitting to the National holiday.

Assistant Chief of Police Schuttler was instructed to notify the promoters of the position taken by the Mayor. He immediately sent for Joe Coffey, manager, to give him an opportunity to change the match to some other date.

DAN CUPID TRICKS GOTCH

Champion Wrestler Settles Breach of Promise Case for \$5000.

CHICAGO, May 13.—(Special.)—Frank Gotch has lost his first purse since he became champion wrestler of the world. The purse was for \$5000. Cupid is the lad that did the trick.

Applying a combination of toe-hold, strange-hold, chancery, grapevine and hammerlock, Cupid pinned the champion's shoulders to the mat in six months, four days, two hours, five minutes and twenty-three seconds.

That is to say, Miss Sadie Currie today settled her breach of promise suit against the champion out of court. No mention is made of the whereabouts of a baby mentioned in the love letters.

HARRY LEVY LASSOES DEER

Portlander Makes Buck Captive After Struggle.

FOREST GROVE, Or., May 13.—(Special.)—While en route to drive cattle to the Levy meat camp above Glenwood, Harry Levy, of Portland, lassoed a 3-year-old buck deer that had been driven into a creek by dogs.

The animal was dragged out of the water, tired and worn. The deer was taken into the camp, where it is now in captivity. The horns are in the velvet and one of them was seriously mutilated.

MUCKRAKERS ARE SCORED

House Chaplain Urges Them to Clean Own Yards First.

WASHINGTON, May 13.—Rev. Henry N. Coulter, the blind chaplain of the House of Representatives, astonished the members of that body today by praying for Divine guidance to lead the muckrakers to "rake before their own doors before attending to the litter in front of their neighbor's homes."

PATHFINDER ENDS ITS RUN

Mud of Thirteen States Covers Glidden Car at Journey's End.

CHICAGO, May 13.—The Glidden Pathfinder, with the mud and grime of 13 states speaking vividly of the 2300 miles it has covered, finished its long trip at 2 o'clock this afternoon.

INDIANS REVOLT; TROOPS SENT FOR

Massacre of White Ranchers Is Feared.

WOMAN AND BABES ATTACKED

Taos Pueblo Tribesmen Are on Rampage in New Mexico.

REDS ANGERED BY CENSUS

Imprisonment of Chief and Councilors Another Reason for Discontent Which Has Burst Into Rising Against Pale Faces.

EAST LAS VEGAS, May 13.—An uprising of serious proportions has broken out among the Taos Pueblo Indians at their village, 70 miles northwest of here, and tonight troops are being hurried by special train from Santa Fe to check a possible massacre of white ranchers.

The Indians have cut all telephone and telegraph wires from Taos but reports here indicate the depredations so far have been confined to an attack on the wife and children of L. S. Meyers, a homesteader, and the cutting of fences and looting of horses and cattle.

Further attacks are expected by the ranchers and Judge John R. McFie, conducting court at Taos, telegraphed an urgent demand for troops to go there. The Government immediately ordered 50 men of Companies D and F, New Mexico National Guard, to Taos. The militiamen will arrive at Taos tomorrow forenoon.

Crack Company Ready.

General Brooks, in command of the National Guard, has also ordered Company H, of Santa Fe, to be in readiness to march at a moment's notice. Company H is the crack organization of the New Mexico National Guard.

The uprising of the Pueblos, who for years have been a peaceful and law-abiding people, is believed to have been caused by the punishment of Pueblos by the Territorial authorities. For years, the Pueblos have governed themselves, electing their own chiefs and village councilors, who tried and punished malefactors of the tribe without recourse or appeal to the Territorial authorities.

Councilors Put in Jail.

Some months ago, an Indian of the Iseta Pueblo, who had been imprisoned by the village authorities appealed to the Territorial courts and the chief and councilors of the villagers were put in jail. Since that time, the Indians have been unruly and it is believed the present outbreak is the result of fear by the Pueblos they would lose their much-prized independence and the inability of the elders to control the young bucks, who believed the authority of the village councilors was on the wane.

Home Is Attacked.

For several weeks, ranchers near Taos have found their fences cut and their stock missing, but the discontent of the Indians reached a climax yesterday in the attack on the Myers household.

The taking of the census is also believed to have caused much unrest among the Indians. When the enumerators reached Santo Domingo and San Dia Pueblos, they were refused all information concerning members of the tribe and were threatened with violence. It was only after they had threatened to call troops and ex-Governor Curry had gone personally to the chiefs and reassured them about the purpose of the census that the Indians would answer the questions.

Several Eastern artists are believed to be in the Taos country making sketches of Indian life. Taos is the oldest and most picturesque of the Pueblos.

PHONE LINES MAY MERGE

Western Companies, From Minnesota to Coast, in Combine.

SAN FRANCISCO, May 13.—Negotiations looking to the merging of the Western interests of the American Telephone & Telegraph Company have been in progress here for the past two days. It is understood that preliminary steps have been taken toward the absorption of a number of small independent companies in the Western and Northwestern states, with the ultimate idea of consolidating the great companies that operate from Minnesota to California, says the Call today.

At the conference here there were present: H. B. Thayer, of New York; president of the American Telephone & Telegraph Company; H. V. Lane, of Salt Lake City, president of the Rocky Mountain Bell Telephone Company; F. C. Nelson, of St. Paul, vice-president of the Tri-State Telephone & Telegraph Company, and Henry T. Scott, of San Francisco, president of the Pacific Telephone & Telegraph Company.

The visiting magnates left the city last night, but will return later in the week, when they will be joined by Belvidere Brooks, of New York, general manager of the Western Union Telegraph Company.

