WIDOW IN RAGE AT ALLEGED MURDERER

Mrs. R. Brown Tries to Fly in Court at Man Accused of Slaying Husband.

RELATIVE RESTRAINS HER

Hysterical Woman Is Carried From Room After Outburst When Youth Pleads Not Guilty of Killing Kaskella Man.

THE DALLES, Or., Feb. 9.—(Special.)—Mrs. Ralph Brown jumped to her feet and, throwing her arms above her head, screamed at the top of her voice this morning when Robert Pettis was brought into the Circuit Court room to plead to the charge of murdering her husband at Kaskela, Or., New Year's day.

Mrs. Brown, accompanied by Willis W. Brown, her father-in-law, went to the courtroom knowing Pettis was to appear and plead. It was necessary to take Pettis from the courtroom before Mrs. Brown could be quieted by her relative and court officials. It was the first time Mrs. Brown had seen the man since the murder which is charged to him.

After Pettis had been returned to the courtroom Mrs. Brown sat with every muscle tense. She had to be held in the seat. Apparently she wanted to fly at the throat of Pettis.

Woman Becomes Frantic.

When Judge Bradshaw asked Pettis to plead to the charge of second-degree murder, he stood up and answered:

"Not guilty."

"What!" cried Mrs. Brown, as she tried to tear herself from the restraining arms of her father-in-law. Mr. Brown then carried the excited woman from the courtroom. She was on the verge of nervous prostration. The intense feeling of Mrs. Brown visibly affected many in the courtroom.

The murdered man was a prominent rancher of Kaskela, Or., where he also was postmaster.

He was well known in this section. He was 28 years old, and a graduate of the University of Oregon. His wife was Miss Edith Percival, a graduate of the Monmouth Normal School.

Pettis, who is 19 years old, worked on the Brown ranch. He is believed to have been crazed by drink when, it is alleged, he shot his employer to death. It is thought that insanity will be the plea of the defense.

Boy Admits Attempted Robbery.

Herman Prinz, who attempted to rob the office of the Gunning blacksmith shop in this city several months ago, pleaded guilty today. He will be sentenced later by Judge Bradshaw. The court is expected to parole Prinz. He was seriously shot by Officer Gibons while he was trying to open the Gunning safe, and was in the hospital, under guard, until recently. The defendant is a local boy who had never been in trouble before.

He said he was drunk when he attempted the robbery. More than 400 of the most prominent men and women of the city have petitioned Judge Bradshaw to parole the young man.

The February term of the Wasco County Circuit Court convened yesterday. The grand jury is composed of F. L. Peterson, Fairbanks, foreman; W. J. Malone, Antelope; J. E. Robertson, The Dalles; George W. Parker, Dufur; J. H. Johnston, Dufur; Edward Odell, Boyd, and J. W. Merrill, The Dalles.

LUMBER MAN INVOLVED

CREDITORS TAKE CHARGE OF C. A. SMITH COMPANIES BY REQUEST.

Liabilities $5,000,000 Bond Issue and Assets Said to Be $15,000,000. Bankruptcy Idea Scouted.

SAN FRANCISCO, Feb. 9.—C. A. Smith, head of the C. A. Smith Lumber Company, and numerous subsidiary companies in California and Oregon, has placed his business affairs in the hands of a committee of creditors, according to announcement today. Smith is now in Chicago seeking an adjustment of his finances.

Inability to pay interest on $5,000,000 for which Smith's companies are bonded was the chief reason for the transfer of his business affairs, according to a statement of the committee.

C. A. Smith is far from being a bankrupt, according to C. R. Johnson, president of the Union Lumber Company, of San Francisco, and S. M. Bloss, of Chicago, who is one of the wealthiest lumbermen of the Middle West. They declare that Mr. Smith's liabilities are little in excess of $5,000,000, while his assets will exceed $15,000,000. They say his predicament is due to an insatiable desire to acquire additional timber lands and sawmills in the Coos Bay timber district and failing to provide for obligations when they became due.

To save himself from involuntary bankruptcy and to secure his numerous creditors, Mr. Smith has consented to place his tangled affairs in the hands of a committee.

This committee is composed of Mr. Johnson, Mr. Bloss, James E. Daneher, of Detroit, and Herman Waldeck, of Chicago.

When shown the above dispatch last night, Frederick A. Kribs, a prominent Portland lumberman, who is well acquainted with Mr. Smith and his business affairs, said he thought there was some misconception. "Mr. Smith's plan," he said, "was to place his California timber holdings, his Linn County, Smith River and Alsea tracts in this company and retain the ownership of his sawmills, paper mills, his Coos Bay timber, his ships and his docks at Oakland, Cal., free of any incumbrance.

"The lands he was to place in the 'outside' group are worth between $11,000,000 and $12,000,000, at a conservative estimate, while his bonded indebtedness is only about $5,000,000. So far as the lumber business is concerned, Mr. Smith is one of the best business men in the country, and I know his affairs are not in any serious tangle."

PLANTS TO CONTINUE WORK

Coos County Manager Promises to Explain Complication Today.

MARSHFIELD, Or., Feb. 9.—(Special.)—Arno Mereen, general manager of the C. A. Smith industries, had no statement to make today relative to the situation in which the companies are involved, but promised to issue an explanation tomorrow.

It is asserted on what is considered correct information tonight that there will be no shutdown of the company's mills or logging camps for the present, at least. Tomorrow is payday for the employes, and it is said this obligation will be met.

The industries in Coos County consist of one large sawmill, with a capacity of 700,000 feet in 10 hours; a smaller mill at Bay City, capacity, 400,000; pulpmill, shingle-mill, planing-mill, the steamers Adeline Smith, Nann Smith and Redondo; the Smith-Powers logging railroad of 26 miles, between Myrtle Point and Wagner; six logging camps in that vicinity, and three Baldwin locomotives of 1913 pattern. The company employs nearly 2000 men in Coos county, and it is estimated the company has $8,000,000 invested here.

STORM RAGES IN EUGENE

Five Fires Threaten Districts in 40 Minutes During Fierce Blow.

EUGENE, Or., Feb. 9.—(Special.)—Five fire alarms in 40 minutes during the course of a terrific wind storm threatened as many districts with flying sparks between 7 and 8 o'clock last night. No damage resulted. The storm tore down fences, wires and billboards and broke trees in and around Eugene.

The city power department rushed a crew of men out of the city in a motor car at 11 o'clock last night to a point three miles east of Springfield, where the wind had blown over the city high-power transmission line. The poles had not blown completely to the ground and the wires had not broken, so the service was uninterrupted.

PIONEER WOMAN DIES AT AGE OF 88.

Mrs. Mary Wright.

Mrs. Mary Wright, a pioneer of the Willamette Valley, aged 88, died last Friday at Multnomah Station, on the Oregon Electric line, at the home of her daughter, Mrs. Rose Burke. The funeral will take place today from the Finley undertaking parlors. Mrs. Wright was Miss Mary Pitney. Her first husband was J. D. Clary and her second Francis M. Wright. She leaves four daughters — Mrs. Burke, Mrs. Mary E. Whittle, of this city; Mrs. M. Rand, of Marshfield, and Mrs. M. J. Maertz, of Yardley, Wash., and a son, J. D. Clary, of Fulton.

Salt Lake Keeps Five-Cent Loaf.

SALT LAKE CITY, Utah, Feb. 9.—Local bakers have failed to keep their agreement to abolish the 5-cent loaf of bread February 15, and it is announced today that the 5-cent loaf will continue to be sold here, although it will probably be reduced in size.

JUDGES VOTED ON GET BUT 4 YEARS

Supreme Court Says Initiative Measure Effective Only After Proclamation.

JUDGE CLEETON IS EXEMPT

No Election Held to Determine His Successor and Ruling Does Not Oust Him—Lawyer Wins Back Job in Union County.

SALEM, Or., Feb. 9.—(Special.)—The Supreme Court held that the initiative law which was adopted by the people at the general election in 1910 did not take effect till it was proclaimed by the Governor on December 3, 1910, and that it was not retroactive, but applies only to officers elected subsequent to its adoption, and that the County Judges who were elected to office at the 1910 election do not hold office for six years, as provided in the initiative measure.

This in the opinion given in the case of J. F. Phy vs. Ed Wright, County Clerk of Union County, in which the applicant is granted a writ of mandamus for a certificate of election. This will operate to oust County Judge J. C. Henry from office, who was holding over under the contention that his term was extended to six years by the 1910 law, which would entitle him to hold to January, 1917.

Judge Cleeton Not Touched.

The decision affects all counties where an election for County Judge was held last November. In all of these cases the candidate who received the highest vote is the County Judge for the next six-year term. If in any county where the term of the County Judge expired in January, 1915, there was no election, the incumbent will hold over, as this is in line with the opinion of the Supreme Court today.

In Multnomah County there was no notice of election for County Judge, but about 19 votes were written in for L. C. Garrigus. There may be a question arise to to whether this could be held as constituting an election. But unless it is held as an election Judge Cleeton would hold over.

The opinion was written by Justice Eakin. Chief Justice Moore and Justice Burnett dissented from the majority opinion.

In another opinion today the Supreme Court holds that the Legislature has no authority to legislate a constitutional officer out of office and held that F. S. Ivanhoe, who was the District Attorney of Union County when the 1913 law went into effect, providing for appointment of County Attorneys, was wrongfully deprived of his office by the appointment of John S. Hodgin, by ex-Governor West. By this Mr. Ivanhoe is entitled to the office.

Record of Deed Not Delivery.

Other opinions handed down today by the Supreme Court are as follows:

Leverna Hogan French, respondent, versus Hattie Goin et al., appellants, from Marion County. The decision of the lower court is reversed and the case dismissed. The principal question in this case was whether or not a delivery of a deed is sufficient when simply placed on record and without the grantee's knowledge. The decision is that such is not sufficient delivery in this case.

A. P. Lechor, plaintiff and respondent, versus the City of St. Johns et al., from Multnomah County; on motion to dismiss appeal; motion allowed.

Charles N. Scott versus the estate of Sarah A. Merrill, deceased, and "mrs. M. Brown, claimant and respondent, versus same estate, from Multnomah County; lower decision affirmed.

Orchard Case Affirmed.

W. F. Hedges, plaintiff and respondent, versus E. D. Biddle, defendant, from Douglas County; affirmed.

T. H. Field, plaintiff and respondent, versus Hood River Orchard Land Company, defendant and appellant, from Multnomah County; lower court decision affirmed.

In the matter of the estate of George D. Ely, deceased, from Clackamas County; affirmed.

W. C. Spence, respondent, versus O. J. Hull and Ada E. Hull, appellant, from Multnomah County; lower decision modified. Court holds that contract can be canceled on account of fraud.

Li Sai Chonk, plaintiff and respondent, versus Lee Lung, doing business under the name of Nom King Low Company, defendant and appellant, from Multnomah County, on motion to dismiss appeal; motion denied.

Henry Schade et al., doing business under name of Schade Bros. & Co., respondent, versus John Muller, appellant, from Multnomah County; lower court decision affirmed.

JUDGE SAYS HIS JOB IS SAFE

Supreme Court Decision Has No Effect on Him, He Thinks.

That the Supreme Court decision limiting the terms of all County Judges elected in 1910 to four years does not affect County Judge T. J. Cleeton, of Multnomah County, is the opinion of Judge Cleeton himself after consulting with other legal authorities on the subject.

"The case on which the Supreme Court decided," said Judge Cleeton last night, "is brought from a county where an election for the office of County Judge was regularly called and candidates' names were printed on the ballot.

"In Multnomah County there was no election for this office, the Clerk acting on the supposition that my term of office was until 1916. Under the constitution, therefore, I should hold office until my successor is 'duly elected and regularly qualified.'"

L. C. Garrigus is a contestant for the office of Judge Cleeton, but in view of the fact that District Attorney Evans said before the election that the method proposed by Mr. Garrigus was illegal, the success of his contest is regarded as doubtful. Mr. Garrigus had sent out "stickers" to be pasted on the ballots, each sticker calling for a vote for himself.

During the Word-Hurlburt recount proceedings ballots bearing these stickers were declared illegal by Circuit Judge Kavanaugh. In the opinion of District Attorney Evans the stickers voided the entire ballot.

RELIEF WORK BOOKS CLOSE

Oregon City Committee Sees Better Conditions and Less Need.

OREGON CITY, Or., Feb. 9.—(Special.)—Because of improved business conditions and the number of men now at work in this part of the Valley, Mrs. A. McDonald, chairman of the Co-operative Relief Committee, announced last night that the rooms of the charity workers in the Weinhart building will be open Saturday for the last time.

However, the efforts of the committee will not cease entirely. Needy families still will be helped. Fifty families have been on the books at one time.

Cupid Forges Ahead in Vancouver.

VANCOUVER, Wash., Feb. 9.—(Special.)—Four marriage licenses were issued at the office of the County Auditor today, giving Dan Cupid a little better than an even break for the first two days of this week. Yesterday only one marriage license was issued and three divorces were granted. Today's licenses were granted to Harold Peterson and Edna C. Smith, Oak Point; C. Dahlquist, San Francisco, and Harriet Bramming, Portland; G. A. Pierce and Ida Chancey, La Grande, Or.; Roy Lewis Chapman, Portland, and Mrs. Olive May Rossman, Vancouver.

Dr. G. L. Jenkins Dies in South.

OREGON CITY, Or., Feb. 9.—(Special.)—Dr. G. L. Jenkins, the son of Mr. and Mrs. George M. Jenkins, of the Twilight district, died at Lancaster, Cal., Sunday night, according to word received here today by his parents. Dr. Jenkins, three years ago, was a partner of Dr. George Hoeye in dental offices here.

Prisoners to Be Fed by Contract.

VANCOUVER, Wash., Feb. 9.—(Special.)—After March 1 the prisoners confined in the County Jail will be fed by some person not connected with the Sheriff's office. This was decided upon by the Board of County Commissioners, which proposes to let a contract in compliance with an opinion of the Attorney-General.