

NIGHT RIDER CASE ENDS IN ACQUITTAL

Twelve North River Settlers Not Guilty of Driving Ross Family From Home.

COURT HELD IN SICK ROOM

One Juror Unable to Leave Hotel to Return Verdict, Marking End of Case After Being Fought for About Two Years.

TACOMA, Dec. 23.—Absolute acquittal on all four counts of the indictment was the verdict of the Federal jury in the case of the Government against 12 alleged night riders of Pacific County on a charge of conspiracy. Agreement was reached at 11:40 this morning after four hours actual deliberation. The jury had been out since 12:30 last night. They went to bed at 12 o'clock by permission of the court and began this morning at 9:30.

Court was called in the juryroom on the fourth floor of the Tacoma Hotel, owing to the serious illness of Thomas Irving, juror from Cathlamet. He was obliged to leave the box once during the charge of Judge Cushman to the jury last night, and was taken to a hospital in an ambulance immediately after the verdict had been read this morning. Deliberations of the jury were conducted about the bed of Mr. Irving this morning.

Disagreement Never Serious.

There was at no time serious disagreement among the jurors, it was said. Three informal ballots were taken before the jury retired last night and this morning was spent in carefully going over each of the four counts. The defendants were accused of conspiring to drive bona fide settlers from homesteads taken under Government claims.

Mrs. Margaret Ross was the plaintiff, charging that a number of men drove her and her two sons from their home in Pacific County.

Fifteen masked men, on the night of January 11, 1914, rode down on the homestead claimed by Mrs. Margaret Ross, burned her cabin and escorted Mrs. Ross and her two grown sons over the county line eight miles away. It was the night after the Ross boys, it was alleged, incited the neighbors of the sparsely settled North River section of Southwestern Washington by felling a tree through the cabin of Mrs. Mary Vanderpool, a rival claimant to the homestead.

County Courts Accused.

For two years the court records of Pacific County were crowded with actions brought against the alleged night riders by Mrs. Ross, who was once a candidate for the State Legislature. When her prosecution failed Mrs. Ross charged that the county courts were leagued with the night riders. Through the influence of United States Senators, it was said, Mrs. Ross, once associated with her husband in publication of the *Soo Critic* in Sioux Falls, S. D., reached the attention of Secretary of the Interior Lane.

The Department of Justice ordered a grand jury investigation and 13 alleged night riders were indicted. They were: J. N. Howard, Ralph Howard, Claude Vanderpool, Homer Blaine, Ernest Burke, Walter Burke, Joseph Atford, Virgil Doland, Emoch Dollard, Mike Hanahan, J. O. Simmons, Trenton Tidwell and Earl Timmons.

Sentiment With First Settler.

Timmons was later freed because of lack of evidence.

The North River country was with Mrs. Vanderpool, because she had come among them in 1913 to establish a home. By 1912 she needed some money and she went to Vancouver, B. C., to earn it.

It was then that Mrs. Ross and her sons, over the protest of A. A. Bradley, who looked after the Vanderpool claim, settled on Mrs. Vanderpool's homestead, declaring it had been abandoned.

The quarrel began immediately and one incident was a jail term spent by the two Ross boys for assaulting Bradley.

ROADS GIVE 8-HOUR DAY

(Continued From First Page.)

In arriving at their decision, although all six signed the award, James R. Connor, of Chicago, assistant president of the Switchmen's Union, and W. A. Titus, of Cleveland, vice-president of the union, who represented the switchmen on the board, filed a minority report, dissenting from the award of the 5 cents an hour increase and the pro rata overtime. E. F. Potter, of Minneapolis, assistant general manager of the Minneapolis, St. Paul & Salt Ste Marie Railway, and T. W. Evans, assistant general manager of the New York Central, representing the railroads, also filed a minority report dissenting to the eight-hour grant.

Date Not Mentioned.

The award makes no mention of the date the new wage scale becomes effective, but it was assumed by railroad officials that it would apply at once.

"One of the reasons urged for the shorter workday," the statement by the arbitrators says, "is that men need more time to visit with their families, to take recreation and to secure the other advantages of leisure. This argument, of course, applies to switchmen. A second argument is that the long hours result in physical exhaustion, often to a degree seriously injurious to health. The evidence shows clearly that, owing to the nature of the work, there are frequent opportunities for intervals of rest, and that the long hours testified to are due very largely, almost invariably, indeed, to delays caused by the interference of other trains and to similar reasons beyond the control of the railway managers or of the switchmen. During these delays the switchmen must usually be idle, so that the long hours do not always imply expensive physical labor."

8-Hour Shifts to Be Tried.

"Although it has seemed wise to award an eight-hour day as the standard minimum day, the overwhelming weight of testimony shows that the conditions of the various kinds of railway work are so different that only a trial can determine just how far eight-hour shifts can be worked without prohibitory costs to the roads and undue disturbance of the work of their patrons."

"It seems to be clearly established that, under existing conditions and probably even under conditions of traffic less strenuous than the present, it will not be possible to make the actual working eight-hour day effective in the case of more than a small percentage of the switching crew, not more than

10 per cent during the first year. While, therefore, it is urged that the eight-hour day be established, its introduction must be gradual. The percentage, therefore, of the switching crews that will be directly affected during the period of this award must of necessity be small. Most crews will work 10 hours or more.

Seniority Rights Prevail.

"Moreover, owing to the increase in pay awarded to the switchmen, those who seriously desire to shorten their work day two hours for the purpose of employing the added hours of leisure in ways distinctly beneficial to themselves, will be able to secure this leisure by the exercise of their seniority rights. Those who prefer the added wages will generally be able to secure that. The seniority rules will enable the men longest in service to take their choice. If the older men in

PORTLAND WOMAN, DESCENDANT OF FRENCH NOBILITY, IS DEAD.



Mrs. F. J. Schwankovsky.
Julie de St. Vrain Schwankovsky, wife of F. J. Schwankovsky, President of the Schwann Piano Company, died at her home near Council Crest on Tuesday, December 19, at the age of 52 years.

Mrs. Schwankovsky was born in Dubuque, Ia. Her grandfather was Felix de Haut de Lassus de St. Vrain, a descendant of the French nobility, and Indian agent for the United States, who was killed by the Indians in the Black Hawk War. Another ancestor was the Governor of Louisiana when that territory was sold by the French to the United States. Her family have been Americans for 200 years.

Mr. Schwankovsky left Wednesday morning with the body for Detroit.

service should all prefer the added daily wage coming from the long hours the eight-hour shifts must be taken by the younger and less experienced men.

"But with so large an extent of choice and so small a number of positions to be filled, the award will enable employers, employees and the public to determine the extent to which the switchmen desire the shorter hours."

BANK ROBBER CAUGHT

LOOT OF \$4000 RECOVERED FOR BICKLETON INSTITUTION.

Highwayman Surrenders Without Fight and Is Reported to Be Ready to Plead Guilty.

GOLEBENDALE, Wash., Dec. 23.—(Special)—The lone robber who held up the Bank of Bickleton, Wash., yesterday was captured with his loot of \$4000 when he was cornered by a posse on Satus Creek in the Yakima Indian reservation early this morning.

As the posse closed in on the robber, who gave his name as Henry Jones, he dropped parts of his loot along the way, where it was found by the Deputy Sheriffs. When captured he had \$900 in his pockets.

The robber rode into town yesterday, commanded the cashier to deliver over the money in the bank, locked him in a room and rode away. A posse started in pursuit a few minutes later and followed close on the trail last night and today. Thirty miles from the scene of the robbery the highwayman's exhausted horse was found, as well as evidence that he had fled on foot. A package of \$2000 was found near where the horse had been abandoned.

Bickleton is in the center of a large wheat belt. The robber surrendered without a fight and is reported to have said he would plead guilty.

AMITY MASONS ELECT

Eastern Star Lodge Also Names Officers for Ensuing Year.

AMITY, Or., Dec. 23.—(Special)—The following officers were elected by Amity Masonic Lodge at the meeting last Saturday night:

Worshipful master, C. M. Bennett; senior warden, C. L. Hawley; junior warden, H. J. Elliott; secretary, Soren Sorenson; treasurer, Dr. H. L. Wood.

Installation will be held on St. John's day, December 27. Members of McMinville Lodge visited Amity Lodge to confer the third degree upon Dr. Wood.

At the election of the Eastern Star Lodge the following were named: Worthy matron, Mrs. Margaret Richards; worthy patron, George Richards; A. N. Mrs. Lulu Marvin; conductor, Miss Martha Wood; assistant conductor, Mrs. Lucy Lockett; secretary, Jessie Sorenson; treasurer, W. J. Udell.

GATEWAY PUPILS GIVE AID

Canned Fruit, Potatoes and Check Sent to Portland Waifs.

GATEWAY, Or., Dec. 22.—(Special)—The school children of this place have sent several boxes of canned fruit and sacks of potatoes to the Boys and Girls Aid Society, of Portland, and a check for \$10, which was the proceeds of a "pie social" given by the children.

The committee who had the work in charge were four boys—Ross Harney, Frank Kerr, Leonard Larsen and Mervin Samples. They were assisted by the local W. C. T. U.

Oregon Fruit Ranch Traded.

ROSEBURG, Or., Dec. 23.—Quite an important real estate deal was consummated here this week when L. G. Morgan, of Edenbowser, traded his attractive acre fruit ranch for income property at Susanville, Cal. The property for which Mr. Morgan traded his ranch was until recently owned by G. B. Wardwell. Mr. Wardwell is now in Roseburg and will locate on his new ranch as soon as the formal papers of transfer are recorded.

STATE COLLEGE IN NEED OF BUILDINGS

Growth in Enrollment and Decrease in Revenue Are Cause of Shortage.

\$100,000 LIBRARY ASKED

President Kerr Estimates Funds for 1918 Will Be \$369,766 Short of Estimates—Veterinary Hospital Also Wanted.

OREGON AGRICULTURAL COLLEGE, Corvallis, Dec. 23.—(Special)—"Because of the large decrease in the income of the Oregon Agricultural College and at the same time a decided increase in the student enrollment, it has been impossible during the past two years to provide buildings and make other necessary improvements which were planned at the beginning of the biennium, with the result that there is at present great need for additional room, equipment and other facilities."

This was the statement given out by President W. J. Kerr in outlining the financial conditions and needs of the institution Wednesday before the students of the State College, on the occasion of a visit by the legislative committee appointed to look into and report on the needs of the Oregon Agricultural College.

"In 1913 the Legislature passed a law providing a tax levy of four-tenths of a mill on each dollar's valuation of state property for the support of resident instruction, including maintenance and the development of the college plant. This law was to become operative January 1, 1915. It was estimated by the State Tax Commission that when the law should go into effect the tax valuation of state property would be \$1,000,000,000, and it should increase at the rate of 5 per cent annually thereafter.

Revenue \$369,766 Short.

"All the plans for the work throughout the institution and for the development of the college plant, beginning January 1, 1915, were based upon the income as thus estimated. On account of the large depreciation in the valuation of the state property, however, there has been a large decrease in college income below the amounts estimated at the time the millage tax law was passed."

Figures given out by President Kerr indicate that the income of the college for the years 1915 to 1918, inclusive, for resident instruction, including buildings and other improvements, will have been \$369,766 less than was estimated for these purposes at the time of the passage of the millage tax law. In contrast to the decrease in funds, it was shown that there has been a large increase in student enrollment and a corresponding increase in the cost of instruction, and in the demand for additional room, equipment and other facilities.

Classes Grow 16 Per Cent.

According to statistics given out by Registrar Tennant, the average increase in the number of students in the regular four-year courses during the years 1910-11 to 1916-17, estimating the total enrollment for the present year, has been 16 per cent.

"In properly caring for the work, however, it is imperative that additional room be provided," says President Kerr. "The buildings badly needed are the library building, the auditorium, engineering laboratories, central unit home economics building, additional units for swimming tanks in the men's and women's gymnasiums, veterinary hospital, special horticultural building for work with by-products. There is need for money for additional equipment for fire protection, for the purchase of land and for

equipment required by various departments."

The Board of Regents, at its meeting held on November 4 last, adopted a resolution requesting a special appropriation of \$100,000 for a library building. It is thought that the room provided by the construction of this building would be the minimum with which the institution could get along during the next two years without more or less seriously impairing the efficiency of the work. The other buildings mentioned, however, are very badly needed and should be provided as rapidly as funds can be obtained.

"Although no reference has been made to the experiment station, attention should also be called to the fact that the State Legislature in 1915 repealed certain laws, cutting off the appropriation of \$25,000 a year for agricultural experimental work. It is important in the development of the agriculture of the state that these appropriations be restored as soon as practicable."

CHIEF JUSTICE IS CHOSEN

Judge Budge to Be Elected by Idaho Supreme Court.

BOISE, Idaho, Dec. 23.—(Special)—Justice Alfred Budge in the new Chief Justice of the Supreme Court will succeed Chief Justice Isaac N. Sullivan, who retires from office December 31. At a conference held this week by Justices Budge and Morgan with Justice John C. Rice, elected to succeed Chief Justice Sullivan at the recent election, a unanimous decision was reached among the three to elevate Judge Budge.

There had been a question raised as to whether or not the constitution did not put up a barrier against a justice appointed to the bench succeeding to the chief justiceship. A majority of the justices held the provision did not apply to Justice Budge, who was appointed by Governor Haines two years ago to succeed Justice George H. Stewart, deceased.

Monmouth Pastor Declines Call.

MONMOUTH, Dec. 23.—(Special)—Rev. W. A. Elkins, of the local Chris-



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His Church, this week declined a call to the First Christian Church of Corvallis. This is Mr. Elkins' fourth call since he took the Monmouth pulpit last May.

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