

DEMOCRATIC AMENDMENTS TO RATE BILL DELETED

Republican Amendments Which Practically Provide the Same Thing, Passed--Allison Compromise Proposals Are Adopted.

(Journal Special Service.)
Washington, May 11.—Senator Bailey's amendment to the railroad rate bill to entirely prohibit the issuance of preliminary injunctions to suspend the operation of the Interstate Commerce Commission orders was defeated in the senate this morning.

After balloting on Bailey's amendment the first Allison amendment striking out the words "fairly remunerative" from the description of rates ordered by the commission was adopted without debate.

The second Allison amendment providing that the commission's orders shall become effective within a "reasonable time," instead of within thirty days, to continue not more than two years, was adopted. Both the amendments are compromise propositions.

The Tillman amendment, giving the commission authority to make through joint routes where the transportation is partly water and rail was rejected. The Lodge amendment, giving the same authority "when one of the connecting carriers is a water line," was adopted.

Before the passage of the bill the issuance of any injunction without the



DOCTORS ON TRAIN WHEN WRECK OCCURRED

South Carolina Physicians Assisted in Caring for the Injured.

Dr. J. W. Corbett, Dr. W. J. Dunn, E. E. Snyder, F. M. Zent and W. A. C. Shannon, all business men of Camden, South Carolina, who have been touring west during the past two months and who were in the fatal wreck of the Southern Pacific coast line limited near San Jose last Tuesday, arrived in Portland this morning. They will take in the northwest and return to South Carolina by easy stages.

Drs. Corbett and Dunn were the only physicians aboard the train when the wreck occurred. They instantly hastened to care for the wounded. Two of the party were druggists and their services were also efficient.

"It was a bad wreck," said Dr. Corbett this morning, "and I wonder that more were not killed. The engineer was beyond our aid, but we managed to help many of the Chinese who had been buried in the wreckage. The engine and the first three cars were overturned. A relief train came finally from San Jose and brought doctors to the scene."

"We did not feel the earthquake shock which caused the apparent shrinkage of the track. Our train was the first to pass that spot and, of course, we were wrecked."

UMATILLAS MEET IN COUNCIL

Will Gather on Reservation to Discuss Subject of Roads Through Their Land.

CHIEF NO SHIRT IS IN FAVOR OF THROUGHFARE

In Past Has Been Decidedly Against Opening Way Through Reservation but Travel Has Brought a Change of Mind.

(Special Dispatch to The Journal.)
Pendleton, Or., May 11.—A general council of the Umatilla Indians will be held on the reservation next Tuesday for the purpose of considering the proposition of opening public roads through the reservation. There is a strong sentiment among the leading Indians to open at least one road, well made public road from Pendleton to the summit of the mountains.

Chief No Shirt, who has been non-progressive in the many matters pertaining to public improvements, caused a sensation by arising to his feet at a recent council and openly declaring for public roads across the reservation. He said that many may remember a time when the Indians were content to travel on their own trails, but they want no roads in their country for the white man's stock to travel. I am in favor of a big road across the reservation. These are my sentiments which I will adhere to.

This is causing quite a sensation in Umatilla county and the reservation is expected to be open through the reservation for years.

ARRAIGN MITCHELL TOMORROW

Defendant's Attorney Will Make Effort to Have Murderer Released on Bail.

PASTOR WILL PREACH CONDEMNING PRISONER

Rev. Myron W. Haynes Approves Stand Taken by Prosecutor and Will Beg His Congregation to Stem Tide of Public Opinion.

(Special Dispatch to The Journal.)
Seattle, May 11.—George Mitchell, slayer of Creffield, the Holy Roller leader, will be arraigned in the superior court tomorrow morning to plead against Mitchell in charging him with murder in the first degree. Mitchell's attorney will not allow him to plead at that time, but will ask for further time and an application will be made for bail. The state constitution provides that where it is not clear that the accused committed murder in the first degree bail will be allowed.

Prosecuting Attorney Mackintosh says that he will make a stubborn fight against Mitchell being allowed bail. If the bail is allowed Mitchell will probably be in the neighborhood of \$20,000. Neither Mitchell nor his immediate friends have sufficient property to furnish security for this amount, but it is believed, however, that Seattle business men will come forward and obtain Mitchell's release from jail pending the trial.

Rev. Myron W. Haynes, who gained considerable notoriety in Chicago before coming to Seattle in his fight with the railroads for being denied a ministerial pass, has informed prosecuting Attorney Mackintosh that he approves of his action in treating Mitchell as a cold-blooded murderer. On Sunday Haynes will preach a sermon condemning Mitchell and begging his congregation to stem the tide of public opinion in his favor.

DECLINES OFFER OF ATTORNEY MANNING

District Attorney John Manning received a letter today from prosecuting Attorney Kenneth Mackintosh of Seattle, stating that he could not accept Mr. Manning's proposition to commit to Seattle and offer testimony in behalf of George Creffield, who shot and killed "Joshua" Creffield. The Seattle attorney explains that there is no grand jury in session now and that he will proceed to file a complaint against Mitchell and prosecute him on a charge of murder in the first degree, as he considers that it was a premeditated affair. Mr. Mackintosh also says in his letter that Mr. Manning made no specific charges against Creffield, hence he cannot accept any testimony from the source in question.

Mr. Manning explains that he made no specific charges because the evidence which he possesses and would be willing to give in Mitchell's behalf is of such a revolting nature that it could not appear in public print and should not even go through the mails.

LOST RAFT OF LOGS BELIEVED BROKEN UP

San Francisco, May 11.—The schooner Eva, arriving at Bureka today, reports sighting a number of logs, believed to be part of the raft lost by the steamer Leggett off the northern coast. The raft was a menace to navigation and the Leggett has been searching for it a week past. It has now probably been broken up and the danger removed.

The raft was formed at Stella and lost in a storm.

DIES SUDDENLY IN HOTEL BARBER SHOP

(Journal Special Service.)
New York, May 11.—Hjalmar Westerfelt, aged 28, manager of the Green Hay Paper Fibre company of Brockway Wisconsin, died in a barber chair at a hotel here today. It was thought he had a fit and an ambulance was summoned, but he was dead before a physician arrived. Poison was found in his pocket and an autopsy will be held.

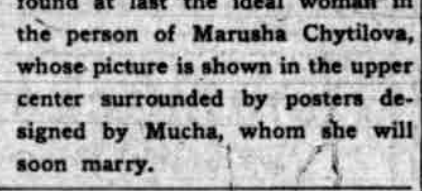
TWO PERSONS SENT TO INSANE ASYLUM

Two persons were ordered sent to the insane asylum this morning by County Judge Lionel R. Webster because they formed the habit of building fires in most any place where a match could be lighted. The persons are Anna Benjamin, aged 29 years, and Louisa Viereck, aged 78 years. The younger of the two is said to have fallen some months ago and struck the back of her head in a violent manner, thus causing her mental complaint.

LAWYER IS SUED FOR FIVE HUNDRED

A suit was filed in the circuit court this morning by W. H. H. Morgan, former president of the Union stockyards, against E. P. Morgan, a lawyer, for \$500. It is alleged that on March 12, 1904, Morgan received \$500 from the plaintiff to use on April 28 Mr. Morgan declares he demanded the money, but it was refused.

AT THE BOTTOM OF THIS CUT IS SHOWN A PORTRAIT OF ALPHONSE M. MUCHA, THE CELEBRATED POSTER PAINTER, WHO HAS FOUND AT LAST THE IDEAL WOMAN IN THE PERSON OF MARUSA CHYTILOVA, WHOSE PICTURE IS SHOWN IN THE UPPER CENTER SURROUNDED BY POSTERS DESIGNED BY MUCHA, WHOM SHE WILL SUE MARRY.



TWENTY THOUSAND HAVE REGISTERED

County Clerk Frank S. Fields reports that with the close of last night's work 22,283 voters had registered in this county. Of this number 11,001 are Republicans, 4,958 are Democrats, 1,192 did not declare their political affiliation, 8,108 reside on the east side of the Willamette river within Portland's city limits, 9,342 on the west side and 3,227 in the country.

ATTORNEY WOOD IS LADD CASE WITNESS

Attorney C. E. S. Wood was the principal witness during this morning's hearing before County Judge Lionel R. Webster in the case of the heirs of the late A. H. Johnson against W. M. Ladd, administrator of the Johnson estate.

Mr. Wood said that he had drawn up the trust deed and declaration of trust, in which Mr. Johnson had deeded considerable property to Mr. Ladd. The attorney said that he had been asked by Mr. Ladd to go to the Johnson residence to draw up some legal papers. When he arrived at the residence he found the head of the household in bed as the result of an operation. Mr. Wood said that Mr. Johnson told him to draw up the deed so as to convey to Mr. Ladd enough property to cover all of Mr. Johnson's indebtedness. These legal papers were drawn and signed by Mr. and Mrs. Johnson the next day.

Much documentary evidence was also introduced this morning.

MUSIC BIG FEATURE OF INDUSTRIAL FAIR

Music will be one of the features of the Pacific Northwest Industrial Fair, which is being held at the Lewis and Clark fair land, which has been chosen as the site of the fair. The orchestra will be composed of 30 pieces. The feature of the concert will be the first rendering of Debussy's "Poem of Symphonies," which has been composed the past winter and which has been dedicated to the "Made in Oregon" festival. This number will be second on the program.

Professor Goodrich will direct the orchestra for the rendition of Father Dominic's "Beautiful Willamette," and will have charge of the vocal part of the program.

COLORED MOB ATTEMPTS TO LYNCH A NEGRO

(Journal Special Service.)
Philadelphia, May 11.—William White, a negro, was saved from a negro mob that was set on lynching him by a policeman today. White beat his wife in a brutal manner. The mob had a rope already tied about his neck.

THREE HOMES HIT BY LIGHTNING, TWO WITNESSES DRUNK, NO HEARING

Frankish and Severe Electrical Display Occurs at Athena and Vicinity.

TWO PERSONS ARE KNOCKED SENSELESS

Travels Through Every Room in One House, Tearing Off Paper but Does Not Injure Dining Room, Where Family Are Seated.

(Special Dispatch to The Journal.)
Athena, Or., May 11.—Lightning struck the homes of O. W. B. Zerba, A. J. Willaby and S. Dudley late this afternoon. Mr. and Mrs. Zerba were knocked senseless and the house took fire, but was soon extinguished.

In the Dudley house the lightning went through every room, tearing off the paper, but did not enter the dining room, where the family was sitting.

At the Willaby house the lightning passed through a couple of rooms and out on the porch, knocking the plinths off and doing \$300 damage in all.

A heavy cloud came over Athena. All at once there was a heavy thunder clap. The storm in the vicinity of the city was heard and severe electrical display ever seen in this section. This clap of thunder was heard at Pendleton and in most parts of Umatilla county. It had been very warm and sultry in eastern Oregon for a few days. Rain is badly needed. The thermometer registered 100 at Pendleton.

Police Informed That Complainant Was Filled With Liquor.

BROTHER OF ACCUSED SAID TO BE GUILTY

Charge Is That Frank Wheeler Made Indian Woman Drink to Excess So That His Brother Might Not Be Convicted by Her Evidence.

Temporarily insane from strain, drink, said to have been given her to make it impossible for her to testify in a case in the federal court, Louisa Robinson, an Indian woman from Grand Ronde, was taken into custody by the police this morning at Fifth and Morrison streets. She was striking at persons who passed her when Station Officer Price and Patrolmen Nelson and Wilson placed her under arrest.

With the woman at the time were her aged father, Henry Wallace, and her little girl, Linnie Robinson. The authorities heard the story told by Wallace and immediately placed themselves in communication with federal officials. Frank Wheeler, brother of Arden Wheeler, accused of a serious offense, is charged with supplying the woman with whiskey.

"Arden Wheeler, who is also an Indian, is charged with assaulting this little girl," said Wallace. "I came here with her and her mother this morning and we were to appear in the federal court to testify. We stayed at a Chinese lodging-house, and Frank Wheeler came there with a large flask of whiskey this morning and gave her so much to drink that she became crazy."

The drunken woman was locked in a cell in the women's prison and will be cared for by Matron Simmons. Mrs. Lola G. Baldwin, superintendent of the Travelers Aid society, took her daughter, who is aged 10 years, from the station and said she would have the child in the federal court when the case against Wheeler is tried. The Travelers Aid will have charge of the child. The police notified the federal officials of what had occurred.

Wallace is aged 70 years and speaks English well. His daughter, the woman supplied with whiskey, is about 32 years of age.

"Frank Wheeler got my daughter drunk so she would not be in proper condition to testify against his brother," he told the police. "I don't know much about law, but I think something should be done so that she will be allowed to appear and tell the people in court what she knows about Arden Wheeler."

JUST A RUSTY MULE SHOE AND OLD OX BELL

These Relics, Says J. S. Anderson, Had Replaced Gold He Unearthed in Boyhood Days.

Protest Against Picnics ON MEMORIAL DAY

Veterans' Organizations Consider Such Projects to Be Sacrilege.

(Special Dispatch to The Journal.)
Pendleton, Or., May 11.—J. S. Anderson of Monument, who recently dug up a box said to contain \$11,000 in gold on the Willaby place, Birch creek, denies that there was any gold in the box. He says that he found an old mule shoe and an ox bell. He says:

"In my boyhood I was staying at the home of my grandparents, Mr. and Mrs. W. R. C. in with borrow the patriotic women of Lincoln-Garfield corps protest, and sincerely hope the project will be abandoned. The day is, or should be, full of the memories of the days in which these brave heroes sacrificed their lives on the altar of their country. While those living bear evidence of the trials and privations they passed through, respect should be shown the remnant of our veterans who on that day should be foremost in the hearts of all loyal patriotic citizens."

"Let us have Memorial day free from sports. This day should develop patriotism in the minds of the young people."

"From the members of Lincoln-Garfield corps No. 19, W. R. C."

"MRS. HATTIE V. B. BELDIN, Corps Secretary."

HAS NO SHIPS TO HANDLE TRADE

Portland Liable to Lose Big Opportunity to Handle Hawaiian Islands' Business.

Because of the lack of a line of trans-Pacific steamships, Portland may not be able to take advantage of the opportunity to handle the Hawaiian Islands' business, no longer able to obtain foodstuffs from San Francisco, are seeking a new base of supply, and Portland, although this was a matter of course, is in danger of being compelled to stand idly by and watch business worth millions go to a rival.

E. R. Adams, representing Alexander & Baldwin, a noted Hawaiian firm, is here, delegated to make terms for restoring the food supply that was cut off when earthquake and fire wrecked San Francisco. Having formerly lived in Portland, Adams is anxious to place the business here. Mr. Adams carefully canvassed the situation. He found that Portland could give him a better market rate on foodstuffs than Seattle, and that steamship business might make a delivery as quickly as those from Seattle. Then he encountered a great obstacle. Deliveries could not be intermittent; the very nature of the business demanded that they should be regular. Seattle had regular lines of steamships to Honolulu; Portland had no such line. That gave Seattle a great advantage, and Mr. Adams goes from here to Seattle to open negotiations in that city.

Seattle has subsidized one of the lines that had its terminal docks in San Francisco. She increases the price of supplies to pay that subsidy, but the Hawaiian business might make a yen though Portland can offer better terms. It is the ships that count, and these Portland has not. Local capitalists have ignored this long-apparent need, but those of Seattle anticipated the opportunity of the future and unless something is done quickly that city will profit at Portland's expense.

MERCURY EDITOR FACES CRIMINAL LABEL CHARGE

W. F. Swope, editor of the Sunday Mercury, was arrested this afternoon by Sheriff R. L. White of Linn county, the warrant charging criminal libel. No copy of the complaint was furnished and Sheriff White says he does not know the complainant, but believes it is Mrs. M. Sanders, the wife of a well-known insurance agent and broker of Albany.

Attorney Ed Mendenhall was retained as counsel for Swope and immediately filed a writ of habeas corpus in the circuit court, the order being issued by Presiding Judge Sears. Until the question of jurisdiction is adjudicated Swope will have his liberty on a temporary bond.

The article causing the suit was published in the Sunday Mercury April 7. It accuses Dr. Blake, an Albany dentist, of improper relations with Mrs. Sanders, believed to be the complainant.

"I don't know who filed the charge or anything else about it," said Mr. Swope.

SEVERE EARTHQUAKE TODAY AT BAY CITY

(Journal Special Service.)
San Francisco, May 11.—The earth gave a severe twist at 1:30 o'clock this afternoon which lasted about three seconds. Aside from the falling of a few window sills, no damage was done. The motion was from east to west.

ROBERTS TRACT IS SOLD FOR SAWMILL

The A. M. Roberts tract of land of 56 acres fronting on the Willamette river, immediately below the Weyerhaeuser tract, was sold today by M. J. Clohessy and E. J. Daily. The purchase price was \$47,000, or \$850 per acre. The names of the purchasers were not announced. It is said the site was purchased for the erection of another large sawmill.

SEARCHING FOR \$5,000 OF SMUGGLED OPIUM

Tacoma, May 11.—Five thousand dollars worth of opium is cached somewhere on the tide flats here and the customs officers are hunting high and low for the dope. The search for the opium has been going on for some time, and for the past week customs officers have been on a warm trail. Pat Wilson, living south of the park, is the head of the gang.

Last Thursday night the gang arrived here from British Columbia with a large amount of opium and Sunday night federal officers hid near the cache and saw the men move the opium. The officers tried to effect its capture, but in the darkness the smugglers escaped. A number of people are today hunting for the new cache, as the customs officials declare the finder will be handsomely rewarded.

A man named Sommers from Seattle and A. Campbell, an expressman here, were arrested, but the trunks in their possession were empty and the disguised officers found the men on the way to instead of coming from the cache. The gang has been smuggling opium from British Columbia to Tacoma and shipping it out of here to Portland and San Francisco.

HILL CONSIDERED HIS RETAINING FEE MODERATE

(Journal Special Service.)
New York, May 11.—David R. Hill explained his connection with the Equitable Life to the State Bar association today. He said that he was given \$5,000 as an annual retainer, which he considered reasonable and moderate.

CASTELLANES FAIL TO EFFECT RECONCILIATION

(Journal Special Service.)
Paris, May 11.—Count Boni de Castellane and his wife failed in their attempt at a reconciliation in court today. The wife refused all overtures. Divorce papers will be filed now.

PREPARING TO WAGE WAR ON THE STANDARD

(Journal Special Service.)
Des Moines, May 11.—Attorney-General Mullen is preparing to begin prosecution of the Standard Oil under the new anti-discrimination law. The penalty is fine and imprisonment. Reports show that the price of oil in the state varies.

WITTE APPOINTED TO COUNCIL OF EMPIRE

(Journal Special Service.)
St. Petersburg, May 11.—The council of empire held its first session this afternoon. Solovy, the president, spoke. An imperial ukase appoints Witte a member of the council of empire.

NO RAIN FELL TODAY IN INLAND EMPIRE

(Special Dispatch to The Journal.)
Walla Walla, Wash., May 11.—No rain fell today, though it was expected. There has been no deficiency in the rainfall since January 1, which amounts to 2.15 inches, but there has been for weeks a drought in the Walla-Walla valley.

GUARDIAN MUST REFUND PERRY KERR'S MONEY

The sum of \$100 must be deposited in the county court at once by Mrs. L. C. Parrish, guardian of Perry Wood Kerr. This money is a part of \$218 of the ward's money which Mrs. Parrish loaned to her brother, E. W. Helm. The remaining \$718 will have to be deposited in the court within five days, if suitable security is not given for the same. A claim of \$100 put in by Mrs. Parrish for caring for the lad, was not allowed.

The decision was handed down by County Judge Lionel R. Webster this morning in the case brought by young Kerr to have Mrs. Parrish removed as his guardian.

REFERRED STOCK CANNOT GOVERN

Allen & Lewis' Best Bread.