WHET AX FOR THE WAGNON ORDINANCE

Councilmen Determined to Stop Queer Free Water Measure From Going on Ballot.

BRIDGE TAX CLAUSE MORE VITAL TO CITY

Members of Council Declare Passage of Measure With Joker Eliminating Important Bridge Provision a Trick That Must Be Remedied.

Various members of the city council are standing like boulders in the path of the Wagnon free water ordinance, planning to bump it in its passage to the ballot and if possible to stop it before it is in any position to do damage to the future development of the city by a possible abrogation of the special bridge tax clause.

Many members of the council are much displeased at the apparent deception practiced upon the council in the introduction of the Wagnon ordinance and are outspoken in saying that they favor rescinding their former action in placing the irregular petition on the ballot if it is possible to do so.

Carried Queer Joker.

It is being argued that the framers of the Wagnon ordinance put a joker in it when they omitted the bridge tax clause, after full discussion, and that they foisted this joker on the council by rushing the ordinance past the favorable consideration of that body with no intimation of what changes the measure contemplated in the existing charter.

Members of the council say that the Wagnon ordinance was never presented to the council prior to the day that it was acted upon and that then those who presented it presented that it was simply a measure intended to amend that portion of the charter providing for the control and management of the water supply of the city. No whisper was made or intimation given that the bridge tax clause had been stricken out.

Took Friends' Say-So.

The measure was brought up before the council late in the day when it was nearing the time for adjournment and the council passed upon the matter solely upon the recommendations and statements of the friends of the measure unconscious of the fact that the enactment of the measure into a city law would be vicious in tendency and detrimental to the growth and improvement of the city in the future.

As a result of the agitation members of the council are planning to reopen the question at their next meeting and take such action as will reverse their former step. The exact method will be shaped out prior to or at the next meeting. The city attorney has been appealed to and has given his opinion regarding one method of procedure. Others are being considered.

McNary Finds Solution.

It is the opinion of City Attorney McNary that the council cannot reconsider its previous action or vote by which the Wagnon ordinance was permitted to be placed on the ballot. It can, however, instruct the city auditor not to place the proposed ordinance before the people because of its irregularity and the misrepresentation of its friends.

"In my opinion," said the city attorney, "the council may not rescind its action because of a standing rule which provides that no motion can be reconsidered except on the same day of its passage unless prior notice has been given by some person who at that time voted on the majority side. I believe, however, that the same result can be obtained by the council drafting a statement directed to the city auditor reciting the facts under which the ordinance was favorably considered by the council and showing that the signatures were irregular, that through what practically amounted to a trick the fact that the bridge tax clause had been stricken out was not made known to the council. After making this showing the council, through the statement, could request the city auditor not to place the measure on the ballot because of its vicious features and the manner by which the favorable consideration of the council was secured."

Kellaher Ready With Ax.

"If there is a joker in the Wagnon ordinance, and I guess there is, I would be in favor of bumping it," said Dan Kellaher, councilman at large and candidate for mayor, this morning. "The bridge tax clause was passed upon by the people of the city. The whole city needs bridges and the council cannot consistently favor any measure which would abrogate that provision of the charter.

"It is manifest that the framers of the Wagnon ordinance put a joker in their measure purposely and said nothing about it to the council. The only consistent thing, then, for the council to do is to reconsider its action and fight the ordinance."

"I am not in favor of the Wagnon ordinance," said J. F. Booth, councilman from the Fifth ward. "We must have the bridge tax clause, for the entire city needs bridges. I am in favor of taking some action that will take the ordinance back, but do not know yet what course can be pursued."

Calls Ordinance Silly.

"I think the Wagnon ordinance is silly. It reminds me of a lot of boys trying to play politics," said A. N. Willis." I am not in favor of the ordinance and do not think a single member of the council will vote for it if it should go before the people. I do not think the people would look with favor on it.

"I do not know what can be done towards reconsidering or rescinding the favorable action of the council, but I will take the matter up with the city attorney and with other members of the council this afternoon and see what we can do."

"If I have been correctly informed concerning the provisions of the Wagnon ordinance I will be in favor of excluding it from the ballot," said John P. Sharkey. "The bridge tax clause is of vastly more importance to the city than free water, because the water would not be free anyway."

"I am in favor of the council ordinance and opposed to the Wagnon ordinance," said A. G. Rushlight. "The city needs the bridge clause more than it needs the Wagnon ordinance. I am in favor of the council showing the vicious features of the Wagnon ordinance to the people by any means possible. I am not afraid that it will be adopted."

Other members of the council express similar views, and the expectation is general that the next meeting will revoke the favorable action taken at the previous session.

"Generally debilitated for years. Had sick headache, lacked ambition, was worn out and all run down. Burdock Blood Bitters made me a well woman." —Mrs. Chas. Freitoy, Moosup, Conn.

BURNED TO DEATH

(Continued from Page One.)

of Baker City. The employes were Night Clerk Morrill and the nurse, Miss Lillian Reiben of Pendleton.

The fire originated in the wing of the building farthest from the kitchen. It was discovered by the clerk, who immediately aroused the guests and called Mrs. May, wife of the manager of the resort, on the telephone. None of the May family was in the hotel. Dr. May had gone to La Grande on a business trip and Mrs. May was spending the night at Haines with friends. Miss Belle May is in Portland.

The people of Haines and farmers from the surrounding country rushed to the scene and fought the flames in an effort to save the building but the conflagration was not under control until 6 o'clock this morning.

The fire fighters believed every one had escaped, until the cries of the dying man were heard in the midst of the flames. Brave men rushed to the rescue but their efforts were unavailing, the fire cutting off every avenue of escape.

Christman was a resident of Salt Lake, where he has a widow and two Children. He was about 45 years of age. He recently came to the Radium for his health and was rapidly recovering from rheumatism, having left his bed a few days ago. His choice of the Radium Springs resort was due largely to the fact his uncle, Goodwin Young, is president of the Radium Electric company. The hotel was a three-story frame structure which had been occupied less than a year. Only about 40 rooms had been furnished, but the hotel was equipped with a Turkish bathhouse and lounging rooms. Absolutely nothing was saved. The resort was owned by the Hot Springs company, of which Dr. W. J. May was manager and a number of Baker City people stockholders.

WOMEN WILL PLAY POLITICS

Hot Contest Promised in the Woman's Club Election This Afternoon.

PROTEST AGAINST THE OREGON SQUAW SCHEME

Members Are Expected to Adopt Strongly Worded Resolutions Against Plan to Send Pseudo Indian Girls to Jamestown.

Politics in its most adroit and advanced form will predominate at this afternoon's meeting of the Woman's club, when officers for the ensuing term

Mrs. A. C. Newill.

are to be elected. For the office of president a contest of an extremely lively nature has developed.

Eight candidates for the office have announced themselves and the club is said to be divided into factions as a result. However, it is predicted that only two of the candidates are likely to receive anything like a successful number of votes. They are Mrs. Frederick Eggert and Mrs. Arthur C. Newill.

Mrs. Eggert is said to represent the older and more conservative element of the club, while her opponent is said to represent the younger and more progressive element. The election this afternoon is expected to be one of the most interesting in the history of the club. Other officers will also be elected.

According to the provisions of the constitution Mrs. W. Wynn Johnson, the present president, is not eligible to reelection. However, it is said that she has no desire for longer service in that capacity.

It is said the club will pass resolutions denouncing the scheme of certain McMinnville citizens to send a number of young women from Oregon to eastern states. The club is said to be decidedly opposed to the plan for many reasons. The matter is scheduled to be brought up at this afternoon's meeting and the club will likely take decided action against it.

CAUGHT IN TRAP

(Continued from Page One.)

of fire. Members of the Albert Farnsworth family, who live next to Dom's, had seen flames rising from the room, unknown to the inmates of the doomed house, and had rushed across to warn the Doms of their danger.

Caught by Falling Roof.

Mr. Wiley tied his horse to a neighboring post and with the rest of the neighbors began the work of carrying the furniture from the burning building. The flames in the meantime, with no water to check their progress, were rapidly eating their way from the second to first story. When the living rooms had finally been cleared of household effects Mr. Wiley went into the pantry, which is a small room adjoining the kitchen, and nearly directly under the point on the roof where the fire first broke out.

There was a small window in the pantry facing the back yard, and the door leading into the kitchen through which Wiley gained access to the room, was the only opening. While some of the neighbors stood beneath the pantry window on the lawn outside, Wiley gathered things in his hands and rapidly passed them out. He had nearly cleared the room of its valuables when he was deafened by a crash behind him. A second later he was almost overcome by heat and smoke.

In a Burning Prison.

Swinging around, a tongue of flame shot into his face and when he glanced behind him a second time he saw an opening overhead through which the flames were roaring with the fury of a blast furnace. Within eight feet of him the fallen roof had blocked the door and the flames reached out toward him as the air current from the window sucked them into the small room.

Time and again while he stood close to the narrow window great sheets of flame encircled his body. He kept his face away from the heat and lowered his head, but the waves of fire caught him again and in the agony of the fire which shriveled the skin on his face he felt the clothes burning off his back.

Frantic Men Chop Hole.

Those who stood outside the window lost no time in their work of rescue. As soon as the roof fell in, through the open place they could see the imminent danger of Wiley. Axes were immediately brought and half a dozen hands choppend frantically at the side of the building around the sash.

Wiley is a large man, six feet tall and weighing over 250 pounds, and it was necessary to cut a large hole in the frame work before he could be dragged out. When finally the work was finished the exhausted man was pulled out to the fresh air. His burning clothing was ripped off and as quickly as possible he was driven into town, where Dr. J. B. Moore attended him.

This morning he was resting comfortably from his painful and almost fatal experience of being buried alive in a room of flame, and with the exception of the scars which will disfigure his face it is expected that he will fully recover in time from his injuries. Neither of his eyes were injured, although the eyebrows and lashes were burned off.

The Dom residence was completely destroyed. The fire started from a defective flue, sparks from the stove igniting the roof.

NEW TRIAL PROMISED

(Continued from Page One.)

driven back under heavy blows from the bluecoats and remained a block away, awaiting still more eagerly the words that will tell the story they hope to hear.

Evelyn Near Collapse.

Evelyn Thaw regained her equilibrium with great difficulty and when she left the court house at noon it was necessary for a lawyer to support her on each side. It was noted and remarked upon that Mrs. William Thaw and her two daughters left together and that Evelyn was accompanied only by her lawyers.

Thaw still claims that he is not the least bit nervous and that he is full of confidence, but his appearance and his clearly apparent nervousness by no means bear out his vigorous assertions.

Haggard and distressed the jury in whose hands rests the fate of Harry K. Thaw went to breakfast at the Broadway Central hotel at 7:05 this morning. Juror Steele smiled at the newspaper men as if to indicate that a still longer wait is in store before a verdict will be returned.

When the jury was locked up for the night at 11:40 last night it was announced that they would remain locked up until 10:30 this morning, and it was the general belief that they would rest from the consideration of the case, and all take a good night's sleep.

Deliberated All Night.

Their forlorn and haggard appearance this morning, coupled with the fact that they went to breakfast more than three hours earlier than it was supposed they would, indicates that this opinion was mistaken, and that the 12 men slept little, but devoted most of the time during the night to deliberating on what their verdict should be.

It is considered remarkable that the jury should have discussed the evidence of Thaw's guilt and insanity as presented by the state and the defense without having asked any further instructions from the court. They have asked for nothing except some of the exhibits in the case and the reading of some of the testimony.

The jury returned from breakfast at 9:15 and resumed their deliberations on the case. At noon they requested that their lunch be sent to the jury room. This is taken by many as an indication that the jury is nearer an agreement than they have been at any time so far, and they do not wish to be interrupted by leaving their room for lunch.

Rumors of Jury Standing.

The women of the Thaw family arrived at the courthouse at 10:35 this forenoon and immediately went to the judge's chambers. Evelyn appeared much refreshed, and her face had lost much of the evidences of distress and anxiety that it bore yesterday. A few minutes afterward Judge Fitzgerald entered the courtroom.

There was a persistent rumor this morning that the jury stands nine for conviction and three for acquittal. Those who favor conviction are said to have agreed on manslaughter in the first degree, which is punishable by an indeterminable sentence of imprisonment in the penitentiary, the maximum being 20 years. Jurors Steele, Brearl and Bolton are reported as favoring Thaw's acquittal.

Promises New Trial Soon.

It is reported that Jerome has given up all hope of getting a verdict of murder in the first degree, but he expects the jury to deal out some kind of punishment, if only to subdue what he considers Thaw's exaggerated ego.

Speaking to a group of newspaper men this morning District Attorney Jerome said that if the jury disagreed he would try Thaw again as quickly as possible. Whether Thaw shall be admitted to bail in case of a disagreement rests largely with Jerome, but his attitude is taken to indicate that Thaw will remain a prisoner until the final adjudication of the case.

Thaw this morning gave out a statement saying that he despised a man who carried concealed weapons, and that he never went armed until he learned that his life was endangered. He said he had consulted an ex-chief of police, who advised him that it was his duty to protect himself, Thaw added:

Thaw's Statement.

"In this trial I wish my case had been based solely upon the laws of this state as written. I wished to convince the public and the district attorney that I am innocent under the written laws of the state."

When the Thaw women started for lunch the crowds forced them back into the hallway. The police opened a pathway to their motor car and started with the party to the curb. The crowds charged the officers, and heroic measures became necessary. Many people were knocked down, and women and children were trampled under foot when the police charged with drawn clubs. The crowd was forced a block away on each side of the entrance and held in check while the party drove away. The mob seemingly lost their appetites and awaited the party's return.

Judge Fitzgerald returned to the courtroom at 2:20 and went to his chambers to await any communication from the jury. Evelyn preceded the judge by five minutes. The police lines had been strengthened during the lunch hour, and Evelyn had little trouble in returning. No one is allowed to stop in the streets around the criminal courts building.

POSTAL CLERK ADMITS HE RIFLED THE MAILS

(Journal Special Service.)

Seattle, April 17.—Fred V. Noice, a mailing clerk at the postoffice, was arrested last night charged with rifling the mails. Some marked bills were found in his pockets and he admitted his guilt. It is believed that several thousand dollars were stolen in this way last year.

ALEXANDER BONNER DIES OF INJURIES

(Special Dispatch to The Journal.)

Aberdeen, Wash., April 12.—Alexander Bonner, aged 32, who was hurt in a logging camp near Satsop, both legs being crushed by a flying cable, died this morning. He was too weak for an operation. His body will be shipped to Scappoose, Oregon.

Words of Praise From Those Cured

The following are a few of the thousands of letters received from men and women, old and young, from all walks in life and from every part of the United States who have been restored to health, extolling DUFFY'S PURE MALT WHISKEY as a Godsend to suffering humanity and the true elixir of life:

Stomach Trouble.

"For years I was a sufferer from indigestion and stomach trouble. I have used all kinds of medicines and pills, without any benefit. I was advised by one of my neighbors to try a bottle of DUFFY'S PURE MALT WHISKEY, as he had tried it with good results. I went to the drug store and bought a bottle, and before that bottle was used I was relieved and was much better than before I commenced to use the MALT WHISKEY. I kept on using it steadily every day, and before I had used up five bottles I was entirely well, and think that DUFFY'S PURE MALT WHISKEY is one of the best tonics of the TWENTIETH CENTURY. I will keep it in my house always as a family medicine and tonic. I take a small dose every day after each meal. It helps the digestion and promotes a good appetite. I am now 73 years of age and feel well and strong, thanks to DUFFY'S PURE MALT WHISKEY." AUGUST ROEDINGER, Junction City, Kansas, July 23, 1906.

Vigorous, Though 81.

"I have used DUFFY'S MALT WHISKEY as a medicine for something like six years.

"Several years ago I had a slight shock. My doctor prescribed DUFFY'S PURE MALT WHISKEY and told me to take it regularly, which I have done, and I can truthfully say that it certainly has been a great benefit to me.

"I am now 81 years of age and have used stimulants all my life, so ought to know what a good article is. I have been a resident of Saco Valley for 57 years, have filled all the offices to the gift of my townsmen, was a stage driver through the White Mountains before the railroads were built, have attended nearly every term of court in our county for the past forty years, and have had considerable to do with politics; so you can understand I have had quite a strenuous life, yet I feel as strong and vigorous as I did twenty years ago." MARK W. PIERCE, Glenn, N. H., Nov. 22, 1906.

Appetizer.

"You may fill this out to please yourselves. I have used your MALT WHISKEY and find it an appetizer with good effect. I am 71 years old and know it has done me good. Inclosed please find our photograph in paper, taken for our golden wedding last July 4.

"You can refer to us any one you see fit; it will be all right." W. B. WING, Chittenden, Vt., Aug. 15, 1906.

Hale and Hearty at 101.

"I wish to tell you what DUFFY'S MALT WHISKEY has done for me. Fourteen years ago the doctors gave me up to die. We had some DUFFY MALT WHISKEY in the house which I commenced to use right off, as a last resort, and I grew better, and finally became well, taking it according to directions. I have used it for fifty years, and have had it in my family for general use for that length of time. I eat heartily and sleep well. I was born in Vermont, east of the Green Mountains, in 1805, and I would now be under the sod if it were not for DUFFY'S PURE MALT WHISKEY." MRS. ANNA B. DEPEW, Wharton, Ohio, Aug. 17th, 1906.

Heart and Nerves.

"I have taken DUFFY'S PURE MALT WHISKEY for the past two years. For five years previous to that time I was afflicted with heart trouble and nervous prostration. I tried doctors and many nerve remedies, but received little benefit therefrom. After taking DUFFY'S PURE MALT WHISKEY for a short time all symptoms of heart trouble disappeared, and I began to get stronger. I lack a few months of being 81 years of age. I am one of the few surviving veterans of the Mexican War, and, aside from a disability contracted in the army, I can say that I feel spry and nimble on my feet, and am vigorous indeed, all of which is due to the taking of DUFFY'S PURE MALT WHISKEY. It makes the old young. Although a strong temperance man for many years, I heartily recommend DUFFY'S PURE MALT WHISKEY to all afflicted, whether young or old." ELIAS HOLLINGER, Beaverton, Mich., Jan. 1, 1907.

Restful Sleep.

"I have been using DUFFY'S PURE MALT WHISKEY for about three years and find it one of the best tonics and stimulants that I ever heard of. I am 65 years of age and DUFFY'S MALT WHISKEY is the medicine that has done me much good. Since using it my appetite is good, I feel well and sleep well. Before using DUFFY'S MALT WHISKEY my weight was 140, now it is 210 pounds, and I feel as fine as I did when I was fifteen years of age. If all old people would take three doses of DUFFY'S MALT WHISKEY a day they would soon feel young and vigorous." Yours very truly, M. M. CASWELL, 215 Crane st., Valdosta, Ga.

Consumption.

"I had a severe cough for some time and became extremely alarmed because my physician told me I had bronchitis, and another said I had consumption. As I received little benefit from the remedies prescribed for me I began to think what the doctors had said was only too true. I finally decided to take DUFFY'S PURE MALT WHISKEY, with little hope of the result that follows. Slowly the coughing spells lessened in frequency, and the quantity thrown up also became less, and my strength, which had sadly failed, is now as good as ever. I feel that I am saved, and that I owe my good fortune to the timely use of DUFFY'S PURE MALT WHISKEY." ANDREW MAYER, 470 Grove st., Brooklyn, N. Y., Oct. 30, 1906.

Tonic for the Old.

"I was ninety years of age Oct. 24th, 1906, and I can truthfully say that DUFFY'S PURE MALT WHISKEY as a tonic and stimulant for the aged is unexcelled. It has done me more good than any other medicine, and I cannot say too much in praise of this great medicine and what it has done for me.

"I can heartily recommend it to all old people who wish to retain their faculties and remain strong and vigorous.

"No one except those who have tried it can comprehend what DUFFY'S PURE MALT WHISKEY will do to build up and strengthen the system.

"As long as the good Lord will let me live I will always sing the praises of your great medicinal whiskey." MRS. MERCY WOODWORTH, Bowdoinham, Me.

Tonic Stimulant.

"I have used your whiskey as a tonic-stimulant for several years and have been greatly benefited by it. I have always recommended it to others and shall continue to do so. I believe that it is the best tonic for old age on the market." JOSEPH FIELD, Bergen, N. Y., Aug. 11, 1906.

Grip.

"I have received your letter, and also your medical booklet. Thanks for the same. I was taking your Malt Whiskey for the Grip when I wrote to you for your booklet. I have used one bottle of your Malt Whiskey, and it has cured me. I am 71 years old; find DUFFY'S MALT WHISKEY is just what I need for one of my age. I read your advertisement in the Kansas City Star, which was what induced me to buy your whiskey." D. T. BRINEGAR, Salem, Neb., June 30, 1906.

Duffy's Pure Malt Whiskey

is recognized everywhere as the unfailing specific for the cure of consumption, nervousness, typhoid, malaria, every form of stomach trouble, all diseases of the throat and lungs, and all run down and weakened conditions of the brain and body. It restores youthful vigor to the old by nourishing and feeding the vital forces of life, and maintains the health and strength of the young. It is a form of food already digested. It is prescribed by doctors of all schools, is used in all the leading hospitals of the world, and is recognized as a family medicine everywhere. It is absolutely pure. Medical advice and a valuable illustrated booklet on diseases sent free. Our guarantee is on every bottle.

Duffy's Pure Malt Whiskey is sold by all first-class druggists, grocers and dealers, or direct, in sealed bottles only. Price $1.00. See that the "Old Chemist" trade-mark is on the label and that the seal over the cork is unbroken. Refuse substitutes and imitations. Duffy Malt Whiskey Co., Rochester, N. Y.

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