

It Always Pays To Read Journal Wants You Get Results From Journal Want Ads The Weather—Rain tonight and Tuesday; strong southerly winds.

Oregon Daily Journal

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BULLET REMOVED FROM HENEY'S THROAT

RUEF'S ATTORNEYS MOVE FOR CHANGE OF VENUE, ALLEGING JURY IS NOW PREJUDICED

POLICE HOLD CROWD IN CHECK

Mounted Patrolmen Line the Sidewalk When Grafter Is Brought Into Court—The Spectators Watched Closely by Plain Clothes Men.

(United Press Leased Wire.) San Francisco, Cal., Nov. 16.—Alleging that the life of Abraham Ruef is not safe in San Francisco and that a "fierce and burning prejudice and bias exists that makes it impossible for him to secure a fair trial in this city," attorneys for the indicted ex-boss moved for a change of venue, when the trial, which was interrupted Friday by an attempt on the life of Francis J. Heney, was resumed this morning at Carpenter's hall under a heavy guard of scores of mounted policemen, plain clothes men posted about the building, and detectives.

The affidavits ask to set aside the proceedings of the present trial; that the jury, which required four months to secure, be discharged and the proceedings be begun anew in another county. It is alleged that the jury is fully cognizant of the attempt on the life of Francis J. Heney and believes that Ruef had something to do with it. Some of the jurors heard the shot, declare the affidavits, and this makes it impossible for them to give Ruef a fair trial.

The attorneys for the graft prosecution asked time to file affidavits in opposition to the motion and the court put over the trial until tomorrow morning. The jury was admonished and the witnesses excused until that time.

There was an immense crowd in front of Carpenter's hall when the time for the opening of court arrived, but the curious were kept across the street by a platoon of mounted police. Detectives mingled in the crowd and watched every move of every spectator in order to prevent any possible disorder.

Ruef was brought to the court building in a patrol wagon under the guard of five detectives. When the patrol wagon arrived at the courtroom, the police lined up and made a passageway on either side to guard against a possible attempt on his life. He stepped out of the patrol wagon with a firm step, but his face was worn and aged since the sensational events of the past few days.

Ruef was taken quickly into the courtroom. Ruef's attorneys drove up to the building in an automobile in which sat three detectives detailed to protect them. Inside the court building detectives guarded every hallway leading to the courtroom. No one was allowed to pass without first submitting to a thorough search, to prevent any arms being carried into the courtroom.

The courtroom had been called off with a stout fence between the audience and the officers of the court.

Between the press table and the attorneys' table sat six detective sergeants.

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DEFEATED CLERK TAKES POISON

J. E. Harris of Vancouver Is Removed to the St. Joseph's Hospital.

(Special Dispatch to The Journal.) Vancouver, Wash., Nov. 16.—J. E. Harris, recently defeated candidate for reelection as city clerk, took laudanum yesterday and for a time it was believed that he would succumb. This morning, it is stated that his chances for recovery are excellent. According to F. M. Harris, son of the poison victim, the dose was taken by mistake. He had been ill, and the son says, evidently mistook the bottle containing the laudanum for medicine. As soon as it was realized what he had taken, a physician was called and he was taken to St. Joseph's hospital. It is stated that Harris will be able to be moved home this afternoon.



Morris Haas, Who Attempted to Kill Francis J. Heney and Who Committed Suicide Saturday Night in the County Jail at San Francisco.

GIRL'S SLAYER IS ON TRIAL

Majthias Jancigaj Faces Jury, for the Murder of 16-Year-Old Mary Schmecker in Her Bedroom at Her Parents' Home, Oregon City, July 11, Last.

Jancigaj Jury. Eli Williams. Seth B. Cook. James Marquam. C. B. Bunnell. Frank Fish. John Gaffney. William Rider. Levi Stehman. G. A. Schuebel. Sam Warnick. George Zinslerling. O. A. Van Hoy.

(Special Dispatch to The Journal.) Oregon City, Nov. 16.—Majthias Jancigaj, murderer of 16-year-old Mary Schmecker, in her bedroom at her parents' home in this city on the night of July 11, is now on trial for his life.

The youth of the victim, the cold-blooded manner in which the crime was committed, and the threat of romance running through the tragedy, combine to form one of the most interesting murder cases in circuit court annals in this county.

The prisoner maintains an apparent stolid indifference. It is understood that the defense will not deny any of the facts connected with the murder, but will endeavor to prove that at the time of the tragedy, and for some time previous, the prisoner was not morally responsible, and therefore not legally so.

District Attorney Tongue and Assistant Stipp appear for the state, and J. F. Campbell and G. B. and W. A. Dimick for the defense.

The taking of testimony commenced (Continued on Page Five.)

HOLD CATHOLIC CONGRESS

(United Press Leased Wire.) Chicago, Nov. 16.—Nearly 2,000 persons were present today at the opening of the first session of the First American Catholic Missionary congress. Fifty-one of the 58 American bishops, eight mitred abbots, eight missionaries and nearly 900 priests were in attendance. William J. Hynes welcomed the delegates in behalf of the Catholic church. He was followed by Archbishop James E. Quigley of Chicago, who in his opening address, declared that the church in America is beginning a new era.

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OPERATION IS DECLARED A SUCCESS

Bullet Removed From Mr. Heney's Neck and Patient Is Pronounced Almost Out of Danger—All Indications Favorable.

(United Press Leased Wire.) San Francisco, Nov. 16.—The following official statement was issued: "We have removed the bullet. It was lodged just where the X-ray showed it to be and the operation was performed without any difficulty. The bullet was lodged about half an inch behind the jawbone on the left side and, judging from its shape, it must have encountered some obstruction in its course. Its head was split and jagged. There is some danger of infection, but it is not serious. The operation was performed under ether, which Mr. Heney stood very well. He has no temperature and his condition on the whole is very satisfactory."

"HERBERT C. MOFFITT, M. D."

(United Press Leased Wire.) San Francisco, Nov. 16.—The bullet fired by the would-be assassin, Morris Haas, was removed from the neck of Francis J. Heney, special graft prosecutor, at Loma hospital today and at 11 o'clock the physicians stated that he was practically out of danger.

The operation was performed by Dr. Wallace J. Terry, chief of the emergency service of the city, assisted by Dr. Herbert C. Moffitt, Dr. Edwin Bunnell and Dr. Thomas W. Huntington. The bullet, which had been located by the X-ray, was not far from the surface and the operation was comparatively simple.

While the patient has a little fever, the surgeons believe that the indications are favorable and they do not expect any serious complications.

Mrs. Heney, who has not left her husband's bedside today, arrived at the hospital Friday evening, remained outside the operating room with Rudolph Spreckler, when Heney was returned to his bed, his wife again took up her watch and the patient appeared to be clear in mind and to be out of pain.

District Attorney Langdon called on Heney early this morning and talked with him for some time. "He grasped my hand," said Langdon, "and his grip was as strong and firm as ever. I talked with him on several matters of importance. He is in fine condition and in a most agreeable humor."

A general feeling of relief about the hospital since the bullet has been removed, as there was great fear that it would cause blood poisoning.

EMPEROR MUST CALM HIMSELF

Von Bulow Announces That Kaiser Wilhelm Shall Know Bitter Truth.

(United Press Leased Wire.) Berlin, Nov. 16.—In an official communication issued at noon today, Chancellor Von Bulow announced that he had determined to tell Emperor Wilhelm "the whole bitter truth concerning the national discontent" at tomorrow's interview at Kiel.

He announces that he will resign unless the emperor pledges to renounce some of his personal prerogatives and authorizes the publication of a manifesto informing Germany that henceforth the monarch's power will be limited.

The interview with the kaiser was to have been held at Kiel today, but was postponed on account of the death of Count Huelssen-Hasselner until tomorrow when the emperor will be here.

The sentiment in Germany against the kaiser is stronger today than it has been at any stage of the differences between the kaiser and his people.

The Mittag Zeitung today charges that one of the court clique has been trifling with the kaiser to declare a military dictatorship and attempt to quell discontent by "blood and iron methods." The story has created a sensation.

MASKED THUGS ROB A WOMAN

(United Press Leased Wire.) San Francisco, Nov. 16.—Two white-masked thugs held up and robbed Mrs. Elmer Rooker last night. She had no money but two diamond rings were torn from her fingers before the men were frightened away. Neither displayed a revolver but they told her to keep quiet or they would kill her.

BALLOON WAS TWICE OVER THE SEA

Thrilling Voyage of Correspondent and Pilot in the "American"—Drop of 2,700 Feet to Avoid Falling Into the Waves.

By J. K. Hutchinson, United Press Correspondent Who Made the Ascent as Assistant Pilot on the Balloon "American."

Los Angeles, Cal., Nov. 16.—After being swept out to sea four times, battling for 12 hours with adverse winds which many times carried us within a few feet of the dark waters below, threatened with electrocution when our drag rope became entangled in a power wire carrying a heavy current, and forced to sacrifice all of our ballast except two small sacks, Captain August E. Mueller and I were forced to land the giant balloon "American," first to start in Dick Ferris' transcontinental race, in the sand dunes one mile east of Hermosa beach, 20 miles southwest of Los Angeles, at 3:30 o'clock this morning.

Carried Seaward. Death in hideous forms threatened us from the time the "American" ascended yesterday afternoon at Chutes park. Carried seaward from the start, we were forced out over the ocean four times. When the waves first yawned beneath us, we hung 900 feet above them. Each succeeding time the "American" eddied out over the sea, the wind in distance was diminished hundreds of feet, until, the last time, the water surged not more than 20 feet below our basket. Our second flight out over the water, when, by the sacrifice of ballast, we had risen to a higher altitude, the wind died out and let us settle until trees and houses looked less than 100 feet beneath us. We hung at this altitude for nearly an hour, waiting and hoping for a favorable breeze to carry us eastward.

Trail Rope Hits Power Wire. At last it came, with a vigor that made Mueller laugh with joy. Slowly we gathered speed, picking up our heavy 400-foot trail rope that had lain motionless on the ground. As we had begun to draw pictures of a record-breaking flight over the mountains into the plains of the middle west, the trail rope drew taut, with the hum of a violin string. We peered over the edge of the basket and lived fishes on a light illumined the dryness of the sand hills and showed that the big cocoa fiber rope had twined securely about a 10-foot electric wire pole with its high charged wires that burned blue white at the contact.

"Thank God," muttered Mueller, with a last pull at the rope. It still hung light, however, and flashing our electric searchlights toward the ground, we saw that although we were safe from electrocution, we were still fast to the pole.

By shouting we summoned help from a nearby ranch house, but before the men who responded to our calls could (Continued on Page Five.)

IDLEMAN IS CELEBRATES

Firm for Pledge

Ex-Attorney General of the State and Former Chairman of Republican County Central Committee Warmly Defends Statement No. 1

No honest member of the legislature, bound by his word and pledge given to the people to vote for United States senator for the man receiving the largest number of the people's votes, can disregard his pledge, and to do so would be revolution, according to C. M. Idleman, ex-attorney general of the state, and ex-chairman of the Republican County Central committee of Multnomah county.

Mr. Idleman is emphatic in his statements regarding the duties of the Statement No. 1 members of the legislature. He is earnest in his discussion of the primary law and his contention that the Statement No. 1 pledge that the members of the legislature take regarding the election of United States senators. He takes the high ground that the members of the legislature taking Statement No. 1 must have done so because they believed in the principle of the direct election of United States senators by the people.

From this he argues that if these members in that principle last June, they must believe in it now, and that therefore no sophistry or false argument can change their attitude. He has been distributed for today's ceremony Chamberlain and did not vote for him, but that bowing to the will of the majority of the voters of Oregon, he now is in favor of abiding by the direction of their votes and sending Governor Chamberlain to the United States senate.

Dakota Case Not in Point. "The Dakota primary law has no bearing whatever upon the conditions in this state," said Mr. Idleman, in discussing the senatorial question this morning. "Under the constitution of Dakota, an oath is provided for officeholders when they make such declarations or pledge shall be required. The primary law of that state imposes an extra obligation as well as a compulsory pledge which are prerequisites to a candidacy."

"The supreme court of that state has held that the primary law is in contravention of this section of the constitution and was an abridgement upon a candidate as well as upon the rights of the people, so far as it required and compelled a candidate for the legislature to take this oath and make this pledge in accordance with his views or otherwise."

"No such conditions exist under the primary law of this state. The candidate is left to his own choice and to make his own platform, and may take Statement No. 1 or No. 2, or neither, and his personal acceptance of the principles as he believes in for his platform."

"When he becomes a candidate and voluntarily chooses Statement No. 1 as his declaration of principle, and makes this platform, asks the people for their support, he must believe that he is sincere and that this is his chosen declaration and is his belief in the proper principle of government without any possible coercion."

Has No Right to Change. "If the candidate believes in Statement No. 1 and voluntarily assumes this as his platform, and then changes his mind, and elects to support Statement No. 2, or neither, it is no abridgement of their rights. If (Continued on Page Five.)

CELEBRATES SACERDOTAL JUBILEE

Catholic Clergy All Over the World Urge Liberal Contributions to Peter's Pence Fund—Pope's Fifteenth Anniversary of Ordination

The celebration of the fiftieth anniversary of the Ordination of Pope Pius IX, which is being held in Rome today, is not being generally observed by the Roman Catholics of Oregon. Some time ago Archbishop Alexander Christie issued an appeal to the Catholics of this diocese urging a liberal contribution to the "Peter's Pence" fund by way of proper recognition of the fiftieth anniversary of the pope's ordination.

Archbishop Christie is not in Portland at this time, but up to his return, 10 days hence, it is probable that a special service will be held commemorating the event.

Rome, Nov. 16.—One of those memorable scenes which only Rome can show that furnished today in the Church of St. Peter in observance of his sacerdotal jubilee, the fiftieth anniversary of his entrance into the priesthood, Pope Pius IX celebrated mass in the presence of the princes and high dignitaries of the church, the diplomats, the Roman nobles and pilgrims from all parts of the world. The event was accompanied with all the solemnity and splendor customary to the occasion.

Preparations for the jubilee celebration have been going forward for months past. Thousands of tickets had been distributed for today's ceremony and a dense crowd packed the corridors, hall and tribune, and reached almost to the foot of the altar itself, while the piazza of St. Peter's was a mass of women in black with bare heads, men in dress clothes, priests, monks, soldiers, carabinieri, and other officials and cardinals, some on foot, others in cars, many in more or less gorgeous private carriages, all with eyes fixed on the great bronze doors, which were the portals to the promised spectacle.

Officers Head in St. Peter's. When the pope, preceded by ordinaries, archbishops, cardinals and other members of the pontifical court, entered the vast basilica the voices of the vast multitude were raised in cheers, although it was a church in which they were assembled. It is only in St. Peter's that the pope is heard, and even in the Vatican, the pope's voice is heard, and prolonged, and the waving of white handkerchiefs gave a joyous aspect to the scene.

The figure of Pius X, arrayed in complete pontifical robes, mitre on head, and with raised hand in the familiar position of giving blessing, as he was most imposing. The procession was headed by the Swiss guards, followed by many persons of distinction, whose holy father came a long train of dignitaries, together with the Sistine choir, who sang as the procession proceeded under the direction of their head, Abbe Peroni.

America was well represented in the pope's suite. Among the most prominent prelates recognized in the great throng were Archbishop Glennon of St. Louis, Bishop of Mobile and Monsignor Mundelein of Brooklyn.

Celebration of the Mass. The scene presented as Pius X took his place at the altar formed a magnificent picture to which no pen could do justice. The white robe of the holy father contrasted vividly with the scarlet cloak of the cardinals, whose brilliant appearance was added to by their silver copes and white mitres. The high altar, standing over the crypt of St. Peter, was illumined by the rays of the chandelier supported by four historic bronze pillars from the Parthenon. The appearance of the pope in that elevated position called forth another burst of enthusiasm. The pontiff was exceedingly pale, but as the ceremony proceeded he composed his emotion and his voice became gradually more firm and sonorous until it was even audible in the most distant corner of the immense church.

The celebration of the mass concluded. Pius rose and after uttering the apostolic blessing slowly withdrew, the procession reforming as an escort of the pope in the Vatican. The pontiff, though showing signs of fatigue, had stood the ceremony well.

It is regarded as the most marvellous morning the church has ever witnessed, considering the tremendous crowd at St. Peter's, that no untoward accident occurred and the perfect order in attendance of the great church were opened this morning to the public. The pope, who had received special invitations, including the high ecclesiastics who were not to participate in the procession, the diplomats, and the Roman aristocracy, had a reserved entrance.

In the procession, the pope was accompanied by the pope's suite, and strong manifestations of loyalty, especially from the reserved spaces occupied by the diplomatic corps and the aristocracy of Rome.

BROKEN PLEDGES AS THE OREGONIAN VIEWED THEM IN 1895

In 1895 the Oregonian criticized most bitterly two members of the legislature from Multnomah county who had promised to vote for J. N. Dolph for United States senator, but who afterward repudiated their pledge and voted for another candidate. At that time the Oregonian saw nothing "unconstitutional" in the promises made by these legislators and its columns were filled with the most unsparing condemnation of their treachery. Following is a portion of an editorial published in the Oregonian of January 26, 1895:

"There was not a voter in Multnomah county last June who did not fully understand that if the representative legislative ticket were elected its members were to vote for J. N. Dolph. The convention would have nominated no one who did not give his word and promise that he would so vote. It was utterly impossible that anyone who did not profess to be a Dolph man should have been nominated and elected. The very fact that all had agreed to support Dolph in response to the general demand brought them large numbers of votes. It caused many business men and many Democrats to vote for the Republican legislative candidates."

The editorial names the two men who had been recreant to their pledge, and continues: "THEY WERE NOMINATED SOLELY IN CONSEQUENCE OF PLEDGES MADE BY THEM AND FOR THEM AND THEY COULD NOT HAVE BEEN ELECTED HAD IT NOT BEEN UNDERSTOOD THAT THEY WOULD CARRY OUT THE INTENT AND PURPOSE OF THE VOTERS OF MULTNOMAH IN THIS REGARD. THEY HAVE BROKEN THEIR FAITH, THEY MISREPRESENT THEIR CONSTITUENTS, THEY DO NOT ACT THE PART OF HONORABLE MEN."

Each and every one of the many other members of the Multnomah delegation have been fully tried by many relations of life among their fellow men, and it was known that not one of them could break the smallest particle of any promise that had passed from him. But these two were not so well known and as it appears in the sequel were improperly trusted. THEY WILL NOT BE TRUSTED AGAIN."

PATRICK MUST GO TO PRISON

(United Press Leased Wire.) Washington, Nov. 16.—The United States supreme court today dismissed the appeal of Albert T. Patrick, former New York lawyer, who is being held for the murder of William Stearns. The court also dismissed a habeas corpus proceeding.