

CONVICT AND OFFICER FIGHT FATAL DUEL

ARTHUR FISHER AT BURNS SHOTS GUARD; IS KILLED

Mortally Wounds Dan Ackley,
Attache at the Idaho Peni-
tentiary, Obtaining Guard's
Own Gun by Stealth.

HARNEY COUNTY SHERIFF AVENGES DEED ON SPOT

Fires Six Bullets Into Body of
Fisher Who Falls Dead—
Known as Bad Man.

(Special Dispatch to The Journal.)
Burns, Or., Nov. 23.—A terrible tra-
gedy which Arthur Fisher, an escaped con-
vict, and Sheriff Richardson, of Harney
county, played out at Burns, Idaho, peni-
tentiary, was the shooting of Fisher by
Sheriff Richardson, who was mortally
wounded.

Fisher, who escaped from the Boise
prison some four years ago, was cap-
tured by Sheriff Richardson at Burns
last Friday. Guard Ackley arrived last
night identified Fisher as the escaped con-
vict and was preparing at 8:30 this
morning to take the stage for Vale.

Ackley and Sheriff Richardson were
placing the Oregon host on the prisoner,
both stooping, with Fisher standing be-
tween them.

Fisher reached over quietly and slip-
ped Ackley's gun out of his pocket and
fired at Sheriff Richardson's head, but
missed.

Ackley grappled with the desperado,
who shot him through the abdomen, but
Ackley fought desperately and soon
Sheriff Richardson got an opening and
shot Fisher six times, killing him in-
stantly.

Guard Ackley is under a physician's
care at a hotel.

An inquest is in progress on the
dead convict.

Fisher was twenty-nine years old. He
was a most dangerous character with
no regard for human life. It is said he
was of a good family at Lawrence,
Kansas. He had herded sheep in this
county for the past two years.

COUNT FOR NEBRASKA SHOWS 1,192,214; GAIN EQUAL TO 11.8 PER CENT

(United Press Landed Wire.)
Washington, Nov. 23.—The
population of the state of Ne-
braska was announced by the
census bureau today as 1,192,214.

Nebraska's increase is 11.8 per
cent. This figure falls short by
a small margin of the required
increase to entitle the state to
another representative in con-
gress under the present apor-
tionment.

DOLORES CORTEZ NOTED QUEEN OF GYPSIES IS DEAD

Was Otherwise Known as
Queen Stella—Friend of Vic-
tor Hugo and Verdi—De-
serted Her People for Alien.

(United Press Landed Wire.)
Santa Monica, Cal., Nov. 23.—Dolores
Cortez, descendant of Spanish nobility,
queen of gypsy tribes comprising more
than 20,000 members and a prominent
member of Los Angeles society, is dead
at the Roder sanitarium here.

The death of Queen Stella, as she
was known among the gypsies, brought
to an end a remarkable career. The
queen was the daughter of the Marquis
de la Cortez, a member of the court
of King Alfonso. Her mother had been
a gypsy queen. The girl left a con-
tract in Paris, where she had been placed
when she was 15 years of age, to join
her mother's people.

During her wanderings the girl met
and later became a close friend of
Victor Hugo and of Verdi, the composer.
Fifteen years ago she came to Amer-
ica to decide upon a location for a
colony for her people. While in New
York she fell in love with Dr. T. J.
Downs. They were married and came
to California to live, her love for him
outweighing the pleas of her people
that she return to Spain. A month ago
Mrs. Downs was burned severely by
the explosion of a gas stove. She was
recovering from her injuries at the
sanitarium when she became ill of
spinal meningitis, which caused her
death. She was 45 years of age.

PROVISION PRICES TAKE TUMBLE; OIL WAR HELPS CONSUMER

All provision prices have been
dropped a cent a pound during
the past week, both at whole-
sale and retail, and there are
indications of still further re-
ductions.

Rockefeller has become en-
gaged in a price war with a
California competitor, the result
being a sheer drop of a cent a
gallon in the price of coal oil.

The price of apples has dropped
to the lowest mark within five
years, and quality was never
better than at this time.

Chickens are down again a
cent a pound and turkeys are
so cheap that another drop could
hardly be expected. In fact, the
price of turkeys today is the
lowest for fully five years.

THIS LADY SAYS MEN 'ALL FOOLS AS FORM CRITICS

Adelaide Wallerstein Rebukes
High Brows Who Say Ath-
letics Will Make Lovely
Woman Unbeautiful.

(United Press Landed Wire.)
New York, Nov. 23.—The hobbie skit,
the padded hair and the straight front
will remain the fashion for women in
spite of the criticisms of Dr. Dudley
Sargent of Harvard and John W. Alex-
ander, artist, that women are becoming
more "manly," according to Dr. Adelaide
Wallerstein. She discussed the criti-
cisms today.

"Woman's physique," said Sargent,
"is becoming revolutionized so that it
already approaches that of the other
sex."

"Sargent is talking rubbish," retorts
Dr. Wallerstein. "He forgets that
as women develop mentally a sense of
beauty is developed."

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WORKINGS OF OKLAHOMA BANK GUARANTY LAW TO BE INQUIRED INTO BEFORE SUPREME COURT

(United Press Landed Wire.)
Guthrie, Okla., Nov. 23.—The records
of the dealings of the state banking
board in connection with the suspension
of the Columbia Bank & Trust company
of Oklahoma City and two other con-
cerns that failed at about the same time
a year ago are to be investigated. The
state supreme court today issued a writ
of mandamus to compel Governor Has-
kell to produce the books and records
of the board, of which he is ex-officio
a member.

The first important case with which
the board, which had the enforcing of
the state bank guaranty law in charge,
had to deal, was the suspension of the
Columbia concern.

The Columbia, under the guaranty
law, gave rapidly from a small insti-
tution to one of the largest banks in
the state. When the state bank com-
mission undertook to pay off the de-
positors it found that its funds were not
sufficient and it is charged that it re-

sorted to discrimination between credit-
ors in order to pay out. The bank was
taken over by other interests and re-
opened under a new name.

The alleged discrimination between
the creditors which the banking board
is said to have exercised resulted in
much litigation, part of which was in
the federal courts. Other suits were
begun in the state courts by creditors
who sought to force the board to pay
off their entire claims at one time. It
is as a result of this litigation that the
matter got into the state supreme court.

Two other smaller banks in other
cities were forced to close through the
suspension of the Columbia concern.
They are the banks involved in the
present litigation.

Interest in the order to force records
into court for examination is wide in
political circles, because at the time
the bank was in difficulty it was alleged
that certain state officers were stock-
holders in the institution.

WESTMAN GIVEN FIVE YEARS UNDER "WHITE SLAVE" ACT; GAY OVER LIGHT SENTENCE

David Westman, who by beatings and
threats turned his wife and her cousin,
Carrie Hildes, into "white slaves" and
lived off of their earnings, was sen-
tenced to five years in the federal prison
on McNeil's island by Judge Wolverton
today.

Westman seemed jubilant over his
comparatively light sentence, and waved
his hand merrily at the marshal as he
was led out of the courtroom.

The two women whom the 24-year-old
husband had compelled to leave their
places in a laundry for more profit-
able means of gaining money for him,
are back at work in the laundry again.
They are sober, industrious women, will-
ing to work hard to earn enough to keep
themselves and Westman's two months'
old baby.

While Westman's offense was in some
respects the worst of the number of
"white slave" cases that have been heard
in the federal court this month, his
sentence was light because of his youth.
In sentencing him Judge Wolverton said
that he considered Westman a moral de-
generate and scarcely responsible for
his deeds. Owing to that and his youth,
he limited his term to five years, sen-

GRAND JURY ASKS CHIEF TO EXPLAIN RUMORS OF GRAFT

Head of Police Department, It
Is Reported, Gives Unsatis-
factory Answers When
Questioned.

AS RESULT MAYOR MAY BE CALLED TO TESTIFY

Jurors Determined to Run Down
Reports That Immorality
Exists Despite Police.

Chief of Police Cox was called before
the grand jury yesterday afternoon to
explain some of the reports that have
reached that body relative to moral
conditions in the city. One of the
grand jurors said last evening that the
chief's explanations were very unsatis-
factory.

Judging from the air around the grand
jury, Mayor Simon will also be called
upon to come before the members to
explain some of the statements made
by the chief of police. Sig Sichel, re-
cognized as the ruling power in the
police committee of the executive board,
is also expected to be another witness
before the grand jury.

Reports and complaints that have been
made to the inquisitorial body indi-
cate that many things are tolerated by
Chief of Police Cox in the north and
south ends of the city that should not
be allowed. To determine the cause
of apparent leniency shown certain
saloon keepers, lodging house proprie-
tors and other places recognized as dives
is the aim of the present grand jury.

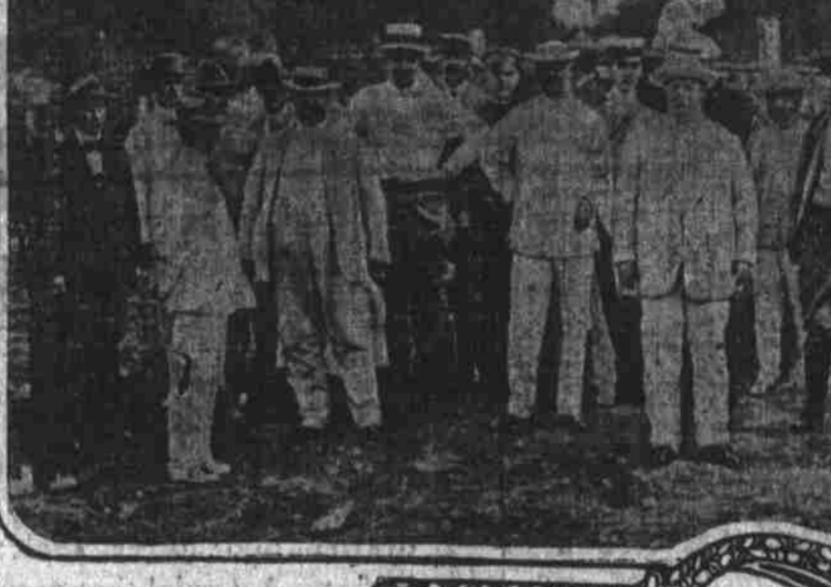
The members have been quickly investi-
gating each complaint and request in
trying to learn to what extent, if any,
officials are responsible for this con-

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PRESIDENT TAFT AT PANAMA



President Taft snapped on his recent inspection trip to the Panama canal. The above photograph shows
him inspecting the lock sites near the Atlantic end of the canal. Below is the president and Colonel
Goethals (on Mr. Taft's right) and party looking over the canal.



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RAILROADS READY TO USE HEAVIEST CLUB ON COUNTRY

Must Have Rate Increase or
Will Bring on Hard Times, Is
Threat Made by Railway
and Wall Street Magnates.

(United Press Landed Wire.)
Washington, Nov. 23.—That the rail-
roads, which have demanded freight in-
creases that will amount to \$75,000,000
annually are in league with "big busi-
ness" to enforce the rates through is
a story in circulation here.

The business interests are opposed to
regulation such as is proposed by Presi-
dent Taft and it is said that Wall street
will join the railroads in the fight
against higher rates.

The club that is to be held over the
interstate commerce commission and
the country in general is "hard times."
Financial depression and panic, it is
predicted, will be the outcome if the rate
increases are not granted and the busi-
ness interests let alone. This is said
to have been intimated plainly enough
to be a Wall street threat. Big business
men and railroad officials who have
been in Washington during the discus-
sion of the rate question are said to
have been very pessimistic in their
views for the future financial outlook.

Prosperity seems to have lost its charm,
according to the magnates, and the way
in which they have said it has been tar-
nished to an expression of their in-
tention to bring about a financial de-
pression, officials here say.

New York, Nov. 23.—Wall street is re-
flecting the fight for increased freight
rates now being waged by the principal
railroads of the country. That is the
view of prominent New York business
men, who assert that "business condi-
tions" will be much greater.

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DREXEL'S HEIGHT RECORD CUT OUT

Aero Club Decides Barometer
Was Too Busy—Johnstone's
Denver Record Stands.

(United Press Landed Wire.)
New York, Nov. 23.—A speedy barom-
eter and not a high flight gave Aviator
J. Armstrong Drexel a world's altitude
record at the recent Point Breeze meet,
and, accordingly, the record has been
taken away from him by the Aero Club
of America.

Drexel's barograph showed that he
had ascended 9770 feet, which was a new
mark by several feet. An examination
of the instrument by the Aero officials
today showed that the first reading
was incorrect and that it should have
read 9480 feet.

The record of Ralph Johnstone, who
was killed at Denver, still stands.

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GOVERNOR BENSON WILL NOT RESIGN

Story Without Foundation,
Says Brother of Secretary
of State-Governor.

(Salem Bureau of The Journal.)
Salem, Or., Nov. 23.—Judge H. L.
Benson, brother of Governor Frank
Benson, who is in Salem today as a
delegate to the Oregon Development
congress, stated authoritatively this
morning that his brother, the govern-
or, has no intention of resigning and
Judge Benson characterizes the report
that the Republican leaders
will ask the governor to resign as
ridiculous and absolutely without
foundation.

Governor F. W. Benson was reelect-
ed secretary of state, November 8, by
the greatest majority vote given to any
candidate in Oregon's history.

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SUNDAY CLOSING OF BARROOMS IS DECLARED VALID

Judge Gatens Declines to Sus-
tain Contentions of Lawyers
That Act Has Been Repealed
by Legislature.

DECISION IS BASED UPON INTENT OF LAWMAKERS

Court Holds Tangle Over Title
Does Not Affect the Sa-
loon Statute.

Oregon's Sunday closing law has not
been repealed by the legislature, but
is in full force and effect. The sup-
posed flaws in the Sunday law which
John H. Stevenson and Lester W. Hun-
phreys, attorneys for Martin Bolch,
thought they had discovered, are not
in fact flaws, according to a decision
rendered in the circuit court today by
Judge W. N. Gatens.

Upholding the decision of the munici-
pal court in the case, Judge Gatens
imposed the same fine as in the court
below. The court held the legislative
intent should govern and that the leg-
islature, in repealing a certain title of
the miscellaneous laws of the state,

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BOOST PAMPHLET FOR OREGON, IDEA OF NEW GOVERNOR

Would Have State Print De-
velopment Magazine—Good
Speakers, Much Harmony at
Development League.

DOES NOT DESIRE ANY NEW COMMISSIONERS

Oswald West Would Have All
of Appropriation go
Toward Advertising.

(Salem Bureau of The Journal.)
Salem, Or., Nov. 23.—Governor Oswald
West will recommend to the next legis-
lature that the state of Oregon issue
periodically a state pamphlet, which will
tell about Oregon, its resources and op-
portunities. This was the plan made
to the Oregon Development league
through C. L. McNary, who represented
the governor-elect yesterday afternoon.

The governor does not desire that any
new offices or commissions be created
for this work, but believes that it can
be done under the supervision of the
state conservation commission, which
was created by the legislature two years
ago. Every city and town and every
county in the state will be represented
in this pamphlet by the same amount of
space, and it will be issued through the
state printing office at a nominal cost.
Such a pamphlet, it is believed, will be
a factor in the great development that
Oregon is going to experience in the
next five years, as predicted by Theo-
dore P. Wilcox.

Not "Boost," but Develop.

All three sessions of the development
congress yesterday were well attended,
and never before, certainly in this state,
has there been gathered together such
a representative bunch of men all ear-
nestly engaged in development. The
convention seems to have a tendency
to get away from the word "boost" as
rather an undesirable acquisition in the
development league's vocabulary. It is
likely, according to the best authorities
in attendance, to mean booming or in-
flation instead of real, actual develop-
ment.

The attendance of the present confer-
ence has met the fullest expectations of
the promoters. Those who are attend-
ing from other states during the day
repeatedly said they had never attended
such a spirited meeting. Reilly Atkin-
son, of the Boise Commercial club,
compared the meeting of yesterday with
a similar one that was held in Salem
soon after the legislature adjourned two
years ago, when 12 or 13 people attended
and there was no enthusiasm. Now he
found the place overrun with enthusi-
asm, new houses, new office structures
and a handsome new hotel in a city that
two years ago seemed dead.

Good Speakers Present.

The congress is not only attended by
the best and biggest boosters in Ore-
gon, but by the best talent and the

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