

COAST TEMPERATURES
5 A. M. Today.

Boise	54
Seattle	54
Spokane	52
Marshall	52
San Francisco	54
Portland	50

EXCHANGE IT
If you have a bicycle, sewing machine or diamond that you wish to exchange to advantage, let your wants be known through a Journal want ad—**FREE COST BUT LITTLE.**

The weather—Fair tonight and Thursday; northwesterly winds.

VOL. X. NO. 75.

PORTLAND, OREGON, WEDNESDAY EVENING, MAY 31, 1911.—TWENTY-TWO PAGES.

PRICE TWO CENTS ON TRAINS AND NEWS STANDS FIVE CENTS.

WICKERSHAM AND HENRY TAFT WERE TRUST ATTORNEYS

Attorney-General Admits He and the President's Brother Represented Sugar Trust for Which He Got \$26,000.

LATER HE PERMITTED SALE OF FRIAR LANDS

Confesses He's Made No Effort to Attack Combination for Violating the Law.

(United Press Leased Wire.)
Washington, May 31.—Attorney General Wickersham testified today before the house committee appointed to investigate the expenditures of the department of justice. He said that Henry Taft, brother of the president, as a member of the law firm of Strong & Cadwallader, acted upon one occasion as counsel for the American Sugar Refining company (the trust). His fee, said the attorney general, was turned to the firm's account, of which he (Wickersham) was a silent member. His own share of this fee, Wickersham testified, was \$26,000.

Henry Taft, said the attorney general, later was retained and appeared as special attorney for the government in the prosecution of the Ilicorice trust and the inflated tobacco trust.

After he himself left the firm, Wickersham testified, John Henry Hammond became affiliated with it and subsequently represented the sugar trust.

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LOCKSLEY HALL AT SEASIDE BURNS; FIFTY ROOM SUMMER HOSTELRY, TWO COTTAGES AND FURNITURE DESTROYED.

(Special Dispatch to The Journal.)
Seaside, Or., May 31.—Fire at 11:30 o'clock this forenoon totally destroyed 50 room Locksley hall and half its furniture. Two cottages just east of the hotel were also destroyed. Mrs. L. A. Carlisle of Portland is owner of both Locksley hall and the cottages and her loss is \$20,000 partially insured. The names of the burned cottages are Bonita and Mira Monde.

Tar for the roof was being boiled in the Locksley hall kitchen and overflowed onto the stove, catching fire. The place burned too fast for the fire department to accomplish much. There was plenty of hose but a water shortage, it being possible to connect only two hydrants. Locksley hall is being run by J. W. and D. Carlisle, the former of whom was burned trying to put out the fire.

The cottage of Adrian McCalman on (Continued on Page Six.)

JOHN C. CARSON, WHO BUILT FIRST SIDEWALK IN CITY OF PORTLAND, DEAD

After an illness of but a few days, John Crosthwaite Carson, former state senator, educator and one of Portland's foremost citizens of the early days, who built the first sidewalk in the city of Portland and who established the first planing mill north of San Francisco, died last night at his home in this city.

Mr. Carson first took up his residence in Portland in September, 1851, and continued to reside here until his death. He was one of the first school teachers outside of Portland, but abandoned his position to take a job of carpenter work at Oswego. Later he, with his brother D. R. Carson, built a planing and lumber mill which was the nucleus of the pioneer milling interests of the northwest. He was one of the most prominent lumbermen of the early days and was one of the state's most progressive citizens.

Builds First Sidewalk.
About eight years ago Mr. Carson retired from active work and had resided in ease at his beautiful home, built by him in 1881, at 653 Johnson street. His death was due to old age and a general breakdown. He suffered an attack of la grippe in March and April, which is believed to have hastened the end.

Mr. Carson was at all times progressive and was ever identified with the upbuilding and growth of the city. He was the champion and promoter of hundreds of needed reforms, and in 1854, he obtained permission from the council to construct a sidewalk, the first to be built in the city. He had been a member of the council from his ward many times, and was for one term president of that body. He was also foremost in securing better educational facilities for the city.

In 1870 Mr. Carson was elected to the state legislature, an office which he held for six years. Then he was also

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After the Oil Trust



Senator Atlee Pomerene of Ohio, who wants the United States senate to make an investigation of the Standard Oil trust on its own account and to direct the department of justice to hold John D. Rockefeller and his associates before a court to account for their actions in regard to the Sherman anti-trust law.

EXPLOSION HURLS 6; THREE MAY DIE

Missed Shot Fires as Crew Peers into Crevice at Lents; All Are Hurt.

With a roar that shook the buildings in the vicinity of Lents, breaking windows and shattering dishes in the nearby houses, a blast of powder exploded, hurling six men in all directions and perhaps fatally injuring three. The others received minor injuries and were taken to their homes. The other men were taken to a hospital.

The six men were blasting rock for the rock crusher at the Mount Scott cemetery. They put in a shot which failed to respond to the fuse and after waiting for a short time the entire crew went to ascertain the cause of the non-explosion. Just as they stepped forward to peer into the crevice, the powder exploded.

The two men most seriously injured are August Dolphin, fractured hip and leg and internal injuries, and C. M. Johnson, broken foot and other injuries. Another man whose name was not learned suffered injuries to the back and perhaps internal injuries. The names of the other men were not learned. Their injuries were not severe, however.

MABEL WARNER IS LOSER IN SUPREME COURT'S DECISION

Three Wills of James Young in Her Favor Considered by Justice Moore "Bold, Impudent Forgeries."

FAMOUS WESTON CASE IS SETTLED AT LAST

Criminal and Civil Actions Since 1905 Have Marked Fight for \$40,000.

(Salem Bureau of The Journal.)
Salem, Or., May 31.—The feature of decisions handed down today by the supreme court was a ruling by Judge Moore in the matter of the estate of James W. Young, deceased, a contest of will. This case is notorious in eastern Oregon as the Mabel Warner will case, as Mrs. Warner is one of the leading figures in the long struggle for this \$40,000 estate in Umatilla county, in which three alleged wills have been produced, and both criminal and civil actions fought out. The decree of the circuit court of Umatilla county is reversed and the contest of the third will get a decree in their favor.

"We are forced to the conclusion," declares Supreme Justice Moore, "that the alleged will is a forgery. It is practically conceded that both alleged wills previously produced, which purported to convey the bulk of the property to the proponent were bold, impudent forgeries. It is a fair presumption that they were made at the instigation of the person who was to profit by them. They were discovered in possession of the proponent, and there is nothing in the evidence to show she had friends who would forge wills in her favor."

Judge Moore's decision contains 13 typewritten pages.

Origin of Warner Will Case.
James W. Young, a resident of Weston, died August 24, 1895, leaving his farm willed to his niece, Mrs. Nora Watts, but making no disposition of his other property, which consisted among other things of valuable brick buildings in Weston. The will was admitted to probate in 1905, and B. B. Hall was appointed administrator.

Mabel Warner, formerly Mabel Young, (Continued on Page Five.)

INCORPORATED CITIES NOT EXEMPT FROM OPTION LAW

Supreme Court Decides Constitutional Amendment of November 8, 1910, Does Not Throw Down Bars.

AFFIRMS CONVICTION IN TEST WALLOWA CASE

Makes Same Decision in Case From Josephine; Other Opinions Today.

(Salem Bureau of The Journal.)
Salem, Or., May 31.—The first ruling of the supreme court on the question whether the amendment ratified by the people in 1910 exempted incorporated towns and cities from the local option law came today. The court decided incorporated towns and cities were not exempt. Thus the local option law is not invalidated in these cases.

The decision came in state vs. Schuler, Wallowa county, in which the defendant was convicted of violating the local option law in Joseph. The judgment of the lower court is affirmed. Defendant appealed on the ground that the amendment to the constitution, exempting incorporated towns and cities, was unconstitutional.

Salem, Or., May 31.—The decision recognizes the validity of the home rule amendment as applied to cities and towns," said Chief Justice Eakin today in commenting upon the two local option rulings, "but holds that the home rule amendment does not annul the orders of lower courts made prior to its passage. Both Wallowa and Jackson counties were dry at the time of the passage of the home rule amendment.

"In Wallowa county, the town of Joseph attempted to license and open saloons without previous action of the voters of the municipality. This was held to be illegal."

Judge Moore, who wrote the decisions, said: "Where the county is dry a vote of the people in towns must be taken before the order of things can be changed. It will be seen that while the legal voters of every city and town are authorized to license or prohibit the sale of liquors therein, the clause making the municipality subject to the local option law 'within its limits,' requires an election of voters of the municipality before the sale of liquors can be

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Old Grey Eagle of Mexico Goes Into Exile With His Family



Mrs. Porfirio Diaz, who is said to have urged her husband to leave Mexico after his resignation as president.

(United Press Leased Wire.)
Vera Cruz, Mexico, May 31.—The steamer Upranga, with General Porfirio Diaz, the "old grey eagle" of Mexico, on board, was scheduled to sail this afternoon for Spain via Havana. The former president, surrounded by his family and 20 faithful officers, was escorted to the dock by a picked detachment of federal troops. There was no demonstration. Diaz was calm and bade his friends and few faithful troops farewell.

The Madero element here expresses the fear that Diaz and General Bernardo Reyes may conspire to combine with Limantour to bring about the election of a Diaz adherent in the coming general election.

RAILROAD BUILDING WAR NOW LOOMS BETWEEN HARRIMAN AND HILL LINES IN RICH NORTH CENTRAL WASHINGTON

That north central Washington will be the scene of the next big railroad building war between the Harriman and Hill forces is the report that comes from Seattle, the report being based on activity shown by the Harriman forces up north under the guidance of R. E. Strahorn, general manager of the third district of the O. W. R. & N. company, with headquarters in Spokane. General Manager J. P. O'Brien, of the first district, with headquarters in this city, says that any activity on part of the Harriman system along the upper Columbia, above the confluence of the Snake which come under Mr. Strahorn's jurisdiction.

Surveys were made by the Harriman people along the upper Columbia, some time ago in the territory which so far has been covered exclusively by the Great Northern. That these surveys will be followed up soon by the right of way men and eventually construction crews, is now the prediction coming from the Puget Sound city.

Freight Traffic Heavy.
North central Washington embraces Grant Douglas, Chelan and Okanogan counties, containing 11,000 square miles of which 5,000,000 acres are said to be suited for agricultural purposes. About one-fifth of this enormous area is now under cultivation, and producing a tonnage that is said to be one of the richest resources of the Great Northern. It is this tonnage and that to be developed by further railroad building, that the Harriman people would share.

That the railroad of that district are anxious for a competing line was indicated at the Transportation congress held some time ago at Wenatchee when a committee presented statistics on traffic furnished the Great Northern, and this report was submitted to other railroads, including the Harriman system, with the result it is said that a great deal of activity has been noticed.

Rivalry is Keen.
Since the Transportation congress, there have been developments which indicate that there is "something doing," says one report. The commissioners of Chelan county have two applications on file for franchises for permission to construct and operate electric lines up and down the Wenatchee and Columbia rivers, outside of Wenatchee; while the city council of Wenatchee has three applications for franchises to construct and operate electric lines over the streets of that municipality. There is a keen rivalry for these privileges and the authorities are proceeding slowly, to make sure that the interests of the people will not fall into the hands of mere speculators.

\$40,000,000 TIEUP BROUGHT TO CRISIS

(United Press Leased Wire.)
Chicago, May 31.—Notices sent out to union men in the building industry to return to work with the steamfitters on buildings now in course of erection are expected to bring a crisis today in Chicago's \$40,000,000 building tieup, caused by the jurisdictional warfare between the steamfitters and plumbers.

A joint board of arbitration composed of representatives of the unions and contractors, decided Monday to stand by the steamfitters. This puts the continuance of the tieup squarely up to the plumbers.

DRIVER COLLAPSES WHEN RACE ENDS

Knight, Nervous Wreck, Probably Never Can Drive Another Racing Automobile.

(United Press Leased Wire.)
Indianapolis, Ind., May 31.—A nervous wreck after the terrible strain of yesterday's 500 mile automobile race, Harry Knight, who drove the Westcott car, was under the influence of opiates today. Although Knight was uninjured yesterday, the strain on his nerves was under control for him, and after the race was ended he collapsed. Today it is predicted that he will never be able to drive another racing car. His physicians believe he will surely recover.

The body of his mechanic, S. P. Dickson, killed in the same accident, was shipped to Chicago.

MAY STATISTICS SHOW PORTLAND TO FRONT IN LINE OF PROSPERITY; POSTAL RECEIPTS LARGEST SHOWN

May statistics in bank clearings, postal receipts, building permits and realty transfers are such as to show that Portland is still well to the front among the country's most prosperous cities. The close of business Monday night 648 permits had been issued calling for an expenditure of \$1,617,230. Building Inspector H. E. Plummer estimated that today's permits will run close to \$125,000. During May, 1910, 698 permits were issued involving the investment of \$1,803,435 in new construction.

Transfers of realty filed for record up to Monday night numbered 1638 with consideration amounting to \$2,541,956 compared with 1663 transfers and \$2,804,142 for May one year ago.

Foreign cargo shipment nearly doubled in value the shipments of the month in 1910, the figures being 1910, \$379,625; 1911, \$696,410. The largest gain in exports was shown in flour shipments, 115,800 barrels having left this port for foreign ports this month and 11,567 barrels in May of last year.

Postal Receipts Greatest Recorded.
Postal receipts, conceded to be the most reliable index of a city's prosperity, record the largest gain in the history of the local office. In May, 1911, postal supplies to the value of \$68,260 were sold at the Portland office. While the exact figures for this month could not be given at noon today by Postmaster Merrick, he estimates that the total will slightly exceed \$100,000, which will make the gain over last May 18 per cent.

The same evidence of progress is to be seen in the bank clearings. In May, 1910, the total clearings amounted to \$41,385,342, as compared with \$44,513,677 for the month just ending. The increase amounts to 7.5 per cent. Balance for May of last year was \$4,707,440, as compared with \$5,231,482 for this month.

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SPECIAL OFFICER ATTACKED BY UNION PICKETS BADLY HURT; CAPTURES ONE

A battle between Special Officer J. W. Griffiths, a machinist at the Smith & Watson foundry and two union pickets at 8 o'clock this morning resulted in the frightful injury of Griffiths, who was kicked in the face by both pickets, and frightfully torn by the teeth of one man, and the final arrest of John S. Sharp, one of the pickets.

Griffiths was on his way to the foundry when the two men sprang at him from behind a wall, throwing him to the ground. They kicked him several times, but Griffiths was fighting all the time, finally throwing Sharp to the ground where he overpowered him. His companion, whose name is not known, finding himself unable to assist Sharp, made his escape but he will be arrested on a warrant.

Griffiths appeared at police headquarters bleeding profusely from 11 wounds on his hands and face, dragging his body on the ground. A complaint charging Sharp with assault and battery was filed. As soon as the complaint was signed against Sharp, Griffiths, who had been supplied with a new set of clothes to replace the ones torn in the battle, stood up in search of a physician to dress his wounds.

The fight this morning is the result of trouble of more than a year's standing between the striking machinists and the men employed at this foundry. Endless troubles have been experienced with these pickets, and Griffiths who was but recently appointed a special officer has been threatened several times.

PRYCE'S LIBERALS SHOOT CAPTAIN WHO KILLED AMERICAN

Commander Tony Vegas Dies at Sunrise for the Murder of a Yankee Soldier in His Command.

REBELS ARE FIGHTING AMONG THEMSELVES

Reported That Lower California Insurgent Army May Disband Today.

(United Press Leased Wire.)
San Diego, Cal., May 31.—Captain E. E. Kirk, attorney for General Pryce, declared today there was no special significance in Pryce's absence.

"He has gone to Los Angeles to confer with members of the liberal junta," said Kirk.

(United Press Leased Wire.)
San Diego, Cal., May 31.—According to a report that reached San Diego from Tia Juana this morning, Captain Tony Vegas, commander of the Mexican troops under General Reyes Pryce, was shot at sunrise this morning for having shot and killed an American soldier in his command. A courtmartial found him guilty yesterday.

There is a report that the men under Pryce are fighting and that the rebel band may break up today. This report, however, could not be verified.

Pryce and Aide Gone.
Following the execution of Captain Francisco Viza or Vegas, at sunrise, it was learned that General Pryce and his aide, Captain Melvin Hopkins, were missing from the scene.

Whether Pryce had left the rebels for good, whether he had gone to the Los Angeles junta on business or whether he had met with foul play was questioned by his men. It was generally believed that he had fled.

(Continued on Page Two.)

SEVEN BANDS TO APPEAR IN ROSE FESTIVAL PARADE

150 Musicians Will Furnish Stirring Music; 25,000 People From Outside Already Come to See Pageant.

One hundred and fifty musicians, constituting seven bands, marching together and playing together, will furnish music for the Rose Festival parade of next week. No such outlay for music was ever before attempted by the Rose Festival management. The great concourse of music makers, George L. Hutchins, manager of the festival, announced this morning, will be under the direction of J. R. Tomlinson of the Musicians' association. The music is now being rehearsed, each band under its own director. It is of the stirring, martial kind—the happy, thrilling, inspiring sort—that will, it is expected, awaken into keener participation of the festival spirit, even the staidest of Portland.

Already the city is filling up with festive visitors. The hotels report greatly increased guest lists. The streets are crowded. Incoming trains are filled. Many of the people of the city are entertaining guests.

25,000 People Come.
The traffic departments of the Southern Pacific, O. W. R. & N., Northern Pacific, Great Northern, Milwaukee lines, and others report arrivals totaling no fewer than 25,000, with many more coming every day.

Preparations for the Horse and Vehicle parade are attracting wide-spread attention. Indications are that it will be one of the crowning features of Rose Festival week. The judges were announced today as follows: W. S. Simpson, Mrs. Helen Ladd Corbett, E. T. (Continued on Page Two.)

REPUBLICANS TO CLOSE CAMPAIGN WITH AN ORATORICAL BATTLE ROYAL

The final days of the city campaign this week will produce a spurt of oratory from all sides. This is the result of the announcement of meetings to be held under the auspices of the Republican city central committee, in behalf of A. G. Rushlight for mayor and other candidates on the Republican ticket.

Speakers for Simon probably will be sent out as an offset to the Rushlight talkers, but no arrangements for meetings have yet been made. The Simon committee has a number of volunteers in reserve, but it was apparently not intended to make use of them unless the Republican committee sent out speakers for Rushlight. It has not been determined who shall do the talking for Simon, but prominent men will be selected, as the ordinary spellbinder is no longer caught of a drawing card in a city campaign.

Two Republican meetings will be held Friday night. One in Sellwood, at Strahman's hall, will be addressed by John F. Logan and Waldemar Deaton. The other will be an open air meeting in Sunnyside, at East Thirty-fourth and Belmont streets, one of the speakers there will be Councilman Kubit, who is a candidate in that ward.

Final meetings will be held Saturday night in South Portland and Montavilla. The South Portland meeting will be at Jones' hall, with John F. Logan and Seneca Routs as the speakers. The Montavilla speakers will be Waldemar Deaton and (Continued on Page Five.)

The late John C. Carson.