

MCMANIGAL'S WIFE, FIRING, ELKS TO RESIST THREATS, REFUSES TO TELL CHIEF IN CHARGE

Promises of Prosecutors to Bring Contempt Charges Do Not Frighten Woman— Takes Darrow's Advice.

(United Press Special Wire.)
Los Angeles, June 28.—Declaring that Mrs. Ortie E. McManigal, wife of the alleged dynamite maker being hounded and that she has a right to refuse to testify before the grand jury, counsel for the McNamara brothers sent the woman before the grand jury today with orders not to discuss any phase of the so-called dynamite cases.

Although her refusal to give testimony will probably result in her arrest on charges of contempt of court, Mrs. McManigal announced her intention of following out to the letter the advice of Clarence Darrow, under whose guidance she has placed herself.

Charge is Prepared.

Deputy District Attorney Veltch announced today that he had already prepared the contempt charge against her and that if she persisted in her refusal to testify today she would be locked up. Darrow was bitter in his condemnation today of the district attorney's office for what he termed its "third degree" methods in attempting to compel Mrs. McManigal to testify.

"For an hour and a half," said Darrow, "Mrs. McManigal was tortured to such a state of mental and bodily extremity that she finally fainted and a physician had to give her a half hour's treatment before she had revived sufficiently to be taken home. During all that time she was at the mercy of the attaches of the district attorney's office and the operative of the Burns detective agency masquerading as officers of the law. They had absolutely no legal right to detain the woman at all. It shall not happen again."

Services Over Body of Late Dave Campbell to Be Held at Elks' Hall—City Council Will Adjourn.

Arrangements for the funeral of Fire Chief Dave Campbell are complete. Services will be held at 1:30 p. m. tomorrow at Elks' hall, under the direction of the Elks and the firemen. The beautiful ritual of the Elks will be read over the body. Rev. Mr. Leas will officiate as a friend of the family.

As though they would hide the burns and scars the elder received when he accidentally lost his life Monday morning to the oil company fire, flowers will be banked high about his coffin. Fifteen splendid floral offerings will come from the fire department. Groups of sub-departments have joined together to provide flowers indicative of their love for the dead chief and their sorrow because of his passing. The floral offering of the Elks will be of distinctive beauty and there will be many others.

With bared heads the fire leaders will escort the funeral cortege from the Elks' hall to Second and Jefferson, where the funeral car will be in waiting. Some of the firemen will here return to their posts. Others, including the firemen's band, will proceed to Riverside cemetery where the interment will be made.

The funeral services will be open to all who come. Places in the Elks' hall will be reserved for lodge members, firemen and Knights of Pythias. Cars will be provided for those who desire to attend the funeral procession to the cemetery. The pallbearers will be John Ilton, C. J. Cook, Robert Townsend, A. G. Long, W. W. Banks and W. Sweeney.

Mayor Simon today appointed Councilmen Dunning, Maguire and Menefee a committee to draft resolutions of condolence to be presented to Mrs. Campbell.

Sunny Eye Visits His White Friends



Him-ne-tum-se-lu, or Sunny Eye, Nez Perce Indian chief, photographed by Major Lee Moorehouse of Pendleton.

(Special Dispatch to The Journal.)
Pendleton, Or., June 27.—Pendleton enjoyed a visit a few days ago from a Nez Perce Indian chief who years ago secured the funeral cortege from the Elks' hall to Second and Jefferson, where the funeral car will be in waiting. Some of the firemen will here return to their posts. Others, including the firemen's band, will proceed to Riverside cemetery where the interment will be made.

The funeral services will be open to all who come. Places in the Elks' hall will be reserved for lodge members, firemen and Knights of Pythias. Cars will be provided for those who desire to attend the funeral procession to the cemetery. The pallbearers will be John Ilton, C. J. Cook, Robert Townsend, A. G. Long, W. W. Banks and W. Sweeney.

Mayor Simon today appointed Councilmen Dunning, Maguire and Menefee a committee to draft resolutions of condolence to be presented to Mrs. Campbell.

made off with their horses. Giving pursuit, the thieves were overtaken and a pitched battle ensued. After killing one of the Sioux, Sunny Eye was shot through the right shoulder and left for dead. He still carries the bullet and the scar shows in the accompanying picture.

Once Battles Against Whites.

Upon recovering, Sunny Eye made his way to the Bitter Root valley and, saving his life and papers, started for the Nez Perce agency for supplies. This was in 1877, the year in which Chief Joseph and a band of Nez Percés were on the warpath against the whites. Sunny Eye was unaware of hostilities until he suddenly encountered the party and was induced to join it. He took part in the Clearwater battle which, he declares, is the only time in his career that he ever lifted a tomahawk against the white men.

Later, when the soldiers of Fort Missoula blocked the Lolo trail and while Joseph was maneuvering to cross the mountains, Sunny Eye was at attack in the rear. Sunny Eye went to him and asked permission to go back to his family, declaring the white man was his friend and that he did not want to fight him. This permission was finally granted, although some of the party were for his execution.

Prisoner for Eight Months.

Sunny Eye had scarcely started on his return trip when he encountered the soldiers and was taken prisoner. For eight months he was held in Fort Missoula, and when finally he regained his freedom, he discovered that his family and horses had been picked up by Joseph, and it was several years before he saw them again.

Then it was that he made his way to Oregon and joined Umapine's scouts for the purpose of capturing Egan.

Sunny Eye while here visited Major Lee Moorehouse whom all Indians recognize as their friend, and was finally persuaded to sit for his picture.

C. A. GRAY TO BE BURIED AT SALEM

Funeral of Oregon Pioneer Will Be Held Tomorrow; Was High Mason.

Charles Ainsworth Gray, a pioneer of 1865, died last night at 9 o'clock at his residence, 322 Kearney street, at the age of 48 years. Mr. Gray was born in Lansing, Iowa, July 27, 1863. When he was two years old his father, Honorable G. W. Gray, brought him and other members of the family to Oregon by boat around the Horn, settling in Salem.

Mr. Gray graduated from Willamette university and engaged in the contracting business, conducting among other prominent buildings, the Indian school at Chemawa. He numbered among his friends many of the most prominent men in the state and was a very close personal friend of Governor West. He was appointed by the governor to the new Port of Portland commission which was later declared unconstitutional and when it was announced that the members of the old board were to resign, he was urged to become a candidate again. He was a thirty-second degree Mason.

Prior to his coming to Portland several years ago, Mr. Gray resided in Salem, where he was known to his closest associates, he was deeply interested in assisting released convicts to obtain employment and become useful citizens.

Besides his widow, he leaves a son, George W. Gray, two brothers, W. T. and George H. Gray, of Seattle, and two sisters, Mrs. G. M. P. Gownalds of Portland, Mrs. J. M. Patterson of The Dalles and Mrs. J. G. Kyle of Salem. The funeral will be held in Salem tomorrow morning.

TWO SIDELIGHTS ON BANK LOOTING

Motion of Morse for Habeas Corpus Is Denied by Federal Court.

Former President of Carnegie Trust Co. Found Guilty in New York.

(United Press Special Wire.)
Atlanta, Ga., June 28.—Application for a habeas corpus writ for Charles W. Morse, ice king and banker, serving a term in the federal prison here for bank wrecking, was denied today by United States Circuit Judge Newman. Notice of appeal was filed by Morse's attorneys. For months Morse has been waging a hard fight for freedom.

New York, June 28.—Joseph B. Reichman, former president of the Carnegie Trust company, was today found guilty of making reports in connection with the looting of the institution. It was alleged that he manipulated the funds so that dangerous loans were hidden when the bank examiner examined the books. Motions to set aside the verdict were denied and Reichman was sent to the Tombs.

CORPORATION TAX SOON OVERDUE; DELINQUENTS

DOCK CONSTRUCTION AT COOS BAY STOPPED

Next Friday is the last day corporations in this state will have in which to pay their federal tax and not be liable to a penalty. So the office of the internal revenue collector in the customs building is being besieged these few days with representatives of corporations and with letters indicating the tax money. Nevertheless, indications are that there will be a long list of delinquents when the time is up.

Those corporations which become delinquent will be assessed a penalty of 5 per cent of the tax, and if they remain delinquent more than 10 days the sum due will draw 1 per cent interest.

"Most of the big corporations are paying up promptly," said the chief clerk in the collector's office, "although as many as should have not paid by this time. But the delinquents will be mostly among the small corporations which forget all about the tax."

Government rules forbid the collector from accepting corporation or personal checks, unless certified, in payment of the tax, and it is not an uncommon occurrence for the corporation representative to become quite wrathful when his check is refused.

Judge Wolverton in the United States court today granted a permanent injunction restraining the Oregon Coal & Navigation company from constructing a dock and warehouse on tide lands in front of the property of E. A. Anderson and R. B. Herron at Marshfield.

This action finally puts at naught the attempt of the O. C. & N. company to construct its docks on Coos Bay on land lying between the ship channel and the plaintiffs' property. The pier was driven one night in March, 1907, after permission had been refused by Anderson and Herron. When they visited their property the next morning they found a pile driver had been taken onto the tide flats during flood tide and that a long row of piling separated their property from the ship channel.

Application for an injunction restraining the Coal & Navigation company from going ahead with the work was made in the state court at Marshfield and after a temporary order had been signed, was removed to the federal court upon petition of the defendant, a California corporation, F. S. Dow and Patrick Hennessey, officers of the corporation, were made co-defendants in the suit.

ST. JOHNS WINS FIGHT AGAINST ASPHALT PAVING INTERESTS

Petition for Improvement on Central East Side Denied— Vetoes Sustained—Many Bonds Awarded.

Councilman K. K. Kubil won his fight against the asphalt interests when the city council today unanimously adopted the report of the street committee denying a petition for the improvement of a large district in the central east side with asphalt. A delegation of property owners from the section embraced by the proposed district were present, but it was not necessary for these to speak.

The Ellis ordinance providing for the revocation of permits by which 14 street ends on the water front are held by private interests was referred to the public dock commission.

The city council this morning voted to sustain Mayor Simon's veto of an ordinance appropriating \$220 for the payment of a claim of F. A. Jones for damages sustained by him when the Hood street sewer flooded Jones' carpet factory during a freshet this spring. The mayor holds that the city is not responsible for the damage, in that the flooding of the sewer was an act of God.

ST. JOHNS OFFICIAL'S STRENUOUS FIGHT PLAN TO TAKE SUBURB INTO CITY.

Articles From Murdered Pawn- broker's Establishment Lo- cated Under House Once Occupied by Ed. Martin.

The suit over the annexation of St. Johns to Portland, as voted by the people of the former town last fall is on trial today before Judge Gatens of the circuit court. The officials of St. Johns are fighting the annexation, while several citizens are arrayed in favor of the question.

It is set forth by the plaintiffs that the voters in the precincts comprising St. Johns were not properly and sufficiently notified or informed of the question upon which they were voting; that St. Johns was granted a city charter in 1908 and is an independent government under this provision. While working under the charter it is claimed the city council of Portland had no authority to arrange for the question to go on the ballot. The constitutionality of article 4, section 1, of the Portland city charter is attacked in that it is an unwarranted delegation of power.

Attorney C. W. Fullerton has been retained by the element in St. Johns favoring the annexation. He contends that the city charter, section 16, article 4, specifies how contiguous territory shall be annexed to the city, and that St. Johns was taken in by this method. He contends the notice of election, annexation question on the ballot, and general comment in the newspapers was sufficient notification to the voters.

There were 265 votes cast on the question, of which 262 were for annexation, and 393 against it. The question has to be decided before July 1, as that is the date upon which the annexation is to take place.

The last link in the chain of evidence that connects Edward Martin, a West Point graduate, with the murder of Nathan Wolf, a pawnbroker and Jeweler at 145 First street, on the night of May 1, 1910, was broken yesterday afternoon, when C. L. Hastings, a house mover, and A. Larson and L. G. Lambertson, who were working with Hastings, uncovered a cache in which the revolver with which the murder was committed, a number of cheap display rings, and several envelopes on which the name of "Nath. Wolf" appeared, under the house in which Martin had lived in Sellwood.

The discovery was made while the house was being moved to make room for the children's playground, and when the goods were found Detective Captives Moore identified them and Detective Howell was sent to the house to look for other goods. A few more envelopes and a jeweler's polishing cloth was found this morning.

Murder Sensational.

The murder of Wolf was a sensational case for the week between the murder and the time of the capture by Sergeant Goitz and Detective Hellyer, the excitement in the city was intense. The first clue to the murder was the discovery of a bloody shirt by Sergeant Goitz in the north end, which through the work of Detective Tichenor, Jones and Howell, was identified as belonging to Martin.

Sentiment at the time of the trial was divided, and many believed Martin innocent. The cache under the house found yesterday, the exposure of the police, which completes the chain and there is no possible explanation for the finding of the goods and the gun there, except that Martin put it there, although he denied it.

Circumstances were all against Martin, but the link could not be welded completely until yesterday. Detective Tichenor said this morning: "We were attacked at the time of the trial, accused of making evidence against Martin, but in addition to the final proof against Martin being found, it vindicates the detectives."

The man was convicted of manslaughter by a jury in October, 1908, and was sentenced to 15 years in the penitentiary. Martin is the son of W. H. Martin, a wealthy New Yorker, and is a graduate from West Point. He was discharged from the army for making bad reports of the expenses of his later became addicted to the use of cocaine. He is said to have been a veritable cocaine fiend at the time the murder was committed.

The finding of these things will put an end to the various movements that have been started and the city will under way to secure either a pardon or parole for Martin.

The murder was a horrible affair. Wolf was shot through the neck and then dragged into the rear part of his store, where his head was backed almost to the wall. A man named Martin is still in Portland employed as a trained nurse.

AUTO OWNERS TO AID GOOD ROADS

Letter to Be Sent to Hood Autoists Asking Them for \$10 Contribution.

The Oregon Association for Highway Improvement intends to send a letter to every automobile owner in Hood River county asking a contribution of \$10 to the good roads cause. A committee consisting of President Carlos T. Prall, Frank C. Riggs and John S. Beall will meet this afternoon in the Commercial club to draft the letter. A letter will be sent to representative men of Benton county asking a contribution, which includes membership in the organization. A committee, consisting of President Prall, Philip S. Bates and C. C. Chapman, will draft this letter.

The personal letter method has been adopted by the association as a means of raising funds and increasing interest in the good roads movement. Every contributor will be given a voice in the proceedings and policy of the association and will be drafted the letter to join in the movement to obtain highway legislation upon and approved by all forces.

President Prall of the association expressed great pleasure today because of Governor West's intent to put convicts to work on the highway between Portland and Salem.

"It will be the greatest road building feat ever attempted in Oregon and its accomplishment will be certain and extremely profitable," said Mr. Prall today. "On a recent trip down the valley I spent a day in the mountains, a great highway and I am sure the highway association will back up the governor in his plan."

Mr. Prall sent a letter to the governor today asking for further details of Governor West's road building plan and offering to cooperate in every possible way.

PASTOR RUSSELL TO SPEAK TOMORROW

Noted Preacher of Brooklyn to Address Audience at the Armory.

Pastor Russell, world-wide known religious worker and pastor of the London and Brooklyn tabernacles, will address a meeting to be held at the Armory tomorrow night. Pastor Russell is president of the International Bible Students' association, and of the Watch Tower Bible and Tract society, whose works are entirely non-sectarian and probably reach as many people as the efforts of any other organization.

The meeting tomorrow night is free to the public, which is invited to hear the famous preacher expound his doctrines, which do away with the belief of many in fire and brimstone as the fate of those who pass to the hereafter unprepared.

Pastor Russell has personally passed through the experiences of the youthful religious enthusiast, then being a skeptic and doubting all the truths that before warmed his heart, and finally becoming convinced agent that his religious teachings were correct. He is a renowned lecturer and writer on religious subjects. He is the author of what is said to be the most widely circulated English book with the exception of the Bible. It is "The Plan of the Ages," which he wrote in 1856, and which is now in its fourth million.

As pastor of the Brooklyn tabernacle he has, perhaps, the most remarkable congregation on earth. Over 20 nationalities are represented on its board of elders and deacons, and the same rule seats free, no collections, is enforced there as elsewhere.

Pastor Russell and a large party of international Bible students have been to attend the Pacific coast convention. The party was composed of delegates from 50 eastern states and from Scotland. The party traveled in a special train of eight cars.

SALOONMAN'S LICENSE REVOKED; STAIRWAYS NOT TO BE PERMITTED

Six members of the city council this morning reversed the votes by which the license of Al Wohlers, holder of the license of Al Wohlers, who operated a saloon at 89 Fourth street. The license was revoked by unanimous vote of the council after evidence had been brought before that body that a secret stairway had been found in the saloon, the stairway communicating with a room overhead, in which liquor was served to women.

The form reversal became evident when an ordinance rescinding the former action of the council was introduced. The ordinance was recommended by the liquor license committee. It sought to revoke the license of Wohlers. City Attorney Grant has ruled that a license, once revoked, is void for all time and cannot be resurrected.

Councilman Cellars, in opposing the passage of the rescinding ordinance, advised the council of an attempt to get the saloonman an opportunity to get into court and to cause needless trouble and expense for the legal department of the city. However, the ordinance failed to pass, only six voting for the six aye. Councilman John Annand, H. A. Belding, T. J. Conannon, M. J. Driscoll, G. D. Dunning and R. E. Menefee.

DOLPH, OR., BOOTLEGGER PAYS \$200 FOR OFFENSE

(Special Dispatch to The Journal.)
McMinnville, Or., June 28.—J. D. Belt of McMinnville, William D. Easter of Dolph were arrested by Constable Miller yesterday and brought to this city to face the charge of selling whiskey in violation of the local option law. They were arraigned before Justice Hopfield and Easter, pled guilty, receiving a fine of \$200 and 90 days in jail. The jail sentence was suspended pending good behavior. Belt pleaded not guilty and will be tried before a jury in the justice court tomorrow. Belt is also charged with selling liquor to an Indian and a case will be filed in the federal court in Portland tomorrow also.

The arrests were made on the instance of Jesse E. Flanders, special United States officer, who is now in this city and was assisted in the work by Deputy United States Marshal S. Blacketer of the Siletz Indian reservation. Easter was also charged with selling whiskey to an Indian, but when he pleaded guilty the officers decided not to file a federal case against him.

LICENSE FOR SALOON AT KENTON IS GRANTED; STRONG REMONSTRANCE

Over a strong remonstrance from Councilman Maguire of the Tenth ward, representing the prohibition element of Kenton, the city council this morning granted A. M. Woodward a license for a saloon to be located at 1784 Derby street.

At the last election the precinct in which the saloon will be operated held a local option election, the "wets" winning by 2 to 1.

A petition of residents of the Tenth ward asking that no license be granted for any saloon to be situated in the ward was presented to the council.

Despite this petition and the protest of Councilman Maguire the council granted the license. The liquor license committee granting Woodward a permit to open a saloon.

Councilman Annand submitted a petition asking for the saloon. The petition was signed by 85 residents of Kenton. Mayor Simon's veto of the license, however, the council denied a license for another saloon on Macadam street for the reason that "the residents object to it."

John W. Cohrad was granted a license for a saloon at 69 North Sixth street.

KILLMAN EXTRADITION PAPERS ARE DELAYED

Sheriff Lee Baker of Waynesville, Mo., who came to return Alf Killman to Missouri on a larceny charge, has not received his papers yet, and the habeas corpus hearing before Judge Gantenberg of the circuit court has gone over until the documents arrive. Killman has been living at Lents for 10 years, coming to Oregon at the time of his trial at Waynesville, on which charge he was found guilty and a sentence of five years was returned. He left with the jury was deliberating. Killman is fighting extradition, and many of his friends at Lents have rallied to his side of the case.

CITY COUNCIL THANKS MAYOR SIMON; LATTER RETURNS COURTESY

On motion of Councilman Belding the city council this afternoon tendered Mayor Simon a vote of thanks for the courteous treatment he has accorded to members during the past two years, both on and off the floor of the council chamber. The mayor responded by thanking the council and the lawmaking body adjourned for the last time.

Nine of the present council will not answer to roll call at the next meeting, their places having been filled by others at the city election.

DEVROE'S WIDOW GETS DAMAGES OF \$75,000

After deliberating only 30 minutes this morning, a jury in the circuit court returned a verdict for \$7500 to the widow of Clement Devroe, former janitor at the city hall, who was killed January by a streetcar on Union avenue, between Beach and Failing streets. This was for the full amount for which suit was brought.

Only two witnesses were used by the plaintiff, while 20 were put on the witness stand by the Portland Railway, Light & Power company. The two witnesses in a row boat for the purpose of bringing contraband Chinese into this country. Local immigration officers today refused to confirm the report that the Orient is seeking Peterson, but will not disclose the mission of the launch.

Preacher Is Forced Out.

Fresno, Cal., June 28.—Due to a conflict between the reactionaries and progressives of the First Christian church here, Rev. Ray O. Miller has resigned.

ROYALTY SEES CITY ON TOUR OF COUNTRY

Prince and Princess de Crocy of Paris are in the city on their way to Yellowstone park and other points of interest in the United States and Canada.

Though unable to speak English, the prince and princess are traveling without interpreters or servants, and they are in making their wants known by means of a sign which they carry with them. The scenery and climate in this vicinity will remain here a few days.

COUNTERFEITERS ARE ARRESTED IN OAKLAND

Oakland, Cal., June 28.—United States secret service men, aided by local police, raided an alleged counterfeit den at Seventh and Market streets early today and arrested Charles Bush and John Tilton, securing the same time the master of Paris casts with which it is alleged the men had been moulding 15 pieces. The secret service men have been on the trail of the pair for nearly a month. According to the detectives, the men have been operating in and about Chinatown for the past three weeks. The prisoners were taken to San Francisco.

Off for Show.

London, June 28.—King George left here today for Norwich to visit the royal agricultural show.

STEVENS AND FAMILY ON WAY TO EUROPE

John F. Stevens, former president of the Hill lines in Oregon, left New York this morning for Europe on the White Star liner Olympic, accompanied by Mrs. Stevens and her children. The Stevens family expect to spend three months touring the British Isles and the continent.

As the liner, which is the largest and newest afloat, had pulled out on her first trip from New York, Mr. Stevens was accompanied on his trip into central Oregon on the occasion of the completion of the building of the Oregon Trunk line to Madras, February 15 of this year. The other was from the officials of the Oregon Trunk and the North Bank lines.

In a telegram received here shortly before noon today, Mr. Stevens says he intends to see a great deal of historic Europe and that he plans many excursions on foot. He expects to return to the states by the part of September. Further than that he announces no definite plans.

Mr. Stevens left Portland about three months ago, upon resignation as president of the Hill properties in Oregon, when he was succeeded by President Carl R. Gray.

Big Cut in Rates.

(United Press Special Wire.)
Carson, Nev., June 28.—Twenty-five per cent will be the reduction on class goods shipped over the Southern Pacific and the Tonopah & Goldfield roads, according to an order issued here by the state railroad commission, effective August 1.

On Trial for Embezzlement.

(United Press Special Wire.)
Martinez, Cal., June 28.—The trial of George E. Seary, former tax collector of Contra Costa county, charged with embezzlement, has begun in the superior court here.