VENING EDITION

ave some article you to exchange for some- one else has, let the own through the classi- ilements.

East Oregonian.

DAILY EVENING EDITION

Eastern Oregon Weather

Tonight and Sunday occasional rain; probably snow; colder.

16. PENDLETON, UMATILLA COUNTY, OREGON, SATURDAY, NOVEMBER 21, 1903. NO. 4902.

S TO CONSCIENCE

President Issues an Through the Scripps ssociation.

UILTY OPEN OLATION OF TREATY.

hat Colombia Will Pro- terests of Americans in ry—United States Guilty g by Force What She e Had Equitably—Rus- sion.

v. 21.—President Harro- ed an appeal to the ple through the Scripps- Association, which says been the victim of un- ession, and is danger of st part of her territory. an government, which ys held to be her best rented, with marines, the of the traitors. It was tion of treaty. Colombia merican people will not thus denying their glori- in order to obtain by olombia is willing to equitable ways. to the national con- mericans, closing with, what action Washington e property rights of ill be held inviolable.

Will Recognize.

urg, Nov. 21.—The Neuve s that Russia has decid- e Panama.

R COUNTY LAND.

ebrush Desert Adjoining Sold to Easterners.

, Nov. 21.—A tract of d, consisting of 2500 g the city limits on the t been sold to Eastern expect to plat it and addition to the city. It ted, but the stakes are very little settlement and now the company ve the addition. It is h soil, and at present ater on it. If it could the company would sell rm tracts, but Powder furnish enough water.

OF MAFIA HUNG.

a Crime Committed n Years Ago.

Nov. 21.—Michael Pilip- his own confession, is en who assassinated y in the New Orleans in 1892, was hanged the murder of Nicholas urora a few months ago, atter disobeyed the ma- the Hennessy assassi- onfessed on the scaffold llapsed from cowardice.

E MEN KILLED.

Collide in West Virginia Fatally Injured.

Va., Nov. 21.—A wreck teawan. Two freights me together with fatal g Engineer Farrar, liam Penn and William man Douthet and two were fatally hurt, on d Western railway.

W FROM COUNCIL.

mong Labor Unions at Spokane.

v. 21.—On account of by striking plumbers the strongest union drew from the Trades Council, refusing fur- on with other labor or-

Try Mutineers.

, Kas., Nov. 21.—The s at the federal peni- taken to Topeka today for the murder of e. Seven accomplices ried and sentenced for

d Punishment.

, Nov. 21.—Minister ands the severe pun- mplicated in the attack ellsen.

er Drake Dead.

owa, Nov. 21.—Ex-Gov- Drake died this after-

an, lately died in Chi- $120,000 made entirely nd selling scrap iron aving no heirs, he left unt to various Jewish

WALLA WALLA GETS THE HOME.

Trustees of the Stubblefield Estate Notify City Council of the Acceptance of the Donations.

Walla Walla, Nov. 21.—The trustees of the Stubblefield estate this morning notified the city council, that they were willing to accept the donation of land and money, to the amount of $10,000, as made by citizens of that city.

The home will probably be located upon a tract of land comprising 12 3-5 acres, in the suburbs of the city. The following donations of land, were made yesterday, and accepted by the trustees:

Ladies' Relief donation, $3,500; City council, 12 2-5 acres of land, $2,500; and W. W. Baker donation, $4,000, making a total of $8,000 in land, and $1,000 in money raised last night.

This completes the provisions of the will and unless some hitch in the gifts, occurs later, the home will be located on the tract of land donated by the city of Walla Walla.

ARMSTRONG MAY NOT BE HANGED

MAY ESCAPE UNDER EX POST FACTO PRINCIPLE.

This is According to an Opinion Rendered by Attorney General Crawford—Habeas Corpus Proceedings Will be Brought to Test the Law and Opinion.

Salem, Nov. 21.—By reason of the fact that under the old law, under which Pleasant Armstrong, murderer of Minnie Ensminger, in Baker county was sentenced to hang, expired before his execution, it is likely that he will be released from prison, as there is no way by which he can be tried twice for the same offense, and he cannot be hung, under a law not now in force.

This announcement was made yesterday evening, in an opinion rendered by Attorney General Crawford, in this city, and the news of the opinion has been greeted with great satisfaction by the friends of Armstrong, who have hoped for a commutation of the sentence, to imprisonment for life.

Habeas corpus proceedings will at once be started at Baker City, looking for the release of the prisoner, as there is absolutely no means by which he can be confined, according to the opinion of the attorney general.

Armstrong's crime was peculiarly coldblooded. He killed his sweetheart, Minnie Ensminger, last Christmas morning, at a dance at Haines, 10 miles west of Baker City.

Armstrong was sentenced on March 31, but an appeal was taken and the old law under which he was sentenced, was superseded on May 22, by the law now in effect, and according to all authorities, he is now held contrary to law.

Praised Booker Too Much.

Raleigh, N. C., Nov. 21.—Because he declared in a magazine article that, save Robert E. Lee, Booker T. Washington was the greatest man born in the South during the last hundred years, and parents in consequence threatened to withdraw pupils, Professor John Spencer Bassett of Trinity college, Durham, N. C., has offered his resignation.

Nebraska Law Unconstitutional.

Lincoln, Neb., Nov. 21.—The revenue law passed by the last session of the Nebraska legislature was declared unconstitutional this afternoon by a special session of the supreme court. The state floating debt is three million. It is probable a special session will be called to enact a new law.

Chicago Wheat.

Chicago, Nov. 21.—Wheat opened 80⅝, closed 79⅞.

NO CRIMINAL INTENT.

No Evidence That Carey Purloined, Although He Abstracted.

A. H. Carey, the man who was arrested for stealing an overcoat from Harry Wright, was yesterday released from custody, there being nothing to show that he had criminal intent in taking the coat. He put the coat on, at the same time telling those in the room that he was going out in the rain and would come back in a short time. He soon returned, and was sitting at the stove with the coat on when arrested. In view of these circumstances it was thought best to release him.

MEMORIAL SERVICES.

Rev. Potwine Will Officiate as Chaplain December 6.

The committee in charge of the memorial services of the Elks, to be held in the Christian church on the afternoon of December 6, at 4 o'clock, have secured the assistance of the choir of 35 voices from the Church of the Redeemer for the services.

Rev. W. E. Potwine has been selected as the chaplain for the day, and will conduct the services. The speaker of the day has not yet been decided upon.

CHIEF OF STAFF YOUNG'S REPORT OF ARMY AFFAIRS

Favors the Re-establishment of the Canteen on Grounds of Morality, Sobriety and Discipline.

Highly Compliments the Philippine Army—Advocates Higher Pay for Army in the Eastern Service—Bill Introduced Inviting Cuba Into the Union—Investigation of General Wood is Proceeding With Interesting Charges Filed Against Him.

Washington, Nov. 21.—In his annual report as chief of staff, General Young makes an urgent appeal for canteens. He says he hesitates to take the matter up because congress failed to take any action for their re-establishment, but he doesn't feel at liberty to ignore a measure which is unanimously advocated by officers having the best interests of the army at heart, and their recommendation is entitled to consideration.

He says the canteens promote morality, sobriety and discipline. Adds that the work of the general staff so far shows the wisdom of the authorities in promoting the measure.

The Philippine Army.

He pays a glowing tribute to the army in the Philippines. Both regulars and volunteers have shown remarkable efficiency, devotion, patience, forbearance and humanity throughout the entire campaign in the island.

He says that under the circumstances where the severest measures were justified, the officers and soldiers, both volunteer and regular, showed forbearance to the utmost possible limit. Instances of misconduct are very rare and, generally arose from misdirected zeal.

Under the law the organized militia has attained a dignity and standing it never had before. Growing dignity, efficiency and force are the most encouraging features of the interest taken.

He recommends the coast army be increased on lines suggested by General Chaffee.

He invites attention to the necessity of increasing compensation for officers and soldiers, especially in the East, where the cost of living is so high.

Senate Affairs.

In the senate a number of more protests against Smoot of Utah, were presented by Cockrill.

Among the bills introduced was one by Newlands of Nevada, inviting Cuba to become a state of the Union.

The senate committee on military affairs resumed the Wood investigation. Mr. Rathbone presented papers purporting to substantiate his charges and afterward took the stand and presented three charges:

First—oWod interefered with Cuban courts and influenced them to convict Rathbone.

Second—Wood received gifts from the Jalalki Association, which resulted in the extension of its franchise five years.

Third—Wood associated with ex-Convict Bellairs, who was an Associated Press correspondent in Cuba, and acted as Wood's press agent and social mentor.

For Reciprocity.

Washington, Nov. 21.—The senate committee on foreign relations this morning agreed to report the Cuban reciprocity bill without amendment, probably Monday.

Cuban Bill Referred.

Senate, Nov. 21.—Considerable debate ensued as to committee to which the Cuban bill should be referred. It finally went to the committee on finance.

PRESBYTERIAN SOCIAL.

Christian Endeavor Planned and Carried Out Pleasant Evening.

The social given last evening by the members of the Christian Endeavor Society of the Presbyterian church, was a great success. A large number of the young people of the city were in attendance, and games and a social time were the order of the evening.

The chief feature of the evening was a "grab bag," out of which the guests drew many and wondrous things. Early in the evening the supply gave out, much to the sorrow of those who had not had a chance to try their luck. As it was, the young ladies netted over $7 as a result of their efforts.

HORSES TO ALBERTA.

John Day Stockmen Will Ship Tomorrow.

C. J. Officer of John Day, and R. R. McLain of Alberta, Canada, are in the city with a band of 50 horses which they will ship tomorrow night over the W. & C. R. for Alberta.

The men report that the snow has been falling for nearly two weeks in the John Day country, and that feed is scarce for the cattle and horses in the foothills. Coming over they had to pay $20 a ton for hay from the farmers along the road for their horses. Some of the horses in the band are above the average in weight and will be sold for work horses while the rest will be sold for the saddle.

BY JANUARY FIRST.

Intention is to Have the New Sewer System Completed by That Time.

The men have finished the sewer on the North Side to the property of Frank Frazier on Jackson street, and will have all of the work on that part of the system completed in a very few days.

The rest of the work is being rushed as fast as extra men can put it through, and it is hoped to be able to turn the completed system over to the city before the first of the year.

COLD SPRINGS CROPS.

Pasturage is Good, and Condition of Grain Crops Excellent.

W. R. Campbell, one of the prominent farmers of the Cold Springs country, was in the city for a short business trip. Mr. Campbell is well pleased with the appearance of the crops in his part of the county, and predicts a better yield for the coming year than was had in the harvest just finished.

The grass in the pastures is good and growing rapidly, but the number of stock in the country is too great for the acreage of grazing land, and this with the necessity of feeding and the high price of hay, takes away a great part of the profits in the business.

MOVED TO PENDLETON.

Frank Martin Will Occupy Property He Bought of Alex McRae.

Alex McRae of the Umatilla Implement House, has sold his residence on Franklin street to Frank Martin of Adams, for $1850, and has moved into the Nelson cottage on Post street.

Mr. Martin is now moving into the city, where he will reside in order to send his children to the schools. He has been for many years one of the prominent wheat men of the county. He has leased his farm.

HAMILTON FOR TREASURER.

Petition Filed Today Putting Charles Hamilton in Candidacy.

Charles Hamilton filed his petition in the office of the city recorder this afternoon announcing his candidacy for the office of city treasurer. This completes all of the ticket.

In the First ward there is a conflict and the office of water commissioner is sought by two persons. Outside of this there is but one man for each place.

Twelve Warranty Deeds.

Twelve warranty deeds were filed in the office of the county recorder this morning, conveying to Mrs. Mary L. Lynd the 1-13th interest of each donor to a piece of land in section 3 of township 5, north of range 35, being situated just to the west of Freewater. In each case the consideration was $100.

The Cliff House (hotel) built on the sea face of the mountain at the southern side of the entrance to San Francisco Bay, has been attached for a debt of $38,000.

SPECIAL SESSION CALLED FOR DEC. 21

Salem, Nov. 21.—Governor Chamberlain has called a special session of the legislature to convene Monday, December 21, for the purpose of meeting the objections made by the supreme court to the last tax law enacted, and curing deficits arising from the imperfections in that law, for the assessment and collections of taxes.

JOHN M'DONALD DEAD.

Union County Pioneer Drops Dead While in Apparent Good Health.

Alicel, Nov. 21.—John McDonald, one of the earliest pioneers of Union county, dropped dead at noon Friday, while feeding his horses, shortly after eating a hearty dinner.

His health had been remarkably good and he was in the best of spirits at the dinner table, going to the barn immediately after the meal, where he was found by his son, lying on his face on the floor, dead, a few minutes later.

Mr. McDonald was a native of Scotland, and came from Iowa to Grand Ronde valley in 1863. He leaves a family of seven children, all grown. He was county commissioner of Union county for two years and was a quiet, energetic, successful man, with a host of friends. He had just passed his 83d birthday. He was one of a large Scotch settlement which came into Grand Ronde valley in the early '60s, among whom are the McKenzies, Shaws, McLeans, Morrisons, McDonalds, Olivers and Standleys.

GOMPERS WAS RE-ELECTED

BY AN UNDISPUTED, BUT SCANT MAJORITY.

Issue Was Socialism—Strike Still on in Chicago, With Cars Moving Under Heavy Guard—Final Attempt Today to Effect a Settlement.

Boston, Nov. 21.—The Federation of Labor this morning re-elected Samuel Gompers president, by a vote of 1224; Kroft, 1134. Great excitement.

Mitchell Favored Gompers.

The socialist candidate Kroft, failed to vote the even strength of his party. Shortly after the voting commenced, Mitchell arose and said: "This delegation is unanimously for Gompers." From that time the voting was almost entirely in Gompers' favor.

Others elected, were as follows: First vice-president, Duncan; second vice-president, Mitchell; third, O'Connel.

Union Overtures Ignored.

Chicago, Nov. 21.—The settlement of the great car strike is still in the balance. The company up till noon had failed to reply to the latest overtures.

There is renewed activity in operating. The lines are quiet.

Practically all the policemen guarding the lines have been withdrawn, although the cars carry guards. Three large torpedoes were discovered on the tracks. At the seventy-seventh street barns a non-union conductor was beaten into insensibility within a block of the barns. Two striking conductors were arrested.

The unions notified the strikers that notwithstanding all conferences are over the strike is still on.

Conference This Afternoon.

The counsel on both sides have arranged for a meeting this afternoon. Attorney Darrow for the strikers, considers that an agreement can be reached in committee.

Stromboli Active.

Rome, Nov. 21.—For some time the volcano Stromboli has been showing signs of increased activity, emitting considerable quantities of smoke, ashes and red hot stones, accompanied by loud detonations. The opening of a new crater was signalized by a tremendous report. The eruption continues, but it is at present impossible to judge of its volume or its consequences because of a thick cloud of smoke and ashes.

Theater Burned.

Butler, Pa., Nov. 21.—The Park theater burned this forenoon. Loss $300,000. Several firemen were injured by falling walls, but none fatally.

Midnight Candidate.

It is rumored at the time of going to press that another candidate for mayor will file a petition tonight, but there is nothing known definitely in regard to it. The time for filing petitions expires at midnight, but Judge Fitz Gerald will go off duty earlier than that and the dark horse is requested to call early in the evening.

Moody's Friends Rejoice.

N. Berkeley has returned from a visit in Portland, where he has been on a short business trip. He reports that on every hand, in Portland and this side of that place, every one is rejoicing over the fact that M. A. Moody was exonerated by the court.

Too Much Furniture.

M. A. Rader has secured the basement of the St. George sample rooms for additional room for his immense stock of furniture, which has just arrived. The entire floor of the basement will be occupied with an elegant display of dining tables and sofas.

To Hunt Ducks.

George Van Dran of the Hotel Pendleton, left this afternoon for Echo, where he expects to shoot enough ducks to supply the hotel for Sunday.

THIRTY-FIVE DIE BY FIRE

Italian Laborers Cremated This Morning in Their Bunk House.

FIRE CAUSED BY AN OVERHEATED STOVE.

House Was a Death Trap and the Imprisoned Men Fought for Egress, While Others Fought for Ingress to Secure Their Money—Fifteen Others Are in Hospital, Some of Whom Will Die.

Altoona Pa., Nov. 21.—Thirty-five Italian laborers were burned to death in a bunk house 18 miles west of here this morning. Fifteen others were seriously burned, some fatally, and are in the hospital.

The men were employed by railroad contractors on the Pennsyvania Central improvement work.

The fire broke out at 2 this morning in a long frame building occupied by 150 men as a bunk house, from an overheated stove. The bunks were straw filled and the fire spread like lightning. There was one door and the small windows made the place a death trap. Those nearest the door escaped.

There was a desperate fight at the exit. Men outside, who had escaped, fought to return to secure money from their bunks, yesterday being pay day, while the imprisoned fought for egress. The door was finally choked with injured and dying.

Fourteen bodies were found wedged in and around the door. Twenty bodies were taken out before noon. The injured were removed to Johnstown.

NEW MAILING HOURS.

Postoffice Makes Schedule to Compare With Train Time.

Under the O. R. & N. train schedule the United States mail will close at the following hours:

Mail for No. 1, west, closes at 8:30 a. m.

Mail for No. 11, west, closes at 9 p. m.

Mail for No. 6, east, closes at 9 p. m.

Mail for No. 2, east, closes at 4:35 p. m.

Mail for No. 8, north, closes at 8:30 a. m.

Mail for stage line closes at 7 a. m.

Mail for Hunt line closes at 6:30 p. m.

Collections from boxes 6 a. m., 3:45 p. m.

IN VERY CRITICAL CONDITION.

There is a Chance for Miss Lenore Sheridan's Recovery.

Miss Lenore Sheridan, who underwent an operation for appendicitis yesterday afternoon, was reported as being easy this morning and able to sleep for the first time for some days, but in spite of this favorable indication the case is very critical, and the family are prepared for the worst.

On opening the cavity yesterday the surgeon found that the appendix was ruptured and that the cavity was filled with pus and gas. In a case of this kind the chances are greatly against recovery, but the case is not necessarily fatal.

AGENT LAND DEPARTMENT.

Oswald West Has Been Investigating Its Interests Here.

Oswald West the agent of the state land department, left for his home in Salem last night, after a day spent in this city and vicinity in the interests of the department. He was here to investigate the conditions of the school lands, look after the mortgages held by the department, and generally ascertain the condition of things in this part of the state.

Seven Months' Board and Lodging.

J. R. Franklin, who was arrested a day or so ago for selling whiskey to Indians, was yesterday bound over to the federal grand jury in the sum of $200. Being unable to furnish the amount of the bond he will remain in jail until the convention of the jury, in June. By selling the whiskey at this time of the year Franklin is assured of a warm place to stop, and food to eat, without effort on his own part for the winter.

New O. R. & N. Night Operator.

L. L. Perry, who has been for some months the night operator at the O. R. & N. office here, has resigned his position and will leave in a short time for another place. C. R. Adams, the son of Walter Adams of the W. & C. R., and who has been in charge of the office of the O. R. & N. at Bingham Station, has been moved to this city and will in the future have the night operator's position.