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# East Oregonian

DAILY EVENING EDITION  
WEATHER FORECAST  
Tonight and Saturday 700°  
colder Saturday.

PENDLETON, OREGON, FRIDAY, JANUARY 13, 1905.

NO. 5255.

## SESSION IS EXPECTED

...is Now Getting  
...to Business in Both

## COUNTY DELEGATION VERY ACTIVE

...to Know Anything Def-  
...ing Any Legislation,  
...Have Not Passed to Second  
...Umatilla County Delegation  
...Introduced Bill on Irriga-  
...Schools, Road Laws,  
...Incorporation of  
...Session As-

...session, crowded full of  
...labor is what the members  
...expect from Speaker  
...management.

...who is in the city today  
...speaks in the highest  
...of the ability and earnestness  
...Mills, and says that the  
...transacting business  
...moment of its organiza-

...seems to be little fric-  
...any of the delegations,  
...prominent, profitable session  
...by all.

...of the prospects of East-  
...legislation, Dr. Cole says  
...unanimity of action  
...members from the Eastern  
...There is little prob-  
...disagreement on any im-  
...subject, and he looks for a  
...of the Western Ore-  
...to all the reasonable re-

...the early in the session to  
...definite concerning any  
...ation, as but few bills  
...the second reading yet,  
...is every hope that some  
...legislation will be passed at

...atives Dr. Cole and  
...Chamberlain came up this  
...morning. Representative  
...likely will probably not  
...the week, and Senators  
...Smith are expected to ar-  
...the morning.

...important measures have  
...by the Umatilla  
...during the past  
...being a bill pro-  
...a dormitory for Weston  
...for the maintenance of  
...for the ensuing two  
...regulation bills, bills regulat-  
...of water; providing  
...of the present  
...for the establishment of  
...asylum; to incorporate  
...several minor amend-

...ad Law by Smith.  
...county surveyors ex-of-  
...roadmasters is the pur-  
...bill 19, by Senator

...are to make specifica-  
...bridges, and if the esti-  
...\$200 the contract for  
...bridge must be let after  
...for bids.

...so provides that here-  
...supervisors shall be paid  
...surveyors, \$5; viewers,  
...and markers \$2,  
...them 10 cents a mile for  
...rest. This bill proposes  
...and 22 of the

...number of Umatilla  
...are now at Salem. Miss  
...is stenographer for  
...Hallowell is a page  
...Miss Della Crigler  
...are stenographers  
...county representa-  
...Scott of Athena,  
...down Sunday to ac-

...Fair Association.  
...of Umatilla county,  
...the Third Eastern Oregon  
...Society. It pro-  
...the establishment of a fair  
...composed of Umatilla  
...regular agricultural  
...by state aid, in the same

...is Radical.  
...Jan. 13.—Gov. La  
...his third bienn-  
...this morning. He  
...the absolute control  
...by a rate com-  
...corporation  
...advocates the con-  
...of railroad assess-  
...of street and in-  
...roads, gas and  
...and insurance  
...socialists are  
...greatly pleased

manner that the Baker, Union and Grant county association is supported and maintained.

**Game Law Amendments.**  
Senator Pierce has introduced in the senate all the amendments to the Oregon game laws proposed by the Pendleton Sportsmen's association, and has so far received the warmest support from all the Eastern Oregon delegations.

## POOR GIRL GETS A FORTUNE.

**Cook in a Baker County Mining Camp Inherits \$150,000 From an Ohio Uncle.**

Baker City, Jan. 13.—Florence Smith, aged 18, who has been cooking at the Geiser-Hendryx mining camp near this city, has just received a letter from a law firm in Ohio, informing her that an uncle, aged 93, had just died, leaving her an estate valued at \$150,000 in cash and requesting her to go East and take charge of the property, or name a representative there to receive the fortune for her.

She is a quiet, hard-working girl, and has supported herself for several years by working in the various boarding houses of the mining camps of Baker county.

## TWO KILLED BY AN EXPLOSION.

**Powder House Blown Up at Wayne, New Jersey.**

Paterson, N. J., Jan. 13.—John Burke, and William Schuman were instantly killed and several injured as the result of an explosion which wrecked one of the buildings of the Luffin-Rand Powder Co., at Wayne today. The explosion was felt at Paterson, nine miles away.

## La Grande Will Celebrate.

La Grande, Jan. 13.—The Commercial Association of this city will celebrate the completion of the new new court house by giving one of the most elaborate balls and banquets ever held in this city, on Monday, January 23. The new building is about complete, and the county officers are now moving in to their quarters.

## MORMON CHURCH NOT TYRANNICAL

## PROVO ATTORNEY GIVES IMPORTANT TESTIMONY.

**The Church is Not a Sister Political Force, Though it Requires Tithes of Office-holding Members, and is Jealous of the Time They Devote to Politics—Women Polygamists Are Such From Sense of Duty.**

Washington, Jan. 13.—In the Smoot hearing this morning J. W. N. Whitecotton, an attorney of Provo, Utah, testified as to political conditions in Utah.

No effort is made by the church, he said, to restrict the political liberties of the people generally or of individuals, but it claimed the right to receive tithes from men elected to important church offices. He did not think the church tried to keep its members from engaging in politics without its consent, but objected to church officers employing time in politics which belonged to the church.

He thought the decided sentiment of the Mormon people in Utah is hostile to polygamy. Women went to polygamy because they thought the plural marriage a religious duty.

**Smoot Anti-Polygamist.**  
The witness said Reed Smoot first entered politics with the people's party, but came to ally himself with the republicans on account of his connection with wool interests. Smoot opposed polygamy, and was looked upon as the young man in Utah to redeem Israel.

## MURDER AT HUNTINGTON.

**Al Barnard, of Eagle Valley, Kills John Brown, a Short Line Brake-man.**

Baker City, Jan. 13.—Al Barnard, a bridge carpenter, on the Short Line, whose home is in Eagle Valley, Baker county, last evening stabbed to death John Brown, a Short Line railroad brakeman, in an altercation on the street.

Barnard and a friend quarreled while drinking and were going to fight, when Brown interfered and was stabbed twice by Barnard, with a large pocket knife. One wound was made in the breast and the other in the armpit, either of which would have resulted fatally. Barnard is in custody and an inquest is being held today.

## Bound, Gagged and Robbed.

Elkhart, Ind., Jan. 13.—John Thornton, a wealthy retired farmer living here, and his wife, were bound and gagged by four masked robbers this morning. Thornton was compelled to open his safe, from which \$600 was taken.

## PEABODY FILED A CONTEST NOTICE

**Claims He Was Legally Elected by From 13,000 to 17,000 Majority.**

## PRESIDENT OF SENATE APPOINTS COMMITTEE.

**Governor Adams Will File an Answer Containing Rebuttal Charges and Demanding That All Ballot Boxes Be Opened, in Republican as Well as Democratic Counties—Livestock Convention in a Row With a Prospect of Serious Contention Soon, Over Fusion Scheme.**

Denver, Jan. 13.—Peabody at noon filed a contest for the seat of Adams, claiming his election by 13,000 to 17,000. Huge frauds are alleged by the committees in behalf of Adams in Denver. Lieutenant Governor McDonald, president of the senate, received the papers and appointed a committee to investigate.

## Adams Will File Answer.

Denver, Jan. 13.—Governor Adams will file an answer Monday with the secretary of state to the contest filed by former Governor Peabody. He will demand that all ballot boxes in Denver be opened, and also those of the republican counties of Huerfano and Las Animas.

## Stockmen Are Angry.

Denver, Jan. 13.—After the adoption of the majority report of the committee, advising against the admission of the packing houses and railroads into the organization, at the conference of delegates to the National Livestock association today, President Hagenbarth announced that the meeting was merely a conference, and the report would have to be voted on at a regular session. This angered the stockmen, who declare they will adopt the majority report as soon as the regular session opens.

## Wife Murderer Will Hang.

Richmond, Va., Jan. 13.—The court of appeals today refused a writ of error in the case of ex-Mayor McCue of Charlottesville, convicted of wife murder, and sentenced to hang January 20.

## Navigation Hindered by Low Water.

Portland, Jan. 13.—Steamboat men on the rivers of Washington say that water is so low that many of the boats will be compelled to tie up until a raise comes.

The retiring state treasurer of Washington turned over a cash balance to his successor of \$882,052.55.

## FINANCIAL CONDITION OF PENDLETON

The annual report of Thomas Fitz Gerald, city recorder, which is printed in full, shows a healthy bank account to the credit of Pendleton at the beginning of the new year, to the amount of \$2,419.56, or an increase in the receipts above expenditures of the city during 1904 over 1903, of \$909.30. Following is the detailed statement of the recorder:

Receipts.		Expenditures—Operating.	
Licenses	\$14,607.64	Streets	\$ 5,922.44
Fines	12,047.00	Interest on bonds	8,059.45
Tax: 1903 roll	9,491.42	Interest on sewer warrants	401.63
Tax: 1899 roll	471.12	Police department	3,983.77
Street liens, sidewalks, etc.	273.48	City lighting	3,534.50
Real estate	47.00	Fire department, operating	2,148.19
Street poll tax	430.00	Recorder	1,024.65
Dog tax	219.00	Rents	482.00
Cemetery lots	485.00	Legal services	600.00
Estray stock	42.00	Sewer operating	663.65
Sewer operating	678.00	Elections	45.25
		Cemetery	10.90
		Health	15.65
			\$26,902.08
		Expenditures—Betterments.	
		Fire department, apparatus	\$ 229.50
		Real estate	425.00
		Levee repairs	429.92
		Levee sinking fund	1,184.51
		General sinking fund	500.00
		Sewer construction	1,019.62
			\$ 3,782.45
		Warrants Redeemed.	
		Sewer warrants paid during year	\$ 7,000.00
			\$37,684.53
		Excess of receipts and cash balance over expenditures	\$ 2,617.39
		Warrants issued in 1903, but paid during 1904	197.83
		January 1, 1905, general fund cash balance	\$ 2,419.56

## RUSSIANS MEET WITH REVERSES

**Assault Repeatedly in the Northern Field and Are Uniformly Defeated.**

## JAPS CAPTURE THREE BLOCKADE RUNNERS.

**Were British Vessels — Russian Cabinet Change — Car Contributes Heavily to the War Fund—Congress of Natural Sciences Broken Up at Keiff—Second Division Baltic Fleet Leaves Suez—Japan and China Getting Ready to Enlarge Their Navies.**

Tokio, Jan. 13.—Japanese army headquarters reports that Wednesday afternoon 2000 Russian cavalry, with guns, attacked New Chwang. The Japanese forces retired, but, reinforced, attacked the Russians and are still pursuing them.

The Russians also attacked Niu Chiatun, but were repulsed. At 10 Wednesday morning a Japanese cavalry detachment encountered four companies of Russian cavalry west of Tangmanas, southwest of Liao Yang, and fiercely engaged them. At 2:30 in the afternoon the Russians were repulsed with heavy losses.

## Captured Supplies.

Tokio, Jan. 13.—Nogi reports the delivery of Port Arthur as completed. The principal items delivered were: Prominent forts, 19; guns, 540 large calibre, 5854 medium, 149 small; 243 cannon balls; 82,670 rounds of ammunition; rifles, 35,252; horses, 1920; battleships, 4 (except Sevastopol damaged and sunk); cruisers, 2; gunboats and destroyers, 14; 10 small steamers which will be usable after slight repairs.

## More Contraband Captured.

London, Jan. 13.—It is reported that two other British colliers besides the Rosely have been captured by Japanese warships. It is believed the vessels were carrying contraband.

## Will Enlarge Their Navies.

Liverpool, Jan. 13.—The Post bears that China is preparing after the close of the Russian-Japanese war to order the construction of a powerful fleet consisting of 20 battleships and first-class cruisers. A dispatch from Tokio asserts that Japan intends shortly to strengthen her fleet by at least six battleships and first-class cruisers.

## Second Division Leaves Suez.

Suez, Jan. 13.—The second division of the Russian Baltic fleet sailed

south today, probably gone to join the remainder of the fleet.

## Skirmish in the North.

Tokio, Jan. 13.—Russian cavalry raiders have slightly damaged the railway between Ansanien, Haicheing and Tashihelo.

A report from Korea states the Japanese garrison at Hamsheung recently defeated a detachment of the Ninth Cossacks near Hono.

## Blockader Captured.

Tokio, Jan. 13.—The cruiser Tokiwa, captured in the Sea of Japan January 11, the British steamer Foseley, bound for Vladivostok with coal.

## The Heavy Hand of Bigotry.

St. Petersburg, Jan. 13.—The police at Keiff broke up the congress of natural science teachers because it discussed political matters. Ten were injured, including several women.

## The Car Contributes.

London, Jan. 13.—A dispatch from St. Petersburg asserts the czar has contributed 100,000,000 roubles from his private purse toward the equipment of the third Russian squadron, and 40,000,000 roubles towards a fourth.

## Russian Cabinet Changes.

St. Petersburg, Jan. 2.—It is rumored the czar has accepted the resignation of Minister Sviatopolk Mirsky, and has appointed M. Witte to succeed him as minister of the interior.

## MAY REOPEN TACOMA DRAFT.

**Preparing for Pacific Coast Baseball Season.**

San Francisco, Jan. 13.—President Bert of the Pacific Coast League said today he would communicate with the different clubs of the league immediately and ascertain their views on the proposition for the major leagues to reopen the Tacoma draft. If they agree upon him being able to, he said he would call a special meeting of the league early next week to discuss the matter.

## DISTRICT NO. 67 CLAIMS THE LAND

## DONATED FOR SCHOOL PURPOSES YEARS AGO.

**Was Subsequently Decided by Mistake to an Innocent Purchaser Who Now Refuses to Relinquish Possession and Will Stand the District a Lawsuit—Three Quarters of an Acre is Involved—Suit Begun Today.**

Action to establish the ownership of three-fourths of an acre of land, now occupied by school district 67, was begun in the state circuit court today. The plaintiffs in the suit are M. S. Robinson and Christian Helberg, directors of school district 67, and the defendant is A. L. Demaris. The complaint states that the plant in dispute was donated to the school 15 years ago by Helberg. Later Helberg sold property adjoining the school premises to Demaris, and it is alleged that by a mistake of the scrivener who drew up the deed that the school land was included.

A school house was built on the property in dispute 15 years ago, and school has been maintained there every year since. It is alleged that after Demaris claimed possession of the property that he took down a fence and erected one of his own, enclosing the premises with the rest of his land. In October the plaintiffs, planning to be acting as agents for the school district removed Demaris' fence and built another. This led to a suit for damages being instituted in the justice court by Demaris against Robinson and Helberg. And now the defendants in the justice's court action have brought to determine before the equity court to determine who was the rightful owner of the school property when they removed the fence.

The property in dispute is on the south fork of the Walla Walla river, above Milton.

## GRAIN MARKETS.

**Quotations From All Points Handling Umatilla Products.**

San Francisco, Jan. 13.—Cash wheat, \$1.50.  
Portland—Wheat, export, Walla Walla, 81c; bluestem, 85c. Milling, Walla Walla, 85c; bluestem, 88c to 90c; valley, 87c. Eastern market basis, Walla Walla, 87c; bluestem, 90c.  
Liverpool—May wheat, 7s 3/4d.  
Chicago—May wheat opened at \$1.16 1/2 to \$1.17 1/2, and closed at \$1.16 1/2 to \$1.16 3/4; barley, 41c to 47c; flax, \$1.16. Northwestern, \$1.23. July wheat opened 99 1/2, closed 99 1/2. Corn opened 40 1/2, closed 40 1/2. Oats opened 20, closed 20 1/2.

S. L. Bennett, a French Canadian, aged 26, was killed near Everett, at Camp Susan, by a falling tree.

## SHIP SUBSIDY TO BE CROWDED

**Supreme Effort at Paternalism to Be Made by the Republican Party.**

## DISCRIMINATE FAVOR OF FOREIGN SHIPPING.

**Yeoman Appointed to Interstate Commerce Commission — Articles of Impeachment of Judge Swaine Read—Warner Will Succeed Adams as Pension Commissioner — Count Martial at Vancouver Ratified by Roosevelt—Steps Taken to Depress Chinamen.**

Washington, Jan. 13.—Notice was served on the democratic members of the house committee on merchant marine by the republican members today that the majority intends pushing the ship subsidy measure, and try to have it passed at this session.

The bill prohibiting carrying Panama materials in any foreign bottoms, will be withdrawn, as it will increase the cost of the canal and delay its completion.

## Yeomans Will Succeed Himself.

Washington, Jan. 13.—The president today sent to the senate the nomination of James D. Yeomans, of Iowa, to succeed himself on the interstate commerce commission.

## Read the Articles.

Washington, Jan. 13.—In the house today after reading the journal, Palmer, of Pennsylvania, called for the reading of the articles of impeachment of Judge Swaine, of Florida.

## Court-martial Approved.

Washington, Jan. 13.—The president has approved the court-martial sentence of dismissal from the army of Major Harry L. Rees, paymaster at Vancouver barracks, convicted of the charges of making false reports and embezzlement.

## Will Deport Chinamen.

Cleveland, Jan. 13.—United States Attorney Sullivan has issued instructions to the Chinese inspectors of the Northern Ohio district, to arrest all Chinese unlawfully living in the district with a view to deportation.

## Warner for Pension Commissioner.

Washington, Jan. 13.—It is reported today that Congressman Veeples Warner, of Illinois, will be appointed commissioner of pensions.

## FRUIT FAIR REVIVED.

**Walla Walla Decides to Hold a Fair and Resoil Track.**

Walla Walla, Jan. 13.—Walla Walla's fruit fair, only on a much larger and grander scale than ever before, is to be revived and held in connection with the annual fair and race meet of the Walla Walla County Fair Association. This was the decision reached at the annual meeting of the directors of the association held in the council chambers last night.

In addition to deciding on holding a fruit fair the directors last night appointed a committee of three to investigate the cost of resoilng the track.

The committee is composed of Mend McDonald, Eugene Tausick and John McFeely, and the work is estimated will cost in the neighborhood of \$5,000. Secretary R. B. Caswell was delegated to attend the annual meeting of the Pacific Northwest Racing Association, which will convene at Portland Saturday.

## BESS WAS HANGED FOR MURDER

**Confessed That He Had Planned to Kill Himself.**

Lexington, Ky., Jan. 13.—James W. Bess, twice convicted of the murder of Mrs. Martha Martin, was hanged in the jail yard at 3 this morning. Bess confessed that he had concealed a knife-blade in his mouth with the intention to commit suicide, but upon listening to a gospel song decided to die like a man.

## Truce is Declared.

Governor Douglas at noon today ended the Fall River 25-day strike of 25,000 cotton operatives against a 12 1/2 per cent reduction, by securing an agreement of both sides. The men to return to work at the old wages, while the board arbitrates and makes a complete investigation of the conditions. The strike has caused a total wage loss of nearly \$4,000,000.