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WEATHER FORECAST

Probably fair tonight and Saturday.

TWO SUITS WERE BROUGHT TODAY

Insurgents and Regulars of the Pendleton Tribune Will Resort to the Courts.

ARGUMENTS ARE BEING HEARD THIS AFTERNOON.

Dodd Petitions for a Receiver and Alleges Conspiracy, and Claims Ownership of 440 Shares of Tribune Stock as Against 150 Owned by the Insurgents—Also That a Plot Exists to Turn the Paper Over to the Democratic Party; Also That By-Laws and Other Records Have Been Taken—Insurgents Make Counter Allegations.

This morning the fight for the control of the Pendleton Tribune was taken into circuit court, and the bitter dispute between E. P. Dodd and his former associates will evidently be decided by legal proceedings. Two suits were brought simultaneously this forenoon—one by the Dodd forces asking for the appointment of a receiver, and one by the insurgent-directors asking that the former manager be required to do numerous things desired by them. After the papers in the case had been filed this morning the matter was postponed until 3:30 this afternoon.

In the suit filed by the Dodd forces, and in which the dummy directors and the Pendleton Savings bank are named as plaintiffs and the employee-directors as defendants, it is cited that 440 shares of stock in the Tribune Company are held by the plaintiffs, and that the defendants hold 160 shares. However, of these it is alleged but 71 shares have been paid for. Also, numerous other facts regarding the formation of the company and the affairs of the past year are given.

It is charged by the complaint that for several months prior to February 5, 1906, the defendants conspired to secure control of the paper with the intention of changing the policy of the same, both politically and in a business way. In carrying out this design it is said that on a certain day of this month the defendants pretended to remove E. P. Dodd from the management of the paper and to place the same in the hands of C. W. Myers, a person alleged to be without the ability to run or conduct the paper.

Heinous Plot Asserted.

It is also stated that for many years the Tribune has been a republican paper, and that its support has come principally from those of that party because of the paper's advocacy of republican doctrines. But that, notwithstanding the paper's past positions, it is charged those now in control have threatened and are attempting to conduct the paper in the interests of "that party known as the democratic party." Also, it is alleged this will be done unless those now in power are restrained from so doing.

It is also alleged by the complaint that Mr. Dodd has been forcibly ejected from the office of the company, and that members of his board of directors have been denied entrance to the same.

By-Laws Are Missing.

It is further alleged that on February 8, 1906, the books of the company were taken by the defendants, and that among them was the book containing the by-laws of the company. It is claimed that in the by-laws of the company it is provided that the president of the company may call a meeting of the shareholders at any time he desires. Accordingly it is held the recent selection of a new board was legal.

On account of the acts of the defendants, it is said the creditors of the paper are becoming frightened and threaten to commence attachment proceedings to protect their interests. Besides H. W. Stewart, who holds a mortgage for \$4000, the other creditors are the Mergenthaler Linotype company, the Hoe Press company, and the Pendleton Savings bank.

Receiver Asked. Because of the facts alleged the plaintiffs pray that the court will appoint a suitable person as receiver for

Would Prohibit Gambling.

Washington, Feb. 16.—The senate committee on territories orders a favorable report on the bill prohibiting gambling of any kind in Alaska, Arizona, Indian Territory and Oklahoma. Also on a bill authorizing a railroad company to build a line from Cordova bay to Eagle and Yukon, but with the subsidy feature stricken out.

the company to serve until such time as an advantageous disposition of the assets of the company may be made. Also, an order is asked requiring the defendants to turn over the property of the company and to refrain from interfering with the operation of the paper.

Insurgents' Complaint. In the complaint filed by Attorney A. D. Stillman in behalf of the employe-directors, the resolutions recently adopted by the employe-directors are given, and it is alleged that the defendant E. P. Dodd, refused to comply with the same by giving a correct statement of the affairs of the company.

Since the formation of the Tribune company it is said much business has been transacted and many notes and accounts accumulated. However, this is said to have been done solely and exclusively by the defendant without any sufficient record being kept, so that the plaintiffs are now unable to discover the present status of the business. It is charged that statements were made by the defendant Dodd that the liabilities of the company amounted to between \$1700 and \$2000, whereas the ledger of the company shows the same to be between \$3845 and \$4927.

From all of the facts within their possession the plaintiffs declare that a large sum of money, more than \$3,000, is due them from the defendant, Dodd, and that he also holds notes and contracts belonging to the company.

Fraud is Charged. For the purpose of misleading, cheating and defrauding the plaintiffs it is alleged that when the Tribune company was formed in 1905, the defendant declared that the plant was free from all mortgages or liabilities except a certain mortgage held by the Mergenthaler Linotype company for a machine purchased of them. Whereas it is alleged that at one time there existed a mortgage upon the plant for \$4000, the same being held by H. W. Stewart. Though it is said the defendants have been informed that this mortgage had been paid, the same is yet uncancelled upon the records and consequently is an incumbrance upon the plant.

It is also claimed by the employe-directors that the capital stock of the company is transferable only on the books of the company, and that such is stated upon the face of the shares.

It is alleged that the defendant, E. P. Dodd, is insolvent and has no property other than his stock in the company.

Wherefore the court is asked to require the defendant to turn over all of the accounts of the company and that he be required to answer under oath all material questions regarding the business of the paper. Also, that he be enjoined from transferring any of the stock which he now holds.

TWO HUNG FROM ONE GALLOWS

BOTH HUNG, THOUGH ONE GAINS SHORT RESPIRE.

Body of First Was Removed From the Gallows to Make Room for the Second, When Notice Was Given That Friends of the Latter Had Secured an Attorney for Him Who Would Attempt to Prove That His Client is Insane—The Two Had Murdered Six Persons.

Chicago, Feb. 16.—Robert Newcombe, a triple murderer, was hanged in the county jail at 10:44 this morning. He murdered his common law wife, Florence Poor, a negro, Walter Blue, a negro and killed Sergeant John Shine while resisting arrest.

Immediately after Newcombe was pronounced dead the body was removed from the gallows and prepared for the execution of John Mueller for the murder of his wife and two children. Mueller had set up the plea that he was a somnambulist and killed his family in his sleep.

Just as the preparations for Mueller's hanging were beginning, former Judge Barnes appeared and asked Deputy Sheriff Peters, who was in charge of the details, to delay the execution. He said he had just been employed in the case, and would attempt to prove his client insane. A stay to 11:30 was granted to permit the lawyer to appeal to the courts.

Sanity Looked Into. Noon Peters announced from the gallows that "Mueller's attorneys applied for a stay of execution until a jury can inquire into his sanity. Two judges refused to grant the stay, the third suggested to ask the sheriff to allow an examination by mental experts. Mueller is now being examined by Dr. Hugh T. Patrick, professor of nervous diseases in Northwestern university medical school. It will take some time; can't say how long the delay will continue."

Pronounced Sane and Hung. Mueller was pronounced sane and hanged at 12:44. He said when Patrick pronounced the verdict, "Very well; if that's the doctor's opinion, I'm ready. I killed my wife and children and am ready to hang for it."

MILITARY STRENGTH WILL BE INCREASED IN THE ORIENT

Suggested by Secretary Root, Seconded by President Roosevelt, and Carried Out by Secretary Taft.

American Ministry to Costa Rica Announces the Early Completion of the Costa Rican Inter-Oceanic Railroad—It Will Be of Great Commercial Value Besides Affording a Tourist Route of Surpassing Interest and Which Has Great Advantages Over the Panama Route—Statehood Bill Discussed in the Senate, Which Adjoins Till Monday—Alaskan Railroad Subsidy Proposition Discussed in the House.

Washington, Feb. 16.—Military measures for the protection of American lives and property in China will be inaugurated by Taft with the full consent of the president, Root having originated the suggestion that the Chinese situation has justified an increase of our forces in the orient. The war department has complete sources of information. It is rumored that General Weston will command the Chinese expedition if one is made, though General Wood may be in command.

New Inter-Oceanic Railroad. Washington, Feb. 16.—William L. Merry, American minister to San Jose, Costa Rica, reports the Costa Rican government has announced its intention of completing this year an inter-oceanic railroad from Limon to Punta Bonas. Only 25 miles now remain to be constructed.

He says that on account of heavy grades the road will not be commercially so valuable as the Tehuantepec road, but Costa Rica will be enabled to market her coffee to better advantage and make for tourists one of the most delightful trips across the isthmus, travelers preferring the Costa Rica route to the shorter Panama route, because it is more healthy.

Senate Discussed Statehood Bill. Washington, Feb. 16.—The senate took up the calendar and the bill prohibiting the unauthorized wearing of the sign of the G. A. R. and other soldier organizations was passed. Promptly at 2 o'clock the joint statehood bill was taken up as the unfinished business.

Mr. Dick, of the committee on territories, was recognized as the first speaker and he read a carefully prepared speech in support of the measure, especially favoring the consolidation of Arizona and New Mexico as one state, and of Oklahoma and Indian territory as another. He said that everybody recognized that Okla-

would have done so had not peace been declared. Since that time there has been no move to extend the line, but it is plainly seen that considerable activity is being displayed by the road and a further extension of this line is expected at once.

It is pointed out that the Northwestern is several hundred miles farther west than the Milwaukee and can build to the coast about twice as quick. It simply remains for the Northwestern to see what the Milwaukee is going to do and then begin work. It can then beat the latter road to the coast.

Home for Japanese Women. Seattle, Feb. 16.—A home for Japanese women has been established in Seattle by an association organized for that purpose. Miss Nellie E. Fife, who has done missionary work in Japan, is in charge. The object is to care for helpless oriental women, and to aid strangers and newcomers of that race. This is the first home of the kind in the United States. Nearly all old and feeble Japanese are returned to Japan.

Seattle Registration is 21,539. Seattle, Feb. 16.—The total registration of qualified electors for the coming municipal election is 21,539. The books closed at midnight last night and the rush continued almost up until the last minute. The total registration for the spring election in 1904 aggregated 19,049.

Sustain Claim of Immunity Plea. Chicago, Feb. 16.—Charles W. Armour, president of Armour & Co., testified today to sustain the packers' plea of immunity. Also Arthur Meeker and T. J. Connor were witnesses.

Will Be Buried on an Island. Copenhagen, Feb. 16.—King Christian's body was taken today to Roskilde island, Seeland, the ancient capital of Denmark, where it will be interred Sunday beside most of the past monarchs of the country.

Japanese Steamer Wrecked. Yokohama, Feb. 16.—The steamer Kuiu Maru was wrecked off Okushiri and is a complete loss.

POISON MYSTERY DEEPENS.

Not All Partook of the Same Food Were Made Sick.

Stockton, Cal., Feb. 16.—The poison mystery of the Barnett family becomes deeper. Coroner Southworth is making a chemical analysis of the stomach of James Barnett today, but says there will be no results to announce before this evening. He declares positively that Barnett's death and probably the deaths of two children were caused by some irritant poison.

A strange feature of the case is that the entire family, including Mrs. Barnett's sister and brother, partook of exactly the same food, and that the three who died and the nurse, Mrs. Hartley, were the only ones made ill.

TAGGART GIVEN CUSTODY.

Court Will Listen to Mrs. Taggart as Soon as She Returns.

Wooner, O., Feb. 16.—Captain Taggart appeared in court today and said he didn't know where his wife is. He said he is able to care for his boys as soon as he can learn where they are. The court said it would extend clemency to Mrs. Taggart and hear the major's side of the case today and hers later on, or as soon as she returns to the United States.

At the close of Taggart's testimony the court awarded him the full custody of the boys, allowing his wife the right to visit the younger. Their judicial custody remains in the court, which can at any time take the boys from their father.

BRINGING THE CREW HOME.

Belonged on the Ariadne, Which Was a Total Wreck.

San Francisco, Feb. 16.—The Pacific Mail liner City of Panama, arriving from the lower coast this morning, brought eight members of the crew of the bark Ariadne, Captain Kraeger, which went ashore and was totally wrecked off Mazatlan the night of January 31. The vessel was bound for Port Townsend. Eight other members of the crew will arrive in a few days on the steamer Mora.

STORMS MAY GO WEST.

A Way Out of His Indiana Difficulties Presents Itself.

Indianapolis, Feb. 16.—Daniel Storms has been offered an executive position by the Empire Investment company, owners of mines in Nevada, at \$12,000 per year. Storms is now secretary of state of Indiana and is a controversy with Governor Hanley. He may resign and go west.

SMUGGLER TO ASSINIBOIA

ALSO WANTED IN CANADA FOR OTHER MISDEMEANORS.

Accused Was Arrested at Salt Lake by a Detective of the King Detective Agency—He is Charged With Selling in Minnesota Property Mortgaged in the Dominion, and With Horse Stealing—May Belong to an Organized Gang of Trading Smugglers.

David Herron, a detective of the King detective agency of Minneapolis, passed through the city this morning from Salt Lake to Spokane, having in custody Mark Rathdrum, who is wanted by the Canadian Dominion secret service in Assinibolia for smuggling, horse stealing and selling mortgaged property.

Rathdrum, with several partners, have conducted a regular smuggling business between Minnesota and the Canadian provinces and the dominion secret service has been searching for them for months.

He was finally located by Herron in Salt Lake city and last week Herron left Minneapolis for the Mormon capital to arrest the fugitive. Rathdrum was operating a dray and transfer business there and was apparently resting at east, when Herron found him.

Rathdrum, it is said, mortgaged 10 head of heavy work horses in Canada, and then with the mortgaged property and a half dozen wagon loads of farming implements and merchandise crossed the Canadian border into Minnesota and sold the entire outfit, and left immediately for the Pacific coast.

It is said that gangs of thieves operate almost uninterruptedly in the smuggling business between Canada and the northern states. They buy cheap merchandise in the United States and haul it in wagons by secret roads into the new settlements of the Canadian frontier and peddle it among the people, taking in return any merchantable stuff that can be secured cheap and then returning, smuggle this stuff into the United States where they have regular customers in the small cities.

MASS MEETING OF DEMOCRATS

Assemblage of Voters Called to Meet at Frazer Theatre Tomorrow at 10 O'clock.

HEARTY SENTIMENT IN FAVOR OF THE MEETING.

Many Flattering Letters Received From Different Parts of the Country by Chairman A. D. Stillman—Principal Tasks to Be Performed Are Discussion of Prospective Candidates and Formation of County Platform—Forecast of Platform.

Chairman A. D. Stillman, of the democratic central committee of Umatilla county, is well pleased with the prospects for a large attendance at the mass meeting of democratic voters which is to be held in this city tomorrow.

He has received many flattering and complimentary letters from every part of the county indorsing the call for the meeting and expressing heartily the sentiment that the voters should meet together and discuss public issues and candidates, as always in the past and follow out the full meaning of the primary nominating law as well.

The meeting will be called at the Frazer theatre tomorrow morning at 10 o'clock and important business will be transacted, among which will be the formation of a county platform for candidates to make the campaign upon and the discussion of the various candidates which are to come before the people at the primary nominating election.

The formation of the county platform is one of the chief tasks to be performed by the meeting aside from electing a new county central committee.

While a forecast of the platform may be idle and far from the perfected document yet from general sentiment among the members of the democratic party in the county, it seems probable that strong resolutions favoring irrigation of the arid lands by the national government, the passage of a practical, modern irrigation law by the state of Oregon, the indorsement of President Roosevelt in his forest reserve policy (which is borrowed from Grover Cleveland,) and perhaps a plank demanding the creation of the office of state examiner of accounts, in order to safeguard public funds, will be among the features of the platform.

It is believed that every voting precinct in the county will be represented, since the interest in county affairs is even more keen this year than usual, and voters are studying public questions more and more, in hopes of securing the best public service possible.

CHICAGO WHEAT MARKET.

Quotations From the Greatest Wheat Center in the World.

Chicago, Feb. 16.—Wheat closed at 83 5/8, corn at 42 7/8 and oats at 29 5/8.

McCall Condition Desperate.

Lakewood, N. J., Feb. 16.—John A. McCall's condition is desperate. His physicians refuse to say there is no hope, but admit him to be critically ill.

King Menelik Is Very Ill.

London, Feb. 16.—Dispatches say King Menelik, of Abyssinia, is critically ill and is considering the appointment of a successor.

Count Made Defendant.

Paris, Feb. 16.—A writ was served upon Count Boni de Castellane today making his defendant in the separation proceedings of his wife.

Railroad Men Here.

W. H. Ude, traveling passenger agent for the Northern Pacific, with headquarters at Spokane, and W. S. Brewster, traveling passenger agent for the Maple Leaf route, with headquarters in Seattle, were in the city today in the interest of their roads. They left over the W. & C. R. this evening for Washington points.

Pat Crowe Acquitted.

Omaha, Feb. 16.—The jury in the case of Pat Crowe, accused of robbery and kidnapping, after being out 30 hours, brought in a verdict of not guilty. Until an hour earlier the jury stood seven to five in favor of acquittal. The failure of the jury to convict was wholly due to Eddie Cudaby's failure to identify Crowe as the man who kidnapped.