

WEATHER REPORT.

Fair tonight and Sunday; warmer tonight



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FATAL BATTLE IN MOUNTAINS

Body is Found at Summit of Blue Mountains Showing Signs of Fatal Quarrel.

THOUGHT TO HAVE BEEN MOVING PICTURE TAKERS

Boy Finds Body of Murdered Man at Summit of Blue Mountains—First Discovers Several Days—Body of Murdered Man Found Near—Thought to Have Been One of a Party of Moving Picture Men Traveling Through Mountains—Details Are Meager—Authorities Investigating.

That two men battled to the death on the summit of the Blue mountains between Pilot Rock and Starkey prairie is evidenced by the finding of the body of one of the men yesterday. His name is not known, but he is believed to be one of two men who were traveling through the country for the purpose of taking moving picture machine photographs and was probably killed Tuesday afternoon or Wednesday morning.

The two men left Pendleton Monday morning. They had a double rig and a single horse and buggy. When they reached the Judge Gilliland place on Stewart creek, at the foot of the mountain, they employed Lewis Gilliland to help them to the top of the mountain. When they reached the top Gilliland left them and they started on. They evidently continued their journey until they reached the timber, the road running along the summit of the mountain for a considerable distance. In the edge of the timber is located a spring and the "Old Knotts Corral." Here is where they are supposed to have camped and where the tragedy is supposed to have been enacted, though the details received in Pendleton are very meagre.

Yesterday the team and double hack were found by Roy Jennings. As the horses showed evidence of having been tied up for several days he made an investigation and soon located the dead body of one of the men. By its side was a pick and shovel. The other man, together with the single rig, was missing.

Without making a further investigation he hurried to the nearest telephone, which was at the Schafer ranch on Stewart creek, and notified Coroner Folsom, he did not even look to ascertain how the man was killed. Deputy Sheriff Joe Blakeley and Coroner Folsom left for the scene about 8:20 last evening and it is expected that they will return to Pendleton with the body some time this evening. Until they do or can reach a telephone, no further details will be obtainable.

Men Were Quarreling. That the dead man was killed by his companion as the result of a quarrel is believed by local officers. According to Lewis Gilliland the two men were quarreling all the way up the mountain and he is of the opinion that the man who acted as "boss" in the slayer, as he was the aggressor in the quarreling.

Thinking that the fellow headed for La Grande, after killing his companion, the local officers notified the Union county sheriff by phone last evening. As the crime was committed earlier in the week, he would have plenty of time to reach the railroad and get out of the country.

Sheriff Taylor and Deputy Sheriff Bert Wilson will return this evening from Salem and Portland and will at once take up the trail of the murderer.

Crime in Union County. In a telephone conversation this afternoon between Judge Gilliland and his son, it was learned that the crime was committed in Union county. Young Gilliland says the body of the murdered man was found about two miles this side of Starkey prairie, which means that it was near the foot of the mountains and on the other side from the Umatilla county line.

Roosevelt Fails to Capture Big Lion. Nairobi, May 1.—Reports received here today from Roosevelt's camp, Mau Hills, indicate that Roosevelt intends to remain there until he bags a lion. He spent yesterday tracking a big black maned lion which eluded him. Kermit spent the day shooting gazelles.

Woman Shot Herself. San Bernardino, May 1.—Mrs. C. P. Fordling, aged 26, wife of a Santa Fe conductor, shot herself in the heart this morning at their home at the Roanoke hotel, dying instantly. This action followed a quarrel with her husband.

FINES AND PRISON TERMS FOR FENCERS

Portland, May 1.—"Finis" is being inscribed in the annals of the Butte Creek Livestock, Land & Lumber company, in the federal court. The net of government prosecution is closing around the members of the organization, convicted of conspiring for the fraudulent occupation of 20,000 acres of the public domain in Wheeler county.

Hamilton H. Hendricks, secretary and treasurer of the company, convicted of subornation of perjury, was sentenced to 13 months' imprisonment on McNeil's Island, also to pay a fine of \$500. On a conspiracy charge to which Hendricks had pleaded guilty a \$100 fine was imposed. Winlock W. Steiwer, president of the company, convicted of conspiracy, was fined \$2500 by Judge Hunt.

Evidence Against Hall. Evidence produced a the former trial of Mr. Hall tended to establish that as United States district attorney, he had protected members of the Butte Creek Livestock, Land & Lumber company in their conspiracy to fence 20,000 acres of land in Wheeler county, having been assured that President Steiwer of the company, who at that time in 1901, was state senator, could be induced to vote for George W. McBride as United States senator, rather than for Senator Senator Joseph Simon, of whom Steiwer had been up to that time an ardent supporter.

In imposing sentence upon Hendricks Judge Hunt stated that he had much respect for Hendricks' evident intelligence, and that even if Hendricks could still serve a prison sentence he could still come out and begin all over again with bright prospects. Hendricks asked for a day's delay in the execution of sentence that he might confer with his attorneys with a view to appealing the case, and this delay was granted.

Judge Hunt stated in connection with his sentence of Winlock W. Steiwer that he considered the crime of conspiring to fence the public domain equal to an aggravated case of fencing itself, and that he was inclined to impose sentence in accordance with this view.

BIG MORTGAGE BOND IS FILED

IN INTEREST OF WESTERN LAND & IRRIGATION CO.

Record Mortgaged Bonds Are Filed in Interest of the Big Irrigation Project in the West End—Will Enable Promoters to Float Bonds for Their Scheme—President of the Promoting Company Has Had Much Experience in the East.

A mortgage bond in the sum of \$175,000 was placed on record at the court house yesterday. Or rather it is being placed on record, the document being so large that it will require the greater part of three days to put it into the big book. The mortgage is on the project of the Western Land & Irrigation company and is to enable the promoters to float bonds in the east to secure funds to develop and pay for the project in the west end.

J. W. Messner, president of the company, and the man to whom will fall the lot of raising the money necessary to carry the project to a successful conclusion was formerly from Michigan and he appends no difficulty in securing all the money necessary. During the past few years he has been located at Baker City and has been actively engaged in the development of the Powder river valley.

The condition of the company's ditch which is the old Hinkle ditch improved and enlarged, is very satisfactory, as is also everything in connection with the project. Mr. Messner will therefore be able to make a good showing when he goes out to sell the bonds, especially since the project is generally regarded as one of the most promising in the northwest.

KENTUCKY IN MASSMEETING AGAINST LAWLESSNESS

Jackson, Ky., May 1.—A great mass of delegates from the forty-two counties in Eastern Kentucky has gathered here to hold a huge massmeeting to take action to stop lawlessness in the eastern Kentucky mountains.

San Bernardino, May 1.—Mrs. C. P. Fordling, aged 26, wife of a Santa Fe conductor, shot herself in the heart this morning at their home at the Roanoke hotel, dying instantly. This action followed a quarrel with her husband.

RACE SALEM TO PORTLAND

Indians of Chemawa and Boys of the Portland Y. M. C. A. In 50-Mile Relay Race.

GOVERNOR BENSON STARTS THEM AT STATE CAPITOL

Runners Carry a Unique Message. From the Governor to Mayor Lane of Portland—First Two Runners Race for Five Miles—Reports From the Stations on the Way Show that the Indians are in the Lead—Scenes Probable that They Will Win—Indians are Eight Minutes in the Lead at Oregon City.

Salem, May 1.—A relay race of 52 miles from Salem to Portland between the Chemawa Indian training school and the Y. M. C. A. at Portland, started at 9:02 this morning when Governor Benson said "Go!" to Amos Smooker representing Chemawa and D. Cooper for the Y. M. C. A. They will run the first five miles. When they left the capitol building Smooker was four feet in the lead. The runners are carrying the following message from Benson to Mayor Lane, Portland: "The state of Oregon sends greetings to Portland, the beautiful sure winner in the race of cities of the northwest." The winner gets a beautiful loving cup.

Smoker is a clean built, powerful looking Indian. He finished in Portland last year. The Governor made a short talk to the runners and gave them hearty wishes.

Chemawa, Ore.—Smooker gained seven minutes and thirty seconds on Cooper in the first relay.

Brooks, Ore.—John Brown, Indian, arrived here at the third station eight and one half minutes ahead of Coetzee, the Y. M. C. A. man.

Woodburn.—Louis Dan, Indian, arrived at the fourth station near here nine minutes ahead of Perkins, white.

Oregon City.—At the finish of the six relays here the Indians were 8 minutes in the lead. It seems certain that the Indians will win, as they are leading all the way. They will probably finish in Portland at 2 o'clock.

SEATTLE CASHIER CONVICTED OF LARGE EMBEZZLEMENT

Seattle, May 1.—After deliberating nine hours the jury in the case of R. F. Parkhurst, former assistant cashier of the First National bank, charged with misappropriating fifty thousand dollars of the bank's funds, early today returned a verdict of guilty, with a penalty of imprisonment of not over ten or less than five years. The verdict finds the defendant guilty of fifteen of the sixteen counts remaining of the original indictment, and includes false entries on the books, and misappropriation of funds. The embezzlement sentence is deferred ten days pending a motion for a new trial. Parkhurst has been in jail ever since last July, unable to secure new bonds.

SUMPTER SMELTING CO. SUED FOR LARGE AMOUNT

Baker City, May 1.—J. T. Donnelly, cashier of the First National bank, as trustee, has sued the Sumpter Smelter for \$42,705.40, and \$1,500 attorney's fees. The smelter is controlled by the Oregon Smelting and Refining Co., Sumpter Valley Railroad, Columbia Gold Mining company and Adams Gardiner Lumber company, which are defendants.

NEARLY TWO HUNDRED DEAD FROM STORMS

Memphis, May 1.—One hundred and eighty-two persons are known to be dead and seven hundred injured and at least forty towns of the Mississippi valley ruined as a result of the storms on Thursday night. Property loss will amount to millions of dollars. When the wires are restored it is certain that the list of dead will be greatly increased.

WALLOWA COUNTY WOOL ALL SOLD FOR 18 AND 20 CENTS

Enterprise, May 1.—Ed Rumble, of La Grande, has been in this county for the last seven days and has bought for a San Francisco firm practically the whole of the Wallowa county wool clip, approximately 180,000 fleeces, at prices ranging from 18 to 20 cents per pound. About 20,000 fleeces brought 15 cents; 50,000 sold for 19 to 19 1/2 and the remainder the owners will realize 20 cents for. About \$250,000 will be distributed in Wallowa county by these deals, and the sale of spring lambs in the fall will bring the total receipts of Wallowa county sheep men up to a good half million dollars. The wool sales day will be done away with this year at east.

WOULD BUILD A RAILROAD

Speakers at the Oregon-Idaho Development Congress Plan for Oregon Railroad.

SAY THEY HAVE LOW PASS THROUGH CASCADES

Hurlburt, Who is Re-elected Civil Engineer, Tells About Low Pass Discovered Through Cascades—Says Grade Would not be Greater Than One Per Cent—Thought to be Unknown to Harriman—Woods Says that if Railroads Wont Build People Should—Town of Weiser is Taxed by the Large Attendance.

Weiser, Ida., May 1.—At the morning session of the Idaho-Oregon Development congress, H. A. Hurlburt was re-elected civil engineer and created enthusiasm by his address. He said there was a pass through the Cascades, permitting railroad construction on one per cent grade from the plateau of central Oregon to Coos Bay. The pass is believed to be unknown to Harriman. Delegates from all parts of Oregon continue to arrive, taxing the capacity of Weiser. A thousand attended the meeting last night.

Col. Wood Speaks. Col. C. E. Wood of Portland, spoke on "The railroad situation in southern Oregon." He explained the position of his company on the Malheur irrigation project which was of great interest to eastern Oregon. His company signed the petition asking the government reclamation service to take up the project and are bound to stay with the agreement if the government will go on. Personally he believed it more satisfactory to do business with a private enterprise proposing to irrigate the land under the Carey act, as it affords better protection to land owners and water users for the reason that it is protected by bond when doing business with private corporations.

He said if a combination existed among railroads not to build roads it was up to the people to do it. Low Pass Overcomes Obstacle. Hurlburt said the pass was so sensibly timbered that footway would have to be cut through. Hurlburt's information would overcome a great obstacle. State Senator Carl Davis, of Idaho, explained the features of the new Idaho district law, how to take advantage of the provisions and announced that the law would be effective May 6, when the people could proceed with preliminary steps of organizing a district. Davis' talk was interesting to delegates from northern Washington along the line of the proposed road connecting the terminus of the H. & I. N. with the Hill road at Grandeville.

STRIKE ON GREAT LAKES CAUSES GENERAL TIE UP

Chicago, Ill., May 1.—Vessels of the lake carrier association are tied up today by a strike of the seamen's union, affecting between 8000 and 15,000 men. The strike became effective at midnight. One thousand marine firemen, engineers, cooks and stewards quit here. Efforts were made to man the boats with non-union employees under police guard, but was unsuccessful. The police are patrolling the decks. The failure of the association to recognize the union caused the trouble.

A-Y-P Open On Time.

Seattle, May 1.—Today is just a month before the opening of the exposition. Work on the grounds and buildings is so far completed as to assure that everything will be in readiness by May 15th.

Mack's Magazine.

Buffalo, May 1.—Mr. Mack's new monthly magazine, "The National Democrat," started today.

DISTRICT ATTORNEY TOO MUCH FOR JUDGE

Spokane, May 1.—Prosecutor Pugh won a complete victory today in the contempt proceedings brought by the attorneys defending Gordon in the Root-Gordon grand jury investigation. Yesterday Judge Huneke sentenced Pugh to jail for refusing to surrender notes on evidence taken before the grand jury. When the proceeding was resumed this morning Pugh was ready to go to jail. Huneke announced he had become convinced the public good demanded his yielding to the stand taken by Pugh, whom he declared purged of contempt. The notes remain in the joint custody of Pugh and Huneke.

FISHING SEASON OPENS ON COLUMBIA RIVER

Astoria, Ore., May 1.—The fishing season opened at noon today. Approximately eight hundred boats threw out nets and at six o'clock all fishing will stop until dusk Sunday, as the Sunday law will be strictly enforced.

TARIFF WILL BE READY FOR COUNTRY JUNE 1

Washington, D. C., May 1.—Taft announced today that he thought the tariff bill will be signed and delivered to the country by June 1. Senator Aldrich said the completed bill will be submitted to the president for his signature before June 1.

JUDGE BEAN WILL SOON BE FEDERAL JUDGE

Salem, Ore., May 1.—Judge Bean's resignation as supreme judge was filed today with Secretary of State Benson. Judge Bean will be sworn in as federal judge about Wednesday. He will hold court at Helena, Butte and Great Falls, Mont.

Wrecked on Lake Superior.

Detroit, Mich., May 1.—The barge George Nester founded with eight men aboard during a storm on Lake Superior yesterday, according to advices received here today.

PUBLIC LIBRARY IS NOW READY

LOCAL BOOK-LOVERS MAY NOW USE SAME

Library Has Comfortably Furnished Quarters in City Hall and General Public Is Invited to Make Use of Institution—Some Rules Governing Library.

The Pendleton public library is now in readiness for use and has been open to the public today for the first time since it was moved from the old quarters in the Commercial association rooms. In its new home in the second story of the city hall, the library is very comfortably ensconced. The reading room and library have both been refurbished throughout; the books have been classified and everything is now in shape for use. The library will be cared for by Miss Mayme Patterson, under the direction of the library commission, and the public at large is cordially invited to make use of the institution.

Some Library Rules.

On week days the library and reading rooms will be open to the public during the following hours:

Forenoons—From 10 o'clock to 12:30. Afternoons—2 o'clock to 5:30. Evenings—7 o'clock until 9.

On Sundays the reading room will be open between the hours of 3 and 5 p. m., but books will not be issued upon that day.

Christmas, Thanksgiving and the Fourth of July will be observed as full holidays and upon those days the library will be closed all day long.

Adults may secure books from the library by filling out the necessary blank. However, transient residents an non-taxpaying residents must present an endorsement from some taxpayer or else deposit a nominal sum as security. Children under 16 years of age must have the authority of parents or guardians before obtaining books.

A Social Occasion.

Some evening next week the ladies of the library commission, together with the city council, will hold a public reception in the library rooms for the purpose of formally opening it to the public. The affair will probably be held Thursday evening.

Steamer Sinks at Whitefish.

Sault Ste Marie, May 1.—Captain Pringle arrived here today and confirmed the report that the steamer Aurania sank Thursday during the storm at Whitefish bay, the crew being saved.

STEAL BAKER CITY GOLD

Robber Hits Bartender on the Head and Takes \$500 Bag of Gold.

HAD LONG SACK OUT OF SAFE MAKING CHANGE

Stranger Wants Change for a Twenty at Midnight—Barkeeper at Crabill Hotel Takes Bag of Gold from the Safe—About That Time He Gets a Crack on the Head—Robber Makes Away With the Long Sack Containing \$500 in Gold—Thought to Have Been Hit with a Beer Bottle—No Arrests Made Yet.

NERVY ROBBER GETS MONEY IN TACOMA SALOON

Tacoma, May 1.—Police are unable to find any trace of the nervy robber who at 9 o'clock last night entered the west end saloon and compelled the proprietor and eight patrons to hold up their hands and robbed the drawer of eighty dollars. The thug then compelled the proprietor to draw him a glass of beer. While drinking he joked the victims who were still holding up their hands. He complimented the proprietor on the quality of his beer and walked out.

CALIFORNIA FISHERMEN BEGIN WHIPPING STREAMS

San Francisco, May 1.—Hundreds of fishermen are whipping the trout streams in California today, the formal opening of the season being the occasion for excursions to all parts of the state. One of the most elaborate trains out of this city was a string of Pullmans chartered to take a number of the San Francisco fly casting club to their club house on the Truckee river.

THOUGHT SULTAN WAS PLANNING BIG MASSACRE

Constantinople, May 1.—Correspondents found facts today which prove conclusively that the deposed Sultan planned a general massacre on April 25, and that the capture of the city on April 14 prevented it.

TACOMA'S MAYOR ARRESTED FOR NOT ENFORCING LAW

Tacoma, Wash., May 1.—Mayor John Lick was arrested this afternoon on an indictment by the grand jury charging him with failure to enforce the law relative to prohibiting houses of ill fame. The arrest created a sensation.

Insurance Companies Admitted.

Salem, Ore., May 1.—Two insurance companies admitted to do business in Oregon today by Insurance Commissioners Koser, are the Washington fire insurance of Seattle and the Federal Insurance company of New Jersey, writing marine insurance.

FUNERAL SERVICES FOR MRS. MOSGROVE TOMORROW

Funeral services for the late Mrs. Matt Mosgrove, who dropped dead at Milton Thursday, will be held at the family residence in that city tomorrow morning at 10 o'clock. The car carrying the body will leave for Walla Walla at 11 o'clock and the funeral procession will form at the corner of Main and Sixth street in Walla Walla, immediately after the arrival of the car, and proceed to the cemetery, where interment will be had.

JAPANESE TRAINING SHIP IN FRISCO.

San Francisco, May 1.—The training squadron comprising the cruisers Aso and Soya, passed through the Golden Gate at 15 this morning accompanied by an imposing escort of American ships which joined them outside the gate, after their arrival from San Pedro.