

WEATHER REPORT.

Fair and cooler to-night; Wednesday fair.



Modern printing of all kinds promptly done at the East Oregonian office.

SAY ATTORNEY ALTERED DEED

Formal Charges Made Before Supreme Court Against Attorney Norton of Baker.

ACCUSED MAKES PARTIAL ADMISSION IN OPEN COURT

Attorney Norton is Accused of Having Altered a Deed—Accusation is Supported by Three Affidavits—Says that he Changed Records so as to Convey a Defective Title—Norton Admits That the Record is not a True One—Puts the Blame on Office Force—Had Filed a Conflicting Affidavit.

A mild sensation was created in the supreme court this morning when three affidavits were filed charging Attorney C. E. Norton of Baker City with altering a deed forming a part of the records in the appealed case of George Strickland (appellant) versus Commercial Mining company (respondent).

The affidavits were by A. B. Combs, Jr., county clerk of Baker county, by John L. Rand and by V. W. Tomlinson, the two latter being the attorneys opposed to Norton, in the case. The allegations in these affidavits were that in the original deed in question, the description of the mining property which it attempted to convey was defective in that the volume and page of the records on which it appeared, had been omitted while the copy of the deed included in the transcript of appeal had been supplied with the missing volume and page numbers. It was further alleged in the affidavits of Tomlinson and the county clerk that the handwriting which altered the deed was very similar to that of C. E. Norton.

The feature of the morning session was the admission by Norton in open court that the record was not a true one, though he had filed an affidavit to the contrary and had characterized the affidavits of his opponents as willful, deliberate and malicious lies. His explanation of the alteration was that it was a clerical error, made by someone in his office or that of the attorney who is associated with him in this case.

His admission this morning in open court in face of his sworn affidavit is generally regarded by the attorneys who were present as an admission of perjury on his part and as grounds upon which disbarment proceedings can be prosecuted before the grievance committee of the state bar association.

The three affidavits against Norton were presented by Tomlinson this morning in connection with his motion to dismiss the appeal on the grounds that the record before the court is a forged, altered and fictitious record and that there are two commissions in the transcript of the case on file. The court held that the case could not be dismissed and must proceed to trial though the motion to dismiss with its supporting affidavits would be admitted. Tomlinson was also given ten days to file additional affidavits and 30 days in which to file his brief.

It was generally expected that a motion to disbar Norton, would be made this morning, but such was not done. It now seems that the disbarment proceedings will be taken up by the grievance committee of the bar association. It was originally expected that the disbarment case would be urged on the grounds of the alleged forgery of the deed but since Norton's admissions in court, it is probable that the charge of perjury will also be added.

The German available army numbers over 5,000,000 men.

BOOTLEGGER IN JAIL BECAUSE INDIANS LOOK ALIKE TO HIM

Because two squaws looked alike to him, Rufus Fletcher, colored, is languishing in the city bastille on the charge of selling liquor to Indians.

Rushing into a little restaurant on Main street where Maude Moore, a Carlyle graduate was eating, the colored boy deposited a bottle of booze and a half dollar by her plate and with the words, "here is your change, Stella," hurried out the front door. He thought he was delivering the firewater to Stella Williams, an Indian woman whose love for the drink that intoxicates is well known, and who has frequently spent nights in the city jail.

Maude Moore, however, is a different type of Indian and when she realized what had happened she promptly turned the booze over to the chief of police and told what had taken place. Fletcher was therefore soon under arrest and serving a 12-day sentence in jail.

It seems the two Indian women are about the same size and yesterday both were wearing the same kind of shawls.

This happened yesterday afternoon, not long after Frank Parr and James Myers had been tried and convicted on a similar offense. It is therefore evident that yesterday's sunshine was not the beneficial kind for bootlegging.

AWAKES AFTER SLEEPING FOR SIX DAYS.

Los Angeles, May 4.—Mrs. Beulah Hawkins, after sleeping six days, awoke last night at home today, apparently none the worse for the long trance. The recent stupor or obsession, is the shortest of many she has experienced, the longest being for 85 days. It is believed that a mysterious drug given awakened her from the cataleptic state, may prevent her relapsing again.

REPORTER SHOT BY AN OAKLAND FOOTPAD

Oakland, May 4.—In a fight with a footpad early today, Charles Clements, a newspaper reporter, was shot above the heart, probably fatally. He was going home after his night's work when the robber leaped from behind a tree. Clements struck the footpad in the face and the reporter was shot down before he could reach the revolver. Although painfully wounded, Clements fired from a sitting position, his bullets evidently missing the fleeing form. He was conscious this morning, but was unable to talk.

UNIONS WOULD REFER FRANCHISE

PORTLAND ORGANIZED LABOR PROTEST AGAINST COUNCIL

Following Meeting of Labor Leaders Petitions Will be Circulated Against Blanket Franchise—Planned to Secure 4,000 Names to the Protest—Franchise Was Passed by the Council Over Mayor's Veto—Committee Active.

Portland, May 4.—Practically every union in this city is lined up solidly favoring the referendum on the Portland Railway, Light and Power company's franchise ordinance passed by the council Thursday over the Mayor's head. At noon tomorrow between fifteen and twenty men will begin canvassing for signatures to the referendum petition. In addition every union will be supplied with a petition so that members can sign.

It is planned to secure about four thousand signatures, or fifteen hundred more than required. The question was discussed at last night's meeting of the building trades alliance. H. J. Parkinson, the editor of the Labor Press, is chairman of the committee appointed by the labor leaders to circulate the petitions. He made a strong talk against the blanket franchise.

ATTEMPT TO IMPEACH TESTIMONY IN CALHOUN CASE

San Francisco, May 4.—Attempts on the part of the defense to impeach the witnesses of the prosecution in the Calhoun trial was resumed today when former supervisor Max Mamlock was called to the stand. He acknowledged that he had received two thousand dollars for his vote on the trolley franchise from Gallagher, who is chairman of the supervisors. The defense frequently called attention to alleged difference between the witness testimony and a transcript of his evidence before the grand jury.

Testifies in Annis Case.

Flushing, May 4.—Despite the weakened condition of the mother of Captain Hains, the slayer of Wm. Annis, she was taken into court today to testify. She recounted the stories of her son's early life. Dr. Roden testified that he had witnessed the acts of the defendant which he considered irrational.

THE GOVERNORS MAY ORGANIZE

Movement on Foot to Ally Western Executives for the Good of Their States.

PROPOSAL FIRST MADE BY GOVERNOR OF UTAH

Governor Hay of Washington May Call a Meeting of Governors of Western States—Would Have Them Organize in Interest of Mutually Solving Their State Problems—Governor Benson Receives a Letter—Suggested That Meeting be at Spokane During National Irrigation Congress.

Salem, May 4.—A movement is on foot among the governors of western states to form a tentative alliance among themselves for the better interests of Oregon, Washington, California, Arizona, Utah, Nevada, Idaho and Montana. The proposal was first made by Governor Spry of Utah, and a conference will be called by governor Hay of Washington, for Spokane perhaps on August 15th.

Governor Benson today received a letter from Governor Hay declaring the rapid growth of this country develops problems, and opportunities demanding legislative action.

"An individual state," wrote Governor Hay, "is confronted at times with problems pertaining only to itself, but the occasion sooner or later arises when the same problem presents itself to other states and concerted action of the western representation will result in the ultimate advantage of the entire section. A general discussion of our present and future problems by the governors, and United States senators and congressmen, will undoubtedly result in a program of concerted action, bringing much good to the states, individually and collectively."

Several suggestions as to the time and place of meeting was made. Governor Hay favors Spokane, as the national irrigation congress will be held there at that time.

APRIL POSTAL BUSINESS SHOWS GOOD GAIN

The report of the local postal business for April, just completed by Assistant Postmaster Harry Rees, shows a very healthy gain over the business for the corresponding month last year. The receipts for the past month were as follows from sales of stamps, etc., \$1,553.20; second class matter, \$26.28; box rent, \$28.30; total \$1,613.28. The total receipts for April 1908, amounted to but \$1,548.14.

H. C. BRODIE WILL AID STATE ENGINEER LEWIS

Salem, May 4.—Horace C. Brodie has been selected by the desert land board to take charge of work carried on under the Carey act in connection with the state engineer's office. The legislature appropriated \$400 for this work.

Dies of Sleeping Sickness.

St. Louis, May 4.—George J. Owens is dead at the city hospital here of a malady diagnosed by physicians as the sleeping sickness. How the man contracted the disease in St. Louis is not known.

He said he had never been in the tropics, and the physicians can account for it only on the theory that he was bitten by some insect and inoculated with the germs.

Lobsters for Pacific Coast.

Halifax, N. S., May 4.—In furtherance of an effort to establish the lobster industry on the Pacific coast, a carload of live lobsters will be started from here to the other side of the continent. A number of lobsters were shipped in a similar manner about a year ago and are reported to be thriving on the Pacific.

Cuts on Nails and Wire.

Youngstown, Ohio, May 4.—The American Steel and Wire company announced cuts today of \$4 on wire nails and \$4 to 6¢ on various grades of wire. With the gradual reduction made heretofore, this means a reduction of \$7 to \$9 in these products. The large independent concerns will follow suit.

Penny Paper in Oakland.

Oakland, May 4.—"The Evening Mail," Oakland's first penny paper, was launched here yesterday. It has four pages.

Actor Convicted of Murder.

Boston, May 4.—Chester Jordan, the actor, was convicted today of wife murder in the first degree.

NOTED MEN TALK PEACE

National Peace Conference Addressed by Prominent Men During Second Day.

GEORGE ROBERTS OF NATIONAL BANK PRESIDES

Marcus M. Marks of Boston Discussed Relation of Peace to Business at Second Days Conference of Peace Association—Absurdities of War are Pointed Out by Mrs. Mead—Legal Aspect of the Peace Movement are Discussed—Edwin D. Mead Points Out Enormous Expenditure Made in Interest of War.

Chicago, May 4.—George Roberts, president of the Commercial National bank, presided at today's session of the national peace conference. Rev. Beals of New York, read a speech. Marcus M. Marks of Boston, discussed the subject "Business men want peace," dwelling upon the necessity of peace to insure prosperity. Others spoke along the same lines. Mrs. Lucia Meade addressed the women delegates, pointing to the absurdities of war.

Mrs. Ellen Henrotin presided at the women's session. Jane Addams, of Chicago, also spoke. This afternoon W. J. Calhoun of Chicago, discussed the legal aspect of the peace movement. Prof. William I. Hull of Swarthmore college and Prof. Charles Hyde of University of Chicago, and James B. Scott, solicitor of the United States state department, also spoke.

Edwin D. Mead of Boston brought out some interesting facts in the course of his address delivered today. He said in part:

"In 1898 Great Britain spent on her navy \$124,000,000; Germany spent \$29,000,000, and the United States spent \$50,000,000. Last year Great Britain spent \$170,000,000; Germany \$23,000,000, and the United States \$104,000,000. Our own army expenses last year were as great as our navy expenses. Our navy expenses this year will be \$30,000,000 greater than last year. We are today paying for expenses of past wars and preparations for possible wars, 65 per cent, practically two-thirds of our total national revenue, leaving barely one-third available for all constructive purposes. What would Washington and Jefferson and Franklin say to this? We know what they did say about things of this sort. They would say today that the republic was standing on its head."

PENDLETON MAN ATTEMPTS SUICIDE

Arthur Laing attempted to end his life about 3 o'clock this afternoon by taking strychnine. The prompt arrival of Dr. Smith may save his life, but at the time of going to press he was still in a precarious condition.

Laing is the son of J. T. Laing, the retired farmer, who lives at the corner of Railroad and College street. The young man has had considerable domestic troubles during the past several months, his divorce suit having been in the courts for months. He has been farming northwest of town but came in Saturday and since that time has been drinking near beer with a bunch of friends and refusing to return to the farm despite the protestations of his father.

This afternoon he returned to his room in the lodging house over the Boston store and a few minutes later in the presence of a friend, pressed the strychnine bottle to his lips. It was immediately taken away from him and Dr. Smith called. He was unconscious when the doctor arrived but restoratives were quickly applied and the poison removed from his stomach until it is believed there is a chance to save his life.

Says Hawaii Will Be State.

Honolulu, May 4.—That the territory of Hawaii is destined to become a full fledged state of the union and that its inhabitants are capable of governing themselves is the opinion of former Vice President Fairbanks, who is touring the islands and who addressed the Hawaii legislature.

Rain Quenches Forest Fires.

Orlin, Wash., May 4.—A driving rain last night quenched forest fires which raged yesterday over three square miles and destroying a large amount of timber. The fire illuminated the country for miles and the citizens of Orlin sat up last night witnessing the fire.

JAPANESE BOAT CAPTURED FOR ILLEGAL SEALING.

Sitka, Alaska, May 4.—The Japanese schooner Kissa Maru is in the possession of United States Deputy Marshal Shoup today. It was captured yesterday by the officer and a party of marines in two launches armed with machine guns. The schooner was found anchored sixteen miles from Sitka and surrendered without a show of resistance. Several seal skins were found on board and they admit sealing illegally.

HARRIMAN'S AGENT REPORTS UPON COOS BAY COUNTRY

Marshfield, May 4.—That steadfast faith in the possibilities of the Coos bay country is manifested by southern Oregon people is strikingly indicated in a report made by Col. Wm. Holabird at Harriman's direction, upon the traffic possibilities for a standard gauge railroad between Drain and Marshfield. The report says the country is too rich in latent resources to be kept down and describes the dairy products, coal lands, cedar forests and other conditions making the Coos Bay country rich.

MORE EVIDENCE IN MERGER CASES

THE SECRET WORKINGS OF HARRIMAN SYSTEM SHOWN

Former Clerk Testifies—Says That Union and Southern Pacific Fought for All Traffic Before Agreement Came—After Agreement the Traffic is Divided—Everything Under the Direction of the Traffic Director of the Harriman System.

Portland, May 4.—Evidence was produced today at the hearing in the government's suit to dissolve the merger of the Union and Southern Pacific lines which revealed the secret workings of Harriman's systems. Thad Sweek, formerly correspondence clerk of the O. R. & N. road, described the peace following the meeting held one day in the office of B. Campbell, then traffic manager of the O. R. & N. Prior to the meeting Sweek said that the Union and Southern Pacific fought desperately for local and transcontinental business. After the meeting Campbell directed the O. R. & N. men kindly. "We got out onto the street," said Sweek, "and solicited business for the Southern Pacific."

The witness said that Campbell had a communication from J. C. Stubbs, traffic director of the Harriman system, containing instructions that the Pacific handle all business of the Atlantic seaboard, taking business from New York and south in the seaboard zone and shipping to all western points via Sunset route. The Union Pacific, on the other hand, was instructed to handle business west of Pittsburgh and Cincinnati.

He said after that the O. R. & N. was friendly with the Southern Pacific. The testimony established what was intimated, that the Union Pacific, under the Harriman administration, found the battle for local and transcontinental rates more strenuous than healthy, so not only consolidates but immediately after consolidation amplified business in the field in a manner conducive to long hauls at profitable rates.

In the same way the eastbound freight for the Atlantic seaboard went from Portland by the Sunset route. Thomas McCusker, now a local real estate dealer like Sweek, is the next witness. He was formerly freight agent of the Southern Pacific and corroborated Sweek, going into details regarding the completion of the O. R. & N. boat line between Portland and San Francisco.

WOULD PUSH A WHEELBARROW ACROSS CONTINENT IN 7 MONTHS

(Special Correspondence.)

Echo, Ore., May 3.—Edwin Anderson and August Lowe, walking from Seattle to New York, passed through this place at 11:40 this morning. They left the totem pole in Pioneer Place, April 13, and must cross the continent in seven months or forfeit \$500. They have a hand made wheelbarrow on which one of the men rides while the other pushes, each alternating at riding and pushing. Their barrow is made from a '77-model Harford wheel with single tube tires and though they have traveled 400 miles they have not yet had a puncture.

ARGUES UPON WOOL TARIFF

Dolliver of Iowa Declares That There Are Many Abuses in Wool Schedule.

PROPOSED SIMPLIFICATION AND GENERAL REDUCTION

The Iowa Senator Makes a Lengthy Argument Against So-Called Abuses in the Present Wool Schedule—Says That the Different Classes Should be Abolished—Proposes That the Schedule be Simplified—Cites Cases to Support His Arguments—Says Duty Should Never Exceed One Hundred Per Cent.

Washington, May 4.—Announcing his intention of introducing amendments to correct "abuses" under the proposed tariff on wool, Senator Dolliver, of Iowa, made a long argument on the floor of the senate today. He declared that wool as first and second class deserved abolition.

He proposed that the schedule be simplified and that a general provision be made so that in no case the duty would exceed a hundred per cent.

In support of his argument he cited a number of cases and pointed out that a fur lined coat with cotton, or without lining, was assessed fifty per cent ad valorem, and that with two dollars worth of wool lining it would be charged 44 cents per pound and sixty per cent ad valorem, making a duty of a hundred and four per cent. Senator Bradley of Kentucky, urged that hemp be removed from the free list and be placed under a duty of one and one half cents. He declared that giving protection to American manufacturers of jute and at the same time denying it to the producer of hemp was a travesty on the doctrine of protection.

SHIP ALBERTA WHEAT TO ORIENT VIA VANCOUVER

Winnipeg, May 4.—The grain crop of Alberta and Saskatchewan will be shipped to Europe via Vancouver, B. C., instead of through the ports of the Atlantic seaboard, according to the Pacific road today. It means that between fifty and seventy-five million bushels of grain will be shipped over the Rocky mountains yearly. A part of this will be sent across the Isthmus of Panama, and the rest around the Horn.

Ton of Powder Explodes.

Crockett, Calif., May 4.—William Adjet, aged sixteen, is dead, and Samuel Cunningham is believed to be fatally injured as the result of a terrific explosion of a ton of black powder that wrecked the Selby smelting and Lead works here yesterday.

\$1,500,000 for Hospital.

Boston, May 4.—By the will of Miss Elizabeth Brigham, \$1,500,000 is given to the Robert B. Brogham hospital for incurables, for the foundation and maintenance of which her brother left the bulk of his large fortune.

Highway Commission Organizes.

Portland, May 4.—For the purpose of organizing and electing a chairman and other officers and perfecting plans for the year's work the state highway commission appointed by Governor Chamberlain is holding its first meeting this afternoon. No program of organization is outlined.

Weston Covers 68 Miles.

Glascow, Mo., May 3.—Edward Payson Weston passed through here at 6 o'clock this evening on his long walk to the Pacific coast. He continued on to Slater, walking 68 miles during the day.