RYAN TAKES not of great importance or interest. WITNESS STAND

Accused Murderer Testifies der marks on the clothing, while over Dramatic Effect.

DECLARES SHOOTING DONE TO SAVE HIMSELF

Says Dixon Struggled With Him for Several Minutes Prior to Shooting time the shot was fired. Ryan Denies He Secured Gun to Was One to Start Fatal Controversy -Dixon's Eight-year-old Son Creates Sensation in Court.

Dramatically illustrating the struggle which he insists occurred at the time the tragedy was enacted, Mike Ryan took the stand in his own beinsists that Dixon not only grabbed and Shubert to keep back away from him four or five times, but that the the latest. two of them struggled for a few seconds before he shot to protect himself from his assailant who, he declared, was a much larger and stronger man.

Ryan also insisted that he did not go to his house after his gun to intercept Shubert when he saw the latter coming up the road, but otherwise his testimony did not differ a great deal from that of the state's chief witness. He said he had been engaged in poisoning and trapping squirrels during the day and that he had gone to the house about 3:30 to get his gun to shoot coyotes which had been carrying off the trapped squirrels and likewise the traps. When he met Shubert in the road, he said he was on his way from his cabin to the grain field where he was killing squirrels, with a fresh supply of poiscontoversy did not start because he

ranch where the tragedy occurred for the past 32 years.

The state closed its case on introevery one except the attorneys for the state A short recess was taken, after which the introduction of tes- if an attempt was made to arrest timony for the defense was begun.

The feature of the late afternoon session of the trial yesterday was the testimony of little Harry Dixon, the eight-year-old son of the dead man. He was present at the time his father was shot and with the exception of the men engaged in enacting the horthwest, players will be numbered tragedy was the only eye witness. The in the Thanksgiving game between sensational part of his testimony was Oregon and Washington and a key to the insistent declaration that after Ryan had wounded his father and Shubert that he had also fired a shot by many interested in the developat him. He said also, that later when he and his mother came back der consideration for some time, to look for his father that Ryan placed another cartridge into his gun and frightened them away.

Despite his youth the little fellow did not get confused and though his story of the tragedy differed somewhat from that of Shubert and Ryan he stuck to his story with a persistency that elicited the wonder and admiration of the audience.

When shown a map of the scene of the tragedy, which he said he had not seen before, he pointed out what he thought to be the positions of the actors in the tragedy, without much difficulty. While on the witness stand he seemed the most composed of any witness of the day, frequently keeping the lawyers waiting for his answers while studying a "Please Don't Spit on the Floor" sign on the wall. E. C. Simmonds and Frank Beal,

............. PANIC IN SPAIN .

Madrid, Nov. 19 .- Mount Salorez is in active eruption today 💠 belching forth vast quantities of • lava, and threatening the de- • struction of the island Teneriffe in the Canary group. Terror stricken the inhabitants are fleeing for their lives. Steamers . have been ordered from Africa + and Spanish ports to aid the . tants fleeing without provisions.

two members of the searching party which found the body of Dixon the next morning in the grain field also placed on the stand yesterday afternoon, but their testimony wa

This morning Dr. Cole, Dep uty Sheriff Bert Wilson, E. H. Hoon and Claude Beat were on the stand. Cole had examined the wound which caused death and he testified regard ing the examination. Wilson testi fied that a shot fired at any dis tance under six feet would leave powthat distance it would not. Hoon in His Own Defense With and Beat were members of the cor

oner's jury which held the inquest. R. W. Fisher, city editor of the Walla Walla Bulletin, who interview d Shubert at his home in Walla Walla, the day after the shooting oc-curred, was the first witness called for the defense. His testimony was to confirm the allegation that Shubert had admitted that he and Dixon kept advancing on Ryan up until the

was followed on the stand by Intercept Shubert-Also Denies He Al Martin, who testified concerning an examination which he had made of the ground after the shooting and of finding a loaded cartridge and an empty shell. It ws at the conclusion of his testimony that Ryan was placed on the stand in his own behalf.

Rapid progress is being made with the trial for the reason that many of the witnesses on each side are half this morning. The accused man caping without being subjected to cross-examination. From present the gun after he had warned Dixon appearances the case will be brought to an end tomorrow or Monday, at

FINN MURDERER FATALLY WOUNDED

DESPERADO HELD

Held Posse at Bay for 24 Hours. When Boy Escaped and Fusilade Directed at House-Killed Policeman at Nampa.

Nampa, Nov. 19 An unknown

Finlander who held Harry Garrett oned wheat. He insisted that the prisoner up stairs in the Calkins ranch for 24 hours was shot and fahad forbidden Shubert the use of the tally wounded today by a sheriff's lane but because the latter's horses posse. The boy jumped out of the had shied at him as he stood inside window and the sheriff immediately the fence and Shubert had demanded ordered the posse to direct a fusilade to know if he was trying to scare his at the bouse. The Finn responded by The verbal controversy, repeated shots but no one was hurt. which resulted in Shubert leaving his He was soon wounded and ceased to team tied to the fence and going on fire, whereupon a cautious entry was home a foot after Dixon, then ensued. made to the room and he was found Ryan testified that he had been dying. He came to the ranch yesa resident of the county for 37 years terday morning and ate breakfast, and that he had lived on his present and was recognized as the man wanted for shooting Policeman Fleming at Nampa last week. While the older boy was telephoning the police the duction of direct testimony early in desperado seized Harry and escaped the forenoon, much to the surprise of up stairs, where he held off the posse for twenty four hours. He warned the father that he would kill the boy

FOOTBALL PLAYERS WILL

Seattle, Nov. 19 .- For the first time in the history of football in the their identity furnished the spectators. This step has long been urged ment of the game and has been un-

Onlookers can then follow their favorite players, keep track of the man with the ball and in short know 'who's who" in the game.

BARRON FOR PRESIDENT OF MEXICAN REPUBLIC

Mexico City, Nov. 19-Flaming posters announcing the candidacy Heriderto Barron for the presidence of Mexico were discovered posted everywhere in the city today, and it is Impossible to learn their origin. Barthe government, return to Mexico er of one child.

EDITOR OF N. Y. SUN

and make a campaign.

New York, Nov. 19 .- William M. Laffan, editor and publisher of the New York Sun, died at his home at Lawrence, Long Island, early today following an operation for appendicitis. He was born in 1848 in Ireand has been an editor and publisher in America since 1867.

Train Robbers Get "Life." Omaha, Nov 19 .- Federal Judge Munger today overruled a motion for a rehearing on the part of five men refugees. The eruption is grow- convicted of holding up the Union Pa- purpose of working for the reclams ing more violent hourly and the cific overland limited train here May tion of the West Umatilla project. lavs threatens to overrun the + 22, and robbing the mail car, and entire valley. The towns in the . sentenced each to life imprisonment

T. R. UNEARTHED SEN. HEYBURN SUGAR FRAUDS

PENDLETON, OREGON, FRIDAY, NOVEMBER 19, 1909.

Prominent Official Says Roose- Idaho Senator Involved in velt is Responsible for the Prosecutions.

ATTEMPT BEING MADE TO DISCREDIT TEDDY'S WORK

Evidence Being Published Now Was Gathered Under Roosevelt's Administration-Articles in Outlook Suggested by T. R.-Taft But Follows Course Laid Out by Predecessor-Present Cases Began Four Years Ago Under Stimson.

New York, Niov. 19 .- From an official in the present administration, who was prominent also in the preceding one, the United Press obtain- 💠 Glavis is discredited by Secre- 🕈 ed a statement regarding the sugar • tary Ballinger, the government • prosecutions as seen from the view- • is depending chiefly on the tes- • point of Taft and Roosevelt administrations. The statement in part follows: "The evidence being published as an attack upon the Roosevelt ed as an attack upon the Roosevelt ham cases. The government's administration is in fact that which hattorneys have introduced 23 Roosevelt's administration had gathered to defeat the frauds. The whole . thing has been at the disposal of the press and public and it was because no details of the sugar trust prosecutions were being published in daily | . papers that the article entitled, The Case of the Seventeen Hoholes,' peared at Roosevelt's suggestion in the Outlook. The result of these ar-BOY AS HOSTAGE ticles has been to awaken public interest in the matter. Any one who has followed the developments of the which are in progress here in conneccase will realize how unjust, absolutely are the present attacks. The Roosevelt administration unearthed the frauds and started the prosecutions. Taft's administration is continuing the prosecutions and applying such administrative measures as are necessary to prevent a repetition of the frauds.

"The different prosecutions of the sugar trust may be divided under reserve and other conservation three heads. Taken in a chronological order they are: First, prosecution for receiving rebates; second, weighing frauds, and third, the Earle

velt's administration nearly years ago, when Henry Stimson was could not be taken under mineral appointed federal attorney southern district of New York for the from the pool. ec'ai purpose of prosecuting these BE NUMBERED and established a legal precedent, indirectly." without the amount being exaggerated to an extent which might have wHERE THE SWORD DEFENDS provoked a reaction of sentiment."

KILLS HIMSELF AS

at the Cecil hotel in Scattle, Eames' nerve failed him. When his body was found yesterday it was beneved death was the result of heart Thompson today accepted the offer failure, but investigation showed he had suicided. The name of the woman is not made public.

19 Children in 20 Years.

New York .- Mrs. Marie Radleigh, 48 years old, and married 20 years ren is now a self exile in New York has given birth to her nineteenth

Investigation of Cunningham Coal Land Frauds.

PERFORMED LEGAL SERVICES FOR INTERESTS

Testimony Reveals Connection of Hayburn With Cunningham-Latter Carried Coal Land for Him for Two Years After His Election-Senator Extricates Himself Upon Discovery That Entries Could Not be Made Under Mineral Laws.

Seattle, Nov. 19 .- Although + timony collected by him to sup- + port their charges of fraud + and collusion in the Cunning- + affidavits and documents mostly procured by Glavis. Many ◆ are from entrymen, but a half ◆
 ◆ dozen are from Cunningham ◆ · himself

Seattle, Nov. 17.-The name of Senator Hayburn of Idaho, has been brought into prominence in the hear ing of the Alaska coal land cases tion with the Cunningham claims. From the testimony contained in the exhibits introduced yesterday, it appears for more than two years after Heyburn became senator, the ningham interests carried a coal land claim in Alaska for him, in consideration for legal services. Throughout his term Heyburn has opposed forest cles advocated by Roosevelt. Following the introduction of a private note book of Cunningham containing the above information, an affidavit given by Cunningham to Glavis was presented. The affidavit declares that when four Cunningham discovered the coal land laws, Heyburn decided to withdraw

In substantiation he quotes a letter offenses The result was that in sev- from Hayburn saying: "I don't devicted and made to pay over four in any manner in acquiring public times as much as any rebate fine ev- lands. I prefer during my official er before collected under the rebate career to be free from any possible The total fines collected from interest in the subject of legislation. the American Sugar Refining and Whatever service may properly be subsidary companies is \$168,000, rendered within my duty as a public lected had been \$40,000. The fine and shall cheerfully perform it, but Cannon by order of Zelaya was of sufficient size to stop the evil. not for any consideration, directly or

WHAT THE PEN CREATES

RESULT OF SUICIDE PACT started the naval scandal by alleging there was corruption among the ofsalesman is dead today. The pact ing offense at an article written by was made some months ago with a the poet criticizing him. Tailhade sium,
Tacoma woman, who killed herself escaped without injury.

"Bat" and the "Cyclone" Will Mix. Aurora, Ill., Nov. 19 .- Cyclone of Jim Coffroth of San Francisco for a match with Battling Nelson the lightweight championship for some time in

Taft Says "Show Me."

Norfolk, Nov. 19 .- President Taft where he denounced the Diaz gov- child. Only nine of the children are addressed the Atlantic Deep Water ernment as an autocrdacy. Friends living, but one of them, a daughter Ways association today, and adopted a declare he will obtain the pardon of 19 years ol, is married and the moth- "show me" policy regarding deep watorways.

SUCCUMBS TO OPERATION BIG MEETING CALLED TO URGE NEW PROJECT

At a meeting of the board of man- | gressman Ellis and

Upon motion it was decided to in-Guia, Icod. and Tanquehilos. Filliam Matthewss, D. W. Woods, and all are deserted, the inhabitants fleeing without provisions. Lawrence J. Golden. The prisoners personally attend to the sending out of they may learn of the sentiments.

will be taken to Leavenworth this invitations to the meeting. At the coming meeting both Con- the Umatilla.

yesterday afternoon preliminary ar- they will both be enroute for Washrangements were made for holding a lington and accordingly the meeting in purpose of working for the reclama- ity for local people to consult with them regarding such matters

In addition to the two congressmen, vite the people of Hermiston, Stan- invitations will also be sent to some path of the molten stream are at Fort Leavenworth. The men are field, Umatilla, Echo, Irrigon and of the head engineers of the reclaother sections of the Columbia valley mation service. It is desired to have Lawrence J. Golden. The prisoners personally attend to the sending out of they may learn of the sentiment for the reclamation of the lands west of

LA GRANDE BANK WILL PAY ANOTHER DIVIDEND La Grande, Ore., Nov. 19.-An ouncement was made today when the Ontario property in the hands of the

RECOMIS

receiver was sold, that another divi lend of ten per cent will be issue y the receiver of the Farmers and Fraders national bank which failed ast year. One dividend of 45 per ent has already been issued. The receiver lacks three thousand dollars of having sufficient funds to issue another 10 per cent dividend

WOMAN AND CHILD THROWN FROM TRAIN

Fort Smith, Ark., Nov. 19.-Con-fused and believing the station they were passing the point at which they should transfer, Mrs. C. E. Toulouse and her six-year-old daughter of Seattle, Wash., ran to the vestibule of swiftly moving St. Louis and San Wister today. A sudden jar threw both to the ground. Mrs. Toulouse sustained injuries probably fatal. The child will probably recover

APPLE SHOW SENDS TWENTY BOXES TO TAFT

Spokane, Nov. 19 .- Twenty boxes of apples will be expressed to President Taft Sunday from the apple show to grace his Thanksgiving board. The attendance at the show today broke all records. Prizes are being awarded this afternoon. Special parties from northwest cities are arriving to-

∄ZELAYA DOES NOT **EXPLAIN EXECUTIONS**

U. S. MAKES DEMAND WHICH IS IGNORED

Horrible Crucities Being Inflicted by Atrocious President-Reign of Terror Continues-U. S. Vitually Recognizes Revolutionist.

Washington, Nov. 19 .- No word has been received from President Zelaya of Nicaragua, in connection with the executions of the Americans, Cannon and Grace, yesterday in reply to the state department's peremptory demand for an explanation, News of a fresh outbreak of a reign of

terror in Nicaragua is expected: According to reports coming to Nicaragua medleval tortures and h rible cruelties are of daily occurrences in the towns over which Zelaya's troops still hold sway. It is believed here that Zelaya will make one last desperate struggle against provisional President Estrada, lowing the receipt of news that the en months the sugar trust was con- sire to participate in or be interested United States has practically recognized the government set up by the revolutionists.

Confirmation of Executions. Bluefield, Nov. 19.—Courier arrived oday confirming the news of the exwhereas the largest fine before col- official I will be glad to do for you. ecution of Leonard Grace and Leroy

PREFERED DEATH TO BABY'S SQUALLING

Champaign, Ill., Nov. ion to babies and domestic life is as-Paris, Nov. 19 .- Gustage Tery, who cribed as the cause for the suicide yesterday of Professor Wilfred C. Wheeler, first assistant in chemistry Aberdeen, Wash., Nov. 19.-Hay- ficers who purchased supplies, was in the engineering experiment staing fulfilled his part of a suicide pact seriously wounded yesterday in a duel tion at the University of Illinois. The with a woman, who took her life sev- with Laurent Tailhade, the poet. The chemist's body was found on the unieral months ago. Herbert Eames, duel came about through Tery tak- versity campus. He had taken a larke quantity of cyanide of potas-

> It was said last night that Wheeler had taken his meals away from home since a baby came into the household. He could not endure the noise, and expressed a great dislike for babies:

A note left by the professor directed his wife how to collect his life insurance and referred to his pre-

mediated death as follows: "I am tired of living; so goodbye There is no use trying to find out what happened to me as 1-2 G. (grains) of Kon. (potassium eyanideare responsible for my fate."

Professor Wheeler was 30 years old and was liked by his colleagues.

MURDERED BOY'S SISTER TAKES WITNESS STAND

Auburn, Calif., Nov. 19 .- Mamie Armes, age 15, sister of Joe Armes, for hose death Alma Bell is on trial for | ner life, gave strong testimony against 🗣 the defendant today. 'Alma knew Joe | didn't care for her." she said, "but + charred bodies, making nine wanted him to go with her so she + which have been recovered. The could have a sweetheart." The girl . fire has practically burned itaid that on the Thursday before the | + self out. When the party reach-Congressman killing. Alma told her she was going + ed the two hundred foot level + agers of the Commercial association Hawley will be present. At that time to drive with Ben Kenison, to Lincolus this morning they were conand asked her not to tell. Kenison is 🕈 fronted by a number of victims the man Joe Armes is said to have + buddled together, indicating meeting here November 27 for the this city will afford the last opportun- charged Alma with driving with on * that they had climbed from the the night before she committed the + lower levels. The imprints of + murder. The prosecution introduced & finger nails in the palms of a letter written by Alma threatening • their hands showed they had • to kill Armes, and will endeavor to 🕈 suffocated before the flames prove the killing premeditated.

> Mayor H. G. Newport of Hermiston, returned home this morning after transacting business in this city ter transacting business in this city over night.

TEAMS BATTLE

La Grande and Pendleton Are in Throes of Mighty Gridiron Struggle.

SCORE FIRST HALF P. H. S. 6, L. H. S. 5

Game Is Proving Intensely Interesting-Local Boys Make First Touchdown-Forward Pass and Devine's Plunges Responsible-La Grande Makes Score in Latter Part of Half -Second Half Opens With Both Sides Fighting Hard.

Referee-Moorhouse. Umpire-Reynolds, Head linsman-White

Pendleton 11, La Grande 5, La Grande won the toss and chose to defend the west goal, thereby having a strong wind in their favor. Pendleton kicked off, Ingle receiving the ball on 10-yard line, running it in 10 yards. Hele for downs on 30-yard

Pendleton makes forward pass to Jordan for 10 yards. Devine tore off 15 yards more. With ball within one yard of line four downs were required to take the ball over, Devine finally making it. He also kicked goal.

Score-Pendleton 6, La Grande 6. La Grande receives kick. Devine sent ball clear over the goal posts. Ball brought in to 25 yard line for scrimmage with ball in La Grande's La Grande makes yardage through line once. Then held La Grande makes 15 yards on quarterback kick. La Grande tries quar-Pendleton's ball on terback kick. own 25-yard line. Fails forward pass; penalized 15 yards; punts to middle of field.

La Grande makes 10 yards on fake hrough the line. Forced to punt. Pendleton's ball on own 10-yardline. Devine punts on third down to

30-yard line. Ball out of bounds. La Grande tries forward pass. Pendieton gets ball on 12-yard line. Devine punts from line to 40-yard line where Irwin made fair catch.

La Grande makes forward pass for 10 yards. Then makes yardage, Ball on Pendleton's eight-yard line. Two yards on first down. Makes nothing on second. Myer makes touchdown on criss-cross. Goal is missed. Score-Pendleton 6. La Grande 5.

Pendleton receives kick. Myers kicked over goal line, Pendleton's ball on 25-yard line. Devine punts to 50-yard line. Man

downed in tracks. La Grande tries forward pass, Pendicton's ball on own 40-yard line. Time up.

Score-Pendleton 6, La Grande 5. Visitors Heavier.

Though the visitors were than five pounds to the man heavier than the local eleven, the differencewas not so noticeable as it was when the Pendleton team lined up against

The beetpullers, accompanied by Coach Wall, Principal Stout and several enthusiastic rooters, arrived last night on train No. 9 and plainly showed their confidence of being able to win the contest.

the Baker City aggregation, one week

The teams lined up as follows:

Lineup.	
Pendleton, La C	irande.
Snyderlgr	Grant
Milnergl,B	Morris
Hinderman rtl Heis	denrich
Sturdivant ler Ha	(mgr.)
Kimball q q.	Irwin
Bean	Earls
Devinef Will	lamson
La Grande had as subs. Rice nenkamp and Carpy.	o, mon-

RESCUERS RECOVER NINE CHARRED BODIES

Cherry, Nov. 19 .- Rescuers descended the St. Paul mine today and brought up eight badly the gases the rescuers can only