

WEATHER REPORT

Rain tonight and Saturday.

COUNTY OFFICIAL PAPER.

VOL. 22.

PENDLETON, OREGON, FRIDAY, NOVEMBER 19, 1909.

NO. 6749



Opportunity knocks at your door EVERY day. To be convinced read today's ads.

CITY OFFICIAL PAPER.

RYAN TAKES WITNESS STAND

Accused Murderer Testifies in His Own Defense With Dramatic Effect.

DECLARES SHOOTING DONE TO SAVE HIMSELF

Says Dixon Struggled With Him for Several Minutes Prior to Shooting Ryan Denies He Secured Gun to Intercept Shubert—Also Denies He 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 behalf this morning. The accused man insists that Dixon not only grabbed the gun after he had warned Dixon and Shubert to keep back away from him four or five times, but that the 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 poisoned wheat. He insisted that the controversy did not start because he had forbidden Shubert the use of the lane but because the latter's horses had shied at him as he stood inside the fence and Shubert had demanded to know if he was trying to scare his horses. The verbal controversy, which resulted in Shubert leaving his team tied to the fence and going on home a foot after Dixon, then ensued.

Ryan testified that he had been a resident of the county for 3 1/2 years and that he had lived on his present ranch where the tragedy occurred for the past 32 years.

The state closed its case on introduction of direct testimony early in the forenoon, much to the surprise of every one except the attorneys for the state. A short recess was taken, after which the introduction of testimony 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 tragedy was the only eye witness. The sensational part of his testimony was the insistent declaration that after Ryan had wounded his father and Shubert that he had also fired a shot at him. He said also, that later when he and his mother came back 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 Bell.

T. R. UNEARTHED SUGAR FRAUDS

Prominent Official Says Roosevelt is Responsible for the Prosecutions.

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SEN. HEYBURN IMPLICATED

Idaho Senator Involved in Investigation of Cunningham Coal Land Frauds.

PERFORMED LEGAL SERVICES FOR INTERESTS

Testimony Reveals Connection of Heyburn 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 Glavis is discredited by Secretary Ballinger, the government is depending chiefly on the testimony collected by him to support their charges of fraud and collusion in the Cunningham cases. The government's attorneys have introduced 23 affidavits and documents mostly procured by Glavis. Many are from entriesmen, but a half dozen are from Cunningham himself.

Seattle, Nov. 17.—The name of Senator Heyburn of Idaho, has been brought into prominence in the hearing of the Alaska coal land cases, which are in progress here in connection 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 Cunningham interests carried a coal land claim in Alaska for him, in consideration for legal services. Throughout his term Heyburn has opposed forest reserve and other conservation policies 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 Cunningham discovered the coal land could not be taken under mineral laws, Heyburn decided to withdraw from the pool.

In substantiation he quotes a letter from Heyburn saying: "I don't desire to participate in or be interested in any manner in acquiring public lands. I prefer during my official career to be free from any possible interest in the subject of legislation. Whatever service may properly be rendered within my duty as a public official I will be glad to do for you, and shall cheerfully perform it, but not for any consideration, directly or indirectly."

WHERE THE SWORD DEEPEMS WHAT THE PEN CREATES

Paris, Nov. 19.—Gustave Tery, who started the naval scandal by alleging there was corruption among the officers who purchased supplies, was seriously wounded yesterday in a duel with Laurent Tailhade, the poet. The duel came about through Tery taking offense at an article written by the poet criticizing him. Tailhade escaped without injury.

"Bat" and the "Cyclone" Will Mix.

Aurora, Ill., Nov. 19.—Cyclone Thompson today accepted the offer of Jim Corbett of San Francisco for a match with Battling Nelson the lightweight championship for some time in July.

Taft Says "Show Me."

Norfolk, Nov. 19.—President Taft addressed the Atlantic Deep Water Ways association today, and adopted a "show me" policy regarding deep waterways.

19 Children in 20 Years.

New York.—Mrs. Marie Radleigh, 48 years old, and married 20 years, has given birth to her nineteenth child. Only nine of the children are living, but one of them, a daughter 19 years of age, is married and the mother of one child.

Train Robbers Get "Life."

Omaha, Nov. 19.—Federal Judge Munger today overruled a motion for a rehearing on the part of five men convicted of holding up the Union Pacific overland limited train here May 22, and robbing the mail car, and sentenced each to life imprisonment at Leavenworth. The men are William Matthews, D. W. Woods, Fred Bergensen, Frank Griegware and Lawrence J. Golden. The prisoners will be taken to Leavenworth this week.

BIG MEETING CALLED TO URGE NEW PROJECT

At a meeting of the board of managers of the Commercial association yesterday afternoon preliminary arrangements were made for holding a meeting here November 27 for the purpose of working for the reclamation of the West Umatilla project. Upon motion it was decided to invite the people of Hermiston, Stanfield, Umatilla, Echo, Irrigon and other sections of the Columbia valley to attend. President Will Moore will personally attend to the sending out of invitations to the meeting. At the coming meeting both Congressman Ellis and Congressman Hawley will be present. At that time they will both be enroute for Washington and accordingly the meeting in this city will afford the last opportunity for local people to consult with them regarding such matters. In addition to the two congressmen, invitations will also be sent to some of the head engineers of the reclamation service. It is desired to have those gentlemen present so that they may learn of the sentiment for the reclamation of the lands west of the Umatilla.

LA GRANDE BANK WILL PAY ANOTHER DIVIDEND

La Grande, Ore., Nov. 19.—Announcement was made today when the Ontario property in the hands of the receiver was sold, that another dividend of ten per cent will be issued by the receiver of the Farmers and Traders national bank which failed last year. One dividend of 45 per cent 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.—Confused 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 a 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 today.

ZELAYA DOES NOT EXPLAIN EXECUTIONS

U. S. MAKES DEMAND WHICH IS IGNORED

Horrible Cruelties Being Inflicted by Atrocious President—Reign of Terror Continues—U. S. Virtually 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 medieval tortures and horrible cruelties are of daily occurrence 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, following the receipt of news that the United States has practically recognized the government set up by the revolutionists.

Confirmation of Executions.

Bluefield, Nov. 19.—Courier arrived today confirming the news of the execution of Leonard Grace and Leroy Cannon by order of Zelaya.

PREFERRED DEATH TO BABY'S SQUALLING

Champaign, Ill., Nov. 19.—Aversion to babies and domestic life is ascribed as the cause for the suicide yesterday of Professor Wilfred C. Wheeler, first assistant in chemistry in the engineering experiment station at the University of Illinois. The chemist's body was found on the university campus. He had taken a large quantity of cyanide of potassium.

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 premeditated death as follows: "I am tired of living; so goodbye. There is no use trying to find out what happened to me as I-2 G. (grains) of Kon. (potassium cyanide) are 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 whose death Alma Bell is on trial for her life, gave strong testimony against the defendant today. "Alma knew Joe didn't care for her," she said, "but wanted him to go with her so she could have a sweetheart." The girl said that on the Thursday before the killing, Alma told her she was going to drive with Ben Kenison, to Lincoln and asked her not to tell. Kenison is the man Joe Armes is said to have charged Alma with driving with on the night before she committed the murder. The prosecution introduced a letter written by Alma threatening to kill Armes, and will endeavor to prove the killing premeditated.

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

HIGH SCHOOL TEAMS BATTLE

La Grande and Pendleton Are in Throes of Mighty Grid-iron 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.

Officials. Referee—Moorhouse. Umpire—Reynolds. Head linesman—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 19-yard line, running it 10 yards. Held for downs on 30-yard line.

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 0. 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 possession. La Grande makes yardage through line once. Then held. La Grande makes 15 yards on quarterback kick. La Grande tries quarterback kick. Pendleton's ball on own 25-yard line. Falls forward pass; penalized 15 yards; punts to middle of field.

La Grande makes 10 yards on fumble through the line. Forced to punt. Pendleton's ball on own 10-yard line. Devine punts on third down to 30-yard line. Ball out of bounds.

La Grande tries forward pass. Pendleton 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. Pendleton's ball on own 40-yard line. Time up.

Score—Pendleton 6, La Grande 5.

Visitors Heavier.

Though the visitors were more than five pounds to the man heavier than the local eleven, the difference was not so noticeable as it was when the Pendleton team lined up against the Baker City aggregation, one week ago.

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 teams lined up as follows:

Pendleton.	La Grande.