

WEATHER REPORT

Snow tonight and Saturday.

COUNTY OFFICIAL PAPER.

VOL. 22.

PENDLETON, OREGON, FRIDAY, DECEMBER 31, 1909.

NO. 6786



Calling cards, wedding stationery, commercial stationery and job printing to order at the East Oregonian.

CITY OFFICIAL PAPER.

CONTRACT IS AGREED UPON

Prospects for Traction System Bright—Amended Agreement Sent to Directors.

LEGAL AUTHORITIES SAY CONTRACT GOOD

Local Committee Held Sessions Last Evening and This Morning With Traction Company's Representatives—Amendments Made at Col. Raley's Suggestion—"Will be Acceptable," Says Fitz Gerald—Pendleton Must Raise \$50,000 to Secure Long Wanted Improvement.

Unless entirely unforeseen difficulties now arise to block the progress of events the agreement between the Washington-Oregon traction company and the committee representing the Commercial association will be fully completed at once and it will then be up to the people of this city to raise the \$50,000 needed to secure a traction system for Pendleton and its tributary territory.

Meeting Last Evening. At 5 o'clock last evening the local committee met with D. Fitz Gerald at the company's office, in the Smith-Crawford building, and the agreement drafted and duly signed by the Walla Walla stockholders of the company was considered in detail. After the committee had considered the agreement more or less at length and during which discussion Judge James A. Fee expressed his satisfaction with the same it was decided with Judge Fee's sanction, to refer the matter to Col. J. H. Raley for their consideration as to the legal features of the contract.

Today's Session. At 11 o'clock this morning the committee met again and Col. Raley went over the contract endorsing it, though suggesting several changes in the wording of the same. All of these were agreed to by Mr. Fitz Gerald who said that the alterations would not affect the status of the contract as interpreted by the traction people.

At the conclusion of the session this morning the committee voted to endorse the contract as amended and a certificate setting forth this action of the committee was executed by Leon Cohen, secretary of the committee. The contract as amended was then sent to Walla Walla this afternoon for the signatures of the Walla Walla stockholders.

The Contract. As drafted the contract is very similar to the agreement first presented to the local committee and which was published in the East Oregonian at the time. The terms of the contract require the Washington-Oregon company to construct at least six miles of street car track within the city and suburbs within one year, to establish a park and to spend a minimum sum of \$200,000 in this city and vicinity.

Another Man of Note Falls Before Assassin. Constantinople, Dec. 31.—News reached here today of the assassination Tuesday of Hassem Thim Pasha, governor general of the Yemen valley, while enroute from Santa to the Red Sea. Hassem recently charged the young Turks were responsible for the granting of valuable concessions and franchises to foreigners without sufficient returns to Turkey. His assassination is directly attributed to this squabble. No details of the crime have been received.

Count Boni's Son Can Scarcely Write. Paris, Dec. 31.—Jay DeCastellane, son of Count Boni, whose former wife is now Princess de Sagan, though nine years old can scarcely read or write. It is the story told by the half-brother in the court of appeals today. In serving papers on the princess, charging her with neglect of her children's education and making her a party to an appeal by Boni, the bailiff was requested to watch Jay's writing exercises given by the governess. He wrote a few simple sentences, but was constantly prompted. His signature is the only thing he is able to write unassisted.

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pany only to the extent of the individual subscription and in making these subscriptions they are safeguarded by the bond to be given by the company.

In the opinion of Col. J. H. Raley, as expressed to the committee this morning, the contract drafted will be binding upon the Washington-Oregon company and the directors of that company individually, to the extent of their personal resources.

Fitz Gerald is Hopeful. Following the committee meeting this morning D. Fitz Gerald sent the amended contract to Walla Walla for the signature of the directors of the company. To the East Oregonian he expressed confidence that the amended contract will be satisfactory to the company as the changes do not materially alter the contract from their standpoint.

GANG DEFRAUDS RAILROADS BY PASSES

Indianapolis, Dec. 31.—The fraudulent disposition of free passes has cost the Great Northern railway upwards of \$500,000 in the past four years. It is alleged that this is a result of an organized system supposed to extend throughout the west. Special agent A. L. Ray has been working on the case for the railroad for over a year. Two arrests have been made. Paul Carbon, a St. Paul saloon keeper and an employment agent at Grand Forks, N. D., were taken into custody accused of disposing of passes to investigators. It is alleged that the passes were purchased from the Maintenance of Ways department and sold to employment agents and others for shipping laborers over the road.

RUMORED CHANGES IN O. R. & N. CIRCLES

REPORTED BOLLONS HAS RESIGNED SUPERINTENDENCY

Further Rumored That He Will Accept Position With Traction Company in Portland—Morris to Take Bollons' Place.

According to rumors which originated in Portland, William Bollons has resigned as superintendent of the Oregon division of the O. R. & N. to accept a position with the Terminal company in Portland. The same rumor has it that Bollons is to be succeeded by a former Southern Pacific official by the name of Morris. Bollons is well known in this city for in addition to having been division engineer before being promoted to the position of superintendent, he was formerly one of the proprietors of the Hotel Pendleton.

Morris is unknown to local railroad men, but it is understood that he has been in the service of the Harriman system for a number of years.

No official confirmation of the reported changes could be had at the local offices of the company, though it was admitted by some that they had heard the rumor from persons who have been in Portland recently.

ANOTHER MAN OF NOTE FALLS BEFORE ASSASSIN

Constantinople, Dec. 31.—News reached here today of the assassination Tuesday of Hassem Thim Pasha, governor general of the Yemen valley, while enroute from Santa to the Red Sea. Hassem recently charged the young Turks were responsible for the granting of valuable concessions and franchises to foreigners without sufficient returns to Turkey. His assassination is directly attributed to this squabble. No details of the crime have been received.

Billy Paul to Run.

Buffalo, N. Y., Dec. 31.—Billy Paul of Penn., who holds the intercollegiate mile record and is the fastest mile runner born in America will run his first race since his record run at Cambridge, Mass., last spring, when he goes against some of the best in the east at Buffalo today.

Not since his school days, and the latter part of them, has he competed in his native city. Buffalo, for as a Mercerburg runner he was too busy to enter open games and while he has been at Penn Mike Murphy has only used him a few times.

Paul denies that he intends to quit the cinder path and says he will be in his old form for this year's intercollegiate.

Machine Falls in Tree.

Moulmelon, LeGrand, France, Dec. 31.—Inventor's biplane today fell into a tree which probably saved the navigator's life. Baerdor was not hurt but the machine was wrecked.

Fly's for Half Hour.

Paris, France, Dec. 31.—Paul Tissandier today flew a Wright biplane over the city for half an hour. Count Malinski accompanied him as a passenger.

First Train on New Road.

Shreveport, La., Dec. 31.—It is expected that the Louisiana & Arkansas will run its first train into Shreveport tomorrow.

NOT VILLAIN HE IS PAINTED

Zelaya Declares Stories of Nicaraguan Conditions Are Biased or False.

SAYS KNOX IS GUILTY OF BAD DIPLOMACY

Former President of Nicaragua Declares He Has Not Been Given Opportunity to State His Side—Thinks Knox Has Made Mistake in His Action—Laughs at Stories of His Alleged Robberies—Not a Prisoner While in Mexico.

Peace Negotiations Off.

New Orleans, Dec. 31.—A Bluefields cable says an open rupture in the peace negotiations has come and Estrada has announced he will continue the revolution. Troops will be rushed at once towards Managua.

Mexico City, Dec. 31.—"Americans have been misled by biased reports made to order, stories of alleged crimes defalcations and the like in Central America and Bluefields, and if I am given an opportunity to state my side of the case, they will begin to understand the true state of affairs," said Zelaya to the United Press today. "I have enemies, but also friends in the United States and the latter firmly believe no matter what faults are found with my policy, they will not desert me from proper from a diplomatic view." Zelaya laughed at the story that he had plundered the treasury and declared he had paid the \$50,000 Emory claim out of his own pocket. He is not disturbed by rumors of an assassination plot. A sub-secretary of foreign affairs today denied that Zelaya is virtually a prisoner and said Zelaya might do as he pleased. "He can spend a million dollars in building palaces, can drink, talk, gamble, be merry, sleep and live in Mexico without fear of molestation."

MILLIONAIRE OFFERS REWARD FOR KIDNAPED COUSIN

Chicago, Dec. 31.—Frank Fehr, millionaire brewer and a cousin of Anna Kellener, who offered three thousand dollars reward for the girl's return, arrived here today and immediately consulted with the police. Immediately after the parents received a letter yesterday demanding five thousand dollars ransom. Fehr left Louisville for this city and it is believed the girl is hidden here. Fehr said: "I would increase the reward if I thought it would make the police more active."

KING ALBERT WILL NOT HAVE LEOPOLD'S CABINET

Brussels, Dec. 31.—It is authoritatively but unofficially announced that King Albert has accepted the resignation of the entire civil and military staff of Leopold, including Baron Wahls, governor general of Belgium. This action is accepted as a preliminary step toward stamping the old regime of the Congo.

LOCAL AVIATORS PREPARE TO MOUNT INTO ATMOSPHERE

Portland, Ore., Dec. 31.—A gasoline engine for installation in an aeroplane at Pendleton, Ore., has just been completed at the Willamette Gas Engine & Machine Works, 350 East Washington street, and will be shipped tomorrow to Pendleton. The aeroplane is the invention of a man by the name of McDennis MacColgan and he is being backed in his venture by Sidney Goodwing and John H. Bahr of Pendleton.

While little is known by Manager Weber of the machine works as to the principles of the aeroplane, it is said to be of a type not hitherto experimented with. Its propellers are said to have no rotary motion, but a folding, sliding motion like the wings of a bird. They are operated by means of levers in the hands of the operator.

The engine built by the Willamette Gas Engine & Machine Works is principally aluminum and weighs but 225 pounds. It develops 30 horsepower and has a 4 1/2 x 5-inch stroke.

N. Y. BANKER WRECK VICTIM

Spencer Trask Killed on N. Y. Central in Collision Between Passenger and Freight.

ANOTHER FATAL WRECK NEAR TRENTON MISSOURI

Heavy Freight Crashes Into Pullman Killing Banker Instantly—Official Reports Say he is only Victim—Five Bodies Already Recovered From Wreck in Missouri—Fifteen More Under Burning Cars—Train Left Rails and Topped Over.

New York, Dec. 31.—Word was received at the office of the Spencer Trask company, bankers, that Spencer Trask had been killed in a wreck on the New York Central.

At least two others besides Trask were killed when a freight train ramed the Montreal express at Croton, N. Y., one a negro porter, and the other unidentified.

Trask occupied the drawing room of the rear sleeper and was instantly killed when the heavy freight plowed through his car. Officials are inclined to blame the crew for the wreck.

New York, Dec. 31.—(Later.)—Railroad officials have announced definitely that Trask was the only person killed. Three others were seriously hurt.

Another Wreck Reported.

Trenton, Mo., Dec. 31.—A serious accident to the Rock Island Golden States limited near here is reported. The engine and all cars are said to have derailed. No details have been received.

Later—Five bodies have been recovered and it is reported fifteen are buried under the wreckage. The cars are burning and scores are injured. The fireman is believed to have been instantly killed, but the engine escaped. The train left the rails and toppled over two and a half miles north of here. The cars were badly smashed and the injured were rushed to hospitals here. Wreckers armed with axes attacked the sleepers attempting to rescue the imprisoned passengers. The train was the California special and not the Golden State limited.

OLD PIONEER EXPRES WITH THE OLD YEAR

Medford, Ore., Dec. 31.—With the passing of the old year, Silas J. Day, the oldest pioneer of Jackson county, has passed out into the night. He died early this morning at his home in Jacksonville, where he has resided since 1849, being one of the first to reach this place after the discovery of gold. Judge Day was perhaps the best known of southern Oregon pioneers. He was 84 years old.

James D. Campbell Retires.

Philadelphia, Dec. 31.—James D. Campbell, general solicitor of the Philadelphia & Reading, leaves that road today and will retire under the pension system. He has held the office since 1980.

E. J. Johnson, road supervisor for the Holdman district, has been in town today attending to business and visiting relatives.

HEBREW BANTAM LIGHT DEMONSTRATES HIS CLASS

Portland, Dec. 31.—The three thousand Portlandites, who saw last night's boxing exhibition between Monte Attel and Jimmy Carroll, both of San Francisco, are today proclaiming the little Hebrew the rightful bantamweight champion of the world. Attel is around the streets today without a scratch, while Carroll's right eye is closed, his face badly battered and bruised. Had a decision been rendered, Attel would undoubtedly have been the favorite one. He was the aggressor all through the ten rounds and landed cleaner blows. Moreover, the little Hebrew had plenty of steam back of his punches and made Carroll wince time after time as he sent in body punishing blows. Attel used a straight left to good advantage and in the first session started the claret flowing freely from Carroll's nose and partially closed his right eye. Carroll put up a game and clever battle, but was outclassed.

PLAN PERMANENT RELIEF FOR CHERRY SURVIVORS

Chicago, Dec. 31.—Plans are being made today by Ernest Bicknell, national director of the Red Cross, to call a meeting for councils here and the executive committee of the United Mine Workers to adopt plans for the permanent relief of the Cherry survivors. Replying to charges that the Red Cross didn't properly relieve the suffering, Bicknell said nearly \$200,000 had been expended and the families of the dead miners are being cared for even better than their own bread winners could have done.

SHERIFF OPPOSES MRS. JOHNSON'S MOVE

ASKS SHE BE HELD AS FUGITIVE FROM JUSTICE

Sappington Makes Counter Move to 'Fakeress' Attempt to Free Herself Arguments Made This Afternoon Before Judge Bean.

The hearing of the habeas corpus proceedings instituted by Judge Jas. A. Fee to secure the release of Mrs. Maud Baney or Johnson is now in progress before Circuit Judge Bean. The hearing was scheduled to take place at 10 o'clock this morning, but the counter move of Sheriff Sappington necessitated a postponement of the hearing until 3 o'clock this afternoon.

Just before the arguments on the habeas corpus proceedings were to be made, Sheriff Sappington, who is determined to take the woman back to the Washington town with him, filed an answer in which he declared that he was familiar with the circumstances of the case and in which he asked that a warrant be issued from this court for the arrest of Mrs. Baney on the ground that she is a fugitive from justice.

In order to properly meet this turn in affairs and to prevent the consummation of the sheriff's purpose, Fee asked that the hearing be postponed until 3 o'clock, which was done.

It is expected that Judge Bean will render his decision immediately at the conclusion of the arguments and that Mrs. Baney will either be given her freedom or that she will be turned loose only to be immediately rearrested on a fugitive from justice warrant.

Sheriff Sappington has had considerable experience in cases of this kind and he feels confident that the fair prisoner will not be able to escape the clutches of the law.

Money Orders by Cable.

Washington, Dec. 31.—Under an agreement entered into between the postal authorities of the United States, Canada and Great Britain and the Western Union Telegraph company, money orders may be exchanged by cable on and after tomorrow.

The maximum amount for which a single money order may be issued in England will be 40 pounds sterling, but for orders issued in the United States and Canada for payment in the United Kingdom the maximum amount will be 41 pounds, 1s. 4d., which is the equivalent of \$200.

Chicago's Big Budget.

Chicago, Dec. 31.—Chicago's municipal expenditure for 1910 will be the largest in the history of the city. For schools, libraries, water bureau and corporate purposes it will be in the neighborhood of \$55,000,000, which is \$3,000,000 in excess of the largest appropriation heretofore made.

New Years Open House.

The Methodist church will keep open house on New Year's day in the church parlors from 2:30 to 5 and 7:30 p. m. A literary and musical program will be rendered, beginning at 8 p. m. All the friends of the church are invited to come at any time that is convenient and stay as long as possible. Strangers will find a cordial welcome.

Herbert Garrison of Jerusalem, turned home this morning after transacting business in Pendleton for two or three days.

BATTLE WITH BANK ROBBERS

Bandits Are Frustrated—One is Killed and One severely Wounded.

OFFICERS DISCOVER PLOT AND HURRY TO SCENE

Police Conceal Themselves Near Bank and Await Appearance of Robbers—When Three Appeared Were Ordered to Surrender—Men Attempt to Escape But Police Bag Two—Other Makes Get Away—Dead Robber Identified.

Oklahoma City, Okla., Dec. 31.—One robber was killed, one fatally wounded and another escaped early today when the Oklahoma City police frustrated an attempt to rob the state bank at Harrah, a small town twenty miles east of here. The dead robber has been identified as Frank Kulligs of Kansas City, and the wounded man gave his name as Frank Carpenter.

The police discovered a plot to rob the bank and hurried to Harrah last night. There they concealed themselves near the bank and waited early today until the three men appeared. When the police ordered them to surrender, the men fled whereupon the police fired, hitting two.

LIMITS CAVALRY MOUNTS.

War Department Takes Action Against Ostentatious Display of Wealthy Officers.

Washington.—There are a number of rich young officers in the army and sometimes they try to outshine their less fortunate comrades by the "lutes" they put on.

In the cavalry, particularly, the opportunity to do this has been presented through the ability of the more wealthy men to keep a lot of horses—one fit for every occasion. They have blooded horses for parade purposes, hunters for social affairs, and polo ponies.

The war department has taken notice of this condition of affairs and, in a recent order, has endeavored to put a limit upon the number of animals that may be kept by any officer. The order says:

"It is believed that seven horses is an excessive number for one officer of the rank of second lieutenant to have at one time and that the precedent established by the approval of the possession of such a number would be liable to degenerate into an abuse. It is further thought that no officer should, as a rule, have in his possession more than four mounts, though in exceptional cases the number might be temporarily increased to five or six, especially when it is the intention to replace wornout or unsuitable animals by better ones, and that it should be clearly understood that the possessing of more than four animals should be exceptional and temporary. It should also be distinctly understood that it is highly improper for mounted officers to make use of government facilities for the purpose of speculation or personal gain in this connection."

Finds Pendleton Improved.

Prof. Fred Berkman, formerly instructor in the Pendleton Business college, but who is now in his third year with the Blair Business college of Spokane, was in the city this forenoon on his return from a Christmas reunion in Nebraska. He has only been away from Pendleton a little more than three years but in that time he finds there have been many improvements made. He was particularly impressed with the paved streets, the absence of the saloons and the improved appearance in the stores.

Mrs. U. G. Rudd of Baker City, is the guests of Pendleton friends today.

WOMAN BRUTALLY ATTACKED BY NEGRO

San Francisco, Dec. 31.—The entire police force is working and the community aroused by the brutal assault upon Mrs. Bessie Huntress, aged twenty-three, by a negro burglar who entered her home at 1434 Turk street at midnight and demanded money. Finding none, he attacked the woman, binding and gagging her leaving her half dead. In which state she was found by the landlady and she was rushed to a hospital where her condition was found to be serious. The woman is separated from her husband, and has been employed as a book-keeper.