

COURT BEGINS LONG SESSION

January Session will Probably Consume Five or Six Weeks. Many Cases on Docket.

CASES RANGE FROM PETTY LARCENY TO MURDER

Regular Term of Circuit Court Convoned This Morning-Cases to Be alogue-Old Grand Jury Makes Final Report and Is Dischargd-New Grand Jury Is Selected-Mi-Cases Today.

NEW GRAND JURY.

- James S, Bell, Athena fore- . man) L. C. Rothrock, Pendleton. James Hill, Helix, Arthur Hascall, Pilot Rock. W. S. Misner, Weston. J. H. Welker, Holdman.
- W. Pinkerton, Athena.

With almost all the crimes in the catalogue from petty larceny to murder included in the docket the regular January term of the circuit court which was convened this morning at 10 o'clock. The list of cases to be tried, not only contains a number of important cases, but it is a long one and it is estimated that at least five, ting witnesses before the grand jury clearing the docket. At that it is ex- saving the county unnecessary expected that some of the cases will be carried over.

The old grand jury made its final report Saturday evening and was discharged from further duty, while a new one was drawn this morning and immeddiately took up the investigation of some matters which were left uncompleted by the old body. District Attorney Phelps is directing the investigations before this body.

These cases were set for trial to-day. The first of these was the Citizens National Bank against Robert for

in as thorough manner as possible. We them separately and have used our best endeavors to get every part of each case presented to us that we might reach a just and intelligent decision. We have endeavored to render a decision in every case without fear or favor.

We have investigated and inspected the court house and all of the of ices and we find the building in good repair and the several offices in good condition. We find the books of the different departments in excellent shape and the records are kept in a thorough manner, showing expertness and detail in every department, showing that the officers and clerks are doing their work in a most satisfactory manner.

We visited the poor farm and laspected every department of that in-

stitution. We found everything in the very best shape; the moons clean Tried Include All Crimes in Cat- the bedding was not in the best repair but was clean, the rooms were comfortable, being warm, light, well ventilated and heated, the heating plant is in good condition and the dining room and kitchen clean and inviting The inmates made no complaint, but

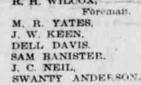
stated that they were well treated and given good .care. We found a large part of the county machinery stored in a building for that purpose, showing that good care

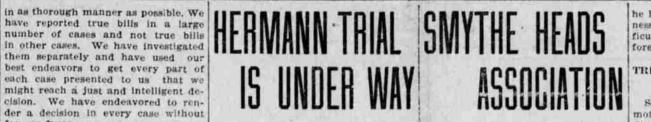
is taken of it. We found the stock in excellent condition, showing good care. There was an abundance of feed and produce on the farm, everything indicated careful and painstaking judgment on the part of the superintendent and his wife. We find there is in the culinary department too much work devolves upon the superintendent's wife, entirely too much for her to attend to all this work

alone, and we recommend that additional help be employed in this department, as it is an injustice to the superintendent's wife to have to do all this work without help.

We extend our thanks to the district attorney and sheriff and compliment them for their diligence in getweeks will probably be consumed in promptly, facilitating our work and We thank the court for the pense. consideration shown us during our session and beg to be discharge I.

Respectfully submitted, R. H. WILCOX,





ORGANIZATION COMPRISES

of Sheep Commissioners to Secure

Regulations for Interstate Movo-

ments of Sheep-Sheepmen Re-

turn-Meet in Portland Next Year

-Pinchot's Successor Approved.

ALL WESTERN STATES

Jury Being Selected to Try Pendleton Man is Chosen Former Congressman for President of Inter-state Conspiracy.

EXPECTED THAT MONTH WILL BE CONSUMED

165 of 301 Veniremen Fail to Put in Formed at Instance of Oregon Board Appearance at Drawing of Jury-Twelve Men Will Not Be Picked for Day or So-Trial Will Be Long and Tedious-Evidence of Washington Trial Will Be Read in Records.

Portland, Jan. 10 .- Binger Hermann faced the opening of his trial city, is president of the Interstate for conspiracy to defraud the gov- Sheep Sanitary association which was ernment of public lands before Judge organized in Ogden, Utah, January ?. Wolverton at 10 o'clock this morning. This was the news brought back to Up to 12:30 the court was busy hear- Pendleton this morning by the returnform a jury to try the case. This afform a jury to try the case. This afternoon attorneys will begin the task connection with the convention of the of selecting twelve men out of the National Wool Growers' remainder left from the original 301 it missed getting into the pressreports. men called to form a petit jury. When Clerk Marsh finished calling the long membership of 14 states and one othlist of names he found 105 of the er, Oklahoma, will be taken in. The number had failed to put in an up- movement which resulted in the forpearance before the court. Forty mation of the organization was startfive more were excused for reasons of ed by the Oregon board of sheep comss or business.

missioners through its secretary, Dan This afternoon at 2 o'c'o k work of P. Smythe. His selection for the head electing the trial jury will be begun office was therefore generally considand it is expected that a day or more | ered as merited. Ill be filled in this work, though at-The purpose of the association is torneys hope the box may be filled to secure uniform quarantine laws, out of the first few names called. It is evident the trial will be a long islation which may affect in general nd tedious one ing destroyed public records of the land office, will be read in the records here. This is done to save expense and the delay of bringing wit-

uniform bounty laws and uniform legthe sheep interests of the west. In Arrangements have been made be- the past there has been a spirit of ween the prosecution and the defense retaliation among the different states by which a portion of the evidence and many of the quarantine laws instead of endeavoring to control and required only inspection of caming across their borders, while nesses from Washington. How much others have required inspection, quarof this transcript will be read is not determined, and may depend upon antining and dipping, regardless of whether the animals were diseased, exposed or clean. Through the efthe course of the trial as it develops. It is expected, however, that a month forts of the association this condition

will be consumed in getting the case of affairs will not be permitted to nue longer.

he has always showed a spirit of fairness in the adjustment of Oregon difficulties which have been brought before him

TRIAL OF CALHOUN IS POSTPONED AGAIN

San Francisco, Jan. 10 .--- Upon the notion of Charles M. Fickert, the new district attorney, the trial of Patrick Calhoun, the millionaire traction magnate, charged with bribery, was postponed today until January 31. Fickert asked for the postponement on the ground that he is not familiar with the case's records. Attorney Stanley Moore, for Calhoun, asked Sheep Sanitary Association. that the trial be set for the earliest possible date. The second trial of Calhoun began last summer by Spe-cial Prosecutor Francis J. Heney, but only a few temporary jurors were obtained before the election drew near and as the case was the main issue in the campaign for the district attorneyship, it was postponed by agreement until November.

OLGA NETHERSOLE PLEADS FOR FREEDOM OF "SUPE"

Sacramento, Jan. 10 .- Olga Nethrsole, the actress, today petitioned Attorney Dan P. Smythe of this for the release from the San Quentin penitentiary of Percy Pembroke, a former "supe" in her company, who is sentenced to serve ten years. Pembroke was convicted of a bur glary charge, and prior to that "suped" in the Oakland theatre during Miss Nethersole's last engagement in that city. Upon her return to the association Pacific coast she heard of his predicament and yesterday appealed to The association was formed with a Governor Gillette for clemency in his behalf.

MADRIZ NOT SINCERE IN PROBING EXECUTIONS

Panama, Jan. 10 .- Information reeived from Managua today by Amresidents in Panama caused erican them to believe that the investigation into the execution of Leroy Cannon and Leonard Groce in Nicaragua, ordered by President Madriz will result only in an official whitewash to the incident, They say Madriz consented to the investigation only to satisfy the demands of American residents given in the Hermann trial at Wash- have been passed for the purpose of in Nicaragua and to place his adminington, when he was accused of hav- keeping out foreign sheep altogether istration upon a firmer Washington footing. That the affair will result prevent diseases. Some states have in no definite findings, or at best that some minor officers will be made sheep scrapegoats they say is inevitable.

FLYING IS OPENED



Deposed Chief Forester Prepares Statement to Public Justifying Course.

ADMINISTRATION PARTY FEELS UNCOMFORTABLE

Pinchot Prepares to Vindicate Action Which Led to His Dismissal-Will be Couched in no Uncertain Language-Pinchot and Roosevelt in Communication-Deposed Chief Flooded by Visitors and Mail.

Washington, Jan. 10 .- Gifford Pinchot is preparing a statement which will be designated to vindicate his position in the controversy which led to his dismissal as chief forester by President Taft. Stories that Pinchot has been in communication with Col. Roosevelt since the former president went to Africa are not denied by Pinchot's friends today. The Taft administration supporters appear to be much concerned over the possible contents of Pinchot's statement. It is expected it will point out in strong terms what Pinchot considers the dangerous attitude of the Taft administration toward the conservation of natural resources,

Pinchot is preparing the statement in his capacity as a private citizen. The work so far has been slow as he has been constantly interrupted by a stream of sympathetic visitors who called to express their regret that he has left the government service. He is being almost buried under an avalanche of mail, and telegrams from sympathizers throughout the country.

Pinchot Knows His Business

Washington, Jan. 10.-Pinchor's friends declare he is sure of the position he has taken and that he has not acted without careful consideration of results. The former chief forester spent most of the day with former Associate Forester Price, and former Associate Law Officer Shaw, who were dismissed at the same time in going over papers when not interrupted by visitors.

fense confessed judgment and the case was wiped from the docket,

The second case called was one against the Queen Insurance company and it was continued to the next term of court. The third case called was that of Jack Winnumshuft (an Indian) against Mark Butler. As the Indians were not in court the case was continued until this afternoon.

The next case to be called will be that of The State of Oregon versus Frank J. Ely. This will come up tomorrow. Ely is the transcontinental freight inspector who is accused by Charles Dickens with complicity in the freight depot thefts in this city. He is the only man remaining to be tried.

Another railroad case will follow this one. It is the case of Joseph Bowlin against the O. R. & N. company and is the one in which Bowlin, a former brakeman, is suing the company for \$15,000 damages for injuries received in an accident near Gibbon. a couple of years ago.

The Morse horsestealing case which is coming up for its second trial, will probably be the next one on the dock-

The Tracy or Arnold murder case was set tentatively for Monday, January 24. Attorney Will M. Peterson will appear with H. I. Watts for the defendant

Final Grand Jury Report.

The following is the final report of the September grand jury which ended its labors Saturday:

To the Hon. H. J. Bean, Judge of the Court of the State of Oregon, for Umatilla County:

We, your grand jury, beg leave to report to you the work done by this grand jury during its sessions. We have investigated all cases pre-

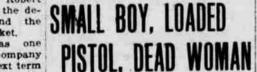
sented to us by the district attorney

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DEFRAUDING CHECKERS GET YEAR IN PEN.

New York., Jan. 10 .- Federal Judge Martin today sentenced Thomas Kehoe, Patrick J. Hen- . nessy, John R. Boyle and Ed- . ward A. Coyle, formerly check- . ers on the Williamsburg docks . for the sugar trust, to one • year's imprisonment on Black- . well's Island.

They were convicted December 17, 1909, for manipulating • the scales on the Williamsburg • docks in the interests of im- . porters. Oliver Spitzer, another . checker who was convicted with . the above four, will be sentenc- . ed February 1. He is in the • hospital recovering from an •



OFFICERS PERPLEXED

OVER ENSUING PROBLEM

California Town Scene of Tragedy Which Puzzles Offficials-Boy Warned Woman in Spirit of Fun That He Would Shoot Her-Bullet Sent Crashing Through Her Head-

Port Costa, Calif., Jan. 10 .- Joe Crowley, aged 10, charged with the and fired at his stepfather. murder of Mrs. Patrick Sullivan, the mother of six children, presents a most perplexing problem in the country's history to local officers. "Look

out, Mrs. Sullivan. I'm going to shoot you," cried the little boy as he pointed a rusty revolver at the woman as she stood upon the railway platform. Mrs. Sullivan, half smilling, half frightened, started toward the boy to seize the weapon. The tittle fellow tightened his grasp on the pistol, there was a loud report and

a flash as the woman lunged forward with a bullet in her brain. In a few minutes she was dead.

The boy was frightened nearly to death. He had been playing with the revolver along with half a dozen other boys all yesterday afternoon. Toward dusk when Mrs. Sullivan appeared the little fellow conceived the

fatal plan of pretending to shoot her. Officers are trying to learn who is responsible for leaving a loaded revolver where it could be found by chil-TAX LEVY FOR COUNTY

Dorando to Run Hayes. San Francisco, Jan. 9 .- Pietro Do-

dren.

test.

BOY SHOOTS STEPFATHER FOR STRIKING HIS MOTHER

to the jury.

Approved by Bureau. Dr. A. D. Melvin, chief of the bu-

reau of animal industry of Washing-

San Francisco, Jan. 10 .- Leonard Smith, motor man in the employ of the United Railroads, lies in the St. Francis hospital today with a severe bullet wound in his back, alleged to present and participated in the orbe the result of a domestic quarrel. ganization. They all approved of the The shot was fired by Merrill Smith, plan and Dr. Melvin declared it to be the victim's 18 year old stepson. Acthe best meeting of its kind he ever cording to the story told by young Smith who did the shooting, his mother and step father quarreled over a

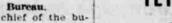
few dollars which Mrs. Smith was requested to give her husband. When Smith attacked the woman the lad without hesitation seized a small caliber rifle from the corner of the room

POTTER WOULD WORK IN WESTERN FIELD

Chevenne, Wyo., Jan. 9 .- A. F. Potter, on his way to Washington to succeed Gifford Pinchot as head of the forest service, stated today that his experience and personal knowledge of western conditions undoubtedly would bring the forest service and the west into closer harmony and that his policy would be more favorable to western industries.

"I expect my relations with the vestern interests to be most congenlal." he said. "I desire to work in harmony with the live stock associations, to protect the full use of the national forest ranges, to foster the stock interests and promote the general welfare of the west."

E. D. Ward and wife of Echo, are Pendleton visitors today.



ton, D. C., in charge of the western LOS ANGELES AVIATION field work of the department; Dr. MEET FORMALLY BEGUN Steadman, assistant to the chief and all the western chiefs, including Dr Ascension of Two Spherical Balloons S. W. McClure of Pendleton, were

Air Navigators-Managers Wife in forester of the United States. Basket.

attended. The bureau will be member of the association and the Los Angeles, Jan. 10 .- The big aviation meet was officially begun at noon when the balloon "New York" chief of the bureau will be a member of the executive committee.

In addition to President Smythe, the other officers are W. H. Philbrick

erinarian of California, represents his, while L. R. Webster is the Idaho member. All states west of the Mississippi belong to the association.

Meet in Portland Next.

The 1911 meeting af the national association of woolgrowers and also the meeting of the sheep sanitary'association, will be held in Portland, The selection of Portland is Oregon. onsidered a victory for all of Oregon.

Pleased With Potter.

According to Mr. Smythe, who retturned this morning, with the other growers of wool, the selection of A. Potter to succeed Gifford Pinchot of the forest service, is regarded fa-

vorably by the sheepmen of Oregon. While he will probably follow the policles of Pinchot to a great extent and

piloted by Clifford Harmon the New of Shohone, Idaho; secretary-treasur- from its mooring at Huntington the discharge of Pinchot, the Tribune er, and one vice president from each Park while thousands cheered. 'Be- must repeat that this country will state in the association. Charles Cleve- sides Harmon, the basket was occuland of Gresham, is the Oregon vice pled by Mrs. Dick Ferris, wife of the president, S. B. Nelson, state veterin-arian of Washington repesents his John Off, Mrs. Off, George Dreussler the president's statement that Ballinstate, Dr. Charles Keane, state vet- and George B. Harrison. A few sec-Kana, of Peoria, Illinois, followed the

rapidly after attaining an altitude of private privileges." about 300 feet they were borne toward

the northwest by the breeze.

Taft Nominates Postmaster,

Washington, Jan. 10 .- The nomination of John P. McGlynn, as postmaster of Laconnor, Wash., was made today by President Taft.

Steamer Runs Aground.

Kingston, Jamaica, Jan, 9 .- The Hamburg-American steamer Prinz an investigation committee in accord-Joachim, which sailed at 5 o'clock this morning for Colton, ran aground in the eastern passage. The steamer is not considered in danger, as the weather is calm. The German cruiser Hertha has gone to her assistance.

OREGON DELEGATION

FIGHTS NEW APPLE BILL Washington, Jan. 9 .- The Oregon . LIBRARY CLASSES COOK'S WILL BE SEVEN MILLS delegation has taken notice of the . bill introduced by Representative La- |. fean of Pennsylvania, to establish . standard packages and grades for . at home and abroad because of apples, and will oppose its passage. . the adverse findings of the Unibelleving its provisions inimical to • versity of Copenhagen's consistwestern fruit growers. The bill fixes . ory that examined his polar the standard box for apples at a ca- . It had been hoped that the county pacity not less than 2342 cubic inches, . feel the thrust made at him by and standard grades, size A, two and • the board of directors of the • one-half inches in diameter, size B. . Boston public library. two and a fourth inches, and size C • ant with orders issued by the • two inches. The bill provides re-strictions upon packing and penalties • day transferred Dr. Cook's for deviations from standards and • books from "travel shelves to •

> L. B. Mitchell of Freewater, is am-ong the large number of Pendleton • tinent." visitors today from the East end of . the county.

Glavis is Silent.

Portland, Jan. 10 .- Louis R. Giavin ex-special agent of the interior department arrived at Portland at 2 this afternoon. He refused to discuss the Marks Inauguration of Congress of ramoval of Gifford Pinchot as chief

COUNTRY IS FOR PINCHOT BE HE RIGHT OR WRONG

Chicago, Jan. 10 .- This country will stand by Gifford Pinchot, right er wrong, according to the Tribune which says editorially: "Without en-York millionaire aeronaut, shot up quiring into the technical justice of stand by Pinchot, right or wrong. It will not understand the legal or techger was within the law, but long since onds after the "New York" had been the country has been able to distinloosed, the "Peorla" piloted by F. J. guish between men who are 'law honest' and those who are moved by mor-"New York." Both sphericals rose al zeal for the public interest against

APPOINTMENT OR ELECTION OF COMMITTEE-WHICH?

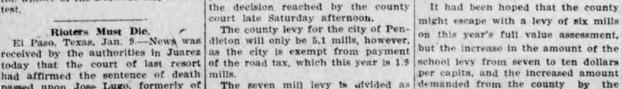
Washington, Jan. 10 .- Senator Nelson of Minnesota, chairman of the public lands committee today reported to the senate the house resolution calling for an investigation of the Balnger-Pinchot controversy. The resolution provides for the election of ance with the action, but taking the power of appointment from the hands of Speaker Cannon, and vice president Sherman. Another resolution providing for the appointment of a ommittee as originally drawn is also hefore the senate.

BOOKS AMONG FICTION

Boston, Jan, 10 .- Discredited 4 records, Dr. F. A. Cook may not . Pursu-Cook's . grades. It is likely to prove onerous . the "fiction" section of the li-These books are brary. "Through the First Antarctic .

rando, the Italian long distance runner, arrived from the east today to prepare for the marathon race which he is scheduled to run against John Hayes, February 23. Henry St. Yves, the Canadian runner who holds the world's championship for the classic distance, is in the city and will race the winner of the Dorando-Hayes con-

Rioters Must Die. El Paso, Texas, Jan. 9-News was received by the authorities in Junrez had affirmed the sentence of death mills. passed upon Jose Lugo, formerly of Juarez, and 15 others who engaged in a rlot at the town of Viesca in the state of Chihuahua last June, killing 34-40 mills. operation performed yesterday. • and wounding several persons and · looting the postoffice, telegraph and revenue offices



follows: State and county general fund, 3

County school fund, 1 31-60.

School library, 1-60. Road, 1.9.

year is to be seven mills. This was \$284,473.

but the increase in the amount of the per capita, and the increased amount

state, made it necessary to raise \$30,-000 more than was counted on. Each tenth of a mill will bring in about \$4,-000

The amount of the road fund 19 \$70,696.

the

to western growers.

Umatilla county's tax levy for this | This levy will bring in a total of might escape with a levy of six mills on this year's full value assessment.

demanded from the county by