

WEATHER REPORT

Probably fair tonight and Saturday; colder tonight.

COUNTY OFFICIAL PAPER.

VOL. 22.

PENDLETON, OREGON, FRIDAY, JANUARY 28, 1910.

NO 6810



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

CITY OFFICIAL PAPER.

ARNOLD TAKES WITNESS STAND

Accused Murderer Talks in Own Behalf—Proves to Be Good Witness.

MYSTERIOUS THIRD PERSON PLAYS IMPORTANT PART

Man Who, Defense Alleges, Was With Riball at Time of Murder, Is Described by Prisoner—Defendant Subjected to Rigorous Cross-examination—Prosecution in Rebuttal Takes Up Impachment of Witnesses—Room Again Crowded.

Now Arguing Case.

About 2 o'clock this afternoon the taking of testimony in the Arnold case was concluded and the attorneys began upon their arguments to the jury. The case will doubtless go to the jury some time this evening.

That mysterious third person silhouetted against the sky line so often and persistently in the murder case now on trial in the local court has at last been identified. He is Paul Lewis. Somebody saw him here, somebody there, but the defendant himself saw him and was with him in Pendleton and in Echo. The defense seems to move this Paul Lewis in a mysterious way there wonders to perform.

The defendant Arnold testified that Paul Lewis was in Pendleton on the morning they went down to Echo, that is when he and Riball went to Echo. Paul Lewis was at the depot when the local train left carrying Arnold and Riball. Lewis did not go down on that train, the defendant says so himself, but that afternoon, some time in the afternoon, the defendant met this Paul Lewis in Echo, and the defendant said there was no train in at that time. The defendant and Riball and Paul Lewis went to dinner together and it was not yet dark, it was daylight, and then somebody went to the hotel, probably Arnold and Riball. He didn't know where Lewis went. The defendant and Riball stayed around the hotel that afternoon, then they went to supper. And then they went back to the hotel and stayed there all night.

"What room did you occupy that night at the Echo hotel?" Mr. Phelps asked the defendant. Riball occupied room 15 with the defendant, the defendant said. Then Mr. Phelps asked the defendant if he wrote his name on the register that night. The defendant admitted he did. Mr. Phelps asked him if he saw the man write the name just above him on the register, the Lewis. The defendant did not see that name of this mysterious man, Lewis written. Yet the defendant was positive that Riball was the only person who occupied the room 15 with him that night. But the register shows that this man of mystery Paul Lewis also occupied room 15 that night. And the defendant says he and Riball occupied that room. The jury was left to draw their own conclusions.

The Cross Examination. On cross-examination District Attorney Phelps took the defendant over every inch of the ground while he was in Echo, he walked him back and forth from the Echo hotel to the depot, and from the depot to the Echo hotel and from the Echo hotel to the Jap restaurant and from the Jap restaurant to the Echo hotel, until the street commissioner had to put in a new sidewalk. He took him to the hotel office and registered him on Sunday and on Monday and on Tuesday, and on Sunday morning and Sunday night and Monday morning and Monday night, he registered him before breakfast and after breakfast, before dinner and after dinner, before supper and after supper and for a while it looked like he was going to get him up to register again after he had gone to bed.

And then he began on that horse proposition, about the two saddle horses that the defendant admits he secured from the Barker livery stable on Tuesday afternoon. The defendant testified that he and Riball and this man Lewis were at the depot and Riball and Lewis said they wanted to get a couple of saddle horses to go out in the country where Riball had a job on a ranch and the defendant said he was acquainted with Mr. Barker and could get them a couple of saddle horses and forthwith went and got the saddle horses, leaving Riball and Mr. Mysterious Lewis at the depot. Then he got on one of the horses and rode over to the Echo hotel.

What did you ride over to the Echo hotel for, Mr. Phelps asked him. To see if Riball was ready to go, was the answer. What did you go to the hotel for to see if Riball was ready to go if you left him and Lewis at the depot just a few minutes before? In answer the defendant said he saw Riball cross the street to the hotel after he left them at the depot, but that Lewis was still at the depot. And so on it went, so fast and hot was the stream of questions shot at the defendant that the audience had to hustle to keep within hailing distance of the thread of the story.

Tries to Prove Alibi. But the defendant came back with an answer every time. He hung to the original story with a tenacity that was admirable. He delivered the horses over to Riball and Lewis down by the end of the bridge after they crossed the railroad track. But after he got the horses from the barn upon his return from the hotel to see if Riball was ready he rode toward a warehouse near the depot and there Riball got on the other horse. Then they started down the road. Didn't go to the depot for Lewis because Lewis was walking down the railroad track. They passed Lewis and didn't say anything to him. They crossed the railroad track and didn't stop to wait for Lewis but rode on across the bridge and there the exchange was made.

The defendant then came back up town. He went over to the hotel kitchen where his ex-wife was working. He saw her there and he also saw that Miss Nissen there. He then went back to the depot and waited for the horses. About six o'clock this Miss Nissen came over to the depot and talked with him. He was standing on the railroad track in front of the depot when she came over. He also bought a bottle of beer that afternoon at a saloon in Echo and a Pendleton man jumped into the spot light for a moment and crowded out the Mr. Mysterious Lewis. This Pendleton man was McGee, he was a plumber, he was working on the school house in Echo plumbly by the school

PARIS FACES A NEW PERIL

Joy Over Receding Waters is Changed to Dread When Disease Becomes Rampant.

BROKEN SEWERS SPREAD DISEASE THROUGHOUT CITY

Residents of Gay Paris Confronted by New Terror in Hydra Headed Monster, Disease—Houses, Furniture, Clothing and Bedding Contaminated and All Are Condemned—People Barred From Their Homes—Hospitals Cannot Accommodate Sufferers.

Paris, Jan. 28.—Rearing its ugly head out of the polluted flood waters, the horrible dragon of disease bared its fangs in the face of Paris today, and the stricken city hesitated in its rejoicing over the arrival of the flood crest, with a sickening sensation of its new peril. Health officials are sending out placards warning of death lurking in the waters, befouled by broken sewers. Soldiers and police have positive orders not to allow any one to move back into the flooded houses after the water begins to recede. Inspectors report breaks in the sewers have been so frequent as to be necessary for officials to burn all clothing, bedding, carpets and other material which absorbs water. All of the flooded houses must be fumigated and walls scraped before the occupants can safely return to them. With the temperature higher today, the stench from the sewers has increased and the danger of the spread of disease is correspondingly greater. The hospitals are being taxed, the number of patients being far greater than they could accommodate properly under ordinary circumstances.

(Continued on page 8.)

ALLEGED CONTROL OF REFRIGERATOR CARS

WILL PROBE BEEF TRUSTS MONOPOLY OF CARLINE

Will Be Important Feature of Grand Jury Investigation—California Fruit Packers Prefer to Let Fruit Rot to Paying Toll to Trust.

Chicago, Jan. 28.—It was discovered today that one of the first matters to be investigated by the grand jury in connection with the beef trust will be the refrigerator car-line monopoly which packers, it is alleged, maintain. Prosecutor Sims is already said to have possession of evidence tending to show that California fruit growers chose to let their fruit rot in certain instances rather than pay heavy charges for icing the refrigerator cars during shipment east. It is understood that this phase of the operations of the beef trust has been carefully investigated in advance and that it will be brought forward as one of the most definite and apparent features of the alleged monopolistic methods of the packers. It is charged that by absolute control of refrigerator car lines which must be used in successful shipments of meats and other perishable food stuffs, the trust was able to control the movement of these necessities. It is also expected that the government will attempt to show that the trust through the leasing and alleged manipulation of refrigerator cars has obtained preferments of various kinds, amounting in some instances, it is alleged, to practically rebating.

Bumper Wheat Crop.

Winnipeg Man.—Western Canada broke all records for the magnitude of its wheat crop last year, according to the official figures. The year was marked by the unprecedented and enormous increase in Saskatchewan yield. This is the first time that Saskatchewan has passed Manitoba, and it not only passed Manitoba but almost doubled it. This places Saskatchewan now in the position of the premier wheat province of the Dominion. Here are the figures: Manitoba, 45,774,797; Saskatchewan, 99,255,000; Alberta, 8,250,000; total, 144,278,797.

4,000 Mile River Trip.

Pittsburg, Pa., Jan. 28.—Loaded with excursionists bound for the Mardi Gras festivities, a river steamship will leave Pittsburg tomorrow for a long trip down the Ohio and the Mississippi to New Orleans. The vessel is expected to cover the 4,000 miles in seven days. After three days in the Crescent City, the boat will begin the return trip on February 8, making several stops en route.

Will there be aeroplane joy riders soon, with cargoes of booze aboard? What fun it would be to see joy riders tumbling down from airships.

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MANY ATTEND HEN RECEPTION

Feathered Dames Continue Open House With Multitude of Guests.

MUSICAL PROGRAM IS DRAWING CARD

Splendid Orchestra Assists Greatly in Bringing Crowd to See Poultry Show—Unusual Interest in Exhibits—Prize Giving Still Continues—Cat Department Is One of Most Pleasing and Attractive Features.

- 1. March—Charlton... Sousa
2. Selection from "Faust"
3. Waltz—Under Southern Skies... Guonod
4. Hearts and Flowers (by request)... Tobani
5. Trombone Duet... One Sweet and Solemn Thought... Hays and Cheshire.
6. March—Pontifical (by request)... Guonod
7. Bell Duet—Old Black Joe... Master Wesley and R. W. Fletcher.
8. Minuet... Paderewski
9. Yale Boala Boala.

With but one day more to run, Pendleton's big poultry show continues to maintain its popularity. Especially is the musical feature attractive and words of highest commendation are heard on all sides for Director Frank Carruth and his big orchestra. Last night's program was probably the best of the week thus far, though the programs for this evening and tomorrow evening promise to be even better. The features last night were the trombone solo by Frank Hayes, "Love in Idleness," "War March of the Priests," "Apple Blossoms" and "Il Travatore," although each number was splendid and many of them were encored.

Judge Dixon said this morning that the management of the show was certainly to be congratulated upon the excellence of the music and he recommended that the musical feature be made a permanent part of the annual exhibits.

The prize roosters were won last night by Mrs. Carl Williams, who drew the handsome barred rock cockerel given by President D. C. Gurdane of Heppner; and by Geo. Rupert of 1117 W. Alta, who drew the beautiful single comb black Minorca cockerel given by Lester Boyd.

The prizes tonight will consist of a big Buff Orpington cockerel offered by J. E. Duke of this city, a setting of standard bred buff rock eggs given by Windle brothers of Portland, who took high honors on both Buff Orpingtons and Buff Rocks and a setting of the new breeds of Columbia Plymouth Rocks, given by Earl Williams of Milton, who owns the only birds of the kind in the northwest.

The interest in the exhibits themselves continues undiminished, though this is the fourth day. Many are coming who have been once or twice each day since the show opened and every time they find something which they had missed before. The wild geese, the peacocks, homing pigeons, guineas, cats, dogs, puppies, barred Minorcas, Sussex chickens, Columbia Wyandottes Redcaps and Houdans, vie with the older and better known breeds for the interest they attract. The show will close tomorrow night.

PENDLETON WINS DOUBLE VICTORY IN FORENSICS

That Pendleton High School is again to be a leading contestant for state forensic honors was evidenced last night, when two inexperienced teams, one defending the affirmative and the other the negative side of the same question won a double victory. The affirmative team composed of Arthur Jordan, Chester Fee and Pansy Ireland met the negative trio of Athol high school in this city at the Presbyterian church, and when the judges submitted their votes it was found that the local debaters had won by a two to one decision. In Weston the negative team composed of James Hartwell, Harvey McPherson and Peter Crockett argued out another victory by a like score while the Weston affirmative team met and vanquished the Athena negatives in Athens. All three debates were on the same question, "Resolved, That life imprisonment, with a restricted power of pardon, should be substituted for capital punishment in Oregon," and the outcome shows how well trained the Pendleton students have been on the question. The defeated team from Weston was composed of Clarence Brotherton, leader, Miss Ethel Bannister, first colleague and Miss Dottie Conrad, second colleague. President Will Moore of the Commercial club presided, while Dr. J. H. Shaw of Walla Walla, W. A. Hunt of Walla Walla, and Supt. J. D. Stout of La Grande acted in the capacity of judges. The event was well attended and Principal Hampton and Superintendent Landers are both very grateful to the people of Pendleton for their support and patronage.

SENSATION IN INVESTIGATION

Glavis' Attorney Charges Important Documents Omitted in Records Given to Taft.

GLAVIS ON STAND MOST OF THE DAY

Ballinger Investigation Committee Will Consider Decision of Judge Sanford in Cunningham Coal Case—Glavis Testifies He Knew Ballinger Too Well to Deal With Him Directly—More Subpoenas Desired—Ballinger Had More Than Formal Knowledge of Fraud.

Washington, Jan. 28.—A sensation was caused in the session of the Ballinger investigation committee today when Attorney Brandeis, representing L. R. Glavis, charged definitely that important documents were omitted from the record upon which President Taft based his exoneration of Secretary Ballinger. Brandeis followed this statement with a presentation of a long list of documents which he alleged were not included in the statements presented to Taft. The attorney asserted Ballinger had more than "a formal knowledge" of the Cunningham Alaskan coal land cases, as was stated by Attorney General Wickersham and charged Ballinger with being fully acquainted with the whole matter. The Wickersham statement referred to was made in the report of his investigation of the charges against Ballinger. Will Consider Sanford's Decision. Washington, Jan. 28.—That the recent decision of Judge Sanford of Seattle in the coal land case in which certain lands revert to the government because they had been obtained by an illegal combination, will be considered by the Ballinger-Pinchot controversy investigation committee was indicated by Senator Nelson today. Nelson said he had written for a full text of the court's decision. Louis R. Glavis, former chief of the field division of the land office, resumed the stand today and Attorney Brandeis presented a long list of documents which he desired to have admitted as evidence. Glavis presented a number of letters concerning the Alaskan coal land claims which were among the indirect causes of the present investigation. Glavis said Henry Hoyt, the present attorney general of Porto Rico, had advised him to take up the matter of Alaskan lands with Secretary Ballinger direct. The witness stated that he had replied, "I did not care to do so, knowing Ballinger so well." During the morning session subpoenas were requested by the counsel for Glavis for the following persons to give testimony regarding the Cunningham-Wilson claims, special agent Horace T. Jones of Portland, Arthur R. Bowman of Cheyenne, Wyo., Andrew Kennedy of Seattle, Henry Hoyt attorney general of Porto Rico, and P. C. Richardson of Seattle, Wash. The committee also asked to secure several hundred telegrams, letters and documents bearing in the various ways upon the cases involved, and tending to substantiate Glavis' testimony.

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TRACTION COMMITTEE AWAITING DEVELOPMENTS

Dr. Smith, Chairman, Admits Inability to Raise Money by February 1 But Hopes for Extension and Ultimate Success for Movement.

Table with 2 columns: Name and Amount. Total \$10,000.

PICTURE MACHINE IN AIR FOR AERO MEET

Rhelus, France.—While the Aero club of France is preparing for the great aviation meet of July 3 to 10 a local motion picture firm has placed orders for the construction of a light motion picture camera which will be taken aloft in the aeroplanes for the purpose of reproducing the flights. The action of the picture concern is taken as an indication that the meet will be the greatest ever held. According to Prince Roland Bonaparte of the Aero club, Count De Lambert, one of Wilbur Wright's pupils, Paul Tissandier, and others, this year will far outstrip the last in importance, in heavier than air flying. New records will be established for height, distance, time, passenger carrying, gun carrying, mail carrying, cross country and other flights. The cross country flights will be over a distance of 516 miles from Rhelms to Brussels. In photographing the flights, the motion picture company will employ aeroplanes, which it is believed will be the first commercial use to which the planes will be put.

Chocolates for Cripples.

London.—The Queen has presented to Sir William Treloar a large case containing a box of chocolates for each of the inmates of the Lord Mayor Treloar Cripples' Home and College, at Alton, Hants. The man who can invent noiseless or even much less noisy streetcars will earn the gratitude of millions and a fortune besides.

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