EVENING EDITION

WEATHER REPORT.

Showers tonight and Wednesday.

East Oregonian

DAILY SEMI-WEEKLY INDEPENDENT

EVENING EDITION

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

COUNTY OFFICIAL PAPER. CITY OFFICIAL PAPER.

VOL. 24 PENDLETON, OREGON, TUESDAY, MAY 2, 1911. NO. 7202

Oregon Historical Society 1-5-1948

WESTON FIRE CLAIMS VICTIM

Eph Williams Dies from Injuries Received by Jumping from Building

PROPRIETOR OF HOTEL IS A HEAVY LOSER

J. N. Klein States That His Loss Will Be $7000—Only Partially Covered By Insurance—Proprietor Will Continue Business in the Marshall House.

Dying at the county poor farm yesterday from the result of injuries sustained while escaping from the burning Hotel Royal early Sunday morning, Eph Williams today lies a corpse in the Folsom undertaking parlors. Williams was asleep in his room at the time the fire broke out and when he was awakened every avenue of escape was cut off except the window. Hastily tying two sheets together he began lowering himself down but the sheets became untied from the strain and he was precipitated to the ground with the result that his hip was broken and his head badly bruised. He was brought to the poor farm out from this city, but medical science could not save him.

Klein Lost Heavily.

According to J. N. Klein, proprietor of the burned Hotel Royal, he is a clear loser by the fire to the extent of about $3500. He valued his hotel and furniture at $7000 and he had it insured for but half that sum. Consequently he is a heavy sufferer.

At this time Landlord Klein is preparing to conduct his hotel business in the Marshall house, the brick building farther up the street which he has had leased as an annex to his hotel. He does not own that building but owns the furniture therein. Klein personally owned the Hotel Royal building as well as the contents.

Origin a Mystery.

At the time of the fire Mr. Klein, his wife and their younger child were all asleep in the room on the first floor of the hotel building. He was awakened by the noise of falling glass and rushing to the office found that the entire room was a mass of flames. Quickly getting his wife and child out of danger the landlord then strove to get the others to safety. His older son was sleeping in a room on the second floor and there were two guests on that floor. Other regular roomers at the hotel were at Walla Walla that evening, having gone over to the aviation meet.

So fiercely was the building burning that Klein could not get to the second floor, but he shouted himself hoarse in his efforts to rouse the sleepers. He was afterwards informed that they did not hear him at all. However, they all awoke and made their escape, though all three were more or less injured in doing so.

Did Not Use Ropes.

According to the landlord he had provided each room on the second floor with a rope that could have been use in making the descent to the ground. But so excited did his son and the guests become that they did not think to use the ropes. His son improvised a rope by using a sheet, but it broke or slipped and let him fall.

JAPANESE EXPEDITION FAILS TO REACH SOUTH POLE

Tokio, May 2.—Lieut. Shirase, the leader of the Japanese expedition for the South pole who swore to succeed or die, has failed and is alive. Dispatches from Sidney today tell of the return of the party, who expect to leave soon for Japan. The expedition reached 74 degrees and turned back on account of cold on March 10. Captain Scitt, English, Rael Amundson, Norwegian, and Captain Mayson, an Austrian, are now racing to the pole.

ROYAL PETROLEUM COMPANY TO COMPETE WITH STANDARD

San Francisco, May 2.—With oil wells in every section of the world, capitalized at half a billion, the Royal Petroleum company, a Dutch corporation, will enter the local field in competition with the Standard oil company. It has successfully fought the Standard in Europe and now proposes to carry the fight into the United States. It will soon open offices here and at New York also.

DECISION IN STANDARD CASE MAY HOLD OVER

Washington, May 2.—With only two days remaining of the present term it seems unlikely that the supreme court will announce decisions in the Standard Oil and American Tobacco company cases. If it goes over there will be no decisions until court convenes next October.

TEN THOUSAND STRIKE ON PENNSYLVANIA ROAD

Pittsburg, May 2.—With from seven to ten thousand already out additional walkouts are expected by the Pennsylvania railroad officials who are preparing for a bitter struggle with the shop men. The union officials charge the railroad began systematical fight against organized labor by dropping the union men whenever convenient. General Manager Long denies this. Strikebreakers are being imported to the Pittcairn shops also to Altourn.

STOCKMAN WILL BUILD COSTLY LEVEE

JOE VEY PLANS TO FARM RICH LAND TRACT

By use of Traction Engine he is Clearing Land of Trees and Brush—Levy Will Hold Out Waters of Umatilla River.

While the United States government and a numberof private companies are spending fortunes to reclaim thousands of acres of Umatilla county land by directing the waters of the river over a thirsty area, Joe Vey, well known stockman of this county, is spending a part of his accumulated wealth in reclaiming a tract of land near this city by building a levee to divert the waters of the river from the land. Recently he purchased the McKay tract about a mile east of the city limits from G. M. Rice and immediately set to work to make tillable land which has heretofore only served as pasture.

There are about 200 acres in the tract and it is rich bottom land but it has been so covered with large balm trees and dense undergrowth of alders, crabapple thorn and other brush that clearing of it has always seemed too difficult for undertaking. Vey, however, thought he knew an expedient way in which to remove the trees and brush. Securing a large traction engine and a strong cable he set to work, and has been clearing the land at the rate of an acre a day. The cable is fastened about trees and brush and the engine tears them out, roots and all.

Builds Costly Levee.

The undergrowth on the land, however, has not been the only obstacle in the way of tilling the soil. Every winter the Umatilla river rises above its banks and all of this land is overflown and inundated as it lies in a bend of the stream. To overcome this Mr. Vey has let the contract to Monterastelli Brothers of this city for the construction of levee which prevents this overflow.

This undertaking will cost several thousand dollars but Mr. Vey considers the expenditure of the money a good investment for he asserts, when

(Continued on page eight.)

YOUNG LADY SEEKS ADMISSION TO BAR

The unusual case of a young lady seeking admission to the practice of law came to the notice of the supreme court yesterday in this city. Miss Wayfe Hackett, stenographer to Attorney Jay Bowerman of Condon, was the young lady in question and she looks to be scarcely out of her teens. Her examination was made by Associate Justice Moore but it has not yet been announced whether or not she was successful in her efforts to gain entrance into a field which is almost monopolized by men.

There are six other applicants for admission to the bar and these are being given a rigorous examination by the committee consisting of Stephen A. Lowell, Sam Van Vactor and C. E. Cochran. The applicants are C. P. Judge of Portland, George E. Allen of Sumpter, Harold H. Clifford of Baker, W. T. Miller of Wallowa, Robert Service of Baker and W. J. Griffen of Wallowa. Argalus W. Gray of Stanfield is seeking admission to practice on a certificate from North Dakota.

A number of cases have come up before the supreme court today. The Union county case of the State of Oregon vs. Dell Kennedy et al, and the Grant county case of William Hanley company vs. J. D. Combs were continued for the term.

The Union county case of Anna Oliver vs. Fred Synhorst was argued and submitted as were the cases of State of Oregon vs. P. D. McDonald and the O. R. & N. company vs. Coolidge from the same county and the Wallowa county case of the State of Oregon vs. E. T. Schleur.

The court yesterday made a new ruling to the effect that no case would be considered in which eall of th briefs were not filed. Heretofore, attorneys have been permitted to argue their case and file their briefs afterward. This ruling will probably affect several of the cases pending.

BOTH HOUSES ARE CURRUPT

Burns Says Ohio Legislators Are Biggest Grafters He Ever Encountered.

DETECTIVES TESTIFY BEFORE GRAND JURY TODAY

Ohio Senators Declare They Took Money for the Purpose of Bringing the Supposed Lobbists to Justice and With no Other End in View—This Will be Defense.

Columbus, May 2.—Following the arrests of thre Burns' detectives for attempts to bribe members of the state legislature the impression is general today that the eagerness of the sleuths to clinch a case has betrayed them. Senators Andrews, Centone and Huffman are among those who admitted taking the money. They declare they did it for the purpose of bringing the supposed lobbists to justice and with no other end in view. This, it is said, will be the plea of all the members who accepted the detectives coin.

Both Houses Corrupt.

Detective Burns who arrived today said that the legislators involved were the biggest grafters he has ever encountered. Both houses, he stated, are most corrupt he has ever investigated. Burns' detectives testified before the grand jury today. They claim to have cases cinched against legislators.

MEXICAN HOSTILITIES BREAK OUT AFRESH

San Diego, Cal., May 2.—Hostilities have broken out afresh along the border and in the last brush near Tecarte three Federals were killed, and the rebel commander who came up on six federals unexpcted was shot in th throat probably fatally. He calls himself Jack Mosby. The other three federals escaped on horses. Later rebels were attacked by some federals who came to their aid. The latest reports are that 20 rebels are at Tecarte while the federals are gathering at Tia Juana to attack them.

El Paso.—Owing to delay of the arrival of Judge Carbajal, the Mexican peace envoy, negotiations probably won't start for several days. Madero seems to be in no hurry though the rebel activity is increasing daily in the Senora and Coahuila states. Others fear that there will be a continuation of the war if something is not done in a hurry.

OHIO WANTS DIRECT ELECTION OF SENATORS

Columbia, Ohio, May 2.—The state senate today by a vote of 18 to 16 passed the bill for the direct election of United States senators. The bill has already passed the house. It is believed the bribery scandal has frightened the senators into voting for the measure.

M'VEAGH FACES $100,000 LIBEL SUIT

Chicago, May 1.—A suit for $100,000 for libel was filed here today against Secretary-Treasurer McVeagh by Charles Leach, former collector of customs at Cleveland. He alleges McVeagh removed him from office through an accusation that Leach had permitted goods from being removed from custom house without payment.

WILL TRY CASE ON ITS MERITS

Defense of the McNamaras' Will Not Ask For a Change of Venue in Case.

PROSECUTION HELD LONG CONFERENCE LAST NIGHT

Attorney Freericks Says He Will Look Upon Case as Great Criminal Charge Without Thinking of the Labor or Capitalistic Side.

Los Angeles, May 2.—With both sides practically conceding that public opinion is fair, the indications are that the defense of the McNamaras won't ask for a change of venue. Fredericks said he would try the case on its merits, and look upon it as a great criminal case without thinking of the labor or capitalistic side, although veniremen's opposition to Otis, the Times or labor, would be made a basis for challenge of the prosecution. The prosecution held a long conference last night following the arrival of Attorney Leo Rapport from Indianapolis.

Rappaport Makes Statement.

Lee Rappaport, who will be an assistant in the defense of the McNamaras, today gave out his first intervie in which he said it was merely a criminal case, that unon labor was not affected by it and that he believed the men would be found not guilty.

SEEKS TO DISMISS MABEL WARNER CASE

There was another development in the famous Mabel Warner case this morning which may prevent its termination at the present session of the supreme court. Attorney D. W. Bailey this morning filed with Deputy Clerk Moorhouse a motion to dismiss the appeal which Attorneys Fee, Slater and Steiwer, representing the heirs of James Young, deceased, made from the decree of Judge Bean in favor of Mabel Warner.

Attorney Bailey bases his motion on two points. First he alleges that the notice of appeal does not sufficiently describe the decree appealed from or any decree upon which appeal is sought to be taken and second that said notice of appeal is not signthe decree was rendered inasmuch the decree was rendered in asmuch as Caroline Phillips, one of the parties, was dead before the appeal was taken and that no substitution has been made.

The motion is accompanied by affidavits, one of which is from Mabel Warner, to the effect that Caroline Phillips was dead before the appeal was taken. The court will probably pass upon the motion tomorrow.

CHIEF OF POLICE COX TENDERS HIS RESIGNATION

Portland, May 1.—Chief of Police Cox tendered his resignation to the police commissioners today. They refused it on the ground that Cox has not been proven guilty of the charge of malfeseance in office as the indictment charges. Therefore the board has no grounds to act. Cox says the charges are the result of politics and he is made to suffer for the actions of higher officials.

MAY DAY PICNIC AT UMATILLA WAS BREEZY BUT SUCCESSFUL

Quite a number of local people were at Umatilla yesterday to attend the Redmen's May day picnic and they report that the affair was a big success and very enjoyable despite a wind late in the day. Among those who were down from Pendleton were James Devlin, a high official in the Redmen; L. D. Drake, advertising manager of the East Oregonian; W. L. Thompson, president of the American national bank; J. R. Raley, city attorney, and Charles Bond of Bond Bros. Many were also present from Echo, Stanfield and Hermiston.

Had River Ride.

The picnic was held at the Switzler ranch on the Washington side of the Columbia where there is a beautiful grove. The ride across the river was made on the ferry boat Umatilla and all on board entered into the spirit of the festival day. At the Switzler place a ball game was pulled off in which the contesting teams were picked from the Redmen lodges of Umatilla and Hermiston. Victory went to Umatilla though an accurate score of the game was not kept. A big lunch was then served to all present and the particular feature of this lunch was a mammoth kettle of beans of which all who were present partook and concerning which remembrances will long be held.

After the lunch the picnickers were taken on the ferry boat again and a trip was made to a ranch just above Plymouth where a buckaroo program was pulled off. Bucking horses and calves were ridden and some good exhibitions were given.

In the evening a war dance was held at Umatilla and following the same a general dancing party was given in the hall at Umatilla, the dancing being managed by Showaway tribe, Redmen. Music was furnished by the Pendleton orchestra and the dancing lasted until 2 o'clock.

CREW OF SCHOONER IS THOUGHT TO BE LOST

Milwaukee, May 2.—A two-masted schooner believed to be a trader capsized off Whitefish Bay, half a mile out in Lake Michigan. It is feared that her crew of at least five men have perished. Life savers have been trying to reach the wreck but the heavy sea thus far has prevented. A large number of lake craft were blown about by last night's storm and many did not dock until this morning. ...

FREDERICK STEIWER RESIGNS HIS OFFICE

W. C. E. PRUITT IS NEW DEPUTY DISTRICT ATTORNEY

Steiwer Forced to Give up Position by Demands of Private Practice—Has Been Capable Officer—New Deputy is Well Known Man of County.

Deputy District Attorney Frederick Steiwer is deputy district attorney no longer and that title is now worn by W. C. E. Pruitt. Mr. Steiwer resigned the office last night and while his resignation was being written out, District Attorney Van Vactor was preparing the appointment of Mr. Pruitt.

The news of this change in deputies comes as a surprise to the public but Mr. Steiwer has been contemplating the step he has just taken for some time inasmuch as his private practice demands all of his time and energies. He signified his desire to District Attorney Van Vactor some time ago but was induced to remain in office for a while longer. Mr. Steiwer has held the position for three years, having been appointed by Judge G. W. Phelps who was then district attorney. Upon Mr. Phelps' appointment to the circuit judgeship and the appointment of S. S. Van Vactor of Heppner, district attorney, he was retained as deputy. During his incumbency he has proven himself a capable attorney and an able prosecuting officer.

W. C. E. Pruitt, who succeeds Mr. Steiwer, is well known all over the county, having been engaged in public work for a number of years. For the past two years he has been assisting in the county clerk's office but prior to that time was engaged in the practice of law in this city. Before his admission to the bar, Mr. Pruitt was a newspaper man of wide experience, having at different times been on the staff of the Portland Telegram, city editor of the Pendleton Tribune and editor and half owner of the Baker City Herald. Mr. Pruitt is both energetic and capable and should fill his new position with credit to himself and to the man who selected him.

For the next few days Deputy District Attorney Pruitt will have his offices with Raley & Raley, but will soon move into an office of his own.

BILL TO BENEFIT DESERT LAND OWNERS

(Special Corresponence.)

Hermiston, Ore., May 2.—The bill that has been introduced in the house of representatives by Hon A. W. Lafferty, and which the desert land holders of the Umatilla project are so much interested in, reads as follows:

62d Congress—First Session.
H. R. 7038.

In the House of Representatives.

Be it enacted by the senate and house of representatives of the United States of America in congres assembled. That persons who have valid desert-land entries within reclamation projects and who have complied with the provisions of the acts of congress approved June twenty seventh, 1906, and June seventeenth, 1902, by relinquishing all land embraced within their respective desert land entries in excess of one hundred and sixty acres may assign such entries, or any part thereof, by legal subdivisions or in tracts not less than five acres in area to other persons, and such assignees upon submitting proof of the reclamation of the lands and upon the payment of the charges apportioned against the same, as provided in the said acts of June 27th, 1900, and June 17, 1902, may receive from the United States government a patent for the lands. That such an assignment and the filing of a water right by the assignee shall relieve the assignor from any obligation for water right payment upon the land so assigned, but the assignee or assignees shall take all assignments made under the provisions of this act, subject to the limitations, charges, terms and conditions of the said acts of June 27, 1906, and June 17, 1902.

Section 2. That if a survey shall

(Continued on page five.)

WIND STORM SWEEPS EAST

Two Persons are Killed and Much Damage Done to Property.

FROST PREDICTED TONIGHT IN GREAT LAKES REGION

Forecast Predicts Drop of Forty Degrees—Heavy Damage to Fruit and Crops Is Feared—Heavy Electrical Storm Strikes New York State Last Night.

Washington, May 2.—Frost is predicted tonight in the great lakes region, the Ohio valley and Middle Atlantic and New England states. The forecast predicts a drop of 40 degrees. It is feared heavy damage will result to the fruit and crops. It is estimated that yesterday's storm in Illinois, Indiana and the northwest states east of the Rockies ran into thousands of dollars. In the great lakes region there were heavy winds and thunder storms. In Kentucky and Indiana there were rains and in Nebraska and Colorado there was some snow.

Young Girl Killed.

Scranton, Pa., May 2.—In an electrical and wind storm that swept this city last night Mary Finots, 15 years old, was killed by lightning and an unidentified boy had his skull fractured by a falling sign.

Four houses were blown from their foundations, a score of persons injured by flying glass and dozens of plate glass windows in the business section were shattered.

A machine show was demolished by lightning, hundreds of trees were uprooted in all sections of the city, electric wires and trolley cables were blown down and at least 100 homes and business places damaged by wind or lightning. The property damage, it is estimated, will exceed $100,000

Somerset, Penn., May 2. — A terrific wind which accompanied a thunder storm late yesterday afternoon shattered windows, moved houses and barns from their foundations, wrecked machinery, uprooted trees and lifted cattle from the fields, depositing them in a heap a hundred feet or more away. Hunreds of acres of timber and orchards were leveled.

Many windows in two school houses were blown in, causing a stampede of the children, but they were quited by the teachers.

Storm in New York.

New York, May 2.—A severe electrical storm made playthings of telephone and telegraph wires throughout New York state last night. The local weather bureau predicts continued high winds for the next 24 hours and it is likely that communication by wire will be badly crippled.

At Ithaca a hail storm caused damage to property and the loss of one life. At Syracuse several houses were blown down and the city was in darkness all night.

In southwestern New York the wind attained hurricane violence and wires are down in all directions today. The property loss will be very heavy. The St. James hotel at Cuba, N. Y., was unroofed and one man killed.

BAKERS' STRIKE CAUSES RIOT IN NEW YORK

New York, May 2.—The police reserves rushed to a half dozen east side points today to quell disturbances between the union and non-union Kosher bakers. Indications are that a serious bread famine will result if strike continues longer. There is a shortage of 75,000 loaves of bread daily.

AMUNDSON AND SCOTT RACE TO SOUTH POLE

San Francisco, Cal., May 2.—Delayed in transmission from Chr'st, New Zealand where it was filed April 1, Henry Lund, the Norwegian consul general here today received a telegram from Amundson which tells of his meeting in the far Antartic seas with an English expedition headed by Scott. They met at Whale Bay in Ross Sea. The parties are now supposed to be chasing for the pole on separate routes.

MANY WAR VESSELS ARE IN CANTON HARBOR

Hong Kong, May 2.—British blue jackets and marines with rapid fire guns landed in Canton from four warships today to quell the Chinese rioters if outbreak occurs again. No foreigners have suffered yet, but some fear for the missionaries scattered through the provinces. Four British and two French warships and two American and one German gunboat are in the harbor.

MRS. ORTIE M'MANIGAL SUFFERS NERVOUS COLLAPSE

Chicago, May 2.—Mrs. Ortie McManigal has suffered a nervous collapse on account of her husband's arrest in Los Angeles.