

WEATHER REPORT. Fair and cooler tonight; Friday fair.

COUNTY OFFICIAL PAPER.

VOL. 24

PENDLETON, OREGON, THURSDAY, JUNE 15, 1911.

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

CITY OFFICIAL PAPER.

RICARDO MAGON IS ARRESTED

President of Liberal Junta is Charged With Violating Neutrality Laws

BEEN SENDING MEN TO LOWER CALIFORNIA

Liberal Junta Leader Says His Party Could Wipe Out Madero in Six Months If They Had Plenty of Money at Their Command—Says Cientific Party Is Strong.

Los Angeles, June 15.—In a cell in the county jail today where he is awaiting the hearing before the United States commissioners on a charge of violating the neutrality laws by having men to go from Los Angeles to Lower California to enter the service of the liberal revolutionists, Ricardo Magon, president of the local liberal junta today declared that the liberals could wipe out Madero in six months if they had money. He said the Cientific party with millions back of it are purchasing ammunition and supplies and preparing to strike a decisive blow against Madero. He asserted that Madero won't be in power long. Magon refused to discuss his arrest.

Bail is \$5000. Sympathizers of the Mexican liberal cause are scurrying around today to raise the \$5000 bail to release Ricardo Magon, head of the Liberal Junta; Anselmo Figueroa, editor of the La Regeneracion, the Junta's newspaper, 624 1/2 Colorado Rivers, the Junta secretary. They are jailed for sending recruits into Lower California thus violating the neutrality law. Magon denies he enlisted the soldiers because he said "He had not the money to pay them." He said Madero was behind the arrests.

District Attorney Ready. United States District Attorney McCormick stated today that he stood ready any time to present the government case against the liberals, but in fairness to them he said, he believed he would give them time to consult attorneys to prepare for hearing Monday.

Dick Ferris Arrested. San Diego, June 15.—Dick Ferris, an amusement promoter, who recently declined the provisional presidency of Lower California, today was arrested charged with the violation of neutrality laws. Ferris advertised for 10,000 men to take Lower California.

WESTON IS PREPARING FOR STRAWBERRY DAY

Weston residents are busily engaged in preparing for the Strawberry day and Horse Show to be held at that place Saturday, July 1. The occasion is principally for the purpose of demonstrating the value of the mountain soil for the raising of this delicious fruit as well as other products. Strawberries, cream and cake will be furnished free to all the visitors in attendance. Other products from the mountains will be on exhibition and suitable premiums and prizes will be given to those making the best display.

In connection with the strawberry exhibit a horse show will also be held. During the forenoon a literary and musical program will be rendered, and the afternoon will be given over to sports and a ball game between two teams of the Blue Mountain League. Ira M. Kemp is the chairman of the committee on arrangements and the public can be assured that everything will be well conducted.

Pennsylvania Democrats. Harrisburg, Pa., June 15.—Pennsylvania democrats climbed on the Woodrow Wilson bandwagon today at the state rally of democratic clubs, which had the New Jersey governor as guest of honor. There is little doubt, according to state leaders of the party, that Governor Wilson will receive the vote of the Keystone state's delegation to the democratic national convention. A state league of democratic clubs was formed at today's meeting. The democratic state committee will hold its annual meeting here on July 19, but party harmony has been somewhat shattered by the rivalry between A. G. Dewalt of Allentown and George W. Guthrie of Pittsburg, both of whom claim the state chairmanship.

Mr. and Mrs. E. E. Whiting of San Francisco were here last evening and while here visited with Captain and Mrs. C. A. Murphy, Mrs. Whiting being a niece of Captain Murphy. Mr. Whiting is a traveling salesman, being the representative of Reiss Bros. & Co., Chicago.

J. T. Lennallen is in the city today from Adams.

REVOLUTION IN PORTUGAL UNDER WAY

London, June 15.—The dispatches from Portugal today state that the long expected monarchic revolution against the provisional republic government headed by President Braga is under way. The garrison at Chaves near the northern frontier has mutined and killed the commander. At Braga in northeastern Portugal the monarchists sacked the newspaper plants and now control the town. The Lisbon dispatches state that the government is rushing troops to the affected sections.

TEDDY REPLIES TO LABOR EDITORIALS

CERTAIN NEWSPAPERS CENSURED BY COLONEL

Says Publications Owned by Harrison Gray Otis Are Responsible for More Brutal Utterances Than Attributed to Labor Leaders.

New York, June 15.—"Certain capitalistic newspapers of the stamp owned by General Harrison Gray Otis, have been responsible for more brutal utterances than those attributed to any recognized labor leader," says Colonel Roosevelt in the current issue of the Outlook. The editorial is headed, "Mr. Gompers, General Otis and Dynamite Charges." In the article Roosevelt answers Otis' and Gompers' editorials which had been answers to Roosevelt's original editorial on the McNamara's arrests. After roasting Otis, Roosevelt replies to Gompers which he declared was fair and honorable and couched in respectful language. The colonel then plead for an even chance for justice in the dynamite cases.

MORMON LEADER SUMMONED BEFORE SUGAR COMMITTEE

Washington, June 15.—Despite the protests of Senator Reed Smoot, the Hardwick sugar investigation committee today ordered President Smith of the Mormon church to testify. Smoot wrote a letter asking that Smith be excused because Thomas Cutler of Salt Lake City could give all the testimony that Smith could. Hardwick insisted on Smith, however, saying he is the big factor in the organization of the Utah-Oregon Sugar company.

INDIAN PUPILS HOLD EXERCISES TONIGHT

Tonight at 7 o'clock will be the closing exercises of the Umatilla Indian school at the agency and Major E. L. Swartzlander invites all who are interested to attend. A number of local people will avail themselves of the invitation in all probability. The programs in which only Indian children participate, are declared to be unusually interesting. Major Swartzlander states that the children have been practicing faithfully and will go through their drills, recitations, songs and other numbers without a hitch.

The following is the program arranged: Song—"Every Morning on Time." Salutatory Four Children Recitation Joseph Thompson Song—"Sleepyland"..... Esther Motanic Recitation—"When I'm a Man"..... William Allen "Good Bye"..... Little and Stephen Williams Toasts Ten Boys Japanese Love Song..... Emma Johnson "Summer Vacation"..... Samuel Walker Flag Drill Twelve Girls History Lesson Two Boys Recitation—"Grandpa's Barn"..... Henderson Tatshama Piano Duet A Song of Long Ago..... Emma Barnhart Zu Zu Drill. June Song.

POMERENE TAKES SLAP AT ATTORNEY GENERAL

Washington, June 15.—Speaking to his resolution directing the department of justice to bring criminal prosecutions against the personal defendants in the standard oil, and American Tobacco cases, Senator Pomereene, democrat, Ohio, took a slap at the attorney general for not prosecuting Rockefeller. "Rockefeller's pathway is marked by more victims whose business careers were ruined by unlawful methods than any man in the industrial history of America, yet he is unwhipped by justice," said the senator. "No statute was ever more plainly written than the Sherman law nor more easily understood. The vast corporations in attempting to evade the law made it conform to their business.

WATER USERS MUST MEASURE

Supreme Court Decision in Big Water Case Will Have Sweeping Effect

ALL RIGHTS MUST BE DEFINED HEREAFTER

Neither Henrietta Milling Company Or Allen Ditch Company Wins Victory—Neither Side Had Case Because no Definite Claims Presented—Decision Affects Government Suits—Blow is Dealt at Water Hogs.

Contrary to the general belief when the announcement was made yesterday that the supreme court of the state had reversed the decision of the lower court in the famous water case of the Allen Ditch company vs. the Henrietta Milling company, there is no decisive victory for the latter in the opinion, but there is embodied in it a decision that will have a sweeping effect on all water litigation including that now pending in the adjudication of the rights of the 309 or more water users in this county.

Copies of the opinion were received by attorneys for both sides this morning and it was learned that the supreme court, while reversing the decision of the lower court and dismissing the case, found that neither side in the suit had made out a case because of the fact that they had failed to describe definitely how much water they claimed with their water rights. I. e. they had only stated in a general way how much water their titles carried.

Must Measure Water. According to Col. J. H. Raley, one of the attorneys for the Allen Ditch company, this finding is a most important one because it means that in all future cases of water litigation the exact number of inches of water claimed will have to be stated and that all water users hereafter will be required to install and maintain measuring boxes to determine this amount.

Will Expeliate Adjudication. Col. Raley declares that the decision of the supreme court is simply paving the way for a complete adjudication of the water rights of the county and that it will be highly instrumental in clearing up a complicated matter. In all future cases, including the suits filed by the government recently, the exact amount of water claimed must be defined.

Neither Party Favored. The opinion of the supreme judges simply puts the two contesting companies on the same basis of all other water users in the county and their rights will be adjudicated along with many others. As regards the priority of the rights of the two companies, the court held that riparian deeds given to the Henrietta Milling company do not entitle the company to use all of the water required before the Allen Ditch company can divert any from the river. However, the whole case was dismissed without cost or disbursements and without prejudice to any other further suit which either party may deem it advisable to institute concerning the matters in dispute. The costs in the lower court, which amounted to about \$1000, were however, assessed to the Henrietta Milling company.

Blow at Water Hogs. One clause in the opinion indicates that the claims of water hogs will be

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CRIME WAS PREMEDITATED

Mrs. Myrtle Kyle Carefully Planned to Kill Conductor Harper and Seiz

MOTIVE FOR CRIME IS ONLY SURMISED

If Bullets Had Failed Woman Would Have Resorted to Poison to End Own Life—Had Purchased Carbolic Acid Tuesday Evening—Dying Man Threws No Light on Cause of Tragedy.

That the murder and suicide committed by Mrs. Nannie Myrtle Kyle at Milton yesterday morning was the result of deliberate premeditation is proved beyond a doubt by discoveries made since the tragedy. Not only did she plan her own self-destruction after having taken the life of Joe Harper but she made careful preparations so that her death would be certain. If bullets had failed to end her life she would undoubtedly have resorted to poison.

The revolver with which she committed the double tragedy was of the Iver Johnson make and 38 calibre and had been purchased together with six cartridges the night before. Two of the cartridges were found in her hand bag after her death. Besides securing the revolver, she had sent her 12-year-old son to the drug store the night before to secure a vial of carbolic acid with which she undoubtedly intended to complete her self-destruction if the bullets failed.

Motive Only Surmised. The motive of the terrible double tragedy is still clouded and will probably never be entirely cleared. That there was some degree of intimate relationship between the two victims seems indisputable and yet if there was any scandal connected with this relationship, it was not widely known for the dead woman bore a good reputation among her neighbors.

J. N. York of Dry creek, for whom her former husband was building a house when the divorce was granted, states that he attempted at that time to smooth matters over but was convinced that the wife was too well acquainted with Conductor Harper.

Robert Storie, at whose home Mrs. Kyle lived during the past ten months, is unable to throw much light on the matter. He declares that several weeks ago she told him that Mr. Harper was too bold. Yesterday morning he says, at 6:35 she called to him asking the time and immediately departed from the house without a word of explanation. As she had been employed at a packing house in Freewater for some time, no suspicion was excited.

Looked to Heaven. She walked rapidly to the waiting place for the cars which is the Fountain on Main street. People there declare that as she approached she was seen looking to heaven and muttering to herself but nothing else strange was noticed in her demeanor. She entered the car with Mrs. J. D. Bird, while the conductor was engaged in turning over the seats for the return trip.

Fired Four Times. When his back was within a few feet of her she drew a revolver and holding it firmly in both hands be-

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STRIKE OUTLOOK IS UNSATISFACTORY

London, June 15.—Leaders of the striking seamen admitted today that the general strike outlook is more unsatisfactory than yesterday when the general walkout was ordered. They assert that other seamen will join soon. The shippers say the strike is a fizzle, and declare those who walked out want to return. The strike is progressing in London, Glasgow, Shields, Middlesborough, Belfast, Amsterdam, Manchester, Antwerp and other places. The strikebreakers are being recruited.

REFERS TO MADERO AS "MODERN CAESAR"

DIAZ CABINET MEMBER MAKES GRAVE CHARGES

Says Madero Is Indifferent to National Welfare and Is Protecting Anarchy—Charges Him With Despotism, Favoritism and Militarism.

Mexico City, June 15.—Referring to Madero as a "Modern Caesar," an article by Vera Estanol, a former member of Diaz' cabinet, published today, caused a tremendous sensation. He charges Madero with despotism, favoritism, militarism, illegal procedure, indifference to national welfare, insubordination and protecting anarchy. He suggests the formation of a new political party, which may complicate the coming election. A new uprising is fomenting in the state of Tabasco, headed by the former governor of Venezuela, according to reports today.

Commercial Luncheon Tomorrow. The board of managers of the Commercial association will hold their regular weekly luncheon tomorrow noon and Secretary Jack Keefe requests a full attendance as matters of importance are to be discussed.

A School Without a Girl. County School Superintendent Frank K. Welles has made a new and startling discovery. In making out his annual report today, he found that the school in district No. 199 which is near the state line not far from Wallula has consisted of boys and boys only during the whole of the past term. Miss Minnie E. Groomley is the teacher in this freak school.

MOUNTAIN BATTERY FOR THE ROUND-UP

If the request of the Round-up directors is granted by the war department a mountain battery from the United States army will be one of the attractions at the great frontier show to be held here in September. It will be an attraction worth seeing because the "Mule" batteries are a unique part of Uncle Sam's fighting force.

The request for a battery for the Round-up has just been made by Dan F. Smythe, one of the board, through adjutant General Finzer. The adjutant general promised to secure the attraction if possible and Governor West will also give his endorsement to the request.

Under the rules of the war department detachments from the army may participate in civilian tournaments but they are not permitted to take part in any entertainments given for private gain. Inasmuch as the Round-up is a community affair, pays no dividends to its stockholders, but on the other hands applies all the gate receipts to improving the grounds and paying for entertainment features it is held it would be entirely proper for the government to be represented at the show.

BOMB EXPLODES NEAR MADRID ROYAL PALACE

Madrid, June 15.—A bomb exploded today in the Plaza Oriente adjoining the royal palace. The entrance of the cathedral was damaged and other buildings in the neighborhood were shaken. So far as learned none were injured.

Fights for Tonight

Winnipeg Man. June 15.—Sam Langford and Tony Caponi, middleweights, fifteen rounds. Akron, O., June 15.—Joe Coster of Brooklyn and Johnny Kilbane of Cleveland, featherweights, fifteen rounds. Janesville, Wis., June 15.—Harry Forbes of New York and Jimmy Walsh of Boston, ten rounds. Miss Luna Whittenhiller, formerly one of the window clerks in the local post office, arrived yesterday to visit at the home of her uncle, Jack Craig.

POSSE PURSUES BOY BANDIT

Lad Makes Escape From Reform School—Robs Ten Saloons and Eludes Sheriff

LODGED BEHIND ROCKS DEFIES WHOLE POSSE

Hill is Surrounded by Men and It is Planned to Starve Bandit Out—Officers at Last Get on Track of Fred Melville Who Committed Burglaries Two Weeks Ago.

Valejo, Calif., June 15.—Fred Melville, the boy bandit who is alleged to have robbed 19 saloons since his escape two weeks ago from the Preston reform school is today engaged in a desperate battle with a posse of 150 men. Melville took his stand in a thick clump of bushes between Valejo and Benecia. The posse dare not storm the hill. It is believed that he is without food or water and can be starved out.

Boy Attempts to Leave. Shortly after nine o'clock Melville attempted to leave the stronghold but Sheriff Veale of Contra Costa saw him and fired fifteen shots and the lad rushed back to his stronghold in the rocks. The posse then stopped firing and simply surrounded the hill and are waiting. The officers say the boy had nothing to eat since last night and that his attempt to break through the lines indicated that his straits are desperate. The officers saw tracks of the boy last night when Sheriff Frazier encountered him on the road. They had a pistol duel after which the lad dropped, crawled into the bushes and disappeared. The instructions sent out today to the farmers is not to feed anyone asking it.

State Wardens Are Coming. The Umatilla county Fish and Game association will hold a meeting tomorrow night in the city hall for the purpose of making arrangements for entertaining State Game Warden W. L. Finley and Master Fish Warden R. E. Clinton who will arrive here Saturday, June 24, on an official visit. They will remain in this city until the Tuesday following and the local sporting men are desirous of making their visit a pleasurable one. Mr. Finley is also Oregon president of the National Audubon society and is a speaker of widespread reputation.

Swat the fly" is to be the slogan in Pendleton as well as in Portland and the first swat is to occur Monday evening.

Under the auspices of the Ladies civic club a public lecture is to be given here on the above named evening by Dr. Calvin S. White, secretary of the state board of health. The lecture will be illustrated by stereoscopic slides. Concerning these slides and Dr. White's lecture, Dr. C. J. Smith, a member of the state board and a physician who has given much attention to the subject of the house fly, says:

"The views to be shown are the most up-to-date obtainable and will be of great value in illustrating the subject which is one of vital importance in eastern Oregon at this time of the year. Dr. White has made a close study of the common house fly and will give some information and advice that should be of the utmost value to people who are seeking to maintain healthful conditions during the warm weather period."

The lecture by Dr. White is to be given in the civic club's room on the second floor of the city hall.

STATE GETS TESTIMONY THROUGH WIFE OF SEE

Chicago, June 15.—Although the wife of See of the Absolute life cult cannot under the law testify against him, the attorneys for the state who are prosecuting him for the alleged mistreatment of girls admitted today that through her they got most of the testimony against See. The woman is separated from her husband. Under the law she cannot be legally guilty of robbing him. With a safecracker she went to the so-called junior commonwealth, established by her husband and blue open the safe and secured papers, many of which were in See's handwriting. Among the papers is an unprintable so-called "Book of Truth" in which he refers to the "spirit of absolute life."

Kat Gimball, former all around high school athlete, returned last night from Eugene after completing his first half year at the University of Oregon.

CIRCUIT JUDGE PHELPS RIVALS SOLOMON OF OLD AS LAWGIVER

By a decision rendered yesterday in the case of the Appleburg Water Co. vs. Addison C. Henderson, Circuit Judge G. W. Phelps has proved himself a most worthy claimant for that attribute of mind which has preserved the memory of Solomon through hundreds of generations, according to local attorneys. The dispute in the case was over the appropriation of water from Birch creek for the irrigating of tracts of land owned by John P. McManus and A. C. Henderson and others of the Henderson family, and to end the long quarrel, Judge Phelps took the matter of distributing the water entirely out of the hands of opposing parties and appointed Abe Miller as a special commissioner to deliver the water to parties as they are entitled to it.

A New Solution. This is an entirely new solution to water disputes and local attorneys are bestowing considerable praise upon Judge Phelps for his originality in dealing with a complicated matter. At least one of the attorneys in the case is highly pleased with the solution and believes it will prove so satisfactory that other cases will be treated in a similar manner.

DR. WHITE WILL TELL HOW TO DOWN THE FLY

Under the rules of the war department detachments from the army may participate in civilian tournaments but they are not permitted to take part in any entertainments given for private gain. Inasmuch as the Round-up is a community affair, pays no dividends to its stockholders, but on the other hands applies all the gate receipts to improving the grounds and paying for entertainment features it is held it would be entirely proper for the government to be represented at the show.

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