

WEATHER REPORT.

Fair and cooler tonight. Wednesday fair.

COUNTY OFFICIAL PAPER.

VOL. 24.

PENDLETON, OREGON. TUESDAY, NOVEMBER 21, 1911.

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

CITY OFFICIAL PAPER.

WANT WATER RIGHTS PROVEN

Commercial Club Board Asks Federal Officials to Settle Reservation Cases.

SEEKS FOR FULL ACTION

By Resolution Board of Managers Ask U. S. Attorney to Get Busy—Aid of Senators and Others Will Be Invoked.

Through action of the board of managers yesterday afternoon the Pendleton Commercial club has taken up the cause of the Umatilla Indians and the irrigation of the reservation by urging that government officials proceed at once to secure a full and speedy determination of the rights of the local redmen.

At a meeting of the managing board held at 4 o'clock in the afternoon yesterday the following resolution was introduced and adopted without a dissenting vote.

Resolved, That the right of the Indians of the Umatilla reservation to the use of water from the Umatilla river and tributary streams in the irrigation of their allotments is a subject of litigation in the United States courts.

Whereas, the best interests of the Indians of the aforesaid reservation require that every reasonable step be taken by the attorneys for the government towards fully and speedily establishing the rights of the government's wards, to-wit, the surviving members of the Umatilla, Walla Walla and Cayuse tribes.

Whereas, the best interests of the people of the city of Pendleton and of its surrounding territory require that the rights of the Indians be established to the end that their reservation may be developed and made more productive.

Whereas, the Pendleton Commercial association is an organization which has for its chief purpose the promotion of the material welfare of the city of Pendleton and its tributary territory. Therefore, be it

Resolved, That the managing board of the Pendleton Commercial association favors the full and speedy determination of the rights of the Indians and that the officers of this organization be directed to work in every reasonable way to such an end and be it further resolved that copies of this resolution, signed by the president and secretary be forwarded to the United States attorney for Oregon, to each member of the Oregon congressional delegation, to the commissioner of Indian affairs at Washington, and to the secretary of the interior.

Want a Settlement. The adoption of this resolution was moved by E. B. Aldrich and the motion was warmly supported by a number of those present, including President Dan P. Smythe and Dr. C. J. Smith. In the course of the discussion the subject of Pendleton's interest in the question was touched upon and it was also urged by H. D. Gray that the best interests of all call for a settlement of the rights, whatever they may be.

G. I. Ladow, who is both a member of the managing board and of the city water commission, inquired as to the possible effect of the passage of the resolution upon the efforts of the city to obtain a gravity water supply. He was told that inasmuch as United States Attorney McCourt has already ruled that the city's right to water is secondary to the right of the Indians the municipality has nothing to lose from a complete establishment of reservation rights, but on the other hand, will gain greatly should these rights be fully established.

VICTIM PETRIFIED BY DOCTOR'S EYE

San Bernardino, Nov. 21.—When Dr. McDavid was literally carried into the superior court room here today, to stand trial for holding Miss Jessie McDonald, a local high school girl captive in a room adjoining his dentist office for fifteen months, the girl who was seated in the court room shrieked:

"Those eyes, those terrible eyes, take me away, I feel my body turning to stone."

The court allowed friends to take her from the court room, with her baby, Arthur, of which it is alleged McDavid is the father.

California Special Session.

Sacramento, Nov. 21.—Governor Johnson today issued a call for a special session of the legislature for Monday and including therein twenty-six subjects for legislation. A presidential primary which he favors was the first subject he dealt with.

YUAN SEES SURE REBEL VICTORY

Chinese Premier Expected to Join Revolutionists Soon

Hankow Again Reported Captured From Imperialists—Manchu Reign is Doomed.

Peking, Nov. 21.—Yuan Shi Kai, the new premier, is quoted today as having said that the fight to save the Manchu throne is hopeless in view of the widespread character of demand for a republican form of government. It is believed Yuan will soon join the rebels openly.

It is rumored but unconfirmed that the rebels have recaptured Hankow. If this proves true and the rebels capture Nanking, practically nothing remains but for the Manchus to abandon the conflict and make their way to safety by flight.

Missionaries Safe.

London, Nov. 21.—Chinese rebels sacked the town of Tai Yuen Fu, in the province of Shan Si, according to a cable dispatch from Shanghai to the Baptist missionary society here. The town is in ruins but it is reported that the missionaries are safe. Tai Yuen Fu is in the same province in which twenty-five foreign missionaries were slain recently.

GIRL TELLS OF TAR AND FEATHER OUTRAGE

Lincoln Center, Kas., Nov. 21.—Apparently emotionless, Miss Chamberlain, the young lady school teacher, testified today in the trial of three of the fifteen men who are charged with tarring and feathering her.

She said she was stripped of her clothing from her waist down while Edward Ricord, who escorted her in a buggy was hidden in the bushes, after the masked men had stopped them.

Afterward, she said, Ricord reappeared and drove her home and later boasted that he had been paid for entering her there.

The reason for the outrage is unknown yet.

RELATIVES OF POWDER MILL VICTIMS AWARDED INSURANCE

Olympia, Wash., Nov. 21.—State Industrial Insurance Commission awards of \$7,559.25 have been made to relatives of the eight girls who were killed in the Imperial Powder mill explosion at Chehalis.

This will come out of a fund paid by the powder industry in the state. The Dupont company says it will refuse to pay its assessment, as it would be paying more than its rival company.

BANKERS ENDORSE ALDRICH RESERVE ASSOCIATION PLAN

New Orleans, La., Nov. 21.—The American Bankers' association's 37th annual convention opened here today with delegates representing 12,275 banks, throughout the country, attending. The innovation was delivered by Archbishop Blenk and Mayor Behrman welcomed the bankers.

President Watts submitted a report strongly endorsing the reserve association plan of ex-Senator Aldrich, chairman of the national monetary commission. Practically every speaker endorsed the plan.

Mr. Aldrich in speaking and supporting his new monetary banking plan, said:

"The failure of our monetary system is largely attributed to the inability of our banks to co-operate in times of stress and our defective, inflexible system of note issues."

He then concluded by saying that his system would not compete with the existing banks but would maintain the integrity of them.

O-W, R. & N. Brakeman Killed.

Walla Walla, Wash., Nov. 21.—Brakeman Thomas Wilkins of the O-W, R. & N. company, who was injured on Alto hill yesterday afternoon when he fell under a freight train which he was endeavoring to board, died at 2 o'clock this morning in St. Mary's hospital, where he had been brought to receive surgical attention. Both limbs were frightfully mangled by the four cars which passed over him and, owing to loss of blood, but little hope was held out for his recovery.

JNO. D. HAS BOOKS PADDED

Through Attorney, Small Shareholders of R. R. Are Defrauded.

ALSO BEATS COMMISSION

One Small Measure of Stock, Valued at Less Than Five Hundred Dollars Pays Annual Dividend of Two Hundred.

Washington, Nov. 21.—That he padded the reports of the Duluth, Mesaba and Northern Railroad company, under the personal instructions of George Murray, Jno. D. Rockefeller's personal attorney, and that the oil king somehow absorbed some valuable stocks which he held, was the burden of testimony given by C. H. Martz, the engineer who constructed the line, testifying before the Stanley Congressional committee which is investigating the steel trust today.

He said that after Rockefeller got control of the road, he was instructed to make a report, so padded as to show that the road was valued at eight million dollars.

This was submitted to the Minnesota state railroad commission, in order to show that the freight rates charged on ore were not exorbitant. Martz said that he had owned nineteen shares in the line, but turned over his holdings, when told to do so, as the concern needed the shares to build a branch road.

Rockefeller offered him \$25 a share for the stock. He sold it at thirty dollars. The same stock now pays \$200 yearly dividends.

Surgeon General Succumbs.

Washington, Nov. 21.—Walter Wyman, surgeon general of public health and marine service, died at residence hospital at 12:20 o'clock this morning after an illness of several months.

The direct cause of Dr. Wyman's death was a carbuncle which developed four weeks ago after he had been in poor health several months.

The body will be taken to St. Louis and the funeral probably will be held there Thursday.

Convicts Choose Bullets.

Prince, Utah, Nov. 21.—Given the choice between hanging and shooting by District Judge Christenson today, two convicted murderers chose the bullet and were sentenced to be shot at the state penitentiary on January 19.

Frank Romeo and Robert Saffey, the men who are to die, murdered Albert V. Jenkins at Sunnyside, Utah, for the purpose of robbery. John Corlier, found guilty of complicity in the crime, was sentenced today to life imprisonment.

Oldfield to Be Reinstated.

Savannah Ga., Nov. 21.—It was announced here today that Barney Oldfield may take part in the Vanderbilt cup race next year. It is said he will drive a car if the American Auto association decides to reinstate him, which is probable.

Railroad Man Drowns.

Chehalis, Wash., Nov. 21.—Bill Kordina, a railroad section hand, was drowned today in a effort to swim across the flooded bottom lands near this city. The man with whom Kordina made the bet, it is asserted, demanded the stakes after the accident.

Baseball Magnate Dies.

New York, Nov. 21.—William Russell, president and chief owner of the Boston National Baseball club died here today.

LOCAL W. O. W. TO ROUNDUP MAVERICKS

Taking advantage of the popularity of Round-Ups, the Woodmen of the World in this locality have planned a monster round-up for December 11, at which time they will put their brand on such mavericks and "sleekers" as they succeed in herding into their corrals during the next three weeks. This was the announcement made this morning by J. P. Walker, clerk of the local camp, who is himself very active just now in scouring the prairies for unbranded stock.

The W. O. W. round-up will be participated in by all of the camps of that order in the county and it is expected that one of the largest classes of initiates in the history of local lodges will be taken through the mysterious rites which will qualify them to wear the insignia of the wood choppers.

HEIRS MAY LOSE MORTGAGED LANDS

Holder of Lien Asks Court to Order a Foreclosure

Suit Commenced by Heirs to Force Division Interrupted and Partitioning May Be Unnecessary.

If an answer filed yesterday in the suit of Faye Smith et al vs A. H. Sunderman et al by Claude Sloan succeeds in its purpose, the heirs of E. L. Smith will be left in the position of the man holding the sack on a hunting expedition. Sloan asks the court to order a foreclosure on a mortgage which he holds on the land which these heirs want divided and, should this order be given, there will be little left to divide.

E. L. Smith (not the Pendleton merchant) purchased a number of years ago the old Sloan ranch on Butler creek and at that time executed a mortgage for \$16,500 to Frank Sloan upon the land acquired. This mortgage was subsequently transferred to Claude Sloan. Later Smith died, leaving to his heirs, Smith, Sunderman et al his mortgaged property.

Recently several of the heirs commenced suit against the others and named a number of other persons, claiming to have interest in the property, as co-defendants. Frank Sloan was one of these, but by motion Claude Sloan has been substituted, because of the transfer of the mortgage.

Now comes Claude Sloan, through his attorney, Frederick Stelwer, with his answer to the original complaint and asks for a foreclosure of the mortgage he holds, and it is probable that this move will result in the Smith heirs, heretofore divided among themselves, uniting to fight a common enemy.

BIBLE CLASS TO SEE RING 'MILL'

A. J. Drexel Biddle of Philadelphia Will Incorporate Fistic Art in Curriculum of Sunday School.

Philadelphia, Pa., Nov. 21.—J. Drexel Biddle, millionaire, boxer and Sunday school worker, believes in boxing as an amusement and an entertainment for the members of his bible class of Holy Trinity church. He has arranged to box Danny Hutchinson, the former football star of the University of Pennsylvania at an entertainment under the direction of his bible class. The bout will be staged at the North Broad street drawing rooms, 715 North Broad street. The money will go to the Drexel-Biddle bible class.

U. S. WILL NOT PAY FOR HOUNDS FOR ARMY MEN

Washington, Nov. 21.—The army cannot maintain a pack of hounds to be followed in hunts, so that officers may improve their horsemanship. The controller of the treasury has so decided.

The commandant of the mounted service school at Fort Riley, Kans., asked authority to expend not more than \$25 monthly for this purpose. It was endorsed by the secretary of war with the statement that European army men engaged in this training and that there was no better way of promoting good horsemanship.

The controller maintained that there was no authority of law for the expenditure.

Confesses to Robbery.

Grand Rapids, Mich., Nov. 21.—According to the Grand Rapids police tonight, Percy B. McClelland, a former employe of the Adams Express company, has confessed to the robbery of the express company's safe at the depot Sunday night. Detectives today recovered \$7653 in currency and checks at his home.

WOMAN SLAYER OF SPOUSE IS SERENE

Denver, Colo., Nov. 21.—When the trial of Gertrude Patterson opened today, Mrs. Patterson garbed carefully, seemed serene and unruffled as the lawyers wrangled over the selection of the last jurors.

It was evident that the defense will plead emotional insanity and self-defense for the killing of Patterson, whom she claims she shot because he sold her to Emil Citron, a wealthy Chicago clothier, for \$1500, and attempted to make her continue the blackmail.

The prosecution hopes to combat the effect of the story that the woman will tell by introducing letters Patterson wrote in which she said she had confessed she was guilty of wrong doing, and promised to kill him if he prosecuted Strous, as he had threatened to do.

Charge Illegal Registration.

Los Angeles, Calif., Nov. 21.—Scores of warrants for alleged illegal registering are expected as a result of a conference today between District Attorney Fredericks and Samuel Brown, chief of detectives, who says he has evidence that there has been a systematic colonization of illegal voters, for Tuesday's municipal election.

SEATTLE THIRSTS AS WATER FAMINE CONTINUES TO GROW

Two Thirds of City is Now Without Water and Entire City Will Be Tonight.

ALL PUBLIC INSTITUTIONS ORDERED CLOSED

Metropolis is Without Means of Combatting Possible Fire and Situation Promises to Become More Grave ---Railroads Are Demoralized.

BEATTIE PRAYS AS CHAIR IS TESTED

Richmond, Va., Nov. 21.—With scarcely a shadow of his spirit of jauntness in evidence, Henry Clay Beattie, under sentence to be electrocuted Friday for the murder of his young wife, today threw off his bravado, when electricians began testing the electric chair in which he will die in three days, fell on his knees and prayed.

Apparently having suddenly come to a realization of the short period of time left for him to live, Beattie is trying to find comfort in religion which he has until today steadfastly refused to consider.

Reports that Beattie has confessed to Reverend Dennis are unconfirmed today. It is believed a detailed statement will be made after the execution.

PACKERS CHANGE THEIR MINDS REGARDING ENTRY

Chicago, Ill., Nov. 21.—Counsel for packers, being prosecuted for violation of the anti-trust law, did an unexpected thing again today when they appeared before United States Circuit Judge Kohlsaat and moved for an immediate entry of his decision quashing their writ of habeas corpus and granting their appeal. Judge Kohlsaat granted the request.

Last Saturday the packers' attorneys protested against an immediate entry, evidently with the idea that they might gain time for another coup.

The trial on the main issue is set for Wednesday.

MERCHANT MARINE IS URGED.

Army Officer Declares U. S. Could Not Transport Troops in "Real" War.

Chicago, Ill., Nov. 21.—That the United States is greatly in need of an increased merchant marine was asserted by Major W. H. Wilkins, U. S. A., in an address before the Hawk-eye Fellowship club in the Auditorium Hotel.

In speaking on "The Causes of the Turkish-Italian War" Major Wilkins declared that should the United States become involved in war at the present time it would be an impossibility to supply transports for soldiers.

"In case of war the United States would find itself in the same position as Turkey is in today," he said. "We have given all our attention to building battleships and have made no provision for an adequate merchant marine. In case a real war, lasting for any period of time should start we would not be able to get our troops on the ground of battle."

Mission Committee Adjourns.

Denver, Colo., Nov. 21.—After having distributed for mission work in different forms \$1,082,998, the general committee of foreign missions of the Methodist Episcopal church adjourned last night. Spokane, New York and Chicago offered to entertain the committee next year, but the selection was left to the board at New York.

Bishop Hamilton said that \$12,000 had been received from 18 persons who had responded to the emergency appeal which was sent out last evening.

A call for \$1,500,000 was decided on for next year.

\$150,000 Fire in Peoria.

Peoria, Ill., Nov. 21.—The Avery Manufacturing company, makers of traction engines and threshing machinery suffered a loss of approximately \$150,000 by a fire which consumed a block and a half of their structures at 2:30 this morning. The plant is located at Axtelville, which joins the city and employs about 300 men.

DARROW AGAIN ASKS FOR A NEW RULING

Hall of Records, Los Angeles, Nov. 21.—Allying that the prosecution was given material advantage by court's ruling, that it can challenge for cause, men who refuse to convict in capital cases where the evidence is entirely circumstantial, while the defense cannot challenge on the same grounds, Attorney Darrow asked the court to reopen the question today.

Judge Boardwell denied the application "without prejudice," saying it possibly may be reopened later.

This ruling would favor the defense but Darrow contends that when a jury is allowed to fix life imprisonment for a murder, they might convict a man knowing the decision would not be fatal to a prisoner and could be rectified.

No jurors were passed today.