

THE WEATHER
Fair tonight and Wednesday;
not much change in tempera-
ture; variable winds

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JAPAN AROUSED OVER REPORTED TOLEDO AFFAIR

Investigation Is Asked By Consulate

SETTLEMENT IS SEEN

Both Sides Willing to Ar- bitrate, Says Gram— No Violence

By Miller Vaughn
(United Press Staff Correspondent)
TOKIO, July 14.—The foreign of-
fice is investigating reports from To-
ledo, Oregon, that a mob ejected 15
Japanese laborers of the Pacific
Spruce corporation from the county.
The newspapers feature the dis-
patch which has aroused widespread
indignation.

PORTLAND, July 14.—A request
for an official investigation of the
deportation of more than 20 Japanese
mill workers from Toledo, Oregon,
was made today by H. Okamoto, acting
Japanese consul, to Governor
Walter M. Pierce.

The Japanese consulate will forward
full details of the affair to the
Japanese ambassador in Washington.
He will take up with his government
the question of whether a formal
protest should be made to the United
States, it is understood.

SALEM, July 14.—Differences be-
tween white laborers and owners of
the Pacific Spruce corporation over
the employment of Japanese laborers
will probably be settled peacefully,
C. H. Gram, state labor commissioner,
told Governor Pierce today.

Both factions are anxious for a
settlement of the matter.
A score of Japanese who were
deported without violence, Gram said.
They were provided with funds to
care for their immediate necessities.
Most of them returned to Portland,
from where they were sent by a
Japanese labor contractor.

SITUATION SERIOUS

SALEM, Ore., July 14.—Except to
admit that the situation "is serious,"
Governor Walter M. Pierce so far has
refused to comment on the situation
at Toledo, Oregon, where a score of
Japanese mill workers were forced
out of town Sunday.

Some action was looked for from
the governor's office today. Citizens
of Toledo appeared before him and
complained bitterly about the im-
portation of Japanese labor in that city
by the Pacific Spruce Corporation.

They showed that Japanese labor
paid from \$2.40 a day, while white
labor ran from \$3.50 to \$4 for the
same type of work.

Governor Pierce sent William A.
Delzell, his private secretary, and C.
H. Gram, state labor commissioner,
to Toledo to investigate the case
and he expected to conclude a conference
with them today.

PORTLAND, July 14.—The local
Japanese consulate is investigating
the Toledo mob action Sunday which
resulted in 20 Japanese employees of
the Pacific Spruce Corporation being
run out of town. No statement was
available from the consul.

A number of Japanese affected by
the trouble were here to confer at
the consulate.

4 Swimmers Drowned In Rivers of Northwest

(U. P. Leased Wire to The Bend Bulletin)
CARCADE LOCKS, July 14.—Mrs.
W. H. McLean and her daughter, 12,
were drowned in the Columbia river
here yesterday and their bodies carried
over the rapids.

STEVENS, Wash., July 14.—
Janna Federson, 15, was drowned in
the Columbia river at Skamania, near
here, while swimming with a party
of young people.

YAKIMA, July 14.—Arthur Ros-
enkrans, 22, was drowned in the
Yakima river after a bath when he had
held him up for a long time had to
abandon the unconscious body to
save his own life.

NEW CONSUL APPOINTED

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 14.—Kosaku
Midzuawata, until recently a secre-
tary of the Japanese embassy in
Berlin, has been appointed Japanese
consul of Portland, it was announced
here today at the consulate. He will
arrive in August.

Expect Biggest Attendance Ever at Suttle Lake For the Fourth Annual Epworth League Institute

Methodist Young People Have Their Own Grounds This Year and Buildings Nearing Completion—Faculty, Daily Program of Study, Recreation Announced

(Special to The Bend Bulletin)
REDMOND, July 14.—Final arrangements for conducting the
fourth annual Suttle Lake Epworth league institute, July 27 to
August 3, which according to indications from all parts of Cen-
tral Oregon will be the biggest and best attended of any yet held,
were made in a meeting of the Central Oregon Methodist Young
People's association here Sunday. J. O. Gibson of Bend presided.
The institute this year will be located on its own area, reserved
for the forest service, across the creek from the Suttle lake resort.
Nine new buildings have been erected. It is expected that between
150 and 200 young people will attend.

Remission of Penalty Mandatory, Is Ruling

Supreme Court Decides In Coos County Case

Legislature Meant "Must," Declare Justices—Question Is of Interest Here

(U. P. Leased Wire to The Bend Bulletin)
SALEM, Ore., July 14.—The act of
the last legislature providing for the
remission of the penalty and interest on
taxes for the years 1921, 1922 and
1923 when paid before May 1, 1925,
is mandatory upon the county courts
of the various counties of the state,
and not discretionary with the county
officials, according to an opinion handed
down by the Oregon supreme
court today.

The opinion, written by Chief Justice
McBride, allows to the state land
board a writ of mandamus requiring
the county court for Coos county to
remitt the penalty, interest and costs
on delinquent taxes on certain lands
owned by Violet L. and George L.
Lorenze on which the state land
board holds a mortgage.

This decision is of special interest
in Deschutes county for the reason
that the county court has been di-
vided on the interpretation of the
law and on the policy to be followed
if the provisions of the law were op-
tional.

At first the court put the law into
effect up to May 1 of this year. Later
when the attorney general gave his
opinion that it is mandatory, the
court by a two to one vote put it into
full effect as enacted.

8 Hour Day In Effect At Standard Oil Wells

(U. P. Leased Wire to The Bend Bulletin)
NEW YORK, July 14.—A 12 hour
day which has been in effect in in-
dustries controlled by Standard Oil
since the first well in the United
States was drilled 66 years ago, will
go out of existence tomorrow, to be
replaced by an eight hour day and a
higher scale.

Hundreds of new men will be
hired. Workers will receive only \$2
less for the eight hour day than
heretofore for the 12 hour day.

CHICAGO, July 14.—Gasoline
prices today went up one cent a gal-
lon at Standard Oil of Indiana sta-
tions in Illinois, Indiana, Wisconsin,
Michigan, Iowa, Minnesota, Missouri,
Kansas and North and South Dakota.
Tank wagon prices also moved up
one cent to 19 cents a gallon. In-
creased crude oil prices caused the
increase to the consumer, the com-
pany said.

Subterranean Floods Menace New York City

(U. P. Leased Wire to The Bend Bulletin)
NEW YORK, July 14.—Subter-
ranean floods continued to menace
New York traffic and buildings to-
day.

While the authorities were hopeful
of clearing the Steinway tunnel of
water this morning, they had to con-
sider damage caused by two addi-
tional breaks in water mains during
the night. One of these flooded
Third avenue, the second occurred
just west of First avenue.

High Humidity Halts Present Fire Danger

Forest fire conditions were con-
siderably improved today, the relative
humidity having gone up to 85
during the night which is the high-
est point reached in several weeks.
All fires are under control al-
though three of them are still being
watched. One of these is in the upper
Metolius district, a blaze which
covered eight acres.
The telephone line to Bachelor
butte lookout station has been re-
paired and is now in good working
order, according to forest officials.

TEXAN ELECTED RULER OF ELKS FOR NEXT YEAR

Chicago Chosen as 1926 Convention City

MEETING AT HEIGHT

Portland Thronged by Bills From Many States, En- tertainment Varied

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 14.—Chicago to-
day was chosen by the Benevolent
and Protective Order of Elks for the
1926 convention city.

As was expected through lodge
custom, William Hawley Atwell,
United States district judge of Dal-
las, Texas, was selected grand exalted
ruler, succeeding John G. Price of
Columbus, Ohio.

Other officers of the grand lodge
elected were:

Grand esteemed leading knight,
Dr. Carroll Smith, St. Louis; grand
esteemed lecturing knight, Walter F.
Meier, Seattle; grand esteemed loyal
knight, R. C. Bowers, Montpelier,
Mich.; grand secretary, Fred C. Rob-
inson, Dubuque, Iowa (reelected);
grand treasurer, John K. Bush,
Grand Rapids, Mich. (reelected);
grand tiler, Edward K. Kelly, Salt
Lake City; grand chaplain, Rev. John
Dysart, Flint, Mich. (reelected);
grand inner guard, John McFord,
Shreveport, La.
Clyde Jennings of Lynchburg, Va.,
was elected grand trustee for a term
of five years. He was put in nomi-
nation by Mayor Fred Harper of
Lynchburg. He is a past exalted
ruler of his home lodge and has been
one of the leading men in his state
both in civic, business and fraternal
life for many years.

ACTIVITIES MANY

PORTLAND, July 14.—Affairs of
the Elks' national convention were at
their height here today with trap-
shooting, motorboating, band con-
certs, lodge ceremonies, dances and
tours all going at once.

Most of the convention hordes were
already here, but a few special trains
were still en route.

Texas cowpunchers and rangers
added to the excitement by "shooting
up the town." They swooped into
Portland in sombrero headgear and
chaps.

They soon found that the Elks tem-
ple had a good free bar and lunch.
Although the drinks were soft, the
place looked like a frontier saloon
with the cowboys all in.

Florida brought some Seminole
Indians from the Everglades, while
Detroit "Bills" turned out with fe-
covered heads. The Floridians are
talking up Miami strong for the 1927
convention.

Barbers found that their unprece-
dented decision to work over hours
on behickered Elk chins was a real
necessity. The first night kept them
busy up until closing time and they
are going to do it all week.

A real old fashioned Oregon bar-
becue this afternoon at Laurelhurst
park drew many persons who never
saw cooking on such a scale before.

Hi Everding's special trapshoot
for Elks only started today, with
finals scheduled for tomorrow. Ever-
ding is one of the nation's best shot-
gunners and he is trying to turn
every Elk into as good a one as he is.

Want 9000 Men to Serve On the Mexican Border

(U. P. Leased Wire to The Bend Bulletin)
WASHINGTON, July 14.—The
war department today ordered army
authorities in New York city and
the second corps area to recruit im-
mediately 9000 men for service on
the Mexican border.

This move was without signifi-
cance, according to war department
officials, who explained that it was
merely an economy measure.

They said army transports were
sailing for Porto Rico and Panama
from New York August 6 and
could carry almost 1,000 troops to
Galveston, thus saving future rail
transportation for such troops from
New York.

SHADE SIGNED FOR BOUT

(U. P. Leased Wire to The Bend Bulletin)
NEW YORK, July 14.—Dave
Shade, California challenger for the
world's welterweight championship,
and Morry Schlaifer of Omaha have
been matched to meet in a 10 round
bout at Wilkesbarre, Pa., on July 21.
It was announced today.

THE WATER ELECTION

One of the very objectionable features of the coming water
bond election is the fact that while actually there are two ques-
tions involved the people will have no opportunity to vote on
them separately. The vote must be as though there were only
one question. This is bad.

The two questions are (1) whether the city shall buy the
Bend Water, Light & Power Company's water system and (2)
whether the city shall secure a water supply from a source
other than the Deschutes (that is, from Tumalo creek). On the
ballot the question will be simply whether or not the city shall
be authorized to issue \$600,000 worth of bonds. You may be-
lieve that the city should own the water system but that it should
not go to the expense of bringing in water from Tumalo creek.
You cannot show that belief by your vote. You might be willing
that, say, \$300,000 of bonds be issued to buy the company system.
To bring that about, however, you must vote not only for \$300-
000 but for \$600,000 in bonds. That is bad.

Municipal ownership is favored by a worth while section of
the public. The purchase of the company system means, of
course, municipal ownership. The bringing in of Tumalo water
has no bearing whatever on municipal ownership and yet if the
bonds are voted on the 22nd the council will proceed to buy the
company system and to bring in Tumalo water—the latter a
thing which will put the greatest handicap imaginable on the
success of a municipally owned plant.

If you favor municipal ownership you should vote against the
\$600,000 bond issue in order to avoid a condition that will give
that doctrine a beautiful black eye. Get a straight out municipal
ownership question up that is free from entangling alliances and
if the voters approve it your theory can be given a fair test. No
fair test is possible through an affirmative vote next week.

Only those who favor both municipal ownership and a Tumalo
supply should vote in the affirmative next week. If you favor
municipal ownership alone you should vote "No," if you favor
Tumalo water alone you should vote "No" and if you favor neither
municipal ownership nor Tumalo water you should vote "No."
Indeed, even though you favor both propositions you should vote
"No" unless you want to force the city to take on the staggering
cost that it must meet before it gets through with this water
business—if it goes into it now. Next week's \$600,000 bonds are
only a starter.

Consider the cost and get ready to vote "No."

Course Not Duplicated, Curricula Board Rules

Liberalizing Studies Need At Technical School

But University's Household Arts Department Is Cut—Board Finds No Overlapping

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 14.—Sweeping
victory in its contention that engi-
neering, agricultural and other tech-
nical students have a right to a con-
siderable amount of liberalizing
studies was won by Oregon agri-
cultural college today in a decision of
the state board of higher curricula.

The decision marks the close of a
controversy brought up by the Uni-
versity of Oregon regents charging
that the Corvallis institution was in-
fringing on the university's courses
of study.

On the other hand, the board cut
the department of household arts at
the university from 136 to 36 credits.
This was the only change in studies
ordered by the board as a result of
the controversy.

Dr. J. C. Smith, chairman of the
board of higher curricula, declared
that after long study it was found
there was very little if any needless
overlapping of studies offered.

Yakima Man to Head Elks of Washington

(U. P. Leased Wire to The Bend Bulletin)
VANCOUVER, Wash., July 14.—
The 21st annual meeting of the
Washington State Elks' association
will be brought to a close here late
this afternoon with election and in-
stallation of officers and selection of
a meeting place for next year. As
choice or president of the associa-
tion is a matter of advancement,
Hale R. Nossler, Yakima lodge, is
scheduled to succeed Walter F.
Meier, Seattle lodge.

Counterfeiting Plot Is Charged to Three

(U. P. Leased Wire to The Bend Bulletin)
SACRAMENTO, July 14.—The
"money making" scheme of a Fol-
som prison guard and two convicts
had lost all of its possibilities today.
Indictments charging Henry P.
Welsh, former prison guard, and
Emil Corty and Frederick Brown,
convicts, with possessing counter-
feiting apparatus were found by a
federal grand jury here last night.

Fear Is Felt For Safety Of Flyer On Way Here

Elmer Van Fleet, a commercial
aviator, who left Eugene this morn-
ing at 7 o'clock to fly to Bend has
not been heard from at 3 o'clock this
afternoon. Having left at 7 o'clock
from Eugene he should have been in
Bend at 8:30, according to his brot-
her, W. R. Van Fleet of the Elite
Studio.

Favorable Trade Balance For U. S. Shown In Report

(U. P. Leased Wire to The Bend Bulletin)
WASHINGTON, July 14.—The
United States had a favorable trade
balance of \$1,042,681,497 for the
fiscal year just ended June 30, the
department of commerce announced
today.

The favorable balance this year
was \$285,058,060 in excess of a
similar balance last year.

INCREASE IN RATES IS ASKED BY ROADS

Hearing Sept. 1 at Chicago Set by Commission

(U. P. Leased Wire to The Bend Bulletin)
WASHINGTON, July 14.—The pe-
tition of 74 western railroads for an
immediate increase in rates will be
taken up at the opening of general
revision hearings in Chicago Septem-
ber 1, the interstate commerce com-
mission announced today.

The commission declined to take
up the petition "immediately," as
the roads had requested.

The Chicago hearing will open the
commission's investigation into the
general rate structure as provided by
the Smith-Hack resolution adopted
by the last congress.

In its decision, the commission
stated that the petition of the 74
western roads and the question of
general revision were so closely re-
lated that they should be considered
simultaneously.

The commission pointed out that
in accordance with the congressional
resolution, the new hearings will, in
view of the depression in agriculture
effect with the least practicable de-
lay such lawful changes in the rate
structure of the country as will per-
mit the freedom of movement by
common carriers of products of agri-
culture affected by the depression
including live stock at the lowest
possible lawful rates compatible with
maintenance of an adequate trans-
portation service.

Peter's Queer Antics Blamed On Evolution

(U. P. Leased Wire to The Bend Bulletin)
NEW YORK, July 14.—Peter
Mangin, during an argument with
his wife, leaped to a chandelier in
his home and swung from it mon-
key fashion until he had torn it
from the ceiling. His antics caused
Mrs. Mangin to call the police and
Peter was taken to a hospital.

Asked what was the matter with
her husband, Mrs. Mangin said:
"I don't know, except we were
discussing the Scopes case."

He said the ruling was known
only to himself and the court sten-
ographer to whom he had dictated
it and if it proved true that the na-
ture of the ruling had been sent
out, he would deal with the agency
for contempt of court.

Crowds singing the "Old Ragged
Cross" while waiting impatiently
for Judge Raulston to complete
drafting his ruling were suppressed
by police.

Authorities are rigidly repressing
every public manifestation of sym-
pathies for either side of the evo-
lutionist controversy as the battle
grows more dogged and bitter.

SMALL FIRE REPORTED

A small forest fire was reported
about noon from near Paulina prairie.
It is not a large fire and not
considered serious by forest officials.
The relative humidity was high,
standing at 42 at 1 o'clock this after-
noon, which is considered unusually
high for this time of the day.

SCOPES ATTACK ON INDICTMENT IS NOT DECIDED

Judge Hears of "Leak," Holds Up Ruling

PRAYER SORE POINT

Remarks of Ministers Prop- aganda, Darrow Claims; Session Is Heated

By William J. Losh
(United Press Staff Correspondent)
DAYTON, Tenn., July 14.—Deci-
sion on the validity of the indict-
ment against John Thomas Scopes,
accused of teaching evolution, will
not be made until tomorrow.

After stenographers had worked
much of the afternoon and court
proceedings had been at a standstill
waiting for the decision of Judge
Raulston, the court announced that
it would be impossible to complete
preparation of the decision and de-
liver it until tomorrow morning. Ad-
journment thereupon was taken.

Judge Raulston's determination to
put over until tomorrow his decision
on the motion to quash the indict-
ment was somewhat influenced by
the fact that a news agency carried
what purported to be the decision
earlier in the day, greatly incensing
the court. It was not long after
Judge Raulston received word of this
that he announced adjournment until
tomorrow.

DAYTON, Tenn., July 14.—With
the heat and humidity of the packed
court room augmented by a bitter
dispute at the very outset, the Scopes
trial entered its third session amidst
a flurry of argument.

Clarence Darrow, defense counsel,
whose thunderous speech on behalf
of evolution and against "religious
bigotry," created a sensation Mon-
day, was again the storm center to-
day.

Darrow objected again to opening
the session with prayer. He made
the objection a formal one and it
was overruled by Judge Raulston.
Referring to Darrow's objection to
the usual prayer, the judge said:

"Now I do not want to be unrea-
sonable about anything but I believe
I have a right; I am responsible for
conduct of the court. It has been
my custom since I have been judge
to have prayers in the court room
when it was convenient and I know
of no reason why I should not fol-
low up this custom, so I will over-
rule the objection."

Darrow leaned on the judge's desk
and replied:

"I understand from the court him-
self that he has some times opened
the court with prayer and some
times not and we took no exceptions
on the first day, but seeing this is
persisted in every session and the
nature of this case being one where
it is claimed by the state that there
is a conflict between science and re-
ligion, above all other cases, there
should be no part taken outside the
evidence in this case and no attempt
by means of prayer or in any other
way to influence the deliberation and
consideration of the jury of the facts."

"For that reason we object to the
opening of the services with prayer
and I am going to ask the reporters
to take down the prayer and make
specific objections again to such
parts as we think are especially ob-
noxious to our case."

Judge Raulston ascended the
bench at 2:10 p. m. to announce
that it was reported to him that a
news agency had sent out a story
purporting to give his decision on
the motion to dismiss the Scopes
indictment.

He said the ruling was known
only to himself and the court sten-
ographer to whom he had dictated
it and if it proved true that the na-
ture of the ruling had been sent
out, he would deal with the agency
for contempt of court.

Crowds singing the "Old Ragged
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