

STOP EVIDENCE BY SCIENTISTS FOR EVOLUTION

Scopes Trial In Tennes-
see Near End

THREATENS DARROW Court Hints Contempt, Then Defense Counsel Won't Face Lens With Him

(U. P. Leased Wire to The Bend Bulletin)
DAYTON, Tenn., July 17.—In a grand display of oral fireworks in which Clarence Darrow nearly was threatened with being held in contempt of court, the Scopes case, through a ruling by Judge Raulston, seemed dissolution today.

The judge held that scientific evidence on evolution offered by the defense was inadmissible, which left little to do but hear closing arguments and find the young teacher guilty.

The defense, however, put forward a proposal that the testimony of scientists should be submitted for the benefit of the court with the jury sequestered. Judge Raulston agreed to this, whereupon William Jennings Bryan interposed a demand for a right to cross examine the scientists.

Darrow said the defense would not stand for this and it finally was decided that the testimony in question should be submitted in the form of affidavits.

Judge Raulston will consider these and in the meantime the trial stands adjourned until Monday morning, while the affidavits are being prepared. Raulston said if this testimony altered his opinion, he would reverse himself and have it given to the jury.

After the court's ruling on the matter of admissibility of scientific evidence, Darrow indignantly remarked that it was strange that Judge Raulston always ruled in favor of the prosecution.

"I hope you don't intend this to be a reflection on this court," said the judge.

"You can hope," replied Darrow, looking up from under his beetling brows.

"I can do something else, too," retorted the judge, but the matter went no further.

After court adjourned, Judge Raulston wanted to have his picture taken at his bench with Bryan and Darrow.

Bryan took his stand at one side of Judge Raulston, but Darrow was too busy with his letters and did not leave his seat. Raulston then came down and asked Malone if he would "condescend to have your picture taken with Mr. Bryan and me."

Malone declined, saying, "We have had our pictures taken often enough. Go have it taken with Mr. Bryan," which he did.

Auto Stalls On Track,
Train Hits, Kills Five

(U. P. Leased Wire to The Bend Bulletin)
SANTA ROSA, Cal., July 17.—Five members of the Harry Ruffel Fleck family were killed today and two others injured when their automobile was struck by a train, information here from Billings, Mont., said.

The crash occurred on a Burlington railroad crossing a mile west of Billings. The sedan was completely wrecked and the bodies mangled.

Fleck, Rosa Fleck, his wife, John, Eleanor and Eddie, their children, were reported killed. Maggie Fleck was fatally hurt and Agnes, another daughter, suffered a broken arm, the advices said. Rosie, 10, was reported to have saved herself by jumping from the automobile as the engine stalled on the crossing.

Kept Wife a Prisoner
Is Charged In France

(U. P. Leased Wire to The Bend Bulletin)
PARIS, July 17.—Accused of keeping his wealthy wife chained up for two years in her chateau near Chateaux, Charles Soler, head of a Paris manufacturing company and a close friend of a former president of the republic, is under arrest, together with his "secretary," Mlle. Beriz de la Plaque.

The affair, which came to light as a result of citizens of Chateaux hearing faint cries coming from a tower room of the chateau, has given Paris society, in which both Soler and his wife were prominent, a scandal second to none.

Many Market Roads Shown On New County Map Completed by R. B. Gould, Approved by Court

Compilation to Become Official After Approval by State Highway Department—Much of System Indicated Already Improved Under Program Adopted

Forty-nine separate market roads, totalling in length 298 miles, are designated on the market road map which has just been completed by R. B. Gould, county engineer, and approved by the county court. The map will be sent to the state highway department for approval or alteration after which it becomes official.

Road Crew Gets Water From Well In Desert

Abundant Flow Secured at
China Hat Forest Camp

Foreman Thinks Wagon Should Be
Put to Other Uses Than Haul-
ing From Distant Source

Getting blood out of a turnip isn't nearly half so difficult as drawing water from the desert, according to experienced well drillers, so that the achievement of Lee Oliver, foreman of the Deschutes national forest road construction camp at China Hat, is rapidly making the foreman famous in national forest circles.

Oliver is used to working on the west side of the mountains where there are more springs than there really should be. It follows that the idea of hauling water in a wagon for camp use was utterly repugnant to him.

There should be a well, Oliver proclaimed. It need not be a deep one, but it should have water in it, cool and sparkling, and abundant. Then the wagon could be turned to the uses for which a wagon was intended.

Old timers in the road crew first laughed at the idea of a well in a notoriously dry country. Then they protested when Oliver set them to work digging near where he had located a clump of alders in a shallow draw. They didn't have long to protest, however, for at the depth of 16 feet the water which their foreman had said should be there, was there; and it was cool and sparkling, even as he had said.

What matter if the flow diminished markedly the day after some heavy blasting was done in the vicinity of the well? There still was enough for all, perhaps will be through the entire summer. And in the China Hat road camp great is the name of Oliver.

BATTLESHIPS DUE IN OREGON SUNDAY

Secretary of Navy and Mid-
shipmen Aboard

(U. P. Leased Wire to The Bend Bulletin)
ASTORIA, July 17.—The battleships New York, Utah and Arkansas, bearing over 1200 midshipmen of the United States naval academy, in addition to their regular complements of officers and men, will arrive off the mouth of the Columbia river at noon Sunday, according to word received by the Astoria Chamber of Commerce from Rear Admiral C. T. Vogelbein, commanding. On the flagship New York will be Curtis D. Wilbur, secretary of the navy, commanding to Astoria to inspect the Tongue Point naval base location.

The Astoria Chamber of Commerce is planning elaborate entertainment for the officers and men of the squadron, including trips to the beaches and about the city, dances, baseball games, boxing matches and banquets. The joint naval base committee of the Portland and Astoria Chambers of Commerce will confer with Secretary Wilbur at noon Monday, seeking definite commitment by the naval head on the completion of the naval station. Colonel A. E. Clark of Portland chamber, of this committee, has invited Senators McNary and Stanford to attend the conference. The vessels will leave for Seattle at noon Tuesday.

Heavy Rain Is Recorded
For Fox Butte Vicinity

While a few big drops of rain, just enough for the weather observer to record as "trace," fell in Bend Thursday, a veritable deluge accompanied the electric storm at Fox Butte, according to information received at local headquarters of the Deschutes national forest. Lightning blew out telephone fuses, severing communication for the time being.

STORM HITS ARIZONA
(U. P. Leased Wire to The Bend Bulletin)
TUBA, Ariz., July 17.—A violent wind storm swept this section of Arizona during the night, causing widespread damage.

PLANE WRECK KILLS THREE
(U. P. Leased Wire to The Bend Bulletin)
PARIS, July 17.—Three persons were killed today at Chalons-sur-Saone when two army airplanes telescoped in the air.

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Elks' Beer Very Pure And Kickless as Well

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 17.—Beer served to the Elks delegates over the lodgemen's own bar has been declared 99 1/2 per cent pure.

Assurances by several reformers that the liquid refreshment served the brotherhood was a severe violation of the Volstead act led to a personal investigation by Mayor George L. Baker.

As Baker left the building he encountered a group of three city ministers and H. D. Wagon, discussing the alcoholic content of the beer. Wagon had made assertions that the beer was intoxicating, but Baker insisted the ministers accompany him back into the refreshment room, where beer was taken from glasses in the hands of drinkers, and bottled.

A subsequent analysis showed the beverage to be well within the limit prescribed by Mr. Volstead.

U. S. Would Give Up Philippines, Says Governor

Must be Assured, However, That Competent Hands Will
Have Charge, Wood Informs Native Legislature

(U. P. Leased Wire to The Bend Bulletin)
MANILA, P. I., July 17.—Speaking before a joint session of the houses of the seventh Philippine legislature last night, Governor General Wood reiterated the policy of the American government to get out of business in the Philippines.

"The United States," Wood said, "is seeking to transfer its commercial interests to private hands, but with the assurance that public interests will be protected."

The situation in the legislature today loomed as precarious with the general deadlock resulting from the 1923 crisis continuing. The senate reelected Manuel Quezon president, and the house reelected Manuel Roxas, speaker.

Wood urged cooperation declaring "the problems that confront us are many and the difficulties can be solved only by all branches of the government working to this end. I bespeak your cooperation and mutual efforts for the welfare of the Filipino people, especially in the enactment of constructive legislation for the economic development of the country."

"I further urge maintenance of a distinct line between the executive, legislative and judicial branches of the government. Such action is vital to harmonious functioning of the government and preservation of the people's interest."

"I strongly urge legislation seeking the development of natural resources and coastal shipping, fisheries protection, increases in the authority of municipalities and provinces in making tax levies, lower income tax exemptions, woman suffrage, increased school facilities, including many more American teachers to aid the drive for the spread of the English language, and abolishment of the wharfage tax, now amounting to a levy on the country's exports, resulting in the strangulation of economic development."

Wood asserted the year just closed indicated a reduction of \$5,000,000 in governmental expense.

Marshal Petain Sent Out
To Place Army In Morocco

(U. P. Leased Wire to The Bend Bulletin)
BARCELONA, Spain, July 17.—Marshal Petain, one of the greatest of French World war commanders, arrived here today and changed airplanes for Morocco.

Petain said the object of his trip was to direct disposition of reinforcements which have been ordered to the Riff front.

THE WATER ELECTION

On Tuesday we pointed out that there were two separate and distinct questions involved in Bend's \$600,000 water bond election but that the voter had to pass on them as though there were really only one. On Wednesday we showed, or at least we think we showed, that because of the insufficiency of knowledge regarding the South Fork of the Tualuma it was unwise to look to it for a water supply and that to spend any part of a \$600,000 bond issue in going to it for water would be a mistake. That is one of the questions. The other relates to the purchase of the Bend Water, Light & Power Company's water system.

Why make the purchase? The company wants to sell, it is true, and in an effort to make the transaction an attractive one for the city has made an offer to accept the appraisal of the city's engineers. This is a reduction of some \$40,000 under the price at which the system was offered over a year ago. The company wants to get rid of the system. That is sufficiently understood but why should the city buy?

The only justification for purchase would be in case rates would thereby be lowered and (or) service improved. So far as we are aware there is no present complaint regarding service. If there were any the public service commission would be available to deal with it. We assert that there is no need of any change so far as service is concerned and we invite statements concerning inadequate or improper service in order that voters may judge whether there is any reason for a change on that account.

Could rates be lowered if the utility were owned and managed by the city? Notoriously municipal ownership and operation is more costly than private operation. Certain seeming economies are secured in municipal ownership, such as freedom from taxation, for instance, but these are not actual economies. So much must be raised in taxes. Eliminate one source of taxation and you will have to make up the loss from some other source. Profits are eliminated but in almost every case there occurs a higher cost of operation than under private management so that in the end there is no saving.

The tendency of the present day is for municipalities to get out of rather than into operation of utilities. In the past 24 years 860 municipal power plants have been discontinued and abandoned by their municipalities. True, these were power and not water utilities but the principle is the same. The idea is to get away from municipal ownership.

Let's get down a little closer to the brass tacks of the local situation. The proposal is that the city go into the water business by the issuance of \$600,000 in bonds. The thing will cost more than \$600,000 as we shall show in a later article in this series but for now we shall deal with the \$600,000 item alone.

Of the proposed \$600,000 issue the purchase of the present system will cost roughly \$300,000 and the cost of the new pipe line \$300,000. For the argument let us grant that on its purchase by the city the present system could be operated for the same cost less taxes as at present. How, then, will the city pay the interest on the cost of the Tualuma addition?

As H. H. DeArmond stated in his communication yesterday we are supposed to pay water rates to the company "on the basis of a fair return on the investment." Construction of the Tualuma extension, as he says, "will considerably more than double the investment." After making all due allowance for elimination of taxation it will still be necessary to increase water rates in order to meet the charges on the increased investment.

Consider this. It is claimed that since the city would pay no taxes the cost of operation of the system would be reduced and rates could come down by the amount of taxation saved.

Study that assertion awhile. In the first place remember that the city must have a certain sum in taxation for its operation. As we have suggested above if the water system stops paying taxes the loss must be made up elsewhere. Today all water users pay their share of the taxes returned to the city by the company. That is fair. The burden falls where the benefit is. Cut off this source of revenue by bringing the system into municipal ownership and the loss in taxes would have to be made up by an addition to the taxes of all property owners whether water users or not.

Rates might come down a little but taxes would go up and the renter as well as the property owner would feel the effect.

Taking the company's water system taxes for the current year into account one finds that the total saving in taxes would be \$6,752.20. Under municipal ownership rates could be reduced by that amount. There would be a combined cost to the county, the school district and the union high district, however, of about one half of a mill for which there would be no color of compensation. That is, of the \$6,752.20 paid in taxes this year \$1,484.21 goes to the state and the county, \$1,293.11 to school district No. 1 and \$1,318.59 to the union high school district. What do they get out of municipal ownership? Nothing.

There is nothing to be gained by voting the \$600,000 in bonds. Why add \$600,000 to the city's bonded debt?

BROTHER WIRES, ADMITS MURDER, HALTS HANGING

Governor Allows Time
For Surrender

PRISONER DUBIOUS Former Millionaire Believes Man Who Sent Telegram Not Relative

(U. P. Leased Wire to The Bend Bulletin)
CHICAGO, July 17.—Russell T. Scott, former millionaire, was not summoned to the gallows at daybreak to hang for the murder of Joseph Maurer, of which he was convicted. Granted a reprieve a few hours earlier, the condemned man slept soundly in his cell in the death house.

Scott had abandoned all hope; he had made a fearful parting with his wife and aged father; he had made a last statement denying he had anything to do with the killing of Joseph Maurer, young drug clerk, and he was preparing to meet his doom, some five hours off, when the electrifying news of the reprieve reached him.

A telegram from Detroit signed "Robert Scott," brother of Russell, accepting the blame for the murder and promising to surrender, reached Springfield near midnight. The telegram read:

"Delay the hanging of my brother, Russell Scott; I will be in to surrender myself. I am the man who shot Joseph Maurer."

Clemency Extended
Governor Len Small, located by Will Colvin, head of the board of pardons and paroles, extended a week's clemency, to make sure there was no miscarriage of justice.

Russell told newspapermen he did not believe the telegram was from Robert.

"If Robert actually sent that wire (Continued on Page 2.)

HATCHERY HEAD BUYS REINDEER TO BRING HERE

Lynes Gets Team, Sledge
At Convention

LODGE GIVES HELP

Alaskan Animals to be Added
to Menagerie at Park
On Tumalo Creek

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 17.—Pearl Lynes, superintendent of the game and fish hatchery at Bend, has become the permanent possessor of the reindeer and sledge brought to the Elks' convention by the Anchorage, Alaska, delegation and displayed in the grand parade Thursday.

Lynes made the deal for the purchase of the reindeer to add to his collection of animals at the Bend hatchery and the sledge to use in winter egg taking work in the Cascades. Members of the Bend delegation heard of the arrangement and passed the hat around to assist Lynes in completing the deal.

PORTLAND, July 17.—Many of the delegates to Elks' national convention are homeward bound today, following the installation of newly elected grand officers and the climactic parade of Thursday afternoon.

Pleasure Now Sole Goal
Those who remain, having disposed of the official lodge business, are giving their time wholly to pleasure. Trips to various points of scenic beauty, and a golf tournament over the shoreline links at Gearhart are the principal diversions of the antlered brotherhood today.

The street parade yesterday, which brought the convention to its colorful climax, was the most striking pageant of its kind ever witnessed here. Philadelphia lodge No. 2 took first place with their float depicting the making of the first American flag by Betsy Ross. Detroit's band was adjudged the best parade organization, and the drill team from Bakerfield again proved its superiority by showing ability to do its stuff en route as well as at its performance on the drill ground. St. Paul's drum corps won the approval of the judging committee.

Between 15,000 and 20,000 drum corps, drill teams, bands and floats presented a colorful array, while along the line of march other Elks and just ordinary folks crowded in multitudes.

Traffic throughout the center of the city was at a standstill. The streets were packed with people and every window ledge in the highest buildings was crowded. It was a veritable canyon of humanity that the parade wound through.

More than a score of bands blared forth martial music for the march. Then when the parade was over, the town went wild. Late into the night Elks celebrated without restraint. The night was a real finale to the week of celebration and ended in a whirl of noise and color.

The final grand lodge sessions were held and Elks looked forward to the entertainments Friday with long trips to Mount Hood, the seashore, up the Columbia river and elsewhere.

Forest Fire Attacks
Town on Columbia

(U. P. Leased Wire to The Bend Bulletin)
THE DALLES, July 17.—At least three buildings, including two restaurants, have been burned and fire which is out of control is reaching into the brush at the timber line at Plingen, Wash., across the Columbia river from Hood River, it was reported late today by Jay Saltzman, state traffic officer. The Hood River fire department started over the interstate bridge, but owing to mechanical troubles on the fire truck was unable to proceed.

A fine ash is dropping here from dark smoke clouds blown down the river for 25 miles from the scene of the blaze.

WAGG CUT POSTED
(U. P. Leased Wire to The Bend Bulletin)
LAWRENCE, Mass., July 17.—A general 10 per cent wage cut for July 27 was posted today in mills of four New England woolen companies. Between 20,000 and 30,000 operatives are affected.

WANTS MARRIAGE ANNULLED
Day Following Ceremony

(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 17.—Charles "fraud, force and coercion" in her marriage to J. M. Housley, a farmer, and that her will had been destroyed by "candy that tasted peculiar," Mrs. Helen C. Housley, formerly Miss Helen C. Nelson, filed suit today in the circuit court asking that her marriage Thursday at Vancouver, Wash., be annulled.

OREGON DRAGON OUT
(U. P. Leased Wire to The Bend Bulletin)
PORTLAND, July 17.—Fred L. Gifford, grand dragon of the Ku Klux Klan of the realm of Oregon the last three years, retired from that office Wednesday, as previously filed resignation becoming effective on that date.

COURT REFUSES TO ADMIT MILLIONAIRE'S WILL

(U. P. Leased Wire to The Bend Bulletin)
CHICAGO, July 17.—William D. Shepherd today temporarily lost his fight for the fortune of his foster son, Billy McClintock, when Judge Henry Horner refused to admit Billy's will to probate.

Attorneys for Miss Isabella Pope, the youth's fiancée, and the nine cousins of Billy, made a bitter attack on Shepherd and his wife, charging undue influence.

Judge Horner said that while there was no evidence of the charge there existed a presumption of undue influence.

The estate will remain in its present hands for the time being. Attorneys for Shepherd announced they would appeal from the decision.

Shepherd was recently acquitted of the charge that he murdered Billy to obtain the million dollar estate.

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