

Vol. 37

Eugene, Oregon, Saturday, March 5, 1914.

SENATOR
SMOOT'S
CASEPresident Smith Testi-
fies as to Practices of
His Church.States That Rules of Church Pro-
hibit Having More Than One
Wife, But He Has
Several.

Washington, Mar. 3.—Because it was probable that the examination of President Smith of the Mormon church would touch upon his personal affairs, his polygamous marriages to five wives and his family of forty-two children, interest in the investigation of the Senator Smoot case was increased this morning, the senate committee room being filled with witnesses, counsel, newspaper men and spectators.

Chairman Burrows announced that in view of the charge that the twelve apostles of whom Smoot is one, connive at and teach polygamy, the committee decided it would inquire into the teachings and practices of the apostles since Sept. 26, 1890, the date of the Woodruff manifesto.

When President Smith took the stand, Attorney Taylor asked him whether or not to take a plural wife would be in violation of the rules of church. He replied that it would; that cohabitation with a plural wife is contrary to the rules of church as well as the law of the land. In making permission of the committee to make a statement, Smith said: "In regard to the status of polygamists at the time of the manifesto it was understood that they would abstain from association with their families. I think the rule is observed but at the time of the passage enabling the act for admission of Utah as a state the only provision made was that plural marriages should cease as there was no prohibition against cohabitation with plural wives who had been married before then."

"From that time until today there has never been a plural marriage performed with the consent, knowledge or connivance of the church. As to myself I was placed in this position. I had a plural family. My first wife was married to me over forty years ago, my last one over twenty years ago. By these wives I had several children. I preferred my chances with the law rather than to abandon my wives and children. I have cohabited with them since, not openly, but I have visited them, knowing my responsibility and my liability to the law. But since the admission of the state the people have rather condoned my offense against the law. No one ever has called me to account and if they had I was there to answer and to pay the penalty of the law. I have never disobeyed the law against plural marriages but I have been holding my wives as wives and have had eleven children by them since 1890."

The witness admitted that he was accompanied by a plural wife to the St. Louis fair dedication also to a reception to the president at Salt Lake. City Attorney Taylor developed from the witness that Apostles Tensdale, John Grant, H. W. Merrill, Heber J. Grant and John Henry Smith were polygamists and now supporting more than one wife. "As head of the church I couldn't condemn them as I was in the same practice myself," Smith said.

Japanese Legislature.

London, Mar. 3.—The Central Press News from Tokio says an extraordinary session of the Japanese diet is summoned for March 18th. It is not expected the session will last more than ten days. Customs duties will not be touched, but new taxes on salt and silks are likely to be imposed.

Bad Messenger Boys.

Chicago, Mar. 3.—The Western Union Telegraph Co. will seek enforcement by federal injunction against striking messengers on account of assaults by boys or men employed as non-union messengers. One of the latter was slashed across the face this morning and kicked and beaten by a crowd of the strikers and their sympathizers.

U. S. WARSHIPS
IN COLLISIONMissouri's Steering Gear Got
Fouled and She Ran Into
the Illinois.

Washington, Mar. 3.—Admiral Baker cables the war department from Guantanamo, Cuba, that while the fleet was making the passage from Guantanamo to Pensacola the Missouri's steering gear became disabled and she collided with the Illinois, damaging the Illinois' port propeller with slight injury to herself. The Illinois had been ordered to New York. Capt Cowles, the President's brother-in-law, was in command of the Missouri.

HIGHER SALARY
FOR PRESIDENT

Washington, March 1.—Senator Gallinger today introduced a bill increasing the salaries of the executive officers of the Government and also of Senators and members of the House of Representatives. The bill fixes the following scale:

President, \$75,000; Vice-President, \$15,000; Speaker of the House of Representatives, \$12,000; members of the Cabinet, \$15,000 each; Senators and members of the House, \$8,000 each. The bill provides that the new salaries shall take effect March 4, 1905.

AN EASTERN
COLD WAVE

Chicago, Mar. 3.—A cold wave of unusual severity is sweeping through Illinois, Wisconsin, Missouri, Kansas, Nebraska and Kentucky. Some points report a fall of temperature of fifty degrees in a few hours.

Call on National Banks.

Washington, Mar. 3.—The treasury is preparing a call ordering the national banks of the country to pay in twenty per cent by March 25th. The sum required is twenty millions together with twenty millions from the treasury itself to be devoted to the payment for the Panama canal property concessions.

The Latest Hotel Horror.

New York, Mar. 3.—Three hundred men worked all night in the ruins of the Hotel Darlington. At 10 o'clock this morning five bodies had been recovered. The rescuers reported eight more in sight. One is cut cleanly in two. The list of dead is not in excess of thirteen with sixteen injured and in the hospitals.

Too Bad About King.

London, Mar. 3.—On account of contracting a severe cold, the king didn't go to the horse show today, the Queen attending his majesty.

Plague in California.

Sacramento, Cal., Mar. 3.—Secretary of the State Board of Health Foster was notified this morning of the death of a white woman from the bubonic plague on a ranch in Contra Costa county.

Spanish Bluejackets Desert.

Madrid, Mar. 3.—A hundred blue jackets have deserted from the Spanish warship Pelayo at Ferrol on account of the severe discipline of the commander. Many have been captured and severe punishment inflicted.

The King O. K.

London, Mar. 3.—At Buckingham palace it is stated the King's cold is in his head and but slight.

The Usual Wreck.

Cumberland, Md., Mar. 3.—The Baltimore & Ohio express was wrecked at Rowlesburg this morning. The fireman was killed and the engineer probably fatally hurt.

Held for Trial.

Drain, Or., March 3.—After a preliminary hearing in Justice Krawson's court yesterday, Lee Cannon was held to appear before the circuit court for shooting Frank Hill Friday evening. His bond was fixed at \$500, which was furnished.

SIBERIAN
RAILROAD
DIFFICULTIESTwenty Sidings Built to
Allow Meeting Trains
To Pass.Report That Country Reserves
Are More Patriotic
Than the Town
Soldiers.

St. Petersburg, Mar. 3.—By unusual energy on the part of the authorities charged with prevention of a Siberian railway blockade twenty new sidings have been built. With these it is hoped to clear the line and keep eleven trains running in each direction daily. The reserves from the Siberian rural districts are reported more anxious to go to the front than the townsmen.

St. Petersburg, Mar. 3.—A Port Arthur dispatch states that the inhabitants are suffering from a serious shortage of water and that supplies brought overland owing to severe cold weather freeze and burst on the way. The condenser in the town is insufficient to supply the water needed by the garrison and inhabitants.

PENSION OFFICE
SENSATIONInsane Soldier Shot Two Depart-
ment Clerks Before Be-
ing Disarmed.

Washington, Mar. 3.—William O'Brien, a discharged soldier from the St. Elizabeth insane asylum, this morning shot Robert Manning and Arthur Wicker, war department clerks, the latter seriously. The man came into the adjutant general's office and asked for his papers.

Being referred to the record and pension office he cut loose with a pistol. Manning's wound penetrated the stomach and Wicker was shot in the left arm. O'Brien was disarmed by other clerks and arrested. General Chaffee happened to be present and participated in subduing the maniac.

INDIAN WAR CLAIM
CASE REVERSED

Salem, Or., March 3.—The supreme court has decided the case of J. R. Boyd, respondent, vs. F. L. Danbar, secretary of state, appellant, from Multnomah county, Sears, judge; case reversed. Opinion by Justice Bean.

This was a suit to compel the secretary of state to draw a warrant for \$129.50 for services as an Indian soldier. The court recites the facts of the appropriation made for the payment of the veterans' claims, and holds that when the appropriation was exhausted the secretary has no authority to audit and pay claims of veterans, no matter how meritorious they were. The court says that where an appropriation is made for a specific purpose and there is no other warrant of how to pay the claims, no warrants can be issued after the appropriation is exhausted. The decision of the lower court is reversed.

The Dreyfus Case.

Paris, Mar. 3.—The Court of Cassation today began consideration of the Dreyfus appeal for revision and trial.

Bad Boy With a Gun.

Bloomfield, Mo., Mar. 3.—While playing with a shotgun this morning Johnnie Tyne accidentally killed his cousin, Mabel Miller, aged ten. A year ago while playing sheriff, Johnnie shot and killed a playmate.

CASTORIA.
Beware the
Signature of
Chas. H. Fletcher

ANSWERS TO STEW-
ART & PICKARD SUITJoel and M. A. Pitney File
Counter Claim for
Damages.

Daily Guard March 3
Joel and M. A. Pitney who have been sued by John Stewart and A. J. Pickard of Eugene for damages alleged to have been incurred on account of the defendants turning 42 head of cattle belonging to the plaintiffs out of a pasture, thereby causing them to lose weight and shrink in value, yesterday filed their answer to the suit.

They filed two separate replies, each one denying all the allegations made by the plaintiffs. M. A. Pitney's reply further states that Stewart and Pickard unlawfully and without the consent of the defendants turned the cattle into the defendants' pasture and thereafter paid them \$25 damages with the understanding that they were to move the cattle to an adjacent field to keep them for five days, but refused to move the cattle from the field.

Joel Pitney, in his answer, alleges that Stewart and Pickard wrongfully and unlawfully broke open the fence of the defendants' pasture and drove into the pasture 42 head of cattle; that the cattle by eating and tramping down the grass damaged pasture to the extent of \$100, and that they destroyed four tons of hay valued at \$48. Damages are asked in the sum of \$148.

John M. Pipes is attorney for the Pitneys.

HIGH SCHOOL NOTES

Daily Guard March 3
Principal A. E. Sneed is improving from his recent illness and will soon be able to assume his duties at the High School.

Supt. Becholdt has sent in an order for over three hundred dollars worth of pictures and statuary to adorn the bleak walls of the High School and Geary and Patterson buildings. The consignment will arrive some time next week.

The societies have posted their programs on the bulletin board as follows: Amicistia society Friday, evening: Recitation, Arthur Hender-shott; discussion, Burton and Smith; humorous recitation, Louis Apperson; current events, Burke Williams; personal experience, Orlo Hender-shott. Debate.

Protonian society will meet at the Kuykendall residence, number 746 Willamette street, at 7:30 o'clock Friday evening: Piano solo, Elsie Davis; current events, Clara Dunn; recitation, Miss Sims; vocal solo, Sadie West; recitation, Florence Quinn; debate, "Resolved that Brutus was justified in killing Caesar." Affirmative, Edna Houston; negative, Mae Poill; critic, Ruth Grant.

The girls' club held an interesting meeting Wednesday afternoon at 3:30 o'clock in the assembly room. Following is the program: Leader, Miss Christie Wheeler; song; Devotional exercises; vocal solo, Faith Lister; short talk, Miss Edith Kerns; piano solo, Ina Watkins; discussion, "Choice of Reading;" song, "America;" benediction.

Oregon Notes.

The old incandescent street lights at Corvallis are being replaced with arc lights, a splendid sign of progress.

The chief of police of Ashland having been severely chewed in the face by a dog, is naturally in favor of dog decimation in that town.

Chris Sturm, of Walla Walla, has sued Charles Meyer, a wealthy young man, for \$20,000 for alienating the affections of his wife. As the parties belong to Walla Walla's 400 the sensation is a great one.

Maud Russell and Clara Sherman, two young ladies residing near Wilhoit Springs, were attacked recently near their homes by a band of half-starved coyotes and narrowly escaped. Miss Russell was fortunately armed with a rifle, with which she dispatched the leader of the animals and the other quadrupeds were put to flight by the noise of the explosion.

Not a few Eugene people will be sorry to learn that F. C. Bachelder, who for seven years was the Pacific Coast traveling agent for the Seth Thomas Clock Co., died in San Francisco, Feb. 27. He made two Coast trips a year and never failed to arrange his dates to spend Sunday in Eugene.

JAPS HAD CELE-
BRATION AT IRVING"Jollification" Over Their Coun-
try's Victories—Irrving
Notes.

(Guard Special Service.)
Irving, Or., Mar. 2.—Rev. T. E. Armstrong went to Goshen Sunday, holding services at the U. B. church at that place in the evening.

A. J. Zumwalt left on this morning's early train for Harrisburg to attend a board meeting of the M. E. church, South.

The Japanese section hands of Eugene came down to Irving Sunday to assist those of Irving in celebrating recent victories in the Far East. They had quite a "jollification" and appear to be quite confident of future success.

Mrs. J. C. Luckey was in Eugene Monday.

There will be a supper at the Irving school house Friday evening March 4th, consisting of oyster soup, cake and coffee, the proceeds to go toward purchasing a bell for the school. Price 25 cents.

Jno Briggs has been appointed deputy assessor for Irving precinct. We are glad to note the appointment, as he is a worthy man.

J. E. Martin of Eugene spent Sunday with his family there.

Mr. Snyder, who recently purchased W. A. Potter's farm near Eugene was in Irving a couple of days last week.

Harrisburg Items.

(Guard Special Service.)
Harrisburg, March 3.—Arthur and Lola Sanders attended the funeral services of the late Arthur C. Lawrence at Salem Sunday.

A basket social will be given at the city hall Friday evening by the local lodge of Rebekahs.

Mrs. Clara McCoy has moved her millinery store to Brownsville where she will have charge of the central office of the Pioneer Mutual Telephone Co.

The residence of Geo. Davis was burned with all of its contents last Friday night. The origin of the fire is unknown. It is supposed to have been the work of tramps as the family was away from home at the time.

A city band was organized last Thursday evening. The following officers were elected: Frank Hay, president; Oscar Scott, vice president; Robert Lassel, treasurer; Chas. Carter, secretary; Prof. Sibbetts of Junction, was selected as instructor.

Letter List.

Eugene, Or. Mar. 3, 1904.
Barry, C. W.
Black, J. A.
Bryan, Guy.
Brumback, Orley,
Brewer, B.
Bailey, Miss Jennie.
Damm, C. W.
Darnelle, Tom.
Doak, Mrs. Catherine E.
Duckhoff, W.
Foote, E. A.
Jackson, Miss Josie.
John, Miss Anna.
Lindsay, Mr.
Marlow, Wm.
Macy & Moore.
McKinney, Lawyer.
Mills, Mrs. Maud.
Olson, C. F.
Smith, C. O.
Taylor, Wash.
Thomas, S. C.
Todd, Robt B., 4.
Van Antwerp, Earl E., 2
Ward, L.
Wilson, Mrs. Jerome.
Yohn & Tooben.

J. L. PAGE, P. M.

Difference in Rain Gauge.

There must be a screw loose in this rain gauging business. Albany reported 12 inches for February, Corvallis 14, Salem 7, and Eugene 11.88. They all had approximately the same rainfall, the four cities differing very little. The Eugene and Albany figures were probably about correct.

CASTORIA
For Infants and Children.
The Kind You Have Always Bought

Signature of *Chas. H. Fletcher*

HOMER
DAVENPORT
COMINGWill Lecture Under Aus-
pices High School
Students.Will Be Here on April 7th.—The
High School Debate With
Roseburg Is Topic of
Discussion.

An event of importance at the High School for April will be a "talk," given by Homer Davenport, whose fame is world-wide as the leading cartoonist in America, on the "Power of a Cartoon," illustrated with pictures from his clever pencil, sketched before the audience.

The "talk" will be given under the auspices of the High School students, association, in the assembly room of the High School on the evening of April 7th.

ASSEMBLY.

The assembly this morning was conducted by Supt. Becholdt and consisted of the following entertaining numbers:

Piano solo, Miss Francis Young.
Recitation, Master Harold Wells.
Vocal solo, Master Lloyd Stiles.
Remarks on the power to express one's thoughts by Dr. Becholdt, after which assembly was dismissed.

THE DEBATE.

The coming debate with the Roseburg High School is the topic under discussion at the High School at the present time and the rivalry for places on the team promises to be quite racy. The following information has been posted on the bulletin board concerning the debate:

"In the latter part of April the Roseburg High School will debate or honors with the High School at Eugene."

"The question is: 'Resolved, that it would be to the best interest of civilization for Japan to become the controlling power of Eastern Asia.'"

"All High School students are eligible for the team."

"All briefs for competition must be handed to Dr. Becholdt before or on March 9th, and those whose briefs are accepted will be excused from rhetoricals for the remainder of the year. Dr. Becholdt will advise with any candidate out for honors."

"The contestants will meet March 11th and choose judges for the tryout. The tryout will be held the night of March 18th and judges will be expected to choose the principals and alternates."

"Each prospective contestant may give a brief for the affirmative or negative as he wishes."

"For the try out the contestants will be assigned sides by Dr. Becholdt. All briefs shall be the property of the teams selected."

HOMESTEAD
CONTEST CASE

A homestead contest case was heard yesterday before United States Commissioner J. J. Walton. The case was that of Bert Lemmon against Richard P. McHenry and the land in question is situated in the upper Mohawk country just across the line in Linn county. Over twenty witnesses were examined, the testimony being taken down by W. W. Calkins, stenographer. L. T. Harris appeared as attorney for Lemmon and E. O. Potter for McHenry.

Divinity Student Appointments.

C. Cecil Curtis, Waltherville.
D. E. Olson, Thurston.
F. C. Stephens, Bethel.
Ernest C. Wilmore, North Yamhill.
Allen Hansen, Woodburn.
F. A. Ware, Elmira.
J. M. Hunter, Albany Central.
M. F. Horn, Turner.
W. T. Motlack, Halsey.
G. L. Lobdell, Junction City, and
Lansier.
J. P. Woolley, Elton.