

# The Daily Capital Journal

SALEM, OREGON TUESDAY, NOVEMBER 17, 1908.

NO. 2282.

## SCORES ARE BURIED BY CAVE-IN IN MINE SALEM AFTER MOUNTAIN WATER SUPPLY FOR STATE AND CITY

### HENEY IS RAPIDLY IMPROVING WOULD BE WELL IN THREE WEEKS

(United Press Leased Wire.)  
San Francisco, Nov. 17.—A statement issued by the doctors in attendance of Francis J. Heney at 8:30 this morning says that the patient passed a restful night and is doing much better and stronger today. He has withstood the shock of the operation successfully and is getting stronger every hour. While the doctors will not trust themselves to issue too sanguine a statement, it is the consensus of opinion that it will be more than three weeks before the prosecutor will be a well man and not more than five weeks before he will be able to resume his work in the court room. The patient's condition is very satisfactory. There is absolutely no sign of septicemia about the wound which is perfectly clean and healthy. The physicians say that it will remain so unless something extraordinary happens. The muscles of the larynx through which the bullet passed are regaining their normal condition and it is likely that no voice trouble will befall Mr. Heney when he recovers. Citizens Rally for Justice. Scores of deputies to the call issued by the Citizens League of Justice to rally in support of law and order were received today at the headquarters of the executive committee. The response contained offers of financial and moral support in some instances physical aid was promised. The call issued yesterday afternoon under the heading "Time for Citizens to Stand Together," reads: "The Citizens League of Justice is calling to all honest citizens to rally in the cause of justice and decency to aid in the establishment of a clean and honest press, a clean and honest city. Under such circumstances must we allow our citizenship to relapse into that state of apathy which resided here at the time of the shooting of Francis J. Heney. The shot that felled Heney has caused the spirit and manhood of the city. The great mass meeting of Saturday night resulted in just what we must have. That manhood of the city must never fall again. That shot is our call to enlist in the cause of justice—in the cause of a clean and honest city. Citizens let us stand shoulder to shoulder against every dishonest deed and every depraved purpose. The Citizens League of Justice calls on every brave man and good woman to join in this cause, to enroll in ranks. It calls on you who hear this call to rally to the city, to preserve its laws and to set up its fair name. To this end, join the ranks of the Citizens League of Justice. Send in your name and address to the Citizens League of Justice, 241 Pacific building. In addition to joining the ranks you wish to contribute to the campaign of justice, a pledge of \$1 a month, or whatever you wish to contribute, and send the pledge with your name. An honest dollar for an honest man will offset a thousand for its opposite. We must all stand together. (Signed) The Citizens League of Justice; by the executive committee."

### OREGON TO GET BACK PROPERTY WORTH MORE THAN \$200,000

The state's interest in the locks at Oregon City to the amount of \$200,000 was confirmed today when the supreme court denied the petition for rehearing in the case of the state v. the Portland General Electric company. This amount by today's decision is ascertained to be an investment from the common school fund by virtue of an act of the legislature of 1870 which granted a like sum to the original company for the construction of the locks. Furthermore an accounting is now due from the corporation by which the state will receive 10 per cent of the net revenue from the locks since 1897. The sum will revert to the school fund. By the terms of the original grant 10 per cent of the proceeds should have been paid to the state annually, but all that share which should have been paid before 1897 can never be recovered by the state because of the statute of limitations. The case was decided in May. The way is now clear for the joint purchase of the locks by the federal government and the state for which purpose the legislature has already appropriated \$300,000. The locks will then be free to navigators. Other decisions today were as follows: Effie E. Laing v. Arthur Laing, appealed from the court of Judge H. J. Bean, Umatilla county; affirmed by the court. Jonathan J. Thomas v. Booth-Kelly Lumber company, appealed from the court of Judge J. W. Hamilton in Lane county; dismissed in an opinion by Justice Moore. Coquille Mill & Mercantile company v. Alfred Johnson, appealed from the court of Judge J. W. Hamilton in Coos county; reversed in an opinion by Commissioner Slater. B. D. Coffey v. O. M. Smith, (three cases) appealed from court of Judge Arthur G. Frazer in Multnomah county; each reversed in separate opinions by Commissioner Slater.

### LARGER POLICE FORCE IS DEMANDED BY CITIZENS

After hearing the several suggestions offered by Salem people regarding the necessity of a police sergeant for the local police force to be located at the police station permanently, Chief of Police Gibson points out a greater necessity toward the safety of the city from the prowling class who have been making things monotonous for the past few weeks. Chief Gibson thinks it would be a much better and profitable plan to employ about four more policemen in addition to the present force of three including himself. According to Gibson's views, the city has grown so expansive, that the present force, especially at night, are in no way adequate to cover the entire town. The more metropolitan the city grows, the larger the police protection ought to be. At present the city contains more of the "undesirable" class than ever before. Those alluded to are almost all transient men; sort the common "Weary Willie" sort, but cool smart fellows who are not behind date one bit in the art of lifting one's valuables or calmly knocking one senseless in order to obtain money. Councilman Walter Low gave his version on the police subject upon the request of a Journal representative. He said the present police force, to his idea, was very inadequate to cover the large district in the city, and as far as a police sergeant was concerned, an official of this kind is never necessary unless the patrolling force aggregates a large number of men. When asked what he thought would make the force more serviceable, he said another policeman added to the night force, and an officer in plain clothes during the day or night subject to call any time; also that the police force, including the chief, be uniformed in accordance with the regular city custom. Alderman H. S. Radcliffe is also well aware of the fact that Salem's police force should be reinforced. His statements regarding the matter are somewhat the same as those of Alderman Low relative to the two additional police with a plain clothes man for the day beat. Mr. Radcliffe thinks the protective duties of the city to society from the overflow of other towns should be improved at once in order to eliminate the outrages such as the Barnes store robbery and assault and several other cases of thieves which has been carried on here during the past few months. On motion of Henry W. Meyers Monday night at the Business Men's

### PLANNING MOUNTAIN WATER FORM LARGE LOCAL COMMISSION

The Salem Business Men's league took action last night looking to the bringing into Salem mountain water this coming year. After discussion, on motion of D. J. Fry, the committee named at the Board of Trade meeting last week was endorsed and as many more names added making a large general committee, which is now composed of Salem citizens, city, school, county and state officials, as follows: Governor Geo. E. Chamberlain. Mayor Geo. F. Rodgers. Senator T. B. Kay. Rep. Hal D. Patton. C. K. Spaulding, lumberman. County Judge W. H. Bushey. Supt. R. E. Lee Steiner. Dr. H. C. Epley, Salem school board. A. Huckestein, Pres. Business Men's league. C. L. McNary, deputy district attorney. W. J. Culver, ex-sheriff Marion county. Dr. Willis B. Morse, state board of

### EMPEROR WILLIAM GIVES IN WILL KEEP MORE IN BACKGROUND

(United Press Leased Wire.)  
Kiel, Prussia, Nov. 17.—In the face of the hostile criticism from the entire empire, severe censure at the hands of members of the Reichstag and the federation council and an ultimatum from his chancellor, Von Bulow, that he would resign unless concessions to public opinion were made, Emperor William capitulated today in his interview with Von Bulow and promised virtually what was asked. It is understood, that, as the result of the conference, Von Bulow will remain in office. Whether or not Kaiser Wilhelm will issue the manifesto limiting his own powers, that was demanded by Von Bulow is still a matter of doubt. The conference was held at the Potsdam palace. Emperor Wilhelm promised that he would be more reserved and would interfere less in domestic and foreign affairs than in the past and that he would be more careful in public and private utterances. The Kaiser was nervous and without his old defiance when he was seen after the conference had been concluded. He said that it had been the bitterest hour of his life. Public opinion applauds the emperor's decision and there is general rejoicing over the empire. It is thought that the national crisis has passed. The result is considered a marvelous victory for the diplomacy of Von Bulow. Von Bulow, pale from a recent illness, was greeted by an acquaintance enroute to the palace. The friend assured him that the whole German nation accompanied him in inspiration on his journey. Von Bulow replied gravely: "I have no other idea than my duty toward the German people." Many lively passages marked the interview between the Kaiser and his chancellor this morning, according to information that leaked out late this afternoon. The Kaiser approached the chancellor for having turned against him. During the whole night he had been reading reports submitted by the chancellor of the debates in the reichstag and feeling of the people regarding his activities. The emperor was nervous and wrought up when the interview began, but the chancellor, nothing daunted, told him plainly what he thought of some of the Kaiser's actions. The interview grew stormy, at this period and von Bulow pointed out passages in his report and brought home his criticisms with force.

### EXPLOSION CAUSE OF CALAMITY ALL WILL PROBABLY SUFFOCATE

(United Press Leased Wire.)  
Birmingham, Ala., Nov. 17.—An explosion in Number Three mine of the Tennessee Coal company is reported to have buried scores of men. Six bodies are reported to have been removed already. The entire working force of the mine is trying to rescue the imprisoned men. It is believed that none will be rescued because the cave-ins are so situated that no air can reach the imprisoned miners. LOS ANGELES FIRE COST \$185,000 (United Press Leased Wire.)  
Los Angeles, Nov. 17.—Estimates today placed the damage caused by the fire which threatened to wipe out an entire block in the heart of the business district yesterday at \$185,000, but it is impossible to learn yet just what was the extent of the loss to the Broadway Department store, one of the largest retail houses in the city. The Los Angeles Pacific building on Fourth street, midway between Broadway and Hill streets, is a complete ruin. The flames completely gutted it and the lowest possible estimate places the loss at \$75,000, about half covered with insurance. The money in the registers and safes of the Broadway stores was taken out during the fire and deposited in the California Bank. The most serious damage to the store was by smoke and water, though for more than an hour it appeared almost certain that it would be entirely destroyed. Earl Amos, the 15-year old boy, who was overcome and barely escaped death in the upper floor of the Broadway store, is much improved today. The five persons who were cut off by the flames and rescued from the Los Angeles Pacific building are reported to be improving, though all of them suffered severely from inhaling smoke and gas. The fireman received many compliments today for their heroic work in saving the city from what threatened to be the worst conflagration of years. TO HOLD FLEET IN READINESS (By H. Lee Clotworthy, staff correspondent of the United Press on board the U. S. S. Georgia.)  
Manila, P. I., Nov. 17.—Admiral Harber's Philippine squadron has been coaled, provisioned and mobilized ready to proceed to China at once to protect American interests in case of more serious complications. All marine officers are preparing to leave Cavite and the battalions at Olongapo have been ordered to be prepared for action. The consensus of opinion here today is that the battleships of the Atlantic fleet would not go to China at the outbreak of trouble, but would remain here as a reserve. No transports are now available for the use of the army. No orders have been received so far from Washington. KILLED TRYING TO BREAK AUTO RECORD (United Press Leased Wire.)  
Birmingham, Ala., Nov. 17.—Emil Stricker was killed almost instantly today while trying to break the world's record for 24 hours continuous automobile driving. He was in a big Renault car and was taking many chances in a wild trial for the record, when something went wrong and the car was smashed. There was nothing left of the machine but a mangled and twisted

### The price of stock of the Free-land Consolidated Mining Co will be raised to 20 cents on November 19, 1908. :: ::

#### SOME IMPORTANT EVENTS

- Abel Ruef's attorneys want his case transferred from San Francisco, on the grounds of prejudice and danger to the defendant and his attorneys.
- All the islands in the Columbia river, which have been the basis for much litigation between this state and Washington, have been declared by a federal court to belong to Oregon.
- Root's election as senator from New York is assured.
- Samuel Gommers, president of the American Federation of Labor, declares that, if found guilty of contempt of court, he will refuse to pay the fine and go to jail instead.
- Peter Ven VII, distant relative of Roosevelt, has been found guilty of fleeing Chicago people of more than \$100,000, and has been sentenced to the penitentiary.
- A \$5,000 ruby ring, a present from the Duke d'Abruzzi to Catherine Elkin, is in the hands of the custom house officials, it having been seized in the mails by the post-office authorities.
- Great fear is held that China is on the brink of a great reform or revolution, and cities are guarded by marching troops.

#### BANK IS CLOSED; CASHIER ARRESTED

Monticello, Ky., Nov. 17.—The Citizens National bank closed today. Cashier Charles W. McConna Hasey is under arrest in connection with the suspension of the institution and the authorities are seeking Assistant Cashier E. R. Winfrey.

### WILL MORE ABOUT D'ABRUZZI MIX-UP

London, Nov. 17.—A dispatch from the Central News Agency at London says that its correspondent there has confirmed the report that the Duke d'Abruzzi cable