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OFFICERS OF SECOND BATTALION GIVEN HEARING BY THE GOVERNOR

COLONEL POORMAN TELLS OF CONDITION OF THE MEN WERE ABLE TO MAKE TRIP

He Admitted the Men Were Tired and Practically that There Was No Reason for Making the March Back, as Camp at Oakville Had Been Broken, and He Wanted to Take Train at Gates, but This Was No Excuse for Refusal to Obey--- After Men Marched to Oakville, They Left Camp that Night.

For the purpose of determining whether the officers of the second battalion of the Third Infantry of the Oregon National Guards were justified in disobeying an order issued during the recent maneuvers directing them to march back to Oakville from Gates, a hearing is being held before Governor West today.

The officers involved are Major Ryland O. Scott, Captain Harry Williams, Captain Walter Toose, First Lieutenant Richard Deich, and First Lieutenant Harry Brombaugh. They have been dismissed for refusal to obey the order, but should it develop at the hearing today that they were justified, they will be reinstated.

They were represented by District Attorney John McNary, and the first witness called this forenoon was Colonel Poorman.

He testified in brief that the order to march from Gates to Oakville was given Saturday morning and that they reached Gates about 19 o'clock. At 10:30 orders were given for a return march, he said, and then the officers of the second battalion refused to carry it out. Humiliated because of their refusal he allowed them to transport their equipment and then they marched back.

He said they refused to take up

their return march because they were wearied with the day's maneuvering. He admitted having gone to General Maus and represented this condition of affairs to him. He also said that in his opinion he desired to remain at Gates, as camp had been broken at Oakville, and with the men wearied he would rather entrain there.

Waxing warm under the questioning of McNary he afterwards declared that they were able to make the march and that they were not in so bad a condition upon reaching Oakville but they could leave that camp that night after receiving their pay.

He declared that though the men were wearied, that it was their duty to obey orders and that they were wrong in not doing so.

The issuance of an order directing the march was not questioned. Everything indicates that the accused officers will rely on justifying their course in disobeying it by trying to prove they were not in a condition to make the march.

The hearing will likely occupy all the afternoon.

FIFTY HURT WHEN THE GRAND STAND COLLAPSED

[UNITED PRESS LEASED WIRE.] Indianapolis, Ind., Aug. 20.—Fifty persons were injured here this afternoon when a grand stand filled with spectators at the notification of Governor Marshall of his nomination for the vice presidency on the democratic ticket collapsed. Three hundred persons occupied the stand, but no one was fatally injured. A stampede followed, and a number of others were injured in the crush.

It is feared that several of the injured are in a dangerous condition. The stand had been erected for specially invited guests and collapsed shortly after Judge Parker began speaking.

Firemen and police removed the injured from the debris. The police declare overcrowding of the stand was responsible for the accident.

The ceremonies were interrupted for only a few moments, when Judge Parker resumed his speech.

Marines in Nicaragua.

Washington, Aug. 20.—The state department announced this afternoon that fifty-four American marines had been landed at Bluefields, Nic., from the United States cruiser Tacoma to protect American lives and property from rebels, who are reported to be preparing to burn the town.

Good wages and good teaching do not always go together, but usually they do.

PREPARE TO PURCHASE THE PLANT

Announcement was made last night by Councilman Rigdon that the special water committee had entered into a contract with the Salem Water company for an examination and inspection of its plant, preparatory to taking steps to purchase it.

Both the city and the company some time ago selected engineers to appraise the value of the plant and submitted reports to the council. The company, however, desired the city to enter into a contract with it so that it had some assurance that it would be guided in making its purchase by the report of the engineers. Several months ago the special committee held public meetings to determine whether the people favored purchasing or condemning the plant, and they declared in favor of the former, and if acquired at all it will be through this method.

TRIES TO KIDNAP THE GIRL KILLS THREE AND HIMSELF

[UNITED PRESS LEASED WIRE.] Belleplaine, Kan., Aug. 20.—After attempting to kidnap Ethel Manahan, aged 22 years, and shooting and killing her father, Matt Manahan, and James Thompson, 16 years old, near here today, Samuel W. Wood shot himself in the breast and is now said to be dying in a hospital.

Wood went to the Manahan farm and demanded to know where Miss Manahan was. The girl, seeing him approaching, took refuge in a closet. Thompson refused to reveal the girl's whereabouts, and Wood shot him dead. The girl's father, hearing the shot, rushed upon Wood. Wood fled to the

yard, and seizing an iron bar, beat Manahan into unconsciousness. He then returned to search the house for the girl.

A young son of the elder Manahan fell on his knees and prayed to the slayer to spare his sister. Wood attacked him, but promised to spare the boy if he would help him to escape.

Wood was surrounded by a posse of farmers near his own farm two miles north of Belleplaine this afternoon. He ran from a cornfield into the road and fired three bullets into his breast. He was taken to a hospital here, and the attending physicians say he will die.

WHI Fight Confirmation.

Seattle, Wash., Aug. 20.—A special dispatch from Washington to the Seattle Star announces that Senators Poinsette, Borah and Cummins will oppose the confirmation of the appointment of Clinton Howard to succeed C. H. Hanford.

It developed here today that Taft's Seattle advisers were not consulted in the selection of Hanford's successor.

UNIONS TO OBSERVE LABOR DAY

Local Labor Organizations Arrange for Proper Observance of the Day, Which This Year Will Be on September 2.

FIRST DAY OF STATE FAIR

As at Present Planned There Will Be a Big Parade, with Speeches at Marion Square—Governor West, Mayor Lachmann and Labor Commissioner Hoff Will Be Asked to Make the Addresses—Prizes Will Be Given for Best Floats.

A joint committee of the labor organizations of the city met last night for the purpose of formulating plans for the proper observance of Labor Day, which this year falls on September 2, the first day of the state fair. Coming as it does on the first day of the fair, Labor Day this year will be of much more importance than any former year, and to that end the different labor organizations of this city, of which there are about fifteen, will lend every effort to make the celebration a success.

One of the main features of the observance of the day this year will be a monster parade, in which it is expected that over 300 men will take part. At least six of the local unions will have floats in the parade and possibly more. The plan is to have the parade start promptly at 11 o'clock and those expecting to participate must be on hand at that time or suffer the fines and penalties imposed for being tardy.

The line of march as at present mapped out is to form at the Hotel Marion, thence north to Court, thence east on Court to High, thence south on High to State, thence north on State to Commercial, thence north on Commercial to Marion Square.

At Marion Square the exercises will consist of speeches by prominent state and city officials. The joint committee will ask Governor West, Labor Commissioner O. P. Hoff and Mayor Louis Lachmann to address those gathered there. C. L. McNary will also deliver an address on this occasion. Prizes will be given for the organization having the largest percentage of attendance as well as for the one making the best appearance in the parade. Prizes will also be given for the best floats in the parade.

A badge will be adopted for all laboring men and women to wear on the occasion. A committee will visit the business houses of the city with a view to inducing them to participate in the parade. The fire department will also be asked to participate.

The Salem Military band has been secured to lead the procession so that now almost complete plans have been made for the observance of Labor Day in an appropriate manner this year. The celebration this year will be more elaborate than any former year.

Some Violent Affection.

Portland, Or., Aug. 20.—Chas. Palm and Ada Clark kissed and hugged each other so violently on a street car that Patrolman Waddell arrested them. They were fined \$10 each for "excessive affection."

Kalahan Is Receiver.

Washington, Aug. 20.—The senate today confirmed the nomination of Christopher Kalahan to be receiver of public moneys at Vancouver, Wash.

CALIFORNIANS TAKE NO INTEREST IN ABOLISHING THE DEATH PENALTY

Balloonists Are Safe.

Santa Paula, Cal., Aug. 20.—A balloon bearing five Los Angeles residents, reported to have been blown out to sea, is safe near Santa Paula. The air craft landed here late last night after an uneventful trip from Santa Monica. The bag was not blown over the ocean as reported.

MAYOR AND MARSHAL RESIGNED

GOVERNOR GETS ACTION AND TWO SCALPS OF REDMOND OFFICERS HANG AT HIS BELT AS JOURNAL PREDICTED—HE WILL HAVE MORE.

Governor West last night received a telegram from the city council of Redmond advising him that both Mayor H. J. Jones and City Marshal McClay had resigned and it will not be necessary for the governor to proceed to the scene with troops in order to enforce his demands.

When the city council yesterday advised the governor that it had the resignation of the mayor, but was holding it pending further investigation, and suggested that a committee be named to conduct them it was realized that the city officials were "weakling." The governor's reply to the effect that he would be satisfied with nothing less than the resignation of the mayor and city marshal and threatening to take matters into his own hands, unless they were forthcoming evidently impressed it on the minds of the council that he was in earnest and to avoid a military demonstration, they had the two officials in question to resign.

GENERAL BOOTH IS DYING IN LONDON

[UNITED PRESS LEASED WIRE.] London, Aug. 20.—In referring here today to his father's illness, Bramwell Booth said:

"Father undoubtedly is dying. He is beyond speech now, but his last message to members of the Salvation Army throughout the country was: 'His promises are sure if you believe.'"

"Father spoke his last intelligible word Friday when he said to me: 'Do not worry. Let me die. I want to go to heaven.'"

"The general is grieving because there has been no reconciliation with his son, Ballington, from whom no word of sympathy or interest has been received."

SMASHED THE TANK ON NEW FIRE ENGINE

About 9 o'clock last night a fire alarm was turned in which located the fire some place on Commercial street. The chemical auto quickly responded, making the run south on that street without being able to locate any fire. The run was made as far south as the cemetery, where in making the turn the car was backed into the curb, breaking the gasoline tank. An effort was made to repair the tank with solder which resulted in an explosion only trifling bad result being sustained by two of the firemen. The breaking of the tank totally disabled the machine as all the gasoline leaked out. The truck was towed to the station by a passing auto.

A temporary tank was provided for the auto truck this morning, thus putting the engine into commission again. The burst tank will be repaired in a day or two.

Those Awful Boys.

[UNITED PRESS LEASED WIRE.] Long Beach, Cal., Aug. 20.—Three small boys are under surveillance by the police because they staked crabs beneath the life lines on a bathing beach. Their delighted howls when their schemes were fruitful led to their capture.

GOVERNOR STANDS ASIDE LAW TO TAKE ITS COURSE AND SEVEN DIE NEXT MONTH

Governor Johnson Has not Advocated Abolishment of Capital Punishment, but Was Willing to Give Even a Murderer a Chance to Benefit by Expression of Popular Will--Seven Will Be Executed Next Month, Five or Six Soon After--- Governor West Non-Committal--Puts It up to the People.

Sacramento, Cal., Aug. 20.—Because the agitation for the abolition of the death penalty in California failed to enlist more than a few thousand signatures to the petition seeking to make hangings impossible henceforth, Governor Hiram Johnson announced today that all of the seven men whom he had reprieved from time to time because of the existence of this petition must die. He declared that he had no other alternative and that the law must be enforced.

Alexander Szaferac and George Figueroa and under sentence to be hanged at San Quentin September 6, the week of the state fair and just preceding the celebration of Admission day; Willie Luis, a Chinese; William Burke and Frank Baueraerts are to die Friday, September 13, Charles Carson, whose sanity has been denied by the warden and prison guards, is to give up his life September 20, and Ed Williams is under sentence to be hanged September 27.

These are only the men whose sentences have been reprieved. There are five of six others awaiting execution, whose hope of securing commutation to life imprisonment is shattered by the governor's decision.

Governor Johnson has at no time expressed any sympathy with the movement to abolish capital punishment. When Governor West of Oregon declared, last January, that no man should hang in that state while he

was its chief executive, the New York newspapers wired the California governor for confirmation of a report that he would take similar action. He said then that he would not set aside the law. He would, however, give every man an opportunity to test the popular will on the question. Now he thinks he has done his whole duty. The hope that he would commute 13 death sentences to life imprisonment has proven groundless.

Governor West Silent.

When Governor West was shown the above dispatch today, he said he had no comment to make; that the matter is in the hands of the people and the will of the people is the law. He had said at one time that there would be no executions while he is in office, but this was before the matter had been submitted to the people to be voted on. From the governor's action it is presumed that he will do just as Governor Johnson has, should the vote be to retain capital punishment. There are now six in the penitentiary under sentence of death, one, H. E. Roberts, sentenced to be hanged Friday of this week—but all have been reprieved by Governor West, until December 13. By that time the result of the election will be known, and it will no doubt determine the fate of the condemned men. It might be noted that the date, December 13, is not encouraging to the condemned if they are at all superstitious.

MOTORCYCLISTS MAKING A 65,000 MILE TRIP

Stockton, Cal., Aug. 20.—Harry Humphries and his wife, Mae, arrived in Stockton today on a 65,000 mile motorcycle trip, to be completed in a thousand days. They will visit every state capital in the Union before sailing from Boston for Europe, Africa and Asia. Mrs. Humphries has a \$10,000 wager with a New York and London theatrical man. The ride is a test of woman's endurance. The Humphries ride a motorcycle with trailer holding tents, bedding and cooking utensils. They leave tomorrow for Sacramento.

To Investigate Death.

[UNITED PRESS LEASED WIRE.] Washington, Aug. 20.—President Taft and the state department were directed this afternoon to investigate the death of James Ward Rogers, reported killed by British soldiers in an African jungle, in a resolution introduced in the house by Congressman Norris of Nebraska.

Rogers formerly lived in California. Mrs. Rogers is said to be a resident of Oakland, Cal.

ANOTHER SCALP AT HIS BELT

Huntington, Oc., Aug. 20.—W. J. Woods, Justice of the peace of Huntington, sent in his resignation to County Clerk Combs yesterday. The resignation has come as a result of a special demand from Governor West sent today to Justice Woods.

It was intended by the governor to have included Justice Woods in the first official demand for resignations, but through an oversight his name was omitted and he has held his office till today.

When asked for a statement on the affair Mr. Woods treated it as an inevitable outcome, and said "there is only one thing to be done when the highest official of state demands your resignation."

LITTLE GIRL IS MURDERED IN HER BED ROOM AT EUGENE

Eugene Ore., Aug. 20.—Entering her bed chamber early today an unknown fiend brutally murdered Mildred Green, aged 12 years, daughter of Rev. Mr. H. A. Green, a Baptist minister, at their home here. The child's throat was slashed clear across, the head being almost severed from the body. There is no clue to the murderer.

The crime was discovered at 8:00 o'clock this morning by the child's father when he went up stairs to wake her. The child was lying in a pool of blood. The body was cold, indicating the murder had been committed several hours previously. The father, with whom the little

girl lived alone, declared today he did not hear a sound during the night or early morning. Nothing in the house was disturbed indicating the fiend did not make any attempt at robbery. Coroner Gordon, after an examination of the body, declared the murderer did not assault the child.

No weapon of any kind was found near the body. The police incline to the belief that the crime was committed by one of the many foreign railroad laborers in and near Eugene. The city and vicinity are being combed by every available officer in Eugene and officers throughout the state are notified of the crime.