

THE BEST NEWSPAPER

The Daily Capital Journal

THE LARGEST CIRCULATION

THIRTY-SIXTH YEAR.

SALEM, OREGON, TUESDAY, JULY 1, 1913.

PRICE, TWO CENTS. ON TRAINS AND NEWS STANDS, FIVE CENTS.

JAHN COMPANY WILL NOT PAY BACK \$1 OF CONTRACT PRICE

Word Comes From Firm That There Will Be Nothing Refunded on Job.

CITY ATTORNEY'S VIEWS

Page Says Company Is Right and City Has No Legal and Valid Claim Against Contractor.

The city attorney last night reported to the city council that he had received a communication from the Jahn Construction Company, refusing to return to the city \$650 because of an alleged failure to remove dirt from Union street, and further that he believed the city had no legal claim against the Jahn company. The company got its last payment on the Union street sewer (Continued on page 5.)

Joe Cannon Is Sore Over Charge

Former Speaker of House Says He Would Not Believe Mulhall Quicker Than Any Other Blackmailer.

LANVILLE, Ill., July 1.—"Uncle Joe" Cannon, former speaker of the house, mentioned by Martin Mulhall in his lily charges today commented sharply on the Baltimore allegations.

"I have not had time," said Uncle Joe, "to read Mulhall's statement in full. If Mulhall has been doing for ten years the contemptible work he admits doing, I would not believe him any quicker than I would any other blackmailer."

The Eugene Moose are holding a carnival, beginning Monday, and lasting the week.

Douglas Alford, son of Mr. and Mrs. J. T. Alford, aged 12, was drowned in the Willamette Sunday, while in swimming.

Visitors to Cloud Cap Inn, reached from Hood River, ride the last three miles up to the top in sleighs.

DEMANDS RECORDS OF MANUFACTURERS FOR CORRUPTION PROBE

Resolution Calling for Books and Office Documents is Due Tomorrow.

LABOR MEN ENDED IT

Resolution is Drafted by Congressman Nolan After Consultation With Big Leaders.

WASHINGTON, July 1.—John I. Nolan, San Francisco's labor congressman, jumped into the middle of the commotion stirred up here by the corrupt lobby charges of Martin Mulhall when he announced that tomorrow he will introduce in the house a resolution requiring the production before a congressional committee of all books, records and office documents of the National Manufacturers' Association for which Mulhall charges that he worked for years.

Nolan drafted his resolution today after consultation with leaders of the American Federation of Labor. He said of it:

"We propose that this association, which was maintained to crush the labor movement by the power of organized capital, shall be forced to tell how it conducted its fight. Mulhall's charges surprised no one in the labor world."

Congressman explains. Congressman Sherman today also injected himself anew into the situation when he promised a speech from the floor of the house explaining in detail every conversation he had with Mulhall. He conferred with Senator Overman this morning.

The senate lobby probes have decided to finish their investigation of the wool, sugar and Lovett angles of their probe before beginning the investigation into the charges of Mulhall.

Among the statements made by Mulhall was a declaration that Vice-President Sherman wanted Congressman Watson, of Indiana, re-elected as he was most friendly to the Manufacturers' association. A letter said to have been written by Mulhall also said that Sherman wanted Cole, of Ohio, elected and that money would be needed to help him. In still another letter Mulhall said he had met Arthur Vorys, the newly-appointed postmaster for Salem, who took charge of the duties allotted him by Uncle Sam this morning. "I've got a big job on my hands, and I am going at it for all I am worth, and at present I am living in hopes that the good people will call at the office and take charge of their many parcel post packages." The parcel post business is on the boom, as indicated by this office at present.

WEALTHY MERCHANT IS SENT TO JAIL

Los Angeles, Cal., July 1.—Charles Erenbruch, of Santa Barbara, pleaded guilty yesterday afternoon to offering a \$1000 bribe to United States Senator John D. Works, of California. United States Judge Olin Wellborn sentenced Erenbruch to two months in jail and a \$250 fine.

"I didn't know it was wrong," stated Erenbruch on the stand. "I wanted the postmastership and knew the Senator Works was a lawyer and thought if he was entitled to a fee if I could secure his aid. Therefore I wrote him, asking him to destroy the letter because it might get back to Santa Barbara and the boys would guy me."

A number of Santa Barbara officials and business men accompanied Erenbruch and testified as to his previous good character.

Judge Crys Also. When the aged defendant finished his plea, Judge Wellborn, tears streaming his cheeks, said: "This is indeed a sad case. However, I have no alternative than to pass sentence upon you. It is the judgment of this court that you pay a fine of \$250 and serve four months in the Santa Barbara county jail."

Mrs. Erenbruch, wife of the prisoner, screamed and fell in a faint. She was carried from the court room unconscious. Judge Wellborn was so affected that he reduced Erenbruch's sentence to two months. The fine stands.

The maximum penalty for the crime charged is ten years imprisonment and a fine of \$10,000.

Robert McPherson was instantly killed and Green Adams was shot through the leg in a duel in which the two men engaged at Verona late Friday afternoon. It is said that McPherson had attributed his separation from his wife to Adams. Adams is in jail at this place.

At least 2000 Elk from Portland and adjacent towns attended the big picnic at Brownsville Sunday.

Medford's commercial club is to make the Rogue river pear a feature of all Jackson county fairs.

VETERANS HIT HARD BY TERRIFIC HEAT ON GREAT BATTLE FIELD

More Than Three Hundred Treated for Heat Prostration Up to Noon.

Two Hundred Thousand Gather to See Meeting of Confederates and Yanks at Gettysburg.

GETTYSBURG, Pa., July 1.—Terrific heat and high humidity today swept the field of Gettysburg, as 30 years ago it was raked by shot and shell, and up to noon more than 300 veterans of the blue and the gray had been treated for prostration and weakness brought on by the blinding sunshine which poured down on the blood-soaked field. Gettysburg town and the battlefield today were swamped with humanity, and all accommodations were inadequate in the face of the crowd of nearly 200,000 who swarmed to see the veterans who once battled to the death meet in friendly communion on the ground they consecrated with their blood. In all directions from the battlefield the roads were packed with automobiles and other vehicles for 25 miles. Hundreds of people slept last night on the battlefield and in the streets of the little town, and so great is the throng that even the supply of food is running short and many a war-worn soldier is on an short commons as on the day Pickett charged on Lee. Lullaby 1900 veterans were unable to find sleeping quarters last night, and wandered through the long hours over the historic battlefield.

The quartermaster in charge today arranged for 25,000 more blankets and 8000 mattresses to try to accommodate the hourly increasing crowds.

The fourth death at the reunion came this morning, when Otto Stamm, of New York, succumbed to apoplexy.

NEW POSTMASTER BEGINS HIS WORK

"I feel just like a prosperous merchant with all these bundles laying around," said August Hickenstein, the newly-appointed postmaster for Salem, who took charge of the duties allotted him by Uncle Sam this morning. "I've got a big job on my hands, and I am going at it for all I am worth, and at present I am living in hopes that the good people will call at the office and take charge of their many parcel post packages." The parcel post business is on the boom, as indicated by this office at present.

STANDING OF THOSE IN BARGAIN CONTEST

Table showing names of individuals and their standing in the Bargain Contest. Includes names like Charles Erenbruch, John D. Works, and various amounts.

The Weather. The Dickey Bird says: Oregon; Fair tonight and Wednesday; variable winds, mostly northerly.

Says Police Should Wield Club; Bawdy Houses Are Running Here

The following report was submitted to the council last evening by the special committee appointed to investigate the police department:

"We, your committee, appointed under resolution No. — do hereby most respectfully make the following report: First, The committee has been to a considerable degree handicapped by reason of the fact that we had no authority to compel the attendance of witnesses, or to put witnesses upon oath when testifying before us. We, however, used our utmost endeavors to investigate all charges against the chief of police and the police department, and have heard the testimony of a large number of witnesses, who would only give testimony at private sittings of the committee.

"From testimony offered we found nothing to reflect upon the integrity or honor of City Marshal Sheelock, and the charges that he had been guilty of 'tipping off' any attempted raids upon disorderly lodging houses were not sustained by the evidence offered us. We find, however, that such charges were made against the chief of police, and reported to Councilman Minton, prior to his making the complaint before the city council.

Practically Bawdy Houses. "Second. There has been much evidence adduced before us from which we believe that there are several lodging houses in Salem which have been careless, and in some instances, perhaps, purposely so, in the selection of their patrons, and in at least three instances amounts practically to the running of bawdy houses, and we believe convictions thereof in at least two instances could be had upon testimony as to common repute as such. We also believe that unwarranted reports have been circulated against some lodging houses, and that in such instances the police department has acted properly and wisely in their investigations thereof.

Other Departments Involved. "After closing the taking of testimony at public meetings and preparing our report, we learned of a large number of witnesses and important facts which could only be secured in secret meetings, so we continued our labors until this time, but even now, as we are preparing this report, we find important facts which seem to relate to the present condition, but inasmuch as they involve other departments of the city government, and are not strictly within the purview of the resolution under which we are acting, we now report the conclusion of our labors.

Respectfully submitted, M. E. Pogue, chairman; Henry T. Babcock, Dan J. Fry, J. F. Jones, C. O. Constable, J. D. Waring.

MACADAM PAVING IS NOT IN FAVOR

Two Councilmen Vote Against Proposition to Use It on One of Salem's Streets.

The street committee reported at the council meeting last evening that Brooks street property owners selected ten-inch macadam improvement and recommended that the Arenz Construction Company be awarded the contract. Adopted. Two nays by anti-macadam councilmen.

The street committee reported that property owners of Market street decided favorably on bitulithic macadam as pavement and the Arenz company is the lowest bidder. The committee reported that a proposition to improve Market street from 15th street to the city limits was under consideration. Property owners wanted some action taken to this effect before the contract was let to Arenz & Co. for the portion upon which bills were submitted.

The street committee reported unfavorably on the 17th street improvement selection from A to D street. This action was taken because of the unsettled railroad situation.

A favorable report was made on E. Eckerlin's liquor license application. On motion \$1000 was appropriated to the chairman of the park fund.

Street Commissioner Cornelius reported that he had found a drain in very bad condition on South Commercial. He got property owners to agree to fix the drain complained of.

Says Claim Is Valid. The city attorney reported that McNary & Winslow, attorneys, had a valid claim for services in a damage suit against a policeman. It appeared that they were hired by the chief of police. He recommended payment be made.

The roll was called and there was a tie. Mayor Steeves voted eye. The vote: Yes, Brown, Constable, Hatch, Siegmund, Skafie, Stolz, Waring and Steeves; no, Cummings, Jones, Macy, Minton, Higdon, Southwick and Turner.

The engineer recommended that the Montage-O'Reilly company be allowed final payments on improvements of High and Summer streets. Referred.

Two Inspectors Petitioned. Property owners had two petitions on High street for street inspectors. One called for Frank Suh and had 15 signatures. The other called for C. W. Lagrange and had 20 signatures. Referred.

An invitation to the council to participate in a celebration at Victoria was received. The invitation especially urged the councilmen to be present in a body and participate in a parade. Turner's motion that all attend failed to reach a vote.

To Abolish Matron. An ordinance, authored by Turner, repealing the ordinance providing for a police matron, was read and referred to the police committee and city attorney.

The ordinance forbidding the use of a siren horn, excepting the fire apparatus, was read. The ordinance was modified, the city attorney stated. The other ordinance was too broad, he said. The ordinance was read the third time and passed.

An ordinance to change the grade of Liberty street was read. Referred to the ordinance committee and city attorney.

An ordinance giving the Oregon Electric Company a franchise to connect the Front street line with the High street line was read and referred.

STATE HAS AUTHORITY TO RECLAIM

Supreme Court Holds \$450,000 Can Be Spent on Irrigation Project.

CREDIT UNAFFECTED BY USING MONEY

Money Not Appropriated for Private Use and Legislature Has Power.

The state supreme court today decided that the contentions of L. H. McMahon, who recently brought a suit enjoining the secretary of state and the state treasurer from paying any money into the Columbia Southern irrigation project, were without foundation, and not well taken, and that the state legislature had a right to appropriate \$450,000 for the work, with the promise of congress to pay it back, and did not in any way loan the state's credit. On that point the court says:

"We are unable to see that this act in any manner loans the credit of the state. It is true that a large appropriation of public funds has been made for the completion of a project to irrigate and thereby reclaim certain lands, but it is purely a state enterprise. No credit is extended to private sources to promote private schemes. The act directs the state to protect its title to the property included in the project, and to make all arrangements necessary for the proper construction and completion of the irrigation works to reclaim the lands. The state, through the desert land board, fixes the price to be paid for water rights and from the date of reclamation of any tract a valid lien is created in favor of the state."

Legislature Has Power. McMahon, in his suit, went on to say that the legislature was without power to levy any tax on the people, by such an act when there was no provision for the act made. The court says the legislature has the power.

The remaining contention of McMahon was that the money appropriated for private use. The court by lengthy argument showed conclusively that such was not the case.

Immediately upon the rendering of the decision by the court the desert land board went into session, and has taken action to go ahead with the work with all possible haste, now that it has a clean road.

sending the Nonconformist churches. The first subject discussed at the afternoon session was "Theatrical Agencies as a Means of Recruiting White Slaves" and the French delegates urged that the laws for the protection of children be extended to children employed in theaters, circuses and concerts.

Question 2, which was brought forward by the American delegates dealt with the extent of the international white slave traffic, and what progress, new methods, due either to legislation or to private initiative have been applied to fight against the traffic, and what others are judged necessary. During the debate cordial references were made of the work of Arthur H. Lee, M. P., who got the British government to pass the white slave bill which provides for the flogging and deportation of procurers and resort keepers.

Tonight the delegates will attend a reception at the Grafton Galleries by Her Royal Highness the Duchess of Albany, at which King George will be represented. The many entertainments arranged for the delegates include luncheon at the Savoy Hotel given by Premier Asquith and the British government tomorrow, and a reception by the Duchess of Marlborough the same evening. Wednesday afternoon the delegates will visit Windsor Castle as the guests of the king and queen, and in the evening Lord Strathcona will hold a reception. Thursday evening Countess Breesey gives a reception and Friday the Young Women's Christian Association a dinner. The congress will be closed Friday afternoon by the Bishop of Winchester, and on Saturday the delegates attend a garden party given by Sir John Brunner at his country residence at Chertsey.

The federal grand jury at Portland returned 41 true bills against white slavers last week, and nine other cases were held over to the next grand jury.