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THIRTY-SIXTH YEAR.

SALEM, OREGON, FRIDAY, DECEMBER 5, 1913.

PRICE TWO CENTS. OR TRAINS AND HEWS

Thugs Open Fire on Him When He Asks Them to Explain Their Actions.

WOUNDED MAN HELD HERE MAY BE ONE

Says He Was Shot in Portland While Attempting to Board Cars There.

John Zollner, city marshal of Gervais and one of the most widely known officors in the county, was shot through the neck and backbone shortly after 1 o'clock this morning by two unknown men when the marshal attempted to arrest them near the Depot hotel. Zollner's body was paralyzed by the bullet which passed through his backbone, near the base of the neck, and small hopes for his recovery are entertained. The assailants fled following the shooting and Sheriff Esch, heading a party of other officers and citizens are scouring the county in search of them today,

Only a meager description of the two men was obtained for the reason Marshal Zollner is unable to talk or move his hands and the officers are at a loss for a clew upon which to work. Immediately after Zollner was shot, help came and he whispered a few words among which he described one of the men as being heavy set and wearing a black hat and the other being a tall man wearing a light cap.

## Assault Unexpected.

According to the meager information that can be secured concerning the affair. Zollner was shot when he least expected it. It is said that he observed the two men sneaking about the rear doors of the store belonging to August tiative petition calling for the local op- appointed by the commission, and hind the store and the couple walked November 4, County Clerk Gehihar to- authority to accept, and Kinney, who the hotel and just as he was in the act sion and possibly for the courts for the commission will do is to be seen, for it died today at Johns Hopkins hospital of stepping up to them and making in- reason there should have been 253 will be up to them. Two of these mem- here. He suffered from hardening of quiries, they drew revolvers and began names on the petition in order to sub- bers, it is stated, will come from East- the arteries of the brain, brought on, firing at the officer. Zollner returned mit the local option issue to the voters, ern Oregon, as the law requires that, physicians said, by his work in the Cul-

nasty one and if he recovers the attend now but that the election is illegal. ing physicians believe it will be a mira- There being 86 names shy of the num- thing. Kinney's case is in the hands the backbone at the base of the neck. void. Owing to the fact the shot shattered the officer's backbone, the physicians are of recovery.

in the vicinity of Gervais and every et- morning and counsel for the plaintiff fort is being made to get the necessary will demand an early hearing on the information to every farmer within fif- new matter introduced. teen miles of the town. Following the The county clerk finds that including shooting the trains were closely watch- the registered names under both the ed by Gervais citizens, and it is not be- old and new registrations there are but lieved that the men could have escaped 163 that can be termed legal and propby boarding any of the passing trains, orly qualified to sign an initiative peti-

May Have One. A man by the name of Ray McCarolly is being held in the county jail pending an investigation which may lead to tion agent, at Turner, has retired from his being identified as one of the cou- active work. Mr. Thomas has had ple who shot Zollner. McCarolly called charge of the depet there for 30 years. at the police station carly this morning Carl Nelson is now agent. and showed the police where he had been shot in the right shoulder. He said he received the wound in the Portland car shops last night while attempt-

ing to board a southbound train. The man told Deputy Sheriff Needham this morning that he was running after a train when some person unknown to him, jumped out and ordered him to halt. McCarolly said he kept on running and the other man fired at him.

(Continued on Page Five.)

## DENVER BLIZZARD CLOSES GAME COMMISSION IS SCHOOLS AND TIES UP BUSINESS

Denver, Colo., Dec. 5 .- At 5 o'clock his morning it was estimated that 25.8 uches of snow had fallen in 24 hours, breaking all records for the same period in the west. Since the storm began at midnight Wednesday there has been no cessation of the snowfall.

At dusk yesterday a blizzard was blowing and snow banks were several feet deep in the downtown streets. Hundreds of workers spent the night downtown, and every hotel and lodging house in the city was crowded to capacity. Hundreds slept on cots in office buildings. Police stations, public schools and the Auditorium building sheltered hundreds of others.

All the public schools were closed today, and many concerns, such as ex- game wardens. Robbed of legal ver- show how it should be done, One crash, merchant on trial here for the murder press and transfer companies, were

half an inch an hour. The weather bu- the latter holding office one year, and reau estimated that 29 inches had fal- those those named by the governor len at that time.

Today's prediction was for continued snow today and tonight, with clear and down by the courts an appointed to solder weather Saturday.

that a hig irrigation ditch at Globeville cannot be removed unless for cause, had given way, sending a flood of wa- such as being convicted of a crime, nor ter down upon a number of houses, can he resign so as to make his resig-Twenty-five families, it was said, were nation effective until his successor is rendered an opinion to the effect that who did the shooting. driven into the snowdrifts. So far as appopinted and qualified. Therefore, the registration and election law passed District Attorney Fickert had intend known no fatalities occurred.

Miller. The marshal followed them be- tiou election which was held in Salem whose resignation the governor has no

when one of the bullets from the guns wherein the county court is being re- mission will be conducted along new in the other men's hand struck the mar- strained temporarily from declaring the lines, and that the new wardens, shal in the neck, relling him instantly, results of the election held on Novem- whether the old ones are reappointed The wound received by Zollner is a ber 4, it is claimed there are no doubts

cle. The bullet, which was one of large ber required to authorize the county of the governor, but he gives no intisalibre, entered Zollner's neck just clerk to place the local option measure mation as to what he will do in the above his low shirt collar, and passed on the ballot, the entire election is lin- matter, through the fleshy part and on through ble, so attorneys claim, to be declared

Amended Complaint Prepared.

Attorneys for John Stellman are busy While Sheriff Each is scouring the is illegal, void and null on the grounds 7:45 on "Socialism and Capitalism." country for the two thugs, Deputy Sher- there was not a sufficient number of iff Needham is flashing information to names on the petition to place the measevery city in the valley, concerning the ure on the bullot. This complaint as amended will be filed with the county It is believed that the men are still clerk either this afternoon or tomorrow

R. O. Thomas, Southern Pacific sta-

+ THE OREGON SYSTEM AND WHAT IT SIGNIFIES

Lecture by Dr. Joseph Bchafer.

Public Library Auditorium Tonight at eight o'clock. PREE.

Insists Cannot Quit Until Successors Are Named and Qualified.

**GOVERNOR TO ACT SOON** 

Commission, Leaving Kelly, Named By Commission in Place.

Attorney-General Crawford this compelled to abandon business alto- the statutes provide for the appoint- lines with a dislocated knee, sprained ment of four members of the fish and anskle and two broken ribs. game commission by the governor, and At noon the snow was still falling the naming by these four of a fifth, holding one, two, three and four years, respectively. Under the rules laid any office, where the power of remov-A report received here at noon stated, al is not especially given in the act, formed that he can legally draw his polls of being sworn in.

Governor Now Will Appoint.

In re-checking the names on the ini- commission, leaving Kelley, who was June. the fire, but had shot but three times With this new phase in the case It is probable the affairs of the com- ebra cut of the canal. or not, will be subservient to the commission instead of being the whole

Rishop W. M. Bell, of Los Angeles, Cal., is coming. He will be at the U. B. church, corner Seventeenth and Neunable to give the slightest assurance this afternoon preparing an amended brasks avenue, Sunday, Docember 7, 11 complaint in which they will aver that a. m. and 7:30 p. m. He will lecture at the city election held on November 4 the Christian church Monday evening,

## **Oueer Ones in News**

[UNITED PRESS LEARED WIRE.]
Portland, Or., Dec. 5.—Asking only that he be sober and industrious, a young Parisienne has written Governor West asking him to find her a farmer husband. She intimates her willing ness to work in the fields.

Portland, Or., Dec. 5 .- Fearing for the safety of standard classical music, the Coterie club, a woman's organiza tion, has inaugurated a campaign against ragtime.

Los Angeles, Cal., Dec. 5 .- H. Satts, a Glearwater rancher, demonstrated to Will Appoint Three Members of the police that he could eatch a pick- Proprietor of Hotel Tells of Pinding pocket with a row of fish hooks sawed inside his pocket. He wants the police commission to recommend his device.

Los Angeles, Cal., Dec. 5.-Provoked morning, at the request of the secre- by the poor work of his pupils, Coach tary of state, rendered the following Fritsch, of the manual arts high school opinion on the matter of the fish and rugby team, got into a scrimmage to witnesses against Arthur R. Coulson, a biage, the attorney-general holds that and Fritsch was carried to the side of George Kovack and William Acker,

Because the state supreme court has there can be no interregnum, and the by the state legislature at the last sea- od using Mrs. Stafford's testimony to tender of the resignation and the accision is unconstitutional. City Attorney contradict Mrs. Gallagher, if the latcaptance thereof by the proper author. La Roche, of Portland, says that per- ter failed to testify along those lines. ity does not perfect his resignation, un- sons who have registered under that his successor is named and qualified. law cannot vote at the city election De-Hence there is now no vacancy, and cember 9. There are about 2700 per Oakwood Hotel here, was the first witthe fish and game commission is still sons in Portland who registered under in existence, and the wardens are sol- this law. In order to vote they will Coulson rented a room from her at 2:30 idly on their jobs. The secretary is in- have to go through the formality at the o'clock on the morning of the shooting.

warrant for the payroll submitted by The opinion of City Attorney La the lavatory on the floor of the room the wardens, and their bonds would Riche was prepared yesterday and sent to City Auditor Barbur. As a result of the decision no attempt will be made at On top of this there is another phase the special election to use the registraof the matter, for the governor will un- tion books prepared since last June. late today, doubtedly take a hand in the game. It There will be no record of registration

ENGINEER'S DEATH.

## The Weather



Lands in Hospital After Being

Blown Through Window, Lost

Bellingham, Wash., Dec. 5 .- Ralph the house and blew Chambers into the the men started to row to Bellingham.

Chambers, of La Conner, Wash., lies in yard. A launch started with the in- They became lost in the fog, however,

an Anacortee hospital today after be-jured man for Bellingham through the and an hour later came ashore on Fliza

plosion, shipwrecked, thrown into the The injured man was wrapped in lags, the crew again started for this

water, lost in the fog and finally res- greased blankets and placed on a mut- city with the injured man, but again

ble all started when the young man mis- beat was making good headway through | They had about abundoned hope of

took a five-gallou can of gasoline for the fog when it struck a rock. The bringing Chambers to land alive when

Chambers was employed at the Paci- The boat was wedged tight on the steamer was approaching the boat and

+ coal oil and tried to build a fire with it. force of the shock threw Chambers the fog whistle of the steamer Rosalie

♣ His head, arms and legs are severely overboard. He was dragged aboard in was heard. The men rowed in the di-

fic American Pisheries on Eliza Island, rocks and her captain began sending as she passed the cries of the men at

♦ Wednesday he decided to build a fire in "S. O. S." calls with his whistle. Mon tracted the steamer's crew. The steam-

cued by the steamer Rosalie. The trous tress on the deck of the launch. The lost their way in the fog.

an unconscious condition,

ing blown through a window by an ex- fog which hung over the bay.

drops of gasoline in the stove instead. dory, being guided by the whistle.

The explosion which followed wrecket | Chambers was placed in the dory and cortes.

in Fog, and Hurled in Water

savs: Oregon, fair Saturday; cloudy tonight and Saturday with probably rain; rain tonight and Sat- geles. easterly winds.

# DEATH REMOVES STAR WITNESS AGAINST MAN

Mrs. Stafford Told Prosecution Mrs. Gallagher Said Coulson Did It.

REVOLVER IN HIS ROOM

Weapon in Lavatory Day Following Murder.

PUNITED PRESS LEASED WIRE. San Francisco, Dec. 5,-Death has removed today one of the state's star

September 19.

A telegram received today stated that Mrs. Emma Stafford had died suddenly at Winenmucca, Nev. Mrs. Stafford was with Mrs. Katherine Gallagher, who is alleged to have posed as Coulson's wife, on an automobile ride to the beach here, which preceded the tragedy. After the shooting Mrs. Stafford visited Mrs. Gallagher, who was shot in the neck at the time Kovack and Aker were killed. Mrs. Stafford told the prosecution that Mrs. Gallagher said to her that Coulson is the man

Stopped at Hotel. Mrs. T. K. Stacy, proprietor of the ness called today. She testified that

She then swore she found a revolver in where Coulson slept. Mrs. Gallagher will be the last wit-

The defense announced today its inis understood he will, in the very near at the polling places showing the names | tention of putting Coulson on the stand | The following will be the program: future, appoint three members of the of person not registered prior to last to testify concerning the lapse of mem. Marche Celebre ory from which he says he suffered on the morning of the tragedy.

# Zollner, thinking the men were up to signatures of only 163 registered voters. Something not proper, followed them to This opens up another matter for discus-SLAYING CASHIER

TUNEFUL PURSU LEARING WITH. El Centro, Cal., Dec. 5.-Two cow boys, declared by officers to be the men who robbed the Verde Valley bank, at Blythe, and killed Cashier A. They had in their possession between

east tonight and W. Bowles, were arrested here today. southwest portion \$4500 and \$5000 in gold. The prisoners gave their names as Paul Case and Tom Green, and their residence as Los An-

urday northwest Marian Morris, son of B. N. Morris, Address portion, possibly of Fairground station, has been taken part snow, south to the Willamette sanitarium to be treated for illness.

Island again. After getting their bear-

rection whence the sound came. The

abcard. Chambers was taken to Ana-

# **NEXT SUNDAY** ACCUSED OF MURDER

IN MEMORIAM. Chas. S. Vivian. Founder of the Order, March 20, 1880.

> J. C. Brown Prince Byrne R. M. Budloug John H. Burton Jas. W. Bollen A. Benicke

H. M. Brown

F. H. Campbell Geo. E. Collins Jas. Craig. F. S. Dearborn

J. J. Dalrymple W. S. Duniway Tilmon Ford C. Hemphill

Geo. P. Hughes E. C. Herren W. O. Holcomb S. L. Hayden W. M. Kniser

A. C. Lawrence A. K. Loder H. O. La Bier C. A. Mattinon F. C. Perrine

E. F. Parkhurst John Stapleton Chas. Scholl J. L. Skipton J. H. Townsend G. P. Terrell

F. P. Talkington David V. Vaughan E. M. Wood W. L. West W. G. Westacott W. E. Williams E. C. Young

Ed Zeven upon the sands; Their virtues upon the tablets of love places of safety or perished. and memory."

ness called by the prosecution. It was F. O. E., will hold memorial services in people who had found temporary places expected the prosecution would rest the Grand Sunday afternoon at 2 of refuge in treatops, but who, accord-

> .From F. Lachner's Suite No. Elks' Orchestra.

Opening Ritualitic Ceremonies Salem Lodge No. 336, H. P O. E. Ha'ile Parrish Hinges, Margaret Helen Dodge, Rose Woodruff Balcock. Beatrice Shelton, accompan-

Eltualistic Coremonies....Lodge Officers Opening Ode ....... "Auld Lang Syne" washed out tracks. Lodge Members.

Great Ruler of the Universe, All-seeing and benign; Look down upon and bless our work. And be all glory Thine, Oh, hear our prayers for the honored

While bearing in our minds The mem'ries graves on each heart, For "Auld Lang Syne." Invocation ...

Chaplain 'The Bosary' (by request) ...... Nevin Mrs. Julia Bross Pinnell. Selection .... \_\_ Elks' Orchestra

Hon, Bro. D. Solis Cohen, Portland, 143 'Out of the Deep'' J. Christopher Marx Bro. Dan F. Langenberg, Portland, 142. Eulogy ...... Hon, Bro. Frank A. Moore 'Crossing the Bar'' ...... Neidlinger Ladies' Trie.

'March Heroic' ..... T. H. Rollinson Elks' Orchestra. Officers for 1913-14. Exalted Ruler, Aug. Huckestein. Estermed Leading Knight, R. D. Byrd.

Esteemed Loyal Knight, A. J. Ander-Estoemed Lecturing Knight, S. S.

Secretary, Geo. C. L. Snyder.

Treasurer, J. P. Rodgers. Tiler, Elmer Giles. Esquire, M. L. Meyers. Chaplain, D. R. Yantis, Inner Guard, A. H. Moore.

Trustees. H. W. Mayers, H. H. Olinger, Geo. E.

Memorial Committee. Fred A. Erixon, H. J. Wiedmer, A. L.

# CONFESSES CRIME

McCarolly, under arrest for shooting the bunkhouse and used what he on the island heard the distress calls or turned in her course and soon had Marshal Zollner, at Gervais, this after nied he fired the shot which struck the Of the two men whose wound prohathought was keresene, but poured a few and made their way to the launch in a the injured man and his companions

Water in Southern Texas Continues to Rise, Although Lower in North.

TOTAL DEAD MAY BE ONE HUNDRED

Five Hundred Persons at Hearn Are in Treetops and Fear Drowning.

[UNITED PRESS LEASED WIRE.] Fort Worth, Texas, Dec. 5 .- Cold. soaking rains aggravated the suffering of thousands of flood refugees in Central and Southern Texus.

The water, too, in the southern district continued rising, though it was beginning to subside in the north central counties.

Communication was not much casier today than yesterday, so it was impossible to learn definitely how many lives had been lost. Many persons believed, however, that the total would finally be found to have reached 50 or 100.

An immense number of the sufferers were farmers, whose nearest neighbors were at considerable distance from The faults of our brothers, we write them, and it was impossible to account for many, who might have reached

Hundreds in Treetops From Hearn, on the Houston & Texas. Following a splendid custom of the Central railroad, an urgent appeal was organization, Salem Lodge No. 336, B. made for boats to rescue at least 500 o'clock. The address of the day will ing to the Hears telegraph operation, be given by D. Solis Cohen, of Port were in imminent danger of being drowned by the stendily raising waters.

The Brance river rose two feet ab Waco last night, and there were 1000 homeless there alone. Considerable footing occurred in Waco and vicinity, and many arrests were made by the state Oh, Dry Those Teaers '... .. Del Riego troops patroling the district. No reports were received of the shooting of plunderers, though Governor Colquitt gave orders to that offeet.

Every railroad in the flooded district told of heavy losses of bridges and by

UNITED PREV- LEASED WINE,I Indianapolis, Ind., Dec. 5 .- Four men were shot here today in riots growing out of the teamsters' strike. Two of the wounded probably will

Up to today five men had been hit by bullets since the strike began. Two of them died. Of the five, four were striking teamsters; the fifth a casual by-

Today, however, the strikers seemed in an angrier mood, all four of the vietims of the day's shooting being nonunionists.

Strike-Breakers Shoot.

The first fracas followed an attempt by three strike-breakers to drive a wagon just a crowd of strike sympathicam. First the crowd tried to persuade them to quit, then threw stones, and when the strike-breakers answered with bullets, returned the fire and brought down two of the non-unionists.

The second shooting occurred when an automobile whizzed up to a nonunion ice wagon in the street and saveral men, rising in their seats, shot down the two negro strike-breakers in charge; then sped away and escaped without being identified.

(Continued on page 5.)