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THOUSANDS DEAD AND CITIES ARE DESTROYED

WATSON IS WRONG IN HIS CLAIM

Supreme Court Holds He Has No Right to Employ Special Attorney.

ATTORNEY-GENERAL OR DISTRICT PLENTY

If Other Advice Is Needed Corporation Department Must Pay Himself.

The supreme court this morning handed down 13 opinions which fit the day of the month. Among them is the case of V. L. Gibson, petitioner and plaintiff, against Thomas B. Kay, state treasurer. The opinion was written by Justice Burnett, and covers all possible branches of the subject. It forever settles the right of heads of departments to employ special attorneys at the state's expense, and prevents them doing so. Attorney General Crawford appeared for the defense.

The petition sets up that the corporation department "required the service of one skilled in corporate affairs, and well versed in the rules of the common law," in short a lawyer. That in accordance with this necessity the department had employed Claud McCulloch, who was so skilled, at a salary of \$125 per month.

Duties of Attorney General.

The defense set up that these duties were incumbent upon the district attorneys and the attorney-general, and that the corporation department could not substitute an appointee of its own. It also sets up that the appointee, McCulloch, was a state senator at the time of his appointment and is disqualified under the constitution from holding the office, as no person can hold two lucrative offices at the same time. And further answer is made that said McCulloch was a member of the legislature that passed the law creating the office of Corporation Commissioner, and was prohibited by the constitution from holding the office on that account. The court says:

Court Gets Such Advice.

"So far as they concern litigation for the state, or in which the state is interested, the duties for which the plaintiff was appointed were germane to and might well be performed by either the attorney general or the district attorneys, and the state having provided such officers charged with such duties, the corporation commissioner could not substitute an appointee of his own to perform these duties.

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OPINIONS OF VOTERS ON BOND ISSUE

Business Men and Others Tell What They Think of the \$850,000 Plan.

SENTIMENT FOUND DIVIDED ON IT

Many Enthusiastically in Favor, While Others Want Some Details

The Capital Journal today presents the views of several business men and farmers in regard to the proposed bond issue of \$850,000 for good roads. An effort was made to get the views of everyone possible in a limited time. A number of persons did not want to be quoted. The following expressions were secured:

Curtiss & Baldwin, grocers—"Do not care if they bond for a million."

Keeton & Shafer, merchants—"We believe it is a good thing to do right now."

Clifford Brown—"Sure. Bond the county and get the good roads as soon as possible."

Day Brothers, grocers—"It would be a good move, we believe, although taxes would come up faster."

Dr. O. B. Miles—"Am now and always in favor of good roads but am unable to state at this time whether the bonding plan would expedite matters."

Jim Wilson, realty dealer—"The plan is a fine one and we should carry it out quickly."

D. A. White—"Am in favor of good roads but am opposed to the plan now on foot. I believe the sum asked for under the bonding system is too large."

J. B. Bowman, farmer—"Marion county had better look out. Too much debt already."

Max Gehlar, county clerk—"Am in favor of good roads but am unable to state my beliefs in regard to the bonding matter just now."

Richard Ryder, farmer—"The proposition would be a good one if we could get it pushed through without mistakes."

T. L. Tiller, farmer—"Pretty good scheme, but would rather know more about it before making any definite statements."

Will Mitchell, fruit grower—"I can't say that it is not a good plan, but think it rather untimely just now."

O. T. Mattis, farmer—"Marion county needs roads surely, but it also must keep out of too big indebted-

ness at the Bender home near Mon-rovia.

There is little expectation that De Gris will be alive when found, for he was in poor health and very weak when he left his home at Lordsburg Saturday afternoon.

De Gris was a minister until nine years ago, when his wife died, and he lost his mind. After a few years in the asylum he regained his reason, and had been a kindly father to the motherless child. The girl's condition was critical today.

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POLICE JAIL 21 OF UNEMPLOYED AND 35 AGREE TO LEAVE CITY

Promise to Move on Comes After City Agrees to Furnish Them Dinner.

FOOL RESTAURANT MAN

Four Eat Hearty Meal in Elite and Then Inform Owner That They Have No Money to Pay.

The police today arrested 21 members of the Portland unemployed "army," and they will be held for a few days. Thirty-five of the band were given their dinner by the city in the basement of the jail this afternoon with the understanding that they leave town at once. The men, after partaking of their meals, left quietly for the south.

For a time this morning trouble of a serious nature brewed. Ill-feeling arose from the fact that the business men of the city refused to recognize Mayor Steeves letter, in which they were urged to donate to the men's breakfasts, and consequently the leader of the crowd returned to the mayor's office and told him that the men were hungry, and if they couldn't be fed peaceably, they must be fed by other means. It was then that the city agreed to feed 35 of the number, if they would consent to leave town, which they readily did. One business man, declared the leader, said that, while he supported the mayor in everything before, he would draw the line in supporting him in feeding a band of hoboes.

Refuse to Pay for It.

The first real excitement occasioned by the appearance to the city of the unemployed occurred this morning, when four of the crowd entered the Elite Cafe, and, after ordering and eating pork chops and pie, told the proprietor of the place that they did not have any money, and did not intend paying for the meals in the first place. Mr. Black, the restaurant man, called the police, and the men were arrested. Their names are James Scribbs, James Phillips, George Anderson and R. D. Athy. When questioned by the officers, the prisoners declared that they were hungry, and were determined to get something to eat, and bluffed the restaurant man into handing out the grub.

Particular Guests.

Mr. Black informed the officers today that all of the four men ordered pork chops, and the necessary side dishes, and one of them, evidently not being full, ordered a piece of pie. The bill for the four dinners came to \$1.20.

The men had no excuse to offer when brought before Judge Elgin, other than saying they were hungry, and had to have something to eat. The court sentenced each of the men to ten days in jail. They received their sentences with a smile, and when placed back in jail performed a jig on the floor and broke into cheerful song.

When seen later, a member of the hungry band said that an attempt will be made to secure the release of the

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Late News Bulletins

[UNITED PRESS LEASED WIRE.] New York, Jan. 13.—Arthur McLean, of Newburgh, N. Y., treasurer of the Democratic state committee, pleaded guilty before State Supreme Court Justice Vernon here today to an indictment charging him with receiving campaign contributions from a corporation.

New York, Jan. 13.—The temperature continued to sink here this afternoon. It was not quite down to zero, but promised to reach there tonight. Plattsburg reported 30 below zero and Saranac Lake 42 below. At Middletown, James Mahie died of exposure.

Calumet, Mich., Jan. 13.—With the thermometer at 10 below, a 40-mile gale blowing and charitable organizations so swamped by appeals for aid that they were compelled to ignore thousands of cases, the striking copper miners in the Calumet district began to waver today.

ROYAL MAIL LINER IS ASHORE ON COAST OF NEW BRUNSWICK

[UNITED PRESS LEASED WIRE.] St. Johns, N. B., Jan. 13.—The Royal Mail steamship Cobequid is ashore off Briar Island, according to wireless dispatches received here this afternoon. The vessel carries a number of passengers and a valuable cargo. Its position was reported dangerous.

LOBSTERS ARE PLANTED IN PUGET SOUND BY GOVERNMENT

[UNITED PRESS LEASED WIRE.] Bellingham, Wash., Jan. 13.—Four thousand eastern lobsters have just been planted at Deer Harbor and Friday Harbor, in the San Juan islands, by the United States government, in an effort to learn if the shell fish will inhabit and thrive in the waters of Puget Sound. The lobsters were shipped across the country in a refrigerator car from Booth Bay Harbor, Maine. All were full grown and from six to eight years of age. Their weight varies from one and one-half to two pounds, and they comprise about equal numbers of males and females.

The Weather

The Dickey Bird says: Oregon, occasional rain west, unsettled, probably rain or snow east portion to night and Wednesday southerly winds.

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PREJUDICE AGAINST FOUR MEN ACCUSED OF MURDER IS STRONG

One Jurymen Permanently in Box When Court Resumes at Marysville.

CALL ANOTHER VENIRE

Indicates Defense Will Blame Dead Officers for Attempting to Break Up Peaceful Meeting.

[UNITED PRESS LEASED WIRE.] Marysville, Cal., Jan. 13.—"Prejudice! If we can face a fair minded jury in this county we will be going some." That was the gloomy prediction today of Richard (Blackie) Ford, who, with Herman D. Suhr, William Beck and Harry Bagan, is being jointly tried before Superior Judge E. P. McDaniel here on a charge of murdering District Attorney E. T. Maxwell, of Yuba county in the August hop field riots at Wheatland.

With but one jurymen—A. F. Folsom, a farmer—permanently in the box, and one other temporarily passed, out of nearly fifty examined, when the court opened today, the four indicted men have been given an unerving demonstration as to how widespread is the bias against them.

Ford Still Cheerful.

Despite that, however, Ford, who was spokesman of the hop pickers in their demands for better working conditions, was an air of cheerfulness and occasionally even smiled. He was eagerly awaiting the arrival of his wife and two children from Oakland.

"When they come," he said, "I will be in better spirits. I will have the staunch support from my little girl, Juanita, who like her dad, is a rebel against the existing order of things. She is only six, but upsets the government of the home two or three times a day—some times just by way of practice, it seems to me, against future calls upon her by those who will then be her fellow toilers."

A new list of 100 drawn veniremen from the regular panel and a special venire of 25 was being summoned today it having become apparent late yesterday that the first venire of 80 would be exhausted before a jury could be selected.

Defense Indicated.

In their questioning of prospective jurors, Attorneys R. M. Royce and Austin Lewis, for the defense, indicated that the defense would rest largely on the contention that the actions of the sheriff's party in attempting to break up a "peaceable meeting" of hop pickers was responsible for the riot. The arrival late yesterday of Dr. Carlton H. Parker, secretary of the state immigration commission, who is here with four assistants as representatives of the federal commission on industrial relations, as well to probe every circumstance underlying the riot and related economic phases, came as a surprise. The commission immediately began an investigation of charges made by the International Workers Defense League

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ESTIMATES RUN UP TO 60,000 FIRE VICTIMS

Disaster Follows Severe Earthquake Shocks in District and Sakrajima Volcano Is Still in Violent Eruption—Kagoshima, Capital of Satsuma Province, With Population of 64,000, Destroyed—Lava Pours in Terrible Streams Through Streets—Many Caught in Burning Forests—Some Terrible Scenes.

[UNITED PRESS LEASED WIRE.] Tokio, Jan. 13.—That as high as 50,000 or 60,000 people may have perished in an eruption, still in progress, of Sakurajima volcano in Southern Japan, was stated on official authority here today.

This, it was admitted, was only a rough guess, communication with the stricken district being cut off. Wireless messages were received from a warship sent to aid the disaster victims but it had not been able to approach close to the scene of the catastrophe, and like the officials here, could furnish little accurate information.

Big City Destroyed.

Sakurajima is situated on the Island of Sakura, in the Gulf of Kagoshima, three miles from the larger island of Kiusiu. Opposite it until its destruction by the volcano was the important city of Kagoshima, capital of Satsuma province. The town had a population, all told, of about 60,000, for the manufacture of Satsuma pottery.

On Sakura were two villages with a population, all told, of about 60,000. Both villages, like Kagoshima, were understood here to have been completely destroyed.

Beginning Saturday there occurred at Kagoshima and on Sakura a series of heavy earthquake shocks, numbering, up to today, more than 150. Accustomed as they are to earth shocks, many of the inhabitants of Sakura became alarmed and crossed the three miles of intervening sea to the main island. About 10,000 remained however. According to some accounts, all of these perished. Other versions had it that about half died.

Volcano Bursts Out.

In themselves the earthquakes did no great damage. They were the forerunners, however, of a violent outburst by Sakurajima. Sunday night the volcano broke out suddenly and with terrific violence.

White hot lava poured from its

crater in such streams that, according to the latest information received from Kagoshima, it bridged the strait between Sakura and Kiusiu Islands and flowed through the streets of the town itself.

It hurled stones into the air which were found later as much as 20 miles away. Ashes fell thickly upon Nagasaki, 90 miles distant. At night its glare lighted the sky for 300 miles. The detonations could be heard far at sea.

The exodus from Kagoshima began early. Flight was difficult, however. For eight miles out from the town the railroad was blocked by the hail storm of rocks which the volcano had thrown into the sky. Entire trainloads of refugees found themselves stalled and climbing from the coaches, continued their flight on foot.

Burned to Death.

Many who sought to escape the lava streams thus were trapped in burning forests, set alight by the volcano, and burned to death. Early news of the eruption was received by telegraph by a government operator who, in the face of certain death, stuck at his post as long as he was able to send. His last message, which broke off abruptly, supposedly with his death, declared him the only human being left alive in the town. It was burning at the time.

Millions of Dollars Loss.

Callao, Peru, Jan. 13.—Property damage by the earthquake and tidal wave here at 1:45 a. m. yesterday proved, on investigation today, to be heavier than was supposed at first. Not only were enormous quantities of goods destroyed by water, but between the quake and the water, many buildings were shaken or undermined so badly that they will have to be practically rebuilt. The total loss will be several millions. It could not be learned that any lives were

lost.

White hot lava poured from its

Searching for an Insane Man Who Beat Little Girl

[UNITED PRESS LEASED WIRE.] Pomona, Cal., Jan. 13.—One searching party left early today and another at 10 o'clock for Lordsburg, in an effort to find Ben DeGris, who, in a state of insanity, dragged his 13-year-old daughter all Sunday night, and when she refused to go with him further, knocked her down, kicked her about the face until she gathered her remaining strength, and, in the darkness of the night, with blood blinding her eyes, ran through the brush until she saw a light in the distance and reached as-

Millionaire Finds Jail Life is Not as Bad as He Expected

[UNITED PRESS LEASED WIRE.] San Francisco, Jan. 13.—Richard S. McCreery, multi-millionaire under sentence to five days imprisonment for automobile speeding, did not find jail life as bad as he expected, he said today. True, McCreery was still Lieutenant Tobin's guest in the city lockup, to which he was taken temporarily because all the empty cells in the county jail were flooded by yesterday's storm, and Tobin had gone out of his way to make him comfortable. The county prison might not be so pleasant, he admitted. He hoped for the best, however. "I slept like a log last night," he said, glancing at the attendant who was rolling up the three mattresses and clean comfortable bed linen on which he had slumbered in Tobin's private office. "Of course, a cell might have been different." "But don't you feel humiliated?" someone asked. "No. Why should I?" was the response. "I've done nothing criminal. I've injured nobody. Still, I'm glad my wife is 5,000 miles away. She might not understand." Mrs. McCreery is in England. The only sign the prisoner showed of nervousness was his continual smoking. There was a litter of cigar and cigarette stubs all about him. Unless the superior court came to his rescue he was aware that, some time before night fall, he would have to be turned over by the city to the county authorities. "I wonder if I'll have to ride in the prison van or if they will let me take a taxicab," he meditated.

Finds Sentiment for Good Roads Plan Over County

After a thorough canvass of the towns in the northern part of the county, the management of the local Commercial club is more optimistic than ever, over the prospects for county wide good roads. Ralph Moores yesterday visited Aurora, Hubbard, Woodburn and Gervais in the interest of the proposed county bonding issue and found those towns would be solid in support of the county bonding bill. The newspapers in those cities are making arrangements to publish whatever bears on the scheme and will do all possible to make sentiment through their editorial columns. Petition blanks are now being distributed. These will be placed in the hands of representative men throughout the county and an attempt will be made to secure the names of only substantial taxpayers. No hired circulators are employed as the class of names they secure are not wanted. The work of initiating the election is being pushed as unless immediate action is obtained in the matter this county will have no presentable thoroughfare for the 1915 visitors. The committee of One Hundred in charge of the campaign urges that those favorable register as soon as possible so that they may be eligible to sign the petitions and to vote at the election which is planned for the middle of March.