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Dispatches

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Today's News
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PRICE TWO CENTS ON TRAINS AND NEWS STANDS - FIVE CENTS

CRUISER EMDEN IS BURNED BY SYDNEY AFTER HOT BATTLE

German Warship that Has Destroyed 24 Merchant Ships Is Done

CRUISER KONIGSBERG CHASED INTO HARBOR

Emden Had Caused Loss of \$10,000,000, Besides Immense Injury to Trade

London, Nov. 10.—The Kaiser has lost the cruisers Emden and Konigsberg, the admiralty officially announced today.

The British warship Sydney drove the Emden ashore on Coeos Island, where it burned to the water's edge. The Konigsberg was chased into port at Ruffig Island, German East Africa, by the British warship Chatham and it was believed the former was aground.

The Emden was in Kiao Chan bay when Japan declared war against Germany, but escaped and has been preying on British shipping in the Indian ocean ever since. It sank between 20 and 30 vessels, including two small warships, and even ventured into two British ports on its mission of destruction.

The Sydney, which ran the Emden down, is one of the ships of Australia's naval establishment. It recently located the German cruiser sunk one of its store ships and captured another. The Emden, however, escaped and the Sydney had been searching it for several days. The latter carried a heavier armament than the German and was one of at least seventy war vessels which had been combing the Pacific and Indian oceans for the elusive craft for a month.

Put Off Gallant Fight.

The fatalities on the Emden were believed to have been heavy. Its commander was Captain Karl Muller and its crew numbered 321 men.

They fought gallantly despite the Sydney's superior weight of metal and three of the Australians were killed and fifteen wounded.

The German cruiser was hopelessly out of commission when it went ashore but the Sydney nevertheless fired a low more shots, to make sure of its complete destruction before drawing off.

The admiralty's official story of the engagement was as follows:

"Yesterday morning news was received that the Emden, which had been completely lost since the action at Penang, had arrived at Keelung, Coeos island, and landed an armed party to destroy the wireless station and cut the cable."

Australian Cruiser Did It.

"Here it was caught by the Australian cruiser Sydney and forced to fight."

"A sharp action followed in which the Sydney lost three men killed and fifteen wounded. The Emden was driven ashore and burnt. Its losses were reported very heavy. All possible assistance was given to the survivors by various ships which had been dispatched to the scene."

"With the exception of the German squadron off the coast of Chile, the whole of the Pacific and Indian oceans is now clear of the enemy's warships."

The admiralty's estimate was that the Emden had caused the allies losses totaling \$10,000,000 by its destruction or capture of merchant men not counting the damage it did to trade. So far as accounted for, it is believed to have sunk or driven ashore 24 vessels.

To the Sydney's commander the admiralty wired:

"Warmest congratulations on Australia's entry into the naval war and its signal service to the cause of the allies and to peaceful commerce by the destruction of the Emden."

Another Trade Menace.

The Konigsberg, a protected cruiser, has been doing work similar to that of the Emden, though its list of accomplishments was not so long as the Emden's, on the East African coast.

The Chatham, which drove the Konigsberg from the sea, is a vessel of exactly the same type as the Sydney. It gave the German war craft a hot chase and finally compelled it to take refuge on the Ruffig river after which it sank several vessels at the stream's mouth, so that, whether aground or not, the Konigsberg is effectually bottled up.

Following on the heels of the war speeches made by Premier Asquith, War Minister Lord Kitchener and First Lord of the Admiralty Churchill at the Lord Mayor's banquet Monday night, news of the destruction of the Emden and Konigsberg created tremendous enthusiasm here. The cry today was for vengeance for the loss of the cruisers Good Hope and Monmouth.

SUNK BY A MINE.

London, Nov. 10.—The Norwegian steamership Pluton, on its way to Christiania, was sunk off Yarmouth today by a mine. Three passengers and 19 of the crew were rescued.

NO HOPE FOR STEE

Supreme Court Overrules M'Ginn

Big Damage Case Sent Back for Retrial—Big Grist Is Ground Out

Holding that it is the duty of the trial judge to give the jury implicit instructions as to which issues of a case come within the purview of certain laws and which are not covered by such statutes, the supreme court, in an opinion written by Justice Eakin, reversed the decree of Judge McGinn, of the circuit court for Multnomah county, in which Willis D. Hoag, a lineman for the Washington-Oregon corporation, was awarded \$50,000 damages for injuries received through the carelessness of the superintendent of the company, and the case was remanded for further proceedings and determination under the provisions of the employers' liability act of 1910, which governs the issues involved in the case.

Hoag was employed as a lineman for the corporation and while he was engaged in repair work to the high voltage transmission line the company's superintendent, Art Gilmore, turned on the current and Hoag was severely burned and disfigured. The company set up the defense that it was not responsible for the act of its superintendent, but the supreme court holds that, as superintendent, was the agent of the company, and that the company was responsible for his negligence, and the case should have gone to the jury on this evidence alone.

The case was reversed and remanded, however, upon the instruction of the court to the jury in which the appellate court holds that the case comes plainly within the purview of the employers' liability act of 1910 and that it is the duty of the court to instruct the jury as to its application, instead of confounding the minds of the jurors with the suggestion that certain issues of the case might be treated under the common law liability act. The complaint is ordered dismissed as to Manager G. M. Turner and Superintendent Art Gilmore, of the defendant company, who were sued jointly with the company.

Numerous other decisions and orders were made, as follows:

Joseph P. McLaugherty vs. Rogers River Electric company, appellant, appeal from Jackson county, involving construction of employers' liability act, opinion by Bean, Circuit Judge Galkins affirmed.

In the matter of the determination of the relative rights to the waters of the North Powder river, the judgment of Circuit Judge Knowles, of Union county, was modified, Justice Bean writing the opinion.

Oregon Stray & Casualty Co. vs. A. S. Paulson, et al., appellants, appeal from Multnomah county, suit for the recovery of the possession of real estate, opinion by Bean, Circuit Judge Galkins affirmed.

Ross C. Barnes, appellant, vs. Sol Silverfield, appeal from Multnomah county, action for damages for malicious prosecution, opinion by Burnett, Circuit Judge Davis reversed.

George P. Felts vs. James D. Boyer, et al., appellants, appeal from Douglas county, suit to quiet title, opinion by McNary, Circuit Judge Hamilton reversed.

James A. McCarty vs. Louis Holbling et al., appeal from Multnomah county, suit for the specific performance of a contract, opinion by Ramsey, reversed.

S. T. Howard, et al., vs. Hartford Fire Insurance company, et al., appellants, appeal from Jackson county, motion to dismiss appeal denied, opinion by Ramsey.

Mary Hamon vs. Gertrude McKenney et al., appellants, appeal from Multnomah county, suit to quiet title, opinion by Burnett, Circuit Judge Galkins affirmed.

Louisa Holst, appellant, vs. Columbia county, suit to restrain in the collection of a special road tax, opinion by McNary, Circuit Judge Eakin affirmed.

Frank Long vs. Pacific Railway & Navigation company, appellant, appeal from Tillamook county, suit for damages, opinion by Moore, Circuit Judge Galloway reversed.

Dental Telegraph company, appellant, vs. Georgia Forster, appellant, appeal from Lin, suit to enjoin interference with an easement, opinion by Moore, decree of Circuit Judge Galloway modified.

Petitions for rehearing were denied in the following:

Anderson vs. Phigley, motion to recall mandate denied.

Isaacson vs. Beaver Logging company, Beaver vs. Mason-Bruman company, Blackford vs. Bank, Richards vs. Mohr, Cooney vs. Keady, Jones vs. Schaeffer, Veaton vs. Barnhart, motions to dismiss denied. Oregon Lumber & Fuel company vs. Garland, motion to dismiss allowed.

RUSSIAN ADVANCE STILL UNCHECKED; IS NEARING CRACOW

Claim the Last German Has Been Driven From Russian Territory

ARMY OF 600,000 GOES TO MEET TURKS

Kaiser Withdraws 35,000 From Belgium to Send Against Russians

Petrograd, Nov. 10.—Russian troops were sweeping irresistibly to the westward today, driving the Germans before them, the czar's war office asserted.

The Kaiser's left flank was said to have been pierced at Konin. In East Prussia the Slavs had occupied Goldap and were approaching Thorn. They were pushing through Posen province toward the city of Posen itself. Their cavalry was within 20 miles of Cracow.

The last German had been driven from Russian territory, the war office declared. The Kaiser's troops were said to have abandoned their positions at Kalisz and from Czenstochowa to Cracow.

In the north there was much snow and the Russians were using sleds in their operations.

Army of 600,000.

Petrograd, Nov. 10.—Russian infantry, cavalry and field artillery, 600,000 strong, are advancing against the Turks in the vicinity of Erzerum, Asia Minor, the war office announced today.

The Turks have placed large forces, including armed peasants, along the Persian frontier," said the statement, "but everywhere our successes continue. We have taken thousands of prisoners and put the Kurd cavalry to flight."

"Our troops hold strong positions 25 miles east of Erzerum."

Sends Troops from Belgium.

Rutterdam, Nov. 10.—Thirty-five thousand German troops, with 100 machine guns, were reported here today to have been withdrawn from Thielit, Belgium, retiring to the eastward toward Ghent.

Thielit is ten miles to the rear of the German front, as described in official dispatches. Accompanying the report of the retirement, a story was current to the effect that it was only part of a considerable German retreat.

Other rumors told of bitter discontent in the German ranks.

The German Story.

Berlin, via Amsterdam, Nov. 10.—Russians, trying to cross the East Prussian frontier south of Wichallen, have been heavily repulsed and hurled back upon Slav soil, the war office announced here today.

A Cumbrian dispatch also told of the defeat by General Van Mervin of a numerically superior Russian force within the East Prussian border.

LOSSES OF THE NAVIES.

One hundred and twenty warships of various sorts and classes have been destroyed, damaged or otherwise put out of commission since the European war began, according to official admissions by the admiralties of the countries involved, supplemented by reliable information from unofficial sources.

These losses were distributed as follows:

Turkey—12 cruisers, 3 converted cruisers, 6 gunboats, 20 torpedo boats, 3 submarines, 2 mine layers and 2 surveying ships.

Austria—3 battleships, 4 cruisers, 11 torpedo boats, 1 submarine, 1 monitor, 2 mine layers and 3 vessels whose class could not be learned.

Great Britain—1 battleship, 13 cruisers, 1 converted cruiser, 2 gunboats, 1 torpedo boat, 3 submarines, 2 mine layers and 1 training ship.

Russia—1 battleship, 3 cruisers, 1 gunboat, 9 mine layers and 2 vessels whose class could not be learned.

France—1 gunboat and 1 torpedo boat.

Turkey—1 gunboat and 1 armored steamship.

Japan—1 cruiser and 2 torpedo boats.

CARRANZA OFFERS TO QUIT IF VILLA IS ALSO DEPOSED

Has Until 6 o'Clock Tonight But Shows Signs of Weakening

IS VERY SORE AT HIS FORMER PAL

President Wilson Confident the Affair Will Now Work Out Satisfactorily

Washington, Nov. 10.—Provisional President Carranza was wavering this afternoon in his intention to refuse to resign in favor of Governor Gutierrez of the state of San Luis Potosi.

A dispatch received here shortly after noon by constitutionalist headquarters said Carranza had made a new proposition to the Aguan Calientes agreeing to resign in favor of leader the convention name who will succeed General Francisco Villa in military command of the northern army.

The message received at constitutionalist headquarters today was sent from Coroloba last night. It read as follows:

"The chief officer today conferred with Generals Obregon, Villareal, Hay and Benavides. Carranza informed them that while he was not bound in any way to recognize the validity of the Aguan Calientes peace convention's actions and did not desire to formally recognize them, he was prompted by a feeling of patriotism to transfer the executive power and command of the constitutionalist forces to any one the convention named who would actually assume full control over the division of the north and govern that portion of the republic in the same manner as all other parts."

"This message is also being delivered to the peace convention. Great optimism prevails that a peaceful solution of present difficulties will yet be discovered."

Indications were that Carranza would be willing to retire today if assured that Gutierrez also would succeed General Villa as commander of the northern division.

President Wilson was confident the situation would work out satisfactorily. Reports that American marines had landed at Acapulco were said to be without foundation.

The state department was notified today of the release of Augustin Rodriguez, one of the Huertista peace delegates to the Niagara Falls conference. He was recently imprisoned in Mexico City because of previous affiliations with Huerta.

Admiral Howard wired Secretary of the Navy Daniels that he had landed Red Cross supplies for the suffering inhabitants of Mexico's west coast.

"MADE IN SALEM" GOODS WILL BE EXHIBITED

Salem Made Products To Be Shown in P. R. L. & P. Co.'s Windows

GERMANS REPULSED WITH HEAVY LOSS IN TODAY'S FIGHT

Reverse Said to Be the Most Pronounced the Kaiser Has Received

A "Made in Salem" exhibit is being planned by the board of governors of the Salem Commercial club where samples of the products of the various industries of this city will be shown. The large show windows of the Portland Railway, Light & Power company will be used for the show, as the location of this building, at the corner of State and Commercial streets, would place the exhibit in the busiest part of the city. There will be no working models of any of the machinery made in this city in the exhibit, as the space is limited, but the greater part of the output of the Salem manufacturers can be shown by samples in the space allowed.

Uniform cards will be printed for each exhibitor, with "Made in Salem by" in heavy letters across the top and the manufacturers' name under. Not all of the managers of the Salem enterprises have promised to put in exhibits, but it is thought that most of them will avail themselves of the opportunity to show their goods downtown. The "Made in Salem" exhibit is the beginning of a campaign to be waged by the commercial club to encourage the people of this city to patronize their local industries in preference to those outside of this city.

The List a Surprise.

"One would be surprised, upon investigation, how wide and varied the list of manufactured products is in this city," said W. M. Hamilton, who has charge of the exhibit. "The people of Salem have every reason to be proud of their resourcefulness, and there is no reason why every Salem manufacturing plant should not run full blast if the Salem patronage can assist. There are many enterprises in this city about which little is known, and a local manufacturing show is the place for them to get their samples before the people. Salem residents will give preference to home products if they are shown what Salem products are."

Several of the Salem manufacturers have not been interviewed by the committee as yet, and Mr. Hamilton states there is no intention to show favoritism and that any plants that are not on their list will confer a favor by making themselves known. The following is a tentative list of manufacturers who will enter exhibits:

Some Salem Manufacturers.

The Beaver State Paint Co., corner Trade and Winter, paint; A. M. Hanes, Mill and Church streets, mill work; Bryant & Prunk, Trade and Church, flour; Cherry City Flouring mills, 555 Trade street, flour; Great Northern Casket company, 475 Trade, caskets; Grey Belle Confectionery company, 440 State street, candy; Steusloff Bros., Court and Liberty, packers; Bader-Stecker & Fuller, 188 South Liberty, confection; The Spa, 582 State street, candy; E. C. Cross & Son, 370 State street, Belmont street, sewer pipe company; Paper company, 220 State street; binder; Spaulding Logging company, 109 South Front street, mill work; T. A. Townsend, creamery, 137 South Commercial street, butter; W. W. Zinn, 147 South Commercial, candy; T. M. Barr, 104 South Commercial street, plumber; Salem Royal Bakery, 240 South Commercial, bakery; Marion Creamery & Produce company, Brewery building, butter; Salem Brewing company, Trade and Commercial, beer; George Cameron & Son, 417 Miller street, box factory; Salem Iron Works, State and Front streets, box makers and pumps; R. B. Fleming, 250 Court street, top baskets and fence work; California Bakery and Dairy Lunch, 357 Court, bakery; Capital City Creamery company, 380 Court street, butter; Capital Bakery, 430 Court, bakery; Salem Tile & Merchandise company, fairgrounds, tile; Brown Planning Mill, 257 Front, mill work; H. W. Rheinhard, 296 Chemokeeta, shoe cases; Jacob A. Rice, 311 North Commercial, harness and saddlery; John Maurer, 342 Center street, soap hooks; Hunt Bros. company, Division and Water streets, cannery; Commercial Cider Works, 1010 North Commercial street, cider; mill; R. N. Morris, fairgrounds, roof, feed mill; Hollywood Brick Yard, Hollywood addition, brick and tile; Z. J. Hansett, Center street, hat mill; Carl Jensen, Twenty-fifth and Oak, rug factory; C. M. Ripley, 1500 State street, baking powder; F. S. Gilbert, 2145 Perry, bakery; Anderson Pinneries Works, Seventeenth and Oak, fur-ness; Falls City Lumber company, Sixteenth and Oak streets, mill work; Olen-son & Co., 1455 Oak street, gloves; Angus Rug Factory, 1250 Perry street, rugs; G. A. Baek, corner Twelfth and Chemokeeta, bakery; Thomas Kay Woolen Mills, South Twelfth and Trade, blankets and robes; Salem Cannery, Twelfth and Trade, cannery; Gideon Stolz & Co., University street, cider works and pickle factory.

ASSESSORS IN SESSION.

Portland, Ore., Nov. 10.—With 24 of the 34 counties of the state represented at the second annual convention of the Oregon County Assessors' association convened this afternoon for a two-day session.

Outside of formalities connected with the opening of the meeting, nothing was done.

GERMANS REPULSED WITH HEAVY LOSS IN TODAY'S FIGHT

Reverse Said to Be the Most Pronounced the Kaiser Has Received

SAY THE FIGHTING WAS BLOODIEST OF THE WAR

Persistent and Terrific Attacks of Germans Fail to Change the Lines

By William Philip Sims.

Paris, Nov. 10.—The repulse of the German advance in the vicinities of Bixehoate, Ypres and Armentieres was announced this afternoon in the regular daily report received from the Bordeaux war office.

South of Ypres the reverse inflicted on the Kaiser's offensive was said to have been most pronounced.

Between Armentieres and the sea, fighting was said to be in progress with the greatest violence, the allies and the Germans striving mutually to maintain the offensive.

Elsewhere the fighting front was reported unchanged.

Warships Support Them.

Paris, Nov. 10.—British warships were again supporting the allies' extreme left today in the fight to prevent the Germans from breaking through the Anglo-Franco-Belgian line on the "Way to Dunkirk."

Military men said the past fortnight's fighting in the Ypres region unquestionably had been the bloodiest of the war thus far. Both sides have suffered enormous losses.

The Germans have persisted in their massed attacks, terribly effective in their weight and impetuosity, but fearfully destructive to the German troops themselves.

Attacks Repulsed.

Paris, Nov. 10.—German attacks on our lines south of Ypres have been checked," announced a communication received from the Bordeaux war office this afternoon. "and around Bixehoate our forces have advanced appreciably. From La Bassée canal to the Wever region our lines have been consolidated and progressed considerably. New German attacks in the Vosges have been repulsed."

Allies Stand Firm.

Paris, Nov. 10.—The allies were still holding their own today against the German attack in the vicinity of Ypres. The war office said the Kaiser's troops were bringing to bear tremendous pressure in their effort to break the allies' line. They kept up a terrific artillery fire under cover of which their infantry made assault after assault. Ypres was burning.

SAVINGS BANK AT PHOENIX IS CLOSED

Phoenix, Ariz., Nov. 10.—The Valley Savings bank, the largest savings bank in Arizona, failed to open its doors today.

The state bank examiner is in charge.

The bank's deposits exceed \$1,000,000.

The failure of the two business houses followed the closing of the bank.

The majority of depositors in the bank were merchants and citizens in ordinary circumstances. Hundreds gathered about the bank during the day.

Through its small depositors, the banks suspension affected directly or indirectly almost every person in Phoenix. Business was at a standstill all day, and the state fair, which was in progress, was almost forgotten. To help lighten the gloom the fair commission sent six brass bands into various parts of the city, where impromptu concerts were given.

AMERICANS ABROAD MAKE MUCH TROUBLE

Washington, Nov. 10.—Government officials were concerned today over the problem of getting Americans out of Galleia. With this end in view, American consuls have been doing everything possible, but so far have been unsuccessful.

The refugees, it was announced, were badly in need of funds. Many are wives of Austrians now in America. The government also was concerned about getting Americans out of Turkey, but little fear is entertained for their safety. Turkey has asked the United States to watch her diplomatic interests in England and Russia, and she must, therefore, exercise special pains to protect Americans in Turkey.

ANNUAL MEETING OF BUSINESS MEN'S CLASS

Has Busy Session and Discusses Purchase of Ground for New Building

Salem's busy business men relaxed from their worries over the cost of high living, the tariff and "N. G." accounts last night at the annual meeting of the Business Men's class of the Y. M. C. A. and enjoyed an evening of fun with the agility of an ice cart and the grace of a lame hippopotamus.

About 50 members of the class were present for the election of officers and to partake of their first game of biff ball. After a few preliminary exercises to loosen up their muscles and vocabularies they rushed headlong into a game of biff ball which was called a draw by the referee who has not been seen since the location and both sides are still protesting that they won.

Officers Selected.

The banquet which followed was attended in a business like manner and reduced to ruins before their assault. The business meeting was called to order by last year's vice president, Ray P. Richardson, and John Farrar was unanimously elected president. H. V. Compton was chosen vice president, and after the flow of oratory gained in years of experience in his business, Curtis Cross succeeded in raising the selection of Glen Niles as secretary and treasury at a greatly "marked down" salary.

John Farrar was chosen as captain of one of the teams to play the series of biff ball and Ray Richardson was chosen as the captain of the opposing team. Goodrich secretary L. H. Compton was both called upon to give an account of their actions at the Seattle conference from which they returned yesterday, and they outlined some of its objects and the proposed work along the lines of standardization of the associations of the coast.

Would Buy a Lot.

Mayor B. L. Steeves when called upon for a speech recalled some of the improvements he had noted in the local association and noted the added interest that was being taken by the business men, if the association continued to grow at its present rate he said that a new building would be a necessity in course of time. He advised them to secure the lot for the new building now during the lull in real estate as he said that in his opinion the land could be secured more cheaply now than in the future. A committee consisting of E. W. Hazard, John Farrar and Charles Goodrich was appointed to investigate the matter. The question of a new building is considered a pertinent one at this time and the Y. M. C. A. authorities are pleased to secure the co-operation of the business men in the effort to improve the local association.

INVENTOR GOES DEAD.

Chicago, Ill., Nov. 10.—Frederick L. Goss, 67 years old, inventor of the Goss press, and one of the founders of the Goss Perfection Press company, died at his home here today.

WILL I LEAVE THEM FOR GOVERNOR WITCOMBE

Notwithstanding the indications are that the proposed amendment to the constitution for the abolishment of capital punishment in Oregon was defeated by a narrow margin at the recent election it is not probable that Lloyd E. Wilkins, under sentence to be hanged December 29 for the murder of Lou E. Winters, in Portland, last year, and J. A. Pender, under sentence to be hanged November 28 for the murder of Mrs. Daisy Wahman and child, at St. Helens, in Columbia county, will suffer the death penalty during the administration of Governor West and their execution may be deferred until after Governor-elect Witcomb assumes the duties of the state's executive department or the legislature disposes of their respective cases.

Up to the present time Governor West has taken no action in either case but when the time comes for action it is possible if not probable that he will grant reprieves in both cases with time sufficient to give them a lease on life long enough to carry the cases over so that the legislature will have an opportunity to enact such legislation as will determine their fates and also give Governor-elect Witcomb a chance to exercise clemency in their behalf if he sees fit. Governor West being strongly opposed to capital punishment feels that his administration has had its share of the responsibility of determining the fate of human beings, and although he has not committed himself one way or the other in either case, he may see fit to exercise his prerogative in the cases of Wilkins and Pender.

GOLD OUTPUT LOW.

Tacoma, Wash., Nov. 10.—The output of gold from Alaska will be considerably diminished this season by reason of the early closing down of winter and the consequent cessation of mining activities, according to Raymond C. Frelinger, a Tacoma man who arrived from the north country today.

The Weather

HAVE YOU PUT ON YOUR HEAVIES YET?

Oregon: Fair to night and Wednesday, rain west portions; increasing southeasterly winds.