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SESSION OPENS ON IRRIGATION

Four Day Convention of Twentieth Congress Begins in Salt Lake City

SENATOR SMOOT ON HOMESTEADER INJUSTICES

Says Congress Passed More Liberal Land Laws Than Had Been Passed by All Other Congresses Ten Years Past

SALT LAKE CITY, Sept. 30.—With a spectacular street parade embodying all the features of the carnival, the first day of the twentieth international irrigation congress closed tonight. The morning session of the four day convention was held in the tabernacle, where the delegates were welcomed by local officials. This afternoon the congress listened to addresses and reports. Senator Smoot delivered the principal speech. He declared the homestead laws inadequate and that they work injustices upon the homesteader, with the result that American settlers are emigrating by thousands to Canada.

He declared that congress had waded up to this fact and passed more liberal land laws than had been passed by all other congresses in the past ten years. He predicted that new laws would soon put a stop to Canadian emigration.

SALT LAKE CITY, Sept. 30.—In the building of the Panama canal and the carrying out of vast irrigation projects, the efficiency of a Democratic form of government as a constructive force in the world is on trial, according to Senator Francis G. Newlands, who as president spoke today before the National Irrigation congress.

Free Tolls for Coastwise Trade
At the outset Senator Newlands said he opposed any attempt to impose heavy tolls on foreign ships for their use of the Panama canal. "It is desirable that this great national public utility should in the end be self-compensatory," he said, "and that the tolls should cover administration and create a sinking fund for the bonds. So far as our coastwise trade is concerned, the world is on trial, according to Senator Francis G. Newlands, who as president spoke today before the National Irrigation congress.

Foreign countries could justly object to the imposition of the entire cost of administration and bond redemption upon foreign ships; they cannot object to the payment of their proper proportion determined by their relative tonnage.

Storage of Flood Waters
The curbing of the Mississippi river floods, and the generation of great power from the conserved waters are both prospective fruits of the irrigation projects," Senator Newlands said. He declared the storage of water for power would reduce the cost of storage of water for irrigation.

Outside of the great basin all the waters in the arid region are tributaries to great navigable streams and there the national power regarding storage and the utilization of water rests not merely upon the ownership of the public domain but upon the nation's control of navigation and of navigable streams under the interstate commerce power," he said. "The development of such navigable rivers with their source streams necessarily involve the treatment of each river and its tributaries as a unit from source to mouth and the complete control of their waters in such a way as to maintain an equal flow for navigation. This involves the lowering of the flood flow and the raising of the ebb flow so as to secure a standard flow suitable for navigation.

Levee Protection
Such control, therefore, necessarily involves not only as heretofore bank and levee protection in the lower reaches of each river with a view to maintaining a fixed channel of suitable depth, but also the control of the flood waters above in the tributaries and source streams in such a way as to mitigate the destructive violence of the floods to prevent their devastating flow to the ocean and to hold the waters in suspense in the protected forests, in the depths of cultivated fields and in artificial reservoirs in such a way that they will supplement the ebb flow of the river in time of drouth and meanwhile be used for beneficial purposes in irrigation and water power development. Thus compensation can be secured for water and power rights which will tend to diminish the cost of the control of the rivers for navigation as well as the same time we shall have an equal and proportionate development not only of navigation but of cultivation and power upon which is a large degree the prosperity of the country depends.

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HAD MIDDLING LIVELY TIME

Colonel Roosevelt Heckled But He Matches One Retort With Another

STANDS GROUND UNTIL DISSENTERS ARE QUIET

Picks Out Shouting Man in Crowd and Says His Voice Is All Right But He Is Appealing to His Intelligence

KNOXVILLE, Sept. 30.—A tumultuous crowd gave Colonel Roosevelt what he called a "middling lively time" here today. Men scattered through the crowd heckled him and succeeded in raising an uproar, which for a time drowned out any attempt on Mr. Roosevelt's part to go on with his speech. He stood his ground and matched one retort with another until he had silenced his dissenters. The ex-congressman had hardly introduced the colonel when a score of men started to shout Governor Hooper's name.

"Well, then," the colonel continued, "the theft of a purse is greater than the theft of a nomination." Mention by Colonel Roosevelt, who stated that Governor Wilson had placed himself in opposition to progressive legislation, brought forth cries of "Hurrah for Wilson."

"Then hurrah for the power of the law that limits the power of the sweatshop owners over women," he shouted back. The cries continued. The colonel singled out a man who was making the most noise. "Your voice is all right, but I am trying to appeal to your intelligence," he cried. The crowd cheered and the colonel was not interrupted again.

THREE CONVICTS MAKE ESCAPE FROM QUARRY

Pursued by Deputy Sheriffs and Tracked by Bloodhounds to Pomona

Whereas there were seventeen state convicts at work at the Seal quarry yesterday, now there are but fourteen. Three of them jumped the job shortly after 1 o'clock yesterday afternoon and had not been re-captured at 11 o'clock last night.

More than an hour elapsed before word of the escape reached the office of Sheriff J. W. Day in this city. Deputy Sheriffs Rightmire, Hahn, Dew and Redhead, went to the quarry at once in the county automobile. Two bloodhounds, Queen and Rambler, were taken along. The dogs took the scent and trailed the three convicts up the river to Pomona, where the trail was lost. A freight train passed along on the Northern Pacific at about the right time for their purpose, and it is believed by the officials that the convicts got aboard and made their escape into the wilds of Kittitas county.

The names of the men are as follows: Charles Sherman, No. 6048; sentenced from Spokane county for second degree burglary to serve from five to fifteen years; William Campbell, No. 5595, Spokane county, five to six years, robbery; Tom Nolan, Spokane county, five to twenty years, robbery.

Vandalism and Theft

Sometime after midnight Sunday a thief threw a heavy nut and bolt through a plate glass window of the Valley Hardware store and through the opening made by the metal stole a suit which was on display in the window. It is understood that there is no trace whatever of the thief but the broken window not being discovered until yesterday morning.

An Insane Person

Peter Paradis has been declared an insane person and committed to the asylum at Medical Lake. Drs. J. Nywening and C. H. Weir were the examining physicians, and Judge Thomas E. Grady made the commitment.

Bailey Divorce Case

Ella Bailey has commenced an action in Superior court against her husband, Elmer Bailey, for divorce. Plaintiff alleges that defendant has become an habitual drunkard and has threatened her life. The maiden name of the plaintiff was Dawson, which she wishes restored to her, together with a decree of divorce and \$25 per month alimony. W. H. Shea, Jr., of Toppensish, is plaintiff's attorney.

Mgr. Paul Bruchesi of Canada Is Likely to Be Made Cardinal



ROME, Sept. 30.—The report of the creation of an American cardinal originated from the fact that the pope intends to create a Canadian cardinal, and Canada was mistaken for the United States. The new Canadian cardinal, it is believed, will be Mgr. Paul Bruchesi, the archbishop of Montreal.

THRILLING STORY OF JACKRABBIT SUICIDE

Not Yet Determined What Was Oppressing Animal's Soul

W. H. Buchanan, of the Flint-Shaw company, is telling an interesting story of the suicide of a jackrabbit which ran into his automobile and broke its back. Numbers of jackrabbits have been run down and killed by the gasoline cars, but this one ran into the car.

Mr. Buchanan was out, after night, on one of the roads west of the city and stopped his car to examine the machinery. The rabbit leaped down the road into the glare of the headlights, stopped, looked, listened, then started ahead at full speed and ran full tilt into the car, breaking its back so that it died in a few minutes. Mr. Buchanan didn't find out what was after the jack.

Federal Court

Frank H. Rudkin, judge of the federal court, will arrive in North Yakima this morning from Seattle, and will hold a brief session today. Oscar Cain, federal attorney, is already here. Seven applications for naturalization, two cases of alleged opium smuggling and one white slavery case is to be acted upon.

Administrators Discharged

Final accounts have been filed and the administrators discharged in the following cases: Mollie A. Barber, administratrix of the estate of George W. Barber; John Bowers, administrator of the estate of Anna Bowers, deceased.

PLAN YAKIMA DAY FOR TOPPENISH FAIR

One Hundred North Yakima Business Men With Families Will Attend Celebration in Body

Thursday will be Yakima Day at the Toppensish Indian fair and round-up. Secretary Ware of the commercial club has completed arrangements to have a club delegation of one hundred or more visit the fair in a body on Thursday and spend the entire day taking in the festivities. The North Yakima delegation will be the guests of the Toppensish Commercial club during their visit and some special entertainment will be provided during their stay.

The special carrying the commercial club excursionists will leave North Yakima over the Northern Pacific at 9:30 Thursday morning and will leave Toppensish for the return trip at 10 o'clock in the evening. The late date for returning is fixed in order to have the visitors witness the campfire dances of the Indians, who will furnish a great part of the program of entertainment.

FIRST SCRIMMAGE FOR FOOTBALL TEAM

Active Practice Has Begun to Shape the Team for First Game

The high school football team took up its practice yesterday after a week of interruption. Coach Beck took the team to the ball park and began his first scrimmage practice. There were only thirteen men out last evening and many of them new. Burnett, one of last year's chds, is back in the game and will be certain of a place. Caps, of last year's Grandview team, has entered the North Yakima high school and was out yesterday to try for the team.

Altogether about 25 men have been out and Coach Beck will endeavor to maintain a first and second team through out the practice season. He is urging the members to get into practice and expects to pick his team for Saturday only from those who get out for the scrimmages this week. Signal practice has just begun and it will take active work during this week to get the team in shape to play Sunnyside next Saturday. The North Yakima team defeated Sunnyside last year, but the team was in better shape than it is at present and unless some good work is done this week the team may open the season with a defeat.

As a result of the preliminary scrimmages the following line up may be sent against Sunnyside next Saturday: Gormley, center; Storgard and Starratt, ends; Brown and Burnett, tackles; Parker and Rhodes, ends; Severence and Caps, halves; Greenwalt, full; Foresman (captain), quarter.

MR. WILSON COMING WEST

His Trip Will Take Him as Far as Denver

NEW YORK, Sept. 30.—Governor Wilson will leave New York on October 2 for a western trip which will take him as far as Denver. He will speak there on the night of Monday, October 7, after spending Sunday with William J. Bryan at Lincoln. Other cities where Governor Wilson will speak are Pittsburg, Indianapolis, Topeka, Kansas City, Mo., Canton, O., and Cleveland. He will return to New York on October 12. The governor will first stop at Pittsburg October 3, where he will speak at night. On the morning of October 4 the nominee will leave Indianapolis on a special train due to reach Chicago on the night of the 4th, leaving the next day for Omaha. He plans to leave Omaha on October 5 for Lincoln.

On Sunday night Governor Wilson is to leave Lincoln for Denver. After his speech there he will leave for Kansas City, making speeches on the way at Norton and Topeka, on October 8. He will speak in Kansas City the night of the 8th and in Springfield, Mo., on the 9th.

Saloon Licenses Renewed

The city commission renewed two saloon licenses yesterday, as follows: Frank B. Shadlow, 3 1/2 South Front street; Corbin & Finley, corner of Second avenue and West Yakima avenue.

BIRDS SURE TO PROVE COSTLY

Hunters of Yakima County Will Expend \$20,000 Within the Next Few Days

SEASON OPENS TODAY ON PHEASANTS AND DUCKS

Warden Bryant Has an Encounter at Midvale With Men Who Resist Arrest and Threaten to "Get" Him

Four thousand men and women in Yakima county have taken out hunting licenses. Half the number will be out in the fields and at the ponds today, it is estimated, when the restrictions are taken off pheasants and ducks. All the others will be out at least once each day within the next fifteen days which constitute the open season on pheasants.

In addition, it is asserted, there will be a few hundred others who will attempt to hunt without licenses or by using a borrowed permit. Between railroad fares, ammunition, arms, food, automobile and livery hire and such essentials, the hunters of the county will spend \$20,000 before the sport is a month older, it is declared. Every bird taken will have cost ten times its food value.

Big Expenditure
When, by care of the game birds during the closed season, by the planting of a quarter of a million fish annually and by a few other inexpensive precautions," said an authority yesterday, "this county will have regained its reputation as a fish and game country the annual expenditure will run into a hundred thousand dollars."

Already this season it has become known that sportsmen from Spokane, Tacoma, Seattle and other of the larger cities are to come to Yakima for a chance at the pheasants. In time it will be realized that their presence means money and business and that the protection they are not now getting."

There will be hunters everywhere in Yakima county today, that is everywhere that they can get. Most of the unposted private lands were posted yesterday and stock has been driven in to get it outside the reach of the bullets and shot which are expected to fly thick and fast. Good dogs are at a premium. None of the dogs have been trained for pheasants, and, accordingly, are not prepared to work on them, and besides few of the hunters have dogs. By tonight they will be still fewer, it is predicted.

Warden Bryant Held Up

Game Warden Frank Bryant looked down the muzzle of a gun at Midvale Sunday. In fact, he looked down the muzzles of two guns. They were held by men whom the game warden says he caught poaching for ducks. They resisted the interference in their sport and one was abusive and a second was threatening. Mr. Bryant had two friends with him, who advanced to his rescue and aided in disarming the men.

Mr. Bryant had seen three men together and had seen one of them kill a duck. He arrested this man and the others objected. It is reported that they had previously said that they would "get" any game warden who tried to take them. Warrants were issued yesterday for the arrest of three men at Sunnyside. Reuben Guest was charged with violation of the game law and Arthur Chase and John Guest were charged with assault with a deadly weapon. The cases will be tried Thursday.

R. M. HARDY'S BID WAS THE BEST ONE OF FOUR

Awarded the Contract for Summitview Avenue Improvement for \$4,918.95

R. M. Hardy was the successful bidder for the Summitview avenue improvement advertised for by the city commission, bids for which were opened yesterday afternoon. There were four bids, the figures of the successful one being \$4,918.95.

The Summitview avenue improvement is quite an extensive one involving the expenditure of approximately \$50,000. The thoroughfare runs east and west along the northern boundary of the city on the west side of the railroad. The Yakima Valley Transportation company street railway is laid thereon, and that company will be at an expense of close to \$15,000 for its share of the improvement. The city limits extend to the center of the avenue on the south, while the county will have to stand for the expense of the improvement of the north half. The point at which the work is to be commenced is at the Summitview schoolhouse, extending westward to the city limits.

BENTON PEOPLE ARE UNANIMOUS

In Their Desire to Form an Irrigation District and Raise Development Money

FIVE THOUSAND ACRES TO BE ADDED TO SUNNYSIDE

Canal Will Be Extended to Take in Excellent Tract Which Reclamation People Are Prepared to Serve With Water

Without a dissenting participant the people of Benton county on Saturday voted their Benton Irrigation district, which means that an acreage approximating 5000 acres will be given irrigation water by an extension of the Sunnyside canal. This will require the construction of sixteen miles of main canal and some sub-canal.

At a meeting held at the residence of A. E. Whan, L. L. Todd and H. H. Andrews were elected the trustees of the new district. A canvass of the votes for the office of county commissioner will be held next week and about the middle of October there will be held an election to decide on the question of bonding the district for the construction, or rather the extension, of the canal.

Storage Water Essential
The reclamation authorities, it may be remembered, have been authorized by the department at Washington to contract with the district for the storage water essential for the irrigation of the acreage to be added and also for the extension of the canal for the purpose.

The lands at Benton, it has been pointed out, are excellent and will give splendid results under irrigation. The tract to be put under water fronts on the Yakima river and runs back to the hills and surrounds on three sides the town of Benton City. Those who have seen raw land go under development in this valley say that under this extension it will be as good as the best.

PAPERS IN BUNNELL'S SUITCASE ARE MISSING

S. H. Dickinson, Administrator, Suspects That Documents Are Being Concealed

S. H. Dickinson, administrator of the estate of James A. Bunnell, by his attorneys, Wendt & Taylor, has filed important and sensational charges in superior court and the papers have been filed with the county clerk. James A. Bunnell was the man who was killed last spring near Yakima City by coming in contact with a heavily charged electric wire of the Pacific Power & Light company.

S. H. Dickinson, the plaintiff, claims that at the time of his death James A. Bunnell was the possessor of a suitcase containing goods and chattels, deed and other writings; that said suitcase was removed by one R. O. Walker, to the home of one A. M. Bunnell, in company with one William E. Bovek; that afterwards a search through the suitcase resulted in finding only a few clothes, and that these papers have never been found; that these papers would disclose the interest of deceased to real and personal property.

The petitioner alleges that he suspects Bovek, Walker and Bunnell have concealed the said papers and other writings. He therefore asks that a citation issue for the three above mentioned men to appear and be examined upon oath concerning any property of deceased which they or either of them may have in their possession or may have received or otherwise disposed of.

Judge Thomas E. Grady, in Superior court, department No. 2, issued the citation requested, and set the date for October 19, 1912, at 10 o'clock in the forenoon.

Both Parties Satisfied

In the case of William C. Hodges et ux versus Mrs. Ella Wright, a new trial was granted on the applications, both of the plaintiff and defendant, by Judge E. B. Preble in Superior court. Holden & Shumate are for the plaintiff and H. J. Snelvy for the defendant.

Among Damages Reduced

In the case of John P. Fogarty, administrator of the estate of John Edward Myers versus the Northern Pacific Railroad company, Judge Thomas E. Grady yesterday, in superior court, reduced the amount of the judgment of \$29,000 obtained at the trial to \$12,500. John Edward Myers was the railroad worker who was killed near Selah two years ago, leaving a widow and a child. His administrator sued for \$50,000 damages.

JOS. B. RETZER KNOCKED OUT

Assaulted at the Gate Leading to His Residence on Yakima City Road

NO MOTIVE FOR THE CRIME IS DISCLOSED

Victim Lay Unconscious for Thirty Minutes, When His Plight Was Discovered by a Neighbor Girl, Who Notified the Relatives

Joseph B. Retzer, who is known to the southern limits of the city, was knocked down and rendered unconscious about twenty minutes past 10 o'clock last evening, near the gate leading to his home. He had just returned to the mailbox for the evening's mail and became engrossed in reading newspaper.

While standing there, four men drove along in a democrat wagon. It is believed that these men had been drinking, and that one was considerably under the influence. He was first to get out of the rig, and at the same time toward Mr. Retzer. Two of the others tried to dissuade him from what he seemed bent on doing, but finally had to give it up.

From all the information that could be obtained the man struck the victim on the right jaw with his fist, knocking one tooth out and loosening several others. The victim was rendered unconscious, and was not discovered for thirty minutes, when a neighbor's child discovered him lying in the road and notified the inmates of the household.

Officers Grant and Harrington were notified a couple of hours later, and Deputy Sheriff J. G. Hillier and County Physician J. E. Lane also went to the scene.

Long Unconscious

Mr. Retzer was in such a dazed condition that he could not give much information as to what had happened. He was cared for by Dr. Lane, and at midnight had regained his senses to a small extent.

The identity of the four men who were seen in the rig has not been disclosed. Mr. Retzer was not robbed, the motive for the assault is a question that is causing the officials more or less speculation. The victim of the crime is a brother-in-law of T. G. Thompson, formerly proprietor of the Bodaga saloon.

DANGER OF RIFLES ALARMS A RANCHER

He Points Out That Pheasant Hunting Introduces Some New Elements for Consideration

A reader of the Herald, alert to the danger which threatens stock and human life during the hunting season, has sent a communication, which is herewith given, to the Herald. The writer, who is a rancher, interviewed, will take the time to go out into the open fields and through the orchards and back door and the dan just as he has done in the past. He writes:

Grange Takes Aim; Harry L. Davis is issuing such large, Tyler, as 'No Hunting All night' come will be prosecuted. In B. F. Me throughout the Nacel D. M. Rand, J. purchasing these s; them up on their reason for this ac; past several years, WOMEN ASK IT about sixteen or age have been ity with 22 caliber's Career Once dent lost two col; Into the and another's house. The names of the hunt learned.

"A great many persons realize that a four dollar .22 caliber rifle will kill at a mile distance; and do not realize the great danger of allowing their children to use this sort of a fire arm. There are a number of instances where young boys have been allowed to fire these rifles inside of the city limits. A short time ago a man was walking down South Sixth street and one of these bullets whizzed by him. He learned by accident the name of the boy who did the shooting and called on the boy's mother to report the incident. The mother stated that she had permitted the boy to shoot in the back yard but did not realize the danger.

Use Shot Guns

"It is hoped that this fall months will arm their boys with shot guns which will kill only at short range, so that if persons or stock are killed the hunters will not be at such a disadvantage that they cannot be tr