

# RAILROADS REALLY RULE, SAYS HENEY

## Famous Prosecutor Declares They Have Become Stronger Than Government.

### PEOPLE HAVE NO VOICE

#### Nemesis of Grangers Asserts That Only Great Transportation Companies Are Represented at the National Capital.

In many respects the most notable speech Francis J. Heney ever has made in which he declared that the railroads have become stronger than the government and that they and not the people are represented at Washington, D. C., was delivered by the famous prosecutor of grafters last night at the annual banquet of the Oregon Retail Grocers & Merchants Association at the Portland Hotel. For over an hour Mr. Heney spoke. Never has his caustic wit been displayed to better advantage. He flayed what he called the supposed representatives of the people in both houses of Congress, and said that for the past 30 years Oregon had been without representation at the National Capital.

For this last statement he took his cue from Governor Chamberlain, who preceded him. The Governor in his speech said the people of this state had been misrepresented in Congress for 30 years, and that the only way they ever had got anything done was by doing it themselves, when the state's representatives calmly walked in and took all the credit. Between the lines of Governor Chamberlain's speech was the tacit announcement that he is a candidate for the Senate.

"We have been so well satisfied with our form of government," said Mr. Heney, who was introduced as the "terror to evil-doers" "that we have been content to do without the substance, and for the past 30 years you people of Oregon have had the form of representation, but that is all. With some of your most distinguished representatives on the payroll of the Southern Pacific at all times while in Congress, as was demonstrated by the books produced in court in one case in which I was interested, were the people represented in Congress, or were the railroads?"

#### Refers to Land Frauds.

"The State of Oregon is rich in natural resources. The Government, which is the people, owned millions of acres of the most magnificent timberland in the world. What happened? You were robbed of this birthright, this splendid timber, through the legislation secured by the railroad representatives in Congress. The lie land act of 1897 was falsely represented to be the interest of some poor settlers. It was passed on the pretense of taking care of these settlers, who had small and scattered holdings in the mountain regions. Forest reserves were declared back as far as the Rocky Mountains. Before President Cleveland went out of office, the Northern Pacific Railroad Company and the Weyerhaeuser had secured vast tracts of this magnificent timberland at 30 cents an acre, through your supposed representatives in Congress, when your land was worth at the least calculation, \$50 an acre.

"The Philippines can take care of the natural resources of their own country better than we have done. We have thrown these great forests into the laps of a few rich men; we have shackled the future generations, as well as the present one. The day will come when Oregon will curse the memory of the man who gave away the forests that belonged to the people.

"The railroads have become a positive menace as a political power. When the Constitution was adopted, it was provided that the Federal Government could not levy taxes on commerce between the states. Then railroads were unknown. Wagon-roads and water-ways were the known transportation avenues, and competition was possible. The power of taxation is a sovereign one. What use to be the Czar of all the Russias if one cannot tax his millions of lowly subjects?"

#### Usurp Sovereign Power.

"The sovereign power of taxation now rests in the railroads, when they charge freight rates in excess of a fair profit, and yet they say they should not be interfered with. They talk of their property. Why, such property is impressed with the use of public use, and can never be private property. In the sense that a house and lot is private property.

"Suppose the Government did what all these railroads have done to all of you. Suppose the Government should charge you \$1 for hauling a carload of grain from The Dalles to Portland, or from Portland to Astoria, and suppose the Government should charge another man \$1 for the same service, but should say to him: 'Come around next week and we will give you back \$2.' Haven't the railroads done it, while they have made one man poor and another man rich? That is taxation with-

out representation, which our fathers fought to abolish.

"The railroads have become stronger than the Government and when one man dares to try to regulate them they say you do not dare to do it. There is one man who does dare, to regulate them, and to put the curb on their lawlessness. That man is Theodore Roosevelt."

Here Mr. Heney was interrupted by such prolonged applause that he was forced to stop for a full minute.

#### Water Powers Go Next.

"As we have thrown away our timber lands, our coal, our iron and our oil, we are now throwing away our great water powers. Roosevelt dares to stand in their path and declare that these robbers shall not take away every source of our great natural energies. Yet we think we are the most capable of governing ourselves of any people on earth.

"There are a few problems in self-government that it would be well for us to study. If none of our plans to stop these abuses work out, I am for municipal ownership, but I would turn to it as a last resource. There is a great deal of business in government. To my mind the greatest duty of the citizen is to his state and government, for that is a duty to his fellow-citizens. My experience in Oregon has not proved to me that this State is worse than any other, for all are about alike in this. In trying cases here I have found that there is as high a class of citizenship as in any State I have ever practiced in, and I have practiced in several in addition to two territories. I have learned more good than about the state, in fact, easier to convict a poor man of a crime than a rich man or a man with influence. It is a splendid test of citizenship when rich men are prominent men can be convicted when they do wrong. In this respect, Oregon stands far ahead of San Francisco and California, and I am not sore about having lost that last case, either."

#### Three Hundred Present.

The banquet was held in the main dining-room of the Portland Hotel. Charles B. Merrick, secretary of the association, presided, and fully 300 merchants from all parts of the state were in attendance as guests of the Portland grocers and jobbers. Other speakers talked in lighter vein, and while all the speeches were enjoyable, those of Governor Chamberlain and Mr. Heney were listened to with almost breathless interest.

Governor Chamberlain took as his theme what the business men have done for the development of the state.

"Oregon has been misrepresented in Congress for 30 years," he declared. "Your efforts to open the Columbia River through your delegation have been fruitless. You have been asked to open your river—what did they accomplish? Nothing. Then you asked your Legislature to do what your representatives in Congress have been asked to do, and your delegation at Washington was then eager to claim the credit for what your own business men did."

"When it came to opening the river up a little further by the Cello row, you asked your delegation at Washington to get busy. What did they do? Nothing. They who you had gone to work for, and you let yourselves, your representatives in Congress took the credit for it. What has been done here has been through the efforts of the business men, your representatives in Congress. Congress has always followed state legislation.

#### Plea for Open River.

"Much remains to be done. What will you do—remain inactive? I do not believe it. The river ought to be opened for 100 miles into the interior. I believe you had better open it to you, and stop here, but to see to it that your work will be done so well that Oregon shall be second to none in this great galaxy of states."

Postmaster Merrick first introduced Tom Richardson, manager of the Commercial Club, who spoke on the benefits of organization. He broke the ties from a number of apocryphal, when he showed the gain to the retail merchants of the state by their association. He said no state in the Union has so benefited by organization as has Oregon. He said the exposition contributed the most to create a state spirit and a common interest.

S. L. Kline, of Corvallis, the newly-elected president of the association, outlined his policy for the coming year, saying one of his chief purposes will be to settle the differences that sometimes arise between the wholesalers and retailers.

Herman Wittenberg was called on and told of the value of getting together. His idea was that by getting together, Oregon people can get transportation and all the other things the state is in need of that they could not get by acting as individuals.

#### Talks on Harbor Needs.

C. F. Swigert, president of the Chamber of Commerce, spoke briefly on the open river and the reasons why the merchants should help to realize the success of the project. He told of what has been accomplished abroad by river improvement, and referred particularly to the artificial harbor of Antwerp. Ships carrying hundreds of tons of freight are floated along the German rivers for a mere trifle, furnishing a sort of competition the railroads cannot meet.

Mayor Wise, of Astoria, spoke of the importance of the merchant in civil affairs. He indulged in a number of pleas, and told how well a business man is equipped to handle public affairs.

Fletcher Linn, president of the Manufacturers' Association, brought the greetings of that organization to the merchants. He, too, told of the benefits to be realized from "getting together."

#### Williams' Election Ratified.

JACKSON, Miss., Jan. 22.—In joint session today the Mississippi Legislature ratified the election of John Sharp Williams as United States Senator, to succeed Senator Money.

# BUSY SESSION ENDS

## Banquet Closes Convention of Oregon Grocers.

### DENOUNCE PARCELS POST

#### Delegates Also Pass Resolutions Indorsing Pure-Food Crusade and Rose Festivals and Advocating Many Trade Reforms.

After electing officers, denouncing the parcels post, urging legislation favorable to the interests of the grocers, choosing Portland for the next meeting place and holding their annual banquet at the Hotel Portland, last night, the grocers of the State closed their annual session. The convention proper closed yesterday afternoon after transacting miscellaneous business. Never before have grocers of the State shown so much interest in the work of the State association.

An important act by the convention yesterday was the adoption of measures to bring the national convention of grocers to the Pacific Coast next year. It was desired to hold the third convention at Portland, but in view of the Seattle exposition being scheduled for 1909 it was decided to hold it in favor of Seattle, with the exception of the attention of the officials of a recent Supreme Court decision against pool selling. They can race horses and sell pools in southern Oregon, why not in Portland?

#### HILL BENEFIT FRIDAY NIGHT

##### Numbers of Fast Boxing Bouts Arranged for Occasion.

The benefit that the sportsmen of the city are to give Jack Hill on Friday night promises to be an affair that will bring together not only the best boxing material in the city, but also a score of interesting events. Those well known to the theater-going public. The benefit will be held at Merrill's Hall, and Fred T. Merrill has not only donated the use of the hall, but will donate the ushers and money.

Mysterious Billy Smith, who hasn't been seen in the ring since his fight with Joe Walcott, will box with Charlie Tomlin. Tomlin will sell box with his old partner, Martin Denney. The star bout of the evening will be between Gene Sullivan and Kid York. A partial list of those who will take part in the benefit follows:

Charles Yost vs. "Mysterious" Billy Smith, Gene Sullivan vs. Kid York, all bouts to be fought on the program. Tracy vs. Martin Denney, Dan Sullivan vs. "Strangler" Smith, Ed Kennedy vs. Mullen.

A number of the entertainers will be Slide Bros., "The Human Piccolos"; Percy French, late of California, wizard of the piano and vocalist; Jimmy Burns, to establish the price on goods to the consumer and at the same time setting aside a reasonable and just price to the wholesaler and retailer.

Votes of thanks were extended the local jobbers and manufacturers and the local newspapers. The resolutions committee was composed of S. L. Kline, Owen Bean, George Hull, Dan Kellaher and Charles W. Stubbs.

#### CARNIVAL OF BOXING PLANNED

##### Yakima Valley Athletes to Form Athletic Association.

NORTH YAKIMA, Wash., Jan. 22.—Amateur athletes of Central Washington will meet in this city early in February to organize the Yakima Valley Amateur Athletic Association. A programme of amateur athletic events in boxing and wrestling exhibitions has been planned. In addition to local athletes of prominence in the amateur class, representatives of Spokane and Seattle will attend the smoker, and invitations will be sent leading amateur athletic enthusiasts of Portland to attend the exhibition.

Three events in the boxing game have been arranged for the initial meet. The first will be a bout of a limited number of rounds between Tom Sewell, of Sunnyside, for three years champion of the waterweight class in the Chicago Amateur Athletic Association and who was undefeated when he came to this valley to reside, and George Marshall, of Seattle, the amateur champion waterweight of the state. This will be the main event and promises well. The second will be an exhibition between local heavyweight Hal Weber, who aspires to be County Sheriff, and Lars Nelson, who believes he is fit to overcome a handicap of 10 or 15 pounds, will box four rounds. The third boxing event will be between Aubrey Weber and another local aspirant to amateur honors at 137 pounds. Both are already in good shape for the bout.

A Carpenter, a local druggist, and J. Fussenden, stockman, will test their skill on the mat at about 140 pounds. Each is familiar with the wrestling game, and both are ambitious amateurs.

The receipts of the evening will go to establishing the nucleus of a fund for the Yakima Valley Amateur Athletic Association.

#### Big Purses for Saratoga Races.

##### NEW YORK, Jan. 22.—At the annual meeting of the Saratoga association the schedule of the Summer track meeting was made up and the

# Chit-Chat of Sporting World

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#### Delegates Also Pass Resolutions Indorsing Pure-Food Crusade and Rose Festivals and Advocating Many Trade Reforms.

THE legal arena in the United States Court is crowded every day, and ringside seats are always in great demand. Betting on the outcome of the trial is being held back until the confessions are all in.

Rumormongers have it that Gene Sullivan, the Butte amateur boxer, is going to San Francisco to turn professional. Gene will find tougher picking among the professionals than he has in the amateur ranks.

Jack O'Brien, no relation by the way, of "Jack the Confessor" of Philadelphia, is establishing a baseball league in Eastern Oregon. O'Brien in his day was a crack player, and that section of Oregon will have a good league if he is at the head of it.

Captain H. H. Thomas, a well-known breeder and owner of light harness horses, has bought the Olympia racetrack from L. Smith. Captain Thomas will remodel the clubhouse, grandstand, and build a lot of new stables. He will give a week's harness meeting, opening on the fourth of July. Captain Thomas will also apply for dates at the annual meeting of the North Pacific Fair Association for a Fall meeting. Already there are 50 head of horses in training at the track.

There is some talk of a race meeting for southern Oregon. Of course, there will be betting and pool selling on the races. That is, there will be, unless some one happens to cable the news to the attention of the officials of a recent Supreme Court decision against pool selling. They can race horses and sell pools in southern Oregon, why not in Portland?

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WE GUARANTEE AN HONEST TEST, accurate weight, and the highest market price for butter fat

WE HAVE reason to be proud of the fact that we have always refused inferior cream since we started in business. The result has always been a superior product, the only kind a good butter-maker has a right to produce. We can, therefore, always safely guarantee

The Purity and Quality of Damascus Creamery Butter Regardless of the price grocers sell it for. It is due to the fact that we have always insisted upon getting the best cream fresh that we have had to pay top prices to the farmer. He wants something for the trouble of shipping frequently and for taking the care we demand for cattle and cream-containers. But

The Discerning Public Appreciates the Difference So that we have always received a price consistent with the high quality of our product, and in proportion to the price we paid for cream. The same superior quality—Damascus Creamery Butter—surpassed by none, regardless of the style package—today sells at

90c THE TWO-POUND SQUARE AT ALL RELIABLE GROCERS

WE DEPEND UPON THE BEST CREAM

Damascus Creamery BUTTER CHEESE

THE PUBLIC CAN DEPEND ON OUR PRODUCT

CREAMERIES BORING, ORE. CURRINSVILLE, ORE. MANUFACTURERS

offering of stakes and purses representing a total estimated sum of more than \$25,000 decided upon. The Great Republic stakes will be made a sweep-stake with \$10,000 added money.

#### The Naughty Dime Novel.

UNIVERSITY OF OREGON, Eugene, Ore., Jan. 22.—(Special.)—President Crooks, of Albany College, addressed the students of the University today on "Morals and Literature," his special theme being the evil of dime novels on the young and developing mind. His talk was interesting throughout.

#### Sutton Wins Billiard Game.

NEW YORK, Jan. 22.—A 500-point game in 183 balk-line billiards, played here tonight between George Sutton, of Chicago, and George F. Slosson, of this city, was won by Sutton by a score of 500 to 374.

#### CARRENO A BIG SENSATION

##### Great Artist Will Give Recital Monday, February 3.

The coming of the great artist, Teresa Carreno, to the Marquand Grand Theater, on Monday evening, February 3, is one of the tremendously interesting events of the musical season, and the seat sale will open Friday morning, the last day of January, at the Marquand box office. Carreno is the undisputed queen of the pianoforte, and her sway is as potent as ever. She has never played better than she has been playing at her recent recitals in the East, and never has she vindicated for herself the title of great artist more emphatically than by her recent performances. She has been the veritable sensation of the pianistic world this season, and her coming to Portland has stirred the musical world profoundly.

#### Charges Statutory Crime.

Detectives Hawley and Inskeep made a raid last night at 10 o'clock on a rooming-house at Front and Yamhill streets and arrested Mrs. Mary Del Grosso and Guido Consigli. The prisoners were taken to the police station and locked up in default of bail, which was set at \$500 in each case. Antonio Del Grosso, a saloonkeeper at 54 North First street, ap-

peared as a complainant against the woman, who is his wife, and her companion, and signed a complaint against them charging a statutory crime.

#### GRATEFUL TO A JAPANESE

##### IRISHMAN OWES HIS LIFE TO BROWN MAN IN TROUBLE.

About to Be Murdered, Japanese Rushes in and Spills Aim. Chance to Return Favor.

SEATTLE, Wash., Jan. 22.—(Special.)—New that he is in the hour of need, Ben Tanaka, charged with murder in the first degree, has received from John Malone, of Tacoma, whose life he saved years ago, an offer of financial aid.

The friendship between the big Irish politician, who lives in Tacoma, and the Japanese, now held in the King County Jail on a charge of murder, dates back 10 years. Malone believes in the innocence of the Japanese and will try to establish it.

Ten years ago, when Malone was the proprietor of a cafe in Tacoma, Ben Tanaka was his employe. The cafe owners had some trouble with a patron. The latter drew a revolver and was about to kill Malone, when the Japanese rushed between them, threw the revolver up and the bullet lodged in the ceiling.

#### AFRAID OF FACULTY'S ACTION

##### Seattle High School Cadets Disband After 17 Years.

SEATTLE, Wash., Jan. 22.—(Special.)—The High School Cadets, one of the oldest of the student organizations, has become a thing of the past through the unanimous action of the members in disbanding the organization from the faculty.

This is the result of an investigation started by the school authorities based upon many complaints as to the conduct of the members of the company on "hikes" and during encampments, espe-

#### Best Show of Season.

WALLA WALLA, Wash., Jan. 22.—(Special.)—The show of poultry on exhibition here by the Walla Walla Poultry Association is among the finest that has ever been seen in the Northwest. One reason for this is the fact that the show is the last of the season, and the prize-winners from other shows are entered for this one. There are 430 fowls on exhibition, and the judging is being done by Elmer Dixon, of Salem, Or.

#### CARD OF THANKS.

We wish to express our heartfelt thanks to our many friends for their help and sympathy during the illness and after death of our beloved wife and sister, also thanking those who sent floral tributes. (Signed) MRS. CHARLES E. OLIVER, HARRY C. ROSENTHAL, M. E. BROWN.

cially the recent encampment at Colby Island.

The cadet company was organized first in 1891, with J. W. Brewer as Captain. Annually the cadet company has given a ball which has been an important High School social function. This affair was planned for February 8 this year, and extensive arrangements were making for it. This will have to be given up.

#### SUIT FOR A CERTIFICATE

##### Woman Alleges Father Promised Her More Than Regular Share.

WALLA WALLA, Wash., Jan. 22.—(Special.)—An interesting contest of the estate of the late J. H. Foster, octogenarian pioneer of Walla Walla, is in progress before Judge Brents. There are several children, but Foster died intestate. Mrs. J. H. Isham, of Seattle, a daughter who cared for her father during the last year of his life, says she was promised a gift of \$10,000 beside her share of the estate.

She says her father made out a certificate of deposit for \$10,000 and placed it in the First National Bank. She indorsed this certificate at his request. Later he made out a new certificate in his own name and placed it in a safety deposit box bearing her initials. Other heirs dispute Mrs. Isham's claim and ask that she share on equal terms with the others. The estate is valued at \$64,000, including the \$10,000 certificate.



DELEGATES TO THE ANNUAL CONVENTION OF THE OREGON RETAIL GROCERS AND MERCHANTS' ASSO CIATION, WHICH CLOSED YESTERDAY.