GOVERNOR UPHLED BY BAKER JUDGE

Copperfield Martial Law Action by West Approved by Decision.

ACTION RECOURSE

Circuit Jurist Anderson Finds Pow ers Granted to Executive Cannot Be Taken Away From Him by Court.

JUDGE ANDERSON'S FINDINGS BOILED DOWN

Powers granted to Governor cannot be taken away from him by court, even should he abuse my court, even should he abuse powers.

Militis at Copperfield assumed position of peace officers.

Governor may act in his own discretion in carrying into effect duties and powers reposed in him as head of executive department of government. What Saloonmen May Do.

Two courses of procedure, either bring civil suit against Governor West or appeal Judge Anderson's findings to Supreme Court of Oragon.

Attorney Nichols announces he

will first appeal and may sue

BAKER, Or., Jan. 19 .- (Special.)-Governor West was upheld in his action in declaring martial law at Copperfield January 2 by a decision filed today by Circuit Judge Gustav Anderson.

The decision overruled the demurrer to an answer to a complaint on which a temporary injunction had been granted, the principal finding being that the powers granted to the executive cannot be taken away from him by the court even should he, as contended by the attorney for the Copperfield saloon-

the attorney for the Copperfield saloonmen, abuse those powers.

The court holds that the constitutional rights of the plaintiffs, William Wiegand and H. A. Stewart, the office-holding saloonmen of Copperfield whose property was confiscated by the militia at Governor West's order, were not violated by the Governor's action, and are not violated by overruling the demurrer, inasmuch as they still have the right to bring civil action for damages against Governor West, Colonel B. K. Lawson, Fern Hobbs and the other defendants, or to institute criminal proceedings against them.

James A. Nichols, attorney for the taloonmen, said today:

Governor Wins First Round.

Tam not through. I will admit that the Governor has won the first round, but that is all. I will appeal to the Supreme Court and may bring civil put later. I may do something else. What that is I am not willing to say just now. But this has only started, and Governor West is yet far from victory in his proceedings at the far from the supreme country.

Under the country which is mostly timber, will pay 62.4 per cent of the good roads system in Columbia to the g and Governor West is yet far from vic-tory in his proceedings at Copperfield." Under the finding of the court the injunction issued to restrain the Gov-ernor and his agents at Copperfield in their enforcement of martial law at Copperfield is virtually dissolved, un-less it should be appealed.

The little town is still under martial law, with five members of the militia there keeping a committee of citizens.

there keeping a committee of citizens, appointed by the Governor, as a coun-cil in charge of affairs and seeing that the saioons are not reopened. Word from there is that the soldiers are enjoying the best possible board, but are "sick of their job," and are looking forward cagerly to the time when they may be removed. Governor West has said that they will stay there until he leaves office or until the deposed members of the Council resign, a step which the deposed officials say they will not take.

Decision Is Lengthy One. Judge Anderson's decision in part

follows:

According to the facts alleged and stipulated the defendant, Oswald West, acting it the capacity of Governor of the State, delared by proclamation that it was his belief that the laws in the town of Copperfield were being violated and the observance thereof not enforced and that residents of the place were subjected to danger of violance, lawicasness and even wanton destruction of these allegations have been made in cours for its the truth or falsity thereof in any manner a subject for judicial determination in this proceeding. The only question with which the court can on this feature concernissif is the authority vested in the chief executive and whether or not his discretion examples in the acts complained of are subject to judicial restraint by means of preventive process.

Section 3818 provider: "The Governor shall have power, in case of invasion, in-surrection, forcible obstruction to the execution of the laws, or reasonable apprehension thereof, breach of peace, tunnult or riot, or imminent danger thereof, to order into the service of the state any of the companies, butteries, etc."

natteries, etc."

Thus it will be seen that whenever as armed force is called out in response to request from local civil authorities the military is under direct and strict control of those authorities; but nowhere is it even intimated that the clute executive must wait for much request before he can act in his own discretion in carrying into effect the duties and powers reposed in him as head at the executive department or the Government. Were this so, some of the provisions of section 3848 would become useless and futile in all classes when, if for any reason, the local authorities fail to issue such request for military aid, whether needed or not.

Reed, who succeeds E. O. Bianchard, resigned, tonight appointed George R. Willsur City Attorney.

All newly-elected members of the City Council, with the exception of L. M. Culbertson, who is in Portland, where he was operated on yesterday at St. Vincent's Hospital for appendicitis, were installed tonight.

Armstrongs' Cases Heard Tomorrow. Demurrers to the indictment against

not.

Court Cannot Alter Action.

If then in a proceeding of this nature warre the proventive remedy by injunction is sought it is not within the province of the judicial department to undertake to judice and determine the wisdom or expediency of the acts complained of or to grant the relief prayed for, what then becomes of the constitutional provision which provides that "no person shall be deprived or life. Hearty or property without due process of

remain inviolate."

In assuming military control of the town of Copperficial, the members of the militia acting under orders of their superior assumed the position temporarily of peace officers and cannot lawfully go beyond the bounds of reasonable necessity; and if, as has been urged, the necessity did not in fact exist for the drastic measures invoked, and thereby wrongs were committed as alleged, the commander-in-chief and those of als subordinates who participated would be answerable in a court of justice, either civil or criminal as the case may be, and thereby the provisions of the constitution that those occurs shall have the right to face account shall have the right to face account and a guarantee of trial by jury applies, as this court views it, with equal country and those acting under him as well as by its plaintiff.

It follows from the foregoing considerations that the sensors are the trial to the considerations that the democracy to such may be invoked by the executive and those acting under him as well as by the plaintiff.

GOVERNOR ANNOUNCES STAND

"City Government and the Saloons

Shall Be Divorced," Says Executive. SALEM, Or., Jan. 18.—(Special.)—Re-ferring to the decision of Judge Anderson. Governor West declared tonight that martial law would be continued and the saloons would be kept closed in Copperfield until the saloonkeepers and bartenders, holding city offices, resigned and he was assured the law would bee beerved.

"I intend the city government and

"I intend the city government and the saloons shall be divorced," con-tinued the Governor. "The law must be observed and I intend to see that It is. I investigated the law thoroughly

and knew what I was doing. I have not decided what will be done with the booze that was shipped out of Copperfield, but probably will do so after I have had a conference with Colonel tween temerrow.'

Lawson tomorrow."

The precedent having been established, it is believed that it will be the policy of the Governor in future to declare martial law in cases similar to that in Copperfield. In fact, he said, just after martial law was declared there, that he would resort to the same method if he found it necessary to enforce the law henceforth.

BOND BURDEN NOT HEAVY

Farmers of Columbia Will Pay but One-Fourth of Total Cost.

ST. HELENS, Or., Jan. 17 .- (To the ditor.)-What proportion of the bur



Mrs. Elizabeth Gullikson.

GRESHAM, Or., Jan. 19 .- (Spe-GRESHAM, Or., Jan. 19.—(Special.)—Mrs. Elizabeth Gullikson, who died in Portland, January 15, and was buried here last Friday, was born in Norway February 28, 1831. With her husband she came to America in 1850, and settled in Iowa County, Wisconsin. Mr. Gullikson died in 1831, and the widow remained on the farm until 1890, since which time she lived with the children, coming to Oregon in 1907. Nine children are still living, five in Oregon, two in Wisconsin, one in Minnesota and one in South Dakota.

sota and one in South Dakota.
Mrs. Gullikson was the mother of Henry Gullikson, who met his death September 8 while moving a safe for the local telephone

den of the proposed \$360,000 bond Issue on Columbia County will fall upon the farmer? A. T.

About 25 per cent. Owners of non-tillable lands in Col-umbia County, which is mostly timber.

		ercentage of valuation of
Tilinble lands\$	911,355 535,555	Columbia Co.
14 notes and money.	41,045	025
Morses and mules	15,757	.1
Sheep and hogs	135,995	8
We are some as a second	1,776,849	9,823
% non-tillable land	2.566,795	15.85
Totals	4,743,144	25.075
Following is a re- assessed valuation of Type of assessed	Columb	in County:
matter. Val	ustion.	taxes paid.
Non-tillable lands	911,855	5.0
(mostly timber). 11 Improvements, deed-	,467,180	63.4-
ed and par'd lands	535,555	2.9
Improvenients on	748,575	4.1-
Logging roads and	681,089	8.7—
Merchandise	383,300	1.8
Farming implements	41,045	1.2
Steamboats, etc	502,820	2.5
Heat, light, power	25,000	
Notes and money	12,450	.3-
Stock shares	63,630	.4-
furniture	9,535	- W. I.
Horses and mules	119,165	1-
Cuttle	135,995	.8-
Sheep, swine, dogs.	14.365	1
Railroads 2	170,217	12.0
Express companies.	22,697	.2-
Telegraph	23,321	1
Grand total\$18	- CERNITOR	100.0
	A STATE OF THE STATE OF T	200.0
HOOD DIVER	arrio	ALC IN

HOOD RIVER OFFICIALS IN George R. Willsur Is Appointed as

City Attorney.

HOOD RIVER, Or., Jan. 19 .- (Speinl.) - With the appointment con firmed by the Council, Mayor Albert P. Reed, who succeeds E. O. Blanchard,

Demurrers to the indictment against A. P. Armstrong, County School Superintendent, and his brother, Robert H. Armstrong, charging them with furnishing information regarding a civil service examination, will be heard by Judge Kavanaugh tomorrow noon. Two other cases, one charging Superintendent Armstrong with malfeasance in office while he was a member of the city

Four Mexican Revolutionists Serve 23 Months on McNeil's Island.

NEUTRALITY LAWS BROKEN

Newspaper Men Greeted at Tacoma and Will Be Given Reception at Scattle-Were First to Raise Voice Against Diaz.

SEATTLE, Wash., Jan. 19 .- (Speelal.) - Sentenced July 3, 1912, for vioation of the neutrality laws, four Mexican revolutionary newspapermen. Ricardo Flores Magon, Enrique Flores Magon, Librado Rivers and Anselmo F. Figueroa, who were the first to dare to raise their voices in opposition to the dictator Porifirio Diaz, walked out of McNeil Island penitentiary today, each having served a term of 23 months, with full deduction for good behavior.

As they stepped into formed

behavior.

As they stepped into freedom they were greeted in Tacoma by friends and admirers, foremost among whom was William O. Owen, who, as editor of the Mexican liberal organ, Regeneracion, published weekly in Los Angeles, has carried on their work while they have been incarcerated in the penitentiary. A public reception in their honor will be held Tuesday noon in Seattle, where they will be greeted by prominent sympathizers.

These men have lived lives the desired was and a series of the series of

sympathizers.

These men have lived lives, the details and acts of which would read like the most thrilling chapters from heroic novels. Incidents of persecution, of unselfish devotion to a cause, of undaunted heroism in the face of poverty and failure, follow one another in close succession.

Rebels at Work Since 1892. Since 1892 these men have been tire-Since 1892 these men have been tireless rebels against the government of
their country. They have carried on
the fight against the various dictators
through their publications and Magon
is known as one of the most forceful
of present-day writers in Spanish. The
end of their work in Mexico came in
1903, when a decree was issued by Diaz
forbidding the publication of articles
by either of the Magons.
Ricardo Flores Magon is known to
his fellow-countrymen as the father of

Ricardo Flores Magon is known to his fellow-countrymen as the father of the Mexican revolution which is being fought so bitterly. For writing articles and speaking against the all-powerful Diaz he was thrown into jail for the first time in 1892. With his brothers, Eurique and Josis, who subsequently became Madero's Secretary of State, he founded the weekly publication, Regeneracion, in Mexico City, in 1900. In 1901 it was suppressed and the brothers thrown into prison.

in 1900. In 1901 it was suppressed and the brothers thrown into prison.

Then came the revolutionary convention at San Luis Potosi in 1901, where Ricardo Magon first came into touch with Librado Rivera, leader of the liberal party. Together they started the publication Excelsior, for which Ricardo. Enrique and Rivera were again thrown into prison in 1903. A decree was entered forbidding the publication of any writings of these revolutionary newspapermen in Mexico.

All Ferced to Onic Counter.

All Ferced to Onic Counter.

All the Congregations Will Unite at Vancouver Meetings.

All Forced to Quit Country.

As the only men in Mexico who had dared to raise a voice against Dias, they were forced to leave the country.

A long series of arrests by United States authorities followed until finally they were found guilty in Los Angeles of violating the neutrality laws and were sentenced to 18 months at Yuma and Florence, Ariz, prisons.

They were released in 1310 and were given an ovation in Los Angeles. Un-They were released in 1910 and were given an ovation in Los Angeles. Undaunted by their imprisonment, they again started to publish Regeneracion. Anselmo Figueroa had become editor and on June 14, 1911, the four were arrested and later were sent to McNeil Island penitentiary for terms of 23 months each for violation of the neutrality laws. This term expired today. Mr. Owen makes no definite statement of the future steps to be taken by the Magons in their fight for the liberation of the Mexican masses. He said that he thought they would lose no time in returning to Mexico. They expect to start a lecture 'our, visiting various Coast points between Seattle and Los Angeles, and will address a meeting in Fortland Wednesday evening at Arion Hall, 231½ Oak street, on the subject, "The Mexican Revolution." ing at Arion Hall, 231 % Oak street, on the subject, "The Mexican Revolution: Its Causes and Results."

NEW TYPE OF CRAFT ASKED

Shallow-Water Surf Boat Requested for Point Adams Station.

HAMMOND, Wash., Jan. 10.— (Special.)—Captain Oscar E. Wicklund, of the Point Adams Lifesaving Station, has forwarded a request to Washington, D. C., for one of the new Beebe-Mc-Clellan power surf boats. Captain Wicklund's request has been approved by the San Francisco office, and it is expected that it will be granted.

The Beebe-McClellan type of life-saving boat draws only it inches of saving boat draws only 18 inches of water, and is equipped with a 10 or 12horsepower engine. Captain Wicklund says that much help could be given fishermen in distress with this craft.

COLDER WEATHER PLEASES

Hood River Fruitgrowers Relieved by Cessation of High Temperature.

ent Armstrong with maiteasance in ofnce while he was a member of the city
civil service board, and a second charging him with accepting a bribe, will
come up for trial probably next week.

HOOD RIVER, Or., Jan. 13.—(Specivil service board, and a second charging him with accepting a bribe, will
come up for trial probably next week.

BOTTLED ONLY AT THE SPRING, NEUENAHR, GERMANY, AND ONLY WITH ITS OWN NATURAL GAS.

The Spring from which the Whole World Drinks.

ful lest the continuation of warm weather would cause the buds of the apple trees to swell and that a severe cold snap later would be disastrous not only to next year's crop, but also might kill many young trees. The Hood River Valley has never suffered any loss of its apple crop on account of frost.

COLONIST RATES DECIDED

William McMurray Predicts Usual Movement of Tourists This Year.

William McMurray, general passenger agent of the O.-W. R. & N. Company, returned last night from Chicago, where he attended a meeting of the go, where he attended a more Associa-Transcontinental Passenger Associa-

tion.
The association has arranged for the

VICTIM OF HEART DISEASE WHO IS TO BE BURIED ON WEDNESDAY BY MASC



Bruce E. Van Voorbis. B. E. Van Voorhis, who was found dead in bed at the home of a friend in Arleta Sunday morning, was a member of the Modern Woodmen of America and the Hawthorne Lodge, No. 111, A. F. and A. M., which will conduct the services at the Crematory on Wednesday, January 21, at 2 o'clock. Friends have been invited to attend. Mr. Van Voorhis left a widow. The two formerly lived at 545 East Thirty-ninth street.

usual colonists' rates from Eastern and Middle Western points to the Pacific Coast, effective about April 15, and passenger officials look for a steady

movement.

In spite of the tendency of travelers to postpone intended trips to the Coast until next year, when they can visit the fair at San Francisco, Mr. McMurray predicts the usual volume of tourist travel to the Northwest this year.

WEEK OF PRAYER IS ON

cial.)—The entire week will be one of pension of \$10 monthly at the December of churches in this effective the compared to the

Baptist will talk on the topic, "Seeking to Walk With God."

Thursday evening, at the First Baptist Church, the Rev. J. M. Canse, First Methodist, leader, will speak on "Working With God." Friday evening, at the First Christian Church," the Rev. T. H. May, Congregationalist, will be the leader, with the subject, "All Working Together Today for the Peter."

GAMBLING ORDER ISSUED Logger at Aberdeen Reported Loser

day for the Better Tomorrow,'

of \$1400 in One Night. ABERDEEN, Wash., Jan. 12.—(Special.)—Chief of Police Seaman today gave orders to the members of his force to enforce strictly the law against gambling

It is alleged that gambling has been prevalent in Aberdeen saloons and small cigar stores during the past month, and that loggers have lost hundreds of dollars. One logger is reported to have lost \$1400 in a single night's

County Has Only One Pensioner. LAKEVIEW, Or., Jan. 19 .- (Special.) Under the new widows' pension act created by the last Legislature there has been but one pension granted in Lake County, that being in the case of Mrs. Pearl May Rona, of Fort Rock

PROMINENT CITIZEN OF SEATTLE ENDORSES IT

Former Member of the Washington State Legislature Tells of Plant Juice Tests.

The following testimonial from a well-known citizen of Seattle will be read with interest both here and elsewhere. Mr. J. O. Williamson, who resides at 121 East Fifty-seventh street, this city, came from Maine in 1850, and is one of the oldest and best-known citizens of Washington. He was a member of the Legislature in 1861, and again in 1866 from Kitsap County. Mr. Williamson said:

"I am going to take home another bottle of Plant Juice for my wife. She underwent a severe and complicated surgical operation some time ago, and she has never fully recovered her health. She was badly run down and her nerves were very weak. We have found Plant Juice to be the best tonic she has ever tried; it gives her strength and acts nicely on the nervous system. We are both well pleased with it."

As a tonic and vitalizer nothing equals Plant Juice. It tones up the entire system, soothes and strengthens tired nerves: it aids digestion and gives rest to the appetite; it clears the blood of all poisons, cleanses the liver, relieves constipation, leaving the bowels in a healthy normal condition. Women who are nervous, depressed, blue and have headaches, pains in the back or joints, have poor circulation, with hot flashes and dizzy spells and feel tired and worn out, will find that Plant Juice will give relief at once. For sale at The Owl Drug Company's stores,—Adv.



Certified Advertising

Something New in the World of Publicity

A Way to Eliminate Fake Advertising and Increase the Results for Legitimate and Truthful Advertisers

BEGINNING today, we introduce to the publicity world what has been appropriately named Certified Advertising.

An advertisement is, or should be, a truthful statement over the signature of an individual, business concern or institution seeking publicity.

The wise advertising man back of a successful firm or corporation realizes that he must be sure of the facts regarding the concern and its product about which he has to write and that exaggeration must not take the place of actual facts.

The undersigned agency specializes on analysis. The men of this agency are trained to accurately arrive at conclusions in any business proposition and present its actual merit to the public; and the newspapers of the United States have formally enfranchised this agency to perform such services.

Therefore, the services of this agency will hereafter be available to advertisers (without extra charge) to investigate and certify as to the truth of their advertising. Certified advertising will be known by this mark.....

To insure the highest standard of integrity and skill in the production of Certified Advertising this agency will be assisted by a consulting board of experts, composed of specialists in every branch of endeavor, whose names will be made public in due time.

We have certified documents and statements in many other matters; we have certified accountants, certified milk, certified newspaper circulation; and all these are considered quite proper. Why not have certified advertising? The confidence of the public in advertising will thus be increased, and every user of "certified" advertising should secure increased results. Inquiries cordially, invited.

FREDERICK HYSKELL & SON, Inc. Advertising Agency

Main 3477

Title and Trust Building

A-7765

FAR VISION

Without Lines

in the Vision

PEERING OVER

YOUR GLASSES

indicates a need of bifocal

lenses-perfect far and near

vision in the same pair of

-Many bifocal lenses have a di-

vision line in the lens which is

not only disfiguring and annoy-

ing to the wearer but also conveys to most people the idea of

-Our invisible bifocal lenses do

not have this division line and

to the casual observer are in-

distinguishable from an ordi-

nary lens, but they enable you to read or see distant objects

We design and manufacture gen-

uine Kryptok Lenses in our own

THOMPSON

No More Deadly

Sewer Gas

need be poured out

under our noses. Portland Glazed Ce-

ment Sewer Pipe

has come to stav-

and to endure also.

so that disintegra-

tion and poor con-

nections are trou-

bles of the past.

MAZED CENEN

OPTICAL INSTITUTE 209-10-11 Corbett Bldg., Fifth and Morrison.

advancing age.

factory on premises.

perfectly.

KLICKITAT, Wash., Jan. 19 .- (Special.)-While feeding chickens on their Appleton ranch last week, Mrs. A. Gauch was startled to find a large wildcat in the run. Hastening to the house she procured a .22 rife and, returning, succeeded in slaying the animal after two shots. The cat weighed 20 pounds.

Bishop Is Hood River Visitor.

Woman Kills 20-Pound Wildcat.

eial.)—Bishop O'Reilly, of Baker, who has been here visiting the local congregation of the Reman Catholic Church, will leave in a month for a visit in Rome. This will be his second visit to the Holy See. He was editor of the Catholic Sentinal in Portland of of the Catholic Sentinel in Portland at

Co-eds Dedicate Oregon U. Big Tank. UNIVERSITY OF OREGON, Eugene, Jan. 19.—(Special.)—The new swimming tank in the men's gymnasium of the University of Oregon was dedicated today by the co-eds, who were given the first chance to take a regular

HOOD RIVER, Or., Jan. 19 .- (Spe- plunge

"Our passengers are our guests"

VERY man on every train of ours keeps that thought in mind. We want you to enjoy the Baltimore & Ohio. We do all we can to give you comfort; Nature has provided scenic attractions which give you miles and miles of interest.

Select the Baltimore & Ohio to Washington and New York

Whether your trip is one of business or pleasure, see that your ticket reads via Baltimore & Ohio from Chicago east. Liberal stopovers permit you to make it a vacation in itself, if you prefer. Write us for interesting booklets covering the historical spots of the route.

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No. 6—New York Limited — Leaves Chicago 5:45 p. m. Drawing room sleeping cars and observation parlor car. These perfectly appointed trains are electrically equipped, complete in appointments, of strictly modern construction, with exceptionally good dining car service.

Other high-class through trains leave Chicago at 8 a.m. and 9:30 p.m. All trains leave from Baltimors & Ohio Station, Fifth Avenue and Harrison Street. D. L. MRLVILLE, Traveling Passenger Agent, 208 Hinckley Building, Scattle, Wash. H. C. PICULELL, Pacific Coast Agent, San Francisco, Cal.

Baltimore & Ohio



NORWAY

MAY, 1914

You will surely go to Norway for the great homecoming festivities in May

SPECIAL STEAMSHIP EXCURSIONS

Special train service from Pacific Coast points to the Twin Cities via the Northern Pacific Railway. On arrival in the Twin Cities passengers from the Pacific Coast will join with passengers booked from points throughout the Northwest in one grand party, leaving the Twin Cities May 4th.

The "Sons of Norway" and the different "Bygdelag" have chartered the fast steamer "St. Paul," leaving New York May 7th, 1914, direct to Caristiana. The S. S. "St. Paul" will use the "Channel Route," calling at Cherbourg, France, and Southampton, England, to deliver mail for Paris and London.

For further particulars and reliable information apply to any Northern Pacific Agent A. D. CHARLTON

Assistant General Passenger Agent Northern Pacific Railway, Portland, Or. Or to the following committee of the "Sons of Norway";

LARS O. HAUG, Secretary, S. O. OLSTAD, General Manager, 350 Temple Court, Minneapolis, Minn. Minneapolis, Minn.