

SELLING AND RUSK ARE ELECTED

Salem, Ore., Jan. 9—Jerry P. Rusk of Joseph, who is joint representative of Union and Wallowa counties, was elected speaker of the Oregon House this afternoon by a vote of 35 to 22. Eaton and Thomson withdrew.

Salem, Jan. 9—Ben Selling of Portland was elected president of the senate against Jay Bowerman by a vote of 17 to 8. There were no other nominees and the Bowerman nomination was merely perfunctory.

Salem, Ore., Jan. 9—The Oregon legislature convened this forenoon and affected a temporary organization with Buchanan of Douglas county speaker of the house and Parrett of Washington county, as temporary president of the senate. Acting governor Bowerman has given up the fight for the presidency of the senate. Ben Selling of Portland has four votes and expects to get four Democrats on second ballot.

Means Rusk no Doubt.
The swinging of the Bowerman forces toward Ben Selling lets down the bars to Jerry P. Rusk and at noon today it was conceded in the corridors of the house that the Joseph man is assured the gavel job in the lower house.
Since last night when Bowerman practically admitted his defeat, Rusk's forces have been augmented in numbers and today it is freely admitted that he has the Multnomah delegation, the key to the situation, for with the Eastern Oregon contingent, practically solid behind him, Rusk

BANK FAILURE IS NOT HARMFUL TO MONEY

MORGAN, LOEB & KUHN AND OTHERS FILE CASH HIGH.

Banks Fairly Groan With Gold When Doors Opened This Morning.

New York, Jan. 9—Money kings of Wall Street today were prepared to meet the closing of Carnegie Trust Co. Great stacks of currency on the desks were seen today when the banks opened. Reassuring statements were issued today by J. P. Morgan and under his direction the Equitable Trust company is preparing to take over Madison Trust company while Morgan personally assumed the responsibility for obligations in the Nineteenth and Twelfth ward branches. He has ordered their securities replaced by actual cash. Morgan & Co., Kuhn, Loeb & Co., the Standard Oil company and other big institutions will stand their ground until the flurry passes. Western and southern banks affected by the closing will be cared for by New York banks.

An incipient run was strated on the Nineteenth ward bank today. Three hundred persons gathered before the opening and were ready to draw their money. As they lined up trucks bearing money drew up and the depositors were paid as rapidly as they reached the paying teller. Bradley Martin, Jr., president of the bank said the run was of no consequence and that he would pay off as rapidly as the depositors asked for it.

has little danger before him now. Bowerman's defeat brings a western Oregon man into the presidency, provided of course that Rusk is elected.

SWEEPING MEASURES PLANNED

Regardless of Initiative Measures, New Reform Movements Are Bids.

Salem, Ore., Jan. 9—Although Oregon through the initiative at the November election enacted some most important reform legislation the twenty sixth session of the legislature which convened here today, will also see the introduction of many sweeping measures from present indications. The chief doubt now is whether the legislature will prove as radical as did the voters in November.

In November the voters adopted a stringent employers liability law, a three fourths jury law for civil cases, a presidential preference measure and started after the single tax system through an introductory measure.

The legislature will pass upon physical valuation of railroads proportional representation, a state corporation commission, with powers to relieve abuses even in city public service corporation, a sweeping highways measure, that intended to make Oregon the good roads state of the nation in ten years, and a number of other measures of state importance, if not of national interest. These are to occupy most of the session at Salem this year and while much of this legislation may not pass it is believed that no corporation measures or laws weakening any of the initiative system already in force or effect, will be adopted.

AEROPLANES DAMAGED.

Rain Does Much Damage in San Francisco Meet.

San Francisco, Jan. 9—Rain today not only put a stop to the aviation meet here but entailed a serious loss to aviators through damage by moisture to the machines. More than a dozen aeroplanes were exposed for hours in a leaky open-ended hangars. They suffered at loosened joints used. The wings were most badly affected.

Glenn Curtiss' standard machine is ruined and Brookings and Parmalters' are damaged.

COAST SAVED BY SMALL FLEET OF CRUISERS

MIMIC WAR ENDS IN DEFEAT FOR INVADING FORCES.

Sixteen Battleships Intercepted and Play War is Ended.

Washington, Jan. 9—In a 7-days game of hide and seek, seven cruisers, constituting the "defenders" scored a victory today over 16 battleships of the attacking fleet in the navy game.

A wireless from Rear Admiral Stanton, commanding the defenders, to the navy department today said the battleships were intercepted enroute to Guantanamo. This is equivalent to a capture, so the Atlantic seaboard is saved from an attack now.

HORSES KILLED IN FENCE

Two Valuable Animals Dead and Others Badly Hurt in Fence.

Two horses owned by Fred Gaskell and sired by "Al Kinney" and considered to be one of the choice pieces of horse flesh in the valley, were killed this afternoon and three others were badly cut up when the herd mixed with a wire fence. Dr. Charlton was called to the scene, but the two animals were dead before he reached them. The others may survive.

PRACTICE CODE CHANGED BY BALLINGER

"RED TAPE" IN LAND OFFICE PRACTICE CURTAILED—EFFECTIVE FEBRUARY 1.

HOMESEEKER IS HELPED

Ballinger Reduces Cost of Contests and Eliminates Speculators—Collusion Impossible—New System for Serving Contest Notices—Other Important Changes of Importance.

Important changes in the rules of practice in the United States land offices, effective Feb. 7, 1911, have been made, according to advices received at the local land office. The new code has been prepared with a view of reducing the work commenced with the handling of contests in the local offices and reducing the costs to persons desiring to contest abandoned entries in order to secure the land for the purpose of establishing a home. By means of an oath, a more effective manner of reaching those filing collusive contests is provided. The professional locator who often files many contests in order to sell his preference right to enter the lands; he has successfully contested the entries is entirely eliminated. A brief statement of the important changes in the rules has been prepared by Receiver, C. R. Eberhard, of the local office. It follows:

Contests Must be Qualified.

The first important change is that making it a prerequisite to the filing of a private contest that the person instituting the proceeding be qualified to enter the land and this fact he must set forth in his affidavit of contest, together with a statement of the character of filing he intends to place on the land, if successful. A contestant must also swear that the proceeding he asks to institute is not collusive. Otherwise, the requirements at the time of filing the affidavit of contest are practically the same as at present. Equally important is the change in the form of the notice or summons issued to the defendant. Heretofore this notice informed the defendant that at a certain time and place a hearing for the purpose of taking testimony in the contest against his entry would be had. And regardless of whether any appearance was made by or on behalf of the defendant, the testimony of at least two witnesses was required to be taken for the consideration of the land office; while under the new practice, the notice will state "that unless the adverse party appears and answers the allegations of said contest within thirty days after service of notice upon him, the allegations of said contest will be taken as confessed." Under present practice usually either officers of a local office alone issue the notice; under the new practice, both are required to sign the notice.

New Manner of Service.

Heretofore it has been the usual mode to serve the defendant with the notice of contest by delivery of the same to him in person, if he could be found in the state in which the land lies; otherwise, by publication in a newspaper. The new rules provide that the notice may be either handed to the defendant in person by any person over 18 years of age, sent to him by registered mail, or published in a newspaper within the county in which the land is located, and when the latter method is used copies of the notice must also be sent the defendant by registered mail to the post-office nearest the land, the address of record in the land office and at the present address of the defendant, if known. When service is not made by publication, a copy of the original affi-

HON. JERRY P. RUSK.



Joseph Solon Who Was Elected Speaker of the House Late This Afternoon by a Substantial Vote, He is Joint Representative from Union and Wallowa Counties. This is His Second Term of Office.

TERRIFIC WIND STORM POUNDS PACIFIC COAST--SHIPPING AT A STANDSTILL; TOWNS SUFFER

Portland, Ore., Jan. 9—Extending from the northern line of California to British Columbia, a gale is sweeping the Pacific coast today. It was the worst last night and the weather conditions are now improved. All wires in Northern Washington are down. Shipping is at a standstill.

The gale blew 56 miles an hour last night, moving eastward. A cold snap is following and will probably last several days.

The gale began yesterday and was accompanied by heavy rains along the coast. Vessels were driven to shelter. At Seattle signs were blown down and windows broken by a 50 mile wind. At Portland a 30 mile breeze drove a blinding rain down the streets and cleared them of people quickly. It is expected that the center of the storm has worked eastward as the wind is shifting and so will diminish. A cold wave is working down from Alaska and British Columbia; it is already felt at Seattle today where a twelve degree drop was registered this morning.

DOPE STORY FAKE SAYS NEGRO

WILLING TO FIGHT AGAIN JUST TO PROVE IT.

Would Not Require Enormous Purse Either to Stage the Go.

Chicago, Jan. 9—Peeved at the stories that Jim Jeffries was doped before the Reno encounter, Johnson today offered to meet Jim in a return battle. He said he wants to prove the dope yarn is a fake. He said he would demand a good purse but nothing unreasonable.

David of contest must also accompany the notice of contest, which in this respect is similar to the practice of serving a copy of a complaint with the summons in an action at law under the Oregon code. It is also provided that no contest proceeding shall abate because of any defect in the manner of service where in any case it is shown that a copy of the notice actually came into the hands of the defendant. In case the defendant makes and files his sworn denial of the charges, it is provided "that the register and receiver will forthwith fix time and place for taking testimony and notify all parties thereof not less than 20 days in advance of the hearing."

Trial Procedure Unchanged.

There is no material change in the procedure at the trials, except the power to summarily stop irrelevant examinations by attorneys if broadened and authority to exclude witnesses not testifying is expressly given local officers, though such power has been exercised here for many years when occasion arose.

Costs Taxed Equitably.

The most important change is in the manner of taxing costs in all cases except private contests where a preference right is to be exercised. In the latter event, the contestant will continue to pay all costs, though it will be borne in mind that the new procedure will in all those cases where

MRS. SELDER IS BURIED

REMAINS SHIPPED TO COVE AND FUNERAL YESTERDAY.

Large Number of Friends and Acquaintances Pay Last Tribute.

Cove, Jan. 9 (Special)—Funeral services of a simple nature were held Sunday over the remains of Mrs. J. M. Selder, wife of County Commissioner Selder. The body was shipped from Portland where the demise occurred Friday morning at Cove.

A large number of friends and intimate acquaintances who have lived with Mr. and Mrs. Selder during their long sojourn at Cove, attended the funeral services.

no appearance is made by the defendant eliminate any fees for taking testimony or necessity for the employment of an attorney, except to prepare his original papers. In all other cases each party must pay the cost of taking the direct examination of his own witnesses and the cross examination on his behalf of other witnesses. The cost of noting motions, objections, and exceptions must be paid by the party on whose behalf the same are made. In this respect in particular will the burdens of extended and in many cases useless cross examinations be transferred from the party offering the witness to the party making the long examination.

Only in minor respects are the other rules in force changed and those would be of no particular public interest.

New Steamer Affre.

Seattle, Jan. 9—While the steamer Flyer was making its first trip today for Tacoma a fierce fire was discovered in the forward hold. The passengers were quieted and the steamer rushed back to Seattle with an immense volume of smoke outpouring. None were injured and the flames were subdued by a fireboat.

OLYMPIA SOLONS FACED BY BIG MEASURES

ADVANCE LINEUP OF WORK INDICATES SESSION WILL BE A BUSY ONE

SHORT BALLOT PROPOSED

Concept Laws Will be Changed if Possible—Manner of Electing Senators to be Copied After Oregon Method Say Senators—Home Rule Bill Also to Come Up for Final Action for Second Class Towns.

Olympia, Wash., Jan. 9—With enough work already outlined to last the session the Washington state legislature convened here today, for its biennial session.

Among one of the first questions of importance to come up before it will be the consideration of several proposed measures put forward with the view of limiting the power of the courts to punish for constructive contempt. The outcome of legislation in this regard will be watched closely as a result of the sentiment which grew out of the action of Judge Gilliam who sentenced two editors of the Seattle Star to jail because they criticized his action in issuing an injunction. Judge Gilliam held that the editors were in contempt because they published a criticism of the court while the action was still pending. The measure already proposed and which will be put before the legislature are aimed to curb the arbitrary power of the courts to punish for criticism made outside the courtroom.

Another matter of statewide interest will be a proposal to restore the nomination of justices of the Supreme court to the direct vote of the people. This privilege was taken away during a special session of the legislature in 1909. The second choice provision of the primary election law will also be subject for considerable debate. Many legislators are in favor of enlarging the scope of all elective offices while others are announced champions of the movement for the entire elimination of the provision.

Labor interests will present several matters for action. Among them will be a proposal for an eight hour law for working women and more regulation of child labor within the state. The employers compensation act, fixing a minimum and maximum sum for personal injury, that can be recovered as damages in another proposition advanced in labor's case.

As a result of the recent meeting of the mayors of the cities and towns of Washington, held at Seattle, the legislators will be asked to give cit-

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BALLOON IS LOST IN SKIES

HEAVY WIND BLOWING MAY HAVE CARRIED IT ABRIST.

Eastern States Urged to be On the Lookout for Air Craft.

St. Louis, Jan. 9—The balloon St. Louis No. 4 which sailed from here yesterday is being hunted for by the St. Louis aero club officials. A south-westerly wind is blowing almost a gale and it is believed it carried the balloon over Pennsylvania. All eastern states have been asked to be on the lookout. The balloon carried J. Cowan Hulbert, pilot and Paul McCullough, aide. They had provisions for seven days.