STATE CONSTITUTIONAL CONVENTION BILL WILL NOT BE PASSED

Bills Killed in the Senate.

SALEM, Or., Jan. 31 .- (Special.)-The

tollowing Senate bills were killed today

S. B. S5, by Bowerman-To amend the

s, B. 166, by Brownell-Conferring juris-

S. B. 189, by Smith-To abolish the Do-

mestic Animal Commission and the office

THE DAY IN THE HOUSE.

Resolution to Investigate the Lewis

and Clark Fair Is Withdrawn.

SALEM, Or., Jan. 31 .- (Special.)-The

H. C. R. 18, by Welch, to investigate

H. B. 77, by Mayger, to create county

S. C. R. 20, by Rand, for a joint assem-

H. B. 156 (substitute), by Sits, to tax for-eign sheep, was passed.

H. B. 166 (substitute), by Richie, to amend code on registration in precincts,

was defeated, but re-referred to commit-

ee on elections.
S. B. 31, by Rand, to abolish office of Re

corder in Baker County, was reported fa-

S. B. 22 by Rand, to increase the salary

of the Deputy County Clerk of Baker County, was reported favorably. H. B. 257, by Mayger, to provide special

fund in Columbia County, was reported

ment and taxation of livestock, was re-

conferred with a similar committee of the Washington Legislature on concur-

rent saimon legislation on the Columbia River, reported yesterday, was adopted.

Penitentiary, adopted by the Senate yes-terday, was adopted.

S. B. % by Malarkey, to authorize the Lewis and Clark Fair to condemn private

property, was passed. S. B. 65, by Sichel, to prohibit forging

counterfeiting railroad tickets,

S. B. 20, by Croisan, to regulate fee for

S. B. 22 by Croisen, to amend the code

on trial by fury, was passed.

S. B. 2, by Maiarkey, to amend the code

on recording of deeds and mortgages,

New Bills in the House.

bills were introduced in the House today

H. B. 293, by Bingham-To amend charter

of Cottage Grove, Lane County. H. B. 294, by Dobbin-To prevent spread

ing of noxious weeds along irrigation

H. B. 295, by West-For an act to enable

H. B. 296, by Richie-To prohibit sale

Irving L. Ragsdale in sum of \$299 for in-juries received in military duty.

H. B. 298, by Cooper-To incorporate To

H. B. 299, by Gray (by request)-To pro

hibit the granting of authority by cities or counties to carry on gambling. H. B. 300, by Munkers—To safeguard life

H. B. 302, by West-To authorize munic

palities to condemn water works and sys

DEPOSIT OF STATE FUNDS.

National Banks Offering Highest In

terest to Be Chosen

SALEM, Or., Jan. 31.-(Special.)-Seng-tor Kuykendall today introduced a bill

providing that funds in the State Treas-ury shall be deposited in National Banks of not less than \$50,000 capital, the banks

to be selected by the Governor, Secretary of State and State Treasurer, after re-

ceiving proposals from the several banks. Those banks are to be given most favorable consideration which offer the best

of school districts of the first or second

the State Treasurer to loan or deposit

money except according to the provisions of this act, and relieves him and his bondsmen from any liability for the loss

Changes in Albany Charter.

SALEM, Or., Jan. 31.-(Special.)-The clause in Albany's new city charter

which prohibits an appeal from the City Recorder's Court, and which is said to have been inserted as a blow to the li-

charter was written by City Attorney

Sox, on order of the Council, and was the subject of fierce debate tonight.

Those who fought the charter clause were: J. R. Wyatt, Gail S. Hill, George

W. Wright, W. K. Bllyeu, J. J. Whitne

Certificates for Working Children.

SALEM, Or., Jan. 31.—(Special.)—The House committee on education tonight formulated a recommendation that Bailey's bill amending the child-labor

Balley's bill amending the child-labor law be passed. The bill provides a system of certificates between school author-lites and employers of children under is years. By it children may work in vaca-tion without premits and in family finan-

cial emergencies. The committee also recommended that Gray's bill for one

board of regents for all the State Nor-

Fraudulent Voter to Penitentiary.

last year, was today sentenced by Judge

Lawler to three years' imprison the San Quentin State Prison.

SAN FRANCISCO. Jan. 31. - Charles

man, recently convicted of fraudu voting at the primary election held

of funds on deposit.

The bill makes it unlawful for

rate of interest upon daily balances

and property on public roads

ing to appeals from Justice Courts.

SALEM, Or., Jan. 21 .- (Special.)-New

deeds, mortgages, etc., was

The report of the joint committee on

was adopted on the suspension

H. B. 237, by Dobbin, to provide

Umatilla County

as follows:

Anderson in rank, was adopted.

the Lewis and Clark Fair, was

use was called to order at 10:15 A. M

by indefinite postponement.

proceedings.

Dr. Hermann.

was rejected.

WOULD HAVE PEOPLE MOVE

Emergency Clause Would Be Necessary to Have Measure Operative in Time, and This Expediency is Doubted.

SALEM, Or., Jan. 21.-(Special.)-That the Legislature will not pass the bill for nstitutional convention was evident the Capitol today. A poil of both uses shows a majority against the bill in each. This morning the House of Representatives rejected a concurrent resolu-tion of the Senate for a joint assembly temorrow for discussion of the convention proposal, thus demonstrating plainly the opposition of the lower body to the

In the Senate 16 of its total 30 votes are peeded to pass any bill; in the House 31 of This virtually means that 15 noes in the Senate can defeat any bill and 30 noes in the House. Fifteen members of the upper chamber oppose the convention bill, 11 support it, 3 are in doubt, and 1 is absent. In the House 36 oppose the meas-

ure, 12 support it, and 12 are in doubt.

The convention sentiment reached its high-water mark late last week, and has been ebbling over since. Today's subsidence from yesterday's mark was very ate resolution for a joint assembly was rejected by the House without so much as a voice being raised in protest. Whereon all members felt the convention boom had burst, an appreciable clearing of the atmosphere followed, and the members of the Legislature were free in ventng their objections to the bill. Most of the legislators believe that the

constitution needs changing in numerous particulars, but the ruling opinion among them is that if the people desire a convention or wish to make alterations themselves they can do so, under the initiative. In order to elect delegates next June, the bill would need an emergency clause in order to make it opera-tive in time for nominations, but the opinion of the legislators is that there is no demand for haste in the calling of a convention. The Legislature may submi question of calling a convention to the electors in the general election of June, 1906, and the bill to that end may carry the \$50,000 appropriation, but the members wish the people to share the responsibility of enacting the bill.

Besides the \$50.000 appropriation, one of the chief grounds of objection to the bill is the provision which gives appointment of 30 of the convention delegates to the Supreme Court. This provision strength-ened the bill in some quarters, but weakened it in many more. The opinion of the legislatore is that 90 decigates would be too many, and that, whatever the num-ber, they should all be elected by the

Among Democrats the word has been passed around that the Governor would velo the bill unless it were submitted to the referendum. The poll of the Senate and House showed the following align-

Noes-Avery, Howerman, Carter, Coshow, Crolsan, Haines, Hobson, Howe, Laycock, Miller, McDonald, Nottingham, Pierce, Smith, Wright-15.

Ayes-Booth, Brownell, Coe, Coke, Farrar, iodson, Maiarkey, Rand, Whealdon, Kuykendall, Loughary-11. Absent Mays -1. House. Doubtful-Tuttle, Sichel, Holman-3.

Noes-Fawk, Hermann, Bailey, Linthicum, Jagger, Steiner, Kuney, Donnelly, Newell, Blakley, Kay, Flint, Cole, Sitz, Smith of Josephine, Dobbin, Carter, Munkers, Settlenier. Miles, Calvert, Cavender, Barnes, Fawter, Henderson, Burgess, Edwards, Killingsworth, Burns of Clateop, Sonnemann, Gray, Huntley, Griffin, Jackson, Richle, Cor-

Ayes - Chamberlain, Bingham, Cooper, Crang, Hudson, Welch, Smith of Baker, Jayne, Capron, Burns of Coos, Bramhail, Mayger-12.

Boubtful—Caldwell, Mur. Mills, Mears, Holcomb, Shook, Colwell, Laws, Graham, McLeod, West, Von der Hellen—12. That municipal corporations may con-

demn water systems of individuals and private corporations within corporate lim-"and in territory adjacent thereto." Representative West introduced a bill to-day. The bill specifically exempts irriga-tion companies, and is intended to aid municipalities in creating public water

Electric bells at railroad crossings is the object of a bill introduced today by Representative Munkers. The bells are to be "of sufficient weight and sound to be heard distinctly 100 yards from said track and are to be placed "at every crossing where a public road, easnent or low crosses such railroad, where he view is obstructed either way up or down the said tracks by timbers, curves, ntains or other obstruction

A second bill to pay a member of the militia for injuries received in military duty at the militia encampment at American Lake last July was introduced in the House this morning. The beneficiary is to be Irving L. Ragsdale. The sum appropriated is to be \$399.

bill has already passed the House to reimburse L. H. Mendell in the sum of \$94 for injuries received at the same en-

The House committee on mining to morrow will recommend the passage of Representative Bingham's bill for re-Heving such mining companies of the anual license tax as have an annual output of less than \$1000.

Senator Malarkey today introduced bill which provides that no action or suit for the recovery of land sold for taxes, except where the tax was paid before sale or the land redeemed after sale, shall be commenced or maintained unless commenced within six months after the pass of this act or within three years affer the purchaser at the tax sale became entitled to a deed.

## FLAW IN REGISTRATION BILL.

#### Measure Sent Back to Committee for Correction.

SALEM. Or., Jan. 31 .- (Special.) -- Smith of Josephine celebrated his return to the House this morning by showing up im-portant defects in Richle's registration bill, with the result that the bill was defeated in its present form and sent to the committee on elections for material

"At present voters are required to register in the same precinct year after year," said Richie. "This bill provides that when a voter has once registered and remains in the same precinct, he need not

declared that a voter might be dead or living in another precinct, but that, under this bill, his name would still be carried on the books, causing endless confusion. Muir of Multnomah said that,

POLL SHOWS DEFEAT | though chairman of the committee which had recommended the bill, he realized that Smith was right. "These defects exist, and I go not believe they can be cured," said he.

Chamberlain, ex-County Clerk of Uma-tilla, said that, from his experience it was impossible to remedy such defects. Settlemeir of Marion declared that the bill was as good as possible to make it. and that it would relieve a great number

of rural voters.

Hudson asked for an amendment that would affect Multnomah County. The bill was defeated by a vote of 25 to 15. Kay changed his vote from "aye" to "no" that he might ask that the bill be re-referred to the elections committee with instruc-tions to amend the bill, so that it would meet the objections. The sentiment of the House was that some such bill be

## SENATE PAGE A JESTER. Introduces a Bill That Wakes Up Ab-

stracted Members. SALEM, Jan. 31 .- (Special.) -- Senate pages are rapidly getting familiar with the ways of legislatures, and one of them incorporated his ideas in a bill which he sent to the clerk's deak today.

The bill is by L. F. Alderson, of Multnomah County. It is as follows: That the pages have one desk and 200 stamps and 500 wrappers apiece, and each page be provided with one chair like the

And each page have 1 private stenog-And each page be provided with all aricies necessary to carry on their business. And if a page gets tired of his stepographer he is at liberty to take another in

When the bill was read many of the Senators were deeply buried in work, but gradually began to realize that something extraordinary was happen-ing. As he heard the last few words of the bill, Senator Howe arose and demanded:

"Who introduced that bill?" A general laugh followed when it was announced that Senate page Alderson was the author. The clerk gave the bill the number 299, and no further action was taken.

Attorney-General Crawford is drafting a general bill for protection of sal-mon. The provisions as to the Co-lumbia will follow the recommendations of the special committees of the Oregon and Washington Legislatures, and as to other streams will follow wishes of the several Legislative delegations.

#### TAX ON GRAZING SHEEP. House Passes Bill Affecting Flocks on Summer Range.

SALEM, Or., Jan. 31.—(Special.)—To tax outside livestock that came into Oregon for Summer range a bill of Rrepesentative Sitz passed the House this morning. It provides that all sheep driven into the state for pasturage shall be taxed 20 cents a head, and 5 cents a head shall be paid for each county through which the sheep are driven. The stock inspectors are to collect the taxes, their wages while so employed to be also charged against the

If the tax is not paid, the stock inspec tors shall take possession of the sheep and publish notice. Within ten days the owner may redeem them by paying the taxes and all expenses. The stock inspectors are to order deported from the state any diseased or unhealthy sheep. For each day that the sheep are detained after the order is presented he may be forced to pay a fine of \$5 a day. forced to pay a fine of 155 a cay.

In urging the passage of the bill, Sitz declared that thousands of sheep were driven into Malheur and Harney Countles every year from Idaho, Nevada and

California. Their owners are Italians, who pay no taxes, spend no money in the community, but because of the difference season in the states are able to put The bill went through with but one or

two dissenting votes. The provisions of the measure do not apply to sheep brought into the state for Winter feeding during November. December, January and February, or to stock being shipped

### PRESIDENT SENDS GOOD WISHES Regrets Inability to Attend the Lewis and Clark Fair.

SALEM. Or., Jan. 31.-(Special) President Roosevelt would like to visit the Lewis and Clark Fair, but does not think it will be possible for him to come to the Pacific<sup>3</sup> Coast this year. The House received a letter to that effect today from the President in response to a joint resolution by Representative Richie adopted by both houses the first week of the Legislature. The President's letter is addressed to Speaker Mills, and is as follows:

My Dear Mr. Mills: May I through you and through President Kuykendall of the Senate thank the Oregon Legislature for its exceedingly kind invitation to me to be present at the Exposition in honor of the centennial of the arrival on the Pacific Coast of Captains Lewis and Clark? It was a very great pleasure to me to do whatever was in my power to aid in securing appro-priate recognition by the National Congress of this one of the events of cardinal National importance in our history, I only wish it was my good fortune to be able to be present, but I fear it will not be possible for me to visit the Pacific Coast this

public-spirited efforts to make a fitting and worthy commemoration of the great event

in question, I am, sincerely yours, THEODORE ROOSEVELT. Hon. A. L. Mills, Speaker of the House of Representatives, Salem. Or.

Cascade Bill Comes Up Today. SALEM, Or., Jan. 31 .- (Special.)-It is life or death for Cascade County now for the Jayne bill, which has passed the House, will appear in the Senate tomorhow or Thursday. Those from Hood River and vicinity who are working night and day for the passage of the bill are: Leslie Butler, A. P. Batcham, John Le-land Henderson, Dr. J. F. Watt, Dr. F.

in, A. M. Keisay, J. Mosier, C. T. H. H. Shephard. Just as sure of the defeat of the bill and just as untring are the following from The Dalles: E. O. McCoy, W. E. Walther, E. C. Pense, Dr. E. E. Ferguson, Judge A. E. Lake, B. S. Huntington, H. J. Maier, Judge G. C. Blakeley and D. I Cooper The Dalles people rely largely upon the power of Senator Whealdon, of The Dalles, to kill the

C. Brosius, Captain A. Winans, C. Deth-

ayne bill in the Senate.

The House counties committee will recommend tomurrow that the bill creating Hot Lake County, a subdivision of Union, do not pass.

# Lialarkey Recording Bill Defeated.

SALEM, Or., Jan. 21.—(Special.)—By a vote of 41 to 14 the House today defeated Senator Malarkey's bill to require deeds to real property to be filed as soon as the transfer is made. A lively debate pre-ceded the defeat of the bill, led by Mutr and Killingsworth, in defense of the measure, and by Smith, of Josephine; Edwards, McLeod and Jayne, on the other

# GAMES incorporated cities the power to issue bonds for street and sewer improvements. 8. B. 120, by Wright—To regulate stock

SEVERE PROHIBITIVE BILL IN TRODUCED IN HOUSE.

City Officials Found Guilty Are Subject to Fine and Imprisonment for Misdemeanor.

SALEM Or. June 31 - (Special.) - To revent licensing of gambling by municipal and county governments a bill ap neared in the House this morning, intro ced by Gray of Douglas. Another bill of Gray's, to make gambling a felony, is in the hands of the committee on cities and towns, composed of Jagger of Clackamas, Hermann of Coos, and Shook of Klamath. The bill introduced this morning sims to prevent the fine system, which was reently in force in Portland. The measur is sweeping in its provisions and severe in its penalties. Violators of the act are to be deemed guilty of misdemeanor pun-ishable by a fine of not more than \$500 and by imprisonment not less than 30

days nor more than six months. "Every state, county, city or town offi-cer, or other person," runs the bill, "who shall ask for, receive or collect, in money or other valuable consideration, either for his own use or the public use, for and with the understanding that he will aid, ex-empt or otherwise assist any person from arrest or conviction for violation of sec tions 1944 and 1955 (of the code), or who shall issue, deliver or cause to be given or delivered to any person or persons, any license, permit or other privilege, giving or pretending to give any authority or right to any person or persons, to carry on, conduct, open or cause to be opened, any game or games, which are forbidden by said sections 1944 and 1955 of Bellinge and Cotton's Codes and Statutes of Ore gon, or either of said sections, and such officer or officers who shall vote for the passage of any ordinance or by-law giving, granting or pretending to give or grant to any person or persons, any au-thority or privilege to open, carry on or onduct any game or games prohibited by said sections, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$500 and shall be imprisoned in the County Jail not less than 30 days nor more The bill was read once and is not yet re-

ferred to committee. Keeping poolrooms or policy-shops, or buying or selling pools, are to be made unlawful by Senator Booth's Senate bill 212. The bill also prohibits telephone and telegraph companies from communicating information for poolrooms, and for bids transportation companies to deliver poolroom articles. It authorizes Justices of the Peace to issue search warrants commanding officers to search suspected places, and authorizes such officers to break any doors or windows, if necessary, in order to gain access to the places men tioned by the warrant.

The bill is very comprehensive and pro-

vides fines varying from \$50 to \$1000. Francis I. McKenna, of Portland, one of the leading officials of the United Artisans, is interviewing members in favor of a bill affecting fraternal orders which will soon appear in the Senate. vides regulations which draw the tighter around new fraternal orders. McKenna declares that it will shut out fake fraternal orders from the state.

How long a lawyer may argue before a jury was the cause of a hot discussion in the House this afternoon. Senator Crofsan's bill, which provided that no Judge could limit an attorney to less than two hours, was up for passage. Mulr, Balley and Linthleum of Multnomah advocated the measure, but Kay and Cornett opposed it. The bill passed with votes to

Fees for recording chattel mortgages and similar documents are reduced by Croisan's Senate bill, which went through the House this afternoon, largely through the efforts of Dobbin of Union and Wallowa. All such documents hereafter will be charged for at the rate of \$1 for eight folios, and 20 cents per folio over that amount. This rate applies only to counties of less than 50,000 population

## THE DAY IN THE SENATE. Upper House is Called to Order at

10 in the Morning. SALEM. Or., Jan. 31 - (Special.) - The called to order at 10 A. M. by President Knykendali. The President announced the appoint-

ment of Senators Whealdon and Avery on the joint committee to investigate the S. J. R. S, by Pierce, to amend joint rule H, so as to previde that no bill

shall be introduced during the last ten days or be sent from one house to another during the last five days of the on, was referred to the committee solutions with instructions to print. H. J. R. 15, by Capron, asking Congress to advance Brigadier-General T. M. Anderson in rank, was adopted.

H. J. R. 16, by Munkers, urging Congrees to improve the Willamette River, S. C. R. 22, by Pierce, for the appoint-

ment of a joint committee of five, to whom shall be referred all duplicate bills, was adopted. President appointed Senators Bowerman and Sichel on the committee to in-vestigate the Lewis and Clark Fair Com-

The President appointed Senators The deposit banks must give United Haines and Smith on the joint enrollment States, city or county bonds, or bonds committee, and Miss Montic Briggs was elected clerk of the committee.

## New Bills in the Senate.

SALEM, Or., Jan. 31.-(Special.)-Bills were introduced in the Senats today as

ings-To direct the Public Building Com-missioners to ascertain the cost of an asy-lum for the feeble minded. S. B. 212, by Booth (by request)-To sup-

press poolrooms and poolseiling.
S. B. 213, by Kuykendall—To provide for disposition of public funds. S. B. 214. by Carter-To require public to account for public property sold. 215, by Coshow (by request)-To

regulate stationary engineers. S. B. 216, by Tuttle-To amend charter S. B. 217, by Bowerman-To amend the of Olex.

S. B. 218. by (Laycock—To amend the hurter of Canyon City. S. B. 219, by Haines, (by request)—To deine the duties of County Boards of Equaliza-S. B. 220, by Coke (by request)-To pro

crabs.
B. 221, by Malarkey-To incorporate S. B. 222, by Malarkey-To amend section

Bills Passed by the Senate. SALEM, Or., Jan. II.—(Special.)—Bills were passed by the Senate today as fol-

S R 128, by Whealdon-To provide the manner in which official undertakings may be given by county officers. S. B. 67, by Nottingham-To limit tax ten years. 178, by Carter-To amend charter

S. B. 183, by Coke--- To authorize the Couty Court of Coos County to appropriate \$2000 for an exhibit at the Lewis and Clark Pair. H. B. 20, by McLeod-To appropriate \$15,-000 for fish hatcheries. H. B. 87, by Bingham-To extend to all

# ENOUGH TO

running at large.
S. B. 155, by Carter—To fix salaries of District Attorneys in the First and Second NORMAL SCHOOLS WILL NOT GET S. B. 184, by Malarkey-Regulating divorce ALL THEY DEMAND.

> Representative Caldwell Tries a Little Trick That Does Not Work Out as Expected.

SALEM. Or., Jan. 21.—(Special.)—That all four Normal Schools will receive ap-propriations is the growing sentiment in the Legislature, but the sums for each will be much less than asked for and probably only enough for maintenance. The ways and means committees have not reached a decision in the matter and because of the perplexing features have been putting it off. Tomorrow has been set as the special occasion for consider-ing the schools.

The committees are controlled by mem bers from Normal School counties, feel constrained to look out for nome institutions and to stand together for mutual protection. It is a safe pre-diction that they will care for all the

An amusing little trick was played this morning in the House on the Ashland and Drain schools, but those institutions Attorneys in lieu of District Attorneys, was indefinitely postponed.

H. B. II, by Dobbin, to provide for filing of chattel mortgages, was indefinitely are really beneficiaries of the joke. Representative Caldwell, of Yambill, 11 days ago introduced an innocent-looking bill, whose inner purpose was to abolish the institutions at Drain and Ashland. Cald-well imagined that the bill had been put H. J. M. 4, by Munkers, that Congress be asked for the appropriation of \$80,000 for improvement of Willamette River, was to sleep in the committee on education, so today he slyly withdrew the measure from that committee and had it sent to bly to consider constitutional convention, the committee on public libraries, which is sure to report for passage, inasmuch as H. J. R. 15, by Capron, asking Congress to advance Brigadier-General Thomas M. two of its three members, Newell and

Caldwell, are favorable. But the majority of the education committee was almost ready to do the same thing and to go Caldwell one better by recommending an amendment so as to cut out not only Drain and Ashland, but also Weston. Three of the five members of the education committee, Bailey, Settlemier and Fawk, had the plot al-most batched, and Chairman Gray, of Dooglas, a Normal School county, was

"Gosh!" said he, "I'm glad they have taken that bill out of my hands." Gray personally is inclined to the view that the state has too many normal schools, but is responding to the demand of his county.

A member of the ways and means ported favorably. H. B. 179, by Sitz, to protect raisers of committee was perturbed today when he learned where the Caldwell bill had cattle, was reported favorably.

H. R. M. by Capron, that persons to whom courtesies of the House have not been extended be kept outside the bar of gone, but smiled when informed of the worse fate awaiting it in the committee on education. However, the bill will be favorably reported by the committee on public libraries, and will Courtesies of the House were extended be brought up before the House for passage, thus presenting the normal to Hon. John P. Oliver and James Reed, of Milwaukle, and A. D. Stillman, of question squarely in front of The report of the joint committee which

In the Senate, Miller of Linn, a Democrat, has introduced a bill to abolish all the normal schools save one, but even if the bill could pass the Republicans might not allow the glory to Democrat. Haines of Washington is preparing a bill to abolish all but one formal school, and expects to take the

wind out of Miller's sails.

The total sum asked for by normal schools is more than \$200,000. Two years ago the total appropriation was \$88,000, as follows:

Ashland \$26,636 Monmouth \$27,560 Drain 12,000 Weston 22,000 The requests now before the ways and means committees are as follows: Ashland, salaries \$23,200
Ashland, maintenance, heating, etc. 28,486
Weston, salaries 19,190 Weston, salaries Weston, new buildings, fencing, mis-Monmouth, salaries and maintenance. 43,000 Drain, salaries and maintenance. 20,000

## THREAT TO WIFE-BEATERS. Senator Sichel Says Practice is Becoming Too Frequent.

SALEM. Or., Jan. 31.—(Special.)—Sena-tor Sichel's whipping-post bill was dis-cussed at length in the Senate today, but wing to a conflict with existing laws on counties to probibit stock running at large the subject of assault and battery it not voted upon but was re-referred for cigarettes to minors.

H. B. 297, by Sonnemann-To reimburse

not voted upon but was re-released for amendment. It will probably come up for final action tomorrow. When the bill came up in the Senate this morning Senator Sichel said that since this measure is one that will have no opposition he felt no desire to take up the time of the Senate discussing it. Senator Nottingham didn't propose to let the hill have such smooth sailing. nowever, and promptly voiced a protest. "This is a step backward," he declared. We have outgrown the time when corporal punishment is deemed necessary and have even abolished whipping in the

schools. Brutality begets brutality." Senator Brownell sprang to the support of Sichel's bill and denied that the enactment of a law providing corporal punishnent for wifebeaters will lead to bru

"If any class of criminals deserves extreme punishment, it is the men who beat their wives," declared the Senator from "The punishment provided by this measure is to be inflicted within the walls of a jail and not in public, and see no way that it could increase bru-

Senator Sichel, finding that his bill had aroused some antagonism, took the floor in its defense, saying that although in small communities public opinion pre-vents the commission of the offense aimed at by this bill, in a large city like Portland the only way is to provide adequate punishment. In the last year 75 cases of wifebeating have come to the attention of the police commission in "The intent of this bill is not to whip

men, but to prevent men from whipping their wives," said Senator Sichel. "You might turn wifebeaters over to Mrs. Hathaway and let her handle them as she handled Lawyer Hitchings," su gested Nottingham, and an audible smi rippled over the Senate.

For prevention of the spread of wild oats, thistle, weeds and obnoxious grasses quor traffic, will be eliminated in the recommendation of the Linn County del-egation decided on tonight. The new along the rights of way of irrigation and Dobbin introduced a bill in the House today.

The measure provides that corporation and individuals in the business of irrigation shall keep their ditches free from the weeds above mentioned. The penalty prescribed ranges from \$35 to \$750

#### and W. S. Risley. Those who supported the clause were: C. E. Sox, P. B. Mar-shall and C. H. Stewart. The 10-mill tax GOVERNOR WILL NAME JUDGES levy is to be retained, 2 mills to go to the sinking fund for the city debt. Three More Places on Circuit Bench Are Asked of Legislature.

SALEM. Or., Jan. 31 .- (Special.)-The Legislature is asked to create three more places on the Circuit Bench of the state, one in Baker County, one in the Fifth District, composed of Clackamas, Columbia, Washington and Clatsop, and one in the Second, composed of Donglas, Lane, Benton, Lincoln, Coos and Curry. Bills for the additional Judges in Baker, which is to be called the Eighth District, and in the Fifth District, have already passed the House, and tomorrow a bill will ap-pear in the lower chamber from Burns of Clatsop for the additional Judge in the

The Governor is to appoint in each case, and will naturally choose Democrats. The appointees are to hold office until their successors shall have been elected and qualified next year.

# MAINTAIN The probable appointee to the office, should the bill pass, is John H. Smith or George Notand, of Astoria. Democratic warhorses from other counties, either of whom might get the place, are: W. D. Hare or J. M. Hall, of Washington: W.

D. Dillard, of Columbia, and R. A. Miller who has not moved so far from Clacka mas that he might not return. If another Judge shall be allowed to the Second District. Governor Chamberlair will probably appoint either W. S. Mc-Fadden, of Corvallis; Lark Bliyeu, of Eugene: E. B. Sessbrook, of Marshfield, or A. J. Sherwood, of Coquille. In the

## HOT LAKE COUNTY ADVOCATED

proposed Eighth District, M. D. Clifford is the probable appointee, or Sam White

or J. B. Messick.

### Union Development League Adopts Unanimous Resolution.

UNION, Or., Jan. 11.-(Special.)-The Union Development League today unant-mously adopted resolutions favoring the formation of the proposed Hot Lake County, and asking the Union Count delegation to secure the passage of the bill. It is alleged by the league that the new county would be for the best interests of all sections of the present county.

The resolutions recite that the new county will have 26 townships, \$1,365,000

worth of taxable property and between 5000 and 6000 people, and can be successfully and economically administered. That it will settle the old differences between the two sides of the county that have existed for a quarter of a century, and materially retarded the commercial development of the county, and which will continue for an indefinite period unless the county is divided.

Further it will work no injury to the old county, as it will leave them twothirds of the territory, wealth and population, and they can reduce the expe of administration in like proportion. demand for the new county comes from all sections of the proposed cut-off, and from those who are financially interested.

## KLAMATH BILL MADE LAW.

California Cedes Rights in Northern Counties to the Government.

SACRAMENTO, Cal., Jan. 31. - By ote of 54 to 46, the Assembly tod assed the Senate bill, authorizing the Federal Government to lower the water-levels of Klamath, Tule, Rhett, Goose and Clear Lakes in Siskiyou and Modoc counties, and ceding to the Federal Govern-ment the beds of those lakes, in connecwith irrigation and reclamation

### Work of Labor Committee.

OLYMPIA, Wash., Jan. 31 .- (Special.)-The license bill introduced in the House wn as the eight-rour female labor till idefinitely postnoned if the recmmendation of the labor committee of the House is adopted. The committee met tonight and listened to representatives of laundries in Seattle, Tacom-, and Spokane and representatives of merchants in Seattle and Tacoma in opposition to the bill. The committee will also recommend the indefinite postponement of the bill repeal-ing the Sunday closing barber-shop law of the last session

It will recommend the passage of the McNicol bill, requiring employers to pay forthwith in cash the amount due em-ployes at the time of their quitting work. whether discharged or of their own voli-

## Clear View for the Fair. SALEM, Or., Jan. 3L-(Special.)-The Lewis and Clark Centennial Corporation is given the power to condemn private property for the purposes of the Exposition in Senator Maiarkey's bill, passed by the House today, in spite of the opposition

of Smith of Josephine. Linthicum of Multnomah declared that a good view from the Fair site was absolutely necessary, and that it might be needful to condemn property now held by private per-Smith declared he had been informed that the bill was aimed at one man only, and that he did not consider this just.

Prominent Third-House Members. SALEM Or., Jan. 31 .- (Special J-Among the faces in the lobby today were those of Dr. J. R. Wilson, president of the Oregon Anti-Saloon League; E. S. J. McAl-lister, attorney for the league; H. W. Stone and Samuel Connell, all from Portland; J. M. Church, of Union; Frank M. Warren, of Portland; F. A. Seufert, of The Dalles; H. G. Van Dusen, of Astoria, Master Fish Warden, and H. A. Webster, of Clackamas, deputy: J. W. McCulloch, of Ontario; C. E. Belding, of Ontario: Ira S. Smith, of Vale; John T. Whistier, of

But'Linthicum replied that the diffic

## Pendleton; L. Zimmerman and J. Sharkey, of Portland. SHARRATT WAS MURDERED. Lincoln County Sheriff Has Suspects

Under Surveillance. NEWPORT, Ore., Jan. St.-E. G. Sharratt died at 5 P. M. Sunday. The coroner's jury held an inquest and returned a verdict to the effect that Sharratt came to his death from a bullet wound inflicted by parties unknown. Strong circumstanevidence is in the hands of the Sheriff and persons suspected of being implicated will be kept under surveillance pending further investigation. Sharratt's body will be taken to Port-

land in the morning for interment. Killed While Blasting Stumps. OREGON CITY, Or., Jan. 31 .- (Special.) While blasting stumps at his home at Meldrum's Station this afternoon, Lawexplosion of a charge of dynamite with

which he was working.
At 3:30 o'clock this afternoon Hardman's wife, who was watching her husband from the house a short distance away, heard the explosion and failing longer to observe him, became frightened. She summoned her brother-in-law. was at work in a neighboring field and together they found Hardman's inanimate form 120 feet from the place of explosion. Coroner Holman was summoned and visited the scene of the accident. An inquest will be held Wednesday. The dynamite sticks with which Hardman was nitroglycerine and the body was bandly

Hardman was aged 25 years, and is survived by a young wife. He came to Clackamas County from Lebanon last Fall, immediately following his marriage to Miss Julia Hood, a Lebanon girl. purchased a small tract of land at Metdrum and was engaged at clearing the

PACIFIC UNIVERSITY, Forest Grove Jan. 31.—The student-body today passed resolutions favoring the control of all de-bating interests at Pacific by a debating council to consist of two members of each student literary society and three members of the faculty. The new plan is identical with that used in all the known as the Daly law, requires the Gov-ernor to appoint a textbook commission principal colleges of the East

# SEATTLE, Wash., Jan. 31.—The Fed-

eral prison on McNeil's Island can take no more prisoners. A man sentenced to a year and a half today in the Federal ourr will have to serve his time in the ling County Jail. A large number of King County Jall. Burns' bill will encounter strong op-position from other Legislators from the present conditions. An effort will soon Fifth District, and it is not likely to pass.

## Government Aid for Malheur Irrigation Depends on This.

#### TRACT OF 100-000 ACRES

Bill for House Committee Provides for District to Sell Bands Up to the Amount of \$350,000.

SALEM, Or., Jan. 31.-(Special.)-To open the way for a National irrigation project in Malheur County a bill has passed the Senate and is now with the House committee on irrigation, providing for the purchase of water rights on Malheur River for the use of the National Government in carrying out that project. The reclamation service has announced hat it will not undertake the project until the irrigable area shall be cleared of water rights now held by individuals and private companies.

To purchase those rights from their present owners, the bill creates an irrigation district coterminous with the area which the National Government plans to eciaim. The district is to sell 30-year ouds up to \$550,000 and the money is to be devoted to the purchase of the water rights now in the way of the Government project.

The bill has been with the House com mittee on irrigation since last Wednes-day. Its passage is advocated by C. E. Beiding, of Ontario, president of the Mal-heur Water Users' Association; Ira S. Smith, of Vaie, and J. W. McCulloch, of Ontario. Its leading opponent is Test, of Ontario, who alleges that the consequent on creation of the district would amount to virtual confiscation of property. He is endeavoring to have the maximum bond issue cut down to \$300. 000, and is fighting the personnel of the district commission of 16 members who are directors of the Water Users' Associntion, saying that 12 of them are perpurchase of the water rights, and insistby selected by the people. He sets forth that the assessed valuation of property in the district last year was \$700,000 and that a tremendous tax levy will be needed to pay interest on the bonded debt from that valuation.

Defenders of the bill reply that the

assessed valuation is really more than \$1,000,000, that it will grow very fast after the National project shall be started and that Test is really trying to defeat the bill. They say that most of the taxpayers of the district desire the bill passed and exhibit a petition signed by 331 taxpayers The matter is now waiting for the Ore-gon Short Line to present its side of the case. That road has 12 miles of track in

the proposed district.
The district follows the Snake River about 50 miles on Ms wastern border and extends westward, up the Malheur River, 30 miles. The Wilamette Valley and Cascade Mountain Wagon Road Company has about 25,000 acres of land in the district, but is not yet fighting the district.

The Government project takes in about 100,000 acres and that is the approximate area of the proposed district. Nearly all of the land is now arid and only that part near Malheur River is productive. The arid land is assessed from \$1.25 to \$2.50 an acre and the productive land from \$10 to \$25, though the latter is worth from \$50 to \$100. The advocates of the bill easy that the rapid development of the country after the Government shall have started its project will greatly sessable valuation and make easy the payment of the interest on the bonds. The bonds are to be redeemed during the

last ten years. Sichel's Senate bill making a misdemeanor of forging or counterfeiting a railroad ticket, or to change dates or other markings, or to fill up punches. passed the House this afternoon, and others declared the punishme

## FAVORABLE REPORT ON CODE.

much too severe.

House Irrigation -Committee Will Probably Make Minor Amendments.

SALEM, Jan. 31.—(Special.)—It was practically seil!ed by the House irrigation committee tonight, after a pro-longed discussion, that the state commission's irrigation code shall be reported favorably, with a few minor amendments to remove possible doubt as to meaning. Though the committee took no final action, it was evident from remarks of members that the committee is satisfied that passage of such a bill as this is necessary in order duce the Government to undertake reclamation work in this state. Attorney-General A. M. C. Attorney-General A. M. Crawford gave assurance that the proposed law

will be constitutional if the amend-ments are made to guarantee a jury trial where property rights are con-demned, and the meaning of a "bene-ficial use" is more explicitly set forth. Amendments as suggested will be made.

A. S. Hammond, of Grant's Pass, and
L. R. Webster, of Portland, attacked the bill upon the ground that it pro-poses to destroy vested rights and to take private property for private use. They also contended that present laws, as laid down in the statutes and decis-

ions of the courts, are sufficient. T. H. Crawford, of Union, and T. G. Halley, of Pendleton, took a different view, and urged necessity for legislation that will enable the Government to proceed with large irrigation enterprises without fear of trouble over water rights. It was shown that in Acizona and New Mexico, where the Government controls legislation, and in Colorado and Idaho, where modern irrigation laws have been adopted the Government is constructing irrigation works, while in Oregon nothing is be-

ing done. Aside from amendments desired from a legal standpoint, Attorney-General Crawford suggested that the bill be mended so as to do away water commission and make the State Engineer responsible directly to the

## TO SELECT SCHOOL BOOKS. Governor Chamberlain Reappoints the

Five Present Commissioners. SALEM, Or., Jan. 31 .- (Special.) -- Governor Chamberiain today reappointed H. W. Scott, of Portland: P. L. Campbell, of Eugene; W. M. Ladd, of Portland; C. A. Johns, of Baker City, and W. M. Colvig, of Jacksonville, as members of the State Textbook Commission. These men were appointed in January, 1901, by Governor Geer, and made a selection of textbooks in July, 1962. The textbook act. commonly

make a selection of textbooks every six years. The next selection will, therefore, be made in July, 1908. Governor Chamberlain received numer-ous letters recommending other persons for appointment on the commission, but because the work of the old commission gave general satisfaction, he decided to reappoint the five men who served during the last four years.

every four years, which commission must