

## ANTI-JAP SCHOOL BILL RAILROADED

### Rabid Action by California Legislature.

## ROOSEVELT AGAIN PROTESTS

### Says Bill Most Offensive of All Against Japs.

## OTHER BILLS VOTED DOWN

### House Provides Separate School, but President Says Bill Is Unconstitutional—Battle on Reconsideration Sure.

SACRAMENTO, Feb. 4.—With the defeat in the Lower House today of Johnson's two bills prohibiting aliens from being members of boards of directors and restricting them in residence districts at the option of Boards of Supervisors, followed by the unexpected passage of a bill segregating Japanese school children in separate schools along with Chinese, Koreans and other Asiatics, regarded as the most offensive measure of all, President Roosevelt again has taken a hand in the anti-Japanese legislation in the State Legislature, which for the last week has drawn international attention to California.

Hardly had the bill passed before Governor Gillett received the following message from the President:

"Your kind letter just received. What is the rumor that the California Legislature has passed a bill excluding the Japanese children from the public schools? This is the most offensive bill of all, and in my judgment is clearly unconstitutional and should at once be vetoed. It is in the courts. Can it be stopped in the Legislature or by veto?"

The Governor at once sent a reply, the nature of which he declines at this time to make public and requested of the President an immediate answer. Pending the receipt of another telegram from the President, the Governor declined tonight to discuss the action of the Assembly today.

## Classes Japs With Mongolians.

The bill passed today, which is one of three anti-Japanese measures introduced by Grove L. Johnson, places the Japanese in the same classification with other Asiatics and inserts the word "Japanese" in the present state statute providing for the segregation in separate schools of "Mongolian" children. By this action the lower House of the California Legislature has taken the step which the Board of Education of San Francisco intended to take two years ago, but which was dropped after the Board and the then Mayor, Eugene E. Schmitz, were called to Washington and had several long conferences with the President.

At that time it was contended by the Japanese that they were not "Mongolians," they resenting the efforts to place them in the same class with the Chinese, Koreans and other Asiatic races, and the question was also raised whether, under the state statute, segregation of Japanese could be enforced in the absence of specific mention of the word "Japanese." Upon the return from Washington, the San Francisco School Board at that time contented itself with the adoption of a rule limiting the age of pupils that would be permitted to attend the public schools, one of the principal objections to the Japanese being that adults were attending the primary grades and associating with white children of tender years.

## Will Fight to Reconsider.

Unexpected and a surprise was the passage of the Japanese school segregation bill. After the defeat yesterday of Drew's anti-alien land bill, which was taken generally to fore-shadow the rejection of all the measures aimed at the Japanese, followed by the defeat today of two more anti-Japanese bills, the result of the vote on the school segregation question was entirely unlooked for.

Immediately upon learning of the Assembly's action, the Governor called into consultation Speaker Philip Stanton, and the Republican leaders of both houses of the Legislature. The latter expressed the hope of still being able to defeat the measure in the Assembly upon reconsideration, and it was with this in view that Leeds of Los Angeles, after roll-call, changed his vote from no to yes and gave notice that tomorrow he would give notice to reconsider the vote of 45 to 35 by which the bill was passed. It will require 41 votes to carry Leeds' motion. In the event that it is adopted it is freely predicted tonight that one of the fiercest battles waged in the California Legislature will result from the effort to kill the bill.

## The Vote on Segregation.

The Assembly debated all day the three anti-Japanese bills. The first one taken up, preventing aliens from being members of boards of directors, was beaten easily, the vote standing 54 to 15.

The next, providing for the segregation in residential districts of all undesirable aliens, ended in a tie vote—37 to 37—the measure being defeated by being four votes short of a majority. Johnson of Sacramento, its author,

## CABINET IS SPLIT ON NAVAL POLICY

### BRITISH RADICAL MINISTERS MAY BE FORCED OUT.

### Asquith, Grey and Haldane Want Six More Dreadnaughts and Force Crisis.

LONDON, Feb. 4.—(Special.)—Several of the leading London newspapers this morning publish the news of the crisis in the British Cabinet. The Daily Chronicle, while predicting that the Cabinet itself will not fall to pieces, says that rumors of impending resignations affect the portfolios held by David Lloyd-George, Chancellor of the Exchequer; Winston Spencer Churchill, president of the Board of Trade; Lord Morley, Secretary of State for India, and John Burns, president of the Local Government Board.

The Daily Mail announces that the struggle in the cabinet is extremely stubborn and may at any moment result in an open rupture.

The Daily Graphic tells the story of the quarrel and adds:

"The question of strengthening the navy may be determined by balancing the political forces within the Liberal party rather than by an impartial examination of the internal situation."

All this trouble is due to the desire of Premier Asquith, Foreign Secretary Grey and War Secretary Haldane, urged by the admiralty, to build six new Dreadnaughts to cost £12,000,000 (\$50,000,000). These men deliberately planned to compel the Radicals in the Cabinet to accept this programme or get out.

## MAY BE FOR ST. PAUL LINE

### McKenna Says Possible Western Extension Bought Terminals.

CHICAGO, Feb. 4.—(Special.)—E. W. McKenna, vice-president of the Chicago, Milwaukee & St. Paul Railway, when asked about the purchase of a tract of land in the Portland terminal district, said that if the St. Paul had purchased any land in Portland it was news to him.

"Would you know about it if the St. Paul had made this purchase?" Mr. McKenna was asked.

"I am connected with the Chicago, Milwaukee & St. Paul Company," said Mr. McKenna. "If the Chicago, Milwaukee & St. Paul had purchased the land, I would know about it. However, a deal of this kind might have been made by the Chicago, Milwaukee & Puget Sound Railway, which now is maintained independently, and I would know nothing of the transaction."

President Harding, of St. Paul, is out of the city and it was not until late tonight that Mr. McKenna could be reached.

## LEWIS-WALKER ROW IS OFF

### Mineworkers Throw Dispute Out of Convention.

INDIANAPOLIS, Feb. 4.—The dispute between Thomas L. Lewis, president of the United Mine Workers, and John H. Walker, president of the Illinois district, was thrown out of the convention today, after having divided the delegates into camps striving against one another, giving rise to charges of corruption and betrayal of the organization into hands of mineowners, and dragging the convention into a third week, at an extra expense of nearly \$20,000 to the National union.

## HITCH IN NEGOTIATIONS

### Venezuela Rejects Terms of Settlement Buchanan Offers.

CARACAS, Saturday, Jan. 23.—It is learned today that the protocol drawn up by W. I. Buchanan, the United States Special Commissioner sent here to settle outstanding disputes between the United States and Venezuela, had been found unsatisfactory to Venezuela, and would not be signed in its present form.

The hitch had occurred over the case of the New York & Bermudez Asphalt Company.

## LOEB FOR PORT COLLECTOR

### President's "Young Friend" Slated for Continued Honors.

WASHINGTON, Feb. 4.—Friends of William Loeb, Jr., secretary to the President, made the statement today that he is to become collector of the port of New York at the beginning of the next Administration. Mr. Loeb, it is stated, is to become the confidential political adviser of the next President on New York matters.

## THREE CHILDREN MISSING

### Fire in Adventist Home Causes Death and Panic.

BATTLE CREEK, Mich., Feb. 4.—The Haskell home, a Seventh-Day Adventist organization, was burned early this morning. There were 27 children in the building at the time, and of these three are missing. Seven girls jumped from a third-story window and one was injured.

## BLOCK STATEHOOD BILL

### Opposition in Senate Cost Measure Passage This Session.

WASHINGTON, Feb. 4.—Congressional leaders here informed President Roosevelt that there is little chance of statehood for New Mexico and Arizona going through at this session. Opposition in the Senate is given as the reason.

## SENATE HAS SHARP TILT OVER VETOES

### Salary Bills Are Slain in Hot Debate.

## HART TAKES JOB AT ABRAHAM

### Quotes Cooper in Defense of His Dignity.

## PARRISH BILL IS KILLED

### Governor's Veto of Increased Salary for Grant County's Democratic Sheriff Sustained by a Vote of 19 to 11.

STATE CAPITOL, Salem, Feb. 4.—(Special.)—Several salary-grabbing bills met their Waterloo in the Senate this afternoon and apparently many bills of that nature will fall to pass the Senate over the Governor's veto. Three bills were killed by the Senate by a vote of 19 to 11, 20 votes being necessary to pass a bill over the veto. One bill, providing for an increase in the salary of the School Superintendent in Polk County, was passed, but with not a vote to spare.

The fight in the Senate over the veto was the fiercest that has occurred this session and personalities were handed across the hall without restraint.

Newspaper Lie, He Intimates.

Senator Abraham read a newspaper report of resolutions adopted by a wool-growers' association in Baker County condemning the passage of salary bills to show that Senator Hart was not resenting the views of the people of his county.

Senator Bailey asserted that many such things are manufactured in newspaper offices and that notwithstanding it was printed in the paper, it was just as likely to be untrue.

Senator Hart, replying to Abraham, said that the latter illustrates the old saying that a little learning is a dangerous thing. "So far as Senator Abraham's reflection upon me is concerned," said Senator Hart, "I need only quote Cooper to express my feelings: 'A moral, decent, well-bred man will not offend me, and no other can.' So I say to the Senator from Douglas that he cannot offend me and no other Senator will. When any man undertakes to tell me how I should act upon any measure that comes before me, he commits an act of discourtesy which no decent man would do."

After these personalities had been exchanged, the bill was passed.

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## ANXIOUS TO KILL ILLINOIS SOLON

### WOMAN RAVES AT DOOR OF HALL OF REPRESENTATIVES.

### Demands Admission to Cut Out Heart of Lee O'Neill Brown at Springfield.

SPRINGFIELD, Ill., Feb. 4.—(Special.)—A woman, dashing in appearance, created a sensational scene at the door of the Hall of Representatives just before the ballot on United States Senator was completed today. In a highly agitated state of mind she demanded admission.

"I want to see Lee O'Neill Brown," she cried hysterically. "I want to cut his heart out. He can't fool me, as he has fooled other women. 'I'll kill him,' the doorkeepers, assisted by members of the House, with difficulty restrained the woman. Brown got word of her presence and sent out a friend in an attempt to pacify the woman, but she was a veritable cyclone. Crying and weeping, she fought those who detained her. With difficulty she was led from the door and sent down the elevator and out of the State House.

The woman, it develops, created a stir at the St. Nicholas Hotel yesterday afternoon. She tried to gain admittance to Representative Brown's room and at that time it is said to have had a revolver. She threatened to shoot the statesman. Friends of the minority leader, among them Representative Cermak, of Chicago, got Mr. Brown out of the room and succeeded in quieting the woman.

## PUT CHECK ON SMELTERS

### Colorado Bill Requires Agreement on Price of Ore.

DENVER, Feb. 4.—A bill was introduced today in the Legislature providing for the appointment of an Ore Commission which shall have powers over the smelters similar to those of the Interstate Commerce Commission over railroads.

The bill provides for the return of ore to the vendor in case the net price be not mutually agreed upon, and provides that, should the ore have been mixed with other ore so that it is impossible to return it, the smelting company shall be liable for twice the value of the ore.

The bill provides penalties for rebating or any discrimination in the purchase or treatment of ore.

The commission is to consist of three members, one of whom shall be the State Assayer.

## TIDE TAKES OUT RAILROAD

### Passengers at Seaside Forced to Transfer at Warrenton.

ASTORIA, Or., Feb. 4.—(Special.)—A washout occurred this afternoon on the Astoria & Columbia River Railroad tracks near Warrenton, as a result of the high tide flowing through the breaks in the dikes. The Portland train from Seaside was unable to reach Astoria this evening, and it was necessary to transfer passengers and mail.

## RULING ON OREGON CASE AIDS LABOR

### Employer Is Liable for Personal Injury.

## DAMAGE SUIT GIVEN STANDING

### Taft Decision Is Precedent for Appellate Court.

## BARBER COMPANY LOSES

### Welsh Estate Granted New Trial by Ruling at San Francisco That Will Result in Protecting Workmen.

Reiteration of the famous Narra-more decision, which laid down a new rule of law relating to the assumption of risk by workmen assigned to hazardous tasks, and which marked the beginning of Judge William H. Taft's rise to the Presidency, is embodied in the decision on an Oregon case in the United States Court of Appeals, handed down yesterday forenoon at San Francisco, in reversal of findings presented by the United States Circuit Court for the District of Oregon, last September. The decision directs a new trial at Portland of the damage suit of Welsh against the Barber Asphalt Company, and it is regarded as another important victory for the American workman as it will have a direct influence hereafter in compelling factory and mill operators to install every possible safeguard in places where workmen are exposed to any element of danger.

### Taft Ruling Is Precedent.

The decision is further regarded as establishing that Judge Taft's famous ruling is set down as a precedent in such cases and that in the future the employer will be liable for damages as well as for criminal proceedings if he fails properly to box in dangerous mechanism of equip machinery with every facility for its proper control.

It also again emphasizes Judge Taft's high regard for the rights of the laboring classes. For, previous to his paying the way, courts had held from time immemorial that a workman going to a place of danger in the performance of duties required of him assumed the risk and peril of the undertaking. Even after laws had been passed requiring certain safeguards for all machinery, the courts held that employers were liable criminally but

not civilly.

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## EX-SENATOR CLARK SERIOUSLY INJURED

### MONTANAN FALLS WHILE ON CUNARDER.

### No Bones Broken, but Victim of Accident Must Walk on Crutches for a Time.

LONDON, Feb. 4.—(Special.)—As a result of a bad fall on the last eastward trip of the Lucania, ex-Senator William A. Clark, of Montana, is now on crutches. The third day out Mr. Clark was thrown heavily down the companionway, owing to a sudden pitch of the ship. He was assisted to the cabin and attended by the ship's surgeon.

No bones were broken, but the tendons of his right leg were severely strained. Arriving in London, he was carried into the Hotel Ritz, where two eminent surgeons were consulted. They ordered the use of crutches for some days.

## BRYAN HOPEFUL FOR 1912

### Nebraskan Thinks He Foresees Democratic Victory.

TAMPA, Fla., Feb. 4.—Speaking to an immense crowd at the racetrack today, W. J. Bryan said he brought to the Democrats of the South a message of good cheer and declared there is a steadily increasing sentiment that makes for the growth of the Democratic party in the United States. He predicted the masses would demand their rights of the aristocratic classes.

Mr. Bryan said the President had taken to himself all the authority of a czar in the manipulation of his high office. He declared prospects were brighter than ever for Democratic victory in 1912.

Mr. Bryan was the guest tonight at a banquet given in his honor by the State Midwinter Fair Association and spoke on "The Future of the Democracy."

Mr. Bryan reviewed the recent sentence of Samuel Gompers, John Mitchell and Frank Morrison to jail on contempt charges, and declared these leaders of organized labor were entitled to the sympathy of the entire people.

## THOMAS LOWRY DEAD AT 66

### President United Street Railways of St. Paul and Minneapolis.

MINNEAPOLIS, Feb. 4.—Thomas Lowry, president of the Twin City Rapid Transit Company, and of the Minneapolis, St. Paul & Sault Ste. Marie Railway, died at his home here today. He had suffered from tuberculosis of the lungs for several years. He was 66 years old.

Mr. Lowry was born in Logan County, Illinois, and after completing the public school course attended Lombard University at Galesburg. In 1887 he was admitted to the Minnesota bar, before which he practiced for several years. Later he purchased and united the street railway systems of St. Paul and Minneapolis, forming the present holding company. He was married in 1870 to Miss Beatrice M. Goodrich, of Minneapolis.

## SEEKS RECOVERY OF SCRIP

### E. R. Perrin Wants John A. Benson to Make Restitution on Deals.

SAN FRANCISCO, Feb. 4.—Suit for the recovery of \$27,000 from John A. Benson was filed today in the United States Circuit Court by Dr. E. R. Perrin; the complaint declaring that Perrin was induced by Benson to turn over \$26,000 worth of Government land scrip, and that as a result of the latter's handling of the land deals in which the two men were jointly interested, both were indicted for land frauds, found guilty and sentenced to a year in jail and \$1000 fine each. The value of the scrip is stated to have increased to \$37,000, and the complaint alleges that any benefits from the money were received by Benson alone.

## DISPENSATION ALL RIGHT

### Texas Masons Had No Right to Object to Taft's Election.

CINCINNATI, O., Feb. 4.—W. B. Melish, past-master of the Masons, said today the adoption of the resolution by the Masonic Chapter of Wortham, Tex., condemning the action of the Grand Master of Ohio in granting a special dispensation permitting President-elect Taft to become a Mason at night is "unprecedented and inexcusable."

The grand master's action was absolutely regular, he said, and in accordance with Masonic precedent. He said the Wortham Chapter, in adopting the resolution, is either an irregular chapter or it is violating the tenets of Masonry and that the grand high priest can be asked to discipline it.

## FAIRBANKS BUYS RANCH

### Takes Partner's Interest in Orange Orchard for Son.

SAN BERNARDINO, Cal., Feb. 4.—Vice-President Fairbanks, through his son, Fred, today concluded the purchase from the Drew Company, of San Bernardino, of its half interest in the Drew and Fairbanks ranch of 225 acres, near Casa Loma.

The ranch was set to grapes and oranges years ago by Mr. Fairbanks and the late H. L. Drew. The deal today was made on a basis of \$120,000 for the ranch. It is the intention of the Vice-President to plant 100 acres now in grapes to oranges. Fred Fairbanks will have charge of the ranch and the Vice-President will spend his winters there.

## ANTI-BETTING BILL TO BECOME LAW

### Passes Legislature by Big Majority.

## BOOKMAKING IS MADE FELONY

### Governor Will Approve Measure at His Leisure.

## SIMILAR TO HUGHES LAW

### Opponents Make Last Despairing Plea on Ground It Will Kill Horsing—Will Not Affect Present Season.

SACRAMENTO, Cal., Feb. 4.—Racing in the State of California received a vital blow when the Senate today, by a vote of 32 to 7, passed the Walker-Otis anti-racetrack gambling bill, which prohibits pool-selling, bookmaking or gambling on horse races. The bill having already passed the Assembly, it will now go to the Governor for his signature, after which it will become a law.

Governor Gillett has signified his intention to sign the measure if passed, but it is believed that he will not take this action until 20 days shall have elapsed. As the bill permits pool dealers and bookmakers 60 days in which to close up their affairs, the present season of racing at the Emeryville and Santa Anita courses will not be disturbed.

### Betting Made Felony.

The Walker-Otis gambling bill is referred to as "the Hughes law of California" in this section, inasmuch as it follows closely the text of the Hughes bill, which was passed by the last Legislature in the State of New York. Violation of the measure is made a felony, the punishment for which is imprisonment in the state penitentiary and a heavy fine.

The Senate galleries were packed this afternoon when Walker, sponsor of the bill, presented the measure for consideration. He explained that it would not prevent horse-racing and would not injure the business of the state one iota. It was agreed by the proponents of the bill that there should be no debate on

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