

FULTON RATE BILL CANNOT PASS NOW

Railroad Senators Stand in Path of Measure and Refuse to Budge.

MAY YET BE DISCUSSED

Probabilities Never Have Pointed to Its Being Allowed to Come to Vote in Upper House of National Congress.

OREGONIAN NEWS BUREAU, Washington, Feb. 5.—The Fulton bill prohibiting the advance of any interstate rates without the consent of the Interstate Commerce Commission, is doomed to defeat, so far as the present session of Congress is concerned.

Not that this particular bill has been singled out for slaughter, but that it will fail to receive consideration, along with all other legislation affecting interstate carriers. It will be brought up in the Senate and discussed, and it might possibly be passed by that body, but the House committee on Interstate Commerce has decided that it will report no general railroad legislation during the remainder of the session, and that decision blocks the Fulton bill with many others.

Railroad Senators Control.

As a matter of fact, it has never seemed probable that the Senate would permit this bill to come to a vote. The "railroad senators" still hold sway in that body, and it was their decree that the Fulton bill should be killed. In the hope of overcoming their objections, Senator Paton proposed several amendments intended to win the endorsement of interstate carriers, but these amendments will be unavailing, now that the House committee has decided that no railroad bills shall pass.

It seems to be the policy of the leaders to postpone further railroad legislation until the Taft Administration comes in, when an effort will be made to frame up a policy and make such changes in the existing laws as seem necessary to the new President—always providing the Senate can be forced to act.

Knapp Favors Bill.

That the Interstate Commerce Commission is heartily in favor of the enactment of the Fulton bill, prohibiting the advance in railroad rates, until such advances have been passed upon and declared reasonable by the Commission, is shown by a letter recently written the Secretary by Chairman Knapp, of the Commission. Commissioner Knapp, while not undertaking to voice the opinion of the entire Commission, does not hesitate to give voice to his personal views. In his letter he particularly endorses the "knapp amendment" which Senator Paton recently proposed to his bill. In his letter to Senator Fulton, Commissioner Knapp says:

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SHIP VERMONT WINS FLAG

Secured Trophy for Efficiency Over Minnesota by Narrow Margin.

GIBRALTAR, Feb. 5.—The "new battleship efficiency" flag, created as a trophy for the ship making the highest gunnery score, was hoisted on board the Vermont this morning. The Vermont beat the battleship from the Minnesota by a narrow margin.

The further provision which is designed to allow traffic agreements between countries to take effect at once, and which I believe would operate to the advantage of the public, I do not hesitate to express my desire for the enactment of such a measure.

JAP BILL MAY BE KILLED

(Continued from First Page.)

and in a calm and dispassionate manner pass upon them, keeping in mind not only the interests of our state, but of the Nation as well, and the duty we owe to it in observing the treaties entered into by our country in this regard."

Loeb immediately made his motion to postpone reconsideration, but Grove L. Johnson, of Sacramento, author of the bill, spoke against postponement. He suggested, however, that, if the matter were delayed, it be submitted to the judiciary committee and the Attorney-General, respectively, as to the constitutionality of the bill.

A. M. Drew, of Fresno, author of the anti-alien land bill which was defeated on Wednesday, said that there was no doubt about the constitutionality of the bill, but the point was that there was no need for it. He said the various municipalities were having no trouble with Japanese in schools, less than 1 per cent of them were of school age and they did not object to attending whatever schools they were assigned to. He would vote for reconsideration because he did not wish to stir up trouble for the President and his Cabinet and thereby interfere with treaty negotiations with Japan.

J. F. Transue discussed the Governor's message in his speech favoring reconsideration and defeat of the bill. He quoted those portions of the document referring to Japan's claim that the measure was in violation of her treaty rights and urged that the Assembly admit that it made a mistake yesterday when it passed the bill.

Stanton's Earliest Appeal.

Speaker Stanton took the floor at noon. He said: "Regardless of the merits of the bill, I believe it should at least be given reconsideration. We are treading upon very dangerous ground and I think that is necessitating the appointments being made under the spoils system. Every man competent to speak with authority because of his knowledge of and familiarity with the work of those census has stated that the result was to produce extravagance and demagogicism."

Senator A. Caminetti introduced the Japanese bill at a regular session in the upper branch today. He said:

"Since the question of admitting Japanese children in our public schools is again the subject of consideration, and it is claimed that the state has no jurisdiction thereof, owing to our treaty with Japan, it becomes the duty of the Legislature to consider it for no other reason than the welfare of the people of California and the right to conduct and control our public school system, rights which are not and cannot, under our system of government, be the subject of treaty stipulation with any foreign government. This it appears to me, we should do, lest, by acquiescence in silence, we stimulate the movement now encroaching upon the rights of the states."

against their race on the Pacific Coast, and like the conservative element in Japan, do not think that the California Assembly, in passing a bill excluding Japanese pupils from the schools, represents the general feeling in the United States. M. Kokichi Misuro, the Japanese Consul-General here, declined to make any formal statement against the vote of the California Legislature, but said well-to-do merchants express their views.

R. Sato, one of the best-known members of the Japanese colony in this city, a graduate of Harvard and a man who has business correspondents in California, said:

"Letters from California and Nevada tell me that the members of the Legislature of these states, who are bent on showing antagonism to the Japanese, do not really represent the feeling of the people of those states. The number of these agitators is growing less daily. If they had waited until next week to take a vote on the legislative measures directed against the Japanese, I doubt if any of the bills would have passed. Nobody can tell what the effect of this legislation will be."

At the Nippon Club last night, R. Hirose, a merchant, said:

"The United States and Japan are on friendly terms, the only warfare which will exist between them will be a commercial warfare."

If the lawmakers of California say that Japanese may not attend the public schools in that state, but must go to separate schools, like the negroes and the Chinese, then that is what the Japanese will have to do. The Japanese merchants will be compelled to do the same, too, if informed to think that this law or any other that any State Legislature may pass, will be sufficient to disturb the friendly relations which exist between your people and ours."

PASSES ANTI-ALIEN LAND BILL

Nevada House Strikes at Japs—Sen. ate Will Kill Action.

CARSON, Nev., Feb. 5.—The Nevada Assembly this afternoon passed the Griffen anti-alien land bill, which provides that no Asiatics, including the Japanese, shall own land or land mortgages in the state. The measure passed without opposition, but it is believed that the Senate will practically kill its purpose, so far as it is aimed at the Japanese, by amendment.

The Senate today unanimously tabled the Dodge Assembly resolution, asking for a war fleet in the Pacific and which also referred to the Japanese as a menace to America's peace.

The Griffen-Japanese resolution is held by the committee of judiciary and should that committee release the resolution, it will meet the same fate as the warship measure.

This afternoon, Senator Newlands' letter from Washington was read to the Senate, which then adjourned until Monday.

The anti-alien bill introduced by Mr. Griffen provides that any nonresident alien, person or corporation, except subjects of the Chinese and Japanese empires, may take, hold and enjoy any real property or any interest in lands, tenements or hereditaments within the state of Nevada as fully, freely and upon the same terms and conditions as any resident citizen, person or domestic corporation.

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To assist the commission in its deliberations there were laid before the members today diagram sketches of the naval organizations of Great Britain, Germany, France and other nations, and carefully prepared descriptions of the methods of management and distribution of duties for each by great industrial firms of the country.

The members were given letters from officers of the Russian fleet which was annihilated at the battle of Tsushima by the Japanese, bringing out strongly the unpreparedness and lack of organization which was largely responsible for the victory.

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