

## LAW SOUGHT FOR STATE-BUILT LINE

### Merchants Ask Relief From Harriman.

## COTTON GIVES INSIDE HISTORY

### Says Oregon Trunk Blocks Road Up Deschutes.

## ATTEMPT TO BUY FUTILE

### Despite Plea of O. R. & N. Counsel, Chamber of Commerce Will Send Lobby to Salem for the Desired Measure.

Opposition from other railroads that has retarded the construction of the Harriman line into Central Oregon was disclosed at the special meeting of the Chamber of Commerce yesterday afternoon when sharp criticism of the Harriman railroad construction in this state, stung to the point of defending the Harriman system's operations here, W. W. Cotton, general counsel for the Harriman lines in the Northwest, explained that delay in building the line up the Deschutes River has been forced upon them by others. The Oregon Trunk Line has surveys identical with a portion of the Deschutes Railroad, the Harriman project into Central Oregon.

These facts, however, did not appease the wrath of the members of the organization, and a resolution was unanimously adopted calling for state support for railroad construction. A strong committee was named to go to Salem and work for the passage of the bill now before the Legislature that will give the state or districts of the state power to construct railroads.

### Two Offers to Sell Out.

Interesting inside railroad history was shown at yesterday's meeting, and it developed that the Oregon Trunk Line, incorporated by W. F. Nelson, of Seattle, had made two distinct offers to sell out the Harriman line—once for \$2,000,000, and later, when half of the property had been acquired by Porter Bros., for \$10,000,000. The Harriman lines nibbled and paid over \$1,000,000, but the Oregon Trunk Line did not deliver the property and the sum was returned.

Mr. Cotton revealed railroad history that has up to this time been hidden in the archives of the two companies. Litigation between the two warring railroads has been in progress for months and briefs and processes have been filed by each side to the controversy. A representative of the legal department of the Harriman lines has been in Washington during the past week trying to get action on the maps of the Deschutes Railroad, the O. R. & N. branch, but without success.

### Special Meeting Is Held.

Yesterday's session of the Chamber of Commerce was a special one, called at the request of the transportation committee, and was well attended. Its object was set forth as being to devise ways and means to promote railroad building in this state. The meeting was held in the rooms of the organization in the Chamber of Commerce building at 2:30 yesterday afternoon.

William MacMaster, president of the Chamber of Commerce, presided at yesterday's meeting. "Our purpose in coming together today is to consider the ways and means of furthering railroad construction in this state," said Mr. MacMaster. "A bill has been introduced in the Legislature that will give the state power to proceed with the construction of railroads. The upstate members of the Legislature are in favor of it, but the Multnomah delegation is against it. The transportation committee of the chamber wants an expression from the business interests and the members of this organization on this measure."

### Wood Criticizes Harriman.

C. E. S. Wood was called upon by President MacMaster to speak on the subject. "I cannot claim any originality in this matter, although I have been urging it," said Mr. Wood. "What particularly aroused me was a recent meeting at Vale, where a delegation from Idaho pledged the Legislature of that state to take any action that Oregon might along this line.

"We who have seen both Eastern Oregon and Eastern Washington, that sagebrush deserts, can appreciate the need for some action. Eastern Washington is now settled, with its thriving cities, while Eastern Oregon, which is a better country for wheat and sugar beets, is still unsettled and is largely vacant lands. While I have freely criticized the policy of the Union Pacific, I have never flung stones at Harriman. I do not believe he is doing his duty by Eastern Oregon. The policy of the railroad is not my conception of the moral duty of those who are allowed to build railroads. To take millions earned in one territory to best off other railroads that would build here is, in my opinion, not doing the right thing.

"I believe Eastern Oregon needs a railroad more than the Puget Sound territory needs a parallel line to the Northern Pacific from Portland and tunnels at Tacoma and terminals there and at

## TEN RULES MADE BY TYRANT WIFE

### AFTER 26 YEARS' OBEDIENCE, HER HUSBAND REVOLTS.

### Answers Divorce Suit by Citing Marital Oppression Under Which He Groaned.

ST. LOUIS, Mo., Feb. 10.—(Special.)—Saddly lacking in appreciation of the import of those words, "love and obey," is Charles H. Menough's characterization of his wife, who 26 years ago framed an ironclad set of 10 rules and forced obedience through the years of their marital existence. The meek and lowly Charles at last has spurred his course to open revolt. He submitted a cross-bill in answer to his wife's suit for divorce filed several days ago. She charges desertion. "Can you blame me?" he replies, and appends these to his allegation:

Bang a gong as signal for him to retire. Locked the house at 7 P. M. If he wasn't in he slept in the woodshed. Forced to take off his shoes at the door. Made him pay \$10 a week board and the grocer's bill. Made him carry water from cistern and wash his own clothes. Gave her pet poodle Gary a bath twice a week. Denied him a plunge except on Sunday. Forced him to eat with a fork, when he was taught to use a knife. Wouldn't let him eat at table with unwashed hands. Barred use of tobacco because it darkened lace curtains. Forced him to walk ahead of her on the street and sit in front streetcar seat to prevent his looking at other women.

## WAS NOT BECKERT'S BODY

### Man Cremated at Chilean Capital Gets Minister in Trouble.

SANTIAGO, Chile, Feb. 10.—Baron von Bodman, German minister, today made the official declaration to the Chilean government that the body found in the ruins of the office of the German legation, destroyed by fire last Friday, was not that of Chancellor Beckert. This gives the affair a very serious, though not unexpected, turn.

A servant employed by the legation has been missing since the fire, and it is now believed it was he who was killed. A report has reached here that Beckert was captured at Chillan, the capital of the province of Nuble. The identification of the man arrested at Chillan has not been established.

Public opinion has been aroused by a speech which the German minister made at the funeral, in which he declared that he believed Beckert had been assassinated.

## EMPLOYERS UNMAKE MEN

### Elliot Condemns Methods as Not Encouraging Loyalty.

CHICAGO, Feb. 10.—Employers are largely responsible for the making or unmaking of people to whom they pay salaries, according to Charles W. Elliot, retiring president of Harvard University, who spoke before the Religious Education Association tonight. Among the obstacles named by Dr. Elliot to the welfare of the wage-earner were:

Insistence on exercising the power of instant dismissal; neglect to provide inducement for a workman to create a permanent home for himself, or what is worse, actually encouraging nomadic habits in an employee; neglect to reward loyalty in an employee by a systematic rising scale; limiting freedom to rise or deliberately to keeping every employee at work on the same job as long as possible.

## ORDERED TO WED INDIAN

### Bigamist's Sentence Has Unusual Condition Added by Court.

HELENA, Mont., Feb. 10.—Thomas Hamby, a former South Carolinian, convicted in the Federal Court here today on a bigamy charge, was not only fined \$100 and sent to jail for six months, but also sentenced to marry an Indian woman. Hamby's first wife, learning of his marriage to pretty Mary LaBrecht, a Blackfoot maiden, secured his indictment and a legal separation for herself. Because of the first marriage the second was declared void.

## TORNADO CAUSES DEATH

### Tears Path Through Pennsylvania and Unroofs Several Buildings.

PHILADELPHIA, Feb. 10.—A ten-minute wild storm of almost tornado proportions struck the upper part of Delaware and Southeastern Pennsylvania this afternoon, causing the death of one man and a child and doing much damage in the narrow path it made through the two states.

In Philadelphia the roof of Blockley Baptist Church was blown off and one of the heavy timbers struck Robert G. Weightman, who was so badly injured that he died. The storm did considerable damage in this city, blowing roofs off a dozen houses.

## CANNOT CHANGE TO SEA-LEVEL CANAL

### Taft's Engineers Say Cost Tremendous.

## MUCH TIME WOULD BE LOST

### Expenditure of Money Would Stagger Humanity.

## NEW MACHINERY NEEDED

### Result of Examination Is Practical Condemnation of Sealevel Canal as Involving Cost Beyond Computation.

ON BOARD THE UNITED STATES CRUISER MONTANA, at sea making passage from Colon to New Orleans, via New York, Feb. 10.—(Special.)—In line ahead, 800 yards distant, steams the armored cruiser North Carolina, bearing President-elect Taft and his party. The party has spent 11 days upon the isthmus, and during that time made an extensive inspection of the canal.

The work so far has been done with a lock type of canal in view. The nature of it has been such that the plans could not hereafter be altered to fit a sea-level type without extraordinary loss of time and money because of the change. The present stage once passed, the cost of any future alterations would involve tremendous expense, so it was now or never that a decision must be made.

If the sea-level type, then the work on the much-discussed Gatun dam must be discontinued and new machinery in large quantities must be secured in order to make excavations through the 23 additional miles, which the water shed by the Gatun dam would have flooded to a depth which would permit vessels to navigate the canal for this distance. Plans for placing machinery in order to permit a deeper excavation to the rockbound ridges of the Cordilleras must have been drawn and some practical way of controlling the sudden floods of the Chagres devised.

The opponents of the sea-level type maintain that all these things might be possible, yet the cost would be so tremendous as to stagger humanity.

## WILL FEAST A LA CREOLE

### New Orleans to Feed Taft With Masterpieces of Cookery.

NEW ORLEANS, La., Feb. 10.—While a heavy storm is blowing from the north and tearing up the street decorations, the city is preparing to feast President-elect Taft in a style which only the Creole cooks of Louisiana know, and every town along the route from this city to Cincinnati is sending a request that Mr. Taft stop to make a speech and be given a welcome.

The great event of the reception at New Orleans will be the banquet on Friday.

## WIRELESS BALKS SUICIDE ATTEMPTS

### AMBULANCE AWAITS BOAT IN REPLY TO CALL.

### Seattle Man, Despondent at Sea, Shoots Self, and Boat Operator Summons Physician.

SAN FRANCISCO, Feb. 10.—A wireless message from the steamer Queen probably saved the life of Herman Egbert, of Seattle, who attempted suicide by shooting himself aboard the vessel this morning before the Golden Gate was reached. The Russian Hill wireless station was notified immediately, and when the steamer reached the Broadway dock an ambulance was in waiting to convey the wounded man to a hospital. It is predicted by the attending physician that he will recover.



W. N. Gatens, Governor Chamberlain's Secretary, who is slated for appointment to Oregon Branch in Multnomah County.

Emert was accompanied on the Queen by his father. Domestic difficulties had rendered him despondent. This morning his reason seemed to leave him, and, crying out that he was pursued by Indians, he placed a revolver to his head and fired a bullet, which passed through his temple and came out of the right eye, destroying its sight.

## DOWN WITH EXECUTIONERS

### Double Guillotining Causes French Workmen to Shout.

ALBI, France, Feb. 10.—A double execution was carried out publicly in Albi today. An immense crowd was present. There was considerable opposition to the execution and during the night a crowd of workmen, who paraded through the streets, sang revolutionary songs and cried, "Down with the executioners!"

## SUNDAY BASEBALL O. K.

### Indiana Senate Passes Bill Making It Legal to Play Game.

INDIANAPOLIS, Feb. 10.—The Senate today, by a vote of 25 to 18, adopted the majority report recommending the passage of the Brolley bill permitting Sunday baseball. The bill had already passed the House.

## TIE VOTE FINISHES ANTI-JAP BILLS

### Separate School Plan Killed in House.

## BIG BATTLE AT SACRAMENTO

### Sudden Move by Transue Secures Majority.

## JOHNSON STANDS BY GUNS

### Gillett Rejoices Over Decision, as It Robs Japan of Excuse for Turning Loose Flood of Coolies to America.

SACRAMENTO, Cal., Feb. 10.—Yielding to the pressure brought to bear by President Roosevelt and Governor Gillett, the California Assembly retired from its previous position on the anti-Japanese bills today by reconsidering the former vote on the segregation of Japanese students in the public schools and finally rejecting the measure by a vote of 41 to 27. An effort by the supporters of the bill to reconsider further was lost by a tie vote and the Assembly is now clear of any anti-Japanese measure objected to by the National Administration.

Defeated by Tie Vote. The fight for the suppression of the bill was won after many hours of heated debate on the floor. The struggle started at 10:30 o'clock in the morning, on the presentation of a resolution by Assemblyman J. P. Transue, of Los Angeles, setting forth that, while the Assembly believed it had the right to enact anti-Japanese laws, and while it believed the Johnson school segregation bill was constitutional and did not violate any of Japan's treaty rights, it was the sense of the body that its recent vote, passing the school bill, should be reconsidered and the measure withdrawn because of the request made by President Roosevelt. The debate lasted until 4 o'clock in the afternoon, when Grove L. Johnson's motion to reconsider further was defeated on a tie vote, 25 to 25.

Little Chance in Senate. The school bill is still to be considered in the Senate, having been presented there by Senator A. Cammett, but there is little chance that the measure will be approved there.

"I am much pleased with the action of the Assembly," said the Governor. "The East has been deeply concerned in the measures pending here and I feared that, if the anti-Japanese legislation were pressed at this time, it would have a disastrous effect."

The anti-Japanese forces in the Assembly were led by Johnson, author of the segregation bill on which the fight hinged, while the opposition was directed by Transue and Richard A. McInroe. Transue's resolution opened the debate and the fight was really made on this measure, the reconsideration motion not being adopted.

For some weeks there has been friction over the suspension of two students for playing football when they were not up to the standard in their class work. Their friends took up the fight and several days since a bomb, or something that was supposed to be a bomb, intended for "The Car of the High School" was found in the basement. Since then there has been a lot of talk and accusations.

An effort was made today to find out who put out the posters, but it has been impossible to get any clear to the work, cleverly were they distributed. The Board of Education will probe the affair and dismissals are expected.

## CHASES HUSBAND ACROSS COUNTRY

### PORTLAND WOMAN RETURNING HOME IN TRIUMPH.

### After Two Years' Pursuit She Has Him Arrested, but Is Reconciled in Court.

CLEVELAND, O., Feb. 10.—(Special.)—Mrs. Della Allen, who gives her address as 513 Clay street, Portland, Ore., today finally succeeded in corraling Robert Allen, the recreant husband she says she has been chasing the breadth of this continent for the past two years. She tracked Allen down at Elyria, a small town near here, and had Chief of Police Whitney arrest him. This afternoon, in the midst of Allen's trial before Squire William Brown in Cleveland, Mrs. Allen suddenly threw her arms around Allen's neck and proclaimed the prosecution, so far as she was concerned, ended.

"We're reconciled; we're going back to Portland," she announced, while Allen red-facedly smiled acquiescence. Squire Brown refused to dismiss the case, but finally did consent to postpone it a week, expressing a willingness to wink at the couple's going back to Portland.

Allen, according to the story his wife told the Cleveland authorities, eloped from Portland with another woman in March, 1907. He was an iron-roller and his wife ran a boarding-house at the Clay-street address. She sold out and in a week was not in pursuit. She traced the couple first to Kansas City, she says, then to Chicago, then to Oskaloosa, Ia., and then clear across to New Haven, Conn. She arrived in New Haven several days later. Allen had already left.

For want of funds she temporarily discontinued the chase there and took employment as a domestic. During the last few months she made several wild goose chases to different towns after him, but she did not succeed in getting a definite line on his whereabouts until last week when she learned he was in Elyria. She went there post haste and located him in a boarding-house. The police did the rest.

## STUDENTS SLUR PRINCIPAL

### Grilled as Czar of High School in Posters at Stockton.

STOCKTON, Cal., Feb. 10.—(Special.)—The citizens of Stockton were greatly surprised this morning on passing through the streets to find the fences, billboards and walls plastered with a large poster grilling Principal E. B. Wooten, of the High School. It was an imitation of a theatrical poster, and, instead of using his correct name as the star of the show, he was billed as "Hank W. Wooten," starring in "The Czar of the High School" in a three-week engagement.

For some weeks there has been friction over the suspension of two students for playing football when they were not up to the standard in their class work. Their friends took up the fight and several days since a bomb, or something that was supposed to be a bomb, intended for "The Car of the High School" was found in the basement. Since then there has been a lot of talk and accusations.

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## JUSTICE E. E. SELPH DEAD

### Well-Known Native of Oregon Passes Away in California.

LOS ANGELES, Cal., Feb. 10.—(Special.)—Justice Edgar E. Selph died suddenly at his home, No. 126 East Twenty-fourth street, yesterday afternoon. His health had begun to decline several months ago, but his death was unexpected, his ailment being Bright's disease.

Justice Selph was born 48 years ago last December, in Salem, Ore., and remained in that state until he graduated from McMinnville College. He served as instructor at that college for five years and then began the study of law under W. D. Epton, now attorney for the Southern Pacific Railway. He was admitted to the bar in Oregon in April, 1880. He came to Southern California in 1888. He was well known in judge circles, being a Shiner, member of the Knights Templar, Knights of Pythias, Woodmen of the World, Fraternal Brotherhood and the Order of Eastern Star.

Justice Selph leaves a widow and two sons, Ewald and Raymond. His father, William Selph, and his sister, Mrs. Adah Morrison, are also living and reside in Southern Oregon.

## POLICE RAID UNION HALL

### Capture Eight Painters in Quiet Game of Poker.

Eight members of the Painters' Union were arrested by the police last night in a gambling raid made on the Building Trades Council Hall, 382 Second street. A quantity of poker chips and cards were taken as evidence. The men admitted that they had been playing poker. They gave the names of H. Paulson, J. H. Emerson, J. D. Smith, Charles McGee, F. W. Stohr, O. E. Nordstrom, C. Commodore and J. Thompson. After some delay they managed to secure their release on bail. There had been a meeting of the union at the hall last night and the men arrested had gathered about a table in a friendly game when they were surprised by the sudden and unexpected entrance of the police. The raiding party consisted of Detective Sergeant Kay and Patrolmen Burstow, Owens and Thatcher.

## 'EMERGENCY' GETS ONE MORE JUDGE

### Bill Passes Each House and Will Be Signed.

## GATENS TO GET APPOINTMENT

### Judge McGinn Voices Strong Protest Against Haste.

## START INITIATIVE PETITIONS

### Says He Has Nothing Against Gatens, but Declares No Emergency Exists and Considers People Should Have Voice in Matter.

STATE CAPITOL, Salem, Feb. 10.—(Special.)—The Multnomah County bill increasing the number of Circuit Judges from four to five has passed both Houses and will go to the Governor tomorrow. It will be signed by the Governor, and immediately the Governor will appoint his private secretary, W. N. Gatens, to fill the new judgeship. The bill was passed with this understanding, it having been announced from the Governor's office several days ago that if the bill should pass, this appointment would be made.

Gatens will hold office until the next general election, in November, 1910, when his successor will be elected. The bill creating the new judgeship was passed by the Senate this afternoon without a dissenting vote. Addresses were made by Senators Coffey, Albee, Selling and Nottingham, showing that the work of the court in Multnomah County is congested, and each of these Senators declared that an emergency existed justifying the addition of the emergency clause to the bill.

## M'GINN WILL MAKE FIGHT

### Proposes Law to Prevent Emergency Clause on Such Bills.

"So they have finally log-rolled this bill through, have they?" said Judge McGinn last night at the Portland Hotel. "Well, I promised the Bar Association of Portland, and I now promise the taxpayers and people of Oregon, that I will at once have initiative petitions circulated for signatures, so that the people of Oregon can pass judgment on this new judgeship at the next election, and they can then say whether or not an additional judge is wanted in Multnomah County, and whether they will permit legislation in future to append the emergency clause to such measures as this.

"I want to have it fixed for all time by a vote on this measure, so that the Legislature will never add such a lie to

(Concluded on Page 4.)

## INDEX OF TODAY'S NEWS

The Weather. YESTERDAY'S—Maximum temperature, 45.1 degrees; minimum, 38.5. TODAY'S—Probably fair, westerly winds. Legislatures. Bill for another Multnomah County Circuit Judge passes both houses under "Emergency Clause." Page 2. Bill amending primary election law passes House. Page 6. House instructs committee to make provision for all three normal schools. Page 4. Three "moo" salary bills pass over veto. Page 7. Runoff Washington would require bonding of Japanese visitors to fair to return is queried. Page 7. Indian legislature at Olympia defends Oriental. Page 7. Foreign. Riots in Mexico due to landier oppression. Page 2. National. Legal obstacle in Knox's entering Taft Cabinet may be removed by special law. Page 5. Senate committee proposes to make Evans Vice-Admiral and reorganize Navy Department. Page 3. California House finally rejects Jap school bill. Page 1. Engineers' fight over cost of changing canal to sea level suspended. Page 1. Hawley detects landgrab scheme in Yaquina wagon road. Page 1. Domestic. Wireless telegraph thwarted would-be suicide. Page 1. Vessel wrecked on Atlantic Coast and crew rescued with great bravery. Page 5. Bell scores unwritten law as excuse for killing thru. Page 2. Mrs. Leung produces evidence of husband's disloyalty. Page 6. Cincinnati men testify against Harriman merger. Page 2. Transcontinental roads refuse to annul increase of rates. Page 3. Old master's painting of Madonna found in rubbish in California. Page 1. Sturting placards about high school principal posted at Stockton by students. Page 1. Portland and Vicinity. T. B. Wilcox may acquire Olds, Wortman & King annex. Page 9. Chamber of Commerce will ask for state aid in building railroad to Central Oregon. Page 1. Centenary of Lincoln's birth will be generally observed in Portland. Page 11. Many temples and shrines to be dedicated and county certificates. Page 12. Council of Jewish Women holds annual open meeting. Page 9. F. V. Holman dissents from majority report of charter revision commission. Page 10. Mayor Lane charges that stock of Portland Hallway Light & Power Company is watered. Page 10. Council asks Willis for report on gambling conditions in North End. Page 10. Water Board raises salaries of all clerks, engineers and firemen in that department. Page 9. Trains to run to Spokane over North Bank road by middle of March. Page 10. Maaness decide to climb Mount Baker next summer. Page 9. D. A. Shindler must produce property on old debt or go to jail. Page 10. Sheriff Stevens captures third suspect in O. R. & N. train robbery. Page 4.

