

SENATE PLACES YOUNG ON SHELF

Heeds Fulton's Request; Deaf to Bourne.

NO TIME TO ACT THIS SESSION

Bourne Tries to Get Even by Striking at Fulton.

OPPOSES HIS JUDGESHIP

Protests to Taft Against Fulton's Appointment, but Senate Leads Rally to Fulton, While Bourne Has One Backer.

OREGONIAN NEWS BUREAU, Wash- ington, Mar. 1.—It is apparent from the action of the Senate in executive session today that John C. Young cannot be confirmed as postmaster of Portland before the expiration of Congress on Thursday, when his nomination becomes void. The nominations of all postmasters presented to it were confirmed save that of Mr. Young. When his name was read, Fulton then rose and stated that before action was taken he desired to present an array of facts which, in his judgment, disqualified Mr. Young for postmaster. He intimated that he had much to say and would require considerable time in presenting his case.

Not Enough Time, Says Hale. Mr. Hale then stated that he could not consent to consider this case because the Senate, with a small quantity of public business demanding consideration, could not spare the time. Bourne protested against this being set aside, but the Senate would not listen to him.

The Senate immediately threw open its doors and resumed consideration of the sundry civil bill. As the full time of the Senate will be occupied with appropriation bills from now until adjournment, it is evident that the Senate will not grant the time necessary for the consideration of Mr. Young's confirmation.

Bourne Trying to Get Even.

Angered because Fulton refuses to consent to the confirmation of Mr. Young, Bourne will endeavor to "get even" with his colleague. Already he has gone to President-elect Taft to protest against the appointment of Fulton to the new Federal judgeship created by the bill which passed Congress Saturday. He is bringing suit to hear all the influence at his command to head off Fulton's appointment, and it is reported he has endeavored to enlist the co-operation of Francis J. Heney.

Taft's another report that Bourne has urged upon President Roosevelt to veto the bill, but such action would convey the impression that Mr. Roosevelt could not trust Mr. Taft to appoint Federal judges for Washington and Oregon.

To offset Bourne's efforts, influential Senators close to Mr. Taft are planning to see the President-elect immediately and to urge strongly the appointment of Fulton. It is understood that La Follette is the only Senator who will join Bourne in opposing Fulton.

OPEN DITCH FLOODS ECHO

Streets of City Inundated Before Flow at Intake Shut Off.

PENDLETON, Or., March 1.—(Special.)—Echo is flooded with water tonight as a result of a break in the Government ditch at that point. The break occurred just above the depot, and the water rushed down the hill at a tremendous speed. After the water was shut off at the intake, one mile and a half distant, a heavy volume of water had yet to find its way into the streets.

A large portion of the town was protected by the railroad grade, which dammed and turned the flood. The schoolhouse, the sporting mill and the depot were inundated with from two to three feet of water. It is not thought that the water will damage the railroad track to the extent of hindering trains.

TRAIN TOOK HIS ORANGES

Mexican Rancher Causes Wreck by Anxiety for Fruit Shipments.

GUADALAJARA, Mexico, March 1.—Jose Flores is in jail at La Baraca, charged with wrecking a train. He has a plantation near Salamea and loading a car with oranges, he demanded that the Mexican Central remove it. As this was not done he set the switch so that the first on-coming train would run onto it, hoping the train crew would take his oranges. Northbound passenger train No. 6 ran into the car, wrecking the engine, baggage car and a third-class coach and injuring several passengers, and, as a result, the owner is a prisoner.

WOMAN IS RESCUED BY HUMAN LADDER

NOTED LANDMARKS AT RENO ARE BURNED.

Palace Gambling House, Scene of Many Spectacular Plays, Among Buildings Destroyed.

RENO, Nev., March 1.—Fire starting, it is supposed, from an overheated flue in an upper room of the Arcade Hotel on Commercial street at 3 o'clock this afternoon quickly communicated to the Palace Hotel and gambling house, owned by Jim May, at the corner of Commercial and Center streets, and in an hour the old landmark and notorious gaming place was on a level with the Arcade Hotel, a mass of smoldering ruins.

Four men made a thrilling rescue of Miss Pearl Foley, who had been asleep in one of the rooms of the Palace. After throwing several articles of value from the window, she collapsed and lay helpless on the sill, while flames swirled back and forth. Before a ladder could be raised the man rushed forward and climbing one upon the other reached Miss Foley and conveyed her to the street through a flame-filled stairway.

The Palace gambling house has been the scene of many spectacular plays, one of the most noted being made by its present owner, Jim May. On night two years ago, after a run of hard luck May put a \$1000 bill on No. 4 on the roulette wheel and won \$25,000. In lieu of cash he was given an interest in the games, since which time he had acquired the building.

The Washoe saloon and restaurant, adjoining the Arcade on the west, was wrecked and its contents destroyed. The loss will approach \$100,000, partly covered by insurance.

COURT UPHOLDS RATE LAW

Washington Railroad Commission Has Power to Fix Charges.

OLYMPIA, Wash., March 1.—The Railway Commission of this state, including the power conferred upon the Commission to fix railroad rates, was upheld by the Supreme Court today. A constitutional question was raised by the Great Northern in an appeal from the joint wheat rate order of the Commission, that the power to fix rates is vested solely in the Legislature by the state constitution. The court holds that the Legislature, in expressing that the rate shall be fair, just, reasonable and sufficient, declares a law and that details of working it out are merely administrative and can be delegated to commission. This is in direct conflict with an opinion rendered last Summer by Judge C. H. Hanford in the Federal Court.

The Supreme Court also sustained the constitutionality of that section of the law authorizing the Commission to compel physical connections between competing railroads at junction points.

KAISER FINDS HIS TONGUE

Makes Speech Praising Work of Minister of War.

BERLIN, March 1.—Emperor William delivered a speech today in connection with the centenary of the foundation of the Ministry of War, in which he praised the glorious work done for the Fatherland by this department.

"I am proud to testify that this Ministry has fully satisfied all expectations and that it has performed its duties with great fidelity and sacrifice, ignoring fatigue," he said. "It has prepared and strengthened the Army so that the military forces always have been capable of fulfilling their great work as the strong and unconquerable protector of the Fatherland."

GROOM WAITS 20 MONTHS

After Getting License Bride Changes Mind—Then Changes It Again.

BUTTE, Mont., March 1.—(Special.)—A unique instance of a marriage license being kept 20 months before being used became known here yesterday, when Victor Mattson asked the Courthouse officials if the license was still good. In August, 1907, Mattson secured the license. The following day his intended bride, Lena Flankner, changed her mind and called for Finland. Hearing Mattson's appeal for her to return, she finally changed her mind again, returned, and the couple were married yesterday.

FOLLOWS IN J. D.'S STEPS

Adlai Stevenson Forsakes Law and Coal to Establish University.

CHICAGO, March 1.—What to do with our Vice-Presidents is a question which has been solved by at least one of them for himself. Adlai E. Stevenson, it was learned today, will retire from his law business and his coal mining to establish the LaSalle Extension University. The LaSalle institution's aim is an extension along the lines which have proved a success by the University of Wisconsin.

HARVESTER COMPANY PAYS

Sends Kansas Check for \$13,702 for Fine and Costs Assessed.

TOPEKA, Kan., March 1.—The International Harvester Company today paid to R. L. Thomas, Clerk of the Shawnee County District Court, \$13,702, the fine and costs assessed against the company by Judge W. Dana for violating the Kansas anti-trust laws. The case was appealed and affirmed by the Supreme Court a month ago.

WHEAT PIT WILD IN FACE OF BREAK

Excitement in Chicago at Feverish Stage.

PRICES DECLINE SLIGHTLY

Grain Pours Into City From Western Warehouses.

PATTEN COOL AND SELLING

Turns Tables During Tensest Mo- ments—Big Trader Denies He Is Trying to Corner the Market.

Year	Price
1900—June	\$0.87 1/2
1901—December	79 1/2
1902—September	95
1903—September	105
1904—October	122
1905—February	124
1906—April	94 1/2
1907—May	103 1/2
1908—May	111
1909—February	119 1/2

CHICAGO, March 1.—(Special.)—Bull force yielded a bit in a tremendously exciting wheat market today, the bears being backed up as in a secondary line by a weaker market abroad and an influx of wheat from farms and interior store-houses, especially in the Northwest. It was a day to make the average trader fearful, but Patten and his associates seemed to go through the ordeal unafraid and still true to the flag they have set up for themselves.

Prices Decline Slightly.

Net results of the day's transactions in this market were a price loss of 7-8 cents for May, 3-8 cents for July and September and 1-8 cent for December. Tonight the trade generally is expressing the view that the slump in May wheat has not altered in the slightest the broad situation in which the activities of weeks have been building. The day's set-back was merely looked upon as more severe than others before it, and those who have made a close study of the Patten tactics believe this tumble will be followed by a further marking up of prices by the leading longs.

The cash situation was plainly not so long as it was last week, although there was no cheap wheat in sight. There were indications in some quarters that mills are either getting filled up with wheat or are running short of orders for winter-wheat flour on the basis of current prices.

It is believed that the Patten crowd disposed of a considerable line of May and July wheat in the excitement to

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WRIGHT HAS CLOSE CALL IN AIR-CAR

RUDDER STRIKES GROUND, MA- CHINE IS DISABLED.

Aviator and Spanish Colonel Nar- rowly Escape Injury When Accident Occurs.

PAU, France, March 1.—Wilbur Wright and Colonel Vives, chief of the aerostatic corps of the Spanish army, narrowly escaped injury today when the rudder of the Wright aeroplane struck the ground, disabling the machine. The accident occurred just as the machine was being launched for a flight. The rudder snapped and the cable used to guide the rudder wound around the propellers, which in turn were disabled. The machine, however, flew on 40 meters and then stopped. Neither of its occupants was hurt.

Previously Mr. Wright had made two successful flights with MM. Lambert and Tissandier as passengers.

MAURETANIA 'GOING SOME'

Turbine Caudard Breaking Her Own Eastward Record.

NEW YORK, March 1.—From cable advices received from Patten giving the position of the turbine liner Mauretania at 7 o'clock tonight at 558 miles west of Queenstown it is apparent that unless some accident causes the slackening of that vessel's average speed, she will establish a new record for the eastward voyage between this port and Queenstown.

Up to Saturday noon the Mauretania had covered 1248 knots at an average of 25.21 knots an hour. During that time she had improved on her own record for a day's run by covering 697 knots during the 24 hours from Friday noon to Saturday noon. This is an average speed of 36.29 knots an hour and a new record. If this keeps up she will reach Queenstown at about 8:30 A. M. Tuesday, an hour and a half ahead of her best time for the trip, completing the voyage in 4 days and 19 hours.

PUT CANNON ON AIRSHIPS

Germany Army Adopts Plans—Pre- caution Against Explosions.

BERLIN, March 1.—The military airship of the future is to be armed with small cannon or machine guns. The army authorities at several headquarters throughout Germany are experimenting along this line and it has been virtually decided to provide balloons of the rigid Zeppelin type either with cannon of small calibre or machine guns.

The danger resulting from the recoil and the escaping of gas from the muzzle has been practically eliminated by a system of adjustments, the details of which are kept secret.

BREAKS ROOSEVELT'S GAIT

Dr. Throckmorton at 65 Outrides Retiring President.

Piqua, O., March 1.—Dr. G. C. Throckmorton, aged 65, exceeded today the military ride of President Roosevelt of 36 miles, military gait, when he rode three hours in relay 120 miles in 13 hours 45 minutes. The result was telegraphed to President Roosevelt, who manifested interest in the effort to break his record.

LUCKY BALDWIN LOSES LAST RACE

Death Proves Too Fast for Aged Turfman.

FIGHT FOR ESTATE ASSURED

Many Affairs With Women Will Form Its Basis.

WEALTH MUCH SHRUNKEN

Careless Mortgaging Has Lost Much Property—Once Pleaded Bad Reputation as Defense From Woman's Claims.

LOS ANGELES, Cal., March 1.—(Special.)—The death of old Lucky Baldwin at 7 this morning, after a long struggle with pneumonia, means the probable beginning of many sensational suits at law for a slice of the fortune of \$10,000,000 which the old stock plunger and turfman left.

Baldwin should have left \$50,000,000, as 20 years ago he was worth that amount, but bad management and fondness for mortgaging property cost him very dearly. All that he had at the time of his death was the famous Santa Anita ranch of 60,000 acres, the Taliesin Hotel on Lakes Tahoe and several parcels of real estate in San Francisco. How heavily these properties are mortgaged, no one except his brother-in-law and manager, H. A. Unruh, can tell.

Careless About Mortgages.

Of late years Baldwin has been very careless in money affairs and only last month his counsel in San Francisco retired because he had neglected to answer their letters. Judgment for \$2,000 was found against him. Baldwin built the Baldwin Theater and Hotel on one of the finest corners of Market street in San Francisco, but he carried two \$1,000,000 mortgages on it, and when the buildings burned a few years ago he could not pay the bank, which foreclosed, and the property fell into the hands of James L. Flood.

Many Beautiful "Nieces."

Baldwin's affairs with women will probably lead to much litigation. He was married three times and he was sued for breach of promise twice. He always had a number of beautiful "nieces" living with him—attractive girls who are able to put in claims for a part of the estate. His latest marriage was to Miss Bennett, of San Francisco, 18 years old, and the daughter of a prominent architect.

Swore He Would Fool Death.

Baldwin's vitality was remarkable.

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PORPHYRY GOD IS 3000 YEARS OLD

PROOF FOUND THAT EGYPTIANS SETTLED MEXICO.

Excavations Under Mexican City Disclose Interesting Specimens.

LOS ANGELES, Cal., Mar. 1.—(Special.)—That the Egyptians crossed from the land of the Nile and settled in Mexico by means of the Lost Continent, Atlantis, is the new theory advanced by Colonel L. E. Fox, a local civil engineer, and an archaeologist. In proof of this theory Fox today brought here interesting archaeological specimens dug up in the City of Mexico while workmen in his charge were excavating through the ruins of a prehistoric temple. Fourteen feet beneath the surface they found a porphyry god, most Egyptian in appearance, resembling the Sphinx, weighing about 30 pounds and being a foot tall. Nearby were an urn of terra cotta painted vermilion, proving that it was for use in temples, and not for the common people, and bearing representations of asps, Egyptian priests and chieftains, some heads of priests, arrow heads and a spindle bearing hieroglyphics similar to the Etruscan. Fox declares the porphyry god is 3000 years old.

HUSBAND ACTS AS REFEREE

Watches Wife Thrash Man She Says Insulted Her.

SEATTLE, Wash., March 1.—(Special.)—L. E. Evett, of the firm of L. E. Evett & Co., real estate agents at 65th street and Phinney avenue, was thrashed with a small riding whip at his office Sunday morning by Mrs. William Bohringer, wife of a lineman employed by a local telephone company, who said Evett had insulted her the night before in his office. After administering the thrashing, the woman and her husband, who accompanied her and acted as the referee, left, and Evett says Bohringer apologized for his wife's act. Evett states that the woman had made a nuisance of herself through her demands for the use of his phone and her pleadings for a permanent position in his office. He declares that he offered her no insult, and says he has witnesses to prove his assertions.

THREE GRaftERS GUILTY

Pittsburg Councilmen Convicted, ex- Banker Is Acquitted.

PITTSBURG, March 1.—After the jury had been out nearly 53 hours, a verdict of guilty was returned late today against three members of the Common Council, William Brande and Councilmen John P. Klein and Joseph C. Wasson, charged with conspiracy. Ex-Bank President W. W. Ramsey, indicted on the same charge, was acquitted on the orders of the court.

The three convicted men were charged with having conspired to pass an ordinance for the paving of certain streets with wooden blocks on the payment of certain sums of money. A detective posing as a wood-block contractor secured the evidence. Klein and Ramsey had already been convicted of bribery in individual cases. An appeal will be taken.

PRIEST BEATEN BY THUGS

Lured From Home on Pretext Woman Needs Dying Rites.

BOSTON, March 1.—Three unknown men lured Francis Lebert, pastor of a Roman Catholic Church of Our Lady of Mount Carmel, from his home in East Boston tonight and beat him into unconsciousness. Two hours later the Rev. Mr. Lebert recovered sufficiently to go to a physician's office.

Father Lebert was told by the strangers, when they called at his residence, that a dying woman desired the last rites of the church. The motive for the outrage has not been learned.

GAS COMPANY DISGORGES

New York Concern Starts Refund- ing \$12,000,000 Under Law.

NEW YORK, March 1.—Disbursement of the \$12,000,000 in rebates due to gas consumers in Manhattan and the Bronx, under the 30-cent gas law in connection with the decision of the United States Supreme Court, was begun today by the Consolidated Gas Company and its subsidiary corporations. When the first day's work of repayment was closed approximately 900 checks had been sent out, these aggregating a face value estimated at about \$100,000.

SENATE PASSES PRIMARY

Not a Dissenting Voice in Califor- nia's Upper House.

SACRAMENTO, March 1.—Without a dissenting vote the Senate passed, late this afternoon, the Wright-Stanton direct-primary bill. The measure, which will be sent at once to the Assembly, provides for nomination for all public offices by direct vote of the people. This includes United States Senators.

VOTE ON WOMAN SUFFRAGE

Senate of South Dakota Puts It Up to Public Vote.

PIERRE, S. D., March 1.—The Senate today passed the House resolution granting a popular vote on an equal suffrage amendment.

WITNESS SOLD IN CARMACK TRAGEDY

Dr. Glasgow's Evidence Bought by Defense.

COUNCIL ARGUES OVER COST

Sensational Feature Is Added to Murder Trial.

TESTIMONY HELPS COOPER

Physician Declares if Senator Did Not Fire First Shot He Could Not Have Fired at All.

NASHVILLE, Tenn., March 1.—The spectacle of counsel on one side not only selling a witness to the opposition, but haggling over the terms, was an incident today in the Cooper trial.

The subject of the transaction was Dr. McPheters-Glasgow, who had been employed by the prosecution to perform an autopsy on Senator Carmack's body. He did so and reported his findings to the prosecution. He was subpoenaed by the state, but was not used. The defense learned of the autopsy and summoned the doctor.

Dr. Glasgow told counsel for the defense that his services as an expert had been retained by the state and that he would not discuss the case except with the Attorney-General.

Becomes Witness for Defense.

Attorney-General McCain proposed that if the defense would pay the state the costs of the autopsy, including Dr. Glasgow's fee, the state would waive its rights.

Judge Hart said the defense wanted "to see the goods" before it bought, and offered to confer with Dr. Glasgow. To this the prosecutors entined an emphatic veto.

"Pay whether you use him or not," they said.

There was another hurried conference and the defense bought the goods in the bag and Dr. Glasgow became its witness. The significance of his testimony was that any one of the three wounds was necessarily and instantly fatal and that if the Senator did not fire the first shot he could not have fired at all.

The other chief witness was S. J. Binlings, who claimed to have seen Senator Carmack fidgeting his revolver and testing the cylinder a few moments before the shooting was begun. He also tes-

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