His Testimony Before Committee Answers His Enemies' Attacks.

URGED LAW BE STRONGER

Secretary's Action Prevented Approval of Claims and Caused Amendment Which Puts Bar

OREGONIAN NEWS BUREAU, Wash-Sept. 21. - When Richard A. Ballinger was Commissionar of the General Land Office, he appeared before the House committee on public lands and in terms emphatic and unmistakable urged an amendment to the Alaska coal ,land law which would make it impossible for corporations or individuals to get a corner on the valuable coal deposits of Alaska, as is allieged to have been attempted by C. C. Cunningham and his \$2 associates. He pointed out the danger of a laggely-drawn coal land law in Alaska, and showed wherein the then existing law could and should be strengthened.

Yet in the face of all that Mr. Ballinger said before the committee, his utterances have been sent forth through prejudiced newspapers, and garbled ex-

prejudiced newspapers, and garbled ex-tracts from his testimony have been quoted to show that he in reality urged legislation which would enable Cun-ningham et al to acquire title to their 32 claims in the Katilia district without further delay before the Interior

Urged Check to Monopoly.

In justice to Mr. Hallinger his testimony on that occasion is here reviewed briefly, and salient points quoted to show the position he actually took and to show that Congress, following his suggestions and the suggestions of ex-Suggestions and the suggestions and the contained a very effective anti-trust clause. Very early in his testimony, Mr. Ballinger, on March 3, 1908, impressed upon the committee the neceselty of so framing its legislation as to permit the Secretary of the Interior "to prevent the combination and monop-cilization of the various coal deposits that may be disposed of." He also triged that the law be so framed as

urged that the law be so framed as "to provide for a development that will not hold the lands purely for speculative purposes." Continuing, he said:

"In Alaska it is an important question that these coal deposits be disposed of so that the Government may have a development in those deposits which will secure coal for naval purposes. The best coals we have on the Pacific Coast are in Alaska, and the Government should have some super-Pacific Coast are in Alaska, and the clovernment should have some super-visory control over the development and disposition of those deposits, so that they will not fall into the hands of large corporations and extortion be demanded in the sale of coal or the coals

manded in the saie of coal or the coals withheld from development."

Further along in his testimony attention was called to the statement that there had been very little development in the coal deposits of Alaska, a statement which Mr. Ballinger affirmed. ment which Mr. Ballinger affirmed. Pressed for a statement of conditions,

Only Slight Development.

There has been no development axcept upon one claim, as I understand,
by Mr. McDonald, who has taken out
a few hundred tons. The records of
the General Land Office show that 22
the General Land entries have been made in Alaska, ing River, in the Katalia district (the Cunningham entries), and from information or file it would appear that a total of about 66.830 acres of coal lands have been located in this district. No other coal entries have been made in Alaska, and the General Land Office is without information as to the number of locations which may have been made envious toculties.

in various localities."
It was then explained that on Nevember 12, 1966, all coal lands in Alaska had been withdrawn from entry, and that since that time there had been no apportunity to make or file declaratory

muck-rakers to the fact that Mr. Bal-linger, as far back as March, 1998, was aware that there were 33 Cunninghan entries pending in the Katalia district but the criminality of such knowledge is not indicated. Much is made, also, of Mr. Ballinger's statement that the bulk of the coal produced in Southeast-ern Alaska would find market in the Pacific Coast states and in the Navy rather than in the markets of Alaska.
Mr. Ballinger did voice the opinion that
the principal object of opening bona fide coal mines in Alaska would be to export coal to the ports of Washington. Oregon and California, and to dispose of much of the better grade coal to the

Sliding Scale of Prices.

In further justice to Mr. Ballinger, his testimony should be pursued further. The committee was debating whether to fix the price of all Alaska coal at a flat \$10 an acro or provide for varying prices. This is what he said to the Washington Association Completes

'I would give some elasticity to the price of coal. For instance, instead of fixing the price at \$10, as atipulated in the pending bill. I would say 'not less than \$10,' but upon the coals already entered or located I would leave the price as it heretofore was, a flat price of \$10 an acre. As to the disposition of the coal areas under future legisla-I would leave that elastic so that the higher grades of coal could be sold at a higher rate than \$10 an acre."

Blocked Cunningham Claims.

But to get at the very meat of Mr. Bailinger's testimony it must be rehearing was being given was so drawn that, had it not been amended, it would have confirmed the title of Cunningham and his associates. Whether or not that was the purpose of the bill is purely a matter of conjecture, but that would have been its effect. Being familiar with the fact that the Cunning ham entries had long been suspended because of suspicion that they were be-ing pressed contrary to law, Mr. Bal-linger, called the attention of the committee to the necessity for amending and strengthening the bill before it.

"The inst section of the bill," said he, "provides for a consolidation of existing entries and does not call for the proof of the good faith of the original entry or location. There are a great many charges pending against some of the original entries in Alaska. At the time these fields were located corporations were organized. The men had skirting t really no method of taking advantage be establis of these coal measures. It resulted in operating

their geiling involved in conditions which upon the records of the Land Office are a techineal violation of the statute, and it is a situation which should be cleared up. In my estimation it has not been the intention of the people in the field nor in Alaska to put them in hostility to the laws, but they have been in a position where they could not by virtue of the circumstances accommodate themselves to the stances accommodate themselves to the stances accommodate themselves to the laws, and with this last provision they could transmute their present entries into the form suggested by this bill, and those new entries would be treated

us primary entries." Ballinger Held Up Entries.

The Cunningham syndicate, notwithstanding the new law of May 28, 1908, which shortly followed the hearings above referred to, declined to availitiself of its provisions, and incisted that its entries be further considered under the old law. It will be noted that Mr. Ballinger clearly expressed the view before the committee on March 2, 1908, that the pending Alaska entries were clearly in violation of the law then existing, and as those entries still stand under that law, and as the Cunninghams have declined the option of



George C. Pardec, Ex-Governor of California, Who Assails Secretary Bullinger and His

coming under the act of May 25, 1908, their entries must still be regarded by Mr. Bailinger as made contrary to the act under which they were filed, and also at variance with the law enacted a year and a half are

year and a half ago, in concluding his hearing on the Alaska coal land law, Mr. Ballinger

Alaska coal land law, all bailinger said:
"I am perfectly in accord with any theory that will get the results that are sought to prevent monopoly in coal, enforce the development, and give the Government an opportunity to get coal for its Navy and for other public purposes at a reasonable price. When that can be accomplished, that is all the Government should be looking for, in my estimation." in my estimation.'

WOMAN GOES ACID ROUTE Despondent Wife Seeks Solace in Suicide's Grave.

WALLA WALLA, Wash., Sept. 21-Special.)-Despondent because of domesic troubles and ill-health, Mrs. Lydia M. Cassett, wire of H. L. Bassett, living on the state line, swallowed the contents of a two-ounce bottle of carbolic acid at o'clock this morning, dying a little more than an hour afterward.

Medical ald had been summoned, but good-bye and making disposition of her property. Mr. Bussett had arisen shortly before i o clock and had gone out of the house. When he returned his wife was lying across the bed with an empty bottle

at her side.

Mrs. Barage, who is a daughter of D.

B. English, was 25 years of age, while
her husband is more than 60. This is his
second marriage and it is said that his first wife was unhappy.

MILLS RUN; "OPEN SHOP"

Shingle-Weavers' Strike at Elma Comes to Naught.

ELMA, Sept. 21.—(Special.)—The strike of the shingle weavers as affedling the mills around Elma is about over. Every mill in this vicinity is now operating, ex-cepting those of the Elina Lumber Com-pany, the Vance Lumber Company, C. F. Peterson and the White Star Lumber Company; but the latter company's ahingle mill was not running at the time the strike was declared so it caunot be considered.

Company: but the latter company's shingle mill was not running at the time the strike was declared so it caunot be considered.

3. J. Wray started his mill up this morning. The Rayville mill, the L. J. Smith Shingle Company, the Mack Shingle Company, Servis & Hillis. Heavy McCleary Timber Company, the Mack Shingle Company, the Moxie Shingle Company, the Moxie Shingle Company, the Porter Mill Company, Taylor & Evans are now ell being operated. They are running and indigations are that they will not be closed. The open shop system prevails in these mills.

President has assured us both before and after he became President, that he was in full sympathy and accord

Session at Spokane.

SEATTLE, Sept. 31.—The Washington State Plumbers' Association, in convention here today, elected the following officers: A. M. Goddard, Tacoma, president; J. C. Smith, Aberdeen, past-president; James Gregge, Tacoma, secretary; E. V. Lambert, Spokane, treasurer; James Smythe, Spokane; W. F. Eckert, Seattle: T. H. Bellingham, Tacoma; C. H. Healey, Everett, and W. C. Spinning, members of the executive committee. members of the executive committee.

Goddird, Healey and Spinnier were also chosen delegates to the next National convention, the location of which has not yet been decided. The next state convention will be held in Taxoma.

ROAD IS READY FOR RAILS Deliveries of Steel Made on Grays

Harbor Railroad.

ELMA, Wash., Sept. 21.—(Special.)—
With the grade completed on the new
line of the Puget Sound & Grays Harbor Railway, and the steel and ties being
delivered, it will be but a few weeks
until the road is completed.
Already evidences of the great benefit
the building of this road will be to the
Cheballs Vailey are being seen. Two new
townsites are being laid off, and sidings
are being put in at convenient distances are being put in at convenient distances along the line. With a vast timber belt skirting the road, mills and camps will be established as soon as the road begins

Ex-Governor Hints Authority of Law Has Been Used More Than One Way.

RAISES CRY OF MONOPOLY

Action of Secretary of Interior in Throwing Open for Entry Lands Withdrawn by Garfield Is Held Up for Disapproval.

LOS ANGELES, Sept. 21 -- Ex-Governor Pardee, of California, who returned from San Clemente Island tonight in company with Gifford Pinchet, Chief Forester of the United States, gave a statement regarding the declarations made in the letter of President Taft to Secretary of the Interior Ballinger, exonerating that official from charges made by L. R. Glavis, chief of the field work of the General Land Office at Seattle. Ex-Governor Parces was referred to in the Taft letter as one of those who had criticlesed the policy of the Interior Department.

Mr. Pardee in his statement says:

"Having read with great interest and care the President's vindication of Secretary Bailinger, the first though that suggests itself to me is that about the only persons who will rejoice over it are those few who desire to monopolize, to the detriment of the many, power sites, coal lands and the like.

Legal Authority Questioned. with Gifford Pinchot, Chief Forester of

Legal Authority Questioned.

"I noticed particularly the President's declaration that, in his judament, 'the best triend of the policy of conservation of natural resources is he who insists that every step should be taken within the law and buttressed by legal authority."

"I take it that this is not intended as a reflection on the official acts of exPresident Roosevelt and ex-Secretary Garfield, who withdrew from entry public lands which Secretary Ballinger afterwards restored to entry, on the ground, I am informed that there was no specific law for Garfield's action. According to common report, President Taft himself directed Secretary Ballinger to re-withdraw from entry certain lands which, originally withdrawn by Garfield, Ballinger had restored to entry. Any intimation, therefore, that Garfield was not acting within the law and was not buttreased by legal authority when, to save power sites, he withdrew the lands which Ballinger afterward restored, is of course a reflection on the President.

Law Used Both Ways. I take it that this is not intended as

Law Used Both Ways.

Law Used Both Ways.

"It is unfortunate that very frequently the efforts of one kind of legal authority buttressed the efforts of those who desire to grah and monopolize coal lands and power sites. Buttressed by legal authority, Garfield, in order to prevent the monopolization of power sites, withdrew from entry millions of acres of public lands. Ballinger, also thus buttressed, restored these lands to entry and by so doing gave the monopolists an opportunity to ply their vocation.

"At the Irrigation Congress I read a copy of a letter approved by Secretary Ballinger, thus making it his act, directing that over 4,00,00 acres of lands, proviously withdrawn by Garfield to gave power sites from being grabbed, should be restored to entry. And this was but one of the several similar orders approved by Secretary Ballinger.

Reclamation Service Opposed.

Reclamation Service Opposed.

of Ballinger's restoring to entry only 1,600,000 acres. He says also that Secre-tary Ballinger made this order of restora-Service argued several times with Secre-tary Ballinger against the restoration or-der of which the President speaks and that it reluctantly made the recommenda-tion referred to by the President only after having been repeatedly and pre-sumptously ordered by Secretary Balli-

The recommendation of the Reclama-tion Service referred to by the Presi-dent as a justification for Secretary Hallinger in reversing Secretary Gar-field was therefore not the recommen-dation of the Reclamation Service, but was the act of Secretary Hallinger himself, and was taken in the face and eves of the adverse advice of the eyes of the adverse advice of the Reclamation Service, which would have made no such recommendation had it not been presumptuously ordered to do so by Secretary Ballinger.

Roosevelt Policies Dead?

"A speaker at the irrigation con-

was in full sympathy and accorwith the Rooseveitlan policies of con-servation and would see them carried out. It is also to be hoped that the out. It is also to be hoped that the criticism which Secretary Ballinger has incurred during the first six months of his incumbency of the Secretaryship of the Interior, may not be an indication of what will happen to him during the remaining three and a half years of his term of office. The West will be glad if it shall be proved that the Secretary has been treated with that 'cruel injustice,' of which the President speaks."

PINCHOT REFUSES TO TALK Chief Forester Reticent on Ballin-

ger's Vindication. LOS ANGELES, Sept. 21.-On his arrival here tonight from Avalon, Chief Forester Gifford Pinchot relievated his refusal to make any comments on the President's vindication of Secretary Ballinger. Mr. Pinchot said he would leave here Thursday for Washington.

"NO GRADE" IF MUCH SMUT

Dockage on Wheat.

TACOMA. Sept. 11.—The committee appointed by the State Railway Commission today fixed the dockage for smut in wheat at I to 10 per cent. When the smut is above the maximum 10 per cent the wheat will be marked "no grade." and its sale will be left entirely to arbitration between farmer and buyer.

No other changes in the rules for grading were made.

MAIL ORDERS PROMPTLY FILLED

WEAR SILVERFIELD FURS. MERIT MADE THEM FAMOUS.



AGENTS FAY HOSIERY FOR CHILDREN

NEW FUR STYLE BOOK MAILED FREE UPON REQUEST

# 200 FUR NECKPIECES for Early Fall

The Fur Department offers on sale for Wednesday and Thursday only over 200 Neckpieces of the latest style, just out of our factory. All manufactured in the regular Silverfield superb manner, and are made in all furs from the most expensive to the lower-priced furs, beautifully lined. Values up to \$12. Sale price

MUFFS to match all furs at a great saving. BUY NOW.

First-class remodeling and repairing done now, before the busy season rush commences, at reduced rates.

Our messenger will call for all furs. Phone Main 1295, A-1295.

# Great September Sales

#### Unusual Specials in Cloak and Suit Dept.

For Wednesday and Thursday we place on special sale a number of beautiful Raincoats in cravenettes and rubberized silks. Come in all colors, light in weight and rainproof. Priced in two lots:

LOT NO. 1 consists of Coats and Cravenettes, values up to \$40.00, at ......\$16.75 LOT NO. 2, values up to \$22.50, at......\$12.65

## Splendid Showing of Princess Dresses

A full line of Princess dresses in all materials, including the jerseys in Keyser silks, all beautifully trimmed in braids and beads. Prices \$15.00 and up. A beautiful showing of the new tailored waists, just received, in linens, silks, etc. All of the season's newest creations, patterns and colors to match suit selections. Prices \$1,50 and up.

### Tailored Suits for Fall Moderately Priced

The most complete showing of tailored suits we have ever carried; every creation from two continents is shown here and are all exclusive designs, all materials and colors, moderately priced, \$17.50 and up.

### Mid-Week Specials --- New Fall Millinery \$7.50 Dress and Street Hats, \$4.95

A splendid showing of New Fall Hats in all the popular shades and shapes, beautifully trimmed throughout, all this season's productions, regular \$7.50 values. Wednesday and Thursday, \$4.95.

### Mid-Week Specials in Umbrella Section \$4.50 and \$6.50 Umbrellas, \$2.98

A large assortment to choose from, all good quality silk and linen covers, good strong ribe, steel rod, handles, some carved wood, gold, silver and nickel plated, and pearl. Regular \$4.50, \$5.00, \$5.50, \$6.00 and \$6.50 values; your choice. Wednesday and Thursday. \$2.98

Spreckels Heirs Begin Fight to Break Will.

ESTATE INVOLVED

Two Oldest Boys Left Nothing by California Sugar King-Widow Bequeathed Half-John D, and Adolph Would Break Will.

SAN FRANCISCO, Sept. 21 .- Argument on the demurrer to a petition for partial distribution of the estate of the late Claus Spreckels began before Probate Judge Coffey today and legal machinery has been set in motion for a will contest involving from \$5,000,000 to \$10,000,000. The petition for the distribution of certain real property to themselves as trustees under the will was filed some months ago by Rudolph and Chaus A. Spreckels, who are named as executors of the will and as beneficiaries there un-

John D. and Adolph Spreckels, the other two sons, filed a demurrer, attack-ing the validity of the trust clause of the

ing the validity of the trust clause of the will on technical grounds.

In making his will the father did not name his two elder sons, John D. and Adolph B. Sprekels, as beneficiaries, leaving one-half of his vast estate to his widow and the other half to be held in trust by the other two sons for themselves and their sister, Mrs. Emma C. Ferrie.

#### HOPPE DOES GREAT PLAYING

Defeats W. C. Duniway by Score of 400 to 87.

Willie Hoppe, the world's billiard champion, played his first of a series of exhibition billiard matches at a Sixthexhibition billiard matches at a Sixthstreet billiard parior last night,
and his opponent was W. C. Duniway.
Hoppe scored 400 points to Duniway's 87,
and during the contest the champion
made runs of 72, 56 and twice made
strings of 42. So accurate were his shots,
and so eleverly executed his masses that
it seemed impossible for him to miss.
Duniway played a clever game himself.
After the match game, Hoppe gave a
series of exhibition shots during which
he executed the most startling cushion
and bank shots with an ease that excited the admiration of the big crowd
which filled the hall. Tonight Hoppe
will meet Harry Solomon in a similar
contest, and tomorrow night he expects
to have another match with Duniway.

State Railway Commission Fixes DEMARA LEADS BIKE RACERS Contestors in Six-Day Grind Are

to have another match with Duniway,

Closely Bunched. KANSAS CITY, Sept. 21.-After eight hours of riding this afternoon and evening the in contestants, in the six-day bleyeld race occupied about the same relative po-sitions as last night. Demara leads the field, but the next five riders are within three laps of him. The positions follow: Demara, 347 miles 8 laps; Hunter and

Williams, 347 miles 6 laps; Mitten, Morgan and Stein, 347 miles 5 laps; Crebbs, 346 miles 2 laps; Palmer, 346 miles 1 lap; Wells, 306 miles 3 laps; Schnell, 335 miles 8 laps.

Pensia Maid Surprise.

COLUMBUS, O., Sept. 21.—Pensia Maid's victory over the Hostor-Columbus stake favorite, Margin, was the notable occurrence at this afternoon's grand circuit races. The Maid won the last two heats after the first one, in which Margin made a break at the first quarter turn, and was taken by lack McKerron from Cleveland, Margin. Jack McKerron from Cleveland, Margin, opening as a favorite, at \$100 to \$25, was kept as first choice after her loss of the opening heat. Jack McKerron and Pensia Maid each had a heat. The field sold at \$100 to \$48 for Margin, for whom there was yet a chance to

Gridiron Squads Get Busy.

CHICAGO. Sept. 21.—Football prac-tice began at all Western colleges yea-terday with good promises of a success-ful season. While Wisconsin and Michlful season. While Wisconsin and Michl-gan will furnish only a dozen candidates each, belated arrivals will furnish plonty of material, it is said. Iowa had the largest practice squad, 75 men presenting themselves for various positions. Illinois had 60 prospective players. Purdue 50, Minnesota 40, Indiana 30, Chicago 24, Notre Dame 22 and Northwestern 16.

Sargent Returns Beaten. CHICAGO, Sept. 21.—George Sargent, of Hyde Manor, Vt., the National open golf champion, left here today for the golf champlon, left here today for the East after an unauccessful attempt to win the Western open title. It became known today that Charles Evans, Jr., the Western amateur champion, defeated Sargent by four up in a special match at Lake Geneva, Wis., Sunday.

SHRINE TO LEAVE TODAY Al Kuder Temple and Arab Patrol to

Visit Baker City.

The pitgrimage of Al Kader Temple with Potentate Leuis G. Clarke, all officers and Arab patrol will start from the Union Depot at 7 o'clock this evening. The ceremonial session at Baker City, the objective point of the pligrimage, will be held at Baker City tomorrow evening. Many great features are in store for the faithful children of the desert. In addition to the Shrine features, it is understood that Past Grand Muster Grace has some matters under way. It is proposed to make this one of the most memorable rangements are all complete and every one in a red fez at Baker City tomorrow will be made "at home" among the nobles of Eastern Oregon's metropolis.

STORM DEVASTATES DIXIE

(Continued From First Page.) and started for New Orleans. They were picked up, exhausted, by a relief train. The party, upon arrival here, reported that more than 400 passengers, including many women and children, are marconed at Chef Menteur, without anything to eat. A relief train and a steamboat have been

sent to the scane.

Many sugar-houses were demolished.
It is believed the damage to the cane
crop will amount to \$1,000,000. Two hundred barges of coal, valued at about \$500,
000 were sunk in the Mississippl River
here. The storm also sank 105 barges
loaded with coal near Lobdel, La.

FORESTS FALL BEFORE WIND

Destruction of Yellow Pine May Reach \$5,000,000 in Mississippi. JACKSON, Miss., Sept. 21.—Forests of yellow pine, representing one-third of

the wealth of the state, were laid low in the storm yes wirday and it is believed the timber destruction will equal that of four years ago when more than \$5,000,-000 worth was felled.

Catholic Dignitary Dies.

Storm Reaches Chicago.

CHICAGO, Sept. 21.—A severe storm reached this city at nightfall. The storm wrought havor to wires and telephone and telegraph poles.

BUCKLEY'S NECK SPARED

Death Sentence Commuted So Pardon Board May Act.

SACRAMENTO, Sept. 11.-Governor dilletts commuted today the sentence of William Buckley, convicted in San Franisco of the murder of George Rice during the labor troubles of 1901 and sentenced to death, to 15 years' imprison-

This commutation will enable the State Board of Prison Directors to parole Buckley and the Governor eventually to

The Governor intimated that he was benvinced that Buckley was innocent of the crime of which he was convicted.

Rebekahs Institute at Carson.

WHITE SALMON, Wash, Sept. 21.— (Special.)—Tonight the Rebskahs of this place, Goodwill Lodge No. 163, in-stituted Carson Rebskah Lodge No. 216, with 34 charter members, and insti-tuted its first corps of officers. Mrs. Dora Overhaugh, of this place, was pecial deputy grand master, and vell-drilled team of 12 members of th

You can open a Savings Account with us with one dollar, and add to it as often as you desire. While building up a working capital you are acquiring the essential elements of success, economy and method.

You can also open a check account without restrictions as to amount, purchase foreign exchange or travelers' checks available in any part of the world, have your estate cared for and disposed of through our Trust Department, in fact any legitimate business matter attended to, this at a reasonable cost and with absolute safety.

We shall take pleasure in explaining any phase of our business.

Your patronage is solicited.

MERCHANTS SAVINGS & TRUST COMPANY

Cor. Sixth and Washington Streets.

FORT DODGE, In., Sept. III.-Right



For those recovering from the waste are run down, who crave an agree-able, nourishing tonic to give relish to their meals and perfect rest on retiring, there is nothing to equal

#### Pabst Extract The Best Tonic

Combining the nutritive and digestive elements of pure, rich barley malt with the tonic effects of choicest hops, it creates the desire for more solid foods, furnishing the power for their digestion, and makes the thin stout.

Insist Ufion It Being Palat

Dozen from Your Local Druggist

> There is no Other Vanilla

### pare in any way with the rich, satisfying strength and the delicious delicate flavor of **BURNETT'S**

Extract made that can co

VANILLA This is not merely an advertising boast. It is an abso-lutely true statement which just one trial of Burnett's Vanilla will prove. Your grocer can supply you with the best vanilla made — insist on getting it.

## HAND SAPOLIO

Burnett's Vanilla

Is especially valuable during the Summer season, when outdoor occupations and sports are most in order.

GRASS STAINS, MUD STAINS AND CALLOUS SPOTS

yield to it, and it is particularly agreeable when used in the bath after violent exercise.

ALL GROCERS AND DRUGGISTS.