

GATEWAY DECISION FINDS CASE WEAK

"Artificial Use of Words" Only Basis of Charge Alleging Poor Route.

SOLE DISSENTER UPHELD

Supreme Court Holds Interstate Commerce Commission Exceeded Authority—8066 Persons Come Here via U. P. Yearly.

OREGONIAN NEWS BUREAU, Washington, March 13.—The text of the recent decision of the Supreme Court in the Portland gateway case, which overturns the order of the Interstate Commerce Commission, rendered last Summer, is as follows: It does not affect round trips and it does not deal with freight.

Coupon Plan Followed.

"The points between Portland and Seattle can be reached from the places mentioned at the other end of the route by way of the Northern Pacific line from St. Paul or by way of the Burlington and Northern Pacific, the Burlington being jointly owned and controlled by the Northern Pacific and the Great Northern. An average of 8000 persons a year are carried by the Union Pacific to Portland, and the same routes between the same points via the Northern Pacific road and its connections. Its order concerning passenger traffic in one direction only. It does not affect round trips and it does not deal with freight.

Commission Exceeded Authority.

"We are of opinion, then, that the commission had no power to make the order if a reasonable and satisfactory through route already existed, and that the existence of such route may be inquired into by the courts. How far the courts should go in that inquiry we do not now decide. No doubt in complex and delicate cases great weight at least would be attached to the whole Northern Pacific system. Therefore the Northern Pacific objects to the order and brings this bill.

Reasons Not Sufficient.

"There is some suggestion that at times the Northern route may not be as good as the Southern, although at other times it may be better, but the ground of the order avowedly was that the preference of many travelers is to go by the Southern way. If they do this it is said they can get from a great variety of routes as far as Oregon, they can visit cities not reached by the Northern line; they can search over a wide area for homesteads; they can behold the natural beauties that may be viewed but not repeated on other roads. It appears to us that these grounds do not justify the order. The most that can be said of them is that they are reasons for desiring a second through route, but they are not reasons warranting the declaration that 'no reasonable or satisfactory route exists.'

WOODRUFF WILL NOT QUIT

by Mr. Root and those associated with him to canvass the state committee as a preliminary to calling a special meeting in the near future.

DRUGGIST IS FINED \$200

Idaho Dry County Records Big Increase in Liquor Penalties.

MOSCOW, Idaho, March 13.—(Special.)—Charles L. McCarter, drug store proprietor, who was arrested for selling liquor without a license last Thursday and who first pleaded not guilty, has changed his plea to guilty and has been fined \$200 and costs by Judge Morgaridge.

CONSERVING NOT BOTTLING

J. N. Teal Speaks on Saving Resources of Oregon.

That conservation of forests does not mean a bottling-up of resources, but rather a prevention of waste and the preservation and development of our forest growths, was the idea of Joseph N. Teal, chairman of the State Conservation Commission, expressed in an address last night at the First Unitarian Church on the subject, "Conservation in Oregon."

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M'CREDIE'S REPLY IS NOT MADE WIND

Representative Answers Comments of ex-Jurist.

TACOMA MAN MADE TARGET

Member of Congress Angered by Report That He "Wears Collar" Because He Believes Magazines Should Pay Higher Postage.

OREGONIAN NEWS BUREAU, Washington, March 9.—Representative McCredie believes that magazines should bear their share of the postal expenses of the Federal Government; in other words, he is in favor of raising the rate on magazines. By reason of this fact he has incurred the bitter enmity of a constituent who resides in Tacoma. Hence a bit of rather spirited correspondence between them.

This resident of Tacoma, who shall be nameless, because unknown, sent to Judge McCredie a letter of protest against any advance in the postal rate on magazines. It was one of the formal letters distributed broadcast over the country by some of the magazines that are fighting this proposed legislation. Having received hundreds of similar letters, Representative McCredie had prepared a circular letter of reply in which he politely acknowledged receipt of suggestions, and took occasion to return his own views. This circular letter angered the Tacoma man, and induced him to write an insulting letter, which McCredie resented. And here is the Judge's reply:

"Dear Sir: Your letter of February 23 is at hand, and I reply in a somewhat unbecomingly and ungentlemanly manner. You say, 'The circular bears well-known marks. But I must confess to being a little surprised that you should so early and so freely admit that you wear the collar of your masters.'

"Is that a portrayal of the depth and width of your mind and the purity of your character? It is a physiological fact that a man who is a falsifier, a thief, a corruptionist by nature, a debaucher, a despoiler of character, looking through himself, classes all men as liars, thieves, corruptionists and debauchers of character. I have no objection to you classifying yourself.

"From your letter I take it that you received a letter from at least my office, making some statements relative to the proposed increased rate on second-class mail matter. You were not requested to concur in them. A wise man will get his premises right and then draw correct or nearly correct conclusions. Instead of digesting my letter and, in case of disagreement, writing a gentlemanly letter pointing out the defects, you fly into a passion and hurl back a base insult.

"I am cognizant of the fact that there is a falsity in politics, falsity in religion and falsity in many things, yet the main streams are pure, but in all there is nothing more false than that which I quote from your letter. Truth is not always on one side of any question, but it is a bigoted ass that has no argument save abuse. Right should prevail, but it will. Truth never dies. Too bad all men are not seekers after truth. Some men are so constituted intellectually and morally that it is absolutely impossible for them to make a correct deduction.

"The United States carries about 45 letters for about 9 cents, and receives 90 cents therefor, or a profit of 81 cents. It carries second-class mail matter at an expense of 9 cents and receives 1 cent therefor, thereby losing 8 cents. We lost last year \$64,000,000 on second-class matter, and even if the railroad companies had carried all of the mails free of cost, we would still be short \$14,000,000. First-class mail matter made up all of the \$64,000,000 deficiency except \$17,500,000. Now, wouldn't such a state of affairs suggest that our postal laws need readjustment as a matter of business, and not as being in servitude to some master as depicted by your nightmare? I suppose, in loyalty to the master's collar you wear and as typical of your business sense, you would raise letter postage to 3 cents to cover the deficiency, so as not to interfere with the sacredness of the periodicals. I am not sure but what you would perform all of the postal work free to the patrons and pay for the same by a dream out of nothing."

MRS. BAUER HOME AGAIN

Talks of New York Experiences and Joins Anti-Elektra Chorus.

"Oh, it's so good to get back home," said Mrs. Rose Bloch Bauer last night, and her sparkling eyes bore out the enthusiasm in her voice. "After the cold New York, and the stifling hotness of a journey across the desert lands of Southern Texas and Arizona, then to come home, back to God's country, on such a day

as this—well, words quite fail me," she went on.

Since the first of the year Mrs. Bauer has been in New York coaching in grand opera and oratorio work. Recently her husband, Cecil H. Bauer, joined her, and they proceeded to Southern California for a visit before returning to Portland.

Mrs. Bauer attended 20 grand operas, and met personally each of the greatest artists. She sang for Dambrosi, Moldenbergh, Alfred Herz, the Wasserian conductor, and for Isidore Luckstone. With the latter she also did a great part of her grand opera coaching.

Mrs. Bauer made three formal appearances in New York. One of these occasions was a banquet at the Hotel Astor, where there were 500 guests.

"I also went to hear all the best church choirs, and I want to say that our best Portland choirs are every whit as good," said Mrs. Bauer.

She brings home an extensive repertoire of new songs.

"They are principally Strauss' music, which is always wonderful," she said, "but they do not include anything from the opera 'Elektra.' I consider this opera wholly impossible from every musical standpoint, and I did not hear one favorable comment on it from the artists or

of the pensioner." Why not write to the Soldiers' Home authorities?

Vancouver, B. C., Wants Clusters.

VANCOUVER, B. C., March 13.—(Special.)—Vancouver is to be the best lighted city on the Coast if plans now under discussion are put through. A committee, after investigating lighting conditions in Portland and Seattle, suggested a system of cluster arc lights, of the five-light standard.

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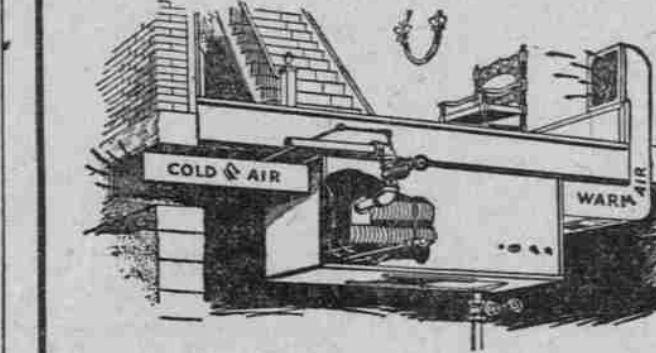
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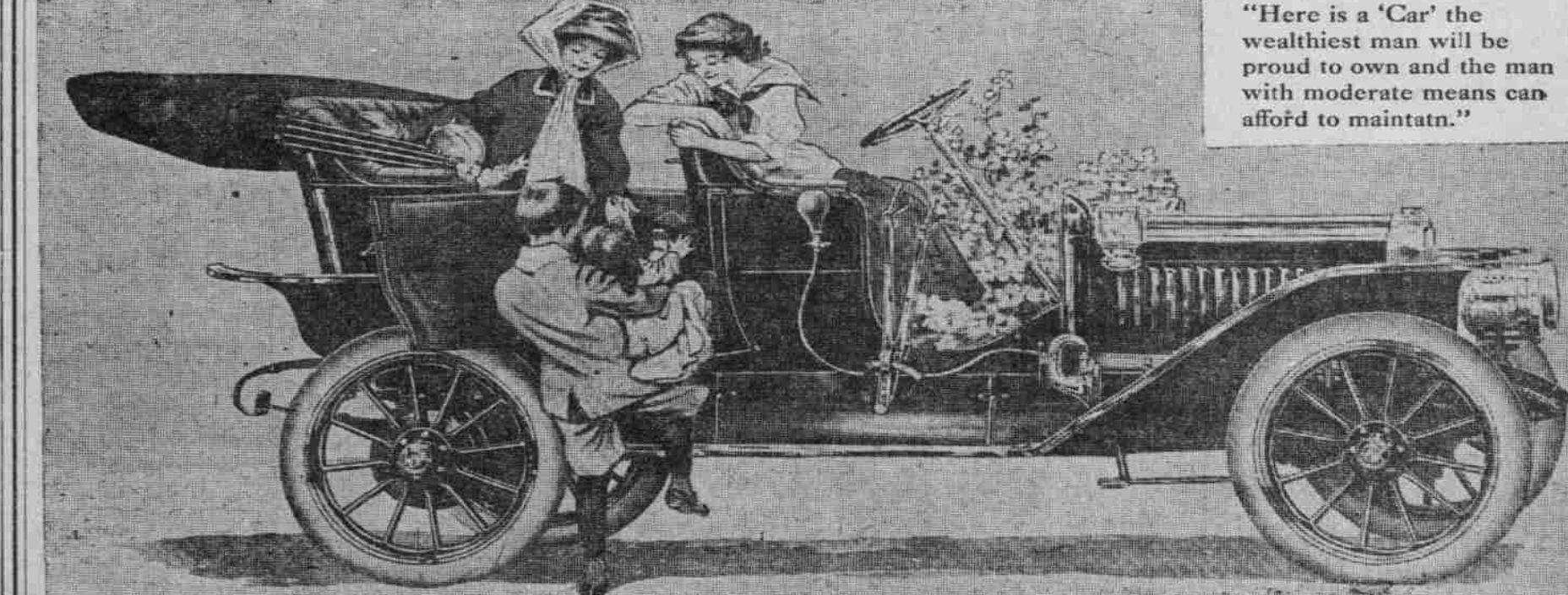
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