

BALLINGER-PINCHOT ROW IS REVIEWED

Voluminous Briefs Filed for Secretary, ex-Forester and Glavis.

DEFENSE CALLS IT PLOT

Motive for Investigation Found in Desire of Garfield and Pinchot to Oust Ballinger—Committee to Begin Work Saturday.

WASHINGTON, June 13.—Through briefs filed by attorneys, each side of the Ballinger-Pinchot controversy stated its case today. The investigating committee did not meet today, but next Saturday will begin to prepare for its deliberations on the mass of evidence contained in the voluminous briefs.

The case against Mr. Ballinger, as outlined by Attorney Brandeis, is that he is unfit to administer the public domain because he leans toward a policy of "distribution" rather than "conservation." He is condemned for his alleged hostility toward the champions of conservation and it is charged that his attitude has caused embarrassment to the President and loss to the people.

Disapproval of the so-called "Garfield policies" by Secretary Ballinger is said by John J. Vertrees, his attorney, to have caused a conspiracy to remove him from office. After reviewing exhaustively the evidence before the committee, Mr. Vertrees insists that neither the official nor professional acts of the Secretary are open to criticism, and quotes from the evidence to show a conspiracy on the part of ex-Secretary Garfield and ex-Forester Pinchot to secure his removal.

Secretary Burned Bridges.

That Secretary Ballinger had no connection with any interests in Alaska is vehemently asserted by Mr. Vertrees. Indeed, when he became Secretary of the Interior he resolved his past relations, disengaged himself and burned his bridges behind him, says the attorney.

As to clearing the Cunningham claims, the Secretary did it upon the recommendation of Chief of Field Division Schwartz, says the attorney, and when then he did right, as the record shows.

Garfield's Policy Wrong.

In defense of the conservation policy, Mr. Vertrees contends ex-Secretary Garfield was wrong in assuming he could do anything that was not expressly forbidden by statute, citing several cases to prove this.

As to power sites, Mr. Ballinger's policy is defined as follows:

"That when Congress held by law that the public lands should be reserved to the entry under the homestead, mining and desert land laws, it is beyond the power of any administrative officer to withdraw by executive order the lands which Congress has thus stated shall be open to entry."

Ballinger's Qualifications Attacked.

George W. Pepper, as counsel for Gifford Pinchot, declares in his brief that the question of whether Mr. Ballinger is wrong and Mr. Pinchot right is of less importance than whether the administration of the Interior Department has been marked by fidelity to the public interest.

The alleged ignorance of Mr. Ballinger is pointed out, both as to forestry and to power sites, and his lack of information as to the reclamation service. His "land office training," the attorney contends, qualified him to look with favor on a "distributive" policy of the public lands and caused him to regard conservation with contempt.

President Declared Deceived.

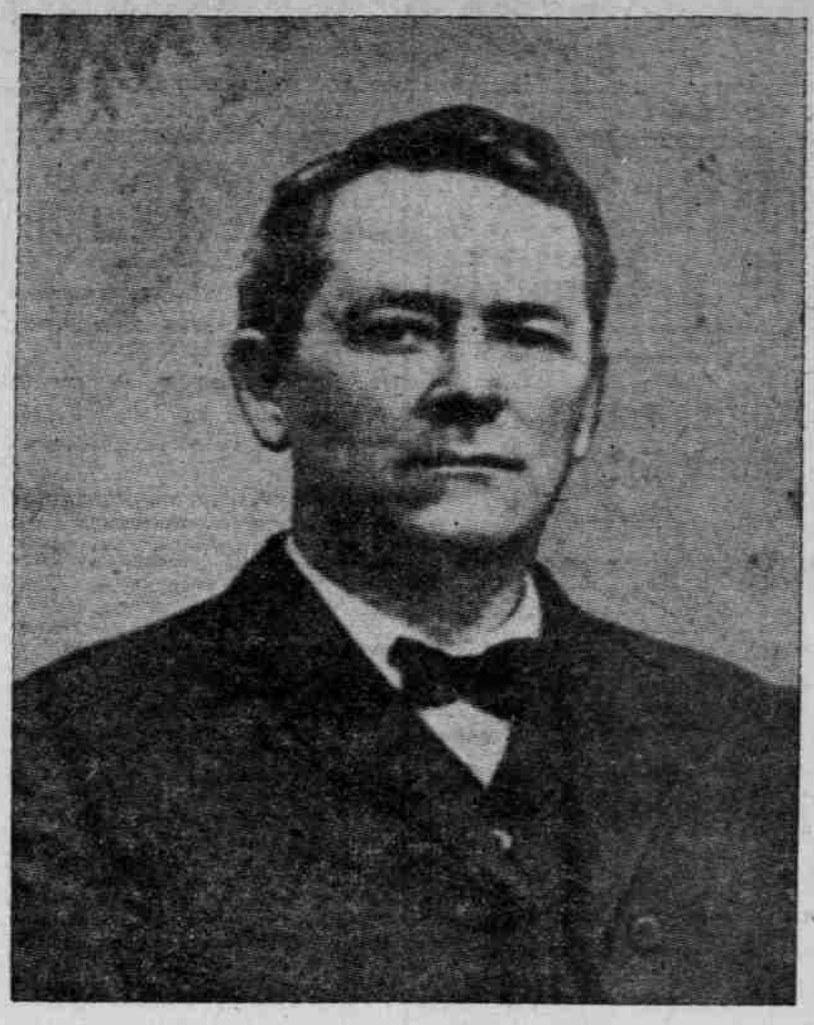
That the President was deceived into committing himself to an indorsement of the Ballinger administration is declared by Mr. Pepper. When the secretary assured the Executive that no intimations of trouble had come to him from the chief of the reclamation service, was when Mr. Taft should have stepped in to save this service from disintegration if he had known the true state of affairs.

In concluding, Mr. Pepper repeated what he understood to be the principles of conservation, as follows:

"Conservation does mean provision for the future, but it also means, and first of all, the recognition of the right of the present generation to the fullest necessary use of the resources of the country."

He said the first principle of conservation was development; the second, prevention of waste; and the third, the development of natural resources for

OKLAHOMA'S EXECUTIVE, OBEYING POPULAR VOTE TO CHANGE CAPITAL, ESTABLISHES STATE GOVERNMENT AT OKLAHOMA CITY.



GOVERNOR C. N. HASKELL.

CAPITAL IS MOVED

Governor Haskell Follows Dictates of People.

The benefit of the many and not merely for the profit of the few.

Louis R. Brandeis, George Rublee and Joseph P. Cotton, Jr., prepared a brief of between 20,000 and 30,000 words, divided into 17 chapters, in support of the changes of Louis R. Glavis, ex-Chief of the Field Division of the Land Office of the Department of Agriculture, that Mr. Ballinger has shown "hostility to the people's interests and co-operation with the private special interests that are striving to take the people's property in violation of law."

Glavis' Brief Vituperative.

The alleged unfitness of Mr. Ballinger for his office is taken up in the first chapter, and the fact that he attempted to throw the responsibility for his acts on to his subordinates is pointed to as substantiating the condemnation. The clear-listing of the Cunningham claims is attacked as a violation of a statute that would save these lands to the people and an attempt to abet private interests in gaining possession of them.

Another chapter is devoted to exhortation of the Secretary for accepting a retainer from the claimants and using the knowledge he had obtained in the land office in the preparation of an affidavit that he himself took to Secretary Garfield to overcome the evidence the Government had obtained.

The chapter on the "misleading letters" makes light of the importance of these letters and expresses the belief that Christenson, Glavis' successor, had himself put the letters into a box belonging to Glavis that was stored in the Federal building in Seattle. The brief attempts to show that the "whole machinery of an important Government bureau was employed for months to injure and disgrace Glavis in order to execute on him the revenge of his former superiors without any possibility of advantage resulting to the Government."

Concerning Mr. Ballinger's defense the brief says, "that it consisted chiefly in explaining away the natural meanings of documents, in pleas of ignorance and in placing the responsibility upon subordinates. His word alone given whatever force such testimony possesses."

"Such are the facts. Such is Ballinger's record. Such his character. Can you say that the Department of the Interior, that the people's domain is in safe hands?"

INJUNCTION TO BE TESTED

With New Offices in Hotel, Executive Transacts Necessary Business—Daughter Denies She Was Stoned at Guthrie.

(Continued From First Page.)

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No official business was transacted in the other state offices. Orders have been sent from Oklahoma City that no warrants be issued in the Auditor's office and none be registered in the Treasurer's office.

In the building occupied by the State Supreme Court and the State Court of Criminal Appeals, much confusion existed.

Associate Justice Hayes was the only member of the State Supreme Court in Guthrie. Justice Hayes said the court might be placed in an embarrassing position and he was waiting to discuss the matters with the other members.

The action of Governor Haskell in removing the seat of government, in the opinion of a Supreme Court officer, in no way makes void the retention of the capitol at Oklahoma City. There is serious doubt that Governor Haskell has any kind of authority to change the seat of government, what he did was to anticipate the probable returns of the state election board.

The loss of the capitol distracts the Guthrie people not only because of financial reasons, but also for reasons of sentiment.

M'KIM SECURES POINT

ATTORNEY TO HAVE 3 DAYS IN WHICH TO FILE ANSWER.

Judge Pike Announces He Will Deliver Opinion on Lawyer's Arguments in Day or Two.

RENO, Nev., June 13.—(Special.)—Judge Pike today ordered that Attorney Glynn, representing Dr. McKim, shall have three days in which to file an answer, commencing on the date on which he will deliver his opinion on the motion argued before him by Attorneys Glynn and Boyd, on Saturday. This motion was made by Glynn, representing Dr. McKim, in the divorce suit of his wife, and in it Mr. Glynn asks permission to appear specially and file a plea in abatement.

This being the final day when default could be entered, in absence of any answer being filed, the order by the court was made necessary and Judge Pike declared he would announce his decision in a day or two, which means that the doctor's answer will be filed this week and the fight be begun in earnest.

Another controversy took place today in the private office of the Judge, between opposing counsel, over the efforts of the defense to secure action without bringing Dr. McKim under jurisdiction of the court, as that is to be the contention in the contest.

HOBOS ROB STRANGER

Smothered and Choked While He Sleeps—Bloodhounds on Trail.

NORTH YAKIMA, Wash., June 13.—(Special.)—Sam Denn, a stranger in this section, was assaulted and left for dead near Parker, and was robbed of \$130 by two men with whom he had been traveling, looking for work.

He was coming through the valley from Spokane, where he had been to meet relatives, become acquainted with two strangers and lay down to sleep with them in a draw at some distance from the road. They smothered and choked him while he was asleep.

Sheriff O'Neil, of Benton County, has brought his bloodhounds to help local officers in a searching party.

COVILLE LAND TO BE ALLOTTED.

OREGONIAN NEWS BUREAU, Washington, June 13.—The Senate today passed Jones' bill authorizing allotments of 30 acres of agricultural land or 160 acres of grazing land to Indians on the Coville Indian Reservation.

THE BATTLE CONTINUE FIGHT

Campaign for Lower Fares to Portland Will Be Carried to Highest Court.

RAILWAY COMPANY SCORED

Oak Grove Pledges Support to Its Neighbors in Efforts to Secure Reductions—Committee Is Indorsed for Its Work.

At a mass meeting, held last night in the City Hall in Milwaukee to consider ways and means to continue the fight for a 5-cent fare between Portland and Milwaukee, under the auspices of the Milwaukee Commercial Club, the committee which has had charge of the matter from the start was thanked for its efforts and authorized to remain in charge to the end. Mayor Philip Streib is chairman and Sherman Loring secretary.

This committee was authorized to take whatever steps it considers necessary to meet the appeal of the case to the Supreme Court of the United States by the street railway company.

Mayor Streib gave a short history of the case. He said that it was a little over a year since the city was asked for a 5-cent fare; that the town had won in four cases twice before the Railroad Commission and twice in the courts, and was prepared to meet the railroad company before the United States Supreme Court.

Attorney Explains Case.

R. R. Giltner, attorney for Milwaukee, explained at length the status of the case. He told the people that they could not expect to secure the 5-cent fare until the appeal before the Supreme Court of the United States had been heard, which, he said, might be in six months. This was answered by a question as to why the court could not order the fare in operation at once.

E. Lee Paget, representing Oak Grove, explained the case. He said that the annexation of Northern Clackamas County would help solve the fare problem. Mr. Paget announced that the petitions for a vote on annexation had been filed and that they contained 970 names, more than enough to get the vote on the question of annexation. He said that Oak Grove wanted a reduced fare to Portland and pledged the financial support of the neighborhood to the Milwaukee committee.

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Don't Be Bald

Almost Anyone May Secure a Splendid Growth of Hair

You can easily find out for yourself if your hair needs nourishment, if it is thinning, getting dry, harsh and brittle, or splitting at the ends. You simply have to pull a hair from the top of your head and closely examine its root. If the bulb is plump and rosy it is all right; if it is white and shrunken your hair is diseased and needs nourishment.

We have a remedy for hair troubles that cannot be surpassed. It has a record of growing hair and curing baldness in 75 out of 100 cases where used according to directions for a reasonable length of time. It will even grow hair on bald heads if the scalp is not glazed and shiny. That may seem like a strong statement—it is, and we mean it to be, and no one should doubt it until they have put our claims to an actual test.

We are so sure that Rexall "99" Hair Tonic will completely eradicate dandruff, prevent baldness, stimulate the scalp and hair roots, stop falling hair and grow new hair, that we personally give our positive guarantee and to refund every penny paid us for Rexall "99" Hair Tonic in every instance where it does not do as we claim or fails to give entire satisfaction to the user.

Rexall "99" Hair Tonic is as pleasant to use as clear spring water. It is perfumed with a pleasant odor, and does not grease or gum the hair. We have it in two sizes, prices 50 cents and \$1.00. We urge you to try Rexall "99" Hair Tonic on our guarantee plan and with our guarantee back of it. You certainly take no risk. Remember, you can obtain Rexall Remedies in Portland only at our store, The Rexal Store, The Owl Drug Co., Inc., Cor. 7th and Washington Sts.

MASONIC WEEK BUSY ONE

Eastern Star Also Greeted Worthy Grand Matron Today.

Masonic week in Portland began yesterday morning with one of the largest gatherings of members of that fraternity ever assembled in the state. During the week all the grand lodge bodies of the various branches will hold meetings with the exception of the Knights Templars. The latter will come to Portland in the Fall of the year, when warm weather may not be expected to interfere with marching bodies.

The first session to open was that of the Grand Chapter Royal Arch Masons, which was presided over by Grand High Priest E. E. Kiddie, and which was followed by a meeting of the high priest hood.

In another portion of the Masonic Temple the women of the Eastern Star, with Worthy Grand Matron Mrs. Edna Stiles in the chair, will today confer the grand lodge degrees on a large number of past matrons from over the state. Mrs. Ella S. Washburn, most worthy grand matron of the United States, is present and will deliver an address.

At the Scottish Rite Cathedral a class of 35 representative men of Oregon were started in the mysteries of the ineffable degrees between the fourth and the thirty-second inclusive. The work ceased for the day at the fourteenth degree. The work will continue Wednesday.

Other meetings to follow later in the week will be the Grand Lodge of Masons and a ceremonial of the Mystic Shrine. The latter meeting is held two months earlier than was intended by Potentate Galtvani, and is intended as a compliment to members of the grand lodge who are Shriner and who live in distant portions of the state. Considerations making it impossible for such members to attend ordinary sessions, a large class will be initiated at the close of all other meetings.

FREE! ABSOLUTELY FREE!

10 CHESTS SOLID SILVER

26 Pieces in Beautiful Lined Chests

To the 10 neatest correct solutions to this Father Time puzzle

DIRECTIONS

There are 10 faces in this picture. Can you find 7 of them? Outline each face with a pencil on this or a separate sheet of paper, or number them 1, 2, 3, etc. To the 10 neatest correct answers we will give absolutely free a Beautiful Lined Chest of Silver. To each one finding 7 faces we will give absolutely free a Handsome Souvenir. All correct answers will receive a valuable prize. Be sure your answer is correct. All answers must be in our hands by June 25, 1910. Every correct solution will receive a prize.

Remember, prizes will be awarded to the neatest correct answers received, and you must find at least 7 of the faces. The contest will be judged by the representatives of our leading newspapers.

Send your solution and name and address plainly written (be sure to write plainly) to

BUSH & LANE PIANO CO.

386 Washington St., bet. W. Park and 10th Sts. PORTLAND, OR.

GRAY'S

CHESTERFIELD CLOTHES

Are so pre-eminently superior to other so-called fine clothes that the good dresser will appreciate their excellence as soon as he sees the clothes and fits them on

They Are Guaranteed

If front of coat of Chesterfield suits breaks in front in 1 year's wear we will give new suit free

Suits Priced \$20.00 to \$50.00

Would Like to Show You the Clothes

R. M. GRAY

273-275 MORRISON, AT FOURTH

SECOND VICTIM OF BATTLE DYING.

TRINIDAD, Colo., June 13.—Anton Vigan, who was shot during the battle between warring factions at Owen yesterday, died last night making the second death as a result of the shooting. Vigan was a non-combatant. The battle lasted for two hours and more than 200 shots were exchanged.

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