

STATE BOUNDARY DISPUTE IN AIR

Washington Willing to Concede Much, but Oregon Delays Acceptance.

NO DECISION YET REACHED

Commissioners of Both States Make Trip to Territory in Question. Sand Island Is Oregon's If Commonwealth Accepts.

ASTORIA, Or., Jan. 6.—(Special.)—The members of the Oregon and Washington State Boundary Commission and party, consisting of Governor Hay, State Commissioner Eiland, State Treasurer Lewis and Attorney-General Bell, representing Washington, and Judge H. M. Calk, State Engineer Lewis, Attorney-General Crawford, Fish Warden Stanton and H. C. McAllister, representing Oregon, left today on the steamer Melville for a trip to the various points in dispute.

The trip included a visit to Puget and Sand Islands as well as an inspection of the conditions at the various other islands in which the two states allege interests. While the questions at issue were discussed, no decision was reached and Judge Calk, chairman of the Oregon committee, stated that probably none would be given out until some future meeting is held.

One matter that the members appear to be unanimous upon is that when the boundary line is once adjusted its exact location should be definitely fixed by the establishing monuments and its report undoubtedly will include this recommendation.

OREGON SHOULD HOLD ISLES

Ex-Senator Fulton Voices His Sentiment on Boundary Question.

PORTLAND, Jan. 6.—(To the Editor.)—I understand that the Washington Boundary Commission is now in session, and a Vancouver dispatch published in the Oregonian this morning states that they will attempt to agree upon a boundary line between the two states and settle the dispute over the ownership of Sand Island.

I have no doubt but that the Oregon Commissioners are fully alive to the interests of their state, and will carefully guard and protect them, but the work in which they are engaged is one of exceptional importance and interest to the people of this state and a proper subject for public discussion. I cannot suppose that our Commissioners would, for a moment, consider a proposition to establish a "new" boundary line, or will admit that there is, or in reason can be, any dispute as to the ownership of Sand Island. The effort should not be to agree upon a new line but accurately to locate the existing one at all points where its location is really doubtful.

There are practically two matters presented, one which is the boundary of the mouth of the Columbia River and the channel north of Sand Island. We hold that it was, and is, the boundary of the state still established. It is unnecessary to restate the reasons therefor.

As to Sand Island, the court said: With reference to Sand Island, the question is a difficult one. We agree with counsel that the term "widest channel" does not mean the broadest passage of water. There must be in the first instance a channel—that is, a flow of water deep enough to be used and in fact used by vessels in passing up and down the river; but it does not mean the deepest channel, nor simply the widest expanse of water which is commonly called a channel.

Further, it is stated in December, 1877, the State of Oregon conveyed Sand Island in consideration of the sum of \$14,750 to J. W. and V. Cook. While of course this is not conclusive, yet taken in connection with the fact that the State of Oregon has never attempted to interfere with the jurisdiction of the State of Washington over Sand Island, the doubt that hangs about the position and depth and width of the various channels in the vicinity at the time of the admission of the State of Oregon, we hold that that island is within its territorial limits.

The Vancouver dispatch says that Washington proposes to abandon her claims to Miller's Sands in exchange for title to and jurisdiction over Sand Island.

HILL TO ELECTRIFY WAY

VANCOUVER - PORTLAND TRAFFIC MAY BE GREATLY AIDED. Rumor of Drawbridge Change Over Columbia Given Credence—Interest Taken in Plan.

VANCOUVER, Wash., Jan. 6.—(Special.)—That the Hill system will electrify the railroad over the big steel drawbridge over the Columbia River between Vancouver and Portland, and in opposition to the Portland Railway, Light & Power Company, is the rumor current in Vancouver and Portland for several days.

If this should happen it would have a tendency to lessen the traffic on the ferry and streetcar line between Portland and Vancouver, and possibly cause the latter to take off its night crew. There would be use for the ferry in the daytime to carry across the teams and vehicles, but there is little traffic of this kind at night.

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EUGENE ROAD FINANCED

EASTERN CAPITAL BACKS ELECTRIC LINE TO COAST.

Rich, Undeveloped Territory to be Opened Up—Eugene Business Men Prime Movers.

EUGENE, Or., Jan. 6.—(Special.)—The Lane County Asset Company, of this city, today entered into arrangements with a representative of Eastern capitalists for the financing of the proposed electric railroad from Eugene to the coast.

The work of grading will begin near the western limits of Eugene and will be pushed toward Elmira as soon as the necessary equipment can be assembled. The first 20 miles of road will be put in operation as soon as completed, after which the line will be continued to the mouth of the Euzlaw and thence to Coos Bay.

The proposed road will open up a large territory which has hitherto been almost a blank in its development because of the lack of transportation facilities. The Asset Company is composed entirely of Eugene business men who have been working on the project for the past two years.

COMPANIES ARE ASSESSED

Tax Commission's Total Valuation for Taxation is \$97,263,304.

SALEM, Or., Jan. 6.—(Special.)—Inasmuch as it is the first time ever prepared by the State Tax Commission showing the apportionment of assessed valuation of the public service corporations mentioned in the act creating the Commission, additional interest surrounds the statement just completed. It shows the net apportionment of value for taxation, and represents a grand total of \$97,263,304.

Table with columns: County, Valuation. Lists various counties and their assessed values.

WOOLGROWERS' EXCURSION

To Clatsop Beach on the Pacific.

After the adjournment Saturday a party of delegates and friends will leave Portland at 6:30 P. M. via Astoria & Columbia River Railroad, for Gearhart Park to enjoy a day or more in the salt air of this famous resort.

GILL RECALL HALTS

Court Enjoins Council From Appropriating Cash.

SPECIAL ELECTION WAITS

Jurist Declares Justice Should Restrain Misappropriation of Public Money for Cause—Further Action Expected.

SEATTLE, Wash., Jan. 6.—United States District Judge Cornelius H. Hanford today enjoined the members of the City Council from appropriating money for the special election called for February 7 to oust Mayor Gill under the recall provision of the city charter, for alleged misconduct in office.

"It is the opinion of the court that any taxpayer, resident or non-resident, is entitled to all the relief which a court of equity has power to grant in a suit intended to frustrate efforts of a minority of citizens to reverse the result of a general election by ousting the choice of the majority when the means adopted for that purpose include fraud, forgery and false official certificates."

"It is the intention of the court to interfere as little as possible with the members of the City Council and other officers of the city in the performance of their duties, but as it has been advised, it will restrain the misappropriation of public money, raised by taxation, for expenses of a special election under this charter."

The advocates of the recall assert that they will not abandon their fight because of Judge Hanford's injunction and the order probably will be fought in the higher courts.

CITY GOVERNMENT DISAPPEARS

"The thinness of the opportunity which Judge Hanford has granted to taxpayers is realized when it is known, if the court is to take cognizance of such an alleged state of facts, as it appears to have done; that the 'injured non-resident taxpayers' could by no possibility be injured to exceed \$1; that he is a 'dummy' in the case, and, even if he were bona fide, to call on a non-resident of this city to stop an election, regularly provided for under the law, in the manner Judge Hanford tries to stop it, would mean that municipal government disappears and Federal Government steps in."

"Judge Hanford has no such right or power and for him to attempt to exercise such a right would be an assault upon popular rights, an assault upon the supreme power of the state and a display of unbridled arrogance never before equaled in the judicial history of this city or section."

"Judge Hanford has staggered in where angels might fear to tread, for any judge who is bold and audacious enough to seek to smother a free people by a wrongful and unauthorized use of the great writ of injunction, invites a popular wrath which, if it does not scourge him from the public service, will at least leave him without the sympathy and respect of his fellow-men."

JUDICIARY PROBLEMS UP

Attorneys of State Asked to File Briefs on Moot Questions.

SALEM, Or., Jan. 6.—(Special.)—Supreme Court Clerk J. C. Moreland has prepared a letter, copies of which are being sent to the leading attorneys of the state in which these attorneys are asked either to prepare briefs or appear in person before the court to present their views on the involved in the new judiciary amendment to the constitution.

In this letter questions are formulated as to what the court desires to pass upon. Clerk Moreland states that all other attorneys who are not recipients of these letters are also invited to file briefs. The letter, including the questions involved, is as follows:

The court, on January 17, 1911, will hear attorneys who are interested in the following questions: 1. Do the provisions of article VII of the constitution of the State of Oregon, as amended by the initiative proceeding at the general election next last past, apply to cases pending on appeal to the Supreme Court prior to the adoption of the amendment?

2. If the amendment does apply to actions on appeal already pending on appeal to the Supreme Court, and there are among such actions those in which the bills of exceptions contain only as much of the testimony as is necessary to illustrate the point of exception, can the court now authorize the stipulation of the record, so as to include, in the language of section 3 of the amended article VII, "the whole testimony, the instructions of the court to the jury and any other matter material to the decision of the appeal?"

3. If in actions at law, involving value in controversy more than \$20, no fact tried by a jury shall be otherwise re-examined in any court of this state, except where there is a total absence of testimony to support the verdict, what consideration shall the Supreme Court give to the testimony, among other matters submitted upon an appeal, in affirming the judgment appealed from with regard to errors occurring at the trial on the one hand, or the bills of exceptions, when what different final judgment shall be entered on appeal?

4. Will the right of trial by jury be affected or its preservation be impaired, if the Supreme Court shall consider on appeal not only the whole testimony, but the instructions of the court to the jury, and any other matter material to the decision of the appeal, and shall determine in an action at law, different from the one originally rendered by the Circuit Court?

FAIRBANKS RUN FAILS

RECENT BANK SUSPENSION CAUSES UNEASINESS.

ALASKAN INSTITUTION, NOW IN HANDS OF RECEIVER, WILL NOT REOPEN.

FAIRBANKS, Alaska, Jan. 6.—The First National and American banks were prepared today for a run, as a result of the suspension of the Washington-Alaska Bank, but the course of business ran smoothly, a display of the gold resources on hand reassuring the depositors.

Depositors of the closed bank held a mass meeting last night and passed a resolution asking the Federal Court to appoint E. H. Mack, formerly clerk of that court, as co-receiver with F. W. Hawkins, who was formerly cashier and acting manager of the bank and is now in charge of the institution as receiver. Hawkins said today that there is no likelihood of the bank reopening.

The United States Court today ordered the receiver to refund Tuesday's deposits, amounting to \$37,000 and which were accepted when suspension of the bank was impending. Receiver Hawkins states that the assets of the Washington-Alaska Bank are more than \$1,000,000, including \$341,000 of gold and silver, and \$658,000 of real estate, personal and mining property, \$50,000. The liabilities are \$900,000. A majority of the depositors are workmen, miners and clerks.

DISPATCHERS WANT RAISE

Train Watchers Seek Monthly Stipend of \$175 Now.

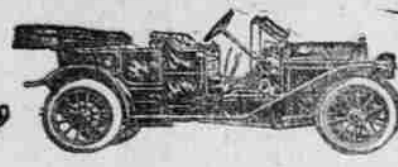
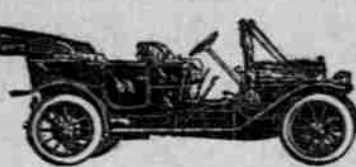
VANCOUVER, Wash., Jan. 6.—(Special.)—The train dispatchers in the Northwest are starting a movement to have their pay increased from \$160 a month to \$175 a month.

During the past few years new railroad legislation has added much responsibility to the train dispatcher. While they are on duty they are practically the superintendent of the road, using his signature for their orders; they are compelled to look out for the nine-hour law for telegraphers; for the 28-hour law for stock traders; and for the 16-hour law for men on freight trains.

PUBLIC BUILDING IS ASSURED

OREGON CITY, Jan. 6.—(Special.)—As

The 1911



"Thirty"

WINS

THE MOST COVETED RECORD IN THE WEST

Beat Los Angeles to San Francisco record by one hour and fifty-six minutes, and cut six hours and twenty-three minutes off round-trip record—did an average of better than thirty miles per hour over country roads and mountain grades for 974 miles. Read the following message from the Cadillac dealer at Los Angeles:

LOS ANGELES, Cal., Dec. 22, 1910.

Cadillac Motor Car Co., Detroit, Mich.

Cadillac Thirty today completed most sensational record run ever made on Coast. Beat Los Angeles to San Francisco record by one hour and fifty-six minutes and cut six hours and twenty-three minutes off round-trip record. Left 5 A. M. Wednesday, reached San Francisco 7:49 P. M. The distance is 487 miles over six mountain ranges. Best previous record made by six-sixty Thomas, driven by best racing driver on Coast. Also beat time of fastest night flyer on railroads. Stopped only eleven minutes and without going to any garage started on return trip, completing 974 miles in 32 hours 35 minutes. This is the most coveted record in the West, and during past year fully twenty attempts have been made to break the one-way record. The rough roads and stiff mountain grades racked these cars to pieces before they had completed half the run made by our Cadillac. The car was a stock demi-tonneau model, with its full equipment of lamps and fenders. It carried four passengers all the way. This road champion was in such perfect condition when it finished here today that we decided to immediately start it on a six-day, non-stop run, without even going in the garage. We did this to demonstrate conclusively to the public that the Cadillac could not only accomplish what no other car of any horse power or price had been able to do, but after this thousand miles of the most terrific road strain to which a car could be subjected, was in condition to continue running for six days without a single adjustment or repair. Parade of enthusiastic Cadillac owners followed arrival of record-breaker. Greatest reception ever given an automobile and its crew in the West. California motoring public amazed at this wonderful record. Accept my congratulation for building America's greatest road car.

DON LEE, Cadillac Agent.

Covey Motor Car Company

Seventh and Couch Streets

HYATT FUNERAL IS TODAY

Man, Who Died in Portland, Will Be Buried at Oregon City.

OREGON CITY, Or., Jan. 6.—(Special.)—The funeral of the late Millard Hyatt, who died at his home in Portland Thursday morning, will be held from the First Presbyterian Church at Oregon City tomorrow afternoon at 2 o'clock, and the burial will be in Mountain View Cemetery. Mr. Hyatt was born in Wisconsin and was 42 years of age. He came to Oregon in 1889 and was principal of the Willamette schools until five years ago, when he went to Portland to enter the employ of the Portland Railway, Light & Power Company.

ARMY MAN COMMITS SUICIDE

VANCOUVER BARRACKS, Wash., Jan. 6.—(Special.)—The body of Private Edward Jones, Battery A, Second Field Artillery, was found today in an old, deserted house near Dale's Creek, following the report of a rifle shot, the bullet tearing a hole through the man's temple, death being instantaneous. Jones had enlisted here but a few weeks ago. He was wont often to take long jaunts into the country when off duty, and it is believed he was despondent. Nothing is known of his antecedents.

NEARLY ONE-THIRD OF THE ECONOMIC ACTIVITY OF GERMANY RESTS TODAY ON FEMININE SHOULDERS

Nearly one-third of the economic activity of Germany rests today on feminine shoulders.

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YOUR STRENGTH



can only be built up by easily digested strength-producing elements. Cod Liver Oil is acknowledged by every authority to be the greatest strength-producing element in the world.

Scott's Emulsion

is Cod Liver Oil scientifically prepared for immediate digestion, and so palatable that any one can take it. Nothing in the world equals SCOTT'S EMULSION for making good, pure blood; strong, steady nerves; solid, healthy flesh; and it is entirely free from alcohol, narcotics or any other harmful ingredient. It invigorates and builds up the entire system.

Be sure you get SCOTT'S, know the world over by the mark of quality—The Fisherman.

DO IT TONIGHT It is not too late—

To resolve to give "her" a box of



every week in the year of 1911.

Start by giving a box this very night.

The best dealers sell them.

Imperial Candy Co. Makers of Quality Candy