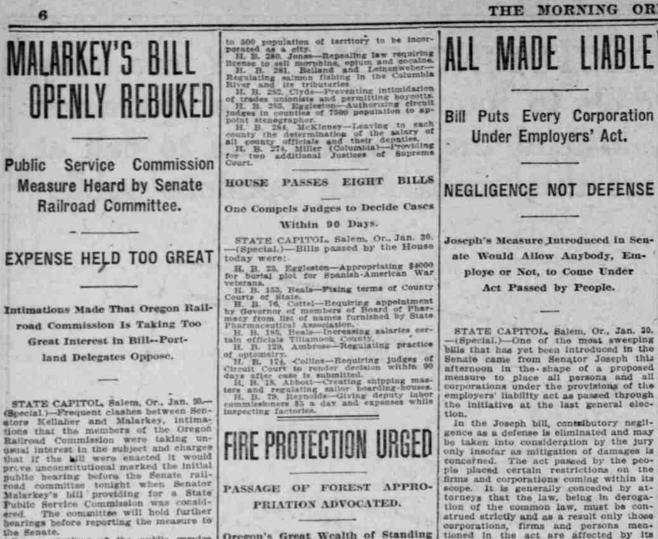
THE MORNING OREGONIAN, TUESDAY, JANUARY 31, 1911.



the Senate. Representatives of the public service central committee, being members of the various East Side push clubs of Portland, appeared before the committee tonight. They are seeking the amendment of the Malarkey bill so that Portland may be excluded from its operations if the bill shall not be killed altogether.

### Work Enough Now.

Work Enough Now. "The Railroad Commission did very well until this last January," said J. Wood Smith, representing the shipping men of Portiand, "but don't allow your-selves to be made the secretary, steng-rapher or amanucosis of any State Senate," continued Smith, turning to-wards the members of the Railroad Com-mission, who attended the hearing. "You have enough to do now." After insisting that the Railroad Com-it could attend to. Mr. Smith summar-it could attend to. Mr. Smith summar-tiand and provide no method for meet-ing necessary expenses except out of the State Treasury, while the bill proposed under the initiative in Portland, he said, would yield between \$150,000 and \$250,under the initiative in Portland, he said, would yield between \$150,000 and 1256,-500 annually. In concluding Mr. Smith submitted a remonstrance for a number of Fortland shippers, exceeding protest-ing against the assumption of the regu-lation of Portland's public utility corpor-ations by the Railroad Commission as effect of the enactment of the Malarkey bill, he charged, would be to impair the efficiency of the Railroad Commission.

#### Unconstitutionality Is Alleged.

A. E. Clark, attorney, who drafted the Portland Public Service Commis-sion bill, objected to the Malarkey bill for the reason that it proposed to give the Railroad Commission regulation of public utility plants in every munici-pality in the state, which, he argued, would be unconstitutional. He ques-tioned the scaver of the state to confer on a commission power to enforce the performance of any contract to which it was not a party. He pronounced this a radical departure from the pres-ent form of municipal government in existence in this state without giving the people an opportunity to give their E. Clark, attorney, who drafted the people an opportunity to give their approval thereto. The Malarkey bill was further criti-

Oregon's Great Wealth of Standing Timber Set Forth as in Dire

Need of Safeguarding.

House bill No. 50, which provides for better forest-fire protection and state ald in fighting forest fires, is now in ommittee and will soon be presented to the Legis 'ure for consideration. Sottlers, miners, timbermen and all in-terested in better forest-fire protec-tion are exerting ory infinence to assist in the passage of the bill. Yes-terday C. S. Chapman, secretary of the Oregon Forest Fire Association, pre-pared the following information con-corning Oregon forests and reasons for pdssing the bill, which was mailed to each member of the Legislature: 1. Oregon has one-fith of the standing inder at the United States. 2. Oregon has 400,000,000 feet of tim-ber worth 5500,000,000 of cet of tim-ber worth 5500,000,000 on the stands money. It will either be manufactured or destroyed by fire. 4. Oregon's forests already distribute more weath in the state than apples, fish, wool and wheat combined. Cutting has hardy be-su. 5. Lumburmen are spending each year, to to the Legis 'ure for consideration.

and wheat combined. Cuillog has hardy be-sun. 5. Lumbermen are spending each year to protect their limber in Oregon about \$120,-000. The Federal Government spends for natrol \$120,000. The state spends \$250. 6. Pennsylvania spends \$180,000, daino \$30,500 and Washington \$15,000 to protect their for-ests, as against \$250 by Oregon, with more timber than any state. Washington ex-pects to quadruple its appropriation this year.

nar. 7. Of the revenue received from our lum-er 80 per cent goes for labor and supplies. 8. The state is taking no steps to appre-end violators of fire laws or look after atrol in sections occupied by settlers and decree states.

miners. 9. Last year about 175,000,000,000 feet of immer was killed by fire, representing a value of not less than \$2,000,000 in stump-age alane and over \$20,000,000 in wages to tilzeng had the timber been saved for man-

citizens had the timber seen saved for man-ufacture. 10. The revenue thus lost in a few weeks would have amounted to over 430 apiece for every man, woman and child in the stars. 11. Of the approximately 175,000,000,000 feet killed, over 1,000,000,000 feet was pri-vate timber, outside the National forests. 12. Last year six human lives were lost through forest firms and hundreds of settlers' homes burned to the ground. 15. All Summer sur damain seenery is oblitanted by a cloud of smoke, which keeps tourists away from our state at a time when they would get the best impres-sion of it. 14. As a result of reports of fire and lack of adequate laws, settlers and investors seek other helds, which retards our development.

Joseph's Measure Introduced in Senate Would Allow Anybody, Em-

STATE CAPITOL Salem, Or., Jan. 20. -(Special.)-One of the most sweeping bills that has yet been introduced in the Senate came from Secator Joseph this afternoon in the shape of a proposed mensure to place all persons and all corporations under the provisions of the employers' liability act as passed through the initiative at the last general elec-tion

only insofar as mitigation of damages is concerned. The act passed by the peo-ple placed certain restrictions on the firms and corporations coming within its scope. It is generally conceded by at-torneys that the law, being in deroga-tion of the common law, must be con-strued strictly and as a result only those corporations firms and persons mencorporations, firms and persons men-tioned in the act are affected by its

provisions. Further, the law passed by the people carries the provisions that it is an em-moyers' Hability act and thus works only for the benefit of employes. The Joseph bill would carry wholesale and sweeping changes in its provisions. It would include all corporations and would include all persons. Instead of being for the benefit of employes only his act would allow all persons who are being for the benefit of employes only his act would allow all persons who are suing for damages to come within its provisions and contributory negligence could be pleaded against none of them, only insofar as such contributory negli-gence might be taken into consideration by the jury in awarding damages. Joseph admits that his bill is supple-mentary to the employers' liability act, that it allows the provisions of that act to extend so far as to allow all persons

to extend so far as to allow all persons to sue for damages under the act. It also allows suit to be brought against any and all corporations and contributory negligence is practically relegated to the background as far as using it for a de-

fense is concerned. This is considered by those who have looked over the bill as being by far the most sweeping and drastic piece of pro-posed legislation that has yet been pre-sented. It promises to develop a lobby which will wage a bitter contest, as it eliminates no corporation or firm and overlooks no one in its provisions.

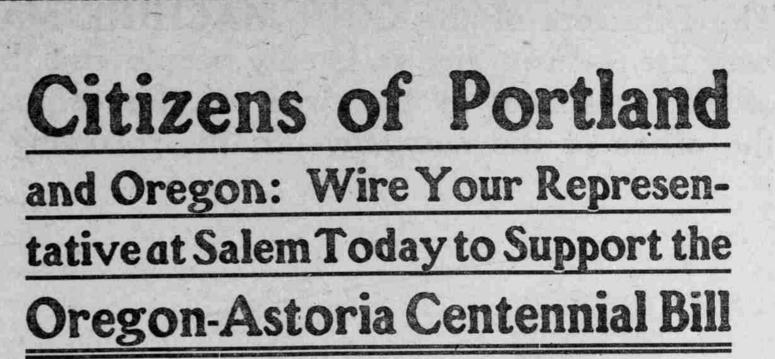
URGES PUBLICITY HILL

RAILROAD PRESIDENT TELLS LEGISLATURE OF BENEFITS.

Annual Appropriation of \$25,060 and Co-operation of State and

Railways Is Suggested. STATE CAPITOL, Salem, Or., Jan, 30 .-

STATE CAPITOL, Salem, Or., Jan. 30.-(Special.)--Co-operation between the state and the railroads in promoting the development of the state and its settle-ment was urged in a brief address made before the members of the Oregon Legis-lature today by Louis W. Hill, official head of the Great Northern Railroad. Mr. Hull surgested the advisability of



MERICAN patriotism, state pride, the spirit of push and progressiveness for a Greater Portland, a Greater Oregon, should prompt every citizen of the entire State of Oregon to wire or telephone their Representative in both the Upper and Lower Houses of the Oregon Legislature at Salem today to support the Oregon-Astoria Centennial Bill.

The Bill appropriating \$100,000 for this Great Oregon-Astoria Centennial will probably be brought up before the Senate at Salem Wednesday-maybe today. So Don't WAIT-BEFORE YOU FORGET IT Wire or Telephone Your Representative urging HIS SUPPORT of the bill.

This great event will be an Exposition not only of Oregon but of the entire Greater Northwest-Oregon, Washington, Idaho and the larger part of Montana. It is to be held at Astoria, Oregon, about August 10 to September 9, in commemoration of the one hundredth anniversary of the first white settlement at the mouth of the Columbia River, by John Jacob Astor and his party in 1811.

# **Resolutions by the Portland Commercial Club**

WHEREAS, fitting celebration of the Astoria Centennial will be heralded throughout the magazines and newspapers of the world, thus advertising the history and opportunities of the State of Oregon, and

WHEREAS, the one great event of the year on the Pacific Coast will be the occasion of special railroad rates and advertising, stimulating travel to Oregon

and recommend to the Legislature of the State of Oregon the passage of a bill appropriating \$100,000 for the state's share of the expenses thereof.

> THE PORTLAND COMMERCIAL CLUB. G. F. JOHNSON, Chairman, C. C. CHAPMAN, Manager.

ALSO SUPPORTED BY

cised by Mr. Clark because of one pro-vision which gives to the Commission power to declare void any city ordi-nance which, in effect, he declared, would be to take away from all muni-repairies the initiative and referendum privileges.

Ben Riesland also addressed the committee and in the course of his remarks said he and his associates, interested in the Portland bill, were surprised when the Malarkey measure made its appearance. Malarkey, who fitended the meeting as a member of the rail-road committee, however gained from Etesiand the admission that he (Riesland) was aware of the fact early last year that Malarkey had promised, if nominated and elected, to make every affort to secure the enactment of such a law. At the same time Malarkey made the point that several of the larger and more populous states requhats all public service corporations through one commission which had statewide jurisdiction.

He contended that the Railroad Commission delegated the same work, could satisfactorily discharge its additional duties in this state.

In addition to Mr. Riesland, Mr. Smith and Attorney Clark, the other members of the Portland delegation appearing before the committee tonight ware; R. G. Brand, M. C. VanTyne, and L. E. Moldenhauer.

29 BILLS GRIST OF HOUSE

One Would Put Taxation to Vote of

## People Next Year.

STATE CAPITOL, Salem. Or., Jan. 30. (Special.)--New bills introduced in the House today were:

H. B. 256. McKinney-Submitting to vote 1912 law authorizing Legislature to regu-

in Toff isw authorizing Legislature to regu-late isaniton. M. B. 207. McKinney-Emshling loaing party to reopen cases in which judgment is obtained through fraud. M. B. 208. Cushman-Creating office of Stars Architect at salary of J3000 per an-nume and appropriating \$20,000. H. B. 209. Mollas-Froulding for payment of judgments to the County Clerk and for satisfactions of same. H. B. 200. Mahangy-Profecting grouss, phraasnis, downs and which pigeons. H. B. 201. Mariner-Reducing license of non-restdent hunters from \$10 to \$2. H. B. 202. Reynolds-Appropriating \$10,000 annually for agricultural investigations by Oregon Experiment Station. M. B. 205. Hackieff-Probabiling treating in salicité.

HOUSE QUASHES FOUR BILLS

B. 254. Rackleff-Increasing salary Treasurer Coos County to \$1350 per

Mum. H. B. 255. Powell-Regulating fencing of libroad rights-of-way. H. B. 266. Powell-Regulating payment street improvement assessments. H. B. 267. Chambers-Frohibiling use of the boats, gasoline or steam haumth or her power boat in hunting wild ducks and ess.

H. B. 205, Brooke-Fixing salaries Malheur

H. B. 100, Brooks—Fixing salaries county Officials of Barnoks—Fixing salaries county officials of Barnow County. H. B. 270, Bigelow—Appropriating \$5000 H. B. 270, Bigelow—Appropriating 5000 H. B. 270, Bigelow—Appropriation of a fee making preliminary investigation of a fee making preliminary fee and the second fee and the second second second second second second fee and the second second second second second second fee and the second s

gallon. M. B. S. Amme-Making telegraph and telephane companies responsible for errors and making press associations common carfrom Portland to Vancouver. B. 271. Jones-Compelling dealers and keepsrs to keep a record of all poultry at or shipped.

As as a result is report and investors seef, other fields, which retards our development. If it is time the state took active sieps to prevent a serious condition and one af-fecting every industry. If This can be done by passing House bill No. 50, now before the committees of the Logislature. If This bill contains absolutely nothing theoretical or experimentative. Most of it is remaximent of present law. The additions are adopted from time-tried statutes of other states.

Senator Carson and Others Active

With Measures.

STATE CAPITOL. Salem. Or. Jan. 30. -(Special.)-Bills introduced in the

S. B. 192, by Sinnott-Regulating sale produce and fruits by bushess in relation

net weight. S. B. 193, by Sinnott-Empowering County Courts in all counties to make levies for

282. b- McCulloch-Curative act re-

R. 105. by Norton-Fixing salaries of orrs in Josephine County.
B. 506. by Norton-Abolishing Conserv-in Commission.
B. 707. by Malarkey-Regulating

A. B. 203, by Joseph-Pinsing all persons S. B. 203, by Joseph-Pinsing all persons under provisions of employers' liability act. S. B. 204, by Norton-Repealing laws re-isting to fish screens over scrigation dis-

R. 207. by Maisray-Regulating, weights and measures.
B. 208. by Miller.-Fixing salary and expenses of Clerk of Suprema Court.
R. 208. by Joseph-Giving authority to Itative Boards to Impect all Insane sani-tariums and saviums.
S. B. 218. by Joseph-Providing that goods caunot be shipped into state under trade-mark registered in state when different firm holds trademark.
S. B. 211. by Kellaher.-Fixing night tyle-bone rate.

Measures Killed by Indefinite Post

ponement-Two by Amme.

STATE CAPITOL. Salem, Or., Jan. 30. --(Special.)-Bills indefinitely post-pened in the House today were:

H B. 186, Amme-Licensing mercantile genetics. H. B. 238, Miller (Columbia)-Giving into jurisdiction over resorts where liquor sold in quantilies of not less than a

Senate today were:

S. offic

Mr. Hill suggested the advisability of he state providing an annual appropria-ion of about \$55,000. to be expended through some board or commission in the exploitation of the state and its re-

The rallroad president did not advocate the creation of an additional board for this purpose, expressing the belief that the work could be directed satisfactorily MANY NEW BILLS INTRODUCED the work

and with big results through one of the beards or commissions already existing Mr. Hill also strongly commended the work of agricultural college experiment stations and said Oregon could profitably expend considerable money in that direc-

ALBEE ANXIOUS ABOUT BILL

**Charges Against Public Service Com** mission Law Cause Doubt.

suris in all countles to make levies for anty liberaries. S. B. 194, by Carson-Providing that of-ers shall furnish copies of public records. S. B. 195, by Carson (by request)-Fro-ding for taking transcript of all testimony t append. S. B. 196, by Carson-To repeal the Tuttle act law. STATE CAPITOL, Salem, Or., Jan. 30.-Special.)-Senator Albee, of Multnoma B. 184, by Carson.—To repeal the Tuttle read law.
B. 187, by Carson.—Making it unlawful to kill Chinese pheasants during the next five years.
B. 185, by Kellaher.—To deprive Forthand Coal & Gas Co. of its franchise.
B. 195, by Rolds and Highways Committee.—As substitute for S. B. 72.
B. B. 290, by Judiciary Committee.—As substitute for S. B. 127.
B. B. 290, by Judiciary Committee.—As substitute for S. B. 127.
B. B. 290, by Judiciary Committee.—As substitute for S. B. 110 regulating deposit of state funds.
B. 201, by Barrett of Umatilla.—Classifying counties and fining salaries of county eithears. says he seeks information.

'Inasmuch as there have been numer-ous allegation that the Fublic Service Commission bill introduced by Senator Malarkey was prepared in the offices of the Foriland Hallway, Light & Power Company, and that the officers of that company had a hand in its preparation, I am anxious to ascertain just the source of this information and to have proofs offered." he said today.

"I am not asking this to open a con-troversy. But a Public Service Commis-tion bill is to come up and I am heartly sion bill is to come up and I am heartily in favor of some bill, and for that reason I wish to know whether these allega-tions are true. There is a possibility, even if a remote one, of the bill for a commission for Fortland alone being de-feated, and if there is such a possibility, I wish to see one passed by the Legisla-ture, but I wish it to be a proper bill. If these allegations are true. I would like to see the proofs offered, that the members of the Legislature will know how to take action in reference to this how to take action in reference to this

BILL ALLOWS BOYCOTTING Clyde's Measure Bars Employers

From Giving Anti-Union Advice.

From Giving Anti-Chion Advice. STATE CAPITOL, Salem. Or., Jan. 30-(Special)-Another measure, dras-tic in its provisions and fathered by labor organizations of the state, was introduced in the House today by Clyde, of Multnomah. It prohibits any em-ployer from requesting any workman in his employ not to join a labor union; permits borcotts and exempts such proceedings from the charge of con-spiracy in restraint of trade and makes punishable any deception practiced by unishable any deception practiced by mployers in advertising for laborers. The bill makes a felony the employ-ment of armed guards by employers for the protection of their property or employes, except on written permission

# Asylum Inspection Proposed.

by the Governor.

STATE CAPITOL, Salem, Or., Jan. 30. STATE CAPITOL Salem, Or. Jan 20.-(Special)-Senator Joseph introduced a bill this afternoon providing that the State Board, including the Governor, State Treasurer and Secretary of State, shall make inspections of all such sant-tariums for the immane and asglums in the state, especially of the accounts, and make a report to the next Legislature.

Edictson's coals satisfy. E. 308. C

from all parts of the world, and

WHEREAS, the Oregon Development League, in annual convention at Salem, Oregon, November 30, 1910, unanimously indorsed the Astoria Centennial as a great advertisement for Oregon, Therefore be it

RESOLVED, by the Promotion Committee of the Portland Commercial Club, in special meeting con-vened this 30th day of January, 1911, that we indorse the Astoria Centennial as an advertisement of Oregon,

Oregon Development League. Oregon Retail Merchants' Association. Oregon Federation of Labor. County Judges and Commissioners of Oregon. Oregon Woolgrowers' Association. Civic Council of Portland.



legislative sanction to the existence registative sanction to the existence of the old franchise for the benefit of its

Similar bills have been before past Legislatures and have met declsive oppo-sition. The question has been a bone of contention for many years in Portland, but the general attitude of the Legislature on the present measure is not clear-ly defined as yet.

Transfer of Privilege Given by State Anti-Treating Bill Appears. STATE CAPITOL, Salem, Or., Jan. in 1859, Unauthorized, Says

STATE CAPITOL, Salem, Or., Jan. 30—(Special)—Representative Rack-leff is the author of an anti-treating bill. The measure prohibits treating in all resorts licensed to sell liquor in quantities less than one gallon. For permitting treating, the bill provides a fine of \$10 for the first offense, \$25 for the second and \$50 for the third and imprisonment in the county jail from Kellaher. STATE CAPITOL. Salem, Or., Jan. 30.-(Special.)-Attacking the validity of the franchise now held by assigns of Henry D. Green as owners of the Portland Gas & Ooke Co., a bill has again been in-froduced to wipe out the franchise. Sena-tor Kellaher introduced the proposed massive

measure. It is contended in the bill that Green's franchise, which was granted by the Legislature of 1859, extended for a period no longer than 15 years and that Henry D. Green and his heirs had assigned and

transferred without authority the rights growing out of the franchise. The bill provides that in no manner shall such an act be construed as giving



Cod Liver Oil preparations without this trade-mark are only cheap imitations, many of them containing harmful drugs or alcohol. Be SURE to get SCOTT'S. ALL DRUGGISTS

Breaks Up Colds Many People Using The Hyomei Treat-ment for Cold in Head and Chest

30 to 60 days

# On Money Back Plan

imprisonment in the county jail from

Scores of thousands of people through-out America have breathed HYOMEI (pronouncé it High-o-me) and now own a HYOMEI pocket Inhaler made of hard where rubber.

If you own one, no matter where you live, you can get a bottle of HYOMEI at druggists everywhere for only 50 cents.

only 50 cents. Ask for an extra bottle of HYOMEI Inhalant; the price is only 50 cents. You can get relief from catarrh or stuffed up head in a few minutes and stop hawking, and snuffing in a week. Just pour a few drops of HYOMEI is to the inhaler and breathe it-that's into the inhaler and breathe lt-that's all.

It's so easy and so pleasant. Just breathe HYOMEI over the inflamed membrane of the nose and throat and its soothing, healing action will be

its sootning, nealing action will be feit immediately. If you have not a HYOMEI inhaler get a complete HYOMEI outfit at once. This only costs \$1.00, and with it comes a HYOMEI inhaler that will last a lifetime.

To break up cold in the head or chest in shortest possible time, pour a tea-spoonful of HYOMEI into a bowl nearly full of boiling water, cover head and howl with towel and breathe the vapor. This treatment is also used for stub-born cases of catarrh, use this vapor treatment just before ratiring.

STATE CAPITOL, Salem, Or., Jan. 30. —(Special.)—After a clash between Upper and Lower Columbia River Senators on the floor of the Senate this after-noon, that pody concurred in a House resolution to name a committee of two from the Senate and three from the House to meet a like committee from Washington to pass on harmonious maining laws to govern the Columbia. Lester, representing the lower river, and Sinnott the upper river, both spoke, nott being opposed to it. Sinnott de-clared it evident an attempt is being made to confiscate up-river property. Lester said that it is mercily a ques-tion of a few years before the salmon industry on the Columbia will be ex-inct and spawning grounds are gro-tered. — membriden was reported with an

to Confiscate Property.

FISHING

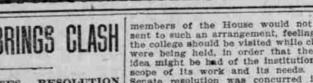
ected. The resolution was reported with an

The resolution was reported with an unfavorable majority report and a favorable minority report, the minority report being adopted by a nearly even-ity divided Senate. Following the session Sinnott made protest to President Selling that the resolution had not passed by a consti-tutional majority, contending that an aye and nay vote is necessary on a joint resolution. Selling made no state-ment as to what action he will take in this connection. this connection.

LEGISLATORS TO SEE COLLEGE

House Ignores Speaker and Decides

# to Take Day Off.



SENATE PASSES RESOLUTION FOR INTERSTATE LAWS.

Upper Columbia Interests Fight

Measure, Saying It Is an Effort STATE CAPITOL Salem, Or., Jan. 30

TRUE SCALE BILL IS FILED

STATE CAPITOL. Salem, Or., Jan. 20 -(Special.) - Senator Malarkey this afternoon introduced a bill covering weights and measures in the State of Oregon, the purport of the bill being to make the standard of weights and to make the standard of the united States measures as used in the United States the standard of Oregon. The bill also provides for an inspector of weights and measures. At present the State Treasurer acts as such inspector in an

state regulation which will be rigid and exact.

to Take Day Off. STATE CAPITOL, Salem, Or., Jan. 30.-(Epecial.)-Disregarding the protest of Speaker Rusk and Individual House members, the House today concurred in a Senate resolution and will squander mother working day next Friday, when the members of both houses will ad-journ for the day and visit the Agricul-tural College at Corvallis Speaker Rusk wanted the House to re-mathe in session Friday and visit the Corvallis institution on Saturday, but

members of the House would not con-sent to such an arrangement, feeling that the college should be visited while classes were being held, in order that the best idea might be had of the institution, the scope of its work and its needs. The Senate resolution was concurred in by many members of the House only with the understanding that the House will held a session next Saturday. OF PORTLAND COMPANY.

many members of the House will hold a session next Saturday. "The members of the House do not seem to realize how seriously congested the business of this branch of the Legis-lature is," said Speaker Rusk today. "I have tried my best to impress upon them how far behind we are with the work of the House, but no attention has been paid to it. As a result I shall in-sist on the proper consideration of all bills as they appear in the House, even if several of them are not disposed of at all. It will not be long until there will be demands for night sessions, which are always attended by more or less confusion and inadequate considera-tion of measures. Personally I am averse to such a programme, in view of the ex-travagant waste of time in which the House has indulged thus far."

Malarkey Wants Oregon to Adopt

# Federal Weight Standard.

Treasurer acts as such inspector in an ex-officio capacity. It is the object of this bill mainly to regulate scales of all kinds upon which food products are we'ghed. The bill proposes to secure standard regula-tions from proper Federal officials ro-lating to various towns of different sizes throughout the state and have a treas arguing on which will be rigid