

BY DARING FEAT 2 OUTWIT GOVERNOR

Malarkey and Cochran Deposit Thirty Bills.

HOUSE FOLLOWS WITH 53 MORE

President of Senate Pries Open Chamber Window.

DRASTIC MEANS FAVORED

Upper House Authorizes Actions to Get Bills to Governor's Office After Every Other Means Fails to Yield.

GOVERNOR LEAVES BEACH.

SEASIDE, Or., Feb. 24.—(Special.)—Governor West arrived in Seaside this evening from his summer home at Cannon Beach. After purchasing all the late papers, he repaired to the depot and took the evening train for Portland. The Governor refused to be interviewed. He had spent Saturday and Sunday in retirement at the Elk Creek Hotel, driving by auto to Seaside Sunday afternoon, but returning to his home at Cannon Beach in the evening instead of going on to Astoria, which was thought he had done.

STATE CAPITOL, Salem, Or., Feb. 24.—(Special.)—

Working their way along a ledge of the capitol building, 20 feet above ground, President Malarkey, of the Senate, closely followed by Chief Clerk Cochran, holding 30 Senate bills in one hand and grasping any available hold by the other, today crept carefully to the window opening into the reception chamber of the Governor.

Here Mr. Malarkey pried open the window and both Senate officials entered the silent, unattended Executive chambers and deposited on the Governor's desk said scores and ten measures ready for signature or veto. Thus the Senate outwitted the Governor today.

This rather startling move followed the adoption of a resolution by the Senate today which the facts relating to the Governor's absence were set forth and the President and Chief Clerk of the Senate were authorized to force entrance to the Executive chambers to file such Senate bills as have been passed.

Only Six Votes Contrary.

The resolution was adopted with but six votes against it. It was introduced by President Malarkey, who took the floor and fathered it through to passage.

It was a grim, determined band of legislators who arrived at the capitol to continue in the work of the session. The Governor's unexplained movement in leaving the city and failing to return had wrought them up to the highest pitch and the tension was severe when the question of the resolution arose. A similar resolution was introduced in the House by Asst. Atty. Gen. Malarkey, but caused a little more debate than the Senate resolution by Malarkey. As a result, the Senate resolution was passed first and the duty of making entrance into the Governor's office devolved on President Malarkey and Chief Clerk Cochran.

The doors of the Governor's office were first tried by those delegated to deliver the bills to the Executive. Both of them failed to yield. Overlooking the west facade of the building is a window to the office. This was tried, but also failed to yield.

Second Window Yields.

Malarkey stepped over the railing of the west porch and followed along a ledge which extends around the capitol building. The second window yielded and he entered the offices, followed by Cochran.

This took them into the reception room, but the door to the Executive's private office was opened and the bills were deposited on the Governor's desk. A key was secured and through the door some time later Chief Clerk Drager, with Representatives Forsstrom and Mitchell carried 53 House bills which have passed both houses.

Chief Clerk Fitzgerald of the Judiciary committee of the Senate, W. P. Lord, an attorney of Portland, and R. R. Smith, of Roseburg, were selected as guards to remain in the Executive offices and act as watchers over the fate of the bills until the Governor returns.

This morning the Legislators began to dribble into the city and each was greeted with the statement that the Governor had not put in his appearance. When the larger body returned at 7 o'clock from Portland, he was still missing.

President Malarkey made several ineffectual attempts to locate him. Miss Fern Hobbs, chief clerk of the Governor, had been left to hold the fort alone. She opened the offices this morning but she was as a sphinx on the bill question. Chief Clerk Cochran and Chief Clerk Drager, respectively of the Senate and the House, bombarded the Governor's citadel again but Miss Hobbs merely smiled sweetly. Said she could not receive the bills, and as a result they were not received. Neither of the clerks would act further until they had

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WEST RETURNS, BUT NOT TO "EXPLAIN"

GOVERNOR, AFTER GRUBBING STUMPS, TO TACKLE BILLS.

"Do I Have to Get a License From Pat McArthur to Leave on Legal Holiday?" Asks Executive.

"Do I have to get a license from Pat McArthur every time I want to close my office on a legal holiday and go out for a vacation?" was Governor West's reply last night to the query as to his motive in leaving Salem last Saturday.

Governor West came quietly in from his place at Cannon Beach last night and left for Salem on the midnight electric.

"I went down to my place to rest and to grub stumps, well there was to it," he said. "And to tell the truth, I was so glad to get away from that bunch at the Legislature that I could hardly tear myself away today to go back to Salem. When I get back I shall buckle down to those bills and take my time with them, giving them as careful consideration as I can with regard to the welfare of the taxpayers."

"Do I hold that my absence from the office prevents the legal presentation of the bills? I am not holding anything. I see that some of the legal authorities of the state are holding that it does not and that today the Attorney-General was ready to swear in Tom Kay in my absence. I suppose if they went to Tom Kay's office and found him out Saturday afternoon they would swear in the janitor."

"I haven't given the Legislature a thought and I don't intend to let whatever they may do in the coming week affect me one way or the other in my consideration of the bills that are brought before me."

"I may go away again tomorrow, if I choose to—and if I do there will be none of the roughnecks around there breaking in my door to present bills at my office in my absence."

MUCH PROSPERITY FOUND

Railroad Men Say Central Oregon's Need Now Is Farmers.

William McMurray, general passenger agent, and Harvey E. Lombardy, general freight agent of the O. W. R. & N. Co., returned yesterday from a tour of Central Oregon, including an automobile trip from Bend to Prineville.

"People in the interior are optimistic," said Mr. McMurray. "They are prospering with the presence there of the railroads as they never have prospered before and the future looks bright to them. But it will take time and lots of hard work to develop Central Oregon. The country needs farmers and horny-handed workers—not real estate speculators. The farmers ought to have offered to them some system of reasonable loans, so that they can improve their land and make it of real value to themselves and to the state."

Public improvements are in progress at Bend, Redmond and other interior cities and settlers are steadily drifting in to take up the vacant land.

'GOLDEN RULE' CHIEF MARK

Charges Filed Against Fred Kohler, Head of Cleveland Police.

CLEVELAND, O., Feb. 24.—After a conference here today between Mayor Baker and Fred Kohler, Chief of Police, the Mayor announced that charges have been filed with him against Kohler and that he has given the Chief until tomorrow to report on the charges. The charges allege misconduct, but no announcement was made of the exact nature of the allegations.

Chief Kohler has gained nationwide fame through his "golden rule" policy, his advocacy of prison reforms and the fact that Colonel Roosevelt styled him the "best Chief in America."

Mayor Baker has indicated that in case Kohler denies the charges, a public hearing will be held, in which case the Chief would be temporarily suspended.

MARSHALL REFUSES \$4800

Vice-President-elect Will Not Be Re- imbursed by Indiana.

INDIANAPOLIS, Ind., Feb. 24.—Thomas R. Marshall, Vice-President-elect, refused \$4800 today. That amount was carried in the regular appropriation bill to reimburse Mr. Marshall for money spent for house rent, light, heat and water during his four years as Governor of Indiana. The ex-Governor said he did not believe the appropriation constitutional, and sent word to the conference committee to strike out the \$4800.

Mr. and Mrs. Marshall will leave Wednesday for Washington, and he said he did not believe he would have the opportunity to appear personally before the committee, as he had not completed his inaugural speech.

TREASURE HUNTERS FAIL

Party Returns From Cocos Island Without Pirates' Loot.

PANAMA, Feb. 24.—The treasure hunting party, led by Miss Genevieve Davis, of London, which has been searching in Cocos island for some months, arrived here today with a store of experiences, but without any pirate's treasure.

The party left Plymouth, England, in September last. Cocos island lies about 550 miles southwest of Panama in the Pacific Ocean. They hoped to find there a hoard of jewels and gold valued at \$100,000,000.

MORE TROOPS ARE RUSHED TO TEXAS

Taft Issues Additional Military Orders.

ARMY WARNING TO MEXICO

Officials Not to Relax Vigil- ance Before March 4.

10,000 MEN ASSEMBLING

Concentration Being Effected Rap- idly—Force to Be at Port Before Enough Ships to Transport Men Can Be Sent to Galveston.

WASHINGTON, Feb. 24.—Military orders flew thick and fast today, in redemption of President Taft's promise to have an army of 10,000 men assembled at Galveston, the most convenient port to Mexico, all equipped for foreign service and ready to execute any order that his successor might choose to issue upon the basis of the conditions that will exist after March 4.

These orders on the whole were supplementary to those which began last week to flow from the War Department and were calculated to assure the assembling of the second division of the reorganized Army at or in the neighborhood of Galveston.

Mexico Further Warned.

The completion of the orders to move the entire second division is intended as further warning to Mexico that there will be no departure from the established policy of preparedness in the remaining week of President Taft's administration.

All plans for the possible sending of troops into the republic to the south will continue to be carried out. This course is justified on the ground that any cessation in the closing days, or even hours, of the Taft administration might be seized upon by Mexican malcontents as an opportunity for a strike at Americans, which could not be adequately overcome should officials relax their vigilance.

Major-General William H. Carter, who commands the Second Division, was ordered today from Chicago to Galveston. This will be the second time that this officer has had the honor of commanding a complete division of troops within the limits of the State of Texas, the first having been in the mobilization of 1911.

Troops Now in Motion.

The Fifth Brigade of this division is moving under previous orders to Galveston, as is the Fourth Field Artillery, composed of mountain batteries. The order issued today will set in motion the Fourth Brigade, the Sixth Brigade and the Sixth Cavalry. Brigadier-General Frederick A. Smith commands the Fifth Brigade, previously ordered to (Continued on Page 2.)

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The Weather. YESTERDAY'S—Maximum temperature, 48 degrees; minimum, 22 degrees. TODAY'S—Fair; northerly winds. Mexico.

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Legislatures. Senatorial caucus decides to clean up calendar and adjourn for five days. Page 6. Senate votes to abolish office of District Attorney and create that of County Attorney. Page 7. Superior Court bill passes Senate. Page 6. Oregon Legislature ousts Governor by daring feat of two. Page 1. Oregon House gets busy and transacts much business in afternoon. Page 8. Washington Governor vetoes big highway fund bill. Page 7.

Foreign. British authorities arrest Mrs. Pankhurst in connection with bomb explosion. Page 2. National. City sustained by Supreme Court in Fourth-street case. Page 3. Chamberlain says committee report does not mean Oregon nominations will be confirmed. Page 1. Wilson to convene extra session of Congress for April 1. Page 7. "White House baby" of next Administration is Wilson's grandniece. Page 2. Wilson will decide on fate of old Oregon. Page 4. Domestic. Heavy rains soak Los Angeles. Page 1. Advance guard of suffragists arranges at Washington for reception. Page 5. Stock distribution plan of Union Pacific-Southern Pacific merger assailed. Page 5. Witness says Barrow was prejudiced against "Jarrow Bab." Page 5.

Sports. Interscholastic baseball and football schedules for 1913 are made up. Page 16. "Billy" Sullivan, veteran White Sox catcher, picks Athletics to win American League pennant. Page 16. Jefferson High takes 1912 soccer championship. Page 16. "Pop" Anson, 60-year-old baseball hero, passes few days in Portland and talks on baseball. Page 15. Henry Berry tells of Angles' chert and sees victory ahead. Page 15. Northwest wheat offerings absorbed at full prices. Page 17. Reduction in value supply gives wheat lift at Chicago. Page 17. Bear raid breaks stock prices in Wall street. Page 17. E. R. Sued expected to become superintendent of O. W. R. & N. water lines. Page 15. Captain of German bark Mimi complains of lack of courtesy on Pacific high seas. Page 12. Portland and Vicinity. Mammas return from three-day trip to Celilo and vicinity. Page 12. Produce dealers pay fines aggregating \$5450, but association will not cease to exist. Page 11. Summer tourist ticket sales to be daily this year. Page 12. Members of outing party take early morning dip in cold water at Gearhart. Page 10. Guy L. Anderson appointed general manager of Sumpter Valley Railway. Page 11. New British Consul due here March 12. Governor West returns to Salem. Page 1. Girls set of good poisoned while family is away. Page 4. Meteorological summary and forecast. Page 12.

95 SOLDIERS ARE EXECUTED AT SUAZ

Men Who Revolted Are Shot One at Time.

ALL FRIENDLY TO MADERO

Firing Squad Aims and Shoots 95 Separate Times.

MAJORITY DIE BRAVELY

More Than 50 of Garrison Escape Before Arrival of Strong Federal Detachment; Five Officers Are Sent to Prison at Juarez.

EL PASO, Tex., Feb. 24.—Ninety-five federal volunteer soldiers were executed late today at Suaz, below Juarez. They composed part of the garrison which revolted yesterday, angered at the killing of ex-President Madero, their former leader.

One at a time, advices received here state, the soldiers were stood against an adobe wall. Ninety-five times the firing squad aimed and fired. Most of the men are said to have displayed much courage, declining the execution mask.

More than 50 of the garrison escaped before the arrival today of a strong detachment of Federal regular troops from Chihuahua city. The rebels of a day had cut the Mexican Central Railway, which was repaired a few hours later. Five of the volunteer officers escaped death and will be sent to Juarez.

Alberto Madero Refugee.

Alberto Madero, uncle of the deposed President, is a refugee in the American consulate at Chihuahua city, says messages received here tonight. Madero is a wealthy ranch owner. Aureliano Gonzalez, secretary of the state, the Mayor of the City and various other state and city officials are in jail with Governor Abraham Gonzalez.

Marcelo Caraveo, former Orozco rebel General, with 500 men has marched from Chihuahua for the West. It is reported that he has repudiated allegiance to the Huerta government and will follow General Antonio Rojas, who has entered Sonora.

Gomez May Enter Cabinet.

An attempt will be made to force Emilio Vasquez Gomez into the Cabinet of General Huerta. It is reported here. In this way it is expected to cause Gomez to withdraw his Presidential claims. Gomez is with the rebel army below the New Mexico border. He appointed his provisional Cabinet some time before Huerta was named President at Mexico City.

Manuel Garza Aldape, appointed Minister of Agriculture in Huerta's Cabinet, has agreed to refuse the position. (Continued on Page 4.)

5.20 INCHES OF RAIN SOAKS LOS ANGELES

PROPERTY SUFFERS AND LIVES ENDANGERED BY DELUGE.

City Becomes Like Great Lake and Houses Collapse—Canoes Ply in Streets—Rivers Are Swollen.

LOS ANGELES, Feb. 24.—The heaviest rainfall in the history of Los Angeles, bringing with it extreme discomfort, much damage and considerable danger in some quarters, visited this city and vicinity last night and today, causing a precipitation which at 5 o'clock today totalled 5.20 inches for the storm and made 10.15 inches for the season. It was raining at that hour, which was the latest period at which the weather bureau's figures were available.

It was estimated that fully 50,000 workers were late today at their places of employment, which they reached only after hours of weary waiting. In the rain for trains, which in the majority of cases afforded only straggling space. Their return home tonight was as tiresome and uncertain. Many streets were so full of water that streetcars could not cross them and passengers commandeered passing vehicles for transportation over the deepest waters.

Boys amused themselves in some sections of the city by canoeing in the streets.

The residents awoke today to find their houses flooded with water. The foundations of several houses collapsed under the force of the rushing waters and women occupants were rescued by the police.

The lake in Echo Park overflowed into Lake Shore Drive, ending temporarily all electric car traffic between Los Angeles and Glendale, Edendale, Tropic and Burbank.

The Los Angeles River, often the butt of jokes on account of its being little more than a river bed most of the time, became a torrent, threatening the destruction of viaducts and bridges and delaying the departure and arrival of steam trains.

The San Gabriel River also, which passes Los Angeles a few miles to the south, was reported as having overflowed its banks and become such a menace to railroad travel that special watchmen had been placed at several bridges which spanned it.

Telephone and telegraph service was greatly impaired throughout this section.

USHER IS HEIR TO WEALTH

Spokane Lad, Grandson of English Lord, Still Holds to Job.

SPOKANE, Wash., Feb. 24.—(Special.)—Sudden ascension from the position of theater usher to one of affluence has been the experience of Melvin Earl Hatfield, aged 19, an employee of the Arcade Motion-Picture House.

Within a week or two "Earl," as he is known to his employer, Solomon Levi, and his companions, will leave for England to claim a legacy won for him from the estate of his grandfather, Lord John Hatfield, after much litigation.

In the meantime Hatfield remains on the job, showing patrons of the theater to their seats as usual, and expects to continue so to do until a successor to his position is found, in spite of the fact that transportation and sufficient money for his mother, younger brother, sister and himself across the ocean waits for him at a Vancouver, B. C., bank.

Hatfield had known of his victory that brings him a fortune totaling between \$250,000 and \$500,000 for several days before even mentioning it to his closest friends.

BRIBERY IS CONFESSED

Police Captain Walsh Admits Part in Graft Business.

NEW YORK, Feb. 24.—Police Captain Thomas W. Walsh, implicated by Policeman Eugene Fox, self confessed collector of "protection money," who later confessed having received graft money from Fox, pleaded guilty today to the indictment against him charging bribery. Bail was fixed at \$1000 and sentence deferred at the request of District Attorney Whitman, to whom Walsh confessed his part in the alleged system of levying tribute from disorderly houses.

Inspector Sweeney, who since his indictment on charges of bribery has been reduced in rank to captain, pleaded not guilty today, his attorney charging that perjury had been committed in obtaining the indictments.

Ashley Shea, who is alleged to have paid \$50 a week for protection for a "poolroom" in former Inspector Sweeney's district, was indicted today on a charge of bribery. He entered a plea of not guilty and was remanded to the Tombs for arraignment on Wednesday.

MILITANT WOMEN TARGET

London Leader Opens War on Destruc- tive Suffragettes.

LONDON, Feb. 24.—John Burns, president of the local government board, who has just begun a speech-making campaign in behalf of the progressive candidates for the London County Council, has declared war against the militant suffragettes.

"In the course of the next ten days," he announced tonight, addressing a meeting from which several suffragette disturbers were summarily ejected, "I am going to do my best to break down this tyranny of organized blackguardism. It is in the interests of the people and democracy that this deplored and has desecrated the cause of women and put back their movement many years be terminated at once."

FILLING OF OREGON POSTS NOT DEFINITE

Nominations May Fail, Says Chamberlain.

GAUGUS RULE STILL HOLDS

Committee's Favorable Report Is Only to Clear Calendar.

SENATOR GIVES POSITION

Democrats in Control and Belief Is Expressed That Few If Any of Vacancies Will Be Filled at Present Session.

OREGONIAN NEWS BUREAU, Washington, Feb. 24.—"It is not at all likely, in my opinion, that any Oregon nominations now pending before the Senate can be confirmed," said Senator Chamberlain today. "The Democratic caucus decreed against the confirmation of any civilian appointments made this session by President Taft and so far as I know there has been and will be no change in the Democratic position."

"Several Senate committees, however, are anxious to clear their calendars of nominations before them, and I have given my consent that favorable reports be made on all Oregon nominations, except those of three postmasters, F. B. Southwick, Salem; William M. Brown, Lebanon, and John F. Miller, Jacksonville. I object to Southwick because his appointment was delayed three years beyond the time when the term of the incumbent expired and charges have been filed against Brown and Miller, which seem to justify holding them up."

Report Only Approved.

"I consented to a favorable report being made on all other nominations, including Thomas McCusker, postmaster at Portland, but with the reservation that while I am willing those nominations should be reported, I do not give my consent to their confirmation."

"If the situation in the Senate should change and an agreement be reached by which a part of President Taft's appointments would be brought up for confirmation I probably would object in some cases, but I have not objected to favorable reports by committees."

Senator Chamberlain said further that he had given his consent to favorable reports on the nominations of the entire Williams slate, with the three exceptions named, and today a favorable report was made on Marshal Kirkpatrick. Favorable reports will also be made on Collector Burgard, Surveyor-General Key, all local land officers and other minor officials nominated since December 1.

These favorable reports, however, mean nothing so long as Democrats refuse to make any concessions to Republicans, for the minority has full power, at this late day when the legislative calendar is congested, to hold up any or all nominations and unless the bars are let down there will be no confirmation.

If, in the closing hours of the session, some nominations are confirmed, McCusker, as Postmaster of Portland, is almost sure to go through, at the personal request of Senator Bonne, and possibly other Postmasters unobjectioned to by Senator Chamberlain, but there is little prospect for Collector of Customs or Marshal at Portland, as Senator Chamberlain is disposed to object to their confirmation because of the delay in making those appointments.

GOLD BRICKS GO BY MAIL

Parcel Post Found Economical Way of Shipping Precious Metal.

BAKER, Or., Feb. 24.—(Special.)—To ship real gold bricks by parcel post is the novel idea now being put into effect by the Union Companion mine at Cornucopia, this county. The mine has been running for some time but recently changed hands and the new management is using the United States mail to carry its output.

The bricks are securely wrapped, taken to the Postoffice, where they are insured and mailed to the company's headquarters in Walla Walla. The mining company finds this method cheaper and just as satisfactory as shipping by express.

SAVE "OREGON" IS APPEAL

Legislature Memorializes Congress to Preserve Historic Man-o-War.

STATE CAPITOL, Salem, Or., Feb. 24.—(Special.)—Hagar, of Multnomah, this afternoon introduced his joint memorial in the House, petitioning Congress to save the historic battleship Oregon. It was the first business taken up at this week's session. The memorial was adopted by unanimous vote. It was put through under suspension of the rules.

