

### TAFT WITHDRAWAL ORDER SUSTAINED

Continued Failure of Congress to Protest Practice Makes It Legal.

### OIL LANDS ARE FORFEITED

Companies Lose Claims on Properties Valued at Millions of Dollars—Wyoming and California Are Involved.

WASHINGTON, Feb. 23.—Long acquiescence by Congress in executive withdrawals of public lands from entry was held by the Supreme Court here today to have had the effect of recognizing the existence of this right in the President. The court today sustained the action of ex-President Taft in 1909 withdrawing from entry thousands of acres of rich lands in California and Wyoming for conservation by the Government.

Justice Lamar rendered the court's opinion. Justice Day announced a dissenting opinion, in which Justices McKenna and Vandeventer concurred.

**Oil Companies Lose Lands.**  
As an immediate result of the opinion, oil companies which obtained entries after the Taft withdrawal, but before legislation by Congress a few months later providing for the withdrawal, lose their claims on lands valued at millions of dollars.

Justice Lamar pointed out that for 50 years the executive had made withdrawals, hundreds in number. "Nothing was done by it (Congress)," he said, "which in any way could be construed as a denial of the right of the executive to make temporary withdrawals of public land in the public interests. Considering the size of the tracts affected and the length of time they remained without objection, these orders by which lands, isolated tracts, coal, phosphate and oil lands were withdrawn furnish in and of themselves ample proof of Congressional recognition of the power to withdraw."

**Day Says Taft Himself Doubted.**  
Justice Day observed that ex-President Taft was so doubtful as to his power to withdraw the lands that he asked Congress to ratify his action. He emphasized the importance of each branch of the Government's refraining from encroachments on others and declared that one of the great functions of the Supreme Court was to see as far as it could by judicial decisions that each remained in its legitimate atmosphere of duty.

**GREAT ACREAGE IS AFFECTED**  
Work by Entrymen Estimated at \$40,000,000 Goes for Naught.  
SAN FRANCISCO, Feb. 23.—The estimated number of acres involved in the Supreme Court's decision today is 2,871,000 in California alone. Titles to California oil lands worth more than \$40,000,000 are involved. The decision affects the claims of companies and individuals, who filed upon these lands between September 27, 1909, and July 2, 1910, are annulled by the decision. Rough estimates of the value of the work done upon the claims by the entrymen who forfeited their titles fix the figure at approximately \$40,000,000. In addition to this, severals of hundreds of thousands of dollars in impounded moneys belonging to various companies which had taken oil from the lands is subject to confiscation by the Government.

Today's decision reverses one by Federal Judge Maurice T. Dooling, in the case of the United States vs. the Midway Northern Oil Company, delivered last June, although this was not the case on appeal. Judge Dooling held President Taft's withdrawal order unconstitutional and expressed his belief that Congress alone had the power of withdrawal of public lands. The case was known as the "billion-dollar" oil land case, although the suit specifically involved only 150 acres.

Despite Judge Dooling's decision, the Department of Justice continued to file similar suits to recover the land.

**Maid in Greece Thankful for Christmas-Gift Dress.**  
Quaintly Worded Note From Avar Betina With Gratitude to Vancouver Girl.  
LONG before Christmas time Miss Maud Sluman, of Vancouver, Wash., made a little girl's dress, and into the sleeve she basted a note of good wishes and signed her name with her address. The dress was put into a package and sent off to Europe with numerous other bundles destined for refugees.

Yesterday Miss Sluman received a note from a little girl in Greece thanking her for the dress. The quaintly-worded missive follows:  
"I have received your very dearest letter and I thank you very, very much for your kindness. I stay very obliged to you for your New Year gift, and pray the good God to conserve you in good health with all your noble family, and I follow to express to you also the due of my father and mother. In this meantime I have the honor to kiss you many times. PARASKEVI PASCHALLI."

**CITY BONDS PRICE RISES**  
Market Much Stronger as Shown by Bid of 94.03 Per Cent.  
Remarkable improvement in the municipal bond market is shown in bids opened yesterday by City Auditor Barbur for \$460,000 in 25-year 4 per cent water bonds, issued by the City Council to raise money for the construction of water mains in Portland during the year. The highest bid in several submitted was 94.03 per cent, tendered by Harris Trust & Savings Bank of Chicago.

Boston, and Morris Brothers, of Portland, 92.79 per cent; Henry Teal, 92.17 per cent; A. B. Leach & Co., Fields, Richards & Co., and Seasonood & Mayer, of Chicago (joint bid), 92.56 per cent.

**EX-OFFICIAL IS ARRESTED**  
Former Douglas Assessor Accused of Liquor Law Violation.

ROSEBURG, Or., Feb. 23.—(Special.)—Acting upon an indictment returned

**GRAHAMS WELCOME "STAGE DOGS" ON ANNUAL VISIT.**



Marie Stone, Niece of Portland Railroad Official.  
Two dogs—sleek, well-trained bird-hunters—are paying their annual visit at the home of J. E. Graham, assistant general manager of the Oregon Short Line, at 730 Everett street. The dogs are featured in "A Hunter's Game," a vaudeville act presented by Frank Stafford and Mrs. Stafford (Marie Stone), who is a niece of Mr. Graham. That accounts for the presence of the stage dogs at the home of Mr. Graham, where a special kennel was constructed years ago for the quadruped stars of "A Hunter's Game." The dogs can open doors like human beings, and one of their feature tricks is to turn on hot or cold water in a bathtub as directed.

Miss Stone, although born in Ohio, regards herself as a daughter of the West, and she received her education on the Pacific Coast. She is a graduate of the Curtner Conservatory of Music in San Jose, Cal., where she studied for seven years.

by the grand jury, Sheriff George Quine arrested George Staley, ex-Assessor of Douglas County, on a charge of violating the local option laws.

Staley will be arraigned before Judge Hamilton in the Circuit Court. In the raid of Staley's resort, following the return of an indictment, the officers confiscated a quantity of whisky which is being held as evidence.

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### 18 POLICEMEN PASSED

BOARD GIVES TEST TO 57 WHO WOULD BE SERGEANTS.  
L. H. Wells, Now Holding Post, to Be Reduced to Ranks Since Failure to Win Proper Rating.

Out of 57 policemen who took a recent civil service examination for sergeant's grade, only 18 received passing grades, according to the ratings made public yesterday by the Municipal Civil Service Board.

Lillis was third on the list with a rating of 81.50 per cent. E. C. Brothers, now a sergeant, passed fourth with a rating of 80 per cent.

Following is the list of policemen who passed and the rating received by each: F. M. West, 82 per cent; E. J. Ellis, 82; M. E. Lillis, 81.50; E. C. Brothers, 80; B. F. Wade, 79; B. F. Hunt, 78.50; Ed Burke, 78; R. F. Sherwood, 78; J. D. Webster, 77; J. L. Wendorf, 76; J. Mallon, 76; F. M. Rich, 75.50; John Wellbrook, 75; S. B. Vessey, 75.50; J. J. Keegan, 75.50; H. L. Stanton, 75.50; A. C. Welsh, 75; and John McCullough, 75.

### SAFETY TO BE DISCUSSED

Manufacturers Requested to Attend Commercial Club Luncheon.

Manufacturers especially are requested to attend a luncheon today at noon in the main dining-room of the Commercial Club. The subject of industrial accident prevention will be discussed by C. C. Colt, president of the Union Meat Company, and J. B. Kerr, of the legal firm of Carey & Kerr, of this city. Marshall N. Dana, member

of Portland's Public Safety Commission, will be chairman. Notices of the luncheon mailed to members ask a number of pertinent questions in regard to the subject of accidents, such as "Would you rather prevent industrial accidents than pay their costs?" "Do you believe that efficiency is increased by avoiding injuries to workmen?" "Are you interested in the safety-first movement?" "Do you want to know what is being done in Portland in industrial accident prevention?" Answers to all these questions, it is said, will be forthcoming at today's luncheon.

### MR. RAFFETY IS AT REST

Funeral services of Mallory Raffety, pioneer of 1852, who died Sunday morning at the home of his brother, Dr. Dav Raffety, 529 East Eighth street, were conducted yesterday afternoon from Dunning's chapel, 414 East Alder street, being concluded in the Portland Crematorium. More than 150 friends, mostly old residents, attended the funeral. Rev. George B. Van Waters officiated. Mrs. Max Shillock sang two solos. Many beautiful floral tributes were received from friends. The pallbearers, whom Mr. Raffety selected some time ago, were A. W. Lambert, Cal Powell, J. A. Strowbridge, Fred Kindorf, J. J. Kaddery and Penumbra Kelly.

## THE FINAL WIND-UP OF PORTLAND'S GREATEST SHOE SALE

Over 2000 Pairs Shoes and Rubbers At Less Than Raw Material Cost

On sale beginning today at 9:30 A. M. at following prices, all on tables so you can help yourself. Come early.

- 500 pairs of Ladies' and Misses' High Shoes and Pumps; black, tans and patents; regular prices \$2 to \$3.50; on sale beginning today at, pair... **.25c**
- 200 pairs of Men's Shoes, button and blucher; black, tans and patents; good shapes, wide widths, all sizes; regular prices \$3.00 to \$4.00; on sale beginning today at... **\$1.48**
- 300 pairs of Ladies' 60c High-Cut Storm Rubbers, medium toe, all sizes; on sale today at, pair... **.19c**
- 235 pairs of Misses' 50c High-Cut Storm Rubbers, medium toe, all sizes, 11 to 2; on sale today at the pair... **.10c**

### MEN'S AND WOMEN'S, BOYS' AND GIRLS' SHOES NOW 98c PAIR.

Including Howard & Foster Shoes and Oxfords. We have grouped one great and grand lot of Men's, Women's and Boys' Shoes, Oxfords and Slippers, from which you can take your choice at this price—getting a style shoe that one might expect from a lot selling for four times this amount. All the different leathers are represented, either lace or button, and a wide assortment of lasts and patterns are shown. Every man, woman and child in Portland, if they only realized the meaning of this stupendous offer, would be here when the doors open today. Come, take your choice from this grand assortment, at this price, so low it seems almost unbelievable; and, take our tip, come prepared to buy several pairs, for never again will such an offer be placed before you. Choice, the pair... **98c**



150 pairs of Men's \$1.00 Goodyear Storm Rubbers, all sizes, on sale today at, pair... **.39c**

To increase efficiency and reduce expenses in the orchard business, the Rogue River Fruit and Produce Association decided at a recent meeting to do all the packing, hauling and sorting for its members. Heretofore each orchardist has been obliged to maintain his own packing-house and teams. The association will put on an auto truck service.

**Court Librarian Yet Unconscious.**  
SALEM, Or., Feb. 23.—(Special.)—The condition of Miss Edna M. Hawley, Supreme Court librarian, is unchanged today. She is suffering from acute indigestion. Miss Hawley fainted Monday while talking with friends, and has not since regained consciousness.



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