

## HAWLEY PRESENTS LAND-GRANT BILL

Measure Designed to Remedy  
Failure of First Act to De-  
fine Actual Settler.

LEGAL STATUS IS GIVEN

Oregon Member Explains That in  
Preparing Proposed Law He Has  
Followed Judge Wolverton's  
Views on Decision.

OREGONIAN NEWS BUREAU, Wash-  
ington, Jan. 25.—(Special.)—Representative Hawley, of Oregon, today introduced a bill requiring the Oregon & California Railroad Company, on demand of any qualified actual settler, to sell in tracts of not more than 160 acres, for no more than \$2.50 an acre, any part of the unsold portion of its land grant. His bill defines an "actual settler," and for the convenience of purchasers requires the railroad company to establish a selling agency on the land. Preference rights of purchase are given to actual settlers.

The bill, after a series of whereases, provides:

"For the purposes of this act the words 'actual' and 'settler' shall have the meaning in which they were currently used in the laws, decisions of the Department of the Interior, and the courts, relating to the disposal of the public lands, at the time of the passage of the act to which this act is an amendment.

**Right to Purchase Defined.**

"Any person shall have the right to purchase under this act, who at the time of settlement is or was possessed of the qualifications required at the time of the passage of the act to which this act is an amendment, by making settlement on a tract of land not greater than 160 acres in area, making application therefor by metes and bounds and accompanying same with tender of payment of any person so qualified shall be a qualified purchaser.

"Section 2.—That the said grantees, their successors and assigns, shall sell the lands remaining unsold at the time of the passage of this act, granted by the aforementioned acts, without delay as qualified purchasers appear and in the following order of preference: First—To persons actually residing in good faith on suitable areas of such lands prior to January 1, 1916, upon their making application therefor within six months from the date of the passage of this act.

**Prior Applicants Considered.**

"Second—To persons who shall have made settlement on proper areas at any time and made application to purchase such areas so settled on prior to January 1, 1916, upon their again making settlement and application therefor within six months from the date of the passage of this act.

"Third—To other persons who are qualified purchasers under this act.

"Section 3.—That said grantees, their successors and assigns, shall immediately establish and maintain suitable agency, duly authorized to receive applications and effect sales, and conveniently located within the territory included within the grants. And upon the payment by any person complying with the requirements of this act as to settlement of the purchase price of not to exceed \$2.50 per acre to the proper officers of said grantees, their successors and assigns, they shall forthwith make proper conveyance of all their right, title and interest in the land so settled upon and paid for to said purchaser."

**Bill Based on Court Decision.**

Representative Hawley has asked that his bill be referred at once to the departments having jurisdiction in order that it may be considered along with the Chamberlain and other bills when the departments frame their recommendations to Congress. In a statement issued today regarding his bill, Mr. Hawley said:

"My bill proposes legislation that is safe, practicable and possible to enforce. Since this legislation is dependent on the original granting acts and the decision of the United States Supreme Court, Congress does not have a free hand, but must enact such legislation as will stand the test of the courts if put to that test.

"In drawing this bill I have followed Judge Wolverton's interpretation of the Supreme Court decision as indicated in the decree entered at Portland.

"Congress has granted the lands under such terms that the railroad was to receive a subsidy of not exceeding \$2.50 an acre, or \$100,000 a mile of road construction. Under the decision of the Supreme Court it appears that actual settlers were not sufficiently defined in the original acts to enable them to be identified as qualified purchasers. This bill is to remedy that.

**Good Faith is Recognized.**

"This bill is to give legal status and identification to the persons who everyone acknowledges were intended to have the right to purchase. It also recognizes those who have in good faith undertaken on their part to comply with the provisions.

"To describe those who are to be clothed with the right to purchase, I have referred to the qualifications required of those who were entitled to make settlement on the public lands at the time when the acts were passed. Any other description might be held unconstitutional as in conflict with the intent and purpose of the original grant and the conditions arising out of its terms. My purpose is to provide for the transfer of the lands as soon as possible, keep them on the tax rolls and avoid constitutional difficulties. We have a clear right to ask

**Dandruff Soon  
Ruins the Hair**

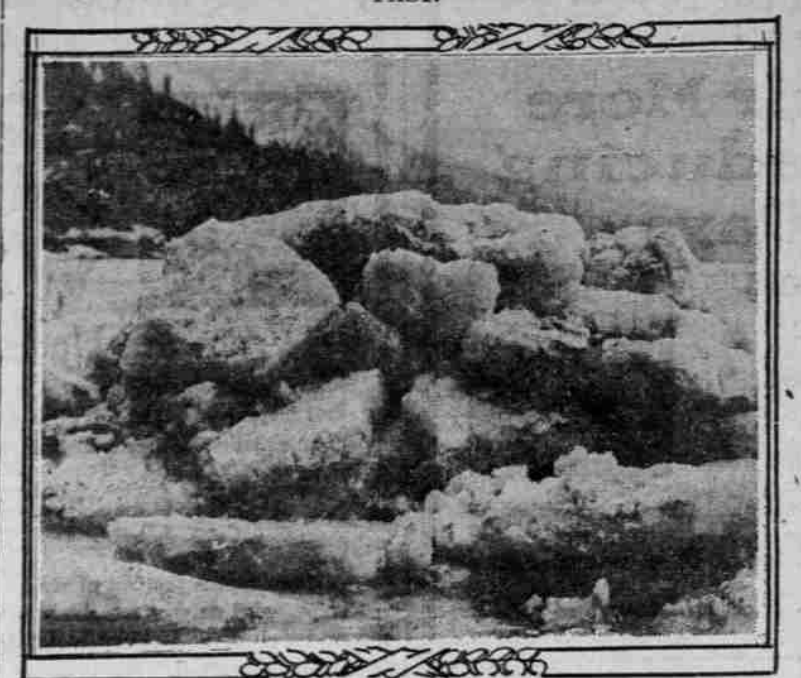
Girls—if you want plenty of thick, beautiful, glossy, silky hair, do by all means get rid of dandruff, for it will starve your hair and ruin it if you don't.

It doesn't do much good to try to brush or wash it out. The only sure way to get rid of dandruff is to dissolve it, then you destroy it entirely. To do this, get about four ounces of ordinary liquid arvon; apply it at night when retiring; use enough to moisten the scalp and rub it in gently with the finger tips.

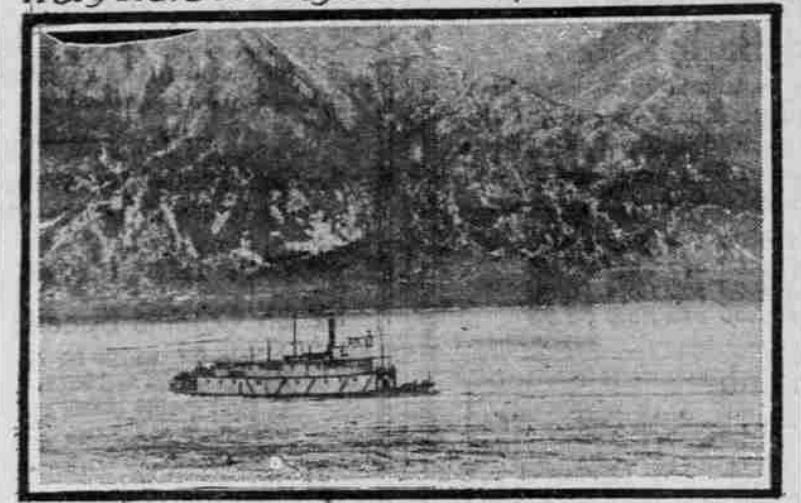
By morning, most, if not all, of your dandruff will be gone, and three or four more applications will completely dissolve and entirely destroy every single sign and trace of it.

You will find, too, that all itching and digging of the scalp will stop, and your hair will look and feel a hundred times better. You can get liquid arvon at any drug store. It is inexpensive and four ounces is all you will need, no matter how much dandruff you have. This simple remedy never fails.—Adv.

ICE SCENES IN COLUMBIA WHERE STEAMER TAHOMA IS HELD FAST.



Showing Action of Ice Piling Up By Force of  
A Big Field Moving Out At Cape Horn, Wash.



The Tahoma About 3/4 Mile Above Cape Horn, Station

Congress to carry out the original purpose of the granting act.

"The Supreme Court has apparently denied the right of classification.

**Speedy Enforcement Designed.**

"The bill follows a fundamental principle of law that when no limit is given in covenants within which the terms of the agreement are to be carried into effect, it is understood that the time intended and agreed upon between the grantor and the grantee was a reasonable time. Such reasonable time having elapsed since the passage of the granting acts containing the 'enforceable covenants,' it is the purpose of the bill to carry out the terms of the provisions as quickly as possible, consistent with the purpose of the acts.

"If the decision of the courts in Oregon are upheld by the appellate courts, the counties will collect all taxes due them from these lands and this bill will keep these lands on the tax rolls of the counties. Once the lands are in the hands of several thousand individuals, they will be improved, roads will be constructed, school-houses built, postoffices established, and the lands now vacant and unimproved will support a community of such character in Western Oregon."

**ICE STILL HOLDS TAHOMA**

STEAMER FLOWS DOWN COLUMBIA  
SURROUNDED BY FLOES.

Pack is Breaking Up but Fate of Boat  
Is Still in Doubt—Pressure  
on Craft Heavy.

CAPE HORN, Wash., Jan. 25.—(Special.)—The Tahoma is still a prisoner in the ice fields of the Columbia, but during the night and day floated down nearly half a mile. However, she has from half to three-fourths of a mile yet to go before she will be freed.

The whole ice field, as wide as the river, and more than a mile in length, moves in one piece until a large portion on the lower end cracks off. The current then takes this away. There is a tremendous pressure behind such a large body and 10 by 10 timbers at the dock bear evidence where they were simply crushed off by the ice in the river.

The men on the Stimson, who attempted to break a hole through the field of ice to the Tahoma at Cape Horn yesterday, said that the ice there is apparently packed in the depth of the river at many points.

If the Tahoma comes down in the rivage for several years, and in the ice is squeezed between two fields of ice she will not be injured.

**ORIOLE MINE TO OPERATE**

Wealthy Property Near Grants Pass  
Is Free of Debt.

GRANTS PASS, Or., Jan. 25.—(Special.)—That the Oriole mine is again to be in full-blast operation in the near future was announced today. The Oriole has been the subject of much litigation for several years, and in March, 1915, was placed in receivership. All indebtedness has been paid. More than \$100,000 has been spent in development work, and immense bodies of low, medium and high-grade ore uncovered. It has a mile of underground work, a 10-stamp mill, electric lights, power, and an air compressor. Much of the ore has gone as high as \$250 a ton. The mine is in the heart of the famous Galice district.

**GALBAS.**

Received a shipment of imported Galbas, Sig. Sichel & Co., 92 3d st.—Adv.

Canyon City Wind Moves Shed.

CANYON CITY, Or., Jan. 25.—(Special.)—This city was visited by a severe wind storm Saturday and high winds prevailed throughout the night. One end of a shed, about 20 by 30 feet, in the feed yards of Rodney Cozad, a distance of 16 feet by the storm, while other sheds and vehicles nearby were not disturbed.

**Bryan May Go to Sweden Soon.**

LONDON, Jan. 25.—A dispatch to Reuters' Telegram Company from Stockholm says that William J. Bryan, in accepting membership on the Ford permanent peace committee, intimated that he was preparing to leave the United States for Stockholm.

## BRITISH BLOCKADE INCURS OBJECTION

United States Will Oppose  
Wholesale Destruction of  
Vessels Vigorously.

ISSUE ONLY PARTLY MET

Washington Will Contend Merchant  
Prize May Be Sunk Lawfully  
Only When Such Action Is  
Absolutely Necessary.

WASHINGTON, Jan. 25.—An effective blockade of Germany's Baltic ports would eliminate the objection of the United States that the present operations under British orders in council are discriminatory in favor of Norway and Sweden. Recognition of such a blockade, however, would depend on its actual effectiveness, and officials here indicate, moreover, that any wholesale destruction of neutral merchant shipping in an effort to enforce a blockade with submarines would meet with determined opposition from the United States, even though every proper precaution were taken to safeguard the lives of crews and passengers.

The essential point of difference between submarine warfare and properly conducted cruiser warfare for which the State Department has contended lies in the inevitable sinking of the merchant ships by submarines in the open sea, and the consequent loss of life and property. While there is an admitted lack of uniformity in the construction of international law on this subject, in the official view the British declaration of London, which in express terms forbids destruction of shipping cargo "except in dire emergency," though never formally accepted by the British government, still is sound international law. It is admitted that a submarine or a cruiser might lawfully sink a merchant ship if absolutely necessary for her own safety, or to prevent certain extension of the news of the operations of the submarine to the enemy, and it is further admitted that the United States might consent to waive claim for full indemnity.

In the case of the William P. Frye the State Department does not object to the destruction of the cargo of wheat, because that was of belligerent ownership. The claim of indemnity for the vessel herself was based on the Prussian-American treaty, but in this there was no admission that the case was not covered by the general principles of international law.

**CUSTOMS DISTRICT GAINS**

North Bank of Columbia Soon to Be  
in Portland Jurisdiction.

OREGONIAN NEWS BUREAU, Wash-  
ington, Jan. 25.—The north bank of the Columbia River soon will be incorporated in the Portland customs district, because that was in accord with the views of the Treasury Department. Representative McArthur, who some time ago introduced a bill to that effect, was advised today that the customs division of the Treasury Department has recommended that ports on the north bank of the Columbia be transferred to the Seattle to the Portland district.

Secretary McAdoo, it also was learned, has verbally expressed his approval of this change, though he has not yet, in writing, approved the recommendation of the customs division. The actual change must be made by executive order of the President, and this action is expected to be taken as soon as Secretary McAdoo's recommendation reaches the White House. In view of the present of the 640-acre homestead bill is to be enacted into law, Senator Borah today offered an amendment to that bill, amending the cultivation clause of the homestead law, which permits homesteaders to establish good faith by making \$2.50 improvements per acre annually on their lands.

**BARRACKS CONCERTS LIKED**

Vancouver Army Band Plays for  
Public at Post Hall.

VANCOUVER BARRACKS, Wash., Jan. 25.—(Special.)—The free concerts being given by the Twenty-first Infantry Band, under the leadership of Frederick G. Butler, are proving popular and many are attending. The concerts are held in the post assembly hall and all are invited to attend free. The next concert to be given will be at 7:30 P. M. January 27. The following programme will be given:

"The War Correspondent," dedicated to Irvin S. Cobb (Helm); overture, "Mercedes" (Desane); popular music and "March of the Knights" from "Parsifal" (Wagner); descriptive, "The Cruise in the Forest" (Michele); excerpts from "The Sunshine Girl" (Rubens); intermission, "A Basket of Roses" (Michele); from symphonic poem, "Masopust" (Liszt).

**SCHOOL 'BURBANK DAY' SET**

Tribute Will Be Paid to Agricultur-  
ist Tuesday, March 7.

SALEM, Or., Jan. 25.—(Special.)—Oregon schools will celebrate with agricultural exercises the anniversary of the birth of Luther Burbank on Tuesday, March 7. J. A. Churchill, State Superintendent of Public Instruction, announced today:

"It is particularly fitting," said Superintendent Churchill, "that we should have a Burbank day in connection with agricultural exercises. Burbank is a club work in the public schools. When farm boys learn that soil chemistry, horticulture, stock breeding, etc., require the application of science and the knowledge of electricity, law and medicine, and that Burbank is classed with such men as Edison, they will hesitate before going to the cities to labor for others."

**ADMEN MEET AT BENSON**

Massachusetts Judge to Talk and  
Bar Members Invited.

Because of the closing of the Multnomah Hotel, the regular meeting of the Portland Ad Club today will be held in the Crystal room of the Benson Hotel at 12:15.

The programme will remain unchanged. The principal speaker will be Judge George D. Allen, of the Massachusetts bar, who is speaking on the Chautauqua platform. J. O. Booth, president of the Oregon Bar Association, will be chairman of the day and the members of the Oregon Bar Association have been invited to attend.

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**KAISER IS CHANGED**

Correspondent of London Pa-  
per Ses Monarch at Nish.

**OLD GESTURES ARE ABSENT**

Continual Cough Seems Troub-  
some—Emperor Makes Himself  
Agreeable, but Observer De-  
clares He Is Greatly Aged.

LONDON, Jan. 26.—The Daily Mail correspondent, who arrived at Nish on January 18, describes what he saw of the German Emperor at close range on several occasions at Nish, and what happened at the royal banquet, where the Emperor was the guest of King Ferdinand.

"I was face to face with the Emperor directly I left the train," says the correspondent. "King Ferdinand had only a few moments before he received him on his arrival from the west, and the royal couple were walking up and down the station platform without ceremony, arm in arm. I had never seen Ferdinand before and it was eight years since I had last seen the Emperor."

**Emperor Greatly Changed.**

"What a change! The Emperor is not a tall man as represented in his photographs, and beside the great, massive figure of the hawk-nose, which some who has the expenditure of any of the great war lord seemed almost diminutive. The Emperor wore a long gray coat, a brown fur necktie and a light blue shirt with a white collar. The people did not show much interest in the Emperor, but the Bulgarian Ministers were obsequious.

"How did the Emperor look? Whether it be due to the fatigues of war, the effect of a two days' journey, or ill health, I cannot say, but his face is that of a tired and broken man. His hair is white, though his moustache is still suspiciously dark. There is an absence of the old activity of gesture.

**Continual Cough.**

"The Emperor was obviously out to make himself agreeable. He examined the medals of the Bulgarian soldiers with apparent interest and chatted with royal affability and smiled right and left. None the less he is greatly aged. He held in his hand a handkerchief, which he was perpetually using, and I noticed later at the banquet that he seemed to require it to assuage the continual coughing.

"At the banquet King Ferdinand sat on the Emperor's right and M. Radou on the Emperor's left. The Emperor ate and drank virtually nothing at the banquet, and it is said that he always ate before proceeding to the state functions. Certainly he spent more time coughing than eating at Nish.

"The gathering broke up quite informally, the whole scene leaving an impression of simplicity."

## PEBECO TOOTH PASTE

twice daily and  
your dentist twice  
yearly mean long  
life to your teeth.

### Says She Was Saved From Operating Table

Brother and Sister Both Relieved  
by Simple Remedy Available  
to Any One.

In her gratitude for a remedy that saved her from the possible necessity for an operation, Mrs. Carrie Heflin, of Coats, Kan., writes: "Had it not been for Fruitola and Traxo I might have been on the operating table by now. It relieved me of at least one hundred and fifty gall stones. It surely does work wonders. My brother also had suffered for years and has been greatly benefited by Fruitola and Traxo."

Fruitola is a powerful lubricant for the intestinal organs, softening the congested masses, disintegrating the hardened particles that cause so much suffering and expels the accumulation in an easy, natural way. Traxo is a splendid tonic, acting on the liver and stomach with most beneficial results. It is recommended for use in connection with Fruitola to build up and restore the weakened, run-down system. Fruitola and Traxo are prepared in the Pinus laboratories at Monticello, Ill., and arrangements have been made to supply them through representative druggists. In Portland they can be obtained at The Owl Drug Co. stores.

Mrs. Carrie Heflin  
PHOTO BY WITHERS

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