

LEGION WINS OUT IN KLAMATH LAKE CASE

Secretary Lane Decides Not to Sign Contractor's Lease.

VETERANS CAUSE ACTION

Raker Proposition for Conditional Contract Approved But Doubt of Acceptance Expressed.

OREGONIAN NEWS BUREAU, Washington, Jan. 27.—In a letter today to Senator Chamberlain and Representative Sinaott of Oregon, Secretary Lane said he had decided not to sign the lease with Doak and Brown of San Francisco for the reclamation of 10,000 acres of government lands on upper Klamath lake. He said that the proposal was withdrawn because of the protests of the American Legion at Klamath Falls, but he continued:

"In my judgment the stopping of this work will prove an injury to Klamath Falls and to the whole Klamath Falls irrigation project. I was anxious to see a representative of Klamath Falls and am disappointed that none has appeared, as I can see by the telegram that they have a misapprehension of the whole situation."

"Doak & Brown will, I presume, now proceed to dike the private lands exclusive of the public lands. If congress wishes to appropriate money for the diking of the public lands, this can be done, but I have no power to compel this diking to be done by Doak & Brown or the power company. My effort has been to do three things: first, secure a dam for the government without expense to the government or to the water users; second, to increase the storage in Klamath lake so that more land could be irrigated; third, to secure the reclamation of the public lands without expense to the public."

"The position of the American Legion will not permit the last of these ends to be achieved. I have been improving the lease as drawn, but I also approve, in view of the protests made, the proposition made by Representative Baker that the lease be made with the condition that if at any time the congress compensates Doak & Brown for their actual expenditure in diking the public land plus interest and a reasonable fixed sum as profit, that the public lands shall on one year's notice become open to homestead entry."

Secretary Lane closes his letter with doubt as to Doak & Brown accepting the latter proposition.

EUGENE CEREMONIAL PLAN

Ashland Potentate Arranges for Shrine Initiation.

EUGENE, Or., Jan. 27.—(Special.)—Stuart Saunders, potentate of Hillah temple, Mystic Shrine of Ashland, and George W. Dunn, past potentate of the temple, were in Eugene Sunday and Monday, arranging with local Shrines to stage a big initiation here March 5 and 6 at the armory.

P. S. Malcolm of Portland, sovereign grand inspector general, has promised to be here at that time and will confer the Scottish Rite degrees, including the 32d. This is the first time Eugene and this part of the state to take the higher Scottish Rite degrees, thus qualify themselves for the Shrine.

Mr. Saunders and Mr. Dunn announced yesterday that a large number of the members of Hillah temple will be in Eugene on those dates and will put on the work on the second night. Yesterday the visitors were met by local Masons and a conference was held to complete arrangements for the big meeting here.

LINCOLN TO GET HONOR

Republicans in Portland to Observe Birthday With Banquet.

Republicans will observe Lincoln's birthday in Portland by holding a banquet at the Chamber of Commerce dining room Thursday night, February 12. In charge of this gathering is a committee representing all the republican clubs in the city, as well as the state and Multnomah county party officers.

There will be accommodations for 550 individuals at the dinner and refreshments cost \$1.50. The principal speakers are being selected and will be announced by Thomas H. Tongue, state chairman, within a few days.

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stomachs are strong enough to grapple with all conditions of restaurants, hotels, clubs, banquets and parties. The safe plan is to be provided with Stuart's Dyspepsia Tablets, that you may eat rich and palatable food served or selected and not be troubled with gas, sour risings or such forms of indigestion. These tablets digest food, they assist the stomach secretions and for this reason people who travel away from home and must eat as it is served may play safe by taking one or two Stuart's Dyspepsia Tablets after each meal.

You can get these tablets in any drug store anywhere in the United States or Canada, which shows in what general favor they are among those who have learned how to enjoy their meals.—Adv.

days. One of the speakers, a woman, has already been secured.

Tickets for the dinner may be obtained from Secretary Cochran at republican state headquarters, 308 Wilcox building, or from any member of the committee, which is composed of Thomas H. Tongue Jr., Ralph E. Williams, Arthur O. Jones, Mrs. C. W. McMath, Mrs. Lee Davenport, Mrs. Julius Louissou, Mrs. A. M. Dibble, Mrs. George W. Stapleton, Mrs. Edith K. Chambers, Mrs. H. E. Northrup, Mrs. D. Peruzzi, David M. Dunne, John L. Day, Mrs. L. W. Therkelsen, James J. Cressley, Mrs. Frank L. Benedict, Mrs. Clara B. French, Walter E. Critchlow, Charles E. Lockwood, Judge John McCourt, Gu. C. Messer, Judge Martin W. Hawkins, John T.

ALCAZAR PLAYER MAKES HIT IN COMEDY ROLE.

Lee Daly.

"The Red Widow" is being presented at the Alcazar theater all this week, with matinees today and Saturday. Raymond Hitchcock, the famous comedian, came to Portland several seasons ago, playing the role of Cicero Hannibal Butts, the American millionaire, cornet manufacturer in "The Red Widow," which was written for and around this famous comedian.

This week in the Alcazar production Lee Daly is playing the Hitchcock role and although he has had many splendid roles during the season, Cicero Hannibal Butts is one of the biggest and best he has played.

Miss Mabel Wilber is seen in the title role, George Natanson as Captain Romanoff, Eva Olivetti as a Parisian dancer, Detmar Poppen as Ivan Scorploff of the desert police, and Lee Daly as son of the millionaire Butts, and Mary Wallace as Mrs. Butts.

Whalley, Pasquale Tusi, Leonard I. Krause, Dow Walker, Joseph E. Dunn, James S. Stewart and M. G. Griffin.

FLOOD IS NOT EXPECTED

NO SERIOUS DAMAGE FROM HIGH WATER THREATENED.

Meteorologist Wells Reports Willamette River May Reach Crest on Thursday.

Although the Willamette river is still rising and the weather prediction for today calls for more rain, there is no danger of the river reaching the flood stage in Portland and there should be no serious damage from high water, according to Meteorologist Wells, in charge of the Portland weather bureau.

Mr. Wells last night said he did not expect the river to rise higher than the 12-foot mark in Portland, while the flood stage is not reached until it passes the 15-foot level. He expects the river to rise slightly today, while the crest should be reached and the river should start to recede by Thursday.

Except for a houseboat, which broke away from its moorings and was caught near Linnton, there has been no damage reported from along the river front as a result of the severe rain storm of the past few days. Mr. Wells gives assurance to commission men and wholesalers along Front street that there is no immediate danger of flooded basements unless present conditions show a decided change.

The principal damage caused by the heavy rains has been to roads throughout the state, where slides have blocked traffic and made some of the highways impassable. Traffic along Sandy boulevard has been delayed because of a burning culvert near the Cedars. The culvert was repaired yesterday by a crew under County Roadmaster Eatchell.

At a point along the Columbia river highway it was necessary to put up a temporary bridge for a distance of 10 feet where the rains washed out the pavement foundation under a rock and dirt fill. Numerous slides along this highway were being cleared all day yesterday by crews of workmen under Mr. Eatchell.

RADICALS CHARGE BIAS

Defendants in Vancouver Cases Ask Change of Venue.

VANCOUVER, Wash., Jan. 27.—(Special.)—Prejudice and bias are charged in affidavits filed in the superior court of Clark county today by J. F. Emigh, who was here in person today in the interests of a number of L. W. W. who will be tried for violation of the criminal syndicalism law. A change of judges or change of venue is prayed in the petition.

The affidavits were filed in the cases of John Gavanhan, R. C. De Autremont, James Evans, C. W. Morrison and Thomas Rooney, who are confined in the county jail.

In the case of Robert McAdams and Leo Brookshire, co-defendants tried and found guilty and sentenced to from one to 10 years in the state reformatory by Judge Back, J. F. Emigh, Frank Pierce and George E. Vanderveer, attorneys for the L. W. W., today filed notice of an appeal to the supreme court. The prisoners have already been taken to the reformatory at Monroe.

Hospital Drive Dates Set.

Definite dates for the campaign in which funds will be solicited for the erection of a four-story brick addition to the Good Samaritan hospital were decided on yesterday by the presidents' council, composed of the heads of leading civic organizations.

March 1 to 10 were the dates designated. The Good Samaritan building fund campaign is to be carried on by a committee of 41 prominent citizens, which C. F. Adams is chairman. The amount to be raised is \$300,000.

TRIAL OF NEWBERRY AND PARTY DELAYED

Trains Carrying Several Defendants Snowbound.

MANY OFFICIALS INVOLVED

Case Promises to Be One of the Most Notable in Legal Annals of State of Michigan.

GRAND RAPIDS, Mich., Jan. 27.—Whether Truman H. Newberry, United States senator, and his 123 co-defendants are to face tomorrow the first prospective jurors in their trial on charges of election fraud and conspiracy depended tonight upon the ability of railroad men to free snow-bound trains between here and the Straits of Mackinac.

Only an approximate start was made in the trial today, the enforced absence of six defendants and 25 talemen halting proceedings after the way had been cleared for questioning selected men.

The opening of the much heralded trial lacked spectacular incidents. The defendants, attorneys, newspaper men, court officers and jurors packed the corridors of the building but spectators were notably absent. There was no room for them in the courtroom and not more than a dozen used the standing room in an open doorway after the proceedings started.

Members of the judge's family had seats in a corner near the bench. Six defendants and some two dozen members of the jury panel were still absent when a tardy session of court was called this afternoon and adjournment was ordered until tomorrow morning.

All Defendants Prominent. The importance of the issue involved, the prominence of most of the defendants and the imposing array of legal talent presaged one of the most notable cases in the legal annals of the state.

Of the 123 men indicted by the federal grand jury last November, nine have entered pleas of nolo contendere, the case alone has been continued owing to illness, and another upon whom service has not been obtained was said to be in South America. Twenty-three pleaded "not guilty" and 101 stood mute when arraigned.

When the indictments were returned November 30, last, United States District Judge Sessions, who assembled the jury, indicated that evidence obtained by the inquisitors disclosed that between \$500,000 and \$1,000,000 had been expended fraudulently in connection with the election.

Many Officials Involved.

The indicted men included every member of the committee that conducted the Newberry campaign and state, county and municipal officials in virtually every county from Lake Superior to the Ohio border.

The conclusions of the grand jury were embodied in two blanket indictments. They charged violation of both federal and state laws by use of sums of money far in excess of legitimate expenses in the campaign, and violation of the federal corrupt practices act, which penalizes payment of money to voters. Use of the mails "to defraud all the people of Michigan" was further charged against the campaign committee.

More than \$100,000 of the contributed fund, it charged, was converted to the personal use of some of the campaign managers. James W. Helms, former state dairy and food commissioner, who opposed Henry Ford for the democratic nomination in the senatorial primary, another clause of the indictment alleged, was compensated by the Newberry organization for making the primary race. The alleged purpose was to prevent democratic voters from "lining up" with Ford in the republican primary.

Attached to the indictments was a list of more than two score "overt acts." These contained charges that a number of those indicted had given rewards ranging from promises of a "good job" to payments of sums ranging from \$5 to \$250 in return for support in the Newberry campaign. One country editor was alleged to have received a ton of print paper.

Prison Terms Possible. The grand jury investigation was conducted by Frank C. Bailey of Indianapolis, former United States attorney for Indiana. It was ordered by the department of justice, October 18, and was based, it was announced, on complaints filed with the department "and also published charges of fraud and corruption" made by Lieutenant Governor Dickinson of Michigan and others.

Senator Newberry and 13 of the men who directed the campaign work in 1918 appeared before Judge Sessions December 8, and on the advice of counsel stood mute. This was done, it was explained, that the validity of the indictments might be challenged later, should it be decided to attack them. The right to raise technical questions, it was stated, would have



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been sacrificed by pleas of not guilty. Senator Newberry and each of the 123 men who appeared with him were held in bonds of \$10,000 and \$5000 on the first and second indictments, respectively. The maximum penalty for the offenses charged, is a fine of \$10,000 and two years' imprisonment.

Sophomores Elect Skeet Manerud. UNIVERSITY OF OREGON, Eugene, Oreg., Jan. 27.—(Special.)—Clifford ("Skeet") Manerud of Eugene was chosen president of the sophomore class at a special meeting yesterday and Charles Huggins of Hood River treasurer. Manerud was elected to succeed Eugene Boylen of Pendleton and Huggins to take the place of Wolcott Buren of Salem. Manerud came into prominence in football last season.

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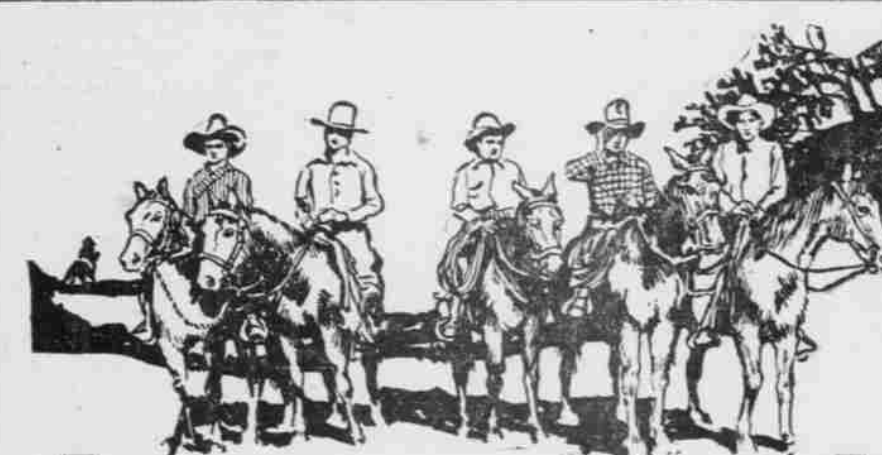
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