

## COLBY SAYS NOTHING ON JAPANESE TREATY

Secretary Ignores Senate Request for Information.

## SOLONS ALSO ARE SILENT

Letter Declining to Reveal Negotiations Says Progress Has Been Made in Exchanging Views.

WASHINGTON, Feb. 10.—The letter of Secretary Colby declining to transmit information on the negotiations conducted with the view to treaty action with Japan was received without comment today by the senate foreign relations committee. The letter was in reply to a communication of the committee, forwarded at the instance of Senator Johnson of California, requesting information on the subject.

Secretary Colby said in his letter that the record of the negotiations was "practically that of a preliminary comparison of views, coupled with recommendations as to the subject of examination."

Progress Made, Says Letter. "Substantial progress has been made toward an ultimate agreement," Mr. Colby added, "though informal conversations conducted by Roland S. Morris, ambassador to Japan, and Baron Shidehara, Japanese ambassador."

Mr. Colby's letter to Senator Lodge follows: "I have the honor to acknowledge the receipt of your letter of yesterday's date requesting, if not incompatible with the public interest, that I furnish the committee with a copy of the agreement reached by the Japanese ambassador and Mr. Morris."

Misapprehension, Says Colby. "Permit me to say that this request indicates a misapprehension of the status of the negotiations which have been going on for some time past with a view to reaching a friendly understanding as to the scope and terms of a convention."

Information Would Not Aid. "I think you and the committee will readily concede that any communication of a record which is practically that of a preliminary comparison of views, coupled with recommendations, would be premature and might tend to defeat rather than aid an eventual settlement of a question which has been source of much misunderstanding and misinterpretation for a period of many years."

Senator Phelan, democrat, California, who is not a member of the foreign relations committee, issued a statement tonight saying that Secretary Colby had said he would be very glad to go over the matter verbally with the committee and urging such a conference.

"As long as the secretary has not approved the findings, the statement said, 'I do not think it is of any value or importance. Ambassadors Morris is obviously friendly to the Japanese and would make concessions to them in commerce and trade. That is about the breadth of his view. Therefore, any understanding between him and the Japanese ambassador is of no value to the country, because it was a meeting of two friendly minds instead of two contending minds—one representing America and one representing Japan.'

"I think any attempt to take away the jurisdiction of the senate is an over the control of land, will be obstinately resisted and that the senate never would ratify such a treaty, assuming that the treaty power has the right to invade the state for such a purpose."

## MURDER SUSPECT IS HELD

TRANSIENT WORKER HELD, WEARS BLOODSTAINED SHOES.

Earl Janet, Caught in Round-Up at The Dalles, Is Implicated in Geb Hansen Slaying.

THE DALLES, Or., Feb. 10.—(Special.)—With bloodstained shoes, a transient laborer giving the name of Earl Janet was arrested today by the police. He was believed to have had some connection with the mysterious killing of Geb Hansen, found dead at the foot of a cliff west of the city yesterday. He denies all knowledge of the murder, saying that he did not even know the aged man. Janet could give no satisfactory explanation of the blood drops upon his shoes nor of his movements Monday night, when Hansen is thought to have been murdered. Janet was arrested by the police in a general round-up of suspicious characters in the city, in which eight men were picked up. Three of the men were released, the other five being held for further investigation.

The police have been unable to find any trace of a considerable sum of money which Hansen was known to have kept secreted in his shoes. They now believe that the murder was committed by some person who was at least slightly acquainted with the old man and knew where he kept his money. It was on this theory that they were rounding up local suspects.

## CUPPER, BURDICK CLASH

(Continued From First Page.)

interests by throwing mud and linking up most of the constructive legislative programs that have been introduced by the people during the last few years with either the Telegram's 'paving trust' or 'fish trust' or some other trust.

Personal Regard Assured. "I have too much personal regard for Mr. Cupper to enjoy seeing him fall into the trap which has been set by the Telegram."

"I also regret that it is necessary in this fight, if there is no merit in these bills, to see the state engineer, who should be busy in his office on the many matters which I know should have his attention at this time and, in fact, should have received attention for months past, leave his office and pass the time lobbying."

## RAILWAY EMPLOYEES SCORE AT HEARING

National Agreement to Remain in Force for Present.

## ROADS' PETITION REFUSED

Ruling Comes as Surprise to Both Railroad and Labor Camps.

CHICAGO, Feb. 10.—Decision of the railroad labor board today that the national agreements shall remain in force until completion of the present hearing was characterized tonight by railroad employees as a victory.

The ruling came as a surprise both to railroad and labor camps and upset defense plans of union officials. Fortified with a legal battery headed by Frank P. Walsh, the labor representatives appeared to answer the request of W. W. Atterbury, speaking for the railroads, for abrogation of the national agreements. The board's decision against granting the request left little for the labor men to do except file a petition for recognition.

War on Unionism Charged. This statement and an amplification of the board's ruling was met with a party to an attempt at wiping out collective bargaining and crushing all labor organizations. When they had finished they were unprepared to proceed with the regular rebuttal of the railroad evidence, objecting to the board's ruling and the hearing went over until Monday.

Mr. Jewell's request for time to prepare his testimony met with protest from the railroads, but he promised to canvass the situation tomorrow and advise the board Saturday when he could proceed. Both sides expressed gratification that the hearing would proceed in the regular manner. W. W. Atterbury, speaking for the railroads, declared that "it there was urgency on January 31, when I made the request of the board, there is still more now. December reports show that 115,000 miles of railroads did not earn their operating expenses and fixed charges for that month. The railroads have contended that abrogation of the agreements would mean a big cut in their operating expenses."

Union Recognition Issue. W. J. Lauck, consulting economist for the labor men, however, declared the real issue was not the rules, "but what they concretely sanction—the principle of collective bargaining on the basis of union recognition."

"When this principle has received the board's sanction, no further disturbances or acute controversies will occur on the railroads," he said. The board's ruling declared "its duty to be that of deciding just and reasonable wages and working conditions. It said that pending the outcome of the rules hearing, which was separated by agreement from the wage hearing which ended in the award of July, the national agreements promulgated under federal control would remain in force. Plans for their abrogation on account of financial inability to pay wages awarded was a matter outside the board's jurisdiction, the ruling said, and should go to the interstate commerce commission. The executive request for permission to pay common laborers on the basis of the prevailing rate in different localities was also denied and leaves the basic railroad rate at 37 to 48 cents an hour.

Walsh Asks Subpoena. With the case clarified by the expected decision of the board, Mr. Jewell submitted his prepared statement and introduced Frank P. Walsh as a witness for the 15 brotherhood of railroads. Mr. Walsh requested the board to subpoena 24 men, who he declared, had interlocking relations with New York brokers and railroad officials. The board took his request under consideration.

"We expect to prove that these men have financial control of large railroads and to bring out that the national agreements have not been unduly burdensome to the roads," Mr. Walsh declared.

The men named were Robert S. Lovett, William Rockefeller, H. H. Adams of Virginia, president of the American Railway Union, Samuel L. Loree, A. J. Courtney, A. W. Kreech, Julius Kruttschnitt, F. H. Davis, Fairfax Harrison, W. W. Atterbury, J. E. Reynolds, Charles Steele, H. M. Smith, Charles Hayden, A. H. Harris, Charles E. Ingersoll, E. T. Stoenberg, H. Walters, T. Dewitt Cuyler and E. V. R. Thayer.

Labor's Rights Assured. The national agreements are the same as those in force on 50 per cent of the railroads before the war, Mr. Walsh declared. Their abrogation involves the destruction of free speech, the right to organize and bargain collectively and the maintenance of a standing army and military force.

"The railroads are stronger financially than at any time in history. Some mismanaged roads may be on the verge of bankruptcy, but that is not a reason for your board to reduce employees' pay below a living wage. Claims one railroad has 90 per cent of the mileage and their total credit surplus is \$3,010,000,000. Only 32 roads show a deficit and this amounts to only \$118,000,000."

"The railroads are not in a dangerous position; the employees have not been delinquent in their duty, and have not added improper cost to railway operations," Mr. Atterbury's reply.

## COWS RENTED, NOT GIVEN

Animals Sent to Germany Cannot Be Delivered to Allies.

BERLIN, Feb. 10.—Cows donated to Germany by American farmers will be rented out at the rate of one mark a year for each cow, so that they will remain in American property and not be delivered to the allies, under the peace treaty.

German agents of the American Dairy Cattle company came to this announcement after a conference with the German Red Cross.

Peddler in Court 80th Time.

NEW YORK, Feb. 10.—His 80th appearance within a year as a prisoner at the bar, a matter of court history, Esau Habib, peddler, retained a counsel for the New York amateur and professional "being arrested" championship. He was haled into Tombs court charged with peddling without a license—alleged to have been his offense 78 times previously—and fined \$10. He failed in an attempt to have a reduction of \$3 granted, paid and was freed.

Captain A. M. Short Dead.

SAN BERNARDINO, Cal., Feb. 10.—Captain A. M. Short died here yesterday, aged 75. For 45 years he was engaged in the steamboat business on the Mississippi and began his career in that work in company with James J. Hill. Captain Short was a member of General Sherman's bodyguard in his march to the sea.

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## BRYAN SAYS VOTERS MUST SAVE PARTY

Hatchets Should Be Buried, Declares Commoner.

## NEBRASKAN PLEDGES AID

Constructive Platform and Call on Rank and File Plan of Democratic Leader.

MIAMI, Fla., Feb. 10.—"If the democratic party is going to be a force in this country, it must have members, and the voters will not be willing to act through the democratic party unless they can control it," said William Jennings Bryan at his winter home here today in discussing the announcement yesterday in New York that Mr. Bryan and his brother, Charles, planned a reorganization of the party.

Mr. Bryan said he had not known that a definite date for the launching of the movement had been set, as announced by ex-Judge Hopper of Nebraska.

"My theory has been that a democratic party is a government made by the people, rules and a democratic party must recognize that authority comes up from the bottom and not down from the top," he said.

"Politicians try to use the party organizations and the voters for their own benefit, while the voters use the party organization for the advancement of the public good."

Organization Is Suggested. "It does not expect much of any surface movements, that is, movements among the party officials. Progress will come through activity among the voters, and they cannot act until they have a chance to select committees. Prior to this they can organize among themselves, discuss questions, pick out spokesmen and get ready for effective action when the time for the selection of the committees comes. This, I think, they should do. And this is what I hope to contribute to through my paper."

"If the proposed meetings of the sub-committees or the full committees have no higher purpose than the boosting of some particular aspirant for office, they will do little, if, however, the committee wants to outline a constructive platform and call upon the rank and file for an expression of opinion, much may be accomplished."

Hatchets to Be Buried. "Past differences ought to be forgotten," Mr. Bryan continued. "There can be no harmony in the party organization as long as the 'wets' or 'drys' attempt to use the party organization to keep the party from doing its duty to the public."

"The people are intensely in earnest and the committee can best serve the party not by burning incense before any particular idol, but by getting down to work for the protection of the public against exploiters. Senator Calder of New York stated the other day that the coal men had plundered the public to the extent of a billion and a half dollars a year. That sum is greater than the cost of the penitentiaries of the United States—and nothing is being done to imprison the exploiters or to protect the public from them."

## OIL LINE INTEREST SOLD

Half of Sinclair Company Taken Over by Standard Oil.

NEW YORK, Feb. 10.—Sale of one-half interest in the Sinclair Petroleum Company, heretofore owned by the Sinclair Consolidated Oil corporation, to the Standard Oil company of Indiana, was announced here today. In a statement announcing the transaction, H. P. Sinclair, president of the corporation, said it did not involve the granting to the Standard Oil company of any interest or representation in the corporation.

The Sinclair company owns and operates the statement said, about 2,800 miles of main trunk and tributary pipe lines extending from the oil fields of North Texas, Oklahoma and Kansas through Missouri and Illinois to East Chicago.

Fruit Growers' Congress Called.

COLUMBUS, O., Feb. 10.—Samuel Adams of Virginia, president of the American Pomological society, announced today that his society, together with the American Farm Bureau federation, has called a national convention of fruit growers at Chicago April 5 and 6.

Shoplifting Ring Involves Girls.

KANSAS CITY, Mo., Feb. 10.—A shoplifting ring of a dozen girls, alleged to have made extensive raids on department stores here recently, was exposed today with the announcement that six young women under arrest have confessed.

S. & H. green stamps for cash. Holman Fuel Co. Main 553, 560-21. Adv.

## AUTOIST GOES TO PRISON

Driver Whose Machine Killed Spokane Woman Sentenced.

SPOKANE, Wash., Feb. 10.—W. J. Van Skike, a rancher found guilty by a jury in superior court of manslaughter in connection with the death of Mrs. S. S. Kirkpatrick beneath his automobile December 19, was sentenced to the penitentiary for 18 months.

Washington Gets Land Patents.

OLYMPIA, Wash., Feb. 10.—(Special.)—State Land Commissioner Savage has received patents from the government for state land selections totaling 2755 acres and located in the Seattle, Spokane, Waterville and Yakima districts. The majority of the

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## PONZI'S DEFENSE WINS

Verdict Ordered by Judge in Action by Publicity Agent.

BOSTON, Feb. 10.—How the flood of money that poured into the coffers of Charles Ponzi was stopped was related at the trial of counter suits between the ex-promoter and W. H. McMaisters, his publicity agent, today. Judge Keating ordered the jury to return verdicts in favor of Ponzi.

McMaisters testified he received \$5000 from a local newspaper for a copyrighted article August 2, in which he asserted Ponzi was hopelessly insolvent, and \$1000 more as a bonus when it turned out that the article was untrue.

"When did you suddenly determine to 'drop Ponzi on behalf of the general public'?" he was asked.

"I been suspicious in the first week Ponzi was insolvent," the witness replied, "but I did not come definitely to that conclusion until January 30."

McMaisters testified that while he was in Ponzi's employ the latter in a single day took in \$1,750,000.

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# FASHION BECKONS AT PORTLAND'S NEWEST, SMARTEST SHOP

## FRIDAY EVENING

FEBRUARY 11th  
From Seven to Ten o'Clock

### A Period of Welcome

Nothing will be placed on sale until Saturday—but we want you to celebrate with us the opening of this splendid shop.

ASSUREDLY, Fashion does beckon at this newest, smartest of shops, for it brings to Portland the highest development of the Parisian idea of Fashion specialization and, of extraordinary importance, it gives to womenfolk for miles about the rare opportunity to procure the most authentic styles, the most exclusive modes at

Prices Unusually Modest!

Taxing our vast resources and style connections, we have prepared a display of apparel that, for sheer beauty and actual merchandising value, will startle experienced shoppers. Every woman who is proud of her ability to judge values must visit this shop and base her judgment for future guidance on the extraordinary values offered here. Individual salons or departments—each equipped and decorated in keeping with the exquisite showing.

## Suits Coats Dresses Skirts

Do Not Fail to Attend the Opening Sale Saturday Morning

# Milady's Shop

EXCLUSIVE WEARING APPAREL

146 Broadway

## DIPLOMATIC FUND RAISED

Senate Committee Favors Appropriation of \$10,400,000.

WASHINGTON, D. C., Feb. 10.—The diplomatic appropriation bill as reported today by the senate foreign relations committee totals \$10,400,000, as compared with the house total of \$8,400,000 and estimates of \$12,000,000 submitted by the state department.

It would create a new commission to pass on purchase of embassy, legation or consular buildings sites abroad, and provide \$300,000 for this purpose with the price for any one site limited to \$150,000. A provision to make payments apply against debts selections were made by the state in 1904 and 1907. The lands include timbered areas, land susceptible of irrigation and pasture areas.

A motion for a new trial was denied. The state charged that Van Skike's machine struck Mrs. Kirkpatrick and dragged her for 13 blocks, disregarding her screams and the shouts of pedestrians and motorists.

Charles W. Newcomb Is Dead.

VANCOUVER, Wash., Feb. 10.—(Special.)—Charles W. Newcomb, president and manager of the Vancouver Iron foundry here, died at his home suddenly last night. He had lived here for 11 years, coming from Portland. He was a member of the Oddfellows of Vancouver and the Woodmen of the World of Portland. The widow, Mrs. Mary Newcomb, and a daughter, Miss Mary Newcomb of Springfield, Ohio, survive.

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## Two Real Electrical Bargains at Half Price

15 Only — Electric Warming Pads

SPECIAL AT \$3.25

Just the thing for toothache, earache, neuralgia, etc. Guaranteed not to overheat. Regularly priced \$6.50.

Electric Water Heater

Special at \$2.25

Will boil a quart of water in about three minutes. Ideal for hot drinks or shaving. Only 14 at this price, no better one in the city. Regularly priced \$4.50.

Home Size Mazda Lamps 40c

Wiring Supplies and Socket Devices to suit all your needs.

## J. C. ENGLISH CO.

ENGLISH BLDG., Main 143.  
148 Fifth St.

## BRUCEWOOD

Collars & Shirts

EARL & WILSON

## The Rewards of Romance

St. Valentine's Day is Romance's true festival. There is no more fitting way to symbolize it than with FLOWERS.

They are Cupid's "first aids" and are sure to awaken deep responsiveness in all hearts.

MONDAY IS ST. VALENTINE'S DAY

Order your flowers Saturday for delivery Monday.

Appropriate for the occasion are RED TULIPS, RED ROSES, RED CARNATIONS

Made Up in Bouquets, Baskets, or Gift Boxes

"Say it with flowers."

FLORAL OREGON CLUB