

PRESIDENT FACING JUDICIARY CLIMAX

Two More Supreme Court Justices May Retire.

5 APPOINTMENTS LOOM

Ex-Senator Sutherland Regarded as Fitted for Bench Both by Training and Good Sense.

BY MARK SULLIVAN.

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WASHINGTON, D. C., Sept. 6.—

(Special)—The per capita representation of Ohio in the places of power in the United States is being materially reduced. The contemplated resignation from the supreme court of Mr. Justice Day, late of Ravenna and Canton, closely following that of Mr. Justice Clarke, late of Lisbon, Youngstown and Cleveland, leaves Ohio with only one man on the supreme bench, in the person of the chief justice, William H. Taft.

But this is rather a trivial aspect of these resignations. Only a little more elevated in importance is the fact that President Harding, before his term ends, is likely to have had the appointment of an unprecedented number of justices of the supreme court.

Other Vacancies Likely.

Inasmuch as there are two remaining justices who are 81 and 79 years old, and may at any time tender the resignation, Mr. Harding is quite likely to have had the appointment of five of the total of nine members. Some accident of circumstance may increase the number to more than that, and it would give President Harding an extraordinary degree of power over the fundamental trend of his time.

All this, however, is more coincidence. There is no disputed line of policy involved in Mr. Harding's appointments. There is no disputed line of policy before the public. His appointments have no relation to each other, and there is no necessary identity among his appointees. About all that can be pointed out is that Mr. Justice Clarke, who resigns, is a league of nations man, while the successor whom Mr. Harding has chosen, George Sutherland, ex-senator, is an anti-league of nations man. On the other hand, Mr. Harding's choice for the first vacancy he had to fill, William H. Taft, is rather conspicuously a pro-league of nations man.

Mr. Sutherland Well Qualified.

However, the league of nations is one of the last questions likely to reach the supreme court of the United States. But what is important and what is cheering a world in which a rather extraordinary number of things seem to be going wrong is the satisfaction attending the selection of ex-senator Sutherland. If sheer intelligence, the possession of a good conscience, inside of an ample skull, can help the world on its difficult way, Mr. Sutherland's presence on the supreme court bench is an occasion for gratification.

It never occurs to anyone to classify Mr. Sutherland as conservative or liberal. Sometimes, when you enter his office, you encounter that ancient master of the labor unions, Andrew Furuseth. Mr. Furuseth and the seaman's union are among Sutherland's clients. Some other times you encounter big bankers and heads of corporations, who are also his clients.

Seaman's Bill Is Saved.

Senator La Follette is, of course, entitled to the credit which fastens his name to the La Follette seaman's bill. But Mr. La Follette's bill never would have been able to get that bill through the senate if he had not succeeded in persuading Mr. Sutherland, who then represented Utah in the senate, that the bill contained justice, and not only justice, but practicality. Mr. Sutherland endorsed the bill he won for it a degree and kind of support from other senators who respected his judgment, such as Mr. La Follette never could have won.

Mr. Sutherland has the kind of mind which, in the delicate perfection of its processes, sometimes is called "milky"; but Mr. Sutherland also has that supreme equipment of a judge, namely, the instinct for common sense. He has this because he had to have it in the place where he got his early training. The ex-senator's father was an English mining engineer who lived in the mining camps of Utah, where, during his first years, he practiced law and a lawyer could not "get by" merely through reading the law from a calf-bound textbook.

Common Sense Applied.

The jurist and the judges of those communities could only be impressed by showing them that the legal system was what all good law ought to be, the epitome of their own rough but accurate sense of what is right.

Two other great lawyers who are graduates of this same mountain camp school are Senator Borah of Idaho and Senator Walsh of Montana.

ELECTION HELD INVALID

Creation of New High School District Under Fire.

OREGON CITY, Or., Sept. 5.—(Special)—A complaint has been filed with the county clerk's office by the district attorney against the directors of the newly created Union high school district No. 1, to determine whether or not the election which created the new district is valid.

The suit is brought by the district attorney at the instance of J. H. Kraus and is against J. C. Mark, Aurora; P. A. Weber, Canby; George G. Rapchall, Oregon City; C. O. Cole, Canby; and F. J. Kraxberger, Aurora.

The complaint holds that the district school board of district No. 1, Marks Prairie, failed to post the notice of the election as required by law.

Prune Growers to Meet.

SALEM, Or., Sept. 6.—(Special)—A meeting of prune growers and persons engaged in the drying industry will be held in the office of the Oregon Growers' Co-operative association here Saturday to discuss the various problems of the growers and means for putting out a uniformly high grade pack for this year's market. A meeting of Willamette valley walnut growers also is scheduled for Saturday at the headquarters of the growers' association.

CARS IN AUTO CAMP TOTAL 8500 THUS FAR THIS YEAR

One Visitor Looking for Acreage Upon Which to Establish Muskrat Farm to Supply Profitable Fur Trade.

BY ADDISON BENNETT. HE number of cars arriving at the camp this season reached 8500 at noon Tuesday.

From Indianapolis, Ind., arrived at the camp Mr. and Mrs. R. J. Barry and Mrs. Margaret Barry, a sister to Mr. Barry, and also two children of Mr. and Mrs. Barry—Mary Frances, age 6, and Jean, 3. Mr. Barry is a plumbing contractor and is going to Los Angeles for the winter and back to Indianapolis next spring. The party left home June 4, and have traveled 6000 miles.

Excuse our dust, California or best. That is the motto painted upon a machine carrying Wynn Dano all the way from Pattenboro, N. J. From here he is going to Los Angeles and the home.

"A barber trader" is what N. F. Barkeley of Fresno, Cal., calls himself. He carries a large assortment of razors, scissors, etc., and trades them off to barbers, but perhaps, in a pinch, he might accept money in place of barbers. Mr. Barkeley and a little son, Everett, 23 months old, are with him. They go home from here.

Mr. and Mrs. L. J. Williamson, from Denver, Colo., are at the camp with seven children although one of them is the child of a sister, now dead, of Mrs. Williamson. The Williamson children are as follows: Anna, a young woman; George, 17; Thomas, 17; Robert, 13, and Charles, 6. The young nephew, Isaac, is 8 years old. They go to Los Angeles for the winter and back to Denver next spring.

An electrician and his wife, Mr. and Mrs. C. Burk, are from Nampa, Idaho. They are bound for Los Angeles for the winter.

Mr. and Mrs. Joseph Day, with three children, June, age 4; Joseph Jr., 3, and Rita, 32 months, are from Great Falls, Mont. Mr. Day

is a carpenter, and is out looking for a new home. Portland looks pretty good to both him and his wife.

Two young men are at the camp from Lincoln, Neb., riding in a car of the brew of 1916, but it seems to still get over the road. The proprietors are Sidney Jones and W. Green, both linemen. They are out here looking for a location, and are rather thinking they will become Portlanders.

J. Holmes has been for a number of years a thriving grocer in Denver, Colo. Now he is at the camp with his wife, and they have just broken decided that their future home is to be right here on the shores of the Willamette, in Portland. They have made a wise decision.

L. Wander and C. J. Eisenmenger are from Los Angeles. The former is a machinist, the latter an automobile electrician. They started for a short trip only, and will go home from here.

A painter from San Francisco is at the camp with his wife, Mr. and Mrs. W. A. Wright. They left the Golden Gate on May 2 and started south as far as Mexico and then along the southern tier, and finally up to Denver, then to Spokane and back to San Francisco. You see they are very particular, for they are looking for a new home and a farm where they can raise muskrats for their income. It is an alluring business. It beats dairying, for you have to feed cows, while the muskrats hustle their own grub. Mr. Wright tells of a western stock owner who went broke and went into the muskrat game and made \$33,000 in three years. He is going from here to look at some of the lowlands along the Columbia river, near Clatskanie. So we may have a muskrat king in Oregon within a few years.

From Watertown, S. D., came a retired farmer, George Henningson, with his wife. From here they go to Seaside for a few days, and then down to California for the winter.

ALASKA SCHOOLS UNITED SPIRIT OF VITALITY CHARACTERIZES SYSTEM.

Reed College Professor, Home From Trip, Says Educational Unity Is Growing.

The educational system of Alaska is characterized by a strong spirit of unity and vitality, in the opinion of Dr. E. O. Sisson, professor of philosophy at Reed college, who has just returned from Ketchikan, where he addressed the first teachers' institute ever held in the territory of Alaska.

Teachers in the public schools from Nome to Ketchikan attended the institute, which met from August 29 to September 1 and was held under the direction of L. D. Henderson, commissioner of education in Alaska. Dr. Sisson addressed the general assembly every day and gave an evening lecture on "Abraham Lincoln and American Principles."

"Until five or six years ago, the white schools of Alaska were purely city or district affairs with no central administration," said Dr. Sisson yesterday at Ketchikan. "Then a state system was organized, with a commissioner in charge, and there is a growing spirit of unity in the schools of Alaska now."

"Seventy-five per cent of the cost of operating the schools is borne by the territory and the rest by the districts themselves." This is an advanced fiscal system in school management.

"You see the universal satisfaction with the territorial system, which is interesting in view of its success and rapid growth during the short time it has been in operation. Many of the teachers at the institute had just arrived in Alaska after vacations in the states and some were starting on their first year of teaching in Alaska. Many had journeyed before them of ten or 11 days before reaching their schools."

Dr. Sisson said he found everywhere on his trip a keen interest in Reed college and a warm approval of the college's new movement in the curriculum toward an intelligent, cultured and yet up-to-date curriculum.

STATE DEAF HEAD QUILTS

E. S. TILLINGHAST ACCEPTS POST IN MISSOURI.

Superintendent Resigns After 17 1/2 Years With Oregon Institution at Salem.

SALEM, Or., Sept. 6.—(Special)—E. S. Tillinghast, for the past 17 1/2 years superintendent of the Oregon State School for the deaf, has accepted a similar position in Missouri and will leave for that state about October 1. Mr. Tillinghast received a salary of \$1800 a year in Oregon, while in Missouri he will receive \$3000 a year.

Announcement of Mr. Tillinghast's resignation was received in a telegram to Mrs. Tillinghast today. The Missouri state school for the deaf is located at Fulton, and has a population of approximately 400 students. It is said to be one of the most modern institutions of its kind in the United States.

When Mr. Tillinghast came to Oregon from Kentucky the state school for deaf was located on the site now occupied by the state tuberculosis hospital. Under Mr. Tillinghast's direction a new plant has been erected and there are now 112 pupils enrolled.

Mr. Tillinghast has been engaged in deaf school work since he was a young man. Mrs. Tillinghast has acted as matron of the Oregon deaf school since her husband assumed the superintendency.

At the next meeting of the state board of control applications of persons desiring to succeed Mr. Tillinghast probably will be considered.

WORK ON HIGHWAY PLAN

Oregon City Business Men Ask for Immediate Action.

OREGON CITY, Or., Sept. 6.—(Special)—Petitions have been circulated among business men of the city asking that the county court and city council proceed with the necessary legal steps to get work on the highway out of Oregon City completed with the least possible delay.

The petitions point out that funds for the highway have been provided, that the basin route south of the city of Canemah is dangerous, and that the Oregon City section is the only portion of the Pacific highway between Washington and California that is not now taken care of. All other unpaved stretches in the state are either under construction or under contract, according to the petition framers.

THREE CONCERNS INCORPORATE.

SALEM, Or., Sept. 6.—(Special)—The Pacific Storage & Delivery company, with headquarters in Portland and capital stock of \$14,000, has been incorporated by S. L. Brown, Minna H. Brown and Ernest M. Brown. The Standard Publishing company has been incorporated by M. J. George, Claire George and E. A. Koon. The capital stock is \$5000 and headquarters will be in Portland. C. A. Harlan, D. E. Irving and D. E. Clay have incorporated the Crane Amusement company. Headquarters will be at Crane, Harlan county. The capital stock is \$1500.

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MINERS HELD DOOMED

HOPE OF RESCUING 47 IS PRACTICALLY GIVEN UP.

From 7 to 13 Days Declared to Be Needed in Order to Get to Entombed Men.

JACKSON, Cal., Sept. 6.—(By the Associated Press).—From seven to 13 days more will be required to reach the 46 men entombed in the Argonaut mine here, according to reports expressed in well-informed circles tonight. Government, state and mine company engineers declined to comment officially on the expression.

Hopes that the Argonaut shaft would be reached by rescue crews, which have been tunneling feverishly since a week ago Sunday midnight, in time to bring out alive the entrapped miners faded after it became known that rescue burrowing from the 3600-foot level of the Kennedy workings have yet to pierce 333 feet of caved-in debris and timbers and 2 3/4 feet of solid rock.

Unless better conditions are encountered in the 3600-foot level, it was believed by some mining experts here that it will be close to 13 days before the task is accomplished.

Fred L. Lowell, safety engineer for the industrial accident commission, said tonight that only 16 feet were cleared today on the 3600-foot level of the Kennedy mine, which would lead to the 4650-foot level of the Argonaut. Rescue shifts working on the two levels continued their work without let-up, and indications are that the workers on the 3600-foot level would be the first to reach the imprisoned men.

Edmund Norris Hobart, safety engineer connected with the Mexican mining department of the American Smelting & Refining company, arrived here tonight to render whatever assistance is possible. Mr. Hobart has had charge of rescue work in several similar Mexican mine disasters.

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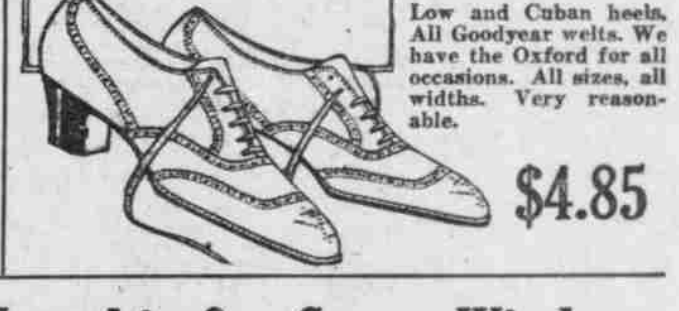
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