

ABRASH E

Pope Pius Advocates a Radical Change.

POWERS TOO ARBITRARY

Since They Persecute Church, Dictation Is Unjust.

AUSTRIA CAUSES AGITATION

Pontiff Contends That the Changed Political and Religious Conditions Render Present System Unbearable.

ROME, Dec. 25.—The Observator Romano, the Vatican organ, contains another, and it is considered more important answer, to that part of the speech of Count Goluchowski, the Austrian Minister, delivered December 15, which referred to the vote of Austria against Cardinal Rampolla at the late conclave. The paper says the Holy See is studying measures to prevent the practical or theoretical use of the right of veto in conclave. The substance of the article, which is attributed to Pope Pius, is that the changed political and religious conditions today render unbearable the veto, which, in the past, the church prudently tolerated. When the civil and ecclesiastical powers were strictly united, the article says, the sovereigns of Austria, France and Spain were the right arm of Catholicism, often making the church pay dearly for their protection, but rendering altogether signal service. Therefore, it continues, they were relatively justified in having a persona grata as pope. But today, when governments make open profession of atheism, persecute the church with iniquitous laws, and proclaim the complete separation of civil and ecclesiastical powers, to pretend to influence a papal election is arbitrary and an injustice repugnant to modern conscience, besides the constitutional government's vote is no longer in the hands of sovereigns but in those of men often without faith. The article concludes: "What Goluchowski did, tomorrow might be done by M. Combes."

SENATOR'S AGENT MADE LEASE

Payne and Warren Confer About the Cheyenne Postoffice Building.

WASHINGTON, Dec. 25.—Following a long conference today with Senator Warren, of Wyoming, at the Cheyenne Agency, interest in a building leased to the Government for the postoffice at Cheyenne, Wyo., Postmaster-General Payne said that the case was closed. He said before the expiration of a proviso lease on March 1, 1909, the lessees wanted the rent raised from \$100 to \$150, which Postmaster-General Smith deemed exorbitant, and he caused an investigation to be made. According to the records, an agent for Senator Warren, in the Senator's absence, then executed a lease for a building, affording much better quarters, for \$150 a year, for ten years, beginning April 1, 1909. Mr. Payne said that this would have saved the Government ten years \$7000. The postoffice probably will remain in its present quarters until the completion of a Government building at Cheyenne, which is expected to be ready for occupancy probably by July next.

AMERICA'S GROWTH DEMANDS IT

State Department Has Large Volume Compiled on Citizenship.

WASHINGTON, Dec. 25.—So perplexing and important have become the cases arising in the State Department involving the determination of citizenship that the Attorney General has caused a large volume to be compiled in a 400-page volume all the decisions of state and National Courts, and of the Government itself, bearing on the subject. The volume is to be placed in the hands of United States Consuls, immigrant inspectors, and other United States officials who are called upon to pass upon questions of citizenship. The publication of the work is deemed essential because of the fact that this subject has increased in importance in the United States with the development of the Nation as a world-power. The great extension of commerce which has marked the past decade, and the recent additions to our territory, have made inevitable a broader compact with the nations of the world and have complicated the relations with the governments and citizens of other countries.

Agent Investigating at Colville.

WASHINGTON, Dec. 25.—Indian Inspector Jenkins is at the Colville Agency, Washington, investigating the charges against Indian Agent A. M. Anderson. The charges include alleged irregularities in vouchers executed some time ago. There are a number of other charges, including some growing out of religious difficulties. The Indians in the Couer d'Alene Agency, Idaho, which is under the same administration as the Colville Agency, are regarded by the department as being in need of but little supervision owing to their progressiveness and its separation from the Colville agency and the appointment of a sub-agent there has been urged. It is probable that a Government farmer will be appointed to take charge at the Couer d'Alene reservation.

Minister Bowen Sails for His Post.

NEW YORK, Dec. 25.—After nearly a year's absence from his post at Caracas, Venezuela, Herbert W. Bowen, United States Minister to Venezuela, sailed for the Venezuelan capital today. Lieutenant E. T. Fryer, of the Marine Corps, commanding a detachment from the New York Navy Yard designed to strengthen the fleet at Culebra, also sailed. The Minister, Captain LaGassay, the port of Caracas, arrived at 10 o'clock, and in his absence the duties of the post have been in the hands of Secretary Russell. Other passengers on board the Philadelphia were Thomas J. Cummins, recently appointed Consul at Porto Cabello, and Dr. Jose Gomez Briso, of San Juan, Porto Rico.

Transports to Go Into Active Service.

WASHINGTON, Dec. 25.—War Department officials admit that the transports McClellan and Sumner at New York, as well as the Sherman, Buford and Crook at San Francisco, are being fitted out for active service. The two vessels at New York have been in a state of readiness for several weeks, but so far no calls have been made for them. It is expected that one of them will be utilized in bringing to the United States the artillery troops now stationed near Havana and at Santiago.

Holiday for Men on Warships.

WASHINGTON, Dec. 25.—Orders have been issued for the disposition during the

Christmas holidays of the United warships assembled off Culebra. The different squadrons have been dispersed among the near by ports on the Porto Rican coast, and the officers and men will have one week's holiday. The vessels will reassemble off Culebra early in January for the winter maneuvers.

Concession to Postal Employees.

WASHINGTON, Dec. 25.—With the concurrence of the Civil Service Commission, the Postmaster-General has issued an order that the probationary period of employees at all postoffices hereafter will begin with their permanent appointment, instead of with their appointment as substitutes. This order was urged by the convention of Postmasters, recently in session in this city.

Authority to Governor of Hawaii.

WASHINGTON, Dec. 25.—The President has delegated to the Governor of Hawaii authority to issue passports. This is the only case of a Governor being given such authority. The action is taken to meet the exigencies in that quarter.

Bids for Philippine Bonds.

WASHINGTON, Dec. 25.—Announcement is made that bids for the new Philippine bonds will be received at the Philippine land loan of \$7,000,000 will be

PROMINENT AMERICAN DIPLOMAT ENTERTAINS

W. J. BRYAN

BERLIN, Dec. 25.—William J. Bryan was entertained at luncheon today by Ambassador Tower, and called on Foreign Secretary Rithofen. Emperor William has expressed regrets at the fact that domestic Christmas festivities will prevent him from receiving Mr. Bryan in audience. About 100 Americans and distinguished Germans were introduced to Mr. Bryan today at the reception of the American Chamber of Commerce given in his honor at the Hotel Bristol, after which Mr. Bryan took the night train for Amsterdam. He will sail for New York Wednesday from Liverpool on board the White Star liner Celtic. At the reception at the Hotel Bristol Mr. Bryan said: "In my meeting with citizens of my country sojourning abroad, I have been relieved of one of the fears I had in 1906. I was afraid if I were not elected, it might be difficult to find good men outside of the Democratic party to represent us abroad, but I have found so many good Americans, and Republicans, too, who know their country in diplomatic and consular positions that I will go back relieved of one of my fears. I desire to acknowledge my gratitude to the representatives of my country everywhere." On his return to the United States, it is said Mr. Bryan will advocate a bill at Washington providing that the United States Government shall build houses for its Ambassadors and Ministers.

AMBRASSADOR CHARLEMAGNE TOWER.

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DEATH IN WRECK.

(Continued from First Page.)

from wounds and with the assistance of two other men I pulled two of them out. "I never saw such brave fellows as those colored men in the sleeping-car. They were with us and worked like tigers in their efforts to rescue the injured. One of them reached a woman who had been thrown under a seat and against the hot steam pipes. She was in such a position that she would have been shockingly scorched by escaping steam from the pipes, but the brave fellows entered the car, and guided by her calls for help found her and brought her out in safety." Three persons were killed right in front of my eyes. At Mrs. Evans' Street tonight, as she sat by the bedside of her mother at the hospital. "A man, a woman and a little boy were sitting in front of my mother, and she was just one seat ahead of me. We were going home to Grand Lodge. All that I remember was that there was a crash, and when I opened my eyes the car was all wrecked and the bodies of those three could not be found. They were under the wreckage. I do not know their names."

The Dead and Injured.

GRAND RAPIDS, Dec. 25.—Following are the dead and injured in the train wreck near East Paris tonight. The dead: ENGINEER CHARLES A. STODDARD, Detroit. BAGGAGEMAN WILLIAM HELMERICH, Grand Rapids. CHARLES A. DEVINE, Grand Rapids. WILLIAM SMITH, farmer, near Saranac, Mich. ALLEN H. WELLS, Big Rapids, Mich. PETER W. WIERENGO, Grand Rapids. THREE UNIDENTIFIED MEN IN MORQUE. FIREMAN ED. BURNS, missing and supposed to be under wreck. LESTER WILLIAMS, Boston, died in hospital.

Severely Injured: Charles West, said fractured, may die; George Palmer, injured about head and breast; Lester A. Williams, left arm torn off; injured about head and body; Rev. James Humphrey, out about head; H. K. Kent, internally injured; Mrs. H. R. Streeter, cut about head; Mrs. J. A. Gray, injured about head and hip; Mrs. H. O. Brant, injured about head; Miss Dale Sprague, injured about head; John Post, nose broken, possibly skull fractured; Garrett Mottman, injured internally. All the injured lie in Michigan.

It is also reported that several more bodies, including two women, have been taken from the wreck, since the special train came from the scene.

THE NEW YEAR'S OREGONIAN

Will be published on Friday morning next. First panoramic view of the 1905 Fair buildings, just as these buildings will appear in perspective when finished, will be printed in the New Year's issue. Full account of the Exposition—everything about Oregon.

Price per copy, postage prepaid to any address in the United States, Canada or Mexico, 5 cents.

Will Exhibit at St. Louis.

ST. PETERSBURG, Dec. 25.—The Imperial Academy of Arts has decided to exhibit at St. Louis

CUNBOAT TO COREA

American Minister Is In Danger If Rioting Continues.

MORE MARINES WILL BE SENT

Japan Proposes to Assert Her Position, and Will Send a Large Force to Restore and Maintain Order.

WASHINGTON, Dec. 25.—Rear-Admiral Stirling, temporarily in command of the Asiatic station, cables the Navy Department, announcing the departure of the gunboat Vicksburg today from Shanghai

bringing pressure to bear upon the Chinese court to insure the speedy ratification of the treaty, and it is hoped that final ratification of the treaty may be expected in Washington within three months at the outside. This will result in the opening to the United States of the trade of the ports of An-Tung and Moukden, in Manchuria.

Italy Will Send a Cruiser.

ROME, Dec. 25.—Owing to the complications in the Far East, the Italian armored cruiser Vettor Pisani will sail shortly for Nagasaki.

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Negotiations for Two Chilean Vessels Are Under Way.

LONDON, Dec. 25.—Japan is negotiating for the purchase of two Chilean warships, the armored cruiser Emerald and another, probably the battleship Captain Prat, which are for sale. It is now only a matter of price. Negotiations with other South American governments for the purchase of warships are also in progress.

Baron Hayashi, the Japanese Minister to Great Britain, said to a representative of the Associated Press today, relative to these negotiations: "We want more ships. Of course, this is only a precautionary measure, and it may be a lot of expense all for nothing. I have no indication of the nature of the Russian reply. Personally I scarcely expect it will be delivered for some little time. There is no truth whatever in the report that Japan's last note stipulated a sale of ships to Russia."

Asked about the dispatch from Berlin of December 24, saying the British Government reported to the czar that Great Britain "demanded Japan's demands just, and earnestly expected that Russia would grant them," Baron Hayashi, while he was not aware of the precise action taken by Great Britain and St. Petersburg, said:

"The British Government is well aware that Japan will be obliged to go to war unless Russia modifies the position she has taken in her last note."

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American Agent Reports Colonies at All of the Principal Points.

WASHINGTON, Dec. 25.—According to a report received at the State Department from United States Commercial Agent Greener at Vladivostok, Siberia, under date of July 25, 1903, Russian settlements have made their appearance at nearly all the larger railroad stations in Manchuria. Besides railroad offices and houses for employees, there are many private dwellings. On impediments to the expansion of these settlements is that no regular sales of land have yet been arranged for. It is said that there will be an auction sale of lots next year. In the meantime private persons are allowed to occupy lots temporarily.

Regarding the affairs of Siberia Commercial Agent Greener says there is a surveying party now engaged in defining the route of the second Siberian Railway. The party will project the line in such a manner that instead of four daily trains of 20 cars each, nine trains of 25 cars each will run every 24 hours. An appropriation of \$5,150,000 has been made for this purpose. He also states that the preliminary work for the railroad line from Khabarovsk to Peking via Urga has been accomplished.

FRANCE CONFIDENT AS EVER.

Foreign Minister Has No Fears of War in the Far East.

PARIS, Dec. 25.—During a discussion of the Foreign Office budget in the Senate today, Foreign Minister Delcasse justified the intervention of Russia and Austria in Macedonia. He declared the powers were resolved to act in concert to apply reforms in the Balkans. Regarding the Far East, he said that nothing had occurred to cause him to place faith in the alarming reports that were being published daily.

Will Assert Her Position.

LONDON, Dec. 25.—The Tokio correspondent of the Times cables that the Japanese Government shortly will take active steps to assert the position of Japan in Korea. A preliminary to this decision was the extraordinary meeting of the Cabinet yesterday, at which it was decided to guarantee the issue of 10,000,000 yen debentures, for the purpose of completing the Seoul-Pusan Railway.

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MOSCOW, Dec. 25.—A volunteer fleet transport is on the way to Port Arthur from Odessa with over 2000 picked recruits. The transport also carries several naval engineers and a party of 80 naval gunners and engine-room artificers.

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\$60,000 Fire in New York.

NEW YORK, Dec. 25.—The four-story building at Seventh Avenue and Fifty-second Street, known as the West Side Lyceum or Adelphi Hall, was damaged \$60,000 worth by fire today. While this fire was in progress, another one broke out in a large apartment-house in Columbus Avenue, near Sixty-eighth Street. The flames spread to two other apartment-houses and all three buildings were badly damaged.

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Efforts Redoubled to Have China Ratify Trade Agreement.

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EVANS PUT PLEASURE SECOND

Famous Fighting Admiral Will Not Prolong Stay at Honolulu.

HONOLULU, Dec. 25.—Rear Admiral Evans has received a cablegram from Secretary of the Navy Moody telling him to use his own discretion in the matter of remaining a few days longer at Honolulu, as requested by Governor Carter, and the Merchants' Association. Admiral Evans announced today that in view of the situation in the Orient, he would not assume the responsibility of remaining at Honolulu much longer than necessary. The United States Squadron would sail for Cavite next Tuesday, the date originally designated.

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Therefore, the State Department is

Thousands of Women Have Kidney Trouble and Never Suspect It

Almost every one, from personal experience, knows that the effects of any kind of severe physical strain are felt, first of all, in the small of the back—in other words, in those Vital Organs, the Kidneys. This is as true in the case of the very powerful as it is with one of less strength, and it is especially true whenever the kidneys are weak or out of order.

The Great Kidney Remedy Swamp-Root, strengthens the kidneys and through them helps all the other organs.

WOMEN suffer untold misery because the nature of their disease is not always correctly understood; in many cases when doctoring, they are led to believe that womb trouble or female weakness of some sort is responsible for their ills, when in fact disordered kidneys are the chief cause of their distressing troubles. Perhaps you suffer almost continually with pain in the back, bearing-down feelings, headache and utter exhaustion.

DIDN'T KNOW I HAD KIDNEY TROUBLE

I had tried so many remedies without their having benefited me that I was about dis-



couraged, but in a few days after taking your wonderful Swamp-Root I began to feel better. I was cut of health and run down, generally; had no appetite, was dizzy and suffered with headache most of the time. I did not know that my kidneys were the cause of my trouble, but somehow felt they might be, and I began taking Swamp-Root, as above stated. There is such a pleasant taste to Swamp-Root, and it goes right to the spot and drives disease out of the system. It has cured me, making me stronger, and better in every way, and I cheerfully recommend it to all sufferers. Graciously yours,

MRS. A. L. WALKER, 40 West Linden St., Atlanta, Ga.

THE mild and extraordinary effect of the world-famous kidney and bladder remedy, Swamp-Root, is soon realized. It stands the highest for its wonderful cures of the most distressing cases. A trial will convince any one—and you may have a sample bottle sent free by mail.

In taking Dr. Kilmer's Swamp-Root you afford natural help to Nature, for Swamp-Root is the most perfect healer and gentle aid to the kidneys that has ever been discovered. Don't make any mistake, but remember the name, Swamp-Root, Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y., on every bottle.

To Prove What SWAMP-ROOT, the Great Kidney, Liver and Bladder Remedy, Will Do for YOU, Every Reader of "The Oregonian" May Have a Sample Bottle Sent Free by Mail.

EDITORIAL NOTICE—No matter how many doctors you have tried—no matter how much money you may have spent on other medicines, you really owe it to yourself and to your family, to at least give Swamp-Root a trial. Its strongest friends today are those who had almost given up hope of ever becoming well again. You may have a sample bottle of this wonderful discovery, Swamp-Root, sent absolutely free by mail, also a book telling all about Swamp-Root, and containing many of the thousands upon thousands of testimonials received from men and women who owe their good health, in fact their very lives, to its wonderful curative properties. In writing to Dr. Kilmer & Co., Binghamton, N. Y., be sure to say that you read this generous offer in The Portland Sunday Oregonian. If you are already convinced that Swamp-Root is what you need, you can purchase the regular 50-cent and \$1 size bottles at the drug stores everywhere.

MUST USE WATER

Legislature Corrects Error in the Law.

PORTION OF SECTION OMITTED

Rights of Riparian Owners Can Be Condemned for the Benefit of Irrigation Companies Under Certain Conditions.

SALEM, Or., Dec. 25.—(Special.)—To authorize the condemnation of the water rights of riparian owners by irrigation companies in the purpose of one of the acts of the Legislature at its special session. The act has been filed by the Governor and has become a law.

The new law is intended as a completion of section 5000, of Bellinger & Cotton's Code, which section was enacted in 1899. Through some error a portion of that section was omitted before the act of 1899 passed, and the section was defective. The words that were supposed to have been omitted have been supplied and as now amended the section reads as follows:

"Section 5000. Such persons, companies and corporations may also maintain an action for the condemnation and appropriation of the right to the flow of water in any stream from which it or they propose to divert water, below the point of diversion vested in the owners of lands lying contiguous to such stream by virtue of their location. Such action shall be brought in the county where the lands to be affected, or some portion thereof, are

situated, and the manner of procedure therein shall be similar to that prescribed for the condemnation of lands in real property title."

"Provided, that no person owning lands lying contiguous to any natural stream shall, without his consent, be deprived of water for household or domestic use, or for the purpose of watering his stock, or of water necessary to irrigate crops growing upon such lands, and actually used therefor, nor shall the rights of any prior appropriator without his consent be materially affected or impaired regardless of whether such appropriation was made for use upon riparian or nonriparian land."

It will be noticed that under the provisions of this act no owner of a water right can be deprived of water for which he has a use. The purpose evidently is to prevent a riparian owner from exercising his supposed right to have water flow