

COMMISSIONER RICHARDS HOLDS THAT MINERS CAN USE TIMBER ON PUBLIC DOMAIN.
MUST NOT CUT WOOD ON MINERAL CLAIMS

New Bill Not Favored by Land Department, Which Holds That Metal Seekers Are Given Sufficient Privileges Under Existing Law.

(Washington Bureau of The Journal.)
Washington, Jan. 21.—Commissioner of the General Land Office W. A. Richards holds that the mining men of Oregon have the right to cut all the timber they require on nonmineral public domain not embraced within forest reserves, but says that the act of 1878, giving free cutting privileges on mineral land to many western states and territories, does not apply to Oregon, California or Washington.

This anomalous condition developed while Senator Fulton was seeking to determine the exact status of mining men in his state. There has been much doubt regarding the law for use of timber for mining purposes. When Joseph G. and John T. Hatcher of the Colorado near Sumpter, were arrested for cutting timber on placer ground they had located, in 1906, Judge Bellinger held that they were guilty of violating the law. They showed to the court that Oregon then did not enjoy the free-cutting privilege extended to most western mining states in 1878. Their attorneys frankly admitted that the mining men had been forced by the necessity of the industry and lack of proper legislation to locate timber ground as placer, do the assessment work as for placer, but cut the timber for use in operating lode claims held by them. While the court was compelled to convict the defendants a nominal sentence was imposed, as Judge Bellinger held that mining men had the right to prosecute their work, and if deficient laws rendered the work impossible save by illegal means, it was not proper for the courts to impose more than a nominal fine.

New Bill Introduced.
At that time mining men of the state began asking that Oregon be included in the act of 1878, permitting the cutting of timber on mineral land. Bills were introduced but never were enacted. Senator Fulton introduced another early in the present session of congress, which is the act of 1878, No. 285. The committee on mines and mining referred the bill to the interior department for a report, and in explaining the opposition of the department to the measure, Commissioner Richards reviews the subject generally.

It is set forth in the report to the mining committee that the department had interpreted the 1878 act as extending the free-cutting privilege to Oregon until the decision of the federal court in the English case. This interpretation was based upon the words, "and all other mineral districts," which followed enumeration of the states and territories embraced. In the English case the court held that Oregon could not be called a mineral district, and that the bill did not apply to Oregon. Then the department has observed the court decision as its guide.

Tobacco Trust Loses Contract for Navy
(Special Special Service.)
Washington, Jan. 21.—For the first time in several years the navy department has this year been able to award its contracts for tobacco for the next fiscal year to a concern not identified with the so-called tobacco trust. Hitherto the prices of rival bidders have been such that the award of the contract had to be made to a firm believed to have been connected with the trust. Last year the contract was not awarded to the firm whose samples were considered the best, because the price demanded was too high, but this year the firm offering the best samples offered them at 25 cents a pound, which is considered a very reasonable price.

SENATOR FULTON PRESSING OREGON CLAIM ON BROAD GROUNDS OF ALASKAN COMMERCE.

MINERS AND BANKS SHIP TO BRANCH MINT CITIES

To Compel Klondike to Trade With Seattle and San Francisco In Unfair Discrimination in Favor of Those Places.

(Washington Bureau of The Journal.)
Washington, D. C., Jan. 21.—Senator Fulton is pressing the Oregon claim for a government assay office on broader grounds than the mere production of mineral in the state or in even immediately contiguous territory. After gathering for consideration of his fellow senators the facts of gold and silver production in the territory naturally tributary to Portland, considering present transportation facilities and future development, he makes the argument that such a government favor has great influence on commercial affairs on the coast, and where all else is equal, the government should not discriminate in this respect.

The senator is presenting facts regarding the Alaska trade that will doubtless have as much to do with the final determination as the immediate mineral production. It has been shown that the important product of the Far north country until the present is gold. Miners and banks will ship gold only to such cities as have government assay offices or branch mints. Most of the returning miners bring gold with them, and naturally shape their destination so as to be able to deposit the precious metal in a government office as quickly as they reach the states.

Effort Made to Restore Canteen to the Army
Morrell of Philadelphia Introduces Measure — Claims the Present Law is Bad.

(Special Special Service.)
Washington, Jan. 21.—Members of the house committee on military affairs have in keeping a bill to restore the canteen in the army. It was introduced without a flourish of trumpets by Representative Edward De V. Morrell of Philadelphia. There is more than a possibility that the committee will screw up its courage to point where it meets conviction and report the measure favorably, but the report will make its appearance only after the committee-room has been the scene of a battle. The Philadelphia member has gathered material which he is not afraid to print as part of the measure. After quoting the secretary of war to the effect that the operation of the present law increases drunkenness, disease, insubordination, desertion and moral and physical degeneration, he intimates that the lawmakers should be guided by reports which 90 per cent of the commanding officers in the service have turned to, to the effect that the restoration of the canteen will be a blessing to the soldier and to the service.

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POWER TRANSMITTING MACHINERY
Guaranteed heavier, stronger and of better design than similar machinery built elsewhere. We believe what we say and stand behind it.
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INCONSISTENCY IN CANAL AFFAIRS

Conflicting Reports From Headquarters—President at Variance With Taft.

MINISTER TAKAHIRA SUCCEEDED BY ACKI
Russian Embassy Suffers a Loss in the Departure of Commander Boutakoff as Naval Attaché—Nebolin Takes His Place.

(Washington Bureau of The Journal.)
Washington, D. C., Jan. 21.—Inconsistency is the chief attribute in canal affairs at this time, only President Roosevelt's message to congress, that there is not and has not been any mismanagement, delay, inefficiency or dishonesty in canal work to date, would have had far more force if Mr. Taft's accusation against Chairman Shonts and Governor Magdon had not had a prominent public appearance. There are too many persons anxious to love and revere the president who are having their hopes shattered by his evident increasing tendency to "go off half-cocked" as it were, a tendency he displayed earlier and got under control, but which has broken out again. The "deadly parallel column" shows not only a variance with the statement of Secretary Taft, but also the following literal transcription from Mr. Roosevelt's message to congress and the report of Chief Engineer Stevens, which it accompanied:

The president—All the work so far has been done not only with the most expedition, but in the most careful and thorough manner.

The engineer—Thousands of yards of material were loaded and hauled by his equipment, over these tracks, to land dumps, the latter latter located and in character unsuited to the end in view. Doubtless the original purpose under which this work was undertaken was a wise one, but the long continuance of it, and the utter absence, as far as could be learned, of any thought or attempt to plan a systematic manner of handling the work as a whole, would seem to be open to grave criticism.

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Automatic change and cash register absolutely correct—no more mistakes. Agents wanted throughout Oregon. 404 Marquam building, Portland.

NEW OREGON HOTEL
(Special Dispatch to The Journal.)
Condon, Or., Jan. 21.—The hotel has been handicapped on account of insufficient hotel accommodation. This difficulty has been overcome by the New Oregon hotel, an establishment which has been running a couple of weeks and is being well patronized and commented on by the traveling public.

W. J. Finckh
JANUARY CLEARANCE SALE
Men's Suit and Overcoat Special
Our Cheviot Suits and Overcoats most desirable for business or street wear; complete line of sizes in handsome patterns and fashionable models. See our Fourth Street window for sample garments.
\$10.00 Sale
\$12.50 Special
\$15.00
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Children's Suits
Stunning values in our Children's Departments. Regular \$5.00, \$6.00 and \$7.50 Suits, Sale Special \$3.85
ALL MISSES' MAN TAILORED SUITS AND COATS AT ACTUAL COST

CAPITAL ALL AGOG OVER WEDDING
WHITE HOUSE IS IN BAD FAVOR
Elaborate Preparations Being Made for Marriage of Alice Roosevelt at White House.
BRIDE WANTS PRIVACY—GROOM AFTER PUBLICITY
No Maids of Honor, but Girl Friends Invited to Be Banked With Flowers Against the South Wall of the East Room.

(Washington Bureau of The Journal.)
Washington, Jan. 21.—Washington is all agog over the preparations for the marriage of Princess Alice. The day, the hour and the officiating clergyman were solemnly proclaimed to the public last week, but everybody has been taken into the confidence of the young people, and these details were common talk. It will be a noon wedding, on February 17, in the east room, probably solemnized under the crystal chandelier near the south side, for this is the chosen spot of brides, just as the north side is dedicated to White House funeral services.

After the wedding there will be a breakfast, and this problem is the biggest one which the president and his wife have ever faced. The princess wants the function to be personal and private, but the daughter of the chief executive of the United States marrying in the White House has no private personal affairs. She belongs to the people and may as well bow to the inevitable. Mr. Longworth, who sees a big political future, does not smile on the personal interpretation of the nuptials. It is safe to predict that the company who will drink to the health of the princess and the man of her choice will number several hundred.

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NEW YORK

CONDON SOCIAL AND COMMERCIAL CLUB
(Special Dispatch to The Journal.)
Condon, Or., Jan. 21.—The Condon Social and Commercial club just organized has perfected arrangements for a grand ball, which is to be the event of the season. The city has felt the need of this club very much, since the railroad reached here the town has filled up with young men, who have had no place except the saloon to spend their spare time. J. E. Hunt is the promoter.

ENGLISH PEER ILL WHO SAW VICTORIA CROWNED
(Special Dispatch to The Journal.)
London, Jan. 21.—The Earl of Salisbury, who recently celebrated his eighty-third birthday, is reported to have been as ill as an invalid, and it is believed that he will not be able to attend the coronation of King George V. and Queen Mary.

"A Tooth for a Tooth"
This is a different meaning from the one of exact justice. We mean a different tooth and a different meaning. It is to be a tooth for a tooth, and a different meaning. It is to be a tooth for a tooth, and a different meaning. It is to be a tooth for a tooth, and a different meaning.