

USE THE JOURNAL'S ADVERTISING COLUMNS FOR BEST AND QUICKEST RESULTS

The weather—Occasional rain to-night and Friday; southerly winds.

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JOURNAL CIRCULATION YESTERDAY WAS 29,900

OREGON TRUST RECEIVER WILL BRING SUIT TO COMPEL RETURN OF UNITED RY'S STOCKS

AN INTERESTING STORY OF BELT LINE "NOBODY OWNS"

WITTENBERG MUST PAY

In Addition to Bonds and Other Collateral Held by Him Bank Is Owed Money Loaned to Buy Interest in Railroad.

The Oregon Trust and Savings bank owns 46 per cent of the United Railways company, and suit will be brought by the receiver to compel restoration of its share of the stocks and bonds of the company, which are now in the possession of Herman Wittenberg. The bank two weeks ago offered the Wittenberg syndicate a compromise, which has not been accepted. The bank's action will also embrace the enforcement of a demand upon Mr. Wittenberg to restore to the custody of the receiver collateral for a loan of \$25,000 to Mr. Wittenberg, with which money he originally purchased his interest in the United Railways company, and \$750 of interest coupons alleged to have been wrongfully appropriated.

Dating from the withdrawal of C. E. Loss from the United Railways deal, this railroad company's financial affairs have been managed by Mr. Wittenberg, who last August formed a syndicate of six men for the purpose of taking over the \$450,000 of bonds that had been issued on the project and 92 per cent of the capital stock of \$3,000,000. The syndicate financed its deal through the Oregon Trust & Savings bank, which concern advanced most of the money, with the understanding that the stocks and bonds should be left in possession of the bank as collateral security for whatever moneys it should become necessary to advance. The syndicate operated through the bank, succeeded with \$100,000 cash in getting from the Los Angeles promoters the \$450,000 of issued bonds and \$2,750,000 of the stock of the United Railways company. Each member of the syndicate was to pay \$25,000 cash into the pool, and the \$25,000 left, after the purchase of the bonds and stocks was to be used in furthering construction of the road.

Bonds With Bank.
The \$25,000 payment by each member entitled him to take \$25,000 in bonds and one sixth of the \$2,750,000 stock. The remaining bonds were to be left in the custody of the bank and sold to provide money for continuing construction. When the source of the money was exhausted, the railroad's indebtedness was to be refunded, a larger bond issue was to be floated on the partly completed project.

The construction of this new trust-ship was unusual in one respect, that it made Mr. Wittenberg trustee not only for the syndicate's holdings, but included the stocks and bonds that were held by the bank as security for the \$25,000 of depositors money that had been loaned to Mr. Wittenberg.

When receiver Devin took charge and the bond assets of the bank were checked up it was found that the new trustee for the United Railways syndicate had possession of \$25,000 of the bank's bonds as well as the collateral security for his own loan of \$25,000.

MISS COOK WILL NOT WITHDRAW



New York, Feb. 6.—Miss Elizabeth E. Cook denies that she will withdraw from the Triangular league debate of Columbia, Cornell and Pennsylvania colleges. Cornell's decision that a woman can enter in intercollegiate contests has settled the trouble that occurred when the young woman declared that she was going to try for the league debating championship. Miss Cook was selected by Cornell and the other two colleges protested on the ground that women could not enter any such collegiate contests. Cornell has brought the intercollegiate rules to bear so effectively that the opposition has almost withdrawn its fight against Miss Cook. The report was spread that the young woman would withdraw but this she now emphatically denies.

NORDICA'S FIANCE OREGON MINER

George W. Young, Who Is to Wed Singer, Owns Property Near Grants Pass.

(Special Dispatch to The Journal.)
Grants Pass, Or., Feb. 6.—George W. Young, the millionaire mining man to whom Madame Lillian Nordica, the famous singer, is to be married in New York within the next few days, is a well-known miner of Grants Pass. He is the sole owner of the Prenton Peak copper mines, located on the crest of the Siskiyou mountains, and has expended a big sum in getting them in shape for operation, it being his dream to erect one of the biggest smelters in America on the heights of the Siskiyou near his properties. No doubt the copper miner and his bride will spend a portion of their honeymoon in the wilds of the Siskiyou, hunting bear and deer as a pastime.

BATTLESHIP WISCONSIN TO GO INTO SERVICE

(United Press Leased Wire.)
Washington, Feb. 6.—On April 1 next the battleship Wisconsin will be placed in commission at the navy yard on Puget sound. Her commanding officer has not yet been selected. The Wisconsin has been lying at the Puget sound navy yard for several months undergoing repairs.

PREMIER FRANCO FLEES TO ITALY

Deposed Dictator of Portugal Leaves Country and Will Never Return.

(United Press Leased Wire.)
Lisbon, Feb. 6.—Italy will be the future home of former Premier Franco. He has already arrived in that country never more to return to troublesome Lisbon. Manuel, the boy king of Portugal, is showing marked improvement as a ruler, and his ability to grasp situations is surprising his new ministers. The cabinet is trying to persuade him not to attend the funeral services of his father and brother on Saturday, but so far he is determined to accompany the mourners. The diplomatic corps will visit the mortuary chapel tomorrow to view the remains of the king and crown prince.

MRS. MORGAN HUNTS HEALTH IN SOUTH

(United Press Leased Wire.)
New Orleans, La., Feb. 6.—With all sorts of safeguards thrown about her, in order to assure secrecy of every move, Mrs. J. Pierpont Morgan, wife of the noted Wall street financier, with a party of New York ladies, traveling in a sumptuous special train, stopped off here yesterday while en route to San Antonio, Texas, and the Pacific coast. After leaving the Texas city they will go to Los Angeles. Mrs. Morgan, it was stated, is ill and desires rest and quiet.

CONFERENCE WITH NAVAL COMMITTEE

President and Democratic Members Said to Have Discussed the Assignment of English Cruiser Fleet to Esquimalt.

Belief Prevalent Great Britain Fears Trouble Between United States and Japan—Friendship With This Country Unbroken.

(Washington Bureau of The Journal.)
Washington, Feb. 6.—News of the assigning of a fleet of nine cruisers to Esquimalt by Great Britain was the subject of a conference this morning between President Roosevelt and the Democratic members of the navy committee of the house. In the belief of those who are posted the assigning of vessels of the cruiser type to the British Columbian station is indicative of the growing seriousness of the situation in the orient which cannot be disguised. Great Britain and the United States will not under any circumstances have trouble over the pending oriental difficulties, but England wishes in her own interest and in view of the fact that her Canadian subjects are down on oriental immigration, to protect herself in event of trouble between America and Japan.

The president, it is understood, wants to increase the naval appropriation \$63,000,000 for more ships.

JEFFRIES SUED FOR OUSTING CIGAR MAN

(United Press Leased Wire.)
Los Angeles, Feb. 6.—James J. Jeffries, pugilist and saloonkeeper, appeared as a defendant in a civil action heard before Judge Smith of the superior court yesterday in company with his partner, J. Kipper, both of whom were sued by Morris Berkowitz for \$24,000 damages on failure to carry out a contract. Berkowitz sets up that he entered into an agreement with Willard & Kerton to lease a cigar stand in front of the saloon premises on South Spring street. He alleges that Jeffries & Kipper purchased the saloon and they refused to recognize the lease. The case will be concluded today.

"IN GAY NEW YORK."



New York, Feb. 6.—This is the coldest day of the winter in New York. The thermometer dropped 34 degrees in the 24 hours to 7 o'clock this morning when it touched 6 degrees above zero.

SECRET ALARM CAUSED DISPATCH OF SQUADRON

San Francisco, Feb. 6.—A Washington special to the Call says: Documents of the greatest importance which justify stronger defenses for the Pacific coast and upon which the president based his order directing the Atlantic fleet to make the trip around the Horn is in the possession of the nation's chief executive. This valuable information, the nature of which may never be divulged, was in the hands of the president long before the Atlantic squadron was ordered around the Horn.

If congress had questioned the propriety of sending the fleet to the Pacific, the president would have been compelled to produce this information. Fortunately he has been able to withhold it from the public, although the substance of it is known to congressional leaders.

The reasons for making adequate provision for eventualities in the Pacific are overwhelming, and the president has ample justification for concentrating the naval strength of the country in those waters and for making provision to increase the strength of the coast defense companies by drawing upon the militia of the coast states if necessary. This information did not relate to the immigration question, but the settlement of that difficulty with Japan would render the other matter less important.

Further publicity of this subject is barred, but it is asserted that if congress had sought to block the president's military and naval operations the country would have learned something startling.

THINK BANDIT ADMITS CRIME

George Hastings Confesses to Killing Engineer in Montana Train Robbery.

(United Press Leased Wire.)
Bozeman, Mont., Feb. 6.—When his case was ready to go to the jury George Hastings, one of the trio of robbers that killed Engineer Clow of the Northern Pacific in an attempted hold-up last May, confessed this morning. The court promised him that he would not be sentenced to prison for life. Henry Gruber, one of the alleged robbers, who confessed yesterday, will be sentenced to 10 years imprisonment. James Towers, the third man has already been sentenced for life. He took the stand in the Hastings case today and told about the circumstances of the attempted hold-up. He declared that Hastings was so anxious to shoot after he had killed Clow that he was almost killed himself.

ROBBERS WORK; POLICE NEAR BY

While Officer Phones About Robbery Burglars Loot Adjoining Store.

Burglars entered the Superior restaurant at 187 Fourth street, near Yamhill, twice last night. The tailor shop adjoining, at 185 Fourth street, the optician's place at 183 Fourth street, the Bay City market on the corner of Fourth and Yamhill streets and the Portland Outfitting company, adjoining the market at 282 Yamhill street, were all entered in succession by the burglars. Nothing has been missed by the proprietors of these places except a few dollars that were in the till in the restaurant and a couple of pies. Just after R. Lane had closed the Superior restaurant last night a man dashed through the front door and robbed the till of \$2. The door had purposely been left open for an employe who had not finished his work for the night.

FLEET STAYS AT PUNTA ARENAS

Rear Admiral Evans Decides to Spend Two More Days With Chileans.

(United Press Leased Wire.)
Punta Arenas, Feb. 6.—Rear-Admiral Evans has decided that a visit of two extra days here would not interfere with any of his plans during the remainder of his trip to San Francisco bay and he has announced that such a stay will be made. This will give him an opportunity to return the courtesies shown upon himself and his officers and jacksies by the Chileans. The squadron was originally scheduled to sail from Punta Arenas yesterday. The fleet will be off the Valparaiso harbor on February 14.

MINISTER OPENS WEDDING OFFICE

San Francisco Parson Establishes Business of Finishing for Cupid.

(United Press Leased Wire.)
San Francisco, Feb. 6.—Lawyers have offices where you can arrange for a divorce. Doctors put up their signs and wait for patients. It has remained for the Rev. J. Harwood Pierce of Oakland and San Francisco to blaze the trail for the office minister. The Rev. Pierce has opened in the Hibernal building, close to the marriage license department of the county clerk's office. At the office the regular fee for getting married is \$5, but if Hibernal building, close to the marriage license department, is used, the fee is \$10. He will give advice to those who wish it and will marry those who do not. The advice is free. When a minister is wanted to officiate at a funeral the Rev. Pierce will be ready to perform that duty.

ABE RUEF ON TRIAL TODAY

Former Boss Appears in Court to Answer Charge of Philips Bribery.

(United Press Leased Wire.)
San Francisco, Feb. 6.—Abe Ruef appeared in Judge Dunne's court this morning for sentence on the extortion charge to which he entered a plea of guilty, but the matter was put over at the request of the prosecution. This afternoon Ruef will appear in Judge Lawlor's court to be tried on the indictment charging him with having bribed Jennings Phillips, a member of the board of supervisors, to vote in favor of granting an overhead trolley franchise to the United Railroads.

MERRIMAN RUNNING ON STATEMENT NO. 1

(United Press Leased Wire.)
Salem, Or., Feb. 6.—George H. Merriman of Klamath Falls, has filed his petition for the Republican nomination for joint senator from the seventeenth district. He pledges himself to respect the wishes of the Republican voters for choice of United States senators.

SETS FORTH PROGRAM FOR THE DISPOSITION OF PHILIPPINE ISLANDS

(United Press Leased Wire.)
Washington, D. C., Feb. 6.—In a resolution offered Wednesday upon which he intends to deliver a speech, Senator Stone of Missouri sets forth a definite program for the disposition of the Philippine islands by the United States and names December 10, 1912, as the date upon which the government shall give the islands complete independence. As a preliminary to the final step, the resolution instructs the president to open negotiations with other nations for the purpose of securing an agreement for the neutralization of the Philippine islands and the recognition of their independence, whatever the same shall be granted by the United States. December 10 is chosen because it is the anniversary of signing of the treaty of Paris in 1898, whereby the Philippines passed from Spanish to American control.

SAYS CORTELYOU MISUSED FUNDS

Senator Culbertson Makes Grave Charges Against Government Officials.

(United Press Leased Wire.)
Washington, D. C., Feb. 6.—Senator Culbertson this afternoon, in the presence of a full gallery, resumed in the senate his onslaught on the administration of the United States treasury. The senator filed six specifications of alleged illegal actions against Secretary Cortelyou and charged that New York banks used \$75,000,000 of the government's money in speculation that was not legitimate. The senator disputed the assertion of Secretary Cortelyou that the New York banks had put into the channels of trade more than \$65,000,000, exclaiming: "I assert that Secretary Cortelyou's report destroys his own statements."