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Advertise in The Journal.

The weather—Fair tonight, with light frost; Wednesday fair.

Oregon Daily Journal
WITH HER THE UNION SHE FLIES ON TWO WINGS

JOURNAL CIRCULATION YESTERDAY WAS 30,806

VOL. VIII. NO. 34. PORTLAND, OREGON, TUESDAY EVENING, APRIL 13, 1909.—EIGHTEEN PAGES. PRICE TWO CENTS. ON TRAINS AND NEWS STANDS, FIVE CENTS.

LOCAL BASEBALL SEASON OPENS

SMITH WILL NOT ENTER CONTEST

Physician Decides That He Cannot Afford to Neglect His Private Business to Make Fight for Mayoralty Nomination.

Dr. Andrew C. Smith will not be a candidate for mayor. This is his announcement made this morning after careful deliberation. He is out of it owing to the fact that he could not make arrangements for the care of his personal business and practice. All day yesterday Dr. Smith deliberated on the question and sought to so arrange his affairs that he could see his way clear to get into the fight. He continued his efforts until long past midnight and then decided that he could not take the step. He announced his final decision a short time before noon today.

"If I had been in the city," said the doctor this morning, "I would not have allowed my name to be given so much prominence unless I had decided that I could be a candidate. I would like to enter the race, but I do not see how I can arrange my business. I have spent 31 years in building it up and I cannot afford to completely sacrifice it now. In spite of my desire, therefore, I am compelled to keep out of the contest."

Smith Meets Simon.

This morning Dr. Smith, Senator Simon and the temporary chairman of the temporary city central committee met on Washington street. They all shook hands and Mr. Simon declared that he and the doctor had always been friends and would so continue. He was sorry, he said, that there would have to be a fight and he hoped that even yet the danger would pass over. He shook hands again and passed on, but the temporary chairman remained.

He argued the matter out fully with Dr. Smith, urging him in the name of a reunited party and of the reestablishment of party control to keep his hands off the fight. He was greatly disturbed at the prospect of Dr. Smith's candidacy and showed it. Dr. Smith, however, did not tell either of the men whether he would be a candidate or would not.

The refusal of Dr. Smith to become a candidate leaves the situation in the fog once more. The anti-Simon and pro-primary forces are still looking for a leader to lead the fight against the convention candidate. W. B. Ayer has been mentioned as a possible candidate, but it is not believed that Mr. Ayer would enter the race. Others are being spoken of, but the anti-Simon people had been pinning their present hopes on Dr. Smith, knowing that it was his inclination to run, and are once more groping for a Moses.

In the meantime the campaign progresses, underground. No headquarters have been provided by the convention crowd. Senator Simon says he does not intend to open headquarters of his own and that the city central committee, temporarily organized, is to conduct the campaign for the convention ticket. The temporary chairman of that body says he is not taking charge of the battle before the primaries. At the same time, however, the Simon organization is being steadily broadened out and extended from ward to ward and precinct to precinct. Simon workers are going about quietly but diligently lining up the old guard and limbering up the old warhorses.

The other candidates are also working. Bailey, Rushlight, McDonell and Kellaher are all rounding up their own personal following and extending their lines as fast as they may. The real skirmishing with meetings and oratory, charge and countercharge, will begin in the near future. Then the people will get a touch of the old life and a taste of the old times once more. However it goes it will be no easy and quiet campaign, for strife has already entered.

WINE CENTER HAS GONE DRY

Sirocco Blows Over Fresno, Which Will Be Shriveled in 90 Days.

Fresno, Cal., April 13.—Fresno has gone dry. That is the verdict unmistakably expressed at yesterday's election. That is the no-saloon victory achieved in the raisin and wine center of the state.

At 10 o'clock this morning the dry forces had a safe majority of 75 votes, which probably will be increased to slightly over 100.

The ordinance is effective in 90 days. It closes saloons, but allows the continuance of wholesale family liquor stores and the sale of drinks with meals in restaurants.

With the passage of the ordinance Dr. Chester Rowell, pledged to its rigid enforcement, was elected mayor by a majority of over 500, over the four other candidates. Five out of the eight candidates for trustees on the Good Government League ticket, supporting the ordinance, were elected, according to late returns, thus insuring the proper enforcement of the new law. The election was considered a reform victory all along the line.

SUSPEND FIVE WHO HAZED BRISTOL

University of Oregon Students Ordered Punished by Board of Regents—Two Weeks Is Sentence—Faculty May Get Blame.

Chester A. Downs, Byron Godall, James Neill, John Rast and Wilfred Wattenberg, the five students who hazed Ralph Bristol by putting him into a tub of cold water at the University of Oregon dormitory on the evening of December 17, last, were ordered suspended for two weeks by the board of regents at the meeting today.

When the meeting of the board was convened this morning the special committee consisting of F. V. Holman, J. C. Ainsworth and Judge William Smith made their report. Two of the committee, Mr. Holman and Mr. Ainsworth, submitted a majority report recommending that the five boys be suspended for such time as the board of regents should decide.

The third member of the committee, Judge Smith, filed a report recommending that the board dismiss the matter without further consideration. The minority report when put to a vote was lost and the board then took up the consideration of the majority report. The session commenced a short time after 10 o'clock and did not end until nearly 2. The question was discussed in all its phases and argued by President Campbell and different members of the board of regents.

Testimony Is Reported.

The report set out in detail the testimony that had been gathered and showed that the five boys had no ill-will against Bristol. It was pointed out that the tubbing was a matter of discipline, and that Bristol was warned before being put into the tub that if he did not cease being late at his meals he would be subjected to the discipline. It was further pointed out that the practice was known to the faculty and at least tacitly acknowledged by it.

It was also set out that the faculty had prohibited all such forms of hazing since the accident, that Bristol was partially unbalanced at the time of the occurrence and that for all of these reasons the boys should not be considered to have been actuated by any ill-will or vengeful motive.

It was held by the report, however, notwithstanding the acquiescence of the faculty in the practice of tubbing, that the students knew they had no right to use violence towards any other student, and that the indignity of phyical assault should have appealed to them as improper. It was recommended that the five students therefore be suspended for such time as the board should decide. The report closed with the following recommendation as to the faculty:

"That the responsibility of members of the faculty for allowing bathtubbing by students as a matter of discipline be considered by the board of regents without recommendation from the committee."

In arguing the question different members of the board held to different views. Some of them considered that the boys should be punished severely for their actions. On the other hand several of the board contended that the fault lay with the faculty for permitting the students to continue such a practice, and these argued that the faculty should be held to account and not the students. It was argued that the five students had considered that they were acting with faculty approval, and that they should not have the stigma of suspension or expulsion placed upon them when they had been acting with the tacit consent of the faculty in the control of the dormitory.

President Campbell made an extended talk in behalf of the boys, urging that they be not punished severely, since they had considered that they were acting under the faculty knowledge. He also argued that Bristol's condition prior to the tubbing did away with the assumption that it was the tubbing that caused his insanity.

YOUNG TURKS HAVE LOST CONTROL

Troops Surround the House of Parliament Demanding Removal of Grand Vizier, Figurehead of Young Turkey—Situation Grave.

Constantinople, Via Vienna, April 13.—The streets are filled with soldiers and politicians who are making demonstrations. The shops are closed and business is suspended. Double guards have been placed about the palace, parliament and St. Sophia. Although there has been no bloodshed as yet there is considerable brawling and a crisis is regarded as inevitable.

(United Press Leased Wire.)

London, April 13.—The situation in Turkey is so serious today that the minister of war has fled and the mutinous troops are in possession of his offices, according to reports sent out by the Vienna correspondent of the Central News. The correspondent admitted that this report had not been confirmed, but that it was persistent at Vienna, one version being that thousands of soldiers had joined the mutineers. No bloodshed has been reported from Constantinople, but the Vienna correspondent admits the possibility of there having been fighting, the news of which was suppressed.

Constantinople, April 13.—The house of parliament is surrounded today by two battalions of mutinous soldiers who are demanding the dismissal of Hilmi Pasha, grand vizier, the minister of war and the president of the chamber of deputies.

Representatives of the sultan are parleying with the soldiers and are trying to get them to return to their quarters, but the mutineers are insistent and have warned the government authorities that there will be bloodshed unless their demands are heeded.

The situation is regarded as extremely critical, as it is feared more troops will mutiny before night, unless those now surrounding the house of parliament can be pacified.

The sultan is distracted today, being assailed by trouble from every side. The situation in Asiatic Turkey, where the Arabs are in rebellion, is no better, and England has threatened to interfere. Navigation on the Tigris river has been tied up for days because of the action of the Arabs in sitting on the banks and firing at every craft, regardless of the colors she flies.

Failure of the government to pay the troops was used as an excuse for the uprising, but the real cause of the trouble is the long standing enmity of the young Turks who control parliament, for the Liberals. The Liberals are incensed because of the summary dismissal of Kismil Pasha, former grand vizier, and the appointment of Hilmi, who is recognized as a mere tool of the young Turks.

The soldiers are demanding that a horde of useless officials be dismissed, so that the government expenses will not be so great and the troops may be paid off.

The situation has resulted in a reign of lawlessness, the most alarming since the revolution. It is declared a massacre will follow if the present uprising is successful.

The Liberals are believed to have instigated the outbreak by the argument that parliament violated the constitution in passing the Austro-Turkish agreement.

Rigid censorship of the dispatches from here is expected to be put into effect at any minute.

DISCOVERY OF PLOT TO FREE KIDNAPERS

(United Press Leased Wire.)

Mercer, Pa., April 13.—Armed guards were placed around the jail here today following the discovery of a plot to liberate the Boyles, accused of kidnaping Willie Whitla. The sheriff learned of the plot of 6 discharged trusty to aid the Boyles in making their escape and every precaution is being taken to keep them from carrying out their plan.

LAKE COUNTY LAND CASES DECIDED

Warner Valley Stock Company Loses in Supreme Court of Oregon; Settlers Are Favored in Each of Six Opinions.

Salem, Or., April 13.—With Justice King dissenting in regard to certain lots only, the supreme court today reversed the circuit court for Lake county, Judge H. L. Benson presiding, in the well known Warner valley cases. Decisions in six cases were made. In each case the opinion favors the settlers and is adverse to the Warner Valley Stock company. The opinions were written by Justice Slater.

In the neighborhood of 2000 acres of land are involved in these cases. The principal effort of the counsel for the plaintiffs in the trial of the cases in the court below was directed mainly to establish the point that the land was acquired from the United States fraudulently; by representing to the United States land authorities that the land was swamp land.

According to a survey made in 1875, the land in question is described on the United States maps as the bed of a permanent lake, known as Warner lake, and not swamp land within the meaning of the act of March 12, 1860. The plaintiffs then held that the physical character of the land was a matter for the consideration and determination of the land department of the United States.

It is determined by the supreme court that the plaintiffs can demand that a legal title be given them by the defendant on the ground that a qualified preemptor or homesteader who has settled upon the land, which at the time is fit for cultivation in the usual manner, although it had been swamp and overflowed land, has a right to have his filing received by proper officials of the united states land office without condition.

The conclusions in all the cases were arrived at after much consideration of the land acts. The case is altogether greatly involved and many fine points of law are threshed out. The plaintiffs in these six cases are J. T. Morrow, W. H. Cooper, S. Dixon, P. T. Foskett, J. E. Dunnevin, Jerry Harrington and John H. Greene.

The state also has a case pending against the Warner Valley Stock company to recover part of the land granted them by the United States, and the matter is in no respect considered determined. These cases as well as the state's case will be carried to the supreme court of the United States for final adjudication.

In the state's case the settlers are made defendants, with the Warner Valley company, on the ground that the whole grant is fraudulent.

MISS GOODMAN TO WED A JAP

Mission Worker Engaged to Rev. Inawaza at Los Angeles.

Los Angeles, April 13.—Discussion almost as great as that occasioned by the Emery-Aoki marriage is rife here following the report that Miss Kate Goodman, a prominent mission worker of this city, is to marry Rev. Joseph Kenjchi Inazawa, minister of a Presbyterian Japanese mission.

Inazawa has admitted the engagement and has stated that the marriage will occur in the near future. Miss Goodman is at present at San Francisco on business connected with her mission work.

The Japanese preacher is 45 years of age and has lived in San Francisco and other coast cities for the past 20 years. He is well thought of by the clergy of this city and it is intimated the proposed union is approved by many eminent local divines.

Miss Goodman is a member of a well known New York family and is about 40 years of age. She is a former student of the University of Chicago and while attending classes at that institution decided to go to Japan as a missionary. Stopping in this city on her way to the Orient, she became interested in Japanese mission work here and has become a well known figure in local religious circles.

San Francisco, April 13.—E. A. Sturge, superintendent of Japanese mission work in California, with whose family Miss Goodman stayed in this city, said today that he was at a loss to know how the information regarding the affair between Miss Goodman and the Japanese minister, Joseph Kenichi Inasawa, became public.

"I am surprised to learn that anything is known about it," said Sturge. "I was pledged to secrecy, and I am sorry it has become public property. Miss Goodman left last night for Los Angeles. Of course I talked to her of the matter, but I must refuse to divulge what she said to me. I hope the marriage will be delayed as long as possible. In fact, I hope it will never take place."

Miss Goodman left this city last night for Los Angeles to resume her work in the mission, where she keeps a night school for boys and spends her days working among the Japanese women.

DEATH SIDES WITH DEFENDANT IN YEE GUENG MURDER CASE

Singular fatalities, including at least one violent death and the silencing of two other witnesses for the state by death, have attended the case of Yee Gueng, who is now on trial for his life before a jury in Judge Bronaugh's department of the circuit court.

Lee Ling, a member of the seceding section of the Bow On Tong, who was able to identify the man on trial as one of the assassins of Lee Tai Hoy, was shot down one night on Second street several months ago. His murderers have never been arrested.

Jew Bong, who was arrested in a closet with one of the alleged assassins, where he had taken refuge during the turmoil following the shooting on the night of March 7, 1908, died during the celebration of Chinese New Year last February. He is said to have indulged too freely in Chinese gin, but the fact that he was a witness for the state against Yee Gueng has created suspicion that the gin may have been poisoned. However that may be, his voice is stilled.

Police Sergeant Jones, one of the officers who arrested the defendant Yee Gueng and his alleged associate, Lem Woon, has also been called by death since the trial of Lem Woon, who is under sentence to be hanged. He was also tried before Judge Bronaugh.

Two other Chinese witnesses for the state are alleged to have been spirited away. One is said to be in Alaska. Each side is watchful of its witnesses, and the atmosphere of the courtroom is charged with a tense feeling among the rival factions of the Bow On Tong, which was split wide open by the killing of Lee Tai Hoy.

Only seven jurors have been secured for the trial of Yee Gueng, after a day and a half spent in the examination of talesmen. Those accepted are J. H. Schram, A. L. Sauve, S. O. Laws, E. J. Sanders, H. G. Wright, Bernard Jackway and Henry Heerdt. At noon the jurors were excused until tomorrow, as Judge Bronaugh will sit with the other judges this afternoon in hearing the contempt case of Henry Wemme.

Five peremptory challenges have been used by the defense and three by the state. Deputy District Attorney Fitzgerald and Dan J. Malarkey are prosecuting, while John F. Logan, Henry E. McGinn, Ralph E. Moody and Frank G. Freeman represent the defendant.

WHEAT GOES TO RECORD MARK, AND FLOUR FOLLOWS

PATTEN'S GAME REACHES LIMIT?

Chicago, April 13.—Wheat shot skyward at the opening of the market today and new price records for the crop were established in May, July and September. May wheat opened at $1.28, which is 1¼ cents higher than the previous record for the crop. July opened at $1.16⅞ and September at $1.09⅝, both of which are new high records for the crop.

May, July and September wheat weakened before noon. May and July declined 1 cent each and September fell off 1⅝ cents. Trading decreased during the morning, the uncertain actions of the market scaring the brokers to cover.

Winnipeg, April 13.—Flour advanced 10 cents a bag or 20 cents a barrel, today. The advance in flour was the result of the high price of wheat brought about by James A. Patten's cornef.

(By a Staff Correspondent.)

Chicago, Ill., April 10.—No more dramatic scene has been witnessed on the Chicago exchange than when the government report on wheat was chalked up. It sent May wheat to $1.28¼ within a few hours. It occurred at precisely 10 o'clock in the morning. A bit of yellow paper was hurriedly handed up to the man on the ladder. The strain was now intense. Millions were at stake. The man at the board traced a figure eight in the black space. Bears' hearts sank; they had hoped for a nine. Then the chalk started to trace the curving lines of a figure two. The traders waited for no more. One concentrated yell arose from the floor with the sharpness and suddenness of a thunder clap. They had read 82 per cent. What it meant was that the world is short of wheat.

Meanwhile James A. Patten, the wheat king of the world, sat smiling across the street in his office. It was some six months ago that this wise prophet, who for years has been studying the wheat situation, walked into the board of trade when May wheat was selling at $1.05 and told them that wheat would go to $1.25. Some of them laughed at him; others followed his advice and bought. Those who were wise enough to buy are today wealthier by many million dollars.

This prophecy is no guess work with James A. Patten. He merely anticipated the government report and the reports from foreign countries. The world is short of wheat this year and Patten knew it. Now that it is verified those who laughed at him are wondering how they could have been such fools.

When your representative called upon Mr. Patten to see what kind of a man this wheat king really was, he found a very ordinary looking man smoking a long cigar. He is quiet of nature and spends his evenings at home with his family, reading and smoking. Mr. Patten is a model husband and business man. His working day is devoted to his business absolutely and his evenings are just as devoted to his family circle and

JAMES A. PATTEN

Shrewdest prophet in the world and the wife who will enjoy the benefits of his wise foresight.

to rest. He does not drink, does not gamble or dissipate in any form. He retires to bed early in the evening, usually about 9 o'clock, and is up early the following morning, wide awake and ready for his work. He never carries his business troubles or cares home with him, leaving it all at the office to be attacked with renewed vigor the next morning. This is why he is able to grasp situations better than some of the others who have been "out with the boys" the night before.

Mrs. Patten possesses a very charming personality and is a great admirer of her husband. Mr. Patten seldom talks over business affairs with her because he leaves them all at the office.

With all his work and business Mr. Patten is intensely human. He takes a great interest in the affairs of the people around him. He gives much to charity in a quiet way and has aided education by his handsome donations to the Northwestern university.

Mr. Patten has been identified with the Chicago board of trade for many years. He very seldom appears on the floor, but is in close touch with it through his representatives. It was only a few years ago that he was able to make a like fortune out of corn, when he became known as the "corn king."

The price of $1.30 on May wheat is the highest attained by that product since Joe Leiter sent wheat skyward by the corner which broke him in 1908, when it reached $1.53. Only once before that since the civil war has wheat been up to $1.30 and that was in 1888, when the so-called Hutchinson corner sent September wheat to $2.

It is estimated that Mr. Patten has made between five and six million dollars out of his holdings of wheat, and if it goes up higher, as many think it will, his profits will be still further increased.

HISTORIC WILLAMETTE HOTEL AT SALEM WILL SOON CEASE TO EXIST

Salem, Or., April 13.—The old Willamette hotel of Salem was sold yesterday by A. Bush to a syndicate of Salem business men for $37,500, which price is said to be below the assessed value of the property. Those who purchased the historic hostlery were Catlin and Linn, Joseph Baumgartner, State Senator T. B. Kay and C. L. McNary.

It is planned to remodel it for a store building and lodging house. It was formerly one of the finest hotels in the state and has been the scene of many legislative intrigues in past decades.

BOY DIGS HIS WAY FROM JAIL

Escapes From the Reform School, Is Arrested but Makes Getaway.

(Special Dispatch to The Journal.)

Woodburn, Or., April 13.—A boy named Brown, 15 years of age, escaped from the state reform school and was captured by Marshal Moshberger last night as he alighted from the westbound 10 o'clock train. He was placed in the city jail, where he dug his way through a wall in the corridor, then broke the front door with an ax and is again at liberty. It is said the boy came to this state from Chicago.

LINE UP YE FANS GAME IS ON!

Portland's Home Baseball Season Will Begin With Today's Game at Vaughn Street Park—Beavers to Meet Senators.

Portland's home baseball season will be inaugurated at the Twenty-fourth and Vaughn streets park between Portland and Sacramento at 3:30 o'clock this afternoon. Both teams arrived from the south this afternoon, having been met at Medford by Pearl Casey's Portland Northwestern league team, which occupied an imposing place in the parade this afternoon.

Manager McCredie's Beavers are fresh from a victorious series with Oakland, in which they captured the last five games. Their strength on the diamond has been proved in their series against Los Angeles, when they took three of the seven games against the champions, and their games with Oakland, in which they captured five out of seven. The team comes home with a percentage of .571 the highest point made by a Portland team in years in its initial homecoming.

Sacramento Leads.

Just now Sacramento is leading the league, with Los Angeles in second place and Portland third. Both teams met the weak Vernon club, which accounts for the jump they secured on Portland. On the other hand Portland has made an uphill fight and won.

Manager Graham of the Senators has one of the niftiest bunches of ball players in the league. They comprise the stars of the old Sacramento outlaw club, reinforced by a number of strong coast league men, including Jimmy Shinn, whom President Ewing ordered to report to Sacramento after the McCredies had signed him for the season.

Jess Garrett is slated to shoot 'em over in the first game for the Beavers, while Graham will probably send Jimmy Whalen to the mound. Garrett opened up for Portland last year, but lost the game after a hard struggle with the Seals. He is stronger and better than ever and ought to beat the visitors this year.

The Big Parade.

The parade that was prepared for the ball players and the enthusiasm of the fans along the streets, was pronounced by the players to have eclipsed anything seen in California this season. The numerous dignitaries who participated in the afternoon reception, were carried to the ball park in automobiles by courtesy of the automobile club which acted as escort to the three ball teams.

At the ball park Governor Benson is to pitch the first three balls, while Mayor Lane will endeavor to stop them. Judge George H. Williams will umpire these weirdly thrown pellets.

Sacramento and Portland will play here all week, giving place to the Los Angeles champions next Tuesday.

HUGE DOCTOR BILL FOR BALDWIN HEIRS

Los Angeles, April 13.—It is understood here today that the heirs of E. J. ("Lucky") Baldwin and Dr. John T. Trueworthy have reached a settlement of the bill for $100,000 which the physician presented for his services to the late millionaire turf king. It was announced yesterday that Dr. Trueworthy, who was a life long friend of Baldwin, had doubled his original bill and demanded $100,000 for his 29 days' vigil at Baldwin's bedside during his last illness and for attendance on previous occasions. It is thought here that an amicable settlement has been effected and that there will be no litigation.

Have You Read the Want Ad Section of Today's Journal

62 Advertise for help
26 Advertise for situations
73 Advertise furnished rooms for rent
160 Advertise real estate for sale
63 Advertise business chances
49 Advertise houses for rent
21 Advertise flats for rent
37 Advertise housekeeping rooms for rent

More Want Ads in The Journal than any other Portland paper

There Is a Reason
THINK IT OVER