

WORK IS PROGRAM FOR TOMORROW SENATE AND HOUSE

With Appointment of Committees, Legislators Will Begin Hard Drill; Desks Will Be Piled High.

With the appointment of committees in both branches of the legislature at Salem tomorrow the real work of the session of 1911 will begin. The 42 bills introduced last week will be on the desks of the members, ready for reference to committees, and the way will be ready for the first consideration of actual legislation.

President Ben Selling has been at work on the senate committees each night since adjournment last Wednesday and yesterday stated that the final touches will be given after conferring with certain senators in Salem tomorrow morning concerning their committee preferences. He further declared that he does not intend to deal out the choice places exclusively to those who supported him in the organization contest, but intends to deal fairly with all, disregarding the memories of the late Bowerman.

At the same time, it is believed that the important committees which will deal with amendments to laws passed by the people, which may affect what is popularly known as the "Oregon system," will be safeguarded with an eye toward those who believe in the popular laws, such as the initiative and referendum, statement No. 1 and the direct primary law. Speaker Ruak is relied upon to protect popular measures in the same way in the makeup of the house committees.

While the 60 members and only 42 committees in the house, 40 members of the senate are less than the number of committees. Every senator, Democrats included, will be given a chairmanship by President Selling.

The list of Speaker Ruak's committees was inspected with particular interest by reason of the message by A. H. Eaton that W. Lair Thompson was to be permitted to dictate the important committee assignments. If the house insurrection falls, as the speaker's friends are confident it will, there may be some surprises in the committees announced by Speaker Ruak.

Bills voted by Governor Chamberlain and left over from the session of 1909 will have been printed and will be ready for the inspection of members tomorrow. As there are many new members who will wish to acquaint themselves with the nature of the vetoed bills before voting, it is likely they will be made a special order for a later day.

This will likely be the procedure unless it shall be decided that the vetoes are out of order because not acted on at the special session held in 1909. Some of the legislative lawyers are of the opinion that these bills have lapsed because not considered at the special session. Adoption of this view would be an easy way out of a large bunch of work.

The Kallaher resolution indorsing the Oregon system of government, commending it to other states by proposing it the best in the world may stir up a ruction in the senate when it emerges from the resolutions committee. Bowerman is expected to open his heavy guns upon it. Friends of the resolution are expected to retort by quoting from Bowerman's speech during the campaign, when he declared that if elected he would tolerate no interference with laws enacted by the people.

The biggest bills in the way of legislation have not yet been introduced, but are likely to appear during the first week. In the list are the ones dealing with legislative and congressional reapportionment, reform of the judicial system, the public service commission plan and an anti-trust bill.

INDEPENDENT OIL KING IS DEFEAT

Says Standard Can Never Monopolize California; Independents Unassailable.

(By the International News Service.) New York, Jan. 14.—"The oil trust can never monopolize the oil output in California. The independents are too strongly entrenched."

Thus spoke Edward L. Doheny, one of the largest producers of oil in the country, in discussing the great development of the industry in the past 10 years. Doheny, who hails from Los Angeles, has been here for the past few days with two of his partners, Dr. Norman Bridge and Charles A. Candfield, also of Los Angeles.

Doheny has made a fortune in oil. He is president of various companies that own immense stretches of oil fields in California and Mexico. The principal concern of the chain is the American Oil Field company, which is also president of the Mexican National Gas company.

"I don't know that the Standard Oil company ever really expected to have the California oil fields to itself," Doheny said. "It certainly would be an ambitious undertaking, and one that would fall of accomplishment. California is rich with oil fields. There is an apparently endless supply."

ARKANSANS SEE BATTLESHIP SLIDE

Governor Quarrels With Builders and State Not Officially Represented.

(By the International News Service.) Camden, N. J., Jan. 14.—Uncle Sam's navy was today increased by the addition of the most powerful fighting vessel in the world, when Miss Mary L. Macon, daughter of Congressman Macon of Arkansas, broke a bottle of champagne over the bow of the new battleship named for that state and sent it gliding gracefully down the ways into the Delaware channel at the yards of the New York Shipbuilding company in this city.

The citizens of Newark sent a bottle of native water to be used in place of wine, but the company officials hid the water.

There was one unusual feature to the launching—the absence of an official delegation representing the state government of Arkansas.

The failure of Governor Donaghy or other official representatives was due to a controversy between the governor and the navy department, Washington, over the date of the launching. The governor wanting the date postponed, so that the state could make adequate arrangements to send an official party.

There was, however, a large delegation of Arkansas present. It included Representative Thomas Macon and other members of the Arkansas congressional delegation, all of whom had been invited by the shipbuilding company.

Following the launching the officials of the company entertained the guests at a luncheon spread in one of the big buildings of the plant.

COSTS MAN \$153.40 TO STRIKE MARSHAL

(Special Dispatch to The Journal.) Pendleton, Or., Jan. 14.—It cost Charles Heater, the young Milton telephone lineman, just \$153.40 to strike Marshal Anderson, of that town over the head with a pair of pliers yesterday afternoon the grand jury returned an indictment against him, charging him with assault with a dangerous weapon and at 1:45 this afternoon he entered a plea of guilty before Circuit Judge G. W. Phillips and Attorney J. A. Fee had made a plea showing that assault was made under great provocation.

The judge imposed upon him a fine of \$100 and assessed the costs to him, which amounted to \$53.40.

Two other indictments were returned yesterday afternoon, one against Steve Solner and John Wilson, charged with burglary in a dwelling and one against Dorothy Clayton, charging her with receiving stolen goods. Solner and Wilson are the two men who broke into the cellar of W. E. Nuckals, near Helix some time ago and stole the several articles. The Clayton woman is a habitue of the local tenderloin district and was implicated in the recent O. R. & N. box car robbery.

TAFT FIGHTING FOR COLWELL, MALCOLM

(Washington Bureau of The Journal.) Washington, Jan. 14.—It seems probable that Senator Bourne will not succeed in defeating the confirmation of Colwell and Malcolm. It is said the administration will bring to bear pressure upon the senate committees to force the appointments through. Bourne is expected to continue his opposition to the appointments and makes a square issue with the president as to whether he will redeem his promise to the country to respect recommendations by its senators for appointments, or fulfill his campaign manager's promises made in 1908 to the Fulton faction in Oregon.

CHAMBERLAIN HYDE BACK TO FACE MUSIC

(By the International News Service.) St. Augustine, Fla., Jan. 14.—Charles H. Hyde, chamberlain of New York city, who has been missing from the city for nearly 50 days, this evening boarded a train here for New York, he having decided to return and straighten out matters there.

"There was not the slightest indication of bank troubles when I left New York," said Hyde. "It is impossible for me to discuss anything now, as I understand that charges have been preferred against me and I must deal with them officially."

MAYOR GILL BY AN INGENUOUS MOVE BLOCKS ELECTION

Fight on Recall Is Transferred From Seattle to San Francisco; Judge Gilbert Holds Himself Disqualified.

(Special Dispatch to The Journal.) San Francisco, Jan. 14.—The fight made by the Seattle reformers to recall Mayor Gill of that city is to be transferred to San Francisco, where the legality of the special election for the recall will be decided by the United States circuit court of appeals on Monday, January 30.

The reason for the transfer is that Circuit Judge William B. Gilbert of Portland considers himself disqualified by reason of passing on other matters in the case. Circuit Judge William C. Morrow and District Judge William C. Van Fleet of San Francisco and Circuit Judge Erskine M. Ross, of Los Angeles, are to sit in the hearing here.

By an ingenious piece of legal strategy, Mayor Gill succeeded in temporarily blocking the election, which is set for February 7. Frank H. Sobey, a taxpayer who is a resident of an eastern state, filed a suit to enjoin City Comptroller W. J. Bothwell of Seattle from paying the warrants issued to defray the expenses of the election. Diverse citizenship being an issue, the case was carried to the federal courts with the result that Judge Hanford granted a temporary injunction. Bothwell appealed, and Circuit Judge Gilbert suspended the operation of the restraining order the January 31, in order that it might be heard before the appellate court.

While Judge Hanford allowed no appeal, he denied a stay. But the entire case will be disposed of now in ample time before the election date of February 7.

Records are now on their way from Seattle. Attorneys Blaine, Tucker and Hyland of that city will represent the comptroller.

OREGON LAND IS ADVERTISED

Chamber of Commerce Gets First Copies of New Book-let on State.

The Chamber of Commerce has received from the printer its first bulletin on public lands in Oregon and 10,000 copies will be distributed to homeseekers as applications come in. Nearly 300 copies have already been sent out to persons in the east who wrote for them in advance.

A particularly valuable feature of the bulletin is an up-to-date map of the state giving the new railroads as well as other information in which the homeseeker is especially interested.

"There are today in Oregon nearly 20,000,000 acres of unappropriated lands," says the bulletin, "of which there are hundreds and thousands of acres open to entry that need but the efforts of the settler to render them highly productive. That does not mean, however, that all or even a large part of this vast area is either unoccupied or available. There is a widespread opinion that in Oregon and in other of the states now attracting homeseekers, there are lands in the fully settled districts, or even near the environments of the larger communities, that are open to entry.

This is erroneous, for in all states "bargains" in public lands are as rare as lands in private ownership. In fertility and real agricultural value some of this land is as valuable as any in the state. But most of it is in the newer and less developed sections, and it is naturally in a wild condition. No man seeking to avail himself of his right to a portion of the public domain should delude himself with the idea that he can acquire, free of charge, 160 acres of land, ready for the plow and convenient to transportation. On the other hand, there are in Oregon lands in abundance that will repay royally the inconsiderable expense of money and the real expenditure of energy in their improvement which the law requires of the occupant. And, in time, these lands, with the extension of the railroads and the clustering of communities, become as valuable as any in the state.

"Another point is emphasized. In the matter of United States government lands the notion prevails that the requirements of law as to occupancy and improvement may be evaded. This is fallacious. There may have been a time when considerable laxity existed on the part of the land offices in requiring applicants to fulfill the requirements of the law. But that is no longer the case. Settlers must occupy the land in good faith, must satisfy the law and provide conclusive evidence of so doing."

The 20,000,000 acres of land open to entry are distributed as follows:

- Burns District—Unappropriated Land. Baker, 155,675; Crook, 101,540; Grant, 267,567; Harney, 2,172,869; Malheur, 2,905,369; Wheeler, 23,290; total, 5,633,330 acres.
- La Grande Land District. Baker, 480,000; Grant, 176,000; Morrow, 55,000; Umatilla, 150,000; Lincoln, 60,000; Walla, 105,000; total, 1,025,000 acres.
- The Dalles Land District. Clackamas, none; Crook, 1,321,730; Gilliam, 206,865; Grant, 59,612; Morrow, 82,869; Sherman, 22,293; Wasco, 283,796; Wheeler, 505,760; total, 2,481,932 acres.
- Lakeview Land District. Crook, 274,372; Douglas, none; Harney, 2,641,864; Klamath, 303,026; Lake, 2,486,833; Lane, none; Malheur, 2,484,742; total, 8,290,832 acres.
- Roseburg Land District. Benton, 4573; Coos, 56,518; Crook, none; Curry, 66,693; Douglas, 61,191; Jackson, 78,895; Josephine, 69,416; Klamath, 45,392; Lane, 1021; Linn, 320; total, 884,799.
- Portland Land District. Benton, 3225; Clackamas, 35,701; Clatsop, 6248; Columbia, 488; Lincoln, 12,080; Linn, 1174; Marion, 2581; Multnomah, 5600; Polk, 1218; Tillamook, 6985; Washington, 1675; Yamhill, 4460; total, 77,659 acres.

CASE AROUSES MUCH INTEREST

C. & E. Ry. Co. Appeals to Supreme Court; State Had Sued for \$10,000.

(Special Dispatch to The Journal.) Albany, Or., Jan. 14.—County Clerk Marks today completed the transcript on an appeal to the supreme court in the case of the state of Oregon versus the C. & E. railway. The case is an important one and has aroused much interest in railway circles inasmuch as it involves the question of whether the state can recover a penalty from a railway company for its failure to comply with an order of the state railway commission. In this case the state sued for \$10,000 for the alleged failure of the C. & E. A. E. railway to erect and maintain a suitable depot at Lyons, a town 35 miles east of Albany.

The Oregon commission saw Governor West at Salem yesterday. They also conferred with President Selling of the senate and other influential members of the state government, and were assured of favorable consideration of their plan. They will leave Portland today for Olympia, where they will lay a similar proposition before the Washington legislature. They hope to have both resolutions passed by next Thursday.

"We expect that Oregon and Washington will each make appropriations of \$250,000 for exhibits and buildings at the fair," said Mr. Curry at the Hotel Portland last night. "Of course we do not presume to say how much shall be appropriated but we should like to see the figure fixed at \$250,000 by both states. The entire sum would not be appropriated at one time but could be divided among several appropriations."

"Dr. McKee and I have found our work practically done for us in Oregon, so favorably inclined are the people of this state toward the San Francisco fair. The Oregon commission has done great work already and we do not expect there will be any delay here in indorsing the fair and insecuring a building to represent suitably the wealth and resources of Oregon."

Mr. Curry was secretary of the state of California until the first of this year. He ran in the primaries for the Republican nomination for governor against Hiram W. Johnson and after his defeat was appointed building and loan commissioner by retiring Governor Gillette.

SUICIDE THEORY MAY GET JOLT

Authorities Believe Boy Hit Companion With Rock; 2 Killed by Train.

(United Press Leased Wire.) Springfield, Mo., Jan. 14.—Sullenly defiant in his silence, Charles Williams, 16, would make no statements to the authorities tonight that would shed any light on the death of Stoney Stoffle and Roy Piege of Falls City, Neb., who were run down and killed by a Frisco freight train near here yesterday morning. The boys had been at the scene of the accident and had admitted that he had thrown a rock that had struck young Stoffle in the head, and which rendered him unconscious for a short time.

The police, until the time they received information that the Nebraska boys had been attacked by young Williams, had supposed the accident to have been the culmination of a suicide pact. The story of Engineer Cassel of the freight train that he saw one of the boys raise up just before the locomotive bore down upon them corroborated the suicide theory.

But it also accords with the theory that Stoffle, suffering from the effects of the blow, fainted after having walked along the railroad for a considerable distance, the authorities declare. They believe that Piege in attempting to help Stoffle, slipped and was killed by the train. A search for the bodies of the boys failed to notice the approaching train until it was too late.

TWO ELDERLY MEN ARE ASPHYXIATED

(Special Dispatch to The Journal.) Seattle, Wash., Jan. 14.—Adrian S. Bressler, 82 years old and Peter Bressler, 82 years old, were asphyxiated tonight by illuminating gas in their little room in the lodging house, conducted by Bressler's son, at 2413 Third avenue, and neither is expected to come out of the street into which they died after inhaling the poisonous fumes.

Another roomer, catching the odor of the escaping gas, broke in the door and summoned medical help. The two aged victims were rushed to the hospital, but there is no hope of their recovery.

In their little room, the aged pair had installed a gas cooking plate to prepare their meals. Apparently the two sat down to talk before proceeding with the preparation of their evening meal, and it was while they were gazing over the day's doings the gas escaping from the hot plate suddenly worked into their lungs, bringing about an unconscious state. Both had fallen from their chairs to the floor when they were overcome.

D'AULBY GREETED WITH APPLAUSE WHEN FREED

(United Press Leased Wire.) Tours, France, Jan. 14.—Tremendous applause greeted the virtual acquittal today of "Count" D'Aulby de Galigny, son of a London tailor, who, for a month has been on trial here for the alleged swindling of Duchess de Chaulseuil-Franlin, formerly Mrs. Charles Hamilton Paine of Boston, out of \$200,000 through the sale of fake pictures.

D'Aulby was found guilty and sentenced to one month's imprisonment. As he has already served nine months in prison, however, he will be liberated at once.

The Countess D'Aulby, who was also on trial with her husband, but against whom the charges were withdrawn, was acquitted. She was formerly Mrs. Francis Lunt of Boston.

REFUGEE MUST STAY IN JAIL TILL FEB. 3

(United Press Leased Wire.) Washington, Jan. 14.—"International courtesy" will keep Juan E. Sanchez Agona, Mexican political refugee, in a flog's cell until February 3, although he was to have been released tonight. Following the arrival of extradition papers at the department of justice today, Attorney Hopkins, representing the prisoner, consented to allow the Mexican government 20 days in which to prepare its case for argument.

Friends of Agona declare the papers concerned to be perjured, and say they will insist that Agona be taken to Mexico unless corpus proceedings are soon set on foot.

GOVERNOR WEST BOOSTS FOR FAIR AT THE BAY CITY

Special Message Will Be Sent to Legislature; State Will Be Asked to Appropriate the Sum of \$250,000.

(Special Dispatch to The Journal.) Spokane, Wash., Jan. 14.—Nearly all hope of recovering the bodies of Engineer Zimwath and Fireman Kiestler of the Great Northern engine No. 1012, which plunged into the Pend d'Oreille river near Priest rapids, Friday morning, has been abandoned. According to reports of government engineers, the engine is submerged in nearly 250 feet of water and the current is so swift as to baffles all efforts so far made to raise the wreckage by use of divers.

Engineer Wyatt, of engine No. 1447, which was coupled in the lead of the ill fated locomotive, who made a run for the Montana mountains, where two trains and a rotary snow plow crew were stalled, declares the two engines rounded the fatal curve at no greater speed than 30 miles an hour, but the speedometer shows 55 miles.

A phenomenal feature of the accident was that the lost engine bounded clear off the rails and 13 feet of roadbed in its plunge into the river.

"The only intimation of trouble we had was the sudden lurch of our engine as if in gathering speed and simultaneously a short shriek of twisting steel couplings, and when I turned to look behind for the other engine I saw only the turbulent water of the river where the other locomotive with the crew had disappeared," stated Engineer Wyatt in discussing the accident. A diver has been employed by the Great Northern to recover the bodies, but so far he has been unable to reach the cab, in which the dead bodies of the engineer and fireman are imprisoned.

CHILDREN WADE SHOELESS IN SNOW

Woman With \$700 Takes Children and Flees When Sheriff Appears.

(Special Dispatch to The Journal.) Albany, Or., Jan. 14.—Ill clad and barefooted, three children of Mrs. Mary E. Sharp of Brownsville, were found running around in the snow near their home yesterday when Sheriff Smith, went there to take them in charge for the juvenile court. The eldest is a girl of 12 and the youngest a 3-year-old boy. The mother is said to have \$700 in the bank and gives as an excuse for not taking proper care of the children that she wants to buy them a home. As the sheriff was about to take the children, the mother asked him to wait until she could buy them clothes, promising to send them to Albany today. Instead of doing this she secured a rig and took them to Halsey, where the sheriff had them taken into custody and brought here today.

WIDOW'S RELIEF FUND NEAR \$10,000 MARK

(Special Dispatch to The Journal.) Spokane, Wash., Jan. 14.—Only about \$200 remains to be subscribed to bring the grand total of the relief fund for Mrs. John T. Sullivan, wife of the captain of police who was assassinated here a week ago, up to \$10,000. This breaks all records here, no solicitors having been placed on the streets, but donations being sent to the Chamber of Commerce. The police are keeping up constant search for suspicious characters in hope of capturing Sullivan's assassin. S. J. Hanley, the ex-convict who once threatened Sullivan's life is being sought particularly.

P. U. Loses to Chemawa.

Pacific University, Forest Grove, Or., Jan. 14.—The Pacific university basketball team went down to the Chemawa Indians here tonight by a score of 32 to 20. The Indians played in good form, but the university team was handicapped by the absence of two of their best players. This is the first game to be played in the Willamette Valley league by the university team.

ENGINE LEAPS INTO DEEP RIVER

Though Attached to Another Locomotive Disappear.

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LEAK IN SHAFT SLEEVE

Work of Putting Steamer in Shape Turns Out to Be Difficult Job.

After being raised again yesterday morning on the Port of Portland drydock the steamer Alliance was found to be leaking around her propeller shaft sleeve. It will be necessary to take out the shaft in order to repair the leak and it is expected that it will be a hard job. She will probably be on the dock for several days more. Her seams, which were caulked when she was on the dock a few days ago, are tight and when the leak around the shaft is repaired she will be in shape to go to sea again.

C. HARNETT, LEBANON PIONEER, DIES; AGE 74

Lebanon, Or., Jan. 14.—Cable Harnett, a pioneer of Lebanon, died at his home in this city last night at 7:15 o'clock, after an illness of over a year, at the age of 74 years 6 months and 20 days.

Mr. Harnett was born in Fayetteville, N. C., on June 22, 1836, and came to the coast in 1865. He was married to Lucinda Ridgeway at Boise, Idaho, on November 8, 1864, and to this union were born 13 children, nine of whom, with his widow, survive him.

Mr. Harnett came to Lebanon with his family in 1865, and with the exception of two years, had made Lebanon his home continuously since that time. The funeral service will be conducted in the Baptist church tomorrow at 1:30 p. m., after which the remains will be laid to rest in the Masonic cemetery.

SEE OUR FULL PAGE AD ON LAST PAGE—SECTION ONE

MEIER & FRANK STORE

Our Second Annual Original Boys' Aviation Contest and Meet Under Auspices of Y. M. C. A. Opens Jan. 23

\$200 in Prizes to Be Divided

THE announcement of our Great Second Annual Boys' Aviation Contest and Meet has been received with instant approval. The Meier & Frank Store was, to our knowledge, the first concern in the United States to hold an event of this kind, and the initial contest, held about this time last year, was a great success.

This year we have planned things on a much broader scale. The event will be directly under the auspices of the Y. M. C. A., and several other boys' organizations will take a prominent part. TWO HUNDRED DOLLARS IN CASH AND MERCHANDISE WILL BE DIVIDED AMONG THE EXHIBITORS, AND EVERY CONTESTANT WILL RECEIVE A PRIZE.

The only conditions we impose is that the model is made by the exhibitor himself — a boy of 18 years or under. Five judges will be appointed to decide, and one of the principal points on which the models will be judged will be the ability to fly — distance, length of time in the air, etc. All entries must be in by January 23.

First Prize, \$30.00 Cash	4th Prize, \$12.50 Order
Second Prize, \$20 Cash	Fifth Prize, \$10 Order
Third Prize, \$15 Order	Sixth Prize, \$7.50 Order

Every Contestant Will Receive a Prize