

COUNCILMEN HAVE BUSY DAY; SALES OF BONDS LARGE

Ordinances for \$5000 Increase in Salaries Laid on Table at Suggestion of Mayor Simon—Safety for Women.

The longest session of the city council, held during the present administration, took place today when so much business came before it that the session was continued until 1:30 for an afternoon session. Routine business occupied the attention of the lawmakers most of the time, although a number of important ordinances were passed, as well as sales of bonds to the amount of \$1,562,000 being made.

An ordinance providing for an additional clerk for the city building inspector at a salary of \$85 a month was passed.

An ordinance providing for another deputy for the department of public safety for women was passed. The salary fixed for this additional deputy is \$60 a month.

Councilman Kuhl introduced an ordinance providing for the issuance of a warrant for \$250 on the miscellaneous fund of the city council for the use of the G. A. R. on Memorial day.

The council authorized the purchase of rights of way at a cost not to exceed \$1500 for the approaches to the East Twenty-first street bridge.

Ordinances providing for salary increases amounting to \$5000 annually were laid on the table until the next meeting, at the suggestion of Mayor Simon.

An ordinance making an appropriation of \$2500 from the general fund for illumination of streets during the Rose Festival and on other occasions was referred to the ways and means committee.

PROPOSED EXTENSION OF STREET IS POSTPONED

Proceedings for the extension of Frankfort street, from East Twenty-first street to East Twenty-sixth street, were delayed this morning when the council referred the proposed extension to the street committee.

Heirs of the Cornell estate are opposing the extension unless the city shall cancel a \$12,000 assessment against the estate for the construction of the Rhineland street sewer.

Ordinances providing for granting franchises to the O. W. H. & N. company on Gilman, First and other streets was ordered by the city council today. The ordinances have been valued by the executive board and must be published for 30 days before being placed on their final passage.

LARGEST IMPROVEMENT IS ORDERED REFERRED

A time and manner ordinance for the largest district street paving improvement ever submitted to the city council was referred by the body today to the council street committee. The ordinance provides for the improvement of Skidmore and other streets at an estimated cost of \$325,000. The character of the pavement is bitulithic.

BY TECHNICALITY BAILEY

(Continued From Page One.)
not stated that he had ever performed or had had performed any of these tests or examinations. Paul V. Maris was on the stand. Deputy District Attorney Fitzgerald asked him if Bailey had made or supervised analytical tests of food and drink. Judge Morrow directed the question could not be answered, after hearing lengthy arguments on both sides, and ruled that the indictment was "fatally defective," which, in effect, sustained a demurrer to the indictment. Fitzgerald immediately said that the

state's case before the court was destroyed, and gave notice that the state will appeal from the decision of the court.

Two other witnesses had been heard, H. H. Corey of the secretary of state's office, who testified that Bailey is dairy and food commissioner, and Judge Thomas F. Ryan of the state treasurer's office, who had figures to show that Bailey's balance in the pure food fund was sufficient to have met the expense of publication.

The defense objected to the indictment in the first instance, saying it did not state facts sufficient to constitute a crime, again objecting that the indictment did not cover the charge and finally saying that official acts on the part of Bailey were not alleged to have been performed.

Ruling is Unusual.
The ruling of Judge Morrow in practically sustaining a demurrer to the indictment is unusual, due to the fact that Judge Gantenbein, in another department of the same court, had but a short time previously overruled a demurrer to the indictment.

The technicality upon which Bailey was released does not show that he was not guilty of delinquency in refusing to publish a monthly bulletin. At the time the indictment was first returned by the county grand jury under District Attorney Cameron's direction, it was complained that out of a mass of testimony relating to Bailey's alleged incompetency, dishonesty and malfeasance, he had been indicted under the one statute which did not provide a penalty for violation of it.

The ending of the trial today ends the series of cases against Bailey, both in the court and before the legislature. In each instance he has been released on technicalities, and before the legislature it was said these technicalities were supported by political influence.

A movement was started some time ago to examine Bailey before the Marion county grand jury, of which Salem is the county seat, but no information has been recently received as to whether this investigation has been instituted.

Abrogation of state funds gives the jury in that county authority to act.

ELLIS, AFTER FIVE WEEKS

(Continued From Page One.)

slipped into the discard, Ellis, who has always been identified with the anti-Bourne faction in Oregon, might naturally be next in line.

Depends on Courtesy.

As Ellis was so recently in congress, the president might conclude that the senate would be reluctant to act adversely on his nomination even though it were opposed to Bourne. Another theory, however, is that Taft has determined to disregard the senate altogether in filling his office and will take the ground that his appointment lies wholly with the president, the consent of the senate not being necessary.

There is said to be some ambiguity in the federal statutes which would give some plausibility to this contention. Of course if Taft should take his ground he would be violating all precedent, but he would be able to continue Malcolm in office no matter how strongly the senate was opposed to the appointment.

If this should prove to be the White House program, Ellis would not be considered, but nobody knows except Taft and Hitchcock, and they are not showing their hands.

Disposition Growing.

One thing certain, however, is that there is a growing disposition in the senate to reject all presidential appointments made without consultation with the senators concerned. Strong effort is now being made to get the majority of senators to agree that in the future no appointment be ratified unless approved by both senators regardless of party, from the state in which the appointee is to serve. Southern senators would welcome such a rule, for they have been almost uniformly ignored by recent Republican presidents in the disposition of federal patronage.

Progressives in Line.
Progressive Republican senators generally take kindly to the idea and even some of the veteran standpat senators are not averse to it, foreseeing the possibility that two years hence they may have a Democratic president and a Democratic majority in the upper as well as the lower branch of congress.

If the senate should take this attitude, Taft would be confronted with new difficulties. Already it is reasonably certain that Colwell will be rejected once more, for his appointment was opposed by both Bourne and Chamberlain. Surprise is general that President Taft should have submitted his name again after his experience at the regular session.

SMUDGE POTS SAVE ROGUE RIVER FRUIT

Temperature Sinks to 25 but Soon Rises; Little Loss Over Northwest.

(Special Dispatch to The Journal.)

Medford, Or., April 12.—General firing throughout the orchards of the Rogue River valley last night saved this year's fruit crop from the ravages of Jack Frost. A huge bank of clouds, rolling up just before dawn also proved of great benefit. In places in the valley the temperature dropped to 25 degrees, but for a short time only. The orchard men have been warned to be on the lookout for frost tonight and have spent the day in replenishing the fuel in the smudging pots.

Snow is falling again today in the valley. The prediction for tomorrow is clear and warmer.

Burgard Also Bravado.
White Salmon, Wash., April 12.—Notwithstanding the recent frost which put many of the peach crops of the northwest out of commission for 1911, growers of that fruit in the White Salmon valley are not dispirited, for examination has shown that the percentage of blossoms damaged is no more than would have been thinned any way. Cherries that were out were hit harder, and a few early strawberries. At this date peaches and berries promise an unusually heavy crop.

Milton, Or., April 12.—No frost has harmed this section at any time this season. Fruit prospects are fine. There is no sign of frost tonight. Fruit crops are up to average.

La Grande, Or., April 12.—Thanks to a drop in temperature several days ago, no harm whatever has been done to orchards by the storm. In fact, orchardmen agree that it has helped to retard the budding. At this time the trees have not reached a stage of development that frosts will injure. A canvass of the fruit districts of the valley reveals confidence for a big crop.

Hillsboro, Or., April 12.—The ground was covered with snow to the depth of nearly an inch this morning and the thermometer stood at 27 degrees. Cherry and pear trees are in full bloom and grave fears are entertained regarding their condition. The indication is for fair weather, which will probably result in a hard freeze tonight.

Three vetoes of Mayor Simon were unanimously sustained this morning. The first of these disapproved an ordinance permitting the operation of a private dancing pavilion on Council Crest.

The second was aimed at an ordinance passed at the request of President Josselyn of the Portland Railway.

Cleaning Your Hair In Cold Weather
(New York Fashion Letter.)

"Of course, one cannot neglect the scalp and hair in the winter months although washing the head is a task more difficult in this season than when the summer sun aids in drying the hair."

A dry shampoo meets satisfactorily every requirement of a shampoo—and there is no danger of catching cold while drying the hair. Just mix 4 ounces of orris root with 4 ounces of theriac, and once a week sprinkle a tablespoonful on the head and brush it well and carefully through the hair. It removes all dust and excessive oil, cools and refreshes the scalp, making the hair soft and fluffy, and giving it that clean, fresh, glossy and brilliantly lustrous effect so much admired. Theriac also promotes the growth of hair."

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Light & Power company, ostensibly to grant an extension of time of the law requiring the company to equip all its streetcars with automatic air fenders of the F. A. Nelson type. The mayor discovered, on investigation, that the ordinance, fathered by President Josselyn, had permitted the streetcar company to haul freight over the lines of the company. Following the vote on the veto, Councilman Annand submitted another extension of time ordinance to meet the objections of the mayor.

The third veto was to correct a conflicting ordinance providing for the improvement of Prince and other streets. The result of the council's action on the veto is to discontinue the improvement.

RAILROADS FAVOR NEW
(Continued From Page One.)

rate the question of franchises and street vacations before making any definite statement. He intimated, however, that he would not oppose the granting of franchises or street vacations, if the city were to be benefited thereby.

In reply to a question as to whether or not he would vote to give away public streets without compensation there for he said: "I do not think so."

Burgard Also Bravado.
Councilman Burgard was equally evasive. He declared that he had not familiarized himself with the situation as regards the vacation of streets and the matter of granting franchises. This statement it is pointed out is not very reassuring to the opponents of the railroad companies, in view of the fact that Councilman Burgard has been in the council nearly two months.

Councilman McInnis said just before the council took a recess this morning that he would be a candidate to succeed himself at the coming primaries. He is a Republican and was a member of the city council from 1902 till 1904.

DEMOCRATS RUSH TREATY
(Continued From Page One.)

election of senators, publicity of campaign contributions, a joint resolution providing for the ratification of statehood for New Mexico and Arizona will be rushed into the house tomorrow and will be pushed through.

Only three or four hours will be devoted to each, and they will be sent to the senate while the house is cleaning up the reciprocity and tariff questions. The resolution for the direct election of senators probably will reach the senate tomorrow afternoon.

Crowds attend Oaks rink these days.

M'CORMICK GREW WEALTHY QUICKLY

Lineman at \$65 a Month in 1897, at Death Was Worth Nearly \$1,000,000.

(Special Dispatch to The Journal.)

Centralia, Wash., April 12.—The rapid rise of Harry McCormick, the lumberman who dropped dead in Los Angeles yesterday morning and who with his wife had been in Los Angeles in the hope of recovering his health, was almost sensational. Mr. McCormick leaves property valued at nearly \$1,000,000. In 1897 he was a lineman employed by the Northern Pacific railroad. He accumulated savings of about \$800 and through F. B. Hubbard of this city was induced to invest in the lumber business. He considered it doubtfully but finally accepted the advice of Mr. Hubbard and with him started the McCormick mill at McCormick, Wash., which place received its name in that manner. In 1907, just 10 years from the time he gave up his position as a lineman with its salary of \$65, he sold his interests in the McCormick mill and its holdings for an even \$500,000. Subsequent to the starting of the mill at McCormick he and F. B. Hubbard organized the Wallville Lumber company at Wallville, Wash., and he sold his interests in this in 1903.

The body of Harry McCormick, who lived on East Salmon street, Portland, will be taken to Cherry Tree, Pa., for burial. He was owner of 738 acres of land in Lane county, a Clackamas peach orchard, Columbia river tidelands and other property.

Escaped Murderer Caught.
Beaver, Pa., April 12.—Charles Hickman, under sentence of death for the murder of his wife, who escaped from the county jail last night, was recaptured at 2 o'clock this afternoon, a few miles from Beaver. He was tracked by bloodhounds.

Blacksmiths in Session.
Laporte, Ind., April 12.—The twelfth annual state convention of Indiana blacksmiths and horsehoofers assembled in this city today for a two days' session.

Members of the association from every section of the state are in attendance. Features of the opening session were an address of welcome by Mayor Darrow and a response for the visitors by President F. J. Ferry.

Mothers

WHO HAVE FITTED OUT THEIR BOYS IN OUR BOYS' DEPT. IN SEASONS PAST RETURN TO US AND SAY: "THERE IS NO PLACE LIKE THE 'LION' FOR DRESSING THE BOY. MY BOY ALWAYS BRINGS ME HERE."

HAVE YOU SEEN THE "LION" ABOUT YOUR BOY'S EASTER OUTFIT?

Single and Double-Breasted Norfolk, Reefer and Blouse styles in Boys' Suits, for ages 2½ to 17 years of age, at\$3.50 to \$15.00

Baseball Supplies FREE With Suits Purchased Here

LION CLOTHING CO.
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COMPLETE OUTFITTERS TO MEN AND BOYS

Lipman Wolfe & Co.
Merchandise of Merit Only

Great Easter Sale of Hair and All Hair Fixings

- EMPIRE PUFFS, SPECIAL \$1.48—Contains 14 puffs of fine human hair, anchored on strong web; very easy to redress. All natural shades.
- FRENCH PUFFS, SPECIAL \$3.65—In great vogue. It falls low on the head, with soft rolls falling at the ears. Made of real French hair in natural shades.
- AEROPLANE PUFFS, SPECIAL \$1.98—Constructed same as the above.
- MYRTLE PSYCHE, SPECIAL \$2.58—Round cluster of 16 soft rolls, dressed open and closed, of extra quality soft fine hair.
- AIDA CLUSTER, SPECIAL \$4.48—A large cluster of 36 puffs, mounted on silk web and covers almost the entire head. All natural hair shades.
- VALESKA CLUSTER, SPECIAL \$2.65—A back headdress, falling low on the head. Contains 15 puffs and four curls.
- FRENCH 24-INCH 2-OZ. SWITCHES, SPECIAL \$8.85. Made of first quality French hair. Superior mounted. All shades of gray from pure white to dark mixed.
- GRAY 24-INCH 2-OZ. SWITCHES, SPECIAL \$3.98. Made of extra fine quality German hair. Mounted 3-stem.
- TRANSFORMATION SPECIAL, \$3.85. 22-inch, made of French hair. Natural wavy.
- TRANSFORMATION SPECIAL, \$2.98. 16-inch, fine quality hair, all shades gray.
- 65c QUEEN HAIR ROLLS, 37c. Long refined human hair, washable; will not heat the head.
- 90c RAVEN ROLLS, 65c. Made of real human hair. Washable; will not heat nor pull out.
- \$4.25 ODD PUFFS, \$1.15. In various styles and broken shades.
- GRAY CLUSTER, SPECIAL \$2.95. Of beautiful mixed gray from pure white down, containing 10 and 12 soft rolls. Well mounted on wire.
- 24-INCH 2-OZ. SWITCHES, SPECIAL \$1.87. Club shape. Well mounted.
- 30-INCH 3-OZ. SWITCHES, SPECIAL \$3.85. Mounted 3-stem. Fine soft hair.
- GERMAN SWITCHES, SPECIAL \$12.75. 30-inch 3-oz. Fine German hair.
- 24-INCH 2½-OZ. SWITCHES, SPECIAL \$7.85. Three-stem mounted. Natural shades.

Great Easter Sale Hair Barrettes, Pins, Bandeaux, Combs and Hair Pins.

SWITCHES Made to Order Best Work Lowest Prices

**To Please You!
To Perfectly Fit You!
To Have You Satisfied!**

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We Realize It in**

Why should't YOU

profit

by it NOW?

Prices: \$20 to \$45

No one can get ahead of us, but anyone can get a HAT of us—all the new ones for \$3

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On Washington, Near Fifth