

ALLEN SPEAKER, BUT ALLEN IS PRES. OF SENATE

Washington Legislature Convenes and Caucus Candidates Are Elected; Woman Representative Is Heard.

(Special to The Journal.) Olympia, Wash., Jan. 12.—At 12 o'clock the thirteenth state legislature convened. In the members to order Grinstead called the nominating speeches, in which Progressives, Republicans and Democrats each fought for their candidates with a war of words, the caucus candidates were elected. Howard T. Taylor of Eagle Gorge received 23 votes and was elected to succeed himself as speaker of the house.

Loren T. Grinstead was elected chief clerk of the house.

In the senate, Philip Allen of Seattle was elected president over Dick Hatchinson of Spokane. Allen will preside until Wednesday, when George T. Hart will be sworn in as lieutenant governor.

Will T. Laube of Seattle was elected chief clerk unanimously.

Mrs. McCroskey, of Whitman was elected mail carrier, and Mrs. Snider was elected assistant bill clerk. Mrs. McCroskey's election was made at the urgent request of George T. Hart, who wished to reward her for campaign work last fall.

Woman Makes Speech. For the first time in the state's history a woman's voice was heard on the floor of the house of representatives.

This year there are two women among the representatives. Mrs. Astel of Bellingham and Mrs. Crooke of Tacoma. The latter in a most little speech seconded the nomination of Thomas T. Corkery when his name was placed before the house as candidate for speaker.

Fear of a contest of Ernest Listner's election as governor, to be decided by both houses of the legislature, was the main reason why the speaker was elected by a narrow margin.

The Progressives are charging that the Democrats have further agreed to stand by the Republicans on important legislation, which is controlled by a decided Republican majority, has stamped the Democratic legislators into a coalition with the Republicans, and resulted in the election of Taylor as speaker and Senator Philip Allen as president pro tem. It is claimed by Bull Moseley.

At a caucus of Democratic house members here Sunday afternoon, 15 voted for Taylor on the first ballot, and only two opposed him.

It was charged this morning that the Republican leaders agreed to put a stop to the talk of a governorship contest in return for the votes of the Democrats for Taylor and Allen.

Charge Coalition. The Progressives are charging that the Democrats have further agreed to stand by the Republicans on important legislation, which is controlled by a decided Republican majority, has stamped the Democratic legislators into a coalition with the Republicans, and resulted in the election of Taylor as speaker and Senator Philip Allen as president pro tem. It is claimed by Bull Moseley.

And Olympia is full of these lobbyists today, the number exceeding, by far, those of the 1911 session.

M'ARTHUR ELECTED TO GAVEL, ASKS ECONOMY BE SESSION KEYNOTE

TWO CLAIM SEAT IN SENATE FROM UNION-WALLOWA; CONTEST

E. E. Kiddle, Republican, Holds Certificate but Democrat Has Recount Decision.

(Staff Correspondence.) Salem, Or., Jan. 12.—Two candidates claiming the same seat in the state senate is the unusual situation confronting that body in the case of the joint district of Union and Wallowa counties.

E. E. Kiddle, Republican, holds the certificate of election and claims a majority of four votes in the face of the returns in November. John S. Hodgins, Democrat, comes in with a claim of two majority shown by a recount of ballots in the circuit court, and a certification of this fact is on file with the secretary of state.

Both men came to Salem yesterday on the same car from Portland. Last night Kiddle was permitted to take part in the preliminary caucus of senators, and it is generally thought that he will be recognized on the strength of his certificate of election.

This will make it up to Hodgins to file a contest. The recount made by the circuit court covered 15 precincts in Union county and 10 in Wallowa. Hodgins says he is perfectly willing to have the senate order a recount of all remaining precincts, so there may be no question who has the most votes. So far he has had to fight every inch of the way against obstructing tactics of Kiddle's attorneys. He had 1496 Republican majority in the district to overcome, and the count is so extremely close that his friends are urging a contest.

If he carries the fight into the senate, as expected, the committee on elections will doubtless take charge of the contest and the senate will have to determine how far it will go in determining the title of the rivals to the seat.

"Faithfully served the railroads," and delivered several hot shots, announcing he would support Butler.

Smith, however, by working on the promises of committee members had come his way and the debate closed with a colloquy between Joseph and Smith as to a conversation that had taken place between them.

Announcement Committee Tomorrow. Malarkey was escorted to the chair by Senators Hoskins and Lester. He thanked the members for the compliment he had received.

"There is much work to be done," he said, "and the time of the session is too short. I want to act as to establish a high water mark for business done at this session and much can be done in the next session. I hope that the best bills of the last session, I expect to announce this committee tomorrow.

"I have promised not a single committee place to a single member. I say this not in response to what has been said, but in order that you, the members of the state and to those who supported me. After I had received pledges of support from about 25 members I asked senators to express their committee preferences, so each man may be placed to best advantage, and so the work of the session could be expedited from the start.

"I shall be in favor of working for a full week, Saturdays included. If there is work to be done, I hope that steps will be taken to insure prompt reports of committees and that a limit should be placed on the introduction of the bills after the twentieth day of the session."

Hodgins Will Contest. After Malarkey had spoken the senate adjourned until 2:30 o'clock, the oratory having prolonged the session until after 1 o'clock.

Reassembling after temporary adjournment this morning at 1:30, reports were received from the committee on permanent organization and credentials. The latter, through its chairman, Senator Dimick of Clackamas, after reporting the names of 29 senators whose seats are uncontested, stated that it also found that "E. E. Kiddle has a certificate of election from Union and Wallowa counties, and therefore entitled to a seat in the senate. A contest will be held and that a contest will be instituted before this body."

McCulloch of Baker, speaking for John S. Hodgins, the contestant, explained that the senate will be asked to make the contest of Kiddle's seat a special order, probably for tomorrow.

ROAD INCORPORATED; NEW COMPANY WILL EXPEND \$14,000,000

Portland & San Francisco R. Co. to Build From Marshfield to Trinidad, Calif.

Articles of Incorporation were filed today for the Portland & San Francisco Railroad company, the expressed purpose of which is to build a stretch of railroad from Marshfield, Ore., to Trinidad, California, connection to be made there with the San Francisco & Northwestern Railroad company.

The incorporators are E. M. Chester, Portland, representing eastern interests; H. N. Tinker, president First Trust company, Portland; J. G. Riggs, banker, Grants Pass, Oregon; Henry A. Davis, attorney, First Trust company, Portland. The new company is capitalized at \$14,000,000, stock being divided into 20,000 shares, of the par value of \$100.

Incorporation articles also provide for a branch line road from Grants Pass up Applegate river to the Blue Lake mining district.

"The Portland & San Francisco Railroad company contemplates the expenditure of about \$14,000,000 in construction of feet of standing timber tributary to the company's right of way, and the handling of this product will be made a feature of the road's operations.

The branch line into the Blue Lake mining country is also planned because of the apparent returns which would follow the opening and development of that country when transportation facilities are offered it."

Mr. Chester says that the San Francisco & Northwestern line running from Trinidad south is within 40 miles of San Francisco, so that completion of the proposed Portland line and its connection with the San Francisco & Northwestern road will give practically direct coast line connections between Portland and San Francisco.

Mr. Chester said that the proposition is being undertaken independent of any of the large railroad corporations.

articles in addition to those named in the second article were Burton, Cullum, Dupont, Gallinger, Lippitt, McCumber, Root, Sutherland, Warren and Westerman.

Those voting not guilty on the fifth article were: Burnham, Catron, Clark (Wyoming), Oliver, Paynter and Penrose.

As the second article was being read the members of the house appeared, completely packing the chamber. On account of the crush all doors to the gallery and chamber were locked. As the reading of the other charges started and the voting proceeded, the spectators in the galleries began to weary of the proceedings and started to leave, while the senators appeared restless.

The thirteenth and final article stood 42 for conviction and 20 for acquittal, making a total of guilty on four charges, with nine not sustained.

After the vote on the final article, Senator Root moved that the senate go into executive session to deliberate on Root's motion that Archibald be removed from the office he now holds, and be forever debarred from holding any office of honor, trust or profit in the United States.

Archibald Stays Away. (United Press Leased Wire.) Washington, Jan. 12.—The senate met at 1 o'clock this afternoon to vote separately on each of the 13 articles of impeachment in the case of Judge Robert W. Archibald of the commerce court. If a single charge were sustained it would have been sufficient to oust the accused jurist from office. A two-thirds vote is required to convict.

The charges against the jurist were packed early. Archibald was not present. "Misbehavior and misdemeanor in office" are the formal charges against Judge Archibald.

WARM CONTESTS FOR SENATE CLERKSHIPS ARE YET UNDECIDED

(Special to The Journal.) Salem, Or., Jan. 12.—The senate had reached the selection of chief clerk and other desk officers when it adjourned until 3:30 o'clock. Close contests are on between John W. Cochran of Portland and Roy W. Rittner of Umatilla for chief clerk and between Frank Motter of Portland and Ben Huntington of Douglas for reading clerk. Ballot will be required in each case to settle the fight.

ARCHIBALD GUILTY; SENATE FINDS HE ABUSED OFFICE

(Continued From Page One.) On the third article by a vote of 60 to 11.

The senators who voted to acquit on the first article were: Burnham of New Hampshire, Catron of New Mexico, Oliver and Penrose of Pennsylvania, and Paynter of Kentucky.

Those senators voted to convict on the first article: Ashurst, Bankhead, Borah, Bourne, Brandegee, Bristow, Brown, Bryan, Burton, Chamberlain, Clark, Clarke of Wyoming, Crane, Crawford, Cullum, Cullum, Cullum, Cullum, Dixon, Dupont, Fletcher, Foster, Gallinger, Gore, Gronna, Hitchcock, Johnson, Jones, Kenyon, La Follette, Lippitt, Lodge, McCumber, McLean, Martin, Martine, Myers, Nelson, Newlands, O'Gorman, Owen, Perkins, Perkins, Penrose, Pomeroy, Reed Richardson, Root, Sanders, Shively, Simmons, Smith of Arizona, Smith of Georgia, Smith of Maryland, Smoot, Stephenson, Stone, Swanson, Thornton, Townsend, Warren, Westerman, Williams, Works, Fage and Sutherland.

Sensors Helmsick of Arkansas and Johnston of Texas were excused from voting because they did not hear the evidence.

Sensors Overman Johnston of Alabama, Briggs, Fall and Smith of Michigan, Kern, Dillingham, Tillman, Jackson of Maryland and Clarke of Arkansas were absent.

Archibald also convicted on the fourth article, the vote standing 42 to 20.

Adopt Rule for Reading. The senate adopted a rule providing the formal question after the reading of each charge, as follows:

The respondent, Robert W. Archibald, guilty or not guilty upon this article?

The voting on the first article began at 1:14 o'clock. Following the usual formalities, the clerk of the senate pronounced the charges contained in article one.

Those voting guilty on the fifth article by a vote of 66 to 5, and acquitted of the charges in the sixth article by a vote of 46 to 24. He was acquitted on the seventh article by a vote of 23 to 36. The vote on the eighth article stood 23 for conviction and 43 against.

Galleries Are Hot. After the announcement of the vote on the first article there was considerable discussion in the galleries. After the first vote Senator Hoke Smith suggested that the senate go into executive session, but Senator Poindexter of Washington objected, and Senator Smith withdrew his motion.

Those voting Archibald not guilty on the second article were: Senators Brandegee, Burnham, Catron, Chamberlain, Clark (Wyoming), Crane, Culberson, Dupont, Foster, Gallinger, Gambia, Gore, Hitchcock, Jones, McCumber, Oliver, Page, Paynter, Penrose, Perky, Smoot, Stephenson, Thornton, Townsend, Warren, and Westerman. Those voting not guilty on the third article were: Brandegee, Burnham, Catron, Clark (Wyoming), Crane, Oliver, Paynter, Penrose, Stephenson, Swanson and Thornton.

The vote on the eighth article stood 23 for conviction and 43 for acquittal, and the twelfth 19 for conviction and 46 for acquittal.

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KILLS HER HUSBAND AS 13 CHILDREN LOOK ON

Waipaca, Wis., Jan. 12.—Unrepentant and refusing to retain counsel, Mrs. Albert Falser, who killed her husband with a bludgeon last Tuesday, is held in jail here today.

Mrs. Falser, who was arrested Saturday following the funeral of her husband, confessed to the crime, and before the district attorney and three witnesses retracted the tragedy. The killing was witnessed by Mrs. Falser's 13 children. The woman said she crept up behind her husband as he ate his supper, crushed his head with one blow, burned the weapon, washed the blood from the floor and then bandaged the man's wounds. Her husband's cruelty, she said, was the motive.

BULLET HITS BOY AT TABLE; MAY DIE

(Special to The Journal.) Gervais, Ore., Jan. 12.—Albert Armstrong, five years old, son of W. A. Armstrong living three miles southeast of Gervais, was accidentally shot Sunday afternoon about 5 o'clock while sitting at the supper table with the family. The bullet came through the glass door and lodged in the child's brain, the shot was fired by a large boy who was shooting owls in the field near by. Dr. Kettle of Gervais was called and says the chances for the child's recovery are doubtful.

AEROPLANE DROPS, 2 DROWN IN THAMES

(United Press Leased Wire.) London, Jan. 12.—Two airplanes becoming unmanageable in mid-air and plunging into the river, two aviators, believed to be McDonald and Ingles, were drowned in the Thames here today.

Evansville People in Danger.

(United Press Leased Wire.) Evansville, Ind., Jan. 12.—Hundreds of families living in the lowlands are endangered today by the continued rise in the Ohio river. A stage of 45 feet is predicted before night.

Coin Loaned When Man Was Broke.

Claiming that Sidney Norman was never employed by the Day interests in the deal for the Portland hotel stock which was purchased to give the Day interests control a year ago June, and that \$500 which he claimed was advanced as expenses money was in reality loaned to Norman when he was broke in Los Angeles two years ago, Robert H. Ellis, Edward Boyce, Harry L. Day, Eugene R. Day and Jerome Day filed an answer to his suit for \$17,750 commission asking that the suit be dismissed. Norman claimed he made the sale at the Day interests' request and was to be paid a commission of \$275,000 on the \$5 shares purchased.

Ottoman Ministry Contemplates Calling General Council to Determine Policy.

London, Jan. 12.—Negotiations between the envoys of Turkey and the Balkan states reached today what virtually amounts to a deadlock. Reschid Pasha, chief of the Ottoman plenipotentiaries, announced that the Turkish representatives would remain here until Saturday, at the request of Sir Edward Grey, British foreign secretary, and it is believed that the Balkan delegates also are likely to remain in London until then.

It was semi-officially learned that Bulgaria has completed negotiations for a loan of \$28,000,000. Alarmists say this money is to be used to prosecute the war against Turkey, but more optimistic observers insist that it is needed in recuperating from the recent hostilities.

An unverified dispatch from Constantinople says that the Turkish cabinet has decided to resign. It is also reported that the Ottoman ministry contemplates calling a general council, similar to that of 1878, with the intention of shifting to the people the responsibility of deciding whether to continue the present war.

Premier Danef, chief of the Bulgarian envoys, resumed negotiations this morning with M. Jonevski, the envoy of Roumania, over the situation which threatened last week a break between those two countries, independent of the Turko-Balkan dispute.

TURKISH CABINET MAY RESIGN TO PLACE WAR ON PUBLIC SHOULDERS

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THEATRES — AMUSEMENTS — ENTERTAINMENTS

HEILIG THEATRE — The Dramatic Success, "THE CONFESSION" — The play that startled New York. In German by J. J. Dices. Prices: \$1.50, \$1.00, 50c, 25c. SEATS NOW SELLING.

DAVID WARFIELD IN "THE RETURN OF PETER GRIMM" — MAIL ORDERS NOW — Matinee Wednesday and Saturday. Prices—Lower floor, \$2.00. Balcony, \$3.00. 7 rows, \$1.50; 4 rows, \$1.00.

HEILIG THEATRE — 6 NIGHTS BEGINNING MON., JAN. 20 — Now Located on Seventh and Sixth Sts., Near Morrison (Former Orpheum). Presenting Owen Winter's Greatest of All Western Plays.

BAKER THEATRE — Main 2, A 580 — Geo. L. Baker, Manager. Great Cast and Scenic Production: Immense Hit: First Time in Stock. Evening Prices: 25c, 50c, 75c; Matinee Saturday and Sunday—10c, 25c, 50c. Bargain Night—all seats 25c.

"THE VIRGINIAN" — Next Week: "SALVATION BELLS" — Matinee Daily — Matinee 15-25-50c. Nights 15-25-50-75c. THIS WEEK: MRS. LANGTRY (Lady de Bath) — 6-OTHER STELLAR ACTS—

ORPHEUM — SEAT SALE FOR ENGAGEMENT OF SARAH BERNHARDT AT ORPHEUM — SEVENTH AND TAYLOR STREETS. Week of January 27 now on at Powers & Estes' Drugstore in Oregonian Bldg. Matinee: 25c, 50c, 75c, \$1.00. Nights: 25c, 50c, 75c, \$1.00.

EMPRESS — Sullivan & Considine — Karno's Comedians with Charles Chaplin and 15 People Present "THE WOVEN WAYS" — OTHER STELLAR ACTS — Home of Refined Vaudeville. Special Prices—Matinee, any seat, 10c; Evening, 10c, 20c.

PANTAGES — Engagement Extraordinary, "The English Pony Ball" — Tom and Edith Almond, Gustaf and Berrie, Italian Melody Masters Rice, Bell and Baldwin — Murray K. Hill, Miss Hazel Folsom, Pantagecopa, WEEK JANUARY 13 Miss Janet London, Popular Prices, Matinee Daily.

LYRIC THEATRE — WEEK JANUARY 13 — Extra—Big Feature Film, "His Holiness, Pope Plus X and the Vatican."

OREGON HOTELS — ABSOLUTELY FIRE-PROOF — PORTLAND'S GRANDEST HOTEL — 100 rooms ..... \$1.00 per day. 100 rooms ..... \$1.50 per day. 200 rooms, with bath \$2.00 per day. 100 rooms, with bath \$2.50 per day. Add \$1.00 per day to above prices when two occupy one room. VERY ATTRACTIVE PRICES FOR PERMANENT GUESTS. H. C. BOWERS, Manager. GAINER THIGPEN, Asst. Mgr.

Justice McBride in behalf of the Oregon Historical Society. Cautious Names Clerks. Here are the clerkships and other offices contributed by the house this morning in caucus following the election of the speaker. Chief clerk, W. F. Drager of Salem, who held the position last session; assistant chief clerk, Harry McClellan of Roseburg; reading clerk, Dudley R. Clark of Portland; calendar clerk, W. L. Burrer of Baker; sergeant-at-arms, J. A. Woodman of Yamhill; doorkeeper, R. R. Corey of Baker; mailing clerk, W. F. McAdams of Polk; pages, Clarence Meek and Harold Brake, others yet to be appointed. To the same executive session a resolution was adopted that the rules of the last session be in force until new rules were reported. This puts off the fight on the rules by Allan Eaton until tomorrow.

HOUSE MEETS, NAMES COMMITTEES AND QUILTS, ALL IN TEN MINUTES (Staff Correspondence.) Salem, Or., Jan. 12.—It took the house just 10 minutes to effect a temporary organization preliminary to the election of the speaker. Just after 10 o'clock W. F. Drager of Multnomah county mounted to the speaker's chair and in a sonorous voice called the house to order. "Gentlemen," his deep tones rang out, "the time has now arrived for the convening of the twenty-seventh Oregon legislature. By virtue of authority vested in me as chief clerk of the house, I call this house to order." Immediately thereafter the Rev. Dr. R. V. Avison of Salem gave a brief invocation. Then Laurette of Multnomah was on his feet moving that the house proceed to business by electing a temporary speaker and temporary chief clerk. A moment later he nominated P. O. Bonebrake, of Benton, for temporary speaker. The complimentary vote for Bonebrake was unanimous. Then Samuel Hughes of Marion nominated Drager for temporary chief clerk. His election was also unanimous. On motion by J. D. Abbott of Multnomah and Rev. Graves of Yamhill a committee of five on permanent organization and order of business and a committee of three on credentials was then named. Temporary Speaker Bonebrake named on the first committee Abbott of Multnomah, Westlund of Jackson, Mann of Umatilla, Barton of Coos and Hughes of Marion. On the credentials committee were named Handley of Tillamook, Eaton of Lane and Jay Upton of Multnomah. While these committees retired the house adjourned to 10:45 o'clock.

BITTER ATTACK ON DAN MALARKEY BY JOSEPH IS FAILURE (Continued From Page One.) A graceful tribute to his colleague, as one qualified by experience, fairness and ability. Joseph, after making a motion to adjourn and losing, proceeded to declare that he would be false to his duty if he failed to raise his voice in protest against "this man." He referred constantly to Malarkey during his speech as "this man." "I am not taken into the deliberations of the senators," he said, "I was not requested to attend a private caucus, and I have no right to be present. We know that offices have been bartered out. Even the clerkships have been parceled out in return for support, and possibly the interests of the people have been overlooked." Called Progressive for Office Only. "I called attention to the political history of this man. Never in the days of old ring rule was such an outrage perpetrated upon the people as to deal out the offices. It is a shame, a disgrace, a violation of the spirit of the constitution, a violation of the spirit of the judiciary. I could have had anything I wanted. "He asked my support, and I refused him. You who are voting for him are not doing so because you have confidence in him. Never was there such complete caving of the machinery as seen here." Joseph reviewed the fight of last session over the Malarkey public utility bill, declaring that Malarkey had betrayed the people to the railroads in that measure, and said Malarkey had helped the Trust Guaranty and Trust Guaranty to take over the railroads, and referred to the Mitchell days, drawing the conclusion that Malarkey is a progressive for office only. Joseph's Nominee Withdraws. "This man went before the Progressive Business Men's club in Portland and called Senator Kellaher and myself 'rats,'" said Joseph. "All agreements between us are now ended. He has forfeited all consideration at my hands." When Joseph finished, Neuner of Douglas took the floor and hotly reprinted the charge committee places had been promised in return for support. He said that so far as he was concerned the charge is absolutely false, "as black as you can make it." It had been agreed by Malarkey's friends that no reply should be made to the personal attack of Joseph. But when Joseph finished, Neuner of Douglas took the floor and hotly reprinted the charge committee places had been promised in return for support. He said that so far as he was concerned the charge is absolutely false, "as black as you can make it." It had been agreed by Malarkey's friends that no reply should be made to the personal attack of Joseph. But when Joseph finished, Neuner of Douglas took the floor and hotly reprinted the charge committee places had been promised in return for support. He said that so far as he was concerned the charge is absolutely false, "as black as you can make it." 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