

DECREE OF JUDGE BEAN MEANS ONE MILLION FOR U. S.

Another "Innocent Purchaser" Case, Involving 10,000 Acres Is to Be Settled by Forfeiture.

One more stipulation, signed by Attorney General Wickham and attorneys for the government and the defense, was filed in the United States district court today in the compromise agreement, which forfeits to the government thousands of acres of timber land in the Willamette valley. As the decree has not been signed by Judge Bean, the names of the defendant are not made public, but the case involves over 10,000 acres of land.

The decree in the Booth-Kelly case has not been signed, as attorneys for the big Eugene timber corporation have not quite completed the land description statement. This has to be inserted in a formal decree which Judge Bean signed. The stipulation from the attorney general was filed several days ago. This is the largest case of any that were started, and the compromise means the forfeiture to the United States of 10,000 acres of land, mostly in Lane county.

The next largest of the cases concerned lands of the Hammond and Winston interest, back of Tillamook bay, on the Trask and Tualatin rivers. Altogether 45,000 acres are forfeited.

The T. D. and E. S. Collins lands, amounting altogether to 29,000 acres, are in Clackamas county. The Justin and George K. Wentworth lands forfeited, amounting to 34,000 acres, lie in Linn, Lane and Douglas counties.

The government filed altogether 45 suits against "innocent" purchasers of lands from the Oregon & California railroad. Twenty-five have been compromised in the decrees just entered and 20 remain. Glenn W. Husted of Washington, D. C., who spent most of the fall and winter here, gathering testimony in the cases settled, will start in again April 1.

The cases show that the lumber interests involved are suffering considerable expense. In every instance the land was purchased from the railroad company more than 10 years ago. As high as \$20 an acre was paid for some of the timber, although the average for the whole \$15,000 acres runs around \$8 to \$10. Only a comparatively small portion of this vast tract has been logged off. Nearly \$1,000,000, at the rate of \$2.50 an acre, will have to be paid altogether by the different claimants in repurchasing from the government to secure a clear title.

FEDERAL JUDGESHIP IS GOAL OF RIVALS

San Francisco, March 5.—California and Oregon are expected to lock horns in the United States senate over the appointment of a successor to United States Judge W. W. Morrow. Morrow's jurisdiction includes these two states. Judge Will R. King of Oregon, who was in the list for secretary of the interior, is now in a position to make a strong try for this particular judgeship. Oregon has two Democratic senators, but it is not at all certain that King will be their selection.

Half a dozen California candidates for the judgeship are in the race, and the field is being continually widened. A particular name looms above the other in this state.

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SINGLE TAX BEATEN BUT MAKES BIG GAIN

(United Press Local Wire.)
Seattle, Wash., March 5.—Complete results today show the defeat of the single tax proposition in the election yesterday by a vote of 21,241 to 10,559. The proposition to limit the right of police to make arrests without warrants was defeated by 900 votes in a total of 33,800.

Two years ago single tax was defeated by 28,150 against and 12,191 for. This year's total vote was not more than 40,000, but single tax polled a heavier proportion than in 1911.

The charter amendment creating a public welfare board was overwhelmingly defeated. Seattle voters also expressed general disapproval of further bond issues, defeating \$150,000 bonds for a public market extension and \$1,600,000 bonds for bridge bonds. However, \$725,000 bonds for extension of the municipal water and light systems carried.

The surprise of the campaign was the election to the council by the largest vote of Thomas A. Parish, defeated candidate last year for mayor.

MILWAUKEE RAILROAD CHIEFS VISIT PORTLAND

George W. Hibbard, general passenger agent at Seattle of the Chicago, Milwaukee & St. Paul railway, and A. P. Chapman, general agent of the road's passenger department in Seattle, are in Portland today paying District Freight and Passenger Agent E. K. Garrison a visit. They arrived here last night to attend the formal opening of the Hotel Oregon.

In speaking of the report from Los Angeles to the effect that the Chicago, Milwaukee & St. Paul would soon put on a line of steamers between Portland and coast ports to the south, Mr. Garrison stated this morning that he does not believe this will be done until the company has its own line direct into Portland.

"Of course, I am not in position to know what plans are under way," said Mr. Garrison, "but I don't believe there is anything in this oft-repeated steamboat talk for the time being. The steamboat line will probably come when the company gets its own direct line into Portland, and basing my opinion on the development of the country here, the time for a direct line to this city cannot be very far off."

GREEK TRANSPORT IS SUNK; ALL PERISH

(United Press Local Wire.)
Berlin, March 5.—The most serious disaster to Greek arms since the opening of the Balkan war is reported today in dispatches from Constantinople received by the Frankfort Gazette. These dispatches say the Turkish cruiser Hamid-i-Sanki sank the Greek transport Themistocles, loaded with troops en route from Salonika to Cassandra, and that every soul on board perished.

Two other transports with Greek and Serbian troops aboard escaped from the Turkish cruiser's fire.

BOURNE THANKED BY COMMERCIAL CLUB

The board of governors of the Portland Commercial club at a meeting yesterday adopted a resolution thanking Senator Bourne for his active campaign in Congress for the \$1,000,000 appropriation for the new postoffice building in Portland. President Edgar B. Piper forwarded a telegram last night to Senator Bourne informing him of the action.

GIRL, WITHOUT TRUST IN LAWYERS, HANDLES HER OWN \$10,000 SUIT

Esther L. Pewtherer Wins Compliments From Attorneys for Jury-Picking Skill.

Esther L. Pewtherer, a young woman with plenty of courage but no faith in lawyers, this morning began the selection of her own jury in the damage suit she filed against the Oregon Electric Railway company before Circuit Judge Gatens. Though Deputy District Attorney Evert L. Jones, acting as "amicus curiae" for the company, said he would not aid her. She asked his assistance only occasionally in the wording of a few formal questions. She will conduct her case through.

At adjournment for noon today 12 men had been passed for cause and one rejected by the jury. The jury, who is handling the company's defense, Seldom during the examination did Mr. Spencer object to her questions and many around the court declared she was doing as well as many lawyers. The defense has two more challenges and Miss Pewtherer three.

Miss Pewtherer brought the suit for \$10,000 damages because she claims she was taken beyond Multnomah station by the train on the refusal of the crew to stop. She refused to leave the train at the next station and was taken to Salem. The next morning she returned and reached her proper station early in the morning. She claims one of the company's officials told her the train on which she was a passenger would stop for her.

After the suit was filed Miss Pewtherer decided that her lawyer was not handling the case properly and charged him. After seeking a lawyer who would be satisfactory and finding none to her liking, she began to haunt the court rooms and law library, listening to trials and studying up on law. A few days ago she argued a motion to strike out parts of the company's answer which she believed were frivolous. At that time her courage began to wane and she consented readily to the appointment of Deputy Jones as "amicus curiae."

Efforts at a settlement were made this morning, but no agreement could be reached as Miss Pewtherer refuses to accept less than \$10,000, while the company is averse to paying more than a few hundred.

STANLEY JOHNS OF BAKER PLAYERS, DIES

Stanley Johns, a member of the Baker Players, who appeared two weeks ago as "Toby Wana," the Indian chief in "The Squaw Man," died this morning in his quarters at the Calumet hotel. Death followed an illness of several weeks, which, until last week, was not considered serious.

Mr. Johns had been a member of the Baker Players since the opening of the old Marquam theatre as the Baker. Previous to coming here, he had played in several stock companies on the Pacific coast, and was well known as the "Dish-on-Carriage" road show for some time. The body is in charge of J. P. Finley & Son, awaiting word from his mother at Stevenson, Cal. The Baker Players cared for him during his sickness and will have charge of the funeral.

DETECTIVE-LEGISLATOR REWARDED FOR VOTES

(Staff Correspondence.)
Salem, Or., March 5.—The steam roller repaid Representative Lou Carpenter of Portland for many a timely vote in need yesterday when it put the bill appropriating \$1000 for him through both houses over the governor's veto. Carpenter is one member who had apparently voted always exactly as he was told to vote.

As originally introduced by Upton, this bill frankly named Carpenter, through his detective agency, as the recipient of the \$1000. As later amended, the name of Carpenter and his agency does not appear, but the money is to be paid out by the Benton county court as a reward for the conviction of the Humphrey brothers, accused murderers of Mrs. Eliza Griffith.

In the house the vote was 50 to 3. Eaton, Gill and Hagood voting no. In the senate the vote was 18 to 7. Noes—Calkins, Farrell, Kellaher, Lester, McColloch, Miller, Ragdale—7. Absent—Bean, Dimick, Hollis, Joseph, Von der Helten.

BRIDGE BILL STICKS IN SENATE BECAUSE OF BOUNDARY ISSUE

(Continued From Page One.)

the river boundary line. He insisted that the boundary as now fixed is much too far toward the north bank and that by putting on this rider it might be possible to force Oregon to agree to a new boundary, which is desired by some of the prominent Washington fishing interests.

French, of Clarke, opposed the amendment. He said the matter had been fought out years ago and had been taken to the supreme court of the United States, which had fixed the boundary in accordance with the laws and the facts.

After wrangling until noon, a recess was taken until 2 o'clock when discussion of the bill will be resumed.

"If it will please Governor Taft, let him have it, as he will be governor but four years," said Representative McArde, Republican floor leader, and with that advice the senate today unanimously passed the senate bill creating a state department of agriculture, there consolidating a number of boards and commissions in keeping with the desires of the new state executive.

At yesterday's session the house passed 12 bills, including one senate measure which provides that premiums of public officials' bonds shall be paid by the counties. The senate passed 17 senate bills.

Hard Fight on Recall Bill

In the senate the recall bill was up for final consideration when its enemies made a united effort to kill it at once and for all by an amendment which would have made it impossible at any time to recall any elective officers. Collins of King lead the fight. His amendment called for a provision which would make it necessary before an officer could be recalled to have a majority of all votes cast for that officer at the time he was elected cast for

his recall. In other words, the recall would have a majority of votes which elected to recall instead of a majority of those voting at such recall.

This provision was defeated after a spirited battle, and the bill passed practically as submitted.

Struggle for the Initiative.
In the house the proposed amendment to the state constitution to permit the people to exercise the initiative, to amend the constitution was up for consideration. The hardest fight was made against the bill by Representative Farnsworth in an amendment to make it necessary for a majority of all the voters voting at any election necessary before the amendment initiated could be passed. The progressive floor leaders opposed this. The vote stood 53 to 35 against the amendment. Then Representative Sumner amended to make the same provision, exempting, however, from its provisions any amendment submitted by the legislature. This caused another hard fight, which Sims attempted to settle by laying the entire matter on the table.

Politics Promptly Enters.
It was at this stage that the opponents of the measure brought into play their policies. Charges had been bandied back and forth across the house that the legislative league had a necessary majority of the house members pledged to support the bill. Many declared that they had signed to support the measure as introduced, and declared their independence of their so-called pledges. The friends of the measure demanded a suspension of the rules to place the measure on final passage, and the opponents called for a roll call in order to allay the suspicions of the progressive members.

Roll call found the vote 44 to 24 for the suspension of the rules, and, following this, after they looked for victory, the progressives voted down a motion to adjourn made at this stage by Davis. They figured that the vote to suspend the rules was theirs to carry the bill, and started to force the measure through to a final vote, when Murphy, who had been keeping close tabs on the vote taken, awoke to the fact that the opponents of the measure were blinding the friends of it by knowing that of the four absentees three were progressives, and without these three the bill could never be given the necessary two thirds majority.

Murphy Saves the Day.
Murphy moved to adjourn at once, and for several minutes before the progressives and Democrats could be whipped into line it looked as though the bill would be forced to final passage and killed.

"Discovered that you did not have enough votes, didn't you?" Speaker Taylor laughed at Murphy, while the King county man was trying to get his forces in line. The opponents of the bill demanded a roll call on the motion to adjourn, which carried, 48 to 45, a fair indication of what would have happened to the bill if it had been allowed to get on final passage.

NEW FIVE CENT PIECE, JUST FROM MINT OF U. S. IN CIRCULATION

(Continued From Page One.)

acter, having had no hereditary claim to chieftainship.

The name Red Cloud was derived from the asserting that was once on an Indian fighter that the Indians swarmed over the hillsides like a red cloud.

Red Cloud headed the opposition to the efforts of the United States to build a road through the Sioux reservation to the gold districts of Montana, on the grounds that the influx of settlers would destroy the buffalo hunting grounds.

The first road gang that made its appearance was kept prisoner by Red Cloud and his tribe for two weeks, and finally liberated when Red Cloud found that there was a plan by the young men of the tribe to massacre the members. In June, 1886, Red Cloud was called into a conference with officials from the government, but when he found that no agreement could be reached he grabbed his rifle and left the conference in a huff, and for many years after that, with hostile warriors, he prevented the road from being put through. December 18, 1886, Red Cloud headed a band of 2000 followers, who cut off a detachment of 81 soldiers under Captain Fetterman, all of whom were massacred.

Later the chief became reconciled to the government, and ever after was a friend of the United States, even at the risk of his own personal safety. He died in a home that was built for him by the government.

CLARK, IOWA; MARBLE, CALIFORNIA, NAMED BY PRESIDENT FOR I. C. C.

(Continued From Page One.)

examination into the financial methods of the nation's big railroads, as provided in Senator La Follette's physical valuation bill, according to reports here today.

The bill gives the commission authority to employ experts and investigate all elements of value for rate-making purposes, and their report to congress on the claims of the railroads and the views of the experts regarding physical valuation as a basis for fixing rates.

It also was reported that Brandeis will become a member of the commission when the term of Commissioner Clements expires next December.

"Two excellent appointments," said Joseph N. Teal, counsel for the Portland Chamber of Commerce, when told this afternoon of the nomination of Edgar E. Clark of Iowa, and John M. Marble of California, for positions on the interstate commerce commission.

"Mr. Clark is Republican and is now a member of the commission, hence it means his reappointment. He was recommended by President Taft for reappointment but the appointment was not confirmed. Mr. Clark is a railroad man of wide experience and a splendid man."

Here in White Slave Case.
Hiram C. Gill, ex-mayor of Seattle, is here, defending Charles Ryan in a white slave case now being heard before Judge Beasley in the United States district court. Mr. Gill is doing things with only his left arm, the other being tightly bound up by reason of a fractured collar bone.

TO PREVENT THE GRIP.
LAXATIVE BRONX Quinine removes the grip, and keeps the system in good health. Look for signature of E. W. GROVE, Inc.

SECRET CHARGES AGAINST FIELDS

Two Additional Indictments Charge Conversion of Public Funds.

In addition to one indictment charging Frank S. Fields, former county clerk, with larceny of public funds, already made public, two other indictments against him were returned by the grand jury and placed in secret files, according to information which "leaked" and is admitted by District Attorney Evans.

One indictment charges conversion of \$30,000 to his private funds; the other with loaning \$5000 county money to the American Bank Trust company at interest, which it is said records show he collected and pocketed.

Mr. Fields has not been arrested yet on these two indictments and it is understood that no bonds will be demanded, but that he will be allowed liberty on his own recognizance, as he was when the first indictment was returned.

The indictment for the conversion of money to his private use is based on evidence showing that Fields deposited a certified check of \$20,000 which was paid into the court by George T. Myers Jr., executor of the Myers estate, for his sister, Mrs. Georgia Stevens, as a settlement for her part of the estate. The check in question was made out to Fields as county clerk. He forthwith withdrew this sum and deposited it with the Portland Trust company to the account of Frank S. Fields, and drew \$100 interest, which he kept, according to the district attorney.

The second indictment was brought on evidence showing that Fields drew \$5000 county funds from the Merchants National bank in December of 1910, and deposited it in his own personal savings account with the American Bank & Trust company. He withdrew it July 1, 1911, collected a cashier's check for \$109.85 and secured certificates of deposit for the \$1000. This sum was part of the \$20,000 county funds on deposit in the bank when it went to the wall.

Fields was arraigned before Circuit Judge Gatens yesterday on the indictment charging larceny of \$18,051.96, money lost in the American bank smash. He was allowed five days to plead on move against the indictment. It is believed, however, that he will plead not guilty and the trial will begin. Fields is represented by Attorney John F. Logan.

Booker T. Washington Counseling.
Booker T. Washington, the famous negro educator, is coming to Portland March 20, and on that day will address the Progressive Business Men's and other clubs. An invitation to attend was extended at noon today to the AG club.

Journal Want Ads bring results.

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LAST TIME TONIGHT
The Comic Opera Success
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PRICES—Lower floor, \$2.00, \$1.50, \$1.00, \$0.50. Balcony, \$1.00, 75c, 50c.

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4 NIGHTS BEGINNING
Again Price Matinees
Saturday and Sunday,
Musical Comedy

Mutt and Jeff
Evenings: \$1, 75c, 50c, 25c. Saturday and Sunday Matinees 50c-25c.

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HEILIG THEATRE
6 NIGHTS BEGINNING Monday, Mch. 10
Popular Price Mat. Wednesday
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The Comedy Success

"Bunt Pulls the Strings"
Evenings, \$2.00, \$1.50, \$1.00, 75c, 50c. Wed. Mat. \$1.00, 75c, 50c. Sat. Mat. \$1.50, \$1.00, 75c, 50c. Address letters and checks to W. T. Fangle, Mgr. Heilig theatre.

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"THE MAN FROM THE OUTSIDE"
Another Tremendous Three-Reel Exclusive.

Make your street improvements permanent

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CONSIDINE SAYS HE VIOLATED NO LAW

Seattle, Wash., March 5.—John W. Considine, the theatrical magnate, made the following statement today relative to the case against him, which was dismissed in a San Francisco court yesterday:

"I violated no law of the state of

California. I was not arrested and the dismissal of the charge made proves that I was not involved. I have given guilty yesterday to violation of the action of the code which makes it a misdemeanor to persuade inmates of a disorderly house to engage in an indecent exhibition.

San Francisco, Cal., March 5.—A fine of \$200 was imposed today by Police Judge Delany on Sid Grauman, manager of the Empress theatre, who pleaded guilty yesterday to violation of the action of the code which makes it a misdemeanor to persuade inmates of a disorderly house to engage in an indecent exhibition.

THEATRES — AMUSEMENTS — ENTERTAINMENTS

BAKER THEATRE PHONES M.2, A-5360.
Geo. L. Baker, Mgr.
The Baker Players. "All week, Mats. Wed. and Sat. Next week, "The Third Degree."

Opheum
Matinee Daily
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SULLIVAN & CONSIDINE'S EMPRESS Finest Theatre in America.
Seventh and Yamhill Streets.

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First Presentation in Northwest of
"ATOP OF THE WORLD IN MOTION"

Hunting in Alaska and Siberia—The \$200,000 Moving-Picture Sensation. 1000 Thrilling Hunting Scenes in Polar Regions—Harpooning Arctic Mammals—On Trail of Polar Bear and Walrus—Conquest of Wild Animals in the Land of the Aurora Borealis. An entertainment peculiarly appreciated by women, children and all lovers of the great outdoor world. Continuous performance from 1 p. m. to 11 p. m. Children, 15c; Adults, 25c.

LYRIC THEATRE
WEEK MARCH 4—
Keating & Flood present their popular company in "The Merry Midway," for young and old. Two performances nightly—Matinee daily. Extra features—Tuesday night, athletic contests, a riot of fun; Friday night, roosebuds contest, always a feature.

PANTAGES
UNEQUALED VAUDEVILLE
WEEK MARCH 4—Signor Giuseppe Sirignano and his Banda Roma; Mr. Quick, Ralph Erma, Chas. A. Lower & Co., Williams and Sterling, Pantageco, Orchestra, The Grey Trio. Popular prices. Matinee daily. Box and first row balcony reserved. A-2436, Main 4636. Curtain 2:30, 7:15 and 9.

Imperial Grill special blend of coffee has added as much to their fame as any other one thing. Try the percolator on your table for luncheon or dinner.

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Conducted on the American and European plan for those who desire the best at a legitimate tariff. Attractive rates for permanent furnished upon request. Unexcelled cuisine.

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ABSOLUTELY FIRE-PROOF
PORTLAND'S GRANDEST HOTEL

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100 rooms \$1.50 per day
200 rooms, with bath \$2.00 per day
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Room with Bath Privilege \$1.00 UP
Two Persons \$1.50 UP
Room With Private Bath \$1.50 UP
Two Persons \$2.50 UP

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Portland's Famous Hotel
Noted for the Excellence of its Cuisine, European plan
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