DYING ACTRESS WILLS CHILD TO SISTER; RICH FATHER MAKES CLAIM

Struggle for Possession of Little Girl Renewed Upon Death of Disowned Mother

(United Press Lessed Wire.) Washington, Jan. 17 .- Whether the the millions of a family who, in life, disowned the mother, shall with her death, be powerful enough to take from her family her 3-year-old baby girl, will be determined by the cold processes of law, started here today. The child is Lena, lovingly known to her mother in life as "Little Jacque" Swift. The mother, Jacques Bradley one time noted actress, died early this week. She left a remarkable will

"I, Jacques Bradley Swift, being of ill health but sound mind, bequeath to my sister, Jennie Bell Wendal, my child, Lena Swift."

The father of the baby is Thomas Swift, son of a millionaire family of Atianta, Ga. He eloped with the mother and took his bride to his Georgia home but she was "a woman of the stage," in the eyes of the artistocratic nembers of his family. Soon after little Lena was born Mrs. Swift sued for and got her divorce. Despite the influence of the Swift millions, she dso got possession of the child.

Time and again the Swift family tried to get the baby. Promises of money were lavishly made, the last offer coming just before Mrs. Swift's death being an offer of \$30,000 for the But the mother would have baby. But the mother would have none of it, and with her last strength she penned the will, which she hoped would keep the baby forever from the family that had been unkind to her. Word reached here today that Swift

is coming from Atlanta. He had sent word in advance that he will demand the baby. Mrs. Wendal says she will not give it up and her lawyers are already preparing for what will prove Commissioners Provide Two Judge Gatens Points Out the a precedent establishing legal contest. For the courts, for the first time here, will be asked to decide whether a dying parent shall say who shall be her child's guardian.

COMMERCE CHAMBER HOLDS BAR CHANNEL

(Continued From Page One.)

reasons why the bill should be passed as an emergency measure.

behalf of the bill, whenever called on ern Pacific has made a similar promthe bill is passed.

Realization of the fact that great carriers, of the type to be used upon the opening of the Panama canal, will not be sent to the Columbia river, unless there is 40 feet of water on the bar, is chief cause of the widespread interest. It is well known that Portland's future as a port depends on getting this class of shipping.

For submission to the Monday meeting compilations showing the steamship companies that will use the Panama canal, maps showing territory and trade lines the port's commerce as compared with competitive ports, and the results of dredging in other ports, re being prepared. Dr. Alfred Kinney, chairman of the

Ports of Columbia committee, will explain how the people of the entire Columbia basin have been organized in support of the campaign. The need of a 40 foot channel over

the bar is not 'hot air,' " said President Averill. "We are not going to have any 'hot air' at the Monday meeting. are gathering at a time of great crisis in our commercial development. We have laid on us the obligation of effective, strong, courageous and nediate action."

FATHER OF THREE MAY HAVE STARVED TO DEATH JURY HOLDS ALEXANDER.

Centralia, Wash., Jan. 17 .- A peculiar condition was brough to light a few days ago by the death of Daniel Whittaker, a pioneer of upper Aber-hathy creek. Mr. Whittaker had been Masterson, who to Stella and Oak Point for the past years. He had raised three sons. yet he died amidst almost unbelievable squalor, and neighbors freely express the opinion that he starved to death. He was about 67 years old.

SCHOONER ABANDONED IN SINKING CONDITION

Portland, Maine, Jan. 17 .- The five masted schooner Fuller Palmer was day open bids on 500,000 feet of eight abandoned in a sinking condition and foot planking, the timber to be used in her crew was saved and are on their various road improvements throughout way to Baltimore on the steamer which the county. The commissioners have picked them up according to information received by J. S. Winslow & Co., managing owners, today. No particu-

FLEEING FEDERAL IS CAPTURED IN THE U. S.

El Paso, Texas, Jan. 17.—A-dispatch from Del Rio, Texas, this afternoon, states that General Rojas, federal commander, who escaped from Ojinaga, Mexico, with Generals Orozco and Sal-Fort Bliss and detained with the other federals coming from Presidio.

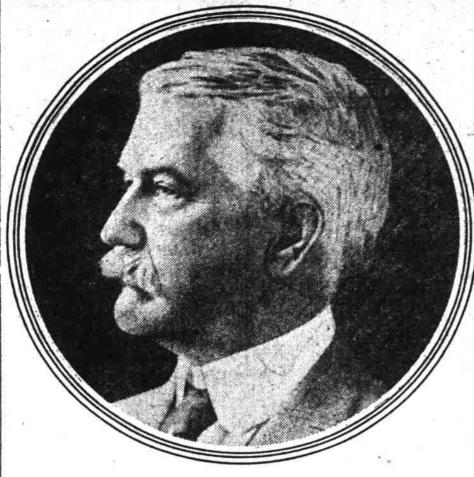
SENATE WILL VOTE ON ALASKA BILL THURSDAY

(Washington Bureau of The Journal.)
Washington, D. C., Jan. 17.—The blaze was the occasion for the initial try-out of the community's new fire sent to vote next Thursday on the Alaska railroad bill.

School Man Resigns.

Aberdeen, Wash., Jan. 17 .- Arthur Wilson, for nine years, superintendent of the public schools, has given notice of resignation, effective June 1. There resignation, effective June 1. There three to two against him.

TO BE MADE CHIEF SURGEON OF U. S. ARMY



Colonel W. C. Gorgas

Washington, Jan. 17 .- Announcement | General Torney as surgeon in was made today that the president charge of the army. Gorgas has been had nominated Colonel W. C. Gorgas chief sanitary officer of the Panama succeed the late Brigadier canal zone. He is an Alabamian

HAVE NEW ASSISTANTS

Danger to Tots in Case

of Fire.

"I have asked the county commis-

comply with the recommenactions of

ng room to the porch, the attic hose

should have a rack and a new ladder

The commissioners were informed

SLAYER OF GIRL, SELF

San Francisco, Cal., Jan. 17.-A man

Wood and his niece, Blanche, aged 24,

were found dead in Wood's apartments

arly today. Evidently he had shot

uicide pact. Financial conditions are

Wood is an assumed name, the real

names of the couple not having been

ascertained. It is known the man has

a son in Memphis and a daughter at

Detective Bureau Sues.

For services rendered and expenses

paid the William J. Burns Interna-

tional Detective Agency this morning

started suit against Harry Wood for

\$242.15. It is alleged that operators

for the agency spent 23 days at \$8 a

day searching for Matthew P. Hansen

upon orders from Wood and that \$58.15

Verdict for \$1245.

A verdict for \$1245 was returned in

Circuit Judge Kavanaugh's court this

morning in favor of Agnes M. Finn and

against the Portland Railway, Light &

Power company. Mrs. Finn was in-

jured in a rear end collision at East

Twelfth and . Harrison streets last

NAMED AS MANAGER OF

ROCK ISLAND RAILROAD

T. M. Schumacher, who has cu-

ment of the Rock Island.

June. She asked for \$25,045 damages.

the detectives.

believed to have caused the act.

Additional Deputies; Stenographers Considered.

Charles Robison, deputy to District Attorney Evans, will be given a salary sioners for repairs for the Frazier Dein the future and George Mowry, for-MEETING ON MONDAY merly assistant United States district Fire Chief Dowell, because I do not attorney, will be added to Mr. Evans want to be responsible for the children force under the provision of the budget at the home should a fire occur," said making possible the hiring of two ad- Judge Gatens of the juvenile court this rumbling is over. the trustees of the chamber of com- ditional deputies by Mr. Evans. Robi- morning. "The electric wiring is demerce the asigning of a suitable per- son has been with Mr. Evans for sev- fective, the place needs a fire escape son to go at once to Washington and eral months without salary. The apon its west front, a large door should felt, while the houses in the city were there urge before the committee on pointments will be temporary in nareplace a window from the main sleepcommerce, and others, the facts of the ture that they may be discontinued trade crisis that exists here and the should the extra men not be needed.

The request of Mr. Evans that the should be provided." pay of his two stenographers be raised James J. Hill, the empire builder, has quested Auditor Martin to prepare a the home that dependent and delinpromised to appear at Washington in list of all stenographers receiving more quent children might be segregated is than \$75 a month from the county. Mr. exhausted and will probably arrange William P. Clough, chairman Evans suggested that stenographers be for the repairs needed. of the board of directors of the North- paid according to a scale in accordance with the work done. He said that his EX-SUPREME JUDGE IS ise. C. H. McLeod, a leading business stenographers were required to take man of Missoula, Mont., has offered to depositions and were frequently called go to Washington and remain until at night to take dying statements, making their work far more burdensom than that of a regular office stenogra-

WOMAN CELEBRATES HUNDREDTH BIRTHDAY

Mrs. Rosamond Roberts Emery today elebrated her one hundredth birthday, which took place in Maine near Bangor just 100 years ago. Surrounded by her second and third Dexter, Mo. It is reported he was generation she is today receiving the once a member of the Tennessee su-

congratulations of friends at the home preme court. her grandson, Herman P. Emery, 347 Fourth street. Mrs. Emery is an ardent believer in

suffrage. She came to Portland just ive months ago from California, where she resided for a number of years. As scon as she can do so, she said today, he will register and probably will win he honor of being the oldest woman voter in the state, an honor given her in California, but which she declares beongs to another woman, three years was spent for necessary expenses by der than herself. Mrs. Emery went to California in

1862 and remained in the Bear state until last August, when she came to the Rose City.

FOR DOUBLE KILLING

Grants Pass, Jan. 17 .- The coroner's jury empanelled to inquire into the killing of John Norling and Curtis were found shot a resident of the territory continuous through the heads in a miner's cabin on Sucker creek above Holland Wednes day, returned a verdict holding that both men came to their deaths at the hands of William Alexander, who is now held in the county jail in this city.

WILL OPEN BIDS FOR LEWIS COUNTY ROADS

Centralia, Wash., Jan. 17.-The Lewis county commissioners will Monentered into a contract with the Stanley Reinforced Concrete company, a Centralia concern, for the purchase of concrete culverts. The contract price

MARSHFIELD WOMAN SHOOTS HER HUSBAND

Marshfield, Or., Jan. 17.-Mrs. Charles Franklin, 21 years old, is in jail charged with shooting at her hus-band last night. The couple quarreled azar, last Saturday night, had been cap- frequently and in their apartments tured there. He will be brought to last night the woman attacked her husband with a revolver, hitting him in the hand. Franklin works in a barber shop. The couple came here from Tillamook.

> New Fire Bell Is O. K. Rogue River, Or., Jan. 17. — An abandoned barn caught fire about 2 o'clock Thursday morning and the alarm bell. The bell awakened practically every "sleeper" in the neigh-borhood and the volunteers soon had the fire under control.

Winlock Is Too Large. Chehalis, Wash., Jan. 17.—A special election to be held at Winlock Feb. 10 is for the purpose of reducing Winlock's city limits by 47x75 acres.

SAKURASHIMA ISLAND RECENT DISASTER

Earthquakes Preceding Eruption Gave Time for Inhabitants to Make Escape.

(United Press Leased Wire.) Tokio, Jan. 17.—There was the utmost astonishment today when the first available official reports stated that the loss of life on Sakurashima fsland was very slight, despite the fact that some 2000 houses were destroyed in the two days' terrible eruptions of the volcano on the island, The official report said that eleven persons were killed on the island, nine by falling walls and two by drowning. It was admitted that the total number of casualties would be somewhat more

than this because some are unaccount-Twenty thousand people lived on Sakurashima island, but the volcanic eruptions, the report says, affected only a part of the island. The 150 earthquakes preceding the eruptions gave the inhabitants ample warning. and they fled to the mainland.

CONSUL IDA RECEIVES OFFICIAL REPORT ON ISLAND'S CONDITION

"In regard to the relief fund that night be raised among the citizens of the United States, I am not in a position to say anything," said M. Ida, Japanese consulate, this morning. is because I am sent here from Japan I think the matter depends entirely on the feeling of your people. I may say, however, that if some amount is collected and sent to Japan it would be received with much gratitude, for the sympathy and kindness shown by the best friends of our nation." The following dispatch from the Jap-

anese foreign minister at Tokio to the Japanese ambassador at Washington, D. C., was repeated this morning to M. Ida, the local Japanese consul:
"The eruption of Sakurashima oc curred on the twelfth inst., one-half of the 3500 houses on the island were burned. Inhabitants escaped by ships to the main island of Kiushu. number of those who perished or were wounded is still unknown, but it is be-

lieved to be somewhere about 200; the eruption still continues, but "Ashes fell upon the city of Kagoshima where an earthquake was also refuge in different directions, about 20 being wounded or killed. The railroad, telegraph and telephone communications were cut off, but they are There are possibilities of a wonder- from \$75 to \$90 a month was tabled for this morning that the \$710 granted again restored. The investigation of fully strong showing at Washington. The commissioners re- recently for the purpose of dividing the actual damage is going on and expected not to be so great as reported by the papers. The eruption of Mt.

Kirishima occurred and the rumbling of Mt. Aso was heard for a while. causing an earthquake, but did no serious damage beyond throwing a cloud of ashes over the districts. "Owing to the flood and climate since last summer, the crop of rice in eight northeastern prefectures and in Hokkaido was a great failure. The povliving here under the name of A. B. erty of small farmers is intense, In addition to the sum of 2,300,000 yen which was granted by the imperial house and national treasury to aid sufthe girl and himself, carrying out a ferers, the government appropriated 8,000,000 yen to loan to the people of the districts. The central authority in Tokio cooperating with local gov-

ernors is taking every means of giving

elief.'

One Woman's Case Continued Because of Inability to Prove Allegations.

Mary Britton this morning testified that her husband, Peter Britten, had beaten her and otherwise treated her cruelly, but she failed to produce any witness to corroborate her testimony and the divorce proceedings she had brought were continued by Circuit Judge Kavanaugh. Judge Kavanaugh granted a divorce to Goldie Burge rom Peter Burge after she had testified that he broke her arm once while beating her and had occasionally hit her over the head. He also allowed a decree to Jessie Anderson from Walter B. Anderson on a charge of crueity and desertion. She was allowed to resume her maiden name, Jessie Green-

suits and will grant decrees in each. Lizzie M. Slaughter charged Ralph H. Hood River valley complaining of Slaughter with desertion, Martha Hyer rates in the valley as compared with C. Hyer and Elizabeth Hutch charged that on the day following their receipt, William Hutch with cruelty. Judge the commission addressed a letter to Gatens granted a divorce to Gladys R E Miller, one of the committee sub-Goldblatt from Sam Goldblatt on a mitting the petitions. charge of cruelty. Judge Davis al- "His attention was directed to the charge of cruelty, Judge Davis allowed Lorena A. Gilbert a divorce and

"MURDER WILL OUT,"

Seattle, Jan. 17 .- After 18 years of ilence, Frank Berliske of Ravensdale, small mining town near here, voluntarily gave himself up to the sheriff today and confessed to a murder committed in Scranton, Pa., in 1896, Berliske implicates Samuel Norris, who according to a wire from the Scranton suthorities, was tried for the crime and

The confession, it is said, alleges that Berliske and Norris killed John Mickus with an ax.

WOMAN FINDS BODY

Tacoma, Wash., Jan. 17 .- Attracted by drops of blood falling on her shoulders from the rafters above, Mrs. A. Hartke found the body of her uncle Peter Noble, 65, in his barn at Orting today. Noble had cut his throat with ceeded Daniel G. Reid and Judge a razor. Financial troubles are given William H. Moore to the manage- as the cause for the act. Noble was an ex-councilman of Orting and well known in this part of the state.

ARCHDUCHESS ISABELLA WHO IS NOW NURSE FOUR PERISH WHEN



Bayaria was dissolved last October, has since theen working as a nurse in a hospital in Vienna.

ourt session and heard several un-

important cases. Others went over until next Saturday. Judge Gatens is

suffering from stomach trouble and

was ill the greater part of last night.

BUT NO CITY ATTORNEY

Grants Pass, Or., Jan. 17.-Becan

firm the mayor's police force appoint-

ments, this city has two sets of police

heed City Attorney Norton's advic

on the matter, Norton resigned. The

Best Wines, Liquors and Beers Served

4111/2 and 413 Morrison, near 11th St.

to try and adjust matters.

council will meet again this afternoon

When the council refused to

TWO SETS OF OFFICERS

IS MADE VERY CLEAR

In Hood River Case It Is Denied That Complaints Were Not Heeded.

(Salem Bureau of The Journal.) Salem, Or., Jan. 17 .- In a letter to I. Mason of Hood River, Chairman F. J. Miller of the state railroad commission denies the reported assertions made by Mr. Mason that the commsson buts off complaints with "technical requirements and orders to appear through attorneys." Mr. Miller says: "We note in the Oregon Sunday Journal of January 11 a dispatch from Hood River purporting to give an account of proceedings at a meeting of the Farmers' Irrigating company, in which you are reported as scoring the railroad commission 'for refusing to hear the common people.' It was further stated that farmers declared that appeals to the commission were met with technical requirements and orders to appear through attorneys.' Denies Such Order.

"We are at a loss to know what appeals to the commission are referred to, or wherein technical requirements have been made. As to the intimation that complainants were ordered to appear through attorneys we beg to advise that no such order has been

Chairman Miller gives an account of every complaint filed with the commission from Hood River, and points out that instead of the commission falling to respond to appeals or complaints, letters sent by the commission were not answered in a number of in-Circuit Judge Morrow heard three stances. Speaking of two petitions signed by light and power users of made the same charge against Edward those in Hood River, Mr. Miller says

"His attention was directed to the fact that the company whose rates custody of two sons from Clarence E. were complained against was not Gilbert on a charge of cruelty and a named and as two companies operate divorce and custody of one child to in that territory we were uncertain Matilda Cameron, a janitress, from which one was meant says Mr. Miller which one was meant," says Mr Miller, Daniel Cameron on a charge of crueity "At the same time Mr. Miller was furnished with Rules of Practice and Procedure before the railroad commission of Oregon, advised as to the form in which to draft complaint, in-EVEN AFTER 18 YEARS formed that upon return of such complaint it would be set for hearing and further informed that such complaint would not necessarily involve himself or other patrons in any expense.

"Mr. Miller was also informed that complaint should be signed by at least three persons, which is in accordance with the requirements of law, If this is the matter referred to by yourself and others in the meeting we are unable to understand how any such charges as were reporetd to have been made can be sustained. "You are of course aware that the

commission lacks authority to make changes in rates except upon facts presented at a hearing, and as shown by corespondence referred to herein. OF UNCLE SUICIDE the commission has been ready at all times to entertain any complaint presented from Hood River and give it consideration in the manner defined by law, without technical obstructions and without requiring the services of

> Judge Gatens III. Although so ill that he could hardly get to the courthouse this morning, Judge Gatens appeared for the juvenile

er to Morton, Since the Tacoma & Eastern was built into Morton several CABIN HOME BURNS

Father, Returning to Rescue His Children, Is Lost With Them.

(Special to The Journal.) Spokane, Wash., Jan. 17 .- J. C. Curd, two children and Mrs. Curd's sister perished in a fire that destroyed an abandoned miner's cabin near Malta Mont., last night. Curd and his wife scaped with serious burns. Curd returned to rescue the other three, was overcome and burned to death. Mrs. urd will probably die.

Petition for Star Route. Centralia, Wash., Jan. 17.—A petition is being circulated for the reestablishnent of the star mail route from Brem-

Lunch Dinner

After-Theatre

Supper

THE superiority of the cuisine in the Rathskeller Grill appreciated by the multitudes assembling here for the delightful business men's lunchthe excellent dinners and the dainty aftertheatre suppers. **D**%0

Concert and Cabaret Extraordinary

At all three of these eating hours, the Hotel Oregon Cabaret Company and the Hotel Oregon Orchestra, under the able leadership of Signor Pietro Marino, entertain with a program of vocal and instrumental, spe-

Hotel Oregon Wright-Dickinson Hotel

years ago the residents of Bremer have been getting their mail by a stub route from Morton, but the service CHASED BY SPEEDER

AND LANDED IN JAIL Aberdeen, Wash., Jan. 17 .- Chased by a railroad speeder and captured by the guard in Potson's logging camp, placed on a logging train and carried to the river landing, from which po-

ice were summoned, Joseph Hart and

John Brown were put in the Hoquiam

jail today. They are charged with

AMUSEMENTS

HEILIG

RICHARD III

Frices \$2; \$1.50, \$1, 75c, 50c. BOX OFFICE SALE NOW OPEN

4 NIGHTS TOMOTTOW Special Price Matince Wednesday.

William Morris Presents THE DARING DRAMA OF TRUTH

The Blindness of Virtue

Every parent and young girl should know

Eves, \$1.50, \$1, 75c, 50c. Wed. mat, \$1.

BAKER Main 2, A-5360 Geo. L. Baker. Mgr. Coo. L. Baker. Mgr. Portland's most popular smusement organization, in one of the famous plays of the sgs. "AS A MAN THINKS" As played by John Mason. First time at popular prices. Entertaining, fascinating and inspiring. A performance you will never forget. Evenings: 25c. 35c. 55c. 55c. Mats., Wed. 25c. Sat. 25c, 50c. Next week, attring tomorrow matines—"The Traveling Salesman."

THE RIDING COSTELLOS, Newsboys, Sexteste, Imperial Japanese Acrobats, Allegro, Lyons & Culion, Cannibal Isla, Musical ait, with Waster Terry and Fiji Girls; Pantagescope, Orchesta, Popular prices. Boxes and first row belicony reserved. Phones A-2236 Main 4638. Curtain 2:30, 7:15, 9:10.

Keating & Flood's Princess Musical Comedy Company in "The Follies." Tweeday night, Athletic Contest: Thursday night, Fifty-piece Dinner Set for Set Friday night, Chouse Girla' Contest. Pricas: Nights 18c. 25c. Matiness, any seat, 15c.



PERSON OF THE WHITE LIGHTS. "Constance and the Temptress." Selig drama, and "Andy Plays Bero," Edison com-

1:47 P. M.

1:30 P. M.

10c-ADMISSION-10c



PARK AND ALDER STS. PORTLAND, OR. In the theatre and shopping district, one block

from any carline. Rates, \$1,00 per day and up; TAKE OUR BROWN AUTO BUS

NEW ELECTRIC TRAINS and change in schedules on SOUTHERN PACIFIC

The Big Red Cars of

"THE WILLAMETTE VALLEY LINE" will begin regular service next Sunday between Portland and Whiteson replacing some of our regular steam trains. All regular trains between Portland and Oswego will be operated by

electricity. As fast as additional electric cars are available, they will be put in service. Present schedules of such trains will not be materially changed, except Two additional electric trains between Portland and Forest Grove

via Fourth Street. 2:50 P. M. 9:05 A. M. Portland 2:40 P. M. 9:10 A. M. 4th and Yamhill Ar. 2:11 P. M. 9:45 A. M. Beaverton

Hillsbo ro

Above trains will connect with Nos. 39 and 40 at Beaverton. No. 39 will leave Portland Union Depot 8:45 a. m. via Willsburg. No. 40 will arrive Union Depot via Willsburg at 3:10 p. m.

Forest Grove

No. 8 Sunday train McMinnville to Portland discontinued.

No. 6 McMinnville to Portland will run daily.

Following Oswego trains will run to and start from Fourth and **Burnside Streets:**

No. 95.....Lv. 8.42 A. M. No. 96......Ar. 8:42 A. M. No. 118...... Ar. 11:20 P. M. No. 119.....Lv. 11:35 P. M.

Other Oswego trains arrive at and depart from Jefferson Street Station. Train No. 89, Portland to Oswego, and No. 120, Oswego to Portland, discontinued. Other Oswego local trains will run DAILY.

Stops on 4th St. for passengers are at Burnside, Stark, Yamhill and Salmon Streets. Nos. 76 and 77 will operate between Portland and Airlie.



10:05 A. M.

10:20 A. M.

NOTE WELL-ELECTRIC TRAINS marked "West Side" operate via 4th Street, Beaverton and Forest Grove to Whiteson. Those marked "East Side" operate via Oswego and Newberg.

John M. Scott, General Passenger Agent.