

WITHYCOMBE, KAY ASK THAT ENGINEER CASE BE CONSIDERED AGAIN

Want Points Decided Which Were Not Raised in the Johnson & Peterson Suit.

OLCOTT FAILS TO VOTE

Governor and State Treasurer Contend That Decision Leaves Many Important Points Still in Doubt.

Salem, Or., Jan. 6.—The state highway commission has adopted a resolution to petition the supreme court to further adjudicate the issues presented by the highway engineer case to the end that further uncertainty in the law may be avoided and the rights and duties of all concerned settled beyond dispute.

The resolution, which was introduced by State Treasurer Kay, recites that the decision in the case brought by Peterson & Johnson against State Engineer Lewis left undecided some of the important issues involving the relations of the state highway commission and the state engineer and contends that a full determination of all matters and points involved would be of inestimable value to the engineer and commission.

Kay explained that it was not proposed to dispute the decision of the supreme court of last week but he insisted it did not go far enough and decide the constitutionality of the first sections of the 1915 law. He pointed out that Lewis had dismissed Cantine once, interpreting the law to mean that he had that power, although the commission had named Cantine. Kay's idea seemed to be that the supreme court could take up the points in question and interpret them, although they had not been raised in the Peterson & Johnson suit.

Governor Withycombe voted with Kay in favor of the plan and Secretary of State OLCOTT did not vote. In the discussion of the matter he stated that it had been his impression that the supreme court was through with the case.

By inference, the supreme court has said that the sections of the 1915 highway act are valid, with the exception of the last sentence of section three, Kay believes. The first sections give the commission the power to appoint the deputy state engineer and it was under these provisions that E. J. Cantine was named. The law fixed his salary at \$3000 per year.

NORTHERN MILLS GET ORDER TWO MILLION FEET FROM RAILROAD

Chicago-Northwestern Buys on Grays Harbor, Puget Sound and Willapa Harbor

Aberdeen, Wash., Jan. 6.—An order for 2,000,000 feet of large dimension lumber has been placed in the northwest by the Chicago & Northwestern railroad. Of this order Grays Harbor mills received 200,000 feet, the rest of it going to Willapa Harbor, Puget Sound and Centralia mills.

Millmen here are watching with interest the bids of three car companies upon the 2000 new cars wanted by the Union Pacific system.

Northwest Lumber Specified.
The railroad has specified that the lumber for these cars is to come from the northwest, which means that Grays Harbor will receive its

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LANE COUNTY'S COURT FIXES 1916 TAX LEVY AT RATE OF 15 MILLS

Levies General Road Tax on Three Objecting Districts and Lawsuit May Result.

Eugene, Or., Jan. 6.—The county court has fixed the 1916 tax levy for Lane county at 15 mills, as compared with 15.5 mills last year. For general purposes the levy is 5.62 mills; apportionment of state tax, 3.40 mills; for

county high school purposes, .58 of a mill; for county school purposes, .25 mills; for school library purposes, .036 of a mill and for school district maintenance purposes, .012 of a mill. The levy is based upon a total property valuation of \$29,777,165.

The court followed the recommendation of the taxpayer's meeting in levying a general tax for roads against three separate and independent road districts, Eugene, Springfield and Cottage Grove, which protested against the budget, claiming they are taxed for street purposes and should not pay a general road tax.

Members of the Eugene city council and private citizens are talking of enjoining the court from levying such a general road tax.

Glenada Saloon Men Arrested.
Eugene, Or., Jan. 6.—Accused of selling liquor to a minor before the prohibition law of the state went into effect, T. C. Luckey, Pearl Court-right and Charles Hadley, owners of

the only saloon in operation in Lane county up to January 1, were arrested Wednesday and gave bonds for their appearance in justice court later in the week.

These men conducted a saloon at Glenada at the mouth of the Siuslaw river. The warrants of arrest charge them with selling liquor to Charles Harwood of that place on December 28, 29 and 30. The warrants were sworn to by R. B. Leabo, a private detective engaged by peace officers to obtain evidence against persons suspected of violating the liquor law.

John Marshall, arrested a few days ago on a charge of selling liquor in violation of the local option law in December, pleaded guilty in justice court today, and was fined \$150 and \$34 costs, which was paid.

Ninety per cent efficiency is claimed for a new English steam boiler under which a mixture of coal gas and air is burned through a fine mantle of some extremely heat resisting substance.

STUBBS TURNS DOWN TEDDY AND GETS INTO HUGHES' BAND WAGON

Says Associate Justice Only Man Who Has Chance of Beating Democrat.

Trenton, N. J., Jan. 6.—(I. N. S.)—Former Governor W. R. Stubbs of Kansas, one of the seven state executives who induced Theodore Roosevelt to organize a new party, has switched from the colonel. He now picks Associate

Justice Charles E. Hughes as the one man who can undo the Republican and Progressive parties and carry the country.

"Hughes is the only man who can defeat any Democratic candidate and reunite the G. O. P. and Progressives," said Mr. Stubbs here today. "It is said he would not accept the nomination, I don't believe he would seek it, but no man could refuse the honor if it was proffered."

Mr. Stubbs was enthusiastic over the possibility of William E. Borah, or any of the other western "possibilities" being nominated. As far as Roosevelt himself is concerned, the former governor was far from optimistic. "The conservatives would have as much objection to Roosevelt as the Progressives would to Taft," he said.

Charles Read Dies Suddenly.
Aberdeen, Wash., Jan. 6.—Charles Read, aged 21, one of the prominent young business men of the city, died suddenly this morning.

Mrs. F. W. Loomis Born in Portland

Aberdeen, Wash., Jan. 6.—News of the death of Mrs. F. W. Loomis at Reidsland, Cal., was received today. Mrs. Loomis was the wife of a leading attorney here, and daughter of the late Charles R. Wilson of the Wilson Bros. Lumber company. She was born in Portland about 37 years ago. Her marriage here seven years ago was a brilliant social event.

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