

BRANDEIS AIDED RAILROAD, SAYS IOWA GATE MAN

Clifford Thorne, Chairman of State Railroad Commission, Appears Against Nominee for Supreme Justice.

CLAIMS HE BLOCKED AN ATTEMPT TO CUT RATES

Broke Faith With His Associates in Railroad Rate Case, Claims Thorne.

Washington, Feb. 9.—(U. P.)—"I charge Brandeis with being guilty of a breach of faith." This accusation was hurled against President Wilson's nominee for United States supreme court justice, Louis D. Brandeis of Boston, by Clifford Thorne, Iowa railroad commissioner, today.

Thorne's sensational declarations, and the defeat of Senator Clark's effort to send the hearing to the full judicial committee, which is unfriendly to Brandeis, instead of having it before a subcommittee, constituted the features in the opening fight on the lawyer.

Reports previous to the hearing were that Thorne would charge the alleged breach of faith to Brandeis' desire to prevent President Wilson's political career from being shattered by an adverse decision in the case, that might react on the country's business situation. This charge was not denied, but Thorne did charge that Brandeis had assumed a position in favor of an increase, when such was not needed.

Thorne declared that Brandeis had represented that he would resign in 1916, while Thorne represented the western shippers. Two questions were then at stake: Were the railways entitled to more revenue, and if so, where from?

In 1913, the Interstate Commerce commission named Brandeis as special counsel in the five-cent rate case. Thorne read the letter in which the commission engaged the Boston attorney. This instructed Brandeis not to attempt to prove any particular side.

"Nevertheless," said Thorne, "he committed himself to the proposition that a return of 7 1/2 per cent on the investments of the railways was inadequate and negligible."

Thorne said that Brandeis had incensed the commission to have the Thorne argument against an increase placed ahead of the railroad attorneys, though Thorne had asked to follow them. The next development was Thorne's discovery that Brandeis believed the railways were not earning enough.

"I was dumfounded," said Thorne. "He admitted that the railways had been trying for years to prove by every possible propaganda."

"But," interrupted Senator Walsh, "Brandeis only argued that their net revenue was inadequate. He did not admit that the gross returns were inadequate did he?"

"All we discussed was the net revenue," replied Thorne.

Bombs Rained Upon Ramsgate by 2 Airships

British Admiralty Reports That No Damage Was Done by German Raiders.

London, Feb. 9.—(U. P.)—Two German aeroplanes bombarded Ramsgate and Broadstairs at 3:30 o'clock this afternoon, but the admiralty announced that they did no damage.

Ramsgate is a seaport town of Kent, 57 miles from London. Broadstairs is a warlike place 40 miles from Ramsgate. That the aeroplanes were the new Fokker type which England has feared would raid her coast is likely.

CITY WILL CONSTRUCT OWN WATER PLANT IN ST. JOHNS DISTRICT

Council Decides on Course Today; Private Company Sticks to Its Price.

The city is to build its own water plant within the St. Johns district, according to a decision of the majority of the city council today.

The action was taken when a report of Commissioner Daly authorizing the water bureau to begin operations was adopted. The report also provided that City Attorney La Roche should draft an ordinance providing for the sale of \$125,000 in water bonds to pay for the cost of construction.

Unless the company lowers its price of \$109,550 for the plant, today's action means that the city will build its own system. So far, however, there has been no word received at the city hall that the company will lower its price.

When appearing before the council a number of days ago, officials of the company said that their offer of \$109,550 was final.

Three Are Set, Two Against. The report of the city council to the voters of Commissioners Bigelow, Daly and Baker, while Mayor Albee and Commissioner Dieck opposed the plan, commended the amount asked was a fair price.

In explaining his stand Commissioner Baker said that he was willing to pay \$108,000 for the plant and if the company did not accept that, he was willing to have the city build its own plant. Believing that it would cost less to build a plant here than to import it, he voted for the report, however.

Commissioner Daly opposed paying over \$109,550 for its plant if it is willing to accept \$100,000 from the city. I will cover with the entire country side from Lents Junction to Sellwood Gardens.

Foster road, where it crosses the stream, is nearly two feet deep in water and the lower floors of some 30 houses near Lents Junction are flooded. At Sellwood Gardens one house is reported to be in water up to its porch.

Johnson creek was reported to be subsiding at noon.

In effect, it is a real disavowal of the torpedoing, with loss of American life. But what the president considers is even more important, is that the reply furnishes a precedent and report. Congress House.

The immediate cause for this satisfactory termination of a dangerous controversy is known to have been the report of the first instance of the kind in the history of the Gulf coast.

ROON CAPTURED BY THE BRITISH IN 3-HOUR FIGHT

German Commerce Destroyer Reported Taken by British Cruiser Drake in Running Fight Near Bermuda.

Two German Prizes Are Taken With Her

British Report 32 Officers, 719 Men Taken With the Three Prizes.

New York, Feb. 9.—(U. P.)—The Globe today said that a Bermuda message reported that the British cruiser Drake, after a three-hour fight, 200 miles northeast of Bermuda, had captured the German commerce destroyer Roon.

The Roon was one of the vessels named as the possible captor of the British liner Appam, recently brought into Norfolk, Va. at the Washington Navy Yard.

Drake here had no crew, and was taken in the three prizes. The Roon had 32 officers and 719 men on board.

Seagrave, mentioned above, is probably the captain who was with Admiral Beatty's fleet when the Roon was destroyed by the Germans some time ago. Danforth, the Globe said, was probably a lieutenant. The British cruiser here had no crew, and was taken in the three prizes.

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The Roon is a slower boat, making 21.7 knots. She displaces 9050 tons, is 403 feet long and is armed with four 8.2 inch, ten 6 inch and eighteen smaller guns. She is newer than the Drake, having been completed in 1906. Her complement numbers 657 men, including 100 officers.

The body of Guernsey was recovered last yesterday after fishermen had sliced the fallen earth.

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BULLETINS

Coast to Ship Arms to China. Los Angeles, Cal. Feb. 9.—(P. N. S.)—Arrangements for large shipments of arms and munitions from San Francisco, Seattle, Portland and Los Angeles to aid in a revolution against Yuan Shi Kai, recently proclaimed emperor of China, are understood to have been admitted here by the Los Angeles agent of a large munition factory. The deal is headed by Saa Francisco Chinese, it is said.

Indict Society Woman. New York, Feb. 9.—(I. N. S.)—Mrs. Whitney Warren, society woman and the wife of one of America's foremost architects, was indicted here today on charges of undervaluing goods brought from Europe in November.

Czar Ferdinand in Berlin. Berlin, Feb. 9.—(I. N. S.)—Czar Ferdinand, accompanied by the Bulgarian premier, arrived at German headquarters today.

Secret Wireless Stations. Washington, Feb. 9.—(I. N. S.)—Numerous secret wireless stations on both coasts of the United States are being operated by German and British agents, according to information received by the navy and commerce departments.

300,000 May Strike. New York, Feb. 9.—(I. N. S.)—Three hundred thousand additional garment workers today were expected to join the 100,000 women already out on strike. Many are attempting to straighten out the difficulty. Police are patrolling the strike district.

Steamer Without Fuel. San Francisco, Feb. 9.—(U. P.)—The steamer Olson, owned by the Olson & Mahony company, is adrift in the Gulf of Mexico because of lack of fuel, according to wireless reports received here today. The ship has no fuel and is unable to proceed.

Mud Wrecks Six Seattle Homes Today. Seattle, Wash., Feb. 9.—(U. P.)—Six homes were wrecked when an avalanche of mud broke loose today in the city. The mud was from a hillside that had been eroding for some time.

One Woman Hurt When Avalanche Sweeps Down Alki Avenue and Menace Life. Seattle, Wash., Feb. 9.—(U. P.)—Six homes were wrecked when an avalanche of mud broke loose today in the city. The mud was from a hillside that had been eroding for some time.

LINER ORISSA MAY BE A VICTIM OF GERMAN RAIDER ON ATLANTIC. New York, Feb. 9.—(U. P.)—The 535-ton British passenger liner Orissa, plying between South America and England, is believed today to be at the bottom of the ocean, a victim of a German commerce raider.

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TRAIN WRECK BLOCKS ROAD ON NORTH BANK

Passengers and Train Crew Escape Injury When Seven Coaches of Great Northern Leave Rails at Grand Falls

OCCUPANTS OF CARS SEVERELY SHAKEN UP. Six to Seven Hours Needed to Clear Wreck and Repair Track.

All North Bank trains were tied up at Grand Falls when seven coaches of Great Northern train, No. 1, left the rails at that point at 7 o'clock this morning. The cars pitched over on the side.

No one was injured. The report received from the conductor of the train by the S. P. & S. officials, states that the train was moving slowly at the time of the accident and was stopped quickly. The passengers all were given a severe shaking up, however.

It was estimated here that between six and seven hours would be required in which to straighten out the wreck and repair the track. The report of the cause was lacking, but it is believed to have been caused by a broken rail.

No. 1, the train in Portland at 7:45 o'clock tonight.

BOSTON IS BELIEVED TO BE HEADQUARTERS FOR ANTI-ALLY PLOTS. Federal Agent Said to Have Secured Dictagraph Record of Conferences.

Boston, Feb. 9.—(U. P.)—That German agents, active against Canadian and American munitions plants, have moved their headquarters to this city is believed here today. Indeed, reports say that Federal Agent Schmidt, acting on a tip from British Ambassador Spring-Rice, trailed the alleged plotters to an office in a building on Milk street and took a dictagraph record of their conferences.

The hasty move of the agents to this city is thought to have been the result of a hurried tip from suspicion in London.

Authorities here hint that other cities have become too "hot" for the plotters and that they decided to make their headquarters here, inasmuch as Boston has a reputation for being a neutral plotting case.

The alleged plotters are said to have gone to the city in a limousine with a prominent Boston man, who would be in a position to buy dynamite without suspicion being directed against him.

Ottawa Investigates Plot. Ottawa, Ont., Feb. 9.—(I. N. S.)—The inquiry into the cause of the configuration which destroyed the parliament building which opened at the city hall on Thursday.

Montreal Fears for City Hall. Montreal, Que., Feb. 9.—(I. N. S.)—Threats to the Montreal city hall were received in Ottawa today by Mayor Martin of Montreal. He is hurrying to this city. Police men are guarding the building.

Stone Can Be Used On Local Postoffice. Washington, Feb. 9.—(WASHINGTON BUREAU OF THE JOURNAL.)—Stone can be used within the cost limit for the postoffice, the use of brick under the Portland Chamber of Commerce representatives, involves the redrafting of the plans and several other delays.

Russians Defeated By Persian Tribes. Berlin, Feb. 9.—(I. N. S.)—897 Wireless to Sayville.—That Russian forces in Persia have met with a severe defeat at the hands of Persian tribesmen, and that they retreated in disorder, was the advice received here today in a report from Constantinople.

Serbs Check Austrians. Corfu, Feb. 9.—(I. N. S.)—The following official statement was issued today by the Serbian war office: "We have checked the Austrian advance toward Durazzo, capturing 200 men."

Relief Reaches Homesteader Sick Man Faced Starvation County Sends Out Expedition

Relief reached James E. Templeton, snowbound and enfeebled in his mountain cabin on the Columbia river highlands, just when he had given up hope and believed himself overcome by the blizzard.

The relief expedition was sent out by the board of county commissioners and H. D. Griffin, chairman of the county board of relief. The rescue party returned to Portland last night after several days of toiling on snowshoes through the deep drifts over obliterated trails.

Templeton is crippled with muscular rheumatism. When the first deep snows came, he found himself unable to venture out to cut fuel. Last week the shake roof of his shack collapsed under its weight of snow and his little stove was overturned. He could not get it up again.

Being unable to set up his stove or get fuel for the hearth, Templeton today took to his bed for warmth and, when found by a party of three Mazamas and a homesteader who lives near the man, was so ill from his rheumatism condition as to be helpless.

The rescue party consisted of George J. Eldredge, a Portland man, T. B. Conway, who were directed to the Templeton cabin by a rancher named Bellings. The Portland party started Saturday night, leaving the train at Bridal Veil, where supplies were obtained. From the train the relief party had a constant fight with drifts. It required three hours to go from Bridal Veil to Palmer, four miles. At 5 o'clock Sunday afternoon the men reached Multnomah basin, where they met Bellings, and stayed the night at an abandoned cabin. The expedition was returned Monday morning and Templeton's cabin was reached in four hours.

One Rescuer Remains. After setting up the stove, clearing the snow from the doorway and cutting a week's supply of wood, the Portland men returned home, renewing the fight against the blizzard. Bellings remained to provide a morsel of food and get the cabin roof repaired. That Templeton would have died within a few days had not relief reached him was the opinion of members of the rescue party, who said he was suffering intensely from exposure.

Templeton is a city man who had taken up a homestead on Cub mountain. Last year's mild winter convinced him that he could remain safely this winter with his temporary abode, which was merely a tent house with a shake roof.

ALLIES PREPARE FOR OFFENSIVE IS REPORT FROM GREEK SOURCES. Movement Toward Bulgarian Thrace and French Disembarkation Are Expected.

London, Feb. 9.—(I. N. S.)—The Athens correspondent of the Daily Mail telegraphs: "It is reported from Bucharest that the German and Bulgarian army commanders intend to request the withdrawal of the neutral powers at Monastir in Bulgarian and Turkish Thrace and in other strategic points."

The Athens correspondent, after strengthening thoroughly, are now making reconnaissance."

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CAN STATE TAX IMPROVEMENTS ON U.S. AIDS?

Question of Vital Interest to Settlers on Reclamation Projects Brought Up in a Test Case in Idaho.

LAND COMMISSIONER TALLMAN SAYS NO

Power Companies on Government Lands Are Said Not to Be Exempt.

Washington, Feb. 9.—(WASHINGTON BUREAU OF THE JOURNAL.)—The house committee on public lands today voted February 17 for hearing on the Oregon-California land grant case. Senator Chamberlain, Representative Hawley, and other congressional delegation and departmental officers are to be heard.

Governor Withycombe has been invited to elaborate a statement official for the hearing if desired. A general invitation has been issued to all wishing to testify.

Washington, Feb. 9.—(WASHINGTON BUREAU OF THE JOURNAL.)—It develops that Clay Tallman, commissioner of the general land office, is on record in several instances with opinions holding that lands in which the United States possesses a lien, however small, are not subject to taxation, and therefore cannot be sold by the state for non-payment of taxes on permanent improvements.

Will R. King, chief counsel for the reclamation service, recently gave an opinion on this line as to taxation of improvements made by settlers on reclamation projects. The question has been the subject of conflicting decisions in the courts, however, and a test case intended to settle the controversy was lately begun by the United States supreme court, which is seeking to have declared illegal certain taxes levied by officials of Canyon county, in that state, on the lands and other improvements of strikers on non-patented lands.

Tallman Cites High Decision. Commissioner Tallman, in an opinion given last May, cited the case of Van Brocklin vs. Tennessee, decided by the United States supreme court, as authority for holding that public lands are exempt from state taxation, even in the absence of an exemption clause in the grant.

DR. LUTHER H. DYOTT DRIFTS ON FLOODING TIDE OF WILLAMETTE. Portland Pastor Upon Reaching Land Walks Shaky, Trestles to His Meeting.

Eugene, Or., Feb. 9.—Dr. Luther H. Dyott, pastor of the First Congregational church of Portland, has fled his life in the flood waters of the Willamette river last evening in order to reach Eugene in time for a meeting held here to further the cause in the laymen's convention in Portland.

Dr. Dyott had been at Corvallis attending a similar meeting. He expected to take the Oregon Electric train for Eugene, but when he reached the station across the river from that city he found that the trains were running on that branch. The overflow waters from the river were racing across the lowlands, and Dr. Dyott hired a boatman to take him across the stretch of water, and in the midst of the stream the boat was overturned. The boatman lost control of the craft, which sped down the stream several hundred yards.

The boatman says Dr. Dyott was rescued by a log raider. Dr. Dyott walked several miles and reached Eugene in time for the meeting, but in time to make an address.

Corvallis Partly Inundated. Corvallis, Or., Feb. 9.—The low lanes between the station across the river from that city he found that the trains were running on that branch. The overflow waters from the river were racing across the lowlands, and Dr. Dyott hired a boatman to take him across the stretch of water, and in the midst of the stream the boat was overturned. The boatman lost control of the craft, which sped down the stream several hundred yards.

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