

STATE BOARD IS ASKED TO DELAY ACTION ON LAKE

That the owners of lands along the banks of Malheur lake were not consulted during the recent controversy leading to the defeat of the Malheur bird reserve bill is the contention of Fred Otley of Lawen, Harney county, who is in Portland today. Otley declares, as a matter of fact, that the owners of these lands contiguous to the lake are riparian owners and therefore the state has no title whatever to the lake bed and cannot contract it away either to the government or to private owners.

Otley has written a letter to the state land board, advising that any action toward bestowing lands below the meander line be withheld until a suit brought to quiet title to lands in the lake bed is settled, holding that any such grants would merely complicate the issue.

WOULD GIVE FACTS

The election being over, I think the people of Oregon are entitled to know all facts concerning Malheur lake, which has been a lake proper from the beginning of time and a federal bird reserve since 1908," said Otley. "These facts are not in unison with the ideas of W. L. Finley, Percy W. Cupper, William Hanley, Henry L. Corbett, the Burns Commercial club, Jimmy Donegan and many other writers and workers for or against the Roosevelt bird reserve. It is the majority of the people of Oregon who just voted down. As a matter of well-known fact, Malheur lake was originally owned by the federal government and in due course of time was surveyed and meandered as a lake, and the lands surrounding same were thrown open for settlement and filing by citizens of the United States (which was done). Many of these settlers were dissatisfied with the original survey and meander line of Malheur lake, and in 1893 applied for a survey, and as the title to these lands surrounding and within the lake still rested in the federal government, the application was finally agreed to under certain conditions and reservations and the new survey took place and was approved by the federal government in 1898. After this time settlers who had filed lands bordering on Malheur lake moved up on said lands and obtained a patent from the United States government for same and in accord with riparian law and various decisions of the United States supreme court owned the uncovered land below the meander line of the lake to the water's edge, so became riparian owners of Malheur lake.

CASE IS CITED

"In support of this contention we have the state supreme court's decree in the case of Caulfield vs. Smyth, 1913, viz.: First, that Malheur lake is a lake proper and not a tule marsh; second, that the survey of Malheur lake in 1895 was a correct survey; third, that the meander line owners of Malheur lake own to the center thereof. "On account of withholding from filing numerous fractions of land bordering on the meander line of Malheur lake, the federal government is a riparian owner with the rest of meander line owners, and has never turned the lake over to the state of Oregon as swamp, and never will, unless the state can prove that Malheur lake was a swamp in 1860, which up to this time the state officials have been unable to do. State legislatures and officials have no jurisdiction over lakes proper or federal reserves, and Malheur lake is both, consequently W. L. Finley's bill that has just been voted down was a farce, and the legislative bill of 1913, authorizing the state to land under the contract for the Malheur lake was unconstitutional and consequently a farce. But these bills and the fact that the lake has been dry during the years 1912 and 1913 through lack of snowfall in the adjacent blue mountains, have brought about a state of affairs that compels the riparian owners to bring suit against all other claimants of the uncovered lands below the meander line of Malheur lake. This suit to quiet title is 'pending,' and we ask the state officials to take the action in disposing of the water or lands within said meander line of Malheur lake until title to same has been decreed by the supreme court (the said suit) to either the state, the squatter or the riparian owner, as it might cause complications."

Southern Pacific Puts New Train, "Shasta," on Run

The Southern Pacific beginning November 14 will put on a new train, "The Shasta," which will leave Portland 7 p. m. daily, arriving at San Francisco the following day at 10 p. m.

San Francisco express No. 13 will leave Portland 7:30 p. m. instead of 8 p. m., as at present, arriving San Francisco at 10:30 a. m. There will be no change in the "Oregonian," leaving Portland at 1 a. m. The "California Express" No. 15 now leaving Portland 9:30 a. m. will leave at 8:40 a. m. arriving San Francisco at 6:50 p. m.

Effective November 14 a through standard sleeper service will be inaugurated between Portland, Tacoma, Seattle and Los Angeles, leaving Seattle 11:15 p. m. and arriving on train No. 15 at 8:40 a. m., Portland at Los Angeles early the second morning.

Trains 11, 13 and 15 will carry through standard sleepers from Portland, Tacoma and Seattle to San Francisco.

Northbound the new "Shasta" will leave San Francisco at 4 p. m., arriving in Portland at 10 p. m., Tacoma at 4:50 a. m., Seattle at 6:30 a. m.

Other northbound trains will continue to leave San Francisco at 10:20 a. m., 8:20 p. m. and 10:20 p. m.

This new 30-hour "Shasta," as well as trains now operating (except the 8:20 p. m. train) will carry through standard sleepers to Seattle.

Pollution of Water Supply is Charged

The water supply of Warrenton and Seaside has been polluted by logging camps, reports L. D. Mars, assistant sanitary engineer of the state board of health, who has just returned from an inspection trip of this region. Mars found a number of logging companies operating upon the watershed and in one instance the loggers were polluting the water by discharging refuse in a pit near the river. The location of the pit was ordered changed.

Game Commission Authorizes Trout Hatchery on Creek

Authority was granted this morning by the state board of game commissioners to proceed with the purchase of a site for a new trout hatchery on Delph creek near Estacada, the hatchery to supply the streams of Multnomah and Clackamas counties.

The commission, after hearing representations that a herd of elk in Klamath county has been ravaging grain fields, ordered the game warden to decrease the herd. It is probable that about 50 elk will be slaughtered to remove what farmers describe as a menace.

ADJUSTMENT CO. OF McMINNVILLE IS INDICTED BY U. S.

A secret indictment against the Knight Adjustment company of McMinnville for alleged violation of the federal penal code, was made public this morning by United States Attorney Lester W. Humphreys.

The company is charged with a scheme to deceive prospective defendants by having forms printed similar to those used by the courts, except that the term "preliminary summons" appears on the face thereof.

"A lawyer could tell immediately from the wording that the form is not a court document," Humphreys said, "but the wording is such as to deceive the ordinary layman not acquainted with court processes." Warrants had been served on J. I. Knight, president, and G. M. Knight, secretary treasurer, of the company. Each is at liberty under \$250 bonds. The particular complaint on which this charge is based is an alleged attempt to collect money by this illegal method from E. W. Wampler. Other collection agencies are said by Humphreys to be using similar forms, but as yet he has not had sufficient evidence to present these cases to the grand jury. The entire subject of printed "forms" is said to be slated for considerable discussion at a convention of collection agents to be held here within a short time.

Wilson Accused of Stealing Own Car And Having Liquor

The old wheeze that an automobile mechanic can always find something wrong with the smoothest running machine played the boomerang trick on George Wilson this morning when he was arrested on a charge of stealing his own car and having liquor.

While Wilson was proving to Lieutenant Harvey Thatcher that he was not driving Mrs. Terry Myers-Herman's machine, Sergeant Shaffer searched the car and found a bottle of whiskey. Now Wilson faces charges of violating the prohibition law.

Federal Assistance In Logged-Off Land Development Is Aim

An aggressive campaign for the development of 10,000,000 acres of logged-off land in Oregon, Washington, Idaho and Montana has been commenced by the Interstate Realty association, according to Ira E. High of Boise, Idaho, president of the organization, who addressed the members' forum of the Chamber of Commerce at noon today.

High stated that committees appointed for the purpose are in conference with senators and congressmen from each of the Northwestern states and that a bill providing for federal aid in the reclamation of logged-off lands would be introduced during the next session of congress, in December. Similar efforts are being made by the association to secure the apportionment of funds for the irrigation of arid lands.

Plans Being Made For Liggett Dinner

General Hunter T. Liggett, commandant of the western division of the United States army, will be the guest of honor at a dinner in the Oregon building, November 30. Arrangements for the dinner are being made by the Chamber of Commerce and the National Guard of Oregon. Liggett is seeking greater cooperation between business men and the National Guard of this state, in line with the national campaign for cooperation now being carried on.

Youth Is Sentenced For Theft of Auto

W. H. Cunningham, 19-year-old youth, was sentenced to six months in the county jail this morning by Federal Judge Wolverton on a charge of stealing an automobile in violation of the federal motor vehicle law.

Cunningham is said to belong to a prominent family at Webster City, Iowa.

Hot Lake Arrivals

Hot Lake, Nov. 8.—Arrivals at Hot Lake sanitarium Friday were: J. W. Dawkins, Spokane; Mrs. A. B. Willis, Portland; Mr. and Mrs. A. W. Reed and Mr. E. Fletcher, South Bend, Wash.; Mrs. D. E. Fletcher, Lewiston, Idaho; E. Timmerman, Hely; Ora Tabler, Lewiston, Idaho; G. May, Portland; Harry Bowers, Milton; Mark Young, Pomeroy, Wash.; Mr. and Mrs. J. L. Noregard, Baker; Mrs. Elizabeth Heimback, Portland.

\$14,123 IS TAKEN FROM LICENSE AND GIVEN ROAD FUND

The general road fund of Multnomah county, which has been "in the red" for some weeks, is again rehabilitated to an extent sufficient to complete several road projects that are well under way and to carry forward emergency work until the end of the present year.

This was brought about at today's meeting of the county commissioners when they passed an order transferring \$14,123 from the motor vehicle license fund to the general road fund, this amount not being required for outlays on state highways within Multnomah county, for the reason that there are no such highways within this county.

The commissioners also solved another problem—that of the payment of rental for the use of the state bridge as a public highway. Payment of warrants for the rental of \$26,250 for the use of the bridge were refused by County Auditor Sam E. Martin on the ground that they called for payment in excess of 10 per cent of the budget appropriation for 1920, which is in violation of the state statute. On recommendation of District Attorney Evans the commissioners decided to make an appropriation in the new budget that will cover the item of bridge rentals from June 1, 1920, to the end of 1921.

HERO OF S. P. WRECK IS GRANTED \$25 FOR 3 MONTHS

The case of Joseph C. Poeschel, which has been considered by courts, state legislature and state and county officials from time to time since 1910, was before the county commissioners again Monday morning, and for the first time in all this long period, a monetary consideration was granted to the man who lost his leg and ruined his health in the saving of 16 lives January 4, 1910, when he kept a Southern Pacific train from wreck on bridge F-3, just south of Portland.

Poeschel's case was presented to the commissioners by C. M. Odehman. Poeschel had previously asked for a county pension. At this time the request was simply for support money for three months, pending the presentation of the case to the Carnegie commission. He was granted \$25 a month for three months. The state legislature, while commending the man's heroic act in saving the train and human lives, simply awarded a medal. A petition signed by state officers, judges of the supreme court, judges who tried the case against the Southern Pacific, and many other citizens, is to be presented to the Southern Pacific company, asking it to make some adequate provision for the man.

COUNTY LIABLE FOR DAMAGE TO PROPERTY, SAYS EVANS

District Attorney Evans has advised the county commissioners that when in the construction of a county highway a machine that reaches to the property line of private owners and there is damage to the property from the banks sliding away, the county is liable for damages. The commission had in three separate instances where demands have been made for the construction of retaining walls to forestall such injuries, and particularly the request of Thornton Mungers on Montgomery Drive. They will at once inspect the construction to determine whether the construction of a retaining wall there is advisable.

COUNTY GIVES \$15,000 TO ISOLATION HOSPITAL

A formal order, was passed by the county commissioners today authorizing the issuance of a warrant for \$15,500 to the city of Portland as the county's contribution toward the construction of the isolation hospital at Kelly Butte. This is also to aid in the purchase of the equipment. The order was passed by the votes of Commissioners Muck and Holman, Commissioner Hoyt refraining from voting, in conformity with his attitude of dissent during the entire discussion of extending county aid to the city's project. The city is now ready to purchase the equipment for the new institution. County patients are to be cared for at the hospital on the same basis as patients from the city.

WIDOW SUES S. P. FOR \$25,000 FOR DEATH OF HER HUSBAND

Suit for \$25,000 for the death of George F. Rusch, was filed against the Southern Pacific company Monday by Mrs. Mary Rusch, the widow and administratrix of the Rusch estate. He was struck by a Southern Pacific train November 9, 1919, at Visalia, Cal., while driving an automobile and received injuries from which he died.

Emma D. Brooks, widow of John A. Brooks, filed suit against the Portland Railway, Light & Power company for the death of her husband. He was a lineman in the employ of the company, and when a pole on which he was working broke, September 16, 1918, at Lowell and Macadam streets, he received injuries from which the complaint alleges his death ensued June 4, 1920.

COUNTY TO AID RED CROSS IN DRIVE FOR MEMBERSHIP

The Portland chapter of the Red Cross appealed to the county commissioners today for aid in reaching residents of Multnomah county outside of Portland in the drive that is to begin on Armistice day for funds for this organization and an extensive increase in its membership. The commissioners acquiesced in this request and delegated Commissioner Muck to act on behalf of the county in this regard. County vehicles and employees will be impressed into this service for the day.

Solution of State Problems Will Be Discussed Tuesday

Between 25 and 35 of the most prominent men of the state will gather in the Oregon building Tuesday morning at 10 o'clock to discuss ways and means of effecting greater cooperation in solving state problems, according to replies received this morning by the State Chamber of Commerce, which is sponsoring the meeting.

W. T. Anderson Arrested

W. T. Anderson of Newberg was arrested Sunday evening by William Brown and H. E. Meads, deputy game wardens, on the charge of shooting ducks after sundown. Anderson was arrested on the upper end of Sauvie Island.

Rolling Stock to Cost Three Times As Much as in 1917

Three times as much money was paid for the new equipment being added to the rolling stock of the Atchafalaya, Topeka and Santa Fe railroad company than would have been spent in 1917, according to information recently published by the company and received by the Associated local freight traffic agent for the line.

The new equipment consists of 2500 refrigerator cars, 500 coal cars and 50 locomotives at a cost approximately \$18,000,000. The Santa Fe is now receiving 30 new refrigerator cars a day and delivery will continue at this rate until the entire 2500 are received. The refrigerator cars have collapsible ice bunkers and bulkheads and a permanent floor rack six inches high.

COMMISSIONERS ASKED TO TAKE OVER COUNTY FAIR

An appeal was made to the county commissioners by H. A. Lewis, president of the Multnomah County fair, today, in which he asked them to make provision in the 1921 budget for taking over the fair and operating it as a county adjunct. He stated that a tax of one eighth of one mill on the assessed valuation would provide sufficient funds for this purpose.

Lewis pointed out the difficulties under which the fair association has conducted this enterprise and stated that there is a deficit of more than \$2000 from the last fair, which had a week of inclement weather.

Members of the commission, while questioning that the matter be formally presented in writing, gave little encouragement that they would favorably consider the fair being taken under county management. They pointed out that the county has obligated itself to complete and equip the county hospital at a cost of more than \$1,000,000, and that this, in addition to the regular expenses, is about all the burden that the taxpayers should be called upon to carry at this time.

Associated Oil Co. Launches Plan to Control on Coast

An aggressive movement for control of the gasoline and oil business of the Pacific coast territory has been begun by the Associated Oil company of California, a move that reaches to the property line of private owners and there is damage to the property from the banks sliding away, the county is liable for damages. The commission had in three separate instances where demands have been made for the construction of retaining walls to forestall such injuries, and particularly the request of Thornton Mungers on Montgomery Drive. They will at once inspect the construction to determine whether the construction of a retaining wall there is advisable.

\$70,000 More Is to Be Cut From Budget By Commissioners

With \$430,000 of a necessary \$500,000 pared from the 1921 budget of the city, the city council met this afternoon to top estimates of the various departments of the government further.

Mayor Baker announced at the outset of the meeting that the additional \$70,000 must be pared today and Tuesday as a check of the discarded estimates must be made by the auditing department before the budget is officially filed with the city.

More than \$100,000 has been "clipped" by a general reduction of 10 per cent on supplies estimated necessary for just operation during 1921. The city is acting on what it believes to be a business principle of "downward trend" in commodities.

David Craig to Be Tried Tuesday for Attack Against Girl

David Craig, 493 East Burnside, who was arrested on a disorderly conduct charge Sunday night after an alleged attack on 9-year-old Evelyn Allen, 652 East Wygant street north, will be tried in municipal court Tuesday. An additional state charge will be filed against him today, according to Deputy District Attorney Richard Deich.

Willapa Requesting Lumber Rate Parity

Representatives of shippers from the Willapa Harbor district and railroad officials gathered in the rooms of the public service commission in the courthouse this morning to discuss Willapa harbor lumber rates. The Willapa shippers are asking for an equalization of rates to destinations on the Union Pacific and Oregon Short Line on a par with the rates now in effect from the Grays Harbor district.

W. J. Hines Coming

Lieutenant Commander W. J. Hines, senior member of the board of survey, appraisal and sale of the United States navy, thirteenth naval district, accompanied by Percy E. Wright, sales manager of the department, will visit Portland from Tuesday to Friday, according to advice received by the chamber of commerce.

Lecture on Tibet

Major Jack Hamilton will lecture at the Men's resort Tuesday at 8 p. m. on "Tibet, the Land of Mystery." Major Hamilton spent a year in Tibet and has 100 stereopticon pictures of the country and its people.

Everything for Cash

Lipman Wolfe & Co
Merchandise of Merit Only

Everything for Less

Economy Basement Store

Tuesday—3000 pairs of fine cotton



Tuesday is Cotton Goods Day

BLANKETS

at unheard-of reductions

ECONOMY BASEMENT Blanket Sales have a great reputation and when this store announces that it is ready with a special offering women expect something out of the ordinary.

—This event was prepared with these things in mind.

—Some of these Blankets are slightly soiled, the great majority are fresh from their cases and all are perfect quality.

—It is the policy of this store to advertise its merchandise in such a way that customers will not be disappointed when they see it.

—We know that you will expect a good deal tomorrow—we feel sure you will be more than pleased.

Special for \$2.00 Tuesday at \$2.00	Special for \$2.95 Tuesday at \$2.95	Special for \$2.75 Tuesday at \$2.75
—100 pairs gray Blankets, 100 pairs white Blankets. None to dealers.	—Extra large Blankets, slightly soiled, white with pink or blue borders.	—Large Blankets in gray or tan with pink or blue borders.
Special for \$3.50 Tuesday at \$3.50	Special for \$4.75 Tuesday at \$4.75	Comforts Special at \$3.75
—Light weight plaid Blankets in a splendid assortment of colors.	—Heavy Blankets in the popular broken plaid, pink, blue, gray and tan. Size 64x80 inches.	—Full size Comforts of sanitary cotton covered with figured silks and challies, stitched all over. Tuesday \$3.75.
Feather Pillows	—17x24-inch Pillows, filled with all feathers and covered with a good grade of fancy ticking. Extra special for Tuesday, each.....	\$1.00

—ECONOMY BASEMENT, Lipman, Wolfe & Co.

Sale of Women's Fine Underwear at



Envelope chemises, bloomers, petticoats and camisoles, also boudoir caps


98c

at real savings

Envelope Chemises 98c	New Bloomers 98c
—Of soft white longcloth, prettily trimmed with lace and embroidery and ribbon drawn. Sizes 36 to 44.	—Of sateen in white and flesh, or blue-bird baffle in flesh and light blue. Reinforced, elastic drawn, ruffle finish. Sizes 25, 27 and 29.
Satin Camisoles 98c	Boudoir Caps 98c
—In white, pink, red and navy, plain or lace trimmed, made with straps over shoulders, styled just like expensive camisoles.	—Crepé de chine or net in soft shades combine with lace to make these Caps quite as attractive as if they cost a good bit more.

—ECONOMY BASEMENT, Lipman, Wolfe & Co.

Going, Going, GOING!



Ready at 9:15

56-inch Navy Serge \$1.50 Yd.

For Tuesday Only

—When you note the weight, feel the texture and consider the width of this serge, you will say that \$1.50 is the lowest price by far that you have seen for such quality.

—ECONOMY BASEMENT
Lipman, Wolfe & Co.

Percale shirts \$1.59

Good shirts \$1.59

—Beautiful new patterns, all well made with soft cuffs. The saving is immense. If you can't come, send some one!

—ECONOMY BASEMENT—Lipman, Wolfe & Co.

Women's High Shoes

at compelling reductions—many at 1/3 less than wholesale cost, Tuesday

\$6.85

While they last

Widths AAA to C



—Fine Shoes of all brown and black kid and patent or dull kid vamps with contrasting kid tops—long and short vamps—turn and welt soles—high leather Louis heels—not all sizes in each model, but materials and styles that have not been obtainable for years, even at wholesale, for \$6.85. Come early!

—ECONOMY BASEMENT—Lipman, Wolfe & Co.

This Store Uses No Comparative Prices—They Are Misleading and Often Untrue