

SWOLLEN STREAMS ON TEAR

State House Restaurant is Fought by Injunction CREST OF FLOOD EXPECTED IN SALEM TODAY; JEFFERSON MAY BE SCENE OF GREAT WASHOUT

LOCAL OWNERS FILE SUIT IN CIRCUIT COURT

Secretary of State Koser, Johnny Jones and Levi Bahmer Made Defendants in Proceeding.

DODGERS SCATTERED ABOUT STATE HOUSE

Unfair Competition Alleged and Legal Authority Declared Missing

Salem restaurant operators Saturday instituted in the circuit court injunction proceedings against Sam A. Koser, secretary of state, and Johnny Jones and Levi Bahmer, to prevent the operation of a restaurant in the state house during the legislative sessions. Jones and Bahmer have a concession from the state to run the restaurant.

Otto Klett of the Electric restaurant, W. P. George of the White House restaurant, and James McGilchrist of the Royal Cafeteria are the plaintiffs representing the local restaurant men.

Legal Right Denied

They allege that Secretary of State Koser has no legal authority to grant the concession, and that the state buildings and grounds are for state purposes only. It is said the injunction could not become effective for 10 days, and in the meantime the restaurant will operate.

This action was preceded Saturday by "dodgers" signed by a committee of Salem restaurant operators protesting vigorously against the operation of a restaurant under state sanction in the basement of the capitol during the legislature. These were scattered about the state house.

Ballot Threat Made

"Remember your next vote will count," says the hand bill. It is signed by a committee composed of W. P. George of the White House restaurant, Newton Smith of the Gray Bells, Bob La Rue of the Spa and James McGilchrist of the Royal Cafeteria.

"A restaurant will be conducted in the basement of the state house during the coming session of the legislature large enough to accommodate 75 persons at a sitting, furnishings paid by the state," says the dodger.

Competition Called Unfair

"Business men, composing a committee of local restaurant owners, called on Secretary of State Koser objecting to the state house restaurant on the grounds of unfair competition found Koser strongly entrenched behind his guns following his answer. 'We are going to run it.'"

"Protests are coming from business men, farmers and voters alike. It does not seem good business on the part of the state to use such space for a restaurant when so many commissions and departments are being housed in high priced offices."

Letters Urged

"It is your duty to write or telegraph all members of the incoming legislature against such practice if this state is to be run for the people and by the people. Remember your next vote will count."

RATE DECREASES BENEFIT VALLEY

Southern Pacific Makes Revisions After Negotiations With Board

The public service commission announces that after considerable negotiation with the Southern Pacific company, that company has agreed to a revision of its local class rates between the West Side, West Side and Yamhill divisions.

"Hitherto," says a statement by the commission, "such traffic passing by the Falls City branch through Salem and Gerlinger, or via the Yaguna branch through Albany and Corvallis, or via Mill City branch through Albany and Shelburn, has been subject to scale five of the distance class rates."

Effective January 15, scale 3, or main line rates, will be applicable for a reduction of approximately 25 per cent on all class rates via the above routes.

For instance, a carload of household goods of 12,000 pounds moving from Silverton to McMinnville, at the old rate would amount to \$67.89. The new rate would enable this traffic to pass for \$54. A commodity of the fifth class weighing 26,000 pounds passing from Malabon on the West Side division.

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THE WEATHER

OREGON: Sunday occasional rain, cooler except near the coast.

LOCAL WEATHER (Saturday)

Maximum, 54.
Minimum, 50.
Steady, 53.
River 13.5 rising.
Rain 1.22.
Atmosphere, cloudy.
Wind, South.

COLONEL FAULKNER IS CHIEF OF STAFF OF NATIONAL HEAD

William C. Faulkner of Salem, past commander of Sedgwick post No. 10, Grand Army of the Republic, is recipient of an unusual honor that came to him Saturday in the form of a certificate from national headquarters of James W. Willett, commander-in-chief, at Des Moines, Ia., appointing Mr. Faulkner aide-de-camp to the national commander's staff, which entitles him to the rank of colonel.

Colonel Faulkner is a past commander of Sedgwick post and at present is assistant inspector in the department of Oregon.

Colonel Faulkner is an attaché of the state capitol during the legislative session. He has lived in Oregon 35 years and in Salem nine years. In the Civil war he was a member of the 138th Indiana volunteers. He participated in the battles of Nashville, Stone River and other engagements.

BANK ROBBED IN PORTLAND MAY WITHDRAW RHINE TROOPS

Thief Gets \$8000 in Currency from Ashley and Rumelin Private Bank

PORTLAND, Or., Jan. 6.—More than \$8000 in currency was stolen from the Ashley and Rumelin private bank just before the closing hour at noon today by a thief who unlocked a teller's window, scooped up all the money in sight and escaped. News of the robbery, at first suppressed by request of the bank officials, was made public by the police tonight.

The crime, according to the officers working on the case, was so cleverly executed that it was not discovered for several hours after it was committed. No employee of the bank was suspected, the officers said.

H. G. Butts was the teller in charge of the booth from which the money was stolen. He left for lunch just before noon, leaving his window unlocked, but with the key in it. It was not until he started to make up his cash in mid-afternoon that he noticed the currency was gone from his counter. An investigation then disclosed that the window had been opened by somebody from the lobby of the bank. The police have no clue, they said.

Expresses Only Opinion

There was no indication tonight that the senate's action would effect any change in the present policy of the administration or that any plans were being made for the return to the United States of the small American force still in Germany. As originally introduced by Senator Reed, Democrat, Missouri, the resolution would have "requested" withdrawal of the troops, but it was modified before passage so as to merely embody an expression of opinion.

The reparations resolution, which would authorize American representation on the reparations commission was not debated during the day but there was much

SP ENGINE PLUNGES IN E. SIUSLAW

EUGENE, Or., Jan. 6.—One of the locomotives of a double header on the incoming passenger train from Marshfield on the Coos Bay branch of the Southern Pacific company, due here at midnight last night jumped the track and plunged into the Siuslaw river near Mapleton late last night. The engineer and fireman jumped before the water was reached and escaped with but minor injuries. The second engine was derailed but remained on the grade. The wrecking crew sent out from Eugene was delayed several hours by a huge fir tree that had fallen across the track. The wreck was due to softening of the track by heavy rains, according to railway officials.

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NEW GOVERNOR TO STEP INTO PLACE MONDAY

Thirty-Second Session of State Legislature Convened Tomorrow—Problems are Puzzlers.

EXECUTIVE MESSAGE BASIS FOR ACTION

Possibility of Deadlock in Organization of Senate is Sensed

While the interest of members of the legislature will be centered on the organization of senate and house and the appointment of committees when the 32nd session convenes here tomorrow, the interest of the public will be directed upon the inauguration of Governor Walter M. Pierce, successor to Governor Ben W. Olcott.

The inauguration is expected to take place about 2 o'clock.

Pierce 17th Governor

Mr. Pierce is the 17th governor of Oregon as a state, the 25th dating from March 3, 1849, when Joseph Lane, the first territorial governor, was inaugurated. The 26th is the administration of George Abernethy, the only provisional governor of Oregon is included, and his administration will be the 29th if dated from the days of Dr. John McLoughlin, who from 1823 to 1843 was by courtesy called the governor of Oregon because of his position as director of the Hudson's Bay company. The two administrations following Dr. McLoughlin were by executive committees elected by the people of "Wallamet" valley. These first three administrations were before the days of the provisional government.

Many Democrats Serve

Mr. Pierce will be the eighth Democratic governor of Oregon. It is a curious fact that of the 17 governors of the strongly Republican state of Oregon only nine have been Republicans.

It is always a question whether the inauguration of a governor or the reading of a governor's message will take place in the forenoon or afternoon of the first day of the legislative session. Sometimes it is not reached until the second day. There will be little ceremony. The oath will be administered on the rostrum of the house of representatives by Chief Justice Thomas A. McBride of the supreme court. Presumably the next thing on the program will be the reading of Governor Olcott's message, his last official act before retiring. Then Governor Pierce will read his message to the legislature.

Office in Ship-Shape

Governor Olcott has been preparing for several days to leave the state house. All of his personal effects have been packed up for some time and the office has been put in ship shape to receive the new governor and his office force.

The inaugural program will be witnessed by hundreds of people. Scores of old friends of Governor Pierce are coming to Salem from Eastern Oregon and there will be a usual crowd of persons who live nearer to Salem.

Deadlock Possible

The legislature is expected to do little more than organize and listen to the gubernatorial messages tomorrow. No delay in organization is looked for, although it is said there is a possibility of a deadlock in the election of a president of the senate. Rumor has it that one of Senator Jay Upton's 16 pledges may not develop, but will go over to Senator Eddy. Should this occur the vote would be tied and there would be a possibility of no organization of the senate tomorrow.

In the house K. K. Kupli of Portland has the speakership clinched to a certainty, with a large margin of votes in his favor.

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JUDGE THINKS THEFT CHARGE FUNNY FARCE

Stealing of Wash Tub, Barrels and Cider Press Told—Case is Dismissed

DES MOINES, Ia., Jan. 6.—One of the two charges preferred against W. E. Robb, until January 1, Polk county's chaplain-sheriff, in connection with the alleged theft of grand jury evidence from the county jail, was dismissed in municipal court today by Judge Mershon as "laughable farce."

The charge dismissed against Robb was that accusing him of the theft of a cider press, a grindstone, several barrels and a wash tub.

The remaining charge against the former sheriff is that charging him with the theft of seized liquor from the county jail. This charge is now before the grand jury, Robb having waived preliminary hearing several days ago.

The charges against Robb were filed by former County Jailor McMurray following the theft of \$30,000 worth of liquor from the county jail 10 days ago.

According to information received by officials, Carrier was seized by several white men this morning and accused to have been in the house from which negroes fired on the approaching white men, killing two of their number. When he is said to have refused to reveal the names of the negroes who did the shooting, white men, officers were informed, led to the negro graveyard and made him stand on the newly dug graves of his brother and mother, also victims of the fighting, while they riddled his body with shots.

PEACE OR WAR, ASKS TURK HEAD

LAUSANNE, Jan. 6.—(By the Associated Press)—Peace or war was the grave issue placed squarely before the Near Eastern conference today. Ismet Pasha, for Turkey brought this issue concisely before the delegates, when after refusing all allied suggestions concerning special courts for foreigners for Turkey, he declared solemnly: "Gentlemen, the key to peace lies in your hands."

Lord Curzon, accepting the challenge, retorted: "If peace is to come to Lausanne, it is essential that some arrangement on the question of foreign tribunals be arrived at," and he added significantly, "we hope that time will soften the Turkish attitude, and that Turkey will not maintain her position of today."

The discussion took place before the full commission on capitulations, which adjourned without reaching any accord on the most vital question on the Lausanne agenda and without fixing a date for the next meeting. The debate on capitulations, during which Ismet Pasha praised the American ambassador, Mr. Child, for his recent "eloquent address" to the conference on the question of the foreign judicial system, was dignified throughout and marked by no evidence of ill feeling. In this respect it differed greatly from the morning session, which took up the problem of providing a national home for the Armenians.

Delegate Marches Out

Angry at the allies' attempt even to bring the Armenian question into the official discussion, Riza Nur Bey, the second Turkish delegate, delivered a short but violent attack on the allies, then brusquely marched out of the meeting hall.

In consequence of this, Lord Curzon, Mr. Barrere and Marquis de Gampri forwarded a strong letter of protest to Ismet Pasha, requesting the head of the Turkish delegation to write some explanation of his colleague's conduct. Riza Nur Bey, who usually says the caustic things for the Turks when the Turks believe they must be said, was not daunted by the allied protest, but appeared smiling and gracious at the afternoon meeting when the lateral problems of capitulations was discussed.

NEGRO KILLED BESIDE GRAVE

Ghastly New Murder Committed by Whites at Rosewood; Body is Riddled

ROSEWOOD, Fla., Jan. 6.—A new grave was dug in the negro cemetery at Sumner, near here, late today and in it Sheriff Elias Walker placed the body of James Carrier, whose death at the hands of several white men this morning was the sequel of the clash between the races at Rosewood Thursday night.

Carrier was shot to death while standing on the graves of three other negroes who fell in the fighting that followed an attempt of a crowd of white men to enter a negro house in search of Jess Hunter, wanted for alleged implication in an attack on a white girl at Sumner.

Four prisoners of Marion county against whom indictments were returned by the grand jury which met a short time ago, were arraigned before Judge Percy Kelly in the circuit court yesterday. Indictments were read against Ernest Crabtree, Wayne Dimick, James W. Rosell and William L. Bryant.

Both Crabtree and Dimick, accused of staging several holdups in various parts of Oregon, pleaded guilty to the charge of assault and robbery with a dangerous weapon and were sentenced to 10 years in the state penitentiary. They were both later paroled.

Crabtree to the state parole officer and Dimick to H. Glos and O. L. Sayre of Portland.

James W. Rosell, accused of larceny, was arraigned yesterday and pleaded guilty. Saturday, January 13, was set as the date when sentence would be passed.

William L. Bryant, charged with indecent exposure, deferred pleading Monday, January 8 was fixed as his time to plead.

The case of William F. Clemmons, charged with forgery, who recently changed his plea from not guilty to guilty, will be resumed Monday, January 8.

The case of Lewis Mathews who pleaded guilty to larceny in a dwelling house will be continued to January 9 when sentence will be passed.

PACIFIC HIGHWAY CLOSED BY FLOOD

Trouble Near Oregon City Makes Detour Necessary on Way to Portland

OREGON CITY, Or., Jan. 6.—(Special to The Statesman).—The Pacific highway, just south of Oregon City was closed to traffic by court order today. High water forced abandonment of the Canemah roadway. Traffic from Salem must detour over the old highway from New Era to Oregon City. New Era is six and one-half miles south of this city. The river road from here to Portland is also closed. Traffic reaching here must take the new Pacific highway line on to Portland.

SILVERTON BOY MEETS DEATH

Ray Tibbil Killed When He Accidentally Falls Into Machinery

SILVERTON, Or., Jan. 6.—(Special to The Statesman).—Ray Tibbil of Silverton was killed this morning while working in the round house of the Silverton Falls Timber company. It is said he was working on a donkey engine at the time the accident occurred.

Although it was impossible to learn exactly how the accident occurred it is thought that his foot must have slipped, throwing him into the blow wheel. His head was partially chopped off and the body was carried on around the wheel.

Tibbil was a Silverton boy of 18 or 19 years and an employee of the Silverton Falls Timber company.

CREST OF FLOOD EXPECTED IN SALEM TODAY; JEFFERSON MAY BE SCENE OF GREAT WASHOUT

Much Damage to Roads is Reported—Wire Communication South is Cut Off and Southern Pacific Trestle is in Jeopardy—Willamette Makes Phenomenal Jump—Power is Endangered.

It was believed the Southern Pacific trestle at Jefferson went out last night about 11:30, though this could not be confirmed, and was denied by railroad men. This had been momentarily expected since early in the evening, and a sudden breaking down of telephone service between Salem and Albany and of Associated Press service between Salem and Eugene indicated that the trestle had gone, since telephone men explained that this doubtless would carry away their wires which also carry Associated Press traffic. The wire chief in Portland had located the trouble about 70 miles south of Portland which would place it about Jefferson.

A two-inch rain down around Eugene, and continued rain of greater or less severity all over the western part of Oregon, turned the usually placid streams into raging torrents that are rising almost with a cloud-burst rapidity and violence.

Sentiment in Flood

The Santiam river, that at 9 o'clock last night was within a few inches of the record height of last year's record-breaking flood, is expected to go anywhere from two to four feet higher. Perhaps never since the white man came to the valley, has there been such a volume of water.

Early Saturday evening the Southern Pacific mail and passenger trains were ordered held at Salem, and the northbound train at Albany, because of the Santiam flood. This had already damaged the railroad trestle that went out last year, on the relief channel of the Santiam, and the state highway bridges over the same channel were almost though still anchored against flooding away. The highway is closed, even though the bridges do not go out. But if the flood rises as predicted, it was the opinion of State Highway Engineer Nunn that both the railroad and the highway bridges were doomed before morning. This opinion was also expressed from Jefferson.

The state highway north and south of Eugene is flooded in many places, much worse than at the highest water point last year. The county highway between Oregon City and Milwaukie was reported under water, though the state highway over the new Oregon City bridge was open.

Tillamook Cut Off

Tillamook is cut off from highway service by seven or eight miles of flooded highway between Sheridan and Butler's store. This water is from the Yamhill river. The Yamhill bridge at Willamette had to be closed for safety. The Yamhill was last night up to the highest point reached last year, and going higher.

South of Tillamook, there was several miles of highway under water, and the Tillamook-Portland highway was also impassable because of water. No permanent damage to the road was anticipated by State Highway Engineer Nunn.

A long stretch of with water covers the highway between McMinnville and Forest Grove, near Gaston, where the country is the bed of an ancient lake that is fast now coming back to its own.

On the Upper Columbia highway, a slide of several thousand yards of earth and rock has closed the road at Rippon Hill. This is the most serious highway damage so far reported, except the possible damage to the Pacific highway near Jefferson.

Willamette Rises Rapidly

In Salem, the Willamette river was rising rapidly, with a prospect of going to unusual or disastrous heights. The river stood at 14 feet Friday morning, it was at 16 feet Saturday morning at 7 o'clock, having risen at the rate of three inches an hour all day. A telegram from the water bureau head at Portland, said the local observer, C. E. to keep constant reading, as great flood was expected. Oak Lodge and south of it, it was said, the water was with both the local river and

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GRABTREE AND DIMICK PAROLED

Two Are Sentenced to Ten Years in Prison and Then Allowed to Go

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BONUS PAYMENTS ARE SUMMARIZED

Total Shown in Statement Prepared by Secretary of State Koser

A total of \$4,318,888.99 in bonus money has been paid out to ex-service men under the state bonus and loan act, according to a statement prepared Saturday by Sam A. Koser, secretary of state. This represents a total of 19,592 claims.

From the total paid out in bonus the sum of \$159,491.10 has been returned because of aid received under the state educational aid act for ex-service men, and it is said that this sum exceeds by \$50,831.68 the total administrative expense, which is \$108,659.47.

Of the total of \$4,318,888.99 paid out in bonus money, \$3,305,650.88 has been paid out in the state of Oregon, \$55,010.22 to men entitled to the bonus, but who are living outside the United States, and \$658,227.09 to men now living outside the state of Oregon.

MRS. DICKERSON DIES

SILVERTON, Or., Jan. 6.—(Special to The Statesman).—Mrs. M. A. Dickerson died this morning after an illness of several weeks.