FORTY-THIRD YEAR .- NO. 52.

## STEEL COMBINE SANCTIONED BY COURT

# STATES' RIGHTS

## Direct Invasion Upon Jurisdiction and Powers by Fedin Rhode Island Case

Washington, Mar. 1. - The eighsenth amendment "is a direct invaden of jurisdiction and powers of the state and the rights of its people" the sate of Rhode Island declares in its brief filed in the United States supreme court today in reply to the exernment's motion for the dismisni of its action to obtain injunctive cellet from the amendment.

The brief, filed by Attorney General Herbert A. Rice of Rhode Island, merts that the government's view can "only lead to anarchy and opowers" which has "for so many rears insured the harmonious opera-

Provisions Revolutionary The theory of the government "is

stitutional revolution, con inues the brief.

eral government." The brief declares that article 5 of the constitution relating to amendments only provides for the "correc-

understandingly and with a purpose mes the brief. " to depart from the practice which UNFAVORABLE VUIL order to carry out the new constitutional doctrine that the word amendment in article V includes proposals covering the whole field of absolute sovereignty. In the proposal of the so called amendment, neither a power nor a subject matter within the scope of the federal constitution was dealt with. On the contrary, the power invoiced resided in the sovereign people of the respective states and in them ed amendment to those who possess-

### Congress is Scored

states, that is, to the sovereign peo- article 10. ple of the respective states.

matures shall bind them. When, pray, did congress become the dictator over the sovereign people of a state with respect to their sovereign powers? Sov- paign.

### POLAND DEMANDS INDEMNITY next week.

Copenhagen, Mar. 1.-Poland is deon hegoriations going forward, the ley in Orangeville, and Mrs. L. A. Ham National Tideende learns.

## Hoover Favorite Among CONTROL OF RAIL Voters of All Parties in Capital Journal's Vote

Herbert Hoover secured 163 votes in | By parties, Hoover's vote was: Re The Capital Journal's straw ballot for publican 30, democrat 32, independents candidates. Genral Wood, for whom an active campaign is being made, re- those Capital Journal readers intereseral Government Charged ceived 16, while Hiram Johnson got 21. ed enough to go to the trouble of Pershing secured 6, Capper 4, Wilson marking and sending a ballot in, Hoov-Poindexter and Lansing 1 each.

president as against 62 for all other 18, prohibition 5, while 18 failed to 5, Bryan 3, Taft 2, McAdoo 2, Frazier, er is the overwhelming choice of all

He went to the I. W. W. hall,

## VAN DOREN EVADES SHEEHAN CLAIMS HETOOK NO PART HIT IN DENSE F.O.G ABERDEEN RIO

J. L. Van Doren, local cannery man that the amendment is unassailbble, had a narrow escape from serious in-It contends that it is the jury and probably death early Monourt's duty to keep congress in its day morning when the auto in which amendments to the constitution with he was riding north on Commercial a the scope and jurisdiction of feder- street, collided with one driven by Matt al authority" and "maintain that line Ringwald, in the fog, at the intersect of division between federal and state tion of Miller street. According to Van Doren's report to police his mation of our dual system of govern- chine rolled over three times as a rement-ordained and established as suit of the compact. Neither he or Mr. Ringwald were injured. Both ma-chines were badly damaged.

the theory of the government "is Miss Alfa Rosenquest, 465 North subversive of fundamental princi-Commercial street, sustained cuts on ples that its acceptance would bring the face, was bruised and badly frightened Sunday when the machine she was driving collided with one driven by W. L. Davis, engineer at the Cottage ficials. It would endanger civil lib-Farm, at the corner of Chemeketa and eny and those unnumerably rights Church streets. Mr. Davis took Miss hat have inherited from the common Rosenquist to her home, and later to law since the time of Magna Charta, a physician where her hurts were at-lader its application the boundary tended to. Both machines were severe-eleventh for the purpose of hearing between federal and state authority between federal and state authority by damaged. Miss Rosenquist's car could be shifted at will. In fact, all overturned.

ower might be absorbed by the fed-Halford Martin, whose age and audress were not contained in the report made to police, was bruised on the arms, and the bicycle he was riding was wrecked when he was struck by

## ON RATIFICATION OF TREATY PREDICTED

Mashington, Mar. 1 .- An early and Jackson of Centralia struck a uniformfore, in order to obtain a surrender unfavorable vote on ratification of the ed man who tried to take away his of such power, to propose the so call-peace treaty was forecast in the sen-prisoners. Shehan made a voluntary ate today when republican leaders, re- statement to prosecution attorneys, he plying to the demands of the treaty's said. He heard Britt Smith the chief irreconciable republican opponents, re- of police that he wanted to make a "Recognizing the necessity, contres male the proposal of the so call any change of substance or of lanany change of s

Both sides concede that enough made in the office of C. D. Cunning-"The entire procedure is revolution democratic senators to defeat ratifica- ham, special prosecutor, Sheehan said ary and without constitutional sanction are determined to stand with
tion are determined to stand with
President Wilson and vote against the
Wanderveer when the latter attempted
treaty unless article 10 qualifications is
treaty unless article 10 qualifications is
to place in the record Sheehan's vercongress while submitting the proposal to the states' declares that their leg-

Some of the laders predicted a final larry questions not admissable. Sheet in the people and they alone may express sovereign will."

Some of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in the predicted a final larry questions not admissable. Sheet in excess of six percent, one half of the laders predicted a final larry questions not admissable. Sheet in excess of six percent and the lader predicted a final larry questions not admissable. Sheet in excess of six percent and the lader predicted a final larry questions not admissable predicted a fina

he had one. He said he bore no malice be paid into a general contingent For the first time in Ontario, Can- against the men who paraded, He had fund, to be used to make loans manding 31,500,000,000 marks in gold ada, two whinen have ben elected to he said.

Sindemulty from soviet Russia in the municipal councils, Miss Margaret Fo-

of the Irish question.

LOST AVIATORS SAFE

## liton in Toronto.

his boyhood in Salem and Newberg. When he first came to Oregon, he was about nine years of age and the greater portion of the eight years of Hoover's Oregon residence was

Hoover's boyhood, submitted by Journal readers. Those who remember him as a young man and as a boy, are invited to furnish the Journal with any interesting biographical

Undoubtedly, the boyhood of this man, who is now in the foremost ranks of internationally known personages, was replete with character indications which should be made public, not for purposes of partisanship or propaganda, but

is experienced in composing the story, phone the Capital Journal and a member of the reportorial staff will aid you.

## LINES PASSES TO **PRIVATE OWNERS**

## Companies Formally Notified olders and respectful at all times. of New Powers Delegated Commission by Congress

the country, operating for the first time in twenty-six months under their fied today by the interstate commerce ommission of the new powers delethe new railroad law.

The commission's announcement ex-Sixty-Year-Old Defendant

Sheehan, one of ten alleged L W. W. on trial here for the murder of Warren O. Grimm, Centralia Armistice day parade victim, took the witness stand than two years has controlled the opin his own behalf when the sixth week cration on the nation's railroad syscration of the nation's railroad syscration on the nation's railroad 60 years old, a native of Ireland, but not a citizen of the United States, testified that he did not participate in the shooting on November 11, last. Sheehan said he went to Centralia Interests, free to operate in competithe night before the shooting, intend- tion as of old. The transfer was with tion on the northerly side of the origout incident.

eleventh for the purpose of hearing Eamonn De Valera, Irish leager, Of the staff of directors and executives who controlled the roads dur-ing government operation Director or lap siding. speak. He went to the I. W. W. hall, ing government operation Director ne said, on the night of the tenth, and was there also on the eleventh.

Know Nothing of Raid.

Shehan had no knowledge of an alleged contemplated raid on the hall, he testified. He said he did not hear the matter mentioned during the time which are eighty three conpensation the matter mentioned during the time which are eighty three conpensation or lap siding.

Previous to making his home with his grandmother, "Bert" lived with his quick, Dr. H. J. Minthorn, in a large frame building on the northwest corner of Hazel and Highland avenues.

One of Hoover's contemporaries while sketching these litems, observed while sketching these litems, observed while sketching these litems, observed while litems alone remains. He remains in the provious to making his home with his grandmother, "Bert" lived with his quick, Dr. H. J. Minthorn, in a large frame building on the northwest corner of Hazel and Highland avenues. of errors committed in framing a machine driven by Lee Unruh, 1936 he testified. He said he did not hear the matter mentioned during the time he was in the hall. He saw in the hall the proposal of the eighteenth streets, Sunday.

Identified the said he did not hear the matter mentioned during the time he was in the hall. He saw in the hall the saw in the saw

Sheehan ran to the ice box after the commerce commission is given great-shooting began, he testified, and hid or power to control rates and comfound himself in a bigger place at evtherein with Becker, McInerney and T. C. Morgan, a member of the I. W. W. at the time, but now a state's witness. A man in uniform, after the abooking. Shehan testified, let them abooking. Shehan testified, let them abooking a promise that out when he secured a promise that profit and makes it possible for the men in the box would shoot.

The insures a like percentage of the profit and makes it possible for the corporations to secure loans from a federal fund set aside for that purfederal fund set aside for the fund set aside for that purfederal fund set aside for the That efforts to protect the men ar-

That efforts to protect the men ar-rested from the violence of the angry citizens were made was testified to by presi Specifically the bill authorizes the president to settle all questions, in-Sheehan, who told how Policeman cluding compensation and appropriates \$200,000,000 for this purpo

Standard Return Assured Provides guarantee of "standard return" to carriers for a period of six months after the termination of #

000,000 for making new loans to carmake a statement. The statement was Creates a railroad labor board and other machinery for the amicable

settlement of disputes between employers and employes. Directs the interstate commerce commission to rix rates that will pro-

the elements in the senate fight would co-operate to end debate and let the treaty issue go undecided into the campaign.

Some of the laders predicted a final state of the laders predi gun on the day of the shooting, at such excess must be placed in a rethough he said Davis had asked him if serve fund and the other half must

> Regulates Securities Gives to the interstate commerce

named the dfudants he had seen in the commission the power to regulate the hall the day of the shooting. He did issue of railroad securities. not se either Bert or O. C. Bland, he said. He never saw Roberts until arcommission from nine to eleven mem raignment at Chehalis, he testified, bers and their salaries from \$10,005 nor did he see Elmer Smith until that to \$12,000.

Whether union labor leaders, who 1911, quit it in 1914 and joined again stubbornly opposed the measure in in 1917, he testified. He was not accongress and later sought to have quainted in Centralia, testifying that President Wilson veto it, will test the large and Mediterranean union and Sheehan joined the I. W. W. in he went there the night before the constitutionality of the bill in the Lyons and Mediterranean union and sebooting having quit his job at the courts will be decided here today at M. Hourdeaux. All were charged with McComplet Lyons and Mediterranean union and McCormick Lumber company, at Mcthe conference of executives of the
cormick. The only discussion he railway brotherhoods. The conferheard in the L.W. W. hall the night ence was arranged to consider the
before the shooting, he said, was that president's reply to their formal obis. Lyons and Mediterranean system jections to the bill.

Paris, Sunday, Feb, 29.—Major Seattle, Wash., Mar. 1—Major Hugh urday morning may be said to be a

## PEOPLE WHO KNEW HOOVER

"Bert Is The Squarest Ever," Says J. N. Smith In Sum Up Of Hoover's Boy-Hood.

A boy who was obedient to his

A boy, who permitted nothing to hinder his determination that "the Hoovers, some day shall be something to Inter-State Commerce despite the fact that himself and brother and sister had at a tender age been deprived by death of mother and father.

A boy at the age of seventeen, plan ning an education not only for him-self but for his brother and sister. The boy who studied and worked

wn management, were formally noti- and worried while other lads were "stepping out." This to the credulous may sound effusive or overdrawn. But the old maxim "truth stranger than gated to that body and of the rights fiction" is borne out in reminiscences boyhood.

"Bert was a boy who worked out for Takes Stand in Own Defense in Trial of Reds

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Montesano Today

were mandatory one
rate regulations, classifications and practices in which a decision had been offense in Trial of Reds

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Control Ends

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to an affirmative argument in behavior of the measure filled with Sam A. Kosscholarship had been offered to the student achieving highest marks in general proficiency.

Stand in Own Depractices in which a decision had been olive," adds Mr. Smith. When 3er't down the scholarship that took him to stanford, he was not "chesty" about to stanford the wealth of the measure filed with Sam A. Kosnothing the processive practices.

In rendering the decision Justice Mc
nothing the processive practices.

In rendering the decision of the measure filed with Sam A. Kosnothing the processive practices.

In renderin I without the commission's approval, cerning "Bert" as the lad was known

With its passing at midnight, the 230 lines that had been merged into what was virtually one gigantic system again went under control of private gone very few ulterior changes since this house at 2134 Hazel avenue was gone very few ulterior changes since that time except for a two room addiinal frame building. The older build-ing has a sharply pitched roof, "art"

The proposal of the eighteenth amendment "to the state," the brief amendment "to the legislatures of the several states."

No one was hurt, but both machines the streets, Sunday.

No one was hurt, but both machines the streets of the shooting, Ray Beetstill are the subject of negotiations.

Little Control Retained

Under the socalled railroad reorganization bill which governed the return of the transportation systems man street, collided Sunday morning with a car belonging to J. W. Wendster the streets, Sunday.

No one was hurt, but both machines on the day of the shooting, Ray Beetstill are the subject of negotiations.

Little Control Retained

Under the socalled railroad reorganization bill which governed the return of the transportation systems man street, collided Sunday morning will me many are ready and on the day of the shooting, Ray Beetstill are the subject of negotiations.

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Soundary the control of the subject of negotiations.

Little Control Retained

## Of British Envoy

London, Mar. 1.-It is authoritatively learned that an unsuccessful attempt has been ederal control. \*\*made to assassinate Lord Acton.

Creates a "revolving fund" of \$300 \* the British minister to Finland at Helsingfors.

Lord Acton, who formerly was British consul general at Zurich, was appointed minister to Finland, September 2, last. He began his career in the foreign office in 1884.

\* Great Britain recognized the \*independence of Finland, May 6 of last year. Similar action was taken by the United States May 7.

The minister was driving to the market place in the early morning when shots were fired at him but he was not struck. The motive for the attack has

### French Railway Strike Leaders Arrested Today

Paris, Mar. 1 .- Five railroad strike leaders were arrested today.

were reporting in increasing num-MAYOR CLOSE CAMPAIGN morning seems to be some better. So far the general strike called on Sat-

Paris, Sunday, Feb. 29.—Major Vuillemin, pilot, and Lieutenant Challus, observer, who were lost for more than a week in their flight across the Sahara desert, are reported by the French aviation department to day to have landed safety at Mentaka, a village east of Timbuctoo, on the Niger river. Details are lacking.

Milkmaids are fast disappearing in Great Britain.

Seattle, Wash., Mar. I.—Major Hugh and James A. Duncan, M. Caldwell and James A. Duncan, M. Caldwell and James A. Duncan, failure, as numbers of railroad men are refusing to quit, especially in the provinces.

Inconvenience is being suffered and freight service is being dislocated, however, by existing conditions. Competent circles held the opinion that most bitter in Seattle's history. Duncan, one of the leaders of a general found the National Federation of Railway Men will willingly call off the strike.

## **SO-CALLED TRUST SUSTAINED BY** GOVERNMENT'S DISSOLUTI

New Jersey Judge Sustained In Refusing To Enjoin Alleged Restraint Of Trade; Order To Break Up "Super-Combination" Denied In Decision.

Washington, March 1.-The supreme court today upheld formation of the United States teel Corporation and subsidiary combinations in the iron and steel industry.

Refusing to dissolve the so-called "steel trust" the court dismissed the federal government's herman law suit for dissolution, Affirming the New Jersey federal |

court's dismissal of the government and privileges accorded the carriers by so sincerely vouchsafed by women and prosecution, the supreme court demen who recall sketches of Hoover's clined to enjoin the restraint of trade charged, and also denied an order to against reductions prior to September J. N. Smith who remembers bits conorganization, with assets exceding \$2,-

Justice McKenna said that to grant the government's request for disruption of the corporation and restore con ditions in the industry as they were 20 years ago would be inmpracticable. It would disrupt business, the decision

interest. Justice McKenna said the tobacce ices which the steel corporation had prosperity. not been.

said, and would not be in the public

In a dissenting opinion, Justice Day said the corporation violated the law timber to the mills, requires wagon or in its formation and practices and that there ought to be a decree "as far as Under present law the right of way possible" for its dissolution because of its "open, notorious and continual violation of the law."

Lation of the law." Justice Day said the majority opin-

# SECOND VICTIM OF

Nogales, Ariz., Mar. 1.-With the death here early today of J. A. Fraser, cases To Finland Fails office, thirty miles from here, Friday was increased to two. Alex-ander Fraser, J. A. Fraser's brother tion. Oregon can ill afford to do oth-Sheriff R. R. Earhart, who, with a act.

posse and bloodhounds, crossed the in-ternational border in search of the Anderson ys. Smith, reported in

Troop A of the Tenth cavalry, a ne-

vinced the Mexican military authori- forced to locate

Colonel Carnahan added he did not land owners. believe there would be any positive the amendment should appeal to expedition into Mexico as the result of the fair mindefiness of every citizen of the attack on the Fraser brothers.

WOOD AND POINDEXTER TO

Wood and Senator Miles Poindexter stood by voters and acted upin accord-will hold a joint debate at Pierre, S. ingly.

Fuller.

The purpose of the proposed amend-ment submitted to the voters of the state is clear. It is aimed at giving every land owner, large or small, an opportunity to reach main lines of transportation whether this be a road, railroad or waterway, without being charged an extortionate price for the privilege.

and Standard Oil company cases of-fered no analogy as they had been These respurces must, however, be de-guilty of certain objectionable prac-veloped to contribute to our industriaveloped to contribute to our industrus

The movement of farm products to market, minerals to the smelter and

Under present law the right of way on of the law."

ustice Day said the majority opinvirtually annulled the Sherman

desires, can refuse to sell a needed right of way across his property, or demand a price which will block development. In some instances speculators having advance information that an enterprise is about to start have secured property essential to the enterprise and demand for such property a price which has resulted in a promising industry seeking another loca-POSTOFFICE IS DEAD conserve the best interests of the state and our laws should make "hold up" procedure impossible.

The proposed amendment is almed to prevent repetition of just such

The nearby state of Washington and American store keeper of Ruby post-office, thirty miles from here, the death toll as a result of a raid by Mex-ican bandits on Fraser's genral store and business partner, died Friday short erwise, and being on the road to added by after the attack.

Our supreme court in the case of bandits gave up the chase yesterday Oregon, suggests that a proper remedy bandits gave up the chase yesterday and returned to Montana camp last kind in a constitutional amendment The amendment submitted does not

gro regiment, scoured the country around Ruby yesterday.

Colonel E. E. Carnahan commanding officer of the Nogales military district declared today he was conforced to locate in another state. ties in Sonora were doing their utmost through the activities of unscrupulous speculators or disgruntled and greedy

The amendment should appeal to the state. Its intent is clear and its enactment a necessity.

Commercial orgalizations in every MEET IN JOINT DEBATE section where growth and development is desired can well afford to see Chicago, Mar. 1.—General Leonard that this amendment is clearly under-

D. March 20, three days before the South Dakota primary. Wood head-quarters announced today.

Vote yes for a measure aimed at a greater Oregon, a square deal and inquarters announced today.

### DEMOCRATS ASKED TO SIGN HOOVER NOMINATING PETITIONS

Petitions have been sent to the Capital Journal office and can be signed there to place Herbert Hoover's name upon the primary ballot as a democratic candidate for president.

The fact that Hoover has refused to state his party allegiance does not prevent the people of either or both parties from nominating him against the wishes of the politicians, and his own wishes. It is a case of the job seeking the man.

Only registered democrats are eligible to sign these petitions, but if any republican will get out similar petitions to nominate Hoover, the Capital Journal will render similar aid in securing signatures.

It is up to the people to beat the politicians to it and name the next president. If you are a democrat, sign this petition. If you are a republican, get out a petition of your own.

The Capital Journal will publish reminiscences of

from the viewpoint of specific interest. The older residents of the city who came into contact with Hoover are invited to take part in this work. Articles may be submitted in the writer's own style, or if difficulty

## WHO KNEW HOOVER?

During the period 1883 to 1891, Herbert Hoover spent spent in this city.

bits of general interest.