

SENATE STRUGGLES ALL NIGHT WITH LORIMER CASE AND END IS NOT REACHED

Washington, Feb. 28.—All night long the senate struggled with the Lorimer case, friends of the Illinois senator seeking to break down the determination of his opponents not to permit a vote unless an important concession were made to them in relation to important measures of pending legislation. The basis for the proposed agreement is understood to be that when a vote will be taken on the Lorimer case at a fixed hour Thursday, and that at a later hour the same day a vote will be had on the tariff board bill; that the amendment to the postoffice appropriation bill proposing an increase of postal rates on the advertising sections of magazines will be eliminated, and that still other concessions may be made.

It is not believed that there will be any trade by which the Canadian reciprocity agreement will be sacrificed, although it is not likely a vote can be had in the senate this session.

POPULAR ELECTION DEFEATED

The senate, in accordance with previous agreements, interrupted the Lorimer battle with the vote on the joint resolution for an amendment to the constitution, providing for election by popular vote, which required a two-thirds majority. The resolution was lost, receiving a vote of 54 to 33.

Beveridge wanted to know if the continuance this morning of the legislative day of Monday past the hour of twelve o'clock noon would violate the special order for a vote on direct election of senators fixed for that hour. The chair held it would. Nelson moved that when an adjournment of Monday's session was taken it would be to meet at 11:50 today. It would be to meet at 11:30. Balingier moved an adjournment until 11:50 and it was ordered. At 11:50 the new legislative day began in the usual way with prayer by the chaplain and the reading of the journal.

Senator Borah, of Idaho, who has been in charge of the resolution for the election of senators by direct vote of the people, was gratified over the result, notwithstanding he lacked four votes of getting the necessary two-thirds.

"When it is demonstrated that the senate stands within four of the two-thirds, it is certain that the real fight is over," he said.

Borah said the resolution would be again introduced at the first session

of congress, regular or extraordinary, and urged and urged unremittingly.

LaFollette Opposes
During the afternoon it developed that LaFollette was the chief obstacle against fixing a time to vote on Lorimer. It was said he was not unwilling to have a vote, but was unwilling to go on record as agreeing to the fixing of a definite time.

Senator Stone spoke for more than two hours and a half and as soon as Stone concluded Young, of Iowa, took the floor and spoke against the reciprocity agreement.

Indian Bill
No agreement has been reached thus far between the two houses of congress on the Indian appropriation bill. The house today sent the bill back for further conference. The house refused to approve a senate amendment authorizing the payment of claims of certain traders against individual Indians, and an amendment partly recognizing an attorney's claim of \$90,000 against the Colville Indians.

EDWARD CONDON HELD ON CHARGE OF ASSAULT UPON LONE WOMAN

Accused of Insulting Mrs. Jas. Loomis on Street at Night

Mrs. James Loomis, residing at 342 Washington street, was assaulted Saturday night shortly after 10 o'clock at the corner of Sixth and Willamette streets by Edward Condon, aged about 17 years, who later was arrested and placed in jail. Mrs. Loomis was walking along the street near the postoffice when young Condon, who seemed to be partly under the influence of liquor, said something to her and tried to put his arms around her. She screamed and ran. Officer Plank was standing in front of the Bell theatre at the time. He had previously been watching the actions of young Condon and a companion, Clarence Beaupre, who had just been put out of a rooming house. Plank ran to the woman who was almost faint from fright, but leaving her in other hands he ran after the boy, who disappeared into the darkness between the Eagles building and the Underwood house. With a gun in one hand and a search light in the other, Plank followed the boy's fleeting shadow through the alley and past the socialist headquarters where Condon seemed to disappear. Plank supposed that he was in this building and brought the woman to pick her assailant from some 20 men there. She was unable to find him. At this point Plank discovered that the two boys were not around. Sending the woman home in company with a mail carrier, he searched the street for the boys. The woman had given the officer a very clear description of the man who had taken hold of her.

"Just then," relates Plank, "a friend of mine got off the Springfield car and told me that Condon was in Springfield drunk, and had given away a lot of facts. He said that Condon was coming back on the 11:30 car. I went and found the other officers and we watched the car. They did not show up, so Officer Bonney and I went out to Condon's house. He had just come in. I told his father that I wanted to take him over to the woman for purposes of identification, and he said that he was willing that this be done."

When the officers took Condon to the woman she identified him, and the officer had to step in to prevent her husband attacking the boy.

Condon's parents are highly respectable people, and bad associates are held responsible for the boy's acts.

SUES LUMBER COMPANY FOR \$5000 DAMAGES FOR BODILY INJURIES

Herman E. Breese is Plaintiff in Suit Against Wildwood Company

Herman E. Breese, a brakeman on the Oregon & Southeastern railway, which operates between Cottage Grove and a point twenty miles east of that city, toward the Bohemia mines, is plaintiff in a suit against the Wildwood Lumber company, which operates a sawmill along the line of the railway, for damages on account of personal injuries sustained some time ago.

In his complaint, filed this morning in the circuit court, Breese alleges that the company carelessly and negligently erected a pile of lumber on the mill dock adjoining a sidetrack on the railroad, and that the pile was fourteen feet high, the top leaning over toward the railroad. He states that on June 13, 1910, while he was in the discharge of his duties as brakeman a car was switched from the main track on to the spur past the pile of lumber. He was hanging to the side of the car when he was forced against this pile of lumber and thrown to the ground, breaking his right leg, internally injuring him and bruising his back and shoulder.

Breese claims that on account of the physical pain and injury and the mental distress, he was damaged in the sum of \$5000, and on account of the loss of wages \$480, making a total of \$5480. Williams & Bean are attorneys for the plaintiff in the case.

REPORT OF PURCHASE OF CORVALLIS & ALSEA BY P., E. & E. RAILWAY

Monroe Press Correspondent Gives Publicity to Rumor Current Here

The following from the Monroe correspondent to the Oregonian, and printed in that paper this morning, gives the first publicity to the reported sale of the Corvallis & Alsea railway, known as the Carver road. The report has been in circulation in Eugene since last fall, but upon request no publicity has been given it in this city. George D. O'Connor, local manager for the company, today when asked about the sale, declared he did not know whether or not it had been made, as he had received no word from the head offices in Portland. The following is the Oregonian's story: Monroe, Or., Feb. 26.—(Special.)—It is learned from authentic sources that the Corvallis & Alsea River Railway company, known as the Carver road, which was built two years ago to this place from Corvallis, is now being merged with the Portland, Eugene & Eastern, or Welch line, and that the consolidated lines will commence extension work at an early date and complete the line to Eugene and when completed the whole line will be electrified.



FREIGHT TRAINS MEET IN BAD COLLISION

Springfield, Feb. 28.—Providing that the necessary amount of money can be raised, the Springfield Commercial club will take up the public proposition of the Southern Pacific company and invest the sum of \$1200 with the railroad. The biggest booster meeting ever held in Springfield took place last night, the large hall being filled, and enthusiasm and interest were dominant. Stirring speeches were made by Eugene and Springfield boosters. From Eugene, Dr. Leonard, of the University, and Manager Freeman, of the Commercial club, spoke. The Springfield Commercial club has begun to see that Eugene does not antagonize the efforts of Springfield, and is willing to work with the city, and what is a benefit to one city is equally beneficial to the other. W. Bittle Wells, of the promotion department of the Southern Pacific, represented the railroad company and made a favorable impression. The meeting resolved itself in favor of the Southern Pacific's plan, and adjourned at a late hour leaving the president to appoint a soliciting committee. The committee as appointed consists of Welby Stevens, M. M. Peery, E. E. Morrison, Charles Rivett and J. Simpson. They met at two o'clock this afternoon to plan their campaign.

BE ADVERTISED BY S. P. CO

Engines Piled Up.
The oil tank and entire rear portion of the engine of 221 was thrown off the track and was badly broken up. The front of the engine of 226 was damaged worse than the other and the two piled up together in such a manner as to completely block the track. A wrecking train was sent for, and it arrived this afternoon, immediately beginning the work of clearing away the wreckage.

Three box cars in the middle of the south-bound freight on the main track were demolished. They contained general merchandise and flour and most of the goods will be a total loss. A caboose in the middle of the string of cars that was being pulled by the other engine was also demolished, but the other cars in both the trains escaped serious damage, although a number were derailed.

Fireman Hurt.
The fireman on train No. 226 jumped as he saw the engines were about to collide and received severe injuries, but the physicians do not consider them fatal. A brakeman had one of his legs bruised, and the other trainmen escaped injury.

The loss to the railroad company will amount to \$4000 or \$5000, as near as it can be estimated. The Eugene flyer, which left Eugene before the news of the collision reached that city, was compelled to turn back when this city was reached and continued on its trip north by way of the Springfield-Lebanon branch, reaching the main line again at Albany. The north and the south-bound local trains that usually meet here early in the afternoon each turned back after transferring passengers and baggage.

YOUTH OF SEVENTEEN YEARS ACCUSED OF DESPICABLE OFFENSE

Tries to Assault Sorority Matron While He Was Half Naked

An unusual case in the juvenile court is that of a well-known 17-year-old High school boy who is charged with indecent exposure. Upon the request of the court, the boy's name is withheld from publication, yet he is allowed to argue with his playmates. The boy, who lives on East Thirteenth street, a few nights ago, in a half-naked condition, ran out from the family woodshed, which faces the sidewalk, before the matron of a University sorority house and a former Eugene school teacher, and made some foul remarks. The woman did not become frightened, but seized the youth and held him until she could recognize him.

The boy associates with a gang of boys suspected by the police of committing the "Jack the Grabber" depredations, and it is thought probable that he is responsible for several of the assaults which have been committed in the same neighborhood. The case has been before the juvenile court for several days, but for reasons not given it has been withheld from publication.

THIS MAN IS JUST FULL OF FIGHT
To the Public:
Ament this cravenly, petty spirit and disgusting attempt of some of the Cottages Grove people to stop the development of the University by invoking the referendum.

There is an intention among our best people to conciliate; to concede; to compromise; to placate these people. Out with such assiduity. Let us at them with a spirit of war.

We are not defending Eugene by such procedure but are, instead, defending the institution which belongs to all Oregon and is the pride of every good man and good woman in the state.

Because this little city would indirectly be benefited by the enlarged institution they are willing and anxious to deprive the youth of this state of equal advantages with those of other states; are willing to attempt to gather the mean and petty people of this state together hoping there will be enough to defeat the appropriation.

MURDERERS OF NEVADA STOCKMEN MAKE STAND AGAINST POSSE AND FIGHT TO DEATH

Reno, Feb. 27.—A battle with the Indian murderers occurred yesterday at noon sixty miles west of Tuscarora and eight Indians were killed and the balance captured. One member of the posse was killed.

The Indians commenced the battle, which started at noon and lasted three hours. Edward Hoyle, of the state police, was killed.

The crime which resulted in yesterday's battle was presumably committed on January 19th in Little High Rock canyon, northern Washoe county. Harry Cambren, B. Indiano, J. B. Laxague and Peter Erramouspe were the victims. All four were wealthy stockmen and were at their camp near Deneo, and had started to visit another camp. They never reached their destination and it was thought that they had perished in a blizzard, but on February 8th their murdered bodies were found and Indians were suspected, because of the horrible manner in which they were mutilated.

The suspects were trailed by a posse until yesterday, when they came upon the Indians and the battle followed. When the Indians discovered that the posse was upon them they started their regular war dance, and after the dance the fighting commenced. Some of the Indians were wounded in a running fight which extended over a mile of territory. The remaining Indians lay in the brush and continued to fight. At the last stand a fierce and bloody battle ensued. Indians and squaws fought side by side, using guns and bows and arrows. Four bucks, two squaws and two children were killed, and one squaw and three children captured. Edward Hogle, of Eagleville, a member of the posse, was killed. None of the others was wounded.

EASTERN OREGON EDITOR IS SENSIBLE

Asks Why Eugene Institution is Made Special Object of Attack

Clark Wood, publisher of the Weston, Or., Leader, writes the following sensible letter to the Portland Daily Journal: Weston, Or., Feb. 23.—To the editor of The Journal.—At Cottage Grove, in Lane county, a referendum movement has been started against the University of Oregon at Eugene, also in Lane county. Eugene opposed the efforts of Cottage Grove to create the county of Neamith and land a county seat, and the referendum is to be invoked by way of retaliation.

Herein the state will be given another illustration of the abuse of a popular privilege accorded the voters of Oregon. Intended primarily as a means of public protection against unwise legislation, the referendum has degenerated into a weapon of revenge for the disappointed and the spiteful. It has already worked much mischief. It has been wrongfully used against the general appropriation bill, and has failed; and now it is proposed to use this club against the university, despite the fact that the institution was sustained in its former campaign.

The university was treated with unusual generosity by the late legislature, but if the University of Oregon is to rank with similar institutions in other states it is entitled to generous treatment. And why single it out for special attack unless it be, indeed, to satisfy a grudge?

The Oregon Agricultural college has also been liberally treated. There is no more excuse for holding up the U. of O. appropriation than for holding up the O. A. C. appropriation. In truth there can be no grounds for attacking either in the mind of any man who has an ounce of state pride and wants to see Oregon grow out of the peevish policy toward its schools that has cursed it in the past.

The Eastern Oregon hospital at Pendleton was granted \$200,000 by the people and receives in addition \$350,000 from the legislature. Why not "referend" this institution?

The Monmouth normal will receive about \$35,000 annually by special tax, in addition from the legislature for a girls' dormitory. Its president receives \$3500 annually, even before the school is reopened. The Weston normal, now defunct, got along with a girls' dormitory, costing about \$5000, and \$1800 a year was the most its president ever received. Moreover, its president was just as able and deserving an educator as J. H. Ackerman. And this state school in eastern Oregon received but \$12,500 annually for maintenance. Why not "referend" the Monmouth normal?

Why not "referend" the state fair, the district fairs, the experiment stations, and the hundred and one things for which the legislature poured out money with lavish hand at the most expensive session ever held?

And why should the several institutions at Salem be overlooked? That burg "sits tight" on everything it gets and grunts for more, and squeals its disapproval when state money slips away from the capital. Marion cast a larger majority against the normals than any other county in the state. Perhaps the referendum might teach it a useful lesson.

But no. It's time to give the referendum a rest, and this disgruntled bunch at Cottage Grove should be frowned upon in every other section of the state. Too much money has been granted by the legislature, perhaps; "squandered," if you like the word better. But it is not lost to Oregon. Every dollar of it will be expended within the limits of the commonwealth, and a good share of

BIG MILL PLANT OF PORTLAND DESTROYED

Portland, Feb. 28.—Fanned by a strong wind, fire today practically destroyed the plant of the Oregon and Washington Lumber company in this city, the entire loss to that company being about \$100,000. The plants of the Multnomah Lumber and Box company and the Gold Medal Shingle company were damaged to the extent of \$25,000, and a private residence, two blocks distant, upon which the embers flew, was destroyed.

The cause of the fire has not yet been ascertained. Insurance will protect the owners for about one-third of the damage.

It, we trust, will redound to the public wealth.

If taxpayers would stop to analyze the situation, they would find that they are paying but little, in any event, for the support of state government and state institutions. The state levy is a very slight burden compared to the levies in the several counties, school districts and municipalities for local purposes.

CLARK WOOD.

ADMINISTRATOR'S NOTICE

Notice is hereby given that Etta K. Earnest has been by the county court of Lane county, Oregon, administrator of the estate of Isaac E. Earnest, deceased.

All persons having claims against said estate are hereby notified and required to present the same, duly authenticated, at the residence of the said Etta K. Earnest at Mabel, Oregon, or at the Law office of A. E. Wheeler in Eugene, Oregon, within six months from his 21st day of February, 1911.

Etta K. Earnest, Adm'x.
A. E. Wheeler, Attorney.

NOTICE TO CREDITORS

Notice is hereby given that Dalton Guiley has been appointed by the county court of Lane county, Oregon, administrator of the estate of Benjamin F. Guiley, deceased.

All persons having claims against said estate are notified to present the same duly verified to said administrator at the law office of C. A. Wintermeier in Eugene Oregon, within six months from the date of first publication of this notice.

Dated, Eugene, Oregon, this 9th day of February, 1911.
DALTON GUILLEY,
Administrator of the estate of Benjamin F. Guiley, deceased, C. A. Wintermeier, Attorney for estate.

STRONG PLEA FOR MORE PAVING MADE BY COUNCIL

At last night's meeting of the city council Mayor J. D. Matlock made a strong plea for more street paving this summer, and the council went on record as favoring an early resumption of this important work. In bringing up the matter the Mayor said: "If Eugene is going to continue to grow as it has in the past few years, it is my opinion that the incoming council should pave two or three miles of streets, yes, more than that, three or four miles. I think that Eleventh street should be paved to the city limits. Blair street should also be similarly treated and there should be pavement on West Sixth and West Seventh as far as Blair street. If we had not paved our streets we would not be growing as we are, and Eugene would still be in the village class. The paving work, if continued and our power and filter plants, are going to be great factors in the city's growth this year and for years to come—and we cannot afford to stop with the improvements so well begun. The commercial bodies of the city should co-operate with the council in the matter of paving and give all the encouragement they possibly can. While it will mean a greater debt, the property owners can take advantage of the Bancroft bonding act and pay for the work in installments, working a hardship on no one. We can be the first of the secondary cities of Oregon just as well as not, and there is no one thing except street paving that will put us in that class. Aside from the Commercial club and the Merchants' Protective association, I think the ladies' improvement clubs should take hold of this matter and urge the citizens to action to petition for work to be done."

Councilman Moon made the remark that he thought the commercial bodies would give little encouragement for the reason that the heavy property owners seem to be more averse to paving than the small property owners, and the council would save to look to the latter to push the matter along. Councilman Heller advocated a cheaper pavement that has been laid here and suggested wooden blocks on a concrete base.

Moon suggested that East Eighth and East Ninth streets should both be paved to the railroad, and High street from East Eleventh to the railroad, then pave all the intervening streets, making a solid paved district in that portion of the city.

Moon moved that the council recommend that all petitions for paving be brought in as early as possible so that a plan could be brought here in the spring. The motion was carried. It was also recommended by the council that several blocks should be paved this year.

Sign On Butte.
The meeting opened with the appearance of a representative of the Oregon Power company, who wanted

manufacturing concern on the top of Skinner's butte. The matter was referred to the fire and water committee.

The matter of the grade of the street along West Seventh street between Olive and Union streets was brought up. Frank Zimmer, who owns residence property along there had complained that after his cement sidewalk had been built the grade of the street had been raised several inches and this sidewalk was far below grade. It was left to the street committee.

Attorney Geo. B. Dorris appeared for Wing & Campbell, the meat firm who wanted permission to change their lard-rendering plant from their present location to the Midgley building, which they intend to occupy if satisfactory arrangements can be made. The matter was left to the city attorney, who was instructed to prepare an amendment to the ordinance covering such plants.

A settlement of the West Tenth street assessment through the Huddleston land was made by the acceptance of \$207.23 in lieu of the assessment previously made. The treasurer was instructed to accept this sum and cancel the lien on the property.

Mayor Matlock voted the recently passed ordinance granted to F. L. Chambers for a franchise to build a spur track from the S. P. line to his warehouse sites on High street. The mayor explained that the ordinance was passed with the understanding that he would veto it if the street committee reported adversely on the matter. The veto was sustained by the council.

City Attorney Pipes was instructed to appear for the city in the suit against it by F. L. Chambers, to restrain the city from tearing down his boat house.

TRAVER WILL COME BACK TO EUGENE

Friends of H. L. Traver, several years ago a resident of Eugene, and a partner in the Tolmei & Traver dry goods store on East Ninth street, will be pleased to learn that he will return to Eugene again to reside. He has been in Talbert, Alberta, where he has been interested in the dry goods business. P. E. Snodgrass, cashier of the First National bank, today received a letter from him, stating that as soon as he can dispose of his stock of goods and business interest he will return to Eugene. He is also engaged in doing some boosting work for Eugene and has asked to have sent to him some literature describing the city, which he man hand to his friends there, several of whom he thinks will come to Eugene with him to locate.

FOUR PERSONS ARE BURNED TO DEATH

Hazleton, Pa., Feb. 27.—Supposed to have been caused by an explosion, a fire last night burned two houses at Onelda, near here, occupied by Gabriel Gerotsky and Michael Slovak, Hungarians, and five members of the Gerotsky family lost their lives.