The Daily

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SALEM, OREGON, TUESDAY, AUGUST 24, 1909.

EXCURSION STEAMER SINKS, 250 DROWN

JUDGE BEAN'S DECISION GIVES HILL A FREE HAND TO ENTER EASTERN OREGON

SUFFRAGE **BREAKS OUT**

Mrs. Oliver P. Belmont Opens Her Marble Palace and Rev. Anna Shaw Delivers Address.

IT COST \$5 A HEAD

MRS. BELMONT SAYS THE SUF-FRAGETTES WILL WIN IN ENG- SCHIVELY MAY LAND, AND IN AMERICA PRES-ENT PARTIES -MUST GIVE VOTES TO WOMEN.

(United Press Leased Wire.) fraging," Newport's latest fad in mony in his own behalf early in the when Mrs. Oliver Belmont threw torney General John D. Atkinson open her beautiful "Marble Palace" took the witness stand and stated to the suffrage sisterhood for a lecture by Rev. Anna Shaw, president of the National Women Suffrage as- various insurance companies,

at \$5 a head to view the interior of for each of those who simply attend- Schively had committed perjury. ed the lecture in the big tent which Mrs. Belmont had caused to be erect ed on the lawn in front of the house.

"Marble Palace" is one of the most famous of Newport's "cottages" of milionaires and now filled to overflowing today by women and

other than Mrs. Belmont's friends INDIANS Today was the first time people crossed the portals of the dwelling which represents an investment of hundreds of thoustands of dollars.

Mrs. Belmont greeted each of her \$5 gue to with a smile and a word of welcome.

"Until the present," said Mrs. Belmont, "I have always thought it best not to open 'Marble Palace' to public view, as it has been used solely for a private residence, though I Boston Man Chic-Chic, Wake should very much have liked to please the many sincere admirers of art who have in former years made application for such a privilege.

"I am departing from that rule of years solely because I believe the step may tend to increase the vôtes

of women." In giving her views on the suffrage question Mrs. Belmont said that she believed that the English women will succeed in their quest for franchise much sooner than the American women. She also aserted that unless the political parties in the United States did not vote to give women the right to cast a ballot that a

Today's affair at "Marble Palace" will be re-enacted soon when Prof. paid their flues and hiked to the bills Charles Zubelin of the University of to spread the good word. Chicago will speak on the topic, "Women in public life."

PUBLISHING PLANT SOLD AT AUCTION

the Outing Publishing company will irating time on the road. be sold at public auction today by order of the federal court. The Outby the company.

GRAFTERS STEALING LANDS HILL GETS

[United Press Lensed Wire.] Washington, Aug 24.—That the Tederal forestry service is bitterly opposed to the policy of Secretary of the Interior Ballinger in pushing toward a settlement, the so-called Alaska coal lands cases, involving lands worth nearly a billion dollars, developed today, following an announcement that President Taft had turned the matter over to Attorney General Wickersham for decision.

It is charged that Ballinger did not heed the protest of L. B. Glavis, chief of the field division, in which he charged that Cunningham coal claims were fraudulently obtained.

Assistant Forester Price today declared that the forestry bureau believed with Glavis that the claims should not be pushed to settlement until the charges are fully disproved,

BE ACQUITTED

(United Press Leased Wire.) Olympia, Wash., Aug. 24 .- Testimony by witneses today in the Schively investigation strongly favored the state insurance commis-Newport, R. I., Aug. 24 .- "Sut- stoner, Schively completed his testithat he had instructed Schively to collect he flat rate of \$200 from the

J. F. Marsh and Charles A. Mur-The general public was admitted ray, both of the Pacific Livestock association, while on the stand denied the mansion. One dollar was charged all statements and charges that

certain that the perjury charge will be knocked out by the senate and right of way in the canyon. it is the general belief that Schively will be acquitted on the other charges.

GET ON TO THE AUTO

Siwasin Cumtux Klatawa Siya Potlatch Tenas Chickamun-

(United Press Leased Wire.) Albany, Or., Aug. 24.—The Indians of Warm Springs are on the warpath for the express purpose of being taken to the nice new jail here in the

county's new "joy" wagon.

Three indians were arrested recently for killing deer out of season. They were caught far back in the mountains and the sheriff's new automobile, manned by two deputies, was "powerful third party" will be organ- sent after them. So pleased were the Indians with the experience of a 30mile "buzz" ride that they readily

Since then the automobile has made eight trips to the mountains and each time returned with as many Indians as it would hold. Jail sentences without an alternative of a fine have no terrors for the bucks, as Deposit, N. Y., Aug. 24.—The ex- they welcome a rest in the warm and tensive magazine publishing plant of comfortable jell here after an exhit-

Ling hair and a scrawly signaing magazine, the Bohemian and sev- ture don't make a genius. Neither eral other periodicals were published does bleached hair and a poodle dog make a lady

DESCHUTES RIGHT OF WAY

Judge Bean of United States German Steamer Carrying Ex-District Court Enjoins Harriman Occupying the Canyon.

COTTON GETS A JOLT 250 ARE

HARRIMAN'S ATTORNEY WILL ACCIDENT OCCURRED AT THE NOW SEEK TO ENJOIN HILL FROM OCCUPYING OTHER THAN 200-FOOT STRIP TO WHICH THE COURT GIVES TITLE.

(United Press Leased Wire.) Portland, Aug. 24 .- James J. Hill,

high society, was lautched solay morning session. Former State At- Fory today over E. H. Harriman, the raffway king, in the fight between lives today when the vessel was ramthe Hill and Harriman interests for med at the entrance to Montevideo control of right of way in Deschutes canyon, the key to mastery of central cursion steamer. Oregon, the California valleys and an an inland coast line.

Hill was given at least a year It is now considered practically Harriman interests were temporarily both vessels. enjoined from occupancy of disputed

> The decision is a victory for the Hill interests, and recognizes every German steamer sank. right contended for by Carey & Kerr, Hill's attorneys.

W. W. Cotton, chief counsel for Harriman in the northwest, listened cruising around the scene of the to the reading of the decision with he manner of a man who had been who may have managed to keep struck a crushing blow. Then he sprang to his feet, in spite of protests from Judge Carey, demanded an injunction against the Oregon Trunk Rallroad Company to prevent the Hill neg from occupying other than a 'tip to which their absolute

The temporary infunction is grantd in favor of the Oregon Trunk by Cuitan, Hyas Close-Cultus Judge Bean and will have in its provisions decisive influence on every other phase of litigation pending or yet to be brought between the rival rallroad companies. When Mr. Cotton appears before the court this aft- reported to have caused the accident. ernoon or tomorrow to plead for a second injunction in accordance with his demands of this morning there will be certain matters relating to the ceived here late this afternoon say organization of the Oregon Trunk that the steamer Columbia was that he will not be allowed to men- sunk instead of the North German tion. These are;

title was recognized by the court.

The Oregon Trunk railroad is a Nevada corporation, and as such has no right to construct in Oregon, having been vested with no such right in Nevada.

That the survey of the line delineated on the Oregon Trunk's map is not in compliance with the provisions of the incorporating act of 1875 and the secretary of the interior had for that reason no power or authority to approve the map.

These were the chief contentions of the Harriman interests in litigating against the issuance of the temnorary restraining order prayed for by the Trunk. But Judge Bean uled that these contentions were not relevant .saying:

The defendant is not in a posttion to raise any of thee questions. It had no title or interest in the

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TERRIBLE

cursionists Rammed and Sunk by Steamer Colombia.

ENTRANCE OF MONTEVIDIO HARBOR AND WAS CAUSED BY MISUNDERSTANDING SIGNALS. STEAMER SANK IMMEDIATELY.

(United Press Leased Wire.) Buenos Ayres, Aug. 24 .- Two hun-'empire builder," gained a great vic- dred and fifty excursionists aboard a German excursion steamer lost their harbor by the Colombia, another ex-

A fete was in progress at Monteassured outlet at San Francisco for vidio and thousands of excursionists were bound for that city. When the 8 Colombia, heavily laden with passen-

The officers and

During the panic a number of the excursionists jumped overboard and cab for the purpose. wers drowned. Other vessels are now wreck in the hope of saving those porarily left the cabs, afloat.

Among the few saved from the German steamer was its captain. when he saw that his ship had gone to the bottom he attempted to end his life and was only prevented from so doing by other officers of the vessel, who took him in charge. Those aboard the German steamer had little chance for their lives as the vessel sank within a few minutes after the collision, and even before the lifeboats could be lowered.

It Was Steamer Columbia. London, Aug. 24 .- Dispatches re-

The Schleswein was outward bound for Bremen and was only slightly damaged.

ported in the earlier dispatches.

Most of the loss of life was of the excursionists on the steamer Columbia, who jumped overboard in the panie that followed the collision.

Carries Monkey in Gold Cage.

| United Press Leased Wire. Lenox, Mass., Aug. 24 .- A party for her pet monkey will be given some time this week by Mme. Zeggio of Charles T. Robinson of New York.

Mme. Zeggio arrived at the Aspinwall hotel yesterday carrying her monkey, a tiny South American specimen, i na gold cage. The marmose is sourcely six Inches in height and Mme. Zeggio said that its value is \$5000 while the gold case in which it is carried is worth half that sum.

THE WESTERN JOBBERS **BEAT EASTERN ROBBERS**

(United Press Leased Wire.) Washington, Aug. 24.—The circult court today made a permanent injunction restraining the interstate commerce commission from enforcing the order to compel the railoads to give proportional through rates from the Atlantic seaboard to Missouri river points.

This famous Missouri river case decision is a distinct victory of the Law Creating the Port of Coos western jobbers over their eastern competitors. It will effect the jobbing center west of the Missouri river controlled particularly by St. Louis, Chicago, Denver and Kansas

TRYING TO MAKE OLD VIRGINIA DRY

(United Press Leased Wire.) Harrisonburg, Vo., Aug. 24.—As a result of the Virginia anti-saloon league's crusade to make the Old Dominion dry, a local option election was held here today.

The election was attended by scenes of great excitement on the part of the women and children work ers in the league.

The town is now "wet" and there in the limits of the municipality.

favor of a "dry" town.

CABBIES PUT HELPERS ON THE REGISTERS

Paris, Aug. 24.—Several Paris start over his powerful rival by a gers, collided with the German steam- cabmen were sentenced to various decision of Justice Robert S. Bean of er, whose name has not yet been as- terms of imprisonment today on conthe United States court, in which the certained, there was a paule aboard viction of having made their taxicabs register false distances, Three wews of each of the convicted men had discovered steams: did their utmost to quiet the a method of using a thread to make vacuusicalists but to no avail. Before the register run twice as fast as it Oregon Trunk Railway Company or the lifeboats could be launched the should and a fourth was caught turning the rear wheel of his "taxi" like

> The frauds were in every case committed while the fares had tem-

NEGRO IS CRAZED BY

A misunderstanding of signals is Runs Amuck Armed With Shot-Gun and Wounds 21 Before He Is Finally Killed.

> [United Press Leased Wire.] Monroe, La., Aug. 24.-Crazed by cocaine, Bill Way, a giant negro from Hineville, Ark., armed with a shotgun ran amuck on the Main street of this city today and wounded 21 persons.

The negro was finally shot dead by a posse of citizens after he had received a score of wounds.

For more than a half hour Way managed to keep at large before he finally was run down and killed by the posse,

When the negro tell it was found that his pockets were filled with unfired shells, showing that he had de-Florence, Italy, a daughter of Mrs. I berately started out to kill people.

The body of the negro was dragged into the streets and later taken to a square, where it was burned in he presence of thousands of people.

"There is no fixed standard of beauty. This enables every man to and ordinances of the towns or cities and that the towns and cities includneighbor.

OPINIONS

Bay Sustained and the Commissioners Can Now Act.

IT'S GOOD FOR COOS

THE COMING COAST CITY OF ORE-GON CAN NOW LAY FOUNDA-TION FOR HER FUTURE GREAT-NEES - VICTORY MEANS NEW LIFE FOR GROWING PORT.

in an opinion handed down by the supreme court today, written by Jusare six saloons doing business with- tice King, the law enacted by the last legislative assembly is upheld and the The league members claim that board of commissioners of the Port the election is overwhelmingly in of Coos Bay are at liberty to take action in establishing that new mualcinality.

The suit was brought before the circuit court of Coos county by E. E. Straw for the purpose of testing the onstitutionality of the incorporation o, the Port of Coos Bay, a municipality organized under an act of the egislative assembly adopted February 12, 1909, entitled an act to provide for the incorporation under the general laws, of Ports in counties boydering upon bays or rivers navigable from the sea, and to provide for the manner of incorporation of such ports and defining the powers of such ports a whirlwind. He had jacked up the incorporated, and declaring an emergency. The appellant in this case seeks to enjoin the board of commissioners from condemning certain lands and from issuing bonds or otherwise carrying into effect the general purposes for which the port was organized. The appeal is from an order sustaining a general demurrer to the complaint

In the first instance Justice King holds that the allegation pertaining o the unwise or wise, just or unjust or oppressive actions of the legislaure is a function for the legislative department only, and for the courts to assume the prerogative would be dangerous in the extreme, as they and not the people, would be virtually the framers of the constitution, and the duties of the judicial department is confined to what the law is and not what it should be.

The appellant's inquiry which concerns the effect of including within boundaries of the territory under consideration the incorporated towns of North Bend, Marshfield, East Marshfield and Emptre City, in one of which a majority voted against the organization of the port, is one which claimed the serious attention of the, supreme court. The inclusion, it is maintained, is unconstitutional in that the effect thereof is not only to amend and repeal parts of the charters of the municipalities thus included in violation of article XI as amended providing "acts of legislative assembly incorporating towns and cities shalf restrict their powers, of taxation, borrowing money, contracting debts and loaning their credit," must necessarily result in imposing upon them indebtedness and taxation beyond the limitation prescribed. Justice King holds that the organization of the port is not for the purpose of changing the charters and ordinances of the towns or cities

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