

The Daily Capital Journal

SALEM, OREGON, FRIDAY, JANUARY 28, 1910.

No. 24.

SALEM SECURES CONVENTION

Oregon Retail Merchants Association Will Hold Next Convention in the City.

WOMEN IS VICE-PRESIDENT

Women's Delegation Is Successful in Leading the Convention, and Now It is Up to City's Citizens and Business Men to Prepare for Its Entertainment.

Just a little over a year ago a determined delegation of boosters and business men of Eugene went to Portland with the avowed purpose of landing the convention of the Oregon Retail Merchants Association, and they landed it. Just the other day a handful of business men from this city went to Eugene with the same avowed purpose—that is of landing it for Salem, and they landed it.

The labor and success of these two delegations in securing these two conventions become apparent only when it is taken into consideration that ever since the association was organized until this last convention it has held its conventions in Portland, and that at each time delega-

tions from Portland made strong bids and labored hard to land them for the "City of Roses." When the Eugene delegation announced its intention of securing the convention, Portland, feeling secure in its position, smiled a big smile of contempt and pity. When it lost in its fight for it there was a feeling of more or less surprise and chagrin but it was considered only an accident and at Eugene, Portland citizens and business men renewed their fight for the convention with even more vigor, but again they were foiled and this time by but five Salem business men and the citizens and business men of the Cherry city owes a debt of gratitude to them for their faithful labors and success in bringing the convention here.

What Convention Means.
The convention which will meet here in January at about the time that the state legislature convenes, means that upon Salem will devolve the duty and responsibility of entertaining delegates from all parts of the state of Oregon. At Eugene last night over 225 delegates sat down to a banquet and it is conservatively estimated that there were over 300 delegates in attendance, besides many members of the association. When the convention meets here next year it is estimated that there will be fully 500 delegates in attendance and that the complete attendance of visitors will exceed the 1,000 mark, owing to Salem's close proximity to Portland. Directly, of course, that means that Salem will derive a benefit in a financial way, but the great and real benefit to be derived will come from creating a favorable impression upon the visitors and sending each and every one of them away an enthusiastic

(Continued on Page 5.)

EPIDEMIC OF DISEASE IMMINENT

Authorities Fear the Polluted Waters of the Flood Will Breed Much Disease.

EVERY PRECAUTION TAKEN

Officials Sending Out Warnings of the Death That Lurks in the Waters Befouled by the Broken Sewers—All Flooded Houses Must Be Fumigated.

[UNITED PRESS LEASED WIRE.]
Paris, Jan. 28.—Rearing its ugly head out of the polluted waters of the flood, the horrible dragon of disease bared its fangs in the face of Paris today, and the stricken city hesitated in its rejoicing at the arrival of the crest of the flood, with a sickening sensation of the new peril. The health officers are sending out placards giving the people warning of the death that lurks in the waters befouled by the broken sewers. The newspapers publish in big type instructions to the citizens, and every means within the resources of the crippled municipality is being employed to battle with the pestilence. The soldiers and police have positive orders not to allow anyone to move back into houses that have been flooded, after the waters begin to recede. Inspectors reported today that the breaks in the sewers have been so frequent that it will be necessary for the officials to burn all clothing, bedding, carpets and other materials which absorb water. All the flooded houses must be fumigated, and the walls must be scraped before the occupants can safely return to them.

With the higher temperature today the stench from the sewers was increased, and the danger of the spread of disease from the foul gases was correspondingly greater. The hospitals are being taxed with numbers of patients far greater than they could accommodate properly under ordinary circumstances. With the lack of heat and light, and the danger of a failure in supplies, the doctors are facing a most critical situation. Hundreds of doctors have been working constantly under most adverse circumstances day and night. The heroic deeds that have marked the dark days of the flood have not all taken place upon the water front, in the actual struggle with the great tide; but the bravery of the doctors and nurses who have met the situation without flinching ranks with the spirit shown by the famous leader of the Red Cross Society in times of war.

Within sight of scores of persons, unable to rescue him, Corporal Triplet, was drowned today in water covering the sidewalks of the Quai de Billy. He had gone out with two other soldiers and a messenger boy, when the small craft was capsized, and all the occupants thrown into the water. His companions were able to reach places of safety, but Triplet was weakened by constant service, and was unable to keep himself above the tide.

The sewer broke this afternoon near the Central Market, and flooded the basement, where a large quantity of fish, eggs and game had been stored. Most of the provisions were destroyed and the market was rendered so unsanitary that it was almost useless.

This was one of the big food stations on which the authorities were expecting to draw heavily to feed the hungry and destitute, and the loss, which ordinarily would be light, is extremely heavy at this time.

The waters which have been attacking the Hospital Bouicault today so weakened the structure that it had to be abandoned, and many of the patients, who were seriously ill, were carried out at the risk of their lives. The doctors had continued the oc-

(Continued from Page 5.)

TO DECIDE TITLE OF TIDE LANDS

Decision Will Affect the Title to Many Thousand Acres of Land.

WAS LAND GRANT VALID

Corvallis & Eastern Railroad Institutes a Test Suit Against State Land Board to Determine Ownership of One Acre of Tide Land in Alsea Bay.

The case of the Corvallis & Eastern Railroad Company against the state land board will be heard before Judge Galloway next Thursday morning. According to complaint filed in this case there is involved in it but the title to a little over an acre of land—tide land—situated in Alsea Bay and generally it would seem that it would be of but little consequence whether the decision went the one way or the other. But it is one of those test cases that creep in to the courts now and then and dependent upon the decision as to that acre or so of land will be the title to approximately 20,000 acres of the tide land, valued at millions of dollars, and there has probably been few cases tried in the courts of Oregon which have been of greater significance to its commercial welfare.

Involves Old Land Grant

This land is all tide land and is situated on Alsea, Yaquina and Siletz bays and it was granted to the Willamette Valley & Coast Railroad company in 1874 on condition that the company should construct a line of railroad within a certain designated period of time. The railroad was constructed and the governor of the state notified of its completion and upon the performance of these acts it is contended by the company that it had complied with its part of the contract and that the title of the land vested in it; and should it be successful in the suit it will mean that it will have full control of these bays and the coast for miles and that not a dock or a wharf or any commerce can be carried on without the company's sanction and it would have what might be termed a monopoly upon all of the commerce so far as this part of the coast is concerned.

Act Void Says State.

Some time ago an application was made for a part of this land for the purpose of building docks and wharves upon it, but it could not be granted exceeded its jurisdictional title; it was claimed by both the state of Oregon and the railroad company and the suit was commenced for the purpose of ascertaining which is the legal owner of it. At the last session of the legislature an act was passed repealing the act granting this land to the railroad company, but the railroad company contends that its title had already vested in it and therefore the act is of no effect. The state on the other hand not only contends that the act is effective, because it says, the company failed to survey the land and have the governor set apart, but it also contends that the legislature of 1874 when it made its grant exceed its jurisdictional powers and that the act was and is unconstitutional. The state bases this latter claim upon the fact that the land is composed of ordinary low and high tide land and that it therefore belongs to the sovereignty of the state of Oregon and that it holds it in trust for its people for the purpose of fisheries, navigation and commerce and that the legislature of 1874 had no authority to convey the land to anyone for any other purpose and therefore its grant to the railroad company was void and of no effect.

In view of the importance of the case Judge Galloway will not be sat-

isled with oral argument but will also ask the attorneys to submit their argument on brief before he will decide it, but which ever way it goes—whether for the railroad company or to the state it will be carried to the highest tribunal in the land for final adjudication.

SELLS POLK COUNTY MAN 5000 TREES

Sam E. Foster, salesman for the Capital City Nursery Company, has returned from Orenco, from which place he brought a carload of the company's nursery stock to be planted in the immediate vicinity of Salem. Among the large orders were 5000 trees for Foster Lownds, of Polk county; 2700 trees for Needham Bros., to be planted in the Liberty prune district; also 2500 trees for the McNary Land Company, to be planted in the same locality. This makes the third carload that Mr. Foster has sold the past year. He has had several years' practical experience in work in the fields and packing sheds of the Oregon Nursery Company. All orders entrusted to him will receive personal and careful attention by himself. Phone Main 996.

FIRST WARD CITIZENS ORGANIZE

Approximately 150 property owners met last night at the office of H. A. Johnson on State street for the purpose of considering and taking action looking to the improvements of conditions generally in the first ward, and especially improvements with relation to the streets in the ward.

Prominent citizens and extensive property owners from all parts of the ward were in attendance and participated in the proceedings and ways and means for the improvement and betterment of the ward generally were discussed at length. A matter which came up for special discussion was the pavement of North Winter street and it was finally decided to appoint a committee to confer with the council with relation to this matter, secure prices and data as to the best pavement to be used. The committee appointed consists of E. P. McCormack, chairman, J. Cox, U. G. Boyer, Wm. Welsh, B. F. West, and D. W. Matthews. The committee will wait upon the council at its next regular meeting.

A permanent organization was also effected and officers elected. The officers are, F. B. Southwick, chairman and Geo. H. Riches, secretary. The organization will meet every two weeks, and will hold its next meeting a week from next Wednesday.

WATER IN UPPER SEINE GOING DOWN

Paris, Jan. 28.—Reports received today from the upper Seine and Marne rivers say that the people wept with joy when informed that the flood had reached its highest point and the waters were receding. Town criers passed through the streets announcing the joyful news through megaphones, and drum corps were formed to celebrate the occasion. Hundreds of flood sufferers in the various little towns fell in line behind the drum corps and marched in triumphant procession singing the "Marseillaise."

In all the river country above Paris, nearly the entire population turned out to celebrate the passing of the crest of the flood.

The full extent of the damage in the rural districts and in the small towns cannot be determined as yet, as the people in those sections have thrown themselves hysterically into the demonstration.

There is a possible chance of Baltimore annexing Jack Knight, the shortstop of the New York High-

ARE TRYING HARD TO LAND BALLINGER

Glavis Testifies That Ballinger Was Fully Acquainted With Coal Claim Deals.

MAKES DIRECT CHARGES

Announcement by Attorney Brandeis That Important Documents Were Omitted From the Records Upon Which President Taft Based His Exoneration of Ballinger Creates Sensation.

[UNITED PRESS LEASED WIRE.]
Washington, D. C., Jan. 28.—A sensation was caused at the session of the Ballinger investigation committee today when Attorney Brandeis, representing T. R. Glavis, charged definitely that important documents were omitted from the record upon which President Taft based his exoneration of the secretary of the interior. Brandeis followed this statement with the presentation of a long list of documents which he alleged were not included in the statements presented to President Taft. The attorney asserted that Ballinger had more than a "formal knowledge" of the Cunningham Alaska coal land cases, as was stated by Attorney-General Wickensham, and charged that Ballinger, as a matter of fact, was fully acquainted with the whole matter. The Wickensham statement referred to was made in the report of the attorney-general on his investigation of the charges against Ballinger.

Washington, Jan. 28.—That the recent decision of Judge Sanford, of Seattle, in a coal land case, in which certain lands reverted to the government because they had been obtained by an illegal combination, will be considered by the Ballinger-Pinchoff controversy investigation commission was indicated by Senator Nelson today. Nelson said that he had wired for a full text of the court's decision.

Louis R. Glavis, former chief of the field division of the land office, resumed the stand today, and Attorney Brandeis presented a long list of documents which he desired to have submitted as evidence.

Glavis presented a number of letters concerning the Alaskan coal land cases, which are among the indirect causes of the complaint.

During the morning session subpoenas were requested by counsel for Glavis for the following persons to give testimony regarding the Cunningham and Wilson claims:

Special Agent Horace T. Jones, of Portland, Ore.; Arthur R. Bowman, of Cheyenne, Wyo.; Andrew Kennedy, of Seattle, Wash.; Henry Hoyt, attorney-general, of Porto Rico, and C. P. Richardson, of Seattle, Wash.

The committee was asked to secure several hundred telegrams, letters and documents bearing in various ways upon the cases involved, and tending to substantiate Glavis' testimony.

Attorney Brandeis offered a detailed explanation of the correspondence which he desired to introduce, when Senator Sutherland objected, saying:

"Mr. Chairman, I think we are getting more evidence out of the counsel than out of the witness."

Senator Nelson, the chairman, then directed Glavis to proceed with his testimony, and notified Brandeis that he would be limited to the asking of questions.

It was developed that Glavis and Hoyt had discussed Ballinger's actions in changing the rules and the regulations of the land office, Glavis stating that "we thought it was peculiar."

Glavis testified that he told Ballinger that most of the Alaskan coal entries, in his opinion, could be cancelled, because many of the prominent men interested had formed a pool. The witness stated that Bal-

(Continued on page 5.)

SALEM'S BUSIEST STORE

Is here all the time with the right goods at the right prices. We have bargains now to offer you all over this big store that will convince you that the Chicago Store is the best place in Salem to buy your dry goods. We are busy every day because we give the bargains.



65c Rough Silks, yd. 35c

75c Pongee Silks, yd 49c

75c Crystal Messaline Silks, yard 49c

85c Black Taffeta, Silk, yard 65c

\$1.45 yard wide black Taffeta Silk, yard .98c

39c Wash India Silk, all colors, yard 25c

The above are only a few of the wonderful assortment of silks we carry in this store. Beautiful spring silks now on sale at very low prices. Buy your silks here. It will pay you handsomely.

65c Panama Wool Dress Goods, all colors, yd 33c

75c Wool Dress Goods, yard 49c

\$1.00 Wool Dress Goods, yard 68c

The dress goods we offer you at these low prices are all 1910 newest fabrics, priced away down for quick selling. Investigate

Best Apron Gingham, yard 5c

\$15.00 Suits low only \$4.95
\$18.00 Suits now only \$7.50
\$25.00 Suits now only \$9.90
Higher priced Suits cut down the same way

Half Price and Less
In the way we are selling suits and coats now at the Chicago Store. All this season's best styles, handsomely trimmed and tailored; long coats and plaited skirts; colors black, navy, tan, gray, rose and mauve effects. If you want genuine bargains in ladies' suits and coats, come to the Chicago Store

CHICAGO STORE
SALEM, OREGON
The Store That Saves You Money