

LEGALLY WITH-DREW LANDS

Hitchcock, Wilson and Pinchot in Scheme

Washington, Dec. 20.—Admitting they had no authority of law for withdrawal from allotment of four million acres of land belonging to the five civilized tribes in Indian territory for the purpose of creating a forest reserve, two members of the president's cabinet—Secretary Hitchcock of the department of the interior, and Secretary Wilson of the department of agriculture—endeavored to justify their course by stating that they had the best interest of the Indians at heart.

The explanation was made before a senate committee which is investigating affairs in relation to the property of the five tribes but the committee declined to accept it, and Senators Clark of Wyoming, Teller of Colorado and Pinchot of Oregon declared that the interior department has suspended a title of the United States without authority, and that it was the duty of Secretary Hitchcock to immediately rescind his order withdrawing the land from allotment. The same senators urged to Secretary Wilson and Chief Forester Gifford Pinchot that it was their duty to request of the secretary of the interior a revocation of the order withdrawing the allotment.

The order withdrawing the land from allotment was issued early in the present month. The purpose was stated publicly at the time. Secretary Hitchcock, when called to the stand, said he had asked the forest service, a division of the agricultural department, to report on a request of Jack Gordon of Paris, Tex., and associates that they be permitted to buy 200,000 acres for a game preserve, and that in making an adverse report the forest service advised for the withdrawal of the lands for a forest reserve. Mr. Hitchcock said the suspension was only temporary and designed for the purpose of determining what was the best for the Indians.

"You have no right to suspend the operation of a statute one hour, not

one minute," declared Senator Teller. "If you had the right to temporarily hold up the application of a law you could suspend its operation for a month, a year or two years."

WILSON ASKED IT.

In reply to questions of Mr. Long, Secretary Hitchcock said the request of Secretary Wilson had prompted his action. All the members of the committee condemned the action of the department in suspending the law.

"If we have violated the law I am sorry for it," said Secretary Hitchcock. "But my only motive was in the interest of the Indian and because I desired to accommodate the secretary of agriculture. The committee does not take into consideration the fact that the suspension merely provided for the submission to congress of a plan for the creation of a forest reserve."

Turning to Secretary Wilson, Senator Long said:

"We want to know under what authority you requested the withdrawal of these lands from allotment."

"I never looked at any authority," replied Mr. Wilson. "I made up my mind that we had a better proposition for the Indian than to turn his land into a game preserve. The right to withdraw the land was a matter for the lawyers of the interior department to pass upon. We made an investigation and then a recommendation."

Chief Forester Pinchot was called to the stand and after he had explained the proposition members of the committee declared that he could not hope to get his plan through congress. He was told also that his request had been out of place, inasmuch as it suggested a violation of the law.

"Secretary Hitchcock should not take 30 minutes in telegraphing an order to the territory to permit the allotments to proceed," concluded Secretary Teller and Long; Brandegee and Clark assented.



CHIEF JUSTICE STOCKSLAGER

Chief Justice of the Supreme Court C. O. Stocks Lager, says that as soon as this term is out he will take a vacation from active duties the balance of the winter and in the spring will start a law office in Hailey.

This statement was made by Judge Stocks Lager to a Statesman reporter. When asked if he would probably be a candidate for the governorship two years from now, Judge Stocks Lager replied:

"No sir, I never did have any ambitions particularly in that respect. I don't care to be the governor of any man's state. It is a thankless job. When I am through in the supreme court I think I shall take it easy for a while—probably remain most of the winter in Boise. In the spring I expect to go back to the

practice of law. I will establish a law office at Hailey, get some young lawyer associated with me and let him do the heavy work and I will devote considerable time in looking after my sheep interests."

Judge Stocks Lager and wife together have about 8000 head of sheep at their ranch near Hagerman and he says they are all in first class condition. He began feeding about the first of the month and all his stock are on feed now. He says he did not begin feeding last year until January.

There is plenty of feed, however, he says, and, although the season is much earlier this year than last, he does not apprehend that stock in most districts will suffer as much as last winter for the reason that the stockmen seem this year to be better prepared for the winter than last.

BISHOP McCABE IS DEAD

New York, Dec. 20.—Bishop Charles C. McCabe of the Methodist Episcopal church, died in a hospital in this city. Death was due to apoplexy, with which the bishop was stricken several days ago while passing through this city on his way to his home in Philadelphia. Mrs. McCabe and the bishop's niece, who have been with him almost constantly since he was stricken, were at the bedside when the noted clergyman passed away.

Bishop McCabe was born at Athens, Ohio, October 11, 1836. He entered the Ohio conference of the Methodist church in 1860 and two years later became chaplain of the One Hundred and Twenty-second Ohio infantry. He was captured in the battle of Winchester and spent four months in Libby prison. His experience as a prisoner of war were later recounted on the lecture platform. Four more than 30 years he was popularly known as "Chaplin McCabe," and the title clung to him given after the general conference of the Methodist church in 1896 made him a bishop.

Following the war he became pastor of a church at Portsmouth, Ohio, and later was associated as assistant secretary with the board of church extension.

While engaged in church work, he originated the rally cry, "We are building a church every day."

His success as a money raiser was remarkable and later as secretary of the Methodist Missionary society of which post he was elected in 1884, he added half a million dollars to the annual income of the society. He was a singer and his songs were a feature of his pleas for funds. He was chosen chancellor of the American university at Washington, D. C., December 10, 1902.

to the mine which will enable the trip to be made hereafter in an hour and a half at the outside. It cost \$150.

Regarding the development of the property they make a most interesting report. The east tunnel, the one in which the big strike of high grade copper ore was recently made, now shows a full face of that material with occasional nuggets of solid galena and more or less galena finely disseminated all through it.

A crosscut of the ledge a few feet back from the face showed 10 feet of good ore all the way. It was nearly pure chalcocopyrite at the start but as the crosscut progressed more and more galena came in till on the other wall it showed a fine grade of galena ore with only a little copper mixed with it.

Eree Entombed Miner.

Bakersfield, Cal., Dec. 20.—Late dispatches from Edison camp assure the rescue of L. B. Hicks, the entombed miner, some time during the day. The engineers figure that he will be reached within a few hours, but it will take the rest of the night to lift him safely from his niche. A plan is yet to be devised whereby this may be accomplished. The rescuers are now working in clear debris, having passed the last barrier of rock and timbers. All are cheerful and sing at their work. Hicks himself is stronger and livelier than ever. His voice comes over the pipe clear, and he is as it were, "sitting up to shake hands with the first man to penetrate the wall which has secluded him from the world for 12 days." Medicine and blankets are in readiness to receive the miner, but he will probably be kept in the tunnel some time to accustom his eyes to the light and his lungs to the air. He has asked for chewing tobacco as soon as he is released, and this has been provided also.

Mayor Robert W. Collins is a visitor in the city of Spokane attending to business matters.

Ten Feet of Good Ore.

President Seeley and Director M. M. Taylor returned on Sunday from a trip of inspection to the Wonderful company's property on Stevens Peak. They have just completed a new snowshoe trail from the railroad

SHOSHONE IS A BIG MINE

Average Assay Shows Value of \$69.74

Pat McGovern, ex-city marshal and now president of the Shoshone Mining company, returned to the city last evening from a visit to the property of that company and makes some very favorable reports. A recent assay taken from samples picked at random throughout the mine, shows a value of \$69.74 per ton, running 12 ounces silver, 41.8 per cent lead, 2.3 per cent copper and 0.03 per cent gold. As the work of development progresses the showing grows better and it is the firm belief of stockholders of the company that they have at last struck a real mine that will net them fabulous fortunes. All reports show a remarkable improvement and the price of the stock has gone up considerably.

Much of this stock is held in Coeur d'Alene and the reports from the mine are received with pleasure.

to get their chairs warm. One man from a Montana town entered the game last Saturday afternoon. He put up \$375 to start with and ordered the drinks for the party. The play went on, and when the bartender returned with the refreshments the Montana man was down and out.

In the old days of Eagle City and Murray big games were played, but pioneer gamblers say this was the biggest stud game ever played within their memory in this district. It recalled some of the famous games of early days in this city and Wardner, when John M. Burk, the late George B. McCulay and other prominent mining men who are still living were in their prime.—Wallace Press.

Where Laws Are Ignored.

What is claimed to have been one of the biggest poker games ever played in the Coeur d'Alenes terminated at 5 o'clock yesterday morning. It started at the Ryan hotel last Friday afternoon at 2 o'clock and was presided over by Ben Skonnord who is said to have sat through it all, except for about an hour or two yesterday.

During the game 16 men took part in it at one time or another, some going broke and some carrying away small or great winnings. The game was about even when L. L. Sweet, one of the proprietors of the Wallace hotel, entered Saturday evening. Mr. Sweet got up from the table yesterday morning with \$3500 to the good when the game broke up.

BANK DECLARES DIVIDEND

Is in a Flourishing Condition.

The Board of Directors of the First National bank held a special meeting yesterday afternoon, at which it was decided to pay a seven per cent dividend on the capital stock of \$50,000, the stockholders to receive six per cent and the other one per cent to be credited to the surplus fund. This shows a most healthy condition of the business affairs of the bank and from reports read yesterday afternoon, it was shown that the deposits in the bank had more than doubled during the year. Since Mr. Sargent assumed the management of the bank its business has been steadily increasing.

The Bostnrians.

The Juvenile Bostnrians entertained a small audience last evening at the Auditorium in their customary pleasing way. The trials of a long tedious trip had somewhat tired the younger ones and they were hardly in condition to play up to their usual standard. Tips made a lute as usual and Short captured the audience with her clever work.

CRACK SAFE AT TEKOA

Tekoa, Wash., Dec. 20.—Last night the safe in the jewelry store of Troyer & Eagle was blown up and the contents carried away by burglars, who gained an entrance to the store by breaking a pane of glass in a door at the rear. The knob on the safe was hammered off with a sledge, which had been secured from the blacksmith shop of G. A. Prewitz, together with some other tools. A quantity of nitroglycerine was poured in, which ran down to the lower left hand corner of the door, where it was discharged; this shot tore the outer and heavier door from the safe, when the inner door was beaten down with the sledge.

Mr. Troyer this morning stated that his stock was heavier than usual and that \$2500 would be low estimate on the jewelry missing. The safe is ruined. Among the articles stolen were watches, rings, diamonds and silverware. Only \$14 in cash was obtained.

No burglary insurance was carried on the safe and unless the valuables may be found the loss will be total. A blanket and a man's hose were left in the store, which are about the only clues. The trays were emptied in an alley at the rear of the store, where a diamond brooch and a few rings were found.

The store is in the room with the Tekoa pharmacy, whose safe stood but a few feet from the one cracked and was not molested.

A reward of \$500 has been offered by the citizens of Tekoa for the capture of the burglars.

pleasure to young and old. About 150 of the young people of the city will participate, in sizes and ages ranging from two and one half feet to six feet and from two and one half to 60 years of age. The brownies and blackbirds, the old woman who lived in a shoe and her many children, the pumpkin scene and Santa Claus, will make the eyes of the children bulge out and their hearts fill with happiness. The older people will not miss much if they attend. The children have been drilling for seven weeks.

Stockholders Meeting.

Coeur d'Alene, Idaho, December, 18th, 1906. The annual meeting of the stockholders of the Gold Ridge Mining company will be held in the Sander block Monday, Jan. 14th., at 2 p. m. By order of the Board of Directors.

Asks for \$1,250,000.

Washington, Dec. 20.—A bill appropriating a million and a quarter for buildings and exhibits for Alaska, Hawaii and the Philippines at the Alaska-Yukon Pacific exposition was introduced in the house today by Representative Humphrey, and in the senate probably by Senator Piles.

A general government exhibit appropriation bill will be offered later. Inasmuch as the Jamestown exposition bill has clear sailing, there being no objections from any source, it is thought the Seattle exposition will be liberally provided for by the present congress.

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Mother Goose Entertainment.

The Mother Goose entertainment at the Auditorium Christmas night, promises to be a rare treat. Under the able direction of Mrs. O. O. Young, who has presented several first class entertainments in the city, and under the auspices of the Presbyterian Sunday school, this popular and attractive entertainment will afford

PEOPLE MAY STARVE

Minneapolis, Dec. 20.—Coupled with reports of fuel famine in the northwest come reports of still another cause of suffering—a shortage of food supplies. Inadquate service has been interrupted by the coal shortage and blizzards on the western prairies, and now there are towns which are not only suffering from want of fuel but even from the very necessities in the lack of food.

A telegram today from a citizen's committee of Ambrose, N. D., to the Journal says that towns are without coal and provisions and unless supplies of coal and food are sent immediately great suffering will result. Telegrams are still pouring in on the interstate commerce commissioners concerning the fuel situation in the northwest.

The following reports came in today:

Langdon, N. D.—No railroad coal or other coal for 10 days.

Hansbrough—No coal in store some in surrounding country.

Cooperstown—No surplus coal on hands of farmers.

Lisbon.—No coal or wood either in cars or store.

Stream.—Fifteen tons on store will last 10 days.

Hunter—One car of coal received today, that is all.

Inkster.—No coal in store here, supply nearly exhausted; none is suffering yet but we must have coal immediately.

Lakota, N. D.—One car load of hard coal arrived here yesterday to relieve the wants of this place of 1200 population and the entire surrounding territory. This place is practically out of all fuel. When a car load arrives it is parcelled out in quarter ton lots to those who are in most urgent need.

brother in law, Albert Gerber of this city, died suddenly of heart failure. The body was taken to Tekoa this morning. The deceased was formerly engaged in the meat business here and was a prominent pioneer. He was about 80 years of age and leaves a wife and several children.

Mr. Becker, besides being an A. O. U. W. member, was a member of the G. A. R. having fought throughout the civil war. He enlisted in the Thirtieth Missouri Cavalry. He was a charter member of the local lodge of A. O. U. W. and past commander of the G. A. R.

SCORE ROOSEVELT

Negroes in Boston Pass Harsh Resolution.

Boston, Dec. 20.—At a meeting of the Suffrage league of Boston and vicinity (colored), held tonight, resolutions in relation to the message of President Roosevelt on the Brownsville affair were passed. The resolutions are in part as follows:

"We denounce the language of the president in his official answer in the Forsaker resolutions as the most extraordinary language ever used by a president of a Christian republic. One who is familiar with the tyrants of the past would think it was the language of Nero or the duke of Alva.

"In his message inciting race hatred and mob violence against 10,000,000 innocent citizens, he has shown himself to be a mere politician and not a great statesman.

"In accusing all colored persons who object to his unlawful and summary punishment of 170 colored soldiers, without trial by courtmartial or examination by a military court of inquiry, of a desire to shield murderers, the president misrepresents 10,000,000 of as law-abiding and patriotic natives born American citizens as the country possesses."

Sudden Death.

Colfax, Wash., Dec. 19.—F. B. Becker of Tekoa, after returning from a session of the Ancient Order of United Workmen lodge last evening, and, while sitting in the home of his

Press Piano Contest

One vote for

Not Good Unless Voted by December 25th