

LOCAL OPTION LAW SUPPLIED BY COURT

Is a Criminal Statute and Superior to City Charter Provisions.

BODY BLOW TO SALOONS

Circuit Judge Burnett Decides Coquille Test Case Against Liquor Interests—Appeal to Supreme Court Will Be Taken.

SALEM, Or., Oct. 19.—(Special)—That cities have no power to enact charters that conflict with the local option law was the decision rendered today by Circuit Judge George H. Burnett in the Coquille saloon case, which he tried in Coos County some time ago. This is a sweeping defeat for the saloons, for if the decision is affirmed by the Supreme Court it will destroy the last hope of the liquor interests to circumvent the local option law.

The Coquille case was brought for the purpose of testing the law, and it has been understood from the beginning that the case will be appealed to the Supreme Court. In a dozen towns in the counties that were "dry" last June the saloon men stand ready to have new charters adopted if charter provisions are held superior to the state law. According to Judge Burnett's decision such a move will be of no avail.

Facts in the Test Case. Judge Burnett tried this case for Judge Hamilton while Judge Hamilton sat in Judge Burnett's court in Yamhill County. The facts are that a local option election was held in Coos County, and West Coquille Precinct, in which the town of Coquille is situated, voted "dry." At the same election the people adopted a constitutional amendment authorizing the people of a city to adopt or amend their own charters "subject to the constitution and criminal laws of the state."

No Opinion in Writing. Judge Burnett wrote no opinion in the case, but from the issues it is apparent that he must have decided the following points: That the local option law is constitutional; that the local option law is a criminal law, since it defines an offense which is punishable by indictment and fine; that the people of a city located in a precinct which has gone "dry" cannot therefore adopt a charter which will suspend the operation of the local option law.

VICTORY FOR NORTH BANK Spokane Federal Court Refuses Wailula Pacific an Injunction.

SPOKANE, Wash., Oct. 19.—(Special)—Judge Whitson today refused to grant an injunction against the Portland & Seattle Railway Company on complaint of the Wailula Pacific Railroad Company, which is controlled by the Harriman system. The complaint, which was filed in the Federal Court, alleged that the defendant corporation was infringing upon the complainant's right of way on the north bank of the Columbia River. The defendant challenged the jurisdiction of the court by demurring, which was sustained by Judge Whitson.

MURDERED IN COLD BLOOD Coroner's Jury Accuses Rhinimus of Deliberately Killing Tom Myers.

PENDLETON, Or., Oct. 19.—(Special)—"That we do know that Rhinimus feloniously shot Tom Myers between four and five miles from here, and that we further found out that he shot Tom Myers down in cold blood," is the substance of the verdict rendered by the jury empaneled by Coroner Folsom to investigate the fatal shooting on the range near Moucham Thursday. The jury was composed of the following neighbors of the participants in the affair: R. Keegan, Frank Roach, C. M. Johnson, D. Owens, B. F. Palmer and I. L. Barnes.

BUTCHER ACCUSED OF THEFT Fred Deford, Formerly of Canyon City, Arrested at Boise.

BOISE, Idaho, Oct. 19.—(Special)—Sheriff Ambrose, of Canyon City, Oregon, tonight arrested Fred Deford, formerly of Canyon City, Deford formerly ran a butcher shop at that place. About three months ago he disappeared, and an investigation is said to have developed the fact that he had stolen a large amount of beef. It is alleged that he seems to have stolen all the meats he handled. Deford was recognized at the fair here by a former acquaintance. The latter wired the Sheriff, and the fugitive is now in custody. Ambrose left tonight with his prisoner. Deford consented to go without extradition.

HUMPHREY OPENS CAMPAIGN Washington Congressman Addresses Republican Meeting at Chehalis.

CHEHALIS, Wash., Oct. 19.—(Special)—Congressman Will B. Humphrey opened the Republican campaign in Lewis County here tonight. There was a good audience, despite two counter-attractions. Mr. Humphrey's address was devoted to a review of the work of the Washington Congressional delegation and of the Republican record in the last Congress. He also discussed the tariff and trusts.

DEAD OF THE NORTHWEST. Andrew Hughes.

CASTLE ROCK, Wash., Oct. 19.—(Special)—Andrew Hughes, an old resident of Castle Rock and Coville County, died this morning at 10 o'clock, of cancer of the stomach, aged about 70 years. He

had lived here many years, and was well and favorably known. He had been a sufferer from the disease from which he died for many months. He leaves a wife and several step-children.

GJOA WEATHERS STORM. Arrives at Golden Gate After Worst Gale Since Leaving Nome.

SAN FRANCISCO, Oct. 19.—The Norwegian sloop Gjoa, in which Captain Ronald Amundsen traversed the Northwest Passage, arrived here this evening from Cape Nome and is now at anchor off Sausalito. Captain Amundsen, who arrived here several days ago overland, met the Gjoa outside the Golden Gate and brought her into the harbor. The Gjoa arrived early this morning off Cape Hodes, after weathering the worst storm of her trip from Nome. For 48 hours she was hove to, unable to take advantage of the Northwest gale blowing. She had to use oil in a lavish fashion on the water. At 6 o'clock this morning the wind calmed down. As the barometer was falling, Lieutenant Hansen, her commander, took a line from a steam fishing vessel. Pilot Mastus Anderson boarded the Gjoa outside the Golden Gate and took her anchor off Point Benita.



CAPTAIN AMUNDSEN'S LITTLE SLOOP GJOA CASTS ANCHOR IN SAN FRANCISCO HARBOR.

reception to Captain Amundsen and crew by the citizens of San Francisco. The crew of the Gjoa are all well and together with Captain Amundsen will go to New York as soon as possible. They will leave for Norway November 8 on the Oscar II, of the Scandinavian-American line.

RUNAWAY GIRL EXPLAINS COMES FROM TACOMA TO SEE HER SALEM COUSINS.

Pearl Tuel Says She Saved Money to Pay Railroad Fare—Robbed by a Thug.

SALEM, Oct. 19.—(Special)—A desire to visit her young cousins in this city is the reason given by 14-year-old Pearl Tuel, of Tacoma, for running away from her home and coming here. According to her story she saved up money received from various sources in small amounts, until she had enough to pay her way here. She had long wanted to come here to visit her cousins, but her father had denied her requests. Determined to come anyway, she saved up money for several months and then ran away. Falling into the clutches of a ruffian says she is true. She says that on arriving here Wednesday evening she wandered around the streets, not knowing where to find her uncle, and while walking from Front street to Commercial, on State, she was seized by a man who emerged from a dark alley, and dragged her back out of the lighted street. She screamed and struggled and was soon released. Going up to Commercial street, she made inquiries and finally found her uncle, A. H. Tuel, working in George Brothers' restaurant. Her uncle immediately telegraphed her father, A. W. Tuel, who came after her today. The girl asserts that the man who seized her took her purse, containing \$6 in cash. Her father did not know she had money and is at a loss to know how she was able to save up so much without his knowing it.

Fruitgrowers Meet in Seattle. SEATTLE, Wash., Oct. 19.—(Special)—The Northwest Fruitgrowers' Association, which includes in its membership horticulturists of Oregon, Washington, Idaho, Montana and British Columbia, will hold its annual meeting at Seattle in January. A letter was sent to the Seattle Chamber of Commerce today notifying that body of the meeting plans. At the January session an effort will be made by the directors of the Alaska-Yukon-Pacific Exposition to have a committee named to prepare plans for a horticultural exhibit at the 1909 fair.

J. W. Lyons Succeeds C. A. Snowden OLYMPIA, Wash., Oct. 19.—(Special)—The Railroad Commission today accepted the resignation of C. A. Snowden as secretary to take effect October 1, and elected J. W. Lyons to the vacant position. Mr. Lyons was granted leave of absence without pay to November 12 to enable him to act as secretary of the Republican state central committee at Seattle. O. O. Calderhead, state clerk of the commission, was elected assistant secretary.

CAMPAIGN IS DULL

Political Struggle Now On in Washington Apathetic.

OPTIONISTS ARE ACTIVE

Making Quiet Fight for Control of Next Legislature—Saloon Men Take Little Interest in Movements of Enemies.

SEATTLE, Wash., Oct. 19.—(Special)—Quietly and without making any fuss or attracting any attention, the Anti-Saloon League is making a hard fight for control of the next Legislature. Pressure is being brought to bear upon nominees for both houses to drive them into bargaining with a pro-liquor local option bill. The Anti-Saloon League leaders claim their local option bill will not be identical with that passed in Oregon, but

districts of Western Washington were counted against the local option following. If the gains the Anti-Saloon League claims to have made can be counted, the local option fight will be harder this Winter than at any time since the question became mooted in this state. A few months ago the Washington State Liquor Dealers' Association was active in its preparations for a protective fight, but that organization has paid comparatively little attention to politics recently. The saloon men's organ has been making a strong appeal to the liquor interests to organize for their fight, but the saloon men have not paid much attention to the warnings. Surface indications thus far do not show that local option can pass, but in advance of the election it is impossible to tell how many pledges have been had by the local option workers.

The Anti-Saloon League's fight and the slight mixture of Senatorial politics are the only features figuring at all prominently in the pending legislative election. The direct primary fight, strong a few weeks ago, is not much mentioned, for all parties have agreed to divergent legislation and there is a disposition to consider such a measure certain of passage. In but few districts does Senatorial politics cut much of a figure. The most serious factional fight on that issue is the San Juan-Clallam-Jefferson struggle, where William Bishop, the independent, is running against the Republican. A fight has been stirred up in the 29th district, Pierce County, against W. H. Paulhamus, of Sumner, but it is not a fight that promises much. The fight is an outgrowth of old factional differences. Paulhamus has been aggressive in party affairs for years, up to this fall losing the district to a more serious opposition to his nomination to succeed the late State Senator C. L. Stewart, though some of his enemies claim that his pro-gradual compromise syndicate carried him too far away from Mead in the campaign of 1904.

Paulhamus is at the head of the Puyallup Valley Dryers' Association, and the prime mover in the annual Puyallup Valley Fair. He is known personally to most men of his district. A few months ago Paulhamus was liberally endorsed as a candidate for appointment on the Interstate Commerce Commission, and even after Franklin R. Lane, of San Francisco, was given a Pacific Coast appointment the Seattle Manufacturers' Association tried to induce Senator Piles to renew the fight for an appointment for Paulhamus.

E. R. Rogers, of Puyallup, a son of the former Populist Governor, John R. Rogers, is a candidate against Paulhamus. Rogers has been a Puyallup business man for years, but not very prominent in party affairs. He held one bank receivership, but otherwise has kept from public view. He lacks his father's aggressiveness and oratorical gifts but he aspires to a seat in the Senate from the district his father once represented in the House. If the reports that come in to well-informed circles are at all reliable Paulhamus should win. Congressman E. Humphrey narrowly escaped being dragged into the factional fight in San Juan County. He was induced to go into the county and did not until he arrived that the Schultz-McMillan fight was pervading everything. Both the Schultz and McMillan tickets are Republican and there is no Democratic ticket in the field. Congressman Humphrey was gotten into the county on the theory that he might interfere, but he got away promptly without committing himself. Senator Piles is down for a speech at West Sound, where he will run the same kind of a chance.

The junior Senator's friends declare that he will not touch local affairs. He will, though, attempt to line up both factions in the support of John L. Blair, nominee for Joint Senator. Blair needs a lot of help and Piles had a conference with him at Bellham yesterday to offer any assistance he could give. The Republican state campaign committee this year adopted an apathy that has not called for many speakers, has succeeded in fixing a speaking schedule for the Congressional delegation that imposes practically no hardships upon the campaigners. At every past election almost impossible jumps have been demanded, mid-day meetings have been frequent and the campaigners have been worn out at the end of the campaign. The speakers this year will go over the state as though on a junket with an easy train schedule to follow.

New Building for Yakima. NORTH YAKIMA, Wash., Oct. 19.—(Special)—The contract for the new \$16,000 building of the Northwest Light & Water Company, was let this morning. B. E. Wiley won the stone work and the Frank J. Fireproofing Company, of Seattle, the cement work and fireproofing.

TRAFT COMING WEST

Secretary of War Will Make Campaign Speech in Idaho.

GRAND RALLY AT BOISE

Republicans Plan to Make Meeting This Month the Greatest Political Gathering Ever Held in State.

BOISE, Idaho, Oct. 19.—(Special)—Official information has been received here that Secretary of War Taft will make one speech in Idaho during the campaign. It will be delivered in Boise, probably on October 30 or 31. Some time ago it was intimated that the Secretary might come out here to speak a word for the Republican ticket, but the matter was not decided until today. It is expected that the meeting to be arranged for the Secretary will be the greatest political gathering ever held in the state. It is known he will speak very plainly and earnestly on some of the features of the contest.

BAPTIST CONVENTION ENDS. State Association Will Meet Next Year at Salem.

ALBANY, Or., Oct. 19.—(Special)—After three days of the most successful meeting in the history of the Oregon State Baptist Association, that body has adjourned its meetings in Albany, and today the last of the visiting delegates and ministers are departing for their homes. Next year the association will meet with the Salem Church, and will hold a four days' session. Rev. F. H. Adams, of the First Baptist Church of McMinnville, was selected to deliver the annual sermon at the next meeting, which was set for October 14, 1907. The standing committees announced by the moderator for the ensuing year are composed of the following members: State Mission—Rev. G. L. Hall, Pendleton; Rev. W. H. Latourette, McMinnville; Rev. G. W. Griffin, Portland. Home Missions—Rev. F. H. Adams, McMinnville; Rev. P. E. Emmer, Brownsville; Rev. F. N. Baker, Ashland. Foreign Missions—Rev. C. A. Nutley, Greaham; Rev. J. B. Douglas, Independence; Rev. C. H. Davis, Dallas. Publication Society—Rev. Gilman Parker, Portland; Rev. W. H. Gibson, La Grande; Arthur Conklin, Grant's Farm. Education—Rev. F. W. Carstensen, McMinnville; Rev. F. G. Boughton, McMinnville; Rev. W. B. Pope, McMinnville. Bible Schools—Rev. W. C. Sale, Springfield; Rev. John Bentzen and Rev. C. H. McKee, McMinnville. Christian Stewardship—Rev. J. Whitcomb Broucher, Portland; Rev. O. C. Wright, Eugene; H. F. Merrill, Albany. The Young People's Union elected the following officers of the state union for the year: President, C. P. Devereaux, Eugene; vice-president, Carl Nelson, Newberg; secretary, Miss Anna Fushay, Albany; treasurer, Miss Marie Wooddy, Portland; junior leader, Mrs. W. B. Pope, McMinnville; general secretary, Miss Carrie Millsap, Portland. Rev. C. A. Wooddy, of Portland, and President L. W. Riley, of McMinnville College, were selected as fraternal delegates to the seventy-fifth anniversary of the Home Missionary Society, to be celebrated next May in New York City. Dr. J. Whitcomb Broucher and Dr. C. A. Wooddy were elected members of the board of trustees of the Oregon Anti-Saloon League. Each denomination in Oregon elects two members of this board.

Albany Herald Is Sold. SALEM, Or., Oct. 19.—(Special)—Walter Lyon, formerly proprietor of the Independence West Side, today purchased the Albany Herald from G. A. Westgate. It is no longer necessary to take blue pills to rouse the liver to action. Carter's Little Liver Pills are much better. Don't forget this.

Advertisement for Hunter Baltimore Rye. Features text: 'FADS FREAKS FLASHES AND FANCIES', 'HUNTER BALTIMORE RYE', and 'WAS FIRMLY FOUNDED ON THE ROCK OF REPUTATION AND PUBLIC FAVOR MORE THAN FIFTY YEARS AGO AND IS TODAY THE MOST POPULAR WHISKEY ON THE AMERICAN CONTINENT'. Includes images of rye bottles and a cowboy on a horse.

Advertisement for 'WOMAN' magazine. Features large text: 'WOMAN', 'Woman is the name of a new magazine for women.', and 'The first number is just issued. Your newsdealer has it. You can get it from him, and it is worth your while getting it. There is nothing startling about this magazine. There should be nothing startling about a decent magazine for women and the home. But this particular magazine is unique among all the so-called publications for women. You might not like it a little bit, and then, again, it might hit your fancy good and hard.' Includes price information: 'The price of "WOMAN" is TEN CENTS A COPY, and the magazine is a very big one—192 pages.'

Advertisement for Uneda Biscuit. Features text: 'Spread the World's Table along every line of longitude from North to South; every parallel of latitude from East to West; pile thereon the foods of every clime and Uneda Biscuit will surpass them all in the elements which make a perfect world-food. 5c In a dust tight, moisture proof package. NATIONAL BISCUIT COMPANY'

Advertisement for Castoria. Features large text: 'CASTORIA for Infants and Children.', and 'The Kind You Have Always Bought has borne the signature of Chas. H. Fletcher, and has been made under his personal supervision for over 30 years. Allow no one to deceive you in this. Counterfeits, Imitations and "Just-as-good" are but Experiments, and endanger the health of Children—Experience against Experiment. The Kind You Have Always Bought Bears the Signature of Chas. H. Fletcher. In Use For Over 30 Years.'