

Stove Firm Testing Right of Labor Organization to Attack Patronage.

ANTI-TRUST LAW INVOKED

Suit Involving Legality of "We Don't Patronize" List in Federationist Will Have Far-Reaching Effect on the Unions.

WASHINGTON, Nov. 14.-The suit of the Buck Stove & Bange Company, of St. Louis, brought to enjoin the Ameri-can Federation of Labor from boycotting the company's products, was given a hearing before Justice Gould today in the Supreme Court of the District of Columbia. The case attracted wide-spread attention because of the effect on organized labor and possible far-reach-ing developments of a political nature. It a generality understood that whatever the decision of the District Court is, the case will be carried to the Supreme Court the decision of the District Court is, the case will be carried to the Supreme Court of the United States.

### "Unfair" List Questioned.

The bill of equity in the case cites the methods by which it is represented the entire forces of the American Federation are concentrated on an especial boycott. In this case, while the application of the Sherman law is only incidentally in-volved, it does involve the question whether the "unfair" and "we-don't-pat-ronize" lists, as published in the Fed-erationist, constitutes an unlawful boy-cott.

erationist, constitutes an unlawful boy-cott. The plaintiffs today presented lengthy arguments as to the boycott operation upon which they asked a preliminary in-junction should be granted. Counsel for the defense contended that the proceed-ings was an attempt to invoke the Sher-man anti-trust law without warrant thereof, and to bring into the jurisito-tion of the courts of the District of Co-humbla people from all parts of the coun-try; also that the subject was not appro-priate for an injunction. They argued that the Federationist simply published a "we don't patronize" list, and any at-tempt to abridge the right to publish was a vibilation of the freedom of speech and press. Arguments occupied most of the day.

#### Connecticut Case Similar.

somewhat similar case is pending be-A somewhat similar case is pending be-fore the higher court, being what is known as the "Connecticut case," a suit brought by a hat manufacturer of Con-necticut against the United Hatters' As-sociation, which is affiliated with the American Federation of Labor for treble damages sustained in the destruction of the manufacturer's interstate trade by a boycott which, he asserted, the hatters' organization and the Federation main-talned upon his products as far west as and upon his products as far west as

The hat manufacturer represented that before the boycott this interstate trade was about \$400,000, and that the boycott was about \$100,000, and thus the bytest injured his trades \$80,000 yearly. The case is now before the Federal Supreme Court for argument December 2, and the de-cision is expected to determine whether the Sherman anti-trust, iaw, with its civil remedies applies to boycotts imposed by the Federation through its official organ. remedies applies to boycotts imposed by the Federation through its official organ, the Federationist.

Agree to Expedite Decision.

uction and the reference of a large nur **GOULD NAMES CODY** ber of other resolutions, formed the lead-ing features of the day's session of the convention of the American Federation convention of the American Federation of Labor. A notable feature was the address of Mr. Powderly, who declared he hoped the day would come in his own time when the President of the United States and his Cabinet offleers would not consider it beneath their dignity to visit and ad-dress the American Federation of Labor. Resolutions were introduced calling up-on Congress, in the event of an "Indus-trial crisis" following the "financial panic," to find 'ways and means to amellorate and mitigate the crisis by insuing money without interest to states, counties and cities for the purposes of building highways, schools, bridges and public utilities, provided, however, that such work be done at union wages, under the eight-hour day," the money proposed to be loaned to be returned in easy in-staliments. Other resolutions introduced today were as follows: Calling on all members of organized Calling on all members of organized

Caning on all memoers of organized labor to absolutely hold aloof from all military organizations until the United States provides a military system such as that of Switzerland; providing for a woman organizer of the women wage-workers of the United States; indorsing the Spright Bill in Congress for the relief of semantic foreign congets unaged. of seamen in foreign-going vessels; urg-ing Congress to act favorably on any legislation bearing on the increase of pay of postoffice clerks; levying a general as-sessment of 1 cent a month for the aid of the labor unions in Los Angeles; call-

ing for a minimum of 35 a week for all female retail clerks, and giving this movement the support of the Federation; calling for the building and repairing of all Government vessels at Navy-yards, and a committee to have this in charge with a salary of 324 a week each and

and a committee to have this in charge with a salary of \$24 a week each, and necessary expenses, hotel expenses not to exceed \$1.59 per day. The Federation referred to its commit-tee on resolutions for early action and report lengthy resolutions by the Porto Rican delegates providing for a commit-tee, with the Porto Rican delegation in-cluded, to be headed by President Gom-pers, which shall within two weeks from the adjournment of the present conventhe adjournment of the present conven-tion visit President Roosevelt and ask for relief for the Porto Ricans by granting them full American clitzenship, doubling the present school fund and legislating many labor reforms.

# MEANS BANKING REFORM Appointment of Hepburn Commis-

sion Sets Precedent for States.

NEW YORK, Nov. 14 .- In New York financial circles the view was freely expressed today that the action of Gov ernor Hughes in appointing a commissio to recommend changes in the New York banking laws may result in a similar movement extending to other sections of the country and in the enactment of legislation which will place state banks on a basis and under supervision more closely akin to that of the National banks. A. B. Hepburn, president of the Chase National Bank and ex-Controller. of the Currency, who, it is generally con-ceded will be chairman of the Highes commission, is a strong advocate of the National banking system. It is believed that Mr. Hepburn will personally rec-ommend to his associates that the State law should be made to conform as nearly as possible to the Federal statutes. The report of the commission is looked forward to by bankers generally as likely to express at once the highest and most conservative opinion as to reforms in the way of State financial legislation. Many bankers are inclined to believe that the report of the commission made to Mr. Hughes may form the framework of legislation in many other states. The remomendations of the commission are movement extending to other sections of

legislation in many other states. The recommendations of the commission are therefore looked upon as being National as well as local in character.

today signified their acceptance.

GOLD SENT FROM NEW YORK

San Francisco Subtreasury Receives

\$175,000 for Banks.

SAN FRANCISCO, Nov. 14 .- The United

States subtreasury nl this city today received \$175,000 in gold from New York for two local banks, that sum being forwarded by telegraph. To supply the de-mand for silver from various parts of

the Pacific Coast, the subtreasury daily shipping from \$50,000 to \$90,000 in silver coin to interior points.

The clearing-house committee is well

As well as local in character. Mr. Hepburn said today that the com-mission will get to work inside of one week. Trust companies, it is understood will come in for a large share of con-sideration, and it is believed that the suggestion will be made that the laws governing them should conform to those relating to the regular banks. the Mining School of the School of Mines, at Rolls "Secondary Technical Ed piled to Mining," and H. H tor of Mines and Minera the value of corresponde tion to the mining man. The Columbus, O., delega relating to the regular banks. All of the members of the con

Declares Wife's Relations With Him Irregular

# WITNESS IS IN LONDON

Counsel for Mrs. Gould Objects to Introduction of Miss Mer's Story Unless She Is Brought

Before the Jury.

NEW YORK, Nov. 14 - An affidavit set-ting forth on information and belief that prior to her marriage to him Katherine Cremmons' relations with William F. Cody ("Buffalo Bill") were criminal and meretricious was filed in the Supreme Court today by Howard Gould. The affidavit declares that Miss Clem-mons told Mr. Gould that her relations with Cody wave nursh of a business

with Cody were purely of a business nature, but that he has since learned that this was not true. Through Katherine Mer, of London, England, Gould says he expects to show that his wife confessed to Miss Mer the true nature of her rela-tions with Cody

tions with Cody. The case came up before Justice O'Gorman today on the application of O'Gorman today on the application of Clarence Shearn, counsel for Mrs. Gould, to have vacated an order which Mr. Gould recently got from Justice Fitzgerald for the examination of Miss Mer as a wit-ness in Mr. Gould's suit for a separation. Mr. Shearn argued that Gould's affidavit does not divulge the nature of the alloged relations between his wife and Cody. "We desire to have this order vacated." continued Mr. Shearn, "for the reason that in an action such as this, where the wife lived with the defendant for eight years and has brought action for separa-

years and has brought action for separa-tion, she should be directly confronted with the woman who made the statement that 12 years ago, prior to their marriage, the plaintiff had maintained meretricious relations with some other man. She should confront the jury and be cross-examined."

# NATIONAL AID TO MINING Mining Congress Wants the Mineral

Land Protected From Monopoly.

JOPLIN, Mo., Nov. 14 .- The American Mining Congress, in session here, today unanimously adopted a resolution favoring National legislation gov-erning mining lands a d a resolution indersing the National Association of Mining Schools and urging that the co-operation of the National adminis-tration be secured.

The resolution relating to miveral land especially urges the enactment of laws for the protection of the rights of the people against the speculative acquirement of large areas of the Na-tional domain.

The committee on corporation laws made a report advocating efforts on the part of those engaged in the mining industry to secure the passage of laws providing greater protection for mining investors. Dr. V. C. Anderson, president of the Colorado School of Mines, made an address on the theme, "What the Pro-fersion Man Descending of the Pro-

address on the theme, "What the Pro-fession May Reasonably Expect From the Mining School Graduate." Dr. Lewis Young, director of the Missouri School of Mines, at Rolla, spoke on "Secondary Technical Education Ap-piled to Mining," and H. H. Stock, ed-itor of Mines and Minerals, spoke on the value of correspondence instruc-tion to the mining man

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or any other place you may trade, and we will take up your checks at par. We predict the re-opening of this bank within three months.

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**M. REINSTEIN, President** 

THE MORNING OREGONIAN, FRIDAY, NOVEMBER 15, 1907.

Laura Brock, Della Brock, Steila; G. W. Dow Charles City; F. G. Burrougts, Cald-well: R. Fairchild, Heppner; F. F. Peabler, C. H. Stewart, Albany; E. P. Dosch, etty; W. H. G. Gouid, Philadelphia; A. H. Green-berg, 1909; Mrs. C. R. Abhott, Mrs. H. C. Durham, Kelko; C. B. Perkins, New York; P. J. Jensen and witz Minnaapolis, Win Stewart, Tacolt, R. R. Hinnmann, New York; B. Stewart, Tacolt, R. R. Hinnmann, S. B. Kay, Si-lin; C. B. Standeid, Echo; T. B. Kay, Si-cooper, Independence; J. B. Smith and fam-uy, Pendieton, Mrs. S. C. Choulter, Chem-awa, J. H. Ackerman, L. O. Hunter, Salem; C. H. Warner, Cathiamet, Walt Esason, Senitie; E. W. Haines, H. D. Logan, Forest Grove; Otis Weich, Heppner; Michael T. Bi Burke; R. E. White, Cathilanet; G. L. Oman and wite, Astoria; H. Eyster, Senith; E. O. Hall, Hood Biyer; W. P. Elly, Kelso; T. S. Kay, Hawaili, Franklin Field, New York; B. C. Conner, Altoona, Pa. The St. Charles—F. Fountain, city; M. Cotroli, O. H. Linny, W. L. Lewine, Timber Valley, Mont; L. B. Ziener, city: Mrz. Griles, Seatle; G. F. Otia, Paaadona; E. A. Kalaer, Seatle; G. F. Otia, Paaadona; S. A. Chevell, Vancouver, Wash; C. Hoy, Troutalle; A. C. Hayae, Maggee; T. Moneh, Washiongal; A. Leyner, Salem; C. H. Horzgard, Rufus, A. J. Nie, Eugene; E. A. Epperem, A. Williams, W. Andernon, etty; L. Hartley, Cottage Grove; F. Dorning and wife, Oak Polnt, S. L. Dug-ree, Scio; A. M. Gwennon, Walla Walla, S. Monthenz, Gasetin; R. H

Ed Kelly, U. S. A.; J. D. Farley, city; Hennett, Chais: C. H. Vehos, W. A. Lehanon; R. V. Clarmish, city; Geo. W. O. U. S. A.; Geo, Atkinson, Albany: Clint Hood River; Mr. and Mrs. Geo. Scholl, bard; G. Frank Olis, Pasidena; A. F. man, Cape Horn; A. J. Snowden and Hood River; A. B. Johnsen, Jaewell; M. Cotter, James Ryan, Newburg Adah Rey Buttevills; J. Laughton and wife. Sta G. R. Adams, Josse Adams, Malvern; Walkerlig, Shanley; G. F. Press, city; C. Abrams, Anderson F. Callals, Salem; T. Manan, Roseburg; W. G. West, Scap J. W. Montsomery, Latourel; S. Loo Lillie Lovejoy, Tlannok; G. Sesborg, Q. Eugens Sweeney, Barrington; F. M. J. Toledo; W. G. Laurel, Wasco. The Lenox-Estado David A. Got

Bugens Sweeney, Barrington, F. M.
Tolado, W. G. Laurel, Wasco.
The Lenex-Bishop David A. Go
Doston; Thomas A. Bradley, Robert
and wife, J. W. Hamilton, Mrs. Je
Hamilton, Philadelphia: Eduard James
keley, Cal.; Benfamin S. Haywood
John G. Wilson, Amos Johnson and
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John W. Sayerz, L. B. Wilson, Philade
D H. Trimble, Kaness City; J. C.
Onkiand; L. A. Clurk and wike, The J.
W. E. Philps, Boston; B. L. Brockton,
Anderson, Philadeiphia: C. S. Davis
York; J. W. Hamilton, Britzdelphin
K. I. Johnson, Berkeley, Dr. Harri
Francisco; A. C. Miles, Beatle;
Yery, H. D. Kimbail and wike, Salem;
iey; H. D. Kimbail and wike Salem;
iey; H. D. Kimbail and wike Salem;
Kaneas, City; M. C. Wire, Eugenei;
Coleman, Salem; A. H. Lathrop, Hood
Charles Marta and wike, Boneville,

The case today was on the question of a rule to show cause why an injunction should not be issued restraining the pub-lication of the unfair list which is printed in the monthly issue of the Federationist, the organ of the Federation. It is re-ported that an agreement will be an-nounced between counsel to make the nounced between counsel to make the present proceeding a final hearing of the case instead of merely a rule to show cause, the agreement permitting, of course, an appeal to the higher courts. Counsel for the Federation are Jackson H. Ralaton and F. L. Siddons, of this city, and T. C. Spelling, of New York, and the attorneys for the plaintiff company are ex-United States Assistant Attorney-General James M. Beck, of Philadelphia;

are ex-United States Assistant Attorney-General James M. Beck, of Philadelphia; Daniel Davenport, of Bridgeport, Conn., and J. J. Darlington, of this city. Mr. Davenport's argument occupied most of the session. He recited the posi-tion of the plaintiff company outlined in the briefs, contending that the publication was a boycott in restraint of trade, a violation of the law, which had done great damage to the plaintiff's trade. He took up in succession the answers of the defense to the various allegations in the case and presented affidavits intended to sustain the charges in the suit.

#### Case for the Federation.

Mr. Raiston, who was the first to speak for the Federation, presented an amended answer to the rule, which as amended embodies affidavits by President Gompers of the Federation and others, in refutation of certain of the allegations. The affidavits deny that any steps taken at the Federation's convention in Minneapolis last Novem ber were for the purpose of carrying out any conspiracy. They admit that the name of the Buck Company and its products were printed in the "We "Wa Don't Patronize" list published in the issues of the Federationist, circulated among affiliated organizations, and admit that a resolution was introduced in the Minneapolis convention to indorse a boycott of the Buck Company, which was referred to the executive commititee.

The defense charges that the Buck Company had in fact boycotted and blacklisted every member of the Inter-national Brotherhood of Foundry Employes, and the Federation learned that proyes, and the restriction learned that the position of President J. W. Van Cleave, of the plaintiff company, was such that further appeal to him was useless and the Federation, satisfying itself of the truth, placed the company on the unfair list.

## What Is Meant by "Unfair."

Mr. Gompors in his affidavit explained that the expression "unfair" was well understood to mean inequit-able and unjust in treatment of labor and does not intend to impute any un-fairness in general conduct or dishon-esty. Mr. Raiston discussed some of the points, contending for the right of the Federation to publish "unfair" He will resume his argument. HATE: tomorrow

MANY ADDRESS FEDERATION Oregon People at Chicago Hotels.

Delegate Regrets Absence of Pres-

#### ident and Cabinet.

NORFOLK, Va., Nov. H .- Addresses by D. J. Shackleton and J. Hodge, of London, both labor members of Parlia-ment; W. B. Trotter, of Winnipeg, Man-itoba, Canadian fraternal delegate, and T. V. Powderly, representing the Depart-

pleased with the manner in which the new certificates are, being received by the public. It is understood a statement regarding the affairs of the California. Trust & Safe Deposit Company will be nade public tonight or tomorrow morn-

nig. Dividends of Harriman Lines.

NEW YORK, Nov. 14 .- The directors of the Union Pacific Rallway Company today declared a quarterly dividend of 212 per

Company declared a semi-annual divi-dend of 5% per cent on the preferred stock and a quarterly dividend of 1% per cent on the common stock. The dividends are unchanged from the

last previous quarter

## Harriman Denies the Story.

OMAHA, Neb., Nov. 14 .- The cash re-celpts of the Union Pacific Railroad have been sent to New York ever since the money stringency began, by order of E. H. Harriman.

NEW YORK, Nov. 14.-E. H. Harri-man denies that Union Pacific cash re-ceipts are shipped to New York, but says they are held in Omaha.

BROBECK WILL BE TRIED San Francisco Court Denies Petition

SAN FRANCISCO, Nov. 14.-The Su-preme Court today rendered a decision in the case of W. I. Brobeck, one of the applicants for the Parkside trolley fran-chise before the former Board of Super-visors, with his associates, W. H. Umbsen and J. E. Green, under Indictment for attempted bribery.

there was not sumcent evidence to jus-tify the indictment. The Supreme Court did not agree with his contention and denied the application. The decision was written by Chief Justice Beatty and concurred in by the other members of the Court.

CHICAGO, Nov. 14 .- (Special.) -- Oregon people registered at Chicago hotels

today as follows: From Portland-P. A. Combs, at the Auditorium Annex; William E. Ciark, at the Auditorium

Trotter, of Winnipeg, Man-lan fraternal delegate, and riy, representing the Depart-imerce and Labor, the intro-

The Columbus, O., delegation appears the most aggressive "in the field for the honor of entertaining the next con-gress. Spokare, Reno, Nev.; Douglas, Ariz.; Los Angeles and Chicago are also in the field.

## Attack Grocers' Trust.

DENVER, Nov. 14.—Attorney-Gen-eral William H. Dickson began an ac-tion under the common law in the Den-ver District Courf today, with a view to breaking up the so-called grocers' trust, operating in Colorado.

## AT THE HOTELS.

AT THE HOTELS. Hotel Portland-L. Keller, Philadelphia; H. D. Jacobs, Scattle; L. McMullin, San Francisco; A. B. Leonard and daughter, H. G. Scheying, New York; H. C. Jennings, Cincinnal; F. Mackintosh, New York; A. A. Hilton, Seattle; W. T. Rosenberger, New York; J. S. Baker, San Francisco; W. Faberth, Lansing; T. H. Purdy, Chicago; Molossi, E. M. W. Gosselt, England; J. H. MacDonald, New Haven, Dr. M. F. Hobart, Boston; Dr. A. Battle, S. Hill, Seat-tle; D. Casmier, St. Joe; F. Magee, J. E. James, J. E. Bourke, G. F. Balley, Phila-delphia; S. H. Reil, Marahfeld; C. A. Paut, Peorla, T. Irving and wife, E. Wakeman, New York; A. C. Hespeon, Los Angeles; H. Boston, C. E. Heward, and wife, Below; Midel, Bend, Mr. C. M. Wyman, Chicago; Midel, Bend, Mr. C. M. Wyman, Theage, Stifel, Chicago; M. Bracksen, Ta-Mark, J. C. Heuston, New York; M. Steifel, Chicago; D. Jacksen, Ta-man, M. J. C. Heuston, New York; W. M. H. Hartman, Chicago; D. Jacksen, Ta-man, M. J. C. Heuston, New York; W. M. Holmes, Cliy, J. And. New York; W. M. Holmes, Chicago, D. Jacksen, Ta-Mark, J. C. Heuston, New York; W. M. Holmes, Chicago; D. Jacksen, Ta-Mark, J. C. Heuston, New York; W. M. Holmes, Cliy, J. And, New York; W. M. McClure, Seattle; L. J. Mann, Haltimore; M. McClure, Seattle; H. T. Mark, Bell, Cliy; W. R. Brown and wife, Indanapolis, J. Daube, P. Shirk, Seattle; H. T. Jacks, Rainfer; A.

J. Taylor, Astoria; Mrs. S. H. Bell, city R. Brown and wife, Indianapolis; J. D. Shirek, Seattle; H. T. Jacks, Rainier; A.

A

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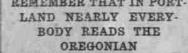
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# Through The OREGONIAN

to everybody, and those who are interested will respond. It would be a very uninteresting dog, indeed, that wouldn't suit anybody. Most anything you don't want can be sold at some price if properly advertised. REMEMBER THAT IN PORT-



Barwand and wife, Durrene, C. D. Havons, Aurowe, W. H. Anderson and wife, Stella: O. McDonaldson, Duluth, Minn.; S. C. Brewes, Myrtle Creek, James Erwin, elty: H. Gould and wife, Forest Grove; George Hass, J. H. Walker, O. H. Frye, otty; W. Patchen, Forest Grove; A. B. Phin, New York; F. P. Davis,

Contries Aaria and wife, Honneville, Ind. R. W. Harold, Newberg; J. J. Clark ani-wife, Pasco; Charles L. Kaelsche, A. W. Burke, Enchomian; F. C. Regan, Cinein nati; D. L. Moornan, Cincinnati; C. V. Gray, New York; W. B. Dawns, Waterloo, Ia.



In Bribery Case.

Brobeck applied for a writ of prohibi-tion to prevent the trial of the pending cuse against him, on the ground that there was not sufficient evidence to jus-