

RAILWAY USES BY TWO TO ONE VOTE

Jones Maintaining Heavy Lead in Indorsement for Senator.

CONCEDE COSGROVE WINS

McBride and Mead Admit They Have Been Defeated—Poindexter Is Named to Succeed Yakima Congressman.

JONES TAKES TO WOODS

NORTH YAKIMA, Wash., Sept. 10.—(Special.)—After waiting in town long enough to learn the count of the votes, Wesley L. Jones packed rod and gun and set out for the hills for a short vacation. Ever since it has been surmised that Jones had defeated Ankeny at the primaries, he has been in receipt of congratulations from friends at home and telegrams from friends at distance.

SEATTLE, Wash., Sept. 10.—Returns from the Republican and Democratic primaries in the county were as follows:

For United States Senator, W. L. Jones, 622; Cosgrove, 322. For Governor, S. G. Cosgrove, 622; Mead, 322. For Lieutenant Governor, H. B. Dewey, 622; Ankeny, 322. For State Treasurer, J. C. Lewis, 622; Ankeny, 322. For State Auditor, H. B. Dewey, 622; Ankeny, 322. For State Engineer, J. C. Lewis, 622; Ankeny, 322. For State Superintendent, H. B. Dewey, 622; Ankeny, 322. For State Commissioner, J. C. Lewis, 622; Ankeny, 322. For State Assessor, H. B. Dewey, 622; Ankeny, 322. For State Surveyor, J. C. Lewis, 622; Ankeny, 322. For State Game Warden, H. B. Dewey, 622; Ankeny, 322. For State Game Warden, H. B. Dewey, 622; Ankeny, 322.

CLOSE IN CHERALIS COUNTY

Cosgrove and McBride Racing for First Choice Honors.

ABERDEEN, Wash., Sept. 10.—(Special.)—Count returns from 21 of the 44 precincts of the county show a close race between McBride and Cosgrove on first choice votes.

RESULTS IN FIRST DISTRICT

Jones Leads Ankeny—Hay Gets Bigger Vote Than Coon.

SEATTLE, Wash., Sept. 10.—(Special.)—The returns from the county of the First District have been slow in coming in and some have been reported complete.

King County Count Incomplete.

SEATTLE, Wash., Sept. 10.—(Special.)—In King County, with two county and 11 city precincts missing, the vote on Governor was as follows:

Stanford Team to Go East Again.

STANFORD UNIVERSITY, Cal., Sept. 10.—The report of the graduate manager on the trip of the varsity track team to Chicago for the conference meet this summer shows a balance of \$3,534. This result indicates a very satisfactory and the Stanford athletes are planning to repeat the trip in the coming season.

COMPANY FIGHTS BRIDGE PROJECT

Railroad President Says Corporation's Franchise Should Not Be Annulled.

LETTER SENT TO MAYOR

City Authorities Notified That Serious Objections Will Be Made to Any Infringement of Existing Rights.

COSEBROUGH LEADS IN LEWIS

Jones' Vote for Senator More Than Double That of Ankeny.

MEAD CARRIES WAHKIACUM COUNTY

CATHLAMET, Wash., Sept. 10.—(Special.)—Practically complete unofficial returns from Lewis County give Cosgrove for Governor 978 first choice votes and 639 second choice; Mead, 746 first choice and 844 second; McBride, 581 first and 353 second.

RESULTS IN KITSAP COUNTY

SEATTLE, Wash., Sept. 10.—(Special.)—Kitsap County, with two precincts missing, gives the following vote: Supreme Court Judges—Craw, 75; Root, 82; Chubbick, 43; Nash, 31; Linn, 32; Humphreys, 34; Carr, 28; Parker, 21.

Count Complete in Whatcom.

BELLINGHAM, Wash., Sept. 10.—(Special.)—Complete unofficial count in 33 precincts of Whatcom County gives the following results: Governor—McBride, 212-463; Mead, 245-522; Cosgrove, 62-69.

Chadwick's Handsome Vote.

EVERETT, Wash., Sept. 10.—(Special.)—Incomplete returns from 68 precincts out of 72 give Tanner 196, Easterday 227, Ridpath 27-149; Robinson, 247-464; Nell, 141-448; Brown, 128-1048; Cosgrove, 678-728; Mead, 524-353; McBride, 878-314; Atkinson, 1197-672.

COMPANY FIGHTS BRIDGE PROJECT

Railroad President Says Corporation's Franchise Should Not Be Annulled.

LETTER SENT TO MAYOR

City Authorities Notified That Serious Objections Will Be Made to Any Infringement of Existing Rights.

COSEBROUGH LEADS IN LEWIS

Jones' Vote for Senator More Than Double That of Ankeny.

MEAD CARRIES WAHKIACUM COUNTY

CATHLAMET, Wash., Sept. 10.—(Special.)—Practically complete unofficial returns from Lewis County give Cosgrove for Governor 978 first choice votes and 639 second choice; Mead, 746 first choice and 844 second; McBride, 581 first and 353 second.

RESULTS IN KITSAP COUNTY

SEATTLE, Wash., Sept. 10.—(Special.)—Kitsap County, with two precincts missing, gives the following vote: Supreme Court Judges—Craw, 75; Root, 82; Chubbick, 43; Nash, 31; Linn, 32; Humphreys, 34; Carr, 28; Parker, 21.

Count Complete in Whatcom.

BELLINGHAM, Wash., Sept. 10.—(Special.)—Complete unofficial count in 33 precincts of Whatcom County gives the following results: Governor—McBride, 212-463; Mead, 245-522; Cosgrove, 62-69.

Chadwick's Handsome Vote.

EVERETT, Wash., Sept. 10.—(Special.)—Incomplete returns from 68 precincts out of 72 give Tanner 196, Easterday 227, Ridpath 27-149; Robinson, 247-464; Nell, 141-448; Brown, 128-1048; Cosgrove, 678-728; Mead, 524-353; McBride, 878-314; Atkinson, 1197-672.

Coyle as assistant general passenger agent for the Canadian Pacific, with headquarters at Vancouver, B. C. The resignation of Mr. Coyle from the service after years spent in the employ of the Canadian Pacific Railroad, was received by his many friends in railroad circles in Portland with regret. He is generally liked here, where he is well known because of his frequent visits to the city. It is understood he has found better opportunities in private business and left the employ of the Canadian line to take advantage of them. C. B. Foster is now district passenger agent for the Canadian Pacific. His appointment has not yet been announced officially.

HOLE IS KNOCKED IN LAW

(Continued from First Page.)

great length the limitations put upon Congress by the Constitution and concluded as follows: From every point of view which we have been able to see, the question, the unreasonableness and consequent invalidity of this so-called "commodities clause" appears to have been settled. The idea of striking down the liberty hitherto enjoyed by the citizens of the United States in the exercise of their commonwealth to engage in interstate commerce to the fullest extent as to all harmless articles, and deprive of their property the defendants, contrary to the spirit and intent of the Constitution, is unconstitutional.

Opens Door to Centralization.

If the enactment in question be warranted by the commerce clause of the Constitution, it is hard to see what benefit may be set to the exercise of that power. It will indeed be an open door, through which the forces of centralization hitherto unknown may invade the rights of the states by striking down the liberty hitherto enjoyed by its citizens under the Constitution to engage in interstate commerce to the fullest extent as to all harmless articles, and deprive of their property the defendants, contrary to the spirit and intent of the Constitution, is unconstitutional.

Contentions in Test Case.

The Department of Justice then filed a bill in equity upholding the Government's contention that the clause was constitutional. The railroads, in their answers, declared the clause to be confiscatory, discriminating and a prohibition and not a regulation that it deprived the railroads of "liberty and property" and violated a right reserved to the states. The interstate commerce act provides a penalty not to exceed \$500 for each violation of the clause. During the argument it was contended by the defendants that each car of coal shipped in violation of the clause could be fined \$500. The act is an offense and, as the Leigh Valley Railroad shipped daily 1200 cars of anthracite coal in interstate commerce, that railroad, under such an interpretation, would be liable to a fine of \$600,000 each day.

GOVERNMENT WILL APPEAL

Washington, Sept. 10.—That an appeal would be taken by the Government from today's decision of the United States Circuit Court at Philadelphia, declaring unconstitutional the commodities clause of the Hepburn act, was the statement of Acting Attorney-General Russell today. The action of the Philadelphia court created wide interest at the Interstate Commerce Commission and the Department of Justice. Interstate Commerce Commissioner Judson Clements expressed the hope that the decision would result in some defect in the language of the clause. He said: "I don't know the grounds upon which the clause in question is held by the court to be unconstitutional. It is therefore, discuss the decision except to say that I trust it is not upon the broad ground that the clause has been held to be unconstitutional. The indirect effects of this practice is permitted the temptation to discriminate is ever present, and too strong for resistance. The indirect effects of discrimination are numerous and past finding out in many instances until they have done their deadly work. It has been overwhelmingly shown that the practice has resulted in intolerable consequences."

ROOSEVELT ORDERS APPEAL

Gets News of Decision While Confering With Bonaparte.

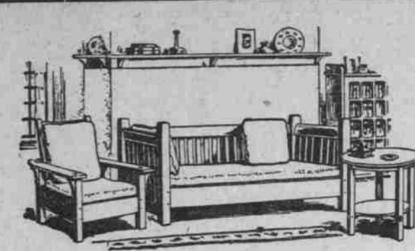
OYSTER BAY, N. Y., Sept. 10.—While Attorney-General Charles J. Bonaparte was in conference with President Roosevelt, the report of the decision rendered in Philadelphia today by the United States Circuit Court, that the commodities clause of the Hepburn railroad act is unconstitutional was conveyed to the President's home by the Associated Press. The President and Mr. Bonaparte, after a discussion, came to a conclusion that the Department of Justice should take an appeal. Mr. Bonaparte would say nothing about what the President had said in regard to the decision.

Foster Successor to Coyle.

Word has been received here that C. B. Foster, of Toronto, will succeed E. J. Coyle as assistant general passenger agent for the Canadian Pacific, with headquarters at Vancouver, B. C. The resignation of Mr. Coyle from the service after years spent in the employ of the Canadian Pacific Railroad, was received by his many friends in railroad circles in Portland with regret. He is generally liked here, where he is well known because of his frequent visits to the city. It is understood he has found better opportunities in private business and left the employ of the Canadian line to take advantage of them. C. B. Foster is now district passenger agent for the Canadian Pacific. His appointment has not yet been announced officially.

NOMINATED IN WASHINGTON PRIMARIES

The report of the graduate manager on the trip of the varsity track team to Chicago for the conference meet this summer shows a balance of \$3,534. This result indicates a very satisfactory and the Stanford athletes are planning to repeat the trip in the coming season.



NEW DESIGNS IN CRAFTSMAN FURNITURE

To our display of the "quaint" or "craftsman" furniture styles we have recently added many new designs in the popular fumed oak.

Large arm chairs, settees, arm rockers and Morris chairs, equipped with large loose cushions covered in Spanish leather. Also various other pieces adapted for those rooms where furniture of this character is mostly used. Every one of these pieces is the product of the leading designers and makers of "craftsman" furniture,—pieces that in material, design and finish possess a distinctive and most attractive individuality and the characteristic simplicity of good workmanship that was displayed in the original old handcraft furniture.

TULL & GIBBS COMPLETE HOUSEFURNISHERS

NATIONS SHOWING TEETH

FRANCE AND GERMANY TO JOIN ISSUE ON MOROCCO.

Paris, Sept. 10.—It is officially announced that the Franco-Spanish note relating to the Moroccan situation has been definitely drafted and sent to Madrid for verification, after which it will be immediately communicated to the powers. The tone of the German press in commenting upon the Moroccan situation, and especially the utterances of the organ of the imperial Chancellor, Prince von Buelow, in forecasting Germany's rejection of the Franco-Spanish note regarding Morocco, has revived uneasiness here. The report that Dr. Vassel, the German consul at Tangier, who is now at Fez, intends to exact the reinstatement of Remqui, the Governor of El Kazar, who was dismissed on the recommendation of El Menebi, ex-Moroccan minister of war, for brigandage, has emphasized the bad impression.

Kaiser Will Reject Joint Note—Expels French Deputy and Will Enter French Territory.

Paris, Sept. 10.—It is officially announced that the Franco-Spanish note relating to the Moroccan situation has been definitely drafted and sent to Madrid for verification, after which it will be immediately communicated to the powers. The tone of the German press in commenting upon the Moroccan situation, and especially the utterances of the organ of the imperial Chancellor, Prince von Buelow, in forecasting Germany's rejection of the Franco-Spanish note regarding Morocco, has revived uneasiness here. The report that Dr. Vassel, the German consul at Tangier, who is now at Fez, intends to exact the reinstatement of Remqui, the Governor of El Kazar, who was dismissed on the recommendation of El Menebi, ex-Moroccan minister of war, for brigandage, has emphasized the bad impression.

Mrs. Litt in Vienna.

H. B. Litt whose wife is reported missing in Paris, France, is not alarmed over her because he is sure she is in Vienna as she wrote him she would leave the French capital for the latter city about the time she was missed in Paris. Mr. Litt called Mrs. Litt at Vienna yesterday and expects to receive a reply from her today.

AMSTERDAM, Sept. 10.—Queen Wilhelmina, who was expecting the birth of a child, has had a premature birth.

Telegraph dispatches received here from Apeldoorn, where the royal castle Hetso is situated, confirm the report of Queen Wilhelmina's misfortune, which occurred last evening. The general health of her majesty is satisfactory.

Queen Wilhelmina's Child Born Prematurely, Says Report.

AMSTERDAM, Sept. 10.—Queen Wilhelmina, who was expecting the birth of a child, has had a premature birth. Telegraph dispatches received here from Apeldoorn, where the royal castle Hetso is situated, confirm the report of Queen Wilhelmina's misfortune, which occurred last evening. The general health of her majesty is satisfactory.

DIARRHOEA

There is no need of anyone suffering long with this disease, for to effect a quick cure it is only necessary to take a few doses of Chamberlain's Colic, Cholera and Diarrhoea Remedy.

In fact, in most cases one dose is sufficient. It never fails and can be relied upon in the most severe and dangerous cases. It is equally valuable for children and is the means of saving the lives of many children each year.

In the world's history no medicine has ever met with greater success.

PRICE 25c. LARGE SIZE 50c.

THE ASTORIA & COLUMBIA RIVER R. R.

SATURDAY SEASIDE SPECIAL AND SUNDAY PORTLAND SPECIAL

WILL BE CONTINUED UNTIL SEPTEMBER 12-13

SPECIAL LEAVES PORTLAND SATURDAYS 2:20 P. M. RETURNING LEAVES SEASIDE SUNDAYS 6:30 P. M.

Excursion tickets at reduced rates on sale at City Ticket Office, corner Third and Morrison streets, and at Union Depot.

NOTICE

On and after September 12, 1908, all inside lots in our town-site and beach resort, NECARNEY CITY, the price per lot will be \$75, instead of \$50, as heretofore, and this price will be subject to change without notice. You can save \$25 per lot by selecting a lot NOW.

Nehalem Bay Land Co.

Room 3, Chamber of Commerce, and 1000 Williams Avenue.

LIVING IN A TRUNK

This phrase stands for the limit of discomfort with the old-style trunk. It is not so, if you have one of our up-to-date Bureau Trunks.

You want something from the middle of your trunk. Pull out a drawer; its contents are in full sight. You have only to lay your hands on the article desired.

Simple, Isn't It?

We carry a line of Trunks and Suitcases that cannot be excelled on the Coast. We are the largest manufacturers in the Northwest.

Portland Trunk Manufacturing Co.

54 3d, Cor. Pine, 107 6th, Near Stark, 229 Morrison.

DASHES HOLLAND'S HOPES

Queen Wilhelmina's Child Born Prematurely, Says Report.

AMSTERDAM, Sept. 10.—Queen Wilhelmina, who was expecting the birth of a child, has had a premature birth. Telegraph dispatches received here from Apeldoorn, where the royal castle Hetso is situated, confirm the report of Queen Wilhelmina's misfortune, which occurred last evening. The general health of her majesty is satisfactory.

AMSTERDAM, Sept. 10.—Queen Wilhelmina, who was expecting the birth of a child, has had a premature birth.

Telegraph dispatches received here from Apeldoorn, where the royal castle Hetso is situated, confirm the report of Queen Wilhelmina's misfortune, which occurred last evening. The general health of her majesty is satisfactory.

DIARRHOEA

There is no need of anyone suffering long with this disease, for to effect a quick cure it is only necessary to take a few doses of Chamberlain's Colic, Cholera and Diarrhoea Remedy.

In fact, in most cases one dose is sufficient. It never fails and can be relied upon in the most severe and dangerous cases. It is equally valuable for children and is the means of saving the lives of many children each year.

In the world's history no medicine has ever met with greater success.

PRICE 25c. LARGE SIZE 50c.

THE PROPHECY PUZZLE

Most interesting puzzle ever made. You choose the candidate you want to win and try to put him in the White House. Send 10c in stamps to SEATTLE PUZZLE CO., 326 Arcade Annex, Seattle, Wash.

AGENTS WANTED

SUPERIOR TO COPAIBA & INJECTIONS

SANTAL MIDY

RELIEVES IN 24 HOURS

On and after September 12, 1908, all inside lots in our town-site and beach resort, NECARNEY CITY, the price per lot will be \$75, instead of \$50, as heretofore, and this price will be subject to change without notice. You can save \$25 per lot by selecting a lot NOW.

Nehalem Bay Land Co.

Room 3, Chamber of Commerce, and 1000 Williams Avenue.

LIVING IN A TRUNK

This phrase stands for the limit of discomfort with the old-style trunk. It is not so, if you have one of our up-to-date Bureau Trunks.

You want something from the middle of your trunk. Pull out a drawer; its contents are in full sight. You have only to lay your hands on the article desired.

Simple, Isn't It?

We carry a line of Trunks and Suitcases that cannot be excelled on the Coast. We are the largest manufacturers in the Northwest.

Portland Trunk Manufacturing Co.

54 3d, Cor. Pine, 107 6th, Near Stark, 229 Morrison.