

STREET PAVEMENT

Kavanaugh Rules That Objection of Streetcar Company Is Not Tenable.

READY FOR LEGAL FIGHT

Remonstrance Against Allowing Council to Dictate Kind of Improvement Between Tracks May Be Settled in Court.

The City Council has authority to order any kind of improvement it wishes between the tracks and on each side of the tracks of the Portland Railway, Light & Power Company...

This opinion is one of the most important and far-reaching ever submitted by the City Attorney. It was given at the request of the street committee of the Executive Board...

Opinion of City Attorney.

The street committee of the Executive Board has referred to me the protest of the Portland Railway, Light & Power Company against the improvement of certain streets...

By this means the company serves notice on all city officials that it will hereafter not improve portions of streets on which it holds franchises...

I have made a careful investigation of the franchises now owned by this company, the charters under which said franchises were granted...

Experience has demonstrated that the weight and vibration of cars, operated on street railway lines, subject the improvement between the tracks and for a short distance outside of the rails...

I have given this question very careful consideration, and I take the opinion that the position taken by the company is untenable...

I am prepared at any time to institute appropriate proceedings to compel the company to make such improvement where it has delayed or declined to do so after reasonable notice...

CAPTURE YOUTH WITH COIN

Railroad Agent Confesses to Securing \$2200 on Forged Orders.

SPOKANE, Wash., Sept. 17.—(Special.)—Police at Sand Point, Idaho, arrested R. R. Brown, ex-Great Northern agent at Warland, Mont., with \$2000 belonging to the company...

Recently Strick, a Warland saloon-keeper sent through Agent Brown an express order for \$200 on the Conrad National Bank at Kalspell, Brown, who came from Spokane, forged the name of Strick to 40 bank orders for \$50 each...

His absence from the Warland office was noticed by the conductor of a passenger train. He was traced to Sand Point and after denying his action finally confessed and told how the trick was accomplished...

THINK SUSPECT IS DUNHAM

Slayer of Six Persons May Be in Texas Jail.

SAN JOSE, Cal., Sept. 17.—A dispatch this morning received by Sheriff Langford from Deputy United States Marshal McAfee, of Sherman, Tex., convinces the Sheriff that the suspect held there is without question Dunham. It was known to a few of Dunham's associates that he had a large scar on his left foot...

BRIGHT YEAR FOR PACIFIC

University at Forest Grove Reopens With Large Attendance.

PACIFIC UNIVERSITY, Forest Grove, Or., Sept. 17.—(Special.)—A larger number of students and alumni attended the opening of the college yesterday than ever before in the history of the institution...

tion. The prospects for a successful year are unusually bright. The attendance promises to be largely increased over that of last year...

A department of civil engineering is a new feature this year. Edward V. Price, a graduate of Swarthmore College, will have charge of this part of the work...

Archibald Hahn, the veteran University of Michigan sprinter, will be retained as director of athletics the current year, coaching the football, track and baseball teams...

FILIPINOS REVERE TAFT

NATIVES SING PRAISES OF REPUBLICAN CANDIDATE.

Captain Dedrick, in Aberdeen From Manila, Talks of Conditions in Islands.

ABERDEEN, Wash., Sept. 17.—(Special.)—"If the people of the Philippines could decide the Presidential election, Taft would win hands down. I believe he would be the almost unanimous choice."

This is the opinion of Captain Dedrick, of the barkentine Kohala now in port. The captain spent some time in the islands and has had a good opportunity of learning something of the opinions of the people there...

"Taft stands well with a great majority of the people," says the Captain. "Especially is this true in Manila, where I was for 46 days, and had ample opportunity to hear discussion and praise of Mr. Taft's virtues. He made so deep an impression on the natives that they revere him almost as a god. Manila is an American city now. It has been greatly improved under American rule. It is sanitary and beautiful. American rule is the very best that could have been substituted for the Spanish methods, and so far as I was able to learn and observe, there is every indication of satisfaction with conditions there at present. Naturally the natives in some of the islands are troublesome and dissatisfied, but that is to be expected."

The barkentine Kohala had several serious experiences in going to Manila and on the return voyage. Between May 25 and 28 last, the Kohala was caught in a typhoon in the China sea. The rudder was carried away and the ship sprung a leak, but managed finally to weather the storm. In the same typhoon two steamers were lost, the steamship Arabia had most of her stern carried away and many other vessels were damaged.

After discharging ballast of sand and rock here, the Kohala will go to Willapa Harbor to load for Auckland, New Zealand. Captain Dedrick has his family aboard with him on his voyages. The Kohala is lying at the G-street dock and is one of the cleanest and brightest looking vessels that comes to Grays Harbor.

BRITISH TEAM STRONGER

TENNIS PLAYERS BREAK EVEN IN FIRST MATCH.

Larned Beats Parke by Scratch Playing, but Wright Plays Losing Game Against Ritchie.

BOSTON, Sept. 17.—While Great Britain and the United States broke even in the two matches which opened the international lawn tennis contests at the Longwood Cricket Club today, the victors showed the stronger team, for M. J. Ritchie, of London, put out Beals C. Wright, of Boston, with greater ease than William A. Larned, of Summit, N. J., defeated John G. Parke, of Dublin.

Both matches were straight-set affairs, Ritchie defeating Wright, 6-1, 6-2, 7-6, and Larned overcoming Parke, 6-2, 6-3. Ritchie scored 90 points to 61 for Wright, while Larned played 113 strokes to 88 for Parke. Nearly 5000 spectators saw the two matches.

Larned showed the same steady but beautifully varied game which carried him to victory at Newport last month, and, while Parke, by cool, clever work in the back court, broke through the service of the American player twice and carried 10 of the 20 games to deuce, he could not get by the stone-wall defense of the net nor handle clearly the hard-wood balls at the base line. Parke made 78 misplays to 53 by Larned, while the American carried off 35 finely-played shots to 25 for the Irishman. In the last set the American champion rallied and took the next three games and the match.

Meanwhile Wright was playing a losing game with Ritchie. If he ran in the Englishman passed him easily at the net, while if he hung back Ritchie drove the ball far out of his reach. Ritchie showed clever adaptability to the American game by killing many of Wright's lobs and playing a little of the same game himself. As a rule, however, his work was much of the same character as that of Parke, low drives over the net, well placed and carefully judged in speed.

Tomorrow the visitors will meet the American champion, H. H. Hackbert and E. B. Alexander, in the only doubles event of the series.

Loads Rattler On to Hayrack.

REDMOND, Or., Sept. 17.—John Johnson, a rancher at Redmond, loaded a rattler into a hayrack with his alfalfa this week without noticing the presence of the snake. A minute later, in passing the hay, the rattler struck at him, missing by a tiny margin. Johnson then dispatched the reptile, seven feet in the air, with his pitchfork.

Loses Valuable Horse.

HILLSBORO, Or., Sept. 17.—(Special.)—The Hillsboro Shire Company lost a very valuable English Shire stallion last night, the animal having been subject to convulsions for several hours prior to death. The horse was valued at \$450, and there was insurance to the extent of \$1000.

New Building for Centralia.

CENTRALIA, Wash., Sept. 17.—(Special.)—Another business building is being built on Tower avenue. The building when completed will cost about \$3000. It will be 23 feet wide and 84 feet long and two stories high. Concrete is the material to be used in its construction.

AGAIN SEEK BALLOT

Right of Voting Is Sought for Women Taxpayers.

PETITION FILED AT SALEM

Campaign on New Basis Is Receiving Great Encouragement, Declares Mrs. Dunlway, President of State Association.

The Oregon State Equal Suffrage Association yesterday filed petitions with the Secretary of State for a new woman's suffrage election. The principle upon which the petition is based and upon which the campaign will be carried on is that the right to vote should be given all women paying taxes on either real or personal property. This procedure was undertaken for the purpose of opening an issue for an active campaign of reorganization. The matter will be submitted to the voters at the November election in 1910.

In all previous woman's suffrage elections the effort has been to obtain the suffrage for women under the same conditions as is enjoyed by men. The present petition is unique in that it asks for the suffrage for women taxpayers only and is the first time that such a measure has been presented in this state.

Mrs. Abigail Scott Dunlway, leader of the woman's suffrage movement, is confident that the measure will be favorably received by the voters of the state.

"Taxation without representation is contrary to the letter and spirit of the Constitution of the United States and of the State of Oregon," Mrs. Dunlway said last night. "That is the principle upon which we have gone to work and upon which we expect to win. The petitions have been favorably received everywhere. During the six weeks they were in circulation we received 1400 more names than were necessary to secure their consideration by the state authorities."

The following letter was on Wednesday issued by Myrtle E. Pease, corresponding secretary of the Oregon Equal Suffrage Association, to the officers of the Oregon State Equal Suffrage Association. They have been extended a unanimous vote of thanks to the voters and interested parties who have so nobly assisted them in their petition work and also for the courtesy and kindness shown by the workers.

They have met with encouragement from many hundreds of women, who have never before believed in woman suffrage, who now are taking one step at a time in seeking the right of suffrage. It is as if a better opportunity to interest all people in an intelligent use of the ballot. The credit for this success and judgment in this campaign is due almost entirely to our venerable state president, Mrs. Abigail Scott Dunlway. Her energy and judgment are highly commended by the voters in all parts of the state. It is the report from the workers everywhere.

MOTHER APPEALS FOR SON

Injury Sustained by Boy the Cause of Interesting Lawsuit.

An unusual damage suit wherein a mother is seeking to collect money her son would have earned had he not been maimed when 15 years old, will be tried before Circuit Judge Morrow today. A jury was impaneled yesterday at the premises of the Portland Manufacturing Company, at St. John, where the accident occurred.

Mrs. Henrietta Magone is the plaintiff and she asks \$2007 from the company, claiming that is the amount her 15-year-old son would have earned up to the time he is 21. The boy had been severely injured through the company's alleged carelessness, when the boy was 15. In his complaint she presents figures showing the financial results of the mishap. Had he not been incapacitated by the accident his earning capacity between the ages of 18 and 21 would be \$2175, she says. With his left hand gone he is able to earn only \$123. The reached Washington today and caused considerable amusement in newspaper circles. Newspaper men who interviewed Bourne before and after the Chicago convention, recalled that the Senator had repeatedly declared that Bryan would have no difficulty in defeating Taft, and it was also recalled that the very night Bourne arrived at Hot Springs, prior to calling on the Republican nominee, he told the assembled party of newspaper correspondents "not for publication" that the Republicans were destined to defeat this year, because Taft could not beat Bryan.

It is also of record that, just prior to the adjournment of Congress, Bourne told various Senators, among them, Fulton and Borah, that Taft, if nominated, would be defeated by Bryan, and this talk led to considerable caustic comment from Bourne's Republican colleagues.

DEATH ROLL IN NORTHWEST

LEBANON, Or., Sept. 17.—(Special.)—David Andrews, a retired pioneer merchant of Lebanon, died last night at his farm near Lebanon at the age of 88. For 30 years he was a merchant of this county, and served one term as County Clerk of Linn County.

J. H. Stack of Hillsboro.

HILLSBORO, Or., Sept. 17.—(Special.)—J. H. Stack, aged 77 years, and who recently came here from California, died at the home of his daughter, Mrs. R. E. Alexander, six miles southwest of this city, last night. The widow survives.

Was Washington Pioneer.

TACOMA, Wash., Sept. 17.—Seth W. Sibley, a pioneer of California and Washington, died today, aged 73 years. He was born in Uxbridge, Mass., and went to California in the early '60s, remaining to

Big Friday Piano Bargains

Big Values at Little Prices, AND ON SMALL TERMS. COME TODAY.

Remember the Piano Exchange and Bargain Room Sale, gives big values at small prices and easy terms of payment to cause quick clearance—it's the big store's clearing-house for exchanges and slightly-used pianos. Some of the highest-priced pianos made come to this room through exchanges for the famous Pianola Piano and Baby Grand.

The price must be worth the value we start, else it is not an Elfers bargain. Hence buying in the Piano Exchange and Bargain Room is as though you had wisely paid full price and then had a part—about half of the outlay—unexpectedly refunded, that's the realness of Piano Exchange and Bargain Room economy. This has been proven so in the past time and again in all Elfers Piano House Sales.

As going to show that this Piano Store has won first place, in the city during the past year of business depression it has done a bigger business because we have given values that were irresistible—values that brought buyers, because they could not be found or offered by any other house in the Northwest. Two hundred and fifty pianos sold last month answers why we are getting the great bulk of the piano business, and we will continue to do so because our values will be found here, not only today, in all departments, but every day. Big Friday Bargains in the Piano Exchange and Bargain Room, downstairs, 323 Washington St.

Washington later and being engaged in business in the Puget Sound country for the last 40 years. His widow survives him.

APPEAL COURT TO MEET

SEPTEMBER TERM OF FEDERAL TRIBUNAL BEGINS MONDAY.

Probability That All Important Business Will Be Completed on First Day of Meeting.

The September term of the United States Circuit Court of Appeals for the ninth circuit will convene next Monday at 10:30 A. M. in the Federal building, Judges William E. Gilbert, of Portland; Esekia M. Ross, of Los Angeles, Cal.; and William W. Morrow, of San Francisco, will constitute the court. The calendar for the present session is as follows:

Martha Bonifer et al. vs. Philomine Smith et al., Oregon, appeal. Willamette Pulp & Paper Company vs. Walter A. Bonner, Oregon, error. Pending petitions for rehearing: etor. Thomas S. Nowell et al. vs. John C. McBride, as receiver, et al., Alaska, appeal. George Hansen et al. vs. W. A. Craig et al., Alaska, error. J. D. Leedy et al. vs. Eini B. Leifeldt, Alaska, error. Miller & Lux, Inc., vs. California Pastoral & Agricultural Company, limited, et al., Southern California, appeal.

The jurisdiction of the court is extended by the act of Congress of June 30, 1906, under which act United States courts are now held in Shanghai, Canton, Tientsin and Hankow, China.

In all probability the business of the court for the present term will be concluded on the day of the meeting and an adjournment will be taken to October 6 at San Francisco, where the foot of the October term will be held, at present, on November 6.

The Circuit and District Judges of the United States courts on this Coast are at present as follows: Joseph McKenna, United States Associate Supreme Justice, Circuit Justice.

Circuit Judges—William E. Gilbert, Esekia M. Ross and William W. Morrow. District Judges—Cornelius H. Hanford, Olin Wellborn, John J. De Haven, William H. Hunt, Edward Whitson, Charles E. Wolverson, Edward S. Harrison, Frank S. Dietrich and William C. Van Fleet.

The Franklin block was owned by Young & McBurney and was valued at \$12,000. It was insured for \$5000. The occupants and their losses are as follows: Joe Johnson, hotel, \$4000, insured for \$2500; M. O'Brien, millinery, loss \$1000; German bakery, loss \$1000; Kirby Bros., cigar store, loss \$700; Oscar Foster, men's furnishings, loss \$300, insured for \$1200; Peter Bergeson, saloon, loss \$600, partly insured. The loss on the Idaho Hotel from heat was \$1000 and on the Coeur d'Alene bank building about the same, both covered by insurance. The cause of the fire is not known.

The language of industry. The universal language is that of drawings. It lies at the basis of all industry. This is being appreciated more and more. The educational director of the Young Men's Christian Association states that young men from the shops and mills in the city are in increasing numbers this year, making application to enter the drawing classes free-hand, architectural and mechanical. Just as in the commercial world the good penman has a great advantage, so in all the industries, one who can read and execute a drawing is in line for advancement. The night classes of the Y. M. C. A., starting Monday, September 28, afford an exceptional opportunity for young men to fit themselves for advancement, both in commercial and industrial life.

TWO MEET DEATH IN FIRE

Bodies Found in Smouldering Ruins of Coeur d'Alene Blaze.

SPOKANE, Wash., Sept. 17.—The bodies of two men burned to death in the fire which destroyed the Franklin block at Coeur d'Alene, Idaho, last night, were found in the ruins this morning. One was Jacob Skogland, whose home was in Ely, Minn., and the other Cox Layton, of Spokane.

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PULL RECORD ON BOURNE

Washington Correspondents Compare Interviews.

OREGONIAN NEWS BUREAU, Washington, Sept. 17.—Portland papers containing Senator Bourne's interview, in which he inferentially, though not specifically, denied having said that Bryan would defeat Taft, reached Washington today and caused considerable amusement in newspaper circles. Newspaper men who interviewed Bourne before and after the Chicago convention, recalled that the Senator had repeatedly declared that Bryan would have no difficulty in defeating Taft, and it was also recalled that the very night Bourne arrived at Hot Springs, prior to calling on the Republican nominee, he told the assembled party of newspaper correspondents "not for publication" that the Republicans were destined to defeat this year, because Taft could not beat Bryan.

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A FIRM FOUNDATION

for the day's work is a dish of

Grape-Nuts

With Cream

It is Delicious and Healthful

"There's a Reason"

A Great Big Mistake Has Been Made

This Company acquired a large and magnificently located piece of business and homesite property on the peninsula. It adjoins the holdings of Swift & Company. After all the preliminary details were settled, it was decided to name the property SWIFTON. Our advertising department was instructed to go ahead with the advertising. One of the first steps was the ordering of one-sheet posters for the bill boards of the city. While these posters were being printed, it was thought advisable to change the name of the property to SWINTON. The posters were printed with an "F" where the "N" ought to go. The color scheme of the poster is a red letter criss-cross on a black background; you have seen it, no doubt. The solution seemed simple at a small expense. We would print a lot of red "N's" on a black stock, paste them on the new posters, covering the "F." Then they could be put up by the bill posters and no one would be the wiser. The pasting was done all right; the posting was, also. But alas and alack! We had not counted on Old Sol. He dried the paste and Boreas did the rest. The "N's" were blown from the posters, disclosing the former name of the tract, SWIFTON. And we have no one to censure but the weather. Nevertheless, with only that small amount of advertising and one half page in the daily papers, SWI"N"TON is selling just as rapidly as though it had been named SWI"F"TON.

Coupon Columbia Trust Co. Couch Building, Portland. Please mail me copy of your Booklet, THE COMING OF SWIFT, telling all about that remarkable industry. Name Address. If you are interested in an investment that will make you dollars where the other fellow promises cents, investigate SWINTON at once. Be convinced. Prices Favorable Terms, 10% Down And 2 Per Cent Per Month, Improvements Included. Columbia Trust Co. Couch Building. Seventh Floor. It is Delicious and Healthful. "There's a Reason"