

TOO FEW KNIVES TO KILL MCGREDIE

Democrats Must Muster Big Army of Republican Allies to Do It.

FIND JUDGE IS ELIGIBLE

Hopes of Disqualifying Him Fade on Studying Federal Constitution.

TACOMA, Oct. 1.—(Special.)—In the Second Congressional district of Washington, in which Judge W. W. McCredie, of Vancouver, has been nominated for Congress by the Republicans, the normal plurality of that party is in excess of 15,000.

The defeat of Judge McCredie would therefore mean a knitting of the ticket to an extent of which the present disappointment in Pierce County gives no indication.

Now that the situation is being considered in its reasonable light, the Democrats apparently have decided that they have not such a good chance to elect the Congressman as they supposed.

On its face this apparently would make Judge McCredie ineligible to Congress, and some Democrats have professed to believe that they see a method provided under the circumstances of beating the Republicans out of a Representative in the Second district.

As a matter of fact, however, this section of the constitution was thoroughly considered and discussed after the caucus in Olympia last Tuesday night and there is a complete and effective answer to the question raised.

This answer is found in the United States Constitution, which takes precedence over the state constitution. Section 1 of article one of the former contains the following:

"Each house shall be the judge of the elections, returns and qualifications of its own members."

At Olympia, immediately after the caucus decision was reached, the Ashton men called attention to the provision of the state constitution quoted. Representatives of the Attorney-General's office were consulted and W. V. Tanner, Assistant Attorney-General, referred the question to the provision of the federal constitution, and expressed the opinion that there could be no doubt about Judge McCredie's eligibility.

Nevertheless lawyer-members of the Pierce County delegation went to the State Library and searched for decisions until 3 o'clock Wednesday morning. It is understood that all the decisions found sustained the contention that the state constitution would not affect the eligibility of a candidate situated as is Judge McCredie. It is absolutely certain that if any grounds could have been discovered for raising a serious question as to Judge McCredie's qualifications, they would have been presented Wednesday before or during the convention proceedings.

There is some talk that the Democrats may seek to prevent Judge McCredie's name on the ballot. It is asserted that the decisions bearing on the point relate in all the instances so far found to the qualifications of the candidates in question after the election had been held. The decisions, so far as found, do not cover the right of a judge to have his name appear on the ballot when nominated by the party or the office. It is pointed out, however, that this would avail the Democrats nothing, because if they won the case some other Republican would be named to fill the vacancy on the ticket.

As a matter of fact, there is a precedent in this state for permitting the nomination to go without question. Congressman Miles Polindexter was elected only last year, before the expiration of the term for which he was elected as Judge of the superior court of Spokane County. He had taken his seat in Congress without question.

Well-informed politicians here have no doubt concerning the success of the Republican Congressional candidate. In the Second district last year Cushman had a majority over Brody, D. Brody, his Democratic opponent, of 17,844. While it might be said that Cushman was an unusually popular candidate, the official vote of the district shows that in the same counties S. G. Cosgrove, the Republican candidate for Governor, ran ahead of Cushman 69 votes. His plurality in the counties making up the Second Congressional district was 17,888. The lowest man on the state ticket in the last election was J. H. Schively, State Insurance Commissioner. His plurality in the counties comprising the Second Congressional district was just one less than 17,000 votes.

That 17,000 is the normal plurality in the district in Presidential year probably means that it will be considerably less in a special election, but the relative strength of the Republicans and Democrats in the district is about even and only a slight margin is needed to elect the Republican. The odds are so strong that even conservative-minded observers here admit that Judge McCredie is as good as elected.

REPUBLICANS TO DO HONORS Judge McCredie to Be Tendered Reception Tuesday Evening.

DEMOCRATS TO TAKE ACTION

Propose to Keep Judge McCredie's Name From Ballot.

OLYMPIA, Wash., Oct. 1.—(Special.)—To prevent the name of McCredie going on the Congressional ballot, the group of the Supreme Court will be asked to enjoin the Secretary of State, according to the statement made by local Democrats tonight.

State Law Librarian C. Will Shaffer, secretary of the State Bar Association, and who is a Democrat, says: "The course of state constitution disqualification McCredie, probably would not oust McCredie to seat a Democrat. Possible state courts might enjoin the Secretary of State from placing McCredie's name on the ticket on the ground of this disqualification, and again, state courts might refuse to take jurisdiction because of the Federal question involved. There are cases both ways reported."

SOPHOMORES BEG OFF

SORRY NOW THEY PLAYED FRANKS ON FRESHMEN.

Grown Bold by Numbers, First-Year Men Are Said to Have Initiated Attack From Sophomores.

UNIVERSITY OF OREGON, Eugene, Or., Oct. 1.—(Special.)—Nearly 20 sophomores came before the advisory committee of the faculty this afternoon to confess their share in last Friday night's attack on the freshmen.

Their action is a result of the meeting of the sophomore men called by President Alton today noon. Here it was the consensus of opinion that, through a thoughtless deed, the hazers had brought the name of the university in an unfavorable light before the people of the state and that the only thing to do was to pay the penalty, whatever it might be.

The sophomores, however, signed a petition appealing for leniency for the implicated fellow-clubmen, on the ground that the stunts enacted on the freshmen had all been of a comical and not of a dangerous nature.

The students thus far interviewed by the faculty have maintained that the hazing was not part of an organized plan, but was taken up on the spur of the moment. Further, that a band of freshmen easily distinguished by their green caps and made bold by numbers, had gone down the street inviting attack, and that the sophomores even claimed to have been pushed into the gutter by the first-year men.

The freshmen also held a meeting at noon today, at which a resolution was passed appealing to the faculty to show leniency to the sophomores and stating that they bore no ill-will against the second-year men for Friday night's proceedings.

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ECKHART IS DEAD; MEYERS FUGITIVE

Assassin Will Never Be Taken Alive, Say Those Who Know Desperate Youth.

CRIME IS COLD-BLOODED

Salem Policeman, Dying, Says Shooting Was Unprovoked—Second Shot Fired After Wounded Officer Had Fallen.

SALEM, Or., Oct. 1.—(Special.)—Patrolman Thomas M. Eckhart, who was shot early this morning by George Meyers as he was taking Meyers to jail, died shortly after 4 o'clock this afternoon at a local hospital.

The cold-blooded and unprovoked killing of the officer has produced much bitter feeling, and there are some fears of mob violence if Meyers is captured. Reports were in circulation late this evening that Meyers had been captured at Independence, but they proved to be unfounded.

Meyers is Desperate Man. Those who know Meyers state that he will never be taken alive if he gets an inkling of the death of his victim, and as Meyers is well known as a sportsman and a crack shot with a rifle or revolver, it is feared there will be more blood shed before he is captured.

Mayor Rodgers announces that the city of Salem will pay a reward of \$50 for the capture of the assassin, and chief of police says that an offer of \$100 has been made to add to this \$25 each from their own pockets if Meyers is captured alive.

Fugitive Is Youngest Son. The fugitive is the fifth son of Joseph Meyers, of Portland, who founded the largest mercantile business in Salem and who sold out a year or more to his sons, H. W. and M. L. Meyers, who are now conducting the business. During the past year the Meyers family has been in the limelight, owing to the efforts of the sons to prevent their father marrying Mrs. Durette, and the theft of a box of securities, valued at \$100, while the valuables were in transit between Salem and Portland.

Shot Down in Cold Blood. Eckhart, in his dying statement of the shooting, says he was met on the street by Morley Meyers, who requested that the officer remove George from the city's room, the latter saying the father had given orders that George should be kept out. George agreed to accompany the officer, but made threats that he would "get" his brother Morley. As they walked toward the jail the conversation was friendly. The two men stopped a few feet in front of the jail, and Meyers remarked: "Some one is in there looking at me." As Eckhart turned from the window to face Meyers, the prisoner, with a curse, pulled a pistol from his sliker and shot Eckhart, the bullet entering the abdomen. Eckhart fell to the ground, and Meyers, turning back, shot the officer again, the bullet taking effect in his knee.

Meyers Worked in Portland. Meyers is a plumber by trade and has been employed until quite recently in Portland. Although he has never been in serious trouble before, he has been a heavy drinker and is quick tempered and inclined to be troublesome. Eckhart was an excellent officer and very popular. He had been on the force only about a year during his engagement, but was formerly on the force and also Chief of the Fire Department. He leaves a widow and family of four boys and one girl.

It is believed that Meyers is still at large, notwithstanding the fact that a constant search of the city and surrounding country has been kept up since 1 o'clock this morning, when Eckhart was shot. Sheriff's office and the city police force is carrying extra deputies tonight, and every train and exit from the city is being watched, and every part of the city vigilantly patrolled.

Young Meyers has spent practically his entire life in Salem, and knows the city thoroughly. Also his frequent hunting trips have taken him thoroughly familiar with the surrounding country in every direction. For these reasons it may be a difficult matter to locate the fugitive.

NEZ PERCE LOOKS DRY IDAHO VOTERS ASK ELECTION TO FIGHT SALOONS. Delicate Point of Law Involved in Any Action County Commissioners May Decide Upon.

LEWISTON, Idaho, Oct. 1.—(Special.)—Local-option petitions bearing the names of 3423 voters of Nez Perce County were filed with the County Auditor this afternoon asking the County Commissioners to call a special election for the purpose of submitting to the voters the question of abolishing the saloons.

The Idaho local-option law requires that 40 per cent of the votes polled at the last election for Secretary of State must be represented on the local-option petitions and the records show that 2939 names would have been sufficient to compel the Commissioners to call the election. The law also requires that the Commissioners set the day of election within 10 days after the regular meeting convenes and the date shall not be less than 30 or more than 60 days from that time.

Prominent lawyers of the city believe the Commissioners cannot take action at their next meeting, which convenes October 11, because the law also provides the petitions shall be on file in the Auditor's office at least 10 days before the meeting of the Commissioners. They hold the petitions could not have been filed later than September 30 to receive the attention of the board at the coming meeting. It is definitely stated that this point will be fought out in the courts should the Commissioners decide to set an election day at the coming term.

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