TOO FEW KNIVES TO KILL M'GREDIE

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

FIND JUDGE IS ELIGIBLE

Hopes of Disqualifying Him Fade on Studying Federal Constitution. All-Night Study of Law Is Fruitless.

TACOMA. Oct. 1 .- (Special.) -- In the Second Congressional district of Washingten, in which Judge W. W. Mo-Credie, of Vancouver, has been nominated for Congress by the Republicans, the normal plurality of that party is in excess of 17,000.

The defeat of Judge McCredle would therefore mean a knifing of the ticket to an extent of which the present disap-pointment in Pierce County gives no in-

Now that the situation is being con-sidered in its reasonable light, the Demo sidered in its reasonable light, the Democrats apparently have decided that they have not such a good chance to elect the Congressman as they supposed immediately after the dissatisfied Tacoma delegates returned home. Therefore a new phase of the situation has been broached by calling attention to section it of article four of the state constitution. This section reads as follows:

Straw Clutched by Democrats.

"The judges of the Supreme Court and the judges of the Superior Court shall be ineligible to any other office or public employment than a judicial office or em-ployment during the term for which they shall have been elected."

shall have been elected."

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. the Second district

As a matter of fact, however, this sec considered and discussed after the cau-cus in Olympia last Tuesday night and there is a complete and effective answer to the question raised.

It Breaks in Their Hands.

This answer is found in the United States Constitution, which takes preced-ence over the state constitution. Section five 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 feached, 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 Aitorney-General, referred the questioners 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 discovery movement started several weeks ago to secure the cancellation of more than 30 entries to land on Craig Mountain by the General Land Office in its recommendations to the local Land Office to dismiss the contest case entitled James G. Shaw vs. H. R. Freeland. McCredie. It is associately 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 proceed-

Can't Keep Name Off Ballot.

There is some talk that the Democrats may seek to prevent the placing of 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 can-didates 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 Congressional ballot when nominated for 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

As a matter of fact, there is a precedent in this state for permitting the nomination to go without question. Congressman Miles Poindexter 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 has taken his seat in Congress without question.

Odds Too Big to Overcome.

Well-informed politicians here have no doubt concerning the success of the Re-publican Congressional candidate. In the Second district last year Cushman had a majority over Browder D. Brown, his Democratic opponent of 17,544. 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 Re-publican candidate for Governor, ran ahead of Cushman 649 votes. His plurality in the counties making up the ond Congressional district was 17,886. 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 Congres-monal district was just one less than 17.000 votes.

That 17,000 is the normal plurality in the district in a 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 two and onehalf to one. The odds are so strong that even conservative-minded observers here admit that Judge McCredle is as good as elected.

REPUBLICANS TO DO HONORS

Judge McCredle to Be Tendered

Reception Tuesday Evening. VANCOUVER, Wash., Oct. 1 - (Special.) gates to the convention that nominated him, will be held in the tabernacle in this city on Tuesday, October 5, in honor of Judge W. W. McCredie, the Republican

nominee for Congress.

It was at first planned to hold a reception in the club rooms of the Commercial Club, to which all the citizens of Vancouver would be invited, but the scope of the reception was enlarged so as to include the Republicans of the disease to include the Republicans of the Commercial Republicans of the Commercial

The first committee appointed met last evening and arranged for the larger gathering, and a subcommittee, composed of John Elwell, Donald McMaster and J. Padden, was selected to take charge

of the programme and the issuing of in vitations. Prominent speakers will de-liver addresses.

DEMOCRATS TO TAKE ACTION Propose to Keep Judge McCredie's

Name From Ballot. OLYMPIA, Wash., Oct. 1.—(Special.) To prevent the name of McCredie go-Ing on the Congressional ballot, the Supreme Court will be asked to enjoin the Secretary of State, according to the statement made by local Democrats to-

statement made by local Democrats tonight.

State Law Librarian C. Will Shaffer,
secretary of the State Bar Association,
and who is a Democrat, says: "Of
course the state constitution disqualifies McCredie. But inasmuch as the
Federal Constitution makes each nouse
of Congress sole judge of qualifications
of its own members and as the house
is Republican, it probably would not
oust McCredie to sest 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 in-

because of the Federal question in-volved. There are cases both ways re-

SORRY NOW THEY PLAYED PRANKS ON FRESHMEN.

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

UNIVERSITY OF OREGON, Eugene, Or., Oct. 1 .- (Special.)-Nearly 29 sophomores came before the advisory commit-tee of the faculty this afternoon to con-fess their share in last Friday night's hazing, and the others have decided to appear before the committee tomorrow

morning.

Their action is a result of the meeting 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 lenlency for their implicated fellow-classmen, on the fellow-classmen. 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 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 freshman easily distinguished by their green caps and made bold by numbers, had gone down the street inviting attack. of the sophomores even claimed to have been pushed into the gutter by the

first-year men. first-year men.

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

LINE - UP LOCATORS WIN

Land Office Decides Craig Mountain Case Against Contestants.

LEWISTON, Idaho, Oct. L-(Special.)— An apparent quietus has been given the movement started several weeks ago to

The contest was instituted on the grounds that Freeland and others entered into a conspiracy to organize a line tered into a conspiracy to organize a inte-in the Land Office building to the ex-clusion of others, and that through the successful operation of this plan the en-try to the land in controversy was se-

cured.

The affidavit of contest is ordered rejected on the ground that, if the charges were proven, they would not warrant a cancellation of the entry. The contestant is given 36 days to appeal.

The land secured by the entrymen was formerly a part of the Nez Perce Indian reservation. It was opened for settlement August 2 and prior to the time'set for receiving the filings a line was main-

for receiving the filings a line was maintained in the Land Office building.

The Freeland case was considered one of the strongest with which to make a test and it is not expected the many other contest cases now under preparation will be filed. Approximately 5000 acres was involved, valuable for agriculture and timber.

OFFICIAL SEEKS DAMAGES

Marshal Arrested on Graft Charge Demands \$5000.

SOUTH BEND, Wash., Oct. 1-(Special.)-A suit was filed this morning with the Clerk of the Superior Court, in which P. W. Cuiver, City Marshal of Raymond, demands \$500 damages from Otto Mau. of this city. This is a sequel to a com-plaint sworn to by Mau in August, charg-ing Culver with receiving \$50 from Ec Carter, a saloenkeeper of Raymond, for protecting a gambling game. There was no evidence to convict and Carter was

TRAMPS ARE LOCKED UP

Chehalis Then Drives Hoboes Out of Town Next Morning.

CHEHALIS, Wash.; Oct. 1 .- (Special.) City and county authorities are making life very interesting for the festive hobo. At night, in Chehalis, all hoboes are locked up by about 10 P. M. and in the early morning the usual plan is to drum them out of town.

Despite the large number traveling, there have been but few robberies, owing in large part to the vigilance of the local officials. The three men who robbed the store at Napavine a few nights ago have confessed and will serve time.

Phone Company Incorporates.

STEVENSON, Wash., Oct. 1 .- (Speclai.)—The stockholders of the Ska-mania Co-operative Telephone Associa--A grand public reception, not merely of the citizens of this county, but of the mania Co-operative Telephone Association and Congressional district, including the deleport shows an expenditure on the plant of \$12.343.80 up to September 1. Also a neat little surplus, which is included in the construction fund. The follow-ing officers were elected for the ensuing year: President, C. W. Thompson; vice president, P. S. C. Wills; secretary eral Manager A. C. Sly.

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.)—Pa-trolman Thomas M. Eckart, 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 the Salem Hospital. In afternoon, at the Salem Hospital. In an ante-mortem statement, Eckart de-tailed the circumstances leading up to

the shooting.

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 circula-tion 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 cap-tured.

Mayor Rodgers announces that the city of Salem will pay a reward of \$50 for the capture of the assassin, and Chief of Police Gibson and Sheriff Minto have offered 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 Jo-seph Meyers, of Portland, who founded the largest mercantile business in Sa-lem 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 fam-ily has been much in the limelight. owing to the efforts of the sons to prevent their father marrying Mrs. Durette, and the theft of a box of se-curities, valued at \$50,000, while the valuables were in transit between Sa-lem and Portland.

Shot Down in Cold Blood.

Eckart, in his dying statement of the ooting, says he was met on the street by Morley Myers, who requested that the officer remove George from Morley'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 converthey walked toward the jall the conver-sation was friendly. The two men stopped a few feet in front of the jail, and Meyers remarked: Some one is in there looking in the window." As Eckart turned from the window to face Meyers, the prisoner, with a curse, pulled a pistol from his slicker and shot Eckart, the builet entering the abdomen. Eckart 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 tempeen a heavy drinker and is quick tem-pered and inclined to be troublesome Eckart was an excellent officer and very popular. He had been on the force only about a year during his last en-gagement, but was formerly on the force and also Chief of the Fire Depart-ment. He leaves a widow and family of four houses. ment. He leaves a widow and family of four boys and one girl.

Late tonight Meyers was still at large, notwithstanding the fact that a constant search of the city and surrounding country has been kept up since I o'clock this morning, when Eckart was shot. Both the 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 patroled.
Young Moyers has spent practically his

entire life in Salem, and knows the city thoroughly. Also his frequent hunting trips have made him thoroughly familiar with the surrounding country in every direction. For these reassons it may be difficult matter to locate the fugitive.

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 3422 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 abelish-

ing the saloons.

The Idaho local-option law requires 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 the election. The law also requires that the Commissioners set the day of election within 10 days after the regu-lar 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 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 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 Commis-sioners decide to set an election day

at the coming term.

The next regular meeting of the board will be in January.



RATES ONE-EIGHTH

Railroad Commission Makes Order Following Washington Body's Ruling.

WILL LIKELY BE OBEYED

Hill Road Has Made No Attempt to Fight Regulation and Oregon Line Is Expected to Submit-Mate-· rial Reductions in Tariffs.

(Concluded on Page 6.) mentary order, and that this gave rise to the Impression the railroad would make the reduction without legal protest. However, the Washington Commission's or der has been altered so it does not take effect until November 1, which may be the occasion for the delay in notifying the North Bank officials.

All Reductions to Be Met.

The O. R. & N. Company apparently is preparing to revise its Washington schedules. At least it is stated authoritatively that the Northern Pacific rates will be met. Mr. Coman yesterday said that in meeting the Northern Pacific reduced rates it had not been the intention to apply the same rates to equivalent territory in Oregon, but he admitted that this might be brought about by the Oregon Commission's order. The O. R. & N. reduced rates are to

apply to all Washington points, and to points west of Wallula in Oregon, where rates now in effect may be lower than the reduced rates for the longer haul to Washington points. Mr. Coman said some reductions would probably be necessary in Oregon along the main line west of Wal-lula, in meeting the Northern Pacific cut. but that these reductions would not be very material. Points in that territory now take rates based on The Dalles rate, now take rates based on The Dalles rate, which in turn is controlled somewhat by water competition. The Dalles rate to Portland is \$1.50, which, it is asserted, is relatively lower than rates from Washington points to Portland.

There is some speculation in Portland as to other effects the new Washington rates may have and it is suggested the Newthern Position and Great Northern, in

Northern Pacific and Great Northern, in view of the reduction forced upon them, may seek to make up the loss in profits by diverting wheat that otherwise would go over the mountains to Puget Sound, to Portland via the cheaper route offered by the down-hill water grades of the North Bank. Surprise will not be felt if Portland's grain exportations show an gnormous increase following the putting in effect of the new rates.

O. R. & N. Alone Affected.

As to the points affected by the Oregon Commission's rate order, the issue is almost solely one for the O. R. & N. The Northern Pacific has a short branch running into Oregon but the Northern Pacific is not affected by an Oregon or-der nearly so much as is the O. R. & N. by a Washington order reducing grain

Extracts from the Oregon Commission's Extracts from the Oregon Commission's order received by The Oregonian last night from Salem show the order becomes effective October 20. W. W. Cotton, counsel for the O. R. & N., and R. B. Miller, general freight agent, are both in Spokane attending the Spokane rate hearing before the Interstate Commerce Commission. A decision as to the course the railroad company will pursue will not be made until after their return. As to the made until after their return. As to the Washington reductions; they are looked upon now simply as a matter of working

The investigation on which the Oregon Commission's order is based covered wheat, rye, oats, barley, flaxseed, buckwheat, grain screenings, corn (Kafft or common, not dried, and not including popcorn), malt, flour and millfeed. The investigation was on the commission's own motion, and embraced the main line of the O. R. & N., the Condon branch, Heppner branch, Shaniko branch, Elgin branch, Pilot Rock branch and Washington division points. The investigation on which the Oregon

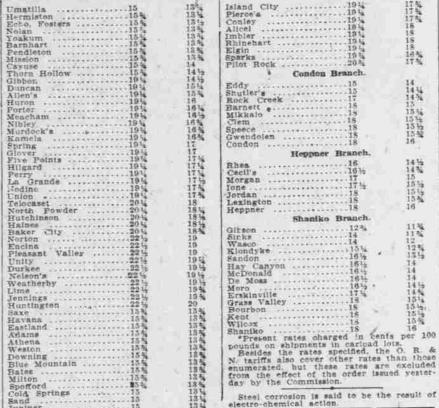
sion points.

The rate per 100 pounds from Portland to Heppner is cut from 14½ cents to 12 cents; Portland to Pendleton, from 15½ cents to 13½ cents; Portland to Baker City, 20½ cents to 15½ cents, and other stations show a proportionate reduction, and in some cases a much larger cut.

The following fable shows the stations included in the order, the present tariff on the commodities under investigation, and the reduced figures ordered by the and the reduced figures ordered by the

Stations Affected by Order. Main Line, Elgin and Pilot Rock Branches and Washington Division Points. Between Portland and Charged Reduced

Tumwater	0.74
Celilo	9.10
Doschutes	7.75
	37.54
Grants	9.14
Desfree	9.19
John Day's	- 10
Squally Hook	10.14
Outhton	10%
Blalock's	11
A with grown	11.19
Willows	12
Heppner Junction 14%	12
Castle Rock	13
Coyote	18
Fruit	18-14
Irrigon	18%



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Don't be miserable or worried an other moment with a lame back or clogged, inactive kidneys or bladder misery. All this goes after you start wollen eyelids, Irritability, sleeplesstess, or suppressed, painful or frequent
trination (especially at night) and
ther distress, leaving after taking the
first few does.

The moment you suspect any kidney
or urinary disorder, or rheumatism, be
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cent treatment - from any drug store

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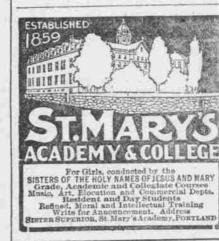
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