

PARTIAL REFRIGERATION CLAUSE NOT VALID

Declaration Provision Renders Washington's New Primary Law Void.

OTHER FEATURES SHAKEN

Legislature's Failure to Provide Amendment to Registration Act Knocks New Statutes All Out of Kilter.

OLYMPIA, Wash., Nov. 4.—(Special).—The state supreme court today affirmed the decision of Judge Mitchell of the Thurston County Superior Court, holding invalid the provision of the new primary election law requiring voters to declare their party affiliation.

It declares that "in a most laudable endeavor to correct existing abuses the Legislature neglected to provide any amendment to the registration law until a proper amendment is made to the registration law making compliance with the later law possible."

Soloists Overlook Point. The decision points out that the new law in its title fails to refer to section 12, although it attempts to amend it.

This particular section held ineffectual was intended to prevent Democrats taking part in Republican primaries and provided that at primaries "the elector shall have the right to receive the ballot only of the party for which he registered."

There had been general calls upon the Attorney-General for a determination of this section of the primary law, so some weeks ago, Assistant Attorney-General Tanner, with County Attorney Wilson and City Attorney Ely of Olympia, all Republicans, framed up a test case and submitted it to Superior Judge Mitchell of Thurston and Mason Counties.

These attorneys all contended the section was invalid and Judge Mitchell rendered a decision to that effect. By agreement the attorneys took an appeal to the Supreme Court and because of the importance of the question and the fact that primary law is being amended in many places in this state November 9, the case was considered ahead of other pending appeals so that an early decision could be handed down.

Investigation of the new primary law shows other void features. The title purports to amend sections 1, 2, 3, 5, 10, 13, 20, 25 and 26 of the 1907 law. Actually the body of the act attempts to amend sections 2, 5, 10, 12, 13, 25, 30, 31 and 32.

Section 25 relates to personal expenses and advertising by candidates and under this decision because this section was not referred to in the title, the amendment is void.

CLASS RUSH OF NEW STYLE

O. A. C. Freshmen and Sophomores Will Seal Bags From Each Other.

OREGON AGRICULTURAL COLLEGE, Corvallis, Or., Nov. 4.—(Special).—The freshmen and sophomores will be given an opportunity Saturday afternoon to administer the "dribbling" with which they have been threatening each other since the opening of college. Eleven large canvas bags, stuffed with excelsior, will be the real victims, however.

Since the abolition of having a demand has arisen for some kind of contest between these two classes which will permit them to settle in some manner, their traditional rivalry has been revived. The college has insisted that this must be settled. If at all, without the breaking of any heads or limbs. As a result this new bag contest has been arranged.

The contestants will be lined up on opposite sides of the athletic field with 11 large sacks of excelsior between them. At a given signal they will rush for the sacks and attempt to carry as many as possible back. The class having the greater number behind its goal at the end of 30 minutes will be declared winner and will have thereby administered a thorough thrashing to its rival. The contest will be managed by a committee of upper classmen who will be at liberty to interfere at any time if they find the contest becoming too rough.

YOUNG MAN KILLS HIMSELF

Emil Stark, Living Near Hillsboro on Onion Ranch, Uses Gun.

HILLSBORO, Or., Nov. 4.—(Special).—Emil Stark, aged 25, was found dead in his cabin on his small onion ranch about a mile southeast of Hillsboro, and 12 miles from this city, this morning, at 6:30, with a gunshot wound in his chest. Stark was a bachelor and lived alone. He was at one time confined to an asylum and discharged as cured. For a few days he has been rather "avoiding" his neighbors and acting strangely, but he has made no threats of self-destruction. E. C. Brown, coroner, went to the scene of death this morning. A brother, Fred Stark, lives a few miles from the dead man's place.

A man named Knauthgsky lives near the Stark place, and heard the shot that ended Stark's life as he was going to the Stark home this morning. The two were going to Sherwood together. Stark had completed last night that he was ill, and had been unable to get to bed. He had traveled a few minutes. Knauthgsky said he left for his own cabin and when he was a few rods away heard a shot. He turned and saw the light from the cabin being open. Stark had been drinking wine for some time, but had not been dependent or homicidal. He threatened his mother's life a year or so ago.

REGISTRATION TOO SEVERE

Too Much Red Tape Hampers Voters' Interest in Public Affairs.

SALEM, Or., Nov. 4.—(Special).—In an address Tuesday evening before the Civic Society of Salem, Mayor Rodgers severely arraigned that provision of the primary law requiring all citizens to register every year before voting. He said in part: "The registration law requiring every citizen who desires to exercise his right

WATER QUENCHES AROAR OF I. W. W.

Fire Department Effective When Efforts of Spokane Police Force Fail.

ONLY 13 MEN ARRESTED

Show of Force Made When Masonic Temple is Refused as Meeting Place — Those Who Will Not Work on Bread and Water.

SPokane, Nov. 4.—The Fire Department was called into action this afternoon to disperse a large mob of I. W. W. on Front avenue. Refusing to comply with police orders to move on, and showing a disposition to become ugly, the men were dispersed.

WILLAMETTE UNIVERSITY GLEE CLUB PLANS EXTENDED TOUR

SALEM, Or., Nov. 4.—(Special).—Frederick S. Mendenhall, dean of the College of Music of Willamette University, has just announced the personnel of the University Glee Club for the coming year, as follows: Willamette University Glee Club, manager; Wesley Beckley, treasurer; Harry Wann, Paul Blanchard, William Beatty, Luke Rader, Prince Staats, Winfield Emmel, Paul Anderson, Herman Clark, Perry Reigelman, Albert Minton, J. B. C. Oaka, Carl Hollingsworth, Clair Fuimer.

Dean Mendenhall is much pleased with the work and the prospects this year. The team will be very much better than last year, and already some engagements have been booked.

number of the quarters and through the barracks. At luncheon he was entertained by Captain Matthew A. Ransoner, and present were Lieutenant Colonel Ebert, Major Stark and Lieutenant Davis, of the Medical Department.

The hall had been engaged two days ago, the official in charge not realizing just what the meeting was to be. When it was learned that it was for an I. W. W. demonstration, the contract was cancelled.

The I. W. W., however, made a show of insisting on having the hall and several hundred of them assembled in the vicinity. The presence of a large body of police caused them to abandon their purpose.

Only 13 arrests were made today. Those previously arrested and sentenced to the rockpile refused to go to work and have been put on a bread and water diet in jail. The police say the situation has now well in hand.

At 3 P. M., six more members of the Industrial Workers of the World had been found guilty of disorder and sentenced to 30 days in jail. Four men who denied a defalcation amounted to \$187.00, were released.

MAN SHOT THROUGH WRIST

Feud in Klamath County Leads to Fight and Then Bullets.

KLAMATH FALLS, Or., Nov. 4.—(Special).—At his home about eight miles from town, Tuesday morning, Charles Ogden was shot through the wrist. It seems a feud has existed for some time between Ogden and two Inghamsons, father and son. These men, who were occupying cabins lately vacated by Money Brothers, canal contractors, got into a fistie altercation in which the Inghamsons got the worst of it. They immediately ran to their cabin and got their guns. The father was less active than the son and did not get a cartridge into the gun, but the son fired two shots, the second passing through Ogden's wrist.

Ogden immediately came to town, had his wound dressed by a surgeon and swore out a warrant against Harry Ingham. The sheriff has gone to make the arrest.

ORIENTAL RATE DROPPED

Milwaukee Road Quits Publishing Tariff to Far East.

SEATTLE, Nov. 4.—According to an announcement made at the offices of the Chicago, Milwaukee & St. Paul Railway here today the Milwaukee road, after November 24, will make no through rate on Oriental traffic, following the policy of the Great Northern and Northern Pacific Railways in publishing a rate from Chicago to Seattle and Tacoma. Its ocean terminal points, and leaving the trans-Pacific rate entirely in the hands of the ocean carriers.

In doing this the Milwaukee, it is said, will receive the same rate as freight consignments to the Orient that it now receives on freight consigned to Pacific Coast points. Heretofore the railroad's share of the through Oriental rate has been less than the rate received on Pacific Coast business.

DALLES WANTS PURE FOOD

Butcher and Dairyman Fined for Violation of Law.

THE DALLES, Or., Nov. 4.—(Special).—Paul V. Morris, Deputy Dairy and Food Commissioner, slipped quietly into the Dalles the first of the week and as a result of his investigations a local dairyman and a butcher were arrested for violation of a pure food law. P. H. Orberg, a local dairyman, was fined \$25 and costs by Justice J. A. Douthett this afternoon, for selling adulterated milk, and James Mace, manager of the East End Market, was fined a like amount on his plea of guilty to using sulphite in hamburger steak. The costs in the latter case were remitted.

Mr. Morris said he found the dairies here in little better than the average condition. The grocery stores investigated were up to the average, but in several instances Mr. Morris suggested improvements to allow good winter drainage,

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SALEM, Or., Nov. 4.—(Special).—C. W. James, superintendent of the Oregon Penitentiary, is looking into the facts in connection with the escape of the five convicts who made their getaway last month, after overpowering Guards Davis and Gestal, and two of whom were killed in the fight with the posse in Polk County a few days later.

Mr. James will secure as much evidence as possible and if there is a case against the three surviving convicts, District Attorney John H. McNary will present the matter to the grand jury at the December term of court in Dallas, Polk County, and ask the indictment of the convicts for assault upon the officers.

There is an old Oregon statute which provides that any convict who attacks a prison officer with a deadly weapon shall be punished by death. If the evidence does not warrant the conviction of the men under this act, it is probable they will be arraigned under another law, providing that anyone who would give the men several years in prison.

MRS. ANN SCOTT IS BURIED

Pioneer of Scotts Mills Laid to Rest in Former Home.

WOODBURN, Or., Nov. 4.—(Special).—The funeral of Mrs. Ann Scott, who died early yesterday morning, took place today. Services were held at the house in this city and interment was at Scotts Mills.

Mrs. Scott was the widow of the late Robert H. Scott, founder of Scotts Mills, was born near Quebec, Canada, May 22, 1855. She was married to Mr. Scott at St. Foy, Canada, in April, 1885, and first came to Oregon in 1884, settling at first at Westport, where Mr. Scott was in the sawmill business. They moved in 1886 to Scotts Mills, which place was named for Mr. Scott. The mill was started in 1887, and where Mrs. Scott resided until death. Mr. Scott died October 11, 1907.

Seven of nine children survive her—Charles Scott, of Philomath; John Scott and Mrs. Ella Korb, of Scotts Mills; Mrs. Jane Adams, of Portland; Miss Lydia Scott, Mayor, Robert H. Scott and Walter Scott, of Woodburn.

CANADA ARMING PRAIRIES

Dominion Placing Soldiers Between Rockies and Lakes.

WINNIPEG, Man., Nov. 4.—Pursuant to a plan to station 50,000 well-drilled soldiers between the Great Lakes and the Rocky Mountains, the Canadian government has ordered another doubling of regulars to locate here, quadrupling the strength of Strathcona House and the Canadian regiment at Fort Osborne.

The military forces will be stationed from 26 to 60 miles north of the boundary line near the present centers of population. The Canadian commissioner, it is said, believed that the prairies of Canada furnish Canada's best fighting force.

DOPE, GUN, CASH, CELL

Opium in Room, Cots in Pocket, Money in Hatband.

LA GRANDE, Or., Nov. 4.—(Special).—Arrested at midnight last night with a heavy Colt's revolver in his pocket, a box of opium in his room, and \$150 under his hatband, on the charge of burglarizing the house of R. P. Brooks, the mayor of this city, Tuesday afternoon, black, was tried today before Justice of the Peace Williams and placed under \$1500 bonds to appear before the grand jury.

DRY FARM CONGRESS SET

Spokane Flies Date as October 3 to 8, 1910, for Convention.

SPokane, Wash., Nov. 4.—October 2 to October 8, 1910, is the time recommended for the next National Dry Farming Congress, which will meet in Spokane.

These dates were chosen at a meeting of business men today, and it is proposed to hold the interstate fair on the same date. The Board of Governors will meet Nov. 2 to shape the plans for the Congress.

SENSATION IS EXPECTED

IDAHO LAND-FRAUD AND BANK CASE IS GROWING.

MOSCOW, Idaho, Nov. 4.—(Special).—Indications are tonight that astounding conditions will develop from the Federal grand jury investigation into the land-fraud cases, which, combined with the grand jury investigation into affairs of the Lewiston National Bank, whose defalcation amounted to \$187,000, are reaching large proportions.

Special Assistant Attorney General Gordon with his army of National Bank Examiners and accountants has been busy all week before the grand jury with the exception of about one day's time devoted to land cases. Most of the land cases have been paid off at the Marshall's office and a jury report on the land cases is expected tomorrow afternoon.

ROADS TO BE SMOOTHED

Rock to Be Furnished Free in Washington County.

HILLSBORO, Or., Nov. 4.—(Special).—County Judge George H. Stetson has notified all road supervisors asking them to furnish split log drags to farmers clubs for the purpose of smoothing the roads in all localities at least once each week. He advised them to have the ridges in the roads next to the ditches trimmed off so as to allow good winter drainage,

CONVICTS MAY BE TRIED

Superintendent James Getting Evidence on Escape.

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MAKE YOUR KIDNEYS TREAK?

Thousands of Men and Women Have Kidney Trouble and Never Suspect It.

Nature warns you when the track of health is not clear. Kidney and bladder trouble compel you to pass water often through the day and get up many times during the night.

Unhealthy kidneys cause lumbago, rheumatism, catarrh of the bladder, pain or dull ache in the back, joints or muscles, at times headache or indigestion, as time passes you may have a sallow complexion, puffy or dark circles under the eyes, sometimes feel as though you had heart trouble, may have plenty of ambition but no strength, get weak and lose flesh.

If such conditions are permitted to continue serious results are sure to follow; Bright's disease, the very worst form of kidney trouble, may steal upon you.

Prevalency of Kidney Disease. Most people do not realize the alarming increase and remarkable prevalence of kidney disease. While kidney disorders are the most common diseases that prevail, they are almost the last recognized by patient and physician, who usually content themselves with doctoring the effects, while the original disease constantly undermines the system.

A Trial Will Convince Anyone. If you feel that your kidneys are the cause of your sickness, run down condition, begin taking Dr. Kilmer's Swamp-Root, the great kidney, liver and bladder remedy, because as soon as your kidneys begin to get better, they will help the other organs to health. In taking Swamp-Root, you afford natural help to Nature, for Swamp-Root is a gentle healing vegetable compound—a physician's prescription for a specific disease.

Swamp-Root is Pleasant to Take. If you are already convinced that Swamp-Root is what you need, you can purchase the regular fifty-cent and one-dollar bottles, but remember the name, Dr. Kilmer's Swamp-Root, and the address, Dr. Kilmer & Co., Binghamton, N. Y.

EX-TEACHER GOES TO JAIL. OREGON CITY EDUCATOR HELD ON FORGERY CHARGE. Walter C. McKee Faces Two Counts. One May Be Dropped and Other One Pushed.

OREGON CITY, Or., Nov. 4.—(Special).—Walter C. McKee, ex-Superintendent of the Oregon City schools, was arrested this afternoon by Constable Miles at the McKee home, 1844 East Seventeenth street, in Sellwood, McKee was indicted on a charge of forgery, and Judge Campbell immediately issued a bench warrant for his arrest. Shortly after his arrival here, he was arraigned and a plea of not guilty. His trial has been set for Thursday, November 18, and he will be defended by George C. Brownell. In default of \$200 bond, McKee was remanded to the County Jail.

The ex-School Superintendent was arrested last Friday morning at the Oak Park and Avenue station in Portland, where he was employed as bookkeeper, on a charge of larceny by bailie, the specific complaint being that he converted to his own use money belonging to the student body of the Oregon City High School. He was released on \$100 cash bail and his preliminary examination was held Tuesday afternoon, however, the examination was postponed until next Saturday, but in the meantime the grand jury made an investigation of the charges against McKee, with the result that his indictment was returned.

It is probable that the charge of larceny by bailie will be prosecuted on the ground of forgery, the name of E. E. Brodie to a note for \$100 and obtaining the money from the First State Bank of Oregon City. The note was ultimately paid by McKee.

SMOKERS ASSERT BIGHT

Attempt to Drive Them From Electric Cars Resisted.

CHICAGO, Nov. 4.—Sixteen residents of Oak Park and Avenue, who were given the alternative of throwing away their cigars or leaving the cars of the Chicago & Oak Park Elevated Railroad, met today and organized themselves into a protesting body.

A special meeting has been called for next Monday night, at which action against the taking off of smoking cars from elevated trains will be considered. A subscription was collected for the purpose of engaging counsel to take the case to court, if necessary, the people being Constitutionalists.

Mild efforts to eliminate smoking on the trains were succeeded today by strong measures. Men who insisted on smoking were given back their fares and asked to leave the train. If they refused private detectives ejected them.

A riot in which two men were injured, accompanied the ejection of one passenger. When an elderly man entered the car at the Forty-fourth Avenue station smoking a cigar, the conductor told him he was violating a rule of the company, but the smoker replied that he was violating no city ordinance.

At the next station the conductor called two private detectives for assistance. The latter started to drag their prisoner from the train, when other passengers interfered. The officers drew their revolvers and forced the crowd back.

J. D. Atley, a lumberman, was nearly forced through a window and was badly cut by breaking glass. Ex-Alderman Joseph B. Francis was forced from the car platform and fell to the tracks, escaping death on the heavily charged third rail by only a few inches.

HORSE HURT, \$2000 ASKED

Mrs. Josephine Smith Says Injuring-ton County to Blame for Wounding.

HILLSBORO, Or., Nov. 4.—(Special).—Mrs. Josephine Smith, of Portland, wife of "Mysterious" Billy Smith, ex-pugilist, asks the County Court of Washington County to give her the sum of \$2000 for damages to her horse, "Sturges," which was injured by a standard-bred trotter, "Starlight." She alleges the horse was being driven down the McMinnville-Portland road, September 7, 1909.

ARE YOUR KIDNEYS TREAK? Talks on Teeth

BY THE REX DENTAL CO. DENTISTS SOLID, FIRM TEETH

If the Alveolar Teeth which we supply were not solid and firm they would be a failure. Artificial teeth that are put into the mouth without using the ordinary methods, such as plates or bridge-work. That, of course, is our secret, but the fact that we do restore teeth and make them firm and solid in the mouth where there are two or more teeth to work with and that we do not resort to plate or ordinary bridge-work is evidence enough that the work is satisfactory.

Sometimes the impression obtains that we perform a surgical operation to put these teeth in the mouth. We do not do this most unduly. There is no boring into the gums, no cutting of the gums, no implanting, no putting with the work. When the work is completed the patient can leave our office with perfect comfort, and he will continue to use them with comfort and ease for years. This is a remarkable statement and is worthy of investigation.

If you have been told of loose teeth, decayed teeth or missing teeth, we want you to come to our offices and allow us to make a few questions of your case. This service is entirely free and carries with it no obligation to have any work done.

Pyorrhea (Bridges disease), loose teeth, the most dreaded disease of the dental profession, is cured by dentists generally as incurable, we guarantee to cure every case and to refund the money if it is not possible for you to come at the present time, send for our book, "Alveolar Dentistry," which gives the full details regarding this wonderful achievement in the science of dentistry. The reading of this book will convince you that we are not boasting. We send it free of any charge, together with a testimonial from people who have had the work done and who will be very glad to answer any questions you may wish to put to them in advance regarding the Alveolar Method. When you buy dentistry, buy the best, it's cheaper in the end.

THE REX DENTAL CO., DENTISTS 311 to 314 Abington Bldg., 704 1/2 St. Sunday, 10 to 12.

WILFORD BOOTH PRES. WILLAMETTE UNIVERSITY GLEE CLUB. ROSS MCINTYRE MGR. WILLAMETTE UNIVERSITY GLEE CLUB.

KIDNEY'S CATARRHAL JELLY. Your Catarrhal Headache Instantly Relieved. Just a little Kondon's purest Catarrhal Jelly, pinched from the sanitary tube, snuffed into the nostrils relieves, soothes and heals the affected membrane, which, raw or inflamed, brings on catarrhal headache.

Free Sample. Do not miss this precious, soothing, cooling and pleasant, moist and safe remedy for violent coughs, croup or croup, which brings relief to even the most obstinate.

ALBANY HAS APPLE FAMINE. Price So High Home Folks Can't Afford to Buy. ALBANY, Or., Nov. 4.—(Special).—Apple prices are breaking all records here. Apples are selling for as high as \$3.50 a box in the local market and no apples of good quality can be secured for less than \$2 a box in local quantities.

Most growers are receiving such fancy prices for their apples in the outside market that good fruit is very scarce for local consumption.

Slow Digestion THAT ARE AILING, NERVOUS AND RUN DOWN. Come to Me and Be Cured. I See All My Patients Personally. I hire no substitutes and have no medical fees.

FEE FOR A CURE is lower than any specialist in the city, half that others charge you and no exorbitant price for medicine.

I am an expert specialist, have had 30 years' practice in the treatment of diseases of the human system. My office is the best equipped in Portland. My methods are modern and up-to-date. My cures are quick and permanent. I do not treat symptoms and patch up, I thoroughly examine each case, find the cause, remove it and thus cure the disease.

I CURE Varicose Veins, Contracted Ailments, Piles and Specific Blood Poisons and All Ailments of Men. CURE OR NO PAY, am the only specialist in Portland who makes no charge unless the patient is entirely satisfied with the result, accompanied by a refund who gives a written guarantee to refund every dollar paid for services if it is not cured and permanent cure is effected.

MEN Visit Dr. Lindsay's private Dispensary of Anatomy and Physiology, 125 1/2 Second St., Portland, Ore. Admission free. Consultation free. If unable to call, write for list of questions.

DR. LINDSAY. Office hours—9 A. M. to 5 P. M.; Sunday 10 A. M. to 1 P. M.; 125 1/2 Second St., cor. of Alder, Portland, Oregon.

FOR DISEASES OF THE BLADDER AND ALLIED ORGANS. There is no remedy on earth so quick and satisfactory in its results.

GOLD MEDAL HAARLEM OIL CAPSULES. Gold Medal Haarlem Oil is put up in two forms, in CAPSULES and BOTTLES. Capsules are readily curable by the use of these tablets. Be sure you obtain the Gold Medal Tilly brand.