

HIGHEST TO BE GIVEN FULLER'S PLACE

Official Washington Convinced Taft Has Found Man for Chief Justiceship.

DEMOCRAT FOR ASSOCIATE

Solicitor-General Lloyd W. Bowers Believed in Line for Promotion to U. S. Supreme Bench—Luke Wright Among Candidates.

WASHINGTON, July 5.—(Special.)—There is a seemingly fixed belief among the officials in Washington, including those whose duties bring them close to the President, that Governor Charles E. Hughes, of New York, will be nominated to succeed Melville W. Fuller as Chief Justice of the Supreme Court of the United States.

Mr. Taft had some difficulty in persuading Governor Hughes to accept the offer of a place as Associate Justice at the time of the death of Justice Brewer. It is thought that there would have been no hesitancy on the Governor's part if it had been the Chief Justiceship that was vacant.

Hughes Held High. The President is known to have the highest regard for the legal ability of the Governor. It is virtually certain that the successor to Justice Fuller will be a Republican. Precedent is enough in itself to make it certain that a party man will be given the high place.

If Governor Hughes is promoted to the headship of the court there will be two vacancies in the ranks of the Associate Justices. One of these places will be given almost unquestionably to a Republican and the other one to a Democrat.

Lloyd Bowers May Get Place. When Lloyd W. Bowers came to Washington to take the place of Solicitor-General, the President said he held his Administration fortunate in being able to secure the services of a man of Mr. Bowers' fine judicial mind and legal training.

Belief here has been strong that Mr. Taft always intended some day to promote the Solicitor-General to the Supreme Bench. It may be that if the objection of age were not in the way the Democrat to receive the nomination for a place on the court would be Luke E. Wright, ex-Secretary of War, and one time Chief Justice of the Supreme Court of Tennessee. Mr. Wright, however, is several years younger than Associate Justice Horace H. Lurion, who was named to succeed Justice Peckham.

RECLAMATION ACT UPHELD

U. S. Circuit Court of Appeals Finds Law Constitutional.

SAN FRANCISCO, July 5.—The constitutionality of the reclamation act was upheld today by the United States Circuit Court of Appeals, which sustained the decision of the Idaho District Court in favor of the Government in the case of David Burley against the United States.

Burley contended that the act which permitted the Government to claim his lands and water for irrigation purposes was unconstitutional on the ground that the water stored in the reservoirs should be conserved for public use, but for private, as it is to be furnished private landowners by the Government.

The decision establishes the right of the Secretary of the Interior to acquire, by condemnation or otherwise, lands and waters in the furtherance of any reclamation project. It also extends the right of the Government to take over any needed private water rights in carrying out the provisions of the act. It directly affects the disbursement of the \$20,000,000 recently appropriated by Congress for reclamation projects in the West and will permit the resumption of work which had been suspended pending a final decision of the legal questions involved.

DEATH AFFECTS MARKET

Demise of Chief Justice Fuller Causes Flurry in Wall Street.

NEW YORK, July 5.—There was another flurry in the stock market early today, the joint effect of a jump in the price of wheat, the death of the Chief Justice, carrying with it the threatened delay in the hearing in the Sherman law cases, the discussion of a strike of the Pennsylvania Railway employees, and the impairment of cash holdings that the clearing house banks disclosed by the weekly bank statement.

Stocks which were the favorite medium of speculation suffered the most. Reading, Union and Southern Pacific, St. Paul, Northern Pacific, Atchafalpa and United States steel losing from 2 1/2 to 4 points. Prices then rebounded a fraction to a point.

The stock market was unsettled at times during the day, once by a break of 1/2 in Reading and later when American Smelting was forced down 1/4. This placed these two stocks at the lowest level of the year, but the rest of the list held above last week's low prices. The resistance manifested developed a demand from the shorts to cover, and a rally in prices set in, which caused a firmer tone in the late market, but with the dealings very dull.

BROWNSVILLE CASE ENDED

Court-Martial Verdict on Captain Lyons' Part in Raid to Follow.

WASHINGTON, July 5.—Captain Samuel Lyons' court-martial on charges growing out of the night attack on Brownsville, Tex., by negro soldiers of the Twenty-Fifth Infantry, was closed today after the testimony of Major Combe, of the Texas town, was heard. The verdict will be announced later.

POLICE COURT TRIES 175

Sane Fourth, Two Holidays and Pay Day Rush Business.

All records for the dispatch of business in Police Court were broken yesterday, when the biggest docket in the history of the city was run through by Judge Bennett in a little more than four hours. All the accumulated business of Saturday, Sunday and Monday, a payday and two holidays, was before the court, the aggregate number of cases being 175. The fines and forfeitures for the day, on the city docket alone, amounted to more than \$1000. Plain drunks numbered 4, while drunkenness was combined with disorderly charges, usually disorder or vagrancy, in 43 other cases.

Violations of the "same Fourth" ordinance occupied a large share of the Court's attention. While the officers contented themselves in most cases with warning violators of the ordinance, a large number of arrests were made and the prisoners were dealt with leniently yesterday. For premature explosion of fireworks, Earl Woods, Dick Sullivan, George Huber, Frank Emory, C. W. Middleton, Ralph B. Hendler, Joe Hoxie, Ed Taylor, Joe Moloney and Henry Staggerman were dismissed with warnings. R. Serafino was charged with discharging firearms in the city and forfeited \$15 bail.

William Craig was one of a party assembled to read the bulletins of the cases of the "same Fourth" ordinance. The officers contented themselves in most cases with warning violators of the ordinance, a large number of arrests were made and the prisoners were dealt with leniently yesterday.

HOPE MOON TRIP HALTS

"NANCY LEE" UNDERGOES OPERATION IN SAN FRANCISCO.

Mrs. Frank G. Owen (Miss Lella Shelby) Suffers Attack of Appendicitis While on Train.

SAN FRANCISCO, July 5.—(Special.)—Appendicitis abruptly interfered with the honeymoon trip of Frank G. Owen, the wealthy young lumberman of Wisconsin, and his bride, who was Miss Lella Shelby, of Portland, widely known as a society writer under the name of "Nancy Lee."

The bride came ill on the train soon after leaving Portland and on her arrival at the Palace Hotel a physician was summoned. Her case was pronounced appendicitis and she was removed to a hospital.

When they came to San Francisco they brought with them an automobile in which they contemplated a tour of the state. They also intended to make a tour of Europe when the California trip was completed. The bridegroom declares, however, the trips will be resumed when Mrs. Owen has recovered completely.

Gay Lombard, upon whom an operation was performed last Friday, is said to be improving. His condition was pronounced extremely critical for a few days but today his physician announced that there is every reason to believe he will recover. His wife is at his bedside.

ENUMERATORS ON TRIAL

Montana Census Counters Must Answer False-Return Charges.

HELENA, Mont., July 5.—(Special.)—F. C. McDonald and W. E. Martin, recently employed as census enumerators, arrived in Helena today from Great Falls and will make their appearance in the Federal Court tomorrow on the charge of making false returns. They are under \$5000 bonds each.

McDonald states that Joseph Thompson, another enumerator, is under arrest at Great Falls on a similar charge, but an appeal has been made to furnish the requisite bail up to the time of his departure for Helena.

NEWELL WILL BE DROPPED

(Concluded on Page 2.)

By the President, covering more than 87,000 acres in various states and the two territories, were discussed with the President by Secretary Ballinger. "Dealing with these lands," said the Secretary, "we will continue the conservation in every essential detail. At the same time the President proposes that an opportunity for development shall be given."

GUY BERINGER RELEASED

Newspaper Correspondent Searched by Russian Officers.

ST. PETERSBURG, July 5.—The Russian police today searched the lodgings of Guy Beringer, the St. Petersburg correspondent of the Reuter Telegram Company, Limited. After the examination at headquarters, Beringer was released.

ATTENTION GIVEN DRAWS

Government Engineers Promise Relief to Portland Soon.

WASHINGTON, July 5.—Senator Bourne called upon Chief Engineer Bixby today, and urged immediate action regarding the Portland drawbridges. Bixby promised that matter would be taken up at once and the regulations prepared.

RACE RIOTS CAUSE DEATHS

(Continued From First Page.)

NEW ORLEANS, July 5.—James Lee and Emil Thompson, two negroes, were shot and seriously wounded by two unknown white men here last night. According to the wounded men's story, the white men approached them with the declaration: "Johnson won, but we will get even with all negroes." They thereupon began a volley of pistol shots. Lee was shot in the head and Thompson in the arm and side. Both will recover.

BALTIMORE MAY BAR PICTURES

Request Mayor Mahool to Prohibit Proposed Exhibition in Baltimore of Moving Pictures of the Jeffries-Johnson Fight.

WASHINGTON, July 5.—Moving pictures of the Jeffries-Johnson fight may be barred from the District of Columbia. Police Chief Sylvester said today he would do his utmost to prevent the films from being shown here. He fears a repetition of the race fights which took place yesterday.

DR. HYDE IS SENTENCED

Pending Appeal, Prisoner Will Remain in County Jail.

KANSAS CITY, Mo., July 5.—Dr. B. C. Hyde, convicted of having poisoned Colonel Thomas H. Swope, the millionaire philanthropist, was sentenced to life imprisonment at hard labor by Judge John S. Lamb today in the Criminal Court here today. An appeal to the State Supreme Court was filed by Hyde's attorneys, and until it is taken up by the higher court the prisoner will remain in the county jail here.

T. R. TO AID POINDEXTER

(Continued From First Page.)

FOUR BARBERS, EDUCATOR'S VIEW

Sport Destroys Best in Youth, David Starr Jordan Tells Teachers.

PARENTHOOD IS SCIENCE

Naughtiness in Child May Be Mere Danger Signal, Says Speaker Before National Educational Association in Boston.

BOSTON, July 5.—Denouncing college football as a combination of brutality and pugilism that appealed to the love of the sordid, David Starr Jordan, president of Leland Stanford University, led in the discussion that followed a report made today by the committee on moral education in public schools, to the National Council of Education, of the National Educational Association, in convention here. He added:

"Some day the college presidents and school heads of this country will perhaps be called cowardly and brutal because they did not put a stop to the dangers of football, a sport that destroys the best there is in American youth."

The games, he continued, aroused the same love of the sordid that focused the interest of the country in a "ring way out in Nevada, where a black man and a white man were pounding each other yesterday."

"No Intelligence Required." "No intelligence is required in the game of football," he asserted. "Blacksmiths and boiler-makers can play the game as well as men of the finer intellects; in fact, they are considered the best raw material for the game."

"President Jordan favored the substitution of the English game. In most of the 18 departmental meetings of the convention today there was at least one advocate of the introduction of industrial training and agriculture in the secondary schools."

"We have learned that all of the so-called naughtiness of children may be merely danger signals indicating disturbances somewhere," said Maximilian F. Grossman, of Plainfield, N. J., discussing "Danger Signals" in young children in the child study section.

"The time may come, when there will be a science of parenthood," he said. "Teachers should consider themselves students of child nature, not child-tamers."

That it is the time gifted children be given as much care as defective and inefficient was the statement of Superintendent Robert J. Aley, of Indianapolis. "The ability to raise money, whether from wealthy men or through state legislatures, is a sine qua non for the American university president," declared President James H. Baker, of the University of Colorado, addressing the meeting of the department of higher education on administrative problems outside of teaching.

WILSON CORRECTS BLUNDERS

Ballinger Leads No Faction and Supports No Candidate.

Ex-United States Senator John L. Wilson, who is a candidate for the United States Senate, was at Centralia, Wash., last night. To the Associated Press, Mr. Wilson said: "There is so much error of fact contained in the dispatch from Oyster Bay that I am reluctant to comment. I interview that it is hard for me to form a statement. I judge that the Associated Press is wanting accuracy. The material furnished to Oyster Bay, assuming that this is true, Colonel Roosevelt appears either to have been misled or not familiar with political conditions in this state."

"In the first place, Senator Piles is not a candidate to succeed himself and he has so announced. In the second place, Richard A. Ballinger is not taking any part in the Senatorial contest whatever. Ballinger is not the head of the Republican party in this state, nor the head of any wing of any party."

"There are at present six candidates for the Senatorial election in Washington. These are: Judge Thomas Burke, of Seattle; Judge John E. Humphries, of Seattle; John L. Wilson, of Seattle; J. M. Ashton, of Tacoma; Miles Poindexter, of Spokane, and Leigh Freeman, of Seattle."

"Of these men, Judge Burke, Judge Humphries, Mr. Ashton and myself are personal friends of Judge Ballinger's and none of them are antagonistic to him politically nor is Mr. Ballinger politically friendly to any of them or any other one of us. So far as I am concerned, I have sympathized with him, and my paper (the Post-Intelligencer) has supported him in several matters. So far as Freeman is concerned, I do not think he and Ballinger are acquainted."

"It doesn't make any difference, anyhow, what support Poindexter has. We are going ahead in this state regardless of him. We are going to hold a convention and we are going to act in a manner that will be beneficial and in the interest of the Republican party."

"So far as I am concerned, I like a fight. Mr. Poindexter is secured assistance from outside sources. It will work harm to himself only."

PILES IS NOT CANDIDATE

Senator oPindexter Opposes Withdrawal in Burke's Favor.

SEATTLE, July 5.—Secretary of the Interior R. A. Ballinger and Representative Miles Poindexter, the insurgent candidate for Senate, to succeed S. H. Piles, are not residents of the same Congressional district, but live in widely separated sections of the state. Mr. Ballinger is a resident of the First District, while Mr. Poindexter lives in Spokane, in the Third District. Local politicians are unable to understand a statement, that Oyster Bay dispatch that Mr. Poindexter is a candidate for the Senate against Mr. Piles, as the latter has emphatically declared that he will not seek re-election. In a signed statement, given to the press November 27, Mr. Piles announced his withdrawal from the race and pledged his support to Judge Thomas Burke, of Seattle, who is seeking the nomination over ex-Senator John L. Wilson, of Seattle. Mr. Poindexter and James M. Ashton of Tacoma, Mr. Piles has not yet returned from Washington.

CAPITAL ISSUE TO BE DECIDED

GUTHRIE, Okla., July 5.—A decision on the state capital case, now being argued in the Supreme Court, may be rendered Monday next. It was intimated today, R. B. Burrell, closed his argument today supporting the application for a writ prohibiting the interference of the lower

Washington Fears Race Fights. WASHINGTON, July 5.—Moving pictures of the Jeffries-Johnson fight may be barred from the District of Columbia. Police Chief Sylvester said today he would do his utmost to prevent the films from being shown here. He fears a repetition of the race fights which took place yesterday.

Cincinnati Bars Fight Pictures. CINCINNATI, July 5.—Mayor Schwab said today he would not allow the Johnson-Jeffries fight pictures to be shown in Cincinnati. He fears a repetition of the race fights which took place yesterday.

NEGRO FACTIONS IN FATAL FIGHT

HOUSTON, Texas, July 5.—At Taylor, Texas, today two factions among negroes engaged in a row over the Jeffries-Johnson fight. George Lok was killed and three others were shot.

DR. HYDE IS SENTENCED

Pending Appeal, Prisoner Will Remain in County Jail.

KANSAS CITY, Mo., July 5.—Dr. B. C. Hyde, convicted of having poisoned Colonel Thomas H. Swope, the millionaire philanthropist, was sentenced to life imprisonment at hard labor by Judge John S. Lamb today in the Criminal Court here today. An appeal to the State Supreme Court was filed by Hyde's attorneys, and until it is taken up by the higher court the prisoner will remain in the county jail here.

The court, said the prisoner would be kept there until the Supreme Court had passed finally upon his case. As the court does not meet until the first week in September and it has a heavy docket, it is the belief of the attorneys that the case cannot be reached for at least six months.

During today's proceedings in court Dr. Hyde maintained the same deliberate demeanor that marked his conduct throughout the long trial.

T. R. TO AID POINDEXTER

(Continued From First Page.)

attend the funeral of Chief Justice Fuller at Bar Harbor. He will come to Oyster Bay Thursday or Friday. He has announced that he will not, and Gilson Gardner, a magazine writer, were the other guests at luncheon at Sagamore Hill today. The Colonel and the Ambassador fought it out today on the tennis court at Sagamore Hill as they used to do on the White House court. The Colonel is going to his editorial offices in New York in the morning and will return to his home late in the day.

The statement that Senator Piles is a candidate for re-election is an error. He has announced that he will not again be a candidate, and is supporting Judge Thomas Burke, of Seattle, for the seat. Nor is it true that Mr. Poindexter is coming from the State of Washington to the White House. He is Representative from the Third district, which includes all of Eastern Washington, and his home is in Spokane.

WILSON CORRECTS BLUNDERS

Ballinger Leads No Faction and Supports No Candidate.

Ex-United States Senator John L. Wilson, who is a candidate for the United States Senate, was at Centralia, Wash., last night. To the Associated Press, Mr. Wilson said: "There is so much error of fact contained in the dispatch from Oyster Bay that I am reluctant to comment. I interview that it is hard for me to form a statement. I judge that the Associated Press is wanting accuracy. The material furnished to Oyster Bay, assuming that this is true, Colonel Roosevelt appears either to have been misled or not familiar with political conditions in this state."

"In the first place, Senator Piles is not a candidate to succeed himself and he has so announced. In the second place, Richard A. Ballinger is not taking any part in the Senatorial contest whatever. Ballinger is not the head of the Republican party in this state, nor the head of any wing of any party."

"There are at present six candidates for the Senatorial election in Washington. These are: Judge Thomas Burke, of Seattle; Judge John E. Humphries, of Seattle; John L. Wilson, of Seattle; J. M. Ashton, of Tacoma; Miles Poindexter, of Spokane, and Leigh Freeman, of Seattle."

"Of these men, Judge Burke, Judge Humphries, Mr. Ashton and myself are personal friends of Judge Ballinger's and none of them are antagonistic to him politically nor is Mr. Ballinger politically friendly to any of them or any other one of us. So far as I am concerned, I have sympathized with him, and my paper (the Post-Intelligencer) has supported him in several matters. So far as Freeman is concerned, I do not think he and Ballinger are acquainted."

"It doesn't make any difference, anyhow, what support Poindexter has. We are going ahead in this state regardless of him. We are going to hold a convention and we are going to act in a manner that will be beneficial and in the interest of the Republican party."

"So far as I am concerned, I like a fight. Mr. Poindexter is secured assistance from outside sources. It will work harm to himself only."

PILES IS NOT CANDIDATE

Senator oPindexter Opposes Withdrawal in Burke's Favor.

SEATTLE, July 5.—Secretary of the Interior R. A. Ballinger and Representative Miles Poindexter, the insurgent candidate for Senate, to succeed S. H. Piles, are not residents of the same Congressional district, but live in widely separated sections of the state. Mr. Ballinger is a resident of the First District, while Mr. Poindexter lives in Spokane, in the Third District. Local politicians are unable to understand a statement, that Oyster Bay dispatch that Mr. Poindexter is a candidate for the Senate against Mr. Piles, as the latter has emphatically declared that he will not seek re-election. In a signed statement, given to the press November 27, Mr. Piles announced his withdrawal from the race and pledged his support to Judge Thomas Burke, of Seattle, who is seeking the nomination over ex-Senator John L. Wilson, of Seattle. Mr. Poindexter and James M. Ashton of Tacoma, Mr. Piles has not yet returned from Washington.

CAPITAL ISSUE TO BE DECIDED

GUTHRIE, Okla., July 5.—A decision on the state capital case, now being argued in the Supreme Court, may be rendered Monday next. It was intimated today, R. B. Burrell, closed his argument today supporting the application for a writ prohibiting the interference of the lower

SPECIAL BARGAINS IN LADIES' NECKWEAR, GLOVES, SUNSHADES, HANDBAGS AND UNDERMUSLINS



SPECIAL BARGAINS IN LADIES' NECKWEAR, GLOVES, SUNSHADES, HANDBAGS AND UNDERMUSLINS

Extraordinary Waist Sale

New, clean lingerie and tailored Waists, of a large variety of styles, in the best materials; made in the best manner. Actual values to \$2.00. Special 98c

Tub Dresses Wash Skirts

VALUES TO \$6.00, AT \$2.49.—We have grouped a special lot of Washable Dresses for Wednesday, selling in every desirable style and color; exceptional values. Included at this price a number of odd 2-piece Suits, formerly sold as high as \$10

Excellent lot of Washable Skirts, in white, tan and blue; all sizes. Special 98c

PERFECT FACILITIES OF

FUR STORAGE

REMODEL YOUR FURS NOW. ALL FURS AT Summer Prices.

BRIDE DEFEATS MOTHER

Prince Weds American Girl Despite Parent's Protest.

LONDON, July 5.—Miss Dorothy Deacon, daughter of the late Edward Parker Deacon, and Prince Albert Radziwill were married today in St. Mary's Church, Cadogan Square. The ceremony was quiet, without bridesmaids, and only a few relatives and near friends attending. Lord Grey de Ruthyn gave away the bride.

Prince Radziwill married against the determined opposition of his mother, who is supposed to be in Austria. He attended the wedding of a younger son, this London ceremony was postponed a few days ago because necessary documents wanted by English lawyers had not arrived, and it was then reported in society that the objections of the Prince's mother had prevailed.

ACTOR WEDS OVER AGAIN

William Collier Fears Legal Complication Might Arise.

OAKLAND, Cal., July 5.—William Henry Morens, better known as William Collier, the actor, duplicated today his wedding ceremony of May 5, performed at Davenport, Ia., when he was again married here by Justice of the Peace James G. Quinn.

His wife was formerly Mrs. C. W. Gall, and secured a divorce from her husband some time ago. The marriage performed today was for the purpose of forestalling any legal complication which might arise in the settlement of the estate which he desires to go to his wife upon his death.

FALL KILLS AERONAUT

Trapeze Catches in Tree in Business Center of Illinois Town.

MACOMB, Ill., July 5.—R. G. Hurruth, of Michigan, who fell from a trapeze while making a balloon ascension at a Fourth of July celebration at Bushnell, died today.

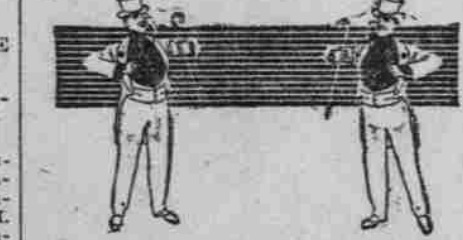
Hurruth made the ascension from the center of the business section. The trapeze caught in a tree and was torn loose.

MacVeagh to Take Vacation.

WASHINGTON, July 5.—Secretary of the Treasury MacVeagh will leave for his vacation tomorrow. It will be spent at Dublin, N. H., his summer home. On the way to Dublin, Mr. MacVeagh will stop at Phoenixville, Pa., in Chester, his native county, where he will speak on Thursday.

Coos Bay to Have Carnival.

MARSHFIELD, Or., July 5.—(Special.)—Marshfield and North Bend business men have united in the arrangements for a big carnival on Coos Bay for one week in August. An organization has been effected with the following officers: President, Mayor E. E. Straw; Marshfield, vice-president, Mayor L. J. Simpson; North Bend; secretary, R. A. Wernick; North Bend; treasurer, W. S. McFarland; of Bay.



Superiority is a question of degree. Some men are big because other men are little.

IMPERIALES CIGARETTES

excel through comparison. Of course there are others but none as good—everybody says so.

10 for 10 cents

THE JOHN BOLLMAN CO., Mfrs.

SENSATIONAL SUIT SALE

\$30 Misses' and Junior Suits at \$10.00

Your unrestricted choice of what remains of our Spring line of Misses' and Junior Suits in all the newest materials, including blue serges, made by the best manufacturers, lined with guaranteed satin or peau de cygne and values up to \$30.00.

ON SALE AT

\$10

Be on hand early and take advantage of this rare bargain-event.

CHARGE ACCOUNTS SOLICITED

EASTERN OUTFITTING CO.

Washington at Tenth Streets. THE STORE WHERE YOUR CREDIT IS GOOD.

LOGGERS, ATTENTION!

During the 4th of July Shutdown Do Not Send Your Repair Work to Us

Because instead of having a shop full of competent machinists willing to earn an honest living, we only have a "corporal's guard" of the faithful ones, the rest of them are suffering with the air-microbe. It has been in their systems for a solid month, and they are a very sick bunch, most of them still plumb luns, but some of the stronger ones beginning to sit up and take notice. Another week will find some of them able to take soft food and do a few odd chores. Others will be able to clamber up on the hand saw a little later, but some of the worst cases will never pull through.

It's All Our Fault—We Are Unfair to Union Labor

Mean devils that want them to work 9 hours out of 24, and only willing to pay an average of \$3.75 per day for steady work all the year round, under comfortable surroundings.

WILLAMETTE IRON & STEEL WORKS

PORTLAND, OREGON, U.S.A.