Despite Irregularities and Loopholes, Mayor Decides to Withhold Sale.

INSERT MADE BY DUNIWAY

Sentence Keeping Injunction From Being Permanent Written In by Klernan's Attorney-Move Is Puzzling to Officials.

Despite the fact that the Supreme Court order, enjoining the City of Port-land from delivering the Broadwaybridge bonds amounting to \$250,000, sold to the National Shawmut Bank, of Boston, Mass., through Ladd & Tilton, was trregularly drawn, so much so as to leave the city authorities in a quandary es to its meaning, Mayor Simon and City Treasurer Werlein said yesterday that they have decided to overlook the irreg-

Nowhere in the order, except in a per itten insert, which Mr. Werlein says is in the handwriting of Ralph Duniway, orney for Frank Klernan, the appellant, was there anything to show that character. Mr. Werlein does not accuse Mr. Duniway of inserting the notation, stating that the injunction would be operative till October 20, after the order had been signed and scaled by Chief Justice Moore, but his recognition of Duniway's handwriting caused him some

Duniway's handwriting caused him some perplexity.

The city officials have decided, pending a reply to a letter sent by City Attorney Grant to Salem, which letter requested a full explanation of the restraining order, to accept the pen-written insert as meaning that the City of Portland, through its representatives should appear in Salem on October 10 and show cause why the temporary injunction, which it is surmised to be, should not be continued until such time should not be continued until such time as Frank Klernan's appeal from the de-cision of the Circuit Court has been de-cided. In the event of the injunction becided. In the event of the injunction be-ing made perminent in character there is a possibility that the sale of the bonds may be held up for two years or more, as it often takes the Supreme Court that length of time to pass upon a tangled case, and the added possibility, which city authorities, however, consider re-mots, that the issue may be declared in-valid.

An answer to Mr. Grant's letter requesting an explanation from the Supreme Court is expected today. As far as the title of the restraining order is concerned no mention is made of City bers of the Masonic fraternity on the Preliminary steps having been taken, has anything to do with the delivery of the bonds. The city of Portland is mentioned, however, and Mr. Werlein has elected to consider that the mention of the city includes him as an official. He is at a lose, though, to understand why the name of Joseph Buchtel should be included in the injunction.

John Milton Hodson, ex-grand masset of the Oregon lodge of Masons and one of the most prominent members of the Masonic fraternity on the Pacific coast, founder and ex-editor of the Eugene Register, ex-deputy collection of customs for the Port of Portland and ex-secretary of the Irwin-Hodson Company, died it his home, 603 East ter an illness extending over several months and following a series of parallyle strokes. He was 71 years of age.

While Mr. Hodson was prominent in An answer to Mr. Grant's letter re

MEN'S UNION DINES FRIDAY

Sunnyside Methodist Church Scene of Big Reception.

For the purpose of inaugurating a movement to complete the new atone church, the Men's Social Union of Portland will give a reception and dinner, under the auspices of the Ladies' Ald Society of the Sunnyside Methodist Church, next Friday night at 6:30 o'clock, in Hunter's Hail, East Thirty-fourth and East Yamhill streets. This is to be a general reception to the new district auperintendent of the Portland district, Rev. J. W. McDougall, and to all pasters in the Methodist churches of Fortland, all of whom will be the guests of the union on this occasion. R. A. Booth, president of the Oregon Conference Laymen's Association, will also be a guest on that occasion, and one of the speakers.

The Social Union extends its invita-

The Social Union extends its invita-tion to any Methodist, man or woman, to attend this reception and dinner, and by so doing aid the great building project now under way by the Sunny-side Methodist Church. Osmon Royal is president of the Portland Social Union and J. W. Day, secretary.

ESTACADA HAS \$5000 FIRE Hunt and Howe Bulldings Destroyed

ESTACADA, Or., Oct. 2 .- (Special.)-Fire destroyed the two-story building of Edward Hunt and damaged the building occupied by C. H. Howe early Friday merning. The total loss is estimated at \$4000 with little insurance. Hunt's building was a two-story struc-

Hunt's building was a two-story struc-ture, the upper floor being used as a dance hall and the lower apartment be-ing occupied by a moving picture show. The fire is supposed to have come from a bonfire near the Hunt building and first started in the rear end of the moving picture show. The burning buildings were situated across the street from the Estacada Hatel, which was saved only by con-stantly saturating the roof with water. Fortunately there was no wind. C. Fortunately there was no wind. C. H. Howe occupied a shall building as a warehouse for implements, but the stock was saved. Hunt's loss was \$2500 and he carried \$1000 insurance. Howe's loss is estimated at \$2500, but it was not learned whether he carried

ERRANT WIFE IS LOCATED

Daughter III in Seattle, Father Asks Police to Find Mother.

An errant wife, whose little daughter dangerously ill with scarlet fever at sartle, was located Saturday night in South End rooming-house, by Patrol-en Helms and Shafter, who had been assigned to the quest upon the appli-cation of the deserted husband. Chief of Police Cox received a letter from G. A. Carleton, Hotel Parker, Se-attle, asking him to flud out whether a woman calling herself Mae Walker, was

fring with a man in room 47 at the foody House. Third and Jefferson treets. Carleton said that the woman ras his wife and that she was needed thome, because their daughter was it. The woman told the officers that

PROMINENT 33D DEGREE MASON AND FOUNDER OF EUGENE REGISTER IS DEAD AT AGE OF 71.



JOHN MILTON HODSON.

Man Prominent in State and in Masonry Stricken.

MANY HONOR POSTS HELD

Founder and Former Editor of Eu gene Register Devoted Much of Long Life to Fraternity. Funeral This Afternoon.

While Mr. Hodson was prominent in business and industrial affairs of Port-land and the state, it was through his Masonic connections that he became Masonic connections that he became best known. Through his work in that fraternity he became acquainted, by correspondence, with the jurisdictions in all parts of the world. He was probably the best informed man in the history of Masonry on the Pacific coast. The later years of his life were devoted almost entirely to his work for the organization which he loved.

Illness Is Contracted.

It was while serving as a member of the committee that selected the site for the present Masonic temple at West Park and Tambill streets that he con-

Park and Yamhill streets that he contracted the illness that led to the first and zubsequent attacks of paralysis.

Mr. Hodson was born near New Vienna.

O. August 24, 1829. At the age of 12 years he went with his parents to Indiana, settling near Knightstown. He attended the common schools of Indiana and completed the college course of the National University at Lebanon.

O. Until the Spring of 1872 he taught school and several times held the position of city superintendent in Indiana towns. He then purchased an interest in the Journal, of Winchester, Ind. of which paper he was for nine years the editor. years the editor.

years the editor.

He came to Gregon in 1883 and established the Eugene Register, remaining in editorial charge for four years. Disposing of his interest in that enterprise, he removed to Portland and three years later received the appointment of deputy collector of customs, which position he held until the advent of the Cleveland administration, when he resigned and purchased an interest in the Irwin-Hodsen Company. He was secretary and accountant for that firm for four years. After leaving that firm, he devoted his stication to the real estate business in which he continued until lit health compelled him to crase his activity.

Circle of Friends Wide.

In these various connections he built

In these various connections he built up a wide circle of friends and was held in high regard for his pleasing personality, his ability, and his integrity by all who knew him.

Mr. Hodson was married October 17, 1861, to Miss Martha A. Rawles, of Carthage, Ind. One of their three children, Mrs. William Muffley, of 505 East Madison street, Portland, survives, Mrs. Hodson died in 1582. He was later married to Miss Winons Coffin, of Indianapolis, who also survives. C. W. Hodson, of 1985 Thurman street, is a nephew. Mr. Hodson was not a member of any church but was educated as an Unitarian.

Mr. Hodson was made a Mason in Golden Rule Lodge No. 16, of Enightstown, March 12, 1865. Five years later he received the Capitular degrees in Knightstown Chapter No. 22, the Cryptic rite in the council of the same place, and was knighted by William Hacker commandery. Since his residence in Oregon he attained the thirty-third degree and was a member of Al Kader Temple No. 1. of the Mystic Shrine. His official relations with Masonry were almost continuous after he joined the organization. He was master under dispensation and afterward for three years, under charter of Carthage

three pears, under charter of Carthage lodge No. 175, at Carthage, Ind. Upon removal to Winchester, Ind., he affiliated with the lodge, chapter, council and commandery of that place, serving two terms as high priest of the chapter and two terms as illustrious master of the council.

Membership Is Transferred.

at home, because their daughter was ill. The woman told the officers that she would see their captain about the ferred his membership to the organizations at Eugene, which affiliations he maintained with the exception that he was a member of Washington council had a member of Washington council he agree the state of the served as high

He participated in the organisation of the grand commandery of Oregon, and after serving in nearly all the subordinate positions, was elected grand commander in 1894. He was a member of the committees on correspondence and prepared all its reports from the templar jurisdiction of Oregon. As a member of the grand chapter of the state, he attended nearly every convention since 1854. After serving in many of the minor positions, he was elected grand high priest in 180. He was chairman of the committee on correspondence of the grand chapter and for nearly twenty years wrote all its reports.

nearly twenty years wrote all its reports.

Sixteen years ago he attended his first grand lodge, serving on its committees and in several subordinate positions. He was elected grand master in 1893, and as chairman of the committee on correspondence prepared all the voluminous reports for the grand lodge. He was the only Mason in Oregon to preside over all the grand Masonie bodies of the York rite. During the years 1894 and 1896 he served as president of the grand council of the Order of High Priesthood.

At 9 o'clock this evening the Knights Kadosh will conduct public services at Scottish Rite Cathedral. The Oregon grand lodge of Masons will hold their ceremonies at the same place Tuesday afternoon at 2 o'clock and will have charge of the burial at Riverside.

ROSE CITY SAILS WITH NUMBER PERMITTED HER.

Demand for Berths on Coast Lines Will Be Even Greater When New Rates Are Effective.

Close approach of Winter has started a stampede on the part of a large number of workingmen for the South and yesterday when the steamer Rose City salied for San Francisco and Los Angeles they crowded her to the limit, many others who desired to go being turned away for want of accommodations. The Rose City carried 461 passengers, the maximum number allowed by the Gov-ernment inspectors.

ernment inspectors.

The new second-class rates from Portland to Los Angeles will go into effect on October 14, when it is expected the demand for berths will be even greater than at present. Not only has the demand for southbound berths of the cheaper class increased, owing to the approach of Winter, but much of the travel that might go by way of rail is flocking to the steamers, the first-class business of which has recently materially increased. The increased popularity of the ocean travel up and down the coast is accredited largely to the improvement of the type of vessels in use in that business this year.

former schedule.

In addition to being leaded to the limit with passengers, the Rose City yesterday carried all the freight she could stow

Redhill Comes for Lumber.

From Seattle, where she took on a part of her cargo, the British steamer Redhill arrived at St. Johns yesterday to take on lumber. After taking on a part of her cargo at St. Johns the steamer will so to Imman-Poulsen & Company's mill to complete her load, which will be taken to the Orient. The Redhill is one of the Waterhouse steamers which make regular trips into this port.

Towed up the river the French bark Hoche arrived yesterday and was an-chored in the stream.

The steam schooners Northland and Johan Poulsen, both from San Francisco, arrived with freight yesterday.

Bound for her new station in Alaska, the United States lighthouse tender Armeria sailed yesterday morning.

With both passengers and freight the steamer Breakwater arrived.

steamer. Breakwater arrived yesterday afternoon at 4:20 o'clock from Coos Bay. Being bar-bound at Tilamook, the steamer Sue H. Elmore did not arrive until last night, almost two days later than her schedule.

As no other tug was available, it was necessary to get the dredge tender Mc-Craken to tow the barge Amy Turner to Stella yesterday.

to Stella yesterday.

The steam schooler Jim Butler, which is discharging barley at the Irving dock, will sail for Tacoma Theeday to load lumber for San Francisco.

lumber for San Francisco.

Being a few hours late the steamer Geo. W. Elder will not arive until this morning. She arrived at Astoria yesterday afternoon at 4 o'clock.

For the first time in two or three years, the steam schooner Nome City is making a trip from San Francisco to Tacoms. She usually operates into this part.

Veto Will Protect Their Laws Against Repeal by Legislature, Says Nominee.

DIRECT PRIMARY UPHELD

Statutes Enacted Under Initiative Will Stand Until Voters Order

Otherwise-Affirmative Campaign to Be Made.

Jay Howerman, Republican direct pri mary nominee for Governor, left last night for Eastern Oregon to proceed with his campaign, which was opened Satur-day night with a big harmony rally at Salery

Ho will speak this afternoon at Vale and tonight at Ontario. He will make an address tomorrow at the La Grande fair. He will appear Wednesday at Baker City and Thursday at Pendleton. He will return to Portland Friday and proceed to Southern Oregon. He will speak Saturday night at Ashland. Further than that his itinerary has not yet been made out.

made out.

Before his departure last night, Mr. Bowerman went over some of the Issues he will present in his campaign. He again made clear his position with reference to the direct primary isw and Statement No. 1, saying that never as Governor would he permit repeal or amendment, except by the people, of any law placed on the statutes by the people. "The direct primary law, including Statement No. 1 and many other statutes, was enacted by the people under the initiative," said he. "These are the people's laws and should remain in full force without amendment until changed by vote

without amendment until changed by vote of the people. I shall discuss these matters wherever I appear and renew and reaffirm the written statement I have heretofore made to the press which, in substance, is that if elected Governor, I will vote and the press which in substance, is that if elected Governor, I will veto any bill which repeals or in any manner amends any statute adopted by the people.

Campaign to Be Affirmative.

"A number of the best stump speakers in the state have volunteered their sorvices in this campaign and I feel confident the Republican decirines and principles will be ably presented. Senator Malarkey, Judge Grant B. Dimick, Colonel E. Hofer, John F. Logan, Judge R. R. Butler and Judge S. A. Lowell, C. M. Idleman and others will make a number of addresses and represent the

C. M. Idleman and others will make a number of addresses and represent the party in various parts of the state. I shall make an affirmative campaign and advocate certain reforms in the administration of the state's affairs and advocate the adoption of legislation which I believe the people want. 'In the first place, I expect to present to the people the facts relative to the present method of buying state supplies. This method has been in vogue for many years and has become an agency of abuse. Under the present plan each of the seven state institutions buys its supplies separately. This results in a variation of prices amounting to as much as 50 per cent. By combining these purchases the state can save more than \$50,000 a year.

"I shall also advocate the enactment into statute of a rule I have heretofore caused to be adopted by the Banking Board, which will prevent any state bank from investing any of the bank's money, either capital or the de-posits, in the stocks or bonds of other corporations which do not have a known value and do not pay a regular and profitable interest or dividend.

Service Commission Advocates.

which I shall present to the people will be a plan for a public service commis-sion; that is, a commission similar to the New York commission, which will

sion; that is, a commission similar to the New York commission, which will have full power and authority to regulate the corporations dealing in gas, electric light, electric current and operating streetcar systems. There is just as much reason for the regulation of these concerns as there is for the regulation of these concerns as there is for the regulation of these toncerns as there is for the regulation of the railroads. More people are directly affected in their personal affairs by the public service corporations in the cities and towns than are directly affected by the railroads and they are entitled to the same protection.

"A statute should be passed by the next Legislature creating such a commission or enlarging the powers of the Railroad Commission so that all the affairs of these concerns and all of their intricate dealings with the public may be regulated fairly between themselves and the public. The question of the character of service rendered, compensation charged and other complaints generally, should be submitted to this tribunal. The New York Public Service Commission is giving good satisfaction to the people of that state and there is no reason why the same protection and redress as is accorded the people of the Empire State.

Stock Watering Reprehensible.

Stock Watering Reprehensible.

"An important feature of this statute I shall recommend will be a right of the commission to control the issue of stocks and bonds. This should be done in order to prevent the watering of corporate stock. Under the law, public service corporations are entitled to charge rates which will pay operating expenses and interest on dividends upon the money invested, and the money invested is measured by the amount of the bonds and stocks outstanding. It has frequently occurred that bonds have been sold and stocks issued far in excess of the value of the property. This Public Service Commission should be given authority to regulate the issuance of these stocks and bonds so that the public will not be compelled to pay interest upon mency which was never invested in the enterprise.

"I shall advocate the passage of a law sutherizing the employment of convicts

"I shall advocate the passage of a law sutherizing the employment of convicts upon the public highways. Oregon is sorely in need of improved highways. By providing a method for working convicts on the roads they will not enter into competition with other labor even to the extent they do now, and they will be rendering to the state and communities a great benefit by giving us better roads. Other states have been able to use convicts upon the roads to good advantage and Oregon may well follow this course. The more healthful conditions and pleasant surroundings which the convicts will enjoy upon the roads will be an incentive to good behavior.

"The present system is expensive to

to good behavior.

"The present system is expensive to the state and unpleasant for the convicts and their work in the foundry is in direct competition with outside labor. By a statute permitting the convicts to work on the road this competition will be removed and the state in time will secure a system of good roads. Of course, the convicts cannot build all of the good roads we need, but this statute will be a movement in the right direction and when once a few good roads are secured the demand of the public for more of them will be sufficient to cause the improvement we as much desire.

"The situation throughout the state is

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most satisfactory," he concluded. "Th most satisfactory." he concluded. "The reports from the various parts of the state are all to the effect that the Republicans are standing squarely behind the ticket they nominated at the primaries and are opposing strenuously the efforts of the political machine, headed by Senator Bourne, to dismember the party and secure the election of some of our political opponents."

THIS WEEK TO SEE FIRST LEAGUE GAME OF 1910.

Popularity of British Isle Sport Such as to Lead to Big Boom This Year.

Socoer, or association football, will be ushered in next Saturday with the first league game of the season between the Oceanics and the Multnomah Amateur Athletic Club teams on the Catholic Young Men's Club Field, Williams avenue and Morris street. The East Side field has been engaged for all the games this

Only four teams are entered in the Only four teams are entered in the league this year. These are the Portland Cricket Club, National Football Club, Oceanies Football Club and Multnomah Amateur Athletic Club.

Next year soccer will probably not begin until after Thankagiving day, after which Multnomah yield will be available. Multnomah Field is the regulation size

for soccer.

The Multnomah Club is at present champion of Oregon.

In arranging the schedule for this

in arranging the scoedule for this year's play the committee decided to leave enough open dates that any of the high schools or colleges or other outside teams that desire to do so might arrange games with the local team without having the dates conflict with the regular contests. Following is this year's

October 16-Nationals versus October 22-Cricketers versus October 29-Oceanics versus

Following these games will come tional games between teams representing England, Scotland and United States.

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From Ainsworth Dock, Portiand 4 P. M.
From Ainsworth Dock, Portiand 4 P. M.
S. Rose City Oct 9. Beaver 14, Bear 18.
From San Francisco northbound, 12 M.
S. Beaver Oct, S. Bear 13, Rose City 13.
From San Pedro northbound
S. Bear Oct, 11, Rose City 16, Beaver 21,
H. G. Smith, C. T. A., 142 Third St.
J. W. Ransom, Agent, Ainsworth Dock,
Phoces: Main 402, 286; A 1402.

San Francisco, Los Angeles and San Diego Direct North Pacific S. S. Co.'s S. S. Roanoke and S. E. Ender and every Wednesday at 6 P. M. Ticket office 132 Third at., near Aider.

MARTIN J. HIGLET, Passenger Agent, W. H. SLUSSER, Preight Agent.

Phones M. 1514, A 1314.

O. R. & N.

Leaves Portian daily except Saturday at 5.00 P. M. Makes all way landings. Arrives at Astoria at 6.00 A. M. Leaves Astoria call, except Eunday, at 7.00 A. M. Arrives Portiand at 5.00 P. M. Makes direct consection with attacks. National for Megier, Ilwaco, Long Beach, and all points on the liwaco Railroad.

\$5.50 Per Ton Delivered to Your Address in Portland

Best Grade Lump Coal

A few days ago the Pacific Coal & Gas Company advertised that they would sell 900 tons of their BEST GRADE LUMP COAL AT \$5.50 PER TON, DELIVERED IN PORTLAND, FOR ADVERTISING PURPOSES ONLY, stating also that a check or cash must accompany each order, and that ONLY TWO TONS WOULD BE SOLD TO EACH CUSTOMER AT THAT PRICE. We now wish to announce that we have sold 810 tons out of the 900 we agreed to sell at that price. We are making our deliveries to those who have ordered the coal, and a great many of them have voluntarily called at this office, or telephoned, that they were exceedingly well pleased with the quality of the coal.

If you wish to take advantage of two tons of the remaining amount, you will, naturally, have to act at once, and please remember that we will only sell two tons to each customer, and that the CHECK OR CASH MUST INVARIABLY ACCOMPANY EACH ORDER, for the reason that we are selling this coal at what it costs us to mine and deliver it to you.

We have our own mines and are merely advertising with this lot of 900 tons that we may very quickly get 450 coal users in Portland. We know that when you once use this coal you will continue to do so, and please remember that we will always be under the other fellow's price on the best grade lump coal.

If you will call at our offices we shall be glad to show you samples of the coal, together with some letters from those who are now using our coal in Portland.

Pacific Coal & Gas Company

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HAMBURG-AMERICAN

Pleasure Cruises

Superb Cruises this Winter, leaving New York for the Orient Jan. 28, to the West Indies, Jan. 24, Feb. 25 and March 28, to South America, Jan. 21, and two Grand Cruises Around the World, leaving New York Nov. 1, 1911; leaving

San Francisco, Feb. 17, 1912.

GIBRALTAR, NAPLES, GENOA S. S. MOLTRE, ... October 5, 11 A. M. 45 S. CINCINNATI, Nov. 3, and Jan. 5. 48. S. BATAVIA Nov. 15 and March 7. 48. S. CLEVELAND ... Dec. 6.

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