

# RECEIVER SELLS DESCHUTES LAND

## Property of Irrigation and Power Company Is Sold for \$33,000.

### BOND ISSUE DEBT \$450,000

#### Investment for Ditches Is Placed at \$2,500,000 — Protest Against Sale Will Be Made in Federal Court Today.

After advertising the sale on the public bulletin boards at the Courthouse, the Burnside bridge and Steel bridge, Receiver C. M. Redfield yesterday reported to the United States Court that on October 4 he had sold the personal property of the Deschutes Irrigation & Power Company to Jesse Stearns and L. G. Addison for an aggregate of \$33,000. Realty belonging to the concern was advertised in an obscure weekly publication at Redmond, Crook County, Or., and on October 7 at the Courthouse in Prineville. It was sold to the same people for \$12,000. The total assets of the irrigation company, upon which reorganization of the concern is predicted, are therefore \$45,000.

Against this cash bid there is an indebtedness of approximately \$450,000, on account of the bond issue secured by the first mortgage given by the company, and an investment of approximately \$2,500,000 for the construction of the ditches, laterals and purchase price of the lands.

Of that total of indebtedness R. S. Howard, Jr., is the representative of bonds to the par value of \$25,000, which were purchased of the officers of the company upon the security of the first mortgage.

#### Stockholders Left in Cold.

In the report of the receiver it is set out that he has "received \$1891.30 for the benefit of the R. S. Howard bonds." A careful estimate of those figures, compared with the total of the bonds indebtedness, reveals the fact that the receiver must have received the sum of money named as a pro rata apportionment of the proceeds of the sale as reported. The sum of \$1891.30 represents the exact interest the R. S. Howard, Jr., bonds bears to the entire bonded indebtedness.

In the report no provision is made for a pro rata division of receipts among the stockholders and the smaller bondholders, with one exception. It is pointed out that there are more than 700 stockholders in the concern who are not cared for under the report of the receiver.

When the United States Court convenes this morning, W. C. Bristol, attorney for R. S. Howard, Jr., will be present and will present a protest against confirmation of the sale of the property, which will raise a number of new questions in the litigation.

The first point will be an adjudication of the value of bonded indebtedness, as it secures first mortgages. It will be contended that the decision of Judge Bean in the former hearing attacks the vital principle of securities, affecting not only the bonds in question, but the bond issues of the entire Western country.

**Land Board Interested.**

Another issue relates to the attitude which the State Board of Land Commissioners may take regarding the entire program.

Attorney-General Crawford is on record as of opinion that the rights of the people do not pass with a judicial sale. In other words, a sale of property in which the rights of the people of the state are concerned cannot be impaired by any litigation which involves the question of fulfillment of a contract with the state.

The Deschutes Irrigation & Power Company is a corporation operating under the provisions of the Carey Act, and is not subject to the provisions of the Carey Act. The company issued first mortgage bonds to the extent of \$450,000 and sold them to residents of the vicinity of Columbus, O. In March of this year L. G. Addison appeared in the United States Court and asked for a receiver on the grounds that the company was insolvent and failed to meet its payments of interest on the bonds, and charging that the company had been mismanaged. After a receiver had been appointed by the court, R. S. Howard, Jr., appeared in the case and asserted that he had never been consulted in the matter, but as the owner of \$25,000 of the bonds he wished to make inquiries. He charged that if the management had been sufficiently unbusinesslike to warrant a receiver, there was ground to ask for a special intervention.

On the hearing of the case the court ruled that Howard had allowed his time for intervention to lapse, but that he could intervene in the distribution of the proceeds of the sale.

**Bristol to Keep Up Fight.**

On the returns made by the receiver the Howard bonds will realize but \$1891.30 as their pro rata of the sale. "I am fighting for the principle that a bonded indebtedness should be the first care of the courts," said Mr. Howard last night.

Mr. Bristol asserted without equivocation that he would carry the litigation to the highest court of the United States.

An effort to secure the opinion of Attorney-General Crawford resulted in the statement that Oregon has always regarded contracts of the nature of those of the Deschutes Irrigation & Power Company under the Carey Act, as non-assignable. Attorney-General Crawford is of the opinion that the rights of the public do not pass with a judicial sale. The state has never been consulted with reference to the sale made by Mr. Redmond, and it is believed that the State Land Board will intervene in the case when the time comes.

**BAPTISTS TO MEET TODAY**

Oregon Delegates to Convene at White Temple.

Delegates from all parts of Oregon will assemble at the White Temple today to participate in the annual state convention of members of the Baptist denomination. The sessions will continue for several days and will call for the transaction of much important business.

Dr. C. A. Woody, of Oakland, Cal., general superintendent of home missions west of the Rocky Mountains, and Dr. B. I. Whitman, of Seattle, pastor of the First Baptist Church at Seattle, will be among the speakers. Local pastors and laymen as well as visitors from other parts of the state will also address the meetings.

The preliminary sessions in connection

# DID PECK PROPOSE?

## Columbia ex-Professor's Scandal Awaited.

### WOMAN NOW IN LIMELIGHT

#### Complainant in Breach of Promise Suit Against Educator Says Latter Proposed Marriage Standing, Not on Knees.

NEW YORK, Oct. 17.—(Special)—Did Professor Harry Thurston Peck, deposited by the Columbia University

# EASTERN PROFESSOR AND HIS FAIR ACCUSER, TELLING COURT HER STORY.



Miss Quinn, Testifying in Court. Harry Thurston Peck.

# PACIFIC MAIL IN RACE

## BATES & CHESBOROUGH LINE TO HAVE COMPETITION.

### Seattle-New York Steamship Route to Find Isthmian Railroad as Connecting Link by Land.

NEW ORLEANS, La., Oct. 17.—(Special)—That the Pacific Mail Steamship Company is planning to establish a line of steamers which will operate from Seattle to New Orleans and New York, a railroad furnishing the connecting link over the Isthmus of Panama, was the information received in New Orleans Monday morning.

The Pacific Mail is closely allied with the Southern Pacific and the proposed new line will be operated in competition with the Bates & Chesborough service which has been already started. The Pacific Mail has been running steamers from Seattle and San Francisco to the west coast of Panama for many years, and it will not require much time for the Southern Pacific to put vessels into commission on the eastern side.

It was generally expected that the Pacific Mail and the Southern Pacific would oppose the Bates & Chesborough line, as the latter will obtain business which otherwise would be hauled across the Continent by either the Southern Pacific or one of the trans-continental lines which cross the country further north.

# TAFT VISITS VANCOUVER.

VANCOUVER, Wash., Oct. 17.—(Special)—William Taft, not president of the United States, however, came to Vancouver today from Ellsworth, where the E. L. French prune packing establishment is making preparations to close for the season in a few days.

# OREGON PIONEER OF 1860 PASSES AWAY IN THIS CITY.

Mrs. Emma F. Cochran, who died in this city October 12, after many years of lingering illness, which caused her to lose her sight six years ago, was born in Clark County, Missouri February 4, 1852. She moved to Oregon with her parents, crossing the plains in 1859 with an ox team, arriving in Oregon September 11 of the same year. She settled in Woodburn. She was a daughter of the late Benjamin Brown, of Woodburn. She was married to E. A. Cochran in 1877 at that place.

She is survived by her husband, five sisters and five brothers: Mrs. D. A. McKee, of Portland; Mrs. E. E. Robbins, of Woodburn; Mrs. E. Baker, of Long Beach, Wash.; Mrs. Whitney, of Palouse, Wash.; Mrs. G. W. Whitney, of Woodburn; A. R. Brown, of Klamath Falls; W. B. Brown, of Parkersville; H. B. Brown, of Woodburn; S. B. Brown, of Silverton; J. Brown, of Willows. The funeral services were conducted in Portland by Rev. Benjamin Young from Holman's chapel. Interment was in Rose City Cemetery.



Mrs. Emma F. Cochran.

# ROAD TO MEXICO TALKED

## SALEM HIGHWAY ENTHUSIASTS DISCUSS HUGE PLAN.

### Prominent Experts of Marion County Favor Proposal—Judge Bushey Addresses Gathering.

SALEM, Or., Oct. 17.—(Special)—The first meeting to be held in Oregon for the promotion of a highway from Washington to Mexico along the Pacific Coast was held here tonight. Frank M. Fretwell, of Seattle, secretary of the Pacific Highway Association, outlined the plan to the Marion County road enthusiasts. Considerable encouragement was given to the plan, J. H. Albert, president of the Oregon State Automobile Association; County Judge Bushey, A. E. Hofer, J. L. Stuckson and others expressing themselves in favor of it. The subject will be taken up with the Salem Board of Trade and commercial bodies throughout the county.

Judge Bushey also outlined some of his proposed improvements, including a county road from Salem to Silverton, from Silverton to Stayton and the establishment of a system to patrol roads.

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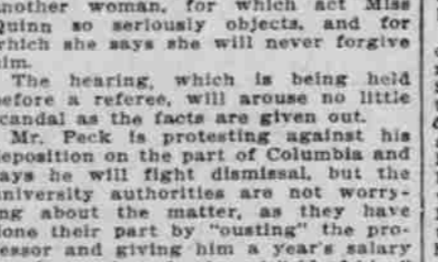
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# East Side Merchants Grand Opening Tonight

7:30 to 9:30, Music Everywhere. Many Stores Will Have Orchestras and a Band Will Parade the Streets Today Is the Second Day of the Great Co-operative

# East Side Trade Building Week

And East Side merchants invite you to come out tonight and enjoy a pleasant evening as their guests. No goods will be sold.

**SPECIAL VALUES WILL BE GIVEN EACH DAY THIS WEEK BY ALL EAST SIDE MERCHANTS**

Who are particularly interested in demonstrating the wonderful growth of business on the East Side and in making our East Side Trade-Building Week mutually profitable.

# East Side Business Men's Club

# AUTHORESS IS DEAD

## Julia Ward Howe's Long Life of Philanthropy Ended.

### SUFFRAGISTS LOSE LEADER

#### At Age of 91, Author of "Battle Hymn of Republic" Passes—Good Works Started by Husband Followed Out by Widow.

MIDDLETOWN, R. I., Oct. 17.—Julia Ward Howe is dead. Bowed under the weight of years, she passed peacefully today to an attack of pneumonia at her summer home here. The funeral will be held at the Church of the Disciples, Unitarian, in Boston, Thursday.

Those who knew her said that Mrs. Howe's unflinching optimism was the great source and support of her manifold activities. Born in a cultivated home in New York City and educated with care, she early showed a remarkable avidity for study and superior literary tastes.

She was but 23 years old when she came to Boston and met Dr. Samuel Gridley Howe, the great philanthropist, and two years later they were married.

From that time until Dr. Howe's death in 1883 this remarkable couple showed never-tiring co-partnership of activity in all things making for the uplift of mankind.

After her husband's death Mrs. Howe continued her work by pen and voice for many a worthy cause up to the very end. She had shared her husband's labors for the Greeks in their struggle for independence; she had assisted him in his anti-slavery work and fired the Nation with her "Battle Hymn of the Republic"; she had joined heartily in the crusade for woman suffrage; then in the last year of her life she pleaded the cause of the little children by participating in a public hearing at the statehouse and urging that action be taken to insure pure milk for the infants.

Mrs. Howe was the author of many poems, of which she had published several volumes, and of many prose works. Her works included volumes recounting her travels with her husband in Greece and Cuba.

Mrs. Howe leaves four children, Mrs.

Florence Howe Hall, a prominent woman suffragist; Mrs. Laura E. Richards, an author; Mrs. Maud Howe Elliott, wife of John Elliott, the artist; and Professor Henry Marion Howe, professor of metallurgy at Columbia University.

Salem Pioneer Is Dead.

SALEM, Or., Oct. 17.—(Special)—

# BABCOCK ELECTRIC



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**Better BAKING at less COST**

25 OUNCES FOR \$1.00

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# Afraid of Ghosts

Many people are afraid of ghosts. Few people are afraid of germs. Yet the ghost is a fancy and the germ is a fact. If the germ could be magnified to a size equal to its terrors it would appear more terrible than any fire-breathing dragon. Germs can't be avoided. They are in the air we breathe, the water we drink.

The germ can only prosper when the condition of the system gives it free scope to establish itself and develop. When there is a deficiency of vital force, languor, restlessness, a sallow cheek, a hollow eye, when the appetite is poor and the sleep is broken, it is time to guard against the germ. You can fortify the body against all germs by the use of Dr. Pierce's Golden Medical Discovery. It increases the vital power, cleanses the system of clogging impurities, enriches the blood, puts the stomach and organs of digestion and nutrition in working condition, so that the germ finds no weak or tainted spot in which to breed.

"Golden Medical Discovery" contains no alcohol, whisky or wrapper. It is not a secret nostrum but a medicine of known composition and with a record of 40 years of cures. Accept no substitute—there is nothing "just as good." Ask your neighbors.

George Townsend, 58 years, who crossed the plains in 1864, died here today. He had been a resident of Salem 40 years, coming here when he was 18 years old.

Harris Trunk Co. for trunks and bags.



# PORTLAND-SEATTLE SPECIAL

A deluxe train of commodious up-to-date coaches, smoking car, dining car and parlor-observation car.

**FAST-COMFORTABLE**

South Bound	Seattle	Round Trip
lv 8:00pm	Ar 8:00am	\$5.00
lv 8:30pm	Tacoma	lv 3:45pm
lv 7:00pm	Centralia	lv 1:30pm
lv 7:15pm	Chehalis	lv 1:40pm
lv 9:55pm	Vancouver	lv 10:45am
lv 10:30pm	Portland	lv 10:10am

**Northern Pacific Ry**

Tickets: Portland, 255 Morrison St.; Tacoma, 915 Pacific Ave.; Seattle, 1st Ave. and Vester Way.

"Service that Sets the Pace"



USE POSLAM FIRST

For Any Skin Disorder—Marvelous Results Are Quickly Seen.

Poslam appeared to Mr. George Perkins, Providence, R. I., to be high priced. "But he writes, 'I thought to myself there must be something good about it or it would not be that price. Its effect was marvellous. I had a disease all over my body; in two weeks I was a new man; not a blemish or a pimple on my body.'

Poslam is now universally used for all skin disorders because it actually bears out the claims made for it in stopping itching at once, healing quickly and restoring the skin to normal condition. Use poslam first in preference to anything less dependable for any form of eczema, acne, tetter, salt rheum, piles, barbers' and all other forms of itch, and, as well, for clearing the skin of minor blemishes, such as pimples, rashes, red noses, inflamed skin, etc. Poslam is sold in two sizes (trial, 50 cents; regular jars \$2) by all druggists, particularly the Owl Drug Co. For free sample write to the Emergency Laboratories, 32 West Twenty-fifth street, New York City.

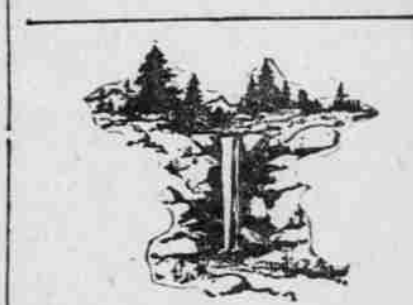
# ASTHMA

## INSTANTLY RELIEVED OR YOUR MONEY BACK

### DR. R. SCHIFFMANN'S ASTHMADOR

Is Sold by All Druggists on a Positive Guarantee to give instant relief in every case of Asthma, no matter how violent the attacks or obstinate the case, or YOUR MONEY WILL BE REFUNDED by the Druggist if you bought the package, without any question.

R. Schiffmann Co., Pennington, St. Paul, Minn.



The best rye in the field



That's the combination that produces such perfect purity, flavor and quality in

# LASH'S

## KIDNEY & LIVER BITTERS

CURES DYSPEPSIA.