



BAR UPON BRIDGE BONDS IS REMOVED

Renewal of Injunction Refused at Salem.

KIERNAN SUIT FALLS FLAT

Supreme Court Orders Immediate Hearing on Merits.

ARGUMENT IS UNDER WAY

City Is Now Free to Dispose of \$250,000 Issue as It Sees Fit. Early Decision in Case Is Now Expected.

SALEM, Or., Oct. 20.—(Special.)—The city of Portland is now free to dispose of the \$250,000 Broadway bridge bonds in any way that it pleases and at any time that it pleases.

Justice Eakin refused late this afternoon to grant an application for a renewal of a temporary restraining order prohibiting Portland from selling the bonds and dissolving the restraining order that has been in effect for several days and which was to have expired at 5 o'clock this afternoon.

For more than an hour arguments were made by Ralph R. Dunway, representing Frank Kiernan, and lawyers representing the city.

Restraint Is Removed.

Justice Eakin was called upon to decide upon this phase of the question, inasmuch as he granted the temporary restraining order and has been assigned to the case by Chief Justice Moore. Dunway early in the day had made application for a renewal of the order until such time as the court made final disposition of the case on its merits. With the quashing of this application Portland is now free to dispose of the bonds.

The original suit, which was lost by the appellants in the Multnomah County Circuit Court, when Judge George H. Burnett was sitting to assist in catching up on tardy business, carries no restraining order with it and in no way affects the sale of the bonds, providing the purchasers are willing to face the pending litigation. This the prospective purchasers have agreed to do.

Original Suit Futile.

Mr. Dunway offered the contention before the justices that if a temporary restraining order were not granted and the City of Portland sold any of the bonds, no matter to what amount, the case on its merits now pending became a dead issue and the appellants were without any recourse whatsoever.

Case Argued on Merits.

Arguments were then begun relative to the restraining order. Attorney Dunway continually entered into the merits of the case in his argument and the whole bench objected.

Case Argued on Merits.

"If that is the case," Dunway finally said, "I am ready to argue the matter on its merits." The court immediately directed that this be done, after City Attorney Grant had said that he was desirous of doing the same thing. Dunway desisted somewhat to this form of procedure, but Chief Justice Moore insisted that the question be immediately taken up on its merits and arguments were resumed. They probably will continue through a large part of tomorrow.

Case Argued on Merits.

Dunway spent the greater portion of the day in presenting his arguments, which are principally an attack on the regularity of the proceedings of the Council in issuing the bonds and of the bond election itself. Attorneys for the respondents include City Attorney Grant, Assistant City Attorney Benbow, Charles W. Fulton, M. L. Pipes, M. G. Munly and H. H. Riddell.

Case Argued on Merits.

It is probable, owing to the court's action in advancing this case, that an opinion will be submitted next Tuesday morning on the entire question. City Attorney Grant is exceedingly optimistic over the outcome.

Case Argued on Merits.

"The strongest feature in the whole case to me," he said, "lies in the attitude taken by Eastern bond attorneys. One of the leading firms has passed on the bond issue and declared it perfectly legal in the face of all opposition and in the teeth of pending litigation. Under

GIRL DISAPPEARS ON WEDDING EVE

DISTRACTED FIANCE'S SEARCH OF NO AVAIL.

Miss Elizabeth Hopkins, Attractive Tacoma Woman, "White Slave" Traffic Victim, Is Fear.

TACOMA, Oct. 20.—For three days the police of Tacoma have been quietly investigating the peculiar disappearance of Miss Elizabeth Hopkins, an attractive young woman, who suddenly left her lodgings in a local hotel the day before she was to have been married and who, it is feared, has become a victim of "white slave" traffickers.

The young woman was last seen on the evening of October 8, when a telegram was delivered to her at her room, from her fiancé, a young freight clerk named Woods. The wedding was to have taken place the following day.

Woods came to Tacoma from Morton, a small town south of Tacoma, where he is employed by the Tacoma & Eastern road and was astonished to find that his promised wife had left the night before.

Case Argued on Merits.

He began a search for her, visiting Seattle and Everett, and finally notified her father, who lives on the Tacoma & Eastern in the Big Bottom country. The father came to Tacoma last Saturday night and has been conducting a vigorous search with the aid of the police.

Case Argued on Merits.

WALLA WALLA, Oct. 20.—Forsaken by Mars, two of Walla Walla's young men have been cheered by Cupid; and one of them was this afternoon solaced at Hyman's altar.

Tom Windus and "Young" Hess fought a ten round go here Sunday and Windus was worated by his larger opponent, but despite his defeat at fistica in the game of hearts he was better player and today he was married to Miss Lulu Wilcox of this city.

Case Argued on Merits.

In the preliminaries to the Hess-Windus fight two young men who had asked the privilege of fighting to decide who should have the hand and heart of the girl for whom they were rivals. She had promised herself to the best man, but "Buzz" Parris failed to show up, and Clyde Berry had to fight an unknown, who kicked him.

Case Argued on Merits.

The unknown said he did not care to enter the race for the girl, however, and the defeated man was given a clean field. It is understood he will follow the example of Windus soon.

AUTHORESS \$4500 RICHER

Late Julia Ward Howe Had Property Near Olympia Since War.

OLYMPIA, Wash., Oct. 20.—(Special.)—W. E. Lindley filed a petition in the Thurston County Superior Court today asking for letters of administration in the estate of Julia Ward Howe, the woman who wrote the battle hymn of the Republic. In the petition it is set forth that Julia Ward Howe has owned 200 acres of land near Tumwater just north of Olympia since the Civil War and which now has a value of \$4500.

Mr. Lindley states that he has acted for years as the Olympia agent for Mrs. Howe and that as no relatives live in Washington he is the proper person to administer the estate. Judge Mitchell set Monday, October 23, as the time for the hearing on the application for the letters. It was not previously known that the deceased authoress had property so near to Olympia.

CO-ED BAN IS ON TAXI

Fair Washington University Students Also Bar Function Bouquets.

UNIVERSITY OF WASHINGTON, Seattle, Wash., Oct. 20.—(Special.)—The co-eds have partially signified their intention this year to walk to all social functions, in preference to resorting to the taxicab as their conveyance. Therefore all of the taxicabs and choice auto fowers for the co-ed at the university are a thing of the past.

The first event of the year as an all-university function will be the varsity ball, at which there will be an absence of these former features.

Case Argued on Merits.

At the commencement of the year President Kane in his annual address spoke of excesses in university functions and advised the students to be economical.

PITTSBURG FACES STRIKE

Streetcar Men Empower Committee to Call Walkout at Will.

PITTSBURG, Oct. 20.—By a vote of 1921 to 715 it was announced today the streetcar men have voted to empower the executive committee of their union to call a strike against the Pittsburgh Street Railways Company if the company persists in what the men declare to be a discrimination against union men.

The immediate cause of dissatisfaction is the discharge of 169 men.

ELKINS NOW IMPROVING

Rest Cure Proving Efficacious for West Virginia Senator.

ELKINS, W. Va., Oct. 20.—Senator Stephen B. Elkins, who has been ill at his home here all summer, was reported today to have improved slightly and to be in better condition than at any time during the last week.

The physicians express satisfaction that the rest cure he is taking will restore him to health within a few months.

HETLING CASE IS SENT UP HIGHER

Portland to Have Two Teams Next Year.

WAIVER RULE IS ADOPTED

Expected Fireworks Meeting at League Meeting.

ACCEPT WALTER'S DENIAL

In Passing McCredie's Appeal Along to National Commission Coast Magnates Express Confidence in Judge Graham's Ruling.

WHAT THE COAST LEAGUE DID.

Expressed its confidence in the decision of Judge Graham in the Gus Hetling case and adopted a resolution authorizing the National Commission to hear the appeal that will be submitted by Judge W. W. McCredie, of the Portland club.

Adopted a waiver rule by which players must be offered to other clubs of the league before being disposed of outside of the league.

Walter McCredie denies in toto interview in which he charged Coast League directors with being crooked and denial is accepted by the league directors.

Portland allowed permission to put a second club in Portland in the Northwest League for the season of 1911, with the understanding that the Northwestern League schedule must be secondary to that of the Pacific Coast League.

Annual meeting of Pacific Coast League set for Thursday, November 3, at which time schedule suggested by Cal Ewing will be discussed and officers elected.

BY HARRY B. SMITH.

SAN FRANCISCO, Oct. 20.—(Special.)

Far from being the bery affair that was expected, the special meeting of the Coast League tonight at the St. Francis Hotel was decidedly conservative, and the expected outburst on the part of Judge McCredie, owner of the Portland club, was not forthcoming.

McCredie, as was expected, announced his intention of appealing in the Hetling case, but the league directors ruled it was not a case for them to decide.

In informal style they sustained the decision that had been given by Judge Graham forfeiting three games to Oakland as against Portland, but at the same time a resolution was adopted authorizing the National board of the National commission to investigate the merits of any appeal that Judge McCredie may decide to make in the case. As explained by Danny Long, this was done for the purpose of giving the McCredies a standing in court. It was thought that the National board, without this resolution from the Pacific Coast League,

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The Weather. YESTERDAY'S—Maximum temperature, 63 degrees; minimum, 47 degrees. TODAY'S—Fair; northwesterly winds. Foreign. Dr. Hawley H. Crippen takes stand in own defense. Page 7. Steamer Olympic, largest in world, launched at Belfast. Page 3. National. Spokane census report to be given next week. Page 2. Politics. Darrow receives warm welcome at Roseburg. Page 14. Federal judgeship may bring harmony to Washington Republicans. Page 1. Bowserman enthusiastically received in Linn County. Page 5. Professor Woodruff, of Cornell, calls Roosevelt liar and offers to prove it. Page 4. Democratic revolt to be voted again tonight at Sunnyside. Page 14. Domestic. Wife chases husband around world for two years and he asks divorce. Page 1. Early developments in dynamiting case is promised at Los Angeles. Page 6. One balloon in international race is thought to have traveled 1200 miles. Page 6. Legislative investigators drop race track bill, bring charges for day. Page 10. Dr. Bennett still dies at his home in New York. Page 2. Worst Florida Coast storm in history counts 12 known deaths. Page 7. Five new Episcopalian bishops named; one vacancy filled. Page 18. Y. M. C. A. raises \$100,000 to extend work to other countries. Page 4. Sport. Hetling case passed along to National commission. Portland gets team in Northwestern League. Page 1. Pacific Coast League results: San Francisco 0, Portland 3; Sacramento 3, Oakland 0; Vernon 2, Los Angeles 0. Page 11. Athletics may clinch world's baseball championship, says Fielder Jones. Page 10. Philadelphia takes third game in world's ball series by score of 12 to 5. Page 10. Hill Military Academy prepares to meet Seattle school on gridiron Saturday. Page 11. Pacific Northwest. As one indictment against Dr. Peacock is dismissed, he is arrested on new one. Page 1. T. H. Evans has bid for franchise of Salem-Stayton line. Page 8. Tacoma girl disappears on eve of wedding. Page 1. Cheater Blaine testifies he shot James Sylvia in fear of life. Page 6. Commercial and Marine. British Government's report on English wheat prices at Chicago. Page 23. Steel stock sells at highest price since last June. Page 23. Steamer Golden Gate breaks with Longshoremen's Union. Page 22. Cattle in demand in Portland market. Page 23. Portland and Vicinity. Fifty policemen timing automobiles find that most drivers exceed speed limit. Page 15. Chief employer who insulted girls is sentenced to serve three months on rockpile. Page 15. Saloons declared by member of Oregon Baptist Conference to control The Dalles. Page 17. Howard A. Guilford, accused of bribery, testifies detective censored messages to him. Page 15. Transportation will be discussed at open meeting tonight at Commercial Club. Page 15. Attorney Fitzgerald delivers scathing arraignment of Webb. Case for jury today. Page 16. Supreme Court refuses to renew injunction against sale of Broadway bridge bonds. Page 11. Portland real estate men dine at Commercial Club. Page 15. Bogus sleuth didn't wed, so lands in jail. Page 16.

5 UNIONISTS ARRAIGNED

Tobacco Workers Charged With Conspiring to Restrain Workmen.

TAMPA, Fla., Oct. 20.—The five members of the joint advisory board of the Tobacco Workers' Union were arraigned today on the charge of conspiring to restrain workmen from seeking employment. Two pleaded not guilty, the others waiving examination. All were held for trial in the criminal court.

All members of the board will be placed on trial next Monday on the charge of being accessories to the murder of J. F. Esterling, a bookkeeper, who died after being shot by strikers.

PEACOCK IS FREED; THEN REARRESTED

New Indictment Is Surprise to Defense.

Charge Is Same As Before

Object of Move Is to Quash Entanglements in Case.

Affair Political Issue

As First Indictment Is Dismissed, Friends Rush Forward to Congratulate Physician, When Sheriff Serves Fresh Papers.

ASTORIA, Or., Oct. 20.—(Special.)—Released on his own recognizance and the indictment against him dismissed on motion of the Prosecuting Attorney, after his own lawyers had failed to have it quashed and his bondsmen had surrendered him to the Sheriff, Dr. Fred Peacock saw liberation ahead and the passing of the odium of accusation today, just as he was rearrested on an entirely new indictment charging him with manslaughter, for the death of Madeline Longstake. He was later released on \$1000 bonds, to appear at the preliminary hearing.

These startling, kaleidoscopic events, bearing upon the fate of the doctor, followed one another in quick succession in the Superior courtroom in the little town of Cathlamet, Wash., near here, where the charge against the physician, who is accused of causing a girl's death by performing a criminal operation, has been the sensation of months, and has even become an issue in a political campaign.

Dismissal Is Denied.

When Judge Rice opened court this morning, Dr. Peacock and his attorney, E. S. McAllister, of Portland, were prepared to hear him dismiss the original indictment, for which move Mr. McAllister made an elaborate appeal yesterday, on the ground that the Supreme Court of the State of Washington, in remanding the verdict in the first trial, which was for conviction, back to the lower court, directed the case to be retried within 60 days and that this provision had been violated. Judge Rice had taken the motion under advisement over night and denied the motion and directed that the case be called for immediate trial.

Doctor Is Surrendered.

Dr. Peacock's bondsmen, at this juncture, surrendered him and he was given to the custody of the Sheriff. The defense then secured a writ of habeas corpus, securing the release of the prisoner, at which John F. Logan, of Portland, associated with Prosecuting Attorney.

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COURT SEES END OF WIFE'S CHASE

MAN ASKS DIVORCE FROM WOMAN WHO FOLLOWED HIM.

When Husband Spirited Child Away From Australian School, Spouse Trails Him Two Years.

LOS ANGELES, Cal., Oct. 20.—(Special.)—Chased around the world for two years by his wife, who sought possession of their 11-year-old son, Charles, whom he spirited away from a boarding school in Australia, Charles Edward Reeves has been brought face to face here with his angry spouse, Lydia Maude Reeves, and is so wrought up over the incident that he has brought suit for divorce, charging the woman with cruelty.

Judge Covert is hearing the testimony in the case, which opened this morning. In both the complaint and in a cross-complaint filed by Mrs. Reeves, cruelty is charged. The man wants divorce and all that the woman asks is maintenance and the custody of the child.

In the woman's chase the husband made a last stand in Los Angeles and his wife, her funds exhausted, was obliged to tarry in Seattle. She took a clerical position to earn money with which to make the journey here and demand her son.

They were married in Johannesburg, South Africa, in 1897. Later they lived in England, then in Australia, later in New Zealand, the final setting of the drama being staged here. Every quarter of the globe is represented by depositions in the case.

The man says his wife deserted him in Auckland, New Zealand, and was guilty of extreme cruelty. He asserts that once she pointed a revolver and threatened to kill him; that another time she brandished a knife, and on still another occasion she ran from the house screaming "murder," that the neighbors might think she was being ill-treated.

77 FIRE'S TOLL IN WEST

Funds Being Raised by Friends of Forest Service for Memorial.

WASHINGTON, Oct. 20.—Seventy-seven men heroically gave their lives in efforts to subdue the forest fires in the West, during the latter part of August, according to figures given out by the Forest Service today. These were mostly temporary employes engaged for the purpose of fighting the fires.

The bodies of the victims were buried where they were found, but as soon as suitable arrangements can be made those unclaimed by friends will be buried on forest reservation sites. A fund is being raised by friends of the service for providing the graves with simple but permanent memorials.

USE OF MONEY DEPLORED

Foss Scores Lodge and Gardner for Corruption of Electorate.

BOSTON, Oct. 20.—Representative Eugene N. Foss, Democratic candidate for Governor, in a statement issued tonight, referred to a recent utterance by Senator Henry Cabot Lodge, deprecating the use of money and force in elections. He said that he was glad to learn that Senator Lodge had "experienced a change of heart."

In the statement, Mr. Foss charges that Senator Lodge and his son-in-law, Congressman Gardner, have done more to besmirch and corrupt the electorate of Massachusetts by the lavish and uncalled for expenditure of money than any other two men in the Commonwealth.

NECKTIE SAVES MAN'S LIFE

Bullet Found Imbedded in Wearing Apparel, Folling Death.

SEATTLE, Wash., Oct. 20.—(Special.)—The life of George Welch, the former San Francisco bartender assaulted at the Detroit bar last night, was saved by a four-hand necktie.

The fourth bullet, the only one which might have caused death, was not found until the injured man was taken to the City Hospital, and then it dropped out of his necktie. It had been so firmly imbedded in the folds of the silk, right at the point where the heavy knot existed, that it was not dislodged by the handling of the wounded man at the saloon or when he was placed in the ambulance.

ACTION THWARTS MOB

Murderer Confesses and Is Sentenced Day After Crime.

JACKSON, Ky., Oct. 20.—Charles Little today confessed the assassination of Mathew Crawford here yesterday. He requested an immediate trial because of his fear of mob violence.

Accordingly, he was taken into court, sentenced to death by a jury, which was out six minutes, and then hurried to Lexington for safe keeping.

JOHN F. CORDRAY INJURED

Awning Falls at Salem, Striking Him on Head.

SALEM, Or., Oct. 20.—(Special.)—John F. Cordray, prominent among Northwestern theatrical managers, was severely injured here tonight, when he was passing a local store.

A passerby entered the store and slammed the door, causing the awning to fall loose, and it fell, striking Cordray on the head. No serious result is expected.

JUDGESHIP MAY BRING HARMONY

Senator Jones Urged for Federal Bench.

John L. Wilson Provided for

With Poindexter Each Side Would Have Senatorship.

Taft Likely to Approve

Wilson Now Conceded to Have Been Strongest Candidate on West Side in Washington, So All Would Be Satisfied.

HOQUIAM, Wash., Oct. 20.—(Special.)—In an effort to cement and harmonize the Republican party in Washington, politicians are endeavoring to have United States Senator Jones appointed to succeed the late Federal Judge Whitson, and to have John L. Wilson appointed by Governor Hay to succeed Senator Jones. Then it is proposed to ask the Legislature to confirm both Wilson and Miles C. Poindexter at its meeting in January.

The men behind the movement believe that in no other way can the party be so thoroughly harmonized and brought to a solid fighting basis as by making these changes and appointments.

Although Jones would quit a position keeping him more or less in the public limelight, he would succeed to a life office. By Wilson's appointment to the Senatorship the Western Washington Republicans would receive the comfort for which they sought in vain in the September primary election.

Hay Reported Willing.

It is said that Governor Hay is willing to aid the movement and appoint Wilson, and if Senator Jones can be brought to see that his resignation and appointment to the Federal bench would be good politics, it is believed that the plan will be carried out.

There is only one thing that stands in the way of the programme, and that is President Taft's wishes. So far as known, he has not been consulted, but it is believed that he will be willing to yield to the wishes of the leaders if it is their opinion that party harmony can be secured by such an arrangement as has been proposed. Taft's concern in Washington affairs preceding the primary election is well known, and besides being personally friendly to Jones, he has a high regard for the Eastern Washington man's ability, which makes his approval seem certain.

Party Elements Satisfied.

By the appointment of Wilson to succeed Jones, a large element of the party will be satisfied, for it is conceded now that Wilson was the strongest opponent Poindexter had, and if the other Western candidates had withdrawn he would have made a strong race against the incumbent candidate. These friends of Wilson would be satisfied by his filling Jones' unexpired term and the Burke and Ashton followers would also be satisfied, because their main desire in the primary election was the election of a Western Washington man.

If the plan is carried out there will be nothing left for the legislators to fight over when they meet in January. All partisan feeling will be swept away and the legislators can proceed with their work without being hampered by factional fights that would arise were the question of selecting a Senator left finally with them.

SPOKANE MEN SUGGESTED

Judge Turner and A. G. Avery Mentioned for Vacant Judgeship.

SPOKANE, Wash., Oct. 20.—(Special.)—Judge George Turner, of Spokane, ex-United States Senator and a jurist of international fame through participation in the Alaska boundary and Newfoundland fisheries disputes, is regarded here as likely timber for United States judgeship made vacant by the death of Judge Edward Whittier. Judge Turner is a Democrat but a warm admirer of Roosevelt. His private practice nets him several times the salary paid to United States Judges.

A. G. Avery, ex-United States District Attorney for the eastern district of Washington, is another man suggested by lawyers as eminently fitted for the position. He secured reappointment as United States Attorney. His private practice nets him considerably more than \$10,000 a year, and the salary of judge, therefore, has no allurements for him from a money standpoint. Mr. Avery is a staunch Republican and enjoys the confidence of the bench, bar and others.

STIMMONS' VOICE FAILS

New York Candidate, However, Recovers After Treatment.

AUBURN, N. Y., Oct. 20.—Henry L. Stimmons, Republican nominee for Governor, lost his voice today and was forced to stop talking while making a speech at Clyde.

He was treated by a throat specialist here and later was able to address a political meeting.

TWO SOULS WITH BUT A SINGLE THOUGHT.

BOWERMAN AND THE WHOLE TICKET FOR MINE!

ME TOO!

CHOSEN BY THE PEOPLE IN DIRECT PRIMARY. REPUBLICAN TICKET.

ANTI-ASSEMBLY

ASSEMBLY