

ROOSEVELT ASKED TO TAKE IT BACK

Judge E. Baldwin, gubernatorial candidate, says Colonel Is Wrong.

RETROGRESSION IS DENIED

Nominee Declares His Stand on Labor Legislation Was Demanded by Common Law and Is in Accord With Decisions.

NEW HAVEN, Conn., Oct. 31.—I now repeat my request that you retract the statement of which I complain. I ask it as a matter of fairness to one of whom his reputation as a lawyer is of value as well as in the interest of truth.

The foregoing is a paragraph of a letter sent to Colonel Roosevelt today by Judge Simeon E. Baldwin, Democratic nominee for a lawyer of Connecticut, the demand for retraction arising from Roosevelt's recent attack on Baldwin for his alleged retrogressive stand on labor legislation.

Judge Baldwin's letter to Roosevelt in part is:

His View, Court's View. "You remark that I said in my letter to you of October 24 as printed, that the view which you thus stated as that of the Republican party would be opposed to the settled principles of law, that no competent lawyer could or would take it, and that to ascribe such a position to me was calculated to affect my standing as a lawyer."

"As to this, I would say that this view, which you describe as that of the Republican party, is the view which is generally taken by courts and lawyers and was explicitly taken by me in my work on American railroad law, in a passage to which I refer you, in my letter of October 24. It is part of the general American common law, resting upon principles of right and justice that have been generally accepted by the people of the United States. "I do not complain in my former letter, nor do I now, of your characterizing me as having been 'retrogressive.'"

"You have stated in public that I took the view that it was competent for the workmen, when driven to accept any employment, to bind themselves not to be compensated, if they lost life and limb in that occupation."

"I have denied that I ever took such a view. I will add that I have long been in favor of the workmen's compensation acts (though not of the swears of the constitutional difficulties in applying it in this country) and was nominated to the office to which you referred by a party which called itself the 'Progressive' party."

"I now repeat my request that you retract this statement of which I complain. I ask it as a matter of fairness to one of whom his reputation as a lawyer is of value as well as in the interest of truth."

"It would seem to me that in your reference to the Hoxie case, in your second undated letter, you not only got wide of the question between us, but write under a misapprehension of the rules which govern the decision of legal actions. Let me state a few of these, as to which there is no difference of opinion among any who have made the law a study."

Common Law Holds. "A judge, in deciding a case, has to pronounce on a past transaction. The only question comes before him as to what were the rights of the parties when that transaction took place? This must depend on the law as it then existed."

"Most of our laws are termed the customary or common law. In each generation the people make it and add to it by common consent, as they go along, and so far, at least, as the courts recognize and approve it, it is as authoritative and binding as if enacted by the Legislature. There has thus grown up a general common law resting upon a consideration of right and justice that have been generally accepted by the people of the United States, the rules of which govern the great mass of the decisions of the Hoxie case."

Decisions Are Cited. "The main question in the Hoxie case was whether the present statute had altered the common law, as administered in the state courts of Connecticut. That the fellow-servant rule was part of this common law in Connecticut was not questioned by any of the able counsel who participated in the argument."

"The Supreme Court of Errors had no power to repudiate this fellow-servant rule, as applicable to the case before them. It had become generally accepted as right and just in the middle of the last century by the American people. It had been recognized and applied by the Supreme Court of Errors of Connecticut in many opinions."

"Shortly after I came upon the bench a case arose in which the Railroad Co. v. Conn. Reports 194, in which this same fellow-servant rule was relied upon. We applied as we were bound to do, but with the observation that it was 'too firmly established as law by a multitude of decisions to be now reversed or seriously modified by any exercise of the power vested in courts.'"

INDIANS OFFERED BRIBES

Interpreters Say Man Charged With Land Fraud Approached Them.

75 MEN WILL MAKE TOUR

Portland Excursion Will Visit Lewiston-Palouse Country.

ROOSEVELT OPENS RAPID FIRE GUNS

Colonel Talks Nine Times in Night in Behalf of Stimson.

CANDIDATE PRECEDES HIM

Manhattan Hears ex-President Define Policy of Friendship to Laboring Man—Henry Taft Also Joins Speechmaking Tour.

NEW YORK, Oct. 31.—Theodore Roosevelt swept almost from end to end of Manhattan tonight, delivering nine speeches in behalf of Henry L. Stimson, the Republican nominee for Governor. At the nine stops he spoke 15 minutes each time, following close on the trail of Mr. Stimson, who had preceded him with an equal number of brief campaign talks. Both made Tammany Hall the brunt of attacks.

When Colonel Roosevelt entered he was introduced as "the greatest citizen of the world."

After an opening thrust at Tammany, he said: "I ask for the support of the East Side because we are fighting your fight. We are trying to shape conditions so that every decent man can have the opportunity to show the stuff that is in him, so that any oppressed man may come here and have the chance to bring up himself and those dependent upon him under fair and honest treatment."

NEW NATIONALISM DEFINED.

"A good deal is being said about 'New Nationalism' now. 'New Nationalism' is simply the effort to apply old moralities to new and changed conditions; to secure for the working man reasonable wages under healthy conditions and not too long hours."

At the second stop, still on the lower East Side, Mr. Stimson promised rich and poor alike a square deal. Colonel Roosevelt charged that those who are supporting Tammany Hall and the Democratic ticket, "are the men who have been foremost in endeavoring to fill the child labor law and who have protested against the regulation of the hours of labor."

Power Rests in Belief.

At the Murray Hill Lyceum, East Side, Colonel Roosevelt said: "I have not an element of power except the belief of the citizen that he is a citizen. I stand for that which is decent and straight and that I want to bring nearer the day when there will be honesty and fair dealing between man and man. My power vanishes when my fellow citizens cease to believe in what is straight and honest. I can fight for you, but I cannot get the victory for you. I can point out the way, but you've got to do the fighting yourself. Now is your opportunity to take advantage of the hour."

Some of our Democratic friends seek to defeat the Republican state ticket as a means of ruining Mr. Roosevelt's political future, and the consequences of such a defeat would be following and they ought to be regarded by every thoughtful Republican with the greatest concern because of its effect on the result of the Presidential election in 1912."

BLACKSMITH IS STABBED

George Schmidt Victim of Free-For-All Fight.

George Schmidt, blacksmith, 38 years old, was fatally stabbed in the abdomen during the free-for-all fight which was fought by several residents in the neighborhood of Morris and Delany streets at 19 o'clock last night. Schmidt is at St. Vincent's hospital.

BISCUITS CAUSE OF ROW

Saddler's Wife Declares He Threatened to Kill Her.

"My wife's biscuits are not fit for a dog to gnaw at," declared W. J. Whitall, a saddler by occupation and a bridegroom of three months, after he had been depicted in a call by police headquarters last night on a charge of threatening to kill his wife. He is held in default of \$500 bail.

WAR RAISES PRICES HIGH

Jordan Says Governments Now Ruled by Capitalists.

PAILO ALTO, Cal., Oct. 31.—"The high cost of living which we are feeling now is due partly to the outcome of the Russian-Japanese war," declared David Starr Jordan, president of the University of California, in a speech tonight on "International Peace."

Sons Receive Eckert Estate.

NEW YORK, Oct. 31.—The will of Thomas T. Eckert, former president of the Western Union Telegraph Company, filed for probate today, leaves practically the entire estate to his two sons, Thomas T. Eckert, Jr., and James C. Eckert. The value of the estate is not given. General Eckert died at Elberon, N. J., October 20, aged 85.

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If you like a long, roomy Overcoat, that covers you up and down, with a big enough collar to turn up snugly—to lay plain or to button in "Military" style as shown here, try the

Hart, Schaffner & Marx Ulsterette. You'll never wear anything better.

Form-fitting or box back, long skirt or medium, button-through or fly-form; we have Overcoats of all sorts for men of all tastes.

Suits, Overcoats, Raincoats \$18.00 to \$45.00

Sam'l Rosenblatt & Co. Northwest Corner Third and Morrison

58 HEROES LISTED

Carnegie Fund Commission Rewards Life-Savers.

\$40,205 IS DISTRIBUTED

Medals, 30 Silver and 28 Bronze, Awarded to Brave Who Risk Selves for Others—Many Pensions Allowed.

PITTSBURG, Oct. 31.—Fifty-eight names were added to the Carnegie hero list today by the Carnegie Hero Fund Commission. For acts of heroism 30 silver and 28 bronze medals were awarded the life-savers or their families in cases where death resulted.

In addition cash awards aggregating \$40,205 were made in 33 of the cases, the cash to be used for educational or other purposes at the discretion of the executive committee. In 23 other cases of rescue, or attempted rescue, where the heroes died, pensions running from \$20 to \$75 a month were made to the dependents with \$5 a month additional for each child.

Mine Heroes Foremost.

Of the rescues from death or the attempts, seven were from railroad trains or streetcars, 19 from drowning, one from a runaway horse, eight from suffocation in gas producers or wells, 29 from death in mine disasters, two from fire and one from shooting.

The mine disaster at Cherry, Ill., in November 1895 figured prominently in the hero list, with the recognition of the heroism of 13 miners. Eleven of these died from injuries in rescuing 15 unfortunates from the mine, and, besides a silver medal, monthly stipends were made to the families in the cases. Two that survived were awarded the silver medal and \$100 each.

Partial List Told.

The recipients of the awards and the classification of their heroism follow in part: Bronze medals to: Daniel W. McGowan, Aroata, Cal., drowning; George H. Griffin (died), Tower City, N. D., drowning; Bronze medal and cash as needed for: Edmund Price, Los Angeles, streetcar; Henry P. McCoy, Pocatello, Idaho, suffocation; Silver medals and cash to: C. Gustave Groenvelt (died), Watsonville, Cal., suffocation.

ECZEMA IS NOT A BLOOD DISEASE

Never Proves Fatal—Should Be Treated Externally With Poslam.

Eczeema is not a blood disease—on this point medical authorities agree. It never proves fatal, and is generally found in those who are otherwise healthy. Being a surface skin trouble, it can be treated by external means. Poslam has probably accomplished more remarkable cures of this disorder than any other remedy known. It is applied directly upon the disorder, stops itching at once and clears and heals in a few days. After suffering with eczeema for fourteen years my hands and feet were in such condition I could hardly use them," writes Mrs. Esther Clark, Roxbury, Mass.; "After being treated by several doctors and spending a small fortune I thought I would try poslam. I find myself perfectly well and am so grateful that I cannot praise it enough."

Agents: KNIGHTS STACY-ADAMS SHOES.

Joseph B. Pinazza (died), Meaderville, Mont., suffocation; Herman W. McIntosh (died), Fresno, Cal., train.

Osmon Royal Heads Men's Union.

Election of officers was the principal feature of the annual business meeting of the Men's Methodist Social Union of Oregon, which was held last night at the First Methodist Episcopal Church. General plans for work during the coming year were discussed, and reports of committees read. Following are the officers which are to act for the year: Dr. Osmon Royal, president; H. Lee Paget, vice-president; J. W. Day, secretary; E. T. Johnson, treasurer; G. F. Johnson, chairman of the reception committee; J. P. Newell, chairman of the entertainment committee.

Storm in Caribbean Predicted.

MOBILE, Ala., Oct. 31.—The local Weather Bureau today received the following: "Advisory—Indications of tropical storm east to south of Jamaica, moving west to northwest. Vessels leaving for the Caribbean Sea should exercise caution."

Veteran Railroad Man Dies.

DOVER, Del., Oct. 31.—Malone Hayes, secretary-treasurer of the Delaware Railroad for about 20 years and one of the best known men in Delaware, died here today of general debility. Mr. Hayes celebrated the 83d anniversary of his birth last May.

Best Grade Lump Coal

\$6.00 Per Ton

Delivered to Any Address Within the City Limits of Portland

The Pacific Coal & Gas Company wish to announce to the public that they have sold the 500 tons of coal which they advertised they would sell at \$6.00 per ton, and the Company has decided to offer an additional 500 tons at \$6.00 per ton on the same basis as that sold at \$5.50 per ton, which was only two tons to each customer at this price and no orders will be accepted unless accompanied by the cash or check. We are making deliveries of our coal to those who have ordered, and we are printing for your information some of the letters that have been written to us by those who are now using the coal. We have many more on file in our office and would be pleased to show them to you that you may know the kind of coal this is.

This order will positively cease as soon as the 500 tons have been sold and the price will then be advanced to \$7.50 per ton, which price will remain in force for the balance of the winter.

If you wish to take advantage of this excellent opportunity to save several dollars per ton on your coal, you will have to act at once as this 500 tons will be sold very rapidly.

The following is a copy of some of the letters:

J. J. Foley. O. K. Fitzsimmons.

COMMERCIAL AND REALTY CO.

OREGON OPPORTUNITIES.

403 Merchants Trust Building, Portland, Oregon.

Phone Main 4076. Portland, Or., Oct. 7, 1910.

Gentlemen: I am very particular about the coal I use, always buying the highest grades. A friend told me about your offer of two tons at a low price as a test. I am very glad I availed myself of that offer and secured some of your coal. It is as good as any high-grade coal I have ever used. It is clean, softens, leaves little ash, fires quickly and burns heat well. I consider that you have done me a great favor in the service you have rendered. I will most certainly want more of it. You are at liberty to use this letter as a sincere testimonial.

(Signed), Yours very truly, J. J. FOLEY.

Portland, Or., Oct. 8, 1910.

Pacific Coal & Gas Co., Portland, Or.

Gentlemen: In reply to yours of the 5th will say that after trying four tons of it it is a pleasure to me to recommend the same.

It burns well and does not clink and leaves little ash.

It is the best coal that I have used in Oregon and I can cheerfully recommend it. Sincerely yours, JAS. P. HAGADONE.

Portland, Or., 9-18-1910.

This is to certify that the undersigned has purchased two tons of coal from the Pacific Coal & Gas Co. of Portland and has tested it in our kitchen range, and find it to be just as recommended, first-class coal for a soft coal.

481 Patton Road, Office phone, Main 1944.

Pacific Coal & Gas Company

Room 218, Commercial Club Building, Portland, Oregon.

Phone, Marshall 2581.

Your Hair Falling Out? Does not Color the Hair

J. C. Ayer Company, Lowell, Mass.

If so, there are germs at work right at the roots of the hair. The best thing to do? Destroy these germs, every one of them. Any hair medicine made that will do this, and without the slightest harm to the hair? Yes; Ayer's Hair Vigor. You save what hair you have, and you get a new growth besides. Doubtful about this? Then let your doctor decide. Ask him what he thinks of Ayer's Hair Vigor. With his approval, you should feel perfectly safe.

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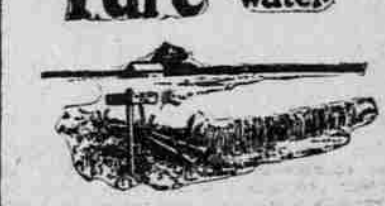
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Phone, Marshall 2581.



Pure mountain water



The best eye in the field



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

Good old GUCKENHEIMER Pure Rye BOTTLED IN BOND

Send for a free copy of "Making the Standard Rye Whiskey of America."

A. Guckenheimer & Bros., Distillers, Pittsburg, Since 1857

Get Exhilaration And Energy From Your Bath

BY USING

HAND SAPOLIO

It cleanses and refreshes the skin, lets the pores breathe, removes dead cuticle and stimulates circulation.

All Grocers and Druggists

Stop

taking liquid physic or big or little pills, that which makes you worse instead of curing. Cathartics don't cure—they irritate and weaken the bowels. CASCARET'S make the bowels strong, tone the muscles so they crawl and work—when they do this they are healthy, producing right results.

CASCARET'S is a box for a week's treatment. All druggists. Biggest seller in the world. Millions boxes a month.