



## GOVERNORS CLASH OVER REFERENDUM

### Views of Wilson Are Called "Vagaries."

## COURTS LOWERED BY RECALL

### Alabaman Sees Independence of Judiciary Gone

## MODERN PROPHET FLOUTED

### New Jersey Executive, Defending Position, Denies That Vote of Majority Is Caprice—Suffragist to Speak Today.

SPRING LAKE, N. J., Sept. 12.—Governor Wilson, of New Jersey, and Governor O'Neal, of Alabama, measured swords over the initiative and referendum before the conference of Governors this afternoon.

Governor Wilson, as champion of the measure, replied to Governor O'Neal, who had previously denounced it as an "insidious popular vagary."

The Southern executive was on his feet in a moment with an impassioned defense of his position.

Governor O'Neal spoke vehemently for 10 minutes, bowed and, without a word, walked through a casement window to the piazza fronting the ocean.

Alabama Is Plain-Spoken.

He did not re-enter the convention hall for 15 minutes, and took no further part in the discussion. When the conference ended Governor Wilson grasped Governor O'Neal by the hand and remarked that he did not wish to be misunderstood. Governor O'Neal later said that he had stepped to the piazza to meet Mrs. O'Neal.

There was no mincing of words in the Alabaman's denunciation of the initiative, referendum and recall.

"There is a movement which seems to be gathering strongly in certain sections of the country," he said, "that tends to weaken rather than strengthen executive authority, and that is the system of initiative, referendum and recall. The Governor has no power to veto or amend a law initiated by the people and adopted by referendum."

"If the law is in violation of the Constitution, invades vested rights or destroys individual liberty, the only remedy can be found in the courts; and where the system of recall of judges prevails, overthrowing as it does the independence of the judiciary, the courts would degenerate into tribunals organized chiefly to register popular judgment on all legal questions."

It was "pleasing to know," he added, that this "insidious popular vagary" would meet with the almost unanimous opposition of the American bar.

Governor Wilson did not reply until several Western Governors had spoken.

"It seems to me," he said, "that on the question of the initiative and referendum it is necessary that we carry the analysis a little further than it has been carried."

Source of Law Scrutinized.

"A very important thing, a fundamentally important thing, is the source of the law. Some of the laws that we have are bad laws and they are bad because there is a suspicion as to their source. The people of the United States want their Governors to be leaders in matters of legislation, because they have serious suspicion as to the source of the legislation and they have a serious distrust of their Legislatures."

"What I would urge as against the views of Governor O'Neal is that there is nothing inconsistent between the strengthening of the powers of the executive and the direct power of the people."

He then spoke of the caprice of the majority. "I have known of instances of the caprice of the mob," he said, "but I have never known of an instance where the vote of the population was spoken of as a caprice."

"I don't believe there is any distrust of the fundamental principles of democracy. I believe we are all Democrats if we use a small 'd.'"

O'Neal Repeats Belief.

As Governor Wilson sat down, Governor O'Neal sprang to his feet and reiterated his belief.

"I would rather stand with Madison and Hamilton," he concluded, after outlining what he believed the menace of the measures, "than to stand with some modern prophets and some of our Western statesmen."

The discussion following Governor O'Neal's address consumed the afternoon session. Governor Cruce, of Oklahoma, occupied the chair and those who spoke included Governors Gilchrist, McGovern, Aldrich, Kitchin, Burke, Hadley, Shafroth and Hawley.

On motion of Governor Shafroth, of Colorado, the delegates voted to meet half an hour earlier on Thursday to allow Dr. Anna Shaw to address the meeting on "Woman Suffrage."

Governors Expected to Lead.

Governor Wilson, in welcoming the Governors to the conference, in the morning said:

"There is no mistaking the signs of the times. The people of these United States are demanding a more direct method of electing their representatives."

Complete Returns Show Election on Liquor Question to Have Been Very Close.

## TOTAL VOTE SHOWS MAINE STAYS 'DRY'

### MAJORITY AGAINST REPEAL OF PROHIBITION IS 293.

Complete Returns Show Election on Liquor Question to Have Been Very Close.

PORTLAND, Me., Sept. 13.—Revised returns on the question of repeal of the constitutional prohibition amendment at 10 o'clock this morning reduced the majority against repeal to 293. The total vote stood for repeal, 69,216; against repeal, 69,511.

Late returns wiped out the majority for the "wets" indicated last night, the entire hue of the election changing today. Last night the license advocates were jubilant; today the other side was elated.

The change from an apparent victory by 700 majority for the wet side to 295 for the dry side came after prohibitionists had conceded defeat and representatives of those who sought to repeal the constitutional amendment had sent out numerous statements as to what would be done next.

Frederick G. Fassett, secretary of the Maine Non-Partisan Local Option League, tonight said:

"We do not concede that the amendment has been re-affirmed. There has been so much contradiction in the returns that we do not know what the result is. We shall wait for the official canvass of the vote and at that time shall decide whether to take steps to secure an inspection of the ballots."

## SEX STUDY INTRODUCED

### Competent Instructors Being Sought for Berkeley High School.

BERKELEY, Cal., Sept. 12.—(Special.)—Sex education has been added to the curriculum of the Berkeley high schools and the Board of Education is engaged in looking for competent instructors. The instruction will be along biological lines, in conformity with the ideas in vogue in Japan, Australia and New Zealand.

Sex education is one of the avowed principles of the Child's Welfare League of Alameda County. The subject has long been under consideration by members of the league and the Board of Education of Alameda County.

According to plans the little girls will be cared for by a woman who is a competent medical practitioner. The boys will be taken in charge by an efficient male physical director.

"We plan to give the children a biological education on the subject of sex," said Mrs. Carlisle, of the Berkeley Board of Education. "We want to present the subject to them in all modesty. If we start early to teach the young certain imperative laws of hygiene, they will absorb them without the shock which follows in after years."

## JEFFRIES BROTHERS FOUND

### James and John Reluctant to Abandon Chase, Though Mother Is Ill.

SEWARD, Alaska, Sept. 12.—James and John Jeffries, who are hunting big game on the Lower Kenai River, have been found by Guide Laubner, who carried to them the dispatch announcing the serious illness of their mother in Los Angeles. Reluctant to abandon the chase, they caused messages to be sent to California asking for further news concerning their mother's sickness. If it continues alarming, they will sail for Seward on the 14th.

If she is better they will remain in Alaska. They have killed several mountain sheep, a black bear and a brown bear and are eager to get a good moose head. However, the antlers are still in the velvet and if they wish to obtain a first-class moose trophy they must wait until the heads are ripe.

## 5000 TROOPS CALLED OUT

### Desperate Encounters Between Soldiers and Strikers Occur in Spain.

BALBOA, Spain, Sept. 12.—The strike situation in this city is steadily growing worse. A state of siege has been proclaimed and reinforcements of 5000 troops are on their way here. Business is at a standstill, stores are closed and the tramways and railways have stopped.

Desperate encounters between strikers and troops are of constant occurrence. The soldiers have fired on the mobs several times and last night the civil guards wounded eight persons, two fatally.

Striking miners at Oviedo dynamited a railroad bridge to prevent the transportation of coal from a colliery where the men refused to strike. Troops have been dispatched to that town.

## THEATER PATRONS REBEL

### Scalpers Have Best Seats, So People Stay Away From Dancers.

CHICAGO, Sept. 12.—(Special.)—Because ticket scalpers had a corner on the choice seats, theater patrons here rebelled and only a handful of people saw Gertrude Hoffman and her bare-legged Russian dancers at a Chicago theater tonight.

Having obtained the best seats, the scalpers proceeded to boost prices to an altitude patrons of the theater thought unreasonable. Consequently most of them stayed away from the performance and Miss Hoffman and her cohorts pranced before vacant chairs.

## FOWLER TUMBLES BUT IS UNDAUNTED

### Flight Over Continent Is Interrupted.

## DARING BIRDMAN UNHURT

### Machine Gets Beyond Control of Operator at Alta.

## AIR CRAFT HITS TREES

### Spectators and Mechanicians Rush to Assistance of Aviator Who Is Attempting Dart From Pacific to Atlantic.

ALTA, Cal., Sept. 12.—Aviator "Bob" Fowler, en route from San Francisco to New York, met with the first mishap of his pioneer aerial voyage here at 10:30 o'clock this morning, when after a precarious quest of a convenient landing place, necessitated by a refractory engine, and steering gear, his biplane collided with two trees, breaking both planes of the craft and hurling it to the ground with such force as to break the propellers and slightly injure the dauntless birdman.

As a result of the mishap, Fowler will be delayed here at least two days before resuming his eastward journey. He said tonight he would continue his flight, with New York as his destination, within three days.

Wire Pulls Out.

Before leaving Auburn this morning Fowler had his first trouble with his engine when a wire of the magneto circuit pulled out. The wire was taped by Fowler and his mechanics and after a preliminary test was believed to be in order again, but it is thought that it was this slight defect which caused the later trouble.

Leaving Auburn at 9:37 o'clock this morning, Fowler rose to a height of about 400 feet and followed the route of the Southern Pacific tracks through the rolling approaches to the foothills district. For almost 40 miles he sailed along without mishap, easily distancing the special train and automobiles which had made the start from Auburn at the same time.

Something Goes Wrong.

As he came into view in this section, however, it was apparent that something was wrong with his craft. About a half mile from here his course suddenly deviated sharply to the left and as he approached the rising ground southwest of town, he appeared unable to elevate his machine; nor did he slacken his speed. The craft dashed full into two trees.

At a height of about 40 feet the right plane of the machine struck the right-hand tree with a splintering sound and the force of the blow sent the craft careening over against the other tree. This second blow crushed the left plane and with both wings thus crumpled, the great bird of human creation hovered for the fraction of a second and then turned turtle as it started on its fall to earth.

Fowler Remains in Seat.

In falling the tail piece was doubled (Concluded on Page 8.)

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CHIHUAHUA ALL ONE WAY

Vote Is 48,774 for Governor Gonzales, With None Against.

EL PASO, Tex., Sept. 12.—A complete count of votes in the recent election in the State of Chihuahua, Mex., shows a total of 48,774 for Governor Gonzales and none against him, constituting the heaviest vote ever cast in the state.

## 'BEST SWINDLER' IN LAW'S GRASP

### Big Prize Is Bagged by Secret Service.

## COMPANIONS ELUDE ARREST

### Big "Green Goods" Scheme Said to Be Thwarted.

## BOND IS PUT VERY HIGH

### Countless Farmers Said to Have Been Buncoed on Spurious Money and Foreigners Are Duped on "Salted" Mines.

CHICAGO, Sept. 12.—(Special.)—Charged merely with using the mails to defraud, but accused of selling countless "salted" mines to credulous foreigners and garnering the hard cash of farmers in Wisconsin and other states in exchange for "green goods," S. A. Potter, described by Government secret service men as the cleverest swindler in the world, was arrested today. The arrest was made by C. F. Dewoody, department superintendent of the secret service branch of the Department of Justice.

Potter is said to have made his headquarters in Chicago for months and to have cleared more than \$1,500,000 during the past two years through illicit enterprises.

Two Others Implicated.

Two men are said to be implicated with Potter, and Superintendent Dewoody laid traps today to capture them, but they were wary and eluded arrest. He expects to have them in custody within a few days.

The arrest today of Potter is the culmination of months of work on the part of secret service men. Potter is a prize they have been seeking zealously.

It is said that a year ago they had Potter, together with Edward Starkloff, in custody in the United States Court of Philadelphia, but that they forfeited bonds of \$23,000 and escaped. Potter offered to furnish bonds in the sum of \$50,000 today but the authorities declared that he must supply \$150,000 bonds. He could not raise the money and was sent to jail.

Friends Are Wary.

After making the arrest, Superintendent Dewoody remained for several hours in the luxuriously furnished apartment occupied by Potter and his wife, hoping to capture Potter's companions. The telephone rang once, but when Superintendent Dewoody answered, the man at the other end of the line became suspicious and hung up the receiver.

Potter and Starkloff have operated in nearly every large city in the world under numerous aliases, according to Mr. Dewoody.

Potter and his companions came to Chicago early in 1910 and opened an office in the down-town district. By sending out literature, offering to sell paper bills printed from forms alleged to have been stolen from the United States mint at Philadelphia, at a distance of 500 miles, they succeeded in raising \$1,500,000.

More than five miles of the grading has been completed and the building of the tracks at Fifteenth and Washington streets, this city, and Newell Creek will be begun within a week. These will be the only treaties on the road, the other depressions having been filled. The length of the road is 35 miles, and it is thought that the track will be laid to Beaver Creek by Christmas. Announcement has been made that the price of stock will be raised to \$100 a share Friday. It has been selling for \$50.

In the swine pens were such hogs as are seldom seen, lots of them with large families, and of all breeds known. There were numerous specimens of the Hampshires, a black breed with white belts or saddles, Berkshires, Jerseys, Durocs and just hogs. There was one old fellow that was a very mountain of flesh. I did not learn his weight, but if you should lay the fellow out on the Hawthorne bridge you might pinch its tail in Water street to hear it squeal out about Mount Tabor.

Incubator Chicks Miss Fun.

Think of such a hog cut up and gussy into bacon! At the price I pay for bacon at the palatial cafeteria where I take my sumptuous meals—getting two slices resembling two damaged two-cent postage stamps for 25 cents—this hog would be worth \$4000.49; and 98 cents more could be realized by selling the curled tail for a corkscrew and canning the squeal.

Chicken Great Scot! The immense building devoted to the poultry industry was running over with exhibits of every variety of the hen family known to this latitude. All washed and combed and primed into the very best of show form and every one of them seeming to be proud to attract so much attention, seeming almost to realize the high praise given them.

And incubators and brooders full of fluffy, downy chicks, from one day to a week or so old. How sorry I feel for these incubator-brooder chicks. Think of their reaching henhood and roosterhood without ever knowing the love of a mother. No one to seek out the choice tid bits for their delatation.

Niece, who has been permitted to patrol a beat until his trial began, is now locked in a cell in the county jail near that of Policeman Charles Pryor, who is accused of abducting and holding prisoner, a girl.

## SEATTLE WEDDING SAVED BY POLICE

### DEPUTY SHERIFFS ARE ALSO CALLED AS GUARDS.

### Presence in City of Man, Infatuated With Bride-to-Be Causes No End of Activity by Authorities.

SEATTLE, Wash., Sept. 12.—(Special.)—Unique was a wedding here today when Charlotte De Wolfe Whittlesey became the bride of Walter Scott Fitz at Trinity Parish church at noon under the protection of the Police and Deputy Sheriffs.

Police protection and all precautions were taken because one Chester Thompson was on guard at the portals of Trinity Church.

Thompson returned to Seattle from his father's ranch near Wenatchee on the eve of the wedding of Miss Whittlesey, his longtime infatuation for whom was the direct cause of his slaying Judge George Meade Emery, her uncle, five years ago. When the young woman was led to the altar at noon today, three detectives, two patrolmen and a police sergeant, two deputy sheriffs and Maurice Thompson, a brother of Chester, were on guard at the portals of Trinity Church.

Prosecuting Attorney Murphy, bearing in mind a recent warning of his own to Thompson some weeks ago to quit the city and also recalling the young man's threat that no other should have Miss Whittlesey for a bride, warned the police several days ago to be on the lookout for Thompson.

Maurice Thompson expressed a willingness to do what he could to get Chester out of the city. A search of the city was made by two policemen and Maurice Thompson last night but Chester eluded them.

WHY IS AN AUTOMOBILE?

Mayor and Water Board Members Worry Over "Big" Problem.

Why is an automobile?

This important question occupied ten minutes of the time of Mayor E. F. Ruckelshaus and members of the Water Board of this great city yesterday. It was finally decided that the particular machine under consideration was really purchased for use; that it was thought the department could use one and that this, at least, in a measure, was why it was annexed to the city for "3500 bones."

However, after its purchase, it was found to be covered with beautiful paint and varnish, and the heads of departments, after a council of war, decided upon no definite action, but "passed the buck" to the august Board.

After due consideration, the members arrived at the conclusion that the motor was presumably bought to be used and it was ordered, turned over to Chief Engineer Clarke, who will, in future, direct its destinies. It will be utilized for dispatching business in his branch of the water department.

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## 40 QUARTS OF MILK ONE BOSSY'S YIELD

### Unassuming Cow Gives 108 Pounds in Day.

## REMARKABLE ANIMALS SHOWN

### Addison Bennett Tells of Wonders of Salem Fair.

## BIG HOG BACON MOUNTAIN

### Stylish Horses, Sheep, Goats and Fowls of Every Degree Make Exhibit of Livestock Worth Coming From Far to See.

BY ADDISON BENNETT.

SALEM, Or., Sept. 12.—(Special.)—To get into the fair grounds today I had to get over the fence, so I clumb, or climbed over, with the assistance of several friendly persons to give me a push and some more to lend me a hand to alight; for you see I did not dare pass through the tented city to the main entrance, Mayor Tostler and his minions being there to intercept and perhaps incarcerate me in the municipal bastille for contempt of his royal dignity.

But I later sent an emissary, a flag of truce, as it were, to his honor and then went out to meet him at the executive mansion. I found him much perturbed and very busy seeking the municipal monkey wrench, which some miscreant had purchased in the aforementioned night, for he needed the monkey wrench to wind the town clock of his halliwick. After a long search he found it in the possession of one Herb Priest, who has a tent in one of the main thoroughfares; and the town clock will be wound and in the tented city tonight curfew will ring, Mabel curfew will ring at the appointed hour.

I have passed the day looking over the wonderful exhibit of livestock, the grandest aggregation of the kind ever brought together on the Pacific Coast, and it makes a fellow proud to view it. It is such a grouping of the best of sheep, horses, cattle, poultry and swine as our dear departed friend, Mike Tostler, dreamed of for the Portland Livestock Show, a dream he did not live to realize.

Cow Gives 40 Quarts of Milk.

Other columns will tell in due season of the prizes won and the names of the fortunate exhibitors. But some of the animals are worthy of many notices. For instance, there was a two-year-old Holstein heifer that yesterday gave 108 pounds of milk, equal to 40 quarts, the informant said, but if a "pint's a pound the world around," the amount would be more than 50 quarts. Think of that! The yield from one "bossy," and only two years old!

And why does not the