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Majority of East Side Lawframers Would Confer With Simon Men.

SEPARATION DEEMED PERIL

City Auditor Barbur Advocates Consolidation Strongly and ex-Mayor Lane Sees Defeat if Two Plans Form.

Realizing the popular demand for commission government in this city, conservative members of the people's tharier commission (East Side), and they are decidedly in the majority, will just upon the conference that has been proposed with the official com-mission appointed by ex-Mayor Simon, definenced by the same consideration, beforenced by the subscription of the two con-pendences of the two con-missions, and. If possible, units on one consideration charter to be submitted to the pumple.

commission charter to be submitted to the people. There are 13 active members of the Nast Ride hody, Circuit Judge McGinn and Messers. Barkes and Rart not bawing taken part in the delliberations of the commission. Of the dozen work-ing members, only two, A. D. Cridge and H. G. Parsons, have unqualifiedly declared themselves against the set-to-gether plan, contending that in essen-tial pariculars the two charter drafts are too different ever to analgamate.

Majority Would Unite.

A majority of the cummission, how-ever, strongly favors consolidation of the imo charters. Other members, while doubling that the two commu-gians will be able to adjust their difsinas will be note to adjust them the forences, are desirous of making the effort. They favor a commission gur-ernment and appreciate the fact that the people also want it. At the same time they realize that the chamces of time they realize that the chamces of which a plan of government being adopted will be seriously endangered if not entirely defeated through the submission of two separate commischarters.

sion charters. A. E. Chark, chairman of the East Bide body, was out of the city yester-day. He has repeatedly said that only one charter should go before the peo-pie and to that end the work of the two charter-making bodies should be com-solicited if it can possibly be accom-plished. E. W. Montague, another con-servatives member, enbertains like views. plished. R. W. Moningue, another con-mervalive member, entertains like views. Admitting that there are many subjects on which the two commissions differ. Genrgs Hlack said yesterday that it would only be through a conference that it would be possible to determine whather the two charter boards could get together. He contends that the desire of the people for commission government demanded that an earnest effort be made to organize into one effort be made to organize into one charter the work of the two bodies.

Bachur Urges Consolidation.

Bachar Urges Constants. "The great majority of the people of Periland are demanding a commission government," said City Auditor Barbur, another member of the East Side com-ission, yesterday. "and it is the duty of both commissions to do everything their power to insure submitting

THE MORNING OREGONIAN, SATURDAY, OCTOBER 14, 1911.



of both commissions to do everything within their power to insure enhomiting to the people such a form of charter as will meet with the approval of the two charters insume to be expended for purposes not provided in the charter. This fund, hutbridly of ordinances regularly enhowever, can othly be disbursed under a to which the charter is on othly be disbursed under an every the realized to meet the requires can othly be disbursed under a standard to meet the requires on othly be disbursed under a standard in the charter. This fund, hutbridly of ordinances regularly enhowever, can othly be disbursed under a standard in the charter. This fund, hutbridly of ordinances regularly enhowever, can othly be disbursed under a standard in the charter of the two charters that have been framed to do is to have been framed with the statis form of charter are also extreministion. There are also extreministion. There are also extreministion. There are also extreministion of a greater number of clinens. The destine of the two charters their efforts of the two commissions. There are also extreministion. There are also extreministion of a greater number of clinens, and center their efforts outly found to be the serve the greater of the two commissions will be the serve the greater of the two commissions will be the serve the greater of the two commissions will be the serve the greater of the two commissions will be the serve the serve the greater of the two commissions will be the serve the

Lang Against Two Charters.

Lane Against Two Charters. "I am shill be will be to accept and consider any susceptions the other consider any susceptions the other may have to offer." said Dr. Harry Lane, an enthusiable member of the Sate Shie body. "If the official com-intesion proposes constituting that I re-sourch better than our commission has worked out for one. I will be only too plad to added it. On the other hand, if the provisions of our wherter are more po be desired than those of the other commission. I will also expect its other commission to be just as graveful and accept our recommendathe other a the and accept our recommenda-the and accept our recommenda-The charges of the adoption of amission charger will be greatly implation charger will be greatly tions. reduced if more than one propose charter is submitted to the people."

SALABIES PLACED AT \$4800

Executive Power to Be Vested in

Mayor and Four Commissioners.

<text> was to be fixed by the commission. This provision, however, was stricken from the document by the members of the committee who held that the commis-sioners would be able to obtain all nec-cessary derival assistance from the auditing department of the city without the creation of additional 50bs to be filled at the pleasure of the tax-sioners and at the expense of the tax-players.

nilled at the pleasure of the commis-memory and at the expense of the tax. The Mayor and each Commissionner are given authority to employ and dis-charge for ususe all officers and em-ployes in the department of which they are placed in charge. The estent to which these employes may be removed and the manner of their removal was

Gale S. Hill.

Taking of testimony in the case of Agness Bails, administratrix of the es-, late of H. D. Winters, against Will E. Purdy, an action to set aside a deed to valuable Grand-avenue property, on the ground that it was haver executed by Winters, came to an end in Judge McGinn's court yesterday. The judge announced that he would take the case under advisement. under advisement.

inder mitvisement. In all 28 witnesses were called. M. L. Prait, a woman notary and sten-ographer, who was one of the witnesses to the document in controversy and who acknowledged it, and J. S. Wiegle, the other witness to the deed, were on the stand yesterday. C. M. Idleman vigorously cross-chamined Miss Prait, who was employed in a real estate of-fice which Purdy operated in Portland of the time the deed was executed, rel-ative to the disappearance at that time of Madden B. Evans, then a part-mer of Purdy. Evans is now believed to bg in Karsas. He introduced as evidence the files of a daily newspaper which carried several articles about the disappearance. In these articles frequent mention was made of the al-leged forgert of a deed. Miss Frait admitted having heard considerable about a forged deed, but contended that whe had been led to be-lieve that the document is question had carveyed all of Winters' property In all 28 witnesses were called. M. L.

"Td try to," "Your state of mind is such that you would realst the introduction of evi-dence to remove your opinion." "It would take evidence to remove

my opinion." Nelson said he was in such a state Nelson said he was in such a state of mind that he could ignore his opinions, and Mr. Norton asked that the challenge be refused. The court then questioned Nelson, who said that strong evidence might remove the opinion he had formed. The argument between prosecution and defense over the allowance of the challenge was then begun in carnest.

Opinions Hard to Overcome.

Opinions lined to Overcome. The defense resumed rigorously in the afternoon its contention that an opinion once formed was difficult of removal. Mr. Durrow read from cases would take more or less evidence to came already formed opinions. "But outside of statute or decision." Argod Mr. Durrow in the course of his reading, "the defendant has a consti-tional right to an impartial Jury and the defendant should have tife benefit of any doubt. Even if the statute here sid nothing of the impartially of the but this but the to be the there is a trial by jury, and a jury means 12 impartial and prisoner has a right to a trial by jury, and a jury means 12 impartial mean who have not prejudged the case."

founded on newspaper reports as to the guilt or innocence of the prisoner" asked Mr. Horton, for the state, law.

Impartiality Is Two-Sided.

G. Ray Horton took up the argument

"Is it a fixed optnion." "It is until there is evidence to re-ove it"

"Yes" "Is it a fixed opinion." "It is until there is evidence to re-"Which party to this suit would have to prove the guilt or innocence?" "Which party to this suit would have to prove the guilt or innocence?" "I wouldn't convict on newspaper re-ports or rumors." "In other words, if you were sworn and no other facts were infroduced ex-cept as are in your mind from notoriety and rumors, would you find the pris-oner not guilty? "Have you any blas, then?" "Would you give this defendant an impartial trial?" "To try to," "Yes, I agree with counsel for the defense." continued Mr. Horton. "It is a case that has attracted the attention of the world, and for that very reason not would it be possible ever to get an intelligent jury who had not read of it before? We would get a jury of ignor-ampres, were it not that the statute says that public rumor or newspaper reports should not disqualify a juror. "But the isaue here is a simple one. It is not a case of whether the Times was blown up by dynamitie or by gas, whether the defendant is a member of a labor union or not, but simply the murder of one Charles Haggerty on

"But the isaue here is a simple one. It is not a case of whether the Times was blown up by dynamite or by gas, whether the defendant is a member of a labor union or not, but simply the murder of one Charles Haggerty on October 1, 1910. There is no collateral trans now."

October 1, 1910. There is no contact at issue now." Mr. Horton discussed the consider-ations by which a reviewing court would be bound in determining whether a jury was blased. "I don't think you should go into the question of what a higher court would do." interrupted Judge Bordwell. "I think your honor should think of the higher court in ruling on this juror." suggested Mr. Davis, of the de-fense. fense.

"Very true," replied the court, "but I understood counsel to be arguing on what a higher court would do, and that

what a higher court would do, and that is not relevant." It had not been expected to hold court tomorrow, but the state called attention to the fact that the talesmen were being kept in confinement and that every effort should be made to expedite the release of those who eventually were disqualified as jurors.

DEFENSE FUND IS WATCHED

Detective Burns Says More Than

CLEVELAND, O., Oct. 13 .- Defective Burns disputed here today the statement of Attorney Darrow, for the McNamara defense, that only \$120,000 Impartial men who neve not prejudged the case." Frequently during his reading of the experiences with thilesmen in various cases Mr. Darrow emphasised that integrates the control of the second that the island or opinions, it was for the court to decide whether they were qualified to become jurors. Defining blas, he asserted that the common is a automatically disqualified a talesman who had previously formed an opinion as to the guilt or innocence of the prisoner. My a subblas can be said for this

MMINNVILLE, Or., Oct. 13.-(Spe-cial.)-The funeral of Mrs. Elizabeth Jones, widow of the late William Thomas Jones, was held from the home in this city today, the services being conducted by Rev. Henry T. Atkinson. of the Methodist Episcopal Church.

conducted by Nev. Henry L. Atkinson of the Methodist Episcopal Church. Mrs. Jonez, formerly Miss Ellgabeth Meador, was born in Parish of Clark-inweil, London, Eugland, January 5, 1835. She came to Oregon in 1857 and was married to Mr. Jones, near Mc-Minnville, July 14, of that year. Mr. Jones died in 1894. The seven sur-viving children are Mrs. Elfas Yocum, of Clackamas County; John W. Jones, of Portland: Mrs. Mary E. Judd, of McMinnville; Mrs. Charlotte A Lewis, of Dayton; Alfred T. Jones, Elfas E. Jones and Henry W. Jones, all of Me-Minnville. Eight grandchildren and one great grandchild also survive.

DAILY METEOROLOGICAL REPORT.

in this district. It is cooler in Oregon Southern Washington and the Upper Sils simply Valley. Elsewhere the changes is temperature have been unimportant. The conditions are favorable for occa sional rains in this district Saturday, with lower temperatures in idaho and Northeast orn Washington. FORECASTS. Portland and vicinity-Occasional rain outbwesterly winds. Oregon-Occasional rain; south to west PORTLAND. Oct. 13.-Maximum temper-frure 61 dograes: minimum. 50 dograes. River reading 8 A. M. 19 feet: change in last 24 hours, 4 foot fail. Total rainfail (5 P. M. to 3 P. M., 20 inch: total rainfail since September 1, 1911, 61B inches; ex-cass of rainfail since September 1, 1011, 2.76 inches, Total sumbine, 2 hours 56 minutes; possible sumshine, 11 hours 6 minutes. Bar-ometer (reduced to see level) at 5 P. M., 29.97 inches. Oregon-Occasional rain; south to west rinds. Washington - Occasional - rain; coster borbeast portion; southwesterly winds. Idaho-Occasional rain; coster. EDWARDS A. BEALS, District Forecaster. CLASSIFIED AD. RATES Daily or Sunday. THE WEATHER. My Velocity..... Precipitation past 12 hours... State of Weather

Per Line. 12c 23c es. 30c e (imes 36c

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DIED.

PEAKE-At residence, Lents, Or., Outober 12, Mrs. Sarah Alexandor Peake, aged 70 years, mether of John T. Alexander, of this city; W. R. and Nanule K. Alexan-der, of Omaha, Neb. Remains at Dunning & McEntse's parlors.

& McKnievs puriors. M'KAY-In this city. October 12, at the family residence, 622 East 26th st., Carrie Elizabeth, beloved daughter of Mr. and Mrs. Frank P. McKay, aged 2 years. Funeral notice in a later issue. Funeral notice to a later issue. PARROTT-At his home, 49 East 3th st. North, Samuel H. Parrott, aged st years, Remains at private reception rooms of Hass Bide Funeral announcement leter. Atider. Funeral announcement leter.



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Facoma Tatoosh Islano Walla Walla Washington Winnipes WEATHER CONDITIONS.

WHATTHER CONDITIONS. Boutheast storm warnings were ordered for all stations in this district at 11 A. M. for a moderate disturbance approaching Vancouver Island. During the afternoon a maximum wind velocity of 60 miles-from the southeast occurred at North Head and at Tatocah Island the maximum velocity was 35 miles from the south. Hain has failen in Western Oregon, Western Washingtou and extreme Northwestern Collifornia and the weather is cloudy and threatgaing elsewhere

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Million Has Been Raised.