

YUAN REFUSES TO BECOME PREMIER

Chinese Throne Accepts Principles of Constitution Curtailing Power.

TROOPS RIOT IN HANKOW

Imperialist Soldiers, Beyond Control of Officers, Kill Everyone They Meet—Outbreak at Anking Quelled.

PEKIN, Nov. 3.—The refusal of Yuan Shi Kai to accept the Premiership and the throne's acceptance by edict of the principles of a constitution drawn up by the National Assembly were leading developments here today.

The Governor of Anking, assisted by troops from Nanjing and two gun-boats, quelled an outbreak at Anking today.

An official dispatch from Hankow says that three hand-to-hand fighting is taking place on the streets. The imperialists are wholly out of hand of their officers and are killing everyone they meet.

Constitution Is Advance.

The outlines of the proposed constitution have excited much interest. It is generally directed at the Manchou scepter. It is a revolutionary advance over the constitution promulgated by the throne in 1907, which was modeled after the constitution of Japan.

The main provisions of the new constitution are: 1. The Emperor shall reign forever. 2. A person of the Yi Ching dynasty (the great pure dynasty) the name being the name adopted by the ruling family shall be Emperor invariable.

The power of the Emperor shall be limited by the constitution. 4. The order of succession to the throne shall be prescribed by the constitution.

The constitution shall be drawn up and adopted by the National Assembly and will be promulgated by the Emperor.

The power of amending the constitution shall belong to Parliament. 7. The members of the upper house shall be elected by the people from among those particularly eligible.

Parliament to Elect Premier. 8. The Parliament shall elect and the Emperor shall appoint the Premier, who will recommend the other members of the Cabinet.

If the Premier, when impeached by Parliament, does not dissolve Parliament, he must resign. One Cabinet shall not be allowed to dissolve Parliament more than once.

The Emperor shall assume direct control of the army and navy, but when this power is used in connection with internal affairs the Emperor must observe special conditions to be decided by Parliament.

Imperialist soldiers cannot be issued to replace the law except in the event of urgent necessity, in which case they may be issued in accordance with special conditions.

International treaties shall not be concluded without the consent of Parliament, but a treaty for the cessation of hostilities or a declaration of war may be made by the Emperor, if Parliament is not sitting, the approval of Parliament to be obtained afterwards.

Check Put on Expenditures. 12. Ordinances in connection with the administration shall be settled by Parliament. 13. In case the financial budget fails to receive the approval of Parliament, the government may not act upon the budget of the previous year, nor may items of expenditure not provided for in the budget be appended thereto.

Parliament shall not adopt extraordinary financial measures outside the budget. 15. Parliament shall fix the expenditures of the imperial household and any increase of the same.

Regulations in connection with the imperial family must not conflict with the constitution. 17. The two houses shall establish the machinery for the administration of the court.

sender of the arsenal came an attempt to cut the wires of the Nanking-Shanghai Railway, which was frustrated personally by W. U. Pope, general manager of the company.

The apparent breach of neutrality is defended because the British bondholders claim a prior right in the railway property. The British guard over the station and outlying properties. This action has caused much comment because this section of the railway is entirely outside the concession.

The Britishers stood guard over the railway property on one side and on the other side were an equal number of Chinese police to maintain order. The British guard is only temporary, it is said, and will be withdrawn.

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MUKADU HOLED BANQUET TALKS

Trade Relations Are Discussed by Business Men Who Fete Japanese Consul.

JINGO ALARMS DEPLORED

Cordial Feeling Between America and Nippon Remarkd by Speakers—Anniversary of Birth of Emperor Is Observed.

At a banquet tendered by Consul Ida to consular representatives, Federal, state and city officials and representative business men last night in the Portland Hotel in honor of the 60th birthday of the Japanese Emperor, the cordial and intimate relations existing between Japan and the United States were dwelt upon in a series of able addresses.

In proposing the toast to President Taft, Consul Ida expressed the sentiment of gratitude which all Japanese feel toward the United States for its support at a time when the Japanese empire was weak. He referred to the efforts of Townsend Harris, the first envoy, in concluding the first commercial treaty between the two nations.

He traced briefly the history of the commercial relations since that time and expressed the belief that the position of Portland and the resources of the adjacent coast in the greater commerce which is to be developed in the future. The Emperor's health was proposed by British Consul Laird.

Commerce Is Topic. President Haller, of the Chamber of Commerce, pointed out the many ways in which American institutions and methods have influenced the Japanese nation. He deplored the fact that many lines of the United States are insignificant in comparison with that of England and Germany.

He believed, he said, this was due in large measure to the fact that the Japanese exporters are represented in Japan by English and German firms who promote the sale of their own products instead of those of their firms they represent.

William D. Wheelwright gave a scholarly address on the ideals which have raised the Japanese to the position of one of the great powers of the world. He referred to Japan's readiness to adopt the best methods used by other nations as one of the agencies in her economic advancement.

Edgar B. Piper, managing editor of The Oregonian, speaking of "Our Friends, the Japanese," ridiculed the jingo sentiment which so often appeared in the press of Japan and America as representing an insignificant number of people of the two nations. There were, he said, many testimonials of the pacific intentions of the Japanese.

As an evidence of the good will which exists between the two countries, Mr. Piper referred to the small fleet which is now stationed in the Pacific, as compared with the powerful fleet which was reviewed Thursday by President Taft in New York. He considered it assurance that the Government considers that the next enemy which will engage this fleet will be Germany across the Atlantic and not across the Pacific.

"We know you are trying to do what we are trying to do on this continent," said Mr. Piper. "You have every right to develop your powers, to create new industries, to become the guardian of the Orient, the leading power in the Oriental world, because you are the most enlightened and the most progressive nation there."

S. Han, a well-known Japanese merchant, spoke of the effort Japan is making to promote friendly relations with other powers, particularly with the United States. He referred to the attitude of this country during the war with Russia and how deeply this sympathy was appreciated by the Japanese people. He paid a tribute to President Roosevelt for his part in bringing the war to an end. He deprecated the prejudice which exists in some sections of this country against the Japanese, but was confident the true sentiment of the Nation was one of friendship.

National Anthem Sung. M. Senda, Portland representative of Mitsui & Co., while addressing the banquet, had learned much from the United States, he was also aware that Japan had not been a disappointing student. He said that people engaged in commerce can have no better teacher. Much of the unfavorable criticism of the Japanese people, he declared, was the result of casual observations.

While the banquet was in progress, a celebration in honor of the Emperor's birthday was held in the Y. W. C. A. auditorium under the auspices of the Japanese Association of Oregon. A feature of the exercises was the unveiling of the portraits of the Emperor and Empress and the singing of the National anthem, "Kimigayo." S. Han delivered an address.

Consul Ida was host to the Japanese residents of Portland yesterday morning between the hours of 10 and 12 at the official residence on Marshall street. The house was elaborately decorated with Japanese flags and chrysanthemums. For the occasion, the Empress, presented recently to the Consulate by the Japanese Foreign Office, were displayed. Consul Ida was assisted in receiving his guests by Secretary K. Wakasugi and Assistant Secretary S. Tomihira.

The guests at the banquet were: Mayor Rushlight, P. W. Mulvey, C. W. Fulton, Postmaster Merrick, Judge C. U. Gantenben, Henry E. Doeh, Colonel George K. McDonnell, Bishop Charles S. Johnson, Hon. J. H. Cannon, D. D. British Consul James Laird, J. H. Barbour, Ben Selling, H. B. Miller, H. M. Haller, E. C. Glimmer, George J. Cameron, B. E. Johnson, J. H. Cannon, Edgar B. Piper, George M. Crowbridge, John F. Carroll, Henry L. Corbett, O. M. Clark, Edward C. Ainsworth, Harvey Beckwith, Adolph Wolfe, W. A. Holt, C. F. Adams, J. C. Ainsworth, M. Senda, M. Kawada, S. Han, J. W. Gagnon, Walter J. Burns, Charles E. Beebe, William D. Wheelwright, Dr. E. J. Mackenzie, I. N. Fleischer, Peter Kerr, C. B. Welcker, Dudley L. Blodgett, Colonel C. E. S. Wood, M. C. Banfield.

SHIP FOUND UNDER CITY

Workmen Uncover Derelict Excavating for New Building.

SAN FRANCISCO, Nov. 3.—Uncertain from its sleep of 60 years or more beneath the bustle and rush of the commission district of this city, the skeleton of a deep-water ship, built more

than a century ago, was disclosed today by workmen excavating for a building. The massive timbers of the old sea rover, held together with hand-wrought copper spikes, lie within almost a stone's throw of the side of Fort Gunnybaug, where the vigilantes exacted swift justice in pioneer days, and nearly half a mile from the present waterfront.

It was believed at first the skeleton was that of a Spanish ship of war, blown ashore in a hurricane before the water line was driven out into the bay by the city's head of room.

It was determined that the old vessel was between 80 and 100 feet in length and from the heavy timbers at the bow it was argued that she was a New England whaler. Arriving at the Golden Gate the usefulness of the ship ended and she was pulled ashore to serve as lodging places for the gold-seekers. It is believed was the fate of the vessel.

BURKE IS NEW HEAD

OREGON ANTI-SALOON LEAGUE ELECTS SUPERINTENDENT.

J. Frank Burke, of New Jersey, is Successor of Rev. J. H. Knodell. Delegates Have Banquet.

At the annual meeting of the Oregon Anti-Saloon League, held at the Y. M. C. A. yesterday, J. Frank Burke, who for the last six years has headed the anti-saloon forces in New Jersey and for the four previous years had acted as counsel for the same league in Illinois, was elected superintendent.

He succeeds Rev. J. H. Knodell, who has been superintendent for four years. At a dinner held last night in the dining hall of the Y. W. C. A. the delegates to the meeting bade farewell to the outgoing superintendent and welcomed the incoming official.

Other officers elected yesterday were Dr. Benjamin Young, pastor of the First Methodist Episcopal Church, president; Rev. F. D. Findley, of the First United Presbyterian Church, first vice-president, and E. Quackenbush, treasurer. The members of the headquarters committee chosen were Rev. J. W. McDougall, superintendent of Portland district of the Methodist Episcopal Church; Rev. J. H. Knodell, superintendent of the East Side Baptist Church; Rev. William Parsons, of the Third Presbyterian Church; Rev. W. F. Reager, of the First Christian Church, and J. T. Wilson.

The report of the retiring superintendent and of the treasurer, read at the meeting, and carried to the agenda for prohibition within the state and to make their efforts unceasing. A definite plan of action was deferred until the new superintendent should have an opportunity to investigate his field. He arrived but a few days ago from New Jersey.

At the banquet last night Dr. E. Nelson Allen bade farewell to the retiring superintendent and paid a high tribute to him. "We have learned to love him and to appreciate his religious work in the time he has been with us," he said.

Dr. Young, the new president, presented Dr. Knodell, on behalf of the members of the league, with a purse of \$150, which, in the silver dollar denomination, was contained in a huge Dutch stein. Dr. Knodell responded with feeling.

He likened the action of the league in presenting the odd money-container to an appreciation of his desire to change every stein in the State of Oregon "from wreckers of homes into savings banks, containing the family fund."

Dr. Young was toastmaster. Samuel Connell welcomed Mr. Burke to Oregon as "the land of big mountains, big valleys, big rivers, big rains, big crops and big reforms."

"The liquor interests in this country have in retreat," said Mr. Burke. "They are no more confident in their position. They are compelled to realize that something is wrong, but each places the blame upon the other. The retailer says he is the victim of the brewer, and the brewer shifts the blame upon the retailer."

Mr. Burke intimated that the anti-saloon forces would direct their attention to the Commercial Club last evening. Max S. Hirsch, president, presiding. A report from the committee on street lighting announced that practically every property holder on the street had subscribed to the fund for equipping Stark street with ornamental electric cluster lights from the river up Stark and along Burnside to Sixteenth street. On the greater portion of the distance the lights are already installed.

It was unanimously decided that because of the congestion now existing on the downtown street lines it is necessary to have a downtown line on Stark street. A committee on ways and means was appointed. The committee on Stark street from Sixteenth street east was appointed by President Hirsch as follows: Robert Smith, chairman; Lou G. Clark, George H. Kelly, R. S. Parrill, F. A. Freeman, Joseph Friendenthal, M. C. Dickinson, Dr. A. J. Giesy, Frank Powers, S. Morton Colton, Bruce Clendenning and Fred R. Stanley.

A committee on civic improvement headed by J. C. Friendly, chairman; M. S. Hirsch, Leo Friendenthal, Joseph M. Meyer, R. S. Parrill, J. G. Mack, Phil Metcham and H. J. Ottenheimer was appointed.

The recent \$400,000 cash purchase of the library property by John W. Blodgett and the previous fine structures erected on Stark street have given a great impetus to reality values on Stark street and the property owners on the street, with those owning adjacent property, have decided to do everything to continue the progress now under way. A permanent organization has existed for several months. The executive officers are: Max S. Hirsch, president; J. L. White, vice-president; Joseph M. Meyer, secretary, and E. I. Pittcock, treasurer.

COKE RECALL IS REVIVED

MOVE TO OUST JUDGE BACKED BY DOUGLAS FOLK.

Sensation Caused at Roseburg When Petition Notice Is Made Known. Campaign Plans Out.

ROSEBURG, Or., Nov. 3.—(Special.)—After working in the strictest secrecy for three months in perfecting preliminary plans, Attorney Le. Cannon, backed by E. Douglas County voters, caused a sensation here today when it was announced that the recall of Judge John S. Coke of the Second Judicial District, had been revived.

Concurrent with today's announcement, Attorney Cannon and his staff of residents advocates placed an order for 10,000 pamphlets containing a ready statement pertaining to the murder trial of Roy McCallen, together with the instructions, as delivered to the jury by Judge Coke, in the case containing a graphic story of the murder of Ben Mahan, the statement scores Judge Coke for releasing Roy McCallen on bail following the return of an indictment by the grand jury charging murder in the second degree. It also refers to certain instructions asked by the attorney for the defense and embodied in the instructions given to the jury.

Judge Coke also is charged with showing partiality when he refused to allow District Attorney Brown to do the prosecuting work in the Mahan case at the time he was murdered in order to show the jury that all of the shots entered the bank. In another case tried on the previous day it is alleged that a similar objection was overruled by Judge Coke. In conclusion, it is charged that Judge Coke refused to give any instructions asked by the prosecution.

Land Official in Portland. T. J. Sheridan, chief of the field service of the General Land Office, is here from Washington, D. C., on a tour of inspection along the coast. He is enjoying a wedding trip. His position is one of the most important in the department and carries with it an annual salary of \$7500.



the OWL train to Tacoma and Seattle is a good one

GO ABOARD at 9:30 P. M. if you wish, retire and occupy your berth until 8:30 A. M.

Owl leaves Portland at 11 P. M.

O-W-R.&N. "Line of the Shasta Limited"

All trains arrive at and depart from Union Depot foot of Sixth Street. City ticket office, corner Third and Washington Streets; Telephone: Private Exchange 1, Home A-611. C. W. STINGER, City Ticket Agent.

W. D. SKINNER General Freight and Pass Agent

Improvement Association Sees Need of Line. Installation of Cluster Lights Progresses, All Contributing-Committees Named.

The Stark-Street Improvement Association held an enthusiastic meeting in the Commercial Club last evening. Max S. Hirsch, president, presiding. A report from the committee on street lighting announced that practically every property holder on the street had subscribed to the fund for equipping Stark street with ornamental electric cluster lights from the river up Stark and along Burnside to Sixteenth street. On the greater portion of the distance the lights are already installed.

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SUNDAY AT BEACH IS HOPE

(Continued from First Page.)

A pile of ties in order to lift it from the ground and make its repair that much easier.

When the special train following Rodgers arrived, his mechanics began work on the engine. The three mechanics practically had to rebuild a motor, and all the material they had to work on was the remains of this one and the one wrecked at Kyle, Texas, October 20.

For a time it seemed as if repairs would be made for a start late today but this plan was abandoned and the mechanics announced if the motor could be repaired in time for a start Sunday they would do well.

Soda crackers are more nutritive than any other flour food. Uneeda Biscuit are the perfect soda crackers. Therefore, Uneeda Biscuit.

Five cents spent for a package of Uneeda Biscuit is an investment in nourishment, in health, in good eating.

Though the cost is but five cents, Uneeda Biscuit are too good, too nourishing, too crisp, to be bought merely as an economy.

Buy them because of their freshness—buy them because of their crispness—buy them because of their goodness—buy them because of their nourishment.

Always 5 cents. Always fresh and crisp in the moisture-proof package. Never sold in bulk.

NATIONAL BISCUIT COMPANY

days, six hours and 23 minutes, which is much faster than the time of the fastest express trains. He flew 133 miles here from Stovall Sliding, Ariz., where he was forced to spend last night, in 125 minutes, and used 15 gallons of gasoline.

INDIGESTION, DYSPEPSIA, SOURNESS, GAS AND STOMACH-HEADACHE GO.

A Little Diapiesin Makes Your Out-of-Order Stomach Feel Fine in Five Minutes.

If what you just ate is souring on your stomach or lies like a lump of lead, refusing to digest, or you belch gas and Eructate sour, undigested food, or have a feeling of Dizziness, Heartburn, Fullness, Nausea, Bad taste in mouth and stomach headache—this is Indigestion.

A full case of Pape's Diapiesin costs only 50 cents and will thoroughly cure your out-of-order stomach, and leave sufficient about the house in case some one else in the family may suffer from stomach trouble or indigestion. Ask your pharmacist to show you the formula plainly printed on these 50-cent cases, then you will understand why Dyspeptic trouble of all kinds must go, and why they usually relieve sour, out-of-order stomachs or indigestion in five minutes. Diapiesin is harmless and tastes like candy, though each dose contains power sufficient to digest and prepare for assimilation into the blood all the food you eat; besides, it makes you go to the table with a healthy appetite; but, what will please you most, is that you will feel that your stomach and intestines are clean and fresh, and you will not need to resort to laxatives or liver pills for Bloating or Constipation.