

KELLAHER LOSES OUT AS ELECTOR

Only as State Senator Nominee Will He Be Recognized on Ballot.

OLCOTT ANNOUNCES "WHY"

Law and Prior Declaration Made by Candidate Cited as Reasons He Cannot Be T. R. or Taft Presidential Voter.

SALEM, Or., Sept. 18.—(Special.)—The name of Dan Kellaher, of Multnomah County, will not be certified to the County Clerks of the state on the official ballot as candidate for Presidential elector on either the Republican or Roosevelt Progressive party tickets, according to a formal announcement that was made by Secretary of State Olcott today.

This decision was reached after the Secretary of State had examined the law for several days and was made purely on his own initiative. At the same time Mr. Olcott made practically an identical ruling in the case of Hugh McLain, Democratic nominee for Presidential elector and State Senator. In the case of Mr. Kellaher he bases his decision on what he believes to be the proper legal interpretation of the statutes covering elections.

Mr. Kellaher filed with County Clerk Fields, of Multnomah County, prior to the primary election, a declaration of intention to become a candidate for State Senator from that county. Among other things in this declaration he stated: "I will accept nomination and will not withdraw, and if I am elected, will qualify as such officer."

Priority Rule Applied. Mr. Kellaher was duly nominated as a Republican candidate for the State Senate. At the same election voters of the state wrote his name in on the ballot in sufficient numbers to nominate him as candidate for Presidential elector.

This nomination Mr. Kellaher accepted, but did not accept the other. Under the direct primary nominating law, when a petition is filed such as Mr. Kellaher's and the candidate is nominated, the only vacancy that can be filled by a committee is that caused by death or removal from the electoral district. The promise of Mr. Kellaher to accept, if nominated, and not withdraw, is taken by the Secretary of State as giving priority to the nomination of State Senator over the nomination of Presidential elector. Mr. Kellaher not even being a candidate for the latter office.

Section 3337 of Lord's Oregon laws provides that "no person shall be qualified to be a candidate for more than one office to be filled at the same election."

Only One Recognized. Consequently Secretary Olcott takes the stand that Mr. Kellaher must be a candidate for but one of the offices for which he has been nominated. Mr. Kellaher has been nominated for three offices, the third being as a candidate for Presidential elector on the Roosevelt Progressive party ticket.

With all of these conditions in view, Secretary Olcott reached the conclusion that Mr. Kellaher can appear on the ballot only as a candidate for State Senator.

In the case of Hugh McLain, of Marshfield, the legal situation is analogous, but the facts are just inverted. He filed a petition as candidate for Presidential elector, but was also nominated as State Senator, his name being written in on the ballot. He was nominated as well as candidate for Presidential elector, and in the light of the fact that he filed a petition stating he would accept and not withdraw if nominated, his name will be certified to the County Clerks as a candidate for Presidential elector, but not as State Senator.

Mr. Kellaher Is Advised. C. B. Moore, chairman of the state central committee of the Republican party, was here to confer with Secretary Olcott today, but the matter had already been decided by Secretary Olcott, and at that time S. A. Koser, Deputy Secretary of State, was in Portland conferring with those interested, including Mr. Kellaher and Roosevelt Progressive party leaders, as well as Republican and Democratic leaders. Mr. Kellaher was given formal notice of the Secretary's decision.

County Clerks Filled. The Supreme Court, now on its vacation, will not return until October and probably will start court in Pendleton shortly. Should mandamus proceedings be started and decided in the lower court, it is considered very doubtful if a decision could be reached in the higher court before October 7, the last day allowed to make such certification.

The names of the candidates selected to replace William Hanley, of Burns, and Dan Kellaher, of Portland, at the assembly of Republicans held in Portland tonight cannot go on the ballot with the word "Republican" after their names. They will probably appear with the words "Taft-Sherman" following their names, as suggested by the Secretary of State. In that event they will be grouped as nearly as possible in connection with the three Republican electors and following the group also will be the names of William Howard Taft and James S. Sherman, so that the voters of the state may see plainly that the electors are for Taft and Sherman. Word has been received here that Hanley will accept.

As to Mr. Kellaher's successor, it will be necessary for the state central committee of the Roosevelt Progressive party to name a man to replace him as a Progressive elector. This is allowed under the general election laws when a convention meets and authorizes such a method of filling vacancies, but is not allowed in connection with those parties which make nominations under the direct primary nominating election law.

COOS BAY BRIDGE FAVORED

Marshfield Mass Meeting Indorses Southern Pacific Project.

MARSHFIELD, Or., Sept. 19.—(Special.)—The public hearing held here today by Captain Robert, of the United States Engineering Corps, resulted in an expression of the people favoring

the bridging of Coos Bay by the Southern Pacific. The hearing lasted the entire day, all of the petitions and letters which had been written in connection with it being read. There were some protests.

The most active person fighting the bridge was Jacob M. Blake, of San Francisco and formerly of this place. Two hours were required to read letters he had written and protests he had made. In some of his communications he accused the Southern Pacific of having a plot to ruin Coos Bay by building the bridge. Most of the protests were on the grounds that a bridge would prevent the tidal flow, cause shoals and make navigation difficult.

A resolution was passed by the mass meeting that if a bridge was allowed

OREGON PIONEER WHO CROSSED PLAINS IN 1852 DIES AT AGE OF 69 YEARS.



Mary Ellen Hoover.

CORVALLIS, Or., Sept. 18.—(Special.)—At her home in Benton County, Oregon, on the Junction City road, three miles southeast of Monroe, Mary Ellen Hoover, wife of Peter Hoover, died August 21, at 4:30 o'clock. Mrs. Hoover was born in Van Buren County, Iowa, April 25, 1843.

In 1852 Mrs. Hoover, then Mary Ellen Howell, crossed the plains from Iowa to Benton County, Oregon, with her parents, Mr. and Mrs. Stephen Howell, in an old prairie schooner drawn by ox-teams. They settled on a donation land claim about two miles southwest of Alpine, Or., where she resided until September 8, 1859, when she was united in marriage to Peter Hoover, who still survives her.

There were born to them 12 children, eight of whom are still living—George L. Hoover, of Hayward, Cal.; Mrs. Clara Eglin and Mrs. Elizabeth Seitz, of Corvallis, Or.; Mrs. Rachel May of Stockton, Cal.; Austin B. Hoover, of Waldport, Or.; Mrs. Sudie Ward, of Pinedale, Wash.; Mrs. Fannie Taylor and Oscar L. Hoover, of Alpine, Or. Two brothers and sisters are still living—Mrs. Sarah Reldensour, of Spokane, Wash.; Mrs. Nancy Bounds, of Shelburn, Or.; William J. Howell, of Corvallis; Silas Howell, of Waldport, Or. There are 24 grandchildren and three great-grandchildren.

Funeral services were conducted by Rev. Mr. Crozier at the Methodist Episcopal Church in Monroe, Or., Thursday, September 5, at 1 o'clock P. M. Mrs. Hoover was a member of that church from childhood.

The body was interred by the side of her mother in Simpson's Cemetery at Alpine, Or.

a common user clause must be required. Another resolution was passed to show that the sense of the people that the Southern Pacific be allowed to bridge the bay if the war Department saw fit to grant the permission. Only one man voted against it. The meeting was largely attended. The North Bend people made a big demonstration, coming with two bands and giving a parade in which 600 men took part, carrying banners which bore inscriptions in favor of the bridge. The employees of all the mills and factories of North Bend were given a holiday on full pay to take part in the demonstration.

17-YEAR-OLD DEBT PAID

Chehalis Banker Surprised When Forgotten Customer Liquidates.

CHEHALIS, Wash., Sept. 19.—(Special.)—Considerable comment was made in recent news dispatches about the farmer tendering to a banker who had found out about debts he had contracted seven years previously and which he wished to pay. A Chehalis resident can beat that record just ten years.

Seventeen years ago William Urquhart was in the mercantile business in this city. He is now a banker here. At that time many of the settlers in Eastern Lewis County were hard up and Mr. Urquhart carried their accounts on his books for years at a time. A few days ago a farmer who had been in Eastern Lewis County for a good many years sold his place and moved to California. On his way he stopped in Chehalis on business and to see his friends.

Entering the office of Mr. Urquhart in the Coffman, Dobson & Co. bank, the farmer tendered his old friend if which he said he had owed him for 17 years. Mr. Urquhart could not remember it, but the farmer insisted that he owed the money and, furthermore, wanted to pay interest on it. To the latter proposition, however, Mr. Urquhart would not consent, merely accepting only the principal.

Harrisburg Schools Open.

HARRISBURG, Or., Sept. 19.—(Special.)—The Harrisburg schools opened Monday with an increased enrollment over last year. Much new apparatus for science work in the High School has been purchased and thorough laboratory work will be given in connection with the various science subjects. The following corps of teachers is in charge: High School, L. L. Gooding and Miss Grace McGregory; grades, Bryant Bots and Misses Sadie Moody, Gertrude Shepherd and Esther Gilbertson.

Pendleton Hospital to Be Visited.

SALEM, Or., Sept. 19.—(Special.)—Members of the State Board will go to Pendleton next week, incidentally to attend the Round-Up and to go over the Eastern Oregon Branch Insane Hospital situation. While there they will meet Superintendent McNary, and the budget for the next two years will be talked over and probably tentatively drawn up for submission to the next legislative assembly.

"Strike" Made on Row River.

COTTAGE GROVE, Or., Sept. 19.—(Special.)—One railing \$12 to the ton in gold and \$3.70 in silver has been struck by Messrs. Elwood and Inman on their claim near Red Bridge, on the Row River, according to the report of the assay office. The ledge is from 30 to 50 feet in width.



THE FREE PICK AND CHOICE

of any suit in either of our two stores will be given, up until October 1, for only



—and they are worth \$18.50, \$20, \$22.50, \$25 and \$30

This Trade-Building Sale is held for the purpose of advertising our stores and the woolen mills in Oregon that furnish us with goods. During the past year there have been thousands of people locate in Oregon and we want them to know that they can get more value for their money in these Woolen Mills Stores than in any store in the United States. With this in view, we are giving, until Oct. 1, the free and unrestricted choice of any \$18.50, \$20.00, \$22.50, \$25.00 or \$30.00 suit for only \$15; and mind you, they are not common suits, but the highest grade of hand-tailored garments from the choicest of this year's fabrics.

Boys Buy Any Suit in the Store \$5 Up Until October 1 for Only..... \$5

The free pick of any Boys' Suit in the store is now being freely given for only \$5, and there are more than a hundred different styles to choose from, worth from \$6.50 to \$10. This is the opportunity of the whole year; mothers should take early advantage.

Brownsville Woolen Mill Store

Third and Morrison

Third and Stark

FEUD ENDS IN MURDER

RICH IDAHO RANCHER INVOKES "UNWRITTEN LAW."

Husband Who Claims to Have Been Wronged Too Quick on Trigger for His Enemy.

BOISE, Idaho, Sept. 19.—(Special.)—Willis Stevenson, a prosperous rancher living near Halley, Idaho, last night shot and killed Sam Templeton, the man whom he declares stole his wife. Stevenson asserted, however, when he gave himself up to the Sheriff at Halley, shortly after the fatal shooting, that the man who was a rival for his wife's affections tried first to kill him. The coroner's jury today held him to answer to the charge of murder in the first degree.

The domestic troubles of the Stevensons had been neighborhood gossip for some months. Stevenson at last lived apart from his wife and when Templeton began paying attentions to her a bitter feud thereupon grew up between the two men. Stevenson had applied in the District Court for a divorce.

The shooting took place on one of Stevenson's two ranches, on Willow Creek, near Halley. Stevenson was at work on the place when Templeton rode up on horseback. Words passed between the men and Templeton attempted to draw a revolver. Stevenson instantly sent a bullet from his rifle crashing through Templeton's brain and he fell from his horse dead. Stevenson then walked to Halley and gave himself up to the Sheriff. Templeton was a newcomer in the district and little, if anything, is known about him.

WOMAN SURPRISES COURT

Tacoma Case Evidence to Be Presented in Full Now.

TACOMA, Sept. 19.—After two hours of argument over the admissibility of evidence said to be derogatory to the plaintiff in the \$40,000 suit for damages brought by Mrs. Lizzie Magnusson against Bishop E. J. O'Dea, of the Nisqually Diocese, the Sisters of the Visitation in Tacoma and Father Van Goethem for the alleged kidnaping of Marjorie Riemann, Mrs. Magnusson's daughter, counsel for Mrs. Magnusson surprised the court today by withdrawing all objection to the evidence and agreeing to let it be presented in full. The court had earlier made a ruling in the plaintiff's favor.

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Star Brewery
(Northern Brewing Company)
PORTLAND - VANCOUVER

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