

ONE FEATURE OF PRIMARY FAILURE

Politics Play Strong Part in Selection of Supreme Court Judges.

HOW HUMPHRIES WON OUT

Makes Appeal to Prejudices of Laboring Men and Saloon Element. Methods Unethical, Say Members of Washington Bar.

OLYMPIA, Wash., Sept. 12.—(Special.)—That the direct primary law is a failure is the consensus of opinion, apparently, of the bar of the state. The result, particularly as to the Supreme Court, shows that partisan politics was far from eliminated in the recent contest, and what is most objectionable to the bar, permitted the election of one candidate through the purchase of votes and the use of the profession and appeals to prejudice and to special interests.

John E. Humphries, although the vote is close, has apparently been chosen for justice of the Supreme Court and his election is due to the support of the solid saloon vote, the solid laboring vote and to his attacks upon the judiciary.

S. J. Chadwick, Democrat, has also been elected, and while this is satisfactory to the bar of the state, the fact that Democrats as a rule went into the polls and voted solidly for Chadwick, while scattering their other votes among the weaker candidates to insure his election, indicates that the term "non-partisan judiciary" is a misnomer.

Talk of Repealing New Law.

There is already talk of a repeal of this provision of the direct primary law, and there is even discussion of an attempt to defeat Humphries by the use of stickers in the general election. There are three positions to fill on the supreme bench and under the provisions of the direct primary law only the three highest men can have their names printed on the official ballot in November. The only possibility of defeating a primary nominee is by the sticker method.

There is no criticism of Mr. Humphries' ability as a lawyer, the objection of the bar being confined to his campaign methods. Humphries not only made speeches in which he charged the laboring man seeking damages from personal injuries did not get a square deal in the Supreme Court but also sent out posters and circulars by the thousands appealing to the prejudice of such voters.

"One laboring man is either sent to his grave or the hospital every minute," was a phrase used on all his lectures. "Shall the people rule? Yes let the people rule," was another catch phrase used extensively. While claiming that laboring men could not obtain justice in the courts, Humphries sent out thousands of circulars in which a list of 14 cases was cited in which he had obtained verdicts for injured clients against corporations. This list aggregated \$148,000.

Appeal to Secret Orders.

He also made an indirect appeal to the secret order vote. One large poster depicts him with single and combination badges on his breast showing him to be a member of the Masons, Elks, Eagles, Knights of Pythias, Improved Order of Redmen and A. O. U. W.

In every important city but one, Tacoma, he received the indorsement of the Royal Arch, the saloonmen's secret order. This was accomplished, partly, through the efforts of supporters of Jimmy Durkin, the saloon man of Spokane, who was a candidate for the Democratic gubernatorial nomination.

As the result of his appeal to the prejudices of the laboring element Humphries received the support and support of the labor organizations throughout the state. Other candidates for the supreme bench adhered closely to the ethics of the legal profession, Judges Root and Crow, the two members of the Supreme Court who were candidates for re-nomination, made no campaign whatever. The other candidates with exception of Carr of Seattle, made more or less of a campaign but it consisted simply in getting out and meeting the voters. The bar of the state, as a rule, supported Root, Crow and Chadwick, although favorite sons where given the bar support in their own communities.

Humphries was not considered a possibility during the campaign. For 10 or 12 years he had been a perennial candidate for office and each time his strength had been of little consequence.

Friends Urge Preston to Run.

One plan of conducting a sticker campaign against Humphries that has been suggested by lawyers is for the bar of the state to settle upon some strong candidate who personally will make a dignified campaign and leave the real battle to the lawyers. At best, however, the sticker method in a state election is barren of results and the only thing it has expressed as to the wisdom of such a campaign in view of the failure of the bar of Seattle to elect all its candidates for Superior Judges of King County as chosen by them in the bar primaries.

Some lawyers of standing admit that to be anywhere near successful it would be necessary to obtain the support and encouragement of organizations other than the Bar Association, Harold Preston, of Seattle, has been suggested, and a strong man for a sticker candidate if he could be induced to make the race.

While not criticizing the men who appear to have been nominated to the supreme bench in the non-partisan judiciary election, Governor A. E. Mead today expressed the opinion that there had been less of politics in the old convention system of nominating candidates for the supreme bench than under the new plan adopted in this state. Other than this the Governor desires to criticize the workings of that portion of the new law.

game even without the extra one the voters added in the fourth on errors. Seattle played hatless ball and only once was within halting distance of the plate. Nine of the Seattle players were left on bases, the necessary hit to bring a run home never being forthcoming. Thomas pitched a good game and Allen gave good ball after the first inning. The score: R.H.E. Seattle.....00000000-0 8 2 Butte.....40010000-3 11 4 Batters—Allen and Porter, Thomas and Bender. Umpire—Carruthers.

OFFICIAL COUNT NEEDED

Figures on Vote of Hoquiam Disagree on McBride and Cosgrove.

ABERDEEN, Wash., Sept. 12.—(Special.)—All election tables of this county so far compiled disagree on the vote of Hoquiam, agreeing in the main otherwise. But in Hoquiam the discrepancies are too great to be reconciled, and an official count will be necessary to determine actual majorities. The differences in the Hoquiam count also affect the result on Governor, and whether McBride or Cosgrove carried the county on first choice cannot be known until the official count.

Tables compiled show that in 39 of the 44 precincts, McBride received 1043 first choice votes and 420 second choice; Cosgrove received 1031 first choice and 751 second. According to other tables, McBride received 1073 first choice votes and 482 second, while Cosgrove likewise received 1073 first choice votes and 827 second. This makes the situation interesting. The discrepancy between the two candidates is so small in first choice votes that Cosgrove has undoubtedly carried the county on combined first and second choice.

One count gives Mead 508 first choice votes and 670 second. Other competitors made 844 first choice and 698 second. As on other contests, the difference is in the Hoquiam vote, no two tables so far having been found that agree in the ballots cast there.

HAVE BUMPER APPLE CROP

Grand Ronde Farmers Preparing to Harvest 350 Carloads.

LA GRANDE, Or., Sept. 12.—(Special.)—On the eve of the apple harvest in this valley, indications are that the largest crop in the history of the fruit industry in the Grand Ronde Valley will be gathered. The foreign shipments will total 300 cars, according to fruit men, and aside from this will be 50 cars for the home consumption. Local shippers are preparing to dispose of the fruit as rapidly as it ripens and in great quantities are unsteady at present, but it has been stated by buyers that with the beginning of the new year the markets will open strongly. While apples are being picked at this time, it is principally the summer varieties.

FROM ASTORIA BY AUTO

Senator Fulton and Friends Make Trip, Using Four Machines.

A party of Astorians, consisting of Senator and Mrs. C. W. Fulton, Mr. and Mrs. George H. George, Mr. and Mrs. G. C. Fulton, Mr. and Mrs. F. Prael, Mr. and Mrs. C. W. Hallstrom, Mr. and Mrs. George H. Sanborn, A. C. Fulton and G. O. Sanborn made the trip from Astoria to Portland yesterday by automobile, reaching this city last night. Four cars were used, and they came through with but little trouble. The party registered at the Danmoore and later dined in the grill. It was the intention to continue the trip to Salem today, but an accident to Senator Fulton's car may compel a change of plans.

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Hold Colt Show at Drain.

DRAIN, Or., Sept. 12.—(Special.)—The first annual colt show of the Drain Percheron Horse Company was had in this city today. There were 25 colts on exhibition, these colts were pronounced the best ever shown in this county. Voltage, the sire of these colts, was imported about a year ago. Voltage weighs 2000 pounds. The judges were H. F. Deardoff, Joe Manning and James Hawley. The first prize of \$20 was won by John Hedrick, the second, of \$10, by Ben Watkins, and the third, \$5, by Joel Tracy.

DAN KELLY IS HOME

Other Oregon Athletes Will Reach Baker City Today.

CITIZENS TO ENTERTAIN

Lad Who Won Honors in Olympic Games Tells of Trip to England, Ireland and Sweden—Pleased With King's Sportsmanship.

BAKER CITY, Or., Sept. 12.—(Special.)—Dan Kelly arrived in this city this morning at 7:35 and went direct to the home of his parents. He was accompanied by D. M. Kelly, his father, who met him at Weiser, Idaho. Throughout the day he has been visiting his parents and renewing old acquaintances among the friends of his youth.

Kelly talked freely of his trip. He outlined his experiences while in London and through Ireland and Sweden. He was not enthusiastic over the fairness of the London sportsmen, but could find some excuse for what seemed unfair decisions because of the unfamiliarity of the judges with sporting events. There were many identified with the Olympic games who had no other claim to recognition in an official position other than that they could sport a title or were connected by blood with the royal household. The English sports, he said, were good winners, but bad losers. He was pleased with the sportsmanship of the King and delighted with the grace of Queen Alexandra. After the close of the Olympic a party of 12 Americans were escorted to Ireland, where they had been arranged a meet at Dublin, in which the chosen athletes of the Emerald Isle were to take part. The Americans won seven firsts against four for the Irishmen.

Then the party went to Sweden, where three meets had been arranged, at Stockholm, Malmo, Norkoping. In all these events the American boys were winners. Tomorrow morning at 7:45, Smithson, Gilbert and W. J. Petrain, of the Oregonian, will arrive when the following programme for the day will be carried out. A committee will meet them in the morning at the 7:45 train and escort them to the Geiser Grand. There will be informal visiting till 1 o'clock. A tally-ho ride is then proposed from 1 to 3. Reception at the Elks auditorium from 3 to 4:30. The speech of welcome will be made by Professor Churchill, superintendent of public schools, and an address of a general character will be delivered by Henry McKinney, representative-elect from Baker County.

Dinner will be served at 5 o'clock at which about 20 invited guests will participate. A band concert has been arranged for 7 P. M. and a procession at 8:15. The three athletes, together with Mr. Petrain, of The Oregonian, will leave for Portland.

PLANS ARE ALL COMPLETE

Reception to Athletes Will Be Elaborate Affair.

Arrangements are practically completed for the parade and reception tomorrow night in honor of the returning Oregon athletes. The postponement of the demonstration from last night to tomorrow night has not had the effect of diminishing the scope of the original plans. Since the change in the programme was made necessary several features have been added to those provided for the entertainment of the guests of honor. The delegations from the various educational institutions of the state which will occupy tallyhoes in the procession have arranged for elaborate decorations for their conveyances.

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BEN SELLING LEADING CLOTHIER

rich strike is reported in the Cinderella mine in the Blue River district. The ore mine in sight has justified the erection of a mill at the mine and Thomas Brandon, of Halsey, one of Linn County's Representatives in the next Legislature, was in Albany today making arrangements for this improvement of the property. Besides Brandon, the chief owners of the

Advertisement for SWINTON COLUMBIA TRUST COMPANY, 7th Floor Couch Building. Includes text about Rich Strike in Blue River and Albany, Or., Sept. 12.—(Special.)—A

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