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HIGH COURT HOLDS PICKETING LAWFUL

But Intimidation Is Put Under Ban.

IRONMOLDERS' CASE DECIDED

Circuit Court of Appeals Modifies Milwaukee Injunction.

JUDGE EXCEEDED POWERS

Went Too Far in Prohibiting Picketing Without Violence at Allis-Chalmers Company's Plant, Says Decision.

CHICAGO, Oct. 10.—(Special.)—Peaceful picketing by striking union men is permissible by court decree, but the official judicial sanction expressly provides that "the picketing shall not be done in a threatening or intimidating manner." This is one of the points emphasized in the United States Circuit Court of Appeals' decision reviewing the Federal Court injunction issued against Iron Molders' Union No. 125, of Milwaukee, during the iron molders' strike at the plants of the Allis-Chalmers Company several years ago.

Judge Went Too Far.

The higher court's decision which was handed down today upholds the injunction in a modified form and vacates a number of paragraphs. The Appellate Court simply holds that the lower court went too far in prohibiting peaceful picketing and rules that there was no reason for enjoining a boycott, because none existed.

Baker Writes Opinion.

The decision was penched by Judges Grosscup, Baker and Seaman. Judge Baker wrote the opinion and a concurring opinion of Judge Grosscup is attached to it.

The injunction was issued by Judge Sanborn, of Milwaukee, on complaint of the Allis-Chalmers Company. On the bill, a supplemental bill and a showing in connection with these bills, an injunction was issued against the union because of the strikers picketing the Allis-Chalmers plants and endeavoring to prevent non-union men from working. Some of the individual members of the union later were found guilty of violating the injunction and were punished for contempt of court.

Involved Four Unions.

The final decree of the court in the injunction proceedings involved four local unions of the National organization of Iron Molders and some 60 individuals who were members and officers of the unions. An appeal from the decision of Judge Sanborn was taken by the unions and presented to the court of appeals last Fall. It is said the Court of Appeals has had the opinion ready for some time.

The injunction contained 16 paragraphs, each making a prevision against the unions, but a number of them bearing close relation to each other. Of these paragraphs six were vacated entirely and three were modified by the Court of Appeals. The remainder were affirmed and allowed to stand.

SENATOR BEVERIDGE ILL

Forced to Cancel Speaking Dates in Nevada Towns.

RENO, Nev., Oct. 10.—Senator Beveridge, who was to have addressed a Republican meeting tonight in this city, is ill at Lake Tahoe, his physicians forbidding him to do any public speaking for some time. As a result of this, the rally was postponed until a future date and the special trains to nearby towns canceled.

ZANGWILL ALTERS OFFENSIVE LINE

BUT NOT TO SUIT ROOSEVELT, SAYS PLAYWRIGHT.

Softens Reference to Divorce Evil in Fairness to American People, He Declares.

PHILADELPHIA, Oct. 10.—(Special.)—Israel Zangwill has dropped the line in his new play, "The Melting Pot," to which President Roosevelt made objection in a recent confab with the playwright at the White House. Mr. Zangwill says the words were changed, not in deference solely to the President, but in fairness to the American people. The line as it originally read is spoken by the heroine in reference to the marriage state as follows:

"We are not native born Americans; we hold our troth eternal."

As changed, it reads:

"Not being members of the 400, we hold even our troth sacred."

"Yes, I changed the line," said Mr. Zangwill today, "but I didn't do it on the President's account solely. Nothing he could say would influence my regard for what I thought was right. He is no czar and he has no control over art, though he thinks he has."

DIPLOMATS ARE UNEASY

Many Changes Pending in Corps at Washington.

WASHINGTON, Oct. 10.—(Special.)—Never since the United States began in a modest way to boast a corps of diplomatique at its capital has so much unrest been observed in this august body of foreigners as at present time. A general shift of envoys is imminent as the result of the presidential election. Germany is to send a new ambassador, but he will not be named until the Kaiser knows whom he is to please in his choice of representatives. No one seems to know why relations have grown so cold between the present Ambassador from Italy, Baron Mayor des Planches, and the Presidential family, but the fact remains.

The Austro-Hungarian Ambassador who is the dean of all diplomats now in Washington, having been at his present post for 16 years, is desirous of a change. The Mexican Ambassador will spend only part of the Winter in Washington, and Mme. Creel and her two daughters will come only for the inauguration festivities.

DIVERT CANADIAN WHEAT

American Carriers Offer Lower Rates for Moving Crop.

OTTAWA, Oct. 10.—(Special.)—An extremely interesting situation has arisen in connection with transportation of this season's grain crop of the Canadian West to tidewater for export. Notwithstanding the facilities for transportation of grain by the St. Lawrence route, and in spite of newly provided facilities for loading and for ocean shipment at the Port of Montreal, 1,000,000 bushels of Canadian wheat has recently been shipped to American ocean ports via Buffalo, while probably 5,000,000 bushels more have been sold for export by these same ports.

It is said that rates on the American side are now lower than on the Canadian, and that unless Canadian steamship-owners reduce their rates, there will be a large portion of Canadian grain traffic diverted to American routes.

PREVENT CHURCH SUICIDE

Los Angeles Woman's Friends Block Queer Plan for Revenge.

LOS ANGELES, Cal., Oct. 10.—(Special.)—Following a petty quarrel with members of the First Methodist Church, Mrs. Elizabeth Thompson, well known in religious circles, bought a marble shaft, ordered a grave dug and told her friends she would commit suicide before the pulpit during the service tomorrow morning, but her arrest on an insanity complaint prevented this.

Mrs. Thompson has been employed by a local undertaking establishment for some time. She quarreled with the members of the firm and threatened to wipe them all out of existence. She then became enraged in the argument with members of the church and decided to revenge herself by walking down the aisle while the pastor was preaching and drinking cyanide of potassium before the pulpit.

DETROIT LOSES ON WATERY DIAMOND

Tigers and Cubs Roll Around in Mud.

GAME FULL OF SURPRISES

Several Changes of Luck and Pitchers Occur.

TIGERS FIRST TO SCORE

Take Lead in Eighth, but Are Smothered With Hits in Ninth. Rain Keeps Away Fans and Reduces Receipts.

DETROIT, Mich., Oct. 10.—Rain reduced the first of the series of baseball games between Detroit and Chicago for the world's championship, which went to Chicago, at Bennett Park this afternoon, 10 to 6, to an aquatic exhibition of some merit. To the impartial observer, it was a tank drama, with many scenes of low comedy, but to the local enthusiasts the comedy was tragic. It was not pleasant, locally, to observe Catcher Schmidt, of the Tigers, lying prone in the mud four feet from the home plate with the ball in his hand, struggling to arise, while a Chicago runner trotted in with a run. Nor were other serio-comic incidents, due to the condition of the grounds and the slippery, wet ball, appreciated by the serious followers of the fortunes of either team.

Chicago was compelled to use three pitchers to win, while Detroit employed but two in its efforts to check the Cubs.

Game Full of Surprises.

But it was, for all that, a game full of surprises and heart-breaking climaxes. Detroit, in its half of the first inning, put a run across the plate in sharp fashion, amid the deafening shouts of the local crowd and the silence of the sprinkling of Chicagoans in the stands. But in the third, Chicago rushed in four tallies, while the locals were unable to connect with the ball. In the seventh pandemonium reigned as Detroit added three more to its string, making the score 5 to 4 in favor of Chicago. The noise became ear-splitting in the next inning when the Tigers got two more, giving them a lead of one run. They had had the lead once, lost it and then regained it.

Chicago's Grand Finish.

But the ninth inning was different. It belonged strictly to the Chicagos. Coming from behind, they annexed five more tallies, a lead which seemed insurmountable and which proved to be so. Even then, with memories of the previous innings, the cheering local enthusiasts did not give up hope of Detroit's tieing the score, or even winning out. But Brown, all the season the mainstay of the Cubs when crises were to be met, was pitching steady, hard ball, and the best Detroit could do was to get one hit, but no runs.

Rain Discourages Fans.

The attendance, officially given out as 10,182 paid admissions, was curtailed by the weather. All forenoon the sun shone brightly and the temperature was mild. Crowds wended their way to Bennett Park and the stands were comfortably filled when a sprinkle of rain turned many persons away from the gates. Play began with a drizzle and by the time the second inning was under way rain was falling. At the end of the fifth, however, it showed signs of abating. Another inning and it had ceased, but the diamond and outfield were exceedingly slippery and the base lines were mere puddles of mud.

After the game Manager Jennings declared that Detroit was by no means discouraged by the outcome of the initial contest. With a dry field and another chance, he declared that the story would be a different one.

Manager-Captain Frank Chance, of the Chicago club, said that the victory was no surprise to him, as his team was in as good or better condition than

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VIRGINIA BEAUTY WEDS ENGLISHMAN

MISS LELIA S. COLES BRIDE OF NAVAL OFFICER.

Lieutenant and Mrs. Evelyn Aldridge Will Spend Honeymoon in South Seas.

LOS ANGELES, Cal., Oct. 10.—(Special.)—Miss Lelia Skipwith Coles, of Albermarle, Vt., and Lieutenant Evelyn Aldridge, R. N., of London, England, were married today at Sierra Madre. Rev. Charles E. Bentham officiated, using the Episcopal marriage service. Percy Williams, of Ceylon, India, was best man. The bride was given away by her mother, Mrs. Claudia Stewart Coles.

Bride and groom are connected with families of importance in England and America. Miss Coles comes from one of the oldest families of South Carolina. She is noted in Virginia as a beauty. Lieutenant Aldridge is a son of Rev. W. W. Aldridge, R. D., Prebendary of Welles and Canon of Wedmore. He is a cousin of Sir Edward Hutton, late commander-in-chief of Canada. He is a cousin of Sir Mark Collet, at one time a governor of the Bank of England, and of Lady Collet, Countess of Stamford.

Lieutenant and Mrs. Aldridge will spend their honeymoon in the South Sea Islands.

INDEX OF TODAY'S NEWS

The Weather.

YESTERDAY'S—Maximum temperature, 60 degrees; minimum, 52.

TODAY'S—Probably showers and slightly cooler; variable winds shifting to northerly.

Foreign.

Servian Assembly deliberating on war, which seems insvitable. Section 1, page 1.

Austria ready to fight alliance powers in order to keep annexed territory. Section 1, page 1.

Britain holds out against Austria and defends Turkey. Section 1, page 1.

Politics.

Taft starts on Southern tour Monday. Section 1, page 3.

Bryan completes Missouri tour by delivering 28 speeches in one day. Section 1, page 5.

Hughes tells why he vetoed 2-cent fare bill. Section 1 page 4.

Hearst reads letters showing Standard lobbied for ship subsidy. Section 1, page 4.

Domestic.

Man and woman bound together found drowned near New York. Section 1, page 1.

United States Court annuls injunction against picketing. Section 1, page 1.

Virginia beauty marries English naval officer. Section 1, page 1.

Zangwill changes words of play, as suggested by Roosevelt, but denies Roosevelt is censor of art. Section 1, page 1.

Mob at Spartanburg, S. C., surrounds jail, demanding surrender of negro to be lynched. Section 1, page 1.

Trans-Mississippi Congress turns down parcels post after epitited debate. Section 1, page 2.

Two shipwrecked sailors rescued after five days adrift without food. Section 1, page 7.

Colonel Stewart retired from Army. Section 1, page 5.

Sports.

Multnomah Club defeats Willamette 9 to 0. Section 4, page 7.

Multnomah shuts out cricketers in soccer game. Section 4, page 7.

Alumni at Corvallis play O. A. C. team to standstill, with score 0-0. Section 2, page 3.

Forrest Smithson repeats world's record in high hurdles in exhibition run at Corvallis. Section 2, page 2.

Portland High School loses at Seattle, 5 to 2. Section 2, page 3.

Scores in Northwest football games. Section 2, page 3.

Lyttle breaks American long-distance auto record in first race on new track. Section 2, page 2.

Robertson wins 200-mile auto race at Philadelphia. Section 2, page 2.

Chicago wins first championship game with Detroit. Section 1, page 1.

Arrangements complete for Horse Show, which opens Thursday. Section 2, page 2.

Pacific Coast.

Oregon Presbyterians will maintain lobby at Legislature in interest of Sunday laws. Section 1, page 6.

Cosgrove, if elected Governor, will retain some Mead appointees. Section 1, page 6.

Several Oregon counties show losses in school population as compared to 1898. Section 1, page 7.

Commercial and Marine.

Oregon hop market booming. Section 4, page 9.

Wheat higher at Chicago on dry weather talk. Section 4, page 9.

Stock market tranquil, but sluggish. Section 4, page 9.

Work being rushed on new Oregon drydock on site of the Willamette Iron Works. Section 4, page 8.

Portland and Vicinity.

North Bank road barred from use of Union Depot. Section 4, page 10.

Agent of O. W. P. at Estacada held up and robbed. Section 1, page 10.

State piles up more evidence against Martin. Section 2, page 10.

Hisgen and Hearst, Independence party leaders, arrive tomorrow. Section 4, page 10

Open letter on North End crusade written by Mayor. Section 1, page 8.

Large number of real estate transfers are recorded. Section 3, page 8.

Lot sales are heavy on the Peninsula. Section 3, page 9.

AUSTRIA READY TO FIGHT POWERS

Would Not Shirk War to Hold Territory.

WILL NOT BE HEMMED IN

Resents Dictation of Powers in Conference.

WILLING TO COMPENSATE

Bellicose Note Appears in Attitude to Russia — Britain Condemns Annexation and Figures As Protector of Turkey.

ST. PETERSBURG, Oct. 10.—The utmost efforts of Russian diplomacy have been directed for the entire week toward an endeavor to secure some modification of the recalcitrant attitude of Austria-Hungary with regard to the scope of the deliberations of the powers on the Balkan situation, but these efforts have been fruitless. M. Tcharykoff, the acting Foreign Minister, has spent several hours daily in consultation with Count Berchthold, the Austrian Ambassador, but apparently to no purpose.

Austria, although its first announcement was that as a great power it could not permit other nations to question its action in annexing Bosnia, is willing to discuss the questions of compensation to the big powers, the limitation of the desires of the Balkan states and the cancellation of obnoxious clauses in the Berlin treaty, but is obdurate on the all-important point of its responsibility to the signatories of that treaty.

Would Not Shrink From War.

A bellicose note is now beginning to be sounded from Vienna. It was learned today from a well-informed source that Austria would not shrink from war rather than yield to dictation in the form of a joint call for an international congress, issued by Great Britain, France, Russia and Italy. According to this authority, Austria and Germany have seized this opportunity to test the strength of the frequently discussed "hemming-in policy." They believe that the time is favorable to shatter the narrowing circle of alliances and understandings.

Czar Dodges Interview.

It is entirely possible that Austria may make an issue of the formal refusal of the powers to recognize the annexation of Bosnia as an accomplished fact.

Count Berchthold has been in an embarrassing position, for it is nearly a week since he demanded an audience with Emperor Nicholas, to which he was entitled as the personal representative of Emperor Francis Joseph. This audience was put off, however, for various reasons, and it is understood here that the Emperor will not receive the Austrian Ambassador until after the return of M. Iswolsky from the London conference.

CONFER ON BALKAN SITUATION

Diplomats Keep English Foreign Secretary Busily Engaged.

LONDON, Oct. 10.—Sir Edward Grey, the British Foreign Secretary, and M. Iswolsky, the Russian Minister of Foreign Affairs, who arrived here last night from Paris, spent several hours this afternoon discussing the Near Eastern crisis, but did not reach a decision as to the best means of solving the questions involved. Officially it was stated that the meeting resolved itself into a preliminary exchange of views and that the ministers were hopeful that friendly solution would be found.

This, the Foreign Office will not admit, must necessarily be by means of a conference of the powers, as Great Britain

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PLUNGE TO DEATH BOUND TOGETHER

MAN AND WOMAN CARRY OUT QUEER SUICIDE PACT.

Bodies, Still United by Strong Cord, Found Floating in Jamaica Bay.

NEW YORK, Oct. 10.—(Special.)—The bodies of a man and a woman bound together by a length of stout twine were pulled out of Jamaica Bay early today. Investigation establishes that the pair, after tying themselves together, jumped from a dock into the water and were drowned, the woman with her arms around the man's neck.

A clew to their identity was found in a notebook in one of the man's pockets. In this book were written the names of "Mr. Nift" and "William Baneo," or "Bauco." The rope which bound the pair together was peculiarly knotted. Care had been exercised in so placing it that it could not slip from either, and still there was enough movement allowed to permit the couple to walk.

The bodies had not been in the water long. The man was about 45 years old. He was six feet tall and weighed about 200 pounds. The woman apparently was 35 and exceptionally goodlooking. Her brown hair was tinged with gray. She wore a wedding ring.

There was a half-empty flask of whisky in the man's pocket that bore the name of a saloonkeeper in East New York. Witnesses have been found who saw the couple together in a restaurant near Jamaica Bay.

CONCEDES BRYAN'S DEFEAT

World Estimates Pluralities in New York, New Jersey, Connecticut.

NEW YORK, Oct. 10.—(Special.)—The World (Democratic), which has made a canvass of the preferences of the voters of New York, New Jersey and Connecticut, summarizes the result in the following table of indicated pluralities:

New York.

For President—	Taft.	Bryan.
Above Bronx	148,500	1,400
Below Bronx	.....	131,806
Total	148,500	133,206
For Governor—	Hughes.	Chanler.
Above Bronx	113,050	2,900
Below Bronx	.....	303,785
Total	113,050	306,685

Chanler's indicated plurality in the entire state, 193,635.

New Jersey.

Indicated majorities by counties and plurality for President:

For Taft, 40,600; for Bryan, 10,200; Taft's indicated plurality, 30,400.

Connecticut.

Indicated majorities by counties and plurality for President:

For Taft, 17,000; for Bryan, ——; Taft's indicated plurality, 17,000.

HOLDS UP MONTANA STAGE

Robber Tells Victims Hunger Forced Him to Crime.

MISSOULA, Mont., Oct. 10.—Armed with a 32-calibre rifle and the lower portion of his features concealed with a red bandana handkerchief a lone highwayman this evening held up the Missoula-Bonner stage, about two miles east of this city, lined up the 12 occupants and the driver and relieved them of sums ranging from $5 to $25 each, then disappeared in the gathering dusk.

After securing the booty the robber apologized, saying that hunger had driven him to commit the crime.

The authorities were quickly notified and Sheriff Campbell and his deputies are scouring the nearby hills for the robber.

BIG BALLOON RACE ON

Twenty-three Gasbags Leave Earth at Berlin.

BERLIN, Oct. 10.—The first of the International balloon races, which are to extend over three days and which have brought together the best-known aeronauts in the world, was started from the suburb of Schmargenderen this afternoon. Twenty-three spherical balloons, representing France, Austria, Germany and Belgium were sent away. The objective point is Schmachtenhagen, 40 miles from Berlin.

The start was striking and impressive. Several of the cars contained women and they all bore national colors.

MOB BESIEGES SOUTHERN JAIL

Troops Called Out to Block Lynching.

PREVENT KILLING OF NEGROES

Exchange Shots With Blood-Thirsty Citizens.

SHERIFF AMONG WOUNDED

Three of Mob Struck by Bullets During Battle — Black Man's Fiendish Crime Causes Rioting at Spartanburg, S. C.

SPARTANBURG, S. C., Oct. 10.—In the heart of Spartanburg, with its 20,000 population, a mob of infuriated citizens, at times numbering a thousand or more, fought today and tonight with the military and civil authorities for possession of John Irby, a negro who attempted to assault Miss Lillie Dempsey, early today, while the young woman was on her way here from Saxon Mill village, three miles distant.

Four persons were wounded, one of them seriously and John Sparks, a restaurant keeper was arrested and held without bail on the charge of shooting Sheriff Nichols, who was slightly wounded in an exchange of shots between the mob and the authorities who were protecting the prisoner in the jail.

First Shot From Jail.

The first shot came from a window of the jail and was followed by others from the same quarter. An answering shot was fired from the crowd. This broke a window in the jail and slightly wounded Sheriff Nichols. Sparks was accused of the shooting and immediately taken into custody. His attorneys offered $1000 bail tonight but it was refused.

Those wounded by the officers when they fired on the crowd were: Grover Fowler, 14 years old, shot in the arm and hand; Ernest Foster, 20 years old, seriously wounded in the side and shoulder, and —— Carner, 20 years old, slightly wounded in the hip. All are mill operatives.

More Troops Arrive.

Just before nightfall the guard at the jail was augmented by the arrival of the Morgan Rifles, 50 strong, from Clifton, a suburban mill town. The company was rushed to the jail. The Hampton Guards, 40 strong, the local company of the state troops, had been at the jail since 1 o'clock today. A hundred regulation army rifles protruded from the windows, doors and porches of the jail. Governor Ansel left his home in Greenville, 40 miles west of here, on a special train tonight, bound for this city.

As this is a prohibition town the main source of supply for liquor is through the offices of the Southern Express Company, and that establishment, as a measure of precaution, was closed so far as the delivery of whisky was concerned. There were threats of dynamiting the jail, and precautions were taken to have all known supplies of the explosive guarded.

Two Others in Danger.

While today's crime was the chief cause for the mob's fury the presence at the jail of two other negroes against whom there have been threats of violence added to the excitement. One of these negroes, Clarence Agnew, wrecked a railroad train on the main line of the Southern Railroad two weeks ago, near Duncan, S. C. The engineer and fireman were killed in the wreck. The other negro, Will Foster, was twice convicted of the revolting murder of John Young, a white man, last November. These circumstances made it certain that entrance of the mob into the jail meant a triple lynching.

Late tonight the situation again became alarming. The crowd was aug-

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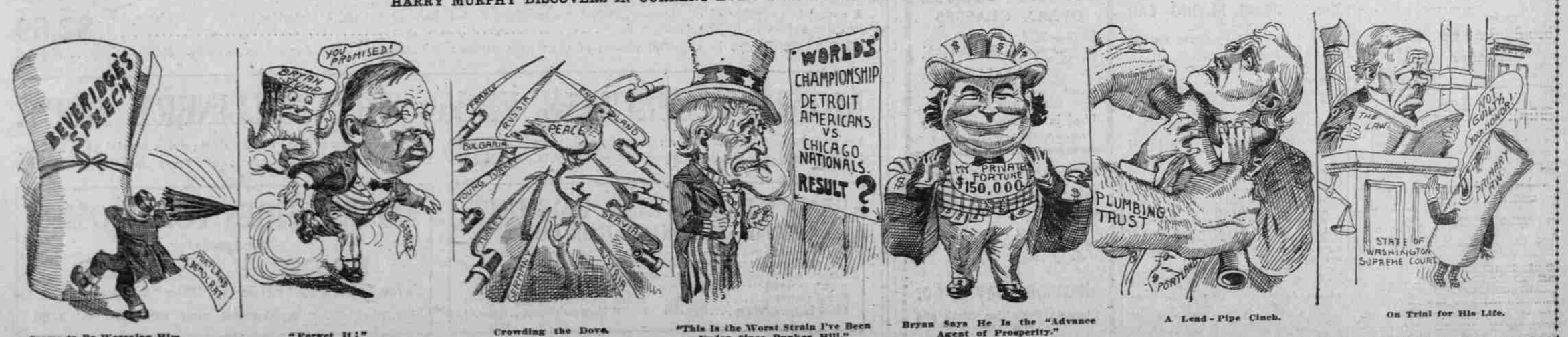
HARRY MURPHY DISCOVERS IN CURRENT EVENTS SOME THINGS THAT APPEAL TO HIM AS HUMOROUS



Seems to Be Worrying Him. "Forget It!" Crowding the Dove. "This Is the Worst Strain I've Been Under Since Bunker Hill." Bryan Says He Is the "Advance Agent of Prosperity." A Lead-Pipe Cinch. On Trial for His Life.