

### OFFICE SEEKERS BUILDING FENCES

#### Aspirants for State Jobs Make Their Wants Known at State Capital.

### PLENTY OF CANDIDATES

#### Ackerman, Bowerman and Withycombe Out for Governor—Kay Has Eye on Treasurership. Four Bench Seats to Fill.

SALEM, Or., Aug. 21.—(Special.)—Although it is vacation time in the State capital, politics is still being talked and the wise ones are already speculating as to the result of the Republican primaries next year. The decision of Governor Secretary Frank W. Benson to keep out of the gubernatorial race and to run for the Secretaryship has, in a measure, cleared the atmosphere, and it is generally conceded that Benson will be the nominee for the position which he desires, and interest now centers upon the Governorship. Friends of the candidates and probable candidates whose names have been mentioned from time to time in The Oregonian are already boosting their favorites, but it is difficult to say who could muster the most strength at the present time.

Among those whose names have been mentioned most frequently in this county is J. H. Ackerman, Superintendent of Public Instruction. Ackerman has occupied his present position for about five years, and has made himself solid with the school influence in all parts of the state. His work takes him into every county and his speaking acquaintance is very large. Those familiar with his work on the various state boards say that he has shown rare tact and executive ability and has been a consistent friend of the common schools of the state in any controversy affecting their welfare.

#### Bowerman Popular at Salem.

Jay Bowerman, President of the State Senate, is another man whose name is mentioned frequently in this county. Bowerman's boyhood was spent on a farm near Salem, and he afterward took a law course at Willamette University and has since resided at his home in Salem. Bowerman has kept in touch with Marion County and her people through having served several terms in the State Senate and because he has relatives and numerous friends here, especially among the young men. Dr. James Withycombe, of Benton County, has a growing following here, and a petition has already been circulated throughout the county asking him to enter the race for Governor. Many Republicans are of the opinion that Withycombe, on account of the good showing made against Chamberlain in 1906, is entitled to another nomination, but many contend that he had his chance, made his race and lost and should now step aside.

The term of Circuit Judge George H. Burnett will expire next year, and while he has been mentioned as a candidate for Governor, it is generally believed he will seek re-election to the Circuit Bench since 1894.

It has been the general belief that Colonel E. Hofer, of this city, will be a candidate for Governor, but the Colonel has stated positively that he will not make the race.

#### Kay Would Like Treasurership.

It has been whispered that State Senator T. B. Kay will become a candidate for State Treasurer to succeed George A. Burnett. Kay served two terms in the lower house of the Legislature and his term as a State Senator is about to expire. He aroused the hostility of many Republicans last winter when he cast his vote for Chamberlain, and this may be a factor in the race for State Treasurer. Some Republicans take the ground that Kay, who was elected in 1906 as an anti-State-ment Republican, was under no obligation to vote for Chamberlain. Kay is one of the substantial business men of Salem and has a large following.

#### Probable Aspirant for the Office of State Treasurer.

A probable aspirant for the office of State Treasurer, who has many friends in this part of the state, is T. C. Taylor, of Pendleton. Taylor served a number of terms in the Legislature and was president of the Senate in 1898. His name has also been mentioned in connection with the nomination for Railroad Commissioner to succeed Oswald West, Democrat, whose term will expire next year. It is argued that Eastern Oregon has no representative on the commission at the present time and that Taylor, who is a substantial business man of Pendleton, would make a good man for the position. Taylor probably will be a candidate for re-election.

#### Terms of Chief Justice Moore and Justices McBride and Justice Moore's Successor Will Hold Office for Six Years.

The terms of Chief Justice Moore and Justices McBride and Justice Moore's successor will hold office for six years, as will a successor to one of the two additional Justices that were provided by the Legislature. The successor to the other additional Justice and to the seat recently vacated by Justice Bean and now held by Justice McBride, will hold office for only four years. In other words, two Justices will be elected for six years and two for four years. It is said that Justice Moore and Justice McBride will both be candidates for the six-year term. As was stated before, Judge George H. Burnett is considered a likely candidate, but it is not known whether he desires election for a six or a four-year term.

#### Young Man May Be Chief Justice.

The compensating feature of the four-year term is the fact that the elder of the two Justices elected will be Chief Justice during the years 1913 and 1914—only two years after taking the oath of office. According to the rules of the court, the Justice whose term is about to expire is Chief Justice, or, in the event of their being two or more Justices whose terms are about to expire, the Justice whose term of these is Chief Justice. Thus, if Justice Moore and Justice McBride are chosen for the six-year term, some younger member of the highest office will have the honor of being Chief Justice before the former, and Justice McBride will never have the distinction, for the reason that Judge Moore is in his prime.

#### There is a feeling among local members of the bar that Multnomah County is entitled to representation on the Supreme Bench, and that the claims of that county will be recognized by the people of the state, provided Multnomah does not scatter her strength among a number of candidates. The name of Circuit Judge Lawrence T. Harris, of Eugene, has been mentioned frequently in connection with one of the Supreme Justiceships. Judge Harris was Speaker of the House in 1908 and has occupied a position on the Circuit Bench of the Second Judicial District since 1905. The Democrats will make a special effort to re-elect Justices King and Slater to the Supreme Bench.

#### Crawford's Plans Not Known.

It is not known what Attorney-General Crawford's plans are, but it is thought that he will be a candidate for re-election. Other names that are heard in connection with the Attorney-Generalship are Frank S. Grant, of Portland, and State Senator J. N. Hart, of Baker County. It is believed that Circuit Judge William Galloway (Democrat) will be a candidate for re-election. Granting that Judge Burnett will try for a position on the Supreme Bench, there will be two altogether new nominations for Circuit Judges in this district next year. Among the law-ymers whose names are suggested for these places are: H. H. Hewitt and Percy R. Kelly, of Albany; John H. McNary, of Salem; J. M. McCain, of McMinnville, and H. T. Botta, of Tillamook. The proposition of holding a state assembly or convention in order to suggest candidates for state and district officers, appears to be gaining ground in this county. The chief opponents of this plan are found among the active henchmen of Senator Bourne.

### COURT MAY UPSE LOCAL OPTION LAW

#### Appellant From Tillamook County Believes He Has Found New Loophole.

### AFFECTS PRIMARY LAW

#### Measure Passed by Initiative Not Legally Adopted Because of Defect in Wording of Ballot, Is Claim of Attorney.

#### SALEM, Or., Aug. 21.—(Special.)—If the case of the State vs. W. Langworthy, now pending in the Supreme Court of this state, is decided in favor of the appellant, Langworthy, the local option law, the primary election law and some other measures passed under the initiative and referendum will be invalidated.

#### The Langworthy case is an appeal from Tillamook County by a man convicted of the illegal sale of intoxicating liquors. The main contention of the appellant is that the local option law was never legally submitted to the people nor legally adopted by the voters because the Secretary of State did not require the County Clerk of the state to print the title of the initiative petition on the ballot, as required by the law of 1903.

#### Section 6 of the act of 1903, making effective the initiative and referendum provisions of the Constitution and regulating elections thereunder, says:

Title Must Go on Ballot.

"The Secretary of State, at the same time that he furnishes to the County Clerks of the several counties certified copies of the names of the candidates for the state and district offices, shall furnish to said County Clerks his certified copy of the titles and numbers of the various measures to be voted upon at the ensuing general election, and he shall use for each measure a title designated for that purpose by the Legislative assembly committee, or organization presenting and filing with him the act, constitution, amendment, or referendum; provided, that in no case shall such title exceed 20 words, and shall not resemble any other measure submitted at that election, which shall be descriptive of said measure.

#### The brief of appellant's attorneys points out that when the Secretary of State certified to the County Clerks of the state the list of candidates to be placed upon the ballot, he failed to give the title of the local option petition as it had appeared on the petition, but gave it the title on the ballot of "for local option liquor laws amendment, Langworthy's attorneys contend that the question was never legally submitted or adopted.

#### Title and Ballot Separate.

In their brief, counsel for the state call attention to the provision that the title shall not exceed 20 words, and claim that under the law of 1903, the title of the local option petition as it appeared on the ballot, and the title of the local option petition as it appeared on the petition, are two different titles, and that the title of the petition as it appeared on the ballot is expressed in more than 20 words.

#### A quotation from the brief of Assistant Attorney-General Van Winkle says:

"All ground for the contention of appellant that the title of the act and the title of the ballot are one and the same is swept from under his feet when we notice that the same provisions of the statute as to ballot title apply to measures referred by referendum petition, and measures proposed by initiative petition, and that any of these measures may be either amendments to the Constitution or only bills for laws."

#### Counsel for the state also contends that there was no possibility of voters having been misled and not knowing what they were voting upon, pamphlets giving this and other information in full being circulated shortly before election, ballot title and number being given with each measure so printed.

#### Law Since Amended.

The law of 1903 on this subject has since been amended, the amended law requiring the Attorney-General to designate the title which the Secretary of State shall certify to the various County Clerks.

#### The title of the initiative petition providing for primary elections and for the local option law are each several hundred words in length.

The fact that the state also contends that the title of the petition as it appeared on the ballot, and the title of the petition as it appeared on the petition, are two different titles, and that the title of the petition as it appeared on the ballot is expressed in more than 20 words.

#### The case will be argued some time during the October term.

### SCHOOL OPENING DELAYED

#### Teachers' Institute Will Take Up First Few Days of Term.

#### VANCOUVER, Wash., Aug. 21.—(Special.)—The Vancouver public schools were to have been opened on Monday, September 13, but, owing to the annual teachers' institute having been set for that date, school will probably begin on Thursday, September 16, the first three days of the week being devoted to the institute programme.

City Superintendent C. W. Shumway is arranging for the library, numbering new books and getting ready for the year's work. The School Directors are having the floors in the different buildings oiled, and everything put in readiness for the opening.

The school in Arnada Park will not be completed in time for the beginning of the school year, but will probably be ready by January 1.

#### Wallowa Gets Daily Mail.

WALLOWA, Or., Aug. 21.—(Special.)—Daily mail has been established in Wallowa County and residents of this valley now receive mail on Sunday as well as on weekdays.

#### Teachers Awarded Certificates.

WALLOWA, Or., Aug. 21.—(Special.)—At the recent examination held in this county four teachers received first-grade certificates, 11 received second-grade, and 11 received third-grade.

#### CARD OF THANKS.

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#### GIRL OR BOY?

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#### Compartment-Car Service.

The new Soo-Spokane-Portland service de luxe carries compartment observation cars, furnishing all the luxuries of the drawing-room at a rate considerably lower than the regular drawing-room rate. Through fast service between Portland and St. Paul.

#### Mill Company Elects.

WALLOWA, Or., Aug. 21.—(Special.)—Officers of the Bear Creek Lumber Company elected at their recent meeting are: G. B. Romney, of Salt Lake City, president; Giles Plass, of Elgin, Or., vice-president; C. W. Pursell, of Boise, Idaho, treasurer and general manager; H. B. Pursell, of Boise, secretary. The directors are: J. B. Plass and Giles Plass, of Elgin; C. W. Pursell, H. B. Pursell and J. J. Slater, of Boise. The company has this week bought 1000 acres of timber on Bear Creek, adjoining their present holdings and all of which will be marketed here. The company's total holdings now exceed 3500 acres.

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### BENJAMIN'S CLOTHES

#### Half Price

#### A few more days and this great sale of the finest ready-to-wear suits will end. Remember, every fancy Spring and Summer Suit in the house exactly

#### One-Half Regular Price

### Buffum & Pendleton

#### 311 Morrison Street

#### Opposite Postoffice

### HANSON GIVES ADVICE

#### WASHINGTON DAIRY INSTRUCTOR TALKS OF CREAM.

#### Tells Clark County Farmers to Be Sure Product Is Clean and Up to Standard.

#### VANCOUVER, Wash., Aug. 21.—(Special.)—L. W. Hanson, State Dairy Instructor, of Seattle, has been making a trip through the state, inspecting dairies, factories and attending farmers' institutes in Washington, and this county, today, Mr. Hanson said:

"During the past month, acting under the order of State Dairy and Food Commissioner Davis, I have made an inspection tour of creameries and cheese factories in Lewis, Pacific, Klamath and Clark counties, at the same time taking part in a series of farmers' institutes under the auspices of the State College. The creameries in most cases were found to be in very good condition, showing an improvement over inspection a year ago."

"In addition to inspection of factories and depots, an inspection of the cream delivered to be sold and returns have been made. Approximately 1200 gallons have been inspected on the Yakolt branch; 180 gallons were condemned, as it was found to be old and in such condition as to be detrimental to the production of a high grade of butter."

"In connection with the cream inspection it will be of interest to the farmers to know that the state has taken a hand in this game. The time of taking any kind of cream has passed; quality is being sought."

"This department wishes to encourage the dairy industry, but this condition of affairs must cease; each and every one of this and other returns before quality should be his part. Quality before quantity. A few suggestions at this time may be in order:

"First—Be clean about milking.

"Second—Keep your separator in a room and house built for that purpose.

"Third—Wash the separator after each separation.

"Fourth—Cool each lot of cream before mixing with that previously separated.

"Fifth—Str the cream well once a day, or after the addition of cream.

"Sixth—Keep the cream can in a trough or tub of cold water.

"Seventh—Keep the cream can open, but keep a clean cloth over the mouth of the can."

### COOS LANDS RECLAIMED

#### Large Areas Near Coquille Are Being Cleared and Drained.

MARSHFIELD, Or., Aug. 21.—(Special.)—Reclaiming of several thousands of acres of land and converting the same into rich farming land is a work which is now in progress in the neighborhood of Coquille City, the county seat of Coos County. Two large tracts, one on each side of the Coquille River, when reclaimed will sell readily for \$300 an acre.

In each case those owning the land formed a corporation for the purpose of draining and clearing. The land is low and overflows when the river is high and the water has no outlet. Consequently the land is wet most of the year, and is of no use. It is covered with a thick growth of small trees. These have been easily cleared by pulling up with a chain and donkey engine and burned. While this work is going on the draining is in progress.

The plan followed is to make a big ditch down the center of the tract by using a big dredge. From this ditch are laterals extending in different directions, and in much the same manner as fields are irrigated this territory is being drained so that the main ditch carries the water into the Coquille River.

The ground is very fertile. It is estimated that the cost of the improvement amounts to only \$7 an acre.

Another tract near Myrtle point is being improved in the same way, and the work is in progress will give Coos County about 6000 more acres of rich, tillable land.

### RECEIVER IS APPOINTED

#### Unpaid Debt Cause of Embarrassment of Brown Lumber Company.

OREGON CITY, Or., Aug. 21.—(Special.)—Circuit Judge Campbell this afternoon appointed John Van Zante, of Portland, receiver of the Brown Lumber Company. The appointment of a receiver was asked by J. F. Wing, who loaned Elmer Brown, of the Brown Lumber Company, \$5400 on December 1, 1908, and took a chattel mortgage to secure Brown's notes. Only \$781.11 has been paid.

Wing states that Brown agreed to render a monthly statement relative to the condition of the business and has

### MAKING

#### 5 Through Trains Daily to the East 5

#### NEW SCHEDULE EFFECTIVE SUNDAY, AUGUST 22

Train From Portland

Chicago-Portland Special ..... 10:00 A. M.

Oregon-Washington Limited ..... 5:45 P. M.

Atlantic Express ..... 7:30 A. M.

Soo-Spokane-Portland ..... 7:00 P. M.

Salt Lake Express ..... 8:00 P. M.

Wholesome, Delicious, Satisfying—

"The Taste Lingers"

Sold by Grocers, Pkg. 10c and 15c

Postum Cereal Co., Ltd., Battle Creek, Mich.

WM. McMURRAY

General Passenger Agent, Portland, Oregon.

### Post Toasties

And Fruit, with cream, these Summer mornings makes a good start for a day of good humor

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### COMPARTMENT-CAR SERVICE

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### MILL COMPANY ELECTS

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#### 311 Morrison Street

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called to do so. Bauer & Greene, of Portland, appear for Wing, and \$500 attorneys' fees is also asked.

#### Burnett's Voice Enjoyed.

CHEHALIS, Wash., Aug. 21.—(Special.)—The musicals given by Mrs. M. S. Burnett at her home Friday afternoon afforded the rare opportunity of hearing Sebastian Burnett, a tenor of capital note. Mr. Burnett rendered a varied program, consisting of several songs in the simpler vein by English and German composers, as well as some of the more complex operatic selections. Among his selections were Schumann's "Ill No Complaint," Tschalkowski's "None But a Lonely Heart" and Franz's "Dedication." In the cavatina from "Faust," Mr. Burnett's rich tenor voice showed itself in particular advantage. As a finale to the programme, Mr. Burnett rendered Schubert's remarkable song, "Der Erlkonig."

### OREGON-WASHINGTON LIMITED

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