RECALL ELECTION MEANS SCRAMBLE

Rush to Register Likely Mayoralty Fight Is Settled in February.

GILL IS GAINING IN FAVOR

Seattle Mayor's Policy in Street Railway Difficulty Seems to Be Pleasing to People-Revocation of Franchise Aids.

SEATTLE. Dec. 21.—(Special.)—If Hiram C. Gill is to be chosen Mayor at the recall election to be held, in the absence of litiglous delay, some time in February, there is bound to be some of the liveliest scrambling for regis-tration ever witnessed in Scattle. There must be an entirely new deal in that respect. With the beginning of the year the lists now valid will go out of relations. existence. Every voter who qualifies for the recall election must register within the brief interval between the first of the year and the closing of the contest for Mayor.

With the adoption of universal suf-frage at the November election a new and uncertain element has been injected. For that election the registra-tion was 47,988. Inasmuch as women will be able to vote, there will be not will be able to vote, there will be not less than 60,000 citizens who may qualify. But it is probable that the registration period will not exceed 20 days. If the entire 60,000 should try to register they would be obliged to come at the rate of 2000 a day, or 250 an hour, if the books are open 12 hours out of the 24, or rather more than four a minute, and this pace must continue unabated.

Assuming that the voters would come

tinue unabated.

Assuming that the voters would come in a steady stream. It is doubtful if the machinery at the registration headquarters would be able to take care of such a crowd. This condition has led skilled observers to predict that the registration for the recall election will not exceed 14,000, and that the Public Walfare I serve by means of its thor-Welfare League, by means of its thorough organization, will succeed in getting its voters on the books first.

Fight Is Long One.

To be sure, such a prediction is based on the assumption that the opponents of Gill would be more active than his supporters. For months the league has been waging an aggressive fight, while all that time the administration has been kept on the defensive. Gill is an experienced campaigner, trained in the ways of the politician, and he has the knack of catching the sympathetic ear of the voting public. Under ordinary conditions he would almost certainly be re-elected; but the trouble and uncertainty are found in the new element of women votes and the fact that with

certainty are found in the new element of women votes and the fact that with registration books blotted out perhaps only a fourth of the citizens will succeed in qualifying for the polls.

Gill has rarely been caught napping. He has been defeated only once—when he failed of election as Councilman from the Third ward. By the next election he had recovered his strength, and he has been in public life ever since. Lately there have been substantial evidences that he retains his old-time popularity, notwithstanding the attacks against him. In particular, his stand against the Rainier Valley lines, known Johns as the Seattle, Renton & Southern, has brought him prominently to the

The transportation company has been in a prolonged tangle with its patrons over a question of double fares. The controversy has resulted in mass controversy has resulted in mass meetings; in an organized attempt to block the streetcar company; there has been a "silent strike;" there has been violence of the nature of riot, coupled with the ejection of passengers om the cars, and there are now pend ing actions in court to determine the legal status of all concerned. The etruggle seems to be as far from ad-justment as when it opened.

Franchise Is Revoked.

The other night Gill appeared in the City council, with a demand that the rdian knot be cut by a revocation Gordian knot be cut by a revocation of the franchise—and although the administration had been served with process from the Federal court, enjoining the city from interfering with the management of the Crawford lines, the Council promptly followed Gill's adfranchise was revoked, Gill made a characteristic speech, saying

in part:
"This man Crawford has violated practically every section of his fran-thise. He has threatened to litigate every point raised by the municipality to the very limit. I want him put out of business. If we can't do anything else, we can parallel his line through the Rainier Valley, and operate it our selves. I want these ordinances passed, and passed now. If this is not done, I will have the tracks south of Ken-I will have the tracks south of Ren-yon street torn out within a week, on the ground that the line is operated without a franchise. Crawford has been a nuisance and a curse long enough, and I don't propose to let him stand on his hind legs and tell the Council what it shall and shall not for

The fact that the Council passed the ordinances probably saved Gill the al-ternstive of interfering with the op-eration of the line regardless of the injunction. His attitude is not interinjunction. His attitude is not inter-preted as a bid for votes, inasmuch as the Rainier Valley lines for most part the Rainler Valley lines for most part lie outside of the city limits. It is merely an instance of Gill's off-hand way of settling a vexatious question. But it probably means, incidentally, that voters in other parts of the city have taken notice that the Mayor, in a blitter controversy with a transporta-tion line, has sided with the people.

Opponent Not Yet Chosen.

Although half a dozen names have been mentioned as possibilities for the league's condidate for Mayor against Gill, that organization will surely narrow the con-test to a single standard-bearer. Georg test to a single standard-bearer. George W. Dilling, lawyer, is most prominent; then there are George H. Walker, lawyer; A. S. Kerry, capitalist; T. A. Parish, member of the State Tax Commission, and E. C. Cheasty, ex-member of the pard of Park Commissioners, who was removed by Gill after a misunderstanding over the 'pink-cuff' document that aroused bitter animosity during the mu-

Before there is an extended discussion of availables for the indorsement of the league, it will be well to watch the effect of Gill's first aggressive move. In his fect of Gill's first aggressive move. In his application for a restraining order directed against City Controller William J. Bothwell. Gill contends that the recall amendment is invalid because of various irregularities in connection with its publication and submission to the voters at the election of March, 1995, when the city angled

public welfare movement is full of technicalities. One of the earliest problems to press for settlement was the right of women to sign the petition; and it was closely connected with the right of other electors to sign, having registered less than 40 days prior to December 31. This question, in its two-fold aspect, is also presented by the Gill petition to the Superior Court. It has already been placed by Controller Bothwell before Corporation Council Scott Calhoun, with the result that Mr. Calhoun has upheld the validity of the signatures, of which there are more than 700.

An objection somewhat similar in as-

Helity of the signatures, of which there are more than 700.

An objection somewhat similar in aspect was leveled at the petition itself, the contention being that the recall movement must fail, 'inasmuch as the registration for 1910 will expire with the year, while the recall election must be held in 1911. But the corporation counsel has also settled this question in favor of the league, having ruled in effect that a person who has properly registered has fixed his right to sign, even though the election may fail within the succeeding year. The decision draws a line between the status of the voter qualified to sign the petition for a recall and the status of the voter qualified to vote at the subjequent recall election.

An audible chuckle went through the Gill ranks on the discovery this week that one of the names signed to the recall petition was that of "N. O. Ezmark." Of course the signature was thrown out, but the Gill people think the laugh is on the league.

VASTBERGS CAUSE HAVOC

CHUNKS LARGER THAN OCEAN LINER TORN FROM GLACIER.

Forest Ranger George Johnson Returns From Alaska With Thrilling Narrative.

CORDOVA. Aleka. Dec. 31.-Forest Ranger George 26bnson returned Friday from an inspection of the Bering glacier region and confirmed the reports of the great damage done by the flood which burst from the glacier last month. Because of the heavy fall of snow he was unable to reach the chain of lakes above the glacier to determine the cause of the phenomenal flood, but "All the prerogatives attempted to be "All the prerogatives attempted to be

the cause of the phenomenal flood, but he verified stories of enormous damage done to the large sweep of country between the glacier and the sea.

Johnson also investigated the where-abouts of H. S. Wise and Kayak Smith, for whose safety fears were entertained. Wise and Smith escaped injury but had thrilling experiences and endured unusual hardships in making their exame from the flood.

their escape from the flood.

According to information brought by Johnson, the two men were asleep in their cabin on the banks of the Bering River when the flood bore down upon them. They were awakened by the sound of water running over the roof of the cabin.

of the cabin.

Thinking that the flood would soon subside, Wise and Smith plied their belongings on top of the roof. They remained in the cabin until the water-rose above the roof, when they took a cance and after severe struggle with the flood reached the high ground at the Melonyal again mine. Smith and the McDonald coal mine. Smith and Wise lost most of their Winter supplies in the flood, which subsided the next day.

Johnson says the force of the flood when it burst from the glacier was tremendous. Icebergs larger than an ocean liner were torn from the glacier and swept down stream. Many bergs carried from the channel by the eddying current were stranded high and dry when the flood subsided.

These giant icebergs, standing alone miles away from the mother glacier, present an unusual sight. For years to come they will stand huge monuments of ice to the great forces of nature.

Belief Is Alleged Rough Handling by George Menzel May Be

Cause of Demise.

The Coroner's jury lest night began a rigid investigation into the death of Robert Eggerts, 65 years of age, who dided at the Good Samaritan Hospital. Friday, from a wound in his head inflicted in some peculiar manner during Johnson says the force of the flood

Johnson says thousands of acres were swept by the flood and that the loss to prospectors and homesteaders was heavy. The water in Bering Lake, feet within a few hours, carrying away thousands of feet of cut piling and saw

ALBANY COUPLE HONORED

Mr. and Mrs. August Kroschel Celebrate Golden Wedding.

ALBANY, Or., Dec. 31.—(Special.)— One of the happiest gatherings that has taken place in Albany in many years occurred last Friday when Au-gust Kroschel and his wife Louisa, celebrated the golden anniversary of their wedding. The couple who came here from New Ulm. Minnesota, 21 years ago, were surrounded on the occasio by their nine children, five daughters and four sons, and 14 grandchildren The sons and daughters present were Mrs. Louisa Kreuger, Mrs. Emeline Es-Sig. of Albany; Mrs. Martha Murcell, of Oakland, Cal.; Mrs. H. M. Morrison, of Portland, and Mrs. Ida Czarske, of Eugene: August Kroschel, Jr., Portland; Samuel A. Kroschel, Portland; Charles and Louis Kroschel, of Albany, and Louis Kroschel, the Misses others present were Mrs. Louis Kroschel. Mrs. Charles Kroschel, the Misses Edith, Elsie and Hattle Essig, Ide Krueger, Lillian Murray, Charles Mur--Kamile and Juanita Kroschel Viola and Ella Kroschel, Leo Murcell Sam Krueger, H. H. Morrison and Sam Krueger, H. H. baby Charles Kroschel.

The couple, the husband being 74 years of age while his wife is two years his junior, were born near Brandenburg. Germany, and were wedded there in the year 1860. They came to America in 1861, first settling on a small farm in Wisconsin. Later they moved to Minnesota and 21 years ago

KLAMATH FALLS TO WAIT Postal Savings Bank Plans Delayed

Beyond January 3.

KLAMATH FALLS, Or., Dec. 31 .- (Special.)—It is now a certainty that the postal savings bank for Oregon will not be opened in connection with the local poet-office on January 2 as was announced by the Postmaster-General as the date for the several Government depositories to be ready to receive deposits. President W. A. Delzell, of the Cham-

ber of Commerce and also cashier of the First National Bank, is in receipt of a communication from Postmaster R. A. Emmitt, who was called to Washington to confer with Postmaster-General Hitch-cock, stating that although January 3 was the date set for the opening of the postal savings banks it cannot be done on this date as the Government is unprepared with supplies for such.

Postmaster Emmitt also informed Mr.

Delmell that his bank had been selected

tory for the postal eavings accounts in connection with the local office. Medford Gets Home Telephone.

the postal authorities as the deposi

MEDFORD, Or., Dec. M .- (Special.)-The Home Telephone Company commenced actual telephone operations in Medford this morning. The company has been laythe election of March, law, when the city charter was amended.

By throwing the entire question into Hiligation, Gill is likely to test, not merely the technical points that have been reised, but the sufficiency of the recall law itself. In its present status the of telephone wires.

Justice King Refuses Rehearing on Broadway Bond-Sale Case.

PEOPLE'S RIGHTS UPHELD

Duniway and Kiernan Fail in Last Effort to Block Building of Span - Decision Affirms Power of Initiative.

SALEM, Or., Dec. 31.—(Special.)—
Fallure of Frank Kiernan and Ralph Duniway, attorney, in their last stand to defeat the sale of Broadway bridge bonds, marked the termination of littgaton against the City of Portland in this celebrated case and furnished the subject matter for the last opinion to be written by Justice King, who retires from the Supreme bench next Tuesday.

from the Supreme bench next Tuesday.

This opinion came in the form of a denial of a petition for rehearing.

The most important point involved in the opinion on the petition is the question as to whether the people may, by approximations and appearance of the property of the property of the period of the petition of the petition as to whether the people may, by constitutional amendment, reserve to themselves the right to enact any law to the exclusion of the Legislature, and to the exclusion of the Legislature, and by such method delegate to municipali-ties powers not subject to abridgement, change, limitation or recall by special acts of the Legislature. In passing on this, Justice King says, in part: "Our holding is that the state may, by constitutional provisions, di-

rectly delegate to municipalities any powers which it, through the Legisla-

"All the prerogatives attempted to be exercised by Portland in the construc-tion of the Broadway bridge could for-merly have been granted by the Legis-lature, and the power to provide there-for having been delegated to the city by amendment of our organic laws, is valid and the right to exercise such powers will continue until such time as changed will continue until such time as changed by general enactments of the lawmaking department of our state, provision for which may be made by the Legisla-ture, by general laws, applying alike to all municipalities of that class, or by the people through the initiative, by cial laws on the subject."

DEATH BRINGS INQUIRY

CORONER NOT SATISFIED IN ROBERT EGGERT'S CASE.

flicted in some peculiar manner during zel, manager of the Washington-street Public Market, and A. Reese, Menzel's brother-in-law, at the market about midnight Monday night. Deputy Corean argument he hi ner James Dunning is conducting the investigation. It is probable that the body of Eggerts, which now lies at Holman's, will not be interred tomorrow, as planned, but will be held pend-ing a further investigation.

Eggerts resided with his family at

Thurman street. He was employed

by Menzel for the past two years as a night watchman in the Washingtona night watchman in the washington street market. Since the death of his wife several months ago, the aged man has mourned her loss constantly and became shiftless in his work about the market place, according to the state-ments of Menzel. Because of this Men-zel discharged Eggerts Christmas Eve. Monday night the police picked Eggerts up on Second and Stark streets. City Physician Ziegler was summoned administered temporary surgical treatment to the injured man. E gerts told the police that he had be assaulted by Menzel and Reese. The fight, according to Eggerts, originated when he entered the market after closing time and demanded his wages from Menzel. The latter refused to pay him, but insisted that Eggerts turn over a bunch of keys to the market he kept in his possession after his discharge.

in his passession after his discharge-Eggerts refused to comply with Men-zel's demands unless his wages were forthcoming. A triangular argument between Menzel, Reese and Eggerts resulted in Eggert being attacked by the other two. After beating him and snatching the keys out of his pocket, Eggerts averred they carried him to a door leading into First street and pitched him bodily across the sidewalk. The ugly hole, the size of a silver dollar was inflicted in Eggerts' head when it struck the iron post support-ing a mail box at the curb, according to the statements he made to the po-

His condition gradually grew worse and when it became alarming he was rushed to the hospital where he gradually sank until he died late Friday. The attending physician maintained that death was due to natural causes.

CUPID STRONG IN CLARK

Total of 904 Persons Married, as Against 80 Divorced.

VANCOUVER, Wash., Dec. 31 .- (Special.)—Dan Cupid is king in Clark County when it comes to causing mar-riages that hold. During the past year, 1910, 504 people were married in this county against only 80 divorce cases. Most of the cases were brought by the wives, alleging non-support, but the percentage is thought to be exceptionally small for this state, where divorce is so easy.

B so casy.

During the month of December 55 couples were married, and of this number 18 were widows, many being di-vorced. The marriage license business this year increased from 250 couples in 1909, to 452 couples in 1916, an increase of 77 couples in one year, banner year, however, was in when 535 couples were married.

WOULD-BE KIDNAPER SHOT

Mother Protects Self and Child From Husband and His Aids.

TACOMA. Dec. 31.—Preventing two men sent by her husband from carrying off her small child, Mrs. Victoria C.

The Bagdad Railway. a continuation of the Anatolian line from Constantinople to the Anato

Herold this morning shot and seriously wounded one of the men, Harry Williams, a commercial traveler for a Chicago house, living is Seattle. He is now in a hospital and will probably die. Horace G. Herold, accompanied by Williams and Sidney Marks, an automobile mechanic of Seattle, who is also under arrest, and a third man, who escaped, drove in an automobile to the house where Mrs. Herold lives. Herold remained on the sidewalk while the men went upstairs.

The men knocked on the door and when the woman answered, they told her they had a summons calling her to court immediately. She declared it was a trick to get possession of her child.

a trick to get possession of her child.
One of the men started to push his way
into the room and she warned him
against coming farther. He persisted,
and she seized a revolver and shot him,
the bullet striking the intruder in the
grain.

groin.
Mr. G. Herold and his companion, who gave the name of James McClenaghan. 25. an employment agent, were arrested this afternoon. They were found in the woods near Day Island at the end of the Sixth avenue extension. The of-ficers found the chauffeur and his automobile down town and he took them to the outskirts where he had left Heroid and the other man. They were soon traced into the woods.

ACTORS DONATE WORK

BENEFIT PERFORMANCES FILL THREE THEATERS.

Mechanical Association Will Be \$1500 Richer After All Expenses Are Deducted.

Actors work hard for their salaries, but they "work their heads off" for charity. They did not exactly accomplish the latter last night, but they came near it for the benefit of the Theatrical Mechanical Association, Theatrical Mechanical Association, which gave its third annual midnight matinee at the Heilig, Orpheum and Baker theaters. Each house was packed from orchestra pit to the last row in the gallery, and the association will be at least \$1500 richer, when profits and losses are balanced. The theaters were all donated, and the actors freely contributed their talent to make the big triple show the tremendous success it was.

dous success it was.

It was no small matter to "pull off" such a show, in the language of Tony LaBrache, financial secretary of the association, who was running back and forth from one house to another from the time the curtains went up. He has managed all the midnight matinees given by the association, but last night was his first attempt at three. Auto-mobiles were held at stage doors, ready to rush actors from house to house, so there would be no delays in

house, so there would be no delays in the programme. It was found necessary to shift a few of the numbers in each house, because some act had responded to too many encores in another house and were not on time. But all on the programme were seen. Those appearing in the shows were: The Hanlons, of the Orpheum; Stockbridge & Frazen, of the Baker; Brother Francis Richter, pianist, of this city; The Rose City Trio, of this city; J. A. Murphy and Eloise Willard and Eddie Martyn, in "Manager Sowerguy's Troubles," of the Orpheum; Albert French, of Pantyn, in "Manager Sowerguy's Troubles," of the Orpheum: Albert French, of Pantages; Miss Virginia Dorothy Hill, by courtesy of her manager, Charles Zig Schye; Charles R. Sweet, of Pantages; Margaret Fallenius, violinist; Bonita, with Lew Hearn & Co., of the Orpheum; Fred Lancaster and chorus, or the Lyric; Woodford's \$5000 statue dogs. King and Queen," of Pantages; Bowman Brothers, of the Orpheum; LaVina De-Witt, of the Orpheum; LaVina De-Witt, of the Orpheum.

Witt, of the Orpheum.

Opening addresses were made at the Hellig by Stephen Gratten, of the Grand; at the Baker by Thurston Hall, leading man of the Baker Stock Company, and at the Orpheum by Frank Coffinberry, hearing by Supreme Court. manager of the Orpheum.

GUARDIAN STILL NEEDED

Plea of Couple Who Gave Fortune to "Prophetess" Is Denied.

EVERETT, Wash., Dec. 31.—(Special.)—Efforts of W. A. Alloway and his wife, who gave \$15,000 worth of their property to Prophetess Welss and the "Church of God," to set aside a judgment in their behalf obtained by W. P. Alloway as guardian, falled in the Superior Court today, Judge Black also declined to remove W. P. Alloway as guardian of the aged couple. Guardian Alloway asserts the movement for his dismissal as guardian

ment for his dismissal as guardian and to have the judgment for about \$15,000 in favor of the Alloways set aside is encouraged by John Potts, a third party, who secured a portion of the property given by the Alloways to "Church of God

When the first suit was tried W. A. Alloway declined to attend, declaring the Lord would look after his interests. Later on he yielded to the per-suasion of friends who said a lawyer might be able to cope with the un godly who proposed to recover his money for him despite himself.

SAN FRANCISCO ON JOB

Exposition Promoter Assures Vast Profit to Oregon

Occupying a whole floor of the Merchants' Exchange building at San Francisco, with 100 stenographers busy eight hours a day, promoters of the Panama-Pacific International Exposition are campaigning for the indorse ment of Congress. So states H. G. Va ment of Congress. So states H. G. Van Vactor, special representative of the exposition company, who arrived in Portland yesterday from a trip to head-

Mr. Van Vactor has been in Oregon for a month in the interest of the en-terprise. Speaking of the work, Mr Van Vactoresaid:

Van Vactors aid:

"They are moving with rapid strides on the Bay, and while the vote in Congress will be taken July 17, there is every indication the subject is within the grasp of California if no cogs slip. Every Oregonian should put in his best efforts between now and July the expension will be worth mile. The exposition will be worth millions to the state of Oregon alone."

TAFT GIVEN GREETINGS

Atlantic Rattleship Fleet at Sea Wishes Him Happy New Year.

WASHINGTON, Dec. 31.—Although the Atlantic battleship fleet is at sea, wireless telegraphy enabled Rear-Admiral Schroeder, the Commander-in-Chief, to receive and acknowledge New Year's greetings, which were sent by the President today to every vessel, naval station and Army post of the United States, In response to the President's greeting, Rear-Admiral Schroeder wired Secretary of the Navy Meyer: of the Navy Meyer: "The Atlantic fleet thanks the Presi-

dent for his New Year's greetings and wishes him and you a happy New Year." appeal from Marion County, George H. Burnett, Judge; petition for rehearing denied in an opinion by Justice Mc-

STOCK TAKING SALE

25 PER CENT. DISCOUNT ON OUR ENTIRE STOCK Beer and Imported Champagne Excluded

No Mail Orders Less Than 4 Quarts During This Sale 25% DISCOUN

\$1.00 Sunny Brook reduced to75	¢
\$1.25 Sunny Brook reduced to95	¢
\$1.00 Old Pepper reduced to	c
\$1.25 Old Pepper reduced to95	e
\$1.00 Cedar Brook reduced to75	¢
\$1.25 Guckenheimer reduced to95	Ċ
\$1.25 Green River reduced to95	ċ
\$1.25 Multnomah Rye reduced to95	ć
\$1.25 Old Crow reduced to95	c
\$1.25 Hermitage reduced to95	ė
\$1.25 Old Overholt reduced to95	c
\$1.25 Bond & Lillard reduced to95	¢
\$1.25 Old Taylor reduced to95	ć
\$1.50 Old Taylor reduced to\$1.1	2
\$1.50 Old Glenn, 7-year-old, reduced to \$1.1	2
\$1.50 Yellowstone reduced to\$1.1	2
\$1.50 Star of Nelson reduced to\$1.1	2
\$1.50 Star of Nelson reduced to	-
Blended Whisky	
Blended Willsky	

\$1.50 Star of Nelson reduced to\$1.12
Blended Whisky
75c National Monogram reduced to60c \$1.00 Hillwood Bourbon reduced to75c \$1.00 Multnomah Rye reduced to75c
\$1.25 National Rye or Bourbon reduced to 95¢ \$1.50 National Rye or bourbon reduced to
\$1.25 Joe Gideon Rye or Bourbon reduced to
\$1.25 Cream Rye reduced to
\$1.00 National Kummel reduced to 75¢ \$1.00 National Jamaica Rum reduced to .75¢
\$1.00 Homer's Ginger Brandy reduced to .75¢

Whisky Bottled in Bond | Imported and Domestic Brandy \$1.00 National California Grape Brandy reduced to**75¢** \$1.50 National California, bottled in bond, re-

\$2.25 Pellisson Pure Brandy reduced to \$1.69 \$2.00 Hennessy Brandy reduced to....\$1.50 \$2.00 Martell Brandy reduced to.....\$1.50 \$1.00 National Blackberry Brandy reduced to 75¢ \$1.00 National Apricot Brandy reduced to 75¢ \$1.00 National Banana Brandy reduced to 75¢ \$1.00 National Peach Brandy reduced to 75¢ \$1.25 National Pear Brandy reduced to . . 95¢ \$1.25 National Prune Brandy reduced to .95¢ \$1.25 National Apple Brandy reduced to .95¢

1.00	California Cocktails reduced to 75¢
	Scotch Whisky
L50 1,50 1,50 1,50 1,50 1,75 2,25	Lion and Unicorn reduced to
1.25	Burke's Irish reduced to95¢ Shamrock Irish reduced to95¢
	Gin
1.00 1.25 1.50	National Holland reduced to

\$1.25 Bouvier Buchu reduced to 95¢

\$1.50 Dubreuil Sloe Gin reduced to ... \$1.12

\$2.00 De Kuyper Geneva Holland re-

\$1.50 Deacon Brodie Sloe Gin reduced

We Wish You All a Happy and Prosperous New Year

NATIONAL WINE CO

Fifth and Stark Sts.

Main 6499 -PHONES-A 4499

Portland, Or.

hearing by Supreme Court.

GEUNG GETS NEW CHANGE

Admissibility of Dying Statement of Heathen Held Lawful-Tong War Plays Important Part in Yee Geung's Case.

SALEM, Or. Dec. 31 .- (Special.)-Lem Woon must hang but Yee Geung is given another chance for his life by opinions handed down by the Supreme Court today. These men were principals in a Portland tong war. In the case of Lem Woon a petition for re-hearing was denied. Justices King and case of Lein was denied. Justices King and hearing was denied. Justices King and Slater dissenting to the opinion of a majority of the court. Justice Mc-Bride in writing the opinion for the majority of the court, touching upon the question of admissibility of the pistol that did the shooting as evidence, declared that there was no difference who fired the fatal shot if all were present adding and abetting.

Mentioning his long connection with courts where criminal cases had been decided, he says: "I have never seen a case of murder in the first degree more clearly and conclusively proved and to seek some new pretext to set aside a verdict obtained after a fair aside a verdict obtained after a fair and impartial trial would be to en-courage crime and to make a mock-

The case of Yee Geung was reverse in an opinion also written by Justice King and in this he passes for the first time in this state on a new point in connection with the admission of admission of

dying declarations as evidence. Yee Geung and Lem Woon were jointly indicted in April, 1908, charged with the murder of Lee Hal Hoy, the with the murder of Lee Hal Hoy, the homicide being committed at a stair-way at Fourth and Pine streets. Jus-tice King holds that the revolver was properly admitted in this case, but finds a prejudicial error in the admis-sion of testimony relevant to warring factions of the Bo On Tong. He stated that the accused was called as a witthat the accused was called as a wit-ness manifestly to show that he and the victim belonged to warring tong factions and that the admission of his testimony, which failed to show this, forcibly tended to impress the jury that forcibly tended to impress the Moon case, in which he was convicted of murder in the first degree, should apply with equal force against the defendant, the prejudicial effect of which

fendant, the prejudicial effect of which is obvious, he states.

In giving a new ruling for this state on the question of admitting a dying statement as evidence when the one making the declaration is a heathen and holds no belief in future rewards and punishments, the Justice holds that such a declaration is admissible. such a declaration is admissible.

Other cases decided were:

Charles Cunningham and A. F. Mich-

Charles Cunningnam and A. F. Alich-nel against Frank Salling, Clerk; G. W. Bradley, Treasurer, of Umatilla County, and the Thiel Detective Agency. Justice McBride affirms the lower court.
Mary E. Watson vs. F. G. McLench.

Shields vs. Southern Pacific and Beersdorf vs. Southern Pacific were all dismissed on stipulation.

Commercial Club's Story Contest | TIED UP BY WAGE WALKOUT. Stirs Interest.

Attention is attracted to the Pacific Northwest by the Portland Commercial Club's prize story contest, as shown by the numbers of entries now being received at the club. People from parts of the United States are sending articles, which will be submitted to the judges for decision when they are

named by the Governor. The judges will read each article carefully, marking each strictly on

merit. Contestants must submit a complete copy of the paper or magazine containing the article. They have until February 1, 1911, in which to submit articles for prizes, provided the matter appeared in a regular edition of a paper or periodical printed outside of Oregon and Washington prior to Jan-The last few days brought several

ompetitors and many more are ex-The 80 prizes offered, which aggregate a total of \$5000, running from the capital prize of \$1000 to \$10, will be paid by the Promotion Committee of the Commercial Club by check, the

prize money being on deposit in a local High-class publicity for Oregon has already resulted from this Many leading magazines are interested and stories on attractive phases of life in the Pacific Northwest appeared from time to time. Photographs of Oregon scenes also appear, as the result of the

MAN TELLS STRANGE TALE

Though Two Weeks in House He Does Not Know Family Dead.

CLEVELAND, Dec. 31.-For two weeks, while the bodies of his wife, Anna, and his 3-year-old daughter, Hermina, lay in an upstairs room, Herman Mielke at and elept in a dowstairs room in his home at 1523 Cedar avenue, without sus-pecting anything wrong, he told the po-lice today. He is being held pending

an investigation.

Mielke, who is a paroled workhouse prisoner, went to Police Court today to report to Probation Officer Vining. While there he told Vining that he had just discovered the death of his wife and daughter. He said he and his wife quarreled two weeks ago and that he had not seen her or the child since. He said he supposed she had run away.

CABLE SNAPS: 8 MEN DIE

Car on Mine Incline Crashes Into One Miners Ride.

BLUBFIELD, W. Va., Dec. 31.—Eight men, two Americans and stx Italians, were killed today in the Lick Fork mine near Matteawan, W. Va.

The accident occurred while the men were ascending in an incline car. The method of the beneath the car snapped and cable far beneath the car snapped and five loaded cars shot down the plane, crashing into the car on which the men

were riding.

None of the bodies have been recov ered. Two other men who were injured are expected to die.

Politicians and Preachers.

Exchange. We have an idea that politicians and Bride.

Bride.

Preachers take a great deal of interest
The cases of Portland vs. Whitehouse, in people they do not really feel.

MANY TRY FOR PRIZES ENTIRE STREETCAR SYSTEM

Interurban Traffic Not Interrupted. Disorder Is Feared as Saloons Go Out of Existence.

EVERETT, Wash., Dec. 31 .- (Special) -The Stone-Webster Company's entire street railway system in Everett was completely tied tonight by a strike of employes whose request for an increase of minimum wage from 18 cents an hour to 23 cents an hour was refused at 1:30 in the afternoon. The request was made through a committee representing the motor men and conductors and they assert that the company not only declined to consider the petition, but told the members of the

tee they might as well turn in their paraphernalia.

The tie-up of the car lines commenced at 6 o'clock and by 8:30 not a wheel at a octoor and by wheel was turning on the city lines, including the Smelter and Lowell division. The interurban was not affected. The center of interest was the corner of Broadway and Hewitt. near the car barns, where were made to run cars with some of the old employes who did not want to join the strikers. They found it impossible to get cars in any direction except toward the barns and finally

gave up the struggle.

Just as soon as an attempt was made
to move a car the trolley would be
jerked off. Some of the office employes of the company endeavored to aid the conductors in keeping the trolleys on, but soon admitted that the crowd was

As this is New Year's eve and as all saloons go out of existence at midnight. Everett having voted dry, disorder is feared and the Mayor informed the content of the conten much for them. the company officials that he could not guarantee police protection if an attempt was made to run cars.

This Home-Made Cough Syrup Will Surprise You

Stops Even Whooping Cou Quickly. A Family Supply at Small Cost.

Here is a home-made remedy that takes hold of a cough instantly and will usually cure the most stubborn case in 24 hours. This recipe makes a pint—enough for a whole family. You couldn't buy as much or as good ready-made cough syrup for \$2.50.

Mix one pint of granulated sugar with ½ pint of warm water, and stir 2 minutes. Put 2½ ounces of Pinex (fifty cents' worth) in a pint bottle, and add the Sugar Syrup. This keeps perfectly and has a pleasant taste-children like it. Braces up the appetite and is slightly laxative, which helps end a cough.

You probably know the medical value of pine in treating asthma, bronchitis, and other throat troubles, sere lungs, etc. There is nothing better. Pinex is the most valuable concentrated compound of Norway white pine extract, rich in guinicol and all the natural healing pine elements. Other preparations will not work in this formula.

The prompt results from this inexpensive remedy have made friends for it in thousands of homes in the United States and Canada, which explains why the plan has been imitated often, but naver successfully.

Bome of the best-known Portland druggists, such as Laue-Davis Drug Co. (distributers) and others, think so well of the above recipe that they guarantee it to give satisfaction or refund the purchase price.