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MEMBER OF ASSOCIATED PRESS

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MARSHFIELD, OREGON, FRIDAY, SEPTEMBER 30, 1910—EVENING EDITION.

A Consolidation of Times, Coast Mail and Coos Bay Advertiser.

No. 65.

PORT COMMISSION SUIT IS TAKEN TO FEDERAL COURT

A. Hale Secures Injunction Tying Up Harbor Improvements.

SURPRISE SPRUNG IN THE LITIGATION

No One Knows Who Plaintiff Is—Marshall Is En Route to Coos Bay.

WHO IS HALE? Just who A. Hale, who begun the suit in federal court, is, no one locally appears to know.

(Special to The Times)

PORTLAND, Ore., Sept. 30.—Through an injunction issued by the United States court, the Port of Coos Bay yesterday was prohibited from selling \$500,000 in bonds advertised for this week.

It is set out in the complaint that the Port district as voted on in April, 1909, takes in the South Slough watershed and then crosses over a ridge and incorporates the watershed of upper Coos Bay and Isthmus Slough.

Coos Bay was one of the first Oregon coast ports to attempt to take advantage of the port district law and had planned to expend the proceeds of the bond sale in the improvement of its harbor and bar in hopes of largely increasing the shipping from the district.

The bonds, according to the petition, were registered with the Manhattan Trust company of New York, which concern is holding a deposit of gold coin as a guarantee of payment of the interest.

As a property owner Hale objects to paying taxes for interest or redemption of the bonds.

Henry Sengstacken, J. C. Gray, E. Mings, W. P. Evans and W. C. Harris, commissioners for the Port of Coos Bay, are made defendants to the suit. The United States marshal left for Coos Bay last night to serve the papers.

J. W. BENNETT'S STATEMENT

Is Not Attorney or Interested in Portland Case.

J. W. Bennett, on being questioned about it, said that he had nothing to say except that he was not an attorney or employed in the case and did not know until being shown the telegram that the case had been commenced, but he understood for some time that Senator Guering contemplated bringing such a proceeding.

LEFT TO VOTE OF THE PEOPLE

C. R. Peck Says That Port Bond Issue Is Awaiting Their Action.

C. R. Peck, attorney for the Port of Coos Bay, was shown the above dispatch, and in reference thereto said:

"Until we receive a copy of the pleadings, we can not make an intelligent statement in regard to the case, but from what appears from the above dispatch, some one appears to have strayed a long way from the facts.

"In the first place no bonds are being advertised by the Port, nor is any gold or other money on deposit with any trust company for the payment of interest. The Port has repealed the ordinance authorizing the issuance of \$500,000 bonds, and at present there is no ordinance in force authorizing the issuance of any bonds.

"The grounds alleged for the injunction, were all passed upon by the supreme court in the first case, or else are involved in the case now set for hearing in November.

"According to the above dispatch, the plaintiff has set up a man of straw, and then proceeded to demolish him with weapons which have been passed upon by our circuit court, as insufficient.

"I am extremely sorry that my good friend, Mr. Bennett, or any other person, should have permitted this thing to happen. Of course we know that some local influence is behind it, for Mr. Hale only pays a tax of one dollar and twenty-three cents, and that is not such an interest as would warrant the interference of the United States court to protect.

"The board appreciated the fact that there was some opposition to the bond issue and so submitted to the people at the next election the proposition of bonding; thus the people will be given the opportunity to pass squarely upon the question. If the proposition is turned down, the board would not be foolish enough to fight public opinion. So the matter of improvement, and the question of spending money is all up to the people, and in this American community, why not let the majority rule rather than try to control the majority through the technicalities of the courts.

"The filing of this suit will probably delay all improvement for some months and perhaps years. Still, I rather expected that a movement of this kind might be instituted, for in a letter from Mr. Bennett to the Port of November 12, 1909, nearly a year ago, he said, regarding the original Port suit: 'Another very prominent property owner has already spoken to the firm of Malloy, Simon & Gearin, for the purpose of going through what has been done when it reaches them.' It may be that this suit has been in cold storage all of the time, as would seem from the stale allegations with reference to the bond issue, and now that the Port case has actually been advanced upon the docket of the supreme court, this old suit is brought out in the United States court to take the place of it.

"I don't know how long the people of this locality want to stand for these delays; professionally, I don't much care, for it is pleasant work to dig out these questions, and Mr. Bennett is a good fellow to have against you, for he is courteous and accommodating. But as a citizen and taxpayer, I am getting pretty tired of this obstruction policy. When the Port commission submitted its discretion to the people at the next election, it did everything which could be asked in the premises. It almost seems at times as if the question really were: Does Coos Bay belong to the Republic of the United States in which majori-

HENEY TALKS ON CONSERVATION

Declares That Federal Control Is Only Method to Properly Conserve the National Resources of Country.

PUEBLO, Colo., Sept. 29.—B. A. Fowler was re-elected president of the National Irrigation congress here today.

Chicago was selected for the 1911 meeting.

(By Associated Press.) PUEBLO, Colo., Sept. 29.—Declaring strong federal control and modification to be the only present methods necessary to properly con-

serve the natural resources of the country for the benefit of all the people, Francis J. Heney electrified the National Irrigation congress today by an attack on what he called the methods "by which great corporate interests are endeavoring to grab the remaining energy producing agency."

CLUB WILL BE ENLARGED

Move of Republicans at North Bend to Extend All Over County.

The Republicans of North Bend who formed a club a few days ago expect to make the movement a general one in the county. More than that they will write the state central committee and ask that throughout the state in cities of the same size Republican clubs be formed with membership made up of both assembly and anti-assembly Republicans.

In speaking of the movement one of the members said that North Bend had no candidates, either the assembly or anti-assembly ticket, and on the state or county ticket and consequently they feel that a general move in the county may well start in North Bend. About 20 of the Republicans started the movement and it is expected to make a club with 100 members.

Among some of those who are leaders in the movement are I. S. Smith, Peter Loggie, L. J. Simpson, C. S. Winsor, C. E. Maybee, A. H. Derbyshire, H. C. Diers, Judge Guerry and others.

COAST LEAGUE BALL SCORES

Portland Wins From Oakland and Leads by a Few Points.

Table with columns: Team, Won, Lost, P. C. Rows: Portland, Oakland, San Francisco, Vernon, Los Angeles, Sacramento.

(By Associated Press.)

PORTLAND, Ore., Sept. 30.—Portland won a game from Oakland yesterday, San Francisco beat Sacramento and Vernon defeated Los Angeles. The scores of yesterday's games follow:

Table with columns: Location, R. H., Score. Rows: At Portland, Portland, Oakland, At San Francisco, San Francisco, Sacramento, At Los Angeles, Los Angeles, Vernon.

INJURY CAUSES MAN'S DEATH

R. J. Dean of Norway, Who Was Thrown From Horse, Passes Away.

The body of R. J. Dean, who died as a result of being thrown from his horse, was taken today to Norway for burial. Mr. Dean died at the Home hospital in this city Wednesday night at 11:30 o'clock. The death was due to fracture of the skull. Mr. Dean was riding horseback and when racing with some friends in turning a corner was thrown from his horse and his head struck against a post and the skull was crushed. He never regained consciousness.

Mr. Dean is survived by a wife and two children. He was aged 27 years and 11 months. The funeral will be held at Norway.

Does govern, or is it part of the estate of J. W. Bennett, our Irish lord, inhabited by peasantry instead of American citizens?"

Steamer ALBERT will run a SPECIAL EXCURSION TO ALLEGANY, SUNDAY, OCT. 2. Leaves Marshfield at 8 A. M. and return about 6 P. M. Bring your lunch along. Probably last excursion of season. ROUND TRIP, 75c.

Pattern Hats have arrived, Mrs. Inez Wright, Ladies' Emporium.

WOOD and Coal Heating STOVES at MILNER'S.

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BANDON LAWYER MARRIED HERE

C. R. Wade Wedded to Miss Margaret Murphy in This City.

C. R. Wade and Miss Margaret Murphy, both of Bandon, were married on the evening of Sept. 28 at the home of the bride's sister, Mrs. James Cowan in this city. The ceremony was performed by Rev. Father Springer of North Bend. The couple left for Pendleton, where they will visit Mr. Wade's relatives, and on their return will reside at Bandon. The bride was a school teacher at Bandon and Mr. Wade also resides there. He is one of the leading attorneys of the place and is well known throughout the county.

MAKE PUBLIC PLATFORM.

Resolution Committee at Wisconsin Convention Acts.

MADISON, Wis., Sept. 29.—A portion of the republican platform adopted by the resolutions committee was made public before being read to the delegates. It praises Senator LaFollette and the Wisconsin progressives and declares that the Payne-Aldrich tariff law does not fulfill the party pledges. The present tariff bill is declared not adequate, and recommends that the railroad law should be amended and a new physical valuation put upon the railroads. A graduated income tax is favored and also the national control of natural resources.

BOYS' Roller SKATES, \$1.50 at MILNER'S.

THOUGHT MONEY HE RECEIVED WAS FOR CAMPAIGN EXPENSES

PLACES BOMB NEAR HOUSE

Crank in Chicago Makes Scare at Home of Mrs. Potter Palmer.

(By Associated Press.)

CHICAGO, Sept. 29.—After placing a bomb beside the residence of Mrs. Potter Palmer, and cutting his coat into shreds, Fred C. Wahlemeyer last night attempted to secure admittance into the mansion. The servants called a policeman, who placed the man under arrest. Mrs. Palmer was at home at the time and the entire household was thrown into a turmoil. For a time the police believed the man was a member of a gang or that he used this means in an effort to secure a reward for having "saved" the mansion. Later Wahlemeyer's mother and sister were located and said he suffered from melancholia, amounting at times almost to dementia.

A letter signed "Mary," which Wahlemeyer said came from Mary Cummings, a niece of Senator Cummings, was found in the pocket of the alleged bomb thrower. The letter was addressed "Dear Boy," and alluded to a telegram dated Sept. 27 and asks him not to send love in telegrams as the girls at the telegraph office sneaker and make it embarrassing for her when they telephone his messages to her.

KNOWN IN DES MOINES.

(By Associated Press.)

DES MOINES, Ia., Sept. 29.—Fred Wahlemeyer came here several months ago from Spokane with a letter of introduction to Mrs. Walter McHenry. Mrs. McHenry is a sister of Senator Cummins. Mr. McHenry said he extended the courtesies of his home to Wahlemeyer and that Wahlemeyer is a friend of his daughter but that there is no engagement.

Representative Link Tells of Money Paid After Voting for Lorimer.

WHITE PAID BILL ON RETURNING HOME

Stenographer Says He Showed Large Amounts After Coming From Springfield.

(By Associated Press.)

CHICAGO, Sept. 29.—Miss Mollie Vandevere of East St. Louis, stenographer for Representative White, was the first witness in the Lorimer investigation today. She testified that Representative White returned to East St. Louis about the middle of June and paid a large number of accounts. She said he exhibited many bills of large amounts.

Representative Link, who received \$1000, he says after voting for Lorimer, and received \$900 from the so-called St. Louis "jack pot," told the committee when he received the money he thought it was for campaign expenses.

SECURED GOOD ORDERS.

R. A. Wernich of Sash and Door Factory Gets Business in East.

R. A. Wernich, manager of the sash and door factory at North Bend, who has just returned from the east, reports that he succeeded in securing some good orders at Duluth and also did a good business in taking orders in Texas. At Chicago he found the prices bad and did not do as much business there as other firms had cut prices below what he cared to compete with. Mr. Wernich secured orders sufficient to keep the plant busy for three months. About 100 men are employed there now. Washington street along the side of the factory is being improved and about 300 feet additional wharf on the water front is being built. The firm will have now 1600 feet of water front wharfage.

DIX MAY BE THE CANDIDATE

Democrats of New York May Put Him on Ticket for Governor.

(By Associated Press.)

ROCHESTER, N. Y., Sept. 29.—John A. Dix announced this morning that he would accept the Democratic nomination if the other candidates withdraw and assure him of their support. It is understood that Sherrard and Osborne have given their assurance and promise to support the Democratic league and Dix if he will take the nomination, and Parker or D. Cady Herrick if he will not. This is the slate most favored by the Democratic leaders this morning. Dix, on the way to Murphy's headquarters, admitted that the nomination was offered him, but declared he had not reached a decision. Both Murphy and Mack are non-committal about the Dix candidacy. At 1:30 p. m. it was announced the convention would meet at 2 o'clock to adopt a platform and adjourn until 7 o'clock tonight.

The platform pledges the preservation of the 'old nationalism.' It condemns all attacks on the supreme court; declares for the sovereign state rights and the largest possible measure of home rule. It calls the Payne-Aldrich bill a breach of faith and the Republican party is charged with extravagance. The direct primary is endorsed.

When the convention called to order everything was undecided not to say chaotic. At that time there had not been any settlement on the candidate for governorship. Dix is unwilling to be a candidate though

SECOND CHARGE AGAINST GRANT

Indictment Against Him for Mutilating Body as Well as For Murder.

(By Associated Press.)

SAN FRANCISCO, Sept. 29.—In addition to the charge of murder the grand jury today indicted Dr. Robert Thompson, alias Grant, on a charge of mutilating a human body. The district attorney also instructed the grand jury to indict Willie Saake as an accessory in the murder of Eva Swan. Saake is the missing witness in the case.

BODY SENT HOME.

(By Associated Press.)

CLEVELAND, O., Sept. 29.—The body of Donald P. Stubbs, general agent of the Union Pacific here, who died last night from a bullet wound inflicted Saturday night with suicidal intent, the police say, went to the family home at Ashland, Ohio, for burial. Stubbs stated before his death that it was accidental.

NEW BLUE and White ENAMELED Ware at MILNER'S.

HEATING STOVES at MILNER'S.

There are indications that he would if assured the support of the other candidates for nomination.

Judge Parker's attitude was even less clearly defined. Judge Parker as temporary chairman called the meeting to order and Herbert P. Bissell, of Buffalo, permanent chairman, took the platform and addressed the convention.