

Showers and cooler tonight; Sunday showers; southerly winds.



JAY UPTON ACCUSED OF DEMANDING FEE IN CASE WHICH HE SENT TO LAWYER LOGAN WHILE WEBSTER'S BAILIFF

ASKED LOGAN FOR FEES

Attorney States That Ex-Bailiff Sent Him Some Cases, Then Dunned Him for One Third of the Profits.

DEMAND SPURNED AS VERY IMPERTINENT

Intimation Made That in Causes Before Judge Webster, and in Which Upton Was Interested, Proper Care Was Not Taken of Interests of Heirs or Incompetent Persons.

John F. Logan, the attorney, furnishes strong evidence that Jay H. Upton, who resigned as bailiff of the county court yesterday, used his position to try to force attorneys to pay him part of the fees they collected in cases which he procured for them.

District Attorney Manning says he has had the case of Upton under investigation for several days, and that he will continue the inquiry until he has learned all the facts, after which he will determine what action should be taken.

Upton made no personal statement to the county court when he submitted his written resignation. He sent a letter, which set forth that by the terms of his resignation he was to be relieved from the office of bailiff.

When Jay Upton was appointed bailiff of the county court in 1904, said John F. Logan, "Robert Galloway, now law librarian, was instrumental in procuring the position for him. After Upton began his duties Galloway suggested that he remember me when cases arose in which lawyers were needed."

The lawyer under the Oregon statute swears that he will accept all cases that come to him in which the litigants are unable and have no money with which to pay fees.

In the first few months three cases were given by Upton to me and from them I collected \$45 fees. Galloway was my law partner. One day Upton asked Galloway what amount of fees I secured in those three cases and was informed that they amounted to \$45. Upton then sent me a statement demanding one third of the fees or \$15.

Said, "I went at once to him and told him that he was not a partner of mine and it was impertinent and astonishing for him to send such a demand."

From that time on more cases worth anything came to me, they were given to H. H. Riddell, with the exception of small cases and a number involving the interests of persons who were needy and had no money. All of these I accepted and attended to them as any lawyer would who did his duty.

Since that time, so the records show and many persons about the courthouse know, Riddell has been working with Upton. In this case William Mundy, a nurse, signed the petition for the appointment of a guardian for the estate of (Continued on Page Eleven.)

PEACE TREATY COMPLETE

A Few Minor Points Remain to Be Adjusted but Instrument Is Ready for Inspection by the Envoys.

NO WORD FROM MIKADO FOR PAST FIVE DAYS

Drawing of an Armistice Was Done by the Japanese Plenipotentiaries on Their Own Responsibility—Witte Accepts Invitation to Visit Chicago and New York.

Portsmouth, Sept. 2.—The first draft of the peace treaty has been completed. B. B. Russ of the state department, John Bailly of the postoffice department, arrived this morning to work on engrossing the treaty. They say if the treaty does not exceed 10 pages it can be engrossed in two days, by then working sixteen hours each. While the treaty consists of 15 articles it is understood that some are very brief.

Witte has accepted the invitation of the Metropolitan club to attend a banquet during his stay in New York. He will afterwards go to Chicago via Washington.

The meeting of the envoys called for this afternoon at the hotel is to be a mere formality. They will probably sign the protocol of the treaty at the meeting.

The meeting of the treaty framers adjourned at 12:45 o'clock. Detmold says that a few minor points remain to be adjusted, but that the treaty has been practically completed for the inspection of the envoys at this afternoon's meeting when, it is understood, the divergent views as to phraseology will be harmonized.

At 1 o'clock Detmold announced, in response to an inquiry, that no message had been received from the emperor of Japan for five days. He admitted that the drawing of the armistice Friday night was prohibited from erecting fortifications on the island of Sakhalin.

At a conference last night an agreement was reached by Witte and Komura on the points of difference in phraseology relating to articles on Sakhalin and evacuation of Manchuria. A time is fixed by the envoys for the evacuation of Manchuria. The details will be left to the commanders in the field. Both nations are prohibited from erecting fortifications on the island of Sakhalin.

Physicians Returned from the Front Say It Is Only a Prolonged Armistice. (Journal Special Service.) New York, Sept. 2.—Dr. Louis L. Seaman, specialist on contagious diseases and expert on army sanitation, who has just returned after an absence of two years with the Japanese and Russian armies at the front in Manchuria, has something to say today at his home here.

"The so-called peace of Portsmouth," said Dr. Seaman, "will in my opinion be regarded as one of the greatest mistakes of the century. That which is called peace will be in my opinion only a prolonged armistice. Russia, who is still one of the greatest nations on earth, will never consent to be bottled up, and will never be satisfied until she has regained the prestige and territory she lost in this war. Trade will push her on and when she (Continued on Page Eleven.)

SEARCH FOR FRAUD IN INSURANCE

All Officers of Mutual, Equitable, New York and Other Concerns Subpoenaed.

FORTY COMPANIES WILL UNDERGO INVESTIGATION

Legislative Inquiry to Be a Thorough One and All Suspicious Transactions to Be Brought Into Line—Bad Risks Taken.

New York, Sept. 2.—It is learned that subpoenas to appear before the legislative insurance committee, of which Senator William Armstrong is chairman, have been served on nearly all the officers of the Equitable, New York Life, Mutual, Metropolitan and Mutual Reserve. This is merely a beginning.

There are 40 insurance companies doing business in the state, according to a statement made by one of the investigating committee, and all will probably be called before the committee before the inquiry is ended.

The committee pursuing the inquiry does not intend to take the examination of each company separately. Witnesses will be called from the companies indiscriminately to testify regarding certain general subjects and specific facts.

The \$485,000 blind loan account of the Equitable supposed to have been used in paying lobbying fees, campaign contributions and other improper expenses is to be looked into thoroughly. The law is to be investigated despite the payment.

Evidence of extensive fraud in the writing of life insurance on risks known to be bad has been brought to the attention of the committee. It is asserted that in this class of fraud there has been collusion between the officers and agents of the companies of high standing.

Subpoenas summoning the medical examiners of some of the big companies to appear before the committee have been prepared. They will also be requested to have ready for the committee the medical records of the companies for the last few years, to be used as exhibits in case they are required. All the medical examiners probably will be called for the same day.

Chicago, Sept. 2.—Dan Cupid has wrought havoc in the ranks of the teachers in the public schools. At least 40 have been led to the altar during the "summer." Nearly all will forsake pedagogy for matrimonial happiness.

These twosome female pedagogues will make twosome of homes bright. Daniel has shown himself kind. Prone to launch shafts at blushing girls in their teens this year for work in this field he has selected those of more mature charms. Of the total number of teachers enmeshed 50 per cent confess to 10 years ranging from 14 to 49.

NEWS REACHES ARMIES

To Arrange Neutral Zone Pending Disposal of Troops in the Field.

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CUPID SHOTS DARTS INTO SCHOOLMARM'S HEARTS

Forty Old-Maid Teachers to Make Twosome of Homes Happy in Chicago.

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It is expected by the time that school opens next week the number of brides to be will be considerably augmented and probably 75 schoolrooms suffer the loss of their rulers.

Chicago, Sept. 2.—Officers and lawyers of the packing industry under indictment on a charge of conspiracy for violation of the anti-trust laws have been ordered to appear in the federal district court at Springfield to plead on Tuesday, September 5.

WRECK OF THE O. R. & N. COMPANY'S DOCK WHICH WAS SWEEPED BY FIRE YESTERDAY.



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FOUR KILLED IN WRECK ON IRON MOUNTAIN LINE

St. Louis, Mo., Sept. 2.—In a head-on collision on the Iron Mountain railroad near Vallier, Arkansas, this morning four people are reported to have been killed and a score injured. The north and south bound passenger trains met on a curve while going at 35 miles an hour. The fireman of the northbound and the engineer of the southbound were killed and other members of the crew injured. The engineer of the northbound saved himself by jumping. Both locomotives were completely demolished, as were the baggage and mail cars on each train.

The baggage man and a tramp are also reported dead. A number of the passenger coaches were derailed and a smoker overturned, injuring many passengers. Traffic is blocked on the system.

INCENDIARY IS BLAMED

Detectives Believe Flames That Swept the Waterfront Yesterday Were Started by Firebug and Are After Him.

Officials and detectives of the Oregon Railroad & Navigation company insist that it was an incendiary fire that yesterday swept the waterfront entailing a loss of approximately \$150,000 and threatening the destruction of the exposition buildings. One, arrest, was made, but for want of identification the suspect was released.

The entire detective force of the O. R. & N. has been assigned to the case and is following various clues. Investigation, it is said, has exploded the theory that the fire was started by sparks from a passing locomotive.

The statement of a 12-year-old boy who lives with his mother, the Albin, is the most definite clue that has been obtained by the detectives. The lad was on the dock gathering wood shortly before the fire.

He declares that he went beneath the dock and there saw a man who had a large bundle of paper and some matches in his hands. The boy was driven away by the man and a short time later the fire was discovered. The lad went home and told his mother of the occurrence and as soon as the fire was discovered she notified O. R. & N. officials. The lad was closely questioned.

"He tells a perfectly straight story," said an O. R. & N. official, "which has all the elements of truth. He described the man as well as a boy could and told his mother of having been driven from under the dock before he knew anything about the fire."

Other clues lead us to believe the fire was of incendiary origin. We cannot give our opinion at present. The detectives, however, are following every clue that will result in the arrest of the firebug.

Insurance men say the losses have been exaggerated, that they were fully covered by insurance and that no one will suffer. Conservative estimates of the losses approximate \$150,000.



Fireboat George H. Williams, That Saved Hundreds of Thousands of Dollars' Worth of Property During the Recent Big Fires.

EASTERN CAPITAL TO BUILD STEAMERS FOR PORTLAND-ORIENT TRADE

Empire Steamship Company, With Ten Million Dollars Capital, Organizing to Take Care of Trade in What is Confidently Predicted Will Be Coast's Greatest City.

Another steamship line from Portland to the Orient is the latest great business undertaking for the development of the Pacific northwest. The Empire Steamship company, with a capital stock of \$10,000,000 paid up, is being organized in New York by American and British capitalists, and will be incorporated within a few days in New Jersey, to build and operate a number of steamships between Portland and ports of China, Japan and the Philippines.

The company has plans for three, to be named "Oregon," "Washington" and "Idaho." Each vessel will be 500 feet long, with gross tonnage of 1,500 tons, and of the most modern design for carrying freight and passengers.

A party of engineers, quartered in a houseboat on the Oregon shore near the Vancouver ferry, have for the last two weeks been surveying and taking soundings for docks. These will be 1,200 feet long, and will be located with a view to the most advantageous facilities in connection with traffic coming over the bridge to be built by the Northern Pacific Railroad company across the Columbia river at Vancouver, and also a connection with the Oregon Railroad & Navigation company's St. Johns tracks. It is said the plans show three piers, each 100 feet wide, with 500 feet of water space between each pier.

No Delay in Shipment. Location of these docks on the Columbia river, just outside the environs of Portland, is said to indicate that the route of all through freight traffic will follow the water grade, and that cargoes transferred to and from Oriental liners will pass without being subjected to interference or delay by passenger-traffic in and out of the city. Ultimately all heavy shipping will, it is said, be done from Columbia docks for tonnage to or from the east and the Orient, and the uptown docks on the Willamette will be used only for coastwise and river traffic.

There is no longer any doubt in the minds of well-informed people that great developments are in the near future for Portland. The fact that the Columbia river ferry is deepening the channel across the bar, and soon will enable the largest ships to enter this harbor, and that the government has de-

GREATEST STRIKE EVER KNOWN

Social Democratic Labor Party of Russia Preparing for Gigantic Walkout.

Twenty Millions Will Protest New Assembly.

Working People of Czar's Empire Pronounce Douma as Merest Caricature of a National Gathering—Want Universal Ballot.

New York, Sept. 2.—The New York section of the Social Democratic party has received a manifesto issued by the central committee of the Social Democratic labor party of Russia, stating that it is making preparations for the greatest strike ever known. More than 20,000,000 working people are involved.

The strike will go into effect at the time of the general election in Russia when representatives to the national assembly will be chosen. The new Douma is denounced by the working people as the merest caricature of a national assembly.

The party manifesto is addressed to all those who are robbed of their rights. The strike is against the plan to restrict suffrage. The strikers will fight for a universal ballot.

STRIKEBREAKERS' UNION ORGANIZED IN CHICAGO

Chicago, Sept. 2.—Special deputy sheriffs and special policemen who have been engaged in strikebreaking held a meeting yesterday and organized a strikeworkers' union, and a scale of wages of not less than \$5 a day, and \$6 if it can be secured, was fixed. Charles E. Turk, a discharged policeman, was elected president.

Chicago, Sept. 2.—According to the state census the population of Massachusetts is 2,594,524. The population shows an increase of 103,774 in the last census year. The population of the state is now 10 per cent greater than in 1890.

Omaha, Sept. 2.—Tempered by 1000 men in gear carried from the Black Hills in the Black Hills, a band of train robbers for the past three days threatened the eastbound Northwestern train south of Omaha. To ward off the robbers all trains have been under a guard of 12 heavily armed men with instructions to shoot to kill. Information was given the police several days ago that holdup would occur between this city and Lewis, Iowa, 35 miles away.

Twice each month the great gold mine sends its bullion to New York. The bullion is handled by the American Express company on the Northwestern railroad. It was to get this bullion to New York that the robbers were organized.

Step trains were being run from the great gold mine to New York. The train was to get this bullion to New York. The train was to get this bullion to New York.

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"A Deal on Change"

First of the series of modern short stories which will appear in The Journal, is a feature of the rainbow section of tomorrow's issue. Robert Barr is the author. His name tells you whether you want to read it or not.

If you think it's worth 5 cents to hear the children laugh you should buy tomorrow's Journal. The Katzenjammer Kids play a brand-new joke on Uncle, but retribution lands in the midst of the fun. Maud has another turn with the circus and we won't spoil your enjoyment of the other four by hinting what they are.

As for the news—well, The Journal continues to have a monopoly of the only special leased wire in Portland, and if you have compared the newspapers here you have certainly found that you had missed something if you had not read