

FIND BOWERMAN'S BALLOT ILLEGAL IN MAKING RECOUNT

Candidate for Governor Cast One of the 24 Alleged Irregular Votes in Primaries in Precinct 23.

In checking over the election returns deputies in County Clerk F. S. Fields' office this morning discovered that 24 illegal votes had been cast in precinct No. 23 in the recent primary election. Consistent among the votes thus recorded is that of Jay Bowerman who was candidate for governor on the assembly ticket, and is now Republican candidate for governor.

Under section 2875, of the session laws of Oregon, voters, who have not registered in the precinct in which they desire to vote, or non residents, may vote for candidates for state offices provided that their qualifications to vote for such offices are known to six freeholders who must sign a written statement to that effect. In addition to this the elector must sign his own name in three different places on the statement and the oaths taken by the freeholders and the elector must be administered by one of the election judges.

Signed As Notary.
The statement filed in by Bowerman and the six men who vouched for him is signed by D. A. Tufts, as a notary, and not as an election judge. From this it would appear that Mr. Bowerman's vote was illegal, as were those of 23 others cast in the same manner.

It was to prevent such voting as this that the legislature of 1905 put into effect section 2875. During the preceding year wholesale frauds were perpetrated by the "wet" faction in the prohibition election held in Sellwood. The big issue of the election was whether or not the Oaks should be permitted to be cut down. Persons interested in the Oaks at that time imported scores of laborers into the Sellwood district just before the election and by means of a notary's seal succeeded in casting for the liquor forces. It was said, about 200 votes. Several persons were indicted and a fine of \$1000 was imposed upon one of them.

Simple Expedient.
The method employed to obtain votes was simple. Blank oaths signed by six freeholders and duly attested by a notary were kept on hand at the election booths. On the day of election all that had to be done was to fill in the name of the voter, in each instance.

Governor Bowerman's vote was cast in precinct 23. There were 22 other votes cast in the same precinct with the aid of the notary's seal, prescribed by the state law. One of the election judges of the precinct was Charles Lockwood. C. A. Parker was chairman of the election board.

Following is section 2875 of the 1905 session law:

The Law.
"If it appears the elector is not registered in the precinct in which he applies to vote, the elector in every case, as of course, shall be considered challenged, and shall be required to subscribe and swear or affirm to the blank 'A' prescribed by section 2842, filled out according to the facts, and in addition thereto he shall be required to procure six freeholders of the county to take and subscribe to the second oath as specified in said blank 'A' of section 2842, and the same shall be considered by the judges and forthwith decided, and after noting thereon with ink whether the elector is allowed to vote or not, and if allowed to vote, the poll book number of the elector, they shall file the same. Unless the elector in every such case so establishes his right to vote in the precinct, and to the satisfaction of the judges, his vote shall not be received. In carrying out the provisions of this chapter the judges of the election, or either of them, are hereby authorized to administer and certify oaths, and to issue subpoenas to require the attendance of witnesses before them; provided, that in carrying out the provisions of this section in cities having a population of five thousand or more, the elector offering to vote, and all the freeholders subscribing to the affidavits herein required, shall take such oath before, and the same shall be administered only by the judges of election, or either of them, in the precinct, and at the time the elector offers to vote, and such affidavits shall not be received if taken or made at any other time or place or before any other officer than one of said judges of election."

Montgomery, Ala., has voted favorably on a proposal to adopt the commission plan of government.

Famous "Pint of Cough Syrup" Recipe
No Better Remedy at Any Price, Fully Guaranteed.

Make a plain syrup by mixing one pint of granulated sugar and 1/2 pint of warm water and stir for two minutes. Put 2 1/2 ounces of pure Pinex (fifty cents worth) in a pint bottle, and fill it up with the Sugar Syrup. This gives you a family supply of the best cough syrup at a price that never spoils. Take a teaspoonful every one, two or three hours.

The effectiveness of this simple remedy is surprising. It seems to take hold instantly, and will usually stop the most obstinate cough in 24 hours. It tones up the faded appetite and is just laxative enough to be helpful in a cough, and has a pleasing taste. Also excellent for bronchial trouble, throat ticks, sore lungs and asthma, and an unequalled remedy for whooping cough.

DESCHUTES CASE TO HIGHER COURT

First Mortgage Bond Holder in Irrigation and Power Company Continues Fight.

The controversy of Deschutes Irrigation & Power mortgage holders will be carried for settlement to the United States court of appeals, sitting in San Francisco. Notice of appeal was filed today by W. C. Bristol, attorney for R. S. Howard Jr., who is receiver for the defunct Title Guarantee & Trust company.

Mr. Bristol maintains that the decree of the local federal court permitting settlement of Deschutes Irrigation and power concerns will be reversed on the ground that second, third and fourth mortgage bondholders of the company acted in collusion in praying for settlement to the exclusion of his client as first mortgage holder by virtue of his receivership; that the state of Oregon, as agent for the United States government under the Carey act, was disregarded in all the procedure of settlement; that the concern of settlers in the adjustment of the irrigation company's affairs, was also disregarded.

"It will be seen," said Mr. Bristol, "that looking at this as we do, the case is not settled by a long way, although announcements to the direct contrary have been made. It is unjust to the people who want to live on the lands to allow them to be led to the belief that the irrigation company has been reorganized and that under a new control water will be brought to the land. I say there was collusion between the second, third and fourth mortgage bondholders, because my client, Mr. Howard, never received any notices of the procedure of settlement. It was only by chance, following my return from a trip to Mexico, that I learned of the pretended 'amicable' settlement. As holders of first mortgage bonds of the Deschutes Irrigation & Power company, we contend that our rights are prior to, and greater than those of subsequent mortgage bondholders."

MUST PAY TAXES OR LOSE PROPERTY

City Attorney Says Such is Effect of Last Amendment to Bonding Act.

Under the amendment to the bonding act passed last year, if property owners fail to pay their assessment within 90 days after the installment is due, the city has the right to proceed to collect the delinquent assessment. This is the opinion given today by City Attorney Grant in reply to an inquiry from City Auditor Barbur.

The opinion says if the installment is not paid within the 90-day limit, the city can refuse all other installments and have the property sold. The heavy bonding the past year for street and other improvements has resulted in many delinquencies on the assessment rolls, and the city auditor is notifying such persons that the amended bonding act will be enforced. Two years ago the delinquent list amounted to approximately \$100,000, but collection has brought this down to a very small figure.

SENATOR BOURNE GOES OVER NORTH JETTY PLANS

United States Senator Jonathan Bourne, Jr., Major J. F. McIndoe, Corps of Engineers, U. S. A., and Assistant Engineer Gerald Bagnall inspected the jetty yesterday and discussed the proposed north jetty project, as well as plans for a 30-foot channel from Portland to the sea. The depth of water has been materially increased on the bar by the south jetty, but in the last year or two the scouring process has made a wider but not deeper channel and a north jetty, which has already been favorably reported upon, would confine the current to narrower limits and thus deepen the channel. No official report has been made on the 30-foot channel project, but it is expected to be favorable.

GUNNER ALLEN'S CASE SOON TO GO TO JURY

Victoria, B. C., Oct. 8.—Gunner Allen was placed on trial yesterday for the murder of Captain Elliston at Workpoint barracks, August 1, and as practically no defense was offered it is expected the jury will return a verdict some time this afternoon.

WOMAN WITNESS HAS NOT FURNISHED BAIL

Katherine Dorn, who was placed in the county jail under \$1000 bonds last night by order of the District Attorney has not produced bail. The woman is the owner of a lodging house and is regarded as an important witness for the state in the forthcoming trial of Dr. W. K. Armstrong, on a charge of having performed a criminal operation.

GRILL, CASTING COMPANY, STOCKYARDS INCORPORATE

Articles of incorporation were filed in the county clerk's office today as follows:
National Livestock Insurance Co. Chief office of business, Portland; capital stock, \$100,000. Incorporators, John F. Sherry, P. H. Stew, E. R. Green.
Maxim's Hotel and Grill Co., Portland; capital stock, \$10,000; incorporators, F. O. Blazier, D. B. Mackie, Cecil Vaughn, Kenton Castings Co., Kenton; capital stock, \$25,000; incorporators, H. S. Hastings, H. M. Hastings, T. E. McCallahan.

AN HONEST MAN



Cavalieri Whacks Diogenes with umbrella. Says aged philosopher gave her worthless document. Police now investigating case.

PRESIDENT OF SENIOR CLASS AT O. A. C.

Mr. Chapman has taken an active part in student activities and is well known and popular. He is a debater of prominence and has taken an active part in class politics.



(Special Dispatch to The Journal.) Oregon Agricultural College, Corvallis, Or., Oct. 6.—L. H. Chapman of Forest Hill has been elected president of the senior class at this college. The honor of leading the senior class carries with it wide influence and is a highly coveted position.

The management and provision of playgrounds tends in this city, as it has in Chicago, to separate administration from the board of education. Much may be said in favor of making it a part of the management of the school and much in favor of its separation from them, but as the work of providing play grounds and grows wide, embracing adults and a large expenditure, reaching \$9,000,000 in Chicago, present and prospective, the tendency is toward a separate management.

A separate commission already exists in this city and a separate management, more or less closely connected with the board of education, is developing. The board is represented on the commission, but the commission itself is an independent body.

The commission has begun wisely in urging a director central to the large task before it. About 25,000 children can be provided for at any one time on existing playgrounds. The playgrounds should accommodate at least 100,000 at once.
This is only about a third of the children needing daily play in the summer. In addition there must in time be athletic grounds, open air gymnasiums and recreation halls and centers for winter and summer, recreation parks, baths and, in the end, halls for dancing and indoor amusements for children and youth.

OREGON REFORMS INTEREST CHICAGO

Senator Bourne Leaves Tomorrow to Address Union Club of Windy City.

United States Senator Jonathan Bourne Jr., will leave tomorrow for Chicago, where, on October 11, he will deliver an address before the Union League club on the subject of the Oregon plan of popular government, particularly explaining and discussing the initiative and referendum and the corrupt practices act. Senator Bourne has also accepted invitations to deliver addresses in New York city before the Lincoln-Roosevelt League.

"In every state in the Union a movement is on for the establishment of popular government, and the Oregon plan is everywhere set up as a model," said Senator Bourne, "this morning."

"Progressive citizens all over the United States are discussing and advocating the Oregon system and as a consequence this state is receiving more favorable attention than any other state in the Union. The extent of public interest in the subject is indicated by the fact that since the delivery of my address in the senate last May, explaining the Oregon system, I have received requests for a total of more than 1,700,000 copies of that address."

"But strong though the movement is, yet it meets determined opposition from beneficiaries of special privileges. In Arizona, for instance, when the campaign was on for the election of delegates to the constitutional convention, the enemies of popular government secured from a leader in the Oregon assembly a letter picturing the evils of the Oregon system and advising Arizona to hold the initiative as you would the plague."

Several prominent men of Oregon have come out of their way to misrepresent the Oregon system and to create the impression that as a result of our laws chaos and dissatisfaction reign. I propose, so far as I am able, to give a correct account of the Oregon system and to aid in the adoption of similar laws to other states.



Tommy Burns, ex-heavyweight champion of the world, appearing at the Lyric next week.

SOUTHERN CALIFORNIA RANCHER THINKS HAS CLUE TO DYNAMITERS

San Bernardino, Cal., Oct. 6.—Sheriff Ralphs and three deputies are seeking two men who, they believe, may be able to assist in solving the problem of the Times explosion at Los Angeles. E. T. Poffman, a rancher living near Ontario, came upon two men yesterday afternoon in his orange grove. Poffman hid near them and listened to their conversation.

According to the rancher the men discussed the explosion and several times mentioned the names "Bryson" and "Morris."

Sheriff Ralphs at once sent a deputy to Ontario but the men had disappeared. Constable Rupp of Cucamonga, with two other officers, are seeking the men today.

Dr. Fred W. Prehn
Dr. T. S. Thomson
DENTISTS
407 Gerlinger Bldg., 2nd and Alder Sts.
Phones: Main 2202, A-2202.

LIVING COST SAPS FUNDS IN SAVINGS BANK SAYS BANKER

Change Must Come Soon or Banks Will Feel Drain Most Seriously; Funds Constantly Withdrawn From Deposit.

Los Angeles, Oct. 6.—"The present high cost of living must be reduced soon if its results are not to be felt seriously by the banks of the country was the declaration today of William R. Creer, secretary of the Cleveland Savings & Loan society of Cleveland, Ohio, in an address before the delegates to the American Bankers' association in convention in Los Angeles.

In his speech Creer declared that the present effect of the high cost of living upon the banks was shown in decreased deposits in the savings banks. "While the figures of aggregate deposits are larger now than a year ago," he said, "this is merely because of accrued interest. It is a fact that deposits in savings banks throughout the country are being withdrawn. This undoubtedly will continue until prices reach their proper level."

Soi Wexler of New Orleans, president of the clearing house section of the association, sounded a warning when he predicted a tightening of the money market throughout the country this winter. He advocated legislation compelling banks to issue regular statements in which bad accounts should not be included in their assets.

DRIVERS WITHOUT LICENSES NABBED

Police Start Crusade and Arrest Large Number Early Today.

The police crusade on vehicle owners who have no licenses started this morning. It was one of the earliest problems presented to the department for some time, for it was only necessary for Captain Baly, Sergeant Riley and several other officers to go into the street at police headquarters at Second and Oak streets and stop the drivers and they came along. As about nine tenths of them did not have licenses they were held in jail until they or their employers furnished bail.

FOUR WOMEN SEEK TO LOSE THEIR HUSBANDS

Mary Jett instituted a suit for a divorce from W. M. Jett, in the circuit court this morning. Cruelty is charged by the plaintiff. She asks \$30 a month alimony and \$100 attorney's fees. Adelle Yeske wants to be freed from her marriage ties with William Yeske, who, she says, refused to support her. She asks for the custody of a minor daughter and \$50 a month permanent alimony.

Minnie Butler filed a suit against William Butler. She prays for a divorce on the ground of desertion.

Laura McIntosh says her husband was cruel to her. She wants to be separated from him forever by the courts. She asks that her children, Norman, aged 7 and Dorothy, aged 4, be given into her care.

A fabric much resembling cotton and equally capable of bleaching or dyeing has been made by a French inventor from spruce wood pulp.

PRESIDENT SMITH OF MORMONS SAYS EVILS MUST CEASE

Announcement Foreshadows a New Manifesto on Polygamy—Men Performing Plural Marriage Ceremony Banned.

Salt Lake City, Oct. 6.—Declaring that certain practices among the Mormons must cease, Joseph Smith, president of the Mormon church, is believed to have sounded the keynote of the three days' semiannual session of the church, which opened here today in the big Mormon tabernacle. All records for attendance have been broken by the session. Thousands of Mormons are here, representing nearly every state in the union, and Canada and Mexico.

It is rumored that a new manifesto on polygamy will be issued before the conference adjourns. The question is being freely discussed. The Deseret News, official organ of the church, today printed the communication of several prominent Mormons who have been accused of performing plural marriage ceremonies. The article is signed by F. M. Lyman, president of the quorum of apostles.

DIETZ WILL SURRENDER ONLY TO GOVERNOR

Winter, Wis., Oct. 6.—In an effort to obtain the surrender of John Dietz at Cameron Dam, G. W. Froelich, a friend, was sent to Dietz' cabin by the authorities today. Froelich was authorized to promise the plucky miner who has held 60 deputy sheriffs at bay for three days that he would be accorded a fair trial in an adjoining county if he would surrender. Dietz agreed to surrender but to no one except Governor Davidson in person.

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