

QUESTION PORT'S POWER TO STOP BROADWAY SPAN

Judge Cleland Takes Under
Advisement Commission's
Application for Injunction;
City Challenges Authority.

Judge Cleland of the circuit court has taken under advisement the Port of Portland's application for an injunction to prevent the city from building the Broadway bridge. The case was argued at length before Judge Cleland yesterday. C. E. S. Wood appeared for the port. City Attorney Grant and Assistant City Attorney Benbow appeared for the city. M. L. Pipes, M. G. Munly and C. W. Fulton for the North East Side Improvement association. The city deeded to the right of the Port of Portland commission to attempt to hinder, in any way, the construction of the Broadway, or any other bridge, which the people of the city had authorized. An affidavit, signed collectively by members of the Port of Portland commission, except J. C. Almsworth, who does not approve the port's policy, and C. F. Swigert, who signed the original complaint, was presented by Colonel Wood. Members of the port, in this affidavit, stated they were working for the best interests of the city, that they believed the building of the bridge may ruin the harbor and drive shipping away, that they consider the bridge, consequently, an obstruction and unnecessary, in view of the fact that two new bridges will soon be ready for service. Colonel Wood then argued that it would require only a little to turn shipping to Seattle, that if proper care was taken Portland could be made the Chicago of the west, that the city's present is its infancy, and that while he was not sure the Broadway bridge would turn away shipping, he feared it might. Colonel Wood also stated that the merits of the controversy had not been placed fairly before the people. That the Port of Portland had full and complete power over the Willamette river within harbor limits was one of his arguments. City Attorney Grant declared that the people had considered the matter fairly and intelligently and had so voted. He denied the commission's right to interfere with the building of the bridge, producing at the same time legislative enactments wherein it is shown that whenever the powers of the Port of Portland conflict with the city the powers of the Port of Portland are nullified.

Has No Authority.
Judge Pipes analyzed the Port of Portland charter and the law pertaining thereto that he might show by the rules which govern members of the commission that they are not delegated authority to interfere with the building of bridges authorized by the people. C. W. Fulton declared that if Colonel Wood's argument were correct, namely, that the Port of Portland had full power over the river, it meant that the state had surrendered sovereignty

or, in other words, it implied a "surrender of sovereignty," a condition disastrous to the commonwealth. He challenged the Port of Portland to show where the state had objected to the building of the Broadway bridge; and declared that if the state had not objected, the Port of Portland commission had no right to interfere.

Speeding Autoists Fined.
Three more speeders paid tolls of \$25 each into the municipal court coffers yesterday. Charles Michael, a machinist, was caught on Holladay avenue near the Steel bridge Thursday afternoon by Patrolmen Sims and Evans of the motorcycle squad and C. E. Haak, a real estate dealer, was captured at East Ninth street and Broadway. James Cushman, a mechanic, timed Tuesday on Thirteenth street, made an effort to show that the officers were wrong, but failed.

"The saloon as it is now constituted is indefensible." But who can conceive of a moral saloon? (Paid adv.)

LANE ON STUMP FOR DEMOCRATS

Series of Meetings Will Close
Campaign in City and
Southern Oregon.

Beginning tonight Dr. Harry Lane will make a series of three addresses in this city under the auspices of the Democratic county central committee. Tonight Dr. Lane will speak in Grebel hall, Montavilla;

tomorrow night in Woodmen's hall, Russell street and Rodney avenue, Albina; Monday night, he will speak in Baker's hall at East Seventeenth and Alberta streets.

Tuesday night, November 1, Dr. Lane will speak at Cottage Grove under the auspices of the State Democratic central committee. Wednesday night he will speak at Grant's Pass. Thursday night, Dr. Lane and Honorable Robert G. Smith will address the voters of Roseburg. Friday Dr. Lane goes to Salem, where he and Oswald West, Democratic nominee for governor, will speak at night. Saturday night at the closing rally in Portland, Dr. Lane will be one of the principal speakers. Chairman Sweek, of the state central committee, is making arrangements for Dr. Lane to close the campaign in Umatilla county, Monday night, November 7, with an address at Pendleton.

Youth Breaks Collar Bone.
Clyde A. Beals, the young son of District Forecaster E. A. Beals, fell at the

Multnomah gymnasium Thursday afternoon and broke his collar bone. He will be under the doctor's care for about three weeks.

Hoff Prepares Report.
(Salem Bureau of The Journal.)
Salem, Or., Oct. 28.—O. P. Hoff, commissioner of labor, is engaged in preparing his biennial report, which will include crop and labor statistics for the two years ending December 31, 1910. Owing to the fact that the labor commissioner had depended some on the thirteenth census, the report will be delayed. Nothing but population figures will be available, however, to the labor commissioner from the federal census taken this year.

Halloween Delights
Every hostess delights in appropriate delicacies for Halloween. Royal Pumpkin Pie can't be beat. Delicious, wholesome, big, deep and fragrant. Order today lest you forget. Either Morrison or Washington branch Royal Bakery.

County Division Opposed By Anti-Division League

The Grant County Anti-Division League Presents Argument Against Division of Grant County, Also Gives Reasons Why Divisions of Counties Should Not Be Made by the Voters of the State at Large.

Monument, Or., Oct. 22, 1910.—Dear Sir:—We submit the following reasons why a bill for an act to create the county of Clark out of the northern portion of Grant county should be defeated:

A careful poll of the voters and taxpayers within the territory of the proposed Clark county discloses that outside of Long Creek precinct the owners of nine-tenths of the taxable property within the proposed county of Clark are bitterly opposed to the creation of the county and considerable percentage of the owners of taxable property within Long Creek precinct are opposed to the measure.

This measure is indorsed only by a few people within and adjacent to the town of Long Creek who, by the creation of the county of Clark, hope to get the permanent county seat at Long Creek and thereby promote their personal political advancement and private gain irrespective of the public welfare of Grant county.

That a large majority of all voters within the territory of the proposed Clark county are radically opposed to the creation of said county, and the same is opposed by a large majority of the entire county of Grant.

The tax roll of Grant county, Or., for the year of 1909, shows that within the territory of the proposed county of Clark, the assessable property is as follows:

All town lots (assessed valuation).....\$7,207
Number acres tillable lands.....15,344
Number acres timber lands, owned by approximately 500 non-resident owners.....\$0,087
Number acres non-tillable lands.....195,274

Total number acres subject to taxation.....401,208
Total number of acres in proposed new county according to claims of the promoters.....312,820

Unappropriated lands within the boundaries of the proposed county, which belong to the U. S., and are either worthless for agricultural purposes or are included within the National Forests and are not open for settlement under any of the land laws of the U. S., and will remain absolutely worthless for the purposes of taxation.....\$12,715

That the affirmative argument submitted by the Clark county committee is not based upon facts and is the production of the inventive minds of the over enthusiastic few of those living within the town of Long Creek seeking for political advancement and private gain.

This measure should be defeated for the further reason that its promoters ask the people of the state of Oregon at large to give them that which they cannot get by the vote of the people within the proposed Clark county, or by the people of the county of Grant.

That the owners of nine-tenths of the taxable property, outside of the town and precinct of Long Creek, in the proposed Clark county realize the favorable consideration of this measure will impose upon them a needless and burdensome taxation which the conditions of their locality do not justify, nor business interests warrant.

That within the past year a railroad has been built into Grant county, and the John Day valley, thus making for the people of the larger portion of the proposed county of Clark, railroad connections with the business world via the John Day valley, and their business interests will call them to the railroad which necessarily takes them from two miles of the present county seat of Grant county, Oregon, and thus they are relieved of the inconveniences which have existed in the past.

We, therefore, as taxpayers within the proposed county of Clark, most earnestly solicit the people of Oregon to permit us, who only are interested

in this matter, to decide the same by our votes and that each and all of the voters outside of the territories affected by these division measures will vote to defeat the creation of the proposed county of Clark and pass a law to provide for the creation of new counties by the people within the territory affected. Give to us, if you please, the right to handle our own business affairs and to adjust the conditions of our county municipalities to suit the majority of those who pay the expenses thereof and derive the benefits therefrom; honor us by conceding to us the right to the exercise of our individual rights without interference from outside counties and show by your votes that you have confidence in our ability to handle these questions among ourselves for our own interests.

Vote "No" upon this bill for an act to create the county of Clark by making "X" after 312 on your ballot on November 2, 1910.

We ask that you give this matter careful and considerate attention and beg to remain,

Yours respectfully,
Grant Co. Anti-Division League.

Reasons why the pending provision should become a law that provides for settlement of county division questions by the territory affected and not by the state at large.

The voters outside of the territory affected are principally ignorant of the fairness or justness of such proposed boundaries and if permitted to vote "Yes" on a county division question no county is safe in making any permanent improvements which may become comparatively worthless and be taken away from them as soon as completed.

Would it be proper, or in any sense just, for the voters of the adjacent states of Washington, Idaho, Nevada and California to vote a slice of Oregon into a state and by their votes adopt a constitution for the new state regardless of the wishes of the people of the state of Oregon? Such a procedure would be just as consistent as for the voters of the state of Oregon outside of the territory affected to create new counties by their votes.

No elector should take upon himself the responsibility of changing the form or condition of any county municipality where he is not liable for any of the costs of such change or will receive no benefit thereby.

Under the present system all county municipalities are in constant danger of disruption by a small bunch of disgruntled politicians seeking for personal advancement and private gain without regard to the public welfare of the county.

A large majority of the people affected by the proposed new counties are, at the present time, radically opposed to the division, notwithstanding the few promoters of such measure proclaim otherwise, but their claim is without foundation and cannot be substantiated. The representatives of the taxable property affected should be heard and their wishes should be accorded to and it is safe to say that more than nine-tenths of the taxable wealth within the territories affected is bitterly opposed to the creation of new counties by the state at large, and, at the present time, at least four-fifths of the taxable wealth of the territories affected is opposed to the creation of new counties at all.

In all fairness and honesty; in all justice to the citizens of the territories affected by the proposed creation of new counties, and asking the people of Oregon to treat us as they would want us to treat them under similar conditions, we ask you to vote "Yes" on a bill for "An Act Providing for the Creation of New Towns, Counties, Municipal Districts, Etc.," by making "X" after 312 on the official ballot on November 2, 1910. Yours respectfully,

GRANT COUNTY DIVISION LEAGUE.
(Paid Advertisement.)

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