fort. Read them,

PRICE TWO CENTS OF TRADES AND ADDRESS OF THE PRICE PRICE CENTER OF THE PRICE CENTER OF

VOL. X. NO. 183.

PORTLAND, OREGON, FRIDAY EVENING, OCTOBER 6, 1911. - TWENTY-FOUR PAGES.

Hill driving golden spike at Bend, Or., marking new epoch in the commercial life of central Oregon Portland delegation, who made trip to witness event, and aid in giving new sest to farmers of that section. \$10,000 being raised to pay expense of establishing experiment stations—room for millions of people said to exist on 30,000,000 acres of land. Great interest is shown in project of diversified farming.

Transport de la commence de la comme

Duty," Says Chief Executive in Speech, "My Ideals Upon Earth."

TYPIFY, HE SAYS, WHAT WE SHALL MEET ABOVE

I Love Courts"-Reply to Bryan.

Two Yisws on Supreme Court.

William Jonnings Bryan says; The president is bluffing. He says that the question which he raises cannot be settled until after election, and then it does not make any difference to him how it is nettied. . . . He hopes for the aid of the trusts to win another election by indersing the retrograde policy of the supreme court; "I challenge him to make pub-

He the written and verbal recmmendations upon which Chief Justice White was appointed over Justice Harlan and the recmmendations, written and verbal, whereon the president appointed the justices whom he places upon the supreme bench.

Does he know how they stood on the trust question, or was it purely accidental that all his appointees took the trust side of question?"

President Toft's Answer. "Challenge? I have challenged one of these publicists to menion a case ary reasonable man would say eaght to be condemned which would not be condemned under the rule and construction of the law which the United States supreme court has

"I am not on that court, but was once a judge, and I love udges, and I love courts which stand to their duty. They are my ideals on earth, typifying at we should meet afterward. heaven under a just God."

(United Press Leased Wire,) that the rulings of the United States supreme court on earth are almost a parallel to the ruling of a just God in cinity have formally submitted to Italian Heaven, was made here today by Press. The approaches to the town are Heaven, was made here today by Prehi- rule. dent Taft in an impassioned defense of the highest American tribunal, which is generally regarded as having been inspired by an attack by William J. Bryan in his publication, The Commoner, Bryan was not mentioned, however.

Seldom has the president shown such vigor and earnestness. Referring apparently to Bryan's challenge that the reason for the appointment of supreme pourt justices be made public, he shout-

"Challenge? I have challenged one of these publicists to mention a case any reasonable man would say ought to be condemned which would not be condemned under the rule and construction of the law which the United States court has laid down

Says He Got No Answer. "I have delivered that challenge in many parts of the country. I have re-ceived no answer. Columns upon colmns have been printed but there has een no suggestion as to a specific case. It is time to come down to facts. Let hem give a specific instance instead of attacking the greatest court upon earth ind charging it with deliberately emas-

(Continued on Page Eighteen.)

LYTLE ROAD WILL BE IN OPERATION

Portland Boosters Pledge Aid to Experiment Stations

"Courts Which Stand to Their Relations Between Latins and Teutons Easier Today Following Former's Promise to Stop War With Occupation.

> FORTS OF CITY ARE NOW HELD BY AUBREY'S MEN

Declares, "I Love Judges and Reserves in Switzerland Renounce Allegiance to Victor Emanuel:

> London, Oct. 6.—Strained relations between Austria and Italy were relieved today when the Italian government ordered her navy to cease all operations along the country of the Adriatic sea, thereby acceding to the demands of

> Austria Dispatches received in this city today indicate that Italy has decided to confine all operations in the Turko-Italian war hereafter to the occupation of Tripoli, and unless Turkey should take the aggressive there will be no fighting in other Turkish or Italian possessions.

Berlin, Oct. 6 .- Forts at Tripoli are ow occupied by two battalions of Italian marines which landed there today. according to dispatches received here from Rome. The invaders found a number of corpses of their defeated foe, but no sign of a Turkish garrison, the forts being all abandoned. The dispatches also state that the Italian reservists in Switzerland have renounced their alleglance to the United Kingdom, and refuse to return to the colors.

Rome, Oct, 6 .- During the bombardment of Tripoli the occupation of which was officially announced by the Italian government today, 15 Turks were killed and 20 were fatally wounded, according to the report of Admiral Aubrey of the Italian naval forces. Attacked today by a Turkish warsnip off North Albania. an Italian mercrantman flying a white flag was succored by the Italian de-stroyer Artigliere. It was slightly damaged by the Turkirk shots, and the commander was wounded.

London, Oct. 6 -- Despatches today from Chiasso, Switzerland, declare that a great Italian-Turkish engagement has been fought near San Glovanni in which two Turkish torpedo boats were sunk with heavy fatalities.

The Italians have established a temporary government in Tripoli with Rear Admiral Boreddoline as governor. It is reported that Arab chiefs of the vistrongly guarded.

Rome, Oct. 6 .- More than 60,000 troops are marching today in Italy, all con-verging on southern ports whence they will be transported to Tripoli. Italy is preparing for an arduous campaign in Africa, whether Turkey makes peace of

DYNAMITE EVIDENCE STAYS IN INDIANA

(United Press Leased Wire.)
Indianapolis, Ind., Oct. 6.—Judge
Markey today denied the petition of the mite, nitroglycerine and other evidence found here by Burns detectives to be taken to Los Angeles for use against the McNamaras. He sustained a protest by District Attorney Baker, who held that the evidence should be kept here, where the McNamaras are under ment for an alleged dynamiting at

NEW GOVERNOR GENERAL SAILS

naught, Starts for New Post in Canada.

London, Oct. 6 .- Leaving to become the first royal viceroy in a big British colony, the Duke of Connaught started today for Liverpool, whence he salls tonight to become governor gen-eral of Canada in fulfillment of the exwish of his brother, the late King Edward.

The departure of the Duke of Connaught from London was semi-private, but a huge crowd assembled at the railroad station and gave him a rousing farewell. His party embraced the Duchess of Connaught, Major H. C. Lowther, military secretary to the duke, and brother of Speaker Lowther of the house of commons; Captain Rivers Bulkeley, controller of the duke's household; Captain Walter Long, aidede-camp, and Captain E. S. Worthing-ton, medical officer. The Misses Annie

CARMEN OF DES MOINES

Des Moines will have to walk to and from their business tomorrow because of the act of the street car men here today in declaring a strike to go into effect

result of their fallure to agree with the company on the personnel of an arbitration board chosen for the purpose of settling the differences between employers and employed. One union and one company representative have been chosen, and after a lengthy discussion an agreement as to whom the third man should be. The strike order followed.
Judge De Graff stated today that the
injunction against the union employes.

MEETING AT BEND

State and the state of the stat

California authorities to allow dyna- King's Uncle, Duke of Con- Delegates Returning on Train Feeling Against Officers of the Show Results by Prompt Financial Offer.

> In seven minutes on a train coming from Bend last night the delegation of Portland business men returning from the excursion to Burns pledged \$280 of the \$2000 that Portland will give toward establishing two demonstration Lumbermen's National bank, is chair- disaster.

The ratiroads have pledged \$5000, an equal amount from the Hill and Harriman systems, and Crook 'county will raise by taxation \$3000. The total with the Portland contribution will be \$10,-000 and the demonstration farms will be established, one in the dry country and one in irrigated area.

At an informal experience meeting held on the train last night, a meeting presided over by A. C. Callan, chairman of the party, it was decided that on Wednesday, October 18, there should e a dollar development dinner at the Commercial club.

Visit Spokane Pair.

After the spike laying celebration at Bend yesterday, when the temporary terminil of the Hill and Harriman systems were welcomed by the people, the Hill party, accompanied by Carl R. Gray, president of the Hill lines in Oregon and C. C. Chapman, promotion manager of the Commercial club, went on to the interstate fair at Spokane.

R. B. Miller, William McMurray and others of the Harriman party from Portland came back in their special car, ar-riving in Portland this morning at the time as the remainder of the party. In his address to the people of central Oregon at Bend yesterday many thought Mr. Miller had struck a key-note when he said:

"In Oregon the people, the railroads and the commercial interests must be in the great development en-No partnership can be suc cessful without cooperation and har-mony. In operating two competitive lines over one track into Bend we pro-pose between ourselves the kind of part-nership that will promote the larger

"If the people have grievances or re-(Continued on Pere Eleven.)

AUSTIN INQUEST PROVES SUCCESS HELD UNDER GUARD

Bayless Company Causes Fear of Trouble.

Austin, Pa., Oct. 6 .- Owing to bitter animosity against the officials of the Bayless company, the bursting of whose dam caused the holocaust here last Saturday, the schoolhouse here today is farms in central Oregon. The remain-der will be secured by a committee of lary during the progress of the inquest surrounded by a cordon of constabuwhich F. A. Freeman, cashier of the over the bodies of the victims of the

> The officers fear violence, and the public has been barred from the schoolhouse. The subpoenas were served sethe names of all witnesses be ing withheld from the public.
> Fifty bodies have now been recov

ered from the wreckage. A constable last night shot a negro caught looting the corpse of a woman Besides the 50 bodies recovered, it is estimated today, that 36 are still miss

11-YEAR-OLD GIRL **ROUTS 2 BURGLARS**

Oakland, Cal., Oct. 6.—The brawery of 1-year-old Gladys Tilden, daughter of Douglas Tilden the famous sculptor, saved her father the loss of \$1500 masked burglars broke into the family residence here. The yeggs had just picked a case containing the jewelry when the little girl sat up in bed. "Don't cry," warned one burglar, "or I'll blow your head off!" Disregarding the threat, Gladys leaped from the bed and ran straight at the

"You get out of here!" she cried. "You get out of here!" she cried.
"That belongs to my papa."
Frightened at the child's cries, the men dropped the case and fled. Then the child went into the bedroom of her parents, both of whom are deaf and dumb, and awakened them. In the sign language she informed them of what had happened, and then called up the police.

J. J. Hill Drives Golden Spike, Opening Central Oregon MILLIONS LOST BY

led by Water When Levee Protecting Shores of Black River Above Town Bursts.

DAM AT LAKE ERBUTUS SAID TO HAVE BROKEN

page and Lives Are Endangered.

Wis., telegraphs that both the Dells and Matfield dams have gone out. Walls of water 30 feet high rushed down the Black river. Wire communication is now out off and nothing has been beard

La Crosse, Wis., Oct. 6 .- Great damage has resulted in this section today from the rampaging of the Black river, following rain storms which continued steadily here for 24 hours, and the greatest flood in many years is ex-pected yet to come. The damage is already several millions of dollars, but so far no casualties are reported. The Mississippi is rising rapidly in this vi-cinity, and dire consequences to prop-erty and perhaps to life are anticipated. A special train has been rushed, to Hatfield, Wis., which was the hardest hit by the flood, to remove its citizens

to Merrillan. Hatfield was almost en-tirely submerged by the waters when the leves protecting the shores of the Black river above that town burst, sending the flood against the dam of the La Crosse Water company, 35 feet high, which holds back Lake Erbutus. The power company denies that the dam collapsed, while others declare that It did.

The power company declares that the flood cut out a channel around the west end of the dam, but did not damage the structure itself. Telephone com-munication with Black River Falls has munication with Black River Falls has been severed since noon, the operators of both telephone companies notifying basiquariers that they are leaving their posts on account of the flood.

The following towns below Hatfield have been flooded and suffered great property damage: Haleyon, Wright, Black River Falls, Irving, Melrose, North Bend, Stevenson, Glasgow, De. North Bend, Stevenson, Glasgow, De-corah, Prairie, Lyties, Onataska, North

Merrillan telephone messages confirm the power company's avowal that the Hatfield dam is intact, the water having cut a channel around the west end. It is feared, however, that the canal wall

Floating houses have torn out a span of the wagon bridge at Black River

GUARD DRINKS BEER WTIH LYMAN; IS FIRED

discovered permitting Lyman to drink beer with him in a cafe, and realising the danger of such a proceeding in the case of a man as wily as Lyman, the United States marshal discharged the Lyman is being taken to Portand from here today.

Earthquake at Port Au Prince. Port Au Prince, Hayti., Oct. 6 .- People were thrown into a panic here by severe earthquake shock at 5:30 this morning. No serious damage resulted.

Town of Hatfield Almost Bur- Railroad Probably Will Charge Gompers and Harriman System Federation Officers With Breaking Law.

> UNION HEADS DECLARED TO BE CRIMINALLY LIABLE

Mississippi River Is on Ram- Attorney Says Act Also Violates Civil Clause of Far-Reaching Regulation.

> (United Press Leaved Wire.) Chicago, Oct. 6.—Indictments against Samuel Gompers, president of the American Federation of Labor, the officials of the system federations and the officials of the nine individual untons composing the federation, may be sought in the federal courts by the Illinois Central railroad, for violation of the Sherman anti-trust law in coun tenancing the present strike on the Harriman lines, according to reports here today.

In an interview with a United From representative, Attorney Bluett Los, general counsel for the Illinois Central,

"I know that the legal department of the railroad is investigating the strike order issued to the union men on the Harriman lines, and that the department is of the opinion that what is but ing done relearly violates the criminal clause of the Sherman law. Civil Clause Violated.

"It also violates the civil clause of the law, under which the damages party—in this case the Illinois Central —may secure triple damages. The company has secured some evidence alresity and is still considering the case. I will not say that we will ask for indictments, and I will not say that we will are under the Sherman law. I can not tell just what we will do."

It is learned here that the railroad is considering several plans of procedure against the labor organizations. One is to secure from the federal courts an injunction under the Sherman act re-atraining the unionists from furth a promoting the strike, declaring it to the result of a conspicace in series, of of trade.

May Sue for Dissolution Another method is to sue for an order, for the dissolution of the system fed rations, under this same clause of the Sherman act, while the third is to under the civil clause of the act for

The fourth method and the one whi the railroad officials look upon wi most favor, because it would involve Gompers and other labor "higher up" in the mesnes of the law, is the returning of indictments against the labor Falls, strengthening the theory that ficials for criminal prosecutions in the

The railroad attorneys believe that the Danbury Hatters and the Deba cases cover their contentions.

All Trains Are Delayed.

San Francisco, Oct 6,-The Stress under which the Southern Pacific railroad is operating its trains is shown today in a report received from the Mis-(special to The Journal.)

Klamath Falls, Or., Oct. 6.—Dr. Grant
Lyman has a new guard today. The
former guard, George Mayless. report states that 25 strikebreakers and eight special police were being boarded at the Mission street shops but that all passenger trains on the division are from 30 minutes to an hour late in their arrival and departure Foreman Kelly of the car department was the only man on duty during the greater part of the time when the en-A report from J. J. Jones at Los Angeles was received by the meeting toto couple air brakes and that engineers

s (Continued on Page Twenty.)

CASE AGAINST PENDER CLEVERLY BUILT, STILL IT IS ENTIRELY CIRCUMSTANTIAL

Chain Looks Complete but the Links Are Fragile: Yet State at Preliminary Hearing Had a Dozen Subpensed Witnesses Whom It Did Not Call to Testify at All-Every Clue Run Down, Officials Say They Have Strong Case.

St. Helens, Or., Oct. 6.—The state of Oregon's case against J. A. Pender is just another of those wierd mysteries of the law. If a conviction is obtained it will be one of the greatest of tri-umphs for criminal theorists.

Through a series of circumstances seemingly foreign to one another the state is building up its case. Without a definite fact for a foundation it has gone so far as even to set the exact time of the crime-7 o'clock in the evening of Monday, September 4. While Pender was bound over here yesterday to the grand jury on a first degree charge of the murder of Mrs. Daisy Wehrman in her Apple valley cabin near Scappeose, the evidence against him was frail and disconnected. But this does not necessarily indicate that all the evidence held by the prosecution is of such a nature. The defense took note yesterday that more than a dozen witnesses who had been subpensed were not called to the stand.

subpensed were not called to the stand.

Small Links Make Long Chain.

Yet the trend of the prosecution's questions showed indelibly that the case is one of circumstances, apparently irrelevant. Unconnected, the circumstances seem cidiculous in a court of law. Connected, they form a fairly convincing basis for a presscution.

only a few points other than the or-dinary run of natural evidence, including details as to the discovery of the bodies of Mrs. Wehrman and her 3year-old son Harold by Mrs. Elisabeth Siercks Wednesday morning, Septem-ber 6, the testimony of the medical experts who performed the autopale with the description of the wounds made by the 38-calibre bullets and the hatchet, and facts concerning the habits of Mrs. Wehrman.

Briefly, the state's case, thus for made known, is divided among a fe points. These are: Outline of State's Case.

That two packages one a new mailed from Eldora, Iowa, to J. Wehrman, the husband, and the ca box containing muslin window tains worked for Mrs. Wehrman addressed to her by Mrs. B. E. Bate Portland—were found lying on a care

Grove to Tillamook will be completed

Sunday, when the last rails will be laid,

closing the gap that now exists between mileposts 46 and 47. President E. E.

MONDAY, PORTLAND TO TILLAMOOK

New Pacific Railroad & Navigation Company's Line Com-

pleted Sunday—Regular Freight and Passenger Service

to Be Inaugurated November 1-Cost \$5,000,000-

Most Direct Line From Portland to Pacific Sea Coast.

Lytle of the road, Vice President and General Manager J. P. O'Brien of the Harriman lines and Assistant General Manager J. M. Bulkely of the Harriman lines, with a number of other officials, will make a trip over the completed line Monday, going on the first train to be operated between Portland and Begular Service Movember 1. Regular freight and passenger service will be inaugurated over the new line November 1, as it will require about three weeks to complete the ballasting

three weeks to complete the ballasting work and place the road bed in shape for regular service.

What the future operation of the road place the road bed in shape for regular service.

The Lytle road, as it has come to be called, represents an expenditure of about \$5,000,000. It connects with the Southern Pacific lines in Oregon and is \$1 miles long from Hillsboro to Tillamook. It crosses the divide over the Coast range at an altitude of 1857 feet and there are 13 tunnels in the 11 miles of road. It brings a very rich timber and dairying country trib
survey ran.

What the future operation of the settling the differences between ployers and employed. One union one company representative have to chosen, and after a lengthy discuss the two factions were unable to read in \$1 miles long from Hillsboro to Tillamook. It crosses the divide over the Coast range at an altitude of 1857 at present, the new line may be operated under the direction of the San Francisco offices, as it is properly a find the plant is still valid to cover present crisis.

The new Pacific Railroad & Naviga- | utary to Portland and gives Tillamook ion company's railroad from Forest its first rail transportation.

Lytle in Charge. The road was started by Mr. Lytle October 13, 1905, as an independent proposition, after he had sold his Co-lumbia & Southern, which he had built from Biggs to Shanko, to the Oregon Railroad & Navigation company. The financing of the road was later taken over by the Harriman interests, with the understanding that Mr. Lytle was to remain in charge during construc-tion at least. Work was suspended in difficult road to construct because of the inclement weather encountered in

tion at least. Work was suspended in declaring a coctober, 1907, during the panic, and re- in declaring a sumed in October, 1908. It proved a in the morning. the Coast range, and the rough character of the country through which the

Pelley and Clementine Adams attended the duches as ladies in waiting.

Des Moines, Iowa, Oct. 6 .- Citizens of The action of the union comes as