ACTIVITIES OF THE UNIONS, ISALLEGED Mrs. Ethel Lewis Left Almost

Agreement Forced on Roads Compels Shorter Hours Rather Than Smaller Forces Says Buckley.

Asserting to claims advanced by offistals of the Harriman roads, the low wages that some of the striking onplayes are said to have received are due cimarily to an agreement the union dult seasons rather than the number

"Ferennally" said Assistant General Manager M. J. Buckley of the O.-W. H. & N., 'S would favor having the men work up to 10 hours a day, and reducing the size of the force when times are The agreement the union prepared, however, and which we have been orking under makes nine hours the standard day, which is reduced to eight when business is poor. The standard number of days per week to stx, which is to be reduced to five when there is

Only Small Wages Possible.

"Under this system a machinist enru-Ing 42 cents per hour can make \$94.24 month or can make as low as \$73.93 Carmen sarning from \$4 cents to 21 cents per hour can make from \$72,56 to \$42.14 a month, or, work-ing but eight bours a day, five days cek, they will make only from \$59.84 to \$35.96. This system, which compels carrings, valued at \$1100. us to keep all our men busy, at a cost of the number of working days and hours, results in some very low wages being paid during slack times. Under a 10-hour a day system the lowset paid man of the five crafts could get less than \$54.60—he being the lowest grade of carman.

showing the wages the men in each of the affected crafts would receive unthe agreement with the union. Some these figures are:

Machinist, receiving 42 cents Per day, makes \$3.78 a standard day of nine hours, \$98.28 standard day, 26 days wages; \$3.26 on eight hour a day wages; \$87.36 on eight hours a day per month of 36 days and \$72.92 on eight hours a day. five days a week, making but 27 working days a month.

Good Wage for Botlermakers.

Boilermakers receive 43% cents per hour, \$3.91 per standard day, 8 hours; \$101.79 per standard day, 26 days' wages: \$2.48 per eight hour day; \$90.48 per eight hour day, month 26 days; and \$78.56 per eight hour day, five days per week and 22 days per month. Blacksmiths receive 42 cents per hour, \$2.73 per standard day, nine hours wages; \$98.28 per standard day, 24 days wages; \$3.36 per eight hour day wages; \$87.36 per eight hour day, per month 26 days; and \$73.92 per eight hour day, five days week, 22 days in the month. Sheet metal workers receive 25, cents

per hour, \$2.15 per standard day, nine ours' wages; \$51.90 per standard day. 26 days' wages; \$2.80 eight hour day wages; \$72.80 eight hour day per month 26 days; and \$61.80 per eight hour day, five days a week, 22 days a month.

\$49.14 per standard day, 26 days' wages; \$2.72 to \$1.68 per eight hour day wages; \$70.72 to \$48.68 for eight hour day, per week, or 22 days a month

Bules of Arrangement, The rules guaranteeing this arrange-

ment are:

Blacksmiths and apprentices-Reduction in hours and force: Should a reduction of expenses become necessary, the time shall be reduced to eight hours a day and five days a week. If a further reduction of expenses is required, senior men and those with families depending on them shall have preference. Bollermakers-Reduction in hours and

reduce expenses the hours shall first be reduced from nine to eight and from If further six to five days per week. reduction of expenses is required, senior men and those with families dependent upon them shall have preference,

Machinists and apprentices-When it becomes necessary to reduce expenses, the hours shall first be reduced from nine to eight and from six to five days per week. If a further reduction is required, senior men and those with families, dependent upon them shall have preference.

Carmen-Reduction in force: When a reduction of expense becomes necessary, the working days shall be reduced to nine hours at main shops and the force, married men, and senior mememployed during a rush, it will not Oregon, be necessary to reduce expenses by a

Admitting that the Harriman lines this is the boy in question, have as many men at work in their shops as was stated in figures given out by the railroad yesterday, C. R. EQUALIZATION BOARD Merrill, secretary of the local federation of railroad men who are out on strike claims that these new men are unskilled and are not taking the places of the

old employes who struck. "If the company has so many skilled en," said Merrill, "why do not the men turn out engines which need comparafor service?

days, but it has not been repaired yet. making machines in the blacksmith complaint. The first week will be de-shop at Albina, which ran full every voted to investigating the merits of the before the strike, have not turned complaints and making adjustments. a wheel since the men walked out. The mpany only had a small supply of bolts on hand.

Strike Mas Effect.

"And it is known that these alleged skilled mechanics smashed a planer and an engine driver wheel lathe at the Southern Pacific shops at Brooklyn,

that 18 new men were hired yesterday. and that conditions for the company continued to improve.

Reports received at strike headquartare to the effect that the strikers all along the line are standing firm and they see the company's equipment timus to pile up in bad repair.

DESERTED BRIDE HUNTS HUSBAND

Penniless, It Is Said; Mate Takes Jewelry.

Disected by her bushed whom she married to Nan Prancison but one week and left almost presides in the tiones of Mrs. Ethel Lewis, a beautruly young than Prencises woman, who morning secured a warrant for the arrest of George 2: Lowis, on a charge of the larvery of her Jewelry valued 46

Testerday morning at the Portland hotel is the last that Lowis was seen by Sucked upon the rational, compelling it his wife. He was come however, last as radium the number of working hours sight by a parter at the heret, but as sight by a parter at the herst, but as fur as can be learned this is the last time he has been seen. Lewis, who is a gassifur, formerly prominent in Cinchinall and well known to fian Francison, is a well dressed man and is sugpiled with money and diamonds.

Last night in the barber shop he displayed some jewels and made several bantering remarks after which he walked out of the shop, cetanethly to get his evening meal.

Mrs. Lewis, who is being assisted in

her search for her husband by a Mr. Curpenter, who met the couple at the hotel, refuses to discuss the affair. Mrs. Lewis will remain at Portland for some time while police detectives search for the man.

The jewelry taken includes two solltairs rings surrounded by 16 diamends. opal ring surrounded by 16 diamonds, valued at \$500, one ring with three diamonds, valued at \$275, one brooch valued at \$600 and one pair of screw

SECOND SCHOOL FOR GREGORY HEIGHTS

At yesterday's special meeting of the west grade of carman. school heard the Gregory Heights Im-The company has prepared a table provement club won its fight for a school on top of the Heights. The residents of the section north of Monthe varying conditions mentioned tavilla wanted the school placed at the foot of the hill and H. L. Habin ap-proved a site at East Elighty-third and Bisktyou streets, although there are no houses beyond and few near on this side. The school cierk was instructed, however, to purchase a plot of ground at East Seventy-fourth and Sisklyou atrocts, 248 by 332 feet or nearly two acres. The property is under option o L. C. Jenke and the price saked is \$3500, which was admitted to be very easonable. A four room portable school ouse will be erected at once. Another school will probably be provided in the near future for the Montavilla district near East Eighty-third and Glisan.

MOUNT CALVARY LINE SCENICALLY BEAUTIFUL -

With the operation of cars over the ways in connection with the service of the Portland Railway, Light & Power company. Portland now has two remark able scenic routes, the new line vying with the older Council Crest line, which has become famous all over the coun-

from those seen from points on the cents per hour, \$3.06 to \$1.89 per stand- from those seen from points on the ard day, nine hours' wages; \$79.56 to Council Crest line and for that reason t is predicted that this new line will carry a heavy traffic of sightseers.

While the Portland Railway, Light month 26 days, and from \$59.84 to & Power company is operating the line \$46.96 for eight hour day, five days a for the United Railways, President Josselyn stated this morning that the service will be increased from time to time as the demand justifies.

CHICAGO IS TO OFFER PRAYERS FOR WILSON

(United Press Leased Wire.) Chicago, Oct. 14.—Prayers for the regeneration of Secretary of Agriculture James Wilson will be offered here by Bollermakers Reduction in hours and the church members of this city every force: When it becomes necessary to day from October 12 to October 22. Fol-

lowing is a copy of the prayer:
"Let us pray for Secretary Wilson.
Let us pray that he will perceive that there can be no real good come of his brewers' convention. Let us pray that the light will descend upon him that he may see that he has been misled; that these brewers have duped him into paid out of the bridge fund. lending the high dignity of his office to the promotion of their schemes and nets for the unwary. Amen."

RUNAWAY BOY MAY BE AT LYONS, ORE.

Trace of Maey Lafrank, the 15-yearsix days per week, after which, should old Boise boy who disappeared several a further reduction be necessary, the weeks ago after forging a check on his force shall be reduced, and in reducing father to secure money to travel, has been discovered by J. E. Garner of 225 bers, if proficient, will be given pref- Fifth street, the same place where the erence of employment. The forge not father of the boy is stopping. He deto be increased while reduction of hours clares that the boy is working for a is in force. In case of extra men being school teacher named Burch, in Lyons.

The boy was sent to the Y. M. C. A. reduction of hours, it being understood by a Portland man, and after a day or the extra men will be laid off when the two was taken by Burch to Lyons. Efforts are being made to find out whether

WILL MEET MONDAY

The county board of equalization will meet Monday morning in the county The board is composed of court room. County Judge Cleeton, County Clerk Fields, and County Assessor Sigler. The tively only small repairs to make them board will receive and listen to all com-For instance, en- plaints about taxes. Persons who think gine No. 106 could be made ready for they have been unfairly assessed for the service under normal conditions in two coming year, or think there has been an

BLAKE WHITE SLAVE CASE GOES TO JURY

G. A. Blake, charged with having brought a Mrs. Lawrence from Seattle The railroad officials are showing tried for violating the white slave traf- He is off for Europe, aboard the steamthat they are beginning to feel the fic act in the federal court today. Mrs. er Lapland, where he will make a strike, that's all," said Henry Weber. Lawrence and a baggageman at the fresh affort to convince the scientists Lawrence and a baggageman at the fresh effort to convince the scientists chairman of the advisory board of the King street station, Seattle, were the strikers. The strikers laughed at the chief witnesses against Blake, the bag-north pole. He has also arranged a third district of the company, with chief witnesses against Blake, the bag-sageman testifying that Blake checked series of lectures which he will de-duarters at Spokane, is also attending Mrs. Lawrence's baggage through to liver in Chicago later as well as in Eu-Railroad officials announced today Portland for her. The case went to the jury at noon.

STOMACK TROUBLES
Rorsford's Acid Phosphate.
Produces healthy activity of weak
disordered stomachs; strength builder.

Try a truckload dry or green slabe There's a reason. Albina Fuel Co. .



FLAGG PROMISED TO MAKE HER A GREAT ACTRESS

Mount Calvary line of the United Rail- Hazel Murray, a chorus girl, who is the latest woman to be mentioned in connection with the postal authority's arrest of Jared Flagg Jr., who conducted a brokerage business paying investors over 50 per cent a year. Miss Murray is referred to in a letter written by his confidential secretary. Madeline Russe, and says herself that Fings "was just lovely and promised to make a great actress of me." Flagg is 52 years old.

Views of the city thrown open from CITY MAY SPEND COIN the Mount Calvary line are different from those seen from points on the FOR DENTAL CLINIC

In an opinion filed today, City Attorney Frank S. Grant advises the street committee of the city council that the mer to the city will be \$18,609.50, and to inspect a sewer in the city of Van-the remainder of the cost, amounting couver. The couver is the city of Vanto \$4000, will have to be borne by the Portland Railway, Light & Power Co. Proceedings were begun for the improvements subsequent to January 1, but the proceedings were initiated with

the intent of creating an assessment district. The council later determined to make the special bridge fund pay for the fills. Assessment districts will be created, however, to take care of the permanent improvements that go with the fills, but which can not be

The city attorney filed another opinion stating that the council has a right to appropriate money for the mainten-ance of a free dental clinic. The opinion says the establishment of such clinic would be a step taken in the interest of the public health and that the council has authority to spend money for such a purpose. The health board recommended the clinic to care for the teeth of public school children

PORTLAND POLO TEAM WINS 1ST BOISE GAME

(Special to The Journal.) Boise, Idaho, Oct. 14.—The Portland polo team won the first of a series of three games from the Boise team today by a score of \$1/2 to 1. Superior team work won for Portland. The game was played on the Boise barracks grounds. The second game is to be played tomorrow.

Charles Crowley Arrested.

Charles Crowley, who was forcibly elected from the office of Police Commissioner John B. Coffey several days ago when he applied for a special patrol-"Paddy" Maher, will be charged with associating with dissolute people of the North End and of being a tween. The case will be called for trial next Tuesday.

Dr. Cook Will Not Down,

New York, Oct. 14.—Dr. Frederick A.

Lumber Employes to Amalgamate. The San Francisco Lumber Clerks' as-ociation, the lumber handlers' union and saveral other labor organizations engaged in practically the same industry, are considering a proposition to amalgamate under one charter.

SEWER INSPECTOR CALLED "ON CARPET" found to my cost when the burlap bundle destined for a coast outing, flew apart. There is also the seine twine with

filed against Chief Sewer Inspector W. has a duty of \$60 a ton. This was the al district R. Wilhelm of the city engineering degrade which aroused the enthusiasm of council has authority to pass two ord-partment. Mayor Rushlight said this inances appropriating money from the morning that he would ask the sewer special bridge fund for a fill on Corbett committee of the city executive board street and one on Second street across to investigate a report that Wilhelm Marquam guich. The cost of the for- left his work in Portland last Saturday

Reports from that city say that Wilhelm condemned the sewer in question by 65 per cent duty. Yet when we of-and that he received \$50 for making the fer such fiber for sale to an eastern mill inspection.

City Engineer Hurlburt called Wilhelm into his private office this week able to close with the offer. There is and reminded him that there is plenty some margin between 20 cents and \$1.25 of work for him to do in Portland and to allow for manufacture and a reasonthat he has no authority to absent him- able profit. One offer of 3 cents a self from his own work during business hours. Wilhelm admitted that he had companied by the unnecessary addition gone to Vancouver on the inspection trip, but denied that he had received \$50 for so doing. He told the city engineer he thought that Saturday

will have Inspector Wilhelm on the carpet," said Mayor Rushlight today. "I will ask the sewer committee to investigate his case. We aren't pay ing deputies in the employ of the city engineer for doing outside work and Wilhelm should have known better."

NEW RIVER MILLS DAM SOON IN OPERATION

The new dam of the Portland Railway. Light & Power company at River Mills on the Clackamas river is now completed and the generating machinery is now being installed in the power house. President B, S. Josselyn stated this morning he expects the water to be turned on and the first unit placed in operation very soon.

The dam is of the Ambursen hollow type, built of reinforced concrete. This as to be endangered thereby for its construction makes it self-supporting.

the work October 2, and allowing for a delay of 10 days last summer caused by a fire at the plant, it was completed about one week ahead of time. Machinery for the power plant is now being received and installed as rapidly as it can error made by the assessor, will ap- man's star, was arrested last night by be loaded from the cars. The dam is We also know that the three bolt- pear before the board and make their machines in the blacksmith complaint. The first week will be devagrancy charge and is held in \$100 bail. one of the largest of its type ever rowley, who is said to be a nephew of a great deal of attention among engineers throughout the country.

O'BRIEN CONFERS WITH FARRELL AT SEATTLE

J. P. O'Brien, vice-president and general manager of the O.-W. R. & N. com-pany lines in Oregon, is at Seattle to-day conferring with J. D. Farrell, newly elected president of the O.-W. R. & N company. Vice-President Robert E. The tariff on raw material was the conference. President Farrell will establish his offices here next week.

In the Building Trades. There are now in the building trades alone in the United States and Canada

PRODUCTS OF FLAX Pacific Laundry, 231 Arthur

Mrs. William P. Lord Points Out Fact That Commercial Twines Now Used in Pacific Northwest.

To the Editor of The Journal--in a

of Minnasota show the superiority in stable under him caused the meles. substituting machinery for treating fiber in the hands of a small number

ers which they had seen." The superior sample referred to was experta-grown, cured and made into fiber by It is our Beigian expert, Eugene Bosse, who follows exclusively the method you speak of disparagingly, as the "un-

skilled labor of Europa When the Oregon made fiber was ex-mined by the Minnesota mill supertn-Of the amount taken, \$50 belonged to amined by the Minnesota mili superinhe exclaimed: "I never exin Oregon, he said. 'then can you tell proprietor, me what have your people been doing The roth all these years, when you can grow such

Commercial Twines.

There is a homely adage, "one cannot make a sliken purse out of a cow's car." It would be impossible to manufacture the beautiful lines fabrics every woman loves from the crude material chemically rotted and made into fiber-by our skilled mechanics.

There is, however, no question but what we can make by one process or the like articles. other, the various commercial twines of which the Pacific northwest uses an acquainted with the place, as everything enormous amount. How many tons of tends to show that they knew exactly twine does it take to new the wheat bags of the coust, 50,000,000 bags? How laundry were located. much for hop sacking? The gray round ball of twine we buy for 40 cents at the hardware store is made from flax, grown in Europe, dew retted flax (dew retting costs \$8 a ton, and will make the grades of bag sewing twine—it must be strong). This flax is shipped 2500 miles to New Jersey or Massachusetts. pays an entrance duty of from \$10 to \$60 a ton, is made into twine and freighted at two cents a pound 2500 miles to those who continue to bury their talent in the ground.

Ashamed to Say It.

I am almost ashamed to say all these state that we are so simple minded as to let these foreign manufacturers, resident in New Jersey, do such things to us. This gray ball of twine, costing 40 cents, would cost, made from Oregon grown flax, manufactured in our own mill, fust 10 cents, and it would not be made of short ends of flax, stuck together with glue as is the stuff I found to my cost when the burlap bun-

600 miles of netting on this coast, not including Alaska. Seine twine must be made of the best grade fiber, which cessful cultivation that we can grow. Thirty thousand dollars worth of this fiber went up in smoke when the brick sells for \$1.25 a pound; it is protected they offer us 13 cents a pound and as it costs 20 cents we do not find it profitsome margin between 20 cents and \$1.25 pound was made by Mr. Barbour, ac-"and you can tell Mrs. Lord she will never live to see flax grown in Oregon."

Samples Win Medal. This offer, with accompanying comment, being reported to the then existing fiber bureau (1897) abolished under Wilson, Mr. Dodge, head of the bureau, requested a sample of the fiber which he entered at the Paris exposition in 1900. The sample took the bronze medal, being better appreciated abroad than at home. Shoe thread selling at \$1.40 a pound is made from fiber which would cost in Oregon made by the Belgian process from 20 to 25 cents, a when spooled I believe it is \$2.50 a

pound. Possibly the tariff commission may find a field to explore, judging from an item in the Saturday Evening Post of September 23, under "Who's Who"

"Under the beneficent tariff that existed at that time and will exist until they get it revised, the colonel got the going. He has flax mills in Ireland, product, to compete with the colonel's finished product, made Jersey.

Simple, isn't it? Almost childish. There is no question that this kind of thing will escape the tariff commission. Oregon growing flax, with the duty retained on raw material, would have nothing to fear if the commission should see fit to reduce the duties on finished goods one half. Must Make Start.

RBut would it not be wise for us to get in and make a start at the earliest possible moment so as to enjoy some of these benefits before that cyclone We can stand up under it, but so used to their millions of dollars pro-

placed in the Dingley bill by Senator Hoar for the benefit of Oregon farmers, the writer being able to prove to the satisfaction of this able man that we could produce a fiber equal to that of Europe. Miss Tarbell, in her illuminalone in the United States and Canada Europe. Miss Larven, in her minimal approximately 700,000 men who are ating articles on the tariff, refers to working an eight hour day and at a this duty under the head of "Where the wage 20 per cent higher than the wages Shoe Pinches." In this article sho speaks of the absurdity of placing a

BLOW OPEN SAFE, BEAN'S DECISION IS \$144 TAKEN AWAY

Street, Entered by Expert Cracksman.

Eggort sufa crackura some time this metuing hisw a safe to the Parifle iavedry at 221 Arthur street and secured \$144 is money, leaving all checks and other papers unmedested.

A large quantity of attroglyceriawas used to force the two doors, but recent Journal editorial, entitled "Flan with blankets from the laundry room, in Washington," I find the following souland with water and covered over the peaks in San Francisco affirming the destatement: "Two facts must not be safe, the noise of the explosion was reforgotten:

"First. That the mechanical methods across the struct was disturbed by the Guarantee & Trust company vs. the Deused to the comparatively new factories blast. He thought that horses in the schutze Principal.

valued at \$30, and was a birthday gift big central Gregon brigation ammany to the owner many years ago.

the Minnearta fiax officials, was of work on the inside was done with son-unquestioned superiority over any oth-siderable caution and dispatch and bears siderable caution and dispatch and bears the priority of the lien securing the all the earmarks of being the work of first mortgage bonds is again affirmed.

on Tuesday, and but little money was in rigation & Power company. When the

A. R. MacKenate the, fereman at the agreed to exchange them for a new laundry, who was the first to discover these accepting Howard, who brought country. Are you positive this was the rubbery when he came to work at 7 sull to compel the forestoware of the Ciber certainly was grown in Oregon? On being assured o'clock this morning. The balance was mortunes. A forestoware of the rown in Oragon?" On being assured o'clock this morning. The balance was mortgage. A foreclosure has been de-be fiber certainly was grown and made the property of E. A. Messerly, the misd both in the sireuit and the appeal-The robbers made their escape by ty-

ing several shoots together, which they R. Shins and Louis G. Addison and fiber as this? Why there is nothing in fastened to a board laid across the Frank R. Shinn and Louis G. Addison lines but what can be made with this opening of the chute to the laundry or as a committee for certain bondhold. boiler room. From this room they got ers, complainants, the Deschutes Irrito the outside by prying open one of gation & Power company, a corporation, the windows. Once on the outside, they A. P. Biles, Heward Centract company. are thought to have made their way a corporation; Merchants Savings & down into Marquam's guich and from Trust company, respondents; Alexander there to the river or the railroad tracks. M. Drake and Pilot Butte Development

bers took several suits of clothes and plaintiff and appellant, It is thought that the robbers are well

where the different departments of the Detectives Coleman, Snow and Finger Print Expert Hunter are at work on the

things or to have it known outside the Railroad Commissioners Say Old District Lines Remain the Same.

> Some Portland lawyers are of opinion that it will be impossible to choose suc-cessors to State Railroad Commissioners Clyde B. Aitchison and T. K. Campbecause of the redistriction of the state into three congressional districts, whereas the railroad commisgion law of 1907 provides for election of two commissioners from congression- the latter clause of the mortgage, for al districts and a third from the state which what are called in the record col-

the Minnesota man and which we have some length after the adjournment of the legislature. It seemed then to be generally agreed that no new apportionment of railroad districts was necessary, as the election of commissioners would held according to the lines of the old congressional districts. In other words, the railroad commis-

sion act is held to have merely adopted the existing lines of congressional districts as the territory from which commissioners were to be chosen, and these lines will remain until they are wiped the passage of a new congressional apuation.

While the act of 1907 merely says from "the first and second congressional districts," and the districts then existing do not now exist, the railroad commission act is held to have adopted the lines then existing. The act manifestly does not refer to the new congressional apportionment, but to the lines then drawn,

In some quarters a fear has been expressed that a special session of the legislature is needed to pass a new apportionment for railroad commissioners but the commissioners themselves have expressed confidence that the old lines remain unchanged and that no difficulty is presented.

70 CITY BEAUTIFUL PLANS ON EXHIBITION

benefits of protection, both coming and Portland beautiful is being held on the to be heard by means of proceedings seventh floor of Meier & Frank's store. subsequently taken by him in the cause, and flax mills in New Jersey. What he These plans, 70 in all, which include which culminated in the entry on the 3d manufactures in Ireland, he can finish Portland past, present and future, were day of October, 1910, of a decree which. prepared for the Civic Improvement among other things, provided as foltype, President Josselyn says, it has in New Jersey. Observe, dear friends, prepared for the Civic Improvement amon been proven cannot be undermined so how it works. The unfinished stuff league by Architect E. H. Bennett of lows: he makes in Ireland is allowed to come Chicago and were finished by Julius in at a low rate; the finished product Guerin of New York, the most noted er and A. M. Drake as bondholders are The contract called for completion of is highly protected. Presto, start it watercolor artist in America. An exhereby decreed and granted the right to ne work October 2, and allowing for a in Ireland, and get it in at a low rate penditure of \$20,000 is represented in intervene and be heard on the question and finish it in Jersey! This means the plans which are the perfected result of the distribution of the proceeds of protection from pauper labor, for should the stuff be finished in Ireland it would

To every person that attends the expectation and study.

To every person that attends the expectation and study. To every person that attends the exfind a high duty prevailing when an hibition, a free folder which has been 1910.) for the purpose of having deattempt was made to bring in the finspecially prepared, fully explaining the diagrams, will be given.

> know is not and cannot be grown in the lateral trust morrage.'
> United States. This duty met with "This was in effect a modification of most violent opposition at the time it the decree of September 8, 1910, and was entered, and we looked to see it secures to the appellant the right to b slaughtered in the revision, but there heard upon the question of priority of seemed to be a change of heart, as the the lien securing the bonds held by him. same individuals who fought it re-quested the duty to be released in the alleged rights in the premises, the de-Payne tariff, as they wished to encree of October 3, 1910, from which his courage flax growing in the United States. Truly, we have been encouraged with a club. We greatly appreciate what we might designate "the how about the other fellow-they are call to arms" inaugurated by The Jour-

The day will surely come when Ore gon will pay tribute to Eugene Bosse, for he has prepared the field for her citizens to reap a bounteous harvest from what will be Oregon's greatest in-MRS. WM. P. LORD. dustry.

The San Francisco Musicians' un ton proposes to establish an orchestra consisting exclusively of members of that organisation, for the purpose mutual improvement.

SUSTAINED I DESCHUTES CASE.

Circuit Court of Appeals Hands Down an Opinion in Litigation Brought by Receiver R. S. Howard.

An epinion has been handed down by the United States circuit court of apcree of Circuit Judge Bean in the case of R. S. Howard, receiver of the Title and others. The suit was a very ant one and questioned the right of the of skilled mechanics, ever the unskilled mechanics, ever the unlintrance to the laundry was gained
through a small window that leads off on year ago,
a slip from the barn to the street, and
as of oregon raised flax recently shown to
the Minneauta flax recently shown to
the mindeauta flax recently shown to
the Minneauta flax recently shown to
the shown that the sumpair
the right of the appellant, North flax recently shown to
the Minneauta flax recently shown to
the shown that the sumpair
the shown that the sh Moward Brings Sult.

It is believed, however, that the rob-bers miscalculated their time, doing the job last night in anticipation of today being pay day, but instead, pay day is gage bonds issued by the Deschutes irreorganisation of the company was at-

late court. The list of defendants includes Frank This is the second time that the company, intervenors. Jesse Stearns laundry has been entered by thieves in the past month. The first time the rob-

Opinion of Court The opinion was rendered by Judges Gilbert, Ross and Morrow, Ross delivering the opinion of the court. The opin-

ов ваув "We have given to the elaborate briefs of counsel in this cause careful consideration. Our views in respect to the case may be stated in a few words. The suit was brought for the foreclosure of a mortgage given to secure certain bonds—the appelles Merchants' Savings & Trust company, formerly Merchants' Investment & Trust company, a corporation of the state of Oregon, being therein named as trustee-and to produce the appointment of a receiver of the mortgaged property pendente lite. The mortgage executed to

other things, this clause: "Provided further, that this deed shall not operate or be held to prohibit the party of the first part from selling or conveying or otherwise disposing of for the use and benefit and maintenance of the property of said company, or for the liquidation of said bonds or any part thereof, and free from the encumbrances of this trust, any real or personal property now owned or hereafter to be acquired by this com-

Money Advanced. "Certain persons advanced money to the mortgagor under and by virtue of lateral bonds were issued to them, and This question was threshed out at those persons being made parties to the suit by an amended bill filed in the cause; they set up their claims as preferred liens to that of the first mortgage bondholders, \$25,000 in face value of which the appellant Howard held and still holds as receiver of the Title Guar-

antee and Trust company.

"In the matter of the collateral bonds the appellee Merchants' Savings and Trust company was also named as trustee and that company undertook to act as trustee in respect to both classes of out by a new railroad commission apportionment. In this view of the case, cree of foreclosure was entered in the cause on the 8th day of September, 1910. portionment has no effect on the sit- by consent of all of the then parties to the suit-the appellant receiver not being a party thereto unless he can be the election of commissioners shall be held to have been represented by the appellee Merchants' Savings and Trust company. That trustee not only consented to the entry of the decree of September 8, which, among other things, established the priority of the lien of the collateral bonds over the first mortgage bonds, but by its pleadings filed in the cause expressly admitted and set

> up such priority. Entitled to Be Heard,

"The antagonistic positions thus assumed by that trustee, therefore, preclude it, upon the most obvious principles of equity, from being considered as the representative of the appellant in the cause. And it is equally plain that the appellant, being the holder of some of the first mortgage bonds, was and is entitled to be heard upon the question A free exhibition of the plans of It was upon that question that he sought which culminated in the entry on the 3d

"That the said R. S. Howard, Receivsold under said decree (of September 8. termined the priority of the first mortgage and the collateral trust mortgage the right of lien upon the property tariff on a raw material, which we all held by the trustee to secure the col-

appeal is taken, is affirmed."

WOMEN MAKE APPEAL FOR PUBLIC MARKET

Mayor Rushilght today appointed Councilmen Baker, Daly and Menefee on the committee authorised by the council for the purpose of seeking a site for a proposed public market. A letter signed by 67 women petitioning for the im-mediate establishment of a public market was filed in the city auditor's office this morning.

Journal want ads bring results.