

NO CONCLUSIONS ARE REACHED IN PETITIONS CASE

Testimony in U. of O. Referendum Tangle Shows Majority of Names Not Those of Registered Voters.

After spending yesterday afternoon in hearing testimony regarding the checking of names signed to the University of Oregon referendum with the registration lists of Multnomah county, the attorneys engaged in the trial before Judge William Galloway were as far apart as ever in opinion as to how the names should be dealt with.

Today no session was held, because of the meeting of the State Bar association. W. T. Slater, president of the association, is the chief counsel for the university in the referendum case, and the other attorneys desired to participate in the lawyers' gathering. The referendum case will be resumed tomorrow morning.

That a majority of the names signed to the referendum petition in Multnomah county are not those of registered voters was brought out yesterday afternoon by the testimony of deputies in the office of County Clerk Fields, who had checked over the petitions under direction of the court.

Miss Starr. The unregistered voters were listed by the deputies as good names where no evidence appeared on the face of the petition that they were fictitious or forged. Some were listed as "bad," where it appeared they were written in by the circulators, or where addresses outside of Multnomah county were given.

The total count under this classification gave 4902 names of registered voters where the signatures compared favorably with the registration cards, 3525 unregistered but considered good, 131 suspected and 131 rejected as unquestionably bad.

In addition to this 3525 names were not included in the report at all. Miss Minnie Burke and Mrs. Nellie S. Starr, who checked the names, said they found the good names so scanty on 16 of the petitions that these were thrown out bodily. They lacked the time to inspect all the names, they said, and they adopted the suggestion of W. S. U'Ren, one of the attorneys for the state, to drop these 16 petitions entirely from their calculations.

If this verdict be accepted, and these 3525 names be thrown out because so largely stamped with fraud, the circulators who have been most under fire of the Burns agency detectives will be left with only a few names to be eliminated. In this classification are all of the names secured by Joseph Gorham, Robert Goldman, Charles Falk, Fred Koch, Harry Coler and W. H. Reynolds.

Would Eliminate 3525 Names. On the other hand, H. J. Parkison, who directed the work of the circulators, says proof will be presented to clear away the doubts thrown upon the work of some of the circulators who have been made the object of attack.

Miss Burke and Mrs. Starr were each suspected to a long time in the examination by W. T. Slater and Martin L. Pipes, attorneys for the university, who sought to show inconsistencies in their work. It was plainly forecasted that Slater and Pipes will contend the work of the two deputies is of little or no value as a guide in determining the genuine names. They will particularly object to the classification of unregistered voters as genuine.

In this connection they will argue that the disproportion of unregistered voters raises a presumption of fraud, and will contend that hundreds of these names are fictitious and forged. They will argue that the testimony of the deputies failed to qualify them as experts in handwriting, and should not be given weight in determining the value of the names on the petition.

At the same time, Slater and Pipes are willing enough that the work of the seven circulators rejected by the county clerk's deputies shall be rejected by the court. This would eliminate 3525 names. Their contention will be that these names should be eliminated under all the testimony in the case, of which the testimony of Miss Burke and Mrs. Starr forms a part.

Most Petitions Bad. In addition to this, they will attack the work of other circulators, whose work is declared to be so tinged with fraud as to be of no value. One of these is E. Bahles, who used the fictitious name of E. Wallis in circulating and signing his petitions. On some of his sheets the checkers found only one or two registered voters out of 20, but they did not throw out his work entirely, as was done with Gorham, Goldman and others.

County Clerk Fields was the only other witness yesterday. His evidence was confined to a formal statement of the work done by his deputies under his direction. In answer to a question by Attorney General Crawford, he said he did not remember ever having checked a petition where all the names were good. In liquor license petitions, he said, usually about one half are bad, and in nominating petitions about 20 per cent are bad.

CIRCULATOR AVERS HE LEFT BLANKS IN SALOON TO BE FILLED

An affidavit by Joseph Gorham, in which he says he told H. J. Parkison that he hung referendum petitions on a saloon wall in Astoria and went away until they were filled with names, was the closing evidence offered in behalf of the university yesterday in the trial of the case involving the legality of the University of Oregon referendum.

Gorham was working as a circulator for Parkison. He says when he told Parkison of how he secured the names, Parkison reproved him and said he would be unable to use the names. Parkison later filed the names obtained by Gorham. He denied that Gorham made any such statement to him as given in the affidavit.

"Gorham made no such statement to me," said Parkison yesterday. "I had no reason to suppose his names were not good, or that they had not all been signed in the presence of the circulator. He returned the petitions to my office without having filled in all the names on the back, and I told him to fill them in and make the necessary certificate. I withheld part of his pay until this was done, and I cautioned him to be careful about his names, as his work would be investigated."

Gorham is not now in Portland. He was arrested by Burns' detectives, charged with forgery, but was released after making his incriminating statement. The statement was made to Otto H. Kulper of the local Burns agency on August 31, sworn to before W. F. L...

U. S. SURGEON GENERAL DIES IN WASHINGTON



Dr. Walter Wyman.

Washington, Nov. 21.—Dr. Walter Wyman, surgeon general of the United States, died today in Providence hospital here, where he had been under treatment for a carbuncle. The gravity of his condition had been kept secret.

Frank Wyman, his brother, is taking the body to St. Louis today for interment.

Dr. Wyman secured the establishment of the first consumptive hospital, at Stanton, N. M. He established the leprosy investigating bureau at Hawaii, treated the hygienic laboratory here, and secured the establishment of the bureau of public health.

Surgeon General Wyman was born in St. Louis, August 17, 1848. He entered the war department service 18 years ago, and in four years' time he had reached the head of the national marine hospital service. He was a famous fighter of epidemic diseases. In 1892 he was placed at the head of his department in order to fight the cholera, which was epidemic in Hamburg and other foreign seaports. He made rigid quarantine of 20 days and kept the plague down in the United States. In 1898 he achieved what he called the great feat of his career when he succeeded in having passed the present national quarantine laws. He had absolute control of all sanitary regulations in the entire United States, the Philippines, Panama, Porto Rico and everywhere in the United States rules. He was one of the most important officials in the entire national government.

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GIRL GRADUATES HAVE AN EYE TO BUSINESS

Hood River, Or., Nov. 21.—Objecting to the fact that the city school board makes no provision for paying the expenses of the graduating expenses of students, the class that will graduate this year will give itself a benefit party on Friday evening to raise money for this purpose. Heretofore the graduates have paid the expenses for the hall, decorations and other things, but this year several girl students with an eye to business propose to extract the cola from the community by a series of entertainments.

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ALBANY HOST OF RAILROAD PARTY

Southern Pacific Executives Assure People of Hearty Cooperation.

Albany, Or., Nov. 21.—The special train bearing the officials of the Southern Pacific railroad company arrived here yesterday on a tour of general inspection. The party was met at the depot by a reception committee from the Albany Commercial club and were given a drive about the city in autos which were brought to the Commercial club rooms, where they were welcomed by Postmaster J. B. Van Winkle on behalf of the people of Albany and the Commercial club.

Judge Lovett, president of the Harriman lines, stated that he was desirous that the Harriman system aid in the development of the state in every way possible.

Short addresses were made by President Sproule of the Southern Pacific lines in Oregon and W. B. Penion, general counsel for the Oregon lines.

The party consisted of President Robert S. Lovett, William Sproule, E. E. Calvin, D. W. Campbell, John M. Souder, E. L. Lonsbury, L. B. Fields, F. W. Burkholder and William D. Penion.

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NEW FIREBOAT TO BE CONSTRUCTED AT ONCE

The fire committee of the city executive board at a special meeting this morning recommended that the board award a contract for the construction of the new fireboat contemplated by the Smith & Watson Iron works of this city. The bid of that company was \$77,000, but as this figure was several thousand dollars over the estimate, the committee had to cut out a number of details of construction contemplated by the specifications of the boat. This action being taken by the committee, the contractor agreed to reduce his bid to \$74,000, if necessary. The city attorney will draw up a contract to be signed by the committee and the executive board.

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J. T. ROSS MAY ESCAPE FEDERAL INDICTMENT

If the supreme court affirms the sentence to the penitentiary of J. Thorburn Ross, it is probable a federal charge hanging over Ross for alleged illegal securing of public lands will be dismissed. A statement to that effect was made yesterday by United States Attorney McCourt while asking that the case against Ross, John E. Atchison and F. B. Holbrook be set for trial. If the sentence is affirmed Ross will not be tried with Atchison and Holbrook and his indictment will probably be dismissed.

Pierce County Flood Resume.

Tacoma, Nov. 21.—A summary of flood conditions affecting Tacoma and vicinity is as follows: All trains across the Cascades tied up since Saturday; transcontinental trains routed via Vancouver, Wash. Mails 24 and 48 hours late.

Northern Pacific damage, estimated at \$100,000, caused by slide at Martini; loss of bridge near Hot Springs; Maywood washout; Snohomish washout; washouts on Burnett, Fairfax and Crocker coal branches; damage to track filling.

Great Northern damage, estimated at \$25,000, caused by index slide; Everett washout; minor washouts or damage to track filling.

Loss to Pierce county estimated at \$2000, caused by washouts at Sumner and Buckley and minor road trouble; Nisqually power and Green river gravity water systems safe.

Puyallup river within 50 feet of McMullen school house, and 135 feet of county road; waters receding.

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RENEW FIGHT FOR CLOSED BRIDGES

Commissioners to Ask 2 Hour Period Both Morning and Evening.

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Commissioners to Ask 2 Hour Period Both Morning and Evening.

Another fight for an absolutely closed period for the drawbridges is to be waged by the county court. This time, the war department will be asked to establish a period of two hours in the evening and an equal amount of time for the morning. During this period, no draw is to be opened, if the commissioners are successful in pressing their request.

This second fight has been taken up on account of the way river boatmen have been abusing the present order, which allows a short open period during the periods set apart as closed.

The bridge tenders on the lower bridges report that certain boats will whittle for the draws five minutes before the closed period begins. By starting five minutes before the period begins, the boats have the right-of-way through all bridges during the period they are supposed to be closed.

It is reported that one of the most persistent violators of the closed period is the "Oklahoma," owned by the Port of Portland. The records of the bridge tender on the Burnside bridge show this boat passed through the draw 40 times during the last 17 days of October. The draw was open three hours and 20 minutes for these trips, states the records. The Port of Portland has docks below the bridges, but a dock is rented at Ash street at the rate of \$100 a month. The reason for using this dock is for the accommodation of the pilots and other members of the crew. By using this dock, instead of the regular port dock, the boat is required to pass through the draws more often than otherwise.

The bridge tender further reports this boat is one of the slowest moving vessels on the river in going through the bridges.

Other river boats will whittle for the draws, and then shut off steam, drifting idly through the bridges, report the bridge tenders. The most trouble is experienced in the evenings.

County Judge Cleaton and Commissioner Hart say they will take all necessary steps to provide for a closed period of two hours. They are today busy going over the records in order to determine the first steps for the campaign.

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HOLDS BRODIE MUST FILE SEPARATE CLAIM

Attorney George W. Brodie of the firm of Murphy, Brodie & Swift, was ordered by County Judge Cleaton this morning to file a separate claim for attorney fees in the case of three Greeks who were killed near Burlington on the United Railways line. The trouble originally started over the final account filed by Attorney Murphy, in which he set forth that the company paid \$3000 for each man killed, but the county court had evidence that the attorney received more than this amount. The judge ordered a supplemental final account.

This morning Attorney Brodie appeared before the court to file the supplemental account, but the judge further ordered that the account show the amount of money received from the railway company or other sources and the amount of money disbursed by the administrator. The court further wanted a separate claim for attorney fees.

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36 Glasses of Soda Water.

From the Newark News. Into a saloon six men go in company, and the first man orders beer for all. They drink. The second man buys. They drink. The third man has the glasses filled. They drink. "Six beers," calls the fourth man. Again they drink. Says the fifth man to the bartender, "The same all around." For the fifth time they drink. It is the sixth man's turn. They drink. This is strictly in accord with the law of treating, and there is nothing remarkable about it. But what a scandal it would be if six women should enter a drug store and drink 36 glasses of soda water!

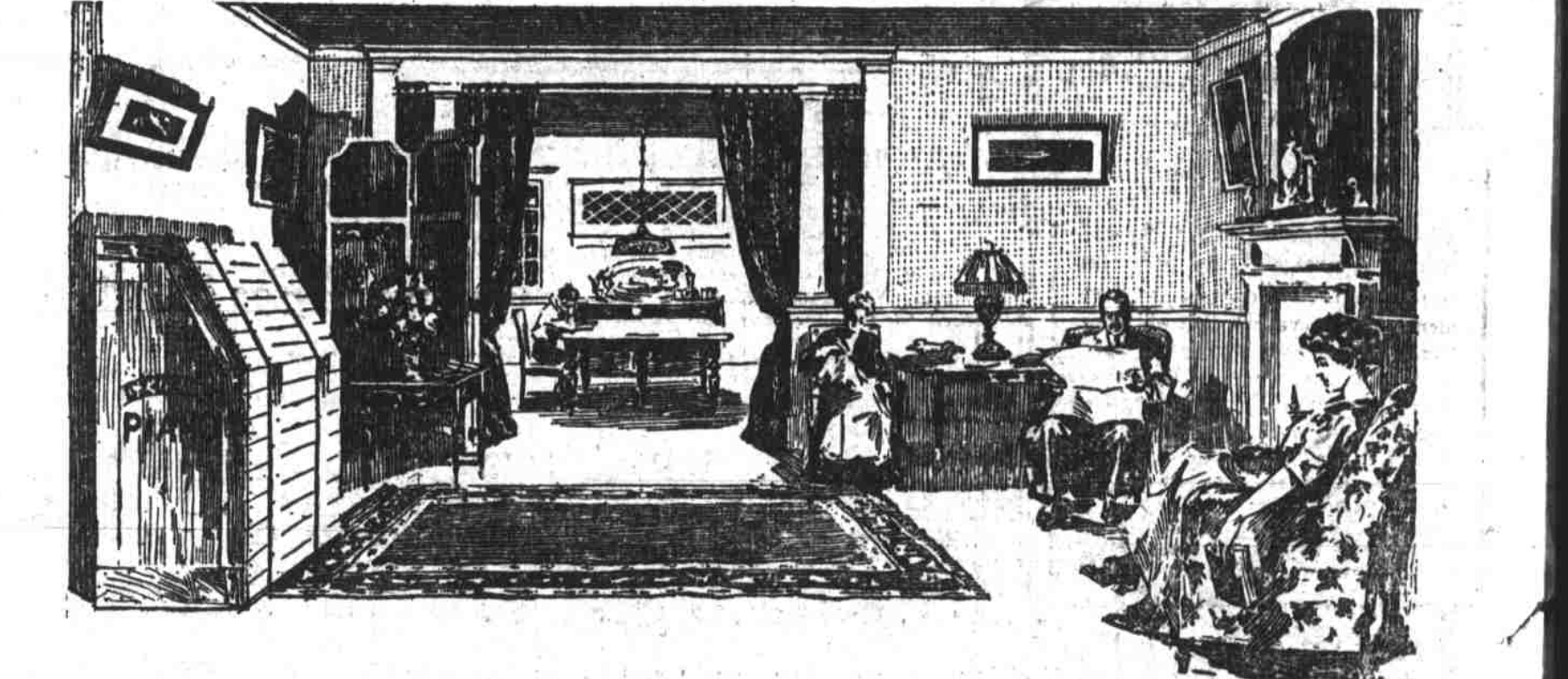
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List of attorneys and administrators in estate cases where the estates have not been finally closed. Notices will be given the attorneys and administrators to file such accounts within 30 days. In cases this order is not obeyed, Judge Cleaton proposes to have the persons cited before his court to show what is wrong. The list of delinquent attorneys and administrators will contain more than 500 names, and the value of the estate will total several thousand dollars.

Ridgways CEYLON TEA. Put up in air-tight, dust-proof packages. Pounds, Halves and Quarters. H. M. B. The Famous The Family Tea, Capital Household. (Her Majesty's Blend) 5 O'Clock Tea. \$1.00 per lb. 75c. per lb. 50c. per lb. LANG & CO., WHOLESALE DISTRIBUTORS. May Now Be Had in Town at Best Stores. RIDGWAYS. Beautiful Queen Quality art kerchiefs free at 167 3rd.



Half the Pianos in American Homes Might as Well be Boxed Up! Half the homes that have pianos have no one to play them. The pianos stand silent—mute testimonials to an unsatisfied desire for music. By one simple act of volition, one single moment of decision, this condition could be changed. The Silent Piano that wears out its life in waiting, used only by some visitor who can play, could be exchanged for a modern Pianola Piano, which, with its Metrostyled music-rolls, would enable the whole household to play—intelligently, artistically, with intense personal pleasure, and at once! Nothing else can so transform a home as The Pianola Piano. In place of the silent piano, here is a superb instrument that makes available a library of more than 16,000 pieces of music, with all the popular successes being added every week. Only, when you make this change, be sure it is the Pianola Piano you get. There are many imitators, but there is only one Pianola. It is built only by the Aeolian Company and is furnished only in five pianos—The Steck, The Steinway, The Wheelock, The Stuyvesant, And the Genuine Weber. New Weber, new Steck, new Wheelock, new Stuyvesant Pianola Pianos are sold in Portland by Kohler & Chase only. A Suggestion. In almost every case where there is a silent piano, the exchange for a Pianola Piano would take place at once if the owner realized what the Pianola Piano does—how it gives every member of the household the power to play, expertly and with absorbing enjoyment—how it provides entertainment of universal appeal—how it educates and inspires children. Instead of remaining in the dark, or assuming that you know, why not spend a half hour at our store and see what a perfect instrument the Pianola Piano of today really is? 375 Washington Street KOHLER & CHASE PIANOS AND PLAYER-PIANOS Store Open Evenings