grade along the Wilson river all the way to Tillamook boy. Completion of the road would open an

area, containing more than 15,000,000,000 feet of Douglas fir, cedar and spruce, according to John Pearson, president

abundance of traffic for the propose

quire logging operations continuing ove

The survey was originally made about

after the organization of the pres-

20 years ago and was altered to follow more nearly the grade of the Wilson

ent holding company. The line proposed

is about 40 miles shorter than that of the Southern Pacific line from Portland to

the Central Coal & Coke company of building a logging road about 20 miles

north from Aagaard to the timber hold-

ing on Rock creek recently purchased

from the Oregon American Lumber com-

pany, rather than to complete the line

projected by Eccles and now under con-

SENT TO WAR ZONE

(Continued From Page One)

Martial law will be carried on with

minimum disruption of state machin-

ry, General Bandholtz announced. He

TO QUELL FIGHTING MINERS

Washington, Sept. 2 .- (U. P.) -- Federal

roops were ordered into the West Vir-

The orders were issued shortly after

First forces to reach the mine war

rea will be the Twenty-sixth infantry

from Camp Dix, N. J., and the Nine-teenth infantry from Camp Sherman.

Reports to the war department early

Decision to send the federal troops

into the coal fields was reached after

the receipt of a report from General H. H. Bandholtz of Charleston, in which

he stated the miners were not dispersing

accordance with the command of

"I am satisfied the miners will not

The first of the federal forces are ex-

The entire force will be under the com-

are officially reported killed in the

iners are moving up to the border

Miners are assaulting the Logan bor-der at every point. The fighting is the

heaviest since the "red necks" massed

A 25-mile half circle around Logan

courthouse is under terrific machine gun

and rifle fire. The miners have been

repeatedly repulsed, but at noon were

continuing their efforts to dislodge the

Loganites from the ridges and command-

ing points back of the mountain passes.

Aerial bombs were dropped by Logar

The "TNT" bombs caused a hasty re

The bombs fell near houses occupied

dropped. It is assumed that the heavy

explosive was used to warn the miners

what would occur if they attempted to storm the Logan borders today.

The use of airplanes in repelling the niners attack at Crocked Creek and

believed here to be the first case on rec

ADMINISTRATION REACHES

industrial warfare.

ord where airplanes have been used in

NO DECISION ON MARTIAL LAW

lecision has yet been reached to de clare martial law in West Virginia, Sec-

retary of War Weeks announced this

taken with regard to the West Virginia situation thus far, the secretary said.

A technical question as to the authority of the president to declare martial

law is partly responsible for the delay

by the administration in proclaiming martial law, it was learned. Legal ex-perts have advised the administration of a decision of the United States su-

oreme court in overturning a military

death sentence approved by the presi

dent in the case ex-parte, Milligan, Indiana. In this decision the courts held

where courts are open in the properly

and unobstructed exercise of their juris-

To Be Mistake on

Part of 'Victims'

Beaverton, Sept. 2.—As Oglesby Young of Portland was hiking for a car on his

way, home from a visit with relatives here, he met a youth known in Beavey-

ton as "Sambo," in a dark section of the road about a mile west of Beaverton. Thinking the youth a holdup man,

Young grappled with him and threw him

Young made his way to Beaverton and

reported that he had been held up.

Sambo, on recovering his breath, ran to a house nearby and reported that he had been held up and robbed of his watch. The owner of the house and Sambo returned to the scene of the battle and found the watch where it had fallen from Sambo's pocket during the melee. Explanations followed.

to the ground.

Holdup Turns Out

"martial rule can never exist

afternoon after the cabinet meeting. The proclamation of martial law now depends on the recommendations of General Bandholtz, the secretary said. The president has approved all action

defense airplanes early today.

MORNING'S MINE BATTLE

pected to reach the trouble area late

obey the president's proclamation."

"I request that federal troops be

mand of General Bandholtz

FOUR REPORTED KILLED IN

was wounded in the Logan army.

they are planning a heavy attack.

for their invasion of Logan county.

PROCLAMATION VIOLATED

said he intended to firmly enforce peace

but the military rule would be humane.

TROOPS ARE CALLED OUT

ginia coal fields early today.

ready entrained.

immediately.

oday.

peace officers to lay-down their arms.

struction via Buxton and Vernonia.

Tillamoek bay, Crosby pointed out the advantage

ADVANTAGE POINTED OUT

FOR HIRE CAR MEN HAVE INNINGS IN

"For hire" car operators had their in nings before the city council's special traffic committee this forenoon, all mbers of the council being present, and the result is that the taxicabs and for-hire autos will be allowed to remain on the streets after the general parking

ordinance goes into effect, so that it may be demonstrated whether or not they constitute a factor in congestion. This, Commissioner Barbur stated after the session, will be the gist of his recommendation to the council.

It was decided to put the new parking nance into effect September 15. All the signs denoting the class of parking to be permitted in the various districts will have been placed by September 10, it is stated, and there will then be five days within which the general public may familiarize itself with these rules. Thousands of maps, showing the parking limitations, are to be printed and circulated, through the courtesy of the Honeyman Hardware company.

At today's hearing on the question of removing the for-hire cars from the congested district, Commissioners Mann, Bigelow and Pier took the stand that their presence on the streets serves a purpose to the public, and that they should be continued because of Commissioner Barbur contended that they should have no rights on the streets other than those accorded the privately used auto.

Protest against the cars on the streets was made by the Portland Association of Building Owners and Managers through Charles S. Holbrook and W. C. North, but no specific cases were pointed out where building owners were in-North, but no specific cases were pointed jured by the presence of car stands. Captain H. A. Lewis, head of the traffic division, stated that last spring there were 75 for hire stands in the congested district, but that the council's policy of issuing no new permits when any man left his stand, had re suited in cutting this down to about 60 He declared his belief that 50 cars would be sufficient to handle the public demands, and suggested that the process of elimination be permitted to continue until that number is reached.

FOSTER ROAD PAVING STRIP

City Engineer Laurgaard has filed Seventy-second to Eighty-second street, with an 18-foot center strip of paving. His estimate is \$9631.

There also goes to the city auditor today the form of an order, to be adopted the city council, taking over frem Multnomah county the county road in Foster road from Fifty-second to Eightysecond street. After formal action by the council this will be sent to the county commissioner, who will then pass the order authorizing such a transfer and the payment to the city of \$85,000 as the county's share in the cost of the perma-nent improvement of this highway.

It is anticipated that the legal steps required may be so hastened that actual FAIR TO BE BOOSTER work on the street improvement may be well in progress this fall if the rainy season does not interfere too greatly. Foster road

In addition to the definite plans for Seventy-second and Eighty-second street. preliminary plans are under way for the opening through of Foster road from Fif-tieth to Fifty-second street.

BESTAURANT MAN'S LICENSE SAVED BY VOTE OF MAYOR

J. F. Mitchell, negro restaurant man. at 68 North Tenth street, was on the anxious seat for hours yesterday while the members of the city council fought over whether his license should be revoked. Mayor Baker was absent when the matcame to a vote and Commissioners ter came to a vote and Commissioners Pier and Mann were opposed to revocawhile Commissioners Barbur and Bigelow were strongly for it. The result was a second meeting, to which the may- Oregon for a few weeks.

r was summoned, and then develop another spirited session, in which considerable feeling was shown, charges of "un-Americanism" were bandled between

wordy passages.

But Mitchell may continue business, through grace of the mayor's vote, provided he cuts off from his restaurant enrance to the negro social club, with ooms over his place, takes down the curtains from his front windows, elimpush buttons at the door and accepts the instructions of the police on the beat as to what "hopheads" he must

MANY LOTS POSTED FOR

NOT BEING CLEANED UI A total of 3567 lots or parcels of land have been posted for weed-cuttings or cleaning of rubbish since the lot cleanng campaign was started by the city authorities a few weeks ago. A. G. Johnson, assistant to Commissioner Barbur, stated today that at least 75 per cent of the lots posted have been cleaged of weeds, and some of the large property owners who had neglected to comply with the orders have promised that they will take action immediately.

CITY HALL BRIEFS The city council has adopted a resolu-

tion of intention to construct the East Yambill and East Eightieth streets sewer estimated by the city engineer to cost \$2408. Remonstrances must be filed with the city auditor by Septem-

Action by the city council on the netition of R. C. Walters and others for the vacation of a portion of Forty-second avenue southeast, from block 4, Myrtle addition, to Sixtieth street southeast, neduled for 10 o'clock, September 28 At the same time action will be taken or the proposed vacation of a portion of Sixtieth street southeast.

A resolution has been adopted by the city council providing for the change in grade of East Hoyt street at seven separate points, and the city auditor has is sued notice that remonstrances must

(Continued From Page One)

some influence on business of all kinds "I have mentioned some of the exist ng signs of better times, but do no wish to convey the impression that we are returning to the free and easy days the armistice. We want no more of that no transference of leases during the conbrand of prosperity, but we do want and will surely have a period of normal times where labor, industry and good busi-

"Although I have not had time or opportunity to make a careful analysis of our lines." local business conditions, I am impressed quite apparent that the general situation here is considerably better than in most sections of the East and Middle West. Our bountiful crops are, no doubt, a contributing factor to the situation

"Portland has received much favorable comment in the East on account of the roposed world's fair in 1925 and I have heard people in all walks of life declare their intention of visiting our city and state during the exposition.

"I am sure that the enterprise of our people in determining to hold this great fair will result in much favorable advertising to our state and in a big influx of new settlers. The phenomena growth of shipping from Portland harbor s also attracting much attention in the East, and amply justifies the expenditure of every dellar put up by the federal and local governments for bar and

channel improvements." McArthur will remain in the state until the termination of the congressional cific lines at Wilkesboro recess and perhaps a few weeks longer. He anticipates no business of importance WOULD OPEN RIG ARE in the house until the senate returns the revenue bill, probably late in October, and unless summoned unexpectedly, will remain here until October 15. He describes the recent summer in Washington as the hottest on record and ex-

KIRSCHBAUM CLOTHES . FALL AND

TIMBER LINE FOR

Completion of the Portland, Astoria Pacific railway from the terminus of the United Railways line at Wilkesboro to Southeastern Clatson county, about 12 miles west of Vernonia, will likely be undertaken immediately as the result of conference held here today.

Officials of the Great Northern and S. P. & S. railways, Charles S. Keith, of the Central Coal and Coke company of Kansas City, owner of the controlling interest in the vast Eccles timber tract which the proposed line would tap, and David Eccles of the former owning company, were the parties of the conference.

The Eccles interests have held a lease on the United Railway line for operation in conjunction with the P. A. & P. line FEEDER LINES PROPOSED

The pushing of a railroad line through from Wilkesboro, the present terminus of the United Railways, to Tillamook, is not an impossibility, but is an improba-bility as far as the Hill interests are concerned, said Raiph Budd, president of the Great Northern, following the conference today.
Officials of the Spokane, Portland

Seattle railway also made the statement that the building of a new line through to Astoria is not to be thought of since the company already has one line to the coast city.

According to the statements made by the conferees the only subject under consideration was the shoving of feeder ington, Tillamook, Columbia and Clat-sop counties, which is at present without

PARTY LEAVES "So far as the Great Northern line is concerned, we are only interested in the staff, and Adjutant General Harris, who They also requested a continuance business which our railroad can derive from the opening of this big timber area," said Budd. "Our sole interest is in the business, and we are not contemplating the building of any new lines." The railroad officials said that the conference had been concluded, but intimated that any deal which may have been under consideration was still "up in the air." Budd said that there had been

"We are not going in to cut timber on our own account, and we have no intenwith the city auditor his estimate on the ness methods will receive proper rewards tion of building any lumber mills," said cost of improving Foster road, from for their efforts. traffic this territory is able to supply for

Budd and the other members of his party left early this afternoon for their headquarters at St. Paul. LENGTH MILES

Approximately 10 miles of the Portland, Astoria and Pacific line is already laid down and the projected length is o be 32 miles.

Rumors of proposed sale of the Gales Creek & Wilson River railroad to Keith were denied by officials and stockhelders of this railroad company today. P. J. Crosby, auditor and assistant to the president, stated that he had no knowledge of any negotiations for the sale of the property and that it was the intention of the owners to complete their line from Wilkesboro to Tilla-

The Gales Creek & Wilson River was egun in 1917 and the first unit, exending 14 miles westward from Wilkesboro to Aagaard, was placed in operation in January, 1920. The road is of standard construction. It connects with the United Railways and Southern Pacific lines at Wilkesboro and is oper-

WOULD OPEN BIG AREA

WINTER 1921

Right of way was surveyed and secured by the Gales Creek & Wilson River company from Aagaard to Tillamook bay, a distance of 35 miles. With the exception of a tunnel 2200 feet long tain, Crooked creek and Mill creek. presses himself as delighted to be in a short distance west of the present terminus, the survey follows an easy

Four Hop Sing Tong Members Arrested In Lai Lung Case

of the company. The territory along the lower reaches of the Wilson river is rich agriculturally and would develop an Latest development in the Hop Sing and Suey Sing tong wars and the murder his appearance the courtroom was packed to Lai Lung, August 1 was the arrest to capacity. A large crowd of the doc-Thursday of four members of the Hop tor's former triends and acquaintances road. According to Crosby, movement of the timber along the line would reof Lai Lung, August 1 was the arrest Thursday of four members of the Hop Sing Tong on secret indictments of the also awaited near the jail. Brumfield Multnomah county grand jury. They when he stepped from the dark confines are held in the county jail.

The men arrested are Moy Ham, English secretary and interpreter of the Hop Sing tong; Lee Fong, Woo Don "Got quite a crowd here," he remarked and Yuen Tun, all members of this to Deputy Sheriff Hopkins, and upor Ung Ho, who was with Lee Fong and Moy Ham when they were found in hiding on a farm 10 miles south of Portland, was also held, but has not be charged with having been a party to the killing of Lai Lung. He told the police he had been hired to protect the other

It is understood that the grand fury in vestigations disclosed important evidence of murder plans in the tong war, and all the man indicted are charged Brumfield will ask a change of venue with murder and assault with intent to was given in the defense motion charging kill in connection with the death of Lai Judge Hamilton with prejudice and ask Lung and the wounding of Lee Wong.

Deputy Sheriff Roy Kendall went to The Dalles Thursday afternoon to look up certain Chinese wanted in connection found Albert Wing and Dan June, the latter with a loaded revolver. On instructions from officers here he rearrested them and will bring them back

to Portland.

He does not want bloodshed if he can help it, but the law is to be supreme.

(Continued From Page One)

o'clock this morning by Major General Bingham of Salem, named this after-James G. Harboard, acting chief of noon to preside at Brumfield's trial remained at the war department all to permit the assembling of dence, stating unofficially that task would require about a month. The granting of this motion would set October 2 as the earliest possible date for the beginning of the trial. It is possible that a request for the appointment of an insanity commission to examine the today showed that these troops have al- defendant will serve as another means of delay.

The defense had kept its hand well toward delay came as a surprise to Roseburg. It had been apparent all along that, owing to the indignation Russell's murder, it would be to the advantage of the defense to give public reason, it had not been thought that postponement tactics would be employed

The application for a change of venue was announced, will be filed tomormake its reply.

PLEADING IS DRAMATIC

Brumfield's entrance of his plea of 'not guilty" in the brief but important oceedings yesterday, was dramatic. The court room was crowded. Even the aisles were jammed. Almost breath-Logan, W. Va., Sept. 2.-Four miners lessly they awaited. Presently Judge Hamilton emerged from his office, took fighting east of Legan about noon. One his seat on the bench and without formalities ordered the prisoner to arise Air reconnaissance reports that the and enter his plea to the indictment charging murder in the first degree. Brumfield jumped to his feet and fairly from all points in Boone county and that shouted his plea. His voice rang throughout the court chamber.

To those who have closely followed the now celebrated murder case these words bitterly flung at the presiding magistrate meant much more than just a plain answer to the indictment. It meant that Brumfield is going to fight for his life PREJUDICE CHARGED

Attorney Rice struck the first blow at Browning automatic rifles and madavit of prejudice charging Judge Hamchine guns were rushed to Blair mounilton as showing a prejudice in the case and asking that some other jurist be summoned to hear the trial. This was More reinforcements arrived this afterquickly followed by a routine mo-tion to quash the indictment. In this noon and are being thrown into the motion the defense pointed to alleged forth her reasons for quitting. grand jury irregularities and also attempted to show that Joseph Hammersly, of Multnomah county, being a nontreat of miners from the Hewitts creek resident, was not qualified to act as concentration came put no casualties were caused, according to the observers. assistant to District Attorney Neuhar.
Judge Hamilton sustained the first motion, but the second he overruled. by the "red neck" army. Two planes were in action and four bombs were

In stating cause for a venue change, Attorney Rice said the wide publicity given the case would be used as foundation for the motion. JUDGE SHOWS ANGER

The crowd was given another thrill when Judge Hamilton became noticeably to disperse them at Hewitts Creek is angered. The motions made by the de-believed here to be the first case on rec-fendant's attorneys interfered with the prisoner entering his plea.
"Stand up, stand up," shouted the

judge at Brumfield in tones unmistakably filled with anger. The district attorney, who was attempting to state to Washington, Sept. 2 .- (I. N. S.)-No the court that the motions had just been served on him and was about to ask served on him and was about to ask A special meeting of the officials of for the prisoner's plea, slid back into the church was called for late this afterhis seat. It was at this point that noon to consider the form in which word Brumfield flung his challenge at the of the situation was to be given to the Brumfield flung his challenge at the public.

prosecution by answering "Not guilty."

public.

Dr. McElveen arrived in Portland Oc-

played his first indication of being ex-cited. He quickly regained his comcited. He quickly regained his com-posure, however, and smiled as he chat-ted with Attorney Orcutt, Court having adjourned the spe were asked to remain seated while the prisoner was removed. As Brumfield was led back to jail, his head was

shaky.

drooped as in deep thought.

Long before the centist was to make of the old jail building into the brigh warm sunshine, simply blinked his eyes

He seemed to recognize no one. reaching the stairway leading to the courtroom the much-talked about prisoner said, "I didn't know I was so weak until I started up these stairs. I fee

Mrs. Bromfield was not present today, nor were any of the dentist's close rela-

GROUNDS ARE INDICATED

An indication of the grounds of which ing the assignment of another judge to Six tong men are now held for the the case. By a humorous twist of the Albert Wong having been arrested Aug-field received from Sheriff Starmer were Tork he became pastor of the New Eng-gust 3, two days after the Suey Sing listed as among the arguments alleging land church, Brooklyn, where he was

"that the newspapers published in Doug- then to Evanston, Ill., for nearly 10 las county, and particularly the news with the tong war cases, and there he paper published in Roseburg, have been concerning the defendant's case and his 'personal affairs."

STRONG PREJUDICE ALLEGED It charges that these "false reports' have caused the awakening of a strong prejudice against the defendant.

petition next charges; "That I was removed from one place of confinement in the county jail to another by the sheriff of Douglas county. who stated that I was being removed for fear that some person would shoot me on account of the public sentiment in Roseburg and vicinity being so strong

This refers to the excuse given by Starmer for Brumfield's removal from his "state suite" to the second floor to he jail proper as being compelled by ublic protest. The charges go on:

"That when I was returned to Rose burg, the officers having me in custody caused the Shasta limited train to be stopped at Edenbower and I was brought nto Roseburg at night by automobile secretly to prevent violence being done.
"That I also have been advised and believe that the officials of Douglas county are prejudiced against me and the officers have been criticized by the public press for the treatment accorded hidden until yesterday, and the moves me since I have been confined in the jail in Roseburg, all of which has created a strong prejudice and bias against me. SAYS JUDGE AFFECTED

"I believe that J. W. Hamilton, judge of the circuit court for Douglas county, has been and is, unconsciously affected by the public bias and prejudice that is existing against me, and that he has made statements which indicate a prejudice against me, and before I was returned to the United States from Canada had called a special term of court for the purpose of trying my case.

That affiant therefore says that Judge J. W. Hamilton is prejudiced against me and I believe that I cannot have a fair and impartial trial before the said judge Further, I desire to have my attorney file a motion for change of venue, and do not believe I can secure a fair and impartial hearing on such motion before said judge. Therefore, your affiant re quests that his case, and all motions and proceedings therein, be heard before some other judge, and the justice of the supreme court be requested to send a judge to hear all motions and proceedings in

(Continued From Page One)

church activities totals five. Ine one instance, a woman went to the office of C. H. Farrington, chairman of the board of trustees, and filed a complaint setting Mr. Farrington admitted to a reporter

for The Journal that the complaint had been made, but said: "I didn't believe it was worth investigating. If you heard something about a friend you didn't believe, you wouldn't bother investigating it, either." HAS "LIVENED UP" CHURCH

Dr. McElveen has been known as "free and easy" sort of pastor, and it is the belief of many members of the congregation that the charges against him are due to a misunderstanding of his manner.

He has been extremely popular since he took up the pastorate, and has instituted a number of innovations which have met with general approval. He is credited with having added considerably to the congregation, and with generally "livening up" the atmosphere of the

Dance Season Now Open

Thousands of Portland dance lovers have already attended opening week of the new

BROADWAY

DANCING EVERY WELK NIGHT New Broadway Orchestra.

Broadway Hall, Broadway at Main.

tober 2, 1919, from the Manhattan Congressional church of New York city, S. P. & S. to Run gregational church of New York city, which pulpit he resigned to assume

pastorate here. Dr. McElveen was born in New York city, was graduated from the public schools and became a student at the col lege of the City of New York. In college he eked out his support as a reporter for the New York Herald. After graduation he was its correspondent at Al-

He entered Union Theological seminary and later did special work at New York university. While at the seminary he had charge of the mariners' church, a Presbyterian organization in the lower part of the city. He later became pastor of Emanuel chapel, a branch of the University Place Presbyterian church. HELPED DR. PARKHURST Before Dr. McElveen's graduation

from Union he was called to the pastorate of what later became the North New York church. At this time Dr. Charles Parkhurst was fighting Tammany control in New York city. On account of his newspaper experience, Dr. McElveen became an officer in Dr. Parkhurst's society and toured the state several times in behalf of the work of that society.

After nine years' service in North New very successful. He then went to Shaw-The motion begins with a statement mut church, Boston, for three years and

He was twilce president of the board of trustees of the state conference, served upon the board of the city missionary society and helped to make the Chicago Congregational training school for women possible.

He was president of the high school board of education of Evanston for seven years. Dr. McEiveen was also a Congregationalist" for many years, but resigned this position when he came West, because it was impossible for him to journey East to Boston ten times a year to attend the board meetings.

Big Flock of Wild Ducks Light for One Night at Mock Farm

As the locusts descended in great clouds on the valley of the Nile so did a flock of wild ducks light for the night in the 25-acre tract at the old Mock farm on Willamette boulevard Thursday night at dusk. Inhabitants of that section report be

tween 1000 and 1500 of the birds. Old timers with the wisdom of many years predict a long and hard winter because f the early migration in such large num

It was just at dusk when, with the whir of wings and a few quacks, the flock circled the field, then gracefully descended for the night. Early risers said the birds took to the air at the crack of dawn and in formation mad their way to the South.



TOMORROW

Extras Labor Day For Resort Crowds

Extra trains will be operated by the Spokane Portland & Seattle railway on Labor day to handle the enermous crowds expected to return from Clatsop peach points. Ending of the sum season, together with the low fare result-ing from the rate war, will combine to make the homeward bound crowd one of the largest in the history of operation of the line. The two additional trawill be known as second and third sections of train No. 24 and will leave Seaside at 5:20 and 5:50 p. m., arriving at Portland at 9:30 and 10 o'clock.



In Elinor Glyn's THE GREAT MOMENT

A feature that needs no boosting for it's a picture all the way! It's one of the "Big 4.

SCREENLAND NEWS -The Home-grown reel



Have You Read M. J. B.'s Proposition to You?



DANCE TONIGHT! Let's All Go! BLUE BIRD

GOOD CROWD

MORRISON ST. DOCK

BOAT RIDE AND DANCE

COOLEST DANCE, BEST FLOOR

Every Wednesday, Thursday, Saturday and Sunday Eve.

A utumn! Time to put on new clothes and keep abreast of the season. They're here-from the Kirschbaum shops. Smartly styled, skillfully tailored, moderately priced! \$25 to \$50 Phegley & Cavender COR. FOURTH AND ALDER STS.