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LEGISLATE WITHOUT DELAY

Attorney-General Present

RE MAY BE IN SESSION DECEMBER 1.

But Short Delay Caused Election. Posting No-Canvass of Votes—An Cannot Be Declared, Therefore is Given—Affected But Little.

There is to be a special legislature to provide a levy which cannot be the new law, as it now question is being asked or not the county will without some special of raising funds, and how long it will take for of the legislature.

to Fill Vacancies.

of Attorney-General rd, there need be no de-nervening of the legisla-ture are several va-cancies in the list of mem-bers. Daley of Benton, Clatsop, Williamson of both and Lake have all to offices that will pre-serve in the legislature, of Polk, and Davey of both moved out of so that their seats are will necessitate a spec-ial order to fill these the legislature can-ness.

All and Other Delays.

or will have to give 10 of this election, and al-ways for the posting of five more days for the of the votes, and a 157 extraordinary delay that will bring the time close.

are an Emergency.

at for the issue now be-come court on the con- of the referendum, an id be declared and the to force at once. But thought that the new brought to bear on re as the tax levy, it legal, according to the of the law to make the the time.

Effect Locally.

Smalla county is con- of a levy will make sure. The debts of the paid by warrant at first, and there is but at the warrants would face value. But it is of the administration county with more inter- bearing at the present

three years the county its interest bearing with- and it was next levy would prac- that drain on the re-county. For this reason is not desired by elms, but there would in transacting the busi- ness in the absence of the finances of in too good shape to hence.

OF BRIDGES."

will be Entitled to the intinction.

now that the new which will be for- the first of December 1900 more than the fa- suspension bridge, The moving plat- completed for two will cost an addition-

Williamsburg bridge are will be others on the Manhattan and the bridges will hard- for three years. A new York will have a the title of city of

the Almanach De Go- 1900 was recently \$1,300. Of course only of a literary edly volumes are ex- special students.



Eastern Oregon Weather

Tonight and Tuesday cloudy, with possible rain; cooler.

SHOOTING AT JOSEPH.

Drunken Man Fatally Wounds Deputy City Marshal.

Joseph, via La Grande, Nov. 2.—James McCombe, shot and fatally wounded Deputy City Marshal Walter Smith and slightly wounded Chas. Finn, a traveling man of Portland, in a saloon in this city at 2 o'clock Sunday morning.

McCombe was drunk and had become noisy, when he was ordered home by Smith, the deputy marshal. Without an instant's warning, the drunk man sent two bullets through the lungs of Smith and one shot going wild, struck Finn, who was standing near, in the leg.

Smith is in a critical condition and cannot recover. Finn is not seriously injured. There was strong talk of lynching McCombe, who was at once spirited away to the county jail at Enterprise.

Smith is a highly respected farmer, serving only temporarily as deputy marshal, and if he dies it is thought McCombe will be taken from the jail and hung.

SUMPTER-BOURNE RAILWAY.

All Differences Settled and the Road Will Surely Be Built.

Sumpter, Nov. 2.—An amicable adjustment of the differences between the contending factions in the Sumpter-Bourne road have been reached, and there is no doubt but what the line will be constructed just as soon as it is possible to do so.

At a meeting of the stockholders held today, these officers were elected: D. L. Killen, president; Anthony Mohr, vice-president and general manager, and S. H. Bell, secretary and treasurer.

At this same meeting it was decided to put surveyors in the field next week to lay out the route, that the right of way may be slashed and cleared.

SUPREME COURT IS IN SESSION

PROBABLE THAT IT WILL BE A LONG TERM.

Twenty-Five Cases Are on the Docket, of Which Several Are Important and Will Be Vigorously Contested.

The supreme court convened this morning in semi-annual session for the regular November term, and during the day three cases have been argued and submitted for final decision.

Right to Water Contest.

The first case brought before the attention of the court was the case of J. D. McPhee, James Dalton and P. L. Smith, appellants, vs. L. S. Kelsey, respondent, an appeal from an opinion by Judge Eakin, of Baker county. It is a suit brought by the appellants to establish their rights to the Dalton, Smith & Kelsey irrigation ditch and the waters appropriated from the North Powder river and the Hutchinson slough, and to enjoin the defendant from cutting, obstructing or interfering with the ditch or diverting the waters.

The plaintiffs claim three-eighths of the North Powder river, and three-fourths from the junction with the Hutchinson slough on to the end. At its trial in the circuit court the case was dismissed and costs and disbursements were awarded to the defendants. It is appealed by the plaintiffs. Leroy Lomax and J. L. Rand are the attorneys for the appellants, and T. H. Crawford for the respondents.

Placer Mining Case.

The case of the Gold Ridge Mining Company, appellants, vs. T. W. and L. W. Talmadge, respondents, was argued and submitted. It is a case from the court of Judge R. Eakin, of Baker county, in which the respondents as plaintiffs sought to recover \$2,942.97 due them for the construction of a pipe line 3,650 feet in length for the use of the defendants in placer mining. The case was dismissed in the lower court and the costs charged to the plaintiffs, who appealed. T. H. Crawford represents the appellants, while Frank L. Moore is the attorney for the respondents.

Suit On Promissory Note.

The case of F. L. Richmond and W. T. Wright, respondents, vs. The Ogden Street Railway Company, appellants, was argued by J. D. Slater for the appellants and T. H. Crawford for the respondents. It is an appeal from the court of Judge Morton D. Clifford, of Union county, and is due to an action brought by the appellants to recover on two promissory notes issued by the respondents. The lower court sustained a demurrer to the complaint, and the case was brought to the supreme court. Here it was remanded to the lower court for further action, where a verdict was found for the plaintiffs and an appeal was taken from this decision. The sessions of the court will perhaps last a week or more, as there are 25 cases on the docket, and most of them will come to trial.

Travelers in the Transvaal, state that the rapidity with which that country is recovering from the war of invasion is a 20th century marvel.

POSTAL AND NAVY AFFAIRS

Matters in Docks and Yards Department Are Not Moving Satisfactorily.

YEARLY EXPENDITURES RAPIDLY INCREASING.

Third Assistant Postmaster-General Madden Is Under Fire, Charged With Forgery of Government "Freak" Stamps and Afterward Selling Them—November 23 Set for Calling Machen et al Cases.

Washington, Nov. 2.—Admiral Edcott, chief of the bureau of yards and docks, in his annual report to the secretary of the navy, made public today, says the expenditures of the year will be \$6,600,000.

Although there has been material increase in efficiency, the improvements have not kept pace with the rapid growth of the navy and he hopes for a liberal appropriation for the incoming year for the construction of new works and maintenance in repair of existing improvements.

The new docks at Portsmouth, Boston and League Island have not progressed satisfactorily, while the one on Mare Island has hardly gone forward at all, owing to the difficulty experienced in placing a satisfactory cofferdam to exclude water. The new dock at Charleston is delayed in construction. The steel floating dock for Cavite has been commenced.

Additional land has been purchased at Norfolk, where the yards are badly congested. Estimates for the ensuing year are \$9,987,000.

Postal Investigations.

Washington, Nov. 2.—Under direction of the postmaster-general, inspectors are investigating the department of Third Assistant Postmaster-General Madden relative to charges made by McKell, editor of the Philadelphia Philatelist Journal, called "The Stamp Collector."

Among other complaints is that Madden made reprints of four-cent stamps with inverted centers, which sold for \$199 each to private collectors. Madden's statement this afternoon denies printing or selling stamps and brands the charges as criminally false and inspired by malice.

The charges were filed last week. It is learned today that investigation has been in progress three days. Madden was ignorant of them until informed by General Payne this morning.

This is the first case in scandal touching any assistant of the postmaster-general.

Fraud Cases Set for November 23.

Washington, Nov. 2.—Judge Pritchard set November 23 for the beginning of the postoffice fraud cases. First will be Machen, Beavers and Postmaster Lorenz and wife, of Toledo. Attorneys for the defense announce a fight to ensue and expect the cases to consume several weeks.

RUSSIAN JEW COLONY.

Movement to Found a Farming Settlement.

Much interest is manifested in the report that a society of Russian Jews is buying several pieces of property on the outskirts of Brooklyn for the purpose of establishing a colony there for a number of refugees from Nishingoff.

Whether or not the report is true cannot be ascertained. If it should prove correct, however, there is apt to be a tall kick, coming from suburbanians in that particular portion of Brooklyn, to use the vernacular of the Bowery.

Women Would Vote.

Taking hope from the fact that the women of Australia are allowed the franchise, the women of New Zealand are now making an effort to secure equal suffrage and the right to sit in the legislature. Most of the officials are opposed to the movement.

First Meeting.

The first meeting under the auspices of the state association will be held at the Congregational church this evening. Rev. E. L. House, D. D., pastor of the First Congregational church of Portland, will preach. During his pastorate of less than two years in Portland, the membership of his church has been greatly increased, all indebtedness of over \$29,000 has been cancelled, and his Sunday congregations fill his large auditorium. All are invited to come and hear this popular preacher.

INDIAN WAR IN WYOMING

Indians Were Routed and Are Being Pursued by Frontiersmen.

SIX SIOUX KILLED AND TWO WHITE MEN.

Fight Was Near Newcastle—Two Deputies Were Wounded and Ten Indians Disabled—Twenty-five Indians Led by a Carlisle Graduate and Thirteen White Men in the Fight.

Cheyenne, Nov. 2.—Today's advices from the scene of Saturday's battle with the Indians, say Sheriff Miller is not dead, although seriously wounded. Deputy Faulkenberg was killed and two deputies wounded. Three Indians were killed and several wounded. The governor is awaiting further details before ordering out troops.

Six Indians and Two Whites Killed.

A telegram received this afternoon from Newcastle by Governor Chatterton, states that Deputies Hackney and Davis reached there this afternoon with the bodies of Miller and Faulkenberg. Miller lived only half an hour after being shot.

Six Indians were killed and 10 wounded and five were captured. The posse is bringing the prisoners and ponies to Newcastle.

Four Indians escaped and 100 frontiersmen are in pursuit headed by John Owens, a noted Indian fighter.

There were 25 Indians in the party. They started the fight, led by Sioux Smith, who is a graduate of Carlisle. Thirteen white men were in the fight. Black Kettle, a notorious Sioux, shot Miller. In the fight following, Black Kettle was killed.

Baker City Election.

Baker City, Nov. 2.—City election is in progress today, but is not causing any excitement. Police judge, treasurer and councilmen are being elected.

FOR A FRUIT EXHIBIT.

Active Hustling to Secure One for the Irrigation Convention.

J. H. Gwinn and Bert Huffman left this morning for Milton and other of the fruit producing points in the county in the interest of the fruit exhibit for the irrigation convention to convene here one week from today. They will make arrangements for the exhibition here during the convention of some of the fruit grown on irrigated lands in this part of the state.

Anyone having fruit that they wish to exhibit can leave their collections at the office of N. Berkeley, the store of Lee Teutsch, or with J. H. Gwinn or Bert Huffman, of the East Oregonian, and it will be taken care of and given a good place in the general exhibit at the time of the convention.

WOOL MOVING SLOWLY.

Over 15,000,000 Pounds Left in Hands of the Idaho Grower.

The wool left in the hands of the Idaho grower is moving very slowly, the price not being a very inviting one, says the Boise News. Johnson & Son yesterday shipped out six carloads of about 129,000 pounds which was consigned to a Boston firm.

There still remains about 15,900,000 pounds between Mountainhome and Huntington, including the Noble clip of 300,000 pounds and the William Jones holdings of about 250,000 pounds.

CANAL PROBLEM.

Essential to New York to Retain Her Commerce.

In the agitation for the approval of the \$165,000,000 canal bill, it is pointed out that New Orleans this year, exported 1,000,000 bushels of wheat more than New York. That city claims \$2,500,000 bushels against 31,150,000 bushels in New York.

A properly constructed canal, equal to the demands of the present, would destroy the railroad combination against the state. Therefore, it becomes a question whether the state will agree to an improvement of its canals or submit to a decline of its commerce.

Lonely County Seat.

Choteau, county seat of Choteau county, Montana, is now the only county seat in Montana without railroad connections. The last spike connecting Lewiston with Butte was driven Saturday evening.

IDAHO HAY SELLING.

First of 1903 Crop Goes at \$11.50 Per Ton.

Lewiston, Nov. 2.—The first '03 hay crop to be sold in this section was reported here yesterday by J. T. Loper who negotiated the sale of three carloads at \$11.50 per ton f. o. b. at the Lapwai depot. Haybuyers have been in the country for several weeks but had only offered \$10.50 prior to yesterday.

There are about 250 tons of first class hay tributary to this place but the farmers have set the price at not less than \$11.50 per ton and the greater portion of the crop is now being delivered and stored at the North Lapwai warehouses on account of the inability of the farmers to secure storage at this place.

POWER COMPANY FLUNKED.

Eagle Creek Electric Company Is Said to Be No More.

Baker City, Nov. 2.—The Oregon Electric Power Company, headed by A. B. Frame, of Portland, which proposed to harness the waters of Eagle creek in this county, and furnish light and power for all the surrounding towns, is said to have collapsed.

The company was incorporated about 18 months ago, under the laws of Nebraska at \$500,000. It owes about \$12,000 in this county for lumber, poles and labor, which it cannot pay, according to best advices and the great enterprise is thought to be at an end.

STAGE LINE TO NEW CAMP.

Baker City and Mount Rastus Connected Today.

Baker City, Nov. 2.—A new stage line has been put in operation between this city and the new phonolyte fields at Mount Rastus. The first trip was made this morning.

OREGON SCHOOLS AT WORLD'S FAIR

MOVEMENT TO MAKE A SUCCESS AT ST. LOUIS.

State Department of Public Instruction Has Taken the Enterprise in Hand—All Institutions and Friends of Learning Asked to Co-operate.

Some time ago a synopsis of a circular soon to be issued by the department of public instruction, pertaining to the plans of the department in relation to the educational exhibit for the St. Louis fair, was printed in this paper and now there has been issued a letter from the department calling attention to the fact that this circular is nearly ready for distribution, and asking for the co-operation of all persons interested in the educational standing of the state in preparing the exhibit for the fair.

Attention is called to the fact that for the first time in the history of such fairs the educational department has been given the first place in importance in the list of exhibits, and that a separate building has been set apart for the educational display and a comparative exhibit of the educational work of all of the leading nations of the world.

Co-operation is Desired.

It is desired by the department that Oregon shall take the lead in this display, and to this end the hearty co-operation of the people is asked. Professor F. G. Young has been appointed as the national exhibit commissioner for Oregon, and Superintendent H. S. Lyman as the superintendent, and will in a short time visit the various parts of the state in the interests of the exhibit.

All inquiries and communications bearing on the subject should be addressed to Superintendent H. S. Lyman, 208 Vine street, Portland, Or., and all help in the work will be greatly appreciated by the department.

PIERPONT MORGAN A DELEGATE.

Convention Will Discuss "Industrial Liberty."

J. Pierpont Morgan is one of the delegates from New York to the annual convention of the Protestant Episcopal church, which will be held in Pittsburg, Pa. from next Tuesday until the Friday following.

One of the leading subjects to be discussed is "The Limitations of Industrial Liberty." Under the head of this subject the labor troubles in New York and other large cities are to be discussed and if possible, methods will be adopted to effect better relations between capital and labor.

Another interesting subject will be "Marriage and Divorce."

Slot Machines Doomed.

A wholesale raid on merchandise slot machines is threatened by Colonel Patrick Henry Winston, editor of Winston's Weekly, in Spokane. Colonel Winston was formerly attorney-general of Washington and says the anti-gambling law must be enforced or he will boycott Spokane in the East.

Denver has entered the field as the scene of the second centennial celebration, in 1976. Consent.

IN PORTLAND IN JANUARY

O. R. & N Livestock Agent Putting Forth Great Effort to Advance.

NATIONAL LIVESTOCK ASSOCIATION MEET.

The Co-operation of Everybody is Asked, Especially the Attendance of All Interested—Hare Opportunity to Advertise the Northwest and Advance Legislation Favorable to Stock Interests.

Circular letters are out from C. J. Mills, the livestock agent of the O. R. & N. and the secretary of the general executive committee of the local organization of the National Livestock Association, announcing the national convention of the association to be held in Portland from January 12 to 15 inclusive, and asking the co-operation of the business men, stockmen and all persons interested in the meeting and the development of this state in making the convention a success.

The executive committee of the local association includes 77 prominent men from all parts of the state, who have pledged themselves to work for the success of the convention. Pendleton is represented on the committee by J. H. Gwinn, C. B. Wade, Stephen A. Lowell and Douglas Belts.

Why It Should Be Attended.

The letter calls the attention of the men of the Northwest to the advantages to be derived from the meeting here of such a wealthy organization, and one so representative of the progress of the nation as the National Livestock Association, and the chance which it will give to the Northwest to place before them the advantages of the country and its resources.

It will bring here several thousand of the prominent men of the country, and will show them the advantages of the climate and the opportunities here for investment and business. The fact that whatever action taken at this meeting will have a bearing on national and state legislation is also brought out, and the committee asked for the active co-operation of the people of each section and their attendance at the convention if possible.

UMATILLA COUNTY FINANCES.

Excellent Showing Made by Treasurer Sommerville's Last Report.

County Treasurer E. J. Sommerville has prepared his report for the next session of the county court and will in a few days send his regular offering to the state treasurer in the way of state taxes.

By the report the county has now on hand \$46,876.97. In this sum is the general fund of \$41,838.65. There is a sum of \$9,013.84, represented by warrants called in and payable, and a further sum of \$18,500 which is the money owed by the county to the state as its portion of the state tax due.

There are several accounts owed by the county which will be held by the county treasurer until they are called for, and which will be paid out of the general fund as presented. These are the school funds, the inactive fund, and other small amounts owed for various things which will not perhaps be called for some time to come. This will give the county plenty of money for the transaction of its business for the next two months, when the succeeding report is due.

OUTSIDE ATTORNEYS.

Coming in to Attend the Supreme Court in This City.

Attorney-General A. M. Crawford, of Salem, and Attorneys J. K. Weatherford, of Albany; Frank L. Moore, of Baker City; T. H. Crawford, of Union; Leroy Lomax, of Union; and J. D. Slater, of La Grande, are in the city in attendance on the supreme court. As the different cases come up many other prominent attorneys of this part of the state will be here to represent one side or the other before the tribunal.

Well Known Pastor Dead.

Rev. R. H. Sherill, of Boise, one of the most popular ministers of Idaho, dropped dead Saturday evening from heart disease, while visiting a neighbor's house. He was formerly chaplain of the Idaho house of representatives.

Broke His Leg.

Yesterday afternoon the 5-year-old son of Ashley Pollett fell from a fence and broke his leg below the knee. The boy was taken to the home of Dr. Cole, who set the limb.