

OREGON: Tonight and Wednesday fair, moderate westerly winds.

LOCAL: Min. temperature 44, max 65, mean 59. Rainfall, .4 inch. River .8 feet, stationary.

FORTY-THIRD YEAR—NO. 166

SALEM, OREGON, TUESDAY, JULY 13, 1920

Average for Six Months ending March 31, 1920

5259

Member of Audit Bureau of Circulation Associated Press Full Licensed Wire

PRICE TWO CENTS

Harmony In Third Party Less Distant

Chicago, July 13.—With plans practically completed for the formation of a new party embracing all the minority liberal and radical groups, the labor party and committee of 48 went into joint session this afternoon.

Band Kept Busy

The clamor of a brass band working at high pressure, the din of feet, voices and creaking chairs and the boom of the flashlights marked the assemblage of the fusion convention.

Debs Gets Cheers

Two brass bands and a small army of delegates armed with tin horns kept the din alive.

Other Causes

In the few pauses there were cheers for LaFollette, Debs and "the working class."

Christensen Said

Mr. Christensen said that out of New England had come two great forces and both still exist.

Other Power

The other power, the witch burners applied in this last day by A. Mitchell Palmer. But he is not a whit worse, however, than all the hoards of scoundrels who surround him.

Anti-Suffrage Action Fails to Get Court's Ear

Washington, July 13.—Justice Calvey in the District supreme court today dismissed proceedings brought by Charles Fairchild of New York, president of the American Constitutional league, to prevent the promulgation of the ratification of the suffrage amendment and to test the validity of the equal suffrage law.

Court Held

The court held that it was without authority to inquire into the action of the state legislatures in ratifying the suffrage amendment and that it had no authority to pass upon the validity of such an amendment.

Court's Action

The court's action followed a petition by Bainbridge Colby, secretary of state and A. Mitchell Palmer, attorney general, to dismiss the proceedings.

Government Counsel

Government counsel pointed out that the necessary number of states have not ratified the secretary of state of the ratification of the amendment, and that therefore no proclamation is imminent.

Mt. Angel Man Alleges Wife's Charges Untrue

Ben Gooch, Mt. Angel druggist, whose wife some time ago started divorce proceedings, Tuesday, through his attorney, filed a cross complaint, in which the charges made against him are emphatically denied.

Mr. Gooch States

Mr. Gooch states that the accusations of cruel and inhuman treatment made by his wife, are false, as is that of improper conduct, mentioned in the complaint. He declares that ever since their marriage he has treated the plaintiff in a "courteous and agreeable manner, in accordance with the marriage contract."

Regarding Mary Limback

Regarding Mary Limback, named in the complaint as a co-respondent, the defendant says that six years ago he employed her as a clerk and general helper in his pharmacy. That she is a good girl and highly respected by the Mt. Angel community, and during her years of service has become a valuable employee.

Defendant Further Alleges

The defendant further alleges that prior to and since the commencement of the suit, the plaintiff has stayed away from home, several times remaining away all night. That she conceals the home in a turn-of-mind by her false accusations has harmed the business of Mr. Gooch's store.

He Asks for a Divorce

He asks for a divorce and custody of his six-year-old daughter, Leta Gooch.

Level of Prices To Farmer Drops

Washington, July 13.—The "level of prices" paid farmers, for principal crops, decreased about 1.7 per cent during the week, a report issued today by the department of agriculture.

Level of Prices

The price index, however, the index now will make 25 per cent higher than a year ago, 27 per cent higher than two years ago and 182.5 per cent higher than the ten year average.

American Army Officer Killed In Street Battle

Trieste, July 12.—An American officer is reported to have been killed in the recent street fighting between Croats and Italians during a Jugo-Slav nationalist demonstration at Spalato, Dalmatia. The only other fatality reported was an Italian.

Rome, July 12.—The American admiral controlling the coast outside the armistice zone near Spalato, Dalmatia, was responsible for the ending of an encounter that occurred recently between Jugo-Slavs and Italians in the town of Spalato, it was announced today. The admiral intervened with the local authorities, restoring order.

Railroad Wins Damage Case Supreme Court

The Oregon supreme court, in an opinion written by Justice Burnett and handed down here today, reversed Judge G. U. Stanton of the Multnomah county circuit court in the action brought by Oma Emmons to recover damages from the Southern Pacific company and Jesse Woodson.

Mrs. Emmons alleged that she and her brother were driving an automobile in the town of Beaverton, when their machine was struck by a train operated by the defendant company.

Woodson, according to the complaint, was employed as motorman. It was charged by the plaintiff that the train was operating at a high rate of speed, and that the motorman failed to give the usual crossing warning.

This was denied by the defendant company, which alleged that the motorman had his train under complete control, and the bell on the motor was ringing and whistle was sounded before reaching the crossing where the accident occurred.

At the time of the trial of the case in the circuit court a verdict was given in favor of the plaintiff.

The cause of Hakenemper and Greenfield against the Central Labor council of Portland, involving the right of picketing in front of business establishments, has been set for re-arguments next Friday. In the cases the plaintiffs would restrain the defendants from stationing pickets in front of their business establishments.

Other opinions handed down follow:

G. F. Ward, appellant, vs. A. M. McKinley et al: appeal from Deschutes county; action for damages for alleged breach of contract; opinion by Chief Justice McBride; Judge T. E. J. Duffy reversed and case remanded.

E. P. Noonan, appellant, vs. City of Seaside; appeal from Clatsop county; suit to restrain the city from issuing bonds; opinion by Justice Benson; Judge J. A. Eskin affirmed.

Sidney Smyth, administrator of the estate of Harry Howard, vs. Kenwood Land company, appellant; appeal from Multnomah county; action to recover damages; opinion by Justice Benson; Judge J. T. Kavanaugh, affirmed.

School District No. 1, Clatsop county, vs. Astoria Construction company et al, appellants; appeal from Clatsop county; action to recover money; opinion by Justice Benson; Judge J. A. Eskin reversed.

Tom Douroc, petitioner and appellant, vs. T. H. Harbut, sheriff of Multnomah county; appeal from Multnomah county; application for writ of habeas corpus; opinion by Justice Johns; Judge Robert G. Morrow, affirmed.

Motion to submit on briefs filed in J. R. Williamson vs. Adolph Johnson.

Revolt In Peru Overthrows Rule Of Government

Lima, Peru, July 12.—A revolution has broken out in Bolivia, according to dispatches received late today from La Paz.

The government headed by President Jose Gutierrez Guerra has been overthrown, and the president and members of his cabinet have been made prisoners.

Maurista Saavedra has assumed power, being supported by the army and is said to have appointed Jose Carrasco, former Bolivian minister to Brazil, chancellor.

Newspapers here say the revolution is a "crushing defeat" of the pro-Chillean policy pursued by the Bolivian government and vindicates the community of interest existing between Peru and Bolivia.

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Harding Retires To Finish Speech

Marion, Ohio, July 13.—Senator Harding went into seclusion today in order to work on his speech accepting the republican presidential nomination. In order that he might give his entire attention to it, no conferences were scheduled and even the newspaper correspondents who are "covering" the Harding headquarters were to see him only once instead of the customary morning and afternoon conferences. He plans to complete the speech this week.

The senator received a letter today from Frank Knox, publisher of the Union and Leader at Manchester, N. H., and floor leader for Major General Wood at the Chicago convention, assuring him of New England's support.

Wilson, Cox And Roosevelt Confer Sunday

Washington, July 13.—Governor James M. Cox and Franklin D. Roosevelt, democratic candidate for president and vice-president, will confer with President Wilson Sunday at the White House. Arrangements for the conference were made over the long distance telephone today by direction of the president.

President Wilson, it was said, took the initiative in arranging for an early meeting with Governor Cox and Mr. Roosevelt, and early today directed Secretary Tumulty to talk with the governor on the telephone and find out what day would best suit his convenience. It had been common knowledge that Governor Cox would visit the president, but democratic leaders had not expected it to be before August.

Reports that the president and the nominee were apart on the league of nations question was said by party leaders to have influenced the president in arranging for a speedy meeting. It was said today that the president had kept in close touch with early campaign developments and was anxious to do his part.

Jap Parliament Kills Universal Suffrage Plan

Tokyo, July 12.—Universal suffrage was defeated in the lower house of parliament today when a resolution providing for it, introduced by the opposition was rejected by a vote of 275 to 283.

While the measure was being debated immense crowds assembled in nearby parks and held pro-suffrage demonstrations. Although they permitted meetings in more distant parts of the city the police refused to allow speech making near the diet building.

Students held an indoor meeting at which an attempt was made to adopt resolutions censuring the cabinet for "hindering the development of the nation" but the police broke up the meeting, arresting a score.

Cabinet Sustained. Honolulu, July 12.—A motion calling for a vote expressing lack of confidence in the cabinet headed by Premier Hara was defeated in the diet by an overwhelming vote today, according to a radio message to the Nippon Jiji, a local Japanese language newspaper. The vote was 2830 against the measure and 145 in favor of condemning the Hara regime.

Yakima Valley Flood Damage Set at \$250,000

Yakima, Wash., July 13.—Reports now coming in from the area in the lower valley which was flooded by a cloudburst Monday at about 6 o'clock indicate that a great amount of damage was done, some observers placing it at a quarter million. Northern Pacific tracks between Nass siding and Granger were washed out by the overflow from the canal, which is described by Henry Moreno, editor of the Zillah Mirror, as being 20 feet wide and from 5 to 10 feet deep. There are several breaks in the reclamation service canal, and a number of ranches are flooded. The A. W. Swigert place, where the canal banks broke, was one of the most damaged. There are 15 acres from which the surface soil was swept away, and the surface is now from 5 to 10 feet deep.

Several acres on the F. W. Armstrong ranch are said to have been swept away. Young trees were torn out by the roots and carried off, and a considerable amount of stock went down in the muddy water.

No exact statement of damage is yet obtainable. J. C. Heinz, assistant United States project manager, and H. A. Glenn, Northern Pacific agent, are both on the scene in charge of brickwork crews. Heinz says that he expects to have water in the ditch again by Thursday, if all goes well.

Presbyterians of Oregon In State Session at Eugene

University of Oregon, Eugene, July 13.—The opening session of the synod of Oregon, governing body of the Presbyterian church in this state, which will meet on the Oregon campus during the week from July 13th to 21st, will be held Tuesday evening. Delegates to the synod are expected from all parts of the state. With the exception of meetings devoted to business, all sessions will be open to students of the summer session and citizens of Eugene.

Among the prominent Presbyterians who will speak at the synod are: B. Carter Milikin, secretary of the department of missionary education of the Presbyterian church; William Hiram Foulkes, former Portland pastor and general secretary of the New Era movement; John F. McDowell, national social service secretary of home missions, and Dr. Elias Evans, president of Occidental College, Los Angeles.

The morning and afternoon sessions of the synod will be held in Guild hall, on the University of Oregon campus. Evening meetings will be held in the Central Church of Eugene.

Liberty Bonds. New York, July 13.—Final prices of liberty bonds today were: 3 1/2 % 81.15; 4 1/2 % 86.10; second 4 1/2 % 85.50; third 4 1/2 % 86.40; second 4 1/2 % 85.54; third 4 1/2 % 86.10; fourth 4 1/2 % 85.75; victory 3 1/2 % 85.94; victory 4 3/4 % 85.94.

Third Party Factions Reach Agreement Forty Eighters Join With Labor Party

Harding Choice Thru East Says Senator McNery

No man more popular with all official Washington and more beloved by those in congress who have worked with him during both war and peace times could have been named as the standard-bearer of the republican party this fall than Senator Harding, according to Senator McNery of Oregon, who arrives in Salem Monday night.

Democratic Like Harding. "The nomination of Senator Harding was received by eastern and middle western republicans with enthusiasm," said Senator McNery last night in discussing the presidential situation. "The Ohio senator, in addition to being known as a capable and hard-working legislator and a man of rare executive ability, is loved by all who have had occasion to work with him, democrats as well as republicans."

Coming west I found the country looking in excellent condition, activity and prosperity evident and crop conditions good. I found republican leaders everywhere confident of a victory in the fall, although prepared to put up a lively campaign for the ticket."

Back to Farm for Summer. The farm at Salem will look mighty good to the Oregon senator after a most strenuous time at Washington, he declared, and he expressed his intention of remaining here during the summer and in all probability spending the fall in Salem and throughout the state aiding in the campaign.

"I was invited by both Chairman Hays and Senator Harding to aid in the national campaign and stand ready to do anything I can," he said. "An important part in the campaign, the senator said, although he was unwilling to discuss the sugar matter at length because of lack of time. Senator McNery was at the head of a committee of the senate to investigate sugar purchases by the government and has been one of the leaders in the fight against unlimited increases in sugar prices."

Beaver Fielder Quits As Result of Heated Words

Portland, Or., July 13.—"Dick" Cox, right fielder for the Portland club of the Pacific Coast league, will not be in his usual position when the Beavers line-up against Salt Lake in the Utah capital today. Cox has quit the Portland club, it became known today. He did not leave with the team for Salt Lake.

According to baseball writers here, Cox and George Maisei, center fielder, had words in the clubhouse after last Sunday's game. Maisei being credited with a remedy to the effect that he had quit playing both center and right field. Cox is said to have reported that Maisei could play them both, for he was through. Cox was in Portland today.

Republicans To Frame Western Campaign Plan

Tacoma, Wash., July 13.—Republican campaign plans for the western states will be formed at a meeting in San Francisco next week, according to announcement made today by Elmer E. Dover, recently appointed assistant regional director with headquarters in San Francisco, by Will H. Hays. Mr. Dover arrived here last night from the east.

The San Francisco meeting, Mr. Dover said, will be attended by republican national committeemen from California, Washington, Oregon, Idaho, Nevada, New Mexico and Arizona.

Mr. Dover said that the San Francisco headquarters of the party are regarded as the third most important in the nation by the eastern leaders, and that a vigorous campaign will be carried on in the west.

Veterans Kill Resolution To Bar Orientals

Birmingham, Ala., July 13.—Resolutions calling for the exclusion of orientals, presented by the California delegation, were voted down today at the first reunion of the Rainbow division association.

The veterans pledged support to the government in combating bolshevism, approved a proposal that both capital and labor be drafted in the event of another war, and went on record as opposing suffrage for the citizens of the District of Columbia.

Portland, Or., July 13.—A resolution pledging members of Over The Top post of the Veterans of Foreign Wars to combat Asiatic immigration was adopted by the organization at a meeting here last night it became known today. The resolution was known particularly at Japanese immigration. Cooperation of former service men of Canada, Australia, New Zealand and this country is asked in the resolution.

German Given More Time for Reply to Allies

Spa, Belgium, July 13.—The allied prime ministers have decided not to insist upon the Germans replying to the allied ultimatum regarding coal deliveries at 3 p. m. today. The Germans will be permitted to defer their reply until tomorrow. The experts on both sides are spending the day re-examining the situation.

Spa Conference Is Deadlocked

Spa, July 13.—A deadlock has been reached by the allies and the Germans on the coal question and Marshal Foch and Field Marshal Wilson, the allied military chiefs, have again been summoned to discuss possible enforcement measures.

No raise in salary will be given in the Bend school to teachers who are not normal graduates.

Wall Street, not Jesus Dictates To Republican Party, Says Minister

Chicago, July 13.—Rev. George C. Richmond of St. Louis opened the forty-eighters convention with a prayer that was received with cheers, today.

"We are not concerned about heaven and hell," he said. "It is this world in which we are interested. As Jesus failed, so do we."

The prayer charged that republican candidates "take orders not from Jesus but from Wall street." He charged that the democratic party "has sold out those forces which face moral ruin and spiritual desolation."

"We are corrupt, mean, low visioned and selfish. Forgive us, O God, and in the great revolution now coming save us from national dissolution."

Dr. Richmond specifically gave thanks for revolution in Russia, for "the new spirit of self assertiveness among negroes" and in Ireland. He asked for the destruction of "Paganism, Penroselm and all other kinds of paganism." He also blessed Eugene Debs "in his prison cell." This reference was cheered.

A national ticket only is provided for in the coming election by the report of the joint conference committee of the minority groups. But the report explained, however, that where any of the parties had organized for a state campaign that organization shall be the recognized state body for 1920.

The convention heard the resolutions committee report and approved the plank on co-operative stores, election laws, enforcing migratory workers and a number of other resolutions, including:

Relief from "starvation wages and inhuman treatment" for the postal employees. Sympathy for Eugene Debs and Jim Larkin "martyrs to the cause."

Demand for immediate repeal of the Esch-Cummings law and "democratic management" of the railroads.

British Labor Defeats Direct Action Proposal

London, July 13.—The proposal to employ direction action if necessary to force the government to withdraw its troops from Ireland and cease manufacturing munitions for use in Ireland, and Russian labor union congress called to consider labor's attitude on the Irish question.

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Italian Officers Are Victims of Jugo-Slav Wrath

Rome, July 13.—Several Italian officers have been attacked and wounded in a Jugo-Slav nationalist demonstration at Spalato, according to a Zara dispatch to Giornale D'Italia. A warship anchored in the harbor sent a small motor boat to rescue the officers but the boat was fired upon and forced to retreat to the ship. It subsequently returned, accompanied by another boat, but Serbian troops are said to have opened fire on the two.

Later the crowds engaged in the demonstration were dispersed by the Serbians. During the fighting a naval lieutenant and three sailors were wounded and a mechanic was killed.

Admiral Resio of the Italian navy arrived at Spalato and has demanded exemplary reparation. It is declared that three Italian destroyers have also arrived in the trouble zone.

Dairymen Keep Prices of Milk High Is Charge

Portland, July 13.—The report of the investigation of Lionel Mackay, deputy city attorney, into Portland milk prices was yesterday given by Mayor Baker to F. W. Humphreys, United States district attorney, who will, if the facts warrant, take the case before the federal grand jury.

After careful perusal of the report, the mayor, on finding that the Oregon Co-operative Dairymen league charged with diverting milk from the Portland market in order to keep prices to the consumer and distributor as high as possible, laid all facts before Mr. Humphreys, who has arranged for a conference with Mr. Mackay for 9 o'clock this morning.

Mr. Mackay embodied as part of his report a letter written by "G. Douglas Tyler, secretary" of the Oregon Dairymen's Co-operative league to J. C. Martinazzi, former league member and milk producer of Tualatin, Or., which explains that "at this season of the year nearly every dairyman has more cows giving milk than at other seasons and it is also a fact that nearly all cows give more milk at this season of the year. The result of this is that milk pours into Portland in tremendous quantities and if we allow this extra milk to run loose on the market the price would be broken very quickly."

Milk Declared Divorced. It is then pointed out by Mr. Mackay that it is not the league's policy to let supply and demand govern the price of milk, but instead, rather than lower the price to Portland consumers the milk is diverted at a loss in order that the league may maintain its price.

Commenting on the serious discrepancy in price which exists between the milk sold by the league to consumers and that sold to Portland distributors, Mr. Mackay in his report says that 40 per cent of Oregon produced milk is manufactured into butter; that for this milk the producer receives \$2.65 a hundred-weight, and then asks if milk sold to butter producing firms is disposed of at a loss. "It must be," says the investigator, "if the producer loses money on that sold for \$3.20 a hundred-weight."

About 270,000 pounds of milk are daily sold at the condensaries, according to the report, at \$2.80 a hundred-weight. This milk, argues Mr. Mackay, must be sold at a great loss if that sold to Portland consumers for \$3.29 is sold at a loss.

Minsk In Hands Of Bolsheviki

London, July 13.—Minsk has been captured by Russian bolshevik forces, according to an official statement received here from Moscow, which says the soviet troops occupied the town on the morning of July 11. The communique also announces the capture of the town of Svientslany, 95 miles south of Drinsk and fifty miles north-east of Vilna.

In the direction of Uchitsin we captured a section of the railroad from Gukhivitch station to Bobrovka station. In the Rovno region our cavalry, pursuing the enemy, occupied Olyka village. In the direction of Tarnopol we occupied the station of Charaz-Ostrop (50 miles east of Tarnopol) capturing an armed train."

Minsk is situated on a branch of the Beresina river approximately 250 miles northeast of Warsaw. For some time the Russian soviet forces have been converging on Minsk from the north and south. The fall of Minsk would seem to indicate that Vilna, about 110 miles to the northwest is in immediate danger of capture.

Portland ranks second among the coffee roasting centers of the Pacific coast but is the only large port on the coast without direct steamship connection with the coffee producing districts of South America.

Nomination of Candidate Is Again Delayed

Chicago, July 13.—Amalgamation of the principal groups attempting to form a new political party was effected here today. The committee of 48 voted to join the national labor party. A large non-partisan league group and a delegation of single taxers marched into the labor convention and announced they had decided to amalgamate.

The committee of 48 delegates voted to amalgamate before they had heard the report of their conference committee on the stumbling blocks to the proposed union. These points were the Plumb plan and imposition of a capital tax.

During its separate session, the committee of 48 voted to recommend a platform plank for "public ownership and democratic control of transportation, including stockyards, large abattoirs, grain elevators, terminal warehouses, pipe lines and tanks." The "democratic control" by workers and their representatives, was a labor party demand.

Meeting Adjourns. With the 48 convention on record as agreeing to amalgamate this afternoon, the labor party convention, with non-partisan leaguers and some single taxers officially participating, went ahead hearing reports for a short time and then adjourned until this afternoon to hold the first joint meeting with the forty-eighters.

Before adjourning the labor party session indicated that the new party planned to nominate a presidential candidate possibly tonight, and that there may be state tickets in some sections.

Platform Explained

A committee recommendation for a national committee composed of three members in each state, at least one of whom must be a woman, was adopted over protests of non-partisan league delegates and miners. They objected on the ground that the committee of 48 might obtain a majority of the committee.

George L. Record, Dudley Field Malone, Allen McCleary and C. J. Francis of Washington, appeared before the convention and Mr. Record explained platform differences.

"We feel that Senator Robert M. LaFollette might not agree to run as our candidate if these things were all accepted," Record said. Yells of "no, no," and "this is no time to talk about candidates" interrupted him. Then there was a counter demonstration in favor of LaFollette.

Record read some of the planks agreed to by the forty-eighters and the labor man. The labor man, a public when it appeared that the agreement included planks declaring for recognition by the United States of Russian and Irish governments, and carried the demonstration further when a plank declaring for a referendum before war "except after an act of actual invasion."

Other agreed planks advocated "refusal to go to war with Mexico at the behest of Wall street" and a proposal for "Amalgamation of the federal courts by electing federal judges for four years, subject to recall."

When Record read the capital levy plank of the labor platform, providing for "graduated taxation upon fortunes over \$25,000" there was a round of applause. There was laughter when he said that the forty-eighters had not "assented" to this.

Record's report was interrupted by a notification given to the convention that the labor party gathering had also decided for amalgamation. Arrangements were made immediately to parade in sight seeing auto buses to the other convention.

"Immediate repeal of the Esch-Cummings transportation act" read by Record as another agreed plank, got cheers from the forty-eighters.

Principles at Variance. The committee of 48 conferees yielded to the labor party on the question of nationalization of banks and credit facilities and the "democratic control" of essential industries, it was stated.

Three proposals of the labor group, however, stand in the way of an agreement on party principles. They were: proposal for a capital tax levy; nationalization of mines and the Plumb plan for tripartite railroad control.

Evidence of the labor convention's conciliatory mood was given by several motions to "give the conference committee a free hand" and to "bend every effort" in the direction of agreement. Labor spokesmen stated it could do their cause no harm to continue the negotiations, since the forty-eighters had shown "a genuine disposition and desire to get together."

Delegates Seated. The convention was thrown into an uproar when Robert M. Buck, Chicago, chairman of the labor resolutions committee, made a motion that credentials of the forty-eighters be honored and the hall prepared for a joint convention.

The motion carried amid cheers and on its heels a half hundred farmer delegates from the 48 convention arrived and were seated after a tumultuous demonstration.

The farmer delegates raised a non-partisan league standard above their seats.

William Remfer, a non-partisan leaguer from South Dakota, announced the farmers after spending two days looking over all the conventions in session here, had decided their interests.

(Continued on Page Four.)