

EVIDENCE FUNDING \$400,000,000 R. R. RATE BOOST SUIT

Interstate Commerce Commission Closes Hearing of Western Shippers' Case

ONLY AN ENTERING WEDGE

Decision Against Lines Will Halt Increase in All the Advances Planned

CHICAGO, Nov. 1.—Presentation of evidence in the rate hearing before the interstate commerce commission was closed this afternoon by arguments on the evidence will be heard by the commission at Washington on December 14 and after due deliberation the commission will announce what it is generally considered will be the most important decision it has ever given.

The hearing was instituted at the instance of shippers who rose in protest when western railroads announced that rates on fifty different commodities would be advanced. Opposition to this became general among the railroads as the proposed new rates were to effect until the interstate commerce commission had conducted a hearing at which the shippers should be heard as to the fairness of the proposed advances.

Hearings were held at New York and Chicago, conducted at first by an examiner, but later, owing to the paramount importance of the case, Commissioners Clark and Lane assumed the duty. It took the shippers only a few hours to introduce evidence, but testimony went into the record for the railroads.

ATTACK RAILROAD EVIDENCE

The shippers were represented by a number of attorneys who confined their efforts largely to attacking the railroad evidence rather than to original testimony for themselves. Railway men admitted that the advance in rates on the fifty commodities which formed the basis of the hearing was merely an entering wedge, the ultimate purpose being to advance rates all along the line. According to the shippers the final result of this policy would be to place a tax of \$400,000,000 on the consumers.

IN A GENERAL WAY THE ARGUMENT PRESENTED BY THE SHIPPERS WAS THAT INCREASED RATES WERE NECESSARY FOR THE FOLLOWING REASONS:

First—Increased wages to employees.

Second—Increased cost of maintenance and operation.

Third—Public demand for increased efficiency and expansion of transportation facilities.

The position taken by the shippers was that the railroads were receiving a generous return on their actual investment and among other things they sought to show by cross-examination that the low rate of earning shown in the statistics presented was due more to over-capitalization than to low rates.

During the examination of Stanley H. Johnson, assistant freight traffic manager of the Rock Island road, Commissioner Lane asked some questions. "I have found in my experience," he said, "that railroads find very little difficulty in raising rates without much justification and a large time they see it. If there were no restraint placed on the railroads could not the roads advance the rates without end?"

"Of course, if the railroads were utterly indifferent to public opinion and were not a body of fair-minded men, the rates might be raised endlessly, but this would not be done as the railroads only ask a fair profit," replied Johnson.

"Is it not a fact," asked Commissioner Lane, "that deep down in the mind of the traffic manager he knows that even the present rate is too high?"

"This brings a laugh from the crowd, during which the witness replied in the negative.

ADMITS RATE AGREEMENTS

"In the course of his testimony Johnson admitted that no general advance in rates were made by the railroads without agreement with other competitors. "If they did," he added, "it would mean going out of the Chicago, Milwaukee and St. Paul, introduced tables showing the effect which the proposed advances would have on traffic in South Dakota and North Dakota. The tables showed that the increased revenue on 1,634,687,500 pounds of wheat, coarse grain, flour and other mill products would amount to \$24,875,000. The tables showed that the proposed increase, which on all commodities he estimated at \$68,000, nearly half would come out of the farmers of the two Dakotas. Ellis declared that while railroad rates have been standing still the farmer has been earning \$8.50 more an acre from his farm. The road, he declared, is asking only an increase of 13 cents an acre for freight charges on farm products.

"That's not so bad," said the witness. "We helped the farmer to get that \$8.50 and for our share we ask only 13 cents."

WESTERN SHIPPERS LOSE, DESPITE LEGAL VICTORY

CHICAGO, Nov. 1.—After winning a fight for lower freight rates by two years' constant effort, western shippers are to be pushed back to their starting point through action taken today by the railroads, because the limit of the interstate commerce commission's control is about to expire.

The commission law states that a decision of the commission shall last two years and rates may then be scheduled for change again. Two years ago, November 10, the commission gave a decision favoring the shippers.

Now the railroads have filed scheduled with the commission setting the rates back at the old point.

The rates affected were included in the Missouri river rate case.

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Striking express drivers in New York threaten to call out 20,000 drivers of all classes on Saturday. PAGE 1 Interstate commerce commission ends hearing in suit to stop railroad rate increases. PAGE 1

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Man who hung first Nan Patterson is arrested for demanding bribe when chosen on another murder jury. PAGE 2

SOCIETY WOMEN OF CHICAGO DEFY MOUNTED POLICE

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COLONEL ROOSEVELT SPEAKS AT BUFFALO

Colonel Roosevelt speaks at Buffalo, discussing high prices and indorsing stimulus for government. PAGE 2

FOREIGN

Two regiments of Mexican troops pursue kidnappers of 16-year-old Nebraska girl. PAGE 1

ARIZONA LEGISLATORS PLAN PUBLICITY WORK

PHOENIX, Ariz., Nov. 1.—Publicity of campaign funds and the limitation of damages for injuries or death resulting from a general debate lasting several hours this afternoon in the constitutional convention. The first proposition, as originally adopted, is that the legislature provide general publicity for campaign funds before election, but as reported by the revision committee it provides for publicity "before and after." The vote on adoption was 49 to 1.

There was an extended debate on a proposition reported by the judiciary committee providing that no law be enacted in the state limiting the amount of damages to be recovered for causing death or injury to any person or making void any contract made by employees of any corporation waiving right to recover damages.

A question arose about including passengers as well as employees, and a unanimous speech by the proposition was amended to read, "Any contract or agreement to waive any right to recover damages for death or injury shall be void." The entire proposition was then referred to the judiciary committee. It is understood the proposition allowing the state to engage in industrial pursuits will be voted down by the legislative committee, the opposition characterizing it as an "entering wedge of Socialism."

Friends of the measure, nevertheless, announce they will bring it before the convention. The debate on the initiative and referendum, which was scheduled for today, was postponed at the request of the members who are preparing speeches, and is expected to come up about Thursday.

The feature of tomorrow's session probably will be a public hearing on the initiative, at which several suffragists will speak.

ELDER VANDERBILT FLIES WITH WRIGHT IN BIPLANE

BELMONT PARK, Nov. 1.—Cornelius Vanderbilt flew in an aeroplane for the first time this afternoon. Orville Wright took him around the aviation course here in a biplane in an exciting flight of seven or eight miles. At times they were 200 feet above the ground and going at a fast clip.

"It was the most glorious sensation I ever experienced," said Mr. Vanderbilt when he alighted. "I'm going to have one of these machines just as soon as one can be built for me."

MECHANIC TROOPS PURSUE KIDNAPERS OF AMERICAN GIRL

Two Regiments Join the Mounted Police and Posse in Search for the Desperadoes

VICTIM'S FATE IS NOT KNOWN

Grace Rolph, 16-Year-Old Nebraska Miss, Carried Away Into Wild Region

MEXICO CITY, Nov. 1.—The fate of Grace Rolph, the 16-year-old Nebraska girl who was kidnaped by Mexicans several days ago from a ranch in the state of Tamaulipas, was still in doubt tonight. No word has come from the posse that was sent in pursuit of the kidnapers. Two regiments of troops are now in pursuit of the men.

The country into which the kidnapers and pursuers have plunged is wild and sparsely settled, and the absence of facilities for communication, it is said, make it doubtful if anything can be heard of them until the posse is captured or the posse returns baffled. In the meantime the Mexican authorities have taken active steps to aid in the capture. Squads of rurales, the Mexican mounted national police, have been sent into the Huasteca district from the opposite direction, with instructions to search the country thoroughly. Foreign Minister Cuello today at the request of the American ambassador, instructed the governors of Vera Cruz and Tamaulipas to assist in the search for the girl.

If the men are captured, he says, they will receive the extreme limit of punishment under the law.

SISTER OF DEAD WIFE IS

WITNESS AGAINST MARTIN

Accused Physician Remains Unconcerned in Court

FRESNO, Nov. 1.—Mrs. Alice K. Brittain, sister of the deceased wife of Dr. Jackson L. Martin, was recalled to the stand today in the trial of the physician on a charge of neglecting his wife and allowing her to die after she had taken poison.

Judge Conley this afternoon overruled the second vital objection by Attorneys Everts and Ewing and Thomas for the defense, and allowed the examination of Mrs. Brittain as to Dr. Martin's demeanor after the death of his wife.

Breaking down during the narration of Dr. Martin's refusal to accompany the remains of his wife to their last resting place at Chillicothe, Mo., Mrs. Brittain went through the same details she told at the preliminary examination of the physician.

Gruesome cross-examination in front of a crowd that choked the court room brought no contradictions.

Dr. Martin appears unconcerned in court. He is attended by his aged father and Attorney Church's father and Mrs. Church also are interested spectators.

DECLARES PRICES FIXED FOR THE BATH TUB TRUST

Witness Tells of Agreements in Government Inquiry

PITTSBURGH, Pa., Nov. 1.—Further agreements among manufacturers of enameled ironware as to the selling condition of their wares were brought out today in the government's investigation of the so-called "bath tub trust."

Edwin L. Weyman continued the narrative of his activity in getting the various branches of the industry to work together.

Weyman told of a "blue book" which contained the names of plumbing supply jobs eligible to make contracts with the sixteen manufacturers who are defendants in this action and also identified a copy of the price list used by the jobs. He said he had made 95 per cent of the changes that appeared in the list since June 1, 1909. These prices were what the jobs were to quote to their customers.

Weyman proved an unwilling witness at times, but it was finally brought out that if jobs purchased wares from manufacturers not in the combination either the manufacturers or Weyman might cancel the contract.

RAILROADS KILL NEARLY 4000 PEOPLE PER YEAR

WASHINGTON, Nov. 1.—"Killed, 3804; injured, 82,374." This is the casualty record of the railroads in the United States during the year ended June 30 last, according to the interstate commerce commission. It is an increase of 1013 in the number killed and 18,454 in the number injured over the previous year's figures.

There were 5861 collisions, killing 433 persons and injuring 7765, and damaging railroad property \$4,629,273. In the year's 5910 derailments 340 persons were killed and 4814 injured.

During the last three months of the year the total injured was 20,650.

FIERCE STORM SWEEPS EUROPE

WASHINGTON, Nov. 1.—The British Isles and northern Europe are being swept today by a violent storm, according to cables received by the weather bureau. The disturbance covers a wide area and it is believed much damage will be done to shipping.

Twenty Prominent Attorneys Indorse Woolwine as "Able, Courageous Man"

District Attorney John D. Fredericks used nearly two columns of advertising space in each of two morning papers of Los Angeles yesterday in publishing an indorsement of himself by ten attorneys. The Herald publishes herewith a statement signed by TWENTY of the most prominent attorneys in Los Angeles county indorsing Thomas Lee Woolwine, the Good Government nominee for district attorney. Three of those who indorse Mr. Woolwine are former presidents of the Bar association. The statement follows: "To the voters of Los Angeles county:

"We, the undersigned, attorneys-at-law of Los Angeles county, desire to state, as a matter of justice to Mr. Thomas Lee Woolwine, candidate for the office of district attorney of Los Angeles county, that we have known Mr. Woolwine well for a number of years; that we have had opportunity to observe and note his character and his capacity, and that from this knowledge and observation we take great pleasure in most heartily vouching for Mr. Woolwine's high integrity of character and his excellent ability as a lawyer, both in civil and criminal matters, and his consistent, courageous devotion to duty.

- JAMES A. ANDERSON, Former president Bar association. ALBERT M. STEPHENS, Former judge superior court. L. H. VALENTINE, Former United States attorney. CHARLES WELLBORN, Police commissioner. JOSEPH H. CALL, Former special United States attorney. NATHAN NEWBY, of the Anti-Saloon league. D. K. TRASK, Former judge superior court. WILLIAM J. HUNSAKER, Former president Bar association. LYNN HELM, Former president Bar association. THOMAS L. WINDER, Former vice president Bar association. W. H. ANDERSON, Former assistant attorney general of state. EDWARD F. WEHRLE. OSCAR A. TRIPLET. FREDERICK B. BAKER. E. J. FLEMING. JEFF CHANDLER. OLIN WELLBORN, JR. CHARLES B. MATTINGLY. LLOYD W. MOULTRIE. H. L. DUNNIGAN.

STUDENT ELOPERS OUTRAGE MOTHER

Mary Maier and Martin Tisdale, High School Pupils, Have Exciting Adventure

SAN BERNARDINO, Nov. 1.—Three cities in San Bernardino valley were today treated with as many chapters in one of the most sensational elopements on record. The developments in the matrimonial marathon that finally ended in the safe marriage of Miss Mary L. Maier, age 18, and Martin Tisdale, age 19, both high school students of Redlands, were fast and furious, commencing with a footrace through the principal streets of that city, in which the young girl succeeded in outdistancing her mother and gaining the automobile in which her sweetheart was waiting.

The course then lay across the valley to San Bernardino, the automobile hurrying without regard to speed limits in an effort to head off possible intervention of the angry parent either by trolley or another machine. Here the young people were met by the father of the lad, who had given his consent to the marriage and already secured the license.

MOTHER LATE AT SCENE

The bridegroom climbed in the automobile and the last lap of the race was started for Colton, where the two sweethearts were made husband and wife before the mother of the girl could reach the scene. Rev. E. L. B. McClellan of the Presbyterian church of Colton performed the ceremony, while J. A. Tisdale, the father, bestowed his blessing on his new daughter and his son.

The Redlands high school was the scene of the courtship of the couple, and they had secretly agreed that November 1 should be their wedding day, despite the objection of the girl's mother, who desired that her daughter graduate with her class before taking up the duties of a wife.

Miss Maier left home as usual to go to school, but taking with her more clothing than seemed necessary. After she left her mother suspected that the plot was on to defeat her objections, and set out in search of her daughter. She met her on one of the business streets of the city, and the footrace that took the two through stores, back alleys and a lively stable started.

APPEALS PUZZLE CROWDS

"Stop her," screamed the mother as she saw her daughter gaining ground. "Stop her," yelled the fleeing girl, and the crowd that followed her allowed both to flee on without interference. Miss Maier escaped her mother by scrambling through a lively stable and jumping into the automobile with her sweetheart at the appointed place.

Tisdale is a football hero of the Redlands high school.

INDICTMENTS IN FRATERNAL INSURANCE CASE QUASHED

ROCK ISLAND, Ill., Nov. 1.—Indictments against K. M. Whitham, Aledo, Ill.; Dr. A. L. Craig, C. E. Hatfield, of Chicago; S. McMillane, of Auburn, Ill.; and Thomas Wilson, M. H. Carber, C. H. Walters and George W. Kenyon of Springfield, Ill., charging embezzlement and conspiracy in connection with alleged fraternal insurance frauds, were quashed by Judge Gast in the circuit court today on technical grounds.

Those named in the indictments were connected with the Fraternal Tribunes and American Home Circle merger of two years ago, which was followed by the alleged looting of the Tribunes' reserve fund of \$55,000.

Quashing of the indictments leaves only a few charges against individuals playing minor parts in the alleged fraud.

AERO CLUB ANNOUNCES THAT DREXEL IS ACCUSED

NEW YORK, Nov. 1.—The board of governors of the Aero club of America, following a meeting tonight, issued a statement that charges had been preferred against J. Armstrong Drexel, the aviator, and that pending the disposition of these charges his resignation from the Aero club of America would not be accepted.

LIVINGSTONE, ANGELENO AUTO RACER, IS KILLED

ATLANTA, Ga., Nov. 1.—Flung head foremost from the National racing car which he was piloting around the motor speedway today, Al Livingstone, the California driver, received injuries from which he died without recovering consciousness. The machine left the course when the right rear wheel collapsed, it is said, because of a punctured tire. Livingstone laid the foundation for his reputation as a fast and fearless driver on the automotrone in Los Angeles, where he gained great prestige by defeating Ray Harroun and other world's champions. He was the winner of the famous Elgin trophy. He drove in the Vanderbilt races in New York and from his daredevil tactics won the title of the "California diet eater" among the eastern racing enthusiasts. Livingstone was well known in Los Angeles, where he made his home at the New Hampshire hotel on South Broadway. He was married.

30,000 MORE MAY JOIN BIG STRIKE

New York Expressmen Threaten to Call Out All Kinds of Vehicle Drivers

NEW YORK, Nov. 1.—Whether there will be a general strike of all teamsters in the metropolitan district in sympathy with the walkout of the express companies' employees rests upon the decision of William H. Ashton, general organizer, and Valentine Hoffman, vice president of the International Brotherhood of Teamsters.

Authority to call such a strike at a moment's notice whenever they deem such a course necessary was vested in them by the joint executive council of the brotherhood at a meeting tonight.

Mayor Gaynor can keep the strike going indefinitely or end it," said Mr. Ashton after the meeting. "If Mayor Gaynor wants to avoid a general strike let him take the police off the trucks. In many places the police guard, so-called, is acting as driver."

SLEEP-WALKING MINER IS DROWNED AT NOME

SEATTLE, Nov. 1.—Claus Lundell, a miner from the Kougarok district, was drowned at Nome shortly before the steamer Northwestern departed for Seattle. He was a somnambulist and walked out of a lodging house into Bering sea.

A. L. Zepf, transportation manager for the Northern Navigation company, reports that records of the pursers of his company show that they handled \$300,000 of Iditarod and Imnoko dust during the season just closed. Allowing the moderate sum of \$200,000 for gold carried out by miners in their pouches, the total output for the new season was \$100,000.

Jack Le Sams, discoverer of the Klary creek diggings, and later discoverer of the Squirrel river district in the Kobuck county, washed out \$18,000 in nine days on Squirrel river with a partner's aid, the men having only the crudest implements.

CLOCKS JUMP FORWARD; NEW TIME MADE OFFICIAL

PHOENIX, Ariz., Nov. 1.—By concerted action of mysterious forces, alleged to be Halloween witches, all Western Union clocks and public regulators in Phoenix jumped forward thirty minutes to standard time last midnight. The city council, the board of supervisors and territorial capital officials today made the new time official.

LOCATE CARNEGIE HERO AFTER SEARCH OF WORLD

TUCSON, Ariz., Nov. 1.—After having pursued him all over the world, the Carnegie hero commission has awarded Henry P. McCoy of Tucson \$100 and a medal for rescuing a man from a well near Chicago seven years ago. McCoy was followed to Honolulu and Shanghai during the search.

REVOLT IN MADRID, IS RUMOR

LONDON, Nov. 1.—A dispatch from Paris to the Daily Telegraph says a rumor is current that a revolution has broken out in Madrid. No confirmation of this rumor has reached London.

2000 GIVE BELL NOISY GREETING

Entire Voting Population of Coalinga Goes Wild Over the Democratic Candidate

(Special to The Herald)

SAN FRANCISCO, Nov. 1.—The entire voting population of Coalinga turned out to greet the Bell party with uproar of anvils and bombs to-night. Over 2000 men jammed the Arcade rink and gave the Democratic candidate for governor and his aids undivided attention for two hours. The meeting ended in a wild storm of cheers and yells of encouragement.

Tim Spelley was in his element. As he alighted from the auto a crowding circle of friends hastened to shake hands with him. Spelley made a short convincing talk, after which Bell was introduced.

"The only persons who were violating the law were the policemen, who treated us roughly and hurt dreadfully with their clubs some of the poor fellows who were peacefully past the shops. If there had been a real riot this morning—and it would not have taken much to have made one—it would have been incited altogether by the police."

VOLUNTEER PICKETS ANGRY

Miss S. M. Franklin, another of the volunteer pickets, was indignant because of the manner in which she had been treated by the police.

"I know the women who have let me go. I had not presented my card," said Miss Franklin. "They seemed to think I was a particularly dangerous character. Perhaps it would have been a good plan to have taken me to jail and just prove to them how little legal foundation they have to stand on."

Promises from well-to-do women to open their homes to destitute striking girls, volunteers for picket service from among women well known as social and club leaders, and pledges of any assistance within their power from many other women were received by Mrs. Raymond Robins, president of the Women's Trade Union league, today.

Helen M. Todd, a deputy factory inspector, who addressed a meeting of strikers today, volunteered to address a meeting of University of Chicago girls tomorrow night. Mrs. Robins will speak on the subject of the strike to the members of the Chicago Kindergarten institute. In this manner it is expected to carry the fight of the striking garment workers into every quarter of the city and to secure valuable aid for the cause.

Mrs. Robins declared at least fifty volunteer pickets from women's clubs and other sources outside the working girls will be actively engaged tomorrow, when further demonstrations are expected.

"We cannot give their names at this time," said Mrs. Robins. "We found it advisable in New York and I am sure we will here to keep the police guessing as to who our pickets are."

Striking girls, club women and leaders in the Women's Trade Union league will meet at a breakfast at a local restaurant tomorrow to discuss the strike. Among those who will be special guests is Miss Catherine Coman, former professor of history at Wellesley college.

Although several tailoring establishments where strikebreakers are being employed were stoned today, only a few persons were injured and there were no fatalities.

CHICAGO STRIKERS OPEN SCHOOL FOR PICKETERS

CHICAGO, Nov. 1.—A new phase in the strike of garment workers today was the inauguration of a systematic picketing squad, "according to the plan" for the "Red and Blue" The Women's Trade Union league has compiled a "set of rules for girl pickets," and before the striking girls and the society women who came out in full force today were allowed on the picket lines, they first attended the "picket school."

Legal talent was consulted yesterday and the rules were written so as to keep the pickets within the letter of the law, so the police would have no pretext for their arrest.

At least 15,000 of the 40,000 persons now on strike are girls and women, and they promise to be the strongest

(Continued on Page Two)

CHICAGO SOCIETY WOMEN ARRESTED IN STRIKERS' RIOT

Mounted Officers Attack Crowds and Hustle Prominent People Off to Prison

SCORES TAKEN IN CUSTODY

Five Hundred Employes in Downtown District Oppose Reserves on Streets

CHICAGO, Nov. 1.—Mounted policemen charged threatening mobs of striking garment workers and made numerous arrests today in three sections of Chicago, only to be dumfounded when met by obdurate groups of well known club and society women, who produced engraved calling cards at police stations in lieu of bail bonds.

It was a new experience for the police, and plainly confused them. A score of these women champions of the garment workers who faced today's rioting were taken into custody. They were immediately released, however, when their identity became known to the police. One of them was injured when struck by a policeman's club, but her name did not become known as she was hurriedly placed in an automobile and taken to her home.

Most of the women of prominence involved in today's demonstration were garbed as working girls, and for this reason the police could not have distinguished them from strikers until after arrests had been made.

POLICE DISPERSE CROWDS

Riotous and spectacular scenes developed in the downtown district, on the north side and on the west side. More than 600 men and women engaged in a downtown demonstration which was broken up by the police after considerable trouble. As they left their headquarters in La Salle street, the strikers and their sympathizers clanged bells, blew whistles and tooted horns.

The downtown line of march proceeded into the wholesale district, down the river, passing near large tailoring establishments where employes were beckoned to join the strikers. More than 2000 men and women joined the demonstrations on the west side. In each instance women headed the crowds of strikers and their friends.

"I would have rather been doing absolutely nothing beyond the law," said Miss Ellen Starr, one of the club women who has become a strike picket.

"The only persons who were violating the law were the policemen, who treated us roughly and hurt dreadfully with their clubs some of the poor fellows who were peacefully past the shops. If there had been a real riot this morning—and it would not have taken much to have made one—it would have been incited altogether by the police."

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