

INITIATIVE IS VALID MEASURE

SUPREME COURT RE- FUSES TO TAKE JUR- ISDICTION

TEST CASE FROM OREGON SETTLED BY IMPLICATION

Final Test of the Validity of Initiative and Referendum Measures in Oregon and Other States as Well Comes Today When the Supreme Court Refuses to Act.

Washington, Feb. 19.—The supreme court of the United States decides, by implication, that the initiative and referendum is constitutional in the Oregon case.

The court refused to take jurisdiction of the test suits, contesting the validity of the initiative and referendum legislation in various states, including one brought up from Oregon. A telephone company doing business in Portland brought the action as a test case and the proceedings have been watched with interest from the start.

Originated in Portland.

Portland, Feb. 19.—The constitutionality of the Oregon initiative and referendum law which was virtually decided constitutional by the United States supreme court today, was first raised in Oregon when the state attempted to collect a \$10,450 tax on gross earnings under the authority of the initiative law passed in 1906. A phone company combined with Frank Kiernan in an injunction case against the city of Portland and opposed it on the grounds that the initiative law was unconstitutional, asserting the Oregon system violated the guarantee of a republican form of government and was revolutionary; blended the three departments of the government and confused the statutory with constitutional legislation that made both the people and the legislature lawmakers. The state contended the cases were not for courts and the supreme court, by implication, upheld this.

HERMIT CASE EXCITES.

Accused Man Denies He Tried to Rob Recluse.

New York, Feb. 19.—Indignant denials that he attempted to "fleece" Samuel Heslette, the millionaire recluse, was made today before a magistrate by Frank Gardner, formerly state senator, who was arrested on a charge of attempting to take advantage of the hermit's feeble condition in an effort to get possession of his property. The charge was brought by John Lord Haslett, 23 years attorney for Haslett. George Decker, a nurse employed by Haslette, was arrested at Lake Charge. He says he investigated and found legal papers giving

IRRIGATION CLUB CREATED

WEST UMATILLA PROJECT IS ONE OF PROBLEMS.

First Session of Its Kind Being Held in Portland Today.

Portland, Ore., Feb. 19.—Delegates from all parts of the state arrived today to attend the first annual session of the Oregon Irrigation Congress this afternoon.

This afternoon a committee will be appointed to make plans for permanent organization.

Tomorrow regular business will be taken up. Some action on the West Umatilla government project is expected.

Gardner full power of attorney and possession of property. Haslette's signature he says was secured in an illegal manner. Haslette's wife was burned to death 25 years ago and since then the millionaire has lived the life of a hermit.

Arguments in \$2,000,000 Suit.

Boston, Mass., Feb. 19.—Before Judge Colt in the federal court today arguments were heard on the motion to dismiss a plea in abatement filed against it by Charles A. Strout, trustee for the Goddu Sons Metal Fastening company, for alleged violation of the Sherman anti-trust act. The Goddu company, it is alleged, was driven out of business by the shoe machinery company, whose officers are also under federal indictment for alleged violations of the anti-trust law.

EUROPE GREET NEW REPUBLIC

CHINESE FLAG OF FREEDOM IS FLOATING OVER LEGATIONS.

European Powers Accept New Republic—Attaches Cut Off Queues.

London, Feb. 19.—The republican flag of the United Chinese republic was today raised over all Chinese legations in Europe and Chinese diplomats discarded queues in accordance with President Yuan's orders.

Chinese Awakening Commercially
Washington, Feb. 19.—"Now that the Chinese republic is fully established the nations of the world will watch, an awakening fully as revolutionary as the movement which overthrew Manchuria." This optimistic prediction was voiced by Yung Kals, charge d'affaires of the Chinese legation here today. He predicted China's awakening would be commercial.

CLUB TO VISIT LAKE.

O. A. C. Glee Club Accepts Invitation to Visit Hot Lake.

Publicity Manager Fred B. Curry this afternoon closed negotiations with Manager Peery of the O. A. C. Glee club which is here today, for a matinee entertainment at Hot Lake tomorrow. The O. A. C. singers will be guests at the big institution tomorrow and go on to Union in the evening.

MRS. THEODORE ROOSEVELT

Who Has Recovered From
a Recent Severe Illness.



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TROOPS CHARGE LADY PICKETS

LAWRENCE WITNESSES ATTACK ON WOMEN PICKETS

SAID TO BE WITHOUT GROUNDS OR JUST CAUSE

Women Who Took Men's Place on the Picket Line in Textile Strike Injured and Arrested Following Charge With Fixed Bayonets This Morning—No Warning Given the Strikers.

Lawrence, Mass., Feb. 9.—Without warning and apparently without cause, a detachment of infantry totalling 200 police and 15 cavalymen, charged a body of 100 orderly women of the striking textile workers who had begun picketing the mills. They knocked a number down and arrested three on a charge of intimidation and disorderly conduct.

The charge came when the women approached a body of strikebreakers, en route to the mills. Men or women strikers did not attempt to retaliate. Strikers say this is another example of the millmen's unfair tactics.

Women Took Men's Place.

The women were trying to plead with the strikebreakers, because the militia would not allow men to congregate. Several women were seriously hurt, when the troops, with drawn bayonets, charged them.

NEW JERSEY JURIST NAMED FOR SUPREME COURT BENCH

Washington, Feb. 19.—President Taft today sent to the senate the nomination of Mahlon Pitney as associate judge of the supreme court. As far as Taft is concerned, this settles a fight that has been heated for many weeks.

It is precedent that the senate ratify any appointment made by the president for the supreme bench.

Des Moines, Feb. 19.—That the nomination by Taft of Pitney to the judgeship is a blow to labor because of Pitney's attitude toward picketing, was the declaration today of President Ur-

ABE RUEF IS NEAR FREEDOM

TO TESTIFY AGAINST SCHMITZ IN BRIB- ERY CASES

JUDGE LAWLER DISMISSED RESERVE CALENDAR CASES

Curly Headed Boss Is Now in Line for Parole Following His Victory in Judge Lawler's Court—Will Probably Testify Against Former Mayor Schmitz in bribery cases.

San Francisco, Feb. 9.—Final dismissal of all the reserve calendar indictments against Abe Ruef, former boss of San Francisco, was ordered today by Judge Lawler, when the graft cases against former Mayor Schmitz came up in court. This means that Ruef, serving a 14-years sentence, is eligible for a parole. It is now expected that the ex-boss will testify against Schmitz who is now on trial.

Lawler's decision came after an impassioned plea made by Attorney Bert Schlesinger for the ex-boss. In his talk the attorney made the point that Ruef was charged in the indictments with being only an agent in the bribery scandals and was held, while all principal, Pat Calhoun, former president of the Traction company, Ford, Abbott, Mullally, and Martin, and other higher ups, have been dismissed.

strain of the relations between Premier Asquith and Chancellor Lloyd-George and it is generally believed that a complete rupture between them is merely a matter of time. It is difficult to see how disaster to the liberal party can be averted under these conditions.

Mr. Lloyd-George intends to bring the suffrage matter before the house of commons in the form of an amendment to the reform bill. The ingenious device by which, under cover of the reform bill, the matter is a non-party one, the endeavor will be made to get the house of commons to accept the proposal without government responsibility. It will probably add to the acrimony of the debates on the reform of the house. The battle promises to be extremely spectacular and will attract intense interest throughout the country.

MORE ARRESTS FOLLOW TODAY

TVIETMOE AND CLANCY ARE AR- RESTED.

Both Give Bonds—Will Fight Extradition by Federal Officers.

San Francisco, Feb. 19.—Secretary Olaf Tviemo, of the California State Building trade council, and Mr. Clancy, a member of the executive board of the Iron workers, were arrested here today on indictments found against them at Indianapolis. They are already accused at Los Angeles of having taken part in the McNamara dynamiteings.

Tviemo and Clancy gave bonds, Tviemo for \$10,000 and Clancy \$5,000 today. It is announced they will fight extradition. The preliminary hearing is set for March 11th.

JOE KETCHELL DYING.

Noted Prize Fighter Collapses After a Short Mill With Waters.

Waukegan, Ill., Feb. 19.—Following a five round bout with Billy Waters, Joe Ketchell, the prize fighter, lay ill here today. He collapsed during the mill, and was taken to the hospital. Captain Fulla, in charge of the military reservation here, said a full investigation will be made. Ketchell is dying.

HENRY J. WATERS.

Who Is Mentioned as Suc-
cessor to Secretary Wilson.



HI JOHNSON DESERTS TOO

CALIFORNIA'S GOVER- NOR FALLS INTO THE ROOSEVELT RANKS

EXECUTIVE SLATED FOR SECOND PROGRESSIVE PLACE

Governor Hiram Johnson of California May Be Run as Vice President on Progressive Ticket, According to Rumors Today—Last Friends of La Follette Boom Deserts.

New York Feb. 19.—Governor Hiram Johnson of California who staunchly supported La Follette when others deserted, has been apparently released from his allegiance of the Wisconsin senator. Today he issued a formal statement declaring for Roosevelt as the leader in the fight to beat Taft. While Governor Johnson will not talk it is strongly rumored he is slated to run as vice president on the progressive ticket.

Johnson in a statement eulogized Roosevelt highly, saying he was the greatest modern teacher of the people that California is pledged to progressive policies and that the progressives are more determined to win out in certain policies than to elect any particular man. He charged the machine with attempting the ride the people by re-nominating Taft, who he said is not wanted.

After praising La Follette, Johnson endorses Roosevelt, saying: "Four years ago Roosevelt turned over to his successor the republican party at the high tide of its success, when it was entrenched in the confidence of all. Today with its record of the past three years the republican party is at ebb with confidence badly shaken. With but rare exceptions it is only where progressivism has been victorious that the state governments are yet republican and to continue with a leader whose three years of power wrought such disaster, would only mean political suicide.

"The situation, therefore, is clear-cut: Shall the people rule, and shall Roosevelt, their choice, be nominated, or shall a republican party court certain defeat by the nomination of one whose trusteeship has wrecked the party? We, of the west, are for Col. Roosevelt and the progressive policies he represents."

May Heal Church Breach

Rome, Feb. 19.—Practically official denial was made at the Vatican today of stories published in both French and Italian press that negotiations are under way for the resumption of diplomatic relations between France and the Vatican severed in 1908 when the church's position in France came to a crisis and relations were severed.

MINORITY IS AFTER SENATOR

MINORITY REPORT FROM SENATE COMMITTEE INU.

Says Stephenson of Wisconsin Was Not Duly Elected.

Washington, Feb. 19.—Disagreeing in every particular with the majority report which exonerated Senator Stephenson of Wisconsin of charges that he bought his way to office, a minority report signed by Senators Jones of Washington, Clapp of Minnesota, Kenyon of Wisconsin, Kern of Indiana, and Lea of Tennessee, was filed today. It specifically charges Stephenson is "not duly and legally elected."