

REFERRED TO COURT

Colorado Legislators in Tangle About Contest.

THEY ASK JUDICIAL DECISION

Question Is Whether Legislature Has Power to Declare Governorship Vacant—Bribery Case Delayed Despite Protests.

DENVER, March 9.—The joint legislative convention has sought an opinion from the State Supreme Court on the question whether it has the power to declare the office of Governor vacant and what the effect of such action would be, and the decision of the Peabody-Adams gubernatorial contest will be deferred until the court's answer is received.

Bribery Hearing Postponed.

In the meantime the allegations of Senator Richard W. Morgan in regard to bribery will be held in abeyance. The committee which has charge of the investigation of this matter held a brief meeting this afternoon, after which Senator Arthur W. Cornforth, its chairman, announced that, at the request of the attorneys on both sides, an adjournment had been taken subject to the call of the chairman, or practically until further notice.

As soon as the joint convention met this afternoon Alexander asked unanimous consent to amend his report, and read the report as he wished it amended. This change of front came as a thunder-clap to the Democrats, and they asked for and obtained a recess of 15 minutes for consideration of the matter. After the recess objection was made to allowing Alexander to amend his report in the manner indicated. On motion, however, the amendment was allowed by a vote of 44 to 21, one Republican voting with the Democrats in the negative.

Senator J. G. Campbell, a Republican, at once submitted a resolution to amend the joint assembly to adopt the report of the joint assembly to adopt the Alexander report and if it should be adopted, that the Governor be declared to have resigned, and that the Lieutenant-Governor, by virtue of the constitution, should succeed to the Governorship.

Division of Opinion.

The legislative committee at present of 37 members, consisting of 18 Democrats, the Republicans having a majority of 19 on joint ballot. Twenty-two Republicans, it is commonly reported, have decided in favor of Alexander. Morgan failed to prove his election, but many of them would not agree to vote to sustain the Democratic Governor. These Republicans, it is said, have united in support of the report of Senator Morton Alexander, a member of the joint contest committee, which declares that the election for Governor was void, there being fraud on both sides; that there is a vacancy in the office, and that therefore the Lieutenant-Governor, by virtue of the constitution, should succeed to the Governorship.

Prompt Action on Bribery Sought.

At the forenoon session of the joint assembly, Representative B. O'Connell criticized the Republican majority of the bribery investigating committee, of which he is a minority member, for not proceeding promptly with the investigation of the charges made by Senator Morgan and for adopting stalling chamber methods. Senator Cornforth, chairman of the committee, explained his delay by saying that the Republican members wanted to attend a caucus and the sessions of the joint convention and defended its course in holding secret sessions on the ground that the members of the General Assembly would more readily give testimony regarding attempts to bribe them in secret sessions than at public hearings. He said he would not serve as chairman of the committee unless the hearings could be held privately. A motion by O'Connell to instruct the committee to proceed immediately with the investigation of Morgan's charges was declared out of order because the question of adopting the majority report of the contest committee was before the House.

GRAFT IN ST. LOUIS FAIR.

Senator Carter Charges Favored Bidders Gain \$1,000,000.

WASHINGTON, March 9.—Charges of scandal are being made in the affairs of the St. Louis Exposition Company. They concern the granting of awards and the charges made by Senator Morgan and for adopting stalling chamber methods. Senator Cornforth, chairman of the committee, explained his delay by saying that the Republican members wanted to attend a caucus and the sessions of the joint convention and defended its course in holding secret sessions on the ground that the members of the General Assembly would more readily give testimony regarding attempts to bribe them in secret sessions than at public hearings. He said he would not serve as chairman of the committee unless the hearings could be held privately. A motion by O'Connell to instruct the committee to proceed immediately with the investigation of Morgan's charges was declared out of order because the question of adopting the majority report of the contest committee was before the House.

China Will Build New Railroad.

NEW YORK, March 9.—The construction of the Pekin-Kalgan Railway will be commenced immediately under the supervision of a Chinese chief engineer, says a Herald dispatch from Tien Tsin. A charter was not granted, owing to the Russian-English agreement, the Chinese employed Chinese engineers and Chinese money, Russia alone might construct the line. The new railway will be financed by the Peking-Singapore-Canton Railway Company, which is bonded to Engleham, Kalgan is the railway key to all the northwestern section.

Only Amateur Boxing Allowed.

ALBANY, N. Y., March 9.—The Frawley boxing bill, permitting limited round contests between amateurs under the sanction of the Amateur Athletic Union, passed the Senate today.

Socialist Candidate for Mayor.

CHICAGO, March 9.—The Socialist city convention has nominated John Collins for Mayor.

House Journal in Good Shape.

SALEM, Or., March 9.—(Special)—The revision of the House Journal of the recent Legislative session was completed today by Chief Clerk Thompson, Journal Clerk Draper, Calendar Clerk

Finch and Representative Bailey. No error of vital importance was found, though it was necessary to supply a few roll calls that had been omitted. The revision of the Senate journal will be completed in a few days.

THEY HAD NO RIGHT TO STRIKE

Action of Subway Men Condemned by Their National Officers.

NEW YORK, March 9.—The most interesting development in the Subway and Elevated Railway strike in New York was the stand taken by some of the National labor leaders in repudiating the action of the local leaders who ordered and are conducting the strike. The first intimation that the public had that the strike was not endorsed by the National union came in a statement from Grand Chief Warren S. Stone, of the Brotherhood of Locomotive Engineers, to which the motormen belong. Mr. Stone insisted that the strike was a violation of laws of National union, the men having broken their contract with the Interborough Company. He ordered the men to return to work, failing which, expulsion from the organization is threatened. He said: "The present strike is in direct violation of our law. It is not recognized, nor will it be supported by our organization. The contract entered into September, 1904, was recognized to be as binding today as it was when signed, and loyal members of the Brotherhood will not support an organization that is in violation of its own laws. Members refusing to do so will be expelled. No request was made nor granted for authority to strike, and the officers of the Brotherhood consulted. This is the first time in the history of the Brotherhood that our members have repudiated their agreement with any railroad. "Labor organizations must keep their part of the agreements inviolable if they expect to succeed. Had our laws been complied with, conditions as they now appear could not exist on the lines of the Interborough Company."

William C. Jencks, head of the local Brotherhood of Locomotive Engineers, said that he did not recognize Mr. Stone's statement as having any influence upon him or the strike. "Mr. Stone cannot dictate to me," said he. "I will tell my members as I will have support or not. The men were ordered out and are out and will stay out until the strike is won."

Timothy Healy, president of the International Brotherhood of Stationary Firemen, said he would not call out the members of his organization unless requested by President Mahan.

W. D. Mahon, president of the Amalgamated Association of Street & Electric Railway Employees of America, issued a statement in which he stated that he had issued by Mr. Stone. He says the strike was not authorized by the national body and that the strikers must go back to work.

The executive committee of the joint bodies of the Amalgamated and the Brotherhood issued a statement denying that they had ordered the men to return to work and adding that the strikers would fight until they won, and made attacks on Mr. Stone, declaring the local union quite independent of the National union.

Notwithstanding the efforts of the local leaders, there were indications around the city headquarters that at least some of the men were ready to give up the fight, and some of them have already gone back to work. The situation in the city is almost perfect, the local trains being run during the rush hours on schedule time.

At the office of the company it was said tonight that 30 of the old employees had applied for reinstatement. The Interborough Company also sent out letters advising their employees to appeal to the local union for reinstatement, guaranteeing protection, and saying that all competent men would be reinstated.

RETURNS FOR MORE SHIPS.

Purpose of Baltic Fleet's Movement to Jibuti.

PARIS, March 9.—The Temps' dispatch of yesterday from Madagascar, announcing that Admiral Rojdestvensky's fleet was returning to Jibuti, French Somaliland, is not yet officially confirmed, but it is generally accepted as being a fact. The admiral is continuing with Russia's canceling large orders for supplies and munitions, to be forwarded to the Russian second Pacific squadron.

McMillin His Probable Successor.

NASHVILLE, Tenn., March 9.—The Tennessee Legislature will elect a successor to the late Senator Bate on March 21, perhaps Governor Benton McMillin. The Governor, who was General Bate's most ardent opponent in the late campaign, withdrew in favor of Senator Bate with the understanding that should Senator Bate retire, (McMillin) would be considered the candidate.

Senate Arranges for Funeral.

WASHINGTON, March 9.—After a session of seven minutes the Senate adjourned at 12:35 P. M. today, out of respect to the memory of the late Senator Bate. The Senate adjourned at 12:35 P. M. today, out of respect to the memory of the late Senator Bate. The Senate adjourned at 12:35 P. M. today, out of respect to the memory of the late Senator Bate.

Mother Mary Agnes Dead.

CHICAGO, March 9.—The Rev. Mother Mary Agnes, superior-general of the Congregation of St. Agnes, is dead at Hays, Kan., after an illness of one year. She founded the order in 1859 at Pond du Lac, Wis. Mother Agnes was also the founder of Leo House in New York, which is a home for immigrants.

George H. Love, Hotel Man.

ST. PAUL, March 9.—George H. Love, one of the proprietors of the Hotel Astor, is the result of blood-poisoning, following an operation for appendicitis.

SAY RAILROAD HAS FAVORITE

Northern Pacific Accused of Discrimination in Yellowstone Park.

WASHINGTON, March 9.—Complaint has been filed before the Interstate Commerce Commission by William M. Wiley, of Baseman, Mont., against the Northern Pacific Railroad Company, the Yellowstone National Park Transportation Company and Yellowstone Park Association. It is charged that the railroad gives preferential rates for the same service of as much as \$1.50 per passenger in favor of the defendant transportation company, and against other competitors doing business in the park, and a large number of people who care to tour the park otherwise than stopping at the hotels in which the railroad company is charged with having an interest.

Great Rejoicing in Tokio.

TOKYO, March 9 (noon).—Although the extent of the success gained by Field Marshal Oyama's army is unknown, Tokio is celebrating the victory. Fires are going up all over the city and crowds are on the streets this early buying extra editions of the local papers, and congratulations are being poured into the office of the Minister of War and to the army staff headquarters.

It is rumored that General Kuropatkin's retreat has been partly cut off, insuring heavy losses of supplies and the capture of many prisoners, but this it is impossible to confirm.

Convalescents Going to Odessa.

CHIEFPO, March 9.—One thousand convalescent Russian soldiers arrived here today. They will be transferred immediately to a steamer bound for Odessa.

SENATOR BATE IS DEAD

LEADER ON DEMOCRATIC SIDE KILLED BY COLD.

Illness Beginning on Inauguration Day Ends Fatally—Veteran of Mexican and Civil Wars.

WASHINGTON, March 9.—United States Senator William Bromage Bate, of Tennessee, twice Governor of his state, a veteran of both the Mexican and Civil Wars, rising from private to Major-General of the Confederate Army, and for 18 years a conspicuous member of the upper house of Congress, died at his hotel apartments in this city today. He was 74 years of age. Death was due to pneumonia and defective heart.

Senator Bate attended the inauguration ceremonies on March 4, and his death is believed to be due primarily to exposure on that occasion. He suffered from a slight chill on that day, but, however, continued his official duties and occupied his seat in the senate last Tuesday. He became seriously ill on Wednesday, and he died on Thursday. He was put to bed, and his condition was recognized as serious by his physicians. Despite the efforts of his physicians, he became steadily worse, and all hope for his recovery was given up yesterday. Senator Bate died on Thursday, and the end was near, and he was buried at his old home in Nashville, Tennessee, on Saturday. He was buried at his old home in Nashville, Tennessee, on Saturday. He was buried at his old home in Nashville, Tennessee, on Saturday.

Senator Bate's remains will be taken to his old home at Nashville, and will be interred in the Mount Olivet Cemetery there.

When Senator Bate made his appearance in the Senate chamber on Tuesday he complained of a cold which he had caught on the inaugural platform on Saturday, and the fact was recalled by some of the members of the Senate that he had insisted on going to the Capitol, but he had insisted on going so because of the fact that he was a member of the recording committee.

While in the Senate Monday he talked with some of his Democratic colleagues concerning his plans for the next session of Congress, which related to the territories. He adhered to his theory that there should be another determined effort to secure four new states, and announced his determination not to yield to the consolidation of Arizona and New Mexico under the circumstances.

William Bromage Bate, late United States Senator from Tennessee, was elected in 1887. He was born near Castilian Spring, Tenn., October 7, 1830. He gained an academic education at the Nashville law school, and was admitted to the bar in 1854. He was a private in the Mexican War in Louisiana and Tennessee regiments, and on his return was a member of the Tennessee Legislature. He graduated from the Lebanon Law School in 1855, and practiced at Gallatin, Tenn. He was elected to the Nashville law school in 1854 to 1860. He was Presidential Elector in 1860 on the Breckinridge-Lane ticket. He rose from private to Major-General in the Confederate Army, from 1861 to 1865. He was twice dangerously wounded. He practiced law in Nashville after the war, and was delegate to the National Democratic Convention in 1868, and was a member of the National Democratic Executive Committee for 12 years. He was Presidential Elector in 1876, and Governor of Tennessee from 1883 till 1886.

Choice Between Sea-Level and Lock Canal May Be Deferred.

WASHINGTON, March 9.—There is authority for the statement that the question as to whether the Isthmian Canal shall be made a sea-level waterway or constructed on the lock system need not be determined at the outset of the work. In fact, it is stated that the canal could progress for five years or more before this matter would necessarily be decided and without in any way retarding the progress of construction or causing any delay.

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SOLDIERS KILL STRIKERS.

Reply to Attack With Volley—Red Flag in Parades.

ST. PETERSBURG, March 9.—A telegram from Ekaterinopol, South Russia, says that five miners have been killed and 12 wounded in a conflict between the strikers and the police in the district of Bakhamut. The strikers started looting and the troops fired at the strikers with revolvers and also threw stones at them, whereupon the troops fired a volley and order was restored.

Revolutionary disorders have broken out at Smolensk, Middle Russia. Bands of demonstrators are marching through the streets carrying red flags.

DEMAND THEIR OLD RIGHTS

Baltic Provinces Protest Against Being Made Russian.

ST. PETERSBURG, March 9.—The Baltic Provinces, the Russification of which was regarded as practically completed, are protesting against the demand that they should again demand the restoration of some or all of their ancient rights. A well-developed movement, backed by the nobles and intelligent classes, is now openly demanding that the teaching of German in the schools be revived, and that native officials conduct the administration of provincial affairs.

ARMED PEASANTS ON WARPATH

They Burn and Loot Landlords' Estates and Factories.

LONDON, March 10.—A dispatch from Kiev to the Daily Mail says: "An army of 5000 peasants from the Kovvica district is advancing southwesterly. Burning and looting of estates is in progress. Eighteen estates have already been sacked. The Michaeloffsky Sugar Refinery has been burned and the employes have been robbed. It is also reported that the peasants have burned a refinery belonging to the crown. A strong military force has been sent to suppress the rising."

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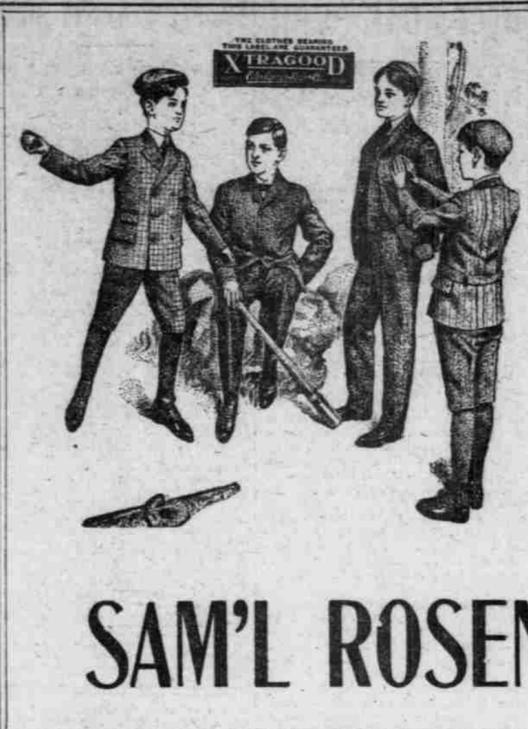
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POLES REJOICE AT DEFEAT.

Vain Effort to Suppress Bad News at Warsaw.

WARSAW, March 9.—(12:15 A. M.)—A report that Russian military forces had taken Mukden had fallen was received with joy.



FACTIONS IN RUSSIA ARMING

Autocratic Party Organizes Armed Bands to Cope With Liberals.

SPECIAL CABLE.

ST. PETERSBURG, via the Frontier, March 9.—Although the General Staff of the Russian army declares that it expects to have information within a few hours that the Russian army has succeeded in withdrawing from Mukden to the northward without any serious losses, this belief is not held by the rank and file, and reports are again current that serious news from the front is being held back in an endeavor to assist the police in quelling anarchistic outbreaks in various parts of the Empire.

The internal situation in nearly all Russian cities is still extremely serious. It is rumored that, taking their cue from the Liberal leaders, the dynamic following has organized numerous bands of armed men, who will, at a given signal, rise and rob and murder. The Liberal party themselves, the Liberals throughout the country are said to be organizing themselves into civil guards.

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Advertisement for 'Time, my friend, is money!' featuring an image of a pocket watch and the text 'EAGLE TIME is used by those whose minutes are most valuable'.

New Arrivals in Boys' and Youths' Spring Suits

We have just received a most complete line of youths' Single and Double-Breasted Suits and boys' Knee Pants Suits, in Norfolk, Russian Blouse, Eton, Single and Double-Breasted and Military styles, in serges, woads and light and dark mixtures.

QUALITY CONSIDERED, OUR PRICES ARE THE VERY LOWEST.

Ball and Bat free with Knee Pants Suits. Ball, Bat and Catcher's Mitt with youths' suits.

SAM'L ROSENBLATT & CO.

FOUR OF HIS SHIPS USELESS

Rojestvensky Fears to Sail Eastward, and May Return.

LONDON, March 10.—According to the St. Petersburg correspondent of the Daily Telegraph, a telegram from Vice-Admiral Rojostvensky, not yet published, states that four of his warships are incapacitated for firing because they are too heavily armed, and that the problem of coaling has become so difficult that he feared he would be unable to proceed to the Far East.

Russia Pays North Sea Claims.

LONDON, March 9.—Count Benckendorff, the Russian Ambassador to Great Britain, today paid £25,000 to Foreign Secretary Lansdowne in settlement of the North Sea claims, and the incident was thus closed.

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DR. W. NORTON DAVIS & CO.

Offices in Van-Noy Hotel, 514 Third St., Cor. Pine, Portland, Or.

VITAL WEAKNESS

Above all other things, we strive to save the thousands of young and middle-aged men who are plunging toward the grave, tortured by the woes of nervous debility. We have evolved a special treatment for Nervous Debility and special weakness that is uniformly successful in cases where success was before and by other doctors deemed impossible. It does not stimulate temporarily, but restores permanently. It allays irritations of the delicate tissues surrounding the lax and unduly expanded glands, contracting them to their normal condition, which prevents loss vitality. It tones up and strengthens the blood vessels, and carries nourishment. The patient realizes a great benefit has been lifted from his life.

We want all MEN WHO ARE SUFFERING from any disease of special weakness to send their names to our office freely for examination and explanation of their condition. FREE OF CHARGE, without being bound by any obligation, whatever to take treatment unless they so desire. We cure.

Stricture, Varicocele, Nervous Debility, Blood Poison, Rectal, Kidney and Urinary Diseases and all diseases and weaknesses due to inheritance, evil habits, excesses or the result of special diseases. Write for Symptom Blank and Consultation and Examination FREE. Book If You Cannot Call. Office Hours: 9 A. M. to 6 P. M.; Sundays, 10 to 12 only.

St. Louis Medical and Dispensary Cor. Second and Yamhill Streets, Portland, Or.

dered to return to the English Channel, pending further instructions.

Russian Colliers Again Loading.

BERLIN, March 10.—Hamburg special says the Hamburg-American Steamship Company has again begun to employ crews for the 14 steamers chartered by Russia and is loading coal. The Lokal Anzeiger's Hamburg correspondent says the vessels were sold to Russia, but other correspondents say they were chartered. One dispatch says the Palatin and Arcadia will return to Hamburg immediately after going to Libau.

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