

SUE FOR WARRANTS

Superintendents of State Institutions Combine.

REFUSED BY SECRETARY

Employees Have Been Discounting Their Claims for Wages From the State at From Five to Twelve Per Cent.

SALEM, Or., May 31.—(Special.)—The superintendents of all the state institutions at Salem met at the asylum tomorrow for the purpose of perfecting plans for a suit to compel Secretary of State Dunbar to issue warrants for the monthly payrolls for the employees at the institutions. The employees will join in bearing the expense of the suit.

Secretary of State Dunbar will make no technical fight, but will stipulate the facts, so that the Supreme Court can pass upon the question with as little expense and delay as possible. The sole question is whether the Kay law, requiring that salaries be paid monthly, repeats by implication so much of the general law as prohibits the issuance of warrants for salaries where there are no appropriations.

The general law provides that the Secretary of State shall not issue a warrant unless there is an appropriation available for its payment, but when there is an appropriation, he shall issue a certificate of allowance. The Kay law provides that on the first of each month the superintendents of each institution shall make out a payroll and the Secretary of State shall issue a warrant to the superintendent for the total amount, whereupon the superintendent shall pay the cash received by him on the warrant.

The contention of the employees is that under this act it is the duty of the Secretary of State to issue a warrant, even though there is no appropriation. Secretary of State Dunbar takes the position that this act was not intended to repeal the general law, but that he should issue the warrant only in case an appropriation is available, thus constraining the old and new laws so that both will stand. The filing of a referendum petition, holding up the appropriations for the institutions, was what precipitated the question regarding the meaning and effect of the Kay law.

Attorney General Crawford was at first of the opinion that under the Kay law it is the duty of the Secretary of State to issue a warrant, but he has since concluded that it will be best to let the courts pass upon the question, and he has advised Mr. Dunbar not to issue a warrant until directed to do so by a mandate from the courts. The mandamus proceedings will be brought next week before Judge Galloway, and as soon as he has rendered a decision an appeal will be taken to the Supreme Court, so that a decision from the highest tribunal may be had.

State employees have been discounting their salary claims from 5 to 12 per cent. Many have secured the face value of their claims by taking the value in trade from Salem merchants.

The board of trustees of the State Insane Asylum endeavored to induce the Portland banks to take up the state claims at par, promising to recommend to the next Legislature that interest be allowed thereon at 6 per cent. The banks declined to act in the matter.

The salary claims amount to about \$600 a month for all institutions located here. As the annual estimate therefore included the salary claim, there will be money in the treasury with which the claims could be paid if an appropriation had been made.

IMPORTANT LAND CASES TRIED

One Contestant Establishes Claim at Vancouver.

VANCOUVER, Wash., May 31.—(Special.)—Two contest cases of considerable importance have just been decided in the Vancouver Land Office. One is Kesler Ray, contestant against Matthew S. Letimer, conteste, involving homestead entry No. 11,272, for the southeast quarter of section 22, township 11 north, range 12 west, W. M. The other is practically two cases combined into one hearing. It is Sallie A. Owens against the heirs of Peter A. McArthur and Sallie Owens against Annie Bowen.

The case of Ray against Letimer was tried before the Register and Receiver of the Vancouver Land Office, August 16, 1904, and was an ordinary claim that the homesteader Letimer had abandoned his claim. The trial lasted several days, and the decision, on account of the large number of cases before the local office for consideration, has just been rendered. Kesler Ray's contention is sustained in this decision and the homestead entry ordered canceled.

In the trial of Sallie A. Owens against McArthur's heirs and Annie Bowen there were many conflicting claims as to rights in the same tract of land. The land involved consists of lots 3 and 2 and the north one-half of the southeast quarter of section 21, township 5 north, range 3 east, W. M.

In the contention, the register and receiver has decided in the favor of Mrs. Bowen, believing that her testimony shows a bona fide settlement and residence to hold the claim.

The claim is likewise decided in favor of Peter A. McArthur, as heir of Joseph McArthur, who, it was proved, had served in the United States Army and was honorably discharged after two years' service because of wounds received in the late Spanish war. Mrs. Owens will appeal.

CLOSING UP THE DETAILS.

Sunnyside to Be on Branch of the Northern Pacific.

SUNNYSIDE, Wash., May 31.—(Special.)—Chief Engineer Pearson, Principal Assistant Engineer Crosby and London Engineer Oakes, of the Northern Pacific Railway Company, are in Sunnyside for the purpose of selecting station grounds and closing up other details preparatory to letting the contract for the construction of the Sunnyside branch of the Northern Pacific Railroad, the survey of which has been in progress for several months past.

Mr. Crosby stated that the specifications were ready for the contractors, who have been invited to submit bids for the immediate completion of the road. The Sunnyside branch line, as surveyed, will leave the main line of the Northern Pacific at a point about midway between Alfaide and Toppsish stations, running thence almost due east a distance of 19 or 20 miles, to the town of Sunnyside, and thence southeasterly for five or six miles,

VOTES A FRANCHISE

Lewiston Council Gives Rights to Electric Line.

CAN OPERATE IN THE CITY

Bonds of the Lewiston & Southeastern Will Be Offered for Sale in Portland by the Idaho Promoters.

LEWISTON, Ida., May 31.—(Special.)—By unanimous vote of the City Council tonight an ordinance was passed in its amended form granting to the Lewiston & Southeastern Electric Railway Company a franchise to own and operate an

SHADES OF WASHINGTON, JEFFERSON AND SAMUEL ADAMS

SATIRICAL ARTICLES BY FREDERICK UPHAM ADAMS, START IN THE NEXT ISSUE OF THE SUNDAY OREGONIAN.

Right now the shades of George Washington, Thomas Jefferson and Samuel Adams are making a tour of their own country, according to the author's imagination. They investigate present problems and discuss timely events.

What they find to praise and condemn will be the meat of a series of articles from the pen of Frederick Upham Adams, to be published in The Sunday Oregonian beginning with the next issue.

The subject for next Sunday is Andrew Carnegie, of whom Jefferson's shade says: "He is the world's greatest humorist and its peerless practical joker."

In these articles there is such skillful blending of satire and humor, combined with brilliancy of theme that they must win instant favor.

JUDGE CHADWICK IS BARRED

COLFAX JURIST CANNOT BE RAILROAD COMMISSIONER.

Washington Constitution Says He May Not Accept Other Office During His Term.

COLFAX, Wash., May 31.—(Special.)—That Judge S. J. Chadwick, of the Superior Court of Whitman County, cannot accept an appointment as Railroad Commissioner is the opinion of Colfax attorneys who have been looking the case up today. Article 11, section 4, of the state constitution, provides that no Superior Judge may accept any office for any period except a higher judicial position. This section was today submitted to local attorneys, who declare that it prohibits Judge Chadwick from accepting the position of Railroad Commissioner.

The matter is to be brought to the attention of Governor Mead, who, it is understood, intends to appoint Judge Chadwick as one member of the Commission. The discovery created somewhat of a sensation here, as it was expected Judge Chadwick would secure the place.

DR. GOEBEL IS DROPPED

HEAD OF GERMANIC LANGUAGES AT STANFORD.

STANFORD UNIVERSITY, Cal., May 31.—It was officially announced that Dr. Julius Goebel, head of the department of Germanic languages, had been dropped from the faculty roll of the University.

Dr. Goebel applied to President Jordan for the sabbatical leave of absence for one year, to which he was entitled, and he was told that his leave would be granted on condition that he hand in his resignation.

The specific cause which led to the dismissal of Dr. Goebel are not given by Dr. Branner, but it is understood that for some time there has been a lack of harmony among the members of the Germanic faculty. Dr. Goebel was formerly an instructor at Johns Hopkins University and has been at the head of the Germanic department at Stanford for the past 12 years.

Pioneers Entertain at Oregon City. OREGON CITY, Or., May 31.—(Special.)—More than 100 Clackamas County pioneers were guests this afternoon at a reception tendered in their honor at Willamette Hall by the members of the Women's Club, of this city.

SALEM, Or., May 31.—(Special.)—Governor Chamberlain today honored a reception tendered to him by the Chamber of Commerce of Oregon, for the extradition of Joseph La Rose, who is under arrest in Portland and wanted in Mackinac County, Mich., to answer to a charge of taking innocent liberties with a female under 14 years of age.

Whooping Cough. This is a very dangerous disease unless properly treated. Statistics show that there are more deaths from it than from scarlet fever. All danger may be avoided however by giving Chamberlain's Whooping Cough Remedy. It liquefies the tough mucus, making it easier to expectorate, keeps the throat cool, and makes the paroxysms of coughing less frequent and less severe. It has been used in many epidemic cases with perfect success. For sale by all druggists.

RAN INTOLOOD

Rhea Creek Dwellers Left Place of Safety.

CAUGHT NEAR A BRIDGE

Home Deserted by Excited Men, Women and Children, Is Not Touched by Water From the Cloudburst.

HEPPNER, Or., May 31.—(Special.)—Full details have been received in this place of the particulars of a cloudburst that occurred in Cason Canyon, on Rhea Creek, about 12 miles southwest of Heppner, yesterday afternoon, between 2 and 3 o'clock. The unfortunate affair, in which four lives were lost, due mainly to the fact that the people were laboring under great excitement.

The home of James Nunemaker, from which the people ran, is located in the Rhea-Creek Canyon, and directly opposite the mouth of Cason Canyon, making it a dangerous place in time of a cloudburst. At the time of the storm O. J. Cox and family were visiting at the home of Mrs. Nunemaker, and as there are a number of small children in both families, as the storm progressed the people became greatly alarmed.

Mr. Nunemaker went out to watch one canyon, while Mr. Cox stood on the front porch of the house to give the alarm if the water appeared in the other canyon, the women and children having on their coats and in readiness to run for higher ground at a moment's notice. When the water came rushing down the narrow canyon, Mr. Cox gave the alarm, and all made a rush to cross the Rhea-Creek bridge, all running directly ahead of the water. Just before they reached the bridge they were caught by the fast-approaching current. In the party attempting to get away there were about 12 people, including several small children, which very much retarded their flight. All succeeded in escaping with their lives with the exception of Mrs. Nunemaker and two small children and the 12-year-old daughter of Mr. Cox.

The news was sent to Heppner by telephone, and a large number of people from this place were soon on the way to the scene of the calamity. A searching party was soon organized, and the bodies of Mrs. Nunemaker and the Cox child were recovered yesterday evening, having been carried down with the current for a distance of several miles. The search for the other two bodies was suspended, owing to darkness, but it is expected that they will be recovered by daylight. After a short search the two missing bodies were found.

The volume of water that fell was not great, and only covered a small territory. No water entered the vacated house, and if the people had stayed in the house all would have been saved.

GOOD MAN MUCH ABUSED

Baptist Preacher Rises to Defense of Rockefeller.

NEW YORK, May 31.—The recent criticisms of John D. Rockefeller, growing out of his gift of \$100,000 to the American Board of Commissioners for Foreign Missions, are declared in an article by Rev. Dr. Robt. Stuart MacArthur, pastor of Calvary Baptist Church of this city, to be published tomorrow in the Examiner, a Baptist publication, to be a cruel and perhaps criminal, and to have maligned the entire Baptist denomination. He protests against the condemnation of our churches by these cowardly and unjust attacks, declares that no one knows better than Mr. Rockefeller that he cannot pay the approval of his millions; that Baptists would advocate his expulsion from the church if it were proved that he had acquired his money dishonestly or by means morally or socially destructive. He adds that he has investigated certain business transactions which have been severely denounced by Mr. Rockefeller's critics, and has found them in accordance with the highest standards of commercial morality. Mr. Rockefeller, he asserts, is worthy of confidence, admiration and affection, and he appeals for fairness of judgment for him.

DESERIED BY THE FATHER.

OREGON CITY, Or., May 31.—(Special.)—Deserted and abandoned by a faithless husband and father three months ago, Mrs. E. E. Roberts and children who have since been dependent on the county and charitably inclined persons, were yesterday furnished by the county with transportation to Michigan, where they have relatives who will care for them. The Roberts family came here 18 months ago. Three months ago the father deserted from the banks all of his savings, disposed of everything of value, and suddenly disappeared, leaving the family without a cent.

FEUD ON BOUNDARY RIVER

Canadian Logger Blows Up American Boom on St. John.

VAN BUREN, Me., May 31.—A Canadian log-driver contractor blew up with dynamite on Sunday a sheer boom belonging to Americans on the river St. John and passed up the river with his boats. At the next boom he was met by an armed party of Americans and driven back. The contractor said he was acting under instructions to clear the river navigation.

ST. JOHN, N. B., May 31.—It is reported in Fredericton that serious trouble has arisen about 12 miles above Grand Falls on the St. John River, because of

Fabrics-Colors Women.

The more dainty & delicate they are the greater the need of Pearline for the Washing.

Heavy Rainfall at Hood River.

HOOD RIVER, Or., May 31.—(Special.)—The heaviest rainfall for such a short period ever experienced in Hood River occurred at this place yesterday afternoon. The storm, which was preceded by a heavy peal of thunder, was in all respects a small cloudburst. In three minutes the streets and sidewalks were flooded as if by a 24-hour downpour. Old settlers say such a violent rain storm was never before known here.

DOCTOR ADVISED OPERATION— PE-RU-NA MADE IT UNNECESSARY.

Enjoying Perfect Health— Thanks to Pe-ru-na.

ber of A. D. Straight Circle of the Ladies of the G. A. R., writes: "I am today enjoying perfect health, thanks to Pe-ru-na. Nearly four years ago I suffered with ovarian troubles. The doctor insisted on an operation as the only chance to get well, but I had always dreaded an operation and strongly objected."

"My husband felt distressed as well as I, and when a friendly druggist advised me to try Pe-ru-na, I started to use it. In a short time my health began to improve, and my aches and pains diminished. Within 18 weeks I was like another being—in splendid health. Words fail me when I try to tell you how glad and grateful I am."

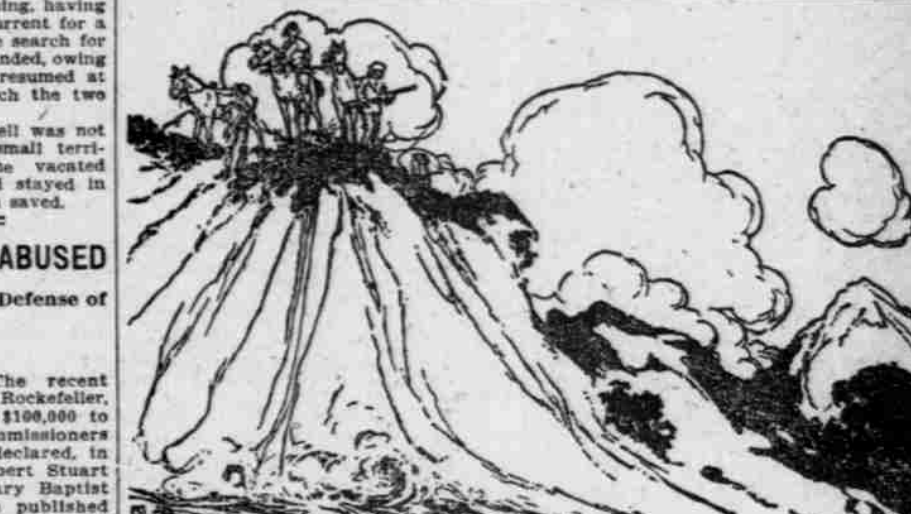
"How many times it happens that the doctor insists upon an operation. The patient hesitates. She writes to Dr. Hartman, or else some friend advises her to take Pe-ru-na. She takes it. She gets prompt relief. She finally gets entirely cured. Pe-ru-na has saved her from the pain and the expense, and possibly, the fatal termination of a surgical operation. This has happened over and over."

It will happen many times more before the people come to understand fully the benefit of Pe-ru-na in such cases. All correspondence is held strictly confidential. No letters are published without full consent of writer. Address Dr. S. B. Hartman, president of The Hartman Sanitarium, Columbus, O., for free medical service.

with Beethoven's chorus "The Heavens are Telling," sung by the grand chorus. Charles William Elliot, president of Harvard University, delivered an address on "Beauty and Democracy." Richard Watson Gilder read a dedicatory poem entitled "A Temple of Art."

Art Gallery Opened With Ceremony. BUFFALO, N. Y., May 31.—The Al-bright Art Gallery was dedicated today in the presence of 10,000 people. The ceremony consisted of singing by a large chorus and addresses by distinguished scholars. The exercises began

Spring humor, pimple and boils are cured by Hood's Sarsaparilla, the great blood purifier. The wild white swan is located on the Trail.



THE CONQUEST

In this famous story of Mrs. Dye's there is more about Lewis and Clark—told in a thrilling, absorbing way—than in any other book ever published

In no other novel and in few historical works can be found such a vivid picture of the Indian Wars preceding the Louisiana purchase, of the crossing of the two great pioneers, and of events following the occupation of Oregon

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