NEBRASKA TESTS REFERENDUM LAW

Court Declares It Is Sound and Proclamation Quite Unnecessary.

AFFECTS MANY MEASURES

Brought Into Court on Ordinance Compelling Muzzling of Dogs, When Danger of Rabies Exists. The Law Is Upheld.

OMAHA, May 31.—(Special.)—By a decision of Judge Sutton today in a suit to enjoin a dog-muzzling proclamation, Nebraska becomes the first state in the Union to enforce Bryan's last policy, the initiative and referendum.

It is 10 years since the initiative and referendum law was placed on the statute books by a populist administration, the law being framed by John O. Yeiser. It carried with it a local option clause, leaving it to each city or town to adopt the measure by popular vote. A year ago a Democratic city administration came into office in Omaha and the law was submitted to voters last Fall and indorsed. Prior to this the law had been absolutely a dead-letter in the state. One of the provisions of the law prevents a law from becoming operative within 30 days of its passage without unanimous vote of the Council.

The ordinance authorizing the Mayor to order dogs muzzled when he finds that an epidemic of rabies exists was passed a month ago with a vote of 10 of the 12 Councilmen and ordering its operation by the proclamation of the Mayor.

Friends of the dog, led by the veteran journalist, Dr. George L. Miller, went into court to enjoin the Mayor from enforcing his proclamation. The validity of the proclamation hinged largely on the validity of the referendum law. Judge Sutton today held the law sound and declared the proclamation out of order. Since the adoption of the referendum law by the voters a number of other ordinances have been passed with an emergency clause and have been put into effect immediately on passage.

Among these are a number of ordinances ordering public improvements and the contractors are wondering whether these ordinances are valid. Many thousands of dollars expended for street paving, sidewalk, sewer construction, etc., are involved. A test case will be taken to determine whether the referendum law applies to ordinances of this nature. Bryan's home town, Lincoln, adopted the law at the election this month.

FREED BY CONSCIENCE

(Continued from First Page.)

asked and granted it would run the work over into next week.

Still another story, which seems to have good foundation, is that the lawyers for the defense, who have been more or less out of harmony among themselves, are not of one mind on the subject. It is stated that Mr. Richardson wishes to challenge the entire jury, but is opposed by Mr. Darrow and Mr Nugent.

Detective McParland has found in Canyon County a man named Allabach, who served on the first Molly Maguire trial in the coal regions of Pennsylvania. Moreover, Mr. Allabach was on the regular jury panel for the court in Canyon County at the term when these men would have been tried had there not been a change of venue.

SENT ADAMS CASH FOR BAIL

Ogden Policemen to Give Important Evidence Against Haywood.

OGDEN, Utah, May 31.—The dragnet thrown out by the authorities of the State of Idaho in the case of Haywood, Moyer and Pettibone was felt in Ogden this afternoon, when Detective Thiel, of the Thiel Agency, subpenaed Detective James Pender, Officer Thomas Burke and Jailer Henry Synder, all of the local police force, and informed them that their services might be needed at a moment's notice in the famous case. The subpenas are made returnable June 6.

At the jail Mr. Thiel went over the records and discovered dates and facts that will be used against the trio on trial, in particular Haywood, whom, it is alleged, was involved in a transaction more than a year ago that will furnish the state with damaging evidence.

Steve Adams, upon whose confession the case against the labor leaders in part depends, was arrested in Ogden by Mr. Pender more than 12 months ago. He requested at the time that he be given an opportunity to gain his release by securing bail money. Accompanied by Mr. Pender, he went to the Western Union office and sent a message direct to Haywood, whom he urged to send $75. It is alleged that this sum was forwarded to Adams, who was able to leave the city by putting up that sum as bond money. Mr. Thiel is of the opinion that he has secured a valuable bit of evidence to associate Adams with Pettibone, Moyer and Haywood.

ONLY TWO SEATS ARE VACANT

Haywood Jury-Box Will Probably Be Filled Today.

BOISE, Idaho, May 31.—There remain but two vacancies in the jury that will try William D. Haywood for his life for alleged participation in the assassination of Frank Steunenberg and there is reason for hoping that they will be filled by tomorrow afternoon. As jury selection narrows down to final chances, interest in the case is being generated and the contest grows distinctly sharper. Both sides are eager and anxious and they anxiously watch the last talesman whose names are drawn from the lottery box on the desk of the clerk of the court.

The state has exhausted its arbitrary rights as to the personnel of the jury—it used its tenth peremptory challenge today, and in all probability the defense must use its final challenge tomorrow. After that the selection of the 12th juror must be left to fateful chance, for the first talesman who broadly comes within the requirements of legal qualification must be chosen. There may still be dismissal by mutual agreement, but it is unusual for contending counsel to agree upon the disqualification of a juror.

The new special venire of 61 talesmen that presented itself when the trial was resumed this morning proved very fruitful in men qualified to act as jurors. There was the usual offering of assorted excuses, but only five of them moved the heart of the now stern court. J. A. Robertson, the very first man called, qualified in a canter for the vacancy created by the 17th peremptory challenge and the defense at once challenged Harmon Cox, the veteran whom it tried so hard to disqualify on Monday last. This made the ninth challenge used by the defense.

After three failures, H. F. Messacar successfully withstood the fire of questions from both sides and was accepted for the place. Then the court finally dealt with E. P. Tourtellotte, who opposed capital punishment and whose manifest disqualification has been running through the trial for several days. Judge Wood called the question up and first both sides fenced on it. Finally the state challenged Mr. Tourtellotte and the court excused him. The defense reserved a point on the matter, because it may prove valuable fighting ground on appeal.

Freeland Reads Socialism.

Nelson Freeland qualified for Mr. Tourtellotte's old place, but he admitted subscribing to a Socialist paper and the state did not care to have him on the jury and fired its last challenge at him. Senator Borah wanted to pass the state's last challenge temporarily in order to get other vantage ground before using it, but Judge Wood ruled that, if passed, it would be waived and lost.

Here the paystreak of qualification pinched out and the vacancy was unfilled when the hour of adjournment was reached. Alfred Eoff, a capitalist, who is suspected of disqualification, was caught in the chair at the last moment before a single question had been asked, and to the amusement of the crowd was sent to the jury house to be carefully locked up for the night.

As the court rose, Judge Wood significantly remarked to counsel that the length of tomorrow's session would depend upon the celerity with which the jury is completed.

Mrs. Haywood's wheel chair was today moved alongside that of the prisoner and they remained together through both morning and afternoon sessions. For hours the prisoner held or stroked the left hand of Mrs. Haywood, which is withered by paralysis. Mrs. Steve Adams joined the group in the afternoon.

DUNCAN SENTENCED TO JAIL

Excuse for Carrying Arms Ignored. Disowned by Socialists.

BOISE, Idaho, May 31.—Carl H. Duncan, who was arrested on Tuesday as a suspicious character at the instance of one of the Socialist writers in attendance at the Haywood trial, appeared in Police Court this afternoon on the charge of carrying concealed weapons. He pleaded not guilty, declined an attorney and conducted his own defense. The evidence showed that he carried a revolver and a dogger in his satchel.

His defense was that he came to Boise expecting to work on a ranch as a cattleman and it was customary to carry the weapon. He was sentenced to pay a fine of $100 or in default to go to jail for 60 days. He went to jail.

One of the features of the case has been the numbers of threatening letters received by the Mayor since the arrest. Not much attention is paid to them, however, and none of the Socialists in the city appeared in court to espouse Duncan's cause. All of them say that he has no connection with the Socialist cause, although it is known that he has at different times been connected with a number of organizations.

HARD TO SELECT WINNERS

THIRTY-SECOND ANNUAL MEET IN DOUBT.

Intercollegiate Games Likely to Develop Surprises, Owing to Unexpected Strength in Ann Arbor.

BOSTON, May 31.—If the elimination events that opened the thirty-second annual intercollegiate games in the Harvard stadium today failed to disclose a probable champion for the finals, they did show that Yale is unexpectedly strong in jumpers; that Pennsylvania has some very fleet sprinters; that the newcomers from the University of Michigan are speedy in the hurdles and factors in the other events, and that Cornell must win many points in the distance runs to retain her total.

Close followers of the sport seemed to feel tonight that the championship lay between Yale and Pennsylvania, with the chances slightly in favor of the blue. Thirteen Yale men qualified in nine out of the eleven events, which were run off during the afternoon. Cornell was next with 12 men still left for tomorrow, but the champions failed to get men into four of the 11 contests today. Harvard and Michigan qualified nine men in seven events, and Pennsylvania had eight men in a similar number of trials today. Harvard, however, is not regarded as dangerous for the championship.

One of the developments of today's events was the ability of the team from the University of Michigan, headed by Captain Garrets, to qualify nine men in the events today against so many athletes from 11 Eastern colleges.

WISCONSIN WINS BOAT RACE

Outrows Syracuse in Eight-Oar Match at Lake Monda.

MADISON, Wis., May 31.—Wisconsin University won the varsity eight-oared race with Syracuse University on Lake Monda this evening, and the Syracuse crew won the four-oared race with Wisconsin. The Wisconsin freshmen won from St. John Military Academy, of Delafield, Wis. The races did not start until after sundown on account of choppy water. A 17-mile wind was blowing from the east nearly all the afternoon, and the coaches would not let the crews venture out. About 7 o'clock the breeze died down somewhat, and, although the lake was quite choppy, the races took place. The time of the varsity race, two miles, was 10:24.

No time was taken in the four-oared and freshmen races.

HAWAIIAN JAPS OBJECT

Want Free Entry From Insular Possessions to Mainland.

HONOLULU, May 31.—Japanese merchants and hotel keepers are signing a petition to President Roosevelt for the rescindment of his order prohibiting the admission of Japanese to the mainland from the insular possessions. It is claimed that the order is a violation of treaty rights, and that it makes the Japanese in Hawaii virtually slaves of the planters. It is further claimed that the action tends to make impossible the building up of a middle class of whites in Hawaii.

STILL MOUNTING UP

Portland's Postal Receipts Show Steady Increase.

POSTMASTER HAS ADVANCE

Yearly Salary Raised From $4000 to $5000 on Account of Phenomenal Growth of Business Following the City's Expansion.

OREGONIAN NEWS BUREAU, Washington, May 31.—Owing to the phenomenal growth of Portland and its postal business, the salary of the postmaster is to be raised from $4000 to $5000 on July 1 next, the receipts of the Portland office for the past year being in excess of $500,000. Many other postmasters in Oregon will receive increased salaries because of the growth of business, which regulates the salaries of the postmasters. The following increases will be made in the salaries of Oregon postmasters:

Ashland	$2100 to $2200
Aurora	1100 to 1200
Burns	1300 to 1400
Coquille	1400 to 1500
Corvallis	2000 to 2100
Dallas	1600 to 1700
Elgin	1400 to 1500
Hood River	2000 to 2200
Jacksonville	1100 to 1200
Junction City	1300 to 1400
Klamath Falls	1600 to 1800
La Grande	2300 to 2400
Lebanon	1300 to 1400
McMinnville	1900 to 2100
Marshfield	1800 to 2000
Medford	1800 to 2000
Monmouth	1100 to 1200
Mount Angel	1400 to 1500
Newberg	1500 to 1600
North Bend	1100 to 1400
Oregon City	2300 to 2400
Portland	**4000 to 5000**
Prineville	1500 to 1600
Rainier	1200 to 1400
Roseburg	2100 to 2200
St. Johns	1100 to 1500
Springfield	1000 to 1100
Tillamook	1300 to 1500

Three postmasters will have salaries reduced:

Hunting	$1200 to $1100
Wasco	1400 to 1100
Weston..drops from $1000 to fourth-class	

During the incumbency of Mr. Minto as postmaster at Portland the increase in the receipts of the office have increased sufficiently to increase the salary of the postmaster from $3800 to $5000. When Mr. Minto became postmaster he received a salary of $3800. The following year this was increased to $4000, the sale of stamps for the year ending March 31, 1906, amounting to $498,000. For the year ending March 31 last, the stamp sales aggregated the total of $562,000. Mr. Minto has not been officially advised of the increase in his salary, which becomes effective July 1.

RESTORED TO PUBLIC DOMAIN

Yakima Land Not Needed for Irrigation Project.

OREGONIAN NEWS BUREAU, Washington, May 31.—Investigation and surveys under the Yakima irrigation project, Washington, having reached a point where the following described lands, withdrawn from entry September 12, 1905, is not believed to be essential to the development of the project, the Secretary of the Interior has restored them to the public domain:

E. ½ T. 8 N., R. 22 E; all sections 19 to 36, inclusive; T. 9 N., R. 23 E., all sections, 19 to 36, inclusive; T. 9 N., R. 25 E., all sections 1 to 12, inclusive.

This land will not become subject to settlement, however, until 30 days after such date as the Secretary of the Interior may prescribe by publication.

Forest Guards for Northwest.

OREGONIAN NEWS BUREAU, Washington, May 31.—D. W. Meyers, J. W. Kelso, Clarence J. Ingram, Clarence W. Jackson, G. C. Cottrell and George L. Ford have been appointed forest guards in the Cascade forest. Other guards appointed are: L. D. Hammock, Coquille forest; Jesse Dewitt, Siskiyou forest; Orloff A. Stafford, Heppner forest; F. P. Pettit, Fremont forest; Maurice Hamilton and John Snow, Washington forest; J. H. Bolen, W. J. Ryan and C. W. Ray, Yakima forest.

New Washington Rural Carriers.

OREGONIAN NEWS BUREAU, Washington, May 31.—Rural free delivery carriers appointed for Washington routes: Endicott, route 1, Charles B. Hamilton carrier, Thomas J. Devlin substitute; Goshen, route 1, Edwin J. Clark carrier, Edna J. Clark substitute.

Survey of Mount Baker Region.

OREGONIAN NEWS BUREAU, Washington, May 31.—Topographic work on the Mount Baker quadrangle near the Canadian boundary in the Washington forest reserve will soon be begun by Robert Muldrow, of the Geological Survey.

OREGON GIRLS "DO" EAST

Arrive in New York and Eagerly Read Oregonian.

NEW YORK, May 31.—The Pacific Northwest party, piloted by Philip S. Bates, publisher, of Portland, and chaperoned by Mrs. C. E. Redfield of Heppner, called at the Eastern headquarters of The Oregonian today and the young ladies were particularly glad to be able to read last Sunday's Oregonian.

The party has enjoyed immensely its eastern trip, and are all in the best of health and spirits. The party will remain at the Martha Washington hotel in New York for three days, after which several other points of interest will be visited, including Niagara Falls.

The young ladies of the party are the following: Manche Langley, Forest Grove; Pansy Mallett, Ontario; Stella O. Campbell, Klamath Falls; Edith Robinson, Canon City; Dollie Hefty, Cottage Grove; Alda Metcalf, Corvallis; Misses C. E. Stensell, Vale; Helene Swain, Burns; Pansy V. Speclman, Haines; Gladys V. Shaw, Albany; Grace McCoskey, McMinnville; Mamie Smith, Condon; Ellen Harrison, Tillamook, and Audrey Woolerys, Portland.

Strain of Shame Too Great.

LOS ANGELES, May 31.—While being taken to the District Attorney's office in company with two officers of the Pacific Screen Company, by whom he was charged with the embezzlement of $5000, Thomas J. Molton, a collector, drew a pistol and shot himself in the forehead, inflicting a fatal wound. He was removed to the receiving hospital in a dying condition.

LANE MEETING TONIGHT

Morrison and Twelfth—Empire Theater.

Republican Rally Tonight, Armory, 10th and Couch.

STORE CLOSES TONIGHT AT 6

Please do your shopping in the morning. We are crowded in the afternoon, salespeople are tired—it is harder to give you good service after lunch. Here are good specials to bring you here early this morning.

OLDS WORTMAN & KING

FIFTH STREET WASHINGTON STREET SIXTH STREET

Ladies' Home Journal Patterns 10c and 15c

Silk or Net Waists for $4.98

Suits for $6.89—Child's Coats Half

We have a lot of just 25 handsome Waists of crepe and silk, and some of the prettiest waists we have ever laid our eyes on. Samples we bought from the manufacturer at a price ridiculously low. We're going to make prices startlingly low on them. Twenty-five women will get the waist bargains of their lives here today. Rich black waists of silk or crepe, regularly worth from $15.00 to $38.50. There are all sizes in the lot. They are well made, daintily trimmed, and while they last they will be a bargain well worth while. Choice **$4.98**

Women's Silk Shawls *A lot of just 12 that we bought at a great saving. Pretty, filmy, fleecy throws for head or shoulders, regularly $2.50 each, special today* **98c**

Any Silk or Net Waist ½ Price

Just note the bargains. A special of tremendous importance, because of the immense stock we give you to choose from. Dozens upon dozens of the finest bodices possible, and they're made in the prettiest styles. Come and choose. Worth $15.00 to $28.50. Today, HALF PRICE.

Regular $15.00 Waists..... **$7.50**
Regular $18.00 Waists..... **$9.00**
Regular $20.00 Waists..... **$10.00**
Regular $28.50 Waists..... **$14.25**

Suits Today Again for $6.89

Encoring the superb special of yesterday. Warm weather could not stop women who know a rare bargain from buying Suits of this sort. They come for these suit bargains in swarms. Today is your chance.

Come in Eton and Jacket models, in fancy mixtures, checks, stripes, navy blue and black. All wool materials and trimmed in splendid taste. All sizes in the lot, and the regular values are $12.50, $15.00 and $17.50. Smart Suits that we recommend for service and style; Suits that are easily worth double the price we ask. None laid aside, no phone orders taken and none sent on approval. Come early for first choice of these dashing, stunning suits. Pick out one worth from $12.50 to $17.50; only **$6.89**

Any Child's Coat in the store (white excepted) goes for HALF PRICE today. Silk or wool materials for children 6 to 14 years of age.

On the Third Floor

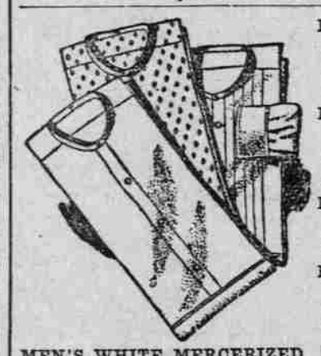
Save On Silverware

Special sale of Silverware. Lasts Saturday only. Big values for your money. Replenish your stock of silver while you have such a good chance as we now offer you for Saturday.

SILVER SOUVENIR CUPS, very pretty designs, special	25¢	
BUTTER KNIVES, that sell regularly for 35c, special	18¢	
SUGAR SPOONS, regular price 30c, will be sold at	15¢	
COFFEE SPOONS, that sell regularly for $1.00, special	50¢	for 6
TABLE FORKS, regular price $1.50, we offer, special	75¢	for 6
TABLE FORKS, regular price $2.00, special sale price	$1.00	for 6
BERRY SPOONS, that sell regularly for 75c, special	50¢	Ea.
CAKE BASKETS, regular value, $3.75, selling special	$2.25	Ea.
INK STAND, sold heretofore at $2.65, now, special	$1.50	Ea.
INK STAND, regular price $1.75, we offer, special	$1.00	Ea.

Great bargains in cut glass. See special bargain table. Your choice on any article on table, **$5.00**.

Men's $1 White Shirts 79c



MEN'S PLAIN WHITE NEGLIGEE SHIRTS, good materials, and well made; regular grades; special ..... **79¢**

MEN'S UNDERWEAR, in fine white mercerized finish; regular $1.25 the garment; special sale price ..... **95¢**

MEN'S UNDERWEAR, fine white ribbed cotton, worth 50c garment; special sale price..... **38¢**

MEN'S WHITE MESH UNDERWEAR, with short-sleeved shirts and knee pants; regular 50c garment; special sale price.... **38¢**

MEN'S WHITE MERCERIZED HANDKERCHIEFS, worth 10c, each ..... **6¢**

MEN'S WHITE NAINSOOK UNDERWEAR, shirts have ¼-length sleeves and drawers are knee length; worth 75c the garment; special..... **47¢**

MEN'S WHITE LINEN HANDKERCHIEFS, with plija hemstitched edge; regular 20c values; special..... **12½¢**

MEN'S WHITE VESTS, wash or dry clean materials, at..... ONE-FOURTH OFF

Children's Low Shoes

GIRLS' LOW SHOES—Patent and kid leathers, light and heavy soles, spring and low heels. We will also include a nice style white canvas. This assortment will embrace all desirable styles in Summer Footwear for young folks, going up into women's sizes, worn by young ladies. We have about 10 styles, on any of which we will promise a reduction of from 50c to $1.00 a pair.

Sizes 5 to 8; special..... **$1.19**
Sizes 8½ to 11; special..... **$1.39**
Sizes 11½ to 2; special..... **$1.69**
Sizes 2½ to 7; special..... **$1.89**

BOYS' FINE KID SHOES OR BRIGHT CALF OXFORDS—Made Blucher cut, with good weight soles. The Oxfords are fitted with dull calf tops. There are four styles in this assortment, and all are our regular lines.

Sizes 9 to 13½, regular $1.75; special..... **$1.39**
Sizes 1 to 2, regular $2.00; special..... **$1.59**
Sizes 2½ to 5½, regular $2.50; special..... **$1.89**

We have just received a large shipment of Infants' Fancy Oxfords and Ties. Special prices on women's white shoes.

Long Silk Gloves $1.50

We have just received shipment of long silk gloves, black and white, both 12 and 16-button lengths, quantity sufficient to supply all demand—a round thousand pair. We've been having lots of calls for these gloves which we could not supply, but they are here now, and the price low, too. Plenty of them. Prices at:

$1.50 - $1.75 - $1.85 - $2.25

CHICAGO FEASTS KUROKI

ENTHUSIASTIC RECEPTION TO JAPANESE WARRIOR.

Greeley Expresses Hope of Friendly Rivalry—Reception at University. Will See Ball Game Today.

CHICAGO, May 31.—General Baron Kuroki, the Japanese war horse, was banqueted here tonight at the Auditorium Hotel by the Chicago Commercial Club. All of Chicago's representative business men were at the dinner and General Kuroki remarked through his interpreter that it was one of the most enthusiastic receptions he had had since visiting America. General Kuroki proposed a toast "to the prosperity of the club and every success for its members." The toast was received with hearty applause and was drunk standing.

General A. W. Greeley, who sat at the speaker's table, said:

The visit of this distinguished soldier seems to me a warrant of continued peace between America and Japan, which should be marked by friendly rivalry between our two armies in the practice of the Japanese military virtues—loyalty, courtesy, bravery, uprightness and frugality—which are equally valuable to the body politic in peace or war.

During the afternoon General Kuroki visited the University of Chicago and was given a rousing reception by the students.

General Kuroki and his staff will tomorrow attend the baseball game between the Chicago American League team and Detroit.

ORDERS PROPERTY SOLD

Dowie's Interests in Zion Go to Church Creditors.

CHICAGO, May 31.—Over the objections made by Mrs. Jane Dowie and her son, Gladstone Dowie, Judge Landis, in the Federal Court today, entered an order granting authority to John C. Hately, receiver of the Zion City property, to sell the property immediately.

As soon as the contests of John Alexander Dowie's widow and son are overcome, and it is believed this will be effected by compromise soon, the trust estate of Dowie will be disposed of to the creditors, most of whom are connected with the church established by him.

Can't Tell How He Got There.

TERRE HAUTE, Ind., May 31.—Patrick Monahan, aged 95, said to be a wealthy resident of St. Louis, was picked up on the front porch of a Seventh street residence early today unconscious. He is in a dazed condition and does not know how he came to Terre Haute.

WAGES ONE CONTENTION

New York & New Haven President Outlines Prospects.

NEW HAVEN, Conn., May 31.—President Charles S. Mellen of the New York, New Haven & Hartford Railroad, in an address to stockholders who voted to merge this company with the Consolidated Railway Company, said today:

"The only uncertain, unhappy, elements with which the management has to contend are the demands of organized labor, which are tremendous, and which will cost us this coming year in the vicinity of $800,000 for increased wages; and the unfortunate situation we are in with regard to freight car demurrage, which is doubled by the American Railway Association, beginning July 1, which will make another $800,000 increase in our expenses. Therefore, I have to look in the face, from July 1, 1907, an increase in the expenses of this company of $1,600,000 from these two items alone, and I regret to say, so far as the organized labor item is concerned, that I am meeting constantly a decreased efficiency with every increase in wages."

President Mellen said that for 10 months of the present fiscal year, the net earnings of the company were between $2,750,000 and $3,000,000, and he could conceive of nothing which would impair the ability of the company to earn and pay its dividends at the existing rate.

OREGON GIRLS START HOME

Telegram Excursion Ends With Regret It Was Not Longer.

NORFOLK, Va., May 31.—The Oregon girls who have been visiting the Jamestown Exposition as guests of the Portland Evening Telegram, left Norfolk enroute home this morning. Every one in the party is enjoying excellent health, and the only complaint heard is that the trip has ended so quickly.

The Telegram girls yesterday were the guests of the Exposition officials at the William Jennings Bryan banquet. The young ladies were personally introduced to Mr. Bryan by Secretary Shepherd and were most cordially received by Mr. Bryan.

LANE MEETING TONIGHT

Morrison and Twelfth—Empire Theater.