

# SUPREME COURT WHACKS RAILROADS

### Gross-Earning Tax Is Upheld, Penalty for Tardy Claim Adjustment Sustained.

### LINES WIN IN ALABAMA

#### Southern State's Foreign Corporation Tax Law Declared Unconstitutional—Fifty Decisions Are Handed Down.

WASHINGTON, Feb. 21.—In more than 50 decisions the Supreme Court today declared many state laws were unconstitutional, upheld more state laws and gave the Federal statutes final interpretation.

Minnesota won a special victory over the Great Northern Railway Company and over the Chicago Great Western Railroad, both of which had resisted the state's attempt to levy a 4 per cent gross-earning tax.

South Carolina likewise won a victory over railroads, when the court adopted the view of the Supreme Court of South Carolina that the law requiring railroads to pay a penalty of \$50 for failure to adjust within 90 days claims for losses applied only to intra-state traffic.

Kansas came out victorious in its fight with the Missouri Pacific for the installation of separate passenger trains on a branch road from Madison, Kan., to the Kansas-Missouri state line. It was in this case that the court announced the doctrine that even if this passenger train were operated at a loss, the railroad was under a duty to perform such service as long as it retained its charter.

Alabama's statute levying an annual franchise tax on foreign corporations was declared unconstitutional. Railroads brought the case to the Supreme Court.

Georgia lost in most of its contentions in the attempt, despite charter exemptions, to levy property and franchise taxes.

On the authority of cases cited, the Supreme Court reversed the judgment of the lower courts in dismissing the suit brought in the Federal Court by the Western Union Telegraph Company to prevent the enforcement by the Arkansas officials of the state incorporation act of 1907.

### POEMS BY HEINRICH HEINE

#### Two Hitherto Unpublished Translations From the German.

Philadelphia Record.

Heinrich Heine was born at Düsseldorf, Germany, December 13, 1797. Some of his poems are as pure and perfect as the finest crystals, and are undying, and the immortality of these will live on with their imperishable essence the whole mass of his writings. But Heine was not a poet alone; as a wit and humorist he has a charm and opinions have a charm unrivaled in the history of literature.

The following two poems will give English readers a fair example of Heine's manner when in his lighter moods. These translations have never before appeared in print:

**SWEETHEART'S STARIT EYE**  
 About my sweetheart's starlit eye  
 I've written many verses;  
 Yet still her rose-red mouth denies  
 The love my poem rehearsed.  
 I've praised her cheeks, I've praised the hair  
 That gleams beneath her bonnet;  
 Ah, if my darling had a heart,  
 'Tis surely written a sonnet.

This poem, despite the charm of the versification, is wholly cynical, but the verses which follow, though as light in tone, are much more tender in sentiment.

**KINDERSPIEL**  
 Ah, sweetheart, we've played many games—  
 Like children draws the picture  
 Played "Man and Wife," matched words and names,  
 Sought flowers in sunny weather,  
 We've laughed and jested without fear,  
 We've kissed with fond embrace,  
 And, tired of play, when night grew near,  
 'Twas "Hillo and Seelo," your sweet will,  
 We've parted with sad faces,  
 And I am searching for you still.

### BIG MILL REOPENS TODAY

#### After Shut-down of Three Months, Elma Plant Starts Again.

ELMA, Or., Feb. 20.—(Special)—After a shut-down of three months the combination saw and shingle mill of the White Star Lumber Company will resume operations tomorrow.

Extensive improvements have been made to the plant and a mile of logging road has been built, tapping fine timber that the company owns, and which will be immediately logged and manufactured into lumber and shingles.

Every mill and camp in and around Elma is now in full operation and the outlook is the most promising in many years.

Extensive work is to be done on the county roads around Elma this season. Something like \$25,000 will be spent in this vicinity. The most important piece of work to be done will be the opening of the road between Elma and Olympia by way of the Summit. Where this is done the route will be shortened 18 miles as compared with the road now used.

Within the next few months the Grays Harbor branch of the Union Pacific Railway Company will be operating its trains and immediately a great impetus will be given to the logging industry on the south side of the Chehalis River. A vast belt of timber stretches all along the route, heretofore unavailable for lack of transportation.

### CONNERS READY FOR FRAY

(Continued from Page One.)

ple up the state are not going to stand for it.

"They're trying to Tammanize" the state. I notice that this Democratic league shows a fondness for direct primaries up-state, but they don't see any howling for direct primaries down here. Maybe it might interfere with the business of auctioneering.

"Now, I'm for direct primaries all over the state, and what's more, I'll say that the up-state Democrats are behind Governor Hughes in that wish."

There is the greatest reluctance among the Connors forces to discuss a possible alliance with Mr. Hearst, but it became known tonight that some up-state committeemen are strongly urging Connors to throw all his powerful influence into Hearst's scale.

To sum up in percentage the six leading cereals show a yield of 7.6 per cent greater than last year, and only 4 per cent below sum of the record years in each.

### PROMINENT WALL-STREET BROKER WHO HALTED INQUIRY BY REFUSING TO DIVULGE HIS CLIENTS' NAMES.



JAMES R. KEENE.

### CLERGY LOSES PAY

#### French Annuities to Clergy Are Terminated.

### MANY IN DIRE STRAITS

#### Present Deficiency May Cause Failure to Maintain Worship in Towns Where Support Has Come Chiefly From the State.

PARIS, Feb. 6.—(Special)—After the separation of the churches from the state it was provided that, in order to prevent the suspension of public worship in any parish and in order to mitigate the severity of the separation for the clergy, those cures who were over 45 years of age and had seen 20 years' service should receive a pension for life equal to half of their actual emolument at the date of the separation. The younger clergy received an annuity for four years, beginning from the year 1906 with \$180, and diminishing year by year until it amounted to only \$60 in the year 1909, at the close of which the annuity expired.

**Clergymen Lose Income.**

At the beginning of the present year the Roman Catholic Church in France thus finds a large section of its clergy, whose income from the state had already been reduced to the vanishing point, entirely deprived of support from that quarter. Taking the basis of the last year's annuity alone, it appears that the total amount of the income of which the Roman Catholic Church is thus deprived is some \$1,400,000. How is this deficiency being met, or will the deficiency result in a failure to maintain public worship or the offices of the Catholic Church in any part of France?

Already during the process of diminution of the state annuities, the church, in order to maintain public worship and to meet all incidental expenses, had organized a system of voluntary contributions in each parish, which are known as *deniers du culte*. Both the church and the state are reticent about this organization—the church because it knows that, strictly speaking, the organization is probably illegal, and the state because its information, at which it connives, is necessarily imperfect.

**Loss Is Winked At.**

When the state at the time of the separation offered the church the expedient of organizing associations des cultes, which the church, by the decision of the Pope, rejected, it took care to enact that, if the church did not elect to secure its former revenues by this method, it should not be allowed to establish any other form of associations which the law did not recognize. The connivance of the state at the present arrangement is facilitated by the form which the church has given to the organization of the *denier du culte*. The money is contributed by an informal parochial association through that cure to the bishop of the diocese. Both the local association and the diocesan committee of management over which the bishop presides try to evade the letter of the law affecting such associations by refraining from constituting themselves into a deliberative assembly. It is well known that the clergy in France are accustomed to live on very modest incomes, and that many thousands of them would consider themselves "passing rich on \$200 a year." With such modest pretensions they must nevertheless have been subjected to great hardships in the last few years, which will be aggravated by the termination of the state annuity. Moreover, the liberality of the faithful, has in many, though by no means in all parishes, been far from remarkable.

### CAR WINDOWS SHATTERED

#### Blast Is Carelessly Set Off as Loaded Car Passes By.

SPOKANE, Wash., Feb. 21.—(Special)—Ten women narrowly escaped death this afternoon when Liberty Park car No. 303, in charge of Motorist Riley, was wrecked by a blast set off at Howard and Third streets, where excavation is being made for a big hotel. The blast shot a shower of boulders all over the car, smashing 11 of the 12 side windows and tearing a big hole in the roof. The rock which went through the roof weighed 15 pounds. Although ten women were seated in the car and there were a number of

men passengers, no one was hurt. Police Sergeant Dial, who was on the car, put G. Warson, who set off the blast, under arrest. The car was sent to the barn and the crew transferred to another car.

Warson was released on \$50 bail after the charge of reckless blasting had been placed against him.

### DEAD MAN'S NOTE OFFERED

#### Dan Morrow Would Manage Estate of W. Costello.

VANCOUVER, Wash., Feb. 21.—(Special)—In the hearing of the petition of T. G. Sanderson for letters of administration in the estate of William Costello, who committed suicide by taking arsenic several weeks ago, Dan Morrow, who has a counter petition for the same appointment, produced as evidence in support of his petition, a note found in the dead man's trunk which read: "If any thing happens to me I desire that Dan Morrow take charge of my farm as the people who are renting it are un-American."

The dead man had a son about 25 years old, but he cannot be found. The case was taken under advisement by Judge McMaster.

### FLAG SALUTE WINS WIFE

#### Hotel Clerk Wins Girl He Saw in Temperance Parade.

CHICAGO, Feb. 20.—A romance occasioned during the temperance parade two years ago resulted in a marriage at Crown Point, Ind., yesterday. The principals were James A. Stokes, 3221 Claremont avenue, and Miss Grace G. Griffiths, 3339 South Paulina street. The Rev. William Dunlavy performed the ceremony. Mr. Stokes is a clerk at the Grand Pacific Hotel, and during the temperance parade watched the floats. In one containing 50 young women was Miss Griffiths, who leaned out and waved a flag and smiled at Stokes, who returned the salute, and Cupid did the rest.

### ANGRY BRIDE LOSES HUBBY

#### Boy Spouse Gone; Girl Would Hit Mother-in-Law.

CHICAGO, Feb. 20.—A juvenile romance was revealed Saturday outside of Judge Wells' court when Leinette Dumke, the 18-year-old bride of 16-year-old Willie Dumke, attempted to strike her mother-in-law, Mrs. Anna Dumke. Strong arms intervened to protect the elder woman.

Last October Leinette and Willie decided they would get married. Willie persuaded the County Clerk to issue him a license, but he had not consulted his mother about the nuptials, fearing her objection. Leinette's mother, who is Mrs. Mary McMann, of 3029 Throop street, had knowledge of what was going on, and after the marriage received the couple into her home.

The mother of Willie, however, when she found out filed a suit to annul the marriage. Leinette then caused Willie's arrest on the charge of abandonment. This case was the one Judge Wells had been hearing just before Leinette attempted to strike the senior Mrs. Dumke.

Judge Wells continued the case to February 25, after declining to issue an order requiring young Dumke to contribute to his wife's support.

### Salvation of Self-Satisfied.

Henry C. Merwin in Atlantic. A distinguished preacher and author, himself a Unitarian, remarked recently in

**Hunyadi Janos Water**  
 Speedy Sure Gentle  
 NATURAL LAXATIVE  
 Recommended by Physicians  
 Refuse Substitutes  
 1/2 Glass on arising for CONSTIPATION

**KC Baking Powder**  
 Complies with all Pure Food Laws

**WEDDING AND CALLING CARDS**  
 W.G. SMITH & CO.  
 WASHINGTON BLDG. 5TH & WASHINGTON

# Last Three Days Half Price Sale Ladies' Suits

No reserve of Winter Stock; Blacks and Blues included; all fine strictly Tailored

\$30.00 Suits, \$15.00	\$45.00 Suits, \$22.50
\$35.00 Suits, \$17.50	\$50.00 Suits, \$25.00
\$40.00 Suits, \$20.00	\$60.00 Suits, \$30.00

## Tuesday, Wednesday and Thursday TERMS OF THIS SALE—CASH

# R. M. Gray

273-275 Morrison at Fourth

Ladies' Entrance 148 Fourth

## Our Policy in the Sale of Neah-kah-nie Mountain

Not a word will be allowed in an advertisement that in any way conveys a false impression.

No salesman will be permitted to make statements that are untrue or promises that are unauthorized.

The natural beauty of Neah-kah-nie Mountain is so overwhelmingly superior to any other on the Oregon Coast that it would be difficult for any one to exaggerate it in advertising or conversation.

In the illustrations that will be used in advertising Neah-kah-nie Mountain, a feature will be observed that has been somewhat ignored by other companies—not a picture will be shown, save those actually taken on the property or taken of it from another point.

Neah-kah-nie is picturesque. Gifford spent two weeks on the property, vowing that he could spend three times as long and still not be able to exhaust the subjects at hand.

Gifford's pictures are on exhibition at our office daily. Many of them have been enlarged and show a portion of the Oregon coast that has been overlooked for many years.

Call and see the pictures.

## J. W. Ferguson, Jr.

209-210-211 Board of Trade Bldg.