

UNIVERSITY CASE'S BADLY MIXED

District Attorney and Secretary of State May Reach Agreement.

VERDICT MIGHT BE VOIDED

Governor West's Request for Withdrawal Reaches Mr. McNary Too Late to Be Granted as Decision Was Rendered.

SALEM, Or., June 25.—(Special.)—Since the University of Oregon referendum cases be dismissed following the decree of Judge Galloway in the equity court here depends entirely on whether Secretary of State Olcott and Charles L. McNary, brother of District Attorney McNary, will reach a conclusion to that effect.

This much is certain from statements of the leading attorneys in the case. As a question of law it has been practically agreed upon that the parties to a suit may even go as far as to get a decree of the Circuit Court. Consequently it appears that only Secretary Olcott, who was defendant, and McNary, who is plaintiff, as relator for the State of Oregon, could agree to carry out the wishes of Governor West and agree to dismiss the cases and place the referendum petitions on the ballot.

Inasmuch as Secretary Olcott was originally appointee of Governor West there are some here who believe that he will be willing and glad to dismiss the suits on a stipulation with Mr. McNary, as representative of the District Attorney. But there are others who take the stand that, inasmuch as Olcott served his brief term as appointee and went before the people for re-election, he is now freed from his obligation to the Governor and will not feel morally bound to accept the Governor's view as to the referendum cases.

Decree May Be Set Aside.

The nutshell of the situation seems to be that attorneys in a case of this character petition to set aside a decree of the court. But as far as the actual parties to a suit are concerned the courts will allow these parties to enter into any agreement which they may deem fit to enter into and they can even go so far as to nullify such a decree.

Attorney McNary will undoubtedly agree to withdraw the cases if Secretary Olcott wishes to do so. He received the letter of the District Attorney today asking that the cases be withdrawn. But the letter was received many hours after Judge Galloway had given his decision. In response to the Governor's letter Mr. McNary said in part:

McNary Answers Governor.

"Your request to take no further action toward the cases in which the above suit would have been decided by me had the injunction reached me in time. As you doubtless know, a decision in this case was rendered by the Circuit Court Monday, June 24, at 1 o'clock P. M.

"I am willing to co-operate in any disposition of the case which may accord with your judgment, inasmuch as the new proceedings were instituted at your request.

"I am writing this letter on account of the absence of the District Attorney, but with the certain knowledge that whatever steps I may take in the matter will be by him approved."

The entire disposition of the cases seems to rest with Secretary Olcott. Secretary Olcott originally stated that he became defendant in the suits because he believed that the initiative and referendum was being attacked and that he believed the people of the state would wish to see the points raised, involving the initiative and referendum, decided by the Supreme Court. With this interpretation of the case in view, it is possible he will not agree to dismissal of the cases and will take the attitude that the Supreme Court should eventually decide as to the questions which have come up. In many ways this was the same attitude which was taken by Judge Galloway when he handed down his second decision yesterday.

Following is the letter Governor West sent to District Attorney McNary:

"Let the People Say."—West.

"In further reference to my letter to you under date of May 20, calling your attention to a resolution of the Board of Regents of the University of Oregon and suggesting that you take such action as in your judgment might seem proper toward carrying out the wishes of the said board, in view of the fact that the Board of Regents of the University of Oregon and the Oregon Agricultural College have decided upon the initiation of a millage tax bill, which is to be submitted to the people for their ratification or rejection in November, it seems to me that further prosecution of the suit referred to in my letter of May 20 would be unnecessary.

"If these two institutions are to be put upon a millage basis, it would be immaterial whether this referendum suit was prosecuted to a final conclusion by you. Further, I believe that the regents would show their good faith in this matter by allowing the people an opportunity to have both measures before them. Therefore I would suggest that you take no further action toward the prosecution of this case."

QUICK EXTENSION LIKELY

Electric Line to Hockinson to Be Built This Summer.

VANCOUVER, Wash., June 25.—(Special.)—The extension of the electric line from Sifton to Hockinson, a distance of about six miles, will be made this summer. If those who have promised to donate towards the \$10,000 bonus sign the notes for the amounts they have subscribed, it is estimated that the line will be completed about August 1.

BERRY CULTURE ADVISED

Extensive Plans Laid for Making Unfermented Fruit Juice.

MARSHFIELD, Or., June 25.—(Special.)—Extensive plans of loganberries to be used for making unfermented fruit juice is an industry for Coos County which is proposed by the state fruit experts, who have been making

a tour of education through the district. They advocate the Gravenstein apple as the most profitable to be grown in this locality commercially, and urge the farmers to take up the culture of loganberries, which grow in abundance here and seem to be suited to most any of the land in the county. Heretofore the loganberry industry has not been carried on extensively for the reason that the local market was limited.

A. H. Carson, of Grants Pass, who is one of the party of experts, suggests that the people form a company and install a plant for extracting unfermented fruit juice, and that a sufficient acreage of loganberries be planted to maintain the plant. He says a big industry can be created. He also has told the farmers that they can make money by having a co-operative dryer for handling loganberries or even that a grower with as much as one acre or more can have his own dryer.

NEW EDUCATION IS NEEDED

INCREASE INTELLIGENCE AND ABILITY TO THINK IS PLEA.

Dr. Berle, of Tufts College, Cambridge, Lectures Before University of Oregon Summer School.

EUGENE, Or., June 25.—(Special.)—Sessions of the University of Oregon Summer school opened yesterday with the presentation of the first series of lectures on "Intensive Education," given by Dr. A. A. Berle, professor of applied Christianity at Tufts College, Cambridge.

"With nothing to compare with our modern machinery of education, the Greek fathers and Roman mothers provided a type of education that absolutely dominated the world for a thousand years, and even today dominates the world's idea of culture," he said. "The administration forces have now reached the position where they are taking collections to hire paid circulators to secure names on the bill."

Names Must Be "Bought."

The plan to place the State Printer on a flat salary was launched under the same conditions. Declarations were positively made that no names would be "bought" for these petitions. Recently strenuous efforts have been made to secure money for circulation of the petitions.

The only initiative petition so far on file for a general election is that which places on the ballot a measure to amend the constitution and give to women the right of suffrage. Otherwise there are no initiative petitions on file here yet. There are one or two local measures such as single tax for Clackamas County, or to stop Harney County building a courthouse, but otherwise the people have refused to show the same alacrity to sign anything or everything that they did in the past.

Some of the promoters of petitions declare that by July 4, they will have a sufficient number of signatures. But from the failure of the people to respond to the safe prediction that the ballot, which the initiative-hungry have prophesied as the longest in the history of the state, will suffer a decided slump when the names are finally counted.

PASCO STOCKYARDS, PLAN

\$3,000,000 Plant Proposed by Capitalists Is Reported.

SPOKANE, Wash., June 25.—(Special.)—Promising to see the whole Inland Empire with a greater demand for cattle, sheep, hogs and hay, and dispensing with heavy weight losses now incurred by stockmen in shipping to Eastern markets, a \$3,000,000 packing-house plant and stockyards is to be constructed at Pasco, according to information reaching Spokane from the Franklin County capital today.

Stockmen and capitalists of Washington, Idaho, Oregon and Montana are declared to be behind the project, and it is reported that sufficient capital for carrying out the plan has already been assured.

The plant is to be operated independently of any of the packing trust concerns. The identity of men behind the new enterprise is being kept secret at this time and men of the packing industry of Spokane state that they have received no information concerning the matter.

It is stated that present plans are for the beginning of construction work on the Pasco plant during the coming fall.

SALOONMEN ADMIT GUILT

Newport Men Fined \$125 and Costs Following Compromise.

NEWPORT, Or., June 25.—(Special.)—Following an agreement yesterday between the City Council and attorneys representing the saloonkeepers of this city charged with selling liquor to minors, the defendants pleaded guilty before Police Judge Jenkins and were fined \$125 and costs.

The Council, by a vote of four to three, adopted a resolution agreeing not to revoke the licenses of the saloonmen if they would plead guilty.

There is bitter feeling here against the manner in which the saloons have been conducted in the past and an effort will be made in the Fall election to vote the city "dry."

OLD SCHOOLMATES MEET

Vancouver Man Renews Acquaintance With Friend.

VANCOUVER, Wash., June 25.—(Special.)—After a separation of nearly half a century, when they were schoolmates together in Watertown, Wis., Daniel E. Crowley, postmaster of this city, today had the pleasure of a visit with John J. Jones, of Milwaukee, Wis., his former schoolmate and teacher.

Mr. Jones, now 48 years old, was one of the older boys in the country school, and Mr. Crowley, now 58 years old, was just entering school. Jones went away to college and later returned and taught Mr. Crowley's class five years.

Army Men Off for Fishing.

VANCOUVER BARRACKS, Wash., June 25.—(Special.)—General Maus, commander of the Department of the Columbia, and Major Fleming, Adjutant-general, with Lieutenants Edward C. McCleave, aide-de-camp, and Lieutenant Colonel Cabell have gone to Yaquina on the Northern Pacific branch, on a few days' fishing trip.

PETITIONS MANY BUT SIGNERS FEW

Suffragists, So Far, Are Only Initiators to Qualify for Place on Ballot.

BLUE SKY AMONG FAILURES

Governor's Pet Measure for Abolishment of Capital Punishment Seems Doomed to Be Among the Missing.

SALEM, Or., June 25.—(Special.)—The "C. Q. D." sign of distress has gone out over the State of Oregon from promoters of initiative petitions who desire to see their measures come before the people in November.

With predictions on every hand that the ballot of 1912 would exceed in length and number of measures all ballots that have gone before since the initiative and referendum came into vogue, the circulators of the petitions are now face to face with a new enemy—the people.

With only eight days left in which to have their petitions legally filed at the office of Secretary of State, petition promoters are becoming alarmed. On every side is heard the cry that the people will not sign.

"Blue Sky" Bill Among Neglected.

Good, had or indifferent, the measures seem to fall to arouse the enthusiasm that was manifest in the past. Corporation Clerk Babcock, from the State Capital, is sending forth pleas to the people of Oregon for that fix their signatures to the petitions which will place the "Blue Sky" bill on the ballot.

The promoters of the bill to abolish capital punishment are finding that they overstacked their cards when they declared that no money would be needed to circulate the petitions for that bill. Even though it is backed by all the force and powers of the administration, with the stamp of approval from Governor West, they are finding that Dr. Berle would oppose all over it in speeches, communications and executive proclamations, the people will not sign.

The administration forces have now reached the position where they are taking collections to hire paid circulators to secure names on the bill.

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MARION HITS "BLUE SKY"

Taxpayers Name Independent Ticket, Oppose Expenditure Projected.

SALEM, Or., June 25.—(Special.)—The third party sentiment permeated Marion County politics today when the Marion County Taxpayers League, with 15 representatives here, met today and named an independent county ticket. The league also went on record as opposed to the "Blue Sky" bill, claiming that it will create a new commission which will mean the expenditure of \$25,000 the next year and \$29,000 each year thereafter.

The ticket which was nominated includes some Republicans who are now incumbents or candidates, some Democrats who are candidates and others who have been selected as independent candidates.

The ticket proposed follows: Legislative ticket: House of Representatives—W. H. Downing, Shaw, Democrat; Francis Felier, Woodburn, Democrat; Joseph Baumgartner, Salem, Democrat; M. L. Jones, Brooks, Republican; George Weeks, Salem, Republican.

County ticket—A. D. Huddleston, County Judge, Democrat; G. V. Husaker, County Commissioner, Democrat; James R. Coleman, County Clerk, Democrat; J. E. Ziegler, Sheriff, Republican; J. G. Moore, County Treasurer, Republican; George Swigle, County Assessor, Democrat; H. L. Clark, County Recorder, Independent; Byron Herrick, County Surveyor, Republican; W. M. Smith, County Superintendent, Republican; R. D. Byrd, County Coroner, Democrat.

POISON CANDY EXPLAINED

Ray Weaver Sent Drug Because Idaho Girl "Was in Trouble."

WALLA WALLA, Wash., June 25.—(Special.)—Admitting that she sent "oil of lams" through the mails to Lena Speers, who, he says, "was in trouble," Ray Weaver, the Idaho youth arrested here yesterday, charged with the mur-

der of the girl, was taken to Shoshone County today to stand trial. The Coroner's jury found that the girl came to her death by poison and she died an hour after receiving a box of "oil of lams" through the mails. "It was ignorance on my part," said Weaver today. "The girl thought there was something the matter and I sent her the medicine. I did not know of the death of Miss Speers till yesterday, when the officer came after me. I did not know the seriousness of the matter, and had I realized the trouble it would have made, I would have married the girl."

ACTS MAY BE NULLIFIED

Case Against Port of Tillamook Remanded to Lower Court.

SALEM, Or., June 25.—(Special.)—One of the indications that the acts of the Port of Tillamook may be nullified as a result of the recent Supreme Court decision that the Port of Tillamook officers improperly are holding their offices, came today when the higher court reversed the case of W. H. and Eva M. Leach against the Port of Tillamook and remanded it to the lower court for hearing.

This was a suit to remove a cloud from title to real estate, created by the officers of the Port of Tillamook in levying a tax and was to enjoin such proceedings. A demurrer to the complaint was sustained in the lower court and the suit was dismissed, but in the opinion by Justice Bean today the suit is sent back for hearing.

Other cases decided today were: Wesley T. Porter and others, appellants vs. George H. Small, respondent, and John C. Porter, vs. William C. Porter, his guardian, appellants, vs. George H. Small, respondent. Appealed from Lake County. George Nolan, appellant, vs. George H. Small, respondent. Appeal from Justice McBride.

James H. Baird vs. Marshfield & Suburban Railroad Company, appellant; appealed from Coos County. J. W. Hamilton vs. William C. Porter, appellant, and Belt Line Railway, and others, defendants; appealed from Coos County. John S. Coker, judge, reversed in an opinion by Justice Burns. This was a suit relative to land for attorneys' fees and the suit is dismissed.

INDIAN ROBBER IS CAUGHT

Storekeeper Surprises Party and Later White Man Is Jailed.

OREGON CITY, Or., June 25.—(Special.)—A party of Indians, led by a white man, robbed the store of A. E. King, at Mount Pleasant, last night. The men were surprised by Mr. King, who captured Harry Clark, an Indian, who was recently paroled by Circuit Judge Campbell after having been sentenced to seven years in the penitentiary for robbery. Sheriff Maus and Policeman Jack Frost went to Mount Pleasant early this morning and brought Clark to the county jail.

He said that John Howell, of this city, planned the robbery. Howell was arrested shortly after in his home. He was sentenced to serve a term in the penitentiary several years ago, but was paroled. E. R. Andrews, who lives near the store, heard the noise made by the crashing of a window and notified Mr. King, who seized a gun and arrived in time to intercept Clark. The other men escaped in a thicket.

INDIAN'S BODY EXHUMED

Father of Drowned Lad Makes Trip to Oregon City.

OREGON CITY, Or., June 25.—(Special.)—Joseph Henning, one of the best-known Indians of the Warm Springs reservation, and about 15 of his followers, on horseback, hastened to the reservation, but found his son had not returned. Without waiting to eat, the parent returned to Gladstone, the on-fire trip of 200 miles having been made in two days and two nights. He was exhausted when he returned. A few weeks later the body was found in the river.

Something new in university professorships is a "chair of copyright," which is to be established at the University of La-

Eugene Plans to See Albany.

EUGENE, Or., June 25.—(Special.)—

Three-Day Sale Boys' Blouse Waists

Thursday, Friday and Saturday we place on special sale all our Boys' 50c Blouse Waists. These are not sale goods—they are from our regular Spring stock; splendid, serviceable waists that will both wash and wear. There are many beautiful patterns as well as solid colors. Come and select all you want at the special price of

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